

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE  
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2. AMENDMENT/MODIFICATION NO. 0062  
3. EFFECTIVE DATE See Block 16C  
4. REQUISITION/PURCHASE REQ. NO.  
5. PROJECT NO. (if applicable)

6. ISSUED BY CODE 03003  
7. ADMINISTERED BY (if other than item 6) CODE 03003

EMCBC - Carlsbad  
U.S. Department of Energy  
Carlsbad Project Office  
P.O. Box 3090  
Carlsbad NM 88221

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Carlsbad NM 88221

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)  
NUCLEAR WASTE PARTNERSHIP LLC  
Attn: Marty Gonzales  
Nuclear Waste Partnership  
106 Newberry Street SW  
Aiken SC 29801

9A. AMENDMENT OF SOLICITATION NO.  
9B. DATED (SEE ITEM 11)  
9C. MODIFICATION OF CONTRACT/ORDER NO. DE-EM0001971  
9D. DATED (SEE ITEM 13) 04/20/2012

CODE 968993910 FACILITY CODE

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in item 14. The hour 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 9 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 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 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)  
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:  
FAR 43.103(a)(3) - Supplemental agreement for no-cost change to the contract  
D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor  is not.  is required to sign this document and return 2 copies to the issuing office.

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

The purposes of this modification are to:  
1. Revise Section H of the contract by adding a new contract requirement titled "H.56 - Reporting of Workforce Restructuring Data."  
2. Revise Contract Deliverable #2 - Workforce Restructuring Contractor Headcount Programs (from Modification 26).

Continued ...  
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) Robert L. McQuinn, Project Manager  
15B. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Vicki D. Snow

15C. CONTRACTOR/RESPONDER Exemption 5 (Signature of person authorized to sign) 5/1/14  
15D. UNITED STATES OF AMERICA Exemption 5 (Signature of Contracting Officer) 5/1/14  
15E. DATE SIGNED 5/1/14  
15F. DATE SIGNED 5/1/14

NAME OF OFFEROR OR CONTRACTOR  
NUCLEAR WASTE PARTNERSHIP LLC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	<p>LIST OF CHANGES:  Reason for Modification : Supplemental Agreement  for work within scope  Total Amount for this Modification: \$0.00  New Total Amount for this Version: \$0.00  New Total Amount for this Award: \$1,387,181,619.56  Period of Performance: 10/01/2012 to 09/30/2017</p>				

**BACKGROUND:**

In the past, the Office of Legacy Management collected data on contractor workforce reduction actions through the workforce information system (WFIS) to meet an annual Congressional reporting requirement. The Department is no longer required to submit the annual report to Congress and the WFIS system has been deactivated. On February 21, 2014, DOE's Office of Acquisition and Project Management issued a memo to Heads of Contracting Activities (HCA) to direct contractors to provide actual and projected workforce reductions on an annual basis no later than March 15 of each year. On March 21, 2014, Environmental Management's HCA issued a memo titled "Revised Reporting of Workforce Restructuring Data" providing language for reporting workforce restructuring data to be included in contracts by May 20, 2014. This modification incorporates the revised reporting requirements and revises Contract Deliverable #2 – Workforce Restructuring Contractor Headcount Programs.

**CHANGES TO CONTRACT:**

1. Add a special contract clause to Section H titled "H.56 – Reporting of Workforce Restructuring Data" for revised reporting requirements for annual and projected workforce restructuring data. The clause in its entirety is provided below. Revised Section H is attached to this modification.

**H.56 Reporting of Workforce Restructuring Data**

Contractor shall provide actual and projected workforce reductions on an annual basis no later than March 15<sup>th</sup> of each year. The collection of Contractor workforce reduction will be administered through the iBenefits system (<https://ibenefits.energy.gov>) for the collection of the following:

- o Actual number of voluntary/involuntary separations for the prior Fiscal Year (FY) (that is FY20XX), and
  - o Actual and projected number of voluntary/involuntary separations for the current year (that is, FY 20XX). Please include any actual separations that have already occurred in the current fiscal year.
2. Revise the annual Contract Deliverable #2 – Workforce Restructuring Contractor Headcount Programs to reflect these changes. Annual due date is revised from 11/30 to 3/15. The revised Contract Deliverable List is attached to this modification.

**FROM (in Mod 26):**

	<b>Deliverable Ref.</b>	<b>Deliverable</b>	<b>DOE Action</b>	<b>Due</b>	<b>Due Date</b>
2	Work Force Information System Handbook, Appendix A - EMCBC	Workforce Restructuring Contractor Headcount Programs	Information	Annual	11/30

**TO (in Mod 62):**

2	H.56	Workforce Restructuring Data, actual and projected	Information	Annual	5/15
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**CONTRACTOR'S RELEASE OF CLAIMS** (FAR 43.204): In consideration of the modification agreed to herein as a complete and equitable adjustment for the no-cost change confirmed by this modification, the Contractor hereby releases the Government from any and all liability under this contract for further equitable adjustments attributed to such facts or circumstances giving rise to this modification, with no exceptions.

conference expenses. See 41 CFR 301-74.2. Conference expenses should be net of any fees or revenue received by the agency or contractor through the conference.

