

FW: Safeguarding American Innovation Act

From: "Ventura, Alexandra EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "Gonzalez, Oscar EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Mon, 22 Mar 2021 15:56:33 -0400
Attachments: SAIA Sent to OMB 2021-17-03.docx (31.14 kB)

Oscar <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 6 - (5 U.S.C. Sec 552(b)(6)) > Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Thanks

From: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Sent: Monday, March 22, 2021 1:34 PM
To: Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: FW: Safeguarding American Innovation Act

Alex,

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process > It was S. 3997 from the last Congress.

Bryan

From: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Sent: Monday, March 22, 2021 1:13 PM
To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: FW: Safeguarding American Innovation Act

Per our discussion... This note below indicates that we may have done something on this before. Wanted to see if you had a record of this since I'm not 100 percent sure. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
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Let me know if you find anything on this. Thanks Bryan.

From: Ward, Benjamin A. EOP/OMB
Sent: Monday, March 22, 2021 12:27 PM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: FW: Safeguarding American Innovation Act

Hey Matt, can we start the process on this one? Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

From: Dockham, Andrew (HSGAC) <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process > senate <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Sent: Wednesday, March 17, 2021 6:35 PM

To: Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Cc: Kothari, Yogin (HSGAC) <Ex 6 - (5 U.S.C. Sec senateEx >; Khan, Saadia (Carper)
<Ex 6 - (5 U.S.C. Sec senateEx >
Subject: TA: Safeguarding American Innovation Act

Ben,

I hope all is well. I work for Sen. Portman as his Chief Counsel on HSGAC, so I look forward to being in touch and working together.

I wanted to send over a request for technical assistance on a bipartisan bill that we are working to reintroduce with Sen. Carper titled the *Safeguarding American Innovation Act*. This is a result of several reports last congress by Sens. Carper and Portman during their time at the Permanent Subcommittee on Investigations. I've cc'ed Sen. Carper's lead staffer Saadia Kahn.

Given Sen. Portman's move to HSGAC this Congress, we are also working with Sen. Peters this Congress to move the bill out of Committee, and I've cc'ed his staffer Yogin Kothari.

The last administration provided TA and most, if not all, of that has been incorporated into the attached draft. You will see that the majority of the bill deals with creating a Federal Research Security Council at OMB to secure and standardize the federal granting process. The remaining sections include, in short:

- Criminal penalties for knowingly failing to disclose outside/foreign compensation on federal research grant applications (Section 4);
- Authority for State Department to deny visas for individuals seeking to access export controlled technologies through exemptions and who also have associations with entities that pose a national or economic security threat (Section 5);
- Require exchange visitor sponsors to tell the State Department if an exchange visitor will have access to export controlled technologies (Section 6); and
- Lower the foreign gift reporting threshold for colleges and universities to \$50,000 from \$250,000 (Section 7).

If you have any questions, please don't hesitate to reach out. My direct is 202-228-0205. It would also be great to get a sense of when we could expect TA back from OMB. I look forward to working together on this and other projects.

Best,
Andy Dockham

FW: Safeguarding American Innovation Act

From: "Ventura, Alexandra EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "Gonzalez, Oscar EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Mon, 22 Mar 2021 16:19:34 -0400
Attachments: Protecting America's Research Advantage Act 03132020.docx (62.63 kB)

FYI, Bryan confirmed that Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Sent: Monday, March 22, 2021 4:06 PM
To: Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: RE: Safeguarding American Innovation Act

Alex & Matt –

Apologies. I had incomplete information and this was apparently handled Ex 6 - (5 U.S.C. Sec 552(b)(6))
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

I'm doing a bit more digging and will respond back to Matt. Attached is the TA that was transmitted last year, but I understand Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Bryan

From: Leon, Bryan P. EOP/OMB
Sent: Monday, March 22, 2021 1:34 PM
To: Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
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Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- Let me know if you find anything on this. Thanks Bryan.

From: Ward, Benjamin A. EOP/OMB
Sent: Monday, March 22, 2021 12:27 PM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5) >
Subject: FW: Safeguarding American Innovation Act

Hey Matt, can we start the process on this one? Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
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From: Dockham, Andrew (HSGAC) <Ex 6 - (5 U.S.C. Sec >senate Ex >
Sent: Wednesday, March 17, 2021 6:35 PM
To: Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5) >
Cc: Kothari, Yogin (HSGAC) <Ex 6 - (5 U.S.C. Sec >senate Ex >; Khan, Saadia (Carper) <Ex 6 - (5 U.S.C. Sec >senate Ex >
Subject: TA: Safeguarding American Innovation Act

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If you have any questions, please don't hesitate to reach out. My direct is 202-228-0205. It would also be great to get a sense of when we could expect TA back from OMB. I look forward to working together on this and other projects.

Best,
Andy Dockham

RE: HOLD for Higher Ed Reg Agenda Discussion

From: "Carroll, William S. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Mann, Noah S. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Sydor, Katherine M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) [REDACTED]>, "Patel, Jagir D. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Cassell, Mary I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Date: Fri, 26 Mar 2021 11:28:16 -0400
Attachments: Agency Agenda Index - ED - OPE rules.xlsx (25.81 kB)

Hey all,
I added dates to the file Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) [REDACTED]

Will

-----Original Appointment-----

From: Mann, Noah S. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Sent: Friday, March 26, 2021 9:23 AM
To: Mann, Noah S. EOP/OMB; Sydor, Katherine M. EOP/OMB; Patel, Jagir D. EOP/OMB; Carroll, William S. EOP/OMB; Cassell, Mary I. EOP/OMB
Subject: HOLD for Higher Ed Reg Agenda Discussion
When: Friday, March 26, 2021 12:00 PM-12:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where:

Sorry I think that this is the only time that works for folks, but feel free to eat!

We'll talk about a) if anything's missing and b) Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) [REDACTED] (see attached)


RE: Dept. of Education Draft 2021 Spring Agenda - Comments due Monday (3/29) at 12:00 PM

From: "Mann, Noah S. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Cc: "Ahmed, Shagufta I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Cassell, Mary I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Date: Tue, 30 Mar 2021 14:02:20 -0400
Attachments: Original ED Agenda Entries (Unreviewed) ed branch.docx (65.52 kB)

Hi Lindsay –

Here are our comments, thank you for the extensions. We'd also like to send the following note to ED along with our comments. Thank you!

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



From: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Sent: Tuesday, March 30, 2021 10:31 AM
To: Mann, Noah S. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Cc: Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: RE: Dept. of Education Draft 2021 Spring Agenda - Comments due Monday (3/29) at 12:00 PM

Hi Noah,

Yes – 3pm is ok. We would appreciate you meeting that deadline as the document is otherwise ready to send over to ED.

Thanks!
Lindsay

From: Mann, Noah S. EOP/OMB
Sent: Tuesday, March 30, 2021 10:14 AM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: RE: Dept. of Education Draft 2021 Spring Agenda - Comments due Monday (3/29) at 12:00 PM

Hi Lindsay –

Sorry, I think we'll need until 3pm today to run something by Sherry. Is that okay?

Thanks,
Noah

From: Mann, Noah S. EOP/OMB
Sent: Monday, March 29, 2021 9:58 AM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Subject: RE: Dept. of Education Draft 2021 Spring Agenda - Comments due Monday (3/29) at 12:00 PM

Thank you!

From: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Sent: Monday, March 29, 2021 9:57 AM
To: Mann, Noah S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Subject: Re: Dept. of Education Draft 2021 Spring Agenda - Comments due Monday (3/29) at 12:00 PM

Hi Noah,

Thanks for reaching out. Tomorrow at 12pm is fine.

Best,
Lindsay

Lindsay Abate

Office of Information and Regulatory Affairs
Desk: Ex 6 - (5 U.S.C. Sec 552(b)(6)) | Mobile: Ex 6 - (5 U.S.C. Sec 552(b)(6))
Ex 6 - (5 U.S.C. Sec 552(b)(6))

On Mar 29, 2021, at 9:53 AM, Mann, Noah S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))> wrote:

Hi Lindsay and Shagufta –

Could we have until Tuesday at noon for our review of the reg agenda?

Thank you!
Noah

From: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Sent: Monday, March 22, 2021 12:17 PM
To: DL OMB EIML Education <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Tracey-Mooney, Maureen

EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Valle, Katherine EOP/WHO
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Knackstedt, Kimberly EOP/WHO
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Martin, Carmel EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;
 Feldman, Stefanie G. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Pascal, Alex J. EOP/WHO
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Yudelson, Alex R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;
 Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lachman, Sherry E.
 EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Garufi, Marc A. EOP/OMB
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ganahl, Joseph R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;
 Okolo, Osaremen F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Wall, Mary C. EOP/WHO
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Johnson, Carole A. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;
 Delery, Stuart F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Gluck, Abbe R. EOP/WHO
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Shah, Reema B. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Morse,
 Jodie T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Garg, Arpit K. EOP/OMB
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Adiga, Mala EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Kosoglu, Rohini
 L. EOP/OVP <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Millison, Deanne B. EOP/OVP
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lawver, Daniel A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;
 Cc: Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Hunt, Alex T. EOP/OMB
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;
 Barron, Alexander R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Mancini, Dominic J. EOP/OMB
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Kymn, Christine J. EOP/OMB
 <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Subject: Dept. of Education Draft 2021 Spring Agenda - Comments due Monday (3/29) at 12:00 PM

Greetings,

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Description of the attachments:

1. The Draft Unified Agenda – The Agenda is Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
2. The Agenda Index – This excel document Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
3. Change Report – This report Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Please let me know if you would like a meeting with the agency to discuss their agenda entries. These meetings can help answer any questions or concerns you may have to ensure the Spring 2021 Agenda is published in a timely fashion.

We ask that [redacted] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative and keep in mind that [redacted] Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
[redacted] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) and [redacted] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative
[redacted] Ex 5 DP- [redacted] Please do not worry about typographical errors, formatting, or duplicate entries.

Please reach out to me and Shagufta if you have any questions. Thank you for your efforts.

Best,
Lindsay

Lindsay Abate
Policy Analyst
Office of Information and Regulatory Affairs (OIRA)
Office of Management and Budget (OMB)
[redacted] Ex 6 - (5 U.S.C. Sec 552(b)(6))
Cell: [redacted] Ex 6 - (5

RE: LRM: [ABS-117-24] Due 04/06/2021 Tuesday at 11:59 AM -- National Security Council Request for Views on S 4272 (116th Congress)

From: "Shea, Andrew B. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
To: "Riddle, Paul" <paul.riddle@ed.gov>
Cc: "Douglas, Michelle" <michelle.douglas@ed.gov>, "Merolli, Emily" <emily.merolli@ed.gov>, "Thomas, Will III EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Menard, Barbara A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Tue, 06 Apr 2021 10:40:32 -0400

Thank you Paul. I'll be on the lookout for other ED edits as they come in.

Andrew

From: Riddle, Paul <Paul.Riddle@ed.gov>
Sent: Tuesday, April 6, 2021 8:59 AM
To: Shea, Andrew B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Douglas, Michelle <Michelle.Douglas@ed.gov>; Merolli, Emily <Emily.Merolli@ed.gov>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Subject: RE: LRM: [ABS-117-24] Due 04/06/2021 Tuesday at 11:59 AM -- National Security Council Request for Views on S 4272 (116th Congress)

Andrew: Our comments on S. 4272 from the 116th Congress are attached. They're the same comments that I sent Will Thomas yesterday on S. _____, the "Safeguarding American Innovation Act" and will send you shortly on S. 4629, also from the 116th Congress, because all 3 of those bills include amendments to section 117 of the Higher Education Act of 1965. I've copied Will and I've also copied Barb Menard because of the HEA connection.

We may have comments on other provisions of the S. 4272, but a lot of people at ED who are interested in those provisions were out last week.

Thanks.

Paul

Paul Riddle
Assistant General Counsel for Legislation
Office of the General Counsel

Ex 6 - (5 U.S.C. Sec 552(b)(6))

From: Shea, Andrew B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Sent: Tuesday, March 30, 2021 5:40 PM
To: 'COMMERCE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; OGC Legislation <OGC.Legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of the Inspector General' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@state.gov>; 'TREASURY' <llr@treasury.gov>; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Meier, Edward F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Sullivan, Patrick K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Sandy, Mark S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cahill, Steve E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cerrato, David E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Metzger, William L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Evans, Gillian A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Falk Curtin, Edna T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Heaton, Kelly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Kim, Michael B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Shea, Andrew B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL OMB OGC <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL OMB NSP NSD OPS <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL OMB NSP NSD FSIB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL OMB NSP IAD STATE <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL OMB NSP IAD <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Redmon, Casey C. EOP/NSC <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Etter, Robert L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Blum, Mathew C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Field, Lesley A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL OMB OFCIO Legislative <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Connolly, David C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Newman, Kim A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Crow, Rose C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Curtis, Tyler T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; O'Kane, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL NSC Legislative <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL NSC Legal <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Subject: LRM: [ABS-117-24] Due 04/06/2021 Tuesday at 11:59 AM -- National Security Council Request for Views on S 4272 (116th Congress)

Good afternoon,

DEADLINE: 11:59 AM Tuesday, Apr 06 2021

NSC and OMB are requesting agency views on S 4272 from the 116th Congress as we understand the bill will be reintroduced next month and will move quickly in mid-April. The bill text is available at: <https://www.congress.gov/bill/116th-congress/senate-bill/4272>

LRM ID: ABS-117-24
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: León, Bryan (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [ABS-117-24] Due 04/06/2021 Tuesday at 11:59 AM -- National Security Council Request for Views on S 4272 (116th Congress)

OMB CONTACT: Andrew Shea(OMB)

E-Mail: Ex 6 - (5) Ex 6 - (5)
PHONE: Ex 6 - (5)

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

V/r,

Andrew Shea
Office of Management and Budget
Phone: Ex 6 - (5)
Email: Ex 6 - (5) U.S.C. Ex 6 - (5)
552(h)(6)

FW: INTERAGENCY COMMENTS: Safeguarding American Innovation Act

From: "Thomas, Will III EOP/OMB" <Ex 6 - (5 Ex 6 - (5 >
To: "Leon, Bryan P. EOP/OMB" <Ex 6 - (5 Ex 6 - (5 >, "Rodgers, Marshall J. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Date: Thu, 08 Apr 2021 09:12:39 -0400
Attachments: Safeguarding American Innovation Act Interagency Comments.docx (134.06 kB)

Good morning Bryan and Marshall – I'm forwarding the email that I sent to Matt on this bill. Ex 5
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks,
Will

From: Thomas, Will III EOP/OMB
Sent: Wednesday, April 7, 2021 5:10 PM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Subject: INTERAGENCY COMMENTS: Safeguarding American Innovation Act

Good afternoon Matt – Please find attached the interagency responses that I have received on the Safeguarding American Innovation Act (Portman). Generally, Ex 5 DP- (5 U.S.C. Sec
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 and the attachment only reflects the views of agencies Ex 5 DP- (5 During the 116th Congress, there were Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks,
Will

From: Vaeth, Matt J. EOP/OMB
Sent: Wednesday, April 7, 2021 2:01 PM
To: Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Cc: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5 >; Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Subject: RE: HSGAC priority tiers

Thank you will. I will flag for Ben to see if he can get it.

From: Thomas, Will III EOP/OMB
Sent: Wednesday, April 7, 2021 1:53 PM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Cc: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >

<Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Menard, Barbara A. EOP/OMB
<Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: Re: HSGAC priority tiers

Matt - You're correct <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process > Thanks.

On Apr 7, 2021, at 1:27 PM, Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) > wrote:

All, please see the attached. Please forgive me for the delayed sharing of this as it came in a couple of hours ago. But this includes HSGACs priority tiering. <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

<Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

<Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

<Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

<Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

<Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

Will, is that your understanding as well?

The e-mail also flags some other items that will be coming in the days ahead.

Please let me know if you'd like to discuss this. If I hear any more on my end I will let you know.

Thank you for your patience with me on this.

From: Ward, Benjamin A. EOP/OMB
Sent: Wednesday, April 7, 2021 11:18 AM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: FW: HSGAC priority tiers

From: Weinberg, David (HSGAC) <Ex 6 - (5 U.S.C. Sec 552(b)(6)) > senate <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Sent: Wednesday, April 7, 2021 11:17 AM
To: Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: HSGAC priority tiers

Hi Ben,

I wanted to clarify our different priority levels for OMB TA on items currently under consideration for HSGAC's work on the EFA/competitiveness package. You should have all of these leg texts except where noted. If you'd like me to re-send them so you have all of them listed here in one place, just say so and I'll be happy to bombard you with attachments. This should be the full Peters/Portman universe now – we are still getting input from other members, but a few things have fallen off since my last email so hopefully there is a little less for you guys to process.

Highest Priority – need TA ASAP

- ***Safeguarding American Innovation Act (Portman)***: Significant feedback likely needed, and we'll need to engage with multiple stakeholders once we have a new version with TA.
- ***CISA Public-Private Talent Exchange Program (Peters)***: TA requested from OPM, DHS, and OMB; received TA from OPM, waiting from others. Peters priority, relatively technical so TA would be helpful.
- ***Buy American bills (Portman, others)***: There are four bills in this space, listed below. We'd like to include as much as possible from the four as long as they don't conflict.
 1. **BuyAmerican.gov Act (Portman)**: This bill would increase transparency and limit the use of waivers of Buy American laws. Among other provisions, the bill would require the Department of Commerce to report on implementation and compliance with Buy American laws; require Commerce and the U.S. Trade Representative to assess the impact of trade agreements on Buy American laws; and require the General Services Administration to establish a BuyAmerican.gov website.
 2. **Made in America Act (Baldwin)**: This bill adds materials that would be subject to Buy America requirements and adds Buy America requirements to federal infrastructure programs that don't currently have them. The bill also requires that all of the manufacturing processes used in making the material be completed in the United States in order to qualify as 'American made' and requires the Department of Commerce to consider how many American jobs are created when settings its 'American made' standards.
 3. **Build America, Buy America (Brown)**: This bill would apply Buy America rules to all taxpayer-funded infrastructure and public works projects.
 4. **Make It In America Act (Stabenow)**: This bill ensures federal procurement funds benefit domestic industry and its workforce by adding new conditions to the use of waivers and exceptions to the Buy American Act. The bill also codifies the Made-in-America Office, which was established in President Biden's [executive order](#) to review and approve all waivers to domestic content laws (e.g. Buy American Act, Berry Amendment etc.).
- ***Make PPE in America Act (Portman)***: Peters is the co-lead, and this is a RM Portman priority.

- ***PART Act (Peters)***: We expect Portman to join us on this and file next week. Currently with FDA for feedback. **Bill attached, summary at bottom of email.**
- ***AI Scholarship for Service Act***: Working to find a Republican but looking to file next week and offer as an amendment in Commerce Committee. **Bill attached.**

Mid Priority – in play for package

- ***AI Acquisition and guardrails***: You have piece number 1 below. We are still finalizing piece 2 but it should be ready soon. Defer to you if you want to look at 1 now or wait until you have the whole bill.
 1. **Ensuring Artificial Intelligence Governance and Oversight to Protect Privacy and Civil Rights/Civil Liberties**: Requires the President to appoint a task force to assess the privacy, civil rights, and civil liberties implications of artificial intelligence and emerging technologies. This includes identifying policy and legal gaps and making recommendations to ensure that uses of artificial intelligence and associated data in U.S. government operations comport with freedom of expression, equal protection, privacy, and due process.
 2. **Deploying and Leveraging AI in Government to Support American Innovation**: Require OMB and GSA to allow agencies to use the Technology Modernization Fund for which we obtained \$1 billion during budget reconciliation to help update legacy systems; direct agency heads to prioritize and publish anticipated use cases of artificial intelligence, emerging technologies, or related technologies; and determine if small business programs can be used to help accelerate entrepreneurial efforts

Coming Soon – will need quick turnaround but not ready yet

- ***Cyber State of distress (Peters/Portman)***: Looking at small changes from last Congress's bill. Should be able to send text soon.
- ***HOME Act***: Portman likely to join. FDA feedback expected Thursday, we will incorporate and send over after.
- ***Development of a National Strategy for Intellectual Property Theft (Peters)***: Directs the President to establish such a strategy. Would also require multiple agencies to provide recommendations and input for the President to consider. Specific issues that the President should consider incorporating into the strategy would include the role of the federal government in supporting private sector entities (including development of voluntary best practices and collaborative public-private efforts), international diplomatic efforts, law enforcement operations, and identifying legislative proposals to address authorities gaps.
- ***Create a National Cybercrime Reporting Center (Peters)***: Establish a National Cybercrime Reporting Database for local law enforcement to share intelligence on cybercrime-related events. This would serve as a clearinghouse and coordinate with federal agencies and other entities depending on what is reported. The clearinghouse would also identify key cybercrime trends.

More Work Needed – will follow up when we have something

- **Federal support for state/local on cyber (multiple offices):** Sorting through multiple provisions with other offices. More HSGAC work needed.
- **Other Cyber Workforce Provisions (HELP/multiple offices):** These provisions would expand the CyberCorps program and expand existing cybersecurity education grants to universities, colleges, and technical institutions. It would also include various reporting requirements to determine the viability of recruiting programs and funding opportunities. It would also include modifications to the Perkins Act.

David Weinberg

Staff Director

Chairman Gary C. Peters

Homeland Security and Governmental Affairs Committee

BILL SUMMARY: PART ACT

S. XXXX, The Pharmaceutical Accountability, Responsibility, and Transparency (PART) Act requires pharmaceutical and medical device manufacturers to make critical data available to the FDA so the federal government can assess the extent of the country's reliance on foreign sources for these critical products.

- **Sections 2 and 3: Expands reporting requirements for drugs and medical devices to include increased demand and export restrictions.** Currently, manufacturers are not required to report when there is an increase in demand for a product or when an export restriction has been placed on a product – both of which can lead to shortages. This requirement would assist the FDA in proactively addressing potential shortages.
- **Section 4: Expands reporting requirements for drug and medical device manufacturers to provide the FDA with quarterly data on key manufacturing information, including volume.** The FDA's authority to collect this information is limited and current reporting is infrequent. This bill would require drug manufacturers to report quarterly on the amount of drug product produced. The bill also clarifies that all foreign manufacturers that offer products for distribution in the U.S. must register with the FDA.
- **Section 5: Requires the FDA to share critical manufacturer reporting data with ASPR and DOD.** Currently, while limited information sharing agreements exist, the FDA does not share key manufacturing data with other federal agencies. This leaves the Department of Health and Human Services Office of the Assistant Secretary for Preparedness and Response, which oversees the Strategic National Stockpile, and the Department of Defense, which is responsible for supplying critical medicine to our military, at a disadvantage planning for shortages and critical infrastructure protection. This section requires FDA to share relevant data with these entities.

<PART Act - DRAFT - Not for Release (HSGAC).pdf>

<AEG21382.pdf>

RE: TS Unified Agenda Meeting

From: "McManus, Michael J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
To: "Waldow, Joseph D. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Thu, 08 Apr 2021 17:42:17 -0400
Attachments: Schedule of Actions_040521.xlsx (693.54 kB); Long Term and Active Change_040121.xlsx (140.37 kB); Long Hauler RINs_040121.xlsx (104.8 kB); Master List RINs from EAs_040721.xlsx (65.93 kB); Agency Agenda Index - DHS.xlsx (73.25 kB); Agency Agenda Index - DOJ.xlsx (49.76 kB); Agency Agenda Index - DOT.xlsx (97.34 kB); Agency Agenda Index - HUD.xlsx (39.16 kB); Agency Agenda Index - SSA.xlsx (21.57 kB); Agency Agenda Index - STATE.xlsx (34.84 kB)

Hi Joseph,

Please add these attachments to this meeting. (I'll send the other two groups tomorrow). Thanks!

Michael

-----Original Appointment-----

From: Waldow, Joseph D. EOP/OMB
Sent: Wednesday, April 7, 2021 1:31 PM
To: Waldow, Joseph D. EOP/OMB; Block, Sharon I. EOP/OMB; Barron, Alexander R. EOP/OMB; Theroux, Rich P. EOP/OMB; Rahman, Sabeel A. EOP/OMB; Achanta, Chandana L. EOP/OMB; Dickinson, Jamie L. EOP/OMB; Fitzpatrick, Mary E. EOP/OMB; Gardiner, Kyle S. EOP/OMB; McManus, Michael J. EOP/OMB; Nye, Joseph B. EOP/OMB; Joyce, Shannon M. EOP/OMB; Young, Rita I. EOP/OMB
Subject: TS Unified Agenda Meeting
When: Tuesday, April 13, 2021 1:30 PM-2:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Ex 6 - (5 U.S.C. Sec 552(b)(6))



Hi there,

Sharon Block is inviting you to a scheduled ZoomGov meeting.

[Join Zoom Meeting](#)

Phone one-tap: US: Ex 6 - (5 U.S.C. Sec 552(b)(6)) or
Ex 6 - (5 U.S.C. Sec 552(b)(6))

Meeting URL: Ex 6 - (5 U.S.C. Sec 552(b)(6))
Ex 6 - (5

Meeting ID: Ex 6 - (5

Passcode: Ex 6 -

Join by Telephone

For higher quality, dial a number based on your current location.

Dial:

US: Ex 6 - (5 U.S.C. Sec 552(b)(6))
Ex 6 -

Meeting ID: Ex 6 - (5

Passcode: Ex 6 - (5

[International numbers](#)

Join from an H.323/SIP room system

H.323: Ex 6 - (5 (US West)
Ex 6 - (5 (US East)

Meeting ID: Ex 6 - (5

Passcode: Ex 6 -

SIP: Ex 6 - (5 U.S.C. Sec 552(b)(6))

Passcode: Ex 6 - (5

Securing American Innovation Act Redline

From: "Leon, Bryan P. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Thomas, Will III EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Rodgers, Marshall J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Fri, 16 Apr 2021 10:02:48 -0400
Attachments: SAIA REINTRO REDLINE (2021-03-05) redline (002).docx (49.18 kB)

I got this from Narda yesterday afternoon and was going through it. Ex 5 DP- (5 U.S.C. Sec [REDACTED])
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Could you guys take a look? Have you seen this previously? Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec [REDACTED])

-----Original Message-----

From: Jones, Narda M. EOP/OSTP
Sent: Thursday, April 15, 2021 1:07 PM
To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: RE: Redline

Here it is. Sorry for the delay.

-----Original Message-----

From: Leon, Bryan P. EOP/OMB
Sent: Thursday, April 15, 2021 12:21 PM
To: Jones, Narda M. EOP/OSTP <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: Redline

Just wanted to check if you were able to send the redline. I don't seem my to have it.

If you did send, could you resend?

Draft Memo on Safeguarding American Innovation Act

From: "Leon, Bryan P. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "Vaeth, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Mon, 19 Apr 2021 17:01:24 -0400
Attachments: Appendix A - OSTP TA HSGAC 4.12.2021.docx (49.17 kB); Appendix B - DHS TA on S__Safeguarding American Innovation Act.docx (122.97 kB); Appendix C - CBO Estimate SAIA.pdf (80.13 kB); SAIA - Memo for JP & MV 4.19 PM.docx (22.24 kB)

Here is the package. Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process They just asked that we copy them when it is sent.

Begin forwarded message:

From: "Leon, Bryan P. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Date: April 19, 2021 at 4:46:59 PM EDT
To: "Mok, Emily A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >, "Shawcross, Paul J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >, "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Cc: "Thomas, Will III EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: RE: PLEASE USE THIS INSTEAD: Draft Memo on Safeguarding American Innovation Act

Thank you again for your review. Attached is an updated memo. Also attached would be the appendices.

If this becomes the final, Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Mok, Emily A. EOP/OMB
Sent: Monday, April 19, 2021 4:00 PM
To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: RE: PLEASE USE THIS INSTEAD: Draft Memo on Safeguarding American Innovation Act

Bryan,

Please see attached for edits from SSB attached. Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks,
Emily

Emily Mok
OMB Science and Space Branch

From: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>
Sent: Monday, April 19, 2021 12:24 PM
To: Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>
Cc: Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. 6 - (5)>
Subject: PLEASE USE THIS INSTEAD: Draft Memo on Safeguarding American Innovation Act

Please use the attached version instead. I was able to quickly put together basic language for the discussion based on the CBO report.

Please review and advise of any edits. If at all possible, it would be great to get your edits by 5PM today. While I missed my original target of getting a memo to JP and Matt by today, it would probably be good to elevate this to them soon. Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5

Bryan

From: Leon, Bryan P. EOP/OMB
Sent: Monday, April 19, 2021 12:03 PM
To: Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>
Cc: Thomas, Will III EOP/OMB <Ex 6 - (5 Ex 6 - (5)>
Subject: Draft Memo on Safeguarding American Innovation Act

Paul, Emily & Bill,

Sorry for the delay in getting this to you. Attached is the draft that I've put together so far. The discussion portion needs a bit more info; hopefully the other portions are at least in a workable condition.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Would appreciate getting your edits, especially any draft language you may propose for the discussion portion.

Bryan

NSPM-33 Implementation Discussion w/ OSTP

From: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
To: "Tran, Hai M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec >, "Hubbard, Rhea A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec >, "Collin, Victoria W. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >, "Moncada, Kirsten J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >, "Hennemuth, Elizabeth I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Cc: "Mok, Emily A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Date: Thu, 22 Apr 2021 11:13:14 -0400
Attachments: nspm-33.pdf (553.26 kB); NSPM-33 Agency Questionnaire 20210323.docx (85.38 kB)

Hi All –

Emily Mok and I have continued to participate in the NSTC Subcommittee on Research Security and it has turned its focus to the implementation of NSPM-33 that you all had been a part of clearing last year. That NSPM was signed out just prior to the end of the last Administration and I've attached a copy of the final version to jog everyone's memory.

In talking further with Aaron Miles from OSTP (if you recall, Aaron is chairing the NSTC subcommittee), we think

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I've attached an agency questionnaire that was circulated at the last NSTC Subcommittee so you can have some awareness on the level of responses that are starting to come back from the Agencies and what they may already be doing (or not doing) with regards to NSPM requirements. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

We'd like to schedule an hour either late next week or early the following week to meet with OSTP if you are amenable. If your calendars are not reflective of your actual availability, can you please let me know over email what time blocks work for you on **29-30 April or 3-4 May?**

Also, if there are others from your organizations that should be included in this discussion, please let Emily and I know and we'll loop them in accordingly. We don't have an OFCIO POC on this message at the moment, we're looking to identify the right staff member and will include them shortly, but if there is anyone that you think is appropriate, please let us know.

Emily, if I omitted anything, please chime in. Otherwise, thanks in advance for your time in getting the NSPM-33 OMB gang back together.

Please let me know if you have any questions.

Regards,
Bill

RE: FW: Meeting on Safeguarding American Innovation Act Next Steps

From: "Vaeth, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Tran, Hai M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Cc: "Collin, Victoria W. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Mon, 03 May 2021 17:21:40 -0400
Attachments: Consolidated Interagency Comments Safeguarding American Innovation Act FINAL.docx (159.06 kB)

Sincere apologies for not including you on the broader invite, will certainly do so moving forward. Also, attached is a compilation of all the agency feedback we received on this when we circulated it. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Deliberative Process

On next steps: we are Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thank you, and my apologies for not getting you on the invite for this discussion.

--Matt

-----Original Appointment-----

From: Tran, Hai M. EOP/OMB

Sent: Monday, May 3, 2021 3:02 PM

To: Vaeth, Matt J. EOP/OMB

Cc: Collin, Victoria W. EOP/OMB

Subject: Accepted: FW: Meeting on Safeguarding American Innovation Act Next Steps

When: Monday, May 3, 2021 2:30 PM-3:00 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Ex 6 - (5 U.S.C. Sec 552(b)(6))

Hi Matt, I was only able to join the last 5 minutes of this. Please include me in the next round of discussion on this Act. Also, you mention that this Act has gone through LRM process. Are these the latest TA that was cleared through that process.

Thanks.

Elyse Greenwald
Policy Analyst
OMB | Office of Information and Regulatory Affairs
Tel: Ex 6 - (5 [REDACTED])

Interagency Views on S. _____
The Safeguarding American Innovation Act
April 2021

S. _____

To strengthen the security and integrity of the United States
scientific and research enterprise.

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Safeguarding American Innovation Act”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Federal Research Security Council.
- Sec. 4. Federal grant application fraud.
- Sec. 5. Restricting the acquisition of goods, technologies, and sensitive information to certain aliens.
- Sec. 6. Limitations on educational and cultural exchange programs.
- Sec. 7. Amendments to disclosures of foreign gifts.

1 SEC. 2. DEFINITIONS.

2 In this Act:

3 (1) FEDERAL SCIENCE AGENCY.—The term
4 “Federal science agency” means any Federal depart-
5 ment or agency to which more than \$100,000,000 in
6 research and development funds were appropriated
7 for the previous fiscal year.

8 (2) RESEARCH AND DEVELOPMENT.—

9 (A) IN GENERAL.—The term “research
10 and development” means all research activities,
11 both basic and applied, and all development ac-
12 tivities.

13 (B) DEVELOPMENT.—The term “develop-
14 ment” means experimental development.

15 (C) EXPERIMENTAL DEVELOPMENT.—The
16 term “experimental development” means cre-
17 ative and systematic work, drawing upon knowl-
18 edge gained from research and practical experi-
19 ence, which—

20 (i) is directed toward the production
21 of new products or processes or improving
22 existing products or processes; and

23 (ii) like research, will result in gaining
24 additional knowledge.

25 (D) RESEARCH.—The term “research”—

3

1 (i) means a systematic study directed
 2 toward fuller scientific knowledge or under-
 3 standing of the subject studied; and

4 (ii) includes activities involving the
 5 training of individuals in research tech-
 6 niques if such activities—

7 (I) utilize the same facilities as
 8 other research and development activi-
 9 ties; and

10 (II) are not included in the in-
 11 struction function.

12 SEC. 3. FEDERAL RESEARCH SECURITY COUNCIL.

13 (a) IN GENERAL.—Subtitle V of title 31, United
 14 States Code, is amended by adding at the end the fol-
 15 lowing:

**16 “CHAPTER 79—FEDERAL RESEARCH
 17 SECURITY COUNCIL**

“Sec.

“7901. Definitions.

“7902. Federal Research Security Council establishment and membership.

“7903. Functions and authorities.

“7904. Strategic plan.

“7905. Annual report.

“7906. Requirements for Executive agencies.

18 “§ 7901. Definitions

19 “In this chapter:

20 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
 21 TEES.—The term ‘appropriate congressional com-
 22 mittees’ means—

1 “(A) the Committee on Homeland Security
2 and Governmental Affairs of the Senate;

3 “(B) the Committee on Commerce,
4 Science, and Transportation of the Senate;

5 “(C) the Select Committee on Intelligence
6 of the Senate;

7 “(D) the Committee on Foreign Relations
8 of the Senate;

9 “(E) the Committee on Armed Services of
10 the Senate;

11 “(F) the Committee on Health, Education,
12 Labor, and Pensions of the Senate;

13 “(G) the Committee on Oversight and Re-
14 form of the House of Representatives;

15 “(H) the Committee on Homeland Security
16 of the House of Representatives;

17 “(I) the Committee on Energy and Com-
18 merce of the House of Representatives;

19 “(J) the Permanent Select Committee on
20 Intelligence of the House of Representatives;

21 “(K) the Committee on Foreign Affairs of
22 the House of Representatives;

23 “(L) the Committee on Armed Services of
24 the House of Representatives; and


1 “(M) the Committee on Education and
2 Labor of the House of Representatives.

3 “(2) COUNCIL.—The term ‘Council’ means the
4 Federal Research Security Council established under
5 section 7902(a).

6 “(3) EXECUTIVE AGENCY.—The term ‘Execu-
7 tive agency’ has the meaning given that term in sec-
8 tion 105 of title 5.

9 “(4) FEDERAL RESEARCH SECURITY RISK.—
10 The term ‘Federal research security risk’ means the
11 risk posed by malign state actors and other persons
12 to the security and integrity of research and develop-
13 ment conducted using grants awarded by Executive
14 agencies.¹

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



6

15 “(5) INSIDER.—The term ‘insider’ means any
16 person with authorized access to any United States
17 Government resource, including personnel, facilities,
18 information, research, equipment, networks, or sys-
19 tems.

20 “(6) INSIDER THREAT.—The term ‘insider
21 threat’ means the threat that an insider will use his
22 or her authorized access (wittingly or unwittingly) to
23 harm the national and economic security of the
24 United States or negatively affect the integrity of a
25 Federal agency’s normal processes, including dam-

1 aging the United States through espionage, sabo-
2 tage, unauthorized disclosure of national security in-
3 formation or non-public information, or through the
4 loss or degradation of departmental resources, capa-
5 bilities, and functions.

6 “(7) RESEARCH AND DEVELOPMENT.—

7 “(A) IN GENERAL.—The term ‘research
8 and development’ means all research activities,
9 both basic and applied, and all development ac-
10 tivities.

11 “(B) DEVELOPMENT.—The term ‘develop-
12 ment’ means experimental development.

13 “(C) EXPERIMENTAL DEVELOPMENT.—
14 The term ‘experimental development’ means
15 creative and systematic work, drawing upon
16 knowledge gained from research and practical
17 experience, which—

18 “(i) is directed toward the production
19 of new products or processes or improving
20 existing products or processes; and

21 “(ii) like research, will result in gain-
22 ing additional knowledge.

23 “(D) RESEARCH.—The term ‘research’—

8

1 “(i) means a systematic study directed
2 toward fuller scientific knowledge or under-
3 standing of the subject studied; and

4 “(ii) includes activities involving the
5 training of individuals in research tech-
6 niques if such activities—

7 “(I) utilize the same facilities as
8 other research and development activi-
9 ties; and

10 “(II) are not included in the in-
11 struction function.

12 “(8) UNITED STATES RESEARCH COMMU-
13 NITY.—The term ‘United States research commu-
14 nity’ means—

15 “(A) research and development centers of
16 Executive agencies;

17 “(B) private research and development
18 centers in the United States, including for-prof-
19 it and nonprofit research institutes;

20 “(C) research and development centers at
21 institutions of higher education (as defined in
22 section 101(a) of the Higher Education Act of
23 1965 (20 U.S.C. 1001(a)));


1 “(D) research and development centers of
2 States, United States territories, Indian tribes,
3 and municipalities;

4 “(E) government-owned, contractor-oper-
5 ated United States Government research and
6 development centers; and

7 “(F) any person (regardless of position or role)
 conducting federally fund-
8 ed research or receiving Federal research grant
9 funding.

10 **“§ 7902. Federal Research Security Council establish-**

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



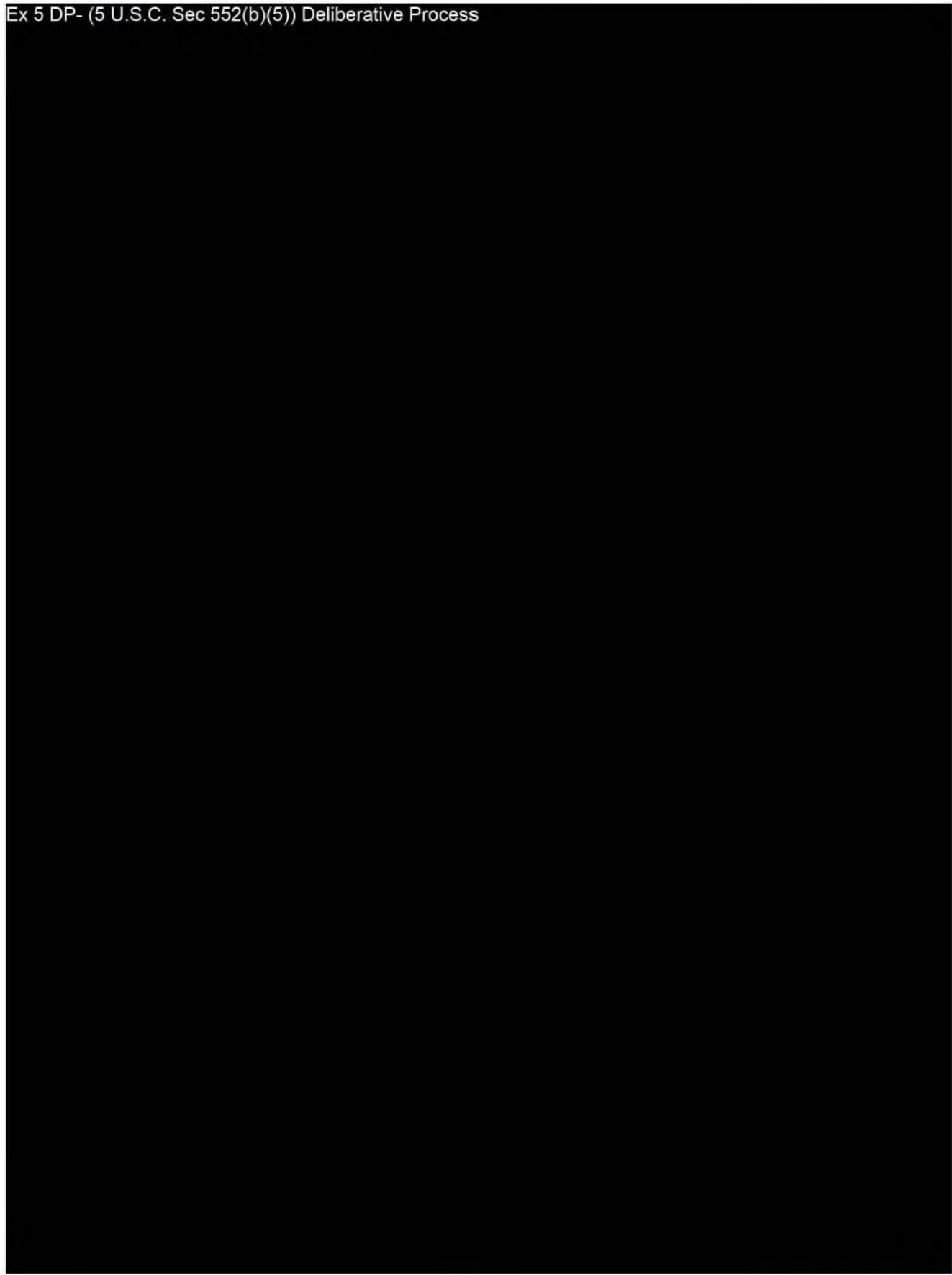
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



14

1 “(D) The Department of Homeland Secu-
2 rity.

3 “(E) The Office of the Director of Na-
4 tional Intelligence, including the National Coun-
5 terintelligence and Security Center.

6 “(F) The Department of Justice, including
7 the Federal Bureau of Investigation.

8 “(G) The Department of Energy.

9 “(H) The Department of Commerce, in-
10 cluding the National Institute of Standards and
11 Technology.

12 “(I) The Department of Health and
13 Human Services, including the National Insti-
14 tutes of Health.

15 “(J) The Department of State.

16 “(K) The Department of Transportation.

17 “(L) The National Aeronautics and Space
18 Administration.

19 “(M) The National Science Foundation.

20 “(N) The Department of Education.

21 “(O) The Small Business Administration.

22 “(P) The Council of Inspectors General on
23 Integrity and Efficiency.

24 “(Q) Other Executive agencies, as deter-
25 mined by the Chairperson of the Council.

15

1 “(2) LEAD REPRESENTATIVES.—

2 “(A) DESIGNATION.—Not later than 45
3 days after the date of the enactment of this
4 chapter, the head of each agency represented on
5 the Council shall designate a representative of
6 that agency as the lead representative of the
7 agency on the Council.

8 “(B) FUNCTIONS.—The lead representa-
9 tive of an agency designated under subpara-
10 graph (A) shall ensure that appropriate per-
11 sonnel, including leadership and subject matter
12 experts of the agency, are aware of the business
13 of the Council.

14 “(c) CHAIRPERSON.—

15 “(1) DESIGNATION.—Not later than 45 days
16 after the date of the enactment of this chapter, the
17 Director of the Office of Management and Budget
18 shall designate a senior-level official from the Office
19 of Management and Budget to serve as the Chair-
20 person of the Council.

21 “(2) FUNCTIONS.—The Chairperson shall per-
22 form functions that include—

23 “(A) subject to subsection (d), developing
24 a schedule for meetings of the Council;

1 “(B) designating Executive agencies to be
2 represented on the Council under subsection
3 (b)(1)(Q);

4 “(C) in consultation with the lead rep-
5 resentative of each agency represented on the
6 Council, developing a charter for the Council;
7 and

8 “(D) not later than 7 days after comple-
9 tion of the charter, submitting the charter to
10 the appropriate congressional committees.

11 “(3) LEAD SCIENCE ADVISOR.—The Director of
12 the Office of Science and Technology Policy shall be
13 the lead science advisor to the Chairperson for pur-
14 poses of this chapter.

15 “(4) LEAD SECURITY ADVISOR.—The Director
16 of the National Counterintelligence and Security
17 Center shall be the lead security advisor to the
18 Chairperson for purposes of this chapter.


19 “(d) MEETINGS.—The Council shall meet not later
20 than 60 days after the date of the enactment of this chap-
21 ter and not less frequently than quarterly thereafter.

22 **“§ 7903. Functions and authorities**

23 “(a) ³ IN GENERAL.—The Chairperson of the Council

24 shall consider the missions and responsibilities of Council
25 members in determining the lead agencies for Council

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



1 functions. The Council shall perform the following func-
2 tions:


3 “(1) Developing and implementing, across all
4 Executive agencies that award research and develop-
5 ment grants, a uniform application process for
6 grants in accordance with subsection (b). In this section, the
term “implementing” means “working with the relevant federal
agencies, through existing processes and procedures, to enable those
agencies to put in place and enforce the measures described in this
section.” The term “uniform application process” means a process
employed by federal science agencies to maximize the collection of
information regarding applicants and applications as determined by the
Council.

7 “(2) ⁵Developing
8 recommendations for a regular reporting process for
identifying persons
9 participating in federally funded research and devel-
10 opment .

11 “(3) Identifying or developing criteria, in ac-
12 cordance with subsection (c), for sharing and receiv-
13 ing information with respect to Federal research se-
14 curity risks in order to mitigate such risks with—

15 “(A) members of the United States re-
16 search community; and

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



19

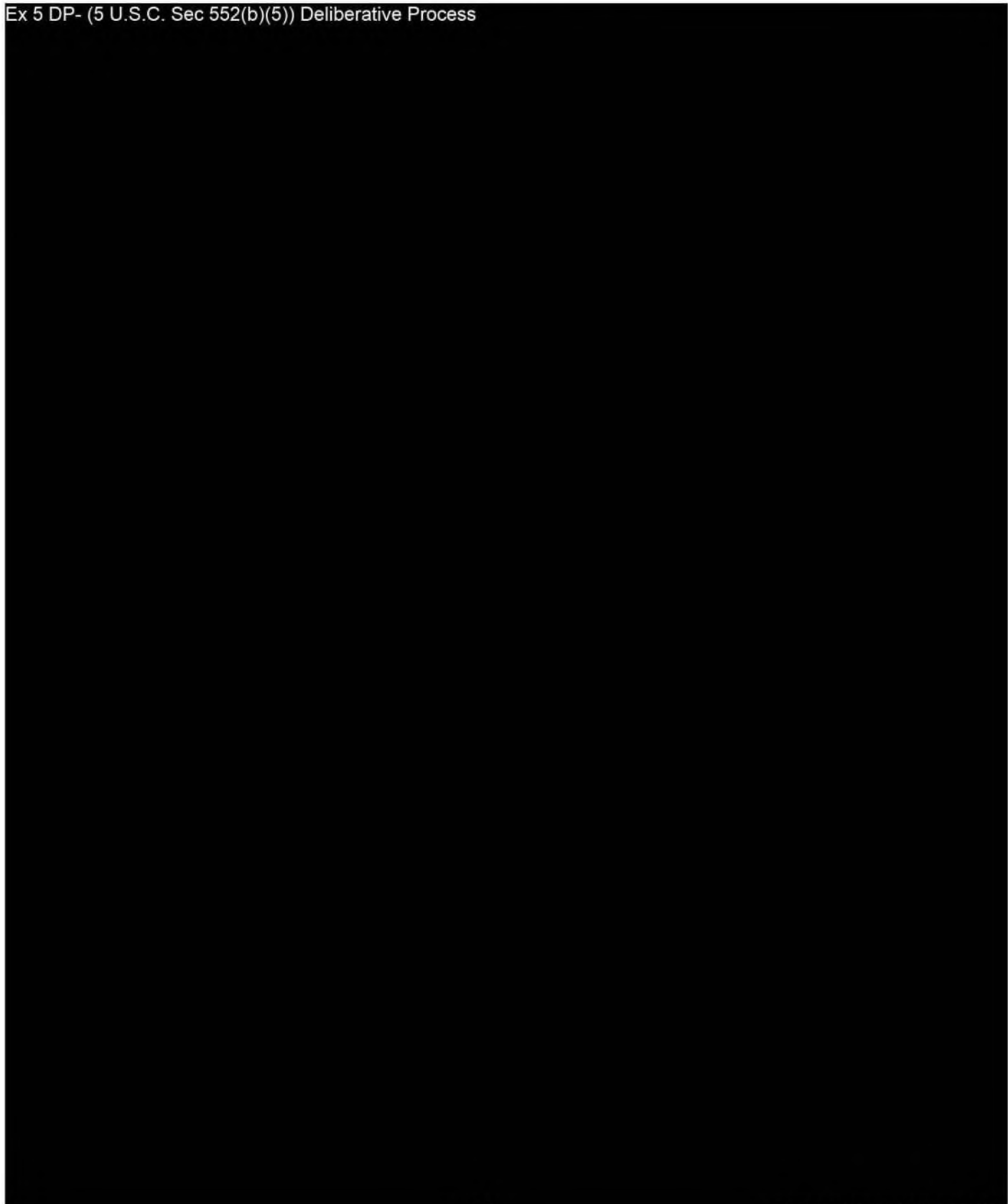
17 “(B) other persons participating in feder-
18 ally funded research and development.

