

not expected to exceed the simplified acquisition threshold and is made by a contracting activity that has been certified as having implemented a system with interim (until December 31, 1999) or full (after December 31, 1999) FACNET and the contract action will be made through FACNET; or

(14) The contract action is for an amount at or below \$250,000 and is made through certified FACNET after Governmentwide FACNET has been certified. This exception does not apply when the contract action is not made through certified FACNET (see subpart 4.5).

16. Section 5.203 is amended by redesignating paragraphs (b) through (f) as (c) through (g), adding a new paragraph (b) and revising newly designated (c), (d), and (e) to read as follows:

5.203 Publicizing and response time.

(b) The contracting officer shall establish a solicitation response time which will afford potential offerors a reasonable opportunity to respond for each contract action, including actions via FACNET, in an amount estimated to be greater than \$25,000, but not greater than the simplified acquisition threshold. The contracting officer should consider the circumstances of the individual procurement, such as the complexity, commerciality, availability, and urgency, when establishing the solicitation response time.

(c) Agencies shall allow at least a 30 day response time for receipt of bids or proposals from the date of issuance of a solicitation if the contract action is expected to exceed the simplified acquisition threshold.

(d) Agencies shall allow at least a 30 day response time from the date of publication of a proper notice of intent to contract for architect-engineer services or before issuance of an order under a basic ordering agreement or similar arrangement if the contract action is expected to exceed the simplified acquisition threshold.

(e) Agencies shall allow at least a 45 day response time for receipt of bids or proposals from the date of publication of the notice required in 5.201 for contract actions categorized as research and development if the contract action is expected to exceed the simplified acquisition threshold.

17. Section 5.205 is amended by revising paragraph (d)(1) to read as follows:

5.205 Special situations.

(d) Except when exempted by 5.202, contracting officers shall synopsise each proposed contract action for which the total fee (including phases and options) is expected to exceed \$25,000. Reference shall be made to the appropriate CBD Numbered Note.

18. Section 5.207 is amended by redesignating paragraphs (c)(2)(xi) through (c)(2)(xv) as (c)(2)(xii) through (c)(2)(xvi), adding new paragraph (c)(2)(xi), and revising newly redesignated (c)(2)(xiv) to read as follows:

5.207 Preparation and transmittal of synopses.

(xi) For a contract action in an amount estimated to be greater than \$25,000 but not greater than the simplified acquisition threshold, enter (A) a description of the procedures to be used in awarding the contract (e.g., request for oral or written quotation or solicitation), and (B) the anticipated award date.

(xiv) In the case of noncompetitive contract actions, insert a statement of the reason justifying other than full and open competition, and identify the intended source(s) (see 5.207(e)(3)).

19. Section 5.301 is amended by removing "or" after (b)(5); removing the period at the end of (b)(6) and inserting "; or" in its place; and adding a new (b)(7) to read as follows:

5.301 General.

(7) The contract action is for an amount greater than \$25,000 but not greater than the simplified acquisition threshold, the contract action is made by a contracting office that has been certified as having implemented a system with interim (until December 31, 1999) or full (after December 31, 1999) FACNET, and the contract action has been made through FACNET.

20. Section 5.303 is amended by revising the introductory text of paragraph (b) to read as follows:

5.303 Announcement of contract awards.

(b) *Local announcement.* Agencies may also release information on contract

awards to the local press or other media. When local announcements are made for contract awards in excess of the simplified acquisition threshold in part 13, they shall include—

21. Section 5.503 is amended by revising paragraph (c)(1) to read as follows:

5.503 Procedures.

(c) *Forms.* (1) When contracting directly with the media for advertising, contracting officers—

(i) Shall use Standard Form 26, Award/Contract, or Standard Form 1447, Solicitation/Contract, when the dollar amount of the acquisition exceeds the simplified acquisition threshold; or

(ii) May use Optional Form 347, Order for Supplies or Services, or an approved agency form, when the dollar amount of the acquisition does not exceed the threshold for use of simplified acquisition procedures (see part 13).

PART 6—COMPETITION REQUIREMENTS

22. Section 6.001 is amended by revising paragraph (a) to read as follows:

6.001 Applicability.

(a) Contracts awarded using the simplified acquisition procedures of part 13;

PART 8—REQUIRED SOURCES OF SUPPLIES AND SERVICES

23. Section 8.203-1 is amended by revising paragraph (a)(1) to read as follows:

8.203-1 Contract clause and solicitation provision.

(1) Contract actions not exceeding the simplified acquisition threshold in part 13;

24. Section 8.404 is amended by revising the last sentence of paragraph (a) to read as follows:

8.404 Using schedules.

(a) When placing orders under a Federal Supply Schedule, ordering activities need not seek further competition, synopsise the requirement, make a separate determination of fair and reasonable pricing, or consider small business set-asides in accordance with subpart 19.5.