

116TH CONGRESS
2D SESSION

S. 3287

AN ACT

To modify the governmentwide financial management plan,
and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “CFO Vision Act of
3 2020”.

4 **SEC. 2. CHIEF FINANCIAL OFFICERS; GOVERNMENTWIDE**
5 **FINANCIAL MANAGEMENT PLAN.**

6 (a) CHIEF FINANCIAL OFFICER AND DEPUTY CHIEF
7 FINANCIAL OFFICER.—Chapter 9 of title 31, United
8 States Code, is amended—

9 (1) in section 902(a)—

10 (A) in the matter preceding paragraph (1),
11 by striking “An” and inserting “It shall be the
12 duty and responsibility of each agency Chief Fi-
13 nancial Officer to oversee and provide leader-
14 ship in the areas of budget formulation and
15 execution, planning and performance, risk man-
16 agement, internal controls, financial systems,
17 accounting, and other areas as the Director of
18 the Office of Management and Budget may des-
19 ignate. In carrying out the preceding sentence,
20 each”;

21 (B) in paragraph (3)—

22 (i) in subparagraph (C), by inserting
23 “areas and” before “systems”; and

24 (ii) in subparagraph (D)—

25 (I) in clause (iii), by striking
26 “and” at the end;

1 (II) in clause (iv), by striking
2 “performance;” and inserting “per-
3 formance and integration of perform-
4 ance and cost information; and”;

5 (III) by adding at the end the
6 following:

7 “(v) annual agency financial state-
8 ments prepared in accordance with United
9 States generally accepted accounting prin-
10 ciples;”.

11 (C) by redesignating paragraph (8) as
12 paragraph (10);

13 (D) by redesignating paragraphs (5)
14 through (7) as paragraphs (6) through (8), re-
15 spectively;

16 (E) by inserting after paragraph (4) the
17 following:

18 “(5) prepare, in consultation with financial manage-
19 ment and other appropriate experts, an agency plan to im-
20 plement the 4-year financial management plan prepared
21 by the Director of the Office of Management and Budget
22 under section 3512(a)(2) of this title and to achieve and
23 sustain effective financial management in the agency,
24 which shall—

1 “(A) be completed within 90 days of the
2 issuance of a governmentwide plan under section
3 3512(a)(2) of this title;

4 “(B) be revised as determined necessary by the
5 Chief Financial Officer;

6 “(C) include performance-based financial man-
7 agement metrics against which the financial man-
8 agement performance of the agency shall be as-
9 sessed; and

10 “(D) be submitted upon completion or revision
11 to the head of the agency, the Director of the Office
12 of Management and Budget, the Comptroller Gen-
13 eral, and appropriate committees of Congress, and
14 be made publicly available;”;

15 (F) in paragraph (6), as so redesignated—

16 (i) by striking subparagraph (A);

17 (ii) by redesignating subparagraphs
18 (B) through (E) as subparagraphs (A)
19 through (D), respectively; and

20 (iii) in subparagraph (C), as so redesi-
21 gnated, by adding “and” at the end;

22 (G) in paragraph (7), as so redesignated—

23 (i) in the matter preceding subpara-
24 graph (A), by striking “and the Director of
25 the Office of Management and Budget,”

1 and inserting “, the Director of the Office
2 of Management and Budget, the Comp-
3 troller General, and appropriate commit-
4 tees of Congress, which shall be made pub-
5 licly available and”;

6 (ii) in subparagraph (A), by striking
7 “agency;” and inserting “agency, includ-
8 ing—

9 “(i) the progress of the agency in imple-
10 menting the agency plan described in paragraph
11 (5);

12 “(ii) the progress of the agency in imple-
13 menting the governmentwide 4-year financial
14 management plan prepared by the Director of
15 the Office of Management and Budget under
16 section 3512(a)(2) of this title; and

17 “(iii) the performance of the agency
18 against financial management metrics estab-
19 lished by the Director of the Office of Manage-
20 ment and Budget;”; and

