MEMORANDUM FOR DISTRIBUTION

SUBJECT: Purchases From Federal Prison Industries; Updated List of Federal Supply Classification Codes (FSCs) to be Competed

The attached Director, Defense Procurement and Acquisition Policy memorandum of March 7, 2013 is forwarded for your information and action. It provides an updated list of product categories for which Federal Prison Industries’ (FPI) share of the DoD market is greater than five percent based on Fiscal Year 2012 data from the Federal Procurement Data System. The updated list supersedes the list effective January 12, 2012 and shall apply to solicitations (and resultant contracts/orders) issued on or after April 6, 2013.

The attachment also provides directions to contracting officers on the use of competitive procedures for the products on the list. Products on the list must be procured using competitive (or fair opportunity) procedures in accordance with Defense Federal Acquisition Regulation Supplement 208.602-70. Additional details are provided within the memorandum.

Please inform all contracting personnel of these changes. My point of contact on this matter is Gabrielle Trickett, gabielle.trickett@navy.mil, 703-614-9641.

Althea H. Coetzee
RDML, SC, USN
Executive Director
DASN (AP)

Attachment:
As stated

Distribution:
See next page
SUBJECT: Purchases from Federal Prison Industries; Updated List of Federal Supply Classification Codes (FSCs) to be Competed

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MEMORANDUM FOR COMMANDER, UNITED STATES SPECIAL OPERATIONS COMMAND (ATTN: ACQUISITION EXECUTIVE) COMANDER, 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: Purchases from Federal Prison Industries; Updated List of Federal Supply Classification Codes to be Competed

Section 827 of the National Defense Authorization Act for Fiscal Year 2008, Public Law 110-181, amended 10 U.S.C. 2410n to require the Department of Defense (DoD) to publish a list of product categories for which the Federal Prison Industries' (FPI) share of the DoD market is greater than five percent. We have issued the list annually since 2008.

The updated list of product categories for which FPI’s share of the DoD market is greater than five percent is based on Fiscal Year 2012 data from the Federal Procurement Data System and is attached. The product categories and the products within each of the identified product categories must be procured using competitive (or fair opportunity) procedures in accordance with Defense Federal Acquisition Regulation Supplement (DFARS) 208.602-70. Contracting officers shall consider a timely offer from FPI for any of the product categories on the list when conducting the competition. FPI must be included, even if the procurement would have been a set-aside in accordance with Federal Acquisition Regulation (FAR) Part 19. In addition, an award must be made in accordance with the policy at FAR Subparts 8.602(a)(4)(ii) through (v). For a competitive solicitation, if the FPI item is determined to provide the best value to the Government, the ordering procedures at http://www.unicor.gov should be followed.

The attached list supersedes the list effective January 12, 2012, and shall apply to new solicitations and the resultant contracts/orders issued 30 days after the date of this memorandum. The revised list will be posted on the DPAP website at:
If an FSC is not identified on the attached list, FPI currently does not have a significant market share and contracting officers should follow the procedures at FAR Subpart 8.6.

My staff point of contact for FPI procurement policy is Ms. Sheila Harris, 703-614-1333 or sheila.harris@osd.mil.

Attachment:
As stated
### Products for which Federal Prison Industries (FPI) has a Significant Market Share: Current Federal Supply Classification (FSC) Codes

**Effective Date:** April 5, 2013

<table>
<thead>
<tr>
<th>FSCs to be Competed</th>
</tr>
</thead>
<tbody>
<tr>
<td>5220 Inspection Gages And Precision Layout Tools</td>
</tr>
<tr>
<td>5335 Metal Screening</td>
</tr>
<tr>
<td>7210 Household Furnishings</td>
</tr>
<tr>
<td>7230 Draperies, Awnings, and Shades</td>
</tr>
<tr>
<td>8405 Outerwear, Men’s</td>
</tr>
<tr>
<td>8415 Clothing, Special Purpose</td>
</tr>
<tr>
<td>8465 Individual Equipment</td>
</tr>
<tr>
<td>9905 Signs, Advertising Displays, and Identification Plates</td>
</tr>
</tbody>
</table>

- Based on Fiscal Year 2012 data from the Federal Procurement Data System.
- If an FSC is not identified in the list above, FPI does not currently have a significant market share and must be acquired in accordance with FAR Subpart 8.6.