

PART 932—CONTRACT FINANCING

Authority: 42 U.S.C. 7101 and 50 U.S.C. 2401

Source: 49 FR 12011, Mar. 28, 1984, unless otherwise noted.

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Parent topic: [SUBCHAPTER E—GENERAL CONTRACTING REQUIREMENTS](#)

932.000 Scope.

~~This part implements and supplements FAR Part 32 for Department of Energy (DOE) and National Nuclear Security Administration (NNSA) acquisitions. All FAR references in this part are to be read as implemented through the DOE and NNSA class deviations that implemented the Revolutionary FAR Overhaul at DOE and NNSA.~~

932.006 [Reserved]Reduction or suspension of contract payments upon finding of fraud.

932.006-4 [Reserved]Procedures.

~~(a) The remedy coordination official shall follow the procedures identified in 48 CFR 32.006-4.~~

~~(b) [Reserved]~~

Subpart 932.1—Financing for Other Than a Commercial PurchaseNon-Commercial Item Purchase Financing

932.102 Description of contract financing methods.

~~(e)(2) The Head of the Contracting Activity (HCA) may approve Pprogress payments based on a percentage or stage of completion may be authorized by the Head of the Contracting Activity when a determination is made if it is determined that progress payments based on costs is notcan not be practically employed and that there are adequate safeguards in placeprovided for the to properly administration of such progress payments based on a percentage or stage of completion.~~

Subpart 932.3—Loan Guarantees for Defense Production

932.304 Procedures.

932.304-2 Certificate of eligibility.

(h) Only the Secretary or a designated official for this purpose may approve or send Guaranteed loan applications ~~shall be authorized and transmitted~~ to the Federal Reserve Bank ~~only by the Secretary or designee specified for that purpose.~~

Subpart 932.4—Advance Payments for ~~Non-Other Than~~ Commercial ~~Items~~Acquisitions

932.402 General.

(e)(1) The ~~Head of the Contracting Activity~~HCA, or a designated official, ~~ee shall have the is~~ responsibility ~~city and authority~~ for making findings and determinations; and ~~for approving at of~~ contract terms concerning advance payments.

(2) Before ~~authorizing approving~~ any advance payment arrangements, the approving official ~~should shall~~ obtain input and the advice, ~~and other inputs of from~~ the servicing finance office.

932.407 Interest.

(d)(4) Advance payments ~~may can~~ be made without charging interest under cost-reimbursement contracts for construction or engineering services.

Subpart 932.5—Progress Payments Based on Costs

932.501 General

932.501-2 Unusual progress payments.

(a)(3) For the Department of Energy (DOE), the ~~Head of the Contracting Activity~~HCA will shall forward all favorable requests ~~which are considered favorable~~, with supporting information, to the DOE Senior Procurement Executive (SPE), who will approve or deny the request; after coordination with the Chief Financial Officer, Headquarters, ~~will approve or deny the request~~. For NNSA, the NNSA ~~Senior Procurement Executive~~SPE will coordinate with the NNSA Chief Financial Officer before approving or denying the request.

(d) Requests for unusual progress payments will not be considered ~~as a disadvantage handicap or adverse factor in the award of a contract proposal evaluation, as long as provided~~ the bid or proposal is not conditioned on approval of such request.

Subpart 932.6—Contract Debts

932.602 Responsibilities.

The ~~Department of Energy (DOE)~~ contracting officer ~~has primary~~ is responsibility for determining the amount of contract debt owed to the Government and notifying the ~~cognizant servicing~~ finance office of ~~such the~~ debt ~~due the Government~~. The servicing ~~DOE~~ finance office ~~making that processes contract~~ payments ~~under the contract has primary~~ is responsibility for collecting the debt ~~collection~~.

Subpart 932.8—Assignment of Claims

932.803 Policies.

(d) ~~In the case of~~ For prime contracts, ~~when it has been if~~ DOE determines ~~ed~~ that ~~the contract~~ financing ~~of contracts~~ will help achieve ~~be facilitated in the interest of DOE programs goals~~, it is ~~DOE the~~ policy ~~of DOE~~ that ~~these such~~ contracts provide ~~include~~, or be amended without consideration (see Assignment of Claims Act of 1940) to provide ~~state~~, consistent in conformance with 48 CFR FAR 32.804, that payments to ~~be made to~~ an assignee will ~~shall~~ not be subject to ~~reduction~~ or offset ~~off~~. ~~In the case of~~ For subcontracts, ~~when if contract financing (e.g., loans) is provided for~~ are made for the purpose of financing performance of subcontracts work under DOE prime contracts, financing institutions or the Government (when acting ~~as guarantor~~) ~~in those instances in which such loans are guaranteed~~ should not be exposed ~~required~~ to the incur risks of losing funds ~~because by reason of possible diversion of~~ assigned subcontracts proceeds ~~for payments are diverted to cover unrelated of other~~ claims ~~of by~~ the prime contractor against the borrower, otherwise unrelated to the assigned subcontracts. The ~~Head of the Contracting Activity HCAs shall~~ must ensure ~~require the adoption of that these policies and practices by~~ DOE prime contractors apply these policies with respect to their ~~DOE~~ subcontracts work. If a DOE contractor refuses to follow these policies, ~~the HCA~~ Head of the Contracting Activity should notify ~~inform~~ the Chief Financial Officer, Headquarters of each DOE contractor who is unwilling to adopt policies consistent with this paragraph and with the reasons given into support ~~of~~ the contractor's position.

