

OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON WASHINGTON, DC 20301-3000

ACQUISITION, TECHNOLOGY AND LOGISTICS FEB 2 7 2015

MEMORANDUM FOR COMMANDER, UNITED STATES SPECIAL OPERATIONS
COMMAND (ATTN: ACQUISITION EXECUTIVE)
COMMANDER, UNITED STATES TRANSPORTATION
COMMAND (ATTN: ACQUISITION EXECUTIVE)
DEPUTY ASSISTANT SECRETARY OF THE ARMY
(PROCUREMENT)
DEPUTY ASSISTANT SECRETARY OF THE NAVY
(ACQUISITION AND PROCUREMENT)
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE
(CONTRACTING)
DIRECTORS OF THE DEFENSE AGENCIES
DIRECTORS OF THE DOD FIELD ACTIVITIES

SUBJECT: Purchases from Federal Prison Industries - Updated List of Federal Supply Classification Codes to be Competed

Section 827 of the Fiscal Year 2008 National Defense Authorization Act, Public Law 110-181, amended 10 U.S.C. 2410n to require the Department of Defense (DoD) to publish a list of product categories for which the Federal Prison Industries' (FPI) share of the DoD market is greater than five percent. We have issued the list annually since 2008.

The updated list of product categories for which FPI's share of the DoD market is greater than five percent is based on Fiscal Year 2014 data from the Federal Procurement Data System (attached). The product categories and the products within each of the identified product categories must be procured using competitive (or fair opportunity) procedures in accordance with Defense Federal Acquisition Regulation Supplement (DFARS) 208.602-70. Contracting officers shall consider a timely offer from FPI for any of the product categories on the list when conducting the competition. FPI must be included, even if the procurement would have been a set-aside in accordance with Federal Acquisition Regulation (FAR) Part 19. In addition, an award must be made in accordance with the policy at FAR Subparts 8.602(a)(4)(ii) through (v). For a competitive solicitation, if the FPI item is determined to provide the best value to the Government, the ordering procedures at http://www.unicor.gov should be followed.

The attached list supersedes the list effective March 26, 2014, and shall apply to new solicitations and the resultant contracts/orders, issued 30 days after the date of this memorandum. The revised list is posted on the DPAP website at http://www.acq.osd.mil/dpap/cpic/cp/specific policy areas.html#federal prison.

If an FSC is not identified on the attached list, FPI currently does not have a significant market share and contracting officers should follow the procedures at FAR Subpart 8.6.

My staff point of contact for FPI procurement policy is Ms. Sheila Harris, 703-614-1333 or sheila.y.harris.civ@mail.mil.

Richard Ginman

Director, Defense Procurement

and Acquisition Policy

Attachment: As stated

Products for which Federal Prison Industries (FPI) has a Significant Market Share: Current Federal Supply Classification (FSC) Codes

Effective Date: March 29, 2015

FSCs to be Competed	
3990	Miscellaneous Materials Handling Equipment
5210	Measuring Tools, Craftsmen's
7110	Office Furniture
7125	Cabinets, Lockers, Bins and Shelving
7230	Draperies, Awnings, and Shades
8405	Outerwear, Men's
8410	Outerwear, Women's
8415	Clothing, Special Purpose

- Based on Fiscal Year 2014 data from the Federal Procurement Data System.
- If an FSC is not identified in the list above, FPI does not currently have a significant market share and must be acquired in accordance with FAR Subpart 8.6.