REGULATORY RELIEF: SIMPLIFYING
AND ELIMINATING CONTRACT CLAUSES

VOLUME 1

Report PL903R1

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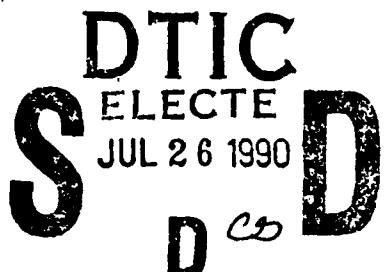
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Regulatory Relief Task Force

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CHAPTER 1

INTRODUCTION

INTRODUCTION

This report sets forth our analysis of the 1,090 solicitation provisions, contract clauses, and alternates[1] in the Federal Acquisition Regulation (FAR) and the DoD FAR Supplement (DFARS). Contract clauses and solicitation provisions — hereafter simply called "clauses" — are a principal means of implementing the policies contained in the acquisition regulations.

The report presents such information about the clauses as whether their origin is statutory or nonstatutory. "Statutory" is used here to embrace clauses based on law, Executive order, Office of Management and Budget (OMB) circular, Office of Federal Procurement Policy (OFPP) policy letter, other executive branch directive, or nonprocurement regulation published in the Code of Federal Regulations. The report also indicates whether the clause flows down to subcontractors and the tier to which flowdown occurs. ─ ▷ ⟶ p.1-5

In addition to furnishing these factual data, we have evaluated each clause and provided a recommendation regarding it. A clause may be a candidate for elimination or modification because of duplication, obsolescence, policy conflicts, or absence of need for it. Or it may need redrafting because it is unclear, redundant, or inconsistent. We make a recommendation for disposition of each clause, including elimination, simplification, removal of inconsistencies, or retention as is.

Our analysis covers all 639 FAR and 451 DFARS clauses and alternates through Federal Acquisition Circular (FAC) 84-51 and Defense Acquisition Circular (DAC) 88-10, regardless of origin. Some clauses proposed for modification are based on statute, and their modification may require legislative action. Nonstatutory FAR and DFARS clauses can be modified or eliminated more easily, by action of the

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[1]Provisions are used in solicitations and apply before contract award. Typically they are notices and instructions on preparing and submitting offers, or certifications and representations required with offer submissions. Clauses are used in contracts but appear also in the solicitation, for the purpose of informing offerors of the terms and conditions that will apply if their offer is accepted. These clauses generally specify rights and duties of the contracting parties. Alternates give language to be added to or deleted from a standard clause (or substituted for language in it) to tailor the clause for use in specific circumstances.

Defense Acquisition Regulatory (DAR) Council alone or in concert with the Civilian Agency Acquisition Council.

CLAUSE ORIGINS

As noted, we have identified the origin of each clause as statutory or nonstatutory. The statutory category is divided into four subcategories according to the clause's relationship to its source. We indicate whether the clause is specifically required by statute, implements statute, supports statutory or executive branch policy, or has both statutory and nonstatutory origins. The purpose of ascertaining clause origins is to determine what kind of action is needed to modify or eliminate a clause. If a clause is statutory, action from Congress, the executive branch, or another agency may be required in order to implement our recommendations.

CLAUSE DISPOSITION

Our evaluation of the efficacy of and necessity for each clause is in two parts. First, we draw conclusions about the clause from an analysis of its origin, related regulatory material, and other clauses. Our conclusions indicate whether the clause is satisfactory as is or whether it duplicates coverage elsewhere; is inconsistent with another clause or with current policy; could benefit from redrafting and simplification; or is unnecessary, obsolete, or otherwise unsatisfactory.

From our conclusions, we recommend actions to be taken for disposition of the clause. For each clause, we recommend one of the five actions: eliminate the clause entirely, combine it with another clause, move it to another regulation, redraft it, or accept it without modification.

SUMMARY OF FINDINGS AND RECOMMENDATIONS

Table 1-1 summarizes our findings on clause origins, by FAR and DFARS part. Detailed descriptions of the classification codes we use in the table and elsewhere are in Chapter 2. For purposes of reporting clause origins, alternates to clauses have not been included in Table 1-1. The total of 496 FAR and 431 DFARS clauses (927 altogether) in this table thus more accurately reflects the count of individually numbered clauses used in the FAR and DFARS. As Table 1-1 indicates, we have found that about 43 percent of the FAR clauses and 25 percent of the DFARS clauses

are statutory in origin. Certain FAR and DFARS parts are dominated by statutory clauses. The FAR parts with a preponderance of statutory clauses are

- Part 3, *Improper Business Practices and Personal Conflicts of Interest*
- Part 19, *Small Business and Small Disadvantaged Business Concerns*
- Part 20, *Labor Surplus Area Concerns*
- Part 22, *Application of Labor Laws to Government Acquisition*
- Part 23, *Environment, Conservation, and Occupational Safety*
- Part 25, *Foreign Acquisition.*

DFARS parts with a preponderance of statutory clauses are

- Part 208, *Required Sources of Supply*
- Part 219, *Small Business and Small Disadvantaged Business Concerns*
- Part 225, *Foreign Acquisition.*

The relatively low percentage of statutory DFARS clauses is due, in part, to the fact that the DFARS clause count includes many unnecessary nonstatutory clauses. For example, most of the 117 clauses in Part 217, *Special Contracting Methods*, are "phantom" clauses merely invoking already existing FAR and DFARS clauses. Thus, they unnecessarily duplicate clauses included in our total count. Similarly, most of the clauses appearing in Part 270, *Acquisition of Computer Resources*, simply reference standard automatic data processing specifications and could be eliminated by including them as item descriptions or specifications.

Table 1-2 summarizes our conclusions about the FAR and DFARS clauses and alternates. Chapter 2 defines the conclusion codes used in that table and elsewhere. Clauses and alternates may have more than one conclusion code; thus, the total number of conclusions exceeds the number of clauses and alternates (1,090). Our conclusions indicate that 73 percent of the FAR clauses are basically acceptable as written, while only 24 percent of the DFARS clauses are. The DFARS contains significantly more clauses that duplicate FAR or other DFARS clauses, and many more clauses that are questionable for various reasons. As noted above, most of the duplicative and questionable DFARS clauses are found in Parts 217 and 270.

A summary of our recommendations for the FAR and DFARS clauses and alternates is provided in Table 1-3. The recommendation codes also are defined in Chapter 2. As with the conclusions, a clause may have more than one recommendation code; thus, the total number of our recommendations is greater than the number of clauses. Our recommendations call for eliminating 17 percent of the FAR clauses and 63 percent of the DFARS clauses. Clauses recommended for elimination include those that are duplicative, obsolete, inconsistent with other clauses or policy, or simply unnecessary. Candidates for elimination also include some that can be merged with other clauses or relegated to other forms of guidance such as specifications. FAR parts with many clause elimination recommendations are

- Part 14, *Sealed Bidding*

- Part 15, *Contracting by Negotiation*

- Part 22, *Application of Labor Laws to Government Acquisitions*

- Part 27, *Patents, Data, and Copyrights*

- Part 32, *Contract Financing*

- Part 47, *Transportation.*

DFARS parts with many clause elimination recommendations are

- Part 217, *Special Contracting Methods*

- Part 225, *Foreign Acquisition*

- Part 227, *Patents, Data, and Copyrights*

- Part 237, *Service Contracting*

- Part 247, *Transportation*

- Part 270, *Acquisition of Computer Resources.*

Table 1-4 stratifies our recommendations by clause origin. As can be seen from the table, 70 of the 112 FAR clauses recommended for elimination are nonstatutory, while 42 have a statutory basis. Of the 284 DFARS clauses recommended for elimination, 240 are nonstatutory and 44 have a statutory basis. Our findings and recommendations show that the DFARS is in need of greater revision than the FAR. Of course, DoD alone does not have full authority to implement all of our

recommendations. Some will require coordination with the Civilian Agency Acquisition Council and/or Congress.

Table 1-5 summarizes clause flowdown to subcontractors by FAR and DFARS part. Ten percent of the clauses must be flowed down, and we believe that prime contractors need to flow down the requirements, if not the clause, for another 7 percent of the clauses. Our review did not address clauses that a prime contractor might, of its own volition, want to flow down for self-protection. Our review shows that the FAR is the source of most of the flowdown clauses. About 90 percent of the clauses that flow down extend below the first tier of subcontractors.

REPORT CONTENTS

In the rest of this report, we first describe (Chapter 2) the coding conventions used to present our review and analysis of the clauses. This description is followed in Chapter 3 by the detailed report on the 451 clauses (including alternates) from the DFARS, presented in numerical order by DFARS part. Finally, Chapter 4 arrays the 639 clauses (including alternates) from the FAR, also in numerical order by part.

TABLE 1-1

STATUTORY/NONSTATUTORY ORIGIN OF FAR AND DFARS CLAUSES, BY PART

(Not including alternates)

Part	Description	FAR clause origins						DFARS clause origins					
		S1	S2	S3	S4	NS	Total	S1	S2	S3	S4	NS	Total
2	Definitions of Words and Terms	0	0	0	0	1	1	0	0	0	0	0	0
3	Improper Business Practices and Personal Conflicts of Interest	7	1	1	0	1	10	1	1	0	0	2	4
4	Administrative Matters	0	3	0	0	1	4	0	1	2	0	2	5
5	Publicizing Contract Actions	0	0	0	0	0	0	0	1	0	0	0	1
7	Acquisition Planning	1	2	0	0	1	4	0	0	0	0	0	0
8	Required Sources of Supply	0	0	2	0	5	7	0	0	6	0	1	7
9	Contractor Qualifications	0	2	1	0	2	5	1	0	0	0	1	2
10	Specifications, Standards, and Other Purchase Descriptions	0	0	0	0	7	7	0	0	1	0	5	6
12	Contract Delivery or Performance	0	0	2	0	13	15	0	0	0	0	1	1
13	Small Purchases	0	0	2	0	1	3	0	0	0	0	0	0
14	Sealed Bidding	0	4	2	1	22	29	0	0	1	0	0	1
15	Contracting by Negotiation	0	8	3	1	19	31	0	1	1	1	1	4
16	Types of Contracts	0	0	7	1	18	26	0	0	0	0	2	2
17	Special Contracting Methods	0	2	3	0	4	9	1	4	0	0	112	117
19	Small Business and Small Disadvantaged Business Concerns	4	7	5	0	0	16	1	2	11	0	0	14

Note: S1 = specifically required by statute; S2 = implements statute but not specifically required by it; S3 = not required by statute but chosen to implement broad policy or utilize delegated authority; S4 = has both statutory and nonstatutory elements; NS = nonstatutory.

TABLE 1-1

STATUTORY/NONSTATUTORY ORIGIN OF FAR AND DFARS CLAUSES, BY PART (Continued)

(Not including alternates)

Part	Description	FAR clause origins						DFARS clause origins					
		S1	S2	S3	S4	NS	Total	S1	S2	S3	S4	NS	Total
20	Labor Surplus Area Concerns	0	0	4	0	0	4	0	0	2	0	0	2
22	Application of Labor Laws to Government Acquisitions	15	14	5	0	6	40	1	0	0	0	0	1
23	Environment, Conservation, and Occupational Safety	3	3	0	0	0	6	0	2	0	0	3	5
24	Protection of Privacy and Freedom of Information	2	0	0	0	0	2	0	0	0	0	0	0
25	Foreign Acquisition	2	9	1	0	1	13	9	7	7	1	2	26
26	Other Socioeconomic Programs	0	0	0	0	0	0	0	0	2	0	0	2
27	Patents, Data, and Copyrights	0	7	2	0	14	23	0	6	4	1	21	32
28	Bonds and Insurance	2	0	3	0	5	10	0	0	1	1	5	7
29	Taxes	0	0	0	0	10	10	0	0	0	0	1	1
30	Cost Accounting Standards	0	2	0	1	3	6	0	0	0	0	0	0
31	Contract Cost Principles and Procedures	0	0	0	0	0	0	2	0	0	0	1	3
32	Contract Financing	4	3	3	4	14	28	0	0	5	0	2	7
33	Protests, Disputes, and Appeals	0	1	2	0	0	3	0	1	0	0	0	1
34	Major System Acquisition	0	0	0	0	0	0	0	0	2	0	0	2
35	Research and Development Contracting	0	0	0	0	0	0	2	1	1	1	0	5

Note: S1 = specifically required by statute; S2 = implements statute but not specifically required by it; S3 = not required by statute but chosen to implement broad policy or utilize delegated authority; S4 = has both statutory and nonstatutory elements; NS = nonstatutory.

TABLE 1-1

STATUTORY/NONSTATUTORY ORIGIN OF FAR AND DFARS CLAUSES, BY PART (Continued)

(Not including alternates)

Part	Description	FAR clause origins						DFARS clause origins					
		S1	S2	S3	S4	NS	Total	S1	S2	S3	S4	NS	Total
36	Construction and Architect-Engineering Contracts	0	0	1	1	23	25	0	1	2	0	16	19
37	Service Contracting	2	0	1	1	6	9	0	2	0	0	40	42
42	Contract Administration	0	0	1	0	4	5	2	1	0	0	0	3
43	Contract Modifications	0	0	0	0	7	7	0	0	0	0	2	2
44	Subcontracting Policies and Procedures	0	0	2	1	2	5	0	0	0	0	0	0
45	Government Property	0	1	0	1	17	19	0	0	0	0	1	1
46	Quality Assurance	0	0	0	1	23	24	0	0	1	0	1	2
47	Transportation	0	1	8	26	29	64	0	1	1	1	25	28
48	Value Engineering	3	0	0	0	0	3	0	0	0	0	0	0
49	Termination of Contracts	0	0	0	0	14	14	0	0	0	0	1	1
50	Extraordinary Contractual Actions	0	1	0	0	0	1	0	0	0	0	0	0
51	Use of Government Sources by Contractors	0	0	0	0	2	2	0	0	0	0	2	2
52	Clauses	0	0	0	0	6	6	0	0	0	0	4	4
70	Acquisition of Computer Resources	0	0	0	0	0	0	0	2	0	1	65	68
71	Recovery of Nonrecurring Costs on Commerical Sales of Defense Products and Technology and of Royalty Fees for Use of DoD Technical Data	0	0	0	0	0	0	0	0	0	0	1	1
	Totals	45	71	60	39	280	496	20	34	50	7	321	431

Note: S1 = specifically required by statute; S2 = implements statute but not specifically required by it; S3 = not required by statute but chosen to implement broad policy or utilize delegated authority; S4 = has both statutory and nonstatutory elements; NS = nonstatutory.

