

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 5301
OFFERED BY MR. COMER OF KENTUCKY**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Eliminate Useless Re-
3 ports Act of 2024”.

4 SEC. 2. SUNSETS FOR AGENCY REPORTS.

5 (a) IN GENERAL.—Section 1125 of title 31, United
6 States Code, is amended—

7 (1) by redesignating subsection (c) as sub-
8 section (d);

9 (2) by striking subsections (a) and (b) and in-
10 sserting the following:

11 “(a) DEFINITIONS.—In this section:

12 “(1) BUDGET JUSTIFICATION MATERIALS.—

13 The term ‘budget justification materials’ has the
14 meaning given the term in section 3(b)(2) of the
15 Federal Funding Accountability and Transparency
16 Act of 2006 (31 U.S.C. 6101 note; Public Law 109–
17 282).

1 “(2) PLAN OR REPORT.—The term ‘plan or re-
2 port’ means any plan or report submitted to Con-
3 gress, any committee of Congress, or subcommittee
4 thereof, by not less than 1 agency—

5 “(A) in accordance with Federal law; or

6 “(B) at the direction or request of a con-
7 gressional report.

8 “(3) RECURRING PLAN OR REPORT.—The term
9 ‘recurring plan or report’ means a plan or report
10 submitted on a recurring basis.

11 “(4) RELEVANT CONGRESSIONAL COM-
12 MITTEE.—The term ‘relevant congressional com-
13 mittee’—

14 “(A) means a congressional committee to
15 which a recurring plan or report is required to
16 be submitted; and

17 “(B) does not include any plan or report
18 that is required to be submitted solely to the
19 Committee on Armed Services of the House of
20 Representatives or the Senate.

21 “(b) AGENCY IDENTIFICATION OF UNNECESSARY
22 REPORTS.—

23 “(1) IN GENERAL.—The head of each agency
24 shall include in the budget justification materials of
25 the agency the following:

1 “(A) Subject to paragraphs (2) and (3),
2 the following:

3 “(i) A list of each recurring plan or
4 report submitted by the agency.

5 “(ii) An identification of whether the
6 recurring plan or report listed in clause (i)
7 was included in the most recent report
8 issued by the Clerk of the House of Rep-
9 resentatives concerning the reports that
10 any agency is required by law or directed
11 or requested by a committee report to
12 make to Congress, any committee of Con-
13 gress, or subcommittee thereof.

14 “(iii) If applicable, the unique alpha-
15 numeric identifier for the recurring plan or
16 report as required by section
17 7243(b)(1)(C)(vii) of the James M. Inhofe
18 National Defense Authorization Act for
19 Fiscal Year 2023 (Public Law 117–263).

20 “(iv) The identification of any recur-
21 ring plan or report the head of the agency
22 determines to be outdated or duplicative.

23 “(B) With respect to each recurring plan
24 or report identified in subparagraph (A)(iv), the
25 following:

1 “(i) A recommendation on whether to
2 sunset, modify, consolidate, or reduce the
3 frequency of the submission of the recur-
4 ring plan or report.

5 “(ii) A citation to each provision of
6 law or directive or request in a congres-
7 sional report that requires or requests the
8 submission of the recurring plan or report.

9 “(iii) A list of the relevant congres-
10 sional committees for the recurring plan or
11 report.

12 “(C) A justification explaining, with re-
13 spect to each recommendation described in sub-
14 paragraph (B)(i) relating to a recurring plan or
15 report—

16 “(i) why the head of the agency made
17 the recommendation, which may include an
18 estimate of the resources expended by the
19 agency to prepare and submit the recur-
20 ring plan or report; and

21 “(ii) the understanding of the head of
22 the agency of the purpose of the recurring
23 plan or report.

24 “(2) AGENCY CONSULTATION.—

1 “(A) IN GENERAL.—In preparing the list
2 required under paragraph (1)(A), if, in submit-
3 ting a recurring plan or report, an agency is re-
4 quired to coordinate or consult with another
5 agency or entity, the head of the agency sub-
6 mitting the recurring plan or report shall con-
7 sult with the head of each agency or entity with
8 whom consultation or coordination is required.

9 “(B) INCLUSION IN LIST.—If, after a con-
10 sultation under subparagraph (A), the head of
11 each agency or entity consulted under that sub-
12 paragraph agrees that a recurring plan or re-
13 port is outdated or duplicative, the head of the
14 agency required to submit the recurring plan or
15 report shall—

16 “(i) include the recurring plan or re-
17 port in the list described in paragraph
18 (1)(A); and

19 “(ii) identify each agency or entity
20 with which the head of the agency is re-
21 quired to coordinate or consult in submit-
22 ting the recurring plan or report.

