

NATIONAL LABORATORY OF THE ROCKIES

ACQUISITION SERVICES

| Number | Title | Revision | Date |
|--------------|---|----------|-----------|
| OCFO-AS-4157 | Subcontractor's Certificate of Current Cost or Pricing Data | 0 | 3/30/2026 |

SUBCONTRACTOR'S CERTIFICATE OF CURRENT COST OR PRICING DATA INSTRUCTIONS

(Derived from FAR 15.406.2)

- (a) When cost or pricing data are required, the National Laboratory of the Rockies (NLR) Subcontract Administrator must require the Subcontractor to execute a Certificate of Current Cost or Pricing Data, using the format provided herein, and the Subcontractor must provide a copy of the executed certificate to the NLR Subcontract Administrator.
- (b) The certificate does not constitute a representation as to the accuracy of the Subcontractor's judgment on the estimate of future costs or projections. It applies to the data upon which the judgment or estimate was based. This distinction between fact and judgment should be clearly understood. If the Subcontractor had information reasonably available at the time of agreement showing that the negotiated price was not based on accurate, complete, and current data, the Subcontractor's responsibility is not limited by any lack of personal knowledge of the information on the part of its negotiators.
- (c) The NLR Subcontract Administrator and Subcontractor are encouraged to reach a prior agreement on criteria for establishing closing or cutoff dates when appropriate in order to minimize delays associated with proposal updates. Closing or cutoff dates should be included as part of the data submitted with the proposal and, before agreement on price, data should be updated by the Subcontractor to the latest closing or cutoff dates for which the data are available. Use of cutoff dates coinciding with reports is acceptable, as certain data may not be reasonably available before normal periodic closing dates (e.g., actual indirect costs). Data within the Subcontractor's or any lower-tier Subcontractor's organization on matters significant to Subcontractor management and to NLR will be treated as reasonably available. What is significant depends upon the circumstances of each acquisition.
- (d) Possession of a Certificate of Current Cost or Pricing Data is not a substitute for examining and analyzing the Subcontractor's proposal.
- (e) If cost or pricing data are requested and submitted by an Offeror, but an exception is later found to apply, the data shall not be considered cost or pricing data and certificate shall not be in accordance with this section.

SUBCONTRACTOR'S CERTIFICATE OF CURRENT COST OR PRICING DATA

This is to certify that, to the best of my knowledge and belief, the cost or pricing data (as defined in section 2.101 of the Federal Acquisition Regulation (FAR) are required under writing, to the National Laboratory of the Rockies (NLR) in support of _____¹ are accurate, complete, and current as of _____².

This certification includes the cost or pricing data supporting any advance agreements and forward pricing rate agreements between the Offeror and NLR or the Government that are part of the proposal.

Firm: _____

Signature: _____

Name: _____

Title: _____

Date of Execution³: _____

¹ Identify the NLR proposal, request for pricing adjustment, or other submission involved, giving the appropriate identifying number (e.g., NLR Request for Proposal or NLR Letter of Intent number).

² Insert the day, month, and year when price negotiations *were concluded* and price agreement was reached or, if applicable, an earlier date agreed upon between the parties that is as close as practicable to the date of agreement on price.

³ Insert the day, month, and year of signing, which should be as close as practicable to the date when the price negotiations were concluded, and the subcontract price was agreed to.