

DEFENSE LOGISTICS AGENCY THE NATION'S COMBAT LOGISTICS SUPPORT AGENCY







Supplier Industry Day

Day 2 May 30, 2019





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Floyd Moore DLA Aviation

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DEFENSE LOGISTICS AGENCY THE NATION'S COMBAT LOGISTICS SUPPORT AGENCY







ISO 9001

Mary Anne Felicetti May 2019 Mary.Felicetti@dla.mil











• Higher-level quality requirements

- Control work operations, in-process controls, and inspections
- Bring attention to organization, planning, work instructions, documentation control, and advanced methodology
- Help ensure quality requirements are met on complex and critical items





- Contracts with higher-level quality requirements require supplier to establish and maintain a documented QMS
- QMS documentation may consist of:
 - Supplier quality manual/contract-specific quality plan
 - Support process procedures, may be part of quality manual/plan
 - Manufacturing process procedures, to include inspection and testing





- According to FAR 46.105, supplier must carry out contractual QA obligations by:
 - Controlling quality of product/ service
 - Ensuring their vendor's have acceptable quality control system
 - Maintaining evidence that products/services conform to contract quality requirements
 - Tendering to the Government *ONLY* products/services that conform to contract requirements





- ISO 9001 sets criteria for a quality management system, but does not dictate how it should be met in any particular organization.
- It promotes the adoption of a process-approach which incorporates the Plan-Do-Check-Act (PDCA) cycle and risk-based thinking.
- Specifies requirements for a quality management system that can be used by any organization, or for certification, or for contractual purposes
- Generic Management System Standards





- Requires the organization **ITSELF** to audit its ISO 9001 based quality system to verify that it is managing its processes effectively. (to check that it is fully in control of its activities)
- The organization **may** invite its clients to audit the quality system in order to give them confidence.
- Organization **may** engage the services of an independent quality system certification body to obtain a ISO 9001 certificate of conformity. (Third Party Certification)



Defense Contract Management Agency-DCMA



- DCMA assures compliance with higher level quality requirements when they do their QMS audits/reviews.
- DCMA QA personnel prepare the audit report. The report is retained by DCMA in accordance with the DCMA Records Management instruction.
- The System Audit is performed in accordance with the GCQA Surveillance plan.
- If the audit results require the supplier to take corrective action, the appropriate level Corrective Action Request (CAR) will be issued in accordance with the Corrective Action Process instruction with responsibility for follow up and closure assigned to the applicable QA personnel.



Defense Contract Management Agency-DCMA



- DCMA Instruction 322 Quality System Audit. DCMA System Audit is a second party audit which focuses on the contractor's QMS compliance with the customer's requirements.
- DCMA Instruction 303 Critical Safety Items QA "Ensures DCMA surveillance is intensively focused on CSIs to mitigate risk of failure of those items with characteristics, which if nonconforming, would likely cause serious injury or death to the user or catastrophic failure of a major platform and to assure conformity of those items prior to acceptance."





52.246-11 -- Higher-Level Contract Quality Requirement.

As prescribed in 46.311, insert the following clause:

Higher-Level Contract Quality Requirement (Dec 2014)

(a) The Contractor shall comply with the higher-level quality standard selected below.

Title	Number	Date	Tailoring

[Contracting Officer insert the title, number (if any), date, and tailoring (if any) of the higher-level quality standards.]





(b) The Contractor shall include applicable requirements of the higher-level quality standard(s) listed in paragraph (a) of this clause and the requirement to flow down such standards, as applicable, to lower-tier subcontracts, in –

(1) Any subcontract for critical and complex items (see 46.203(b) and (c)), or

(2) When technical requirements of a subcontract require—

(i) Control of such things as design, work operations, in-process control, testing and inspection; or

(ii) Attention to such factors as organization, planning, work instruction, documentation control, and advance metrology.

(End of Clause)





•The Higher-Level Contract Quality Requirements clause requires the contractor to implement one or more of the documented quality systems that meets the applicable standard(s) cited in the contract:

- International Standardization Organization (ISO) standard(s)
- Other recognized applicable industry standard(s) and/or
- Specified Government requirement

•For evaluation purposes, any higher-level contract quality system proposed by the contractor needs to provide for the Government's ability to audit/validate its capabilities to ensure the safety and satisfaction of our customers.





- In 1995 MIL-I-45208 and MIL-Q-9858 were cancelled with guidance issued to use ISO 9001, ISO 9002, ISO 9003, ANSI/ASQC Q9001, Q9002, Q9003 or a comparable non-Government quality system.
- MIL-Q-9858 was intended for use in contracts involving complex types of military hardware and systems. ISO 9001 replaced MIL-Q-9858 when it was cancelled.
- MIL-I-45208 was used when the technical requirements cited "Process controls" as well as "Final End item Inspection." ISO 9002 was the original replacement for MIL-I-45208. ISO 9002 was cancelled/replaced in 1994 by ISO 9001.
- These cancelled specifications are occasionally still referenced by contractors.





- Effective November 01, 2013, MIL-I-45208 is no longer considered an acceptable quality management standard when higher level quality is required on the material (FAR Clause 52.246-11).
- Notice was published in DLA Internet Bid Board System (DIBBS) and Supplier Information Resource Center (SIRC.)
- Many manufacturers will find their current quality management system conforms to either Tailored ISO 9001 or SAE AS9003 with only minor adjustments necessary to their own quality plan.
- Examples of higher-level quality standards include overarching quality management system standards such as ISO 9001, ASQ/ANSI E4; ASME NQA-1, SAE AS9100, SAE AS9003, and ISO/TS 16949, and product or process specific quality standards such as SAE AS5553. (FAR 46.202-4)



STO RQ001-TAILORED HIGHER LEVEL CONTRACT QUALITY REQUIREMENTS (MANUFACTURERS AND NON-MANUFACTURERS)



1. The minimum Higher Level Contract Quality Requirements for manufacturers for DLA is either AS9003, or ISO 9001 tailored to the requirements of SAE AS9003. Such tailoring shall not affect the organization's ability, or responsibility to provide product that meets customer and applicable statutory and regulatory requirements. MIL-I-45208 and MIL-Q-9858 are obsolete and no longer acceptable when higher level quality is required.

2. Manufacturing contractors may also choose to offer a quality management program meeting the requirements of full ISO 9001:2000, full ISO 9001:2008, full ISO 9001:2015, or a program that exceeds ISO 9001. Examples of higher-level quality standards include overarching quality management system standards, such as ASQ/ANSI E4, ASME NQA-1, SAE AS9100 and ISO/TS 16949.





