

**DEFENSE LOGISTICS AGENCY (DLA) MASTER SOLICITATION
FOR AUTOMATED SIMPLIFIED ACQUISITIONS
REVISION 74 (DEC 3 2020)**

PART I - Instructions to Suppliers for the Submission of Quotations and Automated Evaluation

1. General Information/Instruction:

(a) This solicitation, called the DLA Master Solicitation for Automated Simplified Acquisitions, is used with the request for quotations (RFQ), and the awards of purchase orders and basic contracts for automated EProcurement acquisitions valued up to the simplified acquisition threshold (SAT). The information/instruction found in this document expands upon information/instruction found within individual solicitations that reference this document. The DLA Master Solicitation for Automated Simplified Acquisitions is referenced in all automated RFQs that are located on the DLA Internet Bid Board System (DIBBS). Each RFQ contains a web link to this master solicitation. Suppliers are required to read PARTs I and II of this master solicitation to understand the automated solicitation, evaluation and award process for the automated simplified acquisitions. Suppliers shall comply with the master solicitation in effect at time of award. The master solicitation will be updated to reflect changes in law, regulation and acquisition policies and procedures. Updates to this master solicitation will be identified by a date and revision number. Changes from the preceding revision will be indicated by using strikethrough to mark deleted text and yellow highlighting to mark added text. Prior versions of the DLA Master Solicitation for Automated Simplified Acquisitions will be archived and available.

(b) The master solicitation contains multiple parts. Part I instructs suppliers in the submission of quotations, use of the DIBBS and one-time buy automated award evaluation. Part II contains the Automated Indefinite Delivery Contract (AIDC) award evaluation information and specific clauses and procurement note. Part III contains the mandatory provisions and clauses, conditional provisions and clauses, and procurement notes that apply to automated solicitations, purchase orders and basic contracts. Provisions, clauses, and procurement notes are incorporated by reference. They have the same force and effect as the full text. The full text of provisions, clauses, and procurement notes can be found via the applicable links provided in Part III below.

Note: On or about October 5, 2017, mandatory provisions and clauses located in Part II Subpart A will appear in automated solicitations and awards. Refer to the Master Solicitation for the conditional provisions and clauses, and procurement notes as set forth in Part III Subparts B and C. In the event of a conflict between mandatory provisions and clauses explicitly cited in automated solicitations and awards and those located in the Master Solicitation Part III Subpart A, the mandatory provisions and clauses in the automated solicitation or award will take precedence.

2. DLA Internet Bid Board System (DIBBS) Instructions for Automated Solicitations.

(a) AUTOMATED SOLICITATION NUMBERING: Automated solicitations are identified by “SPE” in the first three positions of the solicitation number and “T” or “U” in the ninth position of the solicitation number.

(b) SUBMITTING QUOTATIONS: Automated quotations must be submitted electronically on DIBBS at <https://www.dibbs.bsm.dla.mil/> for all automated RFQs posted on DIBBS. Quotations received by other electronic means, even though within the FAR definition of “electronic commerce” or “electronic and information technology”, such as facsimile (fax) or electronic mail (email) will not be considered for award. Quotations transmitted in hard copy by U.S. Mail or other means will not be considered for award. Quotations received after the return date/time may only be considered in accordance with the late quotation provision in paragraph (e) below.

THE OFFEROR, BY SUBMISSION OF ITS QUOTATION, REPRESENTS THAT:

(1) IT 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, IN ACCORDANCE WITH FAR 52.204-24(d)(1);

(2) IT HAS CONDUCTED A REASONABLE INQUIRY AS DEFINED AT FAR 52.204-25(a), AND IT DOES NOT USE COVERED TELECOMMUNICATIONS EQUIPMENT OR SERVICES, OR USE ANY EQUIPMENT, SYSTEM, OR SERVICE THAT USES COVERED TELECOMMUNICATIONS EQUIPMENT OR SERVICES IN ACCORDANCE WITH FAR 52.204(d)(2);

(3) 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 ACCORDANCE WITH FAR 52.204-26(c)(1);

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(4) IT HAS CONDUCTED A REASONABLE INQUIRY AS DEFINED AT FAR 52.204-25(a), AND IT DOES NOT USE COVERED TELECOMMUNICATIONS EQUIPMENT OR SERVICES, OR ANY EQUIPMENT, SYSTEM, OR SERVICE THAT USES COVERED TELECOMMUNICATIONS EQUIPMENT OR SERVICES IN ACCORDANCE WITH FAR 52.204-26(c)(2); AND

(5) IT DOES NOT PROVIDE COVERED DEFENSE 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 ACCORDANCE WITH DFARS 252.204-7016(c).

EFFECTIVE NOVEMBER 30, 2020, THE OFFEROR, BY SUBMISSION OF ITS QUOTATION, REPRESENTS THE FOLLOWING, IF DFARS CLAUSE 252.204-7012, SAFEGUARDING COVERED DEFENSE INFORMATION AND CYBER INCIDENT REPORTING, APPLIES—

(1) IT HAS IMPLEMENTED THE NIST SP 800-171 SECURITY REQUIREMENTS FOR ITS INFORMATION SYSTEMS; AND

(2) ITS SUMMARY LEVEL SCORES ARE POSTED IN THE [SUPPLIER PERFORMANCE RISK SYSTEM \(SPRS\) \(HTTPS://WWW.SPRS.CSD.DISA.MIL/\)](https://www.sprs.csd.disa.mil/) IN ACCORDANCE WITH PARAGRAPH (d) OF DFARS CLAUSE 252.204-7020, NIST SP 800-171 DoD ASSESSMENT REQUIREMENTS.

FAILURE TO COMPLY MAY RESULT IN CANCELLATION OF AUTOMATED PURCHASE ORDERS.

RETURN DATE AND TIME: The time for receipt of quotations is 3:00 P.M. Eastern Standard Time, or when applicable, Eastern Daylight Savings Time on the return date. If a return date falls on a Saturday, Sunday or federal holiday, the return date will be extended to the next business day. Quotations submitted using EDI/DIBBS are subject to electronic interface latency which can result in transmission delays. Suppliers must consider transmission delays in the EDI/DIBBS system when submitting quotations and assume the risk of late transmission/submission. As an alternative, the direct entry of quotation information into the DIBBS website is a method that precludes transmission delays, and will ensure the quotation is evaluated. **Except as provided herein, awards will not be made prior to the solicitation return date/time.** Fast Auto Evaluation solicitations are solicitations estimated to be less than the micro-purchase threshold. They may be awarded prior to the solicitation return date/time. Solicitations for items with documented urgency may be awarded prior to solicitation return date/time. Solicitations may also result in award prior to the solicitation return date when the response date is 30 days or greater and a responsive quotation is received prior to the 30 days but at least 11 days after issuance. Therefore, suppliers are advised to submit quotations as quickly as possible.

Auto Evaluation may extend the solicitation return date for three business days for price negotiations for “qualified” (see paragraph 3(a) below) quotations in the competitive range. Notice of the extension will be provided by email to suppliers in the competitive range (bids without exception) inviting them to revise their quotation. DIBBS sends an email notification to the email address registered for the person who submitted the quotation. If a third party submitted the quotation, DIBBS sends the notification to the email addresses of the third party and the super user CAGE. Suppliers are responsible for the accuracy of the email addresses in DIBBS. Suppliers who have submitted their best quotation do not need to resubmit.

(c) HOW INTERRUPTIONS AFFECT RETURN TIME AND DATE: If an emergency or unanticipated event interrupts DIBBS processing preventing quotation submission through DIBBS at the close of a solicitation, the return date/time will be extended to the same time of day on the next business day that DIBBS processing resumes. Notice of the extension will be provided on the DIBBS home page. A supplier’s inability to submit a quotation caused by failure of a supplier’s hardware, software, Internet Service Provider, or the World Wide Web itself, is not cause for extension of a solicitation.

