



A Salish and Kootenai Tribally-Owned Enterprise - SBA 8(a) Certified

Date: 29 October 2009
To: Potential Offerors
Subject: Solicitation SKA-09001-16-10, Moab Uranium Mill Tailings Remedial Action Project Well Field Expansion Drilling

Model Subcontract

Attached hereto is the model subcontract for Solicitation SKA-09001-16-10. The items to be finalized with the successful offeror are identified by “(TBD)” throughout the model subcontract.

Offeror Questions

Questions regarding the pre-proposal site visit shall be sent to Ken Pill, SKA Ground Water Manager, by close of business today, 29 October 2009. His e-mail address is: Ken.Pill@gjemtac.doe.gov.

Question regarding the draft model subcontract shall be sent to Richard S. Christopher Jr., SKA Subcontracts Manager, by close of business Monday, 2 November 2009. His e-mail address is: rchristopher@sktcorp.com.

Instructions to Offeror(s)

Proposal Due Date

Proposals are due by 1500 hours, Daylight Savings, Eastern time zone, Tuesday, 10 October 2009. The proposal shall be submitted as an e-mail to the SKA Subcontracts Manager (rchristopher@sktcorp.com).

Proposal Content

The proposal shall contain as a minimum the following.

- a. Completed Representations and Certifications – Commercial Items,
- b. Pricing schedule,

Although SKA reserves the right to conduct negotiations, this is a competitive solicitation and an offeror should therefore submit its best offer.

- c. Technical proposal,
Subcontractor shall use the *SKA Technical Proposal Format*, dated 16 October 2009.
Subcontractor is permitted to include enclosures, if necessary, to the *SKA Technical Proposal Format* document.
- d. *SKA Safety, Health, and Quality Worksheet*,
- e. The firm’s Commercial and Government Entity (CAGE) Code and Duns & Bradstreet (DUNS) number,
- f. Name and title of person who would execute a subcontract on behalf your firm,



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- g. The legal name and address of your firm that would appear on a subcontract,
- h. Point of contact information for your firm's contracts/purchasing person, and
- i. Point of contact information for the person who would be designated as the on-site supervisor.

Evaluation Factors

There are two evaluation factors: (1) price and (2) past performance. The price factor will have more importance than past performance. An offeror will have to be responsive to the solicitation and have financial responsibility.

Changes to 16 October 2009 Moab Website Posting

- a. Reference Points of Contact – Mr. Kenneth Pill title is changed from SKA Project Manager to Ground Water Manager.
- b. Reference attachment 1 – The SOW has been revised (see attachment B of model subcontract).
- c. Reference attachment 4 – The SCA WD is changed from 2005-2532 to 2005-2531.

Visiting Moab, Utah UMTRA Project Subcontracting Information Website

All revisions, changes, typographical errors and notifications regarding Solicitation SKA-09001-16-10, Moab Uranium Mill Tailings Remedial Action Project Well Field Expansion Drilling, will be posted to this website. Offeror(s) are hereby requested to visit the website on a daily basis through the anticipated subcontract award date.

Regards,

Richard S. Christopher, Jr.

Richard (Rick) S. Christopher, JR.

S&K Aerospace Subcontracts Manager

C/O S&K Technologies, Inc.

Materials Engineering Operations

3139 Research Blvd., Suite 101

Dayton, Ohio 45420

Phone: 937.781.2312

E-mail: rchristopher@sktcorp.com

E-Fax: 866.728.3652

5 Attachments

- 1. *Technical Proposal Format*, dated 14 October 2009, consisting of 22 pages.
- 2. *SKA Safety, Health, and Quality Worksheet*, undated, consisting of 3 pages.
- 3. SCA DOL WD 2005-2532, consisting of 10 pages.
- 4. Offeror Representations and Certifications – Commercial Items, consisting of 9 pages.
- 5. Model Subcontract



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Technical Proposal Information

Moab UMTRA Site, Utah - Well Drilling Project

1.0 Schedule

If our company receives the award for this well installation project, we shall mobilize the personnel and equipment proposed herein to the site on _____, 2009 and we shall start work at the site on _____, 2009. We shall complete the work in calendar days (or _____ 10 on/4 off rotations) on _____, 2009, subject to weather, standby time, or increased scope.

2.0 Technical Approach by Task

2.1 Configuration 2 Remediation Well Drilling and Installation

Describe your proposed drilling and installation method for the 6-inch dual-purpose remediation wells. Include your method and procedure to ensure the sand pack is uniformly placed around the well screen with no void spaces:

2.2 Extraction Well Drilling and Installation

Describe your proposed drilling and installation method for the 8-inch extraction wells. Include your method and procedure to ensure the sand pack is uniformly placed around the well screen with no void spaces:



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2.3 Monitoring Well Drilling and Installation

Describe your proposed drilling and installation method for the 2-inch monitoring wells. Include your method and procedure to ensure the sand pack is uniformly placed around the well screen with no void spaces:

2.4 Well Decommissioning

Describe your proposed method for the well decommissioning. Include your method and procedure to ensure the backfill material will leave no void spaces:

2.5 Well Development

Describe your proposed method to develop the four remediation wells and the seven extraction wells for maximum yield:



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3.0 Proposed Equipment

The offeror shall list **all** of the proposed equipment and supplies that it shall furnish, **as it deems necessary and required by its particular drilling method(s)**, to complete the work. The offeror may provide additional attachments if necessary.

3.1 Drilling Rig

Drilling method capabilities:
Drilling rig model:
Year manufactured:
Mounting:
Depth rating per bit size:
Other rig accessories and ancillary equipment:

3.2 Downhole Equipment and Tools

3.2.1 Configuration 2 Remediation Wells

Bit size/borehole diameter for 6-inch dual-purpose remediation wells (in):
Amount of drill pipe on site (ft):
Number of drill bits on site (ea):

3.2.2 Extraction Wells

Bit size/borehole diameter for 8-inch extraction wells (in):
Amount of drill pipe on site (ft):
Number of drill bits on site (ea):

3.2.3 Monitoring Wells

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Bit size/borehole diameter for 2-inch monitoring wells (in):
Amount of drill pipe on site (ft):
Number of drill bits on site (ea):

2.3.4 Sediment Sampling

Device(s) for unsaturated and saturated sediment sampling (diameter, length, number and type of sleeves, etc.):
Number of samplers on site (ea):

3.3 Well Installation and Development Equipment

Grout pump(s) - quantity, manufacturer, model, capacity, pressure rating:
Tremie pipe(s) - quantity, manufacturer, model, length, diameter, discharge:
Submersible pump(s) - quantity, model, type, rating, diameter:
Bailer(s) – quantity, model, type, length, diameter:
Surge block(s) - quantity, type, diameter:

3.4 Materials and Supplies

3.4.1 Configuration 2 Remediation Wells

Well casing – quantity, manufacturer, type, and size:
Upper well screen for remediation wells – quantity, manufacturer, type, and size:
Primary filter pack - quantity, size, and manufacturer:



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Secondary filter pack - quantity, size, and manufacturer:
Bentonite seal – quantity, size, and manufacturer:
Bentonite grout – quantity, percent solids, and manufacturer:

3.4.2 Extraction Wells

Well casing – quantity, manufacturer, type, and size:
Upper well screen for remediation wells – quantity, manufacturer, type, and size:
Primary filter pack - quantity, size, and manufacturer:
Secondary filter pack - quantity, size, and manufacturer:
Bentonite seal – quantity, size, and manufacturer:
Bentonite grout – quantity, percent solids, and manufacturer:

3.4.3 Monitoring Wells

Well casing – quantity, manufacturer, type, and size:
Upper well screen for remediation wells – quantity, manufacturer, type, and size:
Primary filter pack - quantity, size, and manufacturer:
Secondary filter pack - quantity, size, and manufacturer:
Bentonite seal – quantity, size, and manufacturer:



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Bentonite seal – quantity, size, and manufacturer:
Surface Completion – quantity, type, and size:

3.5 Decontamination Equipment

Decontamination equipment:

3.6 Accessories and Ancillary Equipment Not Listed Above

Accessories and ancillary equipment:
Welding and cutting equipment:
Personnel and material transport vehicles:

In the event of award, our company shall use the equipment described above to perform and complete the work

4.0 Prior Company and Personnel Drilling Experience

4.1 Company Drilling Experience

Check (✓)

Our company's work experience in environmental water well installation and casing advanced drilling is:

- More than 10 years

()



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- 5 - 10 years ()
- Less than 5 years ()

4.2 Personnel Drilling Experience

Our proposed driller's work experience in environmental water well installation and casing advanced drilling is:

- More than 5 years ()
- 3 - 5 years ()
- Less than 3 years ()

Our company shall use _____ as the driller(s) for this project.

