

**Social Security Administration**

**§ 439.105**

**PART 439—GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (FINANCIAL ASSISTANCE)**

439.510 What actions will the Federal Government take against a recipient determined to have violated this part?  
 439.515 Are there any exceptions to those actions?

**Subpart A—Purpose and Coverage**

**Subpart F—Definitions**

Sec.  
 439.100 What does this part do?  
 439.105 Does this part apply to me?  
 439.110 Are any of my Federal assistance awards exempt from this part?  
 439.115 Does this part affect the Federal contracts that I receive?

439.605 Award.  
 439.610 Controlled substance.  
 439.615 Conviction.  
 439.620 Cooperative agreement.  
 439.625 Criminal drug statute.  
 439.630 Debarment.  
 439.635 Drug-free workplace.  
 439.640 Employee.  
 439.645 Federal agency or agency.  
 439.650 Grant.  
 439.655 Individual.  
 439.660 Recipient.  
 439.665 State.  
 439.670 Suspension.

**Subpart B—Requirements for Recipients Other Than Individuals**

439.200 What must I do to comply with this part?  
 439.205 What must I include in my drug-free workplace statement?  
 439.210 To whom must I distribute my drug-free workplace statement?  
 439.215 What must I include in my drug-free awareness program?  
 439.220 By when must I publish my drug-free workplace statement and establish my drug-free awareness program?  
 439.225 What actions must I take concerning employees who are convicted of drug violations in the workplace?  
 439.230 How and when must I identify workplaces?

AUTHORITY: 41 U.S.C. 701 *et seq.*

SOURCE: 68 FR 6657, 66579, Nov. 26, 2003, unless otherwise noted.

EDITORIAL NOTE: Nomenclature changes to part 439 appear at 68 FR 66580, Nov. 26, 2003.

**Subpart C—Requirements for Recipients Who Are Individuals**

**Subpart A—Purpose and Coverage**

439.300 What must I do to comply with this part if I am an individual recipient?  
 439.301 [Reserved]

**§ 439.100 What does this part do?**

This part carries out the portion of the Drug-Free Workplace Act of 1988 (41 U.S.C. 701 *et seq.*, as amended) that applies to grants. It also applies the provisions of the Act to cooperative agreements and other financial assistance awards, as a matter of Federal Government policy.

**Subpart D—Responsibilities of SSA Awarding Officials**

439.400 What are my responsibilities as an SSA awarding official?

**§ 439.105 Does this part apply to me?**

(a) Portions of this part apply to you if you are either—

**Subpart E—Violations of This Part and Consequences**

439.500 How are violations of this part determined for recipients other than individuals?  
 439.505 How are violations of this part determined for recipients who are individuals?

(1) A recipient of an assistance award from the SSA; or

(2) An SSA awarding official. (See definitions of award and recipient in §§ 439.605 and 439.660, respectively.)

(b) The following table shows the subparts that apply to you:

If you are . . .	see subparts . . .
(1) A recipient who is not an individual .....	A, B and E.
(2) A recipient who is an individual .....	A, C and E.
(3) An SSA awarding official .....	A, D and E.