



# US SMaP FAR/DFARS FLOW DOWNS

When materials, and products (“goods”) or services, are for use in connection with a U.S. Government prime contract or higher-tier subcontract, the following clauses and provisions are incorporated herein by reference, as required by the prime contract (refer to Solicitation/Award located on <https://sam.gov>) or by operation of law or regulation.

The effective version of each FAR provision shall be the version in effect as of the date the Order is issued unless a different version appears in the Prime Contract, or higher-tier subcontract under which this Order is issued, in which case the version in such Prime Contract or subcontract applies.

Seller shall flow down to its lower-tier subcontractors all applicable USG Clauses and any other requirements of the Order so to enable and ensure that Buyer and Seller comply with all applicable requirements of the Government Contract.

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. However, the words “Government” and “Contracting Officer” do not change: (1) when a right, act, authorization or obligation can be granted or performed only by the Government or the prime contract Contracting Officer or duly authorized representative, such as in FAR 52.227-1, FAR 52.227-2, DFARS 252.227-7013 and DFARS 252.227-7014 and (2) when title to property is to be transferred directly to the Government. “Subcontractor” shall mean “Seller” under this Order.

If any of the following clauses do not apply to this Order, such clauses shall have no effect on the Seller. Seller’s acknowledgment, acceptance of payment, or commencement of performance shall constitute Seller’s unqualified acceptance of these clauses.

The full text of these clauses may be viewed at <https://www.acquisition.gov/browse/index/far> (FAR Clauses - 52...) or <https://www.acquisition.gov/dfars> (DFARS Clauses - 252...).

CLAUSES NOT BASED ON ORDER VALUE	
52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act (ARRA) of 2009 <i>(applies to Orders using ARRA funds)</i>
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
52.204-2	Security Requirements <i>(applies to Orders with classified information)</i>
52.204-6	Unique Entity Identifier <i>(applies to solicitations that do not contain FAR 52.204-7 or meet a condition at 48 CFR 4.605(c)(2))</i>
52.204-7	System for Award Management <i>(applies to all solicitations except where otherwise exempt per 48 CFR 4.1102(a))</i>
52.204-8	Annual Representations and Certifications <i>(applies to all solicitations except for commercial products or services under FAR Part 12)</i>
52.204-9	Personal Identity Verification of Contractor Personnel <i>(applies when Seller’s personnel will routinely have access to a Federally controlled building or information system)</i>
52.204-18	Commercial and Government Entity Code Maintenance <i>(applies to Orders that include FAR 52.204-2)</i>
52.204-19	Incorporation by Reference of Representations and Certifications
52.204-21	Basic Safeguarding of Covered Contractor Information Systems <i>(applies if Seller has Federal contract information residing in, or transiting through, its information system)</i>
52.204-23	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities
52.204-24	Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment

52.204-26	Covered Telecommunications Equipment or Services– Representation
52.207-4	Economic Purchase Quantity – Supplies <i>(applies to fixed price Orders for supplies)</i>
52.211-5	Material Requirements <i>(applies to Orders for supplies that are not commercial products)</i>
52.211-15	Defense Priority and Allocation Requirements <i>(applies if priority rating is noted on Order)</i>
52.212-3	Offeror Representations and Certification – Commercial Items <i>(applies to Orders for commercial products or commercial services) (Alternate 1 applies to Orders for DoD, NASA, or the Coast Guard)</i>
52.212-5	Contract Terms and Conditions Required to Implement Statutes or Executive Orders - Commercial Products and Commercial Services <i>(Alt I applies if examination of records by the Comptroller General has been waived; Alt II applies if funded or partially funded by American Recovery and Reinvestment Act of 2009)</i>
52.215-16	Facilities Capital Cost of Money <i>(applies only if Order is subject to the Cost Principles at FAR 31.2 and Seller’s offer included facilities capital cost of money)</i>
52.215-17	Waiver of Facilities Capital Cost of Money <i>(applies only if Order is subject to the Cost Principles at FAR 31.2 and Seller’s offer did not include facilities capital cost of money)</i>
52.215-20	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data <i>(applies if submission of certified cost or pricing data or data other than certified cost or pricing data may be required) (Alt I, Alt II, Alt III, and/or Alt IV apply if included in prime contract)</i>
52.215-21	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data – Modifications <i>(applies if submission of certified cost or pricing data or data other than certified cost or pricing data may be required for modifications) (Alt I, Alt II, Alt III, and/or Alt IV apply if included in prime contract)</i>
52.216-5	Price Redetermination- Prospective <i>(applies to fixed price Orders when conditions specified in FAR 16.205-2 and 16.205-3(a) through (d) have been met and the clause is included in the prime contract)</i>
52.216-6	Price Redetermination- Retroactive <i>(applies to fixed price Orders when conditions in FAR 16.206-2 and 16.206-3(a) through (d) have been met and the clause is included in the prime contract)</i>
52.216-7	Allowable Cost and Payment <i>(applies if Order is cost-reimbursement or time and materials and not for labor hour contracts)</i>
52.216-8	Fixed Fee <i>(applies to cost-plus-fixed-fee Orders)</i>
52.216-10	Incentive Fee <i>(applies to cost-plus-incentive-fee Orders)</i>
52.216-11	Cost Contract - No Fee <i>(applies to cost-reimbursement Orders with no fee and is not cost-sharing)</i>
52.216-12	Cost Sharing Contract - No Fee <i>(applies to cost sharing Orders)</i>
52.216-16	Incentive Price Revision– Firm Target <i>(applies to fixed-price incentive (firm target) Orders)</i>
52.216-17	Incentive Price Revision– Successive Targets <i>(applies to fixed-price incentive (successive targets) Orders)</i>
52.216-25	Contract Definitization <i>(applies if the Order is for an undefinitized letter contract or “not-to-exceed” or unpriced action, when time is of the essence, and the normal procurement process will not support customer requirements. Use this clause with FAR 52.216-24)</i>
52.222-1	Notice to the Government of Labor Dispute <i>(applies if prime contract involves programs or requirements that have been designated under 48 C.F.R. § 22.101-1(e))</i>
52.222-11	Subcontracts (Labor Standards) <i>(applies to construction Orders within the United States)</i>
52.222-21	Prohibition of Segregated Facilities <i>(applies to all Orders containing FAR 52.222-26, Equal Opportunity)</i>
52.222-22	Previous Contracts and Compliance Reports <i>(applies to Orders containing FAR 52.222-26, Equal Opportunity)</i>
52.222-26	Equal Opportunity <i>(applies unless otherwise exempt (see EO 11246 and 48 CFR 22.807))</i>
52.222-34	Project Labor Agreements <i>(applies to Orders for construction projects)</i>

