

GOVERNMENT REPORTS ELIMINATION ACT OF 2014

APRIL 28, 2014.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. ISSA, from the Committee on Oversight and Government Reform, submitted the following

R E P O R T

[To accompany H.R. 4194]

[Including cost estimate of the Congressional Budget Office]

The Committee on Oversight and Government Reform, to whom was referred the bill (H.R. 4194) to provide for the elimination or modification of Federal reporting requirements, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

CONTENTS

	Page
Committee Statement and Views	1
Section-by-Section	3
Explanation of Amendments	7
Committee Consideration	7
Application of Law to the Legislative Branch	8
Statement of Oversight Findings and Recommendations of the Committee	8
Statement of General Performance Goals and Objectives	8
Duplication of Federal Programs	8
Disclosure of Directed Rule Makings	8
Federal Advisory Committee Act	8
Unfunded Mandate Statement	8
Earmark Identification	9
Committee Estimate	9
Budget Authority and Congressional Budget Office Cost Estimate	9
Changes in Existing Law Made by the Bill as Reported	10

COMMITTEE STATEMENT AND VIEWS

PURPOSE AND SUMMARY

The purpose of H.R. 4194, the *Government Reports Elimination Act of 2014*, is to prevent taxpayer dollars from being wasted on the production of unnecessary reports. The bill voted out of com-

mittee eliminates more than 100 federal agency reports that are duplicative or no longer necessary. H.R. 4194 also eliminates or modifies nine Government Accountability Office (GAO) mandates.

BACKGROUND AND NEED FOR LEGISLATION

Congress regularly enacts legislation placing reporting requirements on the Executive Branch. These agency reports can be useful resources and tools for the Congress as well as the general public. But changing technology, program requirements, and economic, domestic and foreign policy eventually render many reports that agencies supply to Congress unnecessary. The preparation of these reports can be expensive, primarily in terms of the work hours involved to produce them, but also in materials used.

The *GPRA Modernization Act of 2010* (Public Law 111–352) included a direction to each agency to assist the Office of Management and Budget (OMB) in publishing an annual list of unnecessary agency reports. In January 2013, OMB published the first such list.

It then became the job of Congress to vet this list, and determine which reports that the Administration views as unnecessary are also unnecessary in the eyes of the Legislative Branch. Chairman Issa sent a letter to the chairman of each House Committee soliciting input on OMB’s list of proposed eliminations. The Committee relied on the feedback received from the various committees of the House to winnow down the original list of eliminations proposed by OMB.

Additionally, in 2013, the General Accountability Office identified nine statutory reporting mandates it must currently comply with that are burdensome and unnecessary. H.R. 4194 eliminates five such mandates that are no longer needed, and revises the remaining four to a more appropriate scope.

LEGISLATIVE HISTORY

The most recent government-wide reports elimination legislation signed into law was the *Federal Reports Elimination Act of 1998* (Public Law 105–362), which eliminated or modified approximately 200 reports. Since then, the two chambers have attempted to address this issue, and Congress has eliminated unnecessary reporting requirements on some individual agencies in a piecemeal fashion. But no comprehensive, government-wide reports elimination legislation has been adopted since 1998.

On January 4, 2011, H.R. 2142, the *GPRA Modernization Act of 2010*, was enacted (Public Law 111–352). Section 1125 of the *GPRA Modernization Act* directs each agency to annually compile a list of all outdated, duplicative or unnecessary reports to Congress and submit that list to the Office of Management and Budget (OMB) for publication. In January 2013, OMB made public a list of reports identified by each agency as such.

On January 8, 2014, the House passed H.R. 3628, the *Transportation Reports Elimination Act of 2014*. H.R. 3628 eliminates, streamlines, and modifies several reports prepared by the U.S. Department of Transportation (DOT) and the Environmental Protection Agency (EPA). At the request of the Transportation and Infrastructure Committee, Title XVII of H.R. 4194 includes the language

found in Section 2(a) and (b)(1) of H.R. 3628, eliminating 7 DOT and EPA reports identified by the committee.

On March 11, 2014, Chairman Darrell Issa, along with Representatives Gerald Connolly (D-VA) and Rob Woodall (R-GA), introduced H.R. 4194, the *Government Reports Elimination Act of 2014*. On March 12, 2014, H.R. 4194 was considered during a full committee mark up. It was reported favorably by voice vote, without amendment.

SECTION-BY-SECTION

Section 1. Short title

This section states that the Act may be cited as the “Government Reports Elimination Act of 2014.”

Section 2. Table of contents

This section lists the table of contents.

TITLE I—DEPARTMENT OF AGRICULTURE

Section 101 would eliminate the following reports:

1. Information on Administrative Expenses on Commodity Promotion Programs
2. Unfair Trade Practices Report and the Related Meeting
3. Farmland Protection Policy Act Annual Report
4. Peanut Base Acres Data Collection and Publication
5. Other Base Acres Data Collection and Publication
6. Beginning Farmer and Rancher Individual Development Accounts Pilot Program Report
7. Rural Broadband Access Program Report
8. Report on Export Credit Guarantees to Emerging Markets
9. Commodity Credit Corporation Quarterly Report
10. Evaluation of the Rural Development, Business and Industry Guaranteed Loan Program Financing of Locally or Regionally Produced Food Products
11. Early Childhood Nutrition Education Grantee Evaluations and Report
12. United States Grain Standards Act Report
13. Listing of Areas Rural in Character
14. Notifications to Congress on Release of Names and Addresses of Producers Operating Under Marketing Agreements and Orders
15. Plant Pest and Disease Management and Disaster Prevention Action Plans Reports
16. Progress Report on New or Specialty Crop Insurance Coverage
17. Quarterly Export Assistance Reports
18. Rural Collaborative Investment Program
 - a. Secretarial Report on Regional Rural Investment Boards
 - b. Report by Regional Rural Investment Board to National Rural Investment Board and the Secretary
19. Status Report for Food for Progress Program
20. Status Report for Foreign Market Development
21. Technical Assistance for Specialty Crops Status Reports
22. Southeastern Alaska Timber Reports

TITLE II—DEPARTMENT OF COMMERCE

Section 201 would eliminate the following reports:

1. Educationally Useful Federal Equipment
2. Highly Migratory Species
3. Efforts and Progress in Becoming Designated as a Sea Grant College or Institute
4. Coordination of Oceans and Coastal Research Activities between NOAA and NSF
5. Enterprise Integration Standardization and Implementation
6. Ensuring Equal Access to Sea Grant Fellowship Program
7. TIP Activities
8. TIP Advisory Board Annual Report
9. Northwest Atlantic Fisheries Activities

TITLE III—CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

Section 301 would eliminate the following reports:

1. Reports by Other Federal Agencies to the Corporation
2. Service-Learning Impact Study

TITLE IV—DEPARTMENT OF DEFENSE

Section 401 would eliminate the following reports:

1. Amendments to National Defense Authorization Acts:
 - a. Price Trend Analysis for Supplies and Equipment Purchased by the Department of Defense
 - b. Display of Annual Budget Requirements for Air Sovereignty Alert Mission
 - c. Submission of Determination of the Secretary of Defense to Provide Protection to Certain Individuals
 - d. Annual Report on Reliability of Department of Defense Financial Statements
 - e. Annual Report on Implementation of Satellite Technology Safeguards
 - f. Economic Adjustment Committee Report
2. Amendments to Title 10:
 - a. Quarterly Submittal to Congress of Joint Readiness Reviews
 - b. Annual Report on Emergency and Extraordinary Expenses
 - c. Report on Assistance Provided to Foreign Nations to Account for Missing U.S. Personnel
 - d. Annual Report on Industrial Base Policy Guidance
 - e. Inclusion of Net Floor Area in Requests to Build Military Family Housing
 - f. Amendment to Small Business Act Commercialization Readiness Program

TITLE V—DEPARTMENT OF EDUCATION

Section 501 would eliminate the following report:

1. Impact Aid Construction Justifying Discretionary Grant Awards

TITLE VI—DEPARTMENT OF ENERGY

Section 601 would eliminate the following reports:

1. Science and Engineering Education Pilot Program
2. Study on the Benefits of Economic Dispatch
3. Geothermal Resource Potential
4. H-Prize
5. International Advanced Computing Sales
6. Industrial Energy Intensity
7. Strategic Unconventional Fuels Development Program
8. Dissemination of Certain Unclassified Information
9. Energy Efficiency Standards for Industrial Equipment

TITLE VII—ENVIRONMENTAL PROTECTION AGENCY

Section 701 would eliminate the following reports:

1. Great Lakes Management Comprehensive Report
2. Insular Areas General Assistance Program Report

TITLE VIII—EXECUTIVE OFFICE OF THE PRESIDENT

Section 801 would eliminate the following report:

1. Report Relating to Waiver of Certain Sanctions against North Korea

TITLE IX—GOVERNMENT ACCOUNTABILITY OFFICE

Section 901 would eliminate the following reports:

1. Expenditures of Local Educational Agencies
2. Use of Recovery Act Funds by States and Localities Report
3. State Small Business Credit Initiative Audit and Report
4. Small Business Lending Fund Program Audit and Report
5. Housing Assistance Council Financial Statement Audit Report

Section 902 would modify the following reports:

1. National Prevention, Health Promotion and Public Health Council, by directing only the Secretary of the Department of Health and Human Services to conduct periodic reviews.
2. Postcard Mandate, by allowing for online posting of this information instead of requiring print copies to be delivered to each Congressional office.
3. Annual Audit of the Congressional Award Foundation, by allowing for the contracting of a private auditor.
4. Annual GAO Review of Proposed HHS Recovery Threshold, by phasing out this requirement at the end of 2014.

TITLE X—DEPARTMENT OF HOMELAND SECURITY

Section 1001 would eliminate the following reports:

1. Prohibition on Importation of Products Made With Dog or Cat Fur
2. Importation of Softwood Lumber
3. Port of Entry Infrastructure Assessment Study and National Land Border Security Plan
4. Fees for Certain Customs Services
5. Coast Guard Presidential Security Expenditures
6. Modernization of the National Distress and Response System

TITLE XI—DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Section 1101 would eliminate the following reports:

1. Information Technology Spending Plan for Transformation Initiative
2. Sole Source Contracts Report
3. Section 8 Project-Based Housing Status Report

TITLE XII—DEPARTMENT OF THE INTERIOR

Section 1201 would eliminate the following reports:

1. CALFED Report
2. Office of the Special Trustee Report
3. Royalties In-Kind Report

TITLE XIII—DEPARTMENT OF LABOR

Section 1301 would eliminate the following reports:

1. Older Americans Act
2. Andean Trade Preference Act

TITLE XIV—NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Section 1401 would eliminate the following reports:

1. LANDSAT
2. Enhancement of Science and Math Programs

TITLE XV—OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE

Section 1501 would eliminate the following reports:

1. Report on Iran's Capability to Produce Nuclear Weapons
2. Report on Nuclear Aspirations of Non-State Entities, Nuclear Weapons and Related Programs in Non-Nuclear-Weapons States and Countries Not Parties to the Nuclear Non-Proliferation Treaty, and Certain Foreign Persons
3. Treaty on Conventional Armed Forces in Europe
4. Reports on Commerce With, and Assistance to, Cuba from Other Foreign Countries
5. Identification of Countries of Concern with Respect to the Diversion of Certain Goods, Services and Technologies To or Through Iran

TITLE XVI—DEPARTMENT OF STATE

Section 1601 would eliminate the following reports:

1. Report on Activities of Armed Forces of North Korea
2. Semiannual Report on Kosovo Peacekeeping
3. Report on Progress Toward Regional Non-Proliferation in South Asia
4. Report on Compliance with PLO Commitments
5. Reporting Requirements Under Sudan Peace Act
6. Report on Investigation of War Crimes in Sudan
7. Report on Tibet Negotiations

TITLE XVII—DEPARTMENT OF TRANSPORTATION

Section 1701 would eliminate the following reports:

1. Reports of the Air Traffic Services Committee
2. Annual Summaries of Airport Financial Reports
3. Annual Report on Pipeline Safety Information Grants to Communities
4. Annual Report on Pilot Program for Innovative Financing of Air Traffic Control Equipment

5. Reports on Justifications for Air Defense Identification Zones

6. Annual Report on Standards for Aircraft and Aircraft Engines to Reduce Noise Levels

Section 1702 would modify the following report:

1. Evaluation and Audit of the National Transportation Safety Board, by allowing the evaluation and audit to be conducted only when needed.

TITLE XVIII—DEPARTMENT OF THE TREASURY

Section 1801 would eliminate the following reports:

1. Annual Multilateral Development Bank Environmental Report

2. Annual Report on the North American Development Bank

3. Report on International Financial Institution Borrowers' Labor Practices

4. Report on Voting on International Financial Institutions Loan Proposals

5. National Advisory Council on International Monetary and Financial Policies Report

6. Report on New IMF Arrangements Regarding Rates and Maturities

7. Report on Policies of the International Monetary Fund

8. Report on Asian Development Bank Reforms Toward Seven Policy Goals

9. Report on Clean Technology Fund

10. Report on Significant Modifications

11. Report on Certain Policies Supported by the United States in the Multilateral Development Banks

12. Salmon Book on United States Government Foreign Credit Exposure

TITLE XIX—DEPARTMENT OF VETERANS AFFAIRS

Section 1901 would eliminate the following reports:

1. Annual Report of the Office of Research Oversight

2. Annual Report on Activities and Proposals Involving Contracting for Performance by Contractor Personnel of Work Previously Performed by Department Employees

3. Annual Report on Procurement of Health-care Items

4. Annual Report on Closures of Medical Service, Surgical Service, and Nursing Home Beds

5. Annual Report on Sharing of Health-Care Resources

6. Annual Report on Staffing of Nurses and Nurse Anesthetists at Department Facilities

7. Annual Report on Use of Authorities to Enhance Retention of Experienced Nurses

EXPLANATION OF AMENDMENTS

No amendments were offered.

COMMITTEE CONSIDERATION

On March 12, 2014, the Committee met in open session and ordered reported favorably the bill, H.R. 4194, by voice vote, a quorum being present.

APPLICATION OF LAW TO THE LEGISLATIVE BRANCH

Section 102(b)(3) of Public Law 104–1 requires a description of the application of this bill to the legislative branch where the bill relates to the terms and conditions of employment or access to public services and accommodations. This bill eliminates federal agency reports to Congress and modifies or eliminates several GAO mandates. As such this bill does not relate to employment or access to public services and accommodations. Legislative branch employees and their families, to the extent that they are otherwise eligible for the benefits provided by this legislation, have equal access to its benefits.

STATEMENT OF OVERSIGHT FINDINGS AND RECOMMENDATIONS OF
THE COMMITTEE

In compliance with clause 3(c)(1) of rule XIII and clause (2)(b)(1) of rule X of the Rules of the House of Representatives, the Committee's oversight findings and recommendations are reflected in the descriptive portions of this report.

STATEMENT OF GENERAL PERFORMANCE GOALS AND OBJECTIVES

In accordance with clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the Committee's performance goals and objectives are reflected in the descriptive portions of this report.

DUPLICATION OF FEDERAL PROGRAMS

No provision of H.R. 4194 establishes or reauthorizes a program of the Federal Government known to be duplicative of another Federal program, a program that was included in any report from the Government Accountability Office to Congress pursuant to section 21 of Public Law 111–139, or a program related to a program identified in the most recent Catalog of Federal Domestic Assistance.

DISCLOSURE OF DIRECTED RULE MAKINGS

The Committee estimates that enacting H.R. 4194 does not direct the completion of any specific rule makings within the meaning of 5 U.S.C. 551.

FEDERAL ADVISORY COMMITTEE ACT

The Committee finds that the legislation does not establish or authorize the establishment of an advisory committee within the definition of 5 U.S.C. App., Section 5(b).

UNFUNDED MANDATE STATEMENT

Section 423 of the Congressional Budget and Impoundment Control Act (as amended by Section 101(a)(2) of the Unfunded Mandate Reform Act, P.L. 104–4) requires a statement as to whether the provisions of the reported include unfunded mandates. In compliance with this requirement the Committee has received a letter from the Congressional Budget Office included herein.

EARMARK IDENTIFICATION

H.R. 4194 does not include any congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9 of rule XXI.

COMMITTEE ESTIMATE

Clause 3(d)(2) of rule XIII of the Rules of the House of Representatives requires an estimate and a comparison by the Committee of the costs that would be incurred in carrying out H.R. 4194. However, clause 3(d)(3)(B) of that rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act.

BUDGET AUTHORITY AND CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

With respect to the requirements of clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974 and with respect to requirements of clause (3)(c)(3) of rule XIII of the Rules of the House of Representatives and section 402 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for H.R. 4194 from the Director of Congressional Budget Office:

APRIL 24, 2014.

Hon. DARRELL ISSA,
*Chairman, Committee on Oversight and Government Reform,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 4194, the Government Reports Elimination Act of 2014.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Matthew Pickford.

Sincerely,

DOUGLAS W. ELMENDORF.

Enclosure.

H.R. 4194—Government Reports Elimination Act of 2014

H.R. 4194 would eliminate requirements for 18 federal entities to prepare specific reports for the Congress. Based on information from the Office of Management and Budget and some affected agencies, CBO estimates that implementing the bill would reduce costs that are subject to appropriation by about \$1 million over the next five years. Enacting H.R. 4194 would not affect direct spending or revenues; therefore, pay-as-you-go procedures do not apply.

H.R. 4194 would eliminate the requirement to prepare 85 reports that are produced by numerous federal agencies, including: the Departments of Agriculture, Commerce, Defense, Education, Energy, Homeland Security, Housing and Urban Development, Interior, Labor, State, Transportation, Treasury, and Veterans Affairs, and the Corporation for National and Community Service, the Environmental Protection Agency, the Executive Office of the President, the Government Accountability Office, and the Office of the Direc-

tor of National Intelligence. By reducing the number of reports that must be prepared and printed, implementing H.R. 4194 would reduce the administrative costs of those agencies.

The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local or tribal governments.

The CBO staff contact for this estimate is Matthew Pickford. The estimate was approved by Theresa Gullo, Deputy Assistant Director for Budget Analysis.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

FEDERAL AGRICULTURE IMPROVEMENT AND REFORM ACT OF 1996

* * * * *

TITLE V—AGRICULTURAL PROMOTION

Subtitle A—Commodity Promotion and Evaluation

SEC. 501. COMMODITY PROMOTION AND EVALUATION.

(a) * * *

* * * * *

[(d) ADMINISTRATIVE COSTS.—The Secretary shall annually provide to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate information on administrative expenses on programs established under commodity promotion laws.]

[(e) (d) EXEMPTION OF CERTIFIED ORGANIC PRODUCTS FROM ASSESSMENTS.—

(1) * * *

* * * * *

ACT OF AUGUST 28, 1954

TITLE I—SET ASIDE OF AGRICULTURAL COMMODITIES

* * * * *

[SEC. 108. ANNUAL REPORTS BY AGRICULTURAL ATTACHES.

[(a) IN GENERAL.—The Secretary shall require appropriate officers and employees of the Department of Agriculture, including those stationed in foreign countries, to prepare and submit annually to the Secretary detailed reports that—

[(1) document the nature and extent of—

[(A) programs in such countries that provide direct or indirect government support for the export of agricultural commodities and the products thereof;

[(B) other trade practices that may impede the entry of United States agricultural commodities and the products thereof into such countries; and

[(C) where practicable, the average prices and costs of production in such countries for like commodities exported from the United States to such countries; and

[(2) identify opportunities for the export of United States agricultural commodities and the products thereof to such countries.

[(b) DUTIES.—The Secretary shall—

[(1) annually compile the information contained in reports prepared under subsection (a)—

[(A) on a country by country basis; and

[(B) on a commodity by commodity basis for exports of United States agricultural commodities, as determined appropriate by the Secretary, the export of which is hampered by an unfair trade practice. Where practicable, the report shall include a comparison of the average prices and costs of production for such commodities in the United States and in the importing countries for the previous crop year;

[(2) in consultation with the agricultural technical advisory committees established under section 135(c) of the Trade Act of 1974 (19 U.S.C. 2155(c)), include in the compilation a priority ranking of those trade barriers identified in subsection (a) by commodity group;

[(3) include in the compilation a list of actions undertaken to reduce or eliminate such trade barriers; and

[(4) not later than January 15 of each year, make the compilation available to Congress, the agricultural policy advisory committee, and other interested parties.

[(c) MEETING.—The Secretary and the United States Trade Representative shall convene a meeting, at least once each year, of the Agricultural Policy Advisory Committee and the agricultural technical advisory committees to develop specific recommendations for actions to be taken by the Federal Government and private industry to—

[(1) reduce or eliminate trade barriers or distortions identified in the annual reports required to be submitted under subsections (a) and (b); and

[(2) expand United States agricultural export opportunities identified in such annual reports.]

* * * * *

AGRICULTURE AND FOOD ACT OF 1981

* * * * *

TITLE XV—RESOURCE CONSERVATION

* * * * *

Subtitle I—Farmland Protection Policy Act

* * * * *

REPORT

SEC. 1546. On January 1, 1987, and at the beginning of each subsequent calendar year, the Secretary of Agriculture shall report to the Committee on Agriculture, Nutrition, and Forestry of the Senate and the Committee on Agriculture of the House of Representatives on the progress made in implementing the provisions of this subtitle. Such report shall include information on—

(1) the effects, if any, of Federal programs, authorities, and administrative activities with respect to the protection of United States farmland; and

(2) the results of the reviews of existing policies and procedures required under section 1542(a) of this subtitle.

* * * * *

FOOD, CONSERVATION, AND ENERGY ACT OF 2008

* * * * *

TITLE I—COMMODITY PROGRAMS

* * * * *

Subtitle A—Direct Payments and Counter-Cyclical Payments

SEC. 1101. BASE ACRES.

(a) * * *

* * * * *

(d) TREATMENT OF FARMS WITH LIMITED BASE ACRES.—

(1) * * *

* * * * *

(3) DATA COLLECTION AND PUBLICATION.—The Secretary shall—

(A) collect and publish segregated data and survey information about the farm profiles, utilization of land, and crop production; and

(B) perform an evaluation on the supply and price of fruits and vegetables based on the effects of suspension of base acres under this section.

