

Henry M. Jackson Foundation
General Purchasing Standard Terms and Conditions
Supplement 2 – Department of Defense FAR Supplement (DFARS) Government Contract Provisions

- A. When the materials or products furnished are for use in connection with a U.S. Government Department of Defense contract or subcontract, in addition to the HJF General Purchasing Standard Terms and Conditions and the Supplement 1 FAR provisions, the following provisions shall apply. All applicable clauses shall be flowed down to all lower-tier subcontractors. The effective version of each Department of Defense FAR Supplement (hereinafter “DFARS”) provision shall be the same version as that which appears in HJF’s contract or higher tier subcontract under which this Purchase Order is a subcontract. In the event of a conflict between these DFARS provisions, or the Supplement 1 FAR provisions, and the General Purchasing Standard Terms and Conditions, the DFARS provisions shall control. For the acquisition of commercial items under purchase orders placed in support of and charged to a DOD contract or subcontract, the only DFARS clauses that are required are those annotated with * . For the definition of a commercial item, see FAR 2.101.
- B. The following clauses set forth in the DFARS in effect as of the date of HJF’s contract or higher tier subcontract are incorporated herein by reference. In all clauses listed herein, the terms “Government,” “Contracting Officer” and “Contractor” shall be deemed revised to suitably identify the contracting parties herein and effect the proper intent of the provision except where further clarified or modified below. “Subcontractor,” however, shall mean “Seller’s Subcontractor” under the Purchase Order. The Seller, by signing its offer, hereby certifies compliance with the following clauses and is, therefore eligible for award.

A. Applicable to All Purchase Orders:	DFARS
1. Disclosure of Information	252.204-7000
2. Intent to Furnish Precious Metals as Government-Furnished Material	252.208-7000
3. Contract Terms & Conditions (Implementation of Executive Orders)	252.212-7001 *
4. Item Identification & Valuation	252.211-7003
5. Pricing of Adjustments	252.215-7000
6. Excessive Pass-Through Charges	252.215-7004
7. Restrictions on Employment of Personnel	252.222-7000
8. Hazard Warning Labels	252.223-7001
9. Safety Precautions for Ammunition and Explosives	252.223-7002
10. Change in Place of Performance	252.223-7003
11. Prohibition on Storage and Disposal of Toxic and Hazardous Materials (Alternate)	252.223-7006
12. Safeguarding Sensitive Conventional Arms, Ammunition and Explosives	252.223-7007
13. Buy American Act – Balance of Payments Certificate	252.225-7000

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14. Buy America Act and Balance of Payments Program	252.225-7001
15. Qualifying Country Sources as Subcontractors	252.225-7002
16. Quarterly Reporting of Actual Contract Performance Outside the United States	252.225-7006
17. Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies	252.225-7007
18. Restriction on Acquisition of Super Computers	252.225-7011
19. Preference for Certain Domestic Commodities	252.225-7012
20. Duty-Free Entry	252.225-7013
21. Preference for Domestic Specialty Metals (Alt 1)	252.225-7014*
22. Restriction on Acquisition of Hand or Measuring Tools	252.225-7015
23. Restriction of Acquisition of Ball and Roller Bearings	252.225-7016
24. Restriction on Acquisition of Foreign Anchor and Mooring Chain	252.225-7019
25. Trade Agreements Certificate	252.225-7020
26. Trade Agreements	252.225-7021
27. Restriction on Acquisition of Forgings	252.225-7025
28. Restriction on Contingent Fees for Foreign Military Sales	252.225-7027
29. Exclusionary Policies and Practices of Foreign Governments	252.225-7028
30. Restriction of Acquisition of Carbon, Alloy and Armor Steel Plate	252.225-7030
31. Secondary Arab Boycott of Israel	252.225-7031
32. Buy American Act – Free Trade Agreements- Balance of Payments Program	252.225-7036
33. Restriction on Acquisition of Air Circuit Breakers	252.225-7038
34. Anti-terrorism Protection for Defense Contractors Outside the United States	252.225-7043
35. Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns	252.226-7001
36. Rights in Technical Data – Noncommercial items	252.227-7013
37. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation	252.227-7014
38. Technical Data – Commercial Items	252.227-7015
39. Rights in Bid or Proposal Information (No substitutions for “Government” or “Contracting Officer” are made)	252.227-7016
40. Identification and Assertion of Use, Release or Disclosure Restrictions	252.227-7017
41. Validation of Asserted Restrictions – Computer Software	252.227-7019
42. Rights in Special Works	252.227-7020
43. Rights in Data – Existing Works	252.227-7021

