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To: List NIH1102-L

Cc: Singleton, Dennis (NIH/OD) [C]; Gamble, Karen (NIH/OD) [E]; 'DGS Help Desk' (DGSHelpDesk@peacetech.com)

Subject: Workform Update

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The workforms have been updated to incorporate the changes required by FAC 2005-65, effective February 28, 2013, the SBIR Reauthorization Act, and other housekeeping changes. The updated files are dated 2/28/2013 and can be found on the NIH OAMP Internet at <http://oamp.od.nih.gov/DGS/DGShomepage.html>. The Document Generation System (DGS) can be accessed at: <http://dgs.nci.nih.gov/dgs/index.jsp>.

The following is an explanation of the changes made to each workform.

I. CONTRACT

II. RFP

EXPLANATION OF CHANGES MADE TO THE CONTRACT:

- 1. Item 394, Page 225, Article H.80. Use of Funds for Conferences, Meetings and Food**, is revised to clarify the reference to contract funds.
- 2. Items 402-418, Pages 229-280, Article I.1. General Clauses**, are revised to update of FAR clause 52.229-3, Federal, State and Local Taxes to February 2013, (in all fixed-price General Clause listings), in accordance with Item IV of FAC 2005-65.
- 3. Item 405, Page 238, Article I.1 General Clauses for a Fixed-Price Research and Development SBIR Phase II Contract**, is revised to remove FAR Clause 52.229-4, Federal, State and Local Taxes (State and Local Adjustments) since Phase II SBIRs are now required to be competed, in accordance with the SBIR Reauthorization Act. In exceptional cases where a Phase II SBIRs will be awarded without competition, Article I.2.y. contains the appropriate substitution (Item #446).
- 4. Item 445, Page 285, Article I.2.y FAR Clause 52.229-4, Federal State and Local Taxes (State and Local Adjustments)**, is added as a new item for use in exceptional cases where a Phase II SBIRs will be awarded without competition.
- 5. Item 446, Page 285, Article I.2.z. FAR clauses 52.229-3 Federal, State and Local Taxes and 52.229-4 Federal, State and Local Taxes (State and Local Adjustments)**, are revised to update the clauses to February 2013, in accordance with Item IV of FAC 2005-65.

6. **Item 447, Page 286, Article I.2.aa. FAR clauses 52.229-3 Federal, State and Local Taxes and 52.229-6 Taxes—Foreign Fixed-Price Contracts**, are revised to update the clauses to February 2013, in accordance with Item IV of FAC 2005-65.
7. **Item 448, Page 286, Article I.2.bb. FAR clauses 52.229-3 Federal, State and Local Taxes and 52.229-7 Taxes—Fixed-Price Contracts with Foreign Governments**, are revised to update the clauses to February 2013, in accordance with Item IV of FAC 2005-65.

Manual Maintenance: It is recommended that you print and replace the entire “Contract Handbook” file under DGS Handbook Files from the NIH OAMP Internet. (Please note that this document has been formatted for a XEROX Work Centre 7775. If using another printer definition, the page numbers listed above may differ on your document. However, the ITEM NUMBERS will always be the same.)

EXPLANATION OF CHANGES MADE TO THE RFP:

1. **Item 327, Page 198, Article H.78. Use of Funds for Conferences, Meetings and Food**, is revised to clarify the reference to contract funds.
2. **Item 374, Page 209, Article I.2.t FAR Clause 52.229-4, Federal State and Local Taxes (State and Local Adjustments)**, is added as a new item for use in exceptional cases where a Phase II SBIRs will be awarded without competition.
3. **Item 375, Page 209, Article I.2.u. FAR clauses 52.229-3 Federal, State and Local Taxes and 52.229-4 Federal, State and Local Taxes (State and Local Adjustments)**, are revised to update the clauses to February 2013, in accordance with Item IV of FAC 2005-65.
4. **Item 376, Page 209, Article I.2.v. FAR Clauses 52.229-3 Federal, State and Local Taxes and 52.229-6 Taxes—Foreign Fixed-Price Contracts** are revised to update the clauses to February 2013, in accordance with Item IV of FAC 2005.
5. **Item 377, Page 209, Articles I.2.w. FAR Clauses 52.229-3 Federal, State and Local Taxes and FAR Clause 52.229-7 Taxes—Fixed-Price Contracts with Foreign Governments**, are revised to update the clauses to February 2013, in accordance with Item IV of FAC 2005-65.
6. **Items 661-671, Pages 337-351, Article L.2.a.26. General Instructions**, has been revised to move the Information Security instructions to Section L.2.a. General Instructions. These instructions are being removed from Section L.2.b. Technical Proposal Instructions since submission of this information in the Technical Proposal is no longer mandatory. The Contracting Officer may now determine whether this information is to be included in the technical or business proposal.

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