

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.

S. 1550

To amend title 31, United States Code, to establish entities tasked with improving program and project management in certain Federal agencies, and for other purposes.

Mrs. ERNST (for herself and Ms. HEITKAMP) 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 Mrs. ERNST

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 “Program Management
5 Improvement Accountability Act”.

6 **SEC. 2. DEPUTY DIRECTOR FOR MANAGEMENT.**

7 (a) **ADDITIONAL FUNCTIONS.**—Section 503 of title
8 31, United States Code, is amended by adding at the end
9 the following:

10 “(c) **PROGRAM AND PROJECT MANAGEMENT.**—

1 “(1) REQUIREMENT.—Subject to the direction
2 and approval of the Director, the Deputy Director
3 for Management or designee shall—

4 “(A) adopt governmentwide standards,
5 policies, and guidelines for program and project
6 management for executive agencies;

7 “(B) oversee implementation of program
8 and project management for the standards,
9 policies, and guidelines established under sub-
10 paragraph (A);

11 “(C) chair the Program Management Pol-
12 icy Council established under section 1126(b);

13 “(D) establish standards and policies for
14 executive agencies, in accordance with widely
15 accepted standards for program and project
16 management planning and delivery;

17 “(E) engage with the private sector to
18 identify best practices in program and project
19 management that would improve Federal pro-
20 gram and project management;

21 “(F) conduct portfolio reviews to address
22 programs identified as high risk by the Govern-
23 ment Accountability Office;

24 “(G) not less than annually, conduct port-
25 folio reviews of agency programs in coordination

1 with Project Management Improvement Officers
2 designated under section 1126(a)(1) to assess
3 the quality and effectiveness of program man-
4 agement; and

5 “(H) establish a 5-year strategic plan for
6 program and project management.

7 “(2) APPLICATION TO DEPARTMENT OF DE-
8 FENSE.—Paragraph (1) shall not apply to the De-
9 partment of Defense to the extent that the provi-
10 sions of that paragraph are substantially similar to
11 or duplicative of the provisions of section 810 of the
12 National Defense Authorization Act for Fiscal Year
13 2016.”.

14 (b) DEADLINE FOR STANDARDS, POLICIES, AND
15 GUIDELINES.—Not later than 1 year after the date of en-
16 actment of this Act, the Deputy Director for Management
17 of the Office of Management and Budget shall issue the
18 standards, policies, and guidelines required under section
19 503(c) of title 31, United States Code, as added by sub-
20 section (a).

21 (c) REGULATIONS.—Not later than 90 days after the
22 date on which the standards, policies, and guidelines are
23 issued under subsection (b), the Deputy Director for Man-
24 agement of the Office of Management and Budget, in con-
25 sultation with the Program Management Policy Council

1 established under section 1126(b) of title 31, United
2 States Code, as added by section 3(a), and the Director
3 of the Office of Management and Budget, shall issue any
4 regulations as are necessary to implement the require-
5 ments of section 503(c) of title 31, United States Code,
6 as added by subsection (a).

7 **SEC. 3. PROGRAM MANAGEMENT IMPROVEMENT OFFICERS**
8 **AND PROGRAM MANAGEMENT POLICY COUN-**
9 **CIL.**

10 (a) AMENDMENT.—Chapter 11 of title 31, United
11 States Code, is amended by adding at the end the fol-
12 lowing:

13 **“§ 1126. Program Management Improvement Officers**
14 **and Program Management Policy Council**

15 **“(a) PROGRAM MANAGEMENT IMPROVEMENT OFFI-**
16 **CERS.—**

17 **“(1) DESIGNATION.—**The head of each agency
18 described in section 901(b) shall designate a senior
19 executive of the agency as the Program Management
20 Improvement Officer of the agency.

21 **“(2) FUNCTIONS.—**The Program Management
22 Improvement Officer of an agency designated under
23 paragraph (1) shall—

1 “(iv) A plan to encourage the recruit-
2 ment and retention of highly qualified indi-
3 viduals to serve as program managers.

4 “(v) Improved means of collecting and
5 disseminating best practices and lessons
6 learned to enhance program management
7 across the agency.

8 “(vi) Common templates and tools to
9 support improved data gathering and anal-
10 ysis for program management and over-
11 sight purposes.

12 “(3) APPLICATION TO DEPARTMENT OF DE-
13 FENSE.—This subsection shall not apply to the De-
14 partment of Defense to the extent that the provi-
15 sions of this subsection are substantially similar to
16 or duplicative of the provisions of section 810 of the
17 National Defense Authorization Act for Fiscal Year
18 2016.

