



**U.S. Department of
Transportation**

Office of the Secretary
of Transportation

Memorandum

ACTION: Class Deviation from the Federal
Subject: Acquisition Regulation 13.5, Test Program for
Certain Commercial Items Date: January 13, 2010

From: Linda J. Washington *Linda J. Washington* Reply to
Assistant Secretary for Administration Attn. of:

To: Procurement Management Council Members

In accordance with the Transportation Acquisition Regulation (TAR) 1201.404, I authorize a class deviation from the requirements of Federal Acquisition Regulation (FAR) 13.5, Test Program for Certain Commercial Items which expired on January 1, 2010. The Fiscal Year 2010 National Defense Authorization, Act Public Law 110-181, Section 822 extended the test program until January 1, 2012. Effective immediately, the Assistant Secretary for Administration hereby grants a Departmentwide class deviation from FAR 13.500(d) to extend the test program's expiration date to January 1, 2012. This class deviation remains in effect until implemented in the FAR.

As a result of this class deviation, the U.S. Department of Transportation contracting officers may continue issuing solicitations and awarding contracts under FAR Subpart 13.5, pending issuance of a FAR change.

If you have any question on this class deviation, please contact Lenita Ahmadi at (202) 366-4974.