

Summary of GSA's New "Interim" MAS Ordering Rules

New ordering rules do not apply to BPAs awarded prior to May 17, 2011

Threshold	Orders For Products Or Services <u>Without</u> A Statement Of Work	Orders For Products Or Services <u>With</u> A Statement Of Work	Orders Under a Multiple Award Blanket Purchase Agreement (BPA)
Below the Micropurchase Threshold	No competition requirements. Agency can purchase from any Schedule vendor.	No competition requirements. Agency can purchase from any Schedule vendor.	No competition requirements. Agency can purchase from any BPA holder.
Between the Micropurchase Threshold and the Simplified Acquisition Threshold	<ul style="list-style-type: none"> Request quotes or surveys prices from at least 3 Schedule contractors. If applicable, document why Agency examined fewer than 3 Schedule contractors. Select best value. 	<ul style="list-style-type: none"> Develop SOW. Provide RFQ to at least 3 Schedule contractors; fewer than 3 must be justified. Specify order type (e.g., FFP). Select best value. 	<ul style="list-style-type: none"> Provide each BPA holder a fair opportunity to be considered. If applicable, document why Agency restricted the number of BPA holders contacted.
Above the Simplified Acquisition Threshold	<p>(in addition to above)</p> <ul style="list-style-type: none"> Provide RFQ (with description of supplies/ services and selection criteria) to as many contractors as practicable or post on e-Buy. Consider all quotes IAW the RFQ. Document if fewer than 3 quotes received (unless e-Buy is used). Select best value. 	<p>(in addition to above)</p> <ul style="list-style-type: none"> Provide RFQ (with SOW and evaluation criteria) to as many contractors as practicable or post on e-Buy. Consider all quotes IAW the RFQ. Document if fewer than 3 quotes received (unless e-Buy is used). Select best value. 	<ul style="list-style-type: none"> Provide RFQ to all BPA holders with description of supplies/services and selection criteria. Afford all responding an opportunity to submit a quote. Consider all quotes IAW the RFQ. Document compliance with process.

Blanket Purchase Agreements
Requirements for establishing BPAs with/without a Statement of Work are the same as the new ordering requirements for products or services, but do not address "Below the Micropurchase" orders.
Notification must be given to unsuccessful offerors, with a brief explanation if requested, where a BPA award is based on factors other than price alone.
The Interim Rule expresses a preference for multiple award BPAs, and precludes single award BPAs over \$100M in most cases.
Multiple Award BPAs generally should not exceed five years in duration.
Single Award BPAs shall not exceed one-year and may have up to 4 one-year options only; approval is required before exercising each option.
All BPAs still are subject to annual review to ensure best value.

Micropurchase Threshold: \$3,000
Simplified Acquisition Threshold: \$150,000
Effective Date: May 16, 2011

Want more information? Check out Sheppard Mullin's GovCon Blog at www.governmentcontractslawblog.com.