

FAR Clause	FAR/DFAR Clause Description	Date	FD REQ?	Key Requirements	Comments
52.253-1	Computer Generated Forms	JAN 1991	Y	Can use computer generated version of forms	No issues
52.202-1	Definitions	NOV 2013	Y	Defines FAR terms	No issues
52.203-10	Price Or Fee Adjustment For Illegal Or Improper Activity	MAY 2014	Y	Contract price can be adjusted for illegal practices	No issues
52.203-12	Limitation On Payments To Influence Certain Federal Transactions	OCT 2010	Y	Cannot use any contract funds to pay a government employee for any reason	No issues
52.203-13	Contractor Code of Business Ethics and Conduct	OCT 2015	Y	Must have a written code of business ethics and conduct	Assume this is already in place
52.203-3	Gratuities	APR 1984	N	Cannot provide any gifts or emoluments to any government employee	Not an issue. Not a mandatory flowdown.
52.203-5	Covenant Against Contingent Fees	MAY 2014	N	No person or agency has been employed or retained to solicit or obtain this contract for a contingent fee, except a bona fide employee or agency	Assume no such agreements are in place except with employees or formally-hired consultants. Not a mandatory flowdown.
52.203-6	Restrictions On Subcontractor Sales To The Government	SEP 2006	Y	Contractor cannot restrict any sales directly to the Government of products made or furnished by the subcontractor under this contract.	Likely not an issue
52.203-7	Anti-Kickback Procedures	MAY 2014	Y	Cannot provide any payments for the purpose of improperly obtaining or rewarding favorable treatment in connection a prime contract	Not an issue
52.203-8	Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity	MAY 2014	Y	Rescind or cancel contract if any employee is convicted of illegally obtaining this or any other contract.	Not an issue
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards	OCT 2016	N	Only applies if 80% of all revenue comes from US government contracts and exceeds \$25 million.	Not an issue
52.204-13	System for Award Management Maintenance	OCT 2016	N	US government management system used by contractors	Not required
52.204-19	Incorporation by Reference of Representations and Certifications.	DEC 2014	N	Representations and Certifications are included by reference in the contract	Not required
52.204-2	Security Requirements	AUG 1996	N	Classified information	Not required
52.204-21	Basic Safeguarding of Covered Contractor Information Systems	JUN 2016	Y	Basic safeguarding requirements and procedures	Must put controls in place to ensure only authorized personnel can access

				to protect covered contractor information systems	contract information. Similar to Technology Control Plan responsibilities.
52.204-22	Alternative Line Item Proposal	JAN 2017	N	Can propose alternative line items in the proposal	Not applicable
52.204-4	Printed or Copied Double-Sided on Postconsumer Fiber Content Paper	MAY 2011	N	Must use double-sided paper containing at least 30 percent postconsumer fiber when submitting documents.	Obviously does not apply when submitting electronically
52.209-10	Prohibition on Contracting With Inverted Domestic Corporations	NOV 2015	N	Inverted domestic corporations are not allowed	Assume not applicable and is not a flowdown in any event.
52.209-4	FIRST ARTICLE APPROVAL--GOVERNMENT TESTING	SEP 1989	N	FAT requirements	Not applicable
52.209-6	Protecting the Government's Interest When Subcontracting With Contractors Debarred, Suspended, or Proposed for Debarment	OCT 2015	Y	Not allowed to work with anyone on government "black list"	Not applicable
52.210-1	Market Research	APR 2011	N	Contractor must conduct market research to use commercial items whenever possible (not developmental items)	Not applicable
52.211-15	Defense Priority And Allocation Requirements	APR 2008	N	"Rated" orders must be produced in front of non-rated contracts and commercial business, but there are factors that limit its applicability.	Not a mandatory flowdown and unlikely to be an issue
52.211-16	Variation In Quantity	APR 1984	N	No variations in quantities are allowed unless previously agreed	Not an issue
52.211-17	Delivery of Excess Quantities	SEP 1989	N	Government does not have to accept any additional parts supplied beyond contractually stated amounts. Government can keep up to \$250 in value without payment. Above \$250, government option to return or keep and pay.	Should not be an issue unless you expect to have excess materials; then must have advance agreement.
52.211-5	Material Requirements	AUG 2000	N	Contractor will provide supplies that are new, reconditioned, or remanufactured	Not a mandatory flowdown but should not be an issue
52.215-10	Price Reduction for Defective Certified Cost or Pricing Data	AUG 2011	N	Any amounts received by the contractor as the result of incomplete or inaccurate price certifications shall be subject to repayment with interest,	Should not be an issue

				plus a penalty equal to the overpayment.	
52.215-12	Subcontractor Certified Cost or Pricing Data	OCT 2010	Y	Subcontractor must certify that its costs are accurate, complete, and current as of the date of agreement on the negotiated price of the subcontract	Should not be an issue. The TINA submission level is \$2M per a special waiver but it has not been formally codified. Many agencies still require data at \$750K level.
52.215-14	Integrity of Unit Prices	OCT 2010	Y	Unit prices must be in proportion to overall costs and prices	Should not be an issue as prices will likely be fixed by size
52.215-2	Audit and Records--Negotiation	OCT 2010	N	Government ability to audit books and records per Truth in Negotiations Act (TINA).	Only assist audit by the Government. No access to our records by Buyer. Not a mandatory flowdown.
52.215-21	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data -- Modifications	OCT 2010	N	Exemption from certified cost or pricing data if adequate price competition or prices set by law or regulation, or was a contract or subcontract for the acquisition of a commercial item	Not a mandatory flowdown. Adequate price competition may exist. Should not be an issue.
52.215-8	Order of Precedence--Uniform Contract Format	OCT 1997	N	Order of precedence is: (a) The Schedule (excluding the specifications). (b) Representations and other instructions. (c) Contract clauses. (d) Other documents, exhibits, and attachments. (e) The specifications.	Not a mandatory flowdown.
52.216-19	ORDER LIMITATIONS	OCT 1995	N	Sets maximum and minimum order limitations.	Pay careful attention to this clause, in particular any floors or ceilings set by the Buyer. Not a mandatory flowdown.
52.216-22	INDEFINITE QUANTITY	OCT 1995	N	quantities of supplies and services specified in the Schedule are estimates only and are not purchased by this contract.	Not a mandatory flowdown.
52.219-16	Liquidated Damages-Subcontracting Plan	JAN 1999	Y	Related to mandatory subcontracting plan.	Only invoked if a "failure to make a good faith effort to comply with the subcontracting plan . . ." Do not anticipate any issue in complying with this requirement. Mandatory flowdown. However, not

					required if you are a Small Business.
52.219-28	Post-Award Small Business Program Representation	JUL 2013	N	Small business recertification	No issue
52.219-4	Notice of Price Evaluation Preference for HUBZone Small Business Concerns	OCT 2014	N	Certain economically deprived areas receive certain advantages.	Not applicable
52.219-8	Utilization of Small Business Concerns	NOV 2016	N	Must use small business to the maximum practicable extent	Not an issue
52.219-9	Small Business Subcontracting Plan	AUG 2018	N	Large business must prepare a plan to utilize small business in any award above \$750K.	Mandatory requirement for Large Business but not for Small Business.
52.222-19	Child Labor -- Cooperation with Authorities and Remedies	JAN 2018	N	Restrictions on child labor	No issue
52.222-21	Prohibition Of Segregated Facilities	APR 2015	N	Reps and certs	Should not be an issue and should not be included. Reps & Certs covered elsewhere.
52.222-26	Equal Opportunity	SEP 2016	N		
52.222-3	Convict Labor	JUN 2003	N		
52.222-35	Equal Opportunity for Veterans	OCT 2015	N		
52.222-36	Equal Opportunity for Workers with Disabilities	JUL 2014	N		
52.222-37	Employment Reports on Veterans	FEB 2016	N		
52.222-40	Notification of Employee Rights Under the National Labor Relations Act	DEC 2010	N		
52.222-50	Combating Trafficking in Persons	MAR 2015	Y		
52.222-54	Employment Eligibility Verification	OCT 2015	N	E-verify requirements for federal contractors	Not applicable
52.223-18	Encouraging Contractor Policies To Ban Text Messaging While Driving	AUG 2011	N	Don't text and drive	Common sense
52.223-6	Drug-Free Workplace	MAY 2001	N	Drugs prohibited in the workplace	Not applicable
52.225-13	Restrictions on Certain Foreign Purchases	JUN 2008	Y	No purchases from companies operating in countries restricted by OFAC (US Treasury Department)	Part of ITAR compliance program. Technology Control Plan should cover.
52.227-1	Authorization and Consent	DEC 2007	Y	Authorized to infringe patents if in best interests of the US government and so authorized to do so. Government will indemnify for infringement.	Careful oversight and interaction with government if this is a consideration.
52.227-2	Notice And Assistance Regarding Patent And Copyright Infringement	DEC 2007	Y	Notify the government of any patent or copyright infringement under the contract.	Coordinate with Authorization and Consent if this happens.

