

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. CONTRACT ID CODE PAGE 1 OF PAGE 2

2. AMENDMENT/MODIFICATION NO. M100		3. EFFECTIVE DATE See Block 16C		4. REQUISITION/PURCHASE REQ. NO. N/A		5. PROJECT NO. (If applicable) N/A	
6. ISSUED BY U.S. Department of Energy (Rocky Flats Field Office) 10808 Hwy 93, Unit A Golden, CO 80403-8200		CODE		7. ADMINISTERED BY (If other than Item 6) CODE			
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) Kaiser-Hill Company, LLC Rocky Flats Environmental Technology Site 10808 Highway 93, Unit B Golden, CO 80403-8200				9A. AMENDMENT OF SOLICITATION NO.			
				9B. DATED (SEE ITEM 11)			
				10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC34-00RF01904			
CODE				FACILITY CODE			
				10B. DATED (SEE ITEM 13)			

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in item 14. The house and date specified for receipt of Offers  is extended,  is not extended  
Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing items 8 and 15 and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

<input type="checkbox"/>	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
<input type="checkbox"/>	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc., SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43. 103(b).
<input checked="" type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: Mutual Agreement of the Parties
<input type="checkbox"/>	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor  is not,  is required to sign this document and return 3 copies to the issuing office.

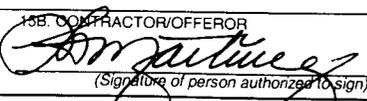
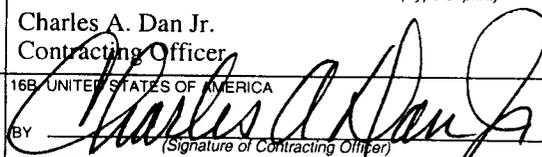
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject mater where feasible.)

The purpose of this modification is to incorporate updates to:

Section C, Technical Exhibit C, "List of Rocky Flats Environmental Technology Site Compliance Orders, Agreements and Permits"; Section J, Attachment B, "Laws, Regulations, and DOE Directives"; Section J, Attachment C, "Small and Small Disadvantaged Business Subcontracting Plan"; and Section J, Attachment G; "Authorization Agreements".

See Page 2 of 2

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) L.A. Martinez Director of Administration and Chief Financial Officer		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Charles A. Dan Jr. Contracting Officer	
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)		16B. UNITED STATES OF AMERICA BY  (Signature of Contracting Officer)	
15C. DATE SIGNED 4/21/04		16C. DATE SIGNED 4/28/04	

This Modification makes the following revision to the Contract:

1. Section C, Statement of Work, Technical Exhibit C: "List of Rocky Flats Environmental Technology Site Compliance Orders, Agreements and Permits" is deleted and replaced with Enclosure 1.
2. Section J, Attachment B: "Laws, Regulations, and DOE Directives Applicable to RFETS" is deleted in its entirety and replaced with the attachment B in Enclosure 2. Enclosure 2 reflects the following additions and deletions. Where a particular Directive is deleted, all numbered changes to that Directive are also considered deleted, unless specified otherwise.

Applicable Laws, Regulations (List A) and Directives (List B) Added to the Contract	Directives Deleted from the contract (List B)
M 231.1-2	O 210.1
C 472.1C	O 224.1
C 473.1	O 232.1A
	M 232.1-1A
	O 311.1A
	O 472.1B
	N 473.1
	O 1270.2B
	O 5632.1C
	O 5632.1C-1

3. Section J Attachment C: "Small and Small Disadvantaged Business Subcontracting Plan" is deleted and replaced with Enclosure 3.
4. Section J Attachment G: "Authorization Agreements" is deleted and replaced with Enclosure 4.
5. Nothing in this modification intentionally or otherwise changes the Target Cost, Target Fee or other terms of this Contract.

