

are 100 percent manufactured in the United States, from articles, materials, or supplies 100 percent of which are grown, produced, or manufactured in the United States, may be acquired for use by the Federal Government.

(b) **WAIVER.**—The head of an executive agency may waive the requirement under subsection (a) on a case-by-case basis upon a determination that—

(1) the application of the limitation would cause unreasonable costs or delays to be incurred; or

(2) application of the limitation would adversely affect a United States company.

(c) **AMENDMENT OF FEDERAL ACQUISITION REGULATION.**—Not later than 180 days after the date of the enactment of this Act, the Federal Acquisition Regulatory Council established under section 1302 of title 41, United States Code, shall amend the Federal Acquisition Regulation to implement this section.

(d) **DEFINITIONS.**—In this section:

(1) **EXECUTIVE AGENCY.**—The term “executive agency” has the meaning given the term in section 133 of title 41, United States Code.

(2) **FEDERAL ACQUISITION REGULATION.**—The term “Federal Acquisition Regulation” has the meaning given the term in section 106 of title 41, United States Code.

SEC. 3. EFFECTIVE DATE.

Section 2 shall apply to purchases of flags made on or after 180 days after the date of the enactment of this Act.

SEC. 4. CONSISTENCY WITH INTERNATIONAL AGREEMENTS.

This Act shall be applied in a manner consistent with United States obligations under international agreements.

GOVERNMENT REPORTS ELIMINATION ACT OF 2014

Ms. HEITKAMP. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 505, H.R. 4194.

The ACTING PRESIDENT pro tempore. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (H.R. 4194) to provide for the elimination or modification of Federal reporting requirements.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Government Reports Elimination Act of 2014”.

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—DEPARTMENT OF AGRICULTURE

Sec. 101. Reports eliminated.

TITLE II—DEPARTMENT OF COMMERCE

Sec. 201. Reports eliminated.

TITLE III—CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

Sec. 301. Reports eliminated.

TITLE IV—DEPARTMENT OF DEFENSE

Sec. 401. Reports eliminated.

TITLE V—DEPARTMENT OF EDUCATION

Sec. 501. Report on Impact Aid construction justifying discretionary grant awards eliminated.

TITLE VI—DEPARTMENT OF ENERGY

Sec. 601. Reports eliminated.

TITLE VII—ENVIRONMENTAL PROTECTION AGENCY

Sec. 701. Great Lakes management comprehensive report eliminated.

TITLE VIII—EXECUTIVE OFFICE OF THE PRESIDENT

Sec. 801. Report relating to waiver of certain sanctions against North Korea eliminated.

TITLE IX—GOVERNMENT ACCOUNTABILITY OFFICE

Sec. 901. Reports eliminated.

Sec. 902. Reports modified.

TITLE X—DEPARTMENT OF HOMELAND SECURITY

Sec. 1001. Reports eliminated.

TITLE XI—DEPARTMENT OF THE INTERIOR

Sec. 1101. Royalties in-kind report eliminated.

TITLE XII—DEPARTMENT OF LABOR

Sec. 1201. Reports eliminated.

TITLE XIII—OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE

Sec. 1301. Reports eliminated.

TITLE XIV—DEPARTMENT OF STATE

Sec. 1401. Report eliminated.

TITLE XV—DEPARTMENT OF TRANSPORTATION

Sec. 1501. Reports eliminated.

Sec. 1502. Reports modified.

TITLE XVI—DEPARTMENT OF THE TREASURY

Sec. 1601. Reports eliminated.

TITLE XVII—DEPARTMENT OF VETERANS AFFAIRS

Sec. 1701. Reports eliminated.

TITLE I—DEPARTMENT OF AGRICULTURE

SEC. 101. REPORTS ELIMINATED.

(a) **INFORMATION ON ADMINISTRATIVE EXPENSES ON COMMODITY PROMOTION PROGRAMS.**—Section 501 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7401) is amended—

(1) by striking subsection (d);

(2) by redesignating subsections (e) and (f) as subsections (d) and (e), respectively; and

(3) in paragraph (4) of subsection (d) (as so redesignated), by striking “subsection (f)” and inserting “subsection (e)”.

(b) **UNFAIR TRADE PRACTICES REPORT AND RELATED MEETING.**—Section 108 of the Act of August 28, 1954 (commonly known as the “Agricultural Act of 1954”) (7 U.S.C. 1748), is repealed.

(c) **FARMLAND PROTECTION POLICY ACT ANNUAL REPORT.**—Section 1546 of the Agriculture and Food Act of 1981 (7 U.S.C. 4207) is repealed.

(d) **PEANUT BASE ACRES DATA COLLECTION AND PUBLICATION.**—Section 1302(d) of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 8752(d)) is amended—

(1) by striking paragraph (3);

(2) in paragraph (4), by striking “Paragraphs (1) through (3)” and inserting “Paragraphs (1) and (2)”; and

(3) by redesignating paragraph (4) as paragraph (3).

