

Annex 9.1

Section A - Central Level of Government Entities

This Agreement applies to procurement by the **Central Level of Government Entities** listed in this Section where the value of the procurement is estimated, in accordance with Section G, to equal or exceed the following relevant threshold. Unless otherwise specified within this Section, all agencies subordinate to those listed are covered by this Agreement.

Thresholds:

For procurement of goods and services

(To be adjusted according to the formula in Section G, paragraph 2): \$56,190

For procurement of construction services

(To be adjusted according to the formula in Section G, paragraph 3): \$6,481,000

Schedule of Chile

1. *Presidencia de la República*
2. *Ministerio de Interior*
3. *Ministerio de Relaciones Exteriores*
4. *Ministerio de Defensa Nacional*
5. *Ministerio de Hacienda*
6. *Ministerio Secretaría General de la Presidencia*
7. *Ministerio Secretaría General de Gobierno*
8. *Ministerio de Economía, Fomento, Reconstrucción y Energía*
9. *Ministerio de Minería*
10. *Ministerio de Planificación y Cooperación*
11. *Ministerio de Educación*
12. *Ministerio de Justicia*
13. *Ministerio de Trabajo y Previsión Social*
14. *Ministerio de Obras Públicas*
15. *Ministerio de Transporte y Telecomunicaciones*
16. *Ministerio de Salud*
17. *Ministerio de la Vivienda y Urbanismo*
18. *Ministerio de Bienes Nacionales*
19. *Ministerio de Agricultura*
20. *Ministerio Servicio Nacional de la Mujer*

Gobiernos Regionales

Intendencia I Región

Gobernación de Arica

Gobernación de Parinacota

Gobernación de Iquique

Intendencia II Región
Gobernación de Antofagasta
Gobernación de El Loa
Gobernación de Tocopilla

Intendencia III Región
Gobernación de Chañaral
Gobernación de Copiapó

Intendencia IV Región
Gobernación de Huasco
Gobernación de El Elqui
Gobernación de Limarí
Gobernación de Choapa

Intendencia V Región
Gobernación de Petorca
Gobernación de Valparaíso
Gobernación de San Felipe de Aconcagua
Gobernación de Los Andes
Gobernación de Quillota
Gobernación de San Antonio
Gobernación de Isla de Pascua

Intendencia VI Región
Gobernación de Cachapoal
Gobernación de Colchagua
Gobernación de Cardenal Caro

Intendencia VII Región
Gobernación de Curicó
Gobernación de Talca
Gobernación de Linares
Gobernación de Cauquenes

Intendencia VIII Región
Gobernación de Ñuble
Gobernación de Bío-Bío
Gobernación de Concepción
Gobernación de Arauco

Intendencia IX Región
Gobernación de Malleco
Gobernación de Cautín

Intendencia X Región
Gobernación de Valdivia
Gobernación de Osorno
Gobernación de Llanquihue
Gobernación de Chiloé

Gobernación de Palena

Intendencia XI Región

Gobernación de Coihaique

Gobernación de Aysén

Gobernación de General Carrera

Intendencia XII Región

Gobernación de Capitán Prat

Gobernación de Última Esperanza

Gobernación de Magallanes

Gobernación de Tierra del Fuego

Gobernación de Antártica Chilena

Intendencia Región Metropolitana

Gobernación de Chacabuco

Gobernación de Cordillera

Gobernación de Maipo

Gobernación de Talagante

Gobernación de Melipilla

Gobernación de Santiago

Schedule of the United States

1. Advisory Commission on Intergovernmental Relations
2. African Development Foundation
3. Alaska Natural Gas Transportation System
4. American Battle Monuments Commission
5. Appalachian Regional Commission
6. Broadcasting Board of Governors
7. Commission of Fine Arts
8. Commission on Civil Rights
9. Commodity Futures Trading Commission
10. Consumer Product Safety Commission
11. Corporation for National and Community Service
12. Delaware River Basin Commission
13. Department of Agriculture (Not including procurement of agricultural goods made in furtherance of agricultural support programs or human feeding programs)
14. Department of Commerce (Not including shipbuilding activities of NOAA)
15. Department of Defense (Not including the procurement of the following goods:
 - (a) Federal Supply Classification (FSC) 83 - all elements of this classification other than pins, needles, sewing kits, flag staffs, flagpoles, and flagstaff trucks;
 - (b) FSC 84 - all elements other than sub-class 8460 (luggage);
 - (c) FSC 89 - all elements other than sub-class 8975 (tobacco products);
 - (d) FSC 2310 - (buses only);
 - (e) Specialty metals, defined as steels melted in steel manufacturing facilities located in the United States or its possessions, where the maximum alloy content exceeds one or more of the following limits, must be used in products purchased by DOD: (1) manganese, 1.65 per cent; silicon, 0.60 per cent; or copper, 0.06 per cent; or which contains more than 0.25 per cent of any of the following elements: aluminium,

chromium, cobalt, columbium, molybdenum, nickel, titanium, tungsten, or vanadium; (2) metal alloys consisting of nickel, iron-nickel and cobalt base alloys containing a total of other alloying metals (except iron) in excess of 10 per cent; (3) titanium and titanium alloys; or (4) zirconium base alloys;

