

MILITARY PROGRAM SUBCONTRACT REQUIREMENTS

The following clauses are hereby incorporated by reference. The listed clauses shall have the same force and effect as if given in full text. Where necessary or appropriate to derive proper meaning in a subcontract situation, "Contractor" shall mean Seller (Subcontractor).

PROVISIONS OF THE FEDERAL ACQUISITION REGULATION INCORPORATED BY REFERENCE (FARS)

<u>Citation</u>	<u>FAR CLAUSE NAME</u>
52.203-3	GRATUITIES (APR 1984)
52.203-5	COVENANT AGAINST CONTINGENT FEES (APR 1984)
52.203-6	RESTRICTIONS ON SUBCONTRACTOR SALES TO THE GOVERNMENT (SEP 2006)
52.203-7	ANTI-KICKBACK PROCEDURES (JUL 1995)
52.203-10	PRICE OR FEE ADJUSTMENT FOR ILLEGAL OR IMPROPER ACTIVITY (JAN 1997)
52.203-12	LIMITATION ON PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS (OCT 2010)
52.203-13	CONTRACTOR CODE OF BUSINESS ETHICS AND CONDUCT (APR 2010)
52.203-14	DISPLAY OF HOTLINE POSTER(S) (DEC 2007)
52.204-2	SECURITY REQUIREMENTS (AUG 1996)
52.204-9	PERSONAL IDENTITY VERIFICATION OF CONTRACTOR PERSONNEL (JAN 2011)
52.204-10	REPORTING EXECUTIVE COMPENSATION AND FIRST-TIER SUBCONTRACT AWARDS (JUL 2010)
52.209-6	PROTECTING THE GOVERNMENT'S INTEREST WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR PROPOSED FOR DEBARMENT (DEC 2010)
52.211-5	MATERIAL REQUIREMENTS (AUG 2000)
52.211-7	ALTERNATIVES TO GOVERNMENT – UNIQUE STANDARDS (NOV 1999)
52.211-15	DEFENSE PRIORITY AND ALLOCATION REQUIREMENT (APR 2008)
52.212-5	CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS – COMMERCIAL ITEMS (DEVIATION) (NOV 2011)
52.213-4	TERMS AND CONDITIONS SIMPLIFIED ACQUISITIONS (OTHER THAN COMMERCIAL ITEMS) (AUG 2011)
52.215-2	AUDIT AND RECORDS-NEGOTIATION (OCT 2010)
52.215-10	PRICE REDUCTION FOR DEFECTIVE COST OR PRICING DATA (OCT 2010)
52.215-11	PRICE REDUCTION FOR DEFECTIVE COST OR PRICING DATA - MODIFICATIONS (OCT 2010)
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)
52.215-15	PENSION ADJUSTMENTS AND ASSET REVERSIONS (OCT 2010)
52.215-16	FACILITIES CAPITAL COST OF MONEY (JUN 2003)
52.215-17	WAIVER OF FACILITIES CAPITAL COST OF MONEY (OCT 1997)
52.215-18	REVERSION OR ADJUSTMENT OF PLANS FOR POST-RETIREMENT BENEFITS (PRB) OTHER THAN PENSIONS (JUL 2005)
52.215-19	NOTIFICATION OF OWNERSHIP CHANGES (OCT 1997)
52.215-20	REQUIREMENTS FOR COST OR PRICING DATA OR INFORMATION OTHER THAN COST OR PRICING DATA (OCT 2010)

