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\*\*\*\* (USE THE FOLLOWING IN ALL RFP's AND CONTRACTS.) \*\*\*\*

## PART II - CONTRACT CLAUSES

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\*\*\*\* (USE THE FOLLOWING IN ALL RFP's AND CONTRACTS.) \*\*\*\*

## SECTION I - CONTRACT CLAUSES

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### ARTICLE I.1. GENERAL CLAUSES FOR A SEALED BID SERVICE 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	Nov 2021	Restrictions on Subcontractor Sales to the Government (Over the Simplified Acquisition Threshold)
52.203-7	Jun 2020	Anti-Kickback Procedures (Over \$150,000)
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)
52.203-19	Jan 2017	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
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

<u>FAR</u>	<u>DATE</u>	<u>TITLE</u>
<u>CLAUSE NO.</u>		
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	Nov 2021	Protecting the Government's Interest When Subcontracting With Contractors Debarred, Suspended, or Proposed for Debarment
52.214-26	Jun 2020	Audit and Records - Sealed Bidding
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	Nov 2021	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data - Modifications
52.219-8	Oct 2022	Utilization of Small Business Concerns (Over the Simplified Acquisition Threshold)
52.219-9	Oct 2022	Small Business Subcontracting Plan (Over \$750,000, \$1.5 million for Construction), Alternate I (Nov 2016)
52.219-14	Oct 2022	Limitations on Subcontracting
52.219-16	Sep 2021	Liquidated Damages - Subcontracting Plan (Over \$750,000, \$1.5 million for Construction)
52.222-3	Jun 2003	Convict Labor
52.222-21	Apr 2015	Prohibition of Segregated Facilities
52.222-26	Sep 2016	Equal Opportunity
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	Nov 2021	Combating Trafficking in Persons
52.222-54	May 2022	Employment Eligibility Verification (Over \$150,000)
52.223-6	May 2001	Drug-Free Workplace
52.223-18	Jun 2020	Encouraging Contractor Policies to Ban Text Messaging While Driving
52.225-1	Nov 2021	Buy American - Supplies
52.225-13	Feb 2021	Restrictions on Certain Foreign Purchases
52.227-1	Jun 2020	Authorization and Consent
52.227-2	Jun 2020	Notice and Assistance Regarding Patent and Copyright Infringement
52.229-3	Feb 2013	Federal, State and Local Taxes (Over the Simplified Acquisition Threshold)

<u>FAR</u>	<u>DATE</u>	<u>TITLE</u>
<u>CLAUSE NO.</u>		
52.229-4	Feb 2013	<i>Federal, State, and Local Taxes (State and Local Adjustments) (Over the Simplified Acquisition Threshold)</i>
52.232-1	Apr 1984	<i>Payments</i>
52.232-8	Feb 2002	<i>Discounts for Prompt Payment</i>
52.232-9	Apr 1984	<i>Limitation on Withholding of Payments</i>
52.232-11	Apr 1984	<i>Extras</i>
52.232-17	May 2014	<i>Interest (Over the Simplified Acquisition Threshold)</i>
52.232-23	May 2014	<i>Assignment of Claims</i>
52.232-25	Jan 2017	<i>Prompt Payment</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>
52.242-13	Jul 1995	<i>Bankruptcy (Over the Simplified Acquisition Threshold)</i>
52.243-1	Aug 1987	<i>Changes - Fixed-Price, Alternate I (Apr 1984)</i>
52.244-6	Mar 2023	<i>Subcontracts for Commercial Products and Commercial Services</i>
52.246-25	Feb 1997	<i>Limitation of Liability - Services (Over the Simplified Acquisition Threshold)</i>
52.249-4	Apr 1984	<i>Termination for Convenience of the Government (Services) (Short Form)</i>
52.249-8	Apr 1984	<i>Default (Fixed-Price Supply and Service)(Over the Simplified Acquisition Threshold)</i>
52.253-1	Jan 1991	<i>Computer Generated Forms</i>

*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	<i>Anti-Lobbying</i>
352.222-70	Dec 2015	<i>Contractor Cooperation in Equal Employment Opportunity Investigations</i>
352.227-70	Dec 2015	<i>Publications and Publicity</i>
352.237-75	Dec 2015	<i>Key Personnel</i>

*[End of GENERAL CLAUSES FOR A SEALED BID SERVICE CONTRACT- Rev. 2/2023].*