



PURCHASE ORDER ATTACHMENT SS-19

AS PART OF A PROPOSAL SUBMITTED TO HRL LABORATORIES, LLC (“HRL”) THE OFFEROR CERTIFIES TO THE FOLLOWING: *(Check all applicable)*

❖ **REPRESENTATION BY CORPORATIONS REGARDING DELINQUENT TAX LIABILITY OR A FELONY CONVICTION UNDER ANY FEDERAL LAW**

(Applies to all proposals, in compliance with FAR 52.209-11[9.104-7(d)])

- (a) In accordance with sections 744 and 745 of Division E of the Consolidated and Further Continuing Appropriations Act, 2015 (Pub. L. 113-235), and similar provisions, if contained in subsequent appropriations acts, none of the funds made available by that Act may be used to enter into a contract with any corporation that –
- (1) Has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, where the awarding agency is aware of the unpaid tax liability, unless an agency has considered suspension or debarment of the corporation and made a determination that suspension or debarment is not necessary to protect the interests of the Government.
 - (2) Was convicted of a felony criminal violation under any Federal law within the preceding 24 months, where the awarding agency is aware of the conviction, unless an agency has considered suspension or debarment of the corporation and made a determination that this action is not necessary to protect the interests of the Government.
- (b) The Proposer represents that –
- (1) it *is* *is not* a corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability,
 - (2) It *is* *is not* a corporation that was convicted of a felony criminal violated under federal law within the preceding 24 months.

❖ **PREVIOUS CONTRACTS AND COMPLIANCE REPORTS**

(Applies to proposals over \$10,000, in compliance with 52.222-22[22.810(a)(2)])

The offeror represents that --

- (a) It has, has not participated in a previous contract or subcontract subject to the Equal Opportunity clause of this solicitation;
- (b) It has, has not filed all required compliance reports; and
- (c) Representations indicating submission of required compliance reports, signed by proposed subcontractors, will be obtained before subcontract awards.

❖ **AFFIRMATIVE ACTION COMPLIANCE**

(Applies to proposals over \$10,000, in compliance with FAR 52.222-25[22.810(d)])

The offeror represents that --



PURCHASE ORDER ATTACHMENT SS-19

(a) It has developed and has on file, has not developed and does not have on file, at each establishment, affirmative action programs required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2); or

(b) It has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

❖ **DEBARMENT, SUSPENSION, PROPOSED DEBARMENT AND OTHER RESPONSIBLE MATTERS**

(Applies to proposals over \$35,000, in compliance with FAR 52.209-6 [9.409])

To the best of its knowledge and belief, the Offeror, or any of its principals, is not presently debarred, suspended, proposed for debarment or otherwise declared ineligible for the award of contracts by any Federal agency by the inclusion of the Offeror or its principals in the current "LIST OF PARTIES EXCLUDED FROM FEDERAL PROCUREMENT OR NONPROCUREMENT PROGRAMS" published by the U.S. General Services Administration Office of Acquisition Policy. "Principals" for the purpose of this certificate, means officers, directors, owners, partners, and persons having primary management or supervisory responsibilities within a business entity. The Offeror shall provide immediate written notice to HRL if, at any time prior to the Purchase Order award, it learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

Failure to provide this certificate will not necessarily result in the withholding of a Purchase Order; however, the certificate will be considered in connection with a determination of the Offeror's responsiveness. Failure of the Offeror to furnish such additional information as requested in the absence of this certification may render the Offeror non-responsive.

Execution of this certificate is a material representation of fact upon which reliance may be placed in making a Purchase Order award. If it is subsequently determined that this certificate was erroneous, HRL may, in addition to other available remedies, terminate a resulting Purchase Order.

❖ **REPORTING EXECUTIVE COMPENSATION AND FIRST-TIER SUBCONTRACT**

(Applies to proposals over \$30,000, in compliance with FAR 52.204-10 [4.1403(a)])

If the Seller meets the executive compensation reporting requirements of 52.204-10 for awards in excess of \$30,000, the Seller shall provide the required executive compensation information. The information will be made public in accordance with the Federal Funding Accountability and Transparency Act of 2006.