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- 52.215-21 REQUIREMENTS FOR COST OR PRICING DATA OR INFORMATION 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 LIMITATION ON PASS-THROUGH CHARGES (OCT 2009)
- 52.216-7 ALLOWABLE COST AND PAYMENT (JUN 2011)
- 52.216-8 FIXED FEE (JUN 2011)
- 52.216-10 INCENTIVE FEE (JUN 2011)
- 52.216-11 COST CONTRACT – NO FEE (APR 1984)
- 52.216-12 COST SHARING CONTRACT – NO FEE (APR 1984)
- 52.219-1 SMALL BUSINESS PROGRAM REPRESENTATIONS (APR 2011)
- 52.219-8 UTILIZATION OF SMALL BUSINESS CONCERNS (JAN 2011)
- 52.219-9 SMALL BUSINESS SUBCONTRACTING PLAN (JAN 2011)
- 52.219-28 POST-AWARD SMALL BUSINESS PROGRAM REPRESENTATION (APR 2009)
- 52.222-1 NOTICE TO THE GOVERNMENT OF LABOR DISPUTES (FEB 1997)
- 52.222-2 PAYMENT FOR OVERTIME PREMIUMS (JUL 1990)
- 52.222-3 CONVICT LABOR (JUN 2003)
- 52.222-4 CONTRACT WORK HOURS AND SAFETY STANDARDS ACT - OVERTIME COMPENSATION (JUL 2005)
- 52.222-19 CHILD LABOR – COOPERATION WITH AUTHORITIES AND REMEDIES (JUL 2010)
- 52.222-20 WALSH-HEALY PUBLIC CONTRACTS ACT (OCT 2010)
- 52.222-21 PROHIBITION OF SEGREGATED FACILITIES (FEB 1999)
- 52.222-26 EQUAL OPPORTUNITY (MAR 2007)
- 52.222-35 EQUAL OPPORTUNITY FOR SPECIAL DISABLED VETERANS, VETERANS OF THE VIETNAM ERA, AND OTHER ELIGIBLE VETERANS (SEP 2010)
- 52.222-36 AFFIRMATIVE ACTION FOR WORKERS WITH DISABILITIES (OCT 2010)
- 52.222-37 EMPLOYMENT REPORTS ON SPECIAL DISABLED VETERANS, VETERANS OF THE VIETNAM ERA, AND OTHER ELIGIBLE VETERANS (SEP 2010)
- 52.222-39 NOTIFICATION OF EMPLOYEE RIGHTS CONCERNING PAYMENT OF UNION DUES/FEEES (DEC 2004)
- 52.222-40 NOTIFICATION OF EMPLOYEE RIGHTS UNDER THE NATIONAL LABOR RELATIONS ACT (DEC 2010)
- 52.222-41 SERVICE CONTRACT ACT OF 1965, AS AMENDED (MAY 1989)
- 52.222-43 FAIR LABOR STANDARDS ACT AND SERVICE CONTRACT ACT PRICE ADJUSTMENT (FEB 2002)
- 52.222-50 COMBATTING TRAFFICKING IN PERSONS (FEB 2009)
- 52.222-54 EMPLOYMENT ELIGIBILITY VERIFICATION (JAN 2009)
- 52.223-3 HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA (JAN 1997)
- 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 (MAY 2001)
- 52.223-14 TOXIC CHEMICAL RELEASE REPORTING (AUG 2003)
- 52.223-15 ENERGY EFFICIENCY IN ENERGY-CONSUMING PRODUCTS (DEC 2007)
- 52.223-16 IEEE 1680 STANDARD FOR THE ENVIRONMENTAL ASSESSMENT OF PERSONAL COMPUTER PRODUCTS (DEC 2007)
- 52.223-18 CONTRACTOR POLICY TO BAN TEXT MESSAGING WHILE DRIVING (SEP 2010)
- 52.224-2 PRIVACY ACT (APR 1984)
- 52.225-1 BUY AMERICAN ACT -- SUPPLIES (FEB 2009)