* * * * *

Subtitle C—Peanuts

* * * * *

SEC. 1302. BASE ACRES FOR PEANUTS FOR A FARM.

(a) * * *

* * * * *

(d) TREATMENT OF FARMS WITH LIMITED BASE ACRES.—

(1) * * *

* * * * *

[(3) DATA COLLECTION AND PUBLICATION.—The Secretary shall—

[(A) collect and publish segregated data and survey information about the farm profiles, utilization of land, and crop production; and

[(B) perform an evaluation on the supply and price of fruits and vegetables based on the effects of suspension of base acres under this section.]

* * * * *

TITLE VI—RURAL DEVELOPMENT

* * * * *

Subtitle A—Consolidated Farm and Rural Development Act

* * * * *

SEC. 6018. DEFINITIONS.

[(a) RURAL AREA.—]Section 343(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1991(a)) is amended by striking paragraph (13) and inserting the following:

“(13) RURAL AND RURAL AREA.

“(A) * * *

[(b) REPORT.—Not later than 2 years after the date of enactment of this Act, the Secretary shall prepare and submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that—

[(1) assesses the various definitions of the term “rural” and “rural area” that are used with respect to programs administered by the Secretary;

[(2) describes the effects that the variations in those definitions have on those programs;

[(3) make recommendations for ways to better target funds provided through rural development programs; and

[(4) determines the effect of the amendment made by subsection (a) on the level of rural development funding and participation in those programs in each State.]

* * * * *

Subtitle D—Housing Assistance Council

* * * * *

SEC. 6303. AUDITS AND REPORTS.

(a) AUDIT.—
(1) * * *

* * * * *
[(3) REPORT TO CONGRESS.—The Comptroller General shall submit to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representative a report detailing each audit completed under paragraph (1).]

* * * * *

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

* * * * *

TITLE III—AGRICULTURAL CREDIT

* * * * *

SUBTITLE A—REAL ESTATE LOANS

* * * * *

SEC. 310B. ASSISTANCE FOR RURAL ENTITIES.

(a) * * *

* * * * *

(g) BUSINESS AND INDUSTRY DIRECT AND GUARANTEED LOANS.—
(1) * * *

* * * * *

(9) LOCALLY OR REGIONALLY PRODUCED AGRICULTURAL FOOD PRODUCTS.—

(A) * * *

(B) LOAN AND LOAN GUARANTEE PROGRAM.—

(i) * * *

* * * * *

[(iv) REPORTS.—Not later than 2 years after the date of enactment of this paragraph and annually thereafter, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that describes projects carried out using loans or loan guarantees made under clause (i), including—

[(I) the characteristics of the communities served; and

[(II) resulting benefits.]

[(v)] (iv) RESERVATION OF FUNDS.—

(I) * * *

* * * * *

SUBTITLE D—ADMINISTRATIVE PROVISIONS

* * * * *

SEC. 333B. BEGINNING FARMER AND RANCHER INDIVIDUAL DEVELOPMENT ACCOUNTS PILOT PROGRAM.

(a) * * *

* * * * *

[(e) REPORTS.—

[(1) ANNUAL PROGRESS REPORTS.—

[(A) IN GENERAL.—Not later than 60 days after the end of the calendar year in which the Secretary authorizes a qualified entity to carry out a demonstration program under this section, and annually thereafter until the conclusion of the demonstration program, the qualified entity shall prepare an annual report that includes, for the period covered by the report—

[(i) an evaluation of the progress of the demonstration program;

[(ii) information about the demonstration program, including the eligible participants and the individual development accounts that have been established; and

[(iii) such other information as the Secretary may require.

[(B) SUBMISSION OF REPORTS.—A qualified entity shall submit each report required under subparagraph (A) to the Secretary.

[(2) REPORTS BY THE SECRETARY.—Not later than 1 year after the date on which all demonstration programs under this section are concluded, the Secretary shall submit to Congress a final report that describes the results and findings of all reports and evaluations carried out under this section.]

[(f)] (e) ANNUAL REVIEW.—The Secretary may conduct an annual review of the financial records of a qualified entity—

(1) * * *

* * * * *

[(g)] (f) REGULATIONS.—In carrying out this section, the Secretary may promulgate regulations to ensure that the program includes provisions for—

(1) * * *

* * * * *

[(h)] (g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$5,000,000 for each of fiscal years 2008 through 2012.

* * * * *

Subtitle I—Rural Collaborative Investment Program

* * * * *

SEC. 385C. ESTABLISHMENT AND ADMINISTRATION OF RURAL COLLABORATIVE INVESTMENT PROGRAM.

(a) * * *

(b) DUTIES OF SECRETARY.—In carrying out this subtitle, the Secretary shall—

(1) * * *

* * * * *

(7) provide analytic and programmatic support for regional rural competitiveness through the National Institute, including—

(A) * * *

(B) support for best practices development by the regional investment boards; *and*

(C) programs to support the development of appropriate governance and leadership skills in the region; and

[(D) a review and evaluation of the performance of the Regional Boards (including progress in achieving benchmarks established in a regional investment strategy) in an annual report submitted to—

[(i) the Committee on Agriculture of the House of Representatives; and

[(ii) the Committee on Agriculture, Nutrition, and Forestry of the Senate.]

* * * * *

SEC. 385D. REGIONAL RURAL INVESTMENT BOARDS.

(a) IN GENERAL.—A Regional Rural Investment Board shall be a multijurisdictional and multisectoral group that—

(1) * * *

* * * * *

(7) has organizational documents that demonstrate that the Regional Board will—

(A) * * *

* * * * *

(C) implement the approved regional investment strategy; *and*

[(D) provide annual reports to the Secretary and the National Board on progress made in achieving the benchmarks of the regional investment strategy, including an annual financial statement; and]

[(E)] (D) select a non-Federal organization (such as a regional development organization) in the local area served by the Regional Board that has previous experience in the management of Federal funds to serve as fiscal manager of any funds of the Regional Board.

* * * * *

RURAL ELECTRIFICATION ACT OF 1936

* * * * *

TITLE VI—RURAL BROADBAND ACCESS

SEC. 601. ACCESS TO BROADBAND TELECOMMUNICATIONS SERVICES IN RURAL AREAS.

(a) * * *

* * * * *

(d) ELIGIBILITY.—

(1) ELIGIBLE ENTITIES.—

(A) * * *

(B) LIMITATION.—An eligible entity that provides telecommunications or broadband service to at least 20 percent of the households in the United States may not receive an amount of funds under this section for a fiscal year in excess of 15 percent of the funds authorized and appropriated under subsection [(k)] (j) for the fiscal year.

* * * * *

[(j)] REPORTS.—Not later than 1 year after the date of enactment of the Food, Conservation, and Energy Act of 2008, and annually thereafter, the Administrator shall submit to Congress a report that describes the extent of participation in the loan and loan guarantee program under this section for the preceding fiscal year, including a description of —

[(1)] the number of loans applied for and provided under this section;

[(2)(A)] the communities proposed to be served in each loan application submitted for the fiscal year; and

[(B)] the communities served by projects funded by loans and loan guarantees provided under this section;

[(3)] the period of time required to approve each loan application under this section;

[(4)] any outreach activities carried out by the Secretary to encourage entities in rural areas without broadband service to submit applications under this section;

[(5)] the method by which the Secretary determines that a service enables a subscriber to originate and receive high-quality voice, data, graphics, and video for purposes of subsection (b)(1); and

[(6)] each broadband service, including the type and speed of broadband service, for which assistance was sought, and each broadband service for which assistance was provided, under this section.]

[(k)] (j) FUNDING.—

(1) * * *

* * * * *

[(1)] (k) TERMINATION OF AUTHORITY.—No loan or loan guarantee may be made under this section after September 30, 2012.

* * * * *

FOOD, AGRICULTURE, CONSERVATION, AND TRADE ACT OF 1990

* * * * *

TITLE XV—AGRICULTURAL TRADE

* * * * *

SEC. 1542. PROMOTION OF AGRICULTURAL EXPORTS TO EMERGING MARKETS.

(a) * * *

* * * * *

(e) FOREIGN DEBT BURDENS.—

【(1) EFFECT OF CREDITS.—】 In carrying out the program described in subsection (a), the Secretary of Agriculture shall ensure that the credits for which repayment is guaranteed under subsection (a) do not negatively affect the political and economic situation in emerging markets by excessively adding to the foreign debt burdens of such countries.

【(2) CONSULTATION AND REPORT.—】 Subject to section 217 of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6917), not later than 6 months after the effective date of this title, and not later than the end of each 6-month period occurring thereafter, the Secretary of Agriculture, in consultation with other appropriate Federal departments, shall prepare and transmit to the Committee on Foreign Affairs and the Committee on Agriculture of the House of Representatives, and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report to assist the Congress in assessing the extent to which credits for which repayment is guaranteed under subsection (a) meet the requirements of subparagraph (A). The report shall include—

【(A) the amount and allocation, by country, of credit guarantees issued under subsection (a);

【(B) the aggregate foreign debt burdens of countries receiving commodities or facilities under such credit guarantees, expressed in terms of debt on account of agricultural commodities or products thereof, or facilities for which guarantees may be made under subsection (a)(1)(B), and all other debt;

【(C) the activities of creditor governments and private creditors to reschedule or reduce payments due on existing debt owed to such creditors by a country in cases where such country has been unable to fully meet its debt obligations; and

【(D) an analysis of—

【(i) the economic effects of the foreign debt burden of each recipient country, and in particular the economic effects on each recipient country of the credits for which repayment is guaranteed under subsection (a); and

【(ii) the relationship between any negative economic effects on any recipient country caused by its overall foreign debt burden and debt incurred under subsection (a) and such country’s political stability.】

* * * * *



COMMODITY CREDIT CORPORATION CHARTER ACT

* * * * *

SEC. 13. RECORDS; ANNUAL REPORT.—The Corporation shall at all times maintain complete and accurate books of account and shall file annually with the Secretary of Agriculture a complete report as to the business of the Corporation, a copy of which shall be forwarded by the Secretary of Agriculture to the President for transmission to the Congress. **【In addition to the annual report, the Corporation shall submit to Congress on a quarterly basis an itemized report of all expenditures over \$10,000 made under section 5 or 11 during the period covered by the report, including expenditures in the form of allotments or fund transfers to other agencies and departments of the Federal Government.】**

* * * * *

CHILD NUTRITION AND WIC REAUTHORIZATION ACT OF 2004

* * * * *

TITLE I—AMENDMENTS TO RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT

* * * * *

SEC. 119. CHILD AND ADULT CARE FOOD PROGRAM.

(a) * * *

* * * * *

(j) **EARLY CHILD NUTRITION EDUCATION.—**

(1) * * *

* * * * *

【(4) EVALUATION.—Each grant recipient shall identify an institution of higher education to conduct an independent evaluation of the effectiveness of the grant.

【(5) REPORT.—The Secretary shall submit to the Committee on Education and the Workforce of the House of Representatives, and the Committee on Agriculture, Nutrition, and Forestry and the Committee on Health, Education, Labor, and Pensions, of the Senate a report that includes—

【(A) the evaluation completed by the institution of higher education under paragraph (4);

【(B) the effectiveness of lay health educators in reducing childhood obesity; and

【(C) any recommendations of the Secretary concerning the grants.】

* * * * *

UNITED STATES GRAIN STANDARDS ACT

* * * * *

[REPORTING REQUIREMENTS

[SEC. 17B. (a) On December 1 of each year, the Secretary shall submit a report to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate regarding the effectiveness of the official inspection and weighing system under this Act for the prior fiscal year, with recommendations for any legislative changes necessary to accomplish the objectives stated in section 2 of this Act.

[(b) The Secretary shall notify the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate (1) of any complaint regarding faulty grain delivery made to the Department of Agriculture by a foreign purchaser of United States grain, within thirty days after a determination by the Secretary that there is reasonable cause to believe that the grain delivery was in fact faulty, and (2) notwithstanding the provisions of section 812 of the Agricultural Act of 1970, as added by the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c-3), within thirty days after receipt by the Secretary or the Secretary of notice of the cancellation of any contract for the export of more than one hundred thousand metric tons of grain.

[(c) On December 1 of each year, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a summary of all other complaints received by the Department of Agriculture during the prior fiscal year from foreign purchasers and prospective purchasers of United States grain and other foreign purchasers interested in the trade of grain, and the resolution thereof: *Provided*, That the summary shall not include a complaint unless reasonable cause exists to believe that the complaint is valid, as determined by the Secretary.]

* * * * *

AGRICULTURAL ADJUSTMENT ACT

TITLE I—AGRICULTURAL ADJUSTMENT

* * * * *

PART 2—COMMODITY BENEFITS

* * * * *

SEC. 8d. (1) * * *

(2) Notwithstanding the provisions of section 7, all information furnished to or acquired by the Secretary of Agriculture pursuant to this section, as well as information for marketing order programs that is categorized as trade secrets and commercial or financial information exempt under section 552(b)(4) of title 5 of the United States Code from disclosure under section 552 of such title, shall be kept confidential by all officers and employees of the Department of Agriculture and only such information so furnished or

acquired as the Secretary deems relevant shall be disclosed by them, and then only in a suit or administrative hearing brought at the direction, or upon the request, of the Secretary of Agriculture, or to which he or any officer of the United States is a party, and involving the marketing agreement or order with reference to which the information so to be disclosed was furnished or acquired. Notwithstanding the preceding sentence, any such information relating to a marketing agreement or order applicable to milk may be released upon the authorization of any regulated milk handler to whom such information pertains. [The Secretary shall notify the Committee on Agriculture, Nutrition, and Forestry of the Senate and the Committee on Agriculture of the House of Representatives not later than 10 legislative days before the contemplated release under law, of the names and addresses of producers participating in such marketing agreements and orders, and shall include in such notice a statement of reasons relied upon by the Secretary in making the determination to release such names and addresses.] Nothing in this section shall be deemed to prohibit (A) the issuance of general statements based upon the reports of a number of parties to a marketing agreement or of handlers subject to an order, which statements do not identify the information furnished by any person, or (B) the publication by direction of the Secretary, of the name of any person violating any marketing agreement or any order, together with a statement of the particular provisions of the marketing agreement or order violated by such person. Any such officer or employee violating the provisions of this section shall upon conviction be subject to a fine of not more than \$1,000 or to imprisonment for not more than one year, or to both, and shall be removed from office.

* * * * *

SECTION 420 OF THE PLANT PROTECT ACT

SEC. 420. PLANT PEST AND DISEASE MANAGEMENT AND DISASTER PREVENTION

(a) * * *

* * * * *

(c) THREAT IDENTIFICATION AND MITIGATION PROGRAM —

(1) * * *

* * * * *

[(3) REPORTS.—Not later than 1 year after the date of enactment of this paragraph, and annually thereafter, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report on the action plans described in paragraph (2), including an accounting of funds expended on the action plans.]

* * * * *

AGRICULTURAL ADJUSTMENT ACT OF 1938

* * * * *

TITLE V—CROP INSURANCE

Subtitle A—Federal Crop Insurance Act

* * * * *

SEC. 508. CROP INSURANCE.(a) **AUTHORITY TO OFFER INSURANCE.—**

(1) * * *

* * * * *

(6) **ADDITION OF NEW AND SPECIALTY CROPS.—**

(A) * * *

[(B)] *(B)* **ADDITION OF NEW CROPS.—**Not later than 1 year after the date of enactment of this paragraph, and annually thereafter, the Corporation shall report to Congress on the progress and expected timetable for expanding crop insurance coverage under this subtitle to new and specialty crops.]

[(C)] *(B)* **ADDITION OF DIRECT SALE PERISHABLE CROPS.—**Not later than 1 year after the date of enactment of this paragraph, the Corporation shall report to Congress on the feasibility of offering a crop insurance program designed to meet the needs of specialized producers of vegetables and other perishable crops who market through direct marketing channels.

[(D)] *(C)* **ADDITION OF NURSERY CROPS.—**Not later than 2 years after the date of enactment of this subparagraph, the Corporation shall conduct a study and limited pilot program on the feasibility of insuring nursery crops.

* * * * *

AGRICULTURAL TRADE ACT OF 1978

* * * * *

TITLE VI—REPORTS

* * * * *

[SEC. 603. OTHER REPORTS TO CONGRESS.

[Subject to section 217 of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6917), the Secretary shall, on a quarterly basis, prepare and submit to the Committee on Agriculture and the Committee on Foreign Affairs of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report specifying the cumulative amount of export assistance provided by the Commodity Credit Corporation and the Secretary under the programs provided under this Act, the Commodity Credit Corporation Charter Act, and under the Food for Peace Act during the current fiscal year. Such information may be provided in individual reports or in a consolidated report.]

TITLE VII—FOREIGN MARKET DEVELOPMENT COOPERATOR PROGRAM

* * * * *

SEC. 702. FOREIGN MARKET DEVELOPMENT COOPERATOR PROGRAM.

(a) * * *

* * * * *

[(c) REPORT TO CONGRESS.—The Secretary shall annually submit to the Committee on Agriculture and the Committee on Foreign Affairs of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report on activities under this section describing the amount of funding provided, the types of programs funded, the value-added products that have been targeted, and the foreign markets for those products that have been developed.]

* * * * *

SECTION 1110 OF THE FOOD FOR PROGRESS ACT OF 1985

SEC. 1110. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS.

(a) * * *

* * * * *

(j) MULTICOUNTRY OR MULTIYEAR BASIS.—

(1) * * *

* * * * *

[(3) REPORT.—Not later than December 1 of each fiscal year, the President shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a list of programs, countries, and eligible commodities, and the total amount of funds for transportation and administrative costs, approved to date for the fiscal year under this section.]

* * * * *

FARM SECURITY AND RURAL INVESTMENT ACT OF 2002

* * * * *

TITLE III—TRADE

* * * * *

SEC. 3205. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS.

(a) * * *

* * * * *

[(d) ANNUAL REPORT.—Not later than 180 days after the date of enactment of the Food, Conservation, and Energy Act of 2008 and annually thereafter, the Secretary shall submit to the appropriate

committees of Congress a report that contains, for the period covered by the report, a description of each factor that affects the export of specialty crops, including each factor relating to any—

- [(1) significant sanitary or phytosanitary issue; or
- [(2) trade barrier.]

[(e)] (d) FUNDING.—

(1) * * *

* * * * *

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

* * * * *

TITLE VII—NATIONAL WILDERNESS PRESERVATION SYSTEM

* * * * *

[REPORTS

【SEC. 706. (a) The Secretary is directed to monitor timber supply and demand in southeastern Alaska and report annually thereon to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives.

【(b) Within five years from the date of enactment of this Act and every two years thereafter, the Secretary shall review and report to Congress on the status of the Tongass National Forest in southeastern Alaska. This report shall include, but not be limited to, (1) the timber harvest levels in the forest since the enactment of this Act; (2) the impact of wilderness designation on the timber, fishing, and tourism industry in southeast Alaska; (3) measures instituted by the Forest Service to protect fish and wildlife in the forest; and (4) the status of the small business set aside program in the Tongass Forest, and (5) the impact of timber management on subsistence resources, wildlife, and fisheries habitats..

【(c) The study required by this section shall be conducted in cooperation and consultation with the State, affected Native Corporations, the southeast Alaska timber industry, the Southeast Alaska Conservation Council, the southeast Alaska commercial fishing industry, and the Alaska Land Use Council..】

* * * * *

SECTION 6 OF THE TECHNOLOGY ADMINISTRATION ACT OF 1998

SEC. 6 ENHANCEMENT OF SCIENCE AND MATHEMATICS PROGRAMS.

(a) * * *

(b) SENSE OF THE CONGRESS.—

(1) * * *

[(2) REPORTS.—

[(A) IN GENERAL.—Not later than 1 year after the date of the enactment of this Act, and annually thereafter, the

Director of the National Institute of Standards and Technology shall prepare and submit to the President a report. The President shall submit the report to Congress at the same time as the President submits a budget request to Congress under section 1105(a) of title 31, United States Code.

[(B) CONTENTS OF REPORT.—The report prepared by the Director under this paragraph shall describe any donations of educationally useful Federal equipment to schools made during the period covered by the report.]

* * * * *

SECTION 11 OF THE ATLANTIC TUNAS CONVENTION ACT OF 1975

[ANNUAL REPORT

[SEC. 11. Not later than April 1, 1996, and annually thereafter, the Secretary shall prepare and transmit to the Committee on Resources of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report, that—

[(1) details for the previous 10-year period the catches and exports to the United States of highly migratory species (including tunas, swordfish, marlin and sharks) from Nations fishing on Atlantic stocks of such species that are subject to management by the Commission;

[(2) identifies those fishing Nations whose harvests are inconsistent with conservation and management recommendations of the Commission;

[(3) describes reporting requirements established by the Secretary to ensure that imported fish products are in compliance with all international management measures, including minimum size requirements, established by the Commission and other international fishery organizations to which the United States is a party; and

[(4) describes actions taken by the Secretary under section 6.]

NATIONAL SEA GRANT PROGRAM ACT

* * * * *

SEC. 207 SEA GRANT COLLEGES AND SEA GRANT REGIONAL CONSORTIA.

(a) * * *

* * * * *

[(e) ANNUAL REPORT ON PROGRESS.—

[(1) REPORT REQUIREMENT.—The Secretary shall report annually to the Committee on Resources and the Committee on Science of the House of Representatives, and to the Committee on Commerce, Science, and Transportation of the Senate, on efforts and progress made by colleges, universities, institutions, associations, and alliances to become designated under this

section as sea grant colleges or sea grant institutes, including efforts and progress made by sea grant institutes in being designated as sea grant colleges.

[(2) TERRITORIES AND FREELY ASSOCIATED STATES.—The report shall include description of—

[(A) efforts made by colleges, universities, associations, institutions, and alliances in United States territories and freely associated States to develop the expertise necessary to be designated as a sea grant institute or sea grant college;

[(B) the administrative, technical, and financial assistance provided by the Secretary to those entities seeking to be designated; and

[(C) the additional actions or activities necessary for those entities to meet the qualifications for such designation under subsection (a)(1).]

