

# N-2 Provisions for NASA Contracts

## 1. **ORDER OF PRECEDENCE**

In the event of an inconsistency in this order, unless otherwise provided, the inconsistency shall be resolved by giving precedence in the following order:

- A. Terms and conditions incorporated in the first and succeeding pages of Buyer's order, as amended.
- B. Terms and conditions incorporated in the A-2 Provisions for Government Contracts.
- C. Supplemental Provisions incorporated herein (N-2 Provisions for NASA Contracts)
- D. Standard ILC Dover Purchase Order terms and conditions (available at [www.ilcdover.com](http://www.ilcdover.com) under the "Terms and Conditions" link).
- E. Statement of Work

## 2. **NFS - NASA FEDERAL ACQUISITION REGULATION SUPPLEMENT CLAUSES**

Goods or services provided in fulfillment of this order are chargeable to a contract issued by an agency of the U.S. Government, the NASA. The NASA FAR Supplement (NFS) clauses cited below, in effect as of the date of the accompanying Purchase Order, are incorporated by reference with the same force and effect as if provided in full text.

As used in the NFS clauses cited below or as otherwise incorporated herein, clauses are subject to the following alterations:

- A. "Contractor" shall mean Seller
- B. "Contract" or "Schedule" shall mean Buyer's Purchase Order
- C. "Government", "Department", "Secretary", "Contracting Officer", "Controller General" and any other term of similar import shall mean Buyer.

Any other change required for Buyer to have with respect to Seller the same rights that the Government would have with respect to Buyer under any of the cited NFS clauses should they appear in a Government contract with Buyer shall also be deemed to have been made.

The following FAR clauses apply to orders for Government contracts in excess of the Micro Purchase Threshold (currently \$10,000):

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<u>FAR REFERENCE</u>	<u>FAR TITLE</u>
52.203-8	Cancellation, Recission and Recovery of Funds for Illegal or Improper Activity
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity
52.204-1	Approval of contract
52.204-4	Printed or copied on double-sided postconsumer Fiber Content Paper
52.204-14	Service Contract Reporting Requirements
52.204-15	Service Contract Reporting Requirements for Indefinite Delivery Contracts
52.216-18	Ordering
52.216-19	Oder Limitations
52.216-22	Indefinite Quantity
52.217-8	Option to Extend Services
52.217-9	Option to Extend the Term of the Contract
52.222-3	Convict Labor
52.222-42	Statement of Equivalent Rates for Federal Hires
52.223-5	Pollution Prevention and Right-to-Know Information
52.223-6	Drug Free Workplace
52.223-10	Waste Reduction Program
52.224-1	Privacy Act Notification
52.224-2	Privacy Act
52.227-16	Additional Data Requirements
52.228-7	Insurance – Liability to Third Persons
<u>FAR REFERENCE</u>	<u>FAR TITLE</u>
52.229-3	Federal, State and Local Taxes
52.232-1	Payments
52.232-8	Discounts for Prompt Payment
52.232-9	Limitation on Withholding of Payments

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52.232-23	Assignment of Claims
52.232-25	Prompt Payment
52.232-33	Payment by Electronic Funds Transfer – System for Award Management
52.232-35	Designation of Office for Government Receipt of Electronic Funds Transfer Information
52.237-3	Continuity of Services
52.242-1	Notice of Intent to Disallow Costs
52.242-3	Penalties for Unallowable Costs
52.242-4	Certification of Final Indirect Costs
52.242-13	Bankruptcy
52.249-14	Excusable Delays
52.251-1	Government Supply Sources
52.251-2	Interagency Fleet Management System Vehicles and Related Services
52.252-1	Solicitation Provisions Incorporated by Reference
52.252-2	Clauses Incorporated by Reference
52.252-6	Authorized Deviations in Clauses
52.253-1	Computer Generated Forms

The following NFS clauses apply to orders for Government contracts in excess of the Micro Purchase threshold (currently \$10,000):

