



## Updates to RTX Flowdown of U.S. Government Provisions

October 2021

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The following updates shall be incorporated in, and made an integral part of, the RTX Technologies Corporation Flowdown of U.S. Government Provisions and Clauses Under U.S. Government Contracts.

### Commercial Item Acquisitions:

#### **A. THE FOLLOWING FAR CLAUSES ARE APPLICABLE TO ORDERS FOR COMMERCIAL ITEMS UNDER ALL GOVERNMENT CONTRACTS:**

1. As a result of the FAR Class Deviation, the following clause is **ADDED**:
  - **52.223-99** “Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors” (Applicable only to Orders over the simplified acquisition threshold (as defined at FAR 2.101 in effect as of the date of the Prime Contract) under contracts and contract-like instruments for services, including construction, performed in whole or in part within the United States or its outlying areas (i) awarded on or after October 15, 2021 pursuant to solicitations issued on or after October 15, 2021; (ii) awarded on or after November 14, 2021 pursuant to solicitations issued before October 15, 2021; (iii) modified on or after October 15, 2021; and (iv) resulting from options exercised on or after October 15, 2021.)

#### **B. THE FOLLOWING DFARS CLAUSES ARE APPLICABLE TO ORDERS FOR COMMERCIAL ITEMS UNDER DoD CONTRACTS:**

1. As a result of the DFARS Class Deviation, the following clause is **ADDED**:
  - **252.223-7999** “Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors (Deviation 2021-00009)” (Applicable only to Orders over the simplified acquisition threshold (as defined at FAR 2.101 in effect as of the date of the Prime Contract) under DoD contracts for services, including construction, performed in whole or in part within the United States or its outlying areas (i) awarded on or after October 15, 2021 pursuant to solicitations issued on or after October 15, 2021; (ii) awarded on or after November 14, 2021 pursuant to solicitations issued before October 15, 2021; (iii) modified on or after October

15, 2021; and (iv) resulting from options exercised on or after October 15, 2021.)

2. As a result of the DFARS Final Rule, the following clause is **MODIFIED**:

- **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (FINAL RULE 10/21/2016) (Applicable to Orders under DoD contracts awarded after October 20, 2016 and before December 31, 2019 for operationally critical support, or for which Order performance will involve covered defense information.)

3. As a result of the DFARS Final Rule, the following clause is **ADDED**:

- **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (DEC 2019) (Applicable to Orders under DoD contracts awarded after December 30, 2019 for operationally critical support, or for which Order performance will involve covered defense information.)

### **Federal Agency Acquisitions:**

#### **I. ORDERS OVER THE SIMPLIFIED ACQUISITION THRESHOLD (AS DEFINED AT FAR 2.101 IN EFFECT AS OF THE DATE OF THE PRIME CONTRACT) ALSO INCLUDE:**

1. As a result of the FAR Class Deviation, the following clause is **ADDED**:

- **52.223-99** “Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors” (Applicable only to Orders under contracts and contract-like instruments for services, including construction, performed in whole or in part within the United States or its outlying areas (i) awarded on or after October 15, 2021 pursuant to solicitations issued on or after October 15, 2021; (ii) awarded on or after November 14, 2021 pursuant to solicitations issued before October 15, 2021; (iii) modified on or after October 15, 2021; and (iv) resulting from options exercised on or after October 15, 2021.)

### **DoD Acquisitions:**

#### **A. APPLICABLE TO ALL ORDERS WITHOUT REGARD TO DOLLAR VALUE:**

1. As a result of the DFARS Final Rule, the following clause is **MODIFIED**:

- **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (FINAL RULE 10/21/2016) (Applicable to Orders under DoD contracts awarded after October 20, 2016 and before December 31, 2019 for operationally critical support, or for which Order performance will involve covered defense information.)

2. As a result of the DFARS Final Rule, the following clause is **ADDED**:

- **252.204-7012** “Safeguarding Covered Defense Information and Cyber Incident Reporting” (DEC 2019) (Applicable to Orders under DoD contracts awarded after December 30, 2019 for operationally critical support, or for which Order performance will involve covered defense information.)

**B. ORDERS OVER THE SIMPLIFIED ACQUISITION THRESHOLD (AS DEFINED AT FAR 2.101 IN EFFECT AS OF THE DATE OF THE PRIME CONTRACT) ALSO INCLUDE:**

1. As a result of the DFARS Class Deviation, the following clause is **ADDED**:

- **252.223-7999** “Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors (Deviation 2021-O0009)” (Applicable only to Orders under DoD contracts for services, including construction, performed in whole or in part within the United States or its outlying areas (i) awarded on or after October 15, 2021 pursuant to solicitations issued on or after October 15, 2021; (ii) awarded on or after November 14, 2021 pursuant to solicitations issued before October 15, 2021; (iii) modified on or after October 15, 2021; and (iv) resulting from options exercised on or after October 15, 2021.)

**NASA Acquisitions:**

**B. ORDERS OVER THE MICRO-PURCHASE THRESHOLD (AS DEFINED IN FAR 2.101 IN EFFECT AS OF THE DATE OF THE PRIME CONTRACT) ALSO INCLUDE:**

1. As a result of the FAR Class Deviation, the following clause is **ADDED**:

- **52.223-99** “Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors (Deviation PCD 21-03)” (Applicable only to Orders under NASA contracts performed in whole or in part within the United States or its outlying areas awarded on or after October 1, 2021).

**C. ORDERS OVER THE SIMPLIFIED ACQUISITION THRESHOLD (AS DEFINED AT FAR 2.101 IN EFFECT AS OF THE DATE OF THE PRIME CONTRACT) ALSO INCLUDE:**

1. As a result of the FAR Class Deviation, the following clause is **ADDED**:

- **52.223-99** “Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors (Deviation PCD 21-03)” (Applicable only to Orders under NASA contracts performed in whole or in part within the United States or its outlying areas modified on or after October 1, 2021).