**NOTE: An asterisk (\*) under the column FT/BR indicates that the clause or provision has a fill-in in the text which requires information to be inserted.**

**When acquiring commercial items review 12.301(d) and (e). Notwithstanding prescriptions contained elsewhere in the FAR, when acquiring commercial items, you are required to use only those provisions and clauses prescribed in 12.301. The provisions and clauses prescribed in 12.301 shall be revised, as necessary, to reflect the applicability of statutes and Executive Orders to the acquisition of commercial items. You may include in solicitations and contracts, by addendum, other FAR provisions and clauses when their use is consistent with limitations in 12.302 (See 12.301(e) for examples). See 12.503 for applicability of certain laws to executive agency contracts for the acquisition of commercial items. See 12.504 for applicability of certain laws to subcontracts for the acquisition of commercial items. See 12.603 for streamlined solicitation procedures for commercial items.**

**The following listing of FAR clauses indicates which clauses may not ("no") or may ("yes") be used in acquisitions (beyond those required by Part 12.301) for commercial items. Note that this listing does not require inclusion of clauses, but merely provides that certain clauses MAY be used if they are appropriate. For use of a clause coded "CO" the contracting officer either must determine that the use of the clause is a commercial practice for the items being acquired, or obtain a waiver for use of the clause.**

**At the end of each "Use Instruction" below, I have inserted information in brackets ([]) which will assist you in determining the appropriateness of utilizing the clause/ provision in an acquisition for commercial items. This is based on information provided by the GSA Office of Acquisition Policy. The following legend explains the abbreviations used in these notations.**

**Legend:**

**CC--consistent with commercial practices**

**S---required by statute**

**CO--may be used at contracting officer's discretion when appropriate**

**Commercial Item acquisitions** These clauses/provisions are for use in acquisitions for commercial items. Other clauses/provisions may be used if consistent with commercial practice. Consistent with the FAR Matrix, no section designation is indicated for these clauses/provisions. You may utilize any section designation you wish in your contracts or solicitations.

212-1 Instructions to Offerors - 6/08 12.301(b)(1) N/A BR P Include in all solicitations for commercial items. Instructions may be custom tailored or

Commercial Items additional instructions added ***[yes; in accordance with agency procedure]***

212-2 Evaluation - Commercial 1/99 12.301(c)(1) N/A FT\* P Include in solicitations for commercial items when the use of evaluation factors is appropriate

Items or include a similar provision containing all evaluation factors required by FAR 13.106-1, 14.2 or 15.6 as an addendum in accordance with 12.302(d) ***[yes; in accordance with agency policy]***

212-3 Offeror Representations 6/08 12.301(b)(2) N/A FT P Include in all solicitations for commercial items ***[yes; S]***

and Certifications -

Commercial Items

212-3 Offeror Representations 4/02 12.301(b)(2) N/A FT P NOT APPLICABLE TO DOC (ONLY APPLICABLE TO CONTRACTS ISSUED BY DOD, NASA OR COAST GUARD)

212-3 Offeror Representations 08/07 12.301(b)(2) N/A FT P Same as above and use Alternate II in solicitations for acquisitions for which small

and Certifications - disadvantaged business procurement mechanisms are authorized on a regional basis.

Commercial Items -

Alternate II

212-4 Contract Terms and 02/07 12.301(b)(3) N/A BR C Include in all solicitations and contracts for commercial items. May be tailored in the manner

Conditions - Commercial permitted in 12.302(b) after appropriate market research ***[yes; consistent with agency***

Items **procedure]**

212-4 Contract Terms and 08/07 12.301(b)(4) N/A BR C Include in all solicitations and contracts for commercial items when a Time and Materials or Labor

Conditions – Commercial Hour contract is anticipated

Items – Alternate I

212-5 Contract Terms and 06/08 12.301(b)(4) N/A FT\* C Include in all solicitations and contracts for commercial items. Requires addendum if cost

Conditions Required to information is to be obtained pursuant to Part 15 to establish the reasonableness of prices

Implement Statutes or for commercial items. This clause may not be tailored. ***[yes; S]***

Executive Orders-Commercial

Items

212-5 Contract Terms and 02/00 12.301(b)(4) N/A FT\* C Same as above and use Alternate I when the head of the agency has waived the

Conditions Required to examination of records by the Comptroller General in accordance with 25.1001.

Implement Statutes or

Executive Orders-Commercial

Items - Alternate I

**Reserved clauses and provisions**

201

203-1

203-4

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208-3

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219-13

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222-5

222-28

222-33

222-34

222-40

222-45

222-50

223-1

223-8

223-8, Alt. I

223-8, Alt. II

227-8

228-6

229-5

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236-20

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242-5

242-6

242-7

242-8

242-9

244-1

244-3

246-17, Alternate I

246-18, Alternate I

246-22

247-54

213-1 Fast Payment Procedure 05/0613.404 BR C Include in solicitations and contracts when the conditions cited in FAR 13.402 are applicable and it is intended that the fast payment procedure be utilized. In BPAs the clause may be included either in the BPA or in the orders under the BPA ***[yes; CC]***

213-2 Invoices 4/84 13.302-5(b) BR C Include in purchase orders that authorize advance payments ***[no; covered by 52.212-4(g)]***

213-3 Notice to Supplier 4/84 13.302-5(c) BR C Include in unpriced purchase orders ***[no]***

213-4 Terms and Conditions - 02/08 13.302-5(d) BR C May be included in purchase orders using simplified acquisition procedures that exceed the

Simplified Acquisitions micro-purchase threshold and that are for other than commercial items. Clause is a compilation

(Other Than Commercial of the most commonly used clauses that apply to simplified acquisitions. Clauses may be

Items) modified to fit the individual acquisition to add other needed clauses or they may be added

separately. Modifications (i.e., additions, deletions, or substitutions) must not create a void

or internal contradiction in the clause. Also, do not delete a paragraph without providing an

appropriate substitute.[no]

246-1 Contractor Inspection 4/84 46.301 E BR C Include in solicitations and contracts for supplies or services when the amount is expected

Requirements to be at or below the simplified acquisition threshold and (a) inclusion of the clause is necessary to ensure an explicit understanding the contractor's inspection responsibilities or (b) inclusion of the clause is required under agency procedures. Do not use if the CO has made the determination specified in 46.202-1(b) ***[no]***

246-2 Inspection of Supplies - 8/96 46.302 E BR C Include in solicitations and contracts for supplies or services that involve the furnishing of

Fixed-Price of supplies when a fixed-price contract is contemplated and the amount is expected to exceed the simplified acquisition threshold. MAY BE INCLUDED IN CONTRACTS AT OR BELOW THE SIMPLIFIED ACQUISITION THRESHOLD ***[no; covered by 52.212-4(a)]***

246-2 Inspection of Supplies - 7/85 46.302 E BR C Same as basic clause EXCEPT a fixed-price incentive contract is contemplated ***[no; covered by***

Fixed Price -Alternate I ***212-4(a)]***

246-2 Inspection of Supplies - 7/85 46.302 E BR C Same as basic clause EXCEPT a fixed-ceiling-price contract with retroactive price

Fixed Price - Alternate II redetermination is contemplated ***[no; covered by 52.212-4(a)]***

246-3 Inspection of Supplies - 5/01 46.303 E BR C Include in solicitations and contracts for supplies or services that involve the furnishing of

Cost-Reimbursement supplies when a cost-reimbursement contract is contemplated ***[no]***

246-4 Inspection of Services - 8/96 46.304 E BR C Include in solicitations and contracts for services or supplies that involve the furnishing of

Fixed Price services when a fixed-price contract is contemplated and the contract amount is expected to exceed the simplified acquisition threshold. May be included in contracts at or below the simplified acquisition threshold ***[no; covered by 52.212-4(a)]***

246-5 Inspection of Services - 4/84 46.305 E BR C Include in solicitations and contracts for services, or supplies that involve the furnishing

Cost-Reimbursement of services, when a cost-reimbursement contract is contemplated ***[no]***

246-6 Inspection - Time-and- 5/01 46.306 E BR C Include in solicitations and contracts when a time-and material contractor or a labor-hour

Material and Labor-Hour contract is contemplated ***[no]***

246-6 Inspection - Time and- 4/84 46.306 E BR C Same as basic clause and inspection and acceptance are to be performed at the contractor's plant

Material and Labor-Hour ***[no]***

Alternate I

246-7 Inspection of Research 8/96 46.307(a) E BR C Include in solicitations and contracts for R&D when (a) the primary objective of the contract is

and Development - Fixed the delivery of end items other than designs, drawings, or reports, (b) a fixed-price contract

Price is contemplated and (c) the amount is expected to exceed the simplified acquisition threshold UNLESS use of the clause is impractical and 52.246-9 is more appropriate. May be included in contracts at or below the simplified acquisition threshold ***[no]***

246-8 Inspection of Research 5/01 46.308 E BR C Include in solicitations and contracts when the primary objective is the delivery of end items

and Development - Cost- other than designs, drawings or reports and a cost-reimbursement contract is contemplated UNLESS

Reimbursement use of the clause is impractical and 52.246-9 is more appropriate ***[no]***

246-8 Inspection of Research 4/84 46.308 E BR C Same as basic clause EXCEPT the contract will be on a no-fee basis ***[no]***

and Development - Cost-

Reimbursement - Alternate I

246-9 Inspection of Research 4/84 46.309 E BR C Include is solicitations and contracts for R&D and 52.246-7 or 52.246-8 are not included ***[no]***

and Development (Short

Form)

246-10 Reserved

246-11 Higher-Level Contract 2/99 46.311 E FT\* C Include in solicitations and contracts when the inclusion of a higher-level contract

Quality Requirement quality requirement is appropriate (see 46.202-3) ***[yes; CO]***

246-12 Inspection of Construction 8/96 46.312 E BR C Include in solicitations and contracts for construction when a fixed-price contract

is contemplated and the amount will exceed the simplified acquisition threshold. May be included in contracts at or below the simplified acquisition threshold ***[no]***

246-13 Inspection--Dismantling, 8/96 46.313 E BR C Include in solicitations and contracts for dismantling, demolition, or removal of

Demolition, or Removal of improvements ***[no]***

Improvements

246-14 Inspection of Trans- 4/84 46.314 E BR C Include in solicitations and contracts for freight transportation services (including

portation local drayage) by rail, motor (including bus), domestic freight forwarder, and domestic water carriers (including inland, coastwise, and intercoastal) DO NOT use for the acquisition of transportation services by domestic or international air carriers or by international ocean carriers, or to freight services provided under bills of lading or to those negotiated for reduced rates under 49 USC 1072(b)(1) (See FAR 47) ***[no]***

246-15 Certificate of 4/84 46.315 E FT\* C Include in solicitations and contracts for supplies or services when acceptance on the basis of

Conformance a contractor's certificate of conformance is in the Government's interest, small losses would be incurred in the event of a defect; or when historical contractual performance by the contractor reveals that there is little likelihood that the supplies/services provided will be unacceptable and any defective work will be replaced without contest ***[no]***

246-16 Responsibility for 4/84 46.316 E BR C Include in solicitations and contracts for supplies, services involving the furnishing of

Supplies supplies, or R&D when a Fixed-price contract is contemplated and the contract amount is expected to exceed the simplified acquisition threshold. May be included in contracts at or below the simplified acquisition threshold ***[no; covered by 52.212-4(j)]***

211-8 Time of Delivery 6/97 11.404(a)(2) F FT\* C May be used in solicitations and contracts if the Government requires delivery by a particular time and the delivery schedule is to be based on the date of the contract. Clause may be used as is, modified, or another used in its place. ***[yes; CC; requires tailoring]***

211-8 Time of Delivery - 4/84 11.404(a)(2) F FT\* C Same as basic clause and the delivery schedule is expressed in terms of specific calendar dates

Alternate I or specific periods and is based on an assumed date of award. ***[yes; CC; requires tailoring]***

211-8 Time of Delivery - 4/84 11.404(a)(2) F FT\* C Same as basic clause and the delivery schedule is expressed in terms of specific calendar dates

Alternate II or specific periods and is based on an assumed date the contractor will receive notice of award. ***[yes; CC; requires tailoring]***

211-8 Time of Delivery - 4/84 11.404(a)(2) F FT\* C Same as basic clause and the delivery schedule is to be based on the actual date the contractor

Alternate III receives a written notice of award ***[yes; CC; requires tailoring]***

211-9 Desired and Required 6/97 11.404(a)(3) F FT\* C May be used in solicitations and contracts for supplies or services if the Government desires

Time of Delivery delivery by a certain time but requires delivery by a specified later time, and the delivery schedule is to be based on the date of the contract. Clause may be used as is, modified, or another used in its place. ***[yes; CC; requires tailoring]***

211-9 Desired and Required 4/84 11.404(a)(3) F FT\* C Same as basic clause and the delivery schedule is expressed in terms of specific calendar dates

Time of Delivery - or specific periods and is based on an assumed date of award ***[yes; CC; requires tailoring]***

Alternate I

211-9 Desired and Required 4/84 11.404(a)(3) F FT\* C Same as basic clause and the delivery schedule is expressed in terms of specific calendar dates Time of Delivery - or specific periods and is based on an assumed date the contractor will receive notice of award.

Alternate II ***[yes; CC; requires tailoring]***

211-9 Desired and Required 4/84 11.404(a)(3) F FT\* C Same as basic clause and the delivery schedule is to be based on the actual date the contractor

Time of Delivery - receives a written notice of award ***[yes; CC; requires tailoring]***

Alternate III

211-10 Commencement, Prosecu- 4/84 11.404(b) F FT\* C Include in solicitations and contracts when a fixed-price construction contract is contemplated.

tion and Completion of May be changed to accommodate the issuance of orders under indefinite-delivery contracts. ***[no]***

Work

211-10 Commencement, Prosecu- 4/84 11.404(b) F FT\* C Same as basic clause and the completion date is expressed as a specific calendar date, computed

tion and Completion of on the basis of the contractor receiving the notice to proceed by a certain day ***[no]***

Work - Alternate I

211-11 Liquidated Damages - 9/00 11.503(a) F FT\* C May be included in solicitations and contracts when a fixed-price contract is contemplated for

Supplies, Services or supplies, services or R&D ***[yes; may be used at contracting officer's discretion; but only if***

Research and Development ***a commercial practice]***

211-12 Liquidated Damages - 9/00 11.503(b) F FT\* C May be included in solicitations and contracts for construction, EXCEPT construction contracts

Construction on a cost-plus-fixed-fee basis ***[no]***

211-12 Liquidated Damages - 4/84 11.503(b) F FT\* C Same as basic clause and different completion dates are specified in the contract for separate

Construction - Alternate I parts or stages of the work ***[no]***

211-13 Time Extensions 9/00 11.503(c) F FT\* C Include in solicitations and contracts for construction in which 52.211-12 is included with its Alternate I ***[no]***

211-16 Variation in Quantity 4/84 11.703(a) F FT\* C Include in solicitations and contracts when a fixed-price supply contract is contemplated for supplies and for services that involve the furnishing of supplies ***[yes; CC]***

211-17 Delivery of Excess 9/89 11.703(b) F BR C May be included in solicitations and contracts when a fixed-price supply contract is

Quantities contemplated ***[yes; CC]***

242-14 Suspension of Work 4/84 42.1305(a) F BR C Include in solicitations and contracts when a fixed-price construction or architect-engineer contract is contemplated ***[no]***

242-15 Stop Work Order 8/89 42.1305(b)(1) F BR C May be included in solicitations and contracts for supplies, services or R&D ***[yes; consistent with agency policy]***

242-15 Stop Work Order - 4/84 42.1305(b)(2) F BR C Same as basic clause EXCEPT use if a cost-reimbursement contract is contemplated ***[yes;***

Alternate I ***consistent with agency policy]***

242-16 Reserved

242-17 Government Delay of Work 4/84 42.1305(c) F BR C Include in solicitations and contracts when a fixed-price contract is contemplated for supplies other than commercial or modified-commercial items. Clause is optional when a fixed-price contract is contemplated for services, or for supplies that are commercial or modified-commercial items. ***[no]***

247-29 F.O.B. Origin 02/06 47.303-1(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. origin ***[yes; CC]***

247-30 F.O.B. Origin, 02/06 47.303-2(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. origin, contractor's

Contractor's Facility facility ***[yes; CC]***

247-31 F.O.B. Origin, Freight 02/06 47.303-3(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. origin, freight allowed

Allowed ***[yes; CC]***

247-32 F.O.B. Origin, Freight 02/06 47.303-4(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. origin, freight prepaid

Prepaid ***[yes; CC]***

247-33 F.O.B. Origin, with 02/06 47.303-5(c) F FT\* C Include in solicitations and contracts when it is likely that offerors may include in f.o.b.

Differentials origin offers a contingency to compensate for unfavorable routing conditions by the Government at the time of shipment ***[yes; CC]***

247-34 F.O.B. Destination 11/91 47.303-6(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. destination ***[yes; CC]***

247-35 F.O.B. Destination, 4/84 47.303-7(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. destination, within

Within Consignee's consignee's premises ***[yes; CC]***

Premises

247-36 F.A.S. Vessel, Port of 4/84 47.303-8(c) F BR C Include in solicitations and contracts when the delivery term is f.a.s. vessel, port of

Shipment shipment ***[yes; CC]***

247-37 F.O.B. Vessel, Port of 4/84 47.303-9(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. vessel, port of

Shipment shipment ***[yes; CC]***

247-38 F.O.B. Inland Carrier, 02/06 47.303-10(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. inland carrier,

Point of Exportation point of exportation ***[yes; CC]***

247-39 F.O.B. Inland Point, 4/84 47.303-11(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. inland point,

Country of Importation country of importation ***[yes; CC]***

247-40 Ex Dock, Pier, or 4/84 47.303-12(c) F BR C Include in solicitations and contracts when the delivery term is ex dock, pier, or

Warehouse, Port of warehouse, port of importation ***[yes; CC]***

Importation

247-41 C & F Destination 4/84 47.303-13(c) F BR C Include in solicitations and contracts when the delivery term is C&F destination ***[yes; CC]***

247-42 C.I.F. Destination 4/84 47.303-14(c) F BR C Include in solicitations and contracts when the delivery term is c.i.f. destination

***[yes; CC]***

247-43 F.O.B. Designated Air 02/06 47.303-15(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. designated

Carrier's Terminal, air carrier's terminal, point of exportation ***[yes; CC]***

Point of Exportation

247-44 F.O.B. Designated Air 4/84 47.303-16(c) F BR C Include in solicitations and contracts when the delivery term is f.o.b. designated

Carrier's Terminal, air carrier's terminal, point of importation ***[yes; CC]***

Point of Importation

247-48 F.O.B. Destination-- 2/99 47.305-4(c) F BR C Include in solicitations and contracts when supplies will or may be purchased f.o.b.

Evidence of Shipment destination but inspection and acceptance will be at origin ***[yes; CC]***

247-52 Clearance and Documen- 02/06 47.305-6(f)(2) F BR C Include in solicitations and contracts when shipments will be consigned to DOD air or

tation Requirements-- water terminal trans-shipment points ***[yes; CO]***

Shipments to DOD Air or

Water Terminal Trans-

shipment Points

247-55 F.o.b. Point for Delivery 6/03 47.305-12(a)(2) F BR C Include in solicitations and contracts when Government property is to be furnished

of Government-Furnished under the contract and the Government will be responsible for transportation

Property arrangements and costs ***[yes; CO]***

247-57 Transportation Transit 4/84 47.305-13(b)(4) F FT\* C Include in solicitations and contracts when supplies are of such a nature, or when it

Privilege Credits is the custom of the trade, that offerors may have potential transit credits available and the Government may reduce transportation costs through the use of transit credits ***[yes; CC]***

247-58 Loading, Blocking, and 4/84 47.305-15(a)(2) F BR C Include in solicitations and contracts when supplies may be shipped in carload lots by rail

and Bracing of Freight ***[yes; CC]***

Car Shipments

247-59 F.O.B. Origin--Carload 4/84 47.305-16(a) F BR C Include in solicitations and contracts when it is contemplated that they may result in f.o.b.

and Truckload Shipments origin contracts with shipments in carloads or truckloads ***[yes; CO]***

247-60 Guaranteed Shipping 12/89 47.305-16(b)(1) F FT\* C Include in solicitations and contracts, excluding those at or below the simplified

Characteristics acquisition threshold, when shipping and other characteristics are required to

evaluate offers as to transportation costs. When all of the shipping characteristics listed

in paragraph (a) of the clause are not required to evaluate offers as to transportation

costs, the CO shall delete the characteristics not required from the clause ***[yes; CO]***

247-61 F.O.B. Origin--Minimum 4/84 47.305-16(c) F BR C Include in solicitations and contracts when volume rates may apply ***[yes; CO]***

Size of Shipments

247-62 Specific Quantities 4/84 47.305-16(d)(2) F FT\* C Include in solicitations and contracts when total requirements and destinations to which

Unknown shipments will be made are known, but the specific quantity to be shipped to each destination cannot be predetermined ***[yes; CC]***

247-65 FOB Origin, Prepaid 1/91 47.303-17(f) F BR C Include in solicitations and contracts when FOB origin shipments are to be made ***[yes; CO]***

Freight, Small Package

Shipments

234-4 Earned Value Management 7/06 34.203© H FT C Include in solicitations and contracts that require a contractor to use an Earned Value Management

System System (those for capital assets with program obligations >$500,000 annually or otherwise determined to be a major acquisition by OMB, DOC or NOAA

202-1 Definitions 7/04 2.201 I BR C Include in solicitations and contract except when the contract is not expected to exceed SAT or

when contract includes 52.212-4.

202-1 Reserved

203-3 Gratuities 4/84 3.202 I BR C Include in solicitations and contracts that exceed the simplified acquisition threshold EXCEPT those for personal services and those between military depts. or defense agencies and foreign governments that do not obligate any funds appropriated to the DOD ***[yes; S]***

203-5 Covenant Against Contingent 4/84 3.404 I BR C Include in all solicitations and contracts exceeding the simplified acquisition threshold

Fees other than those for commercial items ***[no; see 12.503(a)(2)]***

203-6 Restrictions on Subcon- 09/06 3.503-2 I BR C Include in solicitations and contracts exceeding the simplified acquisition threshold ***[no]***

tractor Sales to the

Government

203-6 Restrictions on Subcon- 10/95 3.503-2 I BR C Include in solicitations and contracts for commercial items exceeding the simplified

tractor Sales to the acquisition threshold ***[yes; covered by 52.212-5; must be checked to be effective;***

Government - Alternate I ***see 12.503(c)]***

203-7 Anti-Kickback Procedures 7/95 3.502.3 I BR C Include in all solicitations and contracts exceeding the simplified acquisition threshold other than those for commercial items ***[no; see 12.503(b)(3) and 52.212-4(r)]***

203-8 Cancellation, Rescission 1/97 3.104-9(a) I BR C Include in solicitations and contracts for other than commerical items that exceed the

and Recovery of Funds for simplified acquisition threshold.

Illegal or Improper Activity

203-10 Price or Fee Adjustment 1/97 3.104-9(b) I BR C Include in all solicitations and contracts with a value exceeding the simplified acquisition

for Illegal or Improper threshold.