52.222-41	Service Contract Labor Standards <i>(applies if Order is for services and subject to the Service Contract Labor Standards statute)</i>
52.222-50	Combating Trafficking in Persons <i>(Alt I applies if Order will be performed outside the United States)</i>
52.222-51	Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment Requirements <i>(applies to Orders for exempt services)</i>
52.222-53	Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services Requirements <i>(applies to Orders for exempt services)</i>
52.222-55	Minimum Wages Under Executive Order 13658 <i>(applies if the Order is subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute and is to be performed in whole or in part in the United States)</i>
52.222-62	Paid Sick Leave Under Executive Order 13706 <i>(applies if the Order is subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute and is to be performed in whole or in part in the United States)</i>
52.223-3	Hazardous Material Identification and Material Safety Data <i>(applies if Order requires the delivery of hazardous materials as defined in Federal Standard No. 313 per 48 CFR 23.301)</i>
52.223-5	Pollution Prevention and Right-to-Know Information <i>(applies to Orders performed, in whole or in part, on a Federal facility)</i>
52.223-6	Drug-Free Workplace
52.223-7	Notice of Radioactive Materials <i>(applies to Orders requiring the delivery of radioactive material requiring specific licensing under the regulations issued pursuant to the Atomic Energy Act of 1954, as amended, or other radioactive material not requiring specific licensing in which the specific activity is greater than 0.002 microcuries per gram or the activity per item equals or exceeds 0.01 microcuries; Insert 60 in para. (a))</i>
52.223-11	Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons <i>(does not apply to Orders for supplies delivered, or for services, that will be performed outside the United States and its outlying areas)</i>
52.223-15	Energy Efficiency in Energy-Consuming Products <i>(applies to Orders for energy-consuming products listed in the ENERGY STAR® Program or FEMP)</i>
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving
52.224-2	Privacy Act <i>(applies to Orders involving the design, development or operations of a system of records on individuals subject to the Privacy Act of 1974)</i>
52.224-3	Privacy Training <i>(applies to Orders where Seller employees will have access to a system of records, handle personally identifiable information, or design, develop, maintain or operate a system of records on individuals)</i>
52.225-1	Buy American – Supplies <i>(does not apply to supplies to be used outside the United States or supplies for which an exception to the Buy American statute applies)</i>
52.225-3	Buy American-Free Trade Agreements-Israeli Trade Act <i>(Alt I applies if Order is \$25,000 - \$49,999.99; Alt II applies if Order is \$50,000 - \$92,318.99; Alt III applies if Order is \$92,319 - \$100,000)</i>
52.225-8	Duty-Free Entry <i>(applies to Orders for the purchase of supplies to be imported into U.S. and subject to duty-free entry or for other foreign supplies in excess of \$15,000 to be imported into the U.S.)</i>
52.225-13	Restrictions on Certain Foreign Purchases
52.225-21	Required Use of American Iron, Steel, and Manufactured Goods - Buy American Act - Construction Materials <i>(Applicable to construction Orders if funded or partially funded by American Recovery and Reinvestment Act of 2009)</i>
52.225-23	Required Use of American Iron, Steel, and Manufactured Goods - Buy American Act - Construction Materials Under Trade Agreements <i>(Applicable to construction Orders if funded or partially funded by American Recovery and Reinvestment Act of 2009)</i>
52.225-26	Contractors Performing Private Security Functions Outside the United States <i>(applies to Orders performed outside the U.S. in areas of combat operations or other significant military operations)</i>

