

(d) EXCLUSION OF CERTAIN PROGRAMS.—The Board shall not include the consideration of programs funded under the National Intelligence Program (as defined in section 3(6) of the National Security Act of 1947 (50 U.S.C. 3003(6))) in carrying out this section.

(Added Pub. L. 113-66, div. A, title II, §261(a), Dec. 26, 2013, 127 Stat. 724; amended Pub. L. 113-291, div. A, title X, §1071(f)(4), Dec. 19, 2014, 128 Stat. 3510.)

#### AMENDMENTS

2014—Subsec. (c)(1). Pub. L. 113-291 substituted “2430(a)” for “139c” in introductory provisions.

### § 190. Defense Cost Accounting Standards Board

(a) ORGANIZATION.—The Defense Cost Accounting Standards Board is an independent board in the Office of the Secretary of Defense.

(b) MEMBERSHIP.—(1) The Board consists of seven members. One member is the Chief Financial Officer of the Department of Defense or a designee of the Chief Financial Officer, who serves as Chairman. The other six members, all of whom shall have experience in contract pricing, finance, or cost accounting, are as follows:

(A) Three representatives of the Department of Defense appointed by the Secretary of Defense; and

(B) Three individuals from the private sector, each of whom is appointed by the Secretary of Defense, and—

(i) one of whom is a representative of a nontraditional defense contractor (as defined in section 2302(9) of this title); and

(ii) one of whom is a representative from a public accounting firm.

(2) A member appointed under paragraph (1)(A) may not continue to serve after ceasing to be an officer or employee of the Department of Defense.

(c) DUTIES OF THE CHAIRMAN.—The Chief Financial Officer of the Department of Defense, after consultation with the Defense Cost Accounting Standards Board, shall prescribe rules and procedures governing actions of the Board under this section.

(d) DUTIES.—The Defense Cost Accounting Standards Board—

(1) shall review cost accounting standards established under section 1502 of title 41 and recommend changes to such cost accounting standards to the Cost Accounting Standards Board established under section 1501 of such title;

(2) has exclusive authority, with respect to the Department of Defense, to implement such cost accounting standards to achieve uniformity and consistency in the standards governing measurement, assignment, and allocation of costs to contracts with the Department of Defense; and

(3) shall develop standards to ensure that commercial operations performed by Government employees at the Department of Defense adhere to cost accounting standards (based on cost accounting standards established under section 1502 of title 41 or Generally Accepted Accounting Principles) that inform managerial decisionmaking.

(e) COMPENSATION.—(1) Members of the Defense Cost Accounting Standards Board who are officers or employees of the Department of Defense shall not receive additional compensation for services but shall continue to be compensated by the Department of Defense.

(2) Each member of the Board appointed from the private sector shall receive compensation at a rate not to exceed the daily equivalent of the rate for level IV of the Executive Schedule for each day (including travel time) in which the member is engaged in the actual performance of duties vested in the Board.

(3) While serving away from home or regular place of business, Board members and other individuals serving on an intermittent basis shall be allowed travel expenses in accordance with section 5703 of title 5.

(Added Pub. L. 114-328, div. A, title VIII, §820(b)(1), Dec. 23, 2016, 130 Stat. 2274; amended Pub. L. 115-91, div. A, title VIII, §804, Dec. 12, 2017, 131 Stat. 1456.)

#### REFERENCES IN TEXT

Level IV of the Executive Schedule, referred to in subsec. (e)(2), is set out in section 5315 of Title 5, Government Organization and Employees.

#### AMENDMENTS

2017—Subsec. (f). Pub. L. 115-91 struck out subsec. (f) which related to auditing requirements.

#### EFFECTIVE DATE

Pub. L. 114-328, div. A, title VIII, §820(d), Dec. 23, 2016, 130 Stat. 2276, provided that: “The amendments made by this section [enacting this section and amending sections 1501 and 1502 of Title 41, Public Contracts] shall take effect on October 1, 2018.”