**End of Modification**

**Exhibit C****List of Rocky Flats Environmental Technology Site Compliance Orders, Agreements and Permits**

Parties	Statute	Type	Date Executed
DOE/Colorado	RFCA/CHWA/FFCA	Site Treatment Plan COOC	10/3/95
DOE-Kaiser-Hill/Colorado	RCRA/CHWA	Idle Equipment and Tanks COOC	8/21/97
DOE/Colorado	RCRA/CHWA	Mixed Residues COOC	10/27/99
DOE-Kaiser-Hill/Colorado	RCRA/CHWA	RCRA Permit	6/30/97
DOE/EPA/Colorado	RCRA/CHWA/CERCLA	RFCA	7/19/96
DOE-Kaiser-Hill-RFCSS/EPA	CWA	NPDES Permit	10/27/00
DOE-Kaiser-Hill/CDPHE	CAA	Title V Operating Permit	7/1/02

CAA	=	Clean Air Act
CERCLA	=	Comprehensive Environmental Response, Compensation, and Liability Act
CHWA	=	Colorado Hazardous Waste Act
COOC	=	Compliance Order on Consent
CWA	=	Clean Water Act
FFCA	=	Federal Facility Compliance Act
NPDES	=	National Pollution Discharge Elimination System
RCRA	=	Resource Conservation and Recovery Act
RFCA	=	Rocky Flats Cleanup Agreement

**Ecological Permits**

Parties	Statute	Type	Date Executed
Kaiser-Hill	ESA	Preble's Mouse Take Permit (trapping & monitoring)	3/25/02
Kaiser-Hill	MBTA	Special Purpose/Salvage Permit (collection of federally protected species)	1/1/02
Kaiser-Hill	MBTA	Depredation Nest Removal Permit	1/1/03
Kaiser-Hill	CDOW	Scientific Collection License: Aquatic	2/28/02
Kaiser-Hill	CDOW	Scientific Collection License: Herpetile	4/3/02

CDOW:	Colorado Division of Wildlife
ESA:	Endangered Species Act
MBTA:	Migratory Bird Treaty Act

**SECTION J**  
**ATTACHMENT B**

**LAWS, REGULATIONS, AND DOE DIRECTIVES APPLICABLE TO RFETS**

## SECTION J

## ATTACHMENT B

**LAWS, REGULATIONS, AND DOE DIRECTIVES APPLICABLE TO RFETS**

The DOE Directives and Laws found in the following listings are the "List of Applicable Laws and Regulations," "List of Applicable Directives" and "Lists A and B" as those terms are used in paragraph (b) of Clause I.115, LAWS, REGULATIONS, AND DOE DIRECTIVES. Exemptions, waivers and variances that exist in contract DE-AC34-95RF00825 will carry forward to this contract. List A is not necessarily an all-inclusive list. The Contractor should follow the established exemption process to obtain relief from requirements of these directives and regulations where applicable.

Section C refers to Statements of Commitment which details a tailored and focused application of Directives for a closure project. The Field Office will enable this tailoring through a "best efforts" approach.

It is anticipated that during the performance of this contract, the conditions for applicability of certain DOE Directives may no longer exist. For example, when special nuclear materials (SNM) are removed from the site, the conditions for applicability of those DOE Directives addressing safeguard and security of such material may no longer exist. In any such situation where the Contractor seeks relief from the requirements of such DOE Directives, the Contractor may notify the Contracting Officer in writing, explaining the reasons for its belief that the DOE Directives no longer apply to contract performance. The Contractor may, at its own risk and assumption of all responsibility, cease to fulfill the requirements of such DOE Directives once written notification has been delivered to the Contracting Officer. The Contracting Officer may determine that the conditions for applicability of a DOE Directive still exist, and may direct the Contractor to continue compliance with the DOE Directive. Additionally, even without such direction by the Contracting Officer, if the conditions for applicability of a DOE Directive once again arise (e.g., SNM is discovered unexpectedly during demolition efforts), the DOE Directive will immediately become applicable once again. Sections or paragraphs of DOE Directives which are not applicable to RFETS (e.g., DOE C 460.2 Section 2 relative to shipping information on SNF and HLW) are self deleting.

