

and (c)(1)(B)(i), means section 4(12) of Pub. L. 93-400, which was classified to section 403(12) of former Title 41, Public Contracts, and was repealed and restated in section 103 of Title 41, Public Contracts, by Pub. L. 111-350, §§ 3, 7(b), Jan. 4, 2011, 124 Stat. 3677, 3855. For disposition of sections of former Title 41, see Disposition Table preceding section 101 of Title 41.

Section 35(c) of the Office of Federal Procurement Policy Act, referred to in subssecs. (b) and (c)(1), means section 35(c) of Pub. L. 93-400, which was classified to section 431(c) of former Title 41, Public Contracts, and was repealed and restated as section 104 of Title 41, Public Contracts, by Pub. L. 111-350, §§ 3, 7(b), Jan. 4, 2011, 124 Stat. 3677, 3855. For disposition of sections of former Title 41, see Disposition Table preceding section 101 of Title 41.

AMENDMENTS

2008—Subsec. (a)(2), (3). Pub. L. 110-181, § 815(a)(1)(A), added par. (2) and redesignated former par. (2) as (3).

Subsec. (b). Pub. L. 110-181, § 815(a)(1)(B), added subsec. (b) and struck out former subsec. (b). Former text read as follows: “A subsystem or component of a major weapon system shall be treated as a commercial item and purchased under procedures established for the procurement of commercial items if such subsystem or component otherwise meets the requirements (other than requirements under subsection (a)) for treatment as a commercial item.”

Subsecs. (c) to (f). Pub. L. 110-181, § 815(a)(1)(C), (D), added subssecs. (c) and (d) and redesignated former subssecs. (c) and (d) as (e) and (f), respectively.

EFFECTIVE DATE

Pub. L. 109-163, div. A, title VIII, § 803(b), Jan. 6, 2006, 119 Stat. 3371, provided that: “The amendments made by subsection (a) [enacting this section] shall take effect on the date of the enactment of this Act [Jan. 6, 2006], and shall apply to contracts entered into on or after such date.”

CHAPTER 141—MISCELLANEOUS
PROCUREMENT PROVISIONS

- Sec. 2381. Contracts: regulations for bids.
- 2382. Consolidation of contract requirements: policy and restrictions.
- 2383. Contractor performance of acquisition functions closely associated with inherently governmental functions.
- 2384. Supplies: identification of supplier and sources.
- 2384a. Supplies: economic order quantities.
- 2385. Arms and ammunition: immunity from taxation.
- 2386. Copyrights, patents, designs, etc.; acquisition.
- 2387. Procurement of table and kitchen equipment for officers' quarters: limitation on.
- [2388. Renumbered.]
- 2389. Ensuring safety regarding insensitive munitions.
- 2390. Prohibition on the sale of certain defense articles from the stocks of the Department of Defense.
- 2391. Military base reuse studies and community planning assistance.
- 2392. Prohibition on use of funds to relieve economic dislocations.
- 2393. Prohibition against doing business with certain offerors or contractors.
- [2394, 2394a. Renumbered.]
- 2395. Availability of appropriations for procurement of technical military equipment and supplies.
- 2396. Advances for payments for compliance with foreign laws, rent in foreign countries, tuition, public utility services, and pay and supplies of armed forces of friendly foreign countries.

- Sec. [2397 to 2398a. Repealed or Renumbered.]
- 2399. Operational test and evaluation of defense acquisition programs.
- 2400. Low-rate initial production of new systems.
- 2401. Requirement for authorization by law of certain contracts relating to vessels, aircraft, and combat vehicles.
- 2401a. Lease of vehicles, equipment, vessels, and aircraft.
- 2402. Prohibition of contractors limiting subcontractor sales directly to the United States.
- [2403 to 2407. Repealed or Renumbered.]
- 2408. Prohibition on persons convicted of defense-contract related felonies and related criminal penalty on defense contractors.
- 2409. Contractor employees: protection from reprisal for disclosure of certain information.
- [2409a. Repealed.]
- 2410. Requests for equitable adjustment or other relief: certification.
- 2410a. Contracts for periods crossing fiscal years: severable service contracts; leases of real or personal property.
- 2410b. Contractor inventory accounting systems: standards.
- [2410c. Renumbered.]
- 2410d. Subcontracting plans: credit for certain purchases.
- [2410e. Repealed.]
- 2410f. Debarment of persons convicted of fraudulent use of “Made in America” labels.
- 2410g. Advance notification of contract performance outside the United States.
- [2410h. Renumbered.]
- 2410i. Prohibition on contracting with entities that comply with the secondary Arab boycott of Israel.
- 2410j. Displaced contractor employees: assistance to obtain certification and employment as teachers or employment as teachers' aides.
- 2410k. Defense contractors: listing of suitable employment openings with local employment service office.
- 2410l. Contracts for advisory and assistance services: cost comparison studies.
- 2410m. Retention of amounts collected from contractor during the pendency of contract dispute.
- 2410n. Products of Federal Prison Industries: procedural requirements.
- 2410o. Multiyear procurement authority: purchase of dinitrogen tetroxide, hydrazine, and hydrazine-related products.
- 2410p. Contracts: limitations on lead system integrators.
- 2410q. Multiyear contracts: purchase of electricity from renewable energy sources.

AMENDMENTS

2008—Pub. L. 110-181, div. A, title VIII, § 828(b), title X, § 1063(a)(11), Jan. 28, 2008, 122 Stat. 229, 322, inserted period at end of item 2410p and added item 2410q.

2006—Pub. L. 109-364, div. A, title VIII, § 807(a)(2), div. B, title XXVIII, § 2851(c)(2), Oct. 17, 2006, 120 Stat. 2315, 2495, added item 2410p and struck out items 2388 “Liquid fuels and natural gas: contracts for storage, handling, or distribution”, 2394 “Contracts for energy or fuel for military installations”, 2394a “Procurement of energy systems using renewable forms of energy”, 2398 “Procurement of gasohol as motor vehicle fuel”, 2398a “Procurement of fuel derived from coal, oil shale, and tar sands”, 2404 “Acquisition of certain fuel sources: authority to waive contract procedures; acquisition by exchange; sales authority”, and 2410c “Preference for energy efficient electric equipment”.

Pub. L. 109-163, div. A, title VIII, § 815(d)(2), Jan. 6, 2006, 119 Stat. 3382, substituted “Requirement for authorization by law of certain contracts relating to vessels, aircraft, and combat vehicles” for “Requirement