

119TH CONGRESS
1ST SESSION

H. R. 2953

To amend title 5, United States Code, to provide for the publication, by the Office of Information and Regulatory Affairs, of information relating to rules, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2025

Mr. PALMER introduced the following bill; which was referred to the Committee on Oversight and Government Reform, 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 amend title 5, United States Code, to provide for the publication, by the Office of Information and Regulatory Affairs, of information relating to rules, 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 “All Economic Regula-
5 tions are Transparent Act” or the “ALERT Act”.

1 **SEC. 2. OFFICE OF INFORMATION AND REGULATORY AF-**
2 **FAIRS PUBLICATION OF INFORMATION RE-**
3 **LATING TO RULES.**

4 (a) AMENDMENT.—Title 5, United States Code, is
5 amended by inserting after chapter 6 the following new
6 chapter:

7 **“CHAPTER 6A—OFFICE OF INFORMATION**
8 **AND REGULATORY AFFAIRS PUBLICA-**
9 **TION OF INFORMATION RELATING TO**
10 **RULES**

11 **“SEC. 651. AGENCY MONTHLY SUBMISSION TO OFFICE OF**
12 **INFORMATION AND REGULATORY AFFAIRS.**

13 “On a monthly basis, the head of each agency shall
14 submit to the Administrator of the Office of Information
15 and Regulatory Affairs (referred to in this chapter as the
16 ‘Administrator’), in such a manner as the Administrator
17 may reasonably require, the following information:

18 “(1) For each rule that the agency expects to
19 propose or finalize during the 12-month period fol-
20 lowing the month covered by the monthly submis-
21 sion:

22 “(A) A summary of the nature of the rule,
23 including the regulation identifier number and
24 the docket number for the rule.

25 “(B) The objectives of and legal basis for
26 the issuance of the rule, including—

1 “(i) any statutory or judicial deadline;
2 and

3 “(ii) whether the legal basis restricts
4 or precludes the agency from conducting
5 an analysis of the costs or benefits of the
6 rule during the rule making, and if not,
7 whether the agency plans to conduct an
8 analysis of the costs or benefits of the rule
9 during the rule making.

10 “(C) Whether the agency plans to claim an
11 exemption from the requirements of section 553
12 pursuant to section 553(b)(B).

13 “(D) The stage of the rule making as of
14 the date of submission.

15 “(E) Whether the rule is subject to review
16 under section 610.

17 “(2) For any rule for which the agency expects
18 to finalize during the 12-month period following the
19 month covered by the monthly submission and has
20 issued a general notice of proposed rule making—

21 “(A) an approximate schedule for com-
22 pleting action on the rule;

23 “(B) an estimate of whether the rule will
24 cost—

25 “(i) less than \$50,000,000;

1 “(ii) \$50,000,000 or more but less
2 than \$100,000,000;

3 “(iii) \$100,000,000 or more but less
4 than \$500,000,000;

5 “(iv) \$500,000,000 or more but less
6 than \$1,000,000,000;

7 “(v) \$1,000,000,000 or more but less
8 than \$5,000,000,000;

9 “(vi) \$5,000,000,000 or more but less
10 than \$10,000,000,000; or

11 “(vii) \$10,000,000,000 or more;

12 “(C) any estimate of the economic effects
13 of the rule, including the imposition of un-
14 funded mandates and any estimate of the net
15 effect that the rule will have on the number of
16 jobs in the United States, that was considered
17 in drafting the rule, or, if no such estimate is
18 available, a statement affirming that no infor-
19 mation on the economic effects, including the
20 effect on the number of jobs, of the rule has
21 been considered; and

22 “(D) a list of all influential scientific infor-
23 mation disseminated or expected to be dissemi-
24 nated by the agency relating to the rule, includ-

1 ing any peer review plans for the information,
2 including—

3 “(i) the date the information or peer
4 review was or is expected to be received by
5 the agency;

6 “(ii) the date the information or peer
7 review was publically disclosed or is ex-
8 pected to be publically disclosed, and, if
9 that date is altered in subsequent reports,
10 a brief explanation for the change; and

11 “(iii) the Internet address of the in-
12 formation or peer review completed and
13 disclosed or of where the information or
14 peer review will be found, once completed
15 and disclosed.

16 **“SEC. 652. OFFICE OF INFORMATION AND REGULATORY AF-**
17 **FAIRS PUBLICATIONS.**

18 “(a) AGENCY-SPECIFIC INFORMATION PUBLISHED
19 MONTHLY.—Not later than 30 days after the submission
20 of information pursuant to section 651, the Administrator
21 shall make such information publicly available on the
22 Internet.

23 “(b) CUMULATIVE ASSESSMENT OF AGENCY RULE
24 MAKING PUBLISHED ANNUALLY.—

1 “(1) PUBLICATION IN THE FEDERAL REG-
2 ISTER.—Not later than October 1 of each year, the
3 Administrator shall publish in the Federal Register
4 the following, with respect to the previous year:

5 “(A) The information that the Adminis-
6 trator received from the head of each agency
7 under section 651.