TABLE 1-2

CONCLUSIONS DEVELOPED CONCERNING FAR AND DFARS CLAUSES AND ALTERNATES, BY PART

Part	Description	FAR clause conclusions							DFARS clause conclusions						
		FF	FD	I	PW	Q	O	OK	DD	DF	I	PW	Q	O	OK
2	Definitions of Words and Terms	0	0	0	0	2	0	0	0	0	0	0	0	0	0
3	Improper Business Practices and Personal Conflicts of Interest	1	0	0	0	1	0	8	0	0	0	2	1	0	1
4	Administrative Matters	0	1	0	0	1	0	5	0	2	1	0	1	0	2
5	Publicizing Contract Actions	0	0	0	0	0	0	0	0	0	0	0	0	0	1
7	Acquisition Planning	0	0	0	0	0	0	4	0	0	0	0	0	0	0
8	Required Sources of Supply	0	0	0	0	3	0	4	0	0	6	0	6	0	1
9	Contractor Qualifications	0	0	0	0	1	0	8	0	0	1	0	0	0	1
10	Specifications, Standards, and Other Purchase Descriptions	1	0	1	0	2	0	3	0	1	1	0	3	0	1
12	Contract Delivery or Performance	0	0	1	0	0	0	23	0	0	1	0	0	0	0
13	Small Purchases	0	0	0	1	0	0	2	0	0	0	0	0	0	0
14	Sealed Bidding	0	0	0	1	12	1	20	0	0	0	0	0	0	1
15	Contracting by Negotiation	0	0	0	3	11	2	22	0	0	0	1	1	0	2
16	Types of Contracts	0	0	6	0	0	0	30	0	0	0	1	0	0	1
17	Special Contracting Methods	0	0	0	0	4	0	6	22	70	0	1	16	0	15
19	Small Business and Small Disadvantaged Business Concerns	0	0	2	1	0	0	—	4	2	3	6	0	4	3
20	Labor Surplus Area Concerns	0	1	2	0	0	0	2	2	0	0	2	0	0	0

Note: FF, DF = duplicates FAR clause; FD, DD = duplicates DFARS clause; I = inconsistent; PW = poorly written; Q = appears unnecessary; O = obsolete; OK = no major changes needed. Most clauses have been assigned only one conclusion code, but some have two or even three.

TABLE 1-2

CONCLUSIONS DEVELOPED CONCERNING FAR AND DFARS CLAUSES AND ALTERNATES, BY PART (Continued)

Part	Description	FAR clause conclusions							DFARS clause conclusions						
		FF	FD	I	PW	Q	O	OK	DD	DF	I	PW	Q	O	OK
22	Application of Labor Laws to Government Acquisitions	0	0	4	1	12	0	26	0	0	0	0	0	0	1
23	Environment, Conservation, and Occupational Safety	2	0	1	0	1	0	2	0	1	1	0	0	0	3
24	Protection of Privacy and Freedom of Information	1	0	0	0	0	0	1	0	0	0	0	0	0	0
25	Foreign Acquisition	5	0	0	2	0	0	6	11	6	1	1	9	0	6
26	Other Socioeconomic Programs	0	0	0	0	0	0	0	0	0	1	0	0	0	1
27	Patents, Data, and Copyrights	0	0	5	0	15	3	22	0	0	7	3	19	2	11
28	Bonds and Insurance	0	0	0	0	0	0	12	0	1	1	0	0	0	5
29	Taxes	1	0	0	0	1	0	9	0	0	0	0	0	0	1
30	Cost Accounting Standards	1	0	0	2	2	0	2	0	0	0	0	0	0	0
31	Contract Cost Principles and Procedures	0	0	0	0	0	0	0	0	0	0	0	0	0	3
32	Contract Financing	0	0	1	3	12	0	21	0	1	0	0	5	1	4
33	Protests, Disputes, and Appeals	0	0	0	0	0	0	5	0	0	0	0	0	0	1
34	Major System Acquisition	0	0	0	0	0	0	0	0	0	0	0	2	0	0
35	Research and Development Contracting	0	0	0	0	0	0	0	2	0	2	1	1	0	1
36	Construction and Architect-Engineering Contracts	1	3	2	8	0	0	18	0	5	3	1	3	0	10
37	Service Contracting	0	0	4	0	0	0	6	1	3	0	14	20	0	16

Note: FF, DF = duplicates FAR clause; FD, DD = duplicates DFARS clause; I = inconsistent; PW = poorly written; Q = appears unnecessary; O = obsolete; OK = no major changes needed. Most clauses have been assigned only one conclusion code, but some have two or even three.

TABLE 1-2

CONCLUSIONS DEVELOPED CONCERNING FAR AND DFARS CLAUSES AND ALTERNATES, BY PART (Continued)

Part	Description	FAR clause conclusions							DFARS clause conclusions						
		FF	FD	I	PW	Q	O	OK	DD	DF	I	PW	Q	O	OK
42	Contract Administration	0	0	0	0	0	2	3	0	0	1	0	0	0	2
43	Contract Modifications	0	0	0	0	1	0	16	0	0	0	0	1	0	2
44	Subcontracting Policies and Procedures	0	0	2	2	1	1	2	0	0	0	0	0	0	0
45	Government Property	1	0	0	0	6	0	17	0	0	0	0	1	0	0
46	Quality Assurance	0	0	0	0	0	0	41	0	0	3	0	0	0	1
47	Transportation	4	0	0	0	7	1	59	1	8	5	4	16	1	3
48	Value Engineering	0	0	0	0	0	0	7	0	0	0	0	0	0	0
49	Termination of Contracts	0	0	0	0	0	0	29	0	0	0	0	0	0	1
50	Extraordinary Contractual Actions	0	0	0	0	0	0	2	0	0	0	0	0	1	0
51	Use of Government Sources by Contractors	0	0	0	0	0	0	3	0	2	0	0	2	1	0
52	Clauses	0	0	0	0	0	0	8	0	0	0	0	4	4	0
70	Acquisition of Computer Resources	0	0	0	0	0	0	0	0	2	4	0	58	0	6
71	Recovery of Nonrecurring Costs on Commerical Sales of Defense Products and Technology and of Royalty Fees for Use of DoD Technical Data	0	0	0	0	0	0	0	0	0	0	0	0	0	1
	Totals	18	5	31	24	95	10	469	43	104	42	37	169	13	108

Note: FF, DF = duplicates FAR clause; FD, DD = duplicates DFARS clause; I = inconsistent; PW = poorly written; Q = appears unnecessary; O = obsolete; OK = no major changes needed. Most clauses have been assigned only one conclusion code, but some have two or even three.

TABLE 1-3

RECOMMENDATIONS FOR DISPOSITION OF FAR AND DFARS CLAUSES AND ALTERNATES, BY PART

Part	Description	FAR clause recommendations							DFARS clause recommendations						
		EC	ED	EI	SL	M	OK	O	EC	ED	EI	SL	M	OK	O
2	Definitions of Words and Terms	2	0	0	0	0	0	0	0	0	0	0	0	0	0
3	Improper Business Practices and Personal Conflicts of Interest	2	0	0	0	0	8	0	1	0	0	2	0	1	0
4	Administrative Matters	1	0	0	0	0	5	0	2	0	1	0	0	2	0
5	Publicizing Contract Actions	0	0	0	0	0	0	0	0	0	0	0	0	1	0
7	Acquisition Planning	0	0	0	0	0	4	0	0	0	0	0	0	0	0
8	Required Sources of Supply	3	0	0	0	0	4	1	5	0	0	0	0	1	1
9	Contractor Qualifications	1	0	0	0	0	8	0	0	0	0	0	1	1	0
10	Specifications, Standards, and Other Purchase Descriptions	3	0	0	0	1	3	0	4	0	0	0	1	1	0
12	Contract Delivery or Performance	0	0	1	0	0	23	0	0	0	1	0	0	0	0
13	Small Purchases	0	0	0	1	0	2	0	0	0	0	0	0	0	0
14	Sealed Bidding	12	0	0	0	0	20	1	0	0	0	0	0	1	0
15	Contracting by Negotiation	11	0	0	2	0	23	1	1	0	0	1	0	2	0
16	Types of Contracts	0	0	6	0	0	30	0	0	0	0	1	0	1	0
17	Special Contracting Methods	4	0	0	0	0	6	2	106	0	0	1	0	15	3
19	Small Business and Small Disadvantaged Business Concerns	0	0	2	1	0	15	1	3	3	0	5	3	3	2
20	Labor Surplus Area Concerns	0	0	2	0	0	2	0	1	1	0	1	0	0	0

Note: EC = eliminate; ED = eliminate duplication; EI = eliminate inconsistencies; SL = redraft; M = move; OK = accept as written; O = other, see remarks. Most clauses have been assigned only one recommendation code, but some have two or even three.

TABLE 1-3

RECOMMENDATIONS FOR DISPOSITION OF FAR AND DFARS CLAUSES AND ALTERNATES, BY PART (Continued)

Part	Description	FAR clause recommendations							DFARS clause recommendations						
		EC	ED	EI	SL	M	OK	O	EC	ED	EI	SL	M	OK	O
22	Application of Labor Laws to Government Acquisitions	12	0	4	1	0	26	1	0	0	0	0	0	1	0
23	Environment, Conservation, and Occupational Safety	3	0	1	0	0	2	0	0	1	1	0	0	3	0
24	Protection of Privacy and Freedom of Information	1	0	0	0	0	1	0	0	0	0	0	0	0	0
25	Foreign Acquisition	5	0	0	2	0	6	0	17	2	0	2	0	7	3
26	Other Socioeconomic Programs	0	0	0	0	0	0	0	0	0	1	0	0	1	0
27	Patents, Data, and Copyrights	15	0	5	0	0	22	3	20	0	4	3	0	11	1
28	Bonds and Insurance	0	0	0	0	0	12	0	1	0	0	0	1	5	1
29	Taxes	2	0	0	0	0	9	4	0	0	0	0	0	1	0
30	Cost Accounting Standards	2	1	0	2	0	2	0	0	0	0	0	0	0	0
31	Contract Cost Principles and Procedures	0	0	0	0	0	0	0	0	0	0	0	0	3	0
32	Contract Financing	12	0	1	3	0	21	3	6	0	0	0	0	4	0
33	Protests, Disputes, and Appeals	0	0	0	0	0	5	0	0	0	0	0	0	1	0
34	Major System Acquisition	0	0	0	0	0	0	0	2	0	0	0	0	0	0
35	Research and Development Contracting	0	0	0	0	0	0	0	2	2	0	1	2	1	0
36	Construction and Architect-Engineering Contracts	0	4	2	8	0	18	0	6	5	0	1	1	10	2
37	Service Contracting	0	0	4	0	0	6	0	20	0	0	13	0	16	1

Note: EC = eliminate; ED = eliminate duplication; EI = eliminate inconsistencies; SL = redraft; M = move; OK = accept as written; O = other, see remark. Most clauses have been assigned only one recommendation code, but some have two or even three.

TABLE 1-3

RECOMMENDATIONS FOR DISPOSITION OF FAR AND DFARS CLAUSES AND ALTERNATES, BY PART (Continued)

Part	Description	FAR clause recommendations							DFARS clause recommendations						
		EC	ED	EI	SL	M	OK	O	EC	ED	EI	SL	M	OK	O
42	Contract Administration	1	0	0	0	0	3	2	0	0	0	0	1	2	0
43	Contract Modifications	1	0	0	0	0	16	0	1	0	0	0	0	2	0
44	Subcontracting Policies and Procedures	2	0	2	2	0	2	0	0	0	0	0	0	0	0
45	Government Property	6	1	0	0	0	17	0	1	0	0	0	0	0	0
46	Quality Assurance	0	0	0	0	0	41	0	0	0	0	0	3	1	0
47	Transportation	11	0	0	0	0	59	5	21	2	3	2	1	3	1
48	Value Engineering	0	0	0	0	0	7	0	0	0	0	0	0	0	0
49	Termination of Contracts	0	0	0	0	0	29	0	0	0	0	0	0	1	0
50	Extraordinary Contractual Actions	0	0	0	0	0	2	0	0	0	0	0	0	0	0
51	Use of Government Sources by Contractors	0	0	0	0	0	3	0	2	0	0	0	0	0	0
52	Clauses	0	0	0	0	0	8	0	4	0	0	0	0	0	0
70	Acquisition of Computer Resources	0	0	0	0	0	0	0	58	0	2	0	2	6	0
71	Recovery of Nonrecurring Costs on Commerical Sales of Defense Products and Technology and of Royalty Fees for Use of DoD Technical Data	0	0	0	0	0	0	0	0	0	0	0	0	1	0
	Totals	112	6	30	22	1	470	24	284	16	13	33	16	109	15

Note: EC = eliminate; ED = eliminate duplication; EI = eliminate inconsistencies; SL = redraft; M = move; OK = accept as written; O = other, see remarks. Most clauses have been assigned only one recommendation code, but some have two or even three.

