

Calendar No. 200

116TH CONGRESS
1ST SESSION**H. R. 150****[Report No. 116-96]**

IN THE SENATE OF THE UNITED STATES

JANUARY 18, 2019

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

SEPTEMBER 10, 2019

Reported by Mr. JOHNSON, with an amendment

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

AN ACTTo modernize Federal grant reporting, 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 “Grant Reporting Effi-
 5 ciency and Agreements Transparency Act of 2019” or the
 6 “GREAT Act”.

7 **SEC. 2. PURPOSES.**

8 The purposes of this Act are to—

1 (1) modernize reporting by recipients of Federal
2 grants and cooperative agreements by creating and
3 imposing data standards for the information that
4 grants and cooperative agreement recipients must
5 report to the Federal Government;

6 (2) implement the recommendation by the Di-
7 rector of the Office of Management and Budget,
8 under section 5(b)(6) of the Federal Funding Ac-
9 countability and Transparency Act of 2006 (31
10 U.S.C. 6101 note), which includes the development
11 of a “comprehensive taxonomy of standard defini-
12 tions for core data elements required for managing
13 Federal financial assistance awards”;

14 (3) reduce burden and compliance costs of re-
15 cipients of Federal grants and cooperative agree-
16 ments by enabling technology solutions, existing or
17 yet to be developed, by both the public and private
18 sectors, to better manage data recipients already
19 provide to the Federal Government; and

20 (4) to strengthen oversight and management of
21 Federal grants and cooperative agreements by agen-
22 cies through consolidated collection and display of
23 and access to open data that has been standardized,
24 and where appropriate, transparency to the public.

1 **SEC. 3. DATA STANDARDS FOR GRANT REPORTING.**

2 (a) AMENDMENT.—Subtitle V of title 31, United
3 States Code, is amended by inserting after chapter 63 the
4 following new chapter:

5 **“CHAPTER 64—DATA STANDARDS FOR**
6 **GRANT REPORTING**

7 **“SEC. 6401. DEFINITIONS.**

8 “In this chapter:

9 “(1) AGENCY.—The term ‘agency’ has the
10 meaning given that term in section 552(f) of title 5.

11 “(2) CORE DATA ELEMENTS.—The term ‘core
12 data elements’ means data elements that are not
13 program-specific in nature and are required by agen-
14 cies for all or the vast majority of Federal grant and
15 cooperative assistance recipients for purposes of re-
16 porting.

17 “(3) DIRECTOR.—The term ‘Director’ means
18 the Director of the Office of Management and Budget.
19 et.

20 “(4) FEDERAL AWARD.—The term ‘Federal
21 award’—

22 “(A) means the transfer of anything of
23 value for a public purpose of support or stimu-
24 lation authorized by a law of the United States,
25 including financial assistance and Government
26 facilities, services, and property;

1 “(B) includes grants, subgrants, awards,
2 and cooperative agreements; and

3 “(C) does not include—

4 “(i) conventional public information
5 services or procurement of property or
6 services for the direct benefit or use of the
7 Government; or

8 “(ii) an agreement that provides
9 only—

10 “(I) direct Government cash as-
11 sistance to an individual;

12 “(II) a subsidy;

13 “(III) a loan;

14 “(IV) a loan guarantee; or

15 “(V) insurance.

16 “(5) SECRETARY.—The term ‘Secretary’ means
17 the head of the standard-setting agency.

18 “(6) STANDARD-SETTING AGENCY.—The term
19 ‘standard-setting agency’ means the Executive de-
20 partment designated under section 6402(a)(1).

21 “(7) STATE.—The term ‘State’ means each
22 State of the United States; the District of Columbia;
23 each commonwealth, territory or possession of the
24 United States; and each federally recognized Indian
25 Tribe.

1 **“SEC. 6402. DATA STANDARDS FOR GRANT REPORTING.**

2 “(a) **IN GENERAL.**—

3 “(1) **DESIGNATION OF STANDARD-SETTING**
4 **AGENCY.**—The Director shall designate the Execu-
5 tive department (as defined in section 101 of title 5)
6 that issues the most Federal awards in a calendar
7 year as the standard-setting agency.

