



Contractor Disclosure Program

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FAR Rule Implemented

- Voluntary Disclosure Program became Contractor Disclosure Program
- AT&L 29 December 2008 Letter designating DoD Office of Inspector General as agency IG for DoD contracts
- Disclosures must be in writing – to IG – Copy to Contracting Officer

Contractor Disclosure Program

- Process essentially the same as Voluntary Disclosure Program
- Centralized management; decentralized execution
- Affords contractors a means to report violations
- Facilitates coordinated evaluation of criminal, civil, and administrative actions with stakeholders
- Provides a framework for Government verification, when appropriate
- Ensures prompt resolution

Stakeholders

- DoD OIG
- DCMA
- Services General Counsel
- Services Suspension & Debarment Authority
- Contracting Officer
- Affected Military Department
- DCAA
- Defense Agencies
- Defense Criminal Investigative Organizations
 - AFOSI
 - CID
 - DCIS
 - NCIS
- DOJ Criminal Division (Fraud Section)
- DOJ Civil Division (Commercial Litigation)
- US Attorney Office

Voluntary Disclosures

- Disclosure and initial inquiry
- Acceptance or rejection
- Execute XYZ Agreement
- Company internal investigation
- Government verification investigation
- Coordination of Remedies
- Close with notice to company

Contractor Disclosures

- Disclosure
- Stakeholders triage
- Decision
- Company internal investigation, if appropriate
- Government verification investigation, if appropriate
- Coordination of Remedies
- Close with notice to company

What the Government Must Do

- Encourage contractors to self report
- Respond to contractor reports quickly
- Establish coordination between IG and contracting officers
- Speed up DOJ decision
- Focus and complete the investigation

What the Contractor Must Do

- Disclose early
- Disclose online when practical
- If not, Disclose using sample format
 - Format for minimum information needed
- Disclose in an abundance of caution
- Fully cooperate ensuring timely resolution

Fully Cooperate

- “Full cooperation” : “disclosure to the Govt. of the information sufficient for law enforcement to identify the nature and extent of the offense and the individuals responsible for the conduct. It includes timely and complete response to auditors’ and investigators’ requests for documents and access to employees with information.”



CD Program Initiatives

- Toll Free Number 866 429-8011
- Web-based Disclosures
 - <http://www.dodig.mil>
 - [Click Contractor Disclosure](#)
 - [Click Submit a Contractor Disclosure](#)
- DoD Guide to submitting a Disclosure
- DoD Instruction
- Coordination and Outreach



Contact Us

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