GCC

(Government Contract Clauses)

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The following contract clauses are incorporated by reference from the Federal Acquisition Regulation (FAR) and the Department of Defense Federal Acquisition Regulation Supplement (DFARS) and apply to the extent indicated. Unless otherwise noted, in the following clauses, "Contractor" and "Offeror" mean Seller. Clauses in this GCC may not be the most recent versions. The clauses and dates in this GCC are those in the prime contract.

Contract Number: F29601-02-C-0047

Effective Date of Contract: 5 Sep 2002

Program: Advanced Vehicle Technology System (AVTS)

Research and Development

SECTION I

(Purchase of Commercial Items)

If the Purchase Contract is for the purchase of Commercial Items, then the following paragraph as well as the clauses identified in Section I are incorporated into the purchase contract. If the General Terms and Conditions of the purchase contract contain a list of FAR or DFARS clauses, the following Section I clauses are in lieu of that list.

Seller has asserted, and MDC relies on the assertion, that the items or services sold under this contract are commercial items or services. This assertion is incorporated herein by reference.

FAR/DFARS					
CLAUSE	CLAUSE DESCRIPTION				
52.219-8	Utilization of Small Business Concerns (OCT 00). This clause is applicable if this contract exceeds the FAR simplified				
	acquisition threshold.				
52.222-26	Equal Opportunity (APR 02) [subparagraphs (b)(1) through (11)].				
52.222-35	Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans. (DEC 01)				
	This clause applies only if this contract is for \$10,000 or more.				
52.222-36	Affirmative Action for Workers with Disabilities. (JUN 98). This clause applies only if this contract exceeds \$10,000.				
52.244-6	Subcontracts for Commercial Items and Commercial Components (MAY 02).				
52.247-64 Preference for Privately Owned U.S. Flag Commercial Vessels (JUN 00). This clause applies if this con					
	the FAR Simplified Acquisition Threshold. In subparagraph (c)(2), "20" and "30" are changed to "10" and "20"				
	respectively.				
252.225-7014	Preference for Domestic Specialty Metals (MAR 98). This clause applies only if the goods contain specialty metal(s).				
252.225-7014	ALT I - Preference for Domestic Specialty Metals (MAR 98).				
252.247-7023	Transportation of Supplies by Sea (MAR 00) or (MAY 02). This clause applies only if this contract exceeds the FAR				
	simplified acquisition threshold. In the first sentence of paragraph (d), "45 days" is changed to "60 days." In paragraph				
	(e), "30 days" is changed to "20 days."				
252.247-7024	Notification of Transportation of Supplies by Sea (MAR 00). "Contracting Officer" and, in the first sentence of paragraph				
	(a), "Contractor" shall mean Buyer.				

SECTION II

(Purchase of Non-commercial Items)

If the Purchase Contract is **NOT** for the purchase of Commercial Items,

then the clauses identified in Section II are incorporated into the purchase contract. If the General Terms and Conditions of the purchase contract contain a list of FAR and DFARS clauses, the clauses in Section II are in lieu of that list.

FAR/DFARS CLAUSE	CLAUSE DESCRIPTION		
52.203-6	Restrictions on Subcontractor Sales to the Government (JUL 95). This clause applies only if this contract exceeds \$100,000.		
52.203-7	Anti-Kickback Procedures (JUL 95) [excluding subparagraph (c)(1)]. This clause applies only if this contract exceeds \$100,000. Buyer may withhold from sums owed Seller the amount of any kickback paid by Seller or its subcontractors a any tier if (a) the Contracting Officer so directs, or (b) the Contracting Officer has offset the amount of such kickback against money owed Buyer under the prime contract.		
52.203-8	Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity (JAN 97). This clause applies to contract if Seller, its employees, officers, directors or agents participated personally and substantially in any part		