Activity

203-12 Limitation on Payments 9/07 3.808 I BR C Include in all solicitations and contracts expected to exceed $100,000 ***[no; covered by***

to Influence Certain ***52.212-4(r)]***

Federal Transactions

203-13 Contractor Code of Business 12/07 3.1004(a) I BR C Include in all solicitations and contracts >$5,000,000 and the performance period is more than

Ethics and Conduct 120 days or more, except for acquisition of a commercial item under Part 12 or will be performed

entirely outside the United States (NOTE: Clause includes a contract deliverable)

203-14 Display of Hotline Posters 12/07 3.1004(b)(1) I FT\* C Include in solicitations and contracts is the contract exceeds $5,000,000 and the agency has a

fraud hotline poster or the contract is funded with disaster assistance funds, except for

acquisition of a commercial item under Part 12 or will be performed entirely outside the United

States. NOTE: Clause requires fill-ins in paragraph (b)(3) and (d).

204-1 Approval of Contract 12/89 4.103 I FT\* C Include in solicitations and contracts if required by agency procedure ***[no]***

204-2 Security Requirements 8/96 4.404(a) I BR C Include in solicitations and contracts if access to classified information is necessary UNLESS the contracting agency is not covered by the National Industrial Security Program and has prescribed a clause and alternates that are substantially the same. Then the CO shall use the agency clause as required by agency procedures ***[yes; consistent with agency policy]***

204-2 Security Requirements - 4/84 4.404(a) I BR C Same as basic clause and a cost-reimbursement contract for R&D with an educational institution

Alternate I is contemplated ***[yes; consistent with agency policy]***

204-2 Security Requirements - 4/84 4.404(a) I BR C Same as basic clause and if employee ID on construction or A&E contract is required ***[yes;***

Alternate II ***consistent with agency policy]***

204-4 Printed or Copied Double- 8/00 4.303 I BR C Include in all solicitations and contracts exceeding the simplified acquisition threshold

Sided on Recycled Paper [yes; consistent with agency policy]

204-7 Central Contractor 04/08 4.1104 I BR C Include in all solicitations and contracts, except as provided in 4.1102(a) ***[yes; in accordance***

Registration ***with agency policy]***

204-7 Central Contractor 10/03 4.1104 I BR C Same as above and use Alternate I if modifying a contract or an agreement to require

Registration – Alternate I registration **[yes; in accordance with agency policy]**

204-9 Personal Identity 08/07 4.1303 I BR C Include in solicitations and contracts when contract performance requires contractors to have

Verification of Contractor routine physical access to a federally-controlled facility and/or routine access to a Federally

Personnel controlled information system. This clause shall not be used when contractors require only intermittent access to Federally-controlled facilities.

204-10 Reporting Subcontract 09/07 4.1401 I BR C Include in all solicitations and contracts with values of $500 million or more when the contract

Awards will be awarded and performed in the U.S. except for solicitations/contracts for commercial items

or classified solicitations/contracts

207-3 Right of First Refusal 05/06 7.305(c) I BR C Include in all solicitations and contracts which may result in a conversion from in-house

of Employment performance to contract performance of work currently being performed by the Government, whether or not a cost comparison is conducted ***[yes; consistent with agency policy; specifically for A-76 acquisitions]***

207-5 Option to Purchase 02/95 7.404 I BR C Include in solicitations and contracts involving a lease with option to purchase ***[yes; CC]***

Equipment

208-4 Vehicle Lease Payments 4/84 8.1104(a) I BR C Include in solicitations and contracts for leasing motor vehicles, UNLESS the motor vehicles are leased in foreign countries ***[yes; CO]***

208-5 Condition of Leased 4/84 8.1104(b) I BR C Same as 52.208-4 ***[yes; CO]***

Vehicles

208-6 Marking of Leased 4/84 8.1104(c) I BR C Same as 52.208-4 ***[yes; CO]***

Vehicles

208-7 Tagging of Leased 5/86 8.1104(d) I BR/FT C Same as 52.208-4 for vehicles leased over 60 days. Include in full text if clause language is

Vehicles modified. ***[yes; CO]***

208-8 Sources for Helium 4/02 8.505 I FT C Include in solicitations and contracts if it is anticipated that performance of the contract

and Helium usage Data involves a major helium requirement ***[no]***

208-9 Contractor Use of Mandatory 07/06 8.004 I BR C Include in solicitations and contracts which require a contractor to purchase supply items or

Sources of Supply or services for Government use that are available from the Committee for Purchase from People Who

Services are Blind or Severely Disabled. The contract schedule must identify which items or services

must be purchased from a mandatory source and the specific source. ***[yes; CO]***

209-1 Qualification Require- 02/95 9.206-2 I FT\* C Include in solicitations and contracts when the acquisition is subject to a qualification

ment requirement ***[yes; in accordance with agency procedure]***

209-3 First Article Approval - 9/89 9.308-1(a) I FT\* C Include in solicitations and contracts when a fixed-price contract is contemplated and it is

Contractor Testing intended that the contract require (i) first article approval and (ii) that the contractor be required to conduct the first article test or a clause substantially the same when a cost-reimbursement contract is contemplated and the contract will require first article testing be performed by the contractor ***[yes; CO; falls under 12.301(e)]***

209-3 First Article Approval - 1/97 9.308-1(a) I FT\* C Same as 52.209-3 and it is intended that the contractor be required to produce the first article

Contractor Testing - and the production quantity at the same facility ***[yes; CO; falls under 12.301(e)]***

Alternate I

209-3 First Article Approval - 9/89 9.308-1(a) I FT\* C Same as 52.209-3 and it is necessary to authorize the contractor to purchase material or to

Contractor Testing - commence production before first Article approval ***[yes; CO; falls under 12.301(e)]***

Alternate II

209-4 First Article Approval - 9/89 9.308-2(a) I FT\* C Include in solicitations and contracts when a fixed-price contract is contemplated and it is

Government Testing intended that the contract require first article approval testing by the Government or a clause substantially the same if a cost-reimbursement contract is contemplated ***[yes; CO; falls under 12.301(e)]***

209-4 First Article Approval - 1/97 9.308-2(a) I FT\* C Same as 52.209-4 and it is intended that the contractor be required to produce the first article

Government Testing - and the production quantity at the same facility ***[yes; CO; falls under 12.301(e)]***

Alternate I

209-4 First Article Approval - 9/89 9.308-2(a) I FT\* C Same as 52.209-4 and it is necessary to authorize the contractor to purchase material or to

Government Testing - commence production before first article approval ***[yes; CO; falls under 12.301(e)]***

Alternate II

209-6 Protecting the Govern- 09/06 9.409 I BR C Include in solicitations and contracts where the contract value is >$30,000 ***[no]***

ment's Interests when

Subcontracting with Con-

tractors Debarred, Sus-

pended, or Proposed for

Debarment

211-5 Material Requirements 4/08 11.304 I BR C Include in solicitations and contracts for supplies, except when acquiring commercial items.

211-15 Defense Priority and 9/90 11.604(b) I BR C Include in contracts that are rated orders ***[yes; in accordance with agency procedure]***

Allocation Requirements

211-18 Variation in Estimated 4/84 11.703(c) I BR C Include in solicitations and contracts when a fixed-price construction contract is contemplated

Quantity that authorizes a variation in the estimated quantity of unit-priced items ***[yes; CC]***

214-26 Audit and Records - 10/97 14.201-7(a) I BR C Include in IFBs and contracts if the contract amount is expected to exceed $500,000 ***[no]***

Sealed Bidding

214-27 Price Reduction for 10/97 14.201-7(b) I BR C Include in IFBs and contracts if the contract amount is expected to exceed $500,000. In

Defective Cost or Pricing exceptional cases, the head of the contracting activity may waive the requirement for inclusion

Data - Modifications - of the clause in a contract with a foreign government or agency of that government. The

Sealed Bidding authorizations for the waiver and the reasons for granting it shall be in writing. ***[no]***

214-28 Subcontractor Cost or 10/97 14.201-7(c) I BR C Include in IFBs and contracts if the contract amount is expected to exceed $500,000. May be

Pricing Data - Modifica- waived as in 52.214-27 ***[no]***

tions - Sealed Bidding

214-29 Order of Precedence - 1/86 14.201-7(e) I BR C Include in IFBs and contracts to which the uniform contract format applies ***[no]***

Sealed Bidding

215-2 Audit and Records - 6/99 15.209(b) I BR C Include in negotiated solicitations and contracts except those (1) not exceeding the simplified

Negotiation acquisition threshold in Part 13; (2) for commercial items exempted under 15.403-1; or (3) for utility services at rates not exceeding those established to apply uniformly to the general public and any applicable reasonable connection charge ***[no; covered by 52.212-5(d)]***

215-2 Audit and Records -

Negotiation - Alternate I

Reserved

215-2 Audit and Records - 4/98 15.209(b)(3) I BR C Include in negotiated cost-reimbursement solicitations and contracts with state and

Negotiation - Alternate II local governments, educational and other non-profit institutions ***[no; covered by 52.212-5(d)]***

215-2 Audit and Records - 1/97 15.209(b)(4) I BR C Include if the examination of records by the Comptroller General is waived in accordance with

Negotiation - Alternate III 25.901 (requires agency head and Comptroller General concurrence) ***[no; covered by 52.212-5(d)]***

215-8 Order of Precedence - 10/97 15.209(h) I BR C Include in negotiated solicitations and contracts using the format at 15.204 (uniform contract

Uniform Contract Format format) **[no]**

215-9 Changes or Additions to 10/97 15.408(a) I BR C Include in solicitations and contracts when it is contemplated that a make-or-buy program will

Make-or-Buy Program be incorporated in the contract ***[no]***

215-9 Changes or Additions to 10/97 15.408(a)(1)` I BR C If a less economical "make" or "buy" categorization is selected for 1 or more items of

Make-or-Buy Program - significant value, use the basic clause with Alternate I if a fixed-price incentive contract

Alternate I is contemplated **[no]**

215-9 Changes or Additions to 10/97 15.408(a)(2) I BR C If a less economical "make" or "buy" categorization is selected for 1 or more items of

Make-or-Buy Program - significant value, use the basic clause with Alternate II if a cost-plus-incentive-fee contract

Alternate II is contemplated **[no]**

215-10 Price Reduction for 10/97 15.408(b) I BR C Include in negotiated solicitations and contracts when it is contemplated that cost or

Defective Cost or Pricing pricing data will be required from the contractor or any subcontractor. Cost or pricing data

Data shall be obtained only if the Contracting Officer concludes that none of the exceptions (when agreed to prices are based on adequate competition; when agreed to prices are set by law or regulations; when a commercial item is being acquired; when a waiver has been granted or when modifying a contract or subcontract for commercial items)applies. However, if the Contracting Officer has sufficient information available to determine price reasonableness, then a waiver under the exception at 15.403-1(b)(4) should be considered. The threshold for obtaining Cost or Pricing Data is $650,000.***[no; see 12.503(c)(2)]***

215-11 Price Reduction for 10/97 15.408(c) I BR C Include in negotiated solicitations and contracts when it is contemplated that cost or pricing

Defective Cost or Pricing data will be required from the contractor or any subcontractor for the pricing of contract

Data - Modifications modifications and 52.215-10 is not included ***[no; see 12.503(c)(2)]***

215-12 Subcontractor Cost or 10/97 15.408(d) I BR C Include in solicitations and contracts including 52.215-10 ***[no; see 12.503(c)(2)]***

Pricing Data

215-13 Subcontractor Cost or 10/97 15.408(e) I BR C Include in solicitations and contracts including 52.215-11 ***[no; see 12.503(c)(2)]***

Pricing Data--Modifications

215-14 Integrity of Unit Prices 10/97 15.408(f)(1) I BR C Include in all solicitations and contracts EXCEPT for acquisitions at or below the simplified acquisition threshold, construction or A/E, Utility services, service contracts not requiring delivery of supplies, for commercial items or contracts for petroleum products ***[no]***

215-14 Integrity of Unit Prices 10/97 15.408(f)(2) I BR C Use as 52.215-14 and contracting without adequate price competition ***[no]***

Alternate I

215-15 Pension Adjustments and 10/04 15.408(g) I BR C Include in solicitations and contracts for which it is anticipated that cost or pricing

Asset Reversions data will be required or for which any preaward or postaward cost determinations will be subject to subpart 31 ***[no]***

215-17 Waiver of Facilities 10/97 15.408(i) I BR C Include in contracts if the prospective contractor does not propose facilities capital cost of

Capital Cost of Money money in its offer ***[no]***

215-18 Reversion or Adjustment 7/05 15.408(j) I BR C Include in solicitations and contracts for which it is anticipated that cost and

of Plans for Postretirement pricing data will be required or for which any preaward or postaward cost

Benefits(PRB) Than Pensions terminations will be subject to Part 31 ***[no]***

215-19 Notification of Ownership 10/97 15.408(k) I BR C Include in solicitations and contracts for which it is contemplated that cost or

Changes pricing data will be required or for which any preaward of post-award cost determination will be subject to Part 31.2 ***[no]***

215-21 Requirements for Cost or 10/97 15.408(m) I FT\* C May be included in solicitations and contracts if it is reasonably certain that cost or pricing Pricing Data or Information data or information other than cost or pricing data will be required for modifications.

Other than Cost or Pricing Provides instructions to contractors on how to request an exemption. ***[yes; in accordance with***Data--Modifications ***agency policy]***

215-21 Requirements for Cost or 10/97 15.408(m)(1) I FT\* C Use to specify a format for cost or pricing data other than the format required by Table 15-2Pricing Data or Information of 15.408 ***[yes; in accordance with agency policy]***

Other than Cost or Pricing

Data--Modifications -

Alternate I

215-21 Requirements for Cost or 10/97 15.408(m)(2) I FT\* C Use if copies of the proposal are to be sent to the Administrative Contracting Officer and

Pricing Data or Information contract auditor ***[yes; in accordance with agency policy]***

Other than Cost or Pricing

Data--Modifications -

Alternate II

215-21 Requirements for Cost or 10/97 15.408(m)(3) I FT\* C Use if submission via electronic media is required ***[yes; in accordance with agency policy]***

Pricing Data or Information

Other than Cost or Pricing

Data--Modifications -

Alternate III

215-21 Requirements for Cost or 10/97 15.408(m)(4) I FT\* C Replace basic clause with this Alternate if cost or pricing data are not expected to be required

Pricing Data or Information because an exception may apply, but information other than cost or pricing data is required as

Other than Cost or Pricing described in 15.403-3 ***[yes; in accordance with agency policy]***

Data--Modifications -

Alternate IV

216-2 Economic Price Adjust- 1/97 16.203-4(a) I FT\* C Include this clause or an agency-approved clause in solicitations and contracts when a fixed-

ment--Standard Supplies price contract is contemplated, the requirement is for standard supplies that have an established catalog or market price, verified using the criteria in 15.804-3 and the CO has made the determination specified in 16.203-3 (necessary to either protect the Contractor and the Government against significant fluctuations in labor or material costs or to provide for contract price adjustment in the event of changes in the contractor's established prices) ***[yes; CC]***

216-3 Economic Price Adjust- 1/97 16.203-4(b) I FT\* C When contracting by negotiation include this or an agency-approved clause when a fixed-price

ment--Semistandard contract is contemplated, the requirement is for semistandard supplies for which the prices can

Supplies be reasonably related to the price of nearly equivalent standard supplies that have an established catalog or market price, verified using the criteria in 15.804-3 and the CO has made the determination in 16.203-3 (see 52.216-2 above) ***[yes; CC]***

216-4 Economic Price Adjust- 1/97 16.203-4(c) I FT C When contracting by negotiation include this or an agency-approved clause in solicitations and

ment--Labor and Material contracts when a fixed price contract is contemplated, there is no major element of design engineering or development work involved, one or more identifiable labor or material cost factors are subject to change and the CO has made the determination specified in 16.203-3 (see 52.216-2)***[yes; CC]***

216-5 Price Redetermination - 10/97 16.205-4 I FT\* C When contracting by negotiation include this clause in solicitations and contracts when a fixed-

Prospective price contract is contemplated for quantity production or services for which it is possible to negotiate a fair & reasonable firm fixed price for an initial period but not for subsequent periods of contract performance. Shall not be used unless negotiations have established that the conditions for use of a FFP contract are not present and a FP incentive contract would not be more appropriate, the Contractor's accounting system is adequate for price redetermination, the prospective pricing periods can be made to conform with operation of the Contractors accounting system and there is reasonable assurance that price redetermination will take place promptly @ the specified times ***[no; see 16.201]***

216-6 Price Redetermination - 10/97 16.206-4 I FT\* C When contracting by negotiation include clause in solicitations and contracts when a fixed-price

Retroactive price contract is contemplated and is for R&D estimated <$100,000 when it is established at the outset that a fair & reasonable firm fixed price cannot be negotiated and that the amount involved and short performance period make use of any other FP contract type impracticable. Shall not be used unless contract is for R&D and is <$100,000, the contractor's accounting system is adequate for price redetermination, there is reasonable assurance that the price redetermination will take place promptly at the specified time and the Head of the Contracting Activity approves it use in writing ***[no; see 16.201]***

216-7 Allowable Cost and 12/02 16.307(a) I BR C Use in cost-reimbursement solicitations and contracts (EXCEPT for facilities) CLAUSE REQUIRES

Payment MODIFICATION IF CONTRACT IS WITH A NONPROFIT, EDUCATIONAL, STATE OR LOCAL GOVERNMENT ORGANIZATION [***no; see 16.201]***

216-7 Allowable Cost and 2/97 16.307(a)(2) I BR C Include in solicitations and contracts for construction that contain 52.232-27

Payment - Alternate I

216-8 Fixed Fee 3/97 16.307(b) I BR C Use in cost-plus-fixed-fee solicitations and contracts (EXCEPT for facilities or construction)

***[no; see 16.201]***

216-9 Fixed Fee-Construction 3/97 16.307(c) I BR C Include in solicitations and contracts when a cost-plus-fixed-fee construction contract is contemplated ***[no; see 16.201]***

216-10 Incentive Fee 3/97 16.307(d) I BR C Include in solicitations and contracts when a cost-plus-incentive-fee contract (other than a facilities contract) is contemplated ***[no; see 16.201]***

216-11 Cost Contract--No Fee 4/84 16.307(e)(1) I BR C Include in cost-reimbursement solicitations and contracts that provide no fee and are not cost-sharing ***[no; see 16.201]***

216-11 Cost Contract--No Fee - 4/84 16.307(e)(2) I BR C Include in solicitations and contracts if a cost-reimbursement R&D contract with an educational

Alternate I institution or a non-profit organization that provides no fee or other payment above cost and is not a cost-sharing contract is contemplated and the CO determines that withholding a portion of allowable costs is not required ***[no; see 16.201]***

216-12 Cost-Sharing Contract - 4/84 16.307(f)(1) I BR C Include in cost-sharing solicitations and contracts ***[no; see***

No Fee ***16.201]***

216-12 Cost-Sharing Contract - 4/84 16.307(f)(2) I BR C Include in cost-sharing R&D solicitations and contracts with educational institutions or a non-

No Fee - Alternate I profit organization where the CO has determined that withholding a portion of allowable cost is not required ***[no; see 16.201]***

216-13 Reserved

216-14 Reserved

216-15 Predetermined Indirect 4/98 16.307(g) I BR C Include in solicitations and contracts when a cost-reimbursement R&D contract with an

Cost Rates educational institution is contemplated and pre-determined indirect cost rates are to be used. CLAUSE NEEDS TO BE MODIFIED IF FOR FACILITIES. ***[no; see 16.201]***

216-16 Incentive Price Revision 10/97 16.406(a) I FT\* C Include in solicitations and contracts when a FP incentive (firm target) contract is

Firm Targetcontemplated ***[no; see 16.201]***

216-16 Incentive Price Revision 4/84 16.406(a) I FT\* C Use as above when the contract calls for supplies or services to be ordered under a provisioning

Firm Target - Alternate I document or Government option & the prices are to be subject to the incentive price revision

***[no; see 16.201]***

216-17 Incentive Price Revision 10/97 16.406(b) I FT\* C Include in solicitations and contracts when a FP incentive (successive target) contract is

Successive Targets contemplated ***[no; see 16.201]***

216-17 Incentive Price Revision 4/84 16.406(b) I FT\* C Use as above when the contract calls for supplies or services to be ordered under a provisioning

Successive Targets - document or Government option and the prices are to be subject to the incentive price revision

Alternate I ***[no; see 16.201]***

216-18 Ordering 10/95 16.506(a) I FT\* C Include in solicitations and contracts when a definite-quantity, requirements or an indefinite quantity contract is contemplated ***[yes; CC]***

216-19 Order Limitations 10/95 16.506(b) I FT\* C Include in solicitations and contracts when a definite-quantity, requirements or an indefinite

quantity contract is contemplated ***[yes; CC]***

216-20 Definite Quantity 10/95 16.506(c) I FT\* C Include in solicitations and contracts when a definite-quantity contract is contemplated ***[yes; CC]***

216-21 Requirements 10/95 16.506(d)(1) I FT\* C Include in solicitations and contracts when a requirements contract is contemplated ***[yes; CC]***

216-21 Requirements - 4/84 16.506(d)(2) I FT\* C Include in solicitations and contracts when a requirements contract is contemplated and is for

Alternate I nonpersonal services and related supplies and covers estimated requirements that exceed a specific Government activity's internal capability to produce or perform ***[yes; CC]***

216-21 Requirements - 4/84 16.506(d)(3) I FT\* C Include in solicitations and contracts when a requirements contract is contemplated and includes

Alternate II Government use and resale in the same schedule, and similar products may be acquired on a brand-name basis ***[yes; CC]***

216-21 Requirements - 10/95 16.506(d)(4) I FT\* C Include in solicitations and contracts when a requirements contract is contemplated that

Alternate III involves a partial small business or labor surplus area set-aside ***[yes; CC]***

216-21 Requirements - 10/95 16.506(d)(5) I FT\* C Include in solicitations and contracts when a requirement contract is contemplated that includes

Alternate IV subsistence for both Government use and resale in the same schedule, and similar products may be acquired on a brand-name basis and involves a partial small business or labor surplus area set-aside ***[yes; CC]***

216-22 Indefinite Quantity 10/95 16.506(e) I FT\* C Include in solicitations and contracts when an indefinite-quantity contract is contemplated ***[yes; CC]***

216-23 Execution and Commence- 4/84 16.603-4(b)(1) I FT\* C Include in solicitations and contracts when a letter contract is contemplated. (May be omitted

ment of Work from letter contracts awarded on SF-26) ***[no]***

216-24 Limitation of Government 4/84 16.603-4(b)(2) I FT\* C Include in solicitations and contracts when a letter contract is contemplated with dollar

Liability amounts completed in a manner consistent with 16.603-2(d). (Maximum liability of the Government equal the estimated amount necessary to cover the contractors requirements for funds before definitization but not more than 50% of the estimated cost unless approved by the official authorizing the letter contract.) ***[no]***

216-25 Contract Definitization 10/97 16.603-4(b)(3) I FT\* C Include in solicitations and contracts when a letter contract is contemplated with its paragraph (b) completed in accordance with 16.603-2(c) (definitization schedule) ***[no]***

216-25 Contract Definitization - 4/84 16.603-4(b)(3) I FT\* C Include in solicitations and contracts when a letter contract is awarded on the basis of price

Alternate I competition ***[no]***

216-26 Payments of Allowable 12/02 16.603-4(c) I BR C Include in solicitations and contracts if a cost-reimbursement definitive contract is

Costs before Definitization contemplated unless acquisition involves conversion, alteration or repair of ships ***[no]***

217-2 Cancellation Under 10/97 17.109(a) I BR C Include in solicitations and contracts when a multi-year contract is contemplated ***[no]***

Multi-Year Contracts

217-6 Option for Increased 3/89 17.208(d) I FT\* C Include in solicitations and contracts for other than services, when the inclusion of an option

Quantity is appropriate & the option quantity is expressed as a percentage of the basic contract quantity or as an additional quantity of a specific line item ***[yes; CC]***

217-7 Option for Increased 3/89 17.208(e) I FT\* C Include in solicitations and contracts for other than services, when the inclusion of an option

Quantity--Separately Priced is appropriate and the option quantity is identified as a separately priced line item having the

Line Item same nomenclature as a corresponding basic contract line item ***[no; use 52.217-6 and tailor if necessary]***

217-8 Option to Extend Services 11/99 17.208(f) I FT\* C Include in solicitations and contracts for services when the inclusion of an option is appropriate***[yes; CC]***

217-9 Option to Extend the Term 3/00 17.208(g) I FT\* C Include in solicitations and contracts for services when the inclusion of an option is

of the Contract appropriate and it is necessary to require a preliminary written notice of intent to exercise the option by the Government, when the contract will contain a stipulation that an extension of the contract includes an extension of the option and/or a specified limit on the total duration of the contract. ***[yes; CC]***

219-3 Notice of Total HUBZone 1/99 19.1308(a) I BR C Include in solicitations and contracts that are set-aside for HUBZone small business

Set-Aside concerns **[yes,S] [covered by 52.212-5(b)(2) must be checked to be effective]**

219-4 Notice of Price Evaluation 7/05 19.1308(b) I BR C Include in solicitations and contracts for acquisitions conducted using full and open

Preference for HUBZone competition **[yes, S] [covered by 52.212-5(b)(3) must be checked to be effective]**

Small Business Concerns

219-5 Very Small Business 6/03 19.905(b) I BR\* C Include when the acquisition is processed under simplified

Set-Aside - acquisition procedures, and the total amount of the contract does not exceed $25,000.