19 “(4) Identifying an appropriate Executive agen-
20 cy—

21 “(A) to accept and protect information
22 submitted by Executive agencies and non-Fed-

- 1 eral entities based on the processes established
- 2 under paragraphs (1) ⁶; and

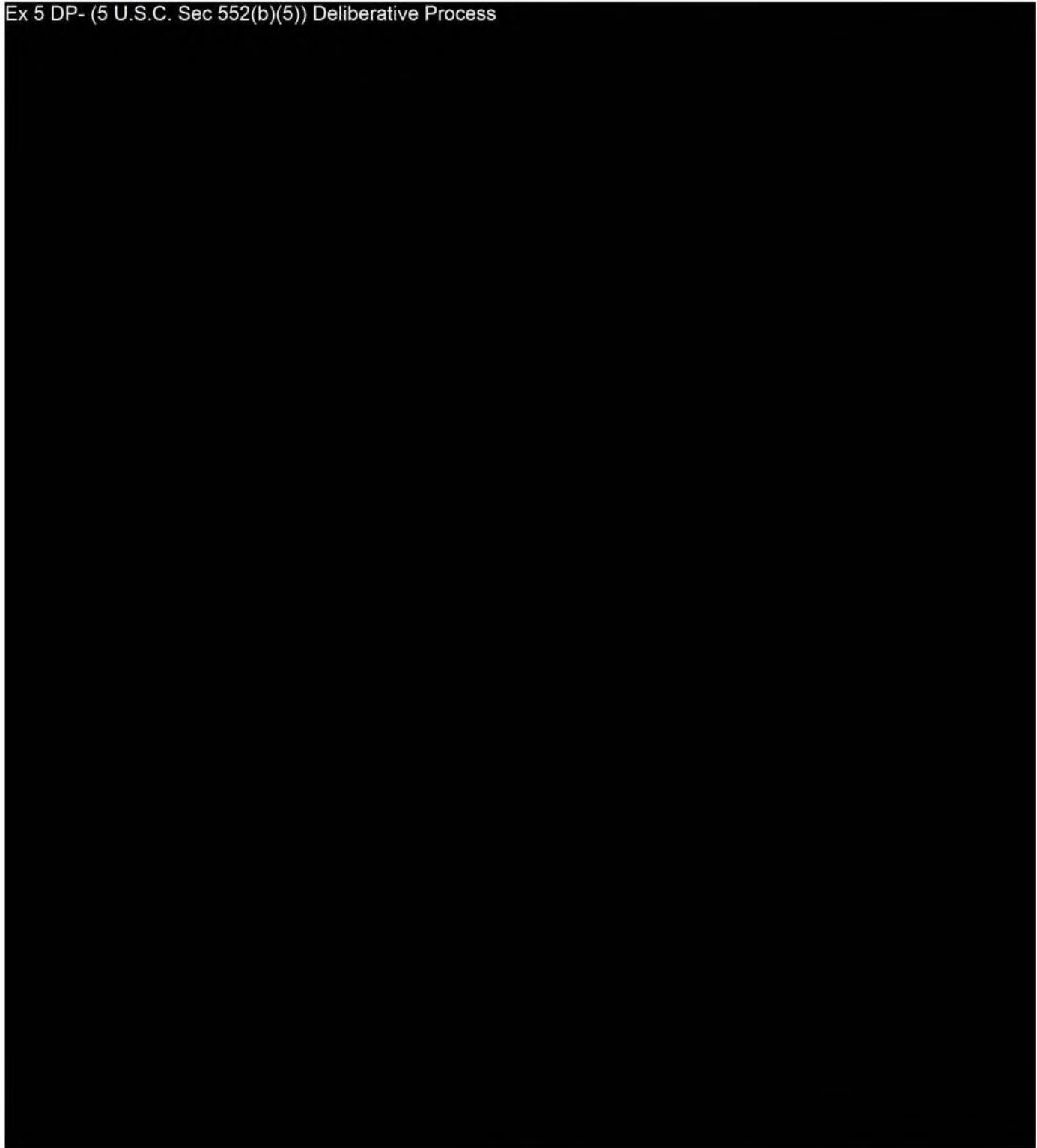
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



3 “(B) to facilitate the sharing of informa-
4 tion received under subparagraph (A) to sup-
5 port, as consistent with Federal law

6 “(i) oversight of federally funded re-

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



22

7 search and development;

8 “(ii) criminal and civil investigations
9 of misappropriated Federal funds, re-
10 sources, and information; and

11 “(iii) counterintelligence investiga-
12 tions.

13 “(5) Identifying, as appropriate, Executive
14 agencies to provide—

15 “(A) shared services, such as support for
16 conducting Federal research security risk as-
17 sessments, activities to mitigate such risks, and
18 oversight and investigations with respect to
19 grants awarded by Executive agencies; and

20 “(B) common contract solutions to support
21 the verification of the identities of persons
22 participating in federally funded research and
23 development.

1 “(6) Identifying⁷ and issuing guidance, in ac-
2 cordance with subsection (d) and in coordination
3 with the National Insider Threat⁸ Task Force estab-

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



24

4 lished by Executive Order 13587 (50 U.S.C. 3161
5 note) for expanding the scope of Executive agency
insider threat
6 programs for to include the safe-
7 guarding of sensitive information from exploitation,
8 compromise, or other unauthorized disclosure, taking
9 into account risk levels and the distinct needs, mis-
10 sions, and systems of each such agency.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

25

11 “(7) Identifying and issuing guidance for devel-
12 oping compliance and oversight programs for Execu-
13 tive agencies to ensure that research and develop-
14 ment grant recipients accurately report conflicts of
15 interest and conflicts of commitment in accordance
16 with subsection (b)(1). Such programs shall include
17 an assessment of—

26

18 “(A) a grantee’s support from foreign
19 sources and affiliations with foreign funding in-
20 stitutions or laboratories; and

21 “(B) the impact of such support and affili-
22 ations on United States national security and
23 economic interests.

1 “(8) Assessing and making recommendations
2 with respect to whether openly sharing certain types
3 of federally funded research and development has an
4 impact on
5 the economic and national security interests of the
6 United States.

7 “(9) Identifying and issuing guidance to the
8 United States research community, and other recipi-
9 ents of Federal research and development funding,
10 to ensure that such institutions and recipients adopt
11 existing best practices to reduce the risk of mis-
12 appropriation of research data.

13 “(10) Identifying and issuing guidance on addi-
14 tional steps that may be necessary to address Fed-
15 eral research security risks arising in the course of
16 Executive agencies providing shared services and
17 common contract solutions under paragraph (5)(B) to
18 include the creation of insider threat programs to detect,
19 deter, and mitigate insider threats, including the
20 safeguarding of sensitive and classified information from
21 exploitation, compromise, or other unauthorized disclosure.,,

28

17 “(11) Engaging with the United States re-
18 search community in performing the functions de-
19 scribed in paragraphs (1), (2), and (3) and with re-
20 spect to issues relating to Federal research security
21 risks.

22 “(12) Carrying out such other functions, as
 consistent with Federal law

23 , that are necessary to re-
24 duce Federal research security risks.

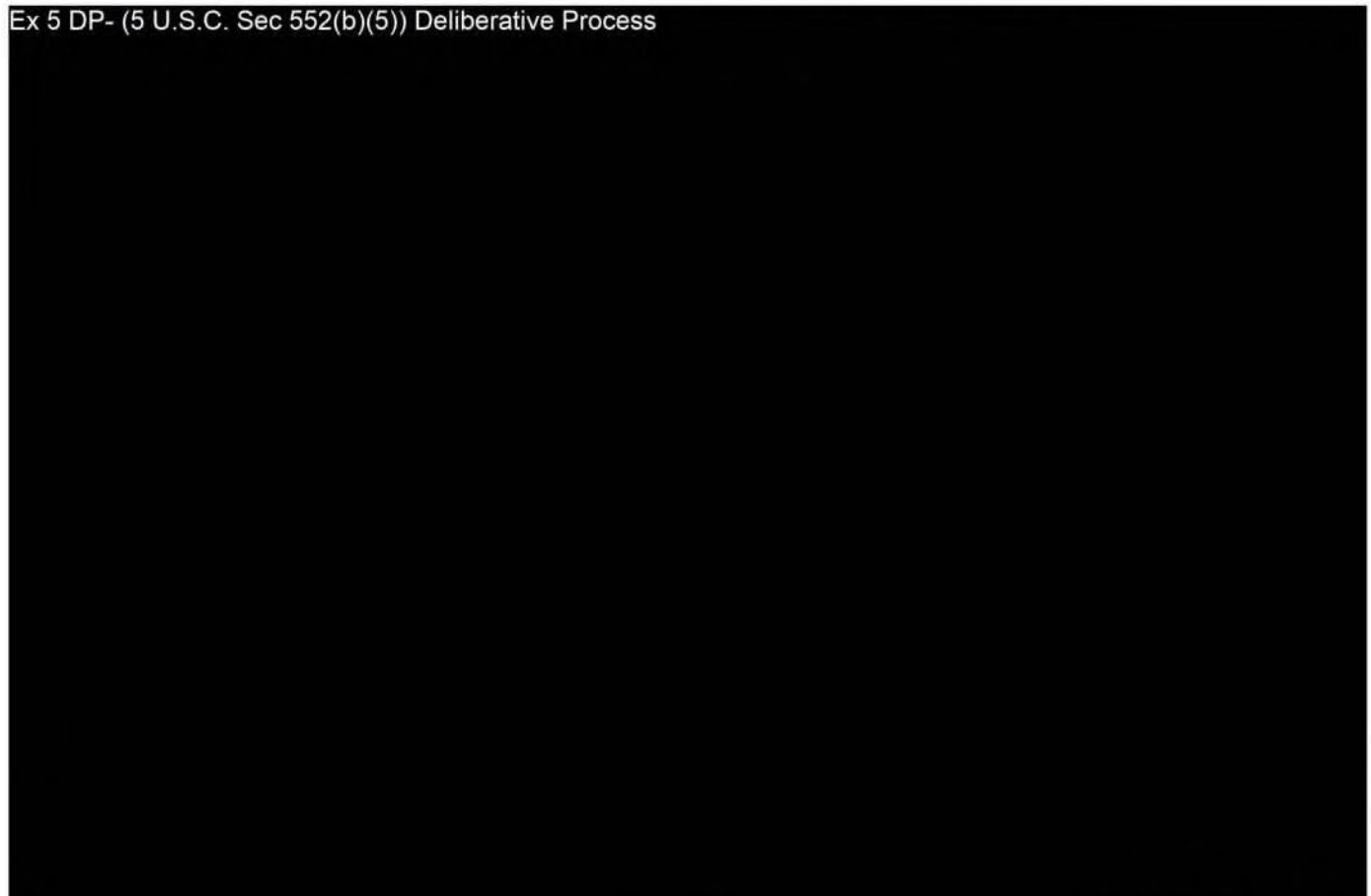
1 “(b)⁹ REQUIREMENTS FOR UNIFORM GRANT APPLI-
2 CATION PROCESS.—In developing the uniform application
3 process for Federal research and development grants re-
4 quired under subsection (a)(1), the Council shall—

5 “(1) ensure that the process—

6 “(A) requires principal investigators, co-
7 principal investigators, and senior personnel as-
8 sociated with the proposed Federal research or
9 development grant project—

10 “(i) to disclose biographical informa-
11 tion, all affiliations, including any foreign
12 military, foreign government-related orga-
13 nizations, and foreign-funded institutions,
14 and all current and pending support, in-

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



30

15 cluding from foreign institutions, foreign
16 governments, or foreign laboratories, and
17 all support received from foreign sources;
18 and

19 “(ii) to certify the accuracy of the re-
20 quired disclosures under penalty of per-
21 jury; and

22 “(B) uses a machine-readable application
23 form to assist in identifying fraud and ensuring
24 the eligibility of applicants;

25 “(2) design the process—

1 “(A) to reduce the administrative burden
2 on persons applying for Federal research and
3 development funding; and

4 “(B) to promote information sharing
5 across the United States research community,
6 while safeguarding sensitive information; and

7 “(3) complete the process not later than 1 year
8 after the date of the enactment of the Safeguarding
9 American Innovation Act.

10 “(C) REQUIREMENTS FOR INFORMATION SHARING

11 CRITERIA.—In identifying or developing criteria and pro-
12 cedures for sharing information with respect to Federal
13 research security risks under subsection (a)(3), the Coun-
14 cil shall ensure that such criteria address, at a min-
15 imum—

16 “(1) the information to be shared;

17 “(2) the circumstances under which sharing is
18 mandated or voluntary;

19 “(3) the circumstances under which it is appro-
20 priate for an Executive agency to rely on informa-
21 tion made available through such sharing in exer-
22 cising the responsibilities and authorities of the
23 agency under applicable laws relating to the award
24 of grants;

1 “(4) the procedures for protecting intellectual
2 capital that may be present in such information; and

3 “(5) appropriate privacy protections for persons
4 involved in Federal research and development.

5 “(d) REQUIREMENTS FOR INSIDER THREAT PRO-
6 GRAM GUIDANCE.—In identifying or developing guidance
7 with respect to insider threat programs under subsection
8 (a)(6), the Council shall ensure that such guidance pro-
9 vides for, at a minimum—

10 “(1) such programs—

11 “(A) to deter, detect, and mitigate insider
12 threats; and

13 “(B) to leverage counterintelligence, secu-
14 rity, information assurance, and other relevant
15 functions and resources to identify and counter
16 insider threats; and

17 “(2) the development of an integrated capability
18 to monitor and audit information for the detection
19 and mitigation of insider threats, including
20 through—

21 “(A) monitoring user activity on computer
22 networks controlled by recipients of Federal research
and development funding;

23 “(B) providing employees of these agencies
with awareness training with respect

1 to insider threats and the responsibilities of em-
2 ployees to report such threats;

3 “(C) gathering information for a central-
4 ized analysis, reporting, and response capa-
5 bility; and

6 “(D) information sharing to aid in track-
7 ing the risk individuals may pose while moving
8 across programs and affiliations;

9 “(3) the development and implementation of
10 policies and procedures under which the insider
11 threat program of recipients of Federal research and
development funding accesses,
12 shares, and integrates information and data derived
13 from offices within the entity and shares insider threat
information with the Executive Agency research sponsors;

14 “(4) the designation of senior officials with au-
15 thority to provide management, accountability, and
16 oversight of the insider threat program of the recipients
of Federal research and development funding and to make
resource recommendations
17 to the appropriate officials; and

18 “(5) such additional guidance as is necessary to
19 reflect the distinct needs, missions, and systems of
20 each recipient of Federal research and development funding.

21 “(e) ISSUANCE OF WARNINGS RELATING TO RISKS
22 AND VULNERABILITIES IN INTERNATIONAL SCIENTIFIC
23 COOPERATION.—

1 “(1) IN GENERAL.—The Council, in conjunction
2 with the lead security advisor under section
3 7902(c)(4), shall establish a process for informing
4 members of the United States research community
5 and the public, through the issuance of warnings de-
6 scribed in paragraph (2), of potential risks and
7 vulnerabilities in international scientific cooperation
8 that may undermine the integrity and security of the
9 United States research community or place at risk
10 any federally funded research and development.

11 “(2) CONTENT.—A warning described in this
12 paragraph shall include, to the extent the Council
13 considers appropriate, a description of—

14 “(A) activities by the national government,
15 local governments, research institutions, or uni-
16 versities of a foreign country—

17 “(i) to exploit, interfere, or undermine
18 research and development by the United
19 States research community; or

20 “(ii) to misappropriate scientific
21 knowledge resulting from federally funded
22 research and development;

23 “(B) efforts by strategic competitors to ex-
24 ploit the research enterprise of a foreign coun-
25 try that may place at risk—

1 “(i) the science and technology of that
2 foreign country; or

3 “(ii) federally funded research and de-
4 velopment; and

5 “(C) practices within the research enter-
6 prise of a foreign country that do not adhere to
7 the United States scientific values of openness,
8 transparency, reciprocity, integrity, and merit-
9 based competition.

10 “(f) PROGRAM OFFICE AND COMMITTEES.—The
11 interagency working group established under section 1746
12 of the National Defense Authorization Act for Fiscal Year
13 2020 (Public Law 116-92) shall be a working group under
14 the Council performing duties authorized under such sec-
15 tion and as directed by the Council. The Council shall use
16 any findings or work product, existing or forthcoming, by
17 such working group. The Council may also establish a pro-
18 gram office and any committees, working groups, or other
19 constituent bodies the Council deems appropriate, in its
20 sole and unreviewable discretion, to carry out its func-
21 tions.

22 “(g) EXCLUSION ORDERS.—To reduce Federal re-
23 search security risk, the Interagency Suspension and De-
24 barment Committee shall provide quarterly reports to the
25 Council that detail—

1 “(1) the number of ongoing investigations by
2 Council Members related to Federal research secu-
3 rity that may result, or have resulted, in agency pre-
4 notice letters, suspensions, proposed debarments,
5 and debarments;

6 “(2) Federal agencies’ performance and compli-
7 ance with interagency suspensions and debarments;

8 “(3) efforts by the Interagency Suspension and
9 Debarment Committee to mitigate Federal research
10 security risk;

11 “(4) proposals for developing a unified Federal
12 policy on suspensions and debarments; and

13 “(5) other current suspension and debarment
related issues.

(h) Nothing in this section shall be construed to alter or diminish the authority of any federal agency or to alter any procedural requirements or remedies that were in place prior to the date of enactment of this Act.

14

15

16 “§ 7904. Strategic plan

17 “(a) IN GENERAL.—Not later than 270 days after
18 the date of the enactment of this chapter, the Council shall
19 develop a strategic plan for addressing Federal research
20 security risks and for managing such risks, that in-
21 cludes—

22 “(1) the criteria and processes required under
23 section 7903(a), including a threshold and require-
24 ments for sharing relevant information about such

25 risks with all Executive agencies and, as appro-

1 priate, with other Federal entities, foreign govern-
2 ments, and non-Federal entities;

3 “(2) an identification of existing authorities for
4 addressing such risks;

5 “(3) an identification and promulgation of best
6 practices and procedures, and an identification of
7 available resources, for Executive agencies to assess
8 and mitigate such risks;

9 “(4) recommendations for any legislative, regu-
10 latory, or other policy changes to improve efforts to
11 address such risks;

12 “(5) recommendations for any legislative, regu-
13 latory, or other policy changes to incentivize the
14 adoption of best practices for avoiding and miti-
15 gating Federal research security risks by the United
16 States research community and key United States
17 foreign research partners;

18 “(6) an evaluation of the effect of implementing
19 new policies or procedures on existing Federal grant
20 processes, regulations, and disclosures of conflicts of
21 interest and conflicts of commitment;

22 “(7) a plan for engaging with Executive agen-
23 cies, the private sector, and other nongovernmental
24 stakeholders to address such risks and share infor-

1 mation between Executive agencies, the private sec-
2 tor, and nongovernmental stakeholders; and

3 “(8) a plan for identification, assessment, miti-
4 gation, and vetting of Federal research security
5 risks.

6 “(b) SUBMISSION TO CONGRESS.—Not later than 7
7 calendar days after completion of the strategic plan re-
8 quired by subsection (a), the Chairperson of the Council
9 shall submit the plan to the appropriate congressional
10 committees.

11 “§ 7905. Annual report

12 “Not later than November 15 of each year, the Chair-
13 person of the Council shall submit a report to the appro-
14 priate congressional committees that describes—

15 “(1) the activities of the Council during the
16 preceding fiscal year; and

17 “(2) the progress made toward implementing
18 the strategic plan required under section 7904 after
19 such plan has been submitted to Congress.

20 “§ 7906. Requirements for Executive agencies

21 “(a) IN GENERAL.—The head of each Executive
22 agency on the Council shall be responsible for—

23 “(1) assessing Federal research security risks
24 posed by persons participating in federally funded
25 research and development;

1 “(2) avoiding or mitigating such risks, as ap-
2 propriate and consistent with the standards, guide-
3 lines, requirements, and practices identified by the
4 Council under section 7903(a);

5 “(3) prioritizing Federal research security risk
6 assessments conducted under paragraph (1) based
7 on the applicability and relevance of the research
8 and development to the national security and eco-
9 nomic competitiveness of the United States; and

10 “(4) ensuring that all agency initiatives impact-
11 ing Federally funded research grant making policy
12 and management to protect the national and eco-
13 nomic security interests of the United States are in-
14 tegrated with the activities of the Council.

15 “(b) INCLUSIONS.—The responsibility of the head of
16 an Executive agency for assessing Federal research secu-
17 rity risk described in subsection (a) includes—

18 “(1) developing an overall Federal research se-
19 curity risk management strategy and implementation
20 plan and policies and processes to guide and govern
21 Federal research security risk management activities
22 by the Executive agency;

23 “(2) integrating Federal research security risk
24 management practices throughout the lifecycle of the
25 grant programs of the Executive agency;

1 “(3) sharing relevant information with other
2 Executive agencies, as determined appropriate by
3 the Council in a manner consistent with section
4 7903; and

5 “(4) reporting on the effectiveness of the Fed-
6 eral research security risk management strategy of
7 the Executive agency consistent with guidance issued
8 by the Office of Management and Budget and the
9 Council.”.

10 (b) CLERICAL AMENDMENT.—The table of chapters
11 at the beginning of title 31, United States Code, is amend-
12 ed by inserting after the item relating to chapter 77 the
13 following new item:

 “79. Federal Research Security Council.....7901.”.

14 **SEC. 4. FEDERAL GRANT APPLICATION FRAUD.**

15 (a) IN GENERAL.—Chapter 47 of title 18, United
16 States Code, is amended by adding at the end the fol-
17 lowing:

18 **“§ 1041. Federal grant application fraud**

19 “(a) DEFINITIONS.—In this section:

20 “(1) FEDERAL AGENCY.—The term ‘Federal
21 agency’ has the meaning given the term ‘agency’ in
22 section 551 of title 5, United States Code.

23 “(2) FEDERAL GRANT.—The term ‘Federal
24 grant’—

1 “(A) means a grant or cooperative
agreement awarded by a Federal

2 agency;

3 “(B) includes a subgrant awarded by a
4 non-Federal entity to carry out a Federal grant
5 program; and

6 “(C) does not include—

7 “(i) direct United States Government
8 cash assistance to an individual;

9 “(ii) a subsidy;

10 “(iii) a loan;

11 “(iv) a loan guarantee; or

12 “(v) insurance.

13 “(3) FEDERAL GRANT APPLICATION.—The
14 term ‘Federal grant application’ means an applica-
15 tion for a Federal grant.

16 “(4) FOREIGN COMPENSATION.—The term ‘for-
17 eign compensation’ means a title, monetary com-
18 pensation, access to a laboratory or other resource,
19 or other benefit received from—

20 “(A) a foreign government;

21 “(B) a foreign government institution; or

22 “(C) a foreign public enterprise.

23 “(5) FOREIGN GOVERNMENT.—The term ‘for-
24 eign government’ includes a person acting or pur-
25 porting to act on behalf of—

1 “(A) a faction, party, department, agency,
2 bureau, subnational administrative entity, or
3 military of a foreign country; or

4 “(B) a foreign government or a person
5 purporting to act as a foreign government, re-
6 gardless of whether the United States recog-
7 nizes the government.

8 “(6) FOREIGN GOVERNMENT INSTITUTION.—
9 The term ‘foreign government institution’ means a
10 foreign entity owned by, subject to the control of, or
11 subject to regulation by a foreign government.

12 “(7) FOREIGN PUBLIC ENTERPRISE.—The term
13 ‘foreign public enterprise’ means an enterprise over
14 which a foreign government directly or indirectly ex-
15 ercises a dominant influence.

16 “(8) LAW ENFORCEMENT AGENCY.—The term
17 ‘law enforcement agency’—

18 “(A) means a Federal, State, local, or
19 Tribal law enforcement agency; and

20 “(B) includes—

21 “(i) the Office of Inspector General of
22 an establishment (as defined in section 12
23 of the Inspector General Act of 1978 (5
24 U.S.C. App.)) or a designated Federal en-
25 tity (as defined in section 8G(a) of the In-

1 spectator General Act of 1978 (5 U.S.C.
2 App.)); and

3 “(ii) the Office of Inspector General,
4 or similar office, of a State or unit of local
5 government.

6 “(9) OUTSIDE COMPENSATION.—The term ‘out-
7 side compensation’ means any compensation, re-
8 source, or support regardless of monetary value
9 made available to the applicant in support of or re-
10 lated to any research endeavor, including, but not
11 limited to, a title, research grant, cooperative agree-
12 ment, contract, institutional award, access to a lab-
13 oratory, or other resource, including, but not limited
14 to, materials, travel compensation, or work incen-
15 tives.

16 “(b) PROHIBITION.—It shall be unlawful for any in-
17 dividual to knowingly—

18 “(1) prepare or submit a Federal grant applica-
19 tion that fails to disclose the receipt of any outside
20 compensation, including foreign compensation, by
21 the individual;

22 “(2) forge, counterfeit, or otherwise falsify a
23 document for the purpose of obtaining a Federal
24 grant; or

1 “(3) prepare, submit, or assist in the prepara-
2 tion or submission of a Federal grant application or
3 document in connection with a Federal grant appli-
4 cation that—

5 “(A) contains a false statement;

6 “(B) contains a material misrepresenta-
7 tion;

8 “(C) has no basis in law or fact; or

9 “(D) fails to disclose a material fact.

10 “(c) EXCEPTION.—Subsection (b) does not apply to
11 an activity—

12 “(1) carried out in connection with a lawfully
13 authorized investigative, protective, or intelligence
14 activity of—

15 “(A) a law enforcement agency; or

16 “(B) a Federal intelligence agency; or

17 “(2) authorized under chapter 224.

18 “(d) PENALTY.—Any individual who violates sub-
19 section (b)—

20 “(1) shall be fined in accordance with this title,
21 imprisoned for not more than 5 years, or both; and

22 “(2) shall be prohibited from receiving a Fed-
23 eral grant during the 5-year period beginning on the
24 date on which a sentence is imposed on the indi-
25 vidual under paragraph (1).”.

47

7 (a) GROUNDS OF INADMISSIBILITY.—Section
8 212(a)(3)(A)(i) of the Immigration and Nationality Act
9 (8 U.S.C. 1182(a)(3)(A)(i)) is amended to read as follows:

10 “(i) any activity—

11 “(I) to violate any law of the
12 United States relating to espionage or
13 sabotage;

14 “(II) to violate or evade any law
15 prohibiting the export from the
16 United States of goods, technologies,
17 or sensitive information; or

18 “(III) to acquire export-con-
19 trolled goods, technologies, or sen-
20 sitive information (notwithstanding
21 any exclusions for items not normally
22 subject to export controls) if the Sec-
23 retary of State has determined that
24 the acquisition of those goods, tech-
25 nologies, or sensitive information by a

1 category of aliens that includes such
2 alien would be contrary to an
3 articulable national security (including
4 economic security) interest of the
5 United States;”.

6 (b) DETERMINING FACTORS.—

7 (1) IN GENERAL.—In
8 determining whether an alien is included in a cat-
9 egory of aliens that may be inadmissible under sec-
10 tion 212(a)(3)(A)(i)(III) of the Immigration and
11 Nationality Act, as amended by subsection (a), offi-
12 cials of the Department of State shall—

13 (A) seek advice and assistance from offi-
14 cials at the Office of the Director of National
15 Intelligence, the Office of Science and Tech-
16 nology Policy, the Department of Health and
17 Human Services, the Department of Defense,
18 the Department of Homeland Security, the De-
19 partment of Energy, the Department of Com-
20 merce, and other appropriate Federal agencies;

21 (B) consider factors such as the alien’s
22 past or likely employment or cooperation with—

23 (i) foreign military and security re-
24 lated organizations that are adversarial to
25 the United States;

1 (ii) foreign institutions involved in the
2 theft of United States research;

3 (iii) entities involved in export control
4 violations or the theft of intellectual prop-
5 erty; and

6 (iv) a government that seeks to under-
7 mine the integrity and security of the
8 United States research community; and

9 (C) weigh the proportionality of risk for
10 the factors listed in subparagraph (B).

11 (2) MACHINE-READABLE DOCUMENTS.—Not
12 later than 1 year after the date of the enactment of
13 this Act, the Secretary of State shall—

14 (A) use a machine-readable visa applica-
15 tion form; and

16 (B) make available documents submitted in
17 support of a visa application in a machine read-
18 able format to assist in—

19 (i) identifying fraud;

20 (ii) conducting lawful law enforcement
21 activities; and

22 (iii) determining the eligibility of ap-
23 plicants for a visa under the Immigration
24 and Nationality Act (8 U.S.C. 1101 et
25 seq.).

1 (c) REPORTING REQUIREMENT.—Not later than
2 one year after the date of the enactment of this Act, and annu-
3 ally thereafter, the Secretary of State, in coordination with
4 the Director of National Intelligence, the Director of the
5 Office of Science and Technology Policy, the Secretary of
6 Homeland Security, the Secretary of Defense, the Sec-
7 retary of Energy, the Secretary of Commerce, and the
8 heads of other appropriate Federal agencies, shall submit
9 a report to Congress that identifies—

10 (1) the criteria used to describe the category of
11 aliens to which such section 212(a)(3)(A)(i)(III)
12 may apply; and

13 (2) the number of individuals determined to be
14 inadmissible under such section 212(a)(3)(A)(i)(III),
15 including the nationality of each such individual.

16 (d) CLASSIFICATION OF ANNUAL REPORT.—Each
17 annual report required under subsection (c) shall be sub-
18 mitted, to the extent practicable, in an unclassified form,
19 but may be accompanied by a classified appendix detailing
20 the criteria used to describe the category of aliens to which
21 such section 212(a)(3)(A)(i)(III) applies if the Secretary
22 of State determines that such action—

23 (1) is in the national security and economic se-
24 curity interests of the United States; or

1 (2) is necessary to further the purposes of this
2 Act.

3 (e) REPORT.—Not later than 45 days after date of
4 the enactment of this Act, the Secretary of State shall sub-
5 mit a report to the Committee on Homeland Security and
6 Governmental Affairs of the Senate, the Committee on
7 Commerce, Science, and Transportation of the Senate, the
8 Select Committee on Intelligence of the Senate, the Com-
9 mittee on Foreign Relations of the Senate; the Committee
10 on Oversight and Reform of the House of Representatives,
11 the Committee on Homeland Security of the House of
12 Representatives, the Committee on Energy and Commerce
13 of the House of Representatives, the Permanent Select
14 Committee on Intelligence of the House of Representa-
15 tives, and the Committee on Foreign Affairs of the House
16 of Representatives that—

17 (1) describes how supplementary documents
18 provided by a visa applicant in support of a visa ap-
19 plication are stored and shared by the Department
20 of State with authorized Federal agencies;

21 (2) identifies the sections of a visa application
22 that are machine-readable and the sections that are
23 not machine-readable;

24 (3) provides cost estimates, including personnel
25 costs and a cost-benefit analysis for adopting dif-

1 ferent technologies, including optical character rec-
2 ognition, for—

3 (A) making every element of a visa appli-
4 cation, and documents submitted in support of
5 a visa application, machine-readable; and

6 (B) ensuring that such system—

7 (i) protects personally-identifiable in-
8 formation; and

9 (ii) permits the sharing of visa infor-
10 mation with Federal agencies in accord-
11 ance with existing law; and

12 (4) includes an estimated timeline for com-
13 pleting the implementation of subsection (b)(2).

14 **SEC. 6. LIMITATIONS ON EDUCATIONAL AND CULTURAL EX-**
15 **CHANGE PROGRAMS.**

16 Section 102(b)(5) of the Mutual Educational and
17 Cultural Exchange Act of 1961 (22 U.S.C. 2452(b)(5))
18 is amended by striking the semicolon at the end and in-
19 serting the following: “by developing exchange programs
20 for foreign researchers and scientists, while protecting
21 technologies regulated by export control laws important to
22 the national security and economic interests of the United
23 States, including requiring sponsors—

24 “(A) to disclose to the Department of
25 State whether an exchange visitor, as a primary

1 part of his or her exchange program, will have
2 released to them controlled technology or tech-
3 nical data regulated by export control laws at
4 sponsor organizations through research activi-
5 ties, lectures, course work, sponsor employees,
6 officers, agents, third parties at which the spon-
7 sor places the exchange visitor, volunteers, or
8 other individuals or entities associated with a
9 sponsor's administration of the exchange visitor
10 program;

11 "(B) to provide a plan to the Department
12 of State that establishes appropriate program
13 safeguards to prevent the unauthorized release
14 of controlled technology or technical data regu-
15 lated by export control laws at sponsor organi-
16 zations or through their employees, officers,
17 agents, third parties, volunteers, or other indi-
18 viduals or entities associated with a sponsor's
19 administration of the exchange visitor program;
20 and

21 "(C) to demonstrate, to the satisfaction of
22 the Secretary of State, that programs that will
23 release controlled technology or technical data
24 to an exchange visitor at the sponsor organiza-
25 tion through exchange visitor programs have re-

1 ceived appropriate authorization from the De-
2 partment of State, the Department of Com-
3 merce, other cognizant Federal agency before
4 the sponsor releases controlled technology or
5 technical data;”.

6 **SEC. 7. AMENDMENTS TO DISCLOSURES OF FOREIGN**
7 **GIFTS.¹¹**


8 Section 117 of the Higher Education Act of 1965 (20
9 U.S.C. 1011f) is amended—

10 (1) by amending subsection (a) to read as fol-
11 lows:

12 “(a) **DISCLOSURE REPORT.**—

13 “(1) **IN GENERAL.**—An institution shall file a
14 disclosure report with the Secretary of Education not
 later than

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



55

15 March 31 occurring after—

16 “(A) the calendar year in which a foreign
17 source gains ownership of, or control over, the
18 institution; or

19 “(B) the calendar year in which the insti-
20 tution receives a gift from, or enters into a con-
21 tract with, a foreign source, the value of which
22 is \$50,000 or more, considered alone or in com-
23 bination with all other gifts from or contracts
24 with that foreign source within a calendar year.

1 “(2) REVISIONS; UPDATES.—The Secretary
2 shall permit institutions to revise and update disclo-
3 sure reports previously filed to ensure accuracy,
4 compliance, and the ability to cure.”;

5 (2) by amending subsection (b) to read as fol-
6 lows:

7 “(b) CONTENTS OF REPORT.—Each report to the
8 Secretary required by this section shall contain the fol-
9 lowing:

10 “(1) For gifts received from or contracts en-
11 tered into with a foreign source other than a foreign
12 government, the aggregate dollar amount of such
13 gifts and contracts attributable to a particular coun-
14 try and the legal or formal name of the foreign
15 source. The country to which a gift is attributable
16 is the country of citizenship, or if unknown, the
17 principal residence for a foreign source who is a nat-
18 ural person, and the country of incorporation, or if
19 unknown, the principal place of business, for a for-
20 eign source which is a legal entity.

21 “(2) For gifts received from or contracts en-
22 tered into with a foreign government, the aggregate
23 amount of such gifts and contracts received from
24 each foreign government.

1 “(3) In the case of an institution which is
2 owned or controlled by a foreign source, the identity
3 of the foreign source, the date on which the foreign
4 source assumed ownership or control, and any
5 changes in program or structure resulting from the
6 change in ownership or control.

7 “(4) An assurance that the institution will
8 maintain true copies of gift and contract agreements
9 subject to the disclosure requirements under this
10 section for at least the duration of the agreement.

11 “(5) An assurance that the institution will
12 produce true copies of gift and contract agreements
13 subject to the disclosure requirements under this
14 section upon request of the Secretary during a com-
15 pliance audit or other institutional investigation.”;

16 (3) by amending subsection (e) to read as fol-
17 lows:

18 “(e) PUBLIC INSPECTION.—Not later than 30 days
19 after receiving a disclosure report under this section, the
20 Secretary shall make such report electronically available
21 to the public for downloading on a searchable database
22 under which institutions can be individually identified and
23 compared.”;

24 (4) in subsection (f), by adding at the end the
25 following:

1 “(3) FINES.—

2 “(A) IN GENERAL.—The Secretary may
3 impose a fine on any institution that repeatedly
4 fails to file a disclosure report for a receipt of
5 a gift from or contract with a foreign source in
6 accordance with subsection (a) in an amount
7 that is not more than 3 times the amount of
8 the gift or contract with the foreign source.

9 “(B) DEFINITION OF REPEATEDLY
10 FAILS.—In this paragraph, the term ‘repeatedly
11 fails’ means that the institution failed to file a
12 disclosure report for a receipt of a gift from or
13 contract with a foreign source in 3 consecutive
14 years.”;

15 (5) by amending subsection (g) to read as fol-
16 lows:

17 “(g) RULEMAKING.—

18 “(1) IN GENERAL.—Not later than 1 year after
19 the date of enactment of the Safeguarding American
20 Innovation Act, the Secretary shall issue regulations
21 to carry out this section using the negotiated rule-
22 making procedure set forth in section 492(b).

23 “(2) ELEMENTS.—Regulations issued pursuant
24 to paragraph (1) shall—

25 “(A) incorporate instructions for—

1 “(i) reporting structured gifts and
2 contracts; and

3 “(ii) reporting contracts that balances
4 the need for transparency, while protecting
5 the proprietary information of institutes of
6 higher education; and

7 “(B) clarify the definition of ‘subunit’, for
8 purposes of subsection (i)(4)(C).”;

9 (6) by redesignating subsection (h) as sub-
10 section (i);

11 (7) by inserting after subsection (g) the fol-
12 lowing:

13 “(h) TREATMENT OF TUITION PAYMENT.—A tuition
14 and related fees and expenses payment to an institution
15 by, or a scholarship from, a foreign source made on behalf
16 of a student enrolled at such institution shall not be con-
17 sidered a gift from or contract with a foreign source under
18 this section.”; and

19 (8) in subsection (i), as redesignated—

20 (A) in paragraph (3), by striking “or prop-
21 erty” and inserting “, property, re-
22 sources, or staff, including any funds provided to the
 institution and used to or designated to pay staff”; and

23 (B) in paragraph (5)(B), by inserting “in-
24 stitutes, instructional programs,” after “cen-
25 ters,”.

RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

From: "Hennemuth, Elizabeth I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>
To: "Greenwald, Elyse F. EOP/OMB" <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>
Cc: "Moncada, Kirsten J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>
Date: Wed, 05 May 2021 13:24:22 -0400
Attachments: Consolidated Interagency Comments Safeguarding American Innovation Act FINAL_OIRAPB05.05.2021.docx (159.2 kB)

Thanks, Elyse. Please see attached for Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Ex 5 DP-. We note there likely are other OIRA equities, on which we defer to our colleagues.

Best,
Libby

From: Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>
Sent: Wednesday, May 5, 2021 12:06 PM
To: Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Higgins, Cortney J. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Wise, Julie A. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Aguilar, Brenda L. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Schwab, Margo EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Leslie, Kerrie L. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>
Cc: Mancini, Dominic J. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Hi All –

Matt's deadline is tomorrow at 10am. So please send any redlines you have by 3pm so I can compile.

Thank you!

From: Vaeth, Matt J. EOP/OMB
Sent: Wednesday, May 5, 2021 11:53 AM
To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Sec. 552(b)(6)) x 6 - (5)>

<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Greenwald, Elyse F. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Eliseo, Matthew S. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Tran, Hai M. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >
Subject: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Good morning colleagues. Wanted to provide a couple of updates regarding activity on the Safeguarding American Innovation Act (SAIA) following from our Monday discussion, and make a request as well.

1. Following from our Monday afternoon conversation, we reached out to NSC to get their feedback on SAIA. NSC/Tarun reported back that Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process the consolidated document (attached).

2. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
As of now we still understand that a markup next week is expected. (Ben please correct me if I'm wrong on this!)

3. **And now for the request:** We are seeking feedback from Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec A clean copy of the bill is attached to this note; please use that version and send along any redline changes you may recommend no later than 10AM tomorrow, as any further edits would need to be conveyed to the senate this week. Again, we've already submitted

the broad comments (also attached) on this bill to the committee. The objective here

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Please send any suggested edits you may have to me by 10AM tomorrow (Thursday). We may reconvene a subset of this group tomorrow to discuss these recommended edits depending on what we receive from you.

Thanks very much for your attention to this. If you have any questions on this, please just let us know.

--Matt

Interagency Views on S. _____
The Safeguarding American Innovation Act
April 2021

S. _____

To strengthen the security and integrity of the United States
scientific and research enterprise.

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Safeguarding American Innovation Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Federal Research Security Council.
- Sec. 4. Federal grant application fraud.
- Sec. 5. Restricting the acquisition of goods, technologies, and sensitive information to certain aliens.
- Sec. 6. Limitations on educational and cultural exchange programs.
- Sec. 7. Amendments to disclosures of foreign gifts.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) **FEDERAL SCIENCE AGENCY.**—The term
4 “Federal science agency” means any Federal depart-
5 ment or agency to which more than \$100,000,000 in
6 research and development funds were appropriated
7 for the previous fiscal year.

8 (2) **RESEARCH AND DEVELOPMENT.**—

9 (A) **IN GENERAL.**—The term “research
10 and development” means all research activities,
11 both basic and applied, and all development ac-
12 tivities.

13 (B) **DEVELOPMENT.**—The term “develop-
14 ment” means experimental development.

15 (C) **EXPERIMENTAL DEVELOPMENT.**—The
16 term “experimental development” means cre-
17 ative and systematic work, drawing upon knowl-
18 edge gained from research and practical experi-
19 ence, which—

20 (i) is directed toward the production
21 of new products or processes or improving
22 existing products or processes; and

23 (ii) like research, will result in gaining
24 additional knowledge.

25 (D) **RESEARCH.**—The term “research”—

3

1 (i) means a systematic study directed
 2 toward fuller scientific knowledge or under-
 3 standing of the subject studied; and

4 (ii) includes activities involving the
 5 training of individuals in research tech-
 6 niques if such activities—

7 (I) utilize the same facilities as
 8 other research and development activi-
 9 ties; and

10 (II) are not included in the in-
 11 struction function.

12 SEC. 3. FEDERAL RESEARCH SECURITY COUNCIL.

13 (a) IN GENERAL.—Subtitle V of title 31, United
 14 States Code, is amended by adding at the end the fol-
 15 lowing:

**16 “CHAPTER 79—FEDERAL RESEARCH
 17 SECURITY COUNCIL**

“Sec.

“7901. Definitions.

“7902. Federal Research Security Council establishment and membership.

“7903. Functions and authorities.

“7904. Strategic plan.

“7905. Annual report.

“7906. Requirements for Executive agencies.

18 “§ 7901. Definitions

19 “In this chapter:

20 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
 21 TEES.—The term ‘appropriate congressional com-
 22 mittees’ means—

1 “(A) the Committee on Homeland Security
2 and Governmental Affairs of the Senate;

3 “(B) the Committee on Commerce,
4 Science, and Transportation of the Senate;

5 “(C) the Select Committee on Intelligence
6 of the Senate;

7 “(D) the Committee on Foreign Relations
8 of the Senate;

9 “(E) the Committee on Armed Services of
10 the Senate;

11 “(F) the Committee on Health, Education,
12 Labor, and Pensions of the Senate;

13 “(G) the Committee on Oversight and Re-
14 form of the House of Representatives;

15 “(H) the Committee on Homeland Security
16 of the House of Representatives;

17 “(I) the Committee on Energy and Com-
18 merce of the House of Representatives;

19 “(J) the Permanent Select Committee on
20 Intelligence of the House of Representatives;

21 “(K) the Committee on Foreign Affairs of
22 the House of Representatives;

23 “(L) the Committee on Armed Services of
24 the House of Representatives; and


1 “(M) the Committee on Education and
2 Labor of the House of Representatives.

3 “(2) COUNCIL.—The term ‘Council’ means the
4 Federal Research Security Council established under
5 section 7902(a).

6 “(3) EXECUTIVE AGENCY.—The term ‘Execu-
7 tive agency’ has the meaning given that term in sec-
8 tion 105 of title 5.

9 “(4) FEDERAL RESEARCH SECURITY RISK.—
10 The term ‘Federal research security risk’ means the
11 risk posed by malign state actors and other persons
12 to the security and integrity of research and develop-
13 ment conducted using grants awarded by Executive
14 agencies.¹

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6

15 “(5) INSIDER.—The term ‘insider’ means any
16 person with authorized access to any United States
17 Government resource, including personnel, facilities,
18 information, research, equipment, networks, or sys-
19 tems.

20 “(6) INSIDER THREAT.—The term ‘insider
21 threat’ means the threat that an insider will use his
22 or her authorized access (wittingly or unwittingly) to
23 harm the national and economic security of the
24 United States or negatively affect the integrity of a
25 Federal agency’s normal processes, including dam-

1 aging the United States through espionage, sabo-
2 tage, unauthorized disclosure of national security in-
3 formation or non-public information, or through the
4 loss or degradation of departmental resources, capa-
5 bilities, and functions.

6 “(7) RESEARCH AND DEVELOPMENT.—

7 “(A) IN GENERAL.—The term ‘research
8 and development’ means all research activities,
9 both basic and applied, and all development ac-
10 tivities.

11 “(B) DEVELOPMENT.—The term ‘develop-
12 ment’ means experimental development.

13 “(C) EXPERIMENTAL DEVELOPMENT.—
14 The term ‘experimental development’ means
15 creative and systematic work, drawing upon
16 knowledge gained from research and practical
17 experience, which—

18 “(i) is directed toward the production
19 of new products or processes or improving
20 existing products or processes; and

21 “(ii) like research, will result in gain-
22 ing additional knowledge.

23 “(D) RESEARCH.—The term ‘research’—

8

1 “(i) means a systematic study directed
2 toward fuller scientific knowledge or under-
3 standing of the subject studied; and

4 “(ii) includes activities involving the
5 training of individuals in research tech-
6 niques if such activities—

7 “(I) utilize the same facilities as
8 other research and development activi-
9 ties; and

10 “(II) are not included in the in-
11 struction function.

12 “(8) UNITED STATES RESEARCH COMMU-
13 NITY.—The term ‘United States research commu-
14 nity’ means—

15 “(A) research and development centers of
16 Executive agencies;

17 “(B) private research and development
18 centers in the United States, including for-prof-
19 it and nonprofit research institutes;

20 “(C) research and development centers at
21 institutions of higher education (as defined in
22 section 101(a) of the Higher Education Act of
23 1965 (20 U.S.C. 1001(a)));


1 “(D) research and development centers of
2 States, United States territories, Indian tribes,
3 and municipalities;

4 “(E) government-owned, contractor-oper-
5 ated United States Government research and
6 development centers; and

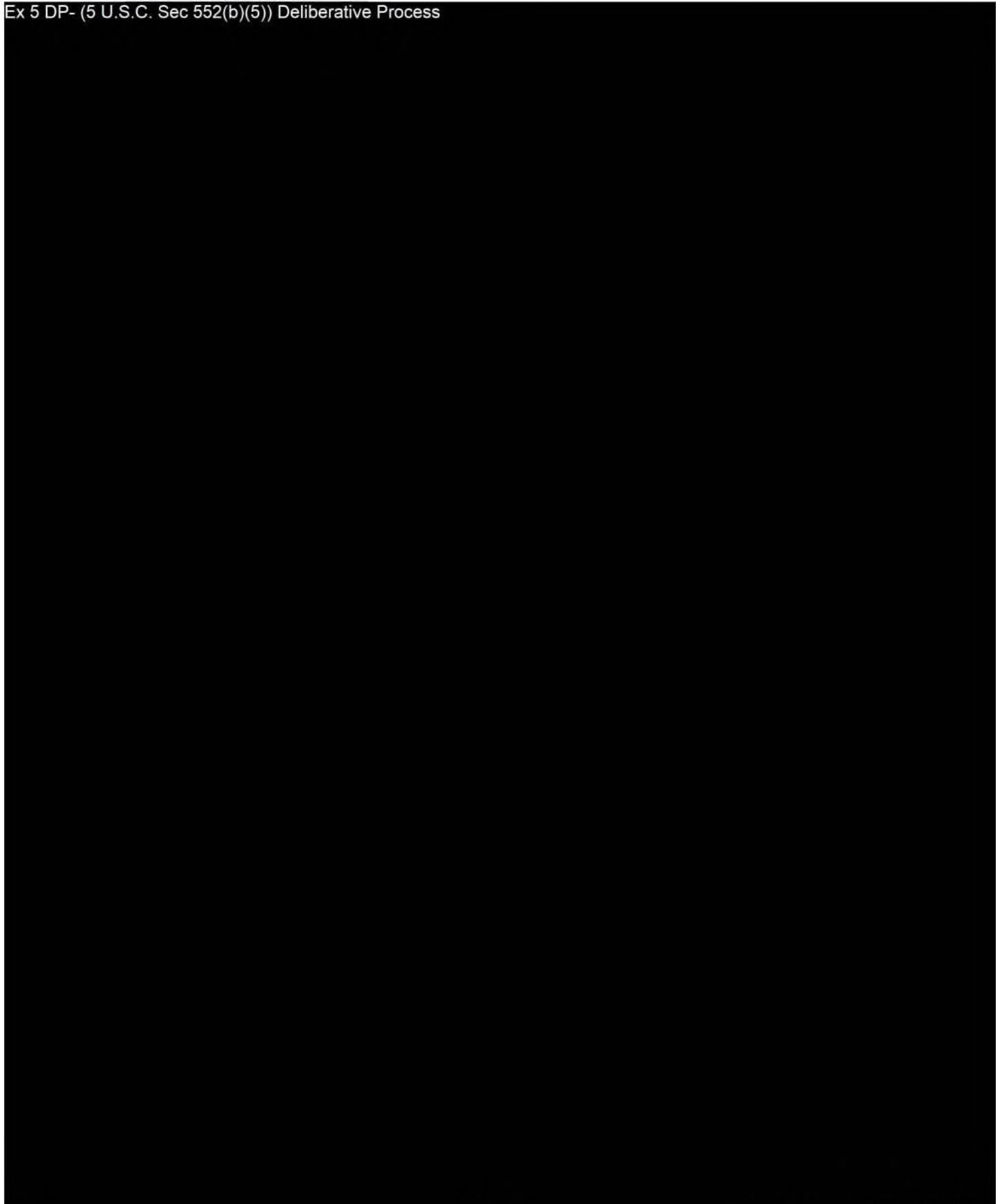
7 “(F) any person (regardless of position or role)
 conducting federally fund-
8 ed research or receiving Federal research grant
9 funding.

