

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

# H. R. 5901

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IN THE SENATE OF THE UNITED STATES

OCTOBER 1, 2020

Received

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## AN ACT

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Information Tech-  
3 nology Modernization Centers of Excellence Program  
4 Act”.

5 **SEC. 2. GSA MODERNIZATION CENTERS OF EXCELLENCE**  
6 **PROGRAM.**

7 (a) DEFINITIONS.—In this section:

8 (1) CLOUD COMPUTING.—The term “cloud  
9 computing” has the meaning given the term in sec-  
10 tion 1076 of the National Defense Authorization Act  
11 for Fiscal Year 2018 (40 U.S.C. 11301 note).

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

16 (3) PROGRAM.—The term “Program” means  
17 the Information Technology Modernization Centers  
18 of Excellence Program established under subsection  
19 (b).

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

25 (c) RESPONSIBILITIES.—The Program shall have the  
26 following responsibilities:

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

4           (2) To improve cooperation between commercial  
5           and executive agency information technology sectors.

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

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

13                (A) A commercial cloud computing system  
14                that includes—

15                       (i) end-to-end migration planning and  
16                       an assessment of progress towards mod-  
17                       ernization; and

18                       (ii) a cybersecurity and governance  
19                       framework that promotes industry and  
20                       government risk management best practice  
21                       approaches, prioritizing efforts based on  
22                       risk, impact, and consequences.

23                (B) Tools to help an individual receive sup-  
24                port from and communicate with an executive  
25                agency.

1 (C) Contact centers and other related cus-  
2 tomer supports.

3 (D) Efficient use of data management,  
4 analysis, and reporting.

5 (E) The optimization of infrastructure, in-  
6 cluding for data centers, and the reduction of  
7 operating costs.

8 (F) Artificial intelligence.

9 (5) To share best practices and expertise with  
10 executive agencies.

11 (6) Other responsibilities the Administrator  
12 may identify.

13 (d) COORDINATION.—The Administrator shall coordi-  
14 nate with the Secretary of Homeland Security in estab-  
15 lishing the Program to ensure that the technology, tools,  
16 and frameworks facilitated for executive agencies by the  
17 Program provide sufficient cybersecurity and maintain the  
18 integrity, confidentiality, and availability of Federal infor-  
19 mation.

20 (e) PROGRAM REPORTING.—Not later than 1 year  
21 after the date of enactment of this Act, and every year  
22 thereafter, the Administrator shall submit to the Com-  
23 mittee on Homeland Security and Governmental Affairs  
24 of the Senate and the Committee on Oversight and Re-

1 form of the House of Representatives a report on the Pro-  
2 gram, which shall include the following:

3 (1) A description of the reimbursable agree-  
4 ments, statements of work, and associated project  
5 schedules and deliverables for the Program.

6 (2) Details on the total amount of the reim-  
7 bursable agreements.

8 (3) Any additional information the Adminis-  
9 trator determines necessary.

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

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

17 **SEC. 3. DETERMINATION OF BUDGETARY EFFECTS.**

18 The budgetary effects of this Act, for the purpose of  
19 complying with the Statutory Pay-As-You-Go Act of 2010,  
20 shall be determined by reference to the latest statement  
21 titled “Budgetary Effects of PAYGO Legislation” for this  
22 Act, submitted for printing in the Congressional Record  
23 by the Chairman of the House Budget Committee, pro-

