

114TH CONGRESS
2D SESSION

H. R. 5136

To amend the Federal Trade Commission Act to require that any legislative or regulatory recommendation of the Federal Trade Commission be accompanied by an economic analysis and include a description of the rationale for such legislation or regulation.

IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 2016

Mr. POMPEO introduced the following bill; which was referred to the
Committee on Energy and Commerce

A BILL

To amend the Federal Trade Commission Act to require that any legislative or regulatory recommendation of the Federal Trade Commission be accompanied by an economic analysis and include a description of the rationale for such legislation or regulation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Revealing Economic
5 Conclusions for Suggestions Act” or the “RECS Act”.

1 **SEC. 2. REQUIREMENT OF ANALYSIS AND RATIONALE FOR**
2 **LEGISLATIVE AND REGULATORY REC-**
3 **OMMENDATIONS.**

4 Section 6(f) of the Federal Trade Commission Act
5 (15 U.S.C. 46(f)) is amended by inserting after “That the
6 Commission” the following: “shall not submit any rec-
7 ommendations for legislative or regulatory action without
8 an economic analysis by the Bureau of Economics of the
9 Commission sufficient to demonstrate that the Commis-
10 sion has identified a problem it determines should be ad-
11 dressed, including the rationale for the Commission’s de-
12 termination that private markets or public institutions
13 could not adequately address the issue, and that its rec-
14 ommended legislative or regulatory action is based on a
15 reasoned determination that the benefits of the rec-
16 ommended action outweigh its costs: *Provided further,*
17 That the Commission”.

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