- 3. Higher-Level Contract Quality Requirement for Non-Manufacturers:(a) If a non-manufacturer is supplying the material, the non-manufacturer shall:
 - (i) Furnish items produced at a manufacturing facility conforming to the higher-level contract quality requirement for manufacturers as specified in paragraph one; or

(ii) Maintain and provide documented evidence that material furnished under this contract was produced at a manufacturing facility conforming to the specified higher-level contract quality

requirement and that the material meets all requirements. At a minimum, the documented evidence shall be sufficient to establish the identity of the product and its manufacturing source; and include the basic item description, the item(s) part number and/or national stock



STO RQ001-TAILORED HIGHER LEVEL CONTRACT QUALITY REQUIREMENTS (MANUFACTURERS AND NON-MANUFACTURERS)



number, the item(s) manufacturing source , the manufacturing source's commercial and government entity code (e.g. CAGE code), and clear identification of the name and location of supply chain intermediaries from the manufacturer to the direct source of the product for the offeror/contractor, to the item(s) acceptance by the Government. It should also include, where available, the manufacturer's batch identification for the part(s), such as date codes, lot codes, or serial numbers.

(iii) Maintain documentation of the Non-Manufacturers' quality assurance program; receiving/verification processes; records management system; procurement system; inventory control system; testing results; and any other records associated with the material being provided.
(End of TQ Requirement)





FAR CLAUSE 52.246-11 APPLIES. THE CONTRACTOR SHALL BE IN COMPLIANCE WITH THE FULL REQUIREMENTS OF THE INTERNATIONAL ORGANIZATION FOR STANDARDIZATION (ISO) 9001 STANDARD AT THE TIME OF CONTRACT ACCEPTANCE OR CONTRACT MODIFICATION DATE.

1. The minimum Higher Level Contract Quality Requirements for manufacturers for DLA ISO 9001:2015. MIL-I-45208 and MIL-Q-9858 are obsolete and no longer acceptable when higher level quality is required.





2. Higher-Level Contract Quality Requirement for Non-Manufacturers. If a non-manufacturer is supplying the material, the non-manufacturer shall:

(i) Furnish items produced at a manufacturing facility conforming to the higher-level contract quality requirement for manufacturers as specified in paragraph 1; and

(ii) Maintain and provide documented evidence that material furnished under this contract was produced at a manufacturing facility conforming to the specified higher-level contract quality requirement and that the material meets all requirements. At a minimum, the documented evidence shall be sufficient to establish the identity of the product and its manufacturing





source; and include the basic item description, the item(s) part number and/or national stock number, the item(s) manufacturing source , the manufacturing source#s commercial and government entity code (e.g. CAGE code), and clear identification of the name and location of supply chain intermediaries from the manufacturer to the direct source of the product for the offeror/contractor, to the item(s) acceptance by the Government. It should also include, where available, the manufacturer's batch identification for the part(s), such as date codes, lot codes, or serial numbers.

(iii) Maintain documentation of the Non-Manufacturers# quality assurance program; receiving/verification processes; records management system; procurement system; inventory control system; testing results; and any other records associated with the material being provided.
(End of TQ Requirement)



REFERENCES



- FAR 42.302– Ensure supplier complies with contractual QA requirements
- FAR 46.202-4 Requires compliance with higher-level quality standards in contracts for complex or critical items
- FAR 46.4 GOVERNMENT CONTRACT QUALITY ASSURANCE
- **FAR 46.402** Requires Government QA performance at the source if QA activities elsewhere are uneconomical, unreasonable, or destructive
- FAR 46.5 ACCEPTANCE
- FAR 52.246-11 HIGHER LEVEL CONTRACT QUALITY REQUIREMENT



REFERENCES



•DFARS 246.202-4 HIGHER LEVEL CONTRACT QUALITY REQUIREMENTS
•DLAD 46.202-4 HIGHER LEVEL CONTRACT QUALITY REQUIREMENTS
•DLAD 46.4 GOVERNMENT CONTRACT QUALITY ASSURANCE
•DLAD 46.5 ACCEPTANCE
•DCMA Inst 303 CRITICAL SAFETY ITEMS-QA
•DCMA Inst 309 GOVERNMENT CONTRACT QUALITY ASSURANCE (GCQA) SURVEILLANCE PLANNING
•DCMA Inst 322 QUALITY SYSTEM AUDIT
•DCMA Inst 326 RISK ASSESSMENT



REFERENCES



•ISO 9001-2015 QUALITY MANAGEMENT SYSTEMS REQUIREMENTS – fifth edition

•ISO 9002 QUALITY SYSTEMS – MODEL FOR QUALITY ASSURANCE IN PRODUCTION, INSTALLATION AND SERVICING

- •MIL-I-45208 INSPECTION SYSTEM REQUIREMENTS
- •MIL-Q-9858 QUALITY PROGRAM REQUIREMENTS

•SAE AS9100 QUALITY MANAGEMENT SYSTEMS – REQUIREMENTS FOR AVIATION, SPACE AND DEFENSE ORGANIZATIONS

•SAE AS9003 INSPECTION AND TEST QUALITY SYSTEMS REQUIREMENTS FOR AVIATION, SPACE AND DEFENSE ORGANIZATIONS

DEFENSE LOGISTICS AGENCY AMERICA'S COMBAT LOGISTICS SUPPORT AGENCY



WARFIGHTER SUPPORT

STEWARDSHIP EXCELLENCE

WORKFORCE DEVELOPMENT









DEFENSE LOGISTICS AGENCY THE NATION'S COMBAT LOGISTICS SUPPORT AGENCY







Drawing Clarifications and Access

Walter Wade DLA, Product Data Management Customer Support May 30, 2019









- Export Control Documents
- C-Folders
- Military Specification and Standards
- Digital and Hard Copy Mylar's
- Customer Support





Export Controlled Data

- To view Export Controlled data JCP certification required
 - <u>http://www.dlis.dla.mil/jcp/</u>
 - Then fill out DD 2345 form
 - DLA implemented a new "Enhanced" JCP Certification Process beginning Jan 2019

Once your application is approved, your CFolders account will be automatically updated within 24 business hours





What is the C-FOLDER Website? DLA's Document Distribution System:

- Contains the Tech Data Packages (TDPs) for all solicitation/contracts posted on the DLA Internet Bid Board System (DIBBS) website
- You must have a CFolders account to access TDPs
- When you register in DIBBS, and receive your DIBBS account, a CFolders account is created at the same time
- The first time you log into CFolders, you will be required to change your password
- All TDPs in CFolders are loaded against the **Solicitation** number not the Contract number
- Data rights certifications are required to view any/all restricted data
- JCP certification is required to view any "Export Controlled Data"





How to Access Data on C-FOLDERS

- Look up solicitations on DIBBS
- Access the CFolders website
- Find your TDP on CFolders
- Obtain additional certifications
- Obtain MIL/Specs thru ASSIST
- What to do with Digital Mylar's
- Who to contact for assistance





DIBBS & CFolders Websites

Website addresses:

- DIBBS: <u>https://dibbs.bsm.dla.mil</u>
- CFolders: <u>https://pcf1.bsm.dla.mil/cfolders/</u>





