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**DECISION**



**THE COMPTROLLER GENERAL  
OF THE UNITED STATES**  
WASHINGTON, D. C. 20548

FILE: B-201332

DATE: December 16, 1980

MATTER OF: Bristol Tennessee Housing Authority **DLG 05658**

DIGEST:

[Protest involving HUD's administration of housing program] under 42 U.S.C. § 1437 is matter of contract administration and not for resolution under GAO Bid Protest Procedures or otherwise for GAO consideration.

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The Bristol Tennessee Housing Authority protests actions taken by the Department of Housing and Urban Development (HUD) in connection with Turnkey Project No. 066-003. <sup>ID.</sup>

The project involves a HUD contractual arrangement with the Housing Authority under 42 U.S.C. § 1437, pursuant to which HUD is subsidizing a housing project for the elderly which has been constructed by a developer under contract to the Authority. The complaint does not involve either the award of a procurement contract by HUD or the award of a contract by the Housing Authority.

We cannot consider the complaint. Our Bid Protest Procedures provide for our consideration of complaints concerning the award of procurement contracts by the Federal Government. See 4 C.F.R. Part 20 (1980). We also consider complaints concerning contract awards made by recipients of Federal grants. Bristol's complaint, however, involves HUD's handling of the subsidized housing project pursuant to the contractual arrangement with the Housing Authority. It is thus tantamount to a complaint of HUD's administration of that contractual arrangement. Contract administration, even when Federal procurement contracts are involved, is the function and responsibility

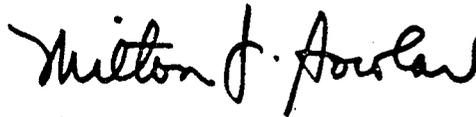
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of the contracting agency and is not considered by this Office. See Precision Environments, Inc., B-198418, April 29, 1980, 80-1 CPD 306; Jacobs Transfer, Inc., B-200689, October 17, 1980, 80-2 CPD 297; Kornylak Corporation, B-201103, November 20, 1980, 80-2 CPD \_\_\_\_.

The protest is dismissed.



Milton J. Socolar  
General Counsel