Alternate II **[covered by 52.212-5(b)(4)(iii) must be checked to be effective]**

219-6 Notice of Total Small 6/03 19.508(c) I BR C Include in solicitations and contracts involving a total small business set-aside ***[yes; S]***

Business Set-Aside

219-6 Notice of Total Small 10/95 19.508(c) I BR C Same as basic clause EXCEPT acquisition is for a product in a class for which the SBA has waived

Business Set-Aside - the nonmanufacturer rule (see 19.102(f)(4) and (5)). **[yes; S]**

Alternate I

219-6 Notice of Total Small 03/04 19.508(c) I BR C Same as basic clause and use Alternate II when including FPI in the competition in

Business Set-Aside - accordance with 19.504. **[yes; S]**

Alternate II

219-7 Notice of Partial Small 6/03 19.508(d) I BR C Include in solicitations and contracts involving a partial small business set aside ***[yes; S]***

Business Set-Aside

219-7 Notice of Partial Small 10/95 19.508(d) I BR C Same as basic clause EXCEPT acquisition is for a product in a class for which the SBA has waived

Business Set-Aside - the nonmanufacturer rule **[yes; S]**

Alternate I

219-7 Notice of Partial Small 03/04 19.508(d) I BR C Same as basic clause and use Alternate II when including FPI in the competition in accordance

Business Set-Aside - with 19.504. **[yes; S]**

Alternate II

219-8 Utilization of Small 5/04 19.708(a) I BR C Include in solicitations and contracts when contract amount is expected to be over the

Business Concerns simplified acquisition threshold UNLESS a personal services contract is contemplated or the contract and all subcontracts are to be performed entirely outside of any state, territory or

possession of the US, DC, and the Commonwealth of Puerto Rico ***[no; covered by 52.212-5; must be checked to be effective]***

219-9 Small Business 4/08 19.708(b) I BR C Include in solicitations and contracts when contracting by negotiation, there are subcontracting

Subcontracting Plan opportunities, 52.219-8 is incorporated, the estimated cost >$550,000 ;($1M for construction of

any public facility), and acquisition is not set-aside for small business or 8(a) ***[no; covered***

***by 52.212-5; must be checked to be effective]***

219-9 Small Business 10/01 19.708(b)(1) I BR C Same as basic clause EXCEPT when contracting by sealed bidding ***[no; covered by 52.212-5;***

Subcontracting Plan -  ***must be checked to be effective.***219-9]

Alternate I

219-9 Small Business 10/01 19.708(b)(1) I BR C Same as basic clause and subcontracting plans are required with initial proposals as provided

Subcontracting Plan - for in 19.705-2(d) ***[no; covered by 52.212-5; must be checked to be effective]***

Alternate II

219-10 Incentive Subcontracting 10/01 19.708(c)(1) I FT\* C May be used when contracting by negotiation, when a subcontracting plan is required and

Program inclusion of a monetary incentive is necessary to increase subcontracting opportunities for

small business, veteran-owned small business, HUBZone small business, and women-owned small business and is commensurate with the efficient and economical performance of the contract. Do not include in cost-plus-award-fee contracts where small and small disadvantaged business subcontracting is one of the factors to be considered in determining the award fee ***[no]***

219-11 Special 8(a) Contract 2/90 19.809-2(a) I FT\* C Include in contracts between the agency and SBA utilizing 8(a) contracting procedures ***[yes; S]***

Conditions

219-12 Special 8(a) Subcontract 2/90 19.809-2(b) I FT\* C Include in contracts between the SBA and its 8(a) contractor when utilizing 8(a) contracting

Conditions procedures ***[yes; S]***

219-14 Limitations on Sub- 12/96 19.508(e) I BR C Include in solicitations and contracts, for supplies, services and construction, if any portion

contracting of the requirement is to be set aside for small business and the contract amount is expected to exceed $100,000 [***no; covered by 52.212-5; must be checked to be effective]***

219-16 Liquidated Damages-- 1/99 19.708(b)(2) I BR C Include in solicitations and contracts containing 52.219-9 or 52.219-9 Alternate I ***[yes; S]***

Subcontracting Plan

219-17 Section 8(a) Award 12/96 19.811-3(c) I FT\* C Include in competitive solicitations and contracts when the acquisition is accomplished using competitive 8(a) set-aside procedures and in sole-source awards which utilize a single contract document for both the prime contract between the agency and the SBA and its 8(a) contractor

***[yes; S]***

219-18 Notification of Competition 6/03 19.811-3(d) I FT\* C Include in solicitations and contracts when the acquisition is accomplished using competitive

Limited to Eligible 8(a) 8(a) set-aside procedures ***[yes; S]***

Concerns

219-18 Notification of Competition 11/89 19.811-3(d) I FT\* C Include if the competition is to be limited to 8(a) concerns within one or more specific SBA

Limited to Eligible 8(a) regions or districts ***[yes; S]***

Concerns - Alternate I

219-18 Notification of Competition 12/96 19.811-3(d) I FT\* C Include when the acquisition is for a product in a class for which the SBA has waived

Limited to Eligible 8(a) the nonmanufacturer rule ***[yes; S]***

Concerns - Alternate II

219-23 Notice of Price Evaluation 7/05 19.1104 I BR C Include in solicitations and contracts when acquisition is (1) greater than the SAT, (2) is not

Adjustment for Small 8(a) or (3) a small business set-aside **[No; covered by 52.212-5 must be checked**

Disadvantaged Business Concerns **to be effective]**

219-23 Notice of Price Evaluation 6/03 19.1104 I BR C Same as above and use the Alternate I when CO determines there are no small

Adjustment for Small disadvantaged business manufacturers that can meet the requirements of the solicitation.

Disadvantaged Business **[No; covered by 52.212-5 must be checked to be effective]**

Concerns - Alternate I

219-23 Notice of Price Evaluation 9/05 19.1104 I BR C Same as above and use the Alternate II when a price evaluation adjustment is authorized on a

Adjustment for Small regional basis.

Disadvantaged Business

Concerns - Alternate II

219-25 Small Disadvantaged 4/08 19.1204(b) I BR C Insert the clause in solicitations and contracts that consider the extent of participation

Business Participation of SDB concerns in performance of the contract **[No; covered by 52.212-5 must be checked to be**

Program-Disadvantaged **effective)**

Status and Reporting

219-26 Small Disadvantaged 10/00 19.1204(c) I BR\* C The contracting officer may, when contracting by negotiation, insert in solicitations and Business Participation contracts containing the clause at 52.219-25 and a clause substantially the same as 52.219-26

Program-Incentive **[No; covered by 52.212-5 must be checked to be effective]**

Subcontracting

219-27 Notice of Total Service- 5/04 19.1407 I BR C Include in solicitations and contracts for acquisitions if the set-aside procedures

Disabled Veterans-Owned in 19.405 and 19.406 are used.

Small Business Set Aside

219-28 Post-Award Small Business 6/07 19.308(d) I FT Include in solicitations and contracts exceeding the micropurchase threshold when the contract

Program Rerepresentation will be performed in the U.S. or its outlying areas

222-1 Notice to the Government 2/97 22.103-5(a) I BR C Include in solicitations and contracts that involve programs or requirements that the head of

of Labor Disputes the contracting activity has designated it necessary for contractors to notify the Government of actual or potential labor disputes that are delaying or threaten to delay timely contract performance ***[no]***

222-2 Payment for Overtime 7/90 22.103-5(b) I FT\* C Include in solicitations and contracts when a CR contract >$100,000 is contemplated unless a CR

Premiums contract for operation of vessels is contemplated or a CPIF contract that will provide a swing from the target fee of at least plus or minus 3% and a contractor's share of at least 10% is contemplated ***[no]***

222-3 Convict Labor 6/03 22.202 I BR C Include in solicitations and contracts above the micropurchase threshold to be performed in the US, Puerto Rico, the Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariannas Islands or the Trust Territory of the Pacific Islands unless subject to the Walsh-Healey Public Contracts Act, purchase is to be made from the Federal Prisons Industries, Inc., or acquisition involves open market purchases of finished supplies from any State prison ***[no; covered by 52.212-5]***

222-4 Contract Work Hours and 7/05 22.305 I BR C Include in solicitations and contracts that exceed the simplified acquisition threshold when the

Safety Standards Act- contract may involve the employment of laborers or mechanics. Shall not be included in

Overtime Compensation construction contracts <$2,000, non-construction contracts <$2,500, contracts for supplies, materials, or articles ordinarily available on the open market, contracts for transportation by land, air or water or for the transmission of intelligence, contracts to be performed solely within a foreign country, contracts requiring work to be done solely in accordance with the Walsh-Healey Public Contracts Act, contracts for supplies in connection with which any required services are merely incidental to the contract and do not require substantial employment of laborers or mechanics or any other contracts exempted by the Secretary, Dept. of Labor, or contracts for commercial items

***[no; see 12.503(b)(2) and 52.212-4(r)]***

222-5 Davis-Bacon Act – Secondary 7/05 22.407(h) I BR C Include in solicitations in excess of $2,000 for construction within the U.S.

Site of Work

222-6 Davis Bacon Act 7/05 22.407(a) I BR C Include in solicitations and contracts in excess of $2,000 for construction within the US ***[yes; CO]***

222-7 Withholding of Funds 2/88 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

222-8 Payrolls and Basic Records 2/88 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

222-9 Apprentices and Trainees 7/05 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

222-10 Compliance with Copeland 2/88 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

Act Requirements

222-11 Subcontracts (Labor 7/05 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

Standards)

222-12 Contract Termination - 2/88 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

Debarment

222-13 Compliance with Davis- 2/88 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

Bacon and Related Act

Regulations

222-14 Disputes Concerning Labor 2/88 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

Standards

222-15 Certification of Eligi- 2/88 22.407(a) I BR C Same as 52.222-6 ***[yes; CO]***

bility

222-16 Approval of Wage Rates 2/88 22.407(b) I BR C Include in solicitations and contracts in excess of $2,000 for CR construction to be performed within the US, EXCEPT for contracts with a state or political subdivision thereof ***[yes; CO]***

222-17 Reserved

222-19 Child Labor-Cooperation 02/08 22.1505(b) I BR C Include in solicitations and contracts for the acquisition of supplies that are expected to

with Authorities and exceed the micro-purchase thresholds **[no; covered by 52.212.5(b)(16) must be checked to be**

Remedies **effective]**

222-20 Walsh-Healey Public 12/96 22.610 I BR C Include in solicitations and contracts for the manufacture or furnishing of supplies that are

Contracts Act to be performed within the US, Puerto Rico, or the Virgin Islands and which >$10,000 (see 22.604 and 22.605 for detailed explanations of exemptions) ***[no; see 12.503(a)(1)]***

222-21 Prohibition of 2/99 22.810(a)(1) I BR C Include in solicitations when a contract is contemplated that will include 52.222-26 ***[no;***  Segregated Facilities ***covered by 52-212-5;* [No; covered by 52.212-5 must be checked to be effective]**

222-26 Equal Opportunity 03/07 22.810(e) I BR C Include in solicitations and contracts UNLESS all the terms of the clause are exempt from the requirements of EO 11246 (Exemptions: when determined by the HCA exemption is necessary for national security or when Director, OFCCP, DOL, exempts a particular contract) ***[no; covered by 52.212-5; must be checked to be effective]***

222-26 Equal Opportunity - 2/99 22.810(e) I FT\* C Same as above EXCEPT one or more, but not all, of the terms of the basic clause are exempt

Alternate I from the requirements of EO 11246 ***[no; covered by 52.212-5; must be checked to be effective]***

222-27 Affirmative Action 2/99 22.810(f) I BR C Include in solicitations and contracts for construction that will include 52.222-26 and the

Compliance Requirements contract amount is expected to exceed $10,000 ***[yes; CO]***

For Construction

222-29 Notification of Visa 6/03 22.810(g) I BR C Include in solicitations and contracts that will include 52.222-26 if the contractor is required

Denial to perform in or on behalf of a foreign country ***[no]***

222-30 Davis-Bacon Act-Price 12/01 22.407(e) I BR C Insert in solicitations and contracts if the contract is expected to be a fixed-price

Adjustment (None or contract or a cost-reimbursable contract subject to the Davis-Bacon Act that will contain

Separately Specified option provisions by which the contracting officer may extend the term of the contract.

Method) **[no]**

222-31 Davis-Bacon Act-Price 12/01 22.407(f) I BR C Insert in solicitations and contracts if the contract is expected to be a fixed-price contract

Adjustment (Percentage Method) subject to the Davis-Bacon Act that will contain option provisions by which the contracting officer may extend the term of the contract, and the contracting officer determines the most appropriate contract price adjustment method is the method at 22.404-12(3). **[no]**

222-32 Davis-Bacon Act-Price 12/01 22.407(g) I BR C Insert in solicitations and contracts if the contract is expected to be a fixed-price contract

Adjustment (Actual Method) subject to the Davis-Bacon Act that will contain option provisions by which the contracting officer may extend the term of the contract, and the contracting officer determines the most appropriate method to establish contract price is the method at 22.404-12(4). **[no]**

222-35 Equal Opportunity for 09/06 22.1310(a)(1) I BR C Include in solicitations and contracts when the contract is >$100,000 EXCEPT when work is

Special Disabled Veterans, performed outside the US by employees recruited outside the US; or the Deputy Assistant

Veterans of the Vietnam Era, Secretary of Labor has waived, in accordance with 22.105(a) or the head of the agency has waived, in accordance with 22.1305(b) all of the terms of the clause. ***[no; covered by***

***52.212-5; must be checked to be effective]***

222-35 Affirmative Action for 12/01 22.1308(a)(2) I FT\* C Same as basic clause EXCEPT agency head waives one or more, but not all, terms of the clause

Special Disabled and ***[no; covered by 52.212-5; must be checked to be effective]***

Vietnam Era Veterans -

Alternate I

222-36 Affirmative Action for 6/98 22.1408(a) I BR C Include in solicitations and contracts that exceed $10,000 EXCEPT when work is performed outside

Workers with Disabilities the US by employees recruited outside the US or the agency head waives all terms of the clause ***[no; covered by 52.212-5; must be checked to be effective]***

222-36 Affirmative Action for 6/98 22.1408(b) I FT\* C Same as basic clause except agency head waives one or more, but not all, terms of the clause

Workers with Disabilities ***[no; covered by 52.212-5; must be checked to be effective]***

Alternate I

222-37 Employment Reports on 09/06 22.1310(b) I BR C Include in solicitations and contracts containing 52.222-35 ***[no; covered by 52.212-5; must***

Special Disabled Veterans, ***be checked to be effective]***

Vietnam Era, other Eligible

Veterans'

222-39 Notification of Employee 12/04 22.1605 I FT C Include in all solicitations and contracts exceeding the Simplified Acquisition Threshold ; Concerning Payment of IDIQ contracts, only if value of orders in any calendar year is expected to meet or exceed the Union Dues or Fees Simplified Acquisition Threshold) unless an exemption by the Secretary, DOL, has been granted

222-41 Service Contract Act of 11/07 22.1006(a) I BR C Include in solicitations and contracts subject to the Act and >$2,500 ***[no; covered by***

1965, As amended ***52.212-5; must be checked to be effective]***

222-42 Statement of Equivalent 5/89 22.1006(b) I FT\* C Include in solicitations and contracts subject to the ACT and >$2,500 ***[no; covered by***

Rates for Federal Hires ***52.212-5; must be checked to be effective]***

222-43 Fair Labor Standards Act 11/06 22.1006(c)(1) I BR C Include in FP solicitations and contracts that exceed the simplified acquisition threshold, are

and Service Contract Act-- multi-year or contain options and includes 52.222-41 ***[no; covered by 52.212-5; must be***

Price Adjustment (Multiple ***checked to be effective]***

Year and Option Contracts)

222-44 Fair Labor Standards Act 2/02 22.1006(c)(2) I BR C Include in solicitations and contracts if the contract is expected to be a FP service contract

and Service Contract Act-- containing 52.222-41, exceeds the simplified acquisition threshold, and is not a multiple year

Price Adjustment contract or is not a contract with options to renew ***[no; covered by 52.212-5; must be checked to be effective]***

222-47 RESERVED

222-49 Service Contract Act-- 5/89 22.1006(f) & I FT\* C Include in solicitations and contracts when there may be offerors interested in performing in

Place of Performance unidentified places or areas ***[yes; consistent with agency policy]***

Unknown

222-50 Combating Trafficking in 08/07 22.1705(a) I BR C Include in all solicitations and contracts

Persons

222-50 Combating Trafficking in 08/07 22.1705(b) I BR C Include in all solicitations and contracts when the contract will be performed outside the

Persons – Alternate I U.S. and the CO has been notified of specific US directives or notices regarding combating

trafficking in persons (such as general orders or military listings of “off-limits” local establishments) that apply to contractor employees at the contract place of performance

222-51 Exemption from Application 11/07 22.1006(e)(2) I BR C Include in solicitations that include the provision at 52.222-48 and in resulting contracts in

Of the Service Contract Act which the contracting officer has determined in accordance with 22.1003©(3), that the Service

To Contracts for Maintenance Contract Act does not apply

Calibration, or Repair of

Certain Equipment –

Requirements

222-53 Exemption from Application 11/07 22.1006(e)(4) I BR C Include in solicitations that include 52.222-52 and resulting contracts in which the Contracting

Of the Service Contract Act Officer has determined, in accordance with 22.1003-4(d)(3), that the Service Contract Act does

For Certain Services -- not apply

Requirements

223-2 Affirmative Procurement 12/07 23.406(b) I BR C Include in solicitations and contracts for services or construction unless the contract will not

Of Biobased Products Under involve the use of USDA-designated items at <http://www.usda.gov/biopreferred> or 7 CFR Part 2902

Service and Construction

Contracts

223-3 Hazardous Material Iden- 1/97 23.303(a) I BR C Include if the delivery of hazardous materials will be required ***[yes; S]***

tification and Material

Safety Data

223-3 Hazardous Material Iden- 7/95 23.303(b) I BR C Include if the delivery of hazardous materials will be required and if contract is awarded by an

tification and Material agency other than DOD ***[yes; S]***

Safety Data - Alternate I

223-5 Pollution Prevention and 8/03 23.1005 I BR C Include in solicitations and contracts that provide for performance, in whole or in part, on a

Right-to-Know Information Federal facility **[no]**

223-5 Pollution Prevention and 8/03 23.1005(b) I BR C Same as above and use Alternate I if the contractor provides for contractor operation or

Right-to-Know Information - maintenance of a Federal facility at which the agency has implemented or plans to implement

Alternate I an environmental management system (EMS), or for contractor activities and operations to be performed at a Government-operated Federal facility that has implemented or plans to implement an EMS, and that the Agency has determined are covered within the EMS **[no]**

223-5 Pollution Prevention and 8/03 23.1005(c) I BR C Same as above and use Alternate II if the contract provides for contractor activities on a

Right-to-Know Information - Federal facility; and the agency has determined that the contractor activities should be

Alternate II included within the facility compliance audit (FCA) or an environmental management system

audit. **[no]**

223-6 Drug-Free Workplace 5/01 23.505 I BR C Include in solicitations and contracts that provide for performance, in whole or in part, on a

Federal facility that exceed the simplified acquisition threshold and in purchase orders of any

Value with individuals **[no]**

223-7 Notice of Radioactive 1/97 23.602 I FT C Include in solicitations and contracts supplies which are or which include radioactive materials

Materials ***[yes; S]***

223-9 Estimate of 5/08 23.406(d) I FT C Include in solicitations and contracts exceeding the simplified acquisition threshold that are Percentage of Recovered for, or specify the use of, an EPA designated item. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. **[No;**

**Material Content for EPA covered by 52.212-5 must be checked to be effective]**

Designated Items

223-9 Estimate of 5/08 23.406(d) I FT C Include in solicitations and contracts exceeding the simplified acquisition threshold that Percentage of Recovered includes 52.223-4 and if technical personnel advise that estimates can be verified.

Material Content for EPA **[No; covered by 52.212-5 must be checked to be effective]**

Designated Items - Alternate I

223-10 Waste Reduction Program 8/00 23.706(a) I BR C Include in solicitations and contracts for contractor operation of Government-owned or leased facilities and all solicitations and contracts for supports services at government owned or operated facilities ***[no]***

223-11 Ozone-Depleting Substances 5/01 23.804(a) I FT C Include in solicitations and contracts (except for contracts to be performed outside the US, its territories and Puerto Rico) for ozone-depleting substances or for supplies manufactured with ozone-depleting substances ***[yes; S]***

223-12 Refrigeration Equipment 5/95 23.804(b) I BR C Include in solicitations and contracts (except for contracts to be performed outside the US,

and Air Conditioners its territories and Puerto Rico) for services when the contract includes the maintenance,

repair, or disposal of any equipment or appliance using class I or class II ozone-depleting substances as a refrigerant, such as air conditioners, including motor vehicle, refrigerators, chillers, or freezers***[no]***

223-14 Toxic Chemical Release 8/03 23.906(b) I BR C Include in solicitations and contracts containing 52.223-13 (when appropriate, add as a

Reporting deliverable in Section F) ***[no]***

223-15 Energy Efficiency in Energy 12/07 23.206 I BR C Include in solicitations and contracts when energy-consuming products listed in the ENERGY STAR

Consuming Products Program or FEMP will be delivered; acquired by the contractor for use in performing services at a

Federally-controlled facility; furnished by the contractor for use by the Government; or specified in the design of a building or work, or incorporated during its construction, renovation, or maintenance, unless an exemption is granted in accordance with @#.204 by the head of the agency

223-16 IEEE 1680 Standard for the 12/07 23.706(b)(1) I BR C Include in all solicitations and contracts for personal computer products, services that require

Environmental Assessment furnishing of personal computer products for use by the Government; or contractor operation of

Of Personal Computer of Government-owned facilities unless a waiver granted in accordance with 23.705(c) has been

Products granted (NOTE: No agency procedures for such waiver has yet been developed)

223-16 IEEE 1680 Standard for the 12/07 23.706(b)(2) I BR C Include with the basic clause when there are sufficient EPEAT Silver registered products available

Environmental Assessment to meet agency needs

Of Personal Computer

Products – Alternate I

223-17 Affirmative Procurement of 5/08 23.406(e) I BR C Include in service and construction solicitations and contracts unless the contract will not

EPA Designated Items in involve the use of EPA-designated items

Service and Construction

Contracts

224-1 Privacy Act Notification 4/84 24.104 I BR C Include in solicitations and contracts when the design, development, or operation of a system of records on individuals is required to accomplish an agency function ***[yes; S]***

224-2 Privacy Act 4/84 24.104 I BR C Same as 52.224-1 ***[yes; S]***

225-1 Buy American Act - 6/03 25.1101(a)(1) I BR C Include in solicitations and contracts with a value exceeding $2,500 but not exceeding $25,000,

Supplies if none of the clauses prescribed in paragraphs (b) and (c) of 25.1101 apply ***[no; covered by***

***52.212-5 must be checked to be effective]***

225-3 Buy American Act - Free 08/07 25.1101(b)(1)(i) I BR C Include in solicitations and contracts for supplies, or services involving the furnishing of Trade Agreements - supplies, for use within the U. S. and the acquisition value is $25,000 or more, but less

Israeli Trade Act than $194,000; the acquisition is not for information technology that is a commercial item and

No exception in FAR 25,401 applies **[no]**

225-3 Buy American Act - Free 01/05 25.1101(b)(1)(ii) I BR C Same as above except use when acquisition value exceeds $25,000 but is less than $50,000.

