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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To amend title 10, United States Code, to require reporting of certain price increases for covered contracts, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. DELUZIO introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title 10, United States Code, to require reporting of certain price increases for covered contracts, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Defense Industry Pric-
5 ing Transparency Act”.

6 **SEC. 2. REPORTING OF PRICE INCREASES.**

7 Chapter 271 of title 10, United States Code, is
8 amended by adding at the end the following new section:

1 **“§ 3709. Reporting of increases above specified prices**

2 “(a) IN GENERAL.—An offeror shall submit to the
3 relevant contracting officer a report not later than 30 days
4 after the offeror becomes aware that the price of a product
5 or service under a covered contract reaches or exceeds an
6 amount equal to—

7 “(1) 25 percent more than the price specified in
8 the covered contract bid;

9 “(2) 25 percent more than the price the Gov-
10 ernment paid for such product or service during the
11 calendar year immediately preceding the date on
12 which the covered contract is entered into; or

13 “(3) 50 percent more than the price the Gov-
14 ernment paid for such product or service at any time
15 before the five-year period preceding the date on
16 which the covered contract is entered into.

17 “(b) NONCOMPLIANCE.—With respect to an offeror
18 who fails to submit the report required under this section,
19 the Director of the Defense Contract Audit Agency or the
20 relevant service acquisition executive shall include in the
21 Federal Awardee Performance and Integrity Information
22 System (or any successor system) the following informa-
23 tion:

24 “(1) An identification of such offeror and the
25 specific product or service to which such report
26 should relate.

1 “(2) The national stock number of such product
2 or service and the order quantity, unit cost, total
3 cost, purchasing or reimbursing entity, and date of
4 the order for such product or service.

5 “(c) COVERED CONTRACT DEFINED.—In this sec-
6 tion, the term ‘covered contract’ means a contract award-
7 ed using procedures other than competitive procedures
8 under section 3204 of this title or pursuant to section
9 6.302 of the Federal Acquisition Regulation.”.