

Union Calendar No. 337

111TH CONGRESS
2^D SESSION

S. 2868

[Report No. 111-587]

IN THE HOUSE OF REPRESENTATIVES

MAY 25, 2010

Referred to the Committee on Oversight and Government Reform

SEPTEMBER 14, 2010

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To provide increased access to the General Services Administration's Schedules Program by the American Red Cross and State and local governments.

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 “Federal Supply Sched-
5 ules Usage Act of 2009”.

6 **SEC. 2. AUTHORITY OF THE AMERICAN RED CROSS TO USE**
7 **FEDERAL SUPPLY SCHEDULES FOR CERTAIN**
8 **GOODS AND SERVICES.**

9 Section 502 of title 40, United States Code, is
10 amended by adding at the end the following new sub-
11 section:

12 “(e) USE OF SUPPLY SCHEDULES BY THE RED
13 CROSS.—

14 “(1) IN GENERAL.—The Administrator may
15 provide for the use by the American National Red
16 Cross of Federal supply schedules. Purchases under
17 this authority shall be used in furtherance of the
18 purposes of the American National Red Cross set
19 forth in section 300102 of title 36, United States
20 Code.

21 “(2) LIMITATION.—The authority under this
22 subsection may not be used to purchase supplies for
23 resale.”.

1 **SEC. 3. DUTY OF USERS REGARDING USE OF FEDERAL SUP-**
 2 **PLY SCHEDULES.**

3 Section 502 of title 40, United States Code, as
 4 amended by section 2, is further amended by adding at
 5 the end the following new subsection:

6 “(f) DUTY OF USERS REGARDING USE OF SUPPLY
 7 SCHEDULES.—All users of Federal supply schedules, in-
 8 cluding non-Federal users, shall use the schedules in ac-
 9 cordance with the ordering guidance provided by the Ad-
 10 ministrator of General Services.”.

11 **SEC. 4. AUTHORITY OF STATE AND LOCAL GOVERNMENTS**
 12 **TO USE SUPPLY SCHEDULES FOR CERTAIN**
 13 **GOODS AND SERVICES.**

14 Subsection (d)(1) of section 502 of title 40, United
 15 States Code, is amended by inserting “, to facilitate dis-
 16 aster preparedness or response,” after “Robert T. Staf-
 17 ford Disaster Relief and Emergency Assistance Act (42
 18 U.S.C. 5121 et seq.)”.

19 **SECTION 1. SHORT TITLE.**

20 *This Act may be cited as the “Federal Supply Sched-*
 21 *ules Usage Act of 2010”.*

1 **SEC. 2. AUTHORITY OF THE AMERICAN RED CROSS AND**
2 **OTHER DISASTER RELIEF ORGANIZATIONS**
3 **TO USE FEDERAL SUPPLY SCHEDULES FOR**
4 **CERTAIN GOODS AND SERVICES.**

5 *Section 502 of title 40, United States Code, is amended*
6 *by adding at the end the following new subsection:*

7 *“(e) USE OF SUPPLY SCHEDULES BY THE RED CROSS*
8 *AND OTHER DISASTER RELIEF ORGANIZATIONS.—*

9 *“(1) IN GENERAL.—The Administrator may pro-*
10 *vide for the use by the American National Red Cross*
11 *and other qualified disaster relief organizations of*
12 *Federal supply schedules. Purchases under this au-*
13 *thority by the Red Cross shall be used in furtherance*
14 *of the purposes of the American National Red Cross*
15 *set forth in section 300102 of title 36, United States*
16 *Code. Purchases under this authority by other quali-*
17 *fied disaster relief organizations shall be used in fur-*
18 *therance of purposes determined to be appropriate*
19 *and set forth in guidance by the Administrator of the*
20 *General Services Administration, in consultation*
21 *with the Administrator of the Federal Emergency*
22 *Management Agency.*

23 *“(2) LIMITATION.—The authority under this sub-*
24 *section may not be used to purchase supplies for re-*
25 *sale.*

1 “(3) *QUALIFIED DISASTER RELIEF ORGANIZA-*
 2 *TION DEFINED.*—*In this subsection, the term ‘quali-*
 3 *fied disaster relief organization’ has the meaning*
 4 *given the term by the Administrator of General Serv-*
 5 *ices, in consultation with the Administrator of the*
 6 *Federal Emergency Management Agency.’”.*

7 **SEC. 3. DUTY OF USERS REGARDING USE OF FEDERAL SUP-**
 8 **PLY SCHEDULES.**

9 *Section 502 of title 40, United States Code, as amend-*
 10 *ed by section 2, is further amended by adding at the end*
 11 *the following new subsection:*

12 “(f) *DUTY OF USERS REGARDING USE OF SUPPLY*
 13 *SCHEDULES.*—*All users of Federal supply schedules, in-*
 14 *cluding non-Federal users, shall use the schedules in accord-*
 15 *ance with the ordering guidance provided by the Adminis-*
 16 *trator of General Services.’”.*

17 **SEC. 4. AUTHORITY OF STATE AND LOCAL GOVERNMENTS**
 18 **TO USE SUPPLY SCHEDULES FOR CERTAIN**
 19 **GOODS AND SERVICES.**

20 *Subsection (d)(1) of section 502 of title 40, United*
 21 *States Code, is amended by inserting “, to facilitate disaster*
 22 *preparedness or response,” after “Robert T. Stafford Dis-*
 23 *aster Relief and Emergency Assistance Act (42 U.S.C. 5121*
 24 *et seq.)”.*

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