

**22.606–22.607**

that contractor the same as employees of contractors operating privately owned facilities.

(5) Indefinite-delivery contracts, including basic ordering agreements and blanket purchase agreements, are subject to the Act unless it can be determined in advance that the aggregate amount of all orders estimated to be placed thereunder for 1 year after the effective date of the agreement will not exceed \$10,000. A determination shall be made annually thereafter if the contract or agreement is extended, and the contract or agreement modified if necessary.

(b) [Reserved]

**22.606–22.607 [Reserved]**

**22.608 Procedures.**

(a) *Award.* When a contract subject to the Act is awarded, the contracting officer, in accordance with regulations or instructions issued by the Secretary of Labor and individual agency procedures, shall furnish to the contractor DOL publication WH-1313, Notice to Employees Working on Government Contracts.

(b) *Breach of stipulation.* In the event of a violation of a stipulation required under the Act, the contracting officer shall, in accordance with agency procedures, notify the appropriate regional office of the DOL, Wage and Hour Division (see 29 CFR part 1, Appendix B), and furnish any information available.

[61 FR 67411, Dec. 20, 1996, as amended at 71 FR 36932, June 28, 2006]

**22.609 [Reserved]**

**22.610 Contract clause.**

The contracting officer shall insert the clause at 52.222–20, Walsh-Healey Public Contracts Act, in solicitations and contracts covered by the Act (see 22.603, 22.604, and 22.605).

[61 FR 67411, Dec. 20, 1996]

**Subpart 22.7 [Reserved]**

**48 CFR Ch. 1 (10–1–06 Edition)**

**Subpart 22.8—Equal Employment Opportunity**

**22.800 Scope of subpart.**

This subpart prescribes policies and procedures pertaining to non-discrimination in employment by contractors and subcontractors.

[48 FR 42258, Sept. 19, 1983, as amended at 63 FR 70283, Dec. 18, 1998]

**22.801 Definitions.**

As used in this subpart—

*Affirmative action program* means a contractor's program that complies with Department of Labor regulations to ensure equal opportunity in employment to minorities and women.

*Compliance evaluation* means any one or combination of actions that the Office of Federal Contract Compliance Programs (OFCCP) may take to examine a Federal contractor's compliance with one or more of the requirements of E.O. 11246.

*Contractor* includes the terms "prime contractor" and "subcontractor."

*Deputy Assistant Secretary* means the Deputy Assistant Secretary for Federal Contract Compliance, U.S. Department of Labor, or a designee.

*Equal Opportunity clause* means the clause at 52.222–26, Equal Opportunity, as prescribed in 22.810(e).

*E.O. 11246* means Parts II and IV of Executive Order 11246, September 24, 1965 (30 FR 12319), and any Executive order amending or superseding this order (see 22.802). This term specifically includes the Equal Opportunity clause at 52.222–26, and the rules, regulations, and orders issued pursuant to E.O. 11246 by the Secretary of Labor or a designee.

*Prime contractor* means any person who holds, or has held, a Government contract subject to E.O. 11246.

*Recruiting and training agency* means any person who refers workers to any contractor or provides or supervises apprenticeship or training for employment by any contractor.

*Site of construction* means the general physical location of any building, highway, or other change or improvement to real property that is undergoing