



SUPPLEMENT LS-502 TO AMS MASTER SOLICITATION

June 2009

**PURCHASE OF CANNED PINK SALMON
FOR DISTRIBUTION TO
FEDERAL FOOD AND NUTRITION PROGRAMS**

This document provides additional USDA requirements and specifications for the purchase of canned pink salmon products described in the attached References to the Applicable Bid and Contract Provisions (Exhibit A). In addition to product descriptions, this exhibit also provides information on the specifications used in the production of the canned pink salmon products (see Attachment I).

I. INSTRUCTIONS TO POTENTIAL BIDDERS

A. The canned pink salmon products will be purchased on a competitive bid basis from suppliers who are operating in accordance with the applicable Food and Drug Administration (FDA) regulations and under the Department of Commerce (DOC), National Marine Fisheries Service (NMFS) Type I inspection, which may include Integrated Quality Assurance (IQA) or Hazard Analysis Critical Control Point (HACCP) Quality Management Program (HACCP-QMP).

Actual purchases will be on a competitive bid basis as described in the Master Solicitation, this Supplement, and separately issued Invitations for Bid (IFB). Once a supplier is eligible to bid, the supplier must request a Domestic Electronic Bid Entry System (DEBES) Login ID (see Attachment II) and Address Information (Attachment III).

B. Responsibility/Eligibility

Facilities used in fulfilling USDA contracts must be operating in accordance with the applicable Food and Drug Administration (FDA) regulations and under the DOC, National Marine Fisheries Service (NMFS) inspection which may include Type I Inspection, which may include Integrated Quality Assurance (IQA) or Hazard Analysis Critical Control Point (HACCP) Quality Management Program (HACCP-QMP). Facilities to be used in fulfilling USDA contracts must be operating in accordance with the applicable Salmon Control Plan (by year).

Subcontractors or suppliers of canned pink salmon products are: (1) ineligible if they are currently delivering late on USDA contracts, or USDA-approved subcontracts and late delivery is not due to causes beyond their control; and (2) nonresponsible if they are not operating in accordance with the applicable FDA regulations and under the DOC, NMFS Type I Inspection which may include IQA, or HACCP-QMP, Salmon Control Plan (by year); or (3) have been suspended or debarred under the provisions of 48 C.F.R. Subpart 9.4.

C. Loading and Sealing of Vehicles

Loading of the vehicle may also be conducted by a person authorized in a contractor's approved technical proposal.

D. Domestic Requirements

All pink salmon products used in fulfilling contracts awarded under the Master Solicitation and this Supplement LS-502 must be produced in the United States. United States produced (hereafter referred to as U.S.-produced) pink salmon means manufactured from pink salmon landed by American flag vessels, and completely processed in the United States its territories, possessions, Puerto Rico, or the Trust Territories of the Pacific Islands (hereinafter referred to as the United States). U.S.-produced does not include pink salmon caught on American flag vessels and processed outside the United States or pink salmon caught on vessels other than American and processed in the United States. If any fresh or frozen pink salmon products originating from sources other than the United States are processed or handled, the contractor will develop and maintain an identification and record system for these products to assure USDA that they are segregated and not used to fulfill contracts awarded under this Supplement. Such segregation plan must be approved by NMFS and be made available to the Contracting Officer or agent thereof upon request. The contractor must ensure that the Contractor and any subcontractor(s) maintain records including, but not limited to, landing vessels, invoices, production and inventory records evidencing product origin, and will make such records available for review by the Government in accordance with FAR 52.214-26.

The contractor agrees to include this domestic origin certification clause in its entirety in all subcontracts for fresh and frozen pink salmon or pink salmon products used in fulfilling any contracts awarded under this Supplement and Master Solicitation. The burden of proof of compliance is on the Contractor. All raw materials including pink salmon will be shipped in containers labeled as "Domestic Only Product" on the principle display panel and the bill of lading accompanying the shipment will contain the statement "Domestic Only Product."

Prior to performance on USDA contracts or subcontracts, contractors, and pink salmon subcontractors must obtain approval of its domestic product program from the NMFS.

II. INSTRUCTIONS FOR SUBMISSION OF CONTRACT DOCUMENTS

- A. Contract documents will be submitted in an electronic format through the company's external portal site maintained by the Livestock and Seed Branch, Commodity Procurement Branch (see **Exhibit B** for instructions to obtain an external portal site). Contract documents shall be saved in the portable document file (PDF) format. This format and electronic form provided will aid in the administration of the contract documents.
- B. Offers must upload the electronic PDF document by the same individual that signed the original paper copy of the contract document. The contract document must be submitted by an authorized agent of the company.