(d) LATE QUOTATIONS: Quotations received after the return date/time for automated solicitations may be considered until the evaluation process begins. Once the evaluation process begins, late quotations will only be considered if the procurement is manually reviewed and the contracting officer determines that considering the late quotation is in the best interest of the Government and would not unduly delay the award. Quotations received after the evaluation process has begun will not be considered if the procurement is processed entirely through the DLA Automated Evaluation program without manual evaluation or buyer assist. The procurement will not be manually reviewed solely because a quote is received after the return date/time.

(e) QUOTATION REVISIONS: Suppliers may revise quotations on DIBBS up until the time the solicitation is awarded. Quotation revisions overlay previously submitted quotations on the same solicitation.

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(f) **QUOTATION WITHDRAWAL:** Suppliers may withdraw quotations on DIBBS up until the time the solicitation is awarded by selecting a bid type of “no bid.” A “no bid” quotation overlays a previously submitted quotation on the same solicitation.

(g) **SET-ASIDE SOLICITATIONS:** Solicitations with an estimated dollar value between the micro-purchase threshold and the SAT are set-aside for small business when cited in the solicitation. When a solicitation is set-aside, only small business quotations that comply with the non-manufacturer rule will be considered. See FAR 19.502-2(c) for an explanation.

(h) **FAST AUTO EVALUATION SOLICITATIONS:** A Fast Auto Evaluation icon ■ on the DIBBS “search results” screen identifies Fast Auto Evaluation solicitations. These solicitations are estimated to be at or less than the micro-purchase threshold and are not set-aside. They may be awarded prior to the solicitation return date/time. A quotation valued less than the micro-purchase threshold that is submitted in response to a solicitation that has an estimated value equal to or greater than the micro-purchase threshold and was not originally marked ■, may result in an early award as a result of being evaluated as a Fast Auto Evaluation quotation. Fast Auto Evaluation commences at 3:00 P.M., 3 business days after the issue date, and continues every day thereafter at 3:00 P.M. until the return date. The automated evaluation program for an early award evaluates all quotations not exceeding the micro-purchase threshold.

(i) **SOLICITATIONS WITH FIRST ARTICLE TESTING (FAT) OR PRODUCTION LOT TESTING (PLT) REQUIREMENTS:** The FAT and PLT appear as separate line items in the solicitation. The number of units shown in the solicitation for the FAT or PLT line item is “1 EA”. The actual number of units required for the FAT line item will be identified in clause FAR 52.209-3 or 52.209-4. The actual number of units required for the PLT line items will be identified in the specification for PLT requirements in Section A of the solicitation. The required delivery schedule for FAT line items will be identified in FAR 52.209-3 or 52.209-4. The required delivery schedule for PLT line items will be identified in Section A of the solicitation.

(j) **QUANTITY REQUIREMENTS:** Quotation must be submitted on the total quantity of each item when a definite quantity is required.

(k) **DELIVERY REQUIREMENTS:** The Government required delivery will be stated in days after date of order (ADO). If the supplier is not able to meet the delivery requirement, the supplier must submit their delivery timeframe on the DIBBS quote page in number of days ADO. This includes time to deliver production quantity, required testing, and government inspection and acceptance. If a FAT is required, the supplier must also comply with the FAT delivery requirement and if unable to comply, must submit their delivery timeframe on the DIBBS quote page in number of days ADO. This includes time to deliver the completed test report (if contractor FAT).

(l) Questions regarding the DIBBS should be e-mailed to: dibbsBSM@dla.mil or refer to the frequently asked questions on DIBBS at <https://www.dibbs.bsm.dla.mil/Refs/help/FrequentlyAskedQuestions/Default.aspx>. For immediate assistance, please call 1-877-352-2255.

3. Automated Award Evaluation Information

(a) **AUTOMATED EVALUATION:** Acquisitions (excluding automated solicitations with first article test requirements—(see paragraph (c) below) may be candidates for automated award under DLA Automated Evaluation program. The program uses price reasonableness logic and other automated filters to make fully automated and buyer assisted automated awards valued at the SAT or less. The Automated Evaluation program begins the evaluation process at the time and date set for receipt of quotations and only considers “qualified quotations” for award. Qualified quotations are in exact compliance with the solicitation requirements (bid type equal to “bid without exception”), and are submitted on the DIBBS.

(1) The following are not considered exceptions to the solicitation requirements and will not make a quotation ineligible for an award:

(i) Quoting delivery days different than the required delivery days.

(ii) Quoting a superseding or previously approved part or correction to a CAGE/part number cited in the procurement identification description (PID) for an item described by manufacturer’s CAGE and part number.

(iii) Quoting a used, reconditioned, remanufactured item, or unused former Government surplus property.

(iv) Quoting other than a domestic end product on an unrestricted solicitation.

(v) Quoting a hazardous item.

(vi) Quoting “Other” when the solicitation states a Higher Level Quality requirement.

(2) The following are considered exceptions to the solicitation requirements and will make a quotation ineligible for an automated award:

(i) Quoting an alternate product or otherwise taking exception to the solicitation’s item description.

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- (ii) Exceptions to packaging requirements.
- (iii) Exceptions to FOB terms.
- (iv) Exceptions to inspection requirements.
- (v) Exceptions to required quantity.
- (vi) Quoting a quantity variance greater than specified on the solicitation.
- (vii) Quoting “None” when a Higher Level Contract Quality Requirement is required.
- (viii) Quoting the use of Child Labor.
- (ix) Quoting Remarks.

(3) The following are qualifications (when cited in the solicitation) that are required to be eligible for an automated award:

(i) Export Control (as cited in the item description) requires the applicable certifications to be current for both the quoter and manufacturer. The offeror and any source(s) of supply it will use for contract performance must have an active United States/Canada Joint Certification Program (JCP) certification and DLA controlling authority approval to access export-controlled data. DLA does not intend to delay award in order for an ineligible offer or its source(s) supply to apply for and receive DLA controlling authority approval to access the export-controlled data.

(ii) The quoted manufacturer must be on the specific Qualified Product List or Qualified Manufacturers List.

(iii) The quoter must be on the specific Qualified Suppliers List of Distributors or on the Qualified Suppliers List.

(iv) When Trade Agreements is cited (DFARS 252.225-7020) when offering the product of a Non-Designated Country when other quotes received are not offering the product of a Non-Designated country.

(b) AUTOMATED EVALUATION FACTORS: The automated evaluation program evaluates all qualified quotations on the basis of price alone and does not consider quantity price breaks. Price evaluation factors are added to the total quotation price in the following instances:

(1) \$200 for offers of surplus for unused former Government surplus material.

(2) \$600 for CSI evaluations of surplus by each ESA. The evaluation factor may be applied if the contracting office cannot determine acceptability of quotations for other than CSI items and requires ESA coordination.

(3) When the solicitation is subject to the Buy American statute or the Balance of Payments Program (see DFARS 225.502(c)).

(c) SOLICITATIONS WITH FAT/PLT REQUIREMENTS:

(1) Solicitations with FAT/PLT requirements are not candidates for automated evaluation or award. All quotations received for solicitations with FAT/PLT requirements shall be manually evaluated and manually awarded.

(2) For solicitations with FAT testing by the Government, the contracting officer will apply an evaluation factor that reflects the cost of the testing.

(3) When FAT is waived, the contracting officer may negotiate for revised delivery since the original delivery requirement may have been based on prior production deliveries with first article included.

(d) TIE QUOTATIONS: If evaluated quotations result in a tie between qualified quotations, the award decision will be based on the following order of precedence:

(1) A domestic end product quotation over a qualifying foreign country end product quotation.

(2) Small business quotation over a large business quotation.

