



INDUSTRIAL MANUFACTURING SPECIALTIES, INC.

Federal Acquisition Regulations Clauses

When the items furnished under this Purchase Order are for use in connection with a U.S. Government prime contractor subcontract, the following Federal Acquisition Regulations (“FAR”) clauses, in addition to IMS, INC. Standard Terms and Conditions, shall apply as required by the terms of the prime contractor by operation of law or regulation, and are hereby incorporated by reference. The effective version of each FAR clause shall be the same version as that which appears in IMS, INC. prime contract, or higher-tier subcontract under which this Purchase Order is a subcontract. In all clauses listed herein, the terms “Government”, “Contracting Officer” and “Contractor” shall be revised to suitably identify the contracting parties herein and effect the proper intent of the clause. “Subcontractor”, however, shall mean “Seller’s Subcontractor” under this Purchase Order.

Applicable to all Purchase Orders:

- 52.203-15 Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009
- 52.203-19 Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
- 52.204-2 Security Requirements
- 52.204-9 52.204-7 Central Contractor Registration - APR 2008
- 52.208-8 Personal Identity Verification of Contractor Personnel
- 52.204-7 Central Contractor Registration - APR 2008
- 52.210-1 Market Research – APR 2011
- 52.211-15 Required Sources for Helium and Helium Usage Data
- 52.215-21 Alt II Requirements for Cost or Pricing Data or Information Other Than Cost or Pricing Data--Modifications (Oct 2010) - Alternate II - OCT 1997
- 52.222-4 Defense Priority and Allocation Requirements
- 52.222-11 Contract Work Hours and Safety Standards Act--Overtime Compensation
- 52.222-21 Subcontracts (Labor Standards)
- 52.222-22 Prohibition of Segregated Facilities
- 52.222-25 Previous Contracts and Compliance Reports
- 52.222-26 Affirmative Action Compliance
- 52.222-50 Equal Opportunity
- 52.223-3 Combating Trafficking in Persons
- 52.223-5 Pollution Prevention and Right-to-Know Information - MAY 2011
- 52.223-7 Hazardous Material Identification and Material Safety Data
- 52.223-18 Notice of Radioactive Materials
- 52.224-2 Encouraging Contractor Policies to Ban Text Messaging While Driving
- 52.225-1 Privacy Act
- 52.225-2 Buy American--Supplies
- 52.225-3 Buy American Certificate
- 52.225-4 Buy American-Free Trade Agreements-Israeli Trade Act
- 52.225-5 Buy American-Free Trade Agreements-Israeli Trade Act Certificate
- 52.225-6 Trade Agreements
- 52.225-8 Trade Agreements Certificate
- 52.225-13 Duty-Free Entry
- 52.227-1 Alt I Authorization and Consent (Dec 2007) - Alternate I - APR 1984
- 52.227-3 Restrictions on Certain Foreign Purchases
- 52.227-9 Patent Indemnity
- 52.227-10 Refund of Royalties
- 52.227-11 Filing of Patent Applications--Classified Subject Matter
- 52.227-13 Patent Rights--Ownership by the Contractor

52.227-14 Patent Rights--Ownership by the Government
52.227-16 Rights in Data-General
52.228-5 Additional Data Requirements
52.232-1 Payments - APR 1984
52.232-16 Insurance--Work on a Government Installation
52.233-1 Disputes - JUL 2002
52.234-1 Progress Payments
52.237-2 Industrial Resources Developed Under Defense Production Act Title III Protection
52.237-7 of Government Buildings, Equipment, and Vegetation
52.242-3 Penalties for Unallowable Costs - MAR
2001
52.242-4 Certification of Final Indirect Costs
- JAN 1997
52.243-1 Alt V Changes--Fixed-Price (Aug 1987) -
Alternate V - APR 1984
52.243-7 Notification of Changes - APR 1984
52.244-6 Indemnification and Medical Liability Insurance
Subcontracts for Commercial Items

