

conformance to the essential requirements of the solicitation cannot be ascertained from the document, the contracting officer immediately shall notify the offeror and provide the opportunity for the offeror to submit clear and convincing evidence—

(1) Of the content of the proposal as originally submitted; and

(2) That the unreadable condition of the proposal was caused by Government software or hardware error, malfunction, or other Government mishandling.

15.607, 15.608, and 15.1005 [Amended]

36. In addition to the amendments set forth above, sections 15.607, 15.608 and 15.1005 are amended by updating the internal references as follows:

Section	Remove	Insert
15.607(a)	14.406	14.407
15.608(c)	14.407-3	14.408-3
15.1005	14.406-4	14.407-4

PART 16—TYPES OF CONTRACTS

16.203-2 [Amended]

37. Section 16.203-2 is amended in the last sentence of the introductory text by removing “14.407-4” and inserting “14.408-4” in its place.

38. Section 16.506(c) is revised to read as follows:

16.506 Ordering.

* * * * *

(c) Orders may be placed by electronic commerce methods when permitted under the contract.

* * * * *

PART 19—SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS CONCERNS

19.811-2 [Amended]

39. Section 19.811-2 is amended in the introductory text of paragraph (a) by removing “14.407-1(d)” and inserting “14.408-1(d)” in its place.

PART 20—LABOR SURPLUS AREA CONCERNS

20.104 [Amended]

40. Section 20.104 is amended in paragraph (f) by removing “14.407-6” and inserting “14.408-6” in its place.

PART 25—FOREIGN ACQUISITION

25.405 [Amended]

41. Section 25.405 is amended in paragraph (e) by removing “14.408-1(a)(2)” and inserting “14.409-1(a)(2)” in its place.

PART 28—BONDS AND INSURANCE

28.101-4 [Amended]

42. Section 28.101-4 is amended in paragraph (c)(5) by removing “14.406” and inserting “14.407” in its place.

PART 32—CONTRACTING FINANCING

43. Section 32.503-1(b) is revised to read as follows:

32.503-1 Contractor requests.

* * * * *

(b) Comply with the instructions appropriate to the applicable form, and the contract terms; and

* * * * *

PART 36—CONSTRUCTION AND ARCHITECT-ENGINEER CONTRACTS

36.304 [Amended]

44. Section 36.304 is amended in the introductory text by removing “14.407” and inserting “14.408” in its place.

PART 45—GOVERNMENT PROPERTY

45. Section 45.606-5 is amended by revising paragraphs (b)(3) and (b)(4) to read as follows:

45.606-5 Instructions for preparing and submitting schedules of contractor inventory.

* * * * *

(b) * * *

(3) The standard inventory schedule forms may be electronically reproduced by contractors pursuant to 53.105, provided no change is made to the name, content or sequence of the data elements. All essential elements of data must be included and the form must be signed.

(4) The appropriate continuation sheet shall be used when more space is needed.

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PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

46. Section 52.212-1 is amended by revising the date in the heading of the clause and the fourth sentence in paragraph (b), and removing “(R 7-104.92(b) 1974 APR)”, “(R 1-1.316-5)” and “(R 1-1316-4(c))” after “(End of clause)” to read as follows:

52.212-1 Time of Delivery.

* * * * *

Time of Delivery (Jul 1995)

* * * * *

(b) * * * However, the Government will evaluate an offer that proposes delivery based on the Contractor's date of receipt of the contract or notice of award by adding (i) five calendar days for delivery of the award

through the ordinary mails, or (ii) one working day if the solicitation states that the contract or notice of award will be transmitted electronically. (The term “working day” excludes weekends and U.S. Federal holidays.) * * *

(End of clause)

* * * * *

47. Section 52.212-2 is amended by revising the date in the heading of the clause and the fourth sentence in paragraph (b), and removing “(R 7-104.92(c) 1974 APR)”, “(R 1-1.316-5(c))” and “(R 1-1.316-4(c))” following “(End of clause)” to read as follows:

52.212-2 Desired and Required Time of Delivery.

* * * * *

Desired and Required Time of Delivery (Jul 1995)

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(b) * * * However, the Government will evaluate an offer that proposes delivery based on the Contractor's date of receipt of the contract or notice of award by adding (i) five calendar days for delivery of the award through the ordinary mails, or (ii) one working day if the solicitation states that the contract or notice of award will be transmitted electronically. (The term “working day” excludes weekends and U.S. Federal holidays.) * * *

(End of clause)

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48. Section 52.214-5 is amended by revising the date in the heading of the provision and adding paragraph (d) to read as follows:

52.214-5 Submission of Bids.

* * * * *

Submission of Bids (Jul 1995)

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(d) Bids submitted by electronic commerce shall be considered only if the electronic commerce method was specifically stipulated or permitted by the solicitation.

49. Section 52.214-7 is amended by revising the date in the provision heading, at the end of paragraph (a)(2) by removing “or”, at the end of paragraph (a)(3) by removing the period and inserting “; or” in its place, and adding paragraph (a)(4) to read as follows:

52.214-7 Late Submissions, Modifications, and Withdrawals of Bids.

* * * * *

Late Submissions, Modifications, and Withdrawals of Bids (Jul 1995)

(a) * * *

(4) Was transmitted through an electronic commerce method authorized by the solicitation and was received by the Government not later than 5:00 p.m., one