

MANAGEMENT STATUS OF OPEN FAR CASES

	12/31/01	3/15/02	4/16/02	5/16/02
At DoD	8	12	6	8
At CAAC	15	12	15	15
In case resolution	3	3	4	4
DARC/CAAC agree	0	0	0	0
At GSA Legal	3	4	4	5
Resolving GSA Legal issues	6	1	1	0
GSA Legal concurrence	1	0	0	0
At OFPP	13	13	11	10
Resolving OFPP issues	8	4	3	4
OFPP concurrence	2	0	0	1
At OIRA	2	0	4	1
Resolving OIRA issues	1	1	1	0
OIRA cleared.		4	0	1
Awaiting DoD Appr. To Publish		0	0	0
At FAR Secretariat	3	10	4	4
Out for public comment	4	4	6	5
On hold	3	3	3	3
Total	72	71	62	61

FAR RULES PUBLISHED IN CY02

	Proposed	Interim	Final
Proposed	5		
FAC 2001-04 (2/8/02)		1	6
FAC 2001-05 (3/7/02)		1	
FAC 2001-06 (3/20/02)			7
FAC 2001-07 (4/30/02)			3
Total	5	2	16
FAR Cases Opened in CY02:	11		
FAR Cases Closed in CY02:	22		
16	Final rules		
0	Withdrawn		
6	Merged or closed w/o action		

See also: <http://www.acq.osd.mil/dp/dars>. Scroll down to Status of Open Cases.

Management Status of the Open FAR Cases

<u>At DoD</u> – 8 (7 DARC)	<u>Committee</u>
2002-011 Procurement of Printing and Duplicating through GPO (p) (Discuss case 5/22/02.)	DARC
2002-010 Debarment and Suspension-Indefinite Delivery Contracts (p) (5/15/02, Tasked SD&BE Cmte. RD 6/12/02)	DARC
2002-007 Noncommercial Representations and Certifications for Use in Simplified Acquisitions (p) (4/24/02, Recd SA Cmte report. Discussed 5/8/02. Case is not useful to DoD. Referred to CAAC Cmte members report due 6/05/02.)	DARC
2002-005 Transportation: Standard Industry Practices (p) (4/24/02, Discussed. Revised Cmte report due 6/25/02)	DARC
2001-011 FAR Electronic Availability (f) (5/9/02, Received from CAAC. Discuss 5/29/02)	<u>CAAC</u>
2001-006 Progress Payment Requests under Indefinite-Delivery Contracts (p→f) (5/8/02, Received Cmte report. Discuss 5/22/02.)	DARC
1998-020 Hazardous Material Safety Data (p→f) (3/20/02, Tasked Ad Hoc Cmte. RD 5/22/02)	DARC
1998-018 Trademarks for Government Products (p→p) (2/13/02, DARC discussed draft proposed rule. 5/9/02, Public meeting. Cmte revising proposed rule)	DARC

<u>At CAAC</u> – 15 (8 DARC; 7 CAAC)	<u>Committee</u>
2002-009 Trade Agreements Thresholds (f) (4/11/02, To CAAC Chair)	DARC
2002-008 Gains and Losses, Maintenance and Repair Costs, and Material Costs (p) (4-24, to CAAC Chair.)	DARC
2002-006 Application of Cost Principles and Procedures, and Accounting for Unallowable Costs (p) (3/27/02, To CAAC Chair)	DARC
2002-004 Part 22 Subcontracts and Definition of Terms (p) (2/4/02, Tasked Labor Cmte.)	<u>CAAC</u>
2002-003 Temporary Emergency Procurement Authority (i) (4/16/02, To CAAC Chair)	DARC
2001-030 Electronic Listing of Acquisition Vehicles Available for Use by More than One Agency (p→f) (4/18/02, recd. Public comments from FAR SEC)	<u>CAAC</u>
2001-016 Labor Relations on Construction Projects (i)(stay) (5/6/02, Comment period closed.)	<u>CAAC</u>
2001-004 Exemption of Certain Commercial Service Contracts from the Service Contract Act (p) (12/6/01, CAAC sent Ad Hoc Cmte draft to Labor Cmte)	<u>CAAC</u>
2000-608 New Consolidated Form for Selection of Architect-Engineer Contractors (p→f) (1/16/02, Interagency Working Group assessing public comments.)	<u>CAAC</u>
2000-306 Caribbean Basin Country End Products (i→f) (4/29/02, To CAAC Chair.)	DARC
2000-302 Veterans Entrepreneurship and Small Business Development Act of 1999 (i→f) (3/25/02, to CAAC Chair)	DARC
2000-010 Acquisition of Construction under Part 12 (p) (11/28/01, Tasked Ad Hoc Cmte to review. First meeting, 2/5/02)	<u>CAAC</u>