10 **“§ 7902. Federal Research Security Council establish-**

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14

1 “(D) The Department of Homeland Security.
2

3 “(E) The Office of the Director of National Intelligence, including the National Counterintelligence and Security Center.
4

5 “(F) The Department of Justice, including the Federal Bureau of Investigation.
6

7 “(G) The Department of Energy.
8

9 “(H) The Department of Commerce, including the National Institute of Standards and Technology.
10

11 “(I) The Department of Health and Human Services, including the National Institutes of Health.
12

13 “(J) The Department of State.
14

15 “(K) The Department of Transportation.
16

17 “(L) The National Aeronautics and Space Administration.
18

19 “(M) The National Science Foundation.
20

21 “(N) The Department of Education.
22

23 “(O) The Small Business Administration.
24

25 “(P) The Council of Inspectors General on Integrity and Efficiency.
26

27 “(Q) Other Executive agencies, as determined by the Chairperson of the Council.
28

15

1 “(2) LEAD REPRESENTATIVES.—

2 “(A) DESIGNATION.—Not later than 45
3 days after the date of the enactment of this
4 chapter, the head of each agency represented on
5 the Council shall designate a representative of
6 that agency as the lead representative of the
7 agency on the Council.

8 “(B) FUNCTIONS.—The lead representa-
9 tive of an agency designated under subpara-
10 graph (A) shall ensure that appropriate per-
11 sonnel, including leadership and subject matter
12 experts of the agency, are aware of the business
13 of the Council.

14 “(c) CHAIRPERSON.—

15 “(1) DESIGNATION.—Not later than 45 days
16 after the date of the enactment of this chapter, the
17 Director of the Office of Management and Budget
18 shall designate a senior-level official from the Office
19 of Management and Budget to serve as the Chair-
20 person of the Council.

21 “(2) FUNCTIONS.—The Chairperson shall per-
22 form functions that include—

23 “(A) subject to subsection (d), developing
24 a schedule for meetings of the Council;

1 “(B) designating Executive agencies to be
2 represented on the Council under subsection
3 (b)(1)(Q);

4 “(C) in consultation with the lead rep-
5 resentative of each agency represented on the
6 Council, developing a charter for the Council;
7 and

8 “(D) not later than 7 days after comple-
9 tion of the charter, submitting the charter to
10 the appropriate congressional committees.

11 “(3) LEAD SCIENCE ADVISOR.—The Director of
12 the Office of Science and Technology Policy shall be
13 the lead science advisor to the Chairperson for pur-
14 poses of this chapter.

15 “(4) LEAD SECURITY ADVISOR.—The Director
16 of the National Counterintelligence and Security
17 Center shall be the lead security advisor to the
18 Chairperson for purposes of this chapter.


19 “(d) MEETINGS.—The Council shall meet not later
20 than 60 days after the date of the enactment of this chap-
21 ter and not less frequently than quarterly thereafter.

22 **“§ 7903. Functions and authorities**

23 “(a) ³ IN GENERAL.—The Chairperson of the Council

24 shall consider the missions and responsibilities of Council
25 members in determining the lead agencies for Council

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1 functions. The Council shall perform the following func-
2 tions:


3 “(1) Developing and implementing, across all
4 Executive agencies that award research and develop-
5 ment grants, a uniform application process for
6 grants in accordance with subsection (b). In this section, the
term “implementing” means “working with the relevant federal
agencies, through existing processes and procedures, to enable those
agencies to put in place and enforce the measures described in this
section.” The term “uniform application process” means a process
employed by federal science agencies to maximize the collection of
information regarding applicants and applications as determined by the
Council.

7 “(2) ⁵Developing
8 recommendations for a regular reporting process for
identifying persons
9 participating in federally funded research and devel-
10 opment .

11 “(3) Identifying or developing criteria, in ac-
12 cordance with subsection (c), for sharing and receiv-
13 ing information with respect to Federal research se-
14 curity risks in order to mitigate such risks with—

15 “(A) members of the United States re-
16 search community; and

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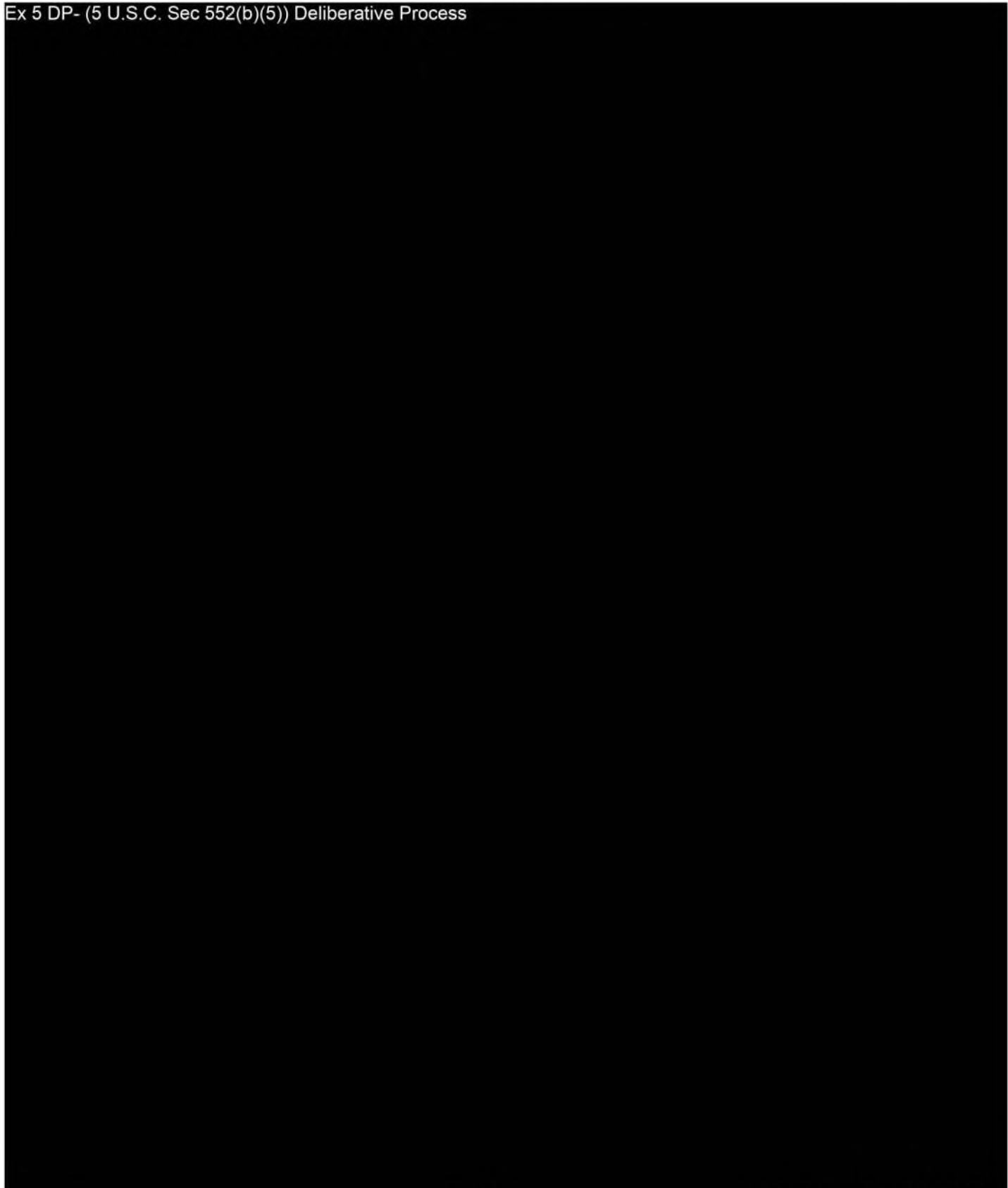
17 “(B) other persons participating in feder-
18 ally funded research and development.

19 “(4) Identifying an appropriate Executive agen-
20 cy—

21 “(A) to accept and protect information
22 submitted by Executive agencies and non-Fed-

- 1 eral entities based on the processes established
- 2 under paragraphs (1) ⁶; and

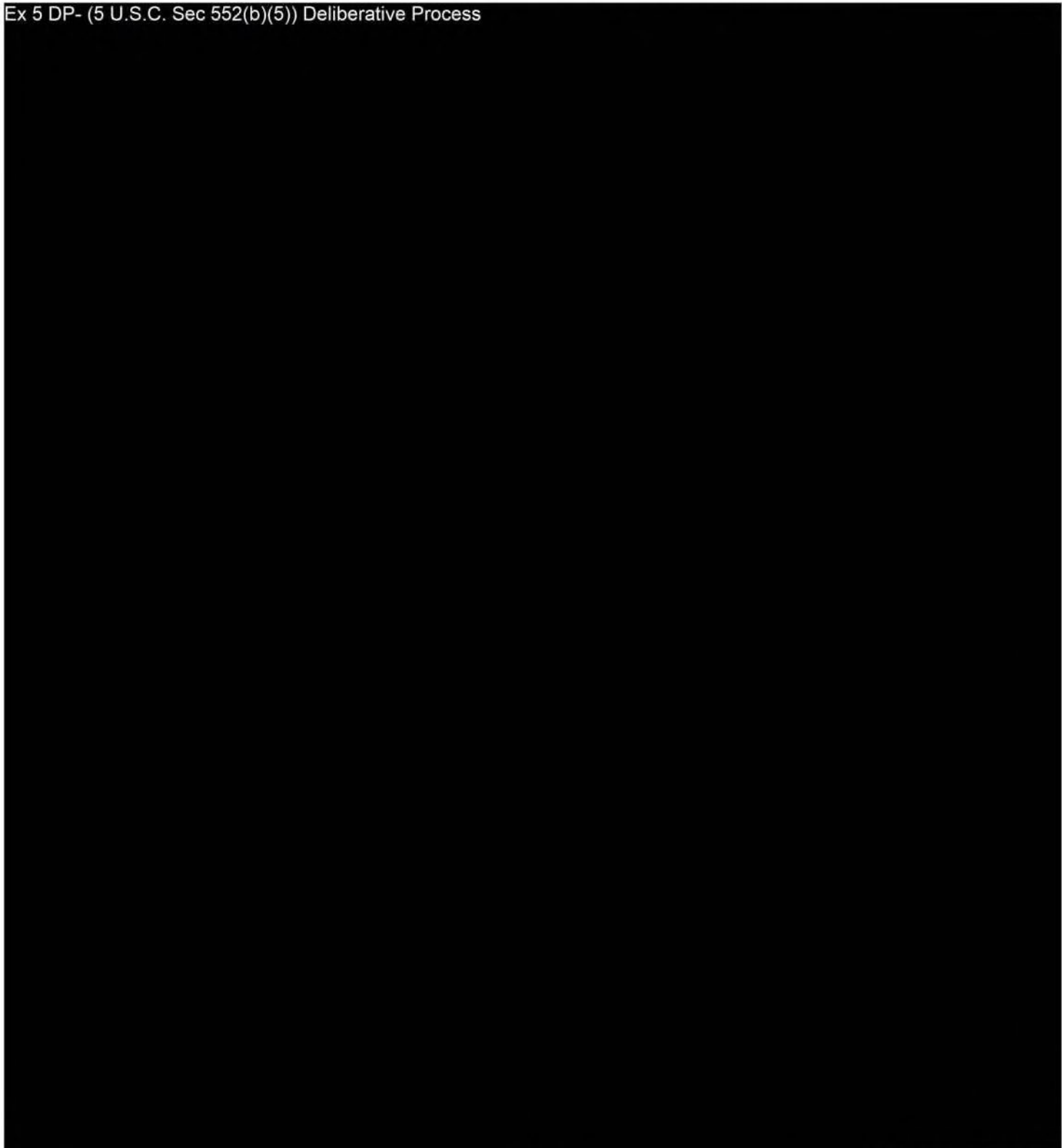
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3 “(B) to facilitate the sharing of informa-
4 tion received under subparagraph (A) to sup-
5 port, as consistent with Federal law

6 “(i) oversight of federally funded re-

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7 search and development;

8 “(ii) criminal and civil investigations
9 of misappropriated Federal funds, re-
10 sources, and information; and

11 “(iii) counterintelligence investiga-
12 tions.

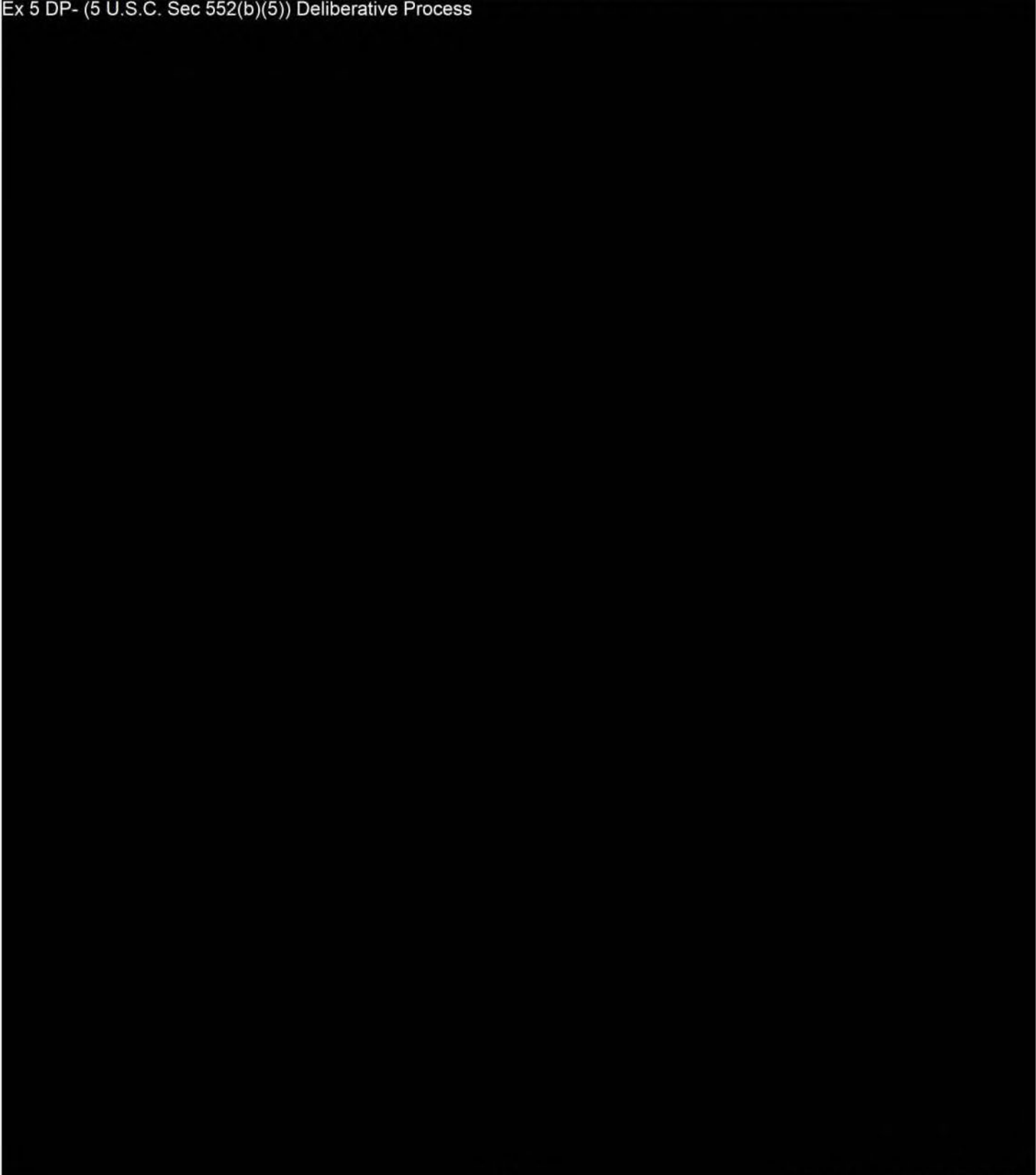
13 “(5) Identifying, as appropriate, Executive
14 agencies to provide—

15 “(A) shared services, such as support for
16 conducting Federal research security risk as-
17 sessments, activities to mitigate such risks, and
18 oversight and investigations with respect to
19 grants awarded by Executive agencies; and

20 “(B) common contract solutions to support
21 the verification of the identities of persons
22 participating in federally funded research and
23 development.

1 “(6) Identifying⁷ and issuing guidance, in ac-
2 cordance with subsection (d) and in coordination
3 with the National Insider Threat⁸ Task Force estab-

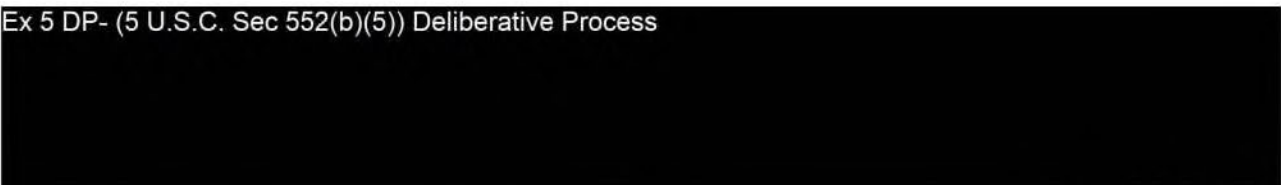
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24

4 lished by Executive Order 13587 (50 U.S.C. 3161
5 note) for expanding the scope of Executive agency
insider threat
6 programs for to include the safe-
7 guarding of sensitive information from exploitation,
8 compromise, or other unauthorized disclosure, taking
9 into account risk levels and the distinct needs, mis-
10 sions, and systems of each such agency.

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25

11 “(7) Identifying and issuing guidance for devel-
12 oping compliance and oversight programs for Execu-
13 tive agencies to ensure that research and develop-
14 ment grant recipients accurately report conflicts of
15 interest and conflicts of commitment in accordance
16 with subsection (b)(1). Such programs shall include
17 an assessment of—

26

18 “(A) a grantee’s support from foreign
19 sources and affiliations with foreign funding in-
20 stitutions or laboratories; and

21 “(B) the impact of such support and affili-
22 ations on United States national security and
23 economic interests.

1 “(8) Assessing and making recommendations
2 with respect to whether openly sharing certain types
3 of federally funded research and development has an
4 impact on
5 the economic and national security interests of the
6 United States.

7 “(9) Identifying and issuing guidance to the
8 United States research community, and other recipi-
9 ents of Federal research and development funding,
10 to ensure that such institutions and recipients adopt
11 existing best practices to reduce the risk of mis-
12 appropriation of research data.

13 “(10) Identifying and issuing guidance on addi-
14 tional steps that may be necessary to address Fed-
15 eral research security risks arising in the course of
16 Executive agencies providing shared services and
17 common contract solutions under paragraph (5)(B) to
18 include the creation of insider threat programs to detect,
19 deter, and mitigate insider threats, including the
20 safeguarding of sensitive and classified information from
21 exploitation, compromise, or other unauthorized disclosure.,.

28

17 “(11) Engaging with the United States re-
18 search community in performing the functions de-
19 scribed in paragraphs (1), (2), and (3) and with re-
20 spect to issues relating to Federal research security
21 risks.

22 “(12) Carrying out such other functions, as
 consistent with Federal law

23 , that are necessary to re-
24 duce Federal research security risks.

1 “(b)⁹ REQUIREMENTS FOR UNIFORM GRANT APPLI-

2 CATION PROCESS.—In developing the uniform application

3 process for Federal research and development grants re-

4 quired under subsection (a)(1), the Council shall—

5 “(1) ensure that the process—

6 “(A) requires principal investigators, co-

7 principal investigators, and senior personnel as-

8 sociated with the proposed Federal research or

9 development grant project—

10 “(i) to disclose biographical informa-


11 tion, all affiliations, including any foreign

12 military, foreign government-related orga-

13 nizations, and foreign-funded institutions,

14 and all current and pending support, in-

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30

15 cluding from foreign institutions, foreign
16 governments, or foreign laboratories, and
17 all support received from foreign sources;
18 and

19 “(ii) to certify the accuracy of the re-
20 quired disclosures under penalty of per-
21 jury; and

22 “(B) uses a machine-readable application
23 form to assist in identifying fraud and ensuring
24 the eligibility of applicants;

25 “(2) design the process—

1 “(A) to reduce the administrative burden
2 on persons applying for Federal research and
3 development funding; and

4 “(B) to promote information sharing
5 across the United States research community,
6 while safeguarding sensitive information; and

7 “(3) complete the process not later than 1 year
8 after the date of the enactment of the Safeguarding
9 American Innovation Act.

10 “(C) REQUIREMENTS FOR INFORMATION SHARING

11 CRITERIA.—In identifying or developing criteria and pro-
12 cedures for sharing information with respect to Federal
13 research security risks under subsection (a)(3), the Coun-
14 cil shall ensure that such criteria address, at a min-
15 imum—

16 “(1) the information to be shared;

17 “(2) the circumstances under which sharing is
18 mandated or voluntary;

19 “(3) the circumstances under which it is appro-
20 priate for an Executive agency to rely on informa-
21 tion made available through such sharing in exer-
22 cising the responsibilities and authorities of the
23 agency under applicable laws relating to the award
24 of grants;

1 “(4) the procedures for protecting intellectual
2 capital that may be present in such information; and

3 “(5) appropriate privacy protections for persons
4 involved in Federal research and development.

5 “(d) REQUIREMENTS FOR INSIDER THREAT PRO-
6 GRAM GUIDANCE.—In identifying or developing guidance
7 with respect to insider threat programs under subsection
8 (a)(6), the Council shall ensure that such guidance pro-
9 vides for, at a minimum—

10 “(1) such programs—

11 “(A) to deter, detect, and mitigate insider
12 threats; and

13 “(B) to leverage counterintelligence, secu-
14 rity, information assurance, and other relevant
15 functions and resources to identify and counter
16 insider threats; and

17 “(2) the development of an integrated capability
18 to monitor and audit information for the detection
19 and mitigation of insider threats, including
20 through—

21 “(A) monitoring user activity on computer
22 networks controlled by recipients of Federal research
and development funding;

23 “(B) providing employees of these agencies
with awareness training with respect

1 to insider threats and the responsibilities of em-
2 ployees to report such threats;

3 “(C) gathering information for a central-
4 ized analysis, reporting, and response capa-
5 bility; and

6 “(D) information sharing to aid in track-
7 ing the risk individuals may pose while moving
8 across programs and affiliations;

9 “(3) the development and implementation of
10 policies and procedures under which the insider
11 threat program of recipients of Federal research and
development funding accesses,
12 shares, and integrates information and data derived
13 from offices within the entity and shares insider threat
information with the Executive Agency research sponsors;

14 “(4) the designation of senior officials with au-
15 thority to provide management, accountability, and
16 oversight of the insider threat program of the recipients
of Federal research and development funding and to make
resource recommendations
17 to the appropriate officials; and

18 “(5) such additional guidance as is necessary to
19 reflect the distinct needs, missions, and systems of
20 each recipient of Federal research and development funding.

21 “(e) ISSUANCE OF WARNINGS RELATING TO RISKS
22 AND VULNERABILITIES IN INTERNATIONAL SCIENTIFIC
23 COOPERATION.—

1 “(1) IN GENERAL.—The Council, in conjunction
2 with the lead security advisor under section
3 7902(c)(4), shall establish a process for informing
4 members of the United States research community
5 and the public, through the issuance of warnings de-
6 scribed in paragraph (2), of potential risks and
7 vulnerabilities in international scientific cooperation
8 that may undermine the integrity and security of the
9 United States research community or place at risk
10 any federally funded research and development.

11 “(2) CONTENT.—A warning described in this
12 paragraph shall include, to the extent the Council
13 considers appropriate, a description of—

14 “(A) activities by the national government,
15 local governments, research institutions, or uni-
16 versities of a foreign country—

17 “(i) to exploit, interfere, or undermine
18 research and development by the United
19 States research community; or

20 “(ii) to misappropriate scientific
21 knowledge resulting from federally funded
22 research and development;

23 “(B) efforts by strategic competitors to ex-
24 ploit the research enterprise of a foreign coun-
25 try that may place at risk—

35

1 “(i) the science and technology of that
2 foreign country; or

3 “(ii) federally funded research and de-
4 velopment; and

5 “(C) practices within the research enter-
6 prise of a foreign country that do not adhere to
7 the United States scientific values of openness,
8 transparency, reciprocity, integrity, and merit-
9 based competition.

10 “(f) PROGRAM OFFICE AND COMMITTEES.—The
11 interagency working group established under section 1746
12 of the National Defense Authorization Act for Fiscal Year
13 2020 (Public Law 116-92) shall be a working group under
14 the Council performing duties authorized under such sec-
15 tion and as directed by the Council. The Council shall use
16 any findings or work product, existing or forthcoming, by
17 such working group. The Council may also establish a pro-
18 gram office and any committees, working groups, or other
19 constituent bodies the Council deems appropriate, in its
20 sole and unreviewable discretion, to carry out its func-
21 tions.

22 “(g) EXCLUSION ORDERS.—To reduce Federal re-
23 search security risk, the Interagency Suspension and De-
24 barment Committee shall provide quarterly reports to the
25 Council that detail—

1 “(1) the number of ongoing investigations by
2 Council Members related to Federal research secu-
3 rity that may result, or have resulted, in agency pre-
4 notice letters, suspensions, proposed debarments,
5 and debarments;

6 “(2) Federal agencies’ performance and compli-
7 ance with interagency suspensions and debarments;

8 “(3) efforts by the Interagency Suspension and
9 Debarment Committee to mitigate Federal research
10 security risk;

11 “(4) proposals for developing a unified Federal
12 policy on suspensions and debarments; and

13 “(5) other current suspension and debarment
related issues.

(h) Nothing in this section shall be construed to alter or diminish the authority of any federal agency or to alter any procedural requirements or remedies that were in place prior to the date of enactment of this Act.

14

15

16 “§ 7904. Strategic plan

17 “(a) IN GENERAL.—Not later than 270 days after
18 the date of the enactment of this chapter, the Council shall
19 develop a strategic plan for addressing Federal research
20 security risks and for managing such risks, that in-
21 cludes—

22 “(1) the criteria and processes required under
23 section 7903(a), including a threshold and require-
24 ments for sharing relevant information about such

25 risks with all Executive agencies and, as appro-

1 piate, with other Federal entities, foreign govern-
2 ments, and non-Federal entities;

3 “(2) an identification of existing authorities for
4 addressing such risks;

5 “(3) an identification and promulgation of best
6 practices and procedures, and an identification of
7 available resources, for Executive agencies to assess
8 and mitigate such risks;

9 “(4) recommendations for any legislative, regu-
10 latory, or other policy changes to improve efforts to
11 address such risks;

12 “(5) recommendations for any legislative, regu-
13 latory, or other policy changes to incentivize the
14 adoption of best practices for avoiding and miti-
15 gating Federal research security risks by the United
16 States research community and key United States
17 foreign research partners;

18 “(6) an evaluation of the effect of implementing
19 new policies or procedures on existing Federal grant
20 processes, regulations, and disclosures of conflicts of
21 interest and conflicts of commitment;

22 “(7) a plan for engaging with Executive agen-
23 cies, the private sector, and other nongovernmental
24 stakeholders to address such risks and share infor-

1 information between Executive agencies, the private sec-
2 tor, and nongovernmental stakeholders; and

3 “(8) a plan for identification, assessment, miti-
4 gation, and vetting of Federal research security
5 risks.

6 “(b) SUBMISSION TO CONGRESS.—Not later than 7
7 calendar days after completion of the strategic plan re-
8 quired by subsection (a), the Chairperson of the Council
9 shall submit the plan to the appropriate congressional
10 committees.

11 “§ 7905. Annual report

12 “Not later than November 15 of each year, the Chair-
13 person of the Council shall submit a report to the appro-
14 priate congressional committees that describes—

15 “(1) the activities of the Council during the
16 preceding fiscal year; and

17 “(2) the progress made toward implementing
18 the strategic plan required under section 7904 after
19 such plan has been submitted to Congress.

20 “§ 7906. Requirements for Executive agencies

21 “(a) IN GENERAL.—The head of each Executive
22 agency on the Council shall be responsible for—

23 “(1) assessing Federal research security risks
24 posed by persons participating in federally funded
25 research and development;

1 “(2) avoiding or mitigating such risks, as ap-
2 propriate and consistent with the standards, guide-
3 lines, requirements, and practices identified by the
4 Council under section 7903(a);

5 “(3) prioritizing Federal research security risk
6 assessments conducted under paragraph (1) based
7 on the applicability and relevance of the research
8 and development to the national security and eco-
9 nomic competitiveness of the United States; and

10 “(4) ensuring that all agency initiatives impact-
11 ing Federally funded research grant making policy
12 and management to protect the national and eco-
13 nomic security interests of the United States are in-
14 tegrated with the activities of the Council.

15 “(b) INCLUSIONS.—The responsibility of the head of
16 an Executive agency for assessing Federal research secu-
17 rity risk described in subsection (a) includes—

18 “(1) developing an overall Federal research se-
19 curity risk management strategy and implementation
20 plan and policies and processes to guide and govern
21 Federal research security risk management activities
22 by the Executive agency;

23 “(2) integrating Federal research security risk
24 management practices throughout the lifecycle of the
25 grant programs of the Executive agency;

1 “(3) sharing relevant information with other
2 Executive agencies, as determined appropriate by
3 the Council in a manner consistent with section
4 7903; and

5 “(4) reporting on the effectiveness of the Fed-
6 eral research security risk management strategy of
7 the Executive agency consistent with guidance issued
8 by the Office of Management and Budget and the
9 Council.”.

10 (b) CLERICAL AMENDMENT.—The table of chapters
11 at the beginning of title 31, United States Code, is amend-
12 ed by inserting after the item relating to chapter 77 the
13 following new item:

 “79. Federal Research Security Council.....7901.”.

14 **SEC. 4. FEDERAL GRANT APPLICATION FRAUD.**

15 (a) IN GENERAL.—Chapter 47 of title 18, United
16 States Code, is amended by adding at the end the fol-
17 lowing:

18 **“§ 1041. Federal grant application fraud**

19 “(a) DEFINITIONS.—In this section:

20 “(1) FEDERAL AGENCY.—The term ‘Federal
21 agency’ has the meaning given the term ‘agency’ in
22 section 551 of title 5, United States Code.

23 “(2) FEDERAL GRANT.—The term ‘Federal
24 grant’—

1 “(A) means a grant or cooperative
agreement awarded by a Federal

2 agency;

3 “(B) includes a subgrant awarded by a
4 non-Federal entity to carry out a Federal grant
5 program; and

6 “(C) does not include—

7 “(i) direct United States Government
8 cash assistance to an individual;

9 “(ii) a subsidy;

10 “(iii) a loan;

11 “(iv) a loan guarantee; or

12 “(v) insurance.

13 “(3) FEDERAL GRANT APPLICATION.—The
14 term ‘Federal grant application’ means an applica-
15 tion for a Federal grant.

16 “(4) FOREIGN COMPENSATION.—The term ‘for-
17 eign compensation’ means a title, monetary com-
18 pensation, access to a laboratory or other resource,
19 or other benefit received from—

20 “(A) a foreign government;

21 “(B) a foreign government institution; or

22 “(C) a foreign public enterprise.

23 “(5) FOREIGN GOVERNMENT.—The term ‘for-
24 eign government’ includes a person acting or pur-
25 porting to act on behalf of—

1 “(A) a faction, party, department, agency,
2 bureau, subnational administrative entity, or
3 military of a foreign country; or

4 “(B) a foreign government or a person
5 purporting to act as a foreign government, re-
6 gardless of whether the United States recog-
7 nizes the government.

8 “(6) FOREIGN GOVERNMENT INSTITUTION.—
9 The term ‘foreign government institution’ means a
10 foreign entity owned by, subject to the control of, or
11 subject to regulation by a foreign government.

12 “(7) FOREIGN PUBLIC ENTERPRISE.—The term
13 ‘foreign public enterprise’ means an enterprise over
14 which a foreign government directly or indirectly ex-
15 ercises a dominant influence.

16 “(8) LAW ENFORCEMENT AGENCY.—The term
17 ‘law enforcement agency’—

18 “(A) means a Federal, State, local, or
19 Tribal law enforcement agency; and

20 “(B) includes—

21 “(i) the Office of Inspector General of
22 an establishment (as defined in section 12
23 of the Inspector General Act of 1978 (5
24 U.S.C. App.)) or a designated Federal en-
25 tity (as defined in section 8G(a) of the In-

1 spectator General Act of 1978 (5 U.S.C.
2 App.)); and

3 “(ii) the Office of Inspector General,
4 or similar office, of a State or unit of local
5 government.

6 “(9) OUTSIDE COMPENSATION.—The term ‘out-
7 side compensation’ means any compensation, re-
8 source, or support regardless of monetary value
9 made available to the applicant in support of or re-
10 lated to any research endeavor, including, but not
11 limited to, a title, research grant, cooperative agree-
12 ment, contract, institutional award, access to a lab-
13 oratory, or other resource, including, but not limited
14 to, materials, travel compensation, or work incen-
15 tives.

16 “(b) PROHIBITION.—It shall be unlawful for any in-
17 dividual to knowingly—

18 “(1) prepare or submit a Federal grant applica-
19 tion that fails to disclose the receipt of any outside
20 compensation, including foreign compensation, by
21 the individual;

22 “(2) forge, counterfeit, or otherwise falsify a
23 document for the purpose of obtaining a Federal
24 grant; or

1 “(3) prepare, submit, or assist in the prepara-
2 tion or submission of a Federal grant application or
3 document in connection with a Federal grant appli-
4 cation that—

5 “(A) contains a false statement;

6 “(B) contains a material misrepresenta-
7 tion;

8 “(C) has no basis in law or fact; or

9 “(D) fails to disclose a material fact.

10 “(c) EXCEPTION.—Subsection (b) does not apply to
11 an activity—

12 “(1) carried out in connection with a lawfully
13 authorized investigative, protective, or intelligence
14 activity of—

15 “(A) a law enforcement agency; or

16 “(B) a Federal intelligence agency; or

17 “(2) authorized under chapter 224.

18 “(d) PENALTY.—Any individual who violates sub-
19 section (b)—

20 “(1) shall be fined in accordance with this title,
21 imprisoned for not more than 5 years, or both; and

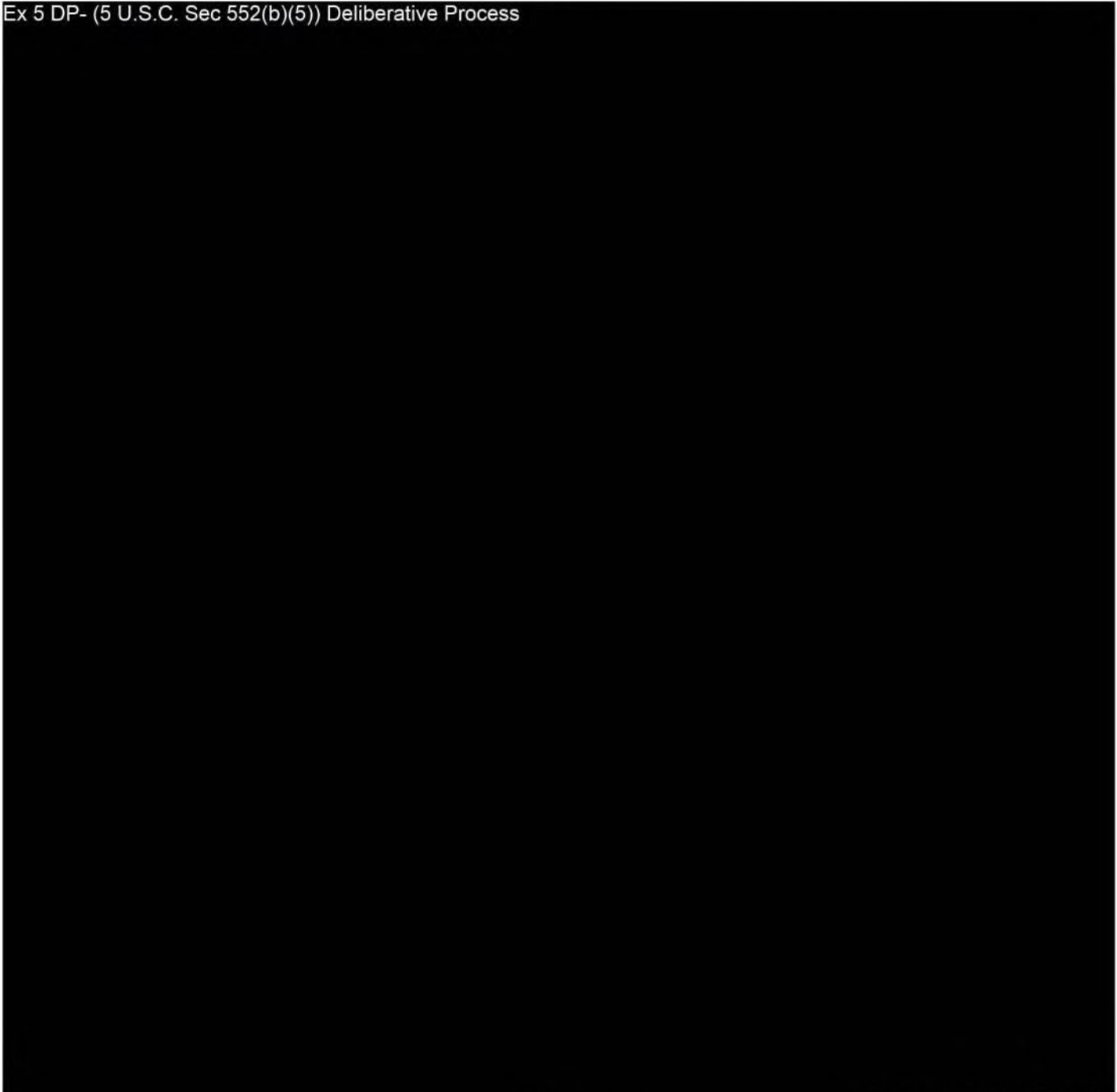
22 “(2) shall be prohibited from receiving a Fed-
23 eral grant during the 5-year period beginning on the
24 date on which a sentence is imposed on the indi-
25 vidual under paragraph (1).”.

1 (b) CLERICAL AMENDMENT.—The table of sections
2 for chapter 47 of title 18, United States Code, is amended
3 by adding at the end the following:

“1041. Federal grant application fraud.”.

4 SEC. 5. RESTRICTING THE ACQUISITION OF GOODS, TECH-
5 NOLOGIES, AND SENSITIVE INFORMATION TO
6 CERTAIN ALIENS.¹⁰

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



47

7 (a) GROUNDS OF INADMISSIBILITY.—Section
8 212(a)(3)(A)(i) of the Immigration and Nationality Act
9 (8 U.S.C. 1182(a)(3)(A)(i)) is amended to read as follows:


10 “(i) any activity—

11 “(I) to violate any law of the
12 United States relating to espionage or
13 sabotage;

14 “(II) to violate or evade any law
15 prohibiting the export from the
16 United States of goods, technologies,
17 or sensitive information; or

18 “(III) to acquire export-con-
19 trolled goods, technologies, or sen-
20 sitive information (notwithstanding
21 any exclusions for items not normally
22 subject to export controls) if the Sec-
23 retary of State has determined that
24 the acquisition of those goods, tech-
25 nologies, or sensitive information by a

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



1 category of aliens that includes such
2 alien would be contrary to an
3 articulable national security (including
4 economic security) interest of the
5 United States;”.

6 (b) DETERMINING FACTORS.—

7 (1) IN GENERAL.—In
8 determining whether an alien is included in a cat-
9 egory of aliens that may be inadmissible under sec-
10 tion 212(a)(3)(A)(i)(III) of the Immigration and
11 Nationality Act, as amended by subsection (a), offi-
12 cials of the Department of State shall—

13 (A) seek advice and assistance from offi-
14 cials at the Office of the Director of National
15 Intelligence, the Office of Science and Tech-
16 nology Policy, the Department of Health and
17 Human Services, the Department of Defense,
18 the Department of Homeland Security, the De-
19 partment of Energy, the Department of Com-
20 merce, and other appropriate Federal agencies;

21 (B) consider factors such as the alien’s
22 past or likely employment or cooperation with—

23 (i) foreign military and security re-
24 lated organizations that are adversarial to
25 the United States;

1 (ii) foreign institutions involved in the
2 theft of United States research;

3 (iii) entities involved in export control
4 violations or the theft of intellectual prop-
5 erty; and

6 (iv) a government that seeks to under-
7 mine the integrity and security of the
8 United States research community; and

9 (C) weigh the proportionality of risk for
10 the factors listed in subparagraph (B).

11 (2) MACHINE-READABLE DOCUMENTS.—Not
12 later than 1 year after the date of the enactment of
13 this Act, the Secretary of State shall—

14 (A) use a machine-readable visa applica-
15 tion form; and

16 (B) make available documents submitted in
17 support of a visa application in a machine read-
18 able format to assist in—

19 (i) identifying fraud;

20 (ii) conducting lawful law enforcement
21 activities; and

22 (iii) determining the eligibility of ap-
23 plicants for a visa under the Immigration
24 and Nationality Act (8 U.S.C. 1101 et
25 seq.).

1 (c) REPORTING REQUIREMENT.—Not later than
2 one year after the date of the enactment of this Act, and annu-
3 ally thereafter, the Secretary of State, in coordination with
4 the Director of National Intelligence, the Director of the
5 Office of Science and Technology Policy, the Secretary of
6 Homeland Security, the Secretary of Defense, the Sec-
7 retary of Energy, the Secretary of Commerce, and the
8 heads of other appropriate Federal agencies, shall submit
9 a report to Congress that identifies—

10 (1) the criteria used to describe the category of
11 aliens to which such section 212(a)(3)(A)(i)(III)
12 may apply; and

13 (2) the number of individuals determined to be
14 inadmissible under such section 212(a)(3)(A)(i)(III),
15 including the nationality of each such individual.

16 (d) CLASSIFICATION OF ANNUAL REPORT.—Each
17 annual report required under subsection (c) shall be sub-
18 mitted, to the extent practicable, in an unclassified form,
19 but may be accompanied by a classified appendix detailing
20 the criteria used to describe the category of aliens to which
21 such section 212(a)(3)(A)(i)(III) applies if the Secretary
22 of State determines that such action—

23 (1) is in the national security and economic se-
24 curity interests of the United States; or

1 (2) is necessary to further the purposes of this
2 Act.

3 (e) REPORT.—Not later than 45 days after date of
4 the enactment of this Act, the Secretary of State shall sub-
5 mit a report to the Committee on Homeland Security and
6 Governmental Affairs of the Senate, the Committee on
7 Commerce, Science, and Transportation of the Senate, the
8 Select Committee on Intelligence of the Senate, the Com-
9 mittee on Foreign Relations of the Senate; the Committee
10 on Oversight and Reform of the House of Representatives,
11 the Committee on Homeland Security of the House of
12 Representatives, the Committee on Energy and Commerce
13 of the House of Representatives, the Permanent Select
14 Committee on Intelligence of the House of Representa-
15 tives, and the Committee on Foreign Affairs of the House
16 of Representatives that—

17 (1) describes how supplementary documents
18 provided by a visa applicant in support of a visa ap-
19 plication are stored and shared by the Department
20 of State with authorized Federal agencies;

21 (2) identifies the sections of a visa application
22 that are machine-readable and the sections that are
23 not machine-readable;

24 (3) provides cost estimates, including personnel
25 costs and a cost-benefit analysis for adopting dif-

1 ferent technologies, including optical character rec-
2 ognition, for—

3 (A) making every element of a visa appli-
4 cation, and documents submitted in support of
5 a visa application, machine-readable; and

6 (B) ensuring that such system—

7 (i) protects personally-identifiable in-
8 formation; and

9 (ii) permits the sharing of visa infor-
10 mation with Federal agencies in accord-
11 ance with existing law; and

12 (4) includes an estimated timeline for com-
13 pleting the implementation of subsection (b)(2).

14 **SEC. 6. LIMITATIONS ON EDUCATIONAL AND CULTURAL EX-**
15 **CHANGE PROGRAMS.**

16 Section 102(b)(5) of the Mutual Educational and
17 Cultural Exchange Act of 1961 (22 U.S.C. 2452(b)(5))
18 is amended by striking the semicolon at the end and in-
19 serting the following: “by developing exchange programs
20 for foreign researchers and scientists, while protecting
21 technologies regulated by export control laws important to
22 the national security and economic interests of the United
23 States, including requiring sponsors—

24 “(A) to disclose to the Department of
25 State whether an exchange visitor, as a primary

1 part of his or her exchange program, will have
2 released to them controlled technology or tech-
3 nical data regulated by export control laws at
4 sponsor organizations through research activi-
5 ties, lectures, course work, sponsor employees,
6 officers, agents, third parties at which the spon-
7 sor places the exchange visitor, volunteers, or
8 other individuals or entities associated with a
9 sponsor's administration of the exchange visitor
10 program;

11 "(B) to provide a plan to the Department
12 of State that establishes appropriate program
13 safeguards to prevent the unauthorized release
14 of controlled technology or technical data regu-
15 lated by export control laws at sponsor organi-
16 zations or through their employees, officers,
17 agents, third parties, volunteers, or other indi-
18 viduals or entities associated with a sponsor's
19 administration of the exchange visitor program;
20 and

21 "(C) to demonstrate, to the satisfaction of
22 the Secretary of State, that programs that will
23 release controlled technology or technical data
24 to an exchange visitor at the sponsor organiza-
25 tion through exchange visitor programs have re-

1 ceived appropriate authorization from the De-
2 partment of State, the Department of Com-
3 merce, other cognizant Federal agency before
4 the sponsor releases controlled technology or
5 technical data;”.

6 **SEC. 7. AMENDMENTS TO DISCLOSURES OF FOREIGN**
7 **GIFTS.¹¹**


8 Section 117 of the Higher Education Act of 1965 (20
9 U.S.C. 1011f) is amended—

10 (1) by amending subsection (a) to read as fol-
11 lows:

12 “(a) **DISCLOSURE REPORT.**—

13 “(1) **IN GENERAL.**—An institution shall file a
14 disclosure report with the Secretary of Education not
 later than

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



55

15 March 31 occurring after—

16 “(A) the calendar year in which a foreign
17 source gains ownership of, or control over, the
18 institution; or

19 “(B) the calendar year in which the insti-
20 tution receives a gift from, or enters into a con-
21 tract with, a foreign source, the value of which
22 is \$50,000 or more, considered alone or in com-
23 bination with all other gifts from or contracts
24 with that foreign source within a calendar year.

1 “(2) REVISIONS; UPDATES.—The Secretary
2 shall permit institutions to revise and update disclo-
3 sure reports previously filed to ensure accuracy,
4 compliance, and the ability to cure.”;

5 (2) by amending subsection (b) to read as fol-
6 lows:

7 “(b) CONTENTS OF REPORT.—Each report to the
8 Secretary required by this section shall contain the fol-
9 lowing:

10 “(1) For gifts received from or contracts en-
11 tered into with a foreign source other than a foreign
12 government, the aggregate dollar amount of such
13 gifts and contracts attributable to a particular coun-
14 try and the legal or formal name of the foreign
15 source. The country to which a gift is attributable
16 is the country of citizenship, or if unknown, the
17 principal residence for a foreign source who is a nat-
18 ural person, and the country of incorporation, or if
19 unknown, the principal place of business, for a for-
20 eign source which is a legal entity.

21 “(2) For gifts received from or contracts en-
22 tered into with a foreign government, the aggregate
23 amount of such gifts and contracts received from
24 each foreign government.

1 “(3) In the case of an institution which is
2 owned or controlled by a foreign source, the identity
3 of the foreign source, the date on which the foreign
4 source assumed ownership or control, and any
5 changes in program or structure resulting from the
6 change in ownership or control.

7 “(4) An assurance that the institution will
8 maintain true copies of gift and contract agreements
9 subject to the disclosure requirements under this
10 section for at least the duration of the agreement.

11 “(5) An assurance that the institution will
12 produce true copies of gift and contract agreements
13 subject to the disclosure requirements under this
14 section upon request of the Secretary during a com-
15 pliance audit or other institutional investigation.”;

16 (3) by amending subsection (e) to read as fol-
17 lows:

18 “(e) PUBLIC INSPECTION.—Not later than 30 days
19 after receiving a disclosure report under this section, the
20 Secretary shall make such report electronically available
21 to the public for downloading on a searchable database
22 under which institutions can be individually identified and
23 compared.”;

24 (4) in subsection (f), by adding at the end the
25 following:

1 “(3) FINES.—

2 “(A) IN GENERAL.—The Secretary may
3 impose a fine on any institution that repeatedly
4 fails to file a disclosure report for a receipt of
5 a gift from or contract with a foreign source in
6 accordance with subsection (a) in an amount
7 that is not more than 3 times the amount of
8 the gift or contract with the foreign source.

9 “(B) DEFINITION OF REPEATEDLY
10 FAILS.—In this paragraph, the term ‘repeatedly
11 fails’ means that the institution failed to file a
12 disclosure report for a receipt of a gift from or
13 contract with a foreign source in 3 consecutive
14 years.”;

15 (5) by amending subsection (g) to read as fol-
16 lows:

17 “(g) RULEMAKING.—

18 “(1) IN GENERAL.—Not later than 1 year after
19 the date of enactment of the Safeguarding American
20 Innovation Act, the Secretary shall issue regulations
21 to carry out this section using the negotiated rule-
22 making procedure set forth in section 492(b).

23 “(2) ELEMENTS.—Regulations issued pursuant
24 to paragraph (1) shall—

25 “(A) incorporate instructions for—

1 “(i) reporting structured gifts and
2 contracts; and

3 “(ii) reporting contracts that balances
4 the need for transparency, while protecting
5 the proprietary information of institutes of
6 higher education; and

7 “(B) clarify the definition of ‘subunit’, for
8 purposes of subsection (i)(4)(C).”;

9 (6) by redesignating subsection (h) as sub-
10 section (i);

11 (7) by inserting after subsection (g) the fol-
12 lowing:

13 “(h) TREATMENT OF TUITION PAYMENT.—A tuition
14 and related fees and expenses payment to an institution
15 by, or a scholarship from, a foreign source made on behalf
16 of a student enrolled at such institution shall not be con-
17 sidered a gift from or contract with a foreign source under
18 this section.”; and

19 (8) in subsection (i), as redesignated—

20 (A) in paragraph (3), by striking “or prop-
21 erty” and inserting “, property, re-
22 sources, or staff, including any funds provided to the
 institution and used to or designated to pay staff”; and

23 (B) in paragraph (5)(B), by inserting “in-
24 stitutes, instructional programs,” after “cen-
25 ters,”.

Sec. 8. Privacy.

60

1 Nothing in this Act may be read as affecting the rights and requirements provided in section 552a of title 5, commonly known as the Privacy Act of 1974.

