

<b>REQUEST FOR QUOTATION (THIS IS NOT AN ORDER)</b>		THIS RFQ <input type="checkbox"/> IS <input type="checkbox"/> IS NOT A SMALL BUSINESS SET-ASIDE		PAGE OF PAGES
1. REQUEST NO. SRP-380-14-Q-0079	2. DATE ISSUED 06/16/2014	3. REQUISITION/PURCHASE REQUEST NO. PR3421869	4. CERT. FOR NAT. DEF. UNDER BDSA REG. 2 AND/OR DMS REG. 1	RATING
5a. ISSUED BY GSO/Contracting & Procurement			6. DELIVER BY (Date)	
5b. FOR INFORMATION CALL (NO COLLECT CALLS)			7. DELIVERY <input type="checkbox"/> FOB DESTINATION <input type="checkbox"/> OTHER (See Schedule)	
NAME Bernadette B. Legayada		TELEPHONE NUMBER AREA CODE: 632 NUMBER: 301-2000 x 2975		9. DESTINATION
8. TO:			a. NAME OF CONSIGNEE	
a. NAME	b. COMPANY		b. STREET ADDRESS	
c. STREET ADDRESS			c. CITY	
d. CITY	e. STATE	f. ZIP CODE	d. STATE	e. ZIP CODE
10. PLEASE FURNISH QUOTATIONS TO THE ISSUING OFFICE IN BLOCK 5a ON OR BEFORE CLOSE OF BUSINESS (Date) 06/25/14 4PM		IMPORTANT: This is a request for information and quotations furnished are not offers. If you are unable to quote, please so indicate on this form and return it to the address in Block 5a. This request does not commit the Government to pay any costs incurred in the preparation of the submission of this quotation or to contract for supplies or service. Supplies are of domestic origin unless otherwise indicated by quoter. Any representations and/or certifications attached to this Request for Quotation must be completed by the quoter.		

**11. SCHEDULE (Include applicable Federal, State and local taxes)**

ITEM NO. (a)	SUPPLIES/ SERVICES (b)	QUANTITY (c)	UNIT (d)	UNIT PRICE (e)	AMOUNT (f)
	<p>The US Embassy Manila invites you to submit a quotation for VARIOUS GAME BOARDS. Please refer to attached complete listing.</p> <p>For approval: NAGO: _____ DSVC: _____</p> <p>The attached FAR/DOSAR Clauses will form part of the resultant order.</p> <p>Note: All actions which are over \$25K, prospective vendor must be registered within the Central Contractor Registration (CCR) which is now under System of Award Management (SAM).</p>				

12. DISCOUNT FOR PROMPT PAYMENT	a. 10 CALENDAR DAYS (%)	b. 20 CALENDAR DAYS (%)	c. 30 CALENDAR DAYS (%)	d. CALENDAR DAYS	
				NUMBER	PERCENTAGE

NOTE: Additional provisions and representations  are  are not attached.

13. NAME AND ADDRESS OF QUOTER			14. SIGNATURE OF PERSON AUTHORIZED TO SIGN QUOTATION		15. DATE OF QUOTATION
a. NAME OF QUOTER			16. SIGNER		b. TELEPHONE
b. STREET ADDRESS					
c. COUNTY			a. NAME (Type or print)		AREA CODE
d. CITY	e. STATE	f. ZIP CODE	c. TITLE (Type or print)		NUMBER

## Document Summary:

The U.S. Embassy Manila invites you to submit a quotation for various game boards for American Corners. Please refer to attached complete listing.

## Remarks:

Price offer shall be firm fixed-price, VAT exempt. The U.S. Government is exempt from paying the ad valorem/specific tax, customs and duties imposed by the Philippine Government under section 106 (a) and 109 of the Tax Code of 1997, respectively. Thus, price(s) shall be billed to the U.S. Government net of ad valorem tax, value added tax, customs and duties.

Payment shall be made via Electronic Fund Transfer (EFT) within 30 days from receipt of the items ordered and the original copy of invoice. The Direct Deposit Sign Up Form for EFT payment will be provided to the vendor upon award. All items should be delivered to US Embassy Manila Seafront Compound, Pasay City. See attached document for further remarks, including applicable clauses.

