

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 1722
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 “Billion Dollar Boon-
3 doggle Act”.

4 SEC. 2. ANNUAL REPORT.

5 (a) DEFINITIONS.—In this section—

6 (1) the term “covered agency” means—

7 (A) an Executive agency, as defined in sec-
8 tion 105 of title 5, United States Code; and

9 (B) an independent regulatory agency, as
10 defined in section 3502 of title 44, United
11 States Code;

12 (2) the term “covered project” means a project
13 funded by a covered agency—

14 (A) that is more than 5 years behind
15 schedule, as measured against the original ex-
16 pected date for completion; or

1 (B) for which the amount spent on the
2 project is not less than \$1,000,000,000 more
3 than the original cost estimate for the project;

4 (3) the term “Director” means the Director of
5 the Office of Management and Budget; and

6 (4) the term “project” means a major acquisi-
7 tion, a major defense acquisition program (as de-
8 fined in section 4201 of title 10, United States
9 Code), a procurement, a construction project, a re-
10 mediation or clean-up effort, or any other time-lim-
11 ited endeavor, that is not funded through direct
12 spending (as defined in section 250(c) of the Bal-
13 anced Budget and Emergency Deficit Control Act of
14 1985 (2 U.S.C. 900(c))).

15 (b) REQUIREMENTS.—

16 (1) SUBMISSION.—Not later than 1 year after
17 the date of enactment of this Act, the Director shall
18 issue guidance requiring covered agencies to, on an
19 annual basis, submit to the Director information re-
20 lating to each covered project of the covered agency,
21 which shall include—

22 (A) a brief description of the covered
23 project, including—

24 (i) the purpose of the covered project;

1 (ii) each location in which the covered
2 project is carried out;

3 (iii) the contract or award number of
4 the covered project, where applicable;

5 (iv) the year in which the covered
6 project was initiated;

7 (v) the Federal share of the total cost
8 of the covered project; and

9 (vi) each primary contractor, subcon-
10 tractor, grant recipient, and subgrantee re-
11 cipient of the covered project;

12 (B) an explanation of any change to the
13 original scope of the covered project, including
14 by the addition or narrowing of the initial re-
15 quirements of the covered project;

16 (C) the original expected date for comple-
17 tion of the covered project;

18 (D) the current expected date for comple-
19 tion of the covered project;

20 (E) the original cost estimate for the cov-
21 ered project, as adjusted to reflect increases in
22 the Consumer Price Index for All Urban Con-
23 sumers, as published by the Bureau of Labor
24 Statistics;

1 (F) the current cost estimate for the cov-
2 ered project, as adjusted to reflect increases in
3 the Consumer Price Index for All Urban Con-
4 sumers, as published by the Bureau of Labor
5 Statistics;

6 (G) an explanation for a delay in comple-
7 tion or an increase in the original cost estimate
8 for the covered project, including, where appli-
9 cable, any impact of insufficient or delayed ap-
10 propriations; and

11 (H) the amount of and rationale for any
12 award, incentive fee, or other type of bonus, if
13 any, awarded for the covered project.

14 (2) REPORT.—The Director shall submit to
15 Congress and post on the website of the Office of
16 Management and Budget an annual report con-
17 taining the information submitted under paragraph
18 (1) for the relevant year.

