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AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
Grayson OF Florida, OR HIS
DESIGNEE, DEBATABLE FOR 10 MINUTES:

2nd Rev 106

**AMENDMENT TO H.R. 2647, AS REPORTED
OFFERED BY MR. GRAYSON OF FLORIDA**

At the end of title VIII, add the following new section:

1 **SEC. 830. REQUIREMENT TO JUSTIFY THE USE OF FACTORS**
2 **OTHER THAN COST OR PRICE AS THE PRE-**
3 **DOMINATE FACTORS IN EVALUATING COM-**
4 **PETITIVE PROPOSALS FOR DEFENSE PRO-**
5 **CUREMENT CONTRACTS.**

6 (a) REQUIREMENT.—Subparagraph (A) of section
7 2305(a)(2) of title 10, United States Code, is amended—

8 (1) by striking “and” at the end of clause (i);
9 and

10 (2) by inserting after clause (ii) the following
11 new clause:

12 “(iii) in the case of a solicitation in which
13 factors other than cost or price when combined
14 are more important than cost or price, the rea-
15 sons why assigning at least equal importance to
16 cost or price would not better serve the Govern-
17 ment’s interest; and”.

1 (b) REPORT.—Section 2305(a)(3) of such title is
2 amended by adding at the end the following new subpara-
3 graph:

4 “(C) Not later than 180 days after the end of each
5 fiscal year, the Secretary of Defense shall submit to Con-
6 gress, and post on a publicly available website of the De-
7 partment of Defense, a report describing the solicitations
8 for which a statement pursuant to paragraph (2)(A)(iii)
9 was included.”.

