

**SUBPART 212.1—ACQUISITION OF COMMERCIAL ITEMS - GENERAL**  
*(Revised January 24, 2008)*

**212.102 Applicability.**

(a)(i) When using FAR Part 12 procedures for acquisitions exceeding \$1 million in value, the contracting officer shall—

(A) Determine in writing that the acquisition meets the commercial item definition in FAR 2.101; and

(B) Include the written determination in the contract file.

(ii) Follow the procedures at PGI 212.102(a) regarding file documentation.

(f) See DoD Class Deviation [2003-O0002](#), Federal Acquisition Regulation (FAR) Concerning Implementation of the Homeland Security Act Provisions Relating to Procurements for Defense Against or Recovery from Terrorism or Nuclear, Biological, Chemical or Radiological Attack, issued on April 18, 2003. This deviation is effective until incorporated into the DFARS or otherwise rescinded.