

**PURCHASE TERMS AND CONDITIONS, SUPPLEMENT –
U.S. GOVERNMENT CONTRACT FLOWDOWNS**

PART I. FLOWDOWNS

Supplier covenants that it shall comply with each of the U.S. Federal Acquisition Regulation (including U.S. Government agency Federal Acquisition Regulation Supplements) (collectively, “FAR”) clauses cited below (each, a “Clause”), wherever any Clause is applicable by its terms.

For purposes of this Agreement, (i) the term “Contractor” as used in any Clause shall instead mean “Supplier,” (ii) the term “Contracting Officer” shall mean “Purchaser,” (iii) the term “Contract” shall mean this Agreement, and (iv) the term “Government” shall mean “Purchaser or the U.S. Government.” Notwithstanding the foregoing, the terms “Government” and “Contracting Officer” shall not change whenever, pursuant to applicable law, a right, act, authorization or obligation can be granted or performed only by the U.S. Government or its duly authorized representative. In addition, whenever any Clause includes or incorporates provisions regarding the resolution of disputes, the dispute shall be governed by the “Law and Venue” and “Attorney’s Fees” provisions of Purchaser’s Purchase Terms and Conditions, rather than the U.S. Government’s provisions regarding the resolution of disputes.

Except as stated in the preceding paragraph, in the event of any direct conflict or inconsistency between any applicable Clause and Purchaser’s Purchase Terms and Conditions, the Clause shall take precedence.

For purposes of this Agreement, (i) the term “Small Business Concern” means a business, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on U.S. Government contracts, and qualifies as a small business under the criteria and size standards set forth in Section 13 of the U.S. Code of Federal Regulations part 121 (13 C.F.R. part 121) and (ii) the term “Foreign Business” means a business that is legally organized/formed outside of the United States of America and which is not registered to conduct business operations within the United States of America.

The full text of each FAR, Defense Federal Acquisition Regulation Supplement (“DFARS”), Commerce Acquisition Regulation (“CAR”), National Aeronautics and Space Administration (“NASA”) Federal Acquisition Regulation Supplement (“NFS”) clause is available at <https://www.acquisition.gov>.

Clause No.	Name	Applicability
<u>FAR Clauses</u>		
52.203-6	RESTRICTIONS ON SUBCONTRACTOR SALES TO THE GOVERNMENT (JUN 2020)	All Agreements that exceed \$250,000
52.203-6	RESTRICTIONS ON SUBCONTRACTOR SALES TO THE GOVERNMENT (JUN 2020) ALT I (NOV 2021)	All Agreements that exceed \$250,000
52.203-7	ANTI-KICKBACK PROCEDURES (JUN 2020)	All Agreements that exceed \$150,000 (Note: paragraph (c)(1) of this clause does not apply)
52.203-12	LIMITATION ON PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS (JUN 2020)	All Agreements that exceed \$150,000
52.203-13	CONTRACTOR CODE OF BUSINESS ETHICS AND CONDUCT (NOV 2021)	All Agreements that exceed \$6,000,000 with a performance period of more than 120 days
52.203-14	DISPLAY OF HOTLINE POSTER(S) (NOV 2021)	All Agreements that exceed \$6,000,000, except when an Agreement is for the acquisition of a commercial product or commercial service or is performed entirely outside the United States
52.203-15	WHISTLEBLOWER PROTECTIONS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (JUN 2010)	All Agreements that are funded in whole or in part with American Recovery and Reinvestment Act of 2009 funds
52.203-17	CONTRACTOR EMPLOYEE WHISTLEBLOWER RIGHTS (NOV 2023)	All Agreements
52.203-19	PROHIBITION ON REQUIRING CERTAIN INTERNAL CONFIDENTIALITY AGREEMENTS OR STATEMENTS (JAN 2017)	All Agreements
52.204-2	SECURITY REQUIREMENTS (MAR 2021)	All Agreements that involve access to classified information
52.204-2	SECURITY REQUIREMENTS (MAR 2021) ALT I (APR 1984)	All Agreements that involve access to classified information
52.204-2	SECURITY REQUIREMENTS (MAR 2021) ALT II (APR 1984)	All Agreements that involve access to classified information