Trade Agreements - **[no]**

Israeli Trade Act -

Alternate I

225-3 Buy American Act - Free 01/04 25.1101(b)(1)(iii)I BR C Same as above except use when acquisition value is $50,000 or more but less then $67,826 .

Trade Agreements - **[no]**

Israeli Trade Act -

Alternate II

225-5 Trade Agreements 11/07 25.1101(c)(1) I BR C Include in solicitation and contracts valued at $194,000 or more, if the Trade Agreements Act

applies and the agency has determined that the restrictions of the Buy American act or Balance of Payments Program are not applicable to U.S.-made end products. **[no; covered by 212-5 must be checked to be effective]**

225-7 Waiver of Buy American 2/00 25.1101(d) I BR P Include in solicitations for civil aircraft and related articles if the value is <$194,000.

Act for Civil Aircraft **[no]**

And Related Articles

225-8 Duty-Free Entry 2/00 25.1101(e) I BR C Include in solicitations and contracts for supplies that may be imported into the U.S. and for

which duty-free entry may be obtained in accordance with 25.903(a), if the value of the acquisition exceeds $100,000 or is $100,000 or less , but the savings is more than the administrative cost of waiving the duty. **[no]**

225-9 Buy American Act - 01/05 25.1102(a) I FT C Include in solicitations and contracts for construction performed in the United States and

Construction valued at less than $7,443,000. **[no]**

Materials

225-11 Buy American Act - 08/07 25.1102(c) I FT C Include in solicitations and contracts for construction valued at $7,443,000 or more.

Construction Materials **[no]**

under Trade Agreements

225-11 Buy American Act - 08/07 25.1102(c)(3) I FT C Include in solicitations and contracts for construction valued at $7,443,000 or more but

Construction Materials less than $8,817,449 **[no]**

under Trade Agreements -

Alternate I

225-13 Restrictions on Certain 06/08 25.1103(a) I BR C Include in solicitations and contracts with a value exceeding $2,500

Foreign Purchases ***[no; covered by 52.212-5 must be checked to be effective]***

225-14 Inconsistency Between 2/00 25.1103(b) I BR C Include whenever translation into a foreign language is anticipated ***[yes; CO]***

English Version and

Translation of Contract

225-15 Reserved

225-16 Reserved

225-19 Contractor Personnel in a 03/08 25.301-4 I BR C Include in solicitations and contracts, other than personal services contracts with

Designated Operational Area an individual, that will require contractor personnel to perform outside the U. S.

Or Supporting a Diplomatic in a designated operational area during contingency operations, humanitarian or

Or Consular Million outside other military operations or military exercises, when designated by the combatant

The United States commander or when supporting a diplomatic or consular mission that has been designated by the Department of State as a danger pay post or that the CO determines is a post at which application of the clause is appropriate

226-1 Utilization of Indian 6/00 26.104 I BR C May be included in solicitations and contracts if in the opinion of the Contracting

Organizations and Indian- Officer, subcontracting possibilities exist for Indian organizations or Indian-owned economic

Owned Economic Enterprises enterprises and funds are available for any increased costs as described in paragraph (c)(2) of the clause ***[no]***

226-4 Notice of Disaster or 11/07 26.205(b) I BR C Include in solicitations and contracts involving local area set-asides

Emergency Area Set-aside

226-5 Restrictions on 11/07 26.205(c) I BR C Include in all solicitations and contracts involving local area set-asides

Subcontracting Outside

Disaster or Emergency

Area

227-1 Authorization and Consent 12/07 7.201-2(a)(1) I BR C Include in solicitations and contracts except when using simplified acquisition procedures or when performance and delivery are outside the US, its possessions, and Puerto Rico. May be used with simplified acquisition procedures. ***[no]***

227-1 Authorization and 4/84 27.201-2(a)(2) I BR C Same as basic clause EXCEPT use when contracting for R&D ***[no]***

Consent - Alternate I

227-1 Authorization and 4/84 27-201-2(a)(3) I BR C Use if the solicitation and contract is for communication services with a common carrier and the

Consent - Alternate II services are unregulated & not priced by a tariff schedule ***[no]***

227-2 Notice and Assistance 12/07 27.202-2(b) I BR C Include in solicitations and contracts except when using simplified acquisition procedures or

Regarding Patent and when performance and delivery are outside the US, its possessions, and Puerto Rico ***[no]***

Copyright Infringement

227-3 Patent Indemnity 4/84 27-201-2(c)(1) I BR C See FAR citations for appropriate instructions ***[no; covered by 52.212-4(h)]***

227-3 Patent Indemnity 4/84 27.201-2(c)(2) I FT\* C See basic clause ***[no; covered by 52.212-4(h)]***

Alternate I

227-3 Patent Indemnity 4/84 27.201-2(c)(2) I FT\* C See basic clause ***[no; covered by 52.212-4(h)]***

Alternate II

227-3 Patent Indemnity 7/95 27.201-2(c)(3) I BR C See basic clause ***[no; covered by 52.212-4(h)]***

Alternate III

227-4 Patent Indemnity-- 12/07 27.201-2(d)(1) I BR C Include in solicitations and contracts for construction or FP dismantling, demolition or

Construction Contracts removal of improvements ***[no]***

227-4 Patent Indemnity-- 12/07 27.201-2(d)(2) I FT\* C Same as basic clause when CO determines that some items should be excluded ***[no]***

Construction Contracts--

Alternate I

227-5 Waiver of Indemnity 4/84 27.201-2(e) I FT\* C Include in solicitations and contracts where certain patents have been exempted from the indemnity clause by the CO with approval of the agency head ***[no]***

227-9 Refund of Royalties 4/84 27.205(c) I BR C Include in negotiated FP contracts and solicitations contemplating such contracts if the CO determines that circumstances make it questionable whether or not substantial amounts of royalties will have to be paid by the contractor or a subcontractor at any tier ***[no]***

227-10 Filing of Patent 12/07 27.203-2 I BR C Include in all solicitations and contracts where the nature or the subject matter is classified Applications--Classified **[no]**

Subject Matter

227-11 Patent Rights-Ownership by 12/07 27.303(b)(1) I BR C See 27.303(b)(1) ***[no]***

by the Contractor

227-11 Patent Rights-Ownership 6/89 27.303(b)(3) I FT\* C See 27.303(b)(3) ***[no]***

by the Contractor

Alternate I

227-11 Patent Rights - Ownership 12/07 27.303(b)(4) I FT\* C See 27.303(b)(4) **[no]**

by the Contractor

Alternate II

227-11 Patent Rights - Ownership 6/89 27.303(b)(5) I FT\* C See 27.303(b)(5) **[no]**

by the Contractor

Alternate III

227-11 Patent Rights - Ownership 6/89 27.303(b)(6) I FT\* C See 27.303(b)(6) **[no]**

by the Contractor

Alternate IV

227-11 Patent Rights – Ownership 12/07 27.303(b)(7) I FT\* C See 27.303(b)(7) [no]

by the Contractor

Alternate V

227-12 Reserved

227-13 Patent Rights - Ownership 12/07 27.303(e) I BR C See 27.303(e) ***[no]***

by the Government

227-13 Patent Rights - Ownership 6/89 27.303(e)(4) I FT\* C See 27.303(e)(4) ***[no]***

Government -

Alternate I

227-13 Patent Rights – Ownership 12/07 27.303(e)(5) I FT\* C See 27.303(e)(5)

by the Government -

Alternate II

227-14 Rights in Data - General 12/07 27.409(b)(1) I BR C Include in solicitations and contracts if data will be produced, furnished, or acquired under the contract ***[no]***

227-14 Rights in Data - General 12/07 27.409(b)(2) I BR C See FAR 27.409(b)(2) ***[no]***

Alternate I

227-14 Rights in Data - General 12/07 27.409(b)(3) I BR C See FAR 27.409(b)(3) ***[no]***

Alternate II

227-14 Rights in Data - General 12/07 27.409(b)(4) I BR C See FAR 27.409(b)(4) ***[no]***

Alternate III

227-14 Rights in Data - General 12/07 27.409(b)(5) I BR C See FAR 27.409(b)(5) ***[no]***

Alternate IV

227-14 Rights in Data - General 12/07 27.409(b)(6) I BR C See FAR 27.409(b)(6) ***[no]***

Alternate V

227-16 Additional Data 6/87 27.409(d) I BR C Use in solicitations and contracts involving experimental, developmental, research,

Requirements or demonstration work UNLESS all the requirements for data are believed to be known at the time of contracting and are specified in the contract ***[no]***

227-17 Rights in Data - Special 12/07 27.409(e) I BR C Use in solicitations and contracts where data will be acquired and the contract is for A/E

Works services or construction work. ***[no]***

227-18 Rights in Data - Existing 12/07 27.409(f) I BR C Use in solicitations and contracts exclusively for the acquisition, without modification, of

Works existing audiovisual and similar works of the type set forth in 27.405(b)(1) ***[no]***

227-19 Commercial Computer 12/07 27.409(g) I BR C May be used in solicitations and contracts when contracting (other than from GSA's Multiple

Software License Award Schedule contracts) for the acquisition of existing computer software ***[no]***

227-20 Rights in Data--SBIR 12/07 27.409(h) I BR C Use in all Phase I and Phase II solicitations and contracts awarded under the SBIR program ***[no]***

Program

227-21 Technical Data Declara- 12/07 27.409(j) I FT C Use in solicitations and contracts for major systems acquisitions or for support of major

tion, Revision, andsystems ***[no]***

Withholding of Payment--

Major Systems

227-22 Major System--Minimum 6/87 27.409(k) I BR C Use in solicitations and contracts for major systems or contracts in support of major systems Rights **[no]**

227-23 Rights to Proposal Data 6/87 27.409(s) I FT C Use in solicitations if the CO desires to acquire unlimited rights in technical data contained

(Technical) in a successful proposal upon which a contract award is based ***[no]***

228-1 Bid Guarantee 9/96 28.101-3(b) I FT\* C Use in solicitations and contracts that contain a requirement for a bid guarantee. CO must specify the amount of the bid guarantee (see 28.102-2(b) for guidance) ***[yes; CO]***

228-2 Additional Bond Security 10/97 28.106-4(a) I BR C Use in solicitations and contracts when bonds are required ***[yes; CO]***

228-3 Workers' Compensation 4/84 28.309(a) I BR C Use in solicitations and contracts when the Defense Base Act applies ***[no]***

Insurance (Defense Base

Act)

228-4 Workers' Compensation and 4/84 28.309(b) I BR C Use in solicitations and contracts when the contract will be a public-work contract performed

War-Hazard Insurance outside the US and the Sec. of Labor waives the applicability of the Defense Base Act ***[no]***

Overseas

228-5 Insurance--Work on a 1/97 28.310 I BR C Use in solicitations and contracts when a FP contract is contemplated, the contract amount is

Government Installation expected to exceed the simplified acquisition threshold in Part 13 and the contract will require work on a Government installation ***[yes; CC]***

228-7 Insurance--Liability to 3/96 28.311-2 I BR C Use in solicitations and contracts, other than construction and A/E, when a CR contract is

Third Persons contemplated. ***[no]***

228-8 Liability and Insurance 5/99 28.312 I BR C Use in solicitation and contracts for the leasing of motor vehicles ***[yes; CO]***

Leased Motor Vehicles

228-9 Cargo Insurance 5/99 28.313(a) I FT\* C Use in solicitations and contracts for transportation or for transportation-related services ***[yes; CO]***

228-10 Vehicular and General 4/84 28.313(b) I FT\* C Use in solicitations and contracts for transportation or for transportation-related services

Public Liability Insurance when the CO determines that vehicular liability or general public liability insurance required by law is not sufficient ***[yes; CO]***

228-11 Pledges of Assets 2/92 28.203-6 I FT C Include in solicitations and contracts which require the submission of bid guarantees, performance, or payment bonds ***[yes; CO]***

228-12 Prospective Subcontractor 10/95 28.106-4(b) I BR C Include in solicitations and contracts with respect to which a payment bond will be furnished

Requests for Bonds pursuant to the Miller Act, except for contracts for the acquisition of commercial items ***[no]***

228-13 Alternative Payment 7/00 28.102-3(b) I FT\* C Include in solicitations and contracts for construction when the estimated or actual value

Protections exceeds $30,000 but does not exceed $100,000. Contracting Officer must complete the clause by specifying the payment protection or protections selected, the penal amount required and the deadline for submission

228-14 Irrevocable Letter of 12/99 28.204-4 I FT\* C Include in solicitations and contracts for services, supplies or construction when a bid

Credit guarantee or performance bonds or performance and payment bonds are required

228-15 Performance and Payment 11/06 28.102-3(a) I BR C Include in solicitations and contracts for construction that contain a requirement for

Bonds--Construction performance and payment bonds if the resultant contract is expected to exceed $100,000

228-16 Performance and Payment 11/06 28.103-4 I FT\* C Include in solicitations and contracts that contain a requirement for both performance and

Bonds--Other than payment bonds. The CO must fill in the amount for each bond and set a time for return of

Construction executed bonds.

228-16 Performance and Payment 7/00 28.103-4 I FT\* C Include in solicitations and contracts that contain a requirement for only performance bonds.

Bonds--Other than CO must fill in the amount for each bond and set a time for return of executed bonds

Construction - Alternate I

229-1 State and Local Taxes 6/03 29.401-1 I BR C Use in solicitations and contracts for leased equipment, when a FP, IDC is contemplated, the contract will be performed wholly or partly within the US, and the place or places of delivery are not known at the time of contracting ***[no; covered by 52.212-4(k)]***

229-2 North Carolina State 4/84 29.401-2 I BR C Use in solicitations and contracts for construction to be performed in North Carolina ***[no;***

and Local Sales and Use ***covered by 52.212-4(k)]***

Tax

229-2 North Carolina State 4/84 29.401-2 I BR C Use in solicitations and contracts for vessel repair to be performed in North Carolina ***[no;***

and Local Sales and Use ***covered by 52.212-4(k)]***

Tax--Alternate I

229-3 Federal, State, and 4/03 29.401-3 I BR C Use in solicitations and contracts when the contract is to be wholly or partly performed

Local Taxes in the US, its possessions, or Puerto Rico, when a FP contract is contemplated and the contract is expected to exceed the simplified acquisition threshold in Part 13, unless 52.229-4 is included ***[no; covered by 52.212-4(k)]***

229-4 Federal, State, and 4/03 29.401-3 I BR C May include in noncompetitive contracts if performed wholly or partly in the U.S. or its

Local Taxes (State outlying areas, a fixed price contract is contemplated and the contract is expected to exceed

And Local Adjustments) the simplified acquisition threshold and the price would otherwise include an inappropriate

contingency for potential postaward change(s) in State or local taxes

229-5 RESERVED

229-6 Taxes--Foreign Fixed 6/03 29.402-1(a) I BR C Use in solicitations and contracts when a FP contract is contemplated and it is to be performed

Price Contracts wholly or partly in a foreign country UNLESS the contract will be with a foreign government ***[no; covered by 52.212-4(k)]***

229-7 Taxes--Fixed-Price 1/91 29.402-1(b) I FT\* C Use in solicitations and contracts when a FP contract with foreign governments is contemplated

Contracts with Foreign **[no]**

Governments

229-8 Taxes--Foreign Cost- 3/90 29.402-2(a) I FT\* C Use in solicitations and contracts when a CR contract is contemplated and it is to be performed

Reimbursement Contracts wholly or partly in a foreign country, UNLESS it is contemplated that the contract will be with a foreign government ***[no]***

229-9 Taxes--Cost-Reimbursement 3/90 29.402-2(b) I FT\* C Include in solicitations and contracts when a cost-reimbursement contract with a foreign

Contracts with Foreign government is contemplated ***[no]***

Governments

229-10 State of New Mexico 4/03 29.401-4(b) I BR\* C Include in solicitations and contracts when a cost-reimbursement contract is contemplated, the

Gross Receipts and contract directs or authorizes the contractor to acquire tangible personal property as a direct

Compensating Tax cost under a contract and title to such property passes directly to and vests in the U.S. upon delivery of the property by the vendor and the contract will be for services to be performed in whole or in part within the State of New Mexico ***[no; covered by 52.212-4(k)]***

230-2 Cost Accounting Standards 4/98 30.201-4(a) I FT C Include in solicitations and contracts for proposed nondefense contracts that do not meet the

criteria for CAS exemption in 30.201-1 ***[no- except CAS applies to subcontracts on a FP with***

***economic adjustment based on actual costs incurred]***

230-3 Disclosure and Consistency 4/98 30.201-4(b) I BR C Include in negotiated contracts when the contract amount is over $500,000 but less than $25

of Cost Accounting Practices million and the offeror certifies it is eligible for and elects to use modified CAS coverage, unless 52.230-4 is included ***[no - except CAS applies to subcontracts on a FP with economic***

***adjustment based on actual costs incurred]***

230-4 Consistency in Cost 8/92 30.201-4(b)(1) I BR C Include in negotiated contracts that are exempt from CAS requirements solely on the basis of

Accounting Practices the fact that the contract is to be awarded to a United Kingdom contractor and is to be performed substantially in the United Kingdom ***[no]***

230-5 Cost Accounting Standards 4/98 30.201-4(e) I BR C Include in negotiated contracts awarded to educational institutions, unless the contract is

Educational Institution exempted, the contract is to be performed by an FFRDC, or the provision at 48 CRF 9903.;201-2(c)(6) (FAR appendix B) applies***[no]***

230-6 Administration of Cost 03/08 30.201-4(d)(1) I BR C Include in negotiated contracts containing 52.230-2, 52.230-3, or 52.230-5 ***[no]***

Accounting Standards

232-1 Payments 4/84 32.111(a)(1) I BR C Include in solicitations and contracts when a FP contract, a FP service contract, or a contract for nonregulated communication services is contemplated ***[no; covered by 52.212-4(i)]***

232-2 Payments under Fixed- 4/84 32.111(a)(2) I BR C Include in solicitations and contracts when a FP R&D contract is contemplated ***[no]***

Price Research and

Development Contracts

232-3 Payments under Personal 4/84 32.111(a)(3) I BR C Include in solicitations and contracts for personal services ***[no]***

Services Contracts

232-4 Payments under Transpor- 4/84 32.111(a)(4) I BR C Include in solicitations and contracts for transportation or transportation-related services

tation Contracts and **[no]**

Transportation-Related

Services Contracts

232-5 Payments under Fixed- 9/02 32.111(a)(5) I BR C Include in solicitations and contracts for construction when a fixed-price contract is

Price Construction contemplated ***[no]***

Contracts

232-6 Payments under Communi- 4/84 32.111(a)(6) I BR C Include in solicitations and contracts for regulated communication services by common carriers

cation Service Contracts **[no]**

with Common Carriers

232-7 Payments under Time-and- 02/07 32.111(a)(7) I FT C Include in solicitations and contracts when a time-and-materials or labor-hour contract is

Materials and Labor-Hour contemplated ***[no; covered by 52.212-4(i)]***

Contracts

232-7 Payments under Time-and- 02/07 32.111(a)(7)(i) I FT C Same as basic clause and the nature of the work to be performed requires the contractor to

Materials and Labor-Hour furnish material that is regularly sold to the general public in the normal course of business

Contracts--Alternate I by the contractor, and the price is under the limitations prescribed in 16.601(b)(3) ***[no; covered by 52.212-4(i)]***

232-8 Discounts for Prompt 2/02 32.111(b)(1) I BR C Include in solicitations and contracts when a FP supply or FP service contract is contemplated

Payment ***[no; covered by 52.212-4(i)]***

232-9 Limitation on Withholding 4/84 32.111(b)(2) I BR C Include in solicitations and contracts which include 2 or more provisions authorizing the

of Payments temporary withholding of payments ***[no]***

232-10 Payments Under Fixed- 8/87 32.111(c)(1) I BR C Include in solicitations and contracts for architect/engineer requirements on a fixed-price

Price Architect-basis ***[no]***

Engineer Contracts

232-11 Extras 4/84 32.111(c)(2) I BR C Include in solicitations and contracts when a fixed-price supply, service or transportation contract is anticipated ***[no]***

232-12 Advance Payments 3/01 32.412(a) I FT\* C Include in solicitations and contracts when advance payments will be made ***[no]***

232-12 Advance Payments - 4/84 32.412(a) I FT\* C Include in solicitations and contracts when advance payments will be made and the Government

Alternate I will waive the countersignature requirement ***[no]***

232-12 Advance Payments - 3/01 32.412(a) I FT\* C Include in solicitations and contracts when advance payments will be made and the contract will

Alternate II be cost-reimbursement ***[no]***

232-12 Advance Payments - 4/84 32.412(a) I FT\* C Include in solicitations and contracts when advance payments will be made and the Government

Alternate III considers a more rapid liquidation appropriate ***[no]***

232-12 Advance Payments - 4/84 32.412(a) I FT\* C Include in solicitations and contracts when advance payments will be made on an interest-free

Alternate IV basis to the prime contractor ***[no]***

232-12 Advance Payments - 3/01 32.409-3(e)or(g) I FT\* C Include in solicitations and contracts when advance payments will be made and if the requirement

Alternate V for a special bank account is eliminated ***[no]***

232-16 Progress Payments 4/03 32.502-4(a) I BR C Include in solicitations and fixed price contracts under which the Government will provide progress payments based on costs ***[no]***

232-16 Progress Payments - 3/00 32.502-4(b) I BR C Include in solicitations and fixed price contracts with small businesses under which the

Alternate I Government will provide progress payments based on costs ***[no]***

232-16 Progress Payments - 4/03 32.502-5(c) I BR C Include in solicitations and fixed price letter contracts under which the Government will

Alternate II provide progress payments based on cost. **[no]**

232-16 Progress Payments - 4/03 32.502-4(d) I BR C Include in solicitations and fixed price contracts if the contractor is not a small business

