

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

### A. Federal Acquisition Regulation Clauses

#### 1. All Orders

Except as may be expressly set forth in this document with the government contracting officer's express consent, the seller shall not acquire any direct claim or direct course of action against the US Government.

52.203-3	Gratuities (May 2014)
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity (May 2014)
52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act (Jun 2010)
52.204-2	Security Requirements (Aug 1996)
52.204-9	Personal Identity Verification of Contractor Personnel (Jan 2011)
52.204-21	Basic Safeguarding of Covered Contractor Information Systems (Jun 2016)
52.208-8	Required Sources for Helium and Helium Usage Data (Apr 2014)
52.211-5	Material Requirements (Aug 2000)
52.211-15	Defense Priority and Allocation Requirements (Apr 2008)
52.215-15	Pension Adjustment and Asset Reversions (Oct 2010)
52.215-18	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions (Jul 2005)
52.215-19	Notification of Ownership Changes (Oct 1997)
52.219-8	Utilization of Small Business Concerns (Nov 2016)
52.219.28	Post-Award Small Business Program Representation (Jul 2013)
52.222-21	Prohibition of Segregated Facilities (Apr 2015)
52.222-22	Previous Contracts and Compliance Reports (Feb 1999)
52.222-26	Equal Opportunity (Sep 2016)
52.222-41	Service Contract Labor Standards (May 2014)
52.222-50	Combating Trafficking in Persons (Mar 2015)
52.223-3	Hazardous Material Identification and Material Safety Data (Alt I applies if this order is for other than DoD) (Jan 1997)
52.223-4	Recovered Material Certification (May 2008)
52.223-5	Pollution Prevention and Right-to-Know Information (May 2011)
52.223-7	Notice of Radioactive Materials (Jan 1997)
52.223-11	Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons (Jun 2016)
52.223-15	Energy Efficiency in Energy-Consuming Products (Dec 2007)
52.224-1	Privacy Act Notification (Apr 1984)
52.224-2	Privacy Act (Apr 1984)
52.225-1	Buy American Act – Supplies (May 2014)
52.225-2	Buy American Act Certificates (May 2014)
52.225-3	Buy American Act – Free Trade Agreements – Israel Trade Act
52.225-5	Trade Agreements (Oct 2016)
52.225-8	Duty-free Entry (Oct 2010)

