

Combined Synopsis/Solicitation for Commercial Items/Services

1. General Information

Title: 2023 Homestead Airshow –Portable Latrines

Document Type: Combined Synopsis/Solicitation.

Solicitation Number: FA6648-23-Q-0026

Posted Date: 06 March 2023

Response Due Date Time: 12 March 2023

Response Due Time: 10:00 P.M. Eastern Standard Time (EST)

Classification Code: W085 – Lease or Rental of Equipment-Toiletries

100% Small Business – Set Aside

NAICS Code: 562991 - Portable toilet renting and/or servicing.

Employee size standard is \$9.0M

2. Contracting Office Address

Department of the Air Force, Air Force Reserve Command, Homestead (ARB)

29050 Coral Sea Blvd. Homestead ARB, FL 33039

3. Description

This is a combined synopsis/solicitation for commercial items prepared in accordance with the format in FAR Subpart 12.6 - Streamlined Procedures for Evaluation and Solicitation for Commercial Items, as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; quotes are being requested and a written solicitation will not be issued. Further, Offerors are responsible for monitoring this site for the release of amendments (if any) or other information pertaining to this solicitation.

This synopsis/solicitation reference number Solicitation FA6648-23-Q-0026 is being issued as a request for quotation (RFQ). A Firm Fixed Price award will be made based on lowest price technically acceptable (LPTA) and past performance.

This solicitation document and incorporated provisions and clauses for commercial items are those in effect through Federal Acquisition Circular (FAC) 2023-01, Electronic Code of Federal Regulation (eCFR) <https://gov.ecfr.io/cgi-bin/ECFR1>. It is the Offeror's responsibility to be familiar with applicable provisions and clauses. See <https://gov.ecfr.io> and <https://www.acquisition.gov/> for the full text of all provisions and clauses incorporated by reference herein. Class deviations can be found at https://www.acq.osd.mil/dpap/dars/class_deviations.html.

Homestead Air Reserve Base, Homestead, FL, has a requirement for Portable Toilet rental to include servicing. The anticipated period of performance (PoP) is 30 March 2023 – 03 April 2023.

3.1 The Contractor shall provide the following:

ITEM #	SUPPLIES/SERVICES	QTY	Unit
CLIN 0001	Portable Latrines	300	Each
CLIN 0002	Handicap Latrines	25	Each
CLIN 0003	Executive Cadillac Temperature Controlled Trailer Bathrooms	8	Each
CLIN 0004	Attendants 01 Apr 23 – 02 Apr 23. 11:00AM EST to 3PM EST daily	6	Each
CLIN 0005	Daily Cleaning (1 & 2 April)	2	Each
CLIN 0006	Estimated CLIN for additional Latrines (if used)	20	Each
CLIN 0007	Estimated CLIN for Additional Cleaning (if used)	1	Each
CLIN 0008	Delivery Fee	1	Each
CLIN 0009	Final Pump	1	Each

Please review this solicitation in its entirety including all solicitation attachments provided herein and submit an offer for the requested services as outlined in the SOW (**Attachment 2**). Offerors shall submit their firm fixed-price quote in the price sheet. (Attachment 3)

- a. To be considered technically acceptable, the quote must meet the specification listed in the SOW. Quotes will be evaluated in accordance with FAR Part 13.106-2, Evaluation of Quotes or Offer.

Any questions generated from this solicitation must be submitted in writing to Mr. Felix Espada, felix.espada.2@us.af.mil, 786-415-7472 with a courtesy copy to Consuelo Kiser (consuelo.kiser@us.af.mil) no later than Tuesday **9 March 2023, 12:00 PM Eastern Standard Time (EST)**. When addressing questions concerning any aspect of the solicitation, state the page number, section, and paragraph that requires clarification. The Contracting Officer will provide clarification(s) through amendment(s) to the solicitation following receipt of any questions by the end of day on 09 March 2023 at 4:30 P.M. Any questions received after **12:00 PM on 09 March 2023** may or may not be answered.

Notice to Offeror(s): The Government reserves the right to cancel this solicitation, either before or after the closing date. In the event the Government cancels this solicitation, the Government has no obligation to reimburse an Offeror for any cost.

The provision at 52.212-1, Instructions to Offerors – Commercial Items (Nov 2021), applies to this acquisition.

