

Department of Energy Indemnity Approval

The following criteria were used in evaluating the indemnity request by _____. Recommend (CHECK ONE) DOE-ARG / DOE-HQ approval based upon the risks evaluated and identified below, as well as attached information (indemnity provision, statement of work, etc.)

- 1. YES NO The action presents a low risk of significant liability to Argonne National Laboratory, or
- 2. YES NO is primarily associated with the transfer of information.
- 3. YES NO The action is required to promote the mission of the Laboratory.
- 4. YES NO All reasonable possibilities (i.e., insurance) were pursued to avoid the indemnity language
- 5. YES NO The indemnity language does not indemnify the award recipient for liability resulting from their own acts or omissions.
- 6. YES NO The indemnity stipulates that Government Liability is subject to availability of funds under the Prime Contract at the time the contingency occurs.
- 7. YES NO Indemnity language does not imply that Congress will, at a later date, appropriate funds sufficient to meet deficiencies under the Prime Contract.
- 8. YES NO The indemnity makes prudent business sense.

(If the answer to any question is "No", provide additional comments on the reverse side of this form to support subsequent DOE action)

ANL Signature

Date

Extension

ANL Signature

Date

Extension

DOE-ARG

Approved

Disapproved

Forwarded to DOE-HQ for Action

DOE-ARG Signature

Date

Extension

INDEMNITY APPROVAL INSTRUCTIONS

1. Complete the Department of Energy (DOE) Indemnity Approval Form.
2. If any question is “No”, additional comments should be provided on the review form.
3. Identify in the “Comments” area the name, title and phone number of the person that refused to accept insurance in lieu of indemnity language.
4. Forward the Indemnity Form with the Indemnities in article attached to ANL Legal for comment and review prior to forwarding it to DOE for approval.
5. ANL Management should sign out all forms via a Request for Approval of Subcontract or P.O. Action (PD-2)
6. DO NOT award until DOE direction is received.

COMMENTS: