



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

December 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, GSA, and NASA Interim Rule, the following clause is **ADDED**:
 - **52.204-27** "Prohibition on a ByteDance Covered Application"
2. As a result of a DoD, GSA, and NASA Final Rule, the following clause is **ADDED**:
 - **52.203-17** "Contractor Employee Whistleblower Rights" (Excluding contracts with the DoD, NASA, the Coast Guard, or applicable elements of the intelligence community (see 3.900(a)))"

3. As a result of a DoD, GSA, and NASA Interim Rule, the following clause is **ADDED**:

- **52.204-30** “Federal Acquisition Supply Chain Security Act Orders – Prohibition” (Excluding paragraph (c)(1).)

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 **ADDED**:

- **252.223-7009** “Prohibition of Procurement of Fluorinated Aqueous Film-Forming Foam Fire-Fighting Agent for Use on Military Installations”

2. 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.)

3. 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.)

4. 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, GSA, and NASA Final Rule, the following clause is **ADDED**:

- **52.203-17** “Contractor Employee Whistleblower Rights” (Excluding contracts with the DoD, NASA, the Coast Guard, or applicable elements of the intelligence community (see 3.900(a)))

2. As a result of a DoD, GSA, and NASA Interim Rule, the following clause is **ADDED**:

- **52.204-27** “Prohibition on a ByteDance Covered Application”

3. As a result of a DoD, GSA, and NASA Interim Rule, the following clause is **ADDED**:

- **52.204-30** “Federal Acquisition Supply Chain Security Act Orders – Prohibition” (Excluding paragraph (c)(1).)

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 a DoD, GSA, and NASA Final Rule, the following clause is **DELETED**:

- **52.203-17** “Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights”

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 **ADDED**:

- **252.223-7009** “Prohibition of Procurement of Fluorinated Aqueous Film-Forming Foam Fire-Fighting Agent for Use on Military Installations”

2. 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.)

3. 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.)

4. 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.)