**LIST A:                   Applicable Laws and Regulations**

10 CFR 835	RADIOLOGICAL PROTECTION
10 CFR 830	NUCLEAR SAFETY MANAGEMENT
10 CFR 850	BERYLLIUM

**LIST B.                   Applicable DOE Directives**

DOE C 140.1-1A	DEPARTMENT OF ENERGY INTERFACE WITH THE DEFENSE NUCLEAR FACILITIES SAFETY BOARD	01-26-99
DOE N 142.1	UNCLASSIFIED FOREIGN VISITS AND ASSIGNMENTS	07-14-99
DOE C 151.1	COMPREHENSIVE EMERGENCY MANAGEMENT SYSTEM Change 2	09-25-95 08-21-96
DOE C 200.1	INFORMATION MANAGEMENT PROGRAM	09-30-96
DOE M 200.1-1	TELECOMMUNICATIONS SECURITY MANUAL	03-15-97
DOE C 205.1	UNCLASSIFIED CYBER SECURITY PROGRAM	07-26-99
DOE C 205.2	FOREIGN NATIONAL ACCESS TO DEPARTMENT OF ENERGY CYBER SYSTEMS	11-01-99

DOE N 205.3	PASSWORD PROTECTION, INCORPORATION AND USE	11-23-99
DOE C 221.1	REPORTING FRAUD, WASTE, AND ABUSE TO THE OFFICE OF INSPECTOR GENERAL	03-22-01
DOE C 221.2	COOPERATION WITH THE OFFICE OF INSPECTOR GENERAL	03-22-01
DOE C 225.1A	ACCIDENT INVESTIGATIONS	11-26-97
DOE M 231.1-1	ENVIRONMENT, SAFETY AND HEALTH REPORTING MANUAL CHANGE 001 CHANGE 002	09-30-95 11-07-96 01-28-00
DOE M 231.1-2	OCCURRENCE REPORTING AND PROCESSING OF OPERATIONS INFORMATION	08-19-03
DOE C 241.1	SCIENTIFIC AND TECHNICAL INFORMATION MANAGEMENT	08-17-98
DOE C 350.1	CONTRACTOR HUMAN RESOURCE MANAGEMENT PROGRAMS, Change 1	09-30-96 05-08-98
DOE CN 350.5	USE OF FACILITY CONTRACTOR EMPLOYEES FOR SERVICES TO DOE IN THE WASHINGTON D.C. AREA	04-15-99
DOE C 413.1	MANAGEMENT CONTROL PROGRAM	12-06-95
DOE C 414.1A	QUALITY ASSURANCE	9-29-99
DOE C 420.1A	FACILITY SAFETY	5-20-02
DOE C 425.1B	STARTUP AND RESTART OF NUCLEAR FACILITIES	12-21-00
DOE C 430.1A	LIFE CYCLE ASSET MANAGEMENT	10-14-98
DOE C 435.1	RADIOACTIVE WASTE MANAGEMENT	07-09-99
DOE C 440.1A	WORKER PROTECTION MANAGEMENT FOR DOE FEDERAL AND CONTRACTOR EMPLOYEES	03-27-98
DOE C 442.1	DEPARTMENT OF ENERGY EMPLOYEE CONCERNS PROGRAM	02-01-99
DOE C 443.1	PROTECTION OF HUMAN SUBJECTS	05-15-00
DOE C 452.4-1	PROTECTION OF USE CONTROL VULNERABILITIES AND DESIGNS MANUAL	07/01/99
DOE C 460.1A	PACKAGING AND TRANSPORTATION SAFETY	10-02-96
DOE C 460.2	DEPARTMENTAL MATERIALS TRANSPORTATION AND PACKAGING MANAGEMENT CHANGE 1	09-27-95 10-26-95
DOE C 461.1	PACKAGING AND TRANSFER OR TRANSPORTATION OF MATERIALS OF NATIONAL SECURITY INTEREST	9-29-00

