



*American Embassy, New Delhi, India  
Shanti Path, Chanakyapuri,  
New Delhi-110021  
Phone No. 91-11-24198728  
Fax No. 91-11-24198278*

**Solicitation No. S-IN650-16-Q-0128**

**Dated: August 23, 2016**

**→ Name & address of Offeror**

**Issued by: M/GSO/Contracting**

You are invited to quote your lowest prices for the listed services at the space provided and send it through email to [newdelhibids@state.gov](mailto:newdelhibids@state.gov) no later than 1000 hours on **September 07, 2016**. The Offeror must write their name, address and contact phone number on each page. The Contracting Officer shall provide additional information and/or clarifications concerning this solicitation.

**Services - Description**

**Supply of as per Annexure –A**

S.No	Capacity	Quantity	Unit price	Excise	VAT	TOTAL
1	3500 CFM	3 ea.				
2	Spare Filter set for 3500 CFM	3 ea.				
3	Spare UV lamps for 3500 CFM	3 ea.				
4	2500 CFM	6 ea.				
5	Spare Filter set for 2500 CFM	6 ea.				
	Spare UV lamps for 2500 CFM	6 ea.				
6	1000 CFM	5				
7	Spare Filter set for 1000 CFM	5 ea.				
8	Spare UV lamps for 1000 CFM	5 ea.				
	<b>Total</b>					

1. Walk-thru will be held on August 29, 2016 at American Center, 24 Kasturba Gandhi Marg, Connaught Place at 1100 Hrs. (morning). To attend walkthrough please provide following information as per I.D. card which attendee will carry all the time.

S.NO.	Name	PHONE NUMBER

2. In order to enable the Government to claim VAT refunds, the offerors shall indicate VAT separately. If VAT is indicated separately, the contractor shall furnish tax invoices in accordance with Delhi VAT regulations.
3. Delivery: Delivery within 60 days of the receipt of the confirm order.
4. This purchase shall be bound by the FAR & DOSAR clauses enclosed as Annexure-B. Upon request, the Contracting Officer will make their full text available. Also, the full text of clause may be accessed electronically at the address: <http://www.acqnet.gov/far>. DOSAR Clauses may be accessed at <http://www.statebuy.state.gov/dosar/dosartoc.htm>
5. Award will be made to the **“Technically Acceptable Lowest Price”** offer. The U. S. Government reserves the right to reject any offer which is very low or high.
6. In case of late receipt of offer, it shall be sole discretion of the Contracting Officer (CO), to accept or reject the offer.
7. The offer should be submitted **ONLY** at the e-mail ID [newdelhibids@state.gov](mailto:newdelhibids@state.gov) with the subject line as **“Solicitation No. S-IN650-16-Q-0128”**.
- 8. The quotation should be submitted by 1000 hours on September 07, 2016.**

Name of the Offeror \_\_\_\_\_  
Signature \_\_\_\_\_ Dated \_\_\_\_\_  
Telephone # \_\_\_\_\_ Fax# \_\_\_\_\_  
Email ID: \_\_\_\_\_

Sincerely,



Vanja Vukota  
Contracting Officer



## **High Volume Industrial Grade Supplemental Air filter for removing PM2.5 particulate matter from Indoor Air Quality**

### **General**

U S Embassy requires high volume industrial grade supplemental air filter units (SAFU) for improving the indoor air quality of buildings, by removing the PM2.5 particulate matter from the indoor air. These units are proposed to be installed at American Centre, New Delhi.

The unit shall be standalone vertical floor mounted type, having adjustable louvered grilles of suitable size on inlet at the lower end and discharge grilles at the upper side of the unit. The supply and discharge grilles should preferably be on the same side of the units.

The unit shall be robust, fabricated out of the 14 gauge flat galvanized iron sheet with power coating. The unit's open-able sections should have heavy duty hinges and handles with gasket and should be designed for proper sealing within the unit's compartment, once the door is closed to prevent any bypass of the air.

The unit should have optional pressurization port to add outdoor air if required, this port shall have a damper that can be closed when the port is not in use. The dampers in the unit shall be of good quality with proper closing mechanism.