FW: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

From: "Greenwald, Elyse F. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
To: "Gardiner, Kyle S. EOP/OMB" <Ex 6 - (5 Ex 6 - (5)>, "Joyce, Shannon M. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Date: Wed, 05 May 2021 15:32:43 -0400
Attachments: BILLS-116s3997rs CLEAN.docx (117.7 kB); Consolidated Interagency Comments Safeguarding American Innovation Act FINAL.docx (159.06 kB)

Hattip to Quinn for Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative in the attached. Flying fast...

From: Greenwald, Elyse F. EOP/OMB
Sent: Wednesday, May 5, 2021 2:55 PM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Dominic J. EOP/OMB Mancini <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>, <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Alex T. EOP/OMB Hunt <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)> <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: FW: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Hi Lindsay,

We're working on this larger bill and apologies if I should have looped you earlier. I only got looped yesterday and Ex 5 DP- (5 U.S.C. Sec still digesting them.

This bill, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 Of course, feel free to take a look at the rest of the bill and provide other comments. However, the deadline is **10AM TMW**.

Thanks!

From: Vaeth, Matt J. EOP/OMB
Sent: Wednesday, May 5, 2021 11:53 AM
To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Eliseo, Matthew S. EOP/OMB

Ex 6 - (5 U.S.C. Sec 552(b)(5)) > Tran, Hai M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) >
Subject: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Good morning colleagues. Wanted to provide a couple of updates regarding activity on the Safeguarding American Innovation Act (SAIA) following from our Monday discussion, and make a request as well.

1. Following from our Monday afternoon conversation, we reached out to NSC to get their feedback on SAIA. NSC/Tarun reported back that Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process the consolidated document (attached).
2. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process As of now we still understand that a markup next week is expected. (Ben please correct me if I'm wrong on this!)
3. **And now for the request:** We are seeking feedback from our OMB colleagues on edits to the current language that
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process A clean copy of the bill is attached to this note; please use that version and send along any redline changes you may recommend no later than 10AM tomorrow, as any further edits would need to be conveyed to the senate this week. Again, we've already submitted the broad comments (also attached) on this bill to the committee. The objective here Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Please send any suggested edits you may have to me by 10AM tomorrow (Thursday). We may reconvene a subset of this group tomorrow to discuss these recommended edits depending on what we receive from you.

Thanks very much for your attention to this. If you have any questions on this, please just let us know.

--Matt

RE: Meeting on Safeguarding American Innovation Act Next Steps

From: "Vaeth, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5)>
To: "Greenwald, Elyse F. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5)>, "Leon, Bryan P. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5)>
Date: Wed, 05 May 2021 15:02:01 -0400
Attachments: RE: OMB draft TA- Protecting America's Research Advantage Act (129.02 kB)

Hi Elyse.... I'm going to call you in a moment to talk through this, but this was the furthest it got last year on a slightly different version of the bill. When you see the date of the e-mail, it will make some sense. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- Thanks -- Matt

From: Greenwald, Elyse F. EOP/OMB
Sent: Wednesday, May 5, 2021 2:50 PM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Hi Matt,

I already have some redlines for you, but I was wondering Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

I'm also Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I know it's late in the game. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thank you!!

From: Greenwald, Elyse F. EOP/OMB
Sent: Wednesday, May 5, 2021 12:18 PM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Thanks Matt for the special flag!

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Vaeth, Matt J. EOP/OMB
Sent: Wednesday, May 5, 2021 12:14 PM
To: Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Hi Elyse, just wanted to flag the note I just sent actively seeking your redlines!

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

I know this is a place you've been before, even if it's a little frustrating. :)

Let us know if you have any questions on this. Thanks very much -- Matt

From: Vaeth, Matt J. EOP/OMB
Sent: Tuesday, May 4, 2021 1:17 PM
To: Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Thanks Elyse, not yet for today. Perhaps tomorrow but will keep you posted.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Will let you know when there is more to update on this but appreciate you all having suggestions... if you have proposed redlines ready to go at that point, that would be excellent.

Thanks -- Matt

From: Greenwald, Elyse F. EOP/OMB
Sent: Tuesday, May 4, 2021 1:16 PM
To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>

<Ex 6 - (5 U.S.C. Ex 6 - (5

Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

This has been really helpful, so thank you again. Is there another call set for today? Ex 5 DP- (5

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5

Thank you all!

From: Leon, Bryan P. EOP/OMB

Sent: Monday, May 3, 2021 4:06 PM

To: Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process>; Vaeth, Matt J. EOP/OMB

<Ex 6 - (5 U.S.C. Ex 6 - (5

Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Apologies. This is the document I had intended to attach. This one has the bill, overlaid with interagency comments.

From: Greenwald, Elyse F. EOP/OMB

Sent: Monday, May 3, 2021 3:56 PM

To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5

<Ex 6 - (5 U.S.C. Ex 6 - (5

Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Thank you Bryan! Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I really apologize as I admit someone in my shop should be able to put their hands on this easily!

From: Leon, Bryan P. EOP/OMB

Sent: Monday, May 3, 2021 3:54 PM

To: Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5

<Ex 6 - (5 U.S.C. Ex 6 - (5

Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Sorry for the delay. I'm having some tech issues today (very slow VPN through the laptop – but all others seem to be working fine), which has made it hard as it is already a busy day.

Attached is the bill we have been working from along with the latest that we conveyed. I'll share your request about being included in all OIRA LRMs with the division.

From: Greenwald, Elyse F. EOP/OMB

Sent: Monday, May 3, 2021 2:52 PM

To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5

Cc: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5

Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

Would you mind sending me the version of the bill that was last circulated? Ex 5 DP- (5 U.S.C.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex.

From: Vaeth, Matt J. EOP/OMB

Sent: Monday, May 3, 2021 2:42 PM

To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Thomas, Will III EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Vahlsing, Candace M. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Pasquantino, John C. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Pei, Yi EOP/OMB
<Ex 6 - (5 Ex 6 - (5 >; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; McNavage,
William EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Dorgelo, Cristin A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Collin, Victoria W. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Moncada, Kirsten J. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Hennemuth, Elizabeth I. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Ward, Benjamin A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Cc: Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Greenwald, Elyse F. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Eliseo, Matthew S. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >
<Sec 552(b)(5)>

Subject: RE: Meeting on Safeguarding American Innovation Act Next Steps

All, my sincere apologies, I got bounced out of Zoom and now cannot access Zoom at all from either my laptop or iPhone. I'm going to try and dial in.

My sincere apologies for this. So much for coming in to the NEOB today to have a more stable Zoom connection !

-----Original Appointment-----

From: Vaeth, Matt J. EOP/OMB

Sent: Friday, April 30, 2021 1:46 PM


To: Vaeth, Matt J. EOP/OMB; Leon, Bryan P. EOP/OMB; Thomas, Will III EOP/OMB; Vahlsing, Candace M. EOP/OMB; Pasquantino, John C. EOP/OMB; Shawcross, Paul J. EOP/OMB; Mok, Emily A. EOP/OMB; Pei, Yi EOP/OMB; Nassif, Rob J. EOP/OMB; McNavage, William EOP/OMB; Dorgelo, Cristin A. EOP/OMB; Collin, Victoria W. EOP/OMB; Moncada, Kirsten J. EOP/OMB; Hennemuth, Elizabeth I. EOP/OMB; Ward, Benjamin A. EOP/OMB; Welch, Lily M. EOP/OMB

Cc: Hirsch, Quinn N. EOP/OMB; Greenwald, Elyse F. EOP/OMB; Eliseo, Matthew S. EOP/OMB

Subject: Meeting on Safeguarding American Innovation Act Next Steps

When: Monday, May 3, 2021 2:30 PM-3:00 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Ex 6 - (5 U.S.C. Sec 552(b)(6))



Hi there,

Matthew Vaeth is inviting you to a scheduled ZoomGov meeting.

[Join Zoom Meeting](#)

One tap mobile: US: Ex 6 - (5 U.S.C. Sec 552(b)(6)) or
Ex 6 - (5 U.S.C. Sec 552(b)(6))

Meeting URL: Ex 6 - (5 U.S.C. Sec 552(b)(6))

Meeting ID: Ex 6 - (5

Passcode: Ex 6 - (5

Join by Telephone

For higher quality, dial a number based on your current location.

Dial:

US: Ex 6 - (5 U.S.C. Sec 552(b)(6)) or Ex 6 - (5 U.S.C. Sec 552(b)(6)) or Ex 6 - (5 U.S.C. Sec 552(b)(6)) or Ex 6 - (5 U.S.C. Sec 552(b)(6))

Meeting ID: Ex 6 - (5

Passcode: Ex 6 - (5

[International numbers](#)

Join from an H.323/SIP room system

H.323: Ex 6 - (5 (US West)
U.S.C. Sec 552(b)(6) (US East)

Meeting ID: Ex 6 - (5

Passcode: Ex 6 -

SIP: Ex 6 - (5 U.S.C. Sec 552(b)(6))

Passcode: Ex 6 -

Hello all. Wanted to round up the group on this invite to get together for an OMB conversation regarding the Safeguarding American Innovation Act.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

While not everyone appears to be available during this time slot, this looked to be the best bet to get critical mass for this discussion.

Will follow later with a Zoom invite. If you have any questions on this please let me know.

Thanks very much -- Matt

RE: OMB draft TA- Protecting America's Research Advantage Act

From: "Rodgers, Marshall J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec. x 6 - (5) >
To: "Vaeth, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5) >
Date: Fri, 13 Mar 2020 13:56:53 -0400
Attachments: Protecting America's Research Advantage Act 03 13 2020.docx (67.51 kB)

[Here's the document of consolidated views on the bill text. I added this comment](#) Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process

From: Vaeth, Matt J. EOP/OMB
Sent: Thursday, March 12, 2020 5:41 PM
To: Rodgers, Marshall J. EOP/OMB
Subject: FW: OMB draft TA- Protecting America's Research Advantage Act

From: Vaeth, Matt J. EOP/OMB
Sent: Thursday, March 12, 2020 4:55 PM
To: Mok, Emily A. EOP/OMB ; Soltis, Timothy F. EOP/OMB ; Corrigan, Patrick M. EOP/OMB
Cc: McNavage, William EOP/OMB ; Pasquantino, John C. EOP/OMB ; Shawcross, Paul J. EOP/OMB ; Black, Samuel J. EOP/OMB ; McIntyre, Natalie M. EOP/OMB
Subject: RE: OMB draft TA- Protecting America's Research Advantage Act
Emily and Bill, thank you for your work on this. For our colleagues in OFFM, Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process
by COB tomorrow.
Many thanks -- Matt

From: Mok, Emily A. EOP/OMB
Sent: Thursday, March 12, 2020 10:47 AM
To: Soltis, Timothy F. EOP/OMB ; Corrigan, Patrick M. EOP/OMB
Cc: McNavage, William EOP/OMB ; Vaeth, Matt J. EOP/OMB ; Pasquantino, John C. EOP/OMB ; Mok, Emily A. EOP/OMB ; Shawcross, Paul J. EOP/OMB ; Black, Samuel J. EOP/OMB
Subject: OMB draft TA- Protecting America's Research Advantage Act

Tim,

Per the meeting discussion yesterday, Bill McNavage and I took a first cut at Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec. 552(b)(5)) Deliberative Process
(These questions can be found at the end of the document.)

Best,

Emily

Emily Mok

OMB Science and Space Branch

From: Vaeth, Matt J. EOP/OMB
Sent: Wednesday, March 11, 2020 10:20 AM
To: Pasquantino, John C. EOP/OMB ; Lucas, Adrienne E. EOP/OMB ; Colyar, Kelly T. EOP/OMB ; Shawcross, Paul J. EOP/OMB ; McDonald, Christine A. EOP/OMB ; Regen, Heather P. EOP/OMB ; Pipan, Joseph G. EOP/OMB ; McNavage, William EOP/OMB ; Nassif, Rob J. EOP/OMB ; Sandy, Mark S. EOP/OMB ; O'Kane, Matt J. EOP/OMB ; Hennemuth, Elizabeth I. EOP/OMB ; Moncada,

Kirsten J. EOP/OMB ; Herms, Kevin W. EOP/OMB ; Hunt, Alex T. EOP/OMB ; Black, Samuel J. EOP/OMB ; Crow, Rose C. EOP/OMB ; Roy, Amanda E. EOP/OMB ; Cassell, Mary I. EOP/OMB ; Fischietto, Mary S. EOP/OMB ; Garufi, Marc A. EOP/OMB ; Stein, Nora H. EOP/OMB ; Saunders, Ruth D. EOP/OMB ; Corrigan, Patrick M. EOP/OMB ; Soltis, Timothy F. EOP/OMB ; Collins, D. Marie M. EOP/OMB ; Tran, Hai M. EOP/OMB ; Rodgers, Marshall J. EOP/OMB ; McIntyre, Natalie M. EOP/OMB ; Faezi-Marian, Farnoosh EOP/OMB ; Rosch, Stephanie D. EOP/OMB

Cc: Dick, John H. EOP/OMB

Subject: RE: HOLD for Follow-up Discussion on Sen. Portman's Protecting America's Research Advantage Act

Good morning all. In advance of our discussion this afternoon, I wanted to share some materials prepared by our colleagues in OFFM (thank you OFFM!).

This afternoon we will work **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5

However, there may be **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 When we meet later today we'll work to hammer out something that **Ex 5 DP- (5 U.S.C.**

Ex 5 DP- (5 U.S.C. Sec

Thanks all. Please let me know if you have any questions on this in the meantime.

There are **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

-----Original Appointment-----

From: Vaeth, Matt J. EOP/OMB

Sent: Tuesday, March 10, 2020 4:56 PM

To: Vaeth, Matt J. EOP/OMB; Pasquantino, John C. EOP/OMB; Lucas, Adrienne E. EOP/OMB; Colyar, Kelly T. EOP/OMB; Shawcross, Paul J. EOP/OMB; McDonald, Christine A. EOP/OMB; Regen, Heather P. EOP/OMB; Pipan, Joseph G. EOP/OMB; McNavage, William EOP/OMB; Nassif, Rob J. EOP/OMB; Sandy, Mark S. EOP/OMB; O'Kane, Matt J. EOP/OMB; Hennemuth, Elizabeth I. EOP/OMB; Moncada, Kirsten J. EOP/OMB; Herms, Kevin W. EOP/OMB; Hunt, Alex T. EOP/OMB; Black, Samuel J. EOP/OMB; Crow, Rose C. EOP/OMB; Roy, Amanda E. EOP/OMB; Cassell, Mary I. EOP/OMB; Fischietto, Mary S. EOP/OMB; Garufi, Marc A. EOP/OMB; Stein, Nora H. EOP/OMB; Saunders, Ruth D. EOP/OMB; Corrigan, Patrick M. EOP/OMB; Soltis, Timothy F. EOP/OMB; Collins, D. Marie M. EOP/OMB; Tran, Hai M. EOP/OMB; Rodgers, Marshall J. EOP/OMB; McIntyre, Natalie M. EOP/OMB; Faezi-Marian, Farnoosh EOP/OMB; Rosch, Stephanie D. EOP/OMB

Cc: Dick, John H. EOP/OMB

Subject: HOLD for Follow-up Discussion on Sen. Portman's Protecting America's Research Advantage Act

When: Wednesday, March 11, 2020 4:30 PM-5:00 PM (UTC-05:00) Eastern Time (US & Canada).

Where: NEOB 7114

Hello all. Holding some time for a staff discussion to focus primarily Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. This looked to be the time when we could capture the most people on this list, so thank you for your scheduling flexibility. You will end tomorrow on a high note! Marshall sent the broader update to you all earlier this afternoon; per his note we're reserving some time to discuss Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. We are on the hook to wrap this up by the end of this week, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Prior to the meeting, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process to discuss and respond to tomorrow, and we'll share that with the group once they have it ready to share.

We will meet in the brand spanking new conference room on the 7th floor: 7114 NEOB.

If you need to call in, the conference line will be:

Dial In: Ex 6 - (5 [REDACTED])

Code: Ex 6 - (5 [REDACTED])

Please let me know if you have any questions on this. Many thanks -- Matt


SAIA Bill 3997

From: "Tran, Hai M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Vassar, Lori Y" <lori_vassar@ios.doi.gov>, Monica Aquino-Thieman (HQ-MD000) <monica.aquino@nasa.gov>
Cc: "Blum, Mathew C. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Thu, 06 May 2021 09:25:48 -0400
Attachments: Consolidated Interagency Comments Safeguarding American Innovation Act FINAL.docx (159.06 kB); BILLS-116s3997rs CLEAN.docx (117.7 kB)

Lori and Monica, on another subject - are you aware of this Bill from Senator Portman and did you have any comments

Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Deliberative Process
? Thanks.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Regards,
Gil Tran
Executive Office of the President
OMB/OFFM
Cell Ex 6 - (5 U.S.C. [REDACTED])

From: Vassar, Lori Y <lori_vassar@ios.doi.gov>
Sent: Wednesday, May 5, 2021 6:59 PM
To: Blum, Mathew C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Tran, Hai M. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: URGENT: Draft Letter to National Security Division

Mat and Gil,

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Attached

are the form letters/templates that NSD provided that are addressed to NSD and to an unnamed SDO. Under the circumstances, we believe Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec We have attached our draft letter Ex 5 DP- (5 U.S.C. Sec

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process We must send

the letter prior to our 10 a.m. meeting tomorrow. I apologize for the short notice. We only received this proposal today.

Lori Y. Vassar
ISDC Chair and
Suspending and Debarring Official
U.S. Department of the Interior
1849 C Street, NW, MS-4260
Washington, DC 20240
(202)513-0689
email: lori_vassar@ios.doi.gov

RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

From: "Tran, Hai M. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
To: "Woods, Terry O. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Cc: "Hubbard, Rhea A. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>, "Collin, Victoria W. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Date: Thu, 06 May 2021 10:15:54 -0400
Attachments: BILLS-116s3997rs CLEAN - OFFM Edits 05 05 21.docx (140.02 kB)

Victoria, this one includes Terry's comments, if it is not too late. Thanks.

Regards,
Gil Tran
Executive Office of the President
OMB/OFFM
Cell Ex 6 - (5 U.S.C.)

From: Tran, Hai M. EOP/OMB
Sent: Thursday, May 6, 2021 10:11 AM
To: Woods, Terry O. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Cc: Hubbard, Rhea A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Hi Terry, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Unfortunately, I may have Sorry!

Regards,
Gil Tran
Executive Office of the President
OMB/OFFM
Cell Ex 6 - (5 U.S.C.)

From: Woods, Terry O. EOP/OMB
Sent: Thursday, May 6, 2021 9:55 AM
To: Tran, Hai M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Cc: Hubbard, Rhea A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Hi Gil,

I'm curious Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Terry

Terry Woods

Phone: Ex 6 - (5 [redacted]) | email: Ex 6 - (5 U.S.C. Sec [redacted])

From: Collin, Victoria W. EOP/OMB
Sent: Wednesday, May 5, 2021 6:20 PM
To: Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [redacted])>
Cc: Tran, Hai M. EOP/OMB <Ex 6 - (5 [redacted]) Ex 6 - (5 [redacted])>; Hubbard, Rhea A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [redacted])>; Woods, Terry O. EOP/OMB <Ex 6 - (5 [redacted]) Ex 6 - (5 [redacted])>
Subject: FW: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Deidre-

With thanks to the team – attached is the suggested TA on the bill, a few minor edits and then Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

(John's edit copied again below)

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks,
Victoria Collin
Ex 6 - (5

From: Tran, Hai M. EOP/OMB
Sent: Wednesday, May 5, 2021 4:35 PM
To: Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Cc: Hubbard, Rhea A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Woods, Terry O. EOP/OMB
<Ex 6 - (5 U.S.C. x 6 - (5 >
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

[Victoria, please find edits of the SAIA draft bill from Terry and me.](#) Ex 5 DP- (5 U.S.C.
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks.

Regards,
Gil Tran
Executive Office of the President
OMB/OFFM
Cell Ex 6 - (5 U.S.C.

From: Collin, Victoria W. EOP/OMB
Sent: Wednesday, May 5, 2021 12:18 PM
To: Tran, Hai M. EOP/OMB <Ex 6 - (5 x 6 - (5 >
Cc: Hubbard, Rhea A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >
Subject: FW: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Gil –

Can you please take the lead on reviewing this and suggesting possible comments for my review today? I'd like to be able to review by the end of the day so we can give Deidre a heads-up before the 10AM deadline tomorrow.

Thanks,
Victoria Collin
Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Vaeth, Matt J. EOP/OMB
Sent: Wednesday, May 5, 2021 11:53 AM
To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C. 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>
Subject: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Good morning colleagues. Wanted to provide a couple of updates regarding activity on the Safeguarding American Innovation Act (SAIA) following from our Monday discussion, and make a request as well.

1. Following from our Monday afternoon conversation, we reached out to NSC to get their feedback on SAIA. NSC/Tarun reported back that Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process the consolidated document (attached).

2. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
As of now we still
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

understand that a markup next week is expected. (Ben please correct me if I'm wrong on this!)

3. **And now for the request:** We are seeking feedback from our OMB colleagues on edits to the current language that

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

A clean copy of the bill is attached to this note; please use that version and send along any redline changes you may recommend no later than 10AM tomorrow, as any further edits would need to be conveyed to the senate this week. Again, we've already submitted the broad comments (also attached) on this bill to the committee. The objective here

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Please send any suggested edits you may have to me by 10AM tomorrow (Thursday). We may reconvene a subset of this group tomorrow to discuss these recommended edits depending on what we receive from you.

Thanks very much for your attention to this. If you have any questions on this, please just let us know.

--Matt

FW: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

From: "Tran, Hai M. EOP/OMB" <Ex 6 - (5); x 6 - (5)>
To: "Woods, Terry O. EOP/OMB" <Ex 6 - (5); x 6 - (5)>
Date: Fri, 07 May 2021 08:26:44 -0400
Attachments: BILLS-116s3997 5.6.21 Track.docx (143.73 kB)

FYI. This is the latest version with suggested edits.

Regards,
Gil Tran
Executive Office of the President
OMB/OFFM
Cell Ex 6 - (5 U.S.C.); x 6 - (5)

From: Vaeth, Matt J. EOP/OMB
Sent: Thursday, May 6, 2021 6:14 PM
To: Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec); x 6 - (5)>; Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5); x 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5); x 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5); x 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec); x 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec); 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec); x 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec); x 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec); x 6 - (5)>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C.); x 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5); x 6 - (5)>; Miller, Jason S. EOP/OMB <Ex 6 - (5); x 6 - (5)>
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Thanks very much, John. I've incorporated the edit into the attached. Should anyone have anything further, please let me know. Ben and I are going to connect tomorrow AM and will keep you updated on next steps for this.

Appreciate all of the engagement on this, all. -- Matt

From: Pasquantino, John C. EOP/OMB
Sent: Thursday, May 6, 2021 6:06 PM

To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Tran, Hai M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Miller, Jason S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>

Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Thank you, Candace.

Matt, to reflect Candace's first comment <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Vahlsing, Candace M. EOP/OMB
Sent: Thursday, May 6, 2021 5:00 PM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Tran, Hai M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Miller, Jason S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>

Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

I think we should also take a run at

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Vaeth, Matt J. EOP/OMB

Sent: Thursday, May 6, 2021 3:03 PM

To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 x 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 x 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5 x 6 - (5)>; Miller, Jason S. EOP/OMB <Ex 6 - (5 x 6 - (5)>

Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Hello all. Just wanted to share what we have as of now as an update. As a high level summary, the comments we've received thus far focus on: Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Happy to incorporate any further edits you may have; if more are on the way please let me know by 5PM today if possible.

Thanks very much -- Matt

From: Vaeth, Matt J. EOP/OMB
Sent: Thursday, May 6, 2021 10:55 AM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Miller, Jason S. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Thanks Candace, appreciate the heads up.

From: Vahlsing, Candace M. EOP/OMB
Sent: Thursday, May 6, 2021 10:50 AM
To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Miller, Jason S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Thanks, Matt. We have additional comments coming.

From: Vaeth, Matt J. EOP/OMB
Sent: Thursday, May 6, 2021 10:47 AM
To: Harrison, Deidre A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Eliseo, Matthew S. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Miller, Jason S. EOP/OMB <Ex 6 - (5 x 6 - (5)>
Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Deidre and OFFM, thank you very much for putting this together, greatly appreciated.

I am compiling the comments that we've received thus far into one document, and plan to put down the pen around 11AM. If there are any more edits coming our way please let us know! Otherwise will ship around the comments to the group later this morning and tee up any further steps then.

Thanks all -- Matt

From: Harrison, Deidre A. EOP/OMB
Sent: Thursday, May 6, 2021 10:26 AM
To: Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 x 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 x 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Collin, Victoria W. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>

Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Greenwald, Elyse F. EOP/OMB
<Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Eliseo, Matthew S. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Miller,
Jason S. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>

Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Attached please find Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Thank you.

Deidre A. Harrison Ex 6 - (5 Ex 6 - (5 U.S.C. Sec 552(b)(5))

From: Pasquantino, John C. EOP/OMB

Sent: Thursday, May 6, 2021 9:52 AM

To: Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Leon, Bryan P. EOP/OMB
<Ex 6 - (5 Ex 6 - (5)>; Thomas, Will III EOP/OMB <Ex 6 - (5 Ex 6 - (5)>;
Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Shawcross, Paul J. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Pei, Yi
EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>;
McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Dorgelo, Cristin A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Collin, Victoria W. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Moncada, Kirsten J. EOP/OMB
<Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Ward, Benjamin A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>;
Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Greenwald, Elyse F. EOP/OMB
<Ex 6 - (5 U.S.C. SeEx 6 - (5)>; Eliseo, Matthew S. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Tran, Hai M. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Miller,
Jason S. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Harrison, Deidre A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>

Subject: RE: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

+Jason Miller and Deidre Harrison.

Matt, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process and will get them to you ASAP but we likely will be a bit late. Thanks for your patience.

From: Vaeth, Matt J. EOP/OMB

Sent: Wednesday, May 5, 2021 11:53 AM

To: Leon, Bryan P. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Thomas, Will III EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Vahlsing, Candace M. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Pasquantino, John C. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>;
Mok, Emily A. EOP/OMB <Ex 6 - (5 Ex 6 - (5)>; Pei, Yi EOP/OMB
<Ex 6 - (5 Ex 6 - (5)>; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; McNavage,
William EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Dorgelo, Cristin A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Collin, Victoria W. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5)>; Moncada, Kirsten J. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hennemuth, Elizabeth I. EOP/OMB
<552(b)(5)>

<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Ward, Benjamin A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Welch, Lily M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Sec 552(b)(6))
Hirsch, Quinn N. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Greenwald, Elyse F. EOP/OMB
<Ex 6 - (5 U.S.C. SeEx 6 - (5 >; Eliseo, Matthew S. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Tran, Hai M. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >
Sec 552(b)(6))
Subject: Update and Request (by 10AM on Thursday) on Safeguarding American Innovation Act

Good morning colleagues. Wanted to provide a couple of updates regarding activity on the Safeguarding American Innovation Act (SAIA) following from our Monday discussion, and make a request as well.

1. Following from our Monday afternoon conversation, we reached out to NSC to get their feedback on SAIA. NSC/Tarun reported back that Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process the consolidated document (attached).

2. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
As of now we still understand that a markup next week is expected. (Ben please correct me if I'm wrong on this!)

3. **And now for the request:** We are seeking feedback from our OMB colleagues on edits to the current language that

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec A clean copy of the bill is attached to this note; please use that version and send along any redline changes you may recommend no later than 10AM tomorrow, as any further edits would need to be conveyed

to the senate this week. Again, we've already submitted the broad comments (also attached) on this bill to the committee. The objective here

Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Please send any suggested edits you may have to me by 10AM tomorrow (Thursday). We may reconvene a subset of this group tomorrow to discuss these recommended edits depending on what we receive from you.

Thanks very much for your attention to this. If you have any questions on this, please just let us know.

--Matt

RE: ED Regulatory agenda - sign-off requested by 12 pm today (5/17)

From: "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5))>
To: "Rubin, Todd W. EOP/OMB" <Ex 6 - (5) Ex 6 - (5))>, "Cassell, Mary I. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5))>
Cc: "Wyman, Bert J. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5))>, "Danberg, Neil B. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5))>, "Derbes, Catherine A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec Ex 6 - (5))>, "Hunt, Alex T. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5))>
Date: Mon, 17 May 2021 10:29:48 -0400
Attachments: Original ED Agenda Entries (Unreviewed) - EOP 5.10.21 - EOP comments 5.12.21_ED Responses 2 - EOP 5.14 330pm_ED51721.docx (111.54 kB)

Todd and team,

Attached please find ED's revised unified agenda. Can you please provide final **show-stopper** comments or confirm that you clear by **12 pm today**? Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Many thanks for your comments and engagement.

Best,
Lindsay

From: Abate, Lindsay M. EOP/OMB
Sent: Friday, May 14, 2021 3:29 PM
To: Rubin, Todd W. EOP/OMB <Ex 6 - (5) Ex 6 - (5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>
Cc: Wyman, Bert J. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5))>; Danberg, Neil B. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5))>
Subject: RE: ED Regulatory agenda

Thanks, Todd.

From: Rubin, Todd W. EOP/OMB
Sent: Friday, May 14, 2021 3:24 PM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>
Cc: Wyman, Bert J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Danberg, Neil B. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5))>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5))>
Subject: RE: ED Regulatory agenda

Hi Lindsay,

Please see the attached comments and edits **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative**
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thank you!

Todd

From: Rubin, Todd W. EOP/OMB
Sent: Friday, May 14, 2021 2:59 PM
To: Abate, Lindsay M. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>; Cassell, Mary I. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>
Subject: RE: ED Regulatory agenda

Thanks, Mary and Lindsay. Working on those edits now. Will have them done ASAP. Thank you!

From: Abate, Lindsay M. EOP/OMB
Sent: Friday, May 14, 2021 2:58 PM
To: Cassell, Mary I. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>
Cc: Rubin, Todd W. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>
Subject: RE: ED Regulatory agenda

Mary,

Thank you for the heads up. Please send me your edits by 3:30pm today and I will share with ED.

Thanks,
Lindsay

From: Cassell, Mary I. EOP/OMB
Sent: Friday, May 14, 2021 2:55 PM
To: Abate, Lindsay M. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>
Cc: Rubin, Todd W. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>
Subject: RE: ED Regulatory agenda

Hi Lindsay – I wanted to give you a heads up that **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative**
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process We'll
send edits soon.

From: Abate, Lindsay M. EOP/OMB
Sent: Friday, May 14, 2021 2:05 PM
To: Valle, Katherine EOP/WHO <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>; Barron, Alexander R. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>; Lachman, Sherry E. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>; Cassell, Mary I. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>
Cc: Block, Sharon I. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>; Hunt, Alex T. EOP/OMB <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>; Clark, Ashley N. EOP/WHO <**Ex 6 - (5 U.S.C. Sec 552(b)(5))**>
Subject: RE: ED Regulatory agenda

Kathy,

Attached is ED's latest draft of the Unified Agenda. I believe they addressed the concerns you noted below. All new responses are labeled **ED 5/14**. **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Can you please let me know by **today at 3:30 PM** if you clear? Many thanks.

Best,
Lindsay

From: Valle, Katherine EOP/WHO
Sent: Wednesday, May 12, 2021 8:17 PM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Barron, Alexander R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: RE: ED Regulatory agenda

Ok, thank you all. I read through the whole doc. Only one flag:

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Adding Ashley for awareness.

Kathy

From: Abate, Lindsay M. EOP/OMB
Sent: Wednesday, May 12, 2021 5:15 PM
To: Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Barron, Alexander R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: RE: ED Regulatory agenda

Kathy,

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Best,

Lindsay

From: Valle, Katherine EOP/WHO
Sent: Wednesday, May 12, 2021 5:08 PM
To: Barron, Alexander R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: RE: ED Regulatory agenda

Can you send us the latest document? Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Valle, Katherine EOP/WHO
Sent: Wednesday, May 12, 2021 4:51 PM
To: Barron, Alexander R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: RE: ED Regulatory agenda

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Also, below Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Moving Mo to BCC to spare her inbox.

From: Barron, Alexander R. EOP/OMB
Sent: Wednesday, May 12, 2021 2:21 PM
To: Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: ED Regulatory agenda

Sherry & Mary et alia. We are wrapping up the Ed reg agenda today, noting that Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

That said, our understanding based on Mary's last email was that Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

If this poses a problem, you should elevate with Ed and reach agreement today (looping us in). Ex 5

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP-
5 U.S.C.

Thanks for your feedback along the way,

Alex

Alex Barron (he/him)

Senior Counselor

Office of Information and Regulatory Affairs

Ex 6 - (5 U.S.C. Sec 552(b)(6))

FW: Q&A for hearing prep

From: "Cassell, Mary I. EOP/OMB" <Ex 6 - (5 Ex 6 - (5 >
To: "Danberg, Neil B. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Date: Mon, 14 Jun 2021 10:00:05 -0400
Attachments: DRAFT Senate Approps Subcommittee QA June 2021 (bulleted version) June 13 140am_MW dks kk pd mtm aw mtm.docx (168.11 kB)

Hi Neil – I wanted to forward this so you can see Ex 5 DP- (5 U.S.C. Sec 552(b)(5) Deliberative > Next I'll forward Mo's previous email.

From: Tracey-Mooney, Maureen EOP/WHO
Sent: Monday, June 14, 2021 9:59 AM
To: Dandiya, Pia P. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Polachek, Maggie E. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Subject: RE: Q&A for hearing prep

Hi folks,

Here is the final I sent back. THANK YOU. I know this was not a great assignment for a Sunday.

Mo

Maureen Tracey-Mooney
Special Assistant to the President for Education Policy
Domestic Policy Council
Ex 6 - (5 U.S.C.

From: Dandiya, Pia P. EOP/WHO
Sent: Monday, June 14, 2021 7:32 AM
To: Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S. Ex 6 - (5 >; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Polachek, Maggie E. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Subject: RE: Q&A for hearing prep

Everything is consolidated here. Please add any other edits on top of this document!

Thank you,
Pia

Pia Dandiya
Domestic Policy Council
Ex 6 - (5

From: Dandiya, Pia P. EOP/WHO
Sent: Sunday, June 13, 2021 7:21 PM
To: Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 Ex 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Polachek, Maggie E. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: RE: Q&A for hearing prep

Added on top of Kim!

Pia Dandiya
Domestic Policy Council
Ex 6 - (5

From: Knackstedt, Kimberly EOP/WHO
Sent: Sunday, June 13, 2021 6:49 PM
To: Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 Ex 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Polachek, Maggie E. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: RE: Q&A for hearing prep

A few edits from me added to the others.

From: Sherman, Donald K. EOP/WHO
Sent: Sunday, June 13, 2021 6:18 PM
To: Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Knackstedt, Kimberly EOP/WHO

<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5 552(b)(5))>; Polachek, Maggie E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>

Subject: RE: Q&A for hearing prep

Suggested edits and comments within.

From: Wall, Mary C. EOP/WHO

Sent: Sunday, June 13, 2021 1:03 PM

To: Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Kumar, Adi EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Polachek, Maggie E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>

Subject: RE: Q&A for hearing prep

Edits from me – <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >. Mo, if possible, I'd like for us to see a later version of these after they integrate the feedback.

From: Tracey-Mooney, Maureen EOP/WHO

Sent: Sunday, June 13, 2021 7:59 AM

To: Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Wall, Mary C. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Kumar, Adi EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>; Polachek, Maggie E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 552(b)(5))>

Subject: Re: Q&A for hearing prep

Apologies: if it's at all possible can you provide edits by 8pm? That will allow us to tee up any issues to Carmel if we need to address internally before sending..

Sent from my iPhone

On Jun 13, 2021, at 7:56 AM, Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 552(b)(5))> wrote:

Hi folks,

Here is Q and A to help support the Secretary's prep for this budget hearing on Wednesday. We've been asked to provide any comments by tomorrow morning. Since I don't imagine we'll have time to see another version, if you have concerns please try to just edit directly and explain in comments if you know how you'd like it to be changed.

For context - we were supposed to have more time with this but it kept getting pushed. I apologize for the rush!

Mo

Sent from my iPhone

Begin forwarded message:

From: "Harris-Aikens, Donna" <Donna.Harris-Aikens@ed.gov>
Date: June 13, 2021 at 1:49:08 AM EDT
To: "Tracey-Mooney, Maureen EOP/WHO" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) Ex 6 - (5)>
Cc: "Sargrad, Scott" <Scott.Sargrad@ed.gov>; "Cassell, Mary I. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>; "Valle, Katherine EOP/WHO" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: RE: Q&A for hearing prep

Here you go. Whatever you can return by Monday morning will be included in prep version

From: Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) Ex 6 - (5)>
Sent: Saturday, June 12, 2021 7:32 AM
To: Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov>
Cc: Sargrad, Scott <Scott.Sargrad@ed.gov>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Subject: Re: Q&A for hearing prep

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thanks, Donna.

When you send can you provide guidance re timeline for edits in time to be incorporated into prep?

Sent from my iPhone

On Jun 11, 2021, at 11:53 PM, Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov> wrote:

Nope, new ETA is tomorrow early evening

From: Tracey-Mooney, Maureen EOP/WHO [Ex 6 - (5 U.S.C. Sec 552(b)(6))] >
Sent: Friday, June 11, 2021 9:51 PM
To: Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov>; Sargrad, Scott <Scott.Sargrad@ed.gov>
Cc: Cassell, Mary I. EOP/OMB [Ex 6 - (5 U.S.C. Sec 552(b)(6))]; Valle, Katherine EOP/WHO [Ex 6 - (5 U.S.C. Sec 552(b)(6))] >
Subject: RE: Q&A for hearing prep

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Just checking in to make sure I didn't miss these.

Maureen Tracey-Mooney

Special Assistant to the President for Education Policy
Domestic Policy Council
[Ex 6 - (5 U.S.C. Sec 552(b)(6))]

From: Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov>
Sent: Wednesday, June 9, 2021 10:57 PM
To: Sargrad, Scott <Scott.Sargrad@ed.gov>
Cc: Tracey-Mooney, Maureen EOP/WHO [Ex 6 - (5 U.S.C. Sec 552(b)(6))] >; Cassell, Mary I. EOP/OMB [Ex 6 - (5 U.S.C. Sec 552(b)(6))] >
Subject: Re: Q&A for hearing prep

We're delayed a day on those so tomorrow night most likely, Friday morning at outside

Donna M. Harris-Aikens
U.S. Department of Education
Donna.Harris-Aikens@ed.gov

Sent from my iPhone

On Jun 9, 2021, at 10:40 PM, Sargrad, Scott <Scott.Sargrad@ed.gov> wrote:

Adding Donna who is leading on this. We're incorporating additions tonight so might be able to share something tomorrow but defer to her.

From: Tracey-Mooney, Maureen EOP/WHO [Ex 6 - (5 U.S.C. Sec 552(b)(6))] >
[Ex 6 - (5 U.S.C. Sec 552(b)(6))] >
Sent: Wednesday, June 9, 2021 10:36:27 PM
To: Sargrad, Scott <Scott.Sargrad@ed.gov>

Cc: Cassell, Mary I. EOP/OMB Ex 6 - (5 U.S.C. Sec 552(b)(6))
Subject: Q&A for hearing prep

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Scott,

Do you know when you'll be able to get over the Q&A for hearing prep?

Thanks!

Mo

Maureen Tracey-Mooney
Special Assistant to the President for Education Policy
Domestic Policy Council
Ex 6 - (5 U.S.C.)

<DRAFT Senate Approps Subcommittee QA June 2021 (bulleted version) June 13 140am.docx>

FW: Q&A for hearing prep

From: "Cassell, Mary I. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5)>
To: "Lachman, Sherry E. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5)>
Date: Mon, 14 Jun 2021 08:07:23 -0400
Attachments: DRAFT Senate Approps Subcommittee QA June 2021 (bulleted version) June 13 140am_MW dks kk pd mtm aw.docx (166.49 kB)

Hi Sherry – Attached are all of DPC's edits. It looks like Ex 5 DP- (5 U.S.C. Sec 552(b)(5))
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process – if you agree with that as well, that is!

From: Dandiya, Pia P. EOP/WHO
Sent: Monday, June 14, 2021 7:32 AM
To: Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 Ex 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Polachek, Maggie E. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>
Subject: RE: Q&A for hearing prep

Everything is consolidated here. Please add any other edits on top of this document!

Thank you,

Pia

Pia Dandiya
Domestic Policy Council
Ex 6 - (5)

From: Dandiya, Pia P. EOP/WHO
Sent: Sunday, June 13, 2021 7:21 PM
To: Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 Ex 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5)>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5)>; Kumar, Adi EOP/WHO <Ex 6 - (5 x 6 - (5)>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Polachek, Maggie E. EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5)>
Subject: RE: Q&A for hearing prep

Added on top of Kim!

Pia Dandiya
Domestic Policy Council
Ex 6 - (5

From: Knackstedt, Kimberly EOP/WHO
Sent: Sunday, June 13, 2021 6:49 PM
To: Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 Ex 6 - (5 >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Polachek, Maggie E. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Subject: RE: Q&A for hearing prep

A few edits from me added to the others.

From: Sherman, Donald K. EOP/WHO
Sent: Sunday, June 13, 2021 6:18 PM
To: Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Polachek, Maggie E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >
Subject: RE: Q&A for hearing prep

Suggested edits and comments within.

From: Wall, Mary C. EOP/WHO
Sent: Sunday, June 13, 2021 1:03 PM
To: Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Knackstedt, Kimberly EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Kumar, Adi EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Polachek, Maggie E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >
Subject: RE: Q&A for hearing prep

Edits from me - [Redacted] Mo, if possible, I'd like for us to see a later version of these after they integrate the feedback.

From: Tracey-Mooney, Maureen EOP/WHO
Sent: Sunday, June 13, 2021 7:59 AM
To: Valle, Katherine EOP/WHO <[Redacted]>; Clark, Ashley N. EOP/WHO <[Redacted]>; Dandiya, Pia P. EOP/WHO <[Redacted]>; Knackstedt, Kimberly EOP/WHO <[Redacted]>; Sherman, Donald K. EOP/WHO <[Redacted]>; Wall, Mary C. EOP/WHO <[Redacted]>; Kumar, Adi EOP/WHO <[Redacted]>; Polachek, Maggie E. EOP/OMB <[Redacted]>; Cassell, Mary I. EOP/OMB <[Redacted]>; Landrieu, Grace G. EOP/WHO <[Redacted]>
Subject: Re: Q&A for hearing prep

Apologies: if it's at all possible can you provide edits by 8pm? That will allow us to tee up any issues to Carmel if we need to address internally before sending..

Sent from my iPhone

On Jun 13, 2021, at 7:56 AM, Tracey-Mooney, Maureen EOP/WHO <[Redacted]> wrote:

Hi folks,

Here is Q and A to help support the Secretary's prep for this budget hearing on Wednesday. We've been asked to provide any comments by tomorrow morning. Since I don't imagine we'll have time to see another version, if you have concerns please try to just edit directly and explain in comments if you know how you'd like it to be changed.

For context - we were supposed to have more time with this but it kept getting pushed. I apologize for the rush!

Mo

Sent from my iPhone

Begin forwarded message:

From: "Harris-Aikens, Donna" <Donna.Harris-Aikens@ed.gov>
Date: June 13, 2021 at 1:49:08 AM EDT
To: "Tracey-Mooney, Maureen EOP/WHO" <[Redacted]>
Cc: "Sargrad, Scott" <Scott.Sargrad@ed.gov>; "Cassell, Mary I. EOP/OMB" <[Redacted]>; "Valle, Katherine EOP/WHO" <[Redacted]>

<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: RE: Q&A for hearing prep

Here you go. Whatever you can return by Monday morning will be included in prep version

From: Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Sent: Saturday, June 12, 2021 7:32 AM
To: Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov>
Cc: Sargrad, Scott <Scott.Sargrad@ed.gov>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: Re: Q&A for hearing prep

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thanks, Donna.

When you send can you provide guidance re timeline for edits in time to be incorporated into prep?

Sent from my iPhone

On Jun 11, 2021, at 11:53 PM, Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov> wrote:

Nope, new ETA is tomorrow early evening

From: Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Sent: Friday, June 11, 2021 9:51 PM
To: Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov>; Sargrad, Scott <Scott.Sargrad@ed.gov>
Cc: Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: RE: Q&A for hearing prep

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Just checking in to make sure I didn't miss these.

Maureen Tracey-Mooney
Special Assistant to the President for Education Policy

Domestic Policy Council

Ex 6 - (5 U.S.C.)

From: Harris-Aikens, Donna <Donna.Harris-Aikens@ed.gov>

Sent: Wednesday, June 9, 2021 10:57 PM

To: Sargrad, Scott <Scott.Sargrad@ed.gov>

Cc: Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Subject: Re: Q&A for hearing prep

We're delayed a day on those so tomorrow night most likely, Friday morning at outside

Donna M. Harris-Aikens

U.S. Department of Education

Donna.Harris-Aikens@ed.gov

Sent from my iPhone

On Jun 9, 2021, at 10:40 PM, Sargrad, Scott <Scott.Sargrad@ed.gov> wrote:

Adding Donna who is leading on this. We're incorporating additions tonight so might be able to share something tomorrow but defer to her.

From: Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Sent: Wednesday, June 9, 2021 10:36:27 PM

To: Sargrad, Scott <Scott.Sargrad@ed.gov>

Cc: Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Subject: Q&A for hearing prep

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Scott,

Do you know when you'll be able to get over the Q&A for hearing prep?

Thanks!

Mo

Maureen Tracey-Mooney

Special Assistant to the President for Education Policy

Domestic Policy Council

Ex 6 - (5 U.S.C.
Sec 552(b)(6))

<DRAFT Senate Approps Subcommittee QA June 2021 (bulleted version) June 13 140am.docx>

IDEA Materials

From: "Rubin, Todd W. EOP/OMB" - Ex 6 - (5 U.S.C. Sec 552(b)(6))
To: Ex 6 - (5 U.S.C. Sec 552(b)(6))
Date: Sat, 19 Jun 2021 18:03:30 -0400
Attachments: Narrative for Apportionment 5 11 2021.docx (12.79 kB); ARP POA Email Correspondence.docx (26.31 kB); Email to Bert on ED Treasury Dispute.docx (12.7 kB); Email to Mary 6 2 2021 (ARP POA Resolution).docx (12.41 kB); OKR Sheet.xlsx (10.25 kB); PL 116-260 Education IDEA Funding.pdf (619.01 kB); PL 117-2 sec 2014 (Education POA).pdf (608.36 kB); Notes and Conversations on Chalkbeat.docx (12.22 kB); State and Local Definitions of Disability.docx (13.4 kB); Notes on Mod Min.docx (15.57 kB); IDEA Equity Memo 4.6.21 IF edits sL.bwresponse 4 12 2021 TR EDITS.docx (50.39 kB); Original ED Agenda Entries (Unreviewed) - EOP 5.10.21 - EOP comments 5.12.21_ED Responses 2 -EOP 5.14 - Ed response TR edits.docx (110.29 kB); Memo to Bert on ED's proposals.docx (22.17 kB); Sherry e-mail 4 30 2021 on IDEA Budget Proposals.docx (16.26 kB); Email to Bert on Findings.docx (12.55 kB); Email to Mary regarding later transmittal.pdf (50.94 kB); Notes and Conversations on Unaccompanied Minors.docx (12.95 kB); ORR Memo ED Comments.docx (40.09 kB); Notes and Conversations on Summer Bridge Services.docx (13.75 kB); 2022 IDEA Budget Proposals 4 30 2021 EOP Comments (SENT TO ED).docx (66.7 kB); Email on IDEA Part D AFP 4 23 2021.docx (12.19 kB); Email to Head Start et al on Eligibility Standards 4 22 21.docx (12.55 kB); Email to Mary on CJ Review 4 21 21.docx (17.34 kB); Email to Mary on ED IDEA Appropriations Language 5 5 2021.docx (12.64 kB); Email to Mary on IDEA Personnel Prep 4 19 2021.docx (12.71 kB); Email to Mary on IDEA Personnel Prep 4 19 2021.pdf (64.23 kB); Email to Mary regarding later transmittal.docx (13.69 kB); Email to Mary regarding later transmittal.pdf (66.82 kB); Email to Sherry on EDs IDEA proposals 4 23 21.docx (16.53 kB); Email to Sherry on Underrepresentation 6 3 2021.docx (14.19 kB); Conversations on Special Education.docx (32.27 kB); IDEA Notes.docx (16 kB)

Todd Rubin
Program Examiner (Detailee)
Education Branch
Ex 6 - (5 U.S.C. Sec 552(b)(6))

RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

From: "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
To: "Hunt, Alex T. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>, "Patel, Jagir D. EOP/OMB" <Ex 6 - (5) Ex 6 - (5)>
Date: Fri, 25 Jun 2021 11:48:55 -0400

Thanks, Alex. I like your edits. Appreciate you sending to Elyse.

From: Hunt, Alex T. EOP/OMB
Sent: Friday, June 25, 2021 11:45 AM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Patel, Jagir D. EOP/OMB <Ex 6 - (5) Ex 6 - (5)>
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

This is great. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative I will send to Elyse now.

Thanks.

From: Abate, Lindsay M. EOP/OMB
Sent: Friday, June 25, 2021 10:29 AM
To: Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Patel, Jagir D. EOP/OMB <Ex 6 - (5) Ex 6 - (5)>
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021


Hi Alex,

We worked together to expand the summary Jagir put together last night to also include Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process so we would appreciate your edits/additions.

Thanks,
Lindsay and Jagir

DELIBERATIVE AND PREDECISIONAL

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



From: Hunt, Alex T. EOP/OMB

Sent: Thursday, June 24, 2021 8:25 PM

To: Patel, Jagir D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>

Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Jagir – Sounds good. If you two can draft something for me to look at in the morning, we can send to Elyse Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks.

From: Patel, Jagir D. EOP/OMB
Sent: Thursday, June 24, 2021 8:06 PM
To: Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

I would agree, though Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Happy to work with Lindsay Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process tomorrow.

From: Hunt, Alex T. EOP/OMB
Sent: Thursday, June 24, 2021 7:49 PM
To: Patel, Jagir D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Thanks, Jagir. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Would the two of you Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process tomorrow?

