

## Federal Emergency Management Agency

4403.602

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AUTHORITY: 40 U.S.C. 486(c); Reorganization Plan No. 3 of 1978.

SOURCE: 50 FR 31319, Aug. 1, 1985, unless otherwise noted.

### Subpart 4403.1—Safeguards

#### 4403.101-2 Solicitation and acceptance of gratuities by Government personnel.

Exceptions to the prohibition against soliciting or accepting gratuities are explained in 44 CFR part 3, subpart B.

#### 4403.101-3 Agency regulations.

FEMA "Standards and Conduct" are published in 44 CFR part 3. They include requirements for financial disclosure.

#### 4403.103 Independent pricing.

#### 4403.103-2 Evaluating the certification.

The Director, Office of Acquisition Management, is authorized to make

the determination described in FAR 3.103-2(b)(2).

### Subpart 4403.2—Contractor Gratuities to Government Personnel

#### 4403.203 Reporting suspected violations of the Gratuities clause.

Suspected violations shall be reported in the FEMA Office of the Inspector General. A report shall include all facts and circumstances relevant to the case.

#### 4403.204 Treatment of violations.

Following review and any necessary investigation, the Inspector General shall make recommendations to the Director or a designee. If action is to be taken against a contractor, the contractor shall be given the opportunity for a hearing in accordance with FAR 3.204(b).

### Subpart 4403.6—Contracts With Government Employees or Organizations Owned or Controlled by Them

#### 4403.602 Exceptions.

The Director, Office of Acquisition Management, may authorize an exception to the policy in FAR 3.601, based on facts and circumstances provided by the program office.