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Find your Solicitation via the <u>RFO Search</u> and then click on the V (Quote image) displayed next to the solicitation number on the search results. If you know the solicitation number that you would like to quote, you may use Fast Trak Quoting and go directly to step one of the quote form by passing the RFQ search.	<u>Market Ready Orders</u>
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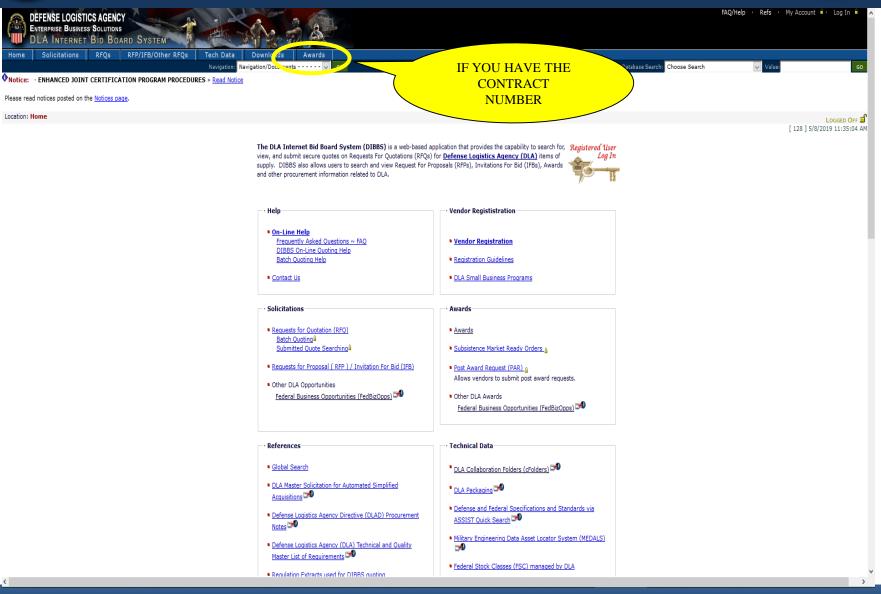
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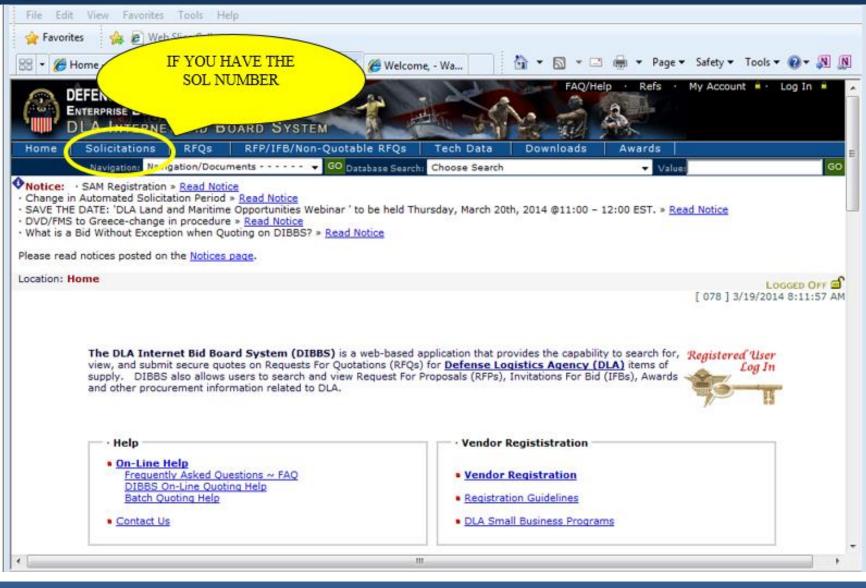




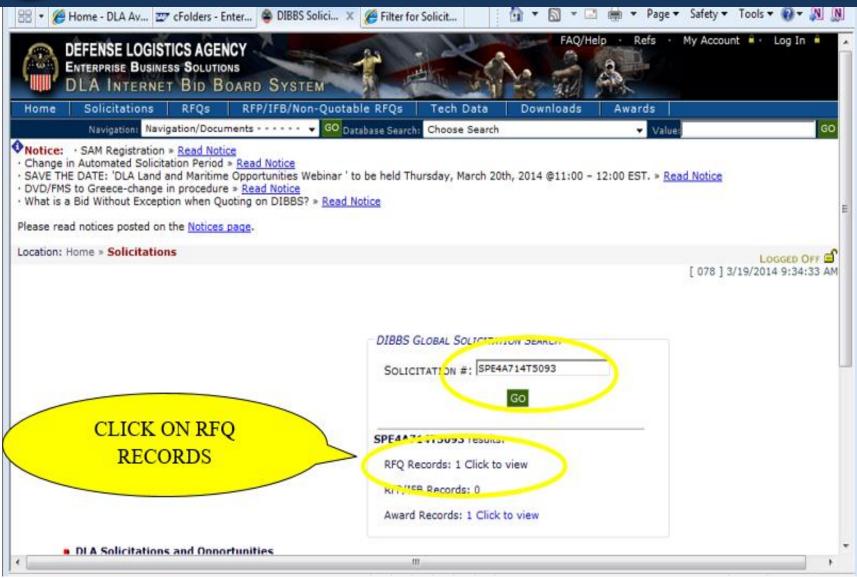
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- 2. Must have at least 2 upper case characters
- 3. Must have at least 2 lower case characters
- 4. Must have at least 2 numbers
- 5. Must have at least 2 special characters
- 6. Must begin with a letter or number

Warning: This system contains technical data whose export is restricted by the Arms Export Control Act (Title 22, U.S.C. 2751, et seq.) or the Export Administration Act of 1979 (Title 50, U.S.C., App 2401 et seq.), as amended. Violations of these export control laws are subject to severe criminal penalties. Export of information contained herein, which includes, in some circumstances, release to foreign nationals within the United States, without first obtaining approval or license from the Department of State for items controlled by the International Traffic in Arms Regulations (ITAR), or the Department of Commerce for items controlled by the Export Administration Regulations, (EAR), may constitute a violation of law. Under 22 U.S.C. 2778 the penalty for unlawful export of items or information controlled under the ITAR is up to 2 years imprisonment, or a fine of \$100,000 or both. Under 50 U.S.C., Appendix 2410, the penalty for unlawful export of items or information controlled under the EAR is a fine of up to \$1,000,000, or five times the value of the exports, whichever is greater, or for an individual, imprisonment for up to 10 years, or afine of up to \$250,000, or both.

