



## Supplement U.S. Government Contract Provisions: FAR and DFARS

The clauses in Section 52 of the FAR and the DFARS herein below set forth and in effect on the date of this Order are each incorporated herein by this reference and made a part of this Order. In all such clauses, the term "Contractor" shall mean "Seller," the term "Contract" shall mean this "Order," and the term "Government Contracting Officer" or equivalent phrases, shall mean "Buyer" as applicable; except that in those clauses conferring patent and data rights to the Government, the term "Government" or "Contracting Officer" retains its literal meaning and is not to be construed as "Buyer." It is intended that the FAR and DFARS clauses as listed herein shall apply to Seller, and its lower tier subcontractors as applicable, in such manner as is necessary to reflect the position of Seller as a subcontractor to Buyer, to ensure Seller's obligations to Buyer and to the Government, and to enable Buyer to meet its obligations under its Prime Contract or subcontract.

<b>Clause</b>	<b>Title</b>	<b>Applicability</b>
52.203-2	Certificate of Independent Price Determination	Orders Over the Simplified Acquisition Program Threshold
52.203-3	Gratuities	Orders Over the Simplified Acquisition Program Threshold
52.203-5	Covenants Against Contingent Fees	Orders Over the Simplified Acquisition Program Threshold
52.203-6	Restrictions on Subcontractor Sales to the Government	Orders Over the Simplified Acquisition Program Threshold
52.203-7	Anti-Kickback Procedures	Orders Over the Simplified Acquisition Program Threshold
52.203-8	Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity	Orders Over the Simplified Acquisition Program Threshold
52.203-10	Price of Fee Adjustment for Illegal or Improper Activity	Orders Over the Simplified Acquisition Program Threshold
52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions	Orders Over the Simplified Acquisition Program Threshold
52.203-12	Limitation on Payments to Influence Certain Federal Transactions	Orders Over the Simplified Acquisition Program Threshold
52.203-13	Contractor Code of Business Ethics and Conduct	Orders Over \$5,500,000
52.203-14	Display of Hotline Posters	Orders Over \$5,500,000
52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act	Applicable to All Orders

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Clause	Title	Applicability
52.203-16	Preventing Personal Conflicts of Interest	Applicable to All Orders
52.203-17	Contractor Employee Whistleblower Rights and Requirements to Inform Employee of Whistleblower Rights	Orders Over the Simplified Acquisition Program Threshold
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements	Applicable to All Orders
52.204-2	Security Requirements (if Classified Information)	Applicable to All Orders
52.204-9	Personal Identity Verification of Contractor Personnel	Applicable to All Orders
52.204-10	Reporting Executive Compensation and First Tier Subcontract Awards	Orders Over the Simplified Acquisition Program Threshold
52.204-21	Basic Safeguarding of Covered Contractor Information Systems	Applicable to All Orders
52.208-8	Required Sources for Helium and Helium Usage Data	Applicable to All Orders
52.209-5	Certification Regarding Debarment, Suspension, Proposed Debarment, and Other Responsibility Matters	Applicable to All Orders
52.209-6	Protecting the Governments Interest When Subcontracting with Contractors Debarred, Suspended or Proposed for Debarment	Applicable to All Orders
52.211-5	Material Requirements	Applicable to All Orders
52.211-15	Defense Priority and Allocation Requirements	Applicable to All Orders
52.212-5	Contract Terms and Conditions Required to Implement Statutes or Executive Orders - Commercial Items	Applicable to All Orders
52.214-26	Audit and Records—Sealed Bidding	Orders Over the Simplified Acquisition Program Threshold
52.214-28	Subcontractor Certified Cost or Pricing Data—Modifications—Sealed Bidding	Orders Over the Simplified Acquisition Program Threshold
52.215-2	Audit and Records Negotiation	Orders Over the Simplified Acquisition Program Threshold
52.215-10	Price Reduction for Defective Cost or Pricing Data	Orders Over \$750,000
52.215-11	Price Reduction for Defective Certified Cost or Pricing Data - Modifications	Orders Over \$750,000
52.215-12	Subcontractor Cost or Pricing Data	Orders Over \$750,000
52.215-13	Subcontractor Cost or Pricing Data - Modifications	Orders Over \$750,000
52.215-14	Integrity of Unit Prices	Orders Over the Simplified Acquisition Program Threshold
52.215-15	Pension Adjustments and Asset Reversions	Orders Over \$750,000
52.215-16	Facilities Capital Cost of Money	Orders Over \$750,000
52.215-17	Waiver of Facilities Capital Cost of Money	Orders Over \$750,000
52.215-18	Reversion or Adjustment of Plans for Post-Retirement Benefits Other Than Pensions (FAR 15.405(j))	Orders Over \$750,000
52.215-19	Notification of Ownership Changes	Orders Over \$750,000

