

PART IV – REPRESENTATIONS AND INSTRUCTIONS

TABLE OF CONTENTS

SECTION L: INSTRUCTIONS, CONDITIONS, AND NOTICES TO OFFERORS	1
L-1 FAR 52.252-1 SOLICITATION PROVISIONS INCORPORATED BY REFERENCE (FEB 1998).....	1
L-2 FAR 52.204-7 SYSTEM FOR AWARD MANAGEMENT—REGISTRATION (DEVIATION NOV 2025)	1
L-3 FAR 52.215-1 INSTRUCTIONS TO OFFERORS-COMPETITIVE ACQUISITION (DEVIATION JAN 2026).....	5
L-4 FAR 52.215-22 LIMITATIONS ON PASS-THROUGH CHARGES-IDENTIFICATION OF SUBCONTRACT EFFORT (DEVIATION JAN 2026)	9
L-5 FAR 52.216-1 TYPE OF CONTRACT (APR 1984) (DEVIATION JAN 2026).....	10
L-6 FAR 52.233-2 SERVICE OF PROTEST (SEP 2006)(DEVIATION NOV 2025) (AS MODIFIED BY DEAR 952.233-2 (DEC 2024))	10
L-8 FAR 52.252-5 AUTHORIZED DEVIATIONS IN PROVISIONS (NOV 2020)	11
L-9 DEAR 952.211-70 PRIORITIES AND ALLOCATIONS (ATOMIC ENERGY) (APR 2008).....	11
L-10 DEAR 970.5209-1 REQUIREMENT FOR GUARANTEE OF PERFORMANCE (DEC 2000).....	11
L-11 DEAR 970.5215-5 LIMITATION ON FEE (DEC 2024).....	12
L-12 PROPOSAL PREPARATION INSTRUCTIONS - GENERAL.....	12
L-13 PROPOSAL PREPARATION INSTRUCTIONS – VOLUME I, THE OFFER.....	15
L-14 PROPOSAL PREPARATION INSTRUCTIONS – VOLUME II, TECHNICAL AND MANAGEMENT INFORMATION.....	18
L-15 PROPOSAL PREPARATION INSTRUCTIONS – VOLUME III, COST INFORMATION	23
L-16 TIME, DATE, METHOD AND PLACE OFFERS AND PROPOSAL INFORMATION ARE DUE	27
L-17 PROPOSAL EVALUATION.....	27
L-18 OFFER ACCEPTANCE PERIOD	27
L-19 SMALL BUSINESS SIZE INFORMATION AND SET-ASIDE INFORMATION (UNRESTRICTED).....	27
L-20 NUMBER OF AWARDS RESULTING FROM THIS SOLICITATION.....	28
L-21 CONTENT OF RESULTANT CONTRACT	28
L-22 ALTERNATE OFFER/PROPOSAL INFORMATION.....	28
L-23 FALSE STATEMENTS	28

L-24	EXPENSES RELATED TO OFFER AND OTHER WRITTEN AND ORAL INFORMATION	28
L-25	ELECTRONIC MEDIA	28
L-26	COMMITMENT OF PUBLIC FUNDS.....	29
L-27	RESPONSIBLE PROSPECTIVE CONTRACTORS	29
L-28	DISPOSITION OF OFFERS AND PROPOSAL INFORMATION.....	29
L-29	RESTRICTION ON OFFEROR CONTACTS WITH EMPLOYEES OF PREDECESSOR CONTRACTORS	29
L-30	INSTRUCTIONS FOR SUBMITTING FOREIGN OWNERSHIP, CONTROL OR INFLUENCE (FOCI) INFORMATION.....	30
L-31	NON-FEDERAL PERSONNEL SUPPORT	30
L-32	OFFEROR INTENTION TO SUBMIT AN OFFER.....	30
L-33	SYSTEM FOR AWARD MANAGEMENT - CONTINUOUS REGISTRATION REQUIREMENT.....	31
L-34	LIST OF ATTACHMENTS TO SECTION L.....	31

SECTION L: INSTRUCTIONS, CONDITIONS, AND NOTICES TO OFFERORS**L-1 FAR 52.252-1 SOLICITATION PROVISIONS INCORPORATED BY REFERENCE (FEB 1998)**

This solicitation incorporates one or more solicitation provisions 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. The Offeror is cautioned that the listed provisions may include blocks that must be completed by the Offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the Offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at these addresses:

<https://www.energy.gov/management/policy-flashes>

<https://www.acquisition.gov/far/>

<http://energy.gov/management/downloads/searchable-electronic-department-energy-acquisition-regulation>

FAR/DEAR REFERENCE	PROVISION TITLE (Any insertions appear below the title in <i>italics</i>)	DATE OF Provision
FAR 52.214-34	Submission of Offers in the English Language	Apr 1991
FAR 52.214-35	Submission of Offers in U.S. Currency	Apr 1991
FAR 52.222-5	Construction Wage Rate Requirements – Secondary Site of the Work	May 2014
FAR 52.225-10	Notice of Buy American Requirement -Construction Materials	May 2014
FAR 52.237-1	Site Visit	Apr 1984
DEAR 952.204-73	Facility Clearance	Dec 2024

L-2 FAR 52.204-7 SYSTEM FOR AWARD MANAGEMENT—REGISTRATION (DEVIATION NOV 2025)

The Offeror shall have an active Federal Government contracts registration in the System for Award Management (SAM) when submitting an offer or quotation in response to this solicitation and at the time of award. As part of the SAM registration process, the Government collects information, as described in paragraphs (b) through (d) of this provision, that is necessary to identify the Offeror and for the Offeror to be awarded Federal Government contracts. To register in SAM, go to <https://www.sam.gov>. Allow for processing time when registering in SAM. If the Offeror is not registered in SAM, it should register immediately after receiving this solicitation.

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

Commercial and Government Entity (CAGE) code has the meaning provided in the clause at the Federal Acquisition Regulation (FAR) 52.204-13, System for Award Management—Maintenance, of this solicitation.

Electronic Funds Transfer (EFT) indicator means a bank account identifier to establish additional System for Award Management records for identifying alternative EFT accounts (see part 32) for the same entity.

Highest-level owner means the entity that owns or controls an immediate owner of the offeror, or that owns or controls one or more entities that control an immediate owner of the offeror. No entity owns or exercises control of the highest-level owner.

Immediate owner means an entity, other than the offeror, that has direct control of the offeror. Indicators of control include, but are not limited to, one or more of the following: ownership or interlocking management, identity of interests among family members, shared facilities and equipment, and the common use of employees. There may be more than one immediate owner (e.g., joint ventures).

Predecessor means an entity whose assets were acquired by the offeror or another entity (most often through merger or acquisition) and whose affairs are now carried out by the offeror or the other entity under a new name.

Taxpayer identification number means the number required by the Internal Revenue Service (IRS) to be used by the offeror to report income tax and other returns. It may be either a Social Security Number or an Employer Identification Number.

Unique entity identifier (UEI) has the meaning provided in the clause at FAR 52.204-13, System for Award Management—Maintenance, of this solicitation.

(b) *Identifiers*. The Offeror shall obtain and provide the following identifying information:

(1) *Unique entity identifier (UEI)*.

- (i) The Offeror shall obtain a UEI to register in SAM. The Government will independently validate the existence and uniqueness of the Offeror before assigning a UEI to the Offeror. Go to <https://www.sam.gov> for instructions on obtaining a UEI.
- (ii) The Offeror shall enter, in the block with its name and address on the cover page of its offer, the annotation "Unique Entity Identifier" followed by the UEI that identifies the Offeror's name and address exactly as stated in the offer. The Offeror shall also enter its EFT indicator, if applicable.
- (iii) The Contracting Officer will use the UEI to verify that the Offeror has an active Federal Government contracts registration in SAM.

(2) *Taxpayer identification number (TIN)*.

- (i) The Offeror shall provide its TIN or related information to comply with debt collection requirements of 31 U.S.C. 7701(c) and 3325(d); reporting requirements

of 26 U.S.C. 6041, 6041A, and 6050M; and implementing regulations issued by the IRS. The Offeror shall consent for TIN validation; and

(3) *Commercial and Government Entity (CAGE) code.*

- (i) The Offeror shall provide a CAGE code and legal business name (Do not use a “doing business as” name) for—
 - (A) Itself;
 - (B) Its immediate owner(s), if any;
 - (C) Its highest-level owner, if any; and
 - (D) Any predecessor(s), or predecessor of an Offeror’s predecessor, that held a Federal contract or grant within the last three years.
- (ii) If the Offeror is in the United States or its outlying areas and does not already have a CAGE code assigned, the DLA CAGE Branch will assign a CAGE code to the Offeror as a part of the SAM registration process. For information on obtaining a CAGE code go to <https://cage.dla.mil/>.
- (iii) The Offeror shall get from any immediate and/or highest-level owner(s) their respective CAGE code(s) to provide the code(s) as part of the registration (FAR 52.204-7(b)(3)(i)).
- (iv) If the Offeror is located outside of the United States or its outlying areas, and does not already have a CAGE code assigned, the Offeror may obtain a CAGE code as indicated in the following table.