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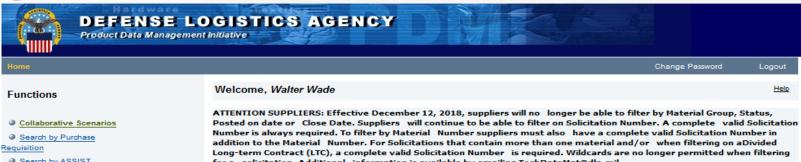
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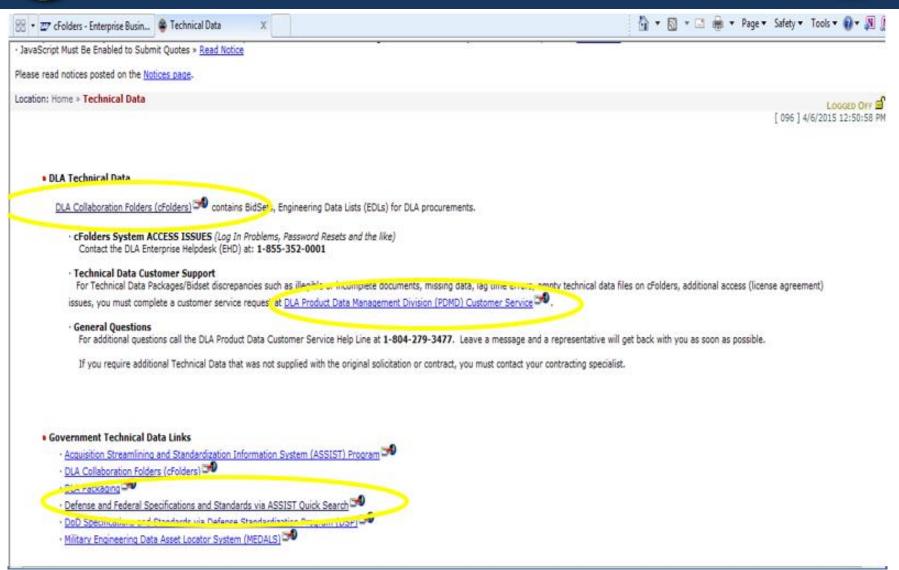




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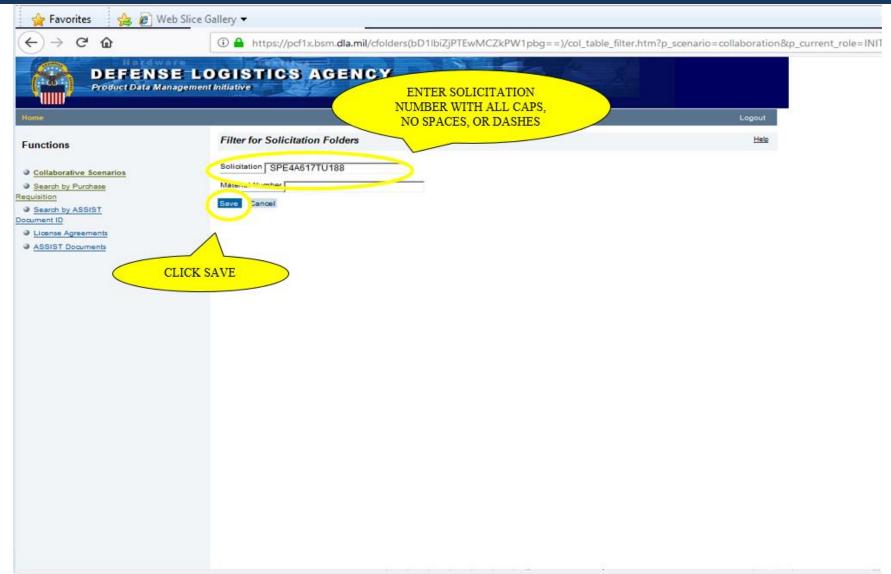
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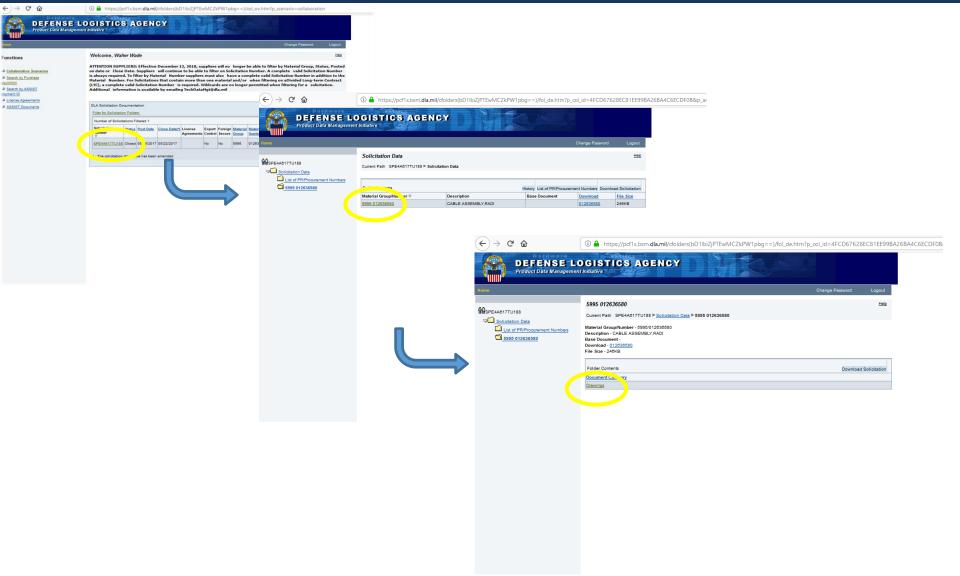
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C' 🏠 \rightarrow ← Image: Antropy of the second secon DEFENSE LOGISTICS AGENCY Product Data Management Initiative DLA -Inventory Control Point (ICP) Defense Logistics Agency Aviation, Richmond VA. License Agreement #1 (Boeing Rights Guard) for 2019 01 Boeing Rights Guard 01 Boeing Rights Guard Must remit to e-mail address: dscr.restricteddatadept@dla.mil G Folder Folder Contents Document File Name CAGE Code Company Name TYPED/PRINTED BRG CERT 2018.pdf (174KB) BRG CERT 2019.pdf (199KB) CERTIFICATION REGARDING THE USE OF LIMITED RIGHTS TECHNICAL DATA BRG DESTRUCTION LTR 2018.pdf (87KB) This solicitation is a Rights Guard solicitation for the competitive procurement of replenishment spare parts, and requires special certifications to protect technical data of The Boeing Company. The U.S. Government Department of Defense, through the Oklahoma City Ar Logistics Center (OC-ALC), and Boeing have entering that Repart that a Rights Guard contract whereby the Government may, from time to time, order from Boeing copies of technical data pertaining to military derivatives of certain commercial aircaft. The Rights Guard Contract specifies the rights and obligations of the Government regarding the use and disclosure of such technical data As a supplier/bidder/offeror, you acknowledge that Boeing Rights Guard technical data furnished through this solicitation or during the performance of any resulting contract is proprietary to The Boeing Company. 1. CHOOSING THE 2019 2. You agree to observe the following data disclosure and use restrictions. CERT. WILL OPEN a. Boeing Rights Guard technical data shall not be reproduced, in whole or in part, except as required to B Belling Hights Subto technical sear sine incode inspectious, in mineter or inspective subsysteme response to the solicitation on is perform any resulting contract.
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Military and Commercial Specifications and Standards

