

# ERC, Inc.

## Prime Flow Down Clauses

W91CRB-16-D-0009  
MSTSS

The following Federal Acquisition Regulation (FAR) clauses are prime contract “flowdown” clauses to any purchase order. Mandatory clauses are marked with an asterisk (\*). At the vendor’s written request, ERC, Inc. will make available the full text. These clauses, incorporated herein by reference, are made part of this purchase order with the same force and effect as if set forth in full text.

<u>Clause</u>	<u>Title</u>
252.203-7000	Requirement Relating To Compensation of Former DoD Officials
252.203-7001*	Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies
252.203-7002	Requirement To Inform Employees Of Whistleblower Rights
252.203-7004	Display of Hotline Poster(s)
252.703-7999	Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements (Deviation 2015-O0010)
252.204-7003	Control of government personnel work product
252.204-7005	Oral Attestation of Security Responsibilities
252.205-7000	Provision of information to cooperative agreement holders
252.209-7004	Subcontracting with firms that are owned or controlled by the government of a country that is a State Sponsor of Terrorism
252.211-7007	Reporting of Government-Furnished Property

<u>Clause</u>	<u>Title</u>
252.215-7000	Pricing Adjustments
252.215-7002	Cost Estimating System Requirements
252.216-7006	Ordering
252.219-7003	Small Business Subcontracting Plan (DoD Contracts)
252.223-7002*	Safety Precautions for Ammunition and Explosives
252.223-7003	Change in Place of Performance – Ammunition and Explosives
252.223-7004	Drug-free work force
252.223-7006*	Prohibition on Storage, Treatment and Disposal of Toxic and Hazardous Materials
252.225-7001	Buy American act and balance of payments program--Basic
252.225-7002	Qualifying country sources as subcontractors
252.225-7004	Report of intended performance outside the United States and Canada – submission after award
252.225-7008	Restriction on Acquisition of Specialty Metals
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals
252.225-7012	Preference for certain domestic commodities
252.225-7048	Export-Contolled Items
252.227-7013*	Rights in Technical Data- Noncommercial Items
252.227-7014*	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation
252.227-7016*	Rights in Bid or Proposal Information

Clause	Title
252.227-7025	Limitations on the use or disclosure of government-furnished information marked with restrictive legends
252.232-7003	Electronic submission of payment requests and receiving reports
252.235-7011	Final scientific or technical report
252.239-7001	Information Assurance Contractor Training and Certification
252.242-7004	Material Management and Accounting System
252.242-7005	Contractor Business Systems
252.242-7006	Accounting System Administration
252.243-7002	Requests for equitable adjustment
252.245-7001	Tagging, Labeling and Marking of Government-Furnished Property
252.245-7002	Reporting Loss of Government Property
252.245-7003	Contractor Property Management System Administration
252.245-7004	Reporting, Reutilization and Disposal
252.246-7003	Notification of Potential Safety Issues
252.247-7023*	Transportation of Supplies by Sea -- Basic
252.249-7002	Notification of Anticipated Contract Termination or Reduction
31.205-46	Travel Costs
52.202-1	Definitions

<u>Clause</u>	<u>Title</u>
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
52.203-8	Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity
52.203-10	Price or fee adjustment for illegal of improper activity
52.203-12*	Limitation on Payments to Influence Certain Federal Transactions.
52.203-13*	Contractor Code of Business Ethics and Conduct.
52.203-16	Preventing Personal Conflicts of Interest
52.203-17	Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights
52.204-2*	Security Requirements
52.204-4	Printed or copied double-sided on Postconsumer Fiber Content Paper
52.204-9	Personal Identity Verification of Contractor Personnel
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards
52.204-13	System of Award Management Maintenance
52.204-14	Service Contract Reporting Requirements

<u>Clause</u>	<u>Title</u>
52.207-3	Right of First Refusal of Employment
52.209-6*	Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment
52.209-10	Prohibition on Contracting With Inverted Domestic Corporations
52.210-1	Market Research
52.215-2	Audit and Records--Negotiations
52.215-8	Order of precedence – Uniform contract format
52.215-10	Price Reduction for Defective Certified Cost or Pricing Data
52.215-11	Price Reduction for Defective Certified Cost or Pricing Data--Modifications
52.215-15	Pension Adjustments and Asset Reversions
52.215-18	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other than Pensions
52.215-19	Notification of Ownership Changes
52.215-21	Requirements for certified cost or pricing data or data other than cost or pricing data – modifications
52.215-23*	Limitations on Pass-Through Charges
52.216-7	Allowable Cost and Payment
52.216-8	Fixed Fee

<u>Clause</u>	<u>Title</u>
52.216-19	Order Limitations
52.216-22	Indefinite Quantity
52.216-24	Limitation of Government Liability
52.217-8	Option to extend services
52.219-8	Utilization of small business concerns
52.219-9	Small Business Subcontracting Plan (Deviation) Alternate II
52.219-28	Post-award small business program representation
52.222-2	Payment for overtime premiums
52.222-3	Convict labor
52.222-21*	Prohibition of Segregated Facilities
52.222-26*	Equal Opportunity
52.222-35*	Equal Opportunity for Veterans
52.222-36*	Affirmative Action for Workers with Disabilities
52.222-37*	Employment Reports on Veterans
52.222-41*	Service Contract Labor Standards
52.222-42	Statement of equivalent rates for federal hires
52.222-50*	Combating Trafficking in Persons.

<u>Clause</u>	<u>Title</u>
52.222-54	Employment Eligibility Verification
52.223-5	Pollution prevention and right-to-know information
52.223-6	Drug-free workplace
52.223-10	Waste Reduction Program
52.223-11	Ozone Depleting Substances
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving
52.225-13	Restrictions on Certain Foreign Purchases
52.227-1*	Authorization and Consent (DEC 2007) – Alternate I (Apr 1984)
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement
52.227-3	Patent Indemnity
52.227-13	Patent Rights—Ownership By The Government
52.227-14	Rights in Data--General
52.228-7	Insurance – liability to third persons
52.229-10	State of New Mexico Gross Receipts and Compensating Tax
52.230-6	Administration of Cost Accounting Standards
52.232-1	Payments
52.232-9	Limitation on Withholding of Payments

<u>Clause</u>	<u>Title</u>
52.232-17	Interest
52.232-18	Availability of Funds
52.232-20	Limitation of Cost
52.232-22	Limitation of funds
52.232-23	Assignment of claims (May 2014 - - Alternate I (Apr 1984)
52.232-25	Prompt payment
52.232-33	Payment by electronic funds transfer – central contractor registration
52.232-17	Interest
52.232-18	Availability of Funds
52.232-20	Limitation of Cost
52.232-33	Payment by Electronic Funds Transfer—System for Award Management
52.233-1	Disputes
52.233-3	Protest after award
52.237-3	Continuity of Services
52.242-1	Notice of intent to disallow costs
52.242-3	Penalties for Unallowable Costs
52.242-4	Certification of final indirect costs



Clause	Title
52.242-13	Bankruptcy
52.242-15	Stop-work order
52.243-2	Changes – Cost Reimbursement
52.243-7	Notification of changes
52.244-2	Subcontracts
52.245-1*	Government Property
52.245-9	Use and charges
52.246-3	Inspection of supplies – cost reimbursement
52.246-5	Inspection of services – cost reimbursement
52.246-25	Limitation of Liability – Services
52.249-6	Termination (Cost Reimbursement)
52.251-1	Government supply sources
52.252-2	Clauses incorporated by reference
52.252-6	Authorized deviations in clauses

\*Mandatory