

AMENDMENT TO H.R. 5136
OFFERED BY MR. SMITH OF WASHINGTON

At the appropriate place in title VIII, insert the following new section:

1 **SEC. 8xx. INTERIM REPORT ON REVIEW OF IMPACT OF**
2 **COVERED SUBSIDIES ON ACQUISITION OF**
3 **KC-45 AIRCRAFT.**

4 (a) INTERIM REPORT.—The Secretary of Defense
5 shall submit to the congressional defense committees an
6 interim report on any review of a covered subsidy initiated
7 pursuant to subsection (a) of section 886 of the Duncan
8 Hunter National Defense Authorization Act for Fiscal
9 Year 2009 (Public Law 110-417; 122 Stat. 4561) not
10 later than 60 days after the date of the initiation of the
11 review.

12 (b) REPORT CONTENTS.—The report required by
13 subsection (a) shall contain detailed findings relating to
14 the impact of the covered subsidy that led to the initiation
15 of the review on the source selection process for the KC-
16 45 Aerial Refueling Aircraft Program or any successor to
17 such program and whether the covered subsidy would pro-

- 1 vide an unfair competitive advantage to any bidder in the
- 2 source selection process.