Clause No.	Name	Applicability
52.204-9	PERSONAL IDENTITY VERIFICATION OF CONTRACTOR PERSONNEL (JAN 2011)	All Agreements in which the Supplier's employees are required to have routine physical access to a Federally-controlled facility and/or routine access to a Federally-controlled information system
52.204-21	BASIC SAFEGUARDING OF COVERED CONTRACTOR INFORMATION SYSTEMS (NOV 2021)	All Agreements in which the Supplier may have Federal contract information residing in or transiting through its information system
52.204-23	PROHIBITION ON CONTRACTING FOR HARDWARE, SOFTWARE, AND SERVICES DEVELOPED OR PROVIDED BY KASPERSKY LAB COVERED ENTITIES (DEC 2023)	All Agreements
52.204-25	PROHIBITION ON CONTRACTING FOR CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT (NOV 2021)	All Agreements
52.204-27	PROHIBITION ON A BYTEDANCE COVERED APPLICATION (JUN 2023)	All Agreements
52.204-30	FEDERAL ACQUISITION SUPPLY CHAIN SECURITY ACT ORDERS—PROHIBITION (DEC 2023)	All Agreements (Note: paragraph (c)(1) of this clause does not apply)
52.208-8	REQUIRED SOURCES FOR HELIUM AND HELIUM USAGE DATA (AUG 2018)	All Agreements that involve a major helium requirement
52.209-6	PROTECTING THE GOVERNMENT'S INTEREST WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR PROPOSED FOR DEBARMENT (NOV 2021)	All Agreements that exceed \$35,000 and are not for commercially available off-the-shelf items
52.214-26	AUDIT AND RECORDS – SEALED BIDDING (JUN 2020)	All Agreements that exceed \$2,000,000 unless otherwise exempt under FAR 15.403-1
52.214-28	SUBCONTRACTOR CERTIFIED COST OR PRICING DATA - MODIFICATIONS – SEALED BIDDING (JUN 2020)	All Agreements that exceed \$2,000,000 unless otherwise exempt under FAR 15.403-1
52.215-2	AUDIT AND RECORDS-NEGOTIATION (JUN 2020)	All Agreements that exceed \$250,000 and (i) that are cost-reimbursement, incentive, time-and-materials, labor-hour, or price-redeterminable type or any combination of these; (ii) for which certified cost or pricing data are required; or (iii) that require the Supplier to furnish cost, funding, or performance reports
52.215-2	AUDIT AND RECORDS-NEGOTIATION (JUN 2020) ALT I (MAR 2009)	All Agreements that are funded in whole or in part with American Recovery and Reinvestment Act of 2009 funds
52.215-2	AUDIT AND RECORDS-NEGOTIATION (JUN 2020) ALT II (AUG 2016)	All Agreements under prime contracts with state and local Governments, educational institutions or other nonprofit organizations that exceed \$250,000 and (i) that are cost-reimbursement, incentive, time-and-materials, labor-hour, or price-redeterminable type or any combination of these; (ii) for which certified cost or pricing data are required; or (iii) that require the Supplier to furnish cost, funding, or performance reports
52.215-12	SUBCONTRACTOR CERTIFIED COST OR PRICING DATA (JUN 2020)	All Agreements that exceed \$2,000,000 unless otherwise exempt under FAR 15.403-1
52.215-13	SUBCONTRACTOR CERTIFIED COST OR PRICING DATA – MODIFICATIONS (JUN 2020)	All Agreements that exceed \$2,000,000
52.215-14	INTEGRITY OF UNIT PRICES (NOV 2021)	All Agreements except acquisitions at or below \$250,000, construction or architect-engineer services under FAR part 36, utility services under FAR part 41, services where supplies are not required, commercial products and commercial services, and petroleum products (Note: paragraph (b) of this clause does not apply)
52.215-15	PENSION ADJUSTMENTS AND ASSET REVERSIONS (OCT 2010)	All Agreements for which it is anticipated that certified cost or pricing data will be required or for which any preaward or postaward cost determinations will be subject to FAR part 31