Our proposed crew member's work experience in environmental water well installation and casing advanced drilling is:

- More than 5 years ()
- 3 - 5 years ()
- Less than 3 years ()

Our company shall use the following crew member(s) for this project:

In the event of award, our company shall use the driller and crew named above to perform and complete the work



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5.0 Past Performance

Provide the following information on 4 companies that your company has completed environmental well drilling and pumping well field installations. If your company has previously worked for Stoller, use it as a reference.

Company:

Address:

Contact:

Telephone:

Company:

Address:

Contact:

Telephone:

Company:

Address:

Contact:

Telephone:

Company:

Address:

Contact:

Telephone:



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6.0 Miscellaneous Information

The information provided by the offeror in this section is not part of the evaluation criteria.

6.1 Work History of Proposed Equipment

Describe the last hazardous waste project where the proposed equipment was used (include constituents):

Describe the decontamination method used for the proposed equipment at the conclusion of the above named project:

COMPANY:

ADDRESS:

CITY, STATE ZIP:

CONTACT:

PHONE/FAX/E-MAIL:

NAME AND TITLE:

SIGNATURE: _____ **DATE:**

My signature above certifies that the information contained in this technical proposal is true and accurate to the best of my knowledge and belief. **Further, in the event of award, our company shall use all equipment described and personnel named herein to perform and complete the work.**

It is the policy of S&K Aerospace that all work performed on or at the Moab UMTRA Project be conducted in a manner that protects workers, the public, and the environment. The objective of this policy is to establish a consistent site-wide approach to worker protection by incorporating safety and health into daily activities. To support the effective implementation of this policy, only those firms which have a demonstrated safety performance equal to the following standards shall be eligible for award:

Statistical Standards		
Experience Modification Rate*	The "EMR" is a number that is assigned to your company based on the insurance premium you pay and your loss statistics. Contact your insurance company for these numbers. Your EMR: <input type="text"/>	Maximum Allowable Average: 1.00
Total Recordable Injury/Illness Case Rate (from Company OSHA 300 log)	$\frac{(N/EH) \times 200,000}{\text{Total Employee Hours Worked}} = \text{Rate}$ Your RIR: <input type="text"/> (N = Total Cases; EH = Total Employee Work Hours for the calendar year)	Maximum Allowable Average: 3.2
DART Case Rate (Days Away From Work, Job Transfer, or Restriction) (from Company OSHA 300 log)	$\frac{(N/EH) \times 200,000}{\text{Total Employee Hours Worked}} = \text{Rate}$ Your DART Rate: <input type="text"/> (N = Total Cases; EH = Total Employee Work Hours for the calendar year)	Maximum Allowable Average: 1.4

*If an EMR exceeds 1.0, the OFFEROR and/or the lower-tier subcontractors shall supply an explanation that clearly explains the excessive rate and that the anomaly causing that excess was not easily preventable using sound safety practice.

Offerors and all lower tier subcontractors who will perform work on site must submit a properly executed SH&Q Worksheet with the proposal along with a letter from their Workman's Compensation Insurance Carrier to certify the EMR performance.

Any proposal received from firms which do not meet the stated minimum requirements, which do not provide the SH&Q Worksheet, or which have less than three years of demonstrated safety performance may be considered unacceptable.

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SAFETY, HEALTH & QUALITY WORKSHEET

Contractor Name:

Worksheet completed by:

Date:

Proposed Subcontract Number:

1. Experience Modification Rate (EMR)		
List your firm's Interstate EMR for the past three (3) years and total hours worked.		
Year: 2009	EMR:	Hours Worked:
Year: 2008	EMR:	Hours Worked:
Year: 2007	EMR:	Hours Worked:
3-year average: EMR 0.81		
If the state where the jobsite is located has an EMR rating system, provide the state EMR for the past three (3) years and the total hours worked.		
Year:	EMR:	Hours Worked:
Year:	EMR:	Hours Worked:
Year:	EMR:	Hours Worked:
3-year average:		
2. OSHA Total Recordable Case Rate (TRC)		
List the cumulative injury statistics rates for the past three (3) years using the BLS formula to determine recordability.		
Year: 2009	TRC:	Hours Worked:
Year: 2008	TRC:	Hours Worked:
Year: 2007	TRC:	Hours Worked:
3-year average:		
Attach copies of the OSHA Annual Summary Logs (OSHA's Form 300A) for the three most recent years and a current year OSHA 300 Log for the months during the period since the last annual report.		
Any OSHA fine(s) over the past three (3) years? <input style="width: 50px;" type="text"/> If yes, provide a written explanation on an attachment to this form.		
3. Fatalities		
Any fatalities within the last three (3) years? <input style="width: 50px;" type="text"/> If Yes, list total number of fatalities: ____, and provide a written explanation for each fatality on an attachment to this form.		
4. Bureau of Alcohol, Tobacco, and Firearms violations		
Any Bureau of Alcohol, Tobacco, and Firearms violations within the last three (3) years? <input style="width: 50px;" type="text"/> If Yes, list the number: ____, and type of violations: _____.		

5. For companies exempt from record keeping requirements per 29 CFR 1904.1 (ten or fewer employees), complete items 1 and 3 above and summarize the cause of the injuries/illnesses for the past three (3) years, including the current year, on a separate attachment to this form. Additionally, include corrective actions taken to prevent re-occurrence.

6. Check your type of work for the most recent 3 year period:
 Non-Residential Building, include dates:
 Heavy (Non-Highway) Construction, include dates:
 Mechanical, include dates:
 Electrical, include dates:
 Other (type and date):

7. List key Safety and Health personnel planned for this project. Please list name, expected position and safety performance on last three projects (OSHA Recordable and Lost Workday Cause Incident (LWCI) rates). Provide a resume if required by the Request For Proposal.

NAME	POSITION	PROJECT	OSHA	LWCI

8. Do you have a written safety program? If Yes, provide the Table of Contents from your safety program along with this completed form.

9. **Environmental Record**
 Has your firm been subject to any environmental enforcement proceedings before a federal or state agency within the last five (5) years? If Yes, for each proceeding, provide the name of the agency, the nature of the proceeding, the charge(s), and the result on an attachment to this form.

Has your firm violated or exceeded any federal or state environmental standard, requirement, regulation or statute within the last three (3) years? If Yes, for each violation give a brief description of the nature of the violation on an attachment to this form.

NOTE: This form is for evaluation purposes only and will not be a part of a Subcontract.

