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(Original Signature of Member)

117TH CONGRESS
1ST SESSION

H. R.

To establish a daily public reporting requirement for covered contract awards of the Department of Homeland Security, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To establish a daily public reporting requirement for covered contract awards of the Department of Homeland 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 “DHS Contract Report-
5 ing Act of 2021”.

6 **SEC. 2. DAILY PUBLIC REPORT OF COVERED CONTRACT**
7 **AWARDS.**

8 (a) DAILY REPORT.—

1 (1) IN GENERAL.—The Secretary shall post,
2 maintain, and update in accordance with paragraph
3 (2), on a publicly available website of the Depart-
4 ment, a daily report of all covered contract awards.
5 Each reported covered contract award shall include
6 information relating to—

7 (A) the contract number, modification
8 number, or delivery order number;

9 (B) the contract type;

10 (C) the amount obligated for such award;

11 (D) the total contract value for such
12 award, including all options;

13 (E) the description of the purpose for such
14 award;

15 (F) the number of proposals or bids re-
16 ceived;

17 (G) the name and address of the vendor;

18 (H) the period and each place of perform-
19 ance for such award;

20 (I) whether such award is multiyear; and

21 (J) the contracting office and the point of
22 contact for such office.

23 (2) UPDATE.—Updates referred to in para-
24 graph (1) shall occur not later than the next busi-

1 ness day after the date on which the covered con-
2 tract is authorized or modified.

3 (3) SUBSCRIBING TO ALERTS.—The website re-
4 ferred to in paragraph (1) shall provide the option
5 to subscribe to an automatic notification of the pub-
6 lication of each report required under such para-
7 graph.

8 (4) EFFECTIVE DATE.—Paragraph (1) shall
9 take effect on the date that is 180 days after the
10 date of the enactment of this section.

11 (b) UNDEFINITIZED CONTRACT ACTION OR DEFINI-
12 TIZED AMOUNT.—If a covered contract award reported
13 pursuant to subsection (a) includes an undefinitized con-
14 tract action, the Secretary shall—

15 (1) report the estimated total contract value for
16 such award and the amount obligated upon award;
17 and

18 (2) once such award is definitized, update the
19 total contract value and amount obligated.

20 (c) EXEMPTION.—Each report required under sub-
21 section (a) shall not include covered contract awards relat-
22 ing to classified products, programs, or services.

23 (d) DEFINITIONS.—In this section:

24 (1) COVERED CONTRACT AWARD.—The term
25 “covered contract award”—

1 (A) means a contract action of the Depart-
2 ment with the total authorized dollar amount of
3 \$4,000,000 or greater, including unexercised
4 options; and

5 (B) includes—

6 (i) contract awards governed by the
7 Federal Acquisition Regulation;

8 (ii) modifications to a contract award;

9 (iii) orders placed on a single or mul-
10 tiple award contract that includes delivery
11 or quantity terms that are indefinite;

12 (iv) other transaction authority agree-
13 ments; and

14 (v) contract awards made with other
15 than full and open competition.

16 (2) DEFINITIZED AMOUNT.—The term “defini-
17 tized amount” means the final amount of a covered
18 contract award after agreement between the Depart-
19 ment and the contractor at issue.

20 (3) DEPARTMENT.—The term “Department”
21 means the Department of Homeland Security.

22 (4) SECRETARY.—The term “Secretary” means
23 the Secretary of Homeland Security.

24 (5) TOTAL CONTRACT VALUE.—The term “total
25 contract value” means the total amount of funds ex-

1 pected to be provided to the contractor at issue
2 under the terms of the contract through the full pe-
3 riod of performance.

4 (6) UNDEFINITIZED CONTRACT ACTION.—The
5 term “undefinitized contract action” means any con-
6 tract action for which the contract terms, specifica-
7 tions, or price is not established prior to the start
8 of the performance of a covered contract award.