AMENDMENT TO
RULES COMMITTEE PRINT 118–10
OFFERED BY MS. BUSH OF MISSOURI

At the appropriate place in subtitle E of title X, insert the following:

SEC. 12. OVERSIGHT OF THE PROCUREMENT OF EQUIPMENT BY STATE AND LOCAL GOVERNMENTS THROUGH THE DEPARTMENT OF DEFENSE.

Section 281 of title 10, United States Code, is amended—

(1) by redesignating subsection (d) as subsection (f); and

(2) by inserting after subsection (c) the following new subsections:

“(d) LIMITATIONS ON PURCHASES.—(1) The Secretary may not facilitate the purchase of the following under this section:

“(A) Controlled firearms, ammunition, bayonets, grenade launchers, grenades (including stun and flash-bang), and explosives.

“(B) Controlled vehicles, highly mobile multi-wheeled vehicles, mine-resistant ambush-protected
vehicles, trucks, truck dump, truck utility, and truck carryall.

“(C) Drones that are armored, weaponized, or both.

“(D) Controlled aircraft that—

“(i) are combat configured or combat coded; or

“(ii) have no established commercial flight application.

“(E) Silencers.

“(F) Long-range acoustic devices.

“(G) Items in the Federal Supply Class of banned items.

“(2) The Secretary shall require, as a condition of any purchase of equipment under this section, that if the Department of Justice opens an investigation into a State or unit of local government for any violation of civil liberties, the Secretary shall pause all pending or future purchases by that State or unit of local government.

“(3) The Secretary shall prohibit the purchase of equipment by a State or unit of local government for 10 years upon a finding that equipment purchased under this section by the State or unit of local government was used as part of any violation of civil liberties.
“(e) Publicly Accessible Website on Purchased Equipment.—(1) The Secretary, in coordination with the Administrator of General Services, shall establish and maintain a publicly available internet website that provides up-to-date and comprehensive information, in a searchable format, on the purchase of equipment under the procedures established under subsection (a) and the recipients of such equipment.

“(2) The information required to be made publicly available under paragraph (1) includes all unclassified information pertaining to such purchases, including—

“(A) the catalog of equipment available for purchase under subsection (c);

“(B) for each purchase of equipment under the procedures established under subsection (a)—

“(i) the recipient State or unit of local government;

“(ii) the purpose of the purchase;

“(iii) the type of equipment;

“(iv) the cost of the equipment; and

“(v) the administrative costs under subsection (b); and

“(C) other information the Secretary determines is necessary.
“(3) The Secretary shall update the information included on the internet website required under paragraph (1) on a quarterly basis.”.