52.204-8 Annual Representations and Certifications.

As prescribed in 4.1202(a), insert the following provision:

Annual Representations and Certifications (Mar 2026)

(a)

(1) The North American Industry Classification System (NAICS) code for this *acquisition* is_____ *[insert NAICS code].*

(2) The small business size standard is _____ *[insert size standard].*

(3) The small business size standard for a concern that submits an *offer*, other than on a *construction* or service *acquisition*, but proposes to furnish an end item that it did not itself manufacture, process, or produce is 500 employees, or 150 employees for *information technology* value-added resellers under NAICS code 541519 if the *acquisition*—

(i) Is set aside for small business and has a value above the simplified *acquisition* threshold;

(ii) Uses the *HUBZone* price evaluation preference regardless of dollar value, unless the *offeror* waives the price evaluation preference; or

(iii) Is an 8(a), *HUBZone*, service-disabled veteran-owned, economically disadvantaged women-owned, or women-owned small business set-aside or sole-source award regardless of dollar value.

(b)

(1) If the provision at 52.204-7, System for Award Management, is included in this *solicitation*, paragraph (d) of this provision applies.

(2) If the provision at 52.204-7, System for Award Management, is not included in this *solicitation*, and the *Offeror* has an active registration in the System for Award Management (SAM), the *Offeror may* choose to use paragraph (d) of this provision instead of completing the corresponding individual representations and certifications in the *solicitation*. The *Offeror shall* indicate which *option* applies by checking one of the following boxes:

(i) □ Paragraph (d) applies.

(ii) □ Paragraph (d) does not apply and the *offeror* has completed the individual representations and certifications in the *solicitation*.

(c)

(1) The following representations or certifications in SAM are applicable to this *solicitation* as indicated:

(i) 52.203-2, Certificate of Independent Price Determination. This provision applies to *solicitations* when a firm-fixed-price contract or fixed-price contract with economic price adjustment is contemplated, unless–

(A) The *acquisition* is to be made under the simplified *acquisition* procedures in part 13;

(B) The *solicitation* is a request for technical proposals under two-step sealed bidding procedures; or

(C) The *solicitation* is for utility services for which rates are set by law or regulation.

(ii) 52.203-11, Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions. This provision applies to *solicitations* expected to exceed $200,000.

(iii) 52.203-18, Prohibition on *Contracting* with Entities that Require Certain Internal Confidentiality Agreements or Statements-Representation. This provision applies to all *solicitations*.

(iv) 52.204-3, Taxpayer Identification. This provision applies to *solicitations* that do not include the provision at 52.204-7, System for Award Management.

(v) 52.204-5, Women-Owned Business (Other Than Small Business). This provision applies to *solicitations* that-

(A) Are not set aside for small business concerns;

(B) Exceed the *simplified acquisition threshold*; and

(C) Are for contracts that will be performed in the *United States* or its *outlying areas*.

(vi) 52.204-26, Covered Telecommunications Equipment or Services-Representation. This provision applies to all *solicitations*.

(vii) 52.209-2, Prohibition on *Contracting* with Inverted Domestic Corporations-Representation.

(viii) 52.209-5, Certification Regarding Responsibility Matters. This provision applies to *solicitations* where the contract value is expected to exceed the *simplified acquisition threshold*.

(ix) 52.209-11, Representation by Corporations Regarding Delinquent Tax Liability or a Felony *Conviction* under any Federal Law. This provision applies to all *solicitations*.

(x) 52.214-14, Place of Performance-Sealed Bidding. This provision applies to invitations for bids except those in which the place of performance is specified by the Government.

(xi) 52.215-6, Place of Performance. This provision applies to *solicitations* unless the place of performance is specified by the Government.

(xii) 52.219-1, Small Business Program Representations (Basic, *Alternates* I, and II). This provision applies to *solicitations* when the contract is for *supplies* to be delivered or services to be performed in the *United States* or its *outlying areas*, or when the *contracting officer* has applied part 19 in accordance with 19.000(b)(1)(ii).

(A) The basic provision applies when the *solicitations* are issued by other than DoD, NASA, and the Coast Guard.

(B) The provision with its *Alternate* I applies to *solicitations* issued by DoD, NASA, or the Coast

Guard.

(C) The provision with its *Alternate* II applies to *solicitations* that will result in a *multiple-award contract* with more than one NAICS code assigned.

(xiii) 52.219-2, Equal Low Bids. This provision applies to *solicitations* when *contracting* by sealed bidding and the contract is for *supplies* to be delivered or services to be performed in the *United States* or its outlying areas, or when the *contracting officer* has applied part 19 in accordance with 19.000(b)(1)(ii).

(xiv) 52.222-22, Previous Contracts and Compliance Reports. This provision applies to *solicitations* that include the clause at 52.222-26, Equal Opportunity.

(xv) 52.222-25, Affirmative Action Compliance. This provision applies to *solicitations*, other than those for *construction*, when the *solicitation* includes the clause at 52.222-26, Equal Opportunity.

