

HR 50

Unfunded Mandates Information and Transparency Act of 2018

Congress: 115 (2017–2019, Ended)

Chamber: House

Policy Area: Government Operations and Politics

Introduced: Jan 3, 2017

Current Status: Placed on Senate Legislative Calendar under General Orders. Calendar No. 738.

Latest Action: Placed on Senate Legislative Calendar under General Orders. Calendar No. 738. (Dec 19, 2018)

Official Text: <https://www.congress.gov/bill/115th-congress/house-bill/50>

Sponsor

Name: Rep. Foxx, Virginia [R-NC-5]

Party: Republican • **State:** NC • **Chamber:** House

Cosponsors (5 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Cuellar, Henry [D-TX-28]	D · TX		Jan 3, 2017
Rep. Peterson, Collin C. [D-MN-7]	D · MN		Jun 27, 2018
Rep. Gosar, Paul A. [R-AZ-4]	R · AZ		Jun 28, 2018
Rep. Sessions, Pete [R-TX-32]	R · TX		Jun 28, 2018
Rep. Suozzi, Thomas R. [D-NY-3]	D · NY		Jun 28, 2018

Committee Activity

Committee	Chamber	Activity	Date
Budget Committee	House	Discharged From	Jun 29, 2018
Homeland Security and Governmental Affairs Committee	Senate	Reported By	Dec 20, 2018
Judiciary Committee	House	Referred to	Jan 12, 2017
Oversight and Government Reform Committee	House	Reported By	Jun 29, 2018
Rules Committee	House	Discharged From	Jun 29, 2018

Subjects & Policy Tags

Policy Area:

Government Operations and Politics

Related Bills

Bill	Relationship	Last Action
115 HRES 985	Related bill	Jul 11, 2018: Motion to reconsider laid on the table Agreed to without objection.
115 S 1523	Related bill	Jul 10, 2017: Read twice and referred to the Committee on Homeland Security and Governmental Affairs.

Unfunded Mandates Information and Transparency Act of 2017

This bill amends the Congressional Budget Act of 1974 to: (1) require the Congressional Budget Office (CBO), at the request of the chairman or ranking member of a congressional committee, to conduct an assessment comparing the authorized level of funding in legislation to the prospective costs of carrying out any changes to a condition of federal assistance being imposed on state, local, or tribal governments participating in the federal assistance program; (2) modify the definition of "direct costs" to require CBO to consider, in accounting for the costs of federal mandates, forgone business profits, costs passed onto consumers and other entities, and behavioral changes; (3) eliminate the exemption of independent regulatory agencies (except the Board of Governors of the Federal Reserve System, the Federal Open Market Committee, or the Consumer Financial Protection Bureau) from reporting requirements under the Unfunded Mandates Reform Act of 1995 (UMRA); and (4) make the raising of points of order in the consideration of congressional legislation applicable to legislation that would increase the direct cost of private sector mandates beyond limits established by UMRA.

The bill amends UMRA to: (1) transfer certain responsibilities under it from the Office of Management and Budget to the Office of Information and Regulatory Affairs (OIRA); (2) set forth detailed criteria to guide agencies in assessing the effects of federal regulatory actions on state, local, and tribal governments and the private sector; (3) revise requirements for agency statements accompanying significant regulatory actions to require an analysis of the effects of a proposed final rule on state, local, or tribal governments, the private sector, and private property owners; and (4) extend to the private sector the requirement for consultation with agencies in the development of regulatory proposals containing significant federal mandates.

UMRA reporting requirements are revised to require: (1) the OIRA to provide guidance and oversight so that agency regulations are consistent with the principles and policies of UMRA and do not conflict with the policies or actions of another agency; and (2) agencies to include in their annual compliance statements an appendix detailing consultation activities with state, local, and tribal governments and the private sector.

The bill requires an agency, at the request of the chairman or ranking member of a standing or select House or Senate Committee, to conduct a retrospective analysis of an existing regulation promulgated by such agency.

Judicial review under UMRA is expanded to include review of provisions of such Act relating to agency assessment of the effects of the regulatory process and agency selection of the least costly or least burdensome alternative to a regulatory mandate. Courts are granted expanded powers to compel agencies to comply with UMRA reporting requirements.

