

**Lessons Learned: Corruption**

	Item	DCC Handbook	Page	Topic
1	“Bribery” means offering or giving something of value to a Government official—or a Government official soliciting or receiving something of value—in return for preferential treatment. Bribery is a criminal offense.	Chapter 4	63	Bribery
2	“Any person who knowingly and willfully engages in conduct prohibited by the Anti-Kickback Act shall be imprisoned for not more than 10 years or shall be subject to a fine ... or both.” (er 41 U.S.C. Section 54 and Articles 92 and 134 of the Uniform Code of Military Justice.)	Chapter 4	63	Anti-Kickback Act
3	CORs must never solicit gifts of any type, regardless of their nature or dollar value. (Note that the value need not be monetary.)	Chapter 4	63	Anti-Kickback Act
4	Giving or accepting a bribe is a crime punishable by a fine, imprisonment, or both. (Per 18 U.S.C. Section 201 and Articles 92 and 134 of the Uniform Code of Military Justice.)	Chapter 4	64	Anti-Kickback Act
5	To be categorized as a gratuity, the item being offered must be a thing of value and must be presented with the intent of corruption.	Chapter 4	64	Gratuities
6	Contractor personnel may offer CORs gifts as long as the gift’s value is \$20 or less per source per occasion, not to exceed \$50 in aggregate from the same source in a calendar year. (Per 5 Code of Federal Regulations (C.F.R.) Section 2635.204.)	Chapter 4	64	Gifts
7	Remember that a COR should not accept a gift in return for being influenced to perform an official act. When in doubt, the COR should call an ethics official about accepting a gift.	Chapter 4	65	Gifts
8	If a gratuity is delivered to a COR (e.g., left on the COR’s desk or car), the COR must return it. (Per FAR Subpart 3.203, “Reporting Suspected Violations of the Gratuities Clause,” includes reporting procedures.)	Chapter 4	65	Gifts
9	If a contractor insists on giving the COR a gratuity, the COR must document the incident and turn over the gratuity to the ethics advisor or legal office, with an explanation of the COR’s suspicions. (Actions found in the COR Handbook on pages 65 and 66.)	Chapter 4	65	Gifts
10	If there is any doubt about whether a gift should be accepted, the COR should consult either the ethics advisor or the legal office. If neither is available, the COR should contact the contracting officer. The COR must play it safe and be safe.	Chapter 4	66	Gifts