The vendor shall incorporate all electrical and mechanical safeties required as best industry practices for indoor units.

The entire frame work of the unit shall be mounted on a heavy duty base channel. The panel shall be encased with aluminum profile. The entire unit shall be of sturdy construction to ensure freedom from vibration while running. The hinges shall be of cast aluminum or pressed steel. Handles shall be made of hard nylon and operational from both inside and outside of the unit. If required, units may be supplied with various sections suitable for on-site assembly match drilled, with bolts, nuts and continuous neoprene rubber gaskets.

All gaskets shall be EPDM Gaskets. Only Stainless Steel SCREWS shall be used for fastening panels to the supporting frame. The inside of the unit shall have clear surfaces free from bolt & bolt-head projections.

Access door shall be insulated on fan and filter sections. Access doors shall be single skin type and shall have same construction as the wall panels.

Special care shall be taken to ensure that doors, handles, hinges, etc. shall be robust enough to withstand heavy industrial usage.

The estimated number of units and their designed flow rate are mentioned in the Annex- 1

The purpose of installing the supplemental air filters unit (SAFU) in the indoor space is to reduce the concentration of PM2.5 particulate matter in the indoor air by at least 90% even when the outdoor PM2.5 concentration exceeds 500 microgram per meter cube.

The unit should have a proper air filter replacement mechanism, it should be such that the unit should not require any dismantling or turning around for replacing the filters and they can be replaced with ease.

Overall the unit should have a good finished product and be presentable that can be placed in the open office space and free of any sticker or tapes. The unit should incorporate general safety features for electrical and mechanical faults and features such as avoidance of any sharp edges, no

small / large opening are to be left in the units, protection from electrical shocks, proper grounding feature should be integral part of the unit.

After delivery and placing the unit at the designated location, the vendor shall remove the caster wheel and place the unit on MS channel base frame, duly anchored to the floor. Vendor has to ensure that no vibration should be transferred to the structure thru floor and if required flexi rubber sheet be used between unit base and ground to be provided to avoid vibration transfer.

All the units shall be provided with standard accessories like, lifting hooks and caster wheel etc. The vendor is required to visit the site and clear doubt during the walk through.

**Size:**

The overall dimensions (width, length and height) of the units should be of adequate size, suitable to be placed inside each AHU room at respective floor, in the free available space such that besides the servicing requirement of the SAFU, all other services remain operational and serviceable inside the AHU room.

The unit shall have the provision of providing UV lamps. The proposed set of UV lights shall be provided in the air passage.

The vendor is required to visit the site to apprise him of the site conditions and any constraints what so ever during the walk through. He should carry out measurement of the available space where the unit is to be located, space for moving the unit up to the location and door opening etc., during the site visit.

**Fan**

The fan should be a direct driven EC fan that can maintain constant flow rate selected to operate at optimum capacity and be capable to deliver the required air flow regardless of the pressure drop generated by partly / heavily choked (40 -80 % ) filters. The fan once fed with the required flow value, should maintain that flow rate by automatically varying it's RPM according to the change in the pressure drop across the filters.

The EC Fan will be procured from reputed manufacturers like EBM Papst or Ziehl Abegg or equivalent. Essentially for smaller capacity units of 1000 CFM, the motor shall operate at single phase 220V/50 Hz.

Standard electrical safety features shall be a part of the units.

Motor: The minimum efficiency class of the motor shall be IE3. The motor shall be permanent magnet external rotor motor with integrated electronics and suitable for continuous operation. The speed of the motor shall be variable depending on an external control signal. The fans shall be Modbus RTU compatible for communication with BMS (Building Management System). The fan in totality shall be of most efficient type so that the power consumption and noise level is minimal. The ECblue motor shall have a wide voltage input range: 240V/ 50 Hz.

The motor shall be minimum IP54 protection class, with Thermal class 155 (Insulation class F). The ECblue motor shall be provided with suitable protection from moisture & hot climate. The ball bearing shall be provided with long time lubrication for maintenance free operation.

