

SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS <i>OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, AND 30</i>				1. REQUISITION NUMBER W25PHS-3297-4474		PAGE 1 OF 31		
2. CONTRACT NO.		3. AWARD/EFFECTIVE DATE	4. ORDER NUMBER		5. SOLICITATION NUMBER W912BU-04-T-0009		6. SOLICITATION ISSUE DATE 20-Nov-2003	
7. FOR SOLICITATION INFORMATION CALL:		a. NAME HELENA R DINOFA			b. TELEPHONE NUMBER (No Collect Calls) 215-656-6762		8. OFFER DUE DATE/LOCAL TIME 04:00 PM 04 Dec 2003	
9. ISSUED BY US ARMY ENGINEER DISTRICT, PHILADELPHIA CONTRACTING DIVISION WANAMAKER BUILDING 100 PENN SQUARE EAS PHILADELPHIA PA 19107-3390 TEL: FAX:		CODE W912BU	10. THIS ACQUISITION IS <input type="checkbox"/> UNRESTRICTED <input checked="" type="checkbox"/> SET ASIDE: 100% FOR <input checked="" type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> SMALL DISADV. BUSINESS <input type="checkbox"/> 8(A) SIC: 7359 SIZE STANDARD: \$3.5M			11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED <input type="checkbox"/> SEE SCHEDULE 13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700) 13b. RATING 14. METHOD OF SOLICITATION <input checked="" type="checkbox"/> RFQ <input type="checkbox"/> IFB <input type="checkbox"/> RFP		12. DISCOUNT TERMS
15. DELIVER TO SEE SCHEDULE		CODE	16. ADMINISTERED BY CODE					
17a. CONTRACTOR/ OFFEROR TEL.		CODE	18a. PAYMENT WILL BE MADE BY CODE					
<input type="checkbox"/> 17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER		FACILITY CODE	18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a. UNLESS BLOCK BELOW IS CHECKED <input type="checkbox"/> SEE ADDENDUM					
19. ITEM NO.	20. SCHEDULE OF SUPPLIES/ SERVICES			21. QUANTITY	22. UNIT	23. UNIT PRICE	24. AMOUNT	
SEE SCHEDULE								
25. ACCOUNTING AND APPROPRIATION DATA						26. TOTAL AWARD AMOUNT		
<input type="checkbox"/> 27a. SOLICITATION INCORPORATES BY REFERENCE FAR 52.212-1. 52.212-4. FAR 52.212-3. 52.212-5 ARE ATTACHED.						ADDENDA <input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED		
<input type="checkbox"/> 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4. FAR 52.212-5 IS ATTACHED.						ADDENDA <input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED		
28. CONTRACTOR IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN <u>0</u> COPIES TO ISSUING OFFICE. CONTRACTOR AGREES TO FURNISH AND DELIVER ALL ITEMS SET FORTH OR OTHERWISE IDENTIFIED ABOVE AND ON ANY ADDITIONAL SHEETS SUBJECT TO THE TERMS AND CONDITIONS SPECIFIED HEREIN.				29. AWARD OF CONTRACT: REFERENCE OFFER DATED . YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH HEREIN, IS ACCEPTED AS TO ITEMS:				
30a. SIGNATURE OF OFFEROR/CONTRACTOR			31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)			31c. DATE SIGNED		
30b. NAME AND TITLE OF SIGNER (TYPE OR PRINT)		30c. DATE SIGNED	31b. NAME OF CONTRACTING OFFICER (TYPE OR PRINT) TEL: EMAIL:					
32a. QUANTITY IN COLUMN 21 HAS BEEN <input type="checkbox"/> RECEIVED <input type="checkbox"/> INSPECTED <input type="checkbox"/> ACCEPTED, AND CONFORMS TO THE CONTRACT, EXCEPT AS NOTED			33. SHIP NUMBER <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL	34. VOUCHER NUMBER		35. AMOUNT VERIFIED CORRECT FOR		
32b. SIGNATURE OF AUTHORIZED GOVT. REPRESENTATIVE		32c. DATE	36. PAYMENT <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL			37. CHECK NUMBER		
41a. I CERTIFY THIS ACCOUNT IS CORRECT AND PROPER FOR PAYMENT			38. S/R ACCOUNT NUMBER		39. S/R VOUCHER NUMBER		40. PAID BY	
41b. SIGNATURE AND TITLE OF CERTIFYING OFFICER		41c. DATE	42a. RECEIVED BY (Print)					
			42b. RECEIVED AT (Location)					
			42c. DATE REC'D (YY/MM/DD)		42d. TOTAL CONTAINERS			

BID SCHEDULE

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001		1	Lump Sum		

BASE YEAR 01 JAN 2004 - 31 DEC 2004

PROVIDE PORTABLE TOILETS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.

REGULAR PORTABLE TOILETS 63 EA @\$_____ PER UNIT

HANDICAPPED ACCESSIBLE PORTABLE TOILETS 40 EA @\$_____ PER UNIT

TECHNICAL POINT OF CONTACT, ALFRED SCHOENEBECK, 610-376-6337

WAGE DETERMINATION NO 94-2447 REV (23) AREA HARRISBURG IS INCORPORATED AS PART OF THIS ACTION.

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0002		1	Lump Sum		

BASE YEAR 01 JAN 2004 - 31 DEC 2004

PUMP OUT OF (1) ONE VAULT LATRINE FOR BLUE MARSH LAKE 3 TIMES PER YEAR PER 1000 GALLONS IN ACCORDANCE WITH SCOPE OF WORK.