21 (iii) in subparagraph (D)—

22 (I) by striking “of the reports”

23 and inserting “of—

24 “(i) the reports”;

1 (II) in clause (i), as so des-
2 ignated, by striking “the amendments
3 made by the Federal Managers’ Fi-
4 nancial Integrity Act of 1987 (Public
5 law 97–255); and” and inserting “sec-
6 tion 3512(d) of this title;”; and

7 (III) by adding at the end the
8 following:

9 “(ii) agency spending data published under
10 the Federal Funding Accountability and Trans-
11 parency Act of 2006 (31 U.S.C. 6101 note);
12 and

13 “(iii) the reporting of the agency under the
14 Federal Financial Management Improvement
15 Act of 1996 (31 U.S.C. 3512 note); and”;

16 (H) in paragraph (8), as so redesignated—

17 (i) by striking “monitor the” and in-
18 sert “manage the formulation and”; and

19 (ii) by striking “, and prepare and
20 submit to the head of the agency timely
21 performance reports; and” and inserting a
22 semicolon;

23 (I) by inserting after paragraph (8), as so
24 redesignated, the following:

1 “(9) be responsible for linking performance and cost
2 information, including the preparation and submission to
3 the head of the agency of timely performance reports that
4 incorporate cost information;”;

5 (J) in paragraph (10), as so redesign-
6 nated—

7 (i) by inserting “inflation and” before
8 “costs”; and

9 (ii) by striking the period at the end
10 and inserting “; and”; and

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

12 “(11) coordinate with senior agency personnel,
13 including the Chief Data Officer, Chief Information
14 Officer, Chief Performance Officer, Chief Acquisition
15 Officer, Chief Risk Officer, and Chief Evaluation Of-
16 ficer of the agency on—

17 “(A) the exercise of authorities under this
18 subsection; and

19 “(B) the strategic planning, performance
20 measurement and reporting, and risk manage-
21 ment functions of the agency.”; and

22 (2) in section 903—

23 (A) in subsection (a), by inserting “and
24 who shall assist the agency Chief Financial Of-
25 ficer in the performance of each of the duties

1 of the agency Chief Financial Officer under this
2 chapter” after “matters”; and

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

4 “(c) Notwithstanding subchapter III of chapter 33 of
5 title 5, in the event of a vacancy in the position of Chief
6 Financial Officer of an agency, the Deputy Chief Finan-
7 cial Officer of the agency shall serve as the acting Chief
8 Financial Officer.”.

9 (b) GOVERNMENTWIDE FINANCIAL MANAGEMENT
10 PLAN.—Section 3512 of title 31, United States Code, is
11 amended—

12 (1) in subsection (a)—

13 (A) in paragraph (1), by striking “a finan-
14 cial management status report and a govern-
15 mentwide 5-year financial management plan”
16 and inserting “a governmentwide 4-year finan-
17 cial management plan and a financial manage-
18 ment status report”;

19 (B) by striking paragraph (2);

20 (C) by redesignating paragraph (3) as
21 paragraph (2);

22 (D) in paragraph (2), as so redesignated—

23 (i) in subparagraph (A)—

24 (I) by striking “5-year” and in-
25 serting “4-year”;

1 (II) by striking “shall describe”
2 and inserting the following: “shall—
3 “(i) describe”;

4 (III) in clause (i), as so des-
5 ignated, by striking “5 fiscal years to
6 improve the financial management of
7 the Federal Government.” and insert-
8 ing “4 fiscal years to improve the fi-
9 nancial management of the Federal
10 Government in a manner that is stra-
11 tegic, comprehensive, and cost-effec-
12 tive; and”;

13 (IV) by adding at the end the fol-
14 lowing:

15 “(ii) be developed in consultation with the
16 Chief Financial Officers Council, the Chief In-
17 formation Officers Council, the Chief Data Offi-
18 cer Council, the Chief Acquisition Officers
19 Council, the Council of the Inspectors General
20 on Integrity and Efficiency, the Government
21 Accountability Office, and, as appropriate, other
22 councils and financial management experts.”;
23 and