Clause No.	Name	Applicability
52.215-18	REVERSION OR ADJUSTMENT OF PLANS FOR POSTRETIREMENT BENEFITS (PRB) OTHER THAN PENSIONS (JUL 2005)	All Agreements for which it is anticipated that certified cost or pricing data will be required or for which any preaward or postaward cost determinations will be subject to FAR part 31
52.215-19	NOTIFICATION OF OWNERSHIP CHANGES (OCT 1997)	All Agreements for which it is contemplated that certified cost or pricing data will be required or for which any preaward or postaward cost determination will be subject to FAR subpart 31.2
52.215-23	LIMITATIONS ON PASS-THROUGH CHARGES (JUN 2020)	All cost-reimbursement Agreements that exceed \$250,000, except if the end customer is the U.S. Department of Defense, then insert in all cost-reimbursement Agreements and fixed-price Agreements that exceed \$2,000,000, except those fixed-price Agreements identified in FAR 15.408(n)(2)(i)(B)(2)
52.215-23	LIMITATIONS ON PASS-THROUGH CHARGES (JUN 2020) ALT I (OCT 2009)	All cost-reimbursement Agreements that exceed \$250,000, except if the end customer is the U.S. Department of Defense, then insert in all cost-reimbursement Agreements and fixed-price Agreements that exceed \$2,000,000, except those fixed-price Agreements identified in FAR 15.408(n)(2)(i)(B)(2)
52.222-4	CONTRACT WORK HOURS AND SAFETY STANDARDS – OVERTIME COMPENSATION (MAY 2018)	All Agreements that may require or involve the employment of laborers and mechanics
52.222-11	SUBCONTRACTS (LABOR STANDARDS) (MAY 2014)	All Agreements for construction within the United States
52.222-21	PROHIBITION OF SEGREGATED FACILITIES (APR 2015)	All Agreements that are not exempted by the rules, regulations, or orders of the Secretary of Labor issued under Executive Order 11246, as amended
52.222-26	EQUAL OPPORTUNITY (SEP 2016)	All Agreements that are not exempted by the rules, regulations, or orders of the Secretary of Labor issued under Executive Order 11246, as amended
52.222-26	EQUAL OPPORTUNITY (SEP 2016) ALT I (FEB 1999)	All Agreements that are not exempted by the rules, regulations, or orders of the Secretary of Labor issued under Executive Order 11246, as amended
52.222-34	PROJECT LABOR AGREEMENT (JAN 2024)	All Agreements for construction
52.222-35	EQUAL OPPORTUNITY FOR VETERANS (JUN 2020)	All Agreements valued at or above \$150,000, unless exempted by rules, regulations, or orders of the Secretary of Labor
52.222-35	EQUAL OPPORTUNITY FOR VETERANS (JUN 2020) ALT I (JUL 2014)	All Agreements valued at or above \$150,000, unless exempted by rules, regulations, or orders of the Secretary of Labor
52.222-36	EQUAL OPPORTUNITY FOR WORKERS WITH DISABILITIES (JUN 2020)	All Agreements that exceed \$15,000, unless exempted by rules, regulations, or orders of the Secretary of Labor
52.222-36	EQUAL OPPORTUNITY FOR WORKERS WITH DISABILITIES (JUN 2020) ALT I (JUL 2014)	All Agreements that exceed \$15,000, unless exempted by rules, regulations, or orders of the Secretary of Labor
52.222-37	EMPLOYMENT REPORTS ON VETERANS (JUN 2020)	All Agreements valued at or above \$150,000, unless exempted by rules, regulations, or orders of the Secretary of Labor
52.222-40	NOTIFICATION OF EMPLOYEE RIGHTS UNDER THE NATIONAL LABOR RELATIONS ACT (DEC 2010)	All Agreements that exceed \$10,000 and will be performed wholly or partially in the United States, unless exempted by the rules, regulations, or orders of the Secretary of Labor issued pursuant to section 3 of Executive Order 13496 of January 30, 2009
52.222-41	SERVICE CONTRACT LABOR STANDARDS (AUG 2018)	All Agreements subject to the Service Contract Labor Standards statute
52.222-50	COMBATING TRAFFICKING IN PERSONS (NOV 2021)	All Agreements (Note: paragraph (h) of this clause applies only to any portion of an Agreement that is for supplies, other than commercially available off-the-shelf items, acquired outside the United States, or services to be performed outside the United States, and has an estimated value that exceeds \$550,000)