3.2 Instructions to Offerors Commercial Items Offerors shall prepare their quotations IAW FAR 52.212-1.

- (a) ***Submission of offers.*** Electronic Submission of offers is required. Offers shall be submitted via email to the following: Mr. Felix Espada, felix.espada.2@us.af.mil and Consuelo Kiser, consuelo.kiser@us.af.mil not later than **10:00 PM, (EST) 12 March 2023**. Offerors shall submit a clear and complete quote, and include only information that is relevant to this notice. Offerors shall submit their firm fixed-price quote in any format that will show the overall price.
- (b) ***Special Instructions.*** All offerors shall meet the requirements of the Request For Quote (RFQ) identified in 52.212-1 and 52.212-2 addenda's. Failure to do so will be at the Offeror's own risk. The Government shall not pay any Offeror for any cost or expenses associated with the preparation of their quote.

- (c) **Email Format: The subject line of all emails that comprise the quotes shall be formatted as follows: Subject: FA6648-23-Q-0026/Company Name/Email X of X (insert number of the email and total number of emails)**
- (d) **PROVIDE THE FOLLOWING CONTRACTOR INFORMATION WITH YOUR QUOTE:**
- a. Quote Number
 - b. UEI Number:
 - c. CAGE Code:
 - d. Contractor Name:
 - e. Contractor's Address
 - f. Point of Contact and Phone Number:
 - g. Email address:
 - h. Date Offer Expires
 - i. Payment Terms (net30)
 - j. Attachment of Past performance information.

3.3 The provision at 52.212-2, Evaluation - Commercial Items applies to this acquisition.

ADDENDUM to 52.212-2, Evaluation – Commercial Items.

- A. **The offeror must follow the instructions contained herein to assure timely and equitable evaluation of the offer.** The Government will award a **firm fixed priced** contract resulting from this solicitation to the responsible offeror whose offer conforming to the solicitation will be most advantageous to the Government, price and other factors considered.

The following factors shall be used to evaluate offers:

- a. Price
- b. Technical
- c. Past performance

The Government will review quotes and rank them by Total Evaluated Price from lowest to highest. If the lowest priced offer receives an acceptable rating on the **technical evaluation and is deemed to have an acceptable past performance assessment**, that offer represents the best value for the Government and the evaluation process ends at this point, provided the price is found to be fair and reasonable. Award shall be made to that offeror without further consideration of any other offers. If the lowest priced offeror is deemed not to have an acceptable technical rating and an acceptable past performance rating, the next lowest priced offer will be evaluated, and the process will continue until an offeror has an acceptable technical rating and an acceptable past performance rating.

- (i) Price; (use CLIN Nomenclature structure listed on the Pricing sheet, Attachment 3)
- (ii) Technical capability of the item offered to meet the Government requirement; (Your quote package, **MUST** include spec sheets/information brochures for the products quoted in your package. Information should clearly show and demonstrate your company's ability to meet the stated requirements of section 3.1. Description of Items to be acquired." Failure to provide enough information, will result in a determination of quote being unresponsive to the solicitation.)

(iii) Past Performance; Offerors shall provide a list of three (3) of the most recent and relevant contracts performed for Federal Agencies, State, or Local Governments, and/or commercial sources within the past three (3) years of similar project. Provide any information currently available (e.g. letters, metrics, customer surveys, independent surveys, etc.) which demonstrates customer's satisfaction with overall job performance and quality of completed product for the same or similar type contract. The list shall have Point of Contact Information to include name of organization, names of the primary AND alternate POCs, telephone numbers, dollar value, period of performance and description of each project scope and size.

B. A written notice of award or acceptance of an offer, mailed or otherwise furnished to the successful offeror within the time for acceptance specified in the offer, shall result in a binding contract without further action by either party. Before the offer's specified expiration time, the Government may accept an offer (or part of an offer), whether or not there are negotiations after its receipt, unless a written notice of withdrawal is received before award.

C. Failure to meet a requirement may result in an offer being ineligible for award. Offerors must clearly identify any exception to the solicitation terms and conditions and provide complete accompanying rationale.

(a) *Acknowledgement of Solicitation Amendments.* The Government reserves the right to revise or amend the solicitation and attachments prior to the offer closing time. Such amendments will be issued electronically by email. In such cases, the amendment will include an announcement of the new closing date and time. The Offeror shall acknowledge all amendments issued by email to the point of contact for this solicitation.