52.225-13	Restrictions on Certain Foreign Purchases (Jun 2008)
52.227-1	Authorization and Consent (Dec 2007)
52.227-9	Refund of Royalties (Apr 1984)
52.227-10	Filing of Patent Applications - Classified Subject Matter (Dec 2007)
52.227-11	Patent Rights – Ownership by the Contractor (references to “Government”, “Contracting Officer” and “Contractor” as contained in this clause remain unchanged) (May 2014)
52.227-13	Patent Rights-Ownership by the Government (Dec 2007)
52.227-14	Rights in Data – General (May 2014)
52.229-3	Federal, State, and Local Taxes (Feb 2013)
52.232-39	Unenforceability of Unauthorized Obligations (Jun 2013)
52.232-40	Providing Accelerated Payments to Small Business Subcontractors (Dec 2013)
52.233-3	Protest After Award (Aug 1996)
52.234-1	Industrial Resources Developed Under Title III, Defense Production Act (Sep 2016)
52.236-13	Accident Prevention (Nov 1991)
52.244-6	Subcontracts for Commercial Items (Jan 2017)
52.245-1, Alt 1	Government Property (except in clauses (e)(1), (e)(2)(ii), (e)(3)(i), (f)(1)(ii), the term “Government” shall remain) (Jan 2017)
52.245-9	Use and Charges (Apr 2012)
52.246-2	Inspection of Supplies – Fixed Price (Aug 1996)
52.246-4	Inspection of Services – Fixed Price (Aug 1996)
52.246-16	Responsibility for Supplies (Apr 1984)
52.247-63	Preference for U.S. Flag Air Carriers (June 2003)
52.247-64	Preference for Privately Owned U.S. Flag Commercial Vessels (Feb 2006)
52.249-2	Termination for Convenience of the Government (Fixed-Price) (Apr 2012)
52.249-8	Default (Fixed-Price Supply and Service) (Apr 1984)
252.203-7002	Requirement to Inform Employees of Whistleblower Rights (Sep 2013)
252.204-7000	Disclosure of Information (Oct 2016)
252.204-7008	Compliance with Safeguarding Covered Defense Information Controls (Oct 2016)
252.204-7009	Limitations on the Use and Disclosure of Third-Party Contractor Reported Cyber Incident Information (Oct 2016)
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident (Oct 2016)
252.204-7014	Limitations on the Use of Disclosure of Information by Litigation Support Contractors (May 2016)
252.204-7015	Disclosure of Information to Litigation Support Contractors (May 2016)
252.208-7000	Intent to Furnish Precious Metals as Government-Furnished Material (Dec 1991)
252.222-7000	Restrictions On Employment of Personnel (Mar 2000)
252.223-7006	Prohibition on Storage and Disposal of Toxic and Hazardous Materials (Sep 2014)
252.223-7008	Prohibition of Hexavalent Chromium (Jun 2013)
252.225-7000	Buy American Act-Balance of Payments Program Certificate (Nov 2014)
252.225-7001	Buy American Act and Balance of Payments Program (Dec 2016)
252.225-7007	Prohibition on Acquisition of United States Items From Communist Chinese Military Companies (Sep 2006)
252.225-7008	Restriction on Acquisition of Specialty Metals (Oct 2014)
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals (Oct 2014)
252.225-7013	Duty-Free Entry (May 2016)
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings (Jun 2011)
252.225-7021	Trade Agreements (Oct 2016)
252.225-7025	Restrictions on Acquisition of Forgings (Dec 2009)
252.225-7028	Exclusionary Policies and Practices of Foreign Governments (Apr 2003)
252.225-7030	Restriction on Acquisition of Carbon Alloy and Armor Steel Plate (Dec 2006)
252.225-7036	Buy American Act – Free Trade Agreements – Balance of Payments Program (Dec 2016)
252.225-7043	Anti-Terrorism/Force Protection Policy for Defense Contractors Outside the United States (Jun 2015)

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") (Feb 2014)
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") (Feb 2014)
252.227-7015	Technical Data - Commercial Items (Feb 2014)
252.227-7016	Rights in Bid or Proposal Information (Jan 2011)
252.227-7019	Validation of Asserted Restrictions - Computer Software (Sep 2016)
252.227-7025	Limitations on the Use or Disclosure of Government Furnished Information Marked with Restrictive Legends (May 2013)
252.227-7030	Technical Data - Withholding of Payment (Mar 2000)
252.227-7037	Validation of Restrictive Markings of Technical Data (the terms throughout this clause shall remain unchanged) (Sep 2016)
252.228-7001	Ground and Flight Risk (Jun 2010)
252.228-7005	Accident Reporting and Investigation Involving Aircraft, Missiles and Space Launch Vehicles (Dec 1991)
252.229-7011	Reporting of Foreign Taxes – US Assistance Programs (Sep 2005)
252.235-7003	Frequency Authorization (Mar 2014)
252.235-7004	Protection of Human Subjects (Jul 2009)
252.239-7018	Supply Chain Risk (Oct 2015)
252.243-7001	Pricing of Contract Modifications (Dec 1991)
252.244-7000	Subcontracts for Commercial Items (Jun 2013)
252.246-7001	Warranty of Data (Alt 1) (Mar 2014)
252.246-7003	Notification of Potential Safety Issues (Jun 2013)
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System (for paragraphs (a)-(e) the term "Contractor" shall mean "Seller" and the term "Contracting Officer" shall mean both "Contracting Officer" and "Buyer") (Aug 2016)
252.246-7008	Sources of Electronic Parts
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) (Apr 2014)
252.247-7024	Notification of Transportation of Supplies by Sea (Mar 2000)

