

PURCHASE ORDER TERMS AND CONDITIONS

The following clauses set forth in the Federal Acquisition Regulation (FAR) and in the Department of Defense Federal Acquisition Regulation Supplement (DFARS), as amended and modified below, are applicable to this Purchase Order in arrangement to which each clause applies. To the extent that an earlier version of any such clause is included in the prime contract or subcontract under which such purchase order is issued, the date of the clause as it appears in the prime contract or subcontract shall be controlling and said version is incorporated herein. Without limiting the Purchase Order provisions, the clauses are incorporated by reference into this Purchase order with the same force and effect as though set forth in full text. The complete text of the FAR and DFARS may be obtained from the Superintendent of Documents, U.S. Government Printing Service, Washington, DC 20402.

52.252-2 Clauses Incorporated by References – (Feb 1998). This contract incorporates the following clauses by reference with the same force and effect as if they were given in full text. Upon request the Purchasing Agent will make their full text available.

Federal Acquisition Regulation (FAR) Clauses

52.202-1 Definitions (Nov 2013)
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) Applies to procurements exceeding \$100,000.
52.203-7 Anti-Kickback Procedures (May 2014) Applies to procurements exceeding \$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 Limitations on Payments to Influence Certain Federal Transactions (Oct 2010)
52-203-13 Contractor Code of Business Ethics and Conduct (Oct 2015) Applies to procurements exceeding \$5.5 million.
52.203-16 Preventing Personal Conflicts of Interest (Dec 2011) Applies to procurements exceeding \$150,000.
52.203-17 Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights (Apr 2014) Applies to procurements exceeding \$100,000.
52-203-19 Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017)
52.204-2 Security Requirements (Aug 1996) Use when contract requires access to classified information.
52.204-4 Printed or Copied Double-Sided on Postconsumer Fiber Content Paper (May 2011)
52.209-6 Protecting the Government's Interest when subcontracting with Contractors Debarred, Suspended or Proposed for Debarment (Oct 2015). Applies to procurements exceeding \$35,000.
52.204-7 System for Award Management (Oct 2016)
52.204-8 Annual Representations and Certifications (Jan 2017)
52-204-9 Personal Identity Verification of Contractor Personnel (Jan 2011)
52.204-12 Unique Entity Identifier Maintenance (Oct 2016)
52-204-13 System for Award Management Maintenance (Oct 2016)
52.211-15 Defense Priority and Allocation Requirements (Apr 2008)
52.211-16 Variations in Quantity (Apr 1984)
52.213-1 Fast Payment Procedure (May 2006)
52.214-10 Contract Award-Sealed Bidding (Jul 1990)
52.214-34 Submission of Offers in the English Language (Apr 1991)
52.214-35 Submission of Offers in U.S. Currency (Apr 1991)
52.215-2 Audit and Records-Negotiation (Oct 2010) Use when contract exceeds \$25,000 and was negotiated.
52.215-8 Order of Precedence (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 – Modifications (Aug 2011)
52.215-12 Subcontractor Certified Cost or Pricing Data (Oct 2010). Use when subcontract expected to exceed \$500,000.
52.215-13 Subcontractor Certified Cost or Pricing Data – Modification (Oct 2010)
52.215-14 Integrity of Unit Prices (Oct 2010)
52.216-7 Allowable Cost and Payment (Jun 2013)
52.219-8 Utilization of Small Business Concerns (Nov 2016)
52.219-9 Small Business Subcontracting Plan (Jan 2017). This clause does not apply to small business concerns.
52.219-14 Limitations on Subcontracting (Jan 2017)
52.219-16 Liquidated Damages-Subcontracting Plan (Jan 1999)
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 – Overtime Compensation (May 2014)
52.222-11 Subcontracts (Labor Standards) (May 2014)
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)
52.222-36 Equal Opportunity for Workers with Disabilities (Jul 2014)
52.222-37 Employment Reports Veterans (Feb 2016)
52.222-40 Notification of Employee Rights Under the National Labor Relations Act (Dec 2010)
52.222-41 Service Contract Labor Standards (May 2014) – if applicable
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)

