

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Health Care Finance

ATTACHMENT A

Office of the Director



Add the following clauses to Sections “H”, “I” and “K”

“H. 23 OWNERSHIP

In the event the Department of Health Care Finance furnishes materials to the Contractor for the purpose of fulfilling the contract requirements, the materials supplied to the Contractor shall remain the property of the government and must be returned to that office upon completion of work under this contract. This paragraph does not apply to leased equipment proposed in the fulfillment of the contract requirements.

H.24 CONTINUITY OF SERVICES

The Contractor recognizes that the services provided under this contract are vital to the District of Columbia and must be continued without interruption and that, upon contract expiration or termination, a successor, either the District Government or another Contractor, at the District’s option, may continue to provide these services. If another Contractor is awarded a future contract for performance of the required services, the original Contractor shall cooperate fully with the District and the new Contractor in any transition activities that the Contracting Officer deems necessary during the term of the contract. To that end, the Contractor agrees to exercise its best efforts and cooperation to effect an orderly and efficient transition to a successor.”

“I. 28 LAWS AND REGULATIONS INCORPORATED BY REFERENCE

The provisions of the following Acts, and representations and stipulations required by any of the said Acts together with the provisions of applicable regulations made pursuant to said Acts are hereby incorporated by reference and, to the extent applicable, incorporated by reference in this contract; together with the Laws of the District of Columbia:

- A. Contract Work Standards Act of August 13, 1962, also known as the Contract Work Hours and Safety Standards Act of 1962, 76 Stat. 357-360.
- B. Buy American Act, Act of March 3, 1983, c.212, Title III, 47 Stat. 1520, as amended.
- C. Walsh-Healy Public Contracts Act, Act of June 30, 1936, c.881, 49 Stat. 2036, as amended. (Applies only when contract is \$10,000 or more).

- D. Commissioner's Order 85-85, dated June 10, 1985, as amended, entitled: "Compliance with Equal Opportunity Obligations in Contracts."
- E. Public Law 93-112, Rehabilitation Act of 1973, Section 504, as amended.
- F. Mayor's Order 83-265, dated November 9, 1983 entitled: Employment Agreement Goals and Objectives for all District of Columbia Projects."
- G. D.C. Law 5-93, dated May 9, 1984, the First Source Employment Agreement Act of 1984. "

“K.12 PROSPECTIVE CONTRACTOR’S RESPONSIBILITY”

In order to receive an award under this RFP, the Contracting Officer must determine that the prospective Contractor has the capability in all respects to perform fully the contract requirements. To be deemed responsible, a prospective Contractor must establish that it has:

- (1) Financial resources adequate to perform the contract, or the ability to obtain them;
- (2) Ability to comply with the required or proposed delivery or performance schedule, taking into consideration all existing commercial and governmental business commitments;
- (3) A satisfactory record of performance;
- (4) A satisfactory record of integrity and business ethics;
- (5) The necessary organization, experience, accounting and operational control, and technical skills, or the ability to obtain them;
- (6) Compliance with the applicable District licensing, tax laws, and regulations;
- (7) The necessary production, construction, and technical equipment and facilities, or the ability to obtain them; and
- (8) Other qualifications and eligibility criteria necessary to receive an award under applicable laws and regulations.

The District reserves the right to request from prospective Contractor information necessary to determine the prospective Contractor's responsibility. Information is to be submitted upon the request of the District within the time specified in the request. Failure of an Offeror to comply with a request for information may subject the Offeror's proposal to rejection on responsibility grounds. If a prospective Contractor fails to supply the requested information, the District's Contracting Officer shall make the determination of responsibility or non-responsibility based on available information. If the available information is insufficient to make a determination of responsibility, the District's Contracting Officer shall determine the Offeror to be non-responsible.

By signing below the Contractor certifies that it is in compliance with all of the requirements of a responsible contractor described in #1-8 above.

Signature

Date

K.13 APPOINTMENT OF ATTORNEY

By submitting a proposal in response to this solicitation, the Offeror:

- A. irrevocably designates and appoints the Clerk of the District of Columbia Superior Court and his successors in office as the true and lawful attorney of the Contractor for the purpose of receiving service of all notices and processes issued by any court in the District of Columbia, as well as service of all pleadings and other papers, in relation to any action or legal proceeding arising out of or pertaining to this solicitation and any contract that may be awarded as a result of it, or the work required or performed hereunder, and
- B. expressly agrees that the validity of any service upon the said Clerk as herein authorized shall not be affected either by the fact that the Bidder was personally within the District of Columbia and otherwise subject to personal service at the time of service upon said Clerk or by the fact that the Contractor failed to receive a copy of such process, notice or other paper so served upon the said Clerk provided the said Clerk shall have deposited in the United States mail, registered and postage prepaid, a copy of such process, notice pleading or other paper addressed to the Contractor at the address stated in this contract.

K.14 CONTRACTOR REGISTRATION/PAYMENT IDENTIFICATION NUMBER

The District of Columbia has an automated Contractor database used to process payments. Firms are indexed in the database by DUNS numbers issued by the Dun and Bradstreet Corporation. Individuals doing business with the District are indexed by their social security numbers. DUNS numbers may be obtained free of charge by telephoning B&B, toll-free, at 1-800-333-0505.

*Application forms are available on the Internet at
<http://www.dnb.com/dbis/aboutdb/dunsform.htm>.*

No payments can be processed under any contract resulting from this RFP without the following information:

DUNS or Social Security Number

Legal Name of Entity (or name of individual) under which above number was obtained

Street or Mailing Address associated with above given number

Type of Business

K.15 PENDING LEGAL CLAIMS AGAINST THE DISTRICT

The Offeror must disclose any pending legal claims against the District. Pending legal claims includes, but is not limited to, Federal and District court litigation, administrative actions such as contract appeals or protests, claims for money damages from the District, and any other type of action (court or administrative) against the District. Offerors with pending legal claims against the District are not automatically precluded from contract award. If Offeror does not have any pending legal claims against the District, please indicate this below.

The Contractor hereby certifies that the information provided above is true, correct and complete.

Signature

Date

