

118TH CONGRESS  
1ST SESSION

# H. R. 1180

To require the Director of the Office of Management and Budget to submit to Congress an annual report on projects that are over budget and behind schedule, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 24, 2023

Mr. GALLAGHER (for himself and Ms. PORTER) introduced the following bill; which was referred to the Committee on Oversight and Accountability, and in addition to the Committee on Armed Services, 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

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## A BILL

To require the Director of the Office of Management and Budget to submit to Congress an annual report on projects that are over budget and behind schedule, 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 “Billion Dollar Boon-  
5 doggle Act of 2023”.

1 **SEC. 2. ANNUAL REPORT.**

2 (a) DEFINITIONS.—In this section—

3 (1) the term “covered agency” means—

4 (A) an Executive agency, as defined in sec-  
5 tion 105 of title 5, United States Code; and

6 (B) an independent regulatory agency, as  
7 defined in section 3502 of title 44, United  
8 States Code;

9 (2) the term “covered project” means a project  
10 funded by a covered agency—

11 (A) that is more than 5 years behind  
12 schedule; or

13 (B) for which the amount spent on the  
14 project is not less than \$1,000,000,000 more  
15 than the original cost estimate for the project;  
16 and

17 (3) the term “project” means a major acquisi-  
18 tion, a major defense acquisition program (as de-  
19 fined in section 2430 of title 10, United States  
20 Code), a procurement, a construction project, a re-  
21 mediation or clean-up effort, or any other time-lim-  
22 ited endeavor, that is not funded through direct  
23 spending (as defined in section 250(c) of the Bal-  
24 anced Budget and Emergency Deficit Control Act of  
25 1985 (2 U.S.C. 900(c)).

1 (b) REQUIREMENT.—Not later than 1 year after the  
2 date of enactment of this Act, the Director of the Office  
3 of Management and Budget shall issue guidance requiring  
4 covered agencies to include, on an annual basis in a report  
5 described in paragraph (2) of section 3516(a) of title 31,  
6 United States Code, or a consolidated report described in  
7 paragraph (1) of such section, information relating to each  
8 covered project of the covered agency, which shall in-  
9 clude—

10 (1) a brief description of the covered project,  
11 including—

12 (A) the purpose of the covered project;

13 (B) each location in which the covered  
14 project is carried out;

15 (C) the contract or award number of the  
16 covered project, where applicable;

17 (D) the year in which the covered project  
18 was initiated;

19 (E) the Federal share of the total cost of  
20 the covered project; and

21 (F) each primary contractor, subcon-  
22 tractor, grant recipient, and subgrantee recipi-  
23 ent of the covered project;

24 (2) an explanation of any change to the original  
25 scope of the covered project, including by the addi-

1       tion or narrowing of the initial requirements of the  
2       covered project;

3           (3) the original expected date for completion of  
4       the covered project;

5           (4) the current expected date for completion of  
6       the covered project;

7           (5) the original cost estimate for the covered  
8       project, as adjusted to reflect increases in the Con-  
9       sumer Price Index for All Urban Consumers, as  
10      published by the Bureau of Labor Statistics;

11          (6) the current cost estimate for the covered  
12      project, as adjusted to reflect increases in the Con-  
13      sumer Price Index for All Urban Consumers, as  
14      published by the Bureau of Labor Statistics;

15          (7) an explanation for a delay in completion or  
16      an increase in the original cost estimate for the cov-  
17      ered project, including, where applicable, any impact  
18      of insufficient or delayed appropriations; and

19          (8) the amount of and rationale for any award,  
20      incentive fee, or other type of bonus, if any, awarded  
21      for the covered project.

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