

Rand Paul #5

AMENDMENT NO. _____ Calendar No. _____

Purpose: To enhance requirements relating to financial disclosure reports of executive branch employees and to require Federal grantees and contractors to disclose royalties.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

S. _____

To reauthorize certain programs under the Public Health Service Act with respect to public health security and all-hazards preparedness and response, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. PAUL

Viz:

1 At the end of title II, add the following:

2 **SEC. 212. FINANCIAL DISCLOSURE REPORTS OF EXECUTIVE**
3 **BRANCH EMPLOYEES.**

4 (a) CONTENTS OF REPORTS.—Section 13104(a)(1)
5 of title 5, United States Code, is amended—

6 (1) in subparagraph (A), by inserting “, subject
7 to subparagraph (C)” after “employment by the
8 United States Government”; and

9 (2) by inserting after subparagraph (B) the fol-
10 lowing:

1 “(C) ROYALTIES RECEIVED BY SPECIAL
2 GOVERNMENT EMPLOYEES.—Notwithstanding
3 section 209(d)(2) of title 35, if the reporting in-
4 dividual is an employee of an agency, as defined
5 in section 551 (including a special Government
6 employee, as defined in section 202 of title 18),
7 the source and amount or value of any royalties
8 received by the reporting individual during the
9 preceding calendar year that were received as a
10 result of a product or treatment developed by
11 the reporting individual in the course of em-
12 ployment of the individual with the United
13 States Government.”.

14 (b) REVIEW OF REPORTS.—Section 13107(b) of title
15 5, United States Code, is amended—

16 (1) in paragraph (1)—

17 (A) by striking “(1) IN GENERAL.—Ex-
18 cept” and inserting “Except”;

19 (B) in the first sentence, by inserting “and
20 shall, notwithstanding section 209(d)(2) of title
21 35, publish such report on the internet website
22 of the agency, office, Clerk, or Secretary of the
23 Senate, as the case may be” after “to any per-
24 son requesting such inspection or copy”; and

25 (C) in the second sentence—

1 (i) by inserting “, notwithstanding
2 section 209(d)(2) of title 35,” after “such
3 report shall”; and

4 (ii) by inserting “and published on the
5 internet website of the agency, office,
6 Clerk, or Secretary of the Senate, as the
7 case may be,” after “made available for
8 public inspection”;

9 (2) by striking paragraph (2) and the matter
10 following paragraph (2); and

11 (3) by striking paragraph (3).

12 (c) CONFIDENTIAL REPORTS AND OTHER ADDI-
13 TIONAL REQUIREMENTS.—Section 13109(a)(2) of title 5,
14 United States Code, is amended—

15 (1) by striking “Any information” and inserting
16 the following:

17 “(A) IN GENERAL.—Any information”;

18 and

19 (2) by adding at the end the following:

20 “(B) SPECIAL GOVERNMENT EMPLOY-
21 EES.—

22 “(i) DEFINITION.—For the purposes
23 of this subparagraph, the term ‘sensitive
24 personal information’ does not include the

1 source or amount or value of any royalties
2 received by a reporting individual.

3 “(ii) REDACTION AND PUBLICA-
4 TION.—Upon receipt of a confidential fi-
5 nancial disclosure report under this section
6 of special Government employee, as defined
7 in section 202 of title 18, the recipient su-
8 pervising ethics office shall—

9 “(I) redact any sensitive personal
10 information from the confidential fi-
11 nancial disclosure report; and

12 “(II) notwithstanding section
13 209(d)(2) of title 35, publish the re-
14 dacted confidential financial disclosure
15 report on the internet website of the
16 agency by which the special Govern-
17 ment employee is employed not later
18 than 120 days after the date on which
19 the confidential financial disclosure
20 report is received.”.

21 **SEC. 213. GENERAL DISCLOSURE OF ROYALTIES.**

22 (a) DEFINITIONS.—In this section:

23 (1) AGENCY.—The term “agency” has the
24 meaning given the term in section 551 of title 5,
25 United States Code.

Handwritten notes: "SAND BENEVOLENT" and "2522-4"

1 (2) **APPLICABLE PERSON.**—The term “applica-
2 ble person” means any individual or entity that ap-
3 plies to—

4 (A) receive a grant from the Federal Gov-
5 ernment; or

6 (B) serve as a contractor.

7 (3) **CONTRACTOR.**—The term “contractor” has
8 the meaning given the term in section 7101 of title
9 41, United States Code.

10 (4) **COVERED ROYALTY.**—The term “covered
11 royalty” means any royalty received by an applicable
12 person from any party other than the Federal Gov-
13 ernment.

14 (b) **REQUIREMENT.**—Before receiving any Federal
15 grant or contract, each applicable person shall disclose to
16 the agency from which the applicable person seeks the
17 grant or for which the applicable person seeks to serve
18 as a contractor, as applicable, the source and amount or
19 value of all covered royalties received by the applicable
20 person during the 10-year period preceding the date on
21 which the applicable person receives such Federal grant
22 or contract.