

**§ 310.1000**

- (1) Is in a position to handle Federal funds;
- (2) Is in a position to influence or control the use of those funds; or,
- (3) Occupies a technical or professional position capable of substantially influencing the development or outcome of an activity required to perform the covered transaction.

**§ 310.1000 Respondent.**

*Respondent* means a person against whom an agency has initiated a debarment or suspension action.

**§ 310.1005 State.**

- (a) *State* means—
  - (1) Any of the states of the United States;
  - (2) The District of Columbia;
  - (3) The Commonwealth of Puerto Rico;
  - (4) Any territory or possession of the United States; or
  - (5) Any agency or instrumentality of a state.
- (b) For purposes of this part, *State* does not include institutions of higher education, hospitals, or units of local government.

**§ 310.1010 Suspending official.**

(a) *Suspending official* means an agency official who is authorized to impose

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suspension. The suspending official is either:

- (1) The agency head; or
  - (2) An official designated by the agency head.
- (b) [Reserved]

**§ 310.1015 Suspension.**

*Suspension* is an action taken by a suspending official under subpart G of this part that immediately prohibits a person from participating in covered transactions and transactions covered under the Federal Acquisition Regulation (48 CFR chapter 1) for a temporary period, pending completion of an agency investigation and any judicial or administrative proceedings that may ensue. A person so excluded is suspended.

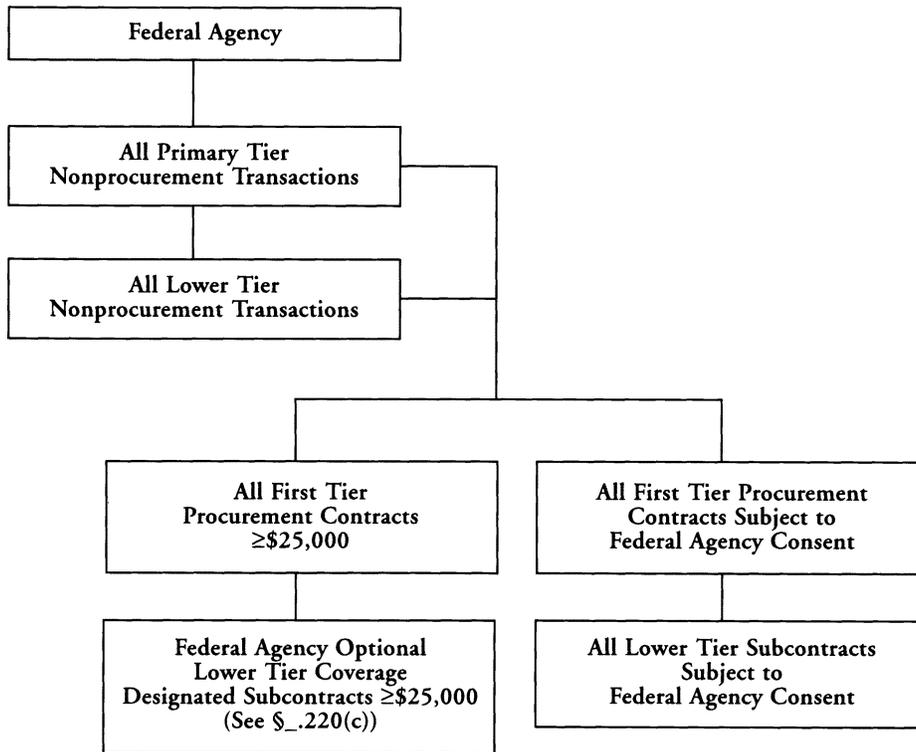
**§ 310.1020 Voluntary exclusion or voluntarily excluded.**

- (a) *Voluntary exclusion* means a person's agreement to be excluded under the terms of a settlement between the person and one or more agencies. Voluntary exclusion must have governmentwide effect.
- (b) *Voluntarily excluded* means the status of a person who has agreed to a voluntary exclusion.

**Subpart J—[Reserved]**

APPENDIX TO PART 310—COVERED TRANSACTIONS

COVERED TRANSACTIONS



**PART 311—NEW RESTRICTIONS ON LOBBYING**

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AUTHORITY: Section 319, Public Law 101-121 (31 U.S.C. 1352); 22 U.S.C. 2503.