

**The DoD Regulatory Reform Task Force
Progress Report
(September 1, 2017 through November 30, 2017)**

I. Reviews During Reporting Period

During this reporting period, the DoD Regulatory Reform Task Force (Task Force) reviewed 95 regulations and, as detailed in the attached list, recommends 35 for repeal, 9 for replacement, 12 for modification, and 39 for retention. The primary purpose of the Task Force is to evaluate existing codified Department regulations and make recommendations on their repeal, replacement, or modification, consistent with applicable law. The Task Force and the DoD Components continued to evaluate scheduled regulations under the criteria set forth in Executive Order (EO) 13777, “Enforcing the Regulatory Reform Agenda,” (February 24, 2017) in this reporting period. Some of the more significant recommendations include:

- Repeal and incorporation of eight Defense Federal Acquisition Regulation Supplement (DFARS) clauses into the Federal Acquisition Regulation (FAR). This incorporation would create single standards on those topics for multiple federal agencies to use and with which industry must comply. As the FAR is the principal set of regulations for the federal acquisition system, incorporation of DFARS clauses would reduce administrative burden on contracting officers and streamline the federal acquisition process.
- Repeal and consolidation of three DoD Component regulations into a single DoD-level regulation governing the Department’s procedures on installation access. The consolidation of these regulations will unify the processes and requirements for perimeter access control for the approximately 400 DoD installations and provide clarity to the public on the process and requirements for entry to a DoD installation.
- Modify regulations governing nondiscrimination. There are six Department regulations/implementing guidance that address nondiscrimination associated with different and distinct laws regarding employment, off-basing housing, and federally assisted and conducted programs. These modifications will bring these regulations up to date with new and amended nondiscrimination laws and the requirements of recent Supreme Court decisions, as well as provide clarity, transparency, and streamline the approximately 500 complaints filed and processed annually.

The above highlighted recommendations support the Department’s overall regulatory reform initiatives by proposing to eliminate outdated, unnecessary, and ineffective regulations, which will reduce the regulatory burden on the American public and support a more efficient internal regulatory program.

II. Total Reviews and Implementation

Since the beginning of the Task Force's reviews on April 27, 2017, it has reviewed 215 DoD regulations, including 68 DFARS clauses and provisions. In total, DoD Components have identified \$81,498,796.00 in estimated regulatory cost savings for the public. During this reporting period, the Office of Management and Budget (OMB) approved the majority of these cost savings, in the amount of \$70,940,000, which resulted from the repeal of a joint rulemaking of the DoD and the Environmental Protection Agency concerning the Waters of the United States. This repeal was directed by Congress at the beginning of the new Administration and, therefore, was not subject to the review of the Task Force. OMB also determined that the DoD portion of this deregulatory cost savings of \$70,940,000 will be DoD's regulatory "cost cap" for fiscal year 2018.¹ With regard to additional cost savings for other regulations reviewed by the Task Force, DoD Components will continue to work with OMB to analyze any cost savings that may result from proposed deregulatory actions, and provide that information in future reports, as they are approved by OMB.

The Task Force also oversees the implementation of regulatory reform reviews and initiatives. To that end, DoD Components have already begun to implement the Task Force's first and second sets of approved recommendations. For example, the Department published nine repeal actions for outdated Military Commissions regulations on December 8, 2017. Another approved action involving the consolidation of the Department's Freedom of Information Act (FOIA) regulations is being reviewed by the OMB. The DoD Component FOIA repeal regulations are in final agency coordination and should be completed in January 2018. With the repeal and consolidation of the DoD FOIA rules, the Department will reduce unnecessary regulations and provide the public more clarity on its access requirements under FOIA. As additional recommendations are approved, the Task Force will ensure that the relevant DoD Components implement all regulatory and deregulatory actions in accordance with law.

Below is an accounting of the Department's total proposed and completed regulatory actions and related cost estimates based on "performance indicators" set forth in the OMB M-17-23, "Guidance on Regulatory Reform Accountability under Executive Order 13777, titled 'Enforcing the Regulatory Reform Agenda.'" For fiscal year 2018, the performance goal of the Department is to reduce its regulations by 25% in order to meaningfully reduce burden to the public, which the Department is on target to meet.