- (f) FSC 19 and 20 - that part of these classifications defined as naval vessels or major components of the hull or superstructure thereof;
 - (g) FSC 51 and 52;
 - (h) The following FSC categories are not generally covered due to application of Article 17: 10, 12, 13, 14, 15, 16, 17, 19, 20, 28, 31, 58, 59, 95. *For detailed listing of the Federal Supply Classifications (FSC), see www.scrantonrtg.com/secrc/fsc-codes/fsc.html.*
- 16. Department of Education
 - 17. Department of Energy (Not including national security procurements made in support of safeguarding nuclear materials or technology and entered into under the authority of the Atomic Energy Act, and oil purchases related to the Strategic Petroleum Reserve)
 - 18. Department of Health and Human Services
 - 19. Department of Housing and Urban Development
 - 20. Department of the Interior, including the Bureau of Reclamation
 - 21. Department of Justice
 - 22. Department of Labor
 - 23. Department of State
 - 24. Department of Transportation (Not including the Federal Aviation Administration)
 - 25. Department of the Treasury
 - 26. Department of Veterans Affairs
 - 27. Environmental Protection Agency
 - 28. Equal Employment Opportunity Commission
 - 29. Executive Office of the President
 - 30. Export-Import Bank of the United States
 - 31. Farm Credit Administration
 - 32. Federal Communications Commission
 - 33. Federal Crop Insurance Corporation
 - 34. Federal Deposit Insurance Corporation
 - 35. Federal Election Commission
 - 36. Federal Emergency Management Agency
 - 37. Federal Home Loan Mortgage Corporation
 - 38. Federal Housing Finance Board
 - 39. Federal Maritime Commission
 - 40. Federal Mediation and Conciliation Service
 - 41. Federal Mine Safety and Health Review Commission
 - 42. Federal Prison Industries, Inc.
 - 43. Federal Reserve System
 - 44. Federal Retirement Thrift Investment Board
 - 45. Federal Trade Commission
 - 46. General Services Administration (Not including Federal Supply Groups 51 and 52 and Federal Supply Class 7340). *For detailed listing of the Federal Supply Classifications (FSC), see www.scrantonrtg.com/secrc/fsc-codes/fsc.html.*
 - 47. Government National Mortgage Association
 - 48. Holocaust Memorial Council
 - 49. Inter-American Foundation
 - 50. Merit Systems Protection Board

51. National Aeronautics and Space Administration (NASA)
52. National Archives and Records Administration
53. National Capital Planning Commission
54. National Commission on Libraries and Information Science
55. National Council on Disability
56. National Credit Union Administration
57. National Foundation on the Arts and the Humanities
58. National Labor Relations Board
59. National Mediation Board
60. Nuclear Regulatory Commission
61. National Science Foundation
62. National Transportation Safety Board
63. Occupational Safety and Health Review Commission
64. Office of Government Ethics
65. Office of the Nuclear Waste Negotiator
66. Office of Personnel Management
67. Office of Special Counsel
68. Office of Thrift Supervision
69. Overseas Private Investment Corporation
70. Peace Corps
71. Pennsylvania Avenue Development Corporation
72. Railroad Retirement Board
73. Securities and Exchange Commission
74. Selective Service System
75. Small Business Administration
76. Smithsonian Institution
77. Susquehanna River Basin Commission
78. United States Agency for International Development
79. United States International Trade Commission

Section B - Sub-Central Level Government Entities

This Agreement applies to procurement by the **Sub-Central Level Government Entities** listed in this Section where the value of the procurement is estimated, in accordance with Section G, to equal or exceed the following relevant threshold.