Integrated Electronics: The device electronics shall be protected from overload by the Active Temperature Management, so that if the ambient operating temperature exceeds the design limit then the fan is not switched off immediately. In such a condition the fan should be operational at lower speeds, till the time the operating ambient temperature drops down.

The ECblue fan shall meet all necessary EMC (Electromagnetic Compatibility) directives. The ECblue fan should comply to applicable EMC standards: Interference Emission Standard EN 61000-6-3 / 2.

The ECblue Fan shall have the following protective features already integrated in the control:

- Overvoltage protection
- Short Circuit protection
- Under voltage/ Over voltage detection
- Locked rotor protection
- Line fault detection
- Active Temperature Management for thermal protection of motor and electronics
- Alarm relay 12/250V/2A
- Over temperature protection of electronic and motor

External LED display shall be provided for indication of the status of the fan

### **Sound level**

The indoor unit panels shall be acoustically insulated for proper noise reduction. The maximum permissible sound level should not exceed 54 dbA at highest speed for SAFU units in the AHU rooms and that for those units placed in the occupied area the sound level remain less than 35 to 40 db.

The manufacturer is required to provide sound attenuators and insulation to keep the air borne and structural noise level within the specified limits. He should however ensure that the any insulation/acoustic material used for acoustic treatment should never be carried away by the upstream air and should not become an added contaminant in the filtered air.

Vendor shall provide a certificate that the unit is within the required noise level as tested at his works.

### **Filters:**

The purpose of the filtration unit is to remove at least 90% of the airborne PM2.5 particulate matter from the indoor air. The unit will essentially have pre stage filters, carbon filter and main filter with rating MERV 13 or equivalent to be able to remove 95% down to 1 micorn.

All the filters shall be sourced from a reputed manufacturer and shall be of standard size and thickness required to effectively reduce the PM2.5 particulate matter in the indoor air by at least 90%. The necessary certificates for the efficiency and performance of the filters shall be shared with Embassy.

The carbon filter shall be Purakol or equivalent and shall be life testable carbon filters.

The filters should have Magnehelic gauge with large display to show the pressure drop against each filter. The limit / range of the maximum pressure drop across each filter should be provided by the vendor as end of life consideration when the filter will be due for replacement.

UV Lamps: (to be quoted as optional)

The photo hydro ionization type UV lamp shall be placed in the air passage. It should be enclosed in a quad metallic coating along with PPC sleeve to prevent Mercury spillage into the system. The lamp shall have a working life of 22000-25000 hours. The equipment shall conform to UL, TUV, CSA standards

The set of UV lights shall be provided in the air passage. The UV lights shall be Photo hydro ionization type with PPC sleeve over the lamps.

**Electrical:**

There should be an electrical start up panel, within the unit. The panel shall include motor starters, single phase and over load preventer, suitable size motor starter, breakers and other controls.

All the wiring, termination, tagging, feruling shall be as the industry standard and best practices followed. A Circuit diagram shall be pasted inside the panel for trouble shooting.

All the electrical equipment and controls shall be hard wired for grounding. The unit and the electrical panel shall have terminal for electrical grounding at least at two locations.

The smaller units of 1000 cfm will operate on single phase 240 volts/50 Hz, however the bigger units may run on 3phase/4 wire/400 V/50 Hz power.

Embassy will provide at any one point at each unit, a single phase/three phase/ three wire/four wire (240/400 Volts/50 Hz) with grounding connection. The vendor will use this power and grounding source to connect his unit for operation.

**Alarm:** The unit shall have Audible / visual alarm to indicate the operation failure.

**Spare Filters:** One set of all the filters shall be supplied with each unit as spare ( to be quoted as optional).

**Warranty:** Standard warranty for two years against manufacturing defect shall be applicable.

**Delivery/Loading/ Unloading:** The packing, delivery, loading, unloading, moving to location, installation and commissioning of each unit shall be in the scope of the vendor. Embassy will provide an open space for storage, vendor will deliver the equipment in properly packed manner for outdoor storage. The vendor must apprise himself of the feasibility and method to move the units to respective floor for installation. Mostly the work related to delivery, shifting the unit to respective location and other work that generates noise will have to be carried out after office hours or on off days. Embassy office hours are 8:30 AM to 5:00 PM.

