

Luther	Payne (NJ)	Smith (WA)
Maloney	Payne (VA)	Solomon
Manton	Pelosi	Souder
Manzullo	Peterson (FL)	Spence
Markey	Peterson (MN)	Spratt
Martinez	Petri	Stark
Martini	Pickett	Stearns
Mascara	Pombo	Stenholm
Matsui	Pomeroy	Stockman
McCarthy	Porter	Stokes
McCollum	Portman	Studds
McCrery	Poshard	Stump
McDade	Pryce	Stupak
McDermott	Quillen	Talent
McHale	Quinn	Tanner
McHugh	Radanovich	Tate
McInnis	Rahall	Tauzin
McIntosh	Ramstad	Taylor (MS)
McKeon	Rangel	Taylor (NC)
McKinney	Reed	Tejeda
McNulty	Regula	Thomas
Meehan	Richardson	Thompson
Meek	Riggs	Thornberry
Menendez	Rivers	Thornton
Metcalf	Roberts	Thurman
Meyers	Roemer	Tiahrt
Mfume	Rogers	Torres
Mica	Rohrabacher	Torricelli
Miller (CA)	Ros-Lehtinen	Towns
Miller (FL)	Rose	Traficant
Mineta	Roth	Upton
Minge	Roukema	Velazquez
Mink	Roybal-Allard	Vento
Molinari	Royce	Visclosky
Montgomery	Rush	Waldholtz
Moorhead	Sabo	Walker
Moran	Salmon	Walsh
Morella	Sanders	Wamp
Murtha	Sanford	Ward
Myers	Sawyer	Waters
Myrick	Saxton	Watt (NC)
Nadler	Scarborough	Watts (OK)
Neal	Schiff	Waxman
Nethercutt	Schroeder	Weldon (FL)
Neumann	Schumer	Weldon (PA)
Ney	Scott	Weller
Norwood	Seastrand	White
Nussle	Sensenbrenner	Whitfield
Oberstar	Serrano	Wicker
Obey	Shadegg	Williams
Olver	Shaw	Wise
Ortiz	Shays	Wolf
Orton	Shuster	Woolsey
Owens	Skaggs	Wyden
Oxley	Skeen	Wynn
Packard	Skelton	Yates
Pallone	Slaughter	Young (AK)
Parker	Smith (MI)	Young (FL)
Pastor	Smith (NJ)	Zeliff
Paxon	Smith (TX)	Zimmer

NOT VOTING—20

Barr	Ensign	Sisisky
Barrett (NE)	Frost	Torkildsen
Becerra	Gibbons	Tucker
Chenoweth	Moakley	Volkmer
de la Garza	Mollohan	Vucanovich
DeFazio	Reynolds	Wilson
Doolittle	Schaefer	

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

114.18 FEDERAL ACQUISITION REFORM

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to House Resolution 219 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1670) to revise and streamline the acquisition laws of the Federal Government, to reorganize the mechanism for resolving Federal procurement disputes, and for other purposes.

The SPEAKER pro tempore, Mr. LAHOOD, by unanimous consent, designated Mr. WELLER as Chairman of the Committee of the Whole; and after some time spent therein,

114.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. COLLINS of Illinois:

Strike out sections 101, 102, 103, and 106 and insert in lieu of section 101 the following:

SEC. 101. COMPETITION PROVISIONS.

(a) CONFERENCE BEFORE SUBMISSION OF BIDS OR PROPOSALS.—(1) Section 2305(a) of title 10, United States Code, is amended by adding at the end the following paragraph:

“(6) To the extent practicable, for each procurement of property or services by an agency, the head of the agency shall provide for a conference on the procurement to be held for anyone interested in submitting a bid or proposal in response to the solicitation for the procurement. The purpose of the conference shall be to inform potential bidders and offerors of the needs of the agency and the qualifications considered necessary by the agency to compete successfully in the procurement.”

(2) Section 303A of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253a) is amended by adding at the end the following new subsection:

“(f) To the extent practicable, for each procurement of property or services by an agency, an executive agency shall provide for a conference on the procurement to be held for anyone interested in submitting a bid or proposal in response to the solicitation for the procurement. The purpose of the conference shall be to inform potential bidders and offerors of the needs of the executive agency and the qualifications considered necessary by the executive agency to compete successfully in the procurement.”

(b) DESCRIPTION OF SOURCE SELECTION PLAN IN SOLICITATION.—(1) Section 2305(a) of title 10, United States Code, is further amended in paragraph (2)—

(A) by striking out “and” after the semicolon at the end of subparagraph (A);

(B) by striking out the period at the end of subparagraph (B) and inserting in lieu thereof “; and”; and

(C) by adding at the end the following new subparagraph:

“(C) a description, in as much detail as is practicable, of the source selection plan of the agency, or a notice that such plan is available upon request.”

