

Calendar No. 659

118TH CONGRESS
2D SESSION**H. R. 5528****[Report No. 118-258]**

IN THE SENATE OF THE UNITED STATES

JANUARY 30, 2024

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

DECEMBER 2, 2024

Reported by Mr. PETERS, without amendment

AN ACT

To require the Director of the Office of Management and Budget conduct a review to determine the impact of the lowest price technically acceptable source selection process on national security, 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 “Safe and Smart Fed-
5 eral Purchasing Act”.

1 **SEC. 2. REVIEW TO DETERMINE THE IMPACT OF THE LOW-**
2 **EST PRICE TECHNICALLY ACCEPTABLE**
3 **SOURCE SELECTION PROCESS ON NATIONAL**
4 **SECURITY.**

5 (a) REVIEW.—The Director shall review the procure-
6 ment management practices of Defense and Civilian agen-
7 cies to determine whether the provisions of section
8 15.101–2 of the Federal Acquisition Regulation have cre-
9 ated any national security risk.

10 (b) REPORT.—Not later than 180 days after the en-
11 actment of this Act, the Director shall submit a report
12 on the results of the review under subsection (a) to—

13 (1) the Committee on Oversight and Account-
14 ability of the House of Representatives; and

15 (2) the Committee on Homeland Security and
16 Governmental Affairs of the Senate.

17 (c) DEFINITIONS.—In this section:

18 (1) DEFENSE AND CIVILIAN AGENCY.—The
19 term “Defense and Civilian agency” has the mean-
20 ing given the term “agency” in section 133 of title
21 41, United States Code.

22 (2) DIRECTOR.—The term “Director” means
23 the Director of the Office of Management and Budg-
24 et.

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