24 (ii) in subparagraph (B)—

1 (I) in the matter preceding clause
2 (i), by striking “5-year” and inserting
3 “4-year”;

4 (II) in clause (iii)—

5 (aa) by striking “for devel-
6 oping” and inserting “for im-
7 proving financial management
8 systems, including—

9 “(I) developing”; and

10 (bb) by adding at the end
11 the following:

12 “(II) linking performance and cost in-
13 formation to facilitate effective and effi-
14 cient decision making;

15 “(III) eliminating duplicative and un-
16 necessary systems and activities; and

17 “(IV) identifying opportunities for
18 agencies to share systems and services and
19 encouraging agencies to do so where prac-
20 ticable;”;

21 (III) by striking clause (iv);

22 (IV) by redesignating clause (v)
23 as clause (iv);

24 (V) by inserting after clause (iv),
25 as so redesignated, the following:

1 “(v) provide a strategy for reporting per-
2 formance and cost information;”;

3 (VI) in clause (vi), by striking
4 “5-year” and inserting “4-year”;

5 (VII) in clause (vii), by striking
6 “identify” and inserting “provide a
7 strategy for strengthening the Federal
8 financial management workforce, in-
9 cluding identification of”;

10 (VIII) in clause (viii), by striking
11 “and” at the end;

12 (IX) by redesignating clause (ix)
13 as clause (x);

14 (X) by inserting after clause
15 (viii) the following:

16 “(ix) include comprehensive financial man-
17 agement performance-based metrics against
18 which the financial management performance of
19 executive agencies can be assessed; and”;

20 (XI) in clause (x), as so redesign-
21 ated, by striking “5-year” and in-
22 serting “4-year”;

23 (E) by inserting after paragraph (2) the
24 following:

1 “(3) A financial management status report under this
2 subsection shall include—

3 “(A) a description and analysis of the status of
4 financial management in the executive branch, in-
5 cluding the progress made towards implementing the
6 governmentwide 4-year financial management plan,
7 the status of remaining challenges, and, as necessary
8 based on obligations or expenditures, any updates or
9 revisions to the cost estimates included in the most
10 recent governmentwide 4-year financial management
11 plan;

12 “(B) a summary of the performance of agencies
13 against the metrics developed and identified by the
14 Director of the Office of Management and Budget in
15 the governmentwide 4-year financial management
16 plan;

17 “(C) a summary of the most recently completed
18 financial statements—

19 “(i) of Federal agencies under section
20 3515 of this title; and

21 “(ii) of Government corporations;

22 “(D) a summary of the most recently completed
23 financial statement audits and reports—

24 “(i) of Federal agencies under subsections
25 (e) and (f) of section 3521 of this title; and

1 “(ii) of Government corporations;

2 “(E) a summary of reports on internal account-
3 ing and administrative control systems submitted to
4 the President and Congress under subsection (d);

5 “(F) a listing of agencies whose financial man-
6 agement systems do not comply substantially with
7 the requirements of section 803(a) of the Federal
8 Financial Management Improvement Act of 1996
9 (31 U.S.C. 3512 note), and a summary statement of
10 the efforts underway to remedy the noncompliance;
11 and

12 “(G) any other information the Director con-
13 siders appropriate to fully inform Congress regard-
14 ing the financial management of the Federal Gov-
15 ernment.”;

16 (F) in paragraph (4)—

17 (i) in subparagraph (A)—

18 (I) by striking “15 months after
19 the date of the enactment of this sub-
20 section” and inserting “6 months
21 after the date of enactment of the
22 CFO Vision Act of 2020”; and

23 (II) by striking “5-year” and in-
24 serting “4-year”; and

25 (ii) in subparagraph (B)—

1 (I) in clause (i)—

2 (aa) by striking “Not later
3 than January 31 of each year
4 thereafter” and inserting “At a
5 minimum, concurrently with the
6 submission of the budget of the
7 United States Government under
8 section 1105(a) of this title made
9 in the first full fiscal year fol-
10 lowing any year in which the
11 term of the President commences
12 under section 101 of title 3”;