From: Patel, Jagir D. EOP/OMB
Sent: Thursday, June 24, 2021 7:12 PM
To: Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Hi Alex and Lindsay,

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

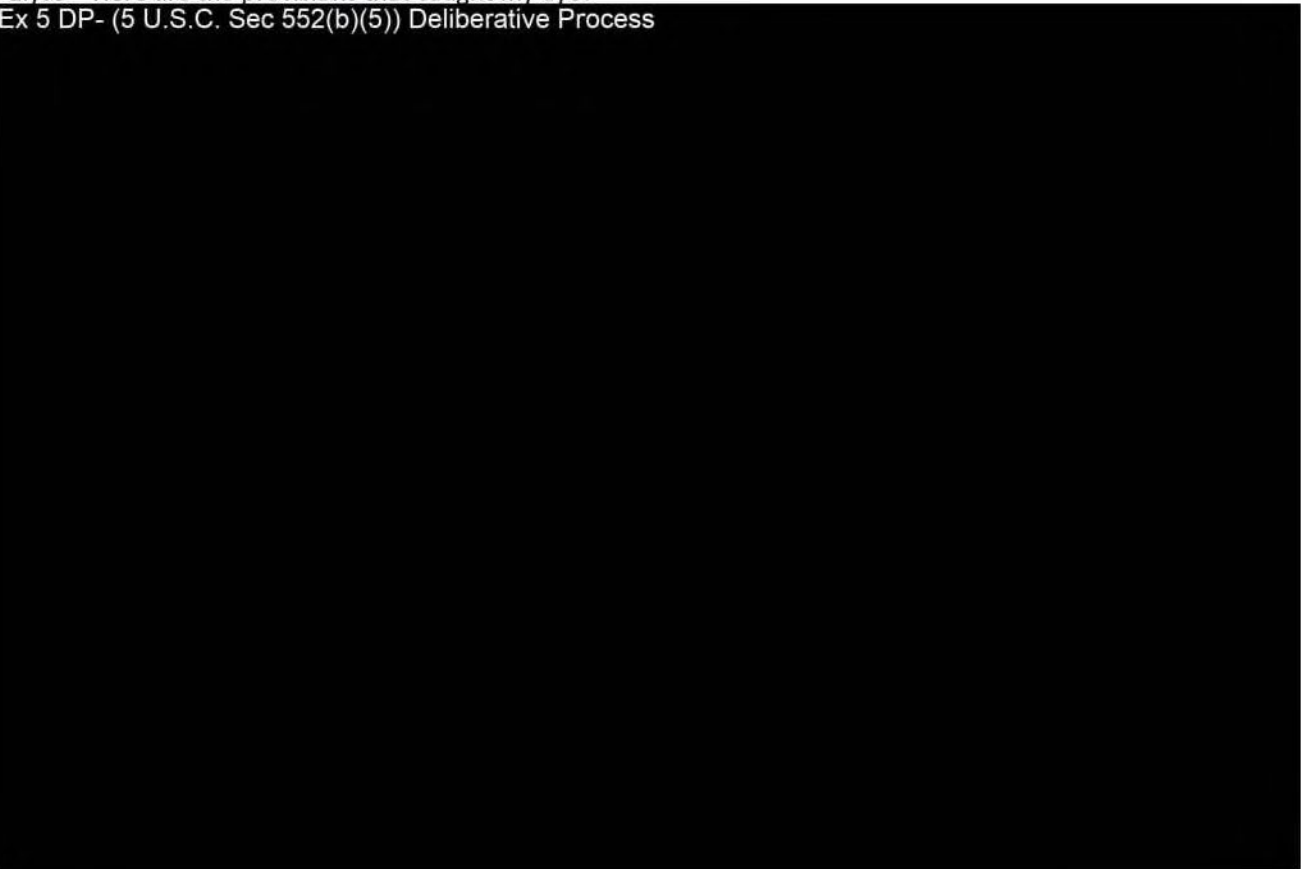
Please let me know if you have any questions.

Thanks,
Jagir

From: Hunt, Alex T. EOP/OMB
Sent: Thursday, June 24, 2021 5:24 PM
To: Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Achanta, Chandana L. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Thomas, Amanda L. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Aguilar, Brenda L. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Kymn, Christine J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Fitzpatrick, Mary E. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Seehra, Jasmeet K. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Hill, Jonathan W. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Kluever, April N. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Schwab, Margo EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Theroux, Rich P. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Brammer, Josh J. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Patel, Jagir D. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Minson, Susan M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Cc: Mancini, Dominic J. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Elyse – Here are the provisions that caught my eye:

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks.

From: Greenwald, Elyse F. EOP/OMB

Sent: Thursday, June 24, 2021 11:45 AM

To: Achanta, Chandana L. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Thomas, Amanda L. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Aguilar, Brenda L. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Kymn, Christine J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Fitzpatrick, Mary E. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Seehra, Jasmeet K. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Hill, Jonathan W. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Kluever, April N. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Schwab, Margo EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Theroux, Rich P. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Brammer, Josh J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >

Cc: Mancini, Dominic J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >

Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Just wanted to re-send this reminder <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative > by TMW.

From: Greenwald, Elyse F. EOP/OMB

Sent: Monday, June 21, 2021 3:05 PM

To: Achanta, Chandana L. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Amanda L. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Thomas <Ex 6 - (5 U.S.C. Sec x 6 - (5 >

Brenda Aguilar <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Christine J. EOP/OMB Kymn <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Fitzpatrick, Mary E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Jasmeet K. EOP/OMB Seehra <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Jonathan W. EOP/OMB Hill <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Kirsten J. EOP/OMB Moncada <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Kluever, April N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Margo EOP/OMB Schwab <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Rich P. EOP/OMB Theroux <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) >; Brammer, Josh J. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) >

Cc: Dominic J. EOP/OMB Mancini <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) >

Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Hi All –

Seems like I misread the LRM and we have more time! <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) > <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) > so please provide them to me **NLT THIS FRIDAY (6/25).**

Thank you!

From: Greenwald, Elyse F. EOP/OMB

Sent: Monday, June 21, 2021 10:52 AM

To: Achanta, Chandana L. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) >; Alex T. EOP/OMB Hunt <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) >; Amanda L. EOP/OMB Thomas <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) >; Brenda Aguilar <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Christine J. EOP/OMB Kymn <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Cortney J. EOP/OMB Higgins <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Fitzpatrick, Mary E. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) >; Jasmeet K. EOP/OMB Seehra <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Jonathan W. EOP/OMB Hill <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Kirsten J. EOP/OMB Moncada <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Sec x 6 - (5)) >; Kluever, April N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Margo EOP/OMB Schwab <Ex 6 - (5 U.S.C. Ex 6 - (5)) > <Ex 6 - (5 U.S.C. Ex 6 - (5)) >; Rich P. EOP/OMB Theroux <Ex 6 - (5 U.S.C. Sec x 6 - (5)) > <Ex 6 - (5 U.S.C. Sec x 6 - (5)) >

Cc: Dominic J. EOP/OMB Mancini <Ex 6 - (5 U.S.C. Sec x 6 - (5)) > <Ex 6 - (5 U.S.C. Sec x 6 - (5)) >

Subject: FW: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Good Morning –

Many of you received this already on Thursday, but I wanted to share more broadly for visibility and in case other branches had interest.

Given that we may need to pull together a consolidated passback to LRD, please let me know as soon as if you can if you think you'll have comments. It would be ideal if I could have them by **COB TUESDAY** so I can put them together Wednesday morning.

Please reach out if you have any questions!

From: Matsuo, Kimie L. EOP/OMB
Sent: Thursday, June 17, 2021 6:17 PM
To: 'AGRICULTURE' <usdaleg@obpa.usda.gov>; 'Army Corps of Engineers (DOD)' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'COMMERCE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Export-Import Bank of the United States' <eximlrm@exim.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'General Services Administration' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'HEALTH & HUMAN SERVICES' <lrm@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'LABOR' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; 'DL NSC LRM' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'National Transportation Safety Board' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of Personnel Management' <CLA@opm.gov>; 'DL-OSTP-LRM' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Peace Corps' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@peacecorps.gov>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'DL-USTR-LRM' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'VETERANS AFFAIRS' <ogcvalrm@va.gov>
Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Dick, John H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Robinson, Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Giamo, Daniel M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Garcia, Jacob A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Nafziger, Jephtha E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Saunders, Ruth D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Stein, Nora H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Feldman, Iris T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Branson, Michael D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Weisshaar, David M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Spiro, Topher J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Reilly, Tom M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;

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<Ex 6 - (5 U.S.C. x 6 - (5 >; May, Joshua D. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >;
Newman, Kim A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Cramer, Drew W. EOP/OMB
<Ex 6 - (5 U.S.C. x 6 - (5 >; Daumit, Alexander (Jim) J. III EOP/OMB
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<Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Hourigan, Clinton T. EOP/OMB
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Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 6 - (5 >; Turner, Austin F. EOP/OMB
<Ex 6 - (5 U.S.C. x 6 - (5 >; Clark, Damon J. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >;
Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Jones, Lauren H. EOP/OMB
<Ex 6 - (5 U.S.C. x 6 - (5 >; Hoy, Peter G. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Clark,
Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; McNeal, Chris G. EOP/OMB
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Adam N. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Ghavalyan, Mariam EOP/OMB
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<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Meier, Edward F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Pipan, Joseph G. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL OMB NSP IAD STATE
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Lilac, Kristina E. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL OMB NSP IAD ECON <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >;
Sandy, Mark S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; O'Kane, Matt J. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL OMB NSD INTEL <Ex 6 - (5 U.S.C. Sec >; Nassif,
Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL OMB NSP NSD FSIB
<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Falk Curtin, Edna T. EOP/OMB
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Kelly A. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; O'Brien, Erin L. EOP/OMB
<Ex 6 - (5 Ex 6 - (5 >; DL OMB BRD PAYGO CREW
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Jun, Hee K. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >;
Yagan, Danny F. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Taber, Jamie R. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Epstein, Diana F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL
OMB OFFM <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Blum, Mathew C. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Field, Lesley A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Wade, James A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Wise, Julie A. EOP/OMB
<Ex 6 - (5 Ex 6 - (5 >; McCrary, Jeremy P. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL
OMB PPM Personnel Team <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL OMB PPM
Performance Team <Ex 6 - (5 U.S.C. Sec 552(b)(6)) Ex 6 - (5 >; Greenwald, Elyse F.
EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Mancini, Dominic J. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Moncada, Kirsten J. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Hill, Jonathan W. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Fraser, Nicholas A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Seehra, Jasmeet K. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Bestani, William E. EOP/OMB
<Ex 6 - (5 U.S.C. x 6 - (5 >; Goodenough, Alex W. EOP/OMB
<Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Ahmed, Shagufta I. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Schwab, Margo EOP/OMB <Ex 6 - (5 Ex 6 - (5 >;
Martorana, Clare A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL OMB OFCIO Legislative

<Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>; DL OMB OGC <Ex 6 - (5 [REDACTED] x 6 - (5 [REDACTED])>; DL-CEA-
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<Ex 6 - (5 U.S.C. Sec [REDACTED] DPC ExecSec <Ex 6 - (5 [REDACTED] Ex 6 - (5 [REDACTED])>; DL WHO NEC LRM
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; DL IPEC LRM <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>; Etter, Robert L.
EOP/OMB <Ex 6 - (5 [REDACTED] Ex 6 - (5 [REDACTED])>; Healtton, Kelly A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>;
DL WHO WHCO LRM <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>; Deeks, Ashley S. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Schwartzol, Larry M. EOP/WHO
<Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>; Slevin, Christopher J. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Demers, Kaitlyn H. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Dodin, Reema EOP/WHO <Ex 6 - (5 [REDACTED] Ex 6 - (5 [REDACTED])>;
Buetow, Zephrahanie N. EOP/WHO <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>; Metzler, Chad EOP/WHO
<Ex 6 - (5 [REDACTED] x 6 - (5 [REDACTED])>; Black, Jonathan Y. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>;
Goff, Shuwanza R. EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5 [REDACTED])>; Vaeth, Matt J. EOP/OMB
<Ex 6 - (5 U.S.C. x 6 - (5 [REDACTED])>; Menard, Barbara A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 [REDACTED] x 6 - (5 [REDACTED])>;
Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED] x 6 - (5 [REDACTED])>; Matsuo, Kimie L. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>

Subject: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

DEADLINE: 11:00 AM Wednesday, Jun 30 2021

S. 1260, the "United States Innovation and Competition Act of 2021", passed the Senate on 6/8/21 by a vote of 68-32. Text of the bill as passed by the Senate is available [here](#). The bill contains a wide range of provisions aimed at strengthening the United States' economic resilience and competitiveness. Please see below for a list of the divisions in the bill.

Please review the bill and advise of any objectionable provisions by the deadline above. Thank you.

- DIVISION A--CHIPS and O-RAN 5G Emergency Appropriations
- DIVISION B--Endless Frontier Act
- DIVISION C--Strategic Competition Act of 2021
- DIVISION D--Homeland Security and Governmental Affairs Committee Provisions
- DIVISION E--Meeting the China Challenge Act of 2021
- DIVISION F--Other Matters
- DIVISION G--Trade Act of 2021

LRM ID: KLM-117-33
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: Ventura, Alexandra (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

OMB CONTACT: Kimie Matsuo(OMB)
E-Mail: <Ex 6 - (5 [REDACTED] x 6 - (5 [REDACTED])>
PHONE: <Ex 6 - (5 [REDACTED])>

FAX: Ex 6 - (5 U.S.C.
Sec 552(b)(6))

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

**FW: REMINDER: LRM: [KLM-117-33] Due 06/30/2021
Wednesday at 11:00 AM -- OMB Request for Views on
S1260 - United States Innovation and Competition Act of
2021**

From: "Dreher, Megan E. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
To: "Coleman, Pam D. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Cc: "Brown, Dustin S. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Daphnis, Kristy L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Crissman, Jill L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Date: Wed, 30 Jun 2021 09:37:37 -0400
Attachments: s1260es.pdf (2.92 MB)

Pam,

Wanted to flag this bill which Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks,
Megan

From: Matsuo, Kimie L. EOP/OMB
Sent: Wednesday, June 30, 2021 9:06 AM
To: 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'HEALTH & HUMAN SERVICES' <lrn@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Peace Corps' <Ex 6 - (5 U.S.C. Sec 552(b)(5))@peacecorps.gov>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(5))@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>

Ex 6 - (5) >; Dick, John H. EOP/OMB <Ex 6 - (5) Ex 6 - (5) >; Robinson,
Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5) >; Giamo, Daniel M. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5) >; Garcia, Jacob A. EOP/OMB <Ex 6 - (5) Ex 6 - (5) >;
Nafziger, Jephtha E. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5) >; Lucas, Adrienne E. EOP/OMB
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Subject: REMINDER: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Good morning,

This is a reminder to please advise of any objectionable provisions in S. 1260, United States Innovation and Competition Act of 2021, by 11:00 AM today.

Thank you,
Kimie

From: Matsuo, Kimie L. EOP/OMB

Sent: Thursday, June 17, 2021 6:17 PM

To: 'AGRICULTURE' <usdaleg@obpa.usda.gov>; 'Army Corps of Engineers (DOD'

<Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'COMMERCE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;

'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Export-Import Bank of the United States' <eximlrm@exim.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'General Services Administration' <Ex 6 - (5 U.S.C. Sec >; 'HEALTH & HUMAN SERVICES' <lrm@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec >; 'LABOR' <Ex 6 - (5 U.S.C. >; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec >; 'National Transportation Safety Board' <Ex 6 - (5 U.S.C. Sec >; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec >; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. >; 'Peace Corps' <Ex 6 - (5 @peacecorps.gov>; 'STATE' <Ex 6 - (5 @state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C. >; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec >; 'VETERANS AFFAIRS' <ogcvalrm@va.gov>

Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec: x 6 - (5 >; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Pei, Yi EOP/OMB <Ex 6 - (5 x 6 - (5 >; August, Lisa L. EOP/OMB <Ex 6 - (5 x 6 - (5 >; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Hu, Grace EOP/OMB <Ex 6 - (5 x 6 - (5 >; Mok, Emily A. EOP/OMB <Ex 6 - (5 x 6 - (5 >; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 Ex 6 - (5 x 6 - (5 >; Dick, John H. EOP/OMB <Ex 6 - (5 x 6 - (5 >; Robinson, Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Giamo, Daniel M. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Garcia, Jacob A. EOP/OMB <Ex 6 - (5 x 6 - (5 >; Nafziger, Jephtha E. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Saunders, Ruth D. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Stein, Nora H. EOP/OMB <Ex 6 - (5 x 6 - (5 >; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Feldman, Iris T. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Branson, Michael D. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Weisshaar, David M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Spiro, Topher J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Reilly, Tom M. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >;

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Goff, Shuwanza R. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Vaeth, Matt J. EOP/OMB
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Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Secx 6 - (5 >; Matsuo, Kimie L. EOP/OMB
<Ex 6 - (5 U.S.C. : 6 - (5 >

Subject: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

DEADLINE: 11:00 AM Wednesday, Jun 30 2021

S. 1260, the "United States Innovation and Competition Act of 2021", passed the Senate on 6/8/21 by a vote of 68-32. Text of the bill as passed by the Senate is available [here](#). The bill contains a wide range of provisions aimed at strengthening the United States' economic resilience and competitiveness. Please see below for a list of the divisions in the bill.

Please review the bill and advise of any objectionable provisions by the deadline above. Thank you.

- DIVISION A--CHIPS and O-RAN 5G Emergency Appropriations
- DIVISION B--Endless Frontier Act
- DIVISION C--Strategic Competition Act of 2021
- DIVISION D--Homeland Security and Governmental Affairs Committee Provisions
- DIVISION E--Meeting the China Challenge Act of 2021
- DIVISION F--Other Matters
- DIVISION G--Trade Act of 2021

LRM ID: KLM-117-33
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: Ventura, Alexandra (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

OMB CONTACT: Kimie Matsuo(OMB)
E-Mail: <Ex 6 - (5 Ex 6 - (5 >
PHONE: <Ex 6 - (5 >
FAX: <Ex 6 - (5 U.S.C. >

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

**FW: REMINDER: LRM: [KLM-117-33] Due 06/30/2021
Wednesday at 11:00 AM -- OMB Request for Views on
S1260 - United States Innovation and Competition Act of
2021**

From: "Klein, Robert T. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
To: "Allred, Victoria L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Date: Wed, 30 Jun 2021 11:03:02 -0400
Attachments: s1260es.pdf (2.92 MB)

Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

FWIW Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

I'm ok with

that part, Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Robert T. Klein | Program Examiner
Office of Management and Budget | Treasury Branch
Ex 6 - (5 U.S.C. Sec 552(b)(5)) | Ex 6 - (5 U.S.C. Sec 552(b)(5))

From: Matsuo, Kimie L. EOP/OMB
Sent: Wednesday, June 30, 2021 9:06 AM
To: 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'HEALTH & HUMAN SERVICES' <lrms@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Peace Corps' <Ex 6 - (5 U.S.C. Sec 552(b)(5))@peacecorps.gov>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(5))@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>

Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Dick, John H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Robinson, Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Giamo, Daniel M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>

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Subject: REMINDER: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Good morning,

This is a reminder to please advise of any objectionable provisions in S. 1260, United States Innovation and Competition Act of 2021, by 11:00 AM today.

Thank you,
Kimie

From: Matsuo, Kimie L. EOP/OMB

Sent: Thursday, June 17, 2021 6:17 PM

To: 'AGRICULTURE' <usdaleg@obpa.usda.gov>; 'Army Corps of Engineers (DOD)' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'COMMERCE' <Ex 6@doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>;

'Export-Import Bank of the United States' <eximlrm@exim.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'General Services Administration' <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'HEALTH & HUMAN SERVICES' <lrm@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'LABOR' <Ex 6 - (5 U.S.C. [REDACTED])>; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'National Transportation Safety Board' <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. [REDACTED])>; 'Peace Corps' <Ex 6 - (5 [REDACTED])@peacecorps.gov>; 'STATE' <Ex 6 - (5 [REDACTED])@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C. [REDACTED])>; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'VETERANS AFFAIRS' <ogcvalrm@va.gov>

Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. [REDACTED]) Ex 6 - (5 [REDACTED])>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Pei, Yi EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; August, Lisa L. EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Hu, Grace EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Mok, Emily A. EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Dick, John H. EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Robinson, Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Giamo, Daniel M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Garcia, Jacob A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Nafziger, Jephtha E. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Saunders, Ruth D. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Stein, Nora H. EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Feldman, Iris T. EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Branson, Michael D. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Weisshaar, David M. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Spiro, Topher J. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Reilly, Tom M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; DL OMB HEALTH PHB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; De Los Santos, Karen EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; May, Joshua D. EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Newman, Kim A. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Cramer, Drew W. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Daumit, Alexander (Jim) J. III EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Mergen, Margaret C. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])>; Hourigan, Clinton T. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Patterson, Tia B. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Clark, Damon J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Hoy, Peter G. EOP/OMB <Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED])>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; McNeal, Chris G. EOP/OMB

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Pipan, Joseph G. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL OMB NSP IAD STATE
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Rob J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL OMB NSP NSD FSIB
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Kelly A. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; O'Brien, Erin L. EOP/OMB
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(552(b)(6))

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Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Matsuo, Kimie L. EOP/OMB
<Ex 6 - (5 Ex 6 - (5 >

Subject: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

DEADLINE: 11:00 AM Wednesday, Jun 30 2021

S. 1260, the "United States Innovation and Competition Act of 2021", passed the Senate on 6/8/21 by a vote of 68-32. Text of the bill as passed by the Senate is available [here](#). The bill contains a wide range of provisions aimed at strengthening the United States' economic resilience and competitiveness. Please see below for a list of the divisions in the bill.

Please review the bill and advise of any objectionable provisions by the deadline above. Thank you.

- DIVISION A--CHIPS and O-RAN 5G Emergency Appropriations
- DIVISION B--Endless Frontier Act
- DIVISION C--Strategic Competition Act of 2021
- DIVISION D--Homeland Security and Governmental Affairs Committee Provisions
- DIVISION E--Meeting the China Challenge Act of 2021
- DIVISION F--Other Matters
- DIVISION G--Trade Act of 2021

LRM ID: KLM-117-33
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: Ventura, Alexandra (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

OMB CONTACT: Kimie Matsuo(OMB)
E-Mail: Ex 6 - (5 Ex 6 - (5
PHONE: Ex 6 - (5
FAX: Ex 6 - (5 U.S.C.

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

**FW: REMINDER: LRM: [KLM-117-33] Due 06/30/2021
Wednesday at 11:00 AM -- OMB Request for Views on
S1260 - United States Innovation and Competition Act of
2021**

From: "Bar-Shalom, Tali EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
To: "McDonald, Christine A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Wed, 30 Jun 2021 11:02:01 -0400
Attachments: s1260es.pdf (2.92 MB)

Did you email the issue to CV? Should I tell Kimie <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process>

From: Matsuo, Kimie L. EOP/OMB
Sent: Wednesday, June 30, 2021 9:06 AM
To: 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'HEALTH & HUMAN SERVICES' <lrn@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Peace Corps' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@peacecorps.gov>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Dick, John H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Robinson, Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Giamo, Daniel M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Garcia, Jacob A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Nafziger, Jephtha E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Saunders, Ruth D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Stein, Nora H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Feldman, Iris T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Branson, Michael D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Weisshaar, David M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Spiro, Topher J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

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Buetow, Zephrahanie N. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5 [REDACTED])>; Metzler, Chad M. EOP/WHO
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Subject: REMINDER: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Good morning,

This is a reminder to please advise of any objectionable provisions in S. 1260, United States Innovation and Competition Act of 2021, by 11:00 AM today.

Thank you,
Kimie

From: Matsuo, Kimie L. EOP/OMB
Sent: Thursday, June 17, 2021 6:17 PM
To: 'AGRICULTURE' <usdaleg@obpa.usda.gov>; 'Army Corps of Engineers (DOD)' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) [REDACTED]>; 'COMMERCE' <Ex 6 [REDACTED]@doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) [REDACTED]>; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Export-Import Bank of the United States' <eximlrm@exim.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'General Services Administration' <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'HEALTH & HUMAN SERVICES' <lrn@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) [REDACTED]>; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'LABOR' <Ex 6 - (5 U.S.C. [REDACTED])>; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'National Transportation Safety Board' <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec [REDACTED])>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. [REDACTED])>; 'Peace Corps' <Ex 6 - (5 [REDACTED])@peacecorps.gov>; 'STATE' <Ex 6 - (5 [REDACTED])@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY'

<llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C. >; DL-USTR-LRM
<Ex 6 - (5 U.S.C. Sec >; 'VETERANS AFFAIRS' <ogcvalrm@va.gov>
Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. > Ex 6 - (5 >; Schory, Daniel K.
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DL OMB HEALTH PHB <Ex 6 - (5 U.S.C. Sec > Ex 6 - (5 >; De Los Santos, Karen EOP/OMB
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Newman, Kim A. EOP/OMB <Ex 6 - (5 U.S.C. Sec > Ex 6 - (5 >; Cramer, Drew W. EOP/OMB
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Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. > Ex 6 - (5 >; Turner, Austin F. EOP/OMB
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Pipan, Joseph G. EOP/OMB <Ex 6 - (5 U.S.C. > Ex 6 - (5 >; DL OMB NSP IAD STATE
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<Ex 6 - (5 U.S.C. x 6 - (5 >; DL OMB NSD INTEL <Ex 6 - (5 U.S.C. Sec >; Nassif, Rob J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; DL OMB NSP NSD FSIB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Falk Curtin, Edna T. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; DL OMB NSP NSD OPS <Ex 6 - (5 U.S.C. Sec >; Kinneen, Kelly A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; O'Brien, Erin L. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; DL OMB BRD PAYGO CREW <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Jun, Hee K. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Yagan, Danny F. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Taber, Jamie R. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Epstein, Diana F. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; DL OMB OFFM <Ex 6 - (5 U.S.C. x 6 - (5 >; Blum, Mathew C. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Field, Lesley A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Wade, James A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Wise, Julie A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; McCrary, Jeremy P. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; DL OMB PPM Personnel Team <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; DL OMB PPM Performance Team <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 >; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Mancini, Dominic J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Hill, Jonathan W. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Fraser, Nicholas A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Seehra, Jasmeet K. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Bestani, William E. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Goodenough, Alex W. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Schwab, Margo EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Martorana, Clare A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; DL OMB OFCIO Legislative <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; DL OMB OGC <Ex 6 - (5 U.S.C. x 6 - (5 >; DL-CEA- LRM <Ex 6 - (5 U.S.C. Sec >; DL NSC Legal <Ex 6 - (5 U.S.C. Sec >; DL NSC Legislative <Ex 6 - (5 U.S.C. Sec >; DPC ExecSec <Ex 6 - (5 U.S.C. x 6 - (5 >; DL WHO NEC LRM <Ex 6 - (5 U.S.C. x 6 - (5 >; DL IPEC LRM <Ex 6 - (5 U.S.C. Sec >; Etter, Robert L. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Heaton, Kelly A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; DL WHO WHCO LRM <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Deeks, Ashley S. EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5 >; Schwartztol, Larry M. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Slevin, Christopher J. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Demers, Kaitlyn H. EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5 >; Dodin, Reema EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5 >; Buetow, Zephrahanie N. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Metzler, Chad EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5 >; Black, Jonathan Y. EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5 >; Goff, Shuwanza R. EOP/WHO <Ex 6 - (5 U.S.C. x 6 - (5 >; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >; Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5 >

Subject: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

DEADLINE: 11:00 AM Wednesday, Jun 30 2021

S. 1260, the "United States Innovation and Competition Act of 2021", passed the Senate on 6/8/21 by a vote of 68-32. Text of the bill as passed by the Senate is available [here](#). The bill contains a wide range of provisions aimed at strengthening the United States' economic resilience and competitiveness. Please see below for a list of the divisions in the bill.

Please review the bill and advise of any objectionable provisions by the deadline above. Thank you.

DIVISION A--CHIPS and O-RAN 5G Emergency Appropriations
DIVISION B--Endless Frontier Act
DIVISION C--Strategic Competition Act of 2021
DIVISION D--Homeland Security and Governmental Affairs Committee Provisions
DIVISION E--Meeting the China Challenge Act of 2021
DIVISION F--Other Matters
DIVISION G--Trade Act of 2021

LRM ID: KLM-117-33
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: Ventura, Alexandra (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

OMB CONTACT: Kimie Matsuo(OMB)
E-Mail: Ex 6 - (5 U.S.C. x 6 - (5
PHONE: Ex 6 - (5
FAX: Ex 6 - (5

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

**FW: REMINDER: LRM: [KLM-117-33] Due 06/30/2021
Wednesday at 11:00 AM -- OMB Request for Views on
S1260 - United States Innovation and Competition Act of
2021**

From: "Klein, Robert T. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
To: "Ryan, Erika H. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Date: Wed, 30 Jun 2021 10:40:05 -0400
Attachments: s1260es.pdf (2.92 MB)

I assume Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

FWIW, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Robert T. Klein | Program Examiner
Office of Management and Budget | Treasury Branch
Ex 6 - (5 U.S.C. Sec 552(b)(5))

From: Matsuo, Kimie L. EOP/OMB
Sent: Wednesday, June 30, 2021 9:06 AM
To: 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'HEALTH & HUMAN SERVICES' <lrn@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; 'Peace Corps' <Ex 6 - (5 U.S.C. Sec 552(b)(5))@peacecorps.gov>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(5))@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Dick, John H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Robinson, Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Giamo, Daniel M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Garcia, Jacob A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Nafziger, Jephtha E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Saunders, Ruth D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Stein, Nora H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lachman,

Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Feldman, Iris T. EOP/OMB
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Subject: REMINDER: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Good morning,

This is a reminder to please advise of any objectionable provisions in S. 1260, United States Innovation and Competition Act of 2021, by 11:00 AM today.

Thank you,
Kimie

From: Matsuo, Kimie L. EOP/OMB
Sent: Thursday, June 17, 2021 6:17 PM
To: 'AGRICULTURE' <usdaleg@obpa.usda.gov>; 'Army Corps of Engineers (DOD)' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; 'COMMERCE' <Ex 6 @doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Export-Import Bank of the United States' <eximlrn@exim.gov>; 'Federal Trade Commission' <FTC-LRM@ftc.gov>; 'General Services Administration' <Ex 6 - (5 U.S.C. Sec >; 'HEALTH & HUMAN SERVICES' <lrn@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE'

<Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'LABOR' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'National Transportation Safety Board' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Peace Corps' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@peacecorps.gov>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; DL-USTR-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'VETERANS AFFAIRS' <ogcvlrm@va.gov>

Cc: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Evans, Beatrix C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Dick, John H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Robinson, Donovan O. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Giamo, Daniel M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Garcia, Jacob A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Nafziger, Jephtha E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Saunders, Ruth D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Stein, Nora H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Feldman, Iris T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Branson, Michael D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Weisshaar, David M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Spiro, Topher J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Reilly, Tom M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; DL OMB HEALTH PHB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; De Los Santos, Karen EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; May, Joshua D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Newman, Kim A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Cramer, Drew W. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Daumit, Alexander (Jim) J. III EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Mergen, Margaret C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Hourigan, Clinton T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Patterson, Tia B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Clark, Damon J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Hoy, Peter G. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; McNeal, Chris G. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Gonzalez, Anthony A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Curtis, Tyler T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Klein, Robert T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Salazar, Adam N. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>; Ghavalyan, Mariam EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) x 6 - (5 U.S.C. Sec 552(b)(6))>

Ex 6 - (5 U.S.C. Sec 6 - (5) >; Allred, Victoria L. EOP/OMB
 Ex 6 - (5 U.S.C. x 6 - (5) >; Stratton, Terry W. EOP/OMB
 Ex 6 - (5 U.S.C. x 6 - (5) >; Meier, Edward F. EOP/OMB Ex 6 - (5 U.S.C. x 6 - (5) >;
 Pipan, Joseph G. EOP/OMB Ex 6 - (5 U.S.C. x 6 - (5) >; DL OMB NSP IAD STATE
 Ex 6 - (5 U.S.C. Sec x 6 - (5) >; Lilac, Kristina E. EOP/OMB
 Ex 6 - (5 U.S.C. 6 - (5) >; DL OMB NSP IAD ECON Ex 6 - (5 U.S.C. Sec x 6 - (5) >;
 Sandy, Mark S. EOP/OMB Ex 6 - (5 U.S.C. 6 - (5) >; O'Kane, Matt J. EOP/OMB
 Ex 6 - (5 U.S.C. x 6 - (5) >; DL OMB NSD INTEL Ex 6 - (5 U.S.C. Sec >; Nassif,
 Rob J. EOP/OMB Ex 6 - (5 U.S.C. x 6 - (5) >; DL OMB NSP NSD FSIB
 Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Falk Curtin, Edna T. EOP/OMB
 Ex 6 - (5 U.S.C. 6 - (5) >; DL OMB NSP NSD OPS Ex 6 - (5 U.S.C. Sec >; Kinneen,
 Kelly A. EOP/OMB Ex 6 - (5 x 6 - (5) >; O'Brien, Erin L. EOP/OMB
 Ex 6 - (5 x 6 - (5) >; DL OMB BRD PAYGO CREW
 Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Jun, Hee K. EOP/OMB Ex 6 - (5 Ex 6 - (5) >;
 Yagan, Danny F. EOP/OMB Ex 6 - (5 Ex 6 - (5) >; Taber, Jamie R. EOP/OMB
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Epstein, Diana F. EOP/OMB Ex 6 - (5 U.S.C. Ex 6 - (5) >; DL
 OMB OFFM Ex 6 - (5 Ex 6 - (5) >; Blum, Mathew C. EOP/OMB
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Field, Lesley A. EOP/OMB Ex 6 - (5 U.S.C. Ex 6 - (5) >;
 Wade, James A. EOP/OMB Ex 6 - (5 U.S.C. Ex 6 - (5) >; Wise, Julie A. EOP/OMB
 Ex 6 - (5 Ex 6 - (5) >; McCrary, Jeremy P. EOP/OMB Ex 6 - (5 U.S.C. Ex 6 - (5) >; DL
 OMB PPM Personnel Team Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; DL OMB PPM
 Performance Team Ex 6 - (5 U.S.C. Sec 552(b)(6)) Ex 6 - (5) >; Greenwald, Elyse F.
 EOP/OMB Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Mancini, Dominic J. EOP/OMB
 Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Moncada, Kirsten J. EOP/OMB
 Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Hill, Jonathan W. EOP/OMB
 Ex 6 - (5 U.S.C. x 6 - (5) >; Hunt, Alex T. EOP/OMB Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >;
 Fraser, Nicholas A. EOP/OMB Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Seehra, Jasmeet K. EOP/OMB
 Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Bestani, William E. EOP/OMB
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Goodenough, Alex W. EOP/OMB
 Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Ahmed, Shagufta I. EOP/OMB
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Schwab, Margo EOP/OMB Ex 6 - (5 U.S.C. Ex 6 - (5) >;
 Martorana, Clare A. EOP/OMB Ex 6 - (5 U.S.C. Sec 6 - (5) >; DL OMB OFCIO Legislative
 Ex 6 - (5 U.S.C. Sec x 6 - (5) >; DL OMB OGC Ex 6 - (5 x 6 - (5) >; DL-CEA-
 LRM Ex 6 - (5 U.S.C. Sec >; DL NSC Legal Ex 6 - (5 U.S.C. Sec >; DL NSC Legislative
 Ex 6 - (5 U.S.C. Sec >; DPC ExecSec Ex 6 - (5 Ex 6 - (5) >; DL WHO NEC LRM
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; DL IPEC LRM Ex 6 - (5 U.S.C. Sec >; Etter, Robert L.
 EOP/OMB Ex 6 - (5 U.S.C. 6 - (5) >; Heaton, Kelly A. EOP/OMB
 Ex 6 - (5 U.S.C. x 6 - (5) >; Ward, Benjamin A. EOP/OMB Ex 6 - (5 U.S.C. x 6 - (5) >;
 DL WHO WHCO LRM Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Deeks, Ashley S. EOP/WHO
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Schwartztol, Larry M. EOP/WHO
 Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Slevin, Christopher J. EOP/WHO
 Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Demers, Kaitlyn H. EOP/WHO
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Dodin, Reema EOP/WHO Ex 6 - (5 Ex 6 - (5) >;
 Buetow, Zephrairie N. EOP/WHO Ex 6 - (5 U.S.C. Sec Ex 6 - (5) >; Metzler, Chad EOP/WHO
 Ex 6 - (5 Ex 6 - (5) >; Black, Jonathan Y. EOP/WHO Ex 6 - (5 U.S.C. Ex 6 - (5) >;
 Goff, Shuwanza R. EOP/WHO Ex 6 - (5 U.S.C. Ex 6 - (5) >; Vaeth, Matt J. EOP/OMB
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Menard, Barbara A. EOP/OMB
 Ex 6 - (5 U.S.C. Ex 6 - (5) >; Leon, Bryan P. EOP/OMB Ex 6 - (5 U.S.C. Ex 6 - (5) >;
 Sec 552(b)(6)) >; Sec 552(b)(6)) >;

Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Matsuo, Kimie L. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >

Subject: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

DEADLINE: 11:00 AM Wednesday, Jun 30 2021

S. 1260, the "United States Innovation and Competition Act of 2021", passed the Senate on 6/8/21 by a vote of 68-32. Text of the bill as passed by the Senate is available [here](#). The bill contains a wide range of provisions aimed at strengthening the United States' economic resilience and competitiveness. Please see below for a list of the divisions in the bill.

Please review the bill and advise of any objectionable provisions by the deadline above. Thank you.

- DIVISION A--CHIPS and O-RAN 5G Emergency Appropriations
- DIVISION B--Endless Frontier Act
- DIVISION C--Strategic Competition Act of 2021
- DIVISION D--Homeland Security and Governmental Affairs Committee Provisions
- DIVISION E--Meeting the China Challenge Act of 2021
- DIVISION F--Other Matters
- DIVISION G--Trade Act of 2021

LRM ID: KLM-117-33
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: Ventura, Alexandra (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

OMB CONTACT: Kimie Matsuo(OMB)
E-Mail: Ex 6 - (5 U.S.C. Ex 6 - (5 >
PHONE: Ex 6 - (5 U.S.C. >
FAX: Ex 6 - (5 U.S.C. >
See 552(b)(6)

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

From: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Thu, 01 Jul 2021 12:01:54 -0400
Attachments: Comments_on_S.1260A.docx (27.14 kB); s1260es.pdf (2.92 MB)

Hi Bill,

Please see attached DOD's comments on S. 1260. I've attached the bill text as well for your reference. Flagging in particular Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Please let me know if you have Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process FYSA, I'm working on pulling together all interagency feedback now and hope to be able to send a full compilation of comments to the relevant OMB offices in the coming days.

Thanks!
Kimie

From: McNavage, William EOP/OMB
Sent: Tuesday, June 29, 2021 2:57 PM
To: Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Thank you. I really appreciate it.

Bill

Bill McNavage, Ph.D.
Program Examiner | Defense Investments Branch
Office of Management and Budget
(w) Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process
<https://www.whitehouse.gov/omb>

From: Matsuo, Kimie L. EOP/OMB
Sent: Tuesday, June 29, 2021 2:32 PM
To: McNavage, William EOP/OMB
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Hi Bill,

DOD hasn't responded yet, but I'll let you know when I hear from them.

Thanks,
Kimie

From: McNavage, William EOP/OMB
Sent: Tuesday, June 29, 2021 2:27 PM
To: Matsuo, Kimie L. EOP/OMB
Subject: RE: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

Hi Kimie –

Did DOD send any comments back on this yet? If so, are you able to share with me?

Thanks,
Bill

Bill McNavage, Ph.D.
Program Examiner | Defense Investments Branch
Office of Management and Budget
(w) Ex 6 - (5)
<https://www.whitehouse.gov/omb>

From: Matsuo, Kimie L. EOP/OMB
Sent: Thursday, June 17, 2021 6:17 PM
To: 'AGRICULTURE'; 'Army Corps of Engineers (DOD)'; 'COMMERCE'; 'DEFENSE'; 'EDUCATION'; 'ENERGY'; 'Environmental Protection Agency'; 'Export-Import Bank of the United States'; 'Federal Trade Commission'; 'General Services Administration'; 'HEALTH & HUMAN SERVICES'; 'HOMELAND SECURITY'; 'HOUSING & URBAN DEVELOPMENT'; 'INTERIOR'; 'JUSTICE'; 'LABOR'; 'National Aeronautics and Space Administration'; 'National Science Foundation'; 'DL NSC LRM'; 'National Transportation Safety Board'; 'Office of Personnel Management'; 'DL-OSTP-LRM'; 'Office of the Director of National Intelligence'; 'Peace Corps'; 'STATE'; 'Small Business Administration'; 'TRANSPORTATION'; 'TREASURY'; 'US Agency for International Development'; 'DL-USTR-LRM'; 'VETERANS AFFAIRS'
Cc: Vahlsing, Candace M. EOP/OMB; Schory, Daniel K. EOP/OMB; Evans, Beatrix C. EOP/OMB; Pasquantino, John C. EOP/OMB; Shawcross, Paul J. EOP/OMB; Pei, Yi EOP/OMB; August, Lisa L. EOP/OMB; Black, Sam J. EOP/OMB; Hu, Grace EOP/OMB; Mok, Emily A. EOP/OMB; McDonald, Christine A. EOP/OMB; Bar-Shalom, Tali EOP/OMB; Dick, John H. EOP/OMB; Robinson, Donovan O. EOP/OMB; Giamo, Daniel M. EOP/OMB; Garcia, Jacob A. EOP/OMB; Nafziger, Jephtha E. EOP/OMB; Lucas, Adrienne E. EOP/OMB; Saunders, Ruth D. EOP/OMB; Stein, Nora H. EOP/OMB; Lachman, Sherry E. EOP/OMB; Feldman, Iris T. EOP/OMB; Bomberger, Melissa B. EOP/OMB; Cassell, Mary I. EOP/OMB; Derbes, Catherine A. EOP/OMB; Branson, Michael D. EOP/OMB; Weisshaar, David M. EOP/OMB; Spiro, Topher J. EOP/OMB; Reilly, Tom M. EOP/OMB; DL OMB HEALTH PHB; De Los Santos, Karen EOP/OMB; May, Joshua D. EOP/OMB; Newman, Kim A. EOP/OMB; Cramer, Drew W. EOP/OMB; Daumit, Alexander (Jim) J. III EOP/OMB; Mergen, Margaret C. EOP/OMB; Hourigan, Clinton T. EOP/OMB; Patterson, Tia B. EOP/OMB; Enger, Michelle A. EOP/OMB; Turner, Austin F. EOP/OMB; Clark, Damon J. EOP/OMB; Miller, Kimberly A. EOP/OMB; Jones, Lauren H. EOP/OMB; Hoy, Peter G. EOP/OMB; Clark, Michael C. EOP/OMB; McNeal, Chris G. EOP/OMB; Gonzalez,

Anthony A. EOP/OMB ; Curtis, Tyler T. EOP/OMB ; Klein, Robert T. EOP/OMB ; Salazar, Adam N. EOP/OMB ; Ghavalyan, Mariam EOP/OMB ; Allred, Victoria L. EOP/OMB ; Stratton, Terry W. EOP/OMB ; Meier, Edward F. EOP/OMB ; Pipan, Joseph G. EOP/OMB ; DL OMB NSP IAD STATE ; Lilac, Kristina E. EOP/OMB ; DL OMB NSP IAD ECON ; Sandy, Mark S. EOP/OMB ; O'Kane, Matt J. EOP/OMB ; DL OMB NSD INTEL ; Nassif, Rob J. EOP/OMB ; DL OMB NSP NSD FSIB ; Falk Curtin, Edna T. EOP/OMB ; DL OMB NSP NSD OPS ; Kinneen, Kelly A. EOP/OMB ; O'Brien, Erin L. EOP/OMB ; DL OMB BRD PAYGO CREW ; Jun, Hee K. EOP/OMB ; Yagan, Danny F. EOP/OMB ; Taber, Jamie R. EOP/OMB ; Epstein, Diana F. EOP/OMB ; DL OMB OFFM ; Blum, Mathew C. EOP/OMB ; Field, Lesley A. EOP/OMB ; Wade, James A. EOP/OMB ; Wise, Julie A. EOP/OMB ; McCrary, Jeremy P. EOP/OMB ; DL OMB PPM Personnel Team ; DL OMB PPM Performance Team ; Greenwald, Elyse F. EOP/OMB ; Mancini, Dominic J. EOP/OMB ; Moncada, Kirsten J. EOP/OMB ; Hill, Jonathan W. EOP/OMB ; Hunt, Alex T. EOP/OMB ; Fraser, Nicholas A. EOP/OMB ; Seehra, Jasmeet K. EOP/OMB ; Bestani, William E. EOP/OMB ; Goodenough, Alex W. EOP/OMB ; Ahmed, Shagufta I. EOP/OMB ; Schwab, Margo EOP/OMB ; Martorana, Clare A. EOP/OMB ; DL OMB OFCIO Legislative ; DL OMB OGC ; DL-CEA-LRM ; DL NSC Legal ; DL NSC Legislative ; DPC ExecSec ; DL WHO NEC LRM ; DL IPEC LRM ; Etter, Robert L. EOP/OMB ; Heaton, Kelly A. EOP/OMB ; Ward, Benjamin A. EOP/OMB ; DL WHO WHCO LRM ; Deeks, Ashley S. EOP/WHO ; Schwartztol, Larry M. EOP/WHO ; Slevin, Christopher J. EOP/WHO ; Demers, Kaitlyn H. EOP/WHO ; Dodin, Reema EOP/WHO ; Buetow, Zephranie N. EOP/WHO ; Metzler, Chad EOP/WHO ; Black, Jonathan Y. EOP/WHO ; Goff, Shuwanza R. EOP/WHO ; Vaeth, Matt J. EOP/OMB ; Menard, Barbara A. EOP/OMB ; Leon, Bryan P. EOP/OMB ; Ventura, Alexandra EOP/OMB ; Matsuo, Kimie L. EOP/OMB

Subject: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

DEADLINE: 11:00 AM Wednesday, Jun 30 2021

S. 1260, the "United States Innovation and Competition Act of 2021", passed the Senate on 6/8/21 by a vote of 68-32. Text of the bill as passed by the Senate is available [here](#). The bill contains a wide range of provisions aimed at strengthening the United States' economic resilience and competitiveness. Please see below for a list of the divisions in the bill.

Please review the bill and advise of any objectionable provisions by the deadline above. Thank you.

DIVISION A--CHIPS and O-RAN 5G Emergency Appropriations
DIVISION B--Endless Frontier Act
DIVISION C--Strategic Competition Act of 2021
DIVISION D--Homeland Security and Governmental Affairs Committee Provisions
DIVISION E--Meeting the China Challenge Act of 2021
DIVISION F--Other Matters
DIVISION G--Trade Act of 2021

LRM ID: KLM-117-33
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: Ventura, Alexandra (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [KLM-117-33] Due 06/30/2021 Wednesday at 11:00 AM -- OMB Request for Views on S1260 - United States Innovation and Competition Act of 2021

OMB CONTACT: Kimie Matsuo(OMB)

E-Mail: Ex 6 - (5) Ex 6 - (5)

PHONE: Ex 6 - (5)

FAX: Ex 6 - (5)

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

RE: Interagency Feedback on S. 1260, USICA

From: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Sharbatoghlie, Shabnam EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Rodgers, Marshall J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Thomas, Will III EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Vaeth, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Menard, Barbara A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Leon, Bryan P. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Ventura, Alexandra EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: "Kim, Michael B. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Date: Mon, 12 Jul 2021 16:07:02 -0400
Attachments: s1260es.pdf (2.92 MB)

Thanks so much, Will, Marshall, and Shab.

Bryan and Mike, could you please confirm whether you've handled Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]

From: Sharbatoghlie, Shabnam EOP/OMB
Sent: Monday, July 12, 2021 3:34 PM
To: Rodgers, Marshall J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Thomas, Will III EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>; Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>; Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>; Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Kim, Michael B. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: RE: Interagency Feedback on S. 1260, USICA

Hi Kimie—We have provided Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]

Ex 5 DP- (5 [REDACTED]) I have attached the relevant TA.

From: Rodgers, Marshall J. EOP/OMB
Sent: Monday, July 12, 2021 3:10 PM
To: Thomas, Will III EOP/OMB ; Matsuo, Kimie L. EOP/OMB ; Vaeth, Matt J. EOP/OMB ; Menard, Barbara A. EOP/OMB ; Leon, Bryan P. EOP/OMB ; Sharbatoghlie, Shabnam EOP/OMB ; Ventura, Alexandra EOP/OMB
Cc: Kim, Michael B. EOP/OMB
Subject: RE: Interagency Feedback on S. 1260, USICA

I'm [REDACTED] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]
Ex 5 DP- (5 [REDACTED]) But Bryan and Mike should confirm that they haven't worked on any.

