

AMENDMENT TO H.R. 1892
OFFERED BY MR. MURPHY OF CONNECTICUT

At the end of title III (page 26, after line 6), add the following new section:

1 **SEC. 312. CONSIDERATION AND VERIFICATION OF INFOR-**
2 **MATION RELATING TO EFFECT ON DOMESTIC**
3 **EMPLOYMENT OF AWARD OF CONTRACTS.**

4 (a) IN GENERAL.—The National Security Act of
5 1947 is amended by inserting after section 303 (50 U.S.C.
6 405) the following new section:

7 “CONSIDERATION AND VERIFICATION OF INFORMATION
8 RELATING TO EFFECT ON DOMESTIC EMPLOYMENT
9 OF AWARD OF CONTRACTS

10 “SEC. 304. (a) The head of an element of the intel-
11 ligence community, in issuing a solicitation for competitive
12 proposals for a contract, shall state in the solicitation that
13 the offeror may submit, and such element may consider,
14 information (in this section referred to as a ‘jobs impact
15 statement’) with its offer related to the effects on employ-
16 ment within the United States of the contract if it is
17 awarded to the offeror.

18 “(b) The information that may be included in a jobs
19 impact statement may include the following:

1 “(1) The number of jobs expected to be created
2 in the United States, or the number of jobs retained
3 that otherwise would be lost, if the contract is
4 awarded to the offeror.

5 “(2) The number of jobs created or retained in
6 the United States by the subcontractors expected to
7 be used by the offeror in the performance of the con-
8 tract.

9 “(3) The number of jobs referred to in para-
10 graphs (1) and (2) that are in manufacturing.

11 “(4) A guarantee from the offeror that jobs cre-
12 ated or retained in the United States will not be
13 moved outside the United States after award of the
14 contract.

15 “(c) The contracting officer may consider the infor-
16 mation in the jobs impact statement in the evaluation of
17 the offer and may request further information from the
18 offeror in order to verify the accuracy of any such informa-
19 tion submitted.

20 “(d) In the case of a contract awarded to an offeror
21 that submitted a jobs impact statement with the offer for
22 the contract, the element of the intelligence community
23 concerned shall, not later than six months after the award
24 of the contract and annually thereafter for the duration

1 of the contract or contract extension, assess the accuracy
2 of the jobs impact statement.

3 “(e) The Director of National Intelligence shall sub-
4 mit to Congress an annual report on the frequency of use
5 within the intelligence community of jobs impact state-
6 ments in the evaluation of competitive proposals.

7 “(f) In any contract awarded to an offeror that sub-
8 mitted a jobs impact statement with its offer in response
9 to the solicitation for offers for the contract, the element
10 of the intelligence community concerned shall track the
11 number of jobs created or retained during the performance
12 of the contract. If the number of jobs that the contractor
13 estimates will be created or retained (as submitted by the
14 contractor on the jobs impact statement) significantly ex-
15 ceeds the number of jobs created or retained, then the ele-
16 ment of the intelligence community may evaluate whether
17 the contractor should be proposed for debarment.”.

18 (b) TABLE OF CONTENTS AMENDMENT.—The table
19 of contents in the first section of such Act is amended
20 by inserting after the item relating to section 303 the fol-
21 lowing new item:

“Sec. 304. Consideration and verification of information relating to effect on
domestic employment of award of contracts.”.

1 (c) REVISION OF FEDERAL ACQUISITION REGULA-
2 TION.—The Federal Acquisition Regulation shall be re-
3 vised to implement the amendment made by this section.