8 “(2) **ESTABLISHMENT OF STANDARDS.**—Not
9 later than 1 year after the date of the enactment of
10 this chapter, the Secretary and the Director shall es-
11 tablish Governmentwide data standards for informa-
12 tion reported by recipients of Federal awards.

13 “(3) **DATA ELEMENTS.**—The data standards
14 established under paragraph (2) shall include, at a
15 minimum—

16 “(A) standard definitions for data elements
17 required for managing Federal awards; and

18 “(B) unique identifiers for Federal awards
19 and entities receiving Federal awards that can
20 be consistently applied Governmentwide.

21 “(b) **SCOPE.**—The data standards established under
22 subsection (a) shall include core data elements and may
23 cover any information required to be reported to any agen-
24 cy by recipients of Federal awards, including audit-related
25 information reported under chapter 75 of this title.

1 “(c) REQUIREMENTS.—The data standards required
2 to be established under subsection (a) shall, to the extent
3 reasonable and practicable—

4 “(1) render information reported by recipients
5 of Federal grant and cooperative agreement awards
6 fully searchable and machine-readable;

7 “(2) be nonproprietary;

8 “(3) incorporate standards developed and main-
9 tained by voluntary consensus standards bodies;

10 “(4) be consistent with and implement applica-
11 ble accounting and reporting principles; and

12 “(5) incorporate the data standards established
13 under the Federal Funding Accountability and
14 Transparency Act of 2006 (31 U.S.C. 6101 note).

15 “(d) CONSULTATION.—In establishing the data
16 standards under subsection (a), the Secretary and the Di-
17 rector shall consult with, as appropriate—

18 “(1) the Secretary of the Treasury, to ensure
19 that the data standards incorporate the data stand-
20 ards created under the Federal Funding Account-
21 ability and Transparency Act of 2006 (31 U.S.C.
22 6101 note);

23 “(2) the head of each agency that issues Fed-
24 eral awards;

1 ~~“(3) recipients of Federal awards and organiza-~~
2 ~~tions representing recipients of Federal awards;~~

3 ~~“(4) private sector experts;~~

4 ~~“(5) members of the public, including privacy~~
5 ~~experts, privacy advocates, and industry stake-~~
6 ~~holders; and~~

7 ~~“(6) State and local governments.~~

8 ~~**“SEC. 6403. GUIDANCE APPLYING DATA STANDARDS FOR**~~
9 ~~**GRANT REPORTING.**~~

10 ~~“(a) IN GENERAL.—Not later than 2 years after the~~
11 ~~date of the enactment of this chapter—~~

12 ~~“(1) the Secretary and the Director shall issue~~
13 ~~guidance to all agencies directing the agencies to~~
14 ~~apply the data standards established under section~~
15 ~~6402 to all applicable reporting by recipients of Fed-~~
16 ~~eral grant and cooperative agreement awards; and~~

17 ~~“(2) the Director shall prescribe guidance ap-~~
18 ~~plying the data standards to audit-related informa-~~
19 ~~tion reported under chapter 75.~~

20 ~~“(b) GUIDANCE.—The guidance issued under this~~
21 ~~section shall—~~

22 ~~“(1) to the extent reasonable and practicable—~~

23 ~~“(A) minimize the disruption to existing~~
24 ~~reporting practices for agencies and for recipi-~~

1 ents of Federal grant and cooperative agree-
2 ment awards; and

3 “(B) explore opportunities to implement
4 modern technologies within Federal award re-
5 porting;

6 “(2) allow the Director to permit exceptions for
7 categories of grants if the Director publishes a list
8 of such exceptions, including exceptions for Indian
9 Tribes and Tribal organizations consistent with the
10 Indian Self-Determination and Education Assistance
11 Act; and

12 “(3) take into consideration the consultation re-
13 quired under section 6402(d).

