

## AGENDA

### **FDP CONTRACTS**

Thursday, September 3, 2015

3:50 p.m. – 5:05 p.m.

1. Welcome

2. Old Business

FAR implementation of UG

252.204-7000 – Disclosure of Information (August 26, 2015)

52.222.50 – Combatting Trafficking in Persons (March 2, 2015)

3. Information Security

252.204-7012 Safeguarding of Unclassified Controlled Technical Information -

Objective of the regulation is to require contractors to maintain adequate security on unclassified information systems and report cyber incidents within 72 hours of discovery.

Improving Cybersecurity Protections in Federal Acquisitions

policy.cio.gov Comments due September 10, 2015

“This proposed memorandum provides guidance to Federal agencies on implementing strengthened cybersecurity protections in Federal acquisitions for products or services that generate, collect, maintain, disseminate, store, or provides access to Controlled Unclassified Information (CUI)on behalf of the Federal government.

The guidance distinguishes between systems operated ‘on behalf of the Government’ and a contractor’s internal system used to provide a product or service for the Government. For purposes of this guidance:

An information system operated on behalf of the Government provides data processing services that the Government might otherwise perform itself but has decided to outsource. This includes systems operated exclusively for government use, and for systems operated for multiple users, (multiple Federal Government agencies or Government and private sector users such as email services, cloud services, etc.); and

A contractor's internal information system is used to manage its business, and processes CUI incidental to developing a product or service."  
NIST Special Publication 800-171 (July 2015)

NARA Proposed Rule on Controlled Unclassified Information (CUI) RIN 3095-AB80 (July 2015)

3. 252.246-7007 - Contractor Counterfeit Electronic Part Detection and Avoidance System – Dana Simpson

Applicability: Contractors that are subject to the Cost Accounting Standards (CAS) and that supply electronic parts or products that include electronic parts and their subcontractors that supply electronic parts or products that include electronic parts, are required to establish and maintain an acceptable counterfeit electronic part detection and avoidance system. Failure to do so may result in disapproval of the purchasing system by the contracting officer and/or withholding of payments (see 252.244-7001, Contractor Purchasing System Administration)

Concerns:

- What is the appropriate department for ownership of this requirement? Sponsored Programs, Purchasing, Property, Capital Assets etc. Perhaps a partnership?
- Who can validate the parts received are not counterfeit?
- How is the university going to handle the unallowable cost of replacing a counterfeit part and/or withholding of payments?
- How do you manage subcontractor compliance? (The clause is a mandatory flow down)
- How should the training requirement be managed?

4. FAR Proposed Rule; FAR Case 2014-025 Fair Pay and Safe Workspace (May 28, 2015)  
– Andrew Boulter

(<https://www.federalregister.gov/articles/2015/05/28/2015-12560/federal-acquisition-regulation-fair-pay-and-safe-workplaces>)

5. Presentation on Data Challenges and a Possible Demo – Melissa Korf