

Homeland Security Department

3006.302–270

Subpart 3006.3—Other Than Full and Open Competition

- 3006.302 Circumstances permitting other than full and open competition.
- 3006.302–1 Only one responsible source and no other supplies or services will satisfy agency requirements.
- 3006.302–270 Unusual and compelling urgency.
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- 3006.304 Approval of justification.
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Subpart 3006.5—Competition Advocates

- 3006.501 Requirement.

Subpart 3006.90—Competition Requirements for Personal Services Contracting

- 3006.9000 Applicability (USCG).

AUTHORITY: 5 U.S.C. 301–302, 41 U.S.C. 1707, 41 U.S.C. 1702, 48 CFR part 1, subpart 1.3, and DHS Delegation Number 0702.

SOURCE: 68 FR 67871, Dec. 4, 2003, unless otherwise noted.

Subpart 3006.1—Full and Open Competition

3006.101 Policy.

3006.101–70 Definitions.

As used in this part:

Agency competition advocate means an individual designated by the Chief Procurement Officer (CPO) to perform, at a minimum, the functions under (FAR) 48 CFR 6.502(b) and is synonymous with “Departmental Competition Advocate” and “Senior Competition Advocate (SCA).”

Competition advocate for the procuring activity means the individual who has been designated by the Component to approve Justifications and Approvals (J & A) for other than full and open competition as permitted by the (FAR) 48 CFR 6.304 and to perform the duties and responsibilities assigned under (FAR) 48 CFR 6.502. This term is synonymous with “procuring activity competition advocate.”

[71 FR 25769, May 2, 2006, as amended at 71 FR 48801, Aug. 22, 2006]

Subpart 3006.2—Full and Open Competition After Exclusion of Sources

3006.202 Establishing or maintaining alternative sources.

(b)(1) The HCA is delegated authority to approve a D&F in support of a contract action award under the authority of (FAR) 48 CFR 6.202(a). Submit D&F in the format per (HSAR) 48 CFR 3001.704.

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(b)(4) The contracting officer may rely on this exception in the case where only one source is available to provide additional units or replacement items under a specific make and model requirement, but only where the CPO has determined in accordance with the agency’s standardization program that only the specific make(s) and model(s) will satisfy the agency’s needs.

[77 FR 50634, Aug. 22, 2012]

3006.302–270 Unusual and compelling urgency.

(d)(1)(iii) For contract awards to facilitate the response to or recovery from a natural disaster, act of terrorism, or other man-made disaster, that relies on this exception, the period of performance shall be limited to the minimum period necessary to meet the urgent and compelling requirements of the work to be performed and to enter into another contract for the required goods or services through the use of competitive procedures, but in no event shall the period of performance exceed 150 days, unless the Head of the Contracting Activity (or higher approval authority if required by (FAR) 48 CFR 6.304 or DHS procedures) determines that exceptional circumstances apply, approving the justification as set forth in (HSAR) 48 CFR 3006.304.