

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

**IN THE SENATE OF THE UNITED STATES—118th Cong., 2d Sess.**

**S. 3926**

To amend the Federal Funding Accountability and Transparency Act of 2006 to ensure that other transaction agreements are reported to USAspending.gov, and for other purposes.

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 Mr. PETERS

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 “Stop Secret Spending  
5       Act of 2024”.

6       **SEC. 2. OTHER TRANSACTION AGREEMENT REPORTING.**

7       (a) OTHER TRANSACTION AGREEMENTS.—Section  
8       2(a) of the Federal Funding Accountability and Trans-  
9       parency Act of 2006 (31 U.S.C. 6101 note) is amended—

10       (1) in paragraph (4)(A)—

1 (A) in clause (ii), by adding “and” and the  
2 end; and

3 (B) by adding at the end the following:

4 “(iii) includes other transaction agree-  
5 ments;”.

6 (2) in paragraph (7)—

7 (A) in subparagraph (B), by striking  
8 “(2)(A)(i)” and inserting “(4)(A)(i)”; and

9 (B) in subparagraph (C), by striking  
10 “(2)(A)(ii)” and inserting “(4)(A)(ii)”.

11 (b) DATA STANDARDS.—Section 4 of the Federal  
12 Funding Accountability and Transparency Act of 2006  
13 (31 U.S.C. 6101 note) is amended by adding at the end  
14 the following:

15 “(e) OTHER TRANSACTION AGREEMENT DATA.—Not  
16 later than 3 years after the date of enactment of the Stop  
17 Secret Spending Act of 2024, the Secretary shall ensure  
18 that, with respect to the website established under section  
19 2, or any successor website—

20 “(1) data relating to other transaction agree-  
21 ments is automatically transmitted to the website,  
22 and

23 “(2) a centralized view of the data described in  
24 paragraph (1) is available on the website.”.

1 (c) ANNUAL REPORT ON UNREPORTED FUNDING.—  
2 Section 2 of the Federal Funding Accountability and  
3 Transparency Act of 2006 (31 U.S.C. 6101 note) is  
4 amended by adding at the end the following:

5 “(h) ANNUAL REPORT.—Not later than 1 year after  
6 the date of enactment of the Stop Secret Spending Act  
7 of 2024, and annually thereafter, the Secretary shall post  
8 to the website established under this section a report that  
9 includes—

10 “(1) the total amount of Federal spending on  
11 Federal awards for which data has not been posted  
12 to the website; and

13 “(2) the reason data on the Federal spending  
14 described in paragraph (1) has not been posted to  
15 the website, including whether the Federal spending  
16 was—

17 “(A) national security-related or classified;

18 “(B) a grant or contract awarded or en-  
19 tered into by a legislative or judicial branch  
20 agency; or

21 “(C) a subaward below a primary  
22 subaward.”.

23 (d) IMPLEMENTATION PLAN.—

24 (1) DEFINITIONS.—In this subsection:

1 (A) DIRECTOR.—The term “Director”  
2 means the Director of the Office of Manage-  
3 ment and Budget.

4 (B) RELEVANT AGENCY.—The term “rel-  
5 evant agency” means a Federal agency (as de-  
6 fined in section 2(a) of the Federal Funding  
7 Accountability and Transparency Act of 2006  
8 (31 U.S.C. 6101 note)) that has the authority  
9 to enter into an other transaction agreement, as  
10 determined by the Director.

11 (C) SECRETARY.—The term “Secretary”  
12 means the Secretary of the Treasury.

13 (D) USASPENDING.GOV.—The term  
14 “USAspending.gov” means the website estab-  
15 lished under section 2 of the Federal Funding  
16 Accountability and Transparency Act of 2006  
17 (31 U.S.C. 6101 note).

18 (2) INITIAL COMPILATION.—If the Secretary  
19 has not yet complied with subsection (e) of section  
20 4 of the Federal Funding Accountability and Trans-  
21 parency Act of 2006 (31 U.S.C. 6101 note), as  
22 added by this section, by the date that is 1 year  
23 after the date of enactment of this Act, not later  
24 than 1 year after the date of enactment of this Act,  
25 the Secretary, in coordination with the Director and

1 the heads of relevant agencies, shall publish on  
2 USAspending.gov a report that lists and includes a  
3 detailed description of all other transaction agree-  
4 ments entered into by the relevant agencies for the  
5 fiscal year preceding the fiscal year during which the  
6 report is published.

7 (3) PLAN.—If the Secretary has not yet com-  
8 plied with subsection (e) of section 4 of the Federal  
9 Funding Accountability and Transparency Act of  
10 2006 (31 U.S.C. 6101 note), as added by this sec-  
11 tion, by the date that is 2 years after the date of  
12 enactment of this Act, not later than 2 years after  
13 the date of enactment of this Act, the Secretary, in  
14 consultation with the Director and the heads of rel-  
15 evant agencies, shall submit to Congress a plan that  
16 includes—

17 (A) the status of including data relating to  
18 other transaction agreements on  
19 USAspending.gov; and

20 (B) actions underway and planned to en-  
21 sure that the data described in subparagraph  
22 (A) is fully incorporated into USAspending.gov  
23 by the date that is 3 years after the date of en-  
24 actment of this Act.