¹ Beginning with FY 2018, Section 3(d) of EO 13771 requires the Director of OMB to identify to agencies a total amount of incremental costs (or "regulatory cap") for all EO 13771 deregulatory and EO 13771 regulatory actions finalized during the fiscal year.

Total Proposed and Completed Regulatory Actions and Costs (April 27, 2017 – November 30, 2017)	Total Reviewed	Percent Reviewed
Task Force Reviewed Regulations	215 out of 716	30%
Task Force Recommended Deregulatory/Repeal Actions	123 out of 215	57%
Task Force Recommended Modify/Amend Actions	17 out of 215	7%
Task Force Recommended Replace (Consolidate)/Revise Actions	19 out of 215	8%
Task Force Recommended Retain Actions	53 out of 215	24%
Task Force Deferred Actions for Further Data or GC Review	3 out of 215	1%
Administrative Repeal Actions Issued After 20 January 2017 (not counted as deregulatory actions for purposes of EO 13771)	9 out of 123	7%
Deregulatory Actions Issued After 20 January 2017 ²	0	0
Significant Regulatory Actions Issued After 20 January 2017	0	0
Deregulatory Actions Issued that included public input/peer review	0	0
Total Incremental Cost of New Significant Regulatory Actions	Estimated \$ TBD	N/A
Total Incremental Cost of Proposed Deregulatory Actions	Estimated	N/A

(b)(5)

III. Public Notice and Transparency

In accordance with Section 3(e) of Executive Order 13777, which requires the Department to seek input from the public on which regulations should be repealed, replaced, or modified, the Task Force published four notices in the *Federal Register*. One notice was published for the primary Task Force and for each of the subgroups. To date, the primary Task Force has received 15 comments, the DFARS subgroup received 192 comments, the Army Corps of Engineers subgroup received 1,371 comments, and the TRICARE subgroup has received 2 comments. These comments will be taken under consideration as the DoD Components implement the approved recommendations of the Task Force.

² Many deregulatory/repeal actions recommended are contingent on the revision of other regulatory actions, and all regulatory actions must be submitted to OMB for review and approval, in accordance with law.

In addition, to provide information regarding the Department's Task Force to the public, the Department has created a public facing website at <http://open.defense.gov/Regulatory-Program/RRTF2.aspx>. The website provides background information about the DoD Task Force and the Department's regulatory program, includes a Frequently Asked Questions section, as well as provides approved reports for the public to review.

IV. Conclusion

The Task Force will continue to review the scheduled DoD regulations in accordance with EO 13777 to support the Department's regulatory reform initiatives to reduce unnecessary regulatory burden on the public. The next Task Force report will include the reviews conducted by the Task Force during the months of December 2017 through February 2018.

**DoD Regulatory Reform Task Force's Third Set of Recommendations
(September 1, 2017 through November 30, 2017)**

RECOMMENDATION: REPEAL (REMOVE)	
CFR PART AND TITLE	RATIONALE
32 CFR 93, Acceptance of Service of Process; Release of Official Information in Litigation; and Testimony by NSA Personnel as Witnesses	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
32 CFR Part 263, Traffic and Vehicle Control on Certain Defense Mapping Agency Sites	Outdated, unnecessary or ineffective. This regulation is unnecessary because the Defense Mapping Agency no longer exists and its successor (the National Geospatial-Intelligence Agency) was moved to a location not controlled by this regulation.
32 CFR 267, Production of Official Records or Disclosure of Official Information in Proceedings Before Federal, State or Local Governmental Entities of Competent Jurisdiction	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
32 CFR 516, Release of Official Information and Appearance of Witnesses in Litigation	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
32 Part 634, Motor Vehicle Traffic Supervision	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
32 Part 636, Motor Vehicle Traffic Supervision (Specific Installations)	Outdated, unnecessary or ineffective. This regulation is unnecessary because the public facing aspects of it are duplicated in a related regulation, which is still in effect.
32 CFR 720, Delivery of Personnel; Service of Process and Subpoenas; Production of Official Records	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
32 CFR 725, Release of Official Information for Litigation Purposes and Testimony by Department of the Navy Personnel	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
32 CFR 763, Rules Governing Public Access	Outdated, unnecessary or ineffective. This regulation is unnecessary because the federal government has transferred the regulated land to the State of Hawaii.
32 CFR 770, Rules Limiting Public Access to Particular Installations	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.

