

115TH CONGRESS
2D SESSION

H. R. 6787

To provide for reforming agencies of the Federal Government to improve efficiency and effectiveness, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2018

Mr. JODY B. HICE of Georgia (for himself, Mr. MEADOWS, and Mr. MITCHELL) introduced the following bill; which was referred to the Committee on Oversight and Government Reform, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for reforming agencies of the Federal Government to improve efficiency and effectiveness, and for other purposes.

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 “Reforming Government
5 Act of 2018”.

6 **SEC. 2. PROVIDING CONSOLIDATION AUTHORITY.**

7 (a) DEFINITIONS.—Section 902 of title 5, United
8 States Code, is amended—

1 (1) by redesignating paragraph (2) as para-
 2 graph (4) and moving that paragraph to appear
 3 after paragraph (3);

4 (2) by inserting after paragraph (1) the fol-
 5 lowing:

6 “(2) ‘efficiency-enhancing plan’ means a reorga-
 7 nization plan that the Director of the Office of Man-
 8 agement and Budget determines will result in, or is
 9 likely to result in—

10 “(A) a decrease in the number of agencies;

11 or

12 “(B) cost savings in performing the func-
 13 tions that are the subject of that plan;”;

14 (3) in paragraph (3), by striking the period and
 15 inserting “; and”; and

16 (4) in paragraph (4), as so redesignated—

17 (A) by striking “or abolition” and insert-
 18 ing “abolition, or creation”; and

19 (B) by striking “; and” and inserting a pe-
 20 riod.

21 (b) MODERNIZING REORGANIZATION AUTHORITY.—

22 (1) LIMITATION ON POWERS.—Section 905(a)
 23 of title 5, United States Code, is amended—

24 (A) by amending paragraph (1) to read as
 25 follows:

“(1) abolishing or transferring an independent regulatory agency, or all the functions thereof, or consolidating 2 or more independent regulatory agencies, or all the functions thereof;”;

(B) by striking paragraph (5); and

(C) by redesignating paragraphs (6) and (7) as paragraphs (5) and (6), respectively.

(2) REORGANIZATION PLANS.—Section 903(a) of title 5, United States Code, is amended—

(A) in paragraph (5), by striking “or”;

(B) in paragraph (6), by striking the period and inserting “; or”; and

(C) by inserting after paragraph (6) the following:

“(7) the creation of a new agency that is not a component or part of an existing Executive department or independent agency.”.

(c) DURATION AND SCOPE OF AUTHORITY.—

(1) IN GENERAL.—Section 905(b) of title 5, United States Code, is amended by striking “if the plan” and all that follows and inserting the following: “if the plan is—

“(1) transmitted to Congress (in accordance with section 903(b)) on or before the date that is 2

1 years after the date of the enactment of the Reform-
2 ing Government Act of 2018; and

3 “(2) an efficiency-enhancing plan.”.

4 (2) EXERCISE OF RULEMAKING POWER.—Sec-
5 tion 908(1) of title 5, United States Code, is amend-
6 ed by striking “chapter) on or before December 31,
7 1984” and inserting “title) on or before the date
8 that is 2 years after the date of the enactment of
9 the Reforming Government Act of 2018”.

10 (3) TERMS OF RESOLUTION.—Section 909 of
11 title 5, United States Code, is amended—

12 (A) by striking “the matter after the re-
13 solving clause” and all that follows through
14 “such modifications” and inserting “the matter
15 after the resolving clause of which is as follows:
16 ‘That Congress approves the reorganization
17 plan numbered _____ transmitted to Con-
18 gress by the President on _____’, and in-
19 cludes such modifications”; and

20 (B) by striking “chapter” and inserting
21 “title”.

22 (d) TECHNICAL AMENDMENT.—Section 910 of title
23 5, United States Code, is amended—

24 (1) in subsection (a)—

1 (A) by striking “Government Operations
2 Committee of the House” and inserting “Com-
3 mittee on Oversight and Government Reform of
4 the House of Representatives”; and

5 (B) by striking “Governmental Affairs
6 Committee” and inserting “Committee on
7 Homeland Security and Governmental Affairs”;
8 and

9 (2) in subsection (b)—

10 (A) by striking “Governmental Affairs”
11 and inserting “Homeland Security and Govern-
12 mental Affairs”; and

13 (B) by striking “Government Operations of
14 the House” and inserting “Committee on Over-
15 sight and Government Reform of the House of
16 Representatives”.

17 **SEC. 3. SEVERABILITY.**

18 If any provision of this Act, an amendment made by
19 this Act, or the application of such provision or amend-
20 ment to any person or circumstance is held to be unconsti-
21 tutional, the remainder of this Act, the amendments made
22 by this Act, and the application of the provisions of such
23 to any person or circumstance shall not be affected there-
24 by.

○