**H.55 WORK PERFORMED UNDER SECTION C, PERFORMANCE WORK STATEMENT, THAT IS NOT FUNDED BY THE CARLSBAD FIELD OFFICE (MOD 020)**

The contractor is authorized to negotiate fee arrangements directly with the requesting entity for work performed by the Contractor that is funded from non-Carlsbad Field Office (CBFO) funding. Such work will be in furtherance of the Performance Work Statement provided in Section C of this contract. All work performed will be on a full-cost recovery basis and reporting of all such work will be provided to CBFO on a monthly basis. This clause is effective for the period October 1, 2012 through September 30, 2014, and will be reviewed at the end of the period to determine whether there is a requirement to extend the clause.

**H.56 REPORTING OF WORKFORCE RESTRUCTURING DATA (MOD 062)**

Contractor shall provide actual and projected workforce reductions on an annual basis no later than March 15<sup>th</sup> of each year. The collection of Contractor workforce reduction will be administered through the iBenefits system (<https://ibenefits.energy.gov>) for the collection of the following:

- Actual number of voluntary/involuntary separations for the prior Fiscal Year (FY) (that is FY20XX), and
- Actual and projected number of voluntary/involuntary separations for the current year (that is, FY 20XX). Please include any actual separations that have already occurred in the current fiscal year.

## Summary of Contract Deliverables

\* These deliverables are subject to change based on DOE/CBFO Guidance (data call, schedule, or customer request).

#	Deliverable Reference	Deliverable	DOE Action	Deliverable Due	Due Date
1	29 CFR, Part 5.7 (b)	Enforcement Report (Davis Bacon)		Semi-Annual	4/21, 10/21
2	H.56	Workforce Restructuring Data, actual and projected	Information	Annual	5/15
3	EO 11246	Affirmative Action Plan	Information	Annual	*9/30
4	I.144	Diversity Plan Annual Update	Information	Within 90 days after effective date of contract, updates annually	1st due 12/30/12
5	H.5(j)	Employee Contributions to the Pension Plan (IRS 5500) Actuarial Valuation Report	Information	Annual	4/30
6	H.5(f)(7) H.5(d)(3)	Report of Contractor Expenditures for Employee Supplemental Compensation	Information	Annual NLT March 1	3/01
7	H.5(h)(10)(A)	Pension Management Plan Annual Update	Information	45 days after end of year plan	*9/30
8	I.46	Employment Report on Special Disabled Veterans and Veterans of the Vietnam Era, and other Eligible Veterans (VETS Form 100A)	Information	Annual	*9/30
9	H.5(h)(5)	Pension Plan Annual Audit	Information	Annual	*9/30
10	H.5(f)(3)(A)	Employee Benefits Value Study	Approval	Every two years, even number years	3/31/14, 3/31/16,...
11	H.5(f)(3)(B)	Employee Benefits Cost Study Comparison	Approval	Annual	*10/30 - or when DOE-HQ populates the study for contractors
12	H.5(e)(3)(A)(iii)	Annual Compensation Increase Plan	Determination of cost allowability	Annual	At award and when there is a subsequent change to total cash compensation.
13	H.5(d)(2)	List of Five Most-Highly Compensated Executives	Information	As required	At award and when there is a subsequent change to total cash compensation.
14	H.5(d)(1)	Contractor Salary-Wage Increase Expenditure Report	Information	Annual	12/31
15	I.158(h)(3)	Annual Audit Plan	Information	By June 30 of each year during contract	6/30
16	I.158(h)(2)	Annual Audit Report	Information	By January 31 of each year during contract	1/31
17	H.22(f)(1), C.3.1.7, H.22c	General Management Status Report (see subparagraphs i-vi) (Monthly Progress Report)	Information	Due 7 days prior to the WIPP MPR meeting date agreed to by CBFO.	*10/18, 11/22, 12/20, 1/24, 2/21, 3/21, 4/18, 5/23, 6/20, 7/25, 8/22, 9/26
18	H.23(a)	Fiscal Year Work Plan	Information	Prior to fiscal year	9/01
19	I.167	Balanced Scorecard Plan	Information	Annual	2 weeks prior to 10/15
20	I.167	Balanced Scorecard Report	Information	Annual	*11/25/2013
21	H.11	Small, Small Disadvantaged and Woman-Owned Business Subcontracting Plan	Approval	Annual	8/30 (prior to start of F)
22	I.166	Plan for New Financial Management Systems	Approval	Annual	*9/30

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