



## Notice 2014.07 General Services

To: State Purchasing Officers  
Agency Procurement Staff  
CMS Bureau of Strategic Sourcing

From: Matt Brown *MB*

Date: February 10, 2014

Subject: Federal Suspension and Debarment Contract Certification

CC: Procurement Policy Board  
Procurement Compliance Monitors  
Office of the Auditor General

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This CPO Notice is effective immediately, and applies to all contracts and subcontracts, including statewide master contracts, which may be paid in whole or in part by federal funding.

State agencies receiving federal funds have been cited in the statewide Single Audit in recent years for “failure to obtain suspension and debarment certifications from vendors”. Federal regulations, executive orders, and policies prohibit the State from contracting, subcontracting, or otherwise using federal funds to pay individuals or entities that are debarred, suspended or otherwise excluded from or ineligible for participation in Federal assistance programs or activities.<sup>1</sup> Awardees or recipients of federal funding are obligated to maintain internal controls that provide reasonable assurance that federal funds will not be paid to such individuals or entities.

All solicitations and related contracts, including statewide master contracts or other contracts available for use by State agencies that may be paid in whole or in part by federal funding, shall include the following, or substantially similar, certification language:

“Vendor certifies that during the last five (5) years no order, judgment or decree of any Federal authority has been issued barring, suspending, or otherwise limiting its right to contract with any governmental entity, including school districts, or to engage in any business practice or activity. Vendor further certifies that it will include this certification within every subcontract related to performance of this contract.”

This language will not be added to the standard contract and solicitation templates, as it does not apply to all State contracts. Procuring agencies are responsible for adding the certification within agency supplemental terms and conditions when applicable. This certification shall also be included in all statewide master contracts.

If there are any questions regarding this notice, please contact the Chief Procurement Office at (217) 558-2231.

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<sup>1</sup> Examples include but are not limited to 2 CFR 376; 2 CFR 180.300; 45 CFR 74.13; 49 CFR 18.35; E.O. 12549; E.O. 12689; OMB Circular A-102.