

Disposition Table—Continued
(Showing Disposition of Former Sections of Title 41)

<i>Title 41 Former Sections</i>	<i>Title 41 New Sections</i>
417	1712
417a	1713
417b	2313
418	1705
418a	2302
418b	1707
419	1709
420	(Previously repealed)
421(a), (b)	1302
421(c) to (f)	1303
422(a) to (e)	1501
422(f) to (h)(1)	1502
422(h)(2) to (4)	1503
422(i)	Rep.
422(j) to (l)	1504 to 1506
423(a), (b)	2102
423(c) to (e)	2103 to 2105
423(f)	2101
423(g)	2106
423(h)	2107
424	(Previously repealed)
425	1304
426	2301
426a	(Previously repealed)
427	1901
428	1902
428a	1903
428a note (Pub. L. 108-136, § 1441)	1904
429	1905
430	1906
431(a), (b)	1907
431(c)	104
431a	1908
431a note (Pub. L. 108-375, § 807(c))	1908
432	1711
433	1703
433 notes (Pub. L. 108-136, §§ 1412(a), 1413)	1703
433 note (Pub. L. 108-136, § 1414)	1128
433a	1704
433a note (Pub. L. 110-417, § 869)	1704
434	2308
435	1127
436	2309
437	2310
438	7105
439	1710
440	2312
501 to 509	(Previously repealed)
601	7101
602, 603	7102
604, 605	7103
606	7104
607(a) to (e)	7105
607(f)	7106
607(g)	7107
608	7106
609(a)	7104
609(b) to (f)	7107
610	7105
611, 611 note (Pub. L. 102-572, § 907(a)(3))	7109
612	7108
613	Rep.
701 to 705	8102 to 8106
706, 707	8101

Statutory Notes and Related Subsidiaries

ENACTMENT OF TITLE 41, UNITED STATES CODE

Pub. L. 111-350, § 3, Jan. 4, 2011, 124 Stat. 3677, provided that: “Certain general and permanent laws of the United States, related to public contracts, are revised, codified, and enacted as title 41, United States Code, ‘Public Contracts’, as follows:”

PURPOSE; CONFORMITY WITH ORIGINAL INTENT

Pub. L. 111-350, § 2, Jan. 4, 2011, 124 Stat. 3677, provided that:

“(a) PURPOSE.—The purpose of this Act [see Tables for classification] is to enact certain laws relating to public contracts as title 41, United States Code, ‘Public Contracts’.

“(b) CONFORMITY WITH ORIGINAL INTENT.—In the codification of laws by this Act, the intent is to conform to the understood policy, intent, and purpose of Congress in the original enactments, with such amendments and corrections as will remove ambiguities, contradictions, and other imperfections, in accordance with section 205(c)(1) of House Resolution No. 988, 93d Congress, as enacted into law by Public Law 93-554 (2 U.S.C. 285b(1)).”

TRANSITIONAL AND SAVINGS PROVISIONS

Pub. L. 111-350, § 6(a)–(e), Jan. 4, 2011, 124 Stat. 3854, provided that:

“(a) CUTOFF DATE.—This Act [see Tables for classification] replaces certain provisions of law enacted on or before December 31, 2008. If a law enacted after that date amends or repeals a provision replaced by this Act, that law is deemed to amend or repeal, as the case may be, the corresponding provision enacted by this Act. If a law enacted after that date is otherwise inconsistent with this Act, it supersedes this Act to the extent of the inconsistency.

“(b) ORIGINAL DATE OF ENACTMENT UNCHANGED.—For purposes of determining whether one provision of law supersedes another based on enactment later in time, the date of enactment of a provision enacted by this Act is deemed to be the date of enactment of the provision it replaced.

“(c) REFERENCES TO PROVISIONS REPLACED.—A reference to a provision of law replaced by this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision enacted by this Act.

“(d) REGULATIONS, ORDERS, AND OTHER ADMINISTRATIVE ACTIONS.—A regulation, order, or other administrative action in effect under a provision of law replaced by this Act continues in effect under the corresponding provision enacted by this Act.

“(e) ACTIONS TAKEN AND OFFENSES COMMITTED.—An action taken or an offense committed under a provision of law replaced by this Act is deemed to have been taken or committed under the corresponding provision enacted by this Act.”

REPEALS

Pub. L. 111-350, § 7(b), Jan. 4, 2011, 124 Stat. 3855, repealed specified laws, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Jan. 4, 2011.

Pub. L. 111-350, § 7(a), Jan. 4, 2011, 124 Stat. 3855, provided that: “The repeal of a law by this Act [see Tables for classification] may not be construed as a legislative inference that the provision was or was not in effect before its repeal.”

Subtitle I—Federal Procurement Policy

DIVISION A—GENERAL

Chapter	Sec.
1. Definitions	101

DIVISION B—OFFICE OF FEDERAL PROCUREMENT POLICY

11. Establishment of Office and Authority and Functions of Administrator	1101
12. Federal Acquisition Institute	1201.¹
13. Acquisition Councils	1301
15. Cost Accounting Standards	1501

¹ So in original. The period probably should not appear.

