

Frank Lautenberg
for

Pending

AMENDMENT NO.

CAL. NO.

Purpose: To require any Federal agency that publishes a science-based climate change document that was significantly altered at White House request to make an unaltered final draft of the document publicly available for comparison.

IN THE SENATE OF THE

Reid for AMENDMENT No. 0839

H.R. 6, 10

By Lautenberg

To: H.R. 6

() Referred to the
or

6
Page(s)

GPO: 2004 97-290(Mail)

() Ordered to lie on the table and to be printed

INTENDED to be proposed by Mr. LAUTENBERG (for himself, Mr. REID, Mr. LIEBERMAN, and Mr. JEFFORDS)

Viz:

1 At the appropriate place, insert the following:

2 **TITLE —SAVE CLIMATE**
3 **SCIENCE**

4 SEC.—01. SHORT TITLE.

5 This title may be cited as the “Save Climate Sci-
6 entific Credibility, Integrity, Ethics, Nonpartisanship,
7 Consistency, and Excellence Act” or the “Save Climate
8 SCIENCE Act”.

1 **SEC. —02. FINDINGS.**

2 The Congress finds the following:

3 (1) Federal climate-related reports and studies
4 that summarize or synthesize science that was rigor-
5 ously peer-reviewed and that cost taxpayers millions
6 of dollars, were altered to misrepresent or omit in-
7 formation contained in the underlying scientific re-
8 ports or studies.

9 (2) Reports of such alterations were exposed by
10 scientists who were involved in the preparation of
11 the underlying scientific reports or studies.

12 (3) Such alteration of Federal climate-related
13 reports and studies raises questions about the credi-
14 bility, integrity, and consistency of the United States
15 climate science program.

16 **SEC. —03. PUBLICATION REQUIREMENT.**

17 (a) **IN GENERAL.**—Within 48 hours after an execu-
18 tive agency (as defined in section 105 of title 5, United
19 States Code) publishes a summary, synthesis, or analysis
20 of a scientific study or report on climate change that has
21 been modified to reflect comments by the Executive Office
22 of the President that change the force, meaning, emphasis,
23 conclusions, findings, or recommendations of the scientific
24 or technical component of the study or report, the head
25 of that agency shall make available on a departmental or
26 agency website, and on a public docket, if any, that is ac-

1 cessible by the public both the final version and the last
2 draft version before it was modified to reflect those com-
3 ments.

4 (b) **FORMAT AND EASE OF COMPARISON.**—The docu-
5 ments shall be made available—

6 (1) in a format that is generally available to the
7 public; and

8 (2) in the same format and accessible on the
9 same page with equal prominence, or in any other
10 manner that facilitates comparison of the 2 texts.

11 **SEC. —04. ENFORCEMENT.**

12 The failure, by the head of an executive agency, to
13 comply with the requirements of section —02 shall be con-
14 sidered a failure to file a report required by section 102
15 of the Ethics in Government Act of 1978 (5 U.S.C. App.
16).

17 **SEC. —05. ANNUAL REPORT BY COMPTROLLER GENERAL.**

18 The Comptroller General shall transmit to the Con-
19 gress within 1 year after the date of enactment of this
20 Act, and annually thereafter, a report on compliance with
21 the requirements of section —02 by executive agencies
22 that includes a information on the status of any enforce-
23 ment actions brought under section 104 of the Ethics in
24 Government Act of 1978 (5 U.S.C. App.) for violations

1 of section —02 of this Act during the 12-month period
2 covered by the report.

3 **SEC. —06. WHISTLEBLOWER EXTENSION FOR DISCLOSURES**
4 **RELATING TO INTERFERENCE WITH CLIMATE**
5 **SCIENCE.**

6 (a) IN GENERAL.—Subparagraphs (A) and (B) of
7 section 2302(b)(8) of title 5, United States Code, are
8 amended—

9 (1) in clause (i), by striking “or” at the end;

10 (2) in clause (ii), by adding “or” at the end;

11 and

12 (3) by inserting after clause (ii) the following:

13 “(iii) tampering with the conduct of
14 Federally funded climate-related scientific
15 research or analysis, altering or omitting
16 the findings of Federally funded climate-
17 related scientific research or analysis, or
18 directing the dissemination of climate-re-
19 lated scientific information known by the
20 directing employee to be false or mis-
21 leading.”.

22 (b) CONFORMING AMENDMENTS.—

23 (1) Section 1212(a)(3) of title 5, United States
24 Code, is amended—

1 (A) by striking “regulation, or gross” and
2 inserting “regulation; gross”; and

3 (B) by adding at the end the following: “or
4 tampering with the conduct of Federally funded
5 climate-related scientific research or analysis,
6 altering or omitting the findings of Federally
7 funded climate-related scientific research or
8 analysis, or directing the dissemination of cli-
9 mate-related scientific information known by
10 the directing employee to be false or mis-
11 leading;”

12 (2) Section 1213(a) of such title is amended—

13 (A) in paragraph (1)—

14 (i) by striking “or” at the end of sub-
15 paragraph (A);

16 (ii) by inserting “or” at the end of
17 subparagraph (B); and

18 (iii) by inserting after subparagraph
19 (B) the following:

20 “(C) tampering with the conduct of Feder-
21 ally funded climate-related scientific research or
22 analysis, altering or omitting the findings of
23 Federally funded climate-related scientific re-
24 search or analysis, or directing the dissemina-
25 tion of climate-related scientific information

1 known by the directing employee to be false or
2 misleading;"; and

3 (B) in paragraph (2)—

4 (i) by striking "or" at the end of sub-
5 paragraph (A);

6 (ii) by striking "safety." in subpara-
7 graph (B) and inserting "safety; or"; and

8 (C) by inserting after subparagraph (B)
9 the following:

10 "(C) tampering with the conduct of Feder-
11 ally funded climate-related scientific research or
12 analysis, altering or omitting the findings of
13 Federally funded climate-related scientific re-
14 search or analysis, or directing the dissemina-
15 tion of climate-related scientific information
16 known by the directing employee to be false or
17 misleading."

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