

**ARL PENN STATE
GENERAL PROVISIONS FOR FIRM FIXED PRICE
COMMERCIAL ITEMS/SERVICES PURCHASE ORDERS**

The following clauses are applicable unless indicated otherwise and are hereby incorporated by reference into this purchase order with the same force and effect as if set forth in full text. Where necessary to make the context of the Federal Acquisition Regulation (FAR) and Department of Defense Federal Acquisition Regulation Supplement (DFARS) clauses set forth in these General Provisions applicable to this purchase order, the term "Contractor" shall mean "Subcontractor," "Seller," or "Vendor"; the term "Contract" shall mean "Subcontract" or "Purchase Order"; the term "Subcontract" shall mean "Lower-Tier Subcontract"; the term "Government" shall mean "Buyer" or "ARL Penn State"; and the term "Contracting Officer" shall mean "ARL Purchasing Agent/Assistant" It is intended that the referenced clauses shall apply to Seller, the legal entity which contracts with ARL Penn State under this purchase order, in such manner as is necessary to reflect the position of Seller as a subcontractor to ARL Penn State, Buyer and legal entity issuing this purchase order, to insure Seller's obligations to ARL Penn State and to the United States Government; and to enable ARL Penn State to meet its obligations under its prime contract or subcontract.

All of the clauses hereby incorporated by reference may be found in the Federal Acquisition Regulation (FAR) and the DOD Federal Acquisition Regulation Supplement (DFARS). FAR site: [FAR | Acquisition.GOV](https://www.far.gov); DFARS site: [DFARS | Acquisition.GOV](https://www.doddfars.gov).

FAR and DFARS Clauses Incorporated by Reference

52.202-1	Definitions (JUN 2020)
52.203-3	Gratuities (APR 1984)
52.203-6/Alt I	Restrictions on Subcontractor Sales to the Government (JUN 2020) and ALT I (OCT 1995)
52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (Sept 2007)
52.203-12	Limitation on Payments to Influence Certain Federal Transactions (JUN 2020)
52.203-13	Contractor Code of Business Ethics and Conduct (JUN 2020)
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (JAN 2017)
52.204-2	Security Requirements (Mar 2021)
52-204-7	System for Award Management (OCT 2018)
52-204-8	Annual Representations and Certifications (Mar 2020)
52.204-9	Personal Identity Verification of Contractor Personnel (Jan 2011)
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards (Jun 2020)
52.204-13	System for Award Management Maintenance (Oct 2018)
52.204-19	Incorporation by Reference of Representations and Certifications (Dec 2014)
52.204-21	Basic Safeguarding of Covered Contractor Information Systems (Jun 2016)
52.204-23	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (Jul 2018)
52.204-24	Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment (Oct 2020)
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment (Aug 2020)

- 52.204-26 Covered Telecommunications Equipment or Services-Representation (Oct 2020)
- 52.209-6 Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Jun 2020)
- 52.212-4 Contract Terms and Conditions - Commercial Items (OCT 2018)
(The following paragraphs/subparagraphs are hereby deleted from this clause: (b) Assignment; (d) Disputes; (g) Invoice; and (i) Payment)
- 52.212-5 Contract Terms and Conditions Required to Implement Statutes or Executive Orders - Commercial Items (JAN 2021) and ALT I (FEB 2000)
(NOTE 1: From Paragraph (b) FAR clauses applicable to this purchase order and incorporated herein are as follows: 52.203-6 and Alternate I; 52.203-13; 52.203-15; 52.203-19; 52.203-23; 52.203-25; 52.204-10; 52.209-6; 52.219-8; 52.219-9; 52.219-16; 52.219-28; 52.222-3; 52.222-19; 52.222-21; 52.222-26; 52.222-35; 52.222-36, 52.222-37; 52.222-40; 52.222-50; 52.223-11; 52.223-12; 52.223-13; 52.223-14; 52.223-15; 52.223-16; 52.223-18; 52.223-20; 52.225-1; 52.225-3; 52.225-5; 52.225-13; and 52.247-64)
NOTE 2: From Paragraph (c) FAR clauses applicable to this purchase order and incorporated herein are as follows if commercial services are involved: 52.222-41; 52.222-42; 52.222-43; 52.222-44; and 52.222-55)
- 52.215-20 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data (OCT 2010)
- 52.215-21 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data-Modifications (Jun 2020)
- 52.219-8 Utilization of Small Business Concerns (OCT 2018)
- 52.222-18 Certification Regarding Knowledge of Child Labor for Listed End Products (Feb 2021)
- 52.222-21 Prohibition of Segregated Facilities (APR 2015)
- 52.222-22 Previous Contracts and Compliance Reports (FEB 1999)
- 52.222-25 Affirmative Action Compliance (APR 1984)
- 52.222-26 Equal Opportunity (*Sept* 2015) (E.O.11246)
- 52.222-35 Equal Opportunity for Veterans (JUN 2020)
- 52.222-36 Equal Opportunity for Workers with Disabilities (JUN 2020)
- 52.222-37 Employment Reports on Veterans (JUN 2020)
- 52.222-40 Notification of Employee Rights Under the National Labor Relations Act (DEC 2010)
- 52.222-50 Combating Trafficking in Persons (OCT 2020)
- 52.222-55 Minimum Wages under Executive Order 13658 (NOV 2020)
- 52.222-62 Paid Sick Leave Under Executive Order 13706 (JAN 2017)
- 52.223-3 Hazardous Material Identification and Material Safety Data (Feb 2021)
- 52.223-7 Notice of Radioactive Materials (JAN 1997)
- 52.223-11 Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons (JUN 2016)
- 52.224-3 Privacy Training (JAN 2017)
- 52.225-1 Buy American-Supplies (Jan 2021)
- 52.225-2 Buy American Certificate (Feb 2021)
- 52.225-5 Trade Agreements (OCT 2019)

