

Guide to Judiciary Policy

Vol 14: Procurement

Ch 1: Overview

Appx 1C: Matrix of Solicitation Provisions and Clauses (Including Key)

Key to Matrix

Prov or Cls	Provision or Clause
IBR?	Incorporation by Reference authorized or not
UCF Sec	Uniform Contract Format Section (open market over \$100,000 or certain special delegated programs)
FP PROD	Fixed-Price Product (open market over \$100,000)
CR PROD	Cost-Reimbursement Product (open market over \$100,000)
FP SERV	Fixed-Price Service (open market over \$100,000)
CR SERV	Cost-Reimbursement Service (open market over \$100,000)
T&M LH	Time & Material/Labor Hours
A&E	Architect-Engineering
IND DEL	Indefinite Delivery
SM PUR	Small Purchase (open market under \$100,000)
OFAC	Other Federal Agency Contract — Include in delivery/task orders at any dollar level that are issued using contracts awarded by federal agencies outside of the judiciary, e.g., GSA schedule orders, orders under NASA SEWP contracts, orders under a BATF weapons contract, etc.
R	Required
A	Required when Applicable (See Provision or Clause prescription)
*	See Clause 3-3 (Provision or Clause is already included when Clause 3-3 is used for open market small purchases)

Note 1: The following clauses are required for Experts or Consulting Services in addition to all other Required and Required When Applicable clauses:

- Clause 1-5, Conflict of Interest

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Last revised (minor technical changes) November 5, 2014*

Matrix of Solicitation Provisions and Clauses														
Clause or Provision #	Title	Presc. (all references are to Volume 14)	Prov or Cls	IBR?	UCF Sec	Open Market over \$100,000				T&M LH	A&E	IND DEL	SM PUR	OFAC
						FP PROD	CR PROD	FP SVC	CR SVC					
2-80	Judiciary Property	§ 220.35(c)	C	Yes	I			A	A	A	A	A	A	A
2-85A	Evaluation Inclusive of Options	§ 220.40.60(a)(1)	P	Yes	M	A	A	A	A	A		A	A	
2-85B	Evaluation Exclusive of Options	§ 220.40.60(a)(2)	P	Yes	M	A	A	A	A	A		A	A	
2-85C	Evaluation of Options Exercised at Time of Contract Award	§ 220.40.60(a)(3)	P	Yes	M	A	A	A	A	A		A	A	
2-90A	Option for Increased Quantity	§ 220.40.60(b)(1)	C	Yes	I	A		A				A	A	
2-90B	Option for Increased Quantity – Separately Priced Line Item	§ 220.40.60(b)(2)	C	No	I	A	A			A		A	A	
2-90C	Option to Extend Services	§ 220.40.60(b)(3)	C	No	I			A	A	A		A	A	A
2-90D	Option to Extend the Term of the Contract	§ 220.40.60(b)(4)	C	No	I	A	A	A	A	A		A	A	A
2-95	Material Requirements	§ 220.25.70(i)	C	Yes	I	R	R					A	A	
2-100	Brand Name or Equal	§ 230.40.30	P	Yes	L	A	A			A		A	A	
2-105	Economic Purchase Quantity – Products	§ 220.25.70(j)	P	No	K	A	A					A	A	
2-110	Option to Purchase Equipment	§ 220.45.70	C	Yes	I	A	A	A	A	A	A	A	A	A
2-115	Terms for Commercial Advance Payment of Purchases	§ 220.55.70(a)	C	Yes	I	A		A				A	A	
2-115, Alt I		§ 220.55.70(b)	C	Yes	I	A		A				A	A	
2-120	Submission of Invoice	§ 220.55.70(c)	C	Yes	G	A		A				A	A	
2-125	Security for Advance Payment	§ 220.55.70(d)	C	Yes	I	A		A				A	A	
2-130	Energy Efficiency in Energy-Consuming Products	§ 220.60.70(a)	C	Yes	I	A	A			A	A	A	A	A
2-135	IEEE Standard for the Environmental Assessment of Personal Computer Products	§ 220.60.70(b)	C	Yes	I	A	A			A	A	A	A	A
2-140	Judiciary IT Security Standards	§ 220.25.80(f)	C	Yes	I	A	A	A	A	A	A	A	A	A
Provisions and Clauses (Chapter 3)														
3-1	Contractor Use of Mandatory Sources of Products or Services	§ 310.20.70	C	Yes	I	A	A	A	A	A		A	A	

