
Policy:

A decision by the State agency to terminate a Vendor Agreement/disqualify a vendor will be based upon mandatory federal sanctions or a finding that one or more of the following has occurred (The following is not an all-inclusive list of actions that will result in contract termination and/or disqualification.):

- The vendor has accrued more than 80 sanction points during a three year vendor agreement period;
- The vendor has knowingly submitted false, erroneous, or inaccurate information on the WIC Vendor Application, in the business or financial information provided to the Department, on the WIC Food Price Sheet, or during the course of on-site monitoring of the vendor site;
- The vendor has refused to allow WIC Program representatives access to inspect the vendor site during normal business hours;
- The vendor has not fulfilled the terms of the Vendor Agreement;
- The vendor has sold, leased, or discontinued the Business Entity or moved the Business Entity to a new location or new address; or
- The Vendor Corporation, partnership, or limited partnership has been voluntarily or involuntarily dissolved or the vendor sole proprietor has died.
- The state agency identifies a conflict of interest between the vendor and the state agency or its local agencies.
- The vendor fails to meet the current vendor selection criteria.

Procedure:

When the termination of a WIC vendor's Agreement is to occur, staff will notify the vendor, as applicable. The notice will be in writing and will include a statement of the nature or the basis for adverse actions and a description of the right of the vendor to appeal the adverse action and the right to a fair hearing, as applicable. A copy of the letter will be sent to the appropriate local agency.
