



DEPARTMENT OF THE NAVY
OFFICE OF THE ASSISTANT SECRETARY
(RESEARCH, DEVELOPMENT AND ACQUISITION)
1000 NAVY PENTAGON
WASHINGTON, DC 20350-1000

NOV 12 2014

MEMORANDUM FOR DISTRIBUTION

SUBJECT: Class Deviation–Operation United Assistance: Medical Care and Evacuation

The attached Director, Defense Procurement and Acquisition Policy memorandum of November 3, 2014 provides a class deviation for immediate implementation. Under Operation United Assistance, the Secretary of Defense authorized the Department of Defense to provide support to the United States Government humanitarian and disaster relief efforts for the Ebola virus disease outbreak in West Africa. This deviation addresses the medical care and evacuation of contractor and subcontractor employees performing within the designated operational area.

Effective immediately, contracting officers shall use the clause, DFARS 252.225-7986, "Medical Care and Evacuation of Contractor Personnel in the Designated Operational Area for Operation United Assistance," (DEVIATION 2015-O0002), in contracts, task orders and delivery orders that will require contractor performance of construction or services or delivery of supplies in the designated operational area for Operation United Assistance (Senegal, The Gambia, Guinea Bissau, Guinea, Sierra Leone and Liberia). This Class Deviation does not replace, but is in addition to, Class Deviation 2015-O0001 which was forwarded by DASN(AP) memorandum dated October 22, 2014.

To the extent feasible, contracting officers shall modify contracts, task orders and delivery orders awarded on or after September 15, 2014 that require contractor performance or delivery of supplies in the designated operational area for Operation United Assistance to incorporate the attached clause. This class deviation will remain in effect until incorporated in the FAR or rescinded. My point of contact is
(703) 693-4019.

A handwritten signature in black ink, reading "John F. Couture", is positioned above the typed name.

John F. Couture
CAPT, SC, USN
Executive Director (Acting)
DASN (AP)

Attachment: As stated

Distribution: See Page 2

SUBJECT: Class Deviation–Operation United Assistance: Medical Care and Evacuation



OFFICE OF THE UNDER SECRETARY OF DEFENSE

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NOV 03 2014

ACQUISITION,
TECHNOLOGY
AND LOGISTICS

In reply refer to
DARS Tracking Number: 2015-O0002

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: Class Deviation—Operation United Assistance: Medical Care and Evacuation

Effective immediately, contracting officers shall use the attached clause in contracts, task orders, and delivery orders that will require contractor performance of construction or services, or delivery of supplies, in the designated operational area for Operation United Assistance (Senegal, The Gambia, Guinea Bissau, Guinea, Sierra Leone, and Liberia). This class Deviation does not replace, but is in addition to Class Deviation 2015-O0001.

To the extent feasible, contracting officers shall modify contracts, task orders, and delivery orders awarded on or after September 15, 2014, that require contractor performance or delivery of supplies in the designated operational area for Operation United Assistance to incorporate the attached clause.

On September 15, 2014, the Secretary of Defense authorized the Department of Defense to provide support to the United States Government humanitarian and disaster relief efforts for the Ebola virus disease outbreak in West Africa, under the name Operation United Assistance. This deviation addresses the medical care and evacuation of contractor and subcontractor employees performing within the designated operational area.

This class deviation remains in effect until incorporated in the FAR or rescinded. My point of contact is

571-256-2947


Richard Ginman
Director, Defense Procurement
and Acquisition Policy

Attachment:
As stated

**252.225-7986, Medical Care and Evacuation of Contractor Personnel
in the Designated Operational Area for Operation United Assistance
(DEVIATION 2015-00002)**

Use this clause in solicitations and contracts that will require contractor personnel to perform construction or services, or deliver supplies, in the designated operational area for Operation United Assistance. This clause does not replace the use of clause DFARS 252.225-7040, Contractor Personnel Supporting U.S. Armed Forces Deployed Outside the United States, as prescribed in DFARS 225.7402-5(a), but supplements paragraph (c)(2) of that clause.

**MEDICAL CARE AND EVACUATION OF CONTRACTOR PERSONNEL IN THE
DESIGNATED OPERATIONAL AREA FOR OPERATION UNITED ASSISTANCE
(DEVIATION 2015-00002) (NOVEMBER 2014)**

(a) *Definitions.*

"Designated operational area," as used in this clause, means the geographic area designated by the Combatant Commander for the conduct or support of Operation United Assistance (Senegal, The Gambia, Guinea Bissau, Guinea, Sierra Leone, and Liberia).

(b) *Contractor emergency medical care.* For United States citizen and third-country national Contractor personnel performing under this contract in the designated operational area--

(1) Contractor employees shall receive emergency care in military treatment facilities and emergency evacuation in order to save life, limb, or eyesight. Contractor employees shall be stabilized, and then referred to their health care system as soon as the emergency period ends. Inter-theater emergency evacuation requires patient movement approval;

(2) Contractor employees shall have a valid DoD ID card and passport, a copy of the DoD contract with insurance information, and a Letter of Authorization (LOA);

(3) Sick call or routine medical care will not be provided;

(4) Primary medical and/or dental care is not authorized; and

Class Deviation—Operation United Assistance: Medical Care and Evacuation

(5) Emergency medical care costs will be reimbursed in accordance with the terms of the DoD contract.

(c) *Medical evacuation of contractor personnel.*

(1) For Contractor personnel, except local nationals, performing under this contract in the designated operational area, DoD will provide--

(i) Aero-medical Evacuation of Ebola Virus Disease (EVD) exposed but asymptomatic, infected, and symptomatic patients out of the Ebola-affected nations when able and within contract requirements, in coordination with USTRANSCOM and/or commercial carriers as able; and

(ii) Aero-medical Evacuation of non-Ebola-related and no-risk patients out of the Ebola-affected nations when able and within contract requirements, in coordination with USTRANSCOM and/or commercial carriers as able.

(2) For local national Contractor personnel performing under this contract in the designated operational area--

(i) Non-healthcare provider employees who are deemed EVD symptomatic and infected shall be referred to a local Ebola treatment unit for treatment; and

(ii) Healthcare provider employees who are deemed EVD symptomatic and infected shall be referred to the Monrovia Medical Unit for treatment.

(3) Unless specified elsewhere in the contract, the Contractor is responsible for all other support required for its personnel performing in the designated operational area. Allowable costs are determined in accordance with FAR subpart 31.

(d) Upon redeployment from an Ebola-affected nation, Contractor personnel performing under this contract shall comply with the following:

(1) U.S. Federal, including Centers for Disease Control and Prevention, and State and local public health authority requirements for return to, and activities in, the United States and its territories.

(2) Other foreign nation requirements as stipulated for entry into those countries or territories.

(e) *Subcontracts.* The Contractor shall incorporate the substance of this clause, including this paragraph (e)—

(1) In all subcontracts that require subcontractor personnel that are United States citizens or third-country nationals to perform outside the United States in the designated operational area.

(2) In subcontracts, to the maximum extent practicable, that require only subcontractor personnel that are local nationals to perform outside the United States in the designated operational area.

(End of clause)