

AMENDMENT TO H.R. 8800
OFFERED BY MS. MACE OF SOUTH CAROLINA

At the appropriate place in title III, insert the following new section:

1 **SEC. 3 ____ . REFORM OF CIRCULAR A-76 PROCESS FOR CON-**
2 **VERSION OF DEPARTMENT OF DEFENSE**
3 **FUNCTIONS TO PERFORMANCE BY CONTRAC-**
4 **TORS.**

5 (a) REPEAL AND NON-APPLICABILITY OF PROVI-
6 SIONS THAT PREVENT THE DEPARTMENT FROM USING
7 THE PROCESS.—

8 (1) REPEAL OF TEMPORARY SUSPENSION OF A-
9 76 COMPETITIONS.—Section 325 of the National De-
10 fense Authorization Act for Fiscal Year 2010 (Pub-
11 lic Law 111–84; 123 Stat. 2253) is repealed.

12 (2) REPEAL OF DELAYED IMPLEMENTATION OF
13 A-76 COMPETITIONS.—Section 335 of the National
14 Defense Authorization Act for Fiscal Year 2004 (10
15 U.S.C. 2461 note) is repealed.

16 (3) REPEAL OF MORATORIUM ON A-76 COMPETI-
17 TIONS AT MILITARY MEDICAL FACILITIES.—Section
18 1676 of the National Defense Authorization Act for
19 Fiscal Year 2008 (10 U.S.C. 1071 note) is repealed.

1 (b) EXEMPTION FROM A-76 PROCESS FOR CON-
2 TRACTS FOR CERTAIN INSTALLATION SERVICES.—Section
3 2461 of title 10, United States Code, is amended by add-
4 ing at the end the following new subsection:

5 “(f) EXEMPTION FOR CONTRACTS FOR CERTAIN IN-
6 STALLATION SUPPORT SERVICES.—This section shall not
7 apply, and the requirements of Office of Management and
8 Budget Circular A–76 or any other provision of law re-
9 garding public-private competitions shall not apply, to a
10 contract for installation support services if the Secretary
11 concerned determines that the services have been per-
12 formed inadequately, or not at all, for a period of at least
13 five years.”.

