



EXECUTIVE SERVICES
DIRECTORATE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



ACTION MEMO

October 14, 2014

FOR: ACTING DIRECTOR, INFORMATION MANAGEMENT & IT/IM
WORKFORCE (IEIM)

FROM: DoD CLEARANCE OFFICER, WHS/ESD

SUBJECT: Office of Management and Budget (OMB) Emergency Submission for
The Defense Materiel Disposition Procedures for the Sale of DoD
Materiel

- The Under Secretary of Defense for Acquisition, Technology, and Logistics, Defense Logistics Agency, is submitting the subject requirement for emergency review and approval of the subject information collection request (ICR).
- The purpose of this emergency submission is to obtain OMB accelerated approval to use forms specifically developed for DoD to assess the ability of prospective purchasers of goods, via the Defense Materiel Disposition Program, meet the responsibility criteria in part 102 of Title 41, Code of Federal Regulations (CFR) and comply with applicable laws and regulations before DoD sells the materiel.
- These specific forms will be used to collect information needed to facilitate appropriate clearance checks. Release of DoD property without these clearance checks poses a risk to national security, because individuals and countries, whose interests are counter to those of the United States, target property for their military utility and value.
- OMB approval of this emergency ICR is required before the Defense Materiel Disposition Interim Final Rule (RIN 0790-AJ11) can be implemented. Failure to implement this rule at the earliest will lead to a continuing reliance on individual waivers and exceptions to current DoD policy. A lack of clear guidance will cause potential confusion on the part of both the public and the Department of Defense and sub-optimize the disposition decision-making process. The forms in this ICR will be used to

address Congressional, General Accounting Office, and DoD Inspector General findings related to the rule.

- The DoD cannot reasonably comply with the normal clearance procedures under title 5, CFR, Part 1320, since such procedures would delay or disrupt the collection of the information.
- As the DoD Clearance Officer, I have reviewed the submission and determined that it complies with the Paperwork Reduction Act (PRA) and its implementing regulation, title 5, CFR, Part 1320, “*Controlling Paperwork Burdens on the Public.*”
- The PRA submission package consisting of the Supporting Statement; SF 114: Sale of Government Property Item Bid Page; DRMS 1645: Statement of Intent; DRMS 2006: Pre-Award Review; the draft Agency Disclosure Notice; the memo to OMB; the OMB Form 83-I; and the Statement of Determination are attached.

RECOMMENDATION: Provide coordination signature.

COORDINATION: Concur Non-Concur

Office of the DoD CIO: Gary Evans, Acting Director, DoD CIO/IEIM

Attachment(s):

As stated