- 1999-603 Federal Supply Schedule Services and Blanket Purchase Agreements (p) CAAC
(3/22/01, To FSS Cmte)
- 1999-402 FAR Part 27 Rewrite in Plain Language (p) (1/18/02, FAR staff to CAAC, DARC
Discussed 2/13/02, then sent to IT Cmte)
- 1999-400 Geographic Use of the Term "United States" (p→f) (10/12/01, To CAAC DARC
Chair)

In Case Resolution – 4

- 2001-033 Section 508 Contract Clause (p) (5/9/02, DARC and CAAC Chair concurred on Fed. Reg.
notice. GSA processing.)
- 2001-028 Energy Efficient Standby Power Devices (p) (2/14/02)
- 2000-011 Revisions to Provisions/Clauses to Accommodate Sealed Bidding and Simplified
Procedures in Commercial Item Acquisitions (p→f) (4/3/02)
- 1995-013 Government Property Disposal (p→f) (8/22/01, GSA will process deviations to
government property regulations when draft approved. 4/17/02, DARC agreed to revised
draft final FAR rule.)

DARC/CAAC Agree. Next step, legal review - 0

GSA Legal Review - 5

- 2001-034 General Provisions of the Cost Principles (p) (1/7/02)
- 2001-032 Elimination of Standard Form 129 (p) (1/28/02)
- 2000-401 Definitions of "Applied Research" and "Development" (p→f) (12-22-00)
- 2000-013 Contract Types for Commercial Item Acquisitions (p→f) (12/13/01)
- 1997-304 Electronic Commerce in Federal Procurement (i→f) (2/6/02)

Resolving GSA Legal issues - 0

GSA Legal concurrence. Next step, OFPP - 0

At OFPP for review - 10

- 2002-001 Economic Planning, Employee Morale, and Travel Cost Principles
(p) (4/10/02)
- 2001-037 Insurance and Pension Costs (p) (4/10/02)
- 2001-031 Deferred Compensation and Post-Retirement Benefits Other than Pensions (p) (2/22/02)
- 2001-026 Depreciation Cost Principle (p) (12/10/01)
- 2001-024 Selling Cost Principle (p) (2/21/02)
- 2001-018 Applicability of the Cost Principles (p) (12/12/01)
- 2001-005 Notification of Overpayment, Contract Financing Payments (p) (2/26/02)
- 2000-308 Prompt Payment Under Cost-Reimbursement Service Contracts (i→f) (4/29/02)
- 2000-305 Commercially Available Off-The-Shelf Items (ANPR) (2/21/02)
- 2000-304 Electronic Signatures (p→f) (2/4/02)

Resolving OFPP Issues - 4

- 2000-007 Financing Policies (p→f) (4/14/2002)
- 1999-303 Task Order and Delivery Order Contracts (p→f)(2/20/02) GSA legal action

1999-025 Cost Accounting Standards (CAS) Administration (p→p) (4/4/02) 4/02 ret. to OFPP
1999-024 Preference for U.S.-Flag Vessels--Subcontracts for Commercial Items (p→f) (2/8/02)
4/02 ret. to OFPP

OFPP Concurrence. Next step, OIRA – 1

2001-012 Payments under Fixed-Price Construction Contracts (p→f) (5/16/02)

