

Provisions of Title 10, U.S.C., To Be Considered for Inclusion in new Part V of Subtitle A

	A	B	C	D	E
1	CURRENT LAW		NEW PART V		
2	Sec #	Section Heading	New Chapter	New Sec #	Notes
3	CHAPTER 7--BOARDS, COUNCILS, AND COMMITTEES				
4	187	Strategic Materials Protection Board	Leave as is	[-]	
5	190	Defense Cost Accounting Standards Board	Audits & Accounting, ch 279	3849	Proposed for repeal by Panel
6					
7	CHAPTER 8—DEFENSE AGENCIES AND DEPARTMENT OF DEFENSE FIELD ACTIVITIES				
8	SUBCHAPTER I—COMMON SUPPLY AND SERVICE ACTIVITIES				
9	196	Department of Defense Test Resource Management Center	Test & Evaluation, ch 309	4173	Amended by FY19 NDAA, sec 221 & 904
10	SUBCHAPTER II—MISCELLANEOUS DEFENSE AGENCY MATTERS				
11	204	Small Business Ombudsman for defense audit agencies	Audits & Accounting, ch 279	3848	
12					
13	CHAPTER 9—DEFENSE BUDGET MATTERS				
14	235	Procurement of contract services: specification of amounts requested in budget	Budget & Approps Matters, ch 207	3137	Will terminate 12/31/2021 as part of reports term statute
15					
16	CHAPTER 131—PLANNING AND COORDINATION				
17	2202	Regulations on procurement, production, warehousing, and supply distribution functions	General Matters, ch 203	3062	Only as to procurement regs; leave rest of 2202 as is.
18	2207	Expenditure of appropriations: limitation	Prohibitions & Penalties, ch 363	4651	
19	2212	Obligations for contract services: reporting in budget object classes	Budgeting & Appropriations, ch 207	3138	

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20	2213	Limitation on acquisition of excess supplies	General Matters, ch 203	3070	Right chapter?
21	2216	Defense Modernization Account	Budgeting & Appropriations, ch 207	3136	Expires 9/30/2022 & 9/30/2025
22	2216a	Rapidly meeting urgent needs: Joint Urgent Operational Needs Fund	Repeal	[-]	Expired 9/30/2018. Repeal included in ch. 253 draft
23	2217	Comparable budgeting for common procurement weapon systems	Budgeting & Appropriations, ch 207	3135	
24	2218	National Defense Sealift Fund	Leave as is	[-]	Amended by FY19 NDAA, sec 1012 & 1013
25	2218a	National Sea-Based Deterrence Fund	Leave as is	[-]	
26	2220	Performance based management: acquisition programs	Repeal	[-]	Expired 9/30/2018
27	2222	Defense business systems: business process reengineering; enterprise architecture; management	Leave as is	[-]	
28	2223	Information technology: additional responsibilities of Chief Information Officers	Leave as is	[-]	
29	2223a	Information technology acquisition planning and oversight requirements	Acq of Information Technology, ch 345	4571	
30	2226	Contracted property and services: prompt payment of vouchers	Contract Admin, ch 361	4602	
31	2227	Electronic submission and processing of claims for contract payments	Contract Admin, ch 361	4601	
32	2229b	Comptroller General assessment of acquisition programs and initiatives	General Matters, ch 203	3072	Added by FY19NDAA, sec. 833
33					

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34	CH 134—MISC ADMIN PROVISIONS				
35	SUBCHAPTER I—MISCELLANEOUS AUTHORITIES, PROHIBITIONS, & LIMITATIONS ON THE USE OF APPROPRIATED FUNDS				
36	2249	Prohibition on use of funds for documenting economic or employment impact of certain acquisition programs	Prohibitions & Penalties, ch 363	4652	
37					
38	CH 136—PROVISIONS RELATING TO SPECIFIC PROGRAMS				
39	2283	Department of Defense small business strategy	Small business programs, ch 387	4901	Added by FY19 NDAA, sec 851
40					
41	CHAPTER 137--PROCUREMENT GENERALLY				
42	2302	Definitions.	Definitions, ch 201	3002, 3004, 3011- 3023, 3041	
43	2302a	Simplified acquisition threshold.	Simplified Acq Procedures, ch 251	3571(1), 3572(a)	
44	2302b	Implementation of simplified acquisition procedures	Simplified Acq Procedures, ch 251	3572(b)	
45	2302d	Major system: definitional threshold amounts	Definitions, ch 201; Major Systems Gen Matters, ch 321	3041(c), (d), 4202	
46	2302e	Contract authority for advanced development of initial or additional prototype units	Awarding of contracts, ch 243	3345	

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47	2303	Applicability of chapter	General Matters, ch 203	3063, 3064	
48	2304	Contracts: competition requirements	Planning and Solicitation Generally--Competition in Contracting, ch 221	3201, 3203- 3205	
49	2304a.	Task and delivery order contracts: general authority	Task & Delivery Order Contracts, ch 245	3403	FY19 NDAA amends in sec 816
50	2304b.	Task order contracts: advisory and assistance services	Task & Delivery Order Contracts, ch 245	3405	Note Ch. 41 of Title 41
51	2304c.	Task and delivery order contracts: orders.	Task & Delivery Order Contracts, ch 245	3406	
52	2304d.	Task and delivery order contracts: definitions.	Task & Delivery Order Contracts, ch 245	3401	
53	2304e.	Contracts: prohibition on competition between DoD and small businesses and certain other entities	Socioeconomic programs, ch 285	3901	
54	2305	Contracts: planning, solicitation, evaluation, and award procedures.	Awarding of contracts, ch 241	3206, 3208, 3301- 3309	Would 2305(g) fit better in ch. on Prohibitions & Penalties (ch. 363)?
55	2305a.	Design-build selection procedures.	Planning & Solicitation Generally, ch 223	3241	
56	2306	Kinds of contracts	Specific Types of Contracts, ch 242	3321- 3323	
57	2306a	Cost or pricing data: truth in negotiations	Truthful Cost or Pricing Data, ch 271	3701- 3708	
58	2306b	Multiyear contracts: acquisition of property.	Multiyear Contracts, ch 249	3501- 3511	Amended by FY19 NDAA, sec 817

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59	2306c	Multiyear contracts: acquisition of services.	Multiyear Contracts, ch 249	3531-3535	
60	2307	Contract financing.	Contract Financing, ch 277	3801 - 3807	Amended by FY19 NDAA, sec 852. Sub (g) to be transferred to Subtitle C- Navy
61	2308	Buy-to-budget acquisition: end items	General Matters, ch 203	3069	
62	2309	Allocation of appropriations.	Budgeting & Appropriations, ch 207	3134	
63	2310	Determinations and decisions	Other Admin Provisions, ch 367	4751	Sub (b) applies to 3 sections (current 2306(g)(1), 2307(d), or 2313(c)(2)(B)). Move content to those 3 secs?
64	2311	Assignment and delegation of procurement functions and responsibilities	General Matters, ch 203	3065-3067	Sec has 3 subsecs w/ different subjects; make 3 secs
65	2312	Remission of liquidated damages	Other Admin Provisions, ch 367	4752	
66	2313	Examination of records of contractor.	Contractor Audits & Acctg, ch 279	3841	
67	2313a	Defense Contract Audit Agency: annual report.	Contractor Audits & Acctg, ch 279	3847	
68	2313b	Performance of incurred cost audits	Contractor Audits & Acctg, ch 279	3842	
69	2314	Laws inapplicable to agencies named in section 2303 of this title.	General Matters, ch 203	3068(a)	
70	2315	Law inapplicable to the procurement of automatic data processing equipment & services for certain defense purposes	General Matters, ch 203	3068(b)	

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71	2316	Disclosure of identity of contractor.	Awarding of Contracts, ch 243	3344	
72	2318	Advocates for competition.	Planning & Solicitation Generally, ch 223	3249	FY19 NDAA strikes sub (a) (sec 811(d))
73	2319	Encouragement of new competitors.	Planning & Solicitation Generally, ch 223	3243	
74	2320	Rights in technical data.	Proprietary Contractor Data & Technical Data Rights, ch 275	3771-3775	
75	2321	Validation of proprietary data restrictions.	Proprietary Contractor Data & Technical Data Rights, ch 275	3781-3787	Amended by FY19 NDAA, sec 865
76	2322	Management of intellectual property matters within the Department of Defense	Proprietary Contractor Data & Technical Data Rights, ch 275	3791	Sub (b) of 2322 to be recodified in ch. 87
77	2322a	Requirement for consideration of certain matters during acquisition of noncommercial computer software	Acquisition of Information Technology, ch 345	4576	
78	2323	Contract goal for small disadvantaged businesses and certain institutions of higher education.		[-]	Expired at the end of FY09. Repealed in FY19 NDAA sec 812(a)(2)
79	2323a.	Credit for Indian contracting in meeting certain subcontracting goals for small disadvantaged businesses and certain institutions of higher education.	Socioeconomic programs, ch 285	3902	
80	2324	Allowable costs under defense contracts.	Allowable Costs, ch 273	3741-3750	
81	2325	Restructuring costs.	Allowable Costs, ch 273	3761	

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82	2326	Undefinitized contractual actions: restrictions.	Undefinitized contractual actions, ch 244	3371-3375, 3377	
83	2327	Contracts: consideration of national security objectives.	Foreign Acquisitions, ch 283	3881	
84	2328	Release of technical data under Freedom of Information Act: recovery of costs.	Proprietary Contractor Data & Technical Data Rights, ch 275	3795	
85	2329	Procurement of services: data analysis and requirements validation	Acq of Services, ch 341	4526	FY19 NDAA amends in sec 818
86	2330	Procurement of contract services: management structure	Acq of Services, ch 341	4501, 4502	
87	2330a	Procurement of services: tracking of purchases	Acq of Services, ch 341	4505	
88	2331	Procurement of services: contracts for professional and technical services.	Acq of Services, ch 341	4507	
89	2332	Share in savings contracts.		[-]	Expired at the end of FY05. Repealed in FY19 NDAA sec 812(a)(3)
90	2333	Joint policies on requirements definition, contingency program management, and contingency contracting.	Operational Contract Support, ch 209	3151-3157	
91	2334	Independent cost estimation and cost analysis	Indep Cost Estimation & Cost Analysis, ch 222	3221-3227	
92	2335	Prohibition on collection of political information.	Prohibitions & Penalties, ch 363	4659	
93	2337	Life-cycle management and product support.	Life-Cycle and Sustainment, ch 323	4324	

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94	2337a	Assessment, management and control of operating and support costs for major weapon systems	Life-Cycle and Sustainment, ch 323	4325	
95	2338	Micro-purchase threshold	Simplified Acq Procedures, ch 251	3573	Amended by FY19 NDAA, sec 821(a)
96	2339	Micro-purchase threshold for basic research programs and activities of the Department of Defense science and technology reinvention laboratories.	Repealed.	[-]	Repealed by FY19 NDAA, sec 821(c)
97	2339a	Requirements for information relating to supply chain risk	Planning & Solicitation Generally, ch 223	3252	Added by FY19 NDAA, sec 881(a). Only sub (g) of source NDAA sec repealed by 881(b); rest remains.
98					
99	CHAPTER 138—COOPERATIVE AGREEMENTS WITH NATO ALLIES AND OTHER COUNTRIES				
100	SUBCHAPTER II—OTHER COOPERATIVE AGREEMENTS				
101	2350I	Cooperative agreements for reciprocal use of test facilities: foreign countries and international organizations	R&D Centers and Facilities, ch 307	4145	
102					
103	CHAPTER 139--RESEARCH AND DEVELOPMENT				
104	2351	Availability of appropriations.	Budgeting & Appropriations, ch 207	3131	
105	2353	Contracts: acquisition, construction, or furnishing of test facilities and equipment.	R&D Centers and Facilities, ch 307	4141	Amended by FY19 NDAA, sec 2801
106	2354	Contracts: indemnification provisions.	Claims and Disputes, ch 281	3861	

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107	2357	Technology protection features activities	R&E Generally, ch 301	4009	Added by sec. 223 of FY19 NDAA (codifying sec 243 of FY11 NDAA)
108	2358	Research and development projects.	R&E Generally, ch 301	4001	
109	2358a	Authorities for certain positions at science and technology reinvention laboratories.	Dept of Defense Laboratories, ch 305	4111	
110	2359	Science and technology programs to be conducted so as to foster the transition of science and technology to higher levels of research, development, test, and evaluation.	R&E Generally, ch 301	4007	
111	2359a	Defense Research and Development Rapid Innovation Program	Innovation, ch 303	4061	Added by sec. 224 of FY19 NDAA (codifying sec 1073 of FY11 NDAA)
112	2359b	Defense Acquisition Challenge Program.	Innovation, ch 303	4062	
113	2360	Research and development laboratories: contracts for services of university students.	Dept of Defense Laboratories, ch 305	4116	
114	2361	Award of grants and contracts to colleges and universities: requirement of competition.	R&E Generally, ch 301	4015	
115	2362	Research and educational programs and activities: historically black colleges and universities and minority-serving institutions of higher education.	Socioeconomic Programs, ch 285	3906	
116	2363	Mechanisms to provide funds for defense laboratories for research and development of technologies for military missions	Dept of Defense Laboratories, ch 305	4103	
117	2364(a)	Coordination and communication of defense research activities and technology domain awareness.	R&E Generally, ch 301	4014	2364 to be divided. Sub (a) in ch. 301; sub (b) in ch. 307

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118	2364(b)	Functions of Defense research facilities	R&D Centers and Facilities, ch 307	4142	
119	2365	Global Research Watch Program.	Innovation, ch 303	4068	
120	2366	Major systems and munitions programs: survivability testing and lethality testing required before full-scale production.	Test & Evaluation, ch 309	4172	
121	2366a	Major defense acquisition programs: determination required before Milestone A approval.	Major Systems & MDAPs Generally, ch 322	4251	
122	2366b	Major defense acquisition programs: certification required before Milestone B approval.	Major Systems & MDAPs Generally, ch 322	4252	
123	2366c	Major defense acquisition programs: submissions to Congress on Milestone C.	Major Systems & MDAPs Generally, ch 322	4253	
124	2367	Use of federally funded research and development centers.	R&D Centers and Facilities, ch 307	4147	
125	2368	Centers for Science, Technology, and Engineering Partnership.	R&D Centers and Facilities, ch 307	4146	Amended by FY19 NDAA sec 231
126	2371	Research projects: transactions other than contracts and grants.	R&E Generally, ch 301	4002	
127	2371a	Cooperative research & development agreements under Stevenson-Wydler Technology Innovation Act of 1980.	R&D Centers and Facilities, ch 307	4143	
128	2371b	Authority of the Department of Defense to carry out certain prototype projects.	R&E Generally, ch 301	4003	Amended by FY19 NDAA, sec 211
129	2372	Independent research and development costs: allowable costs	Allowable Costs, ch 273	3762	
130	2372a	Bid and proposal costs: allowable costs	Allowable Costs, ch 273	3763	

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131	2373	Procurement for experimental purposes.	R&E Generally, ch 301	4004	Amended by FY19 NDAA, sec 886
132	2374	Merit-based award of grants for research and development.	R&E Generally, ch 301	4008	
133	2374a	Prizes for advanced technology achievements.	Innovation, ch 303	4064	
134					
135	CHAPTER 140—PROCUREMENT OF COMMERCIAL ITEMS				Amended thruout by FY19 NDAA, sec 836(d)
136	2375	Relationship of commercial item provisions to other provisions of law	Acq. of Commercial Products & Services, ch247	3452	Amended by FY19 NDAA, sec 837(a)
137	2376	Definitions	ditto	3451	
138	2377	Preference for acquisition of commercial items	ditto	3453(a)-(d), 3454(a)	
139	2379	Requirement for determination by Secretary of Defense and notification to Congress before procurement of major weapon systems as commercial items	ditto	3455	
140	2380	Commercial item determinations by Department of Defense	ditto	3456(a)	
141	2380a	Treatment of certain items as commercial items.	ditto	3457(a)-(b)	
142	2380b	Treatment of items purchased prior to release of prime contract requests for proposals as commercial items.	ditto	3457(c)	
143					
144	CHAPTER 141—MISCELLANEOUS PROCUREMENT PROVISIONS		<i>Retitle ch. 141 as " Misc Provisions Relating to Property " and leave current sections that do not relate to Acquisition, as specified below</i>		

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145	2381	Contracts: regulations for bids.	Planning & Solicitation Generally, ch 323	3247	
146	2383	Contractor performance of acquisition functions closely associated with inherently governmental functions.	Acq of Services, ch 341	4508	
147	2384	Supplies: identification of supplier and sources.	Other Admin Provisions, ch 367	4753	
148	2384a	Supplies: economic order quantities.	Planning & Solicitation Generally, ch 323	3242	
149	2385	Arms and ammunition: immunity from taxation.	<i>Leave in ch. 141</i>	[none]	Leave as 2385
150	2386	Copyrights, patents, designs, etc.; acquisition.	Proprietary Contractor Data & Technical Data Rights, ch 275	3794	
151	2389	Ensuring safety regarding insensitive munitions.	<i>Leave in ch. 141</i>	[none]	Leave as 2389
152	2390	Prohibition on the sale of certain defense articles from the stocks of the Department of Defense.	<i>Leave in ch. 141</i>	[none]	Leave as 2390
153	2391	Military base reuse studies and community planning assistance.	<i>Leave in ch. 141</i>	[none]	Leave as 2391
154	2392	Prohibition on use of funds to relieve economic dislocations.	Prohibitions & Penalties, ch 363	4653	
155	2393	Prohibition against doing business with certain offerors or contractors.	Prohibitions & Penalties, ch 363	4655	
156	2395	Availability of appropriations for procurement of technical military equipment and supplies.	Budgeting & Appropriations, ch 207	3132	
157	2396	Advances for pymts for compliance w/foreign laws, rent in foreign countries, tuition, public utility services, & pay & supplies of armed forces of friendly foreign countries	<i>Leave in ch. 141</i>	[none]	Leave as 2396

