

Common Terms and Conditions Guide
Section 5 – Government Contract Requirements

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NAS8-01107

Application: The following contract clauses are incorporated by reference from the Federal Acquisition Regulations and Supplements, and apply to the extent indicated. In these clauses, "Contractor" means Seller, "Subcontractor" means Seller's subcontractors, "Contract" means this purchase contract and "Contracting Officer" means Buyer

FAR Clauses

- 52.203-10 Price or Fee Adjustment for Illegal or Improper Activity (JAN 97)
- 52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (Apr 1991)
- 52.203-12 Limitation on Payments to Influence Certain Federal Transactions (JUN 97).
- 52.203-6 Restrictions on Subcontractor Sales to the Government (OCT95)
- 52.203-7 Anti-Kickback Procedures (JUL 95)
- 52.203-8 Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity (JAN 97).
- 52.211-15 Defense Priority and Allocation Requirements (SEP 90). The DPAS rating is DOC9
- 52.211-5 Material Requirements (OCT 97).
- 52.215-10 Price Reduction For Defective Cost Or Pricing Data (OCT 97). Applies when seller is required to submit cost or pricing data .52.215-11 applies to changes to this purchase contract when Seller is required to submit cost or pricing data.
- 52.215-12 Subcontractor Cost Or Pricing Data (OCT 97).this only applies to non-competed orders for other than catalog items exceeding \$550,000 in value.
- 52.215-13 Cost or Pricing Data-Modifications (Oct 97) this only applies to orders for non-catalog items over \$550,000.
- 52.215-14 Integrity of Unit Prices (OCT 97) (excluding subparagraph (b)).
- 52.215-15 Pension Adjustment and Asset Revision (Dec 99)
- 52.215-19 Notification of Ownership Changes (OCT 97)
- 52.215-2 Audit and Records-Negotiation (OCT99)
- 52.216-7 Allowable Cost and Payment (MAR 2000). Applies only to cost type purchase contracts.
- 52.219-8 Utilization of Small Business Concerns (OCT 1999)
- 52.219-9 Small Business Subcontracting Plan (OCT 2000)---Alternate II (Oct 2000)
- 52.222-1 Notice to the Government of Labor Disputes (FEB 97).
- 52.222-26 Equal Opportunity (FEB 99) [subparagraphs (b)(1) through (11)]
- 52.222-35 Affirmative Action for Disabled Veterans and Veterans of the Vietnam Era. (APR 98).
- 52.222-36 Affirmative Action for Workers with Disabilities (JUN 98).
- 52.222-37 Employment Reports on Disabled Veterans and Veterans of the Vietnam Era (JAN 99) This clause applies only if this contract is for \$10,000 or more.
- 52.223-14 Toxic Chemical Release Reporting (OCT 1996 [excluding paragraph (e)]. This clause applies only if this contract was competitively awarded,

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- exceeds \$100,000 (including all options), is not for commercial items as defined in FAR Part 12 and Seller has a SIC.
- 52.227-1 Authorization and Consent (JUL 95) -- Alternate I (APR 84)
 - 52.227-11 Patent Rights - Retention by Contractor (Short Form) (JUN 97)--as modified by NASA FAR Supplement 1852.227-11
 - 52.227-14 Rights in Data – General (JUN 87)--As Modified by NASA FAR Supplement 1852.227-14
 - 52.227-16 Additional Data Requirements (Jun 87)
 - 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement (AUG 96).
 - 52.242-15 Stop Work Order (AUG 89) -- Alternate I (APR 84).
 - 52.244-5 Competition in Subcontracting (DEC 96)
 - 52.245-18 Special Test Equipment (FEB 93).
 - 52.245-5 Government Property (Cost Reimbursement, Time-and Material, or Labor Hour Contracts) (JAN 86). Applies if this purchase contract is cost reimbursement, time-and-material, or labor hour. FAR 52.245-2 applies if this purchase contract is fixed price.

NASA FAR Supplement Clauses

- 18-52.208-81 Restrictions on Printing and Duplicating (AUG 93)
- 18-52.211-70 Packaging, Handling, and Transportation (Jun 2002) – applies if items delivered under this purchase contract will be components of deliverable Class I, II, or III items.
- 18-52.219-74 Use of Rural Area Small Businesses (SEP 90)
- 18-52.219-75 Small Business Subcontracting Reporting (MAY 99).
- 18-52.219-76 NASA 8 Percent Goal (JUL 97).
- 18-52.223-70 Safety and Health (MAY2001).
- 18-52.223-74 Drug- and Alcohol-Free Workforce (MAR 96).
- 18-52.225-70 Export Licenses (Feb 2000)
- 18-52.227-11 Patent Rights-Retention by The Contractor (Short Form) (No Date)
- 18-52.227-70 New Technology (NOV 98). This clause only applies when the 6th character in Buyer's Purchase Contract number is D, I, P or T [example R992BTPR99317911]
- 18-52.227-72 Designation of New Technology Representative and Patent Representative (JUL 97)
- 18-52.242-73 NASA Contractor Financial Management Reporting (JUL 2000).
- 18-52.243-70 Shared Savings (Mar 97)
- 18-52.244-70 Geographic Participation in the Aerospace Program (APR 85).
- 18-52.245-70 Contractor Requests for Government-Owned Equipment (JUL 97).
- 18-52.245-73 Financial Reporting of NASA Property in the Custody of Contractors (SEP 1996).