



ACQUISITION,  
TECHNOLOGY  
AND LOGISTICS

OFFICE OF THE UNDER SECRETARY OF DEFENSE

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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: FY 2012 Appropriations Provisions – ACORN Restriction

The purpose of this memorandum is to alert you to restrictions contained in Section 8103 of the Department of Defense Appropriations Act, 2012 (Public Law 112-74, Division A of the Consolidated Appropriations Act, 2012). Section 8103 states “none of the funds made available under this Act may be distributed to the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries.” These restrictions parallel limitations contained in the three previous DoD Appropriation Acts.

Section 8103 therefore precludes contracting and grants officers from: (1) making new awards to ACORN or its subsidiaries using FY 2012 appropriations; (2) obligating FY 2012 DoD appropriations on awards made previously to ACORN or its subsidiaries; and (3) approving payments to ACORN or its subsidiaries using FY 2012 DoD appropriations under existing awards. FY 2012 DoD appropriations precludes contractors or recipients from making obligations or payments of those appropriations to ACORN or its subsidiaries as subcontractors, recipients of subawards, or contractors under grants or other assistance awards. Awards subject to this restriction include contracts, grants, or other acquisition or assistance transactions.

My point of contact is Ms Sandra Ross, 703-695-9774, or [Sandra.Ross@osd.mil](mailto:Sandra.Ross@osd.mil). Questions on grants, cooperative agreements, or other assistance transactions should be directed to Dr. Mark Herbst, 703-588-1377, or [Mark.Herbst@osd.mil](mailto:Mark.Herbst@osd.mil).

  
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Director, Defense Procurement  
and Acquisition Policy