



**General Terms and Conditions of Purchase – Supplemental B
Government Contract Provisions**

Master FAR/DFAR Flow Downs as of 10/2017

Government Contract Provisions from the Federal Acquisition Regulation (FAR) for Subcontracts/Purchase Orders under a U.S. Government Prime Contract

1. When the materials or products furnished are for use in a U.S. government prime contract or subcontract, in addition to the General Provisions, the following provisions apply, as required by the terms of the prime contract or by law or regulation. The effective version of each FAR and DFARS provisions shall be the same version as that which appears in Buyer’s Prime Contract, or higher tier subcontract under which this Order is a Subcontract. In the event of a conflict between these FAR provisions and the General Provisions, the FAR provision shall take precedence.
2. The following clauses set forth in the FAR and DFARS in effect as of the date of the prime contract are incorporated by reference. In all clauses listed below, the term “Government”, “Contracting Officer”, and “Contractor” shall be revised to identify the contracting parties herein and effect the proper intent of the provision except where further clarified below. “Subcontractor”, however, shall mean “Seller’s Subcontractor” under this Purchase Order.

52.202-1	Definitions (Nov 2013)
52.203-2	Certificate of Independent Price Determination (Apr 1985)
52.203-3	Gratuities (Apr 1984)
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) Applies if Order exceeds \$150,000.
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 (Oct 2010) Applies if Order exceeds \$150,000.
52.203-13	Contractor code of Business Ethics and Conduct (Oct 2015) Applies if Order exceeds \$5,500,000
52.203-14	Display of Hotline Poster(S) (Dec 2007) Applies if Order exceeds \$5,500,000.
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)
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017)
52.204-4	Printing/Copying Double Sided on Recycled Paper (May 2011)
52.204-10	Reporting Executive Compensation and First-Tier Subcontracts Awards (Oct 2015)
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)
52.209-6	Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Oct 2015) Applies if Order exceeds \$35,000
52.209-9	Updates of Publicly available information regarding responsibility matters (July 2013)
52.209-10	Prohibition on Contracting with Inverted Domestic Corporations (Nov 2015)
52.211-8	Time Of Delivery (Jun 1997)
52.211-15	Defense Priority and Allocation Requirements (Apr 2008)
52.211-17	Delivery of Excess Quantities (Sept 1989)
52.212-4	Contract Terms and Conditions (May 2014)
52.212-5	Contract Terms and Conditions Required to Implement Status or Executive Orders - Commercial Items (Jul 2014)
52.215-2	Audit and Records -- Negotiations (Oct 2010)
52.215-6	Place of Performance (Oct 1997)
52.215-10	Price Reduction for Defective Cost or Pricing Data (Aug 2011)
52.215-11	Price Reduction for Defective Cost or Pricing Data – Modification (Aug 2011)
52.215-12	Subcontractor Cost or Pricing Data (Oct 2010)
52.215-13	Subcontractor Cost or Pricing Data – Modifications (Oct 2010)
52.215-14	Integrity of Unit Prices (Oct 2010)
52.215-18	Reversion of Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions (Jul 2015)
52.215-19	Notification of Ownership Changes (Oct 1997)
52.215-23	Limitations on Pass Through Charges (Include Alt 1) (Oct 2009)
52.216-19	Order Limitations (Oct 1995)



