

107TH CONGRESS
1ST SESSION

H. R. 2428

To require that the Director of the Office of Management and Budget explain any omission of any insular area from treatment as part of the United States in statements issued by the Office of Management and Budget.

IN THE HOUSE OF REPRESENTATIVES

JUNE 28, 2001

Mr. UNDERWOOD (for himself, Mr. ACEVEDO-VILÁ, and Mrs. CHRISTENSEN) introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require that the Director of the Office of Management and Budget explain any omission of any insular area from treatment as part of the United States in statements issued by the Office of Management and Budget.

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 “Insular Areas Over-
5 sight Avoidance Act”.

1 **SEC. 2. EXPLANATION OF OMISSION OF ANY INSULAR AREA**
2 **FROM TREATMENT AS PART OF UNITED**
3 **STATES.**

4 (a) IN GENERAL.—The Director of the Office of
5 Management and Budget shall publish, with respect to
6 each covered statement issued after the date of the enact-
7 ment of this Act that defines the term “United States”,
8 “United States of America”, or “State” and that does not
9 include in such term any insular area—

10 (1) an explanation of the reasons for that omis-
11 sion; and

12 (2) a recommendation of whether the definition
13 should include such insular area.

14 (b) DEFINITIONS.—In this section:

15 (1) COVERED STATEMENT.—The term “covered
16 statement” means—

17 (A) any Presidential proclamation or Exec-
18 utive order required by section 1505 of title 44,
19 United States Code, to be published in the Fed-
20 eral Register;

21 (B) any written Presidential directive,
22 other than a Presidential proclamation or Exec-
23 utive order, that—

24 (i) is signed or endorsed by, or is
25 issued at the direction of, the President or

1 an appointee of the President in the Exec-
2 utive Office of the President; and

3 (ii)(I) establishes a policy;

4 (II) directs the carrying out of law or
5 policy;

6 (III) authorizes or requires the use of
7 appropriated funds or other resources (in-
8 cluding personnel); or

9 (IV) otherwise asserts or appears to
10 assert an authority of the President;

11 (C) any treaty presented to the Senate for
12 approval pursuant to section 2 of Article II of
13 the Constitution of the United States;

14 (D) any executive agreement executed by
15 the President or a representative of the Presi-
16 dent that is binding on the United States as a
17 matter of international law;

18 (E) any rule, circular, guidance, or state-
19 ment of administration policy or position that is
20 issued by the Office of Management and Budg-
21 et; and

22 (F) any proposed legislation submitted to
23 the Congress by or on behalf of the President.

24 (2) INSULAR AREA.—The term “insular area”
25 means Guam, the Virgin Islands, the Commonwealth

1 of Puerto Rico, American Samoa, and the Common-
2 wealth of the Northern Mariana Islands.