(b) *Exceptions:* Offerors shall identify and explain any exception, deviation, or assumption to the solicitation terms and conditions and provide accompanying rationale. Offerors are cautioned that it is not the Government's intent to incorporate the Offeror's quotes in the resulting award. Offers that fail to furnish required representations or information or reject the terms and conditions of the solicitation may be excluded from consideration.

(c) *Discrepancies.* If an Offeror believes that the requirements in these instructions contain an error, omission, or are otherwise unsound, the Offeror shall immediately notify the Contracting Officer in writing with supporting rationale as well as the remedies the Offeror is asking the Contracting Officer to consider as related to the omission or error. The Offeror is reminded that the Government reserves the right to award this effort based on the initial quotes, as received, without discussion.

(d) *Period for acceptance of offers.* The Offeror agrees to hold the prices in its offer firm for 30 Calendar Days from Response Date.

(e) *Contract award.* The Government intends to evaluate offers and award a firm fixed-price contract without discussions with Offerors. Therefore, the Offeror's initial offer should contain the Offeror's best terms from a price and technical standpoint. However, the Government reserves the right to conduct discussions if later determined by the Contracting Officer to be necessary. The Government may reject any or all offers if such action is in the public interest and waive informalities and minor irregularities in offers received.

D. System for Award Management. For an Offeror to be considered for award, the Contractor shall be registered in System for Management Award (SAM). Visit the SAM website at <https://www.sam.gov> for further information. If you are not registered, and active, you cannot receive an award.

4. Provisions and Clauses

Offerors are required to complete the representations and certifications found in the provision at FAR 52.212-3, Offeror Representations and Certifications -- Commercial Items (DEC 2022) **OR** complete electronic annual representations and certifications at the System for Award Management <https://www.sam.gov/SAM/>.

NOTE: Offeror is required to complete only paragraph (b) of this provision if the Offeror has completed the annual representations and certifications electronically in SAM. If the Offeror has not completed the annual representations and certifications electronically, the Offeror shall complete only paragraphs (c) through (v) of this provision.

The clause at 52.212-5, Contract Terms and Conditions Required to Implement Statutes or Executive Orders -- Commercial Items (JAN 2021), applies to this acquisition. (DEC 2022)

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

(1) [52.203-19](#), Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017) (section 743 of Division E, Title VII, of the Consolidated and Further Continuing Appropriations Act, 2015 (Pub. L. 113-235) and its successor provisions in subsequent appropriations acts (and as extended in continuing resolutions)).

(2) [52.204-23](#), Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (Jul 2018) (Section 1634 of Pub. L. 115-91).

(3) [52.204-25](#), Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment. (Aug 2020) (Section 889(a)(1)(A) of Pub. L. 115-232).

(4) [52.209-10](#), Prohibition on Contracting with Inverted Domestic Corporations (Nov 2015).

(5) [52.233-3](#), Protest After Award (Aug 1996) ([31 U.S.C. 3553](#)).

(6) [52.233-4](#), Applicable Law for Breach of Contract Claim (Oct 2004) (Public Laws 108-77 and 108-78 ([19 U.S.C. 3805 note](#))).

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

[Contracting Officer check as appropriate.]

☒_X_ (1) [52.203-6](#), Restrictions on Subcontractor Sales to the Government (June 2020), with *Alternate I* (Oct 1995) ([41 U.S.C. 4704](#) and [10 U.S.C. 2402](#)).

☐_X_ (2) [52.203-13](#), Contractor Code of Business Ethics and Conduct (Jun 2020) ([41 U.S.C. 3509](#))).

☐_X_ (3) [52.203-15](#), Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (Jun 2010) (Section 1553 of Pub. L. 111-5). (Applies to contracts funded by the American Recovery and Reinvestment Act of 2009.)

☐_X_ (4) [52.204-10](#), Reporting Executive Compensation and First-Tier Subcontract Awards (Jun 2020) (Pub. L. 109-282) ([31 U.S.C. 6101 note](#)).

☐__ (5) [Reserved].

☐__ (6) [52.204-14](#), Service Contract Reporting Requirements (Oct 2016) (Pub. L. 111-117, section 743 of Div. C).

☐__ (7) [52.204-15](#), Service Contract Reporting Requirements for Indefinite-Delivery Contracts (Oct 2016) (Pub. L. 111-117, section 743 of Div. C).

☐_X_ (8) [52.209-6](#), Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment. (Jun 2020) ([31 U.S.C. 6101 note](#)).

