Section 903.901

Part 708 establishes criteria and procedures for the investigation, hearing, and review of allegations from DOE contractor employees of employer reprisal resulting from employee disclosure of information to DOE, to Members of Congress, or to the contractor; employee participation in proceedings before Congress or pursuant to this subpart; or employee refusal to engage in illegal or dangerous activities, when such disclosure, participation, or refusal pertains to employer practices which the employee believes to be unsafe; to violate laws, rules, or regulations; or to involve fraud, mismanagement, waste, or abuse.

Section 903.902

10 CFR part 708 is applicable to complaints of retaliation filed by employees of contractors, and subcontractors, performing work on behalf of DOE directly related to DOE-owned or leased facilities, if the complaint stems from a disclosure, participation, or refusal described in 10 CFR 708.2.

Section 903.970

(a) Contractors found to have retaliated against an employee in reprisal for such disclosure, participation or refusal are required to provide relief in accordance with decisions issued under 10 CFR part 708.

(b) 10 CFR part 708 provides that for the purposes of the Contract Disputes Act (41 U.S.C. 605 and 606), a final decision issued pursuant to 10 CFR part 708 shall not be considered to be a claim by the Government against a contractor or a decision by the contracting officer subject to appeal. However, a contracting officer’s decision to disallow certain costs or to terminate the contract for default. In such case, the contractor could file a claim under the Disputes clause of the contract regarding the disallowance of cost or the termination of the contract.

Section 903.971

The contracting officer shall insert the clause at 952.203–70, Whistleblower Protection for Contractor Employees, in contracts that involve work to be done on behalf of DOE directly related to activities at DOE-owned or leased sites.

Subpart 903.10—Contractor Code of Business Ethics and Conduct

Section 903.1004

(b)(2)(ii) Insert the DOE Web site address http://ig.energy.gov/hotline.htm in paragraph (b)(3) of the 48 CFR 52.203–14 clause, Display of Hotline Poster(s).

PART 904—ADMINISTRATIVE MATTERS

Subpart 904.4—Safeguarding Classified Information Within Industry

Sec.
904.401 Definitions.
904.402 General.
904.404 Solicitation provision and contract clause.

Subpart 904.7—Contractor Records Retention

904.702 Applicability.

Subpart 904.8—Government Contract Files

904.803 Contents of contract files.
904.804 Closeout of contract files.
904.804–1 Closeout by the office administering the contract.
904.805 Storage, handling, and disposal of contract files.

Subpart 904.70—Facility Clearance

904.702 Applicability.

Subpart 904.8—Government Contract Files

904.803 Contents of contract files.
904.804 Closeout of contract files.
904.804–1 Closeout by the office administering the contract.
904.805 Storage, handling, and disposal of contract files.

Subpart 904.70—Facility Clearance

901.7000 Scope of subpart.
901.7001 Applicability.
901.7003 Disclosure of foreign ownership, control, or influence.
901.7004 Findings, determination, and contract award or termination.