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44. Limitation on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends (No substitution is made for "Government")	252.227-7025
45. Deferred Delivery of Technical Data or Computer Software	252.227-7026
46. Deferred Ordering of Technical Data or Computer Software	252.227-7027
47. Technical Data or Computer Software Previously Delivered to the Government	252.227-7028
48. Technical Data – Withholding of Payment	252.227-7030
49. Rights In Shop Drawings	252.227-7033
50. Validation of Restrictive Markings on Technical Data	252.227-7037
51. Patent Rights Ownership by Contractor	252.227-7038
52. Patents – Reporting of Subject Inventions	252.227-7039
53. Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles	252.228-7005
54. Status of Contractor as Direct Contractor (Spain)	252.229-7004
55. Reporting of Foreign Taxes – US Assistance	252.229-7011
56. Supplemental Cost Principles	252.231-7000
57. Frequency Authorization	252.235-7003
58. Modification Proposals – Price Breakdown	252.236-7000
59. Requirement for Competition Opportunity for American Steel Producers, Fabricators and Manufacturers	252.236-7013
60. Training for Contractor Personnel Interacting with Detainees	252.237-7019*
61. Protection Against Compromising Emanations	252.239-7000
62. Telecommunications Security Equipment, Devices, Techniques and Services	252.239-7016
63. Earned Value Management System (Applicable only when specifically stated on the Purchase Order)	252.242-7002
64. Cost Schedule Status Report (Applicable only when specifically stated on the Purchase Order)	252.242-7005
65. Pricing of Contract Modifications	252.243-7001
66. Subcontracts for Commercial Items and Commercial Components	252.244-7000
67. Reports of Government Property	252.245-7001
68. Warranty of Data	252.246-7001
69. Notification of Potential Safety Issues	252.246-7003
70. Representation of Extent of Transportation by Sea	252.247-7022
71. Notification of Transportation of Supplies by Sea	252.247-7024*

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B. Orders Over \$100,000 Shall Also Include the Following:

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| 72. Prohibition on Persons Convicted of Fraud or Other Defense Contract Related Felonies | 252.203-7001 |
| 73. Transportation of Supplies by Sea | 252.247-7023 * |
| 74. Notification of Anticipated Contract Terminations or Reductions | 252.249-7002 |

C. Orders Over \$550,000 Shall Also Include the Following:

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| 75. Small, Business Subcontracting Plan (DOD Contracts) | 252.219-7003 |
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D. Orders Over \$650,000 Shall Also Include the Following:

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| 76. Reporting of Contract Performance Outside the United States and Canada – Submission after Award (first tier subcontractors only) | 252.225-7004 |
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E. Orders Over \$1,000,000 Shall Also Include the Following:

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| 77. Acquisition Streamlining | 252.211-7000 |
| 78. Waiver of United Kingdom Levies | 252.225-7033 |

F. Orders Performed Outside the United States

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| 79. Combating Trafficking in Persons | 252.222.7006 |
| 80. Contractor Personnel Authorized to Accompany U.S. Forces Deployed Outside the United States | 252.225-7040 |

G. Orders Involving Export Controlled Items

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| 81. Requirements for Contracts Involving Export Controlled Items | 252.204-7008* |
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H. Orders Over \$5,000,000 Shall Also Include the Following:

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| 82. Display of Fraud Hotline Poster(s) | 252.203.7004 |
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