TABLE 1-4

RECOMMENDATIONS FOR DISPOSITION OF FAR AND DFARS CLAUSES AND ALTERNATES, BY CLAUSE/ALTERNATE ORIGIN

Origin code	FAR clause recommendations							DFARS clause recommendations						
	EC	ED	EI	SL	M	OK	O	EC	ED	EI	SL	M	OK	O
S1	7	0	1	3	0	42	1	7	1	0	3	1	9	1
S2	13	1	6	3	0	58	1	6	1	6	5	2	18	3
S3	14	2	8	3	0	47	1	29	7	2	7	6	10	3
S4	8	1	2	5	0	36	4	2	1	0	2	3	2	0
NS	70	2	13	8	1	287	17	240	6	5	16	4	70	8
Totals	112	6	30	22	1	470	24	284	16	13	33	16	109	15

Note: S1 = specifically required by statute; S2 = implements statute but not specifically required by it; S3 = not required by statute but chosen to implement broad policy or utilize delegated authority; S4 = has both statutory and nonstatutory elements; NS = nonstatutory; EC = eliminate; ED = eliminate duplication; EI = eliminate inconsistencies; SL = redraft; M = move; OK = accept as written; O = other, see remarks. Most clauses have been assigned only one recommendation code, but some have two or even three.

TABLE 1-5

FLOWDOWN OF FAR AND DFARS CLAUSES AND ALTERNATES TO SUBCONTRACTORS, BY PART

Part	Description	FAR clause flowdown					DFARS clause flowdown				
		M	O	R	P	N	M	O	R	P	N
2	Definitions of Words and Terms	0	0	0	0	2	0	0	0	0	0
3	Improper Business Practices and Personal Conflicts of Interest	0	0	2	0	8	0	0	1	0	3
4	Administrative Matters	3	0	0	0	3	2	0	0	0	3
5	Publicizing Contract Actions	0	0	0	0	0	0	0	0	0	1
7	Acquisition Planning	0	0	0	0	4	0	0	0	0	0
8	Required Sources of Supply	2	0	0	0	5	7	0	0	0	0
9	Contractor Qualifications	0	0	0	0	9	0	0	1	0	1
10	Specifications, Standards, and Other Purchase Descriptions	0	0	0	0	7	1	0	1	0	4
12	Contract Delivery or Performance	0	0	2	0	22	0	0	0	0	1
13	Small Purchases	0	0	0	0	3	0	0	0	0	0
14	Sealed Bidding	2	0	0	0	30	0	0	0	0	1
15	Contracting by Negotiation	5	0	2	0	29	1	0	0	0	3
16	Types of Contracts	0	0	0	4	32	0	0	0	0	2
17	Special Contracting Methods	0	0	0	0	10	0	0	0	0	122

Note: M = mandatory; O = optional; R = requirements flow down, but not the clause itself; P = a portion flows down; N = FAR/DFARS do not require flowdown.

TABLE 1-5

FLOWDOWN OF FAR AND DFARS CLAUSES AND ALTERNATES TO SUBCONTRACTORS, BY PART (Continued)

Part	Description	FAR clause flowdown					DFARS clause flowdown				
		M	O	R	P	N	M	O	R	P	N
19	Small Business and Small Disadvantaged Business Concerns	0	0	2	0	16	0	0	1	0	15
20	Labor Surplus Area Concerns	1	0	0	0	3	0	0	0	0	2
22	Application of Labor Laws to Government Acquisitions	21	0	3	2	17	1	0	0	0	0
23	Environment, Conservation, and Occupational Safety	3	0	0	0	3	2	0	0	0	3
24	Protection of Privacy and Freedom of Information	1	0	0	0	1	0	0	0	0	0
25	Foreign Acquisition	2	0	10	0	1	3	0	16	0	7
26	Other Socioeconomic Programs	0	0	0	0	0	0	0	0	0	2
27	Patents, Data, and Copyrights	19	0	0	0	24	10	0	0	0	25
28	Bonds and Insurance	3	0	0	0	9	0	0	1	0	6
29	Taxes	0	0	2	0	9	0	0	0	0	1
30	Cost Accounting Standards	3	0	0	0	3	0	0	0	0	0
31	Contract Cost Principles and Procedures	0	0	0	0	0	0	0	0	0	3
32	Contract Financing	0	3	0	0	34	0	0	3	0	7
33	Protests, Disputes, and Appeals	0	0	0	0	5	0	0	0	0	1

Note: M = mandatory; O = optional; R = requirements flow down; P = a portion flows down, but not the clause itself; N = FAR/DFARS do not require flowdown.

TABLE 1-5

FLOWDOWN OF FAR AND DFARS CLAUSES AND ALTERNATES TO SUBCONTRACTORS, BY PART (Continued)

Part	Description	FAR clause flowdown					DFARS clause flowdown				
		M	O	R	P	N	M	O	R	P	N
34	Major System Acquisition	0	0	0	0	0	0	0	1	0	1
35	Research and Development Contracting	0	0	0	0	0	1	0	0	0	4
36	Construction and Architect-Engineering Contracts	3	0	3	0	23	2	0	0	0	18
37	Service Contracting	1	0	0	0	9	1	0	0	0	43
42	Contract Administration	0	0	0	0	5	0	0	0	0	3
43	Contract Modifications	0	0	0	0	17	0	0	0	0	3
44	Subcontracting Policies and Procedures	0	0	0	0	7	0	0	0	0	0
45	Government Property	0	0	4	0	20	0	0	0	0	1
46	Quality Assurance	4	0	13	0	24	0	0	0	0	4
47	Transportation	0	0	5	0	66	1	0	0	0	28
48	Value Engineering	6	0	0	0	1	0	0	0	0	0
49	Termination of Contracts	0	0	0	0	29	0	0	0	0	1
50	Extraordinary Contractual Actions	0	0	0	0	2	0	0	0	0	0
51	Use of Government Sources by Contractors	0	0	0	0	3	0	0	0	0	2
52	Clauses	0	0	0	0	8	0	0	0	0	4
70	Acquisition of Computer Resources	0	0	0	0	0	0	0	0	0	68

Note: M = mandatory; O = optional; R = requirements flow down, but not the clause itself; P = a portion flows down; N = FAR/DFARS do not require flowdown.

TABLE 1-5

FLOWDOWN OF FAR AND DFARS CLAUSES AND ALTERNATES TO SUBCONTRACTORS, BY PART (Continued)

Part	Description	FAR clause flowdown					DFARS clause flowdown				
		M	O	R	P	N	M	O	R	P	N
71	Recovery of Nonrecurring Costs on Commerical Sales of Defense Products and Technology and of Royalty Fees for Use of DoD Technical Data	0	0	0	0	0	0	0	1	0	0
	Totals	79	3	48	6	503	32	0	26	0	393

Note: M = mandatory; O = optional; R = requirements flow down, but not the clause itself; P = a portion flows down, but not the clause itself; N = FAR/DFARS do not require flowdown.

CHAPTER 2

DESCRIPTION OF REPORT CONTENTS AND FORMAT

DESCRIPTION OF REPORT CONTENTS AND FORMAT

The information and analysis report for each FAR and DFARS clause is presented in a uniform format consisting of 11 data elements. These elements, with their coding conventions, are described below.

CLAUSE NUMBER

Self-explanatory.

ALTERNATE (ALT)

Clauses with alternates generally use the same clause number for each alternate. This field, along with the clause title, distinguishes the alternates from the basic clause. Clauses that have alternates listed in their titles and are numbered differently from the basic clause are treated as separate clauses and not entered here.

TITLE

Self-explanatory.

DATE

Self-explanatory.

PRESCRIPTION

The number of the FAR or DFARS location where directions for using the clause are found.

ORIGIN CODE

We defined several classifications of clause origin. There are two basic categories: statutory and nonstatutory. Statutory clauses are based on law, Executive order, OMB circular, OFPP policy letter, regulation, or executive branch directive.[1] Nonstatutory clauses are those based on Government-wide acquisition

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[1]For simplicity, we use "statutory" to embrace not only matters of law but also other requirements imposed by authorities outside of DoD and the other acquisition agencies.

policies and procedures imposed by the two councils in the FAR or those that DoD imposes to supplement or implement Government-wide policy in the DFARS.

Statutory clauses are divided into four subcategories: S1, S2, S3, and S4. The subcategory signifies how closely a clause is tied to statute, Executive order, OMB circular, etc., with S1 being the most closely tied and S4 the least closely tied. The subcategories are not discrete, and classifying cases at the boundaries is judgmental. Nonstatutory clauses are designated with an "NS." The following paragraphs define and illustrate the codes used to describe clause origins:

- S1. An S1 code indicates a clause specifically required by a statute.

  Clause 52.232-25, *Prompt Payment*, exemplifies a clause classified as S1. The statutory language covering prompt payment (31 U.S.C. 39 et seq.) is detailed, even specifying the content of the implementing regulations. Although much of the language in this particular clause is taken directly from the text of the statute, a clause need not contain the statutory language to be coded S1. Whenever the intent of Congress is so clearly defined that DoD and the other agencies have no flexibility in implementation, we designate the clause S1.

- S2. The S2 code applies to a clause clearly implementing a statute but not specifically required by it.

  PL 99-661 and PL 100-180 express Congress' intention to support small disadvantaged businesses by encouraging awards from DoD. The law allows DoD to pay up to 10 percent over fair market price if the contract is awarded to a small disadvantaged business. The clause at 252.219-7007, *Notice of Evaluation Preference for Small Disadvantaged Business Concerns (Unrestricted)*, describes how DoD will implement that policy. We designate as S2 those clauses in which statutory intent is clear but some flexibility in implementation is allowed.

- S3. An S3 code applies to a clause not required by statute but chosen as a means of implementing or supporting broadly stated congressional or executive branch policy or of utilizing the authority delegated by Congress to DoD and the other agencies.

  The clause at 252.220-7000, *Notice of Labor Surplus Area Set-Aside*, implements congressional procurement policy as expressed at 15 U.S.C. 644. Clause 252.225-7007, *Supplies to be Accorded Duty-Free Entry*, takes advantage of an exemption granted by law from paying duty on military supplies. We designate a clause as S3 when DoD and the other agencies have broad flexibility for implementing higher level policy statements.

S3 clauses can be altered or sometimes eliminated altogether without changing the law.

- S4. A clause coded S4 combines statutory and nonstatutory requirements.

  The clause at 52.232-16, *Progress Payments*, derives from a legislative basis and internal acquisition policy. Progress payments are authorized in 10 U.S.C. 2307, and a progress payment rate of 80 percent during FY87 was legislatively mandated. The clause also contains administrative instructions on how payments are to be calculated, conditions for reducing or suspending payments, reports to be furnished by the contractor, and other requirements. Since DoD and the other agencies have control over the administrative portions of S4 clauses, these portions can be modified or simplified without changing the law.

- NS. An NS code indicates a clause whose origin is nonstatutory.

  Nonstatutory clauses are based on DoD's or the two councils' authority to prescribe regulations. Such clauses reflect acquisition policies and procedures and can be modified or eliminated at the discretion of the agencies.

SOURCE DESCRIPTION

The source description indicates underlying statutory citations forming the basis for the clause. These are usually the Public Law, or the U.S. Code reference if the law has been codified. Citations may also include Executive orders, OMB circulars, OFPP policy letters, Presidential directives, or sometimes agency regulations.

FLOWDOWN

The following classifications are used to define the subcontractor flowdown requirements for each clause:

- M – Mandatory clause flowdown – the text of the clause itself or some other clause specifically requires flowdown.

- O – Optional clause flowdown – the FAR or DFARS permits but does not require flowdown.

- R – Requirements of the clause flow down, but the clause itself does not necessarily flow down.

- P — A portion of the clause flows down.

- N — Flowdown not required by the FAR or DFARS.

FLOWDOWN LEVEL

This data element describes the level or tier to which a clause must be flowed down. The following classifications are used for this purpose:

- A — Clause flows down to all levels, as long as conditions for its use apply.

- 1 — Clause flows down to the first-tier subcontractor only.

- Blank — Not applicable.

CONCLUSION CODE AND RATIONALE

This classification identifies our conclusion(s), based on an analysis of the clause, its origin, and related regulatory material. It indicates whether the clause duplicates coverage in another clause; is inconsistent with another clause or with current policy; could benefit from redrafting and simplification; or is unnecessary, obsolete, or satisfactory. When needed, discussion documenting the reason for the conclusion and references in support of the conclusion are provided under the heading "Rationale."

The following classifications are used to indicate our conclusions:

- DD — This DFARS clause duplicates another DFARS clause.

- DF — This DFARS clause duplicates a FAR clause.

- FF — This FAR clause duplicates another FAR clause.

- FD — This FAR clause duplicates a DFARS clause.

- I — This clause is inconsistent with other clauses or with current policies.

- PW — This clause is poorly written.

- Q — This clause appears to be unnecessary.

- O — This clause is outdated or obsolete.

- OK — No major changes necessary.

RECOMMENDATION CODE AND REMARKS

On the basis of the analysis performed on the clause and the conclusions drawn, this section presents our recommendations on the disposition of the clause. The major options available are to eliminate the clause, simplify it, or accept it without modification. The remarks section elaborates on the reasons behind the recommendation or provides pertinent information judged important for report purposes. The classifications used to code our recommendations are as follows:

- EC — Eliminate the clause.

- ED — Eliminate duplication.

- EI — Eliminate inconsistencies.

- SL — Redraft the clause to simplify or improve the current language.

- M — Move clause to another regulation.

- OK — Accept the clause as currently written.

- O — Other recommendations (see remarks).