Thresholds:

(To be adjusted according to the formula in Section G, paragraph 3)

For procurement of goods and services: \$460,000

For procurement of construction services: \$6,481,000

Schedule of Chile

1. *Municipalidad de Arica*
2. *Municipalidad de Iquique*
3. *Municipalidad de Pozo Almonte*
4. *Municipalidad de Pica*
5. *Municipalidad de Huara*
6. *Municipalidad de Camarones*
7. *Municipalidad de Putre*
8. *Municipalidad de General Lagos*
9. *Municipalidad de Camiña*
10. *Municipalidad de Colchane*
11. *Municipalidad de Tocopilla*
12. *Municipalidad de Antofagasta*
13. *Municipalidad de Mejillones*
14. *Municipalidad de Taltal*
15. *Municipalidad de Calama*
16. *Municipalidad de Ollagüe*
17. *Municipalidad de Maria Elena*
18. *Municipalidad de San Pedro De Atacama*
19. *Municipalidad de Sierra Gorda*
20. *Municipalidad de Copiapó*
21. *Municipalidad de Caldera*
22. *Municipalidad de Tierra Amarilla*
23. *Municipalidad de Chañaral*
24. *Municipalidad de Diego De Almagro*
25. *Municipalidad de Vallenar*
26. *Municipalidad de Freirina*
27. *Municipalidad de Huasco*
28. *Municipalidad de Alto Del Carmen*
29. *Municipalidad de La Serena*
30. *Municipalidad de La Higuera*
31. *Municipalidad de Vicuña*
32. *Municipalidad de Paihuano*
33. *Municipalidad de Coquimbo*

34. *Municipalidad de Andacollo*
35. *Municipalidad de Ovalle*
36. *Municipalidad de Río Hurtado*
37. *Municipalidad de Monte Patria*
38. *Municipalidad de Punitaqui*
39. *Municipalidad de Combarbalá*
40. *Municipalidad de Illapel*
41. *Municipalidad de Salamanca*
42. *Municipalidad de Los Vilos*
43. *Municipalidad de Canela*
44. *Municipalidad de Valparaíso*
45. *Municipalidad de Viña Del Mar*
46. *Municipalidad de Quilpue*
47. *Municipalidad de Villa Alemana*
48. *Municipalidad de Casablanca*
49. *Municipalidad de Quintero*
50. *Municipalidad de Puchuncaví*
51. *Municipalidad de Quillota*
52. *Municipalidad de La Calera*
53. *Municipalidad de La Cruz*
54. *Municipalidad de Hijuelas*
55. *Municipalidad de Nogales*
56. *Municipalidad de Limache*
57. *Municipalidad de Olmué*
58. *Municipalidad de Isla De Pascua*
59. *Municipalidad de San Antonio*
60. *Municipalidad de Santo Domingo*
61. *Municipalidad de Cartagena*
62. *Municipalidad de El Tabo*
63. *Municipalidad de El Quisco*
64. *Municipalidad de Algarrobo*
65. *Municipalidad de San Felipe*
66. *Municipalidad de Santa María*
67. *Municipalidad de Putaendo*
68. *Municipalidad de Catemu*
69. *Municipalidad de Panquehue*
70. *Municipalidad de Llay - Llay*
71. *Municipalidad de Los Andes*
72. *Municipalidad de San Esteban*
73. *Municipalidad de Calle Larga*
74. *Municipalidad de Rinconada*
75. *Municipalidad de La Ligua*
76. *Municipalidad de Cabildo*
77. *Municipalidad de Petorca*
78. *Municipalidad de Papudo*
79. *Municipalidad de Zapallar*
80. *Municipalidad de Juan Fernández*
81. *Municipalidad de Con - Con*
82. *Municipalidad de Buin*
83. *Municipalidad de Calera De Tango*

84. *Municipalidad de Colina*
85. *Municipalidad de Curacaví*
86. *Municipalidad de El Monte*
87. *Municipalidad de Isla De Maipo*
88. *Municipalidad de Pudahuel*
89. *Municipalidad de La Cisterna*
90. *Municipalidad de Las Condes*
91. *Municipalidad de La Florida*
92. *Municipalidad de La Granja*
93. *Municipalidad de Lampa*
94. *Municipalidad de Conchalí*
95. *Municipalidad de La Reina*
96. *Municipalidad de Maipú*
97. *Municipalidad de Estación Central*
98. *Municipalidad de Melipilla*
99. *Municipalidad de Ñuñoa*
100. *Municipalidad de Paine*
101. *Municipalidad de Peñaflores*
102. *Municipalidad de Pirque*
103. *Municipalidad de Providencia*
104. *Municipalidad de Puente Alto*
105. *Municipalidad de Quilicura*
106. *Municipalidad de Quinta Normal*
107. *Municipalidad de Renca*
108. *Municipalidad de San Bernardo*
109. *Municipalidad de San José De Maipo*
110. *Municipalidad de San Miguel*
111. *Municipalidad de Santiago*
112. *Municipalidad de Talagante*
113. *Municipalidad de Til Til*
114. *Municipalidad de Alhué*
115. *Municipalidad de San Pedro*
116. *Municipalidad de María Pinto*
117. *Municipalidad de San Ramón*
118. *Municipalidad de La Pintana*
119. *Municipalidad de Macul*
120. *Municipalidad de Peñalolen*
121. *Municipalidad de Lo Prado*
122. *Municipalidad de Cerro Navia*
123. *Municipalidad de San Joaquín*
124. *Municipalidad de Cerrillos*
125. *Municipalidad de El Bosque*
126. *Municipalidad de Recoleta*
127. *Municipalidad de Vitacura*
128. *Municipalidad de Lo Espejo*
129. *Municipalidad de Lo Barnechea*
130. *Municipalidad de Independencia*
131. *Municipalidad de Pedro Aguirre Cerda*
132. *Municipalidad de Huechuraba*
133. *Municipalidad de Padre Hurtado*

