

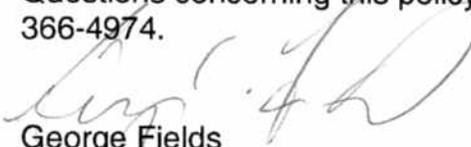
Acquisition Policy
DOT DASH
2010-16

Date: July 30, 2010
To: Chief of the Contracting Office (COCO)
Acquisition Personnel
From: Office of the Senior Procurement Executive
Subject: Federal Acquisition Circular (FAC) 2005-44

Summary: Federal Acquisition Circular (FAC) 2005-44, which makes changes to the Federal Acquisition Regulation (FAR) was published in the July 8, 2010, issue of the Federal Register. Unless otherwise specified, all FAR and other directive material contained in FAC 2005-44 is effective July 16, 2010. A summary of the changes are attached.

This DASH and its attachment will be available online at the following website:
<http://www.dot.gov/ost/m60>, under Breaking News, Quick Picks, Policy DASH.

Questions concerning this policy DASH should be directed to Lenita Ahmadi at (202) 366-4974.


George Fields
Acting Senior Procurement Executive, M-61

Attachment

Federal Acquisition Regulation Circular (FAC) 2005-44 amends the Federal Acquisition Regulation (FAR) as specified below:

Item I-Reporting Executive Compensation and First-Tier Subcontract Awards

This interim rule amends the Federal Acquisition Regulation to implement section 2 of Federal Funding Accountability and Transparency Act of 2006 (Pub. L. 109-282), as amended by section 6202 of the Government Funding Transparency Act of 2008 (Pub. L. 110-252), which requires the Office of Management and Budget (OMB) to establish a free, public, website containing full disclosure of all Federal contract award information. This rule will require contractors to report executive compensation and first-tier subcontract awards on contracts and orders expected to be \$25,000 or more (including all options), except classified contracts and contracts with individuals. This information will be available to the public. To minimize the burden implementing the Transparency Act will impose on both Federal agencies and contractors, the Councils intend to implement the reporting requirements in a phased approach:

1. Until September 30, 2010, any newly awarded subcontract must be reported if the prime contract award amount was \$20,000,000 or more.
2. From October 1, 2010, until February 28, 2011, any newly awarded subcontract must be reported if the prime contract award amount was \$550,000 or more.
3. Starting March 1, 2011, any newly awarded subcontract must be reported if the prime contract award amount was \$25,000 or more.

This rule is applicable to all solicitations and contracts with a value of \$25,000 or more. The clause is required in commercial item contracts, including commercially available off-the-shelf (COTS) item contracts, as well as actions under the simplified acquisition threshold, meeting the \$25,000 threshold. The clause is not required in classified solicitations and contracts, and contracts with individuals.