CHAPTER 3

DFARS CLAUSES LISTED BY PART

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.203-7000		ADVERTISING AND COUPON REDEMPTION FOR MILITARY RESALE ACTIVITIES	Apr-74	203.570	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Out of date, with limited application.

| 252.203-7001 | | SPECIAL PROHIBITION ON EMPLOYMENT | Mar-89 | 203.571-5 | S2 | 10 USC 2408 | R - A |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

Style conventions make clause unnecessarily long and   Revision should shorten and clarify. Statute does not
difficult to understand.   address or require subcontract flowdown.

| 252.203-7002 | | STATUTORY COMPENSATION PROHIBITIONS AND REPORTING REQUIREMENTS RELATING TO CERTAIN FORMER DOD EMPLOYEES | Apr-88 | 203.170-5 | S1 | 10 USC 2397b(a), 10 USC 2397c | N - |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

Style conventions make clause unnecessarily long and   Revision should shorten and clarify.
difficult to understand.

| 252.203-7003 | | DISPLAY OF DOD HOTLINE POSTER | Oct-87 | 203.7002 | NS | DAC 86-7 attributes this requirement to the Packard Commission | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.204-7000		CONTRACT SCHEDULE SUBLINE ITEMS NOT SEPARATELY PRICED - WITHHOLDING OF BILLING AND PAYMENT	Nov-70	204.7104-2(c)(2)	NS		N -

CONCLUSION CODE(S): DP Q

* RATIONALE *

This clause is unnecessary. If the item is not priced, it cannot be invoiced and paid. Duplicates part of FAR 52.232-1, "Payments."

RECOMMENDATION CODE(S): EC

* REMARKS *

Under FAR 52.232-1, payments are made only when prices are stipulated in the contract.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.204-7004		DATA UNIVERSAL NUMBERING SYSTEM (DUNS) NUMBER REPORTING	Dec-80	204.670-3	S2	41 USC 405(d)(4)(A), FPDS Reporting Manual	N -

CONCLUSION CODE(S): DF

* RATIONALE *

FAR has recently established its own DUNS clause (52.204-4). However, DFARS has not rescinded its clause.

RECOMMENDATION CODE(S): EC

* REMARKS *

PL 93-400 requires establishing a contract data reporting system and implementing discrete identification of contractors. The DUNS code is the identifying method for FPDS and its DoD counterpart -- the DD Form 350.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.204-7005		OVERSEAS DISTRIBUTION OF DEFENSE SUBCONTRACTS	Aug-88	204.674-3	S3	10 USC 2457	M - 1

CONCLUSION CODE(S): I

* RATIONALE *

The clause requires all prime contractors and first-tier subcontractors to submit DD Form 2139s when conditions are met. However, the General Instructions on the DD Form 2139 say "DOD prime contractors and their first tier subcontractors participating in the DOD subcontracting reporting program."

RECOMMENDATION CODE(S): EI

* REMARKS *

The data collected by OSD via the DD 2139 are used in negotiations with participating countries (i.e., NATO) as to offsets, Buy American/Buy National waivers, etc. These data are used to demonstrate the volume of their goods being acquired by prime and first-tier subcontractors. Information is used to negotiate reciprocal MOUs.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.204-7007		COMMERCIAL AND GOVERNMENT ENTITY (CAGE) REPORTING	Oct-87	204.670-3(b)(1)	NS		N -

CONCLUSION CODE(S): OK

* RATIONALE *

DFARS 213.505-70(b)(2). CAGE codes are internal DoD means of identifying contractors.

RECOMMENDATION CODE(S): OK

* REMARKS *

This method of identifying contractors on contract forms is derived from the DoD's method of identifying manufacturers. CAGE codes duplicate DUNS and TIN's. Each code system serves a unique purpose, but they could be consolidated.

| 252.204-7008 | | TELECOMMUNICATIONS SECURITY EQUIPMENT, DEVICES, TECHNIQUES, AND SERVICES | Dec-88 | 204.503 | S3 | NSDD 145, SEP 17, 1984, DOD 5210.74 | M - A |

CONCLUSION CODE(S): OK

* RATIONALE *

RECOMMENDATION CODE(S): OK

* REMARKS *

The definition of "sensitive information" in DFARS 204.501 and 252.204-7008(a) is derived from the Computer Security Act of 1987. This definition may need to be altered on the basis of DoD's implementation of the Procurement Integrity Act. See Clause 252.270-7309.

| 252.205-7000 | | RELEASE OF INFORMATION TO COOPERATIVE AGREEMENT HOLDERS | Feb-89 | 205.470(c) | S2 | 10 USC 2416, PL 99-500, PL 99-591, PL 100-456 | N - |

CONCLUSION CODE(S): OK

* RATIONALE *

RECOMMENDATION CODE(S): OK

* REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.208-7000		REQUIRED SOURCES FOR MINIATURE AND INSTRUMENT BALL BEARINGS	Jun-71	208.7303(a)	S3	NSDD 47, Nat'l Sec. Act 50 USC 404, EO 11490 updated by 11921 and 12656, DPA 50 USC APP2061, Def. MOB Order II, 44 CFR part 321	M - A

CONCLUSION CODE(S): I Q

* RATIONALE *

Conflicts with trade policies and MOUs with allies. Many exemptions and waivers. Question whether the restrictions can be enforced.

* REMARKS *

Clauses 252.208-7000 to -7003 and -7005 and -7006 could all be combined into one clause, perhaps entitled "Required Sources of Supply." Products could be added or deleted as mobilization requirements change. Clause could have a check-off list for those products that will be part of the end item.

RECOMMENDATION CODE(S): O

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.208-7001		REQUIRED SOURCES FOR PRECISION COMPONENTS FOR MECHANICAL TIME DEVICES	Aug-71	208.7403(a)	S3	NSDD 47, Nat'l Sec. Act 50 USC 404, EO 11490 updated by 11921 and 12656, DPA 50 USC APP2061, Def. MOB Order II, 44 CFR part 321	M - A

CONCLUSION CODE(S): I Q

* RATIONALE *

Conflicts with trade policies and MOUs with allies. Many exemptions and waivers. Question whether the restrictions can be enforced.

* REMARKS *

See remarks at Clause 252.208-7000.

RECOMMENDATION CODE(S): EC

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.208-7002		REQUIRED SOURCES OF HIGH-PURITY SILICON	Jun-83	208.7503(a)	S3	NSDD 47, Nat'l Sec. Act 50 USC 404, EO 11490 updated by 11921 and 12656, DPA 50 USC APP2061, Def. MOB Order II, 44 CFR part 321	M - A

CONCLUSION CODE(S): I Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Conflicts with trade policies and MOUs with allies. Many   See remarks at Clause 252.208-7000.
exemptions and waivers. Question whether the restrictions
can be enforced.

52.208-7003		REQUIRED SOURCES FOR HIGH CARBON FERROCHROME(HCF)	Aug-84	208.7603(a)	S3	NSDD 47, Nat'l Sec. Act 50 USC 404, EO 11490 updated by 11921 and 12656, DPA 50 USC APP2061, Def. MOB Order II, 44 CFR part 321	M - A

CONCLUSION CODE(S): I Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Conflicts with trade policies and MOUs with allies. Many   See remarks at Clause 252.208-7000.
exemptions and waivers. Question whether the restrictions
can be enforced.

252.208-7004		NOTICE OF INTENT TO FURNISH PRECIOUS METALS AS GOVERNMENT-FURNISHED MATERIAL	Oct-85	208.7703(a)	NS	DODD 4160.22, DODI 4140.41	M - A

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

                                               This is a recycling program. The Government furnishes the

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
						precious metals only when cost-effective. Seems a sensible policy, provided Government accounting reflects true costs.	
252.208-7005		REQUIRED SOURCES FOR FORGING AND WELDING SHIPBOARD ANCHOR CHAIN ITEMS USED FOR MILITARY APPLICATIONS FOR COMBAT AND DIRECT COMBAT SUPPORT ITEMS	Jun-85	208.7803	S3	NSDD 47, Nat'l Sec. Act 50 USC 404, EO 11490 updated by 11921 and 12656, DPA 50 USC APP2061, Def. MOB Order II, 44 CFR part 321	M - A

CONCLUSION CODE(S): I Q

* RATIONALE *

This clause protected one domestic manufacturer. Canadian firm has now entered market.

* REMARKS *

See remarks at Clause 252.208-7000.

RECOMMENDATION CODE(S): EC

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.208-7006		REQUIRED SOURCES FOR ANTIFRICTION BEARINGS	Aug-88	208.7903	S3	NSDD 47, Nat'l Sec. Act 50 USC 404, EO 11490 updated by 11921 and 12656, DPA 50 USC APP2061, Def. MOB Order II, 44 CFR part 321	M - A

CONCLUSION CODE(S): I Q

* RATIONALE *

Conflicts with trade policies and MOUs with allies. Many exemptions and waivers. Question whether the restrictions can be enforced.

* REMARKS *

Clauses 252.208-7000 to -7003 and -7005 and -7006 could all be combined into one clause, perhaps entitled "Required Sources of Supply." Products could be added or deleted as mobilization requirements change. Clause could have a check-off list for those products that will be part of the end item. This requirement expires in 1991.

RECOMMENDATION CODE(S): EC

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.209-7000		CERTIFICATION OR DISCLOSURE OF OWNERSHIP OR CONTROL BY A FOREIGN GOVERNMENT THAT SUPPORTS TERRORISM	Nov-87	209.170-4	S1	10 USC 2327(a)	N -

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): M

* RATIONALE *   * REMARKS *

This should be a FAR clause applicable Government-wide.

| 252.209-7001 | | ACQUISITIONS FROM DEFENSE CONTRACTORS SUBJECT TO ON-SITE INSPECTION UNDER THE INF TREATY | Jun-88 | 209.103(S-71) | NS | DoD Departmental Letter 88-14 6 June 88 | R - A |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.210-7000 | | BRAND NAME OR EQUAL | Apr-73 | 210.004(b)(3)(ii)(B) | NS | | N - |

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): M
* RATIONALE *   * REMARKS *

Should be a FAR clause. GSA 552.210-74 is almost identical
to the DoD clause. DOT and NASA also have these clauses.

| 252.210-7001 | | AVAILABILITY OF DESCRIPTIONS LISTED IN DOD 5010.12-L | Sep-87 | 210.011(S-70) | NS | DOD 5010.12-L | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Supplements FAR Clause 52.210-2, which should be a DFARS   Eliminate 52.210-2 from FAR and rewrite as DFARS clause,

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
				covering information in 252.210-7001 as well.			
252.210-7002		AVAILABILITY OF SPECIFICATIONS AND STANDARDS NOT LISTED IN DODISS, DATA ITEM DESCRIPTIONS NOT LISTED IN DOD 5010.12-L, AND PLANS, DRAWINGS, AND OTHER PERTINENT DOCUMENTS	Sep-87	210.011(S-71)	NS	DOD 5010.12-L	N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

O'terors need this information.

| 252.210-7003 | | AVAILABILITY FOR EXAMINATION OF SPECIFICATIONS, STANDARDS, PLANS, DRAWINGS, DATA ITEM DESCRIPTIONS, AND OTHER PERTINENT DOCUMENTS | Jun-77 | 210.011(S-71) | NS | See 252.210-7003. | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

This could be combined with 252.210-7002, which could cover
both situations with appropriate rewording.

| 252.210-7004 | | BILL OF MATERIALS | Apr-55 | 210.011(S-72) | NS | | R - A |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

i.clear why DoD is the only agency that has a clause
requiring a Bill of Materials, although it does indirectly

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
		support 10 USC 2451, Defense Supply Management. This could be a data item description instead of a clause, or it can appear in the statement of work.					
252.210-7005		ACQUISITION STREAMLINING	Apr-88	210.011(S-73)	S3	DODD 5000.43, MIL-HDBK 248, 10 USC 2301	M - A

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q
* RATIONALE *

* REMARKS *

"his should be a data item description or appear in the statement of work.

| 252.212-7000 | | EXCLUSION OF PERIODS IN COMPUTING COMPLETION SCHEDULES | Jan-65 | 212.102(b) | NS | | N - |

RECOMMENDATION CODE(S): EI

CONCLUSION CODE(S): I
* RATIONALE *

* REMARKS *

lne prescription requires that the clause be inserted in solicitations only. The language of the clause is clearly applicable to contracts also.

Prescribe the clause for contracts as well as solicitations.

| 252.214-7001 | | DOMESTIC SOURCE RESTRICTION | Aug-87 | 214.201-6(S-70) | S3 | 10 USC 2304(c)(3) | N - |

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK
* RATIONALE *

* REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.215-7000		AGGREGATE PRICING ADJUSTMENT	Apr-85	215.804-8(S-70)	S3	10 USC 2306a Truth in Negotiations Act	N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

NASA, DOE, and GSA do not use a similar clause. If the   This clause does not flow down. FAR 52.215-24 and -25 do.
clause addresses a real issue, it should be in FAR. If   Flow down is not required by 10 USC 2301(a)(3).
not, it should be eliminated.

FAR 15.804-2(a)(1)(ii) covers this specific issue and says
it in a clear manner. Applicability to subcontractors is
not clear.

| 252.215-7001 | | IMIP PRODUCTIVITY SAVINGS REWARDS | Jul-87 | 215.872(f) | S4 | 10 USC 2301(a)(3), DODD 5000.44, DOD Guide 5000.44-G | M - 1 |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

Style conventions make clause unnecessarily long and
difficult to understand.

| 252.215-7002 | | AVAILABILITY OF CONTRACTOR RECORDS | Apr-87 | 215.875 | S2 | 10 USC 2406, PL 99-145 Title IX Part A sect. 917(a)(1), 99 Stat 689 | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.215-7003		COST ESTIMATING SYSTEM REQUIREMENTS	Feb-88	215.811-79	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

Clause was revised effective 5/1/89 (54 FR 11725 3/22/89). The date of the clause was not changed. NASA, DOE, and GSA have nothing comparable. Remote tie to Truth in Negotiations Act.

2.216-7000		ECONOMIC PRICE ADJUSTMENT-BASIC STEEL, ALUMINUM, BRASS, BRONZE OR COPPER MILL PRODUCTS	Aug-78	216.203(S-70)(a)	NS		N -

CONCLUSION CODE(S): PW

RECOMMENDATION CODE(S): SL

* RATIONALE *

Paragraph (a) of clause refers to "formal advertising."

* REMARKS *

If the conditions that required this clause no longer exist in the metals industry, the clause could be eliminated.

52.216-7001		PRICE ADJUSTMENT FOR NONSTANDARD STEEL ITEMS	Aug-78	216.203-(5-70)(b)	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

If conditions that required this clause no longer exist in the steel industry, the clause could be eliminated.

