

**Federal Acquisition Regulation  
Federal Acquisition Circular 2005-66 Summary of Rules**

<u>Item</u>	<u>Subject</u>	<u>FAR Case</u>
I.	Definition of Contingency Operation (Interim)	2013-003
II.	Changes to Time-and-Materials and Labor-Hour Contracts and Orders	2011-025
III.	Extension of Authority for Use of Simplified Acquisition Procedures for Certain Commercial Items	2013-007
IV.	Technical Amendment	

**Item I—Definition of Contingency Operation (Interim)  
(FAR Case 2013–003)**

This interim rule amends the definition of “contingency operation” in FAR 2.101 to address the statutory change to the definition made by paragraph (b) of section 515 of the National Defense Authorization Act for Fiscal Year 2012 (Pub. L. 112–081). Expanding the definition to include responding to a major disaster or emergency will increase the circumstances under which agencies may raise the micro-purchase and simplified acquisition thresholds. This may increase opportunities for awarding contracts to small entities located at or near a major disaster area or emergency activities. *Effective:* February 28, 2013.

**Item II—Changes to Time-and-Materials and Labor-Hour Contracts and Orders  
(FAR Case 2011–025)**

This rule adopts as final a proposed rule implementing a policy that provides additional guidance to address actions required when raising the ceiling price for a time-and-materials (T&M) or labor-hour (LH) contract or order or otherwise changing the general scope of a T&M or LH contract or order. The rule provides guidance to contracting officers to address this issue for the respective areas of the FAR addressing T&M and LH contracts or orders, such as FAR sections 8.404, 12.207, and 16.601. This rule deals with the administration of T&M and LH contracts and orders and will have no direct effect on contractors. This rule will not affect how many small businesses are awarded this type of contract. *Effective:* April 1, 2013.

**Item III—Extension of Authority for Use of Simplified Acquisition Procedures for Certain Commercial Items  
(FAR Case 2013-007)**

This final rule amends the FAR to implement section 822 of the National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2013. Section 822 extends the authority of the Commercial Item Test Program at FAR subpart 13.5 to January 1, 2015. FAR subpart 13.5 authorizes as a test program, the use of simplified procedures for the acquisition of certain commercial items in amounts greater than the simplified acquisition threshold, but not exceeding \$6.5 million (\$12 million for acquisitions described in FAR 13.500(e)) including options, if the contracting officer can reasonably expect that offers will include only commercial items. This final rule extends the

sunset date of the authority at FAR 13.500(d) from January 1, 2012, to January 1, 2015.  
*Effective date:* February 28, 2013.

**Item IV—Technical Amendments**

Editorial changes are made at FAR 5.601, 7.105, 10.002, and 52.229–7.  
*Effective date:* February 28, 2013.