

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 6839

To prohibit agencies of the Federal Government from evaluating bids and proposals on the basis of information related to noncompliance with a Federal contractor COVID–19 vaccine mandate, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 25, 2022

Mr. HILL (for himself, Mr. MANN, and Mr. COMER) introduced the following bill; which was referred to the Committee on Oversight and Reform

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## A BILL

To prohibit agencies of the Federal Government from evaluating bids and proposals on the basis of information related to noncompliance with a Federal contractor COVID–19 vaccine mandate, 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 “Protecting the Future  
5 of America’s Federal Contractors Act”.

1 **SEC. 2. PROHIBITION ON EVALUATING BIDS AND PRO-**  
2 **POSALS ON BASIS OF INFORMATION RE-**  
3 **LATED TO NONCOMPLIANCE WITH FEDERAL**  
4 **CONTRACTOR COVID-19 VACCINE MANDATE.**

5 (a) PROHIBITION.—With respect to a bid or proposal  
6 for a contract with an agency of the Federal Government  
7 for the procurement of a good or service, the head of such  
8 agency may not, on the basis of COVID-19 Federal con-  
9 tractor vaccine mandate noncompliance information—

10 (1) in evaluating the past performance of the  
11 offeror of such bid or proposal, unfavorably evaluate  
12 the offeror; or

13 (2) exclude the offeror from being awarded the  
14 contract.

15 (b) DEFINITIONS.—In this section:

16 (1) COVID-19 FEDERAL CONTRACTOR VAC-  
17 CINE MANDATE NONCOMPLIANCE INFORMATION.—

18 The term “COVID-19 Federal contractor vaccine  
19 mandate noncompliance information” means, with  
20 respect to the offeror, or any subcontractor disclosed  
21 by the offeror in the bid or proposal, information re-  
22 lating to compliance with a COVID-19 Federal con-  
23 tractor vaccine mandate, including information re-  
24 lated to the termination of a contract with the Fed-  
25 eral Government, or subcontract thereof at any tier,

1 for the failure to comply with a Federal contractor  
2 vaccine mandate.

3 (2) FEDERAL CONTRACTOR COVID-19 VACCINE  
4 MANDATE.—The term “Federal contractor COVID-  
5 19 vaccine mandate” means a requirement by the  
6 Federal Government for any employee of a con-  
7 tractor of the Federal Government, or employee of  
8 a subcontractor thereof at any tier, to receive vac-  
9 cination against infection by the SARS-CoV-2  
10 virus.

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