

# Appendixes

## Appendix A. Estimated incremental annual costs of major rules, FY 2020–22 (subset for which OMB presented both costs and benefits)

RIN	Title of rule	2022 \$		
DEPARTMENT OF AGRICULTURE				
0581-AD82	(AMS) Establishmnet of a Domestic Hemp Program			0.021
	USDA 2020(b) increment	0.021		
0581-AD82	(AMS) Establishmnet of a Domestic Hemp Program			0.004
	USDA 2021 increment	0.004		
TOTAL - Department of Agriculture			\$0.025	
DEPARTMENT OF ENERGY				
1904-AC11	(EE) Energy Conservation Standards for Manufactured Housing			\$0.247
1904-AE44	(EE) Energy Efficiency Standards for New Federal Commercial and Multi-Family High-Rise Residential Buildings Baseline Standards Update			–\$0.037
1904-AF09	(EE) Backstop Requirement for General Service Lamps			\$0.199
1904-AF22	(EE) Definitions for General Service Lamps			\$0.230
	Dept. of Energy 2022 increment	\$0.639		
TOTAL—Department of Energy			\$0.639	
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
0955-AA01	(ONC & CMS) Interoperability and Patient Access (CMS-9115-F)			\$0.138

RIN	Title of rule	2022 \$		
0938-AT79	(ONC & CMS) 21st Century Cures Act: Interoperability, Information Blocking, and the ONC Health IT Certification Program			\$1.027
	HHS 2020(b) increment	\$1.165		
0938-AT97	(CMS) Contract Year 2022 Policy and Technical Changes to the Medicare Advantage Program, Medicare Prescription Drug Benefit Program, Medicaid Program, Medicare Cost Plan Program, and PACE (CMS-4190)			\$0.025
0938-AU02	(CMS) Organ Procurement Organizations (OPOs) (CMS-3380)			\$0.012
0955-AA02	(ONC) Information Blocking and the ONC Health IT Certification Program: Extension of Compliance Dates and Timeframes in Response to the COVID-19 Public Health Emergency			-\$0.057
	HHS 2021 increment	-\$0.020		
0910-AI21	(FDA) Medical Devices; Ear, Nose and Throat Devices; Establishing Over-the-Counter Hearing Aids and Aligning Other Regulations			\$0.001
0970-AC90	(ACF) Head Start COVID-19 Vaccine Mandate			\$0.055
	HHS 2022 increment	\$0.056		
TOTAL—Department of Health and Human Services			\$1.201	
DEPARTMENT OF TRANSPORTATION				
2126-AC25	(FMCSA) Extension of Compliance Date for Entry Level Driver Training			-\$0.226
2127-AL76	(NHTSA) The Safer Affordable Fuel-Efficient (Safe) Vehicles Rule for Model Years 2021-2026 Passenger Cars and Light Trucks			-\$16.599
	DOT 2020(b) increment	-\$16.825		
2127-AK95	(NHTSA) Establish Side Impact Performance Requirements for Child Restraint Systems (MAP-21)			\$0.008
2127-AM06	(NHTSA) Occupant Protection for Automated Driving Systems			\$0.069
2127-AM34	(NHTSA) Passenger Car and Light Truck Corporate Average Fuel Economy Standards			\$7.954
	DOT 2022 increment	\$8.031		
TOTAL—Department of Transportation			-\$8.794	
DEPARTMENT OF HOMELAND SECURITY				
1615-AC64	(USCIS) Deferred Action for Childhood Arrivals			\$0.537
	DHS 2022 increment	\$0.537		
Total—Department of Homeland Security			\$0.537	
ENVIRONMENTAL PROTECTION AGENCY				
2040-AF75	(OW) Revised Definition of “Waters of the United States” (Step 2)			-\$0.126
2040-AF77	(OW) Effluent Limitations Guidelines and Standards for the Steam Electric Power Generating Point Source Category—Reconsideration			-\$0.176

RIN	Title of rule	2022 \$		
2060-AU48	(OAR) NESHAP: Coal- and Oil-Fired Electric Utility Steam Generating Units—Review of Acid Gas Standards for Certain Existing Eastern Bituminous Coal Refuse-Fired Units			–\$0.049
2060-AT54	(OAR) Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources Reconsideration			–\$0.132
	EPA 2020(b) increment	–\$0.483		
2040-AF15	(OW) National Primary Drinking Water Regulations for Lead and Copper: Regulatory Revisions			\$0.201
2060-AU84	(OAR) Cross-State Air Pollution Rule (CSAPR) Update Remand for the 2008 Ozone NAAQS			\$0.030
2060-AV17	(OAR) Phase Down of Hydrofluorocarbons under the American Innovation and Manufacturing Act			–\$0.559
2070-AK50	(OCSP) Review of Dust-Lead Post-Abatement Clearance Levels			\$0.003
	EPA 2021 increment	(\$0.325)		
2008-AA03	(RODENVER) Federal Implementation Plan for Oil and Natural Gas Sources; Uintah and Ouray Indian Reservation in Utah			\$0.100
2060-AU20	(OAR) National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters: Amendments			\$0.053
2060-AV11	(OAR) Renewable Fuel Standard (RFS) Program: RFS Annual Rules			\$3.907
2060-AV13	(OAR) Revised 2023 and Later Model Year Light-Duty Vehicle Greenhouse Gas Emissions Standards			\$16.138
	EPA 2022 increment	\$20.198		
TOTAL—Environmental Protection Agency			\$19.390	
GRAND TOTAL, ALL DEPARTMENTS AND AGENCIES, Third Decade, 20th Century			\$12.998	\$12.998

Source: OMB Draft Reports to Congress; OMB had issued two reports cover-dated 2020, first for FY2019; hence the “(b)” designation herein.  
Online updates at <http://tinyurl.com/2ayaybp5>.

Note: OMB “primary” estimate at 7 percent.

## Appendix B. Estimated incremental annual costs of major rules, FY 2020–2023 (subset for which OMB presented costs only)

OMB 2020(b), table 1-6(b), 27 rules (2022 \$)		
ED 1870-AA14	Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance	\$14
HHS 0910-AI39	Required Warnings for Cigarette Packages and Advertisements	\$132
HHS 0938-AT68	CY 2020 Home Health Prospective Payment System Rate Update and Quality Reporting Requirements (CMS-1711-F)	\$196
HHS 0938-AU22	CY 2020 Hospital Outpatient PPS Policy Changes: Price Transparency Requirements for Hospitals to Make Standard Charges Public (CMS-1717-F2)	\$45
HHS 0938-AT53	Exchange Program Integrity (CMS-9922-F)	\$344
HHS 0938-AU33^	Clinical Laboratory Improvement Amendments and Patient Protection and Affordable Care Act; Additional Policy and Regulatory Revisions in Response to the COVID-19 Public Health Emergency (CMS-3401)	\$870
HHS 0945-AA11	Nondiscrimination in Health and Health Education Programs or Activities	(\$285)
DOJ 1117-AB55	Implementation of the SUPPORT Act: Dispensing and Administering Controlled Substances for Medicated-Assisted Treatment	(\$653)
DOL 1205-AB85	Apprenticeship Programs, Labor Standards for Registration, Amendment of Regulations	\$54
DOL 1210-AB90	Default Electronic Disclosures by Employee Pension Benefit Plans under ERISA	(\$414)
DOL 1210-AB20	Pension Benefit Statements—Disclosure Regarding Lifetime Income, SECURE Act	\$14
DOL 1235-AA26^	Joint Employer Status under the Fair Labor Standards Act	\$49
DOL 1235-AA35	Paid Leave under the Families First Coronavirus Response Act	\$638
TREAS 1545-BP04	Qualified Opportunity Funds	\$0
DOC 0648-BB38^	Taking and Importing Marine Mammals: Taking Marine Mammals Incidental to Geophysical Surveys Related to Oil and Gas Activities in the Gulf of Mexico	\$35
CEQ 0331-AA03	Update to the Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act	(\$94)
DHS 1615-AC19	Removal of 30-Day Processing Provision for Asylum Applicant-Related Form I-765 Employment Authorization Applications	\$433
DHS 1615-AC27	Asylum Application, Interview, and Employment Authorization for Applicants	\$2,533

EPA 2040-AF77	Effluent Limitations Guidelines and Standards for the Steam Electric Power Generating Point Source Category—Reconsideration	(\$176)
EPA 2060-AM75	Reclassification of Major Sources as Area Sources under Section 112 of the Clean Air Act	(\$80)
DOT 2126-AC19	Hours of Service of Drivers	(\$315)
VA 2900-AQ48	Program of Comprehensive Assistance for Family Caregivers Amendments under the VA MISSION Act of 2018	\$96
ED 1840-AD38	Ensuring Student Access to High Quality and Innovative Postsecondary Educational Programs	\$0
DoD 0750-AJ81	Defense Federal Acquisition Regulation Supplement: Assessing Contractor Implementation of Cybersecurity Requirements (DFARS Case 2019-D041)	\$7,819
FAR 9000-AN65	FAR Case 2018-004; Increased Micro-Purchase and Simplified Acquisition Thresholds	(\$243)
FAR 9000-AN92	FAR Case 2019-009, Prohibition on Contracting with Entities Using Certain Telecommunications and Video Surveillance Services or Equipment	\$6,483
FAR 9000-AN92	FAR Case 2019-009, Prohibition on Contracting with Entities Using Certain Telecommunications and Video Surveillance Services or Equipment	(\$1,118)
	Fiscal year total:	\$16,377

OMB 2021, table 1-6(b), 20 rules (second columnn 2022 \$)		
DOC/ADMIN 0605-AA51	Securing the Information and Communications Technology and Services Supply Chain	\$11,599
DOC/NOAA 0648-BB38	Taking and Importing Marine Mammals: Taking Marine Mammals Incidental to Geophysical Surveys Related to Oil and Gas Activities in the Gulf of Mexico	\$35
DOC/NOAA 0648-BK51	Framework Adjustment 33 to the Atlantic Sea Scallop Fishery Management Plan	\$116
DOD/OS 0790-AK85	National Industrial Security Program Operating Manual (NISPOM)	\$17
HHS/OIG 0936-AA08	Removal of Safe Harbor Protection for Rebates to Plans or PBMs Involving Prescription Pharmaceuticals and Creation of New Safe Harbor Protection	\$425
HHS/CMS 0938-AU04	Transparency in Coverage (CMS-9915)	\$4,561
HHS/CMS 0938-AU12	CY 2021 Hospital Outpatient PPS Policy Changes and Payment Rates and Ambulatory Surgical Center Payment System Policy Changes and Payment Rates (CMS-1736)	\$134
HHS/CMS 0938-AU57	COVID-19 Vaccine Immunization Requirements for LTC Residents and Staff (CMS-3414)	\$178
HHS/CMS 0938-AU60	Patient Protection and Affordable Care Act; Updating Payment Parameters and Improving Health Insurance Markets for 2022 and Beyond (CMS-9906)	(\$300)
HHS/CMS 0938-AU63	Requirements Related to Surprise Billing; Part I (CMS-9909)	\$2,409
HHS/CMS 0938-ZB64	Basic Health Program; Federal Funding Methodology for Program Year 2022 (CMS-2438)	(\$270)
DOJ/DEA 1117-AB55	Implementation of the SUPPORT Act: Dispensing and Administering Controlled Substances for Medicated-Assisted Treatment	(\$653)
DOL/EBSA 1210-AC00	Requirements Related to Surprise Billing, Part 2	\$392

