DON GPC - Use of Covered Telecommunications Equipment or Services Representation

Section 1 – References

1. **DPC MEMO Governmentwide Commercial Purchase Card Guidance Related to the Implementation of the Section 889(a)(1)(B)**
2. **PCAN FY20 #21 NDAA Section 889(a)(1)(B)**

Section 2 – Merchant Representation

Procedures. Prior to making any open market GPC purchase, the merchant shall first review the list of excluded parties in the System for Award Management (SAM) (https://www.sam.gov) or on the GSA SmartPay website (https://smartpay.gsa.gov/content/prohibited-vendor-list) for entities excluded from receiving federal awards for "covered telecommunications equipment or services". Conducting business with merchants who use telecommunications equipment produced by Huawei Technologies Company or ZTE Corporation, (or any subsidiary or affiliate of such entities); Video surveillance and telecommunications equipment produced by Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company (or any subsidiary or affiliate of such entities) is strictly prohibited.

Representation.

(1) After conducting a reasonable inquiry, for purposes of this representation, the Merchant represents that—

It ☐ **does,** ☑ **does not** use covered telecommunications equipment or services, or use any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system.

Merchant Name: Virginia Industries for the Blind

Merchant's Authorized Representative: Matthew H. Koch
(Typed Name)

Authorized Representative Signature/Date: Matthew H Koch / 07/16/2024

Section 3 - Instructions

A. Cardholder (CH) provides this representation document to the merchant to complete, sign, and return to the CH.

B. Merchant verifies the list of prohibited companies & upon completion, fills out the Section 2 above and returns the form to the CH.

C. If a merchant represents "does not" the CH can rely on the representation and make the purchase.

D. If a merchant represents "does" or the merchant declines to complete the Representation, the CH shall not make the purchase with that merchant. Instead, CH must find an alternate merchant that represents "does not" or forwards the requirement along with the Representation to their supporting contracting office for action.

E. If applicable, and after receiving the requirement and representation, the supporting contracting office may provide written approval for the CH to make the purchase. If so, the CH shall retain this approval documentation in their files.

F. The following GPC transactions are exempt as these transactions are payments, not purchases.

1. **Contract Payment Official - use of the GPC as a payment method only**
2. **Inter/Intra-Governmental Payments - (ex. DLA Document Services, NSN items using FedMall, or GSA Global Supply.**
3. **SF-182 Training Payments**

G. Retain all documentation that supports this representation.