

# DoD Contracting Update

## Defense Pricing & Contracting (DPC)

## Defense Acquisition Regulations System (DARS)

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<http://www.acq.osd.mil/dpap/dars/>





# Agenda

## ▶ **DARS:**

- Mission
- Rulemaking Process

## ▶ **FAR and DFARS:**

- Statutory Cases
- Other Cases



# DARS: Supporting the Warfighter

## Our Mission:

**DARS develops and maintains acquisition rules and guidance to facilitate the Acquisition Workforce as they acquire the goods and services DoD requires to ensure America's Warfighters' continued worldwide success.**



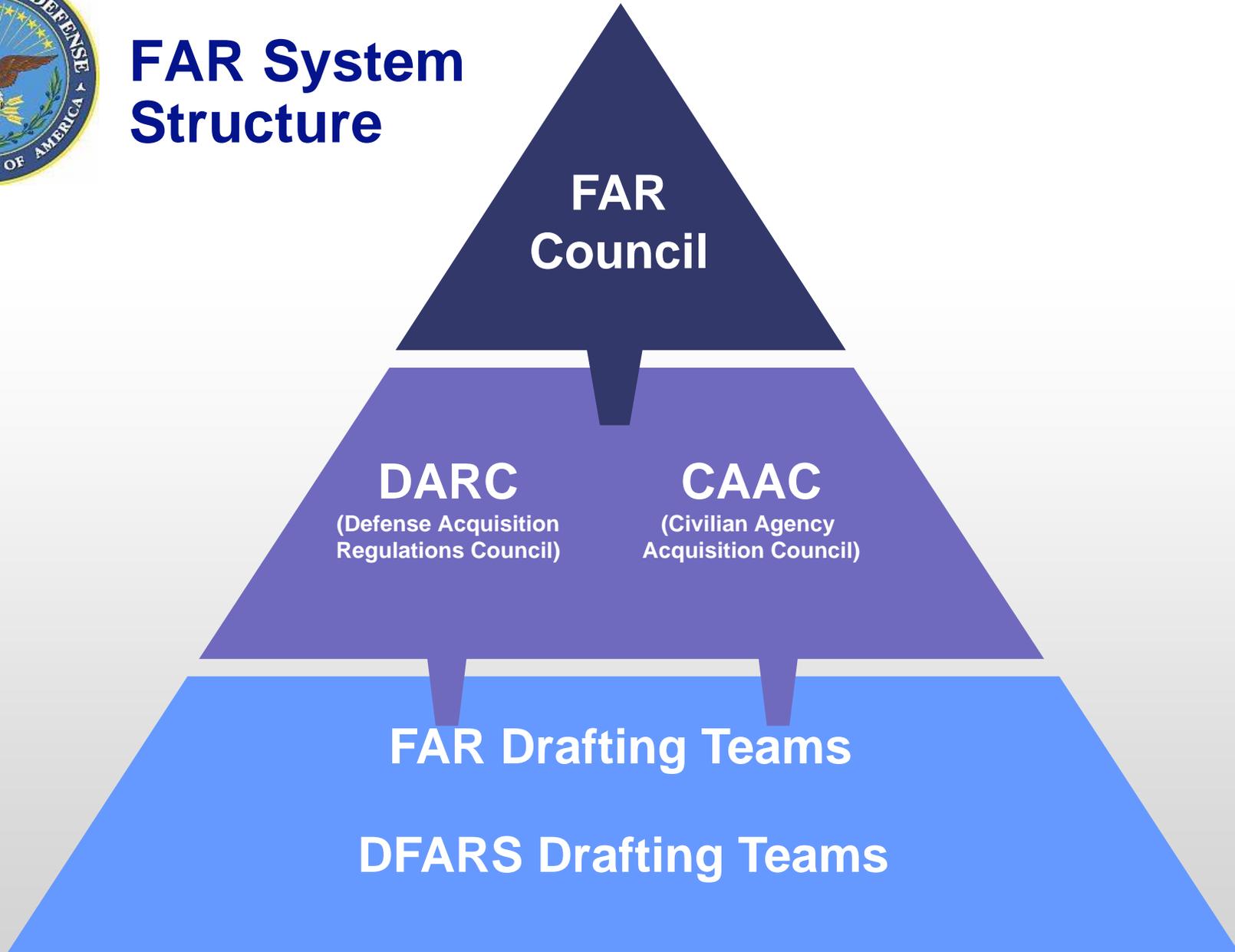


# The Rulemaking Process





# FAR System Structure





# Sources of FAR/DFARS/PGI Changes

Legislation

IG & GAO Recommendations

Court Decisions

OFPP Policy Letters

Executive Orders

Agency Recommendations

Individual Recommendations

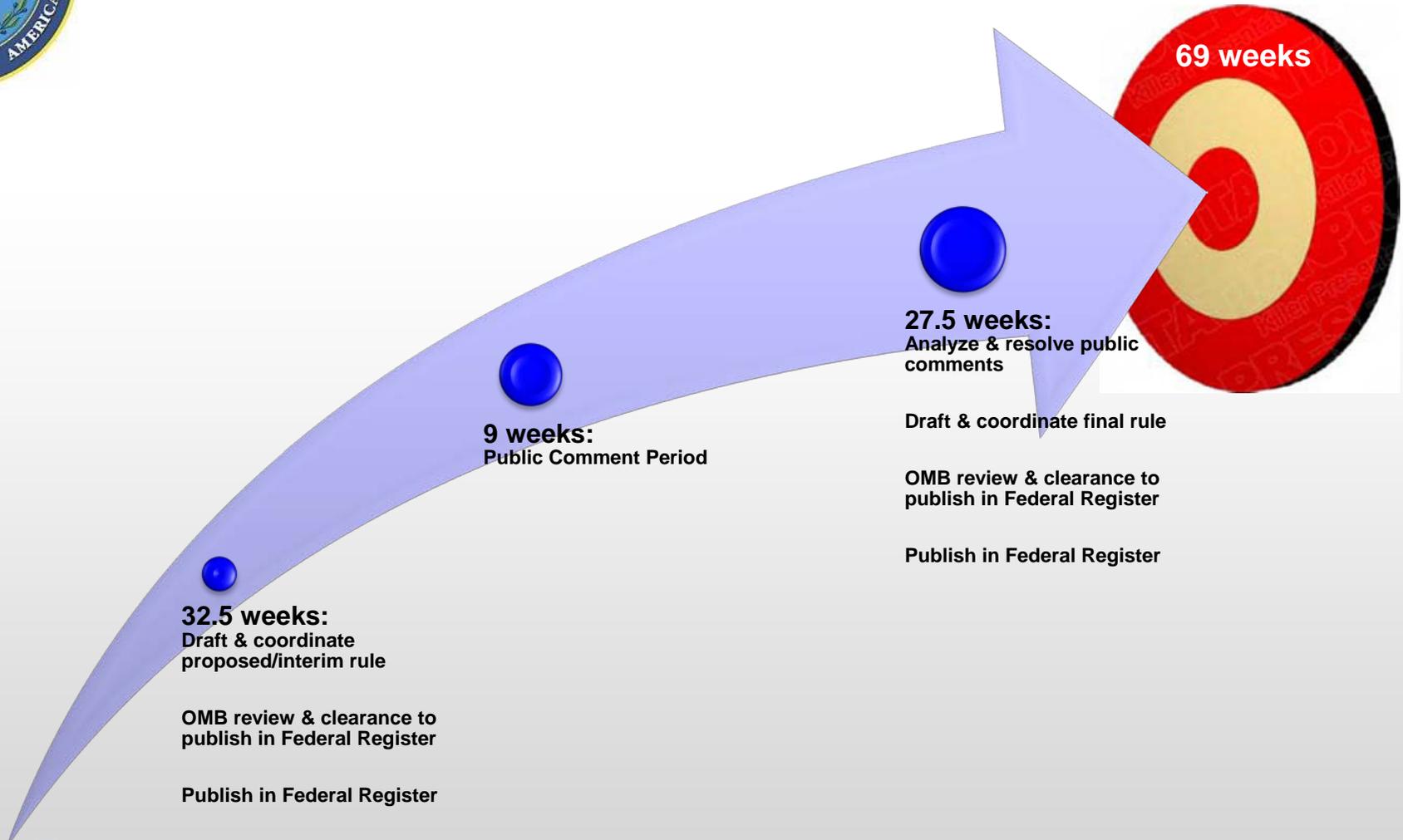
Industry Recommendations

Policy Changes (e.g., USD (A&S), DPC)

**FAR  
DFARS  
PGI**



# FAR Case Standard Timeline





# Recent FAR and DFARS Updates





## Recent FAR Update

- ▶ **Duties of Office of Small and Disadvantaged Business Utilization**
  - Implemented sections 1812, 1813(a), and 1821(b) of the NDAA for FY 2017
  - Provided additional duties of the OSDBU
  - Final rule published May 1, 2018



## Recent DFARS Updates

- ▶ **Consolidation of Contract Requirements**
  - Removed outdated coverage of consolidation
  
- ▶ **Amendment to Mentor-Protege Program**
  - Implemented statutory amendments to DoD Pilot Mentor-Protege Program
  
- ▶ **Temporary Extension of Test Program for Comprehensive Small Business Subcontracting Plans**
  - Implemented statutory amendments to Test Program



# Current FAR and DFARS Cases





# **FAR Small Business Cases – Statutory**

- ▶ **Construction Contract Administration**
- ▶ **Credit for Lower-Tier Small Business Subcontracting**
- ▶ **Revision of Limitations on Subcontracting**
- ▶ **Set-Asides Under Multiple-Award Contracts**
- ▶ **Potential Future Case: Incentives for Subcontracting with Puerto Rico Businesses**



