

§ 36.100

40 CFR Ch. I (7-1-07 Edition)

Subpart B—Requirements for Recipients Other Than Individuals

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- 36.400 What are my responsibilities as an EPA awarding official?

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36.670 Suspension.

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

SOURCE: 68 FR 66557, 66625, 66626, Nov. 26, 2003, unless otherwise noted.

Subpart A—Purpose and Coverage

§ 36.100 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.

§ 36.105 Does this part apply to me?

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

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

(2) A(n) EPA awarding official. (See definitions of award and recipient in §§ 36.605 and 36.660, respectively.)

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

Table with 2 columns: 'If you are . . .', 'see subparts . . .'. Rows include: (1) A recipient who is not an individual (A, B and E), (2) A recipient who is an individual (A, C and E), (3) A(n) EPA awarding official (A, D and E).

§ 36.110 Are any of my Federal assistance awards exempt from this part?

This part does not apply to any award that the EPA Administrator or designee determines that the application of this part would be inconsistent with the international obligations of the United States or the laws or regulations of a foreign government.

§ 36.115 Does this part affect the Federal contracts that I receive?

It will affect future contract awards indirectly if you are debarred or suspended for a violation of the requirements of this part, as described in § 36.510(c). However, this part does not apply directly to procurement contracts. The portion of the Drug-Free Workplace Act of 1988 that applies to Federal procurement contracts is carried out through the Federal Acquisition Regulation in chapter 1 of Title 48 of the Code of Federal Regulations (the drug-free workplace coverage currently is in 48 CFR part 23, subpart 23.5).