

## S 1029

### Regulatory Accountability Act of 2013

**Congress:** 113 (2013–2015, Ended)

**Chamber:** Senate

**Policy Area:** Government Operations and Politics

**Introduced:** May 23, 2013

**Current Status:** Committee on Homeland Security and Governmental Affairs Subcommittee on the Efficiency and Effective

**Latest Action:** Committee on Homeland Security and Governmental Affairs Subcommittee on the Efficiency and Effectiveness of Federal Programs and the Federal Workforce. Hearings held. With printed Hearing: S.Hrg. 113-371. (Mar 11, 2014)

**Official Text:** <https://www.congress.gov/bill/113th-congress/senate-bill/1029>

### Sponsor

**Name:** Sen. Portman, Rob [R-OH]

**Party:** Republican • **State:** OH • **Chamber:** Senate

### Cosponsors (13 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Ayotte, Kelly [R-NH]	R · NH		May 23, 2013
Sen. Collins, Susan M. [R-ME]	R · ME		May 23, 2013
Sen. Cornyn, John [R-TX]	R · TX		May 23, 2013
Sen. Johanns, Mike [R-NE]	R · NE		May 23, 2013
Sen. King, Angus S., Jr. [I-ME]	I · ME		May 23, 2013
Sen. Manchin, Joe, III [D-WV]	D · WV		May 23, 2013
Sen. Nelson, Bill [D-FL]	D · FL		May 23, 2013
Sen. Pryor, Mark L. [D-AR]	D · AR		May 23, 2013
Sen. Hoeven, John [R-ND]	R · ND		Jun 26, 2013
Sen. Enzi, Michael B. [R-WY]	R · WY		Apr 3, 2014
Sen. Inhofe, James M. [R-OK]	R · OK		Apr 3, 2014
Sen. Paul, Rand [R-KY]	R · KY		Jul 9, 2014
Sen. Hatch, Orrin G. [R-UT]	R · UT		Dec 2, 2014

### Committee Activity

Committee	Chamber	Activity	Date
Homeland Security and Governmental Affairs Committee	Senate	Hearings By (subcommittee)	Mar 11, 2014

### Subjects & Policy Tags

#### Policy Area:

Government Operations and Politics

## Related Bills

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*No related bills are listed.*

## Summary (as of May 23, 2013)

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Regulatory Accountability Act of 2013 - Amends the Administrative Procedure Act to revise requirements for federal agency rulemaking by requiring agencies, in making a rule, to consider: (1) the legal authority under which a rule may be proposed, including whether rulemaking is required by statute or is within the discretion of the agency; (2) the nature and significance of the problem the agency intends to address; (3) whether existing federal laws or rules have created or contributed to the problem; (4) reasonable alternatives for a new rule; and (5) for any major rule or high-impact rule (generally defined as rules having an annual cost on the economy of \$100 million or \$1 billion or more, respectively), the potential costs and benefits associated with potential alternative rules.

Requires agencies that initiate a rulemaking that may result in a major rule or a high-impact rule to: (1) establish an electronic docket for that rulemaking, which may have a physical counterpart; and (2) publish a notice of initiation of rulemaking in the Federal Register.

Requires agencies issuing a rule to notify the Administrator of the Office of Information and Regulatory Affairs of the Office of Management and Budget (OMB) and publish a notice of proposed rulemaking in the Federal Register which shall include: (1) a text of the proposed rule; (2) a summary of rulemaking considerations; and (3) for any major rule or high-impact rule, a preliminary determination that the benefits of the proposed rule justify its costs and a discussion of the costs and benefits of alternatives to the rule. Provides similar notice requirements when an agency adopts a final rule.

Expands agency requirements for allowing opportunities for public comment. Sets forth requirements for providing public hearings for high-impact and major rules and for petitioning for the issuance, amendment, or repeal of a rule. Requires agencies, in a rulemaking for a major rule or high-impact rule, to adopt the least costly rule considered that meets relevant statutory objectives.

Requires the Administrator to establish and update guidelines for the assessment of: (1) the costs and benefits of proposed and final rules, and (2) other economic issues and risk assessments that are relevant to rulemaking.

Revises the scope of judicial review to prohibit review of a determination of whether a rule is a major rule and to establish a substantial evidence standard for affirming agency rulemaking decisions.

Sets forth criteria for issuing major guidance (agency guidance that is likely to lead to an annual cost on the economy of \$100 million or more, a major increase in cost or prices, or significant adverse effects on competition, employment, investment, productivity, innovation, or ability to compete).

## Actions Timeline

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- **Mar 11, 2014:** Committee on Homeland Security and Governmental Affairs Subcommittee on the Efficiency and Effectiveness of Federal Programs and the Federal Workforce. Hearings held. With printed Hearing: S.Hrg. 113-371.
- **May 23, 2013:** Introduced in Senate
- **May 23, 2013:** Read twice and referred to the Committee on Homeland Security and Governmental Affairs.

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