# **FAR Small Business Cases – Non-statutory**

- ▶ **Policy on Joint Ventures**
- ▶ **Applicability of Small Business Regulations Outside the United States**



# DFARS Small Business Cases

## ▶ Statutory Cases

- Small Business Set-Aside for Architect-Engineer and Construction Design Contracts
- Mentor-Protege Program Modifications

## ▶ Non-statutory Cases

- Update of Clause on Section 8(a) Direct Award
- Submission of Summary Subcontract Reports



# OUSD(A&S) DPC/DARS urls



## DPAP/DARS URLs

### ➤ OUSD(A&S) DPC

<http://www.acq.osd.mil/dpap>

### ➤ OUSD(A&S) DPC/DARS

<http://www.acq.osd.mil/dpap/dars/index.html>

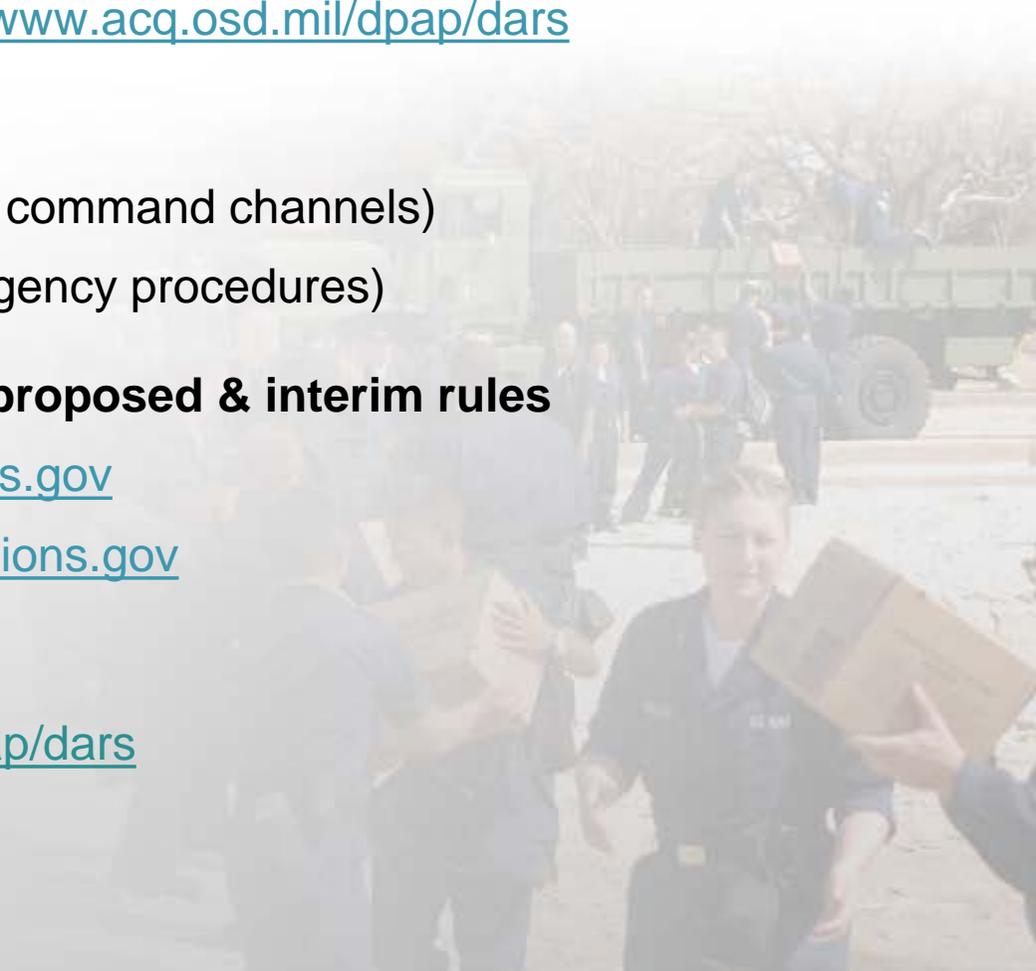
FAR and DFARS

DoD Class Deviations



# Getting Involved in the Rulemaking Process

- ▶ **Review FAR and DFARS proposed and interim rules**
  - Publication Notices: <http://www.acq.osd.mil/dpap/dars>
  
- ▶ **Submit input**
  - Agency comment (through command channels)
  - Internet (follow local and agency procedures)
  
- ▶ **View public comments on proposed & interim rules**
  - FAR rules: [www.regulations.gov](http://www.regulations.gov)
  - DFARS rules: [www.regulations.gov](http://www.regulations.gov)
  
- ▶ **View status of open cases**
  - <http://www.acq.osd.mil/dpap/dars>





## Contact Us:

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