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0003		1	Lump Sum		

BASE YEAR 01 JAN 2004 - 31 DEC 2004

EMERGENCY PROVISION OF PORTABLE TOILETS AND/OR PUMP OUT OF LATRINE OR SEWAGE LIFT STATIONS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.

REGULAR PORTABLE TOILETS 1 EA @\$_____

HANDICAPPED ACCESSIBLE TOILETS 1 EA @\$_____

PUMPING AND DISPOSAL OF SEWAGE 1 EA @\$_____
PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0004		1	Lump Sum		

BASE YEAR 01 JAN 2004 - 31 DEC 2004

PROVISION OF HANDICAPPED ACCESSIBLE TOILETS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0005		1	Lump Sum		

OPTION

OPTION YEAR 1 01 JAN 2005 - 31 DEC 2005

PROVIDE PORTABLE TOILETS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.

REGULAR PORTABLE TOILETS 63 EA @\$_____ PER UNIT

HANDICAPPED ACCESSIBLE PORTABLE TOILETS 40 EA \$_____ PER UNIT

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0006		1	Lump Sum		

OPTION

OPTION YEAR 1 01 JAN 2005 - 31 DEC 2005

PUMP OUT OF (1) ONE VAULT FOR BLUE MARSH LAKE 3 TIMES PER YEAR PER 1000 GALLONS IN ACCORDANCE WITH SCOPE OF WORK.

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0007		1	Lump Sum		
OPTION					

OPTION YEAR 1 01 JAN 2005 - 31 DEC 2005

EMERGENCY PROVISION OF PORTABLE TOILETS AND/OR PUMP OUT OF LATRINE OR SEWAGE LIFT STATIONS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.

REGULAR PORTABLE TOILETS 1 EA @\$ _____

HANDICAPPED ACCESSIBLE PORTABLE TOILETS 1 EA @\$ _____

PUMPING AND DISPOSAL OF SEWAGE 1 EA @\$ _____
PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0008		1	Lump Sum		
OPTION					

OPTION YEAR 1 01 JAN 2005 - 31 DEC 2005

PROVISION OF HANDICAPPED ACCESSIBLE TOILETS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.
PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0009		1	Lump Sum		

OPTION

OPTION YEAR 2 01 JAN 2006 - 31 DEC 2006

PROVIDE PORTABLE TOILETS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.

REGULAR PORTABLE TOILETS 63 EA @\$_____ PER UNIT

HANDICAPPED ACCESSIBLE PORTABLE TOILETS 40 EA @\$_____ PER UNIT

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0010		1	Lump Sum		

OPTION

OPTION YEAR 2 01 JAN 2006 - 31 DEC 2006

PUMP OUT OF (1) ONE VAULT FOR BLUE MARSH LAKE 3 TIMES PER YEAR PER 1000 GALLONS IN ACCORDANCE WITH SCOPE OF WORK.

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0011		1	Lump Sum		
OPTION					

OPTION YEAR 2 01 JAN 2006 - 31 DEC 2006

EMERGENCY PROVISION OF PORTABLE TOILETS AND/OR PUMP OUT OF LATRINE OR SEWAGE LIFT STATIONS FOR BLUE MARSH LAKE IN ACCORDANCE WITH SCOPE OF WORK.

REGULAR PORTABLE TOILETS 1 EA @\$_____

HANDICAPPED ACCESSIBLE PORTABLE TOILETS 1 EA @\$_____

PUMPING AND DISPOSAL OF SEWAGE 1 EA @\$_____

PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0012		1	Lump Sum		
OPTION					

OPTION YEAR 2 01 JAN 2006 - 31 DEC 2006

PROVISION OF HANDICAPPED ACCESSIBLE TOILETS FOR BLUE MARSH IN ACCORDANCE WITH SCOPE OF WORK.
PURCHASE REQUEST NUMBER: W25PHS-3297-4474

NET AMT

All Line Items are FOB: Destination

SCOPE OF WORK

1. PORTABLE TOILETS - Provide portable toilets for use at Blue Marsh Lake. Reasonable measures must be taken to safeguard against loss and/or damage of portable toilet units. The contractor shall assume all responsibility and bear all risk of said loss and/or damage. Handicapped accessible units shall meet State and Federal accessibility standards.

LOCATION KEY: B, C, D, F - Parking Lots in the Dry Brooks Day Use Area
 V - Vista Pavilion, Dry Brooks Day Use Area
 DB - Dry Brooks Boat Ramp
 SB - Stilling Basin
 CR - Church Road Picnic Area
 EA - Employee Picnic Area

PORTABLE TOILET PLACEMENT SCHEDULE

One toilet at each area except where noted

<u>Month</u>	<u>Type of Toilet</u>	<u>Number</u>	<u>Location</u>
January	Regular	4	B, DB, SB, CR
	Accessible	4	D, F, V, SB
February	Regular	4	B, DB, SB, CR
	Accessible	4	D, F, V, SB
March	Regular	7	B, C, F, DB (2), SB, CR
	Accessible	4	D, F, V, SB
April	Regular	8	B, C, F, V, DB (2), SB, CR
	Accessible	5	B, D, F, V, SB
May	Regular	4	V, SB, CR, EA
	Accessible	2	V, SB
June	Regular	5	V, SB, CR (2), EA
	Accessible	2	V, SB
July	Regular	5	V, SB, CR (2), EA
	Accessible	2	V, SB
August	Regular	5	V, SB, CR (2), EA
	Accessible	2	V, SB
September	Regular	4	V, SB, CR, EA
	Accessible	2	V, SB
October	Regular	7	B, C, F, DB (2), SB, CR
	Accessible	5	B, D, F, V, SB
November	Regular	6	B, C, F, DB, SB, CR
	Accessible	4	D, F, V, SB
December	Regular	4	B, DB, SB, CR
	Accessible	4	D, F, V, SB

TOTAL	Regular	63 Units Per Year
	Accessible	40 Units Per Year

The contractor shall clean and service each portable toilet unit. Service shall include stocking with toilet paper. All service must be completed by 12:00 p.m. If the contractor leaves any toilets on site after the time period required in the contract, they shall be serviced at no cost to the government.