DOL/EBSA 1210-ZA29	Improving Investment Advice for Workers & Retirees Exemption	\$91
DOL/OSHA 1218-AD36	Subpart U—Emergency Temporary Standard—COVID-19	\$4,281
DOL/WHD 1235-AA34	Independent Contractor Status under the Fair Labor Standards Act	\$502
TREAS/IRS 1545-BO67	Rules for Denial of Deduction for Certain Fines, Penalties, and Other Amounts	(\$84)
TREAS/IRS 1545-BO99	Section 4960 Excise Tax on Tax-Exempt Organization Compensation	\$4
DOT/FAA 2120-AK85	Operations of Small Unmanned Aircraft Over People	(\$88)
DOT/PHMSA 2137-AF36	Pipeline Safety: Gas Pipeline Regulatory Reform	(\$147)
	Fiscal year total:	\$23,202

OMB 2022, table 1-6(b), 9 rules (second columnn 2022 \$)		
USDA/FNS 0584-AE81	Child Nutrition Programs: Temporary Standards for Milk, Whole Grains, and Sodium	(\$928)
HHS/CMS 0938-AU65	HHS Notice of Benefit and Payment Parameters for 2023 (CMS-9911)	(\$127)
HHS/CMS 0938-AU66	Prescription Drug and Health Care Spending (CMS-9905)	\$392
HHS/CMS 0938-AU75	Omnibus COVID-19 Health Care Staff Vaccination (CMS-3415)	\$1,543
DOL/WHD 1235-AA21	Tip Regulations under the Fair Labor Standards Act (FLSA); Partial Withdrawal	\$208
TREAS/FINCEN 1506-AB49	Section 6403. Corporate Transparency Act	\$8,482
DHS/USCIS 1615-AC67	Procedures for Credible Fear Screening and Consideration of Asylum, Withholding of Removal and Cat Protection Claims by Asylum Officers	\$504
DHS/USCIS 1615-AC78	Temporary Increase of the Automatic Extension Period of Employment Authorization and Documentation for Certain Renewal Applicants	(\$3,454)
DOT/FAA 2120-AL41	Flight Attendant Duty Period Limitations and Rest Requirements	\$72
	Fiscal year total:	\$6,692

FY 2020(b)—22 total check:		\$46,271
<b>TOTAL</b>		<b>\$46,271</b>

Source: OMB Draft Reports to Congress; OMB had issued two reports cover-dated 2020, first for FY2019; hence the “(b)” designation herein. Online updates at <http://tinyurl.com/2ayaybp5>.

Note: OMB “primary” estimate at 7 percent.

## Appendix C. A partial compilation of unmeasured and disregarded costs of federal intervention<sup>129</sup>

### I. Unmeasured costs of shortcomings in Administrative Procedure Act oversight

#### A. Rule cost categories prone to escaping measurement and disclosure

- Costs of high-significance rules that agencies do not classify as such
- Costs of independent agency regulations
- Costs of unfunded mandates on states and localities
- Costs of interpretive rules and guidance documents
- Indirect costs
- Jobs lost and not created because of regulation<sup>130</sup>

#### B. Process/oversight shortcomings generating unknown financial and societal costs<sup>131</sup>

- Costs of abandonment of formal rulemaking
- Costs of agencies' failure to issue a notice of proposed rulemaking for a significant portion of rules
- Costs of agency-gamed notice-and-comment processes
- Costs of agencies' undermining the Congressional Review Act by failing to submit final

rules to Congress and to the Government Accountability Office for consideration

- Costs of pro-regulatory bias
- Costs of economically disruptive policy uncertainty
- Costs of regulation by sue-and-settle agreements
- Costs of regulatory accumulation
- Costs of differential effects of rules on businesses

### II. Unmeasured costs of the loss of liberty<sup>132</sup>

- Costs of regulatory takings and property value destruction<sup>133</sup>
- Costs of abandoning negative rights for a positive rights framework that treats citizens unequally under the law<sup>134</sup>
- Costs of delegation of lawmaking power to the executive branch and to unelected administrators<sup>135</sup>
- Costs of lack of agency accountability to Congress through agency self-funding<sup>136</sup>
- Costs of normalizing dependency
- Costs of imposing regulation based on secret or creatively leveraged data<sup>137</sup>
- Costs of abandoned federalism<sup>138</sup>
- Costs of overcriminalization<sup>139</sup>
- Costs of loss of anonymity owing to state surveillance<sup>140</sup>

### III. Costs of spending and legislative programs with sweeping regulatory effect

- Costs of top-down national plans, agendas, and treaties<sup>141</sup>
- Costs of distortions created by ordinary federal spending, subsidies, and stimulus<sup>142</sup>
- Costs of deadweight effects of federal spending<sup>143</sup>
- Costs and distortions of government spending to steer investment in science and technology

### IV. Costs of the derailment of market institutions

- Costs of the false presumption of agency expertise<sup>144</sup>
- Costs of disregard of government failure
- Costs of interference with price, distribution, and access mechanisms
- Costs of antitrust regulation and the institutionalization of raising competitors' costs<sup>145</sup>
- Costs of blurring corporate and government roles with government-sponsored enterprises and public-private partnerships<sup>146</sup>

- Costs of government steering by direct ownership or control of resources<sup>147</sup>
- Costs of eroded property rights and failure to extend them into new sectors
- Costs of regulatory public utility, siloed-infrastructure models
- Costs of top-down approaches to environmental amenities and concerns<sup>148</sup>
- Costs of permission-seeking and excessive occupational licensing
- Costs of cronyism through rent-seeking<sup>149</sup>
- Costs of permanent bureaucracy<sup>150</sup>

### V. Costs of lethality

- Costs of the precautionary principle and the derailment of normal evolutionary risk-management innovation
- Costs of selective expression of benefits
- Costs of wealth and health loss induced by regulation
- Health costs of rent-seeking
- Costs of undermining markets in information



## Appendix D. *Federal Register* page history

Year	Unadjusted page count	Jumps/blanks	Adjusted page count
1936	2,620	n/a	2,620
1937	3,450	n/a	3,450
1938	3,194	n/a	3,194
1939	5,007	n/a	5,007
1940	5,307	n/a	5,307
1941	6,877	n/a	6,877
1942	11,134	n/a	11,134
1943	17,553	n/a	17,553
1944	15,194	n/a	15,194
1945	15,508	n/a	15,508
1946	14,736	n/a	14,736
1947	8,902	n/a	8,902
1948	9,608	n/a	9,608
1949	7,952	n/a	7,952
1950	9,562	n/a	9,562
1951	13,175	n/a	13,175
1952	11,896	n/a	11,896
1953	8,912	n/a	8,912
1954	9,910	n/a	9,910
1955	10,196	n/a	10,196
1956	10,528	n/a	10,528
1957	11,156	n/a	11,156
1958	10,579	n/a	10,579
1959	11,116	n/a	11,116
1960	14,479	n/a	14,479
1961	12,792	n/a	12,792
1962	13,226	n/a	13,226
1963	14,842	n/a	14,842

Year	Unadjusted page count	Jumps/blanks	Adjusted page count
1964	19,304	n/a	19,304
1965	17,206	n/a	17,206
1966	16,850	n/a	16,850
1967	21,088	n/a	21,088
1968	20,072	n/a	20,072
1969	20,466	n/a	20,466
1970	20,036	n/a	20,036
1971	25,447	n/a	25,447
1972	28,924	n/a	28,924
1973	35,592	n/a	35,592
1974	45,422	n/a	45,422
1975	60,221	n/a	60,221
1976	57,072	6,567	50,505
1977	65,603	7,816	57,787
1978	61,261	5,565	55,696
1979	77,498	6,307	71,191
1980	87,012	13,754	73,258
1981	63,554	5,818	57,736
1982	58,494	5,390	53,104
1983	57,704	4,686	53,018
1984	50,998	2,355	48,643
1985	53,480	2,978	50,502
1986	47,418	2,606	44,812
1987	49,654	2,621	47,033
1988	53,376	2,760	50,616
1989	53,842	3,341	50,501
1990	53,620	3,825	49,795
1991	67,716	9,743	57,973
1992	62,928	5,925	57,003
1993	69,688	8,522	61,166
1994	68,108	3,194	64,914
1995	67,518	4,873	62,645
1996	69,368	4,777	64,591
1997	68,530	3,981	64,549
1998	72,356	3,785	68,571

Year	Unadjusted page count	Jumps/blanks	Adjusted page count
1999	73,880	2,719	71,161
2000	83,294	9,036	74,258
2001	67,702	3,264	64,438
2002	80,332	4,726	75,606
2003	75,798	4,529	71,269
2004	78,852	3,177	75,675
2005	77,777	3,907	73,870
2006	78,724	3,787	74,937
2007	74,408	2,318	72,090
2008	80,700	1,265	79,435
2009	69,644	1,046	68,598
2010	82,480	1,075	81,405
2011	82,415	1,168	81,247
2012	80,050	1,089	78,961
2013	80,462	1,151	79,311
2014	78,796	1,109	77,687
2015	81,402	1,142	80,260
2016	97,069	1,175	95,894
2017	61,703	636	61,067
2018	67,593	815	66,778
2019	72,566	840	71,726
2020	87,349	993	86,356
2021	74,532	761	73,771
2022	80,757	901	79,856
2023	90,402	1,034	89,368

Source: National Archives and Records Administration, Office of the Federal Register.

Note: Publication of proposed rules was not required before the Administrative Procedures Act of 1946. Preambles to rules were published only to a limited extent before the 1970s. n/a = not available at time of writing.

