

Congress of the United States
House of Representatives

COMMITTEE ON OVERSIGHT AND ACCOUNTABILITY

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MEMORANDUM

July 7, 2023

To: Members, Committee on Oversight and Accountability

From: Committee Staff

Re: Committee Business Meeting

On **Wednesday, July 12, 2023, at 10:00 a.m. ET, in room 2154 of the Rayburn House Office Building**, the Committee on Oversight and Accountability will hold a business meeting to consider the following:

1. H.R. 4435, the Unauthorized Spending Accountability (USA) Act
2. H.R.1209, the Fair and Open Competition Act (FOCA)
3. H.R. 3358, the Mission Not Emissions Act
4. H.R. 3230, the Unfunded Mandates Accountability and Transparency Act
5. H.R. 890, the Guidance Out Of Darkness (GOOD) Act
6. H.R. 4428, the Guidance Clarity Act
7. H.R. 192, To prohibit individuals who are not citizens of the United States from voting in elections in the District of Columbia.
8. H.R. ____, the Modernizing the Acquisition of Cybersecurity Experts Act
9. H.R. ____, the AI Training Expansion Act
10. H.R. 1695, the Strengthening Agency Management and Oversight of Software Assets (SAMOSA) Act
11. Several postal naming measures.

I. H.R. 4435, UNAUTHORIZED SPENDING ACCOUNTABILITY (USA) ACT:

A. Summary

The Unauthorized Spending Accountability Act was introduced by Representative Cathy McMorris Rodgers on June 30, 2023.

The bill phases out programs with expired authorized appropriations. It establishes a three-year budgetary level reduction cycle for unauthorized programs funded through the annual appropriations process, as determined by the Congressional Budget Office's (CBO) annual report. Under the bill, a budgetary level is an allocation provided to the congressional appropriations committees under Section 302(a) of the Congressional Budget Act of 1974 by a congressional budget resolution or a deeming resolution. In the first year after a program's authorization has expired, the overall budget level will be reduced by 10 percent of the unauthorized program's annual appropriated funds, with reductions of 15 percent in the second and third years. The program will then terminate at the end of the third unauthorized year. Programs that are reauthorized during the three-year period are exempt if the reauthorization contains a three-year sunset provision for authorized appropriations.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Christian Hoehner and Lauren Hassett at (202) 225-5074.

II. H.R. 1209, FAIR AND OPEN COMPETITION ACT (FOCA):

A. Summary

The Fair and Open Competition Act (FOCA) was introduced by House Committee on Oversight and Accountability Chairman James Comer on February 27, 2023.

This bill preserves open competition for non-union contractors on federal and federally funded construction projects by preventing the mandated use of project labor agreements (PLAs). This legislation would require that the Federal Acquisition Regulation (FAR) be revised within 60 days to implement the Act, preventing the implementation of a Biden administration policy to mandate the use of PLAs on many federal construction projects.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Daniel Flores and Lauren Lombardo at (202) 225-5074.

III. H.R. 3358, MISSION NOT EMISSIONS ACT:

A. Summary

H.R. 3358, the Mission Not Emissions Act, was introduced by Representative Jodey Arrington on May 16, 2023.

The bill prohibits any requirement that recipients of federal contracts disclose greenhouse gas (GHG) emissions and climate-related financial risk as described in the Federal Acquisition Regulation (FAR) Council's proposed rulemaking (87 Fed. Reg. 6312) or any substantially similar rule. The bill similarly prohibits any requirement that recipients of federal contracts provide any GHG inventory or any other report on GHG emissions. Finally, the bill prohibits requirements that recipients of federal contracts develop GHG emissions reduction targets and submit them for validation to the Science-Based Targets Initiative (SBTi) or any other non-governmental organization.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Daniel Flores and David Ehmen at (202) 225-5074.

IV. H.R. 3230, UNFUNDED MANDATES ACCOUNTABILITY AND TRANSPARENCY ACT:

A. Summary

The Unfunded Mandates Accountability and Transparency Act was introduced by Representative Virginia Foxx and Representative Henry Cuellar on May 11, 2023.

