

114TH CONGRESS  
1ST SESSION

# S. 2199

To require agencies to conform to concurrent resolutions when promulgating rules.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 22, 2015

Mr. ENZI (for himself, Ms. AYOTTE, Mr. CRAPO, and Mr. DAINES) 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 require agencies to conform to concurrent resolutions when promulgating rules.

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 “Regulatory Authority  
5       Clarification Act of 2015”.

6       **SEC. 2. CONCURRENT RESOLUTIONS AND RULEMAKING.**

7       Section 553 of title 5, United States Code, is amend-  
8       ed by adding at the end the following:

9       “(f) If Congress adopts a concurrent resolution that  
10      clarifies the meaning of a provision of law, including a

1 clarification as to whether a provision of law delegates cer-  
2 tain authority to an agency, an agency—

3 “(1) may not promulgate a rule under this sec-  
4 tion that conflicts with or otherwise does not carry  
5 out the meaning of the provision, as provided in the  
6 concurrent resolution; and

7 “(2) shall promulgate new rules that carry out  
8 the meaning of the provision, as provided in the con-  
9 current resolution, if the agency has a rule in effect  
10 that conflicts with or otherwise does not carry out  
11 such meaning.”.

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