If the Offeror is...	Then...
Located in a country that is a member of the North Atlantic Treaty Organization (NATO) or a sponsored nation	Contact the appropriate National Codification Bureau (https://www.nato.int/structur/ac/135/about/contacts)
Located in a country that is not a member of NATO or a sponsored nation	Contact the NATO Support and Procurement Agency (NSPA) (https://eportal.nspa.nato.int/AC135Public/scage/CageList.aspx)

(c) *Representations and certifications.*

- (1) The following FAR solicitation provisions contain entity-level representations and certifications that the Offeror shall submit as part of their Federal Government contracts registration in SAM:

Provision	Title	Date
52.204-5	Women-Owned Business (Other Than Small Business)	Oct 2014
52.209-2	Prohibition on Contracting with Inverted Domestic Corporations—Representation	Nov 2015
52.209-5	Certification Regarding Responsibility Matters	Aug 2020
52.209-11	Representation by Corporations Regarding Delinquent Tax Liability or a Felony Conviction under any Federal Law	Feb 2016
52.219-1	Small Business Program Representations	Feb 2024
52.219-1 Alt I	Small Business Program Representations, with its Alternate I	Feb 2024
52.219-1 Alt II	Small Business Program Representations, with its Alternate II	Mar 2023
52.226-2	Historically Black College or University and Minority Institution Representation	Oct 2014

(2) By submitting its offer, the Offeror verifies that, as of the date of its offer, its representations and certifications posted electronically in SAM for the provisions listed in paragraph (c)(1) of this provision are current, accurate, and complete. The Offeror's representations and certifications in SAM are hereby incorporated by reference into its offer.

(d) *Other information.* The Offeror shall provide more information on its business operations and type that is necessary to be considered for award of certain contracts and financial information necessary to receive payment under contracts.

(End of provision)

**L-3 FAR 52.215-1 INSTRUCTIONS TO OFFERORS-COMPETITIVE ACQUISITION
(DEVIATION JAN 2026)**

(a) *Definitions.* As used in this provision-

In writing, writing, or written means any worded or numbered expression that can be read, reproduced, and later communicated, and includes electronically transmitted and stored information.

Proposal modification is a change made to a proposal before the request for proposal closing date and time, or made in response to an amendment, or made to correct a mistake at any time before award.

Proposal revision is a change to material elements of a proposal made after the request for proposal closing date, at the request of or as allowed by a Contracting Officer, as the result of negotiations.

Time, if stated as a number of days, is calculated using calendar days, unless otherwise specified, and will include Saturdays, Sundays, and legal holidays. However, if the last day falls on a Saturday, Sunday, or legal holiday, then the period shall include the next working day.

(b) *Amendments to requests for proposals.* If this request for proposal (RFP) is amended, all terms and conditions that are not amended remain unchanged. Offerors shall acknowledge receipt of any amendment to this RFP by the date and time specified in the amendment(s).

(c) *Submission, modification, revision, and withdrawal of proposals.*

(1)

(i) Proposals and modifications to proposals shall be—

(A) Submitted using the method and the format specified in the RFP;

(B) Addressed to the office specified in the RFP; and

(C) Showing the time and date specified for receipt, the RFP number, and the name and address of the offeror.

(ii) Offerors using commercial carriers should ensure that the proposal is marked on the outermost wrapper with the information in paragraphs (c)(1)(i)(B) and (C) of this provision.

(2) The first page of the proposal must show—

(i) The RFP number;

(ii) The name, address, and telephone number of the offeror (and electronic address if available);

- (iii) A statement specifying the extent of agreement with all terms, conditions, and provisions included in the RFP and agreement to furnish any or all items upon which prices are offered at the price set opposite each item;
 - (iv) Names, titles, and telephone number (and electronic addresses if available) of persons authorized to negotiate on the offeror's behalf with the Government in connection with this RFP; and
 - (v) Name, title, and signature of person authorized to sign the proposal. Proposals signed by an agent shall be accompanied by evidence of that agent's authority, unless that evidence has been previously furnished to the issuing office.
- (3)
- (i) Offerors are responsible for submitting proposals, and any modifications or revisions, so as to reach the Government office designated in the RFP by the time specified in the RFP. If no time is specified in the RFP, the time for receipt is 4:30 p.m., local time, for the designated Government office on the date that proposal or revision is due.
 - (ii)
 - (A) Any proposal, modification, or revision received at the Government office designated in the RFP after the exact time specified for receipt of offers is "late" and will not be considered unless it is received before award is made, the Contracting Officer determines that accepting the late offer would not unduly delay the acquisition; and-
 - (1) If it was transmitted through an electronic commerce method authorized by the RFP, it was received at the initial point of entry to the Government infrastructure not later than 5:00 p.m. one working day prior to the date specified for receipt of proposals; or
 - (2) There is acceptable evidence to establish that it was received at the Government installation designated for receipt of offers and was under the Government's control prior to the time set for receipt of offers; or
 - (3) It is the only proposal received.
 - (B) However, a late modification of an otherwise successful proposal that makes its terms more favorable to the Government, will be considered at any time it is received and may be accepted.
 - (iii) Acceptable evidence to establish the time of receipt at the Government installation includes the time/date stamp of that installation on the proposal wrapper, other documentary evidence of receipt maintained by the installation, or oral testimony or statements of Government personnel.
 - (iv) If an emergency or unanticipated event interrupts normal Government processes so that proposals cannot be received at the office designated for receipt of proposals by the exact time specified in the RFP, and urgent Government

requirements preclude amendment of the RFP, the time specified for receipt of proposals will be deemed to be extended to the same time of day specified in the RFP on the first work day on which normal Government processes resume.

- (v) Proposals may be withdrawn by written notice received at any time before award. Oral proposals in response to oral RFPs may be withdrawn orally. Proposals may be withdrawn in person by an offeror or an authorized representative, if the identity of the person requesting withdrawal is established and the person signs a receipt for the proposal before award.
- (4) Unless otherwise specified in the RFP, the offeror may propose to provide any item or combination of items.
- (5) Offerors shall submit proposals in response to this RFP in English, unless otherwise permitted by the RFP, and in U.S. dollars, unless the provision at FAR 52.225-17, Evaluation of Foreign Currency Offers, is included in the RFP.
- (6) Offerors may submit modifications to their proposals at any time before the RFP closing date and time, and may submit modifications in response to an amendment, or to correct a mistake at any time before award.
- (7) Offerors may submit revised proposals only if requested or allowed by the Contracting Officer.
- (8) Proposals may be withdrawn at any time before award. Withdrawals are effective upon receipt of notice by the Contracting Officer.
- (d) *Offer expiration date.* Proposals in response to this RFP will be valid for the number of days specified on the RFP cover sheet (unless a different period is proposed by the offeror).
- (e) *Restriction on disclosure and use of data.* Offerors that include in their proposals data that they do not want disclosed to the public for any purpose, or used by the Government except for evaluation purposes, shall-
 - (1) Mark the title page with the following legend:
Mark the title page with the following legend: This proposal includes data that shall not be disclosed outside the Government and shall not be duplicated, used, or disclosed—in whole or in part—for any purpose other than to evaluate this proposal. If, however, a contract is awarded to this offeror as a result of, or in connection with, the submission of this data, the Government shall have the right to duplicate, use, or disclose the data to the extent provided in the resulting contract. This restriction does not limit the Government's right to use information contained in this data if it is obtained from another source without restriction. The data subject to this restriction are contained in sheets [*insert numbers or other identification of sheets*]; and
 - (2) Mark each sheet of data it wishes to restrict with the following legend:

Use or disclosure of data contained on this sheet is subject to the restriction on the title page of this proposal.

(f) Contract award.

- (1) The Government intends to award a contract or contracts resulting from this RFP to the responsible offeror(s) whose proposal(s) represents the best value after evaluation in accordance with the factors and subfactors in the RFP.
- (2) The Government may reject any or all proposals if such action is in the Government's interest.
- (3) The Government may waive informalities and minor irregularities in proposals received.
- (4) The Government intends to evaluate proposals and award a contract without negotiations with offerors (except clarifications as described in FAR 15.202(b)). Therefore, the offeror's initial proposal should contain the offeror's best terms from a cost or price and technical standpoint. The Government reserves the right to conduct negotiations if the Contracting Officer later determines them to be necessary. If the Contracting Officer determines that the number of proposals that would otherwise be in the competitive range exceeds the number at which an efficient competition can be conducted, the Contracting Officer may limit the number of proposals in the competitive range to the greatest number that will permit an efficient competition among the most highly evaluated proposals.
- (5) The Government reserves the right to make an award on any item for a quantity less than the quantity offered, at the unit cost or prices offered, unless the offeror specifies otherwise in the proposal.
- (6) The Government reserves the right to make multiple awards if, after considering the additional administrative costs, it is in the Government's best interest to do so.
- (7) The Government may determine that a proposal is unacceptable if the prices proposed are materially unbalanced between line items or subline items. Unbalanced pricing exists when, despite an acceptable total evaluated price, the price of one or more line items is significantly overstated or understated as indicated by the application of cost or price analysis techniques. A proposal may be rejected if the Contracting Officer determines that the lack of balance poses an unacceptable risk to the Government.
- (8) If a cost realism analysis is performed, cost realism may be considered by the source selection authority in evaluating performance or schedule risk.
- (9) A written award or acceptance of proposal mailed or otherwise furnished to the successful offeror within the time specified in the proposal shall result in a binding contract without further action by either party.
- (10) If a post-award debriefing is given to requesting offerors, the Government shall disclose the following information, if applicable:
 - (i) The agency's evaluation of the significant weaknesses or deficiencies in the debriefed offeror's offer.

