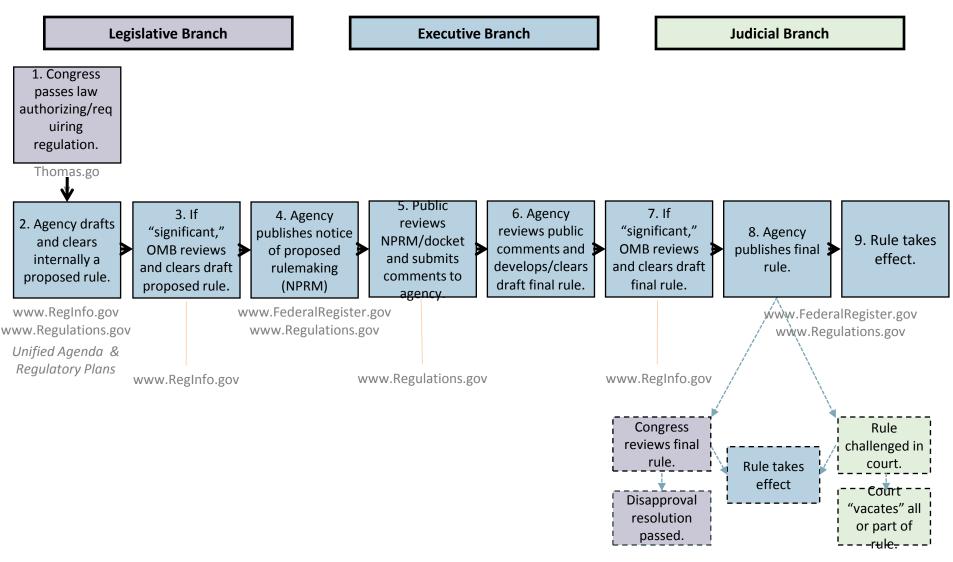
## COMMITTEE ON LEGAL AFFAIRS (JURI) PUBLIC HEARING ON: "REGULATORY COHERENCE AND THE IMPLEMENTATION OF EU LAW IN THE CONTEXT OF THE TRANSATLANTIC TRADE AND INVESTMENT PARTNERSHIP"

TUESDAY, 11 FEBRUARY 2014
ALTIERO SPINELLI BUILDING, BRUSSELS
09:00 – 10:30 ROOM ASP 3G3

PRESENTATION BY JOSEPH T. BURKE
TRADE AND REGULATORY AFFAIRS OFFICER
U.S. MISSION TO THE FUROPEAN UNION

## U.S. Rulemaking Process



## **Public Notice and Input Opportunities (US Executive Branch Regulatory Development)**

Pre -Rule and Idea Stage **Proposed Rule** Prior action **United States:** PUBLIC NOTICE AND PARTICIPATION Comments Agencies draft final rule text Agencies draft and impact proposed rule text and assess impact including through Advance **Final Rule: Regulatory Impact** The final rule is an out-Notice of **Notice of Proposed** growth of the public **Agencies** Analyses (RIA) **Proposed** regulatory docket provide Rulemaking -proposed rule, Rulemaking explanation, and invitation of which includes: explanations ANPRM/NPRM (ANPRM, and the public comment Regulatory Supporting materials Normally Includes: rationale for optional) Plans Regulatory Impact • Preamble (narrative of accepting/not (1x per year) Assessments (RIA) agencies' rulemaking efforts accepting Public comments Rationale for proposed comments, OIRA inter- Underlying studies Unified approach, including a including on the agency review Stakeholder meeting Regulatory summary of the factual or RIA **Laws of Congress** record of draft Agenda Related Notices, if any scientific basis for rule. authorizing significant (2x per year) · Draft rule text and, regulatory proposed rule Possibility of RIA if economically actions & RIA judicial and significant, and/or other congressional applicable analyses. Official meetings open to public and OIRA interreview published in Federal Register (e.g. agency review FACA). These meetings can also of draft occur after the proposed rule is significant published. final rule & RIA Stakeholder Stakeholder meeting

requested

meeting w/

**OIRA** 

Various stakeholder outreach efforts

w/ Agency

Stakeholder

requested meeting

w/OIRA

## References

- Legislative Information from Congress: <a href="http://thomas.loc.gov/home/thomas.php">http://thomas.loc.gov/home/thomas.php</a>
- Administrative Procedure Act (APA): <a href="http://www.archives.gov/federal-register/laws/administrative-procedure/">http://www.archives.gov/federal-register/laws/administrative-procedure/</a>
- Executive Order 12866: <a href="http://www.whitehouse.gov/OMB/inforeg/eo12866.pdf">http://www.whitehouse.gov/OMB/inforeg/eo12866.pdf</a>
- Executive Order 13563:
   <a href="http://www.whitehouse.gov/sites/default/files/omb/inforeg/eo12866/eo13563\_01182011.pdf">http://www.whitehouse.gov/sites/default/files/omb/inforeg/eo12866/eo13563\_01182011.pdf</a>
- Office of Information and Regulatory Affairs: http://www.whitehouse.gov/omb/inforeg\_default
- Regulatory Review Dashboard: <a href="http://www.reginfo.gov/public/jsp/EO/eoDashboard.jsp">http://www.reginfo.gov/public/jsp/EO/eoDashboard.jsp</a>
- Comments on Proposed Regulations: <a href="http://www.regulations.gov/#!home">http://www.regulations.gov/#!home</a>
- Federal Register: <a href="https://www.federalregister.gov/">https://www.federalregister.gov/</a>