(xvi) 52.222-38, Compliance with Veterans' Employment Reporting Requirements. This provision applies to *solicitations* when it is anticipated the contract award will exceed the *simplified acquisition threshold* and the contract is not for *acquisition* of *commercial products* or *commercial services*.

(xvii) 52.223-1, *Biobased Product* Certification. This provision applies to *solicitations* that require the delivery or specify the use of *biobased products* in USDA-designated product categories; or include the clause at 52.223-2, Reporting of *Biobased Products* Under Service and *Construction* Contracts.

(xviii) 52.223-4, Recovered Material Certification. This provision applies to *solicitations* that are for, or specify the use of, EPA–designated items.

(xix) 52.223-22, Public Disclosure of Greenhouse Gas Emissions and Reduction Goals-Representation. This provision applies to *solicitations* that include the provision at 52.204-7.

(xx) 52.225-2, Buy American Certificate. This provision applies to *solicitations* containing the clause at 52.225-1.

(xxi) 52.225-4, Buy American-Free Trade Agreements-Israeli Trade Act Certificate. (Basic, *Alternates* II and III.) This provision applies to *solicitations* containing the clause at 52.225-3.

(A) If the *acquisition* value is less than $50,000, the basic provision applies.

(B) If the *acquisition* value is $50,000 or more but is less than $100,000, the provision with its *Alternate* II applies.

(C) If the *acquisition* value is $100,000 or more but is less than $105,767, the provision with its *Alternate* III applies.

(xxii) 52.225-6, Trade Agreements Certificate. This provision applies to *solicitations* containing the clause at 52.225-5.

(xxiii) 52.225-20, Prohibition on Conducting Restricted Business Operations in Sudan-Certification. This provision applies to all *solicitations*.

(xxiv) 52.225-25, Prohibition on *Contracting* with Entities Engaging in Certain Activities or Transactions Relating to Iran-Representation and Certifications. This provision applies to all

solicitations.

(xxv) 52.226-2, *Historically Black College or University* and *Minority Institution* Representation. This provision applies to *solicitations* for research, studies, *supplies*, or services of the type normally acquired from higher educational institutions.

(2) The following representations or certifications are applicable as indicated by the *Contracting Officer*:

[*Contracting Officer check as appropriate.*]

__ (i) 52.204-17, Ownership or Control of *Offeror*.

__ (ii) 52.204-20, Predecessor of *Offeror*.

__ (iii) 52.222-18, Certification Regarding Knowledge of Child Labor for Listed *End Products*.

__ (iv) 52.222-48, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment- Certification.

__ (v) 52.222-52, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services-Certification.

__ (vi) 52.227-6, Royalty Information.

__ (A) Basic.

__ (B) *Alternate* I.

__ (vii) 52.227-15, Representation of Limited Rights Data and Restricted *Computer Software*.

(d) The *offeror* has completed the annual representations and certifications electronically in SAM website accessed through https://www.sam.gov. After reviewing the SAM information, the *offeror* verifies by submission of the *offer* that the representations and certifications currently posted electronically that apply to this *solicitation* as indicated in paragraph (c) of this provision have been entered or updated within the last 12 months, are current, accurate, complete, and applicable to this *solicitation* (including the business size standard applicable to the NAICS code referenced for this *solicitation*), as of the date of this *offer* and are incorporated in this *offer* by reference (see FAR 4.1201); except for the changes identified below [*offeror to insert changes, identifying change by clause number, title, date*]. These amended representation(s) and/or certification(s) are also incorporated in this *offer* and are current, accurate, and complete as of the date of this *offer*.

FAR Clause # Title Date Change

_____

Any changes provided by the *offeror* are applicable to this *solicitation* only, and do not result in an update to the representations and certifications posted on SAM.

(End of provision)

Alternate I (Mar 2023). As prescribed in 4.1202(a) , substitute the following paragraph (a) for paragraph (a) of the basic provision:

(a)(1) The North American Industry Classification System (NAICS) codes and corresponding size standards for this *acquisition* are as follows; the categories or portions these NAICS codes are assigned to are specified elsewhere in the *solicitation*:

NAICS Code	Size standard
_____	_____
_____	_____
_____	_____

[*Contracting Officer to insert NAICS codes and size standards*].

(2) The small business size standard for a concern that submits an *offer*, other than on a *construction* or service *acquisition*, but proposes to furnish an end item that it did not itself manufacture, process, or produce, (i.e., nonmanufacturer), is 500 employees, or 150 employees for *information technology* value-added resellers under NAICS code 541519, if the *acquisition*—

(i) Is set aside for small business and has a value above the *simplified acquisition threshold*;

(ii) Uses the *HUBZone* price evaluation preference regardless of dollar value, unless the *offeror* waives the price evaluation preference; or

(iii) Is an 8(a), *HUBZone*, service-disabled veteran-owned, economically disadvantaged women-owned, or women-owned small business set-aside or sole-source award regardless of dollar value.

Parent topic: 52.204 [Reserved]