

# DFARS Procedures, Guidance, and Information

## PGI 204—Publicizing Contract Actions

---

(Added September 20, 2011)

### PGI 204.4—SAFEGUARDING CLASSIFIED INFORMATION WITHIN INDUSTRY

#### PGI 204.402—General.

(1) The use of “Not Releasable to Foreign Nationals” (NOFORN) caveat on Department of Defense (DoD) Information, to include contract documents, shall not be applied to non-intelligence information except for Naval Nuclear Propulsion Information and the National Disclosure Policy document (NDP-1).

(2) Agencies shall not restrict procurements on the basis of foreign origin but rather on the level of security clearance required by industry to submit an offer and perform on the contract.

#### PGI 204.403 Responsibilities of contracting officers.

Consistent with the requirements at FAR subpart 4.403, contracting officers shall ensure that solicitations, to include any Broad Agency Announcement (BAA) or notice to industry, that requires industry access to classified information and/or controlled unclassified information ([see policy memos](#)), shall contain one or more of the following:

(1) Draft DoD Form DD 254, DoD Contract Security Classification Specification. See Defense Security Service (DSS) guide for the preparation of the DD Form 254: <http://www.dss.mil/seta/seta.html> (select the “Resources” tab, then security-related brochures and guides, followed by selecting “A Guide for the Preparation of a DD Form 254”).

(2) The clause at FAR 52.204-2, Security Requirements.

(3) Detailed agency instructions for industry requirements to request access to classified information and/or controlled unclassified information. Agency instructions shall clearly reference and be in accordance with the National Industrial Security Program Operating Manual (NISPOM) (DoD 5220-22-M) and Industrial Security Regulation (DoD 5220.22-R).

(4) The following is a template of agency instructions to industry:

“Offerors must have a valid U.S. security clearance of *[to be filled in by the contracting officer]* or higher in order to respond to this RFP (Announcement), because the RFP (Announcement) includes an annex (information) classified at the *[to be filled in by the contracting officer]* level which will be released only to offerors possessing the appropriate clearance. All classified material must be handled in accordance with the National Industrial Security Program Operating Manual (NISPOM) (DoD 5220-22-M) and Industrial Security Regulation (DoD 5220.22-R).”