

119TH CONGRESS
2^D SESSION

H. R. 9278

To amend title 5, United States Code, to provide that judicial review under the Administrative Procedure Act requires de novo trial of the facts when agency action seeks a sanction.

IN THE HOUSE OF REPRESENTATIVES

JUNE 11, 2026

Ms. HAGEMAN introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 5, United States Code, to provide that judicial review under the Administrative Procedure Act requires de novo trial of the facts when agency action seeks a sanction.

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. DE NOVO TRIAL OF FACTS WHEN AGENCY AC-**
4 **TION SEEKS A SANCTION.**

5 Section 706 of title 5, United States Code, is amend-
6 ed—

1 (1) in the matter preceding paragraph (1), by
2 inserting after “questions of law” the following “and
3 questions of fact”; and

4 (2) in subparagraph (F), by striking “to the ex-
5 tent” and all that follows through “by the reviewing
6 court” and inserting the following: “, including the
7 product of any rulemaking or adjudication conducted
8 in accordance with the procedures required under
9 section 553 or section 554”.

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