The vendor is required to submit the technical details of the major component such as fan and filters for approval prior to delivery.

He will also submit a written time schedule for other activities such as making available the first unit for inspection, deliver schedule of all the units to site, schedule of installation and commissioning of the units, with one week of receiving the purchase order from the Embassy.

**Inspection before dispatch:** The vendor shall arrange for inspection of the unit by the Embassy team, before the dispatch of the units to site.

**Training:** The vendor shall give hand on training to the Embassy staff on how to carry out general trouble shooting and other maintenance activity to keep the unit operational without fail.

**Document:** The vendor shall provide three sets of detailed GA drawing including the electrical wiring circuit diagram. Vendor to provide the source, specification, make, model of all the filters, UV lamps and fan and other accessories that are used in the unit.

## Annexure -1

### SUPPLEMENTAL AIR FILTER (SAFU) - CAPACITY & LOCATION AT AMERICAN CENTER

S. No	FLOOR	Proposed Location	Area Feeding to	AHU NO.	AHU CFM	SAFU NO	SAFU CAP	SAFU Estimated Load (kW)
1	5	Inside AHU room	Same Floor	AHU 12	23000	SAFU 12	2500	2
2	4	Inside AHU room	Same Floor	AHU 11	26000	SAFU 11	2500	2
3	3	Inside AHU room	Same Floor	AHU 9	22000	SAFU 9	2500	2
4	2	Inside AHU room	Same Floor	AHU 8	22000	SAFU 8	2500	2
5	1	Behind AHU room	Same Floor	AHU 7	35000	SAFU 7	3500	3.5
6	1	In Library, towards East corner	Same Floor			SAFU 7A	1000	1
7	1	In office space, behind Library's Director room	Same Floor			SAFU 7B	1000	1
8	Ground Floor	At entrance, in the corner behind cafeteria	Lobby	AHU 6	8500	SAFU 6	2500	2.5
	Ground Floor	At entrance, in the corner	Lobby	AHU 6	8500	SAFU 6 A	1000	1
9	Ground Floor	At entrance, in free space besides the staircase in corner	Lobby	AHU 5	6500	SAFU 5	3500	3.5
10	Basement	Inside AHU room	Part of Basement and Office area/ Gym/FMS/Print & Graphic	AHU 1	20000	SAFU 1	2500	2
11	Basement	Inside AHU room	Auditorium and Lobby	AHU 2	12000	SAFU 2	2500	2
12	Basement	In the Conference Room	Conference room #1 ( MPR & Studio)	AHU 3	5600	SAFU 3	1000	1
13	Basement	In the Conference Room	Conference room #2 ( Shalik room)	AHU 4	5600	SAFU 4	1000	1

CLAUSES FOR PURCHASE ORDERS AND BLANKET PURCHASE  
AGREEMENTS AWARDED BY OVERSEAS CONTRACTING ACTIVITIES  
(Current thru FAC 2005-73-75)

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 2014

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 (JUN 2014)

(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)"(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:

[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. 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) 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). \_\_\_ (11) 52.219-3, Notice of HUBZone Set-Aside or Sole-Source Award (Nov 2011) (15 U.S.C. 657a). \_\_\_ (12) 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).

