

Disposition Table—Continued  
(Showing Disposition of Former Sections of Title 41)

<i>Title 41 Former Sections</i>	<i>Title 41 New Sections</i>
417 .....	1712
417a .....	1713
417b .....	2313
418 .....	1705
418a .....	2302
418b .....	1707
419 .....	1709
420 .....	(Previously repealed)
421(a), (b) .....	1302
421(c) to (f) .....	1303
422(a) to (e) .....	1501
422(f) to (h)(1) .....	1502
422(h)(2) to (4) .....	1503
422(i) .....	Rep.
422(j) to (l) .....	1504 to 1506
423(a), (b) .....	2102
423(c) to (e) .....	2103 to 2105
423(f) .....	2101
423(g) .....	2106
423(h) .....	2107
424 .....	(Previously repealed)
425 .....	1304
426 .....	2301
426a .....	(Previously repealed)
427 .....	1901
428 .....	1902
428a .....	1903
428a note (Pub. L. 108-136, § 1441) .....	1904
429 .....	1905
430 .....	1906
431(a), (b) .....	1907
431(c) .....	104
431a .....	1908
431a note (Pub. L. 108-375, § 807(c)) .....	1908
432 .....	1711
433 .....	1703
433 notes (Pub. L. 108-136, §§ 1412(a), 1413) .....	1703
433 note (Pub. L. 108-136, § 1414) .....	1128
433a .....	1704
433a note (Pub. L. 110-417, § 869) .....	1704
434 .....	2308
435 .....	1127
436 .....	2309
437 .....	2310
438 .....	7105
439 .....	1710
440 .....	2312
501 to 509 .....	(Previously repealed)
601 .....	7101
602, 603 .....	7102
604, 605 .....	7103
606 .....	7104
607(a) to (e) .....	7105
607(f) .....	7106
607(g) .....	7107
608 .....	7106
609(a) .....	7104
609(b) to (f) .....	7107
610 .....	7105
611, 611 note (Pub. L. 102-572, § 907(a)(3)) .....	7109
612 .....	7108
613 .....	Rep.
701 to 705 .....	8102 to 8106
706, 707 .....	8101

ENACTMENT OF TITLE 41, UNITED STATES CODE

Pub. L. 111-350, § 3, Jan. 4, 2011, 124 Stat. 3677, provided that: "Certain general and permanent laws of the United States, related to public contracts, are revised, codified, and enacted as title 41, United States Code, 'Public Contracts', as follows:"

PURPOSE; CONFORMITY WITH ORIGINAL INTENT

Pub. L. 111-350, § 2, Jan. 4, 2011, 124 Stat. 3677, provided that:

"(a) PURPOSE.—The purpose of this Act [see Tables for classification] is to enact certain laws relating to

public contracts as title 41, United States Code, 'Public Contracts'.

"(b) CONFORMITY WITH ORIGINAL INTENT.—In the codification of laws by this Act, the intent is to conform to the understood policy, intent, and purpose of Congress in the original enactments, with such amendments and corrections as will remove ambiguities, contradictions, and other imperfections, in accordance with section 205(c)(1) of House Resolution No. 988, 93d Congress, as enacted into law by Public Law 93-554 (2 U.S.C. 285b(1))."

TRANSITIONAL AND SAVINGS PROVISIONS

Pub. L. 111-350, § 6(a)–(e), Jan. 4, 2011, 124 Stat. 3854, provided that:

"(a) CUTOFF DATE.—This Act [see Tables for classification] replaces certain provisions of law enacted on or before December 31, 2008. If a law enacted after that date amends or repeals a provision replaced by this Act, that law is deemed to amend or repeal, as the case may be, the corresponding provision enacted by this Act. If a law enacted after that date is otherwise inconsistent with this Act, it supersedes this Act to the extent of the inconsistency.

"(b) ORIGINAL DATE OF ENACTMENT UNCHANGED.—For purposes of determining whether one provision of law supersedes another based on enactment later in time, the date of enactment of a provision enacted by this Act is deemed to be the date of enactment of the provision it replaced.