DOE C 470.1	CONTRACTOR SAFEGUARDS AND SECURITY PROGRAM REQUIREMENTS	09-28-95
DOE C470.2A	SECURITY AND EMERGENCY MANAGEMENT INDEPENDENT OVERSIGHT AND PERFORMANCE ASSURANCE PROGRAM	03-01-00
DOE C 471.1A	IDENTIFICATION AND PROTECTION OF UNCLASSIFIED CONTROLLED NUCLEAR INFORMATION	06-30-00
DOE M 471.1-1	IDENTIFICATION AND PROTECTION OF UNCLASSIFIED CONTROLLED NUCLEAR INFORMATION MANUAL CHANGE 1	06-30-00 10-23-01
DOE C 471.2A	INFORMATION SECURITY PROGRAM	03-27-97
DOE C 471.2-1B	CLASSIFIED MATTER PROTECTION AND CONTROL MANUAL CHAPTER III PARAGRAPHS 1 AND 2, AND CHAPTER IV ONLY	01-06-99 04-17-00
DOE C 471.2-1C	CLASSIFIED MATTER PROTECTION AND CONTROL MANUAL	04-17-00
DOE C 471.2-2	CLASSIFIED INFORMATION SYSTEMS SECURITY MANUAL	08-03-99
DOE CN 471.3	REPORTING INCIDENTS OF SECURITY CONCERN	04-13-01
DOE C 472.1C	PERSONNEL SECURITY ACTIVITIES	04-17-01
DOE C 473.1	PHYSICAL PROTECTION PROGRAM	12-23-02
DOE M 473.1-1	PHYSICAL PROTECTION PROGRAM MANUAL	12-23-02
DOE M 473.2-1	FIREARMS QUALIFICATION COURSES MANUAL CHANGE 001	07-08-97 08-21-97
DOE C 473.2	PROTECTIVE FORCE PROGRAM	06-30-00
DOE C 473.2-2	PROTECTIVE FORCE PROGRAM MANUAL CHANGE 1	06-30-00 12-20-01
DOE CN 473.8	SECURITY CONDITIONS	08-07-02
DOE C 474.1A	CONTROL AND ACCOUNTABILITY OF NUCLEAR MATERIALS	11-20-00
DOE C 474.1-1A	MANUAL FOR CONTROL AND ACCOUNTABILITY OF NUCLEAR MATERIALS	11-20-00
DOE C 474.1-2	NUCLEAR MATERIALS MANAGEMENT AND SAFEGUARDS SYSTEM REPORTING AND DATA SUBMISSION CHANGE 002	02-10-98 11-16-98
DOE C 475.1-1	IDENTIFYING CLASSIFIED INFORMATION [Includes only Attachment 2, the CRD document within Manual 475.1-1, along with the Definitions in Attachment 1 and the "Index-CRD".]	05-08-98
DOE C 551.1A N/A	FOREIGN TRAVEL ACCOUNTING HANDBOOK (This document issued 10/17/95 by letter, E.E. Smedley to distribution)	8-25-00 Undated

DOE O 1450.4	CONSENSUAL LISTENING-IN TO OR RECORDING TELEPHONE/RADIO CONVERSATIONS	11-12-92
DOE O 2300.1B	AUDIT RESOLUTION AND FOLLOWUP	06-08-92
DOE O 4330.4B	MAINTENANCE MANAGEMENT PROGRAM	02-10-94
DOE O 5400.5	RADIATION PROTECTION OF THE PUBLIC AND THE ENVIRONMENT CHANGE 002 [Excluding Paragraph 1a(3)(a) of Chapter II]	02-08-90 01-07-93
DOE O 5480.19	CONDUCT OF OPERATIONS REQUIREMENTS FOR DOE FACILITIES CHANGE 001	07-09-90 05-18-92
DOE O 5480.20A	PERSONNEL SELECTION, QUALIFICATION AND TRAINING REQUIREMENTS FOR DOE NUCLEAR FACILITIES	11-15-94
DOE O 5530.1A	ACCIDENT RESPONSE GROUP	09-20-91
DOE O 5530.2	NUCLEAR EMERGENCY SEARCH TEAM	09-20-91
DOE O 5530.3	RADIOLOGICAL ASSISTANCE PROGRAM CHANGE 001	01-14-92 04-10-92
DOE O 5530.4	AERIAL MEASURING SYSTEM	09-20-91
DOE O 5530.5	FEDERAL RADIOLOGICAL MONITORING AND ASSESSMENT CENTER CHANGE 001	07-10-92 12-02-92
DOE O 5610.2	CONTROL OF WEAPON DATA CHANGE 001	08-01-80 09-02-86
DOE O 5660.1B	MANAGEMENT OF NUCLEAR MATERIALS	05-26-94
DOE O 5670.3	COUNTERINTELLIGENCE PROGRAM	09-04-92

