

## S 1526

### Construction Consensus Procurement Improvement Act of 2015

**Congress:** 114 (2015–2017, Ended)

**Chamber:** Senate

**Policy Area:** Government Operations and Politics

**Introduced:** Jun 8, 2015

**Current Status:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 656.

**Latest Action:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 656. (Oct 27, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/senate-bill/1526>

## Sponsor

**Name:** Sen. Portman, Rob [R-OH]

**Party:** Republican • **State:** OH • **Chamber:** Senate

## Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Hirono, Mazie K. [D-HI]	D · HI		Jun 8, 2015
Sen. Ayotte, Kelly [R-NH]	R · NH		Jul 8, 2015
Sen. Shaheen, Jeanne [D-NH]	D · NH		Aug 5, 2015

## Committee Activity

Committee	Chamber	Activity	Date
Homeland Security and Governmental Affairs Committee	Senate	Reported By	Oct 27, 2016

## Subjects & Policy Tags

### Policy Area:

Government Operations and Politics

## Related Bills

Bill	Relationship	Last Action
114 HR 5199	Related bill	Jul 14, 2016: Placed on the Union Calendar, Calendar No. 535.
114 HR 1666	Related bill	Aug 13, 2015: Referred to the Subcommittee on Readiness.
114 HR 838	Related bill	Mar 16, 2015: Referred to the Subcommittee on Regulatory Reform, Commercial And Antitrust Law.

## **Construction Consensus Procurement Improvement Act of 2015**

(Sec. 3) This bill modifies the design-build selection procedures used by federal agencies soliciting offers to enter into civilian contracts for the design and construction of a public building, facility, or work. Two-phase selection procedures (i.e., submission of qualifications and then the submission of price and technical proposals in response to a request for proposal) must be used when a contracting officer determines that a project has a value of \$750,000 or greater. But for contracts valued at less than \$750,000, the contracting officer makes the same determination under current law as to whether the use of two-phase selection procedures is appropriate when the officer anticipates at least three offers for the contract.

Federal agencies must report, each year through FY2021, on each instance where the agency awarded a design-build contract in which: (1) more than five finalists were selected for phase-two requests for proposals, or (2) the contract or order was awarded without using two-phase selection procedures. The Government Accountability Office must report on agency compliance with design-build contract procedures.

(Sec. 4) The Federal Acquisition Regulatory Council must amend the Federal Acquisition Regulation to prohibit the use of reverse auctions as part of the two-phase selection procedure for awarding contracts for construction and design services. A "reverse auction," with respect to procurement by an agency, is: (1) a real-time auction conducted through an electronic medium among at least two offerors who compete by submitting bids for a supply or service contract with the ability to submit revised lower bids before the closing of the auction; and (2) the award of the contract, delivery order, task order, or purchase order to the offeror based on the price obtained through the auction process.

### **Actions Timeline**

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- **Oct 27, 2016:** Committee on Homeland Security and Governmental Affairs. Reported by Senator Johnson under authority of the order of the Senate of 09/29/2016 with an amendment in the nature of a substitute. With written report No. 114-366.
- **Oct 27, 2016:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 656.
- **Feb 10, 2016:** Committee on Homeland Security and Governmental Affairs. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **Jun 8, 2015:** Introduced in Senate
- **Jun 8, 2015:** Read twice and referred to the Committee on Homeland Security and Governmental Affairs.