

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2061
OFFERED BY MR. ISSA OF CALIFORNIA

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Digital Accountability and Transparency Act of 2013”.

4 (b) TABLE OF CONTENTS.—The table of contents for
5 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Purposes.

Sec. 3. Amendments to the Federal Funding Accountability and Transparency
Act of 2006.

Sec. 4. Pilot program to evaluate consolidated recipient reporting.

Sec. 5. Classified and protected information.

Sec. 6. American Recovery and Reinvestment Act of 2009 amendments.

Sec. 7. Disaster Relief Appropriations Act of 2013 amendments.

Sec. 8. Executive agency accounting and other financial management reports
and plans.

6 SEC. 2. PURPOSES.

7 The purposes of this Act are to—

8 (1) expand the Federal Funding Accountability
9 and Transparency Act of 2006 by disclosing direct
10 Federal agency expenditures and linking Federal
11 contract, loan, and grant spending information to
12 programs of Federal agencies in order to enable tax-

1 payers and policy makers to track Federal spending
2 more effectively;

3 (2) provide consistent, reliable, and searchable
4 Government-wide spending data that is displayed ac-
5 curately for taxpayers and policy makers on
6 USASpending.gov;

7 (3) analyze Federal spending data to
8 proactively prevent waste, fraud, abuse, and im-
9 proper payments;

10 (4) simplify reporting for entities receiving Fed-
11 eral funds by streamlining reporting requirements
12 and reducing compliance costs while improving
13 transparency; and

14 (5) improve the quality of data submitted to
15 USASpending.gov by holding Federal agencies ac-
16 countable for the completeness and accuracy of the
17 data submitted.

18 **SEC. 3. AMENDMENTS TO THE FEDERAL FUNDING AC-**
19 **COUNTABILITY AND TRANSPARENCY ACT OF**
20 **2006.**

21 Section 2 of the Federal Funding Accountability and
22 Transparency Act of 2006 (31 U.S.C. 6101 note) is
23 amended—

24 (1) in the section heading, by striking “**FULL**
25 **DISCLOSURE OF ENTITIES RECEIVING FED-**

1 **ERAL FUNDING”** and inserting “**DISCLOSURE OF**
2 **FEDERAL FUNDING”**;

3 (2) in subsection (a)—

4 (A) by redesignating paragraphs (2) and
5 (3) as paragraphs (3) and (7), respectively;

6 (B) by inserting after paragraph (1) the
7 following new paragraph (2):

8 “(2) **FEDERAL AGENCY.**—The term ‘Federal
9 agency’ has the meaning given the term ‘Executive
10 agency’ under section 105 of title 5, United States
11 Code.”;

12 (C) by inserting after paragraph (3), as re-
13 designated by subparagraph (A), the following
14 new paragraphs:

15 “(4) **FEDERAL FUNDS.**—The term ‘Federal
16 funds’ means any funds that are made available to
17 or expended by a Federal agency.

18 “(5) **OBJECT CLASS.**—The term ‘object class’
19 means the category assigned for purposes of the an-
20 nual budget of the President submitted under sec-
21 tion 1105(a) of title 31, United States Code, to the
22 type of property or services purchased by the Fed-
23 eral Government.

1 “(6) PROGRAM ACTIVITY.—The term ‘program
2 activity’ has the meaning given that term under sec-
3 tion 1115(h) of title 31, United States Code.”; and

4 (D) in paragraph (7), as redesignated by
5 subparagraph (A)—

6 (i) in subparagraph (B), by striking
7 “paragraph (2)(A)(i)” and inserting “para-
8 graph (3)(A)(i)”; and

9 (ii) in subparagraph (C), by striking
10 “paragraph (2)(A)(ii)” and inserting
11 “paragraph (3)(A)(ii)”;
12 (3) in subsection (b)—

13 (A) in paragraph (1)—

14 (i) by striking “the Office of Manage-
15 ment and Budget” and inserting “the Sec-
16 retary of the Treasury” each place it ap-
17 pears;