# **Small and Small Disadvantaged Business Subcontracting Plan**

**for**

**Kaiser-Hill Company, L.L.C.**

**Rocky Flats Closure Contract No. DE-AC34-00RFO1904**

**Submitted to Department of Energy**

**ITEM/SERVICE:** Rocky Flats Environmental Technology Site (RFETS) 2006 Closure Project

## **I. Introduction**

In accordance with Federal Acquisition Regulation 52.219-9, titled Small and Small Disadvantaged Business Subcontracting Plan, Kaiser-Hill will implement a graded approach to procurement (i.e., the application of only the appropriate terms, conditions, and other requirements to a given acquisition) that maximizes competitive opportunities among small, small disadvantaged, woman-owned small, and HUBZone small business concerns while optimizing opportunities for success in performing the subcontracted work. Kaiser-Hill is committed to exceeding the goals set forth in this plan by implementing effective procurement planning that focuses on meeting project requirements.

### **A. Policy Statement**

*It is the policy of the United States Government and Kaiser-Hill Company, L.L.C. that small business concerns, HUBZone small business concerns, small business concerns owned and controlled by socially and economically disadvantaged individuals, and small business concerns owned and controlled by women shall have the maximum practicable opportunity to participate in the performance of government subcontracts awarded by Kaiser-Hill. It is Kaiser-Hill's intention to aggressively pursue, wherever possible, subcontracting opportunities with small business, small disadvantaged business and woman-owned small business concerns, and HUBZone small business in accordance with Public Law 99-661 and 100-180.*

## B. Definitions

1. Small Business (SB) concern means a small business as defined pursuant to Section 3 of the Small Business Act and in relevant regulations promulgated pursuant thereto, including affiliates that are independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under applicable size standards defined by the Small Business Administration (SBA) utilizing the North American Industrial Classification System (NAICS).
2. Small Disadvantaged Business (SDB) concern means a small business concern that:
  - a. Is at least 51 percent owned by one or more individuals who are both socially and economically disadvantaged or a publicly-owned business having at least 51 percent of its stock owned by one or more socially and economically disadvantaged individuals;
  - b. Has its management and daily business controlled by one or more such individuals; and
  - c. Has been certified by the Small Business Administration (SBA).
3. Woman-Owned Small Business (WOSB) concern means a small business that is at least 51 percent owned by a woman or women who control and operate the business. Control in this context means exercising the power to make policy decisions. Operate in this context means being actively involved in the day-to-day management of the business.
4. Historically Underutilized Business Zone (HUBZone) Small Business means a small business that is in an area located within one or more qualified census tracts appearing on the HUBZone list of qualified concerns maintained by the SBA.
5. The term Subcontract is interchangeable with the term Purchase Order.
6. Kaiser-Hill, Prime Contractor, and Contractor have the same meaning.

**II. Small Business Goals through Closure**

A. Closure Contract No. DE-AC34-00RFO1904:

The closure contract subcontracting plan reflects Kaiser-Hill Company’s management approach that focuses on the projects. The subcontracting strategy incorporates the organizational and functional project structure to support RFETS work. Kaiser-Hill Company’s subcontractors shall be subject to individual and separate subcontracting plans as required by the subcontract terms and conditions.

Under the original plan, Kaiser-Hill’s SB/SDB/WOSB goals were established on an annual basis. The fiscal year goals were based in the latest available procurement projections, advanced financial plan projections, and historical data. This plan establishes goals for performance of the contract through closure.

- 1. Closure Subcontract Goals - The project-focused goal percentages will be effective April 1, 2000, through completion.

	Small Business Goal Percentage
Small Business	32.0%
Small Disadvantaged Business	9.0%
Women Owned Small Business	3.8%
HUBZone Business	0.3%

- 2. Calculation Rules:

Socioeconomic goals have been developed by evaluating the total subcontract dollars anticipated for the completion of the closure contract. Each *major project* was identified and the work required to complete the *major project* closure was identified. The total effort was then separated into its *specific projects*. These *specific projects* were then organized to reflect the required time and resources required to achieve completion. All known subcontracting requirements were identified and estimates were developed for the resources required on each anticipated subcontract. A cost evaluation was developed for each of the specific project subcontracts. Each identified specific effort was evaluated to determine whether the task or any sub-task could be performed by a small business.

