| DOCUMENT NUMBER |
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| FA462526Q1044 |

# CLAUSES INCORPORATED BY REFERENCE

| CLAUSE NO | ALT NO/ DEV NO | CLAUSE TITLE | YEAR-MO | SECTION |
|---|---|---|---|---|
| 252.203-7000 | | Requirements Relating to Compensation of Former DoD Officials. | 2011-09 | SEC I |
| 252.203-7002 | | Requirement to Inform Employees of Whistleblower Rights. | 2022-12 | SEC I |
| 252.203-7005 | | Representation Relating to Compensation of Former DoD Officials. | 2022-09 | SEC K |
| 252.204-7008 | | Compliance with Safeguarding Covered Defense Information Controls. | 2016-10 | SEC K |
| 252.204-7012 | | Safeguarding Covered Defense Information and Cyber Incident Reporting. | 2024-05 | SEC I |
| 252.204-7018 | | Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services. | 2023-01 | SEC I |
| 252.204-7024 | | Notice on the Use of the Supplier Performance Risk System. | 2023-03 | SEC L |
| 252.223-7008 | | Prohibition of Hexavalent Chromium. | 2023-01 | SEC I |
| 252.225-7001 | | Buy American and Balance of Payments Program. | 2024-02 | SEC I |
| 252.225-7002 | | Qualifying Country Sources as Subcontractors. | 2022-03 | SEC I |
| 252.225-7055 | | Representation Regarding Business Operations with the Maduro Regime. | 2022-05 | SEC K |
| 252.225-7056 | | Prohibition Regarding Business Operations with the Maduro Regime. | 2023-01 | SEC I |
| 252.232-7003 | | Electronic Submission of Payment Requests and Receiving Reports. | 2018-12 | SEC G |
| 252.232-7009 | | Mandatory Payment by Governmentwide Commercial Purchase Card. | 2018-05 | SEC G |
| 252.232-7010 | | Levies on Contract Payments. | 2006-12 | SEC I |
| 252.246-7008 | | Sources of Electronic Parts. | 2023-01 | SEC I |
| 252.247-7023 | | Transportation of Supplies by Sea. | 2024-10 | SEC I |
| 52.203-18 | | Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements or Statements-Representation. | 2017-01 | SEC L |
| 52.203-19 | | Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements. | 2017-01 | SEC I |
| 52.204-13 | | System for Award Management-Maintenance. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.204-7 | | System for Award Management-Registration. (Deviation 2026-O0038) | 2026-02 | SEC L |
| 52.209-10 | | Prohibition on Contracting With Inverted Domestic Corporations. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.209-6 | | Protecting the Government's Interest When Subcontracting With Contractors Debarred, Suspended, Proposed for Debarment, or Voluntarily Excluded. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.212-1 | | Instructions to Offerors-Commercial Products and Commercial Services. (Deviation 2026-O0038) | 2026-02 | SEC L |
| 52.212-4 | | Terms and Conditions-Commercial Products and Commercial Services. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.214-34 | | Submission of Offers in the English Language. | 1991-04 | SEC L |
| 52.214-35 | | Submission of Offers in U.S. Currency. | 1991-04 | SEC L |
| 52.219-6 | | Notice of Total Small Business Set-Aside. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.222-19 | | Child Labor-Cooperation with Authorities and Remedies. (Deviation 2026-O0038) | 2026-03 | SEC I |

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| 52.222-3 | Convict Labor. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.222-36 | Equal Opportunity for Workers with Disabilities. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.222-50 | Combating Trafficking in Persons. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.222-90 | Addressing DEI Discrimination by Federal Contractors. (Deviation 2026-O0040, Revision 1) | 2026-04 | SEC I |
| 52.223-23 | Sustainable Products. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.225-3 | Buy American-Free Trade Agreements-Israeli Trade Act. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.226-8 | Encouraging Contractor Policies to Ban Text Messaging While Driving. | 2024-05 | SEC I |
| 52.232-33 | Payment by Electronic Funds Transfer-System for Award Management. | 2018-10 | SEC I |
| 52.232-36 | Payment by Third Party. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.232-40 | Providing Accelerated Payments to Small Business Subcontractors. | 2023-03 | SEC I |
| 52.233-3 | Protest after Award. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.233-4 | Applicable Law for Breach of Contract Claim. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.240-90 | Security Prohibitions and Exclusions Representations and Certifications. (Deviation 2026-O0038) | 2026-02 | SEC K |
| 52.240-91 | Security Prohibitions and Exclusions. (Deviation 2026-O0038) | 2026-02 | SEC I |
| 52.244-6 | Subcontracts for Commercial Products and Commercial Services. (Deviation 2026-O0038) | 2026-04 | SEC I |

# CLAUSES IN FULL TEXT

| CLAUSE NO | CLAUSE TITLE | ALT NO/ DEV NO | YEAR-MO |
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| **CLAUSE TEXT** | | | |
| 252.204-7017 | Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services-Representation. | | 2021-05 |

PROHIBITION ON THE ACQUISITION OF COVERED DEFENSE TELECOMMUNICATIONS EQUIPMENT OR SERVICES-REPRESENTATION (MAY 2021)

The Offeror is not required to complete the representation in this provision if the Offeror has represented in the provision at 252.204-7016, Covered Defense Telecommunications Equipment or Services-Representation, that it "does not provide covered defense telecommunications equipment or services as a part of its offered products or services to the Government in the performance of any contract, subcontract, or other contractual instrument."

