



SUPPLEMENTAL TERMS AND CONDITIONS

FEDERAL ACQUISITION REGULATIONS (FAR), DEPARTMENT OF DEFENCE FAR SUPPLEMENT (DFARS), NATIONAL AERONAUTICS and SPACE ADMINISTRATION (NASA) FAR SUPPLEMENT. The following clauses set forth in the FAR and DFARS as in effect on the date of this purchase order are incorporated herein by reference. Where necessary to make the clauses applicable to this purchase order, "Contractor" shall mean "Seller," "Contracting Officer" shall mean "Buyer," and the "Government" shall mean "Buyer" or the "Government" whenever appearing in the clauses. Seller shall include the following clauses in its lower-tier purchase orders as required. If any of the following FAR or DFARS clauses do not apply to a particular purchase order; such clauses are considered to be self-deleting.

FAR Clauses: <https://www.acquisition.gov/far/>

DFARS Clauses: <http://farsite.hill.af.mil/vdfar.htm>

NASA FAR Supplement Clauses: <http://farsite.hill.af.mil/vfnasa1.htm>

1. All Orders

52.203-3 Gratuities

52.203-10 Price or Fee Adjustment for Illegal or Improper Activity

52.204-2 Security Requirements

52.211-5 Material Requirements

52.215-15 Pension Adjustment and Asset Reversions

52.215-18 Reversions or Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions

52.215-19 Notification of Ownership Changes

52.219-8 Utilization of Small Business Concerns

52.222-21 Prohibition of Segregated Facilities

52.222-26 Equal Opportunity

52.222-41 Service Contract Act of 1965, As Amended

52.222-50 Combating Trafficking in Persons

52.223-3 Hazardous Material Identification and Material Safety Data

52.223-7 Notice of Radioactive Materials

52.223-18 Encouraging Contractor Policies to Ban Text Messaging While Driving

52.224-2 Privacy Act (Applicable only if the order requires the design, development, or operation of a system of records subject to the Privacy Act of 1974.)

52.225-1 Buy American Act – Supplies

52.225-3 Buy American Act – Free Trade Agreements – Israeli Trade Act

52.225-5 Trade Agreements

52.225-8 Duty-free Entry

52.225-13 Restrictions on Certain Foreign Purchases

52.227-1 Authorization and Consent

52.227-9 Refund of Royalties

52.227-10 Filing of Patent Applications - Classified Subject Matter

52.227-11 Patent Rights – Ownership by the Contractor (references to "Government", "Contracting Officer" and "Contractor" as contained in this clause remain unchanged)

52.227-14 Rights in Data –General

52.229-3 Federal, State, and Local Taxes

52.233-3 Protest After Award

52.234-1 Industrial Resources Developed Under Defense Production Act Title III

52.236-13 Accident Prevention

52.244-6 Subcontracts for Commercial Items

52.245-1, Alt. I Government Property



52.245-9 Use and Charges
52.246-2 Inspection of Supplies – Fixed Price
52.246-16 Responsibility for Supplies
52.247-63 Preference for U.S. Flag Air Carriers
52.247-64 Preference for Privately Owned U.S. Flag Commercial Vessels
52.249-2 Termination for Convenience of the Government (Fixed-Price)
52.249-8 Default (Fixed-Price Supply and Service)
252.204-7000 Disclosure of Information
252.204-7008 Export-Controlled Items
252.222-7000 Restrictions On Employment of Personnel
252.223-7006
252.223-7008
Prohibition on Storage and Disposal of Toxic and Hazardous
Materials
Prohibition of Hexavalent Chromium
252.225-7001 Buy American Act and Balance of Payments Program
252.225-7007 Prohibition on Acquisition of United States Items From
Communist Chinese Military Companies
252.225-7009 Restriction on Acquisition of Certain Articles Containing
Specialty Metals
252.225-7013 Duty-Free Entry
252.225-7016 Restriction on Acquisition of Ball and Roller Bearings
252.225-7021 Trade Agreements
252.225-7025 Restrictions on Acquisition of Forgings

