## AMENDMENT TO H.R. 7198, AS REPORTED OFFERED BY MR. GOTTHEIMER OF NEW JERSEY

Add at the end the following:

1	SEC. 5. CUT RED TAPE ACT OF 2024.
2	(a) Definitions.—In this section—
3	(1) the term "Commission" means the Regu-
4	latory Improvement Commission established under
5	subsection (b);
6	(2) the term "commission bill" means a bill
7	consisting of the proposed legislative language of the
8	Commission recommended under subsection
9	(c)(8)(B)(iii) and introduced under subsection
10	(c)(9)(A); and
11	(3) the term "covered regulation" means a reg-
12	ulation that has been finalized not later than 10
13	years before the date on which the Commission is es-
14	tablished.
15	(b) Establishment of Commission.—
16	(1) Establishment.—There is established in
17	the legislative branch a commission to be known as
18	the "Regulatory Improvement Commission".
19	(2) Membership.—

1	(A) Composition.—The Commission shall
2	be composed of 10 members, of whom—
3	(i) 2 members shall be appointed by
4	the President, and shall serve as the co-
5	chairs of the Commission, who shall each
6	be of opposite political parties;
7	(ii) 2 members shall be appointed by
8	the majority leader of the Senate;
9	(iii) 2 members shall be appointed by
10	the minority leader of the Senate;
11	(iv) 2 members shall be appointed by
12	the Speaker of the House of Representa-
13	tives; and
14	(v) 2 members shall be appointed by
15	the minority leader of the House of Rep-
16	resentatives.
17	(B) Date.—The appointment of the mem-
18	bers of the Commission shall be made not later
19	than 60 days after the date of enactment of
20	this Act.
21	(C) QUALIFICATIONS.—
22	(i) Co-CHAIRS.—The Co-chairs of the
23	Commission shall be an individual with ex-
24	pertise and experience in rulemaking, such
25	as past Administrators of the Office of In-

1	formation and Regulatory Affairs, past
2	chairmen of the Administrative Conference
3	of the United States, and other individuals
4	with similar expertise and experience in
5	rulemaking affairs and the administration
6	of regulatory reviews.
7	(ii) Members.—Members appointed
8	to the Commission shall be prominent citi-
9	zens of the United States with national
10	recognition and a significant depth of expe-
11	rience and responsibilities in matters relat-
12	ing to government service, regulatory pol-
13	icy, economics, Federal agency manage-
14	ment, public administration, and law.
15	(D) LIMITATION.—Not more than 5 mem-
16	bers appointed to the Commission may be from
17	the same political party.
18	(3) Period of appointment; vacancies.—
19	Members shall be appointed for the life of the Com-
20	mission. Any vacancy in the Commission shall not
21	affect its powers, but shall be filled in the same
22	manner as the original appointment.
23	(4) Initial meeting.—Not later than 30 days
24	after the date on which all members of the Commis-

1	sion have been appointed, the Commission shall hold
2	its first meeting.
3	(5) Meetings.—The Commission shall meet at
4	the call of the Co-chairs.
5	(6) OPEN TO THE PUBLIC.—Each meeting of
6	the Commission shall be open to the public, unless
7	a member objects.
8	(7) Quorum.—Five members of the Commis-
9	sion shall constitute a quorum, but a lesser number
10	of members may hold hearings.
11	(8) Nonapplicability of the federal advi-
12	SORY COMMITTEE ACT.—The Federal Advisory Com-
13	mittee Act (5 U.S.C. App.) shall not apply to the
14	Commission.
15	(c) Duties of the Commission.—
16	(1) Purpose.—The purpose of the Commission
17	is to evaluate and provide recommendations for
18	modification, consolidation, or repeal of covered reg-
19	ulations with the aim of reducing compliance costs,
20	encouraging growth and innovation, and improving
21	competitiveness, all while protecting public health
22	and safety.
23	(2) Requirements.—In carrying out para-
24	graph (1), the Commission shall—