At OIRA - 1

2001-035 Past Performance Evaluation of Federal Prison Industries Contracts (p) (5/14/02)

Resolving OIRA issues - 0

OIRA cleared. Next step, FARSEC - 1

2000-005 Leadership in Environmental Management (E.O. 13148) (p) (4/30/02)

At FAR Secretariat – 4

Proposed

2000-016 Federal, State, and Local Taxes (p) (4/30/02)

FAC 2001-008

2000-406 Definitions of "Claim" and Terms Relating to Termination (p→f)(5/3/02)

1999-614 Federal Supply Schedules Order Disputes and Incidental Items (p→f) (aft. 4/22/02)

1997-032 Relocation Costs (p→f) (4/23/02)

Out for Public Comment - 5

2001-029 Miscellaneous Cost Principles (p) (CD 5/20/02)

2001-021 Training and Education Cost Principle (p) (CD 7/15/02)

2001-015 Prohibited Sources (p) (CD 5/20/02)

2001-008 Compensation Cost Principle (p) (CD 6/24/02)

2000-009 Update to 52.212-5, Contract Terms and Conditions Required to Implement
Statutes or Executive Orders - Commercial Items. (p) (CD 5/20/02)

On Hold - 3

1994-753 Travel Costs (p→f)

1991-078 Small Business Subcontracting Reporting (p→p)

1989-093 Lobbying Restrictions (i→f)

(i) = Interim rule not published

(p) = Proposed rule not published

(i®f) = Finalizing interim rule

(p®p) = Second proposed rule

(p®f) = Finalizing proposed rule

FAR Rules Published in CY02

Proposed

- 1998-020 Hazardous Material Safety Data (p) (1/4/02))
- 2001-030 Electronic Listing of Acquisition Vehicles Available for Use by More than One Agency (p) (2/15/02)
- 2001-029 Miscellaneous Cost Principles (p) (3/20/02)
- 2001-015 Prohibited Sources (p) (3/20/02)
- 2000-009 Update to 52.212-5, Contract Terms and Conditions Required to Implement Statutes or Executive Orders - Commercial Items. (p) (3/20/02)

FAC 2001-004 (2/8/02)

- 2002-002 Special Simplified Procedures for Purchases of Commercial Items (f)
- 2001-027 ISO 9001 Quality Management System Requirements (published as tech amendment) (f)
- 2001-017 Revocation of E.O. on Nondisplacement of Qualified Workers (f)
- 2001-013 Notification of Noncompliance with Cost Accounting Standards (f)
- 2000-404 Definitions for Classified Acquisitions (f)
- 2000-306 Caribbean Basin Country End Products (i)
- 1999-026 Final Contract Voucher Submission (f)

FAC 2001-005 (3/7/02)

- 2001-016 Labor Relations on Construction Projects (i)(stay)

FAC 2001-06 (3/20/02)

- 2001-003 HUBZone Program Applicability (f)
- 2000-403 Definitions for Sealed Bid and Negotiated Procurements (f)
- 2000-402 Definitions for "Contract action" and "Contracting action" (f)
- 2000-012 Update to SF 1449, Solicitation/Contract/Order for Commercial Items (f)
- 2000-008 Acquisition of Helium (f)
- 1999-612 Application of Labor Clauses (f)
- 1998-024 Procurement Integrity Rewrite (f)

FAC 2001-07 (4/30/02)

- 2001-002 European Union Trade Sanctions (f)
- 2000-307 Preference for Performance-Based Service Contracting (i→f)
- 1999-616 Balance of Payments Program (p→f)

FAR Cases Merged or Closed Without Action CY02

- 2001-036 Contract Bundling – closed 4/11/02.
- 2001-019 Government Property Rewrite – closed 4/11/02.
- 2001-009 Implementation of Changes to the Interstate Commerce Act – closed into 2002-005
- 2000-606 Definition of Service Contract - closed 2/12/02.
- 2000-601 Define Terms in Part 22 - closed into 2002-004.
- 1999-605 Subcontracts (Labor Standards) – closed into 2002-004.