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52.225-2	BUY AMERICAN ACT CERTIFICATE (FEB 2009)
52.225-5	TRADE AGREEMENTS (AUG 2009)
52.225-6	TRADE AGREEMENTS – CERTIFICATE (JAN 2005)
52.225-8	DUTY FREE ENTRY (OCT 2010)
52.225-13	RESTRICTIONS ON CERTAIN FOREIGN PURCHASES (JUN 2008)
52.225.18	PLACE OF MANUFACTURE (SEP 2006)
52.227-1	AUTHORIZATION AND CONSENT (DEC 2007)
52.227-2	NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT (DEC 2007)
52.227-6	ROYALTY INFORMATION (APR 1984)
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 (DEC 2007)
52.227-14	RIGHTS IN DATA - GENERAL (DEC 2007)
52.227-19	COMMERCIAL COMPUTER SOFTWARE LICENSE (DEC 2007)
52.228-3	WORKERS COMPENSATION INSURANCE (DEFENSE BASE ACT) (APR 1984)
52.228-4	WORKER’S COMPENSATION AND WAR-HAZARD INSURANCE OVERSEAS (APR 1984)
52.228-5	INSURANCE -- WORK ON A GOVERNMENT INSTALLATION (JAN 1997)
52.230-2	COST ACCOUNTING STANDARDS (OCT 2010)
52.230-3	DISCLOSURE AND CONSISTENCY OF COST ACCOUNTING PRACTICES (OCT 2008)
52.230-5	COST ACCOUNTING STANDARDS – EDUCATIONAL INSTITUTION (OCT 2010)
52.230-6	ADMINISTRATION OF COST ACCOUNTING STANDARDS (JUN 2006)
52.232-16	PROGRESS PAYMENTS (AUG 2010)
52.232-20	LIMITATIONS OF COST (APR 1984)
52.232-22	LIMITATION OF FUNDS (APR 1984)
52.232-32	PERFORMANCE-BASED PAYMENTS (FEB 2002)
52.233-3	PROTEST AFTER AWARD (AUG 1996)
52.233-4	APPLICABLE LAW FOR BREACH OF CONTRACT CLAIM (OCT 2004)
52.234-1	INDUSTRIAL RESOURCES DEVELOPED UNDER DEFENSE PRODUCTION ACT TITLE III (DEC 1994)
52.236-13	ACCIDENT PREVENTION (NOV 1991)
52.237-2	PROTECTION OF GOVERNMENT BUILDINGS, EQUIPMENT AND VEGETATION (APR 1984)
52.239-1	PRIVACY OR SECURITY SAFEGUARDS (AUG 1996)
52.242-13	BANKRUPTCY (JUL 1995)
52.242-15	STOP-WORK ORDER (AUG 1989)
52.242-17	GOVERNMENT DELAY OF WORK (APR 1984)
52.243-1	CHANGES-FIXED PRICE (AUG 1987)
52.243-2	CHANGES – COST REIMBURSEMENT (AUG 1987)
52.243-3	CHANGES – TIME-AND-MATERIALS OR LABOR-HOURS (SEPT 2000)
52.243-6	CHANGE ORDER ACCOUNTING (APR1984)
52.244-2	SUBCONTRACTS (OCT 2010)
52.244-5	COMPETITION IN SUBCONTRACTING (DEC 1996)
52.244-6	SUBCONTRACTS FOR COMMERCIAL ITEMS (DEC 2009)
52.245-1	GOVERNMENT PROPERTY (AUG 2010) (ALT 1) (AUG 2010)
52.245-2	GOVERNMENT PROPERTY (FIXED-PRICE CONTRACTS) (MAY 2004)
52.245-9	USE AND CHARGES (AUG 2010)
52.245-17	SPECIAL TOOLING (APR 1984)

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52.245-18	SPECIAL TEST EQUIPMENT (FEB 1993)
52.246-2	INSPECTION OF SUPPLIES - FIXED PRICE (AUG 1996)
52.246-3	INSPECTION OF SUPPLIES – COST-REIMBURSEMENT (MAY 2001)
52.246-4	INSPECTION OF SERVICES - FIXED PRICE (AUG 1996)
52.246-5	INSPECTION OF SERVICES – COST REIMBURSEMENT (APR 1984)
52.246-6	INSPECTION – TIME-AND-MATERIAL AND LABOR-HOUR (MAY 2001)
52.246-16	RESPONSIBILITY FOR SUPPLIES (APR 1984)
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 (FEB 2000)
52.249-1	TERMINATION FOR CONVENIENCE OF THE GOVERNMENT (FIXED-PRICE) (SHORT FORM) (APR 1984)
52.249-2	TERMINATION FOR CONVENIENCE OF THE GOVERNMENT (FIXED-PRICE) (MAY 2004)
52.249-6	TERMINATION (COST-REIMBURSEMENT) (MAY 2004)
52.249-8	DEFAULT (FIXED-PRICE SUPPLY AND SERVICE) (APR 1984)
52.249-14	EXCUSABLE DELAYS (APR 1984)

CERTIFICATIONS AND REPRESENTATIONS

52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (Applicable to solicitations and contracts exceeding \$150,000)
52.209-5	Certification Regarding Debarment, Suspension, Proposed Debarment, and Other Responsibility Matters (Applicable to solicitations/Pos in excess of \$25,000)
52.222-22	Previous Contracts and Compliance Reports
52.222-25	Affirmative Action Compliance
52.223-13	Certification of Toxic Chemical Release Reporting (Applicable to competitive solicitations/contracts which exceed \$100,000)

PROVISIONS OF THE DEPARTMENT OF DEFENSE FEDERAL ACQUISITION REGULATION SUPPLEMENT (DFARS)

