



POLICY FLASH 2009-34

DATE: April 22, 2009

TO: Procurement Directors

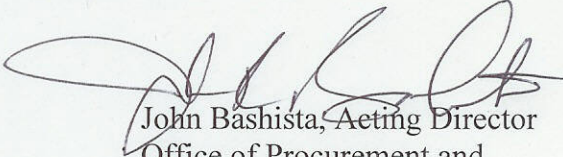
FROM: Office of Procurement and Assistance Policy, MA-61
Office of Procurement and Assistance Management

SUBJECT: Federal Acquisition Circular 2005-29 Amendment 3

SUMMARY: Attached for your information is a copy of Federal Acquisition Circular 2005-29 Amendment 3 delaying the effective date of the Employment Eligibility Verification case to June 30, 2009. The effect is that you are to begin using the clause at 52.222-54 on or after June 30, 2009, but not before that date

This Flash and its attachment will be available online at the following website:
http://www.management.energy.gov/policy_guidance/policy_flashes.htm.

Questions concerning this policy flash should be directed to Richard Langston at (202) 287-1339 or richard.langston@hq.doe.gov.



John Bashista, Acting Director
Office of Procurement and
Assistance Policy

Attachments

DEPARTMENT OF DEFENSE**GENERAL SERVICES
ADMINISTRATION****NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION****48 CFR Parts 2, 22, and 52**

[FAC 2005–29, Amendment–3; FAR Case 2007–013; Docket 2008–0001; Sequence 18]

RIN 9000–AK91

**Federal Acquisition Regulation; FAR
Case 2007–013, Employment Eligibility
Verification**

AGENCIES: Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Amendment to final rule; delay of applicability date.

SUMMARY: The Department of Defense, General Services Administration, and National Aeronautics and Space Administration have agreed to delay the applicability date of FAR Case 2007–013, Employment Eligibility Verification, to June 30, 2009.

DATES: *Applicability Date:* The applicability date of FAC 2005–29,

Amendment–2, published January 30, 2009, 74 FR 5621, is delayed until June 30, 2009.

Contracting officers shall not include the new clause at 52.222–54, Employment Eligibility Verification, in any solicitation or contract prior to the applicability date of June 30, 2009.

On or after June 30, 2009, contracting officers—

- Shall include the clause in solicitations, in accordance with the clause prescription at 22.1803 and FAR 1.108(d)(1); and
- Should modify, on a bilateral basis, existing indefinite-delivery/indefinite-quantity contracts in accordance with FAR 1.108(d)(3) to include the clause for future orders if the remaining period of performance extends beyond December 30, 2009, and the amount of work or number of orders expected under the remaining performance period is substantial.

FOR FURTHER INFORMATION CONTACT: The FAR Secretariat at (202) 501–4755 for further information pertaining to status or publication schedule. Please cite FAC 2005–29 (delay of applicability date).

SUPPLEMENTARY INFORMATION: This document extends to June 30, 2009, the applicability date of the E-Verify rule, in order to permit the new Administration

an adequate opportunity to review the rule.

Federal Acquisition Circular

Federal Acquisition Circular (FAC) 2005–29, Amendment–3, is issued under the authority of the Secretary of Defense, the Administrator of General Services, and the Administrator for the National Aeronautics and Space Administration.

The Federal Acquisition Regulation (FAR) contained in FAC 2005–29 was effective January 19, 2009, and is applicable June 30, 2009.

Dated: April 13, 2009.

Linda W. Neilson,

Acting Director, Defense Procurement and Acquisition Policy.

Dated: April 10, 2009.

Rodney P. Lantier,

Acting Senior Procurement Executive & Acting Deputy Chief Acquisition Officer, Office of the Chief Acquisition Officer, U.S. General Services Administration.

Dated: April 13, 2009

William P. McNally,

Assistant Administrator for Procurement, National Aeronautics and Space Administration.

[FR Doc. E9–8849 Filed 4–16–09; 8:45 am]

BILLING CODE 6820–EP–S