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158	2399	Operational test and evaluation of defense acquisition programs.	Test & Evaluation, ch 309	4171	
159	2400	Low-rate initial production of new systems.	Major Systems & MDAPs Generally, ch 322	3045, 4231	
160	2401	Requirement for authorization by law of certain contracts relating to vessels, aircraft, and combat vehicles.	Long-Term Lease or Charter, ch 257	3671-3677	
161	2401a	Lease of vehicles, equipment, vessels, and aircraft.	Long-Term Lease or Charter, ch 257	3678, 3681	
162	2402	Prohibition of contractors limiting subcontractor sales directly to the United States.	Prohibitions & Penalties, ch 363	4660	
163	2408	Prohibition on persons convicted of defense-contract related felonies and related criminal penalty on defense contractors.	Prohibitions & Penalties, ch 363	4656	
164	2409	Contractor employees: protection from reprisal for disclosure of certain information.	Contractor Workforce, ch 365	4701	
165	2410	Requests for equitable adjustment or other relief: certification.	Claims and Disputes	3862	
166	2410a	Contracts for periods crossing fiscal years: severable service contracts; leases of real or personal property.	Budgeting & Appropriations, ch 207	3133	
167	2410b	Contractor inventory accounting systems: standards.	Contractor Audits & Accounting, ch 279	3845	
168	2410d	Subcontracting plans: credit for certain purchases.	Socioeconomic Programs, ch 285	3903	
169	2410f	Debarment of persons convicted of fraudulent use of "Made in America" labels.	Prohibitions & Penalties, ch 363	4657	
170	2410g	Advance notification of contract performance outside the United States.	Contract Admin, ch 361	4604	

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171	2410i	Prohibition on contracting with entities that comply with the secondary Arab boycott of Israel.	Prohibitions & Penalties, ch 363	4658	
172	2410j	Displaced contractor employees: assistance to obtain certification and employment as teachers or employment as teachers' aides.	Contractor Workforce, ch 365	4702	
173	2410k	Defense contractors: listing of suitable employment openings with local employment service office.	Contractor Workforce, ch 365	4703	
174	2410l	Contracts for advisory and assistance services: cost comparison studies.	Acq of Services, ch 341	4509(a), (b)	
175	2410m	Retention of amounts collected from contractor during the pendency of contract dispute.	Claims and Disputes, ch 281	3863	
176	2410n	Products of Federal Prison Industries: procedural requirements.	Socioeconomic Programs, ch 285	3907	
177	2410o	Multiyear procurement authority: purchase of dinitrogen tetroxide, hydrazine, and hydrazine-related products.	Multiyear Contracts, ch 249	3551	
178	2410p	Contracts: limitations on lead system integrators.	Major Systems & MDAPs Generally, ch 322	4292(e)	
179	2410q	Multiyear contracts: purchase of electricity from renewable energy sources.	Energy Security (ch 173)	2922i	Section is a better fit in existing Ch on Energy Security
180	2410r	Contract working dogs: requirement to transfer animals to 341st Training Squadron after service life.	<i>Leave in ch. 141 and renumber</i>	2387	Move w/i ch. 141 to go after sec. 2385 (& renumber as 2387)
181	2410s	Security clearances for facilities of certain companies	<i>Leave in ch. 141 and renumber</i>	2388	Move w/i ch. 141 to go after new sec. 2387 [old 2410r] & renumber as 2388
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183	CHAPTER 142—PROCUREMENT TECHNICAL ASSISTANCE COOPERATIVE AGREEMENT PROGRAM				
184	2411	Definitions.	PTACAP, ch 388	4951(b)	
185	2412	Purposes.	PTACAP, ch 388	4951(a)	
186	2413	Cooperative agreements.	PTACAP, ch 388	4952	Amended by FY19 NDAA, sec 858(a)
187	2414	Funding.	PTACAP, ch 388	4953	Amended by FY19 NDAA, sec 858(b)
188	2415	Distribution.	PTACAP, ch 388	4954	
189	2416	Subcontractor information.	PTACAP, ch 388	4955	
190	2417	Administrative and other costs.	PTACAP, ch 388	4959	Amended by FY19 NDAA, sec 859
191	2418	Authority to provide certain types of technical assistance.	PTACAP, ch 388	4956	
192	2419	Advancing small business growth.	PTACAP, ch 388	4957	
193	2420	Regulations.	PTACAP, ch 388	4951(c)	
194					
195	CHAPTER 144—MAJOR DEFENSE ACQUISITION PROGRAMS				
196	2430	Major defense acquisition program defined.	Major systems - General Matters, ch 321	4201, 4202, 4204	2430(a) becomes 4201; 2430(b),(c) become 4202; 2430(d) becomes 4204(a)-(f)
197	2430a	Major subprograms.	Major systems - General Matters, ch 321	4203	

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198	2431	Weapons development and procurement schedules.	Major systems - General Matters, ch 321	4205	
199	2431a	Acquisition strategy.	Major Systems & MDAPs Generally, ch 322	4211	
200	2431b	Risk reduction in major defense acquisition programs and major systems.	Major Systems & MDAPs Generally, ch 322	4212	
201	2432	Selected Acquisition Reports.	Program Status-Selected Acquisition Rpts, ch 324	3046, 4351- 4358	
202	2433	Unit cost reports.	Cost Growth-UnitCost Rpts (Nunn-McCurdy), ch 325	4371- 4375	
203	2433a	Critical cost growth in major defense acquisition programs.	Cost Growth-UnitCost Rpts (Nunn-McCurdy), ch 325	4376, 4377	
204	2435	Baseline description.	Major Systems & MDAPs Generally, ch 322	4214	
205	2436	Major defense acquisition programs: incentive program for contractors to purchase capital assets manufactured in United States.	Major Systems & MDAPs Generally, ch 322	4293	
206	2437	Development of major defense acquisition programs: sustainment of system to be replaced.	Life-Cycle and Sustainment, ch 323	4321	
207	2438	Performance assessments and root cause analyses.	Major Systems & MDAPs Generally, ch 322	4273	
208	2439	Negotiation of price for technical data before development or production of major weapon systems	Major Systems & MDAPs Generally, ch 322	4326(a)	Amended in FY19 NDAA, sec 867
209	2440	Technology and industrial base plans.	Major Systems & MDAPs Generally, ch 322	4211(c) (3)	

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210	2441	Sustainment reviews.	Life-Cycle and Sustainment, ch 323	4323	
211	2442	Prohibition on use of lowest price technically acceptable source selection process	Major Systems & MDAPs Generally, ch 322	3047, 4232	
212	2443	Sustainment factors in weapon system design	Life-Cycle and Sustainment, ch 323	4328(a)-(e)	
213					
214	CHAPTER 144B—WEAPON SYSTEMS DEVELOPMENT AND RELATED MATTERS				
215	SUBCHAPTER I—MODULAR OPEN SYSTEM APPROACH IN DEVELOPMENT OF WEAPON SYSTEMS				
216	2446a.	Requirement for modular open system approach in major defense acquisition programs; definitions.	Weapon Systems Development & Related Matters, ch 327	4401	
217	2446b.	Requirement to address modular open system approach in program capabilities development and acquisition weapon system design.	ditto	4402	
218	2446c.	Requirements	ditto	4403	
219	SUBCHAPTER II—DEVELOPMENT, PROTOTYPING, & DEPLOYMENT OF WEAPON SYSTEM COMPONENTS OR TECHNOLOGY				
220	2447a.	Weapon system component or technology prototype projects: display of budget information.	Weapon Systems Development & Related Matters, ch 327	4421	
221	2447b.	Weapon system component or technology prototype projects: oversight.	ditto	4422	

Provisions of Title 10, U.S.C., To Be Considered for Inclusion in new Part V of Subtitle A

	A	B	C	D	E
1	CURRENT LAW		NEW PART V		
2	Sec #	Section Heading	New Chapter	New Sec #	Notes
222	2447c.	Requirements and limitations for weapon system component or technology prototype projects.	ditto	4423	
223	2447d.	Mechanisms to speed deployment of successful weapon system component or technology prototypes.	ditto	4424	
224	2447e.	Definition	ditto	4225	
225	SUBCHAPTER III—COST, SCHEDULE, & PERFORMANCE OF MAJOR DEFENSE ACQ PROGRAMS				
226	2448a.	Program cost, fielding, and performance goals in planning major defense acquisition programs.	Major Systems & MDAPs Generally, ch 322	4271(a), (c)	
227	2448b.	Independent technical risk assessments.	Major Systems & MDAPs Generally, ch 322	4272	
228					
229	CHAPTER 148—NAT'L DEFENSE TECHNOLOGY & INDUSTRIAL BASE, DEFENSE REINVESTMENT, & DEFENSE CONVERSION				
230	SUBCHAPTER I—DEFINITIONS				
231	2500	Definitions.	Defense Industrial Base Generally, ch 381	4801	
232	SUBCHAPTER II—POLICIES AND PLANNING				
233	2501	National security strategy for national technology and industrial base.	Policies and Planning, ch 382	4811(a), (b)	
234	2502	National Defense Technology and Industrial Base Council.	Policies & Planning, ch 382	4812	
235	2503	National defense program for analysis of the technology and industrial base.	Policies & Planning, ch 382	4813	

Provisions of Title 10, U.S.C., To Be Considered for Inclusion in new Part V of Subtitle A

	A	B	C	D	E
1	CURRENT LAW		NEW PART V		
2	Sec #	Section Heading	New Chapter	New Sec #	Notes
236	2504	Annual report to Congress.	Policies & Planning, ch 382	4814	Report requirement terminated as of 12/31/2021 by sec. 1061 of P.L. 114-328 (10 USC 111 note)
237	2505	National technology and industrial base: periodic defense capability assessments.	Policies & Planning, ch 382	4815	
238	2506	Department of Defense technology and industrial base policy guidance.	Policies & Planning, ch 382	4811(c)	Add to 2501 as a new (c)
239	2507	Data collection authority of President.	Policies & Planning, ch 382	4817	
240	2508	Industrial Base Fund	Policies & Planning, ch 382	4816	
241	SUBCHAPTER III—PROGRAMS FOR DEVELOPMENT, APPLICATION, & SUPPORT OF DUAL-USE TECHNOLOGIES				
242	2511	Defense dual-use critical technology program.	Dual-Use Technologies, ch 383	4831	
243	2514	Encouragement of technology transfer.	Dual-Use Technologies, ch 383	4832	
244	2515	Office of Technology Transition.		[-]	Repealed in FY19 NDAA, sec 811(b)
245	2517	Office for Foreign Defense Critical Technology Monitoring and Assessment.		[-]	Repealed in FY19 NDAA, sec 811(c)
246	2518	Overseas foreign critical technology monitoring and assessment financial assistance program.	Dual-Use Technologies, ch 383	4834	
247	2519	Federal Defense Laboratory Diversification Program.	Dual-Use Technologies, ch 383	4833	
248	SUBCHAPTER IV—MANUFACTURING TECHNOLOGY				

Provisions of Title 10, U.S.C., To Be Considered for Inclusion in new Part V of Subtitle A

	A	B	C	D	E
1	CURRENT LAW		NEW PART V		
2	Sec #	Section Heading	New Chapter	New Sec #	Notes
249	2521	Manufacturing Technology Program.		4841 4842	Sub (e) made a separate section
250	2522	Armament retooling and manufacturing.		4843	
251	SUBCHAPTER V—OTHER TECHNOLOGY BASE POLICIES & PROGRAMS				
252	2531	Defense memoranda of understanding and related agreements.		4851	
253	2532	Offset policy; notification.		4852	
254	2533	Determinations of public interest under chapter 83 of title 41.		4861	
255	2533a.	Requirement to buy certain articles from American sources; exceptions.		4862	Amended by FY19 NDAA, sec 837(b)
256	2533b.	Requirement to buy strategic materials critical to national security from American sources; exceptions.		4863	Amended by FY19 NDAA, sec 837(c)
257	2533c	Prohibition on acquisition of sensitive materials from non-allied foreign nations		4871	Added by FY19 NDAA, sec 871
258	2534	Miscellaneous limitations on the procurement of goods other than United States goods.		4864	Amended by FY19 NDAA, sec 844(a), eff 1 yr after DOE
259	2535	Defense Industrial Reserve.		4881	
260	2536	Award of certain contracts to entities controlled by a foreign government: prohibition.		4872	
261	2537	Improved national defense control of technology diversions overseas.		4891	
262	2538	Industrial mobilization: orders; priorities; possession of manufacturing plants; violations.		4882	

Provisions of Title 10, U.S.C., To Be Considered for Inclusion in new Part V of Subtitle A

	A	B	C	D	E
1	CURRENT LAW		NEW PART V		
2	Sec #	Section Heading	New Chapter	New Sec #	Notes
263	2539	Industrial mobilization: plants; lists.		4883	
264	2539a.	Industrial mobilization: Board on Mobilization of Industries Essential for Military Preparedness.		4884	
265	2539b.	Availability of samples, drawings, information, equipment, materials, and certain services.		4892	
266	SUBCHAPTER VI—DEFENSE EXPORT LOAN GUARANTEES				
267	2540	Establishment of loan guarantee program	Loan Guarantee Pgms, ch 389 (Subch I)	4971	
268	2540a	Transferability	Loan Guarantee Pgms, ch 389 (Subch I)	4972	
269	2540b	Limitations	Loan Guarantee Pgms, ch 389 (Subch I)	4973	
270	2540c	Fees charged and collected	Loan Guarantee Pgms, ch 389 (Subch I)	4974	
271	2540d	Definitions	Loan Guarantee Pgms, ch 389 (Subch I)	4975	
272	SUBCHAPTER VII—Critical Infrastructure Protection Loan Guarantees				
273	2541	Establishment of loan guarantee program	Loan Guarantee Pgms, ch 389 (Subch II)	4981	
274	2541a	Fees charged and collected	Loan Guarantee Pgms, ch 389 (Subch II)	4982	
275	2541b	Administration	Loan Guarantee Pgms, ch 389 (Subch II)	4983	
276	2541c	Transferability, additional Limitations, and definition	Loan Guarantee Pgms, ch 389 (Subch II)	4984	

Provisions of Title 10, U.S.C., To Be Considered for Inclusion in new Part V of Subtitle A

	A	B	C	D	E
1	CURRENT LAW		NEW PART V		
2	Sec #	Section Heading	New Chapter	New Sec #	Notes
277	2541d	Reports	Loan Guarantee Pgms, ch 389 (Subch II)	4985	
278					
279	CHAPTER 149—DEFENSE ACQUISITION SYSTEM				
280	2545	Definitions	Def Acq System, ch 205	[3100] 3001	
281	2546	Civilian management of the defense acquisition system.	Def Acq System, ch 205	3102	
282	2546a	Customer-oriented acquisition system.	Def Acq System, ch 205	3101	
283	2547(a), (c),(d)(1) & (2)	Chiefs of the armed forces: performance of certain acquisition-related functions	Def Acq System, ch 205	3103	
284	2547(b), (c),(d)(3)	Acquisition-related functions of Service chiefs: adherence to requirements in major defense acquisition programs	Major Systems & MDAPs Generally, ch 322	4274	
285	2548	Performance	Def Acq System, ch 205	3104 & 3105	2548(a)-(c) to 3104 2548(d) to 3105 2548(e) - REPEAL
286					
287	CHAPTER 159—REAL PROPERTY; RELATED PERSONAL PROP; & LEASE OF NON-EXCESS PROP				
288	2681	Use of test and evaluation installations by commercial entities	R&D Centers and Facilities, ch 307	4144	

Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
3	124 note	FY90 NDAA, P. L. 101-189, §1205, Nov. 29, 1989	Research and Development [DARPA, drug detection]		Leave as is	[-]	
4	133a note	FY13 NDAA, PL 112-239, §904(h)(1), (2), Jan. 2, 2013	Reports to Congress on Failure To Comply With Recommendations	Enacted in 2013. Required annual reports for FY13 thru FY18 relating to decisions to proceed with testing phases for MDAPs notwithstanding decision of DASD for Developmental T&E	Repeal	[-]	Repeal (h)(1) & (2); [Leave (3), which appears to be ongoing]
5	139 note	FY19 NDAA, P.L. 115-232, §887(b), Aug 13, 2018	Access by developmental and operational testing activities to data regarding modeling and simulation activity		Test & Evaluation, ch 309	4176	From FY2019 NDAA
6	139 note	FY07 NDAA, P.L. 109-364, §231(b)(e), Oct. 7, 2006	Review And Revision Of Policies And Practices On Test And Evaluation; Inclusion In Strategic Plan; Report		Leave as is	[-]	
7	144 note	FY13 NDAA P.L. 112-239, §1611, Jan 2, 2013	Role of the Directors of Small Business Programs in acquisition processes of the Department of Defense		Small Business, ch 387	4904	
8	195 note	FY98 NDAA, P.L. 105-85, §387(c), Nov. 18, 1997	Authority to Procure Services From Government Publishing Office	Enacted in 1997 – allowed DOD to obtain printing services directly from GPO rather than the Defense Automated Printing Service	Acq from Other Agencies, ch 255	3654	
9	1701 note	FY08 NDAA, P.L. 110-181, §231, Jan 28, 2008	Coordination of Human Systems Integration Activities Related to Acquisition Programs	NOT a personnel program, but an Acq. Matter. Probably mis-located in Code.	General Matters, ch 203	3068	Amended by FY19 NDAA to strike (b)-(d). Sub (a) not touched.
10	2216a note	FY12 NDAA, P.L. 112-81, §846(b), Dec. 31, 2011	Limitation on commencement of expenditures from Fund [JUON]	Made authority under 10 USC 2216a contingent on submission of a certain certification	Repeal	[-]	Certification was submitted Aug 21, 2013. Repeal included in ch. 253 draft.
11	2222 note	FY18 NDAA, P.L. 115-91, §911, Dec. 12, 2017	Policy on treatment of defense business system data related to business operations and management		Leave as is	[-]	
12	2222 note	FY18 NDAA, P.L. 115-91, §1003, Dec. 12, 2017	Improper payment matters		Leave as is	[-]	
13	2222 note	FY16 NDAA P.L. 114-92, §217, Nov. 25, 2015	Science and Technology Activities to Support Business Systems Information Technology Acquisition Programs	Originally classified as 2245a note; reclassified to 2222 note upon repeal of 2245a	Leave as is	[-]	Amended by FY19 NDAA sec 1081(f)(1)(A)(v)
14	2223 note	FY18 NDAA, P.L. 115-91, §875, Dec. 12, 2017	Pilot program for open source software		Acq of Inf Tech, ch 345	4578	
15	2223a note	FY18 NDAA, P.L. 115-91, §873, Dec. 12, 2017 And FY19 NDAA, sec 869	Pilot program to use agile or iterative development methods to tailor major software-intensive warfighting systems and defense business systems		Leave as is	[-]	Pilot pgm, ends on 9/30/2023; Amended by FY19 NDAA, sec 869(e).
16	2223a note	FY16 NDAA, P.L. 114-92, §883(e), Nov 25, 2015	Guidance on Acquisition of Business Systems		Acq of Inf Tech, ch 345	4572	Section is cited in 10 USC 2441c