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Clause	Title	Applicability
52.215-23	Limitation on Pass-Through Charges	Orders Over the Simplified Acquisition Program Threshold
52.219-8	Utilization of Small Business Concerns	Orders Over the Simplified Acquisition Program Threshold
52.219-9	Small Business Subcontracting Plan	Orders Over \$750,000
52.219-16	Liquidated Damages - Subcontracting Plan	Orders Over \$750,000
52.219-28	Post-Award Small Business Program Representation	Applicable to All Orders
52.222-1	Notice to the Government of Labor Disputes	Applicable to All Orders
52.222-3	Convict Labor	Applicable to All Orders
52.222-4	Contract Work Hours and Safety Standards Act - Overtime Compensation	Orders Over the Simplified Acquisition Program Threshold
52.222-11	Subcontracts (Labor Standards)	Applicable to All Orders
52.222-17	Non-Displacement of Qualified Workers	Applicable to All Orders
52.222-19	Child Labor - Cooperation with Authorities and Remedies	Applicable to All Orders
52.222-20	Walsh-Healey Public Contracts Act	Orders Over \$10,000
52.222-21	Prohibition of Segregated Facilities	Applicable to All Orders
52.222-24	Pre-Award On-Site Equal Opportunity Compliance Evaluation	Orders Over \$750,000
52.222-26	Equal Opportunity	Applicable to All Orders
52.222-27	Affirmative Action Compliance Requirements for Construction	Applicable to All Orders
52.222-34	Project Labor Agreement	Applicable to All Orders
52.222-35	Equal Opportunity for Veterans	Orders Over the Simplified Acquisition Program Threshold
52.222-36	Equal Opportunity for Workers with Disabilities	Applicable to All Orders
52.222-37	Employment Reports on Veterans	Orders Over the Simplified Acquisition Program Threshold
52.222-40	Notification of Employee Rights Under the National Labor Relations Act	Orders Over \$10,000
52.222-41	Service Contract Act of 1965	Applicable to All Orders
52.222-50	Combatting Trafficking in Persons	Applicable to All Orders
52.222-51	Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment - Requirements	Applicable to All Orders
52.222-53	Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services - Requirements	Applicable to All Orders
52.222-54	Employment Eligibility Verification	Applicable to All Orders
52.222-55	Minimum Wages Under Executive Order 13658	Applicable to All Orders
52.222-59	Compliance with Labor Laws	Applicable to All Orders
52.222-60	Paycheck Transparency Under Executive Order 13673	Applicable to All Orders
52.222-62	Paid Sick Leave Under Executive Order 13706	Applicable to All Orders
52.222-99	Establishing a Minimum Wage for Contractors	Applicable to All Orders
52.223-3	Hazardous Material Identification and Material Safety Data	Applicable to All Orders
52.223-7	Notice of Radioactive Materials	Applicable to All Orders

