

- 3021.220 By when must I publish my drug-free workplace statement and establish my drug-free awareness program?
- 3021.225 What actions must I take concerning employees who are convicted of drug violations in the workplace?
- 3021.230 How and when must I identify workplaces?

Subpart C—Requirements for Recipients Who Are Individuals

- 3021.300 What must I do to comply with this part if I am an individual recipient?
- 3021.301 [Reserved]

Subpart D—Responsibilities of Department of Agriculture Awarding Officials

- 3021.400 What are my responsibilities as a Department of Agriculture awarding official?

Subpart E—Violations of This Part and Consequences

- 3021.500 How are violations of this part determined for recipients other than individuals?
- 3021.505 How are violations of this part determined for recipients who are individuals?
- 3021.510 What actions will the Federal Government take against a recipient determined to have violated this part?
- 3021.515 Are there any exceptions to those actions?

Subpart F—Definitions

- 3021.605 Award.
- 3021.610 Controlled substance.
- 3021.615 Conviction.
- 3021.620 Cooperative agreement.
- 3021.625 Criminal drug statute.
- 3021.630 Debarment.
- 3021.635 Drug-free workplace.
- 3021.640 Employee.
- 3021.645 Federal agency or agency.
- 3021.650 Grant.
- 3021.655 Individual.
- 3021.660 Recipient.
- 3021.665 State.
- 3021.670 Suspension.

Authority: 5 U.S.C. 301; 41 U.S.C. 701 *et seq.*; Pub. L. 101–576, 104 Stat. 2838; 7 CFR § 2.28.

■ 15. Part 3021 is further amended as set forth below:

■ a. “[Agency noun]” is removed and “Department of Agriculture” is added in its place wherever it occurs.

■ b. “[Agency adjective]” is removed and “Department of Agriculture” is added in its place wherever it occurs.

■ c. “[Agency head or designee]” is removed and “the Secretary of Agriculture or designee” is added in its place wherever it occurs.

■ d. “[Agency head]” is removed and “the Secretary of Agriculture” is added in its place wherever it occurs.

■ 16. Section 3021.510(c) is further amended by removing “[CFR citation for the Federal Agency’s regulations implementing Executive Order 12549 and Executive Order 12689]” and adding “7 CFR part 3017” in its place.

■ 17. Section 3021.605(a)(2) is further amended by removing “[Agency-specific CFR citation]” and adding “7 CFR part 3016” in its place.

DEPARTMENT OF ENERGY

10 CFR Parts 606, 607 and 1036

RIN 1991–AB56

FOR FURTHER INFORMATION CONTACT:

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List of Subjects

10 CFR Part 606

Administrative practice and procedure, Debarment and suspension, Government contracts, Grant programs, Loan programs, Reporting and recordkeeping requirements.

10 CFR Parts 607 and 1036

Administrative practice and procedure, Drug abuse, Grant programs, Reporting and recordkeeping requirements.

Issuance of this final rule has been approved by the Office of the Secretary of Energy.

Dated: August 22, 2003.

Richard H. Hopf,

Director, Office of Procurement and Assistance Management, Office of Management, Budget and Evaluation, Department of Energy.

Dated: August 22, 2003.

Robert C. Braden, Jr.,

Director, Office of Procurement and Assistance Management, National Nuclear Security Administration.

■ For the reason stated in the common preamble, and under the authority of 42 U.S.C. 7101 *et seq.* and 50 U.S.C. 2401 *et seq.*, the Department of Energy amends 10 CFR Chapters II and X, as follows.

■ 1. Part 606 is added to subchapter H to read as set forth in instruction 1 at the end of the common preamble.

PART 606—GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT)

Sec.

606.25 How is this part organized?

606.50 How is this part written?

606.75 Do terms in this part have special meanings?

Subpart A—General

606.100 What does this part do?

606.105 Does this part apply to me?

606.110 What is the purpose of the nonprocurement debarment and suspension system?

606.115 How does an exclusion restrict a person’s involvement in covered transactions?

606.120 May we grant an exception to let an excluded person participate in a covered transaction?

606.125 Does an exclusion under the nonprocurement system affect a person’s eligibility for Federal procurement contracts?

606.130 Does exclusion under the Federal procurement system affect a person’s eligibility to participate in nonprocurement transactions?

606.135 May the Department of Energy exclude a person who is not currently participating in a nonprocurement transaction?

606.140 How do I know if a person is excluded?

606.145 Does this part address persons who are disqualified, as well as those who are excluded from nonprocurement transactions?

Subpart B—Covered Transactions

606.200 What is a covered transaction?

606.205 Why is it important to know if a particular transaction is a covered transaction?

606.210 Which nonprocurement transactions are covered transactions?

606.215 Which nonprocurement transactions are not covered transactions?

606.220 Are any procurement contracts included as covered transactions?

606.225 How do I know if a transaction in which I may participate is a covered transaction?

Subpart C—Responsibilities of Participants Regarding Transactions

Doing Business With Other Persons

606.300 What must I do before I enter into a covered transaction with another person at the next lower tier?

606.305 May I enter into a covered transaction with an excluded or disqualified person?

606.310 What must I do if a Federal agency excludes a person with whom I am already doing business in a covered transaction?

606.315 May I use the services of an excluded person as a principal under a covered transaction?

606.320 Must I verify that principals of my covered transactions are eligible to participate?

606.325 What happens if I do business with an excluded person in a covered transaction?

606.330 What requirements must I pass down to persons at lower tiers with whom I intend to do business?

Disclosing Information—Primary Tier Participants

606.335 What information must I provide before entering into a covered transaction with the Department of Energy?

606.340 If I disclose unfavorable information required under § 606.335, will I be prevented from participating in the transaction?

606.345 What happens if I fail to disclose the information required under § 606.335?

606.350 What must I do if I learn of the information required under § 606.335?