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FAR simplified acquisition threshold. If the Government reduces Buyer's price or fee for violations of the Act by Seller or its subcontractors at any ter. Buyer may withhold from sums owed Seller the amount of the reduction. 52:203-12 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (APR 91). This clause pupies only if this contract exceeds \$100.000. Seller's signing of its offer, proposal or quotation shall constitute the certification required by this clause. 20:203-12 Limitation on Payments to Influence Certain Federal Transactions (JUN 97). This clause applies only if this contract several properties of the properties of						
52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (APR 91). This clause applies only if this contract exceeds \$10,000. Select's signing of its offer, proposal or quotation shall counter the certification required by this clause. 52.203-12 Limitation on Payments to Influence Certain Federal Transactions (JUN 97). This clause applies only if this contract exceeds \$100,000. In subparagraph (c)(4), "prime Contractor" shall mean Buyer. 52.204-2 Security Requirements (AUG 96). This clause applies only if this contract requires access to classified information. Thanges clause shall mean the changes clause of this contract. "Covernment" shall mean Buyer or the Government. Defense Priority and Allocation Requirements (SEP 90). 52.215-12 Audit and Records-Negotiation (JUN 99). This clause applies only if this contract exceeds the FAR simplified acquisition of these types, (ii) Seller was required to provide cost or prioring data; or (ii) Seller is required to furnish the provide of t	52.203-10	FAR simplified acquisition threshold. If the Government reduces Buyer's price or fee for violations of the Act by Seller or				
52.201-2 Limitation on Payments to Influence Certain Federal Transactions (JUN 97). This clause applies only if this contract exceeds \$10,000. In subparagraph (c)(4), "prince Contractor" shall mean Buyer. 52.201-2 Security Requirements (AUG 96). This clause applies only if this contract requires access to classified information. 52.201-15 Defense Priority and Allocation Requirements (SEP 90). 52.215-2 Audit and Records Negotiation (JUN 99). This clause applies only if this contract exceeds the FAR simplified acquisition threshold and (i) is cost-reimbursement, incentive, time-and-materials, labor-hour, or price-redeterminable type or any combination of these types; (ii) Seller was required to provide cost or pricing data; or (iii) Seller is required to furnish reports as discussed in paragraph (e) of the referenced clause. 52.215-14 Integrity of Unit Prices (COT 97) (recluding paragraph (iii)). This clause applies only if this contract exceeds the FAR simplified acquisition threshold or is not for construction or architect-engineer services under FAR Part 30, utility services under FAR Part 41, services where supplies are not required, commercial tiens, and petroleum profile acquisition threshold. 52.215-14 ALT I Integrity of Unit Prices (COT 97). 52.219-8 Unitagenity of Unit Prices (COT 97). 52.222-23 Explain threshold or the Covernment of Labor Disputes (FEB 97). "Contracting Officer" shall mean Buyer. 52.222-30 Covernment of Labor Disputes (FEB 97). "Contracting Officer" shall mean Buyer. 52.222-31 Explain threshold or the Covernment of Labor Disputes (FEB 97). "Contracting Officer" shall mean Buyer. 52.222-31 Explain threshold or the Special Dispates (PEB 97). "Contracting Officer" shall mean Buyer. 52.222-32 Explain threshold or Special Dispates (PEB 97). "Contracting Officer" shall mean Buyer. 52.223-31 Explain threshold or thr	52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (APR 91). This clause applies only if this contract exceeds \$100,000. Seller's signing of its offer, proposal or quotation shall constitute the				
