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## **Subpart 5309.4 - DEBARMENT, SUSPENSION, AND INELIGIBILITY**

**Parent topic:** [Part 5309 - Contractor Qualifications](#)

### **5309.405 Effect of Listing**

(a) See [MP5301.601\(a\)\(i\)](#). Provide a copy of request to [SAF/GCR](#). The request must include a description of efforts taken to establish alternate sources and the impact if the exception is not granted. The cognizant HCA will forward the approved exceptions to GSA.

(b)(ii)(A) See [MP5301.601\(a\)\(i\)](#).

(e)(2) - (3) See [MP5301.601\(a\)\(i\)](#).

### **5309.405-1 Continuation of Current Contracts**

(a)(1) See [MP5301.601\(a\)\(i\)](#).

(a)(2) See [MP5301.601\(a\)\(i\)](#).

### **5309.405-2 Restrictions on Subcontracting**

(a) See [MP5301.601\(a\)\(i\)](#).

### **5309.406-3 Procedures**

(a) *Investigation and referral.*

(i) The contracting officer or the referring person must promptly notify [SAF/GCR](#), their SCO, and their designated legal counsel with all known information relating to the following:

(1) Any non-responsibility determination.

(2) Any indictment, conviction, or civil judgment (including those listed on required certifications, or those disclosed in accordance with [FAR 3.1003](#) or [FAR 52.203-13](#) relating to an offeror's or contractor's lack of integrity or business honesty, regardless of whether the indictment, conviction, or civil judgment related to a government contract.

(3) Any recommended or final termination for default or for cause.

(4) Any recommendation for debarment or suspension.

(5) Any debarred or suspended contractor who bids on a Government contract (including those who indicate debarment or suspension on required certifications).

(ii) The contracting officer must provide additional information as requested by SAF/GCR.

(b) *Decision-making process.*

(2) If SAF/GCR determines that a hearing is required, the contracting activity must provide witnesses and other support as requested.

## **5309.407-3 Procedures**

The contracting officer must follow the debarment procedures at 5309.406-3 above for suspensions.