

## 1552.203-70

- 1552.235-77 Data Security for Federal Insecticide, Fungicide and Rodenticide Act Confidential Business Information (December 1997).
- 1552.235-78 Data Security for Toxic Substances Control Act Confidential Business Information (December 1997).
- 1552.235-79 Release of contractor confidential business information (Apr 1996).
- 1552.235-80 Access to confidential business information.
- 1552.236-70 Samples and certificates.
- 1552.237-70 Contract publication review procedure.
- 1552.237-71 Technical direction.
- 1552.237-72 Key personnel.
- 1552.237-73 Consultant services and consent.
- 1552.237-74 Publicity.
- 1552.237-75 Paperwork Reduction Act.
- 1552.237-76 Government-Contractor Relations.
- 1552.239-70 Rehabilitation Act notice.
- 1552.239-103 Acquisition of Energy Star compliant microcomputers, including personal computers, monitors and printers.
- 1552.242-70 Indirect costs.
- 1552.242-72 Financial administrative contracting officer.
- 1552.245-70 Decontamination of government property.
- 1552.245-71 Government-furnished data.
- 1552.245-72 Fabrication or acquisition of nonexpendable property.
- 1552.245-73 Government property.

AUTHORITY: 5 U.S.C. 301; Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c); and 41 U.S.C. 418b.

SOURCE: 49 FR 8867, Mar. 8, 1984, unless otherwise noted.

## Subpart 1552.2—Texts of Provisions and Clauses

### 1552.203-70 Current/former agency employee involvement certification.

As prescribed in 1503.670, insert the following solicitation provision in all EPA solicitation documents for sole source acquisitions.

#### CURRENT/FORMER AGENCY EMPLOYEE INVOLVEMENT CERTIFICATION (APR 1984)

The offeror (quoter) hereby certifies that:

(a) He is [ ] is not [ ] a former regular or special EPA employee whose EPA employment terminated within one year prior to submission of this offer (quote).

(b) He does [ ] does not [ ] employ or propose to employ a current/former regular or special EPA employee whose EPA employment terminated within one year prior to submission of this offer (quote) and who has been or will be involved, directly or indirectly, in developing or negotiating this offer (quote) for the offeror (quoter), or in

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the management, administration or performance of any contract resulting from this offer (quote).

(c) He does [ ] does not [ ] employ or propose to employ as a consultant or subcontractor under any contract resulting from this offer (quote) a current/former regular or special EPA employee whose EPA employment terminated within one year prior to submission of this offer (quote).

(d) A former regular or special EPA employee whose EPA employment terminated within one year prior to submission of this offer (quote) or such former employee's spouse or minor child does [ ] does not [ ] own or substantially own or control the offeror's (quoter's) firm.

(e) See EPAAR part 1503 for definitions of the terms "regular" and "special employee."

(End of provision)

[49 FR 8867, Mar. 8, 1984, as amended at 50 FR 14360, Apr. 11, 1985; 65 FR 79784, Dec. 20, 2001]

### 1552.203-71 Display of EPA Office of Inspector General Hotline poster.

As prescribed in 1503.500-72, insert the following clause in all contracts valued at \$1,000,000 or more including all contract options.

#### DISPLAY OF EPA OFFICE OF INSPECTOR GENERAL HOTLINE POSTER (AUG 2000)

(a) For EPA contracts valued at \$1,000,000 or more including all contract options, the contractor shall prominently display EPA Office of Inspector General Hotline posters in contractor facilities where the work is performed under the contract.

(b) Office of Inspector General hotline posters may be obtained from the EPA Office of Inspector General, ATTN: OIG Hotline (2443), 1200 Pennsylvania Avenue, NW, Washington, DC 20460, or by calling (202) 260-5113.

(c) The Contractor need not comply with paragraph (a) of this clause if it has established a mechanism, such as a hotline, by which employees may report suspected instances of improper conduct, and provided instructions that encourage employees to make such reports.

