

AMENDMENT TO H.R. 4011
OFFERED BY MR. CUMMINGS OF MARYLAND

Add at the end the following:

1 **SEC. 3. USPS INNOVATION OFFICER AND ACCOUNTABILITY.**

2 (a) IN GENERAL.—Chapter 2 of title 39, United
3 States Code, is amended by adding at the end the fol-
4 lowing:

5 **“§ 209. USPS innovation officer and accountability**

6 “(a) IN GENERAL.—There shall be in the Postal
7 Service a Chief Innovation Officer selected by the Post-
8 master General who shall have proven expertise and a
9 record of success in 1 or more of the following: postal and
10 shipping industry, innovation product research and devel-
11 opment, marketing brand strategy, emerging communica-
12 tions technology, or business process management. The
13 Chief Innovation Officer shall manage the Postal Service’s
14 development and implementation of innovative postal and
15 nonpostal products and services.

16 “(b) DUTIES.—The Chief Innovation Officer shall
17 have as primary duties—

18 “(1) leading the development of innovative non-
19 postal products and services that will maximize rev-
20 enue to the Postal Service;

1 “(2) developing innovative postal products and
2 services, particularly those that utilize emerging in-
3 formation technologies, to maximize revenue to the
4 Postal Service;

5 “(3) monitoring the performance of innovative
6 products and services and revising them as needed
7 to meet changing market trends; and

8 “(4) taking into consideration comments or ad-
9 visory opinions, if applicable, issued by the Postal
10 Regulatory Committee prior to the initial sale of in-
11 novative postal or nonpostal products and services.

12 “(c) DESIGNATION.—

13 “(1) DEADLINE.—As soon as practicable after
14 the date of enactment of this section, but no later
15 than October 1, 2014, the Postmaster General shall
16 designate a Chief Innovation Officer.

17 “(2) CONDITION.—Nothing in this section shall
18 be construed to prohibit an individual who holds an-
19 other office or position in the Postal Service from
20 serving as the Chief Innovation Officer under this
21 chapter. However, upon appointment to the position
22 of the Chief Innovation Officer, such individual may
23 not, while serving in such office, concurrently hold
24 any other office or position in the Postal Service.

25 “(d) INNOVATION STRATEGY.—

1 “(1) IN GENERAL.—Not later than 12 months
2 after the date on which the Chief Innovation Officer
3 is designated under subsection (c)(1), the Post-
4 master General shall submit to the Committee on
5 Homeland Security and Governmental Affairs of the
6 Senate and the Committee on Oversight and Govern-
7 ment Reform of the House of Representatives a
8 comprehensive strategy for maximizing revenues
9 through innovative postal and nonpostal products
10 and services.

11 “(2) MATTERS TO BE ADDRESSED.—At a min-
12 imum, the strategy required by this section shall ad-
13 dress—

14 “(A) the specific innovative postal and
15 nonpostal products and services to be developed
16 and offered by the Postal Service, including the
17 nature of the market to be filled by each prod-
18 uct and service and the likely date by which
19 each product and service will be introduced;

20 “(B) the cost of developing and offering
21 each product or service;

22 “(C) the anticipated sales volume of each
23 product and service;

1 “(D) the anticipated revenues and profits
2 expected to be generated by each product and
3 service;

4 “(E) the likelihood of success of each inno-
5 vative product and service as well as the risks
6 associated with the development and sale of
7 each innovative product and service;

8 “(F) the trends anticipated in market con-
9 ditions that may affect the success of each
10 product and service over the 5-year period be-
11 ginning on the date such strategy or update is
12 submitted; and

13 “(G) the metrics that will be utilized to as-
14 sess the effectiveness of the innovation strategy.

15 “(3) STRATEGY UPDATES.—On January 1,
16 2018, and every 3 years thereafter, the Chief Inno-
17 vation Officer shall submit an update to the innova-
18 tion strategy submitted under paragraph (1) to the
19 Committee on Homeland Security and Governmental
20 Affairs of the Senate, the Committee on Oversight
21 and Government Reform of the House of Represent-
22 atives, and the Postal Regulatory Commission.

