



DEFENSE LOGISTICS AGENCY
HEADQUARTERS
8725 JOHN J. KINGMAN ROAD, SUITE 2533
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY
REFER TO

DLSC-PPP
FARS DEV 99-03

FEB 16 1999

MEMORANDUM FOR PROCLTR DISTRIBUTION LIST

SUBJECT: Class Deviation – Past Performance

The attached memorandum from the Director, Defense Procurement, issues a class deviation dated January 29, 1999 (DAR Tracking Number 99-O0002) that supersedes the Class Deviation in FARS DEV 98-03, dated March 9, 1998 (DAR Tracking Number 97-O0009). Use of the attached language is required in lieu of FAR 15.304(c)(3) and FAR 42.1502(a) when collecting and using past performance information.

The guidance contained in FARS DEV 98-03 pertaining to existing systems and procedures is unchanged. Most DLA contracts are categorized as operations support and require past performance evaluation and collection of past performance data for competitive negotiated acquisitions for contracts expected to exceed \$5,000,000. As stated in PROCLTR 98-03, unless a standardized automated DoD-wide system is in place, a manual collection system process is necessary, unless a local automated past performance system (such as the Automated Best Value System) is available.

This FARS DEV is effective immediately and shall remain in effect until further notice. The DLSC-P point of contact is Stephanie Pennello who can be reached at DSN 427-1355, (703) 767-1355, or via email at stephanie_pennello@hq.dla.mil.

THOMAS D. RAY
Assistant Executive Director
(Procurement Operations & Programs)

Attachment



ACQUISITION AND
TECHNOLOGY

DP (DAR)

OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON
WASHINGTON, DC 20301-3000

dsfo
FEB - 8 1999

January 29, 1999

In reply refer to
DAR Tracking Number: 99-00002

MEMORANDUM FOR DIRECTORS OF DEFENSE AGENCIES
DEPUTY FOR ACQUISITION AND BUSINESS MANAGEMENT,
ASN(RD&A)/ABM
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE
(CONTRACTING), SAF/AQC
DEPUTY ASSISTANT SECRETARY OF THE ARMY (PROCUREMENT)
COMMANDER, DEFENSE CONTRACT MANAGEMENT COMMAND, DEFENSE
LOGISTICS AGENCY

SUBJECT: Class Deviation--Past Performance

This supercedes the class deviation issued on December 18, 1997,
under DAR Tracking Number 97-00009, Subject: Past Performance.

Effective immediately, and until further notice, all Department
of Defense contracting activities shall use the attached language in
lieu of Federal Acquisition Regulation (FAR) 15.304(c)(3) and
42.1502(a) when collecting and using past performance information.

Eleanor Spector

Eleanor R. Spector
Director, Defense Procurement

Attachment:
As stated

cc: DSMC, Ft. Belvoir



PART 15--CONTRACTING BY NEGOTIATION

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Subpart 15.3--Source Selection

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15.304 Evaluation Factors and Subfactors

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(c) * * *

(3) (i) Except as set forth in paragraph (c) (3) (iii) of this section, past performance shall be evaluated in all source selections for negotiated competitive acquisitions ~~expected to exceed \$1,000,000~~ [--

(A) For systems and operations support ~~expected to exceed \$5,000,000~~;

(B) For services, information technology, or science and technology ~~expected to exceed \$1,000,000~~; and

(C) For fuels or health care ~~expected to exceed \$100,000~~.

~~(ii) Except as set forth in paragraph (c) (3) (iii) of this section, past performance shall be evaluated in all source selections for negotiated competitive acquisitions issued on or after January 1, 1999, for acquisitions expected to exceed \$100,000. Agencies should develop phase-in schedules that meet or exceed this schedule.~~

(iii)[ii] Past performance need not be evaluated if the contracting officer documents the reason past performance is not an appropriate evaluation factor for the acquisition (OFPP Policy Letter 92-5).

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PART 42--CONTRACT ADMINISTRATION

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Subpart 42.15--Contractor Performance Information

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42.1502 Policy.

(a) [(1)] Except as provided in paragraph (b) of this section, agencies shall prepare an evaluation of contractor performance for each contract in excess of [--] ~~\$1,000,000 (regardless of the date of contract award) and for each contract in excess of \$100,000 beginning not later than January 1, 1998 (regardless of the date of contract award), at the time the work under the contract is completed.~~

[(A) \$5,000,000 for systems and operations support contracts;

(B) \$1,000,000 for services, and information technology contracts; and

(C) \$100,000 for fuels and health care contracts.

(2) There is no dollar threshold for evaluating contractor performance under science and technology contracts.

(3)] In addition, interim evaluations should be prepared as specified by the agencies to provide current information for source selection purposes, for contracts with a period of performance, including options, exceeding one year. This evaluation is generally for the entity, division, or unit that performed the contract. The content and format of performance evaluations shall be established in accordance with agency procedures and should be tailored to the size, content, and complexity of the contractual requirements.

(b) Agencies shall not evaluate performance for contracts awarded under Subparts 8.6 and 8.7. Agencies shall evaluate construction contractor performance and architect/engineer contractor performance in accordance with 36.201 and 36.604, respectively.

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