The RFQ is valid until 4:00 PM , **25** June, 2014

## Instructions:

### LOCAL VENDORS/SUPPLIERS/CONTRACTORS

You may submit your firm fixed price (Exclusive of VAT) through e-mail to [LegayadaBB@state.gov](mailto:LegayadaBB@state.gov) or send through fax at + 632 301-2964/ 62

### FOREIGN VENDORS/SUPPLIERS/CONTRACTORS

You may submit your firm fixed price (FOB Destination) through e-mail at [LegayadaBB@state.gov](mailto:LegayadaBB@state.gov) or send through fax at +632 301-2964/62. Please include estimated weight of the items, mode of shipment (unless indicated), shipping cost and delivery schedule in your quotation.

The shipping address is as follows:

***Via Ocean Freight***, shipment shall be consigned to:

AMERICAN EMBASSY MANILA, PHILIPPINES

FOR: PAS

Cost is CIF Manila Port.

Note: The US Government will be responsible for brokerage fees and transportation from Manila North to GPS in Seafront Compound.

Via USDA, shipment shall be consigned to:

U.S. Embassy Manila

Lincoln Moving & Storage

8420 South 190<sup>th</sup> St.

Kent, WA 98031

**NOTE: All actions which are over \$25K, prospective vendors must be registered within the Central Contractor Registration (CCR) which is now under System for Award Management (SAM). Refer to site for details on the registration process:**

**[http://pd.statebuy.state.gov/content.asp?content\\_id=62&menu\\_id=60](http://pd.statebuy.state.gov/content.asp?content_id=62&menu_id=60) (please see attachment)**

Description	Qty	Unit	Unit Cost	Total Cost
10 Days In The USA Game; ASIN: B000301PG0	14	each		
Scrambled States; ASIN: B0009XBY1W	14	each		
Double Bananagrams; ASIN: B004O2816K	14	each		
Trivial Pursuit; ASIN: B0036RNWPY	14	each		
Learning Resources 12- Inch Inflatable Globe by Learning Resources; ASIN: B00FYBY1LO	14	each		
Connect Four; ASIN: B00000IWI1	14	each		
Funglish; ASIN: B001US4G9M	14	each		
A-Z Learning On 13 Cards - Smarty Kids: A-Z Flash Cards by Kids Preferred;	14	each		
Buzzword; ASIN: B000096QN1	14	each		
Jumbulaya; ASIN: B0019G94YW	14	each		
Pictionary; ASIN: B0026FQ4BQ	14	each		
American Trivia Jr.; ASIN: B000JVPPI	14	each		
Pairsinpears; ASIN: B002PDM288	14	each		
Uno Card Game; ASIN: B00004TZY8	14	each		
Go Nuts Dice Game; ASIN: B009WXE1JM	14	each		
LLast Word - The Game; ASIN: B00FIWPA8M	14	each		
Super Big Boggle; ASIN: B008GCT8ZM	14	each		

Appletters; ASIN: B002P584A6	14	each		
Monopoly Board Game; ASIN: B00CV5PN2W y	14	each		
Ticket To Ride; ASIN: 0975277324	14	each		
Green Eggs And Ham Speedy Diner Game; ASIN: 0979712386	14	each		
Super Big Boggle; ASIN: B008GCT8ZM	14	each		
Hasbro Yahtzee; ASIN: B003A4R0YM	14	each		
Rory's Story Cube Complete Set - Original - Actions – Voyages; ASIN: B00ALQFYGI	14	each		
Rosetta Stone English (American) Level 1-5 Set; ASIN: 1608299775	14	each		
American Trivia; ASIN: B000JVWPPI	14	each		
Tile Lock Scrabble; ASIN: 1223063151	14	each		
Clue the Classic Edition; ASIN: B00349MPQQ	14	each		
Cranium; ASIN: B0028IWDH0	14	each		
Orb Factory Magnetic Mosaics; ASIN: B000B6KIQE	14	each		
Twister; ASIN: B00000DMBK	14	each		
Melissa & Doug Deluxe Happy Handle Stamp Set; ASIN: B00CPHX75G	14	each		
Qwirkle Board Game; ASIN: 1933054395	14	each		

