



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Washington, D.C. 20240

DIRECTOR'S ORDER NO. 159

Subject: Delegation of Authority - Competitive Sourcing Official Duties

Sec. 1 What is the purpose of this Order? This Order delegates authority to the Assistant Director - Budget, Planning and Human Resources to carry out the Competitive Sourcing Official responsibilities specified in paragraph 3. You may not redelegate these authorities.

Sec. 2 What are the authorities for this action?

a. OMB Circular No. A-76.

b. Memorandum from the Assistant Secretary for Policy, Management, and Budget, August 29, 2003, subject: Competitive Sourcing Official Responsibility for Competitive Sourcing Studies - Delegation.

Sec. 3 What authorities are delegated? The Assistant Director - Budget, Planning and Human Resources is authorized to carry out the following Competitive Sourcing Official responsibilities:

a. Receive written approvals from the Office of Management and Budget for the Service to perform work as a contractor or subcontractor.

b. Identify savings resulting from completed streamlined and standard competitions in accordance with OMB Circular No. A-11.

c. Justify, in writing, any designation of Service personnel performing inherently governmental activities.

d. Provide adequate written justification for Reason Code A exemptions.

e. Appoint Service competition officials in writing and hold these competition officials accountable for the timely and proper conduct of streamlined or standard competitions through the use of annual performance evaluations.

f. Grant a time limit waiver for streamlined competitions if a Most Efficient Organization is to be developed.

g. Justify, in writing, Service determinations to provide or not provide Government-furnished property.

h. Approve, in writing, requests from a contracting officer to require a private sector source to include a performance bond.

i. Use solicitations with an award fee provided, if procedures are in place permitting the Service to tender such an award fee.

j. Determine if amending the solicitation closing date is in the best interest of the Government.

k. Determine if a commitment of additional resources will enable the agency tender official (ATO) to correct the material deficiency within the specified number of days. If you determine that the ATO cannot correct the material deficiency with a reasonable commitment of additional resources, you may advise the Source Selection Authority to exclude the agency tender from the standard competition.

Sec. 4 Are there limitations on these responsibilities?

a. The Assistant Secretary - Policy, Management, and Budget is the Department of the Interior Competitive Sourcing Official and retains responsibility for:

(1) Coordinating OMB approval for any deviation from OMB Circular No. A-76.

(2) Canceling streamlined or standard competitions.

(3) Approving the use of a tradeoff source selection process and notifying OMB of the decision to use a tradeoff source selection process.

(4) Terminating a service provider (public or private) for reasons other than failure to perform.

(5) Evaluating contracting officer documentation to either revise a solicitation or implement the agency tender when no satisfactory private sector or public reimbursable source is received.

(6) Exempting a commercial activity performed by Government personnel from performance by the private sector using Reason Code A to exempt commercial activities performed by Government personnel from private sector performance.

b. All requests for decisions involving actions in subparagraphs a(1) through (6), above, must be submitted to the Department's Center for Competitive Sourcing Excellence for review and concurrence prior to obtaining Office of Management and Budget approval.

Sec. 5 When is this Order effective? This Order is effective immediately. We will incorporate its contents into Part 033 of the Fish and Wildlife Service Manual.

Sec. 6 When does this Order expire? This Order will expire on September 30, 2004, unless it is amended, superseded, or revoked.


Acting DIRECTOR

Date: September 16, 2003