1 **SEC. 3. OTHER AMENDMENTS.**

2 (a) INSPECTOR GENERAL REPORTS.—Section 6(a) of  
3 the Federal Funding Accountability and Transparency  
4 Act of 2006 (31 U.S.C. 6101 note) is amended—

5 (1) in paragraph (1)—

6 (A) in the matter preceding subparagraph  
7 (A), by striking “each Federal agency” and in-  
8 serting “each agency described in paragraphs  
9 (1) and (2) of section 901(b) of title 31, United  
10 States Code”;

11 (B) in subparagraph (A), by striking  
12 “Federal agency” and inserting “agency”; and

13 (C) in subparagraph (B), by striking  
14 “Federal agency” and inserting “agency”; and

15 (2) by striking paragraph (2) and inserting the  
16 following:

17 “(2) DEADLINES.—The inspector general of  
18 each agency described in paragraphs (1) and (2) of  
19 section 901(b) of title 31, United States Code, shall  
20 submit to Congress and make publicly available a re-  
21 port described in paragraph (1)(B)—

22 “(A) not later than 1 year after the date  
23 of enactment of the Stop Secret Spending Act  
24 of 2024; and

25 “(B) not less than frequently than once  
26 every 2 years after the date described in sub-

1 paragraph (A) until the date that is 10 years  
2 after the date of enactment of the Stop Secret  
3 Spending Act of 2024 on the date of submission  
4 of the report required under section 3521(f) or  
5 9105(a)(3) of title 31, United States Code, for  
6 the applicable fiscal year.”.

7 (b) FULL DISCLOSURE OF FEDERAL FUNDS.—

8 (1) IN GENERAL.—Section 3 of the Federal  
9 Funding Accountability and Transparency Act of  
10 2006 (31 U.S.C. 6101 note) is amended—

11 (A) in subsection (b)—

12 (i) paragraph (1), in the matter pre-  
13 ceding subparagraph (A), by striking “a  
14 Federal agency or component of a Federal  
15 agency” and inserting “a Federal agency  
16 or a component of a Federal agency in-  
17 cluded on the list posted under subsection  
18 (e)(2)”;

19 (ii) in paragraph (2)(B), in the matter  
20 preceding clause (i), by striking “to be  
21 posted” and inserting “to be posted by a  
22 Federal agency or a component of a Fed-  
23 eral agency included on the list posted  
24 under subsection (e)(2)”;

25 (B) by adding at the end the following:

1 “(c) QUALITY OF INFORMATION.—

2 “(1) IN GENERAL.—The Secretary and the Di-  
3 rector, in consultation with the heads of Federal  
4 agencies, shall establish requirements to ensure that  
5 the information to be posted under subsection (b)  
6 that is posted by a Federal agency or component of  
7 a Federal agency is complete and accurate.

8 “(2) FEDERAL AGENCY RESPONSIBILITY.—The  
9 head of each Federal agency or component of a Fed-  
10 eral agency posting data under subsection (b) shall  
11 ensure that the data is complete and accurate.

12 “(3) AUTHORITY TO VERIFY ACCURACY.—The  
13 Secretary and the Director may verify that the data  
14 posted under subsection (b) by a Federal agency or  
15 component of a Federal agency are complete, accu-  
16 rate, and consistent.

17 “(d) DISPLAY STANDARDS.—The Secretary, in con-  
18 sultation with the Director, shall ensure that the heads  
19 of Federal agencies that post information under sub-  
20 section (b) comply with display standards established by  
21 the Secretary.

22 “(e) AGENCY REPORTING DETERMINATION.—Not  
23 later than 1 year after the date of enactment of the Stop  
24 Secret Spending Act of 2024, and not less frequently than



1 once every 2 years thereafter, the Secretary, in coordina-  
2 tion with the Director, shall—

3 “(1) assess and make a determination with re-  
4 spect to which Federal agencies and components of  
5 Federal agencies are required to post information  
6 under subsection (b);

7 “(2) publish a list of the Federal agencies and  
8 components of Federal agencies determined under  
9 paragraph (1) on the website established under sec-  
10 tion 2(b)(1); and

11 “(3) provide to the head and inspector general  
12 of each Federal agency or component of a Federal  
13 agency included on the list published under para-  
14 graph (2) written notice of the inclusion of the Fed-  
15 eral agency or component of a Federal agency on the  
16 list.”.

17 (2) EFFECTIVE DATE.—The amendments made  
18 by paragraph (1)(A) shall take effect on the date on  
19 which the Secretary publishes the first list under  
20 section 3(e)(2) of the Federal Funding Account-  
21 ability and Transparency Act of 2006 (31 U.S.C.  
22 6101 note), as added by paragraph (1).

23 **SEC. 4. GAO REPORT.**

24 Not later than 1 year after the date of enactment  
25 of this Act, the Comptroller General of the United States

1 shall make recommendations for any updates the Comp-  
2 troller General of the United States determines advisable  
3 to clause 52.204.10 of the Federal Acquisition Regulation  
4 with respect to incorporating requirements under the Fed-  
5 eral Funding Accountability and Transparency Act of  
6 2006 (31 U.S.C. 6101 note).