

In accordance with FAR 12.603(c)(2): This is a combined synopsis/solicitation for commercial items prepared in accordance with the format in Subpart 12.6, as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; proposals are being requested and a written solicitation will not be issued. This solicitation, FY23-F2Z2953044AW04- Pallet Rack Shelves-Kits, is being issued as a Request for Quotation (RFQ). This solicitation document, which incorporates provisions and clauses for commercial items, are those in effect through Federal Acquisition Circular (FAC) 2023-02. This procurement is a 100% Small Business set-aside in accordance with (IAW) FAR 19.502-2(a).

The Government intends to award a **Firm Fixed Price Contract** based on **Lowest Price Technically Acceptable**.

The associated NAICS code for this acquisition is **332999** with a size standard of **750 Emp.**

The subject RFQ number is: **FY23-F2Z2953044AW04- Pallet Rack Shelves-Kits**

McConnell AFB, KS 67221-3702 plans to acquire the following project: **Pallet Rack Shelves-Kits**

The RFQ consists of the following items, -or equal-: If submitting an -or equal- product, please supply the manufacturer name and part number, and all specifications available. If equal, the vendor must provide information with the quote proving the equality of the items. Technical acceptability of -or equal- products shall be determined by the government. Failure to quote on all CLINs may render the quote unacceptable and ineligible for award consideration.

ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL PRICE
0001	Steel King Pallet Rack Starter Unit (brand name or equal)	43	Ea	\$	\$
0002	Steel King Pallet Rack Starter Unit (brand name or equal)	43	Ea	\$	\$
DELIVERY:					\$
GRAND TOTAL PRICE					\$

**PLEASE REVIEW/PROVIDE ALL INFORMATION BELOW:**

**Shipping/Transportation will be FOB: Destination**

**Pricing Quoted (GSA, Open Market Only, etc.):** \_\_\_\_\_

**Payment Terms (NET 30, Discounts, etc.):** \_\_\_\_\_ **Delivery Date:** \_\_\_\_\_

**Company Name:** \_\_\_\_\_

**DUNS #:** \_\_\_\_\_ **Cage Code #:** \_\_\_\_\_

POC: \_\_\_\_\_ Telephone #: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_ Tax ID #: \_\_\_\_\_

Warranty Information: \_\_\_\_\_

Do you have the capacity to invoice electronically (invoicing through WAWF)? \_\_\_\_\_

The Government reserves the right to award on a multiple award or an all or none basis. All firms must be registered in the System for Award Management database @ [www.sam.gov](http://www.sam.gov) prior to consideration for award.

**\*\*Offers are due by 12:00 p.m. Central Standard Time (CST), 1 May 2023. Interested parties shall submit their quotes via email to Amn Lissbeth Cardenas Idrovo at: [Lissbeth.cardenas\\_idrovo.1.ec@us.af.mil](mailto:Lissbeth.cardenas_idrovo.1.ec@us.af.mil) \*\***

**\*\*A formal site visit will not be conducted for this requirement. Any questions are due to the Contract Administrator, Amn Lissbeth Cardenas Idrovo at [Lissbeth.cardenas\\_idrovo.1.ec@us.af.mil](mailto:Lissbeth.cardenas_idrovo.1.ec@us.af.mil) NLT 12:00 p.m. CST on 24 April 2023.\*\***

Attachment:

**The following provisions and clauses in their latest editions apply to this acquisition; offerors must comply with all instructions contained therein:**

**CLAUSES & PROVISIONS INCORPORATED BY REFERENCE:**

FAR 52.203-18 -- Prohibition of Contracting with Entities that Require Certain Internal Confidentiality Agreements or Statements-Representation  
FAR 52.203-19 -- Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements  
FAR 52.204-10 -- Reporting Executive Compensation and First-Tier Subcontract Awards  
FAR 52.204-22 -- Alternative Line Item Proposal.  
FAR 52.209-2 -- Prohibition on Contracting With Inverted Domestic Corporations--Representation  
FAR 52.209-10 -- Prohibition on Contracting With Inverted Domestic Corporations  
FAR 52.209-11 -- Representation by Corporations Regarding Delinquent Tax Liability or a Felony Conviction under any Federal Law  
FAR 52.211-6 -- Brand Name or equal  
FAR 52.212-1 -- Instruction to Offerors -- Commercial Items  
FAR 52.212-2 -- Evaluation -- Commercial Items  
FAR 52.212-3 -- Offeror Representations and Certifications -- Commercial Items  
FAR 52.212-4 -- Contract Terms and Conditions -- Commercial Items  
FAR 52.212-5 -- Contract Terms and Conditions Required To Implement Statutes Or Executive Orders -- Commercial Items  
FAR 52.219-6 -- Notice of Total Small Business Set-Aside  
FAR 52.219-13 -- Notice of Set-Aside of Orders  
FAR 52.223-18 -- Encouraging Contractor Policies To Ban Text Messaging While Driving  
FAR 52.225-13 -- Restrictions on Certain Foreign Purchases  
FAR 52.232-40 -- Providing Accelerated Payments to Small Business Subcontractors  
FAR 52.233-3 -- Protest After Award  
FAR 52.233-4 -- Applicable Law for Breach of Contract Claim  
DFARS 252.203-7000 -- Requirements Relating to Compensation of Former DoD Officials  
DFARS 252.203-7002 -- Requirement to Inform Employees of Whistleblower Rights  
DFARS 252.203-7005 -- Representation Relating to Compensation of Former DoD Officials  
DFARS 252.204-7003 -- Control of government personnel work product  
DFARS 252.204-7015 -- Notice of Authorized Disclosure of Information for Litigation Support  
DFARS 252.204-7022 -- Expediting Contract Closeout

