
The following updates reflect changes to various provisions and clauses of U.S. Government acquisition regulations, including the Federal Acquisition Regulations (FAR) and the Department of Defense FAR Supplement (DFARS). By this reference, said updates are incorporated in and made an integral part of the General Terms and Conditions (TC) documents identified below.

A. Update to TC-001 (04/13), GENERAL TERMS AND CONDITIONS OF PURCHASE

- 1. The title of the clause listed in Paragraph 19(e)A as Subparagraph 14 changed in the FAR and as a result the following Subparagraph REPLACES the existing Subparagraph 14 under Paragraph 19(e)A**
 14. **52.222-41** "Service Contract Labor Standards" (Applicable to Purchase Orders that are subject to the Service Contract Labor Standards statute.)
- 2. The following clause is ADDED to Paragraph 19(e)A as Subparagraph 19:**
 19. **52.222-17** "Nondisplacement of Qualified Workers" (Applicable to Purchase Orders over the simplified acquisition threshold when services are to be performed by Seller (1) under service contracts, as defined at 22.001, (2) that succeed purchase orders for performance of the same or similar work at the same location and (3) that are not exempted by 22.1203-2 or waived in accordance with 22.1203-3. Seller to furnish information needed by Buyer to comply with paragraphs d and e of this clause.)
- 3. The following clause is ADDED to Paragraph 19(e)A as Subparagraph 20:**
 20. **52.232-39** "Unenforceability of Unauthorized Obligations"
- 4. The following clauses are ADDED to Paragraph 19(e)A as Subparagraphs 21, 22, 23, 24, and 25:**
 21. **52.203-17** "Contractor Employee Whistleblower Rights and Requirement To Inform Employees of Whistleblower Rights" (Applicable to Purchase Orders over the simplified acquisition threshold under prime contracts awarded by civilian agencies other than NASA and the Coast Guard.)
 22. **52.232-40** "Providing Accelerated Payments to Small Business Subcontractors" (Applicable to Purchase Orders under DoD, GSA and NASA contracts awarded after December 26, 2013.)
 23. **52.222-37** "Employment Reports on Veterans" (Applicable to Purchase Orders of \$100,000 or more.)
 24. **52.222-55** "Minimum Wages Under Executive Order 13658" (Applicable to Purchase Orders regardless of dollar value, that are subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute, and are to be performed in whole or in part in the United States.)
 25. **52.225-26** "Contractors Performing Private Security Functions Outside the United States" (Applicable to Purchase Orders issued under (i) DoD contracts that that will be performed in areas of contingency operations, combat operations, as designated by the Secretary of Defense, or other significant military operations, as designated by the Secretary of Defense upon agreement of the Secretary of State or (ii) non-DoD contracts that will be performed in areas of Combat operations, as designated by the Secretary of Defense, or other significant military operations, upon agreement of the Secretaries of Defense and State that the clause applies in that area.)

5. **The following clauses are ADDED to Paragraph 19(e)B as Subparagraphs 21, 22, 23, 24, 25, 26, 27 and 28:**
 21. **252.203-7002** “Requirement to Inform Employees of Whistleblower Rights”
 22. **252.204-7012** “Safeguarding of Unclassified Controlled Technical Information” (Applicable to Purchase Orders under DoD contracts awarded after November 17, 2013 and before August 26, 2015.)
 23. **252.239-7018** “Supply Chain Risk” (Applicable to Purchase Orders involving the development or delivery of any information technology under DoD contracts awarded after November 18, 2013.)
 24. **252.246-7007** “Contractor Counterfeit Electronic Part Detection and Avoidance System” (Applicable to Purchase Orders when the goods or services include *electronic parts* or assemblies containing *electronic parts*. This clause applies to all Sellers, at all tiers, without regard to whether the Seller itself is subject to CAS.)
 25. **252.204-7015** “Disclosure Of Information To Litigation Support Contractors”
 26. **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (Applicable to Purchase Orders under DoD contracts awarded after August 25, 2015.)
 27. **252.211-7003** “Item Identification and Valuation” (Seller’s obligations under this clause are limited to cooperating with Buyer’s efforts to comply with this clause, including granting Buyer access to Seller’s deliverables at its facilities and to appropriate property records.)
 28. **252.239-7010** “Cloud Computing Services” (Applicable to Purchase Orders that involve or may involve cloud services)
 6. **The numbering of the clause listed in Paragraph 19(e)B Subparagraph 1 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Subparagraph 1 under Paragraph 19(e)B:**
 1. **252.225-7048** “Export-Controlled Items”
 7. **The flowdown requirements for the clause listed in Paragraph 19(e)B Subparagraph 8 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Subparagraph 8 under Paragraph 19(e)B:**
 8. **252.225-7009** “Restriction on Acquisition of Certain Articles Containing Specialty Metals” (excluding paragraph (d) and paragraph (e)(1) which are deleted from this clause). (Applicable to Purchase Orders for items containing specialty metals to ensure compliance of the end products that Buyer will deliver to the Government under prime contracts awarded, or modified to include the clause, after July 28, 2009 according to the clause).
- B. Update to TC-002 (04/13), GENERAL TERMS AND CONDITIONS OF PURCHASE – Supplement 1, Government Contract Provisions from the Federal Acquisition Regulation**
1. **The titles of the clauses listed in Subparagraphs 8, 9, and 18 under Section 2.A changed in the FAR and as a result the following Subparagraphs REPLACE the existing Subparagraphs under Section 2.A**
 8. **52.222-4** “Contract Work Hours and Safety Standards - Overtime Compensation” (Applicable to Purchase Orders that require or involve the employment of laborers and mechanics at any tier.)
 9. **52.222-41** “Service Contract Labor Standards” (Applicable to Purchase Orders that are subject to the Service Contract Standards statute.)

