

US Government Contract Clause Flowdown to Suppliers

This is a commercial item purchase order, which may supply items required under a U.S. Government contract. The following contract clauses are incorporated by reference from the Federal Acquisition Regulation (FAR) and the Department of Defense Federal Acquisition Regulation Supplement (DFARS) and apply to the extent indicated:

FAR Clauses

1. FAR 52.245-1 W/ Alt 1: Government Property
Outlines contractor responsibilities for government-furnished property, including care, maintenance, and record-keeping.
2. FAR 52.230-6: Administration of Cost Accounting Standards
Establishes rules for contractors subject to cost accounting standards (CAS) and outlines compliance requirements.
3. FAR 52.225-5: Trade Agreements
Implements the Trade Agreements Act and specifies which countries are allowed to participate in U.S. government contracts.
4. FAR 52.225-6: Trade Agreements Certificate
Requires contractors to certify compliance with trade agreements when submitting proposals.
5. FAR 52.225-2: Buy American Certificate
Certification by contractors that the products provided are compliant with Buy American Act provisions.
6. FAR 52.223-6: Drug-Free Workplace
Requires contractors to maintain a drug-free workplace and outlines related responsibilities.
7. FAR 52.219-9 A3: Small Business Subcontracting Plan (Alt 3)
Alternate version of the subcontracting plan requirements for small business participation in subcontracts.
8. FAR 52.219-9: Small Business Subcontracting Plan
Requires large contractors to provide a plan for using small businesses in their subcontracts.

9. FAR 52.215-9 or DFARS 252.215-9: Changes or Negotiations Related to Cost or Pricing Data
Details procedures for cost or pricing data submissions and changes during contract negotiations.
10. FAR 52.215-23: Limitations on Pass-Through Charges
Limits the amount contractors can charge for work performed by lower-tier subcontractors to prevent excessive mark-ups.
11. FAR 52.222-26: Equal Opportunity
Mandates compliance with equal employment opportunity requirements and prohibits discrimination.
12. FAR 52.222-35: Equal Opportunity for Veterans
Ensures employment and advancement opportunities for veterans in federal contracts.
13. FAR 52.222-36: Equal Opportunity for Workers with Disabilities
Requires contractors to provide equal employment opportunities for individuals with disabilities.
14. FAR 52.222-37: Employment Reports on Veterans
Requires contractors to report on employment and hiring of veterans.
15. FAR 52.222-50: Combating Trafficking in Persons
Prohibits contractors from engaging in human trafficking and outlines required compliance measures.
16. FAR 52.225-13: Restrictions on Certain Foreign Purchases
Prohibits transactions involving countries and items sanctioned by the U.S. government.
17. FAR 52.244-6: Subcontracts for Commercial Items
Sets terms for subcontracting commercial items and components under government contracts.
18. FAR 52.222-41: Service Contract Labor Standards
Ensures fair wages and working conditions for workers performing service contracts.

For reference, FAR clauses may be found at <https://www.acquisition.gov/browse/index/far>

DFARS Clauses:

19. DFARS 252.244-7001: Contractor Purchasing System Administration
Outlines requirements for contractor purchasing systems to ensure compliance and minimize risks.
20. DFARS 252.242-7005: Contractor Business Systems
Sets requirements for the administration of key contractor business systems, including accounting and property.
21. DFARS 252.225-7001: Buy American and Balance of Payments Program
Outlines the requirements for the purchase of American goods under the Buy American Act in defense contracts.
22. DFARS 252.225-7036: Buy American-Free Trade Agreements-Balance of Payments Program
Outlines the application of Buy American and trade agreement provisions in defense contracts.
23. DFARS 252.225-7021: Trade Agreements
Specifies requirements for contracts under the Trade Agreements Act, allowing for free trade agreements.
24. DFARS 252.225-7020: Trade Agreements Certificate
Certification that offered products are compliant with trade agreement rules.
25. DFARS 252.225-7013: Duty-Free Entry
Allows contractors to import certain items for government use without paying customs duties.
26. DFARS 252.225-7012: Preference for Certain Domestic Commodities
Requires the use of domestically produced goods for specific types of government contracts.
27. DFARS 252.225-7008: Restriction on Acquisition of Specialty Metals
Limits the acquisition of certain specialty metals that do not meet domestic source requirements.
28. DFARS 252.225-7007: Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies
Prohibits contractors from acquiring certain defense items from Chinese military companies.
29. DFARS 252.225-7004: Report of Intended Performance Outside the United States and Canada
Requires reporting if certain contract work will be performed outside of the U.S. or Canada.
30. DFARS 252.225-7000: Buy American—Balance of Payments Program Certificate
Certification for compliance with the Buy American and Balance of Payments Program.

31. DFARS 252.223-7007: Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives
Sets standards for safeguarding conventional arms, ammunition, and explosives.
32. DFARS 252.223-7002: Safety Precautions for Ammunition and Explosives
Specifies safety measures that contractors must follow when handling ammunition and explosives.
33. DFARS 252.219-7003 A1: Small Business Subcontracting Plan (DoD Contracts, Alt 1)
Requires a subcontracting plan promoting small business participation under DoD contracts.
34. DFARS 252.211-7007: Reporting of Government-Furnished Property
Requires contractors to track and report government-furnished property in their possession.
35. DFARS 252.209-7004: Subcontracting with Firms Owned by Terrorist Countries
Prohibits subcontracting with firms owned or controlled by countries considered terrorist states.
36. DFARS 252.204-7021: Cybersecurity Maturity Model Certification (CMMC) Requirements
Sets cybersecurity requirements for contractors based on the CMMC framework.
37. DFARS 252.204-7019: Notice of NIST SP 800-171 DoD Assessment Requirements
Requires contractors to conduct and report NIST 800-171 assessments for cybersecurity compliance.
38. DFARS 252.204-7009: Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information
Protects sensitive cyber incident data reported by contractors.
39. DFARS 252.225-7009: Restriction on Acquisition of Certain Articles Containing Specialty Metals
Restricts the use of foreign-sourced specialty metals in defense contracts.
40. DFARS 252.226-7001: Utilization of Indian Organizations and Native Hawaiian Small Business Concerns
Encourages the use of Native American and Native Hawaiian small business concerns in subcontracts.
41. DFARS 252.246-7007: Contractor Counterfeit Electronic Part Detection and Avoidance System
Requires contractors to implement systems to detect and avoid counterfeit electronic parts.

For reference, DFARS clauses may be found at <https://www.acquisition.gov/dfars>