From: Thomas, Will III EOP/OMB
Sent: Monday, July 12, 2021 2:41 PM
To: Matsuo, Kimie L. EOP/OMB ; Vaeth, Matt J. EOP/OMB ; Menard, Barbara A. EOP/OMB ; Leon, Bryan P. EOP/OMB ; Sharbatoghlie, Shabnam EOP/OMB ; Ventura, Alexandra EOP/OMB
Cc: Kim, Michael B. EOP/OMB ; Rodgers, Marshall J. EOP/OMB
Subject: RE: Interagency Feedback on S. 1260, USICA

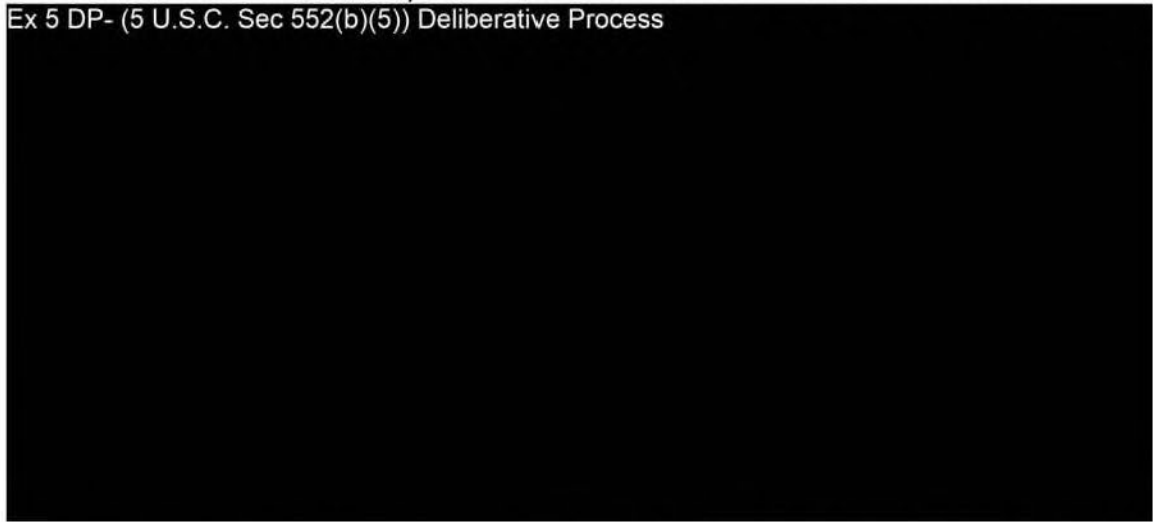
Thanks for pulling all of this together Kimie. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I've looped in
Mike and Marshall just in case Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, July 12, 2021 1:40 PM
To: Vaeth, Matt J. EOP/OMB ; Menard, Barbara A. EOP/OMB ; Leon, Bryan P. EOP/OMB ; Sharbatoghlie, Shabnam EOP/OMB ; Thomas, Will III EOP/OMB ; Ventura, Alexandra EOP/OMB
Subject: Interagency Feedback on S. 1260, USICA

Hi all,

Please see attached the interagency feedback we've received on S. 1260, as passed by the Senate. Please feel free to share with others in your branches. The Excel document contains four sheets:

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Please note that in the Master sheet, we included Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 specifically:

- Division D, Title I, Subtitle C – Make PPE in America
- Division D, Title IV, Subtitle A – Ensuring Security of Unmanned Aircraft Systems (possibly RDI lead?)
- Division G, Title II – Ensuring Resiliency in Critical Supply Chains (possibly RDI lead?)

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Please let me know if you have any questions. We plan on sending this around to the other relevant OMB offices later this afternoon.

Thank you!
Kimie

FW: Interagency Feedback on S. 1260, USICA

From: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
To: "Thomas, Will III EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Wed, 14 Jul 2021 17:15:22 -0400
Attachments: s1260es.pdf (2.92 MB)

Hi Will,

One quick follow up question on this. <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

<Ex 5 DP- (5 U.S.C. Sec 552(b)(5))> The relevant portion of the TOC from S. 1260 is pasted below for your reference.

Thank you!
Kimie

DIVISION D—HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS COMMITTEE PROVISIONS

Sec. 4001. Short title; table of contents.

TITLE I—ENSURING DOMESTIC MANUFACTURING CAPABILITIES

Subtitle A—Build America, Buy America

Sec. 4101. Short title.

PART I—BUY AMERICA SOURCING REQUIREMENTS

Sec. 4111. Findings.

Sec. 4112. Definitions.

Sec. 4113. Identification of deficient programs.

Sec. 4114. Application of Buy America preference.

Sec. 4115. OMB guidance and standards.

Sec. 4116. Technical assistance partnership and consultation supporting Department of Transportation Buy America requirements.

Sec. 4117. Application.

PART II—MAKE IT IN AMERICA

Sec. 4121. Regulations relating to Buy American Act.

Sec. 4122. Amendments relating to Buy American Act.

Sec. 4123. Made in America Office.

Sec. 4124. Hollings Manufacturing Extension Partnership activities.

Sec. 4125. United States obligations under international agreements.

Sec. 4126. Definitions.

Sec. 4127. Prospective amendments to internal cross-references.

From: Thomas, Will III EOP/OMB

Sent: Monday, July 12, 2021 2:41 PM

To: Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>;

Sharbatoghlie, Shabnam EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Cc: Kim, Michael B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Rodgers, Marshall J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: RE: Interagency Feedback on S. 1260, USICA

Thanks for pulling all of this together Kimie. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I've looped in
Mike and Marshall just in case Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, July 12, 2021 1:40 PM
To: Vaeth, Matt J. EOP/OMB ; Menard, Barbara A. EOP/OMB ; Leon, Bryan P. EOP/OMB ; Sharbatoghlie, Shabnam EOP/OMB ; Thomas, Will III EOP/OMB ; Ventura, Alexandra EOP/OMB
Subject: Interagency Feedback on S. 1260, USICA

Hi all,

Please see attached the interagency feedback we've received on S. 1260, as passed by the Senate. Please feel free to share with others in your branches. The Excel document contains four sheets:

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Please note that in the Master sheet, we included Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process specifically:

- Division D, Title I, Subtitle C – Make PPE in America
- Division D, Title IV, Subtitle A – Ensuring Security of Unmanned Aircraft Systems (possibly RDI lead?)
- Division G, Title II – Ensuring Resiliency in Critical Supply Chains (possibly RDI lead?)

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Please let me know if you have any questions. We plan on sending this around to the other relevant OMB offices later this afternoon.

Thank you!
Kimie

For review: DOD comments on SPACE Act -- Please respond by 9:30 AM tomorrow, 7/20

From: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Miller, Kimberly A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Clark, Michael C. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Shawcross, Paul J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "August, Lisa L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Black, Sam J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "O'Kane, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: "Ventura, Alexandra EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Mon, 19 Jul 2021 14:18:47 -0400
Attachments: s1260es.pdf (2.92 MB)

Good afternoon,

~

OMBLA received a request Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED] We haven't cleared Ex 5 DP- (5 [REDACTED]) but the SPACE Act is included as Division B, Title VI, Subtitle A in 1260, USICA (Sec. 2601-2605; pp. 533-562 of the attached pdf). Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED] I've pasted the comments below for ease of review.

~

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED] Please also let me know. Ex 5 DP- (5 [REDACTED])
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]
 Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]

~

Please respond as soon as possible and no later than tomorrow morning.

~

Thank you,

Kimie

~

~

Section #	Section title	Commenting Agency	Issue/Requested Change
Ex 5 DP-	(5 U.S.C. Sec 552(b)(5))	Deliberative Process	[REDACTED]

FW: For review: DOD comments on SPACE Act -- Please respond by 9:30 AM tomorrow, 7/20

From: "Clark, Michael C. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5) >
To: "Miller, Kimberly A. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5) >
Date: Mon, 19 Jul 2021 17:05:03 -0400
Attachments: s1260es.pdf (2.92 MB)

In case this is on ME's radar, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, July 19, 2021 4:28 PM
To: Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5) >; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5) >; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5) >; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5) >; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5) >; O'Kane, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5) >
Cc: Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5) >
Subject: For review: DOD comments on SPACE Act -- Please respond by 9:30 AM tomorrow, 7/20

Good afternoon,

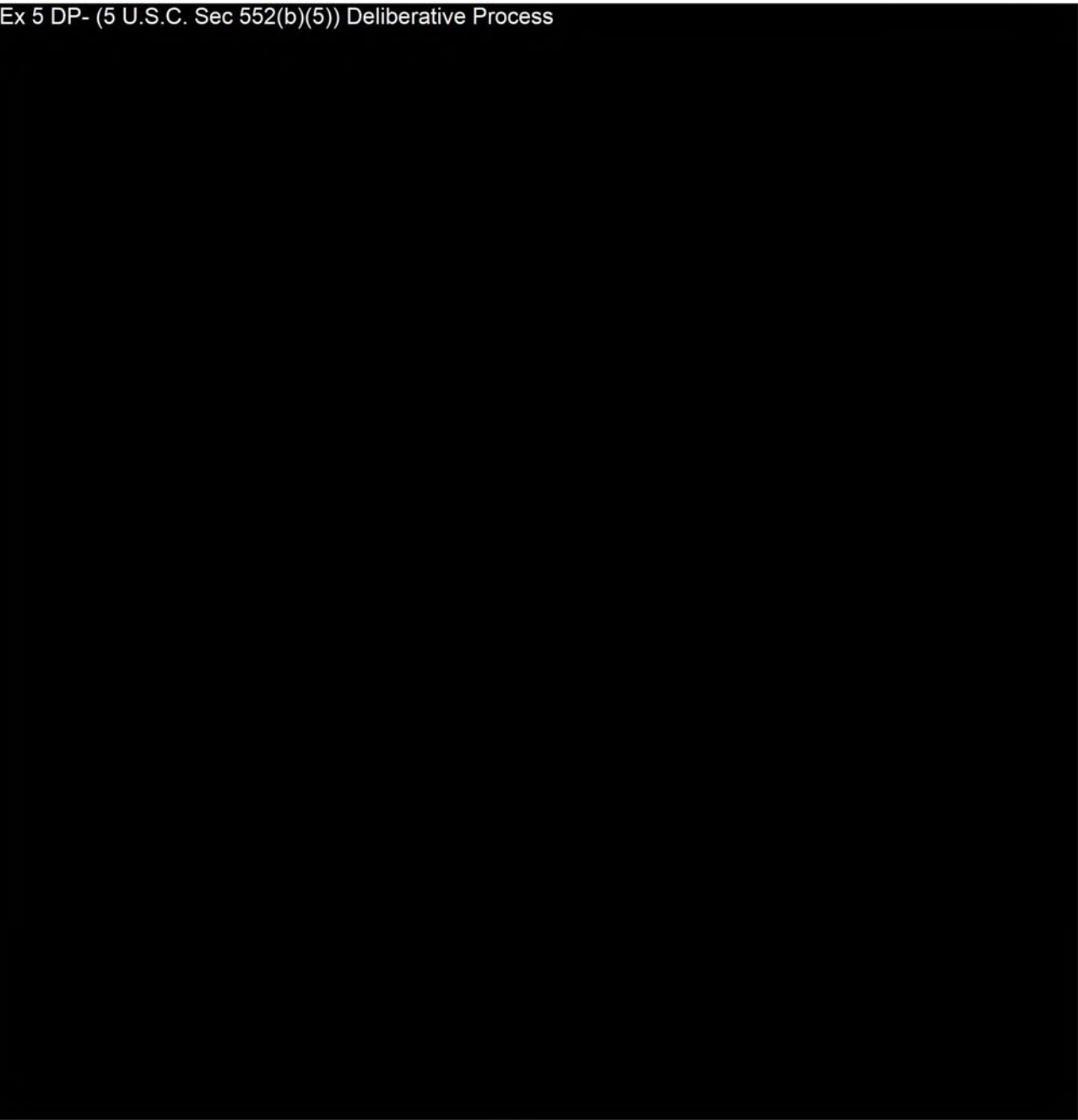
OMBLA received a request Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- but the SPACE Act is included as Division B, Title VI, Subtitle A in 1260, USICA (Sec. 2601-2605; pp. 533-562 of the attached pdf). Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I've pasted the comments below for ease of review.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Please also let me know Ex 5 DP- (5
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Please respond as soon as possible and no later than tomorrow morning.

Thank you,
Kimie

Section #	Section title	Commenting Agency	Issue/Requested Change
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process			



FW: For review: DOD comments on SPACE Act -- Please respond by 9:30 AM tomorrow, 7/20

From: "Black, Sam J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Shawcross, Paul J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "August, Lisa L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Date: Mon, 19 Jul 2021 16:49:13 -0400
Attachments: s1260es.pdf (2.92 MB)

Ex 5 DP- (5 U.S.C. Sec [REDACTED])

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, July 19, 2021 4:28 PM
To: Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>; Black, Sam J. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>; O'Kane, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Subject: For review: DOD comments on SPACE Act -- Please respond by 9:30 AM tomorrow, 7/20

Good afternoon,

OMBIA received a request Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- [REDACTED] but the SPACE Act is included as Division B, Title VI, Subtitle A in 1260, USICA (Sec. 2601-2605; pp. 533-562 of the attached pdf). Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I've pasted the comments below for ease of review.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Please also let me know Ex 5 DP- (5 U.S.C. Sec [REDACTED])
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Please respond as soon as possible and no later than tomorrow morning.

Thank you,
Kimie

Section #	Section title	Commenting Agency	Issue/Requested Change
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process	[REDACTED]	[REDACTED]	[REDACTED]

FW: Draft Implementation Guidance for NSPM-33 on Research Security

From: "Mok, Emily A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
To: "Kluever, April N. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Ashley, Elizabeth M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Leggett, Carmine S. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Hirsch, Quinn N. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Pei, Yi EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Cc: "Moncada, Kirsten J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Hennemuth, Elizabeth I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Tran, Hai M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Hubbard, Rhea A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>, "Blum, Mathew C. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Date: Wed, 01 Sep 2021 18:19:52 -0400
Attachments: NSPM-33 Implementation Guidance 20210827 CLEAN.docx (166.4 kB); nspm-33.pdf (553.26 kB)

++ additional OIRA folks <Ex 5 DP- (5 U.S.C. Sec 552(b)(5))> and Yi <Ex 5 DP- (5 U.S.C. Sec 552(b)(5))>
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. Please see Bill's email below.

From: McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Sent: Monday, August 30, 2021 3:35 PM
To: Moncada, Kirsten J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hennemuth, Elizabeth I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Tran, Hai M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hubbard, Rhea A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Blum, Mathew C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Cc: Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Subject: Draft Implementation Guidance for NSPM-33 on Research Security

Hi All –

The NSTC Subcommittee on Research Security is in the process of preparing implementation guidance for NSPM-33 on the National Security Strategy for United States Government-Supported Research and Development. I've attached the current implementation guidance draft and a copy of NSPM-33 for reference.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

If you have any edits or comments, we'd like to collect those by **12:00pm on Tuesday 7 September.** Please let me know if this date is problematic. Also, if I missed anyone on this distro, please forward this message to others as necessary.

Please let me know if you have any other questions.

Regards,
Bill

Bill McNavage, Ph.D.
Program Examiner | Defense Investments Branch
Office of Management and Budget
(w) Ex 6 - (5 [REDACTED])
(m) U.S.C. Sec [REDACTED]
(n) Ex 6 - (5 U.S.C. Sec [REDACTED]) Ex 6 - (5 [REDACTED])
(s) Ex 6 - (5 U.S.C. Sec 552(b)(6)) [REDACTED]
(t) Ex 6 - (5 U.S.C. Sec [REDACTED])

RE: NSTC/Research Security: Request for broader review

From: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "Mok, Emily A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Tue, 07 Sep 2021 10:11:42 -0400
Attachments: NSPM-33 Implementation Guidance 20210827 CLEAN OIRA.docx (171.1 kB)

Hi Emily –

Thanks for your note. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process See attached.

I did not get anything back from OFFM at this point, but they have until noon today.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I'll circle back
as soon as I know the doc is ready for NSTC committee review.

Please let me know if you have any questions. I hope you had a nice weekend.

Bill

Bill McNavage, Ph.D.

Program Examiner | Defense Investments Branch
Office of Management and Budget
(w) Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process
<https://www.whitehouse.gov/omb>

From: Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Sent: Tuesday, September 7, 2021 9:54 AM
To: McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: RE: NSTC/Research Security: Request for broader review

Hi Bill,

Sorry for the delayed response on this. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks
Emily

From: Mok, Emily A. EOP/OMB
Sent: Wednesday, September 1, 2021 6:15 PM
To: McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: RE: NSTC/Research Security: Request for broader review

Hi Bill,

Sorry – just now catching up on this email. Thanks for your email about this (and also your circulation to the other key OMB folks – OIRA, OFFM, etc.) for their review. I will aim to look this over tomorrow and let you know if I happen to notice anything. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Given this, I'll forward your email to the missing OIRA folks (it is not Libby, but some other individuals that they had appointed to attend the Disclosures-WG with me) and Yi.

Emily

From: McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process>
Sent: Wednesday, September 1, 2021 11:40 AM
To: Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process>
Subject: FW: NSTC/Research Security: Request for broader review

Hi Emily –

The NSPM-33 implementation guidance is going through another round of subcommittee review with comments due back by Friday. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process If you have any comments or concerns, could you let Aaron know, or alternatively let me know I can consolidate with my own comments on the guidance draft.

I hope all is well.

Thanks,
Bill

From: Miles, Aaron R. EOP/OSTP
Sent: Friday, August 27, 2021 5:49 PM
To: Turaga, Bridget M. <bturaga@nsf.gov>; (b)(6), (b)(7)(C) (SL) (FBI) (b)(6), (b)(7)(C) & Binkley, Steve <John.Binkley@science.doe.gov>; jaimie.adams@usda.gov; (b)(6), (b)(7)(C); Donohue, Ryan C. EOP/OSTP <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; (b)(6), (b)(7)(C) (DO) (FBI) (b)(6), (b)(7)(C) & gregory.strouse@nist.gov; (b)(3), (b)(6); Julie.Abraham@dot.gov; Merrill, John <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; (b)(6), (b)(7)(C) (DO) (FBI) (b)(6), (b)(7)(C) & Matthew.Warren@fda.hhs.gov; Methfessel, Bucky <Bucky.Methfessel@ed.gov>; DeBlanc-Knowles, Tess K. EOP/OSTP <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ex 6 - (5 U.S.C. Sec 552(b)(6)) (NSD) <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Bahnak, Jess <Jess.Bahnak@science.doe.gov>; Ex 6 - (5 U.S.C. Sec 552(b)(6)) <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Feldman, Jean I. <jfeldman@nsf.gov>; patricia.valdez@nih.gov; michael.lauer@nih.gov; Keiser, Rebecca Lynn (RLKEISER@nsf.gov) <RLKEISER@nsf.gov>; Zuckerman, Brian L <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ex 6 - (5 U.S.C. Sec 552(b)(6)) <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ison, Jeremy T. (HQ) <jeremy.ison@hq.doe.gov>; McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; (b)(6), (b)(7)(C) & (CD) (FBI) (b)(6), (b)(7)(C) & Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ex 6 - (5 U.S.C. Sec 552(b)(6)) <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Karena.Cooper@fda.hhs.gov; (b)(6), (b)(7)(C) & (CD) (FBI) (b)(6), (b)(7)(C) &

(b)(6), (CD) (FBI) (b)(6), (b)(7)(C) & ; Whitman, Lloyd <lwhitman@nsf.gov>; Alstott, Jeffrey D. EOP/NSC <Ex 6 - (5 U.S.C. Sec >; (b)(3), (b)(6) >;
Ex 6 - (5 U.S.C. >; Wu, Elaine <Elaine.Wu@USPTO.GOV>; Fung, Henry Y <Ex 6 - >@state.gov>;
(b)(6), (b)(7)(C) & (DO) (FBI) (b)(6), (b)(7)(C) & ; ben.huddle@dot.gov;
Jesus.Hernandez@USPTO.GOV; (b)(6), >; Jenter, Harry L <hjenter@usgs.gov>; Hildebrand, Grace E <Ex 6 - (5 U.S.C. >; kala.shah@ed.gov; (b)(3), (b)(6) >;
(b)(3), (b)(6) > Ex 6 - (5 U.S.C. Sec >; (b)(6), (b)(7)(C) & (DO) (FBI) >;
(b)(6), (b)(7)(C) & ; margaret.kieffer@nasa.gov; Ross, Keel L <klross@usgs.gov>; Draper, Dave (HQ-AE000) <david.draper@nasa.gov>; Steven.Cooley@fda.hhs.gov; simon.liu@ars.usda.gov; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec >; Slupe, Kevin <Kevin.Slupe@ed.gov>; (b)(6), (b)(7)(C) & >;
(WMD) (FBI) (b)(6), (b)(7)(C) & (b)(7)(E) >; Mahmood, Sarah > Ex 6 - (5 U.S.C. Sec >; Stalker-Lehoux, Sarah M. EOP/NSC <Ex 6 - (5 U.S.C. Sec >;
Ex 6 - (5 U.S.C. Sec >; Bagia, Amrit B. EOP/NSC <Ex 6 - (5 U.S.C. Sec >; (b)(3), (b)(6) >;
(b)(3), (b)(6) >; Scully, Brian J. EOP/NSC <Ex 6 - (5 U.S.C. Sec >; (b)(6), (b)(7)(C) >;
Robinson, Craig R <crrobinson@usgs.gov>; tsquinn@usgs.gov; Liberante, Wendy (OST) <wendy.liberante@dot.gov>; michelle.bulls@nih.gov; Surprenant, Kala <Kala.Surprenant@ed.gov>;
<Ex 6 - (5 U.S.C. Sec >; showem@od.nih.gov; Staton, Sarah J <Ex 6 - >@state.gov>;
JGeisen@doc.gov; tom.cremins-1@nasa.gov; <Ex 6 - (5 U.S.C. Sec >; jeffs@opensource.gov;
<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; James Jones - NOAA Federal <james.jones@noaa.gov>; Fu, Helena <Helena.Fu@science.doe.gov>; DiGiulian, Maria (HQ) <maria.digiulian@hq.doe.gov>;
<Ex 6 - (5 U.S.C. Sec >; Lourie, Linda S. EOP/OSTP <Ex 6 - (5 U.S.C. Sec >; (b)(6), >
(b)(6), > (CID) (FBI) (b)(6), (b)(7)(C) & >; lisa.a.scottcarnell@nasa.gov; Barbier, Louis M. (HQ-AE000) <louis.m.barbier@nasa.gov>; (b)(6), (b)(7)(C) >; Carly.Robinson@science.doe.gov; (b)(6), (b)(7)(C) >
(CTD) (FBI) (b)(6), (b)(7)(C) & >; susie.p.quinn@nasa.gov; Melissa.Safford@fda.hhs.gov;
<Ex 6 - (5 U.S.C. Sec > Welch, Jennifer D. EOP/NSC <Ex 6 - (5 U.S.C. Sec >; <Ex 6 - (5 U.S.C. Sec >;
<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Kjelland, Christin C <Ex 6 - (5 U.S.C. Sec >@state.gov>; Bettis, Elizabeth <Ex 6 - (5 U.S.C. Sec >; REESE, NICHOLAS <Ex 6 - (5 U.S.C. Sec >

Dear research security colleagues,

Attached for your review is the revised draft implementation guidance. At this point, <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) > with requested inputs by COB next Friday, September 3. Deliberative Process

To aid in such review (and since this is now a compete draft, I am providing a clean version in addition to the tracked changes version.

Best,
Aaron

NSPM-33 Implementation Plan - OIRA Comments

From: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
To: "Miles, Aaron R. EOP/OSTP" <Ex 6 - (5 U.S.C. Sec >
Date: Wed, 08 Sep 2021 11:52:36 -0400
Attachments: NSPM-33 Implementation Guidance 20210827 CLEAN OIRA.docx (171.1 kB)

Hi Aaron –

Sorry for the delay in getting back to you. I circulated the implementation guidance Ex 5 DP- (5 U.S.C. Sec
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Please let me know if you have any questions.

Thanks,
Bill

Bill McNavage, Ph.D.
Program Examiner | Defense Investments Branch
Office of Management and Budget
(w) Ex 6 - (5
(m) U.S.C. Sec
(n) Ex 6 - (5 U.S.C. Sec 552(b)(6))
(s)
(t)

RE: ED Agenda discussion

From: "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Ahmed, Shagufta I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Hunt, Alex T. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Mon, 20 Sep 2021 15:35:15 -0400
Attachments: Agency Agenda Index - ED.xlsx (28.65 kB); ED Change Report (Fall 2021).pdf (150.36 kB); ORIGINAL ED Agenda Entries (2021 Fall)-(Unreviewed).docx (51.82 kB)

For reference during the call. Thanks!

-----Original Appointment-----

From: Ahmed, Shagufta I. EOP/OMB
Sent: Monday, September 20, 2021 3:28 PM
To: Ahmed, Shagufta I. EOP/OMB; Abate, Lindsay M. EOP/OMB; Hunt, Alex T. EOP/OMB
Subject: ED Agenda discussion
When: Monday, September 20, 2021 4:00 PM-4:45 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Ex 6 - (5 U.S.C. Sec 552(b)(6))

Shagufta Ahmed is inviting you to a scheduled ZoomGov meeting.

Join ZoomGov Meeting

Ex 6 - (5 U.S.C. Sec 552(b)(6))

Meeting ID: Ex 6 - (5 [REDACTED])

Passcode: Ex 6 - [REDACTED]

One tap mobile

Ex 6 - (5 U.S.C. Sec 552(b)(6)) US (San Jose)
US (New York)

Dial by your location

Ex 6 - (5 [REDACTED]) US (San Jose)
U.S.C. Sec [REDACTED] US (New York)

Ex 6 - (5 [REDACTED]) US
U.S.C. Sec [REDACTED] US (San Jose)

Meeting ID: Ex 6 - (5 [REDACTED])

Passcode: Ex 6 - [REDACTED]

Find your local number: Ex 6 - (5 U.S.C. Sec 552(b)(6))

Excels Files

From: "Dorjets, Vlad EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: Boris Arratia - Arratia <boris.arratia@gsa.gov>
Cc: Elizabeth Harris-Marshall - M1RB <liz.harris-marshall@gsa.gov>, Julio Baez - MRB-C <julio.baez@gsa.gov>, "McManus, Michael J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Wed, 22 Sep 2021 17:40:10 -0400
Attachments: Schedule of Actions_040521.xlsx (693.54 kB); Long Term and Active Change_040121.xlsx (140.37 kB)

Boris,

We are preparing for internal meetings with our Front Office [REDACTED] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. Specifically, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. I have attached slightly re-formatted versions of the files from last cycle as a reference. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. Sorry for short notice but I need to get these files to my Front Office by COB Friday so that they can review them over the weekend so I would really appreciate it if you could get them to me before then.

Vlad

From: McManus, Michael J. EOP/OMB
Sent: Monday, September 20, 2021 6:17 PM
To: Dorjets, Vlad EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: Excels for meeting

Hi Vlad,

These are the four excels we pulled for Sharon. They were not separate Excels for each agency, just one for all Cabinet+. The only manual stuff I did was formatting. IE: Wrap text, change column size, font, etc. She specifically asked for this after I sent her the raw files first.

Based on our conversation today, [REDACTED] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. [REDACTED] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. [REDACTED] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. [REDACTED] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process.

I also attached one of the event invitations so you can see what was included.

Michael

Lindsay Abate Excel file for troubleshoot

From: "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Dunston, Brandon S. CTR WHMO/WHCA" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Date: Tue, 12 Oct 2021 10:58:32 -0400
Attachments: Copy of ED Agency Agenda Index (with OIRA notes 10.8.21) 10.12.21.xlsx (793.16 kB)

RE: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

From: "Ahmed, Shagufta I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>
To: "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>
Date: Wed, 13 Oct 2021 12:19:40 -0400
Attachments: ORIGINAL ED Agenda Entries (2021 Fall)-(Unreviewed) EOP 10.7.21_ED Responses clean_SA comments.docx (83.35 kB)

Hey Lindsay – sorry for the delay on this. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thank you.

Shagufta

From: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>
Sent: Thursday, October 7, 2021 5:11 PM
To: DL OMB Education <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Martin, Carmel M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Feldman, Stefanie G. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Pascal, Alex J. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Yudelson, Alex R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Garufi, Marc A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Ganahl, Joseph R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Okolo, Osaremen F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Johnson, Carole A. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Delery, Stuart F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Gluck, Abbe R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Shah, Reema B. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Gupta, Neha EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Garg, Arpit K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Adiga, Mala EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Kosoglu, Rohini L. EOP/OVP <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lawver, Daniel A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Lion, Vanessa C. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Lhamon, Catherine E. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Keene, Jamie D. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Gupta, Neha EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Bagenstos, Samuel R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; English, Leandra EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Jacobs, Zoe A. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Taber, Jamie R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(5)) x 6 - (5)>

<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Barrow, Lisa EOP/CEA <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Ibrahim, Aya R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; O'Shea, Abby C. EOP/CEA <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Bernstein, Jared EOP/CEA <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; McKinney, Jessica A. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Gould, Jonathan S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Mancini, Dominic J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Dorjets, Vlad EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >
Subject: RE: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

Colleagues,

Attached please find ED's response to EOP comments regarding the Department's **Fall 2021 Unified Agenda and Regulatory Plan**. Clean and redlined versions of both documents are attached for your reference.

We request any further comments/edits by **Wednesday (10/13) at 12:00 PM**. Please label your comments **EOP 10/13**, add them to the clean document(s), and send them to me and Shagufta Ahmed (copied). If you anticipate providing comments but need additional time, please reach out before the deadline.

Many thanks,
Lindsay

From: Abate, Lindsay M. EOP/OMB
Sent: Tuesday, September 14, 2021 12:58 PM
To: DL OMB EIML Education <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Martin, Carmel M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Feldman, Stefanie G. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Pascal, Alex J. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Yudelson, Alex R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Garufi, Marc A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Ganahl, Joseph R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Okolo, Osaremen F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Wall, Mary C. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Johnson, Carole A. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Delery, Stuart F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Gluck, Abbe R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Shah, Reema B. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Gupta, Neha EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Garg, Arpit K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Adiga, Mala EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Kosoglu, Rohini L. EOP/OVP <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Millison, Deanne B. EOP/OVP <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Lawver, Daniel A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Wall, Mary C. EOP/WHO

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Subject: ED Draft Fall 2021 Unified Agenda - Comments due Tuesday (9/28) at 12 PM

Colleagues,

Please find attached for your review the Department of Education's draft Unified Agenda, draft Regulatory Plan, and supporting documents. As you may know, the Regulatory Plan and Unified Agenda provide important public notice and transparency about proposed regulatory and deregulatory actions within the Executive Branch. This process highlights agency priorities, promotes planning and coordination, and encourages public participation in the regulatory process.

We request your comments on the draft Regulatory Plan and Unified Agenda via track changes by **Tuesday, September 28, at 12:00 PM. Please send your feedback to me and Shagufta Ahmed (copied).** This is your primary opportunity to review all agenda entries as well as each agency's first Regulatory Plan under this Administration. If you think of others in EOP who would be interested in reviewing this material, please let me know so that I can include them on future communications.

Description of the attachments:

1. **Draft Unified Agenda** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
2. **Draft Regulatory Plan** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
3. **Change Report** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
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4. **The Agenda Index** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
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Ex 5 DP- (5 U.S.C. Sec
552(b)(5)) Deliberative

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Ex 5 DP- (5

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typographical errors, formatting, or duplicate entries.

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Best,
Lindsay

Lindsay Abate
Office of Information and Regulatory Affairs (OIRA)
Office of Management and Budget (OMB)

Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Cell: Ex 6 - (5

U.S.C. Sec

RE: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

From: "Ahmed, Shagufta I. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
To: "Barrow, Lisa EOP/CEA" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Date: Fri, 22 Oct 2021 18:37:47 -0400
Attachments: ORIGINAL ED Reg Plan Entries (2021 Fall)-(Unreviewed) EOP 10.13.21_ED Responses- JH.docx (53.24 kB); ORIGINAL ED Agenda Entries (2021 Fall)-(Unreviewed) EOP 10.7.21_ED Responses clean_EOP 10.13.21.docx (95.23 kB)

Hi Lisa,

Attached please find ED's revised reg plan and agenda. Would it be possible to let us know if CEA has any additional comments **by 3pm Monday, October 25?**

Best,

Shagufta

Shagufta Ahmed
Office of Information and Regulatory Affairs (OIRA)
U. S. Office of Management and Budget (OMB)

Ex 6 - (5 U.S.C. Sec 552(b)(6)) Ex 6 - (5 U.S.C. Sec 552(b)(6))

From: Barrow, Lisa EOP/CEA <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Sent: Sunday, October 10, 2021 1:49 PM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Cc: Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Subject: RE: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

From: Abate, Lindsay M. EOP/OMB
Sent: Thursday, October 7, 2021 5:11 PM
To: DL OMB Education <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Martin, Carmel M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Feldman, Stefanie G. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Pascal, Alex J. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Yudelson, Alex R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Garufi, Marc A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ganahl, Joseph R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Okolo, Osaremen F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Wall, Mary C. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Johnson, Carole A. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Delery, Stuart F. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Gluck, Abbe R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Shah, Reema B. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Gupta, Neha EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

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Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Gould, Jonathan S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Mancini, Dominic J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Dorjets, Vlad EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Subject: RE: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

Colleagues,

Attached please find ED's response to EOP comments regarding the Department's **Fall 2021 Unified Agenda and Regulatory Plan**. Clean and redlined versions of both documents are attached for your reference.

We request any further comments/edits by **Wednesday (10/13) at 12:00 PM**. Please label your comments **EOP 10/13**, add them to the clean document(s), and send them to me and Shagufta Ahmed (copied). If you anticipate providing comments but need additional time, please reach out before the deadline.

Many thanks,
Lindsay

From: Abate, Lindsay M. EOP/OMB
Sent: Tuesday, September 14, 2021 12:58 PM
To: DL OMB EIML Education <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Martin, Carmel M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Feldman, Stefanie G. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Pascal, Alex J. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Yudelson, Alex R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>

Ex 6 - (5 U.S.C. Sec [redacted] x 6 - (5 [redacted]) >; Lachman, Sherry F. EOP/OMB
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Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
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Lindsay Abate
Office of Information and Regulatory Affairs (OIRA)
Office of Management and Budget (OMB)

Ex 6 - (5 U.S.C. Ex 6 - (5
Cell: Ex 6 - (5

RE: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

From: "Ahmed, Shagufta I. EOP/OMB" <Ex 6 - (5 U.S.C. ; x 6 - (5)>
To: "Valle, Katherine EOP/WHO" <Ex 6 - (5 U.S.C. ; 6 - (5)>
Cc: "Clark, Ashley N. EOP/WHO" <Ex 6 - (5 U.S.C. ; 6 - (5)>, "Abate, Lindsay M. EOP/OMB" <Ex 6 - (5 U.S.C. ; x 6 - (5)>
Date: Fri, 22 Oct 2021 18:36:14 -0400
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Shagufta Ahmed
Office of Information and Regulatory Affairs (OIRA)
U. S. Office of Management and Budget (OMB)

Ex 6 - (5 U.S.C. Sec ; Ex 6 - (5)

From: Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. ; x 6 - (5)>
Sent: Tuesday, October 12, 2021 3:41 PM
To: Abate, Lindsay M. EOP/OMB <Ex 6 - (5 U.S.C. ; 6 - (5)>; Ahmed, Shagufta I. EOP/OMB <Ex 6 - (5 U.S.C. ; x 6 - (5)>
Cc: Clark, Ashley N. EOP/WHO <Ex 6 - (5) ; x 6 - (5)>
Subject: FW: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

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Many thanks,
Kathy

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<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Feldman, Stefanie G. EOP/WHO
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Pascal, Alex J. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Yudelson, Alex R. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Bomberger, Melissa B. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Lachman, Sherry E. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Garufi, Marc A. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >;
Ganahl, Joseph R. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Okolo, Osaremen F. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Wall, Mary C. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >;
Johnson, Carole A. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Delery, Stuart F. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Gluck, Abbe R. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Shah,
Reema B. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Gupta, Neha EOP/WHO
<Ex 6 - (5 Ex 6 - (5 >; Garg, Arpit K. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Adiga, Mala
EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Kosoglu, Rohini L. EOP/OVP
<Ex 6 - (5 U.S.C. Sec >; Millison, Deanne B. EOP/OVP <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >;
Lawver, Daniel A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Knackstedt, Kimberly M. EOP/WHO
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Hunt, Alex T. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Clark, Ashley N. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >;
Dandiya, Pia P. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Wall, Mary C. EOP/WHO
<Ex 6 - (5 Ex 6 - (5 >; Lion, Vanessa C. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Lhamon, Catherine E. EOP/WHO
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Keene, Jamie D. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >;
Gupta, Neha EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Bagenstos, Samuel R. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; English, Leandra EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Jacobs, Zoe A. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Taber, Jamie R. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Landrieu, Grace G. EOP/WHO
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Barrow, Lisa EOP/CEA <Ex 6 - (5 U.S.C. Sec >; Ibrahim,
Aya R. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; O'Shea, Abby C. EOP/CEA
<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Bernstein, Jared EOP/CEA <Ex 6 - (5 U.S.C. Sec >;
McKinney, Jessica A. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >
Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Gould, Jonathan S. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >; Mancini, Dominic J. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >;
Dorjets, Vlad EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Ahmed, Shagufta I. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 >

Subject: RE: ED Draft Fall 2021 Unified Agenda - Comments due Wednesday (10/13) at 12 PM

Colleagues,

Attached please find ED's response to EOP comments regarding the Department's **Fall 2021 Unified Agenda and Regulatory Plan**. Clean and redlined versions of both documents are attached for your reference.

We request any further comments/edits by **Wednesday (10/13) at 12:00 PM**. Please label your comments **EOP 10/13**, add them to the clean document(s), and send them to me and Shagufta Ahmed (copied). If you anticipate providing comments but need additional time, please reach out before the deadline.

Many thanks,
Lindsay

From: Abate, Lindsay M. EOP/OMB

Sent: Tuesday, September 14, 2021 12:58 PM

To: DL OMB EIML Education <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Valle, Katherine EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Martin, Carmel M. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Feldman, Stefanie G. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Pascal, Alex J. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Yudelson, Alex R. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Garufi, Marc A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Ganahl, Joseph R. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Okolo, Osaremen F. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Johnson, Carole A. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Delery, Stuart F. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Gluck, Abbe R. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Shah, Reema B. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Gupta, Neha EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Garg, Arpit K. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Adiga, Mala EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Kosoglu, Rohini L. EOP/OVP <Ex 6 - (5 U.S.C. Sec 552(b)(6)>; Millison, Deanne B. EOP/OVP <Ex 6 - (5 U.S.C. Sec 552(b)(6)>; Lawver, Daniel A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Knackstedt, Kimberly M. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Clark, Ashley N. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Dandiya, Pia P. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Wall, Mary C. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Lion, Vanessa C. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Sherman, Donald K. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Lhamon, Catherine E. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Keene, Jamie D. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Gupta, Neha EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Bagenstos, Samuel R. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; English, Leandra EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Jacobs, Zoe A. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Taber, Jamie R. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Barrow, Lisa EOP/CEA <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Ibrahim, Aya R. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; O'Shea, Abby C. EOP/CEA <Ex 6 - (5 U.S.C. Sec 552(b)(6)>; Bernstein, Jared EOP/CEA <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; McKinney, Jessica A. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>

Cc: Block, Sharon I. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Gould, Jonathan S. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Mancini, Dominic J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Hunt, Alex T. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Dorjats, Vlad EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Shagufta I. EOP/OMB Ahmed <Ex 6 - (5 U.S.C. Sec x 6 - (5)>

Subject: ED Draft Fall 2021 Unified Agenda - Comments due Tuesday (9/28) at 12 PM

Colleagues,

Please find attached for your review the Department of Education's draft Unified Agenda, draft Regulatory Plan, and supporting documents. As you may know, the Regulatory Plan and Unified Agenda provide important public notice and transparency about proposed regulatory and

deregulatory actions within the Executive Branch. This process highlights agency priorities, promotes planning and coordination, and encourages public participation in the regulatory process.

We request your comments on the draft Regulatory Plan and Unified Agenda via track changes by **Tuesday, September 28, at 12:00 PM. Please send your feedback to me and Shagufta Ahmed (copied).** This is your primary opportunity to review all agenda entries as well as each agency's first Regulatory Plan under this Administration. If you think of others in EOP who would be interested in reviewing this material, please let me know so that I can include them on future communications.

Description of the attachments:

1. **Draft Unified Agenda** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
2. **Draft Regulatory Plan** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
3. **Change Report** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
4. **The Agenda Index** - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

We ask that you focus your review on policy concerns/content and keep in mind that: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Also, please do not worry about typographical errors, formatting, or duplicate entries.

Please let me know if you would like a meeting with the agency to discuss their agenda entries. These meetings can help answer any questions or concerns you may have and help OIRA ensure that the Regulatory Plan and Unified Agenda are published on schedule. Please also let me know if you have any questions and thank you for your efforts.

Best,
Lindsay

Lindsay Abate
Office of Information and Regulatory Affairs (OIRA)
Office of Management and Budget (OMB)
Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Cell: Ex 6 - (5 U.S.C.
Sec. 552(b)(6))

[DRAFT Email to Amanda] Request to circulate NSPM-33 interagency circulation

From: "Hubbard, Rhea A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "Harrison, Deidre A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: "Collin, Victoria W. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >, "Tran, Hai M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Fri, 10 Dec 2021 16:42:31 -0500
Attachments: NSPM-33 Implementation Guidance_ForClearance.docx (190.74 kB)

Hi Deidre,

Circling up on the issue that was raised during our Wednesday check-in, attached is the final guidance document that OSTP would like to circulate for interagency review as recommended by OMB. Below is a draft email to send to Amanda requesting her input on Ex 5 DP- (5 U.S.C. Sec

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process


Note, OSTP Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Rhea

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Rhea Hubbard
Office of Federal Financial Management
Office of Management and Budget
Phone: Ex 6 - (5 U.S.C. [redacted])
Email: Ex 6 - (5 U.S.C. [redacted])

FW: LRM: [SS-117-48] Due 12/16 at Noon -- OMB Request for Views on S3035 - Government Ownership and Oversight of Data in Artificial Intelligence (GOOD AI) Act of 2021

From: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
To: "Ventura, Alexandra EOP/OMB" <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>
Date: Tue, 14 Dec 2021 17:45:16 -0500
Attachments: Advancing American AI Act_OMB feedback (002) mb_OMB response (v.3).docx (47.22 kB); S. 3035 ANS.pdf (29.66 kB); BILLS-117s1260es.pdf (2.92 MB)

Hi Alex,

Flagging this for your awareness. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process attached for your reference.

These particular provisions of USICA Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process if other
pieces of USICA Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

From: Matsuo, Kimie L. EOP/OMB
Sent: Tuesday, December 14, 2021 1:44 PM
To: Sharbatoghlie, Shabnam EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 6 - (5)>
Subject: RE: LRM: [SS-117-48] Due 12/16 at Noon -- OMB Request for Views on S3035 - Government Ownership and Oversight of Data in Artificial Intelligence (GOOD AI) Act of 2021

Thanks, Shab.

Elyse, we Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Is that helpful? Let me know if there's anything else you all need. Thanks!

From: Sharbatoghlie, Shabnam EOP/OMB
Sent: Tuesday, December 14, 2021 1:23 PM
To: Greenwald, Elyse F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 6 - (5)>
Cc: Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. < 6 - (5)>
Subject: RE: LRM: [SS-117-48] Due 12/16 at Noon -- OMB Request for Views on S3035 - Government Ownership and Oversight of Data in Artificial Intelligence (GOOD AI) Act of 2021

Hi Elyse—There was a SAP issued on S. 1260 (which can be found here: <https://www.whitehouse.gov/wp-content/uploads/2021/05/SAP-S.-1260.pdf>) but I don't have any information on further work being done on that bill because it is not an M-side bill.

Kimie—I believe this was an ESGG bill, but not sure if you have more to share.

From: Greenwald, Elyse F. EOP/OMB
Sent: Tuesday, December 14, 2021 1:06 PM
To: Sharbatoghlie, Shabnam EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >
Cc: Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >
Subject: RE: LRM: [SS-117-48] Due 12/16 at Noon -- OMB Request for Views on S3035 - Government Ownership and Oversight of Data in Artificial Intelligence (GOOD AI) Act of 2021

Hi Shab –

Thanks for sending this to us. Could you share with us <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
<Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process >

Thank you!

From: Sharbatoghlie, Shabnam EOP/OMB
Sent: Friday, December 10, 2021 2:54 PM
To: 'Privacy and Civil Liberties Oversight Board' <Ex 6 (5) @pclob.gov>; 'AGRICULTURE' <usdaleg@obpa.usda.gov>; 'COMMERCE' <Ex 6 @doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'General Services Administration' <Ex 6 - (5 U.S.C. Sec >; 'HEALTH & HUMAN SERVICES' <lrm@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec >; 'LABOR' <Ex 6 - (5 U.S.C. >; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Archives and Records Administration' <congress.affairs@nara.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; 'Nuclear Regulatory Commission' <llo@nrc.gov>; 'Office of Personnel Management' <cla@opm.gov>; DL-OSTP-LRM <Ex 6 Ex 6 - (5 U.S.C. Sec >; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. >; 'STATE' <Ex 6 - (5 @state.gov>; 'Small Business Administration' <cla@sba.gov>; 'Social Security Administration' <Ex 6 - (5 U.S.C. Sec >; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C. >; 'VETERANS AFFAIRS' <ogcvalrm@va.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec >
Cc: DL OMB OFCIO Legislative <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Field, Lesley A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Blum, Mathew C. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL OMB USDS Legislative <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL OMB EvidenceTeam <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; O'Brien, Erin L. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL OMB BRD PAYGO CREW <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL OMB PPM Personnel Team <Ex 6 - (5 U.S.C. Sec 552(b)(6) Ex 6 - (5 >; Jun, Hee K. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; DL OMB OIRA LRM <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DL OMB OGC <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Etter, Robert L. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Ward,

Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Inglis, Chris C. EOP/NCD
<Ex 6 - (5 U.S.C. Sec)>; Costello, John K. EOP/NCD <Ex 6 - (5 U.S.C. Sec)>; DL-OVP-
LRM <Ex 6 - (5 U.S.C. Sec)>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec)>; DL-CEA-LRM
<Ex 6 - (5 U.S.C. Sec)>; DL IPEC LRM <Ex 6 - (5 U.S.C. Sec)>; DL WHO NEC LRM
<Ex 6 - (5 U.S.C. Sec)>; DL WHO WHCO LRM <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; DL
NSC Legislative <Ex 6 - (5 U.S.C. Sec)>; DL NSC Cyber <Ex 6 - (5 U.S.C. Sec)>; Yudelso, Alex R.
EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Pascal, Alex J. EOP/WHO
<Ex 6 - (5 U.S.C. Sec)>; Pelton, Erin E. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Slevin,
Christopher J. EOP/WHO <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Demers, Kaitlyn H. EOP/WHO
<Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Buetow, Zephrahanie N. EOP/WHO
<Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>;
Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Sharbatoghlie, Shabnam
EOP/OMB <Ex 6 - (5 U.S.C. Sec)>

Subject: LRM: [SS-117-48] Due 12/16 at Noon -- OMB Request for Views on S3035 - Government
Ownership and Oversight of Data in Artificial Intelligence (GOOD AI) Act of 2021

DEADLINE: Noon, Thursday, December 16, 2021

Attached please find the text of S. 3035, the Government Ownership and Oversight of Data in
Artificial Intelligence (GOOD AI) Act of 2021 which was ordered reported by HSGAC with an
amendment in the nature of a substitute on November 3, 2021. Among other things, the bill would
direct OMB to establish an Artificial Intelligence Hygiene Working Group. **Please review the bill
and respond with your Agency's or office's views by the deadline.** Thank you.

LRM ID: SS-117-48
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

OMB CONTACT: Shabnam Sharbatoghlie(OMB)
E-Mail: <Ex 6 - (5 U.S.C. Sec)> <Ex 6 - (5)>
PHONE: <Ex 6 - (5)>

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above
subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory
Pay-as-You-Go Act of 2010.

FW: [review by 11 AM Mon 12/20] NSTC implementation guidance on research security

From: "Sandy, Mark S. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "O'Kane, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Nassif, Rob J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Cc: "Bailey, Drew M. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Cahill, Steve E. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(6))>, "Cerrato, David E. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>, "Evans, Gillian A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Date: Mon, 20 Dec 2021 10:04:01 -0500
Attachments: NSPM-33 Implementation Guidance_ForClearance.docx (190.74 kB)

Bill, please review and confirm Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process. I trust you've seen this before. If you need more time, just let me know since this came in Friday night.

Thanks,
Mark

From: Dorgelo, Cristin A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>
Sent: Friday, December 17, 2021 8:23 PM
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Cc: Wallace, Rachel L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; Hansen, Anna K. EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Subject: [review by 11 AM Mon 12/20] NSTC implementation guidance on research security

Hi all:

OSTP is planning to publish the attached *Guidance for Implementing National Security Presidential Memorandum 33 (NSPM-33) on National Security Strategy for United States Government-Supported Research and Development* as soon as possible next week. It was developed by the NSTC Subcommittee on Research Security and provides guidance to Federal departments and agencies regarding their implementation of NSPM-33. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative
Sharing here at OSTP's request to confirm there
are no further comments from OMB.

If you/your teams have any flags, please let me know 11 AM this coming Monday, December 20, and
I'm happy to pass any final comments back to OSTP prior to their release of this.

CD

Cristin Dorgelo

(she/her)

Senior Advisor for Management

Office of Management and Budget

Ex 6 - (5 U.S.C. Sec 552(b)(6))

Fwd: Guidance for Implementing National Security Presidential Memorandum 33 (NSPM-33) Release

From: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "Nassif, Rob J. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Mon, 03 Jan 2022 22:01:06 -0500
Attachments: NSPM-33 Implementation Guidance_FINAL.pdf (700.66 kB)

Hi Rob -

Attached is the final NSPM-33 implementation plan for your records. It will be publicly released tomorrow morning.

I would like to stay engaged with the NSTC subcommittee going forward. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Bill

Sent from my iPhone

Begin forwarded message:

From: "Lourie, Linda S. EOP/OSTP" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: January 3, 2022 at 6:47:20 PM EST
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**Subject: Guidance for Implementing National Security Presidential Memorandum 33
(NSPM-33) Release**

Dear Colleagues,

Happy New Year!

The Office of Science and Technology Policy, as co-chair of the National Science and Technology Council (NSTC) Subcommittee on Research Security, is very pleased to announce tomorrow's public release of the attached *Guidance for Implementing National Security Presidential Memorandum 33 (NSPM-33) on National Security Strategy for United States Government-Supported Research and Development* (Guidance). Developed by the Subcommittee on Research Security of the NSTC Joint Committee on the Research Environment, this document provides guidance to Federal departments and agencies regarding their implementation of

NSPM-33. The Guidance will be released tomorrow morning, January 4, 2022, on the OSTP website.

Please accept my heartfelt thanks and congratulations to each member of the Subcommittee, past and present, as well as associated agency colleagues and reviewers for your extensive contributions on making the Guidance a true interagency effort. I know my OSTP colleagues feel similarly.

For your situational awareness, in the next two weeks, OSTP, along with the other co-chairs, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process We have also been drafting a key messages document to frame our discussion, and we will share it with you within the next 24 hours.

Lastly, OSTP is working on Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Please stay tuned for further information in the coming weeks.

Again, my thanks and congratulations to you all for developing what we know will be a useful tool for Research Agencies and Researchers and Research Organizations.