(e) **OTHER BASE ACRES DATA COLLECTION AND PUBLICATION.**—Section 1101(d) of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 8711(d)) is amended—

(1) by striking paragraph (3);

(2) in paragraph (4), by striking “Paragraphs (1) through (3)” and inserting “Paragraphs (1) and (2)”; and

(3) by redesignating paragraph (4) as paragraph (3).

(f) **BEGINNING FARMER AND RANCHER INDIVIDUAL DEVELOPMENT ACCOUNTS PILOT PROGRAM REPORT.**—Section 333B of the Consoli-

dated Farm and Rural Development Act (7 U.S.C. 1933b) is amended—

(1) by striking subsection (e); and

(2) by redesignating subsections (f) through (h) as subsections (e) through (g), respectively.

(g) **RURAL BROADBAND ACCESS PROGRAM REPORT.**—Section 601 of the Rural Electrification Act of 1936 (7 U.S.C. 950bb) is amended—

(1) in subsection (d)(1)(B), by striking “(k)” and inserting “(j)”; and

(2) by striking subsection (j); and

(3) by redesignating subsections (k) and (l) as subsections (j) and (k), respectively.

(h) **REPORT ON EXPORT CREDIT GUARANTEES TO EMERGING MARKETS.**—Section 1542(e) of the Food, Agriculture, Conservation, and Trade Act of 1990 (Public Law 101-624; 7 U.S.C. 5622 note) is amended—

(1) by striking “(1) EFFECT OF CREDITS.—”; and

(2) by striking paragraph (2).

(i) **COMMODITY CREDIT CORPORATION QUARTERLY REPORT.**—Section 13 of the Commodity Credit Corporation Charter Act (15 U.S.C. 714k) is amended by striking the second sentence.

(j) **EVALUATION OF THE RURAL DEVELOPMENT, BUSINESS AND INDUSTRY GUARANTEED LOAN PROGRAM FINANCING OF LOCALLY OR REGIONALLY PRODUCED FOOD PRODUCTS.**—Section 310B(g)(9)(B) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932(g)(9)(B)) is amended—

(1) by striking clause (iv); and

(2) by redesignating clause (v) as clause (iv).

(k) **UNITED STATES GRAIN STANDARDS ACT REPORTS.**—Section 17B of the United States Grain Standards Act (7 U.S.C. 87f-2) is repealed.

(l) **NOTIFICATIONS TO CONGRESS ON RELEASE OF NAMES AND ADDRESSES OF PRODUCERS OPERATING UNDER MARKETING AGREEMENTS AND ORDERS.**—Section 8d(2) of the Agricultural Adjustment Act (7 U.S.C. 608d(2)), reenacted with amendments by the Agricultural Marketing Agreement Act of 1937, is amended by striking the third sentence.

(m) **PLANT PEST AND DISEASE MANAGEMENT AND DISASTER PREVENTION ACTION PLANS REPORTS.**—Section 420(c) of the Plant Protect Act (7 U.S.C. 7721(c)) is amended by striking paragraph (3).

(n) **QUARTERLY EXPORT ASSISTANCE REPORTS.**—Section 603 of the Agricultural Trade Act of 1978 (7 U.S.C. 5713) is repealed.

(o) **RURAL COLLABORATIVE INVESTMENT PROGRAM.**—

(1) **SECRETARIAL REPORT ON REGIONAL RURAL INVESTMENT BOARDS.**—Section 385C(b)(7) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009dd-2(b)(7)) is amended—

(A) in subparagraph (B), by adding “and” at the end;

(B) in subparagraph (C), by striking “; and” and inserting a period; and

(C) by striking subparagraph (D).

(2) **REPORT BY REGIONAL RURAL INVESTMENT BOARD TO NATIONAL RURAL INVESTMENT BOARD AND THE SECRETARY.**—Section 385D(a)(7) of Consolidated Farm and Rural Development Act (7 U.S.C. 2009dd-3(a)(7)) is amended—

(A) in subparagraph (C), by adding “and” at the end;

(B) by striking subparagraph (D); and

(C) by redesignating subparagraph (E) as subparagraph (D).

(p) **STATUS REPORT FOR FOREIGN MARKET DEVELOPMENT.**—Section 702 of the Agricultural Trade Act of 1978 (7 U.S.C. 5722) is amended by striking subsection (c).

(q) **SOUTHEASTERN ALASKA TIMBER REPORTS.**—Section 706 of the Alaska National Interest Lands Conservation Act (16 U.S.C. 539e) is repealed.

TITLE II—DEPARTMENT OF COMMERCE

SEC. 201. REPORTS ELIMINATED.

(a) **EFFORTS AND PROGRESS IN BECOMING DESIGNATED AS SEA GRANT COLLEGE OR INSTITUTE.**—Section 207 of the National Sea Grant

Program Act (33 U.S.C. 1126) is amended by striking subsection (e).

(b) ENTERPRISE INTEGRATION STANDARDIZATION AND IMPLEMENTATION.—Section 3 of the Enterprise Integration Act of 2002 (15 U.S.C. 278g-5) is amended—

(1) by striking subsection (c); and
(2) by redesignating subsections (d) and (e) as subsections (c) and (d), respectively.

