

## Union Calendar No. 58

111<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2182

[Report No. 111-115]

To amend the American Recovery and Reinvestment Act of 2009 to provide for enhanced State and local oversight of activities conducted pursuant to such Act, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 2009

Mr. TOWNS (for himself, Mr. ISSA, Mr. KUCINICH, Mr. PLATTS, Mr. WELCH, and Mr. CONNOLLY of Virginia) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

MAY 18, 2009

Additional sponsor: Mr. LYNCH

MAY 18, 2009

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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## A BILL

To amend the American Recovery and Reinvestment Act of 2009 to provide for enhanced State and local oversight of activities conducted pursuant to such Act, 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 “Enhanced Oversight  
3 of State and Local Economic Recovery Act”.

4 **SEC. 2. REQUIREMENTS FOR FUNDING FOR STATE AND**  
5 **LOCAL OVERSIGHT UNDER AMERICAN RE-**  
6 **COVERY AND REINVESTMENT ACT OF 2009.**

7 (a) **FEDERAL AGENCY REQUIREMENT.**—Section  
8 1552 of the American Recovery and Reinvestment Act of  
9 2009 (Public Law 111–5; 123 Stat. 297) is amended—

10 (1) by inserting “(a) **FEDERAL AGENCY RE-**  
11 **QUIREMENT.**—” before “Federal agencies receiving”;

12 (2) by striking “may,” and all that follows  
13 through “reasonably” and inserting “shall, subject  
14 to guidance from the Director of the Office of Man-  
15 agement and Budget,”; and

16 (3) by striking “data collection requirements”  
17 and inserting “data collection requirements, audit-  
18 ing, contract and grant planning and management,  
19 and investigations of waste, fraud, and abuse”.

20 (b) **STATE AND LOCAL GOVERNMENT AUTHORITY.**—  
21 Such section is further amended by adding at the end the  
22 following new subsection:

23 “(b) **STATE AND LOCAL GOVERNMENT AUTHOR-**  
24 **ITY.**—Notwithstanding any other provision of law, State  
25 and local governments receiving funds under this Act may  
26 set aside an amount up to 0.5 percent of such funds, in

1 addition to any funds already allocated to administrative  
2 expenditures, to conduct planning and oversight to prevent  
3 and detect waste, fraud, and abuse.”.

4 (c) CONFORMING AMENDMENT.—The heading for  
5 section 1552 of such Act is amended to read as follows:

6 **“SEC. 1552. FUNDING FOR STATE AND LOCAL GOVERNMENT**  
7 **OVERSIGHT.”.**

8 **SEC. 3. AUTHORIZATION FOR ACQUISITION BY STATE AND**  
9 **LOCAL GOVERNMENTS THROUGH FEDERAL**  
10 **SUPPLY SCHEDULES.**

11 Section 502 of title 40, United States Code, is  
12 amended by adding at the end the following:

13 “(e) USE OF SUPPLY SCHEDULES FOR ECONOMIC  
14 RECOVERY.—

15 “(1) IN GENERAL.—The Administrator may  
16 provide for the use by State or local governments of  
17 Federal supply schedules of the General Services Ad-  
18 ministration for goods or services that are funded by  
19 the American Recovery and Reinvestment Act of  
20 2009 (Public Law 111–5).

21 “(2) VOLUNTARY USE.—In the case of the use  
22 by a State or local government of a Federal supply  
23 schedule pursuant to paragraph (1), participation by  
24 a firm that sells to the Federal Government through  
25 the supply schedule shall be voluntary with respect

1 to a sale to the State or local government through  
2 such supply schedule.

3 “(3) DEFINITIONS.—The definitions in sub-  
4 section (c)(3) shall apply for purposes of this sub-  
5 section.”.

6 **SEC. 4. DEFINITION OF JOBS CREATED AND JOBS RE-**  
7 **TAINED.**

8 Section 1512(g) of the American Recovery and Rein-  
9 vestment Act of 2009 (Public Law 111–5; 123 Stat. 288)  
10 is amended by adding at the end “The Director of the  
11 Office of Management and Budget shall issue guidance to  
12 ensure accurate and consistent reporting of ‘jobs created’  
13 and ‘jobs retained’ as those terms are used in subsection  
14 (c)(3)(D).”.



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