52.217-7000		EXERCISE OF OPTION TO FULFILL FOREIGN MILITARY SALES COMMITMENTS	Apr-84	217.208(S-70)(1)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7001	1	EXERCISE OF OPTION TO FULFILL FOREIGN MILITARY SALES COMMITMENTS - ALTERNATE I	Apr-84	217.208(s-70)(2)	NS		N -

No new rights or obligations created by clause.

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

No new rights or obligations created by clause.

| 252.217-7100 | | DEFINITIONS | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.202-1.

| 252.217-7101 | | CHANGES | Apr-82 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK O

* RATIONALE *   * REMARKS *

Master ship repair clause for special circumstances.   Title must be changed, since this is not the regular "Changes" clause.

| 252.217-7102 | | EXTRAS | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.232-11 (if that clause is not eliminated).

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7103		JOB ORDERS AND COMPENSATION	Apr-85	217.7104(a)	NS		N -

CONCLUSION CODE(S): OK
RECOMMENDATION CODE(S): OK
* RATIONALE *
* REMARKS *
See Clause 252.217-7101.

| 252.217-7104 | | INSPECTION AND MANNER OF DOING WORK | Apr-82 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): OK
RECOMMENDATION CODE(S): OK
* RATIONALE *
* REMARKS *
See clause 252.217-7101

| 252.217-7105 | | TITLE | Apr-82 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): OK
RECOMMENDATION CODE(S): OK
* RATIONALE *
* REMARKS *
See Clause 252.217-7101.

| 252.217-7106 | | PAYMENTS | Apr-82 | 217.7104(a) | S2 | 10 USC 7521, 10 USC 2307 | N - |

CONCLUSION CODE(S) O
RECOMMENDATION CODE(S): OK O
* RATIONALE *
* REMARKS *
Title must be changed, since this is not the regular "Payments" clause.
See Clause 252.217-7101.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7107		ASSIGNMENT OF CLAIMS	Jan-86	217.7104(a)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR
52.232-23.

| 252.217-7108 | | BONDS | Apr-82 | 217.7104(a) | S2 | 40 USC 270a | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

See Clause 252.217-7101.

| 252.217-7109 | | FEDERAL, STATE, LOCAL AND FOREIGN TAXES | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR
52.229-3, -4, -5, -6, or -7, as applicable (unless -5 is
eliminated).

| 252.217-7110 | | DEFAULT | Apr-82 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

See Clause 252.217-7101.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7111	DISPUTES	Apr-84	217.7104(a)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *
Prescription should say: Insert the clause at FAR 52.233-1.

| ".217-7112 | PERFORMANCE | Apr-82 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *
See Clause 252.217-7101.

| 252.217-7113 | ACCESS TO VESSEL | May-83 | 217.7184(a) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *
See Clause 252.217-7101.

| 252.217-7114 | CERTAIN COMMUNIST AREAS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *
Prescription should say: Insert the clause at FAR   See also 252.217-7268.
52.225-11.

| 252.217-7115 | CONTRACT WORK HOURS AND SAFETY STANDARDS ACT-OVERTIME COMPENSATION | Mar-86 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *
Prescription should say: Insert the clause at FAR 52.222-4.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7116		WALSH-HEALY PUBLIC CONTRACTS ACT	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

  * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR
52.222-20.

| 252.217-7117 | | EQUAL OPPORTUNITY CLAUSE | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

  * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR   FAR clause title is "Equal Opportunity."
52.222-26.

| 252.217-7118 | | OFFICIALS NOT TO BENEFIT | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

  * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.203-1.

| 252.217-7119 | | COVENANT AGAINST CONTINGENT FEES | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

  * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.203-5.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7120		TERMINATION FOR CONVENIENCE OF THE GOVERNMENT	Apr-84	217.7104(a)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.249-1 or -2, as applicable.

| 252.217-7121 | | AUTHORIZATION AND CONSENT | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.227-1.

| 252.217-7122 | | NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.227-2.

| 252.217-7123 | | RESPONSIBILITY FOR INSPECTION | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.246-1.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7124	LIABILITY AND INSURANCE	Aug-83	217.7104(a)	NS		N -

CONCLUSION CODE(S): OK
RECOMMENDATION CODE(S): OK

* RATIONALE *
See Clause 252.217-7101.

* REMARKS *

| 252.217-7125 | PRICING OF ADJUSTMENTS | Apr-84 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): DD
RECOMMENDATION CODE(S): EC

* RATIONALE *
Prescription should say: Insert the clause at DFARS 252.243-7001 (if that clause is not eliminated).

* REMARKS *
Very complex clause.

| 252.217-7126 | AFFIRMATIVE ACTION FOR DISABLED VETERANS AND VETERANS OF THE VIETNAM ERA | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF
RECOMMENDATION CODE(S): EC

* RATIONALE *
Prescription should say: Insert the clause at FAR 52.222-35.

* REMARKS *

| 252.217-7127 | AFFIRMATIVE ACTION FOR HANDICAPPED WORKERS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF
RECOMMENDATION CODE(S): EC

* RATIONALE *
Prescription should say: Insert the clause at FAR 52.222-36.

* REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7128		CLEAN AIR AND WATER	Apr-84	217.7104(a)	NS		N -

CONCLUSION CODE(S): DF

RECOMMENDATION CODE(S): EC

* RATIONALE *

Prescription should say: Insert the clause at FAR 52.223-2.

* REMARKS *

| 252.217-7130 | | GUARANTEES | Apr-82 | 217.7104(a) | S2 | 10 USC 2403(f) | N - |

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

See Clause 252.217-7101.

* REMARKS *

| 252.217-7131 | | DISCHARGE OF LIENS | Apr-82 | 217.7104(a) | NS | | N - |

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

See Clause 252.217-7101.

* REMARKS *

| 252.217-7132 | | DEPARTMENT OF LABOR SAFETY AND HEALTH REGULATIONS FOR SHIP REPAIRING | Apr-82 | 217.7104(a) | S2 | 29 USC 651-678, 29 CFR 1915, PL 85-742, 33 USC 941, 29 CFR 1910.13 | N - |

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

See Clause 252.217-7101.

* REMARKS *

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7200		WORKER'S COMPENSATION AND WAR HAZARD INSURANCE OVERSEAS	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.228-4.

| 252.217-7201 | | BUY AMERICAN ACT AND THE BALANCE OF PAYMENTS PROGRAM | Apr-85 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.225-7001 (if that clause is not eliminated).

| 252.217-7202 | | NOTICE TO THE GOVERNMENT OF LABOR DISPUTES | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.222-1.

| 252.217-7203 | | PATENT INDEMNITY | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.227-3.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7204		FILING OF PATENT APPLICATIONS	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.227-10.

252.217-7205		CONTRACT SCHEDULE SUBLINE ITEMS NOT SEPARATELY PRICED	Nov-70	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS 252.204-7000 (if that clause is not eliminated).

252.217-7206		REPORTING AND REFUND OF ROYALTIES	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clauses at FAR 52.227-8 and -9, as applicable.

252.217-7207		RIGHTS IN TECHNICAL DATA AND COMPUTER SOFTWARE	Apr-88	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS 252.227-7013.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7208		MILITARY SECURITY REQUIREMENTS	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.204-2.

| 252.217-7209 | | UTILIZATION OF SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS CONCERNS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

Prescription should say: Insert the clauses at FAR 52.219-8, -9, and -10, as applicable.

| 252.217-7210 | | EXAMINATION OF RECORDS BY COMPTROLLER GENERAL | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.215-1.

| 252.217-7211 | | GRATUITIES | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.203-3.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7212		CONVICT LABOR	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.222-3.

| 252.217-7213 | | PRIORITIES AND ALLOCATIONS | May-86 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.212-8.

| 252.217-7214 | | UTILIZATION OF LABOR SURPLUS AREA CONCERNS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clauses at FAR
52.220-3 and -4, as applicable.

| 252.217-7215 | | LIMITATION ON WITHHOLDING OF PAYMENTS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.232-9.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7216		EQUAL OPPORTUNITY PREAWARD CLEARANCE OF SUBCONTRACTS	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.222-16.

252.217-7217		SUBCONTRACTS	Jan-86	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.244-1.

252.217-7218		GOVERNMENT PROPERTY	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.245-2.

252.217-7219		FEDERAL, STATE, LOCAL, AND FOREIGN TAXES	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.229-2.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7221		PRICE REDUCTION FOR DEFECTIVE COST OR PRICING DATA	Apr-82	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR   Currently, FAR defective pricing clauses are wrongly
52.214-27 or FAR 52.215-3.   paired.

| 252.217-7222 | | DUTY FREE ENTRY | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR
52.225-10.

| 252.217-7223 | | DUTY-FREE ENTRY OF QUALIFYING COUNTRY SUPPLIES | Aug-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.225-7008 (if that clause is not eliminated).

| 252.217-7224 | | INSPECTION SYSTEM | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR
52.246-11.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7225		ADVANCE PAYMENTS	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.232-12.

| 252.217-7226 | | REQUIRED SOURCES FOR JEWEL BEARINGS AND RELATED ITEMS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.208-1.

| 252.217-7227 | | REQUIRED SOURCES FOR MINIATURE AND INSTRUMENT BALL BEARINGS | Jul-71 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS 252.208-7000.

| 252.217-7228 | | INTEREST | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 2.232-17.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7229	COMPETITION IN SUBCONTRACTING	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.244-5
(if that clause is not eliminated).

| 252.217-7230 | AUDIT BY DEPARTMENT OF DEFENSE | Apr-85 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.214-26
or FAR 52.215-2.

| 252.217-7231 | SUBCONTRACTOR COST OR PRICING DATA | Apr-85 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.214-28   Currently, FAR defective pricing clauses are wrongly
or 52.215-25.   paired.

| 252.217-7232 | VALUE ENGINEERING | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.248-1.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7234	REQUIRED SOURCES FOR PRECISION COMPONENTS FOR MECHANICAL TIME DEVICES	Aug-71	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

Prescription should say: Insert the clause at DFARS
252.208-7001 (if that clause is not eliminated).

| 252.217-7235 | NEW MATERIAL | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

Prescription should say: Insert the clause at FAR 52.210-5.

| 252.217-7236 | GOVERNMENT SURPLUS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

Prescription should say: Insert the provision at FAR
52.210-6 and the clause at FAR 52.210-7 (if these clauses
are not eliminated).

| 52.217-7237 | UTILIZATION OF WOMEN-OWNED BUSINESS CONCERNS | Aug-86 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *
FAR clause title is "Utilization of Women-Owned Small
Businesses."

Prescription should say: Insert the clause at FAR
219-13.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7238	MATERIAL INSPECTION AND RECEIVING REPORT	Dec-69	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.246-7000.

| 252.217-7239 | PROTECTION OF GOVERNMENT BUILDINGS, EQUIPMENT, AND VEGETATION | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.237-2.

| 252.217-7240 | GOVERNMENT DELAY OF WORK | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR
52.212-15.

| 252.217-7241 | OVERSEAS DISTRIBUTION OF DEFENSE SUBCONTRACTS | Aug-86 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.204-7005.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7242		SAFETY PRECAUTIONS FOR AMMUNITION AND EXPLOSIVES	Jul-86	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

'rescription should say: Insert the clauses at DFARS
252.223-7001 and -7002.

| 252.217-7243 | | COST ACCOUNTING STANDARDS | Sep-87 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clauses at FAR 52.230-3
and -4 (unless the latter is eliminated).

| 252.217-7244 | | NOTIFICATION OF CHANGES | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

'rescription should say: Insert the clause at FAR 52.243-7
(if this clause is not eliminated).

| 252.217-7245 | | ENGINEERING CHANGE PROPOSALS (ECP'S) | Aug-85 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.243-7000.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7246		CHANGE ORDER ACCOUNTING	Apr-84	217.7104(b)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DF

* REMARKS *

* RATIONALE *

Prescription should say: Insert the clause at FAR 52.243-6.

| 252.217-7247 | | CONTRACTS CONDITIONED UPON THE AVAILABILITY OF FUNDS | Apr-84 | 217.7104(b) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DF

* REMARKS *

* RATIONALE *

Prescription should say: Insert the clause at FAR 52.232-18 or -19.

| 252.217-7248 | | PREFERENCE FOR DOMESTIC SPECIALITY METALS | Oct-80 | 217.7104(b) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DD

* REMARKS *

* RATIONALE *

Prescription should say: Insert the clause at DFARS 252.225-7012 (if this clause is not eliminated).

| 252.217-7249 | | PREFERENCE FOR UNITED STATES FLAG AIR CARRIERS | Apr-84 | 217.7104(b) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DF

* REMARKS *

* RATIONALE *

Prescription should say: Insert the clause at FAR 52.247-63.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7250		EXCLUSIONARY POLICIES AND PRACTICES OF FOREIGN GOVERNMENTS	Jan-77	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.225-7019.

| 252.217-7251 | | HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.223-3.

| 252.217-7252 | | CERTIFICATION OF REQUESTS FOR ADJUSTMENT OR RELIEF EXCEEDING $100,000 | Feb-80 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.233-7000.

| 252.217-7253 | | QUALIFYING COUNTRY SOURCES AS SUBCONTRACTORS | Oct-80 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS
252.225-7002 (if this clause is not eliminated).

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7254		STOP WORK ORDERS	Apr-84	217.7104(b)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DF

* REMARKS *

* RATIONALE *

Prescription should say: Insert the clause at FAR
52.212-13.

| 252.217-7255 | | SUBCONTRACTOR COST OR PRICING DATA - MODIFICATIONS- SEALED BIDDING | Apr-85 | 217.7104(b) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DF

* REMARKS *
Currently, FAR defective pricing clauses are wrongly
paired.

