1. **Purpose**: To issue a Class Deviation from VAAR 808.002, Priorities for Use of mandatory Government sources, in accordance with Federal Acquisition Regulation (FAR) subpart 1.404, Class Deviations and Department of Veterans Affairs Acquisition Regulation (VAAR) subpart 801.404. This revised Class Deviation supersedes Attachment 4 – Amendment 1 (VFCP FEB 2017), dated March 1, 2017, and revises VAAR subpart 808.002 to revert to the language and policy originally set forth in Class Deviation – Veterans First Contracting Program – Attachment 4 (VFCP 2016), dated July 25, 2016.

2. **VAAR Section Impacted**: 808.002, Priorities for use of mandatory Government sources.

3. **Effective Date**: Immediately.

4. **Expiration Date**: This deviation expires once incorporated into the revised Veterans Affairs Acquisition Regulation (VAAR) or if otherwise replaced.

5. **Applicability**: This class deviation applies to all VA contracts (see definition of contract at FAR 2.101). Additionally, this deviation applies to contracts conducted by VA or on behalf of VA, using interagency acquisitions in accordance with FAR subpart 17.5, VAAR subpart 817.5, and FAR 8.404(b)(2), and any other arrangement with any governmental entity to acquire goods and services by contract on behalf of the VA.

6. **Exception**: None.

7. **Background**: On March 1, 2017 Class Deviation— VFCP FEB 2017)(VAIQ #777343453) was issued clarifying policy regarding VAAR 808.002, Priorities for use of mandatory Government sources. Clarifying language in the March 2017 class deviation was added to paragraphs (a)(1)(iii), (iv), and (a)(2) to further define use of the VFCP VA Rule of Two when considering procuring supplies or services on the AbilityOne Procurement List.
8. **Need for Deviation:** This Class Deviation is needed to clarify that all supplies or services that are on the Procurement List maintained by the Committee for Purchase From People Who Are Blind or Severely Disabled, known as AbilityOne (FAR subpart 8.7) are mandatory sources.

9. **New 808.002 Policy:**

The new policy identifies AbilityOne (FAR subpart 8.7) as a mandatory source for the Department of Veterans Affairs. It clarifies policy regarding VAAR 808.002, Priorities for use of mandatory Government sources by adding to paragraphs (a)(1)(iii),(iv) and (a)(2) to further define use of VFCP VA Rule of Two when considering procuring supplies or services on the AbilityOne Procurement List.

10. **Additional Information:** Direct questions regarding this class deviation to the Procurement Policy and Warrant Management Service via email at vacovaproc@va.gov or (202) 632-5288.

/s/
Sheila P. Darrell

Attachment
Class Deviation VAAR 808, Required Sources of Supplies and Services
CLASS DEVIATION FROM VAAR 808.002, PRIORITIES FOR USE OF MANDATORY GOVERNMENT SOURCES

PART 808—REQUIRED SOURCES OF SUPPLIES AND SERVICES

808.002 Priorities for use of mandatory Government sources.

(a)(1) Supplies.

(i) VA inventories including the VA supply stock program (41 CFR 101-26.704) and VA excess.

(ii) Excess from other agencies (see FAR subpart 8.1).

(iii) Federal Prison Industries, Inc. (see VAAR subpart 808.603).

(iv) Supplies or services that are on the Procurement List maintained by the Committee for Purchase from People Who Are Blind or Severely Disabled, known as AbilityOne (FAR subpart 8.7), are mandatory sources. However, VA contracting officers shall, prior to adding any new VA requirements to the Procurement List, conduct market research, apply the VA Rule of Two to consider Vendor Information Pages (VIP) verified service-disabled veteran-owned small businesses (SDVOSBs) and veteran-owned small businesses (VOSBs) as required in 38 U.S.C. 8127 and implemented in subpart 819.70. All new VA requirements must be approved by the Chief Acquisition Officer, via the Senior Procurement Executive, before contacting the Committee for adding to the Procurement list.

(v) Wholesale supply sources, such as stock programs of the General Services Administration (GSA) (see 41 CFR 101-26.3), the Defense Logistics Agency (see 41 CFR 101-26.6), the Department of Veterans Affairs (see 41 CFR 101-26.704), and military inventory control points.

(2) Services. Services that are on the Procurement List maintained by the Committee for Purchase from People Who Are Blind or Severely Disabled (see FAR subpart 8.7).

(b) Unusual and compelling urgency. The contracting officer may use a source lower in priority than as specified in FAR 8.002 and 808.002 when the need for supplies or services is of an unusual and compelling urgency (see FAR 6.302-2 and FAR 8.405-6).

(c) The statutory obligation for Government agencies to satisfy their requirements for supplies or services available from the Committee for Purchase from People Who Are Blind or Severely Disabled also applies when contractors purchase the supplies or services for Government use.

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