

116TH CONGRESS
1ST SESSION

S. 565

To require the Director of the Office of Management and Budget to submit to Congress an annual report on projects that are over budget and behind schedule, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 26, 2019

Mrs. ERNST (for herself, Mr. BRAUN, and Mr. PAUL) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To require the Director of the Office of Management and Budget to submit to Congress an annual report on projects that are over budget and behind schedule, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Billion Dollar Boon-

5 dogle Act of 2019”.

6 **SEC. 2. ANNUAL REPORT.**

7 (a) **DEFINITION OF COVERED AGENCY.**—In this sec-

8 tion, the term “covered agency” means—

1 (1) an Executive agency, as defined in section
2 105 of title 5, United States Code; and

3 (2) an independent regulatory agency, as de-
4 fined in section 3502 of title 44, United States
5 Code.

6 (b) REQUIREMENT.—Not later than 1 year after the
7 date of enactment of this Act, and every year thereafter,
8 the Director of the Office of Management and Budget
9 shall submit to Congress and post on the website of the
10 Office of Management and Budget a report on each
11 project funded by a covered agency—

12 (1) that is more than 5 years behind schedule;

13 or

14 (2) for which the amount spent on the project
15 is not less than \$1,000,000,000 more than the origi-
16 nal cost estimate for the project.

17 (c) CONTENTS.—Each report submitted and posted
18 under subsection (b) shall include, for each project in-
19 cluded in the report—

20 (1) a brief description of the project, includ-
21 ing—

22 (A) the purpose of the project;

23 (B) each location in which the project is
24 carried out;

1 (C) the year in which the project was initi-
2 ated;

3 (D) the Federal share of the total cost of
4 the project; and

5 (E) each primary contractor, subcon-
6 tractor, grant recipient, and subgrantee recipi-
7 ent of the project;

8 (2) an explanation of any change to the original
9 scope of the project, including by the addition or
10 narrowing of the initial requirements of the project;

11 (3) the original expected date for completion of
12 the project;

13 (4) the current expected date for completion of
14 the project;

15 (5) the original cost estimate for the project, as
16 adjusted to reflect increases in the Consumer Price
17 Index for All Urban Consumers, as published by the
18 Bureau of Labor Statistics;

19 (6) the current cost estimate for the project, as
20 adjusted to reflect increases in the Consumer Price
21 Index for All Urban Consumers, as published by the
22 Bureau of Labor Statistics;

23 (7) an explanation for a delay in completion or
24 increase in the original cost estimate for the project;
25 and

1 (8) the amount of and rationale for any award,
2 incentive fee, or other type of bonus, if any, awarded
3 for the project.

4 (d) SUBMISSION WITH BUDGET.—Section 1105(a) of
5 title 31, United States Code, is amended by adding at the
6 end the following:

7 “(40) the report required under section 2(b) of
8 the Billion Dollar Boondoggle Act of 2019 for the
9 calendar year in which the fiscal year covered by the
10 budget begins.”.

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