

RICE Products for Trade Mitigation

Domestic Commodity – Invitation for Bid (IFB)

Solicitation Description: 12-3J14-19-B-0543

Solicitation Number: 2000006315

Tendering Text

TENDERING TEXT

*******IMPORTANT TRADE MITIGATION SOLICITATION DETAILS*******

- **This Invitation for Bid (Acquisition/Solicitation) is part of the Food Purchase and Distribution Program under the authority of the Commodity Credit Corporation (CCC), the purpose of which is to assist Farmers in response to Trade damage from unjustified retaliation. Funding for this purchase is under Section 5 of the CCC Charter Act.**
- **In accordance with Federal Acquisition Regulation (FAR) 52.203-2 Certificate of Independent Price Determination (Apr 1985) (as found in the System for Award Management (www.sam.gov/SAM/) Representations and Certifications) offerors have certified that the prices in their offer have been arrived at “independently, without, for the purpose of restricting competition, any consultation, communication, or agreement with any other offeror or competitor.”**
- **In accordance with procedures outlined in FAR Subpart 3.3-Reports of Suspected Antitrust Violations, 3.301 General, 3.301, suspicion of collusive activities shall result in a rejection of the offeror(s) by the Contracting Officer. USDA/Agricultural Marketing Service (AMS) is required by 41 U.S.C. 3707: Antitrust Violations and 10 U.S.C. 2305(b)(9)-Contracts: planning, solicitation, evaluation and award procedures to report “a bid or proposal evidences a violation of the antitrust laws, he shall refer the bid or proposal to the Attorney General for appropriate action.”**
- **Contract Clauses and Solicitation Provisions are addressed in the Master Solicitation for Commodity Procurements-Domestic Programs (MSCP-D).**
- **Seals on Transportation Conveyances are addressed in the MSCP-D at 4A52.247-1 Seals on Transportation Conveyances.**
- **Liquidated Damages are addressed in the MSCP-D at 52.211-11 Liquidated Damages—Supplies, Services, or Research and Development (Sep 2000)**
- **Variation in Quantity is addressed in the MSCP-D at 52.211-16 Variation in Quantity (Apr 1984).**
- **RICE Products Commodity Specifications and Packaging are addressed in the RICE Products (RP5) Commodity Requirements Document (CRD)**

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effective February 4, 2016. The RP5 CRD is available at <https://www.ams.usda.gov/selling-food/product-specs#bakery>.

- **Rice Products Commodity Requirements Document, Part 1, Section 1.1 COMMODITIES is amended to read:**
 - **B. Brown Rice shall be U.S. No. 1 long grain, medium grain, or short grain brown rice for processing, as defined in the “United States Standards for Brown Rice for Processing,” which is available at https://www.ecfr.gov/cgi-bin/text-idx?SID=1fb891ea4cd23e305528c37c85cb2a3c&mc=true&node=sp7.7.868.d&rgn=div6#se7.7.868_1261 in effect on the date the solicitation is issued. The Brown Rice for Processing shall have Total Broken Kernels maximum of 4 percent.**
- **Rice Products Commodity Requirements Document, Part 1, Section 1.2 WARRANTY is amended to read: The product shall have a shelf life of at least one year from date of manufacture. Product shall not be manufactured more than 30 days prior to shipping. Contractors are responsible for maintaining the manufacture information.**
- **Contractors have the option of requesting that GIPSA include the RICE manufacturing date in the Applicant states portion of the RICE Grading certificate.**
- **Rice Products Commodity Requirements Document, Part 2, Section 2.2. is amended to read:**
 - **D. All primary packaging labels must be in colored ink with a minimum of three colors. Black ink only labels will not be accepted.**
- **Offerors are encouraged to utilize the attached Domestic Commodity Offshore Bidding Job Aid for WBSCM, particularly the WBSCM Create Domestic Bid Response (Offer) Export Import Option.**
- **Offerors are highly encouraged to bid on the following Item and Lots which are urgently needed by the Recipient Agencies:**
 - **Item 6090 for Piti, Guam**
 - **Lot 7810 for destinations within the State of Hawaii**
 - **Lot 14290 for destinations within the State of Hawaii**
 - **Lot 14370 for destinations within the State of Hawaii**

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*******IMPORTANT TRADE MITIGATION SOLICITATION DETAILS*******

Solicitation for Commercial Items

1. Solicitation Description: 12-3J14-19-B-0543

Solicitation Number: 2000006315

2. Solicitation Issue Date: July 26, 2019

3. Issued and Administered By:

USDA/Agricultural Marketing Service (AMS)