- (ii) The overall evaluated cost or price and technical rating of the successful and the debriefed offeror and past performance information on the debriefed offeror.
- (iii) The overall ranking of all offerors, when any ranking was developed by the agency during source selection.
- (iv) A summary of the rationale for award.
- (v) For acquisitions of commercial products, the make and model of the product to be delivered by the successful offeror.
- (vi) Reasonable responses to relevant questions posed by the debriefed offeror as to whether source-selection procedures set forth in the RFP, applicable regulations, and other applicable authorities were followed by the agency.
- (vii) For DoD contracts in excess of \$10 million but not in excess of \$100 million with a small business or nontraditional defense contractor (10 U.S.C. 3014), an option for the contractor to request disclosure of the agency's written source selection decision document, redacted to protect the confidential and proprietary information of other offerors for the contract award.
- (viii) For award of a DoD contract in excess of \$100 million, disclosure of the agency's written source selection decision document, redacted to protect the confidential and proprietary information of other offerors for the contract award.

(End of provision)

L-4 FAR 52.215-22 LIMITATIONS ON PASS-THROUGH CHARGES-IDENTIFICATION OF SUBCONTRACT EFFORT (DEVIATION JAN 2026)

- (a) *Definitions.* Added value, excessive pass-through charge, subcontract, and subcontractor, as used in this provision, are defined in the clause of this request for proposals entitled "Limitations on Pass-Through Charges" (FAR 52.215-23).
- (b) *General.* The offeror's proposal shall exclude excessive pass-through charges.
- (c) Performance of work by the Contractor or a subcontractor.
 - (1) The offeror shall identify in its proposal the total cost of the work to be performed by the offeror, and the total cost of the work to be performed by each subcontractor, under the contract, task order, or delivery order.
 - (2) If the offeror intends to subcontract more than 70 percent of the total cost of work to be performed under the contract, task order, or delivery order, the offeror shall identify in its proposal-
 - (i) The amount of the offeror's indirect costs and profit/fee applicable to the work to be performed by the subcontractor(s); and

- (ii) A description of the added value provided by the offeror as related to the work to be performed by the subcontractor(s).
- (3) If any subcontractor proposed under the contract, task order, or delivery order intends to subcontract to a lower-tier subcontractor more than 70 percent of the total cost of work to be performed under its subcontract, the offeror shall identify in its proposal-
 - (i) The amount of the subcontractor's indirect costs and profit/fee applicable to the work to be performed by the lower-tier subcontractor(s); and
 - (ii) A description of the added value provided by the subcontractor as related to the work to be performed by the lower-tier subcontractor(s).

(End of provision)

L-5 FAR 52.216-1 TYPE OF CONTRACT (APR 1984) (DEVIATION JAN 2026)

The Government contemplates award of a hybrid, Cost-Reimbursement, Cost-Plus-performance-based-Award-Fee, and Firm-Fixed-Price-type Management and Operating contract resulting from this solicitation.

(End of Provision)

L-6 FAR 52.233-2 SERVICE OF PROTEST (SEP 2006)(DEVIATION NOV 2025) (AS MODIFIED BY DEAR 952.233-2 (DEC 2024))

- (a) Protests, (as defined in FAR 33.102), that are filed directly with an agency, and copies of any protests that are filed with the Government Accountability Office (GAO), must be served on the Contracting Officer identified in the solicitation by obtaining written and dated acknowledgment of receipt from them.
- (b) The copy of any protest must be received in the office designated above within one day of filing a protest with the GAO.
- (c) Another copy of a protest filed with the Government Accountability Office shall be furnished to the following address within the time periods described in paragraph (b) of this clause: U.S. Department of Energy, Assistant General Counsel for Procurement and Financial Assistance (GC-61), 1000 Independence Avenue SW, Washington, DC 20585, or email: gaobidprotest@hq.doe.gov.
- (d) *Notice of Protest File Availability.*
 - (1) If a protest of this procurement is filed with the GAO in accordance with [4 CFR part 21](#), any actual or prospective offeror may request the Department of Energy (DOE) to provide it with reasonable access to the protest file pursuant to 33.104(a)(3)(ii). Such request must be in writing and addressed to the Contracting Officer for this procurement.

(2) Any offeror who submits information or documents to DOE for the purpose of competing in this procurement is hereby notified that information or documents it submits may be included in the protest file that will be available to actual or prospective offerors in accordance with the requirements of [48 CFR 33.104\(a\)\(3\)\(ii\)](#). DOE will be required to make such documents available unless they are exempt from disclosure pursuant to the Freedom of Information Act. Therefore, offerors should mark any documents as to which they would assert that an exemption applies (see [10 CFR part 1004](#)).

(e) Protests to the Agency. The DOE's agency protest procedures are in [48 CFR 933.103](#). Potential protesters should discuss their concerns with the Contracting Officer prior to filing a protest. In the event that an interested party believes a protest is necessary, efforts should be made to resolve the protest at the lowest level possible.

(End of Provision)

L-8 FAR 52.252-5 AUTHORIZED DEVIATIONS IN PROVISIONS (NOV 2020)

- (a) The use in this solicitation of any Federal Acquisition Regulation (48 CFR Chapter 1) provision with an authorized deviation is indicated by the addition of "(DEVIATION)" after the date of the provision.
- (b) The use in this solicitation of any Department of Energy Acquisition Regulation (48 CFR Chapter 9) provision with an authorized deviation is indicated by the addition of "(DEVIATION)" after the name of the regulation.

(End of provision)

L-9 DEAR 952.211-70 PRIORITIES AND ALLOCATIONS (ATOMIC ENERGY) (APR 2008)

Contracts or purchase orders awarded as a result of this solicitation shall be assigned a [X] DO Rating; [X] DX Rating; and certified for national defense use in accordance with the Defense Priorities and Allocations System (DPAS) regulation (15 CFR Part 700).

(End of provision)

L-10 DEAR 970.5209-1 REQUIREMENT FOR GUARANTEE OF PERFORMANCE (DEC 2000)

The successful Offeror is required by other provisions of this solicitation to organize a dedicated corporate entity to carry out the work under the Contract to be awarded as a result of this solicitation. The successful Offeror will be required, as part of the determination of responsibility of the newly organized, dedicated corporate entity, and as a condition of the award of the contract to that entity, to furnish guarantees of that entity's performance. The guarantees of performance must be satisfactory in all respects to the Department of Energy.

(End of provision)

L-11 DEAR 970.5215-5 LIMITATION ON FEE (DEC 2024)

- (a) For the purpose of this solicitation, fee amounts shall not exceed the total available fee allowed by the fee policy at 48 CFR 970.1504-101, or as specifically stated elsewhere in the solicitation.
- (b) The Government reserves the unilateral right, in the event an offeror's proposal is selected for award, to limit the total available fee to an amount allowed by fee policy at 48 CFR 970.1504-101 unless specifically stated in this solicitation.

(End of provision)

L-12 PROPOSAL PREPARATION INSTRUCTIONS - GENERAL

(a) General.

- (1) Offerors are expected to be sufficiently knowledgeable of the mission of the Savannah River Site (SRS) near Aiken, SC, to adequately prepare their offers and other proposal information submitted under this solicitation. Information relating to operations, strategic plans, and technical projects is available in various documents, many of which can be accessed on the Internet at <https://www.energy.gov/nnsa/savannah-river-site-management-and-operating-mo-contract-competition> and at other DOE/NNSA websites.

(2) Definitions.

- (A) "Offeror" refers to the separate corporate entity organized solely to perform the work under a Contract resulting from this solicitation, which will be totally responsible for all Contract activities (see Solicitation §§ G-5, G-6). This legal entity must be incorporated or otherwise legally established *before* proposal submission.
- (B) "Team Member" is a member of a "contractor team arrangement", as defined in FAR Companion 9.000. This term, unless otherwise identified below, includes sub-contractors.
- (C) "Parent Organizations", for purposes of Sections L and M of this solicitation, means the parent organizations or all member organizations if the Contractor is a joint venture, limited liability company, or other similar entity, where more than one company is involved in a business relationship created for the purpose of performing under the resultant Contract.

(3) This solicitation requires Offerors to submit written information.

(4) No classified information shall be included in this solicitation or the Offeror's written proposal.

- (b) Solicitation Questions/ Reading Room Information. Questions or comments regarding this solicitation shall be submitted via email to: SEB10@nnsa.doe.gov. Submission of

solicitation questions/comments by other means is not authorized. Questions and responses, if appropriate, will be posted to the FedConnect website at <https://www.fedconnect.net>. FedConnect will be the primary and official site for posting information about this requirement and amendments to the solicitation. The System for Award Management (SAM.gov), and NNSA's website at <https://www.energy.gov/nnsa/savannah-river-site-management-and-operating-mo-contract-competition> will be secondary locations for information. It may take a few days to post information to these sites. In the event information posted on FedConnect differs from information posted on the secondary websites, the information on FedConnect shall be controlling. All questions on the solicitation should be submitted as soon as possible, but **no later than 2:00pm ET March 23, 2026**. Questions submitted after this date may not be answered and may not be a basis for amending this solicitation.

Question Submittal Template:

RFP Vol. X, Section/Part X, Title X, Page No. X: Provide background information or other reference (as needed); and insert question.

