

## AMS/FAST CHANGE REQUEST (CR) COVERSHEET

**Change Request Number:** 17-42

**Date Received:** 4/4/17

**Title:** AMS Contract Clause Change 88 - April 2017

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**Initiator Name:** Eugene Scott

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**Policy and Guidance:** (check all that apply)

- Policy
- Procurement Guidance
- Real Estate Guidance
- Other Guidance
- Non-AMS Changes

**Summary of Change:**

1. Removed Clauses 3.2.2.3-10 "Type of Business Organization", 3.2.2.3-35 "Annual Representation and Certification", 3.2.2.3-70 "Taxpayer Identification", 3.6.2-48 "Paycheck Transparency", 3.10.1-23 - "Contracting Officer's Representative -Construction Contracts", basic and Alternate I

2. Revised Clauses - 3.5-3 "Patent Indemnity, 3.6.3-7 "Waste Management and Pollution Prevention", 3.6.3-12 - "Asbestos-Free Construction", 3.6.2-15 "Evaluation of Compensation for Professional Employees", 3.6.2-18 - "Davis Bacon Act", 3.6.2-20 - "Payrolls and Basic Records", 3.6.2 -21 - "Apprentices, Trainees, and Helpers", 3.6.2-22 - "Subcontracts (Labor Standards)", 3.6.2-23 - "Certification of Eligibility", 3.6.2-28 - "Service Contract Act", 3.6.3-22 "Construction Waste Management", 3.8.2-18 "Certification of Data"

3. Matrix Changes - 3.2.4-5 "Allowable Cost and Payment( basic and Alternate I)" , 3.2.4-8 "Incentive Fee", 3.6.3-5 Estimate of Percentage of Recycled Content, 3.14-8 "Non-FAA Information Systems"

**Reason for Change:**

1. Vendor business information clauses are removed from AMS due to the mandatory use of the System for Award Management (SAM) which has the information uploaded by the vendor.
2. Paycheck Transparency removed, Contractor Labor Law Disclosure Rule (Executive Order 13673) was repealed.
3. Contracting Officer's Representative - Construction Contracts basic clause and Alternate I, are removed as it is inadvisable to allow a Contracting Officer's Representative to issue change orders.
4. Patent Indemnity change clarifies the wording of the prescription of the subject clause.
5. Waste management clauses are changed to clarify the titles of the reports called for under each of the clauses.
6. The asbestos clause change clarifies the responsibilities of the contractor and the FAA regarding sampling as well as the contractor's responsibility to follow all applicable Federal, state, and local requirements and FAA Orders.
7. Evaluation of Compensation for Professional Employees, has changed from being a mandatory clause to an optional clause.
8. Certification of Data clause, has changed to explicitly exclude cost/price data from the certification of data required by the clause.
9. Davis Bacon Act, Payrolls and Basic Records, Apprentices, Trainees, and Helpers, Subcontracts (Labor Standards), Certification of Eligibility and Service Contract Act clauses were changed to reflect the threshold change in the Davis Bacon and Service Contract Acts.
10. Allowable Cost and Payment basic clause and alternate I to be changed from incorporated by reference to full text.
11. Incentive Fee, changed from incorporated by reference to full text (this clause has fill-ins).
12. Estimate of Percentage of Recycled Content for Designated Items Used in the Performance of the Contract", SIR Section for the basic clause and Alternate I to be changed from Section L to Section I; and P or C for basic clause and Alternate I to be changed from P to C.
13. Non-FAA Information Systems, changed from incorporated by reference to full text; and changed from Section I to Section L.

**Development, Review, and Concurrence:** AAP 100, AAP-300, AAQ Managers and AGC.

**Target Audience:** Contracting Personnel

**Briefing Planned:** No

**ASAG Responsibilities:** None

**Section / Text Location:** <https://conwrite.faa.gov/cwgenchangedoc.cfm>

**The redline version must be a comparison with the current published FAST version.**

I confirm I used the latest published version to create this change / redline

or

This is new content

**Links:** <https://conwrite.faa.gov/cwgenchangedoc.cfm>

FAST Version 04/2017

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**Attachments:** Redline and final documents

**Other Files:** N/A