

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4909
OFFERED BY MR. HUNTER OF CALIFORNIA**

At the end of subtitle C of title VIII (page 304, after line 25), insert the following new section:

1 SEC. 826. FURTHER REVISIONS TO DEFINITION OF COM-
2 MERCIAL ITEM.

3 (a) AMENDMENTS.—Section 103 of title 41, United
4 States Code, is further amended—

5 (1) in paragraph (1)(B), by inserting “is of a
6 type that” before “has been sold,”; and

7 (2) in paragraph (3)(B), by inserting before the
8 semicolon at the end the following: “, if the modified
9 item retains a predominance or preponderance of
10 nongovernmental functions or essential physical
11 characteristics”.

12 (b) RELATIONSHIP TO CERTAIN TITLE 10 PROVI-
13 SIONS.—The amendments made by this section shall not
14 be construed as affecting the meaning of the term “com-
15 mercial item” under subsection (a)(5) of section 2464 of
16 title 10, United States Code, or any requirement under
17 subsection (a)(3) or subsection (c) of such section, or the

- 1 percentage limitation under subsection (a) of section 2466
- 2 of such title.

