

AMENDMENT TO RULES COMMITTEE PRINT

117-54

OFFERED BY MR. PERRY OF PENNSYLVANIA

At the end of title LVIII of division E, add the following:

1 **SEC. ____ . DECLARATION OF WAR REQUIRED TO EXERCISE**
2 **AUTHORITY UNDER THE DPA.**

3 (a) **PRIORITIES AND ALLOCATIONS.**—Title I of the
4 Defense Production Act of 1950 (50 U.S.C. 4511 et seq.)
5 is amended—

6 (1) in section 101—

7 (A) in subsection (a) by striking “author-
8 ized” and inserting “authorized, during a pe-
9 9 riod in which Congress has formally declared
10 war,”; and

11 (B) in subsection (c)(1) by inserting “dur-
12 12 ing a period in which Congress has formally de-
13 13 clared war,” after “may,”;

14 (2) in section 102 by inserting “during a period
15 15 in which Congress has formally declared war,” after
16 16 “hoarding,”; and

17 (3) in section 107(b)(1) by striking “peacetime,
18 18 graduated mobilization, and national emergency”

1 and inserting “a period in which Congress has for-
2 mally declared war”.

3 (b) EXPANSION OF PRODUCTIVE CAPACITY AND SUP-
4 PLY.—Title III of the Defense Production Act of 1950 (50
5 U.S.C. 4531 et seq.) is amended—

6 (1) in section 301(a)(1) by striking “the Presi-
7 dent may authorize” and inserting “the President
8 may, during a period in which Congress has formally
9 declared war, authorize”;

10 (2) in section 302(a) by striking “the President
11 may make” and inserting “the President may, dur-
12 ing a period in which Congress has formally declared
13 war, make”; and

14 (3) in section 303—

15 (A) in subsection (a)(1) by striking “the
16 President may make” and inserting “the Presi-
17 dent may, during a period in which Congress
18 has formally declared war, make”;

19 (B) in subsection (c)(2) by striking “the
20 President may make” and inserting “the Presi-
21 dent may, during a period in which Congress
22 has formally declared war, make”;

23 (C) in subsection (e)(1) by inserting “,
24 during a period in which Congress has formally

1 declared war” after “the President is author-
2 ized”; and

3 (D) in subsection (g) by striking “the
4 President may make” and inserting “the Presi-
5 dent may, during a period in which Congress
6 has formally declared war, make”.

7 (c) GENERAL PROVISIONS.—Title VII of the Defense
8 Production Act of 1950 (50 U.S.C. 4531 et seq.) is
9 amended—

10 (1) in section 703 by inserting “, during a pe-
11 riod in which Congress has formally declared war”
12 after “Any officer or agency head may”;

13 (2) in section 708(c)(1) by striking “the Presi-
14 dent may consult” and inserting “the President
15 may, during a period in which Congress has formally
16 declared war, consult”; and

17 (3) in section 710—

18 (A) in subsection (b)(1) by inserting “dur-
19 ing a period in which Congress has formally de-
20 clared war,” after “authorized,”;

21 (B) in subsection (c) by inserting “during
22 a period in which Congress has formally de-
23 clared war,” after “authorized,”;

24 (C) in subsection (d) by striking “The
25 President may utilize” and inserting “The

1 President may, during a period in which Con-
2 gress has formally declared war, utilize”; and

3 (D) in subsection (e) by striking “author-
4 ized” and inserting “authorized, during a pe-
5 riod in which Congress has formally declared
6 war,”.

7 (d) TECHNICAL AMENDMENTS.—

8 (1) Section 101(c)(1) of the Defense Production
9 Act of 1950 (50 U.S.C. 4511(c)(1)) is amended by
10 striking “paragraph (3)” and inserting “paragraph
11 (2)”.

12 (2) Section 710 of the Defense Production Act
13 of 1950 (50 U.S.C. 4560) is amended—

14 (A) by redesignating subsections (b)
15 through (g) as subsections (a) through (f), re-
16 spectively;

17 (B) in subsection (a), as so redesignated,
18 by striking “subsection (b)” and inserting “sub-
19 section” each place it appears; and

20 (C) in subsection (b), as so redesignated,
21 by striking “section 55a” and inserting “section
22 3109”.

