

COMBINED SYNOPSIS/SOLICITATION

General Information

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Contracting Office Address

NCO 8
ATTN: Chris LaShure
10000 Bay Pines Blvd, Bldg 2 RM 329
Bay Pines, FL 33744

Description

This is a combined synopsis/solicitation for commercial items prepared in accordance with the format in Federal Acquisition Regulation (FAR) subpart 12.6, "Streamlined Procedures for Evaluation and Solicitation for Commercial Items," as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; quotations are being requested, and a written solicitation document will not be issued.

This solicitation is a request for quotations (RFQ). The solicitation document and incorporated provisions and clauses are those in effect through Federal Acquisition Circular 05-61 September 13, 2012.

The associated North American Industrial Classification System (NAICS) code for this procurement is 238210, with a small business size standard of 14 Million.

The Network Contracting Office 8 is seeking to purchase the Installation of network data drops VA Caribbean Network Outpatient Clinics, Community Based Outpatient Clinics, and Main Hospital. Prospective contractors are to provide all labor, materials, tools, and transportation to perform data drop installations.

All interested companies shall quote for the following:

Supplies & Services

Location 1

Mayaguez Outpatient Clinic

10 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 2000 Feet

Gigaspeed XL mod Jack (Blue), 10 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 10 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 10 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 10 Each

Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 10 Each

Location 2

Guayama Outpatient Clinic

1 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 200 Feet

Gigaspeed XL mod Jack (Blue), 1 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 1 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 1 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 1 Each

Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 1 Each

Location 3

Arecibo Outpatient Clinic

2 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 400 Feet

Gigaspeed XL mod Jack (Blue), 2 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 2 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 2 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 2 Each

Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 2 Each

Location 4

Ceiba Community Based Outpatient Clinic

2 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 400 Feet

Gigaspeed XL mod Jack (Blue), 2 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 2 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 2 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 2 Each

Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 2 Each

Location 5

Ponce Outpatient Clinic

13 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 2600 Feet

Gigaspeed XL mod Jack (Blue), 13 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 13 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 13 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 13 Each

Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 13 Each

Location 6

San Juan VA Hospital

22 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 4400 Feet

Gigaspeed XL mod Jack (Blue), 22 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 22 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 22 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 22 Each

Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 22 Each

Location 7

St. Croix Community Based Outpatient Clinic

1 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 200 Feet

Gigaspeed XL mod Jack (Blue), 1 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 1 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 1 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 1 Each

Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 1 Each

Location 8

St. Thomas Community Based Outpatient Clinic

1 Network Data Drops

Installation Labor

24-4 SOL BC FEP/LSVC ALC7 Gigaspeed CMP Blue JKT Boxes N/S Rated to 550 Mhz, 200 Feet

Gigaspeed XL mod Jack (Blue), 1 Each

M10L-262 Mod Outlet Faceplate 1 Port For Use with Lucent tech outlet (white), 1 Each

Conduit to create facilities: Provide and Install new $\frac{3}{4}$ " EMT and box 2x4 inside Gypsum Board, 1 Each

Cat6 Patch Cord (Blue) 10 Foot Length, 1 Each
Cat6 (Blue) 5 Foot Length (MM05-AV7E-06), 1 Each

Additional Requirements

NETWORK INFRASTRUCTURE REQUIREMENTS

1. Requirements: This job requires the following:

- a. All data cable will be Cat 6 (Systimax) punched on B configuration on RJ45 blue wall jack, and terminated on an [patch panel (if Systimax panel available); Leaving a minimum of 10 feet cable slack above the ceiling if available.
 - b. All data cable will be Tested and Certify and submit testing results to IRM network management staff
 - c. All wall jacks will be labeled to represent new closet connection layout, wall jacks will be of a different color from existing ones (black/orange) to differentiate converted jacks use color blue.
 - d. It is require contractor to work at night and weekends to minimize downtime users, and also in areas where asbestos might be present.
 - e. Network management staff will be responsible for the QA on the data cabling installations. Contractor should have certified and trained employees in those areas of asbestos. Contractor is requiring meeting with the VAMC Industrial Hygienist to present asbestos and training certification.
1. Contractor will assure proper supervision of their entire employee at all times.