<u>Citation</u>	<u>DFARS CLAUSE NAME</u>
252.203-7001	PROHIBITION ON PERSONS CONVICTED OF FRAUD OR OTHER DEFENSE CONTRACT-RELATED FELONIES (DEC 2008)
252.203-7003	AGENCY OFFICE OF THE INSPECTOR GENERAL (SEP 2010)
252.203-7004	DISPLAY OF FRAUD HOTLINE POSTER(S) (SEP 2011)
252.204-7000	DISCLOSURE OF INFORMATION (DEC 1991)
252.204-7007	ALTERNATE A, ANNUAL REPRESENTATIONS AND CERTIFICATIONS (SEP 2011)
252.204-7008	EXPORT-CONTROLLED ITEMS (APR 2010)
252.204-7009	REQUIREMENTS REGARDING POTENTIAL ACCESS TO EXPORT CONTROLLED ITEMS - RESERVED
252.208-7000	INTENT TO FURNISH PRECIOUS METALS AS GOVERNMENT FURNISHED MATERIAL (DEC 1991)
252.209-7001	DISCLOSURE OF OWNERSHIP OR CONTROL BY THE GOVERNMENT OF A TERRORIST COUNTRY (JAN 2009)

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252.209-7002	DISCLOSURE OF OWNERSHIP OR CONTROL BY A FOREIGN GOVERNMENT (JUN 2010)
252.209-7004	SUBCONTRACTING WITH FIRMS THAT ARE OWNED OR CONTROLLED BY THE GOVERNMENT OF A TERRORIST COUNTRY (DEC 2006)
252.209-7006	LIMITATIONS ON CONTRACTORS ACTING AS LEAD SYSTEM INTEGRATORS (JAN 2008)
252.209-7007	PROHIBITED FINANCIAL INTERESTS FOR LEAD SYSTEM INTEGRATORS (JUL 2009)
252.211-7000	ACQUISITION STREAMLINING (OCT 2010)
252.211-7003	ITEM IDENTIFICATION AND VALUATION (AUG 2008)
252.211-7006	PASSIVE RADIO FREQUENCY IDENTIFICATION (SEP 2011)
252.211-7007	REPORTING OF GOVERNMENT-FURNISHED EQUIPMENT IN THE DOD ITEM UNIQUE IDENTIFICATION (IUID) REGISTRY (NOV 2008)
252.212-7001	CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS APPLICABLE TO DEFENSE ACQUISITIONS OF COMMERCIAL ITEMS (OCT 2011)
252.215-7000	PRICING ADJUSTMENTS (DEC 1991)
252.215-7002	COST ESTIMATING SYSTEM REQUIREMENTS (MAY 2011)
252.215-7003	EXCESSIVE PASS-THROUGH CHARGES –IDENTIFICATION OF SUBCONTRACT EFFORT - RESERVED
252.215-7004	EXCESSIVE PASS-THROUGH CHARGES - RESERVED
252.219-7003	SMALL BUSINESS SUBCONTRACTING PLAN (DoD CONTRACTS) (OCT 2010)
252.219-7004	SMALL BUSINESS SUBCONTRACTING PLAN (TEST PROGRAM) (JAN 2011)
252.222-7000	RESTRICTIONS ON EMPLOYMENT OF PERSONNEL (MAR 2000)
252.222-7006	RESTRICTIONS ON THE USE OF MANDATORY ARBITRATION AGREEMENTS (DEC 2010)
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 (APR 1993)
252.223-7007	SAFEGUARDING SENSITIVE CONVENTIONAL ARMS, AMMUNITION, AND EXPLOSIVES (SEP 1999)
252.223-7008	PROHIBITION OF HEXAVALENT CHROMIUM (MAY 2011)
252.225-7001	BUY AMERICAN ACT AND BALANCE OF PAYMENTS PROGRAM (JUN 2005)
252.225-7002	QUALIFYING COUNTY SOURCES AS SUBCONTRACTORS (DEC 1991)
252.225-7006	QUARTERLY REPORTING OF ACTUAL CONTRACT PERFORMANCE OUTSIDE THE UNITED STATES (OCT 2010)
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 (JUL 2009)
252.225-7009	RESTRICTION ON ACQUISITION OF CERTAIN ARTICLES CONTAINING SPECIALTY METALS (JUL 2009)
252.225-7010	DUTY-FREE ENTRY – ADDITIONAL PROVISIONS (AUG 2000)
252.225-7012	PREFERENCE FOR CERTAIN DOMESTIC COMMODITIES (APR 2002)
252.225-7013	DUTY-FREE ENTRY (DEC 2009)
252.225-7014	PREFERENCE FOR DOMESTIC SPECIALTY METALS (APR 2003) (ALT 1) (APR 2003)
252.225-7015	RESTRICTION ON ACQUISITION OF HAND OR MEASURING TOOLS (JUN 2005)
252.225-7016	RESTRICTION ON ACQUISITION OF BALL AND ROLLER BEARINGS (MAR 2006)
252.225-7019	RESTRICTION ON ACQUISITION OF ANCHOR AND MOORING CHAIN (DEC 2009)
252.225-7021	TRADE AGREEMENTS (JUL 2009)

