

FOREIGN NATIONALS (7-93)

(a) Part or all of the work under this subcontract will be performed at a Company-operated DOE facility. DOE Order 1240.2B requires prior approval for the performance of work at, and visits to, DOE facilities by "foreign nationals." The Order provides that "for the purposes of this Order, a foreign national is any person who is not a U.S. national or is a stateless person. An immigrant alien is considered a foreign national for the purpose of this Order."

(b) The Order contains the following definitions:

(1) "U.S. National. A citizen of the United States, or a person who, although not a citizen of the United States, owes permanent allegiance to the United States."

(2) "Stateless Person. One who currently is without nationality (i) by the action of a state in withdrawing the protection of nationality, (ii) by his or her own action in effectively renouncing the nationality previously held, or (iii) because he or she has never held nationality due to the circumstances of birth."

(3) "Immigrant Alien. A foreign national authorized by the Immigration and naturalization Service to reside and work in the U.S. for an indefinite period and who is eligible to become, in time, a U.S. citizen. Most immigrant aliens may also be referred to as permanent resident aliens (PRAs)."

(c) Offerors (or the Seller under a resulting subcontract) must provide to the Company's subcontract administrator the following information concerning each foreign national for whom approval to visit or work onsite is requested: (1) name, (2) nationality, and (3) the nature of the work proposed to be performed at the DOE facility or the purpose of the visit. The Company should receive the information no less than 90 days prior to the anticipated visit or the beginning of work onsite.

(d) Requests for approval of a visit or onsite work by a foreign national may be denied. Denial will not constitute grounds for an equitable adjustment or constitute an excusable delay under the subcontract.