14 **“SEC. 6404. AGENCY REQUIREMENTS.**

15 “Not later than 3 years after the date of the enact-
16 ment of this chapter, the head of each agency shall ensure
17 that all of the agency’s grants and cooperative agreements
18 use data standards for all future information collection re-
19 quests and amend existing information collection requests
20 covered by chapter 35 of title 44 (commonly referred to
21 as the Paperwork Reduction Act) to comply with the data
22 standards established under section 6402, consistent with
23 the guidance issued by the Secretary and the Director
24 under section 6403.”.

1 (b) TECHNICAL AND CONFORMING AMENDMENT.—

2 The table of chapters for subtitle V of title 31, United
3 States Code, is amended by inserting after the item relat-
4 ing to chapter 63 the following new item:

“64. Data Standards for Grant Reporting 6401”.

5 **SEC. 4. SINGLE AUDIT ACT.**

6 (a) AMENDMENTS.—

7 (1) Section 7502(h) of title 31, United States
8 Code, is amended by inserting before “to a Federal
9 clearinghouse” the following “in an electronic form
10 consistent with the data standards established under
11 chapter 64,”.

12 (2) Section 7505 of title 31, United States
13 Code, is amended by adding at the end the following
14 new subsection:

15 “(d) Such guidance shall require audit-related infor-
16 mation reported under this chapter to be reported in an
17 electronic form consistent with the data standards estab-
18 lished under chapter 64.”.

19 (b) GUIDANCE.—Not later than 2 years after the
20 date of the enactment of this Act, the Director shall issue
21 guidance requiring audit-related information reported
22 under chapter 75 of title 31, United States Code, to be
23 reported in an electronic form consistent with the data
24 standards established under chapter 64 of title 31, United
25 States Code, as added by section 3.

1 **SEC. 5. CONSOLIDATION OF ASSISTANCE-RELATED INFOR-**
2 **MATION; PUBLICATION OF PUBLIC INFORMA-**
3 **TION AS OPEN DATA.**

4 (a) **COLLECTION OF INFORMATION.**—Not later than
5 4 years after the date of the enactment of this Act, the
6 Secretary and the Director shall enable the collection, pub-
7 lie display, and maintenance of Federal award information
8 as a Governmentwide data set, using the data standards
9 established under chapter 64 of title 31, United States
10 Code, as added by section 3, subject to reasonable restric-
11 tions established by the Director to ensure protection of
12 personally identifiable and otherwise sensitive information.

13 (b) **PUBLICATION OF INFORMATION.**—The Secretary
14 and the Director shall require the publication of recipient-
15 reported data collected from all agencies on a single public
16 portal. Information may be published on an existing Gov-
17 ernmentwide website as determined appropriate by the Di-
18 rector.

19 (c) **FOIA.**—Nothing in this section shall require the
20 disclosure to the public of information that would be ex-
21 empt from disclosure under section 552 of title 5, United
22 States Code (commonly known as the “Freedom of Infor-
23 mation Act”).

24 **SEC. 6. EVALUATION OF NONPROPRIETARY IDENTIFIERS.**

25 (a) **DETERMINATION REQUIRED.**—The Director and
26 the Secretary shall determine whether to use nonpropri-

1 etary identifiers under section 6402(a)(3)(B) of title 31,
2 United States Code, as added by section 3(a).

3 (b) FACTORS TO BE CONSIDERED.—In making the
4 determination required pursuant to subsection (a), the Di-
5 rector and the Secretary shall consider factors such as ac-
6 cessibility and cost to recipients of Federal awards, agen-
7 cies that issue Federal awards, private-sector experts, and
8 members of the public, including privacy experts and pri-
9 vacy advocates.

10 (c) PUBLICATION AND REPORT ON DETERMINA-
11 TION.—Not later than the earlier of 1 year after the date
12 of the enactment of this Act or the date on which the Sec-
13 retary and Director establish data standards pursuant to
14 section 6402(a)(2) of title 31, United States Code, as
15 added by section 3(a), the Secretary and the Director shall
16 publish and submit to the Committees on Oversight and
17 Government Reform of the House of Representatives and
18 Homeland Security and Governmental Affairs of the Sen-
19 ate a report explaining the reasoning for the determination
20 made pursuant to subsection (a).