1	(A) give priority in its analysis of covered
2	regulations to those that—
3	(i) impose disproportionately high
4	costs on a small entity (as defined in sec-
5	tion 601 of title 5, United States Code);
6	(ii) impose substantial paperwork bur-
7	dens; or
8	(iii) could be strengthened in their ef-
9	fectiveness while reducing regulatory costs;
10	(B) solicit and review comments from the
11	public on the covered regulations described in
12	this paragraph; and
13	(C) develop a set of covered regulations to
14	modify, consolidate, or repeal to be submitted
15	to Congress for an up-or-down vote.
16	(3) Public comments.—
17	(A) In general.—Not later than 60 days
18	after the date of the initial meeting of the Com-
19	mission, the Commission shall initiate a process
20	to solicit and collect written recommendations
21	from the general public, interested parties, Fed-
22	eral agencies, and other relevant entities re-
23	garding which covered regulations should be ex-
24	amined.

1	(B) Submission of Public Comments.—
2	The Commission shall ensure that the process
3	initiated under subparagraph (A) allows for rec-
4	ommendations to be submitted to the Commis-
5	sion through the website of the Commission or
6	by mail.
7	(C) LENGTH OF PUBLIC COMMENT PE-
8	RIOD.—The period for the submission of rec-
9	ommendations under this paragraph shall end
10	120 days after the date on which the process is
11	initiated under subparagraph (A).
12	(D) Publication.—At the end of the pe-
13	riod for the submission of recommendations
14	under this paragraph, all submitted rec-
15	ommendations shall be published in the Federal
16	Register and on the website of the Commission.
17	(4) Commission outreach.—
18	(A) In general.—During the public com-
19	ment period described in paragraph (3), the
20	Commission shall conduct public outreach and
21	convene focus groups to better inform the com-
22	missioners of the public's interest and possible
23	contributions to the work of the Commission.
24	(B) Focus groups.—The focus groups re-
25	quired under subparagraph (A) shall include in-

1	dividuals affiliated with the Office of Informa-
2	tion and Regulatory Affairs, the Administrative
3	Conference of the United States, the offices
4	within Federal agencies responsible for small
5	business affairs and regulatory compliance, and,
6	at the discretion of the Commission, other rel-
7	evant stakeholders from within or outside the
8	regulatory entities.
9	(5) Commission review of public com-
10	MENTS.—Not later than 45 days after the date on
11	which the period for the submission of recommenda-
12	tions ends under paragraph (3), the Commission
13	shall convene to review submitted recommendations
14	and to identify covered regulations to modify, con-
15	solidate, or eliminate.
16	(6) Examination of regulations.—
17	(A) Process for examination.—In ex-
18	amining covered regulations under this para-
19	graph, the Commission shall determine the ef-
20	fectiveness of individual covered regulations, by
21	using multiple resources, including quantitative
22	metrics, testimony from industry and agency
23	experts, and research from the staff of the
24	Commission.

1	(B) Deadline.—Not later than 1 year
2	after the date on which the Commission con-
3	venes under paragraph (5), the Commission
4	shall complete a substantial examination of cov-
5	ered regulations.
6	(7) Initial report.—
7	(A) In general.—Not later than 1 year
8	after the date on which the Commission con-
9	venes under paragraph (5), the Commission
10	shall publish, and make available to the public
11	for comment, a report, which shall include—
12	(i) the findings and conclusions of the
13	Commission for the improvement of cov-
14	ered regulations examined by the Commis-
15	sion; and
16	(ii) a list of recommendations for
17	changes to the covered regulations exam-
18	ined by the Commission, which may in-
19	clude recommendations for modification,
20	consolidation, or repeal of such covered
21	regulations.
22	(B) REQUIREMENT.—The report required
23	under subparagraph (A) shall be approved by
24	not fewer than 6 members of the Commission.

1	(C) AVAILABILITY OF REPORT.—The Com-
2	mission shall make the report required under
3	subparagraph (A) available through the website
4	of the Commission and in printed form.
5	(D) Public comment period.—During
6	the 90-day period beginning on the date on
7	which the report required under subparagraph
8	(A) is published, the Commission shall—
9	(i) solicit comments from the public
10	on such report, using the same process es-
11	tablished under paragraph (3); and
12	(ii) publish any comments received
13	under clause (i) in the Federal Register
14	and the website of the Commission.
15	(E) Consultation.—
16	(i) In general.—Not later than 90
17	days after the date on which the report re-
18	quired under subparagraph (A) is pub-
19	lished, the Commission shall complete a
20	consultation with the chair and ranking
21	member of the committees of jurisdiction
22	in the House of Representatives and Sen-
23	ate regarding the contents of the report.