134. *Municipalidad de Rancagua*
135. *Municipalidad de Machalí*
136. *Municipalidad de Graneros*
137. *Municipalidad de Codegua*
138. *Municipalidad de Mostazal*
139. *Municipalidad de Peumo*
140. *Municipalidad de Las Cabras*
141. *Municipalidad de San Vicente*
142. *Municipalidad de Pichidegua*
143. *Municipalidad de Doñihue*
144. *Municipalidad de Coltauco*
145. *Municipalidad de Rengo*
146. *Municipalidad de Quinta De Tilcoco*
147. *Municipalidad de Requínoa*
148. *Municipalidad de Olivar*
149. *Municipalidad de Coinco*
150. *Municipalidad de Malloa*
151. *Municipalidad de San Fernando*
152. *Municipalidad de Chimbarongo*
153. *Municipalidad de Nancagua*
154. *Municipalidad de Placilla*
155. *Municipalidad de Santa Cruz*
156. *Municipalidad de Lolol*
157. *Municipalidad de Chépica*
158. *Municipalidad de Pumanque*
159. *Municipalidad de Paredones*
160. *Municipalidad de Palmilla*
161. *Municipalidad de Litueche*
162. *Municipalidad de Pichilemu*
163. *Municipalidad de Marchihue*
164. *Municipalidad de La Estrella*
165. *Municipalidad de Navidad*
166. *Municipalidad de Peralillo*
167. *Municipalidad de Curicó*
168. *Municipalidad de Romeral*
169. *Municipalidad de Teno*
170. *Municipalidad de Rauco*
171. *Municipalidad de Licantén*
172. *Municipalidad de Vichuquén*
173. *Municipalidad de Hualañé*
174. *Municipalidad de Molina*
175. *Municipalidad de Sagrada Familia*
176. *Municipalidad de Talca*
177. *Municipalidad de San Clemente*
178. *Municipalidad de Pelarco*
179. *Municipalidad de Río Claro*
180. *Municipalidad de Penciahue*
181. *Municipalidad de Maule*
182. *Municipalidad de Curepto*
183. *Municipalidad de Constitución*

184. *Municipalidad de Empedrado*
185. *Municipalidad de San Javier*
186. *Municipalidad de Linares*
187. *Municipalidad de Yerbas Buenas*
188. *Municipalidad de Colbún*
189. *Municipalidad de Longaví*
190. *Municipalidad de Parral*
191. *Municipalidad de Retiro*
192. *Municipalidad de Chanco*
193. *Municipalidad de Cauquenes*
194. *Municipalidad de Villa Alegre*
195. *Municipalidad de Pelluhue*
196. *Municipalidad de San Rafael*
197. *Municipalidad de Chillán*
198. *Municipalidad de Pinto*
199. *Municipalidad de Coihueco*
200. *Municipalidad de Ranquil*
201. *Municipalidad de Coelemu*
202. *Municipalidad de Quirihue*
203. *Municipalidad de Ninhue*
204. *Municipalidad de Portezuelo*
205. *Municipalidad de Trehuaco*
206. *Municipalidad de Cobquecura*
207. *Municipalidad de San Carlos*
208. *Municipalidad de Ñiquén*
209. *Municipalidad de San Fabián*
210. *Municipalidad de San Nicolás*
211. *Municipalidad de Bulnes*
212. *Municipalidad de San Ignacio*
213. *Municipalidad de Quillón*
214. *Municipalidad de Yungay*
215. *Municipalidad de Pemuco*
216. *Municipalidad de El Carmen*
217. *Municipalidad de Concepción*
218. *Municipalidad de Penco*
219. *Municipalidad de Hualqui*
220. *Municipalidad de Florida*
221. *Municipalidad de Tomé*
222. *Municipalidad de Talcahuano*
223. *Municipalidad de Coronel*
224. *Municipalidad de Lota*
225. *Municipalidad de Santa Juana*
226. *Municipalidad de Lebu*
227. *Municipalidad de Los Alamos*
228. *Municipalidad de Arauco*
229. *Municipalidad de Curanilahue*
230. *Municipalidad de Cañete*
231. *Municipalidad de Contulmo*
232. *Municipalidad de Tirúa*
233. *Municipalidad de Los Angeles*

