

## **Significant Changes for the GSA Multiple Award Schedule (MAS) Solicitation** (Interact post attachment)

*DISCLAIMER: GSA FAS is posting this notification of a planned solicitation refresh or mass modification as a courtesy to industry. All comments on the attached DRAFT document must be submitted in the "Comments" section below within ten (10) business days of this posting. Comments provided elsewhere or after 10 business days will not be considered. GSA FAS will consider all relevant comments and make changes to the DRAFT as appropriate, but will not issue a formal response to industry comments or related inquiries. Interested parties should thoroughly review the final version of the solicitation refresh or mass modification for changes made to this DRAFT.*

GSA anticipates that the refresh will occur in July 2023.

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**Summary of Planned Changes** Below is a high-level description of significant changes to be included in the upcoming MAS refresh and mass modification. Be sure to review the final solicitation refresh and mass modification for full details.

### **A: Changes to Overall MAS Solicitation:**

- 1. Incorporate the following updates to SCP-FSS-001** (see GSA Interact notice attachment for revised text):
  - a. Remove language indicating that proposed pricing must be highly competitive in order to be considered fair & reasonable.
  - b. Add bullet xii. to address obsolete items.
  - c. Remove last sentence in section ix. (508 Standards) as I-FSS-600 provides instructions for providing 508 compliance information.
- 2. Removal of Highly Competitive Language**
  - a. Solicitation 47QSMD20R0001 - Refresh # 16 published on 5/19/2023 included changes to SCP-FSS-001 to remove language indicating that proposed pricing must be highly competitive in order to be considered fair & reasonable. This requirement is no longer in effect. However, additional changes to the provision are required to completely remove references to this language. GSA intends to make these additional changes in Refresh # 17.

### 3. Joint Venture requirements for current JV entities

- a. GSA/FAS intends to extend the MAS JV requirements in Refresh 16 to MAS JVs awarded prior to Refresh 16.
  - i. Instructions for existing JV MAS contractors will be included in the SF30 Attachment to the MAS Solicitation.
  - ii. GSA/FAS is updating the JV solicitation attachment on GSA.gov to reflect that it applies to both JV offerors and existing JV contracts.

### 4. Implement GSA/SBA 8(a) Partnership Agreement on MAS

- a. FAS is implementing the [SBA Partnership Agreement](#) (PA), signed June 2022. By establishing an 8(a) Pool under MAS for which only current 8(a) Program Participants are eligible. Contractors determined eligible and accepted by SBA will be added to the pool.
- b. For **existing 8(a) MAS contractors**, who are currently active 8(a) Program participants, FAS has offered those contracts to SBA for acceptance into the 8(a) pool. A Modification will be issued to all existing 8(a) contractors accepted by SBA. Contractors must accept this Modification in order to be placed into the 8(a) pool and to be eligible for 8(a) awards.
- c. For **new 8(a) offers**, 8(a) contractors seeking a MAS contract award who are currently active 8(a) Program participants will be offered to SBA for acceptance into the MAS 8(a) pool, at the time of their offer. Once determined eligible and accepted by SBA, the contract will be added to the 8(a) pool upon award of the MAS contract.
- d. MAS 8(a) Pool contractors will receive an icon in GSA eTools indicating that they are eligible for competitive and sole source 8(a) task/delivery order awards.
- e. 8(a) contractors accepted in the MAS 8(a) Pool by SBA will be eligible for both competitive and sole source 8(a) set aside awards made against their MAS contracts. MAS 8(a) pool contractors will be eligible for sole source awards for as long as they remain active in the 8(a) Program, and continue to qualify as small for the size standard corresponding to the NAICS code assigned to the sole source order, at the time of award. 8(a) pool contractors will continue to remain eligible for competitive set aside awards for up to five (5) years from the date of award, or until rerepresentation in accordance with FAR 19.301-2(b) (whichever is first), even after the contractor has exited the 8(a) program. However, an Ordering Contracting Officer may (CO) request recertification of size status in connection with a specific 8(a) order; a contractor that has graduated from or otherwise left the 8(a) Program cannot represent its size status as an eligible 8(a) participant.
- f. MAS 8(a) DRAFT Offer Instructions

