

Federal Acquisition Regulation
Federal Acquisition Circular 2023-03 Summary of Rules
FAC 2023-03

<u>Item</u>	<u>Subject</u>	<u>FAR Case</u>
I	Removal of FAR Subpart 8.5, Acquisition of Helium	2022-007
II	Exemption of Certain Contracts from the Periodic Inflation Adjustments to the Acquisition-Related Thresholds	2022-002
IV	Technical Amendments	

Item I — Removal of FAR Subpart 8.5, Acquisition of Helium (FAR Case 2022-007)

This final rule amends the FAR to implement the statutory expiration of the Federal Helium System in accordance with the Helium Stewardship Act of 2013 (Pub. L. 113–40). The Helium Stewardship Act required the disposal of the Federal Helium System by September 30, 2021. The Federal In-Kind Program ended a year later, on September 30, 2022. Agencies now procure helium on the open market as they do for other requirements.

Item II — Exemption of Certain Contracts from the Periodic Inflation Adjustments to the Acquisition-Related Thresholds (FAR Case 2022-002)

This final rule amends the FAR to add a new statutory exception for certain performance and payment bonds requirements for construction contracts to the already established list of acquisition-related thresholds not subject to escalation. These updates ensure that the current dollar thresholds are retained for performance and payment bonds as well as the threshold for alternatives to such bonds.

Item III — Technical Amendments

Administrative change is made at FAR 7.403.