

Contract Flowdown Clauses

FAR 52.202-1 Definitions (JAN 2012)

FAR 52.203-3 Gratuities (APR 1984)

FAR 52.203-5 Covenant Against Contingent Fees (APR 1984)

FAR 52.203-6 Restrictions on Subcontractor Sales to the Government (SEP 2006) Applicable to all subcontracts that exceed the simplified acquisition threshold (except contracts for commercial items).

FAR 52.203-7 Anti-Kickback Procedures (OCT 2010) Applicable to all subcontracts that exceed \$150,000 except for subparagraph (c)(1)

FAR 52.203-12 Limitation on Payments to Influence Certain Federal Transactions (OCT 2010) Applicable to all subcontracts exceeding \$150,000.

FAR 52.203-13 Contractor Code of Business Ethics and Conduct (APR 2010) Applicable to subcontracts that have a value in excess of \$5,000,000 and a performance period of 120 days or more.

FAR 52.204-2 Security Requirements (AUG 1996) (but excluding any sections referencing to the Prime Contract's Changes clause in any subcontracts that involve access to classified information.)

FAR 52.204-9 Personal Identity Verification of Contractor Personnel (JAN 2011)

FAR 52.209-6 Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (DEC 2010) Applies to subcontracts that exceed \$30,000 in value and are not for commercially available off-the-shelf items.

FAR 52.211-5 Material Requirements (AUG 2000)

FAR 52.211-15 Defense Priority and Allocation Requirements (APR 2008)

FAR 52.215-2 Audit and Records—Negotiation (OCT 2010) Applies only to subcontracts that are cost-reimbursement, incentive, time-and-materials, labor-hour, or price-redeterminable type subcontracts; require certified cost or pricing data; or require the subcontractor to furnish cost, funding, or performance reports.

FAR 52.215-14 Integrity of Unit Prices (OCT 2010) This applies less paragraph (b), in all subcontracts for other than: acquisitions at or below the simplified acquisition threshold ; construction or architect-engineer services under FAR Part 36; utility services under FAR Part 41; services where supplies are not required; commercial items; and petroleum products

FAR 52.219-8 Utilization of Small Business Concerns (JAN 2011)

FAR 52.222-21 Prohibition of Segregated facilities (FEB 1999)

FAR 52.222-26 Equal Opportunity (MAR 2007) Applies to every subcontract or purchase order that is not exempted by the rules, regulations, or orders of the Secretary of Labor issued under E.O. 11246, as amended, so that these terms and conditions will be binding on each subcontractor or vendor. this clause applies to subcontracts for commercial items. (FAR 52.212-5(e)(1)(iv) and FAR 52.244-6(c)(1)(iv))

FAR 52.222-35 Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (SEP 2010) Applies to subcontracts of \$100,000 or more unless exempted by rules, regulations, or orders of the Secretary of Labor. Applies to subcontracts for commercial items. (52.212-5(e)(1)(v) and FAR 52.244-6(c)(1)(v))

FAR 52.222-36 Affirmative Action for Workers with Disabilities (OCT 2010) Applies to subcontracts of \$15,000 or more unless exempted by rules, regulations, or orders of the Secretary of Labor. Applies to subcontracts for commercial items. (52.212-5(e)(1)(v) and FAR 52.244-6(c)(1)(v))

FAR 52.222-37 Employment Reports on Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (SEP 2010) applies to subcontracts over \$100,000 unless exempted by the Secretary of Labor.

FAR 52.222-40 Notification of Employee Rights Under the National Labor Relations Act (DEC 2010) Applies to subcontracts that exceed \$10,000 that will be performed in the United States unless exempted by the Secretary of Labor.

FAR 52.222-50 Combating Trafficking in Persons (FEB 2009)

FAR 52.222-54 Employment Eligibility Verification (JUL 2012) Applies to subcontracts that having a value of more than \$3,000; includes work performed in the United States; and is for construction, or commercial or noncommercial services. Does not apply to commercial services that are part of the purchase of a COTS item (or an item that would be a COTS item, but for minor modifications), performed by the COTS provider, and are normally provided for that COTS item).

FAR 52.223-18 Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011) Applies to all subcontracts that exceed the micro-purchase threshold.