(3) Quotation with the shortest delivery. (If a quotation contains different deliveries for multiple line items the automated evaluation program uses the average of the delivery periods).

(4) First quotation submitted.

(e) MANUAL EVALUATION: When automated evaluation is not used, as in the case of FAT and PLT requirements, or if the system is unable to make a fully automated award, quotations will be evaluated and awarded manually. When a quotation is manually evaluated, the contracting officer may consider quantity price breaks quoted without further discussion. When manually issued awards reference the Master Solicitation, all mandatory and conditional provisions, clauses, and procurement notes are incorporated by reference with the same force and effect as if set forth in full text.

(f) MANUAL EVALUATION FACTORS: If the requirement is evaluated manually, price, delivery, and past performance will be considered in accordance with the terms in the solicitation. Since delivery is an evaluation factor, there may be an evaluation preference for quotes/offers of fewer delivery days than the number of delivery days requested by the Government. Quoting/offering a greater number of delivery days than requested may result in the quote/offer not being considered.

(g) ALTERNATE OFFERS: Alternate offers will not be considered for automated award. Alternate offers may be submitted for evaluation for future procurements to the location identified in the solicitation.

(h) NOTICE OF AWARD: Purchase orders are based on a submitted quotation. Suppliers are requested to notify the administrative contracting officer, within 14 days after receiving the notice of award, when they will not perform in

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accordance with a purchase order. Failure to provide prompt notice will adversely affect your past performance evaluation if the purchase order is later cancelled at other than the Government's request.

(i) **AUTOMATED EVALUATION DISTRIBUTION:** The automated award will be posted to the DIBBS web site and distributed via email notification with a Web link to an electronic copy of the DD Form 1155, Order for Supplies or Services. Orders will be transmitted via Electronic Data Interchange (EDI) to contractors who are EDI capable. Contractors that are not EDI capable will receive their orders via email award notification containing Web links. Delays in the receipt of awards that are caused by email interruptions and Internet access are not excusable delays and will not extend delivery schedules.

(j) Quotations submitted by firms newly registered in DIBBS (i.e., registered in DIBBS within the past 60 days) in volumes significantly exceeding the historical average for newly registered firms will be excluded from consideration for automated awards and manual awards.

PART II – Automated Indefinite Delivery Contract (AIDC):

Applies when a "U" solicitation and resulting award do not specify a firm quantity of supplies (other than a minimum quantity) and provides for the issuance of delivery orders during the period of the contract. Coverage is for DLA orders for stock replenishment (DLA Direct).

1. Automated Award Evaluation Information

The following are considered exceptions to the solicitation requirements in addition to those listed in PART I and will make a quotation ineligible for an automated award:

- (a) Quoting a used, reconditioned, remanufactured item, or unused former Government surplus property.
- (b) Quoting less than the minimum of 90 days validity period.

2. AIDC Contract:

(a) The AIDC contract will incorporate this Master Solicitation by reference, including the following terms and conditions that will be provided in full text:

- (i) Clause: 52.216-19 Order Limitations
- (ii) Clause: 52.216-22 Indefinite Quantity
- (iii) Clause: 52.216-18 Ordering

(iv) Procurement note H06, Unilateral Indefinite-Delivery Contract (IDC) Below the Simplified Acquisition Threshold (SAT) (SEP 2017)

(b) Numbering: The Procurement Instrument Identifier (PIID) system will be used. The AIDC award issued hereunder will be distinguished by a "D" in the ninth position and a "6", "7" or "8" in the tenth position, of the PIID. All delivery orders will utilize a 13-character PIID containing an "F" in the 9th position. To maintain visibility of delivery order sequence, a 6-position numeric counter will be provided on every AIDC delivery order. This counter will begin at 000001 and will be maintained for each basic AIDC contract

PART III – Provisions, Clauses and Procurement Notes:

The following websites are provided to suppliers to obtain the full text of the FAR, DFARS, and DLAD provisions, clauses, and Procurement Notes listed below:

<https://www.acquisition.gov>, <http://www.acq.osd.mil/dpap/dars/dfarspgi/current/index.html>,
<http://www.dla.mil/hq/acquisition/offers/DLAD.aspx> and
<http://www.dla.mil/HQ/Acquisition/Offers/eProcurement.aspx>.

All provisions, clauses, and procurement notes are incorporated herein by reference with the same force and effect as if set forth in full text, and made a part of the solicitation/order as applicable. The submission of a quotation in response to a RFQ that references this document constitutes the supplier's compliance with the representations and certifications and acceptance of the individual clauses, provisions, and procurement notes incorporated by reference herein. Certain representations and certifications may be required as part of a quotation submitted via DIBBS. These representations and certifications will be contained on the DIBBS quotation input form. Suppliers are reminded that all provisions incorporated herein by reference remain binding in their entirety. Any penalties for misrepresentation contained in the reference clauses and provisions apply.

SUBPART A – MANDATORY FAR, DFARS AND DLAD PROVISIONS AND CLAUSES

The following provisions and clauses are applicable to all solicitations and orders:

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FAR 52.203-19 (Jan 2017)	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
FAR 52.204-7 (Oct 2018)	System for Award Management
FAR 52.204-8 (Mar 2020)	Annual Representations and Certifications
FAR 52.204-13 (Oct 2018)	System for Award Management Maintenance
FAR 52.204-16 (Aug 2020)	Commercial and Government Entity Code Reporting
FAR 52.204-17 Aug 2020)	Ownership or Control of Offeror
FAR 52.204-18 Aug 2020)	Commercial and Government Entity Code Maintenance
FAR 52.204-20 Aug 2020)	Predecessor of Offeror.
FAR 52.204-21 (Jun 2016)	Basic Safeguarding of Covered Contractor Information Systems
FAR 52.204-24 (Oct 2020)	Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment
FAR 52.204-25 (Aug 2020)	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment
FAR 52.204-26 (Oct 2020)	Covered Telecommunications Equipment or Services-Representation
FAR 52.211-2 (Apr 2014)	Availability of Specifications, Standards, and Data Item Descriptions Listed in the Acquisition Streamlining and Standardization Information System (ASSIST)
FAR 52.211-5 (Aug 2000)	Material Requirements
FAR 52.211-14 (Apr 2008)	Notice of Priority Rating for National Defense, Emergency Preparedness, and Energy Program Use
FAR 52.211-15 (Apr 2008)	Defense Priority and Allocation Requirements
FAR 52.213-4 (Nov 2020)	Terms and Conditions-Simplified Acquisitions (Other Than Commercial Items)
FAR 52.219-28 (Nov 2020)	Post-Award Small Business Program Rerepresentation
FAR 52.222-19 (Jan 2020)	Child Labor-Cooperation with Authorities and Remedies
FAR 52.222-36 (Jul 2014)	Alternate I - Equal Opportunity for Workers with Disabilities
FAR 52.223-3 (Jan 1997)	Hazardous Material Identification and Material Safety Data
FAR 52.223-7 (Jan 1997)	Notice of Radioactive Materials
FAR 52.223-18 (Jun 2020)	Encouraging Contractor Policies to Ban Text Messaging While Driving
FAR 52.232-39 (Jun 2013)	Unenforceability of Unauthorized Obligations
FAR 52.232-40 (Dec 2013)	Providing Accelerated Payments to Small Business Subcontractors
FAR 52.242-17 (Apr 1984)	Government Delay of Work
FAR 52.243-1 (Aug 1987)	Changes – Fixed Price
FAR 52.246-2 (Aug 1996)	Inspection of Supplies – Fixed Price
FAR 52.246-17 (Jun 2003)	Warranty of Supplies of a Noncomplex Nature
FAR 52.249-8 (Apr 1984)	Default (Fixed-Price Supply and Service)
FAR 52.252-1 (Feb 1998)	Solicitation Provisions Incorporated by Reference (The full text of a provision may be accessed electronically at this address: https://www.acquisition.gov.)
DFARS 252.203-7000 (Sep 2011)	Requirements Relating to Compensation of Former DoD Officials
DFARS 252.203-7002 (Sep 2013)	Requirement to Inform Employees of Whistleblower Rights
DFARS 252.203-7005 (Nov 2011)	Representation Relating to Compensation of Former DoD Officials