23 “(C) DISAGREEMENT.—If the head of any
24 agency or entity consulted under subparagraph
25 (A) does not agree that a recurring plan or re-

1 port is outdated or duplicative, the head of the
2 agency required to submit the recurring plan or
3 report shall not include the recurring plan or
4 report in the list described in paragraph (1)(A).

5 “(3) GOVERNMENT-WIDE OR MULTI-AGENCY
6 PLAN AND REPORT SUBMISSIONS.—With respect to
7 a recurring plan or report required to be submitted
8 by not less than 2 agencies, the Director of the Of-
9 fice of Management and Budget shall—

10 “(A) determine whether the requirement to
11 submit the recurring plan or report is outdated
12 or duplicative; and

13 “(B) make recommendations to Congress
14 accordingly.

15 “(4) PLAN AND REPORT SUBMISSIONS CON-
16 FORMITY TO THE ACCESS TO CONGRESSIONALLY
17 MANDATED REPORTS ACT.—With respect to an
18 agency recommendation, citation, or justification
19 made under subparagraph (B) or (C) of paragraph
20 (1) or a recommendation by the Director of the Of-
21 fice of Management and Budget under paragraph
22 (3), the agency or Director, as applicable, shall also
23 provide this information to the Director of the Gov-
24 ernment Publishing Office in conformity with the
25 agency submission requirements under section

1 7244(a) of the James M. Inhofe National Defense
2 Authorization Act for Fiscal Year 2023 (Public Law
3 117–263; chapter 41 of title 44 note) in conformity
4 with guidance issued by the Director of the Office of
5 Management and Budget under section 7244(b) of
6 such Act.

7 “(c) RULE OF CONSTRUCTION ON AGENCY REQUIRE-
8 MENTS.—Nothing in this section shall be construed to ex-
9 empt the head of an agency from a requirement to submit
10 a recurring plan or report.”; and

11 (3) in subsection (d), as so redesignated, by
12 striking “in the budget of the United States Govern-
13 ment, as provided by section 1105(a)(37)” and in-
14 serting “in the budget justification materials of each
15 agency”.

16 (b) BUDGET CONTENTS.—Section 1105(a) of title
17 31, United States Code, is amended by striking paragraph
18 (39).

19 (c) CONFORMITY TO THE ACCESS TO CONGRESSION-
20 ALLY MANDATED REPORTS ACT.—

21 (1) AMENDMENT.—Subsections (a) and (b) of
22 section 7244 of the James M. Inhofe National De-
23 fense Authorization Act for Fiscal Year 2023 (Pub-
24 lic Law 117–263; chapter 41 of title 44, United
25 States Code, note), is amended to read as follows:

1 “(a) SUBMISSION OF ELECTRONIC COPIES OF RE-
2 PORTS.—Not earlier than 30 days or later than 60 days
3 after the date on which a congressionally mandated report
4 is submitted to either House of Congress or to any com-
5 mittee of Congress or subcommittee thereof, the head of
6 the Federal agency submitting the congressionally man-
7 dated report shall submit to the Director the information
8 required under subparagraphs (A) through (D) of section
9 7243(b)(1) with respect to the congressionally mandated
10 report. Notwithstanding section 7246, nothing in this sub-
11 title shall relieve a Federal agency of any other require-
12 ment to publish the congressionally mandated report on
13 the online portal of the Federal agency or otherwise sub-
14 mit the congressionally mandated report to Congress or
15 specific committees of Congress, or subcommittees thereof.

16 “(b) GUIDANCE.—Not later than 180 days after the
17 date of the enactment of this subsection and periodically
18 thereafter as appropriate, the Director of the Office of
19 Management and Budget, in consultation with the Direc-
20 tor, shall issue guidance to agencies on the implementation
21 of this subtitle as well as the requirements of section
22 1125(b) of title 31, United States Code.”.

23 (2) UPDATED OMB GUIDANCE.—Not later than
24 180 days after the date of the enactment of this Act,
25 the Director of the Office of Management and Budg-

1 et shall issue updated guidance to agencies to ensure
2 that the requirements under subsections (a) and (b)
3 of section 1125 of title 31, United States Code, as
4 amended by this Act, for agency submissions of rec-
5 ommendations and justifications for plans and re-
6 ports to sunset, modify, consolidate, or reduce the
7 frequency of the submission of are also submitted as
8 a separate attachment in conformity with the agency
9 submission requirements of electronic copies of re-
10 ports submitted by agencies under section 7244(a)
11 of the James M. Inhofe National Defense Authoriza-
12 tion Act for Fiscal Year 2023 (Public Law 117–263;
13 chapter 41 of title 44, United States Code, note) for
14 publication on the online portal established under
15 section 7243 of such Act.