23 “(e) REPORT ON PERFORMANCE.—

24 “(1) IN GENERAL.—The Postmaster General
25 shall submit to the Committee on Homeland Secu-

1 rity and Governmental Affairs of the Senate, the
2 Committee on Oversight and Government Reform of
3 the House of Representatives, and the Postal Regu-
4 latory Commission with the President's budget sub-
5 mission under section 1105(a) of title 31 a report
6 that details the Postal Service's progress in imple-
7 menting the Innovation Strategy.

8 “(2) MATTERS TO BE ADDRESSED.—At a min-
9 imum, the report required by this section shall ad-
10 dress—

11 “(A) the revenue generated by each prod-
12 uct and service developed through the Innova-
13 tion Strategy and the costs of developing and
14 offering each such product and service for the
15 most recent fiscal year;

16 “(B) the total sales volume and revenue
17 generated by each product and service on a
18 monthly basis for the preceding year;

19 “(C) trends in the markets filled by each
20 product and service;

21 “(D) products and services identified in
22 the Innovation Strategy that are to be discon-
23 tinued, the date on which the discontinuance
24 will occur, and the reasons for the discontinu-
25 ance;

1 “(E) alterations in products and services
2 identified in the Innovation Strategy that will
3 be made to meet changing market conditions,
4 and an explanation of how these alterations will
5 ensure the success of the products and services;
6 and

7 “(F) the performance of the Innovation
8 Strategy according to the metrics identified in
9 subsection (d)(2)(G).

10 “(f) COMPTROLLER GENERAL.—

11 “(1) IN GENERAL.—The Comptroller General
12 shall conduct a study on the implementation of the
13 innovation strategy not later than 4 years after the
14 date of enactment of this section.

15 “(2) CONTENTS.—At a minimum, the Comp-
16 troller General shall assess the effectiveness of the
17 Postal Service in identifying, developing, and selling
18 innovative postal and nonpostal products and serv-
19 ices. The study shall also include—

20 “(A) an audit of the costs of developing
21 each innovative postal and nonpostal product
22 and service developed or offered by the Postal
23 Service during the period beginning on the date
24 of enactment of this section and ending 4 years
25 after such date;

1 “(B) the sales volume of each such product
2 and service;

3 “(C) the revenues and profits generated by
4 each such product and service; and

5 “(D) the likelihood of continued success of
6 each such product and service.

7 “(3) SUBMISSION.—The results of the study re-
8 quired under this subsection shall be submitted to
9 the Committee on Homeland Security and Govern-
10 mental Affairs of the Senate and the Committee on
11 Oversight and Government Reform of the House of
12 Representatives.”.

13 (b) CLERICAL AMENDMENT.—The table of sections
14 at the beginning of chapter 2 of title 39, United States
15 Code, is amended by adding at the end the following:

 “209. USPS innovation officer and accountability.”.

16 **SEC. 4. AUTHORITY TO OFFER NONPOSTAL SERVICES.**

17 (a) SPECIFIC POWER.—Section 404(a) title 39,
18 United States Code, is amended—

19 (1) in paragraph (7), by striking “and” at the
20 end;

21 (2) in paragraph (8), by striking the period and
22 inserting “; and”; and

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

24 “(9) to provide nonpostal services in accordance
25 with subsection (e).”.

1 (b) NONPOSTAL SERVICES.—Section 404(e) of title
2 39, United States Code, is amended to read as follows:

3 “(e)(1) The Postal Service may provide nonpostal
4 services that use the processing, transportation, delivery,
5 retail network, technology, or other resources of the Postal
6 Service in a manner consistent with the public interest.