Actions Timeline

- **Dec 19, 2018:** Committee on Homeland Security and Governmental Affairs. Reported by Senator Johnson with amendments. With written report No. 115-447.
- **Dec 19, 2018:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 738.
- **Sep 26, 2018:** Committee on Homeland Security and Governmental Affairs. Ordered to be reported with an amendment favorably.
- **Jul 16, 2018:** Received in the Senate and Read twice and referred to the Committee on Homeland Security and Governmental Affairs.
- **Jul 13, 2018:** Considered under the provisions of rule H. Res. 985. (consideration: CR H6179-6191)
- **Jul 13, 2018:** Rule provides for consideration of H.R. 50 and H.R. 3281. Rule provides for consideration of H.R. 50 under a structured rule and H.R.3281 under a closed rule. Each measure is allowed one motion to recommit with or without instructions.
- **Jul 13, 2018:** The Speaker designated the Honorable Brian J. Mast to act as Chairman of the Committee.
- **Jul 13, 2018:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 985 and Rule XVIII.
- **Jul 13, 2018:** GENERAL DEBATE - The Committee of the Whole proceeded with one hour of general debate on H.R. 50.
- **Jul 13, 2018:** DEBATE - Pursuant to the provisions of H.Res. 985, the Committee of the Whole proceeded with 10 minutes of debate on the Watson Coleman amendment No. 1.
- **Jul 13, 2018:** DEBATE - Pursuant to the provisions of H.Res. 985, the Committee of the Whole proceeded with 10 minutes of debate on the Raskin amendment No. 2.
- **Jul 13, 2018:** DEBATE - Pursuant to the provisions of H.Res. 985, the Committee of the Whole proceeded with 10 minutes of debate on the Connolly amendment No. 4.
- **Jul 13, 2018:** The House rose from the Committee of the Whole House on the state of the Union to report H.R. 50.
- **Jul 13, 2018:** The previous question was ordered pursuant to the rule.
- **Jul 13, 2018:** The House adopted the amendment in the nature of a substitute as agreed to by the Committee of the Whole House on the state of the Union. (text: CR H6185-6187)
- **Jul 13, 2018:** Mrs. Beatty moved to recommit with instructions to the Committee on Oversight and Government Reform. (text: CR H6189)
- **Jul 13, 2018:** DEBATE - The House proceeded with 10 minutes of debate on the Beatty motion to recommit with instructions. The instructions contained in the motion seek to require the bill to be reported back to the House with an amendment to add a new section to the bill to not restrict any Federal agency mandate or action to protect students and children from a person who has been convicted in any court of a sex offense against a minor; prevent domestic violence; prevent rape or sexual assault; and require criminal background checks for schools or other employees.
- **Jul 13, 2018:** The previous question on the motion to recommit with instructions was ordered without objection.
- **Jul 13, 2018:** On motion to recommit with instructions Failed by the Yeas and Nays: 180 - 219 (Roll no. 327).
- **Jul 13, 2018:** Passed/agreed to in House: On passage Passed by recorded vote: 230 - 168 (Roll no. 328).
- **Jul 13, 2018:** On passage Passed by recorded vote: 230 - 168 (Roll no. 328).
- **Jul 13, 2018:** Motion to reconsider laid on the table Agreed to without objection.
- **Jul 10, 2018:** Rules Committee Resolution H. Res. 985 Reported to House. Rule provides for consideration of H.R. 50 and H.R. 3281. Rule provides for consideration of H.R. 50 under a structured rule and H.R.3281 under a closed rule. Each measure is allowed one motion to recommit with or without instructions.
- **Jun 29, 2018:** Reported (Amended) by the Committee on Oversight and Government Reform. H. Rept. 115-798, Part I.
- **Jun 29, 2018:** Committee on the Budget discharged.
- **Jun 29, 2018:** Committee on Rules discharged.
- **Jun 29, 2018:** Committee on the Judiciary discharged.
- **Jun 29, 2018:** Placed on the Union Calendar, Calendar No. 617.
- **Mar 15, 2018:** Committee Consideration and Mark-up Session Held.
- **Mar 15, 2018:** Ordered to be Reported (Amended) by the Yeas and Nays: 20 - 10.
- **Jan 12, 2017:** Referred to the Subcommittee on Regulatory Reform, Commercial And Antitrust Law.
- **Jan 3, 2017:** Introduced in House
- **Jan 3, 2017:** Referred to the Committee on Oversight and Government Reform, and in addition to the Committees on the Budget, Rules, and 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.