



**Federal Acquisition Regulation (FAR) Clauses
for
Commercial Items under a United States Government Prime Contract**

Purchase Orders/Consultant Agreements/Subcontracts involving funds from a Federal government contract, or funds from a subcontract relating to a Federal government contract, and relevant clauses from the Federal Acquisition Regulation (FAR) are hereby incorporated into this Purchase Order/Consultant Contract/Subcontract by reference with the same force and effect as if they were given in full text, and are applicable to this Purchase Order/Consultant Contract/Subcontract. The full text of the FAR clauses referenced below may be found at <https://www.acquisition.gov/Far/>. Supplier/Consultant/Subcontractor agrees to flow down all applicable FAR and supplementary clauses to any lower-tier subcontractors working pursuant this Purchase Order/Consultant Contract/Subcontract.

Where necessary to make the language of the FAR clauses applicable to this Purchase Order/Consultant Agreement/Subcontract, the term “Contractor” shall mean “Supplier,” “Consultant” or “Subcontractor” as appropriate, the term “Contract” shall mean the “Purchase Order,” “Consultant Contract” or “Subcontract” as appropriate, the terms “Government,” “Covered Entity,” “Contracting Officer,” and equivalent terms and phrases shall mean “Abt Associates”

No provision contained in a FAR clause shall be taken to imply any direct access on the part of the Supplier/Consultant/Subcontractor to the Disputes process as defined in the terms of Abt’s Prime Contract, but rather shall be governed by the “Disputes” provision included in this Purchase Order/Consultant Contract/Subcontract.

The following instances are exceptions to the general rules as provided above:

1. Where it is clear, by the context of the provision itself or the conditions under which it is being applied, that the reference is intended to refer to the Government, its officers or agents, or the prime contractor specifically;
2. Where an explicit provision of the Purchase Order/Consultant Contract/Subcontract states a contrary intent;
3. Where access to proprietary financial information or other proprietary data is required; or
4. Where interpretation in accordance with the rules stated above would place the prime contractor in a position of violating the equivalent or related provisions of the Prime Contract whereas construction of the terms without modification would not.

Clause Number	Title	Date	Applicability
52.202-1	Definitions	Nov 2013	>SAT
52.203-7	Anti-Kickback Procedures	Oct 2010	>SAT
52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions	Sep 2007	>SAT
52.203-12	Limitation on Payments to Influence Certain Federal Transactions	Oct 2010	>SAT
52.203-13	Contractor Code of Business Ethics and Conduct	Oct 2010	If contract exceeds \$5,500,000 and period of performance is more than 120 days
52.204-2	Security Requirements	Aug 1996	If the Work requires access to classified information



Clause Number	Title	Date	Applicability
52.204-9	Personal Identity Verification of Contractor Personnel	Jan 2011	Where Seller will have access to federally-controlled facility or access to a Federal information System.
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards	Oct 2016	
52.209-6	Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment	Oct 2015	If the contract exceeds \$35,000. Does not apply if the contract is for commercial off the shelf items.
52.215-20	Requirements for Certified Cost or Pricing Data or Information other than Cost or Pricing Data	Oct 2010	
52.215-21	Requirements for Certified Cost or Pricing Data or Information other than Cost or Pricing Data - Modifications	Oct 2010	
52.219-8	Utilization of Small Business Concerns	Nov 2016	>\$750,000
52.222-21	Prohibition or Segregated Facilities	Apr 2015	
52.222-26	Equal Opportunity	Sep 2016	
52.222-35	Equal Opportunity for Veterans	Oct 2015	>SAT
52.222-36	Affirmative Action for Workers with Disabilities	Jul 2014	>SAT
52.222-37	Employment Reports on Veterans	Feb 2016	>SAT
52.222-40	Notification of Employee Rights Under the National Labor Relations Act	Dec 2010	If Contract exceeds \$10,000
52.222-41	Service Contract Act of 1965	May 2014	If Contract is for services subject to the Service Contract Act
52.222-50	Combating Trafficking in Persons	Mar 2015	
52.222-54	Employment Eligibility Verification	Oct 2015	
52.222-55	Minimum Wages Under Executive Order 13658	Dec 2015	
52.222-60	Paycheck Transparency (Executive Order 13673)	Oct 2016	If Contract exceeds \$500,000. Does not apply if Seller is furnishing Commercial off-the-shelf items.



Clause Number	Title	Date	Applicability
52.225-1	Buy American Act – Supplies	May 2014	If the Work contains other than domestic components.
52.225-5	Trade Agreements	Oct 2016	If the Work contains other than U.S. made or designated country end products.
52.225-13	Restrictions on Certain Foreign Purchases	June 2008	
52.227-19	Commercial Computer Software – Restricted Rights	Dec 2007	
52.232-40	Providing Accelerated Payments to Small Business Subcontractors	Dec 2013	If Seller is a small business concern. Clause does not apply if Abt Associates does not receive accelerated payments under the prime contract.
52.244-6	Subcontracts for Commercial Items	Dec 2016	
52.245-1	Government Property (Alt 1)	Apr 2012	
52.247-64	Preference for Privately Owned U.S.-Flag Commercial Vessels	Feb 2006	