This bill would amend the Unfunded Mandates Reform Act (UMRA) to require agencies to prepare regulatory impact analyses—including analysis of costs, benefits, alternatives, disproportionate impacts, and effects on jobs—for major rules that mandate economic impacts of \$100 million or more, present major increases in costs or prices, or have significant adverse effects on competition, employment, or markets. Agencies would be required to publish initial assessments in the Federal Register and receive public comment when issuing notices of proposed rulemaking. Final agency analyses would accompany notices of final rulemaking. The bill also brings independent agencies under UMRA's requirements.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Daniel Flores at (202) 225-5074.

V. H.R. 890, GUIDANCE OUT OF DARKNESS (GOOD) ACT:

A. Summary

House Committee on Oversight and Accountability Chairman James Comer introduced the Guidance Out Of Darkness (GOOD) Act on February 9, 2023.

The bill requires agencies to publish legal and regulatory guidance documents online in a single location designated by the Director of the Office of Management and Budget within 90 days of enactment. New guidance documents must be posted on the website on the date they are issued. Guidance issued before the date of enactment must be published on the website within 180 days of enactment. Guidance documents that are rescinded by the agency must still be retained on the website, with disclaimers that they have been rescinded.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Daniel Flores at (202) 225-5074.

VI. H.R. 4428, GUIDANCE CLARITY ACT:

A. Summary

The Guidance Clarity Act was introduced by Representative Blaine Luetkemeyer and Representative Jared Golden on June 30, 2023.

The bill requires federal agencies to state prominently on the opening page of any guidance document that: (1) agency guidance does not have the force and effect of law and is not binding on the public; and (2) the document is intended only to provide clarity to the public about existing legal requirements or agency policies.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Daniel Flores at (202) 225-5074.

VII. H.R. 192, TO PROHIBIT INDIVIDUALS WHO ARE NOT CITIZENS OF THE UNITED STATES FROM VOTING IN ELECTIONS IN THE DISTRICT OF COLUMBIA:

A. Summary

H.R. 192, To prohibit individuals who are not citizens of the United States from voting in elections in the District of Columbia, was introduced by Representative August Pfluger on January 9, 2023.

The bill prohibits noncitizens from voting in D.C. local elections and repeals the Local Resident Voting Rights Amendment Act (D.C. Act 24-640; L24-0242).

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Lauren Hassett at (202) 225-5074.

VIII. H.R. ____, MODERNIZING THE ACQUISITION OF CYBERSECURITY EXPERTS ACT:

A. Summary

H.R. ____, the Modernizing the Acquisition of Cybersecurity Experts Act, will be introduced by Subcommittee on Cybersecurity, Information Technology, and Government Innovation Subcommittee Chairwoman Nancy Mace prior to the business meeting.

The bill prohibits the use of mandatory education requirements in hiring for federal cyber security-related positions, except when legally required to perform the job in the State or locality where its located. Narrows the ability of federal agencies to use a candidates' education credentials alone to satisfy minimum qualification for federal cybersecurity jobs. Requires that OPM annually publish online changes to education qualification standards for federal cybersecurity jobs, and information about the education level of new hires to these jobs.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Peter Warren at (202) 225-5074.

IX. H.R. ____, AI TRAINING EXPANSION ACT:

A. Summary

H.R. __, the AI Training Expansion Act, will be introduced by Cybersecurity, Information Technology, and Government Innovation Subcommittee Chairwoman Nancy Mace and Ranking Member Gerald Connolly prior to the business meeting.

The AI Training Act (P.L. 117-207) established artificial intelligence training requirements for federal agency acquisition professionals. This bill builds upon the AI Training Act by expanding the covered workforce to include supervisors, managers, and data and technology employees. This bill also updates the topics covered by the trainings and ensures that they are integrated, where appropriate, into existing employee trainings.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Lauren Lombardo and Raj Bharwani at (202) 225-5074.

X. H.R. 1695, STRENGTHENING AGENCY MANAGEMENT AND OVERSIGHT OF SOFTWARE ASSETS (SAMOSA) ACT:

A. Summary

Representative Matt Cartwright, Economic Growth, Energy Policy, and Regulatory Affairs Subcommittee Chairman Pat Fallon, and Cybersecurity, Information Technology, and Government Innovation Subcommittee Chairwoman Nancy Mace introduced the Strengthening Agency Management and Oversight of Software Assets Act on March 22, 2023.