## Appendix E. Number of documents by type published in the *Federal Register*

Year	Final rules	Significant subset	Proposed rules	Significant subset	Other*	Total	Final rule pages	Average pages per final rule	Proposed rule pages	Average pages per proposed rule
1976	7,401		3,875		27,223	38,499	12,589	1.7	9,325	2.4
1977	7,031		4,188		28,381	39,600	14,572	2.1	9,620	2.3
1978	7,001		4,550		28,705	40,256	15,452	2.2	11,885	2.6
1979	7,611		5,824		29,211	42,646	19,366	2.5	18,091	3.1
1980	7,745		5,347		33,670	46,762	21,092	2.7	16,276	3.0
1981	6,481		3,862		30,090	40,433	15,300	2.4	10,433	2.7
1982	6,288		3,729		28,621	38,638	15,222	2.4	12,130	3.3
1983	6,049		3,907		27,580	37,536	16,196	2.7	12,772	3.3
1984	5,154		3,350		26,047	34,551	15,473	3.0	11,972	3.6
1985	4,843		3,381		22,833	31,057	15,460	3.2	13,772	4.1
1986	4,589		3,185		21,546	29,320	13,904	3.0	11,816	3.7
1987	4,581		3,423		22,052	30,056	13,625	3.0	14,181	4.1
1988	4,697		3,240		22,047	29,984	16,042	3.4	13,883	4.3
1989	4,714		3,194		22,218	30,126	16,489	3.5	13,220	4.1
1990	4,334		3,041		22,999	30,374	14,179	3.3	12,692	4.2
1991	4,416		3,099		23,427	30,942	16,792	3.8	16,761	5.4
1992	4,155		3,170		24,063	31,388	15,921	3.8	15,156	4.8
1993	4,369		3,207		24,017	31,593	18,016	4.1	15,410	4.8
1994	4,867		3,372		23,669	31,908	20,385	4.2	18,183	5.4
1995	4,713		3,339	222	23,133	31,185	18,047	3.8	15,982	4.8
1996	4,937	309	3,208	252	24,485	32,630	21,622	4.4	15,369	4.8
1997	4,584	267	2,881	226	26,260	33,725	18,984	4.1	15,309	5.3
1998	4,899	242	3,042	264	26,313	34,254	20,029	4.1	18,256	6.0
1999	4,684	232	3,281	335	26,074	34,039	20,201	4.3	19,447	5.9
2000	4,313	290	2,636	254	24,976	31,925	24,482	5.7	17,943	6.8

Year	Final rules	Significant subset	Proposed rules	Significant subset	Other*	Total	Final rule pages	Average pages per final rule	Proposed rule pages	Average pages per proposed rule
2001	4,132	297	2,512	206	25,392	32,036	19,643	4.8	14,666	5.8
2002	4,167	282	2,638	306	26,250	33,055	19,233	4.6	18,640	7.1
2003	4,148	335	2,538	314	25,168	31,854	22,670	5.5	17,357	6.8
2004	4,101	320	2,430	296	25,846	32,377	22,546	5.5	19,332	8.0
2005	3,943	257	2,257	197	26,020	32,220	23,041	5.8	18,260	8.1
2006	3,718	162	2,346	212	25,429	31,493	22,347	6.0	19,794	8.4
2007	3,595	180	2,308	308	24,784	30,687	22,771	6.3	18,611	8.1
2008	3,830	427	2,475	380	25,708	32,013	26,320	6.9	18,648	7.5
2009	3,503	371	2,044	330	25,218	30,765	20,782	5.9	16,681	8.2
2010	3,573	424	2,439	448	26,543	32,555	24,914	7.0	21,844	9.0
2011	3,807	422	2,898	483	26,296	33,001	26,274	6.9	23,193	8.0
2012	3,708	353	2,517	257	24,652	30,877	24,690	6.7	20,096	8.0
2013	3,659	331	2,594	316	24,517	30,770	26,417	7.2	20,619	7.9
2014	3,554	308	2,383	385	24,257	30,194	24,861	7.0	20,731	8.7
2015	3,410	345	2,342	381	24,294	30,046	24,694	7.2	22,588	9.6
2016	3,853	486	2,419	369	24,912	31,184	38,652	10.0	21,457	8.9
2017	3,280	224	1,809	176	22,441	27,530	18,831	5.7	10,495	5.8
2018	3,368	199	2,044	292	22,338	27,750	18,214	5.4	16,761	8.2
2019	2,964	262	2,132	370	22,072	27,168	20,857	7.0	19,365	9.1
2020	3,353	436	2,149	344	22,806	28,308	32,223	9.6	19,984	9.3
2021	3,257	375	2,094	264	22,361	27,712	23,634	7.3	16,392	7.8
2022	3,168	268	2,044	236	22,821	28,033	21,750	6.9	23,791	11.6
2023	3,018	289	2,102	277	23,197	28,317	26,286	8.7	28,892	13.7

Source: National Archives and Records Administration, Office of the Federal Register.

Note: There continues to be periodic minor discrepancies between online *Federal Register* database and NARA pdf archive. \* “Other” documents are presidential documents, agency notices, and corrections.

## Appendix F. Code of Federal Regulations page counts and number of volumes

Year	Actual pages published (includes text, preliminary pages, and tables)				Unrevised CFR volumes**	Total pages complete CFR	Total CFR volumes (excluding index)
	Titles 1–50 (minus title 3)	Title 3 (POTUS docs)	Index*	Total pages published			
1975	69,704	296	792	70,792	432	71,224	133
1976	71,289	326	693	72,308	432	72,740	139
1977	83,425	288	584	84,297	432	84,729	141
1978	88,562	301	660	89,523	4,628	94,151	142
1979	93,144	438	990	94,572	3,460	98,032	148
1980	95,043	640	1,972	97,655	4,640	102,295	164
1981	103,699	442	1,808	105,949	1,160	107,109	180
1982	102,708	328	920	103,956	982	104,938	177
1983	102,892	354	960	104,206	1,448	105,654	178
1984	110,039	324	998	111,361	469	111,830	186
1985	102,815	336	1,054	104,205	1,730	105,935	175
1986	105,973	512	1,002	107,487	1,922	109,409	175
1987	112,007	374	1,034	113,415	922	114,337	185
1988	114,634	408	1,060	116,102	1,378	117,480	193
1989	118,586	752	1,058	120,396	1,694	122,090	196
1990	121,837	376	1,098	123,311	3,582	126,893	199
1991	119,969	478	1,106	121,553	3,778	125,331	199
1992	124,026	559	1,122	125,707	2,637	128,344	199
1993	129,162	498	1,141	130,801	1,427	132,228	202
1994	129,987	936	1,094	132,017	2,179	134,196	202
1995	134,471	1,170	1,068	136,709	1,477	138,186	205
1996	129,386	622	1,033	131,041	1,071	132,112	204
1997	128,672	429	1,011	130,112	948	131,060	200
1998	132,884	417	1,015	134,316	811	135,127	201
1999	130,457	401	1,022	131,880	3,052	134,932	202

Year	Actual pages published (includes text, preliminary pages, and tables)				Unrevised CFR volumes**	Total pages complete CFR	Total CFR volumes (excluding index)
	Titles 1–50 (minus title 3)	Title 3 (POTUS docs)	Index*	Total pages published			
2000	133,208	407	1,019	134,634	3,415	138,049	202
2001	134,582	483	1,041	136,106	5,175	141,281	206
2002	137,373	1,114	1,039	139,526	5,573	145,099	207
2003	139,550	421	1,053	141,024	3,153	144,177	214
2004	143,750	447	1,073	145,270	2,369	147,639	217
2005	146,422	103	1,083	147,608	4,365	151,973	221
2006	149,594	376	1,077	151,047	3,060	154,107	222
2007	149,236	428	1,088	150,752	5,258	156,010	222
2008	151,547	453	1,101	153,101	4,873	157,974	222
2009	158,369	412	1,112	159,893	3,440	163,333	225
2010	152,455	512	1,122	154,089	11,405	165,494	226
2011	159,129	486	1,136	160,751	8,544	169,295	230
2012	164,884	472	1,154	166,510	8,047	174,557	235
2013	166,352	520	1,170	168,042	7,454	175,496	235
2014	165,016	538	1,170	166,724	12,657	179,381	236
2015	170,278	495	1,170	171,943	6,334	178,277	237
2016	174,769	570	1,170	176,509	8,544	185,053	242
2017	178,628	846	1,170	180,644	5,730	186,374	242
2018	170,952	608	1,170	172,730	12,718	185,448	242
2019	172,022	1,092	1,170	174,284	11,700	185,984	242
2020	172,134	575	1,254	173,963	12,682	186,645	242
2021	180,495	789	1,277	182,561	5,785	188,346	243

Source: Chart from National Archives and Records Administration, Office of the Federal Register.

Note: CFR = Code of Federal Regulations; POTUS = president of the United States.

\*General Index and Finding Aids volume for 1975 and 1976. \*\* Unrevised CFR volumes page totals include those previous editions for which a cover only was issued during the year or any previous editions for which a supplement was issued.

## Appendix G. Executive orders by administration

	Sequence number		Total number of executive orders
	Ending	Beginning	
George Washington	n/a	n/a	8
John Adams	n/a	n/a	1
Thomas Jefferson	n/a	n/a	4
James Madison	n/a	n/a	1
James Monroe	n/a	n/a	1
John Quincy Adams	n/a	n/a	3
Andrew Jackson	n/a	n/a	12
Martin van Buren	n/a	n/a	10
William Henry Harrison	n/a	n/a	0
John Tyler	n/a	n/a	17
James K. Polk	n/a	n/a	18
Zachary Taylor	n/a	n/a	5
Millard Fillmore	n/a	n/a	12
Franklin Pierce	n/a	n/a	35
James Buchanan	n/a	n/a	16
Abraham Lincoln	n/a	n/a	48
Andrew Johnson	n/a	n/a	79
Ulysses S. Grant	n/a	n/a	217
Rutherford B. Hayes	n/a	n/a	92
James Garfield	n/a	n/a	6
Chester Arthur	n/a	n/a	96
Grover Cleveland - I	n/a	n/a	113
Benjamin Harrison	n/a	n/a	143
Grover Cleveland - II	n/a	n/a	140
William McKinley	n/a	n/a	185
Theodore Roosevelt	n/a	n/a	1,081
William Howard Taft	n/a	n/a	724



	Sequence number		Total number of executive orders
	Ending	Beginning	
Woodrow Wilson	n/a	n/a	1,803
Warren G. Harding	n/a	n/a	522
Calvin Coolidge	n/a	n/a	1,203
Herbert Hoover	6,070	5,075	996
Franklin D. Roosevelt	9,537	6,071	3,467
Harry S. Truman	10,431	9,538	894
Dwight D. Eisenhower	10,913	10,432	482
John F. Kennedy	11,127	10,914	214
Lyndon B. Johnson	11,451	11,128	324
Richard Nixon	11,797	11,452	346
Gerald R. Ford	11,966	11,798	169
Jimmy Carter	12,286	11,967	320
Ronald Reagan	12,667	12,287	381
George H. W. Bush	12,833	12,668	166
William J. Clinton	13,197	12,834	364
George W. Bush	13,488	13,198	291
Barack Obama	13,764	13,489	276
Donald Trump	13,984	13,765	220
Joe Biden	14,114	13,985	130
Total Number of Executive Orders			15,635

Source: Author's tabulations; Executive Orders Disposition Tables Index, Office of the Federal Register, National Archives, <http://www.archives.gov/federal-register/executive-orders/disposition.html>; "Executive Orders," The American Presidency Project, ed. John T. Woolley and Gerhard Peters (Santa Barbara, CA: 1999–2014), <http://www.presidency.ucsb.edu/data/orders.php>.

