

**ATTACHMENT A  
FAR Clauses**

1. The following FAR clauses shall apply, as required by the terms of the prime contract or by operation of law or regulation. The effective version of each FAR provision shall be the same version as that which appears in the Prime Contractor’s Prime Contract.
2. The following clauses set forth in the FAR in effect as of the date of the prime contract or higher-tier subcontract are incorporated herein by reference. In all clauses listed herein, the terms “Government”, “Contracting Officer” and “Contractor” shall be revised to suitably identify the contracting parties herein and affect the proper intent of the clause or provision except where further clarified or modified below. “Subcontractor”, however, shall mean the Subcontractor identified in this Subcontract Agreement.

IT IS THE SOLE RESPONSIBILITY OF SUPPLIER TO COMPLY WITH THE FAR CLAUSES APPLICABLE TO SUPPLIER, THE SUBJECT MATTER OF THE PURCHASE ORDER, AND THE PRIME CONTRACT. THE FAR CLAUSES SET FORTH HEREIN ARE INCLUDED AS AN EASE OF REFERENCE FOR SUPPLIER ONLY AND ARE NOT INTENDED TO SET FORTH A COMPLETE AND ACCURATE ITEMIZATION OF THE FAR CLAUSES APPLICABLE TO SUPPLIER, THE SUBJECT MATTER OF THE PURCHASE ORDER, OR THE PRIME CONTRACT.

The full text of these clauses can be obtained from the Internet at:

<https://www.acquisition.gov/far>

**A. APPLICABLE TO ALL PURCHASE ORDERS:**

1.	Gratuities	52.203-3
2.	Price or Fee Adjustment for Illegal or Improper Activity	52.203-10
3.	Limitation on Payments to Influence Certain Federal Transactions	52.203-12
4.	Contractor Code of Business Ethics and Conduct	52.203-13
5.	Display of Hotline Poster(s)	52.203-14
6.	Contractor Employee Whistleblower Rights and Requirement To	52.203-17
7.	Inform Employees of Whistleblower Rights	
8.	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements – Representation	52.203-19
9.	Security Requirements	52.204-2
10.	Personal Identity Verification of Contractor Personnel	52.204-9
11.	Reporting Executive Compensation and First-Tier Subcontract Awards	52.204-10
12.	Basic Safeguarding of Covered Contractor Information Systems	52.204-21
13.	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities	52.204-23

14.	Representation Regarding Certain Telecommunications and Video	52.204-24
15.	Surveillance Services or Equipment	
16.	Prohibition on Contracting for Certain Telecommunications and Video	52.204-25
17.	Surveillance Services or Equipment	
18.	Required Sources for the Helium and Helium Usage Data	52.208-8
19.	Protecting the Governments Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment	52.209-6
20.	Material Requirements	52.211-5
21.	Defense Priority and Allocation Requirements	52.211-15
22.	Price Reduction for Defective Certified Cost or Pricing Data	52.215-10
23.	Price Reduction for Defective Certified Cost or Pricing Data - Modifications	52.215-11
24.	Subcontractor Certified Cost or Pricing Data	52.215-12
25.	Subcontractor Certified Cost or Pricing Data - Modifications	52.215-13
26.	Pension Adjustments and Asset Reversions	52.215-15
27.	Waiver of Facilities Capital Cost of Money	52.215-17
28.	Revision or Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions	52.215-18
29.	Notification of Ownership Changes	52.215-19
30.	Requirements for Certified Cost or Pricing Data and Data	52.215-20
31.	Other Than Certified Cost or Pricing Data	52.215-21
32.	Limitations on Pass-Through Charges	52.215-23
33.	Utilization of Small Business Concerns	52.219-8
34.	Notice to the Government of Labor Dispute	52.222-1
35.	Contract Work Hours and Safety Standards - Overtime Compensation	52.222-4
36.	Prohibition of Segregated Facilities	52.222-21
37.	Equal Opportunity (E.O. 11246)	52.222-26
38.	Equal Opportunity for Veterans (38 U.S.C. 4212)	52.222-35
39.	Equal Opportunity for Workers with Disabilities	52.222-36
40.	Employment Reports on Veterans	52.222-37
41.	Notification of Employee Rights Under the National Labor Relations Act	52.222-40
42.	Service Contract Labor Standards	52.222-41
43.	Combating Trafficking in Persons	52.222-50
44.	Combating Trafficking in Persons - Alternate I	52.222-50
45.	Employment Eligibility Verification	52.222-54
46.	Minimum Wages Under Executive Order 13658	52.222-55
47.	Paid Sick Leave Under Executive Order 13706	52.222-62
48.	Hazardous Material Identification and Material Safety Data	52.223-3

