

118TH CONGRESS
2D SESSION

S. 4882

To establish a pilot program for tracking awards made through other transaction authority.

IN THE SENATE OF THE UNITED STATES

JULY 31, 2024

Ms. CORTEZ MASTO introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To establish a pilot program for tracking awards made through other transaction authority.

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. PILOT PROGRAM FOR TRACKING AWARDS**

4 **MADE THROUGH OTHER TRANSACTION AU-**

5 **THORITY.**

6 (a) PILOT PROGRAM.—Not later than one year after
7 the date of the enactment of this Act, the Under Secretary
8 of Defense for Acquisition and Sustainment shall establish
9 a pilot program to enable the Department of Defense to
10 track the number and amounts awarded to small busi-

1 nesses and nontraditional defense contractors performing
2 on transactions using other transaction authority, includ-
3 ing those carried out through consortia. In carrying out
4 the pilot program, the Department shall keep any report-
5 ing requirements levied upon the businesses to a minimum
6 and shall seek to maximize the use of existing data report-
7 ing structures or the expertise of a consortia-manager.

8 (b) BRIEFINGS.—

9 (1) ESTABLISHED PROCESS.—Not later than
10 180 days after the date of the enactment of this Act,
11 the Under Secretary of Defense for Acquisition and
12 Sustainment shall provide a briefing to the Commit-
13 tees on Armed Services of the Senate and the House
14 of Representatives on the process to carry out the
15 pilot program established under subsection (a).

16 (2) COLLECTED DATA.—Not later than one
17 year after the briefing provided under paragraph
18 (1), and continuing until the final briefing provided
19 under paragraph (3), the Under Secretary of De-
20 fense for Acquisition and Sustainment shall brief the
21 Committees on Armed Services of the Senate and
22 the House of Representatives on the awards data the
23 pilot program is collecting.

24 (3) FINAL DATA AND RECOMMENDATIONS.—

25 Not later than September 30, 2029, the Department

1 shall provide a briefing to the Committees on Armed
2 Services of the Senate and the House of Representa-
3 tives on the final data collected for the pilot program
4 and shall include any recommendations to make the
5 data collection permanent.

6 (c) SUNSET.—The authority to carry out the pilot
7 program under this section shall expire on December 31,
8 2029.

9 (d) DEFINITIONS.—In this section:

10 (1) NONTRADITIONAL DEFENSE CON-
11 TRACTOR.—The term “nontraditional defense con-
12 tractor” has the meaning given in section 3014 of
13 title 10, United States Code.

14 (2) OTHER TRANSACTION AUTHORITY.—The
15 term “other transaction authority” has the means
16 the authority provided under sections 4021 and
17 4022 of title 10, United States Code.

18 (3) SMALL BUSINESS.—The term “small busi-
19 ness” has the meaning given the term “small busi-
20 ness concern” in section 3(a) of the Small Business
21 Act (15 U.S.C. 632(a)).

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