Note: n/a = not applicable or not available.

## Appendix H. Number of regulatory reviews at the Office of Information and Regulatory Affairs

Year	Prerule reviews	Proposed rule reviews	Interim final rule reviews	Final rule reviews	Notice reviews	Total reviews	ES reviews	Non-ES reviews	Average days review time		
									Days ES reviews	Days non-ES reviews	Overall average days
1991		1,201		1,322		2,523	142	2,381	39	29	29
1992		970		1,315		2,285	121	2,164	44	39	39
1993	2	976	6	1,155	28	2,167	106	2,061	53	42	43
1994	16	317	68	302	128	831	134	697	33	30	31
1995	8	225	64	270	53	620	74	546	41	35	35
1996	28	160	56	232	31	507	74	433	39	42	42
1997	20	196	64	174	51	505	81	424	47	54	53
1998	15	192	58	182	40	487	73	414	33	50	48
1999	19	247	71	214	36	587	86	501	51	53	53
2000	13	210	66	253	40	582	92	490	60	62	62
2001	9	274	95	285	37	700	111	589	46	60	58
2002	23	261	81	249	55	669	100	569	44	46	46
2003	23	232	92	309	59	715	101	614	42	50	49
2004	26	237	64	241	58	626	85	541	35	55	53
2005	18	221	66	247	59	611	82	529	39	59	57
2006	12	229	43	270	46	600	71	529	34	59	56
2007	22	248	44	250	25	589	85	504	49	64	61
2008	17	276	39	313	28	673	135	538	53	63	61
2009	28	214	67	237	49	595	125	470	33	40	39
2010	36	261	84	232	77	690	138	552	48	51	51
2011	24	317	76	262	61	740	117	623	51	60	58
2012	12	144	33	195	40	424	83	341	69	81	79
2013	11	177	33	160	37	418	104	314	121	143	137
2014	17	201	43	144	46	452	114	338	106	134	127
2015	8	178	29	164	35	415	130	285	84	90	88

									Average days review time		
Year	Prerule reviews	Proposed rule reviews	Interim final rule reviews	Final rule reviews	Notice reviews	Total reviews	ES reviews	Non-ES reviews	Days ES reviews	Days non-ES reviews	Overall average days
2016	14	231	28	303	45	623	156	467	83	79	80
2017	13	84	12	103	24	237	70	167	56	74	68
2018	25	168	11	124	32	360	91	269	63	68	67
2019	26	234	25	147	41	474	117	357	77	80	79
2020	14	213	77	257	104	669	199	470	57	75	70
2021	30	170	58	173	72	503	172	331	58	60	59
2022	18	191	24	147	103	485	161	324	75	72	73
2023	19	236	24	177	119	575	114	461	81	72	74

Source: Author search on RegInfo.gov, “Review Counts” database search engine under Regulatory Review heading.

Note: ES = economically significant.

## Appendix I. Unified Agenda rules history

1980s		
1983	April	2,863
	October	4,032
1984	April	4,114
	October	4,016
1985	April	4,265
	October	4,131
1986	April	3,961
	October	3,983
1987	April	4,038
	October	4,005
1988	April	3,941
	October	4,017
1989	April	4,003
	October	4,187

2010s		
2010	December	4,225
2011	December	4,128
2012	Year-End*	4,062
2013	November	3,305
2014	November	3,415
2015	November	3,297
2016	November	3,318
2017	December	3,209
2018	October	3,534
2019	October	3,752

1990s		
1990	April	4,332
	October	4,470
1991	April	4,675
	October	4,863
1992	April	4,186
	October	4,909
1993	April	4,933
	October	4,950
1994	April	5,105
	October	5,119
1995	April	5,133
	October	4,735
1996	April	4,570
	October	4,680
1997	April	4,417
	October	4,407
1998	April	4,504
	October	4,560
1999	April	4,524
	October	4,568

2020s		
2020	December	3,852
2021	December	3,772
2022	January 4, 2023	3,690
2023	December 6, 2023	3,599

2000s		
2000	October	4,699
2001	October	4,509
2002	October	4,187
2003	December	4,266
2004	December	4,083
2005	October	4,062
2006	December	4,052
2007	December	3,882
2008	December	4,004
2009	December	4,043

Sources: Compiled from “The Regulatory Plan and Unified Agenda of Federal Regulatory and Deregulatory Actions,” Federal Register, various years’ editions; also from online edition at <http://www.reginfo.gov>.

\*Spring edition skipped in 2012.

## Appendix J. Inventory of 263 “Section 3(f)(1) Significant” active and long-term rules in the pipeline (from fall 2023 Unified Agenda of Federal Regulations)

Source: Compiled by the author from the “Regulatory Plan and Unified Agenda of Federal Regulatory and Deregulatory Actions,” <http://www.reginfo.gov>.

Note: The “Regulation Identifier Number” or RIN appears at the end of each entry below. For additional information see “How to Use the Unified Agenda,” [http://www.reginfo.gov/public/jsp/eAgenda/StaticContent/UA\\_HowTo.jsp](http://www.reginfo.gov/public/jsp/eAgenda/StaticContent/UA_HowTo.jsp).

### ACTIVE RULEMAKINGS (233 actions)

#### DEPARTMENT OF AGRICULTURE

1. USDA/AgSEC, Final Rule Stage, Partnerships with Faith-Based and Neighborhood Organizations, 0503-AA73
2. USDA/RBS, Proposed Rule Stage, Higher Blends Infrastructure Incentive Program, 0570-AB11
3. USDA/APHIS, Proposed Rule Stage, AQI User Fees, 0579-AE71
4. USDA/FNS, Final Rule Stage, Supplemental Nutrition Assistance Program: Standard Utility Allowances Based on the Receipt of Energy Assistance Payments, 0584-AE43
5. USDA/FNS, Final Rule Stage, Supplemental Nutrition Assistance Program (SNAP): Stan-

dardization of State Heating and Cooling Standard Utility Allowances, 0584-AE69

6. USDA/FNS, Final Rule Stage, Special Supplemental Nutrition Program for Women, Infants and Children (WIC): Revisions in the WIC Food Packages, 0584-AE82
7. USDA/FNS, Final Rule Stage, Child Nutrition Programs: Revisions to Meal Patterns Consistent with the 2020 Dietary Guidelines for Americans, 0584-AE88
8. USDA/FNS, Final Rule Stage, Interim Final Rule—Implementing Provisions from the Consolidated Appropriations Act, 2023: Establishing the Summer EBT Program and Non-Congregate Option in the Summer Food Service Program, 0584-AE96

#### DEPARTMENT OF COMMERCE

9. DOC/ADMIN, Final Rule Stage, Securing the Information and Communications Technology and Services Supply Chain, 0605-AA51
10. DOC/ITA, Final Rule Stage, Procedures Covering Suspension of Liquidation, Duties and Estimated Duties in Accord with Presidential Proclamation 10414, 0625-AB21
11. DOC/NIST, Final Rule Stage, Preventing the Improper Use of CHIPS Act Funding, 0693-AB70
12. DOD/DARC, Proposed Rule Stage, Assessing Contractor Implementation of Cybersecu-

rity Requirements (DFARS Case 2019-D041), 0750-AK81

## DEPARTMENT OF DEFENSE

13. DOD/OS, Proposed Rule Stage, Cybersecurity Maturity Model Certification (CMMC) Program, 0790-AL49

## DEPARTMENT OF EDUCATION

14. ED/OPE, Proposed Rule Stage, Accreditation and Related Issues, 1840-AD82
15. ED/OPE, Proposed Rule Stage, State Authorization, 1840-AD83
16. ED/OPE, Proposed Rule Stage, Return to Title IV, 1840-AD85
17. ED/OPE, Proposed Rule Stage, Cash Management, 1840-AD86
18. ED/OPE, Proposed Rule Stage, Third-Party Servicers and Related Issues, 1840-AD87
19. ED/OPE, Proposed Rule Stage, Improving Use of Deferments and Forbearances, 1840-AD88
20. ED/OPE, Proposed Rule Stage, Distance Education, 1840-AD92
21. ED/OPE, Proposed Rule Stage, Student Loan Relief, 1840-AD93
22. ED/OPE, Final Rule Stage, Partnerships with Faith-Based and Neighborhood Organizations, 1840-AD67
23. ED/OPEPD, Proposed Rule Stage, EDGAR Revisions, 1875-AA14
24. ED/OS, Proposed Rule Stage, Debt Collection Practices, 1894-AA12

## DEPARTMENT OF ENERGY

25. DOE/ENDEP, Prerule Stage, Advanced Technology Vehicles Manufacturing Incentive Program, 1901-AB55
26. DOE/EE, Proposed Rule Stage, Energy Conservation Standards for Walk-In Coolers and Freezers, 1904-AD79

27. DOE/EE, Proposed Rule Stage, Energy Conservation Standards for Commercial Refrigerators, Freezers, and Refrigerator-Freezers, 1904-AD82
28. DOE/EE, Proposed Rule Stage, Energy Conservation Standards for Dehumidifiers, 1904-AE61
29. DOE/EE, Proposed Rule Stage, Energy Conservation Standards for Consumer Furnaces, 1904-AF19
30. DOE/EE, Proposed Rule Stage, Energy Conservation Standards for Expanded Scope Electric Motors, 1904-AF55
31. DOE/EE, Final Rule Stage, Energy Conservation Standards for Residential Non-Weatherized Gas Furnaces and Mobile Home Gas Furnaces, 1904-AD20
32. DOE/EE, Final Rule Stage, Energy Conservation Standards for Circulator Pumps and Small Vertical In-Line Pumps, 1904-AD61
33. DOE/EE, Final Rule Stage, Energy Conservation Standards for Consumer Water Heaters, 1904-AD91
34. DOE/EE, Final Rule Stage, Energy Conservation Standards for Consumer Clothes Washers, 1904-AD98
35. DOE/EE, Final Rule Stage, Energy Conservation Standards for Clothes Dryers, 1904-AD99
36. DOE/EE, Final Rule Stage, Energy Conservation Standards for Distribution Transformers, 1904-AE12
37. DOE/EE, Final Rule Stage, Energy Conservation Standards for Dishwashers, 1904-AE32
38. DOE/EE, Final Rule Stage, Energy Conservation Standards for Battery Chargers, 1904-AE50
39. DOE/EE, Final Rule Stage, Energy Conservation Standards for Consumer Boilers, 1904-AE82
40. DOE/EE, Final Rule Stage, Energy Conservation Standards for Ceiling Fans, 1904-AE99
41. DOE/EE, Final Rule Stage, Energy Conservation Standards for Miscellaneous Residential Refrigeration, 1904-AF00