Alternate III concern, and progress payments are authorized under an indefinite delivery contract, basic

ordering agreement, or their equivalent. ***[no]***

232-17 Interest 6/96 32.617(a) & (b) I BR C Include in solicitations and contracts UNLESS it is contemplated that the contract will be at or below the simplified acquisition threshold, with a Government agency, with a state or local government or instrumentality, with a foreign government or instrumentality, without any provision for profit or fee with a nonprofit organization, a contract described in Subpart 5.5 (Paid Advertisements, or any other exception authorized under agency procedures (May be included in those types of contracts if appropriate) ***[yes; in accordance with agency procedure]***

232-18 Availability of Funds 4/84 32.705-1(a) I BR C Include in solicitations and contracts if the contract will be chargeable to funds of the new FY and the contract action is to be initiated before the funds are available ***[yes; S]***

232-19 Availability of Funds 4/84 32.705-1(b) I BR C Include in solicitations and contracts if a 1-year indefinite quantity or requirements contract

for the Next Fiscal Year for services is contemplated and the contract is funded by annual appropriations and is to extend beyond the initial fiscal year ***[yes; CO]***

232-20 Limitation of Cost 4/84 32.705-2(a) I BR C Include in solicitations and contracts if a fully funded cost-reimbursement contract is contemplated, whether or not the contract provides for payment of a fee ***[no]***

232-21 Reserved

232-22 Limitation of Funds 4/84 32.705-2(b) I BR C Include in solicitations and contracts if an incrementally funded cost-reimbursement contract is contemplated ***[no]***

232-23 Assignment of Claims 1/86 32.806(a)(1) I BR C Include in solicitations and contracts expected to exceed the micropurchase threshold unless the contract will prohibit the assignment of claims. May be used in Purchase Orders over the micropurchase threshold that are accepted in writing by the contractor. ***[no; covered by 52.212-4(b)]***

232-23 Assignment of Claims - 4/84 32.806(a)(2) I BR C Same as basic clause except a no-set-off commitment has been authorized by the President (see

Alternate I (see 32.801 and 31.803(d)) ***[no; covered by 52.212-4(b)]***

232-24 Prohibition of Assign- 1/86 32.806(b) I BR C Include in solicitations and contracts where a determination has been made to prohibit assigning

ment of Claims claims ***[no]***

232-25 Prompt Payment 10/03 32.908(c) I BR\* C Include in all solicitations and contracts EXCEPT those for architect-engineer contracts or construction contracts (including contracts at or below the simplified acquisition threshold in Part 13) except where the clause at 52.212-4 applies. DO NOT INCLUDE in contracts with payment terms and late payment penalties established by other governmental authority (e.g., tariffs) ***[no; covered by 52.212-4(i)]***

232-25 Prompt Payment 02/02 32.908(c) I BR C Use the clause with its Alternate I if the contract is a cost-reimbursement contract for

Alternate I services

232-26 Prompt Payment for 10/03 32.908(a) I BR\* C Include if 52.232-10 is included ***[no]***

Fixed-Price Architect-

Engineer Contracts

232-27 Prompt Payment for 9/05 32.908(b) I BR\* C Include in all solicitations and contracts for construction ***[yes; CO]***

Construction Contracts

232-29 Terms for Financing of 2/02 32.206(b)(2) I BR C Include in solicitations and contracts providing for Government financing of purchases of

Purchases of Commercial commercial items ***[yes; in accordance with agency procedure]***

Items

232-30 Installment Payments for 10/95 32.206(g) I BR C May be included in solicitations and contracts in lieu of constructing a specific clause in

Commercial Items in accordance with 32.206(b) thru (e) if the contract action qualifies under the criteria at 32.202-1(b) and installment payments for the item are either customary or authorized in accordance with agency procedure ***[yes; CO]***

232-32 Performance-Based Payments 1/08 32.1005(a) I FT\* C Include in solicitations that may result in contracts providing for performance-based payments and in fixed-price contracts under which the Government will provide performance-based payments ***[yes; in accordance with agency procedure]***

232-33 Payment by Electronic 10/03 32.1110(a)(1) I BR C Include in all solicitations and contracts which will not be paid through use of the

Funds Transfer--Central Governmentwide commercial purchase card or other third party payment arrangement and are not

Contractor Registration otherwise excepted (contracts awarded outside US and Puerto Rico, payment in non-US dollars, classified contracts, and contracts by deployed COs for military operations or in the conduct of emergency operations) ***[no; covered by 52.212-5 must be checked to be effective]***

232-34 Payment by Electronic 5/99 32.1110(a)(2) I BR C Include in solicitations and contracts that do not include 52.232-33, will not be paid through

Funds Transfer--Other use of the Governmentwide commercial purchase card or are not otherwise excepted (see 52.232-33

Than Central Contractor for exceptions) ***[no; covered by 52.212-5 must be checked to be effective]***

Registration

232-35 Designation of Office for 5/99 32.1110(c) I BR\* C Include in all solicitations and contracts if EFT information is to be submitted to other than Government Receipt of the payment office in accordance with agency procedures.**[yes]**

Electronic Funds Transfer

Information

232-36 Payment by Third Party 5/99 32.1110(d) I BR C Include in solicitations and contracts if payment under a written contract will be made by a

charge to a Government account with a third party such as a Governmentwide commercial purchase card. **[no; *already covered by 52.212-5; must be checked to be effective]***

232-37 Multiple Payment 5/99 32.1110(e) I BR C Include in solicitations and contracts if the contract provides for the use of delivery order, Arrangements and provides that the ordering office designate the method of payment for individual orders.

**[yes]**

233-1 Disputes 7/02 33.214 I BR C Include in all solicitations and contracts UNLESS the contract is with a foreign government or agency or an international organization or subsidiary body of that organization (if approved by the agency head) ***[no; covered by 52.212-4]***

233-1 Disputes - Alternate I 12/91 33.215 I BR C Include in solicitations and contracts if it is determined, under agency procedures, that continued performance is necessary while dispute is settled ***[no; covered by 52.212-4]***

233-3 Protest after Award 8/96 33.106(b) I BR C Include in all solicitations and contracts ***[no; covered by 52.212-5]***

233-3 Protest After Award - 6/85 33.106(b I BR C Include in all solicitations and contracts where a cost-reimbursement contract is anticipated

Alternate I ***[no; covered by 52.212-5]***

233-4 Applicable Law for Breach 10/04 33.215(b) I BR C Include in all solicitation and contracts **[yes]**

Of Contract Claim

234-1 Industrial Resources 12/94 34.104 I FT C Include in all solicitations and contracts for major systems and items of supply ***[no]***

Developed Under Defense

Production Act Title III

236-1 Performance of Work by 4/84 36.501(b) I FT\* C Include in solicitations and contracts when a fixed-price construction contract is contemplated

the Contractor and the contract amount is expected to exceed $1,000,000 (may be used if value is less than $1M)

***[yes; CO]***

236-2 Differing Site Conditions 4/84 36.502 I BR C Include in solicitations and contracts when a fixed-price construction contract or a fixed-price dismantling, demolition, or removal of improvements contract is contemplated and value is over the simplified acquisition threshold. May be used if value is at or below the simplified acquisition threshold. ***[yes; CO]***

236-3 Site Investigation and 4/84 36.503 I BR C Include in solicitations and contracts when a fixed-price construction contract or a fixed-price

Conditions Affecting the dismantling, demolition, or removal of improvements contract is contemplated and value is over

Work the simplified acquisition threshold (may be used if value is at or below the simplified acquisition threshold) ***[yes; CO]***

236-4 Physical Data 4/84 36.504 I FT\* C Include in solicitations and contracts when a fixed-price construction contract is contemplated and physical data will be furnished or made available to offerors ***[yes; CO]***

236-5 Material and Workmanship 4/84 36.505 I BR C Include in solicitations and contracts when a fixed-price construction contract is contemplated ***[yes; CO]***

236-6 Superintendence by the 4/84 36.506 I BR C Include in solicitations and contracts when a fixed-price construction contract or a fixed-price

Contractor dismantling, demolition, or removal of improvements contract is contemplated and value is over the simplified acquisition threshold (may be used if value is at or below the simplified acquisition threshold) ***[yes; CO]***

236-7 Permits and 11/91 36.507 I BR C Include in solicitations and contracts when a fixed-price construction or dismantling,

Responsibilities demolition, or removal of improvements contract is contemplated ***[yes; CO]***

236-8 Other Contracts 4/84 36.508 I BR C Include in solicitations and contracts when a fixed-price construction or dismantling, demolition, or removal of improvements contract over the simplified acquisition threshold (may be used if value is at or below the simplified acquisition threshold) ***[yes; CO]***

236-9 Protection of Existing 4/84 36.509 I BR C Same as 52.236-8 ***[yes; CO]***

Vegetation, Structures,

Equipment, Utilities, and

Improvements

236-10 Operations and Storage 4/84 36.510 I BR C Same as 52.236-8 ***[yes; CO]***

Areas

236-11 Use and Possession Prior 4/84 36.511 I BR C Include in solicitations and contracts when a fixed-price construction contract exceeding the

to Completion simplified acquisition threshold is contemplated (may be used in solicitations and contracts at or below the simplified acquisition threshold) ***[yes; CO]***

236-12 Cleaning Up 4/84 36.512 I BR C Include in solicitations and contracts when a fixed-price construction or dismantling, demolition, or removal of improvements contract over the simplified acquisition threshold is contemplated (may be used if contract is at or below the simplified acquisition threshold) ***[yes; CO]***

236-13 Accident Prevention 11/91 36.513(a) I BR C Same as 52.236-12 ***[yes; CO]***

236-13 Accident Prevention - 11/91 36.513(b) I BR C Same as basic clause and the contract will involve work of a long duration or hazardous nature

Alternate I ***[yes; CO]***

236-14 Availability and Use 4/84 36.514 I BR C Include in solicitations and contracts when a fixed-price construction or dismantling,

of Utility Services demolition, or removal of improvements contract is contemplated, the contract is to be performed on Govt. sites and the CO determines that existing facilities are adequate to meet the needs of both the Government and the contractor and it is in the Government's interest ***[yes; CO]***

236-15 Schedules for Construc- 4/84 36.515 I BR C May be included in solicitations and contracts when a fixed-price construction contract is

tion Contracts contemplated, the contract will be over the simplified acquisition threshold, and the period of work performance exceeds 60 days. DO NOT USE IN A CONTRACT WITH OTHER CLAUSES COVERING OTHER MANAGEMENT APPROACHES FOR ENSURING THAT A CONTRACTOR MAKES ADEQUATE PROGRESS ***[yes; CO]***

236-16 Quantity Surveys 4/84 36.516 I BR C May be included in solicitations and contracts when a fixed-price construction contract providing for unit pricing of items and for payment based on quantity surveys is contemplated ***[yes; CO]***

236-16 Quantity Surveys - 4/84 36.516 I BR C Same as basic clause and it is determined at a level above the CO that it is impracticable for

Alternate I Government personnel to perform the original and final surveys and the Government wishes the contractor to perform these surveys ***[yes; CO]***

236-17 Layout of Work 4/84 36.517 I BR C Include in solicitations and contracts when a fixed-price construction contract is contemplated and there is a need for accurate work layout and for siting verification during work performance ***[yes; CO]***

236-18 Work Oversight in Cost- 4/84 36.518 I BR C Include in solicitations and contracts when cost-reimbursement construction contracts are

Reimbursement Construc- contemplated ***[no]***

tion Contracts

236-19 Organization and 4/84 36.519 I BR C Same as 52.236-18 ***[no]***

Direction of the Work

236-21 Specifications and 2/97 36.521 I BR C Include in solicitations and contracts for fixed-price construction or dismantling, demolition,

Drawings for Construction or removal of improvements contracts that exceed the simplified acquisition threshold (may be used in contracts at or below the simplified acquisition threshold) ***[yes; CO]***

236-21 Specifications and 4/84 36.521 I BR C Same as basic clause and when record shop drawings are required and reproducible shop drawings

Drawings for Construction are needed ***[yes; CO]***

Alternate I

236-21 Specifications and 4/84 36.521 I BR C Same as basic clause but reproducible shop drawings are not needed ***[yes; CO]***

Drawings for Construction

Alternate II

236-22 Design Within Funding 4/84 36.609-1(c) I FT\* C Include in solicitations and contracts for architect/engineer services on a fixed price basis

Limitations EXCEPT when the head of the contracting activity or designee determines in writing that cost limitations are secondary to performance considerations and additional project funding can be expected, if necessary, the design is for a standard structure and is not intended for a specific location, or there is little or no design effort involved ***[yes; CO]***

236-23 Responsibility of the 4/84 36.609-2(b) I BR C Include in fixed-price architect/engineer solicitations and contracts ***[yes; CO]***

Architect-Engineer

Contractor

236-24 Work Oversight in 4/84 36.609-3 I BR C Same as 52.236-23 ***[yes; CO]***

Architect-Engineer

Contracts

236-25 Requirements for Regis- 6/03 36.609-4 I BR C Same as 52.236-23. May be omitted when the design is to be performed outside the US, its

tration of Designers possessions and Puerto Rico or in a State or possession that does not have registration requirements for the particular field involved ***[yes; CO]***

236-26 Preconstruction Conference 2/95 36.522 I BR C Include in solicitations and fixed-price contracts for construction or for dismantling, demolition or removal of improvements if the CO determines it desirable to have a preconstruction conference ***[yes; CO]***

237-2 Protection of Government 4/84 37.110(b) I BR C Include in solicitations and contracts for services to be performed on Government installations,

Buildings, Equipment, EXCEPT for construction ***[yes; CO]***

and Vegetation

237-3 Continuity of Services 1/91 37.110(c) I BR C May be included in solicitations and contracts for services when the Government anticipates difficulties during the transition from one contractor to another or to the Government ***[yes; CO]***

237-4 Payment by Government to 4/84 37.304(a) I FT\* C Include in solicitations and contracts solely for dismantling, demolition, or removal of

Contractor improvements whenever the CO determines that the Government shall make payment to the contractor in addition to any title to property that the contractor may receive under the contract ***[no]***

237-4 Payment by Government to 4/84 37.304(a) I FT\* C Same as basic clause EXCEPT that CO determines that the Government shall retain all material

Contractor - Alternate I resulting from the dismantling or demolition work ***[no]***

237-5 Payment by Contractor to 4/84 37.304(b) I FT\* C Include in solicitations and contracts for dismantling, demolition, or removal of improvements

Government whenever the contractor is to receive title to dismantled or demolished property and a net amount of compensation is due to the Government, UNLESS the CO determines that the Contractor should pay in increments and the Government will transfer title to the contractor for increments of property only upon receipt of those incremental payments ***[no]***

237-6 Incremental Payment by 4/84 37.304(c) I FT\* C Same as 52.237-5 EXCEPT use when the CO determines that the contractor shall pay in increments

Contractor to Government and the Government shall transfer title to the contractor for increments of property upon receipt of those incremental payments ***[no]***

237-7 Indemnification and 1/97 37.403 I FT\* C Include in solicitations and contracts for nonpersonal health care services. May be included in

Medical Liability bilateral purchase orders ***[no]***

Insurance

237-8 Restriction on Severance 8/03 37.113-2(a) I BR P Include in solicitations and contracts when the head of an agency, or designee, has not granted

Payments to Foreign a waiver pursuant to 37.113-1 **[no]**

Nationals

237-9 Waiver of Limitation on 8/03 37.113-2(b) I BR C Include in solicitations and contracts when the head of an agency, or designee, has granted a

Severance Payments to waiver pursuant to 37.113-1 ***[no]***

Foreign Nationals

237-11 Accepting and Dispensing 08/07 37.116-2 I BR C Include in solicitations and contracts for services that involve business operations conducted

Of $1 Coin in US coins and currency, including vending machines, on any premises owned by the US or under

Control of any agency or instrumentality of the US

239-1 Privacy or Security 8/96 39.107 I FT C Include in solicitations and contracts for information technology which require security of

Safeguards information technology and/or are for the design, development or operation of a system of records using commercial information technology services or support services ***[no; covered by 52.212-5; must be checked to be effective]***

241-2 Order of Precedence - 2/95 41.501(c)(1) I BR C Include in solicitations and contracts for utility services ***[no]***

Utilities

241-3 Scope and Duration of 2/95 41.501(c)(2) I FT\* C Include in solicitations and contracts for utility services ***[no]***

Contract

241-4 Change in Class of Service 2/95 41.501(c)(3) I BR C Include in solicitations and contracts for utility services ***[no]***

241-5 Contractor's Facilities 2/95 41.501(c)(4) I BR C Include in solicitations and contracts for utility services ***[no]***

241-6 Service Provisions 2/95 41.501(c)(5) I FT\* C Include in solicitations and contracts for utility services ***[no]***

241-7 Change in Rates or Terms 2/95 41.501(d)(1) I FT\* C Include in solicitations and contracts for utility services when the utility services are

and Conditions of Service subject to a regulatory body ***[no]***

for Regulated Services

241-8 Change in Rates or Terms 2/95 41.501(d)(2) I FT\* C Include in solicitations and contracts for utility services when the utility services are not

and Conditions of Service subject to a regulatory body ***[no]***

for Unregulated Services

241-9 Connection Charge 2/95 41.501(d)(3) I FT\* C Include in solicitations and contracts for utility services when a refundable connection charge is required to be paid by the Government to compensate the contractor for furnishing additional facilities necessary to supply service ***[no]***

241-9 Connection Charge - 2/95 41.501(d)(3) I FT\* C Include in solicitations and contracts for utility services when a non-refundable connection

Alternate I charge is required to be paid by the Government to compensate the contractor for furnishing additional facilities necessary to supply service ***[no]***

241-10 Termination Liability 2/95 41.501(d)(4) I FT\* C Include in solicitations and contracts for utility services when payment is to be made to the Contractor upon termination of service in conjunction with or in lieu of a connection charge upon completion of facilities ***[no]***

241-11 Multiple Service Locations 2/95 41.501(d)(5) I BR C Include in solicitations and contracts for utility services when providing for possible alternative service locations, except under area-side contracts, is required ***[no]***

241-12 Nonrefundable, Nonrecurring 2/95 41.501(d)(6) I FT\* C Include in solicitations and contracts for utility services when the Government is required to

Service Charge pay a nonrefundable, nonrecurring membership fee, a charge for initiation of service, or a contribution for the cost of facilities construction. The Government may provide for inclusion of such agreed amount or fee as a part of the connection charge, a part of the initial payment for services, or as periodic payments to fulfill the Government's obligation. ***[no]***

241-13 Capital Credits 2/95 41.501(d)(7) I FT\* C Include in solicitations and contracts for utility services when the Federal Government is a member of a cooperative and is entitled to capital credits, consistent with the bylaws and governing documents of the cooperative ***[no]***

242-1 Notice of Intent to 4/84 42.802 I BR C Include in solicitations and contracts when a cost-reimbursement contract, fixed-price incentive

Disallow Costs contract, or a contract providing for price redetermination is contemplated ***[no]***

242-2 Production Progress 4/91 42.1107(a) I BR C Include in solicitations and contracts when production progress reporting is required UNLESS a

Reports facilities, construction, or FSS contract is contemplated ***[no]***

242-3 Penalties for Unallowable 5/01 42.709-6 I BR C Include in all solicitations and contracts over $650,000 except fixed price contracts without

Costs any cost incentives or any firm fixed price contract for the purchase of commercial items. Generally, covered contracts are those which contain one of the clauses at 52.216-7, 52.216-13, 52.216-16, or 52.216-17 or a similar agency clause ***[no]***

242-4 Certification of Final 1/97 42.703-2(f) I FT C Include in all solicitations and contracts that provide for interim reimbursement of indirect

Indirect Costs costs, establishment of final indirect cost rates or contract financing that includes interim payment of indirect costs (e.g., progress payments based on cost or progress payments based on percentage or stage of completion) ***[no]***

242-13 Bankruptcy 7/95 42.903 I BR C Include in all solicitations and contracts exceeding the simplified acquisition threshold **[no]**

242-14 Suspension of Work 4/84 42.1305(a) I BR C Include in solicitations and contracts when a fixed price construction or A-E contract

is contemplated

243-1 Changes--Fixed Price 8/87 43.205(a)(1) I BR C Include in solicitations and contracts when a fixed-price contract for supplies is contemplated ***[no; covered by 52.212-4(c); if it is industry practice to use a unilateral changes provision, you may tailor 52.212-4(c) accordingly]***

243-1 Changes--Fixed Price - 4/84 43.205(a)(2) I BR C Include in solicitations and contracts when a fixed-price contract for services other than

Alternate I architect-engineer or other professional services, and no supplies are to be furnished is contemplated ***[no; covered by 52.212-4(c); if it is industry practice to use a unilateral changes provision, you may tailor 52.212-4(c) accordingly]***

243-1 Changes--Fixed Price - 4/84 43.205(a)(3) I BR C Include in solicitations and contracts when a fixed-price contract for services other than

Alternate II architect-engineer or other professional services, and supplies are to be furnished is contemplated ***[no; covered by 52.212-4(c); if it is industry practice to use a unilateral changes provision, you may tailor 52.212-4(c) accordingly]***

243-1 Changes--Fixed Price - 4/84 43.205(a)(4) I BR C Include in solicitations and contracts when a fixed-price contract for architect-engineer or

Alternate III other professional services is contemplated ***[no; covered by 52.212-4(c); if it is industry practice to use a unilateral changes provision, you may tailor 52.212-4(c) accordingly]***

243-1 Changes--Fixed Price - 4/84 43.205(a)(5) I BR C Include in solicitations and contracts when a fixed-price contract for transportation services

Alternate IV is contemplated ***[no; covered by 52.212-4(c); if it is industry practice to use a unilateral changes provision, you may tailor 52.212-4(c) accordingly]***

243-1 Changes--Fixed Price - 4/84 43.205(a)(6) I BR C Include in solicitations and contracts when a fixed-price contract for research and development

Alternate V is contemplated and it is desired to include the clause ***[no; covered by 52.212-4(c); if it is industry practice to use a unilateral changes provision, you may tailor 52.212-4(c) accordingly]***

243-2 Changes--Cost- 8/87 43.205(b)(1) I BR C Include in solicitations and contracts when a cost-reimbursement contract for supplies is

Reimbursement contemplated ***[no]***

243-2 Changes--Cost- 4/84 43.205(b)(2) I BR C Include in solicitations and contracts when a cost-reimbursement contract for services (no Reimbursement - supplies) is contemplated ***[no]***

Alternate I

243-2 Changes--Cost- 4/84 43.205(b)(3) I BR C Include in solicitations and contracts when a cost-reimbursement contract for services AND

Reimbursement - supplies is contemplated ***[no]***

Alternate II

243-2 Changes--Cost- 4/84 43.205(b)(4) I BR C Include in solicitations and contracts when a cost-reimbursement construction contract is

Reimbursement - contemplated ***[no]***

Alternate III

243-2 Changes--Cost-

Reimbursement -

Alternate IV - Reserved

243-2 Changes--Cost- 4/84 43.205(b)(6) I BR C May be included in solicitations and contracts when a cost-reimbursement R&D contract is

Reimbursement -contemplated ***[no]***

Alternate V

243-3 Changes--Time and 9/00 43.205(c) I BR C Include in solicitations and contracts when a time-and-materials or labor-hours contract is

Materials or Labor Hours contemplated ***[no]***

243-4 Changes 6/07 43.205(d) I BR C Include in solicitations and contracts for (1) dismantling, demolition, or removal of improvements and (2) construction, when a fixed-price contract is contemplated and it is expected to exceed the simplified acquisition threshold ***[yes; CO]***

