Part 5145 - Government Property

The official AFARS regulation resides on the Army's Knowledge Management Portal PAM. If you do not have CAC access to PAM, please visit the Army Contracting Enterprise's public facing website "Army Connect" at https://www.army.mil/armycontracting#org-afars. The AFARS will return to Acquisition.gov upon completion of the RFO.

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5145.000 Scope of part.

As used in this part—

“Accounting Requirements Code” (ARC)isa code assigned to each item of supply to identify its specific classification and the degree of accounting and control that must be applied at the user level. Logistics Support Activity assigns the accounting requirements code (ARC) using the ARC assignment criteria contained in DA Pam 708–2, Cataloging and Supply Management Data Procedures for the Army Enterprise Material Master.

“Nonexpendable”, as used in the definition of equipment at AR 735-5, Property Accountability Policies refers to an item that is not consumed in use and that retains its original identity during the period of use. These items have an ARC of “N” contained in the Federal Logistics Data Base (FEDLOG)

Subpart 5145.1 - General

5145.101 Definitions.

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5145.102 Policy.

(b) See AFARS 5145.103-70.

(e) The HCA shall make the determination at FAR 45.102(e). See Appendix GG for further delegation.

(4) *Government-furnished property identification.*

(ii)(B) The Assistant Secretary of the Army (Acquisition, Logistics and Technology) has the authority to determine exceptions to the item unique identification requirement to tag, mark and label items used to support a contingency operation, or to facilitate defense against or recovery from nuclear, biological, chemical or radiological attack as set forth in DFARS 245.102(4)(ii)(B). See Appendix GG for further delegation.

(C)*(1)(i)* The responsible Program Executive Officer shall execute the determination and findings for all ACAT I programs. See Appendix GG.

(ii) The HCA shall execute the determination and findings for all non-ACAT I programs. See Appendix GG for further delegation.

5145.103 General.

See AFARS PGI 5145.103(a)(6) for instructions associated with declaring excess property.

5145.103-70 Furnishing Government property to contractors.

(2) The Contracting officer shall ensure the Requiring Activity's documentation to support furnishing Government property for commercial services below the Simplified Acquisition Threshold (SAT), as defined in FAR 2.101, meets the requirements outlined in FAR 45.102 and DFARS PGI 245.103-70(2).

The Contracting officer shall include documentation received from the Requiring Activity which supports the decision to provide Government Property in the Paperless Contract File (PCF) Pre-award Section (i.e., Requirements Package folder), in accordance with AFARS 5104.8.

5145.103-72 Government-furnished property attachments to solicitations and awards.

(a) The requiring activity or Program Management Office (PMO) is responsible for initiating the GFP attachment in the GFP module.

(b) The Contracting officer is responsible for approving the GFP attachment in the GFP module.

5145.103-73 Government property under sustainment contracts.

(1) Contracting officers may accept alternate Data Item Description from that identified in the DFARS PGI 245.103-73, if the requiring activity so determines.

See AFARS PGI 5145.103-74(1)(a) for instructions associated with the use ofLogistics Management Program (LMP) and Total Asset Visibility at Contractor Locations (TAV-C).

5145.103-74 Contracting office responsibilities.

See AFARS PGI 5145.103-74 for instructions associated with documentation of Government Property

and recurring inventory reports.

5145.105 Contractor’s property management system compliance.

See AFARS PGI 5145.105 for instructions associated with the Contractor’s property management system compliance.

5145.107 Contract Clauses.

See AFARS PGI 5145.107 for instructions associated with the use of clauses in solicitations and contracts which include the use of GFP 5145.190.

5145.190-1 Leasing personal property.

(a) See Army Regulation 700-131 para 2-3 Government Furnished Equipment.

5145.190-2 Furnishing Government property after award.

See AFARS PGI 5145.190-2 for instructions associated with the Furnishing Government property after award.

Subpart 5145.2 - Solicitation and Evaluation ProceduresSolicitation and Evaluation Procedures

5145.201 Solicitation.

See AFARS PGI 5145.201 for instructions associated with the solicitation procedures.

5145.202 Evaluation Procedures.

See AFARS PGI 5145.202 for instructions associated with the evaluation procedures.

Subpart 5145.3 - Authorizing the Use and Rental of Government Property

5145.301 Use and rental.

(f) The HCA shall provide prior approval where non-Government use is expected to exceed 25 percent of the total use of Government and commercial work performed. See Appendix GG for further delegation.

5145.390 Documentation of Government property in contracts.

Contracting officers must ensure that changes to Government property made over time are reflected by modifications to the contract. Any changes to the GFP attachment over the life of the contract require both a contract modification and a GFP attachment update.

(a) Contracting officers must ensure that additions and deletions of GFP made over time are reflected by modifications to the contract and the GFP attachment within the PIEE module at least annually (see AFARS 5145.103-74 Contracting office responsibilities.

(b) Contracting officers shall ensure that the contract action report statement within Federal Procurement Data System – Next Generation (FPDS-NG) is annotated as “Transaction uses GFP” on the initial action and all subsequent contract modifications until all property is dispositioned.

Subpart 5145.4 - Title to Government Property

5145.402-70 Policy.

(a) See AFARS PGI 5145.402- 70 for instructions associated with Contractor Acquired Property (CAP).

(b) Requiring activities and accountable property officials shall obtain Government property records from the Procurement Integrated Enterprise Environment (PIEE) GFP module, including loss and disposition records.

Subpart 5145.5 - Support Government Property Administration

5145.570-90 Storage at the Governments expense.

The approval authority for determinations that contractor inventory may be stored at the Government’s expense for one year or more must be one level higher than the Contracting officer.

Subpart 5145.6 - Reporting, Reutilization, and Disposal

5145.605 Inventory disposal reports.

See AFARS PGI 5145.605 for instructions associated with Inventory disposal reports.