<u>Month</u>	<u>Service Date</u>	<u>Location</u>
January	First and Third Friday	B, D, F, V, DB, SB, CR
February	First and Third Friday	B, D, F, V, DB, SB, CR
March	First and Third Friday	B, C, D, F, V, DB, SB, CR
April	Every Friday	B, C, D, F, V, DB, SB, CR
May	Every Friday	V, SB, CR, EA
June	Every Monday and Friday Every Friday	V, SB, CR, EA
July	Every Monday and Friday Every Friday	V, SB, CR EA
August	Every Monday and Friday Every Friday	V, SB, CR EA
September	Every Friday	V, SB, CR, EA
October	Every Friday	B, C, D, F, V, DB, SB, CR
November	First and Third Friday	B, C, D, F, V, DB, SB, CR
December	First and Third Friday	B, D, F, V, DB, SB, CR

2. VAULT LATRINE - The contents of the vault latrine at State Hill Boat Ramp shall be removed on the second Monday of May, July and October. One Latrine 3 times per year up to 1,000 gallons.

3. WASTE DISPOSAL - Contents of holding tanks and the vault latrine shall be disposed of at a certified licensed treatment facility in accordance with all State and Federal regulations.

4. EMERGENCY SERVICE - The contractor shall have the capability to provide portable toilets, and pump out of the sewage lift stations in the Dry Brooks Day Use Area and on the Stilling Basin Road, and the vault latrine at the State Hill Boat Ramp on an as-call basis. Service shall be performed within 24 hours of the call.

5. CONTRACT SERVICE PERIOD - The contract time period shall be 1 January 2004 through 31 December 2004.

CLAUSES INCORPORATED BY REFERENCE

52.212-1	Instructions to Offerors--Commercial Items	OCT 2003
52.217-5	Evaluation Of Options	JUL 1990
52.217-8	Option To Extend Services	NOV 1999
52.217-9	Option To Extend The Term Of The Contract	MAR 2000
52.222-43	Fair Labor Standards Act And Service Contract Act - Price Adjustment (Multiple Year And Option)	MAY 1989
52.237-2	Protection Of Government Buildings, Equipment, And Vegetation	APR 1984
52.243-1	Changes--Fixed Price	AUG 1987

CLAUSES INCORPORATED BY FULL TEXT

52.211-8 TIME OF DELIVERY (JUN 1997)

(a) The Government requires delivery to be made according to the following schedule:

REQUIRED DELIVERY SCHEDULE

(Contracting Officer insert specific details)

- Line items 0001 thru 0004 from 01 January 2004 thru 31 December 2004
- Line items 0005 thru 0008 from 01 January 2005 thru 31 December 2005
- Line items 0009 thru 0012 from 01 January 2006 thru 31 December 2006

The Government will evaluate equally, as regards time of delivery, offers that propose delivery of each quantity within the applicable delivery period specified above. Offers that propose delivery that will not clearly fall within the applicable required delivery period specified above, will be considered nonresponsive and rejected. The Government reserves the right to award under either the required delivery schedule or the proposed delivery schedule, when an offeror offers an earlier delivery schedule than required above. If the offeror proposes no other delivery schedule, the required delivery schedule above will apply.

OFFEROR'S PROPOSED DELIVERY SCHEDULE

Within Days

After Date

Item No. Quantity of Contract

(b) Attention is directed to the Contract Award provision of the solicitation that provides that a written award or

acceptance of offer mailed, or otherwise furnished to the successful offeror, results in a binding contract. The Government will mail or otherwise furnish to the offeror an award or notice of award not later than the day award is dated. Therefore, the offeror should compute the time available for performance beginning with the actual date of award, rather than the date the written notice of award is received from the Contracting Officer through the ordinary mails. However, the Government will evaluate an offer that proposes delivery based on the Contractor's date of receipt of the contract or notice of award by adding (1) five calendar days for delivery of the award through the ordinary mails, or (2) one working day if the solicitation states that the contract or notice of award will be transmitted electronically. (The term "working day" excludes weekends and U.S. Federal holidays.) If, as so computed, the offered delivery date is later than the required delivery date, the offer will be considered nonresponsive and rejected.

(End of clause)

52.212-3 OFFEROR REPRESENTATIONS AND CERTIFICATIONS--COMMERCIAL ITEMS (JUN 2003)

(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 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.

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 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; or

(2) Whose management and daily business operations are controlled by one or more women.

"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 will 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.

(6) 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 four 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 four 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):

Average Annual

Number of Employees Gross Revenues

50 or fewer \$1 million or less

51 - 100 \$1,000,001 - \$2 million

101 - 250 \$2,000,001 - \$3.5 million

251 - 500 \$3,500,001 - \$5 million

501 - 750 \$5,000,001 - \$10 million

751 - 1,000 \$10,000,001 - \$17 million

Over 1,000 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)(7)(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, 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 s 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) Certifications and 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 either to the Equal Opportunity clause of this solicitation, the 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 Subparts 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--North American Free Trade Agreement--Israeli Trade Act Certificate. (Applies only if the clause at FAR 52.225-3, Buy American Act--North American Free Trade Agreement--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--North American Free Trade Agreement--Israeli Trade Act."