Print Form

WD 05-2531 (Rev.-8) was first posted on www.wdol.gov on 06/16/2009

REGISTER OF WAGE DETERMINATIONS UNDER
THE SERVICE CONTRACT ACT
By direction of the Secretary of Labor

U.S. DEPARTMENT OF LABOR
EMPLOYMENT STANDARDS ADMINISTRATION
WAGE AND HOUR DIVISION
WASHINGTON D.C. 20210

Shirley F. Ebbesen Division of
Director Wage Determinations

Wage Determination No.: 2005-2531
Revision No.: 8
Date Of Revision: 06/10/2009

State: Utah
Area: Utah Statewide

Fringe Benefits Required Follow the Occupational Listing

OCCUPATION CODE - TITLE	FOOTNOTE	RATE
01000 - Administrative Support And Clerical Occupations		
01011 - Accounting Clerk I		12.33
01012 - Accounting Clerk II		13.85
01013 - Accounting Clerk III		15.48
01020 - Administrative Assistant		18.43
01040 - Court Reporter		17.73
01051 - Data Entry Operator I		11.71
01052 - Data Entry Operator II		12.78
01060 - Dispatcher, Motor Vehicle		16.80
01070 - Document Preparation Clerk		13.92
01090 - Duplicating Machine Operator		13.92
01111 - General Clerk I		11.18
01112 - General Clerk II		12.20
01113 - General Clerk III		13.68
01120 - Housing Referral Assistant		15.97
01141 - Messenger Courier		10.89
01191 - Order Clerk I		11.97
01192 - Order Clerk II		13.64
01261 - Personnel Assistant (Employment) I		14.18
01262 - Personnel Assistant (Employment) II		15.86
01263 - Personnel Assistant (Employment) III		17.68
01270 - Production Control Clerk		16.35
01280 - Receptionist		10.25
01290 - Rental Clerk		10.96
01300 - Scheduler, Maintenance		12.81
01311 - Secretary I		12.81
01312 - Secretary II		14.32
01313 - Secretary III		15.97
01320 - Service Order Dispatcher		14.95
01410 - Supply Technician		18.43
01420 - Survey Worker		12.10
01531 - Travel Clerk I		12.14
01532 - Travel Clerk II		12.88
01533 - Travel Clerk III		13.50
01611 - Word Processor I		13.94
01612 - Word Processor II		15.88
01613 - Word Processor III		17.61
05000 - Automotive Service Occupations		
05005 - Automobile Body Repairer, Fiberglass		19.06
05010 - Automotive Electrician		17.99
05040 - Automotive Glass Installer		17.07
05070 - Automotive Worker		17.04
05110 - Mobile Equipment Servicer		15.16
05130 - Motor Equipment Metal Mechanic		18.72
05160 - Motor Equipment Metal Worker		17.04

05190 - Motor Vehicle Mechanic	17.72
05220 - Motor Vehicle Mechanic Helper	14.03
05250 - Motor Vehicle Upholstery Worker	16.10
05280 - Motor Vehicle wrecker	17.04
05310 - Painter, Automotive	17.99
05340 - Radiator Repair Specialist	17.04
05370 - Tire Repairer	12.41
05400 - Transmission Repair Specialist	18.36
07000 - Food Preparation And Service Occupations	
07010 - Baker	11.41
07041 - Cook I	10.37
07042 - Cook II	11.74
07070 - Dishwasher	7.70
07130 - Food Service Worker	8.19
07210 - Meat Cutter	13.77
07260 - Waiter/waitress	9.00
09000 - Furniture Maintenance And Repair Occupations	
09010 - Electrostatic Spray Painter	17.05
09040 - Furniture Handler	12.27
09080 - Furniture Refinisher	17.05
09090 - Furniture Refinisher Helper	12.86
09110 - Furniture Repairer, Minor	14.76
09130 - Upholsterer	17.05
11000 - General Services And Support Occupations	
11030 - Cleaner, Vehicles	9.17
11060 - Elevator Operator	9.17
11090 - Gardener	13.32
11122 - Housekeeping Aide	9.34
11150 - Janitor	9.82
11210 - Laborer, Grounds Maintenance	10.29
11240 - Maid or Houseman	8.41
11260 - Pruner	10.07
11270 - Tractor Operator	11.98
11330 - Trail Maintenance Worker	10.29
11360 - Window Cleaner	10.13
12000 - Health Occupations	
12010 - Ambulance Driver	14.33
12011 - Breath Alcohol Technician	14.74
12012 - Certified Occupational Therapist Assistant	20.78
12015 - Certified Physical Therapist Assistant	18.90
12020 - Dental Assistant	13.03
12025 - Dental Hygienist	29.65
12030 - EKG Technician	21.58
12035 - Electroneurodiagnostic Technologist	21.58
12040 - Emergency Medical Technician	14.336
12071 - Licensed Practical Nurse I	13.82
12072 - Licensed Practical Nurse II	15.46
12073 - Licensed Practical Nurse III	17.25
12100 - Medical Assistant	11.96
12130 - Medical Laboratory Technician	13.99
12160 - Medical Record Clerk	12.64
12190 - Medical Record Technician	14.89
12195 - Medical Transcriptionist	13.50
12210 - Nuclear Medicine Technologist	31.97
12221 - Nursing Assistant I	10.00
12222 - Nursing Assistant II	11.24
12223 - Nursing Assistant III	12.26
12224 - Nursing Assistant IV	13.77
12235 - Optical Dispenser	13.79
12236 - Optical Technician	12.73
12250 - Pharmacy Technician	14.72
12280 - Phlebotomist	13.77
12305 - Radiologic Technologist	21.51

12311 - Registered Nurse I	22.07
12312 - Registered Nurse II	27.01
12313 - Registered Nurse II, Specialist	27.01
12314 - Registered Nurse III	33.61
12315 - Registered Nurse III, Anesthetist	33.61
12316 - Registered Nurse IV	39.16
12317 - Scheduler (Drug and Alcohol Testing)	18.69
13000 - Information And Arts Occupations	
13011 - Exhibits Specialist I	15.95
13012 - Exhibits Specialist II	19.77
13013 - Exhibits Specialist III	24.18
13041 - Illustrator I	17.33
13042 - Illustrator II	21.09
13043 - Illustrator III	25.73
13047 - Librarian	22.03
13050 - Library Aide/Clerk	10.13
13054 - Library Information Technology Systems Administrator	20.49
13058 - Library Technician	11.98
13061 - Media Specialist I	13.79
13062 - Media Specialist II	15.43
13063 - Media Specialist III	17.20
13071 - Photographer I	15.26
13072 - Photographer II	17.59
13073 - Photographer III	21.42
13074 - Photographer IV	26.13
13075 - Photographer V	31.70
13110 - Video Teleconference Technician	15.95
14000 - Information Technology Occupations	
14041 - Computer Operator I	14.59
14042 - Computer Operator II	16.90
14043 - Computer Operator III	19.95
14044 - Computer Operator IV	21.75
14045 - Computer Operator V	24.10
14071 - Computer Programmer I	(see 1) 23.80
14072 - Computer Programmer II	(see 1) 26.81
14073 - Computer Programmer III	(see 1)
14074 - Computer Programmer IV	(see 1)
14101 - Computer Systems Analyst I	(see 1)
14102 - Computer Systems Analyst II	(see 1)
14103 - Computer Systems Analyst III	(see 1)
14150 - Peripheral Equipment Operator	14.59
14160 - Personal Computer Support Technician	21.75
15000 - Instructional Occupations	
15010 - Aircrew Training Devices Instructor (Non-Rated)	30.81
15020 - Aircrew Training Devices Instructor (Rated)	35.31
15030 - Air Crew Training Devices Instructor (Pilot)	38.84
15050 - Computer Based Training Specialist / Instructor	30.81
15060 - Educational Technologist	22.83
15070 - Flight Instructor (Pilot)	38.84
15080 - Graphic Artist	19.47
15090 - Technical Instructor	18.64
15095 - Technical Instructor/Course Developer	22.82
15110 - Test Proctor	15.04
15120 - Tutor	15.04
16000 - Laundry, Dry-Cleaning, Pressing And Related Occupations	
16010 - Assembler	8.88
16030 - Counter Attendant	8.88
16040 - Dry Cleaner	11.81
16070 - Finisher, Flatwork, Machine	8.88
16090 - Presser, Hand	8.88
16110 - Presser, Machine, Drycleaning	8.88
16130 - Presser, Machine, Shirts	8.88

