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
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.htm.

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
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
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<td>34.</td>
<td>Municipalidad de Andacollo</td>
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<td>35.</td>
<td>Municipalidad de Ovalle</td>
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<td>36.</td>
<td>Municipalidad de Río Hurtado</td>
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<td>37.</td>
<td>Municipalidad de Monte Patria</td>
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<td>38.</td>
<td>Municipalidad de Punitaqui</td>
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<td>Municipalidad de Combarbalá</td>
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<td>Municipalidad de Illapel</td>
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<td>Municipalidad de Salamanca</td>
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<td>42.</td>
<td>Municipalidad de Los Vilos</td>
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<td>Municipalidad de Canela</td>
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<td>Municipalidad de Valparaíso</td>
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<td>Municipalidad de Viña Del Mar</td>
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<td>Municipalidad de Quilpue</td>
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<td>Municipalidad de Villa Alemana</td>
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<td>Municipalidad de Casablanca</td>
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<td>Municipalidad de Quintero</td>
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<td>Municipalidad de Puchuncaví</td>
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<td>Municipalidad de Quillota</td>
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<td>52.</td>
<td>Municipalidad de La Calera</td>
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<td>Municipalidad de La Cruz</td>
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<td>Municipalidad de Hijuelas</td>
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<td>Municipalidad de Nogales</td>
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<td>Municipalidad de Limache</td>
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<td>57.</td>
<td>Municipalidad de Olmué</td>
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<td>Municipalidad de Isla De Pascua</td>
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<td>Municipalidad de San Antonio</td>
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<td>Municipalidad de Santo Domingo</td>
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<td>Municipalidad de Cartagena</td>
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<td>Municipalidad de Algarrobo</td>
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<td>Municipalidad de San Felipe</td>
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<td>Municipalidad de Santa María</td>
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<td>Municipalidad de Putaendo</td>
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<td>Municipalidad de Catemu</td>
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<td>Municipalidad de Panquehue</td>
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<td>Municipalidad de Llay - Llay</td>
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<td>71.</td>
<td>Municipalidad de Los Andes</td>
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<td>72.</td>
<td>Municipalidad de San Esteban</td>
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<td>73.</td>
<td>Municipalidad de Calle Larga</td>
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<td>74.</td>
<td>Municipalidad de Rinconada</td>
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<td>Municipalidad de La Ligua</td>
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<td>76.</td>
<td>Municipalidad de Cabildo</td>
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<td>Municipalidad de Petorca</td>
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<td>Municipalidad de Papudo</td>
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<td>Municipalidad de Zapallar</td>
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<td>Municipalidad de Juan Fernández</td>
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<td>Municipalidad de Buin</td>
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<td>83.</td>
<td>Municipalidad de Calera De Tango</td>
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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 Peñalolén
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 Peñalolén
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 Pencahue
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 Penco
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 Curarrrehue
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 Hualañé
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 Guaitesca
329. Municipalidad de Ñiña
330. Municipalidad de O'higgins
331. Municipalidad de Tortel
332. Municipalidad de Punta Arenas
333. Municipalidad de Puerto Natales
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 renumeration 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:

\[ T_0 \times (1 + \Pi_i) = T_1 \]

\[ T_0 = \text{threshold value at base period} \]
\[ \Pi_i = \text{accumulated U.S. inflation rate for the } i^{th} \text{ two-year-period} \]
\[ T_1 = \text{new threshold value} \]

(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.