(ii) The offeror certifies that the following supplies are NAFTA country end products or Israeli end products as defined in the clause of this solicitation entitled "Buy American Act--North American Free Trade Agreement--Israeli Trade Act":

NAFTA Country 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--North American Free Trade Agreement--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--North American Free Trade Agreements--Israeli Trade Act Certificate, Alternate I (May 2002). 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--North American Free Trade Agreement--Israeli Trade Act":

Canadian End Products:

Line Item No.

(List as necessary)

(3) Buy American Act--North American Free Trade Agreements--Israeli Trade Act Certificate, Alternate II (May 2002). 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--North American Free Trade Agreement--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, designated country, Caribbean Basin country, or NAFTA 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, designated country, Caribbean Basin country, or NAFTA 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 subject to the Trade Agreements Act, the Government will evaluate offers of U.S.-made, designated country, Caribbean Basin country, or NAFTA 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, designated country, Caribbean Basin country, or NAFTA 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). The offeror certifies, to the best of its knowledge and belief, that --

(1) The offeror and/or any of its principals () 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 () 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 (j)(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 Product

Listed End Product	Listed Countries of Origin:
.	.
.	.
.	.

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

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

(End of provision)

52.212-5 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS--COMMERCIAL ITEMS (OCT 2003)

(a) The Contractor shall comply with the following Federal **Acquisition Regulation** (FAR) clause, which is incorporated in this contract by reference, to implement provisions of law or Executive orders applicable to acquisitions of commercial items: 52.233-3, Protest after Award (AUG 1996) (31 U.S.C. 3553).

(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: (Contracting Officer check as appropriate.)

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

 na (2) 52.219-3, Notice of HUBZone Small Business Set-Aside (Jan 1999) (U.S.C. 657a).

 na (3) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (Jan 1999) (if the offeror elects to waive the preference, it shall so indicate in its offer) (U.S.C. 657a).

 na (4) (i) 52.219-5, Very Small Business Set-Aside (JUNE 2003) (Pub. L. 103-403, section 304, Small Business Reauthorization and Amendments Act of 1994).

- _na_ (ii) Alternate I (MAR 1999) to 52.219-5.
- _na_ (iii) Alternate II to (JUNE 2003) 52.219-5.
- _na_ (5)(i) 52.219-6, Notice of Total Small Business Set-Aside (JUNE 2003) (15 U.S.C. 644).
- _na_ (ii) Alternate I (OCT 1995) of 52.219-6.
- _na_ (6)(i) 52.219-7, Notice of Partial Small Business Set-Aside (JUNE 2003) (15 U.S.C. 644).
- _na_ (ii) Alternate I (OCT 1995) of 52.219-7.
- _na_ (7) 52.219-8, Utilization of Small Business Concerns (OCT 2000) (15 U.S.C. 637 (d)(2) and (3)).
- _na_ (8)(i) 52.219-9, Small Business Subcontracting Plan (JAN 2002) (15 U.S.C. 637(d)(4)).
- _na_ (ii) Alternate I (OCT 2001) of 52.219-9.
- _na_ (iii) Alternate II (OCT 2001) of 52.219-9.
- _na_ (9) 52.219-14, Limitations on Subcontracting (DEC 1996) (15 U.S.C. 637(a)(14)).
- _na_ (10)(i) 52.219-23, Notice of Price Evaluation Adjustment for Small Disadvantaged Business Concerns (JUNE 2003) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323) (if the offeror elects to waive the adjustment, it shall so indicate in its offer).
- _na_ (ii) Alternate I (JUNE 2003) of 52.219-23.
- _na_ (11) 52.219-25, Small Disadvantaged Business Participation Program--Disadvantaged Status and Reporting (OCT 1999) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- _na_ (12) 52.219-26, Small Disadvantaged Business Participation Program--Incentive Subcontracting (OCT 2000) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- _xx_ (13) 52.222-3, Convict Labor (JUNE 2003) (E.O. 11755).
- _xx_ (14) 52.222-19, Child Labor--Cooperation with Authorities and Remedies (SEP 2002) (E.O. 13126).
- _xx_ (15) 52.222-21, Prohibition of Segregated Facilities (FEB 1999).
- _xx_ (16) 52.222-26, Equal Opportunity (APR 2002) (E.O. 11246).
- _xx_ (17) 52.222-35, Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (DEC 2001) (38 U.S.C. 4212).
- _xx_ (18) 52.222-36, Affirmative Action for Workers with Disabilities (JUN 1998) (29 U.S.C. 793).
- _na_ (19) 52.222-37, Employment Reports on Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (DEC 2001) (38 U.S.C. 4212).
- _na_ (20)(i) 52.223-9, Estimate of Percentage of Recovered Material Content for EPA-Designated Products (AUG 2000) (42 U.S.C. 6962(c)(3)(A)(ii)).

na (ii) Alternate I (AUG 2000) of 52.223-9 (42 U.S.C. 6962(i)(2)(C)).

na (21) 52.225-1, Buy American Act--Supplies (JUNE 2003) (41 U.S.C. 10a-10d).

na (22)(i) 52.225-3, Buy American Act--North American Free Trade Agreement--Israeli Trade Act (JUNE 2003) (41 U.S.C. 10a-10d, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note).

na (ii) Alternate I (MAY 2002) of 52.225-3.

na (iii) Alternate II (MAY 2002) of 52.225-3.

na (23) 52.225-5, Trade Agreements (OCT 2003) (19 U.S.C. 2501, et seq., 19 U.S.C. 3301 note).

na (24) 52.225-13, Restrictions on Certain Foreign Purchases (OCT 2003) (E.O. 12722, 12724, 13059, 13067, 13121, and 13129).

na (25) 52.225-15, Sanctioned European Union Country End Products (FEB 2000) (E.O. 12849).