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16160	- Presser, Machine, Wearing Apparel, Laundry	8.88
16190	- Sewing Machine Operator	12.67
16220	- Tailor	13.43
16250	- Washer, Machine	9.91
19000	- Machine Tool Operation And Repair Occupations	
19010	- Machine-Tool Operator (Tool Room)	18.68
19040	- Tool And Die Maker	21.10
21000	- Materials Handling And Packing Occupations	
21020	- Forklift Operator	13.74
21030	- Material Coordinator	17.18
21040	- Material Expediter	17.18
21050	- Material Handling Laborer	11.67
21071	- Order Filler	10.87
21080	- Production Line Worker (Food Processing)	13.74
21110	- Shipping Packer	12.42
21130	- Shipping/Receiving Clerk	12.42
21140	- Store Worker I	10.46
21150	- Stock Clerk	14.55
21210	- Tools And Parts Attendant	13.74
21410	- Warehouse Specialist	13.74
23000	- Mechanics And Maintenance And Repair Occupations	
23010	- Aerospace Structural Welder	25.28
23021	- Aircraft Mechanic I	23.85
23022	- Aircraft Mechanic II	25.28
23023	- Aircraft Mechanic III	26.35
23040	- Aircraft Mechanic Helper	16.43
23050	- Aircraft, Painter	22.21
23060	- Aircraft Servicer	18.95
23080	- Aircraft Worker	20.21
23110	- Appliance Mechanic	18.46
23120	- Bicycle Repairer	12.41
23125	- Cable Splicer	23.63
23130	- Carpenter, Maintenance	17.15
23140	- Carpet Layer	16.82
23160	- Electrician, Maintenance	20.18
23181	- Electronics Technician Maintenance I	19.67
23182	- Electronics Technician Maintenance II	23.20
23183	- Electronics Technician Maintenance III	25.14
23260	- Fabric Worker	16.87
23290	- Fire Alarm System Mechanic	19.11
23310	- Fire Extinguisher Repairer	15.63
23311	- Fuel Distribution System Mechanic	23.58
23312	- Fuel Distribution System Operator	17.93
23370	- General Maintenance Worker	16.62
23380	- Ground Support Equipment Mechanic	23.85
23381	- Ground Support Equipment Servicer	18.95
23382	- Ground Support Equipment Worker	20.21
23391	- Gunsmith I	15.63
23392	- Gunsmith II	18.10
23393	- Gunsmith III	20.57
23410	- Heating, Ventilation And Air-Conditioning Mechanic	19.11
23411	- Heating, Ventilation And Air Contditioning Mechanic (Research Facility)	19.96
23430	- Heavy Equipment Mechanic	20.76
23440	- Heavy Equipment Operator	18.92
23460	- Instrument Mechanic	22.59
23465	- Laboratory/Shelter Mechanic	19.34
23470	- Laborer	10.75
23510	- Locksmith	16.75
23530	- Machinery Maintenance Mechanic	20.97
23550	- Machinist, Maintenance	18.35
23580	- Maintenance Trades Helper	13.08

23591 - Metrology Technician I	22.59
23592 - Metrology Technician II	23.95
23593 - Metrology Technician III	24.96
23640 - Millwright	21.02
23710 - Office Appliance Repairer	18.35
23760 - Painter, Maintenance	16.75
23790 - Pipefitter, Maintenance	21.59
23810 - Plumber, Maintenance	20.73
23820 - Pneudraulic Systems Mechanic	20.57
23850 - Rigger	20.57
23870 - Scale Mechanic	18.10
23890 - Sheet-Metal Worker, Maintenance	19.71
23910 - Small Engine Mechanic	15.87
23931 - Telecommunications Mechanic I	24.01
23932 - Telecommunications Mechanic II	24.96
23950 - Telephone Lineman	19.23
23960 - Welder, Combination, Maintenance	17.45
23965 - Well Driller	20.17
23970 - Woodcraft Worker	20.57
23980 - Woodworker	14.12
24000 - Personal Needs Occupations	
24570 - Child Care Attendant	9.97
24580 - Child Care Center Clerk	12.45
24610 - Chore Aide	9.86
24620 - Family Readiness And Support Services Coordinator	10.72
24630 - Homemaker	13.78
25000 - Plant And System Operations Occupations	
25010 - Boiler Tender	25.82
25040 - Sewage Plant Operator	19.53
25070 - Stationary Engineer	25.82
25190 - Ventilation Equipment Tender	16.66
25210 - Water Treatment Plant Operator	19.53
27000 - Protective Service Occupations	
27004 - Alarm Monitor	15.20
27007 - Baggage Inspector	12.43
27008 - Corrections Officer	19.80
27010 - Court Security Officer	19.30
27030 - Detection Dog Handler	18.83
27040 - Detention Officer	19.80
27070 - Firefighter	18.02
27101 - Guard I	12.43
27102 - Guard II	18.83
27131 - Police Officer I	21.39
27132 - Police Officer II	22.89
28000 - Recreation Occupations	
28041 - Carnival Equipment Operator	10.12
28042 - Carnival Equipment Repairer	10.83
28043 - Carnival Equipment Worker	7.97
28210 - Gate Attendant/Gate Tender	13.39
28310 - Lifeguard	11.17
28350 - Park Attendant (Aide)	14.98
28510 - Recreation Aide/Health Facility Attendant	10.94
28515 - Recreation Specialist	14.81
28630 - Sports Official	11.95
28690 - Swimming Pool Operator	15.88
29000 - Stevedoring/Longshoremen Occupational Services	
29010 - Blocker And Bracer	20.47
29020 - Hatch Tender	20.47
29030 - Line Handler	20.47
29041 - Stevedore I	19.07
29042 - Stevedore II	21.86
30000 - Technical Occupations	

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30010	- Air Traffic Control Specialist, Center (HFO) (see 2)	35.15
30011	- Air Traffic Control Specialist, Station (HFO) (see 2)	24.24
30012	- Air Traffic Control Specialist, Terminal (HFO) (see 2)	26.69
30021	- Archeological Technician I	16.36
30022	- Archeological Technician II	18.37
30023	- Archeological Technician III	22.75
30030	- Cartographic Technician	22.75
30040	- Civil Engineering Technician	19.47
30061	- Drafter/CAD Operator I	16.36
30062	- Drafter/CAD Operator II	18.37
30063	- Drafter/CAD Operator III	20.48
30064	- Drafter/CAD Operator IV	24.71
30081	- Engineering Technician I	14.26
30082	- Engineering Technician II	16.01
30083	- Engineering Technician III	17.91
30084	- Engineering Technician IV	22.48
30085	- Engineering Technician V	27.15
30086	- Engineering Technician VI	32.84
30090	- Environmental Technician	20.38
30210	- Laboratory Technician	19.00
30240	- Mathematical Technician	22.75
30361	- Paralegal/Legal Assistant I	16.61
30362	- Paralegal/Legal Assistant II	20.58
30363	- Paralegal/Legal Assistant III	25.17
30364	- Paralegal/Legal Assistant IV	30.46
30390	- Photo-Optics Technician	22.75
30461	- Technical Writer I	20.95
30462	- Technical Writer II	25.64
30463	- Technical Writer III	31.00
30491	- Unexploded Ordnance (UXO) Technician I	22.34
30492	- Unexploded Ordnance (UXO) Technician II	27.03
30493	- Unexploded Ordnance (UXO) Technician III	32.40
30494	- Unexploded (UXO) Safety Escort	22.34
30495	- Unexploded (UXO) Sweep Personnel	22.34
30620	- Weather Observer, Combined Upper Air Or (see 2)	20.48
Surface Programs		
30621	- Weather Observer, Senior (see 2)	22.75
31000	- Transportation/Mobile Equipment Operation Occupations	
31020	- Bus Aide	10.47
31030	- Bus Driver	14.81
31043	- Driver Courier	11.38
31260	- Parking and Lot Attendant	8.68
31290	- Shuttle Bus Driver	12.36
31310	- Taxi Driver	10.50
31361	- Truckdriver, Light	12.36
31362	- Truckdriver, Medium	16.84
31363	- Truckdriver, Heavy	18.92
31364	- Truckdriver, Tractor-Trailer	18.92
99000	- Miscellaneous Occupations	
99030	- Cashier	8.46
99050	- Desk Clerk	9.17
99095	- Embalmer	25.48
99251	- Laboratory Animal Caretaker I	10.19
99252	- Laboratory Animal Caretaker II	10.67
99310	- Mortician	30.83
99410	- Pest Controller	14.02
99510	- Photofinishing Worker	11.60
99710	- Recycling Laborer	15.77
99711	- Recycling Specialist	18.36
99730	- Refuse Collector	14.14
99810	- Sales Clerk	11.38
99820	- School Crossing Guard	9.08
99830	- Survey Party Chief	17.66

