

619.805–2 Procedures.

(a) * * *

(2) In accordance with a waiver approved by SBA, contract actions for services exceeding \$3 million and supplies exceeding \$5 million that supplement the security of U.S. diplomatic posts and protect the lives of Department personnel may be awarded non-competitively. Contracting officers do not need to compete 8(a) acquisitions as stated above when those acquisitions exceed the 8(a) competition thresholds. This waiver is in effect for the duration of the national state of emergency as declared by the President of the United States. If a contracting officer has a question as to whether a particular action falls under this waiver, the contracting officer should contact A/SDBU.

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PART 622—APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITION

40. Subpart 622.13 is amended by revising the Subpart heading to read as follows:

Subpart 622.13—Special Disabled Veterans, Veterans Of The Vietnam Era, And Other Eligible Veterans

41. Section 622.1303 is redesignated as section 622.1305. Newly designated 622.1305 is amended by revising the citation “FAR 22.1303” at the end of the sentence to read “FAR 22.1305.”

42. Section 622.1308 is redesignated as section 622.1310. Newly designated 622.1310 is amended by revising the citation “FAR 22.1308 (a) (2) and (c)” at the end of the sentence to read “FAR 22.1310(a)(1)(ii) and (a)(2).”

43. A new Subpart 622.15, consisting of section 622.1503, is added to read as follows:

Subpart 622.15—Prohibition Of Acquisition Of Products Produced By Forced Or Indentured Child Labor**622.1503 Procedures for acquiring end products on the List of Products Requiring Contractor Certification as to Forced or Indentured Child Labor.**

(e) The contracting officer shall refer to the DOS Inspector General for Investigation any instances where the contracting officer has reason to believe that forced or indentured child labor was used to mine, produce, or manufacture an end product furnished pursuant to a contract awarded subject to the certification required in FAR 22.1503(c).

PART 623—ENVIRONMENT, ENERGY AND WATER EFFICIENCY, RENEWABLE ENERGY TECHNOLOGIES, OCCUPATIONAL SAFETY, AND DRUG-FREE WORKPLACE

44. Part 623 is amended by revising the heading to read as set forth above.

45. Subpart 623.1, consisting of sections 623.104 and 623.107, is removed and reserved.

46. Section 623.400 is amended by removing the words “made and/or performed” and inserting the word “awarded” in their place in the second sentence.

47. Section 623.404 is revised to read as follows:

623.404 Agency affirmative procurement programs.

(a) The Department’s affirmative procurement program has been established by A/OPE. It is available on the A/OPE Internet and Intranet Web sites at <http://www.statebuy.gov/green.htm> and <http://aope.a.state.gov/green2.htm>, respectively.

PART 625—FOREIGN ACQUISITION

48. Section 625.102 is removed.

49. A new section 625.103 is added to read as follows:

625.103 Exceptions.

(a) The authority to make the determination prescribed in FAR 25.103(a) is delegated, without power of redelegation, to the head of the contracting activity.

50. Section 625.105 is revised to read as follows:

625.105 Determining reasonableness of cost.

(a)(1) The authority to make the determinations prescribed in FAR 25.105(a)(1) is delegated, without power of redelegation, to the head of the contracting activity.

51. Section 625.108 is removed.

52. Section 625.202 is revised to read as follows:

625.202 Exceptions.

(a)(1) The authority to make the determination prescribed in FAR 25.202(a)(1) is delegated, without power of redelegation, to the head of the contracting activity.

53. Section 625.203 is removed.

54. Section 625.204 is revised to read as follows:

625.204 Evaluating offers of foreign construction material.

(b) The head of the contracting activity is the agency head for the purposes of FAR 25.204(b).

55. Subpart 625.3, consisting of sections 625.300, 625.300–70, 625.302, and 625.304 is removed and reserved.

56. Subpart 625.7, consisting of section 625.703, is removed.

PART 626—OTHER SOCIOECONOMIC PROGRAMS

57. Part 626, consisting of Subpart 626.2 and section 626.200–70, is removed.

Subchapter E—General Contracting Requirements**PART 628—BONDS AND INSURANCE**

58. Section 628.203 is amended in paragraph (g) by removing the words “Office of the Inspector General” and inserting the words “Assistant Inspector General for Investigations” in their place.

59. Subpart 628.70, consisting of section 628.7001, is removed.

PART 630—COST ACCOUNTING STANDARDS ADMINISTRATION

60. A new Part 630 is added to read as follows:

PART 630—COST ACCOUNTING STANDARDS ADMINISTRATION**Subpart 630.2—CAS Program Requirements****630.201 Contract requirements.****630.201–5 Waiver.**

(a) The Procurement Executive is the head of the agency for the purposes of FAR 30.201–5(a) and (b).

PART 632—CONTRACT FINANCING

61. Section 632.006–2 is amended by removing the words “Assistant Inspector General for Investigations” and inserting the words “Procurement Executive” in their place.

62. Subpart 632.4 is amended by revising the Subpart heading to read as follows:

Subpart 632.4—Advance Payments for Non-Commercial Items

63. Section 632.903 is removed.

64. A new section 632.906 is added to read as follows:

632.906 Making payments.

(a) *General.* The authority to make the determination prescribed in FAR 32.906(a) is delegated, without power of redelegation, to the head of the contracting activity. Before making this determination, the head of the contracting activity shall consult with the appropriate financial office.