Offeror shall utilize Times New Roman, 12pt font, and provide in Microsoft® Word format for ease of review and consolidation.

The Government has established a reading room for Offerors to retrieve pertinent information pertaining to this solicitation. Information available may include, but is not limited to, the following: information on Contractor Human Resources and Savannah River Plutonium Processing Facility. Offerors may request access to this information for up to two (2) personnel per potential Offeror/Teaming arrangement via email request to SEB10@nnsa.doe.gov. Only potential Offerors that submit an intent to bid in accordance with L-32 below will be granted access to this reading room information at the discretion of the Contracting Officer. The Government will provide instructions via email or the competition website on how to access the reading room. The information provided in the reading room is not for public release and shall not be further disseminated. By requesting access to the reading room for the Savannah River Site Management and Operating (M&O) Contract Competition, the requestor agrees to protect and safeguard the information, to use the information for the purpose of preparing a proposal only, and to not further disseminate the information.

- (c) **Submission of Proposals.** Proposals shall be electronically submitted via FedConnect at <https://www.fedconnect.net>. The FedConnect submission will be used as the official proposal submission for this requirement and will be used for the Government's evaluation. Proposals shall be structured in three separate volumes as follows:

- (1) Volume I – The Offer - One (1) signed original.
- (2) Volume II – Technical and Management Information – One (1) original.
- (3) Volume III – Cost Information – One (1) original.
- (4) Multiple files may be submitted for each Volume; however, each file must clearly identify the Volume number and the sequence to which it relates. Proposals must be clearly and concisely written, indexed (cross-indexed as appropriate), and logically

assembled. Reference(s) to another part or section within the same Volume of the proposal may be appropriate in order to avoid duplication of detailed information.

- (5) Each volume shall include the Offeror's point of contact (name and telephone number) that can assist the Contracting Officer with technical questions/problems, if any, associated with the electronic files.
 - (6) Team Member submissions of proprietary information may provide a password protected document (file) to the prime Offeror. In such instances the team member shall share the password with the Contracting Officer via e-mail to SEB10@nnsa.doe.gov. The e-mail should indicate the name of prime Offeror. Team Member submissions must adhere to the proposal due date/time and other solicitation requirements. Any passwords required to open password protected documents are subject to the proposal due date/time.
 - (7) Each volume shall contain a glossary of all abbreviations and acronyms used, including a definition for each.
- (d) Page Limitations and Exceptions. A Transmittal Letter shall be limited to one (1) page and is not considered as part of Volumes I, II, or III. There is no page limitation for the Offer (Volume I) or the Cost Information (Volume III). The Technical and Management Information (Volume II) shall not exceed the page limits identified in Section L-14; however, certain pages are excluded from the page count as noted below. Page counting will begin with the first page of an applicable section or document, and continue up to the page limitation. Pages exceeding the page count will not be read or evaluated. Therefore, extraneous pages are not required and will count against the page limitation. Material may not be incorporated by reference in Volume II (including any information in Volume I or III) as a means to circumvent the page limitations. The following are excluded from the overall page-count limitation for Volume II:
- (1) Section L, Attachment B - *Listing of Key Personnel*;
 - (2) Resumes of Key Personnel, which are limited to five (5) pages each, except for the top official's resume, which is limited to seven (7) pages. See Section L, Attachment D - Key Personnel Resumes for instructions;
 - (3) Letters of commitment for Key Personnel;
 - (4) The Volume II Table of Contents, list of Figures/Glossary of Acronyms used (including a definition for each), dividers that do not provide any substantive information;
 - (5) Section L, Attachment E - *Past Performance Information Forms (PPIF)*; copies of any award fee determinations, performance evaluation reports; Contractor Performance Assessment Reports (CPAR) or other documentation that reflects the formal performance assessments of the Offeror by its customer; information concerning terminated contracts; and copies of Attachment F, Past Performance Questionnaires (PPQ) Section A; and
 - (6) Section L, Attachment J – *Small Business Subcontract Dollars and Percentages*.

(e) Formatting. The following page formatting and restrictions apply:

- (1) **Page Size.** All pages shall be 8.5 x 11 inches, except for those containing large tables, charts, graphs, diagrams, and other schematics (but not for pages of text), which may not exceed 11x17 inches. All proposal pages larger than 8.5 x 11 inches will be considered two (2) pages for purposes of determining the number of pages.
- (2) **Font and Spacing.** Text contained in all volumes shall be in Times New Roman text no smaller than size 12 font. At a minimum, all text, including in graphics, shall be single-spaced (at least equivalent to Microsoft Word's "Single" line-spacing option). The font size in graphs, figures, charts, and tables may be smaller than size 12 font and in a font other than Times New Roman; however, the font used shall be clearly legible and no smaller than size 8.
- (3) **Margins.** Page margins shall be a minimum of one inch at the top, bottom, and each side. Within the margins, all pages of each Volume shall be appropriately numbered, identified with the name of the Offeror, the date, the solicitation number, and a legend in accordance with the solicitation's Section L (L-3) provision FAR 52.215-1, *Instructions to Offerors—Competitive Acquisition*, paragraph (e), Restriction on Disclosure and Use of Data, as appropriate, on each page. Page numbers shall be sequential by Volume (e.g., "Volume I – 1", "Volume I – 2", "Volume I – 3", etc.). For the Volume II Table of Contents and list of Figures/Glossary of Acronyms, the page(s) shall use the following number style: "Volume II – i", "Volume II – ii", etc. No information, other than what is referred to in this ¶ (e)(3), shall appear in the page margins.
- (4) **Searchable Text.** To facilitate the Government's search for key words during proposal evaluation, the Offeror shall ensure that tables, diagrams, charts and/or other graphic illustrations are word-searchable using the Adobe Acrobat "Find" function. Inserts that are predominantly artistic illustrations or pictures and do not contain a significant amount of narrative, are excluded from this requirement.

L-13 PROPOSAL PREPARATION INSTRUCTIONS – VOLUME I, THE OFFER

Volume I, The Offer, consists of the offer to enter into a contract to perform the desired work and includes the items identified in the following paragraphs in the order listed. The information included in Volume I will not be evaluated for purposes of selection. However, failure to include information required in Volume I may result in a proposal being considered materially deficient and not compliant with the solicitation requirements and preclude the proposal from further consideration.

- (a) The Offeror shall provide the administrative information, as required by the solicitation's Section L-3 provision FAR 52.215-1, *Instructions to Offerors – Competitive Acquisition*, paragraph (c) (2), along with the information requested in Section G-4, *Contractor Contact*, and Section G-7, *Responsible Corporate Official*, as the first page of Volume I.
- (b) Section A of this solicitation contains an SF 33 for the Contract to be awarded under this solicitation. Offerors must submit one (1) original signed copy of the SF 33 document, which is fully compliant with the requirements of this solicitation provision.

- (1) The person signing the SF 33 must have the authority to commit the Offeror to all of the terms and conditions of the resulting Contract (See Section L, L-21, *Content of Resulting Contract*), fully recognizing that the Government intends to make an award without negotiations. Whenever the words "Solicitation No. 89233224RNA000008" "Request For Proposal No. 89233224RNA000008" or "RFP No. 89233224RNA000008" appear in the Contract resulting from this solicitation, they shall be deemed to read "Contract No. [insert Contract number]" in the signed Contract for the management and operation of the Savannah River Site (SRS) in Aiken, SC.
 - (2) In Block 14 of each SF 33, the Offeror must acknowledge receipt of all amendments to the solicitation's Section L provision FAR 52.215-1, *Instructions to Offerors – Competitive Acquisition*.
 - (3) By signing and submitting the SF 33, the Offeror commits to accept the resulting Contract (See Section L-21, *Content of Resulting Contract*) as written and to comply with the other provisions of the solicitation. Any exceptions or deviations by the Offeror to the terms and conditions stated in this solicitation for inclusion in the resulting Contract may make the offer unacceptable for award without negotiations.
- (c) Section K, Representations, Certifications, and Other Statements of Offerors:
- (1) The Offeror shall submit a fully completed Section K, Representations, Certifications, and Other Statements of Offerors.
 - (2) Each team member shall separately complete, sign, and submit the Section K, Representations, Certifications, and Other Statements of Offerors.
 - (3) The Offeror shall complete and submit Section L, Attachment I - *Offeror Information*.
 - (4) The Offeror and each team member shall also submit a copy of their FAR Report under the Representations and Certifications from the System for Award Management (SAM).
 - (5) The Offeror and each team member shall submit the Organizational Conflict of Interest (OCI) requirement in Section K.
 - (6) The Offeror and each team member shall submit a copy of its Assertions from the SAM.
 - (7) The Offeror and each team member shall submit required representation, and additional disclosures (if applicable) as set forth under **52.240-90 Security Prohibitions and Exclusions Representations and Certifications** provision.
- (d) The Offeror shall submit a fully completed and executed Performance Guarantee Agreement(s) (see Section G-5, *Performance Guarantee(s)*) for each parent organization of the Offeror. Section L, Attachment A - *Performance Guarantee Agreement(s)*, contains the minimum Performance Guarantee Agreement conditions acceptable to DOE/NNSA. This agreement will become part of the resulting Contract at Section J, Appendix I - *Performance Guarantee Agreement(s)*. The Offeror shall submit the last three annual reports (i.e., business reports, consolidated financial statements,

and DUNS number(s)) for the parent organization(s) providing the Performance Guarantee Agreement(s). Annual reports shall be submitted electronically through FedConnect. Annual reports may be submitted as an attachment to Volume I, so long as a reference to these attachments appears in the order where the information would have been included. If the parent organization signing the performance guarantee is a lower-level subsidiary and not the ultimate parent associated with the Annual Reports, the Offeror, in addition to the Annual Reports for its ultimate parent organization, shall submit evidence that the lower-level subsidiary parent organization is financially viable to guarantee performance of the Offeror. The Offeror shall submit evidence that “the legal entity submitting the offer” is legally established (see Section L-12(a)(2)).

