

AMENDMENT TO RULES COMMITTEE PRINT 117-

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OFFERED BY MR. WITTMAN OF VIRGINIA

At the end of subtitle D of title VIII, insert the following:

1 **SEC. 8___ . EXISTING AGREEMENT LIMITS FOR OPERATION**

2 **WARP SPEED.**

3 (a) **IN GENERAL.**—Any award made to a consortium
4 under section 4022 of title 10, United States Code, by
5 the Department of Defense on or after March 1, 2020,
6 to address the COVID–19 pandemic through vaccines and
7 other therapeutic measures using funds made available
8 under a covered award shall not be counted toward any
9 limit established prior to March 1, 2020, on the total esti-
10 mated amount of all projects to be issued for a specified
11 fiscal year (except that such funds shall count toward
12 meeting any guaranteed minimum value).

13 (b) **FOLLOW-ON CONTRACTS.**—The Secretary of De-
14 fense may not award a follow-on contract, agreement, or
15 grant for any award described in subsection (a)—

16 (1) until the limit described in subsection (a)
17 has been reached;

1 (2) until the term of the award described in
2 subsection (a) has expired; or

3 (3) unless such follow-on contract, agreement,
4 or grant is made accordance with the terms and con-
5 ditions of the award described in subsection (a).

6 (c) COVERED AWARD DEFINED.—In this section, the
7 term “covered award” means an award made in support
8 of the efforts led by the Department of Health and
9 Human Services and the Department of Defense, known
10 as Operation Warp Speed, to accelerate the development,
11 acquisition, and distribution of vaccines and other thera-
12 pies to address the COVID–19 pandemic, and any suc-
13 cessor efforts.

