

**SUPPORTING STATEMENT
FOR PAPERWORK REDUCTION ACT SUBMISSION
OMB CONTROL NO. 9000-0047
Place of Performance**

FAR sections affected: 52.214-14, and 52.215-6

A. Justification.

1. Administrative requirements.

This clearance covers the information that bidders or offerors must submit to comply with the following Federal Acquisition Regulation (FAR) requirements:

- **52.214-14, *Place of Performance-Sealed Bidding*.** This FAR provision is prescribed for invitation for bids (i.e., FAR part 14 procurements) where the Government did not specify the place of performance.
- **52.215-6, *Place of Performance*.** This FAR provision is prescribed for solicitations, when contracting by negotiation (i.e., FAR part 15 procurements), where the Government did not specify the place of performance.

Both provisions ask for identical information from bidders or offerors: whether or not they intend to use one or more plants or facilities located at a different address from the address of the bidder or offeror as indicated in their bid or offer. If the response indicates the intention to use plants or facilities located at a different location than the bidder's or offeror's address, the provisions require that bidders or offerors provide the address(es) of the other place(s) of performance, along with name and address of the owner and operator of such plant or facility (if other than the bidder or offeror).

2. Uses of information. The contracting officer uses the place of performance and the owner of the plant or facility to—

- (a) Determine prospective contractor responsibility;
- (b) Determine price reasonableness;
- (c) Conduct plant or source inspections; and
- (d) Determine whether the prospective contractor is a manufacturer or a regular dealer.

3. Consideration of information technology. We use improved information technology to the maximum extent practicable. Where both the Government agency and contractors are capable of electronic interchange, the contractors may submit this information collection requirement electronically.

4. Efforts to identify duplication. These requirements are issued under the FAR, which has been developed to standardize Federal procurement practices and eliminate unnecessary duplication.

5. If the collection of information impacts small businesses or other entities, describe methods used to minimize burden. The burden applied to small businesses is the minimum consistent with applicable laws, Executive orders, regulations, and prudent business practices.

6. Describe consequence to Federal program or policy activities if the collection is not conducted or is conducted less frequently. Collection of information on a basis other than solicitation-by-solicitation is not practical.

7. Special circumstances for collection. Collection is consistent with guidelines in 5 CFR 1320.6.

8. Efforts to consult with persons outside the agency.

A. A 60-day notice was published in the *Federal Register* at 86 FR 4075, on January 15, 2021. No comments were received.

B. A 30-day notice was published in the *Federal Register* at 86 FR 17150, on April 1, 2021.

9. Explanation of any decision to provide any payment or gift to respondents, other than remuneration of contractors or grantees. Not applicable.

10. Describe assurance of confidentiality provided to respondents. This information is disclosed only to the extent consistent with prudent business practices, current regulations, and statutory requirements.

11. Additional justification for questions of a sensitive nature. No sensitive questions are involved.

12 & 13. Estimated total annual public hour and cost burden.

Federal Procurement Data System (FPDS) data for fiscal year (FY) 2020 solicitations and contract awards was used to calculate and estimate the renewal burden.

(a) FAR provision 52.214-14, Place of Performance-Sealed Bidding. Time required to read, and prepare information is estimated at 2.73 minutes per response (i.e. 0.0455 hours).

During FY 2020, FPDS data indicates that approximately 1,078 unique awardees (respondents) received 2,744 contracts that were awarded using sealed bid procedures and valued over the micropurchase threshold. FPDS indicates that approximately 20,306 bids were submitted in response to the solicitations for those 2,744 contract awards. While the provision is completed annually in the System for Award Management (SAM) (in accordance with FAR provision 52.204-8, Annual Representations and Certifications), it also goes into each solicitation and may need to be completed in each bid submitted, on an exception basis, if different from the SAM representation data. Therefore, the total number of bids submitted is used to represent the maximum potential number of responses to the provision.

Estimated respondents/yr.....	1,078
Responses annually.....	<u>x 18.8</u>
Total annual responses.....	20,306
Estimated hrs/response.....	<u>x .0455</u>
Estimated total burden/hrs	924
Hourly rate*.....	<u>x \$57</u>
Estimated cost to public.....	\$52,668

(b) FAR provision 52.215-6, Place of Performance. Time required to read, and prepare information is estimated at 2.73 minutes per response (i.e. 0.0455 hours).

During FY 2020, FPDS data indicates that approximately 13,110 unique awardees (respondents) received 22,134 contracts that were awarded using negotiated procedures and valued over the micropurchase threshold. The Government estimates that 1,975,891

offers were submitted in response to the solicitations for those 22,134 contract awards. It is important to note that Federal Supply Schedule (FSS) contracts reflect 999 offers for each contract which is a default number and does not reflect the true count of offers received under each FSS solicitation.

To calculate a more accurate count of offers for these FSS awards, the total number of FSS in FY 2020 (24) was multiplied by the largest number of potential offers on a FSS solicitation (999), to arrive at 23,976 offers for the FSS contract awards. The number of offers for the non-FSS contract awards totaled 1,951,915. Combined, this equates to a total of 1,975,891 (1,951,915 (non-FSS) + 23,976 (FSS)) offers received for contracts awarded using negotiated procedures that were valued over the micropurchase threshold.

While the provision is completed annually in SAM (in accordance with FAR provision 52.204-8, Annual Representations and Certifications), it also goes into each solicitation and may need to be completed in each offer submitted, on an exception basis, if different from SAM. Therefore, the total number of offers submitted is used to represent the maximum potential number of responses to the provision.

Estimated respondents/yr.....	13,110
Responses annually.....	<u>x 150.7</u>
Total annual responses.....	1,975,891
Estimated hrs/response.....	<u>x .0455</u>
Estimated total burden/hrs.....	89,903
Hourly rate*.....	<u>x \$57</u>
Estimated cost to public.....	\$5,124,471

(c) Total Annual Public Burden

	52.214-14	52.215-6	Total
Estimated respondents/yr	1,078	13,110	14,188
Total annual responses	20,306	1,975,891	1,996,197

Estimated hrs/response	.0455	.0455	.0455
Estimated total burden hrs	924	89,903	90,827
Hourly rate*	\$57	\$57	\$57
Estimated cost to the public	\$52,668	\$5,124,471	\$5,177,139

*Based on the Office of Personnel Management (OPM) 2021 General Schedule (GS) 12/step 5 salary for the rest of the United States (\$42.08 per hour) plus a 36.25 percent fringe factor, rounded to the nearest whole dollar. The fringe factor used is pursuant to the rate provided in OMB memorandum M-08-13 for use in public-private competition.

14. Estimated cost to the Government.

Time required for Governmentwide review is estimated at 1 minute (.017 hours) per response. Using the FY 2020 estimates, the burden on the Government is calculated as follows:

Total annual responses.....	1,996,197
Review Time per response (hours).....	<u>x.017</u>
Review time per year (hours).....	33,935
Hourly rate*.....	<u>x \$57</u>
Estimated cost to the Government.....	\$1,934,295

15. Explain reasons for program changes or adjustments reported in Item 13 or 14. The increase of responses from 1,960,218 to 1,996,197 and the associated increase in estimated burden hours from 89,190 to 90,827 is likely an adjustment due to use of the most current data available. The previous renewal in 2018 used FPDS data from FY 2016 whereas this renewal uses FPDS data from FY 2020.

16. Outline plans for published results of information collections. Results will not be tabulated or published.

17. Approval not to display expiration date. Not applicable.

18. Explanation of exception to certification statement. Not applicable.

B. Collections of Information Employing Statistical Methods.
Statistical methods are not used in this information collection.