

SUSPENSION AND DEBARMENT

1.0 After reasonable notice to the person involved and reasonable opportunity for that person to be heard, the Director of Resource Operations, after consultation with the Assistant Superintendent of Business Services and General Counsel, shall have the authority to suspend and/or debar a person or firm for any reason set forth in this section from consideration of award of contracts. The Director of Resource Operations shall determine the period of suspension or debarment on a case-by-case basis.

2.0 Reasons for suspension or debarment are as follows:

- a. Conviction of a criminal offense related to obtaining or attempting to obtain a public or private contract on subcontract or in the performance of such contract or subcontract.
- b. Conviction under state or federal statutes of embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property or any crimes against children.
- c. Conviction under state or federal antitrust statutes arising out of the submission of bids or proposals.
- d. Failure without good cause to perform in accordance with the terms of any contract or unsatisfactory performance of any contract.
- e. Debarment by any other governmental agency for any of the above reasons.
- f. Any act or omission by a person or firm, or any information pertaining to the person or firm that comes to the attention of the District, which act, omission or information causes the Director of Resource Operations reasonably to believe that the person or firm may not be reliable or may be unable to perform contractual obligations to the District.

SUSPENSION AND DEBARMENT, cont.

3.0 After the period of suspension or debarment has ended, the suspended or debarred person or firm may submit a request to be placed on a bidders' list. The Director of Resource Operations may impose reasonable conditions to be satisfied by the person or firm in order to be added to the list (e.g., proof that restitution has been made pursuant to earlier court order, evidence that person or firm can perform contract terms, etc.).