

# Calendar No. 548

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 2228

[Report No. 105-309]

To amend the Federal Advisory Committee Act (5 U.S.C. App.) to modify termination and reauthorization requirements for advisory committees, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JUNE 25, 1998

Mr. THOMPSON (for himself, Mr. GLENN, Mr. COCHRAN, Mr. LEVIN, Mr. BROWNBACK, and Mr. LIEBERMAN) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

SEPTEMBER 8 (legislative day, AUGUST 31), 1998

Reported by Mr. THOMPSON, without amendment

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## A BILL

To amend the Federal Advisory Committee Act (5 U.S.C. App.) to modify termination and reauthorization requirements for advisory committees, 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 “Advisory Committee  
5 Termination and Streamlining Act of 1998”.

1 **SEC. 2. TERMINATION OF ADVISORY COMMITTEES.**

2 Section 14 of the Federal Advisory Committee Act  
3 (5. U.S.C. App.) is amended by adding at the end the fol-  
4 lowing:

5 “(d)(1) Notwithstanding any other provision of law  
6 (including section 4(a) of this Act and this section) and  
7 except as provided under paragraph (2), each advisory  
8 committee established, authorized, or reauthorized by stat-  
9 ute shall terminate 3 years after the date of enactment  
10 of the Advisory Committee Termination and Streamlining  
11 Act of 1998.

12 “(2) This subsection shall not apply to any advisory  
13 committee the purpose of which is to—

14 “(A) provide for peer review of Federal grant or  
15 research applications or similar activities;

16 “(B) provide advice and recommendations relat-  
17 ing to academic certification of Federal institutions;  
18 or

19 “(C) address critical needs relating to health,  
20 safety, national security, or other concerns as the  
21 President may certify.

22 “(3) Nothing in this subsection shall be construed to  
23 reauthorize the continuation of any advisory committee  
24 covered under paragraph (1) beyond the termination date  
25 specified in the original authorization or any reauthoriza-  
26 tion for the committee.”.

1 **SEC. 3. REGULATIONS.**

2 Section 7(c) of the Federal Advisory Committee Act  
3 (5 U.S.C. App.) is amended in the first sentence by strik-  
4 ing: “administrative guidelines” and inserting “regula-  
5 tions”.

6 **SEC. 4. ANNUAL REPORT.**

7 Section 6(c) of the Federal Advisory Committee Act  
8 (5 U.S.C. App.) is amended by striking the first sentence  
9 and inserting: “Not later than March 15 of each year, the  
10 President shall submit an annual report to Congress on  
11 the activities, status, and changes in the composition of  
12 advisory committees in existence during the preceding fis-  
13 cal year.”.

14 **SEC. 5. ADVISORY COMMITTEE PROCEDURES.**

15 Section 10(a)(2) of the Federal Advisory Committee  
16 Act (5 U.S.C. App.) is amended to read as follows:

17 “(2) Except when the President determines otherwise  
18 for reasons of national security, timely notice of each such  
19 meeting shall be published in the Federal Register. The  
20 Administrator shall prescribe regulations to provide for  
21 other types of public notice in addition to, or in lieu of,  
22 notices in the Federal Register to ensure that all inter-  
23 ested persons are notified of such meeting prior thereto.”.



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