

3.900 Scope of subpart.

This subpart implements various statutory whistleblower programs. This subpart does not implement [10 U.S.C. 4701](#), which is applicable only to DoD, NASA, and the Coast Guard.

(a) [41 U.S.C. 4712](#) is implemented in 3.900 through [3.906](#). These sections do not apply to—

(1) DoD, NASA, and the Coast Guard; or

(2) Any element of the intelligence community, as defined in section 3(4) of the National Security Act of 1947 ([50 U.S.C. 3003\(4\)](#)). Sections 3.900 through [3.906](#) do not apply to any disclosure made by an employee of a contractor or *subcontractor* of an element of the intelligence community if such disclosure—

(i) Relates to an activity of an element of the intelligence community; or

(ii) Was discovered during contract or *subcontract* services provided to an element of the intelligence community.

(b) Section 743 of Division E, Title VII, of the Consolidated and Further Continuing Appropriations Act, 2015 ([Pub. L. 113-235](#)) and its successor provisions in subsequent appropriations acts (and as extended in continuing resolutions), is implemented in [3.909](#), which is applicable to all agencies.

(c) Section [3.907](#) of this subpart implements section 1553 of the American Recovery and Reinvestment Act of 2009 ([Pub. L. 111-5](#)), and applies to all contracts funded in whole or in part by that Act.

Parent topic: [Subpart 3.9 - Whistleblower Protections for Contractor Employees](#)