

106TH CONGRESS  
1ST SESSION

# H. R. 2291

To implement certain restrictions on purchases from Federal Prison Industries  
by the Secretary of Defense.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 22, 1999

Mr. ANDREWS introduced the following bill; which was referred to the  
Committee on Armed Services

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## A BILL

To implement certain restrictions on purchases from Federal  
Prison Industries by the Secretary of Defense.

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 “Fairness in Govern-  
5       ment Procurement Act of 1999”.

6       **SEC. 2. RESTRICTIONS ON PURCHASES BY SECRETARY OF**  
7                       **DEFENSE FROM FEDERAL PRISON INDUS-**  
8                       **TRIES.**

9       (a) RESTRICTION ON PURCHASES UNTIL IMPLEMEN-  
10       TATION OF CAP.—(1) The Secretary of Defense may not

1 obligate or expend, for the purpose of making a purchase  
2 from (or participating in an intergovernmental transfer  
3 with) Federal Prison Industries, any funds appropriated  
4 to the Department of Defense until Federal Prison Indus-  
5 tries has implemented a cap on the sale or transfer of fur-  
6 niture, metal products, electronic sub-components, tex-  
7 tiles, textile products, clothing, and footwear manufac-  
8 tured by Federal Prison Industries, as measured by the  
9 dollar amount of such products. The cap shall not exceed  
10 the dollar amounts of sales or transfers of each of such  
11 products per year as of the date that is the earlier of—

12 (A) September 30, 1999; or

13 (B) the date of the enactment of this Act.

14 (2) The cap described in paragraph (1) may be ad-  
15 justed for inflation in accordance with the Consumer Price  
16 Index.

17 (b) RESTRICTION ON PURCHASES UNTIL SUBMIS-  
18 SION OF PROPOSAL.—(1) The Secretary of Defense may  
19 not obligate or expend, for the purpose of making a pur-  
20 chase from (or participating in an intergovernmental  
21 transfer with) Federal Prison Industries, any funds appro-  
22 priated to the Department of Defense until Federal Prison  
23 Industries has submitted to Congress—

24 (A) a legislative proposal to terminate in phases  
25 during a seven-year period the status of Federal

1 Prison Industries as a mandatory supplier to execu-  
2 tive agencies; and

3 (B) a certification that—

4 (i) the proposal was developed with input  
5 from appropriate stake holder groups; and

6 (ii) Federal Prison Industries supports the  
7 proposal.

8 (2) Paragraph (1) shall take effect 60 days after the  
9 date of the enactment of this Act.

10 (c) RESTRICTION ON PURCHASES UNDER  
11 \$100,000.—(1) The Secretary of Defense may not enter  
12 into any contract for the purchase or transfer of goods  
13 or services from Federal Prison Industries for which the  
14 contract value is less than \$100,000.

15 (2) As used in this subsection, the term “contract  
16 value” means the amount to be paid for goods or services  
17 under the contract.

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