99831 - Surveying Aide	12.58
99832 - Surveying Technician	16.05
99840 - Vending Machine Attendant	15.14
99841 - Vending Machine Repairer	18.30
99842 - Vending Machine Repairer Helper	15.14

ALL OCCUPATIONS LISTED ABOVE RECEIVE THE FOLLOWING BENEFITS:

HEALTH & WELFARE: \$3.35 per hour or \$134.00 per week or \$580.66 per month

VACATION: 2 weeks paid vacation after 1 year of service with a contractor or successor; 3 weeks after 5 years, and 4 weeks after 15 years. Length of service includes the whole span of continuous service with the present contractor or successor, wherever employed, and with the predecessor contractors in the performance of similar work at the same Federal facility. (Reg. 29 CFR 4.173)

HOLIDAYS: A minimum of eleven paid holidays per year: New Year's Day, Martin Luther King Jr's Birthday, Washington's Birthday, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, and Christmas Day. A contractor may substitute for any of the named holidays another day off with pay in accordance with a plan communicated to the employees involved.) (See 29 CFR 4.174)

THE OCCUPATIONS WHICH HAVE NUMBERED FOOTNOTES IN PARENTHESES RECEIVE THE FOLLOWING:

1) COMPUTER EMPLOYEES: Under the SCA at section 8(b), this wage determination does not apply to any employee who individually qualifies as a bona fide executive, administrative, or professional employee as defined in 29 C.F.R. Part 541. Because most Computer System Analysts and Computer Programmers who are compensated at a rate not less than \$27.63 (or on a salary or fee basis at a rate not less than \$455 per week) an hour would likely qualify as exempt computer professionals, (29 C.F.R. 541.400) wage rates may not be listed on this wage determination for all occupations within those job families. In addition, because this wage determination may not list a wage rate for some or all occupations within those job families if the survey data indicates that the prevailing wage rate for the occupation equals or exceeds \$27.63 per hour conformances may be necessary for certain nonexempt employees. For example, if an individual employee is nonexempt but nevertheless performs duties within the scope of one of the Computer Systems Analyst or Computer Programmer occupations for which this wage determination does not specify an SCA wage rate, then the wage rate for that employee must be conformed in accordance with the conformance procedures described in the conformance note included on this wage determination.

Additionally, because job titles vary widely and change quickly in the computer industry, job titles are not determinative of the application of the computer professional exemption. Therefore, the exemption applies only to computer employees who satisfy the compensation requirements and whose primary duty consists of:

- (1) The application of systems analysis techniques and procedures, including consulting with users, to determine hardware, software or system functional specifications;
- (2) The design, development, documentation, analysis, creation, testing or modification of computer systems or programs, including prototypes, based on and related to user or system design specifications;
- (3) The design, documentation, testing, creation or modification of computer programs related to machine operating systems; or
- (4) A combination of the aforementioned duties, the performance of which

requires the same level of skills. (29 C.F.R. 541.400).

2) AIR TRAFFIC CONTROLLERS AND WEATHER OBSERVERS - NIGHT PAY & SUNDAY PAY: If you work at night as part of a regular tour of duty, you will earn a night differential and receive an additional 10% of basic pay for any hours worked between 6pm and 6am. If you are a full-time employed (40 hours a week) and Sunday is part of your regularly scheduled workweek, you are paid at your rate of basic pay plus a Sunday premium of 25% of your basic rate for each hour of Sunday work which is not overtime (i.e. occasional work on Sunday outside the normal tour of duty is considered overtime work).

HAZARDOUS PAY DIFFERENTIAL: An 8 percent differential is applicable to employees employed in a position that represents a high degree of hazard when working with or in close proximity to ordnance, explosives, and incendiary materials. This includes work such as screening, blending, dying, mixing, and pressing of sensitive ordnance, explosives, and pyrotechnic compositions such as lead azide, black powder and photoflash powder. All dry-house activities involving propellants or explosives.

Demilitarization, modification, renovation, demolition, and maintenance operations on sensitive ordnance, explosives and incendiary materials. All operations involving regrading and cleaning of artillery ranges.

A 4 percent differential is applicable to employees employed in a position that represents a low degree of hazard when working with, or in close proximity to ordnance, (or employees possibly adjacent to) explosives and incendiary materials which involves potential injury such as laceration of hands, face, or arms of the employee engaged in the operation, irritation of the skin, minor burns and the like; minimal damage to immediate or adjacent work area or equipment being used. All operations involving, unloading, storage, and hauling of ordnance, explosive, and incendiary ordnance material other than small arms ammunition. These differentials are only applicable to work that has been specifically designated by the agency for ordnance, explosives, and incendiary material differential pay.

**** UNIFORM ALLOWANCE ****

If employees are required to wear uniforms in the performance of this contract (either by the terms of the Government contract, by the employer, by the state or local law, etc.), the cost of furnishing such uniforms and maintaining (by laundering or dry cleaning) such uniforms is an expense that may not be borne by an employee where such cost reduces the hourly rate below that required by the wage determination. The Department of Labor will accept payment in accordance with the following standards as compliance:

The contractor or subcontractor is required to furnish all employees with an adequate number of uniforms without cost or to reimburse employees for the actual cost of the uniforms. In addition, where uniform cleaning and maintenance is made the responsibility of the employee, all contractors and subcontractors subject to this wage determination shall (in the absence of a bona fide collective bargaining agreement providing for a different amount, or the furnishing of contrary affirmative proof as to the actual cost), reimburse all employees for such cleaning and maintenance at a rate of \$3.35 per week (or \$.67 cents per day). However, in those instances where the uniforms furnished are made of "wash and wear" materials, may be routinely washed and dried with other personal garments, and do not require any special treatment such as dry cleaning, daily washing, or commercial laundering in order to meet the cleanliness or appearance standards set by the terms of the Government contract, by the contractor, by law, or by the nature of the work, there is no requirement that employees be reimbursed for uniform maintenance costs.

The duties of employees under job titles listed are those described in the "Service Contract Act Directory of Occupations", Fifth Edition, April 2006, unless otherwise indicated. Copies of the Directory are available on the Internet. A links to the Directory may be found on the WHD home page at <http://www.dol.gov>.

gov/esa/whd/ or through the Wage Determinations On-Line (WDOL) Web site at <http://wdol.gov/>.