SEC. 208. SEA GRANT FELLOWSHIPS.

(a) IN GENERAL.— To carry out the educational and training objectives of this subchapter, the Secretary shall support a program of fellowships for qualified individuals at the graduate and post-graduate level. The fellowships shall be related to ocean, coastal, and Great Lakes resources and awarded pursuant to guidelines established by the Secretary. [The Secretary shall strive to ensure equal access for minority and economically disadvantaged students to the program carried out under this subsection. Every 2 years, the Secretary shall submit a report to the Congress describing the efforts by the Secretary to ensure equal access for minority and economically disadvantaged students to the program carried out under this subsection, and the results of such efforts.]

* * * * *

**SECTION 9 OF THE NATIONAL SEA GRANT PROGRAM
ACT AMENDMENTS OF 2002**

[SEC. 9 COORDINATION.

[Not later than February 15 of each year, the Under Secretary of Commerce for Oceans and Atmosphere and the Director of the National Science Foundation shall jointly submit to the Committees on Resources and Science of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on how the oceans and coastal research activities of the National Oceanic and Atmospheric Administration, including the Coastal Ocean Program and the National Sea Grant College Program, and of the National Science Foundation will be coordinated during the fiscal year following the fiscal year in which the report is submitted. The report shall describe in detail any overlapping ocean and coastal research interests between the agencies and specify how such research interests will be pursued by the programs in a complementary manner.]

SECTION 3 OF THE ENTERPRISE INTEGRATION ACT OF 2001

SEC. 3 ENTERPRISE INTEGRATION INITIATIVE.

(a) * * *

* * * * *

[(c) **REPORTS.**—Within 180 days after the date of the enactment of this Act, and annually thereafter, the Director shall submit to the Committee on Science of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the National Institute of Standards and Technology’s activities under subsection (b).]

* * * * *

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY ACT

* * * * *

SEC. 28. TECHNOLOGY INNOVATION PROGRAM.

(a) * * *

* * * * *

[(g) **ANNUAL REPORT.**—The Director shall submit annually to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Science and Technology of the House of Representatives a report describing the Technology Innovation Program’s activities, including a description of the metrics upon which award funding decisions were made in the previous fiscal year, any proposed changes to those metrics, metrics for evaluating the success of ongoing and completed awards, and an evaluation of ongoing and completed awards. The first annual report shall include best practices for management of programs to stimulate high-risk, high-reward research.]

* * * * *

(k) **TIP ADVISORY BOARD.**—

(1) * * *

* * * * *

[(5) **ANNUAL REPORT.**—The TIP Advisory Board shall transmit an annual report to the Secretary for transmittal to the Congress not later than 30 days after the submission to Congress of the President’s annual budget request in each year. Such report shall address the status of the Technology Innovation Program and comment on the relevant sections of the programmatic planning document and updates thereto transmitted to Congress by the Director under subsections (c) and (d) of section 23.]

* * * * *

**NORTHWEST ATLANTIC FISHERIES CONVENTION ACT
OF 1995**

* * * * *

**TITLE II—IMPLEMENTATION OF CONVENTION ON FUTURE
MULTILATERAL COOPERATION IN THE NORTHWEST AT-
LANTIC FISHERIES**

* * * * *

[SEC. 212. ANNUAL REPORT.

**[The Secretary shall annually report to the Congress on the ac-
tivities of the Fisheries Commission, the General Council, the Sci-
entific Council, and the consultative committee established under
section 208.]**

* * * * *

NATIONAL AND COMMUNITY SERVICE ACT OF 1990

* * * * *

**TITLE I—NATIONAL AND COMMUNITY
SERVICE STATE GRANT PROGRAM**

* * * * *

**Subtitle B—School-Based and Community-
Based Service-Learning Programs**

* * * * *

[PART IV—SERVICE-LEARNING IMPACT STUDY

[SEC. 120. STUDY AND REPORT.

[(a) STUDY.—

**[(1) IN GENERAL.—From the sums reserved under section
501(a)(1)(B) for this section, the Corporation shall enter into a
contract with an entity that is not otherwise a recipient of fi-
nancial assistance under this subtitle, to conduct a 10-year lon-
gitudinal study on the impact of the activities carried out
under this subtitle.**

**[(2) CONTENTS.—In conducting the study, the entity shall
consider the impact of service-learning activities carried out
under this subtitle on students participating in such activities,
including in particular examining the degree to which the ac-
tivities—**

[(A) improved student academic achievement;

[(B) improved student engagement;

**[(C) improved graduation rates, as defined in section
1111(b)(2)(C)(vi) of the Elementary and Secondary Edu-
cation Act of 1965 (20 U.S.C. 6311(b)(2)(C)(vi)) and as**

clarified in applicable regulations promulgated by the Department of Education; and

[(D) improved the degree to which the participants in the activities engaged in subsequent national service, volunteering, or other service activities, or pursued careers in public service, in the nonprofit sector or government.

[(3) ANALYSIS.—In carrying out such study, the entity shall examine the impact of the service-learning activities on the 4 factors described in subparagraphs (A) through (D) of paragraph (2), analyzed in terms of how much time participants were engaged in service-learning activities.

[(4) BEST PRACTICES.—The entity shall collect information on best practices concerning using service-learning activities to improve the 4 factors.

[(b) INTERIM REPORTS.—The entity shall periodically submit reports to the Corporation containing the interim results of the study and the information on best practices. The Corporation shall submit such reports to the authorizing committees.

[(c) FINAL REPORT.—The entity shall submit a report to the Corporation containing the results of the study and the information on best practices. The Corporation shall submit such report to the authorizing committees, and shall make such report available to the public on the Corporation’s website.

[(d) CONSULTATION AND DISSEMINATION.—On receiving the report described in subsection (c), the Corporation shall consult with the Secretary of Education to review the results of the study, and to identify best practices concerning using service-learning activities to improve the 4 factors described in subparagraphs (A) through (D) of subsection (a)(2). The Corporation shall disseminate information on the identified best practices.]

* * * * *

Subtitle F—Administrative Provisions

* * * * *

SEC. 182. PARTNERSHIPS WITH SCHOOLS.

(a) * * *

[(b) REPORT.—

[(1) FEDERAL AGENCY SUBMISSION.—The head of each Federal agency and department shall prepare and submit to the Corporation a report concerning the implementation of this section, including an evaluation of the agency or department’s performance on performance goals and benchmarks for each partnership program of the agency or department.

[(2) REPORT TO CONGRESS.—The Corporation shall prepare and submit to the authorizing committees a compilation of the information received under paragraph (1).]

* * * * *

IKE SKELTON NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2011

* * * * *

**DIVISION A—DEPARTMENT OF
DEFENSE AUTHORIZATIONS**

* * * * *

**TITLE VIII—ACQUISITION POLICY, AC-
QUISITION MANAGEMENT, AND RE-
LATED MATTERS**

* * * * *

Subtitle F—Improve Acquisition Act

* * * * *

PART IV—INDUSTRIAL BASE

* * * * *

**[SEC. 892. PRICE TREND ANALYSIS FOR SUPPLIES AND EQUIPMENT
PURCHASED BY THE DEPARTMENT OF DEFENSE.**

[(a) PRICE TREND ANALYSIS PROCEDURES.—

[(1) IN GENERAL.—The Secretary of Defense shall develop and implement procedures that, to the maximum extent practicable, provide for the collection and analysis of information on price trends for covered supplies and equipment purchased by the Department of Defense. The procedures shall include an automated process for identifying categories of covered supplies and equipment described in paragraph (2) that have experienced significant escalation in prices.

[(2) CATEGORY OF COVERED SUPPLIES AND EQUIPMENT.—A category of covered supplies and equipment referred to in paragraph (1) consists of covered supplies and equipment that have the same National Stock Number, are in a single Federal Supply Group or Federal Supply Class, are provided by a single contractor, or are otherwise logically grouped for the purpose of analyzing information on price trends.

[(3) REQUIREMENT TO EXAMINE CAUSES OF ESCALATION.—An analysis conducted pursuant to paragraph (1) shall include, for any category in which significant escalation in prices is identified, a more detailed examination of the causes of escalation for such prices within the category and whether such price escalation is consistent across the Department of Defense.

[(4) REQUIREMENT TO ADDRESS UNJUSTIFIED ESCALATION.—The head of a Defense Agency or the Secretary of a military department shall take appropriate action to address any unjustified escalation in prices being paid for items procured by that agency or military department as identified in an analysis conducted pursuant to paragraph (1).

[(b) ANNUAL REPORT.—Not later than April 1 of each year, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the analyses of price trends

that were conducted for categories of covered supplies and equipment during the preceding fiscal year under the procedures implemented pursuant to paragraph (1). The report shall include a description of the actions taken to identify and address any unjustified price escalation for the categories of items.

[(c) DEFINITIONS.—In this section:

[(1) SUPPLIES AND EQUIPMENT.—The term “supplies and equipment” means items classified as supplies and equipment under the Federal Supply Classification System.

[(2) COVERED SUPPLIES AND EQUIPMENT.—The term “covered supplies and equipment” means all supplies and equipment purchased by the Department of Defense. The term does not include major weapon systems but does include individual parts and components purchased as spare or replenishment parts for such weapon systems.

[(d) SUNSET DATE.—This section shall not be in effect on and after April 1, 2015.]

* * * * *

**DUNCAN HUNTER NATIONAL DEFENSE AUTHORIZATION
ACT FOR FISCAL YEAR 2009**

* * * * *

**DIVISION A—DEPARTMENT OF
DEFENSE AUTHORIZATIONS**

* * * * *

**TITLE III—OPERATION AND
MAINTENANCE**

* * * * *

SUBTITLE F—OTHER MATTERS

* * * * *

**[SEC. 354. DISPLAY OF ANNUAL BUDGET REQUIREMENTS FOR AIR
SOVEREIGNTY ALERT MISSION.**

[(a) SUBMISSION WITH ANNUAL BUDGET JUSTIFICATION DOCUMENT.—For fiscal year 2010 and each subsequent fiscal year, the Secretary of Defense shall submit to the President, for consideration by the President for inclusion with the budget materials submitted to Congress under section 1105(a) of title 31, United States Code, a consolidated budget justification display that covers all programs and activities of the Air Sovereignty Alert mission of the Air Force.

[(b) REQUIREMENTS FOR BUDGET DISPLAY.—The budget display under subsection (a) for a fiscal year shall include for such fiscal year the following:

[(1) The funding requirements for the Air Sovereignty Alert mission, and the associated Command and Control mission, including such requirements for—

- [(A) military personnel costs;
- [(B) flying hours; and
- [(C) any other associated mission costs.

[(2) The amount in the budget for the Air Force for each of the items referred to in paragraph (1).

[(3) The amount in the budget for the Air National Guard for each such item.]

* * * * *

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

* * * * *

SUBTITLE C—OTHER MATTERS

* * * * *

[SEC. 1234. REPORT ON IRAN’S CAPABILITY TO PRODUCE NUCLEAR WEAPONS.

[(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Director of National Intelligence shall submit to Congress a report on Iran’s capability to produce nuclear weapons. The report required under this subsection may be submitted in classified form.

[(b) MATTERS TO BE INCLUDED.—The report required under subsection (a) shall include the following:

[(1) The locations, types, and number of centrifuges and other specialized equipment necessary for the enrichment of uranium and any plans to acquire, manufacture, and operate such equipment in the future.

[(2) An estimate of the amount, if any, of highly enriched uranium and weapons grade plutonium acquired or produced to date, an estimate of the amount of weapons grade plutonium that is likely to be produced or acquired in the near- and mid-terms and the amount of highly enriched uranium that is likely to be produced or acquired in the near- and midterms, and the number of nuclear weapons that could be produced with such materials.

[(3) A evaluation of the extent to which security and safeguards at any nuclear site prevent, slow, verify, or help monitor the enrichment of uranium or the reprocessing of plutonium into weapons-grade materials.

[(4) A description of any weaponization activities, such as the research, design, development, or testing of nuclear weapons or weapons-related components.

[(5) A description of any programs to construct, acquire, test, or improve methods to deliver nuclear weapons, including an assessment of the likely progress of such programs in the near- and mid-terms.

[(6) A summary of assessments made by allies of the United States of Iran’s nuclear weapons program and nuclear-capable delivery systems programs.

[(c)NOTIFICATION.—The President shall notify Congress, in writing, within 15 days of determining that—

- [(1) Iran has resumed a nuclear weapons program;
- [(2) Iran has met or surpassed any major milestone in its nuclear weapons program; or
- [(3) Iran has undertaken to accelerate, decelerate, or cease the development of any significant element within its nuclear weapons program.]

* * * * *

SECTION 1074 OF THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2008

SEC. 1074. PROTECTION OF CERTAIN INDIVIDUALS.

(a) * * *

* * * * *

(b) PROTECTION FOR ADDITIONAL PERSONNEL.—

(1) * * *

* * * * *

[(6) SUBMISSION TO CONGRESS.—

[(A) IN GENERAL.—Except as provided in subparagraph (D), the Secretary of Defense shall submit to the congressional defense committees each determination made under paragraph (4) to provide protection and security to an individual and of each determination under paragraph (5)(B) to extend such protection and security, together with the justification for such determination, not later than 15 days after the date on which the determination is made.

[(B) FORM OF REPORT.—A report submitted under subparagraph (A) may be made in classified form.

[(C) REGULATIONS AND GUIDELINES.—The Secretary of Defense shall submit to the congressional defense committees the regulations and guidelines prescribed pursuant to paragraph (1) not less than 20 days before the date on which such regulations take effect.

[(D) EXCEPTIONS.—Subparagraph (A) does not apply to determinations made with respect to the following individuals:

- [(i) An individual described in paragraph (2)(C) who is otherwise sponsored by the Secretary of Defense, the Deputy Secretary of Defense, the Chairman of the Joint Chiefs of Staff, or the Vice Chairman of the Joint Chiefs of Staff.
- [(ii) An individual described in paragraph (2)(E).]

* * * * *

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2002

* * * * *

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

* * * * *

TITLE X—GENERAL PROVISIONS

Subtitle A—Financial Matters

* * * * *

SEC. 1008. RELIABILITY OF DEPARTMENT OF DEFENSE FINANCIAL STATEMENTS.

[(a) ANNUAL REPORT ON RELIABILITY.—(1) Not later than September 30 of each year but subject to subsection (f), the Secretary of Defense shall submit to the recipients specified in paragraph (3) a report on the reliability of the Department of Defense financial statements, including the financial statements of each component of the Department that is required to prepare a financial statement under section 3515(c) of title 31, United States Code.

[(2) The annual report shall contain the following:

[(A) A conclusion regarding whether the policies and procedures of the Department of Defense, and the systems used within the Department of Defense, for the preparation of financial statements allow the achievement of reliability in those financial statements.

[(B) For each of the financial statements prepared for the Department of Defense for the fiscal year in which the report is submitted, a conclusion regarding the expected reliability of the financial statement (evaluated on the basis of Office of Management and Budget guidance on financial statements), together with a discussion of the major deficiencies to be expected in the statement.

[(C) A summary of the specific sections of the annual Financial Management Improvement Plan of the Department of Defense, current as of the date of the report, that—

[(i) detail the priorities, milestones, and measures of success that apply to the preparation of the financial statements;

[(ii) detail the planned improvements in the process for the preparation of financial statements that are to be implemented within 12 months after the date on which the plan is issued; and

[(iii) provide an estimate of when each financial statement will convey reliable information.

[(3) The annual report shall be submitted to the following:

[(A) The Committee on Armed Services and the Committee on Governmental Affairs of the Senate.

[(B) The Committee on Armed Services and the Committee on Government Reform of the House of Representatives.

[(C) The Director of the Office of Management and Budget.

[(D) The Secretary of the Treasury.

[(E) The Comptroller General of the United States.

[(4) The Secretary of Defense shall make a copy of the annual report available to the Inspector General of the Department of Defense.

[(b) MINIMIZATION OF USE OF RESOURCES FOR UNRELIABLE FINANCIAL STATEMENTS.—(1) With respect to each financial statement for a fiscal year that the Secretary of Defense assesses as being expected to be unreliable in the annual report under subsection (a), the Under Secretary of Defense (Comptroller) shall take appropriate actions to minimize, consistent with the benefits to be derived, the resources (including contractor support) that are used to develop, compile, and report the financial statement.

[(2) With the annual budget justifications for the Department of Defense submitted to Congress each year, the Under Secretary of Defense (Comptroller) shall submit, with respect to the fiscal year in which submitted, the preceding fiscal year, and the following fiscal year, the following information:

[(A) An estimate of the resources that the Department of Defense is saving or expects to save as a result of actions taken and to be taken under paragraph (1) with respect to the preparation of financial statements.

[(B) A discussion of how the resources saved as estimated under subparagraph (A) have been redirected or are to be redirected from the preparation of financial statements to the improvement of systems underlying financial management within the Department of Defense and to the improvement of financial management policies, procedures, and internal controls within the Department of Defense.]

* * * * *

(d) LIMITATION ON INSPECTOR GENERAL AUDITS.—(1) On each financial statement that an official asserts is unreliable under subsection [(b) or] (c), the Inspector General of the Department of Defense shall only perform the audit procedures required by generally accepted government auditing standards consistent with any representation made by management.

* * * * *

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2000

* * * * *

TITLE XIV—PROLIFERATION AND EXPORT CONTROLS

* * * * *

SEC. 1409. ENHANCEMENT OF ACTIVITIES OF DEFENSE THREAT REDUCTION AGENCY.

(a) * * *

[(b) ANNUAL REPORT ON IMPLEMENTATION OF SATELLITE TECHNOLOGY SAFEGUARDS.—(1) The Secretary of Defense and the Secretary of State shall each submit to Congress each year, as part of the annual report for that year under section 1514(a)(8) of the

Strom Thurmond National Defense Authorization Act for Fiscal Year 1999, the following:

[(A) A summary of the satellite launch campaigns and related activities monitored by the Defense Threat Reduction Agency during the preceding fiscal year.

[(B) A description of any license infractions or violations that may have occurred during such campaigns and activities.

[(C) A description of the personnel, funds, and other resources dedicated to the satellite launch monitoring program of the Agency during that fiscal year.

[(D) An assessment of the record of United States satellite makers in cooperating with Agency monitors, and in complying with United States export control laws, during that fiscal year.

[(2) Each report under paragraph (1) shall be submitted in classified form and unclassified form.]

* * * * *

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1991

DIVISION D—ECONOMIC ADJUSTMENT, DIVERSIFICATION, CONVERSION, AND STABILIZATION

* * * * *

SEC. 4004. CONTINUATION OF ECONOMIC ADJUSTMENT COMMITTEE.

(a) * * *

* * * * *

(d) DUTIES OF COMMITTEE.—The Economic Adjustment Committee shall—

(1) coordinate and facilitate cooperative efforts among Federal agencies represented on the Committee to implement defense economic adjustment programs; and *and*

(2) serve as an information clearinghouse for and between Federal, State, and local entities regarding their defense economic adjustment efforts.

* * * * *

TITLE 10, UNITED STATES CODE

* * * * *

SUBTITLE A—GENERAL MILITARY LAW

* * * * *

PART I—ORGANIZATION AND GENERAL MILITARY POWERS

* * * * *

CHAPTER 2—DEPARTMENT OF DEFENSE

* * * * *

§ 117. Readiness reporting system: establishment; reporting to congressional committees

(a) * * *

* * * * *

[(e) SUBMISSION TO CONGRESSIONAL COMMITTEES.—The Secretary shall each quarter submit to the congressional defense committees a report in writing containing the results of the most recent joint readiness review under subsection (d)(1)(A), including the current information derived from the readiness reporting system. Each such report shall be submitted in unclassified form and may, as the Secretary determines necessary, also be submitted in classified form.]

[(f) (e) REGULATIONS.—The Secretary shall prescribe regulations to carry out this section. In those regulations, the Secretary shall prescribe the units that are subject to reporting in the readiness reporting system, what type of equipment is subject to such reporting, and the elements of the training establishment and of defense infrastructure that are subject to such reporting.

* * * * *

CHAPTER 3—GENERAL POWERS AND FUNCTIONS

* * * * *

§ 127. Emergency and extraordinary expenses

(a) * * *

* * * * *

[(d) ANNUAL REPORT.—Not later than December 1 each year, the Secretary of Defense shall submit to the congressional defense committees a report on expenditures during the preceding fiscal year under subsections (a) and (b).]

* * * * *

CHAPTER 20—HUMANITARIAN AND OTHER ASSISTANCE

* * * * *

§ 408. Equipment and training of foreign personnel to assist in Department of Defense accounting for missing United States Government personnel

(a) * * *

* * * * *

[(f) CONGRESSIONAL OVERSIGHT.—Whenever the Secretary of Defense provides assistance to a foreign nation under this section, the Secretary shall submit to the congressional defense committees a report on the assistance provided. Each such report shall identify the nation to which the assistance was provided and include a description of the type and amount of the assistance provided.]

* * * * *

**PART IV—SERVICE, SUPPLY, AND
PROCUREMENT**

* * * * *

**CHAPTER 148—NATIONAL DEFENSE TECHNOLOGY AND
INDUSTRIAL BASE, DEFENSE REINVESTMENT, AND
DEFENSE CONVERSION**

SUBCHAPTER I—DEFINITIONS

* * * * *

SUBCHAPTER II—POLICIES AND PLANNING

Sec.
2501. National security strategy for national technology and industrial base.

* * * * *

[2504. Annual report to Congress.]

* * * * *

[§ 2504. Annual report to Congress

]The Secretary of Defense shall transmit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives by March 1 of each year a report which shall include the following information:

[(1) A description of the departmental guidance prepared pursuant to section 2506 of this title.

[(2) A description of the assessments prepared pursuant to section 2505 of this title and other analyses used in developing the budget submission of the Department of Defense for the next fiscal year.

[(3) Based on the strategy required by section 2501 of this title and on the assessments prepared pursuant to section 2505 of this title—

[(A) a description of any mitigation strategies necessary to address any gaps or vulnerabilities in the national technology and industrial base; and

[(B) any other steps necessary to foster and safeguard the national technology and industrial base.

