

■ 4. Revise section 46.311 to read as follows:

46.311 Higher-level contract quality requirement.

(a) The contracting officer shall insert the clause at 52.246–11, Higher-Level Contract Quality Requirement, in solicitations and contracts when the inclusion of a higher-level contract quality requirement is necessary (see 46.202–4).

(b) For each higher-level quality standard, the contracting officer shall fill in the title, number, date, and tailoring (if any).

PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

■ 5. Revise section 52.246–11 to read as follows:

52.246–11 Higher-Level Contract Quality Requirement.

As prescribed in 46.311, insert the following clause:

Higher-Level Contract Quality Requirement (DEC 2014)

(a) The Contractor shall comply with the higher-level quality standard(s) listed below. *[Contracting Officer insert the title, number, date, and tailoring (if any) of the higher-level quality standards.]*

(b) The Contractor shall include applicable requirements of the higher-level quality standard(s) listed in paragraph (a) of this clause and the requirement to flow down such standards, as applicable, to lower-tier subcontracts, in—

- (1) Any subcontract for critical and complex items (see 46.203(b) and (c)); or
- (2) When the technical requirements of a subcontract require—

(i) Control of such things as design, work operations, in-process control, testing, and inspection; or

(ii) Attention to such factors as organization, planning, work instructions, documentation control, and advanced metrology.

(End of clause)

[FR Doc. 2014–27661 Filed 11–24–14; 8:45 am]

BILLING CODE 6820–EP–P

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 1, 16, 22, 31, 52, and 53

[FAC 2005–78; Item V; Docket No. 2014–0053; Sequence No. 4]

Federal Acquisition Regulation; Technical Amendments

AGENCY: Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Final rule.

SUMMARY: This document makes amendments to the Federal Acquisition Regulation (FAR) in order to make editorial changes.

DATES: *Effective:* November 25, 2014.

FOR FURTHER INFORMATION CONTACT: The Regulatory Secretariat Division (MVCB), 1800 F Street NW., 2nd Floor, Washington, DC 20405, 202–501–4755, for information pertaining to status or publication schedules. Please cite FAC 2005–78, Technical Amendments.

SUPPLEMENTARY INFORMATION: In order to update certain elements in 48 CFR parts 1, 16, 22, 31, 52, and 53 this document makes editorial changes to the FAR.

List of Subject in 48 CFR Parts 1, 16, 22, 31, 52, and 53

Government procurement.

Dated: November 17, 2014.

William Clark,

Acting Director, Office of Government-wide Acquisition Policy, Office of Acquisition Policy, Office of Government-wide Policy.

Therefore, DoD, GSA, and NASA amend 48 CFR parts 1, 16, 22, 31, 52, and 53 as set forth below:

■ 1. The authority citation for 48 CFR parts 1, 16, 22, 31, 52, and 53 continues to read as follows:

Authority: 40 U.S.C. 121(c); 10 U.S.C. chapter 137; and 51 U.S.C. 20113.

PART 1—FEDERAL ACQUISITION REGULATIONS SYSTEM

1.106 [Amended]

■ 2. Amend section 1.106 in the table following the introductory text, by adding in numerical sequence, FAR segment “52.203–13” and its corresponding OMB Control Number “9000–0164”.

PART 16—TYPES OF CONTRACTS

16.103 [Amended]

■ 3. Amend section 16.103 by removing paragraph (d) introductory text and paragraph (d)(3).

PART 22—APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITIONS

22.1006 [Amended]

■ 4. Amend section 22.1006 by—

- a. Removing from paragraph (a)(2)(i)(C) “52.204–8(c)(2)(ii) or (iii)” and adding “52.204–8(c)(2)(iii) or (iv)” in its place;
- b. Removing from paragraph (e)(2)(i) “52.204–8(c)(2)(ii)” and adding “52.204–8(c)(2)(iii)” in its place; and
- c. Removing from paragraph (e)(4)(i) “52.204–8(c)(2)(iii)” and adding “52.204–8(c)(2)(iv)” in its place.

PART 31—CONTRACT COST PRINCIPLES AND PROCEDURES

31.109 [Amended]

■ 5. Amend section 31.109 by—

- a. Adding the word “and” at the end of paragraph (h)(15);
- b. Removing paragraph (h)(16); and
- c. Redesignating paragraph (h)(17) as paragraph (h)(16).

PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

■ 6. Amend section 52.204–8 by removing paragraphs (c)(1)(xxi)(i) through (vi); and adding paragraph (c)(2) to read as follows:

52.204–8 Annual Representations and Certifications.

* * * * *

(c) * * *

(2) The following certifications are applicable as indicated by the Contracting Officer:

[Contracting Officer check as appropriate.]

___ (i) 52.204–17, Ownership or Control of Offeror.

___ (ii) 52.222–18, Certification Regarding Knowledge of Child Labor for Listed End Products.

___ (iii) 52.222–48, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment—Certification.

___ (iv) 52.222–52, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services—Certification.

___ (v) 52.223–9, with its Alternate I, Estimate of Percentage of Recovered Material Content for EPA-Designated Products (Alternate I only).