- 52.245-1 Government Property
- 52.246-2 Inspection of Supplies-Fixed Price
- 52.246-3 Inspection of Supplies-Cost-Reimbursement
- 52.246-4 Inspection of Services-Fixed-Price
- 52.246-5 Inspection of Services-Cost-Reimbursement
- 52.246-6 Inspection-Time-and-Material and Labor-Hour
- 52.247-3 Capability to Perform a Contract for the Relocation of a Federal Office
- 52.247-64 Preference for Privately Owned U.S. Flag Commercial Vessels
- 52.249-6 Termination (Cost Reimbursement) - MAY 2004

Applicable to all Purchase Orders over \$2,500:

- 52.222-41 Service Contract Labor Standards
- 52.222-51 Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements
- 52.222-53 Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services- Requirements

Applicable to all Purchase Orders over \$3,500:

- 52.222-54 Employment Eligibility Verification

Applicable to all Purchase Orders over \$10,000:

- 52.222-40 Notification of Employee Rights Under the National Labor Relations Act

Applicable to all Purchase Orders over \$15,000:

- 52.222-36 Equal Opportunity for Workers with Disabilities

Applicable to all Purchase Orders over \$25,000:

- 52.226-6 Promoting Excess Food Donation to Nonprofit Organizations

Applicable to all Purchase Orders over \$35,000:

- 52.209-6 Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment

Applicable to all Purchase Orders over \$70,000:

- 52.248-3 Value Engineering—Construction

Applicable to all Purchase Orders over \$150,000:

- 52.203-7 Anti-Kickback Procedures
- 52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions
- 52.203-12 Limitation on Payments to Influence Certain Federal Transactions
- 52.222-35 Equal Opportunity for Veterans
- 52.222-37 Employment Reports on Veterans
- 52.248-1 Value Engineering

Applicable to all Purchase Orders Exceeding the Simplified Acquisition Threshold:

- 52.203-6 Restrictions on Subcontractor Sales to the Government
- 52.203-10 Price or Fee Adjustment for Illegal or Improper Activity
- 52.209-5 Certification Regarding Responsibility Matters
- 52.215-2 Audit and Records--Negotiation
- 52.215-14 Integrity of Unit Prices
- 52.215-23 Limitation on Pass-Through Charges
- 52.219-8 Utilization of Small Business Concerns
- 52.227-1 Authorization and Consent
- 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement
- 52.247-63 Preference for U.S.-Flag Air Carriers

Applicable to all Purchase Orders over \$700,000:

- 52.219-9 Small Business Subcontracting Plan

Applicable to all Purchase Orders over \$750,000:

- 52.214-26 Audit and Records--Sealed Bidding
- 52.214-28 Subcontractor Cost or Pricing Data--Modifications--Sealed Bidding
- 52.215-10 Price Reduction for Defective Certified Cost or Pricing Data
- 52.215-11 Price Reduction for Defective Certified Cost or Pricing Data—Modification
- 52.215-12 Subcontractor Certified Cost or Pricing Data
- 52.215-13 Subcontractor Certified Cost or Pricing Data--Modifications
- 52.215-15 Pension Adjustments and Asset Reversions
- 52.215-16 Facilities Capital Cost of Money
- 52.215-17 Waiver of Facilities Capital Cost of Money
- 52.215-18 Reversion or Adjustment of Plans for Post Retirement Benefits (PRB) Other Than Pensions
- 52.215-19 Notification of Ownership Changes
- 52.230-2 Cost Accounting Standards
- 52.230-3 Disclosure and Consistency of Cost Accounting Practices
- 52.230-6 Administration of Cost Accounting Standards

Applicable to all Purchase Orders over \$5,000,000:

- 52.203-13 Contractor Code of Business Ethics and Conduct

Department of Defense FAR Supplement Clauses

When the items furnished under this Purchase Order are for use in connection with a U. S. Government Department of Defense Prime Contract or subcontract, the following Department of Defense FAR Supplement (“DFARS”) clauses, in addition to the Supplier Terms and Conditions and the FAR clauses, shall apply as required by the terms of the prime contract or by operation of law or regulation. The effective version of each DFARS clause shall be the same version as that which appears in Buyer’s prime contract, or higher-tier subcontract under which this Purchase Order is a subcontract.