49.	Pollution Prevention and Right-to-Know Information (Applicable in contracts that provide for performance on Federal facility)	52.223-5
50.	Notice of Radioactive Materials (Applicable in contracts for supplies which are, or which contain radioactive materials)	52.223-7
51.	Ozone-Depleting Substances	52.223-11
52.	Refrigeration Equipment and Air Conditioners	52.223-12
53.	Encouraging Contractor Policies to Ban Text Messaging While Driving	52.223-18
54.	Compliance with Environmental Management Systems	52.223-19
55.	Privacy Act	52.224-2
56.	Privacy Training	52.224-3
57.	Buy American Act - Supplies	52.225-1
58.	Trade Agreements	52.225-5
59.	Duty-Free Entry	52.225-8
60.	Restrictions on Certain Foreign Purchases	52.225-13
61.	Authorization and Consent - Alternate I	52.227-1
62.	Royalty Information	52.227-6
63.	Refund of Royalties	52.227-9
64.	Filing of Patent Applications-Classified Subject Matter	52.227-10
65.	Patent Rights-Retention by the Contractor (Short Form)	52.227-11
66.	Patent Rights-Retention by the Contractor (Long Form)	52.227-12
67.	Patent Rights – Ownership by the Government	52.227-13
68.	Rights in Data - General	52.227-14
69.	Commercial Computer Software-Restricted Rights	52.227-19
70.	Insurance-Work on a Government Installation	52.228-5
71.	Cost Accounting Standards	52.230-2
72.	Disclosure and Consistency of Cost Accounting Practices	52.230-3
73.	Disclosure and Consistency of Cost Accounting Practices – Foreign Concerns	52.230-4
74.	Cost Accounting Standards – Educational Institution	52.230-5
75.	Administration of Cost Accounting Standards	52.230-6
76.	Providing Accelerated Payments to Small Business Subcontractors	52.232-40
77.	Protest after Award	52.233-3
78.	Industrial Resources Developed Under Defense Production Act Title III	52.234-1
79.	Accident Prevention	52.236-13
80.	Protection of Government Buildings, Equipment, and Vegetation	52.237-2
81.	Bankruptcy	52.242-13
82.	Stop-Work Order	52.242-15
83.	Government Delay of Work	52.242-17
84.	Changes – Fixed-Price	52.243-1
85.	Change Order Accounting	52.243-6

86.	Competition in Subcontracting	52.244-5
87.	Subcontracts for Commercial Items	52.244-6
88.	Government Property	52.245-1
89.	Government Property (Alternate I –Applicable to Task Orders other than cost-reimbursement, time &materials and labor-hour Task Orders and fixed-price Task Orders awarded on the basis of submission of cost or pricing data)	52.245-1
90.	Government Property (Alternate II – Applicable to Task Orders for the conduct of basic or applied research at nonprofit institutions whose primary purpose is the conduct of scientific research)	52.245-1
91.	Government Property Installation Services	52.245-2
92.	Use and Charges	52.245-9
93.	Inspection of Supplies – Fixed Price	52.246-2
94.	Responsibility for Supplies	52.246-16
95.	Preference for U.S.-Flag Air Carriers	52.247-63
96.	Preference for Privately Owned U.S.-Flag Commercial Vessels	52.247-64
97.	Termination for Convenience of the Government (Fixed-Price) “Government” shall mean “Prime”. In paragraph (d) the term “45 days” is changed to “90 days”. The term "one-year" in paragraph (e) is changed to "six months." The term “90 days” in paragraph (l) is changed to “forty-five days”.	52.249-2

**I. CERTIFICATIONS**

The Offeror, by signing its offer, hereby certifies compliance with the following clauses and is, therefore, eligible for award.

Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (over \$100,000)	52.203-11
Certification Regarding Debarment, Suspension, Proposed Debarment and Other Responsibility (over \$150,000)	52.209-5
Previous Contracts and Compliance Reports (over \$10,000)	52.222-22

**B. PURCHASE ORDERS OVER \$2,500 SHALL INCLUDE THE FOLLOWING:**

98.	Service Contract Labor Standards	52.222-41
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**C. PURCHASE ORDERS OVER \$3,500 SHALL INCLUDE THE FOLLOWING:**

99.	Employment Eligibility Verification	52.222-54
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**D. PURCHASE ORDERS OVER \$10,000 SHALL INCLUDE THE FOLLOWING:**

100.	Notification of Employee Rights Under the National Labor Relations Act	52.222-40
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**E. PURCHASE ORDERS OVER \$15,000 SHALL INCLUDE THE FOLLOWING:**

- 101. Contracts for Materials, Supplies, Articles, and Equipment Exceeding \$15,000 52.222-20
- 102. Equal Opportunity for Workers with Disabilities 52.222-36

**F. PURCHASE ORDERS OVER \$30,000 SHALL INCLUDE THE FOLLOWING:**

- 103. Reporting Executive Compensation and First-Tier Subcontract Awards 52.204-10