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- 252.225-7022 TRADE AGREEMENTS CERTIFICATE – INCLUSION OF IRAQI END PRODUCTS (SEP 2008)
- 252.225-7025 RESTRICTION ON ACQUISITION OF FORGINGS (DEC 2009)
- 252.225-7027 LIMITATION ON SALES COMMISSIONS AND FEES (MAR 1998)
- 252.225-7028 EXCLUSIONARY POLICIES AND PRACTICES OF FOREIGN GOVERNMENTS (DEC 1991)
- 252.225-7029 REPORTING OF COMMERCIALY AVAILABLE OFF-THE-SHELF ITEMS THAT CONTAIN SPECIALTY METALS AND IS INCORPORATED INTO NONCOMMERCIAL END ITEMS - RESERVED
- 252.225-7030 RESTRICTION ON ACQUISITION OF CARBON, ALLOY, & ARMOR STEEL PLATE (OCT 1992)
- 252.225-7031 SECONDARY ARAB BOYCOTT OF ISRAEL (JUN 2005)
- 252.225-7033 WAIVER OF UNITED KINGDOM LEVIES (APR 2003)
- 252.225-7035 BUY AMERICAN ACT-FREE TRADE AGREEMENTS-BALANCE PAYMENTS PROGRAM CERTIFICATE (DEC 2010)
- 252.225-7036 BUY AMERICAN ACT-FREE TRADE AGREEMENTS-BALANCE OF PAYMENTS PROGRAM (OCT 2011)
- 252.225-7038 RESTRICTION ON ACQUISITION OF AIR CIRCUIT BREAKERS (JUN 2005)
- 252.225-7040 CONTRACTOR PERSONNEL AUTHORIZED TO ACCOMPANY U.S. ARMED FORCES DEPLOYED OUTSIDE THE UNITED STATES (JUN 2011)
- 252.225-7043 ANTI-TERRORISM/FORCE PROTECTION POLICY FOR DEFENSE CONTRACTORS OUTSIDE THE UNITED STATES (MAR 2006)
- 252.225-7044 BALANCE OF PAYMENTS PROGRAM – CONSTRUCTION MATERIAL (OCT 2010)
- 252.225-7045 BALANCE OF PAYMENTS PROGRAM – CONSTRUCTION MATERIAL UNDER TRADE AGREEMENTS (JUN 2011)
- 252.226-7001 UTILIZATION OF INDIAN ORGANIZATIONS, INDIAN-OWNED ECONOMIC ENTERPRISES, AND NATIVE HAWAIIAN SMALL BUSINESS CONCERNS (SEP 2004)
- 252.227-7013 RIGHTS IN TECHNICAL DATA - NON-COMMERCIAL ITEMS (NOV 1995)
- 252.227-7014 RIGHTS IN NON-COMMERCIAL COMPUTER SOFTWARE AND NON-COMMERCIAL COMPUTER SOFTWARE DOCUMENTATION (JUN 1995)
- 252.227-7015 TECHNICAL DATA – COMMERCIAL ITEMS (NOV 1995)
- 252.227-7016 RIGHTS IN BID OR PROPOSAL INFORMATION (JUN 1995)
- 252.227-7017 IDENTIFICATION AND ASSERTION OF USE, RELEASE, OR DISCLOSURE RESTRICTIONS (JAN 2011)
- 252.227-7018 RIGHTS IN NONCOMMERCIAL TECHNICAL DATA AND COMPUTER SOFTWARE—SMALL BUSINESS INNOVATION RESEARCH (SBIR) PROGRAM (MAR 2011)
- 252.227-7019 VALIDATION OF ASSERTED RESTRICTIONS - COMPUTER SOFTWARE (JUN 1995)
- 252.227-7025 LIMITATIONS ON THE USE OR DISCLOSURE OF GOVERNMENT-FURNISHED INFORMATION MARKED WITH RESTRICTIVE LEGENDS (JUN 1995)
- 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)
- 252.227-7028 TECHNICAL DATA OR COMPUTER SOFTWARE PREVIOUSLY DELIVERED TO THE GOVERNMENT (JUN 1995)
- 252.227-7030 TECHNICAL DATA – WITHHOLDING OF PAYMENT (MAR 2000)
- 252.227-7033 RIGHTS IN SHOP DRAWINGS (APR 1966)
- 252.227-7037 VALIDATION OF RESTRICTIVE MARKINGS ON TECHNICAL DATA (SEP 1999)
- 252.227-7038 PATENT RIGHTS - OWNERSHIP BY THE CONTRACTOR (LARGE BUSINESS) (DEC 2007)
- 252.227-7039 PATENTS – REPORTING OF SUBJECT INVENTIONS (APR 1990)
- 252.228-7001 GROUND AND FLIGHT RISK (JUN 2010)
- 252.228-7002 AIRCRAFT FLIGHT RISK - RESERVED

