Subpart 3405.2—Synopses of Proposed Contract Actions

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Source: 76 FR 12796, Mar. 8, 2011, unless otherwise noted.

Subpart 3405.2—Synopses of Proposed Contract Actions

3405.202 Exceptions.

(a)(15) FSA—Issuance of a synopsis is not required when the firm to be solicited has previously provided a module for the system under a contract that contained cost, schedule, and performance goals and the contractor met those goals.

3405.203 Publicizing and response time.

(c) FSA—Notwithstanding other provisions of the FAR, a bid or proposal due date of less than 30
days is permitted after issuance of a synopsis for acquisitions for noncommercial items. However, if
time permits, a bid or proposal due date that affords potential offerors reasonable time to respond
and fosters quality submissions should be established.

3405.205 Special situations.

(g) FSA—Module of a previously awarded system. Federal Student Aid must satisfy the publication
requirements for sole source and competitive awards for a module of a previously awarded system by
publishing a notice of intent on the governmentwide point of entry, not less than 30 days before
issuing a solicitation. This notice is not required if a contractor who is to be solicited to submit an offer
previously provided a module for the system under a contract that contained cost, schedule, and
performance goals, and the contractor met those goals.

3405.207 Preparation and transmittal of synopses.

(c) FSA—in Phase One of a Two-Phase Source Selection as described in 3415.302–70, the
contracting officer must publish a notice in accordance with FAR 5.2, except that the notice must
include only the following:

(1) Notification that the procurement will be conducted using the specific procedures included in
3415.302–70.

(2) A general notice of the scope or purpose of the procurement that provides sufficient information
for sources to make informed business decisions regarding whether to participate in the procurement.

(3) A description of the basis on which potential sources are to be selected to submit offers in the
second phase.

(4) A description of the information that is to be required to be submitted if the request for
information is made separate from the notice.

(5) Any other information that the contracting officer deems is appropriate.

(h) FSA—When modular contracting authority is being utilized, the notice must invite comments
and support if it is believed that modular contracting is not suited for the requirement being procured.

3405.270 Notices to perform market surveys.

(a) If a sole source contract is anticipated, the issuance of a notice of a proposed contract action
that is detailed enough to permit the submission of meaningful responses and the subsequent
evaluation of the responses by the Federal government constitutes an acceptable market survey.

(b) The notice must include—

(1) A clear statement of the supplies or services to be procured;

(2) Any capabilities or experience required of a contractor and any other factor relevant to those
requirements;

(3) A statement that all responsible sources submitting a proposal, bid, or quotation must be
considered;

(4) Name, business address, and phone number of the Contracting Officer; and
(5) Justification for a sole source and the identity of that source.

Subpart 3405.5—Paid Advertisements

3405.502 Authority.

Authority to approve publication of paid advertisements in newspapers is delegated to the HCA.