2. References: For further reference refer to the following standards.

- a. All new cable shall be labeled on each end and fully tested. And shall conform to meet the requirements of ICEA Publications S-80-576-1988 (Ref.B1.6) as to size, color and installation.
- b. A minimum of two Cat6 cable shall be install on each data jack (EIA/TIA 568 Standard "T568B") to inside VCS Canteen offices.
- c. Cable transmission performance specifications shall be in accordance with EIA/TIA standards. Attenuation shall be measured in accordance with EIA fiber optic test procedures EIA/TIA-455-46,-61, or -53. Information transmission capacity shall be measured in accordance with EIA/TIA-455-51 or -30.
- d. SYSTIMAX Solutions SYSTIMAX® Structured Connectivity Solutions, Performance Specifications, (and Addendum) Latest Issue.
- e. SYSTIMAX Solutions, Components Guide, Latest Issue.
- f. SYSTIMAX Solutions Design & Installation Guidelines, Latest Issue.

3. Contractor

- 1 Any sub-Contractor, who will assist the main contractor in performance of this work, shall have the same training and certification as the SCS contractor.
- 2 All communications cabling used throughout this project shall comply

with the requirements as outlined in the National Electric Code (NEC®) Articles 725, 760, 770, and 800 and the appropriate local codes.

3. All balanced twisted pair cabling shall bear CMP (Plenum Rated), CM/CMR (Riser Rated) and/or appropriate markings for the environment in which they are installed.

4. Cable Pathway

1. In suspended ceiling and raised floor areas where duct, cable trays or conduit are not available, the Contractor shall bundle, in bundles of 50 or less, horizontal cabling with cable ties snug, but not deforming the cable geometry.
2. Cable bundles shall be supported via "J" hooks attached to the existing building structure and framework at a maximum of five (5) foot intervals.
3. Plenum rated cable ties shall be used in all appropriate areas.
4. The contractor shall adhere to the manufacturers' requirements for bending radius and pulling tension of all data and voice cables.
5. Cables shall not be attached to lift out ceiling grid supports or laid directly on the ceiling grid.
6. Cables shall not be attached to or supported by fire sprinkler heads or delivery systems or any environmental sensor located in the ceiling air space.

5. Fire Stopping

- I Sealing of openings between floors, through rated fire and smoke walls, existing or created by the contractor for cable pass through shall be the responsibility of the contractor.
2. Sealing material and application of this material shall be accomplished in such a manner, which is acceptable to the local fire and building authorities having jurisdiction over this work.
3. Any openings created by or for the contractor and left unused shall also be sealed as part of this work.

6. Progress and Compliance: VAMC IRM staff will be on site actively participating and monitoring the job progress. Before work area is completed the IRM staff will inspect the areas to determine its completion. IRM will assign a project manager that will monitor overall project compliance and timeframes. This person, in conjunction with the Contractor's project manager will determine work area and timeframes for each step of the process.

Place of Performance

Multiply Locations

***Mayaguez Clinic
Avenida Hostos #345
Mayaguez, PR 00680***

***Guayama Clinic
Paseo del Pueblo St.
Guayama, PR 00784***

***Arecibo Clinic
Zona Industrial Road 129
Arecibo, PR 00612***

***Ponce Clinic
Paseo del Veterano #1010
Pone, PR 00716***

***San Juan VA Hospital
10 Casia St.
San Juan, PR 00921***

***St. Croix Clinic
The Village Mall # 113
Kings Hill, VI 00850***

***St. Thomas Clinic
Medical Foundation Building
Suite 101
St. Thomas, VI 00802***

The period of performance is 160 days after receipt of order. Work to be performed during regular business hours 7 AM – 4:30 PM.

Award

Award shall be made to the quoter, whose quotation offers the lowest overall price for the equipment and installation that meet the listed technical requirements. A combination of items from submitted quotes may be used to make award. I.E. Instead of making award for all locations as listed above, award may be made from only a combination for two locations or three locations.

All quoters shall submit the following: Quotes shall be submitted via Email in either a .pdf, .doc or .docx format. The email subject line must contain the following **"VA248-12-Q-3268 Network Data Drops"**.

All quotations shall be sent to the Email address: Chris.LaShure2@va.gov .

This is an open-market combined synopsis/solicitation for equipment as defined herein. The government intends to award a contract as a result of this combined synopsis/solicitation that will include the terms and conditions set forth herein. To facilitate the award process, ALL quotes shall include a statement regarding the terms and conditions herein as follows:

"The terms and conditions in the solicitation are acceptable to be included in the award document without modification, deletion, or addition."

