

117TH CONGRESS
2D SESSION

H. R. 6789

To amend title 31, United States Code, to require the Chief Operating Officer of each agency to compile a list of unnecessary programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 18, 2022

Mr. RICE of South Carolina (for himself and Mr. O'HALLERAN) introduced the following bill; which was referred to the Committee on Oversight and Reform

A BILL

To amend title 31, United States Code, to require the Chief Operating Officer of each agency to compile a list of unnecessary programs, 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 “Identifying and Elim-
5 inating Wasteful Programs Act”.

1 **SEC. 2. IDENTIFICATION AND ELIMINATION OF UNNECES-**
 2 **SARY AGENCY PROGRAMS OR PROGRAM AC-**
 3 **TIVITIES.**

4 (a) TRANSPARENCY OF PROGRAMS, PRIORITY GOALS,
 5 AND RESULTS.—Section 1122(a)(3)(D) of title 31, United
 6 States Code, is amended—

7 (1) by redesignating clauses (vi) and (vii) as
 8 clauses (vii) and (ix), respectively;

9 (2) by inserting after clause (v) the following:

10 “(vi) to the extent practicable and
 11 consistent with guidance issued by the Di-
 12 rector of the Office of Management and
 13 Budget, information provided in the an-
 14 nual budget justification materials sub-
 15 mitted in conjunction with the budget of
 16 the United States Government submitted
 17 under section 1105(a) in accordance with
 18 section 3(a) of the Federal Funding Ac-
 19 countability and Transparency Act of 2006
 20 (31 U.S.C. 6101 note);”; and

21 (3) in clause (vii), as so redesignated, by strik-
 22 ing “accountability; and” and inserting “account-
 23 ability, including information included in the list
 24 compiled under section 1127(b)(1); and”.

25 (b) IDENTIFICATION OF UNNECESSARY AGENCY
 26 PROGRAMS OR PROGRAM ACTIVITIES.—Chapter 11 of title

1 31, United States Code, is amended by adding at the end
2 the following:

3 **“§ 1127. Identification of unnecessary agency pro-**
4 **grams or program activities**

5 “(a) DEFINITIONS.—In this section:

6 “(1) AGENCY.—The term ‘agency’ has the
7 meaning given the term in section 1108(a).

8 “(2) PROGRAM.—The term ‘program’ has the
9 meaning given the term in section 1122(a)(1).

10 “(3) PROGRAM ACTIVITY.—The term ‘program
11 activity’ has the meaning given the term in section
12 1115(h).

13 “(b) AGENCY IDENTIFICATION OF UNNECESSARY
14 PROGRAMS OR PROGRAM ACTIVITIES.—Not later than the
15 20 days after the date on which the President transmits
16 the budget of the United States Government under section
17 1105(a) each year, and based on guidance provided by the
18 Director of the Office of Management and Budget, the
19 Chief Operating Officer of each agency shall—

20 “(1) compile a list that identifies any program
21 or program activity of the agency that—

22 “(A) is unnecessary, defunct, or duplicative
23 of another program or program activity of the
24 agency;

1 “(B) another agency could administer
2 more effectively; or

3 “(C) could operate more effectively if the
4 program or activity were consolidated with
5 other programs or activities;

6 “(2) publish the list compiled under paragraph
7 (1) in—

8 “(A) with respect to each list compiled be-
9 fore the date of the implementation described in
10 section 9601(b)(3) of title XCVI of the William
11 M. (Mac) Thornberry National Defense Author-
12 ization Act for Fiscal Year 2021 (31 U.S.C.
13 1122 note) of the program inventory described
14 in section 1122(a)(2)(B)(i) of this title, the
15 pilot program described in section
16 9601(b)(2)(B) of title XCVI of that Act; and

17 “(B) with respect to each successive list,
18 the program inventory described in section
19 1122(a)(2)(B)(i); and

20 “(3) submit the list compiled under paragraph
21 (1) to—

22 “(A) the relevant congressional committees
23 of jurisdiction of the agency;

24 “(B) the Committee on Appropriations of
25 the Senate;

1 “(C) the Committee on Homeland Security
2 and Governmental Affairs of the Senate;

3 “(D) the Committee on Appropriations of
4 the House of Representatives; and

5 “(E) the Committee on Oversight and Re-
6 form of the House of Representatives.

7 “(c) RECOMMENDATIONS.—Based on guidance issued
8 by the Director of the Office of Management and Budget,
9 the head of an agency may submit to Congress rec-
10 ommendations for statutory changes to eliminate or con-
11 solidate programs or program activities identified under
12 subsection (b)(1).”.

13 (c) CLERICAL AMENDMENT.—The table of sections
14 for chapter 11 of title 31, United States Code, is amended
15 by adding at the end the following:

“1127. Identification of unnecessary agency programs or program activities.”.

16 (d) EFFECTIVE DATE.—The amendments made by
17 this section shall take effect on the date that is 120 days
18 after the date of enactment of this Act.

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