

114TH CONGRESS
2D SESSION

H. R. 6192

To amend title 10, United States Code, to permit the Secretary of Defense to transfer excess personal property of the Department of Defense to law enforcement agencies only by means of auction, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 27, 2016

Mr. SANFORD introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 10, United States Code, to permit the Secretary of Defense to transfer excess personal property of the Department of Defense to law enforcement agencies only by means of auction, 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 “Responsible Law En-
5 forcement Acquisition Act of 2016”.

1 **SEC. 2. DISPOSAL OF EXCESS PERSONAL PROPERTY OF**
2 **THE DEPARTMENT OF DEFENSE BY MEANS**
3 **OF AUCTION.**

4 (a) IN GENERAL.—Section 2576a of title 10, United
5 States Code, is amended—

6 (1) in the heading by striking “**sale or dona-**
7 **tion**” and inserting “**auction**”;

8 (2) by striking the period at the end of sub-
9 section (b)(6) and inserting “; and”;

10 (3) by adding after subsection (b)(6) the fol-
11 lowing new paragraph:

12 “(7) the recipient is a State, local, or tribal law
13 enforcement agency and is the high bidder at an
14 auction, open only to such agencies, for such per-
15 sonal property, conducted by—

16 “(A) the Secretary; or

17 “(B) an appropriate entity with whom the
18 Secretary has entered into a contract to carry
19 out this paragraph.”; and

20 (4) in subsection (c)—

21 (A) by striking “Subject to subsection
22 (b)(4), the Secretary may” and inserting “(1)
23 The Secretary may not”; and

24 (B) by adding at the end the following new
25 paragraph:

1 “(2) The Secretary shall deposit the proceeds
2 from an auction conducted under subsection (b)(7)
3 in the general fund of the Treasury.”.

4 (b) REPEAL OF PREFERENCE FOR CERTAIN TRANS-
5 FERS.—Subsection (d) of such section is repealed.

6 (c) CLERICAL AMENDMENT.—The table of sections
7 at the beginning of chapter 153 of title 10, United States
8 Code, is amended by striking the item relating to section
9 2576a and inserting the following:

“2576a. Excess personal property: auction for law enforcement activities.”.

10 **SEC. 3. PROHIBITION ON USE OF FUNDS FOR CERTAIN**
11 **WORKING GROUPS.**

12 Effective on the date of the enactment of this Act,
13 none of the funds made available to, or funds or fees col-
14 lected by, any Executive agency (as that term is defined
15 in section 105 of title 5, United States Code) may be used
16 to implement, administer, carry out, or enforce any Execu-
17 tive order or rule, regulation, action, directive, memo-
18 randum, or any other policy of the executive branch,
19 issued on January 16, 2015, or any date thereafter, that
20 has the effect of establishing an interagency working
21 group regarding the transfer of personal property of the
22 Department of Defense to State, local, or tribal law en-
23 forcement agencies, or the use of such property.

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