

170 DMR 200W PA Q&A 28 August 2012

Q1.) In reference to Page 62 (iv) Section 4, Small Business Commitment Plan:

What is the definition of Subcontractor and is there a dollar threshold that should be clarified in this requirement?

Would you consider a Subcontractor a firm we have some type of teaming agreement?

Are suppliers of parts considered Subcontractors?

Do the copies of the binding agreements count against the 25 page limit for this section? Can they be included as an attachment?

A1.) Please note that per Provision L-317.3 (C)(d)(iv), an offeror may be exempt from providing a Small Business Commitments Plan (Factor 4) if they are a small business concern. Per Provision 52.204-8 Annual Representations and Certifications (JAN 2011), the small business size standard is 750 employees under the North American Industry Classification System (NAICS) code for this acquisition (334220). In the event that a company is not exempt, they shall submit a Small Business Commitments Plan in response to Factor 4. All others will need to state that they are “exempt – small business”.

Per FAR 19.701, “Subcontract” means any agreement (other than one involving an employer-employee relationship) entered into by a Government prime contractor or subcontractor calling for supplies and/or services required for performance of the contract, contract modification, or subcontract. A dollar threshold cannot be clarified in the requirement. Copies of the binding agreements count against the 25 page limit for Factor 4.

Q2.) In reference to Page 59 (i) Section 1, Cover letter:

The instructions for the cover letter state “The above listed information (items 1-7) shall also be provided for all proposed subcontractors.” Given the two page limit for the Cover Letter can this information be included in the Vol. III, Pricing? If not, where would you like it to appear?

A2.) No, the Cover Letter may not be included in the Vol. III, Pricing proposal. Each prime contractor and each subcontractor have a 2 page limit for Volume I, Section 1: Cover Letter. *Sections 2-5 have no page limitation.*