

111TH CONGRESS
2^D SESSION

H. R. 5837

To require persons to certify that they have not violated foreign corrupt practices statutes before being awarded Government contracts, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2010

Mr. GENE GREEN of Texas introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To require persons to certify that they have not violated foreign corrupt practices statutes before being awarded Government contracts, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REQUIRED CERTIFICATION BY PERSONS PRIOR**
4 **TO AWARD OF FEDERAL CONTRACTS.**

5 (a) PROHIBITION.—An Executive agency—

6 (1) may not enter into a contract for the pro-
7 curement of goods or services with any person or en-
8 tity unless that person or entity has certified that
9 the person or entity, and each of its officers, employ-

1 ees, and agents, have not violated section 30A of the
2 Securities Exchange Act of 1934, section 104 or
3 104A of the Foreign Corrupt Practices Act of 1977,
4 or any comparable law of any other country; and

5 (2) may not allow any contractor awarded a
6 contract by the agency to enter into a subcontract
7 (at any tier) under the contract with any person or
8 entity that has not made the certification described
9 in paragraph (1).

10 (b) EXECUTIVE AGENCY DEFINED.—In this Act, the
11 term “Executive agency” has the meaning provided in sec-
12 tion 105 of title 5, United States Code.

13 (c) APPLICABILITY.—Subsection (a) applies—

14 (1) to contracts entered into after the date of
15 the enactment of this Act; and

16 (2) to subcontracts (at any tier) awarded under
17 such contracts.

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