

FAR/DFARS CLAUSES/PROVISIONS.

- A. The below listed FAR and DFARS clauses are incorporated by reference and made part of this Order with the same force and effect as though set forth in full text.
- B. Unless text in these clauses clearly reserves rights in the Government only or as otherwise noted, the terms "Contractor" means "Seller," "Contracting Officer" means "Buyer," "Contract" means this Order and "Government" means "Buyer or the Government." However, the words "Government" and "Contracting Officer" do not change when a right, act, authorization or obligation can be granted or performed only by the Government or the Prime Contract contracting officer or duly authorized representative.
- C. Applicable thresholds include Truthful Cost and Pricing Data (referred to as "TCPD," and formerly known as TINA) threshold at \$2,000,000; Simplified Acquisition Threshold (SAT) at \$250,000; and Micro Purchase Threshold at \$10,000.
- D. Whenever the FAR or DFARS clauses include a requirement for the resolution of disputes between the Parties in accordance with the "Disputes clause," the dispute shall be disposed of in accordance with the provision entitled "Disputes" in this Order.
- E. The full text of a clause may be accessed electronically at https://www.acquisition.gov/.

FAR CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
52.202-1	Definitions ("solicitation" means the Buyer's customer's solicitation under which the Order is issued)	(Nov 2013)
52.203-3	Gratuities ("Government" means "Buyer" (except "Government" means "Buyer or Government" in the phrase "to any officer or employee of the Government")).	(Apr 1984)
52.203-6*	Restrictions on Subcontractor Sales to the Government (applies to Orders over Simplified Acquisition Threshold (SAT)) (ALT I applies to commercial items)	(Sep 2006)
52.203-7*	Anti-Kickback Procedures (except subparagraph (c)(1)) (applies to Orders over \$150,000)	(May 2014)
52.203-8	Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity	(May 2014)
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity	(May 2014)
52.203-12*	Limitation on Payments to Influence Certain Federal Transactions (applies to Orders over \$150,000)	(Oct 2010)



52.203-13*	Contractor Code of Business Ethics and Conduct	(Oct 2015)
	(applies to Orders over \$5.5 Million and has a performance period of more than	
	120 days. Notwithstanding any alterations to this clause to reflect the	
	relationship between Buyer and Seller, all disclosures of violation of the civil False	
	Claims Act or of Federal criminal law shall be directed to the Office of the	
	Inspector General of the agency issuing the prime contract under which this	
	subcontract is being issued, with a copy to the Contracting Officer of the prime	
	contract.)	
52.203-14*	Display of Hotline Poster(s)	(Oct 2015)
	(applies to Orders over \$5.5 million except for commercial items or Orders	
	performed entirely outside United States)	

	FAR CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE	
52.203-15*	Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009 (applies to ARRA funded Orders only)	(Jun 2010)	
52.203-16*	Preventing Personal Conflicts of Interest (applicable only to orders that exceed \$150,000 and in which subcontractor employees will perform "acquisition functions closely associated with inherently governmental functions")	(Dec 2011)	
52.203-19*	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements	(Jan 2017)	
52.204-2*	Security Requirements (applies to Orders that involve access to classified information, delete paragraph (c))	(Aug 1996)	
52.204-4	Printed or Copied Double-Sided on Postconsumer Fiber Content Paper (applies to Orders requiring delivery of paper documents, such as offers, letters or reports)	(May 2011)	
52.204-9*	Personal Identity Verification of Contractor Personnel (applies to Orders requiring access to a Federally-controlled facility or information system; contact Buyer for procedures)	(Jan 2011)	
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards (unless already provided, Seller shall provide Buyer with the information contained in subparagraph (d)(2) and (d)(3) as applicable; no other terms of the clause apply)	(Oct 2018)	