- i. Updated offer instructions for MAS 8(a) contractors will be added to the solicitation.
- ii. Offerors who are current 8(a) Program participants at the time of their MAS contract offer, will be offered by the MAS CO to the Small Business Administration (SBA) for acceptance into the MAS 8(a) Pool. Current 8(a) program participants must qualify as a small business for the applicable NAICS assigned to the contract and meet all other SBA 8(a) Program eligibility requirements at the time of their MAS offer to be accepted into the pool.
- iii. Once accepted by SBA, the 8(a) contract will be added to the 8(a) Pool upon award of the MAS contract. MAS 8(a) Pool contractors will receive an icon in GSA eTools indicating that they are eligible for competitive and sole source 8(a) task order awards.
  - 8(a) pool contractors will be eligible for sole source awards for as long as they remain active in the 8(a) Program, and continue to qualify as small for the size standard corresponding to the NAICS code assigned to the sole source order, at the time of order award.
  - 8(a) pool contractors will continue to remain eligible for competitive set aside awards for up to five (5) years from the date of award, or until rerepresentation in accordance with FAR 19.301-2(b) (whichever is first), even after the contractor has exited the 8(a) Program. Ordering contracting officers may request recertification of status in connection with a specific 8(a) order. A contractor that has exited the 8(a) Program cannot represent its status as an eligible 8(a) Participant.

g. MAS 8(a) Clause Additions

**5. Incorporate clause and provision updates, as necessary, through [Federal Acquisition Circular \(FAC\) 2023-04](#) and [GSAR Change 166](#)**

- a. Includes new “Tik-Tok” clause per FAR Case 2023-010, effective June 2nd, 2023 - FAR 52.204–27, Prohibition on a ByteDance Covered Application, to implement the requirements of section 102 of Division R of Public Law 117–328, and its implementing guidance under OMB Memorandum M–23–13.

**6. Clarify sustainability requirements and reference the GSA Green Procurement Compilation**

- a. The below language will be added under Section III A. Terms and Conditions Related to Schedule Contract Administration.
  - i. The U.S. General Services Administration (GSA) requires contractors to identify sustainable products under Federal Supply Service schedule contracts on GSAAAdvantage! and other communication media. Contractors should use GSA’s [Green Procurement Compilation](#) to determine if awarded products meet federal sustainable purchasing requirements. For task and delivery orders under this contract, unless an exemption or exception applies, products and services purchased by federal agencies must meet the following applicable statutory mandates and directives:

- Energy efficient products that are [ENERGY STAR®](#) certified or Federal Energy Management Program (FEMP)-designated products
- Biobased products meeting the content requirement of the U.S. Department of Agriculture under the [BioPreferred®](#) program
- Acceptable chemicals, products, and manufacturing processes listed under EPA's [Significant New Alternatives Policy \(SNAP\)](#) program, which ensures a safe and smooth transition away from substances that contribute to the depletion of stratospheric ozone
- Products containing recovered material designated by the U.S. Environmental Protection Agency (EPA) under the [Comprehensive Procurement Guidelines](#)
- [WaterSense®](#) labeled (water efficient) products and services
- [Safer Choice](#)-certified products (products that contain safer chemical ingredients)
- Products and services that meet [EPA Recommendations of Specifications, Standards, and Ecolabels](#), demonstrated through third party certification

## 7. Implement various changes to the Offer and Modification Price Proposal Templates (PPTs)

- a. Offer and Mod PPTs (Products and Services)
  - i. Adding the below columns to the TDR Pilot yellow box on the 'Read Me First' tab. These columns do not need to be addressed for TDR Offers and Modifications.
    - Supporting Invoice or Document Number(Initial submittal)
    - Page Location
- b. Mod Products and Services PPT
  - i. Removing the below columns from EPA - TDR tabs.
    - Supporting Invoice or Document Number(Initial submittal)
    - Page Location
- c. Mod Services PPTs
  - i. Adding below note to Read Me First for Services Tab A and B
    - **Note:** When adding LCATS/services after contract award year (year 1), information must be reflective of the current year the mod is submitted. For example, if the contract is in year 7, Tab A should reflect information for year 7. If the contract has out-year pricing, the Fixed Esc Srvcs-20 year tab pricing should reflect current year, year 7 - 20 in this example.
  - ii. Adding below note to Fixed Escalation for Services Tabs A and B
    - **Note:** When adding LCATS/services after contract award year (year 1), information must be reflective of the current year the mod is submitted. For example, if the contract is in year 7, Tab A should reflect information for year 7. If the contract has out-year pricing, the Fixed Esc Srvcs-20 year tab pricing should reflect current year, year 7 - 20 in this example.