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52.217-6	Option for Increased Quantity Separately Priced Line Item (Mar 1998)
52.217-7	Option for Increased Quantity-Separately Priced Line Item (Mar 1999)
52.217-8	Option to Extend Services (Nov 1999)
52.217-9	Option to Extend the Term of the Contract (Mar 2000)
52.219-1	Small Business Program Representations (Basic & Alternate I) (Oct 2014)
52.219-4	Notice of Price Evaluation for HUBZone Small Business Concern (Oct 2014)
52.219-8	Utilization of Small Business Concerns (Nov 2016)
52.219-9	Small Business Subcontracting Plan (Jan 2017) Applies if Order exceeds \$700,000
52.219-9 ALT II	Small Business Subcontracting Plan - Alternate II (Oct 2001)
52.219-9 ALT II (Dev)	Small Business Subcontracting Plan - Alternate II (Deviation) (Oct 2001)
52.219-9 Dev	Small Business Subcontracting Plan (Deviation 2013-00014) (Aug 2013)
52.219-16	Liquidated Damages -- Subcontracting Plan (Jan 1999) This clause applies only when FAR 52.219-9 applies.
52.219-28	Post-Award Small Business Plan Program Representation (Jul 2013)
52.222-1	Notice to Government of Labor Disputes (Feb 1997)
52.222-3	Convict Labor (Jun 2003)
52.222-4	Contract Work Hours and Safety Standards Act – Overtime Compensation (Jul 2005) This clause applies if this Order exceeds \$100,000. In addition, Buyer may withhold or recover from Seller any sums the Contracting Officer withholds from Buyer because of a violation of a provision of this clause by the Seller or Seller's supplier.
52.222-19	Child Labor – Cooperation With Authorities and Remedies (Feb 2016)
52.222-20	Contracts for Materials Supplies, Articles and Equipment Exceeding \$15,000 (May 2014)
52.222-21	Prohibition of Segregated Facilities (Apr 2015)
52.222-26	Equal Opportunity (Sep 2016)
52.222-35	Equal Opportunity for Veterans (Oct 2015) Applies if Order exceeds \$150,000
52.222-36	Affirmative Action for Workers with Disabilities (Jul 2014) Applies if Order exceeds \$15,000
52.222-37	Employment Reports on Veterans (Oct 2016)
52.222-38	Compliance with Veterans' Employment Reporting Requirements
52.222-39	Notification of Employee Rights Concerning Payment of Union Dues or Fees (Dec 2004)
52.222-40	Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) Applies if Order exceeds \$10,000
52.222-41	Service Contract Labor Standards (May 2014)
52.222-42	Statement of Equivalent rates for federal hires (May 2014)
52.222-43	Fair Labor Standards Act and Service Contract Act--Price Adjustment (multiple year and option contracts) (May 2014)
52.222-44	Fair Labor Standards Act and Service Contract Act--Price Adjustment (May 2014)
52.222-50	Combating Trafficking in Persons (Mar 2015)
52.222-54	Employment Eligibility Verification (Oct 2015)
52.222-55	Minimum Wages Under Executive Order 13658 (Dec 2015)
52.222-58	Subcontractor Responsibility Matter Regarding Compliance with Labor Laws (Dec 2016) Applies if Order exceeds \$500,000
52.222-59	Compliance with Labor Laws Executive Order 13673 (Dec 2016) Applies if Order exceeds \$500,000
52.222-60	Paycheck Transparency Executive Order 13673 (Oct 2016) Applies if Order exceeds \$500,000
52.222-61	Arbitration of Contractor Employee Claims Executive Order 13673 (Dec 2016) Applies if Order exceeds \$1,000,000
52.222-62	Paid Sick Leave (Executive Order 13706 (Jan 2017)
52.223-3	Hazardous Material Identification and Material Safety Data (Jan 1997)
52.223-5	Pollution prevention and Right to Know Information (Aug 2003)
52.223-6	Drug Free Workplace (May 2001)
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)



