



National Credit Union Administration  
Office of the Chief Financial Officer

**TO:** NCUA Board  
**FROM:** General Counsel  
Chief Financial Officer  
**DATE:** July 3, 2018  
**SUBJ:** Final Suspension and  
Debarment Procedures

**ACTION REQUESTED:** NCUA Board issuance of final suspension and debarment procedures and amendment of NCUA Delegation of Authority PRO 16.

**DATE ACTION REQUESTED:** August 2, 2018.

**OTHER OFFICES CONSULTED:** Office of Executive Director.

**VIEWS OF OTHER OFFICES CONSULTED:** Concur.

**BUDGET IMPACT, IF ANY:** None.

**SUBMITTED TO INSPECTOR GENERAL FOR REVIEW:** Yes.

**RESPONSIBLE STAFF MEMBERS:** Division of Procurement and Facilities Management Director John Ziu; Staff Attorney Kim Manganello; Associate General Counsel Kevin Tuininga.

**SUMMARY:** As part of the NCUA's effort to update and modernize its procurement processes, staff recommends that the Board adopt final suspension and debarment procedures. The final procedures mirror those proposed in March 2018 and generally follow procedures that agencies following Federal Acquisition Regulations have adopted. Although the NCUA is not required to follow government-wide acquisition laws and regulations, suspension and debarment processes that generally follow those laws and regulations will ensure a commitment to contractor due process developed over years of seeking public comment on expenditure practices. Formal procedures will also help ensure the NCUA implements best practices in spending funds available to it, particularly in the agency's Operating Fund and the National Credit Union Share Insurance Fund.

**RECOMMENDED ACTION:** That the NCUA Board (1) issue final suspension and debarment procedures for publication in the *Federal Register* and on the NCUA website, effective 30 days after publication; and (2) amend NCUA Delegation of Authority PRO 16 to appoint the Deputy General Counsel as suspending and debarring official.

**Attachment:** Amended Delegation.

PRO 16	Authority to act as suspending and debarment official under the NCUA's Suspension and Debarment Procedures. The Board will be immediately notified of any debarment or suspension. November 24, 1997 Closed Board Meeting. December 19, 2002 Closed Board Meeting.	Deputy General Counsel
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