

(I) PRICES AT WHICH SALES ARE CURRENTLY OR WERE LAST MADE TO THE GENERAL BUYING PUBLIC; OR

(II) DISCOUNTED PRICES AT WHICH SALES ARE CURRENTLY OR WERE LAST MADE TO LOCAL, STATE, OR FEDERAL GOVERNMENTAL UNITS.

(B) SCOPE OF SECTION.

~~THIS SECTION DOES NOT APPLY TO~~ APPLIES TO ALL PROCUREMENTS BY UNITS EXCEPT:

(1) A BIDDER--ENGAGING--IN PROCUREMENT FOR WHICH THE PRICE WILL BE ESTABLISHED BY COMPETITIVE SEALED BIDDING; OR

(2) A PERSON--LEASING--OR--AMENDING LEASE OF REAL PROPERTY OR AN AMENDMENT TO A LEASE OF REAL PROPERTY.

(C) WHEN REQUIRED.

AN OFFEROR OR CONTRACTOR SHALL SUBMIT COST AND PRICE INFORMATION FOR A PROCUREMENT CONTRACT, CHANGE ORDER, OR CONTRACT MODIFICATION IF THE PRICE:

(1) IS EXPECTED TO EXCEED \$100,000 OR A SMALLER AMOUNT SET BY THE PROCUREMENT OFFICER; AND

(2) IS NOT:

(I) BASED ON ADEQUATE PRICE COMPETITION;

(II) BASED ON THE ESTABLISHED CATALOG PRICE OR MARKET PRICE OF COMMERCIAL ITEMS SOLD IN SUBSTANTIAL QUANTITIES TO A SIGNIFICANT NUMBER OF BUYERS; OR

(III) SET BY LAW.

(D) CERTIFICATION.

AN OFFEROR OR CONTRACTOR REQUIRED TO SUBMIT COST AND PRICE INFORMATION SHALL CERTIFY THAT, TO THE BEST KNOWLEDGE OF THE OFFEROR OR CONTRACTOR, THE INFORMATION IS:

(1) ACCURATE;

(2) COMPLETE; AND

(3) CURRENT AS OF A SPECIFIC DATE THAT:

(I) HAS BEEN DETERMINED BY THE PROCUREMENT OFFICER AND THE OFFEROR OR CONTRACTOR; AND