234. *Municipalidad de Santa Bárbara*
235. *Municipalidad de Laja*
236. *Municipalidad de Quilleco*
237. *Municipalidad de Nacimiento*
238. *Municipalidad de Negrete*
239. *Municipalidad de Mulchén*
240. *Municipalidad de Quilaco*
241. *Municipalidad de Yumbel*
242. *Municipalidad de Cabrero*
243. *Municipalidad de San Rosendo*
244. *Municipalidad de Tucapel*
245. *Municipalidad de Antuco*
246. *Municipalidad de Chillán Viejo*
247. *Municipalidad de San Pedro De La Paz*
248. *Municipalidad de Chiguayante*
249. *Municipalidad de Angol*
250. *Municipalidad de Purén*
251. *Municipalidad de Los Sauces*
252. *Municipalidad de Renaico*
253. *Municipalidad de Collipulli*
254. *Municipalidad de Ercilla*
255. *Municipalidad de Traiguén*
256. *Municipalidad de Lumaco*
257. *Municipalidad de Victoria*
258. *Municipalidad de Curacautín*
259. *Municipalidad de Lonquimay*
260. *Municipalidad de Temuco*
261. *Municipalidad de Vilcún*
262. *Municipalidad de Freire*
263. *Municipalidad de Cunco*
264. *Municipalidad de Lautaro*
265. *Municipalidad de Perquenco*
266. *Municipalidad de Galvarino*
267. *Municipalidad de Nueva Imperial*
268. *Municipalidad de Carahue*
269. *Municipalidad de Saavedra*
270. *Municipalidad de Pitrufquén*
271. *Municipalidad de Gorbea*
272. *Municipalidad de Toltén*
273. *Municipalidad de Loncoche*
274. *Municipalidad de Villarrica*
275. *Municipalidad de Pucón*
276. *Municipalidad de Melipeuco*
277. *Municipalidad de Curarrehue*
278. *Municipalidad de Teodoro Schmidt*
279. *Municipalidad de Padre De Las Casas*
280. *Municipalidad de Valdivia*
281. *Municipalidad de Corral*
282. *Municipalidad de Mariquina*
283. *Municipalidad de Mafil*

284. *Municipalidad de Lanco*
285. *Municipalidad de Los Lagos*
286. *Municipalidad de Futrono*
287. *Municipalidad de Panguipulli*
288. *Municipalidad de La Unión*
289. *Municipalidad de Paillaco*
290. *Municipalidad de Río Bueno*
291. *Municipalidad de Lago Ranco*
292. *Municipalidad de Osorno*
293. *Municipalidad de Puyehue*
294. *Municipalidad de San Pablo*
295. *Municipalidad de Puerto Octay*
296. *Municipalidad de Río Negro*
297. *Municipalidad de Purranque*
298. *Municipalidad de Puerto Montt*
299. *Municipalidad de Calbuco*
300. *Municipalidad de Puerto Varas*
301. *Municipalidad de Llanquihue*
302. *Municipalidad de FRESIA*
303. *Municipalidad de Frutillar*
304. *Municipalidad de Maullín*
305. *Municipalidad de Los Muermos*
306. *Municipalidad de Ancud*
307. *Municipalidad de Quemchi*
308. *Municipalidad de Dalcahue*
309. *Municipalidad de Castro*
310. *Municipalidad de Chonchi*
311. *Municipalidad de Queilén*
312. *Municipalidad de Quellón*
313. *Municipalidad de Puqueldón*
314. *Municipalidad de Quinchao*
315. *Municipalidad de Curaco De Velez*
316. *Municipalidad de Chaitén*
317. *Municipalidad de Palena*
318. *Municipalidad de Futaleufú*
319. *Municipalidad de San Juan De La Costa*
320. *Municipalidad de Cochamo*
321. *Municipalidad de Hualaihue*
322. *Municipalidad de Aysén*
323. *Municipalidad de Cisnes*
324. *Municipalidad de Coyhaique*
325. *Municipalidad de Chile Chico*
326. *Municipalidad de Cochrane*
327. *Municipalidad de Lago Verde*
328. *Municipalidad de Guaitecas*
329. *Municipalidad de Río Ibañez*
330. *Municipalidad de O'higgins*
331. *Municipalidad de Tortel*
332. *Municipalidad de Punta Arenas*
333. *Municipalidad de Puerto Natales*

- 334. *Municipalidad de Porvenir*
- 335. *Municipalidad de Torres Del Paine*
- 336. *Municipalidad de Rio Verde*
- 337. *Municipalidad de Laguna Blanca*
- 338. *Municipalidad de San Gregorio*
- 339. *Municipalidad de Primavera*
- 340. *Municipalidad de Timaukel*
- 341. *Municipalidad de Navarino*

Schedule of the United States

Arizona

Executive branch agencies

Arkansas

Executive branch agencies, including universities but excluding the Office of Fish and Game and construction services

California

Executive branch agencies

Colorado

Executive branch agencies

Connecticut

Department of Administrative Services
Connecticut Department of Transportation
Connecticut Department of Public Works
Constituent Units of Higher Education

Delaware*

Administrative Services (Central Procurement Agency)
State Universities
State Colleges

Florida*

Executive branch agencies

Hawaii

Department of Accounting and General Services (with the exception of procurements of software developed in the state and construction)

Idaho

Central Procurement Agency (including all colleges and universities subject to central purchasing oversight)

Illinois*

Department of Central Management Services

Iowa*

Department of General Services
Department of Transportation
Board of Regents' Institutions (universities)

Kansas

Executive branch agencies, excluding construction services, automobiles and aircraft

Kentucky

Division of Purchases, Finance and Administration Cabinet, excluding construction projects

Louisiana

Executive branch agencies

Maine*

Department of Administrative and Financial Services
Bureau of General Services (covering state government agencies and school construction)
Maine Department of Transportation

Maryland*

Office of the Treasury
Department of the Environment
Department of General Services
Department of Housing and Community Development
Department of Human Resources
Department of Licensing and Regulation
Department of Natural Resources
Department of Public Safety and Correctional Services
Department of Personnel
Department of Transportation

Massachusetts

Executive Office for Administration and Finance
Executive Office of Communities and Development
Executive Office of Consumer Affairs
Executive Office of Economic Affairs
Executive Office of Education
Executive Office of Elder Affairs
Executive Office of Environmental Affairs
Executive Office of Health and Human Service
Executive Office of Labor
Executive Office of Public Safety
Executive Office of Transportation and Construction

Michigan*

Department of Management and Budget

Minnesota

Executive branch agencies

Mississippi

Department of Finance and Administration (does not include services)

Missouri

Office of Administration

Division of Purchasing and Materials Management

Montana

Executive branch agencies (only for services and construction)

Nebraska

Central Procurement Agency

New Hampshire*

Central Procurement Agency

New York*

State agencies

State university system

Public authorities and public benefit corporations, with the exception of those entities with multi-state mandates

In addition to the exceptions noted at the end of this Section, transit cars, buses and related equipment are not covered.

Oklahoma*

Office of Public Affairs and all state agencies and departments subject to the Oklahoma Central Purchasing Act, excluding construction services.

Oregon

Department of Administrative Services

Pennsylvania*

Executive branch agencies, including:

Governor's Office

Department of the Auditor General

Treasury Department

Department of Agriculture

Department of Banking

Pennsylvania Securities Commission

Department of Health

Department of Transportation

Insurance Department

Department of Aging

Department of Correction

Department of Labor and Industry

Department of Military Affairs

Office of Attorney General

Department of General Services

Department of Education

Public Utility Commission

Department of Revenue
Department of State
Pennsylvania State Police
Department of Public Welfare
Fish Commission
Game Commission
Department of Commerce
Board of Probation and Parole
Liquor Control Board
Milk Marketing Board
Lieutenant Governor's Office
Department of Community Affairs
Pennsylvania Historical and Museum Commission
Pennsylvania Emergency Management Agency
State Civil Service Commission
Pennsylvania Public Television Network
Department of Environmental Resources
State Tax Equalization Board
Department of Public Welfare
State Employees' Retirement System
Pennsylvania Municipal Retirement Board
Public School Employees' Retirement System
Pennsylvania Crime Commission
Executive Offices

Rhode Island

Executive branch agencies, excluding boats, automobiles, buses and related equipment

South Dakota

Central Procuring Agency (including universities and penal institutions)

In addition to the exceptions noted at the end of this Section, procurements of beef are not covered.

Tennessee

Executive branch agencies (excluding services and construction)

Texas

Texas Building and Procurement Commission

Utah

Executive branch agencies

Vermont

Executive branch agencies

Washington

Washington State executive branch agencies, including:

General Administration
Department of Transportation
State Universities

In addition to the exceptions noted at the end of this Section, procurements of fuel, paper products, boats, ships and vessels are not covered.

