

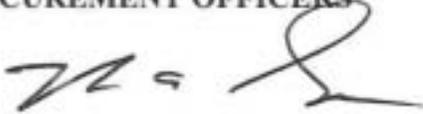


DEPARTMENT OF THE TREASURY  
WASHINGTON, D.C. 20220

Acquisition Bulletin (AB)  
No. 11-001  
November 19, 2010

MEMORANDUM FOR BUREAU CHIEF PROCUREMENT OFFICERS

FROM:

Thomas A. Sharpe, Jr.   
Senior Procurement Executive  
Office of the Procurement Executive

SUBJECT:

**Class Deviation, Federal Acquisition Regulation (FAR) 52.209-8,  
Updates of Information Regarding Responsibility Matters**

**Purpose:** This Acquisition Bulletin (AB) forwards the Civilian Agency Acquisition Council (CAAC) Letter No. 2011-01 authorizing deviation from FAR 52.209-8 with respect to contractor reporting of information to the Federal Awardee Performance and Integrity Information System (FAPIS), and provides the revised text of FAR 52.209-8 that is to be used in all Treasury contracts under this Class Deviation.

**Effective Date:** Effective upon issuance.

**Expiration Date:** This AB will expire when the FAR amendment revising FAR 52-209-8 to allow public access to all information posted in FAPIS, except past performance reviews, becomes effective.

**Background:** Public Law 111-212 requires information in FAPIS, except past performance reviews, to now reside on a publicly available website. This is a major change from the currently existing rule which contains a statement to contractors that data posted in FAPIS will not be made public, except information releasable under the Freedom of Information Act. A revision to FAR 52-209-8 is required to reflect this change from restricted to public access.

**Required Bureau Action:**

1. In accordance with the CAAC letter, Consultation for Class Deviation, Public Access to Information in the Federal Awardee Performance and Integrity Information System (FAPIS), and FAR 52.209-8, Updates of Information Regarding Responsibility Matters, insert the attached revised text in lieu of the current FAR text in solicitations and contracts.
2. Await the issuance of a new FAPIS interim rule, expected to be issued in December 2010, that will contain instructions to contracting officers on modifying existing contracts that contain the current FAR clause.

**Additional Information:**

Notification to Bureau procurement offices will be provided when the FAR amendment to revise FAR 52.209-8 is published.

Questions about this AB may be directed to Fernando Tonolete at [fernando.tonolete@do.treas.gov](mailto:fernando.tonolete@do.treas.gov) , telephone (202) 622-6416.

**Attachments:**

- (1) CAAC letter dated October 14, 2010, Consultation for Class Deviation, Public Access to Information in FAPIIS
- (2) FAR 52.209-8 Deviation Clause for Insertion