

Appendix B: Cost-Reimbursable FAR

FEDERAL ACQUISITION REGULATION

If this order is placed under a Government prime contract or a federally-funded subcontract, the following clauses set forth in the Federal Acquisition Regulation (FAR) and the Department of Defense Federal Acquisition Regulation Supplement (DFARS), in effect on the data of this order, are incorporated herein by reference with the same force and effect as if given in full text. Where necessary to make the context of these clauses applicable to this order, the term "contractor" shall mean "seller", the term "contract" shall mean "this order", and the terms "Government", "contracting Officer" and equivalent phrases shall mean "buyer". Seller hereby agrees to flowdown the applicable FAR/DFARS clauses to its lower-tier subcontractors.

COST REIMBURSEMENT FAR/DFARS CLAUSES

1. APPLICABLE TO ALL ORDERS

52.202-1 Definitions

52.203-3 Gratuities

52.203-5 Covenant Against Contingent Fees

52.203-6 Restrictions on Subcontractor Sales to the Government

52.203-7 Anti-Kickback Procedures

52.204-2 Security Requirements

52.204-4 Printing/Copying Double-sided on Recycled Paper

52.211-5 New Material

52.211-15 Defense Priority and Allocation Requirements

52.215-14 Integrity of Unit Prices

52.216-7 Allowable Cost and Payment

52.216-8 Fixed Fee

52.216-10 Incentive Fee

52.216-24 Limitation of Government Liability

52.216-25 Contract Definitization

52.222-1 Notice to the Government of Labor Disputes

52.222-2 Payment for Overtime Premiums*

52.222-4 Contract Work Hours and Safety Standards Act, "Overtime Compensation"
52.223-3 Hazardous Material Identification...etc.
52.223-13 Certification of Toxic Chemical Release Reporting
52.223-14 Toxic Chemical Release Reporting
52.224-2 Privacy Act
52.225-3 Buy American Act Supplies
52.225-7 Balance of Payments Program
52.225-11 Restrictions on Certain Foreign Purchases
52.227-3 Patent Indemnity
52.227-6 Royalty Information
52.227-9 Refund of Royalties
52.227-10 Filing of Patent Applications-Classified Subject Matter
52.227-11 Patent Rights-Retention by the Contractor (Short Form)
52.227-12 Patent Rights-Retention by the Contractor (Long form)
52.227-13 Patent Rights-Acquisition by the Government

52.228-7 Insurance-Liability to Third Persons
52.229-3 Federal, State, and Local Taxes
52.232-11 Extras
52.232-20 Limitation of Cost
52.233-2 Service of Protest
52.233-3 Protest After Award, Alternate 1
52.242-1 Notice of Intent to Disallow Costs
52.242-15 Stop-Work Order
52.243-2 Changes-Cost Reimbursement
52.243-3 Changes-Time and Materials or Labor-Hours
52.243-7 Notification of Changes
52.244-6 Subcontracts for Commercial Items and Commercial Components
52.245-5 Government Property (Cost-Reimbursement, Time and Material, or Labor-Hour Contracts)
52.245-17 Special Tooling
52.245-18 Special Test Equipment
52.246-1 Contractor Inspection Requirements**
52.249-6 Termination (Cost Reimbursement)

*Overtime premium cost is not authorized unless a specific dollar amount therefore is agreed to by the parties.

**Applicable to procurements not exceeding \$25,000

2. APPLICABLE TO ALL ORDERS OVER \$2,500

- 52.219-6 Notice of Total Small Business Set-Aside
- 52.222-3 Convict Labor
- 52.222-36 Affirmative action for Handicapped Workers
- 52.225-11 Restrictions on Certain Foreign Purchases

3. APPLICABLE TO ALL ORDERS OVER \$10,000

- 52.215-2 Audit-Negotiation
- 52.219-8 Utilization of Small -Business Concerns...etc.
- 52.222-20 Walsh-Healy Public Contracts Act
- 52.222-21 Certification of Nonsegregated Facilities
- 52.222-26 Equal Opportunity*
- 52.222-35 Affirmative Action for Special Disabled and Vietnam Era Veterans
- 52.222-37 Employment Reports on Special Disabled Veterans ...etc.

*Applicable if the aggregate value of buyer awards is in excess of \$10,000 during any 12-month period

4. APPLICABLE TO ALL ORDERS OVER \$25,000

- 52.203-10 Price or Fee Adjustment for Illegal or Improper Activity
- 52.209-6 Protecting the Government's Interest...etc.
- 52.223-5 Pollution Prevention & Right-to-Know
- 52.223-6 Drug-Free Workplace*
- 52.227-1 Authorization and Consent
- 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement
- 52.244-5 Competition in Subcontracting
- 52.246-3 Inspection of Supplies-Cost Reimbursement
- 52.246-5 Inspection of Services-Cost Reimbursement
- 52.246-6 Inspection-Time and Material and Labor Hour
- 52.246-8 Inspection of R&D-Cost Reimbursement
- 52.246-16 Responsibility for Supplies

- 52.246-23 Limitation of Liability
- 52.246-24 Limitation of Liability-High Value Items
- 52.246-25 Limitation of Liability-Services
- 52.247-63 Preference for U.S. Flag Air Carriers

*Applicable to an individual regardless of the dollar amount of the order.

5. APPLICABLE TO ALL ORDERS OVER \$100,000

- 52.203-11 Certification and Disclosure- Regarding Payments to ...
- 52.203-12 Limitation on Payments to Influence Certain Federal Transactions
- 52.223-2 Clean Air and Water*
- 52.225-10 Duty-Free Entry
- 52.230-3 Disclosure and Consistency of Cost Accounting
- 52.230-4 Consistency in Cost Accounting Standards
- 52.248-1 Value Engineering

*Applicable if the procurement is \$100,000 or more or is expected to exceed \$100,000 in the following 12-month period

**Unless exempt in accordance with FAR 30.201-1(b)

6. APPLICABLE TO ALL ORDERS OVER \$500,00

- 52.215-11 Price Reduction for Defective Cost or Pricing
- 52.215-12 Subcontractor Cost or Pricing Data
- 52.215-13 Subcontractor Cost or Pricing Data-Modifications
- 52.219-9 Small Business and Small Disadvantaged Business Subcontracting Plan*
- 52.219-16 Liquidated Damages-Small Business Subcontracting Plan*

*Not applicable to small businesses

7. APPLICABLE TO ALL ORDERS OVER \$1,000,000

- 52.222-28 Equal Opportunity Preaward Clearance of Subcontracts

8. APPLICABLE TO ORDERS AT THE THRESHOLDS SPECIFIED IN THE DFARS CLAUSES

252.203-7001 Special Prohibition on Employment
252.219-7000 Small Disadvantaged Business Concern...etc.
252.223-7004 Drug-Free Work Force
252.225-7000 Buy American Act and Balance of Payments Program
252.225-7002 Qualifying Country Sources as Subcontractors
252.225-7006 Buy American Act-Trade Agreements Act...etc.
252.225-7009 Duty-Free Entry-Qualifying Country...etc.
252.225-7012 Preference for Certain Domestic Commodities
252.225-7014 Preference for Domestic Specialty Metals
252.225-7015 Preference for Domestic Hand or Measuring Tools
252.225-7016 Restriction on Acquisition...etc.
252.227-7013 Rights in Technical Data
252.227-7030 Technical Data-Withholding of Payment
252.246-7001 Warranty of Data
252.247-7023 252.247-7023 Transportation of Supplies by Sea
252.247-7024 Ordering From Government Supply Sources