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

Add at the end the following:

SEC. 3. USPS INNOVATION OFFICER AND ACCOUNTABILITY.

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

“§ 209. USPS innovation officer and accountability

“(a) IN GENERAL.—There shall be in the Postal Service a Chief Innovation Officer selected by the Postmaster General who shall have proven expertise and a record of success in 1 or more of the following: postal and shipping industry, innovation product research and development, marketing brand strategy, emerging communications technology, or business process management. The Chief Innovation Officer shall manage the Postal Service’s development and implementation of innovative postal and nonpostal products and services.

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

“(1) leading the development of innovative non-postal products and services that will maximize revenue to the Postal Service;
“(2) developing innovative postal products and services, particularly those that utilize emerging information technologies, to maximize revenue to the Postal Service;

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

“(4) taking into consideration comments or advisory opinions, if applicable, issued by the Postal Regulatory Committee prior to the initial sale of innovative postal or nonpostal products and services.

“(c) DESIGNATION.—

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

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

“(d) INNOVATION STRATEGY.—
“(1) IN GENERAL.—Not later than 12 months after the date on which the Chief Innovation Officer is designated under subsection (c)(1), the Postmaster General shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Government Reform of the House of Representatives a comprehensive strategy for maximizing revenues through innovative postal and nonpostal products and services.

“(2) MATTERS TO BE ADDRESSED.—At a minimum, the strategy required by this section shall address—

“(A) the specific innovative postal and nonpostal products and services to be developed and offered by the Postal Service, including the nature of the market to be filled by each product and service and the likely date by which each product and service will be introduced;

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

“(C) the anticipated sales volume of each product and service;
“(D) the anticipated revenues and profits expected to be generated by each product and service;

“(E) the likelihood of success of each innovative product and service as well as the risks associated with the development and sale of each innovative product and service;

“(F) the trends anticipated in market conditions that may affect the success of each product and service over the 5-year period beginning on the date such strategy or update is submitted; and

“(G) the metrics that will be utilized to assess the effectiveness of the innovation strategy.

“(3) STRATEGY UPDATES.—On January 1, 2018, and every 3 years thereafter, the Chief Innovation Officer shall submit an update to the innovation strategy submitted under paragraph (1) to the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Postal Regulatory Commission.

“(e) REPORT ON PERFORMANCE.—

“(1) IN GENERAL.—The Postmaster General shall submit to the Committee on Homeland Secu-
rity and Governmental Affairs of the Senate, the
Committee on Oversight and Government Reform of
the House of Representatives, and the Postal Regu-
larly Commission with the President’s budget sub-
mission under section 1105(a) of title 31 a report
that details the Postal Service’s progress in imple-
menting the Innovation Strategy.

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

“(A) the revenue generated by each prod-
uct and service developed through the Innovation
Strategy and the costs of developing and
offering each such product and service for the
most recent fiscal year;

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

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

“(D) products and services identified in
the Innovation Strategy that are to be discon-
tinued, the date on which the discontinuance
will occur, and the reasons for the discontinu-
ance;
“(E) alterations in products and services identified in the Innovation Strategy that will be made to meet changing market conditions, and an explanation of how these alterations will ensure the success of the products and services; and

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

“(f) COMPTROLLER GENERAL.—

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

“(2) CONTENTS.—At a minimum, the Comptroller General shall assess the effectiveness of the Postal Service in identifying, developing, and selling innovative postal and nonpostal products and services. The study shall also include—

“(A) an audit of the costs of developing each innovative postal and nonpostal product and service developed or offered by the Postal Service during the period beginning on the date of enactment of this section and ending 4 years after such date;
“(B) the sales volume of each such product
and service;
“(C) the revenues and profits generated by
each such product and service; and
“(D) the likelihood of continued success of
each such product and service.
“(3) SUBMISSION.—The results of the study re-
quired under this subsection shall be submitted to
the Committee on Homeland Security and Govern-
mental Affairs of the Senate and the Committee on
Oversight and Government Reform of the House of
Representatives.”.

(b) CLERICAL AMENDMENT.—The table of sections
at the beginning of chapter 2 of title 39, United States
Code, is amended by adding at the end the following:
“209. USPS innovation officer and accountability.”.

SEC. 4. AUTHORITY TO OFFER NONPOSTAL SERVICES.
(a) SPECIFIC POWER.—Section 404(a) title 39,
United States Code, is amended—
(1) in paragraph (7), by striking “and” at the
end;
(2) in paragraph (8), by striking the period and
inserting “; and”; and
(3) by adding at the end the following:
“(9) to provide nonpostal services in accordance
with subsection (e).”.
(b) NONPOSTAL SERVICES.—Section 404(e) of title 39, United States Code, is amended to read as follows:

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

“(2) At least 90 days before offering new nonpostal services, the Postal Service shall request an advisory opinion from the Postal Regulatory Commission that evaluates the extent to which the provision of such nonpostal services—

“(A) would use the processing, transportation, delivery, retail network, technology, or other resources of the Postal Service; and

“(B) would be consistent with the public interest.

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

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

“(B) shall transmit a copy of such opinion, together with the original request, to—

“(i) the Committee on Oversight and Government Reform of the House of Representa-tives; and
“(ii) the Committee on Homeland Security and Governmental Affairs of the Senate.

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

“(A) check-cashing services;

“(B) new technology and media services;

“(C) warehousing and logistics;

“(D) facility leasing; and

“(E) public Internet access services.”.

(c) CO-LOCATION OF POST OFFICES AT RETAIL FACILITIES.—

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

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

(B) the Committee on Oversight and Government Reform of the House of Representatives.

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

(A) be developed in consultation with the Postal Regulatory Commission;
(B) provide for an increase in the co-location of post offices at retail facilities to enable the United States Postal Service to offer its products and services at those locations;

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

(D) ensure that—

(i) service shall continue in small communities and rural areas after implementation of the plan;

(ii) the Postal Service solicits community input before making decisions about co-location;

(iii) the quality of products and services offered in co-located facilities are consistent with those offered in post offices;

(iv) products and services provided in co-located facilities will be provided through the employment of employees of the Postal Service, to the same extent as if such products and services had not been relocated from a post office; and
(v) co-location shall be permitted only to the extent that the Postal Service determines (and the Postal Regulatory Commission concurs) that net revenues will increase with respect to the operations of the post office or post offices so co-located.

(3) REPORTING REQUIREMENT.—The Postmaster General shall submit a biennial report on the progress of implementing the plan on the co-location of post offices at retail facilities under this subsection to—

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

(B) the Committee on Oversight and Government Reform of the House of Representatives.

(4) DEFINITIONS.—For purposes of this subsection—

(A) the term “State” includes the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, and any other territory or possession of the United States; and
(B) the term “United States”, as used in a geographical sense, includes the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, and any other territory or possession of the United States.