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						FP PROD	CR PROD	FP SVC	CR SVC					
3-100, Alt I		§ 330.10.30(t)(1)	P	Yes	L	A	A	A	A	A	A	A		A
3-100, Alt II		§ 330.10.30(t)(2)	P	Yes	L	A	A	A	A	A	A	A		A
3-100, Alt III		§ 330.10.30(t)(3)	P	Yes	L	A	A	A	A	A	A	A		A
3-105	Audit and Records	§ 330.10.30(u)	C	Yes	I	R	R	R	R	R	R	R		
3-110	RESERVED													
3-115	Facsimile Offers	§ 330.10.30(v)	P	No	L	A	A	A	A	A	A	A		A
3-120	Order of Precedence	§ 330.10.30(w)	C	Yes	I	R	R	R	R	R	R	R		
3-125	RESERVED													
3-130	Authorized Negotiators	§ 330.10.30(y)	P	No	K	R	R	R	R	R	R	R		
3-135	Single or Multiple Awards	§ 330.10.30(z)	P	Yes	L	A	A	A	A	A		A		
3-140	Notice to the Judiciary of Labor Disputes	§ 330.10.30(aa)	C	Yes	I	A	A	A	A	A	A	A		
3-145	Payment for Overtime Premiums	§ 330.10.30(bb)	C	No	I		R		R	A	A	A		
3-150	Contract Work Hours and Safety Standards Act – Overtime Compensation	§ 330.10.30(cc)	C	Yes	I			A	A	A		A		
3-155	Walsh-Healey Public Contracts Act	§ 330.10.30(dd)	C	Yes	I	A	A			A		A	*	
3-160	Service Contract Act of 1965	§ 325.25.80(a)	C	Yes	I			A	A	A	A	A	*	
3-165	RESERVED													
3-170	RESERVED													
3-175	Fair Labor Standards Act and Service Contract Act – Price Adjustment (Multiple Year and Option Contracts)	§ 325.25.80(b) and § 410.75.65(c)	C	Yes	I			A		A	A	A		
3-180	Fair Labor Standards Act and Service Contract Act – Price Adjustment	§ 325.25.80(c)	C	Yes	I			A		A	A	A		
3-185	Evaluation of Compensation for Professional Employees	§ 330.10.30(hh)	P	Yes	L			A	A	A		A		
3-190	RESERVED													
3-195	Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment – Certification	§ 325.25.80(d)	P	No	K			A	A	A		A	A	

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						FP PROD	CR PROD	FP SVC	CR SVC					
3-200	Service Contract Act – Place of Performance Unknown	§ 325.25.80(e)	C	No	I			A	A	A		A	A	
3-205	Protest after Award	§ 330.10.30(kk)	C	Yes	I	R	R	R	R	R	R	R	*	
3-210	Protests	§ 330.10.30(ll)	P	Yes	L	R	R	R	R	R	R	R	*	
3-215	Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment – Requirements	§ 325.25.80(f)	C	Yes	I			A	A	A	A	A	*	
3-220	Exemption from Application of the Service Contract Act to Contracts for Certain Services – Certification	§ 325.25.80(g)	P	No	L			A	A	A	A	A	*	
3-225	Exemption from Application of the Service Contract Act to Contracts for Certain Services – Requirements	§ 325.25.80(h)	C	Yes	I			A	A	A	A	A	*	
3-300	Registration in the System for Award Management (SAM)	§ 330.10.30(nn)(1)	C	Yes	I	A	A	A	A	A	A	A		
3-305	Payment by Electronic Funds Transfer – System for Award Management (SAM) Registration	§ 330.10.30(nn)(2)	C	Yes	G	A	A	A	A	A	A	A		
3-310	Payment by Electronic Funds Transfer – Other Than System for Award Management (SAM) Registration	§ 330.10.30(nn)(3)	C	Yes	G	A	A	A	A	A	A	A		
3-315	Submission of Electronic Funds Information with Offer	§ 330.10.30(nn)(4)	P	Yes	L	A	A	A	A	A	A	A		
Provisions and Clauses (Chapter 4)														
4-1	Type of Contract	§ 410.15.20	P	No	L	R	R	R	R	R	R	R		A
4-5	Ordering	§ 410.30.75(a)	C	Yes	I	A	A	A	A	A	A	R		
4-10	Order Limitations	§ 410.30.75(b)	C	No	I	A	A	A	A	A	A	R		
4-15	RESERVED													
4-20	Requirements	§ 410.30.75(c)	C	Yes	I							A		
4-25	Indefinite Quantity	§ 410.30.75(d)	C	Yes	I							A		
4-27	Time-and-Materials/Labor-Hour Proposal Requirements – Competitive Pricing	§ 410.45.50(a)	P	No	L					R		A		
4-28	Time-and-Materials/Labor-Hour Proposal Requirements – Non-Competitive Pricing	§ 410.45.50(b)	P	No	L					R		A		

