

110TH CONGRESS
1ST SESSION

H. R. 1986

To require potential Federal contractors to certify they owe no Federal tax debt.

IN THE HOUSE OF REPRESENTATIVES

APRIL 20, 2007

Mr. ELLSWORTH introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To require potential Federal contractors to certify they owe no Federal tax debt.

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 “Federal Contractor
5 Accountability Act of 2007”.

6 **SEC. 2. REQUIREMENTS FOR POTENTIAL FEDERAL CON-**
7 **TRACTORS FOR CERTIFICATIONS REGARD-**
8 **ING FEDERAL TAX DEBT.**

9 (a) REQUIREMENT FOR PROSPECTIVE AND CURRENT
10 CONTRACTORS REGARDING FEDERAL TAX DEBT.—

1 (1) IN GENERAL.—No prospective contractor
2 may be awarded a contract with an agency, no con-
3 tractor with an agency may be awarded an extension
4 of its contract with the agency, and an agency may
5 not issue an order for goods or services to any pro-
6 spective contractor or contractor, unless the prospec-
7 tive contractor or the contractor, as the case may be,
8 certifies in writing to the agency making the award
9 or extension, or issuing the order, that the con-
10 tractor owes no Federal tax debt.

11 (2) FEDERAL TAX DEBT.—For purposes of the
12 certification required by paragraph (1), Federal tax
13 debt includes any type of tax owed to the Federal
14 Government that is in a delinquent status.

15 (b) REQUIREMENT FOR PROSPECTIVE CONTRACTORS
16 REGARDING CONVICTIONS AND LIENS.—Any prospective
17 contractor submitting an offer to an agency shall submit
18 the following certifications with the offer:

19 (1) CONVICTIONS.—A certification regarding
20 whether or not the offeror has, within a three-year
21 period preceding the offer, been convicted or had a
22 civil judgment rendered against the offeror for vio-
23 lating any tax law or failing to pay any tax, or has
24 been notified of any delinquent taxes for which the
25 liability remains unsatisfied.

1 (2) LIENS.—A certification regarding whether
2 or not the offeror has received a notice of a tax lien
3 filed against the offeror for which the liability re-
4 mains unsatisfied or the lien has not been released.

5 (c) AGENCY.—In this section, the term “agency”
6 means an executive agency, as defined in section 4(1) of
7 the Office of Federal Procurement Policy Act (41 U.S.C.
8 403(1)).

9 (d) CONTRACTS COVERED.—This Act shall apply to
10 contracts in amounts equal to or greater than the sim-
11 plified acquisition threshold (as defined in section 4(11)
12 of the Office of Federal Procurement Policy Act (41
13 U.S.C. 401(11)).

14 (e) EFFECTIVE DATE.—This Act shall apply to con-
15 tracts or contract extensions awarded, or orders for goods
16 or services issued, on or after the date occurring 30 days
17 after the date of the enactment of this Act.

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