52.227-3	Patent Indemnity <i>(applies if the order involves commercial products or services)</i>
52.227-9	Refund of Royalties <i>(applies if the amount of royalties reported during negotiation of the Order exceeds \$250)</i>
52.227-10	Filing of Patent Applications-Classified Subject Matter <i>(applies to Orders that cover or are likely to cover classified subject matter)</i>
52.227-11	Patent Rights – Ownership by the Contractor <i>(applies to Orders for experimental, design, or research work)</i>
52.227-13	Patent Rights – Ownership by the Government <i>(applies to Orders for experimental, design, or research work)</i>
52.227-14	Rights in Data – General <i>(applies to the Order if data will be produced, furnished, or acquired)</i>
52.227-16	Additional Data Requirements <i>(applies if the Order involves experimental, developmental, research, or demonstration work)</i>
52.227-19	Commercial Computer Software License <i>(applies if listed in the prime contract) (applies to the acquisition of commercial computer software)</i>
52.228-3	Workers’ Compensation Insurance (Defense Base Act) <i>(applies if the Order is subject to the Defense Base Act and is 1)a public-work contract performed outside the United States or approved or 2)financed under the Foreign Assistance Act of1961)</i>
52.228-4	Workers’ Compensation and War Hazard Insurance Overseas <i>(applies if the Order is for a public-work contract performed outside the United States and the Secretary of Labor waives the applicability of the Defense Base Act)</i>
52.229-10	State of New Mexico Gross Receipts and Compensating Tax <i>(applies to cost-reimbursement Orders requiring acquisition of tangible personal property as a direct cost where title to such property passes directly to and vests in the United States upon delivery and the Order is for services to be performed in whole or in part within the State of New Mexico)</i>
52.230-4	Disclosure and Consistency of Cost Accounting Practices—Foreign Concerns <i>(applies in lieu of FAR 52.230-2 and FAR 52.230-3 if the Order is a negotiated subcontract with a foreign concern unless the Order is otherwise exempt from CAS)</i>
52.232-7	Payments under Time-and-Materials and Labor-Hour Contracts <i>(applies to time-and-material Orders only)</i>
52.232-20	Limitation of Cost <i>(applies to fully funded cost-reimbursement Orders only)</i>
52.232-22	Limitation of Funds <i>(applies to incrementally funded cost-reimbursement Orders only)</i>
52.232-27	Prompt Payment for Construction Contracts <i>(applies to Orders for construction projects)</i>
52.232-40	Providing Accelerated Payments to Small Business Subcontractors
52.234-1	Industrial Resources Developed Under Defense Production Act Title III <i>(applies to Orders for major systems and items of supply)</i>
52.234-4	Earned Value Management System <i>(applies to Orders that require use of an Earned Value Management System)</i>
52.237-2	Protection of Government Buildings, Equipment and Vegetation <i>(applies if services will be performed on Government installations)</i>
52.239-1	Privacy or Security Safeguards <i>(applies to Orders for information technology that require security of information technology, or is for the design, development, or operation of a system of records using commercial information technology services or support services)</i>
52.242-15	Stop-Work Order <i>(applies to orders for supplies, services, or research and development; Alt I applies to cost-reimbursement Orders)</i>
52.243-2	Changes – Cost-Reimbursement <i>(applies to cost reimbursement Orders)</i>
52.243-3	Changes – Time and Material or Labor-Hours <i>(applies to time and material or labor hour Orders)</i>
52.243-6	Change Order Accounting <i>(applies if the Order involves supply and research and development work of significant technical complexity and numerous changes are anticipated)</i>

52.244-6	Subcontracts for Commercial Items
52.245-1	Government Property <i>(applies if Government property is furnished in the performance of the Order; Alt I and II apply if included prime contract)</i>
52.245-2	Government Property Installation Operation Services <i>(applies if Government property is furnished in the performance of the Order and used for initial provisioning only)</i>
52.245-9	Use and Charges <i>(applies if Government property is furnished in the performance of the Order)</i>
52.246-1	Contractor Inspection Requirements
52.246-3	Inspection of Supplies - Cost-Reimbursement <i>(applies if the Order is for a cost-reimbursement contract)</i>
52.246-5	Inspection of Services - Cost Reimbursement <i>(applies if the Order is for a cost-reimbursement contract)</i>
52.246-6	Inspection of Time and Material and Labor Hour <i>(applies to time and material or labor hour Orders; Alt I applies if in prime contract)</i>
52.246-26	Reporting Nonconforming Items <i>(applies to Orders subject to higher-level quality standards if in prime contract)</i>
52.247-63	Preference for U.S.-Flag Air Carriers <i>(applies to Orders involving international air transportation)</i>
52.247-64	Preference for Privately Owned U.S. Flag Commercial Vessels <i>(applies to Orders involving ocean transportation of supplies subject to the Cargo Preference Act of 1954)</i>
52.247-67	Submission of Transportation Documents for Audit <i>(applies to cost-reimbursement Orders when Ultra is the prime contractor and transportation will be reimbursed as a direct charge to the Order)</i>
52.249-6	Termination (Cost Reimbursement) <i>(applies to cost-reimbursement Orders)</i>
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$10,000 (Micro-Purchase Threshold)</b>	
52.222-3	Convict Labor <i>(applies if Order will be performed in the United States, Puerto Rico, the Northern Mariana Islands, American Samoa, Guam, or the U.S. Virgin Islands)</i>
52.222-18	Certification Regarding Knowledge of Child Labor for Listed End Products <i>(applies to Orders for items listed on the Listed of Products Requiring Contractor Certification as to Forced or Indentured Child Labor)</i>
52.222-19	Child Labor – Cooperation with Authorities and Remedies
52.222-27	Affirmative Action Compliance Requirements for Construction <i>(applies construction Orders)</i>
52.222-40	Notification of Employee Rights Under the National Labor Relations Act <i>(applies to Orders performed wholly or partially in the U.S. unless exempt by EO 13496)</i>
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$15,000</b>	
52.222-20	Contracts for Materials, Supplies, Articles, and Equipment
52.222-36	Equal Opportunity for Workers with Disabilities
52.222-54	Employment Eligibility Verification
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$30,000</b>	
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards <i>(applies to Order only if Ultra is the prime contractor)</i>
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$35,000</b>	
52.209-6	Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$150,000</b>	
52.203-7	Anti-Kickback Procedures <i>(does not apply to Orders for commercial products and services)</i>
52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions

52.203-12	Limitation on Payments to Influence Certain Federal Transactions
52.203-16	Preventing Personal Conflicts of Interest ( <i>applies to Orders where Seller's employees will perform acquisition functions closely associated with inherently governmental functions for, or on behalf of, a federal agency or department</i> )
52.203-17	Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights
52.209-5	Certification Regarding Responsibility Matters
52.222-4	Contract Work Hours and Safety Standards – Overtime Compensation ( <i>applies to Orders substantially employing laborers or mechanics and not for commercial products/services, transportation/transmission of intelligence, performed outside the US or otherwise exempt under Labor regulations</i> )
52.222-22	Previous Contracts and Compliance Reports
52.222-35	Equal Opportunity for Veterans
52.222-37	Employment Reports on Veterans
52.223-9	Estimate of Percentage of Recovered Material Content for EPS-Designated Items ( <i>applies to Orders exceeding \$150,000 that are for, or specify the use of, EPA-designated items containing recovered materials</i> )
52.248-1	Value Engineering ( <i>Alt I, II, and/or III apply if in prime contract</i> )
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$183,000</b>	
52.225-5	Trade Agreements ( <i>applies if Order is covered by the WTO GPA and Buy American statute is not applicable</i> )
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$250,000 (Simplified Acquisition Threshold (SAT))</b>	
52.202-1	Definitions ( <i>applies if over simplified acquisition threshold</i> )
52.203-3	Gratuities ( <i>applies if over simplified acquisition threshold</i> )
52.203-5	Covenant Against Contingent Fees ( <i>applies if over simplified acquisition threshold excluding those for commercial products or commercial services</i> )
52.203-6	Restrictions on Subcontractor Sales to the Government ( <i>applies if over simplified acquisition threshold . (Alternate I applies if commercial products or commercial services)</i> )
52.203-8	Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity ( <i>does not apply to Orders for commercial products or services</i> )
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity ( <i>does not apply to Orders for commercial products or services</i> ) ( <i>applies if over simplified acquisition threshold</i> )
52.215-2	Audit and Records – Negotiation ( <i>applies if over simplified acquisition threshold</i> )
52.215-14	Integrity of Unit Prices ( <i>does not apply to Orders for commercial products or services</i> ) ( <i>applies if over simplified acquisition threshold</i> )
52.219-8	Utilization of Small Business Concerns ( <i>applies to Orders over the simplified acquisition threshold unless personal services or performed entirely outside the U.S.</i> )
52.222-38	Compliance With Veterans' Employment Reporting Requirements ( <i>does not apply to Orders for commercial items</i> )
52.222-43	Fair Labor Standards Act and Service Contract Labor Standards – Price Adjustment (Multiple Year and Option Contracts) ( <i>applies to fixed price, time and material or labor hour service Orders containing FAR 52.222-41 and is a multiple year Order or Order with options to renew</i> )
52.222-44	Fair Labor Standards Act and Service Contract Labor Standards-Price Adjustments ( <i>applies to fixed price, time and material, or labor hour service Orders containing FAR 52.222- 41 and is not a multiple year Order or Order with options to renew</i> )
52.227-1	Authorization and Consent ( <i>applies only if included in prime contract</i> )

52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement ( <i>applies if over simplified acquisition threshold</i> )
52.228-5	Insurance-Work on a Government Installation ( <i>applies to fixed price Orders over the simplified acquisition threshold if the Order will require work on a domestic Government installation</i> )
52.229-3	Federal, State and Local Taxes ( <i>applies to fixed-price Orders performed wholly or partly in the United States or its outlying areas</i> )
52.229-6	Taxes - Foreign Fixed-Price Contracts ( <i>applies to fixed-price Orders performed wholly or partly in a foreign country</i> )
52.232-17	Interest ( <i>applies to Orders over the simplified acquisition threshold</i> )
52.236-13	Accident Prevention ( <i>applies to fixed-price Orders over the simplified acquisition threshold</i> )
52.242-13	Bankruptcy ( <i>applies to Orders over the simplified acquisition threshold</i> )
52.244-2	Subcontracts ( <i>applies to Orders over the simplified acquisition threshold or cost-reimbursement Orders</i> )
52.244-5	Competition in Subcontracting ( <i>applies to Orders over the simplified acquisition threshold or cost-reimbursement Orders</i> )
52.246-2	Inspection of Supplies – Fixed-Price ( <i>applies to fixed price Orders expected to exceed the simplified acquisition threshold that involve furnishing of supplies; Alt I and/or II apply if incorporated in prime contract</i> )
52.246-4	Inspection of Services – Fixed-Price ( <i>applies to fixed-price services Orders over the simplified acquisition threshold</i> )
52.246-16	Responsibility for Supplies ( <i>applies to Orders over the simplified acquisition threshold</i> )
52.248-3	Value Engineering-Construction ( <i>applies to Orders over the simplified acquisition threshold; does not apply to incentive-type construction Orders</i> )
52.249-2	Termination for Convenience of the Government ( <i>Fixed-price Orders that exceed the simplified acquisition threshold</i> )
52.249-8	Default (Fixed Price Supply and Service) ( <i>applies to fixed price Orders</i> )
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$500,000</b>	
52.204-14	Service Contract Reporting Requirements ( <i>does not apply to indefinite-delivery Orders or for actions entirely funded by DOD, Orders awarded with generic identifier, or in classified solicitations, contracts, or orders</i> )
52.204-15	Service Contract Reporting Requirements for Indefinite-Delivery Contracts ( <i>applies to indefinite-delivery Orders only; does not apply for actions entirely funded by DOD, Orders awarded with generic identifier, or in classified solicitations, contracts, or orders</i> )
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$750,000</b>	
52.219-9	Small Business Subcontracting Plan ( <i>applies to Orders that include FAR 52.219-8</i> )
52.219-16	Liquidated Damages – Subcontracting Plan ( <i>applies to Orders that included FAR 52.219-9</i> )
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$800,000</b>	
52.242-3	Penalties for Unallowable Costs ( <i>does not apply to fixed price Orders without cost incentives or firm fixed price Orders for commercial items</i> )
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$2,000,000 (CCPD Threshold)</b>	
52.214-26	Audit and Records – Sealed Bidding ( <i>Alt I applies if funded or partially funded by American Recovery and Reinvestment Act of 2009</i> )
52.214-27	Price Reduction for Defective Cost or Pricing Data – Modifications - Sealed Bidding
52.214-28	Subcontractor Cost or Pricing Data - Modifications Sealed Bidding