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
17	2223a note	FY16 NDAA, P.L. 114-92, §1645(a), Nov 25, 2015	Designation of MilDep Entity Responsible for Acq of Critical Cyber Capabilities		Acq of Inf Tech, ch 345	4574	
18	2223a note	FY15 NDAA, P.L. 113-291, §801, Dec 19, 2014	Modular Open Systems Approaches in Acquisition Programs	Enacted in Dec 2014 – required DOD to develop a plan on standards and architectures for open systems; required submission of plan to Congress by 2016. All deadlinies have passed.	Leave as is	[-]	Recommended for repeal by 809 Panel
19	2223a note	FY15 NDAA, P.L. 113-291, §854, Dec 19, 2014	Operational metrics for Joint Information Environment and supporting activities		Leave As IS	[-]	
20	2223a note	FY14 NDAA, P.L. 113-66, §938, Dec 26, 2013	Supervision of the Acquisition of Cloud Computing Capabilities	Enacted in Dec 2013 – required the SecDef (through AT&L) to supervise and review certain elements of the acquisition of cloud computing capabilities. Implementation deadline has passed.	Acq of Inf Tech, ch 345	4575	Recommended for repeal by 809 Panel.
21	2223a note	FY12 NDAA, P.L. 112-81, §2867, Dec 31, 2011	Data Servers and Centers	Enacted in Dec 2011 – prohibited use of funds for a data server farm or data server centers unless approved by CIO and performance plan was in place; by 2012, required submission of a defense wide plan to congressional defense committees	Acq of Inf Tech, ch 345	4579	Recommended for repeal by 809 Panel
22	2223a note	FY11 NDAA, P.L. 111-383, §215, Jan 7, 2011	Demonstration & Pilot Projects on Cybersecurity	Enacted in Jan 2011 – authorized demonstration projects to assess feasibility and advisability of using various business models to identify innovative commercial technologies to address cybersecurity requirements; required annual reports to be submitted to Congress with budget submission	Acq of Inf Tech, ch 345	4581	Recommended for repeal by 809 Panel
23	2223a note	FY08 NDAA, P.L. 110-181, §881, Jan 28, 2008	Clearinghouse for Rapid Identification & Dissemination of Commercial Info Technologies	Enacted in Jan 2008 – required establishment of a clearinghouse (within 180 days) to assess & set priorities for significant IT needs of DOD using readily available IT (w/ emphasis on COTS); required rpt to cong def comms by 2008	Acq of Inf Tech, ch 345	4580	Recommended for repeal by 809 Panel
24	2241 note	FY99 APPROP ACT, P.L. 105-262, §8118, Oct. 17, 1998	Funds Prohibited for Contracts With Persons Convicted of Unlawful Manufacture or Sale of Congressional Medals of Honor		Prohibitions & Penalties, cj 363	4654	Permanent Appropriations General Provision
25	2283 note	FY19 NDAA, P.L. 115-232, §851(b)(2), Aug. 13, 2018	Notice to Congress (b)(2)(A) and Publication (b)(2)(B)	Requirement to publish on DoD website would be codified (b)(2)(B). Rqmnt to transmit to Congress is one- time reqmnt & will be repealed as OBE.	Small Business, ch 387	4901(f)	
26	2302 note	FY19 NDAA, P.L. 115-232, §843, Aug. 13, 2018	Pilot program to test machine-vision technologies to determine the authenticity and security of microelectronic parts in weapon systems	Requirement to publish on DoD website would be codified (b)(2)(B). Rqmnt to transmit to Congress is one- time reqmnt & will be repealed as OBE.	Leave as is	[-]	Pilot program terminates 12/31/2020

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
27	2302 note	FY18 NDAA, P.L. 115-91, §142, Dec. 12, 2017	Authority for explosive ordnance disposal units to acquire new or emerging technologies and capabilities		Planning & Solic: Specific types of acq, ch 225	3273	
28	2302 note	FY18 NDAA, P.L. 115-91, §334, Dec. 12, 2017	Annual report on military working dogs used by the Department of Defense		Planning & Solic: specific types of acq, ch 225	3283	Sub (c) is a report req. Sub (a) & sub (b) are policy matters
29	2302 note	FY18 NDAA, P.L. 115-91, §801	Statements of purpose for Department of Defense acquisition		General Matters, ch 203	3061	
30	2302 note	FY18 NDAA, P.L. 115-91, §807, Dec. 12, 2017	Process for enhanced supply chain scrutiny		Planning & Solic Generally, ch 223	3251	
31	2302 note	FY18 NDAA, P.L. 115-91, §868, Dec. 12, 2017	Prototype projects to digitize defense acquisition regulations, policies, and guidance, and empower user tailoring of acquisition process		Def Acq System, ch 205	3108	
32	2302 note	FY18 NDAA, P.L. 115-91, §874, Dec. 12, 2017	Software development pilot program using agile best practices	Limited to 4-8 software development activities w/i DoD	Leave as is	[-]	Leave as is. Applicable to a max of 8 software development pgms
33	2302 note	FY18 NDAA, P.L. 115-91, §886, Dec. 12, 2017	Development of Procurement Administrative Lead Time		Awarding of Contracts, ch 243	3341	
34	2302 note	FY18 NDAA, P.L. 115-91, §913, Dec. 12, 2017	Establishment of set of activities that use data analysis, measurement, and other evaluation-related methods to improve acquisition program outcomes		Def Acq System, ch 205	3109	
35	2302 note	FY18 NDAA, P.L. 115-91, §1628, Dec. 12, 2017	Requirements relating to multi-use sensitive compartmented information facilities		[DoD Intel Matters, ch. 21]	428a	Applies to small business concerns & nontraditional defense contractors Codify in Ch. 21.
36	2302 note	FY18 NDAA, P.L. 115-91, §1696, Dec. 12, 2017	Pilot program on enhancing information sharing for security of supply chain	Required SecDef to establish pilot program by June 2019 for cleared defense contractors to ensure all source information is appropriately shared for the purpose of ensuring the security or integrity of the supply chain of covered programs; report required by March 2018.	Leave as is	[-]	
37	2302 note	FY18 NDAA, P.L. 115-91, §1698, Dec. 12, 2017	Use of commercial items in Distributed Common Ground Systems		Planning & Solic: Specific types of acq, ch 225	3282	
38	2302 note	FY17 NDAA P.L. 114-328, §231, Dec. 23, 2016	Strategy for Assured Access to Trusted Microelectronics		Planning & Solic: Specific types of acq, ch 225	3275	

Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
39	2302 note	FY17 NDAA, P.L. 114-328, §814(a), Dec 23, 2016	Procurement of Personal Protective Equipment	Enacted in Dec 2016 – required revision of DFARS (within 90 days) to prohibit reverse auctions and LPTA if quality level would result in casualties; established pref for best value contracting methods	Specific types of contracts, ch 258	3683	
40	2302 note	FY17 NDAA P.L. 114-328, §836, Dec. 23, 2016	Contract Closeout Authority		Contract Administration, 361	4608	Sec. 824 of FY18 NDAA made this section permanent
41	2302 note	FY17 NDAA, P.L. 114-328, §854, Dec 23, 2016	Key Performance Parameter Reduction Pilot Program	Enacted in Dec 2016 – allows SecDef to carry out pilot program to reduce performance measurements for an acquisition program (to no more than 3); no sunset date	Leave as is	[-]	
42	2302 note	FY17 NDAA P.L. 114-328, §879, Dec. 23, 2016	Defense Pilot Program for Authority to Acquire Innovative Commercial Items, Technologies, and Services Using General Solic Competitive Procedures		Acq of Commercial Items, ch 247	3460	Pilot pgm thru 9/30/22 Amended FY19 NDAA, sec 836(f)(9), Effective 1/1/20
43	2302 note	FY17 NDAA P.L. 114-328, §883, Dec. 23, 2016	Pilot Program for Distribution Support and Services for Weapon Systems Contractors		Major systems & MDAPs Generally, ch 322	4294	Pilot pgm thru 12/23/22
44	2302 note	FY17 NDAA P.L. 114-328, §884, Dec. 23, 2016	Nontraditional and Small Contractor Innovation Prototyping Program		Leave as is	[-]	Pilot pgm thru 9/30/26; amended by sec 865 of FY18 NDAA; leave as is
45	2302 note	FY17 NDAA P.L. 114-328, sec 898, Dec 23, 2016	Establishment of Panel on DOD & AbilityOne Contracting Oversight	Enacted 12/16 – requires SecDef to establish a panel (supported by DAU & NDU) to review implementation of IG recommendations (2016), review vet empl. opportunities & recommend reg or statute changes to improve pgm. Expires 9/2020	Leave as is	[-]	Leave as is. Ongoing panel, with sunset 9/30/2020
46	2302 note	FY17 NDAA P.L. 114-328, §899A(a)-(e), Dec. 23, 2016	Enhanced Authority To Acquire Products And Services Produced In Africa In Support Of Certain Activities		Foreign Acq., ch 283	3882	
47	2302 note	FY16 NDAA, P.L. 114-92, §804, Nov. 25, 2015	Middle Tier of Acquisition for Rapid Prototyping and Rapid Fielding		Rapid Acq, ch 253	3611-3613	Amended by sec 866 of FY18 NDAA
48	2302 note	FY16 NDAA P.L. 114-92, §805, Nov 25, 2015	Use of Alternative Acquisition Paths to Acquire Critical National Security Capabilities		Rapid Acq, ch 253	3622	
49	2302 note	FY16 NDAA P.L. 114-92, §806, Nov 25, 2015	Secretary of Defense Waiver of Acquisition Laws To Acquire Vital National Security Capabilities		Rapid Acq, ch 253	3623	
50	2302 note	FY16 NDAA, P.L. 114-92, §881, Nov 25, 2015	Consideration of Potential Program Cost Increases and Schedule Delays Resulting from Oversight of Defense Acquisition Programs	Enacted in Nov 2015 – broad statement to ensure that policies, procedures & activities of defense acquisition oversight do not result in unnecessary increased costs or schedule delays	Contract Admin, ch 361	4605	Recommended for repeal by 809 Panel. Amended by FY19 NDAA, sec 1081(f)(1)(A)(iv)

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
51	2302 note	FY15 NDAA P.L. 113-291, §§841-843, Dec. 19, 2014	Prohibition on Contracting With the Enemy	Sunset 12/31/2021 after amendment by FY19 NDAA, sec. 872	Foreign Acquisitions, ch 283	3891 - 3893	Amended by FY19 NDAA, sec 872
52	2302 note	FY15 NDAA P.L. 113-291, §851	Rapid Acquisition and Deployment Procedures for United States Special Operations Command		Rapid Acq, ch 253	3625	
53	2302 note	FY15 NDAA P.L. 113-291, §852	Consideration Of Corrosion Control In Preliminary Design Review		Planning & Solic: Specific types of acq, ch 225	3274	
54	2302 note	FY13 NDAA, P.L. 112-239, §843, Jan. 2, 2013	Responsibility Within Department of Defense for Operational Contract Support	Enacted in Jan 2013 – required development and issuance of guidance (within one year) regarding chain of authority for policy, planning & execution of operational contract support	Operational Contract Support, ch 209	3172	
55	2302 note	FY13 NDAA, P.L. 112-239, §844, Jan. 2, 2013	Data Collection on Contract Support for Future Overseas Contingency Operations Involving Combat Operations	Enacted in Jan 2013 – required DOD, State & USAID to issue guidance (within one year) on data collection of contract support (including total number and value of contracts) for future operations outside the US that involve combat operations; GAO report to be submitted to relevant committees within 2 years	LEAVE AS IS	[-]	Applies to DOS & USAID as well as DoD
56	2302 note	FY13 NDAA P.L. 112-239, §846	Requirements for Risk Assessments Related to Contractor Performance		LEAVE AS IS	[-]	Applies to DOS & USAID as well as DoD
57	2302 note	FY12 NDAA P.L. 112-81, §368, Dec. 31, 2011	Procurement of Tents or Other Temporary Structures		Awarding of Contracts, 243	3348	Still needed in statute?
58	2302 note	FY12 NDAA P.L. 112-81, §806	Inclusion Of Data On Contractor Performance In Past Performance Databases For Source Selection Decisions		Awarding of Contracts, ch 243	3346	"Delete (e)".
59	2302 note	FY12 NDAA P.L. 112-81, §818(a)-(f)	Detection and Avoidance of Counterfeit Electronic Parts		DIB chapters	4893	Broader than IT. Note (d) applies to DHS. Sub (g) repealed in FY19 NDAA, sec 812(b)(5)
60	2302 note	FY12 NDAA P.L. 112-81, §844(a), (b)	Competition and Review of Contracts For Property or Services in Support of a Contingency Operation		Operational Contract Support, ch 209	3171	
61	2302 note	FY12 NDAA P.L. 112-81, §845(c), Dec. 31, 2011		Authority in other statute made contingent on submission of a specified certification	Repeal	[-]	Repeal as part of ch. on Rapid Acq or separately
62	2302 note	FY11 NDAA, P.L. 111-383, §127, Jan. 7, 2011	Contracts for Commercial Imaging Satellite Capacities	Enacted in Jan 2011 – required that commercial imaging contracts (after Dec 31, 2010) have an imaging telescope with an aperture not less than 1.5 meters	[Ch 135, Space Pgms (outside Part V)]	2277	Recommended for repeal by 809 Panel

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
63	2302 note	FY11 NDAA P.L. 111-383, §804(b)(1)-(3)	Discriminating Urgent Operational Needs From Traditional Requirements		Rapid Acq, ch 253	3621	Reference here is only to sec 804(b)(1)-(3) - what about (a)? Was review done?
64	2302 note	FY11 NDAA P.L. 111-383, §831(b), 832(b)	Contracts in Iraq and Afghanistan and private security contracts in areas of other significant military operations	Deadline for new regs; effective date. Deadline for a specified determination. Both OBE.	Repeal	[-]	
65	2302 note	FY11 NDAA P.L. 111-383, §833	Standards and Certification for Private Security Contractors		Acq of Services of Private Security Contractors, ch 343	4542	
66	2302 note	FY11 NDAA P.L. 111-383, §866	Pilot Program on Acquisition of Military Purpose Nondevelopmental Items		Leave as is	[-]	Pilot pgm thru 12/31/19. Leave as is due to pending expiration
67	2302 note	FY11 NDAA P.L. 111-383, §893(a)-(g)	Contractor Business Systems		Contractor Audits and Accounting, ch 279	3844	Amended in FY19 NDAA, sec 824
68	2302 note	FY11 NDAA P.L. 111-383, §893(h)	Defense Contract Audit Agency: legal resources and expertise		Contractor Audits and Accounting, ch 279	3846	
69	2302 note	WSARA P.L. 111-23, §201(a), May 22, 2009	Consideration of Trade-Offs Among Cost, Schedule and Performance Objectives In DoD Acq Programs		Def Acq System, ch 205	3107	
70	2302 note	WSARA P.L. 111-23, §301, May 22, 2009	Awards for Department of Defense Personnel For Excellence in the Acquisition of Products And Services		Other Admin Provisions, ch 367	4755	Better in ch on Acq Workforce?
71	2302 note	FY09 NDAA P.L. 110-417, §254, Oct. 14, 2008	Trusted Defense Systems [supply chain for electronics]		Leave as is	[-]	Can't tell if (a), (b), & (c) are ongoing or not
72	2302 note	FY09 NDAA P.L. 110-417, §358, Oct. 14, 2008	Increase of Domestic Breeding of Military Working Dogs Used by the Department of Defense		Repeal	[-]	Repeal as superseded by sec 334 of FY18 NDAA (above)
73	2302 note	FY09 NDAA P.L. 110-417, §884, Oct. 14, 2008	Motor Carrier Fuel Surcharges		Contract Administration, ch 361	4609	Delete (d)
74	2302 note	FY08 NDAA P.L. 110-181, §842, Jan 28, 2008	Investigation of waste, fraud, and abuse in wartime contracts and contracting processes in Iraq and Afghanistan		Leave as is	[-]	Specific to Iraq and Afghanistan
75	2302 note	FY11 NDAA P.L. 111-383, §831(b), Jan 7, 2011			Repeal	[-]	Deadline for new regs required by 831(a); effective date. OBE