"(c) REFERENCES TO PROVISIONS REPLACED.—A reference to a provision of law replaced by this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision enacted by this Act.

"(d) REGULATIONS, ORDERS, AND OTHER ADMINISTRATIVE ACTIONS.—A regulation, order, or other administrative action in effect under a provision of law replaced by this Act continues in effect under the corresponding provision enacted by this Act.

"(e) ACTIONS TAKEN AND OFFENSES COMMITTED.—An action taken or an offense committed under a provision of law replaced by this Act is deemed to have been taken or committed under the corresponding provision enacted by this Act."

REPEALS

Pub. L. 111-350, § 7(b), Jan. 4, 2011, 124 Stat. 3855, repealed specified laws, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Jan. 4, 2011.

Pub. L. 111-350, § 7(a), Jan. 4, 2011, 124 Stat. 3855, provided that: "The repeal of a law by this Act [see Tables for classification] may not be construed as a legislative inference that the provision was or was not in effect before its repeal."

**Subtitle I—Federal Procurement Policy**

DIVISION A—GENERAL

Chapter	Sec.
<b>1. Definitions .....</b>	<b>101</b>

DIVISION B—OFFICE OF FEDERAL PROCUREMENT POLICY

<b>11. Establishment of Office and Authority and Functions of Administrator .....</b>	<b>1101</b>
<b>12. Federal Acquisition Institute .....</b>	<b>1201.<sup>1</sup></b>
<b>13. Acquisition Councils .....</b>	<b>1301</b>
<b>15. Cost Accounting Standards .....</b>	<b>1501</b>
<b>17. Agency Responsibilities and Procedures .....</b>	<b>1701</b>

<sup>1</sup> So in original. The period probably should not appear.

**19. Simplified Acquisition Procedures 1901**  
**21. Restrictions on Obtaining and Dis-**  
**closing Certain Information ..... 2101**  
**23. Miscellaneous ..... 2301**

DIVISION C—PROCUREMENT

**31. General ..... 3101**  
**33. Planning and Solicitation ..... 3301**  
**35. Truthful Cost or Pricing Data ..... 3501**  
**37. Awarding of Contracts ..... 3701**  
**39. Specific Types of Contracts ..... 3901**  
**41. Task and Delivery Order Contracts 4101**  
**43. Allowable Costs ..... 4301**  
**45. Contract Financing ..... 4501**  
**47. Miscellaneous ..... 4701**

AMENDMENTS

2011—Pub. L. 112-81, div. A, title VIII, §864(b)(2), Dec. 31, 2011, 125 Stat. 1524, added item for chapter 12.

DIVISION A—GENERAL

CHAPTER 1—DEFINITIONS

SUBCHAPTER I—SUBTITLE DEFINITIONS

Sec.  
101. Administrator.  
102. Commercial component.  
103. Commercial item.  
103a. Commercial service.  
104. Commercially available off-the-shelf item.  
105. Component.  
106. Federal Acquisition Regulation.  
107. Full and open competition.  
108. Item and item of supply.  
109. Major system.  
110. Nondevelopmental item.  
111. Procurement.  
112. Procurement system.  
113. Responsible source.  
114. Standards.  
115. Supplies.  
116. Technical data.

SUBCHAPTER II—DIVISION B DEFINITIONS

131. Acquisition.  
132. Competitive procedures.  
133. Executive agency.  
134. Simplified acquisition threshold.

SUBCHAPTER III—DIVISION C DEFINITIONS

151. Agency head.  
152. Competitive procedures.  
153. Simplified acquisition threshold for contract in support of humanitarian or peacekeeping operation.

AMENDMENT OF ANALYSIS

*Pub. L. 115-232, div. A, title VIII, § 836(a)(3), (h), Aug. 13, 2018, 132 Stat. 1860, 1874, provided that, effective Jan. 1, 2020, subject to a savings provision, this analysis is amended by striking item 103 and inserting new item 103 “Commercial product”. See 2018 Amendment note below.*

AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, §836(a)(3), Aug. 13, 2018, 132 Stat. 1860, substituted “Commercial product” for “Commercial item” in item 103 and added item 103a.