* RATIONALE *

Prescription should say: Insert the clause at FAR
52.214-22.

| 52.217-7256 | | SUBCONTRACTOR COST OR PRICING DATA | Apr-85 | 217.7104(b) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DF

* REMARKS *
Currently, FAR defective pricing clauses are wrongly
paired.

* RATIONALE *

Prescription should say: Insert the clause at FAR
52.215-24.

| 52.217-7257 | | NOTICE OF TOTAL SMALL BUSINESS SET-ASIDE | Apr-84 | 217.7104(b) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DF

* REMARKS *

* RATIONALE *

rescription should say: Insert the clause at FAR 52.219-6.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7258		PREFERENCE FOR LABOR SURPLUS AREA CONCERNS	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC
                                                    * REMARKS *
* RATIONALE *
Prescription should say: Insert the clause at FAR 52.220-1.

| 252.217-7259 | | BID GUARANTEE | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC
                                                    * REMARKS *
* RATIONALE *
Prescription should say: Insert the clause at FAR 52.228-1.

| 252.217-7260 | | PRODUCTION PROGRESS REPORTS | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC
                                                    * REMARKS *
* RATIONALE *
Prescription should say: Insert the clause at FAR 52.242-2.

| 252.217-7261 | | GOVERNMENT FURNISHED PROPERTY (SHORT FORM) | Apr-84 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC
                                                    * REMARKS *
* RATIONALE *
Prescription should say: Insert the clause at FAR 52.245-4.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7262		CLAUSES INCORPORATED BY REFERENCE	Jun-88	217.7104(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC
                                                                       * REMARKS *

        * RATIONALE *

Prescription should say: Insert the clause at FAR 52.252-2.

| 252.217-7263 | | AGGREGATE PRICING ADJUSTMENT | Apr-85 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC
                                                                       * REMARKS *

        * RATIONALE *

Prescription should say: Insert the clause at DFARS
252.215-7000 (if that clause is not eliminated).

| 252.217-7264 | | SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS SUBCONTRACTING PLAN (DOD CONTRACTS) | Jun-88 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC
                                                                       * REMARKS *

        * RATIONALE *

Prescription should say: Insert the clause at DFARS
252.219-7000.

| 252.217-7265 | | RESTRICTIVE MARKINGS ON TECHNICAL DATA | Apr-88 | 217.7104(b) | NS | | N - |

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC
                                                                       * REMARKS *

        * RATIONALE *

Prescription should say: Insert the clause at DFARS
252.227-7018.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7266		IDENTIFICATION OF TECHNICAL DATA	Apr-88	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

    * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS 252.227-7029.

252.217-7267		DATA REQUIREMENTS	Apr-88	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

    * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at DFARS 252.227-7031.

252.217-7268		CERTAIN COMMUNIST AREAS	Apr-84	217.7104(b)	NS		N -

CONCLUSION CODE(S): DD DF   RECOMMENDATION CODE(S): EC

    * RATIONALE *   * REMARKS *

Prescription should say: Insert the clause at FAR 52.225-11   See also 252.217-7114.

252.217-7269		PLANT PROTECTION	Aug-85	217.7104(b)	NS		N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

    * RATIONALE *   * REMARKS *

See Clause 252.217-7101.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7270		IDENTIFICATION OF SOURCES OF SUPPLY	Feb-87	217.7204(c)	S1	10 USC 2384(a)	N -

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

Paragraph (b) of the clause states that paragraph "(b)"
does not apply. It should be paragraph "(a)."

252.217-7300		DELIVERY VEHICLES	Apr-67	217.7301-5(a)(1)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Should be in specifications, not a clause.

252.217-7301		TIME OF DELIVERY	Apr-67	217.7301-5(a)(2)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Duplicates material in FAR 52.216 and associated text.

252.217-7301	1	TIME OF DELIVERY - ALTERNATE I	Apr-67	217.7301-5(a)(2)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Duplicates material in FAR 52.216 and associated text.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7302		CHANGE IN PLANT LOCATION	Apr-67	217.7301-5(a)(3)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

There is no reason to have a special DFARS clause on the
change in plant location for milk. No such clause is
specified for meat, poultry, or hardware items.

| 252.217-7303 | | SANITARY CONDITIONS | Apr-67 | 217.7301-5(a)(4) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Should be in specifications, not a clause.   See 21 CFR 110 for general sanitation requirements.

| 252.217-7303 | 1 | SANITARY CONDITIONS - ALTERNATE I | Apr-67 | 217.7301-5(a)(4) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC
                                                                          * REMARKS *
* RATIONALE *

should be in specifications, not a clause.

| 252.217-7304 | | REMEDIES UNDER DELIVERY ORDERS | Apr-67 | 217.7301-5(a)(5) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC
                                                                          * REMARKS *
* RATIONALE *

Duplicates material in FAR 52.216 and associated text.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7304	1	REMEDIES UNDER DELIVERY ORDERS - ALTERNATE I	Apr-67	217.7301-5(a)(5)	NS		N -

CONCLUSION CODE(S): DF

RECOMMENDATION CODE(S): EC
* REMARKS *

* RATIONALE *
Duplicates material in FAR 52.216 and associated text.

| 252.217-7305 | | EXAMINATION AND TESTING | Aug-85 | 217.7301-5(b)(1) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC
* REMARKS *

* RATIONALE *
Should be in specifications, not a clause.

| 252.217-7306 | | DEFICIENCY ADJUSTMENT | Dec-69 | 217.7301-5(b)(2) | NS | | N - |

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK O
* REMARKS *
Clauses 252.217-7306 through -7310 are related to performance problems under dairy contracts. Most are short and to the point. They could be combined into one clause or one clause and one alternate.

* RATIONALE *

| 252.217-7307 | | WARNING | Dec-69 | 217.7301-5(b)(3) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC
* REMARKS *

* RATIONALE *
See 252.217-7306 remarks.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7308		SUSPENSION	Dec-69	217.7301-5(b)(4)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

See 252.217-7306 remarks.

| 252.217-7308 | 1 | SUSPENSION - ALTERNATE I | Dec-69 | 217.7301-5(b)(4) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

See 252.217-7306 remarks.

| 252.217-7309 | | DEFAULT | Dec-69 | 217.7301-5(b)(5) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

See 252.217-7306 remarks.

| 252.217-7310 | | REINSTATEMENT | Dec-69 | 217.7301-5(b)(6) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

See 252.217-7306 remarks.

| 252.217-7311 | | CODE DATING | Apr-67 | 217.7301-5(c) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

Should be in specifications, not a clause

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.217-7312		MARKING	Apr-67	217.7301-5(d)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Should be in specifications, not a clause.

| 252.217-7313 | | RESPONSIBILITY FOR CONTAINERS AND EQUIPMENT | Apr-67 | 217.7301-5(e) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Should be in specifications, not a clause.

| 252.217-7314 | | CONTAINERS AND EQUIPMENT | Apr-67 | 217.7301-5(f) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Should be in specifications, not a clause.

| 252.219-7000 | | SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS SUBCONTRACTING PLAN (DOD CONTRACTS) | Jun-88 | 219.708(b) | S1 | 15 USC 637(d)(4) | R - 1 |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

219.706 assigns responsibility for approval to ACO.   Eliminate paragraph (b).
Paragraph (b) is not needed.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7001		NOTICE OF COMBINED SMALL BUSINESS-LABOR SURPLUS AREA SET-ASIDE	Apr-85	219.502-70(d)(1)	S3	15 USC 644(g), PL 99-661 sect 1207, PL 100-180 sect 806, 10 USC 2392	N -

CONCLUSION CODE(S): DD PW   RECOMMENDATION CODE(S): ED SL

* RATIONALE *   * REMARKS *

Rather than following usual procedure and providing   Rewrite by LMI has been developed to simplify and reduce
language to be added to or substituted for specific   duplication.
language in the basic clause, -7002 repeats much of -7001.
In both clauses, paragraph (b), "Definitions" repeats
definitions from the regulations; Groups 1 and 2 under
(c)(2) and "General Rules," (c)(3)(i), are different; and
(c)(4) in -7002 "Determining the LSA Set Aside Quantity" is
not in -7001. "Requirements Contracts Discussion,"
paragraph (f) of each clause, should be moved to 216.503
and deleted from clauses.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7002		NOTICE OF COMBINED SMALL BUSINESS-LABOR SURPLUS AREA SET-ASIDE--ALTERNATE	Apr-85	219.502-70(d)(2)	S3	PL 99-661 sect 1207, PL 100-180 sect 806, 10 USC 2392	N -

CONCLUSION CODE(S): DD PW   RECOMMENDATION CODE(S): ED SL

* RATIONALE *   * REMARKS *

See rationale on 252.219-7001.   LMI has developed a rewrite as an alternate to
                                                              252.219-7001.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7003		DETERMINING THE SET-ASIDE AWARD PRICE	Apr-85	219.508(d)	S3	15 USC 644	N -

CONCLUSION CODE(S): DD PW   RECOMMENDATION CODE(S): ED SL

* RATIONALE *   * REMARKS *

's duplicated by 252.219-7011. Paragraphs (b) and (c)   Rewrite of 219.502-70 and 252.219-7003 has been developed
should be pulled from clause and put into 219.502-70(c)   by LMI to simplify and reduce duplication.
and (d).

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7004		ELIGIBILITY FOR PREFERENCE AS A LABOR SURPLUS AREA CONCERN	Apr-85	219.508(S-70)	S3	15 USC 644	N -

CONCLUSION CODE(S): DF I

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Virtual duplicate of 52.220-1. There are internal   Eliminate DFARS clause by revising FAR clause to eliminate
inconsistencies in the two clauses that could be reconciled   inconsistencies.
so that a single FAR clause could be used.

| 252.219-7005 | | SDB CONCERN REPRESENTATION (DFARS DEVIATION) | Jun-88 | 219.304(b) | S3 | PL 99-661 sect 1207, PL 100-180 sect 806,10 USC 2301(f) | N - |

CONCLUSION CODE(S): DF O

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

DoD has authorization to use this instead of FAR 52.219-2.   Rewrite FAR 52.219-2 reconciling differences.
Major differences are (1) definitions of SDB; FAR uses the
13 CFR 124 definition and DFARS uses it and words taken
from PL 99-661 sect 1207; (2) DFARS asks for a
representation and certification and includes a penalty for
misrepresentation. PL 100-656, 15 USC 645(d), appears to
supersede the penalties in PL 99-661. See 13 CFR 124.6
which applies to all agencies. The law is applicable with
and without a contract clause. Hence, there is no need to
list the penalties in a clause. 13 CFR 124 definitions
have been changed. FAR is being changed to reflect the new
definitions.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7006		NOTICE OF TOTAL SMALL DISADVANTAGED BUSINESS SET-ASIDE	Feb-88	219.508(S-71)(1)	S3	15 USC 644(a), and (g) PL 99-661 sect 1207, PL 100-180 sect 806	N -

CONCLUSION CODE(S): O　　　　　　　　　　　　RECOMMENDATION CODE(S): O

* RATIONALE *　　　　　　　　　　　　　　　　* REMARKS *

On August 21, 1989 SBA issued new regulations (13 CFR 124) governing the 8(a) program. See 54 FR 34691. The new regulations are largely based on recent statutes. Among other things, 8(a) set-asides are established and the definition of an SDB has been changed. FAR coverage of this material is a certainty.

The Federal Government should have one approach to SDB/8(a) set-asides. Since 8(a) set-asides are required Government-wide, DoD's use of SDB set-asides should be reconciled with the Government-wide policy. Rewrite to conform to new SBA policy. Consider, in the process, whether DFARS clause could be eliminated if a uniform policy on SDBs is adopted.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7006	1	NOTICE OF TOTAL SMALL DISADVANTAGED BUSINESS SET-ASIDE - ALTERNATE I	Feb-88	219.508(S-71)(2)	S3	15 USC 644(a), PL 99-661 sect 1207, PL 100-180 sect 806	N -

CONCLUSION CODE(S): O　　　　　　　　　　　　RECOMMENDATION CODE(S): O

* RATIONALE *　　　　　　　　　　　　　　　　* REMARKS *

See basic clause.　　　　　　　　　　　　　　　See basic clause.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7007		NOTICE OF EVALUATION PREFERENCE FOR SMALL DISADVANTAGED BUSINESS CONCERNS CONCERNS (UNRESTRICTED)	Nov-88	219.7002	S2	15 USC 637(a)(14)(A) and (C), PL 99-661 sect 1207, PL 100-180 sect 806	N -

CONCLUSION CODE(S): OK　　　　　　　　　　　RECOMMENDATION CODE(S): OK

* RATIONALE *　　　　　　　　　　　　　　　　* REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7009		INCENTIVE PROGRAM FOR SUBCONTRACTING WITH SMALL AND SMALL DISADVANTAGED BUSINESS CONCERNS, HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY INSTITUTIONS	Jun-88	219.708(c)(1)	S2	PL 100-180 sect 806(b)	N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.219-7009 | 1 | INCENTIVE PROGRAM FOR SUBCONTRACTING WITH SMALL AND SMALL DISADVANTAGED BUSINESS CONCERNS, HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY INSTITUTIONS - ALTERNATE I | Jun-88 | 219.708(c)(1) | S2 | PL 100-180 sec 806(b) | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.219-7010 | | NOTICE OF PARTIAL SMALL BUSINESS SET-ASIDE WITH PREFERENTIAL CONSIDERATION FOR SMALL DISADVANTAGED BUSINESS CONCERNS | Jun-88 | 219.508(S-72) | S3 | PL 99-661 sect 1207, PL 100-180 sect 806 | N - |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
				LMI has developed a rewrite.			
252.219-7011		DETERMINING THE SET-ASIDE AWARD PRICE (PREFERENTIAL SMALL DISADVANTAGED BUSINESS CONSIDERATION)	Feb-88	219.508(S-73)	S3	15 USC 644	N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): DD PW

* RATIONALE *   * REMARKS *

Duplicates 252.219-7003. Paragraphs (b) and (c) can be
pulled from clause and put in 219.502-70(c) and (d).

