

AMENDMENT TO RULES COMMITTEE PRINT 116-
19
OFFERED BY MR. LANGEVIN OF RHODE ISLAND

At the appropriate place in title VIII, insert the following new section:

1 **SEC. 8__ . REVISIONS TO REQUIREMENT TO USE FIRM**
2 **FIXED-PRICE CONTRACTS FOR FOREIGN**
3 **MILITARY SALES.**

4 (a) IN GENERAL.—Section 830 of the National De-
5 fense Authorization Act for Fiscal Year 2017 (Public Law
6 114–328; 130 Stat. 2282; 22 U.S.C. 2762 note) is amend-
7 ed—

8 (1) by amending subsection (a) to read as fol-
9 lows:

10 “(a) IN GENERAL.—

11 “(1) REQUIREMENTS.—Not later than 180 days
12 after the date of the enactment of this Act, the Sec-
13 retary of Defense shall prescribe regulations to re-
14 quire the use of firm fixed-price contracts for pro-
15 duction in foreign military sales cases.

16 “(2) SCOPE.—Paragraph (1) shall apply to—

17 “(A) a contract exclusively for sales to a
18 foreign military;

1 “(B) the terms regarding sales to a foreign
2 military on a contract that also includes pro-
3 curement of the same or similar system by the
4 United States Government; or

5 “(C) a contract for sales to a foreign mili-
6 tary when the Secretary is also engaged in a co-
7 operative project involving the same or similar
8 item or system under section 2350b of title 10,
9 United States Code.”; and
10 (2) in subsection (b)—

11 (A) in paragraph (1), by striking the word
12 “or” at the end;

13 (B) in paragraph (2), by striking the pe-
14 riod at the end and inserting “; or”; and

15 (C) by adding at the end the following new
16 paragraph:

17 “(3) has requested modification to the to the
18 item or system requiring significant development
19 work.”.

20 (b) REGULATIONS.—Not later than 120 days after
21 the date of the enactment of this Act, the Secretary of
22 Defense shall revise the Defense Federal Acquisition Reg-
23 ulation Supplement to conform with the amendments
24 made by this section.