52.201-2 Security Requirements (AUG 96). This clause applies only if this contract requires access to classified information. Changes clause "shall mean there changes clause of this contract." Government "shall mean there to Government" (SEP 90). 52.215-2 Audit and Records-Regolation (UM 99). This clause applies only if this contract exceeds the FAR simplified acquisition threshold and (i) is cost-reimbursement, incentive, time-and-materials, labor-hour, or price-redeterminable type or any combination of these types; (ii) Seller was required to provide cost or pricing data; or (iii) Seller is required to furnish reports as discussed in paragraph (e) of the referenced clause. 52.215-14 Integrity of Unit Prices (CPT 97) (secluding paragraph (ii)). This clause applies only if this contract exceeds the FAR simplified acquisition threshold or is not for construction or architect-engineer services under FAR Part 36, utility services under FAR Part 4, services where supplies are not required, commercial times, and petroleum products. 52.215-14 ALT I Integrity of Unit Prices (CCT 97). 52.219-8 ALT I Integrity of Unit Prices (CCT 97). 52.22-23 Augustion threshold. 52.22-23 Augustion threshold. 52.22-23 Continued the service of the	52.203-12	Limitation on Payments to Influence Certain Federal Transactions (JUN 97). This clause applies only if this contract				
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threshold and (i) is cost-reimbursement, incentive, time-and-materials, labor-hour, or price-redeterminable type or any combination of these types; (ii) Seller was required to provide cost or pricing data; or (iii) Seller is required to furnish reports as discussed in paragraph (e)) of the referenced clause. Integrity of Unit Prices (OCT 97) (excluding paragraph (b)). This clause applies only if this contract exceeds the FAR simplified acquisition threshold or is not for construction or architect-engineer services under FAR Part 38, utility services under FAR Part 41, services where supplies are not required, commercial times, and petroleum products. 32.215-14. ALT I Integrity of Unit Prices (OCT 97). Utilization of Small Business Concerns (OCT 00). This clause is applicable if this contract exceeds the FAR simplified acquisition threshold. 32.222-17. Prohibition of Segregated Facilities (FEB 97). "Contracting Officer" shall mean Buyer. Prohibition of Segregated Facilities (FEB 97). "Contracting Officer" shall mean Buyer. Prohibition of Segregated Facilities (FEB 97). "Contracting Officer" shall mean Buyer. Prohibition of Segregated Facilities (FEB 97). "Contracting Officer" shall mean Buyer. 22.222-36. Equal Opportunity (APR 02) [subparagraphs (b)(1) through (11)]. 32.222-36. Equal Opportunity (APR 02) [subparagraphs (b)(1) through (11)]. 32.222-36. Equal Opportunity (APR 02) [subparagraphs (b)(1) through (11)]. 32.222-37. This clause applies only if this contract is exceeds \$10.000. This clause applies only if this contract exceeds \$10.000. Certification of Toxic Chemical Disabled Veterans, Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (DEC 01). This clause applies only if this contract exceeds \$100.000. Certification of Toxic Chemical Release Reporting (OCT 00) (Evolution paragraph (e)). Toxic Chemical Releases Reporting (OCT 00) (Evolution paragraph (e)). Toxic Chemical Releases Reporting (OCT 00) (Evolution paragraph (e)). Toxic Chemical Releases Reporting (OCT 00) (Evolutio	52.211-15					
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52.222-21 Equal Opportunity (APR 02) [subparagraphs (b)(1) through (11)]. 52.222-35 Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans. (DEC 01). This clause applies only if this contract is for \$10,000 or more. 52.222-36 Affirmative Action for Workers with Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (DEC 01). This clause applies only if this contract is for \$10,000 or more. 52.222-37 Employment Reports on Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans (DEC 01). This clause applies only if this contract exceeds \$10,000. 52.223-13 Certification of Toxic Chemical Release Reporting (OCT 00). This clause applies only if this contract is expected to exceed \$100,000 in value and is being competitively awarded. 52.223-14 Toxic Chemical Release Reporting (OCT 00) [excluding paragraph (e)]. This clause applies only if this contract was competitively awarded, exceeds \$100,000 (including all options), and Seller has a SIC designation of major groups 20 through 39 as set forth in FAR 19.102. 52.225-13 Restrictions on Certain Foreign Purchases (JUL 00). 52.227-1 ALT 1 - Authorization and Consent (JUL 95). 