SUBCHAPTER I—SUBTITLE DEFINITIONS

§ 101. Administrator

In this subtitle, the term “Administrator” means the Administrator for Federal Procure-

ment Policy appointed under section 1102 of this title.

(Pub. L. 111-350, §3, Jan. 4, 2011, 124 Stat. 3678.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
101 .....	no source.	

SHORT TITLE OF 2018 AMENDMENT

Pub. L. 115-390, §1(a), Dec. 21, 2018, 132 Stat. 5173, provided that: “This Act [enacting subchapter III of chapter 13 of this title and section 4713 of this title, amending sections 3553 and 3554 of Title 44, Public Printing and Documents, and section 3348 of Title 50, War and National Defense, and enacting provisions set out as notes under this section and sections 1321 and 4713 of this title, section 663 of Title 6, Domestic Security, and section 3553 of Title 44] may be cited as the ‘Strengthening and Enhancing Cyber-capabilities by Utilizing Risk Exposure Technology Act’ or the ‘SECURE Technology Act’.”

Pub. L. 115-390, title II, §201, Dec. 21, 2018, 132 Stat. 5178, provided that: “This title [enacting subchapter III of chapter 13 of this title and section 4713 of this title, amending sections 3553 and 3554 of Title 44, Public Printing and Documents, and enacting provisions set out as notes under sections 1321 and 4713 of this title and section 3553 of Title 44] may be cited as the ‘Federal Acquisition Supply Chain Security Act of 2018’.”

SHORT TITLE OF 2016 AMENDMENT

Pub. L. 114-260, §1, Dec. 14, 2016, 130 Stat. 1361, provided that: “This Act [amending section 4106 of this title] may be cited as the ‘GAO Civilian Task and Delivery Order Protest Authority Act of 2016’.”

SHORT TITLE OF 2012 AMENDMENT

Pub. L. 112-194, §1, Oct. 5, 2012, 126 Stat. 1445, provided that: “This Act [enacting section 1909 of this title, amending section 2784 of Title 10, Armed Forces, enacting provisions set out as notes under section 1909 of this title and section 5701 of Title 5, Government Organization and Employees, and amending provisions set out as a note under section 5701 of Title 5] may be cited as the ‘Government Charge Card Abuse Prevention Act of 2012’.”

SHORT TITLE OF 2008 ACT

Pub. L. 110-417, [div. A], title VIII, §861, Oct. 14, 2008, 122 Stat. 4546, provided that: “This subtitle [subtitle G (§§861-874) of title VIII of Pub. L. 110-417, see Tables for classification] may be cited as the ‘Clean Contracting Act of 2008’.”

Pub. L. 110-252, title VI, §6101, June 30, 2008, 122 Stat. 2386, provided that: “This chapter [chapter 1 (§§6101-6103) of title VI of Pub. L. 110-252, see Tables for classification] may be cited as the ‘Close the Contractor Fraud Loophole Act’.”

SHORT TITLE OF 2003 ACT

Pub. L. 108-136, div. A, title XIV, §1401, Nov. 24, 2003, 117 Stat. 1663, provided that: “This title [see Tables for classification] may be cited as the ‘Services Acquisition Reform Act of 2003’.”

SHORT TITLE OF 1996 ACT

Pub. L. 104-106, div. D, §4001, Feb. 10, 1996, 110 Stat. 642, as amended by Pub. L. 104-208, div. A, title I, §101(f) [title VIII, §808(a)], Sept. 30, 1996, 110 Stat. 3009-314, 3009-393, provided that: “This division [div. D (§§4001-4402) of Pub. L. 104-106, see Tables for classification] and division E [ §§5001-5703 of Pub. L. 104-106, repealed and reenacted, generally, as subtitle III (§1101 et seq.) of Title 40, Public Buildings, Property, and Works, by Pub. L. 107-217, §§1, 6(b), Aug. 21, 2002, 116