

§ 5107. Major acquisition program risk assessment

(a) IN GENERAL.—Not later than April 15 and October 15 of each year, the Commandant of the Coast Guard shall provide to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a briefing regarding a current assessment of the risks associated with all current major acquisition programs, as that term is defined in section 5103(f).

(b) ELEMENTS.—Each assessment under this subsection shall include, for each current major acquisition program, discussion of the following:

(1) The top five current risks to such program.

(2) Any failure of such program to demonstrate a key performance parameter or threshold during operational test and evaluation conducted during the 2 fiscal-year quarters preceding such assessment.

(3) Whether there has been any decision in such 2 fiscal-year quarters to order full-rate production before all key performance parameters or thresholds are met.

(4) Whether there has been any breach of major acquisition program cost (as defined by the Major Systems Acquisition Manual) in such 2 fiscal-year quarters.

(5) Whether there has been any breach of major acquisition program schedule (as so defined) during such 2 fiscal-year quarters.

(Added Pub. L. 115-232, div. C, title XXXV, §3526(a), Aug. 13, 2018, 132 Stat. 2317, §2906; renumbered §5107 and amended Pub. L. 115-282,

title I, §§122(b), 123(b)(2), Dec. 4, 2018, 132 Stat. 4239, 4240.)

AMENDMENTS

2018—Pub. L. 115-282, §122(b), renumbered section 2906 of this title as this section.

Subsec. (a). Pub. L. 115-282, §123(b)(2), substituted “section 5103(f)” for “section 2903(f)”.

§ 5108. Unfunded priorities list

(a) IN GENERAL.—Not later than 60 days after the date on which the President submits to Congress a budget pursuant to section 1105 of title 31, the Commandant shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a list of each unfunded priority for the Coast Guard.

(b) PRIORITIZATION.—The list required under subsection (a) shall present the unfunded priorities in order from the highest priority to the lowest, as determined by the Commandant.

(c) UNFUNDED PRIORITY DEFINED.—In this section, the term “unfunded priority” means a program or mission requirement that—

(1) has not been selected for funding in the applicable proposed budget;

(2) is necessary to fulfill a requirement associated with an operational need; and

(3) the Commandant would have recommended for inclusion in the applicable proposed budget had additional resources been available or had the requirement emerged before the budget was submitted.

(Added Pub. L. 115-282, title III, §317(b), Dec. 4, 2018, 132 Stat. 4251.)