

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4094

To direct the Administrator of the Small Business Administration to develop and implement a plan to improve the quality of data reported on bundled and consolidated contracts, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 26, 2014

Mr. GRAVES of Missouri introduced the following bill; which was referred to the Committee on Small Business

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## A BILL

To direct the Administrator of the Small Business Administration to develop and implement a plan to improve the quality of data reported on bundled and consolidated contracts, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Contracting Data and  
5 Bundling Accountability Act of 2014”.

1 **SEC. 2. PLAN FOR IMPROVING DATA ON BUNDLED AND**  
2 **CONSOLIDATED CONTRACTS.**

3 Section 15 of the Small Business Act (15 U.S.C. 644)  
4 is amended by adding at the end the following new sub-  
5 section:

6 “(s) DATA QUALITY IMPROVEMENT PLAN.—

7 “(1) IN GENERAL.—Not later than the first day  
8 of fiscal year 2016, the Administrator of the Small  
9 Business Administration, in consultation with the  
10 Small Business Procurement Advisory Council, the  
11 Administrator of the Office of Federal Procurement  
12 Policy, and the Administrator of the General Serv-  
13 ices Administration shall develop a plan to improve  
14 the quality of data reported on bundled and consoli-  
15 dated contracts in the Federal procurement data  
16 system.

17 “(2) PLAN REQUIREMENTS.—The plan shall—

18 “(A) describe the roles and responsibilities  
19 of the Administrator of the Small Business Ad-  
20 ministration, the Directors of the Offices of  
21 Small and Disadvantaged Business Utilization,  
22 the Small Business Procurement Advisory  
23 Council, the Administrator of the Office of Fed-  
24 eral Procurement Policy, the Administrator of  
25 the General Services Administration, the senior  
26 procurement executives, and Chief Acquisition

1           Officers in implementing the plan described in  
2           paragraph (1) and contributing to the annual  
3           report required by subsection (p)(4);

4           “(B) make necessary changes to policies  
5           and procedures on proper identification and  
6           mitigation of contract bundling and consolida-  
7           tion, and to training procedures of relevant per-  
8           sonnel on proper identification and mitigation  
9           of contract bundling and consolidation;

10           “(C) establish consequences for failure to  
11           properly identify contracts as bundled or con-  
12           solidated;

13           “(D) establish requirements for periodic  
14           and statistically valid data verification and vali-  
15           dation; and

16           “(E) assign clear data verification respon-  
17           sibilities.

18           “(3) IMPLEMENTATION.—Not later than the  
19           first day of fiscal year 2017, the Administrator of  
20           the Small Business Administration shall implement  
21           the plan described in this subsection.

22           “(4) CERTIFICATION.—The Administrator shall  
23           annually provide to the Committee on Small Busi-  
24           ness of the House of Representatives and the Com-  
25           mittee on Small Business and Entrepreneurship of

1 the Senate certification of the accuracy and com-  
2 pleteness of data reported on bundled and consoli-  
3 dated contracts.

4 “(5) GAO STUDY AND REPORT.—

5 “(A) STUDY.—Not later than the first day  
6 of fiscal year 2018, the Comptroller General of  
7 the United States shall initiate a study on the  
8 effectiveness of the plan described in this sub-  
9 section that shall assess whether contracts were  
10 accurately labeled as bundled or consolidated.

11 “(B) CONTRACTS EVALUATED.—For the  
12 purposes of conducting the study described in  
13 subparagraph (A), the Comptroller General of  
14 the United States—

15 “(i) shall evaluate, for work in each of  
16 sectors 23, 33, 54, and 56 (as defined by  
17 the North American Industry Classification  
18 System), not fewer than 100 contracts in  
19 each sector;

20 “(ii) shall evaluate only those con-  
21 tracts—

22 “(I) awarded by an agency listed  
23 in section 901(b) of title 31, United  
24 States Code; and

1                   “(II) that have a Base and Exer-  
2                   cised Options Value, an Action Obl-  
3                   igation, or a Base and All Options  
4                   Value; and

5                   “(iii) shall not evaluate contracts that  
6                   have used any set aside authority.

7                   “(C) REPORT.—Not later than 12 months  
8                   after initiating the study required by subpara-  
9                   graph (A), the Comptroller General of the  
10                  United States shall report to the Committee on  
11                  Small Business of the House of Representatives  
12                  and the Committee on Small Business and En-  
13                  trepreneurship of the Senate on the results  
14                  from such study and, if warranted, any rec-  
15                  ommendations on how to improve the quality of  
16                  data reported on bundled and consolidated con-  
17                  tracts.

18                  “(6) DEFINITIONS.—In this subsection the fol-  
19                  lowing definitions shall apply:

20                  “(A) CHIEF ACQUISITION OFFICER; SEN-  
21                  IOR PROCUREMENT EXECUTIVE.—The terms  
22                  ‘Chief Acquisition Officer’ and ‘senior procure-  
23                  ment executive’ have the meanings given such  
24                  terms in section 44 of this Act.

1           “(B) FEDERAL PROCUREMENT DATA SYS-  
2           TEM DEFINITIONS.—The terms ‘Base and Ex-  
3           ercised Options Value’, ‘Action Obligation’,  
4           ‘Base and All Options Value’, and ‘set aside au-  
5           thority’ have the meanings given such terms by  
6           the Administrator for Federal Procurement Pol-  
7           icy in the Federal procurement data system on  
8           October 1, 2013, or subsequent equivalent  
9           terms.”.

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