| 252.219-7012 | | SMALL BUSINESS CONCERN REPRESENTATION FOR THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM | Jan-89 | 219.1071(a) | S3 | PL 100-656, Title VII sect. 711 | N - |

RECOMMENDATION CODE(S): M

CONCLUSION CODE(S): I

* RATIONALE *   * REMARKS *

This clause appears to have Government-wide application.   Develop a FAR clause.

| 252.219-7013 | | NOTICE OF EMERGING SMALL BUSINESS SET-ASIDE | Jan-89 | 219.1071(b) | S3 | PL 100-656 Title VII sect. 712(b) | N - |

RECOMMENDATION CODE(S): M

CONCLUSION CODE(S): I

* RATIONALE *   * REMARKS *

This clause appears to have Government-wide application.   Develop a FAR clause.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.219-7014		SMALL BUSINESS SIZE REPRESENTATION FOR TARGETED INDUSTRY CATEGORIES UNDER THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM	Jan-89	219.1071(d)	S3	PL 100-656 Title VII sects. 711,712	N -

CONCLUSION CODE(S): O   RECOMMENDATION CODE(S): M

* RATIONALE *   * REMARKS *

This clause appears to have Government-wide application.   Develop a FAR clause.

| 252.220-7000 | | NOTICE OF LABOR SURPLUS AREA SET-ASIDE | Apr-85 | 220.7003(b)(2)(i) | S3 | 15 USC 644, 10 USC 2301(c), PL 99-661 sect 1207, PL 100-180 sect 806, 10 USC 2392 | N - |

CONCLUSION CODE(S): DD PW   RECOMMENDATION CODE(S): ED SL

* RATIONALE *   * REMARKS *

Much more detailed than FAR 52.220-2 dealing with total LSA   Rewrite of this clause has been developed by LMI.
set-aside. The procedures in this clause for the most part
duplicate those of 252.219-7001. See rationale for
252.219-7001.

| 252.220-7001 | | NOTICE OF LSA SET-ASIDE --ALTERNATE | Apr-85 | 220.7003(b)(2)(ii) | S3 | 15 USC 644, 10 USC 2301(c), PL 99-661 sect 1207, PL 100-180 sect 806, 10 USC 2392 | N - |

CONCLUSION CODE(S): DD PW   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See rationale for 252.220-7000. Duplicates much of   See remarks for 252.220-7000. Make this clause Alternate I
252.220-7000.   to 252.220-7000.

DFARS CLAUSES

ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.222-7002		RESTRICTIONS ON EMPLOYMENT OF PERSONNEL	Jan-86	222.7202	S1	Section 8078 of the 1986 Defense Appropriations Act, PL 98-190, and subsequent Defense Appropriations Acts (including Section 8120 of PL 100-463)	M - A

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

Applies only to construction and service contracts in
Alaska and Hawaii.

252.223-7001		SAFETY PRECAUTIONS FOR AMMUNITION AND EXPLOSIVES	Mar-88	223.7002(a)	NS	DOD Manual 4145.26-M	M - A

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   Case changing clause was DAR case 85-16.   * REMARKS *

45 STAT 928, 10 USC 172 creates board to oversee safety for
ammo and explosives; authority flows from this 1928 act.

252.223-7002		CHANGE IN PLACE OF PERFORMANCE - AMMUNITION AND EXPLOSIVES	Jul-86	223.7002(c)	NS		N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.223-7004		HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA	Jul-89	223.7203(a)	S2	29 CFR 1910.1200: OSHA regulations require notification to Govt. employees of possible exposure to hazards.	N -

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): EI

* RATIONALE *   * REMARKS *

FAR clause (52.223-3) essentially the same except for   Policy difference on data rights for reprocurement purposes
treatment of data rights. New DFARS clause eliminates FAR   -- may be reconcilable. Title of clause mus" be changed to
protection of contractor data for acquisition or   distinguish this clause from the FAR clause of the same
manufacturing purposes if data are marked with legend.   title.
DFARS clause precludes this protection in lieu of standard
DoD data rights policy.

| 252.223-7005 | | NOTICE OF RADIOACTIVE MATERIALS | Aug-89 | 223.7301 | S2 | Title 10 CFR (Atomic Energy Act), OMB 0704-0193 | M - A |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

Required pursuant to other agency regulations.   CO must specify number of days before pre-delivery
                                                              notification.

| 252.223-7500 | | DRUG-FREE WORK FORCE | Sep-88 | 223.7504 | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): ED

* RATIONALE *   * REMARKS *

This clause is included in contracts that already have the   Eliminate duplication.
Government-wide FAR Clause 52.223-6, Drug-Free Work Place.
Its coverage is essentially identical to that of 52.223-6
except that it requires a program for testing for the use
ot illegal drugs by employees in sensitive positions. This

DFARS CLAUSES

| | | ORIGIN, FLOW DOWN, AND RECOMMENDATIONS | |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL

clause could be rewritten to include only this additional requirement.

| 252.225-7000 | | BUY AMERICAN - BALANCE OF PAYMENTS PROGRAM CERTIFICATE | Oct-80 | 225.109(a)(S-70) | S2 | EO 10582 as amended, (PL 428, 41 USC 10), Presidential Directive Nov 16, 1960, PL 100-418, OMB Circular A-20 revised | R - A |

CONCLUSION CODE(S): DF DD

RECOMMENDATION CODE(S): EC

* RATIONALE *

The DFARS clause states that it is to be used in lieu of 2 FAR clauses. The DFARS clause is more complex because it accounts for supplies bought due to offset agreements.

* REMARKS *

There are 3 main FAR clauses, each with a related certificate. The 3rd FAR clause duplicates the first two. DFARS combines the first 2 FAR clauses into one but it still duplicates the 3rd clause. The DFARS clause does need to be more complicated. Merge into 252.225-7005.

| 252.225-7001 | | BUY AMERICAN ACT AND BALANCE OF PAYMENTS PROGRAM | Apr-85 | 225.109 | S2 | EO 10582 as amended, (PL 428, 41 USC 10), Presidential Directive Nov 16, 1960, PL 100-418, OMB Circular A-20 revised | R - A |

CONCLUSION CODE(S): DF DD

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See remarks for 252.225-7000. Merge into 252.225-7005.

| 252.225-7002 | | QUALIFYING COUNTRY SOURCES AS SUBCONTRACTORS | Oct-80 | 225.109(d)(S-72) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

Merge into 252.225-7005.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7003		NONDOMESTIC CONSTRUCTION MATERIALS	Oct-66	225.205(S-70)	S3	41 USC 10, PL 100-418	N -

CONCLUSION CODE(S): I

* RATIONALE *

FAR has clause for construction (52.225-5), but it is never referenced or called out in DFARS.

RECOMMENDATION CODE(S): EC

* REMARKS *

The FAR has a Buy American clause for construction materials but DFARS handles it by exemption. DFARS never requires certification of domestic origin of construction materials for inside the United States but only provides the exemption. Construction outside the United States must use domestic products. DoD should use FAR clause.

| 252.225-7004 | | IDENTIFICATION OF EXPENDITURES IN THE UNITED STATES | Oct-66 | 225.305(c) | NS | | R - A |

CONCLUSION CODE(S): Q

* RATIONALE *

Related to Balance of Payments (BOP) but appears to go beyond requirements of program.

RECOMMENDATION CODE(S): EC

* REMARKS *

This clause is for data collection. The domestic content part duplicates other clauses, and there are no references for where, how, or when the data are to be used. The clause provides, as an alternative, a statement that can be stamped on the face of each request for payment.

| 252.225-7005 | | BUY AMERICAN ACT- TRADE AGREEMENTS ACT- BALANCE OF PAYMENTS PROGRAM CERTIFICATE | May-86 | 225.407(a)(1) | S2 | PL 428, 41 USC 10, EO 10582, Presidential Directive Nov 16, 1960, PL 96-39, 19 USC 2501-2582, OMB Circular A-20 revised | R - A |

CONCLUSION CODE(S): DD DF

* RATIONALE *

Is duplicated by earlier clauses, but this one is more comprehensive and should be kept.

RECOMMENDATION CODE(S): OK O

* REMARKS *

This is clear and in good format. However, title must be changed to distinguish from FAR clause with same title.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7006		BUY AMERICAN ACT, TRADE AGREEMENTS ACT, AND THE BALANCE OF PAYMENTS PROGRAM	May-86	225.407(a)(2)	S2	PL 428, 41 USC 10, EO 10582, Presidential Directive Nov 16, 1960, PL 96-39, 19 USC 2501-2582	R - A

CONCLUSION CODE(S): DD DF

RECOMMENDATION CODE(S): SL ED O

* RATIONALE *

See rationale for 252.225-7005.

* REMARKS *

This basic clause should pull together all the controlling legislation into one clause. Also, title must be changed to distinguish from clause with virtually the same title.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7007		SUPPLIES TO BE ACCORDED DUTY-FREE ENTRY	Apr-88	225.605	S3	19 USC 1202, 19 USC 2701 and 2703, 19 USC 1309	R - A

CONCLUSION CODE(S): DF DD

RECOMMENDATION CODE(S): ED SL

* RATIONALE *

There are one FAR clause (52.225-10) and three related DFARS clauses (252.225-7007, -7008, and -7014). The prescriptions are unclear. There is some duplication among the DFARS clauses. Again, DoD needs more detail in its clauses to account for qualifying countries.

* REMARKS *

There should be one comprehensive DFARS clause.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7008		DUTY-FREE ENTRY - QUALIFYING COUNTRY END PRODUCTS AND SUPPLIES	Aug-84	225.605	S3	19 USC 1202, 19 USC 2701 and 2703, 19 USC 1309, PL 96-39, 19 USC 2501-2582	M - A

CONCLUSION CODE(S): DF DD

RECOMMENDATION CODE(S): EC

* RATIONALE *

See Clause 252.255-7007.

* REMARKS *

Merge into 252.225-7007.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7009		PREFERENCE FOR CERTAIN DOMESTIC COMMODITIES	Oct-80	225.7002(b)	S1	PL 77-29 (food and clothing), PL 82-488 (fabrics), and subsequent Appropriation Acts	R - A

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK O

* RATIONALE *

* REMARKS *

Combine Clauses 252.225-7009 through -7013 and -7023 and -7024 into one clause on domestic preference. (These are all appropriations act restrictions.) Move to Part 208 for consistency.

252.225-7010		DOMESTIC WOOL PREFERENCE	Jul-88	225.7002(c)(3)	S4	PL 82-488 and subsequent appropriations acts	R - A

CONCLUSION CODE(S): DD PW

RECOMMENDATION CODE(S): EC

* RATIONALE *

This clause duplicates the statutory provision in 252.225-7009 to use domestic fabrics. It is bizarre in the level of detail included.

* REMARKS *

Eliminate or at least simplify. See remarks for 252.225-7009.

252.225-7011		PREFERENCE FOR DOMESTIC SPECIALTY METALS (MAJOR PROGRAMS)	Oct-88	225.7002(d)(1)	S1	PL 92-570 and subsequent appropriations acts	R - A

CONCLUSION CODE(S): DD

RECOMMENDATION CODE(S): EC

* RATIONALE *

This clause reads almost word for word the same as 225.7012.

* REMARKS *

See remarks for 252.225-7009.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7012		PREFERENCE FOR DOMESTIC SPECIALTY METALS	Oct-80	225.7002(d)(2)	S1	PL 92-570 and subsequent appropriations acts	R - A

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

Duplicates 252.225-7011.   See remarks for 252.225-7009.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7013		PREFERENCE FOR DOMESTIC HAND OR MEASURING TOOLS	Apr-84	225.7003	S1	PL 97-377 and subsequent appropriations acts	R - A

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

This clause is very short and should be included in   See remarks for 252.225-7009.
252.225-7009 which contains the Berry Ammendment, all of
which is in one paragraph in the appropriations act.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7014		DUTY-FREE ENTRY - ADDITIONAL PROVISIONS	Sep-84	225.605	S3	19 USC 1202, 19 USC 2701 and 2703, 19 USC 1309	M - A

CONCLUSION CODE(S): DD   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

Duplicates most of 252.225-7008.   Merge into 252.225-7007.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7015		UNITED STATES PRODUCT CERTIFICATE (MILITARY ASSISTANCE PROGRAMS)	Dec-62	225.7205(a)	S2	PL 87-195, 22 USC 2301 et seq., 22 USC 2354	R - A

CONCLUSION CODE(S): DD Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

Does not require offeror to sign or return anything.   Clause 252.225-7016 is adequate.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7016		UNITED STATES PRODUCTS (MILITARY ASSISTANCE PROGRAM)	Dec-62	225.7205(b)	S2	PL 87-195, 22 USC 2301 et seq., 22 USC 2354	R - A

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

See Clause 252.225-7016.

| 252.225-7017 | | LIMITATION OF SALES COMMISIONS AND FEES FOR FOREIGN GOVERNMENTS | Oct-80 | 225.7305(f) | S2 | DOD Manual 5105.38-M, 12 USC 2779 | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.225-7018 | | OFFSET ARRANGEMENT | Oct-80 | 225.7310(c)(4) | S3 | 10 USC 2505 | M - A |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

Clause seldom used. Government is reviewing offset policy.

| 252.225-7019 | | EXCLUSIONARY POLICIES AND PRACTICES OF FOREIGN GOVERNMENT | Jan-77 | 225.7312 | S1 | 22 USC 2755 | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES

			ORIGIN, FLOW DOWN, AND RECOMMENDATIONS			
CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7020		OPTION TO AWARD AND PAY IN FOREIGN CURRENCY	Apr-74	225.7602(a)	S3	OMB Circular A-20 revised	N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Related to the Balance of Payments Program.   Clause should be merged into 252.225-7021.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7021		ACQUISITION AND USE OF EXCESS AND NEAR EXCESS CURRENCY	Dec-67	225.7608	S3	OMB Circular A-20 revised	N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.225-7020.   When clause is combined with 252.225-7020, the result should be covered under 252.225-7006.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7022		CERTIFICATION AND AGREEMENT BY CONTRATORS CURRENTLY PRODUCING PETROLEUM PRODUCTS IN ANGOLA	Apr-87	225.704(S-70)	S1	PL 99-661, 10 USC 2304 note	R - A

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7023		RESTRICTION ON ACQUISION OF FOREIGN MACHINE TOOLS	Jan-89	225.7008(d)	S1	PL 99-591, 10 USC 2507	R - A

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Restriction expires in 1991. See 252.225-7009.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7024		RESTRICTION ON ACQUISITION OF FOREIGN VALVES	Jan-89	225.7012(e)	S1	PL 100-456, 10 USC 2507	R - A

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

Restriction expires in 1991. See 252.225-7009.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.225-7028		NOTICE OF PROHIBITION OF CERTAIN CONTRACTS WITH FOREIGN GOVERNMENTS OR FIRMS FOR THE CONDUCT OF STRATEGIC DEFENSE INITIATIVE RDTE	Mar-89	225.7013(c)	S1	PL 100-180, 10 USC 2431 note	N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

Unclear why this appropriations act restriction is a clause and the restriction on R&D is not.