[(4) Identification of each program designed to sustain specific essential technological and industrial capabilities and processes of the national technology and industrial base.]

* * * * *

§ 2506. Department of Defense technology and industrial base policy guidance

[(a) DEPARTMENTAL GUIDANCE.—]The Secretary of Defense shall prescribe departmental guidance for the attainment of each of the national security objectives set forth in section 2501(a) of this title. Such guidance shall provide for technological and industrial capability considerations to be integrated into the strategy, management, budget allocation, acquisition, and logistics support decision processes.

[(b) REPORT TO CONGRESS.—The Secretary of Defense shall report on the implementation of the departmental guidance in the annual report to Congress submitted pursuant to section 2504 of this title.]

* * * * *
* * * * *

**CHAPTER 169—MILITARY CONSTRUCTION AND
MILITARY FAMILY HOUSING**

* * * * *

SUBCHAPTER II—MILITARY FAMILY HOUSING

* * * * *

§ 2826. Military family housing: local comparability of room patterns and floor areas

[(a) LOCAL COMPARABILITY.—]In the construction, acquisition, and improvement of military family housing, the Secretary concerned shall ensure that the room patterns and floor areas of military family housing in a particular locality (as designated by the Secretary concerned for purposes of this section) are similar to room patterns and floor areas of similar housing in the private sector in that locality.

[(b) REQUESTS FOR AUTHORITY FOR MILITARY FAMILY HOUSING.—
(1) In submitting to Congress a request for authority to carry out the construction, acquisition, or improvement of military family housing, the Secretary concerned shall include in the request information on the net floor area of each unit of military family housing to be constructed, acquired, or improved under the authority.

[(2) In this subsection, the term “net floor area”, in the case of a military family housing unit, means the total number of square feet of the floor space inside the exterior walls of the unit, excluding the floor area of an unfinished basement, an unfinished attic, a utility space, a garage, a carport, an open or insect-screened porch, a stairwell, and any space used for a solar-energy system.]

* * * * *

SMALL BUSINESS ACT

* * * * *
SEC. 9. (a) * * *

* * * * *

(y) COMMERCIALIZATION READINESS PROGRAM.—

(1) * * *

* * * * *

(5) INSERTION INCENTIVES.—For any contract with a value of not less than \$100,000,000, the Secretary of Defense is [authorized to—

[(A) establish goals] *authorized to establish goals* for the transition of Phase III technologies in subcontracting plans[; and].

[(B) require a prime contractor on such a contract to report the number and dollar amount of contracts entered into by that prime contractor for Phase III SBIR or STTR projects.]

* * * * *

ENERGY POLICY ACT OF 2005

* * * * *

TITLE I—ENERGY EFFICIENCY

Subtitle A—Federal Programs

* * * * *

SEC. 106. VOLUNTARY COMMITMENTS TO REDUCE INDUSTRIAL ENERGY INTENSITY.

(a) * * *

* * * * *

[(f) REPORT.—Not later than each of June 30, 2012, and June 30, 2017, the Secretary shall submit to Congress a report that—

[(1) evaluates the success of the voluntary agreements under this section; and

[(2) provides independent verification of a sample of the energy savings estimates provided by participating firms.]

* * * * *

TITLE III—OIL AND GAS

* * * * *

Subtitle E—Production Incentives

* * * * *

SEC. 342. PROGRAM ON OIL AND GAS ROYALTIES IN-KIND.

(a) * * *

* * * * *

[(e) REPORTS.—

[(1) IN GENERAL.—Not later than September 30, 2006, the Secretary shall submit to Congress a report that addresses—

[(A) actions taken to develop business processes and automated systems to fully support the royalty-in-kind capability to be used in tandem with the royalty-in-value approach in managing Federal oil and gas revenue; and

[(B) future royalty-in-kind businesses operation plans and objectives.

[(2) REPORTS ON OIL OR GAS ROYALTIES TAKEN IN-KIND.—For each of fiscal years 2006 through 2015 in which the United States takes oil or gas royalties in-kind from production in any State or from the outer Continental Shelf, excluding royalties

taken in-kind and sold to refineries under subsection (h), the Secretary shall submit to Congress a report that describes—

[(A) the 1 or more methodologies used by the Secretary to determine compliance with subsection (d), including the performance standard for comparing amounts received by the United States derived from royalties in-kind to amounts likely to have been received had royalties been taken in-value;

[(B) an explanation of the evaluation that led the Secretary to take royalties in-kind from a lease or group of leases, including the expected revenue effect of taking royalties in-kind;

[(C) actual amounts received by the United States derived from taking royalties in-kind and costs and savings incurred by the United States associated with taking royalties in-kind, including administrative savings and any new or increased administrative costs; and

[(D) an evaluation of other relevant public benefits or detriments associated with taking royalties in-kind.]

Subtitle F—Access to Federal Lands

* * * * *

SEC. 369. OIL SHALE, TAR SANDS, AND OTHER STRATEGIC UNCONVENTIONAL FUELS.

(a) * * *

* * * * *

(i) OFFICE OF PETROLEUM RESERVES.—

(1) * * *

* * * * *

[(3) ANNUAL REPORTS.—Not later than 180 days after the date of enactment of this Act and annually thereafter, the Secretary shall submit to Congress a report that describes the activities of the Office of Petroleum Reserves carried out under this subsection.]

* * * * *

TITLE IX—RESEARCH AND DEVELOPMENT

* * * * *

Subtitle G—Science

* * * * *

SEC. 983. SCIENCE AND ENGINEERING EDUCATION PILOT PROGRAM.

(a) * * *

* * * * *

[(d) REPORT.—No later than 2 years after the award of the grant, the Secretary shall transmit to Congress a report outlining lessons

learned and, if determined appropriate by the Secretary, containing a plan for expanding the program throughout the United States.】

* * * * *

TITLE X—DEPARTMENT OF ENERGY MANAGEMENT

* * * * *

SEC. 1008. PRIZES FOR ACHIEVEMENT IN GRAND CHALLENGES OF SCIENCE AND TECHNOLOGY.

(a) * * *

* * * * *

(f) H-PRIZE.—

(1) * * *

* * * * *

【(6) REPORT TO CONGRESS.—Not later than 60 days after the awarding of the first prize under this subsection, and annually thereafter, the Secretary shall transmit to the Congress a report that—

【(A) identifies each award recipient;

【(B) describes the technologies developed by each award recipient; and

【(C) specifies actions being taken toward commercial application of all technologies with respect to which a prize has been awarded under this subsection.】

* * * * *

TITLE XII—ELECTRICITY

* * * * *

Subtitle C—Transmission Operation Improvements

* * * * *

【SEC. 1234. STUDY ON THE BENEFITS OF ECONOMIC DISPATCH.

【(a) STUDY.—The Secretary, in coordination and consultation with the States, shall conduct a study on—

【(1) the procedures currently used by electric utilities to perform economic dispatch;

【(2) identifying possible revisions to those procedures to improve the ability of nonutility generation resources to offer their output for sale for the purpose of inclusion in economic dispatch; and

【(3) the potential benefits to residential, commercial, and industrial electricity consumers nationally and in each State if economic dispatch procedures were revised to improve the ability of nonutility generation resources to offer their output for inclusion in economic dispatch.

[(b) DEFINITION.—The term “economic dispatch” when used in this section means the operation of generation facilities to produce energy at the lowest cost to reliably serve consumers, recognizing any operational limits of generation and transmission facilities.]

[(c) REPORT TO CONGRESS AND THE STATES.—Not later than 90 days after the date of enactment of this Act, and on a yearly basis following, the Secretary shall submit a report to Congress and the States on the results of the study conducted under subsection (a), including recommendations to Congress and the States for any suggested legislative or regulatory changes.]

* * * * *

TITLE XVIII—STUDIES

* * * * *

[SEC. 1832. STUDY ON THE BENEFITS OF ECONOMIC DISPATCH.]

[(a) STUDY.—The Secretary, in coordination and consultation with the States, shall conduct a study on—

[(1) the procedures currently used by electric utilities to perform economic dispatch;

[(2) identifying possible revisions to those procedures to improve the ability of nonutility generation resources to offer their output for sale for the purpose of inclusion in economic dispatch; and

[(3) the potential benefits to residential, commercial, and industrial electricity consumers nationally and in each state if economic dispatch procedures were revised to improve the ability of nonutility generation resources to offer their output for inclusion in economic dispatch.]

[(b) DEFINITION.—The term “economic dispatch” when used in this section means the operation of generation facilities to produce energy at the lowest cost to reliably serve consumers, recognizing any operational limits of generation and transmission facilities.]

[(c) REPORT TO CONGRESS AND THE STATES.—Not later than 90 days after the date of enactment of this Act, and on a yearly basis following, the Secretary shall submit a report to Congress and the States on the results of the study conducted under subsection (a), including recommendations to Congress and the States for any suggested legislative or regulatory changes.]

* * * * *

ENERGY INDEPENDENCE AND SECURITY ACT OF 2007

* * * * *

TITLE VI—ACCELERATED RESEARCH AND DEVELOPMENT

* * * * *

Subtitle B—Geothermal Energy

* * * * *

SEC. 621. REPORTS.

[(a) REPORTS ON ADVANCED USES OF GEOTHERMAL ENERGY.—Not later than 3 years and 5 years after the date of enactment of this Act, the Secretary shall report to the Committee on Science and Technology of the House of Representatives and the Committee on Energy and Natural Resources of the Senate on advanced concepts and technologies to maximize the geothermal resource potential of the United States. The reports shall include—

- [(1) the use of carbon dioxide as an alternative geofluid with potential carbon sequestration benefits;
- [(2) mineral recovery from geofluids;
- [(3) use of geothermal energy to produce hydrogen;
- [(4) use of geothermal energy to produce biofuels;
- [(5) use of geothermal heat for oil recovery from oil shales and tar sands; and
- [(6) other advanced geothermal technologies, including advanced drilling technologies and advanced power conversion technologies.]

* * * * *

SECTION 3157 OF THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1998

[(SEC. 3157. REPORTS ON ADVANCED SUPERCOMPUTER SALES TO CERTAIN FOREIGN NATIONS.

[(a) REPORTS.—The Secretary of Energy shall require that any company that is a participant in the Accelerated Strategic Computing Initiative (ASCI program of the Department of Energy report to the Secretary and to the Secretary of Defense each sale by that company to a country designated as a Tier III country of a computer capable of operating at a speed in excess of 2,000 millions theoretical operations per second (MTOPS). The report shall include a description of the following with respect to each such sale:

- [(1) The anticipated end-use of the computer sold.
- [(2) The software included with the computer.
- [(3) Any arrangement under the terms of the sale regarding—
 - [(A) upgrading the computer;
 - [(B) servicing the computer; or
 - [(C) furnishing spare parts for the computer.

[(b) COVERED COUNTRIES.—For purposes of this section, the countries designated as Tier III countries are the countries listed as “computer tier 3” eligible countries in part 740.7 of title 15 of the Code of Federal Regulations, as in effect on June 10, 1997 (or any successor list).

[(c) QUARTERLY SUBMISSION OF REPORTS.—The Secretary of Energy shall require that reports under subsection (a) be submitted quarterly.

[(d) ANNUAL REPORT.—The Secretary of Energy shall submit to Congress an annual report containing all information received

under subsection (a) during the preceding year. The first annual report shall be submitted not later than July 1,1998.

[(e) ADJUSTMENT OF PERFORMANCE LEVELS.—Whenever a new composite theoretical performance level is established under section 1211(d), that level shall apply for the purposes of subsection (a) of this section in lieu of the level set forth in subsection (a).]

* * * * *

ENERGY POLICY AND CONSERVATION ACT

* * * * *

TITLE III—IMPROVING ENERGY EFFICIENCY

* * * * *

PART C—CERTAIN INDUSTRIAL EQUIPMENT

* * * * *

STANDARDS

SEC. 342. (a)SMALL, LARGE, AND VERY LARGE COMMERCIAL PACKAGE AIR CONDITIONING AND HEATING EQUIPMENT, PACKAGED TERMINAL AIR CONDITIONERS AND HEAT PUMPS, WARM-AIR FURNACES, PACKAGED BOILERS, STORAGE WATER HEATERS, INSTANTANEOUS WATER HEATERS, AND UNFIRED HOT WATER STORAGE TANKS.—(1)
* * *

* * * * *

(6) AMENDED ENERGY EFFICIENCY STANDARDS.—
(A) * * *

* * * * *

(C) AMENDMENT OF STANDARD.—
(i) * * *

* * * * *

[(v) REPORTS.—The Secretary shall promptly submit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a progress report every 180 days on compliance with this subparagraph, including a specific plan to remedy any failures to comply with deadlines for action established under this subparagraph.]

* * * * *

FEDERAL WATER POLLUTION CONTROL ACT

TITLE I—RESEARCH AND RELATED PROGRAMS

* * * * *

SEC. 118. GREAT LAKES.

(a) * * *

* * * * *

(c) GREAT LAKES MANAGEMENT.—

(1) * * *

* * * * *

[(10) COMPREHENSIVE REPORT.—Within 90 days after the end of each fiscal year, the Administrator shall submit to Congress a comprehensive report which—

[(A) describes the achievements in the preceding fiscal year in implementing the Great Lakes Water Quality Agreement of 1978 and shows by categories (including judicial enforcement, research, State cooperative efforts, and general administration) the amounts expended on Great Lakes water quality initiatives in such preceding fiscal year;

[(B) describes the progress made in such preceding fiscal year in implementing the system of surveillance of the water quality in the Great Lakes System, including the monitoring of groundwater and sediment, with particular reference to toxic pollutants;

[(C) describes the long-term prospects for improving the condition of the Great Lakes; and

[(D) provides a comprehensive assessment of the planned efforts to be pursued in the succeeding fiscal year for implementing the Great Lakes Water Quality Agreement of 1978, which assessment shall—

[(i) show by categories (including judicial enforcement, research, State cooperative efforts, and general administration) the amount anticipated to be expended on Great Lakes water quality initiatives in the fiscal year to which the assessment relates; and

[(ii) include a report of current programs administered by other Federal agencies which make available resources to the Great Lakes water quality management efforts.]

* * * * *

SECTION 502 OF PUBLIC LAW 95-134

AN ACT To authorize certain appropriations for the territories of the United States, to amend certain Acts relating thereto, and for other purposes.

SEC. 502. GENERAL ASSISTANCE PROGRAM.

(a) * * *

* * * * *

[(i) REPORT TO CONGRESS.—The Administrator shall transmit an annual report to the appropriate Committees of the Congress with jurisdiction over the applicable environmental laws and Indian tribes describing which Indian tribes or intertribal consortia have been granted approval by the Administrator pursuant to law to en-

force certain environmental laws and the effectiveness of any such enforcement.]

**SECTION 1405 OF THE SUPPLEMENTAL
APPROPRIATIONS ACT, 2008**

SEC. 1405. (a) * * *

* * * * *

[(c) NOTIFICATIONS AND REPORTS.—

[(1) CONGRESSIONAL NOTIFICATION.—The President shall notify the appropriate congressional committees in writing not later than 15 days before exercising the waiver authority under subsection (a).

[(2) ANNUAL REPORT.—Not later than January 31, 2009, and annually thereafter, the President shall submit to the appropriate congressional committees a report that—

[(A) lists all waivers issued under subsection (a) during the preceding year;

[(B) describes in detail the progress that is being made in the implementation of the commitment undertaken by North Korea, in the Joint Statement of September 19, 2005, to abandon all nuclear weapons and existing nuclear programs as part of the verifiable denuclearization of the Korean Peninsula;

[(C) discusses specifically any shortcomings in the implementation by North Korea of that commitment; and

[(D) lists and describes the progress and shortcomings, in the preceding year, of all other programs promoting the elimination of the capability of North Korea to develop, deploy, transfer, or maintain weapons of mass destruction or their delivery systems.

[(3) REPORT ON VERIFICATION MEASURES RELATING TO NORTH KOREA'S NUCLEAR PROGRAMS.—

[(A) IN GENERAL.—Not later than 15 days after the date of enactment of this Act, the Secretary of State shall submit to the appropriate congressional committees a report on verification measures relating to North Korea's nuclear programs under the Six-Party Talks Agreement of February 13, 2007, with specific focus on how such verification measures are defined under the Six-Party Talks Agreement and understood by the United States Government.

[(B) MATTERS TO BE INCLUDED.—The report required under subsection (A) shall include, among other elements, a description of—

[(i) how the United States will confirm that North Korea has “provided a complete and correct declaration of all of its nuclear programs”;

[(ii) how the United States will maintain a high and ongoing level of confidence that North Korea has fully met the terms of the Six-Party Talks Agreement relating to its nuclear programs;

[(iii) any diplomatic agreement with North Korea regarding verification measures relating to North Korea's nuclear programs under the Six-Party Talks

Agreement (other than implementing arrangements made during on-site operations); and

[(iv) any significant and continuing disagreement with North Korea regarding verification measures 122 STAT. 2339 relating to North Korea's nuclear programs under the Six-Party Talks Agreement.

[(C) FORM.—The report required under subsection (A) shall be submitted in unclassified form, but may include a classified annex.]

* * * * *

ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965

* * * * *

TITLE I—IMPROVING THE ACADEMIC ACHIEVEMENT OF THE DISADVANTAGED

* * * * *

PART I—GENERAL PROVISIONS

* * * * *

[SEC. 1904. LOCAL EDUCATIONAL AGENCY SPENDING AUDITS.

[(a)AUDITS.—The Comptroller General of the United States shall conduct audits of not less than 6 local educational agencies that receive funds under part A in each fiscal year to determine more clearly and specifically how local educational agencies are expending such funds. Such audits—

[(1) shall be conducted in 6 local educational agencies that represent the size, ethnic, economic, and geographic diversity of local educational agencies; and

[(2) shall examine the extent to which funds have been expended for academic instruction in the core curriculum and activities unrelated to academic instruction in the core curriculum, such as the payment of janitorial, utility, and other maintenance services, the purchase and lease of vehicles, and the payment for travel and attendance costs at conferences.

[(b)REPORT.—Not later than 3 months after the completion of the audits under subsection (a) each year, the Comptroller General of the United States shall submit a report on each audit to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor and Pensions of the Senate.]

* * * * *

AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

* * * * *

DIVISION A—APPROPRIATIONS PROVISIONS

* * * * *

TITLE IX—LEGISLATIVE BRANCH

* * * * *

GENERAL PROVISIONS—THIS TITLE

[Sec. 901. GOVERNMENT ACCOUNTABILITY OFFICE REVIEWS AND REPORTS.—

[(a)REVIEWS AND REPORTS.—The Comptroller General may examine any records related to obligations and use by any Federal, State, or local government agency of funds made available in this Act.

[(1) IN GENERAL.—The Comptroller General shall conduct bimonthly reviews and prepare reports on such reviews on the use by selected States and localities of funds made available in this Act. Such reports, along with any audits conducted by the Comptroller General of such funds, shall be posted on the Internet and linked to the website established under this Act by the Recovery Accountability and Transparency Board.

[(2) REDACTIONS.—Any portion of a report or audit under this subsection may be redacted when made publicly available, if that portion would disclose information that is not subject to disclosure under section 552 of title 5, United States Code (commonly known as the Freedom of Information Act).

[(b)EXAMINATION OF RECORDS.—The Comptroller General may examine any records related to obligations and use by any Federal, State, or local government agency of funds made available in this Act.]

* * * * *

SMALL BUSINESS JOBS ACT OF 2010

* * * * *

TITLE III—STATE SMALL BUSINESS CREDIT INITIATIVE

* * * * *

SEC. 3011. OVERSIGHT AND AUDITS.

(a) * * *

[(b)GAO AUDIT.—The Comptroller General of the United States shall perform an annual audit of the Program and issue a report

to the appropriate committees of Congress containing the results of such audit.】

* * * * *

TITLE IV—ADDITIONAL SMALL BUSINESS PROVISIONS

Subtitle A—Small Business Lending Fund

* * * * *

SEC. 4107. OVERSIGHT AND AUDITS.

(a) * * *

* * * * *

【(c)GAO AUDIT.—The Comptroller General of the United States shall perform an annual audit of the Program and issue a report to the appropriate committees of Congress containing the results of such audit.】

* * * * *

PATIENT PROTECTION AND AFFORDABLE CARE ACT

* * * * *

TITLE IV—PREVENTION OF CHRONIC DISEASE AND IMPROVING PUBLIC HEALTH

Subtitle A—Modernizing Disease Prevention and Public Health Systems

SEC. 4001. NATIONAL PREVENTION, HEALTH PROMOTION AND PUBLIC HEALTH COUNCIL.

(a) * * *

* * * * *

(i)PERIODIC REVIEWS.—【The Secretary and the Comptroller General of the United States shall jointly conduct periodic reviews】*The Secretary shall conduct periodic reviews*, not less than every 5 years, and evaluations of every Federal disease prevention and health promotion initiative, program, and agency. Such reviews shall be evaluated based on effectiveness in meeting metrics-based goals with an analysis posted on such agencies’ public Internet websites.

* * * * *

SECTION 719 OF TITLE 31, UNITED STATES CODE

SEC. 719. COMPTROLLER GENERAL REPORTS.

(a) * * *

* * * * *

(g)(1) * * *

(2) **[A copy of each list]** *Immediately upon preparing a list under paragraph (1), the Comptroller General shall make the list available for viewing on the official public website of the Office of the Comptroller General, and a copy of each such list shall be sent to each committee of Congress and each member of Congress. On request, the Comptroller General promptly shall provide a copy of a report to a committee or member.*

* * * * *

CONGRESSIONAL AWARD ACT

* * * * *

TITLE I—CONGRESSIONAL AWARD PROGRAM

* * * * *

NATIONAL DIRECTOR

SEC. 104. (a) * * *

* * * * *

(c)(1) * * *

(2)(A) **[The Comptroller General of the United States]** *The accredited private auditor conducting the annual audit of the financial records of the Board pursuant to section 107(a) shall determine for each fiscal year whether the Director has substantially complied with paragraph (1). The findings made by **[the Comptroller General]** the auditor under the preceding sentence shall be included in the reports submitted under section 107(b).*

* * * * *

[AUDITS AND EVALUATION

[SEC. 107. (a) The financial records of the Board and of any corporation established under section 7(i) shall be audited annually by the Comptroller General of the United States (hereinafter in this section referred to as the “Comptroller General”). The Comptroller General, or any duly authorized representative of the Comptroller General, shall have access for the purpose of audit to any books, documents, papers, and records of the Board or such corporation (or any agent of the Board or such corporation) which, in the opinion of the Comptroller General, may be pertinent to the Congressional Award Program.

