

114TH CONGRESS  
1ST SESSION

# S. 1927

To amend title 5, United States Code, to postpone the effective date of high-impact rules pending judicial review.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 4, 2015

Mr. COATS (for himself and Mr. LANKFORD) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To amend title 5, United States Code, to postpone the effective date of high-impact rules pending judicial review.

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 “Require Evaluation  
5       before Implementing Executive Wishlists Act of 2015” or  
6       the “REVIEW Act of 2015”.

7       **SEC. 2. RELIEF PENDING REVIEW.**

8       Section 705 of title 5, United States Code, is amend-  
9       ed—

1 (1) by striking “When” and inserting the fol-  
2 lowing:

3 “(a) IN GENERAL.—When”; and

4 (2) by adding at the end the following:

5 “(b) HIGH-IMPACT RULES.—

6 “(1) DEFINITIONS.—In this subsection—

7 “(A) the term ‘Administrator’ means the  
8 Administrator of the Office of Information and  
9 Regulatory Affairs of the Office of Management  
10 and Budget; and

11 “(B) the term ‘high-impact rule’ means  
12 any rule that the Administrator determines may  
13 impose an annual cost on the economy of not  
14 less than \$1,000,000,000.

15 “(2) RELIEF.—

16 “(A) IN GENERAL.—Except as provided in  
17 subparagraph (B), an agency shall postpone the  
18 effective date of a high-impact rule of the agen-  
19 cy pending judicial review.

20 “(B) FAILURE TO TIMELY SEEK JUDICIAL  
21 REVIEW.—Notwithstanding section 553(d), if  
22 no person seeks judicial review of a high-impact  
23 rule during the 60-day period beginning on the  
24 date on which the high-impact rule is published  
25 in the Federal Register, the high-impact rule

1           shall take effect on the date that is 60 days  
2           after the date on which the high-impact rule is  
3           published.”.

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