243-5 Changes and Changed 4/84 43.205(e) I BR C Include in solicitations and contracts for construction when the amount is NOT expected to Conditions exceed the simplified acquisition threshold ***[yes; CO]***

243-6 Change Order Accounting 4/84 43.205(f) I BR C May be included in solicitations and contracts for supply and R&D contracts of significant technical complexity, if numerous changes are anticipated ***[yes; CO]***

243-7 Notification of Changes 4/84 43.107 I BR C May be included in solicitations and contracts for negotiated R&D or supply contracts for the acquisition of major weapon systems or principal subsystems. Shall not be used in contracts <$1 million unless the CO anticipates that situations will arise that may result in a contractor alleging that the Govt. has effected changes other than those identified as such in writing and signed by the CO ***[no]***

244-2 Subcontracts 6/07 44.204(a)(1) I BR C Include in solicitations and contracts when contemplating a i) cost-reimbursement contract; ii) a letter contract that exceeds the simplified acquisition threshold; iii) a fixed price contract that exceeds the simplified acquisition threshold under which unpriced contract actions are anticipated; iv) a time and materials contract that exceeds the simplified acquisition threshold; or v) a labor-hour contract that exceeds the simplified acquisition threshold ***[no]***

244-2 Subcontracts - Alternate I 6/07 44.204(a)(2) I BR C Same as basic clause and the contracting office is in DOD, the Coast Guard, or NASA ***[no]***

244-2 Subcontracts - Alternate II 3/05 44.204(a)(2)(ii) I BR C If a cost reimbursement contract use the basic clause with its alternate ***[no]***

244-4 Subcontractors and 8/98 44.204(b) I BR C Include in Fixed-price architect-engineer contracts ***[no]***

Outside Associates and

Consultants (Architect-Engineer

Services)

244-5 Competition in Subcon- 12/96 44.204(c) I BR C Include in solicitations and contracts when contracting by negotiation and the contract amount

tracting is expected to exceed the simplified acquisition threshold unless a FFP contract awarded on the basis of adequate price competition or whose prices are set by law or regulation is contemplated or a time-and-materials, labor-hour, or architect-engineer contract is contemplated ***[no]***

244-6 Subcontracts for Commercial 03/07 44.403 I BR C Include in solicitations and contracts for supplies or services other than commercial items

Items **[yes]**

245-1 Government Property 6/07 45.107(a)(1) I BR C Include in all cost reimbursement, time-and-material, and labor-hour type solicitations and contracts; fixed-price solicitations and contracts when the Government will provide Government property; contracts or modifications awarded under FAR Par 12 procedures where Government property that exceeds the simplified acquisition threshold is furnished or where the contractor is directed to acquire property for use under the contract that is titled in the Government ***[no]***

***245-1 Government Property - 6/07 45.107(a)(2) I BR C Include in contracts other than those identified in FAR 45.104(a), Responsibility and Liability for***

***Alternate I Government Property (cost-reimbursement contracts, time and material contracts, labor hour contracts or fixed price contracts awarded on the basis of submission of cost or pricing data)***

***245-1 Government Property - 6/07 45.107(a)(3) I BR C Include in contracts for the conduct of basic or applied research at nonprofit institutions of***

***Alternate II higher education or at nonprofit organizations whose primry purpose is the conduct of scientific research***

245-2 Government Property 6/07 45.107(b) I BR C Include in solicitations and contracts for services to be performed on a Government Installation

Installation Operation when Government-furnished property will be provided for initial provisioning only and the Government

Services is not responsible for repair or replacement ***[yes; CO]***

245-3 Reserved

245-4 Reserved

245-5 Reserved

245-6 Reserved

245-7 Reserved

245-8 Reserved

245-9 Use and Charges 6/07 45.107(c) I BR C Include when 52.245-1 is included

245-10 Reserved

245-11 Government Property 6/03 45.302-6(d)(1) I BR C Include in solicitations and contracts when a facilities use contract is contemplated ***[no]***

(Facilities Use)

245-11 Government Property 6/03 02-6(e)(2) I BR C Same as basic clause and the contract is for conduct of basic or applied research at nonprofit

(Facilities Use) - institutions of higher education, or is awarded to a nonprofit organization whose

Alternate I primary purpose is the conduct of scientific research ***[no]***

245-12 Contract Purpose (Non- 4/84 45.302-7(a) I BR C May be included in solicitations and contracts when a facilities use contract is contemplated

profit Educational and award may be made to a nonprofit institution ***[no]***

Institutions)

245-13 Accountable Facilities 4/84 45.302-7(b) I BR C May be included in solicitations and contracts when a facilities contract is contemplated and

(Nonprofit Educational award may be made to a nonprofit educational institution ***[no]***

Institutions)

245-14 Use of Government 4/84 45.302-7(c) I BR C May be included in solicitations and contracts when a facilities use contract is contemplated

Facilities and award may be made to a nonprofit educational institution ***[no]***

245-15 Transfer of Title to 6/03 45.302-7(d) I BR C With a proper delegation of authority, may be included in solicitations and contracts when a

the Facilities consolidated facilities contract, a facilities acquisition contract, or a facilities use contract is contemplated for the conduct of basic or applied research at nonprofit institutions of higher education or at nonprofit organizations whose primary purpose is the conduct of scientific research ***[no]***

245-16 Facilities Equipment 4/85 45.302-7(e) I BR C Maybe included in solicitations and contracts when a consolidated facilities contract, a

Modernization facilities acquisition contract, or a facilities use contract is contemplated under which the Government will provide modernized or replacement facilities ***[no]***

245-17 Special Tooling 5/04 45.306-5 I BR C Include in solicitations and contracts when a fixed-price contract is contemplated, and either the contract will include special tooling provided by the Government or the Government will acquire title or right to title in special tooling to be acquired or fabricated by the contractor for the Government, other than special tooling to be delivered as an end item under the contract. The Special Tooling clause shall apply to all special tooling accountable to the contract. ***[no]***

245-18 Special Test Equipment 2/93 45.305(b) I BR C When contracting by negotiation, include in solicitations and contracts and the contractor will acquire or fabricate special test equipment for the Government but the exact identification of the special test equipment to be acquired or fabricated is unknown ***[no]***

245-19 Government Property 4/84 45.308-2 I BR C Include in solicitations and contracts when a contract other than a consolidated facilities

Furnished "As Is" contract, a facilities acquisition contract, or a facilities use contract is contemplated and Government production and research property is to be furnished "as is" ***[no]***

246-17 Warranty of Supplies of 6/03 46.710(a)(1) I FT\* C May be included in solicitations and contracts for noncomplex items when a fixed-price supply

a Noncomplex Nature contract is contemplated and the use of a warranty clause has been approved under agency procedures ***[no; covered by 52.212-4(o)]***

246-17 Warranty of Supplies of 4/84 46.710(a)(3) I FT\* C Same as basic clause EXCEPT it is desirable to specify that necessary transportation incident to

a Noncomplex Nature - correction or replacement will be at the Government's expense ***[no; covered by 52.212-4(o)]***

Alternate II

246-17 Warranty of Supplies of 4/84 46.710(a)(4) I FT\* C Same as basic clause EXCEPT if the supplies cannot be obtained from another source ***[no; covered***

a Noncomplex Nature - ***by 52.212-4(o)]***

Alternate III

246-17 Warranty of Supplies of 4/84 46.710(a)(5) I FT\* C Same as basic clause EXCEPT that a fixed-price incentive contract is contemplated ***[no; covered***

a Noncomplex Nature - ***by 52.212-4(o)]***

Alternate IV

246-17 Warranty of Supplies of 4/84 46.710(a)(6) I FT\* C Same as basic clause EXCEPT that it is anticipated that recovery of the warranted item will

a Noncomplex Nature - involve considerable Government expense for disassembly and/or reassembly of larger items ***[no;***

Alternate V ***covered by 52.212-4(o)]***

246-18 Warranty of Supplies of 5/01 46.710(b)(1) I FT\* C May be included in solicitations and contracts for deliverable complex items when a fixed-price

a Complex Nature supply or R&D contract is contemplated and the use of a warranty clause has been approved under agency procedures ***[no; covered by 52.212-4(o)]***

246-18 Warranty of Supplies of 4/84 46.710(b)(3) I FT\* C Same as basic clause EXCEPT it is desirable to specify that necessary transportation incident to

a Complex Nature - correction or replacement will be at the Government's expense ***[no; covered by 52.212-4(o)]***

Alternate II

246-18 Warranty of Supplies of 4/84 46.710(b)(4) I FT\* C Same as basic clause EXCEPT that a fixed-price incentive contract is contemplated ***[no; covered***

a Complex Nature - ***by 52.212-4(o)]***

Alternate III

246-18 Warranty of Supplies of 4/84 76.710(b)(5) I FT\* C Same as basic clause EXCEPT that it is anticipated that recovery of the warranted item will

a Complex Nature - involve considerable Government expense for disassembly or reassembly of larger items ***[no;***

Alternate IV ***covered by 52.212-4(o)]***

246-19 Warranty of Systems and 5/01 46.710(c)(1) I FT\* C May be included in solicitations and contracts when performance specifications or design are of

Equipment Under Perfor- major importance, a fixed-price supply, service, or R&D contract for systems and equipment is

mance Specifications or contemplated and the use of a warranty clause has been approved under agency procedures ***[no]***

Design Criteria

246-19 Warranty of Systems and 4/84 46.710(c)(2) I FT\* C Same as basic clause EXCEPT it is desirable to specify that necessary transportation incident to

Equipment Under Perfor- correction or replacement will be at the Government's expense ***[no]***

mance Specifications or

Design Criteria -

Alternate I

246-19 Warranty of Systems and 4/84 46.710(c)(3) I FT\* C Same as basic clause EXCEPT a fixed-price incentive contract is contemplated ***[no]***

Equipment Under Perfor-

mance Specifications or

Design Criteria -

Alternate II

246-19 Warranty of Systems and 4/84 46.710(c)(4) I FT\* C Same as basic clause EXCEPT it is anticipated that recovery of the warranted item will involve

Equipment Under Perfor- considerable Government expense for disassembly and/or reassembly of larger items ***[no]***

mance Specifications or

Design Criteria -

Alternate III

246-20 Warranty of Services 5/01 46.710(d) I FT\* C May be included in solicitations and contracts when a fixed-price contract for services is contemplated and the use of a warranty clause has been approved under agency procedures UNLESS 52.246-19 has been used ***[no; covered by 52.212-4(o)]***

246-21 Warranty of Construction 3/94 46.710(e)(1) I BR C May be included in solicitations and contracts when a fixed-price construction contract is contemplated and the use of a warranty clause has been approved under agency procedures ***[no]***

246-21 Warranty of Construction 4/84 46.710(e)(2) I BR C Same as basic clause EXCEPT the Government specifies in the contract the use of any equipment by

Alternate I "brand name and model" ***[no]***

246-23 Limitation of Liability 2/97 46.805 I BR C Include in solicitations and contracts when the contract is expected to be >$25,000, the contract is for other than ADP, telecommunications, construction, A-E, services or maint. and rehab. of real property and the contract requires delivery of end items that are not high-value items ***[no; covered by 52.212-4(p)]***

246-24 Limitation of Liability - 2/97 46.805 I BR C Include in solicitations and contracts when the contract amount is expected to be >$25,000, the

High-Value Items contract is for other than ADP, telecommunications, construction, A-E services or maint. and rehab. of real property and the contract requires delivery of end items that are high-value items ***[no]***

246-24 Limitation of Liability - 4/84 46.805 I BR C Same as basic clause EXCEPT the contract requires delivery of end items that are both high-value

High-Value Items - and other end items. The CO must identify the high-value items by line item. ***[no]***

Alternate I

246-25 Limitation of Liability - 2/97 46.805 I BR C Include in solicitations and contracts when the contract amount is >$25,000, the contract is for

Services other than ADP, telecommunications, construction, A-E services or maint. and rehab. of real property and the contract is for services ***[no]***

247-1 Commercial Bill of 02/06 47.104-4 I FT\* C Include in solicitations and contracts when the contracts will be cost-reimbursement contracts

Lading Notations or fixed-price f.o.b. origin contracts other than contracts at or below the simplified acquisition threshold. May be included in solicitations and contracts at or below the simplified acquisition threshold when delivery terms will be F.O.B. origin ***[yes; CC]***

247-2 Permits, Authorities, 1/97 47.207-1(a) I FT C Include in solicitations and contracts for transportation or for transportation-related services

or Franchises when regulated transportation is involved ***[no]***

247-3 Capability to Perform a 4/84 47.207-1(b) I BR C Include in solicitations and contracts for transportation or transportation-related services Contract for the Reloca- when a Federal Office is relocated ***[no]***

tion of a Federal Office

247-3 Capability to Perform a 02/06 47.207-1(b) I BR C Same as basic clause EXCEPT the relocation is intrastate and the CO determines that it is in the

Contract for the Reloca- Govt's interest not to apply the requirements for holding or obtaining State authority to

tion of a Federal Office - operate within the state and to maintain a facility within the State or Commercial zone ***[no]***

Alternate I

247-5 Familiarization with 4/84 47.207-1(d) I BR C Include in solicitations and contracts for transportation or transportation-related services to

Conditions ensure that offerors become familiar with conditions under which and where the services will be performed ***[no]***

247-7 Freight Excluded 4/84 47.207-3(d)(2) I BR C Include in solicitations and contracts for transportation or transportation-related services when any commodities or types of shipments have been identified for exclusion ***[no]***

247-8 Estimated Weights or 4/84 47-207-3(e)(2) I BR C Include in solicitations and contracts for transportation or transportation-related services

Quantities Not Guaranteed when weights or quantities are estimates ***[no]***

247-9 Agreed Weight - General 4/84 47.207-4(a)(1) I BR C Include in solicitations and contracts for transportation or for transportation-related services

Freight when the shipping activity determines the weight of shipments of freight other than household goods or office furniture ***[no]***

247-10 Net Weight - General 4/84 47.207-4(a)(2) I BR C Include in solicitations and contracts for transportation or for transportation-related services

Freight when the weight of shipments of freight other than household goods or office furniture is not known at the time of shipment and the contractor is responsible for determining the net weight of the shipments ***[no]***

247-11 Net Weight - Household 4/84 47.207-4(a)(2) I BR C Include in solicitations and contracts for transportation or for transportation-related services

Goods or Office Furniture when movements of Government employees' household goods or relocations of Government offices are involved ***[no]***

247-12 Supervision, Labor or 4/84 47.207-5(b) I BR C Include in solicitations and contracts for transportation or for transportation-related services

Materials when the contractor is required to furnish supervision, labor, or materials ***[no]***

247-13 Accessorial Services - 4/84 47.207-5(c) I BR C Include in solicitations and contracts for the transportation of household goods or office

Moving Contracts furniture ***[no]***

247-14 Contractor Responsibility 4/84 47.207-5(d) I BR C Include in solicitations and contracts for transportation or for transportation-related services

for Receipt of Shipment ***[no]***

247-15 Contractor Responsibility 4/84 47.207-5(e) I BR C Include in solicitations and contracts for transportation or for transportation-related services

for Loading and Unloading when the contractor is responsible for loading and unloading shipments ***[no]***

247-16 Contractor Responsibility 4/84 47.207-5(f) I BR C Include in solicitations and contracts for transportation or for transportation-related services

for Returning Undelivered when the contractor is responsible for returning undelivered freight ***[no]***

Freight

247-17 Charges 4/84 47.207-6(a)(2) I BR C Include in solicitations and contracts for transportation or for transportation-related services

***[no]***

247-18 Multiple Shipments 4/84 47.207-6(c)(5)(i) I BR C Include in solicitations and contracts for transportation or for transportation-related services when multiple shipments are tendered at one time to the contractor for transportation from one origin to two or more consignees at the same destination ***[no]***

247-19 Stopping in Transit for 4/84 47.207-6(c)(5)(ii)I BR C Include in solicitations and contracts for transportation or for transportation-related services

Partial Unloading when multiple shipments are tendered at one time to the contractor for transportation from one origin to two or more consignees along the route between origin and last destination ***[no]***

247-21 Contractor Liability for 4/84 47.207-7(c) I BR C Include in solicitations and contracts for transportation or for transportation-related services

Personal Injury and/or ***[no]***

Property Damage

247-22 Contractor Liability for 4/84 47.207-7(d) I BR C Include in solicitations and contracts for the transportation of freight other than

Loss of and/or Damage to household goods ***[no]***

Freight other than House-

hold goods

247-23 Contractor Liability for 1/91 47.207-7(e) I FT\* C Include in solicitations and contracts for the transportation of household goods ***[no]***

Loss of and/or Damage to

Household Goods

247-24 Advance Notification by 4/84 47.207-8(a)(1) I FT\* C Include in solicitations and contracts for transportation or for transportation-related services

the Government when the Government is responsible for notifying the contractor of specific service times or unusual shipments ***[no]***

247-25 Government-Furnished 4/84 47.207-8(a)(2)(i) I FT\* C Include in solicitations and contracts for transportation or for transportation-related services

Equipment With or Without when the Government furnishes equipment with or without operators ***[no]***

Operators

247-26 Government Direction and 4/84 47.207-8(a)(3) I BR C Include in solicitations and contracts for transportation or for transportation-related services

Marking when office relocations are involved ***[no]***

247-27 Contract Not Affected by 4/84 47.207-8(b) I BR C Include in solicitations and contracts for transportation or for transportation-related services

Oral Agreement ***[no]***

247-28 Contractor's Invoices 4/84 47.207-9(c) I FT C Include in solicitations and contracts for drayage or other term contracts for transportation or for transportation-related services ***[no]***

247-63 Preference for U.S.-Flag 6/03 47.405 I BR C Include in solicitations and contracts whenever it is possible that U.S. Government-financed

Air Carriers international air transportation of personnel (and their personal effects) or property will occur in the performance of the contract. DOES NOT apply to contracts awarded using simplified acquisition procedures or contracts for commercial items. ***[no; covered by 52.212-4(r)]***

247-64 Preference for Privately 02/06 47.507(a) I BR C Include in solicitations and contracts that may involve ocean transportation of supplies subject

Owned U.S.-Flag Commercial to the Cargo Preference Act of 1954 (For application of the Cargo Preference Act of 1954, see

Vessels 47.502(a)(3), 47.503(a) and 47.504.) ***[no; covered by 52.212-5 must be checked to be effective]***

247-64 Preference for Privately 4/03 47.507(a)(2) I BR C Include in solicitations and contracts if an applicable statute requires, or if it has been

Owned U.S.- Flag Commercial determined under agency procedures, that supplies to be furnished under contracts shall be

Vessels - Alternate I transported exclusively in privately-owned U.S.-flag commercial vessels ***[no; covered by 52.212-5, Alt. I, must be checked to be effective]***

247-64 Preference for Privately 02/06 47.507(a)(3) I BR C Include in solicitations and contracts if an applicable statute requires, or if it has been

Owned U.S. - Flag Commercial determined under agency procedures, that supplies, materials, or equipment to be shipped under

Vessels - Alternate II construction contracts shall be transported exclusively in privately-owned U.S.-flag commercial

vehicles **[no; covered by 52.212-5, Alt. I, must be checked to be effective]**

247-66 Returnable Cylinders 5/94 47.305-17 I FT\* C Include in solicitations and contracts whenever the contract involves the purchase of gas in contractor-furnished returnable cylinders and the contractor retains title to the cylinders ***[yes; CC]***

247-67 Submission of Commercial 02/06 47.104-4(c) I FT C Include in solicitations and contracts when a cost-reimbursement contract is contemplated and

Transportation Bills to the the contractor or a first-tier subcontractor thereunder will authorize reimbursement of trans-

General Services portation as a direct charge to the contract or subcontract ***[no]***

Administration for Audit

247-68 Report of Reshipment 02/06 47.208-2 I BR C Include in solicitations and contracts when advance notice of shipment is required for safety or

(REPSHIP) security reasons, or where carload or truckload shipments will be made to DoD installations or,

As required, to civilian agency facilities

248-1 Value Engineering 2/00 48.201 I BR C Include in solicitations and contracts when the contract amount is expected to be >$100,000 EXCEPT for R&D other than full-scale development, engineering services from not-for-profit or nonprofit organizations, personal services, providing for product or component improvement, unless the value engineering incentive application is restricted to areas not covered by provisions for product or component improvement, commercial products that do not involve packaging specifications or other special requirements or specifications or architect-engineer services [DO NOT USE IN A-E CONTRACTS] ***[yes; consistent with agency procedure]***

248-1 Value Engineering - 4/84 48.201(c)(1) I BR C Same as basic clause EXCEPT the CO selects a mandatory value engineering program requirement

Alternate I ***[yes; consistent with agency procedure]***

248-1 Value Engineering - 2/00 48.201(d)(1) I BR C Same as basic clause EXCEPT the CO selects both a value engineering incentive and mandatory

Alternate II value engineering program requirement ***[yes; consistent with agency procedure]***

248-1 Value Engineering - 4/84 48.201(e) I BR C Same as basic clause EXCEPT use when the head of the contracting activity determines that the

Alternate III cost of calculating and tracking collateral savings will exceed the benefits to be derived in a contract calling for a value engineering incentive ***[yes; consistent with agency procedure***

248-2 Value Engineering 3/90 48.201(f) I BR C Include in solicitations and contracts whenever the government requires and pays for a specific

Program--Architect- value engineering effort in architect-engineer contracts ***[yes; CO]***

Engineer

248-3 Value Engineering - 09/06 48.202 I BR C Include in solicitations and contracts for construction when the contract amount is estimated to

Construction exceed the Simplified Acquisition Threshold, unless an incentive contract is contemplated ***[yes; CO]***

248-3 Value Engineering - 4/84 48.202 I BR C Same as above AND the head of the contracting activity determines that the cost of computing and

Construction - Alternate I tracking collateral savings for a contract will exceed the benefits to be derived ***[yes; CO]***

**NOTE:THE REQUIREMENTS OF FAR PART 49 DO NOT APPLY WHEN TERMINATING CONTRACTS FOR COMMERCIAL ITEMS AND CONTRACTING OFFICERS SHALL FOLLOW THE PROCEDURES IN 12.403.**

249-1 Termination for Con- 4/84 49.502(a)(1) I BR C Include in solicitations and contracts when a fixed price contract is contemplated and the

venience of the Govern- contract is not expected to exceed the SAT UNLESS 52.249-4 is more appropriate, the contract is for

ment (Fixed-Price)(Short R&D work with an educational or non-profit institution on a no-profit basis, A-e services or

Form) 52.249-11, 52.249-12, or an agency clause for communication services is included ***[no; covered by 52.212-4(l)]***

249-1 Termination for Con- 4/84 49.502(a)(2) I BR C Same as basic clause EXCEPT the contract is for dismantling, demolition, or removal of

venience of the Govern- improvements ***[no; covered by 52.212-4(l)]***

ment (Fixed-Price)(Short

Form) - Alternate I

249-2 Termination for Con- 5/04 49.502(b)(1)(i) I BR C Include in solicitations and contracts when a fixed-price contract is contemplated and the

venience of the Govern- contract amount is expected to exceed the SAT EXCEPT for contracts for (a) dismantling and

ment (Fixed-Price) demolition, (b) R&D work with an educational or nonprofit institution on a no-profit basis, or (c) architect-engineer services. DO NOT use if 52.249-4, 52.249-11, 52.249-12, or an agency clause for communication services is more appropriate ***[no; covered by 52.212-4(l)]***

