

## 8(a) Contracting

### Why the AMTS-D&D JV?

The Government may award sole-source contracts to ANC 8(a) companies up to \$100M *without* Justification and Approval (J&A) and more than \$100M with J&A, offering an unlimited threshold. Additionally, our team brings high-quality performance and reliable services to the U.S. federal, state, and local contracting marketplace.



### Here's how:

As an Alaska Native Corporation (ANC), AMTS-D&D JV offers a unique, flexible, and streamlined sole-source procurement option. Sole-source contracting with the AMTS-D&D JV provides the Government with approved Federal Acquisition Regulations (FAR) and Code of Federal Regulations (CFR) provisioned methods to maximize performance flexibility, mission continuity, and small business goal achievement.

### Key Sole Source Advantages

- A significantly accelerated procurement timeline, without the disruptions and delays resulting from complex evaluations and resulting protests
- Flexibility and reliability through direct negotiations per 13 CFR 124.503, competitive threshold exemptions per 48 CFR 19.805.
- Elimination of pre-award schedule risk due to the non-protestable nature of ANC sole source procurements per 13 CFR 124.517
- ANCs – unlike other 8(a) companies – provide the Government with a virtually unlimited sole-source ceiling per 48 CFR 6.303-1
- Procurement completed in 3-4 weeks.

### Capable, competent, and competitive contracting solutions using a simplified 3-step Process

After an agency has developed a SOW and identified a budget the following process occurs:

1

Agency submits sole-source solicitation with NAICS, place of performance, and procurement history to SBA.

2

SBA accepts requirement, verifies ANC 8(a) status, delegates contracting office to negotiate award. The agency and ANC are informed they may enter negotiation.

3

Once negotiations are complete the contract and approval letter are sent to the SBA. The contract is awarded and NTP is issued.

**The AMTS-D&D JV SBA Business Opportunity Specialist (BOS) is:**

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## ANC Contracting Value Proposition

This “easy button” acquisition alternative offers reduced risk in that it allows the Government the flexibility to collaborate with the vendor to negotiate the right-sized and right-priced solution. Our contracts also offer great flexibility to change course if needed to adjust over time to ensure the continued best-valued and right-sized solution to the customer.

**Special Exemptions** - Tribal entities have a special set of rules under the FAR, CFR and 8(a) Program.

**Exemption from Competitive Thresholds** - Alaskan Native Corporation 8(a)'s are Exempt from the Competitive Threshold (FAR 19.805-1(b)(2); 13CFR124.311(b)).

**Direct Negotiated Contract** - A Government Agency may contract directly with an 8(a) Tribal entity (13CFR124.506(b)).

**No Award Dollar Limit** - Sole source contracts up to \$100M in DoD and \$25M in FedCiv without J&A (Section 811) and unlimited dollar value using the Absence of Sole Source Dollar Threshold Level (Federal Regulations e-CFR 41 U.S.c. 431(a). Part 124 Subpart A, 8(a).

**SDB and Native Credits** - Federal agencies contracting to an 8(a) Tribal entity may claim SDB and Native American credits (13CFR124.105 and .109).

**Any Direct Sole Source 8(a) contract awarded to AMTS-D&D JV is non-protestable** - The eligibility of a Participant for a direct award or competitive 8(a) requirement may not be challenged by another Participant or any other party, either to SBA or any administrative forum as part of a bid or other contract protest. [13 CFR 124.517(a)].

## Accelerated Procurement Timeline

Measured in weeks rather than months, a sole-source procurement provides the Government with demonstrated, high-quality performance six times faster than a standard procurement. With open discussions across the procurement process immediately following SBA approval, we offer the ability and expertise to help tailor pre-award requirements for our customers to best achieve their desired post-award outcomes.

## Implementation Flexibility & Performance Reliability

ANC sole-source procurements provide the Government with numerous advantages in creating agile and scalable contracting solutions by allowing open discussions and direct negotiations at any phase of procurement following SBA approval. Additionally, ANCs can offer sole source procurements protected from protests.

**For more information on how using the AMTS-D&D JV<sup>LLC</sup> streamlined 8(a) contracting mechanism can work for you please contact us.**

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