1	(ii) Requirements.—The consulta-
2	tion required under clause (i) shall pro-
3	vide—
4	(I) the opportunity for the chair
5	and ranking member of the commit-
6	tees of jurisdiction to provide sub-
7	stantive feedback or recommendations
8	related to the regulatory changes con-
9	tained in the report required under
10	subparagraph (A); and
11	(II) the opportunity for the chair
12	and ranking member of the commit-
13	tees of jurisdiction to provide rec-
14	ommendations for alternative means
15	of achieving a reduction in regulatory
16	costs while maintaining the same level
17	of benefits to society.
18	(8) Report to congress.—
19	(A) In general.—Not later than 90 days
20	after the date on which the 90-day period de-
21	scribed in paragraph (7)(D) ends, the Commis-
22	sion shall—
23	(i) review any comments received
24	under paragraph $(7)(D)$ ;

1	(ii) incorporate any relevant com-
2	ments received under paragraph (7)(D)
3	into the report required under paragraph
4	(7)(A); and
5	(iii) submit the revised report to Con-
6	gress.
7	(B) Contents.—The revised report re-
8	quired to be submitted to Congress under sub-
9	paragraph (A) shall include—
10	(i) the findings and conclusions of the
11	Commission for the improvement of cov-
12	ered regulations examined by the Commis-
13	sion;
14	(ii) a list of recommendations for
15	changes to the covered regulations exam-
16	ined by the Commission, which may in-
17	clude recommendations for modification,
18	consolidation, or repeal of such covered
19	regulations; and
20	(iii) recommended legislative language
21	to implement the recommendations in
22	clause (ii).
23	(9) Congressional consideration of com-
24	MISSION REPORT.—

1	(A) Introduction.—If approved by 6
2	members of the Commission, as required under
3	paragraph (7)(B), the Commission bill shall be
4	introduced in the Senate (by request) on the
5	next day on which the Senate is in session by
6	the majority leader of the Senate or by a Mem-
7	ber of the Senate designated by the majority
8	leader of the Senate and shall be introduced in
9	the House of Representatives (by request) on
10	the next legislative day by the majority leader
11	of the House or by a Member of the House des-
12	ignated by the majority leader of the House.
13	(B) Consideration in the house of
14	REPRESENTATIVES.—
15	(i) Referral and reporting.—Any
16	committee of the House of Representatives
17	to which the commission bill is referred
18	shall report it to the House without
19	amendment not later than 30 days after
20	the date on which the commission bill is in-
21	troduced under subparagraph (A). If a
22	committee fails to report the commission
23	bill within that period, it shall be in order
24	to move that the House discharge the com-
25	mittee from further consideration of the

1	commission bill. Such a motion shall not be
2	in order after the last committee author-
3	ized to consider the commission bill reports
4	it to the House or after the House has dis-
5	posed of a motion to discharge the commis-
6	sion bill. The previous question shall be
7	considered as ordered on the motion to its
8	adoption without intervening motion except
9	3 hours of debate equally divided and con-
10	trolled by the proponent and an opponent.
11	If such a motion is adopted, the House
12	shall proceed immediately to consider the
13	commission bill in accordance with clauses
14	(ii) and (iii). A motion to reconsider the
15	vote by which the motion is disposed of
16	shall not be in order.
17	(ii) Proceeding to consider-
18	ATION.—After the last committee author-
19	ized to consider the commission bill reports
20	it to the House or has been discharged
21	(other than by motion) from its consider-
22	ation, it shall be in order to move to pro-
23	ceed to consider the commission bill in the
24	House. Such a motion shall not be in order
25	after the House has disposed of a motion

