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(Original Signature of Member)

118TH CONGRESS  
2D SESSION

# H. R.

To establish the Office of Executive Councils, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. TIMMONS introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

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# A BILL

To establish the Office of Executive Councils, 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 “Governmentwide Exec-  
5 utive Councils Reform Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1           (1) ADMINISTRATOR.—The term “Adminis-  
2           trator” means the Administrator of General Serv-  
3           ices.

4           (2) DIRECTOR.—The term “Director” means  
5           the Director of the Office of Management and Budg-  
6           et.

7           (3) COVERED GOVERNMENTWIDE EXECUTIVE  
8           COUNCIL.—The term “covered governmentwide exec-  
9           utive council” means each of the following:

10                   (A) The Chief Acquisition Officers Council,  
11                   established under section 1311 of title 41,  
12                   United States Code.

13                   (B) The Chief Data Officer Council, estab-  
14                   lished under section 3520A of title 44, United  
15                   States Code.

16                   (C) The Chief Financial Officers Council,  
17                   established under section 302 of the Chief Fi-  
18                   nancial Officers Act of 1990 (31 U.S.C. 901  
19                   note; Public Law 101–576).

20                   (D) The Chief Human Capital Officers  
21                   Council, established under section 1303 of the  
22                   Homeland Security Act of 2002 (5 U.S.C. 1401  
23                   note; Public Law 107–296).

1           (E) The Chief Information Officers Coun-  
2           cil, established under section 3603 of title  
3           44, United States Code.

4           (F) The Performance Improvement Coun-  
5           cil, established under section 1124 of title 31,  
6           United States Code.

7   **SEC. 3. RESPONSIBILITIES OF A COVERED GOVERNMENT-**  
8           **WIDE EXECUTIVE COUNCIL.**

9           In addition to any other authority provided to any  
10 covered governmentwide executive council, each such coun-  
11 cil shall do the following:

12           (1) Maintain a publicly accessible website that  
13 includes information relating to the mission, pur-  
14 pose, priorities, and membership of such council.

15           (2) Not later than 1 year after the date of the  
16 enactment of this Act, develop and publish on the  
17 website described in paragraph (1) a charter out-  
18 lining the roles of members, responsibilities, proce-  
19 dures, and other relevant information concerning  
20 such council that shall be updated not less fre-  
21 quently than once each year.

22           (3) Not later than 1 year after the date of the  
23 enactment of this Act, develop and publish a stra-  
24 tegic plan that identifies the goals, priorities, and

1 expectations of such council that shall be updated  
2 not less frequently than once every 2 years.

3 (4) Provide legislative, policy, technical anal-  
4 ysis, or shared services recommendations to the Di-  
5 rector, the Administrator, or Congress upon request  
6 and as related to the specific area of expertise of  
7 such council.

8 (5) Serve as a primary advisory body to the Di-  
9 rector on the development and execution of the Fed-  
10 eral Government performance plan under section  
11 1115(a) of title 31, United States Code, and the  
12 Federal Government priority goals under section  
13 1120(a) of title 31, United States Code related to  
14 the specific area of the expertise of such council.

15 **SEC. 4. GSA OFFICE OF EXECUTIVE COUNCILS.**

16 (a) ESTABLISHMENT.—There is established in the  
17 General Services Administration the Office of Executive  
18 Councils.

19 (b) DUTIES.—The Office of Executive Councils shall  
20 do the following:

21 (1) In consultation with the Director, provide  
22 administrative and project management support to  
23 each covered governmentwide executive council.

1           (2) Detail employees of the General Services  
2           Administration to any such council, as needed, to  
3           support the operations and functions of such council.

4           (3) Submit any report, provide any information,  
5           or respond to any request required by Congress.

6           (c) **FUNCTIONAL INDEPENDENCE.**—The Office of  
7           Executive Councils shall be headed by an employee of Gen-  
8           eral Services Administration who shall—

9           (1) be designated by the Deputy Director for  
10          Management of the Office of Management and  
11          Budget, in consultation with the Administrator;

12          (2) carry out additional duties and functions  
13          the Director and Administrator jointly request; and

14          (3) facilitate collecting policy and technical  
15          viewpoints from each covered governmentwide execu-  
16          tive council and the members of each such council  
17          as may be requested by Congress.

18          (d) **PROHIBITION.**—The Office of Executive Councils  
19          may not provide any administrative or project manage-  
20          ment services to a covered governmentwide executive coun-  
21          cil that is not authorized by an Act of Congress.

22          (e) **SUNSET.**—The Office of Executive Councils shall  
23          terminate on the date that is 7 years after the date of  
24          the enactment of this Act.

1 **SEC. 5. HARMONIZING GOVERNMENTWIDE EXECUTIVE**  
2 **COUNCIL LEADERSHIP ROLES.**

3 (a) CHIEF ACQUISITION OFFICERS COUNCIL.—Sec-  
4 tion 1311 of title 41, United States Code, is amended in  
5 subsection (c)—

6 (1) in paragraph (1), by striking “Deputy Di-  
7 rector for Management of the Office of Management  
8 and Budget” and inserting “Administrator”;

9 (2) by striking paragraph (3); and

10 (3) by redesignating paragraph (4) as para-  
11 graph (3).

