AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4435
OFFERED BY MR. HUIZENGA OF MICHIGAN

At the end of title VIII, add the following new section:

SEC. 827. FEDERAL PRISON INDUSTRIES.
(a) PURCHASE OF PRISON-MADE PRODUCTS BY FEDERAL DEPARTMENTS.—
   (1) REPEAL OF PURCHASE REQUIREMENT.—
   Section 4124 of title 18, United States Code, is amended—
   (A) in subsection (a)—
      (i) by striking “shall purchase” and inserting “may purchase”; and
      (ii) by inserting “and services” after “such products”; and
   (B) in subsection (c), by striking “subject to the requirements of subsection (a)” and inserting “that purchases such products or services of the industries authorized by this chapter”.
   (2) TECHNICAL AND CONFORMING AMENDMENT.—Section 8504(b) of title 41, United States
Code, is amended by striking “and that is required under section 4124 of title 18 to be procured from that industry”.

(b) Prohibition on Award of Certain Contracts to Federal Prison Industries.—Not withstanding any other provision of law, a Federal agency may not award a contract to Federal Prison Industries after competition restricted to small business concerns under section 15 of the Small Business Act (15 U.S.C. 644) or the program established under section 8(a) of the Small Business Act (15 U.S.C. 637(a)).

(c) Share of Indefinite Delivery/Indefinite Quantity Contracts.—

(1) In General.—Not later than 180 days after the date of the enactment of this Act, the Federal Acquisition Regulatory Council shall amend the Federal Acquisition Regulation to require that if the head of an executive agency reduces the quantity of items to be delivered under an indefinite delivery/indefinite quantity contract to which Federal Prison Industries is a party, the head of the executive agency shall reduce Federal Prison Industries’ share of the items to be delivered under the contract by the same percentage by which the total number of items
to be delivered under the contract from all sources is reduced.

(2) DEFINITIONS.—In this subsection:

(A) The term “executive agency” has the meaning given the term in section 133 of title 41, United States Code.

(B) The term “Federal Acquisition Regulatory Council” means the Federal Acquisition Regulatory Council established under section 1302(a) of title 41, United States Code.