42. DOE/EE, Final Rule Stage, Energy Conservation Program: Energy Conservation Standards for General Service Lamps, 1904-AF43
43. DOE/EE, Final Rule Stage, Energy Conservation Standards for Consumer Refrigerators, Freezers, and Refrigerator-Freezers, 1904-AF56
44. DOE/EE, Final Rule Stage, Energy Conservation Standards for Consumer Conventional Cooking Products, 1904-AF57
45. DOE/EE, Final Rule Stage, Clean Energy for New Federal Buildings and Major Renovations of Federal Buildings, 1904-AB96

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

46. HHS/FDA, Proposed Rule Stage, Medication Guide; Patient Medication Information, 0910-AH68
47. HHS/FDA, Proposed Rule Stage, Tobacco Product Standard for Nicotine Level of Certain Tobacco Products, 0910-AI76
48. HHS/FDA, Proposed Rule Stage, Front-of-Package Nutrition Labeling, 0910-AI80
49. HHS/FDA, Proposed Rule Stage, Medical Devices; Laboratory Developed Tests, 0910-AI85
50. HHS/FDA, Proposed Rule Stage, Registration of Commercial Importers of Drugs; Good Importing Practice, 0910-AI87
51. HHS/FDA, Final Rule Stage, General and Plastic Surgery Devices: Restricted Sale, Distribution, and Use of Sunlamp Products, 0910-AH14
52. HHS/FDA, Final Rule Stage, Medical Devices; Quality System Regulation Amendments, 0910-AH99
53. HHS/FDA, Final Rule Stage, Nutrient Content Claims, Definition of Term: Healthy, 0910-AI13
54. HHS/FDA, Final Rule Stage, Tobacco Product Standard for Characterizing Flavors in Cigars, 0910-AI28
55. HHS/FDA, Final Rule Stage, Prohibition of Sale of Tobacco Products to Persons Younger Than 21 Years of Age, 0910-AI51
56. HHS/FDA, Final Rule Stage, Tobacco Product Standard for Menthol in Cigarettes, 0910-AI60
57. HHS/CMS, Proposed Rule Stage, Alternative Payment Model Updates; Increasing Organ Transplant Access (IOTA) Model (CMS-5535), 0938-AU51
58. HHS/CMS, Proposed Rule Stage, Healthcare System Resiliency and Modernization (CMS-3426), 0938-AU91
59. HHS/CMS, Proposed Rule Stage, Mental Health Parity and Addiction Equity Act and the Consolidated Appropriations Act, 2021 (CMS-9902), 0938-AU93
60. HHS/CMS, Proposed Rule Stage, Independent Dispute Resolution Operations (CMS-9897), 0938-AV15
61. HHS/CMS, Proposed Rule Stage, HHS Notice of Benefit and Payment Parameters for 2025 (CMS-9895), 0938-AV22
62. HHS/CMS, Proposed Rule Stage, Contract Year 2025 Policy and Technical Changes to the Medicare Advantage, Medicare Prescription Drug Benefit, and Medicare Cost Plan Programs, and PACE (CMS-4205), 0938-AV24
63. HHS/CMS, Proposed Rule Stage, Minimum Staffing Standards for Long-Term Care Facilities and Medicaid Institutional Payment Transparency Reporting (CMS-3442), 0938-AV25
64. HHS/CMS, Proposed Rule Stage, CY 2025 Changes to the End-Stage Renal Disease (ESRD) Prospective Payment System and Quality Incentive Program (CMS-1805), 0938-AV27
65. HHS/CMS, Proposed Rule Stage, CY 2025 Home Health Prospective Payment System Rate Update and Home Infusion Therapy and Home IVIG Services Payment Update (CMS-1803), 0938-AV28
66. HHS/CMS, Proposed Rule Stage, FY 2025 Hospice Wage Index, Payment Rate Update,

- and Quality Reporting Requirements (CMS-1810), 0938-AV29
67. HHS/CMS, Proposed Rule Stage, FY 2025 Skilled Nursing Facility (SNFs) Prospective Payment System and Consolidated Billing and Updates to the Value-Based Purchasing and Quality Reporting Programs (CMS-1802), 0938-AV30
  68. HHS/CMS, Proposed Rule Stage, FY 2025 Inpatient Rehabilitation Facility (IRF) Prospective Payment System Rate Update and Quality Reporting Program (CMS-1804), 0938-AV31
  69. HHS/CMS, Proposed Rule Stage, FY 2025 Inpatient Psychiatric Facilities Prospective Payment System Rate and Quality Reporting Updates (CMS-1806), 0938-AV32
  70. HHS/CMS, Proposed Rule Stage, CY 2025 Revisions to Payment Policies under the Physician Fee Schedule and Other Revisions to Medicare Part B (CMS-1807), 0938-AV33
  71. HHS/CMS, Proposed Rule Stage, Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals; the Long-Term Care Hospital Prospective Payment System; and FY 2025 Rates (CMS-1808), 0938-AV34
  72. HHS/CMS, Proposed Rule Stage, CY 2025 Hospital Outpatient PPS Policy Changes and Payment Rates and Ambulatory Surgical Center Payment System Policy Changes and Payment Rates (CMS-1809), 0938-AV35
  73. HHS/CMS, Final Rule Stage, Administrative Simplification: Adoption of Standards for Health Care Attachment Transactions and Electronic Signatures, and Modification to Referral Certification and Authorization Standard (CMS-0053), 0938-AT38
  74. HHS/CMS, Final Rule Stage, Streamlining the Medicaid, CHIP, and BHP Application, Eligibility Determination, Enrollment, and Renewal Processes (CMS-2421), 0938-AU00
  75. HHS/CMS, Final Rule Stage, Administrative Simplification: Modifications to NCPDP Retail Pharmacy Standards (CMS-0056), 0938-AU19
  76. HHS/CMS, Final Rule Stage, Misclassification of Drugs, Program Administration and Program Integrity Updates under the Medicaid Drug Rebate Program (CMS-2434), 0938-AU28
  77. HHS/CMS, Final Rule Stage, Short-Term, Limited-Duration Insurance; Independent, Noncoordinated Excepted Benefits Coverage; Level-Funded Plan Arrangements; and Tax Treatment of Certain Accident and Health Insurance (CMS-9904), 0938-AU67
  78. HHS/CMS, Final Rule Stage, Medicaid and Children's Health Insurance Program (CHIP) Managed Care Access, Finance, and Quality (CMS-2439), 0938-AU99
  79. HHS/CMS, Final Rule Stage, Disproportionate Share Hospital (DSH) Third Party Payer (CMS-2445), 0938-AV00
  80. HHS/CMS, Final Rule Stage, CY 2024 Revisions to Payment Policies under the Physician Fee Schedule and Other Revisions to Medicare Part B (CMS-1784), 0938-AV07
  81. HHS/CMS, Final Rule Stage, CY 2024 Hospital Outpatient PPS Policy Changes and Payment Rates and Ambulatory Surgical Center Payment System Policy Changes and Payment Rates (CMS-1786), 0938-AV09
  82. HHS/CMS, Final Rule Stage, Clarifying Eligibility for a Qualified Health Plan Through an Exchange, Advance Payments of the Premium Tax Credit, Cost-sharing Reductions, A Basic Health Program and Medicaid and CHIP (CMS-9894), 0938-AV23
  83. HHS/CMS, Final Rule Stage, CY 2025 Inpatient Hospital Deductible and Hospital and Extended Care Services Coinsurance Amounts (CMS-8086), 0938-AV36
  84. HHS/OCR, Proposed Rule Stage, Rulemaking on Discrimination on the Basis of Disability in Health and Human Services Programs or Activities, 0945-AA15
  85. HHS/OCR, Proposed Rule Stage, Proposed Modifications to the HIPAA Security Rule to



- Strengthen the Cybersecurity of Electronic Protected Health Information, 0945-AA22
86. HHS/OCR, Final Rule Stage, Nondiscrimination in Health Programs and Activities, 0945-AA17
  87. HHS/OCR, Final Rule Stage, Safeguarding the Rights of Conscience as Protected by Federal Statutes, 0945-AA18
  88. HHS/OCR, Final Rule Stage, Proposed Modifications to the HIPAA Privacy Rule to Support Reproductive Health Care Privacy, 0945-AA20
  89. HHS/ONC, Proposed Rule Stage, Health Data, Technology, and Interoperability: Patient Engagement, Information Sharing, and Public Health Interoperability, 0955-AA06
  90. HHS/ONC, Final Rule Stage, Health Data, Technology, and Interoperability: Certification Program Updates, Algorithm Transparency, and Information Sharing, 0955-AA03
  91. HHS/ACF, Proposed Rule Stage, Foster Care Legal Representation, 0970-AC89
  92. HHS/ACF, Proposed Rule Stage, Unaccompanied Children Program Foundational Rule, 0970-AC93
  93. HHS/ACF, Proposed Rule Stage, Strengthening Temporary Assistance for Needy Families (TANF) as a Safety Net Program, 0970-AC97
  94. HHS/ACF, Proposed Rule Stage, Supporting the Head Start Workforce and Other Quality Improvements, 0970-AD01
  95. HHS/ACF, Final Rule Stage, Improving Child Care Access, Affordability, and Stability in the Child Care and Development Fund (CCDF), 0970-AD02

## DEPARTMENT OF HOMELAND SECURITY

96. DHS/USCIS, Final Rule Stage, US Citizenship and Immigration Services Fee Schedule and Changes to Certain Other Immigration Benefit Request Requirements, 1615-AC68

97. DHS/FEMA, Proposed Rule Stage, National Flood Insurance Program: Standard Flood Insurance Policy, Homeowner Flood Form, 1660-AB06
98. DHS/FEMA, Final Rule Stage, Individual Assistance Program Equity, 1660-AB07

## DEPARTMENT OF THE INTERIOR

99. DOI/BOEM, Final Rule Stage, Renewable Energy Modernization Rule, 1010-AE04
100. DOI/BOEM, Final Rule Stage, Risk Management and Financial Assurance for OCS Lease and Grant Obligations, 1010-AE14
101. DOI/FWS, Proposed Rule Stage, Migratory Bird Permits; Authorizing the Incidental Take of Migratory Birds, Proposed Rule, 1018-BF71
102. DOI/FWS, Proposed Rule Stage, Migratory Bird Hunting; 2024–25 Migratory Game Bird Hunting Regulations, 1018-BG63
103. DOI/FWS, Proposed Rule Stage, Migratory Bird Hunting; 2025–26 Migratory Game Bird Hunting Regulations, 1018-BH65
104. DOI/ASLM, Proposed Rule Stage, Carbon Sequestration, 1082-AA04

## DEPARTMENT OF JUSTICE

105. DOJ/DEA, Final Rule Stage, Implementation of the SUPPORT Act: Dispensing and Administering Controlled Substances for Medication-Assisted Treatment, 1117-AB55
106. DOJ/EOIR, Final Rule Stage, Procedures for Credible Fear Screening and Consideration of Asylum, Withholding of Removal and CAT Protection Claims by Asylum Officers, 1125-AB20
107. DOJ/CRT, Final Rule Stage, Nondiscrimination on the Basis of Disability: Accessibility of Web Information and Services of State and Local Government Entities, 1190-AA79

