

SUPPLEMENTARY INFORMATION:

Contractor Alert List

A. Reference

DLAD 5000.4, Contract Management (One Book).

B. General

1. FAR 9.103 requires that contracts be awarded to responsible contractors. Once the PCO determines a prospective contractor's bid or proposal is responsive, the PCO must further determine that the firm is responsible. The DLA Contractor Alert List (CAL) assists with making that decision.

2. The CAL notifies buying activities that information exists at Contract Administration Offices (CAOs) which indicates that certain contractors will require close examination to make a determination of responsibility. The CAL is prepared for use by the Department of Defense (DoD) and other Government procurement activities. Appendix 1 is the preface which introduces the CAL report.

3. The Contractor Capability & Proposal Analysis Team (AQOD), is designated the Office of Primary Interest (OPI) for the CAL. The Product and Manufacturing Assurance Team (AQOG), is the point of contact for issues specifically related to Quality Assurance data on the CAL.

4. The Defense Contract Management District CAL Manager:

- a. Is the District focal point for CAL issues;
- b. Is the team leader for uniform District-wide implementation of the CAL program;
- c. Does periodic reviews to validate that CAL policy is being followed by the CAOs; and
- d. Provides CAO CAL Managers with CAL training, as necessary.

5. The CAO CAL Manager:

- a. Develops and promulgates CAO CAL procedures consistent with the policy herein;
- b. Is responsible for the performance of the CAL program at the CAO level;
- c. Is the focal point for all the internal and external communications pertaining to CAL;
- d. Promptly answers queries pertaining to the CAL;
- e. Review, validates, and inputs CAL data into MOCAS by the fifth workday of the month;
- f. Ensures applicable reason codes set forth in Appendix 2 of this chapter are assigned; and
- g. Ensures CAL contains only contractors that meet the Appendix 2 criteria.

C. Process

1. Putting contractors on the CAL. Contractors shall be placed on the CAL when the CAO functional elements become aware of any of the problems set forth in Appendix 2. The company shall be notified in writing at the time it is placed on CAL. The CAL notification letter, at a minimum, will contain the following paragraph: "Your placement on the CAL is not a determination of your responsibility nor can it be used by the Government as a basis for making a determination that you are not responsible. It merely indicates that a condition exists which may or may not have to be resolved prior to awarding your company further contracts. It is to the mutual benefit of both your company and the Government, as well as in the public interest, to correct any condition that may interfere with your company's successful performance of any proposed contract."

2. Update/remove from the CAL. a. The CAL Manager in each CAO shall make a monthly review and query originators of CAL information to ensure that a reason still exists for the company remaining on the CAL. If the reason code for a company being on the CAL has changed, the CAL shall be appropriately update.

b. The cognizant CAO CAL manager will notify a company in writing when it is removed from the CAL.

3. Input data and disseminate reports. a. CAO CAL managers shall ensure monthly input of CAL data by the responsible elements. CAO will review, validate, and transmit CAL input data by the fifth workday of the month.

b. The Defense Information System Agency MegaCenter (DSC), Columbus, is the custodian of the CAL, and is responsible for maintenance of the system and dissemination of CAL reports to our customers (buying activities) on a monthly basis. DCMDE operates the electronic bulletin board for electronic dissemination of the CAL data.

D. Synopsis of Process

1. Inputs

- a. CAO monthly CAL data.
- b. DSC monthly CAL data.

2. Process Outputs

- a. DLA Contractor Alert List.
- b. DLA Contractor Alert List on DCMDE Electronic Bulletin Board.

Appendix 1—Preface to CAL Report

1. The enclosed DLA Contractor Alert List (CAL) contains information collected from the Defense Contract Management Command's Contract

Administration Offices on contractors under their cognizance.

2. The list is to serve as a notice to contracting officers that, based upon information available at the cognizant contract administration office, a condition exists at the contractor's facility which the contracting officer should consider prior to awarding the contract. At a minimum, the contracting officer should consult with the Preaward Survey Manager (PSM) at the cognizant contract administration office to determine the necessity for a formal Preaward Survey, and to obtain the most current, accurate and complete information.

3. The list shall not be used by contracting officers as a basis for a responsibility determination. The fact that a contractor appears on the list does not indicate that the contractor is not responsible. The contracting officer must continue to make a responsibility determination on each contractor using all information available at the time of the determination.