na (26) 52.225-16, Sanctioned European Union Country Services (FEB 2000) (E.O. 12849).

na (27) 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)).

na (28) 52.232-30, Installment Payments for Commercial Items (OCT 1995) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).

xx (29) 52.232-33, Payment by Electronic Funds Transfer--Central Contractor Registration (OCT 2003) (31 U.S.C. 3332).

na (30) 52.232-34, Payment by Electronic Funds Transfer--Other than Central Contractor Registration (MAY 1999) (31 U.S.C. 3332).

na (31) 52.232-36, Payment by Third Party (MAY 1999) (31 U.S.C. 3332).

na (32) 52.239-1, Privacy or Security Safeguards (AUG 1996) (5 U.S.C. 552a).

xx (33)(i) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (APR 2003) (46 U.S.C. Appx 1241 and 10 U.S.C. 2631).

na (ii) Alternate I (APR 1984) 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: [Contracting Officer check as appropriate.]

na (1) 52.222-41, Service Contract Act of 1965, as Amended (MAY 1989) (41 U.S.C. 351, et seq.).

xx (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.).

na (3) 52.222-43, Fair Labor Standards Act and Service Contract Act--Price Adjustment (Multiple Year and Option Contracts) (MAY 1989) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).

na (4) 52.222-44, Fair Labor Standards Act and Service Contract Act--Price Adjustment (February 2002) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).

_na__ (5) 52.222-47, SCA Minimum Wages and Fringe Benefits Applicable to Successor Contract Pursuant to Predecessor Contractor Collective Bargaining Agreements (CBA) (May 1989) (41 U.S.C. 351, et seq.).

(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 paragraphs (i) through (vi) of this paragraph in a subcontract for commercial items. Unless otherwise indicated below, the extent of the flow down shall be as required by the clause--

(i) 52.219-8, Utilization of Small Business Concerns (October 2000) (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 \$500,000 (\$1,000,000 for construction of any public facility), the subcontractor must include 52.219-8 in lower tier subcontracts that offer subcontracting opportunities.

(ii) 52.222-26, Equal Opportunity (April 2002) (E.O. 11246).

(iii) 52.222-35, Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (December 2001) (38 U.S.C. 4212).

(iv) 52.222-36, Affirmative Action for Workers with Disabilities (June 1998) (29 U.S.C. 793).

(v) 52.222-41, Service Contract Act of 1965, as Amended (May 1989), flow down required for all subcontracts subject to the Service Contract Act of 1965 (41 U.S.C. 351, et seq.).

(vi) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (April 2003) (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)

52.252-1 SOLICITATION PROVISIONS INCORPORATED BY REFERENCE (FEB 1998)

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es):

<http://farsite.hill.af.mil>
<http://www.arnet.gov/far>
<http://dtic.mil/dfars>

End of provision

252.204-7004 REQUIRED CENTRAL CONTRACTOR REGISTRATION (NOV 2001)

(a) Definitions.

As used in this clause--

- (1) Central Contractor Registration (CCR) database means the primary DoD repository for contractor information required for the conduct of business with DoD.
 - (2) Data Universal Numbering System (DUNS) number means the 9-digit number assigned by Dun and Bradstreet Information Services to identify unique business entities.
 - (3) Data Universal Numbering System +4 (DUNS+4) number means the DUNS number assigned by Dun and Bradstreet plus a 4-digit suffix that may be assigned by a parent (controlling) business concern. This 4-digit suffix may be assigned at the discretion of the parent business concern for such purposes as identifying subunits or affiliates of the parent business concern.
 - (4) Registered in the CCR database means that all mandatory information, including the DUNS number or the DUNS+4 number, if applicable, and the corresponding Commercial and Government Entity (CAGE) code, is in the CCR database; the DUNS number and the CAGE code have been validated; and all edits have been successfully completed.
- (b)(1) By submission of an offer, the offeror acknowledges the requirement that a prospective awardee must be registered in the CCR database prior to award, during performance, and through final payment of any contract resulting from this solicitation, except for awards to foreign vendors for work to be performed outside the United States.
- (2) The offeror shall provide its DUNS or, if applicable, its DUNS+4 number with its offer, which will be used by the Contracting Officer to verify that the offeror is registered in the CCR database.
 - (3) Lack of registration in the CCR database will make an offeror ineligible for award.
 - (4) DoD has established a goal of registering an applicant in the CCR database within 48 hours after receipt of a complete and accurate application via the Internet. However, registration of an applicant submitting an application through a method other than the Internet may take up to 30 days. Therefore, offerors that are not registered should consider applying for registration immediately upon receipt of this solicitation.

(c) The Contractor is responsible for the accuracy and completeness of the data within the CCR, and for any liability resulting from the Government's reliance on inaccurate or incomplete data. To remain registered in the CCR database after the initial registration, the Contractor is required to confirm on an annual basis that its information in the CCR database is accurate and complete.

(d) Offerors and contractors may obtain information on registration and annual confirmation requirements by calling 1-888-227-2423, or via the Internet at <http://www.ccr.gov>.