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52.223-11	Ozone Depleting Substances (Dec 2016)
52.223-12	Maintenance, Service, Repair or Disposal of Refrigeration Equipment and Air Conditioners (Dec 2016)
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving (Aug 2011)
52.224-1	Privacy Act Notification (Apr 1984)
52.224-2	Privacy Act (Apr 1984)
52.225-1	Buy American Act – Supplies (Jun 2003)
52.225-2	Buy American Act Certificate (May 2014)
52.225-8	Duty Free Entry (Oct 2010) Applies if Order exceeds \$15,000
52.225-13	Restrictions on Certain Foreign Purchases (June 2008)
52.225-18	Place of Manufacture (Mar 2015)
52.227-1	Authorization and Consent (Dec 2007) Applies if Order exceeds \$150,000
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement (Dec 2007)
52.227-3	Patent Indemnity (Apr 1984)
52.227-9	Refund of Royalties (Apr 1984) This clause applies if the amount of royalties reported during negotiations of the Order Exceeds \$250.
52.227-11	Patent Rights - Ownership by the Contractor (May 2014)
52.227-14	Right in Data – General (May 2014)
52.227-19	Commercial Computer Software License (Dec 2007)
52.228-3	Workers Compensation Insurance (Defense Base Act) (Apr 1984)
52.228-5	Insurance-Work on a Government Installation (Jen 1997)
52.228-7	Insurance-Liability to Third Persons (Mar 1996)
52.229-3	Federal, State, and Local Taxes (Feb 2013)
52.229-4	Federal, State, and Local Taxes (State and Local Adjustments) (Feb 2013)
52.230-2	Cost Accounting Standards (Oct 2015) This clause applies if the Order, when entered into, exceeds the threshold for submission of cost or pricing data at FAR 15.403-4, and cost or pricing data is required to be submitted in connection with the award of this order. This clause does not apply to this Order if Seller is exempt under 48 CFR 9903.201-1.
52.230-3	Disclosure and Consistency of Cost Accounting Practices (Oct 2015) This clause applies if the Order, when entered into, exceeds the threshold for submission of cost or pricing data at FAR 15.403-4, and cost or pricing data is required to be submitted in connection with the award of this order. This clause does not apply to this Order if Seller is exempt under 48 CFR 9903.201-1.
52.230-6	Administration of Cost Accounting Standards (June 2010) This clause applies if the Order, when entered into, exceeds the threshold for submission of cost or pricing data at FAR 15.403-4, and cost or pricing data is required to be submitted in connection with the award of this order. This clause does not apply to this Order if Seller is exempt under 48 CFR 9903.201-1.
52.232-17	Interest (May 2014)
52.232-39	Unenforceability of Unauthorized Obligations (Jun 2013)
52.232-40	Providing Accelerated Payment to Small Business Subcontractors (Dec 2013)
52.233-3	Protest After Award (Aug 1996) Under paragraph (f) of this clause, the Buyer may withhold or recover from Seller any sums that the Contracting Officer withholds from Buyer because of a misstatement, misrepresentation or mis-certification of the Seller, which results in bid protest being sustained.
52.233-3	Protest After Award (Aug 1996) -- Alternate I
52.233-4	Applicable Law For Breach of Contract Claim (Oct 2004)
52.234-1	Industrial Resources Developed Under Defense Production Act Title III (Sep 2016)
52.236-13	Accident Prevention (Nov 1991)
52.237-2	Protection of Government Buildings, Equipment and Vegetation (Apr 1984)
52.237-3	Continuity of Services (Jan 1991)
52.239-1	Privacy or Security Safeguards (Aug 1996)
52.242-15	Stop Work Order (Aug 1989)
52.242-15 ALT I	Stop Work Order -- Alternate I (Aug 1984)



