

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2069
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 “Stop Secret Spending
3 Act”.

4 SEC. 2. OTHER TRANSACTION AGREEMENT REPORTING.

5 (a) OTHER TRANSACTION AGREEMENTS.—Section
6 2(a) of the Federal Funding Accountability and Trans-
7 parency Act of 2006 (31 U.S.C. 6101 note) is amended—

8 (1) in paragraph (4)(A)—

9 (A) in clause (ii), by adding “and” and the
10 end; and

11 (B) by adding at the end the following:

12 “(iii) includes other transaction agree-
13 ments;”; and

14 (2) in paragraph (7)—

15 (A) in subparagraph (B), by striking
16 “(2)(A)(i)” and inserting “(4)(A)(i)”; and

17 (B) in subparagraph (C), by striking
18 “(2)(A)(ii)” and inserting “(4)(A)(ii)”.

1 (b) DATA STANDARDS.—Section 4 of the Federal
2 Funding Accountability and Transparency Act of 2006
3 (31 U.S.C. 6101 note) is amended by adding at the end
4 the following:

5 “(e) OTHER TRANSACTION AGREEMENT DATA.—Not
6 later than 3 years after the date of enactment of the Stop
7 Secret Spending Act, the Secretary shall ensure that, with
8 respect to the website established under section 2, or any
9 successor website—

10 “(1) data relating to other transaction agree-
11 ments is automatically transmitted to the website,
12 and

13 “(2) a centralized view of the data described in
14 paragraph (1) is available on the website.”.

15 (c) ANNUAL REPORT ON UNREPORTED FUNDING.—
16 Section 2 of the Federal Funding Accountability and
17 Transparency Act of 2006 (31 U.S.C. 6101 note) is
18 amended by adding at the end the following:

19 “(h) ANNUAL REPORT.—Not later than 1 year after
20 the date of enactment of the Stop Secret Spending Act,
21 and annually thereafter, the Secretary, in consultation
22 with the Director, shall post to the website established
23 under this section a report that includes—

1 “(1) the total amount of Federal spending on
2 Federal awards for which data has not been posted
3 to the website; and

4 “(2) the reason data on the Federal spending
5 described in paragraph (1) has not been posted to
6 the website, including whether the Federal spending
7 was—

8 “(A) national security-related or classified;

9 “(B) a grant or contract awarded or en-
10 tered into by a legislative or judicial branch
11 agency; or

12 “(C) a subaward below a primary
13 subaward.”.

14 (d) IMPLEMENTATION PLAN.—

15 (1) DEFINITIONS.—In this subsection:

16 (A) DIRECTOR.—The term “Director”
17 means the Director of the Office of Manage-
18 ment and Budget.

19 (B) RELEVANT AGENCY.—The term “rel-
20 evant agency” means a Federal agency (as de-
21 fined in section 2(a) of the Federal Funding
22 Accountability and Transparency Act of 2006
23 (31 U.S.C. 6101 note)) that has the authority
24 to enter into an other transaction agreement, as
25 determined by the Director.

1 (C) SECRETARY.—The term “Secretary”
2 means the Secretary of the Treasury.

3 (D) USASPENDING.GOV.—The term
4 “USAspending.gov” means the website estab-
5 lished under section 2 of the Federal Funding
6 Accountability and Transparency Act of 2006
7 (31 U.S.C. 6101 note).

8 (2) INITIAL COMPILATION.—If the Secretary
9 has not yet complied with subsection (e) of section
10 4 of the Federal Funding Accountability and Trans-
11 parency Act of 2006 (31 U.S.C. 6101 note), as
12 added by this section, by the date that is 1 year
13 after the date of enactment of this Act, not later
14 than 1 year after the date of enactment of this Act,
15 the Secretary, in coordination with the Director and
16 the heads of relevant agencies, shall publish on
17 USAspending.gov a report that lists and includes a
18 detailed description of all other transaction agree-
19 ments entered into by the relevant agencies for the
20 fiscal year preceding the fiscal year during which the
21 report is published.

22 (3) PLAN.—If the Secretary has not yet com-
23 plied with subsection (e) of section 4 of the Federal
24 Funding Accountability and Transparency Act of
25 2006 (31 U.S.C. 6101 note), as added by this sec-

1 tion, by the date that is 2 years after the date of
2 enactment of this Act, not later than 2 years after
3 the date of enactment of this Act, the Secretary, in
4 consultation with the Director and the heads of rel-
5 evant agencies, shall submit to Congress a plan that
6 includes—

7 (A) the status of including data relating to
8 other transaction agreements on
9 USAspending.gov; and

10 (B) actions underway and planned to en-
11 sure that the data described in subparagraph
12 (A) is fully incorporated into USAspending.gov
13 by the date that is 3 years after the date of en-
14 actment of this Act.