Applicable to all Purchase Orders:

- 252.203-7002 Requirement to Inform Employees of Whistleblower Rights
- 252.204-7000 Disclosure of Information
- 252.204-7003 Control of Government Personnel Work Product - APR 1992
- 252.204-7004 Alt A Central Contractor Registration Alternate A - SEP 2007
- 252.204-7005 Oral Attestation of Security Responsibilities - NOV 2001
- 252.204-7010 Requirement for Contractor to Notify DoD if the Contractor’s Activities Are Subject to Reporting under the U.S.-International Atomic Energy Agency Protocol
- 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting
- 252.205-7000 Provision of Information to Cooperative Agreement Holders - DEC 1991
- 252.208-7000 Intent to Furnish Precious Metals as Government Furnished Material
- 252.211-7003 Item Unique Identification and Valuation
- 252.211-7007 Reporting of Government-Furnished Property
- 252.216-7002 Alt A Time-and-Materials/Labor-Hour Proposal Requirements--Non-Commercial Item Acquisition with Adequate Price Competition Alternate A - FEB 2007
- 252.219-7004 Small Business Subcontracting Plan (Test Program) - JAN 2011
- 252.222-7000 Restrictions of Employment of Personnel
- 252.223-7002 Safety Precautions for Ammunition and Explosives
- 252.223-7006 Prohibition on Storage, Treatment, and Disposal of Toxic and Hazardous Materials
- 252.223-7007 Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives
- 252.225-7000 Buy American Act –Balance of Payments Programs Certificate
- 252.225-7001 Buy American Act and Balance of Payments Programs
- 252.225-7002 Qualifying Country Sources as Subcontractors - APR 2003
- 252.225-7007 Prohibition on Acquisition of United States Munitions Items from Communist Chinese Military Companies
- 252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals
- 252.225-7013 Duty-Free Entry
- 252.225-7016 Restriction on Acquisition of Ball and Roller Bearings
- 252.225-7021 Trade Agreements
- 252.225-7025 Restriction on Acquisition of Forgings
- 252.227-7013 Rights in Technical Data--Noncommercial Items
- 252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation
- 252.227-7015 Technical Data--Commercial Items
- 252.227-7016 Rights in Bid or Proposal Information
- 252.227-7018 Rights in Noncommercial Technical Data and Computer Software- -Small Business Innovative Research (SBIR) Program
- 252.227-7019 Validation of Asserted Restrictions—Computer Software
- 225-227-7020 Rights in Special Works - JUN 1995
- 252.227-7033 Rights in Shop Drawings
- 252.227-7037 Validation of Restrictive Markings on Technical Data
- 252.227-7038 Patent Rights - Ownership by the Contractor (Large Business)
- 252.228-7005 Accident Reporting and Investigation Involving Aircraft, Missiles and Space Launch Vehicles
- 252.233-7001 Choice of Law (Overseas) - JUN 1997

252.234-7001 Notice of Earned Value Management System - APR
2008
252.235-7003 Frequency Authorization
252.236-7013 Requirement for Competition Opportunity for American Steel Producers, Fabricators,
and Manufacturers
252.237-7010 Prohibition on Interrogation of Detainees by Contractor Personnel
252.239-7016 Telecommunications Security Equipment, Devices, Techniques, and Services
252.244-7000 Subcontracts for Commercial Items
252.246-7003 Notification of Potential Safety Issues
252.247-7023 Transportation of Supplies by Sea
252.247-7024 Notification of Transportation of Supplies by Sea