52.204-21*	Basic Safeguarding of Covered Contractor Information Systems (applies to Orders (including those for acquisition of commercial items, other than commercially available off-the-shelf items), in which the Seller may have "Federal contract information," as that term is defined in paragraph (a) of this clause, residing in or transiting through its information system.)	(Jun 2016)
52.204-23*	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities	(Jul 2018)
52.204-25*	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment	(Aug 2020)
52.209-6*	Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (applies to Orders over \$35,000 for other than commercially available off-theshelf items)	(Oct 2015)
52.211-5	Material Requirements (the clause's requirement that Contracting Officer approval be obtained before using "surplus property" applies also to residual inventory resulting from terminated Government contracts or purchase orders awarded thereunder)	(Aug 2000)
52.211-15*	Defense Priority and Allocation Requirements	(Apr 2008)
52.215-2*	Audit and Records Negotiation (applies to Orders over the SAT)	(Oct 2010)
52.215-10	Price Reduction for Defective Certified Cost or Pricing Data (applies only to Orders when it is contemplated that certified cost or pricing data will be required)	(Aug 2011)

FAR CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
52.215-11	Price Reduction for Defective Certified Cost or Pricing Data – Modifications (applies to Orders if it is contemplated that certified cost or pricing data will be required for the pricing of contract modifications)	(Aug 2011)
52.215-12*	Subcontractor Certified Cost or Pricing Data (applies to Orders over the TCPD threshold)	(Oct 2010)
52.215-13*	Subcontractor Certified Cost or Pricing Data – Modifications (applies to Orders over the TCPD threshold)	(Oct 2010)
52.215-14*	Integrity of Unit Prices and Alt I (Oct 1997) (applies to Orders over the SAT, delete paragraph(b))	(Oct 2010)
52.215-15*	Pension Adjustments and Asset Reversions (applies to Orders over the TCPD threshold)	(Oct 2010)



52.215-18*	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions (applies to Orders over the TCPD threshold)	(Jul 2005)
52.215-19*	Notification of Ownership Changes (applies to Orders over the TCPD threshold)	(Oct 1997)
52.215-21	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data – Modifications	(Oct 2010)
52.215-22	Limitations on Pass-Through Charges – Identification of Subcontract Effort	(Oct 2009)
52.215-23*	Limitations on Pass-Through Charges (applies to Cost Reimbursable Orders over the TCPD threshold and Fixed Price Orders over the TCPD threshold unless the Order meets an exception at FAR 15.408(n)(2)(i)(B)(2)))	(Oct 2009)
52.219-8*	Utilization of Small Business Concerns	(Oct 2018)
52.219-9*	Small Business Subcontracting Plan and Alt II (Nov 2016) (applies to Orders over \$700,000 except commercial items and small businesses)	(Aug 2018)
52.222-1	Notice to the Government of Labor Disputes	(Feb 1997)
52.222-4*	Contract Work Hours and Safety Standards - Overtime Compensation	(May 2018)
52.222-19	Child Labor - Cooperation with Authorities and Remedies (except paragraph (a))	(Jan 2018)
52.222-20	Contracts for Materials, Supplies, Articles and Equipment Exceeding \$15,000 (applies to Orders over \$15,000)	(May 2014)
52.222-21*	Prohibition of Segregated Facilities	(Apr 2015)
52.222-24	Preaward On-Site Equal Opportunity Compliance Evaluation (applies to Orders over \$10 million)	(Feb 1999)
52.222-26*	Equal Opportunity	(Sep 2016)
52.222-35*	Equal Opportunity for Veterans (applies to Orders of \$150,000 or more)	(Oct 2015)
52.222-36*	Equal Opportunity for Workers With Disabilities (applies to Orders over \$15,000)	(Jul 2014)
52.222-37*	Employment Reports on Veterans (applies to Orders of \$150,000 or more)	(Feb 2016)
52.222-39	Notification of Employee Rights Concerning Payment of Union Dues or Fees (applies to Orders of \$150,000 or more)	(Dec 2004)
52.222-40*	Notification of Employee Rights Under the National Labor Relations Act (applies to Orders over \$10,000)	(Dec 2010)