18 (ii) by redesignating subparagraphs
19 (A) through (G) as clauses (i) through
20 (vii), respectively, and adjusting the mar-
21 gin accordingly;

22 (iii) by striking “for each Federal
23 award—” and inserting the following: “for
24 all Federal funds—

1 “(A) for each Federal agency, component
2 of a Federal agency, appropriations account,
3 program activity, and object class (including
4 any subcomponent of an object class), and other
5 accounts or data as appropriate—

6 “(i) the amount of budget authority
7 available;

8 “(ii) the amount obligated;

9 “(iii) the amount of outlays;

10 “(iv) the amount of any Federal funds
11 reprogrammed or transferred; and

12 “(v) the amount of expired and unex-
13 pired unobligated balances; and

14 “(B) for each Federal award—”; and

15 (iv) in subparagraph (B)(iii), as so
16 designated by this subparagraph, by insert-
17 ing “, which shall be assigned a unique
18 identifier,” after “information on the
19 award”;

20 (B) in paragraph (3)—

21 (i) by striking “The Director of the
22 Office of Management and Budget” and
23 inserting “The Secretary of the Treasury”;
24 and

1 (ii) by striking “the Director” and in-
2 serting “the Secretary”;

3 (C) in paragraph (4)—

4 (i) by striking “the Director of the
5 Office of Management and Budget” and
6 inserting “the Secretary of the Treasury”;
7 and

8 (ii) by striking “the Director” and in-
9 serting “the Secretary”, each place it ap-
10 pears; and

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

12 “(5) APPLICATION OF DATA STANDARDS.—The
13 Secretary of the Treasury shall apply the data
14 standards established under subsection (e) to all
15 data collection, data dissemination, and data publi-
16 cation required under this section.”.

17 “(6) DATA FEED TO RECOVERY ACCOUNT-
18 ABILITY AND TRANSPARENCY BOARD.—The Sec-
19 retary of the Treasury shall provide the data de-
20 scribed in paragraph (1) to the Recovery Account-
21 ability and Transparency Board so that it can be in-
22 cluded in the Recovery Operations Center described
23 in subsection (h).”;

24 (4) in subsection (c)—

25 (A) in paragraph (1)—

1 (i) in the matter preceding subpara-
2 graph (A), by striking “and Grants.gov”
3 and inserting “Grants.gov, the Payment
4 Automation Manager and Financial Infor-
5 mation Repository and other data or data-
6 bases from the Department of the Treas-
7 ury, the MAX Information System of the
8 Office of Management and Budget, and
9 other data from Federal agencies collected
10 and identified by the Office of Manage-
11 ment and Budget”;

12 (ii) in subparagraph (B), by adding
13 “and” at the end; and

14 (iii) by adding at the end the fol-
15 lowing:

16 “(C) specify such search shall be confined
17 to Federal funds;”;

18 (B) in paragraph (2), by inserting “the
19 Payment Automation Manager and Financial
20 Information Repository and other data or data-
21 bases from the Department of the Treasury, the
22 MAX Information System of the Office of Man-
23 agement and Budget, other data from Federal
24 agencies collected and identified by the Office of

1 Management and Budget,” after “Grants.gov
2 website,”;

3 (C) in paragraph (4)—

4 (i) by striking “shall be updated not
5 later” and inserting the following: “shall
6 be updated—

7 “(A) not later”; and

8 (ii) by adding at the end the fol-
9 lowing:

10 “(B) not less than once each quarter with
11 information relating to Federal funds;”;

12 (D) in paragraph (5)—

13 (i) by inserting “Federal funds and”
14 before “Federal awards” the first place it
15 appears;

16 (ii) by striking “subsection
17 (a)(2)(A)(i) and those described in sub-
18 section (a)(2)(A)(ii)” and inserting “sub-
19 section (a)(3)(A)(i) and those described in
20 subsection (a)(3)(A)(ii)”; and

21 (iii) by striking the period at the end
22 and inserting a semicolon; and

23 (E) by adding at the end the following:

1 “(6) shall have the ability to aggregate data for
2 the categories described in paragraphs (1) through
3 (5) without double-counting data; and

4 “(7) shall permit all information published
5 under this section to be downloaded in bulk.”;

6 (5) by redesignating subsections (e), (f), and
7 (g) as subsections (i), (j), and (k), respectively; and

8 (6) by inserting after subsection (d) the fol-
9 lowing new subsections:

10 “(e) DEPARTMENT OF THE TREASURY REQUIRE-
11 MENTS FOR DATA STANDARDS.—

12 “(1) IN GENERAL.—The Secretary of the
13 Treasury, in consultation with the Director of the
14 Office of Management and Budget, the Adminis-
15 trator of General Services, and the heads of Federal
16 agencies, shall establish Government-wide financial
17 data standards for Federal funds, which shall—

18 “(A) include common data elements, such
19 as codes, unique award identifiers, and fields,
20 for financial and payment information required
21 to be reported by Federal agencies and entities
22 receiving Federal funds, including identifiers for
23 Federal awards and entities receiving Federal
24 awards;

1 “(B) to the extent reasonable and prac-
2 ticable, ensure interoperability and incor-
3 porate—

4 “(i) common data elements developed
5 and maintained by an international vol-
6 untary consensus standards body, as de-
7 fined by the Office of Management and
8 Budget, such as the International Organi-
9 zation for Standardization;

10 “(ii) common data elements developed
11 and maintained by Federal agencies with
12 authority over contracting and financial as-
13 sistance, such as the Federal Acquisition
14 Regulatory Council; and

15 “(iii) common data elements devel-
16 oped and maintained by accounting stand-
17 ards organizations; and

18 “(C) include data reporting standards
19 that—

20 “(i) incorporate a widely accepted,
21 nonproprietary, searchable, platform-inde-
22 pendent computer-readable format;

23 “(ii) are consistent with and imple-
24 ment applicable accounting principles;

1 “(iii) are capable of being continually
2 upgraded as necessary;

3 “(iv) are structured to specifically
4 support the reporting of financial and per-
5 formance-related data, such as that any
6 data produced, regardless of reporting
7 need or software used for creation or con-
8 sumption, is consistent and comparable
9 across reporting situations;

10 “(v) establish, for each data point, a
11 standard method of conveying the report-
12 ing period, reporting entity, unit of meas-
13 ure, and other associated attributes; and

14 “(vi) incorporate nonproprietary
15 standards in effect on the date of enact-
16 ment of the Digital Accountability and
17 Transparency Act of 2013.

18 “(2) DEADLINES.—

19 “(A) GUIDANCE.—The Secretary of the
20 Treasury, in consultation with the Director of
21 the Office of Management and Budget, shall
22 issue guidance on the data standards estab-
23 lished under paragraph (1) to Federal agencies
24 not later than 1 year after the date of enact-

1 ment of the Digital Accountability and Trans-
2 parency Act of 2013.

3 “(B) WEBSITE.—Not later than 1 year
4 after the date on which the guidance under
5 clause (i) is issued, the Secretary of the Treas-
6 ury shall ensure that the website required under
7 this section makes data publicly available in ac-
8 cordance with the data standards established
9 under paragraph (1).

10 “(C) AGENCIES.—Not later than 180 days
11 after the date on which the guidance under sub-
12 paragraph (A) is issued, each Federal agency
13 shall collect, report, and maintain data in ac-
14 cordance with the data standards established
15 under paragraph (1).

16 “(3) CONSULTATION.—The Secretary of the
17 Treasury shall consult with public and private stake-
18 holders in establishing data standards under this
19 subsection.