Wisconsin

Executive branch agencies, including:

Department of Administration
State Correctional Institutions
Department of Development
Educational Communications Board
Department of Employment Relations
State Historical Society
Department of Health and Social Services
Insurance Commissioner
Department of Justice
Lottery Board
Department of Natural Resources
Administration for Public Instruction
Racing Board
Department of Revenue
State Fair Park Board
Department of Transportation
State University System

Wyoming*

Procurement Services Division
Wyoming Department of Transportation
University of Wyoming

U.S. Notes

1. For those states marked by an asterisk with pre-existing restrictions, the Chapter does not apply to procurement of construction-grade steel (including requirements on subcontracts), motor vehicles and coal.
2. Nothing in this Section shall be construed to prevent any state entity from applying restrictions that promote the general environmental quality in that state, as long as such restrictions are not disguised barriers to international trade.
3. This Chapter shall not apply to any procurement made by a covered entity on behalf of non-covered entities at a different level of government.
4. This Chapter shall not apply to restrictions attached to Federal funds for mass transit and highway projects.
5. This Chapter shall not apply to State Government Entities' procurements of printing services.
6. This Chapter shall not apply to preferences or restrictions associated with programs administered by entities that promote the development of distressed areas and businesses owned by minorities, disabled veterans, and women.

Section C - Other Covered Entities

This Agreement applies to procurement by the **Other Covered Entities** listed in this Section where the value of the procurement is estimated, in accordance with Section G, to equal or exceed the following relevant threshold.

Thresholds:

For goods and services of List A Entities

(To be adjusted according to the formula in Section G, paragraph 2): \$280,951

For goods and services of List B Entities

(To be adjusted according to the formula in Section G, paragraph 3): \$518,000

For construction services of List A and List B Entities

(To be adjusted according to the formula in Section G, paragraph 3): \$6,481,000

Schedule of Chile

List A:

1. *Empresa Portuaria Arica*
2. *Empresa Portuaria Iquique*
3. *Empresa Portuaria Antofagasta*
4. *Empresa Portuaria Coquimbo*
5. *Empresa Portuaria Valparaíso*
6. *Empresa Portuaria San Antonio*
7. *Empresa Portuaria San Vicente-Talcahuano*
8. *Empresa Portuaria Puerto Montt*
9. *Empresa Portuaria Chacabuco*
10. *Empresa Portuaria Austral*
11. *Aeropuertos de propiedad del Estado, dependientes de la Dirección de Aeronáutica Civil*

Schedule of the United States

List A:

1. Tennessee Valley Authority
2. Bonneville Power Administration
3. Western Area Power Administration
4. Southeastern Power Administration
5. Southwestern Power Administration
6. St. Lawrence Seaway Development Corporation

List B:

1. The Port Authority of New York and New Jersey, with the following exceptions:
 - (a) maintenance, repair and operating materials and supplies (*e.g.*, hardware, tools, lamps/lighting, plumbing);
 - (b) in exceptional cases, individual procurements may require certain regional production of goods if authorized by the Board of Directors; and,
 - (c) procurements pursuant to multi-jurisdictional agreement (*i.e.*, for contracts which have initially been awarded by other jurisdictions).
2. The Port of Baltimore (not including procurement of transit cars, buses and related equipment and subject to the conditions specified for the state of New York in Section B)
3. The New York Power Authority (not including procurement of transit cars, buses and related equipment and subject to the conditions specified for the state of New York in Section B)
4. Rural Utilities Service Financing:
 - (a) waiver of Buy American restriction on financing for all power generation projects (restrictions on financing for telecommunication projects) are excluded from the Chapter;
 - (b) application of WTO Government Procurement Agreement – equivalent procurement procedures and national treatment to funded projects exceeding the thresholds specified above.

U.S. Notes

1. With respect to procurement by entities listed in this Section, this Chapter shall not apply to restrictions attached to Federal funds for airport projects.

Section D – Goods

This Chapter applies to all goods procured by the entities listed in Annex 9.1, Sections (A) through (C), subject to the Notes to the respective Sections and the General Notes. *(For complete listing of U.S. Federal Supply Classification, see <http://www.scrantonrtg.com/secrc/fsc-codes/fsc.html>.)*

Section E – Services

This Chapter applies to all services procured by the entities listed in Annex 9.1, Sections (A) through (C), subject to the Notes to the respective Sections, the General Notes, and the Notes to this Section, except for the services in the categories of the Common Classification System excluded in the Schedules of each Party. *(For complete listing of the Common Classification System, see <http://www.sice.oas.org/trade/nafta/chap-105.asp>.)*

Schedule of Chile

The following services, as elaborated in the Common Classification System, are excluded:

L. Financial and Related Services

All classes

Schedule of the United States

The following services, as elaborated in the Common Classification System, are excluded:

A. Research and Development

All classes

D. Information Processing and Related Telecommunications Services

D304 ADP Telecommunications and Transmission Services, except for those services classified as “enhanced or value-added services.” For purposes of this provision, the procurement of “ADP Telecommunications and Transmission services” does not include the ownership or furnishing of facilities for the transmission of voice or data services.

