

111TH CONGRESS
1ST SESSION

H. R. 1360

To require an annual report on contract oversight by Federal departments
and agencies.

IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 2009

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

A BILL

To require an annual report on contract oversight by Federal
departments and agencies.

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 “Contractor Account-
5 ability Act”.

6 **SEC. 2. ANNUAL REPORT ON CONTRACT OVERSIGHT BY DE-**
7 **PARTMENTS AND AGENCIES.**

8 (a) REQUIREMENT.—Not later than April 1 of each
9 year, beginning with April 1, 2010, the head of each Fed-
10 eral department or agency shall submit to Congress a re-

1 port containing, with respect to each covered contract or
2 order awarded or issued by the agency during the year
3 covered by the report, the following:

4 (1) A certification that the department or agen-
5 cy has exercised oversight over each contract or
6 order sufficient to ensure that each contractor is ful-
7 filling the obligations specified in the contract or
8 order.

9 (2) A list of the names of each contractor found
10 by the department or agency to not be fulfilling its
11 obligations specified in the contract or order.

12 (b) PUBLIC AVAILABILITY.—

13 (1) Except as provided in paragraph (2), each
14 report submitted under subsection (a) shall be made
15 publicly available on the public Web site of the de-
16 partment or agency submitting the report.

17 (2) This subsection does not require the public
18 availability of information that is exempt from public
19 disclosure under section 552(b) of title 5, United
20 States Code.

21 (c) GAO OVERSIGHT.—

22 (1) REPORT REQUIREMENT.—Every two years,
23 the Comptroller General shall submit to the congres-
24 sional committees described in paragraph (2) a re-

1 port discussing the compliance by the departments
2 and agencies with the requirements of this Act.

3 (2) COMMITTEES.—The committees described
4 in this paragraph are the following:

5 (A) The Committee on Oversight and Gov-
6 ernment Reform of the House of Representa-
7 tives and the Committee on Homeland Security
8 and Governmental Affairs of the Senate.

9 (B) The Committees on Appropriations of
10 the House of Representatives and the Senate.

11 (C) Other committees of jurisdiction.

12 (d) DEFINITIONS.—In this section:

13 (1) COVERED CONTRACT OR ORDER.—The term
14 “covered contract or order” means any of the fol-
15 lowing:

16 (A) A contract awarded by a Federal de-
17 partment or agency in an amount greater than
18 the simplified acquisition threshold, or a sub-
19 contract in an amount greater than such
20 threshold under such a contract.

21 (B) A task or delivery order issued by a
22 Federal department or agency in an amount
23 greater than the simplified acquisition thresh-
24 old.

1 (2) SIMPLIFIED ACQUISITION THRESHOLD.—

2 The term “simplified acquisition threshold” has the
3 meaning provided in section 4(11) of the Office of
4 Federal Procurement Policy Act (41 U.S.C.
5 403(11)).

6 (3) TASK OR DELIVERY ORDER.—The term
7 “task or delivery order” has the meaning provided
8 in section 303K of title III of the Federal Property
9 and Administrative Services Act of 1949 (41 U.S.C.
10 253k).

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