(End of clause)

WAGE RATES**WAGE DETERMINATION NO: 94-2447 REV (23) AREA: PA,HARRISBURG**

WAGE DETERMINATION NO: 94-2447 REV (23) AREA: PA,HARRISBURG
REGISTER OF WAGE DETERMINATIONS UNDER | U.S. DEPARTMENT OF LABOR
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| WASHINGTON D.C. 20210

William W.Gross	Division of	Wage Determination No.: 1994-2447
Director	Wage Determinations	Revision No.: 23
		Date Of Last Revision: 09/30/2003

State: **Pennsylvania**

Area: **Pennsylvania** Counties of **Berks**, Cumberland, Dauphin, Juniata,
Lancaster,
Lebanon, Mifflin, Montour, Northumberland, Perry, Snyder, Union

****Fringe Benefits Required Follow the Occupational Listing****

OCCUPATION CODE - TITLE	MINIMUM WAGE RATE
01000 - Administrative Support and Clerical Occupations	
01011 - Accounting Clerk I	10.27
01012 - Accounting Clerk II	12.42
01013 - Accounting Clerk III	14.31
01014 - Accounting Clerk IV	16.41
01030 - Court Reporter	11.75
01050 - Dispatcher, Motor Vehicle	12.09
01060 - Document Preparation Clerk	9.86
01070 - Messenger (Courier)	8.88
01090 - Duplicating Machine Operator	9.80
01110 - Film/Tape Librarian	12.22
01115 - General Clerk I	7.79
01116 - General Clerk II	8.79
01117 - General Clerk III	10.90
01118 - General Clerk IV	12.23
01120 - Housing Referral Assistant	15.63
01131 - Key Entry Operator I	9.92
01132 - Key Entry Operator II	12.75
01191 - Order Clerk I	10.22
01192 - Order Clerk II	12.96
01261 - Personnel Assistant (Employment) I	10.00
01262 - Personnel Assistant (Employment) II	11.24
01263 - Personnel Assistant (Employment) III	12.29
01264 - Personnel Assistant (Employment) IV	14.07
01270 - Production Control Clerk	15.65
01290 - Rental Clerk	11.76

01300 - Scheduler, Maintenance	12.22
01311 - Secretary I	12.71
01312 - Secretary II	13.95
01313 - Secretary III	15.60
01314 - Secretary IV	20.32
01315 - Secretary V	22.56
01320 - Service Order Dispatcher	12.29
01341 - Stenographer I	11.92
01342 - Stenographer II	12.74
01400 - Supply Technician	16.45
01420 - Survey Worker (Interviewer)	12.93
01460 - Switchboard Operator-Receptionist	9.86
01510 - Test Examiner	13.00
01520 - Test Proctor	13.00
01531 - Travel Clerk I	9.14
01532 - Travel Clerk II	9.58
01533 - Travel Clerk III	10.13
01611 - Word Processor I	9.86
01612 - Word Processor II	11.67
01613 - Word Processor III	13.02
03000 - Automatic Data Processing Occupations	
03010 - Computer Data Librarian	10.48
03041 - Computer Operator I	10.38
03042 - Computer Operator II	12.21
03043 - Computer Operator III	14.73
03044 - Computer Operator IV	15.75
03045 - Computer Operator V	16.95
03071 - Computer Programmer I (1)	14.87
03072 - Computer Programmer II (1)	18.18
03073 - Computer Programmer III (1)	21.67
03074 - Computer Programmer IV (1)	25.84
03101 - Computer Systems Analyst I (1)	21.46
03102 - Computer Systems Analyst II (1)	25.14
03103 - Computer Systems Analyst III (1)	27.62
03160 - Peripheral Equipment Operator	11.63
05000 - Automotive Service Occupations	
05005 - Automotive Body Repairer, Fiberglass	17.73
05010 - Automotive Glass Installer	16.45
05040 - Automotive Worker	16.45
05070 - Electrician, Automotive	17.16
05100 - Mobile Equipment Servicer	15.04
05130 - Motor Equipment Metal Mechanic	17.69
05160 - Motor Equipment Metal Worker	16.45
05190 - Motor Vehicle Mechanic	17.69
05220 - Motor Vehicle Mechanic Helper	14.32
05250 - Motor Vehicle Upholstery Worker	15.74
05280 - Motor Vehicle Wrecker	16.45
05310 - Painter, Automotive	17.16
05340 - Radiator Repair Specialist	16.45
05370 - Tire Repairer	14.53
05400 - Transmission Repair Specialist	17.69
07000 - Food Preparation and Service Occupations	
(not set) - Food Service Worker	8.29
07010 - Baker	11.15
07041 - Cook I	9.26
07042 - Cook II	10.14

07070 - Dishwasher	7.18
07130 - Meat Cutter	12.58
07250 - Waiter/Waitress	7.73
09000 - Furniture Maintenance and Repair Occupations	
09010 - Electrostatic Spray Painter	17.16
09040 - Furniture Handler	13.15
09070 - Furniture Refinisher	17.16
09100 - Furniture Refinisher Helper	14.32
09110 - Furniture Repairer, Minor	15.74
09130 - Upholsterer	17.76
11030 - General Services and Support Occupations	
11030 - Cleaner, Vehicles	8.26
11060 - Elevator Operator	8.67
11090 - Gardener	11.18
11121 - House Keeping Aid I	8.17
11122 - House Keeping Aid II	9.52
11150 - Janitor	8.67
11210 - Laborer, Grounds Maintenance	9.24
11240 - Maid or Houseman	7.86
11270 - Pest Controller	12.28
11300 - Refuse Collector	8.87
11330 - Tractor Operator	10.54
11360 - Window Cleaner	9.78
12000 - Health Occupations	
12020 - Dental Assistant	10.93
12040 - Emergency Med Technician(EMT)/Paramedic/Ambulance Driver	11.56
12071 - Licensed Practical Nurse I	11.02
12072 - Licensed Practical Nurse II	12.36
12073 - Licensed Practical Nurse III	13.83
12100 - Medical Assistant	10.75
12130 - Medical Laboratory Technician	10.75
12160 - Medical Record Clerk	11.24
12190 - Medical Record Technician	12.61
12221 - Nursing Assistant I	6.90
12222 - Nursing Assistant II	7.76
12223 - Nursing Assistant III	8.47
12224 - Nursing Assistant IV	10.21
12250 - Pharmacy Technician	11.34
12280 - Phlebotomist	12.36
12311 - Registered Nurse I	13.64
12312 - Registered Nurse II	16.68
12313 - Registered Nurse II, Specialist	16.68
12314 - Registered Nurse III	20.19
12315 - Registered Nurse III, Anesthetist	20.19
12316 - Registered Nurse IV	24.21
13000 - Information and Arts Occupations	
13002 - Audiovisual Librarian	17.36
13011 - Exhibits Specialist I	15.97
13012 - Exhibits Specialist II	17.36
13013 - Exhibits Specialist III	21.23
13041 - Illustrator I	15.97
13042 - Illustrator II	17.36
13043 - Illustrator III	21.23
13047 - Librarian	19.25
13050 - Library Technician	11.01
13071 - Photographer I	15.73

