

In the House of Representatives, U. S.,

May 6, 2024.

Resolved, That the bill from the Senate (S. 2073) entitled “An Act to amend title 31, United States Code, to require agencies to include a list of outdated or duplicative reporting requirements in annual budget justifications, and for other purposes.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

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 subsection*

8 *(d);*

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

11 *“(a) DEFINITIONS.—In this section:*

12 *“(1) BUDGET JUSTIFICATION MATERIALS.—The*
13 *term ‘budget justification materials’ has the meaning*
14 *given the term in section 3(b)(2) of the Federal Fund-*

1 *ing Accountability and Transparency Act of 2006 (31*
2 *U.S.C. 6101 note; Public Law 109–282).*

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

7 “(A) *in accordance with Federal law; or*

8 “(B) *at the direction or request of a con-*
9 *gressional report.*

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

13 “(4) *RELEVANT CONGRESSIONAL COMMITTEE.*—
14 *The term ‘relevant congressional committee’—*

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

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

22 “(b) *AGENCY IDENTIFICATION OF UNNECESSARY RE-*
23 *PORTS.*—

1 “(1) *IN GENERAL.*—*The head of each agency*
2 *shall include in the budget justification materials of*
3 *the agency the following:*

4 “(A) *Subject to paragraphs (2) and (3), the*
5 *following:*

6 “(i) *A list of each recurring plan or re-*
7 *port submitted by the agency.*

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

17 “(iii) *If applicable, the unique alpha-*
18 *numeric identifier for the recurring plan or*
19 *report as required by section*
20 *7243(b)(1)(C)(vii) of the James M. Inhofe*
21 *National Defense Authorization Act for Fis-*
22 *cal Year 2023 (Public Law 117–263).*

23 “(iv) *The identification of any recur-*
24 *ring plan or report the head of the agency*
25 *determines to be outdated or duplicative.*

1 “(B) With respect to each recurring plan or
2 report identified in subparagraph (A)(iv), the
3 following:

4 “(i) A recommendation on whether to
5 sunset, modify, consolidate, or reduce the
6 frequency of the submission of the recurring
7 plan or report.

8 “(ii) A citation to each provision of
9 law or directive or request in a congress-
10 sional report that requires or requests the
11 submission of the recurring plan or report.

12 “(iii) A list of the relevant congress-
13 sional committees for the recurring plan or
14 report.

15 “(C) A justification explaining, with respect
16 to each recommendation described in subpara-
17 graph (B)(i) relating to a recurring plan or re-
18 port—

19 “(i) why the head of the agency made
20 the recommendation, which may include an
21 estimate of the resources expended by the
22 agency to prepare and submit the recurring
23 plan or report; and

1 “(ii) the understanding of the head of
2 the agency of the purpose of the recurring
3 plan or report.

4 “(2) AGENCY CONSULTATION.—

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

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

20 “(i) include the recurring plan or re-
21 port in the list described in paragraph
22 (1)(A); and

23 “(ii) identify each agency or entity
24 with which the head of the agency is re-

1 *quired to coordinate or consult in submit-*
2 *ting the recurring plan or report.*

3 “(C) *DISAGREEMENT.*—*If the head of any*
4 *agency or entity consulted under subparagraph*
5 *(A) does not agree that a recurring plan or re-*
6 *port is outdated or duplicative, the head of the*
7 *agency required to submit the recurring plan or*
8 *report shall not include the recurring plan or re-*
9 *port in the list described in paragraph (1)(A).*

10 “(3) *GOVERNMENT-WIDE OR MULTI-AGENCY PLAN*
11 *AND REPORT SUBMISSIONS.*—*With respect to a recur-*
12 *ring plan or report required to be submitted by not*
13 *less than 2 agencies, the Director of the Office of Man-*
14 *agement and Budget shall—*

15 “(A) *determine whether the requirement to*
16 *submit the recurring plan or report is outdated*
17 *or duplicative; and*