32 CFR 809a Subpart A, Installation Entry Policy and Subpart B (Part 809a.6-9), Civil Disturbance Intervention and Disaster Assistance	Outdated, unnecessary or ineffective. This regulation is unnecessary because Subpart A can be consolidated into a departmental level regulation on the same subject and Subpart B does not require rulemaking.
32 CFR 884, Delivery of Personnel to United States Civilian Authorities for Trial	Outdated, unnecessary or ineffective. This regulation is unnecessary because it mostly sets forth internal Air Force procedures and command responsibilities. However, a notice (not a regulation) will be published in the Federal Register to provide the public with the necessary contact information for making these requests to the Air Force.
32 CFR 1288, Registration of Privately Owned Motor Vehicles	Outdated, unnecessary or ineffective. This regulation is unnecessary because DLA no longer requires the registration, inspection, and marking of privately owned vehicles on DLA property.
32 CFR 1290, Preparing And Processing Minor Offenses And Violation Notices Referred To U.S. District Courts	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
32 CFR 1292, Security of DLA Activities and Resources	Outdated, unnecessary or ineffective. This regulation is unnecessary because it can be consolidated into a departmental level regulation on the same subject.
33 CFR 220, Design Criteria for Dam and Lake Projects	Outdated, unnecessary or ineffective. This regulation is unnecessary because it applies only to USACE design criteria on USACE projects, and it is also covered by internal USACE policy.
33 CFR 223, Mississippi River Water Control Management Board	Outdated, unnecessary or ineffective. This regulation is unnecessary because it applies to and is already covered by internal USACE policy.
33 CFR 273, Aquatic Plant Control	Outdated, unnecessary or ineffective. This regulation is unnecessary because it applies to and is already covered by internal USACE policy.
33 CFR 274, Pest Control Program for Civil Works Projects	Outdated, unnecessary or ineffective. This regulation is unnecessary because it applies to and is already covered by internal USACE policy.
33 CFR 277, Water Resources Policies and Authorities: Navigation Policy: Cost Apportionment of Bridge Alterations	Outdated, unnecessary or ineffective. This regulation is unnecessary because the public facing aspects of it are duplicated in a related regulation, which is still in effect.

48 CFR 252.209-7003, Reserve Officer Training Corps and Military Recruiting on Campus—Representation	Outdated, unnecessary or ineffective. This DFARS provision is outdated because Congress has, over time, subjected other agencies to this policy. Accordingly, a related FAR provision should be implemented to create a single standard for all impacted agencies.
48 CFR 252.209-7005, Reserve Officer Training Corps and Military Recruiting on Campus	Outdated, unnecessary or ineffective. This DFARS provision is outdated because Congress has, over time, subjected other agencies to this policy. Accordingly, a related FAR provision should be implemented to create a single standard for all impacted agencies.
48 CFR 252.215-7000, Pricing Adjustments	Outdated, unnecessary or ineffective. This regulation is unnecessary because related FAR clauses are sufficient.
48 CFR 252.215-7005, Evaluation Factor for Employing or Subcontracting with Members of the Selected Reserve	Outdated, unnecessary or ineffective. This regulation is unnecessary because it is rarely used and has no impact on the ability of the contracting officer to include the use of such personnel as an evaluation factor in solicitations.
48 CFR 252.215-7006, Use of Employees or Individual Subcontractors Who Are Members of the Selected Reserve	Outdated, unnecessary or ineffective. This regulation is unnecessary because it is rarely used and will likely never be enforced by the department.
48 CFR 252.216-7006, Ordering	Outdated, unnecessary or ineffective. This regulation is unnecessary because FAR Clause 52.216-18 advises contractors of almost all of the information in this DFARS clause, except for when an order is considered “issued” if sent to the contractor via fax or electronic communication. The FAR clause should be modified to incorporate the additional language from the DFARS clause; thus, furthering the goals of the E-Government Act of 2002.
48 CFR 252.216-7010, Requirements	Outdated, unnecessary or ineffective. This regulation is unnecessary because FAR Clause 52.216-21 contains all of the information necessary for these types of contracts.
48 CFR 252.222-7001, Right of First Refusal of Employment—Closure of Military Installations	Outdated, unnecessary or ineffective. This regulation is unnecessary because this DFARS Clause is duplicative of FAR Clause 52.207-3.

