

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

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

1 **SEC. 810A. UNAVAILABILITY OF CERTAIN BID PROTEST**
2 **REMEDY FOR PROCUREMENTS OF PROPERTY**
3 **OR SERVICES NEEDED WITH UNUSUAL AND**
4 **COMPELLING URGENCY.**

5 Section 2304(d) of title 10, United States Code, is
6 amended by adding at the end the following new para-
7 graph:

8 “(4) In the case of a procurement permitted by sub-
9 section (c)(2), the procurement shall not be subject to the
10 jurisdiction of the Comptroller General of the United
11 States under subchapter V of chapter 35 of title 31 if the
12 head of the agency—

13 “(A) determines that it is necessary in the pub-
14 lic interest to remove the procurement from such ju-
15 risdiction; and

1 “(B) notifies Congress in writing of such deter-
2 mination not less than 30 days before the award of
3 the contract.”.