## DEPARTMENT OF LABOR

- 108. DOL/ETA, Proposed Rule Stage, Temporary Employment of H-2B Foreign Workers in the United States, 1205-AB93
- 109. DOL/ETA, Proposed Rule Stage, National Apprenticeship System Enhancements, 1205-AC13
- 110. DOL/EBSA, Proposed Rule Stage, Retirement Security Rule: Definition of an Investment Advice Fiduciary, 1210-AC02
- 111. DOL/EBSA, Proposed Rule Stage, Mental Health Parity and Addiction Equity Act and the Consolidated Appropriations Act, 2021, 1210-AC11
- 112. DOL/EBSA, Proposed Rule Stage, Short-Term Limited Duration Insurance; Update, 1210-AC12
- 113. DOL/OSHA, Prerule Stage, Process Safety Management and Prevention of Major Chemical Accidents, 1218-AC82
- 114. DOL/OSHA, Prerule Stage, Heat Illness Prevention in Outdoor and Indoor Work Settings, 1218-AD39
- 115. DOL/OSHA, Proposed Rule Stage, Infectious Diseases, 1218-AC46
- 116. DOL/OSHA, Proposed Rule Stage, Emergency Response, 1218-AC91
- 117. DOL/OSHA, Final Rule Stage, Occupational Exposure to COVID-19 in Healthcare Settings, 1218-AD36
- 118. DOL/MSHA, Final Rule Stage, Respirable Crystalline Silica, 1219-AB36
- 119. DOL/WHHD, Proposed Rule Stage, Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales, and Computer Employees, 1235-AA39
- 120. DOL/WHHD, Final Rule Stage, Nondisplacement of Qualified Workers under Service Contracts, 1235-AA42

- 121. DOL/WHHD, Final Rule Stage, Employee or Independent Contractor Classification under the Fair Labor Standards Act, 1235-AA43

## DEPARTMENT OF STATE

- 122. STATE, Proposed Rule Stage, Exchange Visitor Program—Au Pair, 1400-AF12

## DEPARTMENT OF TRANSPORTATION

- 123. DOT/FMCSA, Proposed Rule Stage, Heavy Vehicle Speed Limiters, 2126-AB63
- 124. DOT/FMCSA, Final Rule Stage, Automatic Emergency Braking Systems, 2126-AC49
- 125. DOT/NHTSA, Prerule Stage, Advanced Impaired Driving Technology, 2127-AM50
- 126. DOT/NHTSA, Prerule Stage, Side Under-ride Guards on Trailers and Semitrailers, 2127-AM54
- 127. DOT/NHTSA, Proposed Rule Stage, Seat Belt Reminder Systems, 2127-AL37
- 128. DOT/NHTSA, Proposed Rule Stage, Fuel Efficiency and Greenhouse Gas Standards for Medium- and Heavy-Duty Engines and Vehicles, 2127-AM39
- 129. DOT/NHTSA, Proposed Rule Stage, Rear Designated Seating Position Alert, 2127-AM49
- 130. DOT/NHTSA, Final Rule Stage, Heavy Vehicle Automatic Emergency Braking, 2127-AM36
- 131. DOT/NHTSA, Final Rule Stage, Light Vehicle Automatic Emergency Braking (AEB) with Pedestrian AEB, 2127-AM37
- 132. DOT/NHTSA, Final Rule Stage, Light Vehicle CAFE Standards Beyond MY 2026, 2127-AM55
- 133. DOT/PHMSA, Proposed Rule Stage, Pipeline Safety: Gas Pipeline Leak Detection and Repair, 2137-AF51
- 134. DOT/PHMSA, Proposed Rule Stage, Pipeline Safety: Safety of Gas Distribution Pipelines and Other Pipeline Safety Initiatives, 2137-AF53

## DEPARTMENT OF THE TREASURY

- 135. TREAS/DO, Final Rule Stage, Small Business Administration Business Loan Program Temporary Changes; Paycheck Protection Program—Additional Criteria for Seasonal Employers, 1505-AC67
- 136. TREAS/DO, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Requirements—Loan Forgiveness, 1505-AC69
- 137. TREAS/DO, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Requirements—Loan Forgiveness, 1505-AC70
- 138. TREAS/DO, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Additional Revisions to Loan Forgiveness and Loan Review Procedures Interim Final Rules, 1505-AC71
- 139. TREAS/DO, Final Rule Stage, Business Loan Program Temporary Changes; Extension of and Changes to Paycheck Protection Program, 1505-AC74
- 140. TREAS/DO, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Loan Forgiveness Requirements and Loan Review Procedures as Amended by Economic Aid Act, 1505-AC75
- 141. TREAS/DO, Final Rule Stage, Emergency Capital Investment Program—Restrictions on Executive Compensation, Share Buybacks, and Dividends, 1505-AC76
- 142. TREAS/DO, Final Rule Stage, Coronavirus State and Local Fiscal Recovery Funds, 1505-AC81
- 143. TREAS/FINCEN, Proposed Rule Stage, Section 6101. Establishment of National Exam and Supervision Priorities, 1506-AB52
- 144. TREAS/FINCEN, Final Rule Stage, Beneficial Ownership Information Access and Safeguards, 1506-AB59

- 145. TREAS/CUSTOMS, Proposed Rule Stage, Entry of Low-Value Shipments, 1515-AE84
- 146. TREAS/CUSTOMS, Final Rule Stage, Automated Commercial Environment (ACE) Required for Electronic Entry/Entry Summary (Cargo Release and Related Entry) Filings, 1515-AE03
- 147. TREAS/IRS, Proposed Rule Stage, Independent Dispute Resolution Operations, 1545-BQ55
- 148. TREAS/IRS, Final Rule Stage, Mental Health Parity and Addiction Equity Act and the Consolidated Appropriations Act, 2021, 1545-BQ29
- 149. TREAS/IRS, Final Rule Stage, Federal Independent Dispute Resolution Fees, 1545-BQ94

## DEPARTMENT OF VETERANS AFFAIRS

- 150. VA, Proposed Rule Stage, Schedule for Rating Disabilities—Neurological Conditions and Convulsive Disorders, 2900-AQ73
- 151. VA, Proposed Rule Stage, Updating VA Adjudication Regulations for Disability or Death Benefit Claims Related to Herbicide Exposure, 2900-AR10
- 152. VA, Proposed Rule Stage, Amendments to the Caregivers Program, 2900-AR96
- 153. VA, Final Rule Stage, Schedule for Rating Disabilities—Ear, Nose, Throat, and Audiology Disabilities; Special Provisions Regarding Evaluation of Respiratory Conditions; Respiratory System, 2900-AQ72
- 154. VA, Final Rule Stage, Schedule for Rating Disabilities; Mental Disorders, 2900-AQ82
- 155. VA, Final Rule Stage, Post-9/11 Improvements, Fry Scholarship, and Interval Payments Amendments, 2900-AQ88
- 156. VA, Final Rule Stage, Schedule for Rating Disabilities: The Digestive System, 2900-AQ90

- 157. VA, Final Rule Stage, Update and Clarify Regulatory Bars to Benefits Based on Character of Discharge, 2900-AQ95
- 158. VA, Final Rule Stage, Reevaluation of Claims for Dependency and Indemnity Compensation Based on Public Law 117-168, 2900-AR76
- 159. VA, Final Rule Stage, Reimbursement for Emergency Treatment, 2900-AQ08
- 160. VA, Final Rule Stage, Supportive Services for Veterans Families, 2900-AR15

## ENVIRONMENTAL PROTECTION AGENCY

- 161. EPA/OW, Proposed Rule Stage, National Primary Drinking Water Regulations for Lead and Copper: Improvements (LCRI), 2040-AG16
- 162. EPA/OW, Final Rule Stage, Supplemental Effluent Limitations Guidelines and Standards for the Steam Electric Power Generating Point Source Category, 2040-AG23
- 163. EPA/OW, Final Rule Stage, PFAS National Primary Drinking Water Regulation Rulemaking, 2040-AG18
- 164. EPA/OLEM, Final Rule Stage, Accidental Release Prevention Requirements: Risk Management Program under the Clean Air Act; Safer Communities by Chemical Accident Prevention, 2050-AH22
- 165. EPA/OLEM, Final Rule Stage, Hazardous and Solid Waste Management System: Disposal of Coal Combustion Residuals from Electric Utilities; Legacy Surface Impoundments, 2050-AH14
- 166. EPA/OLEM, Final Rule Stage, Designating PFOA and PFOS as CERCLA Hazardous Substances, 2050-AH09
- 167. EPA/OAR, Proposed Rule Stage, NSPS for GHG Emissions from New, Modified, and Reconstructed Fossil Fuel-Fired EGUs; Emission Guidelines for GHG Emissions from Existing Fossil Fuel-Fired EGUs; and Repeal of the ACE Rule, 2060-AV09
- 168. EPA/OAR, Proposed Rule Stage, Phasedown of Hydrofluorocarbons: Management of Certain Hydrofluorocarbons and Substitutes under Subsection (h) of the American Innovation and Manufacturing Act of 2020, 2060-AV84
- 169. EPA/OAR, Proposed Rule Stage, Methane Emissions and Waste Reduction Incentive Program for Petroleum and Natural Gas Systems, 2060-AW02
- 170. EPA/OAR, Final Rule Stage, National Emission Standards for Hazardous Air Pollutants: Ethylene Oxide Commercial Sterilization and Fumigation Operations, 2060-AU37
- 171. EPA/OAR, Final Rule Stage, New Source Performance Standards and Emission Guidelines for Crude Oil and Natural Gas Facilities: Climate Review, 2060-AV16
- 172. EPA/OAR, Final Rule Stage, Revisions to the Air Emission Reporting Requirements (AERR), 2060-AV41
- 173. EPA/OAR, Final Rule Stage, Multi-Pollutant Emissions Standards for Model Years 2027 and Later Light-Duty and Medium-Duty Vehicles, 2060-AV49
- 174. EPA/OAR, Final Rule Stage, Greenhouse Gas Emissions Standards for Heavy-Duty Vehicles—Phase 3, 2060-AV50
- 175. EPA/OAR, Final Rule Stage, Reconsideration of the National Ambient Air Quality Standards for Particulate Matter, 2060-AV52
- 176. EPA/OAR, Final Rule Stage, NESHAP: Coal and Oil-Fired Electric Utility Steam Generating Units-Review of the Residual Risk and Technology Review, 2060-AV53
- 177. EPA/OAR, Final Rule Stage, NSPS for the Synthetic Organic Chemical Manufacturing Industry and NESHAP for the Synthetic Organic Chemical Manufacturing Industry and Group I & II Polymers and Resins Industry, 2060-AV71