(a) *Definitions*. "Covered defense telecommunications equipment or services," "covered mission," "critical technology," and "substantial or essential component," as used in this provision, have the meanings given in the 252.204-7018 clause, Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services, of this solicitation.

(b) *Prohibition*. Section 1656 of the National Defense Authorization Act for Fiscal Year 2018 (Pub. L. 115-91) prohibits agencies from procuring or obtaining, or extending or renewing a contract to procure or obtain, any equipment, system, or service to carry out covered missions that uses covered defense telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system.

(c) *Procedures*. The Offeror shall review the list of excluded parties in the System for Award Management (SAM) at *https://www.sam.gov* for entities that are excluded when providing any equipment, system, or service to carry out covered missions that uses covered defense telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system, unless a waiver is granted.

(d) *Representation*. If in its annual representations and certifications in SAM the Offeror has represented in paragraph (c) of the provision at 252.204-7016, Covered Defense Telecommunications Equipment or Services-Representation, that it "does" provide covered defense telecommunications equipment or services as a part of its offered products or services to the Government in the performance of any contract, subcontract, or other contractual instrument, then the Offeror shall complete the following additional representation:

The Offeror represents that it

☐ will

☐ will not provide covered defense telecommunications equipment or services as a part of its offered products or services to DoD in the performance of any award resulting from this solicitation.

(e) *Disclosures*. If the Offeror has represented in paragraph (d) of this provision that it "will provide covered defense telecommunications equipment or services," the Offeror shall provide the following information as part of the offer:

(1) A description of all covered defense telecommunications equipment and services offered (include brand or manufacturer; product, such as model number, original equipment manufacturer (OEM) number, manufacturer part number, or wholesaler number; and item description, as applicable).

(2) An explanation of the proposed use of covered defense telecommunications equipment and services and any factors relevant to determining if such use would be permissible under the prohibition referenced in paragraph (b) of this provision.

(3) For services, the entity providing the covered defense telecommunications services (include entity name, unique entity identifier, and Commercial and Government Entity (CAGE) code, if known).

(4) For equipment, the entity that produced or provided the covered defense telecommunications equipment (include entity name, unique entity identifier, CAGE code, and whether the entity was the OEM or a distributor, if known).

(End of provision)

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| 52.225-4 | Buy American-Free Trade Agreements-Israeli Trade Act Certificate. (Deviation 2026-O0038) | 2026-02 |

Buy American-Free Trade Agreements-Israeli Trade Act Certificate (Feb 2026) (Deviation 2026-O0038)

(a)

(1) The Offeror certifies that each end product, except those listed in paragraph (b) or (c)(1) of this provision, is a domestic end product and that each domestic end product listed in paragraph (c)(2) of this provision contains a critical component.

(2) The terms "Bahraini, Moroccan, Omani, Panamanian, or Peruvian end product," "commercially available off-the-shelf (COTS) item," "critical component," "domestic end product," "end product," "foreign end product," "Free Trade Agreement country," "Free Trade Agreement country end product," "Israeli end product," and "United States" are defined in the clause of this solicitation entitled "Buy American-Free Trade Agreements-Israeli Trade Act."

(b) The Offeror certifies that the following supplies are Free Trade Agreement country end products (other than Bahraini, Moroccan, Omani, Panamanian, or Peruvian end products) or Israeli end products as defined in the clause of this solicitation entitled "Buy American-Free Trade Agreements-Israeli Trade Act":

Free Trade Agreement Country End Products (Other than Bahraini, Moroccan, Omani, Panamanian, or Peruvian End Products) or Israeli End Products:

| Line item No. | Country of origin |
|---|---|
| _____ | _____ |
| ____ | ____ |
| ____ | ____ |

[*List as necessary*]

(c)

(1) The Offeror shall list those supplies that are foreign end products (other than those listed in paragraph (b) of this provision) as defined in the clause of this solicitation entitled "Buy American-Free Trade Agreements-Israeli Trade Act."

Other Foreign End Products:

| Line Item No. | Country of origin |
|---|---|
| _____ | _____ |
| ____ | ____ |
| ____ | ____ |

[*List as necessary*]

(2) The Offeror shall list the line item numbers of domestic end products that contain a critical component (see FAR 25.105).

Line Item No. ____

[*List as necessary*]

(d) The Government will evaluate offers in accordance with the policies and procedures of part 25 of the Federal Acquisition Regulation.

(End of provision)