



ACQUISITION
AND SUSTAINMENT

OFFICE OF THE UNDER SECRETARY OF DEFENSE
3000 DEFENSE PENTAGON
WASHINGTON, DC 20301-3000

In reply refer to
DARS Tracking Number: 2022-O0009

MEMORANDUM FOR COMMANDER, UNITED STATES CYBER
COMMAND (ATTN: ACQUISITION EXECUTIVE)
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
(PROCUREMENT)
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE
(CONTRACTING)
DEFENSE AGENCY AND DOD FIELD ACTIVITY DIRECTORS

SUBJECT: Class Deviation—System for Award Management

Effective immediately, contracting officers may apply the procedures of FAR 4.1103(b) for offeror registration in the System for Award Management (SAM) as if the procurement were issued using the SAM exemption located at FAR 4.1102(a)(5), when an offeror can prove it has initiated or attempted to start the SAM registration process. These procedures allow the offeror to not be actively registered in SAM until 30 days after award or the date of its first invoice, whichever comes first.

This deviation is issued to mitigate delays in SAM registration currently being experienced by entities due to changes in entity validation processes and a significant increase in entities requesting a unique entity identifier at SAM.

When using the procedures authorized by this class deviation, contracting officers shall:

- Include FAR provision 52.204-7 with its Alternate I in new solicitations when award is expected by October 31, 2022. Existing solicitations may be amended to include 52.204-7 Alternate 1 when award is expected by October 31, 2022;
- Use a copy of the ticket (with ticket number and date) the offeror has submitted to SAM's Federal Service Desk (FSD) as the offeror's proof of its initiation or attempt to start the SAM registration process;
- Provide the FSD ticket number to their Service/Agency SAM lead in accordance with established SAM ticket escalation procedures so that Defense Pricing and Contracting (Contracting eBusiness) may prioritize the ticket for action with the SAM Program Office;

- Ensure the offeror has provided responses for the required FAR and DFARS provisions for the solicitation that would normally be captured in the annual representations and certifications section of a SAM registration (see FAR 4.1202 and DFARS 204.1202, or FAR 12.301(b)(2) if using commercial procedures);
- If using the Procurement Integrated Enterprise Environment (PIEE) solicitation module to receive offers, ensure an alternate method is provided for offerors to submit their proposals or quotes (e.g., an email address), as the PIEE solicitation module requires the offeror be actively registered in SAM in order to submit a proposal or quote through the module;
- Monitor the contractor's completion of registration as soon as possible after award to ensure contract performance, administration, receipt, and invoicing processes are not impacted; and
- Delay reporting the award to the Federal Procurement Data System until the contractor is actively registered in SAM so the contract action report will not fail processing.

Because of the potential negative effects that can result in contract performance and administration processes due to lack of an active SAM registration, contracting officers are cautioned to apply this deviation thoughtfully on a case-by-case basis as the acquisition strategy and internal contracting business processes allow.

This class deviation remains in effect through October 31, 2022, or until otherwise rescinded or extended. My point of contact is Ms. Jessica Williams, who is available at 703-693-4845 or jessica.m.williams126.civ@mail.mil.

John M. Tenaglia
Principal Director,
Defense Pricing and Contracting