

119TH CONGRESS  
2D SESSION

# H. R. 9903

To require the Director of the Bureau of Prisons to set prices for commissary goods available in Bureau of Prisons facilities at a price not greater than the fair market value, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 23, 2026

Mrs. FOUSHEE introduced the following bill; which was referred to the  
Committee on the Judiciary

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## A BILL

To require the Director of the Bureau of Prisons to set prices for commissary goods available in Bureau of Prisons facilities at a price not greater than the fair market value, 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 “Stop Prison Price  
5       Gouging Act of 2026”.

6       **SEC. 2. COMMISSARY GOODS PRICING.**

7       (a) IN GENERAL.—The Director of the Bureau of  
8       Prisons shall set the price for any commissary good avail-

1 able in a Bureau of Prisons facility at a price not greater  
2 than the fair market value for such good in the State such  
3 facility is located.

4 (b) REQUIREMENTS.—

5 (1) CONTRACTS.—With respect to entering into  
6 a contract for a commissary good, the Director of  
7 the Bureau of Prisons—

8 (A) shall use a competitive bidding process;  
9 and

10 (B) may not enter into such contract if  
11 such contract provides for revenue sharing.

12 (2) PRICE REVIEW.—Not later than 1 month  
13 after the date of enactment of this Act, and every  
14 month thereafter, the Director of the Bureau of  
15 Prisons shall review the prices set under subsection  
16 (a) to ensure such prices comply with the require-  
17 ment under such subsection.

18 (c) REPORT.—The Director of the Bureau of Prisons  
19 shall annually submit to Congress, with respect to each  
20 Bureau of Prisons facility, a report that contains—

21 (1) a list of each commissary good available for  
22 purchase and the price for each such good; and

23 (2) a summary of any contract for commissary  
24 goods entered into by the Director including the  
25 terms of the contract.

1       (d) AUDIT.—The Comptroller General of the United  
2 States shall conduct an annual audit of each Bureau of  
3 Prisons facility to determine if the requirement under sub-  
4 section (a) is being satisfied.

5       (e) FAIR MARKET VALUE.—The term “fair market  
6 value” means the average retail price at which an identical  
7 or substantially similar consumer good is sold to the gen-  
8 eral public within the State in which the Bureau of Pris-  
9 ons facility is located, as determined by the Director of  
10 the Bureau of Prisons using prices from multiple nation-  
11 ally recognized retail stores, regional retailers, online re-  
12 tailers that sell to consumers in such State, and other  
13 comparable commercial sources. The Director shall ex-  
14 clude prices charged by correctional institutions, detention  
15 facilities, or other captive markets when determining fair  
16 market value.

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