

50.303 Contract adjustment.

\* \* \* \* \*

17. Section 50.303-2 is added to read as follows:

50.303-2 Contractor certification.

A contractor seeking a contract adjustment that exceeds the simplified acquisition threshold shall, at the time the request is submitted, submit a certification by a person authorized to certify the request on behalf of the contractor that (a) the request is made in good faith and (b) the supporting data are accurate and complete to the best of that person's knowledge and belief.

PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

18. Section 52.233-1 is amended by revising the date of the clause, the third sentence in paragraph (c), and paragraph (d)(1); in paragraph (d)(2)(i)(A) and (e) by removing "\$50,000" each place it occurs and inserting "\$100,000"; and by revising paragraph (g) to read as follows:

52.233-1 Disputes.

\* \* \* \* \*

Disputes (Date)

\* \* \* \* \*

(c) \* \* \* However, a written demand or written assertion by the Contractor seeking the payment of money exceeding \$100,000 is not a claim under the Act until certified as required by subparagraph (d)(2) of this clause. \* \* \*

(d)(1) A claim by the Contractor shall be made in writing and, unless otherwise stated in this contract, submitted within 6 years after accrual of the claim to the Contracting Officer for a written decision. A claim by the Government against the Contractor shall be subject to a written decision by the Contracting Officer.

\* \* \* \* \*

(g) If the claim by the Contractor is submitted to the Contracting Officer or a claim by the Government is presented to the Contractor, the parties, by mutual consent, may agree to use ADR. If the Contractor refuses an offer for alternative disputes resolution, the Contractor shall inform the Contracting Officer, in writing, of the Contractor's specific reasons for rejecting the request. When using arbitration conducted pursuant to 5 U.S.C. 575-580, or when using any other ADR technique that the agency elects to handle in accordance with the ADRA, any claim, regardless of amount, shall be accompanied by the certification described in subparagraph (d)(2)(iii) of this clause, and executed in accordance with subparagraph (d)(3) of this clause.

\* \* \* \* \*

19. Section 52.233-2 is amended by revising the date of the clause; and adding paragraph (c) to read as follows:

52.233-2 Service of Protest.

\* \* \* \* \*

Service of Protest (Date)

\* \* \* \* \*

(c) In this procurement, you may not protest to the GSBCA because of the nature of the supplies being procured. (Contracting Officer shall strike the word "not" where the GSBCA is a correct forum.)

(End of provision)

20. Section 52.233-3 is amended by revising the date of the clause; and in paragraph (a) by revising the first sentence to read as follows:

52.233-3 Protest after Award.

\* \* \* \* \*

Protest After Award (Date)

\* \* \* \* \*

(a) Upon receipt of a notice of protest (as defined in 33.101 of the FAR) or a determination that a protest is likely (see FAR 33.102(d)), the Contracting Officer may, by written order to the Contractor, direct the Contractor to stop performance of the work called for by this contract. \* \* \*

\* \* \* \* \*

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