

PART I

SECTION G

CONTRACT ADMINISTRATION DATA

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PART I

SECTION G - CONTRACT ADMINISTRATION DATA

G.1 - DOE CONTRACTING OFFICER

For the definition of Contracting Officer see Part II, Section I, Clause I.1 - FAR 52.202-1 - Definitions (JUL 2004); modified by DEAR 952.202-1 (MAR 2002), of this contract. The Contracting Officer is the only individual who has the authority on behalf of DOE to take the following actions under the contract:

- (1) assign additional work within the general scope of the Statement of Work of the contract;
- (2) issue a change as defined in the "Changes" clause of the contract;
- (3) change any of the expressed terms, conditions or specifications of the contract;
- (4) accept non-conforming work; or
- (5) waive any requirement of this contract.

G.2 - DOE CONTRACTING OFFICER'S REPRESENTATIVE(S) (COR)

Performance of the work under this contract shall be subject to the technical direction of DOE Contracting Officer's Representative(s) in accordance with Clause I.73A - DEAR 952.242-70 - Technical Direction (DEC 2000). Any change in any DOE COR may be made administratively by letter from the Contracting Officer consistent with Clause I.73A - DEAR 952.242-70 - Technical Direction (DEC 2000).

G.3 - CONTRACT ADMINISTRATION

The contract will be administered by:

U.S. Department of Energy
Berkeley Site Office
On the site of Ernest Orlando Lawrence Berkeley National Laboratory
1 Cyclotron Road, MS 90-1023
Berkeley, CA 94720

Written communications regarding the contract shall be mailed to the above address except for correspondence regarding patent or intellectual property related matters which should be addressed to:

U.S. Department of Energy
Office of Chief Counsel - Intellectual Property Law Division
ATTN: Gary Drew
Berkeley Site Office
On the site of Ernest Orlando Lawrence Berkeley National Laboratory
1 Cyclotron Road, MS 90-1023
Berkeley, CA 94720

Information copies of patent related correspondence should also be sent to the Contracting Officer.

G.4 - REPORTING PROCEDURE FOR RECOVERY ACT WORK

The following reporting procedure will apply to submission of monthly cost reports for Recovery Act work specified in the work scope baseline.

Reports

- (a) The Contractor will separately identify costs that pertain to the Recovery Act work. The Contractor will provide a monthly report that identifies the total amount drawn on the letter of credit. The contractor shall submit a monthly report that separates and identifies Recovery Act costs associated with each appropriation at the Recovery Act program and project levels.
- (b) The Contractor shall certify in each monthly report that the costs included in the report for Recovery Act work were incurred only to accomplish the Recovery Act work in accordance with the work scope.

G.5 - INDIRECT CHARGES

In accordance with the general principles of the Recovery Act the Contractor must take the following steps to minimize the impacts of indirect costs and enhance transparency and accountability of project:

- (a) Clearly identify the estimated full cost of projects to include total direct and indirect costs, indirect costs rates, and adjust existing indirect cost rate to account for the material infusion of funds provided in the Recovery Act;
- (b) Exempt funds from contract cost base for distributing Laboratory Directed Research and Development or similar funds taxing programs;

- (c) Ensure all funds transferred by (To Be Completed by Contracting Officer: Insert name of M&O Contractor) are completed using the Approved Funding Program process described in Chapter 12 of the Accounting Handbook; and
- (d) The Federal Administrative Charge (FAC) of three percent is waived on reimbursable work funded by the Recovery Act and performed by Departmental Federal offices or (To Be Completed by Contracting Officer: Insert name of M&O Contractor).
- (e) In all cases listed above and otherwise, the Contractor shall develop and maintain prudent management and good business practices regarding their indirect rate structure as it applies to Recovery Act funding.