

**Department of
Veterans Affairs**

Memorandum

Date: **OCT 5 - 2017**

From: Secretary (00)

Subj: Delegation of Authority to Implement 38 United States Code (U.S.C.) § 8123, Procurement of Prosthetic Appliances (VAIQ 7836622)

To: Under Secretary for Health (10)

1. I delegate authority to the Under Secretary for Health (USH) to act on behalf of the Department of Veterans Affairs (VA) to implement 38 U.S.C. § 8123.
2. **AUTHORITY:** 38 U.S.C. § 8123, "The Secretary may procure prosthetic appliances and necessary services required in the fitting, supplying, and training, and use of prosthetic appliances by purchase, manufacture, contract, or in such other manner as the Secretary may determine to be proper, without regard to any other provision of law."
3. **BACKGROUND:** This delegation promotes streamlined operational business processes to meet Veterans' clinical needs and provide Veterans access to prescribed care, while advancing the procurement of prosthetic appliances and services with efficient business processes outside of the requirements and limitations of VA Acquisition Regulations or Federal Acquisition Regulations.
4. **RESTRICTIONS:** The USH, in consultation with VA Office of Management, will establish efficient business processes under this authority to ensure internal controls on spending and to meet statutory requirements for recording financial obligations. The USH will ensure managers and employees are accountable to follow procedures and internal controls implemented under this authority.
5. **PROVISIONS:** The new business processes may include the following provisions:
 - a. Approval of non-warranted individuals to contact vendors and verbally obligate the Government by requesting prosthetic appliances be provided.
 - b. Approval of non-warranted individuals to establish purchase orders and use purchase cards to pay for such orders without regard to micro-purchase threshold limitations.
 - c. Approval of establishing written obligated purchase card orders and payment to vendors after the product has been used.

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6. This delegation of authority is effective immediately and will be implemented only after formal concurrence of a new business process document within 60 days of signature. This delegation may not be delegated to Network Directors or Medical Center Directors. This authority will remain in effect until rescinded.

A handwritten signature in blue ink, appearing to read 'D. Shulkin', is written over the text of the signature block.

David J. Shulkin, M.D.