<u>NFS REFERENCE</u>	<u>NFS TITLE</u>
1852.203-71	Requirement to Inform Employees of Whistleblower Rights
1852.204-76	Security Requirements for Unclassified Information Technology Resources
1852.208-81	Restrictions on Printing and Duplicating
1852.209-71	Limitation o Future Contracting
1852.211-70	Packaging, Handling and Transportation
1852.215-84	Ombudsman

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1852.216-76	Award Fee for Service Contracts
1852.216-80	Task Ordering Procedure
1852.216-89	Assignment and Release Forms
1852.219-75	Small Business Subcontracting Reporting
1852.219-79	Mentor Requirements and Evaluations
1852.223-76	Federal Automotive Statistical Tool Reporting
1852.225-70	Export Licenses
1852.227-70	New Technology-Other than a Small Business Firm or Nonprofit Organization
1852.227-72	Designation of New Technology Representative and Patent Representative
1852.227-86	Commercial Computer Software License
1852.227-88	Government Furnished Computer Software and Related Technical Data
1852.228-76	Cross-Waiver of Liability for International Space Station Activities
<b><u>NFS REFERENCE</u></b>	<b><u>NFS TITLE</u></b>
1852.228-78	Cross-Waiver of Liability for Science or Space Exploration Activities Unrelated to the International Space Station
1852.232-77	Limitation of Funds (Fixed Price Contract)
1852.232-80	Submission of Vouchers for Payment
1852.235-71	Key Personnel and Facilities
1852.237-70	Emergency Evacuation Procedures
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
1852.242-78	Emergency Medical Services and Evacuation
1852.245-70	Contractor Requests for Government-Furnished Property
1852.245-71	Installation-accountable Government Property

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1852.245-72	Liability for Government Property Furnished for Repair or other Services
1852.245-73	Financial Reporting of NASA Property in Custody of Contractors
1852.245-74	Identification and Marking of Government Equipment
1852.245-75	Property Management Changes
1852.245-76	List of Government- Property Furnished Pursuant to FAR 52.245-1
1852.245-79	Records and Disposition Reports for Government Property with Potential Historic or Significant Real Value
1852.245-82	Occupancy Management Requirements
1852.246-71	Government Contract Quality Assurance Functions
<b><u>NFS REFERENCE</u></b>	<b><u>NFS TITLE</u></b>
1852.246-73	Human Space Flight Item
1852.246-74	Contractor Counterfeit Electronic Part Detection and Avoidance
1852.247-71	Protection of the Florida Manatee
1852.247-73	Bills of Lading

The following NFS clauses apply to orders for Government Space and NASA contracts in excess of \$100,000

<b><u>NFS REFERENCE</u></b>	<b><u>NFS TITLE</u></b>
1852.244-70	Geographic Participation in the Aerospace Program

The following FAR/NFS clauses apply to orders for Government Space and NASA contracts in excess of the Simplified Acquisition Threshold (currently \$250,000)

<b><u>NFS REFERENCE</u></b>	<b><u>NFS TITLE</u></b>
52.215-8	Order of Precedence – Uniform Contract Format
52.232-17	Interest

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52.232-18	Availability of Funds
1852.223-70	Safety and Health Measures and Mishap Reporting
1852.223-75	Major Breach of Safety or Security
1852.228-75	Minimum Insurance Coverage
1852.246-72	Material Inspection and Receiving Report

The following NFS clauses apply to orders for Government Space and NASA contracts in excess of \$500,000

<u>NFS REFERENCE</u>	<u>NFS TITLE</u>
1852.231-71	Determination of Compensation Reasonableness
1852.245-78	Physical Inventory of Capital Personal Property

The following NFS clauses apply to orders for Government Space and NASA contracts in excess of \$700,000

<u>NFS REFERENCE</u>	<u>NFS TITLE</u>
1852.219-77	NASA Mentor – Protégé Program

The following NFS clauses apply to orders for Government Space and NASA contracts in excess of \$5,000,000

<u>NFS REFERENCE</u>	<u>NFS TITLE</u>
1852.203-70	Display of Inspector General Hotline Posters

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1852.223-74	Drug and Alcohol-Free Workforce
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