OR

"The terms and conditions in the solicitation are acceptable to be included in the award document with the exception, deletion, or addition of the following:"

Quoter shall list exception(s) and rationale for the exception(s).

Submission shall be received not later than 9/28/2012 @ 1PM EST at Network Contracting Office 8 Email Address Chris.LaShure2@va.gov. Late submissions shall be treated in accordance with the solicitation provision at FAR 52.212-1(f). Quotes Faxed will not be accepted.

Any questions or concerns regarding this solicitation should be forwarded in writing via e-mail to the Contract Specialist: Chris LaShure Chris.LaShure2@va.gov.

Point of Contact

DVA NCO 8
Chris LaShure
10000 Bay Pines Blvd. Bldg 2 RM 329
Chris.LaShure2@va.gov

Offerors must complete annual representations and certifications on-line at <http://orca.bpn.gov> in accordance with FAR 52.212-3, "Offerors Representations and Certifications—Commercial Items." If paragraph (j) of the provision is applicable, a written submission is required.

The full text of FAR provisions or clauses may be accessed electronically at <http://acquisition.gov/comp/far/index.html>.

The following solicitation provisions apply to this acquisition:

FAR 52.212-1, "Instructions to Offerors—Commercial Items" FEB 2012

FAR 52.212-3, "Offerors Representations and Certifications—Commercial Items" APR 2012

Type of Contract (Apr 1984)

The Government contemplates award of a Firm Fixed Priced contract resulting from this solicitation.

(End of Provision)

Service of Protest (Sep 2006)

(a) Protests, as defined in section 33.101 of the Federal Acquisition Regulation, that are filed directly with an agency, and copies of any protests that are filed with the Government Accountability Office (GAO), shall be served on the Contracting Officer (addressed as follows) by obtaining written and dated acknowledgment of receipt from Network Contracting Office 8 Chris LaShure 10000 Bay Pines Blvd. Bldg 2 RM 329 Bay Pines FL 33744.

(b) The copy of any protest shall be received in the office designated above within one day of filing a protest with the GAO.

(End of Provision)

The following contract clauses apply to this acquisition:

- FAR 52.212-4, "Contract Terms and Conditions—Commercial Items" FEB 2012
- FAR 52.212-5, "Contract Terms and Conditions Required to Implement Statutes or Executive Orders" APR 2012

852.203-70	Commercial Advertising (JAN 2008)
852.203-71	Display of Department of Veterans Affairs Hotline Poster (DEC 1992)
852.211-70	Service Data Manuals (NOV 1984)
852.219-10	VA Notice of Total Service-Disabled Veteran-Owned Small Business Set-Aside (DEC 2009)
852.237-70	Contractor Responsibilities (APR 1984)
852.246-70	Guarantee (JAN 2008)
852.246-71	Inspection (JAN 2008)
852.273-76	Electronic Invoice Submission (Interim-October 2008)

GUARANTEE (JAN 2008)

The contractor guarantees the equipment against defective material, workmanship and performance for a period of one year said guarantee to run from date of acceptance of the equipment by the Government. The contractor agrees to furnish, without cost to the Government, replacement of all parts and material that are found to be defective during the guarantee period. Replacement of material and parts will be furnished to the Government at the point of installation, if installation is within the continental United States, or f.o.b. the continental U.S. port to be designated by the contracting officer if installation is outside of the continental United States. Cost of installation of replacement material and parts shall be borne by the contractor.

*52.212-5 Contract Terms and Conditions Required to Implement Statutes or Executive Orders--
Commercial Items (APR 2012)*

(a) The Contractor shall comply with the following Federal Acquisition Regulation (FAR) clauses, which are incorporated in this contract by reference, to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

- (1) 52.222-50, Combating Trafficking in Persons (FEB 2009) (22 U.S.C. 7104(g)).
 Alternate I (AUG 2007) of 52.222-50 (22 U.S.C. 7104(g))
- (2) 52.233-3, Protest After Award (AUG 1996) (31 U.S.C. 3553).
- (3) 52.233-4, Applicable Law for Breach of Contract Claim (OCT 2004) (Pub L. 108-77, 108-78).

(b) The Contractor shall comply with the FAR clauses in this paragraph (b) that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

[X] (1) 52.203-6, Restrictions on Subcontractor Sales to the Government (SEPT 2006), with Alternate I (OCT 1995) (41 U.S.C. 253g and 10 U.S.C. 2402).

