

**AMENDMENT TO RULES COMMITTEE PRINT OF
H.R. 1960
OFFERED BY MR. BARR OF KENTUCKY**

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

1 **SEC. 833. FEDERAL PRISON INDUSTRIES.**

2 (a) PURCHASE OF PRISON-MADE PRODUCTS BY FED-
3 ERAL DEPARTMENTS.—

4 (1) REPEAL OF PURCHASE REQUIREMENT.—

5 Section 4124 of title 18, United States Code, is
6 amended—

7 (A) in subsection (a)—

8 (i) by striking “shall purchase” and
9 inserting “may purchase”; and

10 (ii) by inserting “and services” after
11 “such products”; and

12 (B) in subsection (c), by striking “subject
13 to the requirements of subsection (a)” and in-
14 serting “that purchases such products or serv-
15 ices of the industries authorized by this chap-
16 ter”.

17 (2) TECHNICAL AND CONFORMING AMEND-
18 MENT.—Section 8504(b) of title 41, United States

1 Code, is amended by striking “and that is required
2 under section 4124 of title 18 to be procured from
3 that industry”.

4 (b) PROHIBITION ON AWARD OF CERTAIN CON-
5 TRACTS TO FEDERAL PRISON INDUSTRIES, INC.—Not-
6 withstanding any other provision of law, a Federal agency
7 may not award a contract to Federal Prison Industries
8 after competition restricted to small business concerns
9 under section 15 of the Small Business Act (15 U.S.C.
10 644) or the program established under section 8(a) of the
11 Small Business Act (15 U.S.C. 637(a)).

12 (c) SHARE OF INDEFINITE DELIVERY/INDEFINITE
13 QUANTITY CONTRACTS.—

14 (1) IN GENERAL.—Not later than 180 days
15 after the date of the enactment of this Act, the Fed-
16 eral Acquisition Regulatory Council shall amend the
17 Federal Acquisition Regulation to require that if the
18 head of an executive agency reduces the quantity of
19 items to be delivered under an indefinite delivery/in-
20 definite quantity contract to which Federal Prison
21 Industries is a party, the head of the executive agen-
22 cy shall reduce Federal Prison Industries’s share of
23 the items to be delivered under the contract by the
24 same percentage by which the total number of items

1 to be delivered under the contract from all sources
2 is reduced.

3 (2) DEFINITIONS.—In this subsection—

4 (A) the term “executive agency” has the
5 meaning given the term in section 133 of title
6 41, United States Code; and

7 (B) the term “Federal Acquisition Regu-
8 latory Council” means the Federal Acquisition
9 Regulatory Council established under section
10 1302(a) of title 41, United States Code.

