

## 23.404 Environmental management systems.

Agencies *may* implement an *environmental* management system (EMS) when it aligns with and supports its agency's mission needs and facilitates implementation and progress toward E.O. 14057 goals. If an agency uses an EMS for contractor operation of Government-owned or -leased facilities or vehicles, and contractor activities affect the agency's *environmental* management aspects—

(a) EMS requirements *shall* be included in contracts to ensure proper implementation and execution of EMS roles and responsibilities; and

(b) The *contracting officer shall*—

(1) Specify the EMS directives with which the contractor *must* comply; and

(2) Ensure contractor compliance to the same extent as the agency would be required to comply if the agency operated the facilities or vehicles.

**Parent topic:** Subpart 23.4 - Pollution Prevention, Environmental Management Systems, and Waste Reduction