Clause No.	Name	Applicability
52.222-50	COMBATING TRAFFICKING IN PERSONS (NOV 2021) ALT I (MAR 2015)	All Agreements (Note: paragraph (h) of this clause applies only to any portion of an Agreement that is for supplies, other than commercially available off-the-shelf items, acquired outside the United States, or services to be performed outside the United States, and has an estimated value that exceeds \$550,000)
52.222-53	EXEMPTION FROM APPLICATION OF THE SERVICE CONTRACT LABOR STANDARDS TO CONTRACTS FOR CERTAIN SERVICES – REQUIREMENTS (MAY 2014)	All Agreements for exempt services
52.222-54	EMPLOYMENT ELIGIBILITY VERIFICATION (MAY 2022)	All Agreements that (i) are for construction or services (except for commercial services that are part of the purchase of a commercially available off-the-shelf item (or an item that would be a commercially available off-the-shelf item, but for minor modifications), performed by the commercially available off-the-shelf item provider, and are normally provided for that commercially available off-the-shelf item); (ii) exceed \$3,500; and (iii) includes work performed in the United States
52.222-55	MINIMUM WAGES FOR CONTRACTOR WORKERS UNDER EXECUTIVE ORDER 14026 (JAN 2022)	All Agreements subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute, and are to be performed in whole or in part in the United States
52.222-62	PAID SICK LEAVE UNDER EXECUTIVE ORDER 13706 (JAN 2022)	All Agreements subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute and are to be performed in whole or in part in the United States.
52.223-7	NOTICE OF RADIOACTIVE MATERIALS (JAN 1997)	All Agreements for (i) radioactive material requiring specific licensing under the regulations issued pursuant to the Atomic Energy Act of 1954, as amended, as set forth in title 10 of the Code of Federal Regulations; or (ii) other radioactive material not requiring specific licensing in which the specific activity is greater than 0.002 microcuries per gram or the activity per item equals or exceeds 0.01 microcuries
52.224-2	PRIVACY ACT (APR 1984)	All Agreements that require the design, development, or operation of such a system of records
52.224-3	PRIVACY TRAINING (JAN 2017)	All Agreements when Supplier employees will (i) have access to a system of records; (ii) create, collect, use, process, store, maintain, disseminate, disclose, dispose, or otherwise handle personally identifiable information; or (iii) design, develop, maintain, or operate a system of records
52.224-3	PRIVACY TRAINING (JAN 2017) ALT I (JAN 2017)	All Agreements when Supplier employees will (i) have access to a system of records; (ii) create, collect, use, process, store, maintain, disseminate, disclose, dispose, or otherwise handle personally identifiable information; or (iii) design, develop, maintain, or operate a system of records
52.225-8	DUTY-FREE ENTRY (OCT 2010)	All Agreements for (i) supplies to be accorded duty-free entry to be imported into the customs territory of the United States; or (ii) other foreign supplies in excess of \$15,000 that may be imported into the customs territory of the United States
52.225-13	RESTRICTIONS ON CERTAIN FOREIGN PURCHASES (FEB 2021)	All Agreements
52.225-26	CONTRACTORS PERFORMING PRIVATE SECURITY FUNCTIONS OUTSIDE THE UNITED STATES (OCT 2016)	All Agreements that will be performed outside the United States in areas of (i) combat operations; or (ii) other significant military operations
52.227-1	AUTHORIZATION AND CONSENT (JUN 2020)	All Agreements that exceed \$250,000
52.227-1	AUTHORIZATION AND CONSENT (JUN 2020) ALT I (APR 1984)	All Agreements that exceed \$250,000
52.227-2	NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT (JUN 2020)	All Agreements that exceed \$250,000

Clause No.	Name	Applicability
52.227-10	FILING OF PATENT APPLICATIONS – CLASSIFIED SUBJECT MATTER (DEC 2007)	All Agreements that cover or are likely to cover classified subject matter
52.227-11	PATENT RIGHTS – OWNERSHIP BY THE CONTRACTOR (MAY 2014)	All Agreements for experimental, developmental or research work
52.227-13	PATENT RIGHTS – OWNERSHIP BY THE GOVERNMENT (DEC 2007)	All Agreements for experimental, developmental or research work
52.228-3	WORKERS' COMPENSATION INSURANCE (DEFENSE BASE ACT) (JUL 2014)	All Agreements to which the Defense Base Act applies
52.228-4	WORKERS' COMPENSATION AND WAR-HAZARD INSURANCE OVERSEAS (APR 1984)	Paragraph (a) of this clause applies to all Agreements to which the Defense Base Act would apply but for waiver. Paragraph (b) of this clause applies to all Agreements to which the War Hazards Compensation Act would apply but for waiver.
52.228-5	INSURANCE – WORK ON A GOVERNMENT INSTALLATION (JAN 1997)	All Agreements that require work on a U.S. Government installation
52.230-2	COST ACCOUNTING STANDARDS (JUN 2020)	All Agreements that exceed \$2,000,000 unless otherwise exempt under 48 C.F.R. § 9903.201-1 (Note: paragraph (b) of this clause does not apply)
52.230-3	DISCLOSURE AND CONSISTENCY OF COST ACCOUNTING PRACTICES (JUN 2020)	All Agreements that exceed \$2,000,000 unless otherwise exempt under 48 C.F.R. § 9903.201-1 (Note: paragraph (b) of this clause does not apply)
52.232-27	PROMPT PAYMENT FOR CONSTRUCTION CONTRACTS (JAN 2017)	All Agreements
52.232-40	PROVIDING ACCELERATED PAYMENTS TO SMALL BUSINESS SUBCONTRACTORS (MAR 2023)	All Agreements with Small Business Concerns
52.234-1	INDUSTRIAL RESOURCES DEVELOPED UNDER TITLE III, DEFENSE PRODUCTION ACT (SEP 2016)	All Agreements
52.236-13	ACCIDENT PREVENTION (NOV 1991)	All Agreements
52.244-6	SUBCONTRACTS FOR COMMERCIAL PRODUCTS AND COMMERCIAL SERVICES (FEB 2024)	All Agreements
52.246-26	REPORTING NONCONFORMING ITEMS (AUG 2024)	All Agreements that are for (i) items subject to higher-level quality standards in accordance with FAR 52.246-11; (ii) items that Purchaser determines to be critical items; (iii) electronic parts or end items, components, parts, or materials containing electronic part, if the Agreement exceeds \$250,000; and (iv) for the acquisition of services, if the Supplier will furnish, as part of the service, any items that meet the criteria specified in (i) through (iii) (Note: this clause does not apply to Agreements for commercial products and commercial services or medical devices that are subject to the Food and Drug Administration reporting requirements at 21 C.F.R. § 803)
52.247-63	PREFERENCE FOR US-FLAG AIR CARRIERS (JUN 2003)	All Agreements that may involve international air transportation
52.247-64	PREFERENCE FOR PRIVATELY OWNED US-FLAG COMMERCIAL VESSELS (NOV 2021)	All Agreements except those for the acquisition of commercial products or commercial services unless the supplies being transported are (i) items the Purchaser is reselling or distributing to the Government without adding value; or (ii) shipped in direct support of U.S. military contingency operations, exercises, or forces deployed in connection with United Nations or North Atlantic Treaty Organization humanitarian or peacekeeping operations