52.229-3	Federal, State And Local Taxes	FEB 2013	N	Contract price includes all applicable Federal, State, and local taxes	Not an issue
52.232-1	Payments	APR 1984	N	Payment made upon submission of proper invoice under terms of the agreement	Not an issue
52.232-11	Extras	APR 1984	Y	No payments made for extras unless authorized under the contract	Not an issue
52.232-17	Interest	MAY 2014	N	Any funds owed by the contractor to the government shall be subject to interest per the established treasury rate.	Likely not an issue
52.232-23	Assignment Of Claims	MAY 2014	N	Contractor may assign its rights to be paid amounts due under the contract to a bank, trust company, or other financing institution	Likely not an issue
52.232-25	Prompt Payment	JAN 2017	N	Government will make payments pursuant to the terms of the contract	Not an issue
52.232-33	Payment by Electronic Funds Transfer--System for Award Management	JUL 2013	N	All payments are made by electronic fund transfer per government payment system	Set up appropriate payment mechanism
52.232-39	Unenforceability of Unauthorized Obligations	JUN 2013	N	End User License Agreement (EULA), Terms of Service (TOS), or similar legal instrument or agreement, that includes any clause requiring the Government to indemnify the Contractor, are not enforceable against the government.	Only a concern to the extent there are any such agreements. Legal review?
52.232-40	Providing Accelerated Payments to Small Business Subcontractors	DEC 2013	N	Faster payments to small business	Not applicable
52.232-8	Discounts For Prompt Payment	FEB 2002	N	Discounts can be offered for faster payment (e.g. 1% net 15)	Commercial decision
52.233-1	Disputes	MAY 2014	N	Rules for submitting claims and how to certify	Should familiarize yourself with these rules. Can provide a more detailed summary.
52.233-3	Protest After Award	AUG 1996	N	Work stopped on contract if award is protested by another bidder	Not applicable

52.233-4	Applicable Law for Breach of Contract Claim	OCT 2004	N	United States law will apply to resolve any claim of breach of this contract.	Not a mandatory flowdown
52.242-13	Bankruptcy	JUL 1995	N	Must provide official notice of any bankruptcy proceedings	Hopefully never an issue
52.242-15	Stop-Work Order	AUG 1989	N	The Government may stop all, or any part, of the work called for by this contract for a period of 90 days after the order is delivered to the Contractor, and for any further period to which the parties may agree.	Very important to flow down this clause or its equivalent. This is NOT a mandatory flowdown.
52.242-17	Government Delay Of Work	APR 1984	N	If work is delayed because of improper actions or inactions of the government, the contractor is entitled to compensation.	Tough to prove and to enforce
52.242-2	Production Progress Reports	APR 1991	N	Prepare and submit agreed reports	Agreement between Buyer and Seller
52.243-1	Changes--Fixed Price	AUG 1987	N	Government can make changes to (1) drawings, designs, or specifications when the supplies to be furnished are to be specially manufactured for the Government in accordance with the drawings, designs, or specifications. (2) Method of shipment or packing. (3) Place of delivery.	One of most important FAR clauses. Work must continue and changes must be implemented. Very important to flow down this clause or its equivalent. This is NOT a mandatory flowdown.
52.244-6	Subcontracts for Commercial Items	JUL 2018	Y	Required reps and certs for subcontractors.	Needs review to ensure compliance.
52.245-9	Use And Charges	APR 2012	Y	Ability to use government property without charge if beneficial for contract performance	Likely not applicable
52.246-11	HIGHER-LEVEL CONTRACT QUALITY REQUIREMENT	DEC 2014	Y	Higher level quality requirements can be implemented	Buyer and Seller agreement should be required.
52.246-15	Certificate of Conformance	APR 1984	Y	Required certificate	Review form to ensure ability of subcontractor to comply
52.246-16	Responsibility For Supplies	APR 1984	N	Title to supplies furnished under this contract shall pass to the Government upon formal acceptance (at the point of title transfer)	Not a mandatory flowdown so be sure to agree in writing to title transfer point

