



Washington, D.C. 20530

MAR 18 2003

MEMORANDUM FOR BUREAU PROCUREMENT CHIEFS

FROM: Eugene H. Schied
Procurement Executive

SUBJECT: DOJ Procurement Guidance Document 03-1
Procurements for Defense Against or Recovery from Terrorism or Nuclear,
Biological, Chemical, or Radiological Attack

Federal Acquisition Circular (FAC) 2001-12 amended the Federal Acquisition Regulation (FAR) in order to implement Sections 852 through 856 and Section 858 of the Homeland Security Act (Pub. L. 107-296). Those sections increase the amount of the micro-purchase threshold and the simplified acquisition threshold for procurements and provide streamlined procedures for acquisitions of supplies or services by or for an executive agency that, *as determined by the head of the executive agency*, are to be used to facilitate defense against or recovery from terrorism or nuclear, biological, chemical, or radiological attack. The special increased thresholds and authorities under the Act apply to acquisitions resulting from solicitations issued before November 25, 2003. This Document provides guidance for the use of this special authority.

Generally, within the Department, procurement authority vested in the Attorney General flows from the Attorney General to the heads of the major components as listed in Subpart 2801.601 of the Justice Acquisition Regulation. They in turn redelegate this authority to their procurement officials. In this case, however, because of its narrow and unique nature, use of this authority will be subject to the following restrictions:

1. Prior to use, exercise of this authority must receive written approval at a level above the contracting officer.
2. On a quarterly basis, the Bureau Procurement Chief will submit a summary report which identifies the total number of procurement actions and associated dollars pursuant to this authority. The report will contain a breakdown between the two categories of actions (micro purchases vs. simplified acquisitions) and may be submitted along with your quarterly FPDS submissions to the Procurement Policy and Review Group, Management and Planning staff, Justice Management Division.

Please make this information available to your staff and add this document to your collection of DOJ Procurement Guidance Documents. Questions about this guidance should be directed to H.B. Myers at 202/616-3758.