[(b) The Comptroller General shall submit to appropriate officers, committees, and subcommittees of the Congress, by May 15th

of each calendar year, a report on the results of the audit of the financial records and on any such additional areas as the Comptroller General determines deserve or require evaluation.】

AUDITS

SEC. 107. (a) *CONTRACTS WITH PRIVATE AUDITOR.*—The Board shall enter into a contract with an accredited private auditor to conduct an annual audit of the financial records of the Board and of any corporation established under section 106(i), and shall ensure that the auditor has access for the purpose of the audit to any books, documents, papers, and records of the Board or such corporation (or any agent of the Board or such corporation) which the auditor reasonably determines to be pertinent to the Congressional Award Program.

(b) *ANNUAL REPORT TO CONGRESS ON AUDIT RESULTS.*—Not later than May 15 of each calendar year, the Board shall submit to appropriate officers, committees, and subcommittees of Congress a report on the results of the most recent audit conducted pursuant to this section, and shall include in the report information on any such additional areas as the auditor who conducted the audit determines deserve or require evaluation.

* * * * *

SOCIAL SECURITY ACT

TITLE XVIII—HEALTH INSURANCE FOR THE AGED AND DISABLED

* * * * *

PART E—MISCELLANEOUS PROVISIONS

* * * * *

EXCLUSIONS FROM COVERAGE AND MEDICARE AS SECONDARY PAYER

SEC. 1862. (a) * * *

(b) **MEDICARE AS SECONDARY PAYER.**—

(1) * * *

* * * * *

(9) **EXCEPTION.**—

(A) * * *

(B) **ANNUAL COMPUTATION OF THRESHOLD.**—

(i) Not later than November 15 before each year, the Secretary shall calculate and publish a single threshold amount for settlements, judgments, awards, or other payments for obligations arising from liability insurance (including self-insurance) and for alleged physical trauma-based incidents (excluding alleged ingestion, implantation, or exposure cases) subject to this section for that year. The annual single threshold amount for a year shall be set such that the estimated average amount to be credited to the Medicare trust funds of collections of conditional payments from such settlements, judgments, awards, or other payments

arising from liability insurance (including self-insurance) and for such alleged incidents subject to this section shall equal the estimated cost of collection incurred by the United States (including payments made to contractors) for a conditional payment arising from liability insurance (including self-insurance) and for such alleged incidents subject to this section for the year. At the time of calculating, but before publishing, the single threshold amount [for a year] for 2014, the Secretary shall inform, and seek review of, the Comptroller General of the United States with regard to such amount.

* * * * *

TARIFF ACT OF 1930

TITLE III—SPECIAL PROVISIONS

* * * * *

Part II—United States Tariff Commission

* * * * *

SEC. 308. PROHIBITION ON IMPORTATION OF DOG AND CAT FUR PRODUCTS.

(a) * * *

* * * * *

[(e)REPORTS.—In order to enable Congress to engage in active, continuing oversight of this section, the designated authorities shall provide the following:

[(1) PLAN FOR ENFORCEMENT.—Within 3 months after the date of the enactment of this section, the designated authorities shall submit to Congress a plan for the enforcement of the provisions of this section, including training and procedures to ensure that United States Government personnel are equipped with state-of-the-art technologies to identify potential dog or cat fur products and to determine the true content of such products.

[(2) REPORT ON ENFORCEMENT EFFORTS.—Not later than 1 year after the date of the enactment of this section, and on an annual basis thereafter, the designated authorities shall submit a report to Congress on the efforts of the United States Government to enforce the provisions of this section and the adequacy of the resources to do so. The report shall include an analysis of the training of United States Government personnel to identify dog and cat fur products effectively and to take appropriate action to enforce this section. The report shall include the findings of the designated authorities as to whether any government has engaged in a pattern or practice of support for trade in products the importation of which are prohibited under this section.]

* * * * *

TITLE VIII—SOFTWOOD LUMBER

* * * * *

[SEC. 809. REPORTS.

[(a)SEMIANNUAL REPORTS.—Not later than 180 days after the effective date of this title, and every 180 days thereafter, the President shall submit to the appropriate congressional committees a report—

[(1) describing the reconciliations conducted under section 806, and the verifications conducted under section 807;

[(2) identifying the manner in which the United States importers subject to reconciliations conducted under section 806 and verifications conducted under section 807 were chosen;

[(3) identifying any penalties imposed under section 808;

[(4) identifying any patterns of noncompliance with this title; and

[(5) identifying any problems or obstacles encountered in the implementation and enforcement of this title.

[(b)SUBSIDIES REPORTS.—Not later than 180 days after the date of the enactment of this title, and every 180 days thereafter, the Secretary of Commerce shall provide to the appropriate congressional committees a report on any subsidies on softwood lumber or softwood lumber products, including stumpage subsidies, provided by countries of export.

[(c)GAO REPORTS.—The Comptroller General of the United States shall submit the following reports to the appropriate congressional committees:

[(1) Not later than 18 months after the date of the enactment of this title, a report on the effectiveness of the reconciliations conducted under section 806, and verifications conducted under section 807.

[(2) Not later than 12 months after the date of the enactment of this title, a report on whether countries that export softwood lumber or softwood lumber products to the United States are complying with any international agreements entered into by those countries and the United States.]

**BORDER INFRASTRUCTURE AND TECHNOLOGY
MODERNIZATION ACT OF 2007**

* * * * *

**DIVISION D—FINANCIAL SERVICES AND
GENERAL GOVERNMENT APPROPRIATIONS
ACT, 2008**

* * * * *

TITLE IV—GENERAL PROVISIONS

* * * * *

【SEC. 603. None of the funds appropriated in this Act shall remain available for obligation beyond the current fiscal year, nor may any be transferred to other appropriations, unless expressly so provided herein.

【SEC. 604. The expenditure of any appropriation under this Act for any consulting service through procurement contract pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.】

* * * * *

**CONSOLIDATED OMNIBUS BUDGET RECONCILIATION
ACT OF 1985**

* * * * *

SEC. 13031. FEES FOR CERTAIN CUSTOMS SERVICES.

(a) SCHEDULE OF FEES.—In addition to any other fee authorized by law, the Secretary of the Treasury shall charge and collect the following fees for the provision of customs services in connection with the following:

(1) * * *

* * * * *

(9)(A) * * *

* * * * *

【(C) If for any fiscal year, the Secretary of the Treasury determines not to make an adjustment under subparagraph (B), the Secretary shall, within the time prescribed under subparagraph (B)(iii)(I), submit a written report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives detailing the reasons for maintaining the current fee and the methodology used for computing such fee.】

【(D) (C) Any fee charged under this paragraph, whether or not adjusted under subparagraph (B), is subject to the limitations in subsection (b)(8)(A).】

* * * * *

(f) DISPOSITION OF FEES.—(1) There is established in the general fund of the Treasury a separate account which shall be known as the “Customs User Fee Account”. Notwithstanding section 524 of the Tariff Act of 1930 (19 U.S.C. 1524), there shall be deposited as offsetting receipts into the Customs User Fee Account all fees collected under subsection (a) except—

(A) * * *

(B) amounts deposited into the Customs Commercial and Homeland Security Automation Account under 【paragraph (5) paragraph (4)].

* * * * *

(3)(A) The Secretary of the Treasury, in accordance with section 524 of the Tariff Act of 1930 and subject to subparagraph (B), shall

directly reimburse, from the fees collected under subsection (a) (other than the fees under subsection (a) (9) and (10) and the excess fees determined by the Secretary under **paragraph (5)** *paragraph (4)*), each appropriation for the amount paid out of that appropriation for the costs incurred by the Secretary—

(i) * * *

* * * * *

The transfer of funds required under subparagraph (C)(iii) has priority over reimbursements under this subparagraph to carry out subclauses (II), (III), (IV), and (V) of clause (i). Funds described in clause (ii) shall only be available to reimburse costs in excess of the highest amount appropriated for such costs during the period beginning with fiscal year 1990 and ending with the current fiscal year.

* * * * *

[(D)] At the close of each fiscal year, the Secretary of the Treasury shall submit a report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives summarizing the expenditures, on a port-by-port basis, for which reimbursement has been provided under subparagraph (A)(ii).**]**

[(E)] *(D)* Nothing in this paragraph shall be construed to preclude the use of appropriated funds, from sources other than the fees collected under subsection (a), to pay the costs set forth in clauses (i), (ii), and (iii) of subparagraph (A).

[(4)] At the close of fiscal year 1988 and each even-numbered fiscal year occurring thereafter, the Secretary of the Treasury shall submit a report to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate regarding how the fees imposed under subsection (a) should be adjusted in order that the balance of the Customs User Fee Account approximates a zero balance. Before making recommendations regarding any such adjustments, the Secretary of the Treasury shall provide adequate opportunity for public comment. The recommendations shall, as precisely as possible, propose fees which reflect the actual costs to the United States Government for the commercial services provided by the United States Customs Service.**]**

[(5)] *(4)(A)* * * *

* * * * *

[(6)] *(5)* Of the amounts collected in fiscal year 1999 under paragraphs (9) and (10) of subsection (a), \$50,000,000 shall be available to the Customs Service, subject to appropriations Acts, for automated commercial systems. Amounts made available under this paragraph shall remain available until expended.

* * * * *

SECTION 9 OF THE PRESIDENTIAL PROTECTION ASSISTANCE ACT OF 1976

SEC. 9 The Director~~],~~ the Secretary of Defense, and the Commandant of the Coast Guard~~]~~ *and the Secretary of Defense* shall each transmit a detailed semi-annual report of expenditures made

pursuant to this Act during the six-month period immediately preceding such report by the Secret Service[, the Department of Defense, and the Coast Guard] *and the Department of Defense*, respectively, to the Committees on Appropriations, Committees on the Judiciary, and Committees on Government Operations of the House of Representatives and the Senate, respectively, on March 31 and September 30, of each year.

MARITIME TRANSPORTATION SECURITY ACT OF 2002

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a)SHORT TITLE.—This Act may be cited as the “Maritime Transportation Security Act of 2002”.

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

*	*	*	*	*	*	*
TITLE III—COAST GUARD PERSONNEL AND MARITIME SAFETY						
Sec. 301. Short title.						
*	*	*	*	*	*	*
Subtitle D—Miscellaneous						
*	*	*	*	*	*	*
[Sec. 346. Modernization of National Distress and Response System.]						
*	*	*	*	*	*	*

TITLE III—COAST GUARD PERSONNEL AND MARITIME SAFETY

* * * * *

Subtitle D—Miscellaneous

* * * * *

[SEC. 346. MODERNIZATION OF NATIONAL DISTRESS AND RESPONSE SYSTEM.

[(a)REPORT.—The Secretary of the department in which the Coast Guard is operating shall prepare a status report on the modernization of the National Distress and Response System and transmit the report, not later than 60 days after the date of enactment of this Act and annually thereafter until completion of the project, to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

[(b)CONTENTS.—The report required by subsection (a) shall—

[(1) set forth the scope of the modernization, the schedule for completion of the System, and information on progress in meeting the schedule and on any anticipated delays;

[(2) specify the funding expended to-date on the System, the funding required to complete the System, and the purposes for which the funds were or will be expended;

【(3) describe and map the existing public and private communications coverage throughout the waters of the coastal and internal regions of the continental United States, Alaska, Hawaii, Guam, and the Caribbean, and identify locations that possess direction-finding, asset-tracking communications, and digital selective calling service;

【(4) identify areas of high risk to boaters and Coast Guard personnel due to communications gaps;

【(5) specify steps taken by the Secretary to fill existing gaps in coverage, including obtaining direction-finding equipment, digital recording systems, asset-tracking communications, use of commercial VHF services, and digital selective calling services that meet or exceed Global Maritime Distress and Safety System requirements adopted under the International Convention for the Safety of Life at Sea;

【(6) identify the number of VHF-FM radios equipped with digital selective calling sold to United States boaters;

【(7) list all reported marine accidents, casualties, and fatalities occurring in areas with existing communications gaps or failures, including incidents associated with gaps in VHF-FM coverage or digital selected calling capabilities and failures associated with inadequate communications equipment aboard the involved vessels during calendar years 1997 and thereafter;

【(8) identify existing systems available to close all identified marine safety gaps before January 1, 2003, including expeditious receipt and response by appropriate Coast Guard operations centers to VHF-FM digital selective calling distress signal; and

【(9) identify actions taken to-date to implement the recommendations of the National Transportation Safety Board in its Report No. MAR-99-01.】

* * * * *

TITLE II OF DIVISION A OF PUBLIC LAW 111-117

* * * * *

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

* * * * *

MANAGEMENT AND ADMINISTRATION

* * * * *

TRANSFORMATION INITIATIVE

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for combating mortgage fraud, \$20,000,000, to remain available until expended.

For necessary expenses of information technology modernization, including development and deployment of a Next Generation of Voucher Management System and development and deployment of modernized Federal Housing Administration systems, \$71,000,000, to remain available until September 30, 2013【: *Provided*, That not

more than 35 percent of the funds made available for information technology modernization may be obligated until the Secretary submits to the Committees on Appropriations a plan for expenditure that: (1) identifies for each modernization project: (A) the functional and performance capabilities to be delivered and the mission benefits to be realized; (B) the estimated lifecycle cost; and (C) key milestones to be met; (2) demonstrates that each modernization project is: (A) compliant with the Department's enterprise architecture; (B) being managed in accordance with applicable lifecycle management policies and guidance; (C) subject to the Department's capital planning and investment control requirements; and (D) supported by an adequately staffed project office; and (3) has been reviewed by the Government Accountability Office]. In addition, of the amounts made available in this division under each of the following headings under this title, the Secretary may transfer to, and merge with, this account up to 1 percent from each such account, and such transferred amounts shall be available until September 30, 2013, for: (1) research, evaluation, and program metrics; (2) program demonstrations; (3) technical assistance and capacity building; and (4) information technology: "Revitalization of Severely Distressed Public Housing", "Section 108 Loan Guarantees", "Housing Opportunities for Persons With AIDS", "Community Development Fund", "HOME Investment Partnerships Program", "Self-Help and Assisted Homeownership Opportunity Program", "Housing for the Elderly", "Housing for Persons With Disabilities", "Payment to Manufactured Housing Fees Trust Fund", "Mutual Mortgage Insurance Program Account", "General and Special Risk Program Account", "Research and Technology", "Lead Hazard Reduction", "Rental Housing Assistance", and "Fair Housing Activities": *Provided further*, That of the amounts made available under this heading, not less than \$45,000,000 shall be available for technical assistance and capacity building: *Provided further*, That technical assistance activities shall include, technical assistance for HUD programs, including HOME, Community Development Block Grant, homeless programs, HOPWA, HOPE VI, Public Housing, the Housing Choice Voucher Program, Fair Housing Initiative Program, Housing Counseling, Healthy Homes, Sustainable Communities, Energy Innovation Fund and other technical assistance as determined by the Secretary: *Provided further*, That any amounts available for research, evaluation, and program metrics and program demonstrations shall be used to complete ongoing projects, evaluations, and assessments: *Provided further*, That the Secretary shall submit a plan to the House and Senate Committees on Appropriations for approval detailing how the funding provided under this section will be allocated to each of the four categories identified under this section and for what projects or activities funding will be used: *Provided further*, That following the initial approval of this plan, the Secretary may amend the plan with the approval of the House and Senate Committees on Appropriations.

* * * * *

TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

* * * * *

DIVISION B—COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES

* * * * *

TITLE II—DEPARTMENT OF JUSTICE APPROPRIATIONS ACT, 2012

* * * * *

GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

* * * * *

DIVISION C—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES

* * * * *

TITLE II—DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT APPROPRIATIONS ACT, 2012

* * * * *

GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

(INCLUDING RESCISSION AND TRANSFER OF FUNDS)

* * * * *

[SEC. 218. The Secretary of Housing and Urban Development shall report quarterly to the House of Representatives and Senate Committees on Appropriations on HUD’s use of all sole-source contracts, including terms of the contracts, cost, and a substantive rationale for using a sole-source contract.]

* * * * *

[SEC. 226. The Secretary of Housing and Urban Development shall report quarterly to the House and Senate Committees on Appropriations on the status of all section 8 project-based housing, including the number of all project-based units by region as well as an analysis of all federally subsidized housing being refinanced under the Mark-to-Market program. The Secretary shall in the report identify all existing units maintained by region as section 8 project-based units and all project-based units that have opted out of section 8 or have otherwise been eliminated as section 8 project-based units. The Secretary shall identify in detail and by project all the efforts made by the Department to preserve all section 8 project-based housing units and all the reasons for any units which

opted out or otherwise were lost as section 8 project-based units. Such analysis shall include a review of the impact of the loss of any subsidized units in that housing marketplace, such as the impact of cost and the loss of available subsidized, low-income housing in areas with scarce housing resources for low-income families.】

* * * * *

SECTION 105 OF THE WATER SUPPLY, RELIABILITY, AND ENVIRONMENTAL IMPROVEMENT ACT

SEC. 105. REPORTING REQUIREMENTS

[(a) REPORT.

[(1) IN GENERAL. Not later than February 15 of each year, the Secretary, in cooperation with the Governor, shall submit to the appropriate authorizing and appropriating committees of the Senate and the House of Representatives a report that—

[(A) describes the status of implementation of all components of the Calfed Bay-Delta Program;

[(B) sets forth any written determination resulting from the review required under subsection (b) or section 103(d)(1)(B); and

[(C) includes any revised schedule prepared under subsection (b) or section 103(d)(1)(B)(iii)(II).

[(2) CONTENTS. The report required under paragraph (1) shall describe—

[(A) the progress of the Calfed Bay-Delta Program in meeting the implementation schedule for the Program in a manner consistent with the Record of Decision;

[(B) the status of implementation of all components of the Program;

[(C) expenditures in the past fiscal year for implementing the Program;

[(D) accomplishments during the past fiscal year in achieving the objectives of additional and improved—

[(i) water storage;

[(ii) water quality, including—

[(I) the water quality targets described in section 2.2.9 of the Record of Decision; and

[(II) any pending actions that may affect the ability of the Calfed Bay-Delta Program to achieve those targets and requirements;

[(iii) water use efficiency;

[(iv) ecosystem restoration;

[(v) watershed management;

[(vi) levee system integrity;

[(vii) water transfers;118 STAT. 1699

[(viii) water conveyance;

[(ix) water supply reliability (including new firm yield), including progress in achieving the water supply targets described in section 2.2.4 of the Record of Decision and any pending actions that may affect the ability of the Calfed Bay-Delta Program to achieve those targets; and

[(x) the uses and assets of the environmental water account described in section 2.2.7 of the Record of Decision;

[(E) Program goals, current schedules, and relevant financing agreements, including funding levels necessary to achieve completion of the feasibility studies and environmental documentation for the surface storage projects identified in section 103 by not later than September 30, 2008;

[(F) progress on—

- [(i) storage projects;
- [(ii) conveyance improvements;
- [(iii) levee improvements;
- [(iv) water quality projects; and
- [(v) water use efficiency programs;

[(G) completion of key projects and milestones identified in the Ecosystem Restoration Program, including progress on project effectiveness, monitoring, and accomplishments;

[(H) development and implementation of local programs for watershed conservation and restoration;

[(I) progress in improving water supply reliability and implementing the Environmental Water Account;

[(J) achievement of commitments under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) and endangered species law of the State;

[(K) implementation of a comprehensive science program;

[(L) progress toward acquisition of the Federal and State permits (including permits under section 404(a) of the Federal Water Pollution Control Act (33 U.S.C. 1344(a))) for implementation of projects in all identified Program areas;

[(M) progress in achieving benefits in all geographic regions covered by the Program;

[(N) legislative action on—

- [(i) water transfer;
- [(ii) groundwater management;
- [(iii) water use efficiency; and
- [(iv) governance;

[(O) the status of complementary actions;

[(P) the status of mitigation measures; and

[(Q) revisions to funding commitments and Program responsibilities.]

* * * * *

PUBLIC LAW 103-412

AN ACT To reform the management of Indian Trust Funds, and for other purposes.

* * * * *

TITLE III—SPECIAL TRUSTEE FOR AMERICAN INDIANS

* * * * *

SEC. 303. AUTHORITIES AND FUNCTIONS OF THE SPECIAL TRUSTEE.

(a) * * *

* * * * *

[(f) ANNUAL REPORT.—The Special Trustee shall report to the Secretary and the Committee on Natural Resources of the House of Representatives and the Committee on Indian Affairs of the Senate each year on the progress of the Department, the Bureau, the Bureau of Land Management, and the Minerals Management Service in implementing the reforms identified in the comprehensive strategic plan under subsection (a)(1) and in meeting the timetable established in the strategic plan under subsection (a)(2)(C).]

SECTION 515 OF THE OLDER AMERICANS ACT

[(SEC. 515. REPORT ON SERVICE TO MINORITY INDIVIDUALS.

[(a) IN GENERAL.— The Secretary shall annually prepare a report on the levels of participation and performance outcomes of minority individuals served by the program carried out under this title.

[(b) CONTENTS.—

[(1) ORGANIZATION AND DATA.—Such report shall present information on the levels of participation and the outcomes achieved by such minority individuals with respect to each grantee under this title, by service area, and in the aggregate, beginning with data that applies to program year 2005.

[(2) EFFORTS.—The report shall also include a description of each grantee’s efforts to serve minority individuals, based on information submitted to the Secretary by each grantee at such time and in such manner as the Secretary determines to be appropriate.

