

Part 823 - Environment, Energy and Water Efficiency, Renewable Energy Technologies, Occupational Safety, and Drug-Free Workplace

Subpart 823.1—Sustainable Acquisition Policy

Sec.

[823.103-70](#) Policy.

[823.103-71](#) Solicitation provision.

Subpart 823.3—Hazardous Material Identification and Material Safety Data

[823.300](#) Scope of subpart.

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AUTHORITY: 40 U.S.C. 121(c); 41 U.S.C. 1702; and 48 CFR 1.301-1.304.

Subpart 823.103 - Sustainable Acquisition Policy

823.103-70 Policy.

(a) For new contracts and orders above the micro-purchase threshold, contracting officers may insert a solicitation provision to include an evaluation factor for an offeror's Sustainable Acquisition Plan.

(b) When a solicitation includes the provision at [852.223-70](#), Instruction to Offerors–Sustainable Acquisition Plan, offerors shall include a Sustainable Acquisition Plan in their technical proposal addressing the sustainable products and services for delivery under any resulting contract.

823.103-71 Solicitation provision.

The contracting officer shall insert the provision at [852.223-70](#), Instruction to Offerors–Sustainable Acquisition Plan, in solicitations above the micro-purchase threshold.

Subpart 823.300 - Hazardous Material Identification and Material Safety Data

823.300 Scope of subpart.

This subpart provides a contract clause for use in administering safety and health requirements.

823.303-70 Contract clause.

Contracting officers shall insert clause [852.223-71](#), Safety and Health, in solicitations and contracts that involve hazardous materials or hazardous operations for the following types of requirements:

- (1) Research, development, or test projects.
- (2) Transportation of hazardous materials.

(3) Construction.