



## Updates to the February 2023 version of the RTX Flowdown of U.S. Government Contract Clauses

June 2023

---

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

### 1. Definitions

The following definitions are **MODIFIED**:

- 1.12. "Technical Data" means technical data as defined in DFARS 252.227-7013(a)(15), or for Prime Contracts with NASA, as defined in FAR 52.227-14(a), or such other relevant Government Acquisition Regulation clause as may be incorporated in the Order.
- 1.13. "Unlimited Rights" means unlimited rights as defined in DFARS 252.227-7013(a)(16), -7014(a)(16) and -7018(a)(21), or for Prime Contracts with NASA, as defined in FAR 52.227-14(a), or such other relevant Government Acquisition Regulation clause as may be incorporated in the Order.

### **Commercial Products and Commercial Services Acquisitions:**

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

1. As a result of a DoD, NASA, and General Services Administration Interim Rule, the following clause is **ADDED**:
  - **52.204-27** "Prohibition on a ByteDance Covered Application"

**B. THE FOLLOWING DFARS CLAUSES ARE APPLICABLE TO ORDERS FOR COMMERCIAL PRODUCTS AND COMMERCIAL SERVICES UNDER DoD CONTRACTS:**

1. As a result of the DFARS Interim Rule, the following clause is **MODIFIED**:
  - **252.225-7060** “Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region” (Applicable to Orders for products utilizing funds made available to DoD.)
2. As a result of the DFARS Final Rule, the following clause is **Added**:
  - **252.228-7001** “Ground and Flight Risk” (Not applicable to Orders with Federal Aviation Administration (“FAA”) part 145 repair stations performing work pursuant to their FAA license.)
3. As a result of the DFARS Final Rule, the following clause is **DELETED**:
  - **252.232-7017** “Accelerating Payments to Small Business Subcontractors - Prohibition on Fees and Consideration” (Applicable to Purchase Orders with small business concerns when Buyer receives Accelerated Payments under its prime contract.)

**Federal Agency Acquisitions:**

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

1. As a result of a DoD, NASA, and General Services Administration Interim Rule, the following clause is **ADDED**:
  - **52.204-27** “Prohibition on a ByteDance Covered Application”

**DoD Acquisitions:**

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

1. As a result of the DFARS Interim Rule, the following clause is **MODIFIED**:
  - **252.225-7060** “Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region” (Applicable to Orders for products utilizing funds made available to DoD.)
2. The following clauses are **MODIFIED**:
  - **252.227-7014** “Rights in Other than Commercial Computer Software and Other than Commercial Computer Software Documentation”

- **252.228-7001** “Ground and Flight Risk” (Not applicable to Orders with Federal Aviation Administration (“FAA”) part 145 repair stations performing work pursuant to their FAA license.)

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

- **252.232-7017** “Accelerating Payments to Small Business Subcontractors - Prohibition on Fees and Consideration” (Applicable to Purchase Orders with small business concerns when Buyer receives Accelerated Payments under its prime contract.)

## **F. OTHER CLAUSES AS APPLICABLE**

1. The following clause is **MODIFIED** for clarity:

- **252.225-7004** “Report of Intended Performance Outside the United States and Canada—Submission after Award” (Applicable to all Orders having a value greater than \$15,000.000, and performance of any portion of that Order, exceeding \$750,000 in value, will take place outside the United States or Canada, even if such performance could be performed inside the United States or Canada.)