1	to proceed with respect to the commission
2	bill. The previous question shall be consid-
3	ered as ordered on the motion to its adop-
4	tion without intervening motion. A motion
5	to reconsider the vote by which the motion
6	is disposed of shall not be in order.
7	(iii) Consideration.—The commis-
8	sion bill shall be considered as read. All
9	points of order against the commission bill
10	and against its consideration are waived.
11	The previous question shall be considered
12	as ordered on the commission bill to its
13	passage without intervening motion except
14	10 hours of debate equally divided and
15	controlled by the proponent and an oppo-
16	nent and one motion to limit debate on the
17	commission bill. A motion to reconsider the
18	vote on passage of the commission bill
19	shall not be in order.
20	(iv) VOTE ON PASSAGE.—The vote on
21	passage of the commission bill shall occur
22	not later than 60 days after the date on
23	which the commission bill is discharged
24	from the last committee authorized to con-
25	sider the commission bill.

1	(C) Consideration in the senate.—
2	(i) Committee consideration.—A
3	commission bill introduced in the Senate
4	under subparagraph (A) shall be jointly re-
5	ferred to the committee or committees of
6	jurisdiction, which committees shall report
7	the bill without any revision and with a fa-
8	vorable recommendation, an unfavorable
9	recommendation, or without recommenda-
10	tion, not later than 30 days after the date
11	on which the commission bill is introduced.
12	If any committee fails to report the bill
13	within that period, that committee shall be
14	automatically discharged from consider-
15	ation of the bill, and the bill shall be
16	placed on the appropriate calendar.
17	(ii) MOTION TO PROCEED.—Notwith-
18	standing Rule XXII of the Standing Rules
19	of the Senate, it is in order, not later than
20	2 days of session after the date on which
21	a commission bill is reported or discharged
22	from all committees to which it was re-
23	ferred, for the majority leader of the Sen-
24	ate or the majority leader's designee to
25	move to proceed to the consideration of the

1	commission bill. It shall also be in order
2	for any Member of the Senate to move to
3	proceed to the consideration of the com-
4	mission bill at any time after the conclu-
5	sion of such 2-day period. A motion to pro-
6	ceed is in order even though a previous
7	motion to the same effect has been dis-
8	agreed to. All points of order against the
9	motion to proceed to the commission bill
10	are waived. The motion to proceed is not
11	debatable. The motion is not subject to a
12	motion to postpone. A motion to reconsider
13	the vote by which the motion is agreed to
14	or disagreed to shall not be in order. If a
15	motion to proceed to the consideration of
16	the commission bill is agreed to, the com-
17	mission bill shall remain the unfinished
18	business until disposed of.
19	(iii) Consideration.—All points of
20	order against the commission bill and
21	against consideration of the commission
22	bill are waived. Consideration of the com-
23	mission bill and of all debatable motions
24	and appeals in connection therewith shall
25	not exceed a total of 10 hours which shall

1	be divided equally between the majority
2	and minority leaders or their designees. A
3	motion further to limit debate on the com-
4	mission bill is in order, shall require an af-
5	firmative vote of a majority of the Mem-
6	bers duly chosen and sworn, and is not de-
7	batable. Any debatable motion or appeal is
8	debatable for not to exceed 1 hour, to be
9	divided equally between those favoring and
10	those opposing the motion or appeal. All
11	time used for consideration of the commis-
12	sion bill, including time used for quorum
13	calls and voting, shall be counted against
14	the total 10 hours of consideration.
15	(iv) No amendments.—An amend-
16	ment to the commission bill, or a motion to
17	postpone, or a motion to proceed to the
18	consideration of other business, or a mo-
19	tion to recommit the commission bill, is
20	not in order.
21	(v) VOTE ON PASSAGE.—If the Senate
22	has voted to proceed to the commission
23	bill, the vote on passage of the commission
24	bill shall occur immediately following the
25	conclusion of the debate on a commission

