

# PART 2822 - APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITIONS

Authority: 28 U.S.C. 510; 40 U.S.C. 486(c); 28 CFR 0.75(j) and 0.76(j).

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**Parent topic:** SUBCHAPTER D - SOCIOECONOMIC PROGRAMS

## **Subpart 2822.1 - Basic Labor Policies**

### **2822.101 Labor relations.**

#### **2822.101-70 Domestic violence, sexual assault, and stalking.**

Contracting officers shall insert the clause, JAR 2852.222-70 Domestic Violence, Sexual Assault, and Stalking, in every written solicitation when services will be performed in whole or in part on DOJ premises.

### **2822.103 Overtime.**

#### **2822.103-4 Approvals.**

During contract performance, contractor requests for overtime exceeding the amount authorized in paragraph (a) of the clause at FAR 52.222-2, Payment for Overtime Premiums, must be approved at a level above the contracting officer. Such approval should be reflected by the signature of the approving official on the contracting officer's written determination made in accordance with FAR 22.103-4.

## **Subpart 2822.3 - Contract Work Hours and Safety Standards Act**

### **2822.302 Liquidated damages and overtime pay.**

The authority to make the determination prescribed in FAR 22.302(c) is delegated to the HCA, or designee.

## **Subpart 2822.4 - Labor Standards for Contracts Involving Construction**

## **2822.406 Administration and enforcement.**

### **2822.406-8 Investigations.**

The contracting officer shall prepare and forward reports of violations under FAR 22.406-8(d)(1) to the HCA or designee at a level at or above the BPC. That official shall be responsible for processing the report in accordance with FAR 22.406-8(d)(2).

### **2822.406-12 Cooperation with the Department of Labor.**

Any information furnished to the Department of Labor, as required by FAR 22.406-12(a), shall be submitted through the HCA, or designee.

## **Subpart 2822.6 - Contracts for Materials, Supplies, Articles, and Equipment Exceeding \$15,000**

### **2822.604 Exemptions.**

#### **2822.604-2 Regulatory exemptions.**

The SPE is the agency head for the purposes of FAR 22.604-2(b)(1).

## **Subpart 2822.8 - Equal Employment Opportunity**

### **2822.803 Responsibilities.**

The SPE is the agency head for the purposes of FAR 22.803(c).

### **2822.807 Exemptions.**

The SPE is the agency head for the purposes of FAR 22.807(a)(1).

### **2822.807-70 Cooperation in equal employment opportunity investigations.**

The contracting officer shall insert the clause at FAR 52.222-70, Contractor Cooperation in Equal Employment Opportunity Investigations, in solicitations, contracts, and orders that include the clause at FAR 52.222-26, Equal Opportunity.

## **Subpart 2822.13 - Equal Opportunity for Veterans**

### **2822.1305 Waivers.**

All requests for waiver of the terms of FAR 52.222-35 pursuant to FAR 22.1310(a)(1)(ii) or (a)(2) shall be forwarded from the HCA or designee to OAM, JMD, for review and approval by the AG.

### **2822.1310 Solicitation provisions and contract clauses.**

The SPE is the agency head for the purposes of FAR 22.1310(a)(1)(ii) and (a)(2).

## **Subpart 2822.14 - Employment of Workers With Disabilities**

### **2822.1403 Waivers.**

The SPE is the agency head for the purposes of FAR 22.1403(b).

### **2822.1408 Contract clause.**

The SPE is the agency head for the purposes of FAR 22.1408(a)(2).

## **Subpart 2822.15 - Prohibition of Acquisition of Products Produced by Forced or Indentured Child Labor**

### **2822.1503 Procedures for acquiring end products on the List of Products Requiring Contractor Certification as to Forced or Indentured Child Labor.**

The contracting officer shall refer to the DOJ Inspector General for investigation, under FAR 22.1503(e), any matters relating to that section.