Clause No.	Name	Applicability
52.247-64	PREFERENCE FOR PRIVATELY OWNED US-FLAG COMMERCIAL VESSELS (NOV 2021) (ALT I) (APR 2003)	All Agreements except those for the acquisition of commercial products or commercial services unless the supplies being transported are (i) items the Purchaser is reselling or distributing to the Government without adding value; or (ii) shipped in direct support of U.S. military contingency operations, exercises, or forces deployed in connection with United Nations or North Atlantic Treaty Organization humanitarian or peacekeeping operations
52.248-1	VALUE ENGINEERING (JUN 2020)	All Agreements that exceed \$250,000
52.248-1	VALUE ENGINEERING (JUN 2020) (ALT I) (APR 1984)	All Agreements that exceed \$250,000
52.248-1	VALUE ENGINEERING (JUN 2020) (ALT III) (APR 1984)	All Agreements that exceed \$250,000 (Note: paragraph (j) of the basic clause does not apply)
DFARS Clauses		
252.203-7001	PROHIBITION ON PERSONS CONVICTED OF FRAUD OR OTHER DEFENSE-CONTRACT-RELATED FELONIES (JAN 2023)	All Agreements that exceed \$250,000, except those for commercial products, commercial services, or commercial components
252.203-7002	REQUIREMENT TO INFORM EMPLOYEES OF WHISTLEBLOWER RIGHTS (DEC 2022)	All Agreements
252.203-7004	DISPLAY OF HOTLINE POSTERS (JAN 2023)	All Agreements that exceed \$6,000,000, except those for commercial products or commercial services
252.204-7000	DISCLOSURE OF INFORMATION (OCT 2016)	All Agreements
252.204-7004	ANTITERRORISM AWARENESS TRAINING FOR CONTRACTORS (FEB 2019)	All Agreements in which the Supplier's employees are required to have routine physical access to a Federally-controlled facility or military installation
252.204-7009	LIMITATIONS ON THE USE OR DISCLOSURE OF THIRD-PARTY CONTRACTOR REPORTED CYBER INCIDENT INFORMATION (JAN 2023)	All Agreements for services that include support for the Government's activities related to safeguarding covered defense information and cyber incident reporting
252.204-7012	SAFEGUARDING COVERED DEFENSE INFORMATION AND CYBER INCIDENT REPORTING (MAY 2024)	All Agreements for operationally critical support, or for which subcontract performance will involve covered defense information
252.204-7014	LIMITATIONS ON THE USE OR DISCLOSURE OF INFORMATION BY LITIGATION SUPPORT CONTRACTORS (JAN 2023)	All Agreements
252.204-7015	NOTICE OF AUTHORIZED DISCLOSURE OF INFORMATION FOR LITIGATION SUPPORT (JAN 2023)	All Agreements
252.204-7018	PROHIBITION ON THE ACQUISITION OF COVERED DEFENSE TELECOMMUNICATIONS EQUIPMENT OR SERVICES (JAN 2023)	All Agreements
252.204-7020	NIST SP 800-171 DOD ASSESSMENT REQUIREMENTS (NOV 2023)	All Agreements except those for commercially available off-the-shelf items
252.204-7021	CONTRACTOR COMPLIANCE WITH THE CYBERSECURITY MATURITY MODEL CERTIFICATION LEVEL REQUIREMENT (JAN 2023)	All Agreements except those for commercially available off-the-shelf items
252.208-7000	INTENT TO FURNISH PRECIOUS METALS AS GOVERNMENT-FURNISHED MATERIAL (DEC 1991)	All Agreements
252.211-7003	ITEM UNIQUE IDENTIFICATION AND VALUATION (JAN 2023)	All Agreements
252.219-7004	SMALL BUSINESS SUBCONTRACTING PLAN (TEST PROGRAM) (DEC 2022)	All Agreements that exceed \$750,000