(c) ENSURING EQUAL ACCESS TO SEA GRANT FELLOWSHIP PROGRAM.—Section 208(a) of the National Sea Grant Program Act (33 U.S.C. 1127(a)) is amended by striking the fourth sentence.

(d) TECHNOLOGY INNOVATION PROGRAM ACTIVITIES.—Section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n) is amended—

(1) by striking subsection (g);
(2) by redesignating subsections (h) through (l) as subsections (g) through (k), respectively; and

(3) in subsection (k)(5), as redesignated, by striking “under subsection (k)” and inserting “under subsection (j)”.

(e) TIP ADVISORY BOARD ANNUAL REPORT.—Section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n) is further amended in subsection (j), as redesignated by subsection (d), by striking paragraph (5).

(f) NORTHWEST ATLANTIC FISHERIES ACTIVITIES.—Section 212 of the Northwest Atlantic Fisheries Convention Act of 1995 (16 U.S.C. 5611) is repealed.

TITLE III—CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

SEC. 301. REPORTS ELIMINATED.

(a) SERVICE-LEARNING IMPACT STUDY.—The National and Community Service Act of 1990 is amended by repealing part IV of subtitle B of title I (42 U.S.C. 12565).

(b) REPORTS BY OTHER FEDERAL AGENCIES TO THE CORPORATION.—Section 182 of the National and Community Service Act of 1990 (42 U.S.C. 12642) is amended—

(1) by striking the following:
“(a) DESIGN OF PROGRAMS.—”; and
(2) by striking subsection (b).

TITLE IV—DEPARTMENT OF DEFENSE

SEC. 401. REPORTS ELIMINATED.

(a) DISPLAY OF ANNUAL BUDGET REQUIREMENTS FOR AIR SOVEREIGNTY ALERT MISSION.—Section 354 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 10 U.S.C. 221 note) is hereby repealed.

(b) ANNUAL REPORT ON RELIABILITY OF DEPARTMENT OF DEFENSE FINANCIAL STATEMENTS.—Section 1008 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107-107; 10 U.S.C. 113 note) is amended—

(1) by striking subsections (a) and (b); and
(2) in subsection (d)(1), by striking “(b) or”.

TITLE V—DEPARTMENT OF EDUCATION

SEC. 501. REPORT ON IMPACT AID CONSTRUCTION JUSTIFYING DISCRETIONARY GRANT AWARDS ELIMINATED.

Section 8007(b) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7707(b)) is amended by striking paragraph (7).

TITLE VI—DEPARTMENT OF ENERGY

SEC. 601. REPORTS ELIMINATED.

(a) SCIENCE AND ENGINEERING EDUCATION PILOT PROGRAM.—Section 983 of the Energy Policy Act of 2005 (42 U.S.C. 16323) is amended by striking subsection (d).

(b) STRATEGIC UNCONVENTIONAL FUELS DEVELOPMENT PROGRAM.—Section 369(i) of Energy Policy Act of 2005 (42 U.S.C. 15927(i)) is amended by striking paragraph (3).

(c) ENERGY EFFICIENCY STANDARDS FOR INDUSTRIAL EQUIPMENT.—Section 342(a)(6)(C) of Energy Policy and Conservation Act (42 U.S.C. 6313(a)(6)(C)) is amended—

(1) by striking clause (v); and

(2) by redesignating clause (vi) (as added by section 310(a)(4) of Public Law 112-110; 126 Stat. 1524) as clause (v).

TITLE VII—ENVIRONMENTAL PROTECTION AGENCY

SEC. 701. GREAT LAKES MANAGEMENT COMPREHENSIVE REPORT ELIMINATED.

Section 118(c) of the Federal Water Pollution Control Act (33 U.S.C. 1268(c)) is amended—

(1) by striking paragraph (10); and
(2) by redesignating paragraphs (11) through (13) as paragraphs (10) through (12), respectively.

TITLE VIII—EXECUTIVE OFFICE OF THE PRESIDENT

SEC. 801. REPORT RELATING TO WAIVER OF CERTAIN SANCTIONS AGAINST NORTH KOREA ELIMINATED.

Section 1405 of the Supplemental Appropriations Act, 2008 (22 U.S.C. 2799aa-1 note) is amended—

(1) by striking subsection (c); and
(2) by redesignating subsection (d) as subsection (c).

TITLE IX—GOVERNMENT ACCOUNTABILITY OFFICE

SEC. 901. REPORTS ELIMINATED.

(a) EXPENDITURES OF LOCAL EDUCATIONAL AGENCIES.—Section 1904 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6574) is repealed.

(b) USE OF RECOVERY ACT FUNDS BY STATES AND LOCALITIES REPORT.—Section 901 of the American Recovery and Reinvestment Act of 2009 (Public Law 111-5; 123 Stat. 191) is repealed.