48 CFR 252.222-7007, Representation Regarding Combating Trafficking in Persons	Outdated, unnecessary or ineffective. This regulation is unnecessary because FAR Clause 52.222-50, which is included in all DoD solicitations, is sufficient.
48 CFR 252.229-7014, Taxes - Foreign Contracts in Afghanistan	Outdated, unnecessary or ineffective. This regulation is outdated because it now applies to other agencies. Accordingly, a related FAR provision should be implemented to create a single governmental standard.
48 CFR 252.229-7015, Taxes - Foreign Contracts in Afghanistan (North Atlantic Treaty Organization Status of Forces Agreement)	Outdated, unnecessary or ineffective. This regulation is outdated because it now applies to other agencies. Accordingly, a related FAR provision should be implemented to create a single governmental standard.
48 CFR 252.231-7000, Supplemental Cost Principles	Outdated, unnecessary or ineffective. This regulation is unnecessary because this notification to contractors is no longer needed.
48 CFR 252.237-7023, Continuation of Essential Contractor Services	Outdated, unnecessary or ineffective. This regulation is outdated because it now applies to other agencies. Accordingly, a related FAR provision should be implemented to create a single governmental standard.
48 CFR 252.237-7024, Notice of Continuation of Essential Contractor Services	Outdated, unnecessary or ineffective. This regulation is outdated because it now applies to other agencies. Accordingly, a related FAR provision should be implemented to create a single governmental standard.
48 CFR 252.251-7001, Use of Interagency Fleet Management System (IFMS) Vehicles and Related Services	Outdated, unnecessary or ineffective. This regulation is outdated because it now applies to other agencies. Accordingly, a related FAR provision should be implemented to create a single governmental standard.
TOTAL RULES FOR REPEAL: 35	

RECOMMENDATION: REPLACE (REVISE)	
CFR PART AND TITLE	RATIONALE
32 CFR Part 56, Nondiscrimination on the Basis of Handicap in Programs and Activities Assisted or Conducted By the Department of Defense	Outdated, unnecessary or ineffective. This regulation is outdated and should be revised to update and clarify legal requirements.

32 CFR 97, Release of Official Information in Litigation and Testimony by DoD Personnel as Witnesses	Creates a serious inconsistency or otherwise interferes with regulatory reform initiatives and policies. The revision of this regulation will incorporate and consolidate duplicative component-level regulations to eliminate any inconsistencies and increase efficiency.
32 CFR Part 191, The DoD Civilian Equal Employment Opportunity (EEO) Program	Outdated, unnecessary or ineffective. This regulation is outdated and should be revised to update and clarify legal requirements and complaint processes.
32 CFR 192, Equal Opportunity in Off-Base Housing	Outdated, unnecessary or ineffective. This regulation is outdated and should be revised to update and clarify legal requirements and complaint processes.
32 CFR Part 195- Nondiscrimination in Federally Assisted Programs of the Department of Defense – Effectuation of Title VI of the Civil Rights Act of 1964	Outdated, unnecessary or ineffective. This regulation is outdated and should be revised to update and clarify legal requirements and complaint processes.
32 CFR Part 196 - Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance	Outdated, unnecessary or ineffective. This regulation is outdated and should be revised to update and clarify legal requirements and complaint processes.
32 CFR Part 210, Enforcement of State Traffic Laws on DoD Installations in the United States	Creates a serious inconsistency or otherwise interferes with regulatory reform initiatives and policies. The revision of this regulation will incorporate and consolidate duplicative component-level regulations to eliminate any inconsistencies and increase efficiency.
32 CFR 257, Acceptance of service of Process	Creates a serious inconsistency or otherwise interferes with regulatory reform initiatives and policies. The revision of this regulation will incorporate and consolidate duplicative component-level regulations to eliminate any inconsistencies and increase efficiency.
32 CFR 552, Regulations Affecting Military Reservations (Subparts C, F-P)	Outdated, unnecessary or ineffective. Some subparts of the regulation are outdated while other subparts are unnecessary. The outdated policy will be updated to reflect current practice and all unnecessary parts, which reflect policy internal to the department, will be removed from the CFR.
TOTAL RULES FOR REVISION: 9	