13072 - Photographer II	18.02
13073 - Photographer III	19.58
13074 - Photographer IV	23.95
13075 - Photographer V	28.99
15000 - Laundry, Dry Cleaning, Pressing and Related Occupations	
15010 - Assembler	7.27
15030 - Counter Attendant	7.27
15040 - Dry Cleaner	8.79
15070 - Finisher, Flatwork, Machine	7.27
15090 - Presser, Hand	7.27
15100 - Presser, Machine, Drycleaning	7.27
15130 - Presser, Machine, Shirts	7.27
15160 - Presser, Machine, Wearing Apparel, Laundry	7.27
15190 - Sewing Machine Operator	9.50
15220 - Tailor	10.28
15250 - Washer, Machine	7.46
19000 - Machine Tool Operation and Repair Occupations	
19010 - Machine-Tool Operator (Toolroom)	17.16
19040 - Tool and Die Maker	19.46
21000 - Material Handling and Packing Occupations	
21010 - Fuel Distribution System Operator	16.54
21020 - Material Coordinator	17.84
21030 - Material Expediter	17.84
21040 - Material Handling Laborer	11.83
21050 - Order Filler	10.94
21071 - Forklift Operator	13.93
21080 - Production Line Worker (Food Processing)	13.82
21100 - Shipping/Receiving Clerk	11.86
21130 - Shipping Packer	12.98
21140 - Store Worker I	10.16
21150 - Stock Clerk (Shelf Stocker; Store Worker II)	12.47
21210 - Tools and Parts Attendant	12.98
21400 - Warehouse Specialist	13.82
23000 - Mechanics and Maintenance and Repair Occupations	
23010 - Aircraft Mechanic	17.69
23040 - Aircraft Mechanic Helper	14.32
23050 - Aircraft Quality Control Inspector	18.65
23060 - Aircraft Servicer	15.74
23070 - Aircraft Worker	16.46
23100 - Appliance Mechanic	17.16
23120 - Bicycle Repairer	14.53
23125 - Cable Splicer	22.37
23130 - Carpenter, Maintenance	17.60
23140 - Carpet Layer	16.45
23160 - Electrician, Maintenance	17.47
23181 - Electronics Technician, Maintenance I	14.85
23182 - Electronics Technician, Maintenance II	18.93
23183 - Electronics Technician, Maintenance III	21.69
23260 - Fabric Worker	15.74
23290 - Fire Alarm System Mechanic	17.85
23310 - Fire Extinguisher Repairer	15.04
23340 - Fuel Distribution System Mechanic	19.46
23370 - General Maintenance Worker	16.46
23400 - Heating, Refrigeration and Air Conditioning Mechanic	17.69
23430 - Heavy Equipment Mechanic	17.69
23440 - Heavy Equipment Operator	17.69

23460 - Instrument Mechanic	17.85
23470 - Laborer	11.67
23500 - Locksmith	17.16
23530 - Machinery Maintenance Mechanic	18.19
23550 - Machinist, Maintenance	18.13
23580 - Maintenance Trades Helper	14.32
23640 - Millwright	18.80
23700 - Office Appliance Repairer	17.16
23740 - Painter, Aircraft	17.16
23760 - Painter, Maintenance	17.16
23790 - Pipefitter, Maintenance	19.27
23800 - Plumber, Maintenance	18.14
23820 - Pneudraulic Systems Mechanic	17.85
23850 - Rigger	17.85
23870 - Scale Mechanic	16.45
23890 - Sheet-Metal Worker, Maintenance	19.25
23910 - Small Engine Mechanic	16.45
23930 - Telecommunication Mechanic I	17.69
23931 - Telecommunication Mechanic II	18.39
23950 - Telephone Lineman	17.85
23960 - Welder, Combination, Maintenance	17.69
23965 - Well Driller	17.85
23970 - Woodcraft Worker	17.85
23980 - Woodworker	15.04
24000 - Personal Needs Occupations	
24570 - Child Care Attendant	8.01
24580 - Child Care Center Clerk	11.37
24600 - Chore Aid	8.37
24630 - Homemaker	11.73
25000 - Plant and System Operation Occupations	
25010 - Boiler Tender	17.69
25040 - Sewage Plant Operator	17.16
25070 - Stationary Engineer	17.69
25190 - Ventilation Equipment Tender	14.32
25210 - Water Treatment Plant Operator	17.50
27000 - Protective Service Occupations	
(not set) - Police Officer	20.96
27004 - Alarm Monitor	10.21
27006 - Corrections Officer	18.18
27010 - Court Security Officer	18.18
27040 - Detention Officer	18.18
27070 - Firefighter	19.02
27101 - Guard I	8.28
27102 - Guard II	11.85
28000 - Stevedoring/Longshoremen Occupations	
28010 - Blocker and Bracer	16.23
28020 - Hatch Tender	16.23
28030 - Line Handler	16.23
28040 - Stevedore I	14.58
28050 - Stevedore II	15.89
29000 - Technical Occupations	
21150 - Graphic Artist	18.23
29010 - Air Traffic Control Specialist, Center (2)	28.21
29011 - Air Traffic Control Specialist, Station (2)	19.46
29012 - Air Traffic Control Specialist, Terminal (2)	21.43
29023 - Archeological Technician I	12.52