☐_X_ (9) [52.209-9](#), Updates of Publicly Available Information Regarding Responsibility Matters (Oct 2018) ([41 U.S.C. 2313](#)).

☐__ (10) [Reserved].

☐__ (11) (i) [52.219-3](#), Notice of HUBZone Set-Aside or Sole-Source Award (Mar 2020) ([15 U.S.C. 657a](#)).

☐__ (ii) Alternate I (Mar 2020) of [52.219-3](#).

☐__ (12) (i) [52.219-4](#), Notice of Price Evaluation Preference for HUBZone Small Business Concerns (Mar 2020) (if the offeror elects to waive the preference, it shall so indicate in its offer) ([15 U.S.C. 657a](#)).

☐__ (ii) Alternate I (Mar 2020) of [52.219-4](#).

☐__ (13) [Reserved]

☐_X_ (14) (i) [52.219-6](#), Notice of Total Small Business Set-Aside (Nov 2020) ([15 U.S.C. 644](#)).

☐__ (ii) Alternate I (Mar 2020) of [52.219-6](#).

☐__ (15)

(i) [52.219-7](#), Notice of Partial Small Business Set-Aside (Nov 2020) ([15 U.S.C. 644](#)).

☐__ (ii) Alternate I (Mar 2020) of [52.219-7](#).

☐_X_ (16) [52.219-8](#), Utilization of Small Business Concerns (Oct 2018) ([15 U.S.C. 637\(d\)\(2\)](#) and (3)).

X (17) [52.219-9](#), Small Business Subcontracting Plan (Jun 2020) ([15 U.S.C. 637\(d\)\(4\)](#)).

___ (ii) Alternate I (Nov 2016) of [52.219-9](#).

___ (iii) Alternate II (Nov 2016) of [52.219-9](#).

___ (iv) Alternate III (Jun 2020) of [52.219-9](#).

___ (v) Alternate IV (Jun 2020) of [52.219-9](#)

___ (18) (i) [52.219-13](#), Notice of Set-Aside of Orders (Mar 2020) ([15 U.S.C. 644\(r\)](#)).

___ (ii) Alternate I (Mar 2020) of [52.219-13](#).

___ (19) [52.219-14](#), Limitations on Subcontracting (Mar 2020) ([15 U.S.C. 637\(a\)\(14\)](#)).

X (20) [52.219-16](#), Liquidated Damages-Subcontracting Plan (Jan 1999) ([15 U.S.C. 637\(d\)\(4\)\(F\)\(i\)](#)).

___ (21) [52.219-27](#), Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Mar 2020) ([15 U.S.C. 657f](#)).

X (22) (i) [52.219-28](#), Post Award Small Business Program Rerepresentation (Nov 2020) ([15 U.S.C. 632\(a\)\(2\)](#)).

___ (ii) Alternate I (MAR 2020) of [52.219-28](#).

___ (23) [52.219-29](#), Notice of Set-Aside for, or Sole Source Award to, Economically Disadvantaged Women-Owned Small Business Concerns (Mar 2020) ([15 U.S.C. 637\(m\)](#)).

___ (24) [52.219-30](#), Notice of Set-Aside for, or Sole Source Award to, Women-Owned Small Business Concerns Eligible Under the Women-Owned Small Business Program (Mar2020) ([15 U.S.C. 637\(m\)](#)).

___ (25) [52.219-32](#), Orders Issued Directly Under Small Business Reserves (Mar 2020) ([15 U.S.C. 644\(r\)](#)).

___ (26) [52.219-33](#), Nonmanufacturer Rule (Mar 2020) ([15U.S.C. 637\(a\)\(17\)](#)).

X (27) [52.222-3](#), Convict Labor (Jun 2003) (E.O.11755).

X (28) [52.222-19](#), Child Labor-Cooperation with Authorities and Remedies (Jan2020) (E.O.13126).

X (29) [52.222-21](#), Prohibition of Segregated Facilities (Apr 2015).

X (30) (i) [52.222-26](#), Equal Opportunity (Sep 2016) (E.O.11246).

___ (ii) Alternate I (Feb 1999) of [52.222-26](#).

X (31) (i) [52.222-35](#), Equal Opportunity for Veterans (Jun 2020) ([38 U.S.C. 4212](#)).