[65 FR 57103, Sept. 21, 2000]

### 1552.204-70 Business Ownership Representation.

As prescribed in 1504.670, insert the following clause in solicitations and contracts:

#### BUSINESS OWNERSHIP REPRESENTATION (JAN 2001)

The successful awardee should check one or more of the categories below that represents its business ownership and return

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this information to the contracting officer within ten (10) calendar days after award. Completion of this clause by the successful awardee is voluntary.

“Ownership,” as used in this clause, means: (a) At least 51 percent of the concern is owned by one or more individuals from a category listed below; or, in the case of any publicly owned business, at least 51 percent of the stock of the concern is owned by one or more such individuals; and (b) The management and daily business operations of the concern are controlled by one or more such individuals.

### *Ethnicity*

- Hispanic or Latino.
- Not Hispanic or Latino.

### *Race*

- American Indian, Eskimo, or Aleut.
- Asian or Pacific Islander.
- Black or African American.
- White.

(End of clause)

[65 FR 75866, Dec. 5, 2000]

### **1552.208-70 Printing.**

As prescribed in 1508.870, insert the following clause:

#### PRINTING (OCT 2000)

##### *(a) Definitions.*

“Printing” is the process of composition, plate making, presswork, binding and microform; or the end items produced by such processes and equipment. Printing services include newsletter production and periodicals which are prohibited under EPA contracts.

“Composition” applies to the setting of type by hot-metal casting, photo typesetting, or electronic character generating devices for the purpose of producing camera copy, negatives, a plate or image to be used in the production of printing or microform.

“Camera copy” (or “camera-ready copy”) is a final document suitable for printing/duplication.

“Desktop Publishing” is a method of composition using computers with the final output or generation of camera copy done by a color inkjet or color laser printer. This is not considered “printing.” However, if the output from desktop publishing is being sent to a typesetting device (*i.e.*, Linotronic) with camera copy being produced in either paper or negative format, these services are considered “printing”.

“Microform” is any product produced in a miniaturized image format, for mass or general distribution and as a substitute for conventionally printed material. Microform

services are classified as printing services and includes microfiche and microfilm. The contractor may make up to two sets of microform files for archival purposes at the end of the contract period of performance.

“Duplication” means the making of copies on photocopy machines employing electrostatic, thermal, or other processes without using an intermediary such as a negative or plate.

“Requirement” means an individual photocopying task. (There may be multiple requirements under a Work Assignment or Delivery Order. Each requirement would be subject to the photocopying limitation of 5,000 copies of one page or 25,000 copies of multiple pages in the aggregate per requirement).

##### *(b) Prohibition.*

The contractor shall not engage in, nor subcontract for, any printing in connection with the performance of work under this contract. Duplication of more than 5,000 copies of one page or more than 25,000 copies of multiple pages in the aggregate per requirement constitutes printing. The intent of the limitation is not to allow the duplication of final documents for use by the Agency. In compliance with EPA Order 2200.4a, EPA Publication Review Procedure, the Office of Communications, Education, and Media Relations is responsible for the review of materials generated under a contract published or issued by the Agency under a contract intended for release to the public.

##### *(c) Affirmative Requirements.*

(1) Unless otherwise directed by the contracting officer, the contractor shall use double-sided copying to produce any progress report, draft report or final report.

(2) Unless otherwise directed by the contracting officer, the contractor shall use recycled paper for reports delivered to the Agency which meet the minimum content standards for paper and paper products as set forth in EPA’s Web site for the Comprehensive Procurement Guidelines at: <http://www.epa.gov/cpg/>.

##### *(d) Permitted Contractor Activities.*

(1) The prohibitions contained in paragraph (b) do not preclude writing, editing, or preparing manuscript copy, or preparing related illustrative material to a final document (camera-ready copy) using desktop publishing.

(2) The contractor may perform a requirement involving the duplication of less than 5,000 copies of only one page, or less than 25,000 copies of multiple pages in the aggregate, using one color (black), so long as such pages do not exceed the maximum image size of 10¾ by 14¼ inches, or 11 by 17 paper stock. Duplication services below these thresholds are not considered printing. If performance of the contract will require duplication in excess of these limits, contractors must immediately notify the contracting officer in