This bill reduces wasteful spending on duplicative software licenses by requiring agencies to update and expand their software inventories and develop a plan for consolidating or updating costly, unnecessary licenses. This legislation builds upon a bipartisan 2016 law, the MEGABYTE Act, which called on agencies to reduce duplicative software purchases.

B. Amendments

The Chairman will offer an ANS.

Staff contacts: Lauren Lombardo and Raj Bharwani at (202) 225-5074.

XI. POSTAL NAMING MEASURES

- **H.R. 292** - To designate the facility of the United States Postal Service located at 24355 Creekside Road in Santa Clarita, California, as the "William L. Reynolds Post Office Building". (Mike Garcia, R-CA)
- **H.R. 996** - To designate the facility of the United States Postal Service located at 3901 MacArthur Blvd., in New Orleans, Louisiana, as the "Dr. Rudy Lombard Post Office". (Troy Carter, D-LA)
- **H.R. 1060** - To designate the facility of the United States Postal Service located at 1663 East Date Place in San Bernardino, California, as the "Dr. Margaret B. Hill Post Office Building". (Pete Aguilar, D-CA)
- **H.R. 1098** - To designate the facility of the United States Postal Service located at 50 East Derry Road in East Derry, New Hampshire, as the "Chief Edward B. Garone Post Office". (Chris Pappas, D-NH)
- **H.R. 1687** - To designate the facility of the United States Postal Service located at 6444 San Fernando Road in Glendale, California, as the "Paul Ignatius Post Office". (Adam Schiff, D-CA)
- **H.R. 2379** - To designate the facility of the United States Postal Service located at 616 East Main Street in St. Charles, Illinois, as the "Veterans of the Vietnam War Memorial Post Office". (Raja Krishnamoorthi, D-IL)
- **H.R. 2754** - To designate the facility of the United States Postal Service located at 2395 East Del Mar Boulevard in Laredo, Texas, as the "Lance Corporal David Lee Espinoza, Lance Corporal Juan Rodrigo Rodriguez & Sergeant Roberto Arizola Jr. Post Office Building". (Henry Cuellar, D-TX)
- **H.R. 3728** - To designate the facility of the United States Postal Service located at 25 Dorchester Avenue, Room 1, in Boston, Massachusetts, as the "Caroline Chang Post Office". (Ayanna Pressley, D-MA)
- **H.R. 3944** - To designate the facility of the United States Postal Service located at 120 West Church Street in Mount Vernon, Georgia, as the "Second Lieutenant Patrick Palmer Calhoun Post Office". (Rick Allen, R-GA)

XII. AMENDMENT PROCESS:

Committee Rule 2(g) authorizes the chair of the Committee to prioritize the consideration of amendments filed 24 hours in advance of the consideration of matters before the Committee or subcommittees. Pursuant to this rule, and at the chair's discretion, the Committee may consider amendments that are pre-filed with the Committee clerk prior to amendments offered at a markup.

Members should pre-file amendments with the clerk of the Committee by emailing a searchable, electronic PDF copy of the amendment prepared by the House Legislative Counsel directly to GOP Oversight Clerks at Gop.Oversight.Clerks@mail.house.gov and Lauren Hassett at Lauren.Hassett@mail.house.gov at least 24 hours before the scheduled start of the business meeting. Members should include in the email accompanying the amendment text:

1. The name(s) of the Member(s) who will offer the amendment;
2. The name and number of the measure to be amended;
3. A brief, one-sentence description of the amendment; and
4. The name and phone number of a staff member who will serve as the point of contact for the amendment.

Pre-filed amendments will be compiled into a single roster, and the roster will be made available to Committee members prior to business meetings. Any amendment to a measure or matter before the Committee or a subcommittee should be germane to the measure or matter, including in scope, subject matter, and Committee consideration. Votes on amendments likely will be grouped together at a time determined by the chair, pursuant to Committee Rules.