- 178.** EPA/OCSPP, Proposed Rule Stage, Decabromodiphenyl Ether and Phenol, Isopropylated Phosphate (3:1); Revision to the Regulations of Persistent, Bioaccumulative, and Toxic Chemicals under the Toxic Substances Control Act (TSCA), 2070-AL02
- 179.** EPA/OCSPP, Final Rule Stage, Methylene Chloride (MC); Regulation under the Toxic Substances Control Act (TSCA), 2070-AK70
- 180.** EPA/OCSPP, Final Rule Stage, Perchloroethylene (PCE); Regulation under the Toxic Substances Control Act (TSCA), 2070-AK84
- 181.** EPA/OCSPP, Final Rule Stage, Asbestos Part 1 (Chrysotile Asbestos); Regulation of Certain Conditions of Use under the Toxic Substances Control Act (TSCA), 2070-AK86
- 182.** EPA/OCSPP, Final Rule Stage, Reconsideration of the Dust-Lead Hazard Standards and Dust-Lead Post Abatement Clearance Levels, 2070-AK91

## CONSUMER PRODUCT SAFETY COMMISSION

- 183.** CPSC, Proposed Rule Stage, Regulatory Options for Table Saws, 3041-AC31
- 184.** CPSC, Final Rule Stage, Portable Generators, 3041-AC36

## COUNCIL ON ENVIRONMENTAL QUALITY

- 185.** CEQ, Final Rule Stage, National Environmental Policy Act Implementing Regulations Revisions Phase 2, 0331-AA07

## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

- 186.** EEOC, Final Rule Stage, Regulations to Implement the Pregnant Workers Fairness Act, 3046-AB30

## FEDERAL ACQUISITION REGULATION

- 187.** FAR, Proposed Rule Stage, Federal Acquisition Regulation (FAR); FAR Case 2017-016, Controlled Unclassified Information (CUI), 9000-AN56
- 188.** FAR, Proposed Rule Stage, Federal Acquisition Regulation (FAR); FAR Case 2021-017, Cyber Threat and Incident Reporting and Information Sharing, 9000-AO34
- 189.** FAR, Federal Acquisition Regulation (FAR); FAR Case 2021-015, Disclosure of Greenhouse Gas Emissions and Climate-Related Financial Risk, 9000-AO32
- 190.** FAR, Final Rule Stage, Federal Acquisition Regulation (FAR); FAR Case 2019-009, Prohibition on Contracting with Entities Using Certain Telecommunications and Video Surveillance Services or Equipment, 9000-AN92

## FEDERAL DEPOSIT INSURANCE CORPORATION

- 191.** FDIC, Proposed Rule Stage, Long-Term Debt Requirements for Large Bank Holding Companies, Certain Intermediate Holding Companies of Foreign Banking Organizations, and Large Insured Depository Institutions, 3064-AF86
- 192.** FDIC, Final Rule Stage, Community Reinvestment Act, 3064-AF81
- 193.** FDIC, Final Rule Stage, Special Assessments Pursuant to Systemic Risk Determination, 3064-AF93

## FEDERAL ENERGY REGULATORY COMMISSION

- 194.** FERC, Final Rule Stage, Improvements to Generator Interconnection Procedures and Agreements, 1902-AG00



## FEDERAL HOUSING FINANCE ADMINISTRATION

- 195. FHFA, Final Rule Stage, Enterprise Regulatory Capital Framework Amendments—Commingled Securities, Multifamily Government Subsidy, Derivatives, and Other Enhancements, 2590-AB27

## FEDERAL TRADE COMMISSION

- 196. FTC, Proposed Rule Stage, Motor Vehicle Dealers Trade Regulation Rule, 3084-AB72
- 197. FTC, Proposed Rule Stage, Non-Compete Clause Rule, 3084-AB74
- 198. FTC, Final Rule Stage, Premerger Notification Rules and Report Form, 3084-AB46
- 199. NRC, Proposed Rule Stage, Revision of Fee Schedules: Fee Recovery for Fiscal Year 2024 [NRC-2022-0046], 3150-AK74

## PENSION BENEFIT GUARANTY CORPORATION

- 200. PBGC, Final Rule Stage, Actuarial Assumptions for Determining an Employer's Withdrawal Liability, 1212-AB54

## SMALL BUSINESS ADMINISTRATION

- 201. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program, 3245-AH34
- 202. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program, 3245-AH35
- 203. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Additional Eligibility Criteria and Requirements for Certain Pledges of Loans, 3245-AH36
- 204. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protec-

tion Program—Requirements—Promissory Notes, Authorizations, Affiliation, and Eligibility, 3245-AH37

- 205. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Requirements—Disbursements, 3245-AH38
- 206. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Requirements—Corporate Groups and Non-Bank and Non-Insured Depository Institution Lenders, 3245-AH39
- 207. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Nondiscrimination and Additional Eligibility Criteria, 3245-AH40
- 208. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Requirements—Extension of Limited Safe Harbor with Respect to Certification Concerning Need for PPP Loan Request, 3245-AH41
- 209. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Loan Increases, 3245-AH42
- 210. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Eligibility of Certain Electric Cooperatives, 3245-AH43
- 211. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Treatment of Entities with Foreign Affiliates, 3245-AH44
- 212. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Second Extension of Limited Safe Harbor with Respect to Certification Concerning Need for PPP Loan and Lender Reporting, 3245-AH45
- 213. SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection

- Program—Requirements—Loan Forgiveness, 3245-AH46
- 214.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—SBA Loan Review Procedures and Related Borrower and Lender Responsibilities, 3245-AH47
- 215.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Eligibility of Certain Telephone Cooperatives, 3245-AH48
- 216.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Revisions to First Interim Final Rule, 3245-AH49
- 217.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Additional Revisions to First Interim Final Rule, 3245-AH50
- 218.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Revisions to the Third and Sixth Interim Final Rules, 3245-AH51
- 219.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Revisions to Loan Forgiveness and Loan Review Procedures Interim Final Rules, 3245-AH52
- 220.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Additional Eligibility Revisions to First Interim Final Rule, 3245-AH53
- 221.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Certain Eligible Payroll Costs, 3245-AH54
- 222.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Treatment of Owners and Forgiveness of Certain Nonpayroll Costs, 3245-AH56
- 223.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Consolidation of Interim Final Rules, 3245-AH58
- 224.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Additional Revisions to Loan Forgiveness and Loan Review Procedures Interim Final Rules, 3245-AH59
- 225.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program as Amended by Economic Aid Act, 3245-AH62
- 226.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program Second Draw Loans, 3245-AH63
- 227.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Loan Forgiveness Requirements and Loan Review Procedures as Amended by Economic Aid Act, 3245-AH65
- 228.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—Revisions to Loan Amount Calculation and Eligibility, 3245-AH67
- 229.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program as Amended by American Rescue Plan Act, 3245-AH77
- 230.** SBA, Final Rule Stage, Business Loan Program Temporary Changes; Paycheck Protection Program—COVID Revenue Reduction Score, Direct Borrower Forgiveness Process, and Appeals Deferment, 3245-AH79
- 231.** SBA, Final Rule Stage, Disaster Loan Program Changes, 3245-AH80

## SOCIAL SECURITY ADMINISTRATION

- 232.** SSA, Final Rule Stage, Expand the Definition of a Public Assistance (PA) Household, 0960-AI81

- 233.** SSA, Final Rule Stage, Intermediate Improvement to the Disability Adjudication Process, Including How We Consider Past Work

## LONG-TERM ACTIONS (30 actions)

### DEPARTMENT OF AGRICULTURE

- 234.** USDA/FNS, Technical Changes for Supplemental Nutrition Assistance Program (SNAP) Benefit Redemption Systems, 0584-AE37
- 235.** USDA/FNS, Strengthening Integrity and Reducing Retailer Fraud in the Supplemental Nutrition Assistance Program (SNAP), 0584-AE71
- 236.** USDA/FNS, Supplemental Nutrition Assistance Program Requirement for Interstate Data Matching, 0584-AE75

### DEPARTMENT OF ENERGY

- 237.** DOE/OGC, Convention on Supplementary Compensation for Nuclear Damage Contingent Cost Allocation, 1990-AA39

### DEPARTMENT OF HEALTH AND HUMAN SERVICES

- 238.** HHS/FDA, Protection of Human Subjects and Institutional Review Boards, 0910-AI07
- 239.** HHS/FDA, Institutional Review Boards; Cooperative Research, 0910-AI08
- 240.** HHS/FDA, Investigational New Drug Application Annual Reporting, 0910-AI37
- 241.** HHS/CMS, Interoperability and Prior Authorization for MA Organizations, Medicaid and CHIP Managed Care and State Agencies, FFE QHP Issuers, MIPS Eligible Clinicians, Eligible Hospitals and CAHs (CMS-0057), 0938-AU87

### DEPARTMENT OF HOMELAND SECURITY

- 242.** DHS/USCIS, Temporary Increase of the Automatic Extension Period of Employment Authorization and Documentation for Certain Renewal Applicants, 1615-AC78
- 243.** DHS/USCIS, Exercise of Time-Limited Authority to Increase the Numerical Limitation for FY 2023 for the H-2B Temporary Non-agricultural Worker Program and Portability Flexibility for H-2B Workers Seeking To Change, 1615-AC82
- 244.** DHS/USCBP, Collection of Biometric Data From Noncitizens Upon Entry to and Exit from the United States, 1651-AB12
- 245.** DHS/FEMA, Cost of Assistance Estimates in the Disaster Declaration Process for the Public Assistance Program, 1660-AA99

### DEPARTMENT OF THE INTERIOR

- 246.** DOI/BSEE, Revisions to Decommissioning Requirements on the OCS, 1014-AA53

### DEPARTMENT OF LABOR

- 247.** DOL/ETA, Temporary Non-Agricultural Employment of H-2B Nonimmigrants in the United States, 1205-AB76
- 248.** DOL/OSHA, COVID-19 Vaccination and Testing Emergency Temporary Standard Rulemaking, 1218-AD42

### DEPARTMENT OF TRANSPORTATION

- 249.** DOT/NHTSA, Heavy Vehicle Speed Limiters, 2127-AK92
- 250.** DOT/NHTSA, Federal Motor Vehicle Safety Standard (FMVSS) 150—Vehicle to Vehicle (V2V) Communication, 2127-AL55



- 251. DOT/NHTSA, Retroreflective Tape and Underride Guards for Single Unit Trucks, 2127-AL57
- 252. DOT/PHMSA, Pipeline Safety: Class Location Requirements, 2137-AF29

## DEPARTMENT OF VETERANS AFFAIRS

- 253. VA, Loan Guaranty: Revisions to VA-Guaranteed or Insured Interest Rate Reduction Refinancing Loans, 2900-AR58

