

## SUBCHAPTER C—CONTRACTING METHODS AND CONTRACT TYPES

### PART 1614—SEALED BIDDING

AUTHORITY: 5 U.S.C. 8913; 40 U.S.C. 486(c); 48 CFR 1.301.

#### 1614.000 Applicability.

FAR part 14 has no practical application to FEHBP contracts in view of the statutory exemption provided by 5 U.S.C. 8902.

[52 FR 16039, May 1, 1987]

### PART 1615—CONTRACTING BY NEGOTIATION

Sec.

1615.070 Negotiation authority.

#### Subpart 1615.1—Source Selection Processes and Techniques.

1615.170 Applicability.

#### Subpart 1615.2—Solicitations and Receipt of Proposals and Information

1615.270 Applicability.

#### Subpart 1615.3—Source Selection

1615.370 Applicability.

#### Subpart 1615.4—Contract Pricing

1615.402 Pricing policy.

1615.404-4 Profit.

1615.404-70 Profit analysis factors.

1615.406-2 Certificate of accurate cost or pricing data for community-rated carriers.

1615.407-1 Rate reduction for defective pricing or defective cost or pricing data.

1615.470 Carrier investment of FEHB funds.

1615.470-1 Investment income clause.

#### Subparts 1615.8–1615.9 [Reserved]

#### Subpart 1615.70—Audit and Records—Negotiation

1615.7001 Audit and records.

AUTHORITY: 5 U.S.C. 8913; 40 U.S.C. 486(c); 48 CFR 1.301.

SOURCE: 52 FR 16040, May 1, 1987, unless otherwise noted.

#### 1615.070 Negotiation authority.

The authority to negotiate FEHB contracts is conferred by 5 U.S.C. 8902.

[70 FR 31379, June 1, 2005]

#### Subpart 1615.1—Source Selection Processes and Techniques.

#### 1615.170 Applicability.

FAR subpart 15.1 has no practical application to the FEHB Program because prospective contractors (carriers) are considered for inclusion in the FEHB Program according to criteria in 5 U.S.C. chapter 89 and 5 CFR part 890 rather than by competition between prospective carriers.

[70 FR 31379, June 1, 2005]

#### Subpart 1615.2—Solicitations and Receipt of Proposals and Information

#### 1615.270 Applicability.

FAR subpart 15.2 has no practical application to the FEHB Program because OPM does not issue formal procurement solicitations to health benefits carriers. Eligible contractors (i.e., qualified health benefits carriers) are identified in accordance with 5 U.S.C. 8903. Offerors voluntarily come forth in accordance with procedures provided in 5 CFR part 890.

[70 FR 31379, June 1, 2005]

#### Subpart 1615.3—Source Selection

#### 1615.370 Applicability.

FAR subpart 15.3 has no practical application to the FEHBP because prospective contractors (carriers) are considered for inclusion in the FEHBP in accordance with criteria provided in 5 U.S.C. chapter 89 and 5 CFR part 890 rather than on the basis of competition *between* prospective carriers.

[52 FR 16040, May 1, 1987. Redesignated and amended at 70 FR 31380, June 1, 2005]