

Did you know . . . May 29, 2012

1... that Army KOs shall review the EPLS prior to solicitation of offers (except when performing this review for those solicitations posted on FEDBIZOPS where it will not be practicable), prior to award of a new contract, prior to placement of a new purchase/task or delivery order, prior to exercise of an option or award of any modification that adds new work or extends the duration of the contract or the period of performance? And place the hardcopy or electronic results of the reviews in the contract file? See AFARS 5109.405(d)(S-90).

2...that all members, advisors, and persons involved in a source selection or receiving source selection information must sign a non-disclosure agreement (NDA) for that procurement? No surprise here, right? This is a DYK from June 5, 2011. But did you know that the KO must maintain the NDAs in the contract file? See Chapter 4 of the Department of Defense Source Selection Procedures for a list of the Source Selection Documents that must be included in the contract file (DFARS 215.300).

3...that the KO must include evidence of legal review, if applicable, in the contract file? Note that for terminations, claims, ratifications of unauthorized commitments, when limiting competition, and when contracting with a Government employee, the KO must obtain a legal review even if the estimated value is below the 409th CSB legal review threshold (currently \$300,000). This list is not all inclusive, it is meant to remind you of some common situations. See FAR 4.803, the 409th CSB Thresholds and the 409th CSB Legal SOP.

Classification: UNCLASSIFIED
Caveats: NONE