

111TH CONGRESS  
2D 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.

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## 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

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## 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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