

111TH CONGRESS  
2D SESSION

# S. 2991

To amend title 31, United States Code, to enhance the oversight authorities of the Comptroller General, and for other purposes.

---

IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2010

Mrs. McCASKILL (for herself and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

---

## A BILL

To amend title 31, United States Code, to enhance the oversight authorities of the Comptroller General, and for other purposes.

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 “Government Account-  
5 ability Office Improvement Act of 2010”.

6 **SEC. 2. AUTHORITY TO OBTAIN INFORMATION.**

7 (a) **AUTHORITY TO OBTAIN RECORDS.**—Section 716  
8 of title 31, United States Code, is amended in subsection  
9 (a)—

1           (1) by striking “(a)” and inserting “(2)”; and  
2           (2) by inserting after the section heading the  
3 following:

4           “(a)(1) The Comptroller General is authorized to ob-  
5 tain such agency records as the Comptroller General re-  
6 quires to discharge his duties (including audit, evaluation,  
7 and investigative duties), including through the bringing  
8 of civil actions under this section. In reviewing a civil ac-  
9 tion under this section, the court shall recognize the con-  
10 tinuing force and effect of the authorization in the pre-  
11 ceding sentence until such time as the authorization is re-  
12 pealed pursuant to law.”.

13           (b) COPIES AND INTERVIEWS.—Section 716(a) of  
14 title 31, United States Code, as amended by subsection  
15 (a), is further amended in the second sentence of para-  
16 graph (2) by striking “inspect an agency record” and in-  
17 serting “inspect, and make and retain copies of, an agency  
18 record and interview agency officers and employees”.

19           (c) RULES OF CONSTRUCTION.—Section 716 of title  
20 31, United States Code, is amended by adding at the end  
21 the following new subsection:

22           “(f) No provision of any law in existence on the date  
23 of the enactment of this section or enacted after such date  
24 shall be construed to limit, amend, or supersede the au-  
25 thority of the Comptroller General to obtain any informa-

1 tion, to inspect any record, or to interview any officer or  
2 employee under this section in carrying out any authorized  
3 audit, evaluation, or investigation, except to the extent  
4 such provision expressly and specifically refers to this sec-  
5 tion and provides for such limitation, amendment, or  
6 supersession.”.

7 **SEC. 3. ADMINISTERING OATHS.**

8 Paragraph (4) of section 711 of title 31, United  
9 States Code, is amended to read as follows:

10 “(4) administer oaths to witnesses, except that,  
11 in matters other than auditing and settling accounts,  
12 the authority of an officer or employee to administer  
13 oaths to witnesses pursuant to a delegation under  
14 paragraph (2) shall not be available without the  
15 prior express approval of the Comptroller General  
16 (or a designee).”.

17 **SEC. 4. AGENCY REPORTS.**

18 Section 720(b) of title 31, United States Code, is  
19 amended—

20 (1) in the matter preceding paragraph (1), by  
21 inserting “or planned” after “action taken”; and

22 (2) by amending paragraph (1) to read as fol-  
23 lows:

24 “(1) the Committee on Homeland Security and  
25 Governmental Affairs of the Senate, the Committee

1 on Oversight and Government Operations of the  
2 House of Representatives, the congressional commit-  
3 tees with jurisdiction over the agency program or ac-  
4 tivity that is the subject of the recommendation, and  
5 the Government Accountability Office before the  
6 61st day after the date of the report; and”.

○