

**AMENDMENT TO H.R. 3010, AS REPORTED**

**OFFERED BY M**\_\_\_\_.

Page 34, insert after line 20 the following, and re-designate provisions accordingly:

1 **SEC. 9. EXEMPTION FOR CERTAIN RULES AND GUIDANCE.**

2 (a) IN GENERAL.—Chapter 5 of title 5, United  
3 States Code, is amended by inserting after section 553a  
4 (as inserted by section 4 of this Act) the following new  
5 section:

6 **“§ 553b. Exemption for certain rules and guidance**

7 “Sections 551, 553, 556, 701(b), 704, and 706, as  
8 amended by the Regulatory Accountability Act of 2011,  
9 and section 553a shall not apply in the case of any pro-  
10 posed rule, final rule, or guidance made by the Secretary  
11 of Homeland Security. Sections 551, 553, 556, 701(b),  
12 704, and 706, as in effect before the enactment of the  
13 the Regulatory Accountability Act of 2011, shall apply to  
14 such proposed rules, final rules, or guidance, as appro-  
15 priate.”.

16 (b) CLERICAL AMENDMENT.—The table of sections  
17 for chapter 5 of title 5, United States Code, is amended

1 by inserting after the item relating to section 553 the fol-

2 lowing new item:

“553b. Exemption for certain rules.’”.