Clause No.	Name	Applicability
252.222-7000	RESTRICTIONS ON EMPLOYMENT OF PERSONNEL (MAR 2000)	All Agreements
252.223-7002	SAFETY PRECAUTIONS FOR AMMUNITION AND EXPLOSIVES (NOV 2023)	All Agreements that involve ammunition or explosives
252.223-7006	PROHIBITION ON STORAGE, TREATMENT, AND DISPOSAL OF TOXIC OR HAZARDOUS MATERIALS (SEP 2014)	All Agreements that require, may require, or permit a Supplier access to a U.S. Department of Defense installation
252.223-7007	SAFEGUARDING SENSITIVE CONVENTIONAL ARMS, AMMUNITION, AND EXPLOSIVES (NOV 2023)	All Agreements for the development, production, manufacture, or purchase of arms, ammunition, and explosives or when arms, ammunition, and explosives will be provided to the Supplier as Government-furnished property
252.223-7008	PROHIBITION OF HEXAVALENT CHROMIUM (JAN 2023)	All Agreements
252.223-7998	PROHIBITION ON PROCUREMENT OF CERTAIN ITEMS CONTAINING PERFLUOROOCTANE SULFONATE OR PERFLUOROOCTANOIC ACID (DEVIATION 2022-O0010) (APR 2023).	All Agreements for nonstick cookware or cooking utensils for use in galleys or dining facilities and upholstered furniture, carpets, and rugs that have been treated with stain-resistant coatings
252.225-7007	PROHIBITION ON ACQUISITION OF CERTAIN ITEMS FROM COMMUNIST CHINESE MILITARY COMPANIES (DEC 2018)	All Agreements for items covered by the United States Munitions List or the 600 series of the Commerce Control List
252.225-7009	RESTRICTION ON ACQUISITION OF CERTAIN ARTICLES CONTAINING SPECIALTY METALS (JAN 2023)	All Agreements for commercial products that are for items containing specialty metals (Note: paragraph (d) and paragraph (e)(1) of this clause do not apply)
252.225-7016	RESTRICTION ON ACQUISITION OF BALL AND ROLLER BEARINGS (JAN 2023)	All Agreements except those for commercial products or items that do not contain ball or roller bearings
252.225-7025	RESTRICTION ON ACQUISITION OF FORGINGS (DEC 2009)	All Agreements for forging items or for other items that contain forging items
252.225-7033	WAIVER OF UNITED KINGDOM LEVIES (APR 2003)	All Agreements for supplies where a lower-tier subcontract exceeding \$1,000,000 with a United Kingdom firm is anticipated
252.225-7039	DEFENSE CONTRACTORS PERFORMING PRIVATE SECURITY FUNCTIONS OUTSIDE THE UNITED STATES (JAN 2023)	All Agreements when private security functions will be performed outside the United States in areas of (i) contingency operations; (ii) combat operations, as designated by the Secretary of Defense; (iii) other significant military operations (as defined in 32 C.F.R. part 159), designated by the Secretary of Defense upon agreement of the Secretary of State; (iv) peace operations, consistent with Joint Publication 3-07.3; or (v) other military operations or military exercises, when designated by the Combatant Commander
252.225-7040	CONTRACTOR PERSONNEL SUPPORTING US ARMED FORCES DEPLOYED OUTSIDE THE UNITED STATES (OCT 2023)	All Agreements when Supplier personnel are supporting U.S. Armed Forces deployed outside the United States in (i) contingency operations; (ii) peace operations consistent with Joint Publication 3-07.3; or (iii) other military operations or military exercises, when designated by the Combatant Commander or as directed by the Secretary of Defense
252.225-7048	EXPORT-CONTROLLED ITEMS (JUN 2013)	All Agreements
252.225-7052	RESTRICTION ON THE ACQUISITION OF CERTAIN MAGNETS, TANTALUM, AND TUNGSTEN (MAY 2024)	All Agreements for items containing Samarium-cobalt magnets, neodymium-iron-boron magnets, tantalum metals and alloys, tungsten metal powder and tungsten heavy alloy or any finished or semi-finished component containing tungsten heavy alloy unless an exception under paragraph (c) of this clause applies
252.225-7054	PROHIBITION ON USE OF CERTAIN ENERGY SOURCED FROM INSIDE THE RUSSIAN FEDERATION (JAN 2023)	All Agreements for furnished energy at a military installation in Europe identified by the U.S. Department of Defense as a main operating base
252.225-7056	PROHIBITION REGARDING BUSINESS OPERATIONS WITH THE MADURO REGIME (JAN 2023)	All Agreements