(c) HELP AMERICA VOTE ACT FUNDS AUDIT.—(1) ELIMINATION OF AUDIT.—Section 902(b) of the Help America Vote Act of 2002 (42 U.S.C. 15542(b)) is amended—

(A) in paragraph (1), by striking “paragraph (5)” and inserting “paragraph (4)”;
(B) by striking paragraph (3); and
(C) by redesignating paragraphs (4) through (6) as paragraphs (3) through (5).

(2) PRESERVATION OF AUTHORITY TO RECOUP FUNDS RESULTING FROM PRIOR AUDITS.—Section 902(c) of such Act (42 U.S.C. 15542(c)) is amended by inserting after “subsection (b)” the following: “prior to the date of the enactment of the Government Reports Elimination Act of 2014”.

(d) STATE SMALL BUSINESS CREDIT INITIATIVE AUDIT AND REPORT.—Section 3011 of the Small Business Jobs Act of 2010 (12 U.S.C. 5710) is amended—

(1) by striking subsection (b); and
(2) by redesignating subsections (c) and (d) as subsections (b) and (c), respectively.

(e) SMALL BUSINESS LENDING FUND PROGRAM AUDIT AND REPORT.—Section 4107 of the Small Business Jobs Act of 2010 (12 U.S.C. 4741 note) is amended—

(1) by striking subsection (c); and
(2) by redesignating subsections (d) and (e) as subsections (c) and (d), respectively.

(f) HOUSING ASSISTANCE COUNCIL FINANCIAL STATEMENT AUDIT REPORT.—Section 6303(a) of the Food, Conservation, and Energy Act of 2008 (42 U.S.C. 1490e note) is amended by striking paragraph (3).

SEC. 902. REPORTS MODIFIED.

(a) NATIONAL PREVENTION, HEALTH PROMOTION AND PUBLIC HEALTH COUNCIL.—Subsection (i) of section 4001 of the Patient Protection and Affordable Care Act (42 U.S.C. 300u-10) is amended by striking “The Secretary and the Comptroller General of the United States shall jointly conduct periodic reviews” and inserting “The Secretary shall conduct periodic reviews”.

(b) POSTCARD MANDATE.—Section 719(g)(2) of title 31, United States Code is amended—

(1) by striking the first sentence and inserting the following: “The Comptroller General shall make each list available through the public website of the Government Accountability Office.”; and

(2) in the second sentence, by inserting “of Congress” after “committee or member”.

(c) ANNUAL AUDIT OF THE CONGRESSIONAL AWARD FOUNDATION.—

(1) USE OF PRIVATE INDEPENDENT PUBLIC ACCOUNTANT.—Section 107 of the Congressional Award Act (2 U.S.C. 807) is amended to read as follows:

“AUDITS

“SEC. 107. (a) CONTRACTS WITH INDEPENDENT PUBLIC ACCOUNTANT.—The Board shall enter into a contract with an independent public accountant to conduct an annual audit in accordance with generally accepted government auditing standards, of the financial records of the Board and of any corporation established under section 106(i), and shall ensure that the independent public accountant has access for the purpose of the audit to any books, documents, papers, and records of the Board or such corporation (or any agent of the Board or such corporation) which the independent public accountant reasonably determines to be pertinent to the Congressional Award Program.

“(b) ANNUAL REPORT TO CONGRESS ON AUDIT RESULTS.—Not later than May 15 of each calendar year, the Board shall submit to appropriate officers, committees, and subcommittees of Congress and to the Comptroller General of the United States a report on the results of the most recent audit conducted pursuant to this section, and shall include in the report information on any such additional areas as the independent public accountant who conducted the audit determines deserve or require evaluation.

“(c) REVIEW BY THE COMPTROLLER GENERAL OF ANNUAL AUDIT.—

“(1) The Comptroller General of the United States shall review each annual audit conducted under subsection (a).

“(2) For purposes of a review under paragraph (1), the Comptroller General, or any duly authorized representative of the Comptroller General, shall have access to any books, documents, papers, and records of the Board or such corporation, or any agent of the Board or such corporation, including the independent external auditor designated under subsection (a), which, in the opinion of the Comptroller General, may be pertinent.

“(3) Not later than 180 days after the date on which the Comptroller General receives a report under subsection (b), the Comptroller General shall submit to Congress a report containing the results of the review conducted under paragraph (1) with respect to the preceding year.”.

(2) AMENDMENTS RELATING TO COMPLIANCE WITH FISCAL CONTROL AND ACCOUNTING POLICIES AND PROCEDURES.—Section 104(c) of the Congressional Award Act (2 U.S.C. 804(c)) is amended—

(A) in paragraph (1), in the first sentence, by—

(i) inserting “policies and” before “procedures”; and

(ii) striking “fund”; and
(B) in paragraph (2)(A)—

(i) in the first sentence, by striking “The Comptroller General of the United States” and inserting “The independent public accountant conducting the annual audit of the financial records of the Board pursuant to section 107(a)”;

and
(ii) in the second sentence, by striking “the Comptroller General” and inserting “the independent public accountant”.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on October 1, 2014.

