

§ 26.121

the importance of the knowledge gained or to be gained.

(b) On the basis of this evaluation, the department or agency head may approve or disapprove the application or proposal, or enter into negotiations to develop an approvable one.

§ 26.121 [Reserved]

§ 26.122 Use of Federal funds.

Federal funds administered by a department or agency may not be expended for research involving human subjects unless the requirements of this policy have been satisfied.

§ 26.123 Early termination of research support: Evaluation of applications and proposals.

(a) The department or agency head may require that department or agency support for any project be terminated or suspended in the manner prescribed in applicable program requirements, when the department or agency head finds an institution has materially failed to comply with the terms of this policy.

(b) In making decisions about supporting or approving applications or proposals covered by this policy the department or agency head may take into account, in addition to all other eligibility requirements and program criteria, factors such as whether the applicant has been subject to a termination or suspension under paragraph (a) of this section and whether the applicant or the person or persons who would direct or has have directed the scientific and technical aspects of an activity has have, in the judgment of the department or agency head, materially failed to discharge responsibility for the protection of the rights and welfare of human subjects (whether or not the research was subject to Federal regulation).

§ 26.124 Conditions.

With respect to any research project or any class of research projects the department or agency head may impose additional conditions prior to or at the time of approval when in the judgment of the department or agency head additional conditions are necessary for the protection of human subjects.

40 CFR Ch. I (7-1-04 Edition)

PART 27—PROGRAM FRAUD CIVIL REMEDIES

Sec.

- 27.1 Basis and purpose.
- 27.2 Definitions.
- 27.3 Basis for civil penalties and assessments.
- 27.4 Investigation.
- 27.5 Review by the reviewing official.
- 27.6 Prerequisites for issuing a complaint.
- 27.7 Complaint.
- 27.8 Service of complaint.
- 27.9 Answer.
- 27.10 Default upon failure to file an answer.
- 27.11 Referral of complaint and answer to the presiding officer.
- 27.12 Notice of hearing.
- 27.13 Parties to the hearing.
- 27.14 Separation of functions.
- 27.15 Ex parte contacts.
- 27.16 Disqualification of the reviewing official or presiding officer.
- 27.17 Rights of parties.
- 27.18 Authority of the presiding officer.
- 27.19 Prehearing conferences.
- 27.20 Disclosure of documents.
- 27.21 Discovery.
- 27.22 Exchange of witness lists, statements, and exhibits.
- 27.23 Subpoenas for attendance at hearing.
- 27.24 Protective order.
- 27.25 Fees.
- 27.26 Form, filing and service of papers.
- 27.27 Computation of time.
- 27.28 Motions.
- 27.29 Sanctions.
- 27.30 The hearing and burden of proof.
- 27.31 Determining the amount of penalties and assessments.
- 27.32 Location of hearing.
- 27.33 Witnesses.
- 27.34 Evidence.
- 27.35 The record.
- 27.36 Post-hearing briefs.
- 27.37 Initial decision.
- 27.38 Reconsideration of initial decision.
- 27.39 Appeal to authority head.
- 27.40 Stay ordered by the Department of Justice.
- 27.41 Stay pending appeal.
- 27.42 Judicial review.
- 27.43 Collection of civil penalties and assessments.
- 27.44 Right to administrative offset.
- 27.45 Deposit in Treasury of United States.
- 27.46 Compromise or settlement.
- 27.47 Limitations.
- 27.48 Delegated functions.

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