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- DFARS 252.204-7000 (Oct 2016) Disclosure of Information**
- DFARS 252.204-7003 (Apr 1992) Control of Government Personnel Work Product**
- DFARS 252.204-7007 (Dec 2019) Alternate A, Annual Representations and Certifications. (Includes DFARS 252.204-7016 (Dec 2019), Covered Defense Telecommunications Equipment Or Services – Representation)**
- DFARS 252.204-7008 (Oct 2016) Compliance with Safeguarding Covered Defense Information Controls**
- DFARS 252.204-7009 (Oct 2016) Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information**
- DFARS 252.204-7012 (Dec 2019) Safeguarding Covered Defense Information and Cyber Incident Reporting**
- DFARS 252.204-7015 (May 2016) Notice of Authorized Disclosure of Information for Litigation Support**
- DFARS 252.204-7019 (Nov 2020) Notice Of NIST SP 800-171 DoD Assessment Requirements**
- DFARS 252.204-7020 (Nov 2020) NIST SP 800-171 DoD Assessment Requirements**
- DFARS 252.213-7000 (Sep 2019) Notice to Prospective Suppliers on Use of Supplier Performance Risk System in Past Performance Evaluations.**
- DFARS 252.222-7999 (Nov 2020) Combating Race And Sex Stereotyping (Deviation 2021-O0001)**
<https://www.acq.osd.mil/dpap/policy/policyvault/USA002235-20-DPC.pdf>
- DFARS 252.223-7001 (Dec 1991) Hazard Warning Labels.**
- DFARS 252.223-7006 (Sep 2014) Prohibition On Storage, Treatment, And Disposal Of Toxic Or Hazardous Materials—Basic**
- DFARS 252.223-7006 (Sep 2014) Prohibition On Storage, Treatment, And Disposal Of Toxic Or Hazardous Materials—Alternate I**
- DFARS 252.223-7008 (Jun 2013) Prohibition Of Hexavalent Chromium**
- DFARS 252.225-7007 (Dec 2018) Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies**
- DFARS 252.225-7048 (Jun 2013) Export-Controlled Items**
- DFARS 252.232-7003 (Dec 2018) Electronic Submission of Payment Requests and Receiving Reports**
- DFARS 252.232-7006 (Dec 2018) Wide Area WorkFlow Payment Instructions**
- DFARS 252.232-7010 (Dec 2006) Levies on Contract Payments**
- DFARS 252.232-7017 (APR 2020) Accelerating Payments to Small Business Subcontractors—Prohibition on Fees and Consideration**
- DFARS 252.243-7001 (Dec 1991) Pricing of Contract Modifications**
- DFARS 252.244-7000 (Oct 2020) Subcontracts for Commercial Items**
- DFARS 252.246-7003 (Jun 2013) Notification of Potential Safety Issues**
- DFARS 252.247-7023 (Feb 2019) Transportation Of Supplies By Sea—Basic**
- DLAD 5452.233-9001 (Jun 2020) Disputes – Agreement to Use Alternate Dispute Resolution (ADR)**

SUBPART B – CONDITIONAL FAR, DFARS, AND DLAD PROVISIONS AND CLAUSES

The following provisions and clauses apply as indicated below. These provisions and clauses are self-deleting if they do not apply.

- FAR 52.203-12 (Jun 2020) Limitation on Payments to Influence Certain Federal Transactions.**
Applies to solicitations and contracts when the estimated value equals or exceeds \$150,000.
- FAR 52.209-1 (Feb 1995) Qualification Requirements**
Applies when QML, QPL, QBL is cited in the item description of the solicitation/order. The agency activity name and address are located in the QPL specification, which is cited in the Item Description and can be obtained from <http://assist.daps.dla.mil/quicksearch>.
- FAR 52.209-3 (Sep 1989) First Article Approval – Contractor Testing**
Applies when a fixed-price contract is contemplated, first article approval is required, and the contractor is responsible for conducting the first article testing.

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- FAR 52.209-3 (Jan 1997)** **First Article Approval – Contractor Testing ALT I**
Applies if the first article and the production quantity shall be produced at the same facility.
- FAR 52.209-4 (Sep 1989)** **First Article Approval – Government Testing**
When a fixed-price contract is contemplated, first article approval is required,
and
the Government be responsible for conducting the first article test.
- FAR 52.209-4 (Jan 1997)** **First Article Approval– Government Testing ALT I**
Applies if the first article and the production quantity shall be produced at the same Facility.
- FAR 52.211-16 (Apr 1984)** **Variation in Quantity**
For DLA Land and Maritime acquisitions: A variation in quantity will not be accepted unless the unit of issue is in feet and only when within +/- 10% when authorized in the individual order.
- FAR 52.213-1 (May 2006)** **Fast Payment Procedure**
Applies to acquisitions valued at \$35,000 or less, unless a deviation exists, which are OCONUS Customer Direct deliveries with destination inspection and acceptances, or unless solicitation/award specifically prohibits fast pay.
- FAR 52.216-18 (Aug 2020)** **Ordering**
Applies to solicitations and contracts when a definite-quantity contract, a requirements contract, or an indefinite-quantity contract is contemplated.
- FAR 52.216-19 (Oct 1995)** **Order Limitations**
Applies when the solicitations is for an Automated Indefinite Delivery Contract (AIDC).
- FAR 52.216-22 (Oct 1995)** **Indefinite Quantity**
Applies when the solicitations is for an Automated Indefinite Delivery Contract (AIDC).
- FAR 52.219-6 (Oct 2020)** **Notice of Total Small Business Set-Aside (DEVIATION 2020-O0008)**
https://www.acq.osd.mil/dpap/policy/policvvault/Class_Deviation_2020-O0008_Rev2_Attachment_1.docx
Applies when the acquisition exceeds the micro-purchase threshold and is set-aside for small business unless the product being acquired is subject to 52.219-6 ALT I
- FAR 52.219-6 (Nov 2011)** **Notice of Total Small Business Set-Aside, ALT I**
Applies when acquisition exceeds the micro-purchase threshold, is set-aside for small business, and the item is one for which the SBA has determined that the waiver of the non- manufacturer rule applies. Refer to the following website, <http://www.sba.gov/gc>.
- FAR 52.222-4 (Mar 2018)** **Contract Work Hours and Safety Standards -Overtime Compensation**
Applies to solicitations and contracts when the estimated value equals or exceeds \$150,000.
- FAR 52.222-35 (Jun 2020)** **Equal Opportunity for Veterans**
Applies to solicitations and contracts valued at or above the threshold specified in FAR 22.1303(a) on the date of subcontract award.
- FAR 52.222-37 (Jun 2020)** **Employment Reports on Veterans**
Applies to solicitations and contracts valued at or above the threshold specified in FAR 22.1303(a) on the date of subcontract award.
- FAR 52.229-13 (Nov 2020)** **Taxes - Foreign Contracts In Afghanistan**
Applies to solicitations and contracts with performance in Afghanistan awarded by or on behalf of U.S. Forces, unless the clause at 52.229–14 is used.
- FAR 52.229-14 (Nov 2020)** **Taxes - Foreign Contracts In Afghanistan (North Atlantic Treaty Organization Status Of Forces Agreement)**
Applies to solicitations and contracts, instead of the clause at 52.229–13, with performance in Afghanistan awarded on behalf of or in support of the North Atlantic Treaty Organization (NATO), which are governed by the NATO Status of Forces Agreement (SOFA).
- FAR 52.223-9 (May 2008)** **Estimate of Percentage of Recovered Material Content for EPA-Designated Items**
Applies to solicitations and contracts when the estimated value exceeds \$150,000.
- FAR 52.246-1 (Apr 1984)** **Contractor Inspection Requirements**
Applies when inspection and acceptance are at destination.