- ___ (vi) 52.227–6, Royalty Information.
 ___ (A) Basic.
 ___ (B) Alternate I.
 ___ (vii) 52.227–15, Representation of
 Limited Rights Data and Restricted
 Computer Software.

* * * * *

PART 53—FORMS

53.219 [Amended]

- 7. Amend section 53.219 by removing
 “(Rev. OCT 2014)” and adding “(Rev. 8/
 2014)” in its place.

[FR Doc. 2014–27662 Filed 11–24–14; 8:45 am]

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DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Chapter 1

[Docket No. FAR 2014–0052, Sequence
No. 6]

Federal Acquisition Regulation; Federal Acquisition Circular 2005–78; Small Entity Compliance Guide

AGENCY: Department of Defense (DoD),
General Services Administration (GSA),
and National Aeronautics and Space
Administration (NASA).

ACTION: Small Entity Compliance Guide.

SUMMARY: This document is issued
under the joint authority of DOD, GSA,
and NASA. This *Small Entity
Compliance Guide* has been prepared in

accordance with section 212 of the
Small Business Regulatory Enforcement
Fairness Act of 1996. It consists of a
summary of the rules appearing in
Federal Acquisition Circular (FAC)
2005–78, which amends the Federal
Acquisition Regulation (FAR). An
asterisk (*) next to a rule indicates that
a regulatory flexibility analysis has been
prepared. Interested parties may obtain
further information regarding these
rules by referring to FAC 2005–78,
which precedes this document. These
documents are also available via the
Internet at <http://www.regulations.gov>.

DATES: November 25, 2014.

FOR FURTHER INFORMATION CONTACT: For
clarification of content, contact the
analyst whose name appears in the table
below. Please cite FAC 2005–78 and the
FAR case number. For information
pertaining to status or publication
schedules, contact the Regulatory
Secretariat at 202–501–4755.

RULES LISTED IN FAC 2005–78

Item	Subject	FAR case	Analyst
* I	Incorporating Section K in Contracts	2014–001	Glover.
II	Streamlining Claims Processing	2014–011	Loeb.
* III	Year Format	2014–006	Loeb.
* IV	Higher-Level Contract Quality Requirements	2012–032	Loeb.
V	Technical Amendments.		

SUPPLEMENTARY INFORMATION:

Summaries for each FAR rule follow.
For the actual revisions and/or
amendments made by these rules, refer
to the specific item numbers and
subjects set forth in the documents
following these item summaries. FAC
2005–78 amends the FAR as specified
below:

Item I—Incorporating Section K in Contracts (FAR Case 2014–001)

This final rule revises the language at
FAR subpart 4.12, Representations and
Certifications, and adds a new clause at
FAR 52.204–19 to standardize the
incorporation by reference of
representations and certifications in
contracts regardless of which contract
award form is used. FAR clause 52.212–
4 has a new paragraph (v) to cover this
issue for commercial items.

Peer reviews and procurement
management reviews have found that
Section K—Representations and
Certifications are inconsistently or not
incorporated in contract awards.

This final rule does not change or
impact the existing representations and
certifications submitted by small

entities; this final rule should have no
impact on small entities.

Item II—Streamlining Claims Processing (FAR Case 2014–011)

This final rule implements the
Streamlining Claims Processing for
Federal Contractor Employees Act, Pub.
L. 113–50, which transferred certain
authority for construction wage under-
payments from the Government
Accountability Office to the Department
of Labor. There is no effect on small
businesses.

Item III—Year Format (FAR Case 2014– 006)

This final rule amends the FAR to
delete obsolete regulations relating to
the year 2000 compliance. There is no
impact on small businesses.

Item IV—Higher-Level Contract Quality Requirements (FAR Case 2012–032)

This final rule amends FAR parts 44
and 46 to (1) provide that agencies
should establish procedures for
determining when higher-level quality
standards are to be included in a
contract, (2) provide that higher-level

quality standards should be given
special attention during Contractor
Purchasing System Reviews, and (3)
adds an example of higher-level quality
standards as it relates to counterfeit
electronic parts. The contracting officer,
in accordance with agency procedures,
will choose the higher-level quality
standards that will apply. These
standards will be used to help minimize
and mitigate counterfeit items or
suspect counterfeit items in Government
contracting. This rule impacts large and
small businesses who provide critical
items directly to the Government or to
Government prime contractors.

Item V—Technical Amendments

Editorial changes are made at FAR
1.106, 16.103, 22.1006, 31.109, 52.204–
8, and 53.219.

Dated: November 17, 2014.

William Clark,

*Acting Director, Office of Government-wide
Acquisition Policy, Office of Acquisition
Policy, Office of Government-wide Policy.*

[FR Doc. 2014–27663 Filed 11–24–14; 8:45 am]

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