Best,

Linda and Christina Ciocca Eller

Linda S. Lourie
Assistant Director for Research and Technology Security
National Security and International Affairs
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Ex 6 - (5 U.S.C. Sec 552(b)(6))
Ex 6 - (5 U.S.C. Sec 552(b)(6)) (unclass)
Ex 6 - (5 U.S.C. Sec 552(b)(6)) (mobile)

NATIONAL SCIENCE AND TECHNOLOGY COUNCIL



GUIDANCE FOR IMPLEMENTING NATIONAL SECURITY PRESIDENTIAL MEMORANDUM 33 (NSPM-33) ON NATIONAL SECURITY STRATEGY FOR UNITED STATES GOVERNMENT-SUPPORTED RESEARCH AND DEVELOPMENT

A Report by the

Subcommittee on Research Security

Joint Committee on the Research Environment

January 2022

About the National Science and Technology Council

The National Science and Technology Council (NSTC) is the principal means by which the Executive Branch coordinates science and technology policy across the diverse entities that make up the Federal research and development enterprise. A primary objective of the NSTC is to ensure science and technology policy decisions and programs are consistent with the President's stated goals. The NSTC prepares research and development strategies that are coordinated across Federal agencies aimed at accomplishing multiple national goals. The work of the NSTC is organized under committees that oversee subcommittees and working groups focused on different aspects of science and technology. More information is available at <http://www.whitehouse.gov/ostp/nstc>.

About the Office of Science and Technology Policy

The Office of Science and Technology Policy (OSTP) was established by the National Science and Technology Policy, Organization, and Priorities Act of 1976 to provide the President and others within the Executive Office of the President with advice on the scientific, engineering, and technological aspects of the economy, national security, homeland security, health, foreign relations, the environment, and the technological recovery and use of resources, among other topics. OSTP leads interagency science and technology policy coordination efforts, assists the Office of Management and Budget with an annual review and analysis of Federal research and development in budgets, and serves as a source of scientific and technological analysis and judgment for the President with respect to major policies, plans, and programs of the Federal Government. More information is available at <http://www.whitehouse.gov/ostp>.

About the Subcommittee on Research Security

The Subcommittee on Research Security is an interagency group organized under the NSTC Joint Committee on the Research Environment (JCORE). The purpose of the Subcommittee on Research Security is to coordinate Federal Government efforts to enhance the security and integrity of America's science and technology research enterprise without compromising American values or the openness of the innovation ecosystem. The Subcommittee is focused on coordinating appropriate and effective risk management, coordinating Federal efforts to effectively communicate and provide outreach to academic and research organizations, developing guidance for agencies on security and integrity of the Federally-funded research enterprise, and developing recommended practices for academic and research organizations.

About this Document

The purpose of this document is to provide guidance to Federal departments and agencies regarding their implementation of National Security Presidential Memorandum 33 on National Security Strategy for U.S. Government-Supported Research and Development.

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Significant contributors to this work also include Ryan Donohue, OSTP.

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Abbreviations and Acronyms

CFR	Code of Federal Regulations
DPI	digital persistent identifier
FY	fiscal year
HEA	Higher Education Act
NDAA	National Defense Authorization Act
NSPM	National Security Presidential Memorandum
NSTC	National Science and Technology Council
OIG	Office of the Inspector General
PI	principal investigator
R&D	research and development
U.S.C.	United States Code

Foreword by NSTC Chair Eric Lander

One of America's most amazing and enviable superpowers is that we are the leading magnet for talented scientists and engineers from around the world. They come to study, to found startups, to lend their energies to U.S. scientific and technology endeavors, to start research labs, and to build ties between cultures, communities, and countries — and they become incredible members of our scientific community. For instance, of this year's four American winners of the scientific Nobel Prizes, three immigrated to the United States.

The research security challenges we face are real and serious: some foreign governments, including China's government, are working hard to illicitly acquire our most advanced technologies. This is unacceptable.

At the same time, if our policies to address those actions significantly diminish our superpower of attracting global scientific talent — or if they fuel xenophobia against Asian Americans — we will have done more damage to ourselves than any competitor or adversary could. So we need a thoughtful and effective approach.

In August, I [announced](#) that the White House Office of Science and Technology Policy (OSTP) would work through the National Science and Technology Council to develop the implementation guidance for National Security Presidential Memorandum-33, with the goal of providing clear and effective rules for ensuring research security and researcher responsibilities.

This implementation guidance is a product of close collaboration across the federal government, and I am immensely grateful to everyone who contributed to it — in OSTP, in fellow Cabinet departments and other federal agencies, and in the wider Executive Office of the President. I am equally grateful to the researchers and research institutions who provided vital perspectives that helped inform this effort.

The implementation guidance reflects the principles I [laid out](#) in August: to protect America's security and openness, to be clear so that well-intentioned researchers can easily and properly comply, and to ensure that policies do not fuel xenophobia or prejudice. But there is more work ahead to fulfill these important goals.

As a next step, I am now directing federal research agencies to work together within the next 120 days to develop model grant application forms and instructions that can be used (and adapted where required) by any federal research funding agency. The goal is for the government to clearly describe what it needs to know and for researchers to be able to report the same information in the same way to the greatest extent possible, regardless of which funding agency they're applying to. Clearly laying out the required information will ease administrative burdens on the research community, and it will also enable software developers to make tools to enable researchers to populate digital CVs from which they can readily export relevant information.

While current efforts on NSPM-33 seek to clarify and simplify how researchers disclose information to the federal government, they do not address other key questions about NSPM-33 implementation — namely, how the government uses this information in making decisions about research funding and support. Such questions are equally important, and OSTP intends to address them in the future. Where the government has legitimate concerns about a potential conflict of interest or conflict of commitment, we have a responsibility to be clear and open about what our concerns are and why. It is important to avoid undue, vague, and implicit pressures on researchers, as this could create a chilling atmosphere that would only constrain and damage the U.S. scientific enterprise.

The Biden-Harris Administration is strongly committed to both protecting research security and maintaining the core ideals behind America’s scientific leadership, including openness, transparency, honesty, equity, fair competition, objectivity, and democratic values. As we do so, we will continue to engage with the remarkable and diverse community of U.S. researchers and institutions, who enable so much of our country’s scientific progress.



Dr. Eric S. Lander
Assistant to the President for Science and Technology
Director, White House Office of Science and Technology Policy

Vision for Our Shared Research Environment

Since World War II, America's research enterprise has been second to none, and it has delivered profound benefits for our health, economy, and national security. This leadership has been rooted in the core commitment of our shared research environment to openness, transparency, honesty, equity, fair competition, objectivity, and democratic values.

Some foreign governments, including those of the People's Republic of China, Russia, and Iran, are working vigorously in violation of these values to acquire, through both licit and illicit means, U.S. research and technology. There have been efforts to induce American scientists to secretly conduct research programs on behalf of foreign governments or to inappropriately disclose non-public results from research funded by U.S. Government sources. This is unacceptable.

Preventing such abuses is a shared responsibility. It requires clear commitment, transparency, and communication from not only the Federal Government but also from research organizations and individual researchers. The Biden-Harris Administration envisions a shared research environment that both protects research security and maintains the core values behind America's scientific leadership, including openness, transparency, honesty, equity, fair competition, objectivity, and democratic values.

Activities To Date

During its final week in office, the previous administration issued a National Security Presidential Memorandum (NSPM-33) to "strengthen protections of United States Government-supported R&D against foreign government interference and exploitation" while "maintaining an open environment to foster research discoveries and innovation that benefit our nation and the world."

On August 10, 2021, the White House Office of Science and Technology Policy [committed to developing](#) clear and effective implementation guidance for NSPM-33, and tasked the National Science and Technology Council to lead that process. This report contains guidance that represents the first step towards implementing NSPM-33 effectively, rigorously, and uniformly across the Federal Government in a way that protects the nation's interests in both security and openness.

The Office of Science and Technology Policy is grateful for the time and effort that colleagues in the National Security Council staff, fellow Cabinet agencies, and other Federal agencies have invested through the National Science and Technology Council to develop this guidance, and for all the effort still to come to ensure that implementation of NSPM-33 does not overburden researchers or make it difficult for them to comply with relevant U.S. laws and regulations.

Although this guidance document is primarily intended to aid federal research agencies in harmonizing processes, the research community will be equally engaged in understanding and complying with the implications of this guidance.

A core principle of this guidance is that compliance with NSPM-33 and relevant laws and regulations must be as easy and uncomplicated as possible for the research community, particularly

as it pertains to the disclosure process. Transparently disclosing all relevant activities and information that bear on potential conflicts of interest and commitment is part of the broader set of researchers' responsibilities to ensure objectivity, honesty, transparency, fairness, accountability, and stewardship. Standardized disclosure requirements across agencies are expected to reduce uncertainty and establish clear, persistent guidelines for researchers to follow. Tools such as electronic curricula vitae (CVs), or digital persistent identifier (DPI) services, provide platforms that can facilitate easy compliance through persistent, easily accessible reporting tools. We encourage creators of DPI services to include all the categories of information that will be important for identifying—and avoiding—financial conflicts of interest and conflicts of commitment. From our perspective, we are not looking to favor one solution over another; we simply want all such solutions to meet the needs of both researchers and agencies.

It is also appropriate that consequences failing to disclose requested information—administrative, civil, or criminal penalties—should also be made clear.

Finally, it is essential that the policies and consequences must be applied without discrimination in any way, including with respect to national origin or identity.

Next Steps

The task ahead is to realize this vision. The work will include developing, within the next 120 days, model award proposal disclosure forms and instructions to make clear what is expected of researchers. The goal of these standardized forms and accompanying instructions is to ensure that applying for awards from any Federal research funding agency will require disclosing the same information in the same manner, to increase clarity and reduce administrative burden on the research community. (In some cases, research agencies may adapt the forms and instructions, where required by their legal authorities.) Such model forms will also allow the research community to identify and point out where greater clarity may be needed. They can also provide clarity to developers building electronic CVs and other tools to help streamline the processes for disclosure.

The work also will include further efforts by this Subcommittee to develop common standards for research security program requirements for use by Federal agencies, as well as a standard and centralized research security program certification process for use by research organizations.

Everyone involved in the research enterprise, including the U.S. Government, research organizations, and researchers, has a role in both protecting research security and maintaining the core values that drive American leadership in science, technology and innovation: openness, transparency, honesty, equity, fair competition, objectivity, and democratic values.

Introduction to Implementation Guidance

National Security Presidential Memorandum 33 (NSPM-33) established national security policy for U.S. Government-supported R&D. The purpose of NSPM-33 is to strengthen protections of U.S. Government-supported R&D against foreign government interference and misappropriation, while maintaining an open environment to foster research discoveries and innovation that benefit the United States and the world.

As Federal departments and agencies (“agencies”) work to implement NSPM-33, it is critical that they do so in a consistent, coordinated manner that preserves the open and collaborative nature of the U.S. research enterprise, while providing strong and effective measures to protect research security and reinforce adherence to research responsibilities, transparency, and equity.

The purpose of this document is to provide guidance to Federal departments and agencies regarding their implementation of NSPM-33. The guidance does not create or confer any rights for or on any person or entity and does not operate to bind any department or agency of the U.S. Government or the public. It includes general guidance that agencies should apply across their implementation efforts, followed by more detailed guidance in five key areas addressed in NSPM-33:

1. Disclosure Requirements and Standardization
2. Digital Persistent Identifiers
3. Consequences for Violation of Disclosure Requirements
4. Information Sharing
5. Research Security Programs

Consistent with NSPM-33, this guidance includes a significant focus on upholding transparency through clearly-articulated requirements and processes for appropriate disclosure of information related to potential conflicts of interest and conflicts of commitment. Effective implementation of research security policy will make it more difficult for individuals to conceal materially important support, obligations, conflicts of interest, and/or relationships that, when concealed, could lead to Federal research agencies (“research agencies”) making inadequately informed funding decisions. Effective implementation will also make it easier for R&D award¹ recipients and research agencies to identify and address noncompliance in a timely and fair manner.

In addition, agencies should note that this document does not provide budget guidance. The allocation of funding related to activities described in this document should follow regular agency budgetary processes. This implementation guidance is subject to the Office of Management and Budget’s budgetary, legislative and administrative processes and nothing in this document should be construed to imply support in future budgets.

¹ See Definitions Appendix. For the purposes of this report, R&D awards include grants, cooperative agreements, contracts, and other transactions. The guidance provided herein pertains to individuals applying for R&D awards, unless otherwise indicated.

General Implementation Guidance

The following general guidance applies across NSPM-33 implementation activities.

- Agencies should continue to support open and transparent scientific inquiry.
- Agencies should coordinate together, through the National Science and Technology Council (NSTC), to ensure that implementation of NSPM-33 is uniform across agencies, to the greatest extent practicable. Agencies should avoid taking major NSPM-33 implementation actions, including but not limited to new regulations, requirements, and disclosure forms, unless coordinated through the NSTC. Disclosure forms should advise that false representations may be subject to prosecution and liability pursuant to, but not limited to, 18 U.S.C. §§287, 1001, 1031 and 31 U.S.C. §§3729-3733 and 3802.
- Agencies should integrate implementation of NSPM-33 requirements with implementation of applicable statutes, including Sec. 223 of the National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2021 and Section 117 of the Higher Education Act (HEA) of 1965, as amended.
- Agencies should provide clear instructions, jointly and separately, on how research organizations can satisfy the applicable NSPM-33 requirements. Approaches to implementation should avoid imposing excessive administrative burden on researchers, research organizations, and agencies, while ensuring compliance with the NSPM-33 requirements.
- Agencies should engage with the research community throughout the implementation process and should consider stakeholder and community input and concerns. Engagement should include testing, piloting, and the solicitation of feedback during development of policies and forms, where practicable.
- Agencies should incorporate measures that are risk-based, in the sense that they provide meaningful contributions to addressing identified risks to research security and integrity and offer tangible benefit that justifies any accompanying cost or burden.
- When introducing changes to regulations, policies, and procedures, agencies should avoid retroactive application that would unnecessarily harm researchers currently supported by Federal funding.

Unlike the prior points, which represent guidance, the following point is a requirement authorized by NSPM-33:

- Agencies must implement NSPM-33 provisions and related requirements in a nondiscriminatory manner that does not stigmatize or treat unfairly members of the research community, including members of ethnic or racial minority groups.

Disclosure Requirements and Standardization

Background: Section 4(b) of NSPM-33 directs that “research funding agencies shall require the disclosure of information related to potential conflicts of interest and commitment from participants in the Federally funded R&D enterprise... The appropriate disclosure requirement varies depending on the individual’s role in the United States R&D enterprise.” Section 4(b)(vi) directs that “agencies should standardize forms for initial disclosures as well as annual updates, ... and should provide clear instructions to accompany these forms and to minimize any associated administrative burden.”

Objective: Provide clarity regarding disclosure requirements (e.g., who discloses what, relevant limitations and exclusions), disclosure process (e.g., updates, corrections, certification, and provision of supporting documentation), and expected degree of cross-agency uniformity.

Implementation Guidance

1. Standardization of disclosure requirements

Disclosure requirements will be standardized across research agencies to the greatest extent practicable. Variations among research agencies should be limited to cases (a) where required by statute or regulation; (b) where more stringent protections are necessary for protection of R&D that is classified, export-controlled, or otherwise legally protected; or (c) for other compelling reasons consistent with individual agency authorities and as coordinated through the NSTC.

The disclosure of information indicated in Table 1 will be required across all research agencies, in accordance with the role of the participant in the R&D enterprise. More details on types of activities to be disclosed by Tier I² individuals are listed in Tables 2a and 2b.

Table 1. General NSPM-33 disclosure requirements for Tier I and Tier II participants.

Disclosures Required From:	Organizational Affiliations/ Employment	Positions/ Appointments	Foreign gov.-sponsored talent recruitment programs ³	Current and pending support/ Other Support
Tier I <ul style="list-style-type: none"> Principal investigators (PIs) and other senior/key personnel Program officers Intramural researchers⁴ 	Y	Y	Y	Y
Tier II <ul style="list-style-type: none"> Peer reviewers Advisory committee/Panel members 	Y	Y	Y	N

² Tier I individuals are principal investigators and other senior/key personnel, program officers, or intramural researchers. Tier II individuals are peer reviewers and advisory committee and/or panel members (Table 1).

³ See Definitions Appendix at the end of this report.

⁴ See Definitions Appendix at the end of this report.

2. *Standardization of disclosure forms and formats*

Disclosure forms and formats will be standardized across research agencies to the greatest extent practicable. Research agencies that adopt the standard requirements and processes should collect identical data elements. The NSTC Subcommittee on Research Security will coordinate with NSTC member agencies, including the Office of Management and Budget (OMB), and with other relevant NSTC bodies to develop templates for updated biographical sketch forms and current and pending support forms, leveraging existing forms where possible, that are suitable for adoption across research agencies as standard forms. These forms also will include standard language for designating covered individuals as defined in Section 223 of the NDAA for FY 2021.

3. *Requirements for peer reviewer and advisory committee member disclosure of affiliations and positions*

Research agencies should require that peer reviewers disclose affiliations and positions. Research agencies should require that advisory committee and panel members disclose affiliations and positions only as they may relate to agenda items at each meeting, and pursuant to Office of Government Ethics approved processes. The NSTC Subcommittee on Research Security will coordinate with other relevant NSTC bodies to develop templates for standardized disclosure forms, and accompanying instructions for determining when affiliations and positions meet these conditions.

4. *Potential broadening of disclosure requirement to include students*

Standardized disclosure requirements for R&D awards are limited to covered individuals as defined in Section 223 of the NDAA for FY 2021, and other individuals explicitly identified in NSPM-33. Research agencies should not generally require disclosures from broader classes of individuals (e.g., graduate students, undergraduates), except when variations to standards are warranted, i.e., as identified in subsection 1 of this section.

5. *Collection of information associated with the required Tier I disclosure requirements within R&D award application processes (including pre-award and post-award elements⁵)*

Research agencies have made significant progress in recent years towards establishing greater uniformity in R&D award application processes and associated disclosure requirements. Where practicable, research agencies should implement application processes and requirements in a manner consistent with the tables below, which leverage existing progress and provide consistency with NSPM-33 and Section 223 of the NDAA for FY 2021.

⁵ As described in Title 2 of the Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards

Table 2a. Guidance for disclosure of personal and professional information within R&D award application processes.

Type of Activity to be Disclosed	Biographical Sketch	Current & Pending/ Other Support	Annual Project Reports	Post-Award Information Terms & Conditions
PERSONAL INFORMATION				
Professional preparation (e.g., educational degrees)	✓			
Organizational Affiliations [#]	✓			
Academic, professional or institutional appointments, whether or not remuneration is received, and whether full-time, part-time, or voluntary	✓			
Paid consulting that falls outside of an individual's appointment; separate from institution's agreement		✓	✓	✓
RESEARCH FUNDING INFORMATION				
Current and pending support: All R&D projects currently under consideration from whatever source, and all ongoing projects, irrespective of whether support is provided through the proposing organization, another organization, or <i>directly</i> to the individual, and regardless of whether the support is direct monetary contribution or in-kind contribution (e.g., office/laboratory space, equipment, supplies, or employees)		✓	✓	✓
Current or pending participation in, or applications to, programs sponsored by foreign governments, instrumentalities, or entities, including foreign government-sponsored talent recruitment programs ⁶	✓ (Appropriate placement may be contract-dependent)			
In-kind contributions not intended for use on the project/proposal being proposed		✓	✓	✓
Visiting scholars funded by an entity other than own institution		✓	✓	✓
Students and postdoctoral researchers funded by an entity other than own institution		✓	✓	✓
Travel supported/paid by an entity other than own institution to perform research activities with an associated time commitment		✓	✓	✓
Certification by the individual that the information disclosed is accurate, current, and complete		✓	✓	✓

[#]Some agencies may collect this information in Collaborators and Other Affiliations.

⁶ See Definitions Appendix at the end of this report.

Table 2b. Guidance for disclosure of project information.

Type of Activity to be Disclosed	Facilities and Other Resources	Other
PROJECT INFORMATION		
In-kind contributions that support the research activity for use on the project/proposal being proposed	✓	
Private equity, Venture, or other capital financing[*]		✓
Supporting Documentation (e.g., contracts, grants, other agreements)[^]		✓

^{*}See implementation guidance point 6 below.

[^]See implementation guidance point 11 below.

6. Collection of information related to financial conflicts of interest within R&D award application processes

Research agencies should require that recipient organizations instruct covered individuals on how to disclose information related to potential financial conflicts of interest, including but not limited to: private equity, venture, or other capital financing. If required by law or policy, covered individuals must provide these disclosures to both the research agency and to the organization applying for or receiving the Federal funding. Policies at some other research agencies require that covered individuals provide conflict of interest disclosures only to the organization applying for or receiving the Federal funding.

7. Exclusions from disclosure requirements within R&D award application processes

Research agencies should exclude the following information from research agency disclosure requirements, except under the conditions identified in Subsection 1 of this section:

- Completed support, including recently completed support
- Consulting that is permitted by an individual's appointment and consistent with the proposing organization's "Outside Activities" policies and procedures.⁷
- Honoraria (see Appendix for definition)
- Gifts (see Appendix for definition)
- Mentoring as part of appointment
- Teaching commitments at the recipient organization
- Academic or calendar year salary earned at the recipient organization

8. Clarification regarding exclusion of gifts from disclosure requirements

Compensation or consideration that are provided with terms and conditions and in support of R&D activities are not considered gifts and must be disclosed by researchers as current and pending support. Gifts are resources provided with no expectation of anything in return (e.g., time, services, specific research activities, money), and do not require disclosure except when required by Section 117 of the HEA, as amended.

⁷ Notwithstanding any exclusion from research agency disclosure requirements, research organizations typically require disclosure of paid consulting for consideration of potential financial conflicts of interest. Agencies and research organizations should ensure that scientists do not inappropriately characterize research activities or involvement in foreign government-sponsored talent recruitment programs as consulting. Authorship or co-authorship on a scientific or technical published paper or posted pre-print would be one manifestation of an activity that involves research.

9. Requirements for disclosing core facilities and shared equipment

Research agencies should require disclosure of resources available to the specific researcher, such as additional research space or personnel, but should generally not require disclosure of institutional resources that are made broadly available to faculty and staff, except where necessary to evaluate the viability of the proposal.

10. Requirements for disclosing participation in foreign programs

The specific requirement to disclose participation in, or application to, programs sponsored by foreign governments, instrumentalities, or entities is limited to those that are associated directly or indirectly with a foreign government (i.e., foreign governments or foreign government instrumentalities or entities). However, participation in foreign programs that are not directly or indirectly associated with a foreign government will in many cases still be captured under other disclosure requirements, such as affiliations, appointments, and other support.

11. Requirements for disclosure of foreign contracts to research agencies

Consistent with NSPM-33, research agencies will require that individuals disclose contracts associated with participation in programs sponsored by foreign governments, instrumentalities, or entities, including foreign government-sponsored talent recruitment programs,⁸ upon request of the recipient research organization or the research agency. Some research agencies may choose to incorporate this request as a standard required element of their R&D award application process. Research agencies also may require disclosure of a broader range of contracts pertaining to foreign activities, beyond those associated with participation in foreign government-sponsored programs (e.g., contracts, grants, and all other agreements for foreign participation, whether or not sponsored by a foreign government). Non-disclosure clauses associated with these contracts are not acceptable exemptions from this disclosure requirement.

12. Just-in-time submission of application information

Research agencies may choose whether to require a “just-in-time” submission—meaning after the completion of peer review but prior to funding—of R&D award application information. Consistent use of digital persistent identifiers across research agencies, as described in the next section of this guidance, will reduce any administrative burden associated with differing agency approaches.

13. Requirements for updating disclosures after an award has been made

Research agencies will require initial disclosures and updates to disclosure reporting. Updates should occur prior to the award of support, annually, more frequently, or promptly where the research agency deems appropriate to account for individuals’ changing circumstances and for additions of covered individuals to funded research teams. For example, research agencies might require certified updates as part of post-award reporting or as a condition of receipt of a final tranche of funding to ensure current, accurate, and complete information is provided.

⁸ Many countries sponsor talent recruitment programs to attract researchers in targeted fields. Many programs utilize legitimate, transparent mechanisms of talent recruitment, including use of research fellowships, student and scholar exchanges, and grants. However, some programs provide direction or levy requirements, including through language in binding contracts, that create conflicts of interest and/or conflicts of commitment for researchers; some have been shown to encourage or direct unethical and even criminal behaviors.

14. *Process(es) for individuals to correct inaccurate or incomplete submissions*

Research agencies will ensure that mechanisms for correcting disclosures exist, are communicated clearly, and are simple and straightforward. Research agencies should develop and implement both pre- and post-award processes, and consistent standard award terms and conditions, that enable PIs and other senior/key personnel and/or their organization to correct inaccurate and/or incomplete submissions.

15. *Requirements and processes for research organizations applying for R&D awards to provide certification related to disclosure requirements*

Research agencies will require certification by the applicant organization that each covered individual who is listed on the application has been made aware of all relevant disclosure requirements, including the requirements of Section 223 of the NDAA for FY 2021, and should advise that false representations may be subject to prosecution and liability pursuant to, but not limited to, 18 U.S.C. §§287, 1001, 1031 and 31 U.S.C. §§ 3729-3733 and 3802. The NSTC Subcommittee on Research Security will draft standardized language for potential adoption by research agencies and by which organizations could provide this certification.

Digital Persistent Identifiers

Background: Section 4(b)(v) of NSPM-33 directs that “*Consistent with applicable Federal laws and statutory authorities, within 1 year of the date of this memorandum, funding agencies shall establish policies regarding requirements for individual researchers supported by or working on any Federal research grant to be registered with a service that provides a digital persistent identifier for that individual.*” Section 4(b)(vi) directs, in part, that “*agencies should standardize forms for initial disclosures as well as annual updates, integrating digital persistent identifiers wherever appropriate and practicable....*”

Objective: Describe how research agencies will incorporate digital persistent identifiers (DPIs)—also known as Persistent Identifiers (PIDs)—into disclosure processes to bolster research security and integrity while reducing administrative burden.

Implementation Guidance

Research agencies should work to implement DPIs into their electronic systems and processes as quickly as is feasible with appropriate protections for personally identifiable information. Until that time, completion of required disclosures using previous systems and processes may still be required. When available, the DPI option will facilitate population of this information into the requisite format.

1. *Incorporation of DPIs into grant and cooperative agreement⁹ application and disclosure processes*

Research agencies should allow submission of required disclosure information via a DPI service, consistent with the Paperwork Reduction Act and the Privacy Act of 1974, as applicable. Basic process steps should include the following:

- Researcher maintains information required under cross-agency disclosure requirements on an individual “profile” or “record” maintained by a DPI service and associated with a DPI.
- During the grant application process, the individual provides their DPI and, via the DPI service, authenticates their DPI and authorizes the research agency to access the required information. This replaces any need for the researcher to manually enter the required disclosure information.
- As part of the grant application process, the researcher certifies to the research agency that the information disclosed through the service is current, complete, and accurate.
- In cases where there remain variations between research agencies’ application processes (i.e., timing of certain disclosure, use of different collection forms), the impact of these differences on the applicant will be minimized. The DPI profile or record will contain the needed disclosure information and can be accessed by the research agency at the appropriate time, once the researcher has provided authorization.

⁹ The DPI section pertains to individuals applying for grants or cooperative agreements. As indicated in point 3 of this section, agencies should consider providing a DPI option for other types of R&D award applicants.

- In cases where a research agency requires an additional disclosure that exceeds the standardized requirements, researchers may also be able to maintain the additional disclosure information on the DPI service, and similarly provide it to the research agency, as an alternative to providing such information separately to the requesting research agency.
- When annual or other updates are required, the researcher may simply ensure that the profile/record information is current, provide an updated authentication if needed for the research agency to access the updated information, and provide an updated certification regarding the completeness and accuracy of the information.

2. *Requiring DPIs versus providing as an option for disclosures*

All research agencies should provide the option of using a DPI service for disclosure, but also may retain the option for a grant or cooperative agreement application to be processed without the use of such a service. The DPI option should provide the lowest administrative burden for researchers, research organizations, and research agencies. Some research agencies currently require use of DPIs under some circumstances, and more may choose to do so.

3. *Categories of individuals provided a DPI option for disclosures*

Research agencies should provide the DPI option for all individuals seeking or receiving Federal R&D grant and cooperative agreement funding. Research agencies also should consider providing a DPI option for extramural researchers funded through non-grant mechanisms (e.g., contracts), and for intramural researchers.

4. *Use of available DPI services*

To the greatest extent possible, research agencies should leverage DPI services provided by private entities, including, where possible, services already widely used by researchers. Research agencies should coordinate to establish DPI service requirements, and may allow research organizations and/or researchers to utilize any service that meets those requirements. Research agencies should increase consistency and further reduce administrative burden by ensuring that one or more common DPI service is available for use across agencies. If multiple DPI services are used, agencies should develop processes to integrate information from DPI services to assess completeness and consistency. Use of multiple DPI services may increase administrative complexity and cost, potentially impacting data quality.

5. *Common/core standards that a DPI service should meet to be included as an option for disclosure in Federal grant and cooperative agreement application processes*

- Provided by an open, non-proprietary, researcher-driven platform, interoperable with the [ISO 17729](#) certified global standard number service for identifying contributors to creative works including researchers, inventors, and authors.
- Disambiguates one researcher from another, distinguishing individual researchers from others with the same or similar name and allowing Federal research agencies to uniquely identify researchers included in government systems. The DPI service should ensure disambiguation by allowing the researcher to include all associated name variations and additional information that can ensure unique identification.

- Enables a researcher to create a single record that represents their curriculum vitae with relevant information (employment, education, funding, research outputs, etc.) to share with funders, publishers, researchers, and other organizations.
- Prevents unintentional creation of duplicate DPI records for the same researcher. In cases of unintentional duplicate DPIs, the service should allow for the identification and consolidation of records into a single DPI record for the researcher.
- Allows collection of disclosure information in a DPI record, reduces administrative burden by entering information once, and allows researcher information to be transmitted to research agencies and grant recipient organizations, as appropriate and as authorized.
- Provides an ability to exchange and make use of information from multiple systems.
- Supports connection between DPI-associated information about the researcher over time and is inclusive of researcher name changes or different name formats.
- Allows research agencies to read and write validated information associated with the DPI.
- Supports secure integration with standard authentication services, such as Security Assertion Markup Language (SAML) and Open Authentication (OAuth).
- Provided at no cost to the researcher.
- Allows the researcher to control access to the information, with the privacy level set by the individual researcher, specifically identifying the entities allowed to access the information.

6. *Ensuring interoperability across multiple options for DPI service*

DPIs that meet the common/core standards will allow for interoperability. To ensure that research agencies can support multiple interoperable DPI options, DPI services should be open, non-proprietary, and provide the ability to exchange information. If using multiple DPI services, agencies should develop processes to integrate information access services to ensure complete and accurate reporting of disclosure information provided via DPI services.

7. *Potential for public disclosure of information provided to research agencies via a DPI service*

Research agencies should not require that individuals provide any public disclosure through the DPI service. Researchers may choose to make information publicly available through their DPI profile or record. Agencies may choose to include DPIs in public records in support of open science activities and/or requirements.

Consequences for Violation of Disclosure Requirements

Background: Section 4(b)(ix) of NSPM-33 directs that *“Agencies shall ensure appropriate and effective consequences for violation of disclosure requirements and engagement in other activities that threaten research security and integrity. Depending on the nature of the violation, agencies may consider a range of consequences... In addition to these measures, civil and criminal penalties under U.S. Federal and State laws may apply in some cases, such as when individuals intentionally provide incomplete or incorrect information in the grant funding process, or misappropriate trade secrets or export controlled information. Federal agencies should consult with their Inspectors General, General Counsel, security officers, and/or law enforcement agencies as appropriate, to avoid compromising ongoing investigative and law enforcement activities...”*

Objective: Provide guidelines for determining appropriate consequences, consistent with applicable laws and regulations, while preserving an appropriate level of flexibility for agencies and research organizations.

Implementation Guidance

1. *Consequences for violation of disclosure requirements*

Violation of disclosure requirements may lead to criminal, civil, and/or administrative consequences as may be deemed appropriate based upon the particular facts of the violation. Violations should be thoroughly investigated by the cognizant IGs and referred to criminal and/or civil offices within the Department of Justice, when warranted. Such matters should also be referred to the agency if consideration of administrative actions is deemed appropriate. Such administrative actions may include suspension and debarment of individuals or research organizations, where consistent with 2 CFR § 180 and 48 CFR Part 9.4, and appropriate to protect the integrity of government grant and contract programs.

In addition to suspension and procedures set forth in 2 CFR § 180 and 48 CFR Part 9.4, a research agency may consider action pursuant to other authorities, including but not limited to:

- 2 CFR § 200.206 Federal awarding agency review of risk posed by applicants;
- 2 CFR § 200.208 Specific conditions;
- 2 CFR § 200.339 Remedies for noncompliance;
- 2 CFR § 200.340 Termination; and
- 2 CFR § 200.341 Notification of termination requirement.

While retaining appropriate flexibility to determine consequences for violations of disclosure requirements, agencies should consider a common set of factors, where relevant and consistent with applicable laws and regulation, and communicate such factors to the research community.

2. *Other potential administrative actions available to research agencies to address noncompliance with disclosure requirements*

Depending on the facts surrounding the violation, and consistent with due process requirements, research agencies may consider a range of actions, including upon recommendation of the cognizant OIG. Such actions include, but are not limited to:

- Rejection of an R&D award application;

- Preserving an R&D award, but requiring or otherwise ensuring that individual(s) do not perform work under the award;
- Ineligibility for participation in U.S. Government review panels and other activities;
- Suspension or termination of Federal employment;
- Suspension or termination of an R&D award;
- Suspension or denial of Title IV funds by the Department of Education; and
- Placement of the individual or research organization in the System for Award Management or Federal Awardee Performance and Integrity Information System to alert other agencies.

3. *Factors for consideration in determining appropriate administrative actions and other consequences*

Specific considerations apply to some regulatory administrative actions, and are set out in those regulations, along with administrative due process to which the subject of the action is entitled. Regarding other administrative and enforcement actions, agencies may include the following considerations, where relevant and consistent with applicable laws and regulations, in determining appropriate consequences for violations of disclosure requirements:

- Harm or potential harm to the agency, the Federal Government, U.S. taxpayers, and other National interests;
- Intent of the offender;
- The offender’s knowledge of requirements;
- Pattern of violation versus isolated incident;
- Existing and timing of self-disclosure;
- Policies, procedures, and training available to the offender; and
- Any other mitigating factors

4. *Provision of more detailed information regarding administrative remedy and enforcement processes*

Agencies should document procedures, including roles and responsibilities, for addressing failures to disclose required information. The NSTC Subcommittee on Research Security will develop a standard operating procedure template by which research agencies can address, consistent with applicable laws and regulations, possible noncompliance with disclosure requirements on the part of covered individuals and research organizations.

5. *Encouraging individuals to come forward and correct past omissions*

Agencies will ensure that mechanisms for correcting disclosures exist, are communicated clearly, specify timeframes, and are simple and straightforward to the greatest extent practicable. Agencies should strongly encourage self-disclosure and correction of omissions and inaccuracies, including by ensuring that self-disclosure will be taken into consideration during the process of administrative resolution of noncompliance with disclosure requirements, and by publicly highlighting circumstances or instances where this occurs, where appropriate.

6. Notice and due process in agency consideration and application of regulatory administrative action

In accordance with Section 223 of the NDAA for FY 2021, a research agency that intends to take action for failure to comply with disclosure requirements shall, as appropriate and practicable, and in accordance with applicable laws and regulations, notify each individual or research organization subject to such action about the specific reason for the action, and shall provide such individuals and entities with the opportunity to, and a process by which, to contest the proposed action.

7. Circumstances for potential imposition of consequences on research organizations

In accordance with Section 223 of the NDAA for FY 2021, an administrative remedy or enforcement action, including those listed in Subsection 2 of this section, may be taken by a research agency against a research organization only in cases in which (a) the organization did not meet requirements for entities to certify that covered individuals have been made aware of disclosure requirements; (b) the organization knew that a covered individual failed to disclose required information and the research organization did not take steps to remedy such nondisclosure before the application was submitted; or (c) the head of the research agency concerned determines that the organization is owned, controlled, or substantially influenced by a covered individual; and such individual knowingly failed to disclose required information.

Where applicable, research agencies may apply other non-enforcement administrative actions and remedies to research organizations for noncompliance with disclosure requirements, including those recommended by the cognizant OIG, and including but not limited to those listed in the table below.

Table 3. Examples of non-enforcement administrative actions and remedies that may apply to research organizations for noncompliance with disclosure requirements.

Category	Examples	Citation
Monitoring/ administrative actions	<ul style="list-style-type: none"> Financial and performance reports Site visits Video conferences, telephone calls, e-mails 	2 CFR §200.329 , Monitoring and reporting program performance
Remedies for noncompliance	<ul style="list-style-type: none"> Specific award conditions Require payments as reimbursements rather than in advance Withhold authority to proceed to next phase pending evidence of acceptable performance within a given performance period Require additional, more detailed financial reports Require additional project monitoring Require the organization to obtain technical or management assistance Establish additional prior approvals 	2 CFR §200.208 , Specific conditions.
	<ul style="list-style-type: none"> Withhold cash payments pending correction of the deficiency Disallow all or part of the cost of the activity/action not in compliance Wholly or partly suspend or terminate the Federal award Withhold further Federal awards for the project or program 	2 CFR §200.339 , Remedies for noncompliance

8. *Circumstances for potential suspension or denial of Higher Education Act (HEA) Title IV funds*

Termination, suspension, or limitation by the Department of Education of an institution's participation in HEA Title IV programs (which would result in the denial of Federal student financial aid to its students) may be appropriate in cases where a failure to disclose foreign gifts or contracts constitutes a violation of a requirement under the HEA (e.g., HEA Section 117 disclosure requirements). Any proposed action under this provision must comply with the HEA's requirements for notice and opportunity of a hearing. Failure to meet disclosure requirements under other authorities (e.g., Section 223 of the NDAA for 2021) would not be subject to the remedies under the HEA.

Information Sharing

Background: Section 4(e) of NSPM-33 directs that *“To strengthen the effectiveness of response measures, heads of agencies shall share information about violators (e.g., those who violate disclosure or other policies promulgated pursuant to this memorandum, participate in foreign government-sponsored talent recruitment programs contrary to policies issued pursuant to section 4(c)(ii), or whose activities clearly demonstrate an intent to threaten research security and integrity) across Federal funding institutions and with Federal law enforcement agencies, the DHS, and State, to the extent that such sharing is consistent with privacy laws and other legal restrictions, and does not interfere with law enforcement or intelligence activities. Where appropriate and consistent with due process, privacy considerations, and all other applicable law, heads of agencies should consider providing notice to other Federal funding institutions in cases where significant concerns have arisen but a final determination has not yet been made.”*

Objective: Provide clarity regarding circumstances when agencies may share information regarding violations and potential violations,¹⁰ and provide assurance regarding how such sharing will be limited to respect privacy and other legal and reasonable protections.

Implementation Guidance

1. *Circumstances for research agency sharing with other agencies information about violations of disclosure requirements*

Research agencies should share information about violations of disclosure requirements, consistent with due process, privacy considerations, and all other applicable laws:

- Where potentially relevant to other research agency management of Federal R&D funding. Examples include when a research agency identifies:
 - That a covered individual has an undisclosed affiliation with a foreign research organization and is also funded by other research agencies.
 - That a covered individual has undisclosed funding from another research agency, including indication of undisclosed duplicative funding (overlapping funding to a single PI).
 - Identical proposals from one or more PIs, where one or more is funded by other research agencies.
- Once an administrative or enforcement action is taken.
 - Notification is required for some actions. For example, suspension or debarment determination is recorded in the System for Award Management (SAM.gov).
- In support of risk analysis and lessons learned, particularly where agencies have taken steps to reduce the risk of re-identifying individuals, to the greatest extent practicable.

¹⁰ In this context, a “violation” may be established through a criminal, civil, or administrative process; a “potential violation” merits further investigation by appropriate authorities.

2. *Circumstances for appropriate research agency sharing of information prior to final determination of a violation*

Research agencies should share information with other agencies prior to a final determination of a violation in the following circumstances, consistent with due process, privacy considerations, and all other applicable law:

- Where potentially relevant to other research agency management of Federal R&D funding. This includes indications of the example circumstances listed in Subsection 1 of this section.
- When referring to an appropriate law enforcement or other agency or entity for further investigation and/or consideration of enforcement or administrative action.
- In support of risk analysis/analytics to better understand scope and scale of research security challenges, particularly where agencies have taken steps to reduce the risk of re-identifying individuals, to the greatest extent practicable.

3. *Mechanisms for research agency sharing of information regarding violations with each other and with the public*

Mechanisms for research agency sharing of information regarding violations related to research security and integrity include the following:

- Agencies use the System for Award Management website (SAM.gov) as the information sharing mechanism for government-wide exclusions (e.g. suspension or debarment), including voluntary exclusions, issued in response to violations.
- Agencies use the Federal Awardee Performance and Integrity Information System (FAPIIS) to notify other agencies regarding actions including, but not limited to: criminal, civil, and administrative proceedings in connection with Federal awards; administrative agreements issued in lieu of suspension or debarment; and award terminations for default, for cause, and for material failure to comply.
- Agencies may publish mandatory and agency-level exclusions in SAM.gov under the Prohibition/Restriction section, on the Federal Register, and/or agency websites.
- Whenever feasible, agencies should seek to publicly share information about results of risk analyses and administrative remedy and enforcement processes to maximize transparency and enhance public understanding of research security risks and the consequences of confirmed violations.

4. *Mechanisms for research agency sharing of information regarding potential violations*

IGs are required to report expeditiously to the Attorney General whenever the IG has reasonable grounds to believe there has been a violation of Federal criminal law [Section 4(d) of the Inspector General Act of 1978, as amended (IG Act)]. The Attorney General Guidelines for OIGs with statutory law enforcement pursuant to Section 6(e)(4) of the IG Act requires OIGs and the Federal Bureau of Investigation mutually to notify each other in all matters involving fraud against the Federal Government. OIGs may coordinate with other law enforcement agencies on a need-to-know basis consistent with their respective routine uses for investigative records.

In addition to leveraging existing mechanisms where appropriate, research agencies should coordinate to establish improved mechanisms for sharing information among research agencies and their program offices.

5. *Proper sharing of information about violations and potential violations*

Agencies will ensure that sharing of information about violations and potential violations is appropriate and consistent with applicable laws, regulations, and policy. Agencies will work with their senior agency officials for privacy to ensure compliance with applicable privacy requirements in statute, regulation, and policy, such as those related to the Privacy Act of 1974. Agencies will evaluate the extent to which routine uses identified in existing system of records notices sufficiently address information sharing associated with research security and, where necessary, develop new routine uses for relevant research agencies to share with each other information related to violations and potential violations of disclosure requirements.

Research Security Programs

Background: Section 4(g) of NSPM-33 directs that by January 14, 2022, “heads of funding agencies shall require that research institutions receiving Federal science and engineering support in excess of 50 million dollars per year certify to the funding agency that the institution has established and operates a research security program. Institutional research security programs should include elements of cyber security, foreign travel security, insider threat awareness and identification, and, as appropriate, export control training. Heads of funding agencies shall consider whether additional research security program requirements are appropriate for institutions receiving Federal funding for R&D in critical and emerging technology areas with implications for United States national and economic security.”

Objective: Provide clarity regarding research security program requirements, how research organizations will be expected to satisfy the requirement, and how agencies will contribute to program content development.

Implementation Guidance

1. Requirements for research security programs

NSPM-33 requires a certification from research organizations awarded in excess of \$50 million per year in total Federal research funding that they have implemented a research security program that includes the four elements highlighted in NSPM-33:

- (1) Cybersecurity (see Subsection 6 below)
- (2) Foreign travel security. Agencies should require that research organizations maintain international travel policies for faculty and staff traveling for organization business, teaching, conference attendance, research purposes, or any offers of sponsored travel that would put a person at risk. Such policies should include an organizational record of covered international travel by faculty and staff and, as appropriate, a disclosure and authorization requirement in advance of international travel, security briefings, assistance with electronic device security (smartphones, laptops, etc.), and pre-registration requirements.
- (3) Research security training. Agencies should require that, as part of their research security programs, research organizations provide training to relevant personnel on research security threat awareness and identification, including insider threat training where applicable. Research organizations should consider incorporating relevant elements of research security into existing training on responsible and ethical conduct of research for faculty and students. In addition to periodic training, research organizations should conduct tailored training in the event of a research security incident.
- (4) Export control training, as appropriate. Agencies should require that research organizations conducting R&D that is subject to export control restrictions provide training to relevant personnel on requirements and processes for reviewing foreign sponsors, collaborators and partnerships, and for ensuring compliance with Federal export control requirements and restricted entities lists.

Agencies should require that, as part of their research security program, research organizations designate a research security point of contact (POC) and provide publicly accessible means to contact that individual (such as through a website or social media).

Organizations conducting research involving classified or controlled unclassified information (CUI) may combine research security POCs, but such research will otherwise remain subject to already-established security protocols in addition to the more broadly applicable standards associated with the NSPM-33 research security program requirement. Agencies should not require that research organizations apply the more stringent security protocols appropriate to classified information or CUI to the conduct of fundamental research.

2. *Determination of which research organizations are subject to the requirement*

Qualifying research organizations should be those that met the \$50 million threshold in total Federal science and engineering support for the previous two fiscal years, as recorded on USASpending.gov.

3. *Standardization of program requirements across organizations*

All qualifying research organizations, as defined above, should be subject to the standard requirements described in subsection 1 of this section. For any instances in which research agencies determine that additional research security program elements are necessary for Federal R&D funding in critical and emerging technology areas with implications for U.S. national and economic security, the associated requirements should be included within R&D award terms and conditions.

4. *Process for finalizing and implementing the requirement*

OSTP, in consultation with the NSTC Subcommittee on Research Security, OMB, and external stakeholders, will develop a standardized requirement for uniform implementation across research agencies. Following a 90-day external engagement period, OSTP will complete the standardized requirement in the subsequent 120 days, and, upon completion, work with OMB to develop a plan to implement the standardized requirement. Upon receipt of the standards, relevant research agencies should engage with external stakeholders to ensure that program requirements are appropriate to the broad range of organizations that are subject to the requirement.

5. *Development of research security program content*

The Federal Government will provide standardized technical assistance to support development of training content and programmatic guidelines, tools, and best practices to be made available to organizations for incorporation into research security programs at their discretion. In particular, agencies represented on the National Counterintelligence Task Force, in conjunction with the National Counterintelligence and Security Center, will jointly develop content that research organizations can leverage to meet requirements for research security programs and training. In concert, the Federal Government should consider supporting the formation of a community consortium to develop and maintain research security program information and implementation resources for research organizations, to include resources suitable for use within research security programs. To the greatest extent practicable, development of program content should be a collaborative effort between the government and organizations.

6. Ensuring that cybersecurity elements of research security programs meet the objectives of the requirement

Agencies should require that research organizations satisfy the cybersecurity element of the research security program requirement by applying the following basic safeguarding protocols and procedures:

- Provide regular cybersecurity awareness training for authorized users of information systems, including in recognizing and responding to social engineering threats and cyber breaches.
- Limit information system access to authorized users, processes acting on behalf of authorized users, or devices (including other information systems).
- Limit information system access to the types of transactions and functions that authorized users are permitted to execute.
- Verify and control/limit connections to and use of external information systems.
- Control any non-public information posted or processed on publicly accessible information systems.
- Identify information system users, processes acting on behalf of users, or devices.
- Authenticate (or verify) the identities of those users, processes, or devices, as a prerequisite to allowing access to organizational information systems.
- Monitor, control, and protect organizational communications (*i.e.*, information transmitted or received by organizational information systems) at the external boundaries and key internal boundaries of the information systems.
- Implement subnetworks for publicly accessible system components that are physically or logically separated from internal networks.
- Provide protection of scientific data from ransomware and other data integrity attack mechanisms.
- Identify, report, and correct information and information system flaws in a timely manner.
- Provide protection from malicious code at appropriate locations within organizational information systems.
- Update malicious code protection mechanisms when new releases are available.
- Perform periodic scans of the information system and real-time scans of files from external sources as files are downloaded, opened, or executed.

Additional cybersecurity requirements, for example, those provided by the National Institute of Standards and Technology (NIST), will apply in some cases, such as for research involving classified information or CUI.

7. Certification of compliance with the requirement

Once the research security requirement is finalized and further guidance is available, it is expected that research organizations will be required to provide certification of compliance with the research security program requirement. OSTP, in consultation with the NSTC Subcommittee on Research Security and OMB plan to develop a single certification standard and process that will apply across all research agencies. This approach will be less burdensome than integrating an organizational certification into the R&D award application process.

Research organizations are required to maintain a description of the research security program, and to provide such documentation within 30 days of a request from a research agency that is funding an R&D award or considering an application for R&D award funding to that research organization. In addition, research agencies should consider integrating the research security program requirement into the Compliance Supplement's Research and Development Cluster audit guidance as part of the single audit of Federal grant and assistance programs (2 C.F.R. Part 200, Appendix XI).

8. *Discretion of research organizations in structuring research security programs*

Research organizations should be provided flexibility to structure the organization's research security program to best serve its particular needs, and to leverage existing programs and activities where relevant, provided that the organization implements all required program components. Some research organizations may choose to integrate research security requirements into existing programs—such as existing cybersecurity programs and responsible and ethical conduct in research training—to maximize efficiency. Research organizations should be strongly encouraged to integrate some or all elements into a coherent research security program, where applicable and feasible.

9. *Timeline for research organizations to establish compliance*

Qualifying research organizations should establish a research security program as soon as possible, but should be provided one year from date of issuance of the formal requirement to comply. Organizations that become subject to the requirement in subsequent years should similarly be provided one additional year to comply.

Appendix: Definitions

Conflict of commitment – Situation in which an individual accepts or incurs conflicting obligations between or among multiple employers or other entities. Many organizational policies define conflicts of commitment as conflicting commitments of time and effort, including obligations to dedicate time in excess of organizational or research agency policies or commitments. Other types of conflicting obligations, including obligations to improperly share information with, or to withhold information from, an employer or research agency, can also threaten research security and integrity, and are an element of a broader concept of conflicts of commitment used in this document.

Conflict of interest – Situation in which an individual, or the individual's spouse or dependent children, has a significant financial interest, or financial relationship that could directly and significantly affect the design, conduct, reporting, or funding of research.