RECOMMENDATION: MODIFY (AMEND)	
CFR PART AND TITLE	RATIONALE
32 CFR Part 199, Civilian Health and Medical Program of the Uniformed Services (Now TRICARE) ¹	<p>Outdated, unnecessary or ineffective. This part, which contains a number of subsections and sets forth TRICARE guidelines and policies, is currently outdated in certain respects and is continuously updated to include new statutory requirements and to improve patient service.</p> <p>Retain 199.1 - General Provisions This section furthers the statute and holds a valuable demonstration authority which allows DoD to waive or alter requirements to test future ways of providing the benefit. No changes to it are currently required to comply with the regulatory reform effort.</p> <p>Modify 199.3 – Eligibility This section requires modification as DoD guidance now directs that determinations of eligibility are made and recorded in the Defense Enrollment Eligibility Reporting System.</p> <p>Modify 199.4 – Basic Program Benefits This section requires modification to ensure it is up to date with NDAA FY17 to include updates to medical nutritional therapy, preventive care, telehealth, and treatment of obesity.</p> <p>Modify 199.6 – TRIACRE Authorized Providers This section requires modification to stay up-to-date with current medical practice. For example, DHA is reviewing the potential use of certain paraprofessionals, such as Physical Therapy Assistants and Occupational Therapy Assistants, as TRICARE-authorized providers.</p>

¹ For the entire TRICARE regulation, which is one part in the CFR but contains a number of sections, the Task Force will account for 10 “regulatory reviews,” one for the entire part and nine for proposed amendments that were already in process when the Task Force started its work in April 2017. The Task Force still has more TRICARE provisions to review and will be reporting additional TRICARE recommendations in subsequent reports.

	<p>Modify 199.8 – Double Coverage This section requires modification to delete paragraph c(6) which is a duplicate of paragraph c(5).</p> <p>Modify 199.10 – Appeal and Hearing Procedures This section requires modification to enhance the efficiency of the DHA appeals process, increase the timeliness of appeal decision, and eliminate use of the appeals process as an alternate process for addressing public recommendations for changes to TRICARE regulation and policy.</p>
32 CFR Part 199.5, TRICARE Extended Care Health Option (ECHO)	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to expand beneficiary access to ECHO respite care services.
32 CFR Part 199.14, Provider Reimbursement Methods, Long Term Care Hospitals (LTCHs) and Inpatient Rehabilitation Facilities (IRFs)	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to adopt methods similar to Medicare’s reimbursement for both LTCHs and IRFs.
32 CFR Part 199.17, The TRICARE Program	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to make a number changes to TRICARE plans and to adopt a new health plan enrollment system.
32 CFR 525, Entry Authorization Regulation for Kwajalein Missile Range	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to reflect current law and international agreements.
32 CFR 651, Environmental Analysis Of Army Actions	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to update certain “categorical exclusions,” which can eliminate the need for extensive environmental analysis.
32 CFR Part 775, Procedures for Implementing the National Environmental Policy Act (NEPA)	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to update certain “categorical exclusions,” which can eliminate the need for extensive environmental analysis.
33 CFR 207, Navigation Regulations	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to provide accurate navigation information.
36 CFR 330, Regulation of Law Enforcement Services Contracts at Civil Works Water Resource Projects Administered by the Chief of Engineers	Outdated, unnecessary or ineffective. This part is outdated and needs to be modified to reflect current legal standards.

48 CFR 252.217-7001, Surge Option	Outdated, unnecessary or ineffective. This contract clause is outdated and needs to be modified to reflect current practice.
48 CFR 252.247-7020, Additional Services	Outdated, unnecessary or ineffective. This contract clause is outdated and needs to be updated to further define the scope of additional moving services that the department will pay for.
48 CFR 252.247-7027, Riding Gang Member Requirements	Outdated, unnecessary or ineffective. This contract clause is outdated and needs to be modified to reflect that the government agency conducting the background/security check for any riding gang member is the authority responsible for deeming an individual unsuitable for service, not the Military Sealift Command.
TOTAL RULES FOR AMENDMENT: 12	