REQUEST FOR AUTHORIZATION OF ADDITIONAL CLASSIFICATION AND WAGE RATE {Standard Form 1444 (SF 1444)}

Conformance Process:

The contracting officer shall require that any class of service employee which is not listed herein and which is to be employed under the contract (i.e., the work to be performed is not performed by any classification listed in the wage determination), be classified by the contractor so as to provide a reasonable relationship (i.e., appropriate level of skill comparison) between such unlisted classifications and the classifications listed in the wage determination. Such conformed classes of employees shall be paid the monetary wages and furnished the fringe benefits as are determined. Such conforming process shall be initiated by the contractor prior to the performance of contract work by such unlisted class(es) of employees. The conformed classification, wage rate, and/or fringe benefits shall be retroactive to the commencement date of the contract. {See Section 4.6 (C)(vi)} When multiple wage determinations are included in a contract, a separate SF 1444 should be prepared for each wage determination to which a class(es) is to be conformed.

The process for preparing a conformance request is as follows:

- 1) When preparing the bid, the contractor identifies the need for a conformed occupation(s) and computes a proposed rate(s).
- 2) After contract award, the contractor prepares a written report listing in order proposed classification title(s), a Federal grade equivalency (FGE) for each proposed classification(s), job description(s), and rationale for proposed wage rate(s), including information regarding the agreement or disagreement of the authorized representative of the employees involved, or where there is no authorized representative, the employees themselves. This report should be submitted to the contracting officer no later than 30 days after such unlisted class(es) of employees performs any contract work.
- 3) The contracting officer reviews the proposed action and promptly submits a report of the action, together with the agency's recommendations and pertinent information including the position of the contractor and the employees, to the Wage and Hour Division, Employment Standards Administration, U.S. Department of Labor, for review. (See section 4.6(b)(2) of Regulations 29 CFR Part 4).
- 4) Within 30 days of receipt, the Wage and Hour Division approves, modifies, or disapproves the action via transmittal to the agency contracting officer, or notifies the contracting officer that additional time will be required to process the request.
- 5) The contracting officer transmits the Wage and Hour decision to the contractor.
- 6) The contractor informs the affected employees.

Information required by the Regulations must be submitted on SF 1444 or bond paper.

When preparing a conformance request, the "Service Contract Act Directory of Occupations" (the Directory) should be used to compare job definitions to insure that duties requested are not performed by a classification already listed in the wage determination. Remember, it is not the job title, but the required tasks that determine whether a class is included in an established wage determination. Conformances may not be used to artificially split, combine, or subdivide classifications listed in the wage determination.

OFFEROR REPRESENTATIONS AND CERTIFICATIONS - COMMERCIAL ITEMS

The offeror makes the following Representations and Certifications as part of its proposal (**check/complete all appropriate boxes or blanks on the following pages**).

(Name of Offeror)

(Signature of Authorized Individual)

(Date)

(Typed Name of Authorized Individual)

Note: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

**FAR Clause 52.212-3 OFFEROR REPRESENTATIONS AND CERTIFICATIONS - COMMERCIAL ITEMS
(MARCH 2005)**

An offeror shall complete only paragraph (j) of this provision if the offeror has completed the annual representations and certifications electronically at <http://orca.bpn.gov>. If an offeror has not completed the annual representations and certifications electronically at the ORCA website, the offeror shall complete only paragraphs (b) through (i) of this provisions.

(a) *Definitions.* As used in this provision:

"Emerging small business" means a small business concern whose size is no greater than 50 percent of the numerical size standard for the NAICS code designated.

"Forced or indentured child labor" means all work or service--

- (1) Exacted from any person under the age of 18 under the menace of any penalty for its nonperformance and for which the worker does not offer himself voluntarily; or
- (2) Performed by any person under the age of 18 pursuant to a contract the enforcement of which can be accomplished by process or penalties.

"Service-disabled veteran-owned small business concern"--

- (1) Means a small business concern--
 - (i) Not less than 51 percent of which is owned by one or more service--disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-disabled veterans; and
 - (ii) The management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a service-disabled veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran.
- (2) Service-disabled veteran means a veteran, as defined in 38 U.S.C. 101(2), with a disability that is service-connected, as defined in 38 U.S.C. 101(16).

"Small business concern" means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the criteria in 13 CFR Part 121 and size standards in this solicitation.

"Women-owned small business concern" means a small business concern--

- (1) That is at least 51 percent owned by one or more women; or, in the case of any publicly owned business, at least 51 percent of its stock is owned by one or more women; and
- (2) Whose management and daily business operations are controlled by one or more women.

"Veteran-owned small business concern means a small business concern"--

- (1) Not less than 51 percent of which is owned by one or more veterans (as defined at 38 U.S.C. 101(2)) or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more veterans; and
- (2) The management and daily business operations of which are controlled by one or more veterans.

"Women-owned business concern" means a concern which is at least 51 percent owned by one or more women; or in the case of any publicly owned business, at least 51 percent of the stock of which is owned by one or more women; and whose management and daily business operations are controlled by one or more women.

(b) Taxpayer Identification Number (TIN) (26 U.S.C. 6109, 31 U.S.C. 7701). (Not applicable if the offeror is required to provide this information to a central contractor registration database to be eligible for award.)

(1) All offerors must submit the information required in paragraphs (b)(3) through (b)(5) of this provision to comply with debt collection requirements of 31 U.S.C. 7701(c) and 3325(d), reporting requirements of 26 U.S.C. 6041, 6041A, and 6050M, and implementing regulations issued by the Internal Revenue Service (IRS).

(2) The TIN may be used by the Government to collect and report on any delinquent amounts arising out of the offeror's relationship with the Government (31 U.S.C. 7701(c)(3)). If the resulting contract is subject to the payment reporting requirements described in FAR 4.904, the TIN provided hereunder may be matched with IRS records to verify the accuracy of the offeror's TIN.

(3) Taxpayer Identification Number (TIN).

TIN: _____

TIN has been applied for.

TIN is not required because:

Offeror is a nonresident alien, foreign corporation, or foreign partnership that does not have income effectively connected with the conduct of a trade or business in the United States and does not have an office or place of business or a fiscal paying agent in the United States;

Offeror is an agency or instrumentality of a foreign government;

Offeror is an agency or instrumentality of the Federal Government.

(4) Type of organization.

Sole proprietorship;

Partnership;

Corporate entity (not tax-exempt);

Corporate entity (tax-exempt);

Government entity (Federal, State, or local);

Foreign government;

International organization per 26 CFR 1.6049-4;

Other _____

(5) Common parent.

Offeror is not owned or controlled by a common parent;

Name and TIN of common parent:

Name _____

TIN _____

(c) Offerors must complete the following representations when the resulting contract is to be performed in the United States or its outlying areas. Check all that apply.

(1) *Small Business concern.* The offeror represents as part of its offer that it is, is not a small business concern.

(2) *Veteran-owned small business concern.* [Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.] The offeror represents as part of its offer that it is, is not a veteran-owned small business concern.

(3) *Service-disabled veteran-owned small business concern.* [Complete only if the offeror represented itself as a veteran-owned small business concern in paragraph (c)(2) of this provision.] The offeror represents as part of its offer that it is, is not a service-disabled veteran-owned small business concern.

- (4) *Small disadvantaged business concern.* [Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.]

The offeror represents, for general statistical purposes, that it is, is not a small disadvantaged business concern as defined in 13 CFR 124.1002.

- (5) *Women-owned small business concern.* [Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.]

The offeror represents that it is, is not a women-owned small business concern.

Note: Complete paragraphs (c)(6) and (c)(7) only if this solicitation is expected to exceed the simplified acquisition threshold.

- (4) *Women-owned business concern (other than small business concern).* [Complete only if the offeror is a women-owned business concern and did not represent itself as a small business concern in paragraph (c)(1) of this provision.]

The offeror represents that it is a women-owned business concern.

