

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.

S. 1115

To close out expired, empty grant accounts.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mrs. FISCHER

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Grants Oversight and
5 New Efficiency Act” or the “GONE Act”.

6 **SEC. 2. IDENTIFYING AND CLOSING OUT EXPIRED FED-
7 ERAL GRANT AWARDS.**

8 (a) EXPIRED FEDERAL GRANT AWARD REPORT.—

9 (1) IN GENERAL.—Not later than 180 days
10 after the date of the enactment of this Act, the Di-
11 rector of the Office of Management and Budget
12 shall instruct the head of each agency, in coordina-
13 tion with the Secretary, to submit to Congress and

1 the Secretary a report, not later than December 31
2 of the first calendar year beginning after the date of
3 the enactment of this Act, that—

4 (A) lists each Federal grant award held by
5 such agency;

6 (B) provides the total number of Federal
7 grant awards, including the number of grants—

8 (i) by time period of expiration;

9 (ii) with zero dollar balances; and

10 (iii) with undisbursed balances;

11 (C) for an agency with Federal grant
12 awards, describes the challenges leading to
13 delays in grant closeout; and

14 (D) for the 30 oldest Federal grant awards
15 of an agency, explains why each Federal grant
16 award has not been closed out.

17 (2) USE OF DATA SYSTEMS.—An agency may
18 use existing multiagency data systems in order to
19 submit the report required under paragraph (1).

20 (3) EXPLANATION OF MISSING INFORMATION.—

21 If the head of an agency is unable to submit all of
22 the information required to be included in the report
23 under paragraph (1), the report shall include an ex-
24 planation of why the information was not available,
25 including any shortcomings with and plans to im-

1 prove existing grant systems, including data sys-
2 tems.

3 (b) NOTICE FROM AGENCIES.—

4 (1) IN GENERAL.—Not later than 1 year after
5 the date on which the head of an agency submits the
6 report required under subsection (a), the head of
7 such agency shall provide notice to the Secretary
8 specifying whether the head of the agency has closed
9 out grant awards associated with all of the Federal
10 grant awards in the report and which Federal grant
11 awards in the report have not been closed out.

12 (2) NOTICE TO CONGRESS.—Not later than 90
13 days after the date on which all of the notices re-
14 quired pursuant to paragraph (1) have been pro-
15 vided or March 31 of the calendar year following the
16 calendar year described in subsection (a)(1), which-
17 ever is sooner, the Secretary shall compile the no-
18 tices submitted pursuant to paragraph (1) and sub-
19 mit to Congress a report on such notices.

20 (c) INSPECTOR GENERAL REVIEW.—Not later than
21 1 year after the date on which the head of an agency pro-
22 vides notice to Congress under subsection (b)(2), the In-
23 spector General of an agency with more than
24 \$500,000,000 in annual grant funding shall conduct a risk

1 assessment to determine if an audit or review of the agen-
2 cy's grant closeout process is warranted.

3 (d) REPORT ON ACCOUNTABILITY AND OVER-
4 SIGHT.—Not later than 6 months after the date on which
5 the second report is submitted pursuant to subsection
6 (b)(2), the Director of Office of Management and Budget,
7 in consultation with the Secretary, shall submit to Con-
8 gress a report on recommendations, if any, for legislation
9 to improve accountability and oversight in grants manage-
10 ment, including the timely closeout of a Federal grant
11 award.

12 (e) DEFINITIONS.—In this section:

13 (1) AGENCY.—The term “agency” has the
14 meaning given that term in section 551 of title 5,
15 United States Code.

16 (2) CLOSEOUT.—The term “closeout” means a
17 closeout of a Federal grant award conducted in ac-
18 cordance with part 200 of title 2, Code of Federal
19 Regulations, including sections 200.16 and 200.343
20 of such title, or any successor thereto.

21 (3) FEDERAL GRANT AWARD.—The term “Fed-
22 eral grant award” means a Federal grant award (as
23 defined in section 200.38(a)(1) of title 2, Code of
24 Federal Regulations, or any successor thereto), in-
25 cluding a cooperative agreement, in an agency cash

1 payment management system held by the United
2 States Government for which—

3 (A) the grant award period of perform-
4 ance, including any extensions, has been expired
5 for more than 2 years; and

6 (B) closeout has not yet occurred in ac-
7 cordance with section 200.343 of title 2, Code
8 of Federal Regulations, or any successor there-
9 to.

10 (4) SECRETARY.—The term “Secretary” means
11 the Secretary of Health and Human Services.