- (e) The Offeror shall submit a Small Business Subcontracting Plan for Government fiscal years 2028 through 2048, which contains all the elements required by Section I clause FAR 52.219-9, *Small Business Subcontracting Plan*. Section L, Attachment C - *Instructions for Small Business Subcontracting Plan*, provides an outline and instructions for preparing the Plan. The Contracting Officer must approve the Small Business Subcontracting Plan that will become part of Section J, Appendix E - *Small Business Subcontracting Plan*. Small Business Subcontracting Plans will be updated annually and shall be incorporated into the Contract by a separate supplemental agreement contract modification. Offerors should consider historical subcontract performance along with the current year subcontracting goals for the Site, as provided on the NNSA website, <https://www.energy.gov/nnsa/savannah-river-site-management-and-operating-mo-contract-competition>.
- (f) Offerors are prohibited from submitting multiple offers/proposals as a prime contractor and Parent Organizations are prohibited from participation in more than one Offeror's proposal. If an entity is included on multiple offers/proposals as either a prime contractor or Parent Organization, the Offerors will be contacted immediately, and both offers/proposals submitted will be deemed ineligible.
- (g) The Offeror shall complete and submit Section L, Attachment B - List of Key Personnel, with the names and titles of the proposed Key Personnel. This will be incorporated into the resulting contract at Section J, Appendix F – List of Key Personnel.
- (h) The Offeror shall provide cost information related to its performance of the SRPPF design and construction scope of work in accordance with Section L - Attachment K, *SRPPF Cost Information Instructions*. Cost information shall be provided by completing Section L Attachment L, *SRPPF Cost Information*. Cost information provided by Offerors should reflect the approaches identified in the Offeror's Volume II, Section 2.a. While submission of this information is a mandatory requirement of this solicitation (thus, failure to submit the information will be considered a deficiency), the information contained within this submission **WILL NOT BE EVALUATED OR OTHERWISE CONSIDERED IN THE GOVERNMENT'S AWARD DECISION**. NNSA may use the information in for long-term planning and/or other Government purposes; therefore, **by submitting a proposal in response to the solicitation, Offerors consent (regardless of markings that indicate the information is proprietary or otherwise protected) to NNSA's use of the information contained in this submission for those purposes.**

L-14 PROPOSAL PREPARATION INSTRUCTIONS – VOLUME II, TECHNICAL AND MANAGEMENT INFORMATION

- (a) Formatting and Page Limitations. The Offeror's Volume II submission shall be divided into discrete sections, in the following format:

Vol II §	Description	RFP § L-14 Ref.	Page Limits
-	Volume II Cover Page	-	1
	Table of Contents/Glossary (if necessary)	-	-
-	Executive Summary/Overview of Volume II (if necessary)	-	1
1.a	M&O Technical Approach	(b)(1)	13
1.b	M&O Key Personnel	(b)(2)	4*
2.a	Savannah River Plutonium Processing Facility (SRPPF) Technical Approach	(c)(1)	13
2.b	SRPPF Key Personnel	(c)(2)	2*
3	Past Performance Information	(d)	1*
4	Small Business Participation	(e)	4

* Additional individual submission and page limits apply to contents of these sections.

Each section of Volume II should start and end on discrete pages and not overlap (*i.e.*, Section 2.1 information should not be contained on the same page as Section 1.1).

Unless otherwise noted (*e.g.*, for cost realism analyses, etc.), only the information in pertinent sections of the Offeror's proposal will be considered by the Government during evaluations. For example, when evaluating proposals under Criterion 1, the Government will evaluate only the information contained in Sections 1.a and 1.b.

- (b) Criterion 1 - M&O Technical Approach and Key Personnel. Offerors shall submit the following information in Sections 1a and 1b of their proposals:

- (1) Section 1.a (M&O Technical Approach). In Volume II, Section 1.a, the Offeror shall describe its overarching strategy for achieving the strategic objectives identified in the Statement of Work (SOW), Chapter I, Section 1.0, in an environment where there are a number of high-priority concurrent mission objectives and important dependencies on other NNSA laboratories, sites, and plants, as well as external vendors. Offerors' approaches should incorporate innovative solutions that are designed to not only achieve the strategic objectives but also improve performance at SRS. Offerors are encouraged to identify unique approaches they and their Team Members will employ during performance but should avoid recitations of past corporate experience and past performance.

- (2) Section 1.b M&O Key Personnel. For the overall M&O scope of work, there will be five Key Personnel roles (there are two additional Key Personnel roles related to SRPPF, which are considered under Criterion 2):

Key Personnel Role
President/CEO
Chief Operations Officer
NNSA Operations and Production Manager
EM Operations Manager
Business Services Manager

In Volume II Section 1.b, the Offeror shall submit the following information related to these positions:

- (A) Key Personnel Overview. The Offeror shall describe the individual roles, responsibilities, and lines of authority for the five Key Personnel identified in **the proposal** (and Managers that report directly to any Key Person). Only Key Personnel shall be named. The Offeror shall also describe how the assignment of Key Personnel roles and responsibilities and the reporting structure will facilitate successful execution of the SOW.

NOTE: The Offeror may identify SRPPF Key Personnel (see (c)(2) below) in this overview if appropriate (e.g., in a organizational diagram or describing lines of authority); however, evaluation of the roles, responsibilities, and lines of authority of SRPPF Key Personnel will not be evaluated under Criterion 1 (these will be evaluated under Criterion 2).

- (B) Key Personnel Resumes. The Offeror shall complete Key Personnel Resumes (See instructions in Section L- Attachment D) for the five individuals it proposes to fill the M&O Key Personnel Roles. Offerors shall provide all information requested by, and comply with all instructions included in, the attachment.
- (C) Letters of Commitment. The Offeror shall ensure that all Key Personnel are proposed to be employees of the Offeror in accordance with Section H, Clause H-35 Key Personnel, paragraph (d). The Offeror shall submit a signed and dated Letter of Commitment in the format provided at Section L - Attachment G for each proposed Key Person. The Letter of Commitment shall indicate the Key Person's intention to accept employment, total compensation to include reimbursable and non-reimbursable costs under the contract, benefits, commitment to relocate as necessary, and to remain in their proposed position beginning on the effective date of the contract through the first three years of the Base Period. Proposed Key Personnel must be United States citizens and have current DOE "Q" clearances or be eligible to receive such a clearance. However, a foreign national can be proposed if that person can be granted access to nuclear weapons data following the procedures in DOE O 452.8, *Control of Nuclear Weapon Data*.

- (c) Criterion 2: SRPPF Technical Approach and Key Personnel. Offerors shall submit the following information in Sections 2a and 2b of their proposals:

- (1) Section 2.a (SRPPF Technical Approach). The Offeror shall describe its overarching strategy to complete the design and construction of the SRPPF project, as outlined in SOW Chapter III, Section 1.1.1. Under the existing M&O contract for SRS, the performance of this scope of work is primarily executed through a construction management subcontract (the "CM Subcontract"). While Offerors may assume that subcontracts related to SRPPF may be assigned to the awardee during transition, Offerors approach to performing the design and construction the SRPPF project will not assume assignment of the CM Subcontract. Offerors should propose an approach to performing this work in a manner that delivers CD-4 of SRPPF by the end of fiscal year 2035. Specifically, Offerors' approaches should address their overall project execution including transition, approach to construction, cost and schedule control methodology, and acceleration techniques. Offerors are encouraged to identify unique approaches they and their Team Members will employ during performance but should avoid recitations of past corporate experience and past performance.
- (2) Section 2.b (SRPPF Key Personnel). For the SRPPF scope of work, there will be two Key Personnel roles:

Key Personnel Role
Project Manager
Construction Manager

In Volume II Section 2b, the Offeror shall submit the following information related to these positions:

- (A) Key Personnel Overview. The Offeror shall describe the individual roles, responsibilities, and lines of authority for the two Key Personnel identified in **the proposal** (and Managers that report directly to any Key Person). Only Key Personnel shall be named. The Offeror shall also describe how the assignment of Key Personnel roles and responsibilities and the reporting structure will facilitate successful execution of the SOW.
- (B) Key Personnel Resumes. The Offeror shall complete Key Personnel Resumes (See instructions in Section L- Attachment D) for the two individuals it proposes to fill the SRPPF Key Personnel Roles. Offerors shall provide all information requested by, and comply with all instructions included in, the attachment.
- (C) Letters of Commitment. The Offeror shall ensure that all Key Personnel are proposed to be employees of the Offeror in accordance with Section H, Clause H-35 Key Personnel, paragraph (d). The Offeror shall submit a signed and dated Letter of Commitment in the format provided at Section L- Attachment G for each proposed Key Person. The Letter of Commitment shall indicate the Key Person's intention to accept employment, total compensation to include reimbursable and non-reimbursable costs under the contract, benefits, commitment to relocate as necessary, and to remain in their proposed position beginning on the effective date of the contract through the first three years of the Base Period. Proposed Key Personnel must be United States citizens and have current DOE "Q" clearances or be eligible to receive such a clearance. However, a foreign national can be proposed if that person can be granted access to nuclear

weapons data following the procedures in DOE O 452.8, *Control of Nuclear Weapon Data*.