52.215-10	Price Reduction for Defective Certified Cost or Pricing Data <i>(applies if submission of certified cost or pricing data is required – i.e. over the threshold in FAR 15.403-4 (currently \$2M) and not otherwise exempt)</i>
52.215-11	Price Reduction for Defective Certified Cost or Pricing Data-Modifications <i>(applies if submission of certified cost or pricing data is required for modifications)</i>
52.215-12	Subcontractor Certified Cost or Pricing Data <i>(applies to Orders over the threshold in FAR 15.403-4 and not otherwise exempt)</i>
52.215-13	Subcontractor Certified Cost or Pricing Data-Modifications <i>(applies to Orders over the threshold in 15.403-4 and not otherwise exempt)</i>
52.215-15	Pension Adjustments and Asset Reversions <i>(applies if submission of certified cost or pricing data is required or for preaward/postaward cost determinations subject to FAR Part 31)</i>
52.215-18	Reversion or Adjustment of Plans for Post-retirement Benefits (PRB) Other Than Pensions <i>(applies if submission of certified cost or pricing data is required or for preaward/postaward cost determinations subject to FAR Part 31)</i>
52.215-19	Notification of Ownership Changes <i>(applies if submission of certified cost or pricing data is required or for preaward/postaward cost determinations subject to FAR Part 31.2)</i>
52.215-22	Limitation on Pass-Through Charges – Identification of Subcontract Effort <i>(applies to solicitations containing FAR 52.215-23)</i>
52.215-23	Limitation on Pass-Through Charges <i>(applies to cost-reimbursement Orders exceeding simplified acquisition threshold, or if prime contract is DoD then applies to cost-reimbursement and FFP Orders that exceed the threshold for obtaining certified cost or pricing data (FAR 15.403-4) unless exempt)</i>
<b>COST ACCOUNTING STANDARDS (where applicable as stated in Order unless otherwise exempt)</b>	
52.230-2	Cost Accounting Standards <i>(applies to Orders for negotiated contracts unless the contract is exempt or the contract is subject to modified coverage)</i>
52.230-3	Disclosure and Consistency of Cost Accounting Practices <i>(applies if the Order is for a negotiated contract when the Order is over \$2M but less than \$50M and modified CAS coverage is used)</i>
52.230-4	Disclosure and Consistency of Cost Accounting Practices – Foreign Concerns <i>(applies in lieu of FAR 52.230-2 &amp; 52.230-3 if Order is negotiated subcontract with a foreign concern unless otherwise exempt)</i>
52.230-5	Cost Accounting Standards – Educational Institution <i>(applies if the Order is for a negotiated contract awarded to an educational institution)</i>
52.230-6	Administration of Cost Accounting Standards <i>(applies if the Order includes FAR 52.230-2, FAR 52.230-3, FAR 52.230-4, or FAR 52.230-5)</i>
<b>ADDITIONAL CLAUSES FOR CONTRACTS/ORDERS IN EXCESS OF \$6,000,000</b>	
52.203-13	Contractor Code of Business Ethics and Conduct <i>(applies to Orders over \$6M and a performance period of more than 120 days)</i>
52.203-14	Display of Hotline Poster(s) <i>(does not apply to Orders for commercial products/services or for those performed outside the U.S.)</i>

<b>ADDITIONAL CLAUSES APPLICABLE TO DEPARTMENT OF DEFENSE ORDERS ONLY (DFARS)</b>	
252.203-7000	Representation Relating to Compensation of Former DoD Officials
252.203-7002	Requirement to Inform Employees of Whistleblower Rights