20 “(f) CONSOLIDATED RECIPIENT FINANCIAL RE-
21 PORTS.—The Director of the Office of Management and
22 Budget shall—

23 “(1) review the financial reporting required by
24 Federal agencies for Federal award recipients to
25 consolidate financial reporting and reduce duplica-

1 tive financial reporting and compliance costs for re-
2 cipients;

3 “(2) request input from Federal award recipi-
4 ents to reduce duplicative financial reporting, espe-
5 cially from State and local governments and institu-
6 tions of higher education;

7 “(3) not later than 1 year after the date of en-
8 actment of the Digital Accountability and Trans-
9 parency Act of 2013, provide guidance to the heads
10 of Federal agencies regarding how to simplify the re-
11 porting requirements for Federal award recipients to
12 consolidate financial reporting, reduce duplicative re-
13 porting, and reduce compliance costs, as appro-
14 priate; and

15 “(4) not later than 18 months after the date of
16 enactment of the Digital Accountability and Trans-
17 parency Act of 2013, submit to Congress a report
18 regarding any legislative action required to consoli-
19 date, streamline, or reduce the cost of reporting re-
20 quirements for Federal award recipients.

21 “(g) ACCOUNTABILITY FOR FEDERAL FUNDING.—

22 “(1) IN GENERAL.—Not later than 1 year after
23 the date of enactment of the Digital Accountability
24 and Transparency Act of 2013, and every 2 years
25 thereafter until the date that is 6 years after such

1 date of enactment, the Inspector General of each
2 Federal agency, in consultation with the Comptroller
3 General of the United States, shall review a sam-
4 pling of the data submitted under this Act by the
5 agency, and shall submit to Congress and make pub-
6 licly available a report on the completeness, timeli-
7 ness, quality, and accuracy of the data sampled and
8 the implementation and use of consistent data
9 standards by the Federal agency.

10 “(2) COMPTROLLER GENERAL.—

11 “(A) IN GENERAL.—Not later than 2 years
12 after the date of enactment of the Digital Ac-
13 countability and Transparency Act of 2013, and
14 every 2 years thereafter until the date that is
15 6 years after such date of enactment, and after
16 review of the reports submitted under para-
17 graph (1), the Comptroller General of the
18 United States shall submit to Congress and
19 make publicly available a report on the com-
20 pleteness, timeliness, quality, and accuracy of
21 the data submitted under this Act by each Fed-
22 eral agency and the implementation and use of
23 consistent data standards by each Federal
24 agency.

1 “(B) RANKING.—The Comptroller General
2 of the United States shall make available a
3 ranking of Federal agencies regarding data
4 quality, accuracy, and compliance with this Act.

5 “(h) RECOVERY ACCOUNTABILITY AND TRANS-
6 PARENCY BOARD.—

7 “(1) RESOURCES AND MECHANISMS.—The Re-
8 covery Accountability and Transparency Board shall
9 develop and test information technology resources
10 and oversight mechanisms to enhance the trans-
11 parency of and detect and remediate waste, fraud,
12 and abuse in Federal spending for Inspectors Gen-
13 eral.

14 “(2) WEBSITE.—The Recovery Accountability
15 and Transparency Board shall maintain a website
16 informing the public of its activities to identify
17 waste, fraud, and abuse and increase transparency
18 of Federal funds to provide support for Inspectors
19 General.

20 “(3) RECOVERY OPERATIONS CENTER.—The
21 Recovery Accountability and Transparency Board
22 shall establish and maintain a Recovery Operations
23 Center as a government-wide Internet-based data ac-
24 cess system to carry out the functions described in
25 paragraph (4).

1 “(4) FUNCTIONS OF THE RECOVERY OPER-
2 ATIONS CENTER.—The functions referred to in para-
3 graph (3) are the following:

4 “(A) IN GENERAL.—The Recovery Oper-
5 ations Center shall incorporate—

6 “(i) all information described in sub-
7 section (b)(1);

8 “(ii) other information maintained by
9 Federal, State, local, and foreign govern-
10 ment agencies; and

11 “(iii) other commercially and publicly
12 available information.

13 “(B) SPECIFIC FUNCTIONS.—The Recovery
14 Operations Center shall be designed and oper-
15 ated to carry out the following functions:

16 “(i) Combine information described in
17 subsection (b)(1) with other compilations
18 of information, including those listed in
19 subparagraph (A).