## CHAPTER 8—DEFENSE AGENCIES AND DEPARTMENT OF DEFENSE FIELD ACTIVITIES

Subchapter	Sec.
I.	Common Supply and Service Activities 191
II.	Miscellaneous Defense Agency Matters 201

### SUBCHAPTER I—COMMON SUPPLY AND SERVICE ACTIVITIES

Sec.	
191.	Secretary of Defense: authority to provide for common performance of supply or service activities.
192.	Defense Agencies and Department of Defense Field Activities: oversight by the Secretary of Defense.
193.	Combat support agencies: oversight.
194.	Limitations on personnel.
195.	Defense Automated Printing Service: applicability of Federal printing requirements.
196.	Department of Defense Test Resource Management Center.
197.	Defense Logistics Agency: fees charged for logistics information.

#### AMENDMENTS

2004—Pub. L. 108-375, div. A, title X, §1010(b), Oct. 28, 2004, 118 Stat. 2038, added item 197.

2002—Pub. L. 107-314, div. A, title II, §231(a)(2), Dec. 2, 2002, 116 Stat. 2489, added item 196.

1997—Pub. L. 105-85, div. A, title III, §383(b), Nov. 18, 1997, 111 Stat. 1711, added item 195.

1986—Pub. L. 99-433, title III, §301(a)(2), Oct. 1, 1986, 100 Stat. 1019, inserted “AND DEPARTMENT OF DEFENSE FIELD ACTIVITIES” in chapter heading, added

subchapter analysis and subchapter I analysis, and struck out former chapter analysis consisting of item 191 “Unauthorized use of Defense Intelligence Agency name, initials, or seal”.

1985—Pub. L. 99-145, title XIII, § 1302(a)(2), Nov. 8, 1985, 99 Stat. 737, redesignated item 192 “Benefits for certain employees of the Defense Intelligence Agency” as item 1605 and transferred it to chapter 83 of this title.

1983—Pub. L. 98-215, title V, § 501(b), Dec. 9, 1983, 97 Stat. 1479, added item 192.

1982—Pub. L. 97-269, title V, § 501(a), Sept. 27, 1982, 96 Stat. 1144, added chapter 8 heading and analysis of sections for chapter 8, consisting of a single item 191.

**§ 191. Secretary of Defense: authority to provide for common performance of supply or service activities**

(a) **AUTHORITY.**—Whenever the Secretary of Defense determines such action would be more effective, economical, or efficient, the Secretary may provide for the performance of a supply or service activity that is common to more than one military department by a single agency of the Department of Defense.

(b) **DESIGNATION OF COMMON SUPPLY OR SERVICE AGENCY.**—Any agency of the Department of Defense established under subsection (a) (or under the second sentence of section 125(d) of this title (as in effect before October 1, 1986)) for the performance of a supply or service activity referred to in such subsection shall be designated as a Defense Agency or a Department of Defense Field Activity.

(Added Pub. L. 99-433, title III, § 301(a)(2), Oct. 1, 1986, 100 Stat. 1019; amended Pub. L. 100-26, § 7(i)(1), Apr. 21, 1987, 101 Stat. 282.)

**REFERENCES IN TEXT**

Subsection (d) of section 125 of this title, referred to in subsec. (b), was repealed by section 301(b)(1) of Pub. L. 99-433.

**PRIOR PROVISIONS**

A prior section 191 was renumbered section 202 of this title and subsequently repealed.

**AMENDMENTS**

1987—Subsec. (b). Pub. L. 100-26 substituted “October 1, 1986” for “the date of the enactment of the Goldwater-Nichols Department of Defense Reorganization Act of 1986”.