(d) ANNUAL GAO REVIEW OF PROPOSED HHS RECOVERY THRESHOLD.—The third sentence of section 1862(b)(9)(B)(i) of the Social Security Act (42 U.S.C. 1395y(b)(9)(B)(i)) is amended by striking “for a year” and inserting “for 2014”.

TITLE X—DEPARTMENT OF HOMELAND SECURITY

SEC. 1001. REPORTS ELIMINATED.

(a) PROHIBITION ON IMPORTATION OF PRODUCTS MADE WITH DOG OR CAT FUR.—Section 308

of the Tariff Act of 1930 (19 U.S.C. 1308) is amended by striking subsection (e).

(b) PORT OF ENTRY INFRASTRUCTURE ASSESSMENT STUDY AND NATIONAL LAND BORDER SECURITY PLAN.—The Border Infrastructure and Technology Modernization Act of 2007 (title VI of division E of Public Law 110–161; 6 U.S.C. 1401 et seq.) is amended by striking sections 603 and 604.

(c) FEES FOR CERTAIN CUSTOMS SERVICES.—(1) REPEAL.—Section 13031 of the Consolidated Omnibus Budget Reconciliation Act of 1985 (Public Law 99–272; 19 U.S.C. 58c) is amended—

(A) in subsection (a)(9), by striking subparagraph (C) and redesignating subparagraph (D) as subparagraph (C); and

(B) in subsection (f)—

(i) in paragraph (3)—

(I) by striking subparagraph (D); and

(II) by redesignating subparagraph (E) as subparagraph (D);

(ii) by striking paragraph (4); and

(iii) by redesignating paragraphs (5) and (6) as paragraphs (4) and (5), respectively.

(2) CONFORMING AMENDMENTS.—Subsection (f) of such section is further amended—

(A) in paragraph (1)(B), by striking “paragraph (5)” and inserting “paragraph (4)”; and

(B) in paragraph (3)(A), by striking “paragraph (5)” and inserting “paragraph (4)”.

(d) MODERNIZATION OF NATIONAL DISTRESS AND RESPONSE SYSTEM.—

(1) REPEAL.—Section 346 of the Maritime Transportation Security Act of 2002 (Public Law 107–295; 14 U.S.C. 88 note) is repealed.

(2) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by striking the item relating to section 346.

TITLE XI—DEPARTMENT OF THE INTERIOR

SEC. 1101. ROYALTIES IN-KIND REPORT ELIMINATED.

Section 342 of the Energy Policy Act of 2005 (42 U.S.C. 15902) is amended—

(1) by striking subsection (e); and

(2) by redesignating subsections (f) through (j) as subsections (e) through (i), respectively.

TITLE XII—DEPARTMENT OF LABOR

SEC. 1201. REPORTS ELIMINATED.

(a) OLDER AMERICANS ACT OF 1965.—Section 515 of the Older Americans Act of 1965 (42 U.S.C. 3056m) is repealed.

(b) ANDEAN TRADE PREFERENCE ACT.—Section 207 of the Andean Trade Preference Act (19 U.S.C. 3205) is repealed.

TITLE XIII—OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE

SEC. 1301. REPORTS ELIMINATED.

(a) TREATY ON CONVENTIONAL ARMED FORCES IN EUROPE.—Section 2(5)(E) of the Senate resolution advising and consenting to ratification of the Document Agreed Among the States Parties to the Treaty on Conventional Armed Forces in Europe (CFE) of November 19, 1990, adopted at Vienna May 31, 1996 (Treaty Doc. 105–5) (commonly referred to as the “CFE Flank Document”), 105th Congress, agreed to May 14, 1997, is repealed.

(b) REPORTS ON COMMERCE WITH, AND ASSISTANCE TO, CUBA FROM OTHER FOREIGN COUNTRIES.—

(1) REPEAL.—Section 108 of the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996 (22 U.S.C. 6038) is repealed.

(2) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by striking the item relating to section 108.

TITLE XIV—DEPARTMENT OF STATE

SEC. 1401. REPORT ELIMINATED.

Section 620F of the Foreign Assistance Act of 1961 (22 U.S.C. 2376) is amended by striking subsection (c).

TITLE XV—DEPARTMENT OF TRANSPORTATION

SEC. 1501. REPORTS ELIMINATED.

(a) REPORTS OF AIR TRAFFIC SERVICES COMMITTEE.—Section 106(p)(7) of title 49, United States Code, is amended—

(1) by striking subparagraph (H); and

(2) by redesignating subparagraph (I) as subparagraph (H).

(b) ANNUAL SUMMARIES OF AIRPORT FINANCIAL REPORTS.—

(1) IN GENERAL.—Section 47107 of title 49, United States Code, is amended by striking subsection (k).

