

## HISTORICAL AND REVISION NOTES—CONTINUED

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
	41:403(3).	Pub. L. 93-400, § 4(3), Aug. 30, 1974, 88 Stat. 797; Pub. L. 96-83, § 3, Oct. 10, 1979, 93 Stat. 649; Pub. L. 98-191, § 4, Dec. 1, 1983, 97 Stat. 1326; Pub. L. 103-355, title VIII, § 8001(b)(1)–(3), Oct. 13, 1994, 108 Stat. 3386.

**§ 113. Responsible source**

In this subtitle, the term “responsible source” means a prospective contractor that—

- (1) has adequate financial resources to perform the contract or the ability to obtain those resources;
- (2) is able to comply with the required or proposed delivery or performance schedule, taking into consideration all existing commercial and Government business commitments;
- (3) has a satisfactory performance record;
- (4) has a satisfactory record of integrity and business ethics;
- (5) has the necessary organization, experience, accounting and operational controls, and technical skills, or the ability to obtain the organization, experience, controls, and skills;
- (6) has the necessary production, construction, and technical equipment and facilities, or the ability to obtain the equipment and facilities; and
- (7) is otherwise qualified and eligible to receive an award under applicable laws and regulations.

(Pub. L. 111-350, § 3, Jan. 4, 2011, 124 Stat. 3681.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
113 .....	41:259(c)(5).	June 30, 1949, ch. 288, title III, § 309(c)(5), as added Pub. L. 98-369, title VII, § 2711(a)(3), July 18, 1984, 98 Stat. 1180; Pub. L. 98-577, title V, § 504(a)(4), Oct. 30, 1984, 98 Stat. 3086; Pub. L. 103-355, title I, § 1551, Oct. 13, 1994, 108 Stat. 3299.
	41:403(7).	Pub. L. 93-400, § 4(7), formerly § 4(8), as added Pub. L. 98-369, title VII, § 2731(3), July 18, 1984, 98 Stat. 1195; Pub. L. 98-577, title I, § 102(2), Oct. 30, 1984, 98 Stat. 3067; redesignated as § 4(7), Pub. L. 100-679, § 3(c), Nov. 17, 1988, 102 Stat. 4056; Pub. L. 103-355, title VIII, § 8001(b)(1)–(3), Oct. 13, 1994, 108 Stat. 3386.

**§ 114. Standards**

In this subtitle, the term “standards” means the criteria for determining the effectiveness of the procurement system by measuring the performance of the various elements of the system.

(Pub. L. 111-350, § 3, Jan. 4, 2011, 124 Stat. 3681.)

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114 .....	41:259(c)(3).	June 30, 1949, ch. 288, title III, § 309(c)(3), as added Pub. L. 98-369, title VII, § 2711(a)(3), July 18, 1984, 98 Stat. 1180; Pub. L. 98-577, title V, § 504(a)(4), Oct. 30, 1984, 98 Stat. 3086; Pub. L. 103-355, title I, § 1551, Oct. 13, 1994, 108 Stat. 3299.
	41:403(4).	Pub. L. 93-400, § 4(4), formerly § 4(5), Aug. 30, 1974, 88 Stat. 797; Pub. L. 96-83, § 3, Oct. 10, 1979, 93 Stat. 649; Pub. L. 98-191, § 4, Dec. 1, 1983, 97 Stat. 1326; Pub. L. 98-369, title VII, § 2731(2), July 18, 1984, 98 Stat. 1195; redesignated as § 4(4), Pub. L. 100-679, § 3(c), Nov. 17, 1988, 102 Stat. 4056; Pub. L. 103-355, title VIII, § 8001(b)(1), (2), (4), Oct. 13, 1994, 108 Stat. 3386.

**§ 115. Supplies**

In this subtitle, the term “supplies” has the same meaning as the terms “item” and “item of supply”.

(Pub. L. 111-350, § 3, Jan. 4, 2011, 124 Stat. 3681.)

## HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
115 .....	41:259(c)(10).	June 30, 1949, ch. 288, title III, § 309(c)(10) (“supplies”), as added Pub. L. 98-369, title VII, § 2711(a)(3), July 18, 1984, 98 Stat. 1180; Pub. L. 98-577, title V, § 504(a)(4), Oct. 30, 1984, 98 Stat. 3086; Pub. L. 103-355, title I, § 1551, Oct. 13, 1994, 108 Stat. 3299.
	41:403(10) (“supplies”).	Pub. L. 93-400, § 4(10) (“supplies”), formerly § 4(11), as added Pub. L. 98-577, title I, § 102(3), Oct. 30, 1984, 98 Stat. 3067; redesignated as § 4(10), Pub. L. 100-679, § 3(c), Nov. 17, 1988, 102 Stat. 4056; Pub. L. 103-355, title VIII, § 8001(b)(1), (2), (4), Oct. 13, 1994, 108 Stat. 3386.

**§ 116. Technical data**

In this subtitle, the term “technical data”—

(1) means recorded information (regardless of the form or method of the recording) of a scientific or technical nature (including computer software documentation) relating to supplies procured by an agency; but

(2) does not include computer software or financial, administrative, cost or pricing, or management data or other information incidental to contract administration.

(Pub. L. 111-350, § 3, Jan. 4, 2011, 124 Stat. 3681.)

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116 .....	41:259(c)(6).	June 30, 1949, ch. 288, title III, § 309(c)(6), as added Pub. L. 98-369, title VII, § 2711(a)(3), July 18, 1984, 98 Stat. 1180; Pub. L. 98-577, title V, § 504(a)(4), Oct. 30, 1984, 98 Stat. 3086; Pub. L. 103-355, title I, § 1551, Oct. 13, 1994, 108 Stat. 3299.