

114TH CONGRESS  
2D SESSION

# H. R. 5136

To amend the Federal Trade Commission Act to require that any legislative or regulatory recommendation of the Federal Trade Commission be accompanied by an economic analysis and include a description of the rationale for such legislation or regulation.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 2016

Mr. POMPEO introduced the following bill; which was referred to the  
Committee on Energy and Commerce

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## A BILL

To amend the Federal Trade Commission Act to require that any legislative or regulatory recommendation of the Federal Trade Commission be accompanied by an economic analysis and include a description of the rationale for such legislation or regulation.

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 “Revealing Economic  
5 Conclusions for Suggestions Act” or the “RECS Act”.

1 **SEC. 2. REQUIREMENT OF ANALYSIS AND RATIONALE FOR**  
2 **LEGISLATIVE AND REGULATORY REC-**  
3 **COMMENDATIONS.**

4 Section 6(f) of the Federal Trade Commission Act  
5 (15 U.S.C. 46(f)) is amended by inserting after “That the  
6 Commission” the following: “shall not submit any rec-  
7 ommendations for legislative or regulatory action without  
8 an economic analysis by the Bureau of Economics of the  
9 Commission sufficient to demonstrate that the Commis-  
10 sion has identified a problem it determines should be ad-  
11 dressed, including the rationale for the Commission’s de-  
12 termination that private markets or public institutions  
13 could not adequately address the issue, and that its rec-  
14 ommended legislative or regulatory action is based on a  
15 reasoned determination that the benefits of the rec-  
16 ommended action outweigh its costs: *Provided further,*  
17 That the Commission”.

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