



Section 9 : GOVERNMENT CONTRACT REQUIREMENTS

CLAUSE 958 (10/01/96)

NAS9-19487

KINESTHETIC FORCE FEEDBACK DEVICE

GOVERNMENT CONTRACT REQUIREMENTS

(a) The following contract clauses are incorporated by reference from the Federal Acquisition Regulation and apply to the extent indicated. In all of the following clauses, "Contractor" and "Offeror" shall mean Seller.

(1) 52.203-6 Restrictions on Subcontractor Sales to the Government (OCT 1995). This clause applies only if this contract exceeds \$100,000.

(2) 52.203-7 Anti-Kickback Procedures (JUL 1995) [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 at 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.

(3) 52.203-10 Price or Fee Adjustment for Illegal or Improper Activity (SEP 1990). This clause applies only if this contract exceeds \$100,000. If the Government reduces Buyer's price or fee for violations of the Act by Seller or its subcontractors at any tier, Buyer may withhold or recover from Seller the amount of the reduction.

(4) 52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (APR 1991). This clause applies only if this contract exceeds \$100,000.

(5) 52.203-12 Limitation on Payments to Influence Certain Federal Transactions (JAN 1990). This clause applies only if this contract exceeds \$100,000. Paragraph (c) (4) is modified to read as follows: "(c) (4) Seller will promptly submit any disclosure required (with written notice to Buyer) directly to the PCO for the prime contract. Buyer will identify the cognizant Government PCO at Seller's request. Each subcontractor certification will be retained in the subcontract file of the awarding contractor."

(6) 52.210-5 New Material (MAY 1995). "Contracting Officer" shall mean Buyer.

(7) 52.210-7 Used or Reconditioned Material, Residual Inventory and Former Government Surplus Property (MAY 1995). "Contracting Officer" shall mean Buyer.

(8) 52.211-15 Defense Priority and Allocation Requirements (SEP 1990)

(9) 52.215-2 Audit and Records -- Negotiation (OCT 1995). This clause applies only if this contract exceeds \$100,000 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.

(10) 52.215-26 Integrity of Unit Prices (APR 1991) [excluding paragraph (c)]

(11) 52.219-8 Utilization of Small Business Concerns and Small Disadvantaged Business Concerns (FEB 1990)

(12) 52.219-13 Utilization of Women-Owned Small Businesses (AUG 1986)

(13) 52.220-3 Utilization of Labor Surplus Area Concerns (APR 1984)

(14) 52.220-4 Labor Surplus Area Subcontracting Program (APR 1984). This clause applies only if this contract exceeds \$500,000.

(15) 52.222-1 Notice to the Government of Labor Disputes (APR 1984). "Contracting Officer" shall mean Buyer.

(16) 52.222-4 Contract Work Hours and Safety Standards Act -- Overtime Compensation (MAR 1986). Buyer may withhold or recover from Seller such sums as the Contracting Officer withholds or recovers from Buyer because of liabilities of Seller or its subcontractors under this clause.

(17) 52.222-20 Walsh-Healey Public Contracts Act (APR 1984). This clause applies only if this contract exceeds \$10,000.

(18) 52.222-26 Equal Opportunity (APR 1984) [subparagraphs (b)(1) through (11)]

(19) 52.222-35 Affirmative Action for Special Disabled and Vietnam Era Veterans (APR 1984). This clause applies only if this contract is for \$10,000 or more.

(20) 52.222-36 Affirmative Action for Handicapped Workers (APR 1984). This clause applies only if this contract exceeds \$2,500.

(21) 52.222-37 Employment Reports on Special Disabled Veterans and Veterans of the Vietnam Era (JAN 1988) . This clause applies only if this contract is for \$10,000 or more.

(22) 52.223-2 Clean Air and Water (APR 1984). This clause applies only if this contract exceeds \$100,000.

(23) 52.225-9 Buy American Act - Trade Agreements - Balance of Payments Program (JAN 1994)

(24) 52.225-11 Restrictions on Certain Foreign Purchases (MAY 1992)

(25) 52.225-17 Buy American Act -- Supplies Under European Community Agreement (MAY 1995)

(26) 52.227-1 Authorization and Consent (JUL 1995)

(27) 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement (APR 1984). This clause applies only if this contract exceeds \$100,000. A copy of each notice sent to the Government will be sent to Buyer.

(28) 52.227-14 Rights in Data -- General (JUN 1987) - as modified by NASA FAR Supplement 18-52.227-14. This clause applies only if data will be produced, furnished, or required under this contract.

(29) 52.248-1 Value Engineering (MAR 1989) [excluding subparagraph (f)]. This clause applies only if this contract is for \$100,000 or more. "Contracting Officer" means Buyer.. If a Value Engineering Change Proposal is accepted by the Government, Seller's share will be 50% of the instant, concurrent and future contract net acquisition savings and collateral savings that Buyer receives from the Government. Seller's negotiated share of net acquisition savings or collateral savings shall not reduce the Government's share of concurrent or future savings or collateral savings. Buyer's payments to Seller under this clause are conditioned upon Buyer's receipt of authorization for such payments from the Government.

(30) 52.253-1 Computer Generated Forms (JAN 1991)

(b) The following contract clauses are incorporated by reference from the National Aeronautics and Space Administration Federal Acquisition Regulation Supplement and apply to the extent indicated. In all of the following clauses, "Contractor" and "Offeror" shall mean Seller.

(1) 18-52.210-75 Packaging and Marking (SEP 1990), Alternate I (SEP 1990)

(2) 18-52.227-72 Designation of New Technology Representative and Patent Representative (APR 1984). (Insert: New Technology Representative, Code: HA, 2101 NASA Rd. 1, NASA Johnson Space Center, Houston TX 77058 and Patent Representative, Code: HA, 2101 NASA Rd. 1, NASA Johnson Space Center, Houston TX 77058)