**ACTIONS TO INCREASE THE EFFICIENCY AND TRANSPARENCY OF THE DEFENSE LOGISTICS AGENCY**

Pub. L. 115-232, div. A, title IX, § 924, Aug. 13, 2018, 132 Stat. 1931, provided that:

“(a) **SYSTEM AND CAPABILITY.**—Not later than January 1, 2020, the Director of the Defense Logistics Agency and the Chief Management Officer of the Department of Defense shall jointly, in consultation with the customers served by the Agency, develop and implement—

“(1) a comprehensive system that enables customers of the Agency to view—

“(A) the inventory of items and materials available to customers from the Agency; and

“(B) the delivery status of items and materials that are in transit to customers; and

“(2) a predictive analytics capability designed to increase the efficiency of the system described in paragraph (1) by identifying emerging customer needs with respect to items and materials supplied by the Agency, including any emerging needs arising from the use of new weapon systems by customers.

“(b) **ACTIONS TO INCREASE EFFICIENCY.**—Not later than January 1, 2020, the Director and the Chief Management Officer shall jointly—

“(1) develop a plan to reduce the rates charged by the Agency to customers, in aggregate—

“(A) by not less than 10 percent; or

“(B) if the Chief Management Officer determines that a reduction of rates in aggregate of 10 percent or more will create overall inefficiencies for the Department, by such percentage less than 10 percent as the Chief Management Officer considers appropriate to avoid such inefficiencies, but only after notifying the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] of such lesser percentage in reduction of rates pursuant to this subparagraph;

“(2) eliminate the duplication of services within the Agency; and

“(3) establish specific goals and metrics to ensure that the Agency is fulfilling its mission of providing items and materials to customers with sufficient speed and in sufficient quantities to ensure the lethality and readiness of warfighters.

“(c) **PLAN REQUIRED.**—Not later than February 1, 2019, the Director and the Chief Management Officer shall jointly submit to the congressional defense committees a plan that describes how the Director and the Chief Management Officer will achieve compliance with the requirements of subsections (a) and (b).”

**COMPTROLLER GENERAL REVIEW OF OPERATIONS OF DEFENSE LOGISTICS AGENCY**

Pub. L. 106-398, § 1 [[div. A], title IX, § 917], Oct. 30, 2000, 114 Stat. 1654, 1654A-232, directed the Comptroller General to review the operations of the Defense Logistics Agency and to submit to committees of Congress one or more reports setting forth the Comptroller General’s findings not later than Feb. 1, 2002.

**COMPTROLLER GENERAL REVIEW OF OPERATIONS OF DEFENSE INFORMATION SYSTEMS AGENCY**

Pub. L. 106-398, § 1 [[div. A], title IX, § 918], Oct. 30, 2000, 114 Stat. 1654, 1654A-232, directed the Comptroller General to review the operations of the Defense Information Systems Agency and to submit to committees of Congress one or more reports setting forth the Comptroller General’s findings not later than Feb. 1, 2002.

**REASSESSMENT OF DEFENSE AGENCIES AND DEPARTMENT OF DEFENSE FIELD ACTIVITIES**

Pub. L. 99-433, title III, § 303, Oct. 1, 1986, 100 Stat. 1023, directed Secretary of Defense to conduct a study of functions and organizational structure of Defense Agencies and Department of Defense Field Activities to determine the most effective, economical, or efficient means of providing supply or service activities common to more than one military department, with Secretary to submit a report to Congress not later than Oct. 1, 1987. The report was to include a study of improved application of computer systems to functions of Defense Agencies and Department of Defense Field Activities, including a plan for rapid replacement, where necessary, of existing automated data processing equipment with new equipment, and plans to achieve reductions in total number of members of Armed Forces and civilian employees assigned or detailed to permanent duty in Defense Agencies and Department of Defense Field Activities (other than National Security Agency) by 5 percent, 10 percent, and 15 percent of total number of such members and employees projected to be assigned or detailed to such duty on Sept. 30, 1988, together with a discussion of implications of each such reduction and a draft of any legislation that would be required to implement each such plan.

**§ 192. Defense Agencies and Department of Defense Field Activities: oversight by the Secretary of Defense**

(a) **OVERALL SUPERVISION.**—(1) The Secretary of Defense shall assign responsibility for the