United States of America Embassy in Guatemala

International Narcotics and Law Enforcement Agency (INL)

SCOPE OF WORK SGT50016Q0060

1. **Project Name:** Construction Materials for Remodel of Female Barracks at SGAIA/PNC K-9 school.

2. **Project Description:**
   US Embassy Guatemala/INL requires the purchase of miscellaneous construction materials.

3. **Project Deliverables:**

   The construction materials required are described in Exhibit A.

4. **Place of Delivery:**
   PNC, Aldea El Cerinal, Laguna del Pino,
   Carretera a El Salvador, Kilómetro 47.5

   Delivery must be coordinated with the INL-G Point of contact.

5. **Delivery Schedule:**
   The period of performance for this solicitation will be 30 calendar days after receipt of award by the Contracting Officer.

6. **Inspection and Acceptance Criteria:**
   Items must be inspected upon receipt by INL Point of contact.

7. **Quality Control, Test Plan, Acceptance and Payment Terms:**
   Quality control acceptance of completed services and Invoice under this contract shall be based on:
   - The successful delivery of all items as described in this document
   - Vendor bills for services rendered upon delivery.
   - Payment terms: 30 days from receipt of invoice.

8. **Warranty:**
   The awarded company needs to provide standard warranty on all the materials.

9. **Evaluation Criteria for Award:**
   Quotations submitted by Vendors under this RFQ shall be evaluated according to the "lowest price, technically acceptable offer" criteria. The order shall be awarded to the Vendor that submits a technically acceptable offer at the lowest price.

10. Reception time for Quotations/Offers:

Vendors may submit their Quotations/Offers under this RFQ not later than August 03, 2016 by COB (5:00 PM). Any quotation received after the specified reception time shall be considered a "late- proposal" and may not be considered among all qualified quotations.

QUOTATIONS MUST BE SENT BY EMAIL TO GuatemalaBids@state.gov ONLY. Quotations submitted by any other means will not be considered.

Along with your quote, please provide information about the Offeror (for example RTU, Patentes de Comercio, letters of recommendation (if possible), any other important information (mention years that the Company has been in the business, etc).

12. Point of Contact for procurement:

Ricardo Torres – Purchasing Agent
US Embassy Guatemala
TorresR@state.gov
Telephone: 2326 4593

13. Quotation format:

Exhibit A is provided in this document. The interested offerors must fill in the blanks with the corresponding prices in order to provide a formal offer.

14. Questions from bidders:

Questions about this project should be forwarded directly to the Point of Contact for this Procurement by email or telephone call not later than August 01, 2016. Answers to these questions may be published in the solicitation web page in order to provide equal opportunity to all offerors.

EXHIBIT A

ITEM NUMBER	DESCRIPTION (SPANISH)	U.M.	QUANTITY	UNIT PRICE (Q)	EXTENDED PRICE (Q)
1	GRAY STRUCTURE WORK				
1.01	Arena	M3	13.00		
1.02	Arena Blanca	M3	34.00		
1.03	Arena de Rio	M3	3.00		
1.04	Arena Amarilla	M3	9.00		
1.05	Piedrin	M3	15.00		
1.06	Cemento	Bag	272.00		
1.07	Cal	Bag	110.00		
1.08	Hierro No. 5	Bar	27.00		
1.09	Hierro No. 4	Bar	55.00		
1.1	Hierro No. 3	Bar	264.00		
1.11	Hierro No. 2	Bar	103.00		
1.12	Eslabones No. 2	Bar	5.00		
1.13	Alambre de Amarre	Pound	108.00		
1.14	Tacos de Concreto	ea.	252.00		
1.15	Clavos	Libra	29.00		
1.16	Hilo	Rollo	1.00		
1.17	Block de Concreto de (0.14X0.39X0.19)	ea.	200.00		
1.18	Block de Concreto de (0.09X0.39X0.19)	ea.	546.00		
SUB-TOTAL					
2	WOOD				
2.01	Formaleta	Pie Tablar	620.00		
2.02	Parales 3"x3"x10'	Pie Tablar	253.00		
2.03	Parales 2"x2"x10'	Pie Tablar	10.00		
SUB-TOTAL					
HYDRAULICS					
3	POTABLE WATER SUPPLY				
3.01	Tubos PVC de 3/4"	ea.	8		
3.02	Tubos PVC de 1/2"	ea.	4		
3.03	Codos 90º PVC de 3/4"	ea.	10		
3.04	Codo a 90º PVC de 1/2"	ea.	10		
3.05	Tee PVC 3/4"	ea.	8		
3.06	Reducidor de 3/4" a 1/2"	ea.	9		
3.07	Valvula de Compuerta de 3/4"	ea.	1		
3.08	Valvula de Cheque de 3/4"	ea.	1		

