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### AFMC PGI 5311.304-90 Contract Clause

(a) New Manufactured Material – Surplus Not Acceptable. When it has been determined surplus is not acceptable, the contracting officer may include the following suggested contract language substantially as written in Section B (CLIN Description) of applicable CLIN(s) in the solicitation:

*Only new manufactured material, as defined in* *FAR 52.211-5, will be acceptable in satisfaction of this requirement. Surplus material is not acceptable and surplus offers will not be considered* *for award.*

(b) Acceptable New and Unused Surplus Material. When new and unused material is acceptable, the contracting officer may include the following suggested contract language substantially as written in Section B (CLIN Description) of applicable CLIN(s) in the solicitation:

*New and unused material is acceptable provided it has never been installed or used. It shows no signs of rust, corrosion, or other deterioration due to age or improper packaging/preservation. It has not been reconditioned and shows no evidence of disassembly or reassembly.*

(c) Part Number Verification. The contracting officer may include additional inspection criteria identified on [AFMC Form 813](http://static.e-publishing.af.mil/production/1/afmc/form/afmc813/afmc813.pdf), Surplus Material Worksheet, substantially as written below, in Section C (Statement of Work):

*Items* *must* *be of the correct part number,* *(insert part number), and* *must* *have been manufactured by* *(insert manufacturer's name/MFC appearing on contractor's certificate).*

(d) Listing of Surplus Material. To comply with FAR 11.302(b) the contracting officer may include the following suggested contract language substantially as written in Section L (Notice to Offerors) when contemplating acquisition of surplus material:

*Offeror is required to submit the following information for each surplus item:*

(a) Surplus Item Identification: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*NSN:* *\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

*Noun:* *\_\_\_\_\_\_\_\_\_\_\_\_*

*PN:* *\_\_\_\_\_\_\_\_\_\_\_\_*

*Drawing Revision Letter:* *\_\_\_\_\_\_\_\_\_\_\_\_* *Manufacturer:* *\_\_\_\_\_\_\_\_\_\_\_\_*

(b) Federal Supply Code for Manufacturer (FSCM) marked on items per MIL-STD-130: \_\_\_\_\_\_\_\_\_\_\_\_

*(c) Quantity available for verification at dealer's facility:* *\_\_\_\_\_\_\_\_\_\_\_\_*

(d) Original manufacturer, government contract number: \_\_\_\_\_\_\_\_\_\_\_\_

*(e) Material was subsequently purchased as surplus from:* *\_\_\_\_\_\_\_\_\_\_\_\_(Manufacturer or Agency)*

(f) DLA sale number \_\_\_\_\_\_\_\_\_\_\_\_ and date of sale by Government: \_\_\_\_\_\_\_\_\_\_\_\_

*(g) Do you have the drawings for this item? If yes, what is the revision letter/number and the date of the last revision of the drawings?* *\_\_\_\_\_\_\_\_\_\_\_\_*

(h) History of items since initially sold as surplus by Government or manufacturer: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Storage Location, Packaging, Rework, Reconditioning, Repair, etc.)*

(i) Are items being offered in original unbroken containers? \_\_\_\_\_\_\_\_\_\_\_\_

*(j) Date of manufacture or packaging: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

(k) Material offered is warranted by the Contractor for a period of \_\_\_\_ months as contemplated by FAR 52.246-17, Warranty of Supplies of a Noncomplex Nature. (12 Months is presumed unless otherwise specified. If surplus is purchased, warranty may or may not be included in the award.)

*(l) The surplus items offered fit the conditional definition indicated below: (Check the appropriate definition and provide requested information. Use additional paper if more space is necessary.) (NOTE: Dates, Technical Order compliance, quality considerations, and component sources are essential information for categories (2), (3), and (4) below.)*

*[ ]* *(1) New and unused: material has never been installed or used. It shows no signs of rust, corrosion, or other deterioration due to age or improper packaging/preservation. It has not been reconditioned and shows no evidence of disassembly or reassembly.*

*[ ]* *(2) New and reconditioned: material has never been installed or used. It shows no signs of rust, corrosion, or other deterioration due to age or improper packaging/preservation. Reconditioning is allowed to the extent that gaskets, seals, O-rings, or other such cure-dated items have been or will be replaced prior to use in accordance with the applicable technical orders and specifications.*

*Source of reconditioning:* *\_\_\_\_\_\_\_\_\_\_\_\_*

*Summary of reconditioning:* *\_\_\_\_\_\_\_\_\_\_\_\_*

*[ ]* *(3) New and modified: material has never been installed or used. It shows no signs of rust, corrosion, or other deterioration due to age or improper packaging/preservation.* *Components may have been (or may need to be) replaced in accordance with the applicable technical specifications for the purpose of configuration update or modification.*

*Source of modification:* *\_\_\_\_\_\_\_\_\_\_\_\_*

*Summary of modification:* *\_\_\_\_\_\_\_\_\_\_\_\_*

*[ ]* *(4) Used and overhauled: material, which has been previously installed in operational equipment. It has been or can be completely overhauled, repaired, reconditioned, or modified per the applicable technical specifications to serviceable status.*

*Source of overhaul:* *\_\_\_\_\_\_\_\_\_\_\_\_*

*Overhaul technical order:* *\_\_\_\_\_\_\_\_\_\_\_\_*