D305 ADP Teleprocessing and Timesharing Services

D316 Telecommunications Network Management Services

D317 Automated News Services, Data Services or Other Information Services

D399 Other ADP and Telecommunications Services

J. Maintenance, Repair, Modification, Rebuilding and Installation of Equipment

J019 Maintenance, Repair, Modification, Rebuilding and Installation of Equipment
Related to Ships

J998 Non-nuclear Ship Repair

M. Operation of Government-Owned Facilities

All facilities operated by the Department of Defense, Department of Energy and the National Aeronautics and Space Administration; and for all entities:

M180 Research and Development

S. Utilities

All Classes

V. Transportation, Travel and Relocation Services

All Classes except V503 Travel Agent Services

U.S. Notes:

All services purchased in support of military forces overseas are excluded from coverage of this Chapter.

Section F – Construction Services

This Chapter applies to all construction services procured by the Entities listed in Annex 9.1, Sections (A) through (C), subject to the Notes to the respective sections, the General Notes, and the Notes to this Section, except for the construction services set out in the Schedules to this Annex.

Schedule of Chile

No construction services are excluded.

Schedule of the United States

The following construction services are excluded:

Dredging.

U.S. Notes:

In accordance with this Chapter, buy national requirements on articles, supplies and materials acquired for use in construction contracts covered by this Chapter shall not apply to goods of Chile.

Section G – Threshold Adjustment Formulas

1. In calculating the value of a contract for the purpose of ascertaining whether the procurement is covered by this Chapter, an entity shall include the maximum total estimated value of the procurement over its entire duration, taking into account all options, premiums, fees, commissions, interest and other revenue streams or other forms of remuneration provided for in such contracts.

2. The calculations referred to in Annex 9.1, Sections (A) through (C) that specifically referenced this paragraph shall be made in accordance with the following:

- (a) the U.S. inflation rate shall be measured by the Producer Price Index for Finished Goods published by the U.S. Bureau of Labor Statistics;
- (b) the first adjustment for inflation, to take effect on January 1, 2004, shall be calculated using the period from November 1, 2001 through October 31, 2003;
- (c) all subsequent adjustments shall be calculated using two-year periods, each period beginning November 1, and shall take effect on January 1 of the year immediately following the end of the two-year period;
- (d) the United States shall notify Chile of the adjusted threshold values no later than November 16 of the year before the adjustment takes effect;
- (e) the inflationary adjustment shall be estimated according to the following formula:

$$T_0 \times (1 + \pi_i) = T_1$$

T_0 = threshold value at base period

π_i = accumulated U.S. inflation rate for the i^{th} two year-period

T_1 = new threshold value.

- (f) Chile shall calculate and convert the value of the thresholds applicable to this paragraph into Chilean currency using the conversion formula set out in subparagraph (g). Chile shall notify the United States of the value in its currency of the newly calculated thresholds no later than one month before the thresholds take effect; and
- (g) Chile shall use for its calculation the official conversion rate of the Central Bank of Chile (*Banco Central de Chile*). Its conversion rate shall be the existing value of the Chilean currency in terms of U.S. dollars as of December 1 and June 1 of each year, or the first working day thereafter. The conversion rate as of December 1 shall apply from January 1 to June 30 of the following year, and as of June 1 shall apply from July 1 to December 31 of that year.

3. The calculations referred to in Annex 9.1, Sections (A) through (C) that specifically referenced this paragraph shall be made in accordance with the following:

- (a) Chile shall calculate and convert the value of the thresholds applicable to this paragraph into its national currency using the conversion rates published by the IMF

in its monthly “International Financial Statistics”. Chile shall notify the United States without delay of the methodology used and the results of its calculations;

- (b) the conversion rates shall be the average of the daily values of the respective national currency in terms of the Standard Drawing Right (SDR) over the two-year period preceding October 1 or November 1 of the year prior to the thresholds in national currency becoming effective, which shall be from January 1;
- (c) thresholds shall be fixed for two years, i.e. calendar years for all Parties where the fiscal year (1 April-31 March) will be used; and
- (d) the Parties agree that if a major change in a national currency vis-a-vis the SDR during a year were to create a significant problem with regard to the application of the Chapter, they shall consult as to whether an interim adjustment is appropriate.

Section H - General Notes

Schedule of Chile

None.

Schedule of the United States

1. This Chapter does not apply to set-asides on behalf of small and minority businesses.
2. This Chapter does not apply to the procurement of transportation services that form a part of, or are incidental to, a procurement contract.
3. Where a contract to be awarded by an entity is not covered by this Chapter, nothing in this Chapter shall be construed to cover any good or service component of that contract.