Thinkfun Roll and Play Board Game; ASIN: B0070A9OUA	14	each		
Synonyms- The Word Game That Gets Your Mind Racing!; ASIN: B004G7B3NQ	14	each		
Educational Insights Blurt!; ASIN: B001QOGXPK	14	each		
The Presidential; ASIN: B0091NR19A	14	each		
Super Why Flying Over Town 60 pc Hidden Word Jigsaw Puzzle; ASIN: B001QRB9T2	14	each		
The Learning Journey Match It! Games; ASIN: B000P9WBLM	14	each		
Jax Sequence States and Capitals; ASIN: B000RZHGL4	14	each		
Educational Insights Pass The Peas; ASIN: B00B1Z6DRM	14	each		
Scrabble Flash Cubes; ASIN: B003B1TI58	14	each		
Language Games - What Doesn't Belong?; ASIN: B0018S66FG	14	each		
Parkology: The Environmentally Educational Board Game; ASIN: B003OJPEDC	14	each		

Picture Charades - No Reading Required! - An Imaginative Twist on a Classic Game Now for Young Children - By Outset Media; ASIN: B00GISG2VY	14	each		
United State of America Bingo; ASIN: B000J55I1C	14	each		
I.Q. Challenge Lateral Thinking Game; ASIN: B000A40VSC	14	each		
Searchquest for Kids Game - The Word Adventure Game; ASIN: B002TBE1SU	14	each		
Webber Story Time Communication Boards - Super Duper Educational Learning Toy for Kids; ASIN: 1586508873	14	each		
Keesdrow Deluxe; ASIN: B000AM2LK0	14	each		
Speedeebee Party Game; ASIN: B009WA94II	14	each		
Thinkfun Roll and Play Board Game; ASIN: B0070A9OUA	14	each		
Typing Instructor for Kids Platinum 5; ASIN: B002U0L1BU	14	each		

Reading Blaster Ages 9 – 12 (Jewel Case); ASIN: B0009A1X7K	14	each		
World of Goo; ASIN: B001ENOV2	14	each		
ClueFinders 3rd Grade Adventures: Mystery of Mathra; ASIN: B0000691KC	14	each		
Shipping cost	1	lot		
<b>TOTAL AMOUNT</b>				

**CLAUSES FOR PURCHASE ORDERS AND BLANKET PURCHASE AGREEMENTS  
AWARDED BY OVERSEAS CONTRACTING ACTIVITIES  
(Current thru FAC 2005-69)**

**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**

<b>NUMBER</b>	<b>TITLE</b>	<b>DATE</b>
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 (OCT 2008) of 52.212-4 applies if the order is time-and-materials or labor-hour)	SEPT 2013
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
52.225-25	Prohibition on Contracting with Entities Engaging in Sanctioned Activities Relating to Iran – Representation and Certification (applies to acquisitions above the micropurchase threshold)	DEC 2012
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)	APR 1984
52.228-4	Workers' Compensation and War-Hazard Insurance (if order is for services and contractor employees are <u>not</u> covered by Defense Base Act insurance)	APR 1984
<b>52.204-13</b>	<b>System for Award Management Maintenance</b>	<b>JUL 2013</b>

The following clause is provided in full text:

52.212-5 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS—COMMERCIAL ITEMS (SEPT 2013)

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

(1) 52.222-50, Combating Trafficking in Persons (Feb 2009) (22 U.S.C. 7104(g)).

\_\_\_ Alternate I (Aug 2007) of 52.222-50 (22 U.S.C. 7104(g)).

(2) 52.233-3, Protest After Award (AUG 1996) (31 U.S.C. 3553).

(3) 52.233-4, Applicable Law for Breach of Contract Claim (OCT 2004) (Pub. L. 108-77, 108-78).

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

**[Contracting Officer: check as appropriate]**

\_\_\_ (1) 52.203-6, Restrictions on Subcontractor Sales to the Government (Sept 2006), with *Alternate I* (Oct 1995) (41 U.S.C. 253g and 10 U.S.C. 2402).

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

\_\_\_ (3) 52.203-15, Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (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) 52.204-11, American Recovery and Reinvestment Act—Reporting Requirements (Jul 2010) (Pub. L. 111-5).

\_\_\_ (6) 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).