Appendix 2—Listing of CAL Reason Codes

Code

1. The contractor has delivered complete at least 12 contracts in the prior 12 months, and the line item on-time delivery rate is less than 65 percent. This will be calculated using: (i) the initial contract delivery schedule (unless schedule revision was caused by the Government); and (ii) data on line items from contracts delivered complete during the prior 12 months (that is, percentage actually delivered late, not percentage delinquent of on-hand line items which have not been delivered yet).

2. The contractor has been issued a Level III or IV corrective action request.

3. The contractor's financial condition would result in or did result in a negative preaward survey.

Frank K. Toda,

Colonel, USAF, Chief, Performance Assessment Team.

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DEPARTMENT OF EDUCATION**Notice of Proposed Information Collection Requests**

AGENCY: Department of Education.

ACTION: Proposed collection; comment request.

SUMMARY: The Director, Information Resources Group, invites comments on

the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: Interested persons are invited to submit comments on or before February 10, 1997.

ADDRESSES: Written comments and requests for copies of the proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, S.W., Room 5624, Regional Office Building 3, Washington, DC 20202-4651.

FOR FURTHER INFORMATION CONTACT: Patrick J. Sherrill (202) 708-8196.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Director of the Information Resources Group publishes this notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g., new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment at the address specified above. Copies of the requests are available from Patrick J. Sherrill at the address specified above.

The Department of Education is especially interested in public comment addressing the following issues: (1) is this collection necessary to the proper functions of the Department, (2) will this information be processed and used in a timely manner, (3) is the estimate of burden accurate, (4) how might the Department enhance the quality, utility, and clarity of the information to be collected, and (5) how might the Department minimize the burden of this

collection on the respondents, including through the use of information technology.

Dated: December 4, 1996.

Gloria Parker,

Director, Information Resources Group.

Office of Educational Research and Improvement

Type of Review: Reinstatement.

Title: The Technology Innovation Challenge Grants Program.

Frequency: Annually.

Affected Public: Business or other for-profit; Not-for-profit institutions; State, local or Tribal Gov't, SEAs for LEAs.

Reporting Burden and Recordkeeping: Responses: 500; Burden Hours: 12,000.

Abstract: This application will be used by eligible consortia composed of local educational agencies, institutions of higher education, private businesses, and other educational or telecommunications entities. The information will be used to make grant awards for the Technology Innovation Challenge Grants Program and to ensure that statutory and regulatory requirements are met.

Office of Educational Research and Improvement

Type of Review: Reinstatement.

Title: Star Schools Program.

Frequency: Annually.

Affected Public: State, local or Tribal Gov't, SEAs for LEAs.

Reporting Burden and Recordkeeping: Responses: 75; Burden Hours: 1,500.

Abstract: This application will be used by telecommunications partnerships composed of local school agencies, state education agencies, institutions of higher education, television stations, and other telecommunications agencies including educational radio and TV stations. The information will be used to make awards and to assure that statutory and regulatory requirements are met.

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Notice of Proposed Information Collection Requests

AGENCY: Department of Education.

ACTION: Notice of Proposed Information Collection Requests.

SUMMARY: The Director, Information Resources Group, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: An emergency review has been requested in accordance with the Act

(44 U.S.C. Chapter 3507(j)), since public harm is reasonably likely to result if normal clearance procedures are followed. Approval by the Office of Management and Budget (OMB) has been requested by December 30, 1996. Interested persons are invited to submit comments on or before February 10, 1997.

ADDRESSES: Written comments regarding the emergency review should be addressed to the Office of Information and Regulatory Affairs, Attention: Wendy Taylor, Desk Officer: Department of Education, Office of Management and Budget, 725 17th Street, N.W., Room 10235, New Executive Office Building, Washington, D.C. 20503. Requests for copies of the proposed information collection request should be addressed to Patrick J. Sherrill, Department of Education, 7th and D Streets, S.W., Room 5624, Regional Office Building 3, Washington, D.C. 20202-4651. Written comments regarding the regular clearance and requests for copies of the proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, S.W., Room 5624, Regional Office Building 3, Washington, DC 20202-4651, or should be electronic mailed to the internet address #FIRB@ed.gov, or should be faxed to 202-708-9346.

FOR FURTHER INFORMATION CONTACT:

Patrick J. Sherrill (202) 708-8196.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 3506(c)(2)(A)) requires that the Director of OMB provide interested Federal agencies and the public an early opportunity to comment on information collection requests. The Office of Management and Budget (OMB) may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Director of the Information Resources Group, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. Each proposed information collection, grouped by office, contains the