

**Federal Acquisition Regulation  
Federal Acquisition Circular 2021-03 Summary of Rules  
FAC 2021-03**

<b><u>Item</u></b>	<b><u>Subject</u></b>	<b><u>FAR Case</u></b>
I	Violations of Arms Control Treaties or Agreements with the United States	2017-018
II	Lowest Price Technically Acceptable Source Selection Process	2018-016
III	Individual Sureties	2017-003
IV	Technical Amendments	

**Item I— Violations of Arms Control Treaties or Agreements with the United States (FAR Case 2017-018)**

This final rule amends the FAR to implement 22 U.S.C. 2593e, as added by section 1290 of the National Defense Authorization Act for Fiscal Year 2017 (Pub. L. 114–328). The final rule makes some technical edits from the interim rule published on June 15, 2018 clarifying the suspension and debarment remedies for determination of a false certification pursuant to 22 U.S.C. 2593e, and other minor edits.

**Item II— Lowest Price Technically Acceptable Source Selection Process (FAR Case 2018-016)**

This final rule amends the FAR to implement Section 880 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019. Specifically, this rule amends: (1) FAR part 15 to specify the criteria that must be met in order to include lowest price technically acceptable (LPTA) source selection criteria in a solicitation, and require solicitations predominantly for the acquisition of certain services and supplies to avoid the use of LPTA source selection criteria to the maximum extent practicable; and (2) FAR parts 12, 13, 16, and 37 to point to the text in FAR part 15, as applicable.

**Item III—Individual Sureties (FAR Case 2017-003)**

This final rule amends the FAR to implement section 874 of the National Defense Authorization Act for Fiscal Year 2016 (Pub. L. 114–92), codified at 31 U.S.C. 9310, Individual Sureties. This rule changes the kind of assets that an individual surety must pledge as security for an individual surety bond. A pledge of assets must consist only of eligible obligations, *i.e.*, public debt obligations of the United States Government.

**Item IV—Technical Amendments**

Editorial changes are made at FAR 2.101, 15.209, 17.502–1, 37.103, 52.212–3, 52.212–5, 52.213–4, 52.222–18, 52.223–3, 52.225–2, 52.225–4, 52.225–6, 52.225–9, 52.225–13, and 52.229–12.