29024 - Archeological Technician II	14.03
29025 - Archeological Technician III	17.36
29030 - Cartographic Technician	16.89
29035 - Computer Based Training (CBT) Specialist/ Instructor	20.78
29040 - Civil Engineering Technician	18.18
29061 - Drafter I	12.32
29062 - Drafter II	13.61
29063 - Drafter III	15.97
29064 - Drafter IV	17.36
29081 - Engineering Technician I	12.62
29082 - Engineering Technician II	14.16
29083 - Engineering Technician III	15.84
29084 - Engineering Technician IV	19.63
29085 - Engineering Technician V	24.00
29086 - Engineering Technician VI	29.03
29090 - Environmental Technician	16.60
29100 - Flight Simulator/Instructor (Pilot)	25.14
29160 - Instructor	18.88
29210 - Laboratory Technician	15.52
29240 - Mathematical Technician	17.36
29361 - Paralegal/Legal Assistant I	13.20
29362 - Paralegal/Legal Assistant II	17.54
29363 - Paralegal/Legal Assistant III	21.47
29364 - Paralegal/Legal Assistant IV	25.97
29390 - Photooptics Technician	20.12
29480 - Technical Writer	19.70
29491 - Unexploded Ordnance (UXO) Technician I	17.93
29492 - Unexploded Ordnance (UXO) Technician II	21.70
29493 - Unexploded Ordnance (UXO) Technician III	26.01
29494 - Unexploded (UXO) Safety Escort	17.93
29495 - Unexploded (UXO) Sweep Personnel	17.93
29620 - Weather Observer, Senior (3)	16.19
29621 - Weather Observer,Combin Upper Air and Surface Programs (3)	13.34
29622 - Weather Observer, Upper Air (3)	13.34
31000 - Transportation/ Mobile Equipment Operation Occupations	
31030 - Bus Driver	11.76
31260 - Parking and Lot Attendant	8.69
31290 - Shuttle Bus Driver	11.35
31300 - Taxi Driver	8.64
31361 - Truckdriver, Light Truck	10.32
31362 - Truckdriver, Medium Truck	12.73
31363 - Truckdriver, Heavy Truck	16.96
31364 - Truckdriver, Tractor-Trailer	16.96
99000 - Miscellaneous Occupations	
99020 - Animal Caretaker	9.46
99030 - Cashier	6.90
99041 - Carnival Equipment Operator	8.42
99042 - Carnival Equipment Repairer	9.26
99043 - Carnival Worker	7.18
99050 - Desk Clerk	7.56
99095 - Embalmer	17.93
99300 - Lifeguard	7.54
99310 - Mortician	16.57
99350 - Park Attendant (Aide)	9.46
99400 - Photofinishing Worker (Photo Lab Tech., Darkroom Tech)	7.28
99500 - Recreation Specialist	9.29

99510 - Recycling Worker	10.89
99610 - Sales Clerk	7.56
99620 - School Crossing Guard (Crosswalk Attendant)	7.18
99630 - Sport Official	6.57
99658 - Survey Party Chief (Chief of Party)	12.24
99659 - Surveying Technician (Instr. Person/Surveyor Asst./Instr.)	10.78
99660 - Surveying Aide	8.38
99690 - Swimming Pool Operator	12.83
99720 - Vending Machine Attendant	11.15
99730 - Vending Machine Repairer	12.83
99740 - Vending Machine Repairer Helper	11.15

ALL OCCUPATIONS LISTED ABOVE RECEIVE THE FOLLOWING BENEFITS:

HEALTH & WELFARE: \$2.36 an hour or \$94.40 a week or \$409.07 a month

VACATION: 2 weeks paid vacation after 1 year of service with a contractor or successor; and 3 weeks after 8 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 ten paid holidays per year: New Year's Day, Martin Luther King Jr.'s Birthday, Washington's Birthday, 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 PARENTHESES AFTER THEM RECEIVE THE FOLLOWING BENEFITS (as numbered):

1) Does not apply to employees employed in a bona fide executive, administrative, or professional capacity as defined and delineated in 29 CFR 541. (See CFR 4.156)

2) APPLICABLE TO AIR TRAFFIC CONTROLLERS ONLY - NIGHT DIFFERENTIAL: An employee is entitled to pay for all work performed between the hours of 6:00 P.M. and 6:00 A.M. at the rate of basic pay plus a night pay differential amounting to 10 percent of the rate of basic pay.

3) 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.

**** NOTES APPLYING TO THIS WAGE DETERMINATION ****

Source of Occupational Title and Descriptions:

The duties of employees under job titles listed are those described in the "Service Contract Act Directory of Occupations," Fourth Edition, January 1993, as amended by the Third Supplement, dated March 1997, unless otherwise indicated. This publication may be obtained from the Superintendent of Documents, at 202-783-3238, or by writing to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Copies of specific job descriptions may also be obtained from the appropriate contracting officer.

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) and computes a proposed rate).
- 2) After contract award, the contractor prepares a written report listing in order proposed classification title), a Federal grade equivalency (FGE) for each proposed classification), job description), and rationale for proposed wage rate), 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.

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