## FEDERAL COMMUNICATIONS COMMISSION

- 254. FCC, Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions (GN Docket No. 12-268), 3060-AJ82
- 255. FCC, Parts 2 and 25 to Enable GSO FSS in the 17.3-17.8 GHz Band, Modernize Rules for 17/24 GHz BSS Space Stations, and Establish Off-Axis Uplink Power Limits for Extended Ka-Band FSS (IB Doc. No. 20-330), 3060-AL28
- 256. FCC, Facilitating Shared Use in the 3100-3550 MHz Band, 3060-AL57
- 257. FCC, Restoring Internet Freedom (WC Docket No. 17-108); Protecting and Promot-

ing the Open Internet (GN Docket No. 14-28), 3060-AK21

- 258. FCC, Implementation of the National Suicide Improvement Act of 2018, 988 Suicide Prevention Hotline (WC Docket 18-336, PS Docket No. 23.5, PS Docket No. 15-80), 3060-AL01
- 259. FCC, Establishing a 5G Fund for Rural America; GN Docket No. 20-32, 3060-AL15

## FEDERAL HOUSING FINANCE ADMINISTRATION

- 260. FHFA, Enterprise Liquidity Requirements, 2590-AB09

## NUCLEAR REGULATORY COMMISSION

- 261. NRC, Revision of Fee Schedules: Fee Recovery for FY 2025 [NRC-2023-0069], 3150-AK95

## OFFICE OF PERSONNEL MANAGEMENT

- 262. OPM, Prescription Drug and Health Care Spending, 3206-AO27
- 263. OPM, Paid Parental Leave and Miscellaneous Family and Medical Leave Act, 3206-AN96

## Appendix K. Federal workplace regulation affecting growing businesses

*Assumes nonunion, nongovernment contractor, with interstate operations and a basic employee benefits package. Includes general workforce-related regulation only. Omitted are categories such as (a) environmental and consumer product safety regulations and (b) regulations applying to specific types of businesses, such as mining, farming, trucking, or financial firms.*

### 1 EMPLOYEE

- Fair Labor Standards Act (overtime and minimum wage)
- Social Security matching and deposits
- Medicare, Federal Insurance Contributions Act
- Military Selective Service Act (allowing 90 days' leave for reservists, rehiring of discharged veterans)
- Equal Pay Act (no sex discrimination in wages)
- Immigration Reform Act (eligibility that must be documented)
- Federal Unemployment Tax Act (unemployment compensation)
- Employee Retirement Income Security Act (standards for pension and benefit plans)
- Occupational Safety and Health Act
- Polygraph Protection Act

### 4 EMPLOYEES: ALL OF THE ABOVE, PLUS

- Immigration Reform Act (no discrimination with regard to national origin, citizenship, or intention to obtain citizenship)

### 15 EMPLOYEES: ALL OF THE ABOVE, PLUS

- Civil Rights Act Title VII (no discrimination with regard to race, color, national origin, religion, or sex; pregnancy-related protections; record keeping)
- Americans with Disabilities Act (no discrimination, reasonable accommodations)
- Genetic Information Nondiscrimination Act (GINA) (prohibits genetic information discrimination)

### 20 EMPLOYEES: ALL OF THE ABOVE, PLUS

- Age Discrimination Act (no discrimination on the basis of age against those 40 and older)
- Older Worker Benefit Protection Act (benefits for older workers to be commensurate with younger workers)
- Consolidated Omnibus Budget Reconciliation Act (continuation of medical benefits for up to 18 months upon termination)

### 25 EMPLOYEES: ALL OF THE ABOVE, PLUS

- Health Maintenance Organization Act (HMO option required)
- Veterans' Reemployment Act (reemployment for persons returning from active, reserve, or National Guard duty)

## 50 EMPLOYEES: ALL OF THE ABOVE, PLUS

- Family and Medical Leave Act (12 weeks of unpaid leave or care for newborn or ill family member)
- Affordable Care Act employer mandate

## 100 EMPLOYEES: ALL OF THE ABOVE, PLUS

- Worker Adjustment and Retraining Notification Act (60-day written notice of plant closing)—Civil Rights Act (annual EEO-1 form)

## Appendix L. Government Accountability Office reports on major rules as required by the Congressional Review Act

	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
Department of Agriculture	3	6	6	3	8	5	2	5	6	8	4	2	4	6	12	3	7	8	6	7	4
Department of Commerce		1		2		1	1				2				2	1	2			1	1
Department of Defense	1		1	2	1		2	2	2	1				4	4	6			1		
Department of Education	1	3	3	1	6		3	2	1	2	5	4	2	5	6	2	1	2			
Department of Energy	5	4		4		2	4	8	2	6	3	1	5	4	7	3	3				
Department of Health and Human Services	19	25	17	11	22	19	16	38	21	27	24	23	24	24	17	24	19	16	22	22	17
Department of Homeland Security	1	5	5	5	2	2		6	2	2	2	1	1	3	1	5	4	2	3	2	2
Department of Housing and Urban Development	1						1	2	1				2	1	1	2			1	1	
Department of the Interior	4	3	2		4	5	3	6	6	6	6	7	6	7	7	10	5	6	6	8	7
Department of Justice	2			1		2		1				1	1	3				1	1	1	
Department of Labor	3	3	8	4	2	1	2	8	1	3	3	3	2	6	1	2	3	3	1	1	
Department of State	1		1			1						1		1		1					
Department of Transportation	1	3	4	3	1	2		6	2	3	3	2	2	5	6	8	3	1	3	5	4
Department of the Treasury	2	6	11	16	13		2	5	7	7	3	2	1	4		1	1	1		1	
Department of Veterans Affairs	1	1	2	1	3	3	1	1	4	3	1	1	2	2	2		1		1		2
Achitectural Barriers Compliance Board							1													1	
Commodity Futures Trading Commission								4		1	4	9	6								
Consumer Financial Protection Bureau	1	1	4				3	2	2		4	1	1								

	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
Consumer Product Safety Commission	4												1	1				1			
Emergency Oil and Gas Loan Board																					
Emergency Steel Guarantee Loan Board																					
Environmental Protection Agency	6	3	3			1	2	7	8	2	3	5	6	8	3	9	2	8	3	7	3
Equal Employment Opportunity Commission													1								
Federal Acquisition Regulation							1														
Federal Communications Commission	1	3	6			2			1	1	1					6	2	1	1	4	2
Federal Deposit Insurance Corporation	2		2				1	2		1	1										
Federal Election Commission																					1
Federal Emergency Management Agency																					
Federal Energy Regulatory Commission		1																			
Federal Housing Finance Agency	3	4	3																		
Federal Reserve System						1	2	1	1	1	1		3	6	6	2				1	
Federal Trade Commission																			1		
National Credit Union Administration								1	1												
National Labor Relations Board	1												1								

	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003
Nuclear Regulatory Commission	2	1				2	1	1	1	1	3	1	1	1	2	1	2	1	1	1	1
Office of Management and Budget																					
Office of Personnel Management	1					1					1										1
Pension Benefit Guaranty Corporation	1	1	1							1											
Securities and Exchange Commission	9	2	12			5	1	10	6	5	5	3	8	9	7	7	5	3	4	2	5
Small Business Administration			6																	1	
Social Security Administration			1													2		2	1		
(Unallocated independent agencies)				37	18																
<b>TOTAL</b>	<b>76</b>	<b>76</b>	<b>98</b>	<b>90</b>	<b>80</b>	<b>55</b>	<b>49</b>	<b>119</b>	<b>77</b>	<b>82</b>	<b>81</b>	<b>68</b>	<b>80</b>	<b>100</b>	<b>84</b>	<b>95</b>	<b>60</b>	<b>56</b>	<b>56</b>	<b>66</b>	<b>50</b>
<b>Controlling TOTALS (using January 2024 search)</b>	<b>76</b>	<b>77</b>	<b>129</b>	<b>140</b>	<b>78</b>	<b>54</b>	<b>71</b>	<b>105</b>	<b>71</b>	<b>87</b>	<b>65</b>	<b>76</b>	<b>78</b>	<b>100</b>	<b>93</b>	<b>84</b>	<b>55</b>	<b>53</b>	<b>68</b>	<b>54</b>	<b>49</b>
<b>Controlling TOTALS (using January 2023 search)</b>		<b>76</b>	<b>129</b>	<b>140</b>	<b>78</b>	<b>54</b>	<b>71</b>	<b>105</b>	<b>71</b>	<b>87</b>	<b>65</b>	<b>76</b>	<b>78</b>	<b>100</b>	<b>93</b>	<b>84</b>	<b>55</b>	<b>53</b>	<b>68</b>	<b>54</b>	<b>49</b>
<b>TOTAL MAJOR RULES</b>																					

Source: Table compiled by the author from GAO at <https://www.gao.gov/legal/other-legal-work/congressional-review-act> (employing search fields as follows: Rule Type/Major; Rule Priority/All; and "Rule Effective Date" rather than "Date Received by GAO" to maximize total).

Note: Like some counts in the *Federal Register* database, prior years' rule counts may change in subsequent years.

## Appendix M. The Unconstitutionality Index

Year	Final rules	Public laws	The Index	Notices	Executive orders	Executive memos
1993	4,369	210	21			
1994	4,867	255	19			
1995	4,713	88	54	23,175	40	
1996	4,937	245	20	24,413	50	
1997	4,584	153	30	26,059	38	
1998	4,899	241	20	26,211	38	
1999	4,684	170	28	25,516	35	
2000	4,313	410	11	25,462	39	13
2001	4,132	108	38	24,824	67	12
2002	4,167	269	15	25,736	32	10
2003	4,148	198	21	25,418	41	14
2004	4,101	300	14	25,310	46	21
2005	3,943	161	24	25,351	27	23
2006	3,718	308	12	25,026	26	18
2007	3,595	188	19	24,559	33	16
2008	3,830	285	13	25,273	30	15
2009	3,503	125	28	24,868	44	38
2010	3,573	221	16	26,173	43	42
2011	3,807	118	32	26,161	34	19
2012	3,708	157	24	24,377	39	32
2013	3,659	117	31	24,261	24	32
2014	3,554	224	16	23,970	34	25
2015	3,410	115	30	23,959	29	31
2016	3,853	213	18	24,557	44	36
2017	3,281	98	33	22,137	63	35
2018	3,368	313	11	22,025	35	29
2019	2,964	137	22	21,804	47	24
2020	3,038	177	17	22,480	67	49

Year	Final rules	Public laws	The Index	Notices	Executive orders	Executive memos
2021	4,429	143	31	22,361	93	30
2022	3,168	247	13	22,821	29	46
2023	3,018	68	44	23,197	24	34

Sources: Final rules, notices, and executive orders compiled from database at National Archives and Records Administration, Office of the Federal Register, <https://www.federalregister.gov/documents/search#advanced>; public laws from Government Publishing Office, Public and Private Laws, <https://www.govinfo.gov/app/collection/PLAW/>.