FAR 52.225-13 Restrictions on Certain Foreign Purchases (JUN 2008)

FAR 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement (DEC 2007) Applies to all subcontracts that exceed the simplified acquisition threshold (see FAR 2.101)

FAR 52.227-10 Filing of Patent Applications—Classified Subject Matter (DEC 2007) Applicable to subcontracts that include classified subject matter.

FAR 52.233-3 Protest After Award (AUG 1996)

FAR 52.243-1 Changes—Fixed-Price (AUG 1987)

FAR 52.244-6 Subcontracts for Commercial Items (DEC 2010) applies to subcontracts identified as Commercial Items

FAR 52.245-1 Government Property (APR 2012) Applies only to subcontracts under which Government property is acquired or furnished for subcontract performance.

FAR 52.247-63 Preference for U.S.-Flag Air Carriers (JUN 2003)

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FAR 52.248-1 Value Engineering.(OCT 2010) Applies to subcontract valued at \$150,000 or more, or when added to a subcontract of a lower value.

FAR 52.249-2 Termination for Convenience of the Government (APR 2012)

FAR 52.252-2 Clauses Incorporated by Reference (FEB 1998)

252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies. (DEC 2008) Applies to all subcontracts that exceed the simplified acquisition threshold (see FAR 2.101) except for commercial items or components

252.204-7000 Disclosure of Information. (Dec 1991) Supplier shall submit requests for authorization to release to the Buyer.

252.204-7008 Export-Controlled Items (APR 2012)

252.211-7000 Acquisition Streamlining (OCT 2010) Applies to all subcontracts exceeding \$1.5 million

252.219-7003 Small Business Subcontracting Plan (DoD Contracts).(JUN 2012)

252.223-7008 Prohibition of Hexavalent Chromium (May 2011)

252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals (JUN 2012)

252.225-7012 Preference for Certain Domestic Commodities (JUN 2012)

252.225-7013 Duty-Free Entry (JAN 2012) Applies to Subcontracts providing qualifying country components; or Nonqualifying country components for which the Contractor estimates that duty will exceed \$200 per unit.

252.225-7016 Restriction on Acquisition of Ball and Roller Bearings (JUN 2011)

252.225-7030 Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate (DEC 2006)

252.225-7033 Waiver of United Kingdom Levies (APR2003) Applies only to subcontracts for supplies where a lower-tier subcontract exceeding \$1 million with a U.K. firm.

252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns (SEP 2004) Applies to all subcontracts exceeding \$500,000.

252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation(FEB 2012) Replace 'Government' with "Buyer" and "Contractor" with "Supplier"

252.227-7015 Technical Data—Commercial Items (DEC 2011)

252.227-7016 Rights in Bid or Proposal Information(JAN 2011) Replace 'Government' with "Buyer" and "Contractor" with "Supplier"

252.227-7019 Validation of Asserted Restrictions--Computer Software (SEP 2011) Applies to subcontractors or suppliers, at any tier, who will be furnishing computer software to the Government in the performance of this contract.

252.227-7037 Validation of Restrictive Markings on Technical Data (JUN 2012) Applies to subcontractors or suppliers at any tier requiring the delivery of technical data.

252.244-7000 Subcontracts for Commercial Items and Commercial Components (DoD Contracts). (JUN 2012) Applies only to items identified as commercial items or commercial components, awarded at any tier under this contract.

252.246-7003 Notification of Potential Safety Issues (JAN 2007) Applies to (a)Parts identified as critical safety items;(b) Systems and subsystems, assemblies, and subassemblies integral to a system; or (c) Repair, maintenance, logistics support, or overhaul services for systems and subsystems, assemblies, subassemblies, and parts integral to a system. For those items, the Buyer shall require the subcontractor to provide the notification required by paragraph (c) of this clause to—(a) The Buyer; and (b) The ACO and the PCO, if the subcontractor is aware of the ACO and the PCO for the contract.

252.247-7023 Transportation of Supplies by Sea (May 2002)

252.203-7004 Display of fraud hotline poster(s) (SEP 2011) Applies to all subcontracts that exceed \$5 million, except when the subcontract (a) Is for the acquisition of a commercial item; or(b) Is performed entirely outside the United States.