



HEADQUARTERS  
JOINT CONTRACTING COMMAND-IRAQ/AFGHANISTAN  
APO AE 09316



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13 August 2007

MEMORANDUM FOR Director, Defense Procurement and Acquisition Policy and Strategic Sourcing, 3060 Defense Pentagon, Room 3E1044, Washington, D.C. 20301-3060

SUBJECT: Contractor Healthcare Services in the Iraqi Theater of Operations (ITO)

1. References:

- a. FRAGMENTATION ORDER (FRAGO) 09-1038 Contractor Care in CENTCOM AOR
- b. DoDI 3020.41 Contractor Personnel Authorized to Accompany U.S. Armed Forces
- c. The Defense Federal Acquisition Regulation Supplement (DFARS), subpart 225.74, Defense Contractors Outside the United States
- d. The DFARS Procedures, Guidance and Information (PGI) 225.74, Defense Contractors Outside the United States

2. Background:

a. US Department of Defense (DoD) contractor personnel in the Iraqi Theater of Operations (ITO) number approximately 129,000. The DoD is only required to provide contractor personnel with resuscitative and emergency healthcare, unless explicitly stated in the contract. The Military Healthcare System has the capability to provide a limited amount of primary healthcare to contract employees, and cannot support routine healthcare services to the large number of contractors in theater without diminishing care to coalition military forces.

b. Vague contract language has resulted in Letters of Authorization (LOA) that have obligated the DoD to provide primary healthcare for numerous contractors, who contractually are not authorized routine health care services at military treatment facilities. Further, other DoD agencies operating in Iraq do not adhere to the referenced documents and write contracts authorizing primary and routine care.

c. The Joint Contracting Command Iraq/Afghanistan (JCCI/A) has created theater-specific contract language to clarify the healthcare available in Iraq. This language must be used whenever the Reference (c) clause is used. Contracting officers can find this language by using the web link in the PGI in Reference (d).

d. The Reference (a) FRAGO requires that contracting officers coordinate with the CENTCOM Staff Judge Advocate before authorizing other than resuscitative care to contracts. Further, the FRAGO requires that letters of authorization state medical insurance and other critical information. Contracting officers are not consistently adhering to these requirements.

3. Recommendation:

Recommend Director, Defense Procurement and Acquisition Policy and Strategic Sourcing continue to emphasize that contracting officers adhere to the Reference (d) PGI. Further, request your support in sharing this information with other Federal agencies writing contracts in support of Iraq operations.



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Commanding