Kaiser-Hill's goals through closure shall be expressed in terms of a percentage based on the total planned subcontracting dollars for use with small business, small disadvantaged business, women-owned small business, and HUBZone small business concerns.

3. Using the above analysis, socioeconomic percentage goals were developed.
  - a. Dollars awarded to small business means all dollars Kaiser-Hill anticipates awarding to small business.
  - b. Dollars awarded to HUBZone small business means all dollars Kaiser-Hill anticipates awarding to HUBZone small business.
  - c. Dollars awarded to small disadvantaged business means all dollars Kaiser-Hill anticipates awarding to small disadvantaged business.

### III. Objectives

The objectives of Kaiser-Hill's SB/SDB/WOSB subcontracting program are:

- A. To seek qualified, diverse SB/SDB/WOSB concerns and provide the entities an equitable opportunity to compete for subcontracts under this contract.
- B. To establish goals and objectives that encourage increased participation by SB/ SDB/WOSB concerns in the competitive process. Goals and objectives will be established prior to each fiscal year.
- C. To utilize, to the maximum extent practicable, SB/SDB/WOSB concerns.
- D. To focus on SB/SDB/WOSB subcontractor success by rewarding excellent performance with incentive fees and opportunities for further or increased participation.
- E. Organize and present periodic training seminars on how to qualify for an SB/SDB/WOSB subcontract.
- F. Implement a Business Opportunity System that uses the Internet to expand access by SB/SDB/WOSBs to the procurement process by using electronic bulletin boards, standardized documents such as representations and certifications, terms and conditions, and electronic source lists.

#### IV. Procedures

Kaiser-Hill will follow the procedures listed below to achieve the goals and objectives of this plan.

- A. Upon the completion of major team subcontractor transition to project-focused subcontracts, commit that the Small Business Liaison Officer will assume the responsibilities of managing Kaiser-Hill's SB/SDB/WOSB subcontracting program under this contract. The designated individual will:
1. Report directly to the Director, Prime Contract and Subcontracts Management ;
  2. Interface with SBA to develop opportunities for SB/SDB/WOSB;
  3. Maintain liaison with the Government concerning SB/SDB/WOSBs;
  4. Search for SB/SDB/WOSB sources and maintain qualified SB/SDB/WOSB source lists for use by Kaiser-Hill in procurements, including those expected to exceed \$100,000. Kaiser-Hill may reserve purchases of \$100,000 or less exclusively for SBs and purchases of \$50,000 or less for SDBs and WOSBs where there is a reasonable expectation that bids, competitive as to price, quality, and delivery, will be obtained from two or more responsible firms of the appropriate type;
  5. Review and evaluate SB/SDB/WOSB subcontracting plans submitted to Kaiser-Hill in connection with supply and /or service awards of \$500,000 or greater (or \$1,000,000 or greater for construction) and ensure that such plans are similar to the subcontracting plan agreed to by Kaiser-Hill under this contract; and
  6. Submit and ensure subcontractors submit SF 294 and/or SF 295 in accordance with the instructions on the forms.
- B. Assure that SB/SDB/WOSB concerns are provided an opportunity to equitably compete for subcontracts, particularly by arranging solicitations to facilitate the participation of these business concerns in consideration of site priorities. Where Kaiser-Hill's lists of potential subcontractors are excessively long, reasonable efforts shall be made to give all such types of concerns an opportunity to compete over a period of time.

C. Maintain records showing (i) whether each prospective subcontractor is a SB/SDB/WOSB concern, (ii) procedures that have been adopted to comply with the requirements set forth in this Subcontracting Plan, and (iii) with respect to the award of any subcontract exceeding \$100,000, as follows:

1. Whether the subcontract award was to an SB/SDB/WOSB or large business;
2. Whether more than two SB/SDB/WOSB concerns were solicited;
3. The rationale for not soliciting SB/SDB/WOSB concerns if such firms were not solicited; and
4. The reasons for award to firms other than SB/SDB/WOSB concerns if such firms were solicited.

