

Calendar No. 233115TH CONGRESS
1ST SESSION**S. 34****[Report No. 115–164]**

To amend chapter 8 of title 5, United States Code, to provide for en bloc consideration in resolutions of disapproval for “midnight rules”, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 5, 2017

Mr. JOHNSON (for himself, Mr. PAUL, Mr. ENZI, Mr. RUBIO, Mr. DAINES, Mr. BLUNT, and Mr. STRANGE) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

OCTOBER 5, 2017

Reported by Mr. JOHNSON, without amendment

A BILL

To amend chapter 8 of title 5, United States Code, to provide for en bloc consideration in resolutions of disapproval for “midnight 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Midnight Rules Relief
3 Act of 2017”.

4 **SEC. 2. EN BLOC CONSIDERATION OF RESOLUTIONS OF**
5 **DISAPPROVAL PERTAINING TO “MIDNIGHT**
6 **RULES”.**

7 (a) IN GENERAL.—Section 801(d) of title 5, United
8 States Code, is amended by adding at the end the fol-
9 lowing:

10 “(4) In applying section 802 to rules described under
11 paragraph (1), a joint resolution of disapproval may con-
12 tain one or more such rules if the report under subsection
13 (a)(1)(A) for each such rule was submitted during the
14 final year of a President’s term.”.

15 (b) TEXT OF RESOLVING CLAUSE.—Section 802(a)
16 of title 5, United States Code, is amended—

17 (1) by inserting after “resolving clause of which
18 is” the following: “(except as otherwise provided in
19 this subsection)”; and

20 (2) by adding at the end the following: “In the
21 case of a joint resolution under section 801(d)(4),
22 the matter after the resolving clause of such resolu-
23 tion shall be as follows: ‘That Congress disapproves
24 the following rules: the rule submitted by the ____
25 relating to ____; and the rule submitted by the ____
26 relating to _____. Such rules shall have no force or

- 1 effect.’ (The blank spaces being appropriately filled
- 2 in and additional clauses describing additional rules
- 3 to be included as necessary).”.

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