1	bill, and a single quorum call at the con-
2	clusion of the debate if requested. The vote
3	on passage of the commission bill shall
4	occur not later than 60 days after the date
5	on which the commission bill is discharged
6	from all committees to which the commis-
7	sion bill was referred.
8	(vi) Rulings of the co-chairs on
9	PROCEDURE.—Appeals from the decisions
10	of the Co-chairs relating to the application
11	of the rules of the Senate, as the case may
12	be, to the procedure relating to a commis-
13	sion bill shall be decided without debate.
14	(D) Amendment.—The commission bill
15	shall not be subject to amendment in either the
16	House of Representatives or the Senate.
17	(E) Consideration by the other
18	HOUSE.—
19	(i) In general.—If, before passing
20	the commission bill, one House receives
21	from the other a commission bill—
22	(I) the commission bill of the
23	other House shall not be referred to a
24	committee; and

1	(II) the procedure in the receiv-
2	ing House shall be the same as if no
3	commission bill had been received
4	from the other House until the vote
5	on passage, when the commission bill
6	received from the other House shall
7	supplant the commission bill of the re-
8	ceiving House.
9	(ii) Revenue measure.—This para-
10	graph shall not apply to the House of Rep-
11	resentatives if the commission bill received
12	from the Senate is a revenue measure.
13	(F) Rules to coordinate action with
14	OTHER HOUSE.—
15	(i) Treatment of commission bill
16	OF OTHER HOUSE.—If the Senate fails to
17	introduce or consider a commission bill
18	under this subsection, the commission bill
19	of the House shall be entitled to expedited
20	floor procedures under this subsection.
21	(ii) Treatment of companion
22	MEASURES IN THE SENATE.—If following
23	passage of the commission bill in the Sen-
24	ate, the Senate then receives the commis-
25	sion bill from the House of Representa-

1	tives, the House-passed commission bill
2	shall not be debatable. The vote on passage
3	of the commission bill in the Senate shall
4	be considered to be the vote on passage of
5	the commission bill received from the
6	House of Representatives.
7	(iii) Vetoes.—If the President vetoes
8	the commission bill, debate on a veto mes-
9	sage in the Senate under this subsection
10	shall be 1 hour equally divided between the
11	majority and minority leaders or their des-
12	ignees.
13	(10) Notice to regulatory agencies.—
14	(A) ENACTMENT OF COMMISSION BILL.—If
15	the commission bill is enacted into law, the
16	President shall—
17	(i) not later than 7 days after the
18	date on which the commission bill is en-
19	acted into law—
20	(I) provide notice to the affected
21	regulatory agencies; and
22	(II) publish notice of enactment
23	in the Federal Register and online;
24	and

1	(ii) require affected regulatory agen-
2	cies to implement the commission bill not
3	later than 180 days after the date on
4	which the commission bill is enacted into
5	law.
6	(B) Failure to enact commission
7	BILL.—If the commission bill is not enacted
8	into law, the President shall provide notice of
9	such failure to enact the commission bill in the
10	Federal Register.
11	(11) Adjournment of congress.—If the
12	commission bill is introduced less than 60 session
13	days or 60 legislative days before the date on which
14	Congress adjourns sine die—
15	(A) the commission bill shall be introduced
16	in both Houses on the date on which the suc-
17	ceeding Congress first convenes its next session;
18	and
19	(B) paragraph (9) shall apply to the com-
20	mission bill during the succeeding Congress.
21	(d) Powers of the Commission.—
22	(1) Hearings.—The Commission may hold
23	such hearings, sit and act at such times and places,
24	take such testimony, and receive such evidence as

the Commission considers advisable to carry out this 1 2 subsection. 3 (2) Information from federal agencies.— (A) IN GENERAL.—The Commission is au-4 5 thorized to secure directly from any executive 6 department, bureau, agency, board, commission, 7 office, independent establishment, or instrumen-8 tality of the Government, information, sugges-9 tions, estimates, and statistics for the purpose 10 of this subsection. Each department, bureau, 11 agency, board, commission, office, independent 12 establishment, or instrumentality shall, to the 13 extent authorized by law, furnish such informa-14 tion, suggestions, estimates, and statistics di-15 rectly to the Commission, upon request made by co-chairs, the chairman of any sub-16 the 17 committee created by the Commission, or any 18 member designated by a majority of the Com-19 mission. 20 (B) Receipt, handling, storage, and DISSEMINATION.—Information shall only be re-21 22 ceived, handled, stored, and disseminated by 23 members of the Commission and its staff con-24 sistent with all applicable statutes, regulations, 25 and Executive orders.