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- FAR 52.246-11 (Dec 2014) Higher-Level Contract Quality Requirement**
Refer to schedule for applicability.
- FAR 52.246-15 (Apr 1984) Certificate of Conformance**
This clause applies when Inspection and Acceptance at Origin is cited in the order. Clause is operative at the discretion of the DCMA quality assurance representative. Does not apply to hazardous material, items under FSC 1560, 1670, 1680, 3110, 3120, or FSG 28 and 29, or when solicitation/order specifically prohibits.
- FAR 52.246-18 (May 2001) Warranty of Supplies of a Complex Nature**
Applies to solicitations and contracts for deliverable complex items when a fixed-price supply or research and development contract is contemplated.
- FAR 52.246-19 (May 2001) Warranty of Systems and Equipment under Performance Specifications or Design Criteria**
Applies to solicitations and contracts when performance specifications or design are of major importance; a fixed-price supply, service, or research and development contract for systems and equipment is contemplated.
- FAR 52.247-1 (Feb 2006) Commercial Bill of Lading Notations**
Applies to all F.O.B. origin awards.
- FAR 52.247-29 (Feb 2006) F.O.B. Origin**
Applies when the delivery term is f.o.b. origin.
- FAR 52.247-34 (Nov 1991) F.O.B. Destination.**
Applies when the delivery term is f.o.b. destination.
- FAR 52.247-48 (Feb 1999) F.O.B. Destination - Evidence of Shipment**
Applies when delivery term is f.o.b. destination and inspection and acceptance are at source.
- FAR 52.247-51 (Jan 2001) Evaluation of Export Offers**
Applies to solicitations when supplies are to be exported through CONUS ports and offers are solicited on an f.o.b. origin or f.o.b. destination basis.
- FAR 52.247-52 (Feb 2006) Clearance and Documentation Requirements – Shipments to DoD Air or Water Terminal Transshipment Points**
Applies when shipments will be consigned to DoD air or water terminal transshipment points or container consolidation points (CCPs).
- FAR 52.247-65 (Jan 1991) F.O.B Origin, Prepaid Freight - Small Package Shipments**
Applies to all F.O.B. origin awards except Foreign Military Sales (FMS) requirements.
- FAR 52.247-68 (Feb 2006) Report of Shipment (REPSHIP)**
Applies to shipment when advance notice of shipment is required for safety or security reasons, or where carload or truckload shipments will be made to DoD installations or, as required, to civilian agency facilities.
- DFARS 252.209-7004 (May 2019) Subcontracting with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism**
Applies to solicitations and contracts when the estimated value exceeds \$150,000.
- DFARS 252.209-7010 (Aug 2011) Critical Safety Items**
Applies when the item being acquired is identified as a Critical Safety Item.
- DFARS 252.211-7003 (Mar 2016) Item Unique Identification And Valuation**
Applies when the item description contains the statement “IUID MARKING IS REQUIRED.” If the unit cost is \$5,000 or more and the item description is silent as to IUID, DFARS 252.211-7003(c)(1)(i) applies (there is an IUID exemption requested by the Service customer).
- DFARS 252.211-7006 (Mar 2018) Passive Radio Frequency Identification**
Applies to solicitations and contracts that will require shipment of items meeting criteria in DFARS 211.275-2: (1) In any of the following classes of supply: (i) Subclass of Class I – Packaged Operational Rations; (ii) Class II – Clothing, Individual Equipment, Tentage, Organizational Tool Kits, Hand Tools, and

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Administrative and Housekeeping Supplies and Equipment; (iii) Class IIP – Packaged Petroleum, Lubricants, Oils, Preservatives, Chemicals, and Additives; (iv) Class IV – Construction and Barrier Materials; (v) Class VI – Personal Demand Items (Non-Military Sales Items); (vi) Subclass of Class VIII – Medical Materials (Excluding Pharmaceuticals, Biologicals, and Reagents (Suppliers should limit mixing of excluded and non-excluded materials); and (vii) Class IX – Repair Parts and Components including Kits, Assemblies and Subassemblies, Repairable and Consumable Items Required for Maintenance Support of All Equipment, excluding Medical-Peculiar Repair Parts; **AND** (2) when supplies will be shipped (i) to one of the locations listed on the website at http://www.acq.osd.mil/log/sci/RFID_ship-to-locations.html ; (ii) to a location outside the contiguous United States when the shipment has been assigned Transportation Priority1; or (iii) to any additional location(s) deemed necessary by the requiring activity. Does not apply to (i) shipments of bulk commodities; or (ii) shipments to locations other than Defense Distribution Depots when the contract includes the clause at FAR 52.213-1, Fast Payment Procedures.

DFARS 252.225-7000 (Nov 2014) Buy American -- Balance of Payments Program Certification – BASIC
Applies to all acquisitions over the micro-purchase threshold up to \$25,000 and to acquisitions above \$25,000 unless 252.225-7036 or its ALT applies.

DFARS 252.225-7001 (Dec 2016) Buy American and Balance of Payments Program – BASIC
Applies to all acquisitions over the micro-purchase threshold up to \$25,000 and to acquisitions above \$25,000 unless 252.225-7036 or its ALT applies.

DFARS 252.225-7002 (Dec 2016) Qualifying Country Sources as Subcontractors
Applies when either DFARS 252.225-7001 or DFARS 252.225-7036 is cited in the solicitation.

DFARS 252.225-7012 (Dec 2017) Preference for Certain Domestic Commodities.
Applies to acquisitions of athletic footwear purchased for use by members of the Army, Navy, Air Force, or Marine Corps upon initial entry into the Armed Forces.

Preference for Certain Domestic Commodities (DEC 2017)

(a) *Definitions.* As used in this clause—

“Component” means any item supplied to the Government as part of an end product or of another component.

“End product” means supplies delivered under a line item of this contract.

“Qualifying country” means a country with a reciprocal defense procurement memorandum of understanding or international agreement with the United States in which both countries agree to remove barriers to purchases of supplies produced in the other country or services performed by sources of the other country, and the memorandum or agreement complies, where applicable, with the requirements of section 36 of the Arms Export Control Act (22 U.S.C. 2776) and with 10 U.S.C. 2457. Accordingly, the following are qualifying countries: Australia, Austria, Belgium, Canada, Czech Republic, Denmark, Egypt, Estonia, Finland, France, Germany, Greece, Israel, Italy, Japan, Latvia, Luxembourg, Netherlands, Norway, Poland, Portugal, Slovenia, Spain, Sweden, Switzerland, Turkey, United Kingdom of Great Britain and Northern Ireland.

“Structural component of a tent”—

(i) Means a component that contributes to the form and stability of the tent (e.g., poles, frames, flooring, guy ropes, pegs);

(ii) Does not include equipment such as heating, cooling, or lighting.

“United States” means the 50 States, the District of Columbia, and outlying areas.

“U.S.-flag vessel” means a vessel of the United States or belonging to the United States, including any vessel registered or having national status under the laws of the United States.

(b) The Contractor shall deliver under this contract only such of the following items, either as end products or components, that have been grown, reprocessed, reused, or produced in the United States:

(1) Food.

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(2) Clothing and the materials and components thereof, other than sensors, electronics, or other items added to, and not normally associated with, clothing and the materials components thereof. Clothing includes items such as outerwear, headwear, underwear, nightwear, footwear, hosiery, handwear, belts, badges, and insignia.

(3)(i) Tents and structural components of tents;

(ii) Tarpaulins; or

(iii) Covers.