**G. PURCHASE ORDERS OVER \$35,000 SHALL INCLUDE THE FOLLOWING:**

- 104. Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment 52.209-6

**H. PURCHASE ORDERS OVER \$150,000 SHALL INCLUDE THE FOLLOWING:**

- 105. Restrictions on Subcontractor Sales to the Government 52.203-6
- 106. Anti-Kickback Procedures (less paragraph (c)(1)) 52.203-7
- 107. Limitation on Payments to Influence Certain Federal Transactions 52.203-12
- 108. Audit and Records-Negotiation 52.215-2
- 109. Integrity of Unit Prices (less paragraph b) 52.215-14
- 110. Limitations on Pass-Through Charges 52.215-23
- 111. Equal Opportunity for Veterans 52.222-35
- 112. Employment Reports on Veterans, 52.222-37
- 113. Notice and Assistance Regarding Patent and Copyright Infringement 52.227-2
- 114. Value Engineering 52.248-1

**I. PURCHASE ORDERS OVER \$250,000 SHALL INCLUDE THE FOLLOWING:**

- 115. Covenant Against Contingent Fees 52.203-5
- 116. Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity 52.203-8
- 117. Price of Fee Adjustments for Illegal or Improper Activity 52.203-10
- 118. Utilization of Small Business Concerns 52.219-8

**J. PURCHASE ORDERS OVER \$750,000 SHALL INCLUDE THE FOLLOWING:**

- 119. Disclosure and Consistency of Cost Accounting Practices 52.230-3

**K. PURCHASE ORDERS OVER \$5,500,000 SHALL INCLUDE THE FOLLOWING:**

- 120. Contractor Code of Business Ethics and Conduct 52.203-13
- 121. Display of Hotline Poster(s) 52.203-14

**L. APPLICABLE TO COST REIMBURSEMENT, TIME & MATERIAL OR LABOR HOUR PURCHASE ORDERS:**

122.	Facilities Capital Cost of Money	52.215-16
123.	Allowable Cost and Payment (cost reimbursement)	52.216-7
124.	Fixed Fee (applicable if this is a cost plus fixed fee order)	52.216-8
125.	Incentive Fee (applicable if this is a cost plus incentive fee order)	52.216-10
126.	Cost Contract - No Fee (applicable if this is a cost no fee order)	52.216-11
127.	Cost Sharing Contract - No Fee (applicable if this is a cost sharing, no fee order)	52.216-12
128.	Payment for Overtime Premiums - insert "0%" in paragraph (a) unless indicated otherwise	52.222-2
129.	126. Payments under Time-and-Materials and Labor-Hour Contracts (applicable if this is a time and materials and labor hour contract)	52.232-7
130.	Limitation of Cost (if fully funded)	52.232-20
131.	Limitation of Funds (if incrementally funded)	52.232-22
132.	Changes - Cost-Reimbursement (applicable if this is a cost-reimbursement contract)	52.243-2
133.	Changes - Time and Materials or Labor-Hours (applicable if this is a time and material or labor hour contract)	52.243-3
134.	Subcontracts (paragraphs (h) and (i) only apply)	52.244-2
135.	Inspection of Supplies (Cost-Reimbursement) – “Contracting Officer” means "Prime Contractor's purchase representative" and "Government" means "Prime Contractor and Government" (provided that an inspection system accepted by the Government will be deemed accepted by the Prime Contractor). The provisions in this clause for access, right to inspect, safety protection, and relief from liability apply equally to Prime Contractor and the Government.	52.246-3
136.	Inspection of Services (Cost Reimbursement) – “Contracting Officer” means “Prime Contractor’s purchasing representative” and “Government” means “Prime Contractor and Government” (provided that an inspection system accepted by the Government will be deemed accepted by the Prime Contractor). The provisions in this clause for access, right to inspect, safety protection, and relief from liability apply equally to Prime Contractor and the Government.	52.246-5
137.	Inspection of Time and Material and Labor Hour – “Contracting Officer” means “Prime Contractor’s purchasing representative” and “Government” means “Prime Contractor and Government” (provided that an inspection system accepted by the Government will be deemed accepted by the Prime Contractor), and where “Government” first appears in paragraph (k) it shall mean “Government and/or Prime Contractor”. The provisions in this clause for access, right to inspect, safety protection, and relief from liability apply equally to Prime Contractor and the Government.	52.246-6
138.	Termination (Cost-Reimbursement) – “Government” means “Prime Contractor” and “Contracting Officer” means “Prime Contractor’s purchasing Representative”. In paragraph Alt IV (e) Change “15 days” and “45 days” to “30 days” and “90 days”, respectively. In paragraph (f) change “1 year” to “six months” Alternate IV is applicable to time and material or labor hour orders only.	52.249-6

139. Excusable Delays 52.249-14

**M. APPLICABLE FOR PURCHASE ORDERS CONTAINING CUI OR CMMC-CONTROLLED CONTRACTS:**

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| 140. | Controlled Unclassified Information (Department of Energy)   | DOE Order 471.7      |
| 141. | Safeguarding of Controlled Unclassified Information (Homeland Security)  | HSAR 3052.204-72     |
| 142. | Access to controlled unclassified information (HUD)  | HUDAR 2452.237-83    |
| 143. | Controlled Unclassified Information Marking (DLA)  | DLAD PGI 53.9000     |
| 144. | Disclosure of Unclassified Information Section H USSOCOM (Special Operations Federal Acquisition Regulations Supplement) | SOFARS 5652.204-9003 |