52.227-1 ALT 1 - Authorization and Consent (JUL 95). 52.227-1 ALT 1 - Authorization and Consent (JUL 95). 52.227-10 Filing of Parent Applications – Classified Subject Matter (APR 84). This clause applies only if this contract exceeds the FAR simplified acquisition threshold. A copy of each notice sent to the Government will be sent to Buyer. "Contracting Officer" shall mean Buyer. 52.244-15 Slop Work Order (AUG 89). Change "90 days" and "30 days" to "100 days" and "20 days" respectively. The "Termination for Convenience" clause shall refer to the Termination for Convenience clause of this contract. "Contracting Officer" and "Government" shall mean Buyer. 52.244-15 Competition in Subcontracting (DEC 96). 52.244-5 Competition in Parent Parent Parent Parent Parent Parent Parent Parent Parent		acquisition threshold.				
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52.227-1 ALT I - Authorization and Consent (APR 84). 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement (AUG 96). This clause applies only if this contract exceeds the FAR simplified acquisition threshold. A copy of each notice sent to the Government will be sent to Buyer. "Contracting Officer" shall mean Buyer. 52.227-10 Filing of Patent Applications – Classified Subject Matter (APR 84). This clause applies only if this contract will involve access to classified information. 52.242-15 Stop Work Order (AUG 89). Change "90 days" and "30 days" to "100 days" and "20 days" respectively. The "Termination for Convenience" clause shall refer to the Termination for Convenience clause of this contract. "Contracting Officer" and "Government" shall mean Buyer. 52.244-5 Competition in Subcontracting (DEC 96). 52.244-6 Subcontracts for Commercial Items and Commercial Components (MAY 02). 52.245-2 Government Property (Fixed Price Contracts) (DEC 89). "Government" shall mean Government or Buyer throughout except the first time it appears in paragraph (f). 52.246-23 Limitation of Liability (FEB 97). 75.226-23 Limitation of Liability (FEB 97). 75.226-29 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies (MAR 99) [excluding paragraph (g)]. This clause applies only if this contract exceeds the FAR simplified acquisition threshold. "Contractor" is not changed in paragraphs (a) and (b). In paragraph (e), "Government" shall mean Government or Buyer. In paragraph (f), "through the Buyer" is inserted after "Contracting Officer." 252.204-7000 Disclosure of Information (DEC 91). Seller will submit requests for authorization to re-release through Buyer. 752.209-7000 Acquisition from Subcontractors Subject to On-Site Inspection Under the Intermediate – Range Nuclear Forces (INF) Treaty (NOV 95). This clause applies only if this contract exceeds the FAR simplified acquisition threshold. 752.225-7014 Preference for Certain Domestic Commodities (APR 92). This clause applie	52.225-13	Restrictions on Certain Foreign Purchases (JUL 00).				
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	252.225-7025					

252.225-7026	Reporting of Contract Performance Outside the United States (JUN 00). This clause applies only if the contract exceens \$500,000 and is not for commercial items, construction, ores, natural gases, utilities, petroleum products and crudes,				
	timber (logs), or subsistence.				
252.226-7001					
252.227-7013					
252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (JUN 95). This clause applies only if non-commercial computer software or non-commercial computer documentation may be originated, developed, or delivered under this contract.				
252.227-7016					
252.227-7019	Validation of Asserted Restrictions – Computer Software (JUN 95). This clause applies only if DFARS 252.227-7014, Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation, applies.				
252.227-7030					
252.227-7036	·				
252.227-7037					
252.244-7000	Subcontracts for Commercial Items and Commercial Components (DoD Contracts) (MAR 00).				
252.247-7023					
252.247-7024	Notification of Transportation of Supplies by Sea (MAR 00). "Contracting Officer" and, in the first sentence of paragraph (a), "Contractor" shall mean Buyer.				

REVISION TABLE

Revision	Original		
Number	Issue Date	Revision Date	Remarks
	7 Feb 2003		Basic signed contract.