[(3) RELATED MATTERS.—The report shall also include—

[(A) an assessment of individual grantees based on the criteria established under subsection (c);

[(B) an analysis of whether any changes in grantees have affected participation rates of such minority individuals;

[(C) information on factors affecting participation rates among such minority individuals; and

[(D) recommendations for increasing participation of minority individuals in the program.

[(c) CRITERIA.—The Secretary shall establish criteria for determining the effectiveness of grantees in serving minority individuals in accordance with the goals set forth in section 502(a)(1).

[(d) SUBMISSION.— The Secretary shall annually submit such a report to the appropriate committees of Congress.]

* * * * *



ANDEAN TRADE PREFERENCE ACT

TITLE II—TRADE PREFERENCE FOR THE ANDEAN REGION

* * * * *

[SEC. 207. IMPACT STUDY BY SECRETARY OF LABOR.

【The Secretary of Labor, in consultation with other appropriate Federal agencies, shall undertake a continuing review and analysis of the impact that the implementation of the provisions of this title has with respect to United States labor; and shall make an annual written report to Congress on the results of such review and analysis.】

* * * * *

SECTION 60147 OF TITLE 51, UNITED STATES CODE

§ 60147. Consultation

(a) * * *

* * * * *

【(c)STATUS REPORT.—The Landsat Program Management shall, as often as necessary, provide to Congress complete and updated information about the status of ongoing operations of the Landsat system, including timely notification of decisions made with respect to the Landsat system in order to meet national security concerns and international obligations and policies of the United States Government.】

* * * * *

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION AUTHORIZATION ACT OF 2000

* * * * *

TITLE III—MISCELLANEOUS

* * * * *

SEC. 321. ENHANCEMENT OF SCIENCE AND MATHEMATICS PROGRAMS.

(a) * * *

(b)SENSE OF THE CONGRESS.—

(1) * * *

【(2) REPORTS.—Not later than 1 year after the date of the enactment of this Act, and annually thereafter, the Administrator shall prepare and submit to Congress a report describing any donations of educationally useful Federal equipment to schools made during the period covered by the report.】

* * * * *

**NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL
YEAR 2010**

* * * * *

**DIVISION A—DEPARTMENT OF
DEFENSE AUTHORIZATIONS**

* * * * *

TITLE X—GENERAL PROVISIONS

* * * * *

Subtitle E—Studies and Reports

* * * * *

[(SEC. 1055. REPORT ON NUCLEAR ASPIRATIONS OF NON-STATE ENTITIES, NUCLEAR WEAPONS AND RELATED PROGRAMS IN NON-NUCLEAR-WEAPONS STATES AND COUNTRIES NOT PARTIES TO THE NUCLEAR NON-PROLIFERATION TREATY, AND CERTAIN FOREIGN PERSONS.

[(a)IN GENERAL.—The Director of National Intelligence shall biennially submit to the congressional defense committees, the Select Committee on Intelligence of the Senate, the Permanent Select Committee on Intelligence of the House of Representatives, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives a report—

[(1) on the nuclear weapons programs and any related programs of countries that are non-nuclear-weapons state parties to the Treaty on Non-Proliferation of Nuclear Weapons, done at Washington, London, and Moscow July 1, 1968, and entered into force March 5, 1970 (commonly known as the “Nuclear Non-Proliferation Treaty”) and countries that are not parties to the Treaty;

[(2) on the nuclear weapons aspirations of such non-state entities as the Director considers appropriate to include in the report; and

[(3) that identifies each foreign person that, during the period covered by the report, made a material contribution to the research, development, production, or acquisition by a country of proliferation concern of—

[(A) weapons of mass destruction (including nuclear weapons, chemical weapons, or biological weapons); or

[(B) ballistic or cruise missile systems.

[(b)ELEMENTS.—The report required under subsection (a) shall include, with respect to each country described in subsection (a)(1) and each non-state entity referred to in subsection (a)(2), the following:

[(1) A statement of the number of nuclear weapons possessed by such country or non-state entity.

[(2) An estimate of the total number of nuclear weapons that such country or non-state entity seeks to obtain and, in the case of such non-state entity, an assessment of the extent to

which such non-state entity is seeking to develop a nuclear weapon or device or radiological dispersion device.

[(3) A description of the technical characteristics of any nuclear weapons possessed by such country or non-state entity.

[(4) A description of nuclear weapons designs available to such country or non-state entity.

[(5) A description of any sources of assistance with respect to nuclear weapons design provided to or by such country or non-state entity and, in the case of assistance provided by such country or non-state entity, a description of to whom such assistance was provided.

[(6) An assessment of the annual capability of such country and non-state entity to produce new or newly designed nuclear weapons.

[(7) A description of the type of fissile materials used in any nuclear weapons possessed by such country or non-state entity.

[(8) A description of the location and production capability of any fissile materials production facilities in such country or controlled by such non-state entity, the current status of any such facilities, and any plans by such country or non-state entity to develop such facilities.

[(9) An identification of the source of any fissile materials used by such country or non-state entity, if such materials are not produced in facilities referred to in paragraph (8).

[(10) An assessment of the intentions of such country or non-state entity to leverage civilian nuclear capabilities for a nuclear weapons program.

[(11) A description of any delivery systems available to such country or non-state entity and an assessment of whether nuclear warheads have been mated, or there are plans for such warheads to be mated, to any such delivery system.

[(12) An assessment of the physical security of the storage facilities for nuclear weapons in such country or controlled by such non-state entity.

[(13) An assessment of whether such country is modernizing or otherwise improving the safety, security, and reliability of the nuclear weapons stockpile of such country.

[(14) An assessment of the industrial capability and capacity of such country or non-state entity to produce nuclear weapons.

[(15) In the case of a country, an assessment of the policy of such country on the employment and use of nuclear weapons.

[(c)REFERENCES TO OTHER REPORTS.—Each report submitted under subsection (a) shall include a copy of any other report that is incorporated by reference into the report submitted under subsection (a).

[(d)UNCLASSIFIED SUMMARY.—Each report submitted under subsection (a) shall include an unclassified summary of such report.

[(e)SUBMITTAL TO CONGRESS.—

[(1) IN GENERAL.—Except as provided in paragraph (2), the Director of National Intelligence shall submit to the congressional defense committees, the Select Committee on Intelligence of the Senate, and the Permanent Select Committee on Intelligence of the House of Representatives the first report re-

quired under subsection (a) by not later than September 1, 2010.

[(2) NOTIFICATION OF DELAY IN SUBMITTAL.—If the Director of National Intelligence determines that it will not be possible for the Director to submit the first report required under subsection (a) by September 1, 2010, the Director shall, not later than August 1, 2010, submit to the committees specified in paragraph (1) a notice—

[(A) that such report will not be submitted by September 1, 2010; and

[(B) setting forth the date by which the Director will submit such report.

[(f) CONFORMING AMENDMENT.—Section 722 of the Combatting Proliferation of Weapons of Mass Destruction Act of 1996 (50 U.S.C. 2369) is repealed.

[(g) DEFINITIONS.—In this section:

[(1) FOREIGN PERSON.—The term “foreign person” means any of the following:

[(A) A natural person who is not a citizen of the United States.

[(B) A corporation, business association, partnership, society, trust, or other nongovernmental entity, organization, or group that is organized under the laws of a foreign country or has its principal place of business in a foreign country.

[(C) Any foreign government or foreign governmental entity operating as a business enterprise or in any other capacity.

[(D) Any successor, subunit, or subsidiary of any entity described in subparagraph (B) or (C).

[(2) COUNTRY OF PROLIFERATION CONCERN.—The term “country of proliferation concern” means any country identified by the Director of Central Intelligence as having engaged in the acquisition of dual-use and other technology useful for the development or production of weapons of mass destruction (including nuclear weapons, chemical weapons, and biological weapons) or advanced conventional munitions—

[(A) in the most recent report under section 721 of the Combating Proliferation of Weapons of Mass Destruction Act of 1996 (50 U.S.C. 2366); or

[(B) in any successor report on the acquisition by foreign countries of dual-use and other technology useful for the development or production of weapons of mass destruction.]

* * * * *

CUBAN LIBERTY AND DEMOCRATIC SOLIDARITY (LIBERTAD) ACT OF 1996

* * * * *

SEC. 1. SHORT TITLE; TABLE OF CONTENTS

(a) * * *

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

*	*	*	*	*	*	*
TITLE I—STRENGTHENING INTERNATIONAL SANCTIONS AGAINST THE CASTRO GOVERNMENT						
*	*	*	*	*	*	*
[Sec. 108. Reports on commerce with, and assistance to, Cuba from other foreign countries.]						
*	*	*	*	*	*	*

TITLE I—STRENGTHENING INTERNATIONAL SANCTIONS AGAINST THE CASTRO GOVERNMENT

* * * * *

[SEC. 108. REPORTS ON COMMERCE WITH, AND ASSISTANCE TO, CUBA FROM OTHER FOREIGN COUNTRIES.

[(a)REPORTS REQUIRED.—Not later than 90 days after the date of the enactment of this Act, and by January 1 of each year thereafter until the President submits a determination under section 203(c)(1), the President shall submit a report to the appropriate congressional committees on commerce with, and assistance to, Cuba from other foreign countries during the preceding 12-month period.

[(b)CONTENTS OF REPORTS.—Each report required by subsection (a) shall, for the period covered by the report, contain the following, to the extent such information is available:

[(1) A description of all bilateral assistance provided to Cuba by other foreign countries, including humanitarian assistance.

[(2) A description of Cuba’s commerce with foreign countries, including an identification of Cuba’s trading partners and the extent of such trade.

[(3) A description of the joint ventures completed, or under consideration, by foreign nationals and business firms involving facilities in Cuba, including an identification of the location of the facilities involved and a description of the terms of agreement of the joint ventures and the names of the parties that are involved.

[(4) A determination as to whether or not any of the facilities described in paragraph (3) is the subject of a claim against Cuba by a United States national.

[(5) A determination of the amount of debt of the Cuban Government that is owed to each foreign country, including—

[(A) the amount of debt exchanged, forgiven, or reduced under the terms of each investment or operation in Cuba involving foreign nationals; and

[(B) the amount of debt owed the foreign country that has been exchanged, forgiven, or reduced in return for a grant by the Cuban Government of an equity interest in a property, investment, or operation of the Cuban Government or of a Cuban national.

[(6) A description of the steps taken to assure that raw materials and semifinished or finished goods produced by facilities

in Cuba involving foreign nationals do not enter the United States market, either directly or through third countries or parties.

[(7) An identification of countries that purchase, or have purchased, arms or military supplies from Cuba or that otherwise have entered into agreements with Cuba that have a military application, including—

[(A) a description of the military supplies, equipment, or other material sold, bartered, or exchanged between Cuba and such countries,

[(B) a listing of the goods, services, credits, or other consideration received by Cuba in exchange for military supplies, equipment, or material, and

[(C) the terms or conditions of any such agreement.]

* * * * *

COMPREHENSIVE IRAN SANCTIONS, ACCOUNTABILITY, AND DIVESTMENT ACT OF 2010

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) * * *

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

* * * * *

TITLE III—PREVENTION OF DIVERSION OF CERTAIN GOODS, SERVICES, AND TECHNOLOGIES TO IRAN

* * * * *

[Sec. 302. Identification of countries of concern with respect to the diversion of certain goods, services, and technologies to or through Iran.]

* * * * *

TITLE III—PREVENTION OF DIVERSION OF CERTAIN GOODS, SERVICES, AND TECHNOLOGIES TO IRAN

* * * * *

[SEC. 302. IDENTIFICATION OF COUNTRIES OF CONCERN WITH RESPECT TO THE DIVERSION OF CERTAIN GOODS, SERVICES, AND TECHNOLOGIES TO OR THROUGH IRAN.

[(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the President, the Secretary of Defense, the Secretary of Commerce, the Secretary of State, the Secretary of the Treasury, and the appropriate congressional committees a report that identifies each country the government of which the Director believes, based on all information available to the Director, is allowing the diversion through the country of goods, services, or technologies described in subsection (b) to Iranian end-users or Iranian intermediaries.

[(b)GOODS, SERVICES, AND TECHNOLOGIES DESCRIBED.—Goods, services, or technologies described in this subsection are goods, services, or technologies—

[(1) that—

[(A) originated in the United States;

[(B) would make a material contribution to Iran’s—

[(i) development of nuclear, chemical, or biological weapons;

[(ii) ballistic missile or advanced conventional weapons capabilities; or

[(iii) support for international terrorism; and

[(C) are—

[(i) items on the Commerce Control List or services related to those items; or

[(ii) defense articles or defense services on the United States Munitions List; or

[(2) that are prohibited for export to Iran under a resolution of the United Nations Security Council.

[(c)UPDATES.—The Director of National Intelligence shall update the report required by subsection (a)—

[(1) as new information becomes available; and

[(2) not less frequently than annually.

[(d)FORM.—The report required by subsection (a) and the updates required by subsection (c) may be submitted in classified form.]

SEC. 303. DESTINATIONS OF DIVERSION CONCERN.

(a) * * *

(b)REPORT ON DESIGNATION.—Upon designating a country as a Destination of Diversion Concern under subsection (a), the President shall submit to the appropriate congressional committees [a report—] a report notifying those committees of the designation of the country.

[(1) notifying those committees of the designation of the country; and

[(2) containing a list of the goods, services, and technologies described in section 302(b) that the President determines are diverted through the country to Iranian end-users or Iranian intermediaries.]

* * * * *

FOREIGN ASSISTANCE ACT OF 1961

* * * * *

TITLE XII—FAMINE PREVENTION AND FREEDOM FROM HUNGER

* * * * *

CHAPTER 1—GENERAL PROVISIONS

* * * * *

SEC. 620F. NUCLEAR NON-PROLIFERATION POLICY IN SOUTH ASIA.

(a) * * *

* * * * *

[(c)REPORT ON PROGRESS TOWARD REGIONAL NON-PROLIFERATION.—Not later than April 1 of each year, the President shall submit a report to the Committees on Appropriations, the Speaker of the House of Representatives, and the chairman of the Committee on Foreign Relations of the Senate, on nuclear proliferation in South Asia, including efforts taken by the United States to achieve a regional agreement on nuclear non-proliferation, and including a comprehensive list of the obstacles to concluding such a regional agreement.]

* * * * *

**SECTION 804 OF THE FOREIGN RELATIONS
AUTHORIZATION ACT, FISCAL YEARS 1990 AND 1991**

SEC. 804. REPORTING REQUIREMENT.

(a) * * *

[(b)REPORT ON COMPLIANCE WITH COMMITMENTS.—Beginning 30 days after the date of enactment of this Act, and every 120 days thereafter in which the dialogue between the United States and the PLO has not been discontinued, the President shall submit to the Speaker of the House of Representatives and the chairman of the Committee on Foreign Relations of the Senate a report, in unclassified form to the maximum extent practicable, regarding progress toward the achievement of the measures described in section 803(b). Such report shall include—

[(1) a description of actions or statements by the PLO as an organization, its Chairman, members of its Executive Committee, members of the Palestine National Council, or any constituent groups related thereto, as they relate to the Geneva commitments of December 1988 regarding cessation of terrorism and recognition of Israel's right to exist, including actions or statements that contend that the declared "Palestinian state" encompasses all of Israel;

[(2) a description of the steps, if any, taken by the PLO to evict or otherwise discipline individuals or groups taking actions inconsistent with the Geneva commitments;

[(3) a statement of whether the PLO, in accordance with procedures in Article 33 of the Palestinian National Covenant, has repealed provisions in that Covenant which call for Israel's destruction;

[(4) a statement of whether the PLO has repudiated its "strategy of stages" whereby it seeks to use a Palestinian state in the West Bank and Gaza as the first step in the total elimination of the state of Israel;

[(5) a statement of whether the PLO has called on any Arab state to recognize and enter direct negotiations with Israel or to end its economic boycott of Israel;

[(6) a statement of whether "Force 17" and the "Hawari Group", units directed by Yasser Arafat that have carried out

terrorist attacks, have been disbanded and not reconstituted under different names;

【(7) a statement of whether the following PLO constituent groups conduct or participate in terrorist or other violent activities: the Fatah; the Popular Front for the Liberation of Palestine; the Democratic Front for the Liberation of Palestine; the Arab Liberation Front; the Palestine Liberation Front;

【(8) a statement of the PLO's position on the unrest in the West Bank and Gaza, and whether the PLO threatens, through violence or other intimidation measures, Palestinians in the West Bank and Gaza who advocate a cessation of or who do not support the unrest, and who might be receptive to taking part in elections there;

【(9) a statement of the position of the PLO regarding the prosecution and extradition, if so requested, of known terrorists such as Abu Abbas, who directed the Achille Lauro hijacking during which Leon Klinghoffer was murdered, and Muhammed Rashid, implicated in the 1982 bombing of a PanAm jet and the 1986 bombing of a TWA jet in which four Americans were killed;

【(10) a statement of the position of the PLO on providing compensation to the American victims or the families-of American victims of PLO terrorism

【(11) a statement on the effectiveness of end-use monitoring of international or United States aid being provided to the Palestinian Authority, Palestinian Liberation Organization, or the Palestinian Legislative Council, or to any other agent or instrumentality of the Palestinian Authority, on Palestinian efforts to comply with international accounting standards and on enforcement of anti-corruption measures; and

【(12) a statement on compliance by the Palestinian Authority with the democratic reforms, with specific details regarding the separation of powers called for between the executive and Legislative Council, the status of legislation passed by the Legislative Council and sent to the executive, the support of the executive for local and municipal elections, the status of freedom of the press, and of the ability of the press to broadcast debate from within the Legislative Council and about the activities of the Legislative Council.】

【(c)】 (b)REPORT ON POLICIES OF ARAB STATES.—Not more than 30 days after the date of enactment of this Act, the Secretary of State shall prepare and submit to the Congress a report concerning the policies of Arab states toward the Middle East peace process, including progress toward—

(1) public recognition of Israel's right to exist in peace and security;

(2) ending the Arab economic boycott of Israel; and

(3) ending efforts to expel Israel from international organizations or denying participation in the activities of such organizations.

SUDAN PEACE ACT

* * * * *

ISEC. 8. REPORTING REQUIREMENTS

[(a) REPORT ON COMMERCIAL ACTIVITY. Not later than 30 days after the date of the enactment of the Comprehensive Peace in Sudan Act of 2004, and annually thereafter until the completion of the interim period outlined in the Machakos Protocol of 2002, the Secretary of State, in consultation with relevant United States Government departments and agencies, shall submit to the appropriate congressional committees a report regarding commercial activity in Sudan that includes—

[(1) a description of the sources and current status of Sudan's financing and construction of infrastructure and pipelines for oil exploitation, the effects of such financing and construction on the inhabitants of the regions in which the oil fields are located and the ability of the Government of Sudan to finance the war in Sudan with the proceeds of the oil exploitation;

[(2) a description of the extent to which that financing was secured in the United States or with the involvement of United States citizens; and

[(3) a description of the relationships between Sudan's arms industry and major foreign business enterprises and their subsidiaries, including government-controlled entities.

[(b) REPORT ON THE CONFLICT IN SUDAN, INCLUDING THE DARFUR REGION. Not later than 30 days after the date of the enactment of the Comprehensive Peace in Sudan Act of 2004, and annually thereafter until the completion of the interim period outlined in the Machakos Protocol of 2002, the Secretary of State shall prepare and submit to the appropriate congressional committees a report regarding the conflict in Sudan, including the conflict in the Darfur region. Such report shall include—

[(1) the best estimates of the extent of aerial bombardment of civilian centers in Sudan by the Government of Sudan, including targets, frequency, and best estimates of damage; and

[(2) a description of the extent to which humanitarian relief in Sudan has been obstructed or manipulated by the Government of Sudan or other forces, and a contingency plan to distribute assistance should the Government of Sudan continue to obstruct or delay the international humanitarian response to the crisis in Darfur.

[(c) REPORT ON AFRICAN UNION MISSION IN SUDAN. Until such time as AMIS concludes its mission in Darfur, in conjunction with the other reports required under this section, the Secretary of State, in consultation with all relevant Federal departments and agencies, shall prepare and submit a report, to the appropriate congressional committees, regarding—

[(1) a detailed description of all United States assistance provided to the African Union Mission in Sudan (referred to in this subsection as "AMIS") since the establishment of AMIS, reported by fiscal year and the type and purpose of such assistance; and

[(2) the level of other international assistance provided to AMIS, including assistance from countries, regional and international organizations, such as the North Atlantic Treaty Organization, the European Union, the Arab League, and the

United Nations, reported by fiscal year and the type and purpose of such assistance, to the extent possible.

[(d) REPORT ON SANCTIONS IN SUPPORT OF PEACE IN DARFUR. In conjunction with the other reports required under this section, the Secretary of State shall submit a report to the appropriate congressional committees regarding sanctions imposed under section 6 of the Comprehensive Peace in Sudan Act of 2004, including—120 STAT. 1881

[(1) a description of each sanction imposed under such provision of law;

[(2) the name of the individual or entity subject to the sanction, if applicable; and

[(3) whether or not such individual has been identified by the United Nations panel of experts.

[(e) REPORT ON UNITED STATES MILITARY ASSISTANCE. In conjunction with the other reports required under this section, the Secretary of State shall submit a report to the appropriate congressional committees describing the effectiveness of any assistance provided under section 8 of the Darfur Peace and Accountability Act of 2006, including—

[(1) a detailed annex on any military assistance provided in the period covered by this report;

[(2) the results of any review or other monitoring conducted by the Federal Government with respect to assistance provided under that Act; and

[(3) any unauthorized retransfer or use of military assistance furnished by the United States.

[(g) DISCLOSURE TO THE PUBLIC. The Secretary of State shall publish or otherwise make available to the public each unclassified report, or portion of a report that is unclassified, submitted under subsection (a) or (b).]

* * * * *

SEC. 11. INVESTIGATION OF WAR CRIMES.

(a) * * *

[(b) REPORT.—Not later than 6 months after the date of the enactment of this Act and annually thereafter, the Secretary of State shall prepare and submit to the appropriate congressional committees a detailed report on the information that the Secretary of State has collected under subsection (a) and any findings or determinations made by the Secretary on the basis of that information. The report under this subsection may be submitted as part of the report required under section 8.]