___ (ii) Alternate I (Jul 2014) of [52.222-35](#).

X (32) (i) [52.222-36](#), Equal Opportunity for Workers with Disabilities (Jun 2020) ([29 U.S.C. 793](#)).

___ (ii) Alternate I (Jul 2014) of [52.222-36](#).

X (33) [52.222-37](#), Employment Reports on Veterans (Jun 2020) ([38 U.S.C. 4212](#)).

X (34) [52.222-40](#), Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496).

X (35) (i) [52.222-50](#), Combating Trafficking in Persons (Oct 2020) ([22 U.S.C. chapter 78](#) and E.O. 13627).

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

___ (36) [52.222-54](#), Employment Eligibility Verification (Oct 2015). (Executive Order 12989). (Not applicable to the acquisition of commercially available off-the-shelf items or certain other types of commercial items as prescribed in [22.1803](#).)

___ (37) (i) [52.223-9](#), Estimate of Percentage of Recovered Material Content for EPA–Designated Items (May 2008) ([42 U.S.C. 6962\(c\)\(3\)\(A\)\(ii\)](#)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

___ (ii) Alternate I (May 2008) of [52.223-9](#) ([42 U.S.C. 6962\(i\)\(2\)\(C\)](#)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

X (38) [52.223-11](#), Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons (Jun 2016) (E.O. 13693).

___ (39) [52.223-12](#), Maintenance, Service, Repair, or Disposal of Refrigeration Equipment and Air Conditioners (Jun 2016) (E.O. 13693).

___ (40)

(i) [52.223-13](#), Acquisition of EPEAT®-Registered Imaging Equipment (Jun 2014) (E.O.s 13423 and 13514).

___ (ii) Alternate I (Oct 2015) of [52.223-13](#).

___ (41)

(i) [52.223-14](#), Acquisition of EPEAT®-Registered Televisions (Jun 2014) (E.O.s 13423 and 13514).

___ (ii) Alternate I (Jun2014) of [52.223-14](#).

___ (42) [52.223-15](#), Energy Efficiency in Energy-Consuming Products (May 2020) ([42 U.S.C. 8259b](#)).

___ (43)

(i) [52.223-16](#), Acquisition of EPEAT®-Registered Personal Computer Products (Oct 2015) (E.O.s 13423 and 13514).

___ (ii) Alternate I (Jun 2014) of [52.223-16](#).

X (44) [52.223-18](#), Encouraging Contractor Policies to Ban Text Messaging While Driving (Jun 2020) (E.O. 13513).

X (45) [52.223-20](#), Aerosols (Jun 2016) (E.O. 13693).

X (46) [52.223-21](#), Foams (Jun2016) (E.O. 13693).

___ (47) (i) [52.224-3](#) Privacy Training (Jan 2017) (5 U.S.C. 552 a).

___ (ii) Alternate I (Jan 2017) of [52.224-3](#).

X (48) [52.225-1](#), Buy American-Supplies (Jan2021) ([41 U.S.C. chapter 83](#)).

___ (49) (i) [52.225-3](#), Buy American-Free Trade Agreements-Israeli Trade Act (Jan 2021)([41 U.S.C.chapter83](#), [19 U.S.C. 3301](#) note, [19 U.S.C. 2112](#) note, [19 U.S.C. 3805](#) note, [19 U.S.C. 4001](#) note, Pub. L. 103-182, 108-77, 108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, 112-41, 112-42, and 112-43.

___ (ii) Alternate I (Jan 2021) of [52.225-3](#).

___ (iii) Alternate II (Jan 2021) of [52.225-3](#).

___ (iv) Alternate III (Jan 2021) of [52.225-3](#).

___ (50) [52.225-5](#), Trade Agreements (Oct 2019) ([19 U.S.C. 2501](#), *et seq.*, [19 U.S.C. 3301](#) note).

X (51) [52.225-13](#), Restrictions on Certain Foreign Purchases (Feb 2021) (E.O.'s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).

___ (52) [52.225-26](#), Contractors Performing Private Security Functions Outside the United States (Oct 2016) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; [10 U.S.C. 2302Note](#)).

___ (53) [52.226-4](#), Notice of Disaster or Emergency Area Set-Aside (Nov2007) ([42 U.S.C. 5150](#)).

___ (54) [52.226-5](#), Restrictions on Subcontracting Outside Disaster or Emergency Area (Nov2007) ([42 U.S.C. 5150](#)).