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
76	2302 note	FY11 NDAA P.L. 111-383, §832(b), Jan 7, 2011	Contracts in Iraq and Afghanistan and private security contracts in areas of other significant military operations	These 8 sections are set out in the Code as a single "note", under the single heading immediately to the left	Repeal	[-]	Deadline for a specified determination. OBE
77	2302 note	FY09 NDAA P. L. 110-417, §854(b), Oct. 14, 2008			Leave as is	[-]	Applicability of amendments to current & future contracts . Appears OBE, but perhaps not.
78	2302 note	FY09 NDAA P. L. 110-417, §854(c), Oct. 14, 2008			Leave as is	[-]	Ongoing requirement relating to 861(b)(6) (below)
79	2302 note	FY08 NDAA P.L. 110-181, §861, Jan 28, 2008			Leave as is	[-]	Specific to Iraq and Afghanistan
80	2302 note	FY08 NDAA P.L. 110-181, §862, Jan 28, 2008			Acq of Services of Private Security Contractors, ch 343	4541, 4543- 4547	Contractors performing private security functions in areas of combat operations or other significant military operations
81	2302 note	FY08 NDAA P.L. 110-181, §863, Jan 28, 2008			Repeal	[-]	Repeal. Annual Joint Report on Contracting in Iraq And Afghanistan. Last report was due Feb. 1, 2015, per sub (e).
82	2302 note	FY08 NDAA P.L. 110-181, §864, Jan 28, 2008			Acq of Services of Private Security Contractors, ch 343	4548, 4549	Definitions & other matters for 861-863. Codify for 862; also leave as is rather than repeal for 861 & 8663
83	2302 note	FY08 NDAA P.L. 110-181, §886			Enhanced authority to acquire products and services produced in Afghanistan	Leave as is	[-]
84	2302 note	FY08 NDAA P.L. 110-181, §890	Prevention of Export Control Violations	Planning & Solic Generally, ch 223	3253	Delete (c)	
85	2302 note	FY07 NDAA P.L. 109-364, §130(a)-(c), Oct. 17, 2006	Quality Control in Procurement of Ship Critical Safety Items and Related Services	Planning & Solic; particular items, ch 225	3272	Have regs been written?	
86	2302 note	FY07 NDAA P.L. 109-364, §812, Oct. 17, 200	Pilot Program on Time-Certain Development in Acquisition of Major Weapon Systems	Leave As Is	[-]	Recommended for repeal by 809 Panel. Pilot pgm; max 6 systems, only before 9/30/12	
87	2302 note	FY10 NDAA P.L. 111-84, §823, Oct 28, 2009		Contract Administration, ch 361	4607		

**Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
88	2302 note	FY09 DoD APPROP P. L. 110-329, div. C, §8105, Sept. 30, 2008	Linking of Award and Incentive Fees to Acquisition Outcomes	These 3 sections are set out in the Code as a single "note", under a single heading.	Contract Administration, ch 361	4606(c)	Permanent Appropriations General Provision
89	2302 note	FY07 NDAA P. L. 109-364, §814, Oct. 17, 2006			Contract Administration, ch 361	4606(a), (b)	Sub (c) is a report req that appears to be OBE; not proposed for codification
90	2302 note	FY07 NDAA P.L. 109-364, §832, Oct. 17, 2006	Limitation on Contracts for the Acquisition of Certain Services [for Flight Simulators]		Acq of Services, ch 341	4514	
91	2302 note	FY06 NDAA, P.L. 109-163, §806, Jan. 6, 2006	Congressional Notification of Cancellation of Major Automated Information Systems	Enacted in Jan 2006 – required notification to congressional defense committees not less than 60 days before cancelling (or making a change to) a fielded (or approved to be fielded) major automated information system.	Major systems & MDAPs Generally, ch 322	4218	Recommended for repeal by 809 Panel
92	2302 note	FY06 NDAA, P.L. 109-163, §817, Jan. 6, 2006	Joint Policy on Contingency Contracting	Enacted in Jan 2006 – required development of joint policy (within one year) for contingency contracting during combat operations and post operations; required submission of interim and final reports to SASC/HASC	Repeal	[-]	Recommended for repeal by 809 Panel. Seems to have been entirely superseded by 10 USC 2333, enacted in next NDAA.
93	2302 note	FY06 NDAA P.L. 109-163, §1211, Jan. 6, 2006	Prohibition on Procurements From Communist Chinese Military Companies		Foreign Acquisitions, ch 283	3883	
94	2302 note	FY05 NDAA, P.L. 108-375, §802, Oct. 28, 2004	Internal Controls for Department of Defense Procurements Through GSA Client Support Centers	Enacted in Oct 28, 2004 – required DOD IG and GSA IG joint review (by March 2005) of policies, procedures and internal controls of GSA client support centers to ensure compliance with DOD procurement requirements	Leave As Is	[-]	
95	2302 note	FY04 NDAA P.L. 108-136, §802(a)-(c)	Quality Control in Procurement of Aviation Critical Safety Items and Related Services		Planning & Solic; particular items, ch 225	3271	Have regs been written?
96	2302 note	FY04 NDAA, P.L. 108-136, §805(a), Nov. 24, 2003	Competitive Award of Contracts for Reconstruction Activities in Iraq	Enacted in Nov 2003 – broad statement requiring DOD to comply with chapter 137 and other applicable procurement laws (including full and open competition) and regulations in awarding contracts for reconstruction activities in Iraq	Leave As Is	[-]	Recommended for repeal by 809 Panel
97	2302 note	FY04 NDAA P.L. 108-136, §853, FY19 NDAA, P.L. 115-232, sec 888	Demonstration Project for Contractors Employing Persons With Disabilities	2 sections under one header in the USC note.	Socioeconomic Programs, ch 285	3904	Sec 888 of FY19 NDAA requires DoD to update the DFARS RE sec 853
98	2302 note	FY04 NDAA P.L. 108-136, §1602	Procurement Of Defense Biomedical Countermeasures		Leave as is	[-]	Not really a contracting issue

**Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
99	2302 note	FY03 NDAA P.L. 107-314, §314, Dec. 2, 2002	Procurement Of Environmentally Preferable Procurement Items		Planning & Solic: Specific types of acq, ch 225	3278	Delete (c)
100	2302 note	FY03 NDAA P.L. 107-314, §804	Improvement of Software Acquisition Procoesses		Acq of IT, ch 345	4577	Still needed in statute? status of program?
101	2302 note	FY03 NDAA P.L. 107-314, §806	Rapid Acquisition And Deployment Procedures	These 3 sections are set out in the Code as a single "note", under a single heading.	Rapid Acq, ch 253	3601 - 3606	
102	2302 note	FY18 DoD Approps Act, §8070, Div C of P.L. 115-141, Mar 23, 2018			Rapid Acq, ch 253	3602(d)(7)	Perm Approps section
103	2302 note	FY12 NDAA P.L. 112-81, §845(c), Dec. 31, 2011			Repeal	[-]	Certification was submitted Aug 21, 2013. Repeal as part of ch. 253 draft.
104	2302 note	FY02 NDAA P.L. 107-107, §318, Dec. 28, 2001	Procurement Of Alternative Fueled And Hybrid Light Duty Trucks		Contracting With or Through Agencies, ch 255	3653	
105	2302 note	FY01 NDAA P.L. 106-398, §821, Oct. 30, 2000	Improvements in Procurements of Services	This section has 3 subsections with different subjects	Acq. of services, ch 341	4510- 4512	Amended FY19 NDAA, sec 836(f)(2), Effective 1/1/20
106	2302 note	FY00 NDAA P.L. 106-65, §812(a)-(c), (e), Oct. 5, 1999	Program to Increase Business Innovation in Defense Acquisition Programs		Innovation, ch 303	4065	
107	2302 note	FY96 NDAA P.L. 104-106, §822, Feb. 10, 1996	Defense Facility-Wide Pilot Program	Applies at max of 2 facilities and only for contracts entered into before 9/30/2000. Note (b)(2) & (h)(2)	Repeal	[-]	On 10/31/18, in response to 809 inquiry, DoD provided the following: "This does not appear to be a candidate for codification in the reorganization project particularly given the provision limitation of contracts entered before 30 Sep 2000."
108	2302 note	FY93 NDAA, P.L. 102-484, §326, Oct. 23, 1992	Elimination of Use of Class I Ozone-Depleting Substances in Certain Military Procurement Contracts	Enacted in Oct 1992 – prohibited inclusion in any contract (after June 1993) of any specification requiring use of Class I Ozone depleting substances; required submission of reports to SASC/HASC for a specified period	Leave as is	[-]	Recommended for repeal by 809 Panel
109	2302 note	FY92 NDAA P.L. 102-190, §806, Dec. 5, 1991	Payment Protections for Subcontractors and Suppliers		Contract Administration, ch 361	4603	Amended FY19 NDAA, sec 836(f)(1), Effective 1/1/20
110	2302 note	FY91 NDAA P.L. 101-510, §831, Nov. 5, 1990	Mentor-Protege Pilot Program		Leave as is	[-]	Auth for new agreements expired 9/30/18. Auth to carry out agreements expires 9/30/21.

**Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
111	2302 note	FY86 DoD Auth, P.L. 99-145, §913, Nov. 8, 1985	Minimum Percentage Of Competitive Procurements	Enacted in Nov 1985 – required SecDef to establish a goal for a certain percentage of competitive procurements	Planning & Solicitation Generally, ch 221	3209	Recommended for repeal by 809 Panel
112	2302 note	FY85 NDAA P.L. 98-525, §1202, Oct. 19, 1984	Defense Procurement Reform: Congressional Findings and Policy		Leave as is	[-]	35 years old. Still needed in statute?
113	2304 note	FY18 NDAA, P.L. 115-91, §827, Dec. 12, 2017	Pilot program on payment of costs for denied Government Accountability Office bid protests		Claims and Disputes, ch 281	3864	Pilot pgm from 12/12/19 thru 12/12/22
114	2304 note	FY18 NDAA, P.L. 115-91, §1710, Dec. 12, 2017	Pilot program for streamlined technology transition from the SBIR and STTR programs of the Department of Defense		Small Business, ch 387	4921-4922	Pilot pgm - ends 09/30/23
115	2304 note	FY16 DoD APPROP Act, P.L. 114-113, div. C, §8039, Dec. 18, 2015	Contracts for Studies, Analysis, or Consulting Services Entered into Without Competition on the Basis of an Unsolicited Proposal		Acq. of services, ch 341	4513	Permanent Appropriation General Provision
116	2304 note	FY16 NDAA, P.L. 114-92, §895, Nov 25, 2015	Mitigating Potential Unfair Advantage for Technical Advisors	Enacted in Nov 2015 – required AT&L review of guidance (within 180 days) to mitigate potential unfair competitive advantages of technical advisors	Other Administrative Matters, ch 367	4756	Recommended for repeal by 809 Panel
117	2304 note	FY16 NDAA P.L. 114-92, §898, Nov. 25, 2015	Competition for Religious Services Contracts		Acq. of services, ch 341	4515	
118	2304 note	FY15 NDAA P.L. 113-291, §824	Matters Relating To Reverse Auctions		Planning & Solic Generally, ch 223	3248	
119	2304 note	FY14 NDAA P.L. 112-239, §802, Jan. 2, 2013	Review and Justification of Pass-Through Contracts		Leave as is	[-]	Applies to DOS & AID as well as DoD
120	2304 note	FY11 NDAA P.L. 111-383, §806, Jan. 7, 2011	Requirements for Information Relating to Supply Chain Risk		Repeal	[-]	Sec 881(a) of FY19 NDAA codified this section as a new 10 USC 2339a. It repealed sub (g), sunset, but did NOT repeal the rest.
121	2304 note	FY10 NDAA P.L. 111-84, §820	Publication of Notification of Bundling of Contracts of the Department Of Defense		Planning & Solic Generally, ch 223	3250	
122	2304 note	FY09 NDAA P.L. 110-417, §143, Oct. 14, 2008	Small Arms Acquisition Strategy and Requirements Review		Planning & Solic: Specific types of acq, ch 225	3281	Still needed in statute? Was rpt in (a) submitted?
123	2304 note	FY09 NDAA P.L. 110-417, §802, Oct. 14, 2008	Implementation of statutory requirements regarding the national technology and industrial base		REPEALED	[-]	Repealed in FY2019 NDAA, sec. 812(b)(11)
124	2304 note	FY09 NDAA P.L. 110-417, §804(a)-(c), Oct. 14, 2008, 122 Stat. 4519	Internal Controls for Procurements On Behalf of the Department Of Defense by Certain Non-Defense Agencies	With 3 other sections with same heading, all under the same "note" header under 2304. See FY08, FY07, & FY06 sections w/ same heading.	Leave As Is	[-]	

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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
125	2304 note	FY08 NDAA P.L. 110-181, §801, Jan. 28, 2008	Internal Controls for Procurements On Behalf of the Department Of Defense by Certain Non-Defense Agencies	ditto	Leave As Is	[-]	
126	2304 note	FY08 NDAA P.L. 110-181, §821, Jan. 28, 2008	Plan for Restricting Government-Unique Contract Clauses on Commercial Contracts		Commercial Products, ch 247	3452(g)	Recommended for repeal by 809 Panel. Amended FY19 NDAA, sec 836(f)(3), Effective 1/1/20
127	2304 note	FY08 NDAA, P.L. 110-181, §885 Jan 28, 2008	Telephone Services for Military Personnel Serving in Combat Zones	Enacted in January 2008 – required SecDef to use competitive procedures for procuring telephone services for MWR purposes; applies to all contracts after 2008	[MWR chapter, ch. 147, NOT in new Part V]	2496	
128	2304 note	FY08 NDAA, P.L. 110-181, §892 Jan 28, 2008	Competition for Procurement of Small Arms Supplied to Iraq and Afghanistan	Enacted in January 2008 – required SecDef to ensure that full and open competition is used for the purchase of small arms in Iraq and Afghanistan	Leave as is	[-]	Leave as is, as country-specific
129	2304 note	FY07 NDAA, P.L. 109-364, §813, Oct. 17, 2006	Panel on Contracting Integrity	Enacted in Oct 2006 – required SecDef to establish a contracting integrity panel & recommend changes to laws, regulations to eliminate areas of vulnerability for waste, fraud & abuse; required submission of annual report to cong. def comms. Panel ceased operations on 12/31/2011.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(12)
130	2304 note	FY07 NDAA P.L. 109-364, §817, Oct. 17, 2006	Internal Controls for Procurements On Behalf of the Department Of Defense by Certain Non-Defense Agencies	See comment above for FY09 sec. with same heading	Leave As Is	[-]	
131	2304 note	FY06 NDAA P.L. 109-163, §811	Internal Controls for Procurements on Behalf of the Department Of Defense by Certain Non-Defense Agencies	See comment above for FY09 sec. with same heading	Leave As Is	[-]	
132	2304 note	FY07 DoD APPROP Act, P.L. 109-289, §8048	Employment of State Residents In States Having Unemployment Rate In Excess Of National Average		Contractor workforce, ch 365	4704	Permanent Appropriation General Provision
133	2304 note	FY05 NDAA P.L. 108-375, §851, Oct. 28, 2004	Review and Demonstration Project Relating To Contractor Employees	Enacted Oct 2004. Relates to status of contract personnel as lawful residents or persons authorized to be employed in the U.S.	Leave as is	[-]	On 11/20/18, DoD said that DoD submitted both an interim and a final report. Inference was that the demonstrator project is over. Not expressly stated that project is no longer ongoing
134	2304 note	FY05 NDAA P.L. 108-375, §854	Defense Procurements Made Through Contracts Of Other Agencies		Contracting With or Through Agencies, ch 255	3651	Delete (d)
135	2304 note	FY04 NDAA P.L. 108-136, §334	Resources-Based Schedules For Completion Of Public-Private Competitions For Performance Of Department Of Defense Functions		Leave as is	[-]	

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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
136	2304 note	FY01 NDAA P.L. 106-398, §826, Oct. 30, 2000	Requirement To Disregard Certain Agreements In Awarding Contracts For Purchase Of Firearms Or Ammunition		Planning & Solic: Specific types of acq, ch 225	3279	Still needed in statute?
137	2304 note	FY99 NDAA P.L. 105-261, §806, Oct. 17, 1998	Procurement Of Conventional Ammunition		Planning & Solic: Specific types of acq, ch 225	3280	Still needed in statute?
138	2304 note	FY98 NDAA, P.L. 105-85, §391, Nov 18, 1997	Warranty Claims Recovery Pilot Program	Enacted in Nov 1997 – authorized SecDef to conduct a pilot program to use commercial sources to improve claims collection under aircraft engine warranties; required report to Congress by 2006 (with recommendation on whether program should be permanent). Expired 9/30/2006	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(13)
139	2304 note	FY98 NDAA P.L. 105-85, §848, Nov. 18, 1997	Requirements Relating To Micro-Purchases		Simplified acq, ch 251	3574	Still in effect?
140	2304 note	P.L. 99-500, §927(b), Oct. 18, 1986 (and P.L. 99-591, P.L. 99-661)	Deadline for Prescribing Regulations	Enacted in Oct 1986 – required SecDef to issue regulations (within 180 days) to implement 2304(i), which required regs on negotiation of prices using other than competitive procedures	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(14)
141	2304 note	FY87 NDAA, P.L. 99-661, §1222(b), Nov 14, 1986	One-year Security Guard Prohibition	Enacted in Nov 1986 – prohibited expenditure of funds (before Oct 1987) for security guard functions at any US military installation or facility (with certain exceptions). This was a one-year prohibition. A permanent provision was enacted in 10 USC 2465.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(15)
142	2304 note	FY83 DoD APPORPS Act P.L. 97-377, §797, Dec. 21, 1982	Fighter Aircraft Engine Warranty		Leave as is	[-]	Permanent Appropriations GP Still in effect in practice?
143	2304a note	FY10 NDAA, P.L. 111-84, §814(b), Oct. 28, 2009	Congressional Intelligence Committees [Task or Delivery Order Contracts]	Enacted in Oct 2009 – required notification to congressional intelligence committees of task or delivery order contracts for intelligence activities (at same time as that provided to SASC/HASC). The requirement for the report to SASC/HASC was repealed by sec. 809(b) of P.L. 112-81.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(16)
144	2304a note	FASA, P.L. 103-355, §1004(d), Oct. 13, 1994	Provisions Not Affected by P.L. 103-355		Task & Delivery Orders, ch 245	3402	Maintain parallelism w/ T41. See 41 USC 4102

