

103^D CONGRESS
1ST SESSION

S. 1399

To amend the Competitiveness Policy Council Act to provide for reauthorization, to rename the Council, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 6 (legislative day, JUNE 30), 1993

Mr. BINGAMAN (for himself, Mr. RIEGLE, and Mr. ROCKEFELLER) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend the Competitiveness Policy Council Act to provide for reauthorization, to rename the Council, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REAUTHORIZATION.**

4 Section 5209 of the Competitiveness Policy Council
5 Act (15 U.S.C. 4808) is amended—

6 (1) by striking “1991 and 1992” and inserting
7 “1993, 1994, 1995, and 1996”; and

8 (2) by striking “\$5,000,000” and inserting
9 “\$2,500,000”.

1 **SEC. 2. RENAMING OF COUNCIL.**

2 The Competitiveness Policy Council Act (15 U.S.C.
3 4801 et seq.) is amended as follows:

4 (1) In the subtitle heading—

5 (A) insert “**National**” before “**Com-**
6 **petitiveness**”; and

7 (B) strike “**Policy Council**” and insert
8 “**Commission**”.

9 (2) In section 5201—

10 (A) insert “National” before “Competitive-
11 ness”; and

12 (B) strike “Policy Council” and insert
13 “Commission”.

14 (3) In section 5202(b)(2)—

15 (A) insert “National” before “Competitive-
16 ness”; and

17 (B) strike “Policy Council” and insert
18 “Commission”.

19 (4) In section 5203—

20 (A) in the section caption, strike “**COUN-**
21 **CIL**” and insert “**COMMISSION**”;

22 (B) insert “National” before “Competitive-
23 ness”;

24 (C) strike “Policy”; and

25 (D) strike “Council” each place it appears
26 and insert “Commission”.

1 (5) In section 5204—

2 (A) in the section caption, strike “**COUN-**
3 **CIL**” and insert “**COMMISSION**”; and

4 (B) strike “Council” and insert “Commis-
5 sion”.

6 (6) In sections 5205 through 5208, strike
7 “Council” each place such term appears and insert
8 “Commission”.

9 (7) In section 5207, in the section caption,
10 strike “**COUNCIL**” and insert “**COMMISSION**”.

11 (8) In section 5210—

12 (A) in paragraph (1)—

13 (i) insert “National” before “Competi-
14 tiveness”;

15 (ii) strike “Policy”; and

16 (iii) strike “Council” each place it ap-
17 pears and insert “Commission”; and

18 (B) in paragraph (2)—

19 (i) insert “National” before “Competi-
20 tiveness”; and

21 (ii) strike “Policy Council” and insert
22 “Commission”.

1 **SEC. 3. DUTIES OF THE COMMISSION.**

2 Section 5204 of the National Competitiveness Com-
3 mission Act (15 U.S.C. 4803) is amended by striking
4 paragraphs (11) and (12) and inserting the following:

5 “(11) prepare, publish, and distribute reports
6 that—

7 “(A) contain the analysis and rec-
8 ommendations of the Commission; and

9 “(B) comment on the overall competitive-
10 ness of the United States economy, including
11 the report described in section 5208; and

12 “(12) submit an annual report to the President
13 and to the Congress on the activities of the Commis-
14 sion.”.

15 **SEC. 4. EXECUTIVE DIRECTOR AND STAFF OF COMMISSION.**

16 Section 5206 of the National Competitiveness Com-
17 mission Act (15 U.S.C. 4805) is amended—

18 (1) in subsection (a)(1), by striking “GS–18 of
19 the General Schedule” and inserting “the maximum
20 rate payable under section 5376 of title 5, United
21 States Code”;

22 (2) in subsection (b)—

23 (A) by striking paragraph (1);

24 (B) by redesignating paragraph (2) as
25 paragraph (3); and

1 (C) by inserting before paragraph (3), as
2 redesignated, the following:

3 “(1) FULL-TIME STAFF.—The Executive Direc-
4 tor may appoint such officers and employees as may
5 be necessary to carry out the functions of the Com-
6 mission in accordance with the Federal civil service
7 and classification laws, and fix compensation in ac-
8 cordance with the provisions of title 5, United States
9 Code.

10 “(2) TEMPORARY STAFF.—The Executive Di-
11 rector may appoint such employees as may be nec-
12 essary to carry out the functions of the Commission
13 for a period of not more than 1 year, without regard
14 to the provisions of title 5, United States Code, gov-
15 erning appointments in the competitive service, and
16 without regard to the provisions of chapter 51 and
17 subchapter III of chapter 53 of such title, at rates
18 not to exceed the maximum rate payable under sec-
19 tion 5376 of title 5, United States Code.”; and

20 (3) in subsection (c), by striking “GS–16 of the
21 General Schedule” and inserting “the maximum rate
22 payable under section 5376 of title 5, United States
23 Code.”.

1 **SEC. 5. POWERS OF THE COMMISSION.**

2 Section 5207 of the National Competitiveness Com-
3 mission Act (15 U.S.C. 4806) is amended—

4 (1) by redesignating subsections (g) and (h) as
5 subsections (h) and (i), respectively; and

6 (2) by inserting after subsection (f) the follow-
7 ing:

8 “(g) CONTRACTING AUTHORITY.—Within the limita-
9 tion of appropriations to the Commission, the Commission
10 may enter into contracts with State agencies, private
11 firms, institutions, and individuals for the purpose of car-
12 rying out its duties under this subtitle.”.

13 **SEC. 6. REPORTING REQUIREMENTS.**

14 Section 5208 of the National Competitiveness Com-
15 mission Act (15 U.S.C. 4807) is amended—

16 (1) by striking the caption and inserting the
17 following:

18 **“SEC. 5208. ANNUAL PUBLICATION OF ANALYSIS AND REC-
19 OMMENDATIONS.”;**

20 (2) in subsection (a)—

21 (A) by striking the subsection heading and
22 inserting “(a) PUBLICATION OF ANALYSIS AND
23 RECOMMENDATIONS.—”; and

24 (B) by striking “on” and inserting “not
25 later than”; and

26 (3) by adding at the end the following:

1 “(d) OTHER REPORTS.—The Commission may sub-
2 mit to the President and the Congress such other reports
3 containing analyses and recommendations as the Commis-
4 sion deems necessary.”.

5 **SEC. 7. REFERENCES IN FEDERAL LAW.**

6 (a) COMPETITIVENESS POLICY COUNCIL.—Any ref-
7 erence in Federal law to the Competitiveness Policy Coun-
8 cil shall be construed to be a reference to the National
9 Competitiveness Commission.

10 (b) COMPETITIVENESS POLICY COUNCIL ACT.—Any
11 reference in Federal law to the Competitiveness Policy
12 Council Act shall be construed to be a reference to the
13 National Competitiveness Commission Act.

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