- (7) *Tie bid priority for labor surplus area concerns.* If this is an invitation for bid, small business offerors may identify the labor surplus areas in which costs to be incurred on account of manufacturing or production (by offeror or first-tier subcontractors) amount to more than 50 percent of the contract price:

- (8) *Small Business Size for the Small Business Competitiveness Demonstration Program and for the Targeted Industry Categories under the Small Business Competitiveness Demonstration Program.* [Complete only if the offeror has represented itself to be a small business concern under the size standards for this solicitation.]

- (i) *(Complete only for solicitations indicated in an addendum as being set-aside for emerging small businesses in one of the designated industry groups (DIGs).)* The offeror represents as part of its offer that it is, is not an emerging small business.

- (ii) *(Complete only for solicitations indicated in an addendum as being for one of the targeted industry categories (TICS) or designated industry groups (DIGs).)* Offeror represents as follows:

(A) Offeror's number of employees for the past 12 months (check the Employees column if size standard stated in the solicitation is expressed in terms of number of employees); or

(B) Offeror's average annual gross revenue for the last 3 fiscal years (check the Average Annual Gross Number of Revenues column if size standard stated in the solicitation is expressed in terms of annual receipts).

(Check one of the following):

<u>Number of Employees</u>	<u>Average Annual Gross Revenues</u>
<input type="checkbox"/> 50 or fewer	<input type="checkbox"/> \$1 million or less
<input type="checkbox"/> 51 - 100	<input type="checkbox"/> \$1,000,001 - \$2 million
<input type="checkbox"/> 101 - 25	<input type="checkbox"/> \$2,000,001 - \$3.5 million
<input type="checkbox"/> 251 - 50	<input type="checkbox"/> \$3,500,001 - \$5 million
<input type="checkbox"/> 501 - 750	<input type="checkbox"/> \$5,000,001 - \$10 million
<input type="checkbox"/> 751 - 1,000	<input type="checkbox"/> \$10,000,001 - \$17 million
<input type="checkbox"/> Over 1,000	<input type="checkbox"/> Over \$17 million

(9) *(Complete only if the solicitation contains the clause at FAR 52.219-23, Notice of Price Evaluation Adjustment for Small Disadvantaged Business Concerns, or FAR 52.219-25, Small Disadvantaged Business Participation Program—Disadvantaged Status and Reporting, and the offeror desires a benefit based on its disadvantaged status.)*

(i) *General.* The offeror represents that either--

(A) It [] is, [] is not certified by the Small Business Administration as a small disadvantaged business concern and identified, on the date of this representation, as a certified small disadvantaged business concern in the database maintained by the Small Business Administration (PRO-Net), and that no material change in disadvantaged ownership and control has occurred since its certification, and, where the concern is owned by one or more individuals claiming disadvantaged status, the net worth of each individual upon whom the certification is based does not exceed \$750,000 after taking into account the applicable exclusions set forth at 13 CFR 124.104(c)(2); or

(B) It [] has, [] has not submitted a completed application to the Small Business Administration or a Private Certifier to be certified as a small disadvantaged business concern in accordance with 13 CFR 124, Subpart B, and a decision on that application is pending, and that no material change in disadvantaged ownership and control has occurred since its application was submitted.

(ii) *Joint Ventures under the Price Evaluation Adjustment for Small Disadvantaged Business Concerns.* The offeror represents, as part of its offer, that it is a joint venture that complies with the requirements in 13 CFR 124.1002(f) and that the representation in paragraph (c)(9)(i) of this provision is accurate for the small disadvantaged business concern that is participating in the joint venture. *[The offeror shall enter the name of the small disadvantaged business concern that is participating in the joint venture: _____.]*

(10) *HUBZone small business concern.* *[Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.]* The offeror represents, as part of its offer, that--

(i) It [] is, [] is not a HUBZone small business concern listed, on the date of this representation, on the List of Qualified HUBZone Small Business Concerns maintained by the Small Business Administration, and no material change in ownership and control, principal office and control, or HUBZone employee percentage has occurred since it was certified by the Small Business Administration in accordance with 13 CFR part 126; and

(ii) It [] is, [] is not a joint venture that complies with the requirements of 13 CFR part 126, and the representation in paragraph (c)(10)(i) of this provision is accurate for the HUBZone small business concern or concerns that are participating in the joint venture. *[The offeror shall enter the name or names of the HUBZone small business concern or concerns that are participating in the joint venture: _____.]*

Each HUBZone small business concern participating in the joint venture shall submit a separate signed copy of the HUBZone representation.

(d) *Representations required to implement provisions of Executive Order 11246--*

(1) *Previous Contracts and Compliance.* The offeror represents that--

(i) It [] has, [] has not participated in a previous contract or subcontract subject to the Equal Opportunity clause of this solicitation; and

(ii) It [] has, [] has not filed all required compliance reports.

(2) *Affirmative Action Compliance.* The offeror represents that--

(i) It [] has developed and has on file, [] has not developed and does not have on file, at each establishment, affirmative action programs required by rules and regulations of the Secretary of Labor (41 CFR Parts 60-1 and 60-2), or

(ii) It [] has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

(e) *Certification Regarding Payments to Influence Federal Transactions* (31 U.S.C. 1352). (Applies only if the contract is expected to exceed \$100,000.) By submission of its offer, the offeror certifies to the best of its knowledge and belief that no Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or an employee of a Member of Congress; on his or her behalf in connection with the award of any resultant contract.

(f) *Buy American Act Certificate*. (Applies only if the clause at Federal Acquisition Regulation (FAR) 52.225-1, *Buy American Act--Supplies*, is included in this solicitation.)

(1) The offeror certifies that each end product, except those listed in paragraph (f)(2) of this provision, is a domestic end product and that the offeror has considered components of unknown origin to have been mined, produced, or manufactured outside the United States. The offeror shall list as foreign end products those end products manufactured in the United States that do not qualify as domestic end products. The terms “component,” “domestic end product,” “end product,” “foreign end product,” and “United States” are defined in the clause of this solicitation entitled “Buy American Act--Supplies.”

(2) Foreign End Products:

Line Item No.: _____

Country of Origin: _____

(List as necessary)

(3) The Government will evaluate offers in accordance with the policies and procedures of FAR Part 25.

(g) (1) *Buy American Act--Free Trade Agreements--Israeli Trade Act Certificate*. (Applies only if the clause at FAR 52.225-3, *Buy American Act--Free Trade Agreements--Israeli Trade Act*, is included in this solicitation.)

(i) The offeror certifies that each end product, except those listed in paragraph (g)(1)(ii) or (g)(1)(iii) of this provision, is a domestic end product and that the offeror has considered components of unknown origin to have been mined, produced, or manufactured outside the United States. The terms “component,” “domestic end product,” “end product,” “foreign end product,” and “United States” are defined in the clause of this solicitation entitled “Buy American Act--Free Trade Agreements--Israeli Trade Act.”

(ii) The offeror certifies that the following supplies are end products of Australia, Canada, Chile, Mexico, or Singapore, or Israeli end products as defined in the clause of this solicitation entitled, “Buy American Act--Free Trade Agreements--Israeli Trade Act:”

End Products of Australia, Canada, Chile, Mexico, or Singapore or Israeli End Products:

Line Item No.: _____

Country of Origin: _____

(List as necessary)

(iii) The offeror shall list those supplies that are foreign end products (other than those listed in paragraph (g)(1)(ii) of this provision) as defined in the clause of this solicitation entitled, “Buy American Act--Free Trade Agreements--Israeli Trade Act.” The offeror shall list as other foreign end products those end products manufactured in the United States that do not qualify as domestic end products.

Other Foreign End Products

Line Item No.: _____

Country of Origin: _____

(List as necessary)

(iv) The Government will evaluate offers in accordance with the policies and procedures of FAR Part 25.