FAR CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
52.222-50*	Combating Trafficking in Persons	(Jan 2019)
52.222-54*	Employment Eligibility Verification (orders for services over \$3,500 for work performed in the United States)	(Oct 2015)
52.223-3	Hazardous Material Identification and Material Safety Data	(Jan 1997)
52.223-5	Pollution Prevention and Right-to-Know Information (applies only when work will be performed on a Federal facility)	(May 2011)
52.223-7*	Notice of Radioactive Materials	(Jan 1997)
52.223-9	Estimate of Percentage of Recovered Material Content for EPA-Designated Items	(May 2008)
52.223-11	Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons	(Jun 2016)
52.223-12	Maintenance, Service, Repair, or Disposal of Refrigeration Equipment and Air Conditioners	(Jun 2016)
52.223-14*	Toxic Chemical Release Reporting (applies to Orders over \$100,000 except paragraph (e))	(Aug 2003)
52.223-15	Energy Efficiency in Energy-Consuming Products	(Dec 2007)
52.223-17	Affirmative Procurement of EPA-Designated Items in Service and Construction Contracts	(May 2008)
52.223-18*	Encouraging Contractor Policies to Ban Text Messaging While Driving (applies to Orders over micro-purchase threshold)	(Aug 2011)
52.225-13*	Restrictions on Certain Foreign Purchases	(Jun 2008)
52.227-1*	Authorization and Consent (applies to Orders over SAT; Alt I applies to Research and Development Orders; Alt II applies to communication services)	(Dec 2007)
52.227-2*	Notice and Assistance Regarding Patent and Copyright Infringement (applies to Orders over the SAT)	(Dec 2007)
52.227-9*	Refund of Royalties (applies when reported royalties exceed \$250)	(Apr 1984)
52.227-10*	Filing of Patent Applications - Classified Subject Matter (applies to Orders that cover or are likely to cover classified subject matters)	(Dec 2007)
52.228-3*	Workers' Compensation Insurance (Defense Base Act) (only for work outside the United States when the Defense Base Act applies)	(Jul 2014)



52.228-5*	Insurance - Work on a Government Installation (applies to Orders requiring work on a Government installation)	(Jan 1997)	
52.230-2*	Cost Accounting Standards (applies to negotiated Orders over \$750,000 with CAS covered Sellers, except paragraph "(b)")	(Oct 2015)	
52.230-3*	Disclosure and Consistency of Cost Accounting Practices (applies to negotiated Orders over \$750,000 with CAS covered Sellers, except paragraph "(b)")	(Oct 2015)	
52.230-6*	Administration of Cost Accounting Standards (applies to Orders over \$700,000 with CAS covered sellers)	(Jun 2010)	
52.232-17	Interest	(May 2014)	
52.232-39	Unenforceability of Unauthorized Obligations	(Jun 2013)	
52.232-40*	Providing Accelerated Payments to Small Business Subcontractors (applies only to Orders with small business concerns)	(Dec 2013)	
	FAR CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE	
52.234-1*	Industrial Resources Developed Under Title III, Defense Production Act	(Sep 2016)	
52.236-13*	Accident Prevention	(Nov 1991)	
52.242-5	Payments to Small Business Subcontractors (applies to Orders over \$700,000 except commercial items and small businesses)	(Jan 2017)	
52.242-14	Suspension of Work (change 20 days to 10 days)	(Apr 1984)	
52.243-7	Notification of Changes (insert "five (5)" in paragraph (b))	(Jan 2017)	
52.244-6*	Subcontracts for Commercial Items	(Aug2019)	
52.245-1	Government Property & Alt I (Aug 2010) (excluding any warranty of suitability/serviceability contained in paragraph (d)(2) and (d)(2)(iii))	(Jan 2017)	
52.247-63*	Preference for U.SFlag Air Carriers (applies to any Orders and lower-tier subcontracts that involve international air transportation)	(Jun 2003)	
52.247-64*	Preference for Privately Owned U.SFlag Commercial Vessels	(Feb 2006)	



