ADM 2800.12B, Change 189 October 1, 2024

GSA ORDER

Subject: General Services Administration Acquisition Manual; GSAM Case 2024-G510, Delegation of Procurement Authority (DPA)

- Purpose: This case moves the GSA Delegation of Procurement Authority (DPA) policy (ADM 2800.20) from the GSA Directives Library on InSite and moves it permanently to the GSAM with updated references and points of contact.
- 2. <u>Background</u>: In its current location on InSite, the Delegation of Procurement Authority policy, which has existed since at least 1989, is difficult to find and subject to renewals at least every 10 years. Furthermore, some of the references to Service Offices no longer exist. Therefore, this GSAM case moves the policy into the GSAM for a permanent home not subject to renewals, and makes the policy easier to find and more modern and easier to understand and follow.
- 3. Effective date: October 1, 2024
- 4. <u>Explanation of changes</u>: This amendment includes non-regulatory changes. For full text changes of the amendment see Attachment A, GSAM Text Line-In/Line-Out.

This amendment revises the language GSAM as follows:

- Subpart 517.70 is added to place the GSA Delegation of Procurement Authority policy into the GSAM.
- 5. Cancellation: As a result of this GSAM case, ADM 2800.20 is canceled.
- 6. <u>Point of contact</u>: For clarification of content, contact Bryon Boyer, GSA Acquisition Policy Division, at <u>gsarpolicy@gsa.gov</u>.

Jeffrey Koses Senior Procurement Executive Office of Acquisition Policy Office of Government-wide Policy

GSAM Case 2024-G510

GSAM Text, Line-In/Line-Out

GSAM Baseline: Change 188 effective 09/20/2024

- Additions to baseline made by rule are indicated by **[bold text in brackets]**
- Deletions to baseline made by rule are indicated by strikethroughs
- Five asterisks (* * * * *) indicate that there are no revisions between the preceding and following sections
- Three asterisks (* * *) indicate that there are no revisions between the material shown within a subsection
- Regulatory GSAR language is indicated by shaded text
- Non-regulatory GSAM language is indicated by unshaded text

PART 517- SPECIAL CONTRACTING METHODS

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[Subpart 517.70 - Delegation of Procurement Authority

517.7001 Delegating authority.

- (a) General. The GSA Administrator may delegate GSA's statutorily prescribed acquisition authorities to other Federal agencies for accomplishment of mission requirements.
- (b) *Purpose*. GSA's delegation of procurement authority (DPA) to another Federal agency can be—
 - (1) To perform a specific acquisition; or
 - (2) To perform functions that could include acquisitions as a component thereof.
 - (c) *Scope*. GSA's delegation of authority to another Federal agency includes all delegations of procurement authority regardless of type or dollar value.
- (d) Specific roles and responsibilities. Within the scope of GSA's ability to delegate procurement authorities to other Federal agencies, there are specific roles and responsibilities for GSA components:
 - (1) HCAs are responsible for:
 - (i) Developing policies and procedures governing all DPAs, tailored to the mission and organizational structure of the office, which, at a minimum, will consist of the following:
 - (A) Criteria for identifying those programs and projects that are appropriate for delegation of procurement authority.
 - (B) Criteria for determining whether the prospective delegated agency can successfully manage the delegation.
 - (C) Procedures for ensuring that each DPA request is appropriately documented, and an accountable official provided by the delegated agency.

- (D) Procedures for monitoring and providing oversight of the delegated agency to ensure adherence to the terms of the delegation and all applicable laws and regulations, which may include acquisition management reviews.
- (E) Criteria for withdrawal of the delegation of procurement authority.
- (F) Appointment of a director to manage and monitor the DPA program.
- (G) Notification to the GSA Office of Acquisition Policy of the name and email of the director responsible for the DPA program via email to spe.request@gsa.gov.
- (2) The GSA Office of Acquisition Policy is responsible for:
 - (i) Coordinating approval of the delegation with the Administrator;
- (ii) Assisting HCAs, as requested, in establishing DPA programs; and
- (iii) Providing support to HCAs, as requested, in conducting acquisition management reviews of acquisitions by delegated agencies.

517.7002 Limitations and exclusions.

- (a) *Limitations*. GSA's delegation of procurement authorities are subject to the following limitations:
 - (1) GSA must determine that such delegation would serve the Government's interests by providing an economical and efficient means of supplying the required property, supplies, or services;
 - (2) The delegated Federal agency is willing and able (based on sufficient contracting activity staffing and training levels) to effectively assume the delegated acquisition authority; and
 - (3) GSA oversees the exercise of the delegated Federal agency's authority, to ensure compliance with the terms of the delegation and applicable laws and regulations.
- (b) *Exclusions*. The following are not GSA delegations of procurement authority and are excluded from GSA's ability to delegate procurement authorities to other Federal agencies:
 - (1) Situations where a Federal agency has the authority to act without further delegation from GSA but is required to obtain GSA approval;
 - (2) Situations that arise pursuant to GSA's role as a central management agency (e.g., waivers to GSA Stock Items under Federal Property Management Regulations (FPMR));
 - (3) Procurements otherwise authorized by the terms of a GSA contract.]

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