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						FP PROD	CR PROD	FP SVC	CR SVC					
4-135	RESERVED													
4-140	RESERVED													
4-145	RESERVED													
4-150	Cancellation under Multi-Year Contracts	§ 410.75.65(a)	C	Yes	I	A	A	A	A	A				A
4-155	Alternate Awards	§ 410.75.65(d)	P	Yes	M	A	A	A	A	A				A
4-160	Cancellation Ceilings	§ 410.75.65(e)	C	No	H	A	A	A	A	A				
4-165	Price Proposal Instruction – Multi-Year Contract	§ 410.75.65(f)	P	Yes	L	A	A	A	A	A				A
4-170	Limitation of Judiciary's Obligation	§ 410.25.10(b)	C	No	I	A		A			A	A		A
Provisions and Clauses (Chapter 5)														
5-1	Payments under Personal and Professional Services Contracts (See Note 1)	§ 510.50 and § 520.75(c)	C	Yes	I			A	A	A	A	A		
5-5	Non-disclosure (Professional Services) (See Note 1)	§ 520.75(d)	C	Yes	I			A	A	A	A	A		
5-10	Inspection of Professional Services (See Note 1)	§ 520.75(e)	C	Yes	E			A	A	A	A	A		
5-15	RESERVED													
5-20	Records Ownership (See Note 1)	§ 520.75(g)	C	Yes	I			A	A	A	A	A		
5-25	Identification of Uncompensated Overtime (See Note 1)	§ 520.75(h)	P	Yes	L			A	A	A	A	A		
5-30	Authorization and Consent	§ 330.10.30(mm), § 530.70.60(a) and § 660.10(a)	C	Yes	I						A			
5-30, Alt I		§ 330.10.30(mm)	C	Yes	I						A			
5-35	Payments under Fixed-Price Architect-Engineer Contracts	§ 530.70.60(b)	C	Yes	I						A			
5-40	RESERVED													
5-45	Design Within Funding Limitations	§ 530.70.60(c)	C	No	I						A			
5-50	Responsibility of the Architect-Engineer Contractor	§ 530.70.60(d)	C	Yes	I						A			
5-55	Work Oversight in Architect-Engineer Contracts	§ 530.70.60(e)	C	Yes	I						R			
5-60	Requirements for Registration of Designers	§ 530.70.60(f)	C	Yes	I						R			

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						FP PROD	CR PROD	FP SVC	CR SVC					
7-60	Judiciary-Furnished Property or Services	§ 720.10.40(a)	P	Yes	L	R	R	R	R	R	R	R	*	A
7-65	Protection of Judiciary Buildings, Equipment, and Vegetation	§ 720.10.40(b)	C	Yes	I			A	A	A	A	A	*	A
7-70	Judiciary Property Furnished "As Is"	§ 720.10.40(c)	C	Yes	I	A	A	A	A	A	A	A	A	A
7-75	Subcontracts	§ 725.10.40(a)	C	No	I	A	R	A	R	R	A	A		
7-80	Competition in Subcontracting	§ 725.10.40(b)	C	Yes	I	A	R	A	R			A		
7-85	Examination of Records	§ 730.20.20	C	Yes	I	R	R	R	R	R	R	R	*	
7-95	Contractor Inspection Requirements	§ 220.10.70(d)	C	Yes	I								A	
7-100A	Limitation of Liability (Products)	§ 220.10.70(e)	C	Yes	I	R	R				A	A		
7-100B	Limitation of Liability (Services)	§ 220.10.70(f)	C	Yes	I			R	R	R	R	A		
7-105	RESERVED													
7-110	Bankruptcy	§ 735.60.40	C	Yes	I	R	R	R	R	R	R	R		
7-115	Availability of Funds	§ 220.50.90(a)	C	Yes	I	A	A	A	A	A	A	A	A	A
7-120	Availability of Funds for the Next Fiscal Year	§ 220.50.90(b)	C	No	I			A	A			A		A
7-125	Invoices	§ 740.20.30	C	Yes	G	R	R	R	R	R	R	R		A
7-125, Alt I		§ 520.75(f)	C	Yes	G				A	A	A	A		A
7-130	Interest (Prompt Payment)	§ 740.30.30	C	Yes	I	R	R	R	R	R	R	R	*	R
7-135	Payments	§ 740.30.50(a)	C	Yes	I	R		R		A	A	A	*	A
7-140	Discounts for Prompt Payment	§ 740.30.50(b)	C	Yes	I	R		R		A	A	A	*	A
7-145	Government Purchase Card	§ 740.30.50(c)	C	Yes	I	A	A	A	A	A	A	A	*	A
7-150	Extras	§ 740.30.50(d)	C	Yes	I	R		R		A	A	A	*	
7-155	Certification of Final Indirect Costs	§ 740.30.50(e)	C	No	I		A		A	A	A	A		
7-160	Limitation on Withholding of Payments	§ 740.40.50(a)	C	Yes	I	A	A	A	A	A		A		
7-165	Penalties for Unallowable Costs	§ 740.40.50(b)	C	Yes	I	A	A	A	A	A	A	A		
7-170	Notice of Intent to Disallow Costs	§ 740.40.50(c)	C	Yes	I	A	R	A	R	A	A	A		