[(c) (b) CONSULTATIONS WITH OTHER DEPARTMENTS.—In preparing the report required by this section, the Secretary of State shall consult and coordinate with all other Government officials who have information necessary to complete the report. Nothing contained in this section shall require the disclosure, on a classified or unclassified basis, of information that would jeopardize sensitive sources and methods or other vital national security interests.

* * * * *



**FOREIGN RELATIONS AUTHORIZATION ACT, FISCAL
YEAR 2003**

* * * * *

**DIVISION A—DEPARTMENT OF STATE
AUTHORIZATION ACT, FISCAL YEAR
2003**

* * * * *

**TITLE VI—MISCELLANEOUS
PROVISIONS**

* * * * *

Subtitle B—Tibet Policy

* * * * *

[SEC. 613. TIBET NEGOTIATIONS.

[(a)POLICY.—

[(1) IN GENERAL.—The President and the Secretary should encourage the Government of the People’s Republic of China to enter into a dialogue with the Dalai Lama or his representatives leading to a negotiated agreement on Tibet.

[(2) COMPLIANCE.—After such an agreement is reached, the President and the Secretary should work to ensure compliance with the agreement.

[(b)PERIODIC REPORTS.—Not later than 180 days after the date of the enactment of this Act, and every 12 months thereafter, the President shall transmit to the appropriate congressional committees a report on—

[(1) the steps taken by the President and the Secretary in accordance with subsection (a)(1); and

[(2) the status of any discussions between the People’s Republic of China and the Dalai Lama or his representatives.]

SEC. 613. TIBET NEGOTIATIONS.

(a)IN GENERAL.—The President and the Secretary should encourage the Government of the People’s Republic of China to enter into a dialogue with the Dalai Lama or his representatives leading to a negotiated agreement on Tibet.

(b)COMPLIANCE.—After such an agreement is reached, the President and the Secretary should work to ensure compliance with the agreement.

* * * * *



TITLE 49, UNITED STATES CODE

SUBTITLE I—DEPARTMENT OF TRANSPORTATION

* * * * *

CHAPTER 1—ORGANIZATION

* * * * *

§ 106. Federal Aviation Administration

(a) * * *

* * * * *

(p) MANAGEMENT ADVISORY COUNCIL AND AIR TRAFFIC SERVICES BOARD.—

(1) * * *

* * * * *

(7) AIR TRAFFIC SERVICES COMMITTEE.—

(A) * * *

* * * * *

[(H) REPORTS.—

[(i) ANNUAL.—The Committee shall each year report with respect to the conduct of its responsibilities under this title to the Secretary, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

[(ii) ADDITIONAL REPORT.—If a determination by the Committee under subparagraph (D)(i) that the organization and operation of the air traffic control system are not allowing the Administration to carry out its mission, the Committee shall report such determination to the Secretary, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

[(iii) ACTION OF ADMINISTRATOR ON REPORT.—Not later than 60 days after the date of a report of the Committee under this subparagraph, the Administrator shall take action with respect to such report. If the Administrator overturns a recommendation of the Committee, the Administrator shall report such action to the President, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate.

[(iv) COMPTROLLER GENERAL'S REPORT.—Not later than April 30, 2003, the Comptroller General of the United States shall transmit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on

the success of the Committee in improving the performance of the air traffic control system.】

【(I)】 (H) AUTHORIZATION.—There are authorized to be appropriated to the Committee such sums as may be necessary for the Committee to carry out its activities.

* * * * *

SUBTITLE II—OTHER GOVERNMENT AGENCIES

* * * * *

CHAPTER 11—NATIONAL TRANSPORTATION SAFETY BOARD

* * * * *

SUBCHAPTER III—AUTHORITY

* * * * *

§ 1138. Evaluation and audit of National Transportation Safety Board

(a)IN GENERAL.—To promote economy, efficiency, and effectiveness in the administration of the programs, operations, and activities of the National Transportation Safety Board, the Comptroller General of the United States shall evaluate and audit the programs and expenditures of the National Transportation Safety Board. Such evaluation and audit shall be conducted [at least annually, but may be conducted] as determined necessary by the Comptroller General or the appropriate congressional committees.

* * * * *

SUBTITLE VII—AVIATION PROGRAMS

* * * * *

PART B—AIRPORT DEVELOPMENT AND NOISE

* * * * *

CHAPTER 471—AIRPORT DEVELOPMENT

* * * * *

SUBCHAPTER I—AIRPORT IMPROVEMENT

* * * * *

§ 47107. Project grant application approval conditioned on assurances about airport operations

(a) * * *

* * * * *

【(k)ANNUAL SUMMARIES OF FINANCIAL REPORTS.—The Secretary shall provide to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and

Infrastructure of the House of Representatives an annual summary of the reports submitted to the Secretary under subsection (a)(19) of this section and under section 111(b) of the Federal Aviation Administration Authorization Act of 1994.]

* * * * *

SUBTITLE VIII—PIPELINES

* * * * *

CHAPTER 601—SAFETY

* * * * *

§ 60130. Pipeline safety information grants to communities

(a) * * *

* * * * *

[(c) ANNUAL REPORT.—

[(1) IN GENERAL.—Not later than 90 days after the last day of each fiscal year for which grants are made by the Secretary under this section, the Secretary shall report to the Committees on Commerce, Science, and Transportation and Energy and Natural Resources of the Senate and the Committees on Transportation and Infrastructure and Energy and Commerce of the House of Representatives on grants made under this section in the preceding fiscal year.

[(2) CONTENTS.—The report shall include—

[(A) a listing of the identity and location of each recipient of a grant under this section in the preceding fiscal year and the amount received by the recipient;

[(B) a description of the purpose for which each grant was made; and

[(C) a description of how each grant was used by the recipient.]

[(d) (c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary of Transportation for carrying out this section \$1,500,000 for each of fiscal years 2012 through 2015. Such amounts shall not be derived from user fees collected under section 60301.

* * * * *

VISION 100—CENTURY OF AVIATION REAUTHORIZATION ACT

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Vision 100—Century of Aviation Reauthorization Act”.

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

Sec. 1. Short title; table of contents.

* * * * *

TITLE VI—AVIATION SECURITY

* * * * *
[Sec. 602. Justification for air defense identification zone.]
* * * * *

TITLE I—AIRPORT AND AIRWAY IMPROVEMENTS

* * * * *

Subtitle D—Miscellaneous

* * * * *

SEC. 182. PILOT PROGRAM FOR INNOVATIVE FINANCING OF AIR TRAFFIC CONTROL EQUIPMENT.

(a) * * *

* * * * *

[(e)ANNUAL REPORTS.—At the end of each fiscal year during the term of the pilot program, the Administrator shall transmit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on how the Administrator has implemented in such fiscal year the pilot program, the number and types of contracts or contract amendments that are entered into under the program, and the program’s cost effectiveness.]

[(f)] (e)FUNDING.—Out of amounts appropriated under section 48101 for fiscal year 2004, such sums as may be necessary shall be available to carry out this section.

* * * * *

TITLE VI—AVIATION SECURITY

* * * * *

[SEC. 602. JUSTIFICATION FOR AIR DEFENSE IDENTIFICATION ZONE.

[(a)IN GENERAL.—If the Administrator of the Federal Aviation Administration establishes an Air Defense Identification Zone (in this section referred as an “ADIZ”), the Administrator shall transmit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate, not later than 60 days after the date of establishing the ADIZ, a report containing an explanation of the need for the ADIZ. The Administrator also shall transmit to the Committees updates of the report every 60 days until the ADIZ is rescinded. The reports and updates shall be transmitted in classified form.

[(b)EXISTING ADIZ.—If an ADIZ is in effect on the date of enactment of this Act, the Administrator shall transmit an initial report under subsection (a) not later than 30 days after such date of enactment.

[(c)DESCRIPTION OF CHANGES TO IMPROVE OPERATIONS.—A report transmitted by the Administrator under this section shall in-

clude a description of any changes in procedures or requirements that could improve operational efficiency or minimize operational impacts of the ADIZ on pilots and controllers. This portion of the report may be transmitted in classified or unclassified form.

[(d)DEFINITION.—In this section, the terms “Air Defense Identification Zone” and “ADIZ” each mean a zone established by the Administrator with respect to airspace under 18,000 feet in approximately a 15- to 38-mile radius around Washington, District of Columbia, for which security measures are extended beyond the existing 15-mile no-fly zone around Washington and in which general aviation aircraft are required to adhere to certain procedures issued by the Administrator.]

* * * * *

WENDELL H. FORD AVIATION INVESTMENT AND REFORM ACT FOR THE 21ST CENTURY

* * * * *

TITLE VII—MISCELLANEOUS PROVISIONS

* * * * *

SEC. 726. STANDARDS FOR AIRCRAFT AND AIRCRAFT ENGINES TO REDUCE NOISE LEVELS.

(a) * * *

* * * * *

[(c)ANNUAL REPORT.—Not later than July 1, 2000, and annually thereafter, the Secretary shall transmit to Congress a report regarding the application of new standards or technologies to reduce aircraft noise levels.]

* * * * *

SECTION 539 OF THE FOREIGN ASSISTANCE AND RELATED PROGRAMS APPROPRIATIONS ACT, 1987

* * *

SEC. 539. (a)

* * * * *

[(e) The Secretary of the Treasury shall prepare and submit to the Committees on Appropriations by January 15, 1987, and annually thereafter, a report documenting the progress the Multilateral Development Banks have made in implementing the environmental reform measures described in paragraphs one through eight of subsection (a).

[(f) In the report of the Secretary of the Treasury required by subsection (e), regarding the implementation of staffing measures suggested in subsection (a)(1)(A), the Secretary of the Treasury shall specifically discuss progress of the International Bank for Reconstruction and Development in upgrading and adding environ-

mentally trained professionals to each of its six regional offices to review projects for their prospective ecological impacts.】

* * * * *

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS ACT, 1990

* * * * *

TITLE V—GENERAL PROVISIONS

* * * * *

ENVIRONMENTAL CONCERNS

SEC. 533. (a) * * *

【(b) The Secretary of the Treasury as a part of the annual report to the Congress shall describe in detail, progress made by each of the MDBs in adopting and implementing programs meeting the standards set out in subsection (a), including in particular—

【(1) efforts by the Department of Treasury to assure implementation by each of the MDBs of programs substantially equivalent to those set out in this section, and results of such efforts;

【(2) progress made by each MDB in drafting and implementing least cost energy plans for each recipient country which meets requirements outlined in subsection (a)(2);

【(3) the absolute dollar amounts, and proportion of total lending in the energy sector, of loans and portions of loans, approved by each MDB in the previous year for projects or programs of end-use energy efficiency and conservation and renewable energy.】

* * * * *

SECTION 2 OF PUBLIC LAW 108-215

AN ACT To authorize the President of the United States to agree to certain amendments to the Agreement between the Government of the United States of America and the Government of the United Mexican States concerning the establishment of a Border Environment Cooperation Commission and a North American Development Bank, and for other purposes.

* * * * *

【SEC. 2. ANNUAL REPORT.

【The Secretary of the Treasury shall submit annually to the Committee on Financial Services of the House of Representatives and the Committee on Foreign Relations of the Senate a written report on the North American Development Bank, which addresses the following issues:

【(1) The number and description of the projects that the North American Development Bank has approved. The description shall include the level of market-rate loans, non-market-rate loans, and grants used in an approved project, and a description of whether an approved project is located within 100 kilometers of the international boundary between the United

States and Mexico or within 300 kilometers of the international boundary between the United States and Mexico.

[(2) The number and description of the approved projects in which money has been dispersed.

[(3) The number and description of the projects which have been certified by the Border Environment Cooperation Commission, but yet not financed by the North American Development Bank, and the reasons that the projects have not yet been financed.

[(4) The total of the paid-in capital, callable capital, and retained earnings of the North American Development Bank, and the uses of such amounts.

[(5) A description of any efforts and discussions between the United States and Mexican governments to expand the type of projects which the North American Development Bank finances beyond environmental projects.

[(6) A description of any efforts and discussions between the United States and Mexican governments to improve the effectiveness of the North American Development Bank.

[(7) The number and description of projects authorized under the Water Conservation Investment Fund of the North American Development Bank.]

* * * * *

INTERNATIONAL FINANCIAL INSTITUTIONS ACT

* * * * *

TITLE VII—HUMAN RIGHTS

SEC. 701. (a) * * *

* * * * *

[(c)(1) The Secretary of the Treasury shall report annually on all loans considered by the Boards of Executive Directors of the institutions listed in subsection (a) to the Chairman and ranking minority member of the Committee on Banking, Finance and Urban Affairs of the House of Representatives, or the designees of such Chairman and ranking minority member, and the Chairman and ranking minority member of the Committee on Foreign Relations of the Senate.

[(2) Each report required by paragraph (1) shall—

[(A) include a list of all loans considered by the Board of Executive Directors of the institutions listed in subsection (a) and shall specify with respect to each such loan—

- [(i) the institution involved;
- [(ii) the date of final action;
- [(iii) the borrower;
- [(iv) the amount;
- [(v) the project or program;
- [(vi) the vote of the United States Government;
- [(vii) the reason for United States Government opposition, if any;
- [(viii) the final disposition of the loan; and

[(ix) if the United States Government opposed the loan, whether the loan meets basic human needs;

[(B) indicate whether the United States has opposed any loan, financial assistance, or technical assistance to a country on human rights grounds;

[(C) indicate whether the United States has voted in favor of a loan, financial assistance, or technical assistance to a country with respect to which the United States had, in the preceding 2 years, opposed a loan, financial assistance, or technical assistance on human rights grounds; and

[(D) in cases where the United States changed its voting position from opposition to support or from support to opposition, on human rights grounds—

[(i) indicate the policy considerations that were taken into account in the development of the United States voting position;

[(ii) describe human rights conditions in the country involved;

[(iii) indicate how the United States voted on all other loans, financial assistance, and technical assistance to such country during the preceding 2 years; and

[(iv) contain information as to how the United States voting position relates to the overall United States Government policy on human rights in such country.]

[(d)] (c) The United States Government, in connection with its voice and vote in the institutions listed in subsection (a), shall seek to channel assistance to projects which address basic human needs of the people of the recipient country.

[(e)] (d) In determining whether a country is in gross violation of internationally recognized human rights standards, as defined by the provisions of subsection (a), the United States Government shall give consideration to the extent of cooperation of such country in permitting an unimpeded investigation of alleged violations of internationally recognized human rights by appropriate international organizations including, but not limited to, the International Committee of the Red Cross, Amnesty International, the International Commission of Jurists, and groups or persons acting under the authority of the United Nations or the Organization of American States.

[(f)] (e) The United States Executive Directors of the institutions listed in subsection (a) are authorized and instructed to oppose any loan, any extension of financial assistance, or any technical assistance to any country described in subsection (a) (1) or (2), unless such assistance is directed specifically to programs which serve the basic human needs of the citizens of such country.

[(g)] (f) The Secretary of the Treasury or his delegate shall consult frequently and in a timely manner with the chairmen and ranking minority members of the Committee on Banking, Finance and Urban Affairs of the House of Representatives and of the Committee on Foreign Relations of the Senate to inform them regarding any prospective changes in policy direction toward countries which have or recently have had poor human rights records.

* * * * *

TITLE XIII—THE ENVIRONMENT

* * * * *

SEC. 1307. ASSESSMENT OF ENVIRONMENTAL IMPACT OF PROPOSED MULTILATERAL DEVELOPMENT BANK ACTIONS.

(a) * * *

* * * * *

(g) **MULTILATERAL DEVELOPMENT BANK DEFINED.**—In this title, the term “multilateral development bank” means the International Bank for Reconstruction and Development, the European Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Multilateral Investment Guarantee Agency, the African Development Bank, the African Development Fund, the Asian Development Bank, the Inter-American Development Bank, the Inter-American Investment Corporation, any other institution (other than the International Monetary Fund) specified in section 1701(c)(2) (*as in effect just before the effective date of the Government Reports Elimination Act of 2014*), and any subsidiary of any such institution.

SEC. 1308. CLIMATE CHANGE MITIGATION AND GREENHOUSE GAS ACCOUNTING.

(a) **USE OF GREENHOUSE GAS ACCOUNTING.**—The Secretary of the Treasury shall seek to ensure that multilateral development banks (as defined in section [1701(c)(4) of this Act] *1701(c)(4) (as in effect just before the effective date of the Government Reports Elimination Act of 2014)*) adopt and implement greenhouse gas accounting in analyzing the benefits and costs of individual projects (excluding those with de minimus greenhouse gas emissions) for which funding is sought from the bank.

(b) **EXPANSION OF CLIMATE CHANGE MITIGATION ACTIVITIES.**—The Secretary of the Treasury shall work to ensure that the multilateral development banks (as defined in section 1701(c)(4) (*as in effect just before the effective date of the Government Reports Elimination Act of 2014*)) expand their activities supporting climate change mitigation by—

(1) * * *

* * * * *

TITLE XV—OTHER POLICIES

* * * * *

SEC. 1502. MILITARY SPENDING BY RECIPIENT COUNTRIES; MILITARY INVOLVEMENT IN THE ECONOMIES OF RECIPIENT COUNTRIES.

(a) **CONSIDERATION OF COMMITMENT TO ACHIEVING CERTAIN GOALS.**—

(1) **IN GENERAL.**—The Secretary of the Treasury shall instruct the United States Executive Directors of the international financial institutions (as defined in section 1701(c)(2) (*as in effect just before the effective date of the Government Reports Elimination Act of 2014*)) to promote growth in the international economy by taking into account, when considering whether to support or oppose loan proposals at these institutions, the extent to which the recipient government has demonstrated a commitment to achieving the following goals:

(A) * * *

* * * * *

SEC. 1503. ADVOCACY OF POLICIES TO ENHANCE THE GENERAL EFFECTIVENESS OF THE INTERNATIONAL MONETARY FUND.

(a) **IN GENERAL.**—The Secretary of the Treasury shall instruct the United States Executive Director of the International Monetary Fund to use aggressively the voice and vote of the Executive Director to do the following:

(1) * * *

* * * * *

(3) Vigorously promote policies to increase the effectiveness of the International Monetary Fund, in concert with appropriate international authorities and other international financial institutions (as defined in section 1701(c)(2) *(as in effect just before the effective date of the Government Reports Elimination Act of 2014)*), in strengthening financial systems in developing countries, and encouraging the adoption of sound banking principles and practices, including the development of laws and regulations that will help to ensure that domestic financial institutions meet strong standards regarding capital reserves, regulatory oversight, and transparency.

(4) Vigorously promote policies to increase the effectiveness of the International Monetary Fund, in concert with appropriate international authorities and other international financial institutions (as defined in section 1701(c)(2) *(as in effect just before the effective date of the Government Reports Elimination Act of 2014)*), in facilitating the development and implementation of internationally acceptable domestic bankruptcy laws and regulations in developing countries, including the provision of technical assistance as appropriate.

* * * * *

(6) Vigorously promote policies that would make the International Monetary Fund a more effective mechanism, in concert with appropriate international authorities and other international financial institutions (as defined in section 1701(c)(2) *(as in effect just before the effective date of the Government Reports Elimination Act of 2014)*), for promoting good governance principles within recipient countries by fostering structural reforms, including procurement reform, that reduce opportunities for corruption and bribery, and drug-related money laundering.

* * * * *

(14) Vigorously promote coordination with the International Bank for Reconstruction and Development and other international financial institutions (as defined in section 1701(c)(2) *(as in effect just before the effective date of the Government Reports Elimination Act of 2014)*) in promoting structural reforms which facilitate the provision of credit to small businesses, including microenterprise lending, especially in the world's poorest, heavily indebted countries.

* * * * *

SEC. 1504. ADMINISTRATIVE PROVISIONS.

(a) * * *

* * * * *

(f)MULTILATERAL DEVELOPMENT INSTITUTION DEFINED.—In this section, the term “multilateral development institution” shall have the meaning given in section 1701(c)(3) *(as in effect just before the effective date of the Government Reports Elimination Act of 2014)*.

* * * * *

TITLE XVI—HUMAN WELFARE

* * * * *

SEC. 1620. RESPECT FOR INDIGENOUS PEOPLES.

The Secretary of the Treasury shall direct the United States Executive Directors of the international financial institutions (as defined in section 1701(c)(2) *(as in effect just before the effective date of the Government Reports Elimination Act of 2014)*) and the United States representative to the council of the Global Environment Facility administered by the International Bank for Reconstruction and Development to use the voice and vote of the United States to bring about the creation and full implementation of policies designed to promote respect for and full protection of the territorial rights, traditional economies, cultural integrity, traditional knowledge and human rights of indigenous peoples.

SEC. 1621. ENCOURAGEMENT OF FAIR LABOR PRACTICES.

[(a)] The Secretary of the Treasury shall direct the United States Executive Directors of the international financial institutions (as defined in section 1701(c)(2) *(as in effect just before the effective date of the Government Reports Elimination Act of 2014)*) to use the voice and vote of the United States to urge the respective institution—

(1) * * *

* * * * *

[(b) The Secretary of the Treasury shall submit to the Committee on Banking, Finance and Urban Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate by the end of each fiscal year a report on the extent to which each borrowing country guarantees internationally recognized worker rights to its labor force and on progress toward achieving each of the goals described in subsection (a).]

* * * * *

SEC. 1625. MODIFICATION OF THE ENHANCED HIPC INITIATIVE.

(a) * * *

* * * * *

(e)DEFINITIONS.—In this section:

(1) * * *

* * * * *

(3) ENHANCED HIPC INITIATIVE.—The term “Enhanced HIPC Initiative” means the multilateral debt initiative for heavily indebted poor countries presented in the Report of G–7 Finance Ministers on the Cologne Debt Initiative to the Cologne Eco-

conomic Summit, Cologne, June 18–20, 1999. The Secretary of the Treasury shall instruct the United States Executive Director at each of the International Financial Institutions (as defined in section 1701(c)(2) of this Act (*as in effect just before the effective date of the Government Reports Elimination Act of 2014*)) to use the voice and vote of the United States to oppose the provision of loans or other use of the funds of the respective institution to any country the government of which the Secretary of State has determined, for purposes of section 6(j) of the Export Administration Act of 1979, section 620A of the Foreign Assistance Act of 1961, or section 40 of the Arms Export Control Act, to be a government that has repeatedly provided support for acts of international terrorism.

