

**Contract DE-AC02-07CH11358 Modifications
Language Changes**

Modification 004 March 13, 2007

Part III – Section J, Attachment J.3 – Appendix C, Special Financial Institution Account Agreement
Changed reference from old contract (W-7405-ENG-82) to new contract (DE-AC02-07CH11358).

Part III – Section J, Attachment J.9 – Appendix I, DOE Directives, List B: List of Applicable Directives
Added

O 450.1	Environmental Protection Program Change 3 01/03/07
O 443.1	Protection of Human Subjects
M 483.1-1	DOE Cooperative Research and Development Agreements Manual
O 484.1	Reimbursable Work for the Department of Homeland Security
O 580.1	Department of Energy Personal Property Management Program

Cancelled/Deleted

M 470.4-3	Protective Forces
N 481.1A	Reimbursable Work for Department of Homeland Security
O 481.1C	Work for Others (Non-Department of Energy Funded Work)
O 5480.4	Environmental Protection, Safety, and Health Protection

Part III – Section J, Attachment J.11 – Appendix K, Key Personnel

Added

Chief Operations Officer	Mark Murphy
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Modification 006 May 8, 2007

Part III, Section J, Attachment J.2 – Appendix B, Performance Evaluation Measurement Plan
Added Plan for January 1, 2007 through September 30, 2007

Modification 011 October 15, 2007

Part I – Section H, Special Contract Requirements

Added

Clause H.38	CONTRACTOR'S PRIVATELY FUNDED TECHNOLOGY TRANSFER ACTIVITIES
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Part II – Section I, Contract Clauses

Revised

Clause I.94 DEAR 970.5204-3	ACCESS TO AND OWNERSHIP OF RECORDS (DEVIATION JUL 2005)
Clause I.107 DEAR 970.5227-2	RIGHTS IN DATA TECHNOLOGY TRANSFER (DEVIATION JUL 2006)
Clause I.108 dear 970.5227-3	TECHNOLOGY TRANSFER MISSION (DEVIATION JUL 2006)

Modification 018 February 22, 2008

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Part III, Section J, Attachment J.2 – Appendix B, Performance Evaluation Measurement Plan
Added Plan for FY 2008

Modification 020 December 10, 2007

Part III – Section J, Attachment J.9 – Appendix I, DOE Directives, List B: List of Applicable Directives
Added

N 206.4	Personal Identity Verification
O 110.3A	Conference Management
O 205.1A	Department of Energy Cyber Security Management
O 210.2	DOE Corporate Operating Experience Program
O 226.1A	Implementation of Department of Energy Oversight Policy
M 450.4-1	Integrated Safety Management System Manual Chg 1, 8-14-06

Cancelled/Deleted

N 206.3	Personal Identity Verification
O 110.3	Conference Management
O 205.1	Department of Energy Cyber Security Management
O 226.1	Implementation of Department of Energy Oversight Policy
O 440.1A	Worker Protection Management for DOE Federal and Contractor Employees
N 450.7	The Safe Handling, Transfer, and Receipt of Biological Etiologic Agents at Department of Energy Facilities

Modification 027 June 9, 2008

Part III – Section J, Attachment J.9 – Appendix I, DOE Directives, List B: List of Applicable Directives
Added

N 206.5	Response and Notification Procedures for Data Breaches Involving Personally Identifiable Information
O 221.2A	Cooperation with the Office of Inspector General
O 430.2B	Departmental Energy, Renewable Energy and Transportation Management
O 443.1A	Protection of Human Subjects
P 443.1A	Protection of Human Subjects
P 456.1	Secretarial Policy Statement on Nanoscale Safety

Cancelled/Deleted

O 221.2	Cooperation with the Office of Inspector General
O 430.2A	Departmental Energy and Utilities Management
O 443.1	Protection of Human Subjects
P 443.1	Protection of Human Subjects

Part III – Section J, Attachment J.11 – Appendix K, Key Personnel
Changed Key Personnel List to the following:

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Laboratory Director	Alexander King
Deputy Director	Bruce Harmon
Division Director for Science & Technology	Patricia Thiel
Chief Operations Officer	Mark Murphy
Manager – ESH&A and PD S&S	Tom Wessels

Modification 032 October 15, 2008

Part I – Section H, Special Contract Requirements

Added

Clause H.39 INFORMATION TECHNOLOGY INFORMATION

Modification 033 October 16, 2008

Part I – Section H, Special Contract Requirements

Added

Clause H.40 ADDITION AND ALTERATIONS TO IMPLEMENT EXECUTIVE ORDER 13423,
STRENGTHENING FEDERAL ENVIRONMENTAL, ENERGY, AND
TRANSPORTATION MANAGEMENT AND ITS IMPLEMENTING
INSTRUCTIONS

Part II – Section I, Contract Clauses, shall be updated and incorporated into this contract in accordance with DOE Acquisition Letter 2008-05 dated 4/03/2008.