- (d) Criterion 3: Past Performance. In Volume II Section 3, the Offeror shall provide past performance information, reflecting relevant, recent performance for itself, the Team Members that comprise the Offeror (*i.e.*, not subcontractors), and Affiliates (if appropriate), as described below. Offerors should provide past performance information that demonstrates recent work that is relevant to **both the general M&O performance requirements and the SRPPF project** (though not necessarily in the same contract) (see (2) below). Past performance information will be used for the best value decision, as well as for any present responsibility determination.

- (1) Recent Past Performance. In order to be considered recent for M&O Performance (see (2)(A) below), a contract or subcontract must have at least nine months of performance within the three years preceding the RFP release date. In order to be considered recent for SRPPF Performance (see (2)(B) below), a contract or subcontract must have at least nine months of performance within the five years preceding the RFP release date.

- (2) Relevant Past Performance.

- (A) M&O Performance. Relevant past performance for CLINS 0002, 0003, and 0006, is performance that is similar in size, scope and complexity to the requirements in the SOW. At a minimum, in order to be considered of a similar size, the past performance must have an approximate annual obligation of greater than \$100,000,000. As the Offeror and/or Team Members that comprise the Offeror are responsible for performance of the entire SOW, NNSA may consider, as appropriate, past performance that may not correlate with a Team Member's proposed role under this solicitation if the past performance is relevant to the SOW. For tasks within the SOW for which only the incumbent contractor would have direct past performance, the Offeror may demonstrate the relevance of any analogous past performance such as: (i) work on similarly complex systems, organizations, and operations; (ii) work related to managing exacting production and assembly operations; (iii) work relating to nuclear weapons and/or nonproliferation/counterproliferation of nuclear, radiological, chemical, or biological weapons and related programs; (iv) work relating to safe operations and/or safeguards and security programs involving high hazard nuclear materials or other high hazard materials; (v) management, stabilization, and disposition of nuclear waste; (vi) management and disposition of solid, liquid, and transuranic wastes; (vii) spent fuel management; (viii) environmental remediation and cleanup, and (ix) Landlord Services, Essential Site Services, infrastructure and land management. Offerors should specifically demonstrate in detail how the submitted past performance information is relevant and how it qualifies the Offeror to successfully perform the applicable sections of the SOW.

- (B) SRPPF Performance. Relevant past performance for CLIN 0004a is performance that is similar in size, scope and complexity to the requirements in the SOW. At a minimum, in order to be considered of a similar size, the past performance must have an approximate annual obligation of greater than \$500,000,000 and/or a total obligation of greater than \$2,000,000,000. Though NNSA recognizes that SRPPF is a unique project, the Offeror may demonstrate

the similarity of scope and complexity through analogous past performance such as: work relating to Capital Line Item Projects including Military Construction, Major Commercial Construction, Major Items of Equipment, and transitioning capital asset construction projects to full operations. Offerors should specifically demonstrate in detail how the submitted past performance information is relevant and how it qualifies the Offeror to successfully perform the applicable sections of the SOW.

(3) Format and Records.

- (A) Past Performance Information Forms (PPIFs). For each recent, relevant contract/order/project, the Offeror shall complete and submit the form at Section L, Attachment E - *Past Performance Information Form (PPIF)*. Only one contract shall be described per PPIF. With each PPIF, the Offeror shall submit copies of any award fee determinations, performance evaluation reports, Contractor Performance Assessment Reports (CPARs), or other documentation that reflects the customer's formal performance assessments of the performance cited in the PPIF. The Offeror should submit all PPIFs and related records no later than the date and time set for receipt of proposals, as these documents are subject to the late proposals provisions at paragraph (c) of L-3, FAR 52.215-1 Instructions to Offerors -- Competitive Acquisition (Nov 2021).
- (B) Past Performance Questionnaires (PPQs). The Offeror shall provide Section L, Attachment F - *Past Performance Questionnaire(s)* to each technical and contracting point of contact on the PPIF. These points of contact shall be instructed to return the completed PPQs directly to the government by email to SEB10@nnsa.doe.gov, Attn: Laura Gideon, Contracting Officer. The completed PPQs should be received by the Government before the due date for receipt of proposals. However, the PPQs are not subject to the late proposals provisions at paragraph (c) of L-3, FAR 52.215-1, *Instructions to Offerors -- Competitive Acquisition* (Nov 2021). The Offeror shall advise the technical and contracting points of contact identified on each PPIF that the Government may contact them to obtain additional past performance information or clarification of past performance information, including information provided via completed PPQ. Offerors shall place one copy of each Section A of the PPQ in its proposal.
- (C) List of Terminated Contracts. The Offeror shall submit for itself and each Team Member that comprises it (*i.e.*, not Subcontractor Team Members), by the date for receipt of proposals, a list of all contracts that they participated in performing that were terminated in whole or in part prior to the planned completion date for any reason whether unilateral or bilateral within the five years preceding the RFP release date. For each terminated contract identified in a Team Member's list, the Offeror shall provide the following information: the dollar amount of the contract, the party contracted with, a brief description of the work, the reason for termination, and the name and telephone number of the customer's contracting official for the contract. If no contract was terminated for the Offeror or any individual Team Member, a statement to that effect is required in lieu of a list of terminated contracts.
- (4) Number of Records. The Offeror shall submit at least one, but no more than three, PPIFs (and associated records) for each proposed Team Member that comprises the Offeror (*i.e.*, not Subcontractor Team Members). For example, a team of four Team

Members shall submit no more than 12 PPIFs (with associated records). If a particular contract has past performance that qualifies for M&O contract performance and SRPPF performance, two PPIFs (and associated records) should be submitted.

- (e) Criterion 4: Small Business Participation. In Volume II Section 4, the Offeror shall describe its approach to utilize small business concerns. The approach shall address how the Offeror intends to use small business concerns, veteran-owned small business concerns, service-disabled veteran-owned small business concerns, HUB Zone small business concerns, small disadvantaged business concerns, and women-owned small business concerns, in performance of the Contract. The Offeror shall include a description of the types of work that are intended to be performed by small business concerns. The Offeror shall describe how leveraging available small business tools and programs (e.g., SBA and DOE Mentor Protégé Programs, Supply Chain Management Center agreements or other similar programs) will expand small business utilization.

The Offeror shall also provide the extent that small businesses are proposed to be used in terms of total planned subcontracted dollars and percentages, and as a percentage of total contract value. The Offeror's proposed subcontracted dollars and percentages do not need to be included in the narrative describing the Offeror's approach to utilize small business concerns. The Offeror shall provide subcontract dollars and percentages in Section L, Attachment J - *Small Business Subcontract Dollars and Percentages*. Information provided must not contradict the Offeror's Small Business Subcontracting Plan (reference Section L, L-13(e) above). Attachment J shall be submitted in Microsoft (MS) Excel format, version 2013 or later, with formulas and links intact and all cells unprotected. Offerors are responsible for the accuracy of all formulas, links, and all other relationships within the submitted MS Excel electronic spreadsheets and workbooks.

Information in Volume II, Section 4, may be made a material part of the Contract.

L-15 PROPOSAL PREPARATION INSTRUCTIONS – VOLUME III, COST INFORMATION

Given the nature of DOE/NNSA's budget-based management and operating contracts and the Government's interest in obtaining efficiencies that reduce costs, the Offeror is not required to provide, nor will the Government determine, an overall estimated total value (estimated cost/price plus fee) at the time of award. However, the Offeror shall propose fee rates for Contract performance. The Transition Price will be a not-to-exceed separate contract-line-item-number (CLIN) in the Contract that will be awarded on a firm-fixed-price basis. In view of the expectation of adequate price competition, certified cost or pricing data is not required. However, the Government reserves the right to request additional supporting information other than certified cost and pricing data, if necessary, to clarify the Government's understanding of an Offeror's cost/price proposal. Such requests for additional information shall be considered "clarifications" as defined by FAR 15.202 (DOE Class Deviation January 2, 2026) and shall not be treated as "negotiations" prior to the establishment of the competitive range.