15 **SEC. 3. OTHER AMENDMENTS.**

16 (a) INSPECTOR GENERAL REPORTS.—Section 6(a) of
17 the Federal Funding Accountability and Transparency
18 Act of 2006 (31 U.S.C. 6101 note) is amended—

19 (1) in paragraph (1)—

20 (A) in the matter preceding subparagraph
21 (A), by striking “each Federal agency” and in-
22 serting “each agency described in paragraphs
23 (1) and (2) of section 901(b) of title 31, United
24 States Code”;

1 (B) in subparagraph (A), by striking
2 “Federal agency” and inserting “agency”; and
3 (C) in subparagraph (B), by striking
4 “Federal agency” and inserting “agency”; and
5 (2) by striking paragraph (2) and inserting the
6 following:

7 “(2) DEADLINES.—The inspector general of
8 each agency described in paragraphs (1) and (2) of
9 section 901(b) of title 31, United States Code, shall
10 submit to Congress and make publicly available a re-
11 port described in paragraph (1)(B)—

12 “(A) not later than 1 year after the date
13 of enactment of the Stop Secret Spending Act;
14 and

15 “(B) not less than frequently than once
16 every 2 years after the date described in sub-
17 paragraph (A) until the date that is 10 years
18 after the date of enactment of the Stop Secret
19 Spending Act on the date of submission of the
20 report required under section 3521(f) or
21 9105(a)(3) of title 31, United States Code, for
22 the applicable fiscal year.”.

23 (b) FULL DISCLOSURE OF FEDERAL FUNDS.—

1 (1) IN GENERAL.—Section 3 of the Federal
2 Funding Accountability and Transparency Act of
3 2006 (31 U.S.C. 6101 note) is amended—

4 (A) in subsection (b)—

5 (i) paragraph (1), in the matter pre-
6 ceding subparagraph (A), by striking “a
7 Federal agency or component of a Federal
8 agency” and inserting “a Federal agency
9 or a component of a Federal agency in-
10 cluded on the list posted under subsection
11 (e)(2)”; and

12 (ii) in paragraph (2)(B), in the matter
13 preceding clause (i), by striking “to be
14 posted” and inserting “to be posted by a
15 Federal agency or a component of a Fed-
16 eral agency included on the list posted
17 under subsection (e)(2)”; and

18 (B) by adding at the end the following:

19 “(c) QUALITY OF INFORMATION.—

20 “(1) IN GENERAL.—The Secretary and the Di-
21 rector, in consultation with the heads of Federal
22 agencies, shall establish requirements to ensure that
23 the information to be posted under subsection (b)
24 that is posted by a Federal agency or component of
25 a Federal agency is complete and accurate.

1 “(2) FEDERAL AGENCY RESPONSIBILITY.—The
2 head of each Federal agency or component of a Fed-
3 eral agency posting data under subsection (b) shall
4 ensure that the data is complete and accurate.

5 “(3) AUTHORITY TO VERIFY ACCURACY.—The
6 Secretary and the Director may verify that the data
7 posted under subsection (b) by a Federal agency or
8 component of a Federal agency are complete, accu-
9 rate, and consistent.

10 “(d) DISPLAY STANDARDS.—The Secretary, in con-
11 sultation with the Director, shall ensure that the heads
12 of Federal agencies that post information under sub-
13 section (b) comply with display standards established by
14 the Secretary.

15 “(e) AGENCY REPORTING DETERMINATION.—Not
16 later than 1 year after the date of enactment of the Stop
17 Secret Spending Act, and not less frequently than once
18 every 2 years thereafter, the Secretary, in coordination
19 with the Director, shall—

20 “(1) assess and make a determination with re-
21 spect to which Federal agencies and components of
22 Federal agencies are required to post information
23 under subsection (b);

24 “(2) publish a list of the Federal agencies and
25 components of Federal agencies determined under

1 paragraph (1) on the website established under sec-
2 tion 2(b)(1); and

3 “(3) provide to the head and inspector general
4 of each Federal agency or component of a Federal
5 agency included on the list published under para-
6 graph (2) written notice of the inclusion of the Fed-
7 eral agency or component of a Federal agency on the
8 list.”.

9 (2) **EFFECTIVE DATE.**—The amendments made
10 by paragraph (1)(A) shall take effect on the date on
11 which the Secretary publishes the first list under
12 section 3(e)(2) of the Federal Funding Account-
13 ability and Transparency Act of 2006 (31 U.S.C.
14 6101 note), as added by paragraph (1).

15 **SEC. 4. GAO REPORT.**

16 Not later than 1 year after the date of enactment
17 of this Act, the Comptroller General of the United States
18 shall make recommendations for any updates the Comp-
19 troller General of the United States determines advisable
20 to clause 52.204.10 of the Federal Acquisition Regulation
21 with respect to incorporating requirements under the Fed-
22 eral Funding Accountability and Transparency Act of
23 2006 (31 U.S.C. 6101 note).