**2. Orders over \$3,500**

52.222-54	Employment Eligibility Verification
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving (Aug 2011)

**3. Orders over \$10,000**

52.222-40	Notification of Employee Rights Under the National Labor Relations Act (Dec 2010)
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**4. Orders over \$15,000**

52.222-20	Contracts for Materials, Supplies, Articles and Equipment Exceeding \$15,000 (May 2014)
52.222-36	Equal Opportunity for Workers With Disabilities (Jul 2014)

**5. Orders over \$30,000**

52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards (Oct 2016)
52.209-6	Protecting the Government's Interest When Subcontracting With Contractors Debarred, Suspended, or Proposed for Debarment (Oct 2015)

**6. Orders over \$75,000**

52.211-15	Defense Priority and Allocation Requirements (Apr 2008)
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**7. Orders over \$150,000**

52.203-5	Covenant Against Contingent Fees (May 2014)
52.203-6	Restrictions on Subcontractor Sales to the Government (Sep 2006)
52.203-7	Anti-Kickback Procedures (May 2014)
52.203-8	Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity (May 2014)

52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (Sep 2007)
52.203-12	Limitation on Payments to Influence Certain Federal Transactions (Oct 2010)
52.203-16	Preventing Conflicts of Interest (Dec 2011)
52.203-17	Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights (Apr 2014)
52.215-2	Audit and Records – Negotiation (Oct 2010)
52.215-14	Integrity of Unit Prices (except for paragraph (b) of this clause) (Oct 2010)
52.215-22	Limitations on Pass-Through Charges – Identification of Subcontract Effort (DoD Only) (Oct 2009)
52.215-23	Limitations on Pass-Through Charges (Oct 2009)
52.222-4	Contract Work Hours and Safety Standards Act – Overtime Compensation (May 2014)
52.222-35	Equal Opportunity for Veterans (Oct 2015)
52.222-37	Employment Reports on Special Veterans (Feb 2016)
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement (Dec 2007)
52.248-1	Value Engineering (Oct 2010)
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies (Dec 2008)
252.225-7006	Acquisition of the American Flag (Aug 2015)
252.225-7012	Preference for Certain Domestic Commodities (Dec 2016)
252.249-7002	Notification of Anticipated Contract Termination or Reduction (Oct 2015)

**8. Orders over \$500,000**

252.226-7001	Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns (Sep 2004)
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**9. Orders over \$550,000**

52.209-7	Information Regarding Responsibility Matters (July 2013)
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**10. Orders over \$700,000**

52.219-9	Small Business Subcontracting Plan (Aug 2016)
252.219-7003	Small Business Subcontracting Plan (DoD Contracts) (Mar 2016)

**11. Orders over \$750,000**

52.214-26	Audit and Records – Sealed Bidding (Oct 2010)
52.214-27	Price Reduction for Defective Cost or Pricing Data – Modifications – Sealed Bidding (Aug 2011)
52.214-28	Subcontractor Cost or Pricing Data – Modifications – Sealed Bidding (Oct 2010)
52.215-10	Price Reduction for Defective Certified Cost or Pricing Data (Aug 2011)
52.215-11	Price Reduction for Defective Certified Cost or Pricing Data – Modifications (Aug 2011)
52.215-12	Subcontractor Certified Cost or Pricing Data (Oct 2010)
52.215-13	Subcontractor Certified Cost or Pricing Data – Modifications (Oct 2010)
52.215-20	Requirements for Certified Cost or Pricing Data Other Than Cost or Pricing Data (Oct 2010)
52.215-21	Requirements for Certified Cost or Pricing Data Other Than 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 (Oct 2009)
52.230-2	Cost Accounting Standards (Oct 2015)
52.230-3	Disclosure and Consistency of Cost Accounting Practices (Oct 2015)
52.230-5	Cost Accounting Standards – Educational Institution (Aug 2016)
52.230-6	Administration of Cost Accounting Standards (Jun 2010)

**12. Orders over \$1,000,000**

252.222-7006	Restrictions on the Use of Mandatory Arbitration Agreements (Jun 2016)
252.225-7033	Waiver of United Kingdom Levies (Apr 2003)

**13. Orders over \$1,500,000**

252.211-7000 Acquisition Streamlining (Oct 2010)

**14. Orders over \$5,500,000**

52.203-13 Contractor Code of Business Ethics and Conduct (Oct 2015)  
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.

