

TERMS AND CONDITIONS ATTACHMENT FOR GOVERNMENT CONTRACTS COVERED BY FEDERAL ACQUISITION REGULATIONS

Pursuant to HART Technologies Subcontract or Purchase Order document (hereafter referred to as “Subcontract”), this order is issued under a United States Government Department of Defense Prime Contract or Subcontract, and the regulations of the below identified clauses set forth in the Federal Acquisition Regulations (FAR) or DOD FAR Supplement (DFAR) in effect on the date of this order are incorporated herein by reference.

Where necessary to make the context of these clauses applicable to the Subcontract unless otherwise indicated, the term Contractor, Supplier or Seller shall mean Subcontractor, the term “contract” shall mean the Subcontract or Purchase Order, and the terms “Government”, “Contract Officer”, “Buyer” and equivalent phrases shall mean “Prime Contractor”. Subcontractor hereby agrees to flow down the following FAR/DFAR clauses, where applicable, to its lower-tier subcontractors. [AS9100D 8.4.3 k]

IT IS THE SOLE RESPONSIBILITY OF SUBCONTRACTOR TO COMPLY WITH THE FAR/DFAR CLAUSES APPLICABLE TO SUBCONTRACTOR, THE SUBJECT MATTER OF THE SUBCONTRACT, AND THE PRIME CONTRACT. THE FAR/DFAR CLAUSES SET FORTH HEREIN ARE INCLUDED AS AN EASE OF REFERENCE FOR THE SUBCONTRACTOR ONLY AND ARE NOT INTENDED TO SET FORTH A COMPLETE AND ACCURATE ITEMIZATION OF THE FAR/DFAR CLAUSES APPLICABLE TO SUBCONTRACTOR, THE SUBJECT MATTER OF THE SUBCONTRACT, OR THE PRIME CONTACT.

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| 1) 52.203-3 Gratuities | 14) 52.214-28 Subcontractor Cost or Pricing Data-
Modifications-Sealed Bidding * |
| 2) 52.203-6 Restriction on Subcontractor Sales to
the Government * | 15) 52.215-2 Audit and Records-Negotiation * |
| 3) 52.203-7 Anti-Kickback Procedures | 16) 52.215-10 Price Reduction for Defective Cost or
Pricing Data * |
| 4) 52.203-11 Certification and Disclosure Regarding
Payments to Influence Certain Federal
Transactions | 17) 52.215-11 Price Reduction for Defective Cost or
Pricing Data-Modifications * |
| 5) 52.203-12 Limitation of Payments to Influence
Certain Federal Transactions | 18) 52.215-12 Subcontractor Cost or Pricing Data * |
| 6) 52.203-13 Contractor Code of Business Ethics
and Conduct | 19) 52.215-13 Subcontractor Cost or Pricing Data -
Modifications * |
| 7) 52.204-2 Security Requirements* | 20) 52.215-14 Integrity of Unit Prices * |
| 8) 52.204-10 Executive Compensation Certification* | 21) 52.215-15 Pension Adjustments and Asset
Reversions * |
| 9) 52.209-5 Certification Regarding Debarment,
Suspension, Proposed Debarment and Other
Responsibility Matters | 22) 52.215-18 Reversion or Adjustment of Plans for
Postretirement Benefits (PRB) Other than
Pensions * |
| 10) 52.211-5 Material Requirements | 23) 52.215-19 Notification of Ownership Changes * |
| 11) 52.211-15 Defense Priority and Allocation
Requirements | 24) 52.215-22 Limitations on Pass-Through
Charges—Identification of Subcontract Effort * |
| 12) 52.214-26 Audit and Records-Sealed Bidding * | 25) 52.216-5 Price Redetermination Prospective * |
| 13) 52.214-27 Price Reduction for Defective Cost of
Pricing Data-Modification-Sealed Bidding * | 26) 52.216-16 Incentive Price Revision - Firm Target
* |