Enter the current year in column D (for example replace year 1 with year 7, in this example) and so on to calculate and utilize the proper formulas, and remove extra columns.

## **B: Changes to Specific Large Category, Subcategory or SIN:**

### **1. Office Management (A):**

- a. Office Supplies (A09): OS4 SINs 339940OS4 - Office Products and Supplies and 339940OVER - Overseas Office Products and Supplies
  - i. Updating category specific attachment, 'OS4 Business Rules,' located on [MAS Scope and Templates](#) page by clarifying sustainability requirements and reference the GSA Green Procurement Compilation under Section 7.1.
  - ii. Adding the same language being added under Section III A. Terms and Conditions Related to Schedule Contract Administration.

### **2. Facilities (B):**

- a. Facilities Maintenance and Repair (B01): SIN 561210FAC - Facilities Maintenance and Management
  - i. The SIN description will be updated to add the words "offered or" as follows: 561210FAC Includes all services related to the complete operations, maintenance and repair of federal real property. Real property could include stand-alone facilities and structures such as hospitals and federal buildings to large, multi-facility complexes such as DoD military installations. Services can be **offered or** ordered individually or in combination. Typical maintenance services include: elevator, HVAC, electrical, plumbing, septic, fire alarm/fire suppression, energy management control systems (EMCS), water distribution, septic, telephone, water tanks, renewable energy systems, waste management, recycling, etc. This SIN can also be used for facilities management solutions such as to fulfill a requirement for adequate staff/personnel to help manage federal facility operations. In addition, this SIN provides a complete array of facilities consulting and facilities assessment services."

### **3. Industrial Products (E):**

- a. Hardware and Tools (E04): SIN 332510C - Hardware Store, Home Improvement Center, Industrial or General Supply Store, or Industrial Maintenance Repair and Operations (MRO) Distributor - Catalog
  - i. Updating the SIN instructions note as follows:  
"NOTE: Contractors submitting an offer for this SIN must ~~be a hardware store, home improvement center or MRO,~~ and shall include **offer** a diverse line of products and related services that would normally be found in a commercial hardware store, home improvement center or MRO. Requests that are not diversified in nature will not be considered. Diversity is

considered to be a minimum of three (3) or more distinct categories or distinct product groups (not brands name or manufacturers) which may include but are not limited to: flooring, fencing, hardware, building materials, tools, appliances, electrical, paint, plumbing, lawn and garden, motors, shop, machining, welding, material handling, carts/trucks, dock equipment, HVAC, cleaning, irrigation and related services."

**4. Professional Services (H):**

- a. Business Administration Services (H01): SIN 541611 Management and Financial Consulting, Acquisition and Grants Management Support, and Business Program and Project Management Services
  - i. A new subgroup, Program Evaluation Services, will be added. Detailed instructions about the application and review package will be added to this portion of the Category Attachment.

**5. Security and Protection (J):**

- a. Adding below note to Large Category Instructions and Regulations related to the prohibition of firearms and live ammunition
  - i. Note: GSA will not award firearms or live ammunition under this Solicitation.

**6. Transportation and Logistics Services (K):**

- a. Package Delivery (K03): SINs 492110 - Package Delivery and Freight Trucking & 492110SB - Local Courier Delivery Services (SBSA)
  - i. Removing "highly competitive" language from the Instructions tab of the required SIN specific price proposal template under the Transportation and Logistics Services Large Category.
- b. Transportation of Things (K05): SINs 485 - Ground Transportation & 532111 - Automotive Equipment Rental and Leasing - Rental Supplemental Vehicle Program (RSVP)
  - i. Removing "highly competitive" language from the Instructions tab of the required SIN specific price proposal template under the Transportation and Logistics Services Large Category.
  - i. Updating Category Specific Attachment for 532111 - Automotive Equipment Rental and Leasing - Rental Supplemental Vehicle Program (RSVP) to provide clarifications to this SIN requirement such as clearly stating the vehicle asset requirement, providing the full text of two clauses, FBG-C-FSS-0001 and FBG-C-FSS-0002, and updating emails.

**7. Travel (L):**

- a. Employee Relocation (L01): SIN 531 - Employee Relocation Solution
  - i. Removing "highly competitive" language from the Instructions tab of the required SIN specific price proposal template under the Travel Large Category.

- b. Lodging (L02): SIN 531110 - Long Term Lodging
  - i. Removing “highly competitive” language from the Instructions tab of the required SIN specific price proposal template under the Travel Large Category.