252.249-7002 Notification of Anticipated Program Termination or Reduction

Applicable to all Purchase Orders Exceeding the Simplified Acquisition Threshold:

252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies

252.243-7002 Requests for Equitable Adjustment

Applicable to all Purchase Orders over \$500,000:

252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns

Applicable to all Purchase Orders over \$700,000:

252.219-7003 Small Business Subcontracting Plan (DOD Contracts)-Basic

Applicable to all Purchase Orders over \$1,500,000:

252.211-7000 Acquisition Streamlining

Applicable to all Purchase Orders over \$5,500,000:

252.203-7004 Display of Hotline Posters

Applicable to all Purchase Orders over \$50,000,000:

252.234-7004 Cost and Software Data Reporting System

NASA FAR Supplement Clauses

When the items furnished under this Purchase Order are for use in connection with a U. S. Government National Aeronautics and Space Administration (NASA) Prime Contract or subcontract, the following NASA FAR Supplement ("NFS") clauses, in addition to the Supplier Terms and Conditions and the FAR clauses, shall apply as required by the terms of the prime contract or by operation of law or regulation. The effective version of each NFS clause shall be the same version as that which appears in Buyer's prime contract, or higher-tier subcontract under which this Purchase Order is a subcontract.

Applicable to all Purchase Orders:

- 1852.204-76 Security Requirements for Unclassified Information Technology Resources
- 1852.208-81 Restrictions on Printing and Duplicating
- 1852.211-70 Packaging, Handling, and Transportation
- 1852.223-70 Safety and Health Measures and Mishap Reporting
- 1852.223-71 Authorization for Radio Frequency Use
- 1852.223-72 Safety and Health (Short Form)
- 1852.223-74 Drug- and Alcohol-Free Workforce
- 1852.225-70 Export Licenses
- 1852.225-71 Restriction on Funding Activity with China
- 1852.227-11 Patent Rights - Ownership by the Contractor
- 1852.227-14 Rights in Data – General
- 1852.227-70 New Technology-Other than a Small Business Firm or Nonprofit Organization
- 1852.227-71 Requests for Waiver of Rights to Inventions
- 1852.227-72 Designation of New Technology Representative and Patent Representative
- 1852.227-86 Commercial Computer Software License
- 1852.228-76 Cross-Waiver of Liability for International Space Station Activities
- 1852.228-78 Cross-Waiver of Liability for Science or Space Exploration Activities Unrelated to the International Space Station
- 1852.237-71 Pension Portability
- 1852.237-72 Access to Sensitive Information
- 1852.237-73 Release of Sensitive Information
- 1852.242-72 Denied Access to NASA Facilities
- 1852.242-73 NASA Contractor Financial Management Reporting
- 1852.245-72 Liability for Government Property Furnished for Repair or Other Services
- 1852.245-73 Financial Reporting Of NASA Property in the Custody of Contractors
- 1852.245-74 Identification and Marking of Government Equipment
- 1852.247-71 Protection of the Florida Manatee

Applicable To All Purchase Orders Over \$100,000:

- 1852.244-70 Geographic Participation in the Aerospace Program

Applicable To All Purchase Orders Over \$700,000:

- 1852.219-75 Individual Subcontracting Reports

Applicable To All Purchase Orders Over \$750,000:

- 1852.231-71 Determination of Compensation Reasonableness

Department of Energy Acquisition Regulation Clauses

When the items furnished under this Purchase Order are for use in connection with a U. S. Government Prime Contract or subcontract, the following Department of Energy Acquisition Regulations ("DEAR") clauses, in addition to the Supplier Terms and Conditions, the FAR clauses, and the FAR supplement causes shall apply as required by the terms of the prime contract or by operation of law or regulation. The effective version of each DEAR clause shall be the same version as that which appears in Buyer's prime contract, or higher-tier subcontract under which this Purchase Order is a subcontract.

Applicable to all Purchase Orders:

952.250-70 Nuclear Hazards Indemnity Agreement