AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 1735
OFFERED BY MR. GOSAR OF ARIZONA

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

SEC. 865. INCREASED RELIANCE ON PRIVATE-SECTOR SOURCES FOR COMMERCIAL PRODUCTS AND SERVICES.

(a) IN GENERAL.—The Secretary of Defense shall endeavor to carry out through a private-sector source any activity to provide a commercial product or service for the Department of Defense if—

(1) the product or service can be provided adequately through such a source; and

(2) an adequate competitive environment exists to provide for economical performance of the activity by such a source.

(b) APPLICABILITY.—(1) Subsection (a) shall not apply to any commercial product or service with respect to which the Secretary determines that production, manufacture, or provision of that product or service by the Government is necessary for reasons of national security.
(2) A determination under paragraph (1) shall be
made in accordance with regulations prescribed under sub-
section (c).

(c) REGULATIONS.—The Secretary shall prescribe
regulations to carry out this section. Such regulations
shall be prescribed in consultation with the Director of the
Office of Management and Budget.

(d) REPORT.—(1) The Secretary shall identify activi-
ties of the Department (other than activities specified by
the Secretary pursuant to subsection (b)) that are carried
out by employees of the Department to provide commer-
cial-type products or services for the Department.

(2) Not later than April 15, 2016, the Secretary shall
transmit to the congressional defense committees a report
on opportunities for increased use of private-sector sources
to provide commercial products and services for the De-
partment.

(3) The report required by paragraph (2) shall in-
clude the following:

(A) A list of activities identified under para-
graph (1) indicating, for each activity, whether the
Secretary proposes to convert the performance of
that activity to performance by private-sector
sources and, if not, the reasons why.
(B) An assessment of the advantages and disadvantages of using private-sector sources, rather than employees of the Department, to provide commercial products and services for the Department that are not essential to the warfighting mission of the Armed Forces.

(C) A specification of all legislative and regulatory impediments to converting the performance of activities identified under paragraph (1) to performance by private-sector sources.

(D) The views of the Secretary on the desirability of terminating the moratorium on Office of Management and Budget Circular A–76 pursuant to Public Law 110–181, Public Law 111–8, and Public Law 112–74.

(4) The Secretary shall carry out paragraph (1) in consultation with the Director of the Office of Management and Budget and the Comptroller General of the United States. In carrying out that paragraph, the Secretary shall consult with, and seek the views of, representatives of the private sector, including organizations representing small businesses.