Note: All hard copies shall be mailed to the Contracting Officer, Agricultural Marketing Service, U.S. Department of Agriculture, Stop 0253, Room 2610-South Building, 1400 Independence Avenue, SW., Washington, D.C. 20250-0253

III. PRODUCT SPECIFICATIONS AND CERTIFICATION SERVICES

- A. Canned pink salmon delivered pursuant to this Announcement and the applicable Invitations shall be packed in the United States in accordance with: (1) the Item Description and Checklist of Requirement for canned pink salmon, effective May 2009, (2) the Federal Food and Drug Administration Standard of Identity and Fill of Container for Canned Salmon, 21 C.F.R. 161.70; (3) the Good Manufacturing Practice regulations (21 C.F.R. Part 110); and (4) additional requirements as prescribed in the applicable Salmon Control Plan (by year).
- B. Specifications for the canned pink salmon will be set forth in the IDCR, dated May 2009. If documents are amended, appropriate amendments must be referenced.
- C. Product must be produced under the applicable Salmon Control Plan (by year), FDA regulations and under the NMFS Type I Inspection, which may include IQA or HACCP-QMP or Type II Lot Inspection.
- D. Questions concerning charges and the availability of NMFS inspectors should be discussed with the Western Regional Inspection Office in Seattle, Washington at (206) 526-4259.

IV. INVOICES AND PAYMENT

Replace Item 2. with: 2. Original DOC Memorandum Report of Inspection issued at the time of delivery.

V. PROVISIONS INCORPORATED BY REFERENCE as show in Section X of the AMS Master Solicitation

A. FAR Provisions: are modified as shown below:

- (a) (1) The North American Industry Classification System code for this acquisition is 311711.
 - (2) The small business size standard is 500 employees.
- 2. Type of Contract--The Government contemplates award of a firm-fixed price contract(s).
- 3. Service of Protest: address for the Contracting Officer is: 1400 Independence Ave. S.W., Mail Stop 0253, Room 2610-S; Washington, DC 20250-0253

VI. Inquiries concerning **inspection** should be directed to either:

Deputy Director
National Seafood Inspection Program
DOC-NOAA-NMFS-F-SI
1315 East-West Highway
Room 10842
Silver Spring, MD 20910
Telephone: (301)713-2355

Director, Southeast Inspection Branch
National Seafood Inspection Program

DOC- NOAA-NMFS
Koger Building
9721 Executive Center Drive North, Suite 133
St. Petersburg, FL 33702
Telephone: (727)570-5383

Director, Western Regional Inspection Office
Chief, Western Regional Inspection Office
National Seafood Inspection Program
DOC-NOAA-NMFS
7600 Sand Point Way NE Bldg 32
Seattle, WA 98115
Telephone: (206) 526-4259

Director, Northeast Inspection Branch
National Seafood Inspection Program
DOC, NOAA, NMFS
11-15 Parker Street
Gloucester, MA 01930
Telephone: (978) 281-9292

/s/ William Sessions 06-11-09

Associate Deputy Administrator
Livestock and Seed Program
Agricultural Marketing Service

Attachments



United States
Department of
Agriculture

Agricultural
Marketing
Service

Stop 0253-Room 2610-S
1400 Independence Avenue, SW
Washington, DC 20250

EXHIBIT A DATED June 2009
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**CHECKLIST AND REFERENCES TO APPLICABLE BID AND CONTRACT PROVISIONS
SUPPLEMENT LS-502 TO AMS MASTER SOLICITATION, FOR TUNA PRODUCTS**

PRODUCT DESCRIPTIONS (SECTION 1. A. (GENERAL))					BID/CONTRACT PROVISIONS		
Product/ Commodity Box Code	Specifications Listed in Priority Order	Commodity Purchase Code	Packaging and Packing	Minimum Offer Unit Size/Shipping Unit	Tolerance Section.	Delivery Period	Competition (See Invitation)
Canned Pink Salmon A802	Item Description and Checklist of Requirements for Canned Pink Salmon (IDCR), Effective May, 2009	27-20-58	24/14.75 oz cans are packed per shipping container	1600 cases/35,4000 pounds	NONE	First Half/Last Half of month delivery period.	Full and Open

**USDA, AMS,
Livestock and Seed Program****APPROVED****ITEM DESCRIPTION AND
CHECKLIST OF REQUIREMENTS
(IDCR) FOR
CANNED PINK SALMON
LS-135**

Contracting Officer Technical Representative (COTR):
Standardization Branch
Room 2607, Phone: (202) 720-4486

Effective May 2008

I. ITEM DESCRIPTION

Canned Pink Salmon – Twenty four (24) 14.75 ounce cans, per case.

II. CHECKLIST OF REQUIREMENTS

Product will be produced by facilities operating in accordance with the applicable Food and Drug Administration (FDA) regulations and the U.S. Department of Commerce Seafood Inspection Program, Continuous Inspection or Lot Inspection Program. For information regarding Seafood Inspection, use the following link:

<http://seafood.nmfs.noaa.gov/ServicesBrochure.pdf>

A. Materials/Product Characteristics

1. Material - Salmon shall be of domestic origin as defined within section I. F. of this announcement and shall be of the following specie and style:
 - a) Specie – *Oncorhynchus gorbuscha* (Pink)
 - b) Style – Regular (skin and bones included)
2. Product Characteristics
 - a) Color shall be pink to buff
 - b) Texture shall be moderately firm to slightly soft
 - c) Color of oil will be pink to light yellow
 - d) Sodium content shall not exceed 270 mg/63 g serving as declared on the Nutrition Facts panel on the can label.
 - e) Objectionable Materials – The Contractor must assure that all heads, gills, tails, viscera, blood marks, bruising, collar cartilage, and fins have been excluded.

