

Contracting Professionals Smart Guide

Federal Acquisition Circular (FAC) Update Tracker

Last updated: February 21, 2019

FAC	FAR Case	Date	Activity	Part/Task	Content Change
N/A	N/A	2/21/2019	38: Documenting Past Performance	2	Removed reference to PPIRS and replaced with CPARS
FAC 2005-101	FAR Case 2015-005 FAR Case 2018-009	9/17/2018	N/A	N/A	No updates required.
FAC 2005-100	FAR Case 2017-001 FAR Case 2016-007	8/22/2018	Activity 48: Administering Special Terms and Conditions	Part A	Revised to incorporate a reference to the Paid Sick Leave Under Executive Order 13706
FAC 2005-99	FAR Case 2018-010 FAR Case 2017-018	6/15/2018	N/A	N/A	No updates required. CPSG does not cover the use of products and services from Kaspersky Lab or violations of arms control treaties or agreements with the U.S.
FAC 2005-98	FAR Case 2017-007 FAR Case 2017-008 FAR Case 2017-004 FAR Case 2015-039	5/1/2018	N/A	N/A	No updates required. CPSG does not specifically list the threshold for TO and DO protests, the duties of OSDDBU, the liquidated damages rate or the dollar threshold for audits of prime contract settlement proposals.
FAC 2005-97	FAR Case 2018-001	1/24/2018	N/A	N/A	No update required. CPSG does not cover Trade Agreement Thresholds.
FAC-2005-96	FAR Case 2017-015	11/6/2017			Removed reference to the court order enjoining implementation/enforcement of certain Fair Pay

					and Safe Workplaces provisions.
FAC 2005-95	FAR Case 2016-004	01/13/17	Activity 15: Simplified Acquisition Procedures	3b	Increased the simplified acquisition threshold (SAT) for special emergency procurement authority from \$300,000 to \$750,000 (within the United States) and from \$1 million to \$1.5 million (outside the United States) for acquisitions of supplies or services that, as determined by the head of the agency, are to be used to support a contingency operation or to facilitate defense against or recovery from nuclear, biological, chemical, or radiological attack.
FAC 2005-94	FAR Case 2014-004	12/20/16	Activity 23 Subcontracting requirements	A1	If a contract requires a subcontracting plan, the prime contractor must notify the contracting officer in writing if the prime contractor pays a reduced payment to a small business subcontractor, or an untimely payment if the payment to a small business subcontractor is more than 90 days past due for supplies or services for which the Government has paid the contractor. The contractor is also to include the reason for the reduction in payment or failure to pay. A contracting officer will then use his or her best judgment in determining whether the reduced or untimely payments were justified. The contracting officer must record the identity of a prime contractor with a history of three or more unjustified reduced or untimely payments to subcontractors within a 12-month period under a single contract, in the Federal Awardee Performance and Integrity Information System (FAPIIS).
FAC 2005-93	FAR Case 2017-001	12/16/16	Activity 48 Administering	Part A	Revised to incorporate a reference to the Paid Sick