Unless exempt, the Seller must report the names and total compensation of each of the five most highly compensated executives of the Seller for the Seller's most recently completed fiscal year. Please complete the following or check one of the exemptions below (see FAR 52.204-10 for the definition of total compensation):

NAME	TITLE	COMPENSATION

Exemptions from Executive Compensation information reporting under the Federal Funding Accountability and Transparency Act of 2006:

In the Seller's preceding fiscal year, the Seller received Less than 80 percent or more of its annual gross revenues from Federal contracts (and subcontracts), loans, grants (and subgrants), cooperative agreements, and other forms of



PURCHASE ORDER ATTACHMENT SS-19

Federal financial assistance.

In the Seller's preceding fiscal year, the Seller received Less than \$25,000,000 in annual gross revenues from Federal contracts (and subcontracts), loans, grants (and subgrants), cooperative agreements and other forms of Federal financial assistance.

The public has access to information about the compensation of the executives through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. (To determine if the public has access to the compensation information, see the U.S. Security and Exchange Commission total compensation filings at <http://www.sec.gov/answers/execomp.htm>.)

In the Seller's previous tax year, the Seller had gross income from all sources under \$300,000

Other Reportable Information

The following first-tier subcontractor information is required to be collected and reported (Seller must provide the information or check the exemption below):

UEI Number: _____ Reference <https://sam.gov/content/home> to identify unique entities.

Parent company's UEI Number (if no parent company enter "N/A") _____

Applicable North American Industry Classification System code (NAICS) _____

Physical address (including street address, city, state, country, nine-digit zip code)

Physical address congressional district _____

Primary performance location (including street address, city, state, country, and nine-digit zip code). Also include the nine-digit zip code)

Primary performance location congressional district _____

❖ **DEFENSE PRIORITIES AND ALLOCATION SYSTEM (DPAS)**

(Applies to all proposals over \$125,000, in compliance with FAR 52.211-15)

DPAS Rating is a rated order certified for National Defense use, and Offeror is required to follow all the provisions of the Defense Priorities and Allocations System (DPAS) regulation (15 CFR Part 700) in obtaining controlled materials and other products, services and materials needed to fill this order. If this is a DO rated order over \$125,000, Offeror must accept by marking the above box and signing and dating the last page of this document or reject this order within fifteen (15) working days after the receipt of the order. Offeror must include in any written rejection of a rated order the reasons for the rejection. Offeror's acknowledgement on this form of this rated order shall constitute written acceptance of the DPAS rating.



PURCHASE ORDER ATTACHMENT SS-19

❖ **CERTIFICATE AND DISCLOSURE REGARDING PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS** *(Applies to proposals over \$150,000)*

In compliance with FAR 52.203-11[3.808(a)], "Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions", and FAR 52.203-12 [3.808(b)], "Limitation on Payments to Influence Certain Federal Transactions Offeror hereby certifies, to the best of its knowledge and belief that:

A. No Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on its behalf in connection with the awarding any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan or cooperative agreement.

B. If any funds other than Federal appropriated funds (including profit or fee received under a covered Federal transaction) have been paid, or will be paid, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on Offeror's behalf in connection with this solicitation, the Offeror shall complete and submit, with it offer, OMB standard form LLL, Disclosure of Lobbying Activities, to the Contracting Offeror.

C. The recipient of any purchase order award resulting from this solicitation shall include the language of this certification at any tier and require that all recipients of subcontract awards in excess of \$150,000 shall certify and disclose accordingly. Lower tier subcontractors shall forward disclosure forms from tier to tier until received by the prime contractor. Each subcontractor certification shall be retained in the subcontract file of the awarding contractor.

The successful Offeror, or any affected lower tier subcontractor, shall also file disclosure forms in the manner specified above for any event that materially affects the information submitted in prior certifications or disclosures.

❖ **SUBCONTRACTING PLAN CERTIFICATION** *(Applies to proposals over \$750,000, in compliance with FAR 52.219-9 [19.708(b)])*

Subject to Public Laws 95-507 and 99-661, Offeror will adopt a Subcontracting Plan that fully complies with the requirements of the Federal Acquisition Regulation (FAR) 52.219-9 incorporated and reference in Form GL-21.

Offeror must submit the Individual Subcontract Report (ISR) and/or the Summary Subcontract Report (SSR), in accordance with FAR 52.219-9(l) using the Electronic Subcontracting Reporting System (eSRS) at <http://www.esrs.gov>.

OFFEROR NAME/ _____
Company Name

Signature of Authorized Representative: _____

NAME TYPED _____

TITLE TYPED: _____

DATE: _____