Clause No.	Name	Applicability
252.225-7058	POSTAWARD DISCLOSURE OF EMPLOYMENT OF INDIVIDUALS WHO WORK IN THE PEOPLE'S REPUBLIC OF CHINA (JAN 2023)	All Agreements that exceed \$5,000,000, except those for commercial products or commercial services
252.225-7972	PROHIBITION ON THE PROCUREMENT OF FOREIGN-MADE UNMANNED AIRCRAFT SYSTEMS (DEVIATION 2020-O0015) (MAY 2020)	All Agreements
252.226-7001	UTILIZATION OF INDIAN ORGANIZATIONS, INDIAN-OWNED ECONOMIC ENTERPRISES, AND NATIVE HAWAIIAN SMALL BUSINESS CONCERNS (JAN 2023)	All Agreements that exceed \$500,000
252.227-7014	RIGHTS IN OTHER THAN COMMERCIAL COMPUTER SOFTWARE AND OTHER THAN COMMERCIAL COMPUTER SOFTWARE DOCUMENTATION (MAR 2023)	All Agreements for which other than commercial computer software or computer software documentation is to be obtained for delivery to the Government
252.227-7016	RIGHTS IN BID OR PROPOSAL INFORMATION (JAN 2023)	All Agreements
252.227-7019	VALIDATION OF ASSERTED RESTRICTIONS – COMPUTER SOFTWARE (JAN 2023)	All Agreements for furnishing computer software to the Government
252.227-7033	RIGHTS IN SHOP DRAWINGS (APR 1966)	All Agreements
252.227-7037	VALIDATION OF RESTRICTIVE MARKINGS ON TECHNICAL DATA (JAN 2025)	All Agreements requiring the delivery of technical data
252.227-7038	PATENT RIGHTS – OWNERSHIP BY THE CONTRACTOR (LARGE BUSINESS) (JUN 2012)	All Agreements for experimental, developmental, or research work except those with Small Business Concerns or nonprofit organizations
252.228-7001	GROUND AND FLIGHT RISK (MAR 2023)	All Agreements except with Federal Aviation Administration (“FAA”) part 145 repair stations performing work pursuant to their FAA license (Note: paragraph (f) of this clause does not apply to Agreements for commercial products or commercial services)
252.235-7003	FREQUENCY AUTHORIZATION (MAR 2014)	All Agreements requiring the development, production, construction, testing, or operation of a device for which a radio frequency authorization is required
252.237-7010	PROHIBITION ON INTERROGATION OF DETAINEES BY CONTRACTOR PERSONNEL (JAN 2023)	All Agreements that may require Supplier personnel to interact with detainees in the course of their duties
252.237-7019	TRAINING FOR CONTRACTOR PERSONNEL INTERACTING WITH DETAINEES (JAN 2023)	All Agreements that may require Supplier personnel to interact with detainees in the course of their duties
252.237-7023	CONTINUATION OF ESSENTIAL CONTRACTOR SERVICES (OCT 2010)	All Agreements for essential services
252.239-7010	CLOUD COMPUTING SERVICES (JAN 2023)	All Agreements that involve or may involve cloud services
252.239-7016	TELECOMMUNICATIONS SECURITY EQUIPMENT, DEVICES, TECHNIQUES, AND SERVICES (DEC 1991)	All Agreements which require securing telecommunications
252.244-7000	SUBCONTRACTS FOR COMMERCIAL PRODUCTS OR COMMERCIAL SERVICES (NOV 2023)	All Agreements
252.246-7003	NOTIFICATION OF POTENTIAL SAFETY ISSUES (JAN 2023)	All Agreements for (i) parts identified as 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 (JAN 2023)	All Agreements for electronic parts or assemblies containing electronic parts (Note: only paragraphs (a) through (e) apply)
252.246-7008	SOURCES OF ELECTRONIC PARTS (JAN 2023)	All Agreements for electronic parts or assemblies containing electronic parts, unless the Supplier is the original manufacturer