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18. **52.225-1** “Buy American – Supplies”
 2. **The following clause is ADDED to Section A as Subparagraph 44:**
 44. **52.232-39** “Unenforceability of Unauthorized Obligations”
 3. **The following clauses are ADDED to Section A as Subparagraph 45, 46, and 47:**
 45. **52.232-40** “Providing Accelerated Payments to Small Business Subcontractors” (Applicable to Purchase Orders under DoD, GSA and NASA contracts awarded after December 26, 2013.)
 46. **52.222-55** “Minimum Wages Under Executive Order 13658” (Applicable to Purchase Orders regardless of dollar value, that are subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute, and are to be performed in whole or in part in the United States.)
 47. **52.225-26** “Contractors Performing Private Security Functions Outside the United States” (Applicable to Purchase Orders issued under (i) DoD contracts that that will be performed in areas of contingency operations, combat operations, as designated by the Secretary of Defense, or other significant military operations, as designated by the Secretary of Defense upon agreement of the Secretary of State or (ii) non-DoD contracts that will be performed in areas of Combat operations, as designated by the Secretary of Defense, or other significant military operations, upon agreement of the Secretaries of Defense and State that the clause applies in that area.)
 4. **The titles of the clauses listed in Subparagraphs 1 and 2 under Section 2.D changed in the FAR, as a result the following Subparagraphs REPLACE the existing Subparagraphs under Section 2.D**
 1. **52.222-20** “Contracts for Materials, Supplies, Articles and Equipment Exceeding \$15,000”
 2. **52.222-36** “Equal Opportunity for Workers With Disabilities”
 5. **The following clause is ADDED to Section I as Subparagraph 7:**
 7. **52.222-17** “Nondisplacement of Qualified Workers” (Applicable to Purchase Orders when services are to be performed by Seller (1) under service contracts, as defined at 22.001, (2) that succeed purchase orders for performance of the same or similar work at the same location and (3) that are not exempted by 22.1203-2 or waived in accordance with 22.1203-3. Seller to furnish information needed by Buyer to comply with paragraphs d and e of this clause.)
 6. **The following clause is ADDED to Section I as Subparagraph 8:**
 8. **52.203-17** “Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights” (Applicable to Purchase Orders under contracts awarded by civilian agencies other than NASA and the Coast Guard.)
 7. **The title of Section 4.B is changed from “TRUTH IN NEGOTIATIONS (Cost and Pricing Data)” to “TRUTHFUL COST OR PRICING DATA” to align with a similar change to the FAR.**
- C. Update to TC-003 (04/13), GENERAL TERMS AND CONDITIONS OF PURCHASE – Supplement 2, Government Contract Provisions from the Department of Defense FAR Supplement**
1. **The following clauses are ADDED to Section A as Subparagraphs 61, 62, 63, 64, 65, 66, 67:**
 61. **252.203-7002** “Requirement to Inform Employees of Whistleblower Rights”