(4) Cotton and other natural fiber products.

(5) Woven silk or woven silk blends.

(6) Spun silk yarn for cartridge cloth.

(7) Synthetic fabric, and coated synthetic fabric, including all textile fibers and yarns that are for use in such fabrics.

(8) Canvas products.

(9) Wool (whether in the form of fiber or yarn or contained in fabrics, materials, or manufactured articles).

(10) Any item of individual equipment (Federal Supply Class 8465) manufactured from or containing fibers, yarns, fabrics, or materials listed in this paragraph (b).

(c) This clause does not apply—

(1) To items listed in section 25.104(a) of the Federal Acquisition Regulation (FAR), or other items for which the Government has determined that a satisfactory quality and sufficient quantity cannot be acquired as and when needed at U.S. market prices;

(2) To incidental amounts of cotton, other natural fibers, or wool incorporated in an end product, for which the estimated value of the cotton, other natural fibers, or wool—

(i) Is not more than 10 percent of the total price of the end product; and

(ii) Does not exceed the simplified acquisition threshold in FAR Part 2;

(3) To waste and byproducts of cotton or wool fiber for use in the production of propellants and explosives;

(4) To foods, other than fish, shellfish, or seafood, that have been manufactured or processed in the United States, regardless of where the foods (and any component if applicable) were grown or produced. Fish, shellfish, or seafood manufactured or processed in the United States and fish, shellfish, or seafood contained in foods manufactured or processed in the United States shall be provided in accordance with paragraph (d) of this clause;

(5) To chemical warfare protective clothing produced in a qualifying country; or

(6) To fibers and yarns that are for use in synthetic fabric or coated synthetic fabric (but does apply to the synthetic or coated synthetic fabric itself), if—

(i) The fabric is to be used as a component of an end product that is not a textile product. Examples of textile products, made in whole or in part of fabric, include—

(A) Draperies, floor coverings, furnishings, and bedding (Federal Supply Group 72, Household and Commercial Furnishings and Appliances);

(B) Items made in whole or in part of fabric in Federal Supply Group 83, Textile/leather/furs/apparel/findings/tents/flags, or Federal Supply Group 84, Clothing, Individual Equipment and Insignia;

(C) Upholstered seats (whether for household, office, or other use); and

(D) Parachutes (Federal Supply Class 1670); or

(ii) The fibers and yarns are para-aramid fibers and continuous filament para-aramid yarns manufactured in a qualifying country.

(d)(1) Fish, shellfish, and seafood delivered under this contract, or contained in foods delivered under this contract—

(i) Shall be taken from the sea by U.S.-flag vessels; or

(ii) If not taken from the sea, shall be obtained from fishing within the United States; and

(2) Any processing or manufacturing of the fish, shellfish, or seafood shall be performed on a U.S.-flag vessel or in the United States.

(End of clause)

DFARS 252.225-7013 (May 2016) Duty-Free Entry

Applies when acquisition exceeds the micro-purchase threshold except when set-aside for small business or when the supplies will be shipped directly from a source outside the U.S. to a customer outside the U.S.

DFARS 252.225-7016 (Jun 2011) Restriction on Acquisition of Ball and Roller Bearings

Applies to all acquisitions unless the items being acquired are not, or do not

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contain, ball and roller bearings.

- DFARS 252.225-7019 (Dec 2009) Restriction on Acquisition of Anchor and Mooring Chain**
Applies to solicitations and contracts requiring welded shipboard anchor or mooring chain four inches or less in diameter.
- DFARS 252.225-7020 (Nov 2014) Trade Agreements Certificate—Basic**
Applies to solicitations and contracts when the estimated value equals or exceeds \$182,000.
- DFARS 252.225-7021 (Sep 2019) Trade Agreements —Basic**
Applies to solicitations and contracts when the estimated value equals or exceeds \$182,000.
- DFARS 252.225-7028 (Apr 2003) Exclusionary Policies and Practices of Foreign Governments**
Applies for FMS
- DFARS 252.225-7036 (Dec 2017) Buy American – Free Trade Agreements – Balance of Payments Program – Basic**
Applies to solicitations and contracts when the estimated value equals or exceeds \$100,000, but is less than \$182,000, except if the acquisition is of end products in support of operations in Afghanistan.
- DFARS 252.225-7036 (Dec 2017) Buy American – Free Trade Agreements— Balance of Payments Program— Alt I**
Applies to solicitations and contracts when the estimated value equals or exceeds \$25,000 but is less than \$83,099, except if the acquisition is of end products in support of operations in Afghanistan.
- DFARS 252.225-7036 (Dec 2017) Buy American – Free Trade Agreements – Balance of Payments Program – Alt IV**
Applies to solicitations and contracts when the estimated value equals or exceeds \$83,099 but is less than \$100,000, except if the acquisition is of end products in support of operations in Afghanistan.
- DFARS 252.225-7041 (Jun 1997) Correspondence in English**
Applies when performance will be wholly or in part in a foreign country.
- DFARS 252.225-7972 (May 2020) Prohibition on the Procurement of Foreign-Made Unmanned Aircraft Systems (DEVIATION 2020-O0015) Attachment 2**
<https://www.acq.osd.mil/dpap/policy/policyvault/USA000827-20-DPC.pdf>
Applies to solicitations, unless (a) The acquisition is for (1) Counter- unmanned aircraft system surrogate testing and training; or (2) Intelligence, electronic warfare, and information warfare operations, texting, analysis, and training; or (b) A waiver has been granted by the Secretary of Defense in accordance with section 848 of the National Defense Authorization Act for Fiscal Year 2020
- DFARS 252.225-7973 (May 2020) Prohibition on the Procurement of Foreign-Made Unmanned Aircraft Systems— Representation. (DEVIATION 2020-O0015) Attachment 1**
<https://www.acq.osd.mil/dpap/policy/policyvault/USA000827-20-DPC.pdf>
Applies to solicitations, unless (a) The acquisition is for (1) Counter- unmanned aircraft system surrogate testing and training; or (2) Intelligence, electronic warfare, and information warfare operations, texting, analysis, and training; or (b) A waiver has been granted by the Secretary of Defense in accordance with section 848 of the National Defense Authorization Act for Fiscal Year 2020
- DFARS 252.225-7975 (Aug 2020) Additional Access to Contractor and Subcontractor Records (DEVIATION 2020-O0022)**
<https://www.acq.osd.mil/dpap/policy/policyvault/USA001616-20-DPC.pdf>

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Applies to solicitations and contracts with an estimated value exceeding \$50,000 that will be performed outside the United States and its outlying areas to support a contingency operation in which members of the Armed Forces are actively engaged in hostilities.

DFARS 252.225-7976 (Aug 2018) Contractor Personnel Performing in Japan (DEVIATION 2018-O0019)

<https://www.acq.osd.mil/dpap/policy/policyvault/USA002186-18-DPC.pdf>

Applies to solicitations and contracts that will require contractor personnel to perform in Japan.

DFARS 252.225-7993 (Aug 2020) Prohibition on Providing Funds to the Enemy (DEVIATION 2020-O0022)

<https://www.acq.osd.mil/dpap/policy/policyvault/USA001616-20-DPC.pdf>

Applies to solicitations and contracts with an estimated value exceeding \$50,000 that will be performed outside the United States and its outlying areas to support a contingency operation in which members of the Armed Forces are actively engaged in hostilities.

