

118TH CONGRESS
2D SESSION

H. R. 9078

To require on-time delivery of periodicals to unlock additional rate authority,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2024

Mr. ADERHOLT (for himself, Mr. CLEAVER, Mr. THANEDAR, Mrs. CHERFILUS-McCORMICK, Mr. KRISHNAMOORTHY, Ms. CRAIG, Mr. DAVIS of North Carolina, Mr. NICKEL, Mr. DESAULNIER, Mr. WILSON of South Carolina, Mr. SUOZZI, Ms. WASSERMAN SCHULTZ, Ms. TENNEY, Mr. JOHNSON of Georgia, Ms. SPANBERGER, Mr. COSTA, Mr. D'ESPOSITO, Mr. QUIGLEY, and Mr. CARL) introduced the following bill; which was referred to the Committee on Oversight and Accountability

A BILL

To require on-time delivery of periodicals to unlock additional
rate authority, 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 “Deliver for Democracy
5 Act”.

6 **SEC. 2. ADDITIONAL RATE AUTHORITY FOR PERIODICALS.**

7 Not later than 1 year after the date of enactment
8 of this Act, the Postal Regulatory Commission shall

1 amend section 3030.222 of title 39, Code of Federal Regu-
2 lations, to provide that, for any fiscal year ending after
3 the date of enactment of this Act, the Commission shall
4 not authorize the United States Postal Service any addi-
5 tional rate authority with respect to periodicals under that
6 section for the following fiscal year, unless the Commission
7 determines that the United States Postal Service
8 achieved—

9 (1) a 95 percent on-time delivery performance
10 for periodicals during the fiscal year of the deter-
11 mination, as measured by the service standards in
12 effect on the date of enactment of this Act; or

13 (2) an increase in the on-time delivery perform-
14 ance for periodicals during the fiscal year of the de-
15 termination, as measured by the service standards in
16 effect on the date of enactment of this Act, of not
17 less than 2 percentage points, as compared to the
18 on-time delivery performance percentage in the fiscal
19 year before, on, or after the date of enactment of
20 this Act in which the on-time delivery performance
21 percentage is the highest measured, as measured by
22 such service standards.

23 **SEC. 3. ANNUAL PROGRESS REPORT.**

24 (a) REPORT REQUIRED.—

1 (1) IN GENERAL.—Subject to subsections (c)
2 and (d), the Postmaster General shall submit to the
3 Postal Regulatory Commission and make publicly
4 available an annual report on the progress of the
5 United States Postal Service in including in the peri-
6 odical service performance measurements of the
7 Postal Service on-time performance data for in-coun-
8 ty and out-of-county newspaper mail that is entered
9 and accepted at each delivery unit for delivery.

10 (2) STAKEHOLDER INPUT.—In carrying out the
11 report requirement under paragraph (1), the Post-
12 master General shall solicit feedback from relevant
13 stakeholders.

14 (b) IMPLEMENTATION OF REPORT REQUIREMENT.—
15 If the relevant information is not available for each indi-
16 vidually addressed piece of mail for purposes of a report
17 required under subsection (a), the Postal Regulatory Com-
18 mission, in consultation with the Postmaster General,
19 shall develop a system for generating service performance
20 data for use in the report by producing digital information
21 for relevant mail bundles.

22 (c) TERMINATION OF REPORT REQUIREMENT.—The
23 Postmaster General shall submit and make publicly avail-
24 able the report described in subsection (a) annually until
25 the date on which the Postal Regulatory Commission de-

1 terminates that the United States Postal Service has incor-
2 porated the categories of mail described in subsection (a),
3 or any other relevant mail categories used in the report
4 in accordance with subsection (d), into the existing appli-
5 cable service performance measurements.

6 (d) PROXY INFORMATION.—

7 (1) IN GENERAL.—If the Postal Regulatory
8 Commission and the Postmaster General jointly de-
9 termine that identifying newspaper mail within the
10 periodicals mail category is not practicable for pur-
11 poses of a report under subsection (a), the Postal
12 Regulatory Commission may determine what infor-
13 mation with respect to the closest relevant mail cat-
14 egory the Postmaster General may use in the report.

15 (2) PUBLIC REPORT ON DETERMINATION.—If
16 the Postal Regulatory Commission and the Post-
17 master General make the determination described in
18 paragraph (1), the Postal Regulatory Commission
19 and the Postmaster General shall make publicly
20 available a report describing the process and ration-
21 ale for the determination, including a description
22 of—

23 (A) the potential costs for the United
24 States Postal Service and applicable businesses

1 resulting from the report requirement under
2 subsection (a);

3 (B) the ability of the Postmaster General
4 to ascertain accurate results for inclusion in the
5 report under subsection (a); and

6 (C) any other factor contributing to the
7 determination.

8 **SEC. 4. GAO STUDY AND REPORT.**

9 (a) STUDY.—The Comptroller General of the United
10 States shall conduct a study of alternative pricing schemes
11 and other options for the United States Postal Service
12 that would improve the financial position of periodicals
13 and other products that do not cover their costs and evalu-
14 ate the potential impact of such alternative pricing
15 schemes and other options.

16 (b) REPORT.—Not later than 2 years after the date
17 of enactment of this Act, the Comptroller General of the
18 United States shall submit to the Committee on Homeland
19 Security and Governmental Affairs of the Senate and the
20 Committee on Oversight and Accountability of the House
21 of Representatives a report on the study conducted under
22 subsection (a).

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