___ (55) [52.229-12](#), Tax on Certain Foreign Procurements (Feb 2021) .

___ (56) [52.232-29](#), Terms for Financing of Purchases of Commercial Items (Feb 2002) ([41 U.S.C. 4505](#), [10 U.S.C. 2307\(f\)](#)).

___ (57) [52.232-30](#), Installment Payments for Commercial Items (Jan 2017) ([41 U.S.C. 4505](#), [10 U.S.C. 2307\(f\)](#)).

X (58) [52.232-33](#), Payment by Electronic Funds Transfer-System for Award Management (Oct2018) ([31 U.S.C. 3332](#)).

___ (59) [52.232-34](#), Payment by Electronic Funds Transfer-Other than System for Award Management (Jul 2013) ([31 U.S.C. 3332](#)).

___ (60) [52.232-36](#), Payment by Third Party (May 2014) ([31 U.S.C. 3332](#)).

___ (61) [52.239-1](#), Privacy or Security Safeguards (Aug 1996) ([5 U.S.C. 552a](#)).

___ (62) [52.242-5](#), Payments to Small Business Subcontractors (Jan 2017) ([15 U.S.C. 637\(d\)\(13\)](#)).

___ (63)

(i) [52.247-64](#), Preference for Privately Owned U.S.-Flag Commercial Vessels (Feb 2006) ([46 U.S.C. 55305](#) and [10 U.S.C. 2631](#)).

___ (ii) Alternate I (Apr 2003) of [52.247-64](#).

___ (iii) Alternate II (Feb 2006) of [52.247-64](#).

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

[*Contracting Officer check as appropriate.*]

___X___ (1) [52.222-41](#), Service Contract Labor Standards (Aug 2018) ([41 U.S.C. chapter 67](#)).

___ (2) [52.222-42](#), Statement of Equivalent Rates for Federal Hires (May 2014) ([29 U.S.C. 206](#) and [41 U.S.C. chapter 67](#)).

___X___ (3) [52.222-43](#), Fair Labor Standards Act and Service Contract Labor Standards-Price Adjustment (Multiple Year and Option Contracts) (Aug 2018) ([29 U.S.C. 206](#) and [41 U.S.C. chapter 67](#)).

___ (4) [52.222-44](#), Fair Labor Standards Act and Service Contract Labor Standards-Price Adjustment (May 2014) ([29U.S.C.206](#) and [41 U.S.C. chapter 67](#)).

___ (5) [52.222-51](#), Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements (May 2014) ([41 U.S.C. chapter 67](#)).

___ (6) [52.222-53](#), Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services-Requirements (May 2014) ([41 U.S.C. chapter 67](#)).

___ (7) [52.222-55](#), Minimum Wages Under Executive Order 13658 (Nov 2020).

___ (8) [52.222-62](#), Paid Sick Leave Under Executive Order 13706 (Jan 2017) (E.O. 13706).

___ (9) [52.226-6](#), Promoting Excess Food Donation to Nonprofit Organizations (Jun 2020) ([42 U.S.C. 1792](#)).

(d) *Comptroller General Examination of Record*. The Contractor shall comply with the provisions of this paragraph (d) if this contract was awarded using other than sealed bid, is in excess of the simplified acquisition threshold, as defined in FAR [2.101](#), on the date of award of this contract, and does not contain the clause at [52.215-2](#), Audit and Records-Negotiation.

(1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine

any of the Contractor's directly pertinent records involving transactions related to this contract.

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

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

(e)

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

(i) [52.203-13](#), Contractor Code of Business Ethics and Conduct (Jun 2020) ([41 U.S.C. 3509](#)).

(ii) [52.203-19](#), Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017) (section 743 of Division E, Title VII, of the Consolidated and Further Continuing Appropriations Act, 2015 (Pub. L. 113-235) and its successor provisions in subsequent appropriations acts (and as extended in continuing resolutions)).

(iii) [52.204-23](#), Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (Jul 2018) (Section 1634 of Pub. L. 115-91).

(iv) [52.204-25](#), Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment. (Aug 2020) (Section 889(a)(1)(A) of Pub. L. 115-232).

(v) [52.219-8](#), Utilization of Small Business Concerns (Oct 2018) ([15 U.S.C. 637\(d\)\(2\)](#) and (3)), in all subcontracts that offer further subcontracting opportunities. If the subcontract (except subcontracts to small business concerns) exceeds the applicable threshold specified in FAR [19.702](#)(a) on the date of subcontract award, the subcontractor must include [52.219-8](#) in lower tier subcontracts that offer subcontracting opportunities.

