



SECTION 2 -- GOVERNMENT FUNDED SUBAWARD PROVISIONS

If this Order is a subaward under a U.S. Government Prime Contract, the clauses listed below, as contained in the Federal Acquisition Regulations in effect on the date of this Order, form a part of the Terms and Conditions of this Order. In the event of any conflict between the Terms and Conditions of this Section 2 and any other provisions of this Order, the Terms and Conditions of this Section 2 shall prevail. As used in the clauses incorporated by this reference, the terms "Contractor", "Government", and "Contracting Officer" shall be deemed to refer to the "Seller", "Buyer", and "California Institute of Technology" (Caltech), respectively.

1. The following provisions apply regardless of the amount of this Order
 - a. FAR 52.212-4 Contract Terms and Conditions – Commercial Items (May 2015) (All clauses under Paragraphs (a), (c), (e), (i), (l), (m), (n), (o), (q), (r), (s), (t), (u), and (v) apply)
 - b. FAR 52.222-1 Notice to Government of Labor Disputes (FEB 1997)
 - c. FAR 52.225-13 Restrictions on Certain Foreign Purchases (JUN 2008)
 - d. FAR 52.227-11 Patent Rights – Ownership by the Contractor (MAY 2014)
 - e. FAR 52.244-6 Subcontracts for Commercial Items (JUN 2016) (All clauses under Paragraphs (c)(1) and (d) apply)
 - f. FAR 52.247-63 Preference for United States Flag Air Carriers (JUN 2003)
2. The following provision applies if the amount of this Order exceeds \$3,500.00 and is for services or construction
 - a. FAR 52.222-54 Employment Eligibility Verification (OCT 2015)
3. The following provisions apply if the amount of this Order exceeds \$10,000.00
 - a. FAR 52.222-27 Affirmative Action Compliance Requirements for Construction (APR 2015)
4. The following provisions apply if the amount of this Order exceeds \$30,000.00
 - a. FAR 52.204-10 Reporting Executive Compensation and First-Tier Subcontract Awards (OCT 2015)
5. The following provisions apply if the amount of this Order exceeds \$35,000.00
 - a. FAR 52.209-6 Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (OCT 2015)
6. The following provisions apply if the amount of this Order exceeds \$150,000.00
 - a. FAR 52.203-6 Restrictions on Subcontractor Sales to the Government (SEP 2006)
 - b. FAR 52.203-7 Anti-Kickback Procedures (MAY 2014) (except subparagraph (c)(1))
 - c. FAR 52.203-12 Limitations on Payments to Influence Certain Federal Transactions (OCT 2010)
 - d. FAR 52.215-2 Audit and Records - Negotiation (OCT 2010)
 - e. FAR 52.219-8 Utilization of Small Business Concerns (OCT 2014)
 - f. FAR 52.227-1 Authorization and Consent (DEC 2007) and Alternate 1 (APR 1984)
 - g. FAR 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement (DEC 2007)
7. The following provisions apply if the amount of this Order exceeds \$700,000.00
 - a. FAR 52.219-9 Small Business Subcontracting Plan (OCT 2015)
8. The following provisions apply if the amount of this Order exceeds \$750,000.00
 - a. FAR 52.215-12 Subcontractor Cost or Pricing Data (OCT 2010)
 - b. FAR 52.215-13 Subcontractor Cost or Pricing Data - Modification (OCT 2010)