

DoD Contracting Update

Defense Pricing & Contracting (DPC)

Defense Acquisition Regulations System (DARS)

osd.dfars@mail.mil

<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.



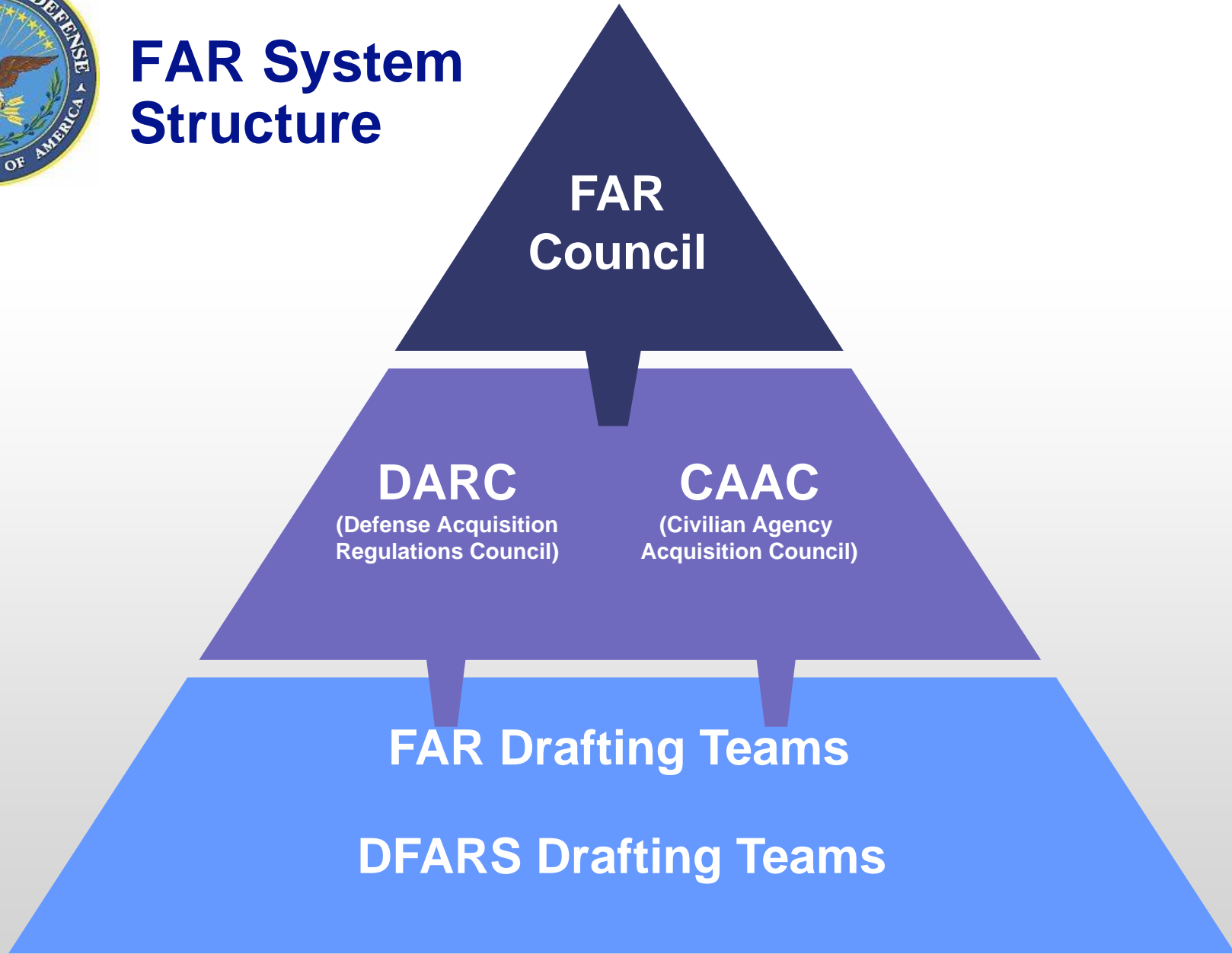


The Rulemaking Process





FAR System Structure





Sources of FAR/DFARS/PGI Changes

Legislation

