



**U.S. ABILITYONE COMMISSION**  
***Interim Policy 51.620.1 Pilot Test (PT)***  
***Effective Date: June 11, 2019***

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**TITLE: INTERIM PILOT TEST POLICY FOR PRICING ABILITYONE SERVICES**

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**1. PURPOSE.**

This interim policy is a companion to existing policy 51.620, Pricing of AbilityOne Services, to address unique aspects of the Nonprofit Agency Allocation Competition Pilot Test pilot test(s) that involves pricing of AbilityOne Services. This document addresses conducting price analysis to develop a Recommended-Fair Market Price (FMP) and subsequent price adjustments to the requirement(s) on the Procurement List to which the pilot test(s) apply(ies). Except to the extent modified herein, the Commission's existing pricing policy and procedures remain in effect and apply to the pilot test.

**2. APPLICABILITY.**

The interim policy only addresses aspects of the pilot test that are not covered by the original policy or are modified from the original policy, and applies to the U.S. AbilityOne Commission (Commission), the Central Nonprofit Agencies (CNAs), and the Nonprofit Agencies (NPAs) participating in the pilot test. This interim policy also describes the role of the Contracting Activity in accordance with applicable regulations and an intragovernmental agreement with the Commission.

**3. AUTHORITY.**

- (a) The Javits Wagner-O'Day (JWOD) Act, 41 U.S.C §§ 8501-8506
- (b) Section 898 of the National Defense Authorization Act (NDAA) for Fiscal Year 2017 (FY17) (Public Law 114-328) "Panel on Department of Defense and AbilityOne Contracting Oversight, Accountability and Integrity"

**4. DEFINITIONS AND ACRONYMS.**

Definitions, abbreviations, and acronyms frequently used throughout the Commission's policy system are provided in Policy 51.102, Definitions.

**5. RESPONSIBILITIES.**

- (a) In addition to the responsibilities listed in Section 5(a) in Policy 51.620, the Commission:
  - i. Oversees the pilot test in accordance with 41 U.S.C. 8503, Studies and Evaluation of Activities.
  - ii. May designate government members and/or CNA participants in the review and evaluation of each NPA's price to develop a Recommended-FMP for each pilot test.
- (b) The CNAs' responsibilities in Section 5(b) of Policy 51.620 are replaced in their entirety with:
  - i. Uphold procurement integrity standards and the confidentiality of all activity surrounding the pilot test, including, but not limited to pricing information.



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- ii. To avoid the actual or appearance of a conflict of interest, the CNA shall not provide technical and/or pricing assistance to any NPA participating in the pilot test.
  - iii. Perform CNA duties in accordance with Commission regulations, including technical assistance and advice to the integrated government team in the evaluation of the Recommended-FMP, and provision of all requested information.
  - iv. Submit the necessary electronic transaction to the Commission to update the Procurement List with the authorized NPA and Recommended-FMP.
- (c) NPAs' responsibilities in Section 5(c) of Policy 51.620 are revised to remove the assistance of the CNAs for purposes of the pilot test. NPAs shall provide their pricing information in accordance with the instructions included in the Opportunity Notice as well as existing and interim Commission policy and procedures.
- (d) Contracting Activities' role in Section 5(d)(i) of Policy 51.620 is revised to reflect that communication and provision of documentation will be with the Commission.

**6. POLICY.**

Section 6(d) is modified to read:

If the government team and at least one of the qualified NPAs cannot reach a Recommended-FMP for the service on the Procurement List, the Commission may determine that concluding the negotiations is in the best interest of the government. In that case, the Commission may suspend its Policy 51.640, AbilityOne Program Price Impasse, and will use its statutory authority to authorize the NPA and set the FMP.

Section 6(e)(iii), with respect to discovery of a mistake, is modified to read:

If the parties cannot reach an agreement, or decline to participate in negotiation, the Commission may suspend its Policy 51.640, AbilityOne Program Price Impasse, and will use its statutory authority to set the FMP.

**7. EXCEPTIONS TO POLICY.**

None.

**8. PROCEDURES.**

None.

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**9. SUPERSESSSION.**

This interim policy is a *companion to* Commission Policy 51.620 dated December 30, 2015, not a replacement of the same. The elements of Policy 51.620 that are not revised herein remain in effect. Given the unique scope and evolving nature of the Nonprofit Agency Allocation Competition Pilot Test, the Commission may amend this interim policy as necessary.



**APPROVED:**   
**E. Ballard**  
**Executive Director**

**DATE:** 6/11/2019