21 **SEC. 7. DEFINITIONS.**

22 In this Act, the terms “agency”, “Director”, “Fed-
23 eral award”, and “Secretary” have the meaning given
24 those terms in section 6401 of title 31, United States
25 Code, as added by section 3(a).

1 **SEC. 8. RULE OF CONSTRUCTION.**

2 Nothing in this Act, or the amendments made by this
3 Act, shall be construed to require the collection of data
4 that is not otherwise required pursuant to any Federal
5 law, rule, or regulation.

6 **SEC. 9. NO ADDITIONAL FUNDS AUTHORIZED.**

7 No additional funds are authorized to carry out the
8 requirements of this Act and the amendments made by
9 this Act. Such requirements shall be carried out using
10 amounts otherwise authorized.

11 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

12 (a) *SHORT TITLE.*—This Act may be cited as the
13 “Grant Reporting Efficiency and Agreements Trans-
14 parency Act of 2019” or the “GREAT Act”.

15 (b) *TABLE OF CONTENTS.*—The table of contents for
16 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Purposes.

Sec. 3. Definitions.

Sec. 4. Data standards for grant reporting.

Sec. 5. Single Audit Act.

*Sec. 6. Consolidation of assistance-related information; publication of public in-
formation as open data.*

Sec. 7. Evaluation of nonproprietary identifiers.

Sec. 8. Rule of construction.

Sec. 9. No additional funds authorized.

17 **SEC. 2. PURPOSES.**

18 The purposes of this Act are to—

19 (1) modernize reporting by recipients of Federal
20 grants and cooperative agreements by creating and
21 imposing data standards for the information that

1 *those recipients are required by law to report to the*
2 *Federal Government;*

3 *(2) implement the recommendation by the Direc-*
4 *tor of the Office of Management and Budget contained*
5 *in the report submitted under section 5(b)(6) of the*
6 *Federal Funding Accountability and Transparency*
7 *Act of 2006 (31 U.S.C. 6101 note) relating to the de-*
8 *velopment of a “comprehensive taxonomy of standard*
9 *definitions for core data elements required for man-*
10 *aging Federal financial assistance awards”;*

11 *(3) reduce burden and compliance costs of recipi-*
12 *ents of Federal grants and cooperative agreements by*
13 *enabling technology solutions, existing or yet to be de-*
14 *veloped, for use in both the public and private sectors*
15 *to better manage the data that recipients already pro-*
16 *vide to the Federal Government; and*

17 *(4) strengthen oversight and management of Fed-*
18 *eral grants and cooperative agreements by agencies by*
19 *consolidating the collection and display of and access*
20 *to open data that has been standardized and, where*
21 *appropriate, increasing transparency to the public.*

22 **SEC. 3. DEFINITIONS.**

23 *In this Act, the terms “agency”, “Director”, “Federal*
24 *award”, and “Secretary” have the meanings given those*

1 *terms in section 6401 of title 31, United States Code, as*
 2 *added by section 4(a) of this Act.*

3 **SEC. 4. DATA STANDARDS FOR GRANT REPORTING.**

4 *(a) AMENDMENT.—Subtitle V of title 31, United States*
 5 *Code, is amended by inserting after chapter 63 the fol-*
 6 *lowing:*

7 **“CHAPTER 64—DATA STANDARDS FOR**
 8 **GRANT REPORTING**

“Sec.

“6401. Definitions.

“6402. Data standards for grant reporting.

“6403. Guidance applying data standards for grant reporting.

“6404. Agency requirements.

9 **“§ 6401. Definitions**

10 *“In this chapter:*

11 *“(1) AGENCY.—The term ‘agency’ has the mean-*
 12 *ing given the term in section 552(f) of title 5.*

13 *“(2) CORE DATA ELEMENTS.—The term ‘core*
 14 *data elements’ means data elements relating to finan-*
 15 *cial management, administration, or management*
 16 *that—*

17 *“(A) are not program-specific in nature or*
 18 *program-specific outcome measures, as defined in*
 19 *section 1115(h) of this title; and*

20 *“(B) are required by agencies for all or the*
 21 *vast majority of recipients of Federal awards for*
 22 *purposes of reporting.*

