

June 9, 2010

## **ACQUISITION ALERT 10-05**

### **Revised Legal Review Thresholds**

#### **A. Background**

Department Administrative Order (DAO) 208-5, Contracting (Procurement) Review and Approval, dated October 10, 1984, as amended, establishes review and approval requirements applicable to Department of Commerce contractual actions. The Office of Acquisition Management (OAM) is in the process of updating DAO-208-5 to reflect revised review and approval thresholds.

OAM issued Procurement Memorandum (PM) 2010-04, Revised Legal Review Thresholds, on January 15, 2010, to implement new legal review and approval thresholds for contractual actions. That policy replaced Section 3, Legal Review, of DAO 208-5 in its entirety. The new policy conflicts with provisions of the NOAA Acquisition Handbook.

#### **B. Purpose**

This Acquisition Alert is being transmitted to all NOAA Heads of Contracting Offices (HCOs) for dissemination within their respective Acquisition Divisions. The purpose of this Acquisition Alert is to clarify the legal review and approval thresholds currently in effect.

Effective immediately, this Acquisition Alert serves to modify the NOAA Acquisition Handbook. The Legal review and approval requirements stated therein are superseded by those set forth in PM 2010-04. The NOAA acquisition workforce shall comply with the mandates of PM 2010-04 in determining when Legal review and approval of contractual actions is required. NOAA contracting officers have the option of requesting Legal reviews not specifically required by PM 2010-04 whenever they deem it prudent to do so.

These changes will be incorporated into a more formal AGO policy in the near future.

#### **C. Point of Contact**

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