* REMARKS *

SDI appears to be covered by general prohibition on foreign R&D in DFARS 225.7007.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.226-7000		NOTICE OF TOTAL SET-ASIDE FOR HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY INSTITUTIONS	Jun-88	226.7009	S3	PL 99-661 S 1207, PL 100-180 S 806(d), PL 100-456 S 844, EO 12320	N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

Law applies to FY '87, '88, '89, and '90. DFARS changed by DAC 88-10 to agree.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.226-7001		HISTORICALLY BLACK COLLEGES AND UNIVERSITIES/MINORITY INSTITUTIONS CERTIFICATION	Jun-88	226.7009	S3	PL 99-661 S 1207, PL 100-180 S 806(d), PL 100-456 S 844, EO 12320	N -

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): EI

* RATIONALE *   * REMARKS *

DFARS has designated this as a contract clause. It applies only prior to award. This is inconsistent with FAR 52.101(a). Under FAR it should be a provision.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7000		NON-ESTOPPEL	Oct-66	227.7009-1	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Clauses 252.227-7000 through -7012 should be placed in a DoD Directive -- they don't belong in DFARS or in acquisition contracts, because they do not pertain to the acquisition of goods or services. They are used in patent releases, license agreements, and assignments.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7001		RELEASE OF PAST INFRINGEMENT	Aug-84	227.7009-2(a)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.227-7000

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7002		READJUSTMENT OF PAYMENTS	Oct-66	227.7009-2(b)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
See 252.227-7000		* RATIONALE *				* REMARKS *	
252.227-7003		TERMINATION	Aug-84	227-7009-2(c)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
See 252.227-7000		* RATIONALE *				* REMARKS *	
252.227-7004		LICENSE GRANT	Aug-84	227.7009-3(a)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
See 252.227-7000		* RATIONALE *				* REMARKS *	
252.227-7005	I	LICENSE TERM - ALTERNATE	Aug-84	227-7009-3(b)	NS		N -
		CONCLUSION CODE(S): Q I				RECOMMENDATION CODE(S): EC * REMARKS *	
See 252.227-7000		* RATIONALE *				No basic clause, just alternates I and II.	
252.227-7005	2 II	LICENSE TERM - ALTERNATE	Aug-84	227.7009-3(b)	NS		N -
		CONCLUSION CODE(S): Q I				RECOMMENDATION CODE(S): EC * REMARKS *	
See 252.227-7000		* RATIONALE *				See remarks for Alternate I.	

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7006		LICENSE GRANT - RUNNING ROYALTY	Aug-84	227.2009-4(a)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.227-7000							
252.227-7007		LICENSE TERM - RUNNING ROYALTY	Aug-84	227.7009-4(b)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.227-7000							
252.227-7008		COMPUTATION OF ROYALTIES	Aug-84	22.7009-4(c)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.227-7000							
252.227-7009		REPORTING AND PAYMENT OF ROYALTIES	Aug-84	227.7009-4(d)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.227-7000							

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7010		LICENSE TO OTHER GOVERNMENT AGENCIES	Aug-84	227.7009-4(e)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.227-7000							
252.227-7011		ASSIGNMENTS	Aug-84	227.7010	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.227-7000							
252.227-7012		PATENT LICENSE AND RELEASE CONTRACT	Aug-84	227.7012	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.227-7000							
252.227-7013		RIGHTS IN TECHNICAL DATA AND COMPUTER SOFTWARE	Oct-88	227.473-1(e), 222.481-2(b)(2)	S2	10 USC 2320, EO 12591, 4/10/87	M - A
		CONCLUSION CODE(S): O PW I				RECOMMENDATION CODE(S): SL EI	
		* RATIONALE *		See 52.227-20.		* REMARKS *	

Computer software section outdated. Statute doesn't cover computer software, but clause does. Clause is extremely long. Should consider splitting software and technical data into two clauses. See Packard Commission Report, Appendix I. Executive Order 12591, 4/10/87 requires uniform policy for technical data. See 52.227-14.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7013	1	RIGHTS IN TECHNICAL DATA AND COMPUTER SOFTWARE - ALTERNATE I	Oct-88	227.475-8	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Too specific. Not appropriate for general regulation.   Harvard Deviation (ASPR Case). See also 52.227-20.
Main clause deals only with tech data, Alternate I deals
with "any" data.

| 252.227-7013 | 2 | RIGHTS IN TECHNICAL DATA AND COMPUTER SOFTWARE - ALTERNATE II | Oct-88 | 227.479(d) | S4 | 10 USC 2320, 15 USC 638, SBIR 37 CFR 401 | M - A |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

See 52.227-20.

| 252.227-7018 | | RESTRICTIVE MARKINGS ON TECHNICAL DATA | Oct-88 | 227.473-3(a) | S3 | 10 USC 2320(b)(3), 2320(b)(5); 10 USC 2321(b) | M - A |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.227-7019 | | IDENTIFICATION OF RESTRICTED RIGHTS COMPUTER SOFTWARE | Apr-88 | 227.481-2(b)(2) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK O

* RATIONALE *   * REMARKS *

FAR 52.227-15 covers both computer software and limited

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
						rights data. This DFARS clause should be kept until a uniform clause is adopted. Predetermination not required for technical data, but is required for other data.	
252.227-7020		RIGHTS IN DATA - SPECIAL WORKS	Mar-79	227.476(a)	NS		N -

CONCLUSION CODE(S): I Q

RECOMMENDATION CODE(S): EC EI
* REMARKS *

* RATIONALE *

This clause is inconsistent with FAR 52.227-17. Clause needs to be eliminated or at least rewritten to accommodate the needs of the agencies. Need one uniform clause.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7021		RIGHTS IN DATA - EXISTING WORKS	Mar-79	227.478(a)	NS		N -

CONCLUSION CODE(S): I Q

RECOMMENDATION CODE(S): EI EC
* REMARKS *

* RATIONALE *

DFARS clause inconsistent with FAR Clause 52.227-18. Need one uniform clause. Definition of the word "works" is inconsistent with FAR counterpart.

Too broad a right for the Government. Should rewrite so that Government's right not so extensive.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7022		GOVERNMENT RIGHTS (UNLIMITED)	Mar-79	227.478-2(a)(1)(i)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC
* REMARKS *

* RATIONALE *

No FAR counterpart. If clause is necessary, it should be moved to FAR.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7023		DRAWINGS AND OTHER DATA TO BECOME PROPERTY OF GOVERNMENT	Mar-79	227.478-2(a)(1)(ii)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *
No FAR counterpart. If clause is necessary, it should be
moved to FAR.

| 252.227-7024 | | NOTICE AND APPROVAL OF RESTRICTED DESIGNS | Apr-84 | 227.478-5 | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.227-7026 | | DEFERRED DELIVERY OF TECHNICAL DATA OR COMPUTER SOFTWARE | Apr-88 | 227.475-5(b) | S3 | 10 USC 2320(b)(2) | M - A |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.227-7027 | | DEFERRED ORDERING OF TECHNICAL DATA OR COMPUTER SOFTWARE | Apr-88 | 227.475-2(c) | S3 | 10 USC 2320(b)(2) | M - A |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7028		REQUIREMENT FOR TECHNICAL DATA REPRESENTATION	Oct-88	227.473-2(a)(5)(ii)	S4	10 USC 2320(b)(1)	M - A

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

    * RATIONALE *   * REMARKS *

252.227-7029		IDENTIFICATION OF TECHNICAL DATA	Apr-88	227.473-3(a)	S2	10 USC 2384(b)(1)(c)	N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

    * RATIONALE *   * REMARKS *

252.227-7030		TECHNICAL DATA - WITHOLDING OF PAYMENT	Oct-88	227.473.5(b)	S2	10 USC 2320(b)(9), 41 USC 418a(d)(9)	N -

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): EI

    * RATIONALE *   * REMARKS *

This clause pertains to the withholding of payment in all contracts dealing with delivery of technical data; FAR clause is limited to "major systems." Difference should be reconciled if possible.

252.227-7031		DATA REQUIREMENTS	Oct-88	227.475-1(a)	S2	10 USC 2320(b)(2)	N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

    * RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7032		RIGHTS IN TECHNICAL DATA AND COMPUTER SOFTWARE (FOREIGN)	Jun-75	227.475-5	S3	10 USC 2320(b)(1)	M - A

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.227-7033 | | RIGHTS IN SHOP DRAWINGS | Apr-66 | 227.478-2(a)(2) | NS | | M - A |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

Clause is a little broad. It should read any "Government" purpose.

| 252.227-7034 | | PATENTS - SUBCONTRACTS | Apr-84 | 227.304-4 | NS | | M - A |

CONCLUSION CODE(S): I O   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

...ause is inconsistent with and superseded by FAR Clause ?2.227-11.

| 252.227-7036 | | CERTIFICATION OF TECHNICAL DATA CONFORMITY | May-87 | 227.473-5 | S2 | 10 USC 2321(b)(7) | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.227-7037		VALIDATION OF RESTRICTIVE MARKINGS ON TECHNICAL DATA	Apr-88	227.473-4(a)	S2	10 USC 2321	M - A

CONCLUSION CODE(S): PW

RECOMMENDATION CODE(S): SL

* RATIONALE *

* REMARKS *

Clause is too long.   Remove procedures -- retain substance.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.228-7000		REIMBURSEMENT FOR WAR HAZARD LOSSES	Jul-68	228.305(e)	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

This is obviously a situation where two higher levels have excercised discretion and waived the need for this insurance and DOD is giving rebirth through its own clause.

Secretary of Labor must have earlier waived requirement for the clause under the Defense Base Act.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.228-7001		GROUND AND FLIGHT RISK	Oct-75	228.306(a)	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK O

* RATIONALE *

* REMARKS *

Very complicated clause to cover a very complex risk and to distribute it between the Government and the contractor while maintaining the Government's policy to be a self-insurer.

Increase $1,000 figure to $10,000. Paragraph (f) of the clause addresses possible conditions that might require prime to flow down some protection.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.228-7002		FLIGHT RISKS	Oct-75	228.307-2	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

This clause provides for sharing the risk on multimillion dollar systems and maintaining the Government's policy to be a self-insurer.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.228-7003		CAPTURE AND DETENTION	Jun-68	228.309 (S-70)	NS		N -

RECOMMENDATION CODE(S): OK

* RATIONALE *

Wartime benefits. Good public policy to require benefits for contractor's personnel.

* REMARKS *

42 USC 1701 is only indirectly involved.

| 252.228-7004 | | BONDS OR OTHER SECURITY | Apr-77 | 228.103-2(a)(4) | S4 | 40 USC 270a. | N - |

RECOMMENDATION CODE(S): M

CONCLUSION CODE(S): I

* RATIONALE *

This area is subject to much agency implementation. GSA has five clauses: 552.228-70, Bid Guarantee and Bonds; 552.228-71, Bid Guarantee; 552.228-72, Performance Bond; 552.228-73, Performance; and 552.228-74, Performance - Payment Bond. NASA has two clauses: 18-52.228-73, Bid Bond; and 18-52.228-74, Payment and Performance Bonds. The extent of agency implementation shows a need for uniform FAR coverage. The clause should be eliminated in the DFARS, and FAR coverage developed.

* REMARKS *

Develop a FAR clause to replace this clause.

| 252.228-7006 | | ACCIDENT REPORTING AND INVESTIGATION INVOLVING AIRCRAFT, MISSILES, AND SPACE LAUNCH VEHICLES | Jan-69 | 228.7101 | NS | | R - 1 |

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *

Some contractual mechanism is essential in case one of these rare accidents occurs. Otherwise contractor may not be willing to report and cooperate.

* REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.228-7007		BID BOND	Mar-89	228.101-3(b)	S3	40 USC 270a	N -

CONCLUSION CODE(S): DF

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

This clause and FAR clause 52.228-1 have identical purposes, with only minor differences. One clause should be used Government-wide.

Modify [Clause 52.228-1 to incorporate the requirements of this clause.

252.229-7000		FIXED-PRICE, INTO-PLANE, FUEL CONTRACTS AT OVERSEAS LOCATIONS (JAN 1979)	Jan-79	229.402-1(S-70)	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

An attempt to ensure that foreign tax exemptions are taken to benefit DoD.

252.231-7000		SUPPLEMENTAL COST PRINCIPLES	Apr-84	231.201	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

252.231-7001		PENALTIES FOR UNALLOWABLE COSTS	Apr-88	231.7001(d)(1)	S1	10 USC 2324	N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.231-7002		PENALTIES FOR UNALLOWABLE COSTS-FIXED PRICE INCENTIVE	Apr-88	231.7001(d)(2)	S1	10 USC 2324	N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.232-7001 | | ADVANCE PAYMENTS POOL | Apr-84 | 232.412(S-70) | S3 | 10 USC 2307, 