20 “(ii) Permit agencies, in accordance
21 with applicable law, to detect and reme-
22 diate waste, fraud, and abuse.”.

1 **SEC. 4. PILOT PROGRAM TO EVALUATE CONSOLIDATED RE-**
2 **CIPIENT REPORTING.**

3 (a) IN GENERAL.—Not later than 90 days after the
4 date of enactment of this Act, the Recovery Accountability
5 and Transparency Board, in consultation with the Sec-
6 retary of the Treasury and the Director of the Office of
7 Management and Budget, shall establish a pilot program
8 relating to reporting by recipients of Federal funds (in this
9 section referred to as the “pilot program”) for the purpose
10 of increasing financial transparency to—

- 11 (1) display the full cycle of Federal funds;
12 (2) improve the accuracy of Federal financial
13 data; and
14 (3) develop recommendations for reducing re-
15 porting required of recipients of Federal funds by
16 consolidating and automating financial reporting re-
17 quirements across the Federal Government.

18 (b) REQUIREMENTS.—The pilot program shall—

- 19 (1) include recipients that collectively receive
20 not less than \$1,000,000,000 in Federal funds each
21 fiscal year;
22 (2) include recipients that receive Federal funds
23 under multiple programs across multiple agencies;
24 and

1 (3) include recipients that collectively receive
2 Federal funds under contracts, grants, and sub-
3 awards.

4 (c) REPORTING AND EVALUATION REQUIRE-
5 MENTS.—Each recipient of Federal funds participating in
6 the pilot program shall submit to the Recovery Account-
7 ability and Transparency Board reports on the finances
8 of the selected Federal awards.

9 (d) PUBLICATION OF INFORMATION.—All the infor-
10 mation collected by the Recovery Accountability and
11 Transparency Board under the pilot program shall be
12 made publicly available and searchable on the website es-
13 tablished under section 2 of the Federal Funding Account-
14 ability and Transparency Act of 2006 (31 U.S.C. 6101
15 note).

16 (e) TERMINATION.—The pilot program shall termi-
17 nate on the date that is 3 years after the date on which
18 the Recovery Accountability and Transparency Board es-
19 tablishes the pilot program.

20 (f) REPORT.—Not later than 90 days after the date
21 on which the pilot program terminates under subsection
22 (e), the Recovery Accountability and Transparency Board
23 shall submit to the Office of Management and Budget, the
24 Committee on Homeland Security and Governmental Af-
25 fairs of the Senate, and the Committee on Oversight and

1 Government Reform of the House of Representatives a re-
2 port on the pilot program, which shall include—

3 (1) a description of financial data collected
4 under the pilot program, the accuracy of the data
5 provided, and the cost to collect the data from re-
6 cipients; and

7 (2) recommendations for—

8 (A) consolidating some or all aspects of
9 Federal financial reporting to reduce the costs
10 to recipients of Federal funds;

11 (B) automating some or all aspects of Fed-
12 eral financial reporting to increase efficiency
13 and reduce the costs to recipients of Federal
14 funds; and

15 (C) improving financial transparency.

16 (g) GOVERNMENT-WIDE IMPLEMENTATION.—Not
17 later than 90 days after the date on which the Office of
18 Management and Budget receives the report required by
19 subsection (f), the Director of the Office of Management
20 and Budget shall determine whether to authorize the Re-
21 covery Accountability and Transparency Board to extend
22 the recipient reporting requirements of the pilot program
23 to all Federal funds. The Recovery Accountability and
24 Transparency Board shall begin requiring Government-
25 wide recipient reporting at the start of the fiscal year that

1 commences after the fiscal year during which such author-
2 ization is granted, and under such terms and conditions
3 that the Board shall determine, in consultation with the
4 Director.

