



Headquarters Policy Flash

FLASH 2004-05

DATE: February 24, 2004
TO: Procurement Directors
FROM: Office of Procurement and Assistance Policy, ME-61
Office of Procurement and Assistance Management
SUBJECT: **Federal Acquisition Circular (FAC) 2001-20 Interim Rule Special
Emergency Procurement Authority**

SUMMARY: This Policy Flash transmits summary information regarding the interim rulemaking published in the Federal Register at 69 FR 8312 on February 23, 2004. This rule amends the FAR to implement the special emergency procurement authorities provided for in the National Defense Authorization Act 2004. Contracting personnel should review the details of this proposed rulemaking in full text.

FLASH 2004-05
February 24, 2004

Federal Acquisition Circular (FAC) 2001 20

The following item is available via the internet at
<http://www.arnet.gov/far/facsframe.html>

Effective Date: February 24, 2004

Special Emergency Procurement Authority (FAR Case 2003-022)

This interim rule amends FAR parts 2, Definition of Words and Terms, 10, Market Research, 12, Acquisition of Commercial Items, 13, Simplified Acquisition Procedures, 15, Contracting by Negotiation, 19, Small Business Programs, and 25, Foreign Acquisition. The rule-

- Increases the micro-purchase threshold from \$2,500 to \$15,000, except for construction, for acquisitions of supplies or services that the head of the agency has determined to be used to support a contingency operation or to facilitate defense against or recovery from nuclear, biological, chemical, or radiological attack;

- Increases simplified acquisition threshold from \$100,000 to-

\$250,000 in U.S.; and
\$500,000 outside US

for acquisitions of supplies or services that the head of the agency has determined to be used to support a contingency operation or to facilitate defense against or recovery from nuclear, biological, chemical, or radiological attack; and

- Provides that the head of the contracting activity carrying out a procurement of supplies or services in the manner described above may treat such supplies or services as a commercial item.

FLASH 2004-05
February 24, 2004

Written comments to the proposed rulemaking are due in this office on or before April 5, 2004. This will allow us time to prepare a consolidated response to the General Services Administration, as necessary.

Questions concerning this Flash should be directed to Denise P. Wright on (202) 586-6217 or via e-mail at Denise.Wright@hq.doe.gov



Michael P. Fischetti, Acting Director
Office of Procurement and
Assistance Policy

cc:
PPAG Members