(2) Section 303A of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253a) is further amended in subsection (b)—

(A) by striking out “and” after the semicolon at the end of paragraph (1);

(B) by striking out the period at the end of paragraph (2) and inserting in lieu thereof “; and”; and

(C) by adding at the end the following new subparagraph:

“(3) a description, in as much detail as is practicable, of the source selection plan of the executive agency, or a notice that such plan is available upon request.”

(c) DISCUSSIONS NOT NECESSARY WITH EVERY OFFEROR.—(1) Section 2305(b)(4)(A)(i) of title 10, United States Code, is amended by inserting before the semicolon the following: “and provided that discussions need not be conducted with an offeror merely to permit that offeror to submit a technically acceptable revised proposal”.

(2) Section 303B(d)(1)(A) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253b) is amended by inserting before the semicolon the following: “and provided that discussions need not be conducted with an offeror merely to permit that offeror to submit a technically acceptable revised proposal”.

(d) PRELIMINARY ASSESSMENTS OF COMPETITIVE PROPOSALS.—(1) Section 2305(b)(2) of

title 10, United States Code, is amended by adding at the end the following: “With respect to competitive proposals, the head of the agency may make a preliminary assessment of a proposal received, rather than a complete evaluation of the proposal, and may eliminate the proposal from further consideration if the head of the agency determines the proposal has no chance for contract award.”

(2) Section 202B(b) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253b(b)) is amended by adding at the end the following: “With respect to competitive proposals, the head of the agency may make a preliminary assessment of a proposal received, rather than a complete evaluation of the proposal, and may eliminate the proposal from further consideration if the head of the agency determines the proposal has no chance for contract award.”

(e) FEDERAL ACQUISITION REGULATION.—The Federal Acquisition Regulation shall be revised to reflect the amendments made by subsections (a), (b), (c), and (d).

It was decided in the

Yeas	182
Nays	239

114.20 [Roll No. 660]

AYES—182

Abercrombie	Gephardt	Neal
Ackerman	Gibbons	Oberstar
Baesler	Gonzalez	Obey
Baldacci	Gordon	Olver
Barcia	Green	Ortiz
Barrett (WI)	Gutierrez	Orton
Becerra	Hall (OH)	Owens
Beilenson	Hamilton	Pallone
Bentsen	Hastings (FL)	Pastor
Berman	Hefner	Payne (NJ)
Bishop	Hilliard	Payne (VA)
Boehlert	Hinchey	Peterson (FL)
Bonior	Holden	Peterson (MN)
Borski	Hoyer	Pomeroy
Boucher	Jackson-Lee	Poshard
Brewster	Jacobs	Rahall
Brown (CA)	Jefferson	Rangel
Brown (FL)	Johnson (SD)	Reed
Brown (OH)	Johnson, E. B.	Richardson
Bryant (TX)	Johnston	Rivers
Bunn	Kanjorski	Roberts
Clay	Kaptur	Roukema
Clayton	Kelly	Roybal-Allard
Clyburn	Kennedy (MA)	Rush
Coleman	Kennedy (RI)	Sabo
Collins (IL)	Kennelly	Sanders
Collins (MI)	Kildee	Sawyer
Condit	Kingston	Schroeder
Conyers	Klecza	Schumer
Costello	Klink	Scott
Coyne	LaFalce	Serrano
Cramer	LaHood	Skaggs
Danner	Lantos	Slaughter
DeFazio	Levin	Spratt
DeLauro	Lewis (GA)	Stark
Dellums	Lincoln	Stokes
Deutsch	Lipinski	Studds
Dingell	LoBiondo	Stupak
Dixon	Lowey	Taylor (MS)
Doggett	Luther	Tejeda
Dooley	Maloney	Thompson
Doyle	Manton	Thornton
Durbin	Manzullo	Thurman
Edwards	Markey	Torres
Engel	Martinez	Torricelli
Ensign	Mascara	Towns
Eshoo	McCarthy	Traficant
Evans	McDermott	Velazquez
Farr	McHale	Vento
Fattah	McKinney	Visclosky
Fazio	McNulty	Volkmer
Fields (LA)	Meehan	Ward
Filner	Meek	Waters
Flake	Menendez	Watt (NC)
Foglietta	Meyers	Waxman
Forbes	Mfume	Wise
Ford	Miller (CA)	Woolsey
Frank (MA)	Mineta	Wyden
Frelinghuysen	Minge	Wynn
Furse	Mink	Yates
Gejdenson	Nadler	

NOES—239

Allard	Archer	Bachus
Andrews	Army	Baker (CA)