RECOMMENDATION: RETAIN (NO CHANGES)	
CFR PART AND TITLE	RATIONALE
USD(P&R) Guidance to Federal Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons	This guidance addresses non-discrimination due to limited English proficiency. It is required by an Executive Order and no changes to it are currently required to comply with the regulatory reform effort.
Missile Defense Agency National Environmental Policy Act (NEPA) Significant Guidance Document	This guidance serves as MDA's adoption of the Council on Environmental Quality regulations that implement NEPA. It is required by law and no changes to it are currently required to comply with the regulatory reform effort.
Defense Threat Reduction Agency National Environmental Policy Act (NEPA) Significant Guidance Document	This guidance serves as DTRA's adoption of the Council on Environmental Quality regulations that implement NEPA. It is required by law and no changes to it are currently required to comply with the regulatory reform effort.
32 CFR 218, Guidance for the Determination and Reporting of Nuclear Radiation Dose for DoD Participants in the Atmospheric Nuclear Test Program (1945-1962)	This part sets forth standards for the determination of a service connection to certain disabilities for veterans who were exposed to dioxin during the Vietnam War. It is required by law and no changes to it are currently required to comply with the regulatory reform effort.

32 CFR 234, Conduct on the Pentagon Reservation	This part provides SECDEF regulations governing the operation, maintenance, and management of the Pentagon Reservation. No changes to it are currently required to comply with the regulatory reform effort.
32 CFR 655, Radiation Sources on Army Land	This regulation ensures garrison Commanders are aware of radioactive sources brought onto Army land. It is necessary and no changes to it are currently required to comply with the regulatory reform effort.
32 CFR Part 989, ENVIRONMENTAL IMPACT ANALYSIS PROCESS (EIAP)	This guidance serves as DTRA's adoption of the Council on Environmental Quality regulations that implement NEPA. It is required by law and no changes to it are currently required to comply with the regulatory reform effort.
33 CFR 337, Practice and Procedure	This regulation generally ensures the public is aware of USACE decisions and actions that impact the environment. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.203-7000, Requirements Relating to Compensation of Former DoD Officials	This contract clause protects the Government and the contractor from actual or potential personal conflicts of interest, while promoting an organizational culture that encourages ethical conduct and compliance with the law. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.203-7001, Prohibition on Persons Convicted of Fraud or Other Defense Contract-Related Felonies	This contract clause helps to mitigate the risk to the Government and the contractor of improper business practices by contractor employees or potential employees. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.203-7003, Agency Office of the Inspector General	This contract clause is necessary to provide contractors with DoD-specific information related to the requirements of FAR clause 52.203-13 and 41 U.S.C. 3509. No changes to it are currently required to comply with the regulatory reform effort.

<p>48 CFR 252.203-7005, Representation Relating to Compensation of Former DoD Officials</p>	<p>This solicitation provision protects the Government and the contractor from actual or potential personal conflicts of interest, while promoting an organizational culture that encourages ethical conduct and compliance with the law. No changes to it are currently required to comply with the regulatory reform effort.</p>
<p>48 CFR 252.209-7006, Limitation on Contractors Acting as Lead System Integrators</p>	<p>This solicitation provision protects the Government's financial and technological interests during major system acquisitions and ensures that DoD adheres to the U.S.C. No changes to it are currently required to comply with the regulatory reform effort.</p>
<p>48 CFR 252.209-7007, Prohibited Financial Interests for Lead System Integrators</p>	<p>This contract clause protects the Government's financial and technological interests during major system acquisitions and ensures that DoD adheres to the U.S.C. No changes to it are currently required to comply with the regulatory reform effort.</p>
<p>48 CFR 252.209-7008, Notice of Prohibition Relating to Organizational Conflict of Interest – Major Defense Acquisition Program</p>	<p>This solicitation provision protects the Government's financial and technical interests when acquiring systems and technical assistance under a major defense acquisition programs (MDAP) or pre-MDAP. No changes to it are currently required to comply with the regulatory reform effort.</p>
<p>48 CFR 252.209-7009, Organizational Conflict of Interest – Major Defense Acquisition Program</p>	<p>This contract clause protects the Government's financial and technical interests when acquiring systems and technical assistance under a major defense acquisition programs (MDAP) or pre-MDAP. No changes to it are currently required to comply with the regulatory reform effort.</p>
<p>48 CFR 252.212-7002, Pilot Program for Acquisition of Military-Purpose Non-developmental Items</p>	<p>The offeror's representation provides the Government with information that it would be unable to attain elsewhere and upon which the Government relies on in awarding a subsequent contract. No changes to it are currently required to comply with the regulatory reform effort.</p>