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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
145	2304b note	FY07 NDAA, P.L. 109-364, §824, Oct. 17, 2006	Waivers to Extend Task Order Contracts for Advisory and Assistance Services	Enacted in Oct 2006 – allowed extension of task order contracts for technical or engineering services for no more than 10 years (in 5 year options); required submission of report (by April 2007) to SASC/HASC, and a GAO review. Expired 12/31/2011.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(17)
146	2305 note	FY19 NDAA, P.L. 115-232, §822, Aug. 13, 2018	Department of Defense contracting dispute matters		Leave as is	[-]	From FY19 NDAA. Leave as is. Note (c) & (d)
147	2305 note	FY19 NDAA, P.L. 115-232, §823, Aug. 13, 2018	Inclusion of best available information regarding past performance of subcontractors and joint venture partners		Leave as is	[-]	New, complicated, refers to "proposed" revisions to DFARS, cites specific FAR sections.
148	2305 note	FY18 NDAA, P.L. 115-91, §818(a), Dec. 12, 2017	Enhanced post-award debriefing rights		Awarding of Contracts, ch 243	3347	
149	2305 note	FY17 NDAA P.L. 114-328, §813, Dec. 23, 2016	Use Of Lowest Price Technically Acceptable Source Selection Process		Planning & Solic Generally, ch 223	3246	
150	2305 note	FY17 NDAA P.L. 114-328, §875	Use of Commercial or Non-Government Standards In Lieu Of Military Specifications And Standards		Planning & Solic Generally, ch 223	3244	
151	2305 note	FY17 NDAA P.L. 114-328, §888(a)	Requirement and Review Relating To Use Of Brand Names Or Brand-Name Or Equivalent Descriptions In Solicitations		Planning & Solic Generally, ch 223	3245	Just subject (a) here. Sub (b) to go in ch. on Acq of IT.
152	2305 note	FY17 NDAA P.L. 114-328, §888(b)	Review of anti-competitive specifications in information technology acquisitions		Acq of IT, ch 345	4573	
153	2305 note	FY06 NDAA P.L. 109-163, §816, Jan. 6, 2006	Guidance On Use Of Tiered Evaluations Of Offers For Contracts And Task Orders Under Contracts		Awarding of Contracts, ch 243	3342	
154	2305 note	FY06 NDAA P.L. 109-163, §819	Authorization of Evaluation Factor For Defense Contractors Employing Or Subcontracting With Members Of The Selected Reserve Of The Reserve Components Of The Armed Forces		Awarding of Contracts, ch 243	3343	
155	2306 note	FY17 NDAA P.L. 114-328, §829, Dec. 23, 2016	Preference for Fixed-Price Contracts		Specific Types of contracts, ch 242	3324	
156	2306 note	FY07 NDAA P.L. 109-364, §818(b)-(e), Oct. 17, 2006	Determination of Contract Type For Development Programs		Major systems & MDAPs Generally, ch 322	4234	
157	2306a note	FY19 NDAA P.L. 115-232, §890, Aug. 13, 2009	Pilot program to accelerate contracting and pricing processes	required section to establish a pilot pgm to reform & accelerate the contracting & pricing processes associated w/ contracts in excess of \$50,000,000; report reqd by Jan 30, 2021. Authority for pilot pgm expires Jan 2, 2021.	Leave as is	[-]	

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
158	2306a note	FY16 NDAA P.L. 114-92, §851(c)-(e), Nov 25, 2015	(c) Definition of Commercial Item (d) Regulations Update (e) Rule of Construction	Enacted in Nov 2015 – general statement that the contracting officer is not precluded from requiring contractor to supply information on price reasonableness	BOTH Commercial items, ch 247, & TINA, ch 271	3456(b)-(d); 3703(d)(4)(A)-(C)	Removed from REPEAL #2 per DoD; comment was "Keep: Interpretative guidance with regard to a section that is still "live." Review all 3 subsections
159	2306a note	FY16 NDAA P.L. 114-92, §873(a)-(g), Nov. 25, 2015	Pilot Program for Streamlining Awards For Innovative Technology Projects		TINA, ch 271	3723	Sunset 10/1/2020. Better in Innovation ch?
160	2306a note	FY16 NDAA P.L. 114-92, §899	Pilot Program Regarding Risk-Based Contracting for Smaller Contract Actions Under the Truth in Negotiations Act		TINA, ch 271	3724	Sunset 9/30/2019.
161	2306a note	FY13 NDAA P.L. 112-239, §831, Jan. 2, 2013	Guidance And Training Related To Evaluating Reasonableness of Price		TINA, ch 271	3721	
162	2306a note	FY03 NDAA P.L. 107-314, §817, Dec. 2, 2002	Grants Of Exceptions To Cost Or Pricing Data Certification Requirements And Waivers Of Cost Accounting Standards		TINA, ch 271	3722	Amended in FY19 NDAA, sec 825 & sec 836(f)(4), Effective 1/1/20
163	2306a note	FY99 NDAA, P.L. 105-261, §802, Oct. 17, 1998	Defense Commercial Pricing Management Improvement	Enacted in Oct 1998 – required revision of FAR to clarify methods and procedures used for determining price reasonableness; also required SecDef to implement procedures on commercial price trend analysis; and exempt commercial items	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(18)
164	2306b note	FY17 NDAA, P.L. 114-328, sec 853, Dec 23, 2016, Dec. 23, 2016	Multiple Program Multiyear Contract Demonstration Program		Multiyear contracts, ch 249	3552	Expires 9/30/2021. Codify, notwithstanding sunset
165	2306b note	FY98 DOD APPROP P.L. 105-56, §8008	Multiyear Procurement Contracts		Leave as is	[-]	Appropriations GP. Subsec (a) is a recurring provision. Subsec (b) appears to be permanent - Recommend leave as is -- too hard to do
166	2306c note	FY18 NDAA, P.L. 115-91, §854, Dec. 12, 2017	Pilot program for longer term multiyear service contracts		Leave as is	[-]	Pilot pgm - up to 5 contracts, for up to 10 years, with ext of up to 5 years
167	2307 note	FASA, P.L. 103-355, §2001(h), Oct 13, 1994	Contract Financing: Relationship of 1994 Amendment to Prompt Payment Requirements	Enacted in Oct 1994 – general statement that amendments by this Act [FASA] do not impair or modify provisions of ch 39 of title 31 (the Prompt Paymet Act)	Leave as is	[-]	Note similar provision as "note" under 41 USC 4501
168	2313 note	FY16 NDAA P.L. 114-92, §893, Nov. 25, 2015	Improved Auditing of Contracts	Limitation pending one-time certification	Repeal	[-]	DoD says certif made and report submitted and section OBE. Email of 8-29-18

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
169	2313 note	FY13 NDAA P.L. 112-239, §832, Jan. 2, 2013	Department Of Defense Access To, Use Of, and Safeguards and Protections For Contractor Internal Audit Reports		Contractor audits & accounting, ch 279	3843	
170	2313 note	FY12 NDAA, P.L. 112-81, §842, Dec 31, 2011	Additional Access to Contractor and Subcontractor Records in the Central Command Theater of Operations	Enacted in Dec 2011 – required SecDef to revise DFARS to include a clause in all covered contracts to allow examination of records upon written determination of probable extortion or corruption; required flow-down of clause; required submission of reports (for 3 years) to congressional defense committees	Leave as is	[-]	Expired 12/19/2017. If not repealed OR extended, recommend leave as is.
171	2315 note	FY95 NDAA, P.L. 103-337, §1075, Oct. 5, 1994	Limitation Regarding Telecommunications Requirements	Enacted in Oct 1994 – prohibited expenditure of funds to meet DOD telecommunication requirements through FTS-2000	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(19)
172	2320 note	FY11 NDAA, P.L. 111-383, §824(a), Jan. 17, 2011	Guidance Relating to Rights in Technical Data	Enacted in Jan 2011 – required SecDef to review (within 180 days) guidance of military departments to ensure consistency with AT&L technical data guidance	Technical Data Rights, ch 275	3774(c)	Recommended for repeal by 809 Panel
173	2320 note	FY09 NDAA P.L. 110-417, §822, Oct. 14, 2008	Technical Data Rights Under Non-FAR Agreements		Technical Data Rights, ch 275	3792	
174	2321 note	FY19 NDAA P.L. 115-232, §866(b),(c) Aug. 13, 2009	(b) Implementation[of 3786(a)(1)] thru DFARS; (c) Applicability		Technical Data Rights, ch 275	3786(a)(2),(3)	Added by FY19 NDAA
175	2321 note	FY19 NDAA P.L. 115-232, §866(d), Aug. 13, 2009	Technical data rights: noncommercial software		Technical Data Rights, ch 275	3793	Added by FY19 NDAA
176	2324 note	P.L. 114-261, §1(c), 12/14/2016	Inclusion of Contract Clause in Contracts Awarded before Effective Date	Enacted in Dec 2016 – required contract clause to be added on contractor employee whistleblower protections upon modification of contract awarded before date of enactment [12/14/16]	Leave as is	[-]	Really relates more to 2409
177	2324 note	FY13 NDAA Pub. L. 112-239, §827(h), Jan. 2, 2013	Construction [of section and amdts as not providing right to disclose classified info]		Contractor workforce, ch 365	4701(h)	Similar to 41 USC 4712(h)
178	2324 note	FY07 NDAA P.L. 109-364, §852, Oct. 17, 2006	Report and Regulations on Excessive Pass-Through Charges		Allowable costs, ch 273	3764	Still needed in statute? Delete (a). Status of rpt in (b)(4)? Note xref in 41 USC 4710(e) Amended FY19 NDAA, sec 836(f)(5), Effective 1/1/20

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
179	2324 note	FY95 NDAA, P.L. 103-237, §818, Oct. 5, 1994	Payment of Restructuring Costs Under Defense Contracts	Enacted in Oct 1994 – required SecDef to prescribe regulations (by Jan 1, 1995) on allowability of restructuring costs; required submission of reports to Congress (in 1995, 1996 &1997), and a GAO review	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(20)
180	2324 note	FY94 NDAA P.L. 103-160, §841, Nov. 30, 1993	Reimbursement of Indirect Costs of Institutions of Higher Education Under Department of Defense Contracts		Allowable costs, ch 273	3765	
181	2326 note	FY10 NDAA, P.L. 111-84, §812, Oct. 28, 2009	Revision of Defense Supplement Relating to Payment of Costs Prior to Definitization	Enacted in Oct 2009 – required SecDef to revise DFARS (within 180 days) on limitations related to undefinitized contract actions	Undefinitized Contractual Actions, ch 244	3372(a) (5)	Recommended for repeal by 809 Panel
182	2326 note	FY08 NDAA P.L. 110-181, §809, Jan. 28, 2008	Implementation and Enforcement of Requirements Applicable to Undefinitized Contractual Actions		Undefinitized Contractual Actions, ch 244	3376	Still needed in statute? delete (c)
183	2326 note	P.L. 99-500, §908(a) (c), (e), Oct. 18, 1986 (and P.L. 99-591, P.L. 99-664)	Limitation on funds for Undefinitized Contractual Actions; Oversight by Inspector General; Waiver Authority	Required SecDef and Secretaries of military departments to determine total funds obligated for contractual actions and undefinitized contractual actions for specified 6-month periods (ending March 31, 1989); required periodic audit by IG (with submission of audit report to Congress)	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(21).
184	2329 note	FY18 NDAA, P.L. 115-91, §852, Dec. 12, 2017	Standard guidelines for evaluation of requirements for services contracts		Acq of Services, ch 341	4506(d)(2)	
185	2330 note	FY17 NDAA, P.L. 114-328, §803(a), 12/23/16	Modernization of Services Acquisition	Enacted in Dec 2016 – required SecDef review and possible revision of DOD instruction 5000.74 (within 180 days) on acquisition of services, considering changes in technology	Leave as is	[-]	Recommended for repeal by 809 Panel
186	2330 note	FY16 NDAA, P.L. 114-92, §882, Nov 25, 2015	Guidance Relating to Oversight & Approval of Services Contracts	Enacted in Nov 2015 – required AT&L to examine (by March 2016) decision authority on services acquisition & issue guidance to improve capabilities	Leave as is	[-]	Recommended for repeal by 809 Panel
187	2330 note	FY12 NDAA, P.L. 112-81, §807, Dec 21, 2011	Defense Science Board Recommendations on Services	Enacted in Dec 2011 – required AT&L to develop a plan (within 180 days) to implement recommendations of DSB to improve services acquisition; required GAO report (by Dec 2011)	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(22)
188	2330 note	FY11 NDAA, P.L. 111-383, §863(a)-(h), Jan. 7, 2011	Requirements for The Acquisition of Services	Enacted in January 2011 – required SecDef to ensure implementation plans are in place by the military departments for proper processes for identifying, assessing and validating requirements for the acquisition of services (for operational commands and supporting requirements); plans must be consistent with joint policy guidance	Acq of Services, ch 341	4503	Recommended for repeal by 809 Panel

Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
189	2330 note	FY08 NDAA, P.L. 110-181, §805, Jan. 28, 2008	Procurement of Commercial Services	Enacted in Jan 2008 – required SecDef to modify DFARS (within 180 days) for procurement of commercial services; modifications would address treatment regarding “of a type” and “time and material” for commercial item acquisitions	Commercial Products/ Services, ch 247	3461	Amended FY19 NDAA, sec 836(f)(6), Effective 1/1/20
190	2330 note	FY08 NDAA, P.L. 110-181, §808, Jan. 28, 2008	Independent Management Reviews of Contracts for Services	Enacted in January 2008 – required SecDef to issue guidance (within 180 days) to provide independent reviews of services contracts (related to cost/schedule & performance, contracting vehicles, pass throughs, reliance of use of contractors for closely associated inherently governmental work, ETC); required report to congressional defense committees (in 270 days) and a GAO review	Acq of Services, ch 341	4504	Sub (d) repealed in FY19 NDAA, sec 812(b)(23)
191	2330 note	FY06 NDAA, P.L. 109-163, §812(b)(e), Jan 6, 2006	Management Structure for the Procurement of Contract Services- Phased Implementation	Enacted in Jan 2006 – required AT&L to implement in phases requirements for services acquisition (including establishing categories & dollar thresholds); required report to SASC & HASC within one year of enactment. Last phase was 2009	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(24)
192	2330 note	FY02 NDAA, P.L. 107-107, §801(d)(f), Dec. 28, 2001	Requirement for Program Review Structure; Comp Gen Review	Enacted in Dec 2001 – required SecDef to issue and implement policy (within 180 days) on procurement of services and a program review structure similar to procurement of weapon systems; required GAO review	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(25)
193	2330 note	FY02 NDAA, P.L. 107-107, §802, Dec. 28, 2001	Performance Goals for Procurement of Services	Enacted in Dec 2001 – established objective for DOD to achieve efficiencies (through goals) in multiple award contracts for procurement of services; required submission of annual report (through 2011) to cong defense committees	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(26)
194	2330a note	FY09 NDAA, P.L. 110-417, §821	Development of Guidance on Personal Services Contracts	Enacted in 2008 -- required SecDef develop guidance (in 270 days) on personal service contracts	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(27)
195	2333 note	FY17 NDAA P.L. 114-328, §1281, Dec. 23, 2016	Enhancement of Interagency Support During Contingency Operations and Transition Periods		LEAVE AS IS	[-]	Applies to DOS & USAID as well as DoD
196	2333 note	FY17 NDAA P.L. 114-328, §1291, Dec. 23, 2016	Agreements with Foreign Governments to Develop Land Based Water Resources in Support of and in Preparation for Contingency Operations		[Ch. 138, Cooperative Agreements]	2350n	Codify in existing ch. 138 rather than in new Part V
197	2337a note	FY18 NDAA, P.L. 115-91, §837, Dec. 12, 2017	Should-cost management		Major systems & MDAPs Generally, ch 322	4215	

**Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal**

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
198	2353 note	FY10 NDAA P.L. 111–84, §1043, Oct. 28, 2009	Limitations on Modifications of Certain Government-Furnished Equipment; One-Time Authority To Transfer a Certain Military Prototype	Subsections (c)-(i) provide for a one-time transfer of a particular item -- a rider on rest of section	General Matters, ch 203	3070	Codify only (a), (b), & (j). Should be in R&E subpart. Placed in ch. 203 only as placeholder until R&E chapters revisited
199	2358 note	FY19 NDAA Pub. L. 115–232, §225	Procedures for rapid reaction to emerging technology		Rapid Acq, ch 253	3626	
200	2358 note	FY19 NDAA Pub. L. 115–232, §227	Human factors modeling and simulation activities		R&E Generally, ch 301	4012	From FY19 NDAA
201	2358 note	FY19 NDAA Pub. L. 115–232, §230	National security innovation activities		Innovation, ch 303	4078	
202	2358 note	FY19 NDAA Pub. L. 115–232, §234	Defense quantum information science and technology research and development program		R&E Generally, ch 301	4013	From FY19 NDAA
203	2358 note	FY19 NDAA Pub. L. 115–232, §238	Joint artificial intelligence research, development, and transition activities		Innovation, ch 303	4077	
204	2358 note	FY19 NDAA Pub. L. 115–232, §1286	Initiative to support protection of national security academic researchers from undue influence and other security threats		R&E Generally, ch 301	4019	From FY19 NDAA
205	2358 note	FY18 NDAA P.L. 115–91, §217, Dec. 13 2017	Mechanisms for expedited access to technical talent and expertise at academic institutions to support Department of Defense missions		R&E Generally, ch 301	4018	Amended by FY19 NDAA sec 228 & 236; sunset 9/30/22
206	2358 note	FY17 NDAA P.L. 114–328, §211, Dec. 23, 2016	Laboratory Quality Enhancement Program		DoD Labs, ch 305	4101	From FY17 NDAA. But, needed in statute?
207	2358 note	FY17 NDAA P.L. 114–328, §233, Dec. 23, 2016	Pilot Program for the Enhancement of the Research, Development, Test, And Evaluation Centers of DoD		R&D Ctrs and Facilities, ch 307	4150	Expires in 2022
208	2358 note	FY17 NDAA P.L. 114–328, §236, Dec. 23, 2016	Pilot Program on Enhanced Interaction Between the Defense Advanced Research Projects Agency and the Service Academies		Innovation, ch 303	4066	Expires in 2020
209	2358 note	FY17 NDAA P.L. 114–328, §855, Dec. 23, 2016	Mission Integration Management		[Ch. 131, Planning & Coordination]	2219	Broader than R&D or Acquisition Generally. Codify outside Part V
210	2358 note	FY17 NDAA P.L. 114–328, §1124, Dec. 23, 2016	Pilot Program on Enhanced Pay Authority For Certain Research and Technology Positions in the Science And Technology Reinvention Laboratories of the Department of Defense		DoD Labs, ch 305	4112	Expires 2021

