

after entering into a covered transaction with the Department of Energy?

Disclosing Information—Lower Tier Participants

- 606.355 What information must I provide to a higher tier participant before entering into a covered transaction with that participant?
- 606.360 What happens if I fail to disclose the information required under § 606.355?
- 606.365 What must I do if I learn of information required under § 606.355 after entering into a covered transaction with a higher tier participant?

Subpart D—Responsibilities of DOE Officials Regarding Transactions

- 606.400 May I enter into a transaction with an excluded or disqualified person?
- 606.405 May I enter into a covered transaction with a participant if a principal of the transaction is excluded?
- 606.410 May I approve a participant's use of the services of an excluded person?
- 606.415 What must I do if a Federal agency excludes the participant or a principal after I enter into a covered transaction?
- 606.420 May I approve a transaction with an excluded or disqualified person at a lower tier?
- 606.425 When do I check to see if a person is excluded or disqualified?
- 606.430 How do I check to see if a person is excluded or disqualified?
- 606.435 What must I require of a primary tier participant?
- 606.440 What method do I use to communicate those requirements to participants?
- 606.445 What action may I take if a primary tier participant knowingly does business with an excluded or disqualified person?
- 606.450 What action may I take if a primary tier participant fails to disclose the information required under § 606.335?
- 606.455 What may I do if a lower tier participant fails to disclose the information required under § 606.355 to the next higher tier?

Subpart E—Excluded Parties List System

- 606.500 What is the purpose of the Excluded Parties List System (EPLS)?
- 606.505 Who uses the EPLS?
- 606.510 Who maintains the EPLS?
- 606.515 What specific information is in the EPLS?
- 606.520 Who places the information into the EPLS?
- 606.525 Whom do I ask if I have questions about a person in the EPLS?
- 606.530 Where can I find the EPLS?

Subpart F—General Principles Relating to Suspension and Debarment Actions

- 606.600 How do suspension and debarment actions start?
- 606.605 How does suspension differ from debarment?
- 606.610 What procedures does the Department of Energy use in suspension and debarment actions?
- 606.615 How does the Department of Energy notify a person of a suspension and debarment action?

- 606.620 Do Federal agencies coordinate suspension and debarment actions?
- 606.625 What is the scope of a suspension or debarment action?
- 606.630 May the Department of Energy impute the conduct of one person to another?
- 606.635 May the Department of Energy settle a debarment or suspension action?
- 606.640 May a settlement include a voluntary exclusion?
- 606.645 Do other Federal agencies know if the Department of Energy agrees to a voluntary exclusion?

Subpart G—Suspension

- 606.700 When may the suspending official issue a suspension?
- 606.705 What does the suspending official consider in issuing a suspension?
- 606.710 When does a suspension take effect?
- 606.715 What notice does the suspending official give me if I am suspended?
- 606.720 How may I contest a suspension?
- 606.725 How much time do I have to contest a suspension?
- 606.730 What information must I provide to the suspending official if I contest a suspension?
- 606.735 Under what conditions do I get an additional opportunity to challenge the facts on which the suspension is based?
- 606.740 Are suspension proceedings formal?
- 606.745 How is fact-finding conducted?
- 606.746 Who conducts fact-finding conferences for DOE?
- 606.750 What does the suspending official consider in deciding whether to continue or terminate my suspension?
- 606.755 When will I know whether the suspension is continued or terminated?
- 606.760 How long may my suspension last?

Subpart H—Debarment

- 606.800 What are the causes for debarment?
- 606.805 What notice does the debarring official give me if I am proposed for debarment?
- 606.810 When does a debarment take effect?
- 606.815 How may I contest a proposed debarment?
- 606.820 How much time do I have to contest a proposed debarment?
- 606.825 What information must I provide to the debarring official if I contest a proposed debarment?
- 606.830 Under what conditions do I get an additional opportunity to challenge the facts on which the proposed debarment is based?
- 606.835 Are debarment proceedings formal?
- 606.836 Who conducts fact-finding conferences for DOE?
- 606.840 How is fact-finding conducted?
- 606.845 What does the debarring official consider in deciding whether to debar me?
- 606.850 What is the standard of proof in a debarment action?
- 606.855 Who has the burden of proof in a debarment action?
- 606.860 What factors may influence the debarring official's decision?

- 606.865 How long may my debarment last?
- 606.870 When do I know if the debarring official debars me?
- 606.875 May I ask the debarring official to reconsider a decision to debar me?
- 606.880 What factors may influence the debarring official during reconsideration?
- 606.885 May the debarring official extend a debarment?

Subpart I—Definitions

- 606.900 Adequate evidence.
- 606.905 Affiliate.
- 606.910 Agency.
- 606.915 Agent or representative.
- 606.920 Civil judgment.
- 606.925 Conviction.
- 606.930 Debarment.
- 606.935 Debarring official.
- 606.940 Disqualified.
- 606.945 Excluded or exclusion.
- 606.950 Excluded Parties List System.
- 606.955 Indictment.
- 606.960 Ineligible or ineligibility.
- 606.965 Legal proceedings.
- 606.970 Nonprocurement transaction.
- 606.975 Notice.
- 606.980 Participant.
- 606.985 Person.
- 606.990 Preponderance of the evidence.
- 606.995 Principal.
- 606.1000 Respondent.
- 606.1005 State.
- 606.1010 Suspending official.
- 606.1015 Suspension.
- 606.1020 Voluntary exclusion or voluntarily excluded.

Subpart J—[Reserved]

Appendix to Part 606—Covered Transactions

Authority: E.O. 12549 (3 CFR, 1986 Comp., p.189); E.O. 12689 (3 CFR, 1989 Comp., p.235); sec. 2455, Pub. L. 103-355, 108 Stat. 3327 (31 U.S.C. 6101 note); 42 U.S.C. 7101 *et seq.*; 50 U.S.C. 2401 *et seq.*

■ 2. Part 606 is further amended as set forth below.

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

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

■ c. “[Agency head or designee]” is removed and “Director, Office of Procurement and Assistance Management, DOE, for DOE actions, and Director, Office of Procurement and Assistance Management, NNSA, for NNSA actions” are added in its place wherever it occurs.

■ 3. Section 606.440 is added to read as follows:

§ 606.440 What method do I use to communicate those requirements to participants?

To communicate the requirements, you must include a term or condition in the transaction requiring the