

## Policy Updates

**FAC**-Federal Acquisition Circular  
**FAR**-Federal Acquisition Regulation

(As of 4/23/08)	Issue Date	Reference	Synopsis	Status
<b>CCR</b>	7/23/03	FAC 2001-032	Eliminates SF 129	Rule effective 6/25/03
<b>CCR</b>	10/01/03	Case 2002-018 FAR 4.11	Contractors required to register in CCR, by 12/31/03, prior to award of contract from any Federal Agency and keep the record active	Rule effective 10/1/03
<b>CCR</b>	6/28/06	Case2005-007 FAC 2005-10 FAR 52.212-3, 52.204-7	Add the process of validating CCR registrant's TIN with IRS prior to a record becoming active	Rule effective 7/28/06
<b>CCR</b>	4/22/08	Case 2006-026	To add field to CCR database to identify contractors that have delinquent federal debt and preclude use of government purchase cards as a method of payment when flag is present	Assigned to FAR strategy committee
<b>FedReg</b>	10/4/02	OMB memo M-03-01	Business Rules for Intragovernmental Transactions. Require all government agencies to register in CCR starting 1/03	Modified rules issued 10/4/02 with no change to agency registration requirement. M-06-09 revised OMB memo M-03-01 on 3/29/06
<b>FedReg</b>	11/6/06	TFM Bulletin No. 2007-03	Revises requirements for resolving disputes involving program offices, accounting offices, contracting officers, and agency CFOs. Registration in FedReg for Federal Buyers and Sellers is still required.	Published on 11/6/06
<b>ORCA</b>	12/20/04	Case 2002-024 FAC 2001-26 FAR 4.12	Vendors are mandated to provide representations and certifications electronically through ORCA. Eliminates much of section K	Rule effective 1/5/05
<b>ORCA</b>	8/17/07	Case 2005-025 FAC 2005-19 FAR 4.803, subpart 4.12	Clarify confusion between FAR record retention requirements and the use of Online Representations and Certifications Application (ORCA), e.g., record retention requirements can be satisfied by citing ORCA, the date of offer submission, and any revisions made to the offeror's ORCA data through 52.204-8, Annual Representations and Certifications	Rule effective 8/17/07

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ORCA	8/17/07	Case 2006-025 FAC 2005-19 FAR 4.12	ORCA Archiving Capabilities: Review the prescription for use of clauses associated with the provisions included in ORCA in order to ensure that clauses are included in resultant awards when appropriate	Interim rule effective 8/17/07
ORCA	4/22/08	Case 2006-011 FAC 2005-25	Reps and Certs - Tax Delinquency. Clarifies the representations and certification question for tax violations	Rule effective 5/22/08
EPLS	12/20/04	Case 2002-023 FAC 2001-26 FAR 9.404, 9.405, 9.405-2	Amends the FAR to incorporate the EPLS. The EPLS enables agencies to directly input data and obviates the need for hard copy List of Parties Excluded from Federal Procurement and Nonprocurement Programs	Rule effective 1/19/05
eSRS	4/22/08	Case 2005-040 FAC 2005-25 FAR 19.701	Contractors can submit actual achievements against the goals in their subcontracting plans in eSRS instead of the SF-294/295. OFPP memo dtd Nov 3, 2005 directs all agencies, their large prime contractors, and large subcontractors should begin using eSRS upon deployment effective Oct 28, 2005 for both the summary and individual subcontract reporting	Interim rule published in Federal Register 4/22/08 Effective 4/22/08
eSRS	9/6/07	Case 2006-029 FAC 2005-20 FAR part 4 and part 52	Establishes pilot program to end 1/1/09. Federal Funding Accountability Transparency Act (FFATA) - requires existence and operation of searchable website that provides public access to information about federal expenditures. Specifically requires that pilot program be established to test collection and accession of subcontract award data .	Rule effective 9/6/07
FBO	10/3/03	Case 2002-018 FAC 2001-16 FAR 5.2	FBO made official Government Point of Entry (GPE)	Rule effective 10/1/03
FedTeDS	4/19/06	Case 2004-007 FAC 2005-09 FAR part 5.1, 5.2	Requires use of FedTeDS for electronic provision of sensitive documents in solicitations	Rule effective 5/19/06
WDOL	6/28/06	Case 2005-033 FAC 2005-16 FAR 22.10, 47.2	Implements WDOL as the source for contracting officers to obtain wage determinations issued by DOL for service contracts subject to SCA and construction contracts subject to DBA	Rule effective 3/22/07

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FPDS-NG	8/6/03	FAC 2001-16 FAR 4.6	Provides Standard Procurement Instrument Identifier (PIID) structure	Rule effective 10/1/03
FPDS-NG	12/18/03	FAC 2001-18 FAR 4.6	Establishes the reporting requirement for covered departments and agencies	Rule effective 12/11/03
FPDS-NG	8/4/06	Case 2006-014	Local Community Recovery Act of 2006-Implements Public Law 109-218. Public Law 109-218 amended the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 USC Sec 5150) to authorize set asides for awards based on specific geographic areas	Interim rule published in Federal Register 8/3/06
FPDS-NG and eSRS	8/21/06	FAC 2004-033 FAR - various parts	Adjustment every 5 years of acquisition related thresholds, except Davis-Bacon, Service Contract Act, and Trade Agreements thresholds	Rule effective 8/21/06
FPDS-NG	8/17/07	Case 2005-034 FAC 2005-19 FAR part 25, 52.225-18	Reporting of Purchases from Sources outside the United States. Assist implementation requiring each agency, 180 days after close of fiscal year, to report the dollar value of supplies manufactured outside the U.S., vs. goods manufactured inside the U.S., with an itemized list of Buy American Act waivers granted for supplies manufactured outside the U.S.	Rule effective 8/17/07
FPDS-NG	11/15/06	13 CFR Parts 121 and 124 (SBA)	Rule to ensure that small business size status is accurately represented and reported over the life of long-term federal contracts	SBA rule effective 6/30/07. FAR change in process (see FAR Case 2006-032)
FPDS-NG	4/22/08	Case 2004-038 FAC 2005-25 FAR 4.6	Standardize rules for procurement reporting to facilitate implementation of FPDS-NG across the Federal Government	Interim rule published in Federal Register. Effective 4/22/08
FPDS-NG	11/15/06	FAR Case 2006-032 SBA Recertification	Recertification of socio-economic data contracts that are 5 years or greater in duration	Rule effective 6/30/07
FPDS-NG	7/5/07	Case 2006-032 FAC 2005-18 SBA Rerepresentation	Rerepresentation of size status for certain existing contracts	Interim ruled with request for comments by 9/4/07
Intragovernmental Transactions	10/04/02	OMB memo M-03-01	Business Rules for Intragovernmental Transactions including data elements for orders and bills	Prototype terminated 7/31/05

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<i>Intragovernmental Transactions</i>	3/29/06	OMB memo M-06-09	Revised OMB memo M-03-01. Modifies Business Rules #20 and #21 of Attachment A.	Rules modified by CFO Council, Dept. of Treasury
<i>Performance</i>	11/16/06	OCAO 2006-N01	Notice for public comments on "Proposed Best Practices Guide for Contractor Performance in the Acquisition Process"	Public comments period closed 1/16/07 Comments under review
<i>Performance</i>	4/2/08	Case 2006-022 Parts 2, 9, 13, 17, 36, 42, and 53	Amend the FAR to revise contractor performance information process.	Proposed rule published. Public comments period closes 6/2/08.