**Title 10 "Note" Sections Relating to Acquisition
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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
211	2358 note	FY16 NDAA P.L. 114-92, §240, Nov. 25, 2015	Plan for Advanced Weapons Technology War Games		Leave as is	[-]	
212	2358 note	FY16 NDAA P.L. 114-92, §1056, Nov. 25, 2015	Information Operations and Engagement Technology Demonstrations		Leave as is	[-]	Expires 9/30/2022
213	2358 note	FY16 NDAA P.L. 114-92, §1109, Nov. 25, 2015	Pilot Program on Dynamic Shaping of the Workforce To Improve the Technical Skills and Expertise at Certain Department Of Defense Laboratories		DoD Labs, ch 305	4113	Civilian workforce matter. Expires 12/31/2023 Amended by FY19 NDAA sec 1112(b)(d)
214	2358 note	FY16 NDAA P.L. 114-92, §2803, Nov. 25, 2015	Defense Laboratory Modernization Pilot Program		DoD Labs, ch 305	4102	R&D funds for milcon projects for defense labs Expires 10/1/2025. Amended by FY19 NDAA, sec 2808
215	2358 note	FY15 NDAA P.L. 113-291, §232, Dec. 19, 2014	Pilot Program on Assignment to Defense Advanced Research Projects Agency of Private Sector Personnel With Critical Research And Development Expertise		DoD Labs, ch 305	4114	Expires 9/30/2025
216	2358 note	FY13 NDAA P.L. 112-239, §252, Jan. 2, 2013	Regional Advanced Technology Clusters		Innovation, ch 303	4067	
217	2358 note	FY12 NDAA P.L. 112-81, §222, Dec. 31, 2011	Advanced Rotorcraft Flight Research And Development		[Subtitle B, ch 763, Procurement]	7545	Army specific discretionay pgm. Codify in Subtttle B, rather than Part V. Pgm still ongoing?
218	2358 note	FY11 NDAA P.L. 111-383, §214, Jan. 7, 2011,	Program for Research, Development, and Deployment of Advanced Ground Vehicles, Ground Vehicle Systems, and Components		R&E Generally, ch 301	4011	Still needed in statute? MAYBE. Status of pgm?
219	2358 note	FY11 NDAA P.L. 111-383, §243, Jan. 7, 2011	Pilot Program to Include Technology Protection Features During Research and Development of Defense Systems		REPEALED	[-]	Repealed in FY19 NDAA sec 223(c) (Codified at 10 USC 2357)
220	2358 note	FY11 NDAA P.L. 111-383, §1078	Program To Assess the Utility of Non-Lethal Weapons		Leave as is	[-]	Still needed in statute? (a) is a Sense of Congress; (c) is a one-time report, but (b) may still be ongoing. Status of pgm?
221	2358 note	FY09 NDAA P.L. 110-417, §1504	Science and Technology Investment Strategy to Defeat or Counter Improvised Explosive Devices		Innovation, ch 303	4070	

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
222	2358 note	FY07 NDAA, P.L. 109-364, §218, Oct. 17, 2006	Hypersonics Development	Enacted in Oct 2006 – required SecDef to establish a joint office on hypersonics to coordinate and integrate current & future hypersonics defense programs; also required the office to develop a roadmap every 2 years; required annual review/certification (which terminated in 2016). Extensively amended in FY18 NDAA.	Innovation, ch 303	4069	Recommended for repeal by 809 Panel
223	2358 note	FY05 NDAA P.L. 108-375, §212, Oct. 28, 2004	Collaborative Program for Research And Development Of Vacuum Electronics Technologies		Innovation, ch 303	4071	Still needed in statute? status of pgm? Delete (c)
224	2358 note	FY04 NDAA P.L. 108-136, §234, Nov. 24, 2003	Department of Defense Program to Expand High-Speed High-Bandwidth Capabilities for Network-Centric Operations		Innovation, ch 303	4072	Still needed in statute? status of pgm? Delete (d)
225	2358 note	FY04 NDAA P.L. 108-136, §1601, Nov. 24, 2003; FY02 NDAA P.L. 107-107, §1044(a), Dec. 28, 2001	Research and Development Of Defense Biomedical Countermeasures		Innovation, ch 303	4073	2 sections together, under the same header, in the Code note
226	2358 note	FY03 NDAA, P.L. 107-314, §241, Dec 2, 2002	Pilot Program for Revitalizing Labs & Test Centers of DOD	Enacted in Dec 2002 – authorized SecDef to conduct pilot program (in coordination with a similar pilot program) to improve efficiency in performance of R&D, test & evaluation functions (including employing/retaining/shaping appropriate workforce); required submission of reports to Congress. Expired.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(29)
227	2358 note	FY03 NDAA P.L. 107-314, §245, Dec. 2, 2002	Vehicle Fuel Cell Program		Innovation, ch 303	4074	
228	2358 note	FY03 NDAA P.L. 107-314, §246, Dec. 2, 2002	Defense Nanotechnology Research and Development Program		Innovation, ch 303	4075	
229	2358 note	FY03 NDAA, P.L. 107-314, §1032, Dec 2, 2002	Report on Weapons Capabilities of Defeat Hardened Targets	Enacted in Dec 2002 – required a report (starting in 2009 and submitted every 2 years) by SecDef, SecEnergy & DNI to congressional committees on R&D/ procurement activities to develop weapons & capabilities to defeat hardened and buried targets. Expired in 2013.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(28)
230	2358 note	FY97 Approps Supp., P.L. 105-18, §307		Sec. 307 of P.L. 105-18, classified as a note next to sec. 257 of the FY95 NDAA, expanded the coverage of sec. 257 by defining “State” to include the territories, etc. Sub (f) of sec. 257, added later the same year by the FY98 NDAA, provided the same content within 257 itself, apparently making sec. 307 of P.L. 105-18 obsolete.	Repeal	[-]	Repeal is included in draft for ch. 401 (R&E)

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
231	2358 note	FY95 NDAA P.L. 103-337, §257, Oct. 5, 1994	Defense Experimental Program to Stimulate Competitive Research [DEPSCoR]		R&E Generally, ch 301	4017	
232	2358 note	FY10 NDAA P.L. 111-84, §1105, Oct. 28, 2009; FY08 NDAA P.L. 110-181, §1107, Jan. 28, 2008; FY95 NDAA P.L. 103-337, §342(b)	Defense Laboratories Personnel Demonstration Projects		DoD Labs, ch 305	4115	3 sections under one header in the note
233	2358 note	FY94 NDAA P.L. 103-160, §252, Nov. 30, 1993	Inclusion of Women and Minorities in Clinical Research Projects		R&E Generally, ch 301	4010	
234	2358 note	FY94 NDAA P.L. 103-160, §802, Nov. 30, 1993	University Research Initiative Support Program		R&E Generally, ch 301	4016	
235	2358 note	FY73 DoD Auth, P.L. 92-436, §606, Sept. 29, 1972	Campuses Barring Military Recruiters; Cessation of Payments; Notification of Secretary Of Defense	Enacted in Sept 1972 – prohibited use of funds at educational institutions that barred DOD from recruiting for the armed forces. See 10 USC 983	Leave as is	[-]	
236	2359 note	FY18 NDAA, P.L. 115-91, §225, Dec. 12, 2017	Support for national security innovation and entrepreneurial education		Innovation, ch 303	4063	Amended by FY19 NDAA sec 233
237	2359 note	FY14 DoD Auth P.L. 113-66, §1603, Dec. 26, 2013	Proof of Concept Commercialization Pilot Program		Leave as is	[-]	Expires 9/30/2019.
238	2359 note	FY11 NDAA P.L. 111-383, §1073, Jan. 7, 2011	Defense Research and Development Rapid Innovation Program		REPEALED	[-]	FY19 NDAA, sec. 224, codified note sec as 2359a and repealed note sec
239	2362 note	FY16 NDAA P.L. 114-92, §233, Nov. 25, 2015	Strategies For Engagement With Historically Black Colleges And Universities And Minority-Serving Institutions Of Higher Education		Socioeconomic Programs, ch 285	3906(e)	
240	2364 note	FY19 NDAA Pub. L. 115-232, §220	Innovators information repository		Innovation, ch 303	4076	
241	2364 note	FY19 NDAA Pub. L. 115-232, §222	Collaboration between defense laboratories, industry, and academia; open campus program		DoD Labs, ch 305	4104	
242	2364 note	FY19 NDAA Pub. L. 115-232, §905	Specification of certain duties of the Defense Technical Information Center		Leave as is	[-]	
243	2364 note	FY00 NDAA, P.L. 106-65, §913(b), Oct. 5, 1999	Performance Review Process	Enacted in Oct 1999 – required SecDef to develop (within 180 days) a performance review process for rating quality & relevance of work performed at DOD labs	REPEALED	[-]	Sub (b) repealed in FY19 NDAA, sec 812(b)(30). That was the whole "note". Sub (a) was not shown in the Code.

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
244	2364 note	FY88 NDAA P.L. 100-180, §218(b)(2), Dec. 4, 1987	Coordination of High-Temperature Superconductivity Research and Development		R&D Ctrs & Facilities, ch 307	4148	
245	2364 note	FY87 NDAA, P.L. 99-661, §234, Nov 14, 1986	Coordination of Research Activities of DOD	Enacted in Nov 1986 – general statement of findings on need for centralized coordination among research facilities to ensure awareness of emerging technologies and avoid duplication	REPEALED	[-]	Sub (a) & (b) repealed in FY19 NDAA, sec 812(b)(31). That is the whole "note"; sub (c) added a new section in T10
246	2366a note	FY16 NDAA P.L. 114-92, §802(d)(2), Nov. 25, 2015	Milestone A Decisions		Major systems & MDAPs Generally, ch 322	4251(d)	Still needed in statute? Refers to 2366a(a)(2)
247	2366a note	FY12 NDAA P.L. 112-81, §801(c), Dec. 31, 2011	Requirements Prior to Low-Rate Initial Production		Major systems & MDAPs Generally, ch 322	4322	
248	2366a note	FY08 NDAA, P.L. 110-181, §943, Jan 28, 2008	Review of DOD Acquisition Directives	Enacted in Jan 2008 – required SecDef review (within 180 days) of DOD5000.1 & other guidance related to Milestone A approval	REPEALED	[-]	Sub (b) repealed in FY19 NDAA, sec 812(b)(32). That was the whole "note". Sub (a) added a new sec to T10 and sub (c) was Effective Date
249	2366b note	FY18 NDAA, P.L. 115-91, §838(a)(3)-(4), Dec. 12, 2017	Improvements to test and evaluation processes and tools		Major systems & MDAPs Generally, ch 322	4254	Shown in the Code as two different notes under 2366b
250	2366b note	FY16 NDAA P.L. 114-92, §802(d)(3), Nov. 25, 2015	Milestone B Decisions		Major systems & MDAPs Generally, ch 322	4252(f)	
251	2366b note	FY09 NDAA, P.L. 110-417, §1047(d), Oct. 14, 2008	Formal Review Process for Bandwidth Requirements	Enacted in Oct 2008 – required SecDef & DNI to establish review process to ensure bandwidths will meet requirements of major acquisition programs; required annual report to SASC/HASC (ending in 2021)	Major systems & MDAPs Generally, ch 322	4255	Para (2) deleted by FY19 NDAA, sec 813(c)
252	2367 note	FY17 NDAA P.L. 114-328, §235, Dec. 23, 2016	Pilot Program on Disclosure of Certain Sensitive Information to Federally Funded Research and Development Centers		R&D Ctrs & Facilities, ch 307	4149	Expires 3 years from date of commencement. Status of pilot pgm?
253	2371 note	FY19 NDAA, Pub. L. 115-232, §873, Aug 13, 2018	Data, policy, and reporting on the use of other transactions		R&E Generally, ch 301	4006	From FY19 NDAA
254	2371 note	FY18 NDAA, P.L. 115-91, §867, Dec. 12, 2017	Preference for use of other transactions and experimental authority		R&E Generally, ch 301	4005	Should there be a chapter on Science & Technology and Prototyping Programs?

Title 10 "Note" Sections Relating to Acquisition
Proposed Disposition: (1) Codify, (2) Leave As Is, or (3) Repeal

	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
255	2374a note	FY18 NDAA P.L. 115-91, §1089, Dec. 12, 2017	Prize competition to identify root cause of physiological episodes on Navy, Marine Corps, & Air Force training & operational aircraft	Authorizes SecDef, in consultation with military depts., to establish a prize competition designed to accelerate identification of the root cause or causes of, or find solutions to, physiological episodes experienced in training and operational aircraft; requires certification to cong def comms that classified info will not be compromised.	Leave as is	[-]	
256	2375 note	FY17 NDAA P.L. 114-328, §874(b), Dec. 23, 2016	Changes to Defense Federal Acquisition Regulation Supplement		Acq. of commercial items, ch 247	3452(f)	
257	2375 note	FASA, P.L. 103-355, §8304, Oct 13, 1994	Provisions Not Affected by Title VIII of P.L. 103-355	Enacted in Oct 1994 – related to FASA, Brooks Act, Javits-Wagner-O'Day, and Section 8 of SBA Act	Leave as is	[-]	
258	2377 note	FY17 NDAA P.L. 114-328, §849(d), Dec. 23, 2016	Commercial Operational and Support Savings Initiative		Rapid Acq, ch 253	3624	Amended FY19 NDAA, sec 836(f)(7), Effective 1/1/20
259	2377 note	FY17 NDAA P.L. 114-328, §876	Preference For Commercial Services		Acq. of commercial items, ch 247	3453(f)	
260	2377 note	FY16 NDAA, P.L. 114-92, §844(b), Nov. 25, 2015	Incorporation Into Management Certification Training Mandate	Enacted in Nov 2015 – required Joint Chiefs to ensure that market research training is part of management certification training for Joint Capabilities Integration Development System	Acq. of commercial items, ch 247	3454(c)	Recommended for repeal by 809 Panel
261	2377 note	FY16 NDAA P.L. 114-92, §855	Market Research and Preference for Commercial Items		Acq. of commercial items, ch 247	3453(e)	
262	2377 note	FY16 NDAA P.L. 114-92, §856	Limitation on Conversion of Procurements From Commercial Acquisition Procedures		Acq. of commercial items, ch 247	3458	Sunset 11/25/2020 Amended FY19 NDAA, sec 836(f)(8), Effective 1/1/20
263	2377 note	FY09 NDAA P.L. 110-417, §803, Oct. 14, 2008	Commercial Software Reuse Preference	Enacted in October 2008 – required SecDef to ensure that COs at all stages of procurement process identify opportunities for use of commercial & other non-developmental computer software; required report to congressional defense committees (in 270 days)	Acq. of commercial items, ch 247	3459	Would this section fit better in ch. on Acq of IT??
264	2377 note	FY08 NDAA P.L. 110-181, §826(b), Jan. 28, 2008	Requirement to Develop Training and Tools		Acq. of commercial items, ch 247	3454(b)	Still needed in statute?
265	before 2381 note	FY16 NDAA P.L. 114-92, §1614, Nov. 25, 2015	Prohibition on Reliance on China and Russia for Space-Based Weather Data		Foreign Acq, ch 283	3884	

**Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
266	2399 note	FY18 NDAA, P.L. 115-91, §839, Dec. 12, 2017	Enhancements to transparency in test and evaluation processes and data		Test and Evaluation, ch 309	4174 & 4175	Two subsections with two different enhancements to transparency, so 2 new secs
267	2399 note	FY90 NDAA, P.L. 101-189, §801, Nov. 29, 1989	Assessment of Risk in Concurrent Development of Major Defense Acquisition Systems	Enacted in Nov 1989 – required SecDef to develop guidelines for concurrency in MDAPs; required report to Congress by 1990	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(33)
268	2401 note	FY07 NDAA P.L. 109-364, §1018, Oct. 17, 2006	Riding Gang Member Requirements		Other types of contracts, ch 258	3682	
269	2401 note	FY94 NDAA P.L. 103-160, §126, Nov. 30, 1993	Long-Term Lease or Charter Authority For Certain Double-Hull Tankers and Oceanographic Vessels		[Subtitle C, Navy, ch. 861]	8632	Codif included in draft for ch. 243, Specific Types of Contracts
270	2401a note	P.L. 107-314, §133, Dec 2, 2002	Lease for Tanker Aircraft Under Multiyear Aircraft-Lease Pilot Program	Enacted in Dec 2002 – prohibited lease for tanker aircraft (under appropriations act) until Sec AF submitted a report, and either authorization of funds for new start or reprogramming are provided	Leave as is	[-]	
271	2401a note	DoD Approps Act, 2002, §8159, P.L. 107-117, Jan 10, 2002		Enacted in Jan 2002 – established 10 year pilot program for leasing general purpose Boeing 767 and commercial Boeing 737; prohibition on leasing of tanker aircraft under pilot program was repealed; required submission of report to cong def comms before commencement of program (and one year after)	Leave as is	[-]	
272	2401a note	P.L. 107-206, §308, Aug 2, 2002	Multi-Year Aircraft Lease Pilot Program	Related to sec. 8159 above	Leave as is	[-]	
273	2401a note	FY2000 DoD Approps Act, §8133, P.L. 106-79, Oct. 25, 1999		Enacted in 1999 - authorized a multiyer pilot program for lease by the AF of operational support aircraft. Limited to six aircraft and provided that no lease could be entered into under the pilot program after Sept 30, 2004.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(34)
274	2401a note	FY09 DOD APPROP ACT P.L. 105-262, §8126, Oct. 17, 1998	Lease of Firefighting, Crash Rescue, and Snow Removal Equipment		Other types of contracts, ch 258	3684	APPROP ACT permanent GP
275	2409 note	FY09 NDAA P.L. 110-417, §842, Oct. 14, 2008	Information for Department Of Defense Contractor Employees On Their Whistleblower Rights	Enacted in 2008. Similar subsection (d) added to 2409 in 2013. Newer 2409(d) covers same matter	Repeal	[-]	Redundant w/ current 2409(d)
276	2410d note	FY04 DOD APPROP ACT P.L. 108-87, §8025, Sept. 30, 2003	Contract Participation by Agencies For The Blind Or Other Severely Handicapped		Socioeconomic Programs, ch 285	3905	Permanent Approp General Provision
277	2410f note	FY01 NDAA P.L. 106-398, §825(b), Oct. 30, 2000 [+ 2 similar secs in same note]	Prohibition of Contracts	Seems identical to 2410f. Two prior auth sections were the same, shown in the T10 note.	Repeal	[-]	Repeal all 3 (as redundnat with 2410f) in ch. on Prohibitions & Penalties

**Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
278	2410l note	FY95 NDAA P.L. 103-337, §363(b), Oct. 5, 1994	Procedures for Conduct of Studies [cost comparison studies for contracts for advisory and assistance services]		Acq of Services, ch 341	4509(c)	
279	2410n note	FY08 NDAA, P.L. 110-181, sec 827(b), Jan 28, 2008	List of Products for which FPI has Significant Market Share		Socioeconomic Programs, ch 285	3907(b)(3)	Add to 2410n as transferred to become 3907
280	2410p note	FY08 NDAA P.L. 110-181, §802, Jan. 28, 2008	Prohibition On New Lead Systems Integrators		Major systems & MDAPs Generally, ch 322	4292(a)-(d)	
281	2410p note	FY07 NDAA, P.L. 109-364, §807, Oct 17, 2006	Update of Regulations on Lead System Integrators	Enacted in Oct 2006 – required SecDef to update acquisition regulations (by Dec 31, 2006) related to lead system integrators to conform with recent NDAA amendments	REPEALED	[-]	Sub (b) repealed in FY19 NDAA, sec 812(b)(35). Sub(b) was the entire "note".
282	before 2411 note	FY18 NDAA, P.L. 115-91, §1707, Dec. 12, 2017	Notice of cost-free Federal procurement technical assistance in connection with registration of small business concerns on procurement websites of the Department of Defense		Proc Tech Assistance Coop Agmt Pgm, ch 388	4958	
283	2430 note	FY16 NDAA, P.L. 114-92, §825(c)(1) Nov 25, 2015	Designation of Milestone Decision Authority: Implementation	Required SecDef to submit a plan (within 180 days) to cong def comms for implementing procedures for design of MDAs.	Repeal	[-]	This is 825(c)(1). Immediately below 825(c)(2) is proposed for Codif
284	2430 note	FY16 NDAA, P.L. 114-92, §825(c)(2), Nov 25, 2015	Designation of Milestone Decision Authority: Implementation	Required that there be guidance relating to 10 USC 2430(d)	Major Systems & MDAPs Generally, ch. 322	4204(g)	Recommended for repeal by 809 Panel
285	2430 note	FY16 NDAA P.L. 114-92, §826, Nov. 25, 2015	Tenure and Accountability of Program Managers for Program Definition Periods		[Ch. 87, DAWIA, Subch III]	1736a	Codify in DAWIA chapter rather than Part V
286	2430 note	FY16 NDAA P.L. 114-92, §827, Nov. 25, 2015	Tenure and Accountability of Program Managers for Program Execution Periods		[Ch. 87, DAWIA, Subch III]	1736b	Codify in DAWIA chapter rather than Part V
287	2430 note	FY16 NDAA P.L. 114-92, §828, Nov. 25, 2015	Penalty for Cost Overruns		Major Systems & MDAPs Generally, ch. 322	4275	Amended by FY19 NDAA sec 1081(d)
288	2430 note	FY15 NDAA, P.L. 113-291, §1058, Dec 19, 2014	Improving Analytic Support to Systems Acquisition	Enacted in Dec 2014 – required SecDef review & revision of guidance (within 120 days) on analytic support for MDAPs; required briefing to cong defense committees within 180 days	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(36)
289	2430 note	FY13 NDAA P.L. 112-239, §811, Jan. 2, 2013	Limitation On Use Of Cost-Type Contracts		Major Systems & MDAPs Generally, ch. 322	4233	
290	2430 note	FY13 NDAA P.L. 112-239, §812	Estimates of Potential Termination Liability of Contracts for the Development or Production of Major Defense Acquisition Programs		Major Systems & MDAPs Generally, ch. 322	4235	

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
291	2430 note	FY11 NDAA P.L. 111-383, §812, Jan. 7, 2011	Management of Manufacturing Risk in Major Defense Acquisition Programs		Major Systems & MDAPs Generally, ch. 322	4213	
292	2430 note	WSARA P.L. 111-23, §102(b), May 22, 2009	Developmental Test and Evaluation and Systems Engineering in the Military Departments and Defense Agencies		Major Systems & MDAPs Generally, ch. 322	4216	
293	2430 note	WSARA P.L. 111-23, §202, May 22, 2009	Acquisition Strategies to Ensure Competition Throughout the Lifecycle of Major Defense Acquisition Programs		Life-Cycle & Sustainment, ch 323	4326	
294	2430 note	WSARA P.L. 111-23, §207(a)-(c), May 22, 2009	Organizational Conflicts of Interest in Major Defense Acquisition Programs		Major Systems & MDAPs Generally, ch. 322	4291	
295	2430 note	FY09 NDAA P.L. 110-417, §814, Oct. 14, 2008	Configuration Steering Boards for Cost Control Under Major Defense Acquisition Programs		Major Systems & MDAPs Generally, ch. 322	4276	
296	2430 note	FY09 NDAA P.L. 110-417, §815, Oct. 14, 2008	Preservation of Tooling for Major Defense Acquisition Programs		Major Systems & MDAPs Generally, ch. 322	4327	
297	2430 note	FY08 NDAA, P.L. 110-181, §908(d), Jan. 28, 2008	Duties of Principal Military Deputies	Enacted in Jan 2008 – described duties of principal deputies related to MDAPs (trade-offs in cost. schedule & performance)	Major Systems & MDAPs Generally, ch. 322	4217	
298	2430 note	FY07 NDAA P.L. 109-364, §801, Oct. 17, 2006	Requirements Management Certification Training Program		[Ch. 87, DAWIA, Subch III]	1744	Codify in DAWIA chapter rather than Part V
299	2430 note	FY07 NDAA P.L. 109-364, §853, Oct. 17, 2006	Program Manager Empowerment And Accountability		[Ch. 87, DAWIA, Subch III]	1736	Codify in DAWIA chapter rather than Part V
300	2430 note	FY04 NDAA P.L. 108-136, §924, Nov. 24, 2003	Management of National Security Agency Modernization Program		Major Systems & MDAPs Generally, ch. 322	4278	
301	2430 note	1. FY91 NDAA, P.L. 101-510, §809, Nov. 5, 1990	Defense Acquisition Pilot Program (6 sections) 1. Major Defense Acquisition Pilot Program	1. Enacted in Sept 1996 – authorized SecDef to waive certain statutory provisions (including OT&E) for any defense acquisition program in a designated pilot program; required written notification to Congress	REPEALED	[-]	Six sections in one "note" in the Code under the single heading "Defense Acquisition Pilot Program".
302	2430 note	2. FY94 NDAA, P.L. 103-160, §833, Nov. 30, 1993	2. Mission Oriented Program Management				
303	2430 note	3. FY94 NDAA, P.L. 103-160, §839, Nov. 30, 1993	3. Contractor Performance Assessment				
304	2430 note	4. FY95 NDAA, P.L. 103-337, §819, Oct. 5, 1994	4. Defense Acquisition Pilot Program Designations				

**Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
305	2430 note	5. FASA, P.L. 103-355, §5064, Oct. 13, 1994	5. Department of Defense Acquisition Pilot Programs			[-]	
306	2430 note	6. FY97 NDAA, P.L. 104-201, §803, Sept 23, 1996	6. Authority to Waive Certain Requirements of Defense Acquisition Pilot Programs			[-]	
307	2430 note	FY95 NDAA P.L. 103-337, §815, Oct. 5, 1994	Environmental Consequence Analysis of Major Defense Acquisition Programs		Major Systems & MDAPs Generally, ch. 322	4277	
308	2430 note	FY94 NDAA, P.L. 103-160, §837, Nov 30, 1993	Efficient Contracting Processes	Enacted in Nov 1993 – required SecDef to waive regulations not required by statute that affect efficiency in contracting	Leave as is	[-]	Recommended for repeal by 809 Panel
309	2430 note	FY94 NDAA, P.L. 103-160, §838, Nov 30, 1993	Contract Admin – Performance Based Contract Management	Enacted in Nov 1993 – required SecDef to define payment milestones on basis of quantitative results	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(37)
310	2431 note	FY17 NDAA P.L. 114-328, §219, Dec. 23, 2016 FY19 NDAA, Sec 235	Designation of Department of Defense Senior Official With Principal Responsibility for Directed Energy Weapons	Appears to be a Missile Defense matter	Leave as is	[-]	Amended in FY19 NDAA sec 212 & 237
311	2431 note	FY17 NDAA and many earlier provisions	Missile Defense authorities and requirements -- many	Missile Defense Pgms	Leave as is	[-]	Leave Missile Defense statutes alone
312	2432 note	FY88/89 NDAA P.L. 100-180, §127, Dec. 4, 1987	Selected Acquisition Reports for Certain Programs	Required SARs for the Advanced Technology Bomber program, the Advanced Cruise Missile program, and the Advanced Tactical Aircraft program. The ATB became the B-2; the ACM became the AGM-129 ACM (decommissioned), and the ATF became the F-22.	Repeal	[-]	Repeal as OBE.
313	2433a note	WSARA P.L. 111-23, §205(c), May 22, 2009	Reviews of Programs Restructured After Experiencing Critical Cost Growth		Cost Growth-Unit Cost Reports (Nunn-McCurdy)	4378	
314	2439 note	FY18 NDAA, P.L. 115-91, §835(a)(3), Dec. 12, 2017	Effective date/applicability for 10 USC 2439		Major Systems & MDAPs Generally, ch. 322	4236(b)	
315	2443 note	FY19 NDAA, Pub. L. 115-232, §832, Aug 13, 2018	Implementation of recommendations of the independent study on consideration of sustainment in weapons systems life cycle	Requires SecDef to implement within 18 months of enactment recommendations submitted under section 844 of the FY 2017 NDDA (P.L. 114-328)	Leave as is	[-]	
316	2443 note	FY18 NDAA, P.L. 115-91, §834(b)-(c), Dec. 12, 2017	Engineering changes/Applicability		Life-Cycle & Sustainment, ch 323	4328(f),(g)	

Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
317	2448a note	FY17 NDAA P.L. 114-328, §925(b), Dcec. 23, 2016	Program Cost and Field Targets		Major Systems & MDAPs Generally, ch. 322	4271(b)	Amended in FY19 NDAA, sec 831(b)(4)
318	2451 note	FY99 NDAA, P.L. 105-261, §332, Oct 17, 1998	Defense Wide Electronic Mall for Supply Purchases	Required DOD Joint Electronic Program Office to develop single defense-wide electronic mall system for displaying, ordering & purchasing supplies from DOD & private sector sources; DLA given responsibility to maintain the system	Leave as is	[-]	This is in Ch. 145 (Cataloging and Standardization), and is outside scope of the Part V project
319	2452 note	FY84 NDAA, P.L. 98-94, §1215, Sept 24, 1983	Regs Relating to Increases in Prices for Spare Parts & Replacement	Enacted in Sept 1983 – required SecDef to issue regulations (within 120 days) to prohibit purchase of parts or equipment that increased in price in excess of certain established percentage thresholds; allowed purchase upon written certification of national security interests; proposed regs required to be submitted to SASC & HASC (within 30 days)	Leave as is	[-]	Recommended for repeal by 809 Panel. This is in Ch. 145 (Cataloging and Standardization), and is outside scope of the Part V project
320	2458 note	FY10 NDAA, P.L. 111-84, §328, Oct. 28, 2009	Improvement of Inventory Management Practices	Enacted in Oct 2009 – required SecDef to submit report (within 270 days) to congressional defense committees of a plan to improve inventory management practices within DLA & military departments (to reduce storage of items in excess of requirements)	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(44)
321	2458 note	FY99 NDAA, P.L. 105-261, §347, Oct 17, 1998	Best Comm Inventory Practices for Management of Secondary Supply Items	Enacted in Oct 1998 – required Secy of mil depts. to submit (within 180 days) to Congress a schedule for implementing best commercial inventory practices for managing secondary supply items; schedule to be completed within 5 years; required GAO report	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(45)
322	2458 note	FY99 NDAA, P.L. 105-261, §349, Oct 17, 1998	Inventory Management of In-Transit Items	Enacted in Oct 1998 – required SecDef to develop & carry out plan to ensure visibility of all in-transit end & secondary items; required GAO report; required submission to Congress of any revision to plans required by subsequent laws	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(46)
323	2458 note	FY98 NDAA, P.L. 105-85, §395, Nov 18, 1997	Inventory Management	Enacted in Nov 1997 – required DLA Director (within 180 days) to develop & submit to Congress a plan to implement best commercial practices for distribution of supplies & equipment consistent with military requirements; required GAO report (by March 1998) on feasibility of expanding the covered list	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(47)

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
324	2458 note	FY96 NDAA, P.L. 104-106, §352, Feb 10, 1996	Direct Vendor Delivery System for Consumable Inventory Items	Enacted in Feb 1996 – required SecDef (by Sept 30, 1997) to implement a system to deliver directly from vendors certain consumable items in order to reduce maintaining warehouses for the items	Leave as is	[-]	Still in effect?
325	2461 note	FY08 NDAA P.L. 110-181, §325, Jan. 28, 2008	Prohibition on Establishing Restriction on Office of Management and Budget Influence Over Department of Defense Public-Private Competitions		Leave as is	[-]	Ch. 142 and associated notes to be left as is
326	2461 note	FY10 NDAA P.L. 111-84, §1082, Oct 28, 2009	Pilot Program for Commercial Fee-for-Service Air Refueling Support	Enacted in Oct 2009 – authorized Sec AirForce to enter into multiyear contracts (beginning in 2011) for commercial fee-for service refueling tanker aircraft as required by P.L. 110-181 (unless SecDef submits notification to cong def comms that it's not in national security interest); required annual report to congressional defense committees	Leave as is	[-]	These 2 sections are shown in the Code as a single "note" section, under a single heading
327	2461 note	FY08 NDAA, P.L. 110-181, §1081, Jan 28, 2008		Related to sec. 1082 above.			
328	2461 note	FY05 NDAA, P.L. 108-375, §325, Oct 28, 2004	Pilot Program for Purchase of Certain Municipal Services	Enacted in Oct 2004 – authorized military department to conduct pilot program to purchase certain municipal services (e.g., library, refuse collection/disposal, facilities maintenance & repair); required congressional notification before start of any program. Expired on 9/30/2012	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(48)
329	2461 note	FY04 NDAA P.L. 108-136, §335, Nov. 24, 2003	Delayed Implementation of Revised Office of Management and Budget Circular A-76 by Department of Defense		Leave as is	[-]	Ch. 142 to be left as is
330	2461 note	FY04 NDAA, P.L. 108-136, §336, Nov 24, 2003	Pilot Program for Best Value Source Selection for IT Services	Enacted in Nov 2003 – authorized SecDef to conduct pilot program using best value criterion for selection of IT services (allowing examination of performance by civilian & contractors); required GAO review. Expired on 9/30/2008	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(49)
331	2461 note	FY98 NDAA P.L. 105-85, §389, Nov. 18, 1997	Development of Standard Forms Regarding Performance Work Statement and Request for Proposal for Conversion of Certain Operational Functions of Military Installations		Leave as is	[-]	Ch. 142 to be left as is
332	2461 note	FY96 NDAA P.L. 104-106, §353(a), Feb 10, 1996	Private Sector Operation of Certain Payroll, Finance & Accounting		Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(50)
333	2461 note	FY96 NDAA P.L. 104-106, §353(b), Feb 10, 1996	Payroll, Finance, & Accounting Functions of DoD: Pilot Program for Private Sector Operation of NAFL Functions	Enacted in Feb 1996 – authorized SecDef to carryout pilot program to test performance of private sector to perform payroll, accounting & other financial activities for nonappropriated fund instrumentalities; required evaluation of cost efficiencies (with goal of 25% reduction of total costs)	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(51)

