

A PERSON IS SUBJECT TO DEBARMENT UNDER THIS SUBTITLE IF, DURING THE COURSE OF AN OFFICIAL INVESTIGATION OR OTHER PROCEEDING, THE PERSON, AN OFFICER, PARTNER, CONTROLLING STOCKHOLDER OR PRINCIPAL OF THAT PERSON, OR ANY OTHER PERSON SUBSTANTIALLY INVOLVED IN THAT PERSON'S CONTRACTING ACTIVITIES HAS ADMITTED, IN WRITING OR UNDER OATH, AN ACT OR OMISSION THAT CONSTITUTES GROUNDS FOR CONVICTION OR LIABILITY UNDER ANY STATUTE DESCRIBED IN SUBITEM-(I),-(II),-(III),-(IV),-OR-(V)-OF-THIS-ITEM;

(2) SUBSECTION (B) OF THIS SECTION.

(D) SAME -- OTHER EVENTS.

A PERSON IS SUBJECT TO DEBARMENT UNDER THIS SUBTITLE:

(1) IF THE BOARD FINDS THE PERSON WAS ESTABLISHED OR OPERATES IN A MANNER DESIGNED TO EVADE THE APPLICATION OR DEFEAT THE PURPOSE OF THIS TITLE;

(2) IF THE PERSON IS A SUCCESSOR, ASSIGNEE, SUBSIDIARY, OR AFFILIATE OF A PERSON WHO HAS-BEEN IS SUSPENDED OR DEBARRED;

(4)--THE-BOARD-DETERMINES--THAT--ANY--OTHER--CAUSE--IS SERIOUS--ENOUGH--TO--AFFECT--THE--INTEGRITY--OF--THE--PROCUREMENT PROCESS;-OR

(5)--THE-BOARD-FINDS-THAT-

(I)--A-PERSON-HAS-VIOLATED-A-CONTRACT-BY-

(3) FOR ONE OF THE FOLLOWING VIOLATIONS OF A CONTRACT PROVISION THAT THE BOARD BELIEVES IS SERIOUS ENOUGH TO JUSTIFY DEBARMENT:

-1-- (I) DELIBERATE FAILURE WITHOUT GOOD CAUSE TO PERFORM IN ACCORDANCE WITH THE SPECIFICATIONS OR WITHIN THE TIME LIMIT PROVIDED IN THE CONTRACT; OR

-2-- (II) WITHIN THE PRECEDING 5 YEARS, FAILURE TO PERFORM OR UNSATISFACTORY PERFORMANCE IN ACCORDANCE WITH THE TERMS OF A CONTRACT, UNLESS THE FAILURE TO PERFORM OR UNSATISFACTORY PERFORMANCE WAS CAUSED BY ACTS BEYOND THE CONTROL OF THE CONTRACTOR; AND OR

(II)--THE-VIOLATION-IS-SERIOUS-ENOUGH-TO-JUSTIFY DEBARMENT-

(4) IF THE BOARD DETERMINES THAT ANY OTHER CAUSE IS SERIOUS ENOUGH TO AFFECT THE INTEGRITY OF THE PROCUREMENT PROCESS.