3.09	Inodoro Color Blanco	ea.	3		
3.1	Accesorios completos para Inodoro	ea.	3		
3.11	Lavamanos con Pedestal Color Blanco de Una LLave	ea.	2		
3.12	Accesorios completos para lavamanos	ea.	2		
3.13	ducha cromada (combinacion valvula y mano par ducha) agua fria solamente	ea.	4		
3.14	Adapatdor hombre de PVC 1/2"	ea.	4		
3.15	Codo Galvanizado de 90°	ea.	4		
3.16	Coladera de aluminio de Ø2" para ducha	ea.	4		
SUB-TOTAL					
4	**WASTE WATER SEWAGE**				
4.01	Tubo PVC 4"	ea.	1		
4.02	Tubo PVC 3"	ea.	2		
4.03	Tubo PVC 2"	ea.	3		
4.04	Codo 90º de 2"	ea.	2		
4.05	Codo 90º de 3"	ea.	6		
4.06	Sifón terminal de 2"	ea.	4		
4.07	CAJA DE UNIÓN	ea.	3.00		
4.08	CAJA DE REGISTRO	ea.	1.00		
SUB-TOTAL					
ELECTRIC INSTALLATION					
5	**LIGHTING**				
5.01	TUBERIA PVC ELECTRICO Ø 3/4"	ML	60		
5.02	REFLECTORES DOBLES	ea.	1		
5.03	LAMPARA CON DIFUSOR 2´X4´	ea.	13		
5.04	ALAMBRE THHN CAL. 12 (Blanco)	ML	60		
5.05	ALAMBRE THHN CAL. 12 (Negro)	ML	60		
5.06	ALAMBRE THHN CAL. 12 (Verde)	ML	60		
5.07	INTERRUPTORES SIMPLES	ea.	14		
5.08	CAJAS DE REGISTROS	ea.	14		
SUB-TOTAL					
6	**POWER**				
6.01	Caja Rectangular	ea.	13		
6.02	Tablero Trifasico de 24 polos	ea.	1		
6.03	TUBERIA PVC ELECTRICO Ø 3/4"	ML	45		
6.04	CABLE THHN CAL. 12 (Blanco)	ML	50		
6.05	CABLE THHN CAL. 12 (Negro)	ML	50		
6.06	CABLE THHN CAL. 12 (Verde)	ML	50		
6.07	TOMACORRIENTES POLARIZADO	ea.	13		
SUB-TOTAL					
FINISHINGS					
7	**DOORS AND WINDOWS (SEE DOOR AND WINDOWS PLANS AND DETAILS)**				

