

## 23.404 Environmental management systems.

Agencies *may* implement an *environmental* management system (EMS) when it aligns with and supports its agency's mission needs and facilitates implementation and progress toward [E.O. 14057](#) goals. If an agency uses an EMS for contractor operation of Government-owned or -leased facilities or vehicles, and contractor activities affect the agency's *environmental* management aspects—

(a) EMS requirements *shall* be included in contracts to ensure proper implementation and execution of EMS roles and responsibilities; and

(b) The *contracting officer shall*—

(1) Specify the EMS directives with which the contractor *must* comply; and

(2) Ensure contractor compliance to the same extent as the agency would be required to comply if the agency operated the facilities or vehicles.

**Parent topic:** [Subpart 23.4 - Pollution Prevention, Environmental Management Systems, and Waste Reduction](#)