(2) CONFORMING AMENDMENTS.—

(A) Section 47107 of title 49, United States Code, as amended by paragraph (1), is further amended—

(i) by redesignating subsections (l) through (t) as subsections (k) through (s), respectively;

(ii) in paragraph (5) of subsection (k), as redesignated by clause (i)—

(I) in the matter preceding subparagraph (A), by striking “subsection (n)(7)” and inserting “subsection (m)(7)”; and

(II) in subparagraph (B), by striking “subsection (n)” and inserting “subsection (m)”; (iii) in subsection (m), as so redesignated—

(I) by striking “subsections (b) and (l)” each place it appears and inserting “subsections (b) and (k)”; and

(II) by striking “subsection (o)” each place it appears and inserting “subsection (n)”; (iv) in subsection (n), as so redesignated, by striking “subsection (n)” each place it appears and inserting “subsection (m)”; (v) in subsection (o), as so redesignated, by striking “subsection (o)” and inserting “subsection (n)”; (vi) in subsection (p), as so redesignated, by striking “subsections (a) through (p)” and inserting “subsections (a) through (o)”; and (vii) in subsection (q), as so redesignated, by striking “subsections (q)(1) through (3)” and inserting “paragraphs (1) through (3) of subsection (p)”.

(B) Section 46301(d)(2) of such title is amended by striking “section 47107(l)” and inserting “section 47107(k)”.

(C) Section 47111(e) of such title is amended by striking “section 47107(l)” and inserting “section 47107(k)”.

(D) Section 9502 of the Internal Revenue Code of 1986 is amended by striking “section 47107(n)” each place it appears and inserting “section 47107(m)”.

(c) ANNUAL REPORT ON PIPELINE SAFETY INFORMATION GRANTS TO COMMUNITIES.—Section 60130 of title 49, United States Code, is amended—

(1) by striking subsection (c); and

(2) by redesignating subsection (d) as subsection (c).

(d) ANNUAL REPORT ON PILOT PROGRAM FOR INNOVATIVE FINANCING OF AIR TRAFFIC CONTROL EQUIPMENT.—Section 182 of the Vision 100—Century of Aviation Reauthorization Act (117 Stat. 2515; 49 U.S.C. 44502 note) is amended—

(1) by striking subsection (e); and

(2) by redesignating subsection (f) as subsection (e).

(e) REPORTS ON JUSTIFICATIONS FOR AIR DEFENSE IDENTIFICATION ZONES.—Section 602 of the Vision 100—Century of Aviation Reauthorization Act (117 Stat. 2563), and the item relating to that section in the table of contents contained in section 1(b) of that Act, are repealed.

(f) ANNUAL REPORT ON STANDARDS FOR AIRCRAFT AND AIRCRAFT ENGINES TO REDUCE NOISE LEVELS.—Section 726 of the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century (114 Stat. 167; 49 U.S.C. 47508 note) is amended by striking subsection (c).

SEC. 1502. REPORT MODIFIED.

Section 1138(a) of title 49, United States Code, is amended by striking “at least annually, but may be conducted”.

TITLE XVI—DEPARTMENT OF THE TREASURY

SEC. 1601. REPORTS ELIMINATED.

(a) ANNUAL REPORT ON THE NORTH AMERICAN DEVELOPMENT BANK.—Section 2 of Public Law 108–215 (22 U.S.C. 290m–6) is repealed.

(b) REPORT ON VOTING ON INTERNATIONAL FINANCIAL INSTITUTIONS LOAN PROPOSALS.—Section 701 of the International Financial Institutions Act (22 U.S.C. 262d) is amended by striking subsection (c) and redesignating subsection (d) through subsection (g) (as added by section 501(g) of Public Law 96–259) as subsections (c) through (f), respectively.

(c) REPORT ON NEW IMF ARRANGEMENTS REGARDING RATES AND MATURITIES.—Section 605 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1999 (112 Stat. 2681–222), as enacted into law by section 101(d) of division A of the Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999 (Public Law 105–277), is amended by striking subsection (d).

(d) REPORT ON SIGNIFICANT MODIFICATIONS.—The Government Securities Act Amendments of 1993 (Public Law 103–202; 31 U.S.C. 3121 note) is amended—

(1) by striking section 203; and

(2) in the table of contents for such Act, by striking the item relating to section 203.

TITLE XVII—DEPARTMENT OF VETERANS AFFAIRS

SEC. 1701. REPORT ELIMINATED.

Section 8125 of title 38, United States Code, is amended—

(1) by striking subsection (d); and

(2) by redesignating subsection (e) as subsection (d).

Mr. WARNER. Mr. President, I rise today to discuss the passage of the Government Reports Elimination Act—a bill that will eliminate or modify 53 Congressionally mandated reports.

In 2010, we passed the Government Performance and Results Modernization Act, which added several new reporting requirements for Federal agencies. Too often, we add these new reporting requirements without looking back to see if there are any outdated reports that could be eliminated.

So we asked Federal agencies to identify any duplicative or outdated reports that we could cut. In response, the administration published its first list of more than 300 reports from about 30 agencies and we turned this list into the Government Reports Elimination Act.