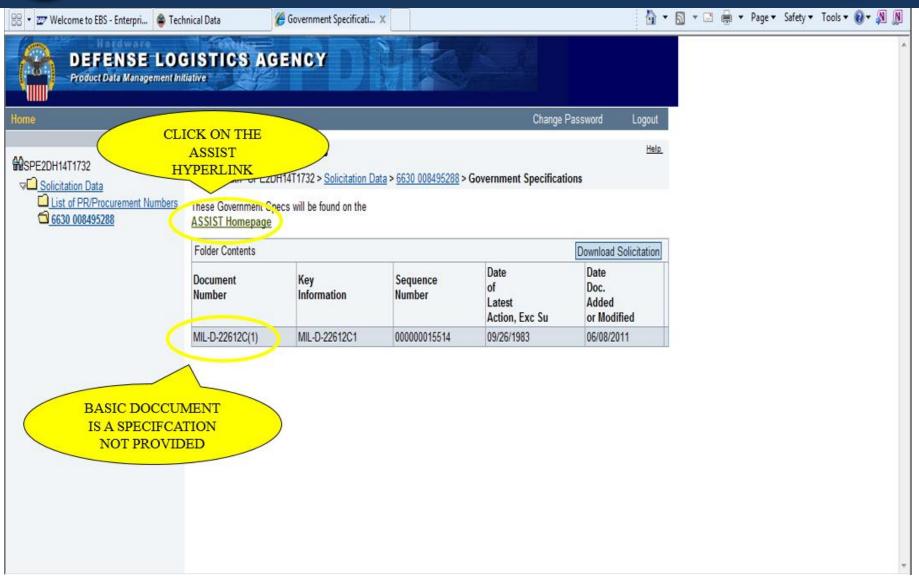
- ASSIST documents, meaning military and commercial specifications and standards will not be provided in the Tech Data Package in Cfolders.
- They can be accessed by using the assist tab on the CFolders website





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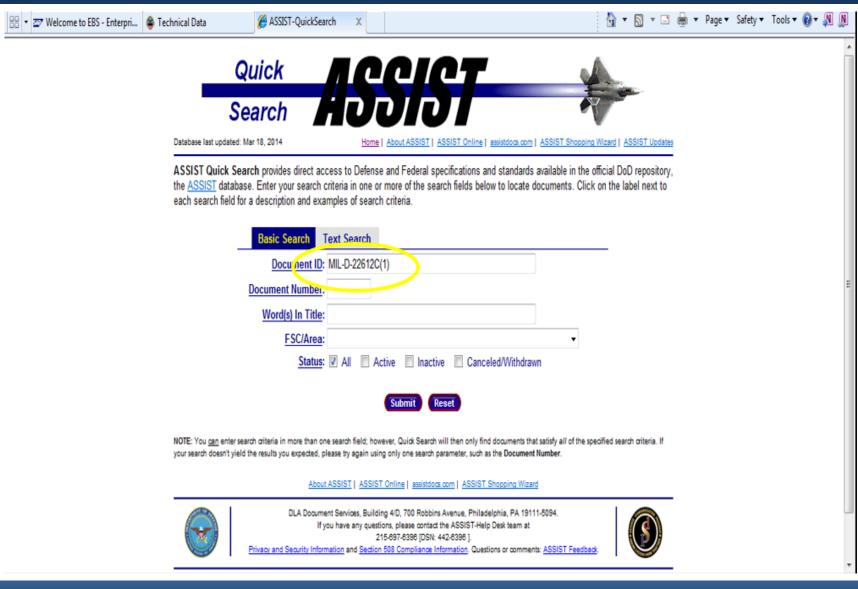




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· · · · · · · · · · · · · · · · · · ·	hent Services, Building 4/D, 700 Robbins Avenue, Philadelphia, PA 19111-5094. you have any questions, please contact the ASSIST-Help Desk team at 215-697-6396 [DSN: 442-6396]. rmation and Section 508 Compliance Information. Questions or comments: ASSIST Feedback.

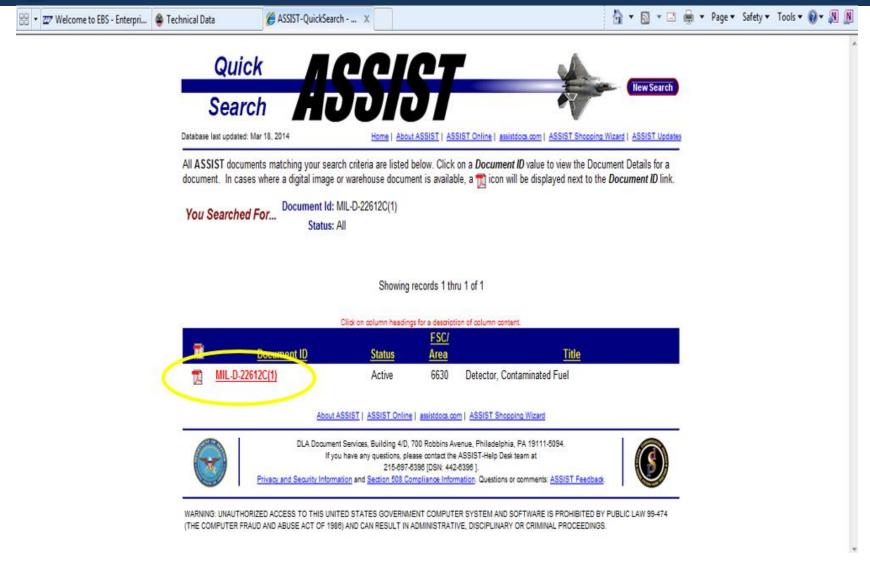










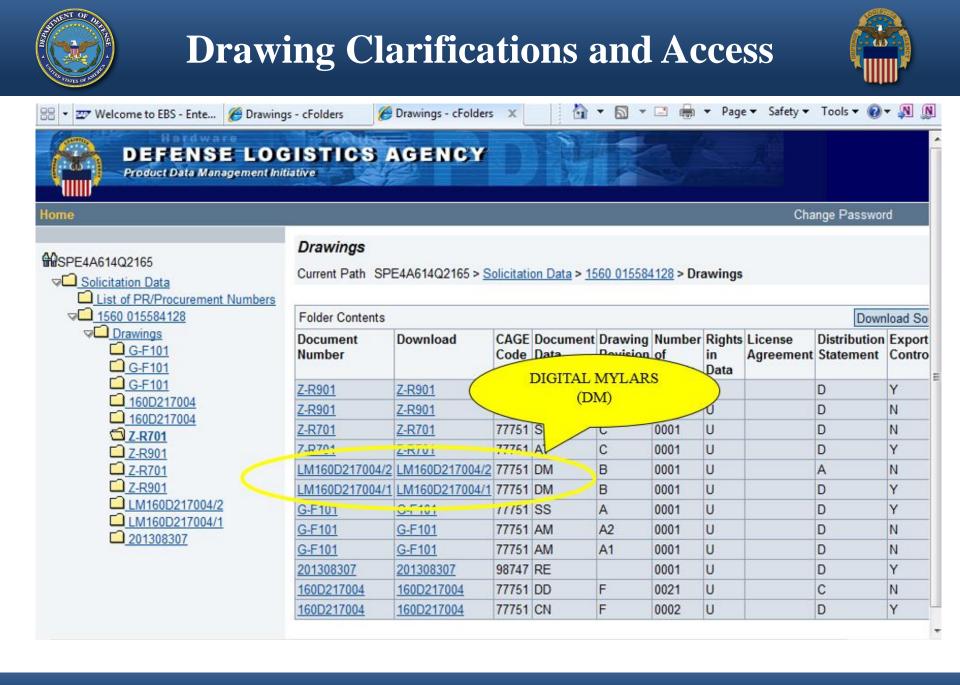






Digital MYLARS (DM)