Controlled unclassified information (CUI) – Information that requires safeguarding or dissemination controls consistent with applicable laws, regulations, and Government-wide policies, but is not classified.

Covered individual or Senior/key personnel – an individual who (a) contributes in a substantive, meaningful way to the scientific development or execution of a research and development project proposed to be carried out with a research and development award from a Federal research agency; and (b) is designated as a covered individual by the Federal research agency concerned. Consistent with NSPM-33, this means principal investigators (PIs) and other senior/key personnel seeking or receiving Federal research and development funding (i.e., extramural funding) and researchers at Federal agency laboratories and facilities (i.e., intramural researchers, whether or not federally employed), including Government-owned, contractor-operated laboratories and facilities.

Current and pending research support – (a) All resources made available, or expected to be made available, to an individual in support of the individual's research and development efforts, regardless of (i) whether the source is foreign or domestic; (ii) whether the resource is made available through the entity applying for a research and development award or directly to the individual; or (iii) whether the resource has monetary value; and (b) includes in-kind contributions requiring a commitment of time and directly supporting the individual's research and development efforts, such as the provision of office or laboratory space, equipment, supplies, employees, or students. This term has the same meaning as the term **Other Support** as applied to researchers in NSPM-33: For researchers, Other Support includes *all* resources made available to a researcher in support of and/or related to *all* of their professional R&D efforts, including resources provided directly to the individual rather than through the research organization, and regardless of whether or not they have monetary value (e.g., even if the support received is only in-kind, such as office/laboratory space, equipment, supplies, or employees). This includes resource and/or financial support from all foreign and domestic entities, including but not limited to, gifts provided with terms or conditions, financial support for laboratory personnel, and participation of student and visiting researchers supported by other sources of funding.

Digital persistent identifier (DPI or digital PID) – A digital identifier that is globally unique, persistent, machine resolvable and processable, and has an associated metadata schema. Consistent with NSPM-33, digital persistent identifiers for individuals are used to disambiguate and identify an individual person.

Research Organization – An entity that has applied for or received an R&D award from a Federal research agency. This term has the same meaning as “entity” as defined in Section 223 of the NDAA for 2021.

Federal research agency or Research agency – Any Federal department or agency with an annual extramural research expenditure of over \$100,000,000. This term has the same meaning as “funding agency” in NSPM-33.

Foreign government-sponsored talent recruitment program – Effort organized, managed, or funded by a foreign government, or a foreign government instrumentality or entity, to recruit science and technology professionals or students (regardless of citizenship or national origin, or whether having a full-time or part-time position). Some foreign government-sponsored talent recruitment programs operate with the intent to import or otherwise acquire from abroad, sometimes through illicit means, proprietary technology or software, unpublished data and methods, and intellectual property to further the military modernization goals and/or economic goals of a foreign government. Many, but not all, programs aim to incentivize the targeted individual to relocate physically to the foreign state for the above purpose. Some programs allow for or encourage continued employment at United States research facilities or receipt of Federal research funds while concurrently working at and/or receiving compensation from a foreign institution, and some direct participants not to disclose their participation to United States entities. Compensation could take many forms including cash, research funding, complimentary foreign travel, honorific titles, career advancement opportunities, promised future compensation, or other types of remuneration or consideration, including in-kind compensation.

Gift – Includes any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, license, special access, equipment time, samples, research data, or other item having monetary value. A gift also includes services as well gifts of training, transportation, local travel, lodging, meals, research hours, whether provided in-kind, by purchase of a ticket, payment in advance, or reimbursement after the expense has occurred. A gift by definition is given without expectation of anything in return.

Honorarium – A payment of money or anything of value for an appearance, speech, article, or other form of compensation or award.

Insider threat – The potential for an insider to use their authorized access or understanding of an organization to harm that organization. This harm can include malicious, complacent, or unintentional acts that negatively affect the integrity, confidentiality, and availability of the organization, its data, personnel, or facilities.¹¹

Intramural Researcher – An agency employee who conducts research supported by the agency in which they are employed.

Research and development (R&D) – Includes basic research, applied research, and experimental development. Basic research is experimental or theoretical work undertaken primarily to acquire new knowledge of the underlying foundations of phenomena and observable facts. Applied research is original investigation undertaken in order to acquire new knowledge, and directed primarily towards a specific practical aim or objective. Experimental development is creative and systematic work, drawing on knowledge gained from research and practical experience, which is

¹¹https://www.cisa.gov/sites/default/files/publications/Insider%20Threats%20101%20What%20You%20Need%20to%20Know_508.pdf

directed at producing new products or processes or improving existing products or processes. Like research, experimental development will result in gaining additional knowledge. Experimental development includes the production of materials, devices, and systems or methods, including the design, construction, and testing of experimental prototypes. Experimental development also includes technology demonstrations in cases where a system or component is being demonstrated at scale for the first time, and it is realistic to expect additional refinements to the design (feedback R&D) following the demonstration.¹²

Research and development award – Support provided to an individual or entity by a Federal research agency to carry out R&D activities, which may include support in the form of a grant, contract, cooperative agreement, or other such transaction. The term does not include a grant, award, contract, agreement, or other transaction for the procurement of goods or services to meet the administrative needs of a Federal research agency.

Research integrity – The use of honest and verifiable methods in proposing, performing, and evaluating research; reporting research results with particular attention to adherence to rules, regulations, and guidelines; and following commonly accepted professional codes or norms.

Research security – Safeguarding the research enterprise against the misappropriation of research and development to the detriment of national or economic security, related violations of research integrity, and foreign government interference.

United States Government supported research and development – Includes R&D projects funded by the U.S. Government, in whole or in part; projects that use U.S. Government equipment or facilities for conducting R&D; and R&D projects in which U.S. Government employee and contractor personnel participate, regardless of the project's funding source.

¹² <https://www.whitehouse.gov/wp-content/uploads/2018/06/a11.pdf>

RE: FYI: ED Provisions in COMPETES Act

From: "Carroll, William S. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
To: "Patel, Jagir D. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Date: Tue, 01 Feb 2022 14:07:58 -0500

Hey Jagir - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process to share the load this time around too! FYI, I don't think I was on Hayley's SAP email, so apologies if this is already well underway.

Will

From: Myers, Hayley W. EOP/OMB
Sent: Friday, January 28, 2022 1:52 PM
To: DL OMB EIML Education <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Cc: Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process >
Subject: FYI: ED Provisions in COMPETES Act

Hi all,

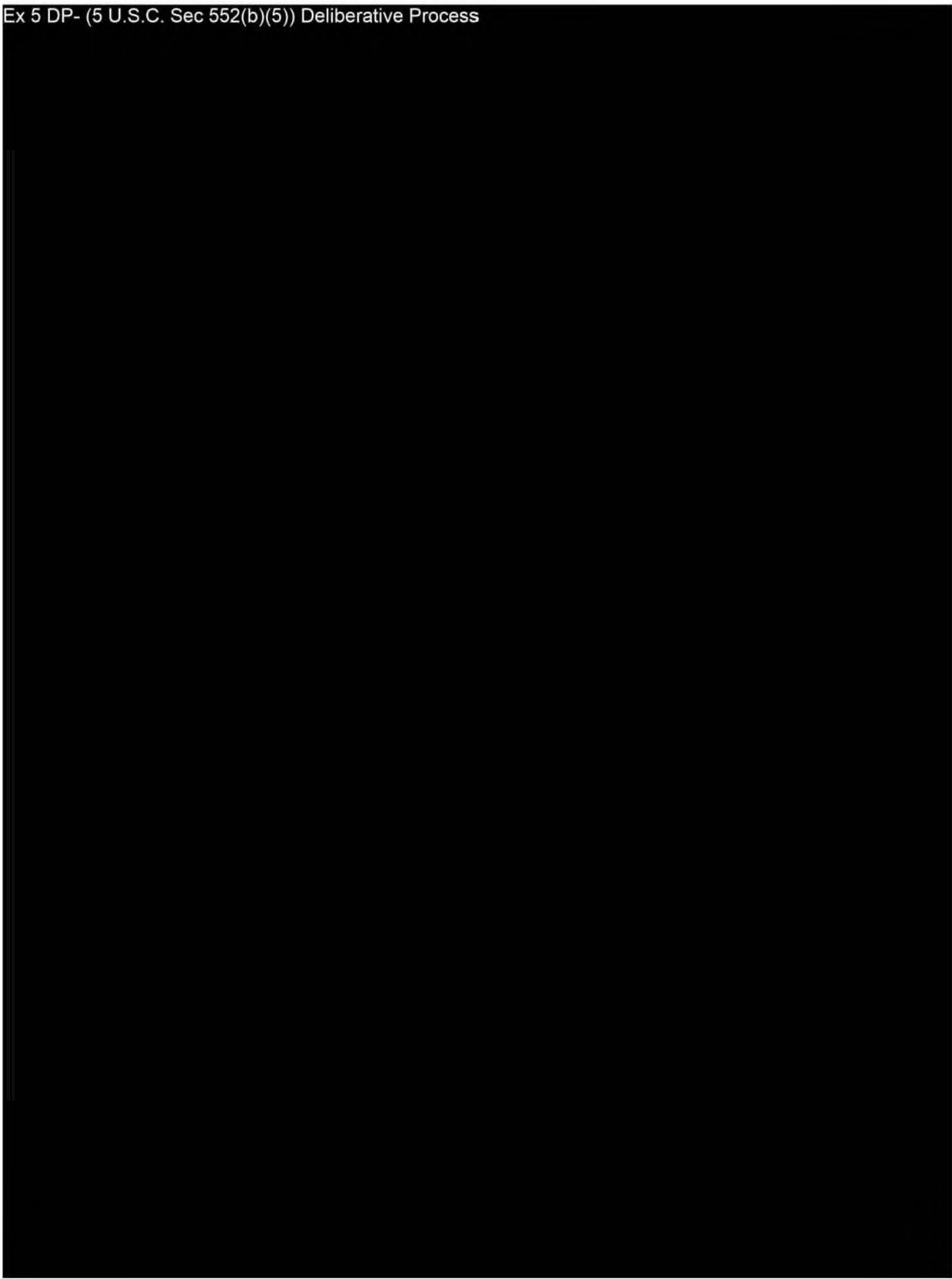
As you may already be aware, there are several ED-related provisions in H.R. 4521, the COMPETES Act, which is slated to be on the House floor next week. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process The full section by section is available [here](#); bill text is available [here](#).

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process


Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thanks,
Hayley

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Earlier this month, the House passed the American Competitiveness Act of 2022 (attached). Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process The vote was mostly party-line.

My understanding is the Senate and House leadership intend to send these two bills to conference (see discussion at link <https://www.aeaweb.org/forum/2219/innovation-competition-2021-america-competes-2022-updated>).

My questions to you: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec

With posture testimony season upon us, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Best,
John

John D. Hill
Performing the Duties of
Assistant Secretary of Defense for Space Policy

Re: Potential FASC Equities - America COMPETES Act

From: "Clark, Jaimie N. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
To: "Gibson, Carolyn T. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED])>
Date: Thu, 03 Mar 2022 15:57:50 -0500
Attachments: BILLS-117hr4521pcs.pdf (5.88 MB)

Hi Carolyn,

I'm having trouble searching through the document. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Sent from my iPhone

On Mar 3, 2022, at 11:35 AM, Gibson, Carolyn T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6))> wrote:

Hi Jaimie,

Per my MM, Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I have attached a copy of the
America COMPETES Act and pasted the relevant text below. Ex 5 DP- (5 U.S.C. Sec [REDACTED])
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Feel free to reach out with any questions. Thank you!

Carolyn Gibson

Office of the Federal Chief Information Officer
Office of Management and Budget
Executive Office of the President

Mobile: Ex 6 - (5 U.S.C. Sec [REDACTED]) | Ex 6 - (5 U.S.C. Sec 552(b)(6))

FW: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

From: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
To: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Date: Mon, 14 Mar 2022 15:39:57 -0400
Attachments: H.R. 4521 America COMPETES Act of 2022_Interagency comments.xlsx (112.77 kB);
BILLS-117hr4521eh.pdf (5.46 MB); DoD Response to LRM KLM-117-102 (Ex 5 DP- (5 U.S.C. Sec 552(b)(5)))
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)).docx (30.53 kB)

Hi Bill,

In addition to the comments reflected in the Excel file, I wanted to share DoD's (Ex 5 DP- (5 U.S.C. Sec 552(b)(5))) -- please see attached Word doc. Please let me know if you have any questions.

Thanks,
Kimie

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, March 14, 2022 3:15 PM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; DL OMB ESWD EB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hickey, Mike J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Burgess, Scott H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Ross, Andrea L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; DL OMB NRD AB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Fischietto, Mary S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Connors, Kyle F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Berrey, Katherine R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Glass, Jacob S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Patterson, Tia B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Clark, Damon J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Gonzalez, Anthony A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hoy, Peter G. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; McNeal, Chris G. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Curtis, Tyler T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Ghavalyan, Mariam EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Klein, Robert T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Feldman, Iris T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>

Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED]) >; Cassell, Mary I. EOP/OMB
Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED]) >; Derbes, Catherine A. EOP/OMB
Ex 6 - (5 U.S.C. Sec Ex 6 - (5 [REDACTED]) >; Patel, Jagir D. EOP/OMB Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED]) >;
Branson, Michael D. EOP/OMB Ex 6 - (5 U.S.C. Sec Ex 6 - (5 [REDACTED]) >; Sierra, Leticia EOP/OMB
Ex 6 - (5 [REDACTED]) Ex 6 - (5 [REDACTED]) >; Spavins, Rebecca L. EOP/OMB Ex 6 - (5 U.S.C. [REDACTED] x 6 - (5 [REDACTED]) >;
Weisshaar, David M. EOP/OMB Ex 6 - (5 U.S.C. Sec x 6 - (5 [REDACTED]) >; Spiro, Topher J. EOP/OMB
Ex 6 - (5 U.S.C. Sec x 6 - (5 [REDACTED]) >; Hill, Frankie F. EOP/OMB Ex 6 - (5 [REDACTED]) x 6 - (5 [REDACTED]) >; Reilly,
Tom M. EOP/OMB Ex 6 - (5 U.S.C. [REDACTED] x 6 - (5 [REDACTED]) >; DL OMB HHSB
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Los Santos, Karen EOP/OMB Ex 6 - (5 U.S.C. Sec [REDACTED] x 6 - (5 [REDACTED]) >; Abrams, Andrew D. EOP/OMB
Ex 6 - (5 U.S.C. [REDACTED] x 6 - (5 [REDACTED]) >; Berger, Joseph J. EOP/OMB Ex 6 - (5 U.S.C. [REDACTED] x 6 - (5 [REDACTED]) >;
Brant, Alex M. EOP/OMB Ex 6 - (5 [REDACTED]) x 6 - (5 [REDACTED]) >; Cramer, Drew W. EOP/OMB
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Ex 6 - (5 U.S.C. Sec [REDACTED] x 6 - (5 [REDACTED]) >; Cathopoulos, Terry J. EOP/OMB
Ex 6 - (5 U.S.C. Sec [REDACTED] x 6 - (5 [REDACTED]) >; Mergen, Margaret C. EOP/OMB
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Ex 6 - (5 U.S.C. Sec [REDACTED] x 6 - (5 [REDACTED]) >; MacMaster, Ryan J. EOP/OMB
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Cc: Slevin, Christopher J. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Demers, Kaitlyn H.
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Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Menard, Barbara A. EOP/OMB
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<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Matsuo, Kimie L. EOP/OMB
<Ex 6 - (5 U.S.C. Sec 552(b)(6)) >;

Subject: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

Good afternoon,

Please see attached a compilation of comments LRD received in response to the request for views on H.R. 4521, the "America COMPETES Act of 2022." The bill passed the House on 2/4/22.

The first sheet in the file includes all interagency comments, while the second sheet Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Here's a rundown of agency responses --

Comments

Agencies: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec

OMB comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5

Other EOP comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Ex 5 DP- (5 U.S.C. Sec

Agencies with no comments: Ex 5 DP- (5 U.S.C. Sec

Late comments expected: Ex 5 DP- (5 U.S.C. Sec

Please review the spreadsheet and let us know by COB Friday, March 18th, whether you concur or have any concerns with the comments. Please also let us know if you have any other major concerns with the bill that are not captured here.

Thank you,
Kimie

Kimie Matsuo
Legislative Analyst
Legislative Reference Division
Office of Management and Budget
Ex 6 - (5 U.S.C. Sec 552(b)(6))

**FW: FOR REVIEW: Interagency feedback on H.R. 4521
America COMPETES Act of 2022 [KLM-117-102] --
Response requested by COB Friday, 3/18/22**

From: "Enger, Michelle A. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
To: "Turner, Austin F. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>, "Curtis, Tyler T. EOP/OMB" <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>
Date: Mon, 14 Mar 2022 15:57:47 -0400
Attachments: H.R. 4521 America COMPETES Act of 2022_Interagency comments.xlsx (112.77 kB);
BILLS-117hr4521eh.pdf (5.46 MB)

As you are aware, Ex 5 DP- (5 U.S.C. The attached spreadsheet definitely helps, though, Ex 5
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process I found the last
tab to be particularly helpful as it shows all of the standalone bills included in this legislation.

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, March 14, 2022 3:15 PM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; DL OMB ESWD EB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hickey, Mike J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Burgess, Scott H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Ross, Andrea L. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; DL OMB NRD AB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Fischietto, Mary S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Connors, Kyle F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Berrey, Katherine R. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Glass, Jacob S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Patterson, Tia B. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Damon J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Gonzalez, Anthony A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hoy, Peter G. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; McNeal, Chris G. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Curtis, Tyler T. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Ghavalyan, Mariam EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Klein, Robert T. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Feldman, Iris T. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)) Ex 6 - (5)>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Patel, Jagir D. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Branson, Michael D. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Sierra, Leticia EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Spavins, Rebecca L. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>

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<Ex 6 - (5 U.S.C. Sec x 6 - (5 >; Matsuo, Kimie L. EOP/OMB
<Ex 6 - (5 U.S.C. x 6 - (5 >

Subject: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

Good afternoon,

Please see attached a compilation of comments LRD received in response to the request for views on H.R. 4521, the "America COMPETES Act of 2022." The bill passed the House on 2/4/22.

The first sheet in the file includes all interagency comments, while the second sheet Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Here's a rundown of agency responses --

Comments

Agencies: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec

OMB comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5

Other EOP comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Ex 5 DP- (5 U.S.C. Sec

Agencies with no comments: Ex 5 DP- (5 U.S.C. Sec

Late comments expected: Ex 5 DP- (5 U.S.C. Sec

Please review the spreadsheet and let us know by COB Friday, March 18th, whether you concur or have any concerns with the comments. Please also let us know if you have any other major concerns with the bill that are not captured here.

Thank you,
Kimie

Kimie Matsuo
Legislative Analyst
Legislative Reference Division
Office of Management and Budget
Ex 6 - (5 U.S.C.
Sec 552(b)(6))

**FW: FOR REVIEW: Interagency feedback on H.R. 4521
America COMPETES Act of 2022 [KLM-117-102] --
Response requested by COB Friday, 3/18/22**

From: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
To: "Slevin, Christopher J. EOP/WHO" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>, "Healton, Kelly A. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>, "Ward, Benjamin A. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Cc: "Vaeth, Matt J. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>, "Ventura, Alexandra EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>, "Gonzalez, Oscar EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>
Date: Mon, 14 Mar 2022 15:20:59 -0400
Attachments: H.R. 4521 America COMPETES Act of 2022_Interagency comments.xlsx (112.77 kB);
BILLS-117hr4521eh.pdf (5.46 MB)

Hi all,

Flagging the attached interagency feedback on COMPETES. Please let us know Ex 5 DP- (5 U.S.C. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process If that is the case, please let us know what the window/timeline for engagement is. Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Thank you,
Kimie

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, March 14, 2022 3:15 PM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; DL OMB ESWD EB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hickey, Mike J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Burgess, Scott H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Ross, Andrea L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; DL OMB NRD AB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Fischietto, Mary S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Connors, Kyle F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Berrey, Katherine R. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Glass, Jacob S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Patterson, Tia B. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Clark, Damon J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Gonzalez, Anthony A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hoy, Peter G. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 U.S.C.))>; Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; McNeal, Chris G. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>

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<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >

Subject: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

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Ex 5 DP- (5 U.S.C. Sec

OMB comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5

Other EOP comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec

Agencies with no comments: Ex 5 DP- (5 U.S.C. Sec

Late comments expected: Ex 5 DP- (5 U.S.C. Sec

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Thank you,
Kimie

Kimie Matsuo
Legislative Analyst
Legislative Reference Division
Office of Management and Budget
Ex 6 - (5 U.S.C.

FW: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

From: "Ghavalyan, Mariam EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
To: "August, Lisa L. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 552(b)(5))>
Date: Tue, 15 Mar 2022 16:53:00 -0400
Attachments: H.R. 4521 America COMPETES Act of 2022_Interagency comments.xlsx (112.77 kB);
BILLS-117hr4521eh.pdf (5.46 MB)

Lisa - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Do you agree?

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, March 14, 2022 3:15 PM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Pei, Yi EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Mok, Emily A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hu, Grace EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; DL OMB ESWD EB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hickey, Mike J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Burgess, Scott H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Ross, Andrea L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; DL OMB NRD AB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Fischietto, Mary S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Connors, Kyle F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Berrey, Katherine R. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Glass, Jacob S. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Patterson, Tia B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Clark, Damon J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Gonzalez, Anthony A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hoy, Peter G. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; McNeal, Chris G. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Curtis, Tyler T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Ghavalyan, Mariam EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Klein, Robert T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Feldman, Iris T. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Patel, Jagir D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Branson, Michael D. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Sierra, Leticia EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Spavins, Rebecca L. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Weisshaar, David M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Spiro, Topher J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Hill, Frankie F. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(5))>; Reilly,

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EOP/OSTP <Ex 6 - (5 U.S.C. Sec >; DL NSC LRM <Ex 6 - (5 U.S.C. Sec >; DL NSC CLIMATE <Ex 6 - (5 U.S.C. Sec >; DL NSC CHINA <Ex 6 - (5 U.S.C. Sec >; DL NSC Resilience <Ex 6 - (5 U.S.C. Sec >; DL NSC TRANSBORDER <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; DL NSC INTECON <Ex 6 - (5 U.S.C. Sec >; DL NSC Legal <Ex 6 - (5 U.S.C. >; DL NSC Legislative <Ex 6 - (5 U.S.C. Sec >; DL NSC HealthSecBio <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; DL NSC Cyber <Ex 6 - (5 U.S.C. Sec >; MBX NCD LRM <Ex 6 - (5 U.S.C. >; DPC ExecSec <Ex 6 - (5 > <Ex 6 - (5 >; Martin, Carmel M. EOP/WHO <Ex 6 - (5 > <Ex 6 - (5 >; Gupta, Pronita EOP/WHO <Ex 6 - (5 > <Ex 6 - (5 >; Landrieu, Grace G. EOP/WHO <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; Smith, Melissa K. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Stich, Brittany A. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Blazek, Kelliann M. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Kovacs, Tricia S. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Tracey-Mooney, Maureen EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Young, Christen Linke L. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Ford, Sandi E. M.D. EOP/WHO <Ex 6 - (5 > <Ex 6 - (5 >; Oakar, Catherine R. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Bains, Chiraag EOP/WHO <Ex 6 - (5 > <Ex 6 - (5 >; Washburn, Libby R. EOP/WHO <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; DPCImmigration <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; DL-OVP-LRM <Ex 6 - (5 U.S.C. Sec >; Irby, Ike D. EOP/OVP <Ex 6 - (5 U.S.C. Sec >; DL-CEA-LRM <Ex 6 - (5 U.S.C. Sec >; DL-CEQ-LRM <Ex 6 - (5 U.S.C. Sec >; DL IPEC LRM <Ex 6 - (5 U.S.C. Sec >; Thomas, Maggie M. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Sanchez, Roque T. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Hayes, David J. EOP/WHO <Ex 6 - (5 > <Ex 6 - (5 >; Jacques, Alex S. EOP/WHO <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; Fazili, Sameera EOP/WHO <Ex 6 - (5 > <Ex 6 - (5 >; Reynolds, Liz B. EOP/WHO <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; Gamble, Joelle C. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; DL WHO NEC LRM <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Wu, Tim EOP/WHO <Ex 6 - (5 > <Ex 6 - (5 >; DL WHO WHCO LRM <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; Deeks, Ashley S. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Ceronsky, Megan M. EOP/WHO <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >;

Cc: Slevin, Christopher J. EOP/WHO <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; Demers, Kaitlyn H. EOP/WHO <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Heaton, Kelly A. EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Gonzalez, Oscar EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >; Bronack, Candice M. EOP/OMB <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; Woroszylo, Nicholas J. EOP/OMB <Ex 6 - (5 U.S.C. Sec > <Ex 6 - (5 >; Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. > <Ex 6 - (5 >

Subject: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

Good afternoon,

Please see attached a compilation of comments LRD received in response to the request for views on H.R. 4521, the "America COMPETES Act of 2022." The bill passed the House on 2/4/22.

The first sheet in the file includes all interagency comments, while the second sheet <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Here's a rundown of agency responses --

Comments

Agencies: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec

OMB comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP

Other EOP comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Ex 5 DP- (5 U.S.C. Sec

Agencies with no comments: Ex 5 DP- (5 U.S.C. Sec

Late comments expected: Ex 5 DP- (5 U.S.C. Sec

Please review the spreadsheet and let us know by COB Friday, March 18th, whether you concur or have any concerns with the comments. Please also let us know if you have any other major concerns with the bill that are not captured here.

Thank you,
Kimie

Kimie Matsuo
Legislative Analyst
Legislative Reference Division
Office of Management and Budget

Ex 6 - (5 U.S.C.

**FW: FOR REVIEW: Interagency feedback on H.R. 4521
America COMPETES Act of 2022 [KLM-117-102] --
Response requested by COB Friday, 3/18/22**

From: "Turner, Austin F. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
To: "Matsuo, Kimie L. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Cc: "McNavage, William EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>, "Clark, Michael C. EOP/OMB" <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Date: Tue, 15 Mar 2022 12:25:19 -0400
Attachments: H.R. 4521 America COMPETES Act of 2022_Interagency comments.xlsx (112.77 kB);
BILLS-117hr4521eh.pdf (5.46 MB); DoD Response to LRM KLM-117-102 Ex 5 DP-
Ex 5 DP- (5 U.S.C. Sec)).docx (30.53 kB)

Thanks. Adding Mike in too.

From: Matsuo, Kimie L. EOP/OMB
Sent: Tuesday, March 15, 2022 11:52 AM
To: Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>
Cc: McNavage, William EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; DL OMB OGC
<Ex 6 - (5) 6 - (5)>
Subject: FW: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022
[KLM-117-102] -- Response requested by COB Friday, 3/18/22

Hi Austin,

In addition to the comments in the spreadsheet, I wanted to share with you some Ex 5 DP- (5
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative I've shared with OMB DIB and NSC as well.

Thanks,
Kimie

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, March 14, 2022 3:15 PM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Schory, Daniel K.
EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Pasquantino, John C. EOP/OMB
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<Ex 6 - (5 U.S.C. Ex 6 - (5 >

Subject: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

Good afternoon,

Please see attached a compilation of comments LRD received in response to the request for views on H.R. 4521, the "America COMPETES Act of 2022." The bill passed the House on 2/4/22.

The first sheet in the file includes all interagency comments, while the second sheet Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Here's a rundown of agency responses --

Comments

Agencies: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec

OMB comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5

Other EOP comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Ex 5 DP- (5 U.S.C. Sec

Agencies with no comments: Ex 5 DP- (5 U.S.C. Sec

Late comments expected: Ex 5 DP- (5 U.S.C. Sec 552(b)(5))

Please review the spreadsheet and let us know by COB Friday, March 18th, whether you concur or have any concerns with the comments. Please also let us know if you have any other major concerns with the bill that are not captured here.

Thank you,
Kimie

Kimie Matsuo
Legislative Analyst
Legislative Reference Division
Office of Management and Budget
Ex 6 - (5

**FW: FOR REVIEW: Interagency feedback on H.R. 4521
America COMPETES Act of 2022 [KLM-117-102] --
Response requested by COB Friday, 3/18/22**

From: "Faezi-Marian, Farnoosh EOP/OMB" <Ex 6 - (5 U.S.C. Sec x 6 - (5)>
To: "Garufi, Marc A. EOP/OMB" <Ex 6 - (5) 6 - (5)>, "Davenport, Joanne Chow
C. EOP/OMB" <Ex 6 - (5 U.S.C. Sec 6 - (5)>
Cc: "Baca, Eileen A. EOP/OMB" <Ex 6 - (5) x 6 - (5)>
Date: Wed, 16 Mar 2022 23:38:41 -0400
Attachments: H.R. 4521 America COMPETES Act of 2022_Interagency comments.xlsx (112.77 kB);
BILLS-117hr4521eh.pdf (5.46 MB); FW: REMINDER: LRM: [KLM-117-102] Due
03/09/2022 Wednesday at 3:00 PM -- OMB Request for Views on HR4521 - America
COMPETES Act of 2022 (81.41 kB)

Marc and Joanne - there are Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process As noted last week (see attached
email), Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Please let me know if you have comments or
concerns, otherwise I will plan to sign off with LRD by Friday's deadline. Thanks.

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, March 14, 2022 3:15 PM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Schory, Daniel K.
EOP/OMB <Ex 6 - (5 U.S.C. 6 - (5)>; Pasquantino, John C. EOP/OMB
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<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Bains, Chiraag EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>;
Washburn, Libby R. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 [REDACTED])>; DPCImmigration
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EOP/OVP <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 U.S.C. Sec [REDACTED])>; DL-CEA-LRM <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 U.S.C. Sec [REDACTED])>; DL-CEQ-LRM
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EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Sanchez, Roque T. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Hayes, David J. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>;
Jacquez, Alex S. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 [REDACTED])>; Fazili, Sameera EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Reynolds, Liz B. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 [REDACTED])>;
Gamble, Joelle C. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; DL WHO NEC LRM
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WHCO LRM <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Deeks, Ashley S. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Ceronsky, Megan M. EOP/WHO
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>;
Cc: Slevin, Christopher J. EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Demers, Kaitlyn H.
EOP/WHO <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Heaton, Kelly A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Ward, Benjamin A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>;
Vaeth, Matt J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Menard, Barbara A. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Leon, Bryan P. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>;
Ventura, Alexandra EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Gonzalez, Oscar EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>; Bronack, Candice M. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 [REDACTED])>; Woroszylo, Nicholas J. EOP/OMB
<Ex 6 - (5 U.S.C. Sec Ex 6 - (5 [REDACTED])>; Matsuo, Kimie L. EOP/OMB
<Ex 6 - (5 U.S.C. Ex 6 - (5 [REDACTED])>

Subject: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

Good afternoon,

Please see attached a compilation of comments LRD received in response to the request for views on H.R. 4521, the "America COMPETES Act of 2022." The bill passed the House on 2/4/22.

The first sheet in the file includes all interagency comments, while the second sheet Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Here's a rundown of agency responses --

Comments

Agencies: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5 U.S.C. Sec

OMB comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5

Other EOP comments: Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative

Ex 5 DP- (5 U.S.C. Sec

552(b)(5)) Deliberative Ex 5 DP- (5 U.S.C. Sec

Agencies with no comments: Ex 5 DP- (5 U.S.C. Sec

Late comments expected: Ex 5 DP- (5 U.S.C. Sec

Please review the spreadsheet and let us know by COB Friday, March 18th, whether you concur or have any concerns with the comments. Please also let us know if you have any other major concerns with the bill that are not captured here.

Thank you,
Kimie

Kimie Matsuo
Legislative Analyst
Legislative Reference Division
Office of Management and Budget

Ex 6 - (5 U.S.C.

**FW: REMINDER: LRM: [KLM-117-102] Due 03/09/2022
Wednesday at 3:00 PM -- OMB Request for Views on
HR4521 - America COMPETES Act of 2022**

From: "Faezi-Marian, Farnoosh EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>
To: "Garufi, Marc A. EOP/OMB" <Ex 6 - (5 [REDACTED] Ex 6 - (5 [REDACTED])>
Cc: "Baca, Eileen A. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED] 6 - (5 [REDACTED])>, "Davenport, Joanne Chow C. EOP/OMB" <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>
Date: Thu, 10 Mar 2022 18:19:15 -0500

Marc <Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]>
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED] otherwise I will respond to
Kimie tomorrow that we are good. Thanks.

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]

From: Matsuo, Kimie L. EOP/OMB
Sent: Thursday, March 10, 2022 4:55 PM
To: Faezi-Marian, Farnoosh EOP/OMB <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>
Cc: DL OMB PHB <Ex 6 - (5 U.S.C. Sec [REDACTED] Ex 6 - (5 [REDACTED])>
Subject: RE: REMINDER: LRM: [KLM-117-102] Due 03/09/2022 Wednesday at 3:00 PM -- OMB Request for Views on HR4521 - America COMPETES Act of 2022

Hi Farnoosh,

Please see below for HHS's comments. If you're able to let me know
Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED] Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process [REDACTED]

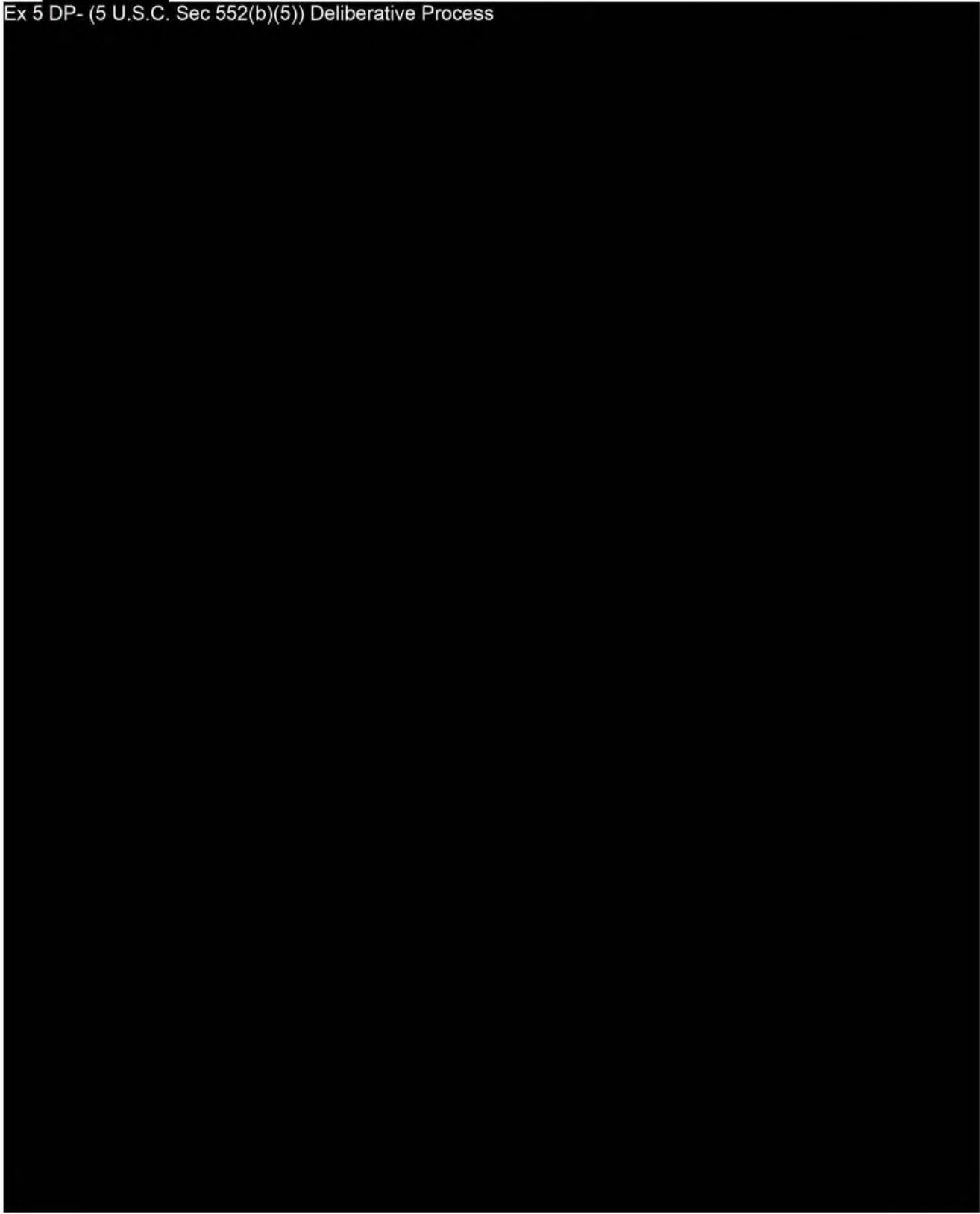
Thank you!
Kimie

HHS has the following comments on this bill:

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Ex 5 DP- (5

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process



Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

From: Faezi-Marian, Farnoosh EOP/OMB
Sent: Wednesday, March 9, 2022 12:40 PM
To: Matsuo, Kimie L. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>
Cc: DL OMB PHB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>
Subject: RE: REMINDER: LRM: [KLM-117-102] Due 03/09/2022 Wednesday at 3:00 PM -- OMB Request for Views on HR4521 - America COMPETES Act of 2022

Hi Kimie - Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process Thanks!

From: Matsuo, Kimie L. EOP/OMB
Sent: Wednesday, March 9, 2022 12:37 PM
To: 'COMMERCE' <Ex 6 @doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Federal Communications Commission' <OLAFCC@fcc.gov>; 'Federal Maritime Commission' <generalcounsel@fmc.gov>; 'HEALTH & HUMAN SERVICES' <lrn@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec)>; 'LABOR' <Ex 6 - (5 U.S.C.)>; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec)>; 'Small Business Administration' <cla@sba.gov>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C.)>; 'US International Development Finance Corporation' <Ex 6 - (5)>
Cc: Aron-Dine, Aviva R. EOP/OMB <Ex 6 - (5 U.S.C.) Ex 6 - (5)>; Linden, Michael S. EOP/OMB <Ex 6 - (5 U.S.C.) x 6 - (5)>; Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C.) x 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C.) Ex 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Pej, Yi EOP/OMB <Ex 6 - (5) Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5) Ex 6 - (5)>; August, Lisa L. EOP/OMB <Ex 6 - (5 U.S.C.) x 6 - (5)>; Hu, Grace EOP/OMB <Ex 6 - (5) Ex 6 - (5)>; McDonald, Christine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Bar-Shalom, Tali EOP/OMB <Ex 6 - (5) Ex 6 - (5)>; Dick, John H. EOP/OMB <Ex 6 - (5) Ex 6 - (5)>; Hettinger, Alex G. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Hickey, Mike J. EOP/OMB <Ex 6 - (5 U.S.C.) x 6 - (5)>;

Burgess, Scott H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Ross, Andrea L. EOP/OMB
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Mary S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Connors, Kyle F. EOP/OMB
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Patterson, Tia B. EOP/OMB <Ex 6 - (5 Ex 6 - (5 >; Clark, Damon J. EOP/OMB
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Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Clark, Michael C. EOP/OMB
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Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Miller, Kimberly A. EOP/OMB
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Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Feldman, Iris T. EOP/OMB
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Brant, Alex M. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Cramer, Drew W. EOP/OMB
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Connolly, David C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; Petro, Andrea M. EOP/OMB
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Korovesis, Andrea G. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Nelson, Kimberly P.
EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; Meier, Edward F. EOP/OMB
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Sandy, Mark S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; DL OMB NSP NSD FSIB
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Field, Lesley A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5 >; McCrary, Jeremy P. EOP/OMB
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 Ex 6 - (5 U.S.C. Sec >; DL NSC TRANSBORDER Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; DL NSC
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 EOP/OVP Ex 6 - (5 U.S.C. Sec >; DL-CEA-LRM Ex 6 - (5 U.S.C. Sec >; DL-CEQ-LRM
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 Ex 6 - (5 U.S.C. Ex 6 - (5 >; Goff, Shuwanza R. EOP/WHO
 Ex 6 - (5 U.S.C. Ex 6 - (5 >; Dodin, Reema B. EOP/WHO Ex 6 - (5 Ex 6 - (5 >;
 Heaton, Kelly A. EOP/OMB Ex 6 - (5 U.S.C. x 6 - (5 >; Ward, Benjamin A. EOP/OMB
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 Ventura, Alexandra EOP/OMB Ex 6 - (5 U.S.C. Sec : 6 - (5 >

Subject: REMINDER: LRM: [KLM-117-102] Due 03/09/2022 Wednesday at 3:00 PM -- OMB Request for Views on HR4521 - America COMPETES Act of 2022

Good afternoon,

This is a reminder to please advise of any objectionable provisions in H.R. 4521, America COMPETES Act of 2022, by 3:00 PM today.

Thank you,
Kimie

From: Matsuo, Kimie L. EOP/OMB

Sent: Wednesday, February 23, 2022 3:30 PM

To: 'AGRICULTURE' <usdaleg@obpa.usda.gov>; 'COMMERCE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@doc.gov>; 'DEFENSE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'EDUCATION' <ogc.legislation@ed.gov>; 'ENERGY' <Energy.GC33@hq.doe.gov>; 'Environmental Protection Agency' <epalrm@epamail.epa.gov>; 'Federal Communications Commission' <OLAFCC@fcc.gov>; 'Federal Maritime Commission' <generalcounsel@fmc.gov>; 'General Services Administration' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'HEALTH & HUMAN SERVICES' <lrn@hhs.gov>; 'HOMELAND SECURITY' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'HOUSING & URBAN DEVELOPMENT' <HUDLRM@hud.gov>; 'INTERIOR' <ocl@ios.doi.gov>; 'JUSTICE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'LABOR' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'National Aeronautics and Space Administration' <nasa_lrm@hq.nasa.gov>; 'National Science Foundation' <olpalrm@nsf.gov>; DL NSC LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of Personnel Management' <CLA@opm.gov>; DL-OSTP-LRM <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'Office of the Director of National Intelligence' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'STATE' <Ex 6 - (5 U.S.C. Sec 552(b)(6))@state.gov>; 'Small Business Administration' <cla@sba.gov>; 'Social Security Administration' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'TRANSPORTATION' <dot.legislation@dot.gov>; 'TREASURY' <llr@treasury.gov>; 'US Agency for International Development' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'US International Development Finance Corporation' <Ex 6 - (5 U.S.C. Sec 552(b)(6))>; 'VETERANS AFFAIRS' <ogcvalrm@va.gov>

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Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Feldman, Iris T. EOP/OMB
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Tom M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; DL OMB HHSB
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Blazek, Kelliann M. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Kovacs, Tricia S. EOP/WHO
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Ford, Sandi E. M.D. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Oakar, Catherine R. EOP/WHO
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Washburn, Libby R. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; DPCLImmigration
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Jacquez, Alex S. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Fazili, Sameera EOP/WHO
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Gamble, Joelle C. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; DL WHO NEC LRM
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Deeks, Ashley S. EOP/WHO <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Ceronsky, Megan M. EOP/WHO
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Healton, Kelly A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Ward, Benjamin A. EOP/OMB
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Menard, Barbara A. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Myers, Hayley W. EOP/OMB
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Rodgers, Marshall J. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Ventura, Alexandra EOP/OMB
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Bronack, Candice M. EOP/OMB <Ex 6 - (5 U.S.C. Sec 552(b)(6)) >; Woroszylo, Nicholas J.

EOP/OMB [Ex 6 - (5 U.S.C. Sec [REDACTED] x 6 - (5 [REDACTED]) >; Matsuo, Kimie L. EOP/OMB
[Ex 6 - (5 U.S.C. [REDACTED] x 6 - (5 [REDACTED]) >

Subject: LRM: [KLM-117-102] Due 03/09/2022 Wednesday at 3:00 PM -- OMB Request for Views on HR4521 - America COMPETES Act of 2022

DEADLINE: 3:00 PM Wednesday, Mar 09 2022

H.R. 4521, the "America Creating Opportunities for Manufacturing, Pre-Eminence in Technology, and Economic Strength Act of 2022" or "America COMPETES Act of 2022," passed the House on 2/4/22 by a vote of 222-210. The text of the bill as passed by the House is available [here](#). The bill contains a wide range of provisions aimed at strengthening the United States' economic resilience and competitiveness. Please see below for a list of the divisions in the bill.

Please review the bill text and advise of any objectionable provisions by the deadline above. Thank you.

DIVISION A—CREATING HELPFUL INCENTIVES TO PRODUCE SEMICONDUCTORS (CHIPS) FOR AMERICA FUND
DIVISION B—RESEARCH AND INNOVATION
DIVISION C—ENERGY AND COMMERCE
DIVISION D—COMMITTEE ON FOREIGN AFFAIRS
DIVISION E—COMMITTEE ON OVERSIGHT AND REFORM
DIVISION F—COMMITTEE ON HOMELAND SECURITY
DIVISION G—COMMITTEE ON FINANCIAL SERVICES
DIVISION H—COMMITTEE ON NATURAL RESOURCES
DIVISION I—COMMITTEE ON THE JUDICIARY
DIVISION J—COMMITTEE ON EDUCATION AND LABOR
DIVISION K—MATTERS RELATING TO TRADE
DIVISION L—COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE
DIVISION M—SENSE OF CONGRESS REGARDING NEGATIVE PERCEPTION OF PERSONS OF ASIAN ANCESTRY AND FEDERAL LAW ENFORCEMENT
DIVISION N—PROHIBITING USE OF FUNDS FOR PUBLICITY OR PROPAGANDA
DIVISION O—NATIONAL SECURITY RESTRICTIONS ON USE OF CERTAIN FUNDS
DIVISION P—AGRICULTURE FOREIGN INVESTMENT DISCLOSURE REFORM
DIVISION Q—EMERGING TECHNOLOGY LEADS
DIVISION R—COMMITTEE ON SMALL BUSINESS
DIVISION S—OCEAN SHIPPING REFORM

LRM ID: KLM-117-102
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Legislative Liaison Officer - See Distribution

FROM: Ventura, Alexandra (for) Assistant Director for Legislative Reference
SUBJECT: LRM: [KLM-117-102] Due 03/09/2022 Wednesday at 3:00 PM -- OMB Request for Views on HR4521 - America COMPETES Act of 2022

OMB CONTACT: Kimie Matsuo(OMB)
E-Mail: [Ex 6 - (5 U.S.C. [REDACTED] x 6 - (5 [REDACTED]) >
PHONE: [Ex 6 - (5 U.S.C. [REDACTED]) >
FAX: [Ex 6 - (5 [REDACTED]) >

In accordance with [OMB Circular No. A-19](#), OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

**FW: FOR REVIEW: Interagency feedback on H.R. 4521
America COMPETES Act of 2022 [KLM-117-102] --
Response requested by COB Friday, 3/18/22**

From: "Ryan, Erika H. EOP/OMB" <Ex 6 - (5 U.S.C. Sec x 6 - (5)>
To: "Hoskins, Jack A. EOP/OMB" <Ex 6 - (5)>, "Lilac, Kristina E. EOP/OMB" <Ex 6 - (5 U.S.C. x 6 - (5)>
Date: Thu, 17 Mar 2022 14:21:30 -0400
Attachments: H.R. 4521 America COMPETES Act of 2022_Interagency comments.xlsx (112.77 kB);
BILLS-117hr4521eh.pdf (5.46 MB)

This works for me.

Erika Hamalainen Ryan
Examiner, International Affairs Division
Office of Management and Budget
NEOB 10006, Ex 6 - (5)

From: Matsuo, Kimie L. EOP/OMB
Sent: Monday, March 14, 2022 3:15 PM
To: Vahlsing, Candace M. EOP/OMB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Schory, Daniel K. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Pasquantino, John C. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Shawcross, Paul J. EOP/OMB <Ex 6 - (5 U.S.C. x 6 - (5)>; Pei, Yi EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; Mok, Emily A. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; August, Lisa L. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; Hu, Grace EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; DL OMB ESWD EB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Lucas, Adrienne E. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hickey, Mike J. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Burgess, Scott H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Ross, Andrea L. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; DL OMB NRD AB <Ex 6 - (5 U.S.C. Sec x 6 - (5)>; Fischietto, Mary S. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Connors, Kyle F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Berrey, Katherine R. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Glass, Jacob S. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; Patterson, Tia B. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Damon J. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; Enger, Michelle A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Turner, Austin F. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Clark, Michael C. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Gonzalez, Anthony A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Hoy, Peter G. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; Jones, Lauren H. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Miller, Kimberly A. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; McNeal, Chris G. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Curtis, Tyler T. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Ghavalyan, Mariam EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Klein, Robert T. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; Lachman, Sherry E. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Feldman, Iris T. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>; Bomberger, Melissa B. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Cassell, Mary I. EOP/OMB <Ex 6 - (5 U.S.C. Ex 6 - (5)>; Derbes, Catherine A. EOP/OMB <Ex 6 - (5 U.S.C. Sec Ex 6 - (5)>; Patel, Jagir D. EOP/OMB <Ex 6 - (5)> Ex 6 - (5)>;

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Ford, Sandi E. M.D. EOP/WHO <Ex 6 - (5 Ex 6 - (5 >; Oakar, Catherine R. EOP/WHO
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Washburn, Libby R. EOP/WHO <Ex 6 - (5 U.S.C. Sec Ex 6 - (5 >; DPCImmigration
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Subject: FOR REVIEW: Interagency feedback on H.R. 4521 America COMPETES Act of 2022 [KLM-117-102] -- Response requested by COB Friday, 3/18/22

Good afternoon,

Please see attached a compilation of comments LRD received in response to the request for views on H.R. 4521, the "America COMPETES Act of 2022." The bill passed the House on 2/4/22.

The first sheet in the file includes all interagency comments, while the second sheet **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Here's a rundown of agency responses --

Comments

Agencies: **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Ex 5 DP- (5 U.S.C. Sec

552(b)(5)) Deliberative Process

OMB comments: **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Other EOP comments: **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process

Agencies with no comments: **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Late comments expected: **Ex 5 DP- (5 U.S.C. Sec 552(b)(5)) Deliberative Process**

Please review the spreadsheet and let us know by COB Friday, March 18th, whether you concur or have any concerns with the comments. Please also let us know if you have any other major concerns with the bill that are not captured here.

Thank you,
Kimie

Kimie Matsuo
Legislative Analyst
Legislative Reference Division
Office of Management and Budget

Ex 6 - (5 U.S.C. Sec 552(b)(5)) Deliberative Process