

Washington, D.C. 20505

Executive Registry
77-5487/A

17 AUG 1977

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Attached

Honorable Abraham Ribicoff, Chairman
Committee on Governmental Affairs
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

This is in response to your request for the views of this Agency on S. 1264, a bill to provide policies, methods and criteria for the acquisition of property and services by Executive agencies. We appreciate this opportunity to comment on the bill.

We do not oppose this bill due to the statutory authority granted in section 8 of the Central Intelligence Agency Act of 1949. This provision enables the CIA to use discreet procurement methods where security considerations are involved.

There are, however, two sections of S. 1264 which should be strengthened in order to remain consistent with existing legislation. First, a national security exemption should be included in section 304(a), dealing with single-source procurements, similar to that already provided in section 201. Second, we recommend that provision be made in section 701 for protest procedures for classified contracts.

Other than the suggestions expressed above, this Agency has no objections to this bill and will defer to other agencies more directly affected.

The Office of Management and Budget has advised there is no objection to the submission of this report from the standpoint of the Administration's program.

Sincerely,

*/s/*John F. Blake
John F. Blake
Acting Director

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OLC:HB:sm (4 Aug 77)

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John F. Blake
Acting Director

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ABRAHAM RIBICOFF, CONN., CHAIRMAN
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H. JOHN HEINZ III, PA.

RICHARD A. WEGMAN
CHIEF COUNSEL AND STAFF DIRECTOR

United States Senate

COMMITTEE ON
GOVERNMENTAL AFFAIRS
WASHINGTON, D.C. 20510

Executive Registry
77-5487

May 25, 1977

C.I.A.
Washington, D.C. 20505

Re: S. 1264

Attached is a copy of a bill which has been referred to the Committee on Governmental Affairs.

The Committee would appreciate your views regarding the provisions of this bill and any recommendations which you may have concerning possible Committee action.

Please transmit your reply in quadruplicate. All correspondence should be addressed to the Committee on Governmental Affairs, 3308 Dirksen Senate Office Building, Washington, D.C. 20510, Attn: Pat Donat.

Your prompt attention would be appreciated. Thank you for your cooperation.

Sincerely,

Abe Ribicoff
Abe Ribicoff

Enclosure

We would appreciate receiving your final reply no later than June 25, 1977. (We were granted an extension of this deadline by the Committee staff to "sometime before mid-August").

WPA 52 5 53 58 11

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95TH CONGRESS
1ST SESSION

S. 1264

IN THE SENATE OF THE UNITED STATES

APRIL 6 (legislative day, FEBRUARY 21), 1977

Mr. CHILES (for himself and Mr. ROTH) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

A BILL

To provide policies, methods, and criteria for the acquisition of property and services by executive agencies.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 SHORT TITLE; TABLE OF CONTENTS

4 SECTION 1. (a) SHORT TITLE.—This Act may be cited
5 as the “Federal Acquisition Act of 1977”.

6 (b) TABLE OF CONTENTS.—

Sec. 1. Short title; table of contents.

Sec. 2. Declaration of policy.

Sec. 3. Definitions.

TITLE I—ACQUISITION METHODS AND REGULATORY GUIDANCE

Sec. 101. Acquisition methods.

Sec. 102. Regulatory compliance.

OLC #77-2146

ABRAHAM RIBICOFF, CONN., CHAIRMAN
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RICHARD A. WEGMAN
CHIEF COUNSEL AND STAFF DIRECTOR

United States Senate

COMMITTEE ON
GOVERNMENTAL AFFAIRS
WASHINGTON, D.C. 20510

Executive Registry
77-5489

May 25, 1977

C.I.A.
Washington, D.C. 20505

Re: S. 1264

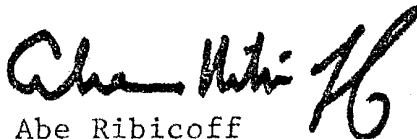
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received

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ROUTING AND RECORD SHEET

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FROM: Acting Legislative Counsel
6C19 HQ

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16 AUG 1977

TO: (Officer designation, room number, and building)

DATE

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OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1. A/DCI

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15.

Attached for your signature is a views letter to the Senate Governmental Affairs Committee on S. 1264, the "Federal Acquisition Act of 1977." This procurement bill would establish uniform methods for the acquisition of property and services by Executive agencies.

The bill is compatible with existing procurement practices, subject to a slight amendment to assure that it does not conflict with the protection from publication offered in section 6 of the CIA Act of 1949.

We have been in touch with the Committee staff and were granted an extension to their 25 June deadline. The letter has been cleared by OMB for submission to the Congress. It has been coordinated with the Office of Logistics and the Procurement and Law Division of the Office of General Counsel, as well as with the Department of Defense and National Security Agency.

[Signature Box]

Acting Legislative Counsel

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