



## Department of Energy

Brookhaven Site Office  
P.O. Box 5000  
Upton, New York 11973

Mr. Brian Boyle  
Prime Contract Manager  
Brookhaven Science Associates, LLC  
Brookhaven National Laboratory  
Upton, New York 11973

Dear Mr. Boyle:

**SUBJECT: PRIME CONTRACT CLAUSE I.51 — FAR 52.223-3 — HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA**

During the recent Prime Contract Reform initiative, it came to Brookhaven Site Office's (BHSO) attention that wording in the Subject contract clause specifies the requirement for a contract deliverable. This letter is to modify BHSO's expectations in reference to this contract clause.

The wording in question under section (b) states that: "Material Safety Data Sheets to be provided on a periodic basis as agreed to by Contracting Officer." Prior to this letter Brookhaven Science Associates (BSA) periodically supplied BHSO with a disk containing recent material safety data sheet information to satisfy the deliverable. This approach was previously agreed upon by BSA and BHSO staff members. The BSA point-of-contact and BHSO Subject Matter Expert assigned to review this clause during the Prime Contract Reform initiative determined that this delivery method did not add value since BHSO has real-time access to the system used by BSA to maintain its' list of hazardous materials. By this letter, BHSO is clarifying the expectation of the deliverable, as described below.

It is BHSO's expectation under the Subject clause that BSA will continue to maintain a current list of hazardous material which shall be accessible to BHSO. The use of the Chemical Management System is an acceptable method of satisfying this expectation, given that BHSO has continuous access to the system. Should there be a change to the system where BSA tracks this information, it is expected that BHSO's access will not be impacted.

Please contact me with any questions regarding this letter at extension 3346.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Gordon".

Robert Gordon, Acting Director  
Business Management Division  
Contracting Officer

cc: M. Dikeakos, BHSO  
J. Brock, BHSO  
A. Clifton, BHSO  
D. Mitchell, BHSO  
G. Clark, BSA