52.246-2	Inspection Of Supplies--Fixed Price	AUG 1996	Y	Must have acceptable inspection system. Government can inspect at any time and at any place, including place of manufacture	Written agreement on inspection and quality requirements
52.247-34	F.O.B. Destination	NOV 1991	N	Title and risk pass at destination	Be sure to set appropriate delivery terms with subcontractor as this is not a mandatory flowdown.
52.249-2	Termination For Convenience Of The Government (Fixed-Price)	APR 2012	N	The Government may terminate performance of work under this contract in whole or, from time to time, in part if the Contracting Officer determines that a termination is in the Government's interest.	One of most important FAR clauses. Very important to flow down this clause or its equivalent. Subcontractor may state that this clause can only be imposed by Prime to the extent Government has imposed on Buyer. This is NOT a mandatory flowdown.
52.249-8	Default (Fixed-Price Supply & Service)	APR 1984	N	The Government may terminate the contract if the Contractor fails to -- (i) Deliver the supplies or to perform the services within the time specified; (ii) Make progress, so as to endanger performance of this contract; or (iii) Perform any of the other provisions of this contract. Have ten (10) days to cure such failure.	One of most important FAR clauses. Very important to flow down this clause or its equivalent. Subcontractor may state that this clause can only be imposed by Prime to the extent Government has imposed on Buyer. This is NOT a mandatory flowdown.
52.252-2	CLAUSES INCORPORATED BY REFERENCE	FEB 1998	Y	FAR citations are given instead of the full clauses.	No issues
252.203-7000	Requirements Relating to Compensation of Former DoD Officials	SEP 2011	N	Restrictions on former DoD employees	No issues
252.203-7001	Prohibition On Persons Convicted of Fraud or Other Defense-Contract-Related Felonies	DEC 2008	Y	Restrictions on using persons convicted of certain crimes	No issues
252.203-7002	Requirement to Inform Employees of Whistleblower Rights	SEP 2013	Y	Cannot punish or limit internal opportunities because an employee raises concerns about the performance of work under the subcontract.	Subcontractor must inform employees that they have a right to directly inform the US government of any aspect of performance that fails to meet subcontract requirements and is not adequately addressed by the employer.

252.203-7003	Agency Office of the Inspector General	DEC 2012	Y	Contact information for Inspector General	No issues
252.204-7000	Disclosure Of Information	OCT 2016	Y	Do not release any information regarding the subcontract outside your organization	No public release of any information from the subcontract.
252.204-7002	Payment For Subline Items Not Separately Priced	DEC 1991	N	"NSP" (Not Separately Priced) items cannot be billed	No issues
252.204-7003	Control Of Government Personnel Work Product	APR 1992	Y	Cannot utilize government employees to protect work product	No issues
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting	OCT 2016	Y	Protection of data under the subcontract. Essentially falls between ITAR and Classified.	Complex and onerous. Mandatory for subcontractors. Difficult to manage and administer. Need to work closely with Subcontractor on how the requirements will be handled. Can provide more information on the subject.
252.205-7000	Provision Of Information To Cooperative Agreement Holders	DEC 1991	N	Applies to cooperative agreements	Not applicable
252.209-7004	Subcontracting With Firms That Are Owned or Controlled By The Government of a Country that is a State Sponsor of Terrorism	OCT 2015	N	Restricted countries	Part of Technology Control Plan
252.211-7003	Item Unique Identification and Valuation	MAR 2016	Y	Part marking requirements	Important to work out details of serialization if needed from Subcontractor.
252.211-7006	Passive Radio Frequency Identification	MAR 2018	N	Requirement to affix passive RFID tags to individual parts	Ensure this is not a Prime Contract requirement as this is NOT a mandatory flowdown.
252.211-7007	Reporting of Government-Furnished Property	AUG 2012	N	Reporting requirements for use of government-furnished property	Not applicable
252.216-7006	ORDERING	MAY 2011	N	A blanket order will be established and task orders issued for deliveries. The blanket order has precedence over task order terms.	Ensure blanket order delivery requirements are clearly enumerated if you decide to flowdown.
252.223-7004	Drug Free Work Force	SEP 1988	N	Establishing a drug-free workplace	Not a mandatory flowdown but prudent to include in subcontracts.
252.225-7001	BUY AMERICAN AND BALANCE OF PAYMENTS PROGRAM--BASIC	DEC 2017	Y	Requirement to purchase items from US manufacturers.	Waived for "qualifying" countries
252.225-7002	Qualifying Country Sources As Subcontractors	DEC 2017	Y	Restrictions on non-US subcontractors.	Waived for "qualifying" countries

