

111TH CONGRESS  
1ST SESSION

# H. R. 3571

To prohibit the Federal Government from awarding contracts, grants, or other agreements to, providing any other Federal funds to, or engaging in activities that promote certain indicted organizations.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 15, 2009

Mr. BOEHNER (for himself, Mr. CANTOR, Mr. PENCE, Mr. ISSA, Mr. ADERHOLT, Mr. AKIN, Mr. ALEXANDER, Mrs. BACHMANN, Mr. BACHUS, Mr. BARRETT of South Carolina, Mr. BARTLETT, Mr. BILIRAKIS, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. BLUNT, Mr. BONNER, Mrs. BONO MACK, Mr. BOOZMAN, Mr. BOUSTANY, Mr. BRADY of Texas, Mr. BROUN of Georgia, Mr. BROWN of South Carolina, Mr. BURTON of Indiana, Mr. BUYER, Mr. CALVERT, Mr. CAMP, Mrs. CAPITO, Mr. CARTER, Mr. CHAFFETZ, Mr. COFFMAN of Colorado, Mr. COLE, Mr. CONAWAY, Mr. CULBERSON, Mr. DAVIS of Kentucky, Mr. DENT, Mr. DREIER, Mr. DUNCAN, Mr. EHLERS, Ms. FALLIN, Ms. FOXX, Mr. FRANKS of Arizona, Mr. GALLEGLY, Mr. GARRETT of New Jersey, Mr. GERLACH, Mr. GOODLATTE, Ms. GRANGER, Mr. GRAVES, Mr. HARPER, Mr. HELLER, Mr. HENSARLING, Mr. HERGER, Mr. INGLIS, Mr. SAM JOHNSON of Texas, Mr. JONES, Mr. JORDAN of Ohio, Mr. KING of New York, Mr. KINGSTON, Mr. KLINE of Minnesota, Mr. LAMBORN, Mr. LANCE, Mr. LATOURETTE, Mr. LATTI, Mr. LEE of New York, Mr. LEWIS of California, Mr. LINDER, Mr. LOBIONDO, Mr. LUETKEMEYER, Mrs. LUMMIS, Mr. DANIEL E. LUNGREN of California, Mr. MACK, Mr. MARCHANT, Mr. MCCAUL, Mr. MCCARTHY of California, Mr. MCCOTTER, Mrs. MCMORRIS RODGERS, Mr. MCHENRY, Mr. MCKEON, Mr. MILLER of Florida, Mrs. MILLER of Michigan, Mr. MORAN of Kansas, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. OLSON, Mr. PAUL, Mr. PETRI, Mr. PLATTS, Mr. POSEY, Mr. PUTNAM, Mr. RADANOVICH, Mr. ROGERS of Alabama, Mr. ROGERS of Kentucky, Mr. ROSKAM, Mr. ROYCE, Mr. SCALISE, Mr. SESSIONS, Mr. SHIMKUS, Mr. SHUSTER, Mr. SIMPSON, Mr. SMITH of Texas, Mr. SOUDER, Mr. SULLIVAN, Mr. TERRY, Mr. TIBERI, Mr. TIAHRT, Mr. THOMPSON of Pennsylvania, Mr. TURNER, Mr. UPTON, Mr. WALDEN, Mr. WAMP, Mr. WESTMORELAND, Mr. WHITFIELD, Mr. WILSON of South Carolina, Mr. WOLF, Mr. YOUNG of Florida, and Mrs. BIGGERT) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

# A BILL

To prohibit the Federal Government from awarding contracts, grants, or other agreements to, providing any other Federal funds to, or engaging in activities that promote certain indicted organizations.

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 “Defund ACORN Act”.

5 **SEC. 2. PROHIBITIONS ON FEDERAL FUNDS AND OTHER**  
6                   **ACTIVITIES WITH RESPECT TO CERTAIN IN-**  
7                   **DICTED ORGANIZATIONS.**

8       (a) PROHIBITIONS.—With respect to any covered or-  
9 ganization, the following prohibitions apply:

10           (1) No Federal contract, grant, cooperative  
11 agreement, or any other form of agreement (includ-  
12 ing a memorandum of understanding) may be  
13 awarded to or entered into with the organization.

14           (2) No Federal funds in any other form may be  
15 provided to the organization.

16           (3) No Federal employee or contractor may  
17 promote in any way (including recommending to a  
18 person or referring to a person for any purpose) the  
19 organization.

20       (b) COVERED ORGANIZATION.—In this section, the  
21 term “covered organization” means any of the following:

1           (1) Any organization that has been indicted for  
2 a violation under any Federal or State law governing  
3 the financing of a campaign for election for public  
4 office or any law governing the administration of an  
5 election for public office, including a law relating to  
6 voter registration.

7           (2) Any organization that had its State cor-  
8 porate charter terminated due to its failure to com-  
9 ply with Federal or State lobbying disclosure re-  
10 quirements.

11           (3) Any organization that has filed a fraudulent  
12 form with any Federal or State regulatory agency.

13           (4) Any organization that—

14               (A) employs any applicable individual, in a  
15 permanent or temporary capacity;

16               (B) has under contract or retains any ap-  
17 plicable individual; or

18               (C) has any applicable individual acting on  
19 the organization’s behalf or with the express or  
20 apparent authority of the organization.

21 (c) ADDITIONAL DEFINITIONS.—In this section:

22           (1) The term “organization” includes the Asso-  
23 ciation of Community Organizations for Reform  
24 Now (in this subsection referred to as “ACORN”)  
25 and any ACORN-related affiliate.

1           (2) The term “ACORN-related affiliate” means  
2 any of the following:

3           (A) Any State chapter of ACORN reg-  
4 istered with the Secretary of State’s office in  
5 that State.

6           (B) Any organization that shares directors,  
7 employees, or independent contractors with  
8 ACORN.

9           (C) Any organization that has a financial  
10 stake in ACORN.

11           (D) Any organization whose finances,  
12 whether federally funded, donor-funded, or  
13 raised through organizational goods and serv-  
14 ices, are shared or controlled by ACORN.

15           (3) The term “applicable individual” means an  
16 individual who has been indicted for a violation  
17 under Federal or State law relating to an election  
18 for Federal or State office.

19           (d) REVISION OF FEDERAL ACQUISITION REGULA-  
20 TION.—The Federal Acquisition Regulation shall be re-  
21 vised to carry out the provisions of this Act relating to  
22 contracts.

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