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Clause	Title	Applicability
52.223-11	Ozone - Depleting Substances	Applicable to All Orders
52.223-15	Energy Efficiency in Energy-Consuming Products	Applicable to All Orders
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving	Applicable to All Orders
52.224-3	Privacy Act Notification	Applicable to All Orders
52.225-1	Buy American Act - Supplies	Applicable to All Orders
52.225-2	Buy American Act Certificate	Applicable to All Orders
52.225-3	Buy American Act - North American Free Trade Agreement - Israeli Trade Act	Orders Over \$10,000
52.225-4	Buy American Act - North American Free Trade Agreement - Israeli Trade Act Certificate	Orders Over \$10,000
52.225-5	Trade Agreements	Applicable to All Orders
52.225-6	Trade Agreements - Certificate	Applicable to All Orders
52.225-8	Duty Free Entry	Applicable to All Orders
52.225-13	Restrictions on Certain Foreign Purchases	Applicable to All Orders
52.225-26	Contractors Performing Private Security Functions Outside the United States	Applicable to All Orders
52.226-6	Promoting Excess Food Donation to Non-Profit Organizations	Applicable to All Orders
52.227-1	Authorization and Consent	Applicable to All Orders
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement	Orders Over the Simplified Acquisition Program Threshold
52.227-6	Royalty Information	Applicable to All Orders
52.227-9	Refund of Royalties	Applicable to All Orders
52.227-10	Filing of Patent Applications - Classified Subject Matter	Applicable to All Orders
52.227-11	Patent Rights - Ownership by the Contractor	Applicable to All Orders
52.227-14	Rights in Data - General	Applicable to All Orders
52.227-16	Additional Data Requirements	Applicable to All Orders
52.228-3	Workers Compensation Insurance (Defense Base Act)	Applicable to All Orders
52.228-4	Workers Compensation and War-Hazard Insurance Overseas	Applicable to All Orders
52.228-5	Insurance - Work on a Government Installation	Applicable to All Orders
52.229-3	Federal, State, and Local Taxes	Orders Over the Simplified Acquisition Program Threshold
52.229-10	State of New Mexico Gross Receipts and Compensating Tax	Applicable to All Orders
52.230-2	Cost Accounting Standards	Orders Over \$750,000
52.230-3	Disclosure and Consistency of Cost Accounting Practices	Orders Over \$750,000
52.230-4	Disclosure and Consistency of Cost Accounting Practices - Foreign Concerns	Orders Over \$750,000
52.230-5	Cost Accounting Standards - Educational Institution	Orders Over \$750,000
52.232-27	Prompt Payment for Construction Contracts	Applicable to All Orders
52.232-39	Unenforceability of Unauthorized Obligations	Applicable to All Orders
52.232-40	Providing Accelerated Payments to Small Business Subcontractors	Applicable to All Orders
52.233-3	Protest After Award	Applicable to All Orders
52.234-1	Industrial Resources Developed Under Defense Production Act Title III	Applicable to All Orders

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Clause	Title	Applicability
52.234-4	Earned Value Management System	Applicable to All Orders
52.236-13	Accident Prevention	Applicable to All Orders
52.237-2	Protection of Government Buildings, Equipment and Vegetation	Applicable to All Orders
52.242-13	Bankruptcy	Orders Over the Simplified Acquisition Program Threshold
52.242-15	Stop Work Order	Applicable to All Orders
52.242-17	Government Delay of Work	Applicable to All Orders
52.243-6	Change Order Accounting	Orders Over the Simplified Acquisition Program Threshold
52.244-5	Competition in Subcontracting	Applicable to All Orders
52.244-6	Subcontracts for Commercial Items	Applicable to All Orders
52.245-1	Government Property	Applicable to All Orders
52.245-2	Government Property Installation Operation Services	Applicable to All Orders
52.245-9	Use and Charges	Applicable to All Orders
52.245-17	Special Tooling	Applicable to All Orders
52.245-18	Special Test Equipment	Applicable to All Orders
52.246-2	Inspection of Supplies - Fixed Price	Orders Over the Simplified Acquisition Program Threshold
52.246-11	Higher-Level Contract Quality Requirement	Applicable to All Orders
52.246-16	Responsibility for Supplies	Orders Over the Simplified Acquisition Program Threshold
52.247-63	Preference for US Flag Air Carriers	Applicable to All Orders
52.247-64	Preference for Privately Owned US Flag Commercial Vessels	Applicable to All Orders
52.248-1	Value Engineering	Orders Over the Simplified Acquisition Program Threshold
52.248-3	Value Engineering - Construction	Applicable to All Orders
52.249-2	Termination for Convenience of the Government	Orders Over the Simplified Acquisition Program Threshold
52.253-1	Computer Generated Forms	Applicable to All Orders
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense Contract Related Felonies	Orders Over the Simplified Acquisition Program Threshold
252.203-7002	Requirement to Inform Employees of Whistleblower Rights	Applicable to All Orders
252.203-7003	Agency Office of the Inspector General	Orders Over \$1,000,000
252.203-7004	Display of Fraud Hotline Posters	Orders Over \$1,000,000
252.204-7000	Disclosure of Information	Applicable to All Orders
252.204-7004	Alternate A, System for Award Management	Applicable to All Orders
252.204-7007	Alternate A, Annual Representations and Certifications	Applicable to All Orders
252.204-7009	Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information	Applicable to All Orders
252.204-7012	Safeguarding of Unclassified Controlled Technical Information	Applicable to All Orders

