



POLICY FLASH 2014-27

DATE: May 7, 2014



TO: Procurement Directors

FROM: Director
Contract and Financial Assistance Policy Division
Office of Policy
Office of Acquisition and Project Management

SUBJECT: Implementation of Division D, Titles III and V, and Division E, Title VII of the Consolidated Appropriations Act, 2014, Pub. L. No. 113-76.

SUMMARY: Acquisition Letter (AL) 2014-04 and Financial Assistance Letter (FAL) 2014-01 have been revised to remove language from Section 502 that was not carried forward from previous appropriation acts. FAL 2014-01 was also revised to update the Corporate Felony Conviction and Federal Tax Liability Representations and Assurances and the Conference Spending term. As a result, AL 2014-04 (Rev 1) and FAL 2014-01 (Rev 1) provide implementing instructions and guidance for Division D, Titles III and V, and Division E, Title VII of the Consolidated Appropriations Act, 2014, Pub. L. No. 113-76.

The AL addresses the following:

Appropriations Act

- Section 301(a) Unfunded Requests for Proposals

- Section 304 Construction of High-hazard Nuclear Facilities
- Section 305 Independent Cost Estimate (ICE) for Critical Decision (CD)-2 and CD-3 DOE O 413.3B Construction Projects
- Section 318 Small Business Goals
- Section 501 Lobbying Restrictions
- Section 502 Felony Criminal Violations
- Section 503 Unpaid Federal Tax Liability
- Section 627 ARRA Reporting
- Section 733 Prohibition on Contracting with Inverted Domestic Corporations
- Section 735 Any Payment for the Election for a Federal Office or to a Political Committee
- Section 742 Reporting on Conference Spending

The FAL addresses the following:

Consolidated Appropriations Act, 2014

- Section 301(a) Unfunded Requests for Proposals
- Section 501 Lobbying Restrictions
- Section 502 Felony Criminal Violations
- Section 503 Unpaid Federal Tax Liability
- Section 724 Federal Funds Source Information
- Section 742 Reporting on Conference Spending

This flash and its attachments will be available online at the following website:

<http://energy.gov/management/office-management/operational-management/procurement-and-acquisition/policy-flashes>.

Implementing instructions and guidance pertaining to Sections 301(b) and 301(c), which requires advance notification to Congress for certain acquisitions and financial assistance actions, are addressed in a separate Acquisition Letter/Financial Assistance Letter (AL 2014-04 and FAL 2014-02).

For DOE questions concerning the policy flash or AL, please contact Jason Taylor at (202) 287-1560 or jason.taylor@hq.doe.gov or Richard Bonnell at (202) 287-1747 or richard.bonnell@hq.doe.gov for the FAL.

For NNSA questions concerning the policy flash please call (505) 845-4337.

Attachments