

Union Calendar No. 666

114TH CONGRESS
2^D SESSION

H. R. 5033

[Report No. 114–853]

To improve the Governmentwide management of unnecessarily duplicative Government programs and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 2016

Ms. DUCKWORTH (for herself and Mr. RUSSELL) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

DECEMBER 8, 2016

Additional sponsors: Ms. KELLY of Illinois, Mr. CONNOLLY, and Mr. DESAULNIER

DECEMBER 8, 2016

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on April 21, 2016]

A BILL

To improve the Governmentwide management of unnecessarily duplicative Government programs and for other purposes.

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 “Getting Results through*
5 *Enhanced Accountability and Transparency Act of 2016”.*

6 **SEC. 2. PURPOSE.**

7 *The purpose of this Act is to increase the efficiency*
8 *and effectiveness of the Federal Government in measuring*
9 *and managing unnecessary duplication, fragmentation,*
10 *and overlap in Government programs and in addressing*
11 *recommendations from the Government Accountability Of-*
12 *fice.*

13 **SEC. 3. IDENTIFICATION, CONSOLIDATION, AND ELIMI-**
14 **NATION OF UNNECESSARILY DUPLICATIVE**
15 **GOVERNMENT PROGRAMS.**

16 *Section 21 of the Joint Resolution entitled “Joint Res-*
17 *olution increasing the statutory limit on the public debt”*
18 *(Public Law 111–139; 31 U.S.C. 712 note) is amended to*
19 *read as follows:*

20 **“SEC. 21. IDENTIFICATION, CONSOLIDATION, AND ELIMI-**
21 **NATION OF UNNECESSARILY DUPLICATIVE**
22 **GOVERNMENT PROGRAMS.**

23 *“(a) IN GENERAL.—The Comptroller General of the*
24 *United States shall—*

1 “(1) conduct routine investigations to identify
2 programs, agencies, offices, and initiatives with un-
3 necessarily duplicative goals and activities within de-
4 partments and agencies and Governmentwide; and

5 “(2) submit to Congress an annual report on the
6 findings of the investigations under paragraph (1).

7 “(b) CONTENTS OF REPORTS.—Reports submitted
8 under subsection (a)(2) shall, to the extent possible—

9 “(1) include—

10 “(A) information from available reports es-
11 timating the cost of unnecessary duplication
12 identified under subsection (a)(1); and

13 “(B) recommendations for consolidation, co-
14 ordination, and elimination to reduce unneces-
15 sary duplication, which shall identify specific re-
16 scissions; and

17 “(2) aggregate separately—

18 “(A) estimates of related costs reported by
19 the Comptroller General for instances of actual
20 and potential unnecessary duplication; and

21 “(B) estimates of other potential cost sav-
22 ings and revenue collection reported by the
23 Comptroller General during the period covered
24 by the report.”.

1 **SEC. 4. IMPROVEMENTS TO ELIMINATION OF UNNECES-**
2 **SARY DUPLICATION.**

3 (a) *SYSTEMATIC AGENCY REVIEW OF OPERATIONS.*—
4 *Section 305(c) of title 5, United States Code, is amended—*

5 (1) *in paragraph (1), by inserting “, and ways*
6 *in which the agency might improve its performance*
7 *toward its mission” before the semicolon;*

8 (2) *by redesignating paragraphs (2) and (3) as*
9 *paragraphs (4) and (5), respectively;*

10 (3) *by inserting after paragraph (1) the fol-*
11 *lowing:*

12 “(2) *informing the processes of the agency for*
13 *learning and decisionmaking;*

14 “(3) *assessing potential opportunities to improve*
15 *coordination within the agency and with other agen-*
16 *cies, and to address actual and potential unnecessary*
17 *duplication;”;* and

18 (4) *in paragraph (5), as so redesignated, by in-*
19 *serting “and performance toward achieving the mis-*
20 *sion of the agency” before the period.*

21 (b) *CHIEF OPERATING OFFICERS.*—*Section 1123(b) of*
22 *title 31, United States Code, is amended—*

23 (1) *in paragraph (1)—*

24 (A) *by inserting “evaluation,” after “meas-*
25 *urement,”; and*

1 (B) by inserting “risk management,” after
2 “progress,”;

3 (2) by redesignating paragraphs (2), (3), and (4)
4 as paragraphs (3), (4), and (5), respectively;

5 (3) by inserting after paragraph (1) the fol-
6 lowing:

7 “(2) address crosscutting program and manage-
8 ment issues, including opportunities to improve co-
9 ordination and address unnecessary duplication,
10 within and external to the agency using an enterprise
11 risk management approach;”;

12 (4) in paragraph (4), as so redesignated, by in-
13 serting “of mission-oriented components and units
14 and mission support” after “management”; and

15 (5) in paragraph (5), as so redesignated—

16 (A) by striking “such as the Chief” and in-
17 serting the following: “such as—

18 (A) the heads of mission-related compo-
19 nents and units at the agency and the major
20 components of the agency; and

21 “(B) the Chief”.

22 (B) by striking “other line of business” and
23 all that follows and inserting “heads of mission
24 support functions at the agency and at the major
25 components of the agency.”.

