

## HR 5199

Construction Consensus Procurement Improvement Act of 2016

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Government Operations and Politics

**Introduced:** May 11, 2016

**Current Status:** Placed on the Union Calendar, Calendar No. 535.

**Latest Action:** Placed on the Union Calendar, Calendar No. 535. (Jul 14, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/5199>

### Sponsor

**Name:** Rep. Meadows, Mark [R-NC-11]

**Party:** Republican • **State:** NC • **Chamber:** House

### Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Mulvaney, Mick [R-SC-5]	R · SC		May 17, 2016
Rep. Grothman, Glenn [R-WI-6]	R · WI		May 24, 2016

### Committee Activity

Committee	Chamber	Activity	Date
Oversight and Government Reform Committee	House	Reported By	Jul 14, 2016

### Subjects & Policy Tags

#### Policy Area:

Government Operations and Politics

### Related Bills

Bill	Relationship	Last Action
114 S 1526	Related bill	<b>Oct 27, 2016:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 656.
114 S 3011	Related bill	<b>Jun 6, 2016:</b> Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 505.

## **Construction Consensus Procurement Improvement Act of 2016**

(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 \$3 million or greater. But for contracts valued at less than \$3 million, 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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- **Jul 14, 2016:** Reported (Amended) by the Committee on Oversight and Government Reform. H. Rept. 114-691.
- **Jul 14, 2016:** Placed on the Union Calendar, Calendar No. 535.
- **May 17, 2016:** Committee Consideration and Mark-up Session Held.
- **May 17, 2016:** Ordered to be Reported (Amended) by Voice Vote.
- **May 11, 2016:** Introduced in House
- **May 11, 2016:** Referred to the House Committee on Oversight and Government Reform.

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