

GSFIC Debarment





Search GO

Mobile | FAQ | Site Map | Jobs | Online Services | Contact Us

- About GSFIC
- Construction Division
- Financing & Investment Division
- Related Agencies
- Directions & Transportation
- Contact Us



Welcome

Monday, September 19, 2011
The Georgia State Financing and Investment Commission (GSFIC) is dedicated to providing superior financial and construction management services and fiscal stewardship for the benefit of our greatest investors, Georgia citizens. We believe in providing great customer service and seek to serve you with the highest level of integrity and efficiency. Let us know how we're doing at www.howmyservice.gsfic.ga.gov.

Project Opportunities

All GSFIC projects are listed on the State Procurement Registry. Click [here](#) for current projects, including American Recovery & Reinvestment Act projects.

- ### News & Events
- [Marvin Woodward named GSFIC Deputy Director](#)
 - [Deal: AAA Rating Yields Historically Low Rates](#)
 - [Industry Roundtable Brings Partners Together](#)

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GSFIC Projects Overall CMAA Winner

[June 21, 2011] - Three Georgia State Financing and Investment Commission projects were recognized by the South Atlantic Chapter of the Construction Management Association of America during its annual banquet and awards program at the Georgia Aquarium.

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Communications Guidelines Published

The Georgia State Financing and Investment Commission has published the 2011 Georgia Communications Guidelines to serve as a telecommunications resource for facility managers and agencies currently designing and constructing projects in the State of Georgia.

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Construction Links for:

- [Using Agencies](#)
- [Business Partners](#)
- [ADA Coordinators & Clients](#)

Financing & Investment Links for:

- [Using Agencies](#)
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- [Georgia Higher Education Facilities Authority](#)

Quick Links

- [E-Verify ID](#)
- [Debarment](#)
- [Requests for Proposals](#)
- [Upcoming Bond Sale Information](#)
- [Recent Bond Sale Information](#)
- [ARRA Bonds](#)
- [ARRA Procurement](#)
- [GSFIC Open Bid Opportunities](#)
- [State Construction Manual](#)
- [Warranty Complaints](#)
- [GSFIC Job Announcements](#)
- [Employee Intranet](#)
- [Timekeeping \(Kronos\)](#)

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http://gsfic.georgia.gov/00/channel_title/0,2094,77323081_79186781,00.html

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"A contractor that has been declared in default or a contractor that is owned or controlled by the same person(s), firm(s), or corporations(s) or is a parent, subsidiary, branch, or affiliate of a contractor that has been declared in default, shall not be eligible for award of an additional contract until the default has been cured."

Additionally, GSFIC's standard CM/GC and DBB Contracts provide that a Contractor that fails to meet the Final Completion Date is ineligible for award of contract under certain circumstances.

Entities listed as "Ineligible" on the Debarred, Suspended or Ineligible Entities List include those entities that are currently in default under the terms of a contract with GSFIC and those entities that are ineligible pursuant to a contract provision or agreement.

Debarred or Suspended Entities

In 2001, the Georgia State Financing and Investment Commission adopted the debarment policy provided below to formally debar entities from contracting with GSFIC. The Debarment Policy provides causes for debarment and requires a formal hearing process to ensure that all parties are given notice and an opportunity to be heard. The Debarment Policy is intended to be fair to those subject to debarment while recognizing GSFIC's duty to Georgia taxpayers to ensure the quality of construction projects.

Entities listed as "Debarred" are those entities that have been formally debarred pursuant to GSFIC's Debarment Policy. Entities are listed as "Suspended" when debarment has been requested and the Director has determined there is probable cause to debar the entity, but no final decision has been made pursuant to the Debarment Policy.

Please contact GSFIC Legal Services at (404) 463-5640 with any questions regarding the Debarred, Suspended or Ineligible Entities List.

