

114TH CONGRESS
1ST SESSION

S. 544

To prohibit the Environmental Protection Agency from proposing, finalizing, or disseminating regulations or assessments based upon science that is not transparent or reproducible.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 24, 2015

Mr. BARRASSO (for himself, Mr. VITTER, Mr. INHOFE, Mr. CRAPO, Mrs. FISCHER, Mr. RISCH, Mr. ENZI, and Mr. FLAKE) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To prohibit the Environmental Protection Agency from proposing, finalizing, or disseminating regulations or assessments based upon science that is not transparent or reproducible.

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 “Secret Science Reform
5 Act of 2015”.

1 **SEC. 2. DATA TRANSPARENCY.**

2 Section 6(b) of the Environmental Research, Devel-
3 opment, and Demonstration Authorization Act of 1978
4 (42 U.S.C. 4363 note) is amended to read as follows:

5 “(b)(1) The Administrator shall not propose, finalize,
6 or disseminate a covered action unless all scientific and
7 technical information relied on to support such covered ac-
8 tion is—

9 “(A) the best available science;

10 “(B) specifically identified; and

11 “(C) publicly available online in a manner that
12 is sufficient for independent analysis and substantial
13 reproduction of research results.

14 “(2) Nothing in the subsection shall be construed
15 as—

16 “(A) requiring the Administrator to disseminate
17 scientific and technical information; or

18 “(B) superseding any nondiscretionary statu-
19 tory requirement.

20 “(3) In this subsection—

21 “(A) the term ‘covered action’ means a risk, ex-
22 posure, or hazard assessment, criteria document,
23 standard, limitation, regulation, regulatory impact
24 analysis, or guidance; and

25 “(B) the term ‘scientific and technical informa-
26 tion’ includes—

1 “(i) materials, data, and associated proto-
2 cols necessary to understand, assess, and ex-
3 tend conclusions;

4 “(ii) computer codes and models involved
5 in the creation and analysis of such informa-
6 tion;

7 “(iii) recorded factual materials; and

8 “(iv) detailed descriptions of how to access
9 and use such information.

10 “(4) The Administrator shall carry out this sub-
11 section in a manner that does not exceed \$1,000,000 per
12 fiscal year, to be derived from amounts otherwise author-
13 ized to be appropriated.”.

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