

A faint, light blue background image of the Statue of Liberty's head and crown, positioned in the upper right corner of the slide.

# **General Services Administration Public Utility Contracting**

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# Utility Industry in the United States

- Electric Service Providers  
3200
- Natural Gas Providers  
1500
- Water Systems  
54000



# Government Utility Bill

Of these thousands of utility service providers, the Federal Government purchases well over \$14.5 billion of utility services from over 1000 utility service providers.

# Legislative History

- Created by the Federal Property and Administrative Services Act (40 U.S.C. 501(b)). Responsibilities include:
  - a. Negotiating 10-Year Utility Service Contracts.
  - b. Representation of the Government in proceedings before State and Federal regulatory bodies.
- Public Law 102-486 - UEESC contracts authorized



# Utility Service Characteristics

- Bundled and regulated utility service.
- Connection Charges.
- Services offered through regulated tariffs.
- Energy Management Services in accordance with the terms of the contract.





# Utility Service Contract Requirements

- Negotiated, sole source procurement.
- Justification for Other than Full and Open Competition required for energy management services.
- Socio-economic clauses.
- UESC task orders must be supplemented to reflect A&E/Construction contract requirements.
- Supplier Diversity requirements.





# Supplier Diversity Requirement

- Contracts in excess of \$100,000 require FAR Clause 52.219-8.
- Contracts in excess of \$550,000 require a Small Business Subcontracting Plan.



# Subcontracting Plan Requirements

- Goals and total dollars planned for the use of small business concerns as subcontractors.
- A description of the principal types of supplies and services to be subcontracted.
- A description of the method used to develop the subcontracting goals.
- A description of the company's outreach efforts.
- Requirement to maintain standard records and cooperate with all applicable studies.
- Commitment to include subcontracting clauses in all subcontracts.

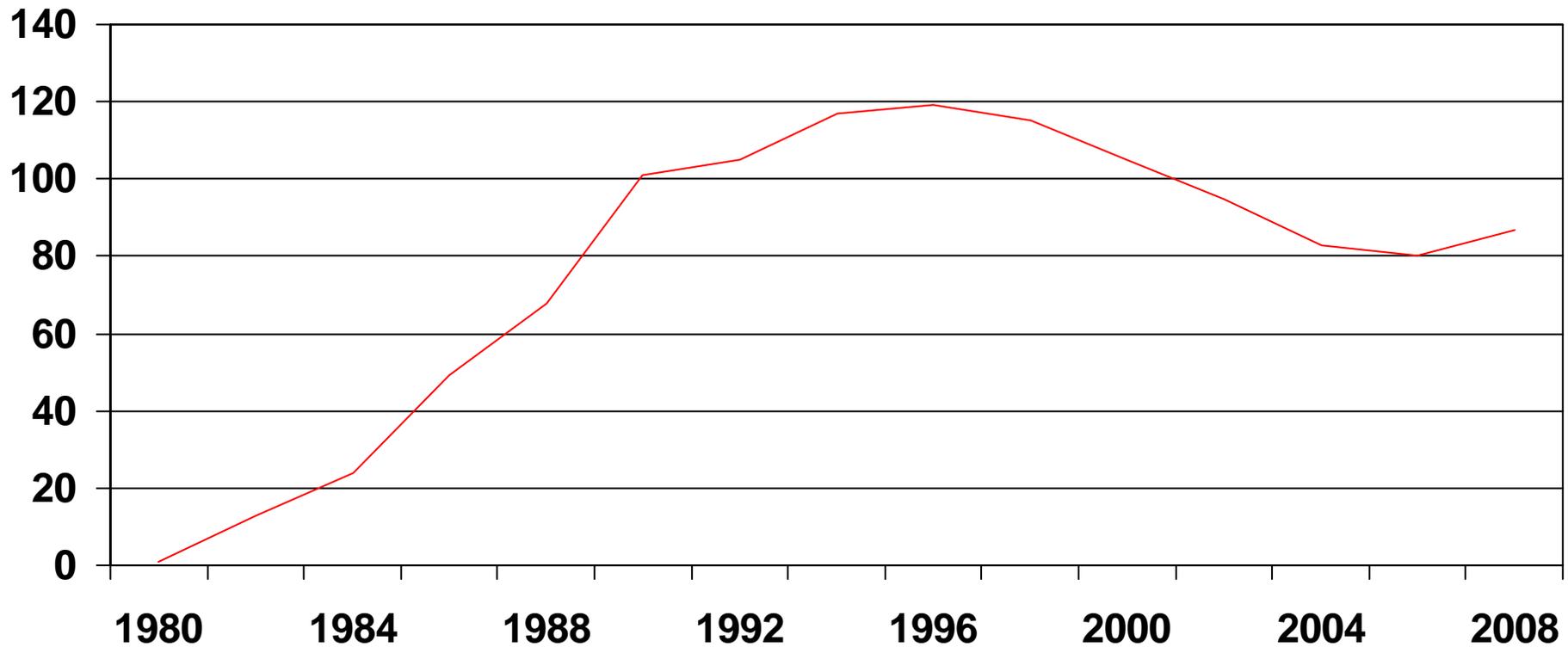


# Reporting Requirements

- Small Business Subcontracting Plan which includes the previously discussed information
  - Due November 30th of each contract year.
- Report of Actual Subcontracting Accomplishments for previous year to SBA website (previously submitted via Standard Form 295) - Due April 1 of each contract year.



# Historical Subcontracting Plan Information





## Current Year Refusals, including contract non-renewals due to unsatisfactory Supplier Diversity Programs

- Investor-Owned Utilities 25
- Municipal Utilities 32



# SBA Subcontracting Program Compliance Reviews

- Subcontracting Orientation and Assistance Reviews (SOAR) - visit for the purpose of providing advice and counsel. Includes a physical visit to the contractor's facility for the purpose of providing advice.
- Desk audit - an informal review of the current subcontracting plan.
- Compliance Review - Structured, formal review of current subcontracting program.



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