\_\_\_ (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 (May 2014) (15 U.S.C. 637(d)(2) and (3)). \_\_\_ (17)(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. \_\_ (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)(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. \_\_ (22) 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). \_\_ (23) 52.219-26, Small Disadvantaged Business Participation Program—Incentive Subcontracting (Oct 2000) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323). \_\_ (24) 52.219-27, Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Nov 2011) (15 U.S.C. 657 f). \_\_ (25) 52.219-28, Post Award Small Business Program Rerepresentation (Jul 2013) (15 U.S.C. 632(a)(2)). \_\_ (26) 52.219-29, Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business (EDWOSB) Concerns (Jul 2013) (15 U.S.C. 637(m)). \_\_ (27) 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)). \_\_ (28) 52.222-3, Convict Labor (June 2003) (E.O. 11755). \_\_ (29) 52.222-19, Child Labor—Cooperation with Authorities and Remedies (Jan 2014) (E.O. 13126). \_\_ (30) 52.222-21, Prohibition of Segregated Facilities (Feb 1999). \_\_ (31) 52.222-26, Equal Opportunity (Mar 2007) (E.O. 11246). \_\_ (32) 52.222-35, Equal Opportunity for Veterans (Sep 2010)(38 U.S.C. 4212). \_\_ (33) 52.222-36, Affirmative Action for Workers with Disabilities (Oct 2010) (29 U.S.C. 793). \_\_ (34) 52.222-37, Employment Reports on Veterans (SEP 2010) (38 U.S.C. 4212). \_\_ (35) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496). \_\_ (36) 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.) \_\_ (37)(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.) \_\_ (38)(i) 52.223-13, Acquisition of EPEAT®-Registered Imaging Equipment (JUN 2014) (E.O. 13423 and 13514). \_\_ (ii) Alternate I (Jun 2014) of 52.223-13. \_\_ (39)(i) 52.223-14, Acquisition of EPEAT®-Registered Televisions (E.O. 13423 and 13514). \_\_ (ii) Alternate I (Jun 2014) of 52.223-14. \_\_ (40) 52.223-15, Energy Efficiency in Energy-Consuming Products (DEC 2007) (42 U.S.C. 8259b). \_\_ (41)(i) 52.223-16, Acquisition of EPEAT®-Registered Personal Computer Products (JUN 2014) (E.O. 13423 and 13514). \_\_ (ii) Alternate I (Jun 2014) of 52.223-16. \_\_ (42) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011) (E.O. 13513). \_\_ (43) 52.225-1, Buy American—Supplies (May 2014) (41 U.S.C. chapter 83). \_\_ (44)(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. \_\_ (45) 52.225-5, Trade Agreements (NOV 2013) (19 U.S.C. 2501, et seq., 19 U.S.C. 3301 note). \_\_ (46) 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). \_\_ (47) 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). \_\_ (48) 52.226-4, Notice of Disaster or Emergency Area Set-Aside (Nov 2007) (42 U.S.C. 5150). \_\_ (49) 52.226-5, Restrictions on Subcontracting Outside Disaster or Emergency Area (Nov 2007) (42 U.S.C. 5150). \_\_ (50) 52.232-29, Terms for Financing of Purchases of Commercial Items (Feb 2002) (41 U.S.C. 4505, 10 U.S.C. 2307(f)). \_\_ (51) 52.232-30, Installment Payments for Commercial Items (Oct 1995) (41 U.S.C. 4505, 10 U.S.C. 2307(f)). \_\_ (52) 52.232-33, Payment by Electronic Funds Transfer—System for Award Management (Jul 2013) (31 U.S.C. 3332). \_\_ (53) 52.232-34, Payment by Electronic Funds Transfer—Other than System for Award Management (Jul 2013) (31 U.S.C. 3332). \_\_ (54) 52.232-36, Payment by Third Party (May 2014) (31 U.S.C. 3332). \_\_ (55) 52.239-1, Privacy or Security Safeguards (Aug 1996) (5 U.S.C. 552a). \_\_ (56)(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 Labor Standards (May 2014) (41 U.S.C. chapter 67).  
\_\_ (2) 52.222-42, Statement of Equivalent Rates for Federal Hires (May 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67). \_\_ (3) 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). \_\_ (4) 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). \_\_ (5) 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). \_\_ (6) 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). \_\_ (7) 52.222-17, Nondisplacement of Qualified Workers (May 2014) (E.O.13495). \_\_ (8) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (May 2014) (42 U.S.C. 1792). \_\_ (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) (41 U.S.C. 3509). (ii) 52.219-8, Utilization of Small Business Concerns (May 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) 52.222-26, 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 Labor Standards (May 2014) (41 U.S.C. chapter 67). (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 Labor Standards to Contracts for Maintenance, Calibration, or

Repair of Certain Equipment-Requirements (May 2014) (41 U.S.C. chapter 67). (xi) 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). (xii) 52.222-54, Employment Eligibility Verification (AUG 2013). (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 (May 2014) (42 U.S.C. 1792). 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)