

CLIENT ALERT

Foreign Governments Join the Commercial Item Party

May 20, 2019

On May 9, 2019, the FAR Council issued a proposed rule, which would amend the “nondevelopmental item” prong of the commercial item definition to include competitive sales to “multiple foreign governments” (in addition to sales to state and local governments, which the definition already includes). Comments on the proposed rule, which implements Section 847 of the National Defense Authorization Act for Fiscal Year 2018, are due July 9, 2019.

For more information, please contact the professional(s) listed below, or your regular Crowell & Moring contact.

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