

110TH CONGRESS  
1ST SESSION

# H. R. 3405

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

AUGUST 3, 2007

Mr. GENE GREEN of Texas (for himself and Mr. RYAN of Ohio) 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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