Note: The records maintained above will be in a form determined by Kaiser-Hill. Such reports will be considered to be management records only and need not be submitted routinely to the Government; however, records maintained pursuant to this subcontracting plan will be kept available for review.

- D. Cooperate with the Contracting Officer and the SBA in any requested studies and surveys of Kaiser-Hill's subcontracting procedures and practices under this contract.
- E. Submit information with respect to subcontracting with SB/SDB/WOSBs as requested by the Contracting Officer.
- F. Maintain and use information from the SB/SDB/WOSB Kaiser-Hill Directory and from DOE sources, including the Pro-Net, to identify each category and type of subcontractor for new subcontracting opportunities.
- G. Receive all appropriate visiting SB/SDB/WOSBs who desire to explain the entity's capabilities, products, and services. Explain the routine of doing business with Kaiser-Hill.
- H. Consider categories of procurements for exclusive SB participation, provided that there are sufficient qualified firms to offer the needed product or service and to ensure reasonable prices, quality, and acceptable delivery.
- I. Consider subcontracts with firms certified with the SBA under the Section 8(a) program.
- J. Include the clause entitled, Utilization of Small, Small Disadvantaged and Woman-Owned Small Business Concerns, in all subcontracts that offer further subcontracting opportunities. Require all subcontractors (except SB/SDB/WOSB concerns) that receive subcontracts in excess of \$500,000 (\$1,000,000 for construction) to adopt a plan similar to the plan required by the clause entitled Small Business and Small Disadvantaged Business Subcontracting Plan.
- K. Consider privatization initiatives that are set aside for SB/SDB/WOSB concerns.

## V. Responsibilities

- A. Kaiser-Hill's technical groups shall cooperate with the Kaiser-Hill procurement department in considering SB/SDB/WOSBs equitably and fairly as sources of supply.
- B. Major purchases (in excess of \$100,000) shall be examined to determine the feasibility of breaking them down into smaller units so that SB/SDB/WOSBs may qualify as manufacturers and/or suppliers for such requirements.
- C. Kaiser-Hill shall, in accordance with Section VI of this document, establish realistic and attainable goals and measure progress toward reaching those goals.

## VI. Reports

- A. Reports shall be submitted to the DOE as requested in writing, in the frequency required and in the format agreed upon. Special reports shall be kept to a minimum.
- B. Quarterly reports on SB/SDB/WOSB activities shall also be furnished to Kaiser-Hill's management staff.
- C. SBA reports will be provided semiannually.
- D. Exceptional performance by any Kaiser-Hill employee who advances the SB/SDB/WOSB program will be reported to Kaiser-Hill senior management and DOE. If weaknesses occur that interfere with the achievement of goals and objectives, the weakness shall be brought to the attention of Kaiser-Hill's management staff for appropriate remedial action.

## VII. Goals

- A. Dollars awarded to SB means all dollars awarded to an SB subcontractor by Kaiser-Hill. Dollars awarded to HUBZone SBs means all dollars awarded by Kaiser-Hill. Dollars awarded to SDB means all dollars awarded to a SDB subcontractor by Kaiser-Hill.

### 1. Service Categories

SB/SDB/WOSB are offered opportunities to submit proposals related to, but not necessarily limited to the following:

- a. Architect-engineering services
- b. Professional and Technical Support Services
- c. Travel agency services
- d. Construction subcontracts in:
  - Mechanical
  - Electrical
  - Fencing
  - General construction
  - Testing and inspection
  - Painting
- e. Construction Management
- f. Decommissioning and Demolition
- g. Other specialty subcontracts
- h. Vending service
- i. Food service
- j. Computer equipment/software
- k. Commodities and Supplies

### 2. Method of Developing Goals

The method used by Kaiser-Hill to develop its SB/SDB/WOSB subcontracting goals was based on the factors stated in Section II above. These factors include:

- a. DOE-approved goals for past years
- b. Past projects
- c. Analysis of major (over \$100,000) procurement projections
- d. Established vendor database
- e. Survey of procurement managers
- f. Consideration of DOE Contracting Officer's recommendations
- g. Analysis of historical socioeconomic performance by Kaiser-Hill
- h. HUBZone data provided by the SBA

### 3. Outreach Program

Kaiser-Hill will actively participate in local and national organizations including but not limited to Minority Enterprises, Inc., local chambers of commerce, the Small and Disadvantaged Business Committee, and Economic and Empowerment Breakfasts.