8 “(B) The number of rules and a list of
9 each such rule—

10 “(i) that was proposed by each agen-
11 cy, including, for each such rule, an indica-
12 tion of whether the issuing agency con-
13 ducted an analysis of the costs or benefits
14 of the rule; and

15 “(ii) that was finalized by each agen-
16 cy, including for each such rule an indica-
17 tion of whether—

18 “(I) the issuing agency conducted
19 an analysis of the costs or benefits of
20 the rule;

21 “(II) the agency claimed an ex-
22 emption from the procedures under
23 section 553 pursuant to section
24 553(b)(B); and

1 “(III) the rule was issued pursu-
2 ant to a statutory mandate or the rule
3 making is committed to agency discre-
4 tion by law.

5 “(C) The number of agency actions and a
6 list of each such action taken by each agency
7 that—

8 “(i) repealed a rule;

9 “(ii) reduced the scope of a rule;

10 “(iii) reduced the cost of a rule; or

11 “(iv) accelerated the expiration date
12 of a rule.

13 “(D) The total cost (without reducing the
14 cost by any offsetting benefits) of all rules pro-
15 posed or finalized, the total cost of any un-
16 funded mandates imposed by all such rules, and
17 the number of rules for which an estimate of
18 the cost of the rule was not available.

19 “(2) PUBLICATION ON THE INTERNET.—Not
20 later than October 1 of each year, the Administrator
21 shall make publicly available on the Internet the fol-
22 lowing:

23 “(A) The analysis of the costs or benefits,
24 if conducted, for each proposed rule or final
25 rule issued by an agency for the previous year.

1 “(B) The docket number and regulation
2 identifier number for each proposed or final
3 rule issued by an agency for the previous year.

4 “(C) The number of rules and a list of
5 each such rule reviewed by the Director of the
6 Office of Management and Budget for the pre-
7 vious year, and the authority under which each
8 such review was conducted.

9 “(D) The number of rules and a list of
10 each such rule for which the head of an agency
11 completed a review under section 610 for the
12 previous year.

13 “(E) The number of rules and a list of
14 each such rule submitted to the Comptroller
15 General under section 801.

16 “(F) The number of rules and a list of
17 each such rule for which a resolution of dis-
18 approval was introduced in either the House of
19 Representatives or the Senate under section
20 802.

21 **“SEC. 653. REQUIREMENT FOR RULES TO APPEAR IN AGEN-**
22 **CY-SPECIFIC MONTHLY PUBLICATION.**

23 “(a) IN GENERAL.—Subject to subsection (b), a rule
24 may not take effect until the information required to be
25 made publicly available on the Internet regarding such

1 rule pursuant to section 652(a) has been so available for
 2 not less than 6 months.

3 “(b) EXCEPTIONS.—The requirement of subsection
 4 (a) shall not apply in the case of a rule—

5 “(1) for which the agency issuing the rule
 6 claims an exception under section 553(b)(B); or

7 “(2) which the President determines by Execu-
 8 tive order should take effect because the rule is—

9 “(A) necessary because of an imminent
 10 threat to health or safety or other emergency;

11 “(B) necessary for the enforcement of
 12 criminal laws;

13 “(C) necessary for national security; or

14 “(D) issued pursuant to any statute imple-
 15 menting an international trade agreement.

16 **“SEC. 654. DEFINITIONS.**

17 “In this chapter, the terms ‘agency’, ‘agency action’,
 18 ‘rule’, and ‘rule making’ have the meanings given those
 19 terms in section 551, and the term ‘unfunded mandate’
 20 has the meaning given the term ‘Federal mandate’ in sec-
 21 tion 421(6) of the Congressional Budget Act of 1974 (2
 22 U.S.C. 658(6)).”.

23 (b) TECHNICAL AND CONFORMING AMENDMENT.—
 24 The table of chapters for part I of title 5, United States

1 Code, is amended by inserting after the item relating to
2 chapter 5, the following:

“6. The Analysis of Regulatory Functions 601.

“6A. Office of Information and Regulatory Affairs Publication of Information
Relating to Rules 651”.

3 (c) EFFECTIVE DATES.—

4 (1) AGENCY MONTHLY SUBMISSION TO THE OF-
5 FICE OF INFORMATION AND REGULATORY AF-
6 FAIRS.—The first submission required pursuant to
7 section 651 of title 5, United States Code, as added
8 by subsection (a), shall be submitted not later than
9 30 days after the date of the enactment of this Act,
10 and monthly thereafter.

11 (2) CUMULATIVE ASSESSMENT OF AGENCY
12 RULE MAKING.—

13 (A) IN GENERAL.—Subsection (b) of sec-
14 tion 652 of title 5, United States Code, as
15 added by subsection (a), shall take effect on the
16 date that is 60 days after the date of the enact-
17 ment of this Act.

18 (B) DEADLINE.—The first requirement to
19 publish or make available, as the case may be,
20 under subsection (b) of section 652 of title 5,
21 United States Code, as added by subsection (a),
22 shall be the first October 1 after the effective
23 date of such subsection.

1 (C) FIRST PUBLICATION.—The require-
2 ment under section 652(b)(2)(A) of title 5,
3 United States Code, as added by subsection (a),
4 shall include for the first publication, any anal-
5 ysis of the costs or benefits conducted for a
6 proposed or final rule, for the 10 years before
7 the date of the enactment of this Act.

8 (3) REQUIREMENT FOR RULES TO APPEAR IN
9 AGENCY-SPECIFIC MONTHLY PUBLICATION.—Section
10 653 of title 5, United States Code, as added by sub-
11 section (a), shall take effect on the date that is 8
12 months after the date of the enactment of this Act.

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