

**Department of Veterans Affairs**

**807.304-76**

contracting activity compliance with the advocacy program;

[51 FR 23066, June 25, 1986, as amended at 61 FR 20492, May 7, 1996]

**806.570 Planning requirements.**

*Competition Plan.* Each Contracting Activity Competition Advocate shall develop a Competition Plan and incorporate the Plan in the internal operating procedures of the facility or organization in which the contracting activity is located. It is essential that the plan be endorsed and supported by top level management and be clearly understood by the services and offices that the contracting activity support. As a minimum, the plan shall include:

- (a) The approval requirements for other than full and open competition specified in FAR 6.304;
- (b) A description of the synopsising requirements contained in FAR Subpart 5.2 in order that the necessity for Advance Procurement Planning is fully understood;
- (c) A description of how the Competition Plan should be integrated into Advance Procurement Planning;
- (d) Identification of any known obstacles to competition and a proposal for overcoming them;
- (e) A method for otherwise increasing competition for contracts on the basis of cost and other significant factors.

[51 FR 23066, June 25, 1986, as amended at 61 FR 20492, May 7, 1996; 63 FR 69218, Dec. 16, 1998]

**PART 807—ACQUISITION PLANNING**

**Subpart 807.3—Contractor Versus Government Performance**

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AUTHORITY: 38 U.S.C. 501; 40 U.S.C. 486(c).

SOURCE: 53 FR 43210, Oct. 26, 1988, unless otherwise noted.

**Subpart 807.3—Contractor Versus Government Performance**

**807.300 Scope of subpart.**

This subpart prescribes basic procedures and principles to be followed in performing the contracting aspect of the OMB Circular A-76 cost comparison process.

**807.304 Procedures.**

**807.304-73 Bid opening/receipt of proposals.**

The date established for bid opening or receipt of proposals will normally be 90 days after sending the request for publication to the Commerce Business Daily (CBD) (65 days after issuing the solicitation).

**807.304-75 Bid acceptance.**

Bid acceptance shall be 90 days from bid opening/receipt of proposals in order to accommodate the time necessary to evaluate bids/offers, finalize the cost comparison and process any appeals. Contracting officers will insert "90 days" in FAR clause 52.214-15.

**807.304-76 Contract effective date.**

(a) A transition from in-house performance to contract requires a period of time from contract award to beginning of contract performance (contract effective date). This time is necessary to allow for personnel adjustments, e.g., right of first refusal process, and to allow a reasonable period for the contractor to make necessary resource reallocations. The contract effective date should be carefully considered in conjunction with the A-76 Task Group and must be specified in the solicitation.

(b) Although outplacement planning to minimize the effect of any necessary reduction in force should be initiated in advance of bid opening/receipt of proposals as prescribed by Office of Personnel and Labor Relations, there are also employee and labor organization reduction-in-force notice requirements which must be satisfied.

(c) When bargaining unit employees will be affected, facility officials also