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252.228-7005	ACCIDENT REPORTING AND INVESTIGATION INVOLVING AIRCRAFT, MISSILES, AND SPACE LAUNCH VEHICLES (DEC 1991)
252.229-7011	REPORTING OF FOREIGN TAXES – U.S. ASSISTANCE PROGRAMS (SEP 2005)
252.231-7000	SUPPLEMENTAL COST PRINCIPLES (DEC 1991)
252.235-7003	FREQUENCY AUTHORIZATION (DEC 1991)
252.235-7004	PROTECTION OF HUMAN SUBJECTS (JUL 2009)
252.236-7013	REQUIREMENT FOR COMPETITION OPPORTUNITY FOR AMERICAN STEEL PRODUCERS, FABRICATORS, AND MANUFACTURERS (JAN 2009)
252.237-7019	TRAINING FOR CONTRACTOR PERSONNEL INTERACTING WITH DETAINEES (SEP 2006)
252.237-7023	CONTINUATION OF ESSENTIAL CONTRACTOR SERVICES (OCT 2010)
252.237-7024	NOTICE OF CONTINUATION OF ESSENTIAL CONTRACTOR SERVICES (OCT 2010)
252.239-7000	PROTECTION AGAINST COMPROMISING EMANATIONS (JUN 2004)
252.239-7001	INFORMATION ASSURANCE CONTRACTOR TRAINING AND CERTIFICATION (JAN 2008)
252.239-7016	TELECOMMUNICATIONS SECURITY EQUIPMENT, DEVICES, TECHNIQUES, AND SERVICES (DEC 1991)
252.243-7001	PRICING OF CONTRACT MODIFICATIONS (DEC 1991)
252.243-7002	REQUESTS FOR EQUITABLE ADJUSTMENT (MAR 1998)
252.244-7000	SUBCONTRACTS FOR COMMERCIAL ITEMS AND COMMERCIAL COMPONENTS (DOD CONTRACTS) (SEP 2011)
252.246-7000	MATERIAL INSPECTION AND RECEIVING REPORT (MAR 2003)
252.246-7001	WARRANTY OF DATA (DEC 1991)
252.246-7003	NOTIFICATION OF POTENTIAL SAFETY ISSUES (JAN 2007)
252.246-7004	SAFETY OF FACILITIES, INFRASTRUCTURE, AND EQUIPMENT FOR MILITARY OPERATIONS (OCT 2010)
252.247-7003	PASS-THROUGH OF MOTOR CARRIER FUEL SURCHARGE ADJUSTMENT TO THE COST BEARER (SEP 2010)
252.247-7023	TRANSPORTATION OF SUPPLIES BY SEA (MAY 2002)
252.247-7024	NOTIFICATION OF TRANSPORTATION OF SUPPLIES BY SEA (MAR 2000)
252.249-7002	NOTIFICATION OF ANTICIPATED CONTRACT TERMINATION OR REDUCTION (DEC 2006)

Citation

AFFARS SUPPLEMENT CLAUSES

5352.223-9000	ELIMINATION OF USE OF CLASS I OZONE DEPLETING SUBSTANCES (ODS) (APR 2003)
5352.237-9001	REQUIREMENTS AFFECTING CONTRACTOR PERSONNEL PERFORMING MISSION ESSENTIAL SERVICES (OCT 2004)
5352.242-9000	CONTRACTOR ACCESS TO AIR FORCE INSTALLATIONS (JUN 2002)

Citation

AFMC FAR SUPPLEMENT CLAUSES

5352.247-9006	MARKING OF WARRANTED ITEMS (AFMC) (JUL 1997)
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NAVAIR 5252.227-9507 Notice Regarding the Dissemination of Export-Controlled Technical Data (SEP 2003) (Deviation)

- (a) Export of information contained herein, which includes release to foreign nationals within the United States, without first obtaining approval or license from the Department of State for items controlled by the International Traffic in Arms Regulations (ITAR), or the Department of Commerce for items controlled by the Export Administration Regulations (EAR), may constitute a violation of law.
- (b) For violation of export laws, the contractor, its employees, officials or agents are subject to:
 - a. Imprisonment and/or imposition of criminal fines; and
 - b. Suspension or debarment from future Government contracting actions.
- (c) The contractor shall include the provisions or paragraphs (a) through (b) above in any subcontracts awarded under this contract.

