



- A. The purpose of this modification is to provide incremental continuity of operations funding in the amount of \$68,005,348.71. The total obligation has increase from \$100,162,126.11 to \$168,167,474.82 a net increase of \$68,005,348.71.
- B. Description of Modification
  - i. Revise Section B, B.3(a) *Obligation of Funds*. Pursuant to the Section I Clause entitled, *FAR 52.232-22 Limitation of Funds*, total funds in the amount of \$168,167,474.82 have been allotted for obligation and are available for payment of services provided from the effective date of the Notice to Proceed through September 30, 2013. See attached change page B-3.
- C. Section C, replace page C-59, delete "180 Days after contract Notice to Proceed" and replace with "April 1, 2009 or April 15, 2009" as applicable. Section C, replace page C-59, delete "180 Days after contract Notice to Proceed" and replace with "June 1, 2009".
- D. All changes are noted by a vertical line in the right hand margin.

<b>Washington River Protection Solutions LLC. DE-AC27-08RV14800</b>								<b>BA -- FY 09</b>	
<b>(FY09) Estimated Contract Value/Budget Authority (BA)</b>								<b>\$ 242,000,000.00</b>	
<b>Mod</b>	<b>Date</b>	<b>Description -- Modification</b>	<b>Funds -- For Estimated Contract Value/BA</b>	<b>Funds -- For "Other Obligations"</b>	<b>Total Funds -- For Estimated Contract Value/BA (FY 09)</b>	<b>Total Funds -- For "Other Obligations" (FY 09)</b>	<b>Balance -- Contract Value/BA</b>	<b>To Date Cummalative -- Contract Value/BA</b>	<b>To Date Cummulative -- "Other Obligations"</b>
A004	10/3/2008	Obligate Funding (FY 09)	\$ 45,000,000.00	\$ 34,974,907.00	\$ 52,117,759.67	\$ 41,939,907.00	\$189,882,240.33	\$ 57,611,759.67	\$ 41,939,907.00
A005	11/4/2008	Obligate Funding (FY 09)	\$ -	\$ 610,459.44	\$ -	\$ 42,550,366.44	\$189,882,240.33	\$ 57,611,759.67	\$ 42,550,366.44
A007	12/1/2008	Obligate Funding (FY 09)	\$ 68,005,348.71	\$ -	\$ 120,123,108.38	\$ 42,550,366.44	\$121,876,891.62	\$125,617,108.38	\$ 42,550,366.44
<b>Cummulative Contract Funding To Date -- All Sources</b>									<b>\$ 168,167,474.82</b>

Modification Number	Contract No. DE-AC27-08RV14800 Funding Appropriation Data	Estimated Contract Value Funding This Modification	Other Obligated Funding	Total Funds Obligated this Modification
A007	Provide Incremental funding for WRPS Continuity of Operations	\$68,005,348.71		
	421301 01250 1110909 EY7144141 25400 0000000 0001481 0000000			
	Totals	\$68,005,348.71	\$0.00	\$68,005,348.71

- d. Sub-CLIN 4.4: Supplemental Treatment Construction and Operations
  - e. Sub-CLIN 4.5: Transuranic Tank Waste Treatment and Packaging.
- (5) *CLIN 5 – Early Feed and Operation of the WTP Low Activity Waste (LAW) Facility:*
- a. Sub-CLIN 5.1: Tank Selection, Retrieval, Pretreatment and Feed Delivery Design;
  - b. Sub-CLIN 5.2: Retrieval, Pretreatment and Feed Delivery Construction and Operations;
  - c. Sub-CLIN 5.3: Upgrade and Operate the Effluent Treatment Facility (ETF); and
  - d. Sub-CLIN 5.4: LAW/BOF/LAB Operations.
- (6) *CLIN 6 – Pension and Welfare Plans:*
- a. Sub-CLIN 6.1: Hanford Employee Retirement and Benefit Plan Management; and
  - b. Sub-CLIN 6.2: Legacy Pension and Benefit Plan Management.

### **B.3 OBLIGATION AND AVAILABILITY OF FUNDS**

- (a) Obligation of Funds. Pursuant to the Section I Clause entitled, *FAR 52.232-22, Limitation of Funds*, total funds in the amount of \$168,167,474.82 have been allotted for obligation and are available for payment of services provided from the effective date of this Contract through September 30, 2013.
- (b) Availability of Funds. Except as may be specifically provided in the Section I Clause entitled, *DEAR 952.250-70, Nuclear Hazards Indemnity Agreement*, the duties and obligations of DOE hereunder calling for the expenditure of appropriated funds shall be subject to the availability of funds appropriated by the U.S. Congress that DOE may legally spend for such purposes.