Subpart 932.9—Prompt Payment

932.970 Implementing DOE policies and procedures.

(a) Invoice payments—

(1) *Contract settlement date.* For ~~cost-reimbursement contracts, the effective date of contract settlement is the date of the final contract modification that confirms the settlement and closes out the contract. This date is to be used for purposes of~~ determining any interest penalties ~~under cost-type contracts, the effective date of contract settlement shall be the effective date of the final contract modification issued to acknowledge contract settlement and to close out the contract.~~

(2) *Constructive acceptance periods.* ~~Where~~ If the contracting officer determines, in writing, ~~on a case-by-case basis, that it DOE is cannot~~ reasonably or feasible for DOE to ~~perform complete~~ the acceptance or approval ~~function~~ within the standard ~~timeframe period,~~ the contracting officer ~~may should~~ ~~sets~~ specify a longer constructive acceptance or approval period, ~~as appropriate. This decision should~~ ~~consider~~ factors ~~such as~~ ~~ations include, but are not limited to,~~ the ~~nature type~~ of supplies or services ~~involved, geographical site~~ location, inspection and testing requirements, shipping and acceptance terms, and available DOE resources.

(b) *Accelerated payments to limit contractor working capital requirements.* ~~Contracting Officers may specify~~ A payment due dates ~~that are less shorter~~ than the standard under the Prompt Payment Act ~~may be set, if it is when a~~ ~~determined~~ ~~edation is made,~~ in writing, on a case-by-case basis, that a shorter ~~contract financing~~ payment cycle will ~~be~~ ~~benefiteial~~ to the Government by reducing the contractor's working capital requirements. In such cases, the ~~Contracting Officer~~ should coordinate with ~~the~~ finance and program officials ~~that will be~~ involved in the payment process to ensure that the ~~contract~~ payment terms ~~to be specified~~ ~~included~~ in solicitations and resulting contracts ~~awards will~~ provide sufficient time ~~to properly~~ ~~for officials to perform an appropriate~~ review of the invoices before ~~they are~~ ~~payment~~ ~~id.~~ Consideration should be given to geographical ~~separation~~ ~~distance,~~ workload, ~~the~~ contractor's ability to submit ~~a~~ proper ~~invoices~~ ~~request,~~ and other factors that could affect timing of payment. ~~If the contract specifies payment due dates that are earlier than those required by the Prompt Payment Act, it must also allow the contracting officer to unilaterally authorize additional time if needed to properly review invoices before payment. However,~~ ~~p~~ Payment due dates that are less than ~~seven~~ 7 days for progress payments or less than 14 days for interim payments on cost-~~reimbursement~~ ~~type~~ contracts are not authorized. ~~In all cases whereby the contract specifies payment due dates that are sooner than those required under the relevant prompt payment requirements, the contract will permit the Contracting Officer to unilaterally authorize additional time for review of invoices if needed to perform an adequate review of those invoices prior to payment.~~

932.971 Electronic submission of invoices/vouchers.

In general, ~~Contracting Officer~~ officers should insert the clause at 952.232-7, Electronic Submission of Invoices/Vouchers, in contracts. ~~However,~~ ~~If needed,~~ ~~approve~~ ~~alternate~~

methods of submission after consultation with the Office of the Chief Financial Officer;
~~the Contracting Officer may approve alternate methods of submission.~~

PART 952—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

Authority: 42 U.S.C. 2201; 2282a; 2282b; 2282c; 42 U.S.C. 7101 50 U.S.C. 2401

Source: 49 FR 12042, Mar. 28, 1984, unless otherwise noted.

[Subpart 952.2—Text of Provisions and Clauses](#)

[952.232-7 Electronic submission of invoices/vouchers.](#)

952.232-7 Electronic submission of invoices/vouchers.

As prescribed at 932.971, insert the following clause:

Electronic Submission of Invoices/Vouchers [~~December 2024~~](~~DEVIATION MAY 2026~~)

Contractors ~~shall will~~ submit vouchers electronically ~~through using~~ the ~~DOE CFO Office of Finance and Accounting's Oak Ridge Financial Service Center's (ORFSC)~~ Vendor Inquiry Payment Electronic Reporting System (VIPERS). VIPERS allows vendors to submit vouchers, attach supporting documentation and check ~~the~~ payment status of any voucher submitted to ~~the~~ DOE. Instructions ~~concerning contractor for~~ enrolling ~~ment~~ and ~~use using~~ of VIPERS ~~can be found are~~ available at <https://vipers.doe.gov>.

(End of clause)