Commodity Procurement Program (CPP)

Domestic Commodity Procurement Division (DCPD)

Dairy, Grains, and Oilseeds Branch (DGO)

Beacon Facility-Mail Stop 8718

PO Box 419205

Kansas City, MO 64141-6205

4. Method of Solicitation: Sealed Bidding/Invitation for Bid

5. Offer due Date/Local Time: August 6, 2019, 09:00 Central Time

6. Award Notification Date: August 8, 2019 by 15:00 Central Time

7. Public Release of Award Date: August 9, 2019 by 15:00 Central Time

8. Solicitation Information Contacts:

Name: Mara Whitaker, Marketing Specialist/Contracting Officer's Representative

Telephone: 816-926-6063

Email: Mara.Whitaker@usda.gov

Name: Jeffrey F. Jackson, Senior Contracting Officer

Telephone: 816 926 2530

Email: JeffreyF.Jackson@usda.gov

9. This Acquisition is:

// Unrestricted

/X/ Set-Aside for:

Small Business (100 percent). Any small business concern proposing to furnish a product that it did not itself manufacture must furnish the product of a small business manufacturer on the AMS CPS Qualified Bidders List (QBL)

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NOTICE OF SMALL BUSINESS SET-ASIDE

If specified in the solicitation, certain quantities are set aside exclusively for small business firms under the Small Business Act (15 U.S.C. 631, et seq.). Bids received for these set-aside quantities from firms who are not small business concerns will not be considered. In the event the Government is unsuccessful in contracting with an eligible small business concern(s) for the set-aside quantities, the Government may award the quantities to other than small business concerns. The contracting reserves the right to utilize Federal Acquisition Regulation Part 19.507 Automatic dissolution of a small business set-aside.

10. Supplier Agreement Requirement.

If the offer is for product the offeror will not itself manufacture, offeror shall, by the offer due date/local time, submit the corresponding supplier agreement to, Attention: Contracting Officer at the solicitation information contact address shown in this Solicitation. The supplier agreement shall: be in effect between the offeror and the product manufacturer for the period of contract performance, certify compliance with the applicable solicitation requirements, contain the DUNS number for the product manufacturer, be on the product manufacturer's company letterhead, and be signed by both parties.

A prospective contractor may be required to provide written evidence of a proposed responsibility of the subcontractor. The Contracting Officer may directly determine a prospective responsibility of the subcontractor.

11. NAICS Codes/Size Standards: See Master Solicitation for Commodity Procurements-Domestic Programs (MSCP-D) at <https://www.ams.usda.gov/selling-food/solicitations>

12. Internet Address: <http://www.ams.usda.gov/selling-food/solicitations>

13. Payment will be made by and submit invoices to:

The contractor shall submit invoices and attachments in the Web-Based Supply Chain Management (WBSCM) system.

All invoice documents shall reference the WBSCM Purchase Order (PO) Number and PO Item Number, the Sales Order (SO) Number and SO Item Number or Purchase Requisition (PR) and PR Item Number.

A separate invoice should be submitted for each item number.

The System for Award Management at the website www.sam.gov/SAM/ is used for payment purposes. The contractor is responsible for controlling the accuracy of its business information.

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14. Contract Type:

/ X/ Firm Fixed Price

15. Schedule of Supplies: See WBSCM bid invitation

16. Accounting and Appropriation Data: *TAS::unknown*

The commodities procured under this solicitation are currently for the following programs(s): Section of Public Law Program Name

/ x/ CCC/5d-Contingency-The Emergency Food Assistance Program

// 32/6E The National School Lunch Program

// 32/6E Child and Adult Care Feeding Programs

// 32/6E Summer Food Service Program

// 311 Nutrition Services Incentive Program

// 4A Food Distribution Program on Indian Reservations

// 17 Commodity Supplemental Food Program

// 104 The Emergency Food Assistance Program

17. FAR and Agriculture Acquisition Regulation (AGAR) Provisions and Clauses:


In the event of a conflict between WBSCM and Federal Acquisition Regulation (FAR) terminology, FAR terminology shall take precedence.

A. This solicitation shall be subject to the terms and conditions of Master Solicitation for Commodity Procurements-Domestic Programs (MSCP-D) in effect as of the date of this solicitation. See attached MSCP-D. The FAR and AGAR provisions and clauses applicable to this solicitation are contained in the MSCP-D.

B. // Applicable if checked. FAR Clause 52.232-18, Availability of Funds (Apr 1984).

18. Additional Clauses and Provisions

19. USDA Senior Contracting Officer



Jeffrey F. Jackson