

114TH CONGRESS  
1ST SESSION

# H. R. 2385

To require certain large companies to submit to an independent annual audit of their supply chains to verify that their supply chains are free of child and forced labor.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 15, 2015

Mr. VARGAS introduced the following bill; which was referred to the  
Committee on Energy and Commerce

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## A BILL

To require certain large companies to submit to an independent annual audit of their supply chains to verify that their supply chains are free of child and forced labor.

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. SHORT TITLE.**

4       This Act may be cited as the “Stop Blood Tomatoes  
5       Act”.

6       **SEC. 2. AUDIT OF SUPPLY CHAIN REQUIRED.**

7       (a) **REQUIRED AUDIT.**—Each public or private com-  
8       pany that produces or sells products in interstate com-

1 merce that has gross annual revenues in excess of  
2 \$1,000,000,000 shall annually submit to an audit of its  
3 supply chains by an independent auditor for the purpose  
4 of determining if such company's supply chains are free  
5 of child labor and forced labor.

6 (b) TIMING OF AUDIT.—The audit required by sub-  
7 section (a) shall be conducted during the first quarter of  
8 the company's fiscal year and shall be a complete audit  
9 of the companies supply chains during the previous fiscal  
10 year.

11 (c) DETERMINATION BY AUDITOR.—In addition to  
12 any specific information regarding a company's supply  
13 chain, the independent auditor shall make a determination  
14 in each audit that—

15 (1) the company's products are produced with-  
16 out the use of child labor or forced labor; or

17 (2) if the independent auditor cannot be certain  
18 that child labor or forced labor was used, that the  
19 company's products may have been produced with  
20 the use of child labor or forced labor.

21 (d) REPORTING OF AUDIT DETERMINATION.—Each  
22 company required to submit to an audit under this section  
23 shall, within 60 days of the completion of the audit—

1 (1) report the determination made pursuant to  
2 subsection (e) to the Department of Labor and the  
3 Securities and Exchange Commission; and

4 (2) post a clear and conspicuous notice on the  
5 primary homepage of the company's Internet  
6 website, based on such determination, that states ei-  
7 ther of the following:

8 (A) "Products are free of child labor and  
9 forced labor."

10 (B) "Products may have been produced  
11 using child labor or forced labor."

12 (e) DEFINITIONS.—As used in this Act and for pur-  
13 poses of the audit required under this Act—

14 (1) the term "child labor" means any labor  
15 practice relating to work performed by a minor in  
16 violation of national and international standards, in-  
17 cluding International Labor Organization Conven-  
18 tion No. 182;

19 (2) the term "forced labor" means any forced  
20 labor practice in violation of national and inter-  
21 national standards, including International Labor  
22 Organization Convention No. 29;

23 (3) the term "independent auditor" means an  
24 entity that is unrelated to and fully independent of  
25 any company for which it performs audit services re-

1       quired by this Act that has demonstrated experience  
2       with examining international supply chains and fa-  
3       miliarity with international labor standards;

4               (4) the term “product” includes a manufac-  
5       tured product, agricultural commodity, and oil, nat-  
6       ural gas, and minerals; and

7               (5) the term “supply chain” means all labor re-  
8       cruiters, suppliers of products, component parts of  
9       products, and raw materials used by a company and  
10      its subsidiary and suppliers in the manufacturing of  
11      such company’s products, whether or not such com-  
12      pany has a direct relationship with the supplier.

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