

The Comptroller General of the United States

Washington, D.C. 20548

Decision

Matter of: Cooper Vision, Inc.

File: B-231746

Date: June 28, 1988

DIGEST

Where a bid offers a minimum bid acceptance period of 30 days in response to a sealed bid solicitation requiring 60 days, the bid is nonresponsive and may not be corrected after bid opening.

DECISION

CooperVision, Inc. protests the rejection of its bid under invitation for bids (IFB) No. F22600-88-B-A030, issued by Keesler Air Force Base, Mississippi, for the purchase of laser equipment. The solicitation required a minimum bid acceptance period of 60 days, but CooperVision specified in its bid a 30-day acceptance period. The firm contends that the Air Force should have permitted it to correct its bid because its specification of 30 days was an inadvertent, typographical error.

We dismiss the protest. A provision in a sealed bid solicitation requiring that a bid remain available for acceptance by the government for 60 calendar days in order to be considered for award is a material requirement, and it thus must be complied with at bid opening for the bid to be responsive. Dean's Security Professionals, B-224429, July 31, 1986, 86-2 CPD ¶ 132. As CooperVision's bid thus was nonresponsive, the Air Force was required to reject it and to refuse CooperVision's offer to correct it after bid opening. See Master Security, Inc., B-225719, et al., Feb. 26, 1987, 87-1 CPD ¶ 226.

CooperVision claims that the Air Force nevertheless should have accepted the bid rather than award the contract to a higher bidder. It is well-established, however, that the importance of maintaining the integrity of the competitive

bidding process outweighs any cost advantage of accepting a nonresponsive bid. See Electrical Systems Engineering Co., B-223199, Sept. 4, 1986, 86-2 CPD ¶ 258.

Deputy Associate General Counsel