

Wolf 2/20/20 DHS Border Barrier Legal Waiver

All eleven statutes/regulations waived with this proclamation are new, none were previously included among the 51 statutes previously waived from 2005 to 2019 by DHS Secretaries Chertoff, Kelly, Duke, Nielsen, or McAleelan. For additional information on DHS Border Barrier Legal Waivers see separate handout available at link below.

<https://www.federalregister.gov/documents/2020/02/20/2020-03452/determination-pursuant-to-the-illegal-immigration-reform-and-immigrant-responsibility-act-of-1996>

52) 10 U.S.C. 2304 [Contracts: competition requirements]
<https://www.law.cornell.edu/uscode/text/10/2304>

53) 10 U.S.C. 2304c [Task and delivery order contracts: orders]
<https://www.law.cornell.edu/uscode/text/10/2304c>

54) 10 U.S.C. 2306a [Cost or pricing data: truth in negotiations]
<https://www.law.cornell.edu/uscode/text/10/2306a>

55) 10 U.S.C. 2305(a)-(c), (e)-(f) [Contracts: planning, solicitation, evaluation, and award procedures]
<https://www.law.cornell.edu/uscode/text/10/2305>
[not incl. "(d)" a suggestion on proposal to include component parts]
[not incl. "(g) Prohibition on Release of Contractor Proposals"]

56) Section 813 of Public Law 114-328, as amended by Section 822 of Public Law 115-91
[Use of Lowest Price Technically Acceptable Source Selection Process]
<https://www.congress.gov/114/plaws/publ328/PLAW-114publ328.pdf> [.pdf pp. 272-273]
<https://www.congress.gov/115/plaws/publ91/PLAW-115publ91.pdf> [.pdf p. 183]

57) 15 U.S.C. 657q [Consolidation of contract requirements]
<https://www.law.cornell.edu/uscode/text/15/657q>

58) 48 CFR 17.205 [Documentation]
<https://www.law.cornell.edu/cfr/text/48/17.205>

59) 48 CFR 17.207 [Exercise of options]
<https://www.law.cornell.edu/cfr/text/48/17.207>


60) 10 U.S.C. 2305a(b)-(e) [Design-build selection procedures]
<https://www.law.cornell.edu/uscode/text/10/2305a>
[not incl. "(f) Special Authority for Military Construction Projects."]

61) 48 CFR 22.404-5 [Expiration of project wage determinations]
<https://www.law.cornell.edu/cfr/text/48/22.404-5>

62) } 48 CFR 28.102-1(c)
[requirement for bonds, alternative payment protection,
and/or any necessary reinsurance agreements]
<https://www.law.cornell.edu/cfr/text/48/28.102-1>

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