

**DO NOT CHANGE OR MODIFY PART I CONTENT WITHOUT  
SEAPORT SECURITY CONCURRENCE**

Do a search for all bracket characters “ [ ] “ as they are used to show you areas containing options or project specific details (you can use Microsoft Word’s Find feature {Ctrl-F} to jump to an open bracket “ [ “ character quickly). Again, these bracket characters should be removed.

PART 1 GENERAL

1.01 RELATED WORK DESCRIBED ELSEWHERE

- A. The provisions and intent of the Contract, including the General Conditions, Supplementary Conditions and General Requirements, apply to this work as if specified in this section. Work related to this section is in accordance with current Department of Homeland Security (DHS) and U.S. Coast Guard regulations.

1.02 SECURITY REQUIREMENTS

- A. Identification/Access Badges:
  - 1. All Contractor personnel working in secure and restricted areas (as defined in Title 33, Code of Federal Regulations (CFR) Parts 104, 105 and 106) on this project shall have valid Department of Homeland Security issued Transportation Worker Identification Credential (TWIC) in accordance with Title 33, CFR, Part 101.514.
  - 2. A portion of this Contract requires work to be performed within an area of the Seaport controlled for security reasons. That area is defined as the area within a Coast Guard Regulated facility subject to the provisions of the Maritime Transportation Security Act (MTSA) of 2002 and Title 33 CFR, Part 105, delineated by security fence, and all other restricted areas indicated on applicable drawings, or as posted on the Seaport premises (“restricted/secured area”), or otherwise defined under each Terminal Facility Security Plan. No Contractor personnel are allowed to work in these restricted areas without a valid TWIC.
- B. Restricted Area Training:
  - 1. All individuals requiring unescorted access to restricted areas will be required to provide documentation that they have successfully completed basic security awareness training as required in 33 CFR 105.215. This training must be completed prior to allowing unescorted access to restricted areas of Port of Seattle marine terminals subject to 33 CFR 105.

1.03 ISSUANCE OF IDENTIFICATION BADGES

- A. In order to obtain a TWIC, the Contractor must apply for a TWIC card through the TWIC program as administered by the Transportation Security Administration (TSA). Information on this program can be found on the internet at <http://www.tsa.gov/twic>.
- B. All work and expenses required to obtain a TWIC or for other activities required in this section shall be borne by the Contractor as part of the Contract.

1.04 RULES AND REGULATIONS REGARDING IDENTIFICATION BADGES

- A. TWIC cards must be worn at all times on the outermost garment above waist height in order to gain access to and remain in restricted areas.
- B. Any employee found in a restricted area without a valid TWIC will be escorted from that location and not be allowed to return until wearing a proper TWIC. This will be reported to the National Response Center as a security breach.
- C. Employees shall be allowed access to the restricted areas only as necessary to travel to and from the construction/job site. Any employee found in any portion of the restricted areas other than the construction/job site or the area to and from the construction/job site will no longer be permitted to work at the Seaport in a restricted area.
- D. Escorting:
  - 1. Escorts must comply with the requirements of 33 CFR 101 and 105, and be authorized by the Facility Security Officer, or designee, of the facility where escorting is to be performed.
  - 2. Only those individuals with a valid TWIC authorized access to a particular door/gate, may escort no more than five (5) individual(s) in direct line of sight at all times. Those persons being escorted must possess a valid form of identification that must, at a minimum meet the following requirements:
    - a. Be laminated or otherwise secure against tampering;
    - b. Contain the individual's full name (full first and last names, middle initial is acceptable);
    - c. Contain a photo that accurately depicts that individual's current facial appearance; and
    - d. Bear the name of the issuing authority.
    - e. The issuing authority must be:
      - (1) A government authority or an organization authorized to act on behalf of a government authority.
  - 3. THE ESCORT MUST REMAIN WITH THE INDIVIDUAL(S) BEING ESCORTED AT ALL TIMES WHILE IN RESTRICTED AREAS.
- E. Lost or Stolen TWIC.
  - 1. All TWIC's that are lost, stolen, or otherwise unaccounted for must be immediately reported to the Transportation Security Agency TWIC help desk 1-866-DHS-TWIC.
  - 2. After the applicant reports the card as lost, stolen, or damaged, the help desk will contact the card production facility to trigger production of a replacement TWIC. The replacement credential will be sent to the enrollment center designated by the applicant for pick up.
  - 3. TSA will add the lost, stolen, or damaged credential to the list of revoked cards to decrease the chance that the credential could be used by an unauthorized person to gain unescorted access. This list of revoked cards (the 'hotlist') will be available on the TWIC portal to appropriate individuals within the maritime community (Vessel Security Officer, Facility Security Officer, Coast Guard Captain of the Port) in order to monitor access to

secure areas. Once the replacement TWIC arrives at the enrollment center, the applicant will pick up and pay the card replacement fee. The replacement card will have the same expiration date as the original.

- F. Unsecured Doors/Gates: Contractors and their employees will be held accountable for doors and gates located within their work sites that provide direct or indirect access to restricted or secured areas of the Port by unauthorized individuals. Doors and gates that provide such access must NOT, under ANY circumstances, be left open and unattended. Individuals who have been issued TWIC cards are required to challenge any individual attempting unauthorized access to restricted areas and report all violations to the terminal security staff immediately.
- G. Contractors requiring access through vehicle gates not normally staffed must make arrangements for access through the Facility Security Officer or designated security staff on the marine terminal.

#### 1.05 FAILURE TO COMPLY

- A. Compliance with these regulations and TSA directives will be monitored by the Seaport Security Coordinator, other Port personnel or other regulatory agencies. Failure on the part of the Contractor to comply may result in fines or other monetary considerations levied against the Port. In the event an action or absence of action, by the Contractor with regard to the TSA directive leads to any damages against the Port, the Contractor shall be liable for, and reimburse the Port for, all costs involved.

#### 1.06 SPECIAL REQUIREMENTS, WORK IN U.S. CUSTOMS AREA

- A. Work conducted inside areas controlled by the U.S. Customs Service in maritime terminals of the Port, may require special clearance and identification issued by the Customs Service. In addition, the Customs Service may require that a bond be provided by the Contractor, as security for all work conducted within their area.
- B. It shall be the Contractor's responsibility to coordinate with the U.S. Customs Service, secure necessary clearance from them, and provide bonds as required. All costs for securing U.S. Customs identification and clearance, and the providing of their required bonding, shall be at the Contractor's expense. No separate or extra payment of any kind will be made to the Contractor for satisfying these requirements.

#### PART 2 PRODUCTS - Not Used

#### PART 3 EXECUTION - Not Used

#### PART 4 MEASUREMENT AND PAYMENT

##### 4.01 GENERAL

- A. No separate measurement or payment will be made for the work required by this section. The cost for this portion of the Work will be considered incidental to, and included in the payments made for the applicable bid items in the [Schedule of Unit Prices] [Lump Sum price bid for the Project].

End of Section