52.248-1*	Value Engineering (applies to Orders of \$150,000 or more except as specified in FAR 48.201(a)) (substitute "Buyer" for "Contracting Officer" and "Government" throughout, except where used in the term "Government costs" and in paragraph (m) where "Government" shall mean "Government and/or Buyer.")	(Oct 2010)
52.249-2	Termination for Convenience of the Government (Fixed-Price) (in paragraph "c" change from "120" to "60" and paragraph "e" change from "1 year" to "six months.")	(Apr 2012)
52.249-6	Termination (Cost-Reimbursement) (except that paragraph "(d)" is changed from "120" to "60" and paragraph (f) is changed from "1 year" to "six months," and except that all references to default are deleted) (cost-reimbursement Orders only) (for Time and Material orders use Alt. IV)	(May 2004)

DFARS CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
252.203-7001*	Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies (applies to Orders over the SAT except commercial items)	(Dec 2008)
252.203-7002*	Requirement to Inform Employees of Whistleblower Rights	(Sep 2013)
252.203-7003	Agency Office of the Inspector General	(Aug 2019)
252.203-7004*	Display of Hotline Posters (applies to orders that exceed the threshold specified in Defense Federal Acquisition Regulation Supplement 203.1004(b)(2)(ii) on the date of Buyer's prime contract award)	(Aug 2019)
252.204-7000*	Disclosure of Information	(Dec 1991)
252.204-7004*	Antiterrorism Awareness Training for Contracts (applies to all Orders under which Seller will require routine physical access to a Federally-controlled facility or military installation)	(Feb 2019)

DFARS CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
252.204-7012*	Safeguarding Covered Defense Information and Cyber Incident Reporting (applies if covered defense information is provided to, or delivered by, Seller under this Order; Seller shall also provide Buyer with any reports it receives from lower tier subcontractors pursuant to this clause)	(Dec 2019)
252.204-7015*	Notice of Authorized Disclosure of Information for Litigation Support	(May 2016)



252.204-7018*	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services	(Dec 2019)
252.204-7020*	NIST SP 800-171 DoD Assessment Requirements	(Nov 2020)
252.208-7000*	Intent to Furnish Precious Metals as Government-Furnished Material (applies to all Orders unless it is known that the item being purchased contains no precious metals)	(Dec 1991)
252.211-7003*	Item Unique Identification and Valuation (applies to Orders when any item is listed as requiring unique item identification)	(Mar 2016)
252.211-7006	Passive Radio Frequency Identification	(Mar 2018)
252.211-7007	Reporting of Government-Furnished Property	(Aug 2012)
252.215-7000	Pricing Adjustments (applies when it is contemplated that Cost or Pricing Data will be required)	(Dec 2012)
252.219-7003	Small Business Subcontracting Plan (DoD Contracts)-Basic (supplements FAR 52.219-9 above)	(Dec 2019)
252.219-7004	Small Business Subcontracting Plan (Test Program) (applies to subcontracts expected to exceed \$700,000 for subcontractors that participate in the Test Program described in DFARS 219.702-70)	(Apr 2018)
252.222-7006	Restrictions on the Use of Mandatory Arbitration Agreements (applies to Orders over \$1 million, except commercial items)	(Dec 2010)
252.223-7001	Hazard Warning Labels (applies to any Order that requires delivery of hazardous materials)	(Dec 1991)
252.223-7006*	Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Materials—Basic (applies only when performing work on a DoD facility)	(Sep 2014)
252.223-7008*	Prohibition of Hexavalent Chromium (applies to subcontracts for supplies, maintenance and repair services, or construction materials)	(Jun 2013)
252.225-7001	Buy American and Balance of Payments Program-Basic	(Dec 2017)
252.225-7002	Qualifying Country Sources as Subcontractors	(Dec 2017)
252.225-7004	Report of Intended Performance Outside the United States and Canada – Submission After Award (Reporting obligation applies to Seller only for Orders over \$700,000 that could be performed in United States or Canada but could be)	(Oct 2015)



