

Addendum A to Purchase Order

Terms & Conditions for Federal Grants, Cooperative Agreements and Contracts

I. Flow-down Clauses for Grants and for Cooperative Agreements that are subject to OMB Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards

The clauses from OMB Uniform Guidance, Appendix II, are hereby incorporated into this transaction by reference as applicable with the same force and effect as if set forth in full text. OMB Uniform Guidance is available at 2 CFR Part 200, http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl. The clauses that govern a particular federal grant are those in effect at the time the federal grant is awarded to the University. Supplier agrees to flow down all applicable clauses to lower-tier entities.

II. Flow-down Clauses for Federal Contracts

The clauses contained in the current issue of the Federal Acquisition Regulations (FAR) and supplements thereto, which the U.S. Federal Government makes mandatory for a contractor under a U.S. Federal Government contract to include in all of its lower-tier subcontracts thereunder, shall apply to this Purchase Order.

The following are the typical Federal Contract clauses and, where applicable by their terms, are hereby incorporated by reference with the same force and effect as if set forth in full text. Clauses and references below are to the Federal Acquisition Regulations (FAR) available at <https://www.acquisition.gov/browsefar> by reference and the Defense Federal Acquisition Regulations (DFAR) available at <https://www.acq.osd.mil/dpap/dars/dfarspgi/current/> by reference.

Certain clauses may not be applicable due to the type of purchase order issued, dollar thresholds under the requirements of the FAR, DFARS and/or the Mandatory Flow Down requirements of a particular prime contract. Clauses that are not applicable are deemed self-deleting. It is the Supplier's obligation to contact the LSU Office of Sponsored Programs regarding any confusion, ambiguity, or questions regarding applicability of the clauses.

When interpreting applicable FAR and DFAR provisions, "Government," or "Government Representative," or "Contracting Officer" will refer to Louisiana State University's Chief Procurement Officer. The term "Contractor" will refer to Supplier. Supplier agrees to flow down all applicable clauses to lower-tier entities.

Federal Acquisition Regulations (FAR) as applicable:

52.202-1 Definitions

52.203-3 Gratuities

52.203-5 Covenant Against Contingent Fees

52.203-6 Restrictions on Subcontractor Sales to the Government

52.203-7 Anti-Kickback Procedures

52.203-12 Limitation on Payments to Influence Certain Federal Transactions

52.203-13 Contractor Code of Business Ethics and Conduct

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

52.204-2 Security Requirements

52.204-21 Basic Safeguarding of Covered Contractor Information Systems

52-204-25 Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment

52.209-6 Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended or Proposed for Debarment

52.211-15 Defense Priority and Allocation Requirements

52.214-27 Price Reduction for Defective Certified Cost or Pricing Data – Modifications – Sealed Bidding

52.215-1 Instructions to Offerors—Competitive Acquisition

52.215-2 Audit and Records - Negotiation

52.215-12 Subcontractor Certified Cost or Pricing Data

52.215-13 Subcontractor Certified Cost or Pricing Data – Modifications

52-215-14 Integrity of Unit Prices

52-219-8 Utilization of Small Business Concerns

52-219-9 Small Business Subcontracting Plan

52.222-1 Notice to the Government of Labor Disputes

52.222-4 Contract Work Hours and Safety Standards - Overtime Compensation
52.222-6 Davis-Bacon Act [Construction Wage Rate Requirements]
52.222-17 Nondisplacement of Qualified Workers
52.222-20 Walsh Healey Public Contracts Act [Contracts for Materials, Supplies, Articles, and Equipment Exceeding \$15,000]
52.222-21 Prohibition of Segregated Facilities
52.222-26 Equal Opportunity
52.222-35 Equal Opportunity for Veterans
52.222-36 Equal Opportunity for Workers with Disabilities
52.222-37 Employment Reports on Veterans
52.222-40 Notification of Employee Rights Under the National Labor Relations Act
52.222-41 Service Contract Labor Standards
52.222-50 Combating Trafficking in Persons
52.222-54 Employment Eligibility Verification
52.222-55 Minimum Wages Under Executive Order
52.223-3 Hazardous Material Identification and Material Safety Data
52.223-6 Drug-Free Workplace
52.225-1 Buy American Act – Supplies
52.225-13 Restrictions on Certain Foreign Purchases
52.227-1 Authorization and Consent (Alt I in all R&D)
52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement
52.227-3 Patent Indemnity
52.227-10 Filing of Patent Applications--Classified Subject Matter
52.227-11 Patent Rights – Ownership by the Contractor (Alt I-V as applicable)
52.227-13 Patent Rights - Ownership by the Government
52.227-14 Rights in Data – General
52.233-1 Disputes
52.242-1 Notice of Intent to Disallow Costs
52.242-15 Stop-work order
52.243-1 Changes - Fixed Price (43.205 (a) (1) Alts may apply)
52.243-2 Changes - Cost Reimbursement (43.205 (b) (1) Alts may apply)
52.244-2 Subcontracts
52.244-5 Competition in Subcontracting
52.244-6 Subcontracts for Commercial Items
52.245-2 Government Property – Installation Operation Services
52.246-15 Certificate of Conformance
52.247-63 Preference for U.S. Flag Air Carriers
52.247-64 Preference for Privately Owned U.S. Flag Commercial Vessels
52.249-2 Termination for Convenience of the Government (Fixed Price)
52.249-5 Termination for the Convenience of the Government (Educational and Other Nonprofit Institutions)
52.249-14 Excusable Delays

Defense Federal Acquisition Regulations (DFAR) as applicable:

252.203-7001 Prohibition on Persons convicted of Fraud or Other Defense-Contract-Related Felonies
252.222-7000 Restrictions on Employment of Personnel
252.225-7000 Buy American - Balance of Payments program Certificate
252.227-7013 Rights in Technical Data - Noncommercial Items
252.227-7016 Rights in Bid or Proposal Information
252.227-7018 Rights in Noncommercial Technical Data and Computer Software – Small Business Innovation Research (SBIR) Program
252.227-7019 Validation of Asserted Restrictions – Computer Software
252.227-7037 Validation of Restrictive Markings on Technical Data
252.243-7001 Pricing of Contract Modifications
252.244-7000 Subcontracts for Commercial Items and Commercial Components

III. Conflicts Among Clauses Applicable to the Purchase Order

In the event of any conflict among the clauses applicable to the Purchase Order, the most stringent clause will apply.