

***FAR Alert Notice (FAN)***  
***Issuance of Proposed Rules and Federal Acquisition Circular 2005-80***

This *FAR Alert Notice (FAN)* provides awareness to the acquisition workforce about upcoming regulatory changes.<sup>1</sup> This FAN highlights noteworthy proposed rules, and interim and final rules recently published in the released Federal Acquisition Circular (FAC) that impact the acquisition workforce.<sup>2</sup>

A brief description of each rule is provided below with hyperlinks to an expanded version of the rules. Agencies are encouraged to disseminate this FAN widely across their acquisition workforce.

**Rules at a Glance**

**Proposed Rules (published on December 30, 2014)**

FAR Case 2014-020, Clarification on Justification for Urgent Noncompetitive Awards Exceeding One Year

**FAC 2005-80 (published on January 29, 2015)**

FAR Case 2013-001, Ending Trafficking in Persons

FAR Case 2014-008, Management and Oversight of the Acquisition of Services

FAC 2005-80 Corrections (published on February 9, 2015)

**Proposed Rules**

[FAR Case 2014-020, Clarification on Justification for Urgent Noncompetitive Awards Exceeding One Year](#), published on December 30, 2014. This proposed rule will amend the FAR to clarify that a determination of exceptional circumstances is needed when a noncompetitive contract awarded on the basis of unusual and compelling urgency exceeds one year, either at time of award or due to post-award modifications. Public comments are due on or before March 2, 2015.

**Final Rules**

**FAC 2005-80 (Published on January 29, 2015)**

[FAR Case 2013-001, Ending Trafficking in Persons](#).

This final rule amends the FAR to implement Executive Order 13627 and Title XVII of the National Defense Authorization Act for Fiscal Year 2013 which promote the United States policy prohibiting trafficking in persons. This rule is effective on March 2, 2015.

**Early Engagement Opportunity:** The Federal Acquisition Regulatory Council is considering a new definition for the term “recruitment fees” to supplement the new anti-trafficking regulations (FAR case 2013-001) and is requesting early input from the public. Comments can be submitted and viewed at <http://www.acq.osd.mil/dpap/dars/index.html>

[FAR Case 2014-008, Management and Oversight of the Acquisition of Services](#)

This final rule amends the FAR to implement a recommendation to strengthen guidance on service acquisitions by incorporating at FAR 37.101 the definitions relating to uncompensated overtime presently set forth in FAR 52.237-10(a). This rule is effective on March 2, 2015.

**FAC 2005-80 Correction (Published on February 9, 2015)**

A correction was issued for FAC 2005-80 to correct the errors related to the date formats in the Part 52 areas of the following FAR Cases. The correction is effective on March 2, 2015.

[FAR Case 2013-001, FAC 2005-80 Correction](#).

[FAR Case 2014-008, FAC 2005-80 Correction](#).

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<sup>1</sup>This FAR Alert was established by the Office of Federal Procurement Policy (OFPP) in 2012 to help improve agency awareness of regulatory changes. GSA prepares the FAN for dissemination to the acquisition workforce via the FAI website. Questions about the individual rules should be directed to the analyst in the Federal Register Notice.

<sup>2</sup> Proposed rules announce future changes being considered to the Code of Federal Regulations (CFR), include proposed regulatory text, and solicit public comments. Interim rules announce immediate changes to the CFR are effective immediately upon publication, or on a specified date after publication, but may be amended based on public comment. Final rules make permanent changes to the FAR after considering public comment, if required. Final rules are effective on a specified date after publication.