

436.530 Where can I find the EPLS?

Subpart F—General Principles Relating to Suspension and Debarment Actions

- 436.600 How do suspension and debarment actions start?
- 436.605 How does suspension differ from debarment?
- 436.610 What procedures does the SSA use in suspension and debarment actions?
- 436.615 How does the SSA notify a person of a suspension and debarment action?
- 436.620 Do Federal agencies coordinate suspension and debarment actions?
- 436.625 What is the scope of a suspension or debarment action?
- 436.630 May the SSA impute the conduct of one person to another?
- 436.635 May the SSA settle a debarment or suspension action?
- 436.640 May a settlement include a voluntary exclusion?
- 436.645 Do other Federal agencies know if the SSA agrees to a voluntary exclusion?

Subpart G—Suspension

- 436.700 When may the suspending official issue a suspension?
- 436.705 What does the suspending official consider in issuing a suspension?
- 436.710 When does a suspension take effect?
- 436.715 What notice does the suspending official give me if I am suspended?
- 436.720 How may I contest a suspension?
- 436.725 How much time do I have to contest a suspension?
- 436.730 What information must I provide to the suspending official if I contest a suspension?
- 436.735 Under what conditions do I get an additional opportunity to challenge the facts on which the suspension is based?
- 436.740 Are suspension proceedings formal?
- 436.745 How is fact-finding conducted?
- 436.750 What does the suspending official consider in deciding whether to continue or terminate my suspension?
- 436.755 When will I know whether the suspension is continued or terminated?
- 436.760 How long may my suspension last?

Subpart H—Debarment

- 436.800 What are the causes for debarment?
- 436.805 What notice does the debarring official give me if I am proposed for debarment?
- 436.810 When does a debarment take effect?
- 436.815 How may I contest a proposed debarment?
- 436.820 How much time do I have to contest a proposed debarment?
- 436.825 What information must I provide to the debarring official if I contest a proposed debarment?
- 436.830 Under what conditions do I get an additional opportunity to challenge the facts on which the proposed debarment is based?
- 436.835 Are debarment proceedings formal?
- 436.840 How is fact-finding conducted?
- 436.845 What does the debarring official consider in deciding whether to debar me?

- 436.850 What is the standard of proof in a debarment action?
- 436.855 Who has the burden of proof in a debarment action?
- 436.860 What factors may influence the debarring official's decision?
- 436.865 How long may my debarment last?
- 436.870 When do I know if the debarring official debars me?
- 436.875 May I ask the debarring official to reconsider a decision to debar me?
- 436.880 What factors may influence the debarring official during reconsideration?
- 436.885 May the debarring official extend a debarment?

Subpart I—Definitions

- 436.900 Adequate evidence.
- 436.905 Affiliate.
- 436.910 Agency.
- 436.915 Agent or representative.
- 436.920 Civil judgment.
- 436.925 Conviction.
- 436.930 Debarment.
- 436.935 Debarring official.
- 436.940 Disqualified.
- 436.945 Excluded or exclusion.
- 436.950 Excluded Parties List System.
- 436.955 Indictment.
- 436.960 Ineligible or ineligibility.
- 436.965 Legal proceedings.
- 436.970 Nonprocurement transaction.
- 436.975 Notice.
- 436.980 Participant.
- 436.985 Person.
- 436.990 Preponderance of the evidence.
- 436.995 Principal.
- 436.1000 Respondent.
- 436.1005 State.
- 436.1010 Suspending official.
- 436.1015 Suspension.
- 436.1020 Voluntary exclusion or voluntarily excluded.

Subpart J—[Reserved]

Appendix to Part 436—Covered Transactions

Authority: 42 U.S.C. 902(a)(5); Sec. 2455, Pub. L. 103–355, 108 Stat. 3327; E.O. 12549 (3 CFR, 1986 Comp., p. 189); E.O. 12689 (3 CFR, 1989 Comp., p. 235).

■ 2. Part 436 is further amended as follows:

- a. “[Agency noun]” is removed and “SSA” is added in its place wherever it occurs.
- b. “[Agency adjective]” is removed and “SSA” is added in its place wherever it occurs.
- c. “[Agency head or designee]” is removed and “SSA Debarring/ Suspension Official” is added in its place wherever it occurs.

■ 3. Section 436.440 is added to read as follows:

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

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

the participant's compliance with subpart C of this part and requiring them to include a similar term or condition in lower tier covered transactions.

■ 4. Part 439 is added to read as set forth in instruction 2 at the end of the common preamble.

PART 439—GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (FINANCIAL ASSISTANCE)

Subpart A—Purpose and Coverage

Sec.

- 439.100 What does this part do?
- 439.105 Does this part apply to me?
- 439.110 Are any of my Federal assistance awards exempt from this part?
- 439.115 Does this part affect the Federal contracts that I receive?

Subpart B—Requirements for Recipients Other Than Individuals

- 439.200 What must I do to comply with this part?
- 439.205 What must I include in my drug-free workplace statement?
- 439.210 To whom must I distribute my drug-free workplace statement?
- 439.215 What must I include in my drug-free awareness program?
- 439.220 By when must I publish my drug-free workplace statement and establish my drug-free awareness program?
- 439.225 What actions must I take concerning employees who are convicted of drug violations in the workplace?
- 439.230 How and when must I identify workplaces?

Subpart C—Requirements for Recipients Who Are Individuals

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

Subpart D—Responsibilities of SSA Awarding Officials

- 439.400 What are my responsibilities as an SSA awarding official?

Subpart E—Violations of This Part and Consequences

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

Subpart F—Definitions

- 439.605 Award.
- 439.610 Controlled substance.
- 439.615 Conviction.
- 439.620 Cooperative agreement.
- 439.625 Criminal drug statute.
- 439.630 Debarment.
- 439.635 Drug-free workplace.