252.204-7000	Disclosure of Information <i>(applies when Seller will have access to or generate unclassified information that may be sensitive and inappropriate for release to the public)</i>
252.204-7003	Control of Government Personnel Work Product
252.204-7009	Limitations on the Use and Disclosure of Third-Party Contractor Reported Cyber Incident Information <i>(applies to Orders for services that include support for the Government's activities related to safeguarding covered defense information or cyber incident reporting)</i>
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting <i>(applies to Orders for operationally critical support or for which performance will involve covered defense information; does not apply to Orders for COTS items)</i>
252.204-7014	Limitations on the Use or Disclosure of Information by Litigation Support Contractors <i>(applies if the Order involves litigation support services)</i>
252.204-7015	Notice of Authorized Disclosure of Information for Litigation Support
252.204-7018	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services
252.204-7019	Notice of NIST SP800-171 DoD Assessment Requirements <i>(does not apply to Orders for COTS items)</i>
252.204-7020	NIST SP 800-171 DoD Assessment Requirements <i>(does not apply to Orders for COTS items)</i>
252.204-7021	Contractor Compliance with the Cybersecurity Maturity Model Certification Level Requirement <i>(Prior to September 30, 2025, this clause is only applicable if the requirement document or statement of work requires Seller to have a specific CMMC level)</i>
252.208-7000	Intent to Furnish Precious Metals as Government-Furnished Material <i>(applies to Orders with items involving precious metals)</i>
252.209-7009	Organizational Conflict of Interest–Major Defense Acquisition Program <i>(applies to Orders for systems engineering and technical assistance for major defense acquisitions programs or pre-major defense acquisition programs)</i>
252.211-7003	Item Unique Identification and Valuation <i>(applies to Orders that require Items to contain unique item identification)</i>
252.211-7007	Reporting of Government- Furnished Property <i>(applies if the Order includes FAR 52.245-1)</i>
252.222-7000	Restrictions on Employment of Personnel <i>(applies to construction and service Orders to be performed in whole or in part within a noncontiguous State)</i>
252.222-7002	Compliance With Local Labor Laws (Overseas) <i>(applies if the Order is for services or construction to be performed outside of the United States and its outlying areas)</i>
252.223-7001	Hazard Warning Labels <i>(applies if the Order involves the submission of hazardous material data sheets)</i>
252.223-7002	Safety Precautions for Ammunition and Explosives <i>(applies if Order involves furnishing of ammunition or explosives, including liquid and solid propellants)</i>
252.223-7003	Change in Place of Performance – Ammunition and Explosives <i>(applies if the Order is subject to mandatory safety requirements regarding arms, ammunition, and explosives)</i>
252.223-7006	Prohibition on Storage, Treatment, and Disposal of Toxic and Hazardous Materials <i>(applies to Orders involving access to a DoD installation)</i>
252.223-7007	Safeguarding Sensitive Conventional Arms, Ammunition and Explosives <i>(applies to Orders for the development, production, manufacture, or purchase of arms, ammunition, and explosives or when arms, ammunition, and explosives will be provided to Seller as Government Furnished Property)</i>
252.223-7008	Prohibition of Hexavalent Chromium <i>(applies to Orders for supplies, maintenance or repair services, or construction materials)</i>
252.225-7001	Buy American Act and Balance of Payments Program <i>(applies in lieu of FAR 52.225-1 if work contains other than domestic components)</i>

252.225-7002	Qualifying Country Sources as Subcontractors <i>(applies if DFARS 252.225-7001, 252.225-7021, or 252.225-7036 apply)</i>
252.225-7007	Prohibition on Acquisition of Certain Items from Communist Chinese Military Companies <i>(applies to Orders for Items covered by the United States Munitions List)</i>
252.225-7010	Commercial Derivative Military Article—Specialty Metals Compliance Certificate <i>(applies to Orders that include DFARS 252.225-7009 and commercial derivative military articles)</i>
252.225-7013	Duty-Free Entry <i>(applies to Orders in lieu of FAR 52.225-8 that enter U.S. Customs)</i>
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings <i>(applies if the Order is for Items containing ball or roller bearings)</i>
252.225-7020	Trade Agreements Certificate—Basic <i>(applies to Orders in lieu of FAR 52.225-6 if prime contract includes DFARS 252.225-7021)</i>
252.225-7021	Trade Agreements <i>(applies to Orders in lieu of FAR 52.225-5 if the World Trade Organization Government Procurement Agreement (WTO GPA) applies)</i>
252.225-7025	Restriction on the Acquisition of Forgings <i>(applies to Orders for forging items or for items that contain forging items)</i>
252.225-7027	Restriction on Contingent Fees for Foreign Military Sales <i>(applies to Orders involving Foreign Military Sales (FMS))</i>
252.225-7028	Exclusionary Policies and Practices of Foreign Governments <i>(applies if the Order is for supplies and services for international military education training and Foreign Military Sales (FMS))</i>
252.225-7030	Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate <i>(applies if the Order is for carbon, alloy or armor steel plate)</i>
252.225-7031	Secondary Arab Boycott of Israel
252.225-7035	Buy American--Free Trade Agreements--Balance of Payments Program Certificate—Basic <i>(applies to Orders in lieu of FAR 52.225-4 if prime contract includes DFARS 252.225-7036)</i>
252.225-7036	Buy American—Free Trade Agreements—Balance of Payments Program <i>(applies to Orders in lieu of FAR 52.225-3; Alt I – V apply to Orders in support of operations in Afghanistan)</i>
252.225-7038	Restriction on Acquisition of Air Circuit Breakers <i>(applies to Orders that require air circuit breakers for naval vessels)</i>
252.225-7039	Defense Contractors Performing Private Security Functions Outside the United States <i>(applies to Orders in lieu of FAR 52.225-26 when private security functions will be performed outside the United States in the areas of contingency operations, combat operations, other significant military operations, peace operations, or other military operations or military exercises when designated by the Combatant Commander)</i>
252.225-7040	Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States <i>(applies to Orders in lieu of FAR 52.225-19 where Seller’s personnel are supporting U.S. Armed Forces deployed outside the United States)</i>
252.225-7043	Antiterrorism/Force Protection Policy for Defense Contractors Outside the United States <i>(applies if the Order requires travel or performance outside of the U.S.)</i>
252.225-7047	Exports By Approved Community Members in Performance of the Contract <i>(applies if Order may require export controlled items involved in the performance and at least one Order line item is intended to satisfy a U.S. DoD Treaty-eligible requirement)</i>
252.225-7048	Export Controlled Items
252.225-7052	Restriction on the Acquisition of Certain Magnets and Tungsten
252.227-7013	Rights in Technical Data—Noncommercial Items <i>(applies in lieu of FAR 52.227-14 when technical data from Seller is supplied)</i>