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62. **252.204-7012** “Safeguarding of Unclassified Controlled Technical Information” (Applicable to Purchase Orders under DoD contracts awarded after November 17, 2013 and before August 26, 2015.)
 63. **252.239-7018** “Supply Chain Risk” (Applicable to Purchase Orders involving the development or delivery of any information technology under DoD contracts awarded after November 18, 2013.)
 64. **252.246–7007** “Contractor Counterfeit Electronic Part Detection and Avoidance System” (Applicable to Purchase Orders when the goods or services include *electronic parts* or assemblies containing *electronic parts*. This clause applies to all Sellers, at all tiers, without regard to whether the Seller itself is subject to CAS.)
 65. **252.204-7015** “Disclosure Of Information To Litigation Support Contractors”
 66. **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (Applicable to Purchase Orders under DoD contracts awarded after August 25, 2015.)
 67. **252.239-7010** “Cloud Computing Services” (Applicable to Purchase Orders that involve or may involve cloud services.)
2. **The numbering of the clause listed in Section A Paragraph 2 changed in the DFARS and as a result the following Paragraph REPLACES the existing Paragraph 2 under Section A:**
 2. **252.225-7048** “Export-Controlled Items”
 3. **The flowdown requirements for the clause listed in Section A Paragraph 21 changed in the DFARS and as a result the following Paragraph REPLACES the existing Paragraph 21 under Section A:**
 21. **252.225-7009** “Restriction on Acquisition of Certain Articles Containing Specialty Metals” (excluding paragraph (d) and paragraph (e)(1) which are deleted from this clause). (Applicable to Purchase Orders for items containing specialty metals to ensure compliance of the end products that Buyer will deliver to the Government under prime contracts awarded, or modified to include the clause, after July 28, 2009 according to the clause).
 4. **The flowdown requirements for the clause listed in Section A Paragraph 36 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Paragraph 36 under Section A:**
 36. **252.225-7040** “Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States” (Applicable to Purchase Orders that will be performed when Seller’s personnel or Seller’s subcontractors are supporting U.S. Armed Forces deployed outside the United States in contingency operations, humanitarian assistance operations, peace operations consistent with Joint Publication 3-07.3, or other military operations or military exercises, when designated by the Combatant Commander or as directed by the Secretary of Defense.)
- D. Update to TC-004 (04/13), INTERNATIONAL GENERAL TERMS AND CONDITIONS OF PURCHASE**
1. **The following clauses are ADDED to Part II A as Subparagraphs 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32:**
 23. **252.203–7002** “Requirement to Inform Employees of Whistleblower Rights”

24. **252.204-7012** “Safeguarding of Unclassified Controlled Technical Information” (Applicable to Purchase Orders under DoD contracts awarded after November 17, 2013 and before August 26, 2015.)
 25. **252.239-7018** “Supply Chain Risk” (Applicable to Purchase Orders involving the development or delivery of any information technology under DoD contracts awarded after November 18, 2013.)
 26. **252.246-7007** “Contractor Counterfeit Electronic Part Detection and Avoidance System” (Applicable to Purchase Orders when the goods or services include *electronic parts* or assemblies containing *electronic parts*. This clause applies to all Sellers, at all tiers, without regard to whether the Seller itself is subject to CAS.)
 27. **252.204-7015** “Disclosure Of Information To Litigation Support Contractors”
 28. **52.222-55** “Minimum Wages Under Executive Order 13658” (Applicable to Purchase Orders regardless of dollar value, that are subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute, and are to be performed in whole or in part in the United States.)
 29. **52.225-26** “Contractors Performing Private Security Functions Outside the United States” (Applicable to Purchase Orders issued under (i) DoD contracts that that will be performed in areas of contingency operations, combat operations, as designated by the Secretary of Defense, or other significant military operations, as designated by the Secretary of Defense upon agreement of the Secretary of State or (ii) non-DoD contracts that will be performed in areas of Combat operations, as designated by the Secretary of Defense, or other significant military operations, upon agreement of the Secretaries of Defense and State that the clause applies in that area.)
 30. **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (Applicable to Purchase Orders under DoD contracts awarded after August 25, 2015.)
 31. **252.211-7003** “Item Identification and Valuation” (Seller’s obligations under this clause are limited to cooperating with Buyer’s efforts to comply with this clause, including granting Buyer access to Seller’s deliverables at its facilities and to appropriate property records.)
 32. **252.239-7010** “Cloud Computing Services” (Applicable to Purchase Orders that involve or may involve cloud services.)
2. The following new subsection and clause are ADDED to the end of Part II:
- J. PURCHASE ORDERS OVER THE SIMPLIFIED ACQUISITION THRESHOLD (AS DEFINED AT FAR 2.101) ALSO INCLUDE:
1. **52.203-17** “Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights” (Applicable to Purchase Orders under prime contracts awarded by civilian agencies other than NASA and the Coast Guard.)
3. The numbering of the clause listed in Part II A Subparagraph 7 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Subparagraph 7 under Part II A:
7. **252.225-7048** “Export-Controlled Items”

