



DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Chapter 1

[Docket No. FAR-2021-0051, Sequence No. 3]

Federal Acquisition Regulation; Federal Acquisition

Circular 2021-06; Small Entity Compliance Guide

AGENCY: Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Small Entity Compliance Guide.

SUMMARY: This document is issued under the joint authority of DOD, GSA, and NASA. This *Small Entity Compliance Guide* has been prepared in accordance with section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996. It consists of a summary of the rules appearing in Federal Acquisition Circular (FAC) 2021-06, which amends the Federal Acquisition Regulation (FAR). Interested parties may obtain further information regarding these rules by referring to FAC 2021-06, which precedes this document.

DATES: [Insert date of publication in the **FEDERAL REGISTER**].

ADDRESSES: The FAC, including the SECG, is available via the internet at <https://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: For clarification of content, contact the analyst whose name appears in the table below. Please cite FAC 2021-06 and the FAR Case number. For information pertaining to status or publication schedules, contact the Regulatory Secretariat Division at 202-501-4755 or *GSARegSec@gsa.gov*. An asterisk (*) next to a rule indicates that a regulatory flexibility analysis has been prepared.

Rules Listed in FAC 2021-06

<i>Item</i>	<i>Subject</i>	<i>FAR Case</i>	<i>Analyst</i>
*I	Analysis for Equipment Acquisitions	2019-001	Jackson
*II	Application of Micro-purchase Threshold to Task and Delivery Orders	2020-004	Jackson
III	Technical Amendments		

SUPPLEMENTARY INFORMATION: Summaries for each FAR rule follow. For the actual revisions and/or amendments made by these FAR rules, refer to the specific item numbers and subjects set forth in the documents following these item summaries. FAC 2021-06 amends the FAR as follows:

Item I—Analysis for Equipment Acquisitions (FAR Case 2019-001)

This final rule amends the FAR to implement section 555 of the FAA Reauthorization Act of 2018 (Pub. L. 115-254). Section 555 requires an agency to acquire equipment using the method of acquisition that is most advantageous to the Government based on a case-by-case analysis. The

methods of acquisition to be considered include purchase, short-term rental or lease, long-term rental or lease, interagency acquisition, and agency acquisition agreements, if applicable, with a state or local government. The case-by-case analysis is of comparative costs and other factors, to include the factors in FAR section 7.401.

Item II—Application of Micro-purchase Threshold to Task and Delivery Orders (FAR Case 2020-004)

This final rule amends the FAR to implement section 826 of the National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2020 (Pub. L. 116-92), which increases the threshold for requiring fair opportunity on orders under multiple-award contracts from \$2,500 to the “micro-purchase threshold”. The threshold at FAR 16.505 is currently \$3,500, as a result of inflation adjustments in accordance with FAR 1.109. The micro-purchase threshold is currently \$10,000. This change applies the word-based threshold to ensure continued alignment with any future changes to the thresholds. This final rule will not have a significant economic impact on a substantial number of small entities.

Item III—Technical Amendments

Editorial changes are made at FAR 11.201, 19.102, 19.201, 19.702, 19.812, 22.805, 26.201, 42.203, 52.211-2, 52.212-1, 52.212-5, 52.213-4, 52.222-8, 52.244-6, and 53.236-2.

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