



FOREIGN CERTIFICATIONS

For the Pacific Northwest National Laboratory
Operated by Battelle Memorial Institute

Guidance Documentation

**Completion of this document is required for
quotes or proposals exceeding 10,000 USD**

Battelle Memorial Institute has executed and is engaged in the performance of Prime Contract DE-AC05-76RL01830 with the United States Department of Energy (DOE), for the management, operation, and maintenance of the Pacific Northwest National Laboratory (PNNL) in Richland, Washington. The following certifications must be completed, and this form must be signed and returned with the Offeror's proposal.

If you believe items or services to be provided qualify as commercial items, please provide information (such as historical sales data, catalog prices, etc) to support such a determination. If items or services are "of a type" please provide cross-referencing materials from proposed items/services to those items or services that are customarily offered.

-----The following must be completed for proposals exceeding \$10,000-----

Individual/Company Name Required- Must be the same entity to be listed on the Contract/Order

Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment (cl. 424-July 2021)

Section (A) must be complete.

If answered "will provide" covered telecommunications equipment or services, then the Offeror must disclose the required information in Clause 13, (b)(1) through (b)(4). Contact DCM for further guidance.

- A. The Offeror represents that it will ☐, will not ☐ provide covered telecommunications equipment or services to the Government or Pacific Northwest National Laboratory in the performance of any of contract, subcontract or other contractual instrument resulting from this solicitation.
- B. If the answer to (A) above is "will", the Offeror shall provide the following information as part of its offer:

- (1) All covered telecommunication equipment and services offered (include brand; model number, such as original equipment manufacturer (OEM) number, manufacturer part number, or wholesaler number; and item description as applicable:
Required if answered "will" to (a) above
- (2) Explanation of the proposed use of covered telecommunications services and any factors relevant to determining if such use would be permissible under paragraph (b) of FAR 52.204-24:
Required if answered "will" to (a) above
- (3) For services, the entity providing the covered telecommunication services (include entity name, unique identifier, and Commercial and Government Entity (CAGE) code, if known:
Required if answered "will" to (a) above
- (4) For equipment, the entity that produced the covered telecommunications equipment (include entity name, unique entity identifier, and Commercial and Government Entity (CAGE) code, and whether the entity was the OEM or a distributor, if known):
Required if answered "will" to (a) above

NOTE: The term "Covered telecommunications equipment or services" and "Covered foreign country" are defined in FAR 52.204-25 as follows:

Covered telecommunications equipment or services means (1) Telecommunications equipment produced by Huawei Technologies Company or ZTE Corporation (or any subsidiary or affiliate of such entities); (2) For the purpose of public safety, security of Government facilities, physical security surveillance of critical infrastructure, and other national security purposes, video surveillance and telecommunications equipment produced by Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company (or any subsidiary or affiliate of such entities); (3) Telecommunications or video surveillance services provided by such entities or using such equipment; or (4) Telecommunications or video surveillance equipment or ser-

vices produced or provided by an entity that the Secretary of Defense, in consultation with the Director of National Intelligence or the Director of the Federal Bureau of Investigation, reasonably believes to be an entity owned or controlled by, or otherwise connected to, the government of a covered foreign country.

Covered foreign country means The People's Republic of China.

-----The following must be completed for proposals exceeding \$35,000-----

Certification Regarding Responsibility Matters (F- 419 – July 2017)

Each statement must be completed.

- A. The Offeror certifies, to the best of its knowledge and belief the Offeror and/or any of its Principals
☐ are ☐ are not presently debarred, suspended, proposed for debarment, or declared ineligible for the award of contracts by any U.S. Federal agency
"Principal," for the purposes of this certification, means an officer, director, owner, partner, or a person having primary management or supervisory responsibilities within a business entity.
- B. The Offeror shall provide immediate written notice to the Battelle Contracts Representative if, at any time prior to contract award, the Offeror learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
- C. The certification in paragraph A will not necessarily result in withholding of an award under this solicitation. However, the certification will be considered in connection with a determination of the Offeror's responsibility. Failure of the Offeror to furnish a certification or provide such additional information as requested by the Battelle Contracts Representative may render the Offeror nonresponsible.
- D. This certification is a material representation of fact upon which reliance was placed when making award. If it is later determined that the Offeror knowingly rendered an erroneous certification, in addition to other remedies available to Battelle, the Battelle Contracts Representative may terminate the contract resulting from this solicitation for default.

-----The following must be completed for proposals exceeding \$550,000-----

Combating Trafficking in Persons (cl. 423-July 2021)

Applicable to proposals supplies, other than commercially available off-the-shelf items, acquired outside the United States, or services to be performed outside the United States. All statements must be completed.

1. The Offeror certifies, to the best of their knowledge and belief, that it-
☐ has ☐ has not implemented a compliance plan to prevent any prohibited activities identified in FAR 52.222-50, paragraph (b), and to monitor, detect and terminate the contract with any subcontractor engaging in prohibited activities.
2. The Offeror certifies, to the best of their knowledge and belief, that -
☐ neither the offeror nor any of its agents, subcontractors, or their agents is engaged in such activities; OR
☐ if abuses relating to any of the prohibited activities identified in FAR 52.222-50, paragraph (b) have been found, the Offeror or proposed subcontractor has taken the appropriate remedial and referral actions.

SIGNATURE

Note: A person authorized to make legally binding commitments on behalf of the offeror must sign below. Signature constitutes a representation that reasonable and prudent inquiry has been made to ascertain the true and accurate basis of all statements. Statements which a person knows or has reason to know are false, fictitious, or fraudulent may result in criminal or civil penalties, as prescribed in 18 USC 1001 and 31 USC 3802(a)(2). The Offeror shall notify Battelle of any changes that occur in any of the representation or certifications during any resulting contract period.

Authorized Signature	_____ Required
Signer's Name (Printed)	_____ Required
Title	_____ Required
Date	_____ Required