Kaiser-Hill will actively seek new SB/SDB/WOSB sources by establishing a Small/Small Disadvantaged Business/Diversity Advocate program and by active participation in outreach activities and other related functions where participation is expected to expose new or additional qualified concerns to the opportunities at the RFETS.

Kaiser-Hill will continue its efforts to augment its source data of SB/SDB/WOSB concerns. To the extent practicable, Kaiser-Hill will use the following source data:

- a. Government agency information
- b. Small and small disadvantaged business trade information
- c. Small and small disadvantaged business directories, both regional and multi-regional
- d. Woman-owned business directories
- e. Kaiser-Hill internal source lists
- f. Existing Rocky Flats vendor information
- g. ProNet searches
- h. Data provided by the SBA regarding HUBZone areas and HUBZone subcontractors

### 4. Method of Identifying Potential Sources

Procurement personnel (and other site personnel as appropriate) will have access to computerized data files on potential SB/SDB/WOSB concerns that will be maintained by Kaiser-Hill.

- a. Section 8(a) Subcontractors: When authorized by DOE, Kaiser-Hill will subcontract directly with firms qualified under Section 8(a) of the Small Business Act. Kaiser-Hill will identify projects and procurements that appear appropriate for subcontracting to 8(a) firms.

Lower-tier subcontract awards to SB/SDB/WOSB concerns: Kaiser-Hill will encourage its large business subcontractors (whether or not their subcontracts require a subcontracting plan) to provide lower-tier subcontracting opportunities to SB/SDB/WOSB concerns. Kaiser-Hill will use the same data sources as described in Paragraph III of this plan to assist large business subcontractors in identifying business sources.

In addition, procurement personnel will be encouraged to attend procurement conferences, seminars, trade fairs and other related functions where participation is expected to expose new or additional qualified SB/SDB/WOSB concerns.

- b. Access to solicitation sets and data: To the extent practicable, Kaiser-Hill will ensure that SB/SDB/WOSB concerns have access to solicitations and are provided maximum opportunity to participate in Kaiser-Hill subcontracts.

Kaiser-Hill will actively solicit and counsel SB/SDB/WOSB concerns for the purpose of enhancing the potential for participation in the Kaiser-Hill subcontracting program. Kaiser-Hill will work toward the utilization of an Internet home page or electronic bid board for identifying procurement opportunities.

#### 5. Indirect Cost

Kaiser-Hill does not include indirect and overhead costs in establishing goals for its Subcontracting Plan for any subcontract regardless of whether it is a large business, SB, SDB, or WOSB.

## SECTION J

## ATTACHMENT G

## AUTHORIZATION AGREEMENTS

<b>Facility</b>	<b>AA Number</b>	<b>Current Revision</b>	<b>Approved</b>
Master Activity	001	Canceled	Superseded 6/30/99
Building 440	002	Canceled	Superseded 7/18/03
Building 771	003	Canceled	Superseded 5/10/00
Building 707/707A	004	Revision 3	7/18/02
Building 371/374	005	Revision 2	9/15/03
Building 559	006	Revision 2	11/18/02
Building 664	007	Canceled	Superseded 7/18/03
Building 569	008	Canceled	4/7/03
779 Complex	009	Canceled	1/13/00
Building 886	010	Canceled	10/07/02
Site SAR	011	Revision 1	3/13/00
Building 776/777	012	Canceled	8/11/03
750/904 Pads	013	Canceled	Superseded 7/18/03
Building 774	015	Canceled	Superseded 5/10/00
Building 906	016	Canceled	Superseded 7/18/03
Building 771/774	017	Revision 1	10/2/01
Building 460	018	Revision 0	7/26/02
Waste Management Facilities	019	Revision 0	5/28/03