

## 22.1310 Solicitation provision and contract clauses.

(a)

(1) Insert the clause at [52.222-35](#), Equal Opportunity for Veterans, in *solicitations* and contracts if the expected value is \$150,000 or more, except when-

(i) Work is performed outside the *United States* by employees recruited outside the *United States*; or

(ii) The Director, Office of Federal Contract Compliance Programs of the U.S. Department of Labor, has waived, in accordance with [22.1305\(a\)](#), or the *head of the agency* has waived, in accordance with [22.1305\(b\)](#), all of the terms of the clause.

(2) If the Director, Office of Federal Contract Compliance Programs of the U.S. Department of Labor, or the *head of the agency* waives one or more (but not all) of the terms of the clause, use the basic clause with its *Alternate I*.

(b) Insert the clause at [52.222-37](#), Employment Reports on Veterans, in *solicitations* and contracts containing the clause at [52.222-35](#), Equal Opportunity for Veterans.

(c) Insert the provision at [52.222-38](#), Compliance with Veterans' Employment Reporting Requirements, in *solicitations* when it is anticipated the contract award will exceed the *simplified acquisition threshold* and the contract is not for *acquisition of commercial products or commercial services*.

**Parent topic:** [Subpart 22.13 - Equal Opportunity for Veterans](#)