

PRIME CONTRACT REQUIREMENTS

- A. The following clauses of the Federal Acquisition Regulation (FAR) and the NRO Acquisition Manual (NAM) are incorporated herein by reference, with the same force and effect as if they were given in full text, and are applicable during the performance of this Contract. The full text of a FAR clause may be accessed electronically at the following address: <http://www.arnet.gov/far>

1. FAR FLOWDOWN CLAUSES

<u>Clause Number</u>	<u>Title/Applicability</u>
52.203-13	CONTRACTOR CODE OF BUSINESS ETHICS AND CONDUCT (DEC 2007) (Applies if this Contract exceeds \$5,000,000 and has a period of performance of more than 120 days. Does not apply if this Contract is for commercial items or if performance is 100% outside the United States. Note 2 applies.)
52.203-14	DISPLAY OF HOTLINE POSTER(S) (DEC 2007) (Applies if this Contract exceeds \$5,000,000. Does not apply if this Contract is for commercial items or if performance is 100% outside the United States. Contact BUYER procurement representative for the location where posters may be contained if not indicated elsewhere in the contract.)
52.227-11	PATENT RIGHTS-OWNERSHIP BY THE CONTRACTOR (DEC 2007) (Applies if this Contract, at any tier, is for experimental, developmental, or research work performed by a small business concern or a non-profit organization. Reports required by this clause should be filed with the agency identified on this Contract. If no agency is identified then contact the Procurement Representative identified on the face of this Contract.)
52.231-1	INDUSTRIAL RESOURCES DEVELOPED UNDER DEFENSE PRODUCTION ACT TITLE III (DEC 1994)
52.243-2	CHANGES – COST REIMBURSEMENT (AUG 1987) (Alt I and Alt II do not apply to this Contract.)
52.245-17	SPECIAL TOOLING (MAY 2004) (Note 2 applies.)
52.246-03	INSPECTION OF SUPPLIES COST- REIMBURSABLE (MAR 2001) (Note 1 applies except (i) in paragraphs (b), (c) and (d) where it Note 3 applies; and (ii) in paragraph (k) where the terms is unchanged. IN subparagraph (e), "60 days" is changed to "120" days, and in subparagraph (f) "6 months" is changed to "12 months".)

2. NAM FLOWDOWN CLAUSES

<u>Clause Number</u>	<u>Title/Applicability</u>
N52.203-001	NRO INSPECTOR GENERAL AND THE NRO HOTLINE (AUG 2004) (Applies if this Contract exceeds \$100,000 and items being furnished under this Contract are not commercial items. In paragraph (b) insert "or ULA" after "Director, Office of Contracts".)
N52.203-002	PROHIBITION ON PERSONS CONVICTED OF FRAUD OR OTHER DEFENSE-CONTRACT-RELATED FELONIES (MAY 2003) (Applies if this Contract exceeds \$100,000 and items furnished under this Contract are not commercial items.)
N52.203-003	PERSONAL CONDUCT (MAY 2003)
N52.204-001	SECURITY REQUIREMENTS (AUG 2006) ALT 1 (AUG 2006) (Applies if access to sensitive compartmented information is required. The reference in paragraph (c) to the Changes clause should be deemed to refer to the Changes clause of this Contract.)
N52.204-003	SPECIAL NOTIFICATION AND APPROVAL REQUIREMENTS (JUN 2003) (Note 5 applies.)
N52.204-004	TELECOMMUNICATIONS SECURITY EQUIPMENT, DEVICES, TECHNIQUES, AND SERVICES (JUN 2003) (Applies if this Contract requires COMSEC and/or securing telecommunications.)
N52.209-001	DISCLOSURE OF OWNERSHIP OR CONTROL BY THE GOVERNMENT OF A TERRORIST COUNTRY (SEP 2003)
N52.209-03	ORGANIZATIONAL CONFLICT OF INTEREST (AUG 2006) (Applies if this Contract exceeds \$100,000.)
N52.209-05	PROTECTION OF INFORMATION (SEP 2003)
N52.211-01	USE OF THE METRIC SYSTEM OF MEASUREMENT (APR 2004)
N52.223-001	HAZARD WARNING LABELS (JAN 2004) (Applies if this contract requires the delivery of hazardous materials as defined in the clause.)
N52.223-002	SAFETY PRECAUTIONS FOR AMMUNITIONS AND EXPLOSIVES (JAN 2004) (Applies if this contract involves ammunition or explosives. Note 2 applies except in paragraph (c)(4) where it means "Contracting Officer" as it relates to government personnel. Note 3 applies.)
N52.223-003	CHANGE IN PLACE OF PERFORMANCE-AMMUNITION AND EXPLOSIVES (JAN 2004) (Applies if this contract involves ammunition or explosives. Notes 2 and 3 apply.)

N52.223-004	HAZARD WASTE LIABILITY AND INDEMNIFICATION (MAR 1996) (Note 3 applies.)
N52.223-005	PROHIBITION ON STORAGE AND DISPOSAL OF TOXIC AND HAZARDOUS MATERIALS (JAN 2004) (Note 3 applies.)
N52.223-006	CONTRACTOR COMPLIANCE WITH ENVIRONMENTAL, OCCUPATIONAL SAFETY AND HEALTH, AND SYSTEM SAFETY REQUIREMENTS (OCT 1997) (Notes 5 and 7 apply.)
N52.223-007	ELIMINATION OF OZONE DEPLETING SUBSTANCES (ODS) (APR 2004) (Note 5 applies.)
N52.227-002	RIGHTS IN TECHNICAL DATA AND COMPUTER SOFTWARE: NONCOMMERCIAL ITEMS (JUN 2007) (Note 3 applies)
N52.227-003	VALIDATION OF RESTRICTIVE MARKINGS ON TECHNICAL DATA AND COMPUTER SOFTWARE (JAN 2004) (Notes 3 and 7 apply.)
N52.227-011	TECHNICAL DATA AND COMPUTER SOFTWARE: WITHHOLDING OF PAYMENT (NOV 2007) (Notes 2 and 4 apply.)
N52.227-015	DATA REQUIREMENTS (JAN 2004)
N52.228-003	ACCIDENT REPORTING AND INVESTIGATION INVOLVING AIRCRAFT, MISSILES AND SPACE LAUNCH VEHICLES (JAN 2004) (Notes 2 and 3 apply.)
N52.231-001	SUPPLEMENTAL COST PRINCIPLES (JAN 2004)
N52.244-002	SUBCONTRACT REPORTING, MONITORING, AND CONSENT (DEC 2006) (Applies unless this Contract is for a fixed price, unclassified commercial product and/or service provided by a US-owned company.)

NOTES

1. Substitute "ULA" for "Government" throughout this clause.
2. Substitute "Procurement Representative" for "Contracting Officer", "Administrative Contracting Officer", and "ACO" throughout this clause.
3. Insert "and ULA" after "Government" throughout this clause.
4. Insert "or ULA" after "Government" throughout this clause.
5. Communication/notification required under this clause from/to the Contractor to/from the Contracting Officer shall be through ULA.
6. Insert "and ULA" after "Contracting Officer" throughout the clause.
7. Insert "or Procurement Representative" after "Contracting Officer" throughout the clause.