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52.242-17	Government Delay of Work (Apr 1984)
52.243-1	Changes – Fixed-Price (Aug 1987) Refer to paragraph (c) of this clause and note that the period for assertion of the equitable adjustment is changed from “30 days” to “20 days”.
52.243-1 ALT I	Changes – Fixed-Price (Apr 1984) -- Alternate I
52.243-1 ALT II	Changes – Fixed-Price (Aug 1987) -- Alternate I
52.243-6	Change Order Accounting (Apr 1984)
52.243-7	Notification of Changes (Jan 2017)
52.244-5	Competition in Subcontracting (Dec 1996) For Orders exceeding the simplified acquisition threshold identified in FAR Part 13.
52.244-6	Subcontracts for Commercial Items (Jan 2017)
52.245-1	Government Property (Jan 2017)
52.245-9	Use of Charges (Apr 2012)
52.246-2	Inspection of Supplies – Fixed Price (Aug 1996)
52.246-4	Inspection of Services – Fixed Price (Aug 1996)
52.246-11	Higher Level Quality Requirements (Feb 1999)
52.246-15	Certificate of Conformance (Apr 1984)
52.246-16	Responsibility For Supplies (Apr 1984)
52.246-17	Warranty of Supplies of A Noncomplex Nature (Jun 2003)
52.246-19	Warranty of Systems and Equipment Under Performance Specifications or Design Criteria (May 2001)
52.247-1	Commercial Bill of Lading Notations (Feb 2006)
52.247-63	Preference for U.S. Flag Air Carriers (Jun 2003)
52.247-64	Preference for Privately Owned U.S. Flag Commercial Vessels (Feb 2006)
52.248-1	Value Engineering (Oct 2010) Applies if Order exceeds \$150,000
52.249-1	Termination of Convenience for the Government (Apr 1984)
52.249-2	Termination of Convenience for the Government (Apr 2012)
52.246-2	Inspection of Supplies Fixed Price (APR 2012)
52.249-8	Default (Fixed-Price Supply and Services) (Apr 1984) This clause is revised as follows: (1) Paragraph (a) – Change the cure period from “10 days” to “7 days.”
52.252-1	Solicitation Provisions Incorporated by Reference (Feb 1998)
52.252-2	Clauses Incorporated By Reference (Feb 1998)
DFARS CLAUSES	
252.203-7000	Requirements Relating to Compensation of Former DOD Officials (Sep 2011)
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies (Dec 2008)
252.203-7002	Requirement to Inform Employees of Whistleblower Rights (Sep 2013)
252.203-7003	Agency Office of the Inspector General (Dec 2012)
252.203-7004	Display of Fraud Hotline Poster(s) (Jan 2015) Applies if Order exceeds \$5,500,000
252.204-7000	Disclosure of Information (Oct 2016)
252.204-7005	Oral Attestation Of Security Responsibilities (Nov 2001)
252.204-7008	Export Controlled Items (Apr 2010)
252.204-7009	Limitations on the Use or Disclosure of Third Party Contractor Reported Incident Information (Oct 2016)
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting (Oct 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)
252.209-7004	Subcontracting with Firms That Are Owned or Controlled by the Government of a Terrorist Country (Oct 2015)
252.211-7000	Acquisition Streamlining (Oct 2010). Applies if Order exceeds \$1,500,000
252.211-7003	Item Unique Identification and Valuation (Mar 2016)
252.211-7005	Substitutions for Military or Federal Specification or Standards (Nov 2005)



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252.211-7007	Reporting of Government-Furnished Equipment in the DOD Item Unique Identification (IUID) Registry (Aug 2012) Applies if Order exceeds \$5,000
252.211-7008	Use of Government – Assigned Serial Numbers (Sep 2010)
252.215-7000	Pricing Adjustments (Dec 2012)
252.219-7003	Small, Small Disadvantaged and Woman-Owned Small Business Subcontracting Plan (Apr 1996). This clause is applicable when FAR 52.219-9 applies.
252.219-7003	Small Business Subcontracting Plan (DoD Contracts) (Mar 2016)
252.219-7003	Small Business Subcontracting Plan (DoD Contracts) (Deviation) (Aug 2013)
252.222-7006	Restrictions on the Use of Mandatory Arbitration Agreements (Dec 2010) Applies if Order exceeds \$1,000,000
252.223-7001	Hazard Warning Labels (Dec 1991)
252.223-7002	Safety Precautions for Ammunition and Explosives (May 1994)
252.223-7003	Change in Place of Performance – Ammunition and Explosives (Dec 1991)
252.223-7004	Drug –Free Work Force (Sep 1988)
252.223-7006	Prohibition on Storage and Disposal of Toxic and Hazardous Materials (Sep 2014)
252.223-7007	Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives (Sep 1999)
252.223-7008	Prohibition of Hexavalent Chromium (June 2013)
252.225-7007	Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies (Sep 2006)
252.225-7008	Restriction On Acquisition of Specialty Metals (July 2009)
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals (Oct 2014)
252.225-7012	Preference for Certain Domestic Commodities (Dec 2016)
252.225-7013	Duty-Free Entry (Nov 2014)
252.225-7014 & Alt.I	Preference for Domestic Specialty Metals (Mar 1998) (Including Alternate I) (Mar 1998)
252.225-7015	Restriction on Acquisition of Hand or Measuring Tools (Jun 2005)
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings (Jun 2011)
252.225-7021	Trade Agreements (Dec 2016)
252.225-7025	Restriction on Acquisition of Forgings (Jul 2006)
252.225-7026	Acquisition Restrictions to Products and Services from Afghanistan (Sep 2013)
252.225-7027	Restriction on Contingent Fees for Foreign Military Sales (Apr 2003)
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-Free Trade Agreements - Balance of Payments Program - Basic (Dec 2016)
252.225-7048	Export Controlled Items (Jun 2013)
252.225-7993	Prohibition on Contraction with the Enemy Deviation 2014-00020 (Sep 2014) Applies if Order exceeds \$50,000
252.226-7001	Utilization of Indian Organizations, Indian-owned Economic Enterprises, and Native Hawaiian Small Business Concerns (Sep 2004) Applies if Order exceeds \$500,000
252.227-7013	Rights in Technical Data – Noncommercial Items (Feb 2014)
252.227-7013 ALT I	Rights in Technical Data – Noncommercial Items (Nov 1995)
252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (Feb 2014)
252.227-2015	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 2011)
252.227-7025	Limitation on Use and Disclosure of Government Furnished Information Marked With Restrictive Legends (May 2013)
252.227-7026	Deferred 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)
252.227-7037	Validation of Restrictive Markings On Technical Data (Sep 2016)