Revised the following to change referenced EO to EO 13423

FAR 52.223-5	Pollution Prevention and Right-to-Know Information
FAR 52.223-10	Waste Reduction Program
DEAR 970.5223-2	Affirmative Procurement Program
DEAR 970.5223-5	DOE Motor Vehicle Fleet Fuel Efficiency

Part III – Section J, Attachment J.9 – Appendix I, DOE Directives, List B: List of Applicable Directives

Added

M 460.2-1A	Radioactive Material Transportation Practices
N 234.1	Reporting of Radioactive Sealed Sources
O 150.1	Continuity Programs
O 221.1A	Reporting Fraud, Waste and Abuse to the Office of Inspector General
O 450.1A	Environmental Protection Program
O 551.1C	Official Foreign Travel
O 580.1	Department of Energy Personal Property Management Program, Chg 1

Cancelled/Deleted

M 460.2-1	Radioactive Material Transportation Practices
O 221.1	Reporting Fraud, Waste and Abuse to the Office of Inspector General
O450.1	Environmental Protection Program
O 551.1B	Official Foreign Travel

Part III – Section J, Attachment J.3 – Appendix C, Special Financial Institution Account Agreement

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Added Amendment 5, dated May 21, 2008 to extend bank agreement through June 30, 2011.

Modification 035 December 9, 2008

Part II – Section I, Contract Clauses, shall be updated and incorporated into this contract in accordance with 10 CFR 707.

Revised the following to add all holders of access authorizations to those subject to drug testing.

Clause I.103 DEAR 970.5223-4 - Workplace Substance Abuse Programs At DOE Sites

Part III, Section J, Attachment J.2 – Appendix B, Performance Evaluation Measurement Plan

Added Plan for FY 2009

Modification 042 March 18, 2009

Part I – Section H, Special Contract Requirements

Added

Clause H.41 SPECIAL PROVISIONS RELATING TO WORK FUNDED UNDER AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (FEB 2009)

Modification 044 April 23, 2009

Obligates ARRA funds and modifies language regarding ARRA requirements.

Part I – Section E, Inspection and Acceptance

Added

E.2 Certification

Part I – Section G, Contract Administration Data

Added

G.4 Monthly Reporting

G.5 Indirect Charges

Part I – Section H, Special Contract Requirements

Replaces

H.41 from Mod 042 with H.41 from Mod 044

Part II – Section I, Contract Clauses

Added

Clause I.33 American Recovery and Reinvestment Act – Reporting Requirements

Clause I.51 FAR 52.225-21, Required Use of American Iron, Steel, and Other
Manufactured Goods – Buy American Act – Construction Materials

Clause I134 FAR 52.203-15, Whistleblower Protection Under the American recovery
and Reinvestment Act of 2009

Modified

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Clause I.121 DEAR 970.5232-3, Accounts, Records and Inspection (DEC 2000)

Modification 046 May 19, 2009

Part III – Section J, Attachment J.7 – Appendix G, Purchasing System Requirements

Reduced subcontract approval authority from \$500,000 to \$175,000.

Part III – Section J, Attachment J.9 – Appendix I, DOE Directives, List B: List of Applicable Directives

Added

O 200.1A	Information Technology Management
O 413.1B	Internal Control Program
O 413.3A	Program and Project Management for the Acquisition of Capital Assets
N 456.1	The Safe Handling of Unbound Engineered Nanoparticles

Cancelled/Deleted

O 200.1	Information Technology Management
O 251.1A	Directive System
O 413.1A	Management Control Program
M 413.3-1	Program and Project Management for the Acquisition of Capital Assets

Modification 056 January 7, 2010

Part III, Section J, Attachment J.2 – Appendix B, Performance Evaluation Measurement Plan

Added Plan for FY 2010

Modification 059 February 2, 2010

Part I – Section H, Special Contract Requirements

Added

Clause H.42	CONTRACTOR ASSURANCE SYSTEM
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Modification 067 May 19, 2010

Part II – Section I, Contract Clauses

Added

Clause I.26A	FAR 52.222-54 EMPLOYMENT ELIGIBILITY VERIFICATION (JAN 2009)
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Modification 076 August 24, 2010

Part II, Section I, Contract Clauses

Deleted

Clause I.33	FAR 52.204-11 – American Recovery and Reinvestment Act – Reporting Requirements (MAR 2009) previously incorporated under Modification 044
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Replace with

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Clause I.33 FAR 52.204-11 – American Recovery and Reinvestment Act – Reporting Requirements (JUL 2010)

Modification 080 October 14, 2010

Part III, Section J, Attachment J.2 – Appendix B, Performance Evaluation Measurement Plan
Added Plan for FY 2011

Part III – Section J, Attachment J.11 – Appendix K, Key Personnel
Changed Key Personnel List to the following:

Laboratory Director	Alexander King
Deputy Director	Bruce Harmon
Division Director for Science & Technology	Duane Johnson
Chief Operations Officer	Mark Murphy
Manager – ESH&A and PD S&S	Tom Wessels