

AMENDMENT TO H.R. 2670
OFFERED BY MR. GARAMENDI OF CALIFORNIA

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

1 **SEC. 8 ____ . STRENGTHENING TRUTHFUL COST OR PRICING**
2 **DATA REQUIREMENTS.**

3 (a) **REQUIRED COST OR PRICING DATA AND CER-**
4 **TIFICATION.**—Section 3702(a)(1) of title 10, United
5 States Code, is amended by striking “only expected to re-
6 ceive one bid shall be required” and inserting “only ex-
7 pected to have one offeror, or for which award of a cost-
8 reimbursement contract is contemplated regardless of the
9 number of offers received, shall be required”.

10 (b) **EXCEPTIONS.**—Section 3703(a) of title 10,
11 United States Code, is amended—

12 (1) in paragraph (1)(A), by striking “adequate
13 competition” and all that follows through “bids” and
14 inserting “adequate price competition, except for the
15 award of a cost-reimbursement contract, that results
16 in at least two responsive and viable competing
17 offerors”; and

18 (2) in paragraph (2), by inserting “based on
19 adequate price competition that results in at least

1 two responsive and responsible offers” after “com-
2 mercial service”.

3 (c) CONFORMING AMENDMENT RELATED TO CIVIL-
4 IAN CONTRACTS.—Section 3503(a)(2) of title 41, United
5 States Code is by inserting “based on adequate price com-
6 petition that results in at least two responsive and respon-
7 sible offers” after “commercial service” the following:

