

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4909
OFFERED BY MRS. BUSTOS OF ILLINOIS**

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

1 **SEC. 3 ____ . REVITALIZATION OF ARMY ARSENALS.**

2 (a) USE OF ARSENALS TO MANUFACTURE CERTAIN
3 ITEMS.—

4 (1) PRODUCTION OF LEGACY ITEMS.—

5 (A) REPORT.—Not later than 180 days
6 after the date of the enactment of this Act, the
7 Secretary of Defense shall submit to the con-
8 gressional defense committees a report listing
9 all legacy items used by the Department of De-
10 fense with a contract value equal to or greater
11 than \$5,000,000.

12 (B) PRODUCTION REQUIREMENT.—For the
13 production of all legacy items identified in the
14 report submitted under subparagraph (A), the
15 Secretary of Defense shall use Army arsenals
16 for work that conforms to the facility Center of
17 Industrial and Technical Excellence designation
18 as described in section 2474 of title 10, United

1 States Code, and that meets the criteria for
2 maintaining critical skill capabilities.

3 (2) USE OF SOLE SOURCE CONTRACTS FOR
4 CERTAIN ITEMS.—

5 (A) REPORT.—Not later than one year
6 after the date of the enactment of this Act, the
7 Secretary of Defense shall submit to the con-
8 gressional defense committees a report listing
9 all sole source contracts for the procurement of
10 manufactured items the lack of which would
11 constitute a critical national security issue for
12 the Department of Defense.

13 (B) COMPETITION REQUIREMENT.—The
14 Secretary of Defense shall establish Army arse-
15 nals as a second source for production of any
16 manufactured item included in the report sub-
17 mitted under subparagraph (A).

18 (3) REPORT ON EQUIPMENT PURCHASED
19 UNDER DOMESTIC SOLE SOURCE CONTRACTS.—

20 (A) REPORT.—Not later than March 30,
21 2017, the Secretary of Defense shall submit to
22 the congressional defense committees a report
23 containing a list of each contract awarded by
24 the Department of Defense during fiscal years
25 2011 through 2015 using procedures other than

1 competitive procedures for the procurement of
2 equipment, weapons, weapons systems, compo-
3 nents, subcomponents, or end-items with a con-
4 tract value equal to or greater than \$3,000,000.

5 (B) ELEMENTS.—The report under sub-
6 paragraph (A) shall include, for each contract
7 listed, the following information:

8 (i) An identification of the items pur-
9 chased under the contract.

10 (ii) The rationale for using an excep-
11 tion or waiver to award the contracts using
12 procedures other than competitive proce-
13 dures.

14 (iii) A list of potential alternative
15 manufacturing sources from the public and
16 private sector that could be developed to
17 establish competition for those items.

18 (b) USE OF ORGANIC INDUSTRIAL BASE TO AD-
19 DRESS DIMINISHING MANUFACTURING SOURCES AND MA-
20 TERIAL SHORTAGES.—

21 (1) REPORT.—Not later than one year after the
22 date of the enactment of this Act, the Secretary of
23 Defense shall submit to the congressional defense
24 committees a report detailing plans to update and
25 improve its guidance and practices on Diminishing

1 Manufacturing Sources and Material Shortages
2 (DMSMS), including through the use of the organic
3 industrial base as a resource in the implementation
4 of a DMSMS management plan.

5 (2) GUIDANCE REGARDING USE OF ORGANIC IN-
6 DUSTRIAL BASE.—The Secretary of the Army shall
7 maintain the arsenals with sufficient workloads to
8 ensure affordability and technical competence in all
9 critical capability areas by establishing, not later
10 than March 30, 2017, clear, step-by-step, prescrip-
11 tive guidance on the process for conducting make-or-
12 buy analyses, including the use of the organic indus-
13 trial base.

14 (3) IDENTIFICATION OF ARMY ARSENAL CRIT-
15 ICAL CAPABILITIES AND EFFICIENT WORKLOADS.—

16 (A) REPORT.—Not later than 180 days
17 after the date of the enactment of this Act, the
18 Secretary of Defense shall submit to the con-
19 gressional defense committees a report that—

20 (i) includes a standardized, consistent
21 method to use for identifying the critical
22 capabilities and efficient workloads of the
23 Army arsenals;

1 (ii) provides analysis on the critical
2 capabilities and efficient workloads for
3 each of the manufacturing arsenals; and

4 (iii) identifies fundamental elements,
5 such as steps, milestones, timeframes, and
6 resources for implementing the United
7 States Army Organic Industrial Base Stra-
8 tegic Plan 2012–2022.

9 (B) GUIDANCE.—Not later than one year
10 after the date of the enactment of this Act, the
11 Secretary of Defense shall issue guidance to im-
12 plement the process for identifying the critical
13 capabilities of the Army’s manufacturing arse-
14 nals and the method for determining the work-
15 load needed to sustain these capabilities.

16 (c) DEFINITIONS.—In this section:

17 (1) LEGACY ITEMS.—The term “legacy items”
18 means manufactured items that are not currently
19 produced in the United States but continue to be
20 used for Department of Defense weapons systems,
21 excluding information technology and information
22 systems (as those terms are defined in section 11101
23 of title 40, United States Code)..

24 (2) ORGANIC INDUSTRIAL BASE.—The term
25 “organic industrial base” means United States mili-

1 tary facilities that advance a vital national security
2 interest by producing necessary materials, muni-
3 tions, and hardware, including arsenals, depots, and
4 ammunition plants.

