

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 1735
OFFERED BY MR. CONNOLLY OF VIRGINIA**

At the end of title VIII (page 400, after line 23),
add the following new section:

1 **SEC. 865. ELIMINATION OF UNNECESSARY DUPLICATION**
2 **OF CONTRACTS BY REQUIRING BUSINESS**
3 **CASE ANALYSIS.**

4 (a) PURPOSE.—The purpose of this section is to le-
5 verage the Government’s buying power and achieve admin-
6 istrative efficiencies and cost savings by eliminating un-
7 necessary duplication of contracts.

8 (b) REQUIREMENT FOR BUSINESS CASE AP-
9 PROVAL.—

10 (1) IN GENERAL.—Effective on and after 180
11 days after the date of the enactment of this Act, an
12 executive agency may not issue a solicitation for a
13 covered contract vehicle unless the agency performs
14 a business case analysis for the contract vehicle and
15 obtains an approval of the business case analysis
16 from the Administrator for Federal Procurement
17 Policy.

18 (2) REVIEW OF BUSINESS CASE ANALYSIS.—

1 (A) IN GENERAL.—With respect to any
2 covered contract vehicle, the Administrator for
3 Federal Procurement Policy shall review the
4 business case analysis submitted for the con-
5 tract vehicle and provide an approval or dis-
6 approval within 60 days after the date of sub-
7 mission. Any business case analysis not dis-
8 approved within such 60-day period is deemed
9 to be approved.

10 (B) BASIS FOR APPROVAL OF BUSINESS
11 CASE.—The Administrator for Federal Procure-
12 ment Policy shall approve or disapprove a busi-
13 ness case analysis based on the adequacy of the
14 analysis submitted. The Administrator shall
15 give primary consideration to whether an agen-
16 cy has demonstrated a compelling need that
17 cannot be satisfied by existing Governmentwide
18 contract vehicles in a timely and cost-effective
19 manner.

20 (3) CONTENT OF BUSINESS CASE ANALYSIS.—
21 The Administrator for Federal Procurement Policy
22 shall issue guidance specifying the content for a
23 business case analysis submitted pursuant to this
24 section. At a minimum, the business case analysis
25 shall include details on the administrative resources

1 needed for such contract vehicle, including an anal-
2 ysis of all direct and indirect costs to the Federal
3 Government of awarding and administering such
4 contract vehicle and the impact such contract vehicle
5 will have on the ability of the Federal Government
6 to leverage its purchasing power.

7 (b) DEFINITIONS.—

8 (1) COVERED CONTRACT VEHICLE.—The term
9 “covered contract vehicle” has the meaning provided
10 by the Administrator for Federal Procurement Pol-
11 icy in guidance issued pursuant to this section and
12 includes, at a minimum, any Governmentwide con-
13 tract vehicle , whether for acquisition of information
14 technology or other goods or services, in an amount
15 greater than \$50,000,000 (or \$10,000,000, deter-
16 mined on an average annual basis, in the case of
17 such a contract vehicle performed over more than
18 one year). The term does not include a multiple
19 award schedule contract awarded by the General
20 Services Administration, a Governmentwide acquisi-
21 tion contract for information technology awarded
22 pursuant to sections 11302(e) and 11314(a)(2) of
23 title 40, United States Code, or orders against exist-
24 ing Governmentwide contract vehicles.

1 (2) GOVERNMENTWIDE CONTRACT VEHICLE.—

2 The term “Governmentwide contract vehicle” means
3 any contract, blanket purchase agreement, or other
4 contractual instrument that allows for an indefinite
5 number of orders to be placed within the contract,
6 agreement, or instrument, and that is established by
7 one executive agency for use by multiple executive
8 agencies to obtain supplies and services.

9 (3) EXECUTIVE AGENCY.—The term “executive
10 agency” has the meaning provided that term by sec-
11 tion 105 of title 5, United States Code.

12 (c) REPORT.—Not later than June 1 in each of the
13 next 6 years following the date of the enactment of this
14 Act, the Administrator for Federal Procurement Policy
15 shall submit to the relevant congressional committees a
16 report on the implementation of this section, including a
17 summary of the submissions, reviews, approvals, and dis-
18 approvals of business case analyses pursuant to this sec-
19 tion.

20 (d) GUIDANCE.—The Administrator for Federal Pro-
21 curement Policy shall issue guidance for implementing this
22 section.

23 (e) REVISION OF FAR.—Not later than 180 days
24 after the date of the enactment of this Act, the Federal

1 Acquisition Regulation shall be amended to implement this
2 section.