1	(3) Postal services.—The Commission may
2	use the United States mails in the same manner and
3	under the same conditions as other departments and
4	agencies of the Federal Government.
5	(4) Gifts.—The Commission may accept, use,
6	and dispose of gifts or donations of services or prop-
7	erty.
8	(5) Space for use of commission.—Not
9	later than 60 days after the date of enactment of
10	this Act, the Administrator of General Services shall
11	support on a reimbursable basis the operations of
12	the Commission, including the identification of suit-
13	able space to house the Commission. If the Adminis-
14	trator is not able to make such suitable space avail-
15	able within the 60-day period, the Commission shall
16	lease space to the extent that funds are available.
17	(e) Commission Personnel Matters.—
18	(1) Compensation of members.—Each mem-
19	ber of the Commission shall be compensated at a
20	rate equal to the daily equivalent of the annual rate
21	of basic pay prescribed for level IV of the Executive
22	Schedule under section 5315 of title 5, United
23	States Code, for each day (including travel time)
24	during which such member is engaged in the per-
25	formance of the duties of the Commission.

1 (2) Travel expenses.—The members of the 2 Commission shall be allowed travel expenses, includ-3 ing per diem in lieu of subsistence, at rates author-4 ized for employees of agencies under subchapter I of 5 chapter 57 of title 5, United States Code, while 6 away from their homes or regular places of business 7 in the performance of services for the Commission. 8 (3) Staff.— 9 (A) IN GENERAL.—The co-chairs of the 10 Commission may, without regard to the civil 11 service laws and regulations, appoint and termi-12 nate an executive director and such other addi-13 tional personnel as may be necessary to enable 14 the Commission to perform its duties. The em-15 ployment of an executive director shall be sub-16 ject to confirmation by the Commission. 17 (B) Compensation.—The co-chairs of the 18 Commission may fix the compensation of the 19 executive director and other personnel without 20 regard to chapter 51 and subchapter III of 21 chapter 53 of title 5, United States Code, relat-22 ing to classification of positions and General 23 Schedule pay rates, except that the rate of pay 24 for the executive director and other personnel

may not exceed the rate payable for level V of

25

1	the Executive Schedule under section 5316 of
2	such title.
3	(C) AGENCY ASSISTANCE.—Following con-
4	sultation with and upon the request of the co-
5	chairs of the Commission, the head of any
6	agency may detail an employee of the agency to
7	the Commission without reimbursement, and
8	such detail shall be without interruption or loss
9	of civil service status or privilege.
10	(D) GAO AND OIRA ASSISTANCE.—The
11	Comptroller General of the United States and
12	the Administrator of the Office of Information
13	and Regulatory Affairs shall provide assistance,
14	including the detailing of employees, to the
15	Commission in accordance with an agreement
16	entered into with the Commission.
17	(4) Procurement of Temporary and inter-
18	MITTENT SERVICES.—The co-chairs of the Commis-
19	sion may procure temporary and intermittent serv-
20	ices under section 3109(b) of title 5, United States
21	Code, at rates for individuals which do not exceed
22	the daily equivalent of the annual rate of basic pay
23	prescribed for level V of the Executive Schedule
24	under section 5316 of such title.

1	(5) Contracting authority.—The Commis-
2	sion may acquire administrative supplies and equip-
3	ment for Commission use to the extent funds are
4	available.
5	(6) Administrative support.—Upon the re-
6	quest of the Commission, the Administrator of Gen-
7	eral Services shall provide to the Commission, on a
8	reimbursable basis, the administrative support serv-
9	ices necessary for the Commission to carry out its
10	responsibilities under this section.
11	(f) TERMINATION OF THE COMMISSION.—The Com-
12	mission shall terminate 90 days after the date on which
13	the Commission submits its report under subsection (d).
14	(g) Authorization of Appropriations.—
15	(1) In general.—There are authorized to be
16	appropriated such sums as may be necessary to the
17	Commission to carry out this section.
18	(2) AVAILABILITY.—Any sums appropriated
19	under the authorization contained in this subsection
20	shall remain available, without fiscal year limitation
21	until expended.