Orders of \$3,000 or Greater

52-223-18 Encouraging Contractor Policies to Ban Text Messaging While Driving
52.222-54 Employment Eligibility Verification

Orders Greater than \$10,000

52.222-40 Notification of Employee Rights Under the National Labor Relations Act
252.225-7028 Exclusionary Policies and Practices of Foreign Governments
252.225-7030 Restriction on Acquisition of Carbon Alloy and Armor Steel Plate
252.225-7036 Buy American Act – Free Trade Agreements – Balance of Payments Program
252.227-7013 Rights in Technical Data - Noncommercial Items (the term “Government” shall remain
throughout this clause, the term “Contracting Officer” shall mean both “Contracting Officer and Buyer”)
252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software
Documentation (the term “Government” shall remain throughout this clause, the term “Contracting Officer”
shall mean both “Contracting Officer and Buyer”)
252.227-7015 Technical Data - Commercial Items
252.227-7016 Rights in Bid or Proposal Information
252.227-7019 Validation of Asserted Restrictions - Computer Software
252.227-7025 Limitations on the Use or Disclosure of Government Furnished Information Marked with
Restrictive Legends
252.227-7030 Technical Data - Withholding of Payment
252.227-7037 Validation of Restrictive Markings of Technical Data (the terms throughout this clause shall
remain unchanged)
252.228-7001 Ground and Flight Risk
252.228-7005 Accident Reporting and Investigation Involving Aircraft, Missiles and Space Launch
Vehicles
252.246-7001, Alt I Warranty of Data
252.246-7003 Notification of Potential Safety Issues
252.247-7023 Transportation of Supplies by Sea (paragraphs (a) through (e)
apply to all orders; all paragraphs apply to transactions greater than \$100,000)



252.247-7024 Notification of Transportation of Supplies by Sea

Orders Greater than \$15,000

52.222-20 Walsh-Healey Public Contracts Act

52.222-36 Affirmative Action for Workers With Disabilities

Orders of \$25,000 or Above

52.204-10 Reporting Executive Compensation and First-Tier Subcontract Awards

Orders of \$25,000 or Greater (Greater than \$30,000 if Prime Contract dated on or after September 28, 2006.)

52.209-6 Protecting the Government's Interest When Subcontracting With Contractors Debarred, Suspended, or Proposed for Debarment

Orders of \$50,000 or Greater

52.211-15 Defense Priority and Allocation Requirements

Orders of \$100,000 or Greater

52.203-6 Restrictions on Subcontractor Sales to the Government

52.203-7 Anti-Kickback Procedures

52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions

52.203-12 Limitation on Payments to Influence Certain Federal Transactions

52.215-2 Audit and Records – Negotiation

52.215-14 Integrity of Unit Prices (except for paragraph (b) of this clause)

52.219-8 Utilization of Small Business Concerns

52.222-4 Contract Work Hours and Safety Standards Act – Overtime Compensation

52.222-35 Equal Opportunity for Veterans

52.222-37 Employment Reports on Special Veterans

52.223-14 Toxic Chemical Release Reporting

52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement

52.248-1 Value Engineering

252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies

252.249-7002 Notification of Anticipated Contract Termination or Reduction

Orders Greater than \$500,000

52.209-7 Information Regarding Responsibility Matters

252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns

Orders of \$500,000 or Greater (\$550,000 or Greater if Prime Contract dated on or after September 28, 2006)

52.219-9 Small Business Subcontracting Plan

252.219-7003 Small Business Subcontracting Plan (DoD Contracts)

Orders of \$500,000 or Greater (\$650,000 or Greater if Prime Contract dated on or after June 14, 2007)

52.230-2 Cost Accounting Standards (except its subparagraph (b))