[] (2) 52.203-13, Contractor Code of Business Ethics and Conduct (APR 2010) (Pub. L. 110-252, Title VI, Chapter 1 (41 U.S.C. 251 note)).

[] (3) 52.203-15, Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (MAR 2009) (Section 1553 of Pub. L. 111-5). (Applies to contracts funded by the American Recovery and Reinvestment Act of 2009.)

[X] (4) 52.204-10, Reporting Executive Compensation & First-Tier Subcontract Awards (FEB 2012) (Pub. L. 109-282) (31 U.S.C. 6101 note).

[] (5) 52.204-11, American Recovery and Reinvestment Act – Reporting Requirements (JUL 2010) (Pub. L. 111-5).

[X] (6) 52.209-6, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (DEC 2010) (31 U.S.C. 6101 note). (Applies to contracts over \$30,000). (Not applicable to subcontracts for the acquisition of commercially available off-the-shelf-items).

[X] (7) 52.209-9, Updates of Publicly Available Information Regarding Responsibility Matters (JAN 2012) (41 U.S.C. 2313).

[] (8) 52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (section 740 of Division C of Pub. L. 111-117, section 743 of Division D of Pub. L. 111-8, and section 745 of Division D of Pub. L. 110-161).

[] (9) 52.219-3, Notice of HUBZone Set-Aside or Sole-Source Award (NOV 2011) (15 U.S.C. 657a).

[] (10) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (JAN 2011) (if the offeror elects to waive the preference, it shall so indicate in its offer) (15 U.S.C. 657a).

[] (11) [Reserved]

[] (12)(i) 52.219-6, Notice of Total Small Business Set-Aside (NOV 2011) (15 U.S.C. 644).

[] (ii) Alternate I (NOV 2011) of 52.219-6.

[] (iii) Alternate II (NOV 2011) of 52.219-6.

[] (13)(i) 52.219-7, Notice of Partial Small Business Set-Aside (JUNE 2003) (15 U.S.C. 644).

[] (ii) Alternate I (OCT 1995) of 52.219-7.

[] (iii) Alternate II (MAR 2004) of 52.219-7.

[X] (14) 52.219-8, Utilization of Small Business Concerns (JAN 2011) (15 U.S.C. 637 (d)(2) and (3)).

- [] (15)(i) 52.219-9, Small Business Subcontracting Plan (JAN 2011) (15 U.S.C. 637(d)(4)).
- [] (ii) Alternate I (OCT 2001) of 52.219-9.
- [] (iii) Alternate II (OCT 2001) of 52.219-9.
- [] (iv) Alternate III (JUL 2010) of 52.219-9.
- [] (16) 52.219-13, Notice of Set-Aside of Orders (NOV 2011) (15 U.S.C. 644(r)).
- [] (17) 52.219-14, Limitations on Subcontracting (NOV 2011) (15 U.S.C. 637(a)(14)).
- [] (18) 52.219-16, Liquidated Damages—Subcontracting Plan (JAN 1999) (15 U.S.C. 637(d)(4)(F)(i)).
- [] (19)(i) 52.219-23, Notice of Price Evaluation Adjustment for Small Disadvantaged Business Concerns (OCT 2008) (10 U.S.C. 2323)
- [] (ii) Alternate I (JUNE 2003) of 52.219-23.
- [] (20) 52.219-25, Small Disadvantaged Business Participation Program--Disadvantaged Status and Reporting (DEC 2010) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- [] (21) 52.219-26, Small Disadvantaged Business Participation Program--Incentive Subcontracting (OCT 2000) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- [] (22) 52.219-27, Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (NOV 2011) (15 U.S.C. 657 f).
- [X] (23) 52.219-28, Post Award Small Business Program Rerepresentation (APR 2009) (15 U.S.C. 632(a)(2)).
- [] (24) 52.219-29, Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business Concerns (APR 2012)
- [] (25) 52.219-30, Notice of Set-Aside for Women-Owned Small Business (WOSB) Concerns Eligible Under the Women-Owned Small Business Program (APR 2012)
- [X] (26) 52.222-3, Convict Labor (JUNE 2003) (E.O. 11755).
- [X] (27) 52.222-19, Child Labor--Cooperation with Authorities and Remedies (MAR 2012) (E.O. 13126).
- [] (28) 52.222-21, Prohibition of Segregated Facilities (FEB 1999).
- [X] (29) 52.222-26, Equal Opportunity (MAR 2007) (E.O. 11246).
- [X] (30) 52.222-35, Equal Opportunity for Veterans (SEP 2010) (38 U.S.C. 4212).
- [X] (31) 52.222-36, Affirmative Action for Workers with Disabilities (OCT 2010) (29 U.S.C. 793).
- [X] (32) 52.222-37, Employment Reports on Veterans (SEP 2010) (38 U.S.C. 4212).
- [X] (33) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (DEC 2010) (E.O. 13496)
- [X] (34) 52.222-54, Employment Eligibility Verification (JAN 2009). (Executive Order 12989). (Not applicable to the acquisition of commercially available off-the-shelf items or certain other types of commercial items as prescribed in 22.1803.)
- [] (35)(i) 52.223-9, Estimate of Percentage of Recovered Material Content for EPA-Designated Products (MAY 2008) (42 U.S.C. 6962(c)(3)(A)(ii)). (Not applicable to the acquisition of commercially available off-the-shelf items.)
- [] (ii) Alternate I (MAY 2008) of 52.223-9 (42 U.S.C. 6962(i)(2)(C)). (Not applicable to the acquisition of commercially available off-the-shelf items.)
- [X] (36) 52.223-15, Energy Efficiency in Energy-Consuming Products (DEC 2007) (42 U.S.C. 8259b).
- [] (37)(i) 52.223-16, IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products (DEC 2007) (E.O. 13423).
- [] (ii) Alternate I (DEC 2007) of 52.223-16.
- [X] (38) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011) (E.O. 13513)
- [X] (39) 52.225-1, Buy American Act--Supplies (FEB 2009) (41 U.S.C. 10a-10d).
- [] (40)(i) 52.225-3, Buy American Act--Free Trade Agreements--Israeli Trade Act (MAR 2012) (41 U.S.C. chapter 83, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note, 19 U.S.C. 3805 note,

