

**AMENDMENT TO H.R. 2410, AS REPORTED
OFFERED BY MR. GRAYSON OF FLORIDA**

At the end of subtitle A of title XI, add the following:

1 **SEC. 11___ . REQUIREMENT THAT COST OR PRICE TO THE**
2 **FEDERAL GOVERNMENT BE GIVEN AT LEAST**
3 **EQUAL IMPORTANCE AS TECHNICAL OR**
4 **OTHER CRITERIA IN EVALUATING COMPETI-**
5 **TIVE PROPOSALS FOR FEDERAL CONTRACTS**
6 **OTHER THAN DEFENSE CONTRACTS.**

7 (a) **REQUIREMENT.**—Paragraph (1) of 303A(c) of
8 the Federal Property and Administrative Services Act of
9 1949 (41 U.S.C. 253a(c)(1)) is amended by striking “pro-
10 posals; and” at the end of subparagraph (B) and all that
11 follows through the end of the paragraph and inserting
12 the following: “proposals and that must be assigned im-
13 portance at least equal to all evaluation factors other than
14 cost or price when combined.”.

15 (b) **WAIVER.**—Section 303A(c) of such Act is further
16 amended by striking paragraph (2) and inserting the fol-
17 lowing:

18 “(2) The requirement of paragraph (1)(B) relating
19 to assigning at least equal importance to evaluation fac-

1 tors of cost or price may be waived by the head of the
2 executive agency concerned. The authority to issue a waiv-
3 er under this paragraph may not be delegated.”.

4 (c) REPORT.—Section 303A(c) of such Act is further
5 amended by adding at the end the following new para-
6 graph:

7 “(3) Not later than 180 days after the end of each
8 fiscal year, the head of each executive agency shall submit
9 to Congress, and post on a publicly available website of
10 the agency, a report containing a list of each waiver issued
11 by the head of the agency under paragraph (2) during the
12 preceding fiscal year.”.