(2) *Buy American Act--Free Trade Agreements--Israeli Trade Act Certificate, Alternate I (January 2004)*. If Alternate I to the clause at FAR 52.225-3 is included in this solicitation, substitute the following paragraph (g)(1)(ii) for paragraph (g)(1)(ii) of the basic provision:

- (g) (1) (ii) The offeror certifies that the following supplies are Canadian end products as defined in the clause of this solicitation, entitled "Buy American Act--Free Trade Agreements--Israeli Trade Act:"

Canadian End Products

Line Item No.: _____

(List as necessary)

- (3) *Buy American Act--Free Trade Agreements--Israeli Trade Act Certificate, Alternate II (January 2004)*. If Alternate II to the clause at FAR 52.225-3 is included in this solicitation, substitute the following paragraph (g)(1)(ii) for paragraph (g)(1)(ii) of the basic provision:

- (g) (1) (ii) The offeror certifies that the following supplies are Canadian end products or Israeli end products as defined in the clause of this solicitation entitled, "Buy American Act--Free Trade Agreements--Israeli Trade Act:"

Canadian or Israeli End Products

Line Item No.: _____

Country of Origin: _____

(List as necessary)

- (4) *Trade Agreements Certificate*. (Applies only if the clause at FAR 52.225-5, Trade Agreements, is included in this solicitation.)

- (i) The offeror certifies that each end product, except those listed in paragraph (g)(4)(ii) of this provision, is a U.S.-made or designated country end product, as defined in the clause of this solicitation entitled, "Trade Agreements."

- (ii) The offeror shall list as other end products those end products that are not U.S.-made or designated country end products.

Other End Products

Line Item No.: _____

Country of Origin: _____

(List as necessary)

- (iii) The Government will evaluate offers in accordance with the policies and procedures of FAR Part 25. For line items covered by the WTO GPA, the Government will evaluate offers of U.S.-made or designated country end products without regard to the restrictions of the Buy American Act. The Government will consider for award only offers of U.S.-made or designated country end products unless the Contracting Officer determines that there are no offers for such products or that the offers for such products are insufficient to fulfill the requirements of the solicitation.

- (h) *Certification Regarding Debarment, Suspension or Ineligibility for Award (Executive Order 12549)*. (Applies only if the contract value is expected to exceed the simplified acquisition threshold.) The offeror certifies, to the best of its knowledge and belief, that the offeror and/or any of its principals--

- (1) Are, are not presently debarred, suspended, proposed for debarment, or declared ineligible for the award of contracts by any Federal agency; and

- (2) Have, have not, within a three-year period preceding this offer, been convicted of or had a civil judgment rendered against them for: Commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a Federal, state or local government contract or subcontract; violation of Federal or state antitrust statutes relating to the submission of offers; or Commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, or receiving stolen property; and

- (3) Are are not presently indicted for, or otherwise criminally or civilly charged by a Government entity with, commission of any of these offenses.

(i) *Certification Regarding Knowledge of Child Labor for Listed End Products (Executive Order 13126)*. [The Contracting Officer must list in paragraph (i)(1) any end products being acquired under this solicitation that are included in the List of Products Requiring Contractor Certification as to Forced or Indentured Child Labor, unless excluded at 22.1503(b).]

(1) Listed end products.

Listed End Product	Listed Countries of Origin
_____	_____
_____	_____

(2) *Certification*. [If the Contracting Officer has identified end products and countries of origin in paragraph (i)(1) of this provision, then the offeror must certify to either (i)(2)(i) or (i)(2)(ii) by checking the appropriate block.]

(i) The offeror will not supply any end product listed in paragraph (i)(1) of this provision that was mined, produced, or manufactured in the corresponding country as listed for that product.

(ii) The offeror may supply an end product listed in paragraph (i)(1) of this provision that was mined, produced, or manufactured in the corresponding country as listed for that product. The offeror certifies that it has made a good faith effort to determine whether forced or indentured child labor was used to mine, produce, or manufacture any such end product furnished under this contract. On the basis of those efforts, the offeror certifies that it is not aware of any such use of child labor.

(j) (1) *Annual Representations and Certifications*. Any changes provided by the offeror in paragraph (j) of this provision do not automatically change the representations and certifications posted on the Online Representation and Certifications Application (ORCA) website.

(2) The offeror has completed the annual representations and certifications electronically via the ORCA website at <http://orca.bpn.gov>. After reviewing the ORCA database information, the offeror verifies by submission of this offer that the representations and certifications currently posted electronically at FAR 52.212-3, Offerors Representations and Certifications – Commercial Items, have been entered or updated in the last 12 months, are current, accurate, complete, and applicable to this solicitation (including the business size standard applicable to the NIACS code referenced for this solicitation), as of the date of this offer and are incorporated in this offer by reference (see FAR 4.1201), except for paragraphs_____.

[Offeror to identify the applicable paragraphs at (b) through (i) of this provision that the offeror has completed for the purposes of this solicitation only, if any.]

These amended representation(s) and/or certification(s) are also incorporated in this offer and are current, accurate, and complete as of the date of this offer.

Any changes provided by the offeror are applicable to this solicitation only, and do not result in an update to the representations and certifications posted on ORCA.]

(End of provision)

Alternate II (October 2000). As prescribed in 12.301(b)(2), add the following paragraph (c)(9)(iii) to the basic provision:

(Note: Applicable when small disadvantaged business procurement mechanisms are authorized on a regional basis. Applicable regions by SIC Major Category are located at <http://www.arnet.gov/References/sdbadjustments.htm>.)

(iii) Address. The offeror represents that its address_____ is, _____ is not in a region for which a small disadvantaged business procurement mechanism is authorized and its address has not changed since its certification as a small disadvantaged business concern or submission of its application for certification. The list of authorized small disadvantaged business procurement mechanisms and regions is posted at <http://www.arnet.gov/References/sdbadjustments.htm>. The offeror shall use the list in effect on the date of this solicitation. “Address,” as used in this provision, means the address of the offeror as listed on the Small Business Administration's register of small disadvantaged business concerns or the address on the completed application that the concern has submitted to the Small Business Administration or a Private Certifier in

accordance with 13 CFR part 124, subpart B. For joint ventures, "address" refers to the address of the small disadvantaged business concern that is participating in the joint venture.

Addendum to FAR Clause 52.212-3

Clause 52.204-6, Data Universal Numbering System (DUNS) Number (October 2003)

- (a) The offeror shall enter, in the block with its name and address on the cover page of its offer, the annotation "DUNS" or "DUNS+4" followed by the DUNS number or "DUNS+4" that identifies the offeror's name and address exactly as stated in the offer. The DUNS number is a nine-digit number assigned by Dun and Bradstreet, Inc. The DUNS+4 is the DUNS number plus a 4-character suffix that may be assigned at the discretion of the offeror to establish additional CCR records for identifying alternative Electronic Funds Transfer (EFT) accounts (see Subpart 32.11) for the same parent concern.
- (b) If the offeror does not have a DUNS number, it should contact Dun and Bradstreet directly to obtain one.
 - (1) An offeror may obtain a DUNS number--
 - (i) If located within the United States, by calling Dun and Bradstreet at 1-866-705-5711 or via the Internet at <http://www.dnb.com>; or
 - (ii) If located outside the United States, by contacting the local Dun and Bradstreet office.
 - (2) The offeror should be prepared to provide the following information:
 - (i) Company legal business name.
 - (ii) Tradestyle, doing business, or other name by which your entity is commonly recognized.
 - (iii) Company physical street address, city, state and Zip Code.
 - (iv) Company mailing address, city, state and Zip Code (if separate from physical).
 - (v) Company telephone number.
 - (vi) Date the company was started.
 - (vii) Number of employees at your location.
 - (viii) Chief executive officer/key manager.
 - (ix) Line of business (industry).
 - (x) Company Headquarters name and address (reporting relationship within your entity).

(End of provision)