

CUSTOMER CONTRACT REQUIREMENTS

W911NF-16-2-0087

The following customer contract requirements apply to this contract.

1. FLOWDOWN OF DODGARS REQUIREMENTS

Appendix A to DoDGARs part 34 shall apply to all subcontractors and subawardees as defined by DoDGARs.

a. Subawardees:

- i. If the subawardee is a university or other nonprofit organization, DoDGARs (also known as 32 CFR) part 32 shall apply to this subaward as well as 2 CFR part 200, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," as modified and supplemented by the Department of Defense's (DoD) interim implementation found at 2 CFR part 1103, "Interim Grants and Cooperative Agreements Implementation of Guidance in 2 CFR part 200" (79 FR 76047, December 19, 2014).
- ii. If the subawardee is a state or local government, DoDGARs part 33 shall apply to this subaward.
- iii. If the subawardee is for profit entity, DoDGARs part 34 shall apply to this subaward. The Intellectual Property Rights contained in 32 CFR 34.25(a)(2) are incorporated by reference into this Agreement with the following modification.
 1. Throughout the Government wide award provision: (1) Insert the terms "recipient" and "subrecipient" (or contractor to the recipient or to a subrecipient)" to replace the terms "contractor" and "subcontractor," respectively. (2) Insert the terms "award" and "subaward" (or contract under either the award or a subaward)" to replace the terms "contract" and "subcontract," respectively.Additionally, the "DoD Research Terms and Conditions, October 2015" are incorporated herein by reference and applicable to for-profit and foreign entity subawards.
- iv. All subawardees shall incorporate the appropriate entity-type flowdown language above in any further subawards.

b. Subcontractors:

- i. Recipients of subcontracts that award further subcontracts under this agreement shall ensure that all subcontracts awarded contain the provisions in Appendix A to DoDGARs part 34.