4. **The flowdown requirements for the clause listed in Part II A Subparagraph 10 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Subparagraph 10 under Part II A:**
 10. **252.225-7009** “Restriction on Acquisition of Certain Articles Containing Specialty Metals” (excluding paragraph (d) and paragraph (e)(1) which are deleted from this clause). (Applicable to Purchase Orders for items containing specialty metals to ensure compliance of the end products that Buyer will deliver to the Government under prime contracts awarded, or modified to include the clause, after July 28, 2009 according to the clause).
5. **The title of the clause listed in Part III A as Subparagraph 5 changed in the FAR, as a result the following Subparagraph REPLACES the existing Subparagraph 5 under Part III A:**
 5. **52.222-4** “Contract Work Hours and Safety Standards - Overtime Compensation” (Applicable to Purchase Orders that (i) require or involve the employment of laborers and mechanics at any tier and (ii) when any work under the Purchase Order will be performed in the United States, Puerto Rico, American Samoa, Guam, the U.S. Virgin Islands, Johnston Island, Wake Island, and Outer Continental Shelf Lands as defined in the Outer Continental Shelf Lands Act (43 U.S.C.1331) (29 CFR 5.15).)
6. **The numbering of the clause listed in Part III A Subparagraph 30 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Subparagraph 30 under Part III A:**
 30. **252.225-7048** “Export-Controlled Items”
7. **The flowdown requirements for the clause listed in Part III A Subparagraph 43 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Subparagraph 43 under Part III A:**
 43. **252.225-7009** “Restriction on Acquisition of Certain Articles Containing Specialty Metals” (excluding paragraph (d) and paragraph (e)(1) which are deleted from this clause). (Applicable to Purchase Orders for items containing specialty metals to ensure compliance of the end products that Buyer will deliver to the Government under prime contracts awarded, or modified to include the clause, after July 28, 2009 according to the clause.)
8. **The following clauses are ADDED to Part III A as Subparagraphs 80, 81, 82, 83, 84, 85:**
 80. **252.203–7002** “Requirement to Inform Employees of Whistleblower Rights”
 81. **252.204–7012** “Safeguarding of Unclassified Controlled Technical Information” (Applicable to Purchase Orders under DoD contracts awarded after November 17, 2013 and before August 26, 2015.)
 82. **252.239-7018** “Supply Chain Risk” (Applicable to Purchase Orders involving the development or delivery of any information technology under DoD contracts awarded after November 18, 2013.)
 83. **252.246–7007** “Contractor Counterfeit Electronic Part Detection and Avoidance System” (Applicable to Purchase Orders when the goods or services include *electronic parts* or assemblies containing *electronic parts*. This clause applies to all Sellers, at all tiers, without regard to whether the Seller itself is subject to CAS.)
 84. **252.204-7015** “Disclosure Of Information To Litigation Support Contractors”

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85. **52.222-55** “Minimum Wages Under Executive Order 13658” (Applicable to Purchase Orders regardless of dollar value, that are subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute, and are to be performed in whole or in part in the United States.)
86. **52.225-26** “Contractors Performing Private Security Functions Outside the United States” (Applicable to Purchase Orders issued under (i) DoD contracts that that will be performed in areas of contingency operations, combat operations, as designated by the Secretary of Defense, or other significant military operations, as designated by the Secretary of Defense upon agreement of the Secretary of State or (ii) non-DoD contracts that will be performed in areas of Combat operations, as designated by the Secretary of Defense, or other significant military operations, upon agreement of the Secretaries of Defense and State that the clause applies in that area.)
87. **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (Applicable to Purchase Orders under DoD contracts awarded after August 25, 2015.)
88. **252.239-7010** “Cloud Computing Services” (Applicable to Purchase Orders that involve or may involve cloud services.)
- 9. The title of the clause listed in Part III D as Subparagraph 1 changed in the FAR, as a result the following Subparagraph REPLACES the existing Subparagraph 1 under Part III D:**
1. **52.222-36** “Equal Opportunity for Workers With Disabilities” (Applicable to Purchase Orders to the extent that work under the Purchase Order will be performed in the United States, Puerto Rico, the Northern Mariana Islands, American Samoa, Guam, the U.S. Virgin Islands, or Wake Island or Seller is recruiting employees in the United States, Puerto Rico, the Northern Mariana Islands, American Samoa, Guam, the U.S. Virgin Islands, or Wake Island to work on the Purchase Order.)
- 10. The following clause is ADDED to Part III I as Subparagraph 8:**
8. **52.203-17** “Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights” (Applicable to Purchase Orders under prime contracts awarded by civilian agencies other than NASA and the Coast Guard.)
- 11. The heading “TRUTH IN NEGOTIATIONS (Cost and Pricing Data)” in Part III Section K is changed to “TRUTHFUL COST OR PRICING DATA” to align with a similar change to the FAR.**
- 12. The flowdown requirements for the clause listed in Part III A, Subparagraph 58 changed in the DFARS and as a result the following Subparagraph REPLACES the existing Subparagraph 58 in Part III.A:**
58. **252.225-7040** “Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States” (Applicable to Purchase Orders that will be performed when Seller’s personnel or Seller’s subcontractors are supporting U.S. Armed Forces deployed outside the United States in contingency operations, humanitarian assistance operations, peace operations consistent with Joint Publication 3-07.3, or other military operations or military exercises, when designated by the Combatant Commander or as directed by the Secretary of Defense.)