IG & GAO Recommendations

Court Decisions

OFPP Policy Letters

Executive Orders

Agency Recommendations

Individual Recommendations

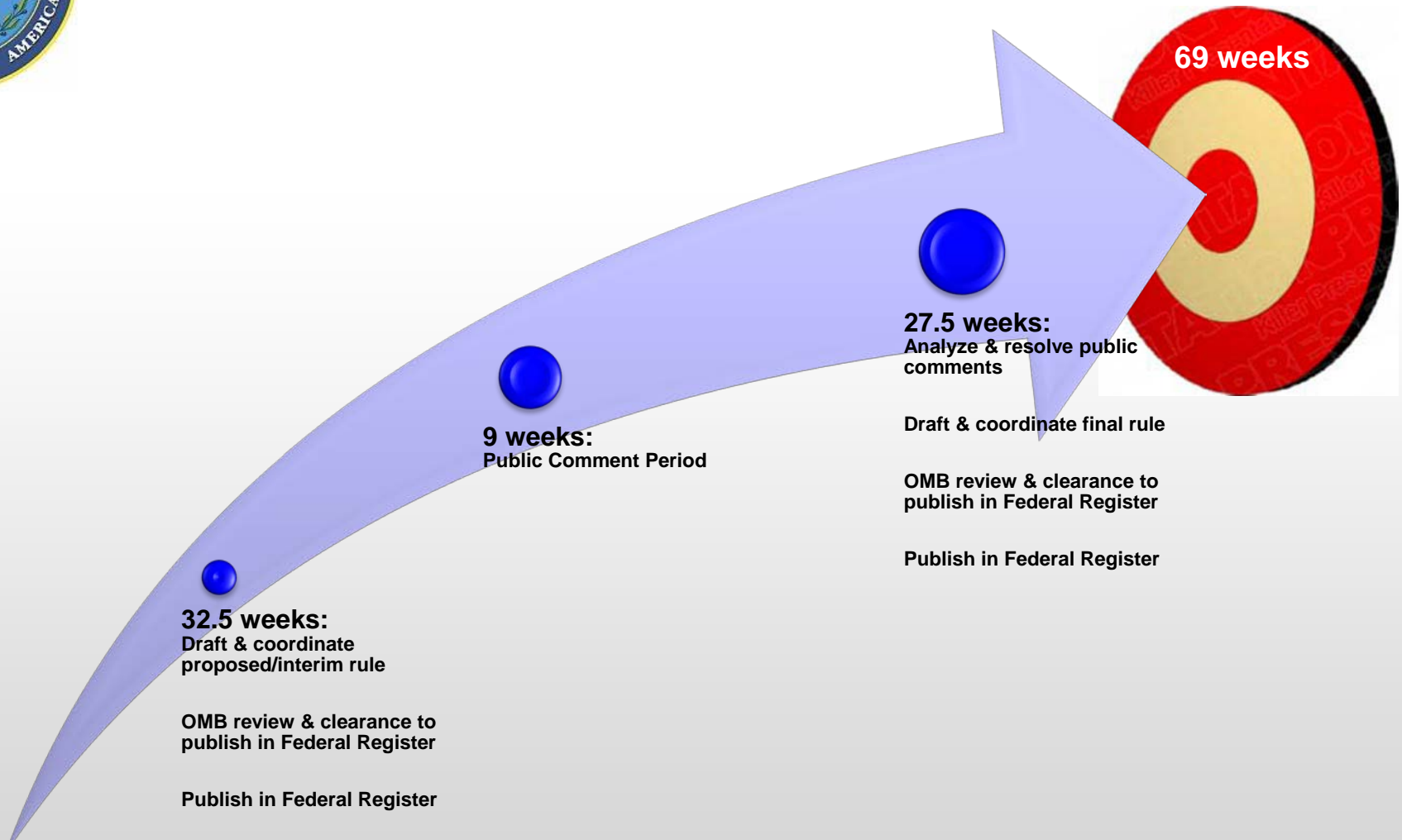
Industry Recommendations

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 - Removed outdated coverage of consolidation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>

