

§1825-Q. Complaints of noncompliance with code of conduct; investigations of complaints

1. Complaints alleging noncompliance. The Chief Procurement Officer shall initiate an investigation to determine whether a violation of the code of conduct has occurred if:

A. The Chief Procurement Officer has independent knowledge that a contractor or a supplier at the point of assembly of goods subject to a contract is not in compliance with the code of conduct; [PL 2023, c. 516, Pt. B, §37 (AMD).]

B. The contractor informs the Chief Procurement Officer that the contractor or a supplier at the point of assembly of goods subject to a contract is not in compliance with the code of conduct; [PL 2023, c. 516, Pt. B, §37 (AMD).]

C. A worker for a contractor or for a supplier at the point of assembly of goods subject to a contract files a written complaint directly with the Chief Procurement Officer stating that the contractor or supplier, to the best of the worker's knowledge, is not in compliance with the code of conduct; [PL 2023, c. 516, Pt. B, §37 (AMD).]

D. A 3rd party established and based outside the United States, on behalf of or on the basis of information from a worker or workers, files directly with the Chief Procurement Officer a signed and dated written complaint stating that, to the best of the 3rd party's knowledge, a contractor or a supplier at the point of assembly of goods subject to a contract is not in compliance with the code of conduct. If possible, the 3rd party's written complaint must be signed and dated under oath before an official authorized to administer oaths; or [PL 2023, c. 516, Pt. B, §37 (AMD).]

E. A 3rd party established and based in the United States, on behalf of or on the basis of information from a worker or workers, files directly with the Chief Procurement Officer a written complaint, signed and dated under oath before an official authorized by applicable law to administer oaths, stating that, to the best of the 3rd party's knowledge, a contractor or a supplier at the point of assembly of goods subject to a contract is not in compliance with the code of conduct. [PL 2023, c. 516, Pt. B, §37 (AMD).]

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2. Specificity required. Any complaint made to the Chief Procurement Officer must state with reasonable specificity each reason a party subject to the complaint is allegedly not in compliance with the code of conduct.

[PL 2023, c. 516, Pt. B, §37 (AMD).]

3. Notification to party subject to complaint. After receiving a complaint alleging noncompliance with the code of conduct, the Chief Procurement Officer shall contact in a timely manner, in writing and by certified letter, the contractor that is the subject of the complaint or whose supplier is the subject of the complaint.

[PL 2023, c. 516, Pt. B, §37 (AMD).]

SECTION HISTORY

PL 2005, c. 554, §A4 (NEW). RR 2005, c. 2, §4 (COR). PL 2023, c. 516, Pt. B, §37 (AMD).

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