19 U.S.C. 4001 note, Pub. L. 103-182, 108-77, 108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, and Pub. L. 112-41).

☐ (ii) Alternate I (MAR 2012) of 52.225-3.

☐ (iii) Alternate II (MAR 2012) of 52.225-3.

☐ (iii) Alternate III (MAR 2012) of 52.225-3.

☒ (41) 52.225-5, Trade Agreements (MAR 2012) (19 U.S.C. 2501, *et seq.*, 19 U.S.C. 3301 note).

☒ (42) 52.225-13, Restrictions on Certain Foreign Purchases (JUNE 2008) (E.O.s, proclamations and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).

☐ (43) 52.226-4, Notice of Disaster or Emergency Area Set-Aside (NOV 2007) (42 U.S.C. 5150)

☐ (44) 52.226-5, Restrictions on Subcontracting Outside Disaster or Emergency Area (NOV 2007) (42 U.S.C. 5150)

☐ (45) 52.232-29, Terms for Financing of Purchases of Commercial Items (FEB 2002) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).

☒ (46) 52.232-30, Installment Payments for Commercial Items (OCT 1995) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).

☐ (47) 52.232-33, Payment by Electronic Funds Transfer--Central Contractor Registration (OCT 2003) (31 U.S.C. 3332). (

☒ (48) 52.232-34, Payment by Electronic Funds Transfer--Other than Central Contractor Registration (MAY 1999) (31 U.S.C. 3332).

☐ (49) 52.232-36, Payment by Third Party (FEB 2010) (31 U.S.C. 3332).

☐ (50) 52.239-1, Privacy or Security Safeguards (AUG 1996) (5 U.S.C. 552a).

☐ (51)(i) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (FEB 2006) (46 U.S.C. Appx. 1241(b) and 10 U.S.C. 2631).

☐ (ii) Alternate I (APR 2003) of 52.247-64.

(c) The Contractor shall comply with the FAR clauses in this paragraph (c), applicable to commercial services, that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

☐ (1) 52.222-41, Service Contract Act of 1965 (NOV 2007) (41 U.S.C. 351, *et seq.*). (

☐ (2) 52.222-42, Statement of Equivalent Rates for Federal Hires (MAY 1989) (29 U.S.C. 206 and 41 U.S.C. 351, *et seq.*).

☐ (3) 52.222-43, Fair Labor Standards Act and Service Contract Act--Price Adjustment (Multiple Year and Option Contracts) (SEP 2009) (29 U.S.C. 206 and 41 U.S.C. 351, *et seq.*).

☐ (4) 52.222-44, Fair Labor Standards Act and Service Contract Act--Price Adjustment (SEP 2009) (29 U.S.C. 206 and 41 U.S.C. 351, *et seq.*).