252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation ( <i>applies to Orders where Seller delivers computer software or computer software documentation; Alt I and/or II apply if included in prime contract</i> )
252.227-7015	Technical Data – Commercial Items ( <i>applies to Orders which include delivery of technical data pertaining to commercial items, components, or processes; does not include commercial computer software</i> )
252.227-7016	Rights in Bid or Proposal Information ( <i>applies to Orders that include DFARS 252.227-7013 or 252.227-7014 or )</i>
252.227-7017	Identification and Assertion of Use, Release, or Disclosure Restrictions ( <i>applies to Orders that include DFARS 252.227-7014</i> )
252.227-7018	Rights in Noncommercial Technical Data and Computer Software–Small Business Innovation Research (SBIR) Program ( <i>applies to SBIR program Orders when technical data or computer software will be generated during performance</i> )
252.227-7019	Validation of Asserted Restrictions – Computer Software ( <i>applies to Orders that include DFARS 252.227-7014</i> )
252.227-7020	Rights in Special Works
252.227-7021	Rights in Data-Existing Works
252.227-7022	Government Rights (Unlimited) ( <i>applies to Orders for architect-engineer services and for construction involving architect engineer services</i> )
252.227-7023	Drawings and Other Data Become Property of Government ( <i>applies to Orders for architect-engineer services and for construction involving architect engineer services</i> )
252.227-7025	Limitation on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends ( <i>applies to Orders when it is anticipated the Government will provide computer software or computer software documentation marked with another contractor’s restrictive legends</i> )
252.227-7026	Deferred Delivery of Technical Data or Computer Software ( <i>applies to the Order if included in prime contract and only to the extent that the Government has identified technical data to be delivered by Seller as “deferred delivery” data</i> )
252.227-7027	Deferred Ordering of Technical Data or Computer Software ( <i>applies to the Order if included in prime contract and only to the extent that the Government has identified technical data to be delivered by Seller as “deferred delivery” data</i> )
252.227-7028	Technical Data or Computer Software Previously Delivered to the Government ( <i>applies to solicitations only if included in prime contract and Seller will deliver computer software or computer software documentation</i> )
252.227-7030	Technical Data–Withholding of Payment ( <i>applies if Order includes DFARS 252.227-7013</i> )
252.227-7032	Rights in Technical Data and Computer Software (Foreign) ( <i>applies when the Government requires the unrestricted right to use, modify, reproduce, perform, display, release or disclose all technical data</i> )
252.227-7033	Rights in Shop Drawings ( <i>applies to Orders for construction projects if included in prime contract</i> )
252.227-7037	Validation of Restrictive Markings on Technical Data ( <i>applies if the Order includes DFARS 252.227-7013, 252.227-7014 or 252.227-7015 when the Seller will be required to deliver technical data</i> )
252.227-7038	Patent Rights – Ownership by the Contractor (Large Business) ( <i>applies in lieu of FAR 52.227-11 if the Order is for experimental, developmental, or research work, unless the work is to be performed by a small business concern or nonprofit organization or a different patent rights clause is required by FAR 27.303; Alt I and II apply if included in prime contract</i> )
252.227-7039	Patents – Reporting of Subject Inventions ( <i>applies if the Order contains FAR 52.227-11</i> )
252.228-7001	Ground and Flight Risk ( <i>applies to Orders for the acquisition, development, production, modification, maintenance, repair, flight, or overhaul of aircraft</i> )
252.228-7005	Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles ( <i>applies to Orders involving the manufacture, modification, overhaul, or repair of aircraft, missiles, and space launch vehicles</i> )

252.229-7011	Reporting of Foreign Taxes-U.S. Assistance Programs ( <i>applies to Orders for commodities that exceed \$500</i> )
252.229-7014	Taxes—Foreign Contracts in Afghanistan (applies if the Order involves performance in Afghanistan, unless DFARS 252.229-7015 is used)
252.229-7015	Taxes—Foreign Contracts in Afghanistan (North Atlantic Treaty Organization Status of Forces Agreement) (applies in lieu of DFARS 252.229-7014 if the Order involves performance in Afghanistan and was awarded on behalf of the North Atlantic Treaty Organization (NATO))
252.231-7000	Supplemental Cost Principles (applies to the Order if the allowability of costs is determined in accordance with FAR Part 31)
252.232-7004	DoD Progress Payment Rates ( <i>applies in lieu of FAR 52.232-16 Alt I if the Seller is a small business concern</i> )
252.232-7017	Accelerating Payments to Small Business Subcontractors - Prohibition on Fees and Consideration ( <i>applies to Orders with small business concerns only if Ultra also receives accelerated payments</i> )
252.235-7003	Frequency Authorization ( <i>applies if the Order requires developing, producing, constructing, testing, or operating a device requiring a frequency authorization; Alt I applies if DD Form 1494 is authorized</i> )
252.235-7010	Acknowledgment of Support and Disclaimer ( <i>applies if the Order is for research and development</i> )
252.236-7000	Modification Proposals – Price Breakdown ( <i>applies to fixed-price Orders for construction contracts</i> )
252.237-7010	Prohibition on Interrogation of Detainees by Contractor Personnel ( <i>applies to Orders for commercial items, that may require Seller's personnel to interact with detainees</i> )
252.237-7023	Continuation of Essential Contractor Services ( <i>applies to Orders for essential contractor services to support mission-essential functions provided to foreign military sales customers</i> )
252.239-7010	Cloud Computing Services ( <i>applies if the Order involves using cloud services</i> )
252.239-7016	Telecommunications Security Equipment, Devices, Techniques, and Services ( <i>applies if the Order requires secure telecommunications</i> )
252.239-7017	Notice of Supply Chain Risk ( <i>applies to Orders for information technology whether acquired as a service or as a supply, that is a covered system, part of a covered system or in support of a covered system</i> )
252.239-7018	Supply Chain Risk ( <i>applies to Orders for information technology whether acquired as a service or as a supply, that is a covered system, part of a covered system or in support of a covered system</i> )
252.243-7001	Pricing of Contract Modifications ( <i>applies to fixed-price Orders</i> )
252.244-7000	Subcontracts for Commercial Items ( <i>applies to Orders for commercial items</i> )
252.244-7001	Contractor Purchasing System Administration-Basic ( <i>applies if Order contains FAR 52.244-2; Alt I applies if DFARS 252.246-7007 is included and FAR 52.244-2 is not included in the prime contract</i> )
252.245-7001	Tagging, Labeling, and Marking of Government-Furnished Property ( <i>applies if the Order includes FAR 52.245-1</i> )
252.245-7002	Reporting Loss of Government Property ( <i>applies if the Order includes FAR 52.245-1</i> )
252.245-7003	Contractor Property Management System Administration ( <i>applies if the Order includes FAR 52.245-1</i> )
252.245-7004	Reporting, Reutilization, and Disposal ( <i>applies if the Order includes FAR 52.245-1</i> )
252.246-7001	Warranty of Data ( <i>applies to Orders containing DFARS 252.227-7013; Alt I applies to fixed-price-incentive Orders; Alt II applies to firm-fixed-price Orders</i> )
252.246-7003	Notification of Potential Safety Issues ( <i>applies to Order for parts identified as critical safety items; systems and subsystems, assemblies, and subassemblies integral to a system; or repair, maintenance, logistics support, or overhaul services for systems and subsystems, assemblies, subassemblies, and parts integral to a system</i> )
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System ( <i>applies if the Order is for electronic parts or assemblies containing electronic parts</i> )

