

nance disposal sets, kits and outfits and explosive ordnance disposal tools, equipment, sets, kits, and outfits developed by the department.”

Pub. L. 116-92, § 1052(a)(1), redesignated par. (2) as (3). Subsec. (b)(4). Pub. L. 116-92, § 1052(a)(5), added par. (4).

Subsec. (d). Pub. L. 116-92, § 1052(b), added subsec. (d).

**CHAPTER 137—PROCUREMENT GENERALLY**

- Sec. Repealed.]
- 2301. Definitions.
- 2302. Simplified acquisition threshold.
- 2302a. Implementation of simplified acquisition procedures.
- [2302c. Repealed.]
- 2302d. Major system: definitional threshold amounts.
- 2302e. Contract authority for development and demonstration of initial or additional prototype units.
- 2303. Applicability of chapter.
- [2303a. Repealed.]
- 2304. Contracts: competition requirements.
- 2304a. Task and delivery order contracts: general authority.
- 2304b. Task order contracts: advisory and assistance services.
- 2304c. Task and delivery order contracts: orders.
- 2304d. Task and delivery order contracts: definitions.
- 2304e. Contracts: prohibition on competition between Department of Defense and small businesses.
- 2305. Contracts: planning, solicitation, evaluation, and award procedures.
- 2305a. Design-build selection procedures.
- 2306. Kinds of contracts.
- 2306a. Cost or pricing data: truth in negotiations.
- 2306b. Multiyear contracts: acquisition of property.
- 2306c. Multiyear contracts: acquisition of services.
- 2307. Contract financing.
- 2308. Buy-to-budget acquisition: end items.
- 2309. Allocation of appropriations.
- 2310. Determinations and decisions.
- 2311. Assignment and delegation of procurement functions and responsibilities.
- 2312. Remission of liquidated damages.
- 2313. Examination of records of contractor.
- 2313a. Defense Contract Audit Agency: annual report.
- 2313b. Performance of incurred cost audits.
- 2314. Laws inapplicable to agencies named in section 2303 of this title.
- 2315. Law inapplicable to the procurement of automatic data processing equipment and services for certain defense purposes.
- 2316. Disclosure of identity of contractor.
- [2317. Repealed.]
- 2318. Advocates for competition.
- 2319. Encouragement of new competitors.
- 2320. Rights in technical data.
- 2321. Validation of proprietary data restrictions.
- 2322. Management of intellectual property matters within the Department of Defense.
- 2322a. Requirement for consideration of certain matters during acquisition of noncommercial computer software.
- [2323. Repealed.]
- 2323a. Credit for Indian contracting in meeting certain subcontracting goals for small disadvantaged businesses.
- 2324. Allowable costs under defense contracts.
- 2325. Restructuring costs.
- 2326. Undefined contractual actions: restrictions.
- 2327. Contracts: consideration of national security objectives.
- 2328. Release of technical data under Freedom of Information Act: recovery of costs.

- Sec. 2329. Procurement of services: data analysis and requirements validation.
- 2330. Procurement of contract services: management structure.
- 2330a. Procurement of services: tracking of purchases.
- 2331. Procurement of services: contracts for professional and technical services.
- [2332. Repealed.]
- 2333. Joint policies on requirements definition, contingency program management, and contingency contracting.
- 2334. Independent cost estimation and cost analysis.
- 2335. Prohibition on collection of political information.
- [2336. Repealed.]
- 2337. Life-cycle management and product support.
- 2337a. Assessment, management, and control of operating and support costs for major weapon systems.
- 2338. Micro-purchase threshold.
- 2339. Prohibition on criminal history inquiries by contractors prior to conditional offer.
- 2339a. Requirements for information relating to supply chain risk.
- 2339b. Notification of Navy procurement production disruptions.
- 2339c. Disclosures for offerors for certain shipbuilding major defense acquisition program contracts.

**REPEAL OF CHAPTER**

*Pub. L. 116-283, div. A, title XVIII, §§1801(d), 1881(a), Jan. 1, 2021, 134 Stat. 4151, 4293, provided that, effective Jan. 1, 2022, with additional provisions for delayed implementation and applicability of existing law, this chapter is repealed.*

**AMENDMENTS**

2021—Pub. L. 116-283, div. A, title VIII, §§ 803(b), 831(b), Jan. 1, 2021, 134 Stat. 3735, 3753, added items 2302e and 2339c and struck out former item 2302e “Contract authority for advanced development of initial or additional prototype units”.

2019—Pub. L. 116-92, div. A, title VIII, § 820(b), title XI, § 1123(b)(3), title XVII, § 1731(a)(39)(C), Dec. 20, 2019, 133 Stat. 1490, 1614, 1814, struck out “and certain other entities” after “businesses” in item 2304e and “and certain institutions of higher education” after “businesses” in item 2323a and added items 2339 and 2339b.

2018—Pub. L. 115-232, div. A, title VIII, §§ 812(a)(2)(B), (3)(B), 821(c)(2), 881(a)(2), Aug. 13, 2018, 132 Stat. 1846, 1847, 1853, 1913, struck out items 2323 “Contract goal for small disadvantaged businesses and certain institutions of higher education”, 2332 “Share-in-savings contracts”, and 2339 “Micro-purchase threshold for basic research programs and activities of the Department of Defense science and technology reinvention laboratories” and added item 2339a.

2017—Pub. L. 115-91, div. A, title X, § 1081(d)(1), Dec. 12, 2017, 131 Stat. 1599, amended directory language of Pub. L. 114-328, § 217(a)(2), effective Dec. 23, 2016, and as if included in Pub. L. 114-328 as enacted. See 2016 Amendment note below.

Pub. L. 115-91, div. A, title VIII, §§ 803(b), 836(a)(2), 851(a)(2), 861(a)(2), 871(a)(2), Dec. 12, 2017, 131 Stat. 1455, 1473, 1492, 1494, 1497, added items 2302e, 2313b, 2322a, 2329, and 2337a.

Pub. L. 115-91, div. A, title VIII, § 802(a)(2), Dec. 12, 2017, 131 Stat. 1451, which directed amendment of the table of sections for this chapter by adding item 2322 at the end, was executed by adding item 2322 after item 2321, to reflect the probable intent of Congress.

2016—Pub. L. 114-328, div. A, title VIII, §§ 821(b), 833(b)(5)(B), Dec. 23, 2016, 130 Stat. 2276, 2285, added item 2338 and struck out item 2302c “Implementation of electronic commerce capability”.