

118TH CONGRESS
1ST SESSION

H. R. 3175

To require agencies to repeal existing regulations before issuing a new regulation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2023

Mrs. BICE (for herself, Ms. HAGEMAN, Mr. SELF, Mr. AMODEI, Mrs. RODGERS of Washington, Mr. FRY, Mr. BRECHEEN, Mr. BUCK, Mr. CLOUD, Mr. NORMAN, Mr. FEENSTRA, Mr. WEBER of Texas, Ms. MACE, Mr. MOORE of Alabama, Mr. AUSTIN SCOTT of Georgia, Mr. LOUDERMILK, and Mrs. CAMMACK) introduced the following bill; which was referred to the Committee on Oversight and Accountability, and in addition to the Committee on the Judiciary, 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 require agencies to repeal existing regulations before issuing a new regulation, 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 “Regulation Reduction
5 Act of 2023”.

1 **SEC. 2. REPEAL OF REGULATIONS REQUIRED BEFORE**
2 **ISSUANCE OF A NEW RULE.**

3 (1) **REQUIREMENT FOR RULE.**—An agency may
4 not issue a rule unless such agency has repealed two
5 or more rules described in paragraph (4) that, to the
6 extent practicable, are related to the rule.

7 (2) **REQUIREMENT FOR MAJOR RULE.**—

8 (A) **REPEAL REQUIRED.**—An agency may
9 not issue a major rule unless—

10 (i) such agency has repealed three or
11 more rules described in paragraph (4)
12 that, to the extent practicable, are related
13 to the major rule; and

14 (ii) the cost of the new major rule is
15 less than or equal to the cost of the rules
16 repealed.

17 (B) **CERTIFIED COST.**—For any rule
18 issued in accordance with subparagraph (A),
19 the Administrator of the Office of Information
20 and Regulatory Affairs of the Office of Manage-
21 ment and Budget must have certified that the
22 cost of the new major rule is equal to or less
23 than the cost of the rules repealed.

24 (3) **PUBLICATION REQUIRED.**—Any rule re-
25 pealed under paragraph (1) or (2) shall be published
26 in the Federal Register.

1 (4) APPLICABILITY.—This section—

2 (A) applies to any rule or major rule that
3 imposes a cost or responsibility on a nongovern-
4 mental person or a State or local government;
5 and

6 (B) shall not apply to any rule or major
7 rule—

8 (i) that relates to the internal policy
9 or practice of an agency or procurement by
10 the agency; or

11 (ii) that is being revised to be less
12 burdensome to decrease requirements im-
13 posed by the rule or cost of compliance.

14 (5) REVIEW OF AGENCY RULES.—Not later
15 than 90 days after the date of the enactment of this
16 Act, the head of each agency shall submit to Con-
17 gress and the Director of the Office of Management
18 and Budget a report that includes a review of each
19 rule of the agency that identifies whether that rule
20 is costly, ineffective, duplicative, or outdated, includ-
21 ing a list of any other unnecessary regulatory re-
22 striction of the agency that is costly, ineffective, du-
23 plicative, or outdated.

24 (6) DEFINITIONS.—In this section:

1 (A) AGENCY.—The term “agency” has the
2 meaning given that term in section 551 of title
3 5, United States Code.

4 (B) MAJOR RULE.—The term “major rule”
5 has the meaning given that term in section 804
6 of title 5, United States Code.

7 (C) RULE.—The term “rule” has the
8 meaning given that term in section 551 of title
9 5, United States Code.

10 (D) STATE.—The term “State” means
11 each of the several States, the District of Co-
12 lumbia, each territory or possession of the
13 United States, and each federally recognized In-
14 dian Tribe.

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