- Digital Mylar's (DM) are dimensionally accurate scanned copies of the actual Film Mylar's
- DM's have to be reproduced onto Mylar film material before use
- The contractor is responsible for having the DM's converted and the responsibility of bearing the associated costs.
- Company providing the reproduction must have the necessary hardware and software to reproduce a dimensionally accurate reproduction







Digital MYLAR Table in the Contract

DIGITAL MYLAR DATA EXISTS FOR THIS NSN, AND WILL BE INCLUDED IN THE TECHNICAL DATA PACKAGE PROVIDED BY DLA.

IF UNABLE TO USE THE DATA IN THE DIGITAL FORMAT PROVIDED, THE CONTRACTOR WILL BE RESPONSIBLE FOR HAVING THE DATA CONVERTED TO THE NECESSARY FORMAT (I.E. MYLAR FILM), THROUGH A THIRD PARTY AND BEAR THE ASSOCIATED COSTS WHEN CONVERTING FROM DIGITAL TO STABLE BASED FORMAT, THE DIGITAL MYLAR SHALL BE PLOTTED ON STABLE BASE MATERIAL, WHILE MAINTAINING THE DIMENSIONAL ACCURACY DEMANDS OF THE UNDIMENSIONED DRAWING.





Digital MYLAR Table in the Contract

THIS INCLUDES BUT IS NOT LIMITED TO: VERIFY THE PLOT OF THE MYLAR(S) FOR DIMENSIONAL ACCURACY AS OUTLINED IN ASME Y14.31. ACCURACY SHALL BE DETERMINED VERTICALLY, HORIZONTALLY AND DIAGONALLY.

ENSURE THAT THE INDIVIDUAL GRID UNITS ARE WITHIN THE TOLERANCE OF (+,-) 0.005 INCHES AND (+,-) 0.007 INCHES DIAGONALLY. TOTAL GRID TOLERANCE SHALL BE (+,-) 0.010 INCHES AND (+,-) 0.014 INCHES DIAGONALLY. DRAWINGS WITH DIMENSIONAL ACCURACY POINTS SUCH AS TRAMMEL POINTS SHALL BE MEASURED TO WITHIN CENTERLINE (+,-) 0.010 INCHES AND (+,-) 0.014 INCHES DIAGONALLY.

REGISTRATION MARKS SUCH AS THOSE USED ON CIRCUIT CARDS SHALL BE MEASURED TO WITHIN (+,-) 0.005 INCHES AND (+,-) 0.007 INCHES DIAGONALLY.





Digital MYLARS (DM)

IMPORTANT!

- If you have a DM reproduced onto film Mylar material and the reproduction received is out of tolerance, submit a help request thru the Customer Service Website as soon as possible.
- Customer Service Website: https://www.pdmd.dla.mil/cs/





Where can you get HELP?

- DIBBS account/access, DIBBS help desk: DibbsBsm@dla.mil or DIBBS FAQs section of website
- CFolders account/access issues and password reset: DLA Enterprise Help Desk: <u>855-352-0001</u>
- Issues with Tech Data Package (TDP) on CFolders Customer Service Website: <u>https://www.pdmd.dla.mil/cs/</u>
- Customer Service Help Desk: <u>1-804-279-3477</u> (leave message)





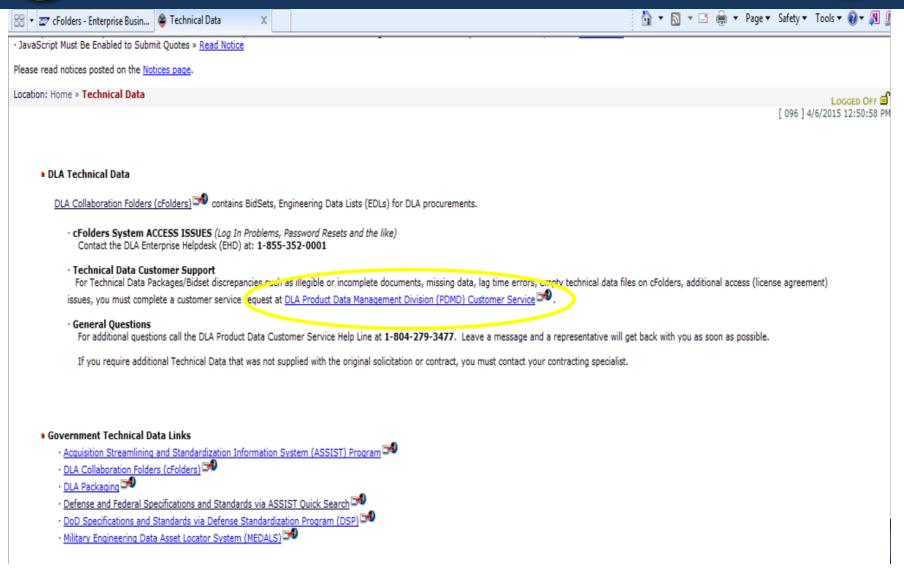
Customer Service Website

- First time users must create an account
- Use the website for quickest resolution
- Our goal is to respond within 24 hours
- May take longer if request is complicated
- Website link is found under the Tech Data link on the DIBBS Website: <u>https://dibbs.bsm.dla.mil</u>



Drawing Clarifications and Access







Drawing Clarifications and Access



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Defense Logistics Agency

Single Sign-On Authentication

You are accessing a U.S. Government (USG) Information System (IS) that is provided for USG-authorized use only.

By using this IS (which includes any device attached to this IS), you consent to the following conditions:

- The USG routinely intercepts and monitors communications on this IS for purposes including, but not limited to, penetration testing, COMSEC monitoring, network operations and defense, personnel misconduct (PM), law enforcement (LE), and counterintelligence (CI) investigations.
- · At any time, the USG may inspect and seize data stored on this IS.
- Communications using, or data stored on, this IS are not private, are subject to routine monitoring, interception, and search, and may be disclosed or used for any USG-authorized purpose.
- This IS includes security measures (e.g., authentication and access controls) to protect USG interests--not for your personal benefit or privacy.
- Notwithstanding the above, using this IS does not constitute consent to PM, LE, or CI investigative searching or monitoring of the content
 of privileged communications, or work product, related to personal representation or services by attorneys, psychotherapists, or clergy,
 and their assistants. Such communication and work product are private and confidential. See <u>User Agreement</u> for details.





