

111TH CONGRESS
2D SESSION

H. R. 5898

To amend the Buy American Act to require each department or independent establishment to conduct an annual audit of its contracts for compliance with such Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2010

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

A BILL

To amend the Buy American Act to require each department or independent establishment to conduct an annual audit of its contracts for compliance with such Act, 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. SHORT TITLE.**

4 This Act may be cited as the “Buy America Account-
5 ability Act of 2010”.

1 **SEC. 2. AUDIT OF CONTRACTS REQUIRED.**

2 Section 2 of the Buy American Act (41 U.S.C. 10a)
3 is amended by adding at the end the following new sub-
4 section:

5 “(c) AUDIT OF CONTRACTS REQUIRED.—

6 “(1) IN GENERAL.—Not later than 90 days
7 after the end of a fiscal year, the head of each de-
8 partment or independent establishment shall submit
9 to Congress a report that contains an evaluation
10 performed by such department or independent estab-
11 lishment of contractor compliance with the provi-
12 sions of this Act for at least 10 percent of the con-
13 tracts awarded by the department or independent es-
14 tablishment during that fiscal year for the procure-
15 ment of articles, materials, or supplies.

16 “(2) PUBLIC AVAILABILITY.—The head of each
17 Federal agency submitting a report under paragraph
18 (1) shall make the report publicly available to the
19 maximum extent practicable.

20 “(3) EXCEPTION FOR THE INTELLIGENCE COM-
21 MUNITY.—The report required under this subsection
22 shall not cover acquisitions made by an agency, or
23 component thereof, that is an element of the intel-
24 ligence community as specified in, or designated

1 under, section 3(4) of the National Security Act of
2 1947 (50 U.S.C. 401a(4)).”.

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