

115TH CONGRESS
2D SESSION

H. R. 6684

To amend title 10, United States Code, to require the Secretary of Defense to consider the existence of qualified training programs of contractors in the award of certain contracts.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 28, 2018

Mr. BROWN of Maryland (for himself, Ms. CLARKE of New York, and Mr. JOHNSON of Georgia) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to require the Secretary of Defense to consider the existence of qualified training programs of contractors in the award of certain contracts.

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. CONSIDERATION OF DEFENSE CONTRACTORS**

4 **WITH QUALIFIED TRAINING PROGRAMS.**

5 (a) CONSIDERATION OF CONTRACTORS WITH QUALI-
6 FIED TRAINING PROGRAMS.—

1 (1) IN GENERAL.—Chapter 141 of title 10,
2 United States Code, is amended by inserting after
3 section 2409 the following new section:

4 **“§ 2409a. Consideration of contractors with qualified**
5 **training programs**

6 “(a) CONSIDERATION.—The Secretary of Defense
7 shall, to the maximum practicable, consider the existence
8 of qualified training programs of contractors by requiring
9 a contracting officer, in the evaluation of offers for any
10 contract in an amount greater than \$25,000,000—

11 “(1) to consider the existence of a qualified
12 training program of an offeror as a factor in the
13 evaluation;

14 “(2) to give consideration to an offeror that
15 provides comprehensive training and education pro-
16 grams to develop its workforce, consistent with
17 needs of the Department of Defense; and

18 “(3) in the consideration of past performance of
19 an incumbent contractor, to consider the manner in
20 which the incumbent contractor is educating, invest-
21 ing, and retaining the contractor’s workforce.

22 “(b) INCENTIVES.—The Secretary of Defense shall
23 develop workforce development investment incentives for
24 contractors.

1 “(c) QUALIFIED TRAINING PROGRAM DEFINED.—

2 The term ‘qualified training program’ means any of the
3 following:

4 “(1) A program eligible to receive funds under
5 the Workforce Innovation and Opportunity Act (29
6 U.S.C. 3101 et seq.).

7 “(2) A program eligible to receive funds under
8 the Carl D. Perkins Career and Technical Education
9 Act of 2006 (21 U.S.C. 2301 et seq.).

10 “(3) A program registered under the Act of Au-
11 gust 16, 1937 (commonly known as the ‘National
12 Apprenticeship Act’; Stat. 664, chapter 663; 29
13 U.S.C. 50 et seq.).

14 “(4) Any other Federal program determined to
15 be a qualified training program for purposes of this
16 section by the Secretary of Defense.”.

17 (2) CLERICAL AMENDMENT.—The table of sec-
18 tions at the beginning of such chapter is amended
19 by inserting after the item relating to section 2409
20 the following new item:

“2409a. Consideration of contractors with qualified training programs.”.

21 (b) APPLICABILITY.—This Act and the amendments
22 made by this Act apply with respect to contracts awarded
23 on or after the date that is 180 days after the date of
24 the enactment of this Act.