* * * * *

SEC. 1628. CANCELLATION OF HAITI'S DEBTS TO INTERNATIONAL FINANCIAL INSTITUTIONS.

(a) **IN GENERAL.**—The Secretary of the Treasury should direct the United States Executive Director at the International Monetary Fund, the International Development Association, the Inter-American Development Bank, the International Fund for Agricultural Development, and other multilateral development institutions (as defined in section 1701(c)(3) (*as in effect just before the effective date of the Government Reports Elimination Act of 2014*)) to use the voice, vote and influence of the United States at each such institution to seek to achieve—

(1) * * *

* * * * *

TITLE XVII—CONSOLIDATED REPORTING REQUIREMENTS

[(SEC. 1701. ANNUAL REPORT BY CHAIRMAN OF THE NATIONAL ADVISORY COUNCIL ON INTERNATIONAL MONETARY AND FINANCIAL POLICIES.

[(a) **IN GENERAL.**—The Chairman shall report annually to the Speaker of the House of Representatives, the President of the Senate, and to the President of the United States on the participation of the United States in the international financial institutions. The Chairman shall present such report to the Speaker of the House of Representatives and the President of the Senate not later than April 1 of each year following the close of the fiscal year covered by such report, except that the report for fiscal year 1989 shall be submitted not later than June 1, 1990.

[(b) **CONTENTS OF REPORTS.**—Each annual report required by subsection (a) shall contain—

[(1) such data and explanations concerning the effectiveness, operations, and policies of the international financial institutions, such recommendations concerning the international financial institutions, and such other data and material as the Chairman may deem appropriate;

[(2) the reports on each specific issue and topic which is required by any other provision of law to be included in the report of the National Advisory Council on International Monetary and Financial Policies required by section 4(b)(5) of the Bretton Woods Agreements Act, as in effect immediately before the date of the enactment of this section;

[(3) a description of each loan or other form of financial assistance approved by any international financial institution during the fiscal year covered by such report, and a discussion of how such loan or financial assistance will benefit the people, particularly the poor people, of the recipient country;

[(4) a review of the success achieved through the multilateral development banks in reducing or eliminating import restrictions and unfair export subsidies which—

[(A) have been determined to be consistent with international agreements; and

[(B) have a serious adverse impact on the United States;

[(5) a description of the actions taken and the progress made in carrying out subsections (a) and (b) of section 45 of the Bretton Woods Agreements Act;

[(6) the report required by section 2018(c) of the International Narcotics Act of 1986 (title II of Public Law 99-570), discussing the actions taken and progress made in encouraging the multilateral development banks to finance drug eradication and crop substitution programs;

[(7) a description of the progress made by the United States Executive Director of the International Monetary Fund with respect to the goals of section 55 of the Bretton Woods Agreements Act;

[(8) a description of the status of procedures in the multilateral development banks specifically designed to increase the productive role of the poor in the economies of the nations which are borrowers from such banks;

[(9) in consultation with the Secretary of State, a report on the progress toward achieving the goals of title VII (other than section 704), including the information required to be reported pursuant to section 701(c), and, for the fiscal year 1990, the report described in section 1613;

[(10) in consultation with the Secretary of State and the Administrator of the Agency for International Development, an assessment of the progress being made to implement the objectives of title XIII; and

[(11) a report on—

[(A) the progress made in transforming government-owned enterprises into privately owned enterprises as described in section 1612(b);

[(B) the performance of the privately owned enterprises resulting from such transformation; and

[(C) the contributions of development finance companies toward strengthening the private sector in member borrowing countries.

[(c) DEFINITIONS.—As used in this title, title XVIII, and title XIX:

[(1) CHAIRMAN.—The term “Chairman” means the Chairman of the National Advisory Council on International Monetary and Financial Policies.

[(2) INTERNATIONAL FINANCIAL INSTITUTIONS.—The term “international financial institutions” means the International Monetary Fund, International Bank for Reconstruction and Development, European Bank for Reconstruction and Development, International Development Association, International Finance Corporation, Multilateral Investment Guarantee Agency,

African Development Bank, African Development Fund, Asian Development Bank, Inter-American Development Bank, Bank for Economic Cooperation and Development in the Middle East and North Africa, and Inter-American Investment Corporation.

[(3) MULTILATERAL DEVELOPMENT INSTITUTIONS.—The term “multilateral development institutions” means the international financial institutions other than the International Monetary Fund.

[(4) MULTILATERAL DEVELOPMENT BANKS.—The term “multilateral development banks” means the multilateral development institutions other than the Multilateral Investment Guarantee Agency.

[(d) TESTIMONY REQUIRED.—Upon request of the Committee on Banking, Finance and Urban Affairs of the House of Representatives, the Chairman shall testify before the Committee to support and explain each annual report required by subsection (a). If the President has delegated to a person or persons other than the Chairman the authority to manage United States participation in the international financial institutions which was vested in the President by section 1(b) of the Reorganization Plan No. 4 of 1965, such person or persons shall, upon request of the Committee, accompany the Chairman and testify before the Committee with regard to such report. The Chairman and such other person or persons shall assess, in their testimony, the effectiveness of the international financial institutions, the major issues affecting United States participation, the major developments in the past year, the prospects for the coming year, United States policy goals with respect to the international financial institutions, and any specific issues addressed to them by any member of the Committee.

[(e) ADVISORY COMMITTEE ON IMF POLICY.—

[(1) IN GENERAL.—The Secretary of the Treasury should establish an International Monetary Fund Advisory Committee (in this subsection referred to as the “Advisory Committee”).

[(2) MEMBERSHIP.—The Advisory Committee should consist of members appointed by the Secretary of the Treasury, after appropriate consultations with the relevant organizations. Such members should include representatives from industry, representatives from agriculture, representatives from organized labor, representatives from banking and financial services, and representatives from nongovernmental environmental and human rights organizations.]

* * * * *

[SEC. 1705. ANNUAL REPORT AND TESTIMONY ON THE STATE OF THE INTERNATIONAL FINANCIAL SYSTEM, IMF REFORM, AND COMPLIANCE WITH IMF AGREEMENTS.

[(a) REPORTS.—Not later than October 1 of each year, the Secretary of the Treasury shall submit to the Committees on Banking and Financial Services and Ways and Means of the House of Representatives and the Committees on Finance and Foreign Relations of the Senate a written report on (1) the progress (if any) made by the United States Executive Director at the International Monetary Fund in influencing the International Monetary Fund to adopt the policies and reform its internal procedures in the manner described in section 1503, and (2) the progress made by the International Monetary Fund in adopting and implementing the policies de-

scribed in section 801(c)(1)(B) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2001.

[(b)TESTIMONY.—After submitting the report required by subsection (a) but not later than March 1 of each year, the Secretary of the Treasury shall appear before the Committee on Banking and Financial Services of the House Representatives and the Committee on Foreign Relations of the Senate and present testimony on—

[(1) any progress made in reforming the International Monetary Fund;

[(2) the status of efforts to reform the international financial system;

[(3) the compliance of countries which have received assistance from the International Monetary Fund with agreements made as a condition of receiving the assistance; and

[(4) the status of implementation of international anti-money laundering and counterterrorist financing standards by the International Monetary Fund, the multilateral development banks, and other multilateral financial policymaking bodies.]

* * * * *

SECTION 501 OF THE JOBS THROUGH EXPORTS ACT OF 1992

SEC. 501. ADDITIONAL PROCUREMENT OFFICERS.

(a) * * *

(b)DEFINITION.—As used in this section, the term “multilateral development bank” has the meaning given that term in section 1701(c) of the International Financial Institutions Act (22 U.S.C. 262r(c)) (*as in effect just before the effective date of the Government Reports Elimination Act of 2014*).

* * * * *

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS ACT, 1999

TITLE V—GENERAL PROVISIONS

* * * * *

[NATIONAL ADVISORY COUNCIL ON INTERNATIONAL MONETARY AND FINANCIAL POLICIES

[SEC. 583. (a) Notwithstanding any other provision of law, each annual report required by subsection 1701(a) of the International Financial Institutions Act, as amended (Public Law 95-118, 22 U.S.C. 262r), shall comprise—

[(1) an assessment of the effectiveness of the major policies and operations of the international financial institutions;

[(2) the major issues affecting United States participation;

[(3) the major developments in the past year;

[(4) the prospects for the coming year;

[(5) the progress made and steps taken to achieve United States policy goals (including major policy goals embodied in current law) with respect to the international financial institutions; and

[(6) such data and explanations concerning the effectiveness, operations, and policies of the international financial institutions, such recommendations concerning the international financial institutions, and such other data and material as the Chairman may deem appropriate.

[(b) The requirements of Sections 1602(e), 1603(c), 1604(c), and 1701(b) of the International Financial Institutions Act, as amended (Public Law 95-118, 22 U.S.C. 262p-1, 262p-2, 262p-3 and 262(r)), Section 2018(c) of the International Narcotics Control Act of 1986, as amended (Public Law 99-570, 22 U.S.C. 2291 note), Section 407(c) of the Foreign Debt Reserving Act of 1989 (Public Law 101-240, 22 U.S.C. 2291 note), Section 14(c) of the Inter-American Development Bank Act, as amended (Public Law 86-147, 22 U.S.C. 283j-l(c)), and Section 1002 of the Freedom for Russia and Emerging Eurasian Democracies and Open Markets Support Act of 1992 (Public Law 102511) (22 U.S.C. 28611(b)) shall no longer apply to the contents of such annual reports.]

* * * * *

TITLE VI—INTERNATIONAL FINANCIAL PROGRAMS AND REFORM

* * * * *

STRENGTHENING PROCEDURES FOR MONITORING USE OF IMF FUNDS

SEC. 605. (a) * * *

* * * * *

[(d) On a quarterly basis, the Secretary of the Treasury shall report to the appropriate committees on the standby or other arrangements of the Fund made during the preceding quarter, identifying separately the arrangements to which the policies described in section 601(4) of this title apply and the arrangements to which such policies do not apply.]

SECTION 2126 OF THE FULL-YEAR APPROPRIATIONS ACT, 2011

SEC. 2126. (a) * * *

[(c)REPORTING ON REFORMS.—Funds shall not be made available for a United States contribution to the Asian Development Bank (ADB) until the Secretary of the Treasury reports to the Committees on Appropriations that the ADB is making substantial progress toward the following policy goals—

[(1) implementing procurement guidelines that maximize international competitive bidding in accordance with sound procurement practices, including transparency, competition, and cost-effective results for Borrowers;

[(2) providing greater public disclosure of loan documents, with particular attention to persons affected by ADB projects;

[(3) implementing best practices in domestic laws and international conventions against corruption for whistleblower and

witness disclosures, and protections against retaliation for internal and lawful public disclosures by ADB employees and others affected by ADB operations who report illegality or other misconduct that could threaten the ADB’s mission, including best practices for legal burdens of proof; access to independent adjudicative bodies; and results that eliminate the effects of proven retaliation;

[(4) ensuring that the Investigations Office, Auditor General Office, and Evaluation Office are functionally independent, free from interference when determining the scope of investigations and audits, performing work and communicating results, and regularly report to the ADB’s board of directors and, as appropriate and in a manner consistent with such functional independence of the Investigations Office and the Auditor General Office, to the ADB President;

[(5) requiring that each candidate for adjustment or budget support loans provide an assessment of reforms to budgetary and procurement processes to encourage transparency, including budget publication and public scrutiny, prior to loan or grant approval;

[(6) ensuring that the ADB’s Accountability Mechanism provides transparency and protects local residents affected by ADB projects; and

[(7) making publicly available external and internal performance and financial audits of ADB projects on the ADB’s website.

[(d)REPORT DATES.—Not later than 180 days after enactment of this Act, and every 6 months thereafter until September 30, 2013, the Secretary of the Treasury shall submit to the Committees on Appropriations a report detailing the extent to which the ADB has made progress on each policy goal listed in subsection (c).]

* * * * *

SECTION 7081 OF THE DEPARTMENT OF STATE, FOREIGN OPERATIONS, AND RELATED PROGRAMS APPROPRIATIONS ACT, 2010

CLIMATE CHANGE AND ENVIRONMENT PROGRAMS

SEC. 7081. (a) * * *

* * * * *

(g) AUTHORIZATION FOR THE CLEAN TECHNOLOGY FUND. —

(1) * * *

* * * * *

[(4)] (3) DEFINITIONS. For purposes of this subsection—

(A) NET REDUCTIONS. The term “net reductions” refers to the extent to which a project or program supported under this subsection results in lower greenhouse gas emissions than would be emitted by the same entity or sector in the same country in the absence of the Fund’s project, taking into account, unless impracticable, effects beyond the physical boundaries of the project or program that result from project or program activities.

(B) PUBLIC SECTOR ACTIVITIES. The term “public sector activities” may include sovereign loans assumed by the recipient country to contribute to the financing of the investment plan.123 STAT. 3400

(C) CLEAN ENERGY TECHNOLOGY. The term “clean energy technology” means a technology that, as compared with technologies being deployed at that time for widespread commercial use in the country involved—

(i) achieves substantial reductions in greenhouse gas emissions;

(ii) does not result in significant incremental adverse effects on public health or the environment; and

(iii) does one or more of the following:

(I) generates electricity or useful thermal energy from a renewable resource;

(II) substantially increases the energy efficiency of buildings, industrial, or agricultural processes, or of electricity transmission, distribution, or end-use consumption; or

(III) substantially increases the energy efficiency of the transportation system or increases utilization of transportation fuels that have lifecycle greenhouse gas emissions that are substantially lower than those attributable to fossil fuel-based alternatives.

GOVERNMENT SECURITIES ACT AMENDMENTS OF 1993

SEC. 1. SHORT TITLE; TABLE OF CONTENTS.

(a) * * *

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

Sec. 1. Short title; table of contents.

* * * * *

TITLE II—REPORTS ON PUBLIC DEBT

* * * * *

【Sec. 203. Notice on Treasury modifications to auction process.】

* * * * *

TITLE II—REPORTS ON PUBLIC DEBT

* * * * *

【SEC. 203. NOTICE ON TREASURY MODIFICATIONS TO AUCTION PROCESS.】

【The Secretary of the Treasury shall notify the Congress of any significant modifications to the auction process for issuing United States Treasury obligations at the time such modifications are implemented.】

* * * * *

SECTION 803 OF THE FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS ACT, 2001

SEC. 803. REPORTS ON POLICIES, OPERATIONS, AND MANAGEMENT OF INTERNATIONAL FINANCIAL INSTITUTIONS.

(a) * * *

[(b)ANNUAL REPORT ON UNITED STATES SUPPORTED POLICIES.—Beginning 180 days after the date of enactment of this Act, or October 31, 2000, whichever is later, and on October 31 of each year thereafter, the Secretary shall submit a report to the appropriate congressional committees on—

[(1) the actions taken by recipient countries, as a result of the assistance allocated to them by the multilateral development banks under programs referred to in section 802(b), to strengthen governance and reduce the opportunity for bribery and corruption; and

[(2) how International Development Association-financed projects contribute to the eventual graduation of a representative sample of countries from reliance on financing on concessionary terms and international development assistance.]

* * * * *

TITLE 38, UNITED STATES CODE

* * * * *

PART V—BOARDS, ADMINISTRATIONS, AND SERVICES

* * * * *

CHAPTER 73—ORGANIZATION AND FUNCTIONS

SUBCHAPTER I—ORGANIZATION

Sec

7301. Functions of Veterans Health Administration: in general

* * * * *

SUBCHAPTER II—GENERAL AUTHORITY AND ADMINISTRATION

* * * * *

【7324. Annual report on use of authorities to enhance retention of experienced nurses】

SUBCHAPTER I—ORGANIZATION

* * * * *

§ 7307. Office of Research Oversight

(a) * * *

* * * * *

[(f)ANNUAL REPORT.—Not later than March 15 each year, the Director shall submit to the Committees on Veterans’ Affairs of the Senate and House of Representatives a report on the activities of

the Office during the preceding calendar year. Each such report shall include, with respect to that year, the following:

[(1) A summary of reviews of individual medical research programs of the Department completed by the Office.

[(2) Directives and other communications issued by the Office to field activities of the Department.

[(3) Results of any investigations undertaken by the Office during the reporting period consonant with the purposes of this section.

[(4) Other information that would be of interest to those committees in oversight of the Department medical research program.]

[(g)] (f)MEDICAL RESEARCH.—For purposes of this section, the term “medical research” means medical research described in section 7303(a)(2) of this title.

SUBCHAPTER II—GENERAL AUTHORITY AND ADMINISTRATION

* * * * *

§ 7324. Annual report on use of authorities to enhance retention of experienced nurses

[(a)ANNUAL REPORT.—Not later than January 31 each year, the Secretary, acting through the Under Secretary for Health, shall submit to Congress a report on the use during the preceding year of authorities for purposes of retaining experienced nurses in the Veterans Health Administration, as follows:

[(1) The authorities under chapter 76 of this title.

[(2) The authority under VA Directive 5102.1, relating to the Department of Veterans Affairs nurse qualification standard, dated November 10, 1999, or any successor directive.

[(3) Any other authorities available to the Secretary for those purposes.

[(b)REPORT ELEMENTS.—Each report under subsection (a) shall specify for the period covered by such report, for each Department medical facility and for each geographic service area of the Department, the following:

[(1) The number of waivers requested under the authority referred to in subsection (a)(2), and the number of waivers granted under that authority, to promote to the Nurse II grade or Nurse III grade under the Nurse Schedule under section 7404(b)(1) of this title any nurse who has not completed a baccalaureate degree in nursing in a recognized school of nursing, set forth by age, race, and years of experience of the individuals subject to such waiver requests and waivers, as the case may be.

[(2) The programs carried out to facilitate the use of nursing education programs by experienced nurses, including programs for flexible scheduling, scholarships, salary replacement pay, and on-site classes.]

* * * * *

**CHAPTER 74—VETERANS HEALTH ADMINISTRATION -
PERSONNEL**

* * * * *

**SUBCHAPTER IV—PAY FOR NURSES AND OTHER HEALTH-
CARE PERSONNEL**

**§ 7451. Nurses and other health-care personnel: competitive
pay**

(a) * * *

* * * * *

(e)(1) * * *

* * * * *

[(5) Not later than September 30 of each year, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on staffing for covered positions at Department health care facilities. Each such report shall include the following:

[(A) A summary and analysis of the information contained in the most recent reports submitted by facility directors under paragraph (4).

[(B) The information for each such facility specified in paragraph (4).]

[(6)] (5)(A) * * *

* * * * *

**PART VI—ACQUISITION AND DISPOSITION OF
PROPERTY**

* * * * *

**CHAPTER 81—ACQUISITION AND OPERATION OF HOS-
PITAL AND DOMICILIARY FACILITIES; PROCUREMENT
AND SUPPLY; ENHANCED-USE LEASES OF REAL PROP-
ERTY**

* * * * *

**SUBCHAPTER I—ACQUISITION AND OPERATION OF
MEDICAL FACILITIES**

* * * * *

§ 8110. Operation of medical facilities

(a) * * *

* * * * *

[(c) The Secretary shall include in the materials submitted to Congress each year in support of the budget of the Department for the next fiscal year a report on activities and proposals involving contracting for performance by contractor personnel of work previously performed by Department employees. The report shall—

[(1) identify those specific activities that are currently performed at a Department facility by more than 10 Department

employees which the Secretary proposes to study for possible contracting involving conversion from performance by Department employees to performance by employees of a contractor; and

[(2) identify those specific activities that have been contracted for performance by contractor employees during the prior fiscal year (shown by location, subject, scope of contracts, and savings) and shall describe the effect of such contracts on the quality of delivery of health services during such year.]

[(d)] (c) The Secretary may not in any fiscal year close more than 50 percent of the beds within a bed section (of 20 or more beds) of a Department medical center unless the Secretary first submits to the Committees on Veterans' Affairs of the Senate and the House of Representatives a report providing a justification for the closure. No action to carry out such closure may be taken after the submission of such report until the end of the 21-day period beginning on the date of the submission of the report.

[(e) The Secretary shall submit to the Committees on Veterans' Affairs of the Senate and the House of Representatives, not later than January 20 of each year, a report documenting by network for the preceding fiscal year the following:

[(1) The number of medical service and surgical service beds, respectively, that were closed during that fiscal year and, for each such closure, a description of the changes in delivery of services that allowed such closure to occur.

[(2) The number of nursing home beds that were the subject of a mission change during that fiscal year and the nature of each such mission change.]

[(f)] (d) For purposes of this section:

(1) * * *

* * * * *

SUBCHAPTER II—PROCUREMENT AND SUPPLY

* * * * *

§ 8125. Procurement of health-care items

(a) * * *

* * * * *

[(d)(1) Not later than December 1 of each year, the director of each Department medical center shall transmit to the Secretary a report containing a list indicating the quantity of each health-care item procured at that medical center under a local contract during the preceding fiscal year and the total amount paid for such item during such fiscal year.

[(2) Not later than February 1 of each year, the Secretary shall submit to the Committees on Veterans' Affairs of the Senate and the House of Representatives a report on the experience in carrying out this section during the preceding fiscal year.]

[(e)] (d) For the purposes of this section:

(1) * * *

* * * * *

SUBCHAPTER IV—SHARING OF MEDICAL FACILITIES,
EQUIPMENT, AND INFORMATION

* * * * *

§ 8153. Sharing of health-care resources

(a) * * *

* * * * *

[(g) The Secretary shall submit to the Congress not later than February 1 of each year a report on the activities carried out under this section during the preceding fiscal year. Each report shall include—

[(1) an appraisal of the effectiveness of the activities authorized in this section and the degree of cooperation from other sources, financial and otherwise; and

[(2) recommendations for the improvement or more effective administration of such activities.]

* * * * *