252.246-7008	Sources of Electronic Parts <i>(applies if the Order is for electronic parts or assemblies containing electronic parts, unless Seller is the Original Manufacturer)</i>
252.247-7003	Pass-Through of Motor Carrier Fuel Surcharge Adjustment to the Cost Bearer <i>(applies to Orders if Seller is a motor carrier, broker, or freight forwarder and will provide or arrange truck transportation services that provide for a fuel-related adjustment)</i>
252.247-7023	Transportation of Supplies by Sea <i>(applies in lieu of FAR 52.247-64 to an Order requiring the ocean transportation of supplies if Order is below \$250k)</i>
252.249-7002	Notification of Anticipated Contract Terminations or Reductions <i>(applies if the Order is under a major defense program)</i>
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$150,000</b>	
252.209-7004	Subcontracting with Firms That Are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism
252.225-7012	Preference for Certain Domestic Commodities
252.225-7015	Restriction on Acquisition of Hand or Measuring Tools <i>(applies to Orders for hand or measuring tools)</i>
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$250,000 (Simplified Acquisition Threshold)</b>	
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense Contract-Related Felonies <i>(applies to Orders where Ultra is the prime contractor; not applicable to commercial items or components)</i>
252.225-7008	Restriction on Acquisition of Specialty Metals <i>(applies to Orders for specialty metals to be delivered as end-items to the Government)</i>
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals <i>(applies if Order is for delivery of aircraft, missile or space systems, ships, tank or automotive items, weapon systems, or ammunition and such Items or components contain specialty metals) [Exclude paragraphs (d) and (e)(1)]</i>
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$500,000</b>	
252.226-7001	Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns <i>(applies to Orders for supplies and/or services)</i>
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$750,000</b>	
252.219-7003	Small Business Subcontracting Plan (DoD Contracts) <i>(applies if Order includes FAR 52.219-9; Alt I applies if included in prime contract)</i>
252.219-7004	Small Business Subcontracting Plan (Test Program) <i>(applies to Orders that include FAR 52.219-8 and FAR 2.219-9 &amp; DFARS 252.219-7003-Basic or FAR 52.219-9 Alt III &amp; DFARS 252.219-7003 Alt 1 or DFARS 252.219-7004 to their subcontractors who participate in the Test Program described in DFARS 219.702-70)</i>
252.225-7004	Report of Intended Performance Outside the United States and Canada – Submission after Award <i>(applies to Orders where Ultra is prime and the work could be performed inside the U.S. or Canada unless otherwise exempt per DFARS 225.7202)</i>
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$1,000,000</b>	
252.222-7006	Restricting the Use of Mandatory Arbitration Agreements <i>(applies to Orders funded by the Defense Appropriations Act for FY 2010 or subsequent DoD appropriation acts; not applicable to commercial items incl COTS)</i>
252.225-7033	Waiver of United Kingdom Levies <i>(applies to Orders if Seller is a United Kingdom firm)</i>
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$2,000,000 (Certified Cost or Pricing Data Threshold)</b>	
252.215-7002	Cost Estimating System Requirements <i>(applies to Orders awarded on the basis of certified cost or pricing data)</i>

252.215-7010	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data ( <i>certified Cost or Pricing Data <b>and</b> Data Other than Certified Cost or Pricing Data applies to Orders over the threshold in FAR 15.403-4 and not otherwise exempt; Data Other Than Certified Cost or Pricing Data applies to Orders over the simplified acquisition threshold</i> )
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$6,000,000</b>	
252.203-7003	Agency Office of the Inspector General ( <i>applies to Orders that include FAR 52.203-13</i> )
252.203-7004	Display of Fraud Hotline Posters ( <i>applies to Orders in lieu of FAR 52.203-14; not applicable to commercial items</i> )
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$20,000,000</b>	
252.234-7002	Earned Value Management System - DEV 2015-O0017 ( <i>applies to cost type or incentive Orders requiring compliance with EIA-748 for Earned Value reporting; Govt approved EVMS required for cost type or incentive Orders over \$100M</i> ).
<b>ADDITIONAL CLAUSES FOR DEPARTMENT OF DEFENSE CONTRACTS/ORDERS IN EXCESS OF \$50,000,000</b>	
252.234-7004	Cost and Software Data Reporting System ( <i>applies to the Order for major defense acquisition programs or major automated information system programs</i> )