

Disclosing Information—Lower Tier Participants

- 67.355 What information must I provide to a higher tier participant before entering into a covered transaction with that participant?
- 67.360 What happens if I fail to disclose the information required under § 67.355?
- 67.365 What must I do if I learn of information required under § 67.355 after entering into a covered transaction with a higher tier participant?

Subpart D—Responsibilities of Department of Justice Officials Regarding Transactions

- 67.400 May I enter into a transaction with an excluded or disqualified person?
- 67.405 May I enter into a covered transaction with a participant if a principal of the transaction is excluded?
- 67.410 May I approve a participant's use of the services of an excluded person?
- 67.415 What must I do if a Federal agency excludes the participant or a principal after I enter into a covered transaction?
- 67.420 May I approve a transaction with an excluded or disqualified person at a lower tier?
- 67.425 When do I check to see if a person is excluded or disqualified?
- 67.430 How do I check to see if a person is excluded or disqualified?
- 67.435 What must I require of a primary tier participant?
- 67.440 What method do I use to communicate those requirements to participants?
- 67.445 What action may I take if a primary tier participant knowingly does business with an excluded or disqualified person?
- 67.450 What action may I take if a primary tier participant fails to disclose the information required under § 67.335?
- 67.455 What may I do if a lower tier participant fails to disclose the information required under § 67.355 to the next higher tier?

Subpart E—Excluded Parties List System

- 67.500 What is the purpose of the Excluded Parties List System (EPLS)?
- 67.505 Who uses the EPLS?
- 67.510 Who maintains the EPLS?
- 67.515 What specific information is on the EPLS?
- 67.520 Who places the information into the EPLS?
- 67.525 Whom do I ask if I have questions about a person in the EPLS?
- 67.530 Where can I find the EPLS?

Subpart F—General Principles Relating to Suspension and Debarment Actions

- 67.600 How do suspension and debarment actions start?
- 67.605 How does suspension differ from debarment?
- 67.610 What procedures does the Department of Justice use in suspension and debarment actions?
- 67.615 How does the Department of Justice notify a person of a suspension and debarment action?
- 67.620 Do Federal agencies coordinate suspension and debarment actions?
- 67.625 What is the scope of a suspension or debarment action?

- 67.630 May the Department of Justice impute the conduct of one person to another?
- 67.635 May the Department of Justice settle a debarment or suspension action?
- 67.640 May a settlement include a voluntary exclusion?
- 67.645 Do other Federal agencies know if the Department of Justice agrees to a voluntary exclusion?

Subpart G—Suspension

- 67.700 When may the suspending official issue a suspension?
- 67.705 What does the suspending official consider in issuing a suspension?
- 67.710 When does a suspension take effect?
- 67.715 What notice does the suspending official give me if I am suspended?
- 67.720 How may I contest a suspension?
- 67.725 How much time do I have to contest a suspension?
- 67.730 What information must I provide to the suspending official if I contest a suspension?
- 67.735 Under what conditions do I get an additional opportunity to challenge the facts on which the suspension is based?
- 67.740 Are suspension proceedings formal?
- 67.745 How is fact-finding conducted?
- 67.750 What does the suspending official consider in deciding whether to continue or terminate my suspension?
- 67.755 When will I know whether the suspension is continued or terminated?
- 67.760 How long may my suspension last?

Subpart H—Debarment

- 67.800 What are the causes for debarment?
- 67.805 What notice does the debarring official give me if I am proposed for debarment?
- 67.810 When does a debarment take effect?
- 67.815 How may I contest a proposed debarment?
- 67.820 How much time do I have to contest a proposed debarment?
- 67.825 What information must I provide to the debarring official if I contest a proposed debarment?
- 67.830 Under what conditions do I get an additional opportunity to challenge the facts on which a proposed debarment is based?
- 67.835 Are debarment proceedings formal?
- 67.840 How is fact-finding conducted?
- 67.845 What does the debarring official consider in deciding whether to debar me?
- 67.850 What is the standard of proof in a debarment action?
- 67.855 Who has the burden of proof in a debarment action?
- 67.860 What factors may influence the debarring official's decision?
- 67.865 How long may my debarment last?
- 67.870 When do I know if the debarring official debars me?
- 67.875 May I ask the debarring official to reconsider a decision to debar me?
- 67.880 What factors may influence the debarring official during reconsideration?
- 67.885 May the debarring official extend a debarment?

Subpart I—Definitions

- 67.900 Adequate evidence.
- 67.905 Affiliate.
- 67.910 Agency.
- 67.915 Agent or representative.
- 67.920 Civil judgment.
- 67.925 Conviction.
- 67.930 Debarment.
- 67.935 Debarring official.
- 67.940 Disqualified.
- 67.945 Excluded or exclusion.
- 67.950 Excluded Parties List System
- 67.955 Indictment.
- 67.960 Ineligible or ineligibility.
- 67.965 Legal proceedings.
- 67.970 Non-procurement transaction.
- 67.975 Notice.
- 67.980 Participant.
- 67.985 Person.
- 67.990 Preponderance of the evidence.
- 67.995 Principal.
- 67.1000 Respondent.
- 67.1005 State.
- 67.1010 Suspending official.
- 67.1015 Suspension.
- 67.1020 Voluntary exclusion or voluntarily excluded.

Subpart J—[Reserved]

Authority: E.O. 12549; Omnibus Crime Control and Safe Streets Act of 1968, 42 U.S.C. 3711, *et seq.*, Juvenile Justice and Delinquency Prevention Act of 1974, 42 U.S.C. 5601, *et seq.*, Victims of Crime Act of 1984, 42 U.S.C. 10601, *et seq.*; 18 U.S.C. 4042; 18 U.S.C. 4351–4353; E.O. 12549 (3 CFR, 1986 Comp. P.189).

- 2. Part 67 is further amended as set forth below.
- a. “[Agency noun]” is removed and “the Department of Justice” is added in its place wherever it occurs.
- b. “[Agency adjective]” is removed and “Department of Justice” is added in its place wherever it occurs.
- c. “[Agency head or designee]” is removed and “Department of Justice debarring official or designee” is added wherever it occurs.
- 3. Section 67.440 is added to read as follows:

§ 67.440 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 participants' compliance with subpart C of this part and requiring them to include a similar term or condition in lower-tier covered transactions.

- 4. Part 83 is added to read as set forth in instruction 2 at the end of the common preamble.

PART 83—GOVERNMENT-WIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (GRANTS)**Subpart A—Purpose and Coverage**
Sec.