§ 223.11 Appropriate action.

The Administrator may take appropriate action in the case of any individual who is found in violation of the statutory or regulatory post employment restrictions after a final decision by:

(a) Prohibiting the individual from making, on behalf of any other person (except the United States), any formal or informal appearance before, or with the intent to influence, any oral or written communication to, the Agency on any matter of business for a period not to exceed five years, which may be accomplished by directing Agency employees to refuse to participate in such appearance or to accept any such communication; and

(b) Taking other appropriate disciplinary action.

PART 224—IMPLEMENTATION OF THE PROGRAM FRAUD CIVIL REMEDIES ACT

Sec.
224.1 Basis and purpose.
224.2 Definitions.
224.3 Basis for civil penalties and assessments.
224.4 Investigation.
224.5 Review by the reviewing official.
224.6 Prerequisites for issuing a complaint.
224.7 Complaint.
224.8 Service of complaint.
224.9 Answer.
224.10 Default upon failure to file an answer.
224.11 Referral of complaint and answer to the ALJ.
224.12 Notice of hearing.
224.13 Parties to the hearing.
224.14 Separation of functions.
224.15 Ex parte contacts.
224.16 Disqualification of reviewing official or ALJ.
224.17 Rights of parties.
224.18 Authority of the ALJ.
224.19 Prehearing conferences.
224.20 Disclosure of documents.
224.21 Discovery.
224.22 Exchange of witness lists, statements, and exhibits.
224.23 Subpoenas for attendance at hearing.
224.24 Protective order.
224.25 Fees.
224.26 Form, filing and service of papers.
224.27 Computation of time.
224.28 Motions.
224.29 Sanctions.
224.30 The hearing and burden of proof.
224.31 Determining the amount of penalties and assessments.
224.32 Location of hearing.
224.33 Witnesses.
224.34 Evidence.
224.35 The record.
224.36 Post-hearing briefs.
224.37 Initial decision.
224.38 Reconsideration of initial decision.
224.39 Appeal to A.I.D. Administrator.
224.40 Stays ordered by the Department of Justice.
224.41 Stay pending appeal.
224.42 Judicial review.
224.43 Collection of civil penalties and assessments.
224.44 Right to administrative offset.
224.45 Deposit in Treasury of United States.
224.46 Compromise or settlement.
224.47 Limitations.


SOURCE: 52 FR 45313, Nov. 27, 1987, unless otherwise noted.

§ 224.1 Basis and purpose.


(b) Purpose. This part (1) establishes administrative procedures for imposing civil penalties and assessments against persons who make, submit, or present, or cause to be made, submitted, or presented, false, fictitious, or fraudulent claims or written statements to the Agency for International Development or to its agents, and (2) specifies the hearing and appeal rights of persons subject to allegations of liability for such penalties and assessments.

§ 224.2 Definitions.

A.I.D. means the Agency for International Development.

ALJ means an Administrative Law Judge in the authority appointed pursuant to 5 U.S.C. 3105 or detailed to the authority pursuant to 5 U.S.C. 3344.