[PDF Debarment Policy](#)
November 2010

[PDF Debarred, Suspended or Otherwise Ineligible Firms](#)
August 2011

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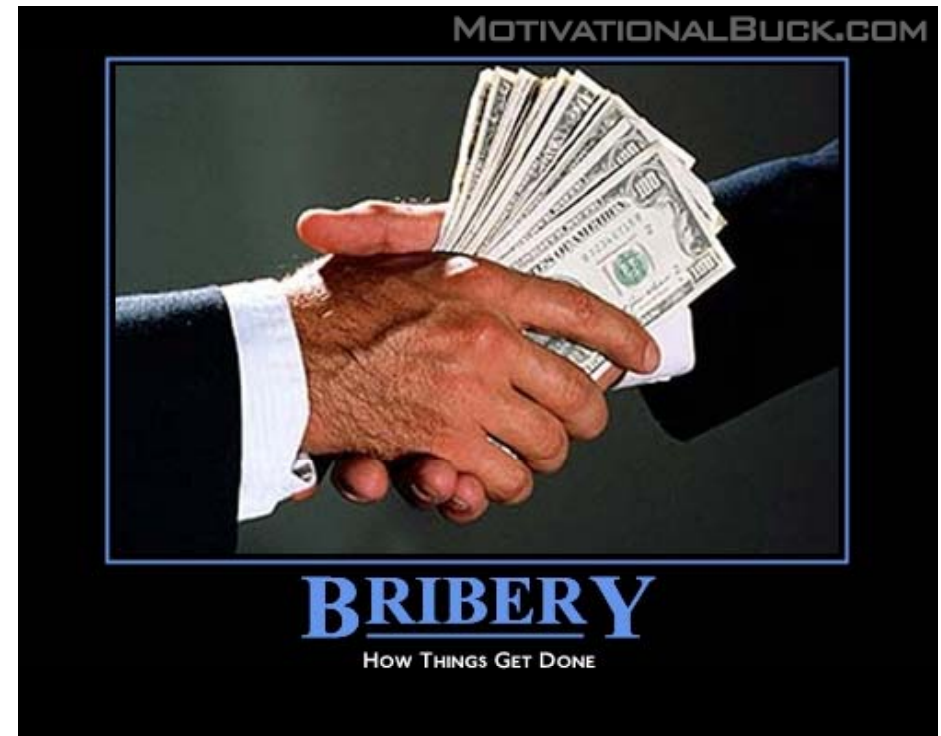


Who Can Be Debarred:

All architects, engineers, design professionals, consultants, contractors, construction managers, program managers, service providers, suppliers, subcontractors and vendors, including their owners, principals and officers, both individually and in connection with their firms, doing business, directly or indirectly, with GSFIC

Causes for Debarment:

(1) Conviction or entry of a plea of guilty, *nolo contendere*, or first offender treatment, for commission of a criminal offense as an incident to obtaining or attempting to obtain a public or private contract or subcontract, or in the performance of the contract or subcontract, or for conspiracy, contract or combination in restraint of trade or of free and open competition in any transaction with a state, the United States, or any state or federal agency or instrumentality or political subdivision thereof;



Causes for Debarment:

(2) Conviction or entry of a plea of guilty, *nolo contendere*, or first offender treatment, under State or Federal statutes of embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property, or any other offense indicating a lack of business integrity or business honesty which currently, seriously, and directly effects responsibility as a State Contractor;



Causes for Debarment:

(3) Conviction or entry of a plea of guilty, *nolo contendere*, or first offender treatment, under State or Federal antitrust statutes arising out of the submission of bids or proposals;



Causes for Debarment:

(4) Violation of contract provisions, as set forth below, of a character which is regarded to be so serious as to justify debarment action:

(a) Deliberate failure without good cause to perform in accordance with the specifications or within the time limit provided in the contract; or

(b) A recent record of failure to perform or of unsatisfactory performance in accordance with the terms of one or more contracts; provided that failure to perform or unsatisfactory performance caused by acts beyond the control of the Contractor shall not be considered to be a basis for debarment;



Causes for Debarment:

(5) Any other cause so serious and compelling as to affect responsibility as a Contractor, including debarment by another governmental entity;



Causes for Debarment:

(6) Any violation of the conflict of interest provisions of Official Code of Georgia Annotated Sections 45-10-20 through 45-10-28.

Farcus

by David Waisglass
Gordon Coulthart



**“What conflict of interest?!
I work here in my spare time.”**



Who Can Request Debarment :

- (a) The president, vice president, director, or deputy director of any state agency or authority for which GSFIC is performing or has performed construction services.
- (b) Any program manager or project director of a state construction project for GSFIC, DOAS, the Board of Regents of the University System of Georgia, or the Georgia Building Authority.
- (c) A program manager or construction manager under contract with GSFIC, but only for Contractors within the scope of the project(s) under the contract.



Debarment Proceedings:

- **Notice**
- **Initial Suspension**
- **Preliminary Hearing Panel**
- **Contractor has right to a hearing**
- **Contractor has right to appeal**