Senator AYOTTE and I introduced this bill in the Senate and Congressmen DARRELL ISSA and GERRY CONNOLLY introduced the companion in the House. The final bill will eliminate or modify 53. In doing so, we are removing real barriers to productivity across the government. This represents a real step, albeit a modest one, toward making our government work better.

If these reports are not being used—and are simply collecting dust on a shelf—then they are wasteful, and we cannot afford that kind of waste. Eliminating a handful of reports won't solve our budget challenges—but every hour and dollar saved helps. This bill helps free up time for our Federal employees to focus on priorities.

The passage of the Government Reports Elimination Act makes a small down payment on the broader problem, which is why I'm also working on another bill to make further reductions in Congressionally mandated reports.

In June, the administration sent over the second list of outdated reports for

(b) REPORT ON VOTING ON INTERNATIONAL FINANCIAL INSTITUTIONS LOAN PROPOSALS.—Section 701 of the International Financial Institutions Act (22 U.S.C. 262d) is amended by striking subsection (c) and redesignating subsection (d) through subsection (g) (as added by section 501(g) of Public Law 96–259) as subsections (c) through (f), respectively.

(c) REPORT ON NEW IMF ARRANGEMENTS REGARDING RATES AND MATURITIES.—Section 605 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1999 (112 Stat. 2681–222), as enacted into law by section 101(d) of division A of the Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999 (Public Law 105–277), is amended by striking subsection (d).

(d) REPORT ON SIGNIFICANT MODIFICATIONS.—The Government Securities Act Amendments of 1993 (Public Law 103–202; 31 U.S.C. 3121 note) is amended—

(1) by striking section 203; and

(2) in the table of contents for such Act, by striking the item relating to section 203.

TITLE XVII—DEPARTMENT OF VETERANS AFFAIRS

SEC. 1701. REPORT ELIMINATED.

Section 8125 of title 38, United States Code, is amended—

(1) by striking subsection (d); and

(2) by redesignating subsection (e) as subsection (d).

Mr. WARNER. Mr. President, I rise today to discuss the passage of the Government Reports Elimination Act—a bill that will eliminate or modify 53 Congressionally mandated reports.

In 2010, we passed the Government Performance and Results Modernization Act, which added several new reporting requirements for Federal agencies. Too often, we add these new reporting requirements without looking back to see if there are any outdated reports that could be eliminated.

So we asked Federal agencies to identify any duplicative or outdated reports that we could cut. In response, the administration published its first list of more than 300 reports from about 30 agencies and we turned this list into the Government Reports Elimination Act.

Senator AYOTTE and I introduced this bill in the Senate and Congressmen DARRELL ISSA and GERRY CONNOLLY introduced the companion in the House. The final bill will eliminate or modify 53. In doing so, we are removing real barriers to productivity across the government. This represents a real step, albeit a modest one, toward making our government work better.

If these reports are not being used—and are simply collecting dust on a shelf—then they are wasteful, and we cannot afford that kind of waste. Eliminating a handful of reports won't solve our budget challenges—but every hour and dollar saved helps. This bill helps free up time for our Federal employees to focus on priorities.

The passage of the Government Reports Elimination Act makes a small down payment on the broader problem, which is why I'm also working on another bill to make further reductions in Congressionally mandated reports.

In June, the administration sent over the second list of outdated reports for

elimination and our new bill will include their recommendations and reflects my ongoing commitment to eliminating these outdated reports.

I wish to thank Senator AYOTTE for being my partner on this work. It has been an honor to work with her on our Budget Committee Government Performance Task Force.

I also want to thank Senators CARPER and COBURN for their leadership on this issue and advancing this bill through their Committee. Additionally, I would like to thank our other cosponsors, Senators FEINSTEIN and MCCASKILL for their support.

Ms. HEITKAMP. Mr. President, I ask unanimous consent that the committee-reported substitute amendment be considered; the Carper amendment which is at the desk be agreed to; the committee-reported amendment, as amended, be agreed to; the bill, as amended, be read a third time and passed; and that the motion to reconsider be considered made and laid upon the table, with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The amendment (No. 3820) in the nature of a substitute was agreed to.

(The amendment is printed in today's RECORD under "Text of Amendments.")

The committee-reported amendment in the nature of a substitute, as amended, was agreed to.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time.

The bill (H.R. 4194), as amended, was passed.

SMART SAVINGS ACT

Ms. HEITKAMP. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 522, S. 2117.

The ACTING PRESIDENT pro tempore. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 2117) to amend title 5, United States Code, to change the default investment fund under the Thrift Savings Plan, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Ms. HEITKAMP. Mr. President, I ask unanimous consent that the Warren substitute amendment, which is at the desk, be agreed to, the bill, as amended, be read a third time and passed, and the motion to reconsider be considered made and laid upon the table, with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The amendment (No. 3821) was agreed to, as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Smart Savings Act".

SEC. 2. THRIFT SAVINGS PLAN DEFAULT INVESTMENT FUND.