7 “(2) At least 90 days before offering new nonpostal
8 services, the Postal Service shall request an advisory opin-
9 ion from the Postal Regulatory Commission that evaluates
10 the extent to which the provision of such nonpostal serv-
11 ices—

12 “(A) would use the processing, transportation,
13 delivery, retail network, technology, or other re-
14 sources of the Postal Service; and

15 “(B) would be consistent with the public inter-
16 est.

17 “(3) Within 45 days after receiving the request under
18 paragraph (2), the Postal Regulatory Commission—

19 “(A) shall issue its advisory opinion to the
20 Postal Service; and

21 “(B) shall transmit a copy of such opinion, to-
22 gether with the original request, to—

23 “(i) the Committee on Oversight and Gov-
24 ernment Reform of the House of Representa-
25 tives; and

1 “(ii) the Committee on Homeland Security
2 and Governmental Affairs of the Senate.

3 “(4) For purposes of this title, the term ‘nonpostal
4 services’ means services and products other than postal
5 services as defined in section 102(5), including—

6 “(A) check-cashing services;

7 “(B) new technology and media services;

8 “(C) warehousing and logistics;

9 “(D) facility leasing; and

10 “(E) public Internet access services.”.

11 (c) CO-LOCATION OF POST OFFICES AT RETAIL FA-
12 CILITIES.—

13 (1) IN GENERAL.—Not later than 90 days after
14 the date of enactment of this Act, the Postmaster
15 General shall submit a plan on the co-location of
16 post offices at retail facilities to—

17 (A) the Committee on Homeland Security
18 and Governmental Affairs of the Senate; and

19 (B) the Committee on Oversight and Gov-
20 ernment Reform of the House of Representa-
21 tives.

22 (2) CONTENTS.—The plan under paragraph (1)
23 shall—

24 (A) be developed in consultation with the
25 Postal Regulatory Commission;

1 (B) provide for an increase in the co-locat-
2 tion of post offices at retail facilities to enable
3 the United States Postal Service to offer its
4 products and services at those locations;

5 (C) consider the impact of any co-location
6 decisions on small communities and rural areas
7 before taking actions to co-locate post offices;
8 and

9 (D) ensure that—

10 (i) service shall continue in small com-
11 munities and rural areas after implementa-
12 tion of the plan;

13 (ii) the Postal Service solicits commu-
14 nity input before making decisions about
15 co-location;

16 (iii) the quality of products and serv-
17 ices offered in co-located facilities are con-
18 sistent with those offered in post offices;

19 (iv) products and services provided in
20 co-located facilities will be provided
21 through the employment of employees of
22 the Postal Service, to the same extent as
23 if such products and services had not been
24 relocated from a post office; and

1 (v) co-location shall be permitted only
2 to the extent that the Postal Service deter-
3 mines (and the Postal Regulatory Commis-
4 sion concurs) that net revenues will in-
5 crease with respect to the operations of the
6 post office or post offices so co-located.

7 (3) REPORTING REQUIREMENT.—The Post-
8 master General shall submit a biennial report on the
9 progress of implementing the plan on the co-location
10 of post offices at retail facilities under this sub-
11 section to—

12 (A) the Committee on Homeland Security
13 and Governmental Affairs of the Senate; and

14 (B) the Committee on Oversight and Gov-
15 ernment Reform of the House of Representa-
16 tives.

17 (4) DEFINITIONS.—For purposes of this sub-
18 section—

19 (A) the term “State” includes the District
20 of Columbia, the Commonwealth of Puerto
21 Rico, the United States Virgin Islands, Guam,
22 American Samoa, the Commonwealth of the
23 Northern Mariana Islands, and any other terri-
24 tory or possession of the United States; and

1 (B) the term “United States”, as used in
2 a geographical sense, includes the District of
3 Columbia, the Commonwealth of Puerto Rico,
4 the United States Virgin Islands, Guam, Amer-
5 ican Samoa, the Commonwealth of the North-
6 ern Mariana Islands, and any other territory or
7 possession of the United States.

