

DEPARTMENT OF DEFENSE**GENERAL SERVICES
ADMINISTRATION****NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION****48 CFR Chapter 1**

[Docket No. FAR-2020-0051, Sequence No. 5]

**Federal Acquisition Regulation;
Federal Acquisition Circular 2020-09;
Introduction****AGENCY:** Department of Defense (DoD),
General Services Administration (GSA),and National Aeronautics and Space
Administration (NASA).**ACTION:** Summary presentation of an
interim rule.**SUMMARY:** This document summarizes
the Federal Acquisition Regulation
(FAR) rule agreed to by the Civilian
Agency Acquisition Council and the
Defense Acquisition Regulations
Council (Councils) in this Federal
Acquisition Circular (FAC) 2020-09. A
companion document, the *Small Entity
Compliance Guide* (SECG), follows this
FAC.**DATES:** For effective date see the
separate document, which follows.**FOR FURTHER INFORMATION CONTACT:**
Farpolicy@gsa.gov or call 202-969-
4075. Please cite FAC 2020-09, FAR
case 2019-009.**RULE LISTED IN FAC 2020-09**

Subject	FAR case
Prohibition on Contracting with Entities Using Certain Telecommunications and Video Surveillance Services or Equipment	2019-009

ADDRESSES: The FAC, including the
SECG, is available via the internet at
<https://www.regulations.gov>.**SUPPLEMENTARY INFORMATION:** A
summary for the FAR rule follows. For
the actual revisions and/or amendments
made by this FAR case, refer to the
specific subject set forth in the
document following this summary. FAC
2020-09 amends the FAR as follows:**Prohibition on Contracting With
Entities Using Certain
Telecommunications and Video
Surveillance Services or Equipment
(FAR Case 2019-009)**This second interim rule amends the
Federal Acquisition Regulation to
implement section 889(a)(1)(B) of the
John S. McCain National Defense
Authorization Act (NDAA) for Fiscal
Year (FY) 2019 (Pub. L. 115-232). The
first interim rule was published July 14,
2020.This rule reduces the information
collection burden imposed on the
public by making updates to the System
for Award Management (SAM) to allow
an offeror to represent annually, after
conducting a reasonable inquiry,
whether it uses covered
telecommunications equipment or
services, or any equipment, system, or
service that uses covered
telecommunications equipment or
services. The burden to the public is
reduced by allowing an offeror that
responds "does not" in the annual
representation at 52.204-26, Covered
Telecommunications Equipment or
Services—Representation, or in
paragraph (v)(2)(ii) of 52.212-3, Offeror
Representations and Certifications—Commercial Items, to skip the offer-by-
offer representation for paragraph (d)(2)
within the provision at 52.204-24,
Representation Regarding Certain
Telecommunications and Video
Surveillance Services or Equipment.
The provision at 52.204-26 requires that
offerors review SAM prior to completing
their required representations.This rule applies to all acquisitions,
including acquisitions at or below the
simplified acquisition threshold and to
acquisitions of commercial items,
including commercially available off-
the-shelf items. It may have a significant
economic impact on a substantial
number of small entities.**William F. Clark,***Director, Office of Government-wide
Acquisition Policy, Office of Acquisition
Policy, Office of Government-wide Policy.*Federal Acquisition Circular (FAC)
2020-09 is issued under the authority of
the Secretary of Defense, the
Administrator of General Services, and
the Administrator of National
Aeronautics and Space Administration.Unless otherwise specified, all
Federal Acquisition Regulation (FAR)
and other directive material contained
in FAC 2020-09 is effective August 27,2020 except for FAR Case 2019-009,
which is effective October 26, 2020.**Kim Herrington,***Acting Principal Director, Defense Pricing and
Contracting, Department of Defense.***Jeffrey A. Koses,***Senior Procurement Executive/Deputy CAO,
Office of Acquisition Policy, U.S. General
Services Administration.***William G. Roets, II,***Acting Assistant Administrator, Office of
Procurement, National Aeronautics and
Space Administration.*

[FR Doc. 2020-18771 Filed 8-26-20; 8:45 am]

BILLING CODE 6820-EP-P**DEPARTMENT OF DEFENSE****GENERAL SERVICES
ADMINISTRATION****NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION****48 CFR Parts 1, 4 and 52****[FAC 2020-09; FAR Case 2019-009; Docket
No. FAR-2019-0009, Sequence No. 2]****RIN 9000-AN92****Federal Acquisition Regulation:
Prohibition on Contracting With
Entities Using Certain
Telecommunications and Video
Surveillance Services or Equipment****AGENCY:** Department of Defense (DoD),
General Services Administration (GSA),
and National Aeronautics and Space
Administration (NASA).**ACTION:** Interim rule.