

SUBCHAPTER D—SOCIOECONOMIC PROGRAMS

**PART 823— ENVIRONMENT, ENERGY AND WATER EFFICIENCY,
RENEWABLE ENERGY TECHNOLOGIES, OCCUPATIONAL SAFETY, AND
DRUG-FREE WORKPLACE**

(Added 9/30/2019)

Subpart 823.1—Sustainable Acquisition Policy

Sec.

823.103-70	Policy.
823.103-71	Solicitation provision.

Subpart 823.3—Hazardous Material Identification and Material Safety Data

823.300	Scope of subpart.
823.303-70	Contract clause.

Authority: 40 U.S.C. 121(c); 41 U.S.C. 1702; and 48 CFR 1.301-1.304.

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PART 823—Environment, Energy and Water Efficiency, Renewable Energy Technologies, Occupational Safety, and Drug-Free Workplace

Subpart 823.1—Sustainable Acquisition Policy

823.103-70 Policy.

(a) For new contracts and orders above the micro-purchase threshold, contracting officers may insert a solicitation provision to include an evaluation factor for an offeror's Sustainable Acquisition Plan.

(b) When a solicitation includes the provision at [852.223-70](#), Instruction to Offerors—Sustainable Acquisition Plan, offerors shall include a Sustainable Acquisition Plan in their technical proposal addressing the sustainable products and services for delivery under any resulting contract.

823.103-71 Solicitation provision.

The contracting officer shall insert the provision at [852.223-70](#), Instruction to Offerors—Sustainable Acquisition Plan, in solicitations above the micro-purchase threshold.

Subpart 823.3—Hazardous Material Identification and Material Safety Data

823.300 Scope of subpart.

This subpart provides a contract clause for use in administering safety and health requirements.

823.303-70 Contract clause.

The contracting officers shall insert clause [852.223-71](#), Safety and Health, in solicitations and contracts that involve hazardous materials or hazardous operations for the following types of requirements:

- (1) Research, development, or test projects.
- (2) Transportation of hazardous materials.
- (3) Construction.

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