52.230-3 Disclosure and Consistency of Cost Accounting Practices

52.230-5 Cost Accounting Standards – Educational Institution

52.230-6 Administration of Cost Accounting Standards



Orders of \$550,000 or Greater (\$650,000 or Greater if Prime Contract dated on or after September 28, 2006)

52.214-26 Audit and Records – Sealed Bidding (\$700K or greater if Prime Contract dated on or after October 1, 2010)
52.214-27 Price Reduction for Defective Cost or Pricing Data – Modifications – Sealed Bidding (\$700K or greater if Prime Contract dated on or after October 1, 2010)
52.214-28 Subcontractor Cost or Pricing Data – Modifications – Sealed Bidding
52.215-10 Price Reduction for Defective Cost or Pricing Data
52.215-11 Price Reduction for Defective Cost or Pricing Data – Modifications
52.215-12 Subcontractor Cost or Pricing Data
52.215-13 Subcontractor Cost or Pricing Data – Modifications
52.215-20 Requirements for Cost or Pricing Data Other Than Cost or Pricing Data
52.215-22 Limitations on Pass-Through Charges – Identification of Subcontract Effort
52.215-23 Limitations on Pass-Through Charges
252.215-7003 Excessive pass-through charges--identification of subcontract effort (DoD contracts only)
252.215-7004 Excessive pass-through charges (DoD contracts only)

Orders of \$550,000 or Greater (\$650,000 or Greater if Prime Contract dated on or after October 1, 2010)

252.225-7006 Quarterly Reporting of Actual Contract Performance Outside the United States

Orders of \$1 Million or Greater

252.222-7006 Restrictions on the Use of Mandatory Arbitration Agreements

Orders exceeding \$1 Million

252.225-7033 Waiver of United Kingdom Levies

Orders Greater than \$1.5 Million

252.211-7000 Acquisition Streamlining

Orders of \$5 Million or Greater

52.203-14 Display of Hotline Poster(s)

Orders of \$5 Million or Greater and a Period of Performance of 120 days or greater

52.203-13 Contractor Code of Business Ethics and Conduct (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, with a copy to the Contracting Officer of the prime contract.)



NASA FAR Supplement Clauses (applicable under NASA contracts)

1852.204-76 Security Requirements for Unclassified Information
Technology Resources
1852.208-81 Restrictions on Printing and Duplicating
1852.211-70 Packaging, Handling, and Transportation
1852.219-74 Use of Rural Area Small Businesses
1852.219-75 Small Business Subcontracting Reporting
1852.219-76 NASA 8 Percent Goal
1852.223-70 Protests to NASA
1852.223-71 Frequency Authorization
1852.223-72 Safety and Health (Short Form)
1852.223-73 Safety and Health Plan
1852.223-74 Drug- and Alcohol-Free Workforce
1852.223-75 Major Breach of Safety or Security
1852.225-70 Export Licenses
1852.227-11 Patent Rights--Retention by the Contractor (Short Form)
1852.227-14 Rights in Data--General
1852.227-19 Commercial Computer Software--Restricted Rights
1852.227-70 New Technology
1852.227-71 Requests for Waiver of Rights to Inventions
1852.227-72 Designation of New Technology Representative and
Patent Representative
1852.227-85 Invention Reporting and Rights--Foreign
1852.228-72 Cross-Waiver of Liability for Space Shuttle Services
1852-228-76 Cross-Waiver of Liability for Space Station Activities
1852.228-78 Cross-Waiver of Liability for NASA Expendable Launch
Vehicle Launches
1852.231-71 Determination of Compensation Reasonableness
1852.237-71 Pension Portability
1852.237-72 Access to Sensitive Information
1852.237-73 Release of Sensitive Information
1852.242-72 Observance of Legal Holidays
1852.244-70 Geographic Participation in the Aerospace Program
1852.245-72 Liability for Government property furnished for repair or
other services
1852.245-73 Financial reporting of NASA property in the custody of
contractors
1852.246-70 Mission Critical Space System Personnel
Reliability Program
1852.246-73 Bills of Lading