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Clause	Title	Applicability
252.204-7014	Limitations on the Use or Disclosure of Information by Litigation Support Contractors	Applicable to All Orders
252.204-7015	Notice of Authorized Disclosure of Information for Litigation Support.	Applicable to All Orders
252.208-7000	Intent to Furnish Precious Metals as Government-Furnished Material.	Applicable to All Orders
252.209-7004	Subcontracting with Firms that are Owned or Controlled by the Government	Orders Over the Simplified Acquisition Program Threshold
252.211-7000	Acquisition Streamlining	Orders Over \$1,000,000
252.211-7003	Item Unique Identification and Valuation	Applicable to All Orders
252.211-7007	Reporting of Government-Furnished Property.	Applicable to All Orders
252.215-7000	Pricing Adjustments	Applicable to All Orders
252.219-7003	Small Business Subcontracting Plan	Orders Over \$750,000
252.219-7004	Small Business Sub-Contracting Plan (Test Program)	Applicable to All Orders
252.222-7000	Restrictions on Employment of Personnel.	Applicable to All Orders
252.222-7006	Restriction on the Use of Mandatory Arbitration Agreements	Orders Over \$1,000,000
252.222-7999	Additional Requirements and Responsibilities Restricting the Use of Mandatory Arbitration Agreements	Applicable to All Orders
252.223-7001	Hazard Warning Labels	Applicable to All Orders
252.223-7002	Safety Precautions for Ammunition and Explosives	Applicable to All Orders
252.223-7006	Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Mat	Applicable to All Orders
252.223-7007	Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives	Applicable to All Orders
252.223-7008	Prohibition of Hexavalent Chromium	Applicable to All Orders
252.225-7000	Buy American and Balance of Payments Program Certificate	Applicable to All Orders
252.225-7001	Buy American and Balance of Payments Program	Applicable to All Orders
252.225-7003	Report of Intended Performance Outside the United States and Canada—Submit	Orders Over \$750,000
252.225-7004	Reporting of Contract Performance Outside the United States and Canada - Submission After Award	Orders Over \$750,000
252.225-7006	Quarterly Reporting of Actual Contract Performance Outside the United States	Orders Over \$750,000
252.225-7007	Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies	Applicable to All Orders
252.225-7008	Restriction on Acquisition of Specialty Metals.	Applicable to All Orders
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals	Applicable to All Orders
252.225-7012	Preference for Certain Domestic Commodities	Applicable to All Orders
252.225-7013	Duty Free Entry	Applicable to All Orders
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings	Applicable to All Orders
252.225-7019	Restriction on Acquisition of Anchor and Mooring Chain	Applicable to All Orders
252.225-7020	Trade Agreements Certificate	Applicable to All Orders
252.225-7021	Trade Agreements	Applicable to All Orders
252.225-7025	Restriction on Acquisition of Forgings	Applicable to All Orders
252.225-7028	Exclusionary Policies and Practices of Foreign Governments	Applicable to All Orders

