AMENDMENT TO H.R. 1540, AS REPORTED
OFFERED BY MS. HAYWORTH OF NEW YORK

Page 429, after line 13, insert the following:

SEC. 965. SENSE OF CONGRESS REGARDING THE PERFORMANCE OF
COMMERCIAL ACTIVITIES BY DEPARTMENT OF DEFENSE CIVILIAN
EMPLOYEES.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) our Nation’s economic strength is characterized by individual freedom and the competitive enterprise system, and as such, the Federal Government should not compete with its citizens and private enterprise;

(2) in recognition of this policy, the Government should rely on commercially available sources to provide commercial products and services and should not start or carry on any activity to provide a commercial product or service if the product or service can be procured more economically from a commercial source; and

(3) the Department of Defense should not convert the performance of any function from perform-
ance by a contractor to performance by Department
of Defense civilian employees unless the function is
inherently governmental in nature.

(b) DEFINITION OF INHERENTLY GOVERN-
MENTAL.—In this section, the term “inherently govern-
mental” has the meaning given that term in section 5(2)
of the Federal Activities Inventory Reform Act of 1998
note).