Prices under this Contract will fall under six (6) distinct CLINs. The Offeror shall propose their prices/fees under each CLIN as outlined below:

- (a) Transition Price (CLIN 0001 – firm-fixed-price (FFP)). The Offeror shall propose their FFP amount provided in Section L, Attachment H – *Price and Fee Spreadsheet*, “CLIN 0001 Transition Period” Excel worksheet. The FFP amount for the Transition Period shall consist of all transition costs including all relocation related costs/expenses associated with the initial proposed Key Personnel regardless of when those costs/expenses are incurred. The proposed transition price shall not exceed \$15,700,000.
- (b) Fee for NNSA Management and Operating of the Savannah River Site (CLIN 0002 – cost-plus-award-fee). The Offeror shall use Section L, Attachment H - *Price and Fee Spreadsheet*, “CLIN 0002 NNSA M&O Fee” Excel worksheet to populate its proposed fee rate(s) that will be applied to NNSA’s forecasted annual fee bases to arrive at an estimated total fee amount for evaluation purposes. For CLIN 0002 the Total Available Fee (TAF) is all Award Fee (AF). The proposed TAF shall not exceed 2.60% of the forecasted fee base for each Contract Period. This section of the cost proposal shall include the Offeror’s proposed fee rate(s) for inclusion at Section B-2, paragraph (c) of the contract. The forecasted annual fee bases provided in Section L, Attachment H represent the CLIN 0002 forecasted annual budget less exclusions¹ and less proposed fee and will be based on the following formula:

$$\text{Annual Forecasted CLIN 0002 Budget} \times (1 - 0.167) / (1 + \text{Proposed TAF}\%)$$

The proposed fee rate(s), expressed as a percentage, will be incorporated into the contract, for the life of the contract, and shall not be subject to future revision. The proposed fee amounts will be used for evaluation purposes only. The TAF amount will be established in accordance with Section B-8 prior to commencement of each Contract Period, at which time they will be incorporated into Section B-2, paragraph (c), Table 1 of the contract. The formula used to establish actual TAF is described in Contract Section B-8.

Offerors should be aware that significant legacy contract carry over funding may be available to fund portions of work scope required by this Contract. The scope of work funded by legacy carry over shall not be eligible for fee entitlement under this Contract; therefore, Offerors shall factor consideration for these potential conditions in their proposed fee rate(s).

- (c) Fee for Non-NNSA Management and Operating of the Savannah River Site (CLIN 0003 – cost-plus-award fee): The Offeror shall use Section L, Attachment H - *Price and Fee Spreadsheet*, “CLIN 0003 non-NNSA M&O Fee” Excel worksheet to populate its proposed fee rate(s) that will be applied to the DOE Non-NNSA forecasted annual fee bases to arrive at an estimated total fee amount for evaluation purposes. The proposed Total Available Fee (TAF) rate(s) shall not exceed 2.60% of the forecasted fee base for each Contract Period. For CLIN 0003 TAF is all Award Fee. This section of the cost proposal shall include the Offeror’s proposed fee rate(s) for inclusion at Section B-2,

¹ The deduction for exclusions represents 16.70% of the total annual budget based on historical cost incurrence under the existing SRS contract. The excludable costs consist of taxes, utilities, leases, defined contribution retirement plans, travel, and 30% of subcontracts and procurements. This exclusion rate will be set for the entirety of the Contract and is not subject to change based on actual performance costs.

paragraph (d), Table 2 of the contract. The forecasted annual fee bases provided in Attachment H represent the CLIN 0003 forecasted annual budget less exclusions¹ and less proposed fee and will be based on the following formula:

$$\text{Annual Forecasted CLIN 0003 Budget} * (1 - 0.167) / (1 + \text{Proposed TAF}\%)$$

The proposed TAF rate(s) will be incorporated into the contract, for the life of the contract, and shall not be subject to future revision. The proposed TAF amounts will be used for evaluation purposes only. The TAF amount will be established in accordance with Section B-8 prior to commencement of each Contract Period, at which time it will be incorporated into Section B-2, paragraph (d) of the contract. The formula used to establish actual available AF is described in Contract Section B-8.

Offerors should be aware that significant legacy contract funding carry over may be available to fund portions of work scope required by this Contract. The scope of work funded by legacy carry over shall not be eligible for fee entitlement under this Contract; therefore, the Offeror shall factor consideration for these potential conditions in their proposed TAF rate(s).

- (d) The Contract will include CLIN 0004 and CLIN 0005 (Capital Construction Projects) to enable DOE Non-NNSA/NNSA and the successful Contractor to negotiate Capital Construction Projects as individual sub-CLINs under CLIN 0004 and 0005 with separate fee/price structures based on project risk and complexity subject to the limitations of 48 CFR 915.404-4800. No cost or pricing information related to undefinitized CLIN 0004 and 0005 sub-CLINs are required with the Offeror's proposal for contract award. The Government reserves the right to request certified cost or pricing data when a sub-CLIN is established.
- (e) Fee for SRPPF (Sub-CLIN 0004A – cost-plus-award-fee). The Offeror shall use Section L, Attachment H - *Price and Fee Spreadsheet*, "Sub-CLIN 0004a SRPPF Fee" Excel worksheet to populate its proposed fee rate(s) that will be applied to the SRPPF forecasted annual fee bases to arrive at an estimated total fee amount for evaluation purposes. The proposed Total Available Project Fee (TAPF) rate(s) shall not exceed 4.00% of the forecasted fee base for each Contract Period. The offeror shall propose the same rate for each contract period. For Sub-CLIN 0004a TAPF is inclusive of Annual Award Fee and Long-Term Award Fee Incentives for completion milestones. Since the distribution between Annual Award Fee and Long-Term Award Fee Incentives is established in Section B-2(e) as 40% and 60%, respectively, it is not separately presented in Section L, Attachment H. This section of the cost proposal shall include the Offeror's proposed fee rate for inclusion at Section B-2, paragraph (e) of the contract. The forecasted annual fee bases provided in Section L, Attachment H represent the Sub-CLIN 0004a forecasted annual budget less exclusions² and less proposed fee and will be based on the following formula:

² The deduction for exclusions represents 16.70% of the total annual budget based on historical cost incurrence under the existing SRS contract. The excludable costs consist of taxes, utilities, leases, defined contribution retirement plans, travel, and 30% of subcontracts and procurements. This exclusion rate will be set for the entirety of the Contract and is not subject to change based on actual performance costs.

Annual Forecasted CLIN 0004a Budget*(1-0.167) / (1 + Proposed TAPF%)

The proposed TAPF rate will be incorporated into the contract, for the life of the contract, and shall not be subject to future revision. The proposed TAPF amounts will be used for evaluation purposes only. The TAPF amount, and the associated distribution between Annual Award Fee and Long-Term Award Fee Incentive, will be established in accordance with Contract Section B-2(e), at which time it will be incorporated into Section B-2, paragraph (e) of the contract. The formula used to establish actual available fee amounts is described in Contract Section B-2(e).

- (f) Fee for Strategic Partnership Projects (CLIN 0006 – cost-plus-fixed-fee). The Offeror shall use Section L, Attachment H - Price and Fee Spreadsheet, “CLIN 0006 SPP Fixed Fee” Excel tab to display its proposed fixed fee rate(s) that will be applied to the forecasted annual fee bases to arrive at an estimated total fee amount for evaluation purposes. The proposed fixed fee rate shall not exceed 2.00% of the estimated fee base for each Contract Period. This section of the cost proposal shall include the Offeror’s proposed fixed fee rate(s) for inclusion at Section B-2, paragraph (f), Table 5 of the contract. The proposed fee amounts will be used for evaluation purposes only, as the available fixed fee amounts will be established annually prior to commencement of the Contract Period based on updated fee base estimates. The formula used to establish actual available fixed fee amounts is described in Contract Section B-2(f).

Offerors should be aware that significant legacy contract funding carry over may be available to fund portions of work scope required by this Contract. The scope of work funded by legacy carry over shall not be eligible for fee entitlement under this Contract; therefore, the Offeror shall factor consideration for these potential conditions in their proposed fixed fee rate(s).

- (g) Option to Extend Services. The Government has included FAR 52.217-8, Option to Extend Services in this requirement. For the purposes of evaluation only, the Government will calculate and evaluate the Option to Extend Services by applying the proposed final period fee rates to the final year budget estimate for an additional six-month period. This option will not be included in the total value of the award. It should be noted that FAR 52.217-8, Option to Extend Services, may be exercised at any time during performance and may be exercised more than once and for varying duration(s), not to exceed six-months in total. The Government intends to establish the Option to Extend Services period and associated price during contract performance in accordance with the language in FAR 52.217-8. Accordingly, the Offeror shall not propose a separate price for the potential FAR 52.217-8 extension.

Section L, Attachment H shall be submitted in Microsoft (MS) Excel format, version 2013 or later, with formulas and links intact and all cells unprotected. Offerors are responsible for the accuracy of all formulas, links, and all other relationships within the submitted MS Excel electronic spreadsheets and workbooks.

The estimated budgets for each contract period for CLINs 0002, 0003, 0006, and Sub-CLIN 0004a in Section L, Attachment H - *Price and Fee Spreadsheet*, Forecasted Budget Tab are estimates only, for the purpose of establishing a fee base for the proposed fees. The estimated budget figures will not be incorporated into the Contract at time of award and will only be used for preaward evaluation purposes.

To encourage optimal performance and focus, all proposed Team Members must share in the fee pool, and no separate fee or profit will be paid on subcontracts with Team Members (see B-3(a)). Firms acquiring work from the small business concerns that it used in preparing the bid or proposal, must do so in the same scope, amount, and quality used in preparing and submitting the bid or proposal.