1 (c) *FEDERAL GOVERNMENT AND AGENCY PERFORM-*
2 *ANCE PLANS.*—Section 1115 of title 31, United States Code,
3 *is amended—*

4 (1) *in subsection (a)(6), by inserting “, includ-*
5 *ing actual or potential unnecessary duplication,”*
6 *after “crosscutting in nature”;*

7 (2) *in subsection (b)(9), in the matter preceding*
8 *subparagraph (A), by inserting “, including actual or*
9 *potential unnecessary duplication,” after “agency*
10 *faces”;* and

11 (3) *in subsection (h)—*

12 (A) *by redesignating paragraphs (5)*
13 *through (12) as paragraphs (6) through (13), re-*
14 *spectively;*

15 (B) *by inserting after paragraph (4) the fol-*
16 *lowing:*

17 “(5) ‘*enterprise risk management*’ means the
18 *processes that are used to address the full spectrum of*
19 *risks across multiple programs and organizations that*
20 *are located within a larger entity or initiative, plac-*
21 *ing the risks into an integrated and interrelated port-*
22 *folio, and prioritizing their mitigation;”;*

23 (C) *in paragraph (12), as so redesignated,*
24 *by striking “and” at the end;*

1 (D) in paragraph (13), as so redesignated,
2 by striking the period and inserting a semicolon;
3 and

4 (E) by adding at the end the following:

5 “(14) ‘risk’ means the possibility of—

6 “(A) an adverse event or phenomenon occur-
7 ring; or

8 “(B) a beneficial opportunity remaining
9 unexploited; and

10 “(15) ‘risk management’ means the processes
11 that are used to identify, assess, prioritize, monitor,
12 mitigate, and report on risks to achieving the mis-
13 sions, goals, and objectives of a department, agency,
14 or program, or group thereof, using resources and
15 processes appropriate to the nature of the risks and
16 resources available.”.

17 (d) *FEDERAL GOVERNMENT AND AGENCY PRIORITY*
18 *GOALS*.—Section 1120 of title 31, United States Code, is
19 amended—

20 (1) in subsection (a)—

21 (A) in paragraph (1)(B)—

22 (i) in the matter preceding clause (i),
23 by inserting “and mission support” after
24 “management”; and

1 (ii) in clause (v), by striking the semi-
2 colon and inserting a period; and

3 (B) in paragraph (3)—

4 (i) by redesignating subparagraphs (A)
5 through (G) as clauses (i) through (vii) and
6 adjusting the margin accordingly;

7 (ii) by striking “shall consult” and in-
8 serting the following: “shall—

9 “(A) consider recommendations of the Gov-
10 ernment Accountability Office in—

11 “(i) the annual report submitted under
12 section 21 of the Joint Resolution entitled
13 ‘Joint Resolution increasing the statutory
14 limit on the public debt’ (Public Law 111–
15 139; 31 U.S.C. 712 note); or

16 “(ii) the High Risk list; and

17 “(B) consult”; and

18 (iii) in subparagraph (B)(vii), as so
19 redesignated, by striking the semicolon and
20 inserting a period; and

21 (2) in subsection (b)(1)(A), by inserting “bien-
22 nial” before “consultations”.

23 (e) *PERFORMANCE IMPROVEMENT OFFICERS AND THE*
24 *PERFORMANCE IMPROVEMENT COUNCIL.*—Section 1124 of
25 *title 31, United States Code, is amended—*

1 (1) in subsection (a)(2)(A)—

2 (A) by inserting “, in collaboration with
3 heads of agency components and mission support
4 functions,” after “Officer”;

5 (B) by inserting “evaluation,” after “meas-
6 urement,”; and

7 (C) by inserting “risk management,” after
8 “progress,”; and

9 (2) in subsection (b)(2)—

10 (A) in subparagraph (D), by inserting “in-
11 cluding issues relating to coordination and un-
12 necessary duplication,” after “issues,”;

13 (B) in subparagraph (E), by inserting “and
14 with non-Federal stakeholders, including States
15 and local governments,” after “exchange among
16 agencies”;

17 (C) in subparagraph (F), by inserting “and
18 mission support” after “management”;

19 (D) in subparagraph (I), by striking “and”
20 at the end;

21 (E) in subparagraph (J), by striking the
22 period at the end and inserting a semicolon; and

23 (F) by adding at the end the following:

24 “(K) establish a public website; and

1 “(L) place annually and archive on the
2 website a detailed annual report describing the
3 Performance Improvement Council’s—

4 “(i) structure (including any commit-
5 tees or task forces);

6 “(ii) budget and relevant sources of
7 funds;

8 “(iii) staffing, on a full-time equiva-
9 lent basis (including an accounting of de-
10 tails from agencies); and

11 “(iv) past, current, and planned ac-
12 tivities.”.

13 (f) *ELIMINATION OF UNNECESSARY AGENCY REPORT-*
14 *ING.*—Section 1125(a)(1) of title 31, United States Code,
15 is amended by striking “reports;” and inserting the fol-
16 lowing: “reports, and place the list on a public website,
17 which shall include, for each plan or report—

18 “(A) a citation to the relevant statutory re-
19 quirement or direction in a congressional report;
20 and

21 “(B) an indication of whether and how the
22 agency is complying with the requirement to
23 produce the plan or report, including a citation
24 to the means through which the agency submits
25 the plan or report;”.

1 (g) *AGENCY REPORTS*.—Section 720(b) of title 31,
2 *United States Code*, is amended, in the matter preceding
3 *paragraph (1)*, by inserting “, including the annual report
4 *on unnecessarily duplicative goals and activities within de-*
5 *partments and governmentwide required under section 21*
6 *of the joint resolution entitled ‘A joint resolution increasing*
7 *the statutory limit on the public debt’ (Public Law 111–*
8 *139; 31 U.S.C. 712 note) and the High Risk list of the Gov-*
9 *ernment Accountability Office,”* after “makes a report”.

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