

## Federal Procurement Guidelines

Reviews provisions of the Resource conservation and recovery act of 1976 and the National energy conservation and policy act of 1978.

The Best Guide to Past Performance Evaluation in Government Contracting Just Got Better! The Past Performance Handbook has long been the resource contracting professionals have turned to for guidance on evaluating contractor performance and making award decisions in competitive acquisitions based on the evaluation results. Now this essential resource has been completely updated and revised to bring readers the most up-to-date information they need to conduct past performance evaluations. Past Performance Handbook: Applying Commercial Practices to Federal Procurement, Second Edition, not only includes a detailed explanation of the process of past performance evaluation, but also presents new approaches to standardizing assessment areas and rating scales, streamlining the source selection process, and ensuring that awards are made to the most qualified offerors. This thoroughly revised second edition offers:

- Additional focus on the collaboration between the government and contractors in providing past performance information
- Enhanced definitions of numerical scoring, adjectival ratings, color coding schema, and risk assessments — all consistent with the current guidelines issued by the Department of Defense and the Office of Federal Procurement Policy (OFPP)
- Updated citations from the Federal Acquisition Regulation, OFPP, and the Government Accountability Office (GAO)
- Abridged GAO decisions that provide details for citations included in the text.

Contracting officers and contractors working with the government will find value in every chapter of this updated edition.

This work provides a book-length analysis of the rules by which the government enters the marketplace to procure goods and services. It will be of use not only to the experienced public contract attorney but also to those practitioners who represent businesses involved with the government as either prime or subcontractors.

Federal procurement guidelines programs are discussed as they relate to the Resource Conservation and Recovery Act of 1976 (RCRA) and the National Energy Conservation Policy Act (NECPA). Materials recovered from industrial and municipal solid wastes could make major contributions to the Nation's requirements for metals and paper. Increased recycling could also provide a significant new fuel source and concurrently lessen solid-waste disposal problems. However, the two referenced programs established by Congress to encourage recycling through Federal procurement guidelines and industrial targets are not succeeding. Both of the programs, like other resource recovery efforts, are lacking in direction, coordination, needed resources, and desired impact. For example, under the Federal procurement program the Office of Federal Procurement Policy (OFPP) has not pursued its leadership responsibilities, the Environmental Protection Agency (EPA) has yet to issue any recycling guidelines, and Federal agencies are reduced to waiting for policy directives before encouraging the purchase of recycled products. The program for setting voluntary industrial recycling targets administered by the Department of Energy (DOE) will not promote recycling because economic factors determine such industry activities. The review by GAO of the use of contractors on both programs supports the need for an overall Federal conflict-of-interest contract

policy.

New! With more than 10 years in a major university certificate program, this book is now available to you, the Federal contracts non-lawyer professional. - Non-lawyer reference to the administration of Federal procurement law - More references to the FAR than statutes and decisions - Only necessary technical legalese and conversational English used It is you as a contracts manager of facts and circumstances that determines the outcome of any legal issue. Immigration and Customs Enforcement Did Not Follow Federal Procurement Guidelines When Contracting for Detention Services

Several procurement strategies exist which can be aimed at reducing energy use, but federal agencies are not using many of them. It has been 3 years since the Energy Policy and Conservation Act (EPCA) was passed and the Office of Federal Procurement Policy (OFPP) and procuring agencies have neglected to take meaningful action in response to the legislation. The Department of Defense and the General Services Administration (GSA) have amended their procurement regulations with a general energy conservation policy statement. There is no evidence that further action has been taken beyond this in response to the OFPP policy letter recommending the insert of such a statement. The Senate report on EPCA indicated that GSA and other appropriate federal agencies were expected to analyze the impact of including energy efficiency as one of the criteria for decisionmaking in the federal procurement process. This analysis was to form the basis for the development of standards to increase energy efficiency for equipment purchased by the federal government. Energy conservation is not being given full recognition in procurement policies. The OFPP policy letter and the resulting changes to the procurement regulations are important steps, but further action is needed. General policies will have to be followed by specific procedures before the federal procurement process can be made more energy conscious.

A growing portion of federal spending is related to buying services such as administrative, management, and information technical support. Services accounted for about 60% of total FY2006 procurement dollars. The Services Acquisition Reform Act (SARA) of 2003 established an Acquisition Advisory Panel to make recommendations for improving acquisition practices. In Jan. 2007, the panel proposed 89 recommendations to improve federal acquisition practices. The author was asked to testify on how the panel recommendations compare to his past work and identify how the Office of Federal Procurement Policy expects the recommendations to be addressed. Charts and tables.

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