



POLICY FLASH 2009-33

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DATE: April 2, 2009
TO: Procurement Directors
FROM: Office of Procurement and Assistance Policy, MA-61
Office of Procurement and Assistance Management

SUBJECT: **Update to the DOE Implementation Guide for the American Recovery and Reinvestment Act (ARRA) of 2009**

SUMMARY: As stated in Flash 2009-29, the subject Guide is intended to be a “living document” that will be periodically updated, as necessary. Flash 2009-32, dated April 1, 2009, provided information regarding the publication of FAC 2005-32 in the Federal Acquisition Regulation, which included five FAR interim rules implementing ARRA provisions for Buy American, Reporting, Whistleblower Protection, and GAO/IG access.

Accordingly, Section 4.4 and Attachment 4 of the Guide have been amended to address necessary changes resulting from FAC 2005-32. Attachments to this Flash are:

- (1) An overview of the Recovery Act FAR clauses and their prescriptions for use;
- (2) An Errata Sheet identifying and describing the changes made to the Guide. The Errata Sheet will be incorporated as Appendix A of the Guide to track this change and all future changes;
- (3) Change page 18 to the Guide, which includes amended Section 4.4 of the Guide; and
- (4) New Attachment 4.

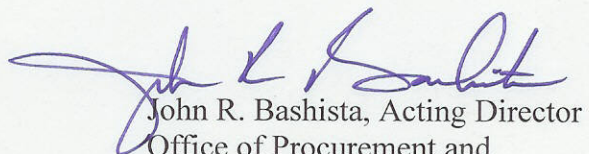
The Special Terms and Conditions – Financial Assistance (Attachment 3 of the

Guide) will be updated as soon as the Government-wide guidance is published with similar language for Buy American and Reporting, plus Single Audit Act changes.

This Flash will be made 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 Jackie Kniskern at 202-287-1342 or Jacqueline.kniskern@hq.doe.gov.



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4 Attachments