7.01	Puerta de MDF Imitación Madera Color Blanco. Tamaño de 0.80x2.10m. Incluye Marco, Contramarco, Chapa tipo bola, Bisagras y Todos los Accesorios Necesarios	ea.	5		
7.02	Puerta de 1.05x2.10m. Metálica con Estructura de Tubo Cuadrado de 1.5"x1.5" Chapa 14, Marco Angular de 1.5"x1.5"x1/8" Para anclar al Vano de la Puerta. Incluye: Aplicación de dos manos de Pintura Anticorrosiva color gris PNC, chapa y llaves, patas inferiores para que las puertas se puedan mantener abiertas por si solas	ea.	1		
7.03.01	**Ventana V1** para Dormitorios: Marco de Aluminio Anodizado Tipo Paletas (una mitad fija y otra tipo paleta según el ancho de la ventana), Vidrios Nevados de 5mm	ea.	3		
7.03.02	**Ventana V2** para Dormitorios: Marco de Aluminio Anodizado Tipo Paletas (una mitad fija y otra tipo paleta según el ancho de la ventana), Vidrios Nevados de 5mm	ea.	4		
7.03.03	**Ventana V3** para Dormitorios: Marco de Aluminio Anodizado Tipo Paletas (una mitad fija y otra tipo paleta según el ancho de la ventana), Vidrios Nevados de 5mm	ea.	4		
7.04	Ventana para Baño Tipo Sifón de Marco de Aluminio de 1.00x0.40m.	ea.	2		
7.05	Puertas para Inodoros de MDF Imitación Madera, color Café. Ancho de 0.80m. Alto 1.80m. Incluye Marco, Contramarco, Chapa Tipo Bola, Bisagras y Todos los Accesorios Necesarios.	ea.	3		
7.06	Tubo + Cortina en Puertas de Duchas. El tubo de Aluminio de 1.20m de longitud. La Cortina de 1.50m Especial para Baños, Color oscuro mate incluyendo argollas para deslizar sobre el tubo.	ea.	4		

SUB-TOTAL					
TILES AND PAINTING					
8	**TILES**				
8.01	Azulejo 20x20cm Color Blanco	M²	27		
8.02	Bolsas de 20Kg Para Pegar Azulejo	ea.	8		
8.03	Bolsas de 10Kg Para Estuco o Sisa Color Blanca	ea.	3		
8.04	Crucetas 5mm	Bolsa	1		
8.05	Azulejo 20x20cm color blanco antideslizante	M²	4		
8.06	Bolsas de 20Kg Para Pegar Piso	ea.	1		
8.07	Bolsas de 10Kg Para Estuco o Sisa	ea.	1		
8.08	Piso Cerámico 40x40cm Color Beige con Textura	M²	90		
8.09	Bolsas de 20Kg Para Pegar Piso	ea.	25		
8.1	Bolsas de 10Kg para Estuco o Sisa	ea.	10		
8.11	Crucetas 5mm	bolsa	2		
SUB-TOTAL					
9	**PAINTING**				
9.01	Cubetas 5 gal. Latex Sherwin Williams SW 6157 Favorite Tan (beige) Excello	Cubeta	3		
9.02	Cubetas 5 gal. Sherwin Williams SW 6201 Thunderous (gris) Excello	Cubeta	2		
	SUB-TOTAL				
TOTAL					

CLAUSES APPLICABLE TO THIS PURCHASE
(Current thru FAC 2005-75-83)
COMMERCIAL ITEMS

FAR 52.252-2 Clauses Incorporated By Reference (FEB 1998)

This purchase order or BPA incorporates the following clauses 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. Also, the full text of a clause may be accessed electronically at this address: https://www.acquisition.gov/far

DOSAR clauses may be accessed at: http://www.statebuy.state.gov/dosar/dosartoc.htm

FEDERAL ACQUISITION REGULATION (48 CFR Chapter 1) CLAUSES

NUMBER	TITLE	DATE
52.204-9	Personal Identity Verification of Contractor Personnel (if contractor requires physical access to a federally-controlled facility or access to a Federal information system)	JAN 2011
52.212-4	Contract Terms and Conditions – Commercial Items (Alternate I (MAY 2014) of 52.212-4 applies if the order is time-and-materials or labor-hour)	MAY 2015
52.225-19	Contractor Personnel in a Diplomatic or Consular Mission Outside the United States (applies to services at danger pay posts only)	MAR 2008
52.227-19	Commercial Computer Software License (if order is for software)	DEC 2007
52.228-3	Workers' Compensation Insurance (Defense Base Act) (if order is for services and contractor employees are covered by Defense Base Act insurance)	JUL 2014
52.228-4	Workers' Compensation and War-Hazard Insurance (if order is for services and contractor employees are not covered by Defense Base Act insurance)	APR 1984

The following clause is provided in full text:

52.212-5 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS – COMMERCIAL ITEMS (MAY 2015)

(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) 52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (Dec 2014)

(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)(Public Laws 108-77 and 108-78 (19 U.S.C. 3805 note)).

