

REPRESENTATION AND CERTIFICATIONS

OFFEROR NAME:	
UNIQUE ENTITY IDENTIFIER:	
DUNS NO.:	

CLAUSE NO. 1. ON-LINE REPRESENTATIONS AND CERTIFICATIONS APPLICATIONS

The Offeror has completed the annual representations and certifications electronically via the System for Award Management (SAM) website at <https://sam.gov>. After reviewing the SAM database information, the offeror represents by submission of this offer that the representations and certifications currently entered electronically via the SAM website at <https://sam.gov>, are: (1) current, accurate, complete, and applicable to this solicitation (including the business size standard applicable to the NAICS Code referenced for this solicitation), as of the date of this offer; and (2) have been entered or updated in the last 12 months. The representations and certifications are incorporated in this offer by reference (see FAR [4.1201](#)).

CLAUSE NO. 2. OFFEROR SMALL BUSINESS REPRESENTATION

(Based upon the NAICS listed in solicitation).

The Offeror represents that it is a:

- | | |
|--|---|
| ☐ OTSB Other Than Small Business | ☐ VO Veteran-Owned Small Business |
| ☐ HUBZONE HUBZone Small Business | ☐ SDB Small Disadvantaged Business |
| ☐ SB Small Business | ☐ SDVO Service-Disabled Veteran-Owned |
| ☐ WO Woman-Owned Small Business | ☐ 8(a) 8(a) Participant |

CLAUSE NO. 3. ANTI-KICKBACK

By submission of this offer, the Offeror certifies that it has not provided, attempted to provide, offered to provide, solicited, accepted or attempted to accept any kickback; and has not included, directly or indirectly, that amount of any kickback in the offer. "Kickback" means any money, fee, commission, credit, gift, gratuity, thing of value, or compensation of any kind that is provided, directly or indirectly, to any prime contractors of the Company, prime Contractor employee, subcontractor at any tier, or employee of a subcontractor at any tier, for the purpose of improperly obtaining or regarding favorable treatment in connection with a Government prime contractor in connection with a subcontract at any tier relating to a Government prime contract.

CLAUSE NO. 4. BUY AMERICAN

- (a) The Offeror certifies that each end product except those listed in paragraph (b) of this provision is a domestic end product and that the Offeror has considered components of unknown origin to have been mined, produced, or manufactured outside the United States.

- (b) Foreign end products

Line Item No.: _____ Country of Origin: _____

- (c) Company will evaluate offers in accordance with the applicable policies and procedures of Part 25 of the Federal Acquisition Regulation.

CLAUSE NO. 5. CERTIFICATION OF ENROLLMENT IN E-VERIFY (52.222-54)

Enrollment information on registration found at <https://www.uscis.gov/e-verify>.

- ☐ E-Verify is Not Applicable based upon FAR 52.222-54 (e).

Offeror certifies that it is ☐ Currently enrolled in the E-Verify Program for employment verification or ☐ Will enroll within 30 days of subcontract award, and will continue to be enrolled, if awarded a subcontract, for the entire term of such subcontract.

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CLAUSE NO. 6. EQUAL OPPORTUNITY: PREVIOUS CONTRACTS AND COMPLIANCE REPORTS (FAR 52.222-22)

(This Clause does not apply to Agreements less than \$10,000 or Agreements that use Company Terms and Conditions for the purchase of commercial items (CI), but this Clause does apply where CI is used to purchase commercial services or a combination of commercial items and services.)

The Offeror represents that-

- (a) It ☐ **has**, ☐ **has not** participated in a previous contract or subcontract subject to the Equal Opportunity clause (FAR 52.222-26) of this solicitation, or the clause contained in Executive Order No. 11246;
- (b)(1) It ☐ **has** filed all required compliance reports; or
- (2) It is not required by regulations of the Office of Federal Contract Compliance Programs at 41 CFR 60-1 to file compliance reports because –
 - It ☐ has less than 50 employees, or
 - It ☐ does not have a Government contract or first-tier subcontract of \$50,000 or more; or
 - It ☐ does not have a Government contract of \$50,000 or more below the first tier for construction work at the site of construction, or
- (3) It ☐ **has not** filed all required compliance reports; and
- (c) Representations indicating submission of required compliance reports, signed by proposed subcontractors, will be obtained before subcontract awards.

CLAUSE NO. 7. AFFIRMATIVE ACTION COMPLIANCE (FAR 52.222-25) *(This Clause does not apply to Agreements that use Company Terms and Conditions (a) COTS; (b) CI for the purchase of commercial items, but this Clause does apply where CI is used to purchase commercial services or a combination of commercial items and services; (c) CON; or (d) DBCON.)*

- (a) The Offeror represents that-
 - (1) It ☐ **has** developed and has on file, at each establishment, affirmative action programs required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2);
 - (2) It ☐ **has not** developed and does not have on file, at each establishment, affirmative action programs required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2); or
 - (3) It ☐ **has not** previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor because it has not had 50 or more employees and a Government contract or subcontract of \$50,000 or more.
- (b) If the Offeror has not developed and does not have on file a written affirmative action program required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2), or if the Offeror has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor, then the Offeror represents that it will develop a written affirmative action program if Offeror has 50 or more employees and this Agreement exceeds \$50,000 within 120 days from the commencement of this Agreement.

By signing below, the Offeror certifies, under penalty of law, that the representations and certifications above are accurate, current and complete.

OFFEROR: _____

(Insert Offeror's Legal Name)

SIGNATURE: _____

(Print Name of Signer)

TITLE: _____

DATE: _____