

# DELEGATION OF AUTHORITY REGARDING THE DEFENSE PRIORITIES AND ALLOCATIONS SYSTEM

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## I. Purpose

This document delegates certain authorities under the Department of Commerce's Defense Priorities and Allocations System (DPAS) Delegation 4 to designated officials within the Department of Homeland Security (DHS).

## II. Delegation

Pursuant to the authority vested in the Administrator of the Federal Emergency Management Agency (FEMA) by DHS Delegation Number 9001.1, Part II.C, I hereby delegate the authority to place "DO" priority-rated contracts and orders, as provided in the DPAS regulations and DPAS Delegation 4, in support of DHS Approved Programs, as listed in Schedule 1 of 15 Code of Federal Regulations (CFR) Part 700, to the:

- A. Commissioner, U.S. Customs and Border Protection;
- B. Assistant Secretary, U.S. Immigration and Customs Enforcement;
- C. Administrator, Transportation Security Administration;
- D. Director, U.S. Secret Service;
- E. Director, Federal Law Enforcement Training Center; and
- F. Under Secretary for Management.

Use of this authority is subject to standards and procedures provided in the DPAS regulations [15 CFR Part 700], DPAS Delegation 4, and such other DPAS guidance that may be issued by the FEMA Associate Administrator for the Office of Policy and Program Analysis (OPPA).

### **III. Re-delegation**

Unless re-delegation is otherwise prohibited by law or regulation, the authority to place "DO" priority-rated contracts and orders delegated herein may be re-delegated in writing to appropriate subordinates. Notification of re-delegation must be provided in writing to the FEMA Associate Administrator for OPPA.

### **IV. Compliance**

In exercising this delegation, officials identified in Section II and the subordinates to whom they re-delegate their authorities shall:

- A. Ensure their organizations are in full compliance with DPAS regulations and DPAS Delegation 4;
- B. Provide quarterly reports to the FEMA Associate Administrator for OPPA on the use of this delegated authority;
- C. Provide notification to the FEMA Associate Administrator for OPPA of any alleged violations of the priorities and allocations provisions of the Defense Production Act and the DPAS; and
- D. Ensure personnel are thoroughly familiar with the provisions of the DPAS.

### **V. Authority**

- A. Executive Order 13603, "National Defense Resources Preparedness," Mar. 16, 2012;
- B. U.S. Department of Commerce, DPAS Delegation 4, Delegation of Authority to the Secretary of Homeland Security
- C. 15 C.F.R. Part 700, "Defense Priorities and Allocations System"
- D. DHS Delegation Number 9001.1, "Delegation to the Administrator of the Federal Emergency Management Agency."

## VI. Cancellation

FEMA Delegation of Authority: "Defense Priorities and Allocations System," of November 7, 2014, to the DHS Chief Procurement Officer, is superseded. All current priority-rated contracts or orders issued under it and other previous delegations shall remain in effect. Nothing in this document shall affect the validity or force of priority-rated contracts or orders issued under previous delegations from the FEMA Administrator.

## VII. Offices of Primary Interest

The offices of the officials listed in Section II are the offices of primary interest in this delegation.



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W. Craig Fugate  
Administrator of the Federal Emergency  
Management Agency

JAN 4 2016

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