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252.227-7038	Patent Rights-Ownership by The Contractor (Large Business) (Jun 2012)
252.227-7039	Parents--Reporting of Subject Inventions (Apr 1990)
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)
252.234-7002	Earned Value Management System (May 2011)
252.235-7003	Frequency Authorization (Dec 1991)
252.236-7013	Requirement for Competition for American Steel Producers, Fabricators and Manufacturers (Jun 2013)
252.237-7010	Prohibition on Interrogation of Detainees by Contractor Personnel (Jun 2013)
252.239-7001	Information Assurance Contractor Training and Certification (Jan 2001)
252.239-7018	Supply Chain Risk (Nov 2013)
252.243-7001	Pricing of Contract Modifications (Applies to fixed price contracts) (Dec 1991)
252.243-7002	Requests for Equitable Adjustment (Dec 2012)
252.244-7000	Subcontracts for Commercial Items and Commercial Components (DOD Contracts) (Jun 2013)
252.245-7001	Tagging, Labeling, and Marking of Government-Furnished Property (Apr 2012)
252.245-7002	Reporting Loss of Government Property (Apr 2012)
252.245-7003	Contractor Property Management System Administration (Apr 2012)
252.245-7004	Reporting, Reutilization, and Disposal (Sep 2016)
252.246-7000	Material Inspection and Receiving Report (Mar 2008)
252.246-7001	Warranty of Data (Mar 2014)
252.246-7001 ALT II	Warranty of Data (Mar 2014) - Alternate II (Mar 2014)
252.246-7003	Notification of Potential Safety Issues (Jan 2007 and Jun 2013)
252.246-7006	Warranty Tracking of Serialized Item (Mar 2016)
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System (Aug 2016)
252.246-7008	Sources of Electronic Parts (Oct 2016)
252.247-7023	Transportation Of Supplies By Sea (Apr 2014).
252.247-7024	Notification of Transportation of Supplies by Sea (Mar 2000)
252.247-7028	Application For U.S. Government Shipping Documentation/ Instructions (Jun 2012)
252.249-7002	Notification of Anticipated Contract Termination or Reduction (Oct 2010)
5352.201-9101	OMBUDSMAN (Jun 2016)
5252.204-9504	Disclosure of Contract Information (NAVAIR) (Jan 2007)
5252.211-9510	Contractor Employees (NAVAIR) (May 2011)
5252.227-9505	Technical Data and Computer Software Identification in Engineering Change Proposals (NAVAIR) (Aug 1987)
5252.227-9511	Disclosure, Use and Protection of Proprietary Information (NAVAIR) (Feb 2009)
5252.234-9505	Engineering Changes (NAVAIR) (Oct 2005)
5352.245-9108	Government-Furnished Property (Performance) (Sep 1990)
5352.245-9109	Government-Furnished Property (Incorporation) (Sep 1990)
5352.223-9000	Elimination of use of Class I Ozone Depleting Substance (ODSs) (Nov 2012)
5252.227-9507	Notice Regarding the Dissemination of Export Controlled Technical Data