252.225-7007*	Prohibition on Acquisition of Certain Items from Communist Chinese Military Companies (applies to Orders for items covered by the United States Munitions List and 600 series of the Commerce Control List)	(Dec 2018)
252.225-7008	Restriction on Acquisition of Specialty Metals	(Mar 2013)

DFARS CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
252.225-7009*	Restriction on Acquisition of Certain Articles Containing Specialty Metals (except paragraphs (d) and (e)(1); Sellers utilizing the minimal content exception in paragraph (c)(6) shall submit a "Good Faith Estimate" on a form designated by Buyer)	(Dec 2019)
252.225-7012	Preference for Certain Domestic Commodities	(Dec 2017)
252.225-7013*	Duty-Free Entry	(May 2016)
252.225-7015	Restriction on Acquisition of Hand or Measuring Tools	(Jun 2005)
252.225-7016*	Restriction on Acquisition of Ball and Roller Bearings (commercial items and items not containing ball or roller bearings are exempt)	(Jun 2011)
252.225-7019*	Restriction on Acquisition of Anchor and Mooring Chain (applies to items containing welded shipboard anchor and mooring chain, four inches or less in diameter)	(Dec 2009)
252.225-7021	Trade Agreements-Basic	(Dec 2017)
252.225-7025*	Restriction on Acquisition of Forgings (applies to forged items or items containing forged items)	(Dec 2009)
252.225-7030	Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate	(Dec 2006)
252.225-7033*	Waiver of United Kingdom Levies (applies to Orders with UK firms exceeding \$1 million)	(Apr 2003)
252.225-7038	Restriction on Acquisition of Air Circuit Breakers	(Dec 2018)
252.225-7043	Antiterrorism/Force Protection Policy for Defense Contractors Outside the United States	(Jun 2015)
252.225-7048*	Export-Controlled Items	(Jun 2013)
252.226-7001*	Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns (applies to Orders exceeding \$500,000)	(Apr 2019)
252.227-7013*	Rights in Technical Data - Noncommercial Items & Alt II (Mar 2011) (applies only to technical data any portion of which was developed in any part at Government expense)	(Feb 2014)



252.227-7014*	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (applies only to computer software or computer software documentation any portion of which was developed in any part at Government expense)	(Feb 2014)
252.227-7015*	Technical Data – Commercial Items & Alt. I (Dec 2011) (applicable to Orders calling for the delivery of technical data for commercial items developed in any part at private expense)	(Feb 2014)
252.227-7016*	Rights in Bid or Proposal Information	(Jan 2011)
252.227-7019*	Validation of Asserted Restrictions - Computer Software (applies to Orders that will be furnishing computer software during performance of Order)	(Sep 2011)
252.227-7025	Limitations on the Use or Disclosure of Government-Furnished Information Marked With Restrictive Legends	(May 2013)
252.227-7026	Deferred Delivery of Technical Data or Computer Software (applicable only to Orders that require the delivery of technical data or computer software)	(Apr 1988)
252.227-7027	Deferred Ordering of Technical Data or Computer Software	(Apr 1988)
252.227-7030	Technical Data – Withholding of Payment	(Mar 2000)