(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:

__ (1) 52.203-6, Restrictions on Subcontractor Sales to the Government (Sept 2006), with Alternate I (Oct 1995) (41 U.S.C. 4704 and 10 U.S.C. 2402).

__ (2) 52.203-13, Contractor Code of Business Ethics and Conduct (Apr 2010) (41 U.S.C. 3509)).

__ (3) 52.203-15, Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (June 2010) (Section 1553 of Pub. L. 111-5). (Applies to contracts funded by the American Recovery and Reinvestment Act of 2009.)

__ (4) 52.204-10, Reporting Executive Compensation and First-Tier Subcontract Awards (Jul 2013) (Pub. L. 109-282) (31 U.S.C. 6101 note).

__ (5) [Reserved].

__ (6) 52.204-14, Service Contract Reporting Requirements (Jan 2014) (Pub. L. 111-117, section 743 of Div. C).

__ (7) 52.204-15, Service Contract Reporting Requirements for Indefinite-Delivery Contracts (Jan 2014) (Pub. L. 111-117, section 743 of Div. C).

__ (8) 52.209-6, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment. (Aug 2013) (31 U.S.C. 6101 note).

__ (9) 52.209-9, Updates of Publicly Available Information Regarding Responsibility Matters (Jul 2013) (41 U.S.C. 2313).

__ (10) [Reserved].

__ (11)(i) 52.219-3, Notice of HUBZone Set-Aside or Sole-Source Award (Nov 2011) (15 U.S.C. 657a).

__ (ii) Alternate I (Nov 2011) of 52.219-3.

__ (12)(i) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (OCT 2014) (if the offeror elects to waive the preference, it shall so indicate in its offer) (15 U.S.C. 657a).

__ (ii) Alternate I (JAN 2011) of 52.219-4.

__ (13) [Reserved]

__ (14)(i) 52.219-6, Notice of Total Small Business Set-Aside (Nov 2011) (15 U.S.C. 644).

__ (ii) Alternate I (Nov 2011).

__ (iii) Alternate II (Nov 2011).

__ (15)(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.

__ (16) 52.219-8, Utilization of Small Business Concerns (Oct 2014) (15 U.S.C. 637(d)(2) and (3)).

__ (17)(i) 52.219-9, Small Business Subcontracting Plan (Oct 2014) (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 (Oct 2014) of 52.219-9.

__ (18) 52.219-13, Notice of Set-Aside of Orders (Nov 2011)(15 U.S.C. 644(r)).

__ (19) 52.219-14, Limitations on Subcontracting (Nov 2011) (15 U.S.C. 637(a)(14)).

__ (20) 52.219-16, Liquidated Damages-Subcontracting Plan (Jan 1999) (15 U.S.C. 637(d)(4)(F)(i)).

__ (21) 52.219-27, Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Nov 2011) (15 U.S.C. 657 f).

__ (22) 52.219-28, Post Award Small Business Program Rerepresentation (Jul 2013) (15 U.S.C. 632(a)(2)).

__ (23) 52.219-29, Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business (EDWOSB) Concerns (Jul 2013) (15 U.S.C. 637(m)).

__ (24) 52.219-30, Notice of Set-Aside for Women-Owned Small Business (WOSB) Concerns Eligible Under the WOSB Program (Jul 2013) (15 U.S.C. 637(m)).

__ (25) 52.222-3, Convict Labor (June 2003) (E.O. 11755).

__ (26) 52.222-19, Child Labor-Cooperation with Authorities and Remedies (Jan 2014) (E.O. 13126).

__ (27) 52.222-21, Prohibition of Segregated Facilities (Apr 2015).

__ (28) 52.222-26, Equal Opportunity (Apr 2015) (E.O. 11246).

__ (29) 52.222-35, Equal Opportunity for Veterans (Jul 2014)(38 U.S.C. 4212).

__ (30) 52.222-36, Equal Opportunity for Workers with Disabilities (Jul 2014) (29 U.S.C. 793).

__ (31) 52.222-37, Employment Reports on Veterans (JUL 2014) (38 U.S.C. 4212).

__ (32) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496).

_X_ (33)(i) 52.222-50, Combating Trafficking in Persons (Mar 2015) (22 U.S.C. chapter 78 and E.O. 13627).

