

ARTICLE I.1. GENERAL CLAUSES FOR A SEALED BID CONSTRUCTION CONTRACT

This contract incorporates the following 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 as follows: FAR Clauses at: <http://www.acquisition.gov/far/> . HHSAR Clauses at: <http://www.hhs.gov/policies/hhsar/subpart352.html> .

a. FEDERAL ACQUISITION REGULATION (FAR) (48 CFR CHAPTER 1) CLAUSES:

<u>FAR</u>	<u>DATE</u>	<u>TITLE</u>
<u>CLAUSE NO.</u>		
52.202-1	Jun 2020	Definitions (Over the Simplified Acquisition Threshold)
52.203-3	Apr 1984	Gratuities (Over the Simplified Acquisition Threshold)
52.203-5	May 2014	Covenant Against Contingent Fees (Over the Simplified Acquisition Threshold)
52.203-6	Jun 2020	Restrictions on Subcontractor Sales to the Government (Over the Simplified Acquisition Threshold)
52.203-7	Jun 2020	Anti-Kickback Procedures (Over the Simplified Acquisition Threshold)
52.203-8	May 2014	Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity (Over the Simplified Acquisition Threshold)
52.203-10	May 2014	Price or Fee Adjustment for Illegal or Improper Activity (Over the Simplified Acquisition Threshold)
52.203-12	Jun 2020	Limitation on Payments to Influence Certain Federal Transactions (Over \$150,000)
52.203-17	Jun 2020	Contractor Employee Whistleblower Rights and Requirements to Inform Employees of Whistleblower Rights (Over the Simplified Acquisition Threshold)
52.203-99	Jan 2017	Prohibition on Contracting with Entities That Require Certain Internal Confidentiality Agreements (DEVIATION)
52.204-4	May 2011	Printed or Copied Double-Sided on Postconsumer Fiber Content Paper(Over the Simplified Acquisition Threshold)
52.204-10	Jun 2020	Reporting Executive Compensation and First-Tier Subcontract Awards (\$30,000 or more)
52.204-13	Oct 2018	System for Award Management Maintenance
52.204-25	Aug 2020	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment
52.209-6	Jun 2020	Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Over \$35,000)
52.214-26	Jun 2020	Audit and Records - Sealed Bidding [Note: Applies to ALL contracts funded in whole or in part with Recovery Act funds, regardless of dollar value, AND contracts over \$750,000 funded exclusively with non-Recovery Act funds.]

<u>FAR</u>	<u>DATE</u>	<u>TITLE</u>
<u>CLAUSE NO.</u>		
52.214-27	Jun 2020	Price Reduction for Defective Certified Cost or Pricing Data - Modifications - Sealed Bidding (Over \$750,000)
52.214-28	Jun 2020	Subcontractor Cost or Pricing Data - Modifications - Sealed Bidding (Over \$750,000)
52.214-29	Jan 1986	Order of Precedence - Sealed Bidding
52.215-21	Jun 2020	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data - Modifications
52.216-7	Aug 2018	Allowable Cost and Payment, Alternate I (Feb 1997)
52.219-8	Oct 2018	Utilization of Small Business Concerns (Over the Simplified Acquisition Threshold)
52.219-9	Jun 2020	Small Business Subcontracting Plan (Over \$750,000, \$1.5 million for Construction), Alternate I (Oct 2001)
52.219-16	Jan 1999	Liquidated Damages - Subcontracting Plan (Over \$700,000, \$1.5 million for Construction)
52.222-3	Jun 2003	Convict Labor
52.222-4	Mar 2018	Contract Work Hours and Safety Standards - Overtime Compensation (Over \$150,000)
52.222-6	Aug 2018	Construction Wage Rate Requirements
52.222-7	May 2014	Withholding of Funds
52.222-8	Aug 2018	Payrolls and Basic Records
52.222-9	Jul 2005	Apprentices and Trainees
52.222-10	Feb 1988	Compliance with Copeland Act Requirements
52.222-11	May 2014	Subcontracts (Labor Standards)
52.222-12	May 2014	Contract Termination - Debarment
52.222-13	May 2014	Compliance with Construction Wage Rate Requirements and Related Regulations
52.222-14	Feb 1988	Disputes Concerning Labor Standards
52.222-15	May 2014	Certification of Eligibility
52.222-21	Apr 2015	Prohibition of Segregated Facilities
52.222-26	Sep 2016	Equal Opportunity
52.222-27	Apr 2015	Affirmative Action Compliance Requirements for Construction
52.222-35	Jun 2020	Equal Opportunity for Veterans (\$150,000 or more)
52.222-36	Jun 2020	Equal Opportunity for Workers with Disabilities
52.222-37	Jun 2020	Employment Reports on Veterans (\$150,000 or more)
52.222-40	Dec 2010	Notification of Employee Rights Under the National Labor Relations Act (Over the Simplified Acquisition Threshold)
52.222-50	Oct 2020	Combating Trafficking in Persons
52.222-54	Oct 2015	Employment Eligibility Verification (Over the Simplified Acquisition Threshold)
52.223-5	May 2011	Pollution Prevention and Right-to-Know Information
52.223-6	May 2001	Drug-Free Workplace

