

112TH CONGRESS  
2D SESSION

# H. R. 4370

To require new policies and procedures to address duplication and inefficient spending in the Federal grants process.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2012

Mr. TIPTON (for himself, Mr. GRAVES of Missouri, Mrs. ELLMERS, Mr. ROSS of Florida, Mr. HULTGREN, Mr. CHABOT, and Mr. LONG) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To require new policies and procedures to address duplication and inefficient spending in the Federal grants process.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Eliminating Duplica-  
5 tive and Inefficient Taxpayer Spending Act”.

1 **SEC. 2. REQUIREMENT FOR FEDERAL GRANT APPLICANTS**  
2 **TO INCLUDE CERTAIN INFORMATION ABOUT**  
3 **SIMILAR FEDERAL GRANTS IN GRANT APPLI-**  
4 **CATIONS.**

5 (a) REQUIREMENT.—Each applicant for a grant from  
6 an Executive agency shall submit, as part of the applica-  
7 tion for the grant, the following information:

8 (1) A list of each similar Federal grant the ap-  
9 plicant applied for during the one-year period pre-  
10 ceding the date of submission of the application.

11 (2) A list of each similar Federal grant the ap-  
12 plicant received during the five-year period preceding  
13 the date of submission of the application.

14 (3) A statement of whether the applicant has  
15 ever been debarred or suspended by an Executive  
16 agency from receiving Federal grants and, if so, a  
17 list of each such debarment or suspension.

18 (b) ENFORCEMENT.—If an applicant does not include  
19 the information required by subsection (a) in an applica-  
20 tion for a grant—

21 (1) the head of the Executive agency may pro-  
22 pose that the applicant be debarred or suspended  
23 from receiving Federal grants in the future; and

24 (2) in the case of—

1 (A) a grant awarded through merit-based  
2 selection procedures, the Executive agency may  
3 not award the grant to the applicant; and

4 (B) a grant that is a block grant or for-  
5 mula grant for which Federal funds are re-  
6 quired to be allocated in accordance with a dis-  
7 tribution formula prescribed by law or regula-  
8 tion or in which the allocation methodology for  
9 the grant funds is mandated by law, the Execu-  
10 tive agency may require the forfeiture or repay-  
11 ment of the grant.

12 **SEC. 3. RESPONSIBILITIES OF OFFICE OF MANAGEMENT**  
13 **AND BUDGET.**

14 (a) GUIDANCE.—

15 (1) IN GENERAL.—The Director of the Office of  
16 Management and Budget shall issue guidance to im-  
17 plement this Act. The guidance shall include the  
18 policies and procedures described in paragraph (2)  
19 as well as such other additional policies and proce-  
20 dures that the Director considers appropriate for  
21 carrying out this Act.

22 (2) INFORMATION SHARING.—In the guidance  
23 issued under paragraph (1), the Director shall estab-  
24 lish uniform policies and procedures to ensure that  
25 each Executive agency shares information about

1 grants awarded by the agency both within the agency  
2 and among other appropriate Executive agencies  
3 that might be awarding similar Federal grants.

4 (b) ENFORCEMENT OF INFORMATION SHARING.—

5 (1) SABBATICALS.—If an Executive agency  
6 does not comply with the information sharing re-  
7 quirements of the guidance issued under subsection  
8 (a) during a fiscal year, a senior executive within  
9 that agency may not be granted, during the suc-  
10 ceeding fiscal year, a sabbatical under section  
11 3396(e) of title 5, United States Code.

12 (2) INCENTIVE AWARDS.—If an Executive agen-  
13 cy does not comply with the information sharing re-  
14 quirements of the guidance issued under subsection  
15 (a) during a fiscal year, a senior executive within  
16 that agency may not receive, during the succeeding  
17 fiscal year, any incentive award under subchapter I  
18 of chapter 45 of title 5, United States Code.

19 **SEC. 4. DEFINITIONS.**

20 In this Act:

21 (1) The term “Executive agency” has the  
22 meaning provided by section 105 of title 5, United  
23 States Code, except the term does not include the  
24 Government Accountability Office.

1           (2) The term “similar Federal grant”, with re-  
2           spect to an application submitted for a Federal  
3           grant, means another Federal grant to provide a  
4           program, service, or product that is substantially  
5           overlapping or duplicative in nature, as determined  
6           by the Director of the Office of Management and  
7           Budget, or identical, to the program, service, or  
8           product to be provided under the grant for which the  
9           application is being submitted.

10 **SEC. 5. APPLICABILITY.**

11           This Act shall apply to grant applications submitted  
12           on or after the date occurring 120 days after the date  
13           of the enactment of this Act.

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