

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE		PAGE OF PAGES	
						1 5	
2. AMENDMENT/MODIFICATION NO.		3. EFFECTIVE DATE		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)	
1241		See Block 16C					
6. ISSUED BY		CODE		7. ADMINISTERED BY (If other than Item 6)		CODE	
		892430				06008	
SC Chicago Service Center Office of Science - Chicago U.S. Department of Energy 9800 South Cass Avenue Lemont IL 60439				Berkeley Site Office U.S. Department of Energy One Cyclotron Rd., MS90-1023 Berkeley CA 94720			
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				(x)			
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA Attn: LOURDES DEMATTOS 1111 FRANKLIN ST 11TH FL OAKLAND CA 946075201				9A. AMENDMENT OF SOLICITATION NO.			
				9B. DATED (SEE ITEM 11)			
				10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC02-05CH11231			
CODE		FACILITY CODE		10B. DATED (SEE ITEM 13)			
PKK5TD16N				04/19/2005			
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended. <input type="checkbox"/> 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 electronic communication which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT 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 letter or electronic communication, provided each letter or electronic communication 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)							
See Schedule							
13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
CHECK ONE	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.						
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation data, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).						
X	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: Bilateral FAR 43.102 (a) Mutual Agreement of the Parties						
	D. OTHER (Specify type of modification and authority)						
E. IMPORTANT: Contractor <input type="checkbox"/> is not <input checked="" type="checkbox"/> is required to sign this document and return <u>1</u> copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)							
DUNS Number: PKK5TD16N							
UEI: PKK5TD16N4H1							
The purpose of this modification is to modify Section I Contract Clauses; Section J - List of Attachments - Appendix H, Small Business Subcontracting Plan; and Appendix I, DOE Directives/List B.							
THIS IS A PERFORMANCE-BASED MANAGEMENT CONTRACT (P BMC) IS FOR THE MANAGEMENT AND OPERATION OF THE ERNEST ORLANDO LAWRENCE BERKELEY NATIONAL LABORATORY (LBNL). THE CONTRACTOR SHALL IN ACCORDANCE WITH THE PROVISIONS OF THIS CONTRACT ACCOMPLISH THE MISSIONS AND PROGRAMS ASSIGNED BY THE U.S. DEPARTMENT OF ENERGY (DOE) AND MANAGE AND OPERATE THE LABORATORY. THE LABORATORY IS ONE OF THE DOE'S OFFICE OF SCIENCE (SC) MULTI-PROGRAM LABORATORIES. THE							
Continued ...							
Except as provided herein, all terms and conditions of the document referenced in Item 9 A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				Jacolyn Lanel Byrd			
15B. CONTRACTOR/OFFEROR		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA		16C. DATE SIGNED	
(Signature of person authorized to sign)				(Signature of Contracting Officer)			

CONTINUATION SHEET	REFERENCE NO. OF DOCUMENT BEING CONTINUED DE-AC02-05CH11231/1241	PAGE	OF
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NAME OF OFFEROR OR CONTRACTOR
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	LABORATORY IS A FEDERALLY FUNDED RESEARCH AND DEVELOPMENT CENTER (FFRDC) ESTABLISHED IN ACCORDANCE WITH THE FEDERAL ACQUISITION REGULATION (FAR) PART 35 AND OPERATED UNDER THIS MANAGEMENT AND OPERATING (M&O) CONTRACT AS DEFINED IN FAR 17.6 AND DEAR 917.6. Payment: Payment - Direct Payment from U.S. Dept of Treasury Period of Performance: 06/01/2005 to 05/31/2025				

Block 14 "DESCRIPTION OF AMENDMENT/MODIFICATION," continued:

The purpose of this modification is to modify Section I – CONTRACT CLAUSES, Section J, Appendix H – SMALL BUSINESS SUBCONTRACTING PLAN, and Section J, Appendix I – DOE DIRECTIVES/LIST B.