249-2 Termination for Con- 9/96 49.502(b)(1)(ii) I BR C Same as basic clause EXCEPT contract is for construction ***[no; covered by 52.212-4(l)]***

venience of the Govern-

ment (Fixed-Price) -

Alternate I

249-2 Termination for Con- 9/96 49.502(b)(1)(iii) I BR C Same as basic clause EXCEPT contract is with an agency of the U. S. Government or with State, venience of the Govern- local or foreign governments or their agencies and the CO determines that the requirement to pay

ment (Fixed-Price) - interest on excess partial payments is inappropriate ***[no; covered by 52.212-4(l)]***

Alternate II

249-2 Termination for Con- 9/96 49.502(b)(1)(iii) I BR C Same as basic clause EXCEPT contract is for construction and with an agency of the U. S.

venience of the Govern- Government or State, local, or foreign governments or their agencies ***[no; covered by 52.212-***

ment (Fixed-Price) - **4(l)]**

Alternate III

249-3 Termination for Con- 5/04 49.502(b)(2) I BR C Include in solicitations and contracts for dismantling, demolition, or removal of improvements

venience of the Govern- when a fixed-price contract is contemplated and the contract amount is expected to exceed the SAT

ment (Dismantling, Demo- **[no]**

lition, or Removal of

Improvements)

249-3 Termination for Con- 9/96 49.502(b)(2) I BR C Same as basic clause EXCEPT the contract is with an agency of the U. S. Government or with

venience of the Govern- State, local, or foreign governments or their agencies and the CO determines that the

ment (Dismantling, Demo- requirement to pay interest on excess partial payments is inappropriate ***[no]***

lition, or Removal of

Improvements) - Alternate I

249-4 Termination for Con- 4/84 49.502(c) I BR C Include in solicitations and contracts for services when a fixed-price contract is contemplated

venience of the Govern- and the CO determines that due to the nature of services required, the contractor will not incur

ment (Services)(Short Form) substantial charges in preparation for and in carrying out the contract, and would, if terminated for convenience of the Government, limit termination settlement charges to services rendered before the date of termination***[no]***

249-5 Termination for Con- 9/96 49.502(d) I BR C Include in solicitations and contracts when either a fixed-price or cost-reimbursement contract

veneience of the Govern- is contemplated for R&D Work with an educational or nonprofit institution on a no-profit or no-

ment (Educational and fee basis ***[no]***

Other Nonprofit Institu-

tions)

249-6 Termination (Cost- 5/04 49.503(a)(1) I BR C Include in solicitations and contracts when a cost-reimbursement contract is contemplated EXCEPT

Reimbursement) for Contracts for A-E services and for R&D with an educational or nonprofit institution on a no-fee basis ***[no]***

249-6 Termination (Cost- 9/96 49.503(a)(2) I BR C Same as basic clause EXCEPT contract is for construction ***[no]***

Reimbursement) -

Alternate I

249-6 Termination (Cost- 9/96 49.503(a)(3) I BR C Same as basic clause EXCEPT contract is with an agency

Reimbursement) - of the US Government or with State, local, or foreign

Alternate II governments or their agencies and the CO determines that the requirement to pay interest on excess partial payments is inappropriate ***[no]***

249-6 Termination (Cost- 9/96 49.503(a)(3) I BR C Same as 52.249-6 Alternate I AND contract is for construction ***[no]***

Reimbursement) -

Alternate III

249-6 Termination (Cost- 9/96 49.503(a)(4) I BR C Same as basic clause AND the contract is a time-and-material or labor-hour contract ***[no]***

Reimbursement) -

Alternate IV

249-6 Termination (Cost- 9/96 49.503(a)(4) I BR C Same as 52.249-6 Alternate IV AND the contract is with an agency of the U. S. Government or with Reimbursement) - state, local or foreign governments or their agencies and the CO determines that the requirement

Alternate V to pay interest on excess partial payments is inappropriate ***[no]***

249-7 Termination (Fixed-Price 4/84 49.503(b) I BR C Include in solicitations and contracts for architect-engineer services when a fixed-price

Architect-Engineer) contract is contemplated ***[no]***

249-8 Default (Fixed-Price 4/84 49.504(a)(1) I BR C Include in solicitations and contracts when a fixed-price contract is contemplated and the

Supply and Service) amount is expected to exceed the simplified acquisition threshold (may be included in contracts at or below the simplified acquisition threshold) ***[no; covered by 52.212-4(m)]***

249-8 Default (Fixed-Price 4/84 49.504(a)(2) I BR C Same as basic clause EXCEPT contract is for transportation or transportation-related services

Supply and Service) - ***[no; covered by 52.212-4(m)]***

Alternate I

249-9 Default (Fixed-Price 4/84 49.504(b) I BR C Include in solicitations and contracts for R&D when a fixed-price contract is contemplated and

Research and Development) the contract amount is expected to exceed the simplified acquisition threshold EXCEPT those with educational or nonprofit institutions on a no-profit basis (May be included in contracts at or below the simplified acquisition threshold) ***[no]***

249-10 Default (Fixed-Price 4/84 49.504(c)(1) I BR C Include in solicitations and contracts for construction when a fixed-price contract is contem-

Construction) plated and the contract amount is expected to exceed the simplified acquisition threshold. (May be included in contracts at or below the simplified acquisition threshold) ***[no]***

249-10 Default (Fixed-Price 4/84 49.504(c)(2) I BR C Same as basic clause EXCEPT contract is for dismantling, demolition, or removal of Construction - improvements ***[no]***

Alternate I

249-10 Default (Fixed-Price 4/84 49.504(c)(3) I BR C Same as basic clause AND contract is to be awarded during a period of national emergency ***[no]***

Construction) -

Alternate II

249-10 Default (Fixed-Price 4/84 49.504(c)(3) I BR C Same as 52.249-10 Alternate I AND contract is to be awarded during a period of national

Construction) - emergency ***[no]***

Alternate III

249-11 Reserved

249-12 Termination (Personal 4/84 49.505(a) I BR C Include in solicitations and contracts for personal services ***[no]***

Services)

249-13 Reserved

249-14 Excusable Delays 4/84 49.505(b) I BR C Include in solicitations and contracts for supplies, services, construction, and R&D on a fee basis whenever a cost-reimbursement contract is contemplated. Also insert in time-and-material contracts and labor-hour contracts ***[no]***

250-1 Indemnification Under 4/84 50.104-4 I BR C Include in solicitations and contracts whenever the approving official determines that the

Public Law 85-804 contractor shall be indemnified against unusually hazardous or nuclear risks ***[no]***

250-1 Indemnification Under 4/84 50.104-4 I BR C Same as basic clause AND contract is a cost-reimbursement type contract ***[no]***

Public Law 85-804 -

Alternate I

250-5 SAFETY Act – Equitable 11/07 50.206(d) I BR C Include in solicitations if the provision at 52.250-3 or 52.250-4 is used with its Alternate II

Adjustment and in any resultant contract, if DHS has not issued SAFETY Act designation or certification to the successful offeror before contract award

251-1 Government Supply Sources 4/84 51.107 I BR C Include in solicitations and contracts when the CO may authorize the contractor to acquire supplies or services from a Government supply source ***[no]***

251-1 Government Supply 4/84 52.107 I BR C Same as basic clause and a facilities contract is contemplated ***[no]***

Sources - Alternate I

251-2 Interagency Motor Pool 1/91 51.205 I BR C Include in solicitations and contracts when a cost-reimbursement contract is contemplated and

Vehicles and Related the CO may authorize the contractor to use interagency motor pool vehicles and related services

Services **[no]**

252-2 Clauses Incorporated by 2/98 52.107(b) I FT\* C Include in solicitations and contracts when clauses are incorporated by reference ***[no]***

Reference

252-4 Alterations in Contract 4/84 52.107(d) I FT\* C Include in solicitations and contracts in order to revise or supplement, as necessary, other parts of the contract, or parts of the solicitation that apply after contract award, EXCEPT for any clause authorized for use with a deviation ***[no]***

252-6 Authorized Deviations 4/84 52.107(f) I FT\* C Include in solicitations and contracts that include any FAR or supplemental clause with an

in Clauses authorized deviation ***[no]***

253-1 Computer Generated Forms 1/91 53.111 I BR C Include in solicitations and contracts that require the contractor to submit data on Standard or Optional Forms prescribed by FAR and, unless prohibited by agency regulations, forms prescribed by agency supplements ***[no]***

203-2 Certificate of Indepen- 4/85 3.103-1 K FT P Include in solicitations when a fixed-price contract or a fixed-price contract with economic

dent Price Determination price adjustment is contemplated EXCEPT the acquisition is to be made under the simplified acquisition procedures in Part 13, the solicitation is for technical proposals in 2-step sealed bidding or solicitation is for utility services for which rates are set by law or regulation. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no]***

203-11 Certification and Dis- 8/07 3.808 K FT P Include in solicitations expected to exceed $100,000. DO NOT INCLUDE IF 52.204-7 IS INCLUDED.

Closure Regarding Payments ***[no; covered by 52.212-3(e)]***

to Influence Certain

Federal Transactions

204-3 Taxpayer Identification 10/98 4.905 K FT P Include in all solicitations unless the TIN of each offeror has previously been obtained and is known. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no; covered by 52.212-3(b)]***

204-5 Women-Owned Business 5/99 4.607(b) K FT P Include in all solicitations that are not set aside for small business concerns and that exceed

(Other Than Small Business) the simplified acquisition threshold when the contract is to be performed inside the U. S., its territories or possessions, Puerto Rico, the Trust Territory of the Pacific Islands or the District of Columbia. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no; covered by 52.212-3]***

204-8 Annual Representations and 01/06 4.1202 K FT P Include in all solicitations and contracts except for commercial item solicitations issued under

Certifications FAR Part 12

207-4 Economic Purchase 8/87 7.203 K FT P Include in solicitations for supplies UNLESS award will be made under GSA's multiple award FSS,

Quantities-Supplies or the CO determines that the Government already has the data, the data is otherwise readily available, or it is impossible for the Government to vary its future requirements ***[yes; CC]***

209-5 Certification Regarding 5/08 9.104-6 K FT P Include in solicitations where the contract value is expected to exceed the simplified

Responsibility Matters ***acquisition threshold.*** DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***(no; covered by 52.212-3(h)]***

214-14 Place of Performance - 4/85 14.201-6(h) K FT P Include in IFBs EXCEPT those in which the place of performance is specified by the Government

Sealed Bidding DO NOT INCLUDE IF 52.204-7 IS INCLUDED. **[no]**

214-16 Minimum Bid Acceptance 4/84 14.206-6(j) K FT\* P Include in IFBs, EXCEPT for construction, if the CO determines that a minimum acceptance period

Period must be specified ***[yes; CC]***

215-6 Place of Performance 10/97 15.209(f) K FT P Include in negotiated solicitations EXCEPT those in which the place of performance is specified by the Government. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. **[no]**

219-1 Small Business Program 5/04 19.308(a)(1) K FT P Include in solicitations other than micropurchases when the contract is to be performed inside

Representations the US, its territories, or possessions, Puerto Rico, the Trust Territory of the Pacific Islands or DC ***[no; covered by 52.212-1 and -3]* DO NOT INCLUDE IF 52.204-7 IS INCLUDED.**

219-1 Small Business Program 4/02 19.308(a)(2) K FT P Same as above and use Alternate I in solicitations issued by DoD, NASA, or the Coast Guard that

Representations - the contracting officer expects will exceed the threshold at 4.601(a). DO NOT INCLUDE IF 52.204-7

Alternate I IS INCLUDED.

219-2 Equal Low Bids 10/95 19.308(c) K FT P When contracting by sealed bidding, include in solicitations and contracts when the contract is to be performed inside the U. S., its territories or possessions, Puerto Rico, the Trust Territory of the Pacific Islands or the District of Columbia. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no; covered by 52.212-3]***

219-19 Small Business Concern 10/00 19.1008(a) K FT\* P Include in all solicitations in the 4 designated industry groups. DO NOT INCLUDE IF 52.204-7 IS

Representation for the INCLUDED. ***[no; covered by 52.212-3]***

Small Business Competi-

tiveness Demonstration

Program

219-20 Notice of Emerging Small 1/91 19.1008(b) K FT P Include in all solicitations for emerging small businesses in accordance with

Business Set Aside 19.1007© ***[no; covered by 52.212-3]***

219-21 Small Business Represen- 5/99 19.1008(c) K FT\* P Include in all solicitations issued in each of the targeted industry categories under the Small

tation for Targeted Industry Business Competitiveness Demonstration Program that are expected to result in a contract award I

Categories under the Small ***in excess of $25,000.*** DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no; covered by 52.212-3]***

Business Competitiveness

Demonstration Program

219-22 Small Disadvantaged 10/99 19.308(b) K FT P Include in solicitations that include the clause at 52.219-23. DO NOT INCLUDE IF 52.204-7 IS

Business Status INCLUDED. [yes; C.O.]

219-22 Small Disadvantaged 10/98 19.308(b) K FT P Same as the basic clause and use the Alternate I in solicitations for acquisitions for which a Business Status - price evaluation adjustment for small disadvantaged business concerns is authorized on a

Alternate I regional basis. DO NOT INCLUDE IF 52.204-7 IS INCLUDED.

222-18 Certification Regarding 2/01 22.1505(a) K FT P Include in all solicitations (except as provided in paragrah (b)

Knowledge of Child Labor of 22.1503) that are expected to exceed the micro-purchase threshold

for Listed End Products and are for the acquisition of end products (regardless of country of origin)

of a type identified by country of origin on the List of Products Requiring

Contractor Certification as to Forced or Indentured Child Labor, except for

Commercial items that include the provision at 52.212-3, Offeror Representations

and Certifications-Commercial Items. DO NOT INCLUDE IF 52.204-7 IS INCLUDED.

222-22 Previous Contracts and 2/99 22.810(a)(2) K FT P Same as 52.222-21. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no; covered by 52.212-3(d)(2)]***

Compliance Reports

222-25 Affirmative Action 4/84 22.810(d) K FT P Include in solicitations, other than for construction, when a contract is contemplated

Compliance that will include 52.222-26. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no; covered by 52.212-3(d)(3)]***

222-38 Compliance with Veterans' 12/01 22.1310(c) K BR P Insert in solicitations when it is anticipated the contract award will exceed the simplified

Employment Reporting acquisition threshold and the contract is not for acquisition of commercial items. DO NOT INCLUDE

Requirements IF 52.204-7 IS INCLUDED.

222-48 Exemption from Appli- 11/07 22.1006(e)(1) I FT C Include in solicitations and contracts calling for maint., calibration, and/or repair of ADP,

cation of Service Contract scientific and medical, and office and business equipment, if the CO determines that the

Act Provisions for Contracts contract may be exempt from SCA coverage. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[yes; in***

For Maintenance, Calibra- ***accordance with agency procedures]***

tion, and/or Repair of

Certain Information Tech-

nology, Scientific and

Medical and/or Office and

Business Equipment--

Contractor Certification

222-52 Exemption from Application 11/07 22.1006(e)(3) K FT P Include in solicitations that include 52.222-41 but the contract may be exempt from the

Of the Service Contract Service Contract Act in accordance with 22.1003-4(d) INCLUDE IN FULL TEXT; NOT COVERED BY ORCA

Act to Contracts for

Certain Services—

Certification

223-1 Biobased Product 12/07 23.406(a) K FT P Include in solicitations that require the delivery or specify the use of USDA designated

Certification items or includes the clause at 52.223-2; NOTE: NOT INCLUDED IN ORCA, SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

223-4 Recovered Material 5/08 23.406(c) K FT P Include in solicitations that are for, or specify the use of, recovered materials. DO NOT INCLUDE

Certification IF 52.204-7 IS INCLUDED. ***[no]***

223-13 Certification of Toxic 8/03 23.906(a) K FT P Include in all solicitations for competitive contracts expected to exceed $100,000 (including

Chemical Release Reporting all options) and competitive 8(a) contracts unless a procurement official at a level no lower than the head of the contracting activity approves a Determination that it is not practicable for the particular solicitation or a particular class of solicitations. For acquisitions that exceed $500,000, the approving official must consult with EPA prior to approving such a determination. This provision is not applicable to acquisitions for commercial items processed under part 12. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no]***

225-2 Buy American Act- 6/03 25.1101(a)(2) K FT P Include in solicitations containing the clause at 52.225-1. DO NOT INCLUDE IF 52.204-7 IS

Certificate INCLUDED.

225-4 Buy American Act - Free 11/07 25.1101(b)(2)(i) K FT P Include in solicitation containing 52.225-3. DO NOT INCLUDE IF 52.204-7 IS INCLUDED.

Trade Agreements -

Israeli Trade Act

Certificate

225-4 Buy American Act - 5/02 25.1101(b)(2)(ii) K FT P Same as above when value exceeds $25,000 but is <$50,000.

Free Trade Agreements -

Israeli Trade Act

Alternate I

225-4 Buy American Act - 5/02 25.1101(b)(2)(iii)K FT P Same as above when value exceeds $50,000 or more but is <$67,826

Free Trade Agreements -

Israeli Trade Act

Alternate II

225-6 Trade Agreements 01/05 25.1101 (c)(2) K FT P Include in solicitations that contain 52.225-5. DO NOT INCLUDE IF 52.204-7 IS INCLUDED.Certificate

225-18 Place of Manufacture 09/06 25.1101(f) K FT P Include in solicitations that are predominantly for the acquisition of manufactured end products

(the estimated value of the manufactured end product exceeds the estimated value of other items

To be acquired as a result of the solicitation)

225-20 Prohibition on Conducting 6/08 25.1103(d) K FT P Include in solicitations for the acquisition of products or services (other than commercial items

Restricted Business procured under Part 12) (NOTE: Not included in ORCA; thus, must be included in the solicitation)

Operations in Sudan –

Certification

226-2 Historically Black College 5/97 26/304 K FT P Include in solicitations exceeding the micropurchase threshold for research, studies, supplies

or University and Minority or services of the type normally acquired from higher educational institutions. DO NOT INCLUDE IF

Institution Representation 52.204-7 IS INCLUDED.

226-3 Disaster or Emergency Area 11/07 26.203(a) K FT P Include in solicitations for disaster or emergency assistance activities that are set aside for

Representation local firms, organizations and individuals under the Stafford Act – NOTE: NOT INCLUDED IN ORCA,

SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

226-4 Notice of Disaster or 8/06 26.203(b) K FT P Include in solicitations for disaster or emergency assistance activities that are set aside for

Emergency Set Aside local firms, organizations and individuals under the Stafford Act – NOTE: NOT INCLUDED IN ORCA,

SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

227-6 Royalty Information 4/84 27.202-5(a) K BR P Include in solicitations for work to be performed in the US resulting from a negotiated contract for which royalty info. is desired or for which cost or pricing data is obtained under 15.804. DO NOT INCLUDE IF 52.204-7 IS INCLUDED. ***[no]***

227-6 Royalty Information 4/84 27.202-5(a)(2) K BR P Use if solicitation is for communication services and facilities by a common carrier ***[no]***

Alternate I

227-7 Patents--Notice of 4/84 27.202-5(b) K FT\* C Use in solicitations if the Government is obligated to pay a royalty on a patent involved in the

Government Licensee prospective contract ***[no]***

227-15 Representation of Limited 12/07 27.409(c) K FT P Use in solicitations and contracts where the CO wants the offeror to indicate whether

Rights Data and Restricted limited rights data or restricted software will be used in performing the contract. DO NOT

Computer Software INCLUDE IF 52.204-7 IS INCLUDED. ***[no]***

230-1 Cost Accounting Standards 6/00 30.201-3(a) K FT P Include in all negotiated solicitations and contracts subject to CAS unless it meets one of the

Notices and Certification following exemptions: (1) sealed bidding is utilized; (2) estimated value of the contract/subcontract does not exceed $500,000; (3) award of the contract/subcontract is to be made to a small business; (4) award of the contract/subcontract is to be made to a foreign government; (5) the contract/subcontract price is set by law or regulation; (6) when contract/subcontract prices are based on established catalog or market prices of commercial items sold in substantial quantities to the general public; (7) contracts/subcontracts awarded pursuant to a labor surplus area set aside; (8) the contract/subcontract is to be performed entirely outside the US, its territories and possessions; (9) a firm fixed price contract/subcontract is to be awarded without submission of any cost data, provided that the failure to submit such data is not attributable to a waiver of the requirement for certified cost or pricing data. NOTE: There are other exemptions [detailed in FAR Appendix B, 9903.201-1(b)], but they will generally not be applicable to SSA contracts. ***[no]***

230-1 Cost Accounting Standards 4/96 30.201-3(b) K FT P Include in all negotiated solicitations and contracts subject to CAS if an award to an

Notices and Certification educational institution in contemplated prior to 7/1/97 unless the contract is to be performed

Alternate I Federally Funded Research and Development Center (FFRDC) or the provision at 48 CFR 9903.201-2(c)(6) (FAR Appendix B) applies

230-7 Proposal – Disclosure – Cost 04/05 30.203-3© K FT P Include in solicitations for contracts subject to CAS (do not include in contracts resulting from

Accounting Practice Changes sealed fids; negotiated contracts and subcontracts <$500K; contracts or subcontracts with small

Businesses; contracts or subcontracts with foreign governments or their agents; contracts or

subcontracts where price is set by law or regulation; firm fixed price or fixed price with

economic price adjustment contracts for commercial items; contracts or subcontracts <$7.5M

provided that at time of award the business unit of the contractor is not currently performing

any CAS-covered contract >$7.5M; contract or subcontract with a United Kingdom contractor;

subcontract under the NATO PHM ship program to be performed outside the US by a foreign concern;

contracts and subcontracts to be executed and performed outside the US, its territories or

possessions; or firm fixed price contract or subcontract awarded on the basis of adequate price

competition without submission of cost or pricing data.)