(a) IN GENERAL.—Section 8438(c)(2) of title 5, United States Code, is amended to read as follows:

"(2)(A) Except as provided in subparagraph (B), if an election has not been made with respect to any sums available for investment in the Thrift Savings Fund, the Executive Director shall invest such sums in an age-appropriate target date asset allocation portfolio of the funds described in subsection (b), as determined by the Executive Director.

"(B) If an election has not been made by a member (as defined in section 211 of title 37) contributing to the Thrift Savings Fund under section 8440e with respect to any sums available for investment in such member's Thrift Savings Fund account, the Executive Director shall invest such sums in the Government Securities Investment Fund."

(b) ACKNOWLEDGMENT OF RISK.—Section 8439(d) of title 5, United States Code, is amended—

(1) by inserting "(1)" before "Each employee"; and

(2) by adding at the end the following:

"(2) Before the date on which an individual is enrolled to make contributions to the Thrift Savings Fund, or as soon as practical thereafter, an individual who is automatically enrolled under section 8432(b)(2) shall receive the risk acknowledgment information described in paragraph (1)."

(c) TECHNICAL AND CONFORMING AMENDMENT.—Section 8472(g)(2) of title 5, United States Code, is amended by striking "required by section 8438 of this title to be invested in securities of the Government" and inserting "under section 8438(c)(2)(B)".

(d) GUIDANCE.—Not later than 9 months after the date of enactment of this Act, the Executive Director (as that term is defined under section 8401(13) of title 5, United States Code) shall develop and issue guidance implementing the amendments made by this section.

(e) EFFECTIVE DATE AND APPLICATION.—The amendments made by this section shall—

(1) take effect on the date on which the Executive Director issues guidance under subsection (d); and

(2) apply to individuals who enroll in the Thrift Savings Plan on or after such date.

SEC. 3. CLARIFICATION OF FIDUCIARY PROTECTIONS.

Section 8477(e)(1)(C)(ii) of title 5, United States Code, is amended—

(1) in subclause (II)—

(A) by inserting "or beneficiary" after "participant"; and

(B) by inserting "or option" after "fund"; and

(2) in subclause (III)—

(A) by inserting "or beneficiary" after "participant"; and

(B) by inserting "or beneficiaries" after "participants".

The bill (S. 2117), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

AMENDING THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974

Ms. HEITKAMP. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 552, S. 2511.

The ACTING PRESIDENT pro tempore. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 2511) to amend the Employee Retirement Income Security Act of 1974 to clarify the definition of substantial cessation of operations.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Health, Education, Labor, and Pensions, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. SUBSTANTIAL CESSATION OF OPERATIONS.

(a) IN GENERAL.—Subsection (e) of section 4062 of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1362) is amended to read as follows:

"(e) TREATMENT OF SUBSTANTIAL CESSATION OF OPERATIONS.—

"(1) GENERAL RULE.—Except as provided in paragraphs (3) and (4), if there is a substantial cessation of operations at a facility in any location, the employer shall be treated with respect to any single employer plan established and maintained by the employer covering participants at such facility as if the employer were a substantial employer under a plan under which more than one employer makes contributions and the provisions of sections 4063, 4064, and 4065 shall apply.

"(2) SUBSTANTIAL CESSATION OF OPERATIONS.—For purposes of this subsection:

"(A) IN GENERAL.—The term 'substantial cessation of operations' means a permanent cessation of operations at a facility which results in a workforce reduction of a number of eligible employees at the facility equivalent to more than 15 percent of the number of all eligible employees of the employer, determined immediately before the earlier of—

"(i) the date of the employer's decision to implement such cessation, or

"(ii) in the case of a workforce reduction which includes 1 or more eligible employees described in paragraph (6)(B), the earliest date on which any such eligible employee was separated from employment.

"(B) WORKFORCE REDUCTION.—Subject to subparagraphs (C) and (D), the term 'workforce reduction' means the number of eligible employees at a facility who are separated from employment by reason of the permanent cessation of operations of the employer at the facility.

"(C) RELOCATION OF WORKFORCE.—An eligible employee separated from employment at a facility shall not be taken into account in computing a workforce reduction if, within a reasonable period of time, the employee is replaced by the employer, at the same or another facility located in the United States, by an employee who is a citizen or resident of the United States.

"(D) DISPOSITIONS.—If, whether by reason of a sale or other disposition of the assets or stock of a contributing sponsor (or any member of the same controlled group as such a sponsor) of the plan relating to operations at a facility or otherwise, an employer (the 'transferee employer') other than the employer which experiences the substantial cessation of operations (the 'transferor employer') conducts any portion of such operations, then—

"(i) an eligible employee separated from employment with the transferor employer at the facility shall not be taken into account in computing a workforce reduction if—

"(I) within a reasonable period of time, the employee is replaced by the transferee employer by an employee who is a citizen or resident of the United States; and

"(II) in the case of an eligible employee who is a participant in a single employer plan maintained by the transferor employer, the transferee employer, within a reasonable period of time, maintains a single employer plan which includes the assets and liabilities attributable to the accrued benefit of the eligible employee at