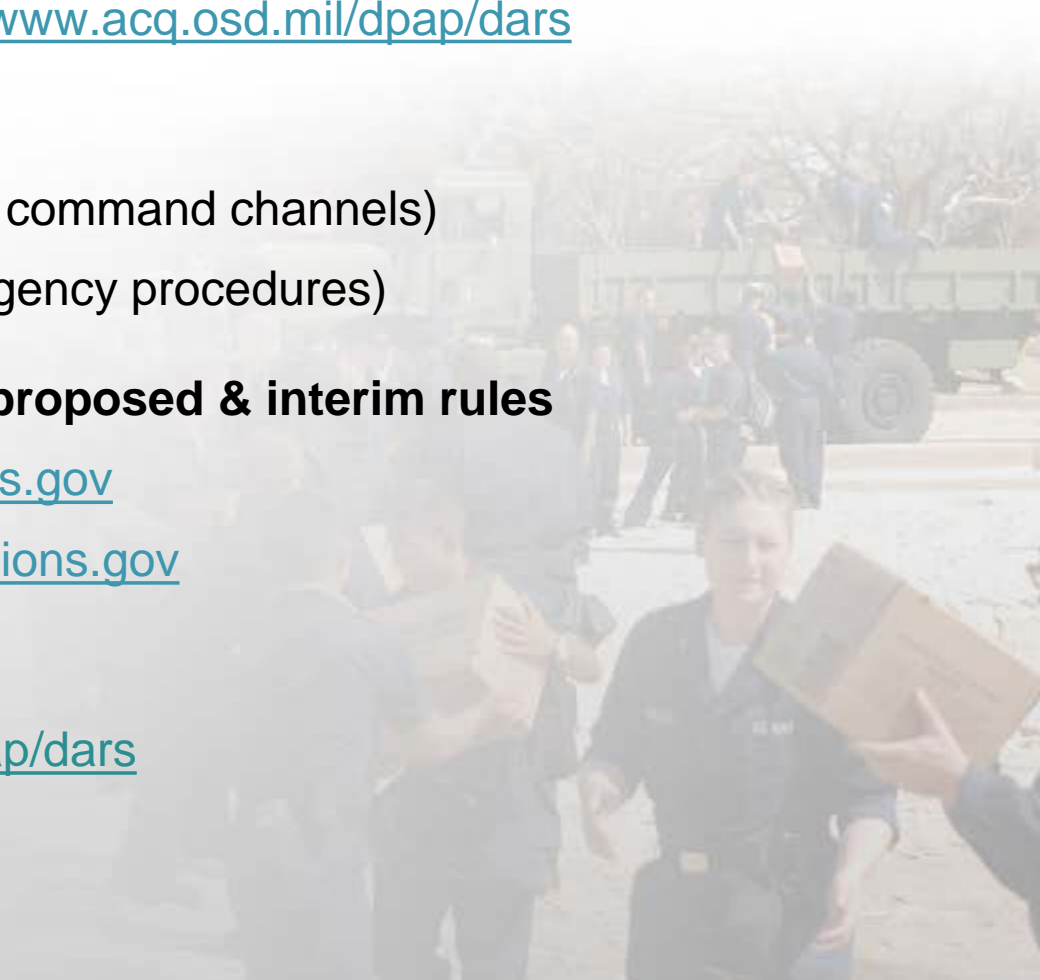
FAR and DFARS

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
 - DFARS rules: www.regulations.gov
- ▶ **View status of open cases**
 - <http://www.acq.osd.mil/dpap/dars>





Contact Us:

Defense Acquisition Regulations System (DARS)

OSD(A&S) DPC/DARS

3060 Defense Pentagon, Room 3C958

Washington, DC 20301-3060

Phone Number: 571-372-6176

Email Address: osd.dfars@mail.mil

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



www.acq.osd.mil/dpap/dars/