



## MEMORANDUM FOR THE NASA CONTRACTOR COMMUNITY

**SUBJECT:** Revoking of Executive Order (E.O.) 14042 *“Ensuring Adequate COVID Safety Protocols for Federal Contractors”*

On May 9, 2023, President Biden issued an Executive Order (E.O. referred to as “the Order” herein) on *Moving Beyond COVID-19 Vaccination Requirements for Federal Worker* which became effective at 12:01 am on May 12, 2023. It specifically revokes: 1) E.O. 14042 which had required certain parties contracting with the Federal Government to provide COVID-19 safeguards to their workers; and 2) E.O. 14043 which had required vaccination for Federal civilian employees.

In accordance with the Order, NASA may not take any action to enforce the requirements of E.O. 14042, and NASA will rescind any deviations, policies, or other guidance premised on E.O. 14042 and 14043. The September 30, 2021, FAR Council guidance entitled Issuance of Agency Deviations to Implement E.O. 14042, regarding agency issuance of deviations to the FAR to implement E.O. 14042, has also been revoked. As a result of this executive action, NASA Contracting Officers (COs) will:

- 1) remove the contract clause 52.223-99 Ensuring Adequate Covid-19 Safety Protocols For Federal Contractors (Deviation 21-03), and the “preamble” paragraph (if applicable), from all existing NASA contracts, including subcontracts, letter contracts, orders, blanket purchase agreements (BPAs), purchase orders, and other agreements. The clause and preamble language will be removed when the next modification is processed.
- 2) no longer include the clause and preamble language in solicitations or resulting contracts, orders, and BPAs.

Additionally, the Safer Federal Workforce Task Force has also revoked all prior guidance implementing Executive Orders 14042 and 14043. Federal agency workplace safety protocols for Federal buildings and Federally-controlled facilities still apply. Contractor employees working onsite in those facilities must still follow those Federal agency workplace safety protocols. For additional information on those protocols, go to <https://www.saferfederalworkforce.gov/>.

I appreciate your cooperation and continued commitment to safety and the NASA mission. Please direct any other questions concerning this letter to your cognizant NASA CO.

Karla Smith Jackson  
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