☐ (5) 52.222-51, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment -- Requirements (NOV 2007) (41 U.S.C. 351, *et seq.*)

☐ (6) 52.222-53, Exemption from Application of the Service Contract Act to Contracts for Certain Services -- Requirements (FEB 2009) (41 U.S.C. 351, *et seq.*)

☐ (7) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (MAR 2009) (Pub. L. 110-247).

☐ (8) 52.237-11, Accepting and Dispensing of \$1 Coin (SEPT 2008) (31 U.S.C. 5112(p)(1)).

(d) Comptroller General Examination of Record. The Contractor shall comply with the provisions of this paragraph (d) if this contract was awarded using other than sealed bid, is in excess of the simplified acquisition threshold, and does not contain the clause at 52.215-2, Audit and Records -- Negotiation.

(1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine any of the Contractor's directly pertinent records involving transactions related to this contract.

(2) The Contractor shall make available at its offices at all reasonable times the records, materials, and other evidence for examination, audit, or reproduction, until 3 years after final payment under this contract or for any shorter period specified in FAR Subpart 4.7, Contractor Records Retention, of the other clauses of this contract. If this contract is completely or partially terminated, the records relating to the work terminated shall be made available for 3 years after any resulting final termination settlement. Records relating to appeals under the disputes clause or to litigation or the settlement of claims arising under or relating to this contract shall be made available until such appeals, litigation, or claims are finally resolved.

(3) As used in this clause, records include books, documents, accounting procedures and practices, and other data, regardless of type and regardless of form. This does not require the Contractor to create or maintain any record that the Contractor does not maintain in the ordinary course of business or pursuant to a provision of law.

(e)(1) Notwithstanding the requirements of the clauses in paragraphs (a), (b), (c), and (d) of this clause, the Contractor is not required to flow down any FAR clause, other than those in this paragraph (e)(1) in a subcontract for commercial items. Unless otherwise indicated below, the extent of the flow down shall be as required by the clause--

(i) 52.203-13, Contractor Code of Business Ethics and Conduct (APR 2010) (Pub L. 110-252, Title VI, Chapter 1 (41 U.S.C. 251 note)).

(ii) 52.219-8, Utilization of Small Business Concerns (DEC 2010) (15 U.S.C. 637(d)(2) and (3)), in all subcontracts that offer further subcontracting opportunities. If the subcontract (except subcontracts to small business concerns) exceeds \$650,000 (\$1,000,000 for construction of any public facility), the subcontractor must include 52.219-8 in lower tier subcontracts that offer subcontracting opportunities.

(iii) [Reserved]

(iv) 52.222-26, Equal Opportunity (MAR 2007) (E.O. 11246).

(v) 52.222-35, Equal Opportunity for Veterans (SEP 2010) (38 U.S.C. 4212).

(vi) 52.222-36, Affirmative Action for Workers with Disabilities (OCT 2010) (29 U.S.C. 793).

(vii) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (DEC 2010) (E.O. 13496). Flow down required in accordance with paragraph (f) of FAR clause 52.222-40.

(viii) 52.222-41, Service Contract Act of 1965 (NOV 2007), (41 U.S.C. 351, *et. seq.*).

(ix) 52.222-50, Combating Trafficking in Persons (FEB 2009) (22 U.S.C. 7104(g)). Flow down required in accordance with paragraph (f) of FAR clause 52.222-50.

____ Alternate I (AUG 2007) of 52.222-50 (22 U.S.C. 7104(g)).

(x) 52.222-51, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment – Requirements (NOV 2007) (41 U.S.C. 351, *et. seq.*).

(xi) 52.222-53, Exemption from Application of the Service Contract Act to Contracts for Certain Services – Requirements (FEB 2009) (41 U.S.C. 351, *et. seq.*).

(xii) 52.222-54, Employment Eligibility Verification (JAN 2009).

(xiii) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (MAR 2009) (Pub. L. 110-247). Flow down required in accordance with paragraph (e) of FAR clause 52.226-6.

(xiv) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (FEB 2006) (46 U.S.C. Appx. 1241 and 10 U.S.C. 2631). Flow down required in accordance with paragraph (d) of FAR clause 52.247-64.

(2) While not required, the contractor may include in its subcontracts for commercial items a minimal number of additional clauses necessary to satisfy its contractual obligations.

(End of clause)