Drawing Clarifications and Access



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	Defense Logistics Agency	
	Single Sign-On Authentication	

No certificate was detected. If you have a valid DoD, Federal Bridge or ECA certificate and were not prompted to provide it, please contact the Enterprise Help Desk for further assistance. Otherwise, you may log in with your User ID and password below.

First Time User? Click Here to Register

Use this option to register if you have never had a DLA account or if you have access to an existing DLA application but have not registered in AMPS.

Forgot your User ID? Click Here

Use this option if you have registered with AMPS in the past but cannot remember your DLA assigned User ID.

Forgot your Password? Click Here

Use this option if you have registered with AMPS in the past but cannot remember your password.

User ID	
Password	
-	Login

Need Help? Contact the DLA Enterprise Help Desk at <u>DLAEnterpriseHelpDesk@dla.mil</u>, or toll free 855-DLA-0001 (855-352-0001)

Accessibility/Section 508





Questions?









DEFENSE LOGISTICS AGENCY THE NATION'S COMBAT LOGISTICS SUPPORT AGENCY







PRODUCT EVALUATION & TESTING BRANCH SUPPLIER SUPPORT DIVISION II

Robert A. (Al) Sandlin Chief, DLA Aviation-FAU May 30, 2019







Contract Cited Testing Responsibilities & Roles

 The Product Assurance Branch serves as the Program Management team for the various test facilities that determine & perform the Contractually mandated testing. Our office serves as the Subject Matter Experts for testing, between the Services and the DLA Contracting & Technical staff for the Results of Testing. In addition, our staff identifies & coordinates the corrective actions required resolving deficiencies that may impede the testing process.





- Issues we often are engaged to resolve
 - Inadequate or Missing Documentation
 - Insufficient Sample Quantity
 - Repeated First Article Submission for the same Materials/Vendor
 - Inadequate or Missing Contract Language
 - First Article Resubmission without Contracted Authority (Mods)
 - Inadequate or Missing Contractual Testing Requirements



First Article Test (FAT) Branch



- The purpose of First Article testing and approval is to ensure that the contractor can furnish a product that conforms to all contract requirements for acceptance and therefore minimize risks for both the contractor and the Government.
- First Article testing is not a substitute for verifying contract quality performance.
- Contractor First Article Clauses 52.209-3 (Basic Clause) & 52.209-9017*(Additional FA requirements) The vendor is responsible for testing and the DCMA QAR Witnesses or Verifies the testing as specified by the Contract and Government Quality Assurance Letters of Instruction from the Buying Activity. (*See note on following Slide)
- Government First Article Clause 52.209-4 (Basic Clause) & 52.209-9018*(Additional FA requirements) The vendor is responsible for sending Samples and all manufacturing data as indicated by the CDRLs or Additional requirements clause to the Facility identified in the basic or elsewhere in the contract. (*See note on following Slide)





- The purpose of First Article testing and approval is to ensure that the contractor can furnish a product that conforms to all contract requirements for acceptance and therefore minimize risks for both the contractor and the Government.
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- Government First Article Clause 52.209-4 (Basic Clause) & 52.209-9018*(Additional FA requirements) The vendor is responsible for sending Samples and all manufacturing data as indicated by the CDRLs or Additional requirements clause to the Facility identified in the basic or elsewhere in the contract. (*See note on following Slide)



First Article Test (FAT)



• ***NOTE:**

- Recent actions to streamline the contract languages have resulted in the replacement of the Contractor FAT Clause 52-209-9017 (Additional FA Requirements) and Government FAT Clause 52-209-9018 (Additional FA Requirements).
- Both Clauses were replaced by a common Procurement Note H03.



First Article Test (FAT)



• What it does –

- Allows the vendor the opportunity to demonstrate that they have the means to provide the required product to the government.

• It is a Qualification/Capability Verification tool

- When invoked by the contract, it is a tool which evaluates the vendors understanding & ability to comply with ALL ASPECTS of the contract requirements, not just the material itself and may include:
 - Packaging
 - Marking
 - Documentation of Processes
 - Traceability of the documentation
 - Scheduling
 - And ANY other additional cited special Requirements are all evaluated for compliance.
- Waivers of FAT may requested by the vendor that meet predetermined criteria.

(see Clause 52.209-9019 Requests for Waiver of First Article Testing Requirements)





- Product Specialist ensures the following when conducting a waiver review:
 - Cognizant ESA has not specifically restricted DLA authority to waive FAT requirement.
 - The source of supply has produced the specific or similar item within the past 5 years. *(1 Year for Army CSI & 3 Years for Navy CSI)
 - The source quoting and source of supply has no unfavorable quality history for the specific item since the previous FAT approval or ESA approved FAT waiver.
 - The source quoting has not identified any changes in item configuration, process, ownership, mfg. location, or subcontractors.
 - The item configuration has not changed since the source of supply has either performed a FAT or received an ESA approved waiver.
- PS submits all CIM/CSI waiver requests to the ESA for approval.
- If PS feels waiver is warranted for CIM/CSI, despite not meeting all of the previous criteria, then a 339 is required for waiver approval.





- Production Lot Test (PLT): A test of sample(s), randomly selected from a completed production lot to verify that it was produced in accordance with all requirements cited in the contract or Supplemental Quality Assurance Provision. May be Government or contractor.
- PLT is the Quality verification tool. It provides the testing to demonstrate that the vendors is maintaining their own documented manufacturing & quality processes & controls, as well as "spot checking" the product in an actual manufacturing cycle.





- The DCMA QAR selects the sample from the lot presented to them for (CQA) Certification of Quality Acceptance inspection for a detailed Production Lot Test.
- Contractor Production Lot Test Clauses 52.246-9086 (See Note 1 on following Slide)
 - The vendor is responsible for testing and the DCMA QAR Witnesses or Verifies the testing as specified by the Contract and Government Quality Assurance Letters of Instruction from the Buying Activity.
- Government Production Lot Test Clauses 52.246-9085 (See Note 2 on following Slide)
 - The vendor is responsible for sending Samples Selected by the DCMA QAR and all manufacturing data as indicated by the CDRLs or Additional requirements clause to the Facility identified in the basic or elsewhere in the contract.





- Notes:
- Recent actions to streamline the contract languages has resulted in the replacement of the Production Lot Testing Clauses.
 - Note 1: Contractor Production Lot Test Clauses 52.246-9086 has been replaced by Procurement Letter E03
 - Note 2: Government Production Lot Test Clauses 52.246-9085 has been replaced by Procurement Letter E03





• PVT Clause will now be applied to all Government Source Inspected Contracts.

52.246-9004 Product Verification Testing.