__ (ii) Alternate I (Mar 2015) of 52.222-50 (22 U.S.C. chapter 78 and E.O. 13627).

__ (34) 52.222-54, Employment Eligibility Verification (AUG 2013). (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 Items (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.)

__ (36)(i) 52.223-13, Acquisition of EPEAT®-Registered Imaging Equipment (JUN 2014) (E.O.s 13423 and 13514).

__ (ii) Alternate I (Jun 2014) of 52.223-13.

__ (37)(i) 52.223-14, Acquisition of EPEAT®-Registered Televisions (JUN 2014) (E.O.s 13423 and 13514).

__ (ii) Alternate I (Jun 2014) of 52.223-14.

__ (38) 52.223-15, Energy Efficiency in Energy-Consuming Products (DEC 2007) (42 U.S.C. 8259b).

__ (39)(i) 52.223-16, Acquisition of EPEAT®-Registered Personal Computer Products (JUN 2014) (E.O.s 13423 and 13514).

__ (ii) Alternate I (Jun 2014) of 52.223-16.

__ (40) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011) (E.O. 13513).

__ (41) 52.225-1, Buy American-Supplies (May 2014) (41 U.S.C. chapter 83).

__ (42)(i) 52.225-3, Buy American-Free Trade Agreements-Israeli Trade Act (May 2014) (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, 112-41, 112-42, and 112-43.

__ (ii) Alternate I (May 2014) of 52.225-3.

__ (iii) Alternate II (May 2014) of 52.225-3.

__ (iv) Alternate III (May 2014) of 52.225-3.

__ (43) 52.225-5, Trade Agreements (Nov 2013) (19 U.S.C. 2501, et seq., 19 U.S.C. 3301 note).

__ (44) 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).

__ (45) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Jul 2013) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).

__ (46) 52.226-4, Notice of Disaster or Emergency Area Set-Aside (Nov 2007) (42 U.S.C. 5150).

__ (47) 52.226-5, Restrictions on Subcontracting Outside Disaster or Emergency Area (Nov 2007) (42 U.S.C. 5150).

__ (48) 52.232-29, Terms for Financing of Purchases of Commercial Items (Feb 2002) (41 U.S.C. 4505, 10 U.S.C. 2307(f)).

__ (49) 52.232-30, Installment Payments for Commercial Items (Oct 1995) (41 U.S.C. 4505, 10 U.S.C. 2307(f)).

__ (50) 52.232-33, Payment by Electronic Funds Transfer-System for Award Management (Jul 2013) (31 U.S.C. 3332).

__ (51) 52.232-34, Payment by Electronic Funds Transfer-Other than System for Award Management (Jul 2013) (31 U.S.C. 3332).

__ (52) 52.232-36, Payment by Third Party (May 2014) (31 U.S.C. 3332).

__ (53) 52.239-1, Privacy or Security Safeguards (Aug 1996) (5 U.S.C. 552a).

__ (54)(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) 52.222-17, Nondisplacement of Qualified Workers (May 2014)(E.O. 13495).

__ (2) 52.222-41, Service Contract Labor Standards (May 2014) (41 U.S.C. chapter 67).

__ (3) 52.222-42, Statement of Equivalent Rates for Federal Hires (May 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

__ (4) 52.222-43, Fair Labor Standards Act and Service Contract Labor Standards-Price Adjustment (Multiple Year and Option Contracts) (May 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

__ (5) 52.222-44, Fair Labor Standards Act and Service Contract Labor Standards-Price Adjustment (May 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

__ (6) 52.222-51, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements (May 2014) (41 U.S.C. chapter 67).

__ (7) 52.222-53, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services-Requirements (May 2014) (41 U.S.C. chapter 67).