(vi) [52.222-21](#), Prohibition of Segregated Facilities (Apr 2015).

(vii) [52.222-26](#), Equal Opportunity (Sep 2015) (E.O.11246).

(viii) [52.222-35](#), Equal Opportunity for Veterans (Jun 2020) ([38 U.S.C. 4212](#)).

(ix) [52.222-36](#), Equal Opportunity for Workers with Disabilities (Jun 2020) ([29 U.S.C. 793](#)).

(x) [52.222-37](#), Employment Reports on Veterans (Jun 2020) ([38 U.S.C. 4212](#)).

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

(xii) [52.222-41](#), Service Contract Labor Standards (Aug 2018) ([41 U.S.C. chapter 67](#)).

(xiii)

(A) [52.222-50](#), Combating Trafficking in Persons (Oct 2020) ([22 U.S.C. chapter 78](#) and E.O 13627).

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

(xiv) [52.222-51](#), Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements (May2014) ([41 U.S.C. chapter 67](#)).

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

(xvi) [52.222-54](#), Employment Eligibility Verification (Oct 2015) (E.O. 12989).

(xvii) [52.222-55](#), Minimum Wages Under Executive Order 13658 (Nov 2020).

(xviii) [52.222-62](#), Paid Sick Leave Under Executive Order 13706 (Jan 2017) (E.O. 13706).

(xix)

(A) [52.224-3](#), Privacy Training (Jan 2017) ([5 U.S.C. 552a](#)).

(B) Alternate I (Jan 2017) of [52.224-3](#).

(xx) [52.225-26](#), Contractors Performing Private Security Functions Outside the United States (Oct 2016) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; [10 U.S.C. 2302 Note](#)).

(xxi) [52.226-6](#), Promoting Excess Food Donation to Nonprofit Organizations (Jun 2020) ([42 U.S.C. 1792](#)). Flow down required in accordance with paragraph (e) of FAR clause 52.226-6.

(xxii) [52.247-64](#), Preference for Privately Owned U.S.-Flag Commercial Vessels (Feb 2006) ([46 U.S.C. 55305](#) and [10 U.S.C. 2631](#)). Flow down required in accordance with paragraph (d) of FAR clause 52.247-64.

(2) While not required, the Contractor may include in its subcontracts for commercial items a minimal number of additional clauses necessary to satisfy its contractual obligations.

(End of clause)

The following additional FAR and FAR Supplement provisions and clauses also apply: (reference FAR 12.301)

52.209-7, Information Regarding Responsibility Matters (OCT 2018)
52.209-11 Representation by Corporations Regarding Delinquent Tax Liability or a Felony Conviction under any Federal Law. (FEB 2016)

52.223-22 Public Disclosure of Greenhouse Gas Emissions and Reduction Goals-Representation (DEC 2016)
52.229-11, Tax On Certain Foreign Procurements—Notice and Representation (JUN 2020)
252.204-7017, Prohibition On the Acquisition of Covered Defense Telecommunications Equipment or Services—Representation (MAY 2021)
52.203-3, Gratuities (APR 1984)
52.203-17, Contractor Employee Whistleblower Rights and Requirement To Inform Employees of Whistleblower Rights (JUN 2020)
52.203-18 Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements or Statements-Representation (JAN 2017)
52.204-7, System for Award Management (OCT 2018)
52.204-16, Commercial and Government Entity Code Reporting (AUG 2020)
52.204-18, Commercial and Government Entity Code Maintenance (AUG 2020)
52.204-19, Incorporation by Reference of Representations and Certifications (DEC 2014)
52.204-21, Basic Safeguarding of Covered Contractor Information Systems (NOV 2021)
52.204-22, Alternative Line Item Proposal (JAN 2017)
52.212-4, Contract Terms and Conditions -- Commercial Products/Services (DEC 2022)
52.228-5 Insurance-Work on a Government Installation (JAN 1997)
52.229-12, Tax on Certain Foreign Procurements
52.232-18, Availability of Funds (APR 1984)
52.232-40, Providing Accelerated Payments to Small Business Subcontractors (DEC 2013)
52.237-2 Protection of Government Buildings, Equipment, and Vegetation (APR 1984)
52.252-1, Solicitation Provisions Incorporated by Reference (FEB 1998)
52.252-2, Clauses Incorporated By Reference (FEB 1998)
52.252-3, Alterations in Solicitation (APR 1984)
52.252-4, Alterations in Contract (APR 1984)
52.252-5, Authorized Deviations in Provisions (NOV 2020)
52.252-6, Authorized Deviations in Clauses (NOV 2020)
252.201-7000 Contracting Officer's Representative (DEC 1991)
252.203-7000, Requirements Relating to Compensation of Former DoD Officials (SEP 2011)

