

Purpose of Modification:

The purpose of this contract modification incorporates Clause H-37, "Information Technology Acquisitions", updates Clause I-68, "Key Personnel", for the inclusion of Steven F. Ashby as the Deputy Director for S&T, replacing Douglas Ray and the appointment of Cameron M. Anderson as the Interim Director, Environment, Health, Safety and Security Division, replacing Roby D. Enge. In addition, the Table of Contents for Section H and Section I are updated, Section I, Part II, "Contract Clauses" is changed to incorporate revised clauses and incorporates new and/or revised DOE directives into Section J, Appendix D, List of Applicable DOE Directives and External Requirements.

Description of Modification:

The following changes are hereby incorporated into the contract:

1. Section H, Table of Contents, is updated as follows: The Section H, Table of Contents is deleted in its entirety and replaced with the attached Section H, Table of Contents.
2. Section H, "Special Contract Requirements", Clause H-37 "Information Technology Acquisitions" is added to the contract as follows:

H-37 INFORMATION TECHNOLOGY ACQUISITIONS

All information technology acquisitions shall include the appropriate information technology security policies and requirements, including use of common security configurations available from the National Institute of Standards and Technology's website <http://checklists.nist.gov> or approved secure configurations that are commensurate with the mission of the contract and conducive to the research and development efforts of the laboratory. This requirement shall be included in all subcontracts which are for information technology acquisitions; and the Laboratory CIO shall annually certify to the DOE Site Office Contracting Officer that this requirement is being incorporated into information technology acquisitions.

[M490]"

3. Section I, "Contract Clauses", Clause I-68 "952.215-70 Key Personnel" is changed as follows: The text of subparagraph (b) is deleted in its entirety and replaced with the following:

"(b) The list of personnel may, with the consent of the contracting Parties, be amended from time to time during the course of the Contract to add or delete personnel. **[M490]**

- (1) Michael Kluse, Laboratory Director;
- (2) Steven F. Ashby, Deputy Director for S&T;
- (3) J. Michael Davis, Associate Laboratory Director, Energy and Environment;
- (4) Douglas Ray, Associate Laboratory Director, Fundamental and Computational Sciences;
- (5) Barry Merrill, Associate Laboratory Director, National Security;
- (6) Michael H. Schlender, Associate Laboratory Director, Operational Systems;
- (7) Paula Linnen, Associate Laboratory Director, Organizational Development Systems;
- (8) Martin Conger, Associate Laboratory Director, Business Systems, and Chief Financial Officer;
- (9) Cameron M. Andersen, Interim Director, Environment, Health, Safety, & Security Division;
- (10) Larry E. Maples, Director, Facilities and Operations Division."

[M490]"

4. Section I, Table of Contents, is updated as follows: The Section I, Table of Contents is deleted in its entirety and replaced with the attached Section I, Table of Contents.

5. Section I, "Contract Clauses" is changed as follows: (The following clauses replace the existing clauses identified with the same "I" number in accordance with the attached clauses)

Clause I-4, FAR 52.203-6 (Sept 2006) "Restrictions on Subcontractor Sales to the Government"

Clause I-8, FAR 52.203-12 (Sept 2007) "Limitation on Payments to Influence Certain Federal Transactions"

Clause I-11, FAR 52.209-6 (Sept 2006) "Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended or Proposed for Debarment"

Clause I-16, FAR 52.219-8 (May 2004) "Utilization of Small Business Concerns"

Clause I-17, FAR 52.219-9 (April 2008) "Small Business Subcontracting Plan"

Clause I-20, FAR 52.222-3 (June 2003) "Convict Labor"

Clause I-21, FAR 52.222-4 (July 2005) "Contract Work Hours and Safety Standards Act – Overtime Compensation"

Clause I-24, FAR 52.222-26 (March 2007) "Equal Opportunity"

Clause I-25, FAR 52.222-29 (June 2003) "Notification of Visa Denial"

Clause I-26 FAR 52.222-35 (Sept 2006), "Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans"

Clause I-28, FAR 52.222-37 (Sept 2006) "Employment Reports on Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans"

Clause I-35, FAR 52.225-9 (Jan 2005) "Buy American Act – Construction Materials"

Clause I-36, FAR 52.225-13 (June 2008) "Restriction on Certain Foreign Purchases"

Clause I-39, FAR 52.230-6 (March 2008) "Administration of Cost Accounting Standards"

Clause I-49, FAR 52.244-6 (March 2007) "Subcontracts for Commercial Items"

Clause I-50, FAR 52.247-1 (Feb 2006) "Commercial Bill of Lading Notations"

Clause I-52, FAR 52.247-64 (Feb 2006) "Preference for Privately Owned U.S. Flag Commercial Vessels"

Clause I-77, DEAR 970.5203-2 (May 2006) "Performance Improvement and Collaboration"

Clause I-81, DEAR 970.5204-3 (July 2005) "Access to and Ownership of Records"

[M490]

6. Incorporate the following changes to Section J, Appendix D, List of Applicable DOE Directives and External Requirements

Add:

CRD M 205.1-5, "Cyber Security Process Requirements Manual"

DOE M 435.1-1 Chg.1, "Radioactive Waste Management Manual"

CRD O 450.1A, "Environmental Protection Program"

CRD O 460.1B, "Packaging and Transportation Safety"

CRD M 460.2-1A, "Radioactive Material Transportation Practices Manual"

CRD O 460.2A, "Departmental Materials Transportation and Packaging Management"

CRD O 461.1A, "Packaging and Transfer or Transportation of Materials of National Security Interest"

DOE M 461.1-1 Chg. 1, "Packaging and Transfer of Materials of National Security Interest Manual"

Replace:

CRD O 551.1B, "Official Foreign Travel"

Replace with:

CRD O 551.1C, "Official Foreign Travel" **[M490]**

7. There are no other changes to the terms and conditions of the contract. The contractor hereby releases the Government from any and all liability under this contract for equitable adjustments attributable to this contract modification.

(End of Contract Modification M490)