DFARS 252.225-7996 (Dec 2019) Acquisition Restricted to Products or Services from Afghanistan, a Central Asian

State, Pakistan, or the South Caucasus. (DEVIATION 2020- O0002)

https://www.acq.osd.mil/dpap/policy/policyvault/Class_Deviation_2020-O0002.pdf

In solicitations and contracts that limit the competition to products or services from Afghanistan, a Central Asia state, Pakistan, or the South Caucasus IAW 225.7799-1(a)(2). (1) Do not use the following DFARS provisions and clauses in solicitations or contracts that include the clause 252.225-7996 (DEVIATION 2020-O0002)

DFARS 252.225-7998 (Dec 2019) Preference for Products or Services from Afghanistan, a Central Asian State, Pakistan, or the South Caucasus. (DEVIATION 2020-O0002)

https://www.acq.osd.mil/dpap/policy/policyvault/Class_Deviation_2020-O0002.pdf

In solicitations that include the clause at 252.225-799, Requirement for Products or Services from Afghanistan, a Central Asia state, Pakistan, or the South Caucasus (DEVIATION 2020-O0002) IAW 225.7799-1(a)(1). (1) Do not use the following DFARS provisions and clauses in solicitations or contracts that include the provision 252.225-7998 (DEVIATION 2020-O0002)

DFARS 252.225-7999 (Dec 2019) Requirements for Products or Services from Afghanistan, a Central Asian State, Pakistan, or the South Caucasus (DEVIATION 2020-O0002)

https://www.acq.osd.mil/dpap/policy/policyvault/Class_Deviation_2020-O0002.pdf

In solicitations and contracts that provide a preference for products or services from Afghanistan, a Central Asia state, Pakistan, or the South Caucasus IAW 225.7799-1(a)(1). (1) Do not use the following DFARS provisions and clauses in solicitations or contracts that include the provision 252.225-7998 (DEVIATION 2020-O0002)

DFARS 252.227-7025 (May 2013) Limitations On the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends

Applies to solicitations and contracts when the Government expects to provide the contractor, for performance of its contract, technical data or computer software/software documentation marked with another contractor's restrictive legends.

DFARS 252.239-7017 (Sep 2018) Notice of Supply Chain Risk (DEVIATION 2018-O0020)

<https://www.acq.osd.mil/dpap/policy/policyvault/USA002323-18-DPC.pdf>

Applies to solicitations for information technology services or supplies.

DFARS 252.239-7018 (Sep 2018) Supply Chain Risk (DEVIATION 2018-O0020)

<https://www.acq.osd.mil/dpap/policy/policyvault/USA002323-18-DPC.pdf>

Applies to solicitations and contracts for information technology services or supplies.

DFARS 252.246-7007 (Aug 2016) Contractor Counterfeit Electronic Part Detection and Avoidance System

Applies to solicitations and contracts when procuring, electronic parts; end items, components, parts or assemblies containing electronic parts. Does not apply to acquisitions set-aside for small business.

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DFARS 252.246-7008 (May 2018) Sources of Electronic Parts

Applies to solicitations and contracts when procuring, electronic parts; end items, components, parts or assemblies containing electronic parts; or services, if the contractor will supply electronic parts or components, parts, or assemblies containing electronic parts or components, parts, or assemblies containing electronic parts as part of the service.

SUBPART C - PROCUREMENT NOTES

The following procurement notes apply to solicitations and purchase orders as indicated below and are set forth in full text at the following link: <http://www.dla.mil/HQ/Acquisition/Offers/eProcurement.aspx>. Archived versions can also be accessed at this site. The revision in effect on the award date applies to purchase orders. These procurement notes are self-deleting if they do not apply.

C01 Superseded Part Numbered Items (SEP 2016) – Applies when procuring part numbered items, including when acquisitions are conducted using FAR Part 12.

C02 Manufacturing Phase Out or Discontinuation of Production, Diminishing Sources and Obsolete Materials or Components (DEC 2016) – Applies to all solicitations and awards.

C03 Contractor Retention of Supply Chain Traceability Documentation (JUN 2020) – Applies to all solicitations and awards.

C04 Unused Former Government Surplus Property (DEC 2016) – Applies where surplus material is acceptable.

C05 Change to Key Personnel (OCT 2016) – Applies when services to be provided require professional employees and evaluation of proposed key managerial personnel is required to assess the probability of successful performance.

C14 Correction of Nonconforming Packaging or Marking (MAY 2020) – Applies to all solicitations and awards

C15 First Destination Transportation (FDT) Program, Government-Arranged Transportation for Automated Awards (AUG 2017) – Applies to solicitations and contracts issued by DLA Aviation, DLA Land and Maritime, and DLA Troop Support with f.o.b. origin and inspection/acceptance at destination, except (i) contracts with Classified, Controlled, or Sensitive Items; (ii) hazardous material (HAZMAT) contracts; (iii) Foreign Military Sales (FMS) contracts; or (iv) contracts being shipped to APO/FPO addresses.

C16 First Destination Transportation (FDT) Program, Government-Arranged Transportation for Manual Awards (AUG 2017) – Applies to solicitations and contracts issued by DLA Aviation, DLA Land and Maritime, and DLA Troop Support with f.o.b. origin and inspection/acceptance at destination for manual solicitations, unless one of the exclusions in DLAD 47.305-3-90(a)-(c) applies.

C17 First Destination Transportation (FDT) Program – Shipments Originating from Outside the Contiguous United States (JUN 2020) – Applies to solicitations and contracts issued by DLA Aviation, DLA Land and Maritime, and DLA Troop Support with f.o.b. origin and inspection/acceptance at destination when the shipment originates from outside the contiguous United States with a contiguous United States location as the pick-up point in VSM.

(1) The FDT Program applies to this acquisition. Delivery terms are f.o.b. origin. The Government will conduct an Inspection and acceptance at destination.

(2) If an offeror's shipments will originate from outside the contiguous United States, the offeror shall include in its f.o.b. origin price transportation to a contiguous United States location that the offeror selects based on cost-effectiveness or other variables at the offeror's discretion. The location the offeror selects becomes the point of origin for purposes of the f.o.b. origin terms and conditions of the solicitation or award. The offeror shall identify this contiguous United States location as the pick-up point in the **Vendor Shipment**

Module (<https://www.dau.edu/guidebooks/Shared%20Documents%20HTML/Guidebook%20for%20Contract%20Property%20Administration.aspx>).

C18 Shipping Instructions for Export and U.S. Territories (AUG 2017) – Applies to solicitations and contracts including shipments to overseas customers including shipments direct to APO/FPO addresses, shipments to Alaska, Hawaii, and Puerto Rico, and shipments routed through the Container Consolidation Points (CCPs) at San Joaquin, California (W62N2A) and New Cumberland, Pennsylvania (W25N14). Does not apply to First Destination Transportation (FDT) buys.

C19 Trans-Shipment of Material through DLA Containerization and Consolidation Points (CCP) (JUN 2020) – Applies to solicitations and long-term contracts supporting customers outside the contiguous United States when supplies are to be shipped via surface freight, CCP appears in the shipping address, or any time the requisition or TCN begins with "A," "C," or "W" for Army, or "E" or "F" for Air Force, and the customer is outside the contiguous United States.

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Does not apply to First Destination Transportation (FDT) buys.

C20 Vendor Shipment Module (VSM) (JUN 2020) – Applies to solicitations and contracts issued by DLA Aviation, DLA Land and Maritime, and DLA Troop Support, except for metals or wood products, or when DCMA administers the contract and any of the following apply: (i) contracts where ultimate destination is outside the contiguous United States; (ii) hazardous material (HAZMAT) contracts; (iii) Foreign Military Sales (FMS) contracts; or (iv) contracts requiring Transportation Protective Service.

C21 Shipping Instruction Request (SIR) (JUN 2020) – Applies to solicitations and contracts issued by DLA Aviation, DLA Land and Maritime, and DLA Troop Support when DCMA administers the contract and any of the following apply: (i) contracts where ultimate destination is outside the contiguous United States; (ii) hazardous material (HAZMAT) contracts; (iii) Foreign Military Sales (FMS) contracts; or (iv) contracts requiring Transportation Protective Service.