DFARS 252.211-7003 -- Item Unique Identification and Valuation  
DFARS 252.211-7008 -- Use of Government-assigned Serial Numbers  
DFARS 252.223-7006 -- Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Materials  
DFARS 252.223-7008 -- Prohibition of Hexa-valent Chromium  
DFARS 252.225-7000 -- Buy American-Balance of Payments Program Certificate  
DFARS 252.225-7001 -- Buy American and Balance of Payments Program  
DFARS 252.225-7048 -- Export-Controlled Items  
DFARS 252.232-7003 -- Electronic submission of payment requests and receiving reports  
DFARS 252.232-7006 -- Wide Area WorkFlow Payment Instructions  
DFARS 252.232-7010 -- Levies on Contract Payments  
DFARS 252.244-7000 -- Subcontracts for Commercial Items  
DFARS 252.246-7008 -- Sources of Electronic Parts  
DFARS 252.247-7023 -- Transportation of supplies by sea (APR 2014) Alternate II  
AFFARS 5352.201-9101 -- Ombudsman  
AFFARS 5352.223-9000 -- Elimination of Use of Class I Ozone Depleting Substances (ODS)

CLAUSES & PROVISIONS INCORPORATED BY FULL TEXT:

**52.252-1 -- Solicitation Provisions Incorporated by Reference.**

**Solicitation Provisions Incorporated by Reference (Feb 1998)**

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es):

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<https://www.acquisition.gov/>

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(End of Provision)

**52.252-2 -- Clauses Incorporated by Reference.**

**Clauses Incorporated by Reference (Feb 1998)**

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es):

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<https://www.acquisition.gov/>

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(End of Clause)

**52.204-24 Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment. (AUG 2020)**

The Offeror shall not complete the representation at paragraph (d)(1) of this provision if the Offeror has represented that it “does not provide covered telecommunications equipment or services as a part of its offered products or

services to the Government in the performance of any contract, subcontract, or other contractual instrument” in the provision at 52.204-26, Covered Telecommunications Equipment or Services— Representation, or in paragraph (v) of the provision at 52.212-3, Offeror Representations and Certifications- Commercial Items.

(a) *Definitions.* As used in this provision-

*Backhaul, covered telecommunications equipment or services, critical technology, interconnection arrangements, reasonable inquiry, roaming, and substantial or essential component* have the meanings provided in the clause 52.204-25, Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.

(b) *Prohibition.* (1) Section 889(a)(1)(A) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2019, from procuring or obtaining, or extending or renewing a contract to procure or obtain, any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system. Nothing in the prohibition shall be construed to—

(i) Prohibit the head of an executive agency from procuring with an entity to provide a service that connects to the facilities of a third-party, such as backhaul, roaming, or interconnection arrangements; or

(ii) Cover telecommunications equipment that cannot route or redirect user data traffic or cannot permit visibility into any user data or packets that such equipment transmits or otherwise handles.

(2) Section 889(a)(1)(B) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2020, from entering into a contract or extending or renewing a contract with an entity that uses any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system. This prohibition applies to the use of covered telecommunications equipment or services, regardless of whether that use is in performance of work under a Federal contract. Nothing in the prohibition shall be construed to— (i) Prohibit the head of an executive agency from procuring with an entity to provide a service that connects to the facilities of a third-party, such as backhaul, roaming, or interconnection arrangements; or

(ii) Cover telecommunications equipment that cannot route or redirect user data traffic or cannot permit visibility into any user data or packets that such equipment transmits or otherwise handles.

(c) *Procedures.* The Offeror shall review the list of excluded parties in the System for Award Management (SAM) (<https://www.sam.gov>) for entities excluded from receiving federal awards for “covered telecommunications equipment or services.”

