AMENDMENT TO RULES COMMITTEE PRINT 118-10

OFFERED BY MR. TIFFANY OF WISCONSIN

At the appropriate place in subtitle G of title VIII, insert the following:

SEC. 8. PROHIBITION ON DISCRIMINATION.

(a) Prohibition Against Discrimination and Preferential Treatment.—Notwithstanding any other provision of law, no officer, employee, or agent of the Department of Defense or any element of the Department acting in the official capacity of such officer or employee or, in the case of such an agent, on behalf of the Department, may—

(1) intentionally discriminate against or grant a preference to any individual or entity with respect to employment in the Federal Government or the award of a contract or subcontract based in whole or in part on race or color; or

(2) require or encourage any contractor or subcontractor of the Federal Government to intentionally discriminate against or grant a preference to any individual or entity based in whole or in part on race or color.
(b) Prohibition Relating to Recipients of Department of Defense Funds.—Notwithstanding any other provision of law, as a condition of any funds awarded to a State government or any private entity by the Department of Defense or any element of the Department after the date of the enactment of this Act, the State government or private entity receiving such funds shall agree that such State government or private entity, as applicable, will not discriminate against or grant a preference to any individual or entity based on race or color, in whole or in part, with respect to—

(1) any contract or subcontract;

(2) employment; or

(3) admission to any educational institution.

(c) Rule of Construction.—This section shall not be construed as affecting any law governing immigration or nationality, or the administration of such laws.