L-16 TIME, DATE, METHOD AND PLACE OFFERS AND PROPOSAL INFORMATION ARE DUE

- (a) Offerors are reminded that their proposal shall be submitted electronically via FedConnect (<https://www.fedconnect.net>). The submission through FedConnect is the official response to this RFP. Note: NNSA does not operate FedConnect. Offerors shall direct all technical issues or questions concerning FedConnect to the FedConnect Support Center: fcsupport@unisonglobal.com or call 1-800-899-6665. The FedConnect Support Center is staffed Monday – Friday 8 a.m. to 8 p.m., Eastern Time, except Federal Holidays.
- (b) All Offers and Proposal Information **are due at the time (all times are Eastern) and date identified on the Standard Form (SF) 33; Solicitation, Offer and Award (Section A, Block 9).** (CAUTION: See the Solicitation's Section L Provision FAR 52.215-1, *Instructions to Offerors – Competitive Acquisition (Nov 2021)(Jan 2026)*, describing treatment of late submissions, modifications, and withdrawals of proposals.).

L-17 PROPOSAL EVALUATION

The Government intends to evaluate proposals and award a contract without negotiations with Offerors, except clarifications as described in FAR 15.202 (DEVIATION DEC 2025). However, the Government reserves the right to conduct Negotiations in accordance with FAR Part 15.204 (DEVIATION DEC 2025).

L-18 OFFER ACCEPTANCE PERIOD

The minimum offer acceptance period is 365 calendar days after the required date for receipt of Offers.

L-19 SMALL BUSINESS SIZE INFORMATION AND SET-ASIDE INFORMATION (UNRESTRICTED)

This acquisition is unrestricted and contains no set-aside provisions.

L-20 NUMBER OF AWARDS RESULTING FROM THIS SOLICITATION

One contract award will result from this solicitation.

L-21 CONTENT OF RESULTANT CONTRACT

Any contract awarded as a result of this solicitation will contain Part I -- The Schedule, Part II -- Contract clauses, Part III, Section J -- *List of Documents, Exhibits and Other Attachments*, and Part IV, Section K -- *Representations, Certifications, and Other Statements of Offerors*. The contract awarded will be published in its entirety via the DOE/NNSA website.

L-22 ALTERNATE OFFER/PROPOSAL INFORMATION

Alternate offers/proposals are not solicited, are not desired, and will not be evaluated.

L-23 FALSE STATEMENTS

Offers and proposal information must set forth full, accurate, and complete information as required by this solicitation (including attachments). Potential ramifications for making false statements therein, include those prescribed in 18 U.S.C. 1001.

L-24 EXPENSES RELATED TO OFFER AND OTHER WRITTEN AND ORAL INFORMATION

This solicitation does not commit the Government to pay any costs incurred in the submission of any offer or proposal and other written and oral information, or in making necessary studies or designs for the preparation thereof or to acquire or contract for any services relating thereto.

L-25 ELECTRONIC MEDIA

- (a) In order to further the Government policy of maximizing electronic commerce and making the acquisition process cost effective, electronic media will be used and will be the sole method used for distributing the solicitation and amendments thereto to the public. These documents will be posted via the FedConnect website at <https://www.fedconnect.net>, the SAM.gov website at <https://sam.gov/>, and the DOE/NNSA website at: <https://www.energy.gov/nnsa/savannah-river-site-management-and-operating-mo-contract-competition>. If there is a discrepancy between the documents posted on FedConnect and the SAM and agency websites, the documents on FedConnect shall govern.
- (b) This electronic medium posting at FedConnect will constitute the official distribution method for this solicitation. Offerors and all other interested parties will need to maintain continual surveillance of FedConnect and the SAM and DOE/NNSA websites to remain abreast of the latest available information. All amendments and any other official communications from DOE/NNSA regarding this solicitation will be posted through this

medium. Offerors and all other interested parties are responsible to maintain continual surveillance of FedConnect and the SAM and DOE/NNSA websites to remain abreast of the latest available information (Offerors and other interested parties are encouraged to utilize FedConnect's "Notifications" feature). No changes to this solicitation will be effective unless the changes are incorporated into the solicitation by an amendment.

- (c) The DOE/NNSA website will contain various available reference documents and links to other organizational websites of interest for the Offeror's information and use in connection with preparing a proposal under this solicitation. Offerors are cautioned that the information, reference documents, and organizational websites contained in the URL address are not intended to be comprehensive. Offerors are encouraged to perform their own additional research using these and other available sources.
- (d) No other communication, whether oral or in writing, will modify or supersede the terms of the solicitation.

L-26 COMMITMENT OF PUBLIC FUNDS

The Contracting Officer is the only individual who can legally award a contract and commit the Government to the expenditure of public funds in connection with the proposed acquisition. Any other commitment, either explicit or implied, is invalid.

L-27 RESPONSIBLE PROSPECTIVE CONTRACTORS

- (a) The general and additional minimum standards for responsible prospective Contractors set forth at 48 CFR 9.1 (DEVIATION SEP 2025) and 48 CFR 909.1 apply.
- (b) DOE/NNSA may conduct pre-award surveys in accordance with FAR Companion 9.105-2 and may solicit from available sources, relevant information concerning the Offeror's record of past performance, and use such information in making determinations of prospective Offeror responsibility.

L-28 DISPOSITION OF OFFERS AND PROPOSAL INFORMATION

Offers and proposal information will not be returned (except for timely withdrawn offers).

L-29 RESTRICTION ON OFFEROR CONTACTS WITH EMPLOYEES OF PREDECESSOR CONTRACTORS

Contacts with employees regarding future employment are permitted; however, such contacts and interviews must take place outside the normal working hours of such employees and at off-site locations. No on-site contacts of any kind with employees of the current incumbent Contractor are permitted related to this solicitation until Contract award.

L-30 INSTRUCTIONS FOR SUBMITTING FOREIGN OWNERSHIP, CONTROL OR INFLUENCE (FOCI) INFORMATION

- (a) The Offeror shall submit FOCI information in accordance with the Section L Provision entitled, DEAR 952.204-73, *Facility Clearance*, using the Department of Energy (DOE) Electronic FOCI (eFOCI) submission system located at <https://foci.anl.gov>.
- (b) New users to the eFOCI system will request initial access to the eFOCI system prior to submitting the FOCI information for this solicitation. Offerors should select "NNSA Albuquerque Complex - Office of Partnership and Acquisition Services (NA-PAS)" as the FOCI Office that will review the FOCI Submission. Offerors are to transmit FOCI information by the deadline for proposal submission. Specific problems maneuvering through the fields within the eFOCI system can be clarified by contacting the eFOCI help desk at (630) 252-6566 or fociserver@anl.gov.
- (c) A completed SF 328, Certificate Pertaining to Foreign Interests, executed in accordance with the instructions on the certification section of the SF328, shall be printed, signed and uploaded into the eFOCI system. The SF 328 is required for first time submissions, any time there are changes to the SF 328, and at the request of the Cognizant Security Authority (CSA).
- (d) If the offeror has an active facility clearance with another government agency, provide your CAGE code that can verify an active facility clearance/positive FOCI determination in lieu of the SF 328.
- (e) If the offeror has an active DOE Facility Clearance and is compliant with FOCI regulations, a resubmission is not required. Provide your DOE Facility Code to the Contracting Officer.
- (f) A DOD Facility Clearance at the level of 'Top Secret/TS' is equivalent to a 'Q' clearance in DOE; a DOD Facility Clearance at the level of 'Secret/S' is equivalent to an 'L' clearance in DOE. If the DOD Facility Clearance is at the 'L' level and the solicitation requires a 'Q'; Offeror shall submit a FOCI package through the DOE eFOCI system.

L-31 NON-FEDERAL PERSONNEL SUPPORT

Offerors are advised that non-federal personnel may assist the Government during the Government's evaluation of proposals. These persons shall be authorized access to only those portions of the proposal data and negotiations that are necessary to enable them to provide specific technical advice on specialized matters or on particular problems. Such personnel shall be required to sign nondisclosure agreements and to comply with personal and organizational conflicts of interest requirements in accordance with the FAR and DEAR 915.207-70(f)(5) and (6). Pursuant to statutes governing procurement integrity, these non-federal personnel may not disclose any information learned by participating in this acquisition. See, generally, the Procurement Integrity Act, 41 U.S.C. §§ 2101-2107.

L-32 OFFEROR INTENTION TO SUBMIT AN OFFER

In order to facilitate the efficiency of the Government's solicitation and award process through advance information on the anticipated number of Offerors, the Government requests that potential Offerors submit the name, address, and telephone number of its firm or organization to SEB10@nnsa.doe.gov no later than ten (10) business days prior to the proposal due date. If the proposal is to be submitted by a teaming arrangement, the Offeror is requested to submit the above information for all members of the proposing team. Please note, only potential Offerors that have submitted an intent to submit an offer in accordance with this section will be granted access to the reading room information referenced above under L-12(b), as determined by the Contracting Officer.

L-33 SYSTEM FOR AWARD MANAGEMENT - CONTINUOUS REGISTRATION REQUIREMENT

The Offeror must be registered in the System for Award Management (SAM) website at www.SAM.gov, in full compliance with the requirements of the provision at FAR 52.204-7, System for Award Management — Registration, when submitting an offer or quotation, and shall be registered at time of award.

L-34 LIST OF ATTACHMENTS TO SECTION L

<u>Attachment</u>	<u>Title</u>
A	Performance Guarantee Agreement
B	List of Key Personnel
C	Instructions for Small Business Subcontracting Plan
D	Key Personnel Resumes
E	Past Performance Information Form (PPIF)
F	Past Performance Questionnaire (PPQ)
G	Letter of Commitment
H	Price and Fee Spreadsheet
I	Offeror Information
J	Small Business Subcontract Dollars and Percentages
K	SRPPF Cost Information