12 (b) CHIEF DATA OFFICER COUNCIL AND CHIEF IN-  
13 FORMATION OFFICERS COUNCIL.—Title 44, United States  
14 Code, is amended—

15 (1) in section 3520A—

16 (A) in subsection (a), by striking “Office  
17 of Management and Budget” and inserting “ex-  
18 ecutive branch”;

19 (B) in subsection (c)—

20 (i) by redesignating paragraphs (3)  
21 and (4) as paragraphs (4) and (5); and

22 (ii) by inserting after paragraph (2)  
23 the following:

24 “(3) VICE CHAIR.—The Administrator of the  
25 Office of Information and Regulatory Affairs shall  
26 serve as the Vice Chair of the Council.”;

1 (C) by redesignating subsections (d) and  
2 (e) as subsections (e) and (f);

3 (D) by inserting after subsection (c) the  
4 following:

5 “(d) SUPPORT.—The Administrator of General Serv-  
6 ices shall provide administrative support for the Council.”;  
7 and

8 (E) in subsection (f)(2), as so redesign-  
9 nated, by striking “upon the expiration of the  
10 2-year period that begins on the date the  
11 Comptroller General submits the report under  
12 paragraph (1) to Congress” and inserting “De-  
13 cember 31, 2031”; and

14 (2) in section 3603—

15 (A) in subsection (b)—

16 (i) by striking paragraphs (1);

17 (ii) by redesignating paragraphs (2)  
18 through (7) as paragraphs (1) through (6),  
19 respectively; and

20 (iii) in paragraph (1), as so redesign-  
21 nated, by inserting before the period at the  
22 end “, who shall serve as Chair of the  
23 Council”; and

1 (B) in subsection (c)(1), by striking “on  
2 behalf of the Deputy Director for Manage-  
3 ment”.

4 (c) CHIEF FINANCIAL OFFICERS COUNCIL.—Section  
5 302 of the Chief Financial Officers Act of 1990 (31  
6 U.S.C. 901 note; Public Law 101–576) is amended—

7 (1) in subsection (a)—

8 (A) by striking paragraph (1);

9 (B) by redesignating paragraphs (2), (3),  
10 and (4) as paragraphs (1), (2), and (3), respec-  
11 tively;

12 (C) in paragraph (1), as so redesignated,  
13 by inserting “, who shall serve as chair of the  
14 Council” after “Management and Budget”; and

15 (D) in paragraph (2), as so redesignated,  
16 by inserting “, who shall serve as vice chair of  
17 the Council” after “Secretary of Treasury”;  
18 and

19 (2) by adding at the end the following:

20 “(c) SUPPORT.—The Administrator of General Serv-  
21 ices shall provide administrative support for the Council.”.

22 (d) CHIEF HUMAN CAPITAL OFFICERS COUNCIL.—  
23 Section 1303 of the Homeland Security Act of 2002 (5  
24 U.S.C. 1401 note) is amended by adding at the end the  
25 following:



1           “(e) SUPPORT.—The Administrator of General Serv-  
2 ices shall provide administrative support for the Council.”.

3           (e) PERFORMANCE IMPROVEMENT COUNCIL.—Sec-  
4 tion 1124(b) of title 31, United States Code, is amended—

5           (1) in paragraph (1), by amending subpara-  
6 graph (A) to read as follows:

7                   “(A) a designee of the Deputy Director for  
8 Management of the Office of Management and  
9 Budget, who shall have experience in the areas  
10 of strategic and performance planning, meas-  
11 urement, and analysis, including the use of per-  
12 formance information to improve the results of  
13 an agency;”;

14           (2) by redesignating paragraph (3) as para-  
15 graph (4) and by inserting after paragraph (2) the  
16 following:

17           “(3) CHAIRPERSON AND VICE CHAIRPERSON.—

18                   “(A) CHAIRPERSON.—The chairperson of  
19 the Performance Improvement Council shall be  
20 the designee of the Director of Management of  
21 the Office of Management and Budget de-  
22 scribed in paragraph (1)(A).

23                   “(B) VICE CHAIRPERSON.—The Perform-  
24 ance Improvement Council shall select from  
25 among the members of the Council a Perform-

1           ance Improvement Officer to serve as vice  
2           chairperson of the Council.”.

3 **SEC. 6. GAO ANNUAL REPORT ON THE ACTIVITIES OF THE**  
4 **OFFICE OF EXECUTIVE COUNCILS.**

5           Not later than 1 year after the date of the enactment  
6 of this Act, and annually thereafter for six years, the Ad-  
7 ministrator shall submit to the Committees on Homeland  
8 Security and Governmental Affairs and Appropriations of  
9 the Senate and the Committees on Oversight and Account-  
10 ability and Appropriations of the House of Representa-  
11 tives a report on the activities of the Office of Executive  
12 Councils, with respect to the previous year, that includes  
13 the following:

14           (1) A description of the activities of the Office  
15 of Executive Councils, including a summary of each  
16 service provided by the Office of Executive Councils  
17 to each covered governmentwide executive council.

18           (2) A detailed accounting of—

19           (A) the costs associated with the activities  
20 of the Office of Executive Councils, organized  
21 by each covered governmentwide executive coun-  
22 cil; and

23           (B) any administrative costs associated  
24 with the operations of the Office of Executive  
25 Councils.

1           (3) A detailed accounting of any project, serv-  
2           ice, or program provided to each covered govern-  
3           mentwide executive council.

4 **SEC. 7. TECHNICAL AMENDMENTS.**

5           (a) TITLE 31.—Section 503 of title 31, United States  
6 Code, is amended—

7           (1) in subsection (a)—

8           (A) by striking paragraph (12); and

9           (B) by redesignating paragraphs (13) and  
10           (14) as paragraphs (12) and (13); and

11           (2) in subsection (b)—

12           (A) by striking paragraph (5); and

13           (B) by redesignating paragraphs (6)  
14           through (10) as paragraphs (5) through (9), re-  
15           spectively.

16           (b) TITLE 44.—Section 3602(f)(7) of title 44, United  
17 States Code, is amended by striking “on behalf of the  
18 Deputy Director for Management, who shall chair the  
19 council”.