

119TH CONGRESS
1ST SESSION

S. 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 21, 2025

Mr. JOHNSON (for himself, Mrs. BLACKBURN, Ms. LUMMIS, Mr. SCHMITT, Mr. SHEEHY, and Mr. LANKFORD) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Midnight Rules Relief
5 Act of 2025”.

1 **SEC. 2. EN BLOC CONSIDERATION OF RESOLUTIONS OF**
 2 **DISAPPROVAL PERTAINING TO “MIDNIGHT**
 3 **RULES”.**

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

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

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

14 (1) by inserting “(1) IN GENERAL.—” after
 15 “(a)”;

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

19 (3) by adding at the end the following:

20 “(2) JOINT RESOLUTIONS UNDER SECTION
 21 801(D)(4).—In the case of a joint resolution under section
 22 801(d)(4), the matter after the resolving clause of such
 23 resolution shall be as follows: ‘That Congress disapproves
 24 the following rules: the rule submitted by the ____ relating
 25 to ____; and the rule submitted by the ____ relating to
 26 _____. Such rules shall have no force or effect.’ (The blank

- 1 spaces being appropriately filled in and additional clauses
- 2 describing additional rules to be included as necessary).”.

