

# 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.

**Parent topic:** Subpart 5309.4 - DEBARMENT, SUSPENSION, AND INELIGIBILITY