

**ANNOUNCEMENT FROM
DEFENSE PRICING AND CONTRACTING,
OFFICE OF THE UNDER SECRETARY OF DEFENSE (ACQUISITION & SUSTAINMENT)**

Operation Atlantic Resolve - Contingency Operation

1. On July 13, 2023, the President of the United States issued an Executive Order authorizing the activation of military reservists under title 10 U.S.C. 12304 to support Operation Atlantic Resolve (OAR). On August 18, 2023, the services issued mobilization orders, which meet the definition and criteria of "contingency operation" at 10 U.S.C. 101 (a)(13)(B) and Federal Acquisition Regulation (FAR) subpart 2.101. The orders are captured in the Execute Order (EXORD) issued by the Secretary of Defense on August 31, 2023.
2. In accordance with Defense FAR Supplement (DFARS) 218.270, Heads of the Contracting Activity (HCAs) are delegated the authority to determine if the emergency flexibilities listed below are warranted.
3. The following emergency acquisition flexibilities are available if the supporting HCA determines that the contracts/purchases are in support of OAR:
 - a. The micro-purchase threshold and the simplified acquisition threshold are increased as follows (FAR 2.101(b)):
 - For any contract to be awarded and performed, or purchase to be made, inside the United States, the micro-purchase threshold is \$20,000 and the simplified acquisition threshold is \$800,000;
 - For any contract to be awarded and performed, or purchase to be made, outside the United States, the micro-purchase threshold is \$35,000 and the simplified acquisition threshold is \$1,500,000; and
 - For the acquisition of commercial products and commercial services, the threshold for the use of simplified acquisition procedures for certain commercial products and commercial services is \$15M (FAR 13.500(c)(1)).
 - b. Per DoD Financial Management Regulation Vol 10 Chapter 23, the limitation for convenience checks may not be in an amount in excess of one-half of the applicable micro-purchase threshold.
 - c. For purposes of acquisition threshold increases the term "United States" includes the 50 States and the District of Columbia (FAR 2.101(b)).
4. **Additional FAR and DFARS Considerations:** FAR subpart 18.1 and DFARS subpart 218.1 outline other available acquisition flexibilities that can be leveraged for OAR when certain conditions are met.
5. **GPC Use:** Additional guidance for use of the purchase card may be found in the DoD Charge Card Guidebook found at <https://www.acq.osd.mil/asda/dpc/ce/pc/docs-guides.html>.
6. **Reporting:** A National Interest Action (NIA) code of O23R is in effect from August 31, 2023, to December 31, 2024. Contracting personnel shall use the NIA field in the Federal Procurement Data

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System (FPDS) for acquisitions directly supporting OAR, except for weapon systems and munitions procured under Presidential Drawdown Authority (PDA) EXORDs using Ukraine Security Assistance Initiative (USAI) funds. PDA-related acquisitions are tracked and reported separately, and therefore do not require OAR NIA coding in FPDS.

7. **Contractor Management:** Detailed guidance related to the EUCOM Contractor Management Plan, to include Synchronized Predeployment and Operational Tracker (SPOT) reporting requirements and use of DFARS clause 252.225-7040, “Contractor Personnel Supporting U.S. Armed Forces Deployed Outside the United States” (or authorized class deviations), shall be referenced via the Foreign Clearance Guide (FCG) and/or directly at:

- EUCOM’s Public site: <https://www.eucom.mil/policies-and-compliance/eucom-operational-contract-support/information-for-contractors>

8. Please contact Colonel Adam Coyne, Defense Pricing and Contracting (Contingency Contract Policy) at adam.v.coyne.mil@mail.mil or Mr. Bob Heiden at robert.d.heiden.ctr@mail.mil with any questions pertaining to this notification.