As prescribed in 46.392, insert the following clause:

PRODUCT VERIFICATION TESTING (NOV 2011)

(a) The requirements of Federal Acquisition Regulation (FAR) clause 52.246-2, "Inspection of Supplies-Fixed Price," American National Standards Institute (ANSI)/American Society for Quality (ASQ) Z1.4-1993, "Sampling Procedures and Tables for Inspection by Attributes," apply. These documents form the basis for the Government's right to perform product verification testing (PVT) of this product. FAR 52.246-2 is hereby incorporated by reference into the contract if not otherwise called out in the purchase document. The current version of ANSI/ASQC Z1.4 can be found at http://asq.org. The private sector and non-Department of Defense (DOD) agencies may purchase copies of ANSI/ASQC Z1.4 from the American Society for Quality at http://asq.org/index.aspx.



Product Verification Testing(PVT)



- Reasons for Invoking PVT
 - Product has past quality problems (item)
 - Contractor has past quality problems
 - Performance specs (supplier base)
 - Industrial base past performance has been unacceptable or has experienced major problems (processes)
 - Complex or sensitive production/manufacturing set ups are required (processes)
 - Emerging technology mandating significant changes in production manufacturing (processes)
 - First-time buys
 - Critical Safety Items (CSIs)
 - ⁻ No other Quality verification testing (FAT/PLT) is specified in the award



Pending Initiatives



- Process changes DLA is negotiating
 - Reduction of First article testing
 - Increased use of alternative testing
 - Use of Source Qualifications Prior to solicitation
 - Increased use of Production Lot Testing
 - Improvements to the Testing Waiver Process
 - ⁻ Changes to the Sample Processing for delivery and return
 - Increased Accuracy for testing completion and notification times
 - Implementation of Waiver criteria for Production Lot Testing



















SLIDES UNAVAILABLE



DEFENSE LOGISTICS AGENCY THE NATION'S COMBAT LOGISTICS SUPPORT AGENCY







Joint Certification Program, Export Control Law, and Cybersecurity

Jason D. Morgan Senior Fraud Counsel May 30, 2019









National Security

China hacked a Navy contractor and secured a trove of highly sensitive data on submarine warfare

How Russia stole the night: Inside the illegal market for American night-vision technology



Zach Dorfman Contributor, Yahoo News • August 31, 2018

Security

US military manuals hawked on dark web after files left rattling in insecure FTP server



Protecting Controlled Unclassified Information



"Each year it is estimated that American industry loses more than \$600 billion dollars to theft and expropriation. Far worse, the loss of classified and controlled unclassified information is putting the Department's investments at risk and eroding the lethality and survivability of our forces. . . . Working with our partners in the defense industry and research enterprise, we must ensure the integrity and security of our classified information, controlled unclassified information, and key data. The impacts of the loss of intellectual property and data cannot be overstated-we must move to protect our resources and our forces."

> -Secretary of Defense James Mattis October 24, 2018





- International Traffic in Arms Regulation (ITAR)
 - U.S. Munitions List (USML)
 - Military Technology
 - Governed by the Directorate of Defense Trade Controls (DDTC) at the State Department
- Export Administration Regulations (EAR)
 - Commerce Control List (CCL)
 - Dual-Use Technology
 - Governed by the Bureau of Industry and Security (BIS) at the Commerce Department





- <u>What is export-controlled?</u>: "[W]hether the export . . . would contribute to an arms race, aid in the development of weapons of mass destruction, support international terrorism, increase the possibility of outbreak or escalation of conflict, or prejudice the development of bilateral or multilateral arms control or nonproliferation agreements." Arms Export Control Act (AECA), 22 U.S.C. § 2778(a)(2).
- <u>Related technical data is export-controlled</u>: "[A]rticles . . . **and related technical data** are designated as defense articles . . . pursuant to . . . the Arms Export Control Act and constitute the U.S. Munitions List." International Traffic in Arms Regulation (ITAR), 22 C.F.R. § 121.1.





- <u>What is an export?</u>: "An actual shipment or **transmission** out of the United States, including the sending or taking of a defense article out of the United States in any manner." 22 C.F.R. § 120.17(a)(1)
- <u>What is a "deemed" export?</u>:
 - "Releasing or otherwise transferring technical data to a foreign person in the United States." 22 C.F.R. § 120.17(a)(2)
 - "Any release in the United States of technical data to a foreign person is deemed to be an export to all countries in which the foreign person has held or holds citizenship or holds permanent residency." 22 C.F.R. § 120.17(b)





- Warning: Downloading technical data identified as export-controlled from cFolders to locations outside of the United States or its outlying territories is prohibited without DLA's prior consent. . . . Any violations of this policy will be viewed as an export-control violation under the [ITAR] or the [EAR] and may result in DLA revoking the contractor's access to cFolders. Any violations of this policy may also result in the Department of Defense permanently revoking the contractor's JCP certificate.
- Warning: The use of virtual private networks and other services that mask a user's IP address when accessing cFolders is prohibited without DLA's prior consent. Violation of this prohibition could result in access suspension or termination to cFolders.





- Established in 1985 to allow US and Canadian contractors to apply for access to DoD and Department of National Defence unclassified export controlled technical data on an equally favorable basis.
- The certification (DD2345) is a requirement to access DoD unclassified export-controlled data. DoD components and activities may impose additional access controls.
- The certification does not add or subtract from a contractor's pre-existing responsibilities to comply with export control law.





- Today, these procedures only apply to select NSNs, but expect these procedures to apply to all items coded as export-controlled soon.
- Contact <u>jcpvalidation@dla.mil</u> to begin the process.
- First-come, first-served basis.
- Ensure all paperwork is completed in its entirety—do not leave blanks.
- Be prepared to answer follow-on questions.





- Certify compliance with DFARS cybersecurity clauses, 252.204-7008, 252.204-7009, and 252.204-7012, which incorporates, by reference, the standards set forth in NIST SP 800-171 "Protecting Controlled Unclassified Information in Nonfederal Information Systems and Organizations." (These clauses are also found in DLA's Automated Master Solicitation.)
- The JCP signatory must be your company's data custodian.
- Certify that the company's data custodian has taken training, entitled "Proper Handling of DoD Export-Controlled Technical Data."
- Provide physical address and MAC address of company computer or server where data will be stored.





- If you plan on competing for awards for exportcontrolled items and require the related technical data from cFolders, make sure you step through the enhanced program procedures.
- Do not download export-controlled data from cFolders while travelling abroad.
- Do not share your DIBBS and cFolders credentials.
- Do not use proxies (e.g., a virtual private network) to log into cFolders without prior authorization.





- Do not share export-controlled data with foreign persons, i.e., non-U.S. citizens or lawful permanent residents, unless authorized by law.
- Ensure your firm is compliant with NIST SP 800-171 cybersecurity standards.
- Be prepared for more changes in policy.





QUESTIONS???

















Breakout Sessions in Progress



Leadership Panel



Donna Carter Acting Director Procurement Process Support *Floyd Moore* Director Supplier Operations *Calvin Lee* Deputy Director Engineering

Steven Kinskie Director Planning Christopher Davis Director Strategic Acquisitions & Programs

Table



Closing Remarks



Floyd Moore DLA Aviation