52.222-60	Paycheck Transparency (Oct 2016)
52.223-3	Hazardous Material Identification and Material Safety Data (Jan 1997) Use if subcontract involves hazardous material.
52.223-6	Drug Free Workplace (May 2001)
52.223-7	Notice of Radioactive Materials (Jan 1997)
52.223-13	Acquisition of EPEAT®-Registered Imaging Equipment (Jun 2014)
52-223-14	Acquisition of EPEAT®-Registered Televisions (Jun 2014)
52-223-15	Energy Efficiency in Energy-Consuming Products (Dec 2007)
52-223-16	Acquisition of EPEAT®-Registered Personal Consumer Products (Oct 2015)
52.223-17	Affirmative Procurement of EPA-designated Items in Service and Construction Contracts (May 2008)
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving (Aug 2011)
52.223-20	Aerosols (Jun 2016)
52.223-21	Foams (Jun 2016)
52.224-1	Privacy Act Notification (Apr 1984)
52.224-2	Privacy Act (Apr 1984)
52.225-1	Buy American– Supplies (May 2014)
52.225-3	Buy American– Free Trade Agreements-Israeli Trade Act (May 2014)
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)
52.226-1	Utilization of Indian Organizations and Indian-Owned Economic Enterprises (Jun 2000)
52.227-1	Authorization and Consent (Dec 2007) and Alternate I (Dec 2007)
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement (Dec 2007)
52.227-3	Patent Indemnity (Apr 1984)
52.227-10	Filing of Patent Applications – Classified Subject Matter (Dec 2007) Use if subcontract will involve classified matters.
52.227-11	Patent Rights – Ownership by the Contractor (May 2014)
52.227-13	Patent Rights – Ownership by the Government (Dec 2007)
52.227-14	Rights in Data – General (May 2014)
52.227-19	Commercial Computer Software License (Dec 2007)
52.228-7	Insurance-Liability to Third Persons (Mar 1996)
52.229-3	Federal, State, and Local Taxes (Feb 2013)
52.229-10	State of New Mexico Gross Receipts and Compensating Tax (Apr 2003)
52.230-2	Cost Accounting Standards (Oct 2015)
52.230-3	Disclosure and Consistency of Cost Accounting Practices (Oct 2015) Applies to awards in excess of \$750,000
52.230-4	Consistency in Cost Accounting Practices – Foreign Concerns (Oct 2015) Applies to awards in excess of \$750,000
52.230-5	Cost Accounting Standards –Educational Institution (Aug 2016) Applies to awards in excess of \$750,000
52.230-6	Administration of Cost Accounting Standards (Jun 2010)
52.232-1	Payments (Apr 1984)
52.232-8	Discounts for Prompt Payment (Feb 2002)
52.232-11	Extras (Apr 1984)
52.232-17	Interest (May 2014)
52.232-20	Limitation of Cost (Apr 1984)
52.232-22	Limitation of Funds (Apr 1984)
52.232-23	Assignment of Claims (May 2014)
52.232-25	Prompt Payment (Jan 2017)
52.233-1	Disputes (May 2014)
52.233-3	Protest after Award (Aug 1996)
52.242-13	Bankruptcy (Jul 1995)
52.242-15	Stop-Work Order (Aug 1989)
52.243-1	Changes – Fixed Price (Aug 1987)
52.243-2	Changes – Cost Reimbursement (Aug 1987) – Alternate II (Apr 1984)
52.243-7	Notification of Changes (Jan 2017)
52.244-2	Subcontracts (Oct 2010)
52.244-5	Competition in Subcontracting (Dec 1996)
52.244-6	Subcontracts for Commercial Items (Jan 2017)
52.245-1	Government Property (Jan 2017)
52.246-2	Inspection of Supplies – Fixed Price (Aug 1996)
52.246-16	Responsibility for Supplies (Apr 1984)
52.246-17	Warranty of Supplies of a Non-complex Nature (Jun 2003)
52.247-34	F.O.B. Destination (Nov 1991)
52.247-63	Preference for U.S. Flag Air Carriers (Jun 2003) Use when international air transport is involved
52.247-64	Preference for Privately Owned U.S. Flag Commercial Vessels (Feb 2006). Use when ocean transport is involved.
52.249-1	Termination for Convenience of the Government (Fixed Price) (Short Form) (Apr 1984)
52.249-4	Termination for Convenience of the Government (Services) (Short Form) (Apr 1984)
52.249-5	Termination for Convenience of the Government (Educational and Other Nonprofit Institutions) (Aug 2016)
52.249-8	Default (Fixed-Price Supply and Service) (Apr 1984)

DOD Supplement to the FAR

252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense Contract-Related Felonies (Dec 2008) If subcontract exceeds \$25,000
252.223-7004	Drug-Free Work Force (Sep 1988)
252.227-7013	Rights in Technical Data-Noncommercial Items (Feb 2014)
252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (Feb 2014)
252.227-7017	Identification and Assertion of Use, Release, or Disclosure Restrictions (Jan 2011)
252.227-7037	Validation of Restrictive Markings on Technical Data (Sep 2016) If subcontract requires technical data
252.247-7023	Transportation of Supplies by Sea (Apr 2014)

Uniform Guidance / OMB Circular

Requirements of the Uniform Guidance or OMB Circular A-110 are required if the order issued under a prime grant, depending on which set of standards governs the prime grant.