19 “(b) PROGRAM MANAGEMENT POLICY COUNCIL.—

20 “(1) ESTABLISHMENT.—There is established in
21 the Office of Management and Budget a council to
22 be known as the ‘Program Management Policy
23 Council’ (in this subsection referred to as the ‘Coun-
24 cil’).

1 “(2) PURPOSE AND FUNCTIONS.—The Council
2 shall act as the principal interagency forum for im-
3 proving agency practices related to program and
4 project management. The Council shall—

5 “(A) advise and assist the Deputy Director
6 for Management of the Office of Management
7 and Budget;

8 “(B) review programs identified as high
9 risk by the General Accountability Office and
10 make recommendations for actions to be taken
11 by the Deputy Director for Management of the
12 Office of Management and Budget or designee;

13 “(C) discuss topics of importance to the
14 workforce, including—

15 “(i) career development and workforce
16 development needs;

17 “(ii) policy to support continuous im-
18 provement in program and project manage-
19 ment; and

20 “(iii) major challenges across agencies
21 in managing programs;

22 “(D) advise on the development and appli-
23 cability of standards governmentwide for pro-
24 gram management transparency; and

1 “(E) review the information published on
2 the website of the Office of Management and
3 Budget pursuant to section 1122.

4 “(3) MEMBERSHIP.—

5 “(A) COMPOSITION.—The Council shall be
6 composed of the following members:

7 “(i) Five members from the Office of
8 Management and Budget as follows:

9 “(I) The Deputy Director for
10 Management.

11 “(II) The Administrator of the
12 Office of Electronic Government.

13 “(III) The Administrator of the
14 Office of Federal Procurement Policy.

15 “(IV) The Controller of the Of-
16 fice of Federal Financial Manage-
17 ment.

18 “(V) The Director of the Office
19 of Performance and Personnel Man-
20 agement.

21 “(ii) The Program Management Im-
22 provement Officer from each agency de-
23 scribed in section 901(b).

24 “(iii) Other individuals as determined
25 appropriate by the Chairperson.

1 “(B) CHAIRPERSON AND VICE CHAIR-
2 PERSON.—

3 “(i) IN GENERAL.—The Deputy Di-
4 rector for Management of the Office of
5 Management and Budget shall be the
6 Chairperson of the Council. A Vice Chair-
7 person shall be elected by the members and
8 shall serve a term of not more than 1 year.

9 “(ii) DUTIES.—The Chairperson shall
10 preside at the meetings of the Council, de-
11 termine the agenda of the Council, direct
12 the work of the Council, and establish and
13 direct subgroups of the Council as appro-
14 priate.

15 “(4) MEETINGS.—The Council shall meet not
16 less than twice per fiscal year and may meet at the
17 call of the Chairperson or a majority of the members
18 of the Council.

19 “(5) SUPPORT.—The head of each agency with
20 a Project Management Improvement Officer serving
21 on the Council shall provide administrative support
22 to the Council, as appropriate, at the request of the
23 Chairperson.

1 “(6) COMMITTEE DURATION.—Section 14(a)(2)
2 of the Federal Advisory Committee Act (5 U.S.C.
3 App.) shall not apply to the Council.”.

4 (b) REPORT REQUIRED.—Not later than 1 year after
5 the date of enactment of this Act, the Director of the Of-
6 fice of Management and Budget, in consultation with each
7 Program Management Improvement Officer designated
8 under section 1126(a)(1) of title 31, United States Code,
9 shall submit to Congress a report containing the strategy
10 developed under section 1126(a)(2)(B) of such title, as
11 added by subsection (a).

12 **SEC. 4. PROGRAM AND PROJECT MANAGEMENT PER-**
13 **SONNEL STANDARDS.**

14 (a) DEFINITION.—In this section, the term “agency”
15 means each agency described in section 901(b) of title 31,
16 United States Code.

17 (b) REGULATIONS REQUIRED.—Not later than 180
18 days after the date on which the standards, policies, and
19 guidelines are issued under section 2(b), the Director of
20 the Office of Personnel Management, in consultation with
21 the Director of the Office of Management and Budget,
22 shall issue regulations that—

23 (1) identify key skills and competencies needed
24 for a program and project manager in an agency;

1 (2) establish a new job series, or update and
2 improve an existing job series, for program and
3 project management within an agency; and

4 (3) establish a new career path for program
5 and project managers within an agency.