

## ARL PENN STATE PURCHASE ORDER SPECIAL PROVISIONS

The following clauses are applicable when solicitation or purchase order is in support of a Federal Government Contract unless indicated otherwise and are hereby incorporated by reference into solicitations and any purchase order with the same force and effect as if set forth in full text. To the extent that an earlier version of any such clause is included in the prime contract or subcontract under which solicitation or purchase order is issued, the date of the clause as it appears in such prime contract or subcontract shall be controlling and said version is incorporated herein. 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 subcontract, the term “Contractor” shall mean “Subcontractor,” “Seller,” or “Vendor”; the term “Contract” or “Subcontract” shall mean “Purchase Order”; the term “Government” shall mean “Buyer” or “ARL Penn State”; and the term “Contracting Officer” shall mean “Buyer’s Purchasing Representative” or “ARL Penn State Contract Buyer.” It is intended that the referenced clauses shall apply to Seller, the legal entity which contracts with ARL Penn State under any solicitation or purchase order, in such manner as is necessary to reflect the position of Seller as a Vendor to ARL Penn State. Buyer and legal entity issuing a solicitation or 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.acquisition.gov); DFARS site: [DFARS | Acquisition.GOV](https://www.dfas.gov).

### Applicable FAR/DFARS CLAUSES:

52.202-1	Definitions (Jun 2020)
52.204-2	Security Requirements (Mar 2021) - ALT I (Apr 1984)
52.204-7	System for Award Management (Oct 2018)
52.204-13	System for Award Management Maintenance (Oct 2018)
52-204-8	Annual Representations and Certifications (Mar 2020)
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)
52.211-5	Material Requirement (Aug 2000)
52.211-15	Defense Priority and Allocation Requirements (Apr 2008)
52.215-16	Facilities Capital Cost of Money (June 2003)
52.215-17	Waiver of Facilities Capital Cost of Money (Oct 1997) (applicable when cost of money is not proposed)
52.223-3	Hazardous Material Identification and Material Safety Data (Feb 2021)
52.223-10	Waste Reduction Program (May 2011)
52.223-11	Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons (Jun 2016)
52.223-12	Maintenance, Service, Repair, or Disposal of Refrigeration Equipment and Air Conditioner (Jun 2016)
52.223-15	Energy Efficiency in Energy-Consumer Products (May 2020)
52.225-13	Restrictions on Certain Foreign Purchases (Feb 2021)
52.227-10	Filing of Patent Applications – Classified Subject Matter (Dec 2007)
52.232-8	Discount for Prompt Payment (Feb 2002)
52.232-25	Prompt Payment (Jan 2017)
52.233-3	Protest After Award (Aug 1996) - ALT I (June 1985)
52.243-1	Changes – Fixed Price (Aug 1987) - ALT II (Apr 1984)
52.244-6	Subcontracts for Commercial Items (Nov 2020)
52.245-1	Government Property (Jan 2017)
52.245-2	Government Property Installation Operation Services (Apr 2012)
52.249-1	Termination for Convenience of the Government (Fixed Price) (Short Form) (Apr 1984)
52.249-8	Default (Fixed-Price Supply and Service) (Apr 1984)
52.251-1	Government Supply Sources (Apr 2012)

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52.253-1	Computer Generated Forms (Jan 1991)
252.203-7002	Requirement to Inform Employees of Whistleblower Rights (Sep 2013)
252.204-7000	Disclosure of Information (Oct 2016)
252.204-7003	Control of Government Personnel Work Product (Apr 1992)
252.204-7007	Alternate A, Annual Representations and Certifications (Nov 2020)
252.204-7008	Compliance with Safeguarding Covered Defense Information Controls (Oct 2016)
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)
252.211-7006	Passive Radio Frequency Identification (Dec 2019)
252.215-7013	Supplies and Services Provided by Nontraditional Defense Contractors (Jan 2018)
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)
252.225-7000	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 (June 2011)
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)
252.227-7017	Identification and Assertion of Use, Release, or Disclosure Restrictions (Jan 2011)
252.227-7019	Validation of Asserted Restrictions – Computer Software (Sep 2016)
252.227-7026	Deferred Delivery of Technical Data or Computer Software (Apr 1988)
252.227-7027	Deferred Ordering of Technical Data or Computer Software (Apr 1988)
252.227-7030	Technical Data – Withholding of Payment (Mar 2000)
252.227-7037	Validation of Restrictive Markings on Technical Data (Sep 2016)
252.227-7039	Patents – Reporting of Subject Inventions (Apr 1990)
252.231-7000	Supplemental Cost Principles (Dec 1991)
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)
252.251-7000	Ordering from Government Supply Sources (Aug 2012)

**Applicable when price is equal to or greater than \$10,000**

52.222-3	Convict Labor (Jun 2003)
52.222-18	Certification Regarding Knowledge of Child Labor for Listed End Products (Feb 2021)
52.222-19	Child Labor – Cooperation with Authorities and Remedies (Jan 2020)
52.222-21	Prohibition of Segregated Facilities (Apr 2015)
52.222-22	Previous Contracts & Compliance Reports (Feb 1999)
52.222-25	Affirmative Action Compliance (Apr 1984)