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2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
334	2461 note	FY96 NDAA, P.L. 104-106, §356, Feb 10, 1996	Program for Improved Travel Process for Department of Defense	Enacted in Feb 1996 – authorized SecDef to develop a plan & conduct a program to improve DOD travel processes; required report to SASC/HASC within one year. Expired in 1998	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(52)
335	2461 note	FY96 NDAA P.L. 104-106, §357, Feb. 10, 1996	Increased Reliance on Private-Sector Sources for Commercial Products and Services		Leave as is	[-]	Ch. 142 to be left as is
336	2463 note	FY11 NDAA P.L. 111-383, §323, Jan. 7, 2011	Prohibition on Establishing Goals or Quotas for Conversion of Functions to Performance by Department of Defense Civilian Employees		Leave as is	[-]	Ch. 142 to be left as is
337	2464 note	FY18 NDAA, P.L. 115-91, §338, Dec. 12, 2017	Updated guidance regarding biennial core report		Leave as is	[-]	Ch. 142 to be left as is
338	2465 note	P.L. 107-56, § 1010, Oct 26, 2001	Temp Authority to Contract with Local & State Govts for Performance of Security Functions at US Military Installations	Enacted in Oct 2001 – allowed DOD to contract with State/Local govts for certain security & fire functions (while military forces are engaged in Operation Enduring Freedom/ 180 days after); required report to SASC & HASC within 1 year on performance	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(53)
339	2465 note	P.L. 106-398, sec 355, Oct 30, 2000	Performance of Emergency Response Functions		Leave as is	[-]	Ch. 142 to be left as is
340	2466 note	P.L. 103-337, sec 331, Oct 5, 1994	Congressional Findings		Leave as is	[-]	Ch. 142 to be left as is
341	2466 note	P.L. 103-337, sec 337, Oct 5, 1994	Revitalization Initiative for Depot-Level Activities		Leave as is	[-]	Ch. 142 to be left as is
342	2466 note	P.L. 103-160, sec 343, Nov 30, 1993	Continuation of Percentage Limits on Depot-Level Maintenance		Leave as is	[-]	Ch. 142 to be left as is
343	2500 note	FY16 NDAA P.L. 114-92, §897, Nov. 25, 2015	Treatment of Interagency And State And Local Purchases When [DoD] Acts As Contract Intermediary For [GSA]		Contracting With or Through Agencies, 255	3652	
344	2500 note	FY93 NDAA, P.L. 102-484, §4101, Oct 23, 1992	Congressional Findings	Enacted in Oct 1992 – general statement of findings related to collapse of communism & post-Cold War defense build down	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(54)
345	2500 note	FY93 NDAA, P.L. 102-484, §4201, Oct 23, 1992	PURPOSES OF TITLE XLII OF PUB. L. 102-484		Leave as is	[-]	
346	2501 note	FY19 NDAA, Pub. L. 115-232, §846, Aug 13, 2018	Support for defense manufacturing communities to support the defense industrial base	Authorizes SecDef, in coordination with SecCommerce, to establish within DoD a pgm to make long-term investments in critical skills, facilities, research & development, and small business support in order to strengthen the national security innovation base by designating and supporting consortiums as defense manufacturing communities.	Leave as is	[-]	

**Title 10 "Note" Sections Relating to Acquisition
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	A	B	C	D	E	F	G
1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
347	2501 note	FY18 NDAA, P.L. 115-91, §1071, Dec. 12, 2017	Enhanced analytical and monitoring capability of the defense industrial base		DIB Policies & Planning, ch 382	4818	
348	2501 note	FY17 NDAA, P.L. 114-328, sec 881, Dec 23, 2016	Greater Integration of the National Technology Industrial Base		Leave as is	[-]	Required development of a plan NLT Jan 1, 2018.
349	2501 note	FY16 NDAA P.L. 114-92, §218, Nov. 25, 2015	Department of Defense Technology Offset Program To Build and Maintain the Military Technological Superiority of the United States		Leave as is	[-]	Sunset 9/30/2020
350	2501 note	FY11 NDAA P.L. 111-383, §891, Jan. 7, 2011	Expansion of the Industrial Base		DIB Policies & Planning, ch 382	4819	nontraditional suppliers/PTAC references
351	2501 note	FY09 NDAA, P.L. 110-417, §256, Oct. 14, 2008	Executive Agent for Printed Circuit Board Technology	Enacted in Oct 2008 – requires SecDef to designate a senior official to be executive agent for printed circuit board technology (including funding strategies & assessment of vulnerabilities)	DIB Policies & Planning, ch 382	4821	
352	2501 note	FY04 NDAA P.L. 108-136, §§811, 812, 814	Essential Items Identification and Domestic Production Capabilities Improvement Program	1. Sec. 811 provides that certain provisions shall not apply to the extent the SecDef, in consultation with SecCommerce, USTR, & SecState, determines that it is inconsistent with US obligations under an international agreement. 2. Sec. 812 requires SecDef to establish a pgm to assess the degree to which the US is dependent on foreign sources of supply, etc 3. Sec. 814 establishes a Defense Industrial Base Capabilities Fund	Leave as is	[-]	811 involves other agencies. Not clear if program under 812 is ongoing or if Fund under 814 still exists.
353	2501 note	FY02 NDAA P.L. 107-107, §§251-253, Dec. 28, 2001	Air Force Science and Technology Planning		Subtitle D		Four sections set out in the Code as a single "note", under a single heading. Codiy in Subtitle D, Air Force, not Part V.
354	2501 note	FY01 NDAA P.L. 106-398, §252, Oct. 30, 2000					
355	2501 note	FY99 NDAA P.L. 105-261, §214, Oct. 17, 1998	Sense of Congress on Defense Science and Technology Program		DIB Generally, ch 381	4802	
356	2501 note	FY95 NDAA, P.L. 103-337, §1118, Oct. 5, 1994	Documentation for Awards for Cooperative Agreements or Other Transactions Under Defense Technology Reinvestment Programs	Enacted in Oct 1994 – required explanation (at time of award of cooperative agreement or other transaction) on how award advances & enhances a national security objective	DIB Generally, ch 381	4803	
357	2501 note	FY94 NDAA P.L. 103-160, §1352-1354, Nov. 30, 1993	National Shipbuilding Initiative		DIB Policies & Planning, ch 382	4820	Note that there are related provisions of law in title 46.

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
358	2501 note	FY93 NDAA P.L. 102-484, §4471, Oct. 23, 1992	Notice To Contractors and Employees Upon Proposed and Actual Termination or Substantial Reduction In Major Defense Programs		DIB Generally, ch 381	4804	
359	2504 note	FY12 NDAA, P.L. 112-81, §852, Dec 31, 2011	Strategy for Securing Supply Chain and Industrial Base	Enacted in Dec 2011—required SecDef to include in 2012 annual report to Congress an assessment (tier by tier) of industrial base; required updates for 2013-2015	REPEAL #2	[-]	Repealed in FY19 NDAA, sec 812(b)(55)
360	2505 note	FY18 NDAA, P.L. 115-91, §1711, Dec. 12, 2017	Pilot program on strengthening manufacturing in the defense industrial base		Leave as is	[-]	Pilot pgm - terminates on 12/12/21. Refers to chs. 137 & 139.
361	2511 note	FY98 NDAA P.L. 105-85, §203 (d), (g), & (i), Nov. 18, 1997	Dual-Use Science and Technology Program		DIB, chs 381-385	4835 4386	FY19 NDAA deletes (c) (sec. 811(h))
362	2514 note	FY18 NDAA, P.L. 115-91, §233, Dec. 12, 2017	Pilot program to improve incentives for technology transfer from Department of Defense laboratories		Technology Transfer	4837	Pilot pgm - terminates on 12/12/22
363	2514 note	FY14 NDAA P.L. 113-66, §801, Dec. 26, 2013	Enhanced Transfer of Technology Developed at Department Of Defense Laboratories [computer software]		DIB, chs 381-385	4838	Expires 12/31/2021
364	2514 note	FY88 NDAA P.L. 100-180, §218(c), Dec. 4, 1987	[Superconductivity] Technology Transfer to Private Sector		DIB, chs 381-385	4839	
365	2521 note	FY19 NDAA, Pub. L. 115-232, §229, Aug 13, 2018	Advanced manufacturing activities	Requires USD(A&S) and USD(R&E) to jointly, in coordination with mil depts, establish at least one activity per military service to demonstrate advanced manufacturing techniques and capabilities at depot-level activities or military arsenal facilities of the military departments; authorizes public-private or public-public partnerships.	DIB, chs 381-385	4844	
366	2521 note	FY08 NDAA P.L. 110-181, §214, Jan. 28, 2008	Limitation on Use of Funds for Defense-Wide Manufacturing Science and Technology Program		DIB, chs 381-385	4846	
367	2521 note	FY08 NDAA, P.L. 110-181, §238(b), Jan 28, 2008	Initial Development and Submission of Plan	Required SecDef to develop 5-year strategic plan under 10 USC 2521(f) to go into effect NLT 10/1/2008; w/ report to SASC/HASC NLT date of FY2010 Budget	Leave as is	[-]	
368	2521 note	FY06 NDAA P.L. 109-163, §§241-245, Jan. 6, 2006	High-Performance Defense Manufacturing Technology Research and Development		DIB, chs 381-385	4845	Sec 244 required report NLT 12/31/2007
369	2521 note	FY04 NDAA, P.L. 108-136, §823, Nov. 24, 2003	Technical Assistance Relating to Machine Tools	Enacted in Nov 2003 – required SecDef to publish in Federal Register information on govt. contracting for machine tools	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(56)

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
370	2521 note	FY04 DOD APPROP Act, P.L. 108-87, §8062, Sept. 30, 2003	[Naval Shipyard] Participation in Manufacturing Extension Program	"Notwithstanding any other provision of law, the Naval shipyards of the United States shall be eligible to participate in any manufacturing extension program financed by funds appropriated in this or any other Act or hereafter in any other Act."	Leave as is	[-]	Permanent Appropriation General Provision; includes "Notwithstanding any other provision of law,".
371	2531 note	FY05 NDAA P.L. 108-375, §831, Oct. 28, 2004	Defense Trade Reciprocity		DIB, chs 381-385	4853	
372	2532 note	FY89 NDAA, P.L. 100-456, §825(a), Sept 29, 1988	Contractual offset arrangements; congressional statement of findings	Enacted in Sept 1988 – general statement of findings about offset arrangements and impact on domestic defense industry markets	Leave as is	[-]	Cong. Findings in sec 825(a) appeared before 825(b), which added 10 USC 2532
373	2532 note	FY89 NDAA, PL.100-456, §825(c), Sept 29, 1988	Negotiations with Countries Requiring Offset Arrangements		Leave as is	[-]	Relates to negotiations by President with foreign countries. POTUS functions delegated to SecDef & USTR under Ex Ord. 12661 (19 USC 2901 note)
374	2533a note	FY04 NDAA P.L. 113-66, §1601, Dec. 26, 2013	Periodic IG Audit of Berry Amendment Compliance		DIB, chs 381-385	4866(a)	
375	2533a note	FY11 NDAA P.L. 111-383, §821(b), Jan. 7, 2011	Fire resistant rayon fiber	Applies to solicitations issued before Jan. 1, 2015	Repeal	[-]	
376	2533a note	FY08 NDAA P.L. 110-181, §829, Jan. 28, 2008	Fire resistant rayon fiber		DIB, chs 381-385	4867	
377	2533a note	FY06 NDAA P.L. 109-163, §832, Jan. 6, 2006	Acq. Workforce training in Berry Amdt		DIB, chs 381-385	4866(b)	
378	2533a note	FY05 DOD APPROP Act P.L. 108-287, §8118, Aug. 5, 2004	Application of Exception to Seafood Products	Permanent Appropriation General Provision	Leave as is	[-]	Not clear what "Notwithstanding any other provision of law" means in this section or what the second sentence does. Recommend leave as is.
379	2533b note	FY11 NDAA, P.L. 111-383, §823, Jan 7, 2011	Review of Regulatory Definition of Specialty Metals	Enacted in Jan 2011 – required SecDef to review DFARS (within 270 days) to ensure compliance with specialty metals statute	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(57)
380	2533b note	FY08 NDAA, P.L. 110-181, §804(h), Jan 28, 2008	Revision of Domestic Nonavailability	Enacted in Jan 2008 – required review (within 180 days) of any domestic nonavailability determination to ensure statutory compliance	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(58)
381	2533b note	FY08 NDAA P.L. 110-181, §884, Jan. 28, 2008	Requirements relating to waivers of certain domestic source limitations relating to specialty metals		DIB, chs 381-385	4865	

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
382	2533b note	FY07 NDAA, P.L. 109-364, §842(b), Oct 17, 2006	One Time Waiver of Specialty Metal Domestic Requirement	Enacted in Oct 2006 – allowed acceptance of specialty metal if incorporated into product before Oct 2006 (and contractor has a plan for future compliance); required publication of waiver in FedBizOps. Waiver authority expired in 2010	Repealed	[-]	Repealed in FY19 NDAA, sec 812(b)(59)
383	2534 note	FY15 NDAA P.L. 113-201, §858, Dec. 19, 2014 FY11 NDAA P.L. 111-383, §846, Jan. 7, 2011	Procurement of Photovoltaic Devices		Leave as is	[-]	Sec. 858 of FY15 NDAA was repealed by FY18 NDAA, sec. 813(b). Sec. 846 of the FY11 NDAA was NOT repealed. Oversight?
384	2534 note	FY04 NDAA P.L. 108-136, §821, Nov. 24, 2003	Elimination of Unreliable Sources of Defense Items and Components		DIB, chs 381-385	4874	Includes SecState coordination requirement
385	2535 note	FY95 NDAA, P. L. 103-337, §379(b), Oct. 5, 1994	Treatment of property loaned before Dec. 31, 1993 to Educational Institutions or Training Schools		Leave as is	[-]	May be obsolete
386	2536 note	FY19 NDAA, Pub. L. 115-232, §842, Aug 13, 2018	Removal of national interest determination requirements for certain entities	Effective Oct 1, 2020, a covered NTIB entity operating under a special security agreement pursuant to the National Industrial Security Program shall not be required to obtain a national interest determination as a condition for access to proscribed information.	DIB, chs 381-385	4873	
387	2536 note	FY18 NDAA, P.L. 115-91, §1712, Dec. 12, 2017	Review regarding applicability of foreign ownership, control, or influence requirements of National Industrial Security Program to national technology and industrial base companies		Leave as is	[-]	Includes SecState concurrence requirement. Has the review under sub (a) been completed & reported?
388	2540 note	FY05 DOD APPROP Act P.L. 108-287, §8065, Aug. 5, 2004	Authority to Issue Loan Guarantees		Leave as is	[-]	Perm Approp. GP. Too complicated to codify
389	2540c note	FY01 NDAA, P. L. 106-398, §1081(c), Oct. 30, 2000	Funds For Administrative Expenses Under Defense Export Loan Guarantee Program: Limitation Pending Submission of Report	Enacted in Oct 2000 – prohibited SecDef from exercising authority (related to administrative fees) until report was submitted to Congress on Defense Export Loan Guarantee Program	Def Export Loan Guarantee Pgm, ch 389	4974(d)(2)(C)	
390	2545 note	FY16 NDAA P.L. 114-92, §810, Nov. 25, 2015	Review of Time-Based Requirements Process and Budgeting and Acquisition Systems	Two subsections. (a) appears to be a one-time review; (b) appears to be permanent	Defense Acq System, ch 205	3106	Sub (b) would be codified; sub (a) would be omitted as OBE.
391	before 2571 note	FY14 NDAA P.L. 113-66, §803, Dec. 26, 2013	Identification and Replacement of Obsolete Electronic Parts		Planning & Solic: Specific types of acq, ch 225	3276	
392	2631 note	FY07 NDAA P.L. 109-364, §1017, Oct. 17, 2006	Obtaining Carriage by Vessel: Criterion Regarding Overhaul, Repair, and Maintenance of Vessels in the United States		Leave as is	[-]	Leave in ch. 157, Transportation
393	2784 note	FY08 DOD APPROP Act P.L. 110-116, §8067, Nov. 13, 2007	Crediting of Refunds [Govt Purchase Cards; Govt Travel cards, Govt travel]		Other Admin Matters, ch 367	4754(d)	Perm Appropriation General Provision. Codify only as to purchase cards; leave as is for travel cards

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1	CURRENT LAW				PROPOSED DISPOSITION		
2	10 USC Cite	Statute	Section heading	Description	Codify (wNew Ch), Leave As Is, or Repeal	If codify New Sec #	Notes
394	4551 note	FY14 NDAA P.L. 113-66, §323, Dec. 26, 2013	Consideration of Army Arsenals' Capabilities to Fulfill Manufacturing Requirements		Planning & Solic: Specific types of acq, ch 225	3277	
395	4551 note	FY01 NDAA, P.L. 106-398, §343, Oct 30, 2000	Arsenal Support Program Initiative	Enacted in Oct 2000 – requires SecArmy to conduct demonstration program to maintain viability of Army arsenals (allowed commercial use of arsenals and loan guarantees). Applies during FY01 - FY12.	REPEALED	[-]	Repealed in FY19 NDAA, sec 812(b)(60)
396	4554 note	FY16 NDAA P.L. 114-92, §343, Nov. 25, 2015	Temporary Authority to Extend Contracts and Leases Under the ARMS Initiative		Leave as is	[-]	Expires 11/26/2020 Leave as is? (not an acq provision)
397	8022 note	FY02 NDAA, P.L. 107-107, §262, Dec. 28, 2001	Demonstration Project to Increase Small Business and University Participation in Office of Naval Research Efforts to Extend Benefits of Science and Technology Research to Fleet	Demonstration project to be carried out during the three-year period beginning on date of enactment [Dec. 28, 2001].	Repeal	[-]	
398	OTHER TITLES OF THE CODE						
399	15 U.S.C. 637 note	FY90 NDAA Pub. L. 101-189, §834, Nov 29, 1989	Program for negotiation of comprehensive small business subcontracting plans		Small Business, ch 387	4905	NDAA section applicable only to DoD, classified as a "note" in title 15
400	[none]	FY19 NDAA, Pub. L. 115-232, §857, Aug. 13, 2018	Consolidated budget display for Department of Defense SBIR and STTR Programs	Sunset 12/31/22	Small Business, ch 387	4923	This sec is proposed for codification n/w the sunset provision. Codifi seems particularly warranted here since this sec seems to not have been classified as a USC "note" section, either in title 10 or title 15.
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406							