B. Preparation for Delivery

1. Cans and Cases - Individual cans of salmon will have a net weight of 14.75 ounces. Twenty-four (24) cans will be unitized to a net weight of 22.125 pounds.

All cans will be unitized into cases by packing into new fiberboard shipping containers, placing on fiberboard trays with plastic shrink wrap or plastic shrink wrap only. Only one size and style of unitized cases may be offered in an individual delivery unit.

2. Palletization - All cases shall be stacked on new or well-maintained pallets and palletized with shrink wrap plastic.
3. Labeling – Cases and cans will be commercially labeled and include all information required by regulations. All cans shall bear a code that is traceable to production lot and date and back to the source of the harvested salmon to ensure compliance with domestic origin requirements.
4. All product must be delivered to AMS

C. Delivered Product

1. Delivery Unit - Each delivery unit will consist of 1,600 cases with a net weight of 35,400 pounds.
2. Sealing – All products must be delivered to AMS destinations under seal according to Amendment 2, April 2006 to this Announcement.

D. Warranty

Warranty – The contractor will warrant that the product complies with all contractual requirements as provided for under Section VI. Of this Announcement.

E. Acceptance and Certification

The USDC Seafood Inspector shall certify acceptable product and set forth on either: 1) a lot inspection certificate, 2) a Certificate of inspection, or 3) a Memorandum Report of Inspection, as appropriate, the following:

1. Contract Number
2. Notice to Deliver Number
3. Name of Product
4. Can Code(s) and the month and year of production
5. Count of cases and total projected net weight of product in each lot
6. Total projected net weight per delivery unit
7. Identity of car or truck (car numbers and letters, seals, truck license, etc.)
8. A statement that “Product conforms with the Item Description and Checklist of Requirements (IDCR) for Canned Pink Salmon and projected net weights certified.”

LIVESTOCK AND SEED PROGRAM

VENDOR REQUEST FOR LOGON IDENTIFICATION (ID) AND PASSWORD
DOMESTIC ELECTRONIC BID ENTRY SYSTEM (DEBES)

COMPANY INFORMATION:

COMPANY NAME		
Street Address		
City	State	Zip Code
Person to receive Vendor ID and password		
Method to receive Vendor ID and password: (Complete one)		
Telephone: _____		
Fax: _____		
E-Mail: _____		
Assign 5-8 digit alpha/numeric personal identification number (PIN) for company: _____ (This code will be used as verification by USDA when assigning or resetting a password)		
NAME AND TITLE OF PERSON REQUESTING LOGON ID: (Must be authorized on SF-129 to sign bids)		
Name _____ Title _____		
Signature _____		

TO BE COMPLETED BY USDA:

VENDOR LOGON ID: ("A" and 6 digits)	PASSWORD: (must be changed at first DEBES logon):
Notified: _____ Date: _____ (Company Representative)	
USDA Marketing Specialist: _____ Date: _____	

Please return this form by FAX to: Contracting Officer, Commodity Procurement Branch, LSP Programs,
(202) 720-9538 FOR INFORMATION CALL (202) 720-2650

ADDRESS INFORMATION FOR AMS COMMODITY PURCHASE PROGRAM

Vendor Name and Address: Contracts will be awarded and mailed to address provided.	Company Name:	
	Contact:	
	Address-Street:	
	Address-P.O. Box:	
	City, State, Zip:	
	Fed. Meat Insp. Est. No. Or State Insp. No. as appropriate:	
	Phone:	Fax:
Payment Disbursement Statement address: Payments to Vendors must be made electronically. To set up electronic transfer, contact the Kansas City Mgmt. Office (816/926-6988) <input type="checkbox"/> ACH <input type="checkbox"/> In Process	Company Name:	
	Contact:	
	Address-Street:	
	Address-P.O. Box:	
	City, State, Zip:	
	Phone:	
	Taxpayer Identification No. (TIN #)	
Plant Address: If Vendor address is same for plant, write "Same". If multiple plants, attach additional pages.	Company Name:	
	Contact:	
	Address-Street:	
	Address-P.O. Box:	
	City, State, Zip:	
	Phone:	
Plant's Shipping Point Address: If Plant address is same for shipping, write "Same". If multiple shipping points, attach additional pages.	Company Name:	
	Contact:	
	Address-Street:	
	Address-P.O. Box:	
	City, State, Zip:	
	Phone:	
Notice to Deliver Address:	Company Name:	
	Contact:	
	Address-Street:	
	Address-P.O. Box:	
	City, State, Zip:	
	Phone:	

Signature & Title (Authorized Company Representative) _____ Date _____

PLEASE RETURN THIS FORM PRIOR TO SUBMITTING A BID
 Send by FAX to Contracting Officer, Livestock & Seed Program, AMS, USDA; 202/720-9538