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- 52.222-26 Equal Opportunity (Sep 2016)
- 52.232-23 Assignment of Claims (May 2014)
- 52.225-1 Buy American-Supplies (Jan 2021)
- 52.225-2 Buy American Certificate (Feb 2021)

**Applicable when price is equal to or greater than \$15,000**

- 52.222-20 Contracts for Materials, Supplies, Articles, and Equipment (Jun 2020)
- 52.222-36 Equal Opportunity for Workers with Disabilities (Jun 2020)

**Applicable when price is equal to or greater than \$30,000**

- 52.204-10 Reporting Executive Compensation and First-Tier Subcontract Awards (Jun 2020)

**Applicable when price is equal to or greater than \$35,000**

- 52.209-6 Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Jun 2020)

**Applicable when price is equal to or greater than \$150,000**

- 52.203-7 Anti-Kickback Procedures (Jun 2020)
- 52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (Sep 2007)
- 52.203-12 Limitation on Payments to Influence Certain Federal Transactions (Jun 2020)
- 52.222-4 Contract Work Hours and Safety Standards Act – Overtime Compensation (Mar 2018)
- 52.222-35 Equal Opportunity for Veterans (Jun 2020)
- 52.222-37 Employment Reports on Veterans (Jun 2020)
- 252.209-7004 Subcontracting with Firms that are owned or Controlled by the Government of a Terrorist Country (May 2019)
- 252.247-7023 Transportation of Supplies by Sea (Feb 2019)

**Applicable when price is equal to or greater than \$182,000**

- 52.225-5 Trade Agreements (Oct 2019)
- 52.225-6 Trade Agreements Certificate (Feb 2021)

**Applicable when price is equal to or greater than \$250,000 (Simplified Acquisition Threshold)**

- 52.203-3 Gratuities (Apr 1984)
- 52.203-5 Covenant Against Contingent Fees (Mar 2014)
- 52.203-6 Restrictions on Sub-Contractor Sales to the Government (Jun 2020)
- 52.203-8 Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity (May 2014)
- 52.203-10 Price or Fee Adjustment for Illegal or Improper Activity (May 2014)
- 52.203-16 Preventing Personal Conflict of Interest (Jun 2020)
- 52.203-17 Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights (Jun 2020)
- 52.215-2 Audit and Records – Negotiation (Jun 2020)
- 52.215-14 Integrity of Unit Prices (Jun 2020)
- 52.219-8 Utilization of Small Business Concerns (Oct 2018)
- 52.222-38 Compliance with Veterans' Employment Reporting Requirements (Feb 2016)
- 52.223-6 Drug-Free Workplace (May 2001)
- 52.232-17 Interest (May 2014)
- 52.242-13 Bankruptcy (July 1995)
- 52.244-2 Subcontracts (Jun 2020) Alt I (Jun 2020)
- 52.244-5 Competition in Subcontracting (Dec 1996)
- 52.246-2 Inspection of Supplies - Fixed Price (Aug 1996)
- 52.246-4 Inspection of Services - Fixed Price (Aug 1996)
- 52.246-24 Limitation of Liability-High Value Items (Feb 1997)

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52.249-2	Termination for Convenience of the Government (Fixed Price) (Apr 2012)
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies (Dec 2008)
252.213-7000	Notice to Prospective Suppliers on Use of Supplier Performance Risk System in Past Performance Evaluations (Sep 2019)
252.215-7008	Only One Offer (Jul 2019)
252.223-7004	Drug-Free Work Force (Sep 1988)
252.225-7013	Duty-Free Entry (Apr 2020)
252.242-7004	Material Management and Accounting System (May 2011)

**Applicable when price is equal to or greater than \$750,000**

52.219-9	Small Business Subcontracting Plan (JUN 2020)
52.219-16	Liquidated Damages – Subcontracting Plan (Jan 1999)
52.230-2	Cost Accounting Standards (Jun 2020)
52.230-3	Disclosure and Consistency of Cost Accounting Practices (Jun 2020)
52.230-5	Cost Accounting Standards – Educational Institutions (Jun 2020)
52.230-6	Administration of Cost Accounting Standards (Jun 2010)
252.219-7003	Small Business Subcontracting Plan (DoD Contracts) (Dec 2019)

**Applicable when price is equal to or greater than \$1,000,000**

52.243-7	Notification of Changes (Jan 2017)
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**Applicable when price is equal to or greater than 1,500,000**

252.205-7000	Provision of Information to Cooperative Agreement Holders (Dec 1991)
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**Applicable when price is equal to or greater than \$2,000,000**

252.215-7002	Cost Estimating System Requirements (Dec 2012)
252.215-7010	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data (Jul 2019)
52.215-10	Price Reduction for Defective Cost or Pricing Data (Aug 2011)
52.215-12	Subcontractor Certified Cost or Pricing Data (Jun 2020)
52.215-13	Subcontractor Certified Cost or Pricing Data – Modifications (Jun 2020)
52.215-15	Pension Adjustments and Asset Revisions (Oct 2010)
52.215-18	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) other than Pensions (PRB) (Jul 2005)
52.215-19	Notification of Ownership Changes (Oct 1997)
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)

**Applicable when price is equal to or greater than \$6,000,000:**

52.203-13	Contractor Code of Business Ethics and Conduct (Jun 2020)
52.203-14	Display of Hotline Poster(s) (Jun 2020)