18 “(B) *make recommendations to Congress ac-*
19 *cordingly.*

20 “(4) *PLAN AND REPORT SUBMISSIONS CON-*
21 *FORMITY TO THE ACCESS TO CONGRESSIONALLY MAN-*
22 *DATED REPORTS ACT.*—*With respect to an agency rec-*
23 *ommendation, citation, or justification made under*
24 *subparagraph (B) or (C) of paragraph (1) or a rec-*
25 *ommendation by the Director of the Office of Manage-*

1 *ment and Budget under paragraph (3), the agency or*
2 *Director, as applicable, shall also provide this infor-*
3 *mation to the Director of the Government Publishing*
4 *Office in conformity with the agency submission re-*
5 *quirements under section 7244(a) of the James M.*
6 *Inhofe National Defense Authorization Act for Fiscal*
7 *Year 2023 (Public Law 117–263; chapter 41 of title*
8 *44 note) in conformity with guidance issued by the*
9 *Director of the Office of Management and Budget*
10 *under section 7244(b) of such Act.*

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

15 (3) *in subsection (d), as so redesignated, by*
16 *striking “in the budget of the United States Govern-*
17 *ment, as provided by section 1105(a)(37)” and insert-*
18 *ing “in the budget justification materials of each*
19 *agency”.*

20 (b) *BUDGET CONTENTS.—Section 1105(a) of title 31,*
21 *United States Code, is amended by striking paragraph (39).*

22 (c) *CONFORMITY TO THE ACCESS TO CONGRESSION-*
23 *ALLY MANDATED REPORTS ACT.—*

24 (1) *AMENDMENT.—Subsections (a) and (b) of*
25 *section 7244 of the James M. Inhofe National Defense*

1 *Authorization Act for Fiscal Year 2023 (Public Law*
2 *117–263; chapter 41 of title 44, United States Code,*
3 *note), are amended to read as follows:*

4 “(a) *SUBMISSION OF ELECTRONIC COPIES OF RE-*
5 *PORTS.—Not earlier than 30 days or later than 60 days*
6 *after the date on which a congressionally mandated report*
7 *is submitted to either House of Congress or to any com-*
8 *mittee of Congress or subcommittee thereof, the head of the*
9 *Federal agency submitting the congressionally mandated*
10 *report shall submit to the Director the information required*
11 *under subparagraphs (A) through (D) of section 7243(b)(1)*
12 *with respect to the congressionally mandated report. Not-*
13 *withstanding section 7246, nothing in this subtitle shall re-*
14 *lieve a Federal agency of any other requirement to publish*
15 *the congressionally mandated report on the online portal*
16 *of the Federal agency or otherwise submit the congression-*
17 *ally mandated report to Congress or specific committees of*
18 *Congress, or subcommittees thereof.*

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

1 (2) *UPDATED OMB GUIDANCE.*—*Not later than*
2 *180 days after the date of the enactment of this Act,*
3 *the Director of the Office of Management and Budget*
4 *shall issue updated guidance to agencies to ensure*
5 *that the requirements under subsections (a) and (b) of*
6 *section 1125 of title 31, United States Code, as*
7 *amended by this Act, for agency submissions of rec-*
8 *ommendations and justifications for plans and re-*
9 *ports to sunset, modify, consolidate, or reduce the fre-*
10 *quency of the submission of are also submitted as a*
11 *separate attachment in conformity with the agency*
12 *submission requirements of electronic copies of reports*
13 *submitted by agencies under section 7244(a) of the*
14 *James M. Inhofe National Defense Authorization Act*
15 *for Fiscal Year 2023 (Public Law 117–263; chapter*
16 *41 of title 44, United States Code, note) for publica-*
17 *tion on the online portal established under section*
18 *7243 of such Act.*

Attest:

Clerk.

118TH CONGRESS
2^D SESSION

S. 2073

AMENDMENT