

118TH CONGRESS
1ST SESSION

S. RES. 18

Amending the Standing Rules of the Senate to prohibit the consideration of legislation in the Senate unless the text of the legislation that will be considered has been made publicly available in electronic form for a mandatory minimum review period.

IN THE SENATE OF THE UNITED STATES

JANUARY 26, 2023

Mr. SCOTT of Florida (for himself, Mr. MARSHALL, Mr. HAWLEY, and Ms. ERNST) submitted the following resolution; which was referred to the Committee on Rules and Administration

RESOLUTION

Amending the Standing Rules of the Senate to prohibit the consideration of legislation in the Senate unless the text of the legislation that will be considered has been made publicly available in electronic form for a mandatory minimum review period.

1 *Resolved,*

2 **SECTION 1. PROHIBITING CONSIDERATION OF TEXT OF**
3 **LEGISLATION UNTIL COMPLETION OF MAN-**
4 **DATORY MINIMUM REVIEW PERIOD.**

5 (a) IN GENERAL.—Rule XII of the Standing Rules
6 of the Senate is amended by adding at the end the fol-
7 lowing:

1 “(5)(a) It shall not be in order to consider a
2 bill, joint resolution, resolution, or conference report
3 unless the text of the bill, joint resolution, resolu-
4 tion, or conference report to be considered has been
5 publicly available in electronic form for the manda-
6 tory minimum review period.

7 “(b) Each Senator shall self certify that the
8 Senator has read a bill, joint resolution, resolution,
9 or conference report before voting on the bill, joint
10 resolution, resolution, or conference report.

11 “(c) In this paragraph, the term ‘mandatory
12 minimum review period’ means, with respect to a
13 bill, joint resolution, resolution, or conference report,
14 the greater of—

15 “(i) the period—

16 “(I) beginning on the first hour after
17 the text of the bill, joint resolution, resolu-
18 tion, or conference report to be considered
19 is first made publicly available in electronic
20 form; and

21 “(II) that consists of a number of
22 minutes equal to 2 times the number of
23 pages of the text of the bill, joint resolu-
24 tion, resolution, or conference report to be
25 considered; and

1 “(ii) 72 hours after the text of the bill,
2 joint resolution, resolution, or conference report
3 to be considered is first made publicly available
4 in electronic form.”.

5 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

6 The Standing Rules of the Senate is amend-
7 ed—

8 (1) in paragraph 1 of rule VIII, by inserting
9 “the text of which has been available for the manda-
10 tory minimum review period, as defined in para-
11 graph 5 of rule XII, and” after “bills and resolu-
12 tions”;

13 (2) in rule XIV—

14 (A) in paragraph 3, by striking “on that
15 day” and inserting “before the expiration of the
16 mandatory minimum review period, as defined
17 in paragraph 5 of rule XII,”; and

18 (B) in paragraph 6, by striking “one day”
19 and inserting “for the mandatory minimum re-
20 view period, as defined in paragraph 5 of rule
21 XII,”;

22 (3) in paragraph 5 of rule XVII, by striking
23 “two calendar days (excluding Sundays and legal
24 holidays” and inserting “the mandatory minimum

1 review period, as defined in paragraph 5 of rule
2 XII,”; and

3 (4) in paragraph 5 of rule XXVIII, by striking
4 “shall be immediately put” and inserting “shall be
5 put after the expiration of the mandatory minimum
6 review period, as defined in paragraph 5 of rule
7 XII”.

8 **SEC. 2. CBO COST ESTIMATE.**

9 (a) POINT OF ORDER.—It shall not be in order in
10 the Senate to consider any bill, joint resolution, motion,
11 amendment, amendment between the Houses, or con-
12 ference report unless a cost estimate under section 402(1)
13 of the Congressional Budget Act of 1974 (2 U.S.C.
14 653(1)) for the exact text of the bill, joint resolution, mo-
15 tion, amendment, amendment between the Houses, or con-
16 ference report has been available for not fewer than 24
17 hours.

18 (b) WAIVER AND APPEAL.—Subsection (a) may be
19 waived or suspended in the Senate only by an affirmative
20 vote of two-thirds of the Members, duly chosen and sworn.
21 An affirmative vote of two-thirds of the Members of the
22 Senate, duly chosen and sworn, shall be required to sus-
23 tain an appeal of the ruling of the Chair on a point of
24 order raised under subsection (a).

○