

115TH CONGRESS  
2D SESSION

# S. 3767

To require Executive agencies to make public all funding reprogramming requests, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

DECEMBER 18, 2018

Mr. MERKLEY introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To require Executive agencies to make public all funding reprogramming requests, 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 “Transparency in Fed-  
5 eral Spending Act of 2018”.

6 **SEC. 2. REQUIREMENT TO NOTIFY REGARDING RE-**  
7 **PROGRAMMING AND TRANSFER OF FUNDS.**

8 (a) **DEFINITION OF EXECUTIVE AGENCY.**—In this  
9 section, the term “Executive agency” has the meaning

1 given the term in section 105 of title 5, United States  
2 Code.

3 (b) REQUIREMENT.—If an Executive agency requests  
4 a reprogramming of funds or uses authority available to  
5 the Executive agency to reprogram or transfer funds, the  
6 Executive agency shall—

7 (1) concurrently post on the website of the Ex-  
8 ecutive agency a notice of the request, reprogram-  
9 ming, or transfer; and

10 (2) if the request, reprogramming, or transfer  
11 is for an amount that is not less than \$5,000,000,  
12 concurrently notify each member of the Committees  
13 on Appropriations of the Senate and the House of  
14 Representatives.

15 (c) RULE OF CONSTRUCTION.—Nothing in this sec-  
16 tion shall be construed to supersede or otherwise alter any  
17 other provision of Federal law that imposes notification  
18 or other requirements relating to the reprogramming or  
19 transfer of funds by Executive agencies.

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