DFARS CLAUSES/PROVISIONS		
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
252.227-7037*	Validation of Restrictive Markings on Technical Data	(Jun 2013)
252.227-7038*	Patent Rights—Ownership by the Contractor (Large Business)	(Jun 2012)
	(applies to Orders for experimental, developmental, or research work)	
252.227-7039	Patents - Reporting of Subject Inventions	(Apr 1990)
252.231-7000	Supplemental Cost Principles	(Dec 1991)
252.234-7004*	Cost and Software Data Reporting System—Basic (applies	(Nov 2014)
	to Orders over \$50 million)	
252.235-7003*	Frequency Authorization – Basic	(Mar 2014)
	(applies to Orders requiring radio frequency authorization)	
252.236-7013*	Requirement for Competition Opportunity for American Steel Producers,	(Jan 2009)
	Fabricators, and Manufacturers	
	(applies only to steel being procured as a construction material with funds	
	appropriated by Title I of the Military Construction and Veterans Affairs	
	Appropriations Act, 2009 (Pub. L. 110-329, Division E))	



252.237-7010*	Prohibition on Interrogation of Detainees by Contractor Personnel	(Jun 2013)
	(applies only if subcontractor personnel may interact with detainees in the course	
	of their duties)	
252.239-7000	Protection Against Compromising Emanations	(Jun 2004)
252.239-7016*	Telecommunications Security Equipment, Devices, Techniques, and Services	(Dec 1991)
	(applies to Orders that require securing telecommunications)	
252.243-7001	Pricing of Contract Modifications	(Dec 1991)
252.243-7002	Requests for Equitable Adjustment	(Dec 2012)
252.244-7000*	Subcontracts for Commercial Items and Commercial Components (DoD Contracts) (supplements FAR 52.244-6)	(Jun 2013)
252.245-7001	Tagging, Labeling, and Marking of Government-Furnished Property	(Apr 2012)
252.245-7002	Reporting Loss of Government Property	(Dec 2017)
	(Seller shall forward the information required by the Clause to Buyer)	
252.245-7003	Contractor Property Management System Administration	(Apr 2012)
252.245-7004	Reporting, Reutilization, and Disposal	(Dec 2017)
	(Seller shall provide inventory disposal schedules to Buyer)	
252.246-7001	Warranty Of Data–Basic	(Mar 2014)
252.246-7003*	Notification of Potential Safety Issues	(Jun 2013)
	(applies to Orders that Items are identified as: (i) critical safety items; (ii) systems	
	and subsystems, assemblies, and subassemblies integral to a system; or (iii)	
	repair, maintenance, logistics support, or overhaul services for systems and	
	subsystems, assemblies, subassemblies, and parts integral to a system)	
252.246-7007*	Contractor Counterfeit Electronic Part Detection and Avoidance System	(Aug 2016)
	(excluding the introductory text and including only paragraphs (a) through (e))	
	(applicable only where the Order requires delivery of electronic parts or	
0-0 0 t C -000 t	assemblies containing electronic parts)	(1.1 0010)
252.246-7008*	Sources of Electronic Parts	(May 2018)
	(applies to Orders for electronic parts or assemblies containing electronic parts, unless Seller is the original manufacturer)	
	DFARS CLAUSES/PROVISIONS	
CLAUSE NUMBER	CLAUSE NAME	CLAUSE DATE
252.247-7023*	Transportation of Supplies by Sea - Basic	(Feb 2019)
	(applies to Orders over the SAT; below the SAT only paragraphs (a) through (e),	
	and paragraph (i), apply)	



252.249-7002	Notification of Anticipated Contract Termination or Reduction	(May 2019)
	(applies to Orders that equal or exceed the threshold specified in DFARS	
	225.870–4(c)(2)(i)(C) at the time of the notice; delete paragraph (d)(1) and the	
	first five words of paragraph (d)(2))	

^{*} Denotes mandatory flow down where applicable.

FLOW DOWN PROVISION.

Buyer has indicated that certain provisions and FAR/DFARS clauses are required to be included in Seller's subcontracts with its lower tier subcontractors. That a clause or provision is not identified as a mandatory flow down, however, does not relieve Seller of its obligation to include the clause in lower tier subcontracts when required to satisfy Seller's contractual obligations under this Order.