__ (8) 52.222-55, Minimum Wages Under Executive Order 13658 (Dec 2014)(E.O. 13658).

__ (9) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (May 2014) (42 U.S.C. 1792).

__ (10) 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) (41 U.S.C. 3509).

(ii) 52.219-8, Utilization of Small Business Concerns (Oct 2014) (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 ($1.5 million for construction of any public facility), the subcontractor must include 52.219-8 in lower tier subcontracts that offer subcontracting opportunities.

(iii) 52.222-17, Nondisplacement of Qualified Workers (May 2014) (E.O. 13495). Flow down required in accordance with paragraph (l) of FAR clause 52.222-17.

(iv) 52.222-21, Prohibition of Segregated Facilities (Apr 2015)

(v) 52.222-26, Equal Opportunity (Apr 2015) (E.O. 11246).

(vi) 52.222-35, Equal Opportunity for Veterans (Jul 2014) (38 U.S.C. 4212).

(vii) 52.222-36, Equal Opportunity for Workers with Disabilities (Jul 2014) (29 U.S.C. 793).

(viii) 52.222-37, Employment Reports on Veterans (Jul 2014) (38 U.S.C. 4212)

(ix) 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.

(x) 52.222-41, Service Contract Labor Standards (May 2014) (41 U.S.C. chapter 67).

(xi)

_X_(A) 52.222-50, Combating Trafficking in Persons (Mar 2015) (22 U.S.C. chapter 78 and E.O 13627).

__(B) Alternate I (Mar 2015) of 52.222-50 (22 U.S.C. chapter 78 and E.O 13627).

(xii) 52.222-51, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements (May 2014) (41 U.S.C. chapter 67).

(xiii) 52.222-53, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services-Requirements (May 2014) (41 U.S.C. chapter 67).

(xiv) 52.222-54, Employment Eligibility Verification (AUG 2013).

(xv) 52.222-55, Minimum Wages Under Executive Order 13658 (Dec 2014) (Executive Order 13658).

(xvi) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Jul 2013) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).

(xvii) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (May 2014) (42 U.S.C. 1792). Flow down required in accordance with paragraph (e) of FAR clause 52.226-6.

(xviii) 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). 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)

DEPARTMENT OF STATE ACQUISITION REGULATION (48 CFR Chapter 6) CLAUSES

NUMBER	TITLE	DATE
652.225-71	Section 8(a) of the Export Administration Act of 1979, As Amended (if order exceeds simplified acquisition threshold)	AUG 1999
652.229-70	Excise Tax Exemption Statement for Contractors Within the United States (for supplies to be delivered to an overseas post)	JUL 1988
652.229-71	Personal Property Disposition at Posts Abroad	AUG 1999
652.237-72	Observance of Legal Holidays and Administrative Leave (for services where performance will be on-site in a Department of State facility)	APR 2004
652.239-71	Security Requirements for Unclassified Information Technology Resources (for orders that include information technology resources or services in which the contractor will have physical or electronic access to Department information that directly supports the mission of the Department)	SEP 2007
652.242-70	Contracting Officer's Representative (if a COR will be named for the order)	AUG 1999
652.242-71	Notice of Shipments (for overseas shipment of supplies)	JUL 1988

652.242-73	Authorization and Performance	AUG 1999
652.243-70	Notices	AUG 1999

The following clause is provided in full text, and is applicable for orders for services that will require contractor employees to perform on-site at a DOS location and/or that require contractor employees to have access to DOS information systems:

652.204-70 Department of State Personal Identification Card Issuance Procedures (MAY 2011)

(a) The Contractor shall comply with the Department of State (DOS) Personal Identification Card Issuance Procedures for all employees performing under this contract who require frequent and continuing access to DOS facilities, or information systems. The Contractor shall insert this clause in all subcontracts when the subcontractor's employees will require frequent and continuing access to DOS facilities, or information systems.

(b) The DOS Personal Identification Card Issuance Procedures may be accessed at http://www.state.gov/m/ds/rls/rpt/c21664.htm.

(End of clause)