117TH CONGRESS  
2D Session  

H. R. _____

To amend title 10 and title 41, United States Code, to require the submission of uncertified cost information to contracting officers to the extent necessary to determine the reasonableness of the price of a Federal contract, subcontract, or modification of a Federal contract or subcontract, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M. ______ introduced the following bill; which was referred to the
Committee on ______

A BILL

To amend title 10 and title 41, United States Code, to require the submission of uncertified cost information to contracting officers to the extent necessary to determine the reasonableness of the price of a Federal contract, subcontract, or modification of a Federal contract or subcontract, and for other purposes.

1 Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
SECTION 1. SHORT TITLE.

This Act may be cited as the “Fair Pricing with Cost Transparency Act of 2022”.

SEC. 2. SUBMISSION OF UNCERTIFIED COST INFORMATION TO CONTRACTING OFFICERS.

(a) Submission of Uncertified Cost Information to Civilian Agencies.—Section 3505(a) of title 41, United States Code, is amended by inserting after “the reasonableness of the price for the procurement.” the following: “If the contracting officer determines that the information on the prices submitted by the offeror or contractor is not adequate for evaluating the reasonableness of the price of the contract, subcontract, or modification of the contract or subcontract, the offeror, contractor, or subcontractor shall be required to submit to the contracting officer uncertified cost information to the extent necessary to determine the reasonableness of such price.”.

(b) Submission of Uncertified Cost Information to Contracting Officers.—Section 3705(a) of title 10, United States Code, is amended—

(1) by inserting “or contractor” after “the offeror” both places it appears;

(2) by striking “other information” and inserting “other price information”; and

(3) by inserting after “a fair and reasonable price.” the following: “If the contracting officer de-
terminates that the price information submitted by the
offeror or contractor under the preceding sentence is
not adequate for evaluating the reasonableness of
the price of the contract, subcontract, or modification
of the contract or subcontract, the offeror or
contractor shall be required to submit to the con-
tracting officer uncertified cost information to the
extent necessary to determine the reasonableness of
such price.”.

(c) APPLICATION.—The amendments made by sub-
sections (a) and (b) shall apply with respect to contracts
awarded on or after the date that is one year after the
date of the enactment of this Act.

(d) REPORT.—

(1) IN GENERAL.—Not later than 18 months
after the date of the enactment of this Act, the head
of each executive agency shall submit to applicable
congressional committees a report on compliance
with the requirement to submit uncertified cost in-
formation under section 3505(a) of title 41, United
States Code (as amended by subsection (a)) or sec-
section 3705(a) of title 10, United States Code (as
amended by subsection (b)), including each instance
in which any uncertified cost information required to
be submitted was not submitted.
(2) APPROPRIATE CONGRESSIONAL COMMITTEE

DEFINED.—In this subsection, the term “appropriate congressional committee” means—

(A) the Committee on Oversight and Reform of the House of Representatives;

(B) the Committee on Homeland Security and Governmental Affairs of the Senate;

(C) the Committee on Armed Services of the House of Representatives; and

(D) the Committee on Armed Services of the Senate.