17.	Agency Responsibilities and Procedures	1701
19.	Simplified Acquisition Procedures	1901
21.	Restrictions on Obtaining and Disclosing Certain Information	2101
23.	Miscellaneous	2301

DIVISION C—PROCUREMENT

31.	General	3101
33.	Planning and Solicitation	3301
35.	Truthful Cost or Pricing Data	3501
37.	Awarding of Contracts	3701
39.	Specific Types of Contracts	3901
41.	Task and Delivery Order Contracts	4101
43.	Allowable Costs	4301
45.	Contract Financing	4501
47.	Miscellaneous	4701

Editorial Notes

AMENDMENTS

2011—Pub. L. 112-81, div. A, title VIII, §864(b)(2), Dec. 31, 2011, 125 Stat. 1524, added item for chapter 12.

DIVISION A—GENERAL

CHAPTER 1—DEFINITIONS

SUBCHAPTER I—SUBTITLE DEFINITIONS

Sec.	
101.	Administrator.
102.	Commercial component.
103.	Commercial product.
103a.	Commercial service.
104.	Commercially available off-the-shelf item.
105.	Component.
106.	Federal Acquisition Regulation.
107.	Full and open competition.
108.	Item and item of supply.
109.	Major system.
110.	Nondevelopmental item.
111.	Procurement.
112.	Procurement system.
113.	Responsible source.
114.	Standards.
115.	Supplies.
116.	Technical data.

SUBCHAPTER II—DIVISION B DEFINITIONS

131.	Acquisition.
132.	Competitive procedures.
133.	Executive agency.
134.	Simplified acquisition threshold.

SUBCHAPTER III—DIVISION C DEFINITIONS

151.	Agency head.
152.	Competitive procedures.
153.	Simplified acquisition threshold for contract in support of humanitarian or peacekeeping operation.

Editorial Notes

AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, §836(a)(3), Aug. 13, 2018, 132 Stat. 1860, substituted “Commercial product” for “Commercial item” in item 103 and added item 103a.

SUBCHAPTER I—SUBTITLE DEFINITIONS

§ 101. Administrator

In this subtitle, the term “Administrator” means the Administrator for Federal Procurement Policy appointed under section 1102 of this title.

(Pub. L. 111-350, §3, Jan. 4, 2011, 124 Stat. 3678.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
101	no source.	

Statutory Notes and Related Subsidiaries

SHORT TITLE OF 2021 AMENDMENT

Pub. L. 117-28, §1, July 26, 2021, 135 Stat. 304, provided that: “This Act [amending provisions set out as a note under section 3309 of this title] may be cited as the ‘Construction Consensus Procurement Improvement Act of 2021’.”

SHORT TITLE OF 2020 AMENDMENT

Pub. L. 116-260, div. U, title IV, §401, Dec. 27, 2020, 134 Stat. 2292, provided that: “This title [enacting provisions set out as a note under section 3309 of this title] may be cited as the ‘Construction Consensus Procurement Improvement Act of 2020’.”

SHORT TITLE OF 2018 AMENDMENT

Pub. L. 115-390, §1(a), Dec. 21, 2018, 132 Stat. 5173, provided that: “This Act [enacting subchapter III of chapter 13 of this title and section 4713 of this title, amending sections 3553 and 3554 of Title 44, Public Printing and Documents, and section 3348 of Title 50, War and National Defense, and enacting provisions set out as notes under this section and sections 1321 and 4713 of this title, section 663 of Title 6, Domestic Security, and section 3553 of Title 44] may be cited as the ‘Strengthening and Enhancing Cyber-capabilities by Utilizing Risk Exposure Technology Act’ or the ‘SECURE Technology Act’.”

Pub. L. 115-390, title II, §201, Dec. 21, 2018, 132 Stat. 5178, provided that: “This title [enacting subchapter III of chapter 13 of this title and section 4713 of this title, amending sections 3553 and 3554 of Title 44, Public Printing and Documents, and enacting provisions set out as notes under sections 1321 and 4713 of this title and section 3553 of Title 44] may be cited as the ‘Federal Acquisition Supply Chain Security Act of 2018’.”

SHORT TITLE OF 2016 AMENDMENT

Pub. L. 114-260, §1, Dec. 14, 2016, 130 Stat. 1361, provided that: “This Act [amending section 4106 of this title] may be cited as the ‘GAO Civilian Task and Delivery Order Protest Authority Act of 2016’.”

SHORT TITLE OF 2012 AMENDMENT

Pub. L. 112-194, §1, Oct. 5, 2012, 126 Stat. 1445, provided that: “This Act [enacting section 1909 of this title, amending section 2784 of Title 10, Armed Forces, enacting provisions set out as notes under section 1909 of this title and section 5701 of Title 5, Government Organization and Employees, and amending provisions set out as a note under section 5701 of Title 5] may be cited as the ‘Government Charge Card Abuse Prevention Act of 2012’.”

SHORT TITLE OF 2008 ACT

Pub. L. 110-417, [div. A], title VIII, §861, Oct. 14, 2008, 122 Stat. 4546, provided that: “This subtitle [subtitle G (§§861-874) of title VIII of Pub. L. 110-417, see Tables for classification] may be cited as the ‘Clean Contracting Act of 2008’.”

Pub. L. 110-252, title VI, §6101, June 30, 2008, 122 Stat. 2386, provided that: “This chapter [chapter 1 (§§6101-6103) of title VI of Pub. L. 110-252, see Tables for classification] may be cited as the ‘Close the Contractor Fraud Loophole Act’.”

SHORT TITLE OF 2003 ACT

Pub. L. 108-136, div. A, title XIV, §1401, Nov. 24, 2003, 117 Stat. 1663, provided that: “This title [see Tables for