

Marshall, Joseph (NIH/OD) [E]

From: Marshall, Joseph (NIH/OD) [E]
Sent: Friday, March 20, 2015 9:51 AM
To: List NIH1102-L
Cc: Osborne, Phillip (NIH/OD) [E]; Fisher, Glynis (NIH/OD) [E]; O'Neal, Nicole (NIH/OD) [E]; Gamble, Karen (NIH/OD) [E]
Subject: Workform Update

The workforms have been updated to incorporate the changes required by FAC 2005-80. This update also fixes various broken links and other housekeeping changes. The [updated files are dated 03/02/2015](#) and can be found on the NIH OAMP Internet along with the [Document Generation System \(DGS\)](#). FAR Clause 52.213- 4, Terms and Conditions-Simplified Acquisitions (Other Than Commercial Items) (March 2015), is updated to through FAC 2005-80 and is located on the [Simplified Acquisition Clauses and Attachments](#) page of the DGS.

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

I. CONTRACT

II. RFP

III. [SECTION K \(NIH Representations & Certifications\)](#)

IV. Individual Representations and Certifications

NOTE: These files may be accessed from the OAMP Website under [DGS/Contracting Forms](#) and are only used in the rare instance where an offeror is exempt from the SAM.

V. COMMERCIAL ITEMS CLAUSES (FAR Clauses 52.212-1 through 52.212-5)

NOTE: These files may be accessed from the OAMP Website under [DGS/Contracting Forms](#).

EXPLANATION OF CHANGES MADE TO THE CONTRACT:

- 1. Item 248, Page 120, Article H.20. NIH Policy On Enhancing Public Access to Archived Publications Resulting From NIH-Funded Research,** is revised to add additional information for reference.
- 2. Items 378-394, Pages 220-267, Article I.1 General Clause Listings** are revised in accordance with Item I of FAC 2005-80 as follows:
 - FAR Clause **52.222-50, Combating Trafficking in Persons**, is updated to (March 2015).
 - FAR Clause **52.244-6 Subcontracts for Commercial Items**, is updated to (March 2015).

3. **Item 411, Page 270, Article I.2.o. FAR Clause 52.219-9 Small Business Subcontracting Plan**, is updated PRESCRIPTION ONLY to clarify conditions for using this item.

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 181, Page 102, Article H.19. NIH Policy On Enhancing Public Access to Archived Publications Resulting From NIH-Funded Research**, is revised to add additional information for reference.
2. **Item 339, Page 205, Article I.2.j. FAR Clause 52.219-9 Small Business Subcontracting Plan**, is updated PRESCRIPTION ONLY to clarify conditions for using this item.
3. **Item 669, Page 403, Section L.2.a.28.o. FAR Clause 52.222-56 Certification Regarding Trafficking in Persons Compliance Plan (March 2015)** is added in accordance with Item I of FAC 2005-80.
4. **Item 671, Page 403, Section L.2.a.28.q. FAR Clause 52.237-10 Identification of Uncompensated Overtime**, is updated to (March 2015), in accordance with Item II of FAC 2005-80.
5. **Item 721, Page 460, Section L.2.c.6. Salary Rate Limitation in Fiscal year 2015**, is updated in accordance with the Consolidated and Further Continuing Appropriations Act, 2015 (Public Law 113-235)

Manual Maintenance: It is recommended that you print and replace the entire “RFP Handbook” file under DGS Handbook Files from the NIH OAMP Intranet. (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 INDIVIDUAL REPRESENTATIONS AND CERTIFICATIONS

Important Note about the Individual Representations and Certifications: *These files should only be used for an offeror or contractor who is exempt from the requirement to register in the SAM. All other offerors/contractors will access these provisions when they complete their annual Online Representations & Certifications at [Acquisition Central](#).*

- FAR Provision **52.225-18 Place of Manufacture**, is updated to (March 2015), in accordance with Item III of FAC 2005-80.

EXPLANATION OF CHANGES MADE TO THE COMMERCIAL ITEMS CLAUSES:

- FAR Clause **52.212-3, Offeror Representations and Certifications—Commercial Items**, is updated to (March 2015). The following change are in accordance with Item III of FAC 2005-80:
 - Update paragraph (a) and the definition for *Manufactured end product*

- FAR Clause **52.212-5, Contract Terms and Conditions Required to Implement Statutes or Executive Orders-Commercial Items**, has been updated to (March 2015). The following changes are in accordance with Item I of FAC 2005-80.
 - Delete paragraph (a)(2) and renumber accordingly.
 - Add new paragraph (b)(33) **FAR 52.222-50 Combating Trafficking in Persons** and renumber paragraphs accordingly.
 - Revise paragraph (e)(1)(x) to March 2015.
 - Revise Alternate II to March 2015.
 - Revise paragraph (e)(1)(ii)(I) under Alternate II to (March 2015).

Note: Andrea Spinelli, DGS Team Lead, is on extended leave. In her absence, please submit any questions regarding DGS workforms and related materials to me or Nicole O’Neal, Special Assistant to the Associate Director, OAMP.

Thank you,

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