### **B.4 CONTRACT COST AND CONTRACT FEE**

This Section establishes the *Total Contract Cost* and *Contract Fee*. Within Table B.4-1:

- (a) *Contract Period* is defined as the *Transition Period, Base Period, and Option Period(s)* (if exercised) described in the Section F Clause entitled, *Period of Performance*.
- (b) *Contract Cost* is defined as all costs initially proposed by the Contractor.
- (c) *Available Fee* is defined as the maximum amount of fee that may be earned under the Contract by Contract period.
- (d) *Contract Price* in Table B.4-1 is the sum of *Contract Cost* and *Available Fee*, in each year of Contract performance.

Table C.5, Summary of Contract Deliverables

Deliverable Number	Deliverable	DOE-ORP		Deliverable Due Date <sup>2</sup>
		Action	Response Time <sup>3</sup>	
C.2.1.1-1	Transition Plan	Approve	5 days	10 days after contract Notice to Proceed
C.2.1.1-2	Statement of Material Differences	Approve	30 days	60 days after contract Notice to Proceed
C.2.1.1-3	Transition Status Reports	Information	N/A	Weekly during Transition
C.2.1.1-4	Transition Agreement	Approve	15 days	75 days after contract Notice to Proceed
C.2.1.3-1	Administrative Interface Agreement with the Analytical Services Production Contractor	Information	N/A	60 days after contract Notice to Proceed with updates as required
C.2.2.1-1	Integrated SST Retrieval Plan	Approve	30 days	April 15, 2009 with annual updates
C.2.2.2-1	Integrated SST Waste Management Area Closure Plan	Approve	30 days	April 15, 2009 with annual updates
C.2.3.1-1	River Protection Project System Plan	Approve	30 days	April 1, 2009 with updates as required
C.2.3.1-2	Integrated Waste Feed Delivery Plan	Approve	30 days	April 1, 2009 with annual updates
C.2.3.1-3	WTP Facility Transition Plan	Approve	30 days	Upon completion of certification of WTP Cold Commissioning with updates as required
C.2.3.1-4	WTP LAW/BOF/LAB Facility Transition Plan	Approve	30 days	Upon completion of certification of WTP LAW/BOF/LAB Cold Commissioning with updates as required

<sup>2</sup> All days refer to calendar days. For the purposes of calculating deliverable due dates, the Notice to Proceed date is July 3, 2008.

<sup>3</sup> Number of calendar days for DOE-ORP to execute its GFS/I responsibilities to provide review, approval, and/or certification action on the deliverable following Contractor submission of an acceptable product; or DOE-ORP comments on the deliverable following Contractor submission of an unacceptable product that will require revision and re-submission for DOE-ORP review, approval, and/or certification action.

Deliverable Number	Deliverable	DOE-ORP		Deliverable Due Date <sup>2</sup>
		Action	Response Time <sup>3</sup>	
C.3.1.2.2-1	TOC Project Performance Measurement Baseline	Approve	45 days	June 1, 2009 with updates as required
C.3.1.2.3-1	TOC Project Performance Measurement Baseline Change Control Process	Approve	30 days	120 days after contract Notice to Proceed with updates as required
C.3.1.3-1	Monthly Performance Report	Review	N/A	Last Tuesday of each Month
C.3.1.4-1	Risk Management Plan	Approve	45 days	120 days after contract Notice to Proceed with updates as required
C.3.1.5.2-1	Procurement, Construction, and Acceptance Testing Plan	Approve	30 days	120 days after contract Notice to Proceed with updates as required
C.3.1.5.2-2	Purchasing System	Approve	30 days	120 days after contract Notice to Proceed with updates as required
C.3.1.5.2-3	Construction and Acceptance Testing Program	Approve	30 days	120 days after contract Notice to Proceed with updates as required
C.3.1.5.2-4	As-built Program Description	Approve	30 days	120 days after contract Notice to Proceed with updates as required
C.3.2-1	Integrated Safety Management System Description	Approve	30 days	60 days after contract Notice to Proceed with annual updates
C.3.2-2	Authorization Agreement	Approve	30 days	60 days after contract Notice to Proceed with annual updates
C.3.2-3	ISMS/ESH&Q Performance Objectives, Measures, and Commitments	Approve	30 days	60 days after contract Notice to Proceed with annual updates
C.3.2.1-1	Environmental Protection and Compliance Plan	Approve	30 days	60 days after contract Notice to Proceed with updates as required
C.3.2.2-1	DSA and TSR Improvement Plan	Approve	30 days	360 days after contract Notice to Proceed