<u>FAR</u>	<u>DATE</u>	<u>TITLE</u>
<u>CLAUSE NO.</u>		
52.223-18	Jun 2020	<i>Encouraging Contractor Policies to Ban Text Messaging While Driving</i>
52.225-13	Jun 2008	<i>Restrictions on Certain Foreign Purchases</i>
52.227-1	Jun 2020	<i>Authorization and Consent</i>
52.227-2	Jun 2020	<i>Notice and Assistance Regarding Patent and Copyright Infringement</i>
52.227-4	Dec 2007	<i>Patent Indemnity - Construction Contracts</i>
52.228-1	Sep 1996	<i>Bid Guarantee - The amount of the bid guarantee shall be ___ percent of the bid price or \$_____ whichever is less.</i>
52.228-2	Oct 1997	<i>Additional Bond Security</i>
52.228-5	Jan 1997	<i>Insurance - Work on a Government Installation (Over the Simplified Acquisition Threshold)</i>
52.228-11	Aug 2018	<i>Pledge of Assets</i>
52.228-14	Nov 2014	<i>Irrevocable Letter of Credit</i>
52.228-15	Jun 2020	<i>Performance and Payment Bonds - Construction (Over \$150,000)</i>
52.229-3	Feb 2013	<i>Federal, State and Local Taxes (Over the Simplified Acquisition Threshold)</i>
52.232-5	May 2014	<i>Payments Under Fixed-Price Construction Contracts</i>
52.232-17	May 2014	<i>Interest (Over the Simplified Acquisition Threshold)</i>
52.232-23	May 2014	<i>Assignment of Claims</i>
52.232-27	Jan 2017	<i>Prompt Payment for Construction Contracts</i>
52.232-33	Oct 2018	<i>Payment by Electronic Funds Transfer--System for Award Management</i>
52.232-39	Jun 2013	<i>Unenforceability of Unauthorized Obligations</i>
52.233-1	May 2014	<i>Disputes</i>
52.233-3	Aug 1996	<i>Protest After Award</i>
52.233-4	Oct 2004	<i>Applicable Law for Breach of Contract Claim</i>
52.236-1	Apr 1984	<i>Performance of Work by the Contractor (Over \$1,500,000) The Contractor shall perform on the site, and with its own organization, work equivalent to at least ___% of the total amount of work to be performed under the contract.</i>
52.236-2	Apr 1984	<i>Differing Site Conditions (Over the Simplified Acquisition Threshold)</i>
52.236-3	Apr 1984	<i>Site Investigations and Conditions Affecting the Work (Over the Simplified Acquisition Threshold)</i>
52.236-5	Apr 1984	<i>Material and Workmanship</i>
52.236-6	Apr 1984	<i>Superintendence by the Contractor (Over the Simplified Acquisition Threshold)</i>
52.236-7	Nov 1991	<i>Permits and Responsibilities</i>
52.236-8	Apr 1984	<i>Other Contracts (Over the Simplified Acquisition Threshold)</i>

<u>FAR</u>	<u>DATE</u>	<u>TITLE</u>
<u>CLAUSE NO.</u>		
52.236-9	Apr 1984	Protection of Existing Vegetation, Structures, Equipment, Utilities and Improvements (Over the Simplified Acquisition Threshold)
52.236-10	Apr 1984	Operations and Storage Areas (Over the Simplified Acquisition Threshold)
52.236-11	Apr 1984	Use and Possession Prior to Completion (Over the Simplified Acquisition Threshold)
52.236-12	Apr 1984	Cleaning Up (Over the Simplified Acquisition Threshold)
52.236-13	Nov 1991	Accident Prevention (Over the Simplified Acquisition Threshold)
52.236-14	Apr 1984	Availability and Use of Utility Services
52.236-15	Apr 1984	Schedules for Construction Contracts (Over the Simplified Acquisition Threshold)
52.236-17	Apr 1984	Layout of Work
52.236-21	Feb 1997	Specifications and Drawings for Construction (Over the Simplified Acquisition Threshold)
52.236-26	Feb 1995	Preconstruction Conference
52.242-13	Jul 1995	Bankruptcy (Over the Simplified Acquisition Threshold)
52.242-14	Apr 1984	Suspension of Work
52.243-4	Jun 2007	Changes (Over the Simplified Acquisition Threshold)
52.243-5	Apr 1984	Changes and Changed Conditions (Not to exceed the Simplified Acquisition Threshold)
52.244-6	Nov 2020	Subcontracts for Commercial Items
52.246-12	Aug 1996	Inspection of Construction (Over the Simplified Acquisition Threshold)
52.248-3	Oct 2020	Value Engineering - Construction (Over the Simplified Acquisition Threshold)
52.249-2	Apr 2012	Termination for Convenience of the Government (Fixed-Price), Alternate I (Sep 1996)
52.249-10	Apr 1984	Default (Fixed-Price Construction)
52.253-1	Jan 1991	Computer Generated Forms

b. DEPARTMENT OF HEALTH AND HUMAN SERVICES ACQUISITION REGULATION (HHSAR) (48 CFR CHAPTER 3) CLAUSES:

<u>HHSAR</u>	<u>DATE</u>	<u>TITLE</u>
<u>CLAUSE NO.</u>		
352.203-70	Dec 2015	Anti-Lobbying
352.222-70	Dec 2015	Contractor Cooperation in Equal Employment Opportunity Investigations
352.227-70	Dec 2015	Publications and Publicity
352.237-75	Dec 2015	Key Personnel

[End of GENERAL CLAUSES FOR A SEALED BID CONSTRUCTION CONTRACT- Rev. 1/2021].