

Purpose

This procedure defines the Procurement Integrity Act requirements and responsibilities of employees, agents, representatives, consultants, and lobbyists to ensure compliance with the Act through Electronic Systems.

Principles

Electronic Systems complies with the Procurement Integrity Act (41 U.S.C. 423), referred to as "the Act," and other regulations associated with Government procurements and related conflict-of-interest laws and regulations as well as Corporate ***Procedure CO A306, Procurement Integrity Act***.

The Act places restrictions, limitations, and prohibitions on a broad range of activity associated with federal agency procurement, including the following:

- Obtaining or disclosing procurement information, source selection information, or contractor bid or proposal information associated with a federal agency procurement.
- Employment discussions and employment of current and former government employees, both civilian and military.
- One-year prohibition on compensation from a contractor to a former government official having the requisite level of involvement with a federal agency procurement involving the contractor.

The provisions of the Act apply in some instances only to competitive procurements while in other instances they apply to all procurements. Violations of the Act by Electronic Systems or its employees, agents, representatives, consultants, and lobbyists can result in civil and/or criminal fines and/or penalties, imprisonment, and administrative actions such as the cancellation of a solicitation, rescission of a contract, or initiation of suspension or debarment proceedings. Employees may also be subject to discipline by Electronic Systems, up to and including dismissal for violations of the Act.

Process

Electronic Systems shall ensure that it has in place adequate procedures to provide for compliance with the Act. At a minimum, these procedures must address the proper treatment of:

- Source selection information and contractor bid or proposal information. (See Command Media ***Procedure A179, Restrictions on Government Source Selection Information & Third Party Proprietary Information***.)

- Restrictions on employment discussions with current and former officials with regard to future non-government employment with Electronic Systems. (See Corporate Procedures **CO H105, Employment of Current or Former Officials, Officers, and Employees of the U.S. Government**, and **CO H105A, Outline of Conflict of Interest Laws – Employment of Current or Former Federal Officials**, and Command Media Procedure **A176, Employment of Present and Former Government Employees**).
- Prohibition on compensating former officials for one year after last serving in the government who acted in certain roles in a specific procurement where Northrop Grumman was selected for or awarded the contract under the procurement. (See Procedures CO H105, CO H105A, and A176.)

Responsibilities

Organizational titles and responsibilities may vary among ES sites. Therefore, when a specific job title/function is referenced in this procedure, site personnel having similar job responsibilities shall be responsible for the activity.

Employees

All employees, agents, representatives, consultants, and lobbyists of Electronic Systems and its wholly owned subsidiary organizations who participate in preparing, submitting, negotiating company offers, bids or proposals for Federal government contracts and anyone involved in the employment process with current or former government employees must immediately report all violations or possible violations of the Act to the Sector Vice President & Assistant General Counsel & Sector Counsel and/or the Director Ethics and Business Conduct, either directly or through the site Business Conduct Officer.

Sector Vice President & Assistant General Counsel & Sector Counsel and/or Director, Ethics and Business Conduct

Must immediately report all violations or possible violations of the Act to the President of Electronic Systems.

President, Electronic Systems

Responsible for ensuring the compliance of the relevant regulations and company policies and procedures associated with Government procurements, including the Act. In addition, the President is responsible for the immediate reporting of all violations or possible violations of the Procurement Integrity Act to the Corporate Vice President and General Counsel, Corporate Vice President Contracts and Pricing, and the Corporate Vice President and Chief Human Resources, Communication and Administrative Office or their designees.

Vice President, Procurement and Material Management, Electronic Systems

Must ensure consultant agreements include appropriate language to comply with the Act. (See Corporate **Policy CP A5, Consultants, Representatives, and Lobbyists**, Corporate **Procedure CO A301, Consultants, Representatives, and Lobbyists**, and Command Media

Policy G03, Consultants, Representatives, Lobbyists, and Procedure P486, Domestic Consultants.)

References

Command Media

A176, Employment of Present and Former Government Employees

A179, Restrictions on Government Source Selection Information & Third Party Proprietary Information

CO A301, Consultants, Representatives, and Lobbyists

CO A306, Procurement Integrity Act

CO H105, Employment of Current or Former Officials, Officers, and Employees of the U.S. Government

CO H105A, Outline of Conflict of Interest Laws – Employment of Current or Former Federal Officials

CP A5, Consultants, Representatives, and Lobbyists

G03, Consultants, Representatives, Lobbyists

P486, Domestic Consultants

Other

41 U.S.C. 423, Procurement Integrity Act