

H.R. 3553: Ms. EDWARDS and Mr. WELCH.
 H.R. 3612: Mr. GEORGE MILLER of California.
 H.R. 3627: Ms. CASTOR of Florida, Mr. COBLE, and Mr. COURTNEY.
 H.R. 3769: Mr. MEEKS and Mr. FRANK of Massachusetts.
 H.R. 3798: Mr. TOWNS, Mr. DANIEL E. LUNGREN of California, and Ms. CLARKE of New York.
 H.R. 3803: Mr. GRIFFITH of Virginia, Mr. WEBSTER, Mr. MACK, Mr. FITZPATRICK, and Mr. HASTINGS of Washington.
 H.R. 3816: Mr. BRALEY of Iowa.
 H.R. 3861: Mr. DINGELL.
 H.R. 4037: Mrs. CHRISTENSEN.
 H.R. 4115: Mr. LIPINSKI.
 H.R. 4122: Mr. HIMES.
 H.R. 4215: Mr. MARINO.
 H.R. 4235: Mr. HINOJOSA.
 H.R. 5284: Mr. DAVIS of Kentucky.
 H.R. 5542: Mr. BOSWELL.
 H.R. 5630: Mr. BUCHANAN.
 H.R. 5638: Ms. SPEIER.
 H.R. 5646: Mr. FINGER.
 H.R. 5647: Mr. PASTOR of Arizona.
 H.R. 5684: Ms. TSONGAS.
 H.R. 5708: Mr. LONG and Mr. BUCHANAN.
 H.R. 5710: Mr. HARRIS and Mr. LOEBSACK.
 H.R. 5846: Mr. WESTMORELAND.
 H.R. 5959: Ms. PINGREE of Maine.
 H.R. 5978: Mr. SCHIFF and Ms. BONAMICI.
 H.R. 5998: Mr. BACA.
 H.R. 6025: Mr. FRANKS of Arizona, Mr. CARTER, and Mr. CRAVAACK.
 H.R. 6035: Ms. BASS of California.
 H.R. 6075: Mr. FLAKE.
 H.R. 6107: Ms. MATSUI, Mr. BOSWELL, Mr. BUTTERFIELD, and Ms. NORTON.
 H.R. 6112: Mr. LANKFORD.
 H.R. 6120: Mr. CROWLEY.
 H.R. 6132: Mr. STARK.
 H.R. 6139: Mr. SESSIONS.
 H.R. 6140: Mr. HARRIS, Mr. COFFMAN of Colorado, Mr. KINGSTON, Mr. GOSAR, and Mr. JONES.
 H. R. 6147: Mr. PENCE and Mrs. MYRICK.
 H. R. 6150: Mr. HANNA.
 H. R. 6152: Mr. DINGELL.
 H. R. 6155: Mr. RUSH.
 H. R. 6161: Mr. GARRETT.
 H. Res. 47: Mr. CUMMINGS and Ms. BROWN of Florida.
 H. Res. 110: Mr. GALLEGLY and Mr. ROSKAM.
 H. Con. Res. 116: Mr. SENSENBRENNER.

H. Con. Res. 129: Ms. HIRONO.
 H. Res. 651: Mr. STARK.
 H. Res. 682: Ms. BORDALLO, Mr. TOWNS, Mr. CLAY, Mr. MORAN, and Mr. LEWIS of Georgia.
 H. Res. 687: Mr. ELLISON.
 H. Res. 722: Mr. MEEHAN.
 H. Res. 725: Ms. SEWELL, Ms. MCCOLLUM, and Mr. RANGEL.
 H. Res. 727: Mr. POLIS.

AMENDMENTS

Under clause 8 of rule XVIII, proposed amendments were submitted as follows:

H.R. 4078

OFFERED BY: MR. MANZULLO

AMENDMENT NO 1:

Add at the end of the bill the following:

TITLE VIII—ENSURING HIGH STANDARDS FOR AGENCY USE OF SCIENTIFIC INFORMATION

SEC. 801. REQUIREMENT FOR FINAL GUIDELINES.

(a) IN GENERAL.—Not later than January 1, 2013, each Federal agency shall have in effect guidelines for ensuring and maximizing the quality, objectivity, utility, and integrity of scientific information relied upon by such agency.

(b) CONTENT OF GUIDELINES.—The guidelines described in subsection (a), with respect to a Federal agency, shall ensure that—

(1) when scientific information is considered by the agency in policy decisions—

(A) the information is subject to well-established scientific processes, including peer review where appropriate;

(B) the agency appropriately applies the scientific information to the policy decision;

(C) except for information that is protected from disclosure by law or administrative practice, the agency makes available to the public the scientific information considered by the agency;

(D) the agency gives greatest weight to information that is based on experimental, empirical, quantifiable, and reproducible data that is developed in accordance with well-established scientific processes; and

(E) with respect to any proposed rule issued by the agency, such agency follows procedures that include, to the extent fea-

sible and permitted by law, an opportunity for public comment on all relevant scientific findings;

(2) the agency has procedures in place to make policy decisions only on the basis of the best reasonably obtainable scientific, technical, economic, and other evidence and information concerning the need for, consequences of, and alternatives to the decision; and

(3) the agency has in place procedures to identify and address instances in which the integrity of scientific information considered by the agency may have been compromised, including instances in which such information may have been the product of a scientific process that was compromised.

(c) APPROVAL NEEDED FOR POLICY DECISIONS TO TAKE EFFECT.—No policy decision issued after January 1, 2013, by an agency subject to this section may take effect prior to such date that the agency has in effect guidelines under subsection (a) that have been approved by the Director of the Office of Science and Technology Policy.

(d) POLICY DECISIONS NOT IN COMPLIANCE.—A policy decision of an agency that does not comply with guidelines approved under subsection (c) shall be deemed to be arbitrary, capricious, an abuse of discretion, and otherwise not in accordance with law.

(e) DEFINITIONS.—For purposes of this section:

(1) AGENCY.—The term “agency” has the meaning given such term in section 551(1) of title 5, United States Code.

(2) POLICY DECISION.—The term “policy decision” means, with respect to an agency, an agency action as defined in section 551(13) of title 5, United States Code, (other than an adjudication, as defined in section 551(7) of such title), and includes—

(A) the listing, labeling, or other identification of a substance, product, or activity as hazardous or creating risk to human health, safety, or the environment; and

(B) agency guidance.

(3) AGENCY GUIDANCE.—The term “agency guidance” means an agency statement of general applicability and future effect, other than a regulatory action, that sets forth a policy on a statutory, regulatory, or technical issue or on an interpretation of a statutory or regulatory issue.