(d) *Representations.* The Offeror represents that—

(1) It [ ] will, [ ] will not provide covered telecommunications equipment or services to the Government in the performance of any contract, subcontract or other contractual instrument resulting from this solicitation. The Offeror shall provide the additional disclosure information required at paragraph (e)(1) of this section if the Offeror responds “will” in paragraph (d)(1) of this section; and

(2) After conducting a reasonable inquiry, for purposes of this representation, the Offeror represents that—

It [ ] does, [ ] does not use covered telecommunications equipment or services, or use any equipment, system, or service that uses covered telecommunications equipment or services. The Offeror shall provide the additional disclosure information required at paragraph (e)(2) of this section if the Offeror responds “does” in paragraph (d)(2) of this section.

(e) *Disclosures.* (1) Disclosure for the representation in paragraph (d)(1) of this provision. If the Offeror has responded “will” in the representation in paragraph (d)(1) of this provision, the Offeror shall provide the following information as part of the offer:

(i) For covered equipment—

(A)The entity that produced the covered telecommunications equipment (include entity name, uniqueentity identifier, CAGE code, and whether the entity was the original equipment manufacturer (OEM) or a distributor, if known);

(B)A description of all covered telecommunications equipment offered (include brand; model number, such asOEM number, manufacturer part number, or wholesaler number; and item description, as applicable); and

(C)Explanation of the proposed use of covered telecommunications equipment and any factors relevant todetermining if such use would be permissible under the prohibition in paragraph (b)(1) of this provision.

(ii)For covered services—

(A)If the service is related to item maintenance: A description of all covered telecommunications servicesoffered (include on the item being maintained: Brand; model number, such as OEM number, manufacturer part number, or wholesaler number; and item description, as applicable); or

(B)If not associated with maintenance, the Product Service Code (PSC) of the service being provided; andexplanation of the proposed use of covered telecommunications services and any factors relevant to determining if such use would be permissible under the prohibition in paragraph (b)(1) of this provision.

(2)Disclosure for the representation in paragraph (d)(2) of this provision. If the Offeror has responded“does” in the representation in paragraph (d)(2) of this provision, the Offeror shall provide the following information as part of the offer:

(i)For covered equipment—

(A)The entity that produced the covered telecommunications equipment (include entity name, uniqueentity identifier, CAGE code, and whether the entity was the OEM or a distributor, if known);

(B)A description of all covered telecommunications equipment offered (include brand; model number, such asOEM number, manufacturer part number, or wholesaler number; and item description, as applicable); and

(C)Explanation of the proposed use of covered telecommunications equipment and any factors relevant todetermining if such use would be permissible under the prohibition in paragraph (b)(2) of this provision.

(ii)For covered services—

(A)If the service is related to item maintenance: A description of all covered telecommunications servicesoffered (include on the item being maintained: Brand; model number, such as OEM number, manufacturer part number, or wholesaler number; and item description, as applicable); or

(B)If not associated with maintenance, the PSC of the service being provided; and explanation of theproposed use of covered telecommunications services and any factors relevant to determining if such use wouldbe permissible under the prohibition in paragraph (b)(2) of this provision.

(End of provision)

## **52.204-25 Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment. (AUG 2020)**

(a)

*Backhaul* means intermediate links between the core network, or backbone network, and the small subnetworks at the edge of the network (e.g., connecting cell phones/towers to the core telephone network). Backhaul can be wireless (e.g., microwave) or wired (e.g., fiber optic, coaxial cable, Ethernet).

*Interconnection arrangements* means arrangements governing the physical connection of two or more networks to allow the use of another's network to hand off traffic where it is ultimately delivered (e.g.,connection of a customer of telephone provider A to a customer of telephone company B) or sharing data and other

information resources.

*Reasonable inquiry* means an inquiry designed to uncover any information in the entity's possession about the identity of the producer or provider of covered telecommunications equipment or services used by the entity that excludes the need to include an internal or third-party audit.

*Roaming* means cellular communications services (e.g., voice, video, data) received from a visited network when unable to connect to the facilities of the home network either because signal coverage is too weak or because traffic is too high.

(b) *Prohibition.* (1) Section 889(a)(1)(A) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2019, from procuring or obtaining, or extending or renewing a contract to procure or obtain, any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system. The Contractor is prohibited from providing to the Government any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system, unless an exception at paragraph (c) of this clause applies or the covered telecommunication equipment or services are covered by a waiver described in FAR 4.2104.

(2) Section 889(a)(1)(B) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2020, from entering into a contract, or extending or renewing a contract, with an entity that uses any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system, unless an exception at paragraph (c) of this clause applies or the covered telecommunication equipment or services are covered by a waiver described in FAR 4.2104. This prohibition applies to the use of covered telecommunications equipment or services, regardless of whether that use is in performance of work under a Federal contract.

(End of Clause)

**\*\*\*END CLAUSES & PROVISIONS\*\*\***