

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

S. 4200

To establish a program to facilitate the adoption of modern technology by executive agencies, 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. PORTMAN

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 “Information Tech-
5 nology Modernization Centers of Excellence Program
6 Act”.

7 **SEC. 2. GSA MODERNIZATION CENTERS OF EXCELLENCE**
8 **PROGRAM.**

9 (a) DEFINITIONS.—In this section:

10 (1) CLOUD COMPUTING.—The term “cloud
11 computing” has the meaning given the term in sec-

1 tion 1076 of the National Defense Authorization Act
2 for Fiscal Year 2018 (40 U.S.C. 11301 note).

3 (2) EXECUTIVE AGENCY.—The term “executive
4 agency” has the meaning given the term “Executive
5 agency” in section 105 of title 5, United States
6 Code.

7 (3) PROGRAM.—The term “Program” means
8 the Information Technology Modernization Centers
9 of Excellence Program established under subsection
10 (b).

11 (b) ESTABLISHMENT.—The Administrator of General
12 Services shall establish a program to be known as the In-
13 formation Technology Modernization Centers of Excel-
14 lence Program to facilitate the adoption of modern tech-
15 nology by executive agencies on a reimbursable basis.

16 (c) RESPONSIBILITIES.—The Program shall have the
17 following responsibilities:

18 (1) To encourage the modernization of informa-
19 tion technology used by an executive agency and how
20 a customer interacts with an executive agency.

21 (2) To improve cooperation between commercial
22 and executive agency information technology sectors.

23 (3) To the extent practicable, encourage the
24 adoption of commercial items in accordance with
25 section 3307 of title 41, United States Code.

1 (4) Upon request by the executive agency, to
2 assist executive agencies with planning and adoption
3 of technology in focus areas designated by the Ad-
4 ministrator, which may include the following:

5 (A) A commercial cloud computing system
6 that includes—

7 (i) end-to-end migration planning and
8 an assessment of progress towards mod-
9 ernization; and

10 (ii) a cybersecurity and governance
11 framework that promotes industry and
12 government risk management best practice
13 approaches, prioritizing efforts based on
14 risk, impact, and consequences.

15 (B) Tools to help an individual receive sup-
16 port from and communicate with an executive
17 agency.

18 (C) Contact centers and other related cus-
19 tomer supports.

20 (D) Efficient use of data management,
21 analysis, and reporting.

22 (E) The optimization of infrastructure, in-
23 cluding for data centers, and the reduction of
24 operating costs.

25 (F) Artificial intelligence.

1 (5) To share best practices and expertise with
2 executive agencies.

3 (6) Other responsibilities the Administrator
4 may identify.

5 (d) COORDINATION.—The Administrator shall coordi-
6 nate with the Secretary of Homeland Security in estab-
7 lishing the Program to ensure that the technology, tools,
8 and frameworks facilitated for executive agencies by the
9 Program provide sufficient cybersecurity and maintain the
10 integrity, confidentiality, and availability of Federal infor-
11 mation.

12 (e) PROGRAM REPORTING.—Not later than 1 year
13 after the date of enactment of this Act, and every year
14 thereafter, the Administrator shall submit to the Com-
15 mittee on Homeland Security and Governmental Affairs
16 of the Senate and the Committee on Oversight and Re-
17 form of the House of Representatives a report on the Pro-
18 gram, which shall include—

19 (1) A description of the reimbursable agree-
20 ments, statements of work, and associated project
21 schedules and deliverables for the Program.

22 (2) Details on the total amount of the reim-
23 bursable agreements.

24 (3) Any additional information the Adminis-
25 trator determines necessary.

1 (f) SUNSET.—This Act shall cease to have effect on
2 the date that is 7 years after the date of enactment of
3 this Act.

4 (g) RULE OF CONSTRUCTION.—Nothing in this Act
5 shall be construed to impair or otherwise affect the au-
6 thority delegated by law to an executive agency or the head
7 of an executive agency.