13 (bb) by striking “financial
14 management status report and a
15 revised governmentwide 5-year”
16 and inserting “governmentwide
17 4-year”; and

18 (cc) by striking “5 fiscal
19 years” and all that follows
20 through the period at the end
21 and inserting “4 fiscal years.”;
22 and

23 (II) in clause (ii)—

24 (aa) by striking “revised
25 governmentwide 5-year” and in-

1 serting “governmentwide 4-year”;

2 and

3 (bb) by striking “paragraph

4 (3)(B)(viii)” and inserting “para-

5 graph (2)(B)(viii)”;

6 (iii) by adding at the end the fol-

7 lowing:

8 “(C) Each year, concurrently with the submis-
9 sion of the budget of the United States Government
10 under section 1105(a) of this title, the Director of
11 the Office of Management and Budget shall submit
12 to the appropriate committees of Congress and the
13 Comptroller General a financial management status
14 report.”; and

15 (G) by striking paragraph (5);

16 (2) in subsection (d)(2)—

17 (A) in subparagraph (A), by striking
18 “and” at the end;

19 (B) in subparagraph (B), by striking the
20 period at the end and inserting “; and”; and

21 (C) by adding at the end the following:

22 “(C) a separate report on the results of the as-
23 sessment and conclusion required under subsection
24 (e)(2).”;

1 (3) by redesignating subsections (e), (f), and
2 (g) as subsections (f), (g), and (h), respectively; and

3 (4) by inserting after subsection (d) the fol-
4 lowing:

5 “(e) The head of each executive agency shall—

6 “(1) in establishing the internal accounting and
7 administrative controls under subsection (c), identify
8 the key financial management information needed
9 for effective financial management and decision
10 making; and

11 “(2) annually assess and make a conclusion on
12 the effectiveness of the internal controls of the exec-
13 utive agency over financial reporting and key finan-
14 cial management information identified under para-
15 graph (1).”.

16 (c) AUDITS BY AGENCIES.—Section 3521 of title 31,
17 United States Code, is amended—

18 (1) in subsection (e)—

19 (A) by redesignating paragraphs (1) and
20 (2) as subparagraphs (A) and (B), respectively,
21 and adjusting the margins accordingly;

22 (B) by striking “(e) Each financial” and
23 inserting “(e)(1) Each financial”;

1 (C) in paragraph (1), as so designated, by
2 striking “standards—” and inserting “stand-
3 ards.”; and

4 (D) by inserting after paragraph (1), as so
5 designated, the following:

6 “(2) As part of each audit under this subsection, the
7 auditor shall—

8 “(A) evaluate the design of the internal control
9 of the agency over financial reporting and key finan-
10 cial information, as assessed and reported on by the
11 head of the agency under section 3512(d)(2)(C) of
12 this title;

13 “(B) determine whether those controls have
14 been implemented;

15 “(C) for controls that are properly designed and
16 implemented, perform sufficient tests of those con-
17 trols to conclude whether the controls are operating
18 effectively, including sufficient tests to support a low
19 level of assessed control risk; and

20 “(D) communicate controls that the auditor
21 concludes are not suitably designed and implemented
22 or are not operating effectively, as appropriate under
23 applicable generally accepted government auditing
24 standards.

1 “(3) Audits under this subsection shall be con-
2 ducted—”; and

3 (2) in subsection (h), by striking “section
4 3512(a)(3)(B)(viii)” and inserting “section
5 3512(a)(2)(B)(viii)”.

6 (d) TECHNICAL AND CONFORMING AMENDMENT.—
7 Section 3348(e) of title 5, United States Code, is amend-
8 ed—

9 (1) in paragraph (3), by adding “or” at the
10 end;

11 (2) by striking paragraph (4); and

12 (3) by redesignating paragraph (5) as para-
13 graph (4).

Passed the Senate December 16, 2020.

Attest:

Secretary.

116TH CONGRESS
2^D SESSION

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