DLAD 52.211-9052 Notification to Government of Contemplated Production Phase-out

Seller agrees to fully comply with all applicable export regulations and the International Traffic in Arms Regulation (ITAR).

LEAD. It is the policy of Buyer to prohibit the use of paints containing lead in any form. Seller hereby affirms that the Product provided in compliance with this Contract contains no lead. Further, Buyer prohibits the use of lead hammers and lead "slappers." Seller hereby affirms that individuals under its control are informed of this policy.

ASBESTOS FREE DUNNAGE. Each package and/or container shipped to Buyer is to be free of any asbestos-containing vermiculite and/or any asbestos-containing material as dunnage. Seller hereby warrants to Buyer that the vermiculite and any other dunnage are asbestos-free.

By acceptance of this purchase order, Seller makes the following representations and certifications:

- (A) Certification of Non-segregated Facilities
 - (i) "Segregated facilities," as used in this provision, means any waiting rooms, work areas, restrooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees, that are segregated by

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explicit directive or are in fact segregated on the basis of race, color, religion, or national origin because of habit, local custom, or otherwise.

- (ii) Bidder certifies that it does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and that it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. Bidder agrees that a breach of this certification is a violation of the Equal Opportunity clause in the contemplated contract.
- (iii) Bidder further agrees that (except where it has obtained identical certifications from proposed subcontractors for specific time periods) it will:
 - (a) Obtain identical certifications from proposed subcontractors before the award of contracts under which the subcontractor will be subject to the Equal Opportunity clause;
 - (b) Retain the certifications in the files; and
 - (c) Forward the following notice to the proposed subcontractors (except if the proposed subcontractors have submitted identical certifications for specific time periods).

Notice to Proposed Subcontractors of Requirement for Certifications of Non-segregated Facilities:

- (A) Certification of Non-segregated Facilities must be submitted before the award of a subcontract under which the subcontractor will be subject to the Equal Opportunity clause. The certification may be submitted either for each subcontract or for all subcontracts during a period (i.e., quarterly, semiannually, or annually).

NOTE: The penalty for making false statements in bids is prescribed in 18 U.S.C. 1001.

(B) Previous Contracts and Compliance Reports

Bidder represents that:

- (i) It has participated in a previous contract or subcontract subject to the Equal Opportunity clause of this solicitation, the clause originally contained in Section 301 of Executive Order No. 10925, or the clause contained in Section 201 of Executive Order No. 11114.
- (ii) It has filed all required compliance reports.
- (iii) Representations indicating submission of required compliance reports, signed by proposed subcontractors, will be obtained.

(C) Affirmative Action Compliance (applicable if Bidder has 50 or more employees)

MILITARY PROGRAM SUBCONTRACT REQUIREMENTS

Bidder represents that:

- (i) If required to do so by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2), it has developed and has on file a written Affirmative Action Compliance Program at each of its establishments, or
 - (ii) In the event such a program does not presently exist, and the contract contemplated by this solicitation is for \$50,000 or more, that it will develop and place in operation such a written Affirmative Action Compliance Program within 120 days from the award of the contemplated contract.
- (D) Certification Regarding Debarment, Suspension, Proposed Debarment, and Other Responsibility Matters
- (i) Bidder certifies that, to the best of its knowledge and belief, it, or its principals, is not presently debarred, suspended, proposed for debarment, or ineligible from entering into contracts with the Executive Branch of the Federal Government.
 - (ii) Bidder shall provide immediate written notice to Buyer if Seller learns that its certification was erroneous when submitted or if Seller and/or any of its principals have become debarred, suspended, or proposed for debarment by the Federal Government or by any Federal agency.
- (E) Clean Air and Water Certification

