

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. CONTRACT ID CODE \_\_\_\_\_ PAGE \_\_\_\_\_ OF PAGES \_\_\_\_\_

2. AMENDMENT/MODIFICATION NUMBER	3. EFFECTIVE DATE see box 16C.	4. REQUISITION/PURCHASE REQUISITION NUMBER	5. PROJECT NUMBER (If applicable)
6. ISSUED BY United States Department of Agriculture Agricultural Marketing Service, Commodity Procurement Staff 1400 Independence Ave SW Room 3522-S, STOP - 0239 Washington, DC 20250-0239	CODE _____	7. ADMINISTERED BY (If other than Item 6) See block 6	

8. NAME AND ADDRESS OF CONTRACTOR (Number, street, county, State and ZIP Code)	<input checked="" type="checkbox"/>	9A. AMENDMENT OF SOLICITATION NUMBER
	<input type="checkbox"/>	9B. DATED (SEE ITEM 11)
	<input type="checkbox"/>	10A. MODIFICATION OF CONTRACT/ORDER NUMBER
	<input type="checkbox"/>	10B. DATED (SEE ITEM 13)
CODE _____	FACILITY CODE _____	

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended.  is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:  
 (a) By completing items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or electronic communication which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by letter or electronic communication, provided each letter or electronic communication makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NUMBER AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NUMBER IN ITEM 10A.
<input type="checkbox"/>	
<input type="checkbox"/>	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation data, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
<input type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
<input type="checkbox"/>	D. OTHER (Specify type of modification and authority)

**E. IMPORTANT:** Contractor  is not  is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)		
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED
_____ (Signature of person authorized to sign)		_____ (Signature of Contracting Officer)	

Previous edition unusable

## **AMENDED – BID DUE DATE, AWARD ANNOUNCEMENT DATE, AND DELIVERY DATES**

- The bid due date is changed from January 18, 2023 to January 25, 2023.
- The award announcement date is changed from January 30, 2023 to February 8, 2023
- All orders that were due to deliver the week of February 13, 2023 are updated to deliver no-later-than February 23, 2023
- Bids submitted for orders that were originally due to deliver the week of February 13, 2023 WILL HAVE TO BE RESUBMITTED AFTER THIS AMENDMENT due to the change in delivery date.

## **AMENDED - FOOD SAFETY AND FOOD DEFENSE VERIFICATION REQUIREMENTS**

### **THE REQUIREMENTS STATED BELOW REPLACE THE REQUIREMENTS THAT ARE LISTED IN THE SOLICITATION TENDERING TEXT.**

Vendors or subcontractors who are supplying fresh citrus to the United States Department of Agriculture (USDA) must ensure that each of their suppliers/subcontractors who grow, harvest, pack, hold and handle product have approved and current food safety and food defense verification audits PRIOR to the bid opening date of this solicitation.

Brokers who do not hold or handle products are exempt from undergoing a food safety or food defense verification audit, however they are required to ensure all their suppliers/subcontractors meet these requirements.

Vendors have two options for food safety verification audits. Documentation submitted as part of previous solicitations will NOT be considered.

#### **Options-**

##### **OPTION A:**

USDA Good Agricultural Practices or Good Manufacturing Practices audits conducted by the USDA Agricultural Marketing Service's Specialty Crops Inspection Division which include:

- USDA Harmonized GAP Audit

- USDA Harmonized GAP Plus+ Audit.
- USDA GAP Audit
- USDA Plant Systems/Good Manufacturing Practices (GMP)/Food Defense Audit

For the USDA GAP Audit, scopes which are necessary to meet the minimum requirement to be deemed responsive are as follows:

- Farm Review
- Field Harvesting & Field Packing Activities
- House Packing Facility
- Storage & Transportation
- Distribution Center
- Food Defense

All vendors/suppliers/subcontractors must meet the minimum acceptance criteria for the specific GAP, GMP, or Food Defense audit listed above. All approved operations are listed on the USDA website. Additionally, the USDA audits listed above can be found on the USDA website at:

<https://www.ams.usda.gov/gapghp>

and

<https://www.ams.usda.gov/services/auditing/gmp>

Verification audits shall be performed by the USDA, AMS, SCP-SCID representatives only.

All audits are valid for one year after the date the audit was conducted.

All these requirements shall be met PRIOR to the bid opening date.

Brokers are exempt from the USDA GAP/GHP requirements themselves, HOWEVER suppliers/subcontractors performing under the contract shall have the applicable USDA GAP/GHP certification(s).

In order to be found responsive the contractor and/or its subcontractors/suppliers must be in compliance with USDA GAP/GHP certification. Offerors must include in their bid the GAP and GHP Audit Verification attachment, which is found in the attachments section of this solicitation. Offerors who do not complete this form in its entirety, do not include the form as an attachment to their bid, or are missing the required USDA GAP/GHP scopes listed above shall be deemed nonresponsive.

