AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 1735
OFFERED BY MR. GRAYSON OF FLORIDA

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

SEC. 865. REQUIREMENT THAT COST OR PRICE TO THE
FEDERAL GOVERNMENT BE GIVEN AT LEAST
EQUAL IMPORTANCE AS TECHNICAL OR
OTHER CRITERIA IN EVALUATING COMPETITIVE PROPOSALS FOR DEFENSE CONTRACTS.

(a) REQUIREMENT.—Subparagraph (A) of section 2305(a)(3) of title 10, United States Code, is amended by striking “proposals; and” at the end of clause (ii) and all that follows through the end of the subparagraph and inserting the following: “proposals and that must be assigned importance at least equal to all evaluation factors other than cost or price when combined.”.

(b) WAIVER.—Section 2305(a)(3) of such title is further amended by striking subparagraph (B) and inserting the following:
“(B) The requirement of subparagraph (A)(ii) relating to assigning at least equal im-
portance to evaluation factors of cost or price may be waived by the head of the agency.”.

(c) REPORT.—Section 2305(a)(3) of such title is further amended by adding at the end the following new subparagraph:

“(C) Not later than 180 days after the end of each fiscal year, the Secretary of Defense shall submit to Congress, and post on a publicly available website of the Department of Defense, a report containing a list of each waiver issued by the head of an agency under subparagraph (B) during the preceding fiscal year.”.