5 **SEC. 5. CLASSIFIED AND PROTECTED INFORMATION.**

6 Section 3 of the Federal Funding Accountability and
7 Transparency Act of 2006 (31 U.S.C. 6101 note) is
8 amended to read as follows:

9 **“SEC. 3. CLASSIFIED AND PROTECTED INFORMATION.**

10 “Nothing in this Act shall require the disclosure to
11 the public or to any person without an identifiable need
12 to know—

13 “(1) information protected under section 552 of
14 title 5, United States Code (commonly known as the
15 ‘Freedom of Information Act’); or

16 “(2) information protected under section 552a
17 of title 5, United States Code (commonly known as
18 the ‘Privacy Act of 1974’), or section 6103 of the
19 Internal Revenue Code of 1986.”.

20 **SEC. 6. AMERICAN RECOVERY AND REINVESTMENT ACT OF**
21 **2009 AMENDMENTS.**

22 Public Law 111–5 is amended—

23 (1) in section 1501 of title XV, by striking
24 paragraph (4) and inserting the following:

1 “(4) COVERED FUNDS.—The term ‘covered
2 funds’—

3 “(A) except as provided in subparagraph
4 (B), means any funds that are expended or ob-
5 ligated from appropriations made under this
6 Act; and

7 “(B) for purposes of sections 1522 and
8 1524, means funds that are expended or obli-
9 gated by an agency from appropriations made
10 under this or any other Act.”;

11 (2) in section 1512 of title XV, by adding at
12 the end the following:

13 “(i) EXPIRATION.—The requirements in this section
14 shall expire on September 31, 2013.”;

15 (3) in section 1523 of title XV, by adding at
16 the end the following:

17 “(d) EXPIRATION.—The requirements in this section
18 shall expire on September 30, 2013.”;

19 (4) in section 1526 of title XV, by adding at
20 the end the following:

21 “(e) EXPIRATION.—The requirements in this section
22 shall expire on September 30, 2013.”; and

23 (5) in section 1530 of title XV, by striking
24 “September 30, 2013,” and inserting “September
25 30, 2017.”.

1 **SEC. 7. DISASTER RELIEF APPROPRIATIONS ACT OF 2013**

2 **AMENDMENTS.**

3 Public Law 113–2 is amended in section 904(d)—

4 (1) by striking “for purposes related to the im-
5 pact of Hurricane Sandy”;

6 (2) by striking “related to the impact of Hurri-
7 cane Sandy” after “receiving appropriations”; and

8 (3) by striking “related to funds appropriated
9 for the impact of Hurricane Sandy” after “on its ac-
10 tivities”.

11 **SEC. 8. EXECUTIVE AGENCY ACCOUNTING AND OTHER FI-**

12 **NANCIAL MANAGEMENT REPORTS AND**

13 **PLANS.**

14 Section 3512(a) of title 31, United States Code, is
15 amended—

16 (1) in paragraph (1), by inserting “and make
17 available on the website described under section
18 1122 of this title” after “appropriate committees of
19 the Congress”;

20 (2) in paragraph (3)(B)(vi), by inserting “, sys-
21 tem development, financial management workforce
22 development, related risk assessment and mitigation
23 for the Federal Government as a whole, related risk
24 assessment and mitigation for executive agencies,
25 development of capacity to prevent and detect
26 fraud,” after “equipment acquisitions”; and

1 (3) in paragraph (4), by adding at the end the
2 following:

3 “(C) Not later than 90 days after the date of enact-
4 ment of the Digital Accountability and Transparency Act
5 of 2013, and every 90 days thereafter, the Director shall
6 make available on the website described under section
7 1122 of this title a report regarding—

8 “(i) specific goals for the most recent full fiscal
9 year, the fiscal year during which the report is sub-
10 mitted, and the fiscal year following the year during
11 which the report is submitted that are necessary
12 steps toward implementing the Federal Funding Ac-
13 countability and Transparency Act of 2006 (31
14 U.S.C. 6101 note) fully and in an effective, efficient,
15 and accurate manner; and

16 “(ii) the status and progress achieved toward
17 each goal described in clause (i), including any
18 changes to the cost, schedule, or performance base-
19 lines of achieving each goal, using earned value man-
20 agement where appropriate.”.