252.203-7002 Requirement to Inform Employees of Whistleblower Rights. (SEP 2013)
252.203-7005, Representation Relating to Compensation of Former DoD Officials (NOV 2011).
252.204-7003 Control of Government Personnel Work Product (APR 1992)
252.204-7004 DoD Antiterrorism Awareness Training for Contractors (FEB 2019)
252.204-7008, Compliance with Safeguarding Covered Defense Information Controls (OCT 2016)
252.204-7012, Safeguarding Covered Defense Information and Cyber Incident Reporting (DEC 2019)
252.204-7015, Notice of Authorized Disclosure of Information for Litigation Support (MAY 2016)
252.204-7018, Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services (JAN 2021)
252.209-7004, Subcontracting with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism. (MAY 2019)
252.215-7008, Only One Offer (JUL 2019)
252.215-7013 Supplies and Services Provided by Nontraditional Defense Contractors. (JAN 2018)
252.223-7006 Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Materials. (SEP 2014)
252.223-7008, Prohibition of Hexavalent Chromium (JUN 2013)
252.225-7048 Export-Controlled Items (JUN 2013)
252.225-7972, Prohibition on the Procurement of Foreign-Made Unmanned Aircraft Systems (MAY 2020) (DEVIATION 2020-O0015)
252.225-7973 Prohibition on the Procurement of Foreign-Made Unmanned Aircraft Systems – Representation (MAY 2020) (DEVIATION 2020-O0015)
252.225-7974 Representation Regarding Business Operations with the Maduro Regime (FEB 2020) (DEVIATION 2020-O0005)
252.226-7001, Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns (APR 2019)
252.232-7003, Electronic Submission of Payment Requests and Receiving Reports (DEC 2018)
252.232-7006, Wide Area Workflow Payment Instructions (DEC 2018)
252.232-7007, Limitation of Government's Obligation (APR 2014)
252.232-7010, Levies on Contract Payments (DEC 2006)
252.232-7011 Payments in Support of Emergencies and Contingency Operations (MAY 2013)
252.232-7017, Accelerating Payments to Small Business Subcontractors—Prohibition on Fees and Consideration (APR 2020)
252.237-7010, Prohibition on Interrogation of Detainees by Contractor Personnel (JUN 2013)
252.237-7023 Continuation of Essential Contractor Services. (OCT 2010)
252.237-7024 Notice of Continuation of Essential Contractor Services (OCT 2010)
252.243-7001 Pricing of Contract Modifications (DEC 1991)
252.243-7002, Requests for Equitable Adjustment (DEC 2012)
252.244-7000, Subcontracts for Commercial Items (OCT 2020).

5352.201-9101, Ombudsman (OCT 2019) is hereby incorporated into this solicitation. The Ombudsman for this acquisition is Ombudsman Col David Robertson, HQ AFRC/DSD, 155 Richard Ray Blvd, Robins AFB GA 31098. Comm: 478-327-2440. Email: david.robertson.3@us.af.mil.

5352.223-9001, Health and Safety on Government Installations (OCT 2019)
5352.242-9000 Contractor Access to Air Force Installations (OCT 2019)
NOTE: DFARS clause 252.232-7003 is included in this solicitation. DoD requires all payment requests (with a few exceptions) to be submitted and processed electronically. All vendors/contractors must familiarize themselves with this clause and DFAR 232.7003 for specific procedures. The DoD preferred electronic form for transmission is the Procurement Integrated Enterprise Environment (PIEE) (see website – <https://piee.eb.mil/>). PIEE Training may be accessed online at <https://piee.eb.mil/>. All responsible Offerors may submit a quote, which shall be considered.

List of Attachments:

Attachment 1 – Statement of Work, dated 03 March 2023
Attachment 2 - Price Schedule, dated 03 March 2023
Attachment 3 – Wage Determination