



Office of Commissioner
Melissa Holyoak

UNITED STATES OF AMERICA
Federal Trade Commission
WASHINGTON, D.C. 20580

Concurring Statement of Commissioner Melissa Holyoak

Spring 2024 Unified Agenda Entry containing the Semiannual Regulatory Agenda

July 5, 2024

The Commission's Semiannual Regulatory Agenda for Spring 2024 identifies a number of far-reaching regulations, some of which seem likely to exceed the Commission's authority to issue such rules. Given that we are voting on whether to approve the Agenda for publication, and that I understand this Agenda accurately reflects the current Commission's plans, I am voting to publish them. With that said: in my dissenting statements on the Compete Clause Rule at the Open Commission Meeting in April¹ and on the Health Breach Notification Rule², I have made clear that I will not support rules that regulate market conduct beyond the parameters delegated by Congress. Our limited resources are far better spent protecting consumers and competition within the bounds authorized by Congress. I will continue to examine the Commission's future efforts with these principles in mind.

¹ Transcript, Open Comm'n Meeting, 98 (Apr. 23, 2024), https://www.ftc.gov/system/files/ftc_gov/pdf/transcript_ftc_open_commission_meeting_23.24.pdf

² Statement of Commissioner Holyoak, Joined by Commissioner Ferguson, Regarding the Health Breach Notification Rule, FTC Matter No. P205405 (Apr. 26, 2024), <https://www.ftc.gov/legal/browse/cases-proceedings/public-statements/statement-commissioner-holyoak-joined-commissioner-ferguson-regarding-health-breach-notification>.

