

AMENDMENT TO RULES COMM. PRINT 116–57
OFFERED BY MS. TORRES SMALL OF NEW
MEXICO

Add at the end of subtitle E of title XVII the following:

1 **SEC. 17___ . DEPARTMENT OF HOMELAND SECURITY AC-**
2 **QUISITION DOCUMENTATION.**

3 (a) IN GENERAL.—Title VII of the Homeland Secu-
4 rity Act of 2002 (6 U.S.C. 341 et seq.) is amended by
5 adding at the end the following new section:

6 **“SEC. 711. ACQUISITION DOCUMENTATION.**

7 “(a) IN GENERAL.—For each major acquisition pro-
8 gram, the Secretary, acting through the Under Secretary
9 for Management, shall require the head of a relevant com-
10 ponent or office to—

11 “(1) maintain acquisition documentation that is
12 complete, accurate, timely, and valid, and that in-
13 cludes, at a minimum—

14 “(A) operational requirements that are
15 validated consistent with departmental policy
16 and changes to such requirements, as appro-
17 priate;

1 “(B) a complete lifecycle cost estimate
2 with supporting documentation;

3 “(C) verification of such lifecycle cost esti-
4 mate against independent cost estimates, and
5 reconciliation of any differences;

6 “(D) a cost-benefit analysis with sup-
7 porting documentation;

8 “(E) an integrated master schedule with
9 supporting documentation;

10 “(F) plans for conducting systems engi-
11 neering reviews and test and evaluation activi-
12 ties throughout development to support produc-
13 tion and deployment decisions;

14 “(G) an acquisition plan that outlines the
15 procurement approach, including planned con-
16 tracting vehicles;

17 “(H) a logistics and support plan for oper-
18 ating and maintaining deployed capabilities
19 until such capabilities are disposed of or retired;
20 and

21 “(I) an acquisition program baseline that
22 is traceable to the program’s operational re-
23 quirements under subparagraph (A), life-cycle
24 cost estimate under subparagraph (B), and in-

1 tegrated master schedule under subparagraph
2 (E).

3 “(2) prepare cost estimates and schedules for
4 major acquisition programs, as required under sub-
5 paragraphs (B) and (E), in a manner consistent
6 with best practices as identified by the Comptroller
7 General of the United States;

8 “(3) ensure any revisions to the acquisition doc-
9 umentation maintained pursuant to paragraph (1)
10 are reviewed and approved in accordance with de-
11 partmental policy; and

12 “(4) submit certain acquisition documentation
13 to the Secretary to produce for submission to Con-
14 gress an annual comprehensive report on the status
15 of departmental acquisitions.

16 “(b) WAIVER.—On a case-by-case basis with respect
17 to any major acquisition program under this section, the
18 Secretary may waive the requirement under paragraph (3)
19 of subsection (a) for a fiscal year if either—

20 “(1) such program has not—

21 “(A) entered the full rate production phase
22 in the acquisition lifecycle;

23 “(B) had a reasonable cost estimate estab-
24 lished; and

1 “(C) had a system configuration defined
2 fully; or

3 “(2) such program does not meet the definition
4 of capital asset, as such term is defined by the Di-
5 rector of the Office of Management and Budget.

6 “(c) CONGRESSIONAL OVERSIGHT.—At the same
7 time the President’s budget is submitted for a fiscal year
8 under section 1105(a) of title 31, United States Code, the
9 Secretary shall make information available, as applicable,
10 to the Committee on Homeland Security of the House of
11 Representatives and the Committee on Homeland Security
12 and Governmental Affairs of the Senate regarding the re-
13 quirement described in subsection (a) in the prior fiscal
14 year that includes the following specific information re-
15 garding each major acquisition program for which the Sec-
16 retary has issued a waiver under subsection (b):

17 “(1) The grounds for granting a waiver for
18 such program.

19 “(2) The projected cost of such program.

20 “(3) The proportion of a component’s or office’s
21 annual acquisition budget attributed to such pro-
22 gram, as available.

23 “(4) Information on the significance of such
24 program with respect to the component’s or office’s
25 operations and execution of its mission.

1 “(d) DEFINITIONS.—In this section:

2 “(1) ACQUISITION PROGRAM BASELINE.—The
3 term ‘acquisition program baseline’, with respect to
4 an acquisition program, means a summary of the
5 cost, schedule, and performance parameters, ex-
6 pressed in standard, measurable, quantitative terms,
7 which shall be met to accomplish the goals of such
8 program.

9 “(2) MAJOR ACQUISITION PROGRAM.—The term
10 ‘major acquisition program’ means a Department
11 acquisition program that is estimated by the Sec-
12 retary to require an eventual total expenditure of at
13 least \$300 million (based on fiscal year 2019 con-
14 stant dollars) over its lifecycle cost.”.

15 (b) CLERICAL AMENDMENT.—The table of contents
16 in section 1(b) of the Homeland Security Act of 2002 (6
17 U.S.C. 101 et seq.) is amended by adding after the item
18 related to section 710 the following new item:

“Sec. 711. Acquisition documentation.”.