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Clause	Title	Applicability
252.225-7030	Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate	Applicable to All Orders
252.225-7033	Waiver of United Kingdom Levies	Orders Over \$1,000,000
252.225-7035	Buy American--Free Trade Agreements--Balance of Payments	Applicable to All Orders
252.225-7036	Buy American—Free Trade Agreements--Balance of Payments	Applicable to All Orders
252.225-7039	Defense Contractors Performing Private Security Functions Outside the United States	Applicable to All Orders
252.225-7040	Contractor Personnel Supporting U.S. Armed Forces Deployed Outside the United States	Applicable to All Orders
252.225-7043	Anti-Terrorism/Force Protection Policy for Defense Contractors Outside the United States	Applicable to All Orders
252.225-7046	Exports by Approved Community Members in Response to the Solicitation	Applicable to All Orders
252.225-7047	Exports by Approved Community Members in Performance of the Contract	Applicable to All Orders
252.225-7048	Export Controlled Items	Applicable to All Orders
252.225-7980	Contractor Personnel Performing in the U.S. Africa Area of Responsibility	Applicable to All Orders
252.225-7993	Prohibition on Providing Fund to the Enemy	Applicable to All Orders
252.226-7001	Utilization of Indian Organizations, Indian Owned Economic Enterprises and Native Hawaiian Small Business Concerns	Orders Over \$750,000
252.227-7013	Rights in Technical Data - Noncommercial Items	Applicable to All Orders
252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation	Applicable to All Orders
252.227-7015	Technical Data - Commercial Items	Applicable to All Orders
252.227-7016	Rights in Bid or Proposal Information	Applicable to All Orders
252.227-7017	Identification and Assertion of Use, Release, or Disclosure Restrictions	Applicable to All Orders
252.227-7018	Rights in Noncommercial Technical Data and Computer Software - Small Business Innovation Research (SBIR) Program	Applicable to All Orders
252.227-7019	Validation of Asserted Restriction - Computer Software	Applicable to All Orders
252.227-7025	Limitations on the Use or Disclosure of Government Furnished Information Marked with Restrictive Legends	Applicable to All Orders
252.227-7026	Deferred Delivery of Technical Data or Computer Software	Applicable to All Orders
252.227-7027	Deferred Ordering of Technical Data or Computer Software	Applicable to All Orders
252.227-7028	Technical Data or Computer Software Previously Delivered to the Government	Applicable to All Orders
252.227-7030	Technical Data - Withholding of Payment	Applicable to All Orders
252.227-7033	Rights in Shop Drawings	Applicable to All Orders
252.227-7037	Validation of Restrictive Markings on Technical Data	Applicable to All Orders
252.227-7038	Patent Rights - Ownership by the Contractor	Applicable to All Orders
252.227-7039	Patents - Reporting of Subject Inventions	Applicable to All Orders
252.228-7001	Ground and Flight Risk	Applicable to All Orders
252.228-7005	Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles	Applicable to All Orders
252.229-7011	Reporting of Foreign Taxes - U.S. Assistance Programs	Orders Over \$500
252.229-7014	Taxes - Foreign Contracts in Afghanistan	Applicable to All Orders
252.231-7000	Supplemental Cost Principles	Applicable to All Orders

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Clause	Title	Applicability
252.234-7001	Notice of Earned Value Management System	Orders Over the Simplified Acquisition Program Threshold
252.234-7002	Earned Value Management System	Applicable to All Orders
252.235-7003	Frequency Authorization	Applicable to All Orders
252.235-7004	Protection of Human Subjects	Applicable to All Orders
252.236-7013	Requirement for Competition Opportunity for American Steel Producers, Fabricators, and Manufacturers	Applicable to All Orders
252.237-7010	Prohibition on Interrogation of Detainees by Contractor Personnel	Applicable to All Orders
252.237-7019	Training for Contractor Personnel Interacting with Detainees	Applicable to All Orders
252.237-7023	Continuation of Essential Contractor Services	Applicable to All Orders
252.239-7010	Cloud Computing Services	Applicable to All Orders
252.239-7016	Telecommunications Security Equipment, Devices, Techniques, and Services	Applicable to All Orders
252.243-7001	Pricing of Contract Modifications	Applicable to All Orders
252.243-7002	Requests for Equitable Adjustment.	Orders Over the Simplified Acquisition Program Threshold
252.244-7000	Subcontractor for Commercial Items	Applicable to All Orders
252.245-7001	Tagging, Labeling, and Marking of Government-Furnished Property	Applicable to All Orders
252.246-7003	Notification of Potential Safety Issues	Applicable to All Orders
252.246-7008	Sources of Electronic Parts	Applicable to All Orders
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System	Applicable to All Orders
252.247-7003	Pass-Through of Motor Carrier Fuel Surcharge Adjustment to the Cost Bearer	Applicable to All Orders
252.247-7022	Representation of Extent of Transportation by Sea.	Orders Over the Simplified Acquisition Program Threshold
252.247-7023	Transportation of Supplies by Sea	Orders Over the Simplified Acquisition Program Threshold
252.247-7024	Notification of Transportation of Supplies by Sea	Orders Over the Simplified Acquisition Program Threshold
252.249-7002	Notification of Anticipated Contract Termination or Reduction	Orders Over \$750,000

Additional references to applicable clauses may be found using the following resources:

Federal Acquisition Regulation - <https://www.acquisition.gov>

Defense Federal Acquisition Regulation Supplement - <http://www.dcaa.mil>

NASA Federal Acquisition Regulation Supplement - <https://www.hq.nasa.gov>