Clause No.	Name	Applicability
252.247-7003	PASS-THROUGH OF MOTOR CARRIER FUEL SURCHARGE ADJUSTMENT TO THE COST BEARER (JAN 2023)	All Agreements with motor carriers, brokers, or freight forwarders
252.247-7023	TRANSPORTATION OF SUPPLIES BY SEA (OCT 2024)	All Agreements for supplies (Note: paragraphs (g), (h) and (i) do not apply to Agreements that are at or below \$250,000)
CAR Clauses		
1352.209-74	ORGANIZATIONAL CONFLICT OF INTEREST (APR 2010)	All Agreements that exceed \$250,000
NFS Clauses		
1852.203-71	REQUIREMENT TO INFORM EMPLOYEES OF WHISTLEBLOWER RIGHTS (JUL 2023)	All Agreements
1852.204-76	SECURITY REQUIREMENTS FOR UNCLASSIFIED INFORMATION TECHNOLOGY RESOURCES (JAN 2011)	All Agreements that process, manage, access or store NASA Electronic Information (as defined in the clause) in support of the mission of NASA
1852.208-81	RESTRICTIONS ON PRINTING AND DUPLICATING (NOV 2004)	All Agreements that may involve a requirement for any printing, duplicating, and copying in excess of 5,000 production units of any one page or 25,000 units in the aggregate of multiple pages
1852.223-70	SAFETY AND HEALTH MEASURES AND MISHAP REPORTING (DEC 2015)	All Agreements that exceed \$250,000 when the work will be conducted completely or partly on Federally-controlled facilities
1852.223-71	AUTHORIZATION FOR RADIO FREQUENCY USE (APR 2015)	All Agreements that call for developing, producing, testing, or operating a device for which a radio frequency authorization is required
1852.223-72	SAFETY AND HEALTH (SHORT FORM) (JUL 2015)	All Agreements that exceed \$250,000 when the work will be conducted completely or partly on Federally-controlled facilities
1852.223-74	DRUG- AND ALCOHOL-FREE WORKFORCE (NOV 2015)	All Agreements in which work is performed by an employee in a sensitive position except those for the acquisition of commercial products or commercial services
1852.227-70	NEW TECHNOLOGY – OTHER THAN A SMALL BUSINESS FIRM OR NONPROFIT ORGANIZATION (APR 2015)	All Agreements with other than a small business firm or nonprofit organization for the performance of experimental, developmental, or research work
1852.227-85	INVENTION REPORTING AND RIGHTS – FOREIGN (APR 2015)	All Agreements where the performance of research, experimental design, engineering, or developmental work is contemplated
1852.237-72	ACCESS TO SENSITIVE INFORMATION (JUN 2005)	All Agreements that may involve access to sensitive information
1852.237-73	RELEASE OF SENSITIVE INFORMATION (JUN 2005)	All Agreements that may require the furnishing of sensitive information
1852.245-74	IDENTIFICATION AND MARKING OF GOVERNMENT EQUIPMENT (JAN 2011)	All Agreements that require delivery of equipment
1852.246-73	HUMAN SPACE FLIGHT ITEM (MAR 1997)	All Agreements in support of human space flight hardware and flight-related equipment
1852.247-71	PROTECTION OF THE FLORIDA MANATEE (JUN 2018)	All Agreements when deliveries or vessel operations, dockside work, or disassembly functions under the Agreement will involve use of waterways inhabited by manatees

PART II. REPRESENTATIONS AND CERTIFICATIONS

Supplier represents, warrants and covenants that all Representations and Certifications required by the FAR (collectively, “Representations & Certifications”) that it has previously submitted or that it will submit in the future to Purchaser are valid, true and correct in all respects. Supplier further covenants that it will promptly notify Purchaser in writing of any change in the status of any of the Representations & Certifications, including, but not limited to, any change in Supplier’s eligibility to do business with the U.S. Government. The Representations & Certifications constitute material representations of fact. If it is later determined that Supplier rendered any erroneous Representation or Certification, in addition to any other remedies available to Purchaser, Purchaser may terminate the Agreement.