

119TH CONGRESS  
1ST SESSION

# H. R. 4094

To direct certain Federal agencies to report to Congress on whether such agencies have implemented guidance from the Office of Management and Budget with respect to the disclosure of personal information, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 2025

Ms. BROWN (for herself and Ms. MACE) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To direct certain Federal agencies to report to Congress on whether such agencies have implemented guidance from the Office of Management and Budget with respect to the disclosure of personal information, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Electronic Consent Ac-  
5 countability Act of 2025”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1           (1) The Government Accountability Office re-  
2           ports that Federal agencies need to fully implement  
3           Office of Management and Budget guidance and re-  
4           quirements related to the disclosure of personal in-  
5           formation.

6           (2) The Creating Advanced Streamlined Elec-  
7           tronic Services for Constituents Act of 2019  
8           (CASES Act; Public Law 116–50) required the Of-  
9           fice of Management and Budget to issue guidance to  
10          Federal agencies that requires—

11                 (A) acceptance of electronic identity proof-  
12                 ing and authentication;

13                 (B) creation of a template for electronic  
14                 consent and access forms to be posted on the  
15                 websites of such agencies; and

16                 (C) acceptance of electronic consent from  
17                 individuals after the identification of such indi-  
18                 viduals has been properly authenticated.

19          (3) On November 12, 2020, the Office of Man-  
20          agement and Budget issued guidance in the memo-  
21          randum of the Office of Management and Budget  
22          designated M–21–04 that included the required ele-  
23          ments described in the CASES Act.

1           (4) Federal agencies were instructed to imple-  
2           ment the requirements described in such guidance  
3           by November 2021.

4 **SEC. 3. REPORT TO CONGRESS ON IMPLEMENTATION OF**  
5 **GUIDANCE.**

6           (a) **IN GENERAL.**—Not later than 120 days after the  
7           date of the enactment of this Act, the head of each agency  
8           specified in subsection (b) shall submit to the Committee  
9           on Oversight and Government Reform of the House of  
10          Representatives a report that includes—

11           (1) whether such head has implemented the  
12          covered responsibilities; and

13           (2) if such head has not implemented the cov-  
14          ered responsibilities—

15           (A) a justification for why such head has  
16          not implemented such responsibilities;

17           (B) the planned timeline for such head to  
18          implement such responsibilities; and

19           (C) the steps such head is taking to imple-  
20          ment such responsibilities.

21          (b) **SPECIFIED AGENCIES.**—The agencies specified in  
22          this subsection are the following:

23           (1) The Department of Agriculture.

24           (2) The Department of Defense.

1           (3) The Department of Health and Human  
2       Services.

3           (4) The Department of Homeland Security.

4           (5) The Department of the Interior.

5           (6) The Department of Justice.

6           (7) The Department of Labor.

7           (8) The Department of State.

8           (9) The Department of Transportation.

9           (10) The Department of the Treasury.

10          (11) The Department of Veterans Affairs.

11          (12) The Environmental Protection Agency.

12          (13) The Equal Employment Opportunity Com-  
13       mission.

14          (14) The National Archives and Records Ad-  
15       ministration.

16          (15) The Office of Personnel Management.

17          (16) The Social Security Administration.

18       (c) COVERED RESPONSIBILITIES DEFINED.—In this  
19       section, the term “covered responsibilities” means the  
20       agency responsibilities described in the memorandum of  
21       the Office of Management and Budget designated as M-  
22       21–04, relating to “Modernizing Access to and Consent  
23       for Disclosure of Records Subject to the Privacy Act”, and  
24       issued November 12, 2020.

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