234-2 Notice of Earned Value 07/06 34.203(a) K FT P Include in solicitations that require the Contractor to use an Earned Value Management System

Management System – Pre- (those for capital assets obligating >$500,000 annually or are otherwise determined to be a major

Award IBR acquisition by OMB, DOC or NOAA) and for which the Government requires an Integrated Baseline

Review prior to award

234-3 Notice of Earned Value 07/06 34.203(b) K FT P Include in solicitations that require the Contractor to use an Earned Value Management System

Management System – Post- (those for capital assets obligating >$500,000 annually or are otherwise determined to be a major

Award IBR acquisition by OMB, DOC or NOAA) and for which the Government requires an Integrated Baseline

Review after contract award

236-28 Preparation of Proposals - 10/97 36.520 K FT P Include in solicitations for construction when contracting by negotiation

Construction

241-1 Electric Service Territory 5/99 41.501(b) K FT P Include in solicitations for utility services when proposals from alternative electric suppliers

Compliance Representation are sought ***[no]***

247-53 Freight Classification 4/84 47.305-9(b)(1) K FT\* P Include in solicitations when the supplies being acquired are new to the supply system,

Description nonstandard or modifications of previously shipped items, and different freight classifications may apply ***[yes; CC]***

**250-2 SAFETY Act Coverage Not 11/07 50.206(a) K FT P Include in solicitations if the agency consulted with DHS on a questionable case of SAFETY Act**

**Applicable applicability to an acquisition in accordance with 50.205-1(a), and after the consultation, the**

**Agency has determined that SAFETY Act protection is not applicable for the acquisition; or DHS has**

**Denied approval of a pre-qualification designation notice.** NOTE: NOT INCLUDED IN ORCA,

SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

**250-3 SAFETY Act Block 11/07 50.206(b)(1) K FT P Include in solicitations when DHS has issued a block designation/certification for the solicited**

**Designation/Certification technologies.** NOTE: NOT INCLUDED IN ORCA,SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

**250-3 SAFETY Act Block 11/07 50.206(b)(2) K FT P Same as basic clause except contingent offers are authorized in accordance with 50.205-3**

**Designation/Certification** NOTE: NOT INCLUDED IN ORCA, SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

**Alternate I**

**250-3 SAFETY Act Block 11/07 50.206(b)(3) K FT P Same as basic clause except when offers presuming SAFETY Act designation or certification are**

**Designation/Certification authorized in accordance with 50.205-4; CO may alter the number of days within which offerors**

**Alternate II must submit their SAFETY Act designation or certification application** NOTE: NOT INCLUDED IN ORCA,

SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

**250-4 SAFETY Act Pre-qualification 11/07 50.206(c)(1) K FT P Include in solicitations for which DHS has issued a pre-qualification designation notice**

**Designation Notice** NOTE: NOT INCLUDED IN ORCA, SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

**250-4 SAFETY Act Pre-qualification 11/07 50.206(c)(2) K FT P Same as Basic Clause except contingent offers are authorized in accordance with 50.205-3**

**Designation Notice** NOTE: NOT INCLUDED IN ORCA, SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

**Alternate I**

**250-4 SAFETY Act Pre-qualification 11/07 50.206(c)(3) K FT P Same as Basic Clause except offers presuming SAFETY Act designation or certification are**

**Designation Notice authorized in accordance with 50.205-4; the CO may alter the number of days within which**

**Alternate II offerors must submit their SAFETY Act designation or certification application**

NOTE: NOT INCLUDED IN ORCA, SO IT MUST BE INCLUDED IN SOLICITATIONS IN FULL TEXT.

**NOTE: Where notice of award will be made electronically, solicitation must inform offerors of that fact.**

204-6 Data Universal Numbering 4/08 4.607(a) L FT P Include in all solicitations expected to result in a requirement for the generation of a

System (DUNS) Number Contract Action Report and does not include 52.204-7(NOT REQUIRED IF SOLICITATION INCLUDES

52.204-7)

207-1 Notice of Standard 05/06 7.305(a) L FT\* P Include in solicitations issued for the purpose of comparing the costs of contractor and

Competition Government performance when conducting a standard competition.[***yes; in accordance with agency procedure; specifically for A-76 acquisitions]***

207-2 Notice of Streamlined 05/06 7.305(b) L FT\* P Include in solicitations issued for the purpose of comparing the costs of contractor and

son - Negotiated Government performance when conducting a streamlined competition ***[yes; in accordance with agency procedure; specifically for A-76 acquisitions]***

211-1 Availability of Speci- 8/98 11.204(a) L BR P Include in solicitations that are issued by civilian agency contracting offices and cite

fications Listed in the specifications listed in the Index that are not furnished with the solicitation ***[no; covered***

GSA Index of Federal ***by 52.212-1(i)]***

Specifications, Standards

and Commercial Item

Descriptions, FPMR Part 101-29

211-2 Availability of Speci- 01/06 11.204(b) L FT\* P Include in solicitations that cite specfications listed in the fications Listed in the in the DODISS or DoD 5010.12 that are not furnished with the solicitation ***[no; covered***

DOD Index of Specifica- ***by 52.212-1(i)]***

tions and Standards (DODISS)

and descriptions listed in the

Acquisition Management Systems

and Data Requirements Control

List, DOD 5010.12-L

211-3 Availability of Speci- 6/88 11.204(c) L FT\* P Include in solicitations that cite specifications that are not listed in the Index and are not

fications Not Listed in furnished with the solicitation, but may be obtained from a designated source ***[no; covered***

the GSA Index of Federal ***by 52.212-1(i)]***

Specifications, Standards

and Commercial Item Descriptions

211-4 Availability for Exami- 6/88 11.204(d) L FT\* P Include in solicitations that cite specifications that are not listed in the Index and are

nation of Specifications available for examination at a specified location ***[no; covered by 52.212-1(i)]***

not Listed in the GSA

Index of Federal Speci-

fications, Standards and

Commercial Item Descriptions

211-6 Brand Name or Equal 8/99 11.107(a) L FT P Include in solicitation when brand name or equal purchase descriptions are included.[yes;CO]

211-7 Alternatives to 11/99 11.107(b) L BR P Insert in solicitations that use Government-unique standards when the agency uses the

Government-Unique Specifications transaction-based reporting method to report its use of voluntary consensus standards to the

NIST

211-14 Notice of Priority 9/90 11.604(a) L FT\* P Include in solicitations when the contract to be awarded will be a rated order ***[yes; in***

Rating for National ***accordance agency procedure]***

Defense, Emergency

Preparedness and

Energy Program Use

214-3 Amendments to IFBs 12/89 14.201-6(b)(1) L BR P Include in IFBs ***[no; covered by 52.212-1(b)(9)]***

214-4 False Statements in Bids 4/84 14.201-6(b)(2) L BR P Include in IFBs ***[no]***

214-5 Submission of Bids 3/97 14.201-6(c)(1) L BR P Include in IFBs UNLESS the IFB is for construction that is not estimated to exceed $10,000. Use in construction IFBs not estimated to exceed $10,000 is optional. ***[no; covered by 52.212-1(b)]***

214-6 Explanation to Pro- 4/84 14.201-6(c)(2) L BR P Same as 52.214-5 ***[no]***

spective Bidders

214-7 Late Submissions, Modi- 11/99 14.201-6(c)(3) L BR P Same as 52.214-5 and IFB is issued in U.S. or Canada for submission of bids to a contracting

fications and Withdrawals office in the U. S. or Canada ***[no; covered by 52.212-1(f)]***

of Bids

214-10 Contract Award - 7/90 14.201-6(e) L BR P Include in IFBs EXCEPT those for construction ***[yes; CC; use in lieu of 52.212-2 per***

Sealed Bidding **12.301(c)(2)]**

214-12 Preparation of Bids 4/84 14.201-6(f) L BR P Include in IFBs to which the uniform contract format applies ***[no]***

214-13 Telegraphic Bids 4/84 14.201-6(g)(1) L BR P Include in IFBs in which the CO decides to authorize telegraphic bids ***[yes;CC]***

214-13 Telegraphic Bids - 11/88 14.201-6(g)(2) L BR P Include in IFBs for perishable subsistence and when the CO considers that offerors will be

Alternate I unwilling to provide acceptance periods long enough to allow written confirmation ***[yes; CC]***

214-15 Period for Acceptance 4/84 14.201-6(i) L FT\* P Include in IFBs that are not issued on SF33 EXCEPT IFBs for construction work or in which the

of Bids Government specifies a minimum acceptance period ***[no; covered by 52.212-1(c)]***

214-18 Preparation of Bids - 4/84 14.201-6(l) L BR P Include in IFBs for construction work estimated to exceed $10,000. May be included in IFBs for

Construction construction work estimated not to exceed $10,000 ***[no]***

214-19 Contract Award - Sealed 8/86 14.201-6(m) L BR P Include in IFBs for construction work that is estimated to exceed $10,000 ***[no]***

Bidding - Construction

214-20 Bid Samples 4/02 14.201-6(o)(1) L FT\* P Include in IFBs if bid samples are required ***[no; covered by 52.212-1(d)]***

214-20 Bid Samples - Alternate I 5/02 14.201-6(o)(2)(i) L FT\* P Include in IFBs where the requirement for furnishing bid samples may be waived if a bidder offers a product previously or currently being contracted for or tested by the Government and found to comply with specification requirements conforming in every material respect with those in the current IFB and the CO anticipates granting waivers thereunder and if the nature of the required product does not necessitate limiting the grant of a waiver to a product produced at the same plant in which the product previously acquired or tested was produced ***[no; covered by 52.212-1(d)]***

214-20 Bid Samples - Alternate II 5/02 14.201-6(o)(2)(ii)L FT\* P Same as 52.214-20 Alternate I and the nature of the product necessitates limiting the grant of a waiver to a product produced at the same plant in which the product previously acquired or tested was produced ***[no; covered by 52.212-1(d)]***

214-21 Descriptive Literature 4/02 14.201-6(p)(1) L BR P Include in IFBs if descriptive literature is required to evaluate the technical acceptability of

an offered product and the required information will not be readily available unless it is

submitted by bidders (RFP/IFB must specifically state what is required and the purpose for which

it is required per Adrian Sup. Co., GAO B-253646 (7/1/93)) [no; covered by 52.212-1(b)(4)]

214-21 Descriptive Literature - 4/02 14.201-6(p)(2) L FT\* P Same as basic clause EXCEPT the possibility exists that the CO may waive the requirement for

Alternate I furnishing descriptive literature for a bidder offering a previously supplied product that meets

the specification requirements of the current solicitation [no;covered by 52.212-1(b)(4)]

214-23 Late Submissions, Modi- 11/99 14.201-6(r) L BR P Include in solicitations for technical proposals in step one of two-step sealed bidding.

fications, Revisions and

Withdrawals of Technical Proposals

under Two-Step Sealed Bidding

214-25 Step 2 of Two-Step 4/85 14.206-6(t) L FT\* P Include in IFBs issued under step two of two-step sealed bidding ***[no]***

Sealed Bidding

214-31 Facsimile Bids 12/89 14.201-6(v) L FT\* P Include if facsimile bids are authorized ***[no]***

214-34 Submission of Offers in 4/91 14.201-6(w) L FT P May be included in solicitations not subject to the Trade Agreements Act upon decision of the

the English Language 25.408(d) Contracting Officer and include in all solicitations subject to the Trade Agreements Act ***[yes; CC; S]***

214-35 Submission of Offers in 4/91 14.201-6(x) L FT P May be included in solicitations not subject to the Trade Agreements Act upon decision of the

U. S. Currency 25.408(d) Contracting Officer and include in all solicitations subject to the Trade Agreements Act ***[yes;***

***CC; S]***

215-1 Instructions to Offerors - 01/04 15.209(a) L BR P Include when contracting by negotiation, in competitive solicitations, where award without

Competitive Acquisition discussions is anticipated

215-1 Instructions to Offerors - 10/97 15.209(a)(1) L BR P Use with the basic provision if the government intends to make award after discussions with

Competitive Acquisition - offerors in the competitive range

Alternate I

215-1 Instructions to Offerors - 10/97 15.209(a)(2) L BR P Alter basic provision to add paragraph (c)(9) if the Government would be willing to accept

Competitive Acquisition - alternate proposals

Alternate II

215-3 Request for Information 10/97 15.209(c) L FT P Use in solicitations for information or planning purposes. NOTE: Solicitation face page must

or Solicitation for be clearly marked that it is for information or planning purposes **[yes; CO]**

Planning Purposes

215-5 Facsimile Proposals 10/97 15.209(e) L BR P Include in negotiated solicitations where facsimile proposals are allowed ***[no]***

215-16 Facilities Capital Cost 6/03 15.408(h) L BR P Use when resulting contract will be subject to the cost principles for contracts with commercial

of Money organizations ***[no]***

215-20 Requirements for Cost or 10/97 15.408(l) L FT\* P May be included in solicitations and contracts if it is reasonably certain that cost or pricing

Pricing Data or Information data or information other than cost or pricing data will be required. Provides instructions to

Other than Cost or Pricing contractors on how to request an exemption. ***[yes; in accordance with agency policy]***

Data

215-20 Requirements for Cost or 10/97 15.408(l)(2) L FT\* P Use to specify a format for cost or pricing data other than the format required by Table 15-2 of

Pricing Data or Information 15.408 ***[yes; in accordance with agency policy]***

Other than Cost or Pricing

Data--Alternate I

215-20 Requirements for Cost or 10/97 15.408(l)(2) L FT\* P Use if copies of the proposal are to be sent to the Administrative Contracting Officer and

Pricing Data or Information contract auditor ***[yes; in accordance with agency policy]***

Other than Cost or Pricing

Data--Alternate II

215-20 Requirements for Cost or 10/97 15.408(l)(3) L FT\* P Use if submission via electronic media is required ***[yes; in accordance with agency policy]***

Pricing Data or Information

Other than Cost or Pricing

Data--Alternate III

215-20 Requirements for Cost or 10/97 15.408(l)(4) L FT\* P Replace basic clause with this Alternate if cost or pricing data are not expected to be required

Pricing Data or Information because an exception may apply; but information other than cost or pricing data is required as

Other than Cost or Pricingdescribed in 15.403-3 ***[yes; in accordance with agency policy]***

Data--Alternate IV

216-1 Type of Contract 4/84 16.105 L FT\* P Include in RFPs ***[yes; CC]***

216-27 Single or Multiple Awards 10/95 16.506(f) L BR P Include in solicitations for indefinite quantity contracts that may result in multiple awards. DO NOT USE for Advisory and Assistance services contracts that exceed 3 years and $11,500,000 including all options. May modify the provision to specify the number ;of awards the Government reasonably estimates that it may make ***[yes; CC]***

216-28 Multiple Awards for 10/95 16.506(g) L BR P Include in solicitations for task order contracts for advisory and assistance services that

Advisory and Assistance exceed 3 years and $11,500,000 (including all options) unless a determination has been made

Services under 16.504(c)(2)(i)(A)--services under the task order contract are so unique or so highly specialized that it is not practicable to award more than 1 contract. May modify the provision to specify the number of awards the Government reasonably estimates that it may make. ***[no]***

216-29 Time & Materials/Labor 02/07 16.601(e)(1) L BR P Include in solicitations contemplating use of a Time & Materials or Labor-Hour type contract for

Hour Proposal Requirements non-commercial items, if the price is expected to be based on adequate price competition

-- Non-commercial Item

Acquisition with Adequate

Price Competition

216-30 Time & Material/Labor 02/07 16.601(e)(2) L BR P Include in solicitations for non-commercial items contemplating use of a Time & Material or

Hour Proposal Requirements Labor-Hour type contract if the price is not expected to be based on adequate price competition

-- Non-Commercial Item

Acquisition Without

Adequate Price

Competition

216-31 Time & Material/Labor 02/07 16.601(e)(3) L BR P Include in solicitations contemplating use of a commercial Time & Materials or Labor-Hour contract

Hour Proposal Requirements

--Commercial Item

Acquisition

219-24 Small Disadvantaged 10/00 19.1204(a) L BR P May include in solicitations that consider the extent of participation of SDB concerns in Business Participation performance of the contract [yes;CO]

Program--Targets

222-23 Notice of Requirement for 2/99 22.810(b) L FT\* P Include in solicitations for construction when a contract is contemplated that will include

Affirmative Action to 52.222-26 and is expected to be >$10,000 ***[no]***

Ensure Equal Employment

Opportunity for Construction

222-24 Preaward On-Site Equal 2/99 22.810(c) L BR P Include in solicitations, other than those for construction, when a contract is contemplated

Opportunity Compliance that will include 52.222-26. And the amount of the contract is expected to be $10 million or

Evaluation more ***[yes; S]***

222-46 Evaluation of Compensa- 2/93 22.1103 L BR P Include in solicitations for negotiated service contracts when the contract amount is

tion for Professional expected to exceed $550,000, and the service to be provided will require meaningful numbers

Employees of professional employees.

225-10 Notice of Buy American 5/02 25.1102(b)(1) L BR P Include in solicitations that contain 52.225-9. **[no]**

Act Requirement -

Construction Materials

225-12 Notice of Buy American 01/05 25.1102(d)(1) L FT P Include in solicitations for construction materials that contain 52.225-11

Requirement - Construction

Materials under Trade

Agreements

225-12 Notice of Buy American 06/06 25.1102(d)(2) L FT P Include in solicitations for construction materials if sufficient time is available to process a

Requirement - Construction termination regarding the inapplicability of the Buy American Act or Balance of Payments Program

Materials under Trade before receipt of offers

Agreements - Alternate I

225-12 Notice of Buy American 08/07 25.1102(d)(3) L FT P For acquisitions valued at $7,443,000 or more, but less than $8,817,449

Requirement - Construction

Materials under Trade

Agreements - Alternate II

225-17 Evaluation of Foreign 2/00 25.1103(c) L FT P Include in solicitations that permit the use of other than a specified currency.

Currency Offers

232-13 Notice of Progress 4/84 32.502-3(a) L BR P Include in IFBs and RFPs that include a progress payments clause ***[no]***

Payments

232-14 Notice of Availability 4/84 32.502-3(b)(2) L BR P Include in IFBs if it is anticipated that both small businesses and others may submit bids and

of Progress Payments only the small businesses would need progress payments ***[no]***

232-28 Invitation to Propose 3/00 32.1005(b) L FT P Include in negotiated solicitations that invite offerors to propose performance-based payments.

Performance-Based Payments [yes: C.O.]

232-28 Invitation to Propose 3/00 32.1005(b)(2) L FT P Include in competitive negotiated solicitations if the government intends to adjust Performance-Based Payments proposed prices for proposal evaluation purposes. [yes;C.O.]

Alternate I

232-31 Invitation to Propose 10/95 32.205(b) & L BR P Include in solicitations for commercial items (see 32.205(b) and 32.206 for additional

Financing Terms 32.206instructions ***[yes; CC]***

232-38 Submission of Electronic 5/99 32.1110(g) L BR P Include in the solicitation if it also contains 52.232-34 and an offeror is required to submit Funds Transfer Information EFT information prior to award.[yes]

with Offer

233-2 Service of Protest 09/06 33.106 L FT\* P Include in all solicitations for contracts exceeding the simplified acquisition threshold ***[yes; in accordance with agency policy]***

236-27 Site Visit (Construction) 02/95 36.523 L BR P Include in solicitations which include 52.236-2 and 52.236-3 ***[yes; CO]***

236-27 Site Visit (Construction) - 02/95 36.523 L BR P May be used when an organized site visit will be conducted ***[yes; CO]***

Alternate I

237-1 Site Visit 4/84 37.110(a) L BR P Include in solicitations for services to be performed on Government installations, EXCEPT for construction ***[yes; CC]***

237-8 Restriction on Severance 8/03 37.113-2(a) L BR P Include in all solicitations that meet the criteria in 37.113-1(a), except for those excluded

Payments to Foreign by 37.113-1(c) ***[no]***

Nationals

237-10 Identification of 10/97 37.115-3 L BR P Include in solicitations valued above the simplified acquisition threshold, for professional or

Uncompensated Overtime technical services to be acquired on the basis of the number of hours to be provided

247-4 Inspection of Shipping 4/84 47.207-1(c) L FT\* P Include in solicitations for transportation or transportation-related services when it is

and Receiving Facilities desired for offerors to inspect the shipping, receiving, or other sites to ensure realistic bids ***[no]***

247-6 Financial Statement 4/84 47.207-1(e) L BR P Include in solicitations for transportation or for transportation-related services to ensure that offerors are prepared to furnish financial statements ***[no]***

247-45 F.O.B. Origin and/or 4/84 47.350-2(b) L BR P Include in solicitations when offers are solicited on the basis of both f.o.b. origin and f.o.b.

F.O.B. Destination destination ***[yes; CC]***

Evaluation

247-46 Shipping Point(s) Used 4/84 47.305-3(b)(4)(ii)L BR P Include in solicitations when f.o.b. has been designated as origin and when price evaluation for

in Evaluation of F.O.B. shipments from various shipping points is contemplated ***yes; CO]***

Origin Offers

252-1 Solicitation Provisions 2/98 52.107(a) L FT\* P Include in solicitations when provisions are incorporated by reference ***[no]***

Incorporated by Reference

252-3 Alterations in Soli- 4/84 52.107(c) L FT\* P Include in solicitations in order to revise or supplement, as necessary, other parts of the

citation solicitation that apply to the solicitation phase only, EXCEPT for any provision authorized for use with a deviation ***[no]***

252-5 Authorized Deviations 4/84 52.107(e) L FT\* P Include in solicitations that include any FAR or supplemental provision with an authorized

in Provisions deviation ***[no]***

214-22 Evaluation of Bids for 3/90 14.201-6(q) M BR P Include in IFBs if the CO determines that multiple awards might be made if doing so is

Multiple Awards economically advantageous to the Government ***[no; covered by 52.212-1(h)]***

214-24 Multiple Technical 4/84 14.201-6(s) M BR P Include in solicitations for technical proposals in step one of two-step sealed bidding if the

Proposals CO permits the submission of multiple technical proposals***[no; covered by 52.212-1(e)]***

217-3 Evaluation Exclusive of 4/84 17.208(a) M BR P Include in solicitations when the solicitation includes an option clause and does not include

Options 52.217-4 or 52.217-5 ***[yes; in accordance with agency policy]***

217-4 Evaluation of Options 6/88 17.208(b) M BR P Include in solicitations when the solicitation includes an option clause and a determination has

Exercised at Time of been made that there is reasonable likelihood that the option will be exercised and the option

Contract Award may be exercised at the time of contract award ***[yes; in accordance with agency policy]***

217-5 Evaluation of Options 7/90 17.208(c)(1) M BR P Include in solicitations when the solicitation contains an option clause, an option is not to be exercised at the time of contract award, a FFP, FP w/economic price adjustment, or other type of contract approved under agency procedures is contemplated and a written determination has been made that there is a reasonable likelihood that the option will be exercised ***[no; see 52.212-2(b)]***

232-15 Progress Payments Not 4/84 32.502-3(c) M BR P Include in IFBs if the solicitation will not contain 52.232-13 or 52.232-14 ***[no]***

Included

247-20 Estimated Quantities 4/84 47.207-6(c)(6) M FT\* P Include in solicitations for transportation or for transportation-related services when

or Weights for Evaluation quantities or weights of shipments between each origin and destination are not known, stating estimated quantity or weight for each origin/destination pair ***[no]***

247-47 Evaluation--F.o.b. Origin 6/03 47.305-3(f)(2) M BR P Include in solicitations that require prices f.o.b. origin for the purpose of establishing the basis on which offers will be evaluated. When it is appropriate to use methods other than land transportation in evaluating offers; e.g., air, pipeline, barge, or ocean tanker, the provision shall be modified accordingly ***[yes; CO]***

247-49 Destination Unknown 4/84 47.305-5(b)(2) M FT\* P Include in solicitations when destinations are tentative and only for the purpose of evaluating offers ***[yes; CC]***

247-50 No Evaluation of Trans- 4/84 47.305-5(c)(1) M BR P Include in solicitations when exact destinations are not known and it is impractical to

portation Costs establish tentative or general delivery places for the purpose of evaluating transportation costs ***[yes; CO]***

247-51 Evaluation of Export 1/01 47.305-6(e) M FT\* P Include in solicitations when supplies are to be exported thru CONUS ports and offers are

Offers solicited on an f.o.b. origin or f.o.b. destination basis ***[yes; CO]***

247-51 Evaluation of Export 02/06 47.305-6(e) M FT\* P Same as basic clause AND the CONUS ports are DOD water terminals ***[yes; CO]***

Offers - Alternate I

247-51 Evaluation of Export 4/84 47.305-6(e) M FT\* P Same as basic clause EXCEPT offers are solicited on an f.o.b. origin only basis ***[yes; CO]***

Offers - Alternate II

247-51 Evaluation of Export 4/84 47.305-6(e) M FT\* P Same as basic clause EXCEPT offers are solicited on an f.o.b. destination only basis ***[yes; CO]***

Offers - Alternate III

247-56 Transit Arrangements 4/84 47.305-13(a)(3)(ii)M FT\* P Include in solicitations when benefits may accrue to the Government because transit arrangements may apply ***[no]***