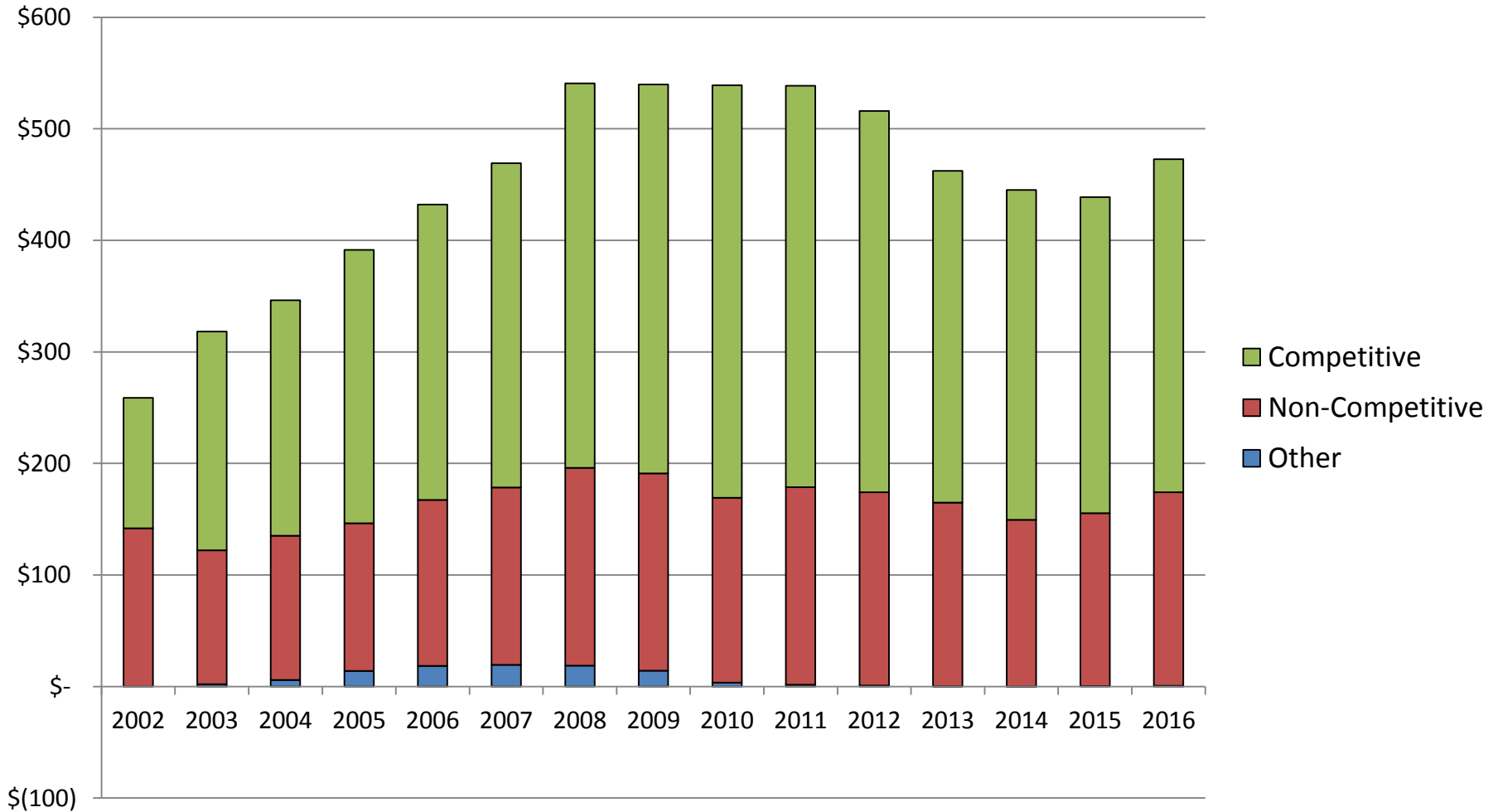


# Federal Contracting Outlook for 2017

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# Federal Contract Spending, 2002-2016



# GAO Bid Protest Statistics, 2012-2016

	FY2012	FY2013	FY2014	FY2015	FY2016
<b>Cases Filed</b>	2,475 (up 5%)	2429 (down 2%)	2561 (up 5%)	2639 (up 3%)	2789 (up 6%)
<b>Cases Closed</b>	2495	2538	2458	2647	2734
<b>Merit (Sustain + Deny) Decisions</b>	570	509	556	587	616
<b>Number of Sustains</b>	106	87	72	68	139
<b>Sustain Rate</b>	18.6%	17%	13%	12%	22.56%
<b>Effectiveness Rate</b>	42%	43%	43%	45%	46%
<b>ADR (cases used)</b>	106	145	96	103	69
<b>ADR Success Rate</b>	80%	86%	83%	70%	84%
<b>Hearings</b>	6.17% (56 cases)	3.36% (31 cases)	4.70% (42 cases)	3.10% (31 cases)	2.51% (27 cases)

# New contract rules for 2017

- Small business subcontracting
  - Small business subcontracts at lower tiers
  - Expanded mentor-protégé program
  - Effect of *Kingdomware*
- Task order contracts
  - Continued expansion of multiple-award contracts
  - Civilian agency task order protests > \$10 million
  - Defense agency task order protests > \$25 million
- Domestic Preference Rules (“Buy-American”)???

# 2017 Defense Authorization Act

- Competition changes
  - Third party study of bid protest process
  - Preference for fixed-price contracts
  - Preference for commercial items
  - Avoid low price technically acceptable (LPTA)
- Accounting changes
  - Streamlining audit requirements to avoid DCAA
  - Cost Accounting Standards Board
  - Separate R&D and B&P
  - 1% goal for Bid & Proposal Costs

# Regulatory Rollback

- Fair Play and Safe Workplaces (EO 13673)
- Overtime rule (DOL proposed rule)
- Mandatory paid sick leave (EO 13706)
- Minimum wage for federal contract workers (EO 13658)
- Davis-Bacon Act (1931)
- OSHA Regulations
- DOL Civil Penalties adjustment
- Sustainability goals for federal agencies (EO 13514)
- DOD use of renewable energy (10 USC § 2911)

# Federal Contracting Outlook for 2017



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