\_\_\_ (7) 52.209-9, Updates of Publicly Available Information Regarding Responsibility Matters (Jul 2013) (41 U.S.C. 2313).

\_\_\_ (8) 52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (May 2012) (section 738 of Division C of Pub. L. 112-74, section 740 of Division C of Pub. L. 111-117, section 743 of Division D of Pub. L. 111-8, and section 745 of Division D of Pub. L. 110-161).

- \_\_ (9) 52.219-3, *Notice of HUBZone Set-Aside or Sole-Source Award (Nov 2011)* (15 U.S.C. 657a).
- \_\_ (10) 52.219-4, *Notice of Price Evaluation Preference for HUBZone Small Business Concerns (JAN 2011) (if the offeror elects to waive the preference, it shall so indicate in its offer)* (15 U.S.C. 657a).
- \_\_ (11) [Reserved]
- \_\_ (12)(i) 52.219-6, *Notice of Total Small Business Set-Aside (Nov 2011)* (15 U.S.C. 644).
- \_\_ (ii) *Alternate I (Nov 2011)*.
- \_\_ (iii) *Alternate II (Nov 2011)*.
- \_\_ (13)(i) 52.219-7, *Notice of Partial Small Business Set-Aside (June 2003)* (15 U.S.C. 644).
- \_\_ (ii) *Alternate I (Oct 1995) of 52.219-7*.
- \_\_ (iii) *Alternate II (Mar 2004) of 52.219-7*.
- \_\_ (14) 52.219-8, *Utilization of Small Business Concerns (Jul 2013)* (15 U.S.C. 637(d)(2) and (3)).
- \_\_ (15)(i) 52.219-9, *Small Business Subcontracting Plan (Jul 2013)* (15 U.S.C. 637(d)(4)).
- \_\_ (ii) *Alternate I (Oct 2001) of 52.219-9*.
- \_\_ (iii) *Alternate II (Oct 2001) of 52.219-9*.
- \_\_ (iv) *Alternate III (Jul 2010) of 52.219-9*.
- \_\_ (16) 52.219-13, *Notice of Set-Aside of Orders (Nov 2011)*(15 U.S.C. 644(r)).
- \_\_ (17) 52.219-14, *Limitations on Subcontracting (Nov 2011)* (15 U.S.C. 637(a)(14)).
- \_\_ (18) 52.219-16, *Liquidated Damages—Subcontracting Plan (Jan 1999)* (15 U.S.C. 637(d)(4)(F)(i)).
- \_\_ (19)(i) 52.219-23, *Notice of Price Evaluation Adjustment for Small Disadvantaged Business Concerns (OCT 2008)* (10 U.S.C. 2323) (if the offeror elects to waive the adjustment, it shall so indicate in its offer).
- \_\_ (ii) *Alternate I (June 2003) of 52.219-23*.
- \_\_ (20) 52.219-25, *Small Disadvantaged Business Participation Program—Disadvantaged Status and Reporting (Jul 2013)* (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- \_\_ (21) 52.219-26, *Small Disadvantaged Business Participation Program—Incentive Subcontracting (Oct 2000)* (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- \_\_ (22) 52.219-27, *Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Nov 2011)* (15 U.S.C. 657 f).
- \_\_ (23) 52.219-28, *Post Award Small Business Program Rerepresentation (Jul 2013)* (15 U.S.C. 632(a)(2)).
- \_\_ (24) 52.219-29, *Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business (EDWOSB) Concerns (Jul 2013)* (15 U.S.C. 637(m)).
- \_\_ (25) 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)).

