

112TH CONGRESS
1ST SESSION

H. R. 1239

To clarify the applicability of the Buy American Act to products purchased for the use of the legislative branch, to prohibit the application of any of the exceptions to the requirements of such Act to products bearing an official Congressional insignia, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2011

Ms. KAPTUR (for herself, Mr. MANZULLO, and Mr. JONES) introduced the following bill; which was referred to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, 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 clarify the applicability of the Buy American Act to products purchased for the use of the legislative branch, to prohibit the application of any of the exceptions to the requirements of such Act to products bearing an official Congressional insignia, 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 “Congressional Made
5 in America Promise Act of 2011”.

1 **SEC. 2. APPLICABILITY OF BUY AMERICAN ACT TO LEGIS-**
2 **LATIVE BRANCH; NO EXCEPTIONS FOR PROD-**
3 **UCTS BEARING OFFICIAL CONGRESSIONAL**
4 **INSIGNIA.**

5 (a) IN GENERAL.—Section 8302 of title 41, United
6 States Code, is amended—

7 (1) by redesignating subsection (b) as sub-
8 section (c); and

9 (2) by inserting after subsection (a) the fol-
10 lowing new subsection:

11 “(b) CLARIFICATION OF APPLICABILITY TO ARTI-
12 CLES, MATERIALS, AND SUPPLIES FOR USE OF LEGISLA-
13 TIVE BRANCH.—

14 “(1) APPLICABILITY TO LEGISLATIVE
15 BRANCH.—Except as provided in paragraph (2),
16 subsection (a) applies with respect to articles, mate-
17 rials, and supplies acquired for the use of any office
18 in the legislative branch, including the House of
19 Representatives and the Senate, in the same manner
20 as such subsection applies with respect to articles,
21 materials, and supplies acquired for the use of a de-
22 partment or independent establishment.

23 “(2) SPECIAL RULE FOR PRODUCTS OFFICIAL
24 CONGRESSIONAL INSIGNIA.—In the case of any prod-
25 uct which bears an official insignia (including a
26 mark resembling an official seal) of the United

1 States House of Representatives, the United States
2 Senate, or the United States Congress and which is
3 acquired for the use of an office of the legislative
4 branch, the following shall apply:

5 “(A) The head of the office may not make
6 a determination under subsection (a)(1) that it
7 is inconsistent with the public interest to enter
8 into a contract in accordance with this Act.

9 “(B) The exception under subparagraph
10 (B) of subsection (a)(2) shall not apply.

11 “(C) The exception under subparagraph
12 (C) of subsection (a)(2) shall not apply.”.

13 (b) CONFORMING AMENDMENT.—Section 69 of the
14 Revised Statutes of the United States (2 U.S.C. 109) is
15 repealed.

16 **SEC. 3. EFFECTIVE DATE.**

17 The amendments made by this Act shall take effect
18 upon the expiration of the 180-day period which begins
19 on the date of the enactment of this Act.

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