Bidder certifies that --

- (i) None of the facilities to be used in the performance of the contract contemplated by this solicitation are listed on the Environmental Protection Agency (EPA) List of Violating Facilities.
 - (ii) Bidder further certifies that subsequent to submittal of its proposal and prior to award of this contract it has not received, and will immediately notify Buyer, before award of the contract contemplated by this solicitation of the receipt of any communication from the Administrator, or a designee, of the EPA, indicating that any facility that Bidder proposes to use for the performance of this contract is under consideration to be listed on the EPA List of Violating Facilities.
 - (iii) Bidder will include a certification substantially the same as this certification, including this paragraph in every nonexempt subcontract.
- (F) Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions
- (i) The definitions and prohibitions contained in the clause at FAR 52.203-12, Limitation on Payments to Influence Certain Federal Transactions, are hereby incorporated by reference in paragraph (ii) of this certification.
 - (ii) The offeror, by signing its offer, hereby certifies to the best of his or her knowledge and belief that on or after December 23, 1989 –

MILITARY PROGRAM SUBCONTRACT REQUIREMENTS

- (a) No Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on his or her behalf in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan, or cooperative agreement;
 - (b) If any funds other than Federal appropriated funds (including profit or fee received under a covered Federal transaction) have been paid, or will be paid, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on his or her behalf in connection with this solicitation, the offeror shall complete and submit, with its offer, OMB standard form LLL, Disclosure of Lobbying Activities, to the Contracting Officer; and
 - (c) He or she will include the language of this certification in all subcontract awards at any tier and require that all recipients of subcontract awards in excess of \$100,000 shall certify and disclose accordingly.
- (iii) Submission of this certification and disclosure is a prerequisite for making or entering into this contract imposed by section 1352, title 31, United States Code. Any person who makes expenditure prohibited under this provision or who fails to file or amend the disclosure form to be filed or amended by this provision, shall be subject to a civil penalty of not less than \$10,000, and not more than \$100,000, for each such failure.

SELLER FURNISHED MATERIAL CERTIFICATION FOR SPECIALTY METALS ONLY:

Seller shall document and maintain material certification containing the following:

1. Description of the material used in the manufacture of the end-item;
2. Material specifications;
3. Lot, heat or batch number identification;
4. Source of procurement;
5. Origin of material;
6. Name and location of Melting facility;
7. Name and Location of mill;
8. Mill certification; and
9. All other requirements as specified in the applicable raw material specification including chemical and physical analysis.

MILITARY PROGRAM SUBCONTRACT REQUIREMENTS

Seller shall retain certification for a period of no less than seven (7) years after final payment.

COUNTERFEIT WORK

- (a) For purposes of this clause, Work consists of those parts delivered under this Contract that are the lowest level of separately identifiable items (e.g., articles, components, goods, and assemblies). "Counterfeit Work" means Work that is or contains items misrepresented as having been designed and/or produced under an approved system or other acceptable method. The term also includes approved Work that has reached a design life limit or has been damaged beyond possible repair, but is altered and misrepresented as acceptable.
- (b) Seller agrees and shall ensure that Counterfeit Work is not delivered to Monogram.
- (c) Seller shall only purchase products to be delivered or incorporated as Work to Monogram directly from the Original Component Manufacturer (OCM)/Original Equipment Manufacturer (OEM), or through an OCM/OEM authorized distributor chain. Work shall not be acquired from independent distributors or brokers unless approved in advance in writing by Monogram.
- (d) Seller shall immediately notify Monogram with the pertinent facts if Seller becomes aware or suspects that it has furnished Counterfeit Work. When requested by Monogram, Seller shall provide OCM/OEM documentation that authenticates traceability of the affected items to the applicable OCM/OEM.
- (e) In the event that Work delivered under this Contract constitutes or includes Counterfeit Work, Seller shall, at its expense, promptly replace such Counterfeit Work with genuine Work conforming to the requirements of this Contract. Notwithstanding any other provision in this Contract, Seller shall be liable for all costs relating to the removal and replacement of Counterfeit Work, including without limitation Monogram's costs of removing Counterfeit Work, of reinserting replacement Work and of any testing necessitated by the reinstallation of Work after Counterfeit Work has been exchanged. The remedies contained in this paragraph are in addition to any remedies Monogram may have at law, equity or under other provisions of this Contract.
- (f) This clause applies in addition to any quality provision, specification, statement of work or other provision included in this Contract addressing the authenticity of Work. To the extent such provisions conflict with this clause, this clause prevails.
- (g) Seller shall include paragraphs (a) through (d) of this clause or equivalent provisions in lower tier subcontracts for the delivery of items that will be included in or furnished as Work to Monogram.