



ACQUISITION,  
TECHNOLOGY  
AND LOGISTICS

OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON  
WASHINGTON, DC 20301-3000

MAR 23 2015

In reply refer to  
DARS Tracking Number: 2015-O0013

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– Additional Access to Contractor and Subcontractor Records

Effective immediately, contracting officers shall incorporate the clause at Attachment 1 in solicitations and contracts awarded on or before December 19, 2017, with an estimated value in excess of \$100,000, that will be performed in the United States Central Command (USCENTCOM) theater of operation. This clause shall be used in lieu of any FAR clause on this subject. In addition, to the maximum extent practicable, existing contracts being performed in this theater of operation that do not include the clause, shall be bilaterally modified in accordance with FAR 1.108(d), to the extent feasible, to include the clause.

Section 842(c) of the National Defense Authorization Act (NDAA) for FY 2015 (Pub. L. 113-291), amends section 842(d), of the NDAA for FY 2012 (Pub. L. 112-81), to extend the authorities applicable to USCENTCOM to have additional access to contractor and subcontractor records.

The authority to examine records pursuant to Attachment 1 may be exercised only upon a written determination by the contracting officer, upon a finding by the Commander of the USCENTCOM that there is reason to believe that funds available under the contract may have been subject to extortion or corruption or may have been provided directly or indirectly to persons or entities that are actively supporting an insurgency or otherwise actively opposing United States or coalition forces in a contingency operation.

This class deviation remains in effect until December 19, 2017, or otherwise rescinded. My point of contact is Ms. Kyoung Lee, who may be reached at 571-256-2947, or at [kyoung.w.lee.civ@mail.mil](mailto:kyoung.w.lee.civ@mail.mil).



RADM Althea Coetzee  
Acting Director, Defense Procurement  
and Acquisition Policy

Attachments:  
As stated

**252.225-7994 Additional Access to Contractor and Subcontractor Records  
in the United States Central Command Theater of Operations (DEVIATION  
[2015-O0013])**

Include the following clause in all solicitations and contracts awarded prior to December 19, 2017, valued at more than \$100,000, that are to be performed in USCENTCOM.

**ADDITIONAL ACCESS TO CONTRACTOR AND SUBCONTRACTOR  
RECORDS IN THE UNITED STATES CENTRAL COMMAND THEATER OF  
OPERATIONS (DEVIATION [2015-O0013]) (DATED)**

(a) In addition to any other existing examination-of-records authority, the Department of Defense is authorized to examine any records of the Contractor to the extent necessary to ensure that funds available under this contract are not—

(1) Subject to extortion or corruption; or

(2) Provided, directly or indirectly, to persons or entities that are actively supporting an insurgency or otherwise actively opposing United States or coalition forces in a contingency operation.

(b) The substance of this clause, including this paragraph (b), is required to be included in subcontracts under this contract that have an estimated value over \$100,000.

(End of clause)