

- 26.305 May I enter into a covered transaction with an excluded or disqualified person?
- 26.310 What must I do if a Federal agency excludes a person with whom I am already doing business in a covered transaction?
- 26.315 May I use the services of an excluded person as a principal under a covered transaction?
- 26.320 Must I verify that principals of my covered transactions are eligible to participate?
- 26.325 What happens if I do business with an excluded person in a covered transaction?
- 26.330 What requirements must I pass down to persons at lower tiers with whom I intend to do business?

Disclosing Information—Primary Tier Participants

- 26.3357 What information must I provide before entering into a covered transaction with the Department of Commerce?
- 26.340 If I disclose unfavorable information required under § 26.335, will I be prevented from participating in the transaction?
- 26.345 What happens if I fail to disclose the information required under § 26.335?
- 26.350 What must I do if I learn of the information required under § 26.335 after entering into a covered transaction with the Department of Commerce?

Disclosing Information—Lower Tier Participants

- 26.355 What information must I provide to a higher tier participant before entering into a covered transaction with that participant?
- 26.360 What happens if I fail to disclose the information required under § 26.355?
- 26.365 What must I do if I learn of information required under § 26.355 after entering into a covered transaction with a higher tier participant?

Subpart D—Responsibilities of DoC Officials Regarding Transactions

- 26.400 May I enter into a transaction with an excluded or disqualified person?
- 26.405 May I enter into a covered transaction with a participant if a principal of the transaction is excluded?
- 26.410 May I approve a participant's use of the services of an excluded person?
- 26.415 What must I do if a Federal agency excludes the participant or a principal after I enter into a covered transaction?
- 26.420 May I approve a transaction with an excluded or disqualified person at a lower tier?
- 26.425 When do I check to see if a person is excluded or disqualified?
- 26.430 How do I check to see if a person is excluded or disqualified?
- 26.435 What must I require of a primary tier participant?
- 26.440 What method do I use to communicate those requirements to participants?
- 26.445 What action may I take if a primary tier participant knowingly does business with an excluded or disqualified person?

- 26.450 What action may I take if a primary tier participant fails to disclose the information required under § 26.335?
- 26.455 What may I do if a lower tier participant fails to disclose the information required under § 26.355 to the next higher tier?

Subpart E—Excluded Parties List System

- 26.500 What is the purpose of the Excluded Parties List System (EPLS)?
- 26.505 Who uses the EPLS?
- 26.510 Who maintains the EPLS?
- 26.515 What specific information is in the EPLS?
- 26.520 Who places the information into the EPLS?
- 26.525 Whom do I ask if I have questions about a person in the EPLS?
- 26.530 Where can I find the EPLS?

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- 26.600 How do suspension and debarment actions start?
- 26.605 How does suspension differ from debarment?
- 26.610 What procedures does the Department of Commerce use in suspension and debarment actions?
- 26.615 How does the Department of Commerce notify a person of a suspension and debarment action?
- 26.620 Do Federal agencies coordinate suspension and debarment actions?
- 26.625 What is the scope of a suspension or debarment action?
- 26.630 May the Department of Commerce impute the conduct of one person to another?
- 26.635 May the Department of Commerce settle a debarment or suspension action?
- 26.640 May a settlement include a voluntary exclusion?
- 26.645 Do other Federal agencies know if the Department of Commerce agrees to a voluntary exclusion?

Subpart G—Suspension

- 26.700 When may the suspending official issue a suspension?
- 26.705 What does the suspending official consider in issuing a suspension?
- 26.710 When does a suspension take effect?
- 26.715 What notice does the suspending official give me if I am suspended?
- 26.720 How may I contest a suspension?
- 26.725 How much time do I have to contest a suspension?
- 26.730 What information must I provide to the suspending official if I contest a suspension?
- 26.735 Under what conditions do I get an additional opportunity to challenge the facts on which the suspension is based?
- 26.740 Are suspension proceedings formal?
- 26.745 How is fact-finding conducted?
- 26.750 What does the suspending official consider in deciding whether to continue or terminate my suspension?
- 26.755 When will I know whether the suspension is continued or terminated?
- 26.760 How long may my suspension last?

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- 26.800 What are the causes for debarment?

- 26.805 What notice does the debarring official give me if I am proposed for debarment?
- 26.810 When does a debarment take effect?
- 26.815 How may I contest a proposed debarment?
- 26.820 How much time do I have to contest a proposed debarment?
- 26.825 What information must I provide to the Debarring official if I contest a proposed debarment?
- 26.830 Under what conditions do I get an additional opportunity to challenge the facts on which the proposed debarment is based?
- 26.835 Are debarment proceedings formal?
- 26.840 How is fact-finding conducted?
- 26.845 What does the debarring official consider in deciding whether to debar me?
- 26.850 What is the standard of proof in a debarment action?
- 26.855 Who has the burden of proof in a debarment action?
- 26.860 What factors may influence the debarring official's decision?
- 26.865 How long may my debarment last?
- 26.870 When do I know if the debarring official debars me?
- 26.875 May I ask the debarring official to reconsider a decision to debar me?
- 26.880 What factors may influence the debarring official during reconsideration?
- 26.885 May the debarring official extend a debarment?

Subpart I—Definitions

- 26.900 Adequate evidence.
- 26.905 Affiliate.
- 26.910 Agency.
- 26.915 Agent or representative.
- 26.920 Civil judgment.
- 26.925 Conviction.
- 26.930 Debarment.
- 26.935 Debarring official.
- 26.940 Disqualified.
- 26.945 Excluded or exclusion.
- 26.950 Excluded Parties List System.
- 26.955 Indictment.
- 26.960 Ineligible or ineligibility.
- 26.965 Legal proceedings.
- 26.970 Nonprocurement transaction.
- 26.975 Notice.
- 26.980 Participant.
- 26.985 Person.
- 26.990 Preponderance of the evidence.
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- 26.1020 Voluntary exclusion or voluntarily excluded.

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Appendix to Part 26—Covered Transactions

Authority: 5 U.S.C. 301; Sec. 2455, Pub. L. 103–355, 108 Stat. 3327 (31 U.S.C. 6101 note); E.O. 12549 (3 CFR, 1986 Comp., p. 189); E.O. 12689 (3 CFR, 1989 Comp., p. 235).

■ 2. Part 26 is further amended as set forth below.