- 52.225-13 Restrictions on certain foreign purchases (Feb 2021)
- 52.223-3 Hazardous Material Identification and Material Safety Data (Feb 2021)
- 52.227-19 Commercial Computer Software License (DEC 2007)
- 52.233-3 Protest After Award (Aug 1996) - ALT I (June 1985)
- 52.244-6 Subcontracts for Commercial Items (Nov 2020)
- 52.245-1 Government Property (JAN 2017)
- 52.247-64 Preference for Privately Owned U.S.-Flag Commercial Vessels (FEB 2006)
- 252.203-7000 Requirements Relating to Compensation of Former DoD Officials (SEP 2011)
- 252-203-7002 Requirement to Inform Employees of Whistleblower Rights (SEP 2013)
- 252-203-7005 Representation Relating to Compensation of Former DoD Officials (NOV 2011)
- 252-203-7007 Alternate A, Annual Representations and Certifications (NOV 2020)
- 252.204-7009 Limitations on the Use or Disclosure of Third- Party Contractor Reported Cyber Incident Information (OCT 2016)
- 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting (Dec 2019)
- 252.204-7016 Covered Defense Telecommunications Equipment or Services – Representation (Dec 2019)
- 252.204-7017 Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services – Representation (Dec 2019)
- 252.204-7018 Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services (Jan 2021)
- 252.204-7019 Notice of NIST SP 800-171 DoD Assessment Requirements (Nov 2020)
- 252.204-7020 NIST SP 800-171 DoD Assessment Requirements (Nov 2020)
- 252.204-7021 Cybersecurity Maturity Model Certification Requirements (Nov 2020)
- 252.211-7003 Item Unique Identification and Valuation (MAR 2016)
- 252.215-7010 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data (JUL 2019)
- 252.223-7001 Hazard Warning Labels (DEC 1991)
- 252.223-7002 Safety Precautions for Ammunition and Explosives (MAY 1994)
- 252.223-7003 Change in Place of Performance—Ammunition and Explosives (DEC 1991)
- 252.223-7007 Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives (SEP 1999)
- 252.223-7008 Prohibition of Hexavalent Chromium (JUN 2013)
- 252.225-7000 Buy American Act and Balance of Payments Program Certificate – Basic (Nov 2014)
- 252.225-7001 Buy American Act-Balance of Payments Program – Basic (Dec 2017)
- 252.225-7002 Qualifying Country Sources as Subcontractors (Dec 2017)
- 252.225-7007 Prohibition on Acquisition of Certain Items from Communist Chinese Military Companies (Dec 2018)
- 252.225-7008 Restrictions on Acquisition of Specialty Metals (Mar 2013)
- 252.225-7009 Restrictions on Acquisition of Certain Articles Containing Specialty Metals (Dec 2019)
- 252.225-7012 Preference for Certain Domestic Commodities (Dec 2017)

- 252.225-7016 Restriction on Acquisition of Ball and Roller Bearings (JUN 2011)
- 252.225-7021 Trade Agreements (SEP 2019)
- 252.225-7036 Buy American - Free Trade Agreements - Balance of Payments Program (DEC 2017)
- 252.225-7048 Export-Controlled Items (JUN 2013)
- 252.225-7052 Restriction on the Acquisition of Certain Magnets, Tantalum, and Tungsten (Oct 2020)
- 252.227-7013 Rights in Technical Data – Noncommercial Items (Feb 2014)
- 252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (Feb 2014)
- 252.227-7015 Technical Data – Commercial Items (Feb 2014)
- 252.227-7019 Validation of Asserted Restrictions – Computer Software (Sep 2016)
- 252.227-7037 Validation of Restrictive Markings on Technical Data (Sep 2016)
- 252.244-7000 Subcontracts for Commercial Items (Oct 2020)
- 252-246-7003 Notification of Potential Safety Issues (Jun 2013)
- 252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System (Aug 2016)
- 252.246-7008 Sources of Electronic Parts (May 2018)
- 252.247-7023 Transportation of Supplies by Sea (FEB 2019)
- 252.249-7002 Notification of Anticipated Contract Termination or Reduction (JUN 2020)

FAR Clauses Incorporated in Full Text

The following are FAR Clauses Incorporated in Full Text:

52.252-2 Clauses Incorporated by Reference (FEB 1998)

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es):

FAR clauses & provisions: [FAR | Acquisition.GOV](https://www.acquisition.gov)

DFARS clauses & provisions: [DFARS | Acquisition.GOV](https://www.acquisition.gov)

52.252-6 Authorized Deviations in Clauses (Nov 2020)

(a) The use in this solicitation or contract of any Federal Acquisition Regulation (48 CFR Chapter 1) clause with an authorized deviation is indicated by the addition of "(DEVIATION)" after the date of the clause.

(b) The use in this solicitation or contract of any Defense Federal Acquisition Regulation Supplement (48 CFR Chapter 2) clause with an authorized deviation is indicated by the addition of "(DEVIATION)" after the name of the regulation.