- \_\_ (26) 52.222-3, *Convict Labor (June 2003) (E.O. 11755)*.
- \_\_ (27) 52.222-19, *Child Labor—Cooperation with Authorities and Remedies (Mar 2012) (E.O. 13126)*.
- \_\_ (28) 52.222-21, *Prohibition of Segregated Facilities (Feb 1999)*.
- \_\_ (29) 52.222-26, *Equal Opportunity (Mar 2007) (E.O. 11246)*.
- \_\_ (30) 52.222-35, *Equal Opportunity for Veterans (Sep 2010)(38 U.S.C. 4212)*.
- \_\_ (31) 52.222-36, *Affirmative Action for Workers with Disabilities (Oct 2010) (29 U.S.C. 793)*.
- \_\_ (32) 52.222-37, *Employment Reports on Veterans (SEP 2010) (38 U.S.C. 4212)*.
- \_\_ (33) 52.222-40, *Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496)*.
- \_\_ (34) 52.222-54, *Employment Eligibility Verification (JUL 2012)*. (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) 52.223-15, *Energy Efficiency in Energy-Consuming Products (DEC 2007) (42 U.S.C. 8259b)*.
- \_\_ (37)(i) 52.223-16, *IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products (DEC 2007) (E.O. 13423)*.
- \_\_ (ii) Alternate I (DEC 2007) of 52.223-16.
- X (38) 52.223-18, *Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011) (E.O. 13513)*.
- \_\_ (39) 52.225-1, *Buy American Act—Supplies (Feb 2009) (41 U.S.C. 10a-10d)*.
- \_\_ (40)(i) 52.225-3, *Buy American Act—Free Trade Agreements—Israeli Trade Act (Nov 2012) (41 U.S.C. chapter 83, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note, 19 U.S.C. 3805 note, 19 U.S.C. 4001 note, Pub. L. 103-182, 108-77, 108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, 112-41, 112-42, and 112-43)*.
- \_\_ (ii) Alternate I (Mar 2012) of 52.225-3.
- \_\_ (iii) Alternate II (Mar 2012) of 52.225-3.
- \_\_ (iv) Alternate III (Nov 2012) of 52.225-3.
- \_\_ (41) 52.225-5, *Trade Agreements (SEPT 2013) (19 U.S.C. 2501, et seq., 19 U.S.C. 3301 note)*.
- X (42) 52.225-13, *Restrictions on Certain Foreign Purchases (June 2008) (E.O.’s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury)*.

\_\_ (43) 52.225-26, 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).

\_\_ (44) 52.226-4, Notice of Disaster or Emergency Area Set-Aside (Nov 2007) (42 U.S.C. 5150).

\_\_ (45) 52.226-5, Restrictions on Subcontracting Outside Disaster or Emergency Area (Nov 2007) (42 U.S.C. 5150).

\_\_ (46) 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)).

\_\_ (47) 52.232-30, Installment Payments for Commercial Items (Oct 1995) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).

X (48) 52.232-33, Payment by Electronic Funds Transfer—System for Award Management (Jul 2013) (31 U.S.C. 3332).

\_\_ (49) 52.232-34, Payment by Electronic Funds Transfer—Other than System for Award Management (Jul 2013) (31 U.S.C. 3332).

\_\_ (50) 52.232-36, Payment by Third Party (Jul 2013) (31 U.S.C. 3332).

\_\_ (51) 52.239-1, Privacy or Security Safeguards (Aug 1996) (5 U.S.C. 552a).

\_\_ (52)(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:

**[Contracting Officer check as appropriate.]**

\_\_ (1) 52.222-41, Service Contract Act of 1965 (Nov 2007) (41 U.S.C. 351, et seq.).

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

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

\_\_ (4) 52.222-44, Fair Labor Standards Act and Service Contract Act—Price Adjustment (Sep 2009) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).

\_\_ (5) 52.222-51, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment—Requirements (Nov 2007) (41 351, et seq.).

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

\_\_ (7) 52.222-17, Nondisplacement of Qualified Workers (JAN 2013) (E.O.13495).

\_\_ (8) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (Mar 2009) (Pub. L. 110-247).

\_\_ (9) 52.237-11, Accepting and Dispensing of \$1 Coin (Sept 2008) (31 U.S.C. 5112(p)(1)).

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

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

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

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

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

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

(ii) 52.219-8, Utilization of Small Business Concerns (Jul 2013) (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 (JAN 2013) (E.O. 13495). Flow down required in accordance with paragraph (l) of FAR clause 52.222-17.

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

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

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

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

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

(ix) 52.222-50, Combating Trafficking in Persons (Feb 2009) (22 U.S.C. 7104(g)).

\_\_\_\_ Alternate I (Aug 2007) of 52.222-50 (22 U.S.C. 7104(g)).

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

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

(xii) 52.222-54, Employment Eligibility Verification (JUL 2012).

(xiii) 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).

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

(xv) 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) Fill-in for paragraph b: "The COR is _____"	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)