

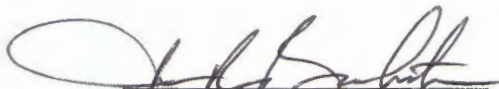
**CLASS DEVIATION
FINDINGS AND DETERMINATION
REMOVE REQUIREMENT FOR BEST PROCUREMENT APPROACH
DETERMINATION TO USE AN INTERAGENCY ACQUISITION**

Findings

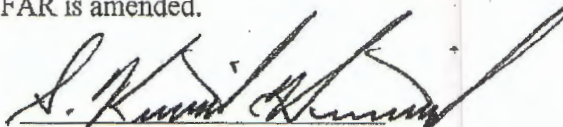
1. Section 875 of the National Defense Authorization Act (NDAA) for 2019 (Public Law 115-232) removes the requirement for a best procurement approach determination to use an interagency acquisition.
2. The Civilian Agency Acquisition Council (CAAC) issued CAAC Letter 2018-04 on September 27, 2018, authorizes agencies to issue class deviations implementing this provision pending publication of the formal amendment to the Federal Acquisition Regulation (FAR) via FAR case 2018-015.
3. CAAC letter 2018-04 constitutes consultation in accordance with FAR 1.404 with the Chair of the CAAC allowing agencies to authorize a class deviation to implement the changes.

Determination

It is hereby determined that a class deviation (using the FAR Deviation text included in CAAC Letter 2018-04) is appropriate to implement section 875 of the National Defense Authorization Act for Fiscal Year 2019. This class deviation is effective upon the date of signature and will remain in effect until cancelled or until the FAR is amended.


John R. Bashista,
Director

Office of Acquisition Management,
Department of Energy



S. Keith Hamilton, P.E.,
Deputy Associate Administrator
Acquisition and Project Management
and Senior Procurement Executive
National Nuclear Security Administration

Effective Date: 10/23/2018

Attachment: CAAC Letter 2018-04 with FAR Deviation text