48 CFR 252.215-7003, Requirement for Submission of Data Other than Certified Cost or Pricing Data-- Canadian Commercial Corporation	This contract clause is one of the few means by which the DoD can obtain cost and pricing information from Canadian contractors under Canadian Commercial Corporation (CCC) contracts. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.215-7004, Requirement for Submission of Data Other than Certified Cost or Pricing Data-- Modifications--Canadian Commercial Corporation	This contract clause is one of the few means by which the DoD can obtain cost and pricing information from Canadian contractors under Canadian Commercial Corporation (CCC) contracts. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.215-7009, Proposal Adequacy Checklist	This checklist addresses inconsistent interpretation of FAR cost/price requirements and is intended to increase uniformity across DoD contractors. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.216-7004, Award Fee Reduction or Denial for Jeopardizing the Health or Safety of Government Personnel	This contract clause, which is required by statute, is intended to protect the health and safety of Government personnel. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.216-7009, Allowability of Legal Costs Incurred in Connection with a Whistleblowing Proceeding	In general, this contract clause prohibits the reimbursement of legal costs for whistleblower proceedings. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.217-7000, Exercise of Option to Fulfill Foreign Military Sales Commitments – Basic/Alternate	This contract clause addresses special cost and profit considerations on contracts for foreign military sales. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.225-7023, Preference for Products or Services from Afghanistan	This solicitation provision is intended to supply the department with information on evaluating certain offers and awarding a subsequent contract. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.225-7024, Requirements for Products or Services from Afghanistan	This contract clause is intended to facilitate the creation of stable jobs and employment in these Iraq and Afghanistan. No changes to it are currently required to comply with the regulatory reform effort.

48 CFR 252.225-7026, Acquisitions Restricted to Products or Services from Afghanistan	This contract clause is intended to facilitate the creation of stable jobs and employment in these Iraq and Afghanistan. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.225-7046, Exports by Approved Community Members in Response to the Solicitation	This contract clause ensures contractor compliance with applicable Defense Trade Cooperation treaties and regulations, which streamline export controls. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.225-7047, Exports by Approved Community Members in Performance of the Contract	This contract clause ensures contractor compliance with applicable Defense Trade Cooperation treaties and regulations, which streamline export controls. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.225-7048, Export-Controlled Items	This contract clause is intended to prevent export control violations, and it support the substantial international portion of the U.S. defense industry. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.235-7000, Indemnification Under 10 U.S.C. 2354 – Fixed Price	This contract clause provides for efficient and standardized terms and processes for indemnification across DoD. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.235-7001, Indemnification Under 10 U.S.C. 2354 – Cost Reimbursement	This contract clause provides for efficient and standardized terms and processes for indemnification across DoD. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.235-7002, Animal Welfare	This contract clause ensures contractors are aware of and comply with certain laws and regulations regarding the proper treatment of animals. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.235-7004, Protection of Human Subjects	This contract clause addresses the ethical treatment of persons while conducting research. No changes to it are currently required to comply with the regulatory reform effort.

48 CFR 252.237-7010, Prohibition on Interrogation of Detainees by Contractor Personnel	This contract clause provides that interrogations are to be conducted by appropriately qualified Government personnel. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.237-7019, Training for Contractor Personnel Interacting with Detainees	This contract clause is intended to ensure the humane treatment of detainees, as well as the safety and security of both detainees and Government personnel. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.237-7022, Services at Installations Being Closed	This contract clause supports on-going Base Realignment and Closure actions. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.239-7013, Obligation of the Government	This contract clause addresses the Government's liability for payment in telecommunication contracts, which can span decades. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.247-7026, Evaluation Preference for Use of Domestic Shipyards-Applicable to the Carriage of Vessel for DoD Cargo in the Coastwise or Noncontiguous Trade	The contract objective of this provision is to maintain a strong national ship repair industrial base by providing an evaluation preference to those offerors who utilize U.S. shipyards for their overhaul, repair and maintenance work. No changes to it are currently required to comply with the regulatory reform effort.
48 CFR 252.247-7028, Application for U.S. Government Shipping Documentation/Instructions	This contract clause is used to provide clear direction to contractors on the acceptable methods for obtaining instructions and bills of lading. No changes to it are currently required to comply with the regulatory reform effort.
TOTAL RULES FOR RETAINMENT: 39	