Below is a summary of the contract updates:

1. Section I – Contract Clauses

- a. **Current title and date:** I.34 - FAR 52.219-8 UTILIZATION OF SMALL BUSINESS CONCERNS (OCT 2022) (PREV. I.15)
Is amended to read: I.34 - FAR 52.219-8 UTILIZATION OF SMALL BUSINESS CONCERNS (SEP 2023) (PREV. I.15)
- b. **Current title and date:** I.35 - FAR 52.219-9 SMALL BUSINESS SUBCONTRACTING PLAN (OCT 2022) (PREV. I.16)
Is amended to read: I.35 - FAR 52.219-9 SMALL BUSINESS SUBCONTRACTING PLAN (SEP 2023) (PREV. I.16)
- c. **Current title and date:** I.37 - FAR 52.219-28 POST-AWARD SMALL BUSINESS PROGRAM REREPRESENTATION (OCT 2022)
Is amended to read: I.37 - FAR 52.219-28 POST-AWARD SMALL BUSINESS PROGRAM REREPRESENTATION (SEP 2023) (PREV. I.131)
- d. **Current title and date:** I.42 - FAR 52.222-19 CHILD LABOR-COOPERATION WITH AUTHORITIES AND REMEDIES (JAN 2022) (PREV. I.167)
Is amended to read: I.42 - FAR 52.222-19 CHILD LABOR-COOPERATION WITH AUTHORITIES AND REMEDIES (NOV 2023) (PREV. I.167)
- e. **Current title and date:** I.50 - FAR 52.222-54 EMPLOYMENT ELIGIBILITY VERIFICATION (NOV 2021) (PREV. I.127)
Is amended to read: I.50 - FAR 52.222-54 EMPLOYMENT ELIGIBILITY VERIFICATION (MAY 2022) (PREV. I.127)
- f. **Current title and date:** I.82 - FAR 52.232-40 PROVIDING ACCELERATED PAYMENTS TO SMALL BUSINESS SUBCONTRACTORS (NOV 2021)
Is amended to read: I.82 - FAR 52.232-40 PROVIDING ACCELERATED PAYMENTS TO SMALL BUSINESS SUBCONTRACTORS (MAR 2023) (PREV. I.154)

- g. **Current title and date:** I.87A - FAR 52.242-3 PENALTIES FOR UNALLOWABLE COSTS (SEP 2021) (PF 2022-23 DEVIATION)
Is amended to read: I.87A - FAR 52.242-3 PENALTIES FOR UNALLOWABLE COSTS (DEC 2022) (PF 2022-23 DEVIATION)
- h. **Current title and date:** I.104 - DEAR 952.204-2 SECURITY (OCT 2013) (DEVIATION PF 2014-09)
Is amended to read: I.104 - DEAR 952.204-2 SECURITY REQUIREMENTS (AUG 2016) (DEVIATION PF 2014-09)

The following Clauses have changes in their titles only (these are updates for consistency in naming convention):

- a. **Current title and date:** I.137 - DEAR 970.5227-2 RIGHTS IN DATA -- TECHNOLOGY TRANSFER (DEC 2000) (DEVIATION) (PREV. I.91)
Is amended to read: I.137 - DEAR 970.5227-2 RIGHTS IN DATA -- TECHNOLOGY TRANSFER (DEC 2000) (DEVIATION AL 2021-04) (PREV. I.91)
- b. **Current title and date:** I.139 - DEAR 970.5227-4 AUTHORIZATION AND CONSENT (AUG 2002) (DEVIATION) (PREV. I.93)
Is amended to read: I.139 - DEAR 970.5227-4 AUTHORIZATION AND CONSENT (AUG 2002) (DEVIATION AL 2021-04) (PREV. I.93)
- c. **Current title and date:** I.140 - DEAR 970.5227-5 NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT (DEC 2000) (DEVIATION) (PREV. I.94)
Is amended to read: I.140 - DEAR 970.5227-5 NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT (DEC 2000) (DEVIATION AL 2021-04) (PREV. I.94)

See Section I – CONTRACT CLAUSES attached.

Section J, Appendix H – SMALL BUSINESS SUBCONTRACTING PLAN

Update to the LBNL Small Business Subcontracting Plan.

See updated Appendix H – Small Business Subcontracting Plan attached.

Section J, List of Attachments - Appendix I – DOE Directives/List B:

- a. **Current DOE Order:** DOE O 200.1A, Chg 1 (MinChg), Information Technology Management, Contractor Requirements Document (All)
Updated DOE Order: DOE O 200.1A, Chg 2 (LtdChg), Information Technology Management, Contractor Requirements Document (All)

- b. **Current DOE Order:** DOE O 413.3B Chg 6 (LtdChg), Program and Project Management for the Acquisition of Capital Assets, Contractor Requirements Document (All)
Updated DOE Order: DOE O 413.3B Chg 7 (LtdChg), Program and Project Management for the Acquisition of Capital Assets, Contractor Requirements Document (All)

See updated Appendix I – DOE DIRECTIVES/LIST B attached.

- 2. Attached to this modification is a conformed copy of Section I; Section J, Appendix H; and Section J, Appendix I implementing the above changes.
- 3. **All other terms and conditions remain unchanged.**