FAR Case 2014-025		Special Terms and Conditions			Leave Under Executive Order 13706 (FAR 52.222-62) and the court order enjoining implementation/enforcement of certain Fair Pay and Safe Workplaces provisions.
FAC 2005-92	FAR Case 2015-024 FAR Case 2015-035	11/18/16 (effective 12/19/16)	N/A	N/A	No update required.
FAC 2005-91	FAR Case 2014-015	10/31/16	Activity 2 Market Research	2	Amended to include reference to consolidation.
FAC 2005-89	FAR Case 2014-003	11/1/16	Activity 32 Monitor Subcontract Management	Part D	Release amends FAR Part 19 to implement SBA's final rule aimed at improving subcontracting regulations to increase small business opportunities.
FAC 2005-89	FAR Case 2014-003	11/1/16	Activity 23 Subcontracting Requirements	Part A Part B	Release amends FAR Part 19 to implement SBA's final rule aimed at improving subcontracting regulations to increase small business opportunities.
FAC 2005-89	FAR Case 2014-003	7/16/16	Activity 32 Monitor Subcontract Management	Part D	This final rule amends the FAR to implement SBA's final rule aimed at improving subcontracting regulations to increase small business opportunities. Changes will be released on November 1, 2016. Relevant Activities will be updated with those changes at that time.
FAC 2005-89	FAR Case 2014-003	7/16/16	Activity 23 Subcontracting Requirements	Part A	This final rule amends the FAR to implement SBA's final rule aimed at improving subcontracting regulations to increase small business opportunities. Changes will be released on November 1, 2016. Relevant Activities will be updated with those changes at that time.
FAC 2005-88	FAR Case 2015-020	6/15/16	Activity 15 Simplified Acquisition procedures	Part A: 3b	This final rule amends the FAR to implement 41 U.S.C. 153, which establishes a higher simplified acquisition threshold for overseas acquisitions in

					support of humanitarian or peacekeeping operations.
FAC 2005-87	FAR Case 2013-020	3/7/16	Activity 22 Responsibility Determination	Part A: 1	<p>The final rule implements section 852 of the NDAA for FY 2013 (Pub. L. 112-239) with regard to Federal contracts. Before awarding a contract in excess of the simplified acquisition threshold, the contracting officer must review the performance and integrity information available in FAPIIS, including FAPIIS information from the System for Award Management (SAM) Exclusions and the Past Performance Information Retrieval System (PIRS).</p> <p>Section 852 requires that the FAPIIS include, to the extent practicable, information on any parent, subsidiary, or successor entities to a corporation in a manner designed to give the acquisition officials using the database a comprehensive understanding of the performance and integrity of the corporation in carrying out Federal contracts and grants.</p>
FAC 2005-86	FAR Case 2015-032	12/31/15	Activity 11 Limiting Competition	Part C: 5	Added addition information on statutory authority, which grants contracting officers the authority to award sole source contracts to economically disadvantaged women-owned small business (EDWOSB) concerns and to women-owned small business (WOSB) concerns eligible under the WOSB Program.
FAC 2005-84	FAR Case 2013-016	10/05/15	Activity 1 Customer Business Analysis and Acquisition Strategy	6	Added provision: "A significant consideration includes, when acquiring electronic products, to meet at least 95% of those requirements with an EPAT®-registered product unless an exception applies or the agency determines it would not be

cost effective over the life of a product to do so.”

FAC 2005-83	FAR Case 2014-022	10/01/15	Activity 15 Simplified Acquisition Procedures	Part A: 2, 9	Changed micro-purchase base threshold of \$3,000 to \$3,500.
FAC 2005-83	FAR Case 2014-022	10/01/15	Activity 15 Simplified Acquisition Procedures	Part A: 3, 3(a), 3(a)(i), 3(a)(ii) Part B: 5	Changed threshold for use of simplified acquisition procedures for acquisition of commercial items from \$6.5 million to \$7 million (from \$12 million to \$13 million for acquisitions as described in FAR 13.500(c).
FAC 2005-83	FAR Case 2014-022	10/01/15	Activity 25 Cost Accounting Standards	1	Changed cost or pricing data threshold from \$700,000 to \$750,000.
FAC 2005-83	FAR Case 2014-022	10/01/15	Activity 32 Monitor Subcontract Management	Part D: 1	Changed the prime contractor subcontracting plan floor from \$650,000 to \$700,000.
FAC 2005-83	FAR Case 2015-010	08/03/15	Activity 15 Simplified Acquisition Procedures	Part A: 3A	Added language in additional information regarding the fact that the test program for special simplified procedures of commercial items greater than the simplified acquisition threshold was made permanent by the National Defense Authorization Act for Fiscal Year 2015 (Pub. L. 113-291).