

**AMENDMENT TO RULES COMMITTEE PRINT 118-**

**36**

**OFFERED BY MS. PORTER OF CALIFORNIA**

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

1 **SEC. 8\_\_\_. INCLUSION OF MAXIMUM PRODUCTION RATES**  
2 **FOR GOODS IN BUDGET MATERIALS.**

3 (a) **IN GENERAL.**—The Secretary of Defense, in con-  
4 sultation with the relevant service acquisition executive (as  
5 defined in section 101 of title 10, United States Code),  
6 shall include in the budget materials submitted to Con-  
7 gress in support of the annual budget request of the Presi-  
8 dent (submitted to Congress pursuant to section 1105 of  
9 title 31, United States Code) for each fiscal year or in  
10 any similar budget materials made available to the public  
11 a maximum production rate for any contract for the pro-  
12 curement of goods of the Department that is achievable  
13 at a per-unit cost not to exceed the per-unit cost for such  
14 good in the budget request of the President.

15 (b) **DEADLINES.**—The information described in sub-  
16 section (a) shall be included in such budget materials as  
17 follows:

1           (1) For covered programs, in the budget re-  
2           quest of the President for fiscal year 2025.

3           (2) For programs other than covered programs,  
4           in the budget request of the President for fiscal year  
5           2026.

6           (c) WAIVER.—Upon request by a service acquisition  
7           executive of a military department, the Secretary of De-  
8           fense may exclude information required under subsection  
9           (a) from the budget materials if the service acquisition ex-  
10          ecutive submits a written statement that such information  
11          is classified to the Secretary of Defense and the Under  
12          Secretary of Defense for Acquisition and Sustainment.

13          (d) COVERED PROGRAM DEFINED.—In this section,  
14          the term “covered program” means—

15               (1) a major defense acquisition program (as de-  
16               fined in section 4201 of title 10, United States  
17               Code); or

18               (2) a program with an expected total expendi-  
19               ture—

20                       (A) for research, development, technology,  
21                       and engineering, greater than \$200,000,000; or

22                       (B) for procurement, greater than  
23                       \$920,000,000.

