

Schatz-1



AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—114th Cong., 2d Sess.

**S. 3097**

To establish the SelectUSA program, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by Mr. SCHATZ (for himself, Mr. HELL-  
ER, and Mr. NELSON)

Viz:

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "SelectUSA Authoriza-  
5 tion Act of 2016".

6 **SEC. 2. ESTABLISHMENT OF SELECTUSA.**

7 (a) IN GENERAL.—There is established in the De-  
8 partment of Commerce the SelectUSA program (in this  
9 Act referred to as "SelectUSA"), a Government-wide pro-  
10 gram to attract and retain investment in the United  
11 States economy.

1           (b) EXECUTIVE DIRECTOR.—The Secretary of Com-  
2 merce shall designate a senior staff member of the Depart-  
3 ment of Commerce to be the Executive Director of  
4 SelectUSA, who shall coordinate activities relating to busi-  
5 ness investment decisions within the Department of Com-  
6 merce and with other Federal agencies with responsibility  
7 for such activities.

8           (c) MISSION.—SelectUSA shall—

9               (1) facilitate business investment in the United  
10 States in order to create jobs, spur economic growth,  
11 and promote United States competitiveness;

12               (2) provide enhanced coordination of Federal  
13 activities in order to increase the impact of Federal  
14 resources that support domestic and foreign invest-  
15 ment in the United States;

16               (3) in providing assistance, work to maximize  
17 impact on business investment, job creation, and  
18 economic growth; and

19               (4) work on behalf of the entire United States  
20 and exercise strict neutrality, except as specified in  
21 subsection (e), with regard to specific locations with-  
22 in the United States.

23           (d) FUNCTIONS.—SelectUSA shall—

1           (1) coordinate outreach and engagement by the  
2 Federal Government to promote the United States  
3 as the premier location to operate a business;

4           (2) endeavor to coordinate and avoid duplica-  
5 tion with other Federal agencies;

6           (3) serve as an ombudsman that facilitates the  
7 resolution of issues involving Federal programs or  
8 activities related to pending investments;

9           (4) provide information to domestic and foreign  
10 firms on—

11           (A) the investment climate in the United  
12 States;

13           (B) Federal programs and incentives avail-  
14 able to investors; and

15           (C) State and local economic development  
16 organizations; and

17           (5) report periodically to the President, through  
18 the National Economic Council, the Domestic Policy  
19 Council, and the National Security Staff, on out-  
20 reach activities of SelectUSA, requests for informa-  
21 tion received by SelectUSA, and efforts of  
22 SelectUSA to resolve issues.

23           (e) INCREASED OPPORTUNITIES FOR RURAL AREAS  
24 AND SMALLER STATES.—SelectUSA shall endeavor—

1 (1) to increase foreign direct investment oppor-  
2 tunities for rural areas and smaller States; and

3 (2) to make its services increasingly available to  
4 rural areas and smaller States, including through—

5 (A) teleconferencing;

6 (B) geographic positioning of conferences  
7 and events of SelectUSA, when practicable; and

8 (C) increased attention by staff of  
9 SelectUSA.

10 (f) PARTICIPATION OF OTHER AGENCIES.—All Fed-  
11 eral agencies with responsibility for activities relating to  
12 business investment decisions shall cooperate with  
13 SelectUSA, as requested by the Executive Director, to  
14 support the objectives of SelectUSA.

15 **SEC. 3. FEDERAL INTERAGENCY INVESTMENT WORKING**  
16 **GROUP.**

17 (a) ESTABLISHMENT.—There is established the Fed-  
18 eral Interagency Investment Working Group (in this sec-  
19 tion referred to as the “Working Group”), which shall be  
20 convened and chaired by the Executive Director of  
21 SelectUSA, in coordination with the Director of the Na-  
22 tional Economic Council.

23 (b) MEMBERSHIP.—The Working Group shall consist  
24 of senior officials from—

1           (1) agencies represented on the Trade Pro-  
2           motion Coordinating Committee established by sec-  
3           tion 2312 of the Export Enhancement Act of 1988  
4           (15 U.S.C. 4727); and

5           (2) such other agencies as the Secretary of  
6           Commerce may designate.

7           (c) FUNCTIONS.—The Working Group shall coordi-  
8           nate activities to promote business investment and re-  
9           spond to specific issues that affect business investment de-  
10          cisions.

11       **SEC. 4. REPORTS AND NOTIFICATIONS TO CONGRESS.**

12          (a) IN GENERAL.—Not later than December 31 of  
13          each year, the Secretary of Commerce shall submit to Con-  
14          gress a report on the activities of SelectUSA during the  
15          preceding fiscal year.

16          (b) CONTENTS.—Each report submitted under sub-  
17          section (a) shall include, for the period covered by the re-  
18          port, the following:

19               (1) A description of the outreach activities of  
20               SelectUSA.

21               (2) A statement of the funds used by  
22               SelectUSA.

23               (3) An assessment of the number of foreign  
24               firms that located in the United States using the  
25               services provided by SelectUSA, including the eco-

1        nomic effect of such locations for the United States,  
2        and an assessment of related services provided by  
3        SelectUSA to State, local, regional, and tribal eco-  
4        nomic development organizations and international  
5        investors.

6            (4) A description of the progress made by the  
7        United States in increasing its share of foreign di-  
8        rect investment from the Asia and Pacific regions.

9            (5) A description of the efforts of SelectUSA in  
10       promoting foreign direct investment in rural areas or  
11       smaller States.

12           (6) A description of the efforts of SelectUSA in  
13       coordinating with other Federal agencies, including  
14       the United States and Foreign Commercial Service  
15       established under section 2301 of the Export En-  
16       hancement Act of 1988 (15 U.S.C. 4721), the De-  
17       partment of State, and the Foreign Agricultural  
18       Service of the Department of Agriculture.

19           (7) Any findings that are made by SelectUSA  
20       in conducting its activities and are relevant to pro-  
21       moting the United States as a destination for for-  
22       eign direct investment.

1 **SEC. 5. GOVERNMENT ACCOUNTABILITY OFFICE ASSESS-**  
2 **MENT OF EFFECTIVENESS OF SELECTUSA.**

3 (a) **IN GENERAL.**—Not later than one year after the  
4 date of the enactment of this Act, the Comptroller General  
5 of the United States shall submit to Congress a report  
6 assessing the effectiveness of SelectUSA in increasing, en-  
7 couraging, and supporting foreign direct investment in the  
8 United States.

9 (b) **RECOMMENDATIONS.**—The report required by  
10 subsection (a) shall include, as appropriate, recommenda-  
11 tions for ways SelectUSA may—

12 (1) increase foreign direct investment in the  
13 United States;

14 (2) better coordinate with other Federal agen-  
15 cies and other entities;

16 (3) better serve rural areas and smaller States,  
17 including by tailoring activities to those areas and  
18 States;

19 (4) increase foreign direct investment in those  
20 areas and States; and

21 (5) more effectively use its resources.

22 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS FOR**  
23 **SELECTUSA.**

24 There are authorized to be appropriated to carry out  
25 SelectUSA \$15,000,000 for each of fiscal years 2017  
26 through 2021.