52.203-14 Display of Hotline Poster(s) (Oct 2015)

**B. NASA FAR Supplemental Clauses**

**1. All Orders**

1852.204-76 Security Requirements for Unclassified Information Technology Resources (Jan 2011)

1852.208-81 Restrictions on Printing and Duplicating (Nov 2004)

1852.211-70 Packaging, Handling, and Transportation (Sep 2005)

1852.219-75 Individual Subcontracting Reports (Apr 2015)

1852.223-70 Safety and Health Measures and Mishap Reporting (Dec 2015)

1852.223-71 Authorization for Radio Frequency Use (Apr 2015)

1852.225-70 Export Licenses (Feb 2000)

1852.227-11 Patent Rights--Retention by the Contractor (Short Form) (Apr 2015)

1852.227-14 Rights in Data—General (Apr 2015)

1852.227-19 Commercial Computer Software--Restricted Rights (Jul 1997)

1852.227-70 New Technology (Apr 2015)

1852.227-71 Requests for Waiver of Rights to Inventions (Apr 2015)

1852.227-72 Designation of New Technology Representative and Patent Representative (Apr 2015)

1852.227-85 Invention Reporting and Rights—Foreign (Apr 2015)

1852.237-71 Pension Portability (Jun 2005)

1852.237-72 Access to Sensitive Information (Jun 2005)

1852.237-73 Release of Sensitive Information (Jun 2005)

1852.242-72 Denied Access to NASA Facilities (Oct 2015)

1852.245-72 Liability for Government property furnished for repair or other services (Jan 2011)

1852.245-73 Financial reporting of NASA property in the custody of contractors (Jan 2017)

1852.245-78 Physical Inventory of Capital Personal Property (Aug 2015)

1852.246-73 Human Space Flight Item (Mar 1997)

The Contractor shall include the following statement in all subcontracts and purchase orders placed by it in support of this contract, without exception as to amount or subcontract level:  
"FOR USE IN HUMAN SPACE FLIGHT; MATERIALS, MANUFACTURING, AND WORKMANSHIP OF HIGHEST QUALITY STANDARDS ARE ESSENTIAL TO ASTRONAUT SAFETY. IF YOU ARE ABLE TO SUPPLY THE DESIRED ITEM WITH A HIGHER QUALITY THAN THAT OF THE ITEMS SPECIFIED OR PROPOSED, YOU ARE REQUESTED TO BRING THIS FACT TO THE IMMEDIATE ATTENTION OF THE PURCHASER."

**2. Orders over \$150,000**

1852.223-72 Safety and Health (Short Form) (Jul 2015)

1852.223-73 Safety and Health Plan (Jul 2015)

1852-228-76 Cross-Waiver of Liability for International Space Station Activities (Oct 2012)

1852.228-78 Cross-Waiver of Liability for Science and Space Exploration Activities Unrelated to the International Space Station (Oct 2012)

**3. Orders over \$500,000**

1852.223-75 Major Breach of Safety or Security (Feb 2002)

1852.244-70 Geographic Participation in the Aerospace Program (Apr 1985)

- 4. **Orders over \$750,000**  
1852.231-71 Determination of Compensation Reasonableness (Apr 2015)
  
- 5. **Orders over \$5,000,000**  
1852.223-74 Drug- and Alcohol-Free Workforce (Nov 2015)

Revision	Description
October 2017	-
August 2018	Added Revision Log. Added 252.246-7008. Switched 52.219-8 from \$150,000 to All Orders.