More information on USDA GAP/GHP audits can be found here:

<https://www.ams.usda.gov/services/auditing/gap-ghp> or by reaching out to [scaudits@usda.gov](mailto:scaudits@usda.gov)

Awardees may ship and supply from any location found here:

<https://apps.ams.usda.gov/GAPGHP/reportG01.aspx>

If USDA/AMS finds that suppliers used by the contractor are not in compliance with AMS GAP/GHP certification requirements after the product is delivered, the following courses of action will apply:

1. A cure notice shall be issued informing the contractor of their failure to comply with the required elements of this solicitation. The USDA will then deduct a 50% discount from the invoice for all noncompliant deliveries shipped or invoiced prior to the date listed on the cure notice.
2. If the contractor ships noncompliant product after the date of the cure notice:
  - a. USDA/AMS will deduct a 50% discount from the invoice for all noncompliant deliveries;
  - b. The contract will be terminated for cause; and
  - c. The contractor will be suspended from participating in all future USDA/AMS fresh fruit and vegetable solicitations for a period of one year from the date of contract termination.

**OPTION B:**

USDA Desk Audit of GFSI aligned food safety verification audits. If a producer, handler, or packer has not completed one of the USDA audits listed above but has completed an audit under a Global Food Safety Initiative (GFSI)-benchmarked program, the vendor may elect to request a desk audit by the Specialty Crops Inspection Division to verify USDA's food safety requirements have been met. The vendor is responsible for paying the Specialty Crops Inspection Division all costs associated with the desk audit. The current rate for audit services is \$132/per hour.

The following GFSI-benchmarked programs are acceptable for a USDA Desk Audit to be conducted:

Primary Production Standards

- GlobalGAP Integrated Farm Assurance Fruit and Vegetables Standard version 5.4.1-GFS

- GlobalGAP Harmonized Produce Safety Standard version 1.2
- CanadaGAP Version 9.1 Options B, C, D
- SQF Code 8th or 9th Edition
- Primus GFS Standard v 3 or 3.2

#### Packinghouse/Facility Standards

- GlobalGAP Integrated Farm Assurance Fruit and Vegetables Standard version 5.4.1-GFS
- GlobalGAP Produce Handling Assurance (PHA) V1.2
- CanadaGAP Version 7.1 or 9 Options B, C, D
- Freshcare Food Safety & Quality Standard – Edition 4.2
- SQF Code 7th or 8th Edition
- Primus GFS Standard v or 3 or 3.2
- FSSC 22000 version 5.1
- IFS Food Standard Version 6 or 7
- BRC Global Standard for Food Safety Issue 7 or 8

Offerors shall submit the required desk-audit documentation to Specialty Crops Inspection Division no later than 7 business days before the offer due/bid open date of this solicitation. If an offeror submits the desk audit request later than 7 business days before the offer due/bid opening, they may be deemed nonresponsive and ineligible for award.

Vendors who elect to undergo a desk audit of any of these GFSI-benchmarked audits must submit to USDA the following documents for review:

- The complete GFSI food safety audit report (not just the certificate) for all producers, handlers, and packers from whom products were sourced.
- Completed Corrective Action Reports addressing non-conformances found by GFSI audit, if not included as part of the audit report.
- Domestic Origin Verification
- A vendor who handles products originating from outside the United States must submit a segregation plan that addresses how it ensures non-domestic products are not used for commodities purchased under this new Section 32 Purchase.

- Based on the findings of the desk audit, USDA reserves the right to require additional documentation and records, for example water system risk assessment, water test results, traceability program standard operating procedures, and mock recall documentation.

- For questions or when submitting a request for a USDA desk audit please submit to: SCVendorAudit@usda.gov and for the subject line enter: Desk Audit Request for Oranges, Mandarins and/or Grapefruit (adjusted as necessary).

3. The audit must cover all parts of the operation which are applicable to the commodity being purchased. A typical commodity purchase would require an audit of the fields, packing house, storage facilities, and distribution center if all activities are occurring at the location.

4. Any facility (packing house or distribution center) must have either a food defense (intentional adulteration) audit or survey, either performed by USDA/AMS or included in the scope of the GFSI food safety audit. Further information on the USDA option is available at <https://www.ams.usda.gov/services/auditing/food-defense-system-survey>.

In order to be found responsive, the contractor and/or its subcontractors/suppliers must be in compliance with USDA GAP/GMP and Food Defense certification or possess an approved Desk Audit Letter. Offerors must include in their bid the GAP and GHP Audit Verification attachment, which is found in the attachments section of this solicitation, or their approved Desk Audit Letter(s). Offerors who do not include this information as an attachment to their bid or are missing the required USDA scopes listed above, shall be deemed nonresponsive.

\*The USDA reserves the right to perform spot checks for product condition at destination. \*