

# Federal Acquisition Regulations (FAR)

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**Subchapter D, Part 23-**  
ENVIRONMENT, CONSERVATION,  
OCCUPATIONAL SAFETY, AND DRUG-  
FREE WORKPLACE

# What's in the FAR?

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- **Subchapter D, Part 23-** ENVIRONMENT CONSERVATION, OCCUPATIONAL SAFETY, AND DRUG-FREE WORKPLACE
  - **23.403 Policy-** Government policy on the use of recovered materials considers cost, availability of competition, and performance. The objective is to acquire competitively, in a cost-effective manner, products that meet reasonable performance requirements and that are composed of the highest percentage of recovered materials practicable
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# What's in the FAR?

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- **23.703 Policy**- Government policy on the acquisition of environmentally preferable and energy efficient products and services. Promotes cost-effective waste reduction and consideration of biobased products.
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# What's in the FAR?

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- **New FAR 23.202** The Government's policy is to acquire supplies and services that promote energy and water efficiency, advance the use of renewable energy products, and help foster markets for emerging technologies. This policy extends to all acquisitions, including those below the simplified acquisition threshold.
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## What's in the FAR?

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- Think green from the start of an acquisition.
  - **Part 7.105(b)(16)** requires written acquisition plans to:  
“discuss all applicable environmental and energy conservation objectives associated with the acquisition...”
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# What's in the FAR?

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- The FAR now requires agencies to consider use of recovered materials, environmentally preferable purchasing criteria developed by EPA, and environmental objectives when developing specifications and standards describing government requirements and developing **source selection** factors.
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# What's in the FAR?

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- Our minimum need is for 30% postconsumer content printing and office paper (However, 100% is available):
    - Offer documents
    - Reports and studies
    - Training materials
    - Publications
    - Financial and technical progress reports
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# What's in the FAR?

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- The green purchasing requirements apply to:
    - Direct purchases of products
    - Products supplied or used in the performance of a contract
    - Micro-purchases
    - Simplified acquisitions
    - Purchases of commercial items
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# What's in the FAR?

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- ❑ When buying green, we can use detailed scopes of work or performance-based contracting.
  - ❑ Performance-based contracting was used successfully to incorporate green elements into the Pentagon renovations
  - ❑ EPA/GSA incorporated numerous green element in a spec building for Potomac Yards I & II
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# FAR Clauses

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- **For recycled content paper:**
    - **52.204-4 Printed or Copied Double-Sided on Recycled Paper**
  - **For affirmative procurement:**
    - **52.223-4 Recovered Materials Certification**
    - **52.223-9 Certification and Estimate of Percentage of Recovered Material Content for EPA CPG Designated Items**
      - (Use only on contracts exceeding \$100,000.)
  - **For support services and O&M contractors:**
    - **FAR 52.223-10 Waste Reduction Program**
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## What parts of the solicitation will you green?

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- A – Solicitation/contract form
  - B – Supplies or services and prices/costs
  - C – Description/specifications/statement of work
  - D – Packaging and marking
  - E – Inspection and acceptance
  - F – Deliveries or performance
  - G – Contract administration data
  - H – Special contract requirements
  - I – Contract clauses
  - J – List of attachments
  - K – Reps and certifications
  - L – Instructions, conditions, and notices
  - M – Evaluation factors for award
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