C22 Federal Aviation Administration (FAA) Certified Parts – Depot Level Repairables (DLR) Items (DEC 2018) – Applies to all solicitations and awards when procuring FAA certified parts for DLR items.

E01 Supplemental First Article Exhibit Disposition - Contractor Maintained (MAY 2020) – Applies when the contractor shall hold the units.

E02 Supplemental First Article Exhibit Disposition - Government Maintained (MAY 2020) – Applies when the Government shall hold the units.

E03 Production Lot Testing - Contractor (MAY 2020) – Applies to solicitations and awards when contractor PLT applies.

E04 Production Lot Testing - Government (MAY 2020) – Applies to solicitations and awards when Government PLT applies.

E05 Product Verification Testing (MAY 2020) – Applies to all solicitations and awards.

E06 Inspection and Acceptance at Source (JUN 2018) – Applies to solicitations and contracts that require source inspection and acceptance.

E07 Evaluation Factor for Origin Inspection (JAN 2018) – Applies to solicitations that require destination inspection.

E08 First Article Testing Requirements (MAY 2020) – Applies when FAT is applied.

E09 Contractor First Article Test (FAT) Information (MAY 2020) – Applies to solicitations and awards when contractor FAT applies.

E10 Government First Article Test (FAT) Information (MAY 2020) – Applies to solicitations and awards when Government FAT applies.

G01 Additional Wide Area Workflow (WAWF) Information (AUG 2017) – Applies to solicitations and contracts that require f.o.b. destination and inspection/acceptance at destination.

H01 Qualified Products List (QPL) for Federal Supply Class (FSC) 5935 Connector Assemblies and Contacts (SEP 2016) – Applies when purchasing qualification items in FSC 5935.

H02 Component Qualified Products List (QPL)/Qualified Manufacturers List (QML) (SEP 2016) – Applies when purchasing component qualification items.

H04 Sourcing for Critical Safety Items (SEP 2016) – Applies for CSI

H06 Unilateral Indefinite-Delivery Contract (IDC) Below the Simplified Acquisition Threshold (SAT) (SEP 2017) – Applies when the solicitation is for an Automated Indefinite Delivery Contract (AIDC).

H07 Supply Assurance through Multisource Contracting (SEP 2017) – Applies when first article testing is required and the contracting officer anticipates a split award to more than one source of supply to facilitate supply availability. This procedure shall not be used when establishing requirements contracts or multiple award task or delivery order indefinite quantity contracts, or when partial small business set-asides apply.

H11 Section 508 Requirements (OCT 2020) – Applies to solicitations and awards when procuring EIT products and services.

H13 Federal Aviation Administration (FAA) Certified Parts – Shipment Documentation Requirements (JUN 2020) – Applies to all solicitations and awards for consumable items that require production by an FAA-approved manufacturer.

L01 Electronic Award Transmission (JUN 2020) – Applies to all DIBBS solicitations for purchase orders and contracts (except indefinite delivery/indefinite quantity task or delivery order contracts, requirements contracts, and multiple award federal supply schedule-type contracts).

L02 Electronic Order Transmission for Indefinite-Delivery Contracts (JUN 2020) – Applies to DIBBS solicitations for indefinite-delivery/indefinite-quantity task or delivery order contracts, requirements contracts, and multiple award federal supply schedule-type contracts.

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L04 Offers for Part Numbered Items (SEP 2016) – Applies when items are identified in the item description only by the name of an approved source (CAGE code), a part number, and a brief description, including when acquisitions are conducted using FAR Part 12.

L06 Agency Protests (DEC 2016) – Applies to all solicitations.

L07 Site Visit Instructions (OCT 2016) – Identifies Government points of contact for offerors who wish to inspect Government installation where services will be performed.

L08 Use of Supplier Performance Risk System (SPRS) in Past Performance Evaluations (JUN 2020 OCT 2016) – Applies to solicitations when the contracting officer will use the Supplier Performance Risk System (SPRS) to evaluate offerors' past performance for best value source selections valued under \$10 million.

L09 Reverse Auction (OCT 2016) – Applies to solicitations when the contracting officer may use reverse auction.

L12 Combined Historically Underutilized Business Zone (HUBZone)/Small Business Set-Aside Instructions – Type 1 (AUG 2017) – Applies to automated solicitations valued over the micro-purchase threshold and less than or equal to the SAT; or when an exception to the rule applies, and a set-aside to a HUBZone small business concern or small business concern is anticipated.

L14 Combined Set-Aside Instructions – Type 1 (AUG 2017) – Applies to automated solicitations valued over the micro-purchase threshold and less than or equal to the SAT; or when an exception to the rule applies, and a set-aside to a service-disabled veteran-owned small business concerns, a HUBZone concern, or a small business concern is anticipated.

L16 Combined Service-Disabled Veteran-Owned Small Business/Small Business Set-Aside Instructions – Type 1 (AUG 2017) – Applies to automated solicitations valued over the micro-purchase threshold and less than or equal to the SAT when the non-manufacturer rule is not waived; or when an exception to the rule applies, and a side-aside to an SDVOSB concern or a small business concern is anticipated.

L17 Combined Service-Disabled Veteran-Owned Small Business/Small Business Set-Aside Instructions – Type 2 (AUG 2017) – Applies to automated solicitations valued over the micro-purchase threshold but less than or equal to the SAT when the non-manufacturer rule is waived, no exception to the rule applies, and a set-aside to a service-disabled veteran-owned small business concern or a small business concern is anticipated.

L22 Restriction of Alternate Offers for Source Controlled Items (SEP 2017) – Applies when the acquisition is restricted to material manufactured by the sources listed on the source control drawing, as indicated by AMSC B.

L29 Section 508 Requirements (OCT 2020) – Applies to solicitations when procuring EIT products and services, unless an exception applies (reference FAR 39.204).

L31 Additive Manufacturing (JUN 2018) – Applies to all solicitations and contracts for parts and supplies, except for DCSO, DLA Energy, DLA Troop Support – Subsistence, and DLA Troop Support – C&T.

L32 Federal Aviation Administration (FAA) Certified Parts (JUN 2020) – Applies to all solicitations for items that require FAA certification.

L33 Transporter Proof of Delivery (TPD) (NOV 2020)

Applies to DLA Aviation, DLA Land and Maritime, and DLA Troop Support solicitations and awards for supplies when all of the following conditions exist:

(A) Contract deliveries will be made directly to DLA customers;

(B) Award will be made on a fixed-price basis;

(C) Inspection or acceptance at source is not required;

(D) Use of fast payment procedures is not authorized;

(E) Shipments to overseas destinations or to containerization consolidation points are not required; and

(F) Acquisition is not being conducted under the subsistence total order and receipt electronic system (STORES), Defense Medical Logistics Standard Support (DMLSS), Industrial Prime Vendor (IPV), or Integrated Logistics Partner (ILP) programs; and

(G) The clause at 52.232-25, Prompt Payment, applies.

M01 Approved Suppliers for Federal Supply Class (FSC) 5961, Semiconductors and Hardware Devices, and FSC 5962, Electronic Microcircuits (JUN 2020) – Applies to solicitations when purchasing qualification items in FSCs 5961 and 5962.

M03 Qualified Suppliers List for Manufacturers (QSLM)/Qualified Suppliers List for Distributors (QSLD) for Troop Support (JUN 2020) – Applies to solicitations when purchasing Troop Support QSLM/QSLD qualification items.

M04 Evaluation Factor for Government Testing of First Articles (MAY 2020) – Applies when the Government's laboratory cost will be a factor in evaluating offers.

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M05 Evaluation Factor for Unused Former Government Surplus Property (SEP 2016) – Applies where surplus material is acceptable.

M06 Evaluation of Offers for Part Numbered Items (SEP 2016) – Applies when items are identified in the item description only by the name of an approved source (CAGE code), a part number, and a brief description.