

1 **SEC. 1423. STATUTORY AND REGULATORY REVIEW.**

2 (a) ESTABLISHMENT.—Not later than 90 days after the
3 date of the enactment of this Act, the Administrator for Fed-
4 eral Procurement Policy shall establish an advisory panel to re-
5 view laws and regulations regarding the use of commercial
6 practices, performance-based contracting, the performance of
7 acquisition functions across agency lines of responsibility, and
8 the use of Governmentwide contracts.

9 (b) MEMBERSHIP.—The panel shall be composed of at
10 least nine individuals who are recognized experts in acquisition
11 law and Government acquisition policy. In making appoint-
12 ments to the panel, the Administrator shall—

13 (1) consult with the Secretary of Defense, the Admin-
14 istrator of General Services, the Committees on Armed
15 Services and Government Reform of the House of Rep-
16 resentatives, and the Committees on Armed Services and
17 Governmental Affairs of the Senate; and

18 (2) ensure that the members of the panel reflect the
19 diverse experiences in both the public and private sectors,
20 including academia.

21 (c) DUTIES.—The panel shall—

22 (1) review all Federal acquisition laws and regulations,
23 and, to the extent practicable, government-wide acquisition
24 policies, with a view toward ensuring effective and appro-
25 priate use of commercial practices and performance-based
26 contracting; and

27 (2) make any recommendations for the modification of
28 such laws, regulations, or policies that are considered nec-
29 essary as a result of such review—

30 (A) to protect the best interests of the Federal
31 Government;

32 (B) to ensure the continuing financial and ethical
33 integrity of acquisitions by the Federal Government;
34 and

35 (C) to amend or eliminate any provisions in such
36 laws, regulations, or policies that are unnecessary for
37 the effective, efficient, and fair award and administra-



1 tion of contracts for the acquisition by the Federal
2 Government of goods and services.

3 (d) REPORT.—Not later than one year after the establish-
4 ment of the panel, the panel shall submit to the Administrator
5 and to the Committees on Armed Services and Government Re-
6 form of the House of Representatives and the Committees on
7 Armed Services and Governmental Affairs of the Senate a re-
8 port containing a detailed statement of the findings, conclu-
9 sions, and recommendations of the panel.

10 **PART II—OTHER ACQUISITION**
11 **IMPROVEMENTS**

12 **SEC. 1426. EXTENSION OF AUTHORITY TO CARRY OUT**
13 **FRANCHISE FUND PROGRAMS.**

14 Section 403(f) of the Federal Financial Management Act
15 of 1994 (Public Law 103-356; 31 U.S.C. 501 note) is amended
16 by striking “October 1, 2003” and inserting “December 31,
17 2004”.

18 **SEC. 1427. IMPROVEMENTS IN CONTRACTING FOR AR-**
19 **CHITECTURAL AND ENGINEERING SERV-**
20 **ICES.**

21 (a) TITLE 10.—Section 2855(b) of title 10, United States
22 Code, is amended in paragraph (2), by striking “\$85,000” and
23 inserting “\$300,000”.

24 (b) ARCHITECTURAL AND ENGINEERING SERVICES.—Ar-
25 chitectural and engineering services (as defined in section 1102
26 of title 40, United States Code) shall not be offered under mul-
27 tiple-award schedule contracts entered into by the Adminis-
28 trator of General Services or under Governmentwide task and
29 delivery order contracts entered into under sections 2304a and
30 2304b of title 10, United States Code, or sections 303H and
31 303I of the Federal Property and Administrative Services Act
32 of 1949 (41 U.S.C. 253h and 253i) unless such services—

33 (1) are performed under the direct supervision of a
34 professional architect or engineer licensed, registered, or
35 certified in the State, territory (including the Common-
36 wealth of Puerto Rico), possession, or Federal District in
37 which the services are to be performed; and