- 27) 52.216-17 Incentive Price Revision – Successive Targets *
- 28) 52.219-8 Utilization of Small Business Concerns *
- 29) 52.219-9 Small Business Subcontracting Plan *
- 30) 52.219-27 Notice of Service-Disabled Veteran-Owned Small Business Set-Aside *
- 31) 52.219-28 Post-Award Small Business Program Representation *
- 32) 52.219-29 Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business Concerns *
- 33) 52.222-1 Notice to Government of Labor Disputes *
- 34) 52.222-4 Contract Work Hours and Safety Standards Act-Overtime Compensation *
- 35) 52.222-6 Davis Bacon Act *
- 36) 52.222-7 Withholding of Funds *
- 37) 52.222-8 Payrolls and Basic Records *
- 38) 52.222-9 Apprentices and Trainees *
- 39) 52.222-10 Compliance with Copeland Act Requirement *
- 40) 52.222-11 Subcontracts (Labor Standards) *
- 41) 52.222-12 Contract Termination-Debarment *
- 42) 52.222-13 Compliance with Davis Bacon and Related Regulation Act *
- 43) 52.222-14 Disputes Concerning Labor Standards *
- 44) 52.222-15 Certification of Eligibility *
- 45) 52.222-16 Approval of Wage Rates *
- 46) 52.222-17 Non-displacement of Qualified Workers *
- 47) 52.222-20 Walsh Healy Public Contracts Act
- 48) 52.222-26 Equal Opportunity
- 49) 52.222-35 Affirmative Action for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans
- 50) 52.222-36 Affirmative Action for Workers With Disabilities
- 51) 52.222-37 Employment Reports on Veterans
- 52) 52.222-41 Service Contract Act of 1965, as amended *
- 53) 52.222-50 Combating Trafficking in Persons
- 54) 52.222-54 Employment Eligibility Verification
- 55) 52.222-55 Minimum Wages Under Executive Order 13658 *
- 56) 52.222-99 Establishing A Minimum Wage For Contractors *
- 57) 252.222-7999 Additional Requirements And Responsibilities Restricting The Use Of Mandatory Arbitration Agreements (Deviation) *
- 58) 52.223-3 Hazardous Material Identification and Material Safety Data
- 59) 52.223-7 Notice of Radioactive Material
- 60) 52.223-18: Contractor Policy to Ban Text Messaging While Driving *
- 61) 52.224-2 Privacy Act
- 62) 52.225-1 Buy American Act - Balance of Payments Program-Supplies *
- 63) 52.225-3 Buy American Act – North American *
- 64) Free Trade Agreement – Israeli Trade Act – Balance of Payments Program *
- 65) 52.225-8 Duty Free Entry *
- 66) 52.225-13 Restrictions on Certain Foreign Purchases
- 67) 52.227-1 Authorization and Consent *
- 68) 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement *
- 69) 52.227-9 Refund of Royalties *
- 70) 52.227-10 Filing of Patent Applications – Classified Subject Matter *
- 71) 52.227-11 Patent Rights-Retention by the Contractor (Short Form) *
- 72) 52.232-23 Alt 1 Assignment of Claims APR 1984 *
- 73) 252.223-7999 Ensuring Adequate Covid-19 Safety Protocols For Federal Contractors
- 74) 52.245-1 Government Property *
- 75) 252.204-7012, Safeguarding of Unclassified Controlled Technical Information *
- 76) 252.227-7013 Rights in Technical Data-- Noncommercial Items *
- 77) 252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation *
- 78) 252227-7019 Validation of Asserted Restrictions-- Computer Software *
- 79) 252.204-7020 NIST SP 800-171 DoD Assessment Requirements
- 80) 252227-7025 Limitations on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends *

- 81) 252227-7027 Deferred Ordering Of Technical Data Or Computer Software *
- 82) 252227-7030 Technical Data--Withholding Of Payment *
- 83) 252227-7036 Declaration of Technical Data Conformity *

- 84) 252227-7037 Validation of Restrictive Markings on Technical Data *
- 85) 252246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System

* = *Does not apply to un-modified commercial products*

Subcontractor agrees that all supplies and services herein ordered will be manufactured or performed and furnished in accordance with all applicable requirements of the statutes referenced in this rider and they are hereby incorporated by reference all representations and stipulations required by said statutes and the regulations issued there under by the Secretary of Labor, whose applicable rulings and interpretations are binding on Subcontractor:

Acknowledgment of purchase orders/subcontracts issued as the result of a United States Government prime contract or subcontract shall be in accordance with the provisions of the Defense Priorities and Allocations Systems Regulation (15 CFR Part 700) governing rated orders Failure to provide acknowledgment within the allotted time frame and in manner prescribed therein shall constitute acceptance of the order/subcontract and all terms and conditions set forth therein