

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—114th Cong., 2d Sess.

S. 2340

To require the Director of the Office of Management and Budget to issue a directive on the management of software licenses, 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 “Making Electronic
5 Government Accountable By Yielding Tangible Effi-
6 ciencies Act of 2015” or the “MEGABYTE Act of 2015”.

7 **SEC. 2. OMB DIRECTIVE ON MANAGEMENT OF SOFTWARE**
8 **LICENSES.**

9 (a) DEFINITION.—In this section—

10 (1) the term “Director” means the Director of
11 the Office of Management and Budget; and

1 (2) the term “executive agency” has the mean-
2 ing given that term in section 105 of title 5, United
3 States Code.

4 (b) OMB DIRECTIVE.—The Director shall issue a di-
5 rective to require the Chief Information Officer of each
6 executive agency to develop a comprehensive software li-
7 censing policy, which shall—

8 (1) identify clear roles, responsibilities, and cen-
9 tral oversight authority within the executive agency
10 for managing enterprise software license agreements
11 and commercial software licenses; and

12 (2) require the Chief Information Officer of
13 each executive agency to—

14 (A) establish a comprehensive inventory,
15 including 80 percent of software license spend-
16 ing and enterprise licenses in the executive
17 agency, by identifying and collecting informa-
18 tion about software license agreements using
19 automated discovery and inventory tools;

20 (B) regularly track and maintain software
21 licenses to assist the executive agency in imple-
22 menting decisions throughout the software li-
23 cense management life cycle;

24 (C) analyze software usage and other data
25 to make cost-effective decisions;

1 (D) provide training relevant to software
2 license management;

3 (E) establish goals and objectives of the
4 software license management program of the
5 executive agency; and

6 (F) consider the software license manage-
7 ment life cycle phases, including the requisition,
8 reception, deployment and maintenance, retire-
9 ment, and disposal phases, to implement effec-
10 tive decision making and incorporate existing
11 standards, processes, and metrics.

12 (c) REPORT ON SOFTWARE LICENSE MANAGE-
13 MENT.—

14 (1) IN GENERAL.—Beginning in the first fiscal
15 year beginning after the date of enactment of this
16 Act, and in each of the following 5 fiscal years, the
17 Chief Information Officer of each executive agency
18 shall submit to the Director a report on the financial
19 savings or avoidance of spending that resulted from
20 improved software license management.

21 (2) AVAILABILITY.—The Director shall make
22 each report submitted under paragraph (1) pub-
23 lically available.