




## **POLICY FLASH 2011-98**

**DATE:** August 29, 2011

**TO:** Procurement Directors

**FROM:** Director, Office of Policy   
Contract and Financial Assistance Policy Division  
Office of Acquisition and Assistance Management

**SUBJECT:** Class Deviation addressing Buy American Act requirements in Department of Energy Acquisition Regulation (DEAR) 970.5244-1, Contractor Purchasing System

**SUMMARY:** The attached class deviation from DEAR 970.5244-1(g) has been issued to increase the dollar threshold from \$100,000 to \$500,000 for: (1) determinations of individual item non-availability requiring the prior concurrence of the Head of the Contracting Activity (HCA); and (2) HCA authorization of Management & Operating contractors with approved purchasing systems to make determinations of non-availability for individual items valued at \$500,000 or less.

This flash may be viewed at <http://energy.gov/management/office-management/operational-management/procurement-and-acquisition/policy-flashes>.

Questions regarding this Class Deviation may be directed to Kevin M. Smith at (202) 287-1614 or [Kevin.M.Smith@hq.doe.gov](mailto:Kevin.M.Smith@hq.doe.gov).

Attachment