1 “(3) *DIRECTOR*.—The term ‘Director’ means the
2 *Director of the Office of Management and Budget.*

3 “(4) *EXECUTIVE DEPARTMENT*.—The term ‘Exec-
4 *utive department’ has the meaning given the term in*
5 *section 101 of title 5.*

6 “(5) *FEDERAL AWARD*.—The term ‘Federal
7 *award’—*

8 “(A) *means the transfer of anything of*
9 *value for a public purpose of support or stimula-*
10 *tion authorized by a law of the United States,*
11 *including financial assistance and Government*
12 *facilities, services, and property;*

13 “(B) *includes a grant, a subgrant, a cooper-*
14 *ative agreement, or any other transaction; and*

15 “(C) *does not include a transaction or*
16 *agreement—*

17 “(i) *that provides for conventional*
18 *public information services or procurement*
19 *of property or services for the direct benefit*
20 *or use of the Government; or*

21 “(ii) *that provides only—*

22 “(I) *direct Government cash as-*
23 *sistance to an individual;*

24 “(II) *a subsidy;*

25 “(III) *a loan;*

1 “(IV) a loan guarantee; or

2 “(V) insurance.

3 “(6) *SECRETARY*.—*The term ‘Secretary’ means*
4 *the head of the standard-setting agency.*

5 “(7) *STANDARD-SETTING AGENCY*.—*The term*
6 *‘standard-setting agency’ means the Executive depart-*
7 *ment designated under section 6402(a)(1).*

8 “(8) *STATE*.—*The term ‘State’ means each State*
9 *of the United States, the District of Columbia, each*
10 *commonwealth, territory, or possession of the United*
11 *States, and each federally recognized Indian Tribe.*

12 **“§ 6402. Data standards for grant reporting**

13 “(a) *IN GENERAL*.—

14 “(1) *DESIGNATION OF STANDARD-SETTING AGEN-*
15 *CY*.—*The Director shall designate the Executive de-*
16 *partment that administers the greatest number of pro-*
17 *grams under which Federal awards are issued in a*
18 *calendar year as the standard-setting agency.*

19 “(2) *ESTABLISHMENT OF STANDARDS*.—*Not later*
20 *than 2 years after the date of enactment of this chap-*
21 *ter, the Secretary and the Director shall establish*
22 *Governmentwide data standards for information re-*
23 *ported by recipients of Federal awards.*

1 “(3) *DATA ELEMENTS.*—*The data standards es-*
2 *tablished under paragraph (2) shall include, at a*
3 *minimum—*

4 “(A) *standard definitions for data elements*
5 *required for managing Federal awards; and*

6 “(B) *unique identifiers for Federal awards*
7 *and recipients of Federal awards that can be*
8 *consistently applied Governmentwide.*

9 “(b) *SCOPE.*—*The data standards established under*
10 *subsection (a)—*

11 “(1) *shall include core data elements;*

12 “(2) *may cover information required by law to*
13 *be reported to any agency by recipients of Federal*
14 *awards, including audit-related information reported*
15 *under chapter 75 of this title; and*

16 “(3) *may not be used by the Director or any*
17 *agency to require the collection of any data not other-*
18 *wise required under Federal law.*

19 “(c) *REQUIREMENTS.*—*The data standards established*
20 *under subsection (a) shall, to the extent reasonable and*
21 *practicable—*

22 “(1) *render information reported by recipients of*
23 *Federal awards fully searchable and machine-read-*
24 *able;*

25 “(2) *be nonproprietary;*

1 “(3) incorporate standards developed and main-
2 tained by voluntary consensus standards bodies;

3 “(4) be consistent with and implement applica-
4 ble accounting and reporting principles; and

5 “(5) incorporate the data standards established
6 under the Federal Funding Accountability and
7 Transparency Act of 2006 (31 U.S.C. 6101 note).

8 “(d) CONSULTATION.—In establishing the data stand-
9 ards under subsection (a), the Secretary and the Director
10 shall consult with—

11 “(1) the Secretary of the Treasury to ensure that
12 the data standards established under subsection (a)
13 incorporate the data standards established under the
14 Federal Funding Accountability and Transparency
15 Act of 2006 (31 U.S.C. 6101 note);

16 “(2) the head of each agency that issues Federal
17 awards;

18 “(3) recipients of Federal awards and organiza-
19 tions representing recipients of Federal awards;

20 “(4) private sector experts;

21 “(5) members of the public, including privacy
22 experts, privacy advocates, auditors, and industry
23 stakeholders; and

24 “(6) State and local governments.

1 **“§ 6403. Guidance applying data standards for grant**
2 **reporting**

3 “(a) *IN GENERAL.*—Not later than 3 years after the
4 date of enactment of this chapter—

5 “(1) *the Secretary and the Director shall jointly*
6 *issue guidance to all agencies directing the agencies to*
7 *apply the data standards established under section*
8 *6402(a) to all applicable reporting by recipients of*
9 *Federal awards; and*

10 “(2) *the Director shall prescribe guidance apply-*
11 *ing the data standards established under section*
12 *6402(a) to audit-related information reported under*
13 *chapter 75 of this title.*

14 “(b) *GUIDANCE.*—The guidance issued under sub-
15 section (a) shall—

16 “(1) *to the extent reasonable and practicable—*

17 “(A) *minimize the disruption of existing re-*
18 *porting practices of, and not increase the report-*
19 *ing burden on, agencies or recipients of Federal*
20 *awards; and*

21 “(B) *explore opportunities to implement*
22 *modern technologies in reporting relating to Fed-*
23 *eral awards;*

24 “(2) *allow the Director to permit exceptions for*
25 *classes of Federal awards, including exceptions for*
26 *Federal awards granted to Indian Tribes and Tribal*

1 *organizations consistent with the Indian Self-Deter-*
2 *mination and Education Assistance Act (25 U.S.C.*
3 *5301 et seq.), if the Director publishes a list of those*
4 *exceptions and submits the list to the Committee on*
5 *Homeland Security and Governmental Affairs of the*
6 *Senate and the Committee on Oversight and Reform*
7 *of the House of Representatives; and*

8 *“(3) take into consideration the consultation re-*
9 *quired under section 6402(d).*

10 *“(c) UPDATING GUIDANCE.—*

11 *“(1) IN GENERAL.—Not less frequently than once*
12 *every 10 years, the Director shall update the guidance*
13 *issued under subsection (a).*

14 *“(2) PROCEDURES.—In updating guidance*
15 *under paragraph (1), the Director shall, to the max-*
16 *imum extent practicable, follow the procedures for the*
17 *development of the data standards and guidance pre-*
18 *scribed under this section and section 6402.*

19 **“§ 6404. Agency requirements**

20 *“Not later than 1 year after the date on which guid-*
21 *ance is issued or updated under subsection (b) or (c), respec-*
22 *tively, of section 6403, the head of each agency shall—*

23 *“(1) ensure that all of the Federal awards that*
24 *the agency issues use data standards for all future in-*
25 *formation collection requests; and*

1 “(2) amend existing information collection re-
 2 quests under chapter 35 of title 44 (commonly known
 3 as the ‘Paperwork Reduction Act’) to comply with the
 4 data standards established under section 6402 of this
 5 chapter, in accordance with the guidance issued by
 6 the Secretary and the Director under section 6403 of
 7 this chapter.”.

8 (b) *TECHNICAL AND CONFORMING AMENDMENT.*—The
 9 table of chapters for subtitle V of title 31, United States
 10 Code, is amended by inserting after the item relating to
 11 chapter 63 the following:

 “**64. Data standards for grant reporting 6401**”.

12 **SEC. 5. SINGLE AUDIT ACT.**

13 (a) *AMENDMENTS.*—

14 (1) *AUDIT REQUIREMENTS.*—Section 7502(h) of
 15 title 31, United States Code, is amended, in the mat-
 16 ter preceding paragraph (1), by inserting “in an elec-
 17 tronic form in accordance with the data standards es-
 18 tablished under chapter 64 and” after “the reporting
 19 package,”.

20 (2) *REGULATIONS.*—Section 7505 of title 31,
 21 United States Code, is amended by adding at the end
 22 the following:

23 “(d) Such guidance shall require audit-related infor-
 24 mation reported under this chapter to be reported in an

1 *electronic form in accordance with the data standards es-*
2 *tablished under chapter 64.”*

3 (b) *GUIDANCE.*—*Not later than 3 years after the date*
4 *of enactment of this Act, the Director shall issue guidance*
5 *requiring audit-related information reported under chapter*
6 *75 of title 31, United States Code, to be reported in an elec-*
7 *tronic form consistent with the data standards established*
8 *under chapter 64 of that title, as added by section 4(a) of*
9 *this Act.*

10 **SEC. 6. CONSOLIDATION OF ASSISTANCE-RELATED INFOR-**
11 **MATION; PUBLICATION OF PUBLIC INFORMA-**
12 **TION AS OPEN DATA.**

13 (a) *COLLECTION OF INFORMATION.*—*Not later than 5*
14 *years after the date of enactment of this Act, the Secretary*
15 *and the Director shall, using the data standards established*
16 *under chapter 64 of title 31, United States Code, as added*
17 *by section 4(a) of this Act, enable the collection, public dis-*
18 *play, and maintenance of Federal award information as*
19 *a Governmentwide data set, subject to reasonable restric-*
20 *tions established by the Director to ensure protection of per-*
21 *sonally identifiable information and otherwise sensitive in-*
22 *formation.*

23 (b) *PUBLICATION OF INFORMATION.*—*The Secretary*
24 *and the Director shall require the publication of data re-*
25 *ported by recipients of Federal awards that is collected from*

1 *all agencies on a single public portal, which may be an*
2 *existing Governmentwide website, as determined appro-*
3 *priate by the Director.*

4 (c) *FOIA.—Nothing in this section shall require the*
5 *disclosure to the public of information that would be exempt*
6 *from disclosure under section 552 of title 5, United States*
7 *Code (commonly known as the “Freedom of Information*
8 *Act”).*

9 **SEC. 7. EVALUATION OF NONPROPRIETARY IDENTIFIERS.**

10 (a) *DETERMINATION REQUIRED.—The Director and*
11 *the Secretary shall determine whether to use nonproprietary*
12 *identifiers described in section 6402(a)(3)(B) of title 31,*
13 *United States Code, as added by section 4(a) of this Act.*

14 (b) *FACTORS TO BE CONSIDERED.—In making the de-*
15 *termination under subsection (a), the Director and the Sec-*
16 *retary shall consider factors such as accessibility and cost*
17 *to recipients of Federal awards, agencies that issue Federal*
18 *awards, private sector experts, and members of the public,*
19 *including privacy experts, privacy advocates, transparency*
20 *experts, and transparency advocates.*

21 (c) *PUBLICATION AND REPORT ON DETERMINATION.—*
22 *Not later than the earlier of 1 year after the date of enact-*
23 *ment of this Act or the date on which the Director and the*
24 *Secretary establish data standards under section 6402(a)(2)*
25 *of title 31, United States Code, as added by section 4(a)*

1 *of this Act, the Director and the Secretary shall publish and*
2 *submit to the Committee on Homeland Security and Gov-*
3 *ernmental Affairs of the Senate and the Committee on Over-*
4 *sight and Reform of the House of Representatives a report*
5 *explaining the reasoning for the determination made under*
6 *subsection (a).*

7 **SEC. 8. RULE OF CONSTRUCTION.**

8 *Nothing in this Act, or the amendments made by this*
9 *Act, shall be construed to require the collection of data that*
10 *is not otherwise required under any Federal law, rule, or*
11 *regulation.*

12 **SEC. 9. NO ADDITIONAL FUNDS AUTHORIZED.**

13 *No additional funds are authorized to carry out the*
14 *requirements of this Act and the amendments made by this*
15 *Act. Such requirements shall be carried out using amounts*
16 *otherwise authorized.*

Calendar No. 200

116TH CONGRESS
1ST Session

H. R. 150

[Report No. 116-96]

AN ACT

To modernize Federal grant reporting, and for
other purposes.

SEPTEMBER 10, 2019

Reported with an amendment