

- 1508.810 When does a debarment take effect?
- 1508.815 How may I contest a proposed debarment?
- 1508.820 How much time do I have to contest a proposed debarment?
- 1508.825 What information must I provide to the debarring official if I contest a proposed debarment?
- 1508.830 Under what conditions do I get an additional opportunity to challenge the facts on which the proposed debarment is based?
- 1508.835 Are debarment proceedings formal?
- 1508.840 How is fact-finding conducted?
- 1508.845 What does the debarring official consider in deciding whether to debar me?
- 1508.850 What is the standard of proof in a debarment action?
- 1508.855 Who has the burden of proof in a debarment action?
- 1508.860 What factors may influence the debarring official's decision?
- 1508.865 How long may my debarment last?
- 1508.870 When do I know if the debarring official debars me?
- 1508.875 May I ask the debarring official to reconsider a decision to debar me?
- 1508.880 What factors may influence the debarring official during reconsideration?
- 1508.885 May the debarring official extend a debarment?

#### Subpart I—Definitions

- 1508.900 Adequate evidence.
- 1508.905 Affiliate.
- 1508.910 Agency.
- 1508.915 Agent or representative.
- 1508.920 Civil judgment.
- 1508.925 Conviction.
- 1508.930 Debarment.
- 1508.935 Debarring official.
- 1508.940 Disqualified.
- 1508.945 Excluded or exclusion.
- 1508.950 Excluded Parties List System.
- 1508.955 Indictment.
- 1508.960 Ineligible or ineligibility.
- 1508.965 Legal proceedings.
- 1508.970 Nonprocurement transaction.
- 1508.975 Notice.
- 1508.980 Participant.
- 1508.985 Person.
- 1508.990 Preponderance of the evidence.
- 1508.995 Principal.
- 1508.1000 Respondent.
- 1508.1005 State.
- 1508.1010 Suspending official.
- 1508.1015 Suspension.
- 1508.1020 Voluntary exclusion or voluntarily excluded.

#### Subpart J—[Reserved]

#### Appendix to Part 1508—Covered Transactions

**Authority:** Sec. 2455, Pub.L. 103–355, 108 Stat. 3327; E.O. 12549, 3CFR, 1986 Comp., p.89; E.O. 12689, 3CFR, 1989 Comp., p. 235.

■ 2. Part 1508 is further amended as set forth below:

■ a. “[Agency noun]” is removed and “African Development Foundation” is added in its place wherever it occurs.

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

■ c. “[Agency head or designee]” is removed and “ADF President” is added in its place wherever it occurs.

■ 3. Section 1508.440 is added to read as follows:

#### § 1508.440 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 1509 is added to read as set forth in instruction 2 at the end of the common preamble.

### PART 1509—GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (FINANCIAL ASSISTANCE)

#### Subpart A—Purpose and Coverage

Sec.

- 1509.100 What does this part do?
- 1509.105 Does this part apply to me?
- 1509.110 Are any of my Federal assistance awards exempt from this part?
- 1509.115 Does this part affect the Federal contracts that I receive?

#### Subpart B—Requirements for Recipients Other Than Individuals

- 1509.200 What must I do to comply with this part?
- 1509.205 What must I include in my drug-free workplace statement?
- 1509.210 To whom must I distribute my drug-free workplace statement?
- 1509.215 What must I include in my drug-free awareness program?
- 1509.220 By when must I publish my drug-free workplace statement and establish my drug-free awareness program?
- 1509.225 What actions must I take concerning employees who are convicted of drug violations in the workplace?
- 1509.230 How and when must I identify workplaces?

#### Subpart C—Requirements for Recipients Who Are Individuals

- 1509.300 What must I do to comply with this part if I am an individual recipient?
- 1509.301 [Reserved]

#### Subpart D—Responsibilities of ADF Awarding Officials

- 1509.400 What are my responsibilities as an ADF awarding official?

#### Subpart E—Violations of This Part and Consequences

- 1509.500 How are violations of this part determined for recipients other than individuals?
- 1509.505 How are violations of this part determined for recipients who are individuals?
- 1509.510 What actions will the Federal Government take against a recipient determined to have violated this part?
- 1509.515 Are there any exceptions to those actions?

#### Subpart F—Definitions

- 1509.605 Award.
- 1509.610 Controlled substance.
- 1509.615 Conviction.
- 1509.620 Cooperative agreement.
- 1509.625 Criminal drug statute.
- 1509.630 Debarment.
- 1509.635 Drug-free workplace.
- 1509.640 Employee.
- 1509.645 Federal agency or agency.
- 1509.650 Grant.
- 1509.655 Individual.
- 1509.660 Recipient.
- 1509.665 State.
- 1509.670 Suspension.

**Authority:** 41 U.S.C. 701 *et seq.*

■ 5. Part 1509 is further amended as set forth below.

■ a. “[Agency noun]” is removed and “African Development Foundation” is added in its place wherever it occurs.

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

■ c. “[Agency head or designee]” is removed and “ADF President” is added in its place wherever it occurs.

■ d. “[Agency head]” is removed and “ADF President” is added in its place wherever it occurs.

■ 6. Section 1509.310(c) is further amended by removing “[CFR citation for the Federal Agency's regulations implementing Executive Order 12549 and Executive Order 12689]” and adding “22 CFR Part 1508” in its place.

■ 7. Section 1509.605 is further amended by adding a paragraph (c) to read as follows:

#### § 1509.605 Award.

\* \* \* \* \*

(c) Notwithstanding paragraph (a)(2) of this section, this paragraph is not applicable for ADF.

### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

#### 24 CFR Parts 21 and 24

[Docket No. FR-4692-F-01]

RIN 2501-AC81

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