

AMENDMENT TO RULES COMMITTEE PRINT 116-
19
OFFERED BY MR. CUNNINGHAM OF SOUTH
CAROLINA

At the end of subtitle B of title VIII, add the following:

1 **SEC. 8 ____ . PREFERENCE FOR OFFERORS EMPLOYING VET-**
2 **ERANS.**

3 (a) IN GENERAL.—Chapter 137 of title 10, United
4 States Code, is amended by adding at the end the fol-
5 lowing new section:

6 **“§ 2339b. Preference for offerors employing veterans**

7 “(a) PREFERENCE.—In awarding a contract for the
8 procurement of goods or services for the Department of
9 Defense, the head of an agency may establish a preference
10 for offerors that employ veterans on a full-time basis. The
11 Secretary of Defense shall determine the criteria for use
12 of such preference.

13 “(b) RULE OF CONSTRUCTION.—Nothing in this sec-
14 tion shall be construed to supercede any other provision
15 of law establishing a preference for small business con-
16 cerns owned and controlled by veterans or small business
17 concerns owned and controlled by service-disabled veterans

1 (as defined in section 3(q) of the Small Business Act (15
2 U.S.C. 632(q))).

3 “(c) CONGRESSIONAL NOTIFICATION.—Prior to es-
4 tablishing the preference described in subsection (a), the
5 Secretary of Defense shall provide a briefing to the Com-
6 mittee on Armed Services of the House of Representatives
7 on—

8 “(1) a plan for implementing such preference,
9 including—

10 “(A) penalties for an offeror that willfully
11 and intentionally misrepresents the veteran sta-
12 tus of the employees of the offeror in a bid sub-
13 mitted under subsection (a); and

14 “(B) reporting on use of such preference;
15 and

16 “(2) the process for assessing and verifying of-
17 feror compliance with regulations relating to equal
18 opportunity for veterans requirements.”.

19 (b) CLERICAL AMENDMENT.—The table of sections
20 at the beginning of such chapter is amended by inserting
21 after the item relating to section 2339a the following new
22 item:

“2339b. Preference for offerors employing veterans.”.