252.225-7012	Preference For Certain Domestic Commodities	DEC 2017	Y	Primarily items subject to the Barry Amendment.	Waived for "qualifying" countries
252.225-7048	Export-Controlled Items	JUN 2013	Y	Must comply with all ITAR and EAR requirements	Comply with Technology Control Plan
252.226-7001	Utilization of Indian Organizations and Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns	SEP 2004	N	Use of Native American and Hawaiian businesses	Only implemented if subcontracting possibilities exist for Indian organizations or Indian-owned economic enterprises; and funds are available for any increased costs. Unlikely to be an issue
252.227-7013	RIGHTS IN TECHNICAL DATA--NONCOMMERCIAL ITEMS	FEB 2014	Y	The government is granted rights in technology developed exclusively or partially with government funding	Must state in any quote/proposal that all technology was developed at the exclusive private expense of the Seller and no rights in technical data are granted. Have provided form that explicitly details this exclusion.
252.227-7015	Technical data-Commercial items	OCT 2012	Y	Government rights to use technical data for their purposes	The government "cannot use the technical data to manufacture additional quantities of the commercial items." However, work with Subcontractor to state development at exclusive private expense as noted above.
252.227-7025	Limitations on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends	MAY 2013	N	Restrictions on usage of any restricted information provided by the government	Not an issue
252.227-7026	Deferred Delivery Of Technical Data Or Computer Software	APR 1988	N	Later delivery of technical data	Not an issue as long as "development at exclusive private expense" is asserted.
252.231-7000	Supplemental Cost Principles	DEC 1991	Y	DFARS cost principles have the same validity as FAR cost principles.	Not an issue
252.232-7003	ELECTRONIC SUBMISSION OF PAYMENT REQUESTS AND RECEIVING REPORTS	JUNE 2012	N	Submit payment requests and receiving reports in Wide Area Work Force (WAWF) system	Not applicable
252.232-7006	WIDE AREA WORKFLOW PAYMENT INSTRUCTIONS	DEC 2018	N	WAWF instructions	Not applicable
252.232-7010	Levies on Contract Payments	DEC 2006	N	US Internal Revenue Service (IRS) can levy up to 100% of	Not an issue

				contract payments for any US tax debt	
252.243-7001	Pricing Of Contract Modifications	DEC 1991	Y	Amount requested must accurately reflect the costs to perform the work.	Not an issue
252.244-7000	Subcontracts for Commercial Items	JUN 2013	Y	DFARS clauses are not required to be flowed down to any subcontract for commercial items.	Not applicable if Subcontractor is not supplying a commercial item as defined in FAR/DFARS
252.245-7002	Reporting Loss of Government Property	DEC 2017	N	Report any lost, damaged or stolen government property	Not applicable
252.245-7003	Contractor Property Management System Administration	APR 2012	N	Management of government-furnished property	Not applicable
252.245-7004	Reporting, Reutilization, and Disposal	DEC 2017	Y	Disposition of government-furnished property	Not applicable
252.246-7000	Material Inspection And Receiving Report	MAR 2008	N	Clause no longer exists as of June 2018. Electronic submission now applies under DFARS 252.232-7003.	Not applicable
252.246-7003	Notification of Potential Safety Issues	JUN 2013	Y	Provide notice regarding any non-conformances or deficiencies that may result in a safety impact for systems, or subsystems, assemblies, subassemblies, or parts integral to a system, acquired by or serviced for the Government under this contract.	Important to note any issues of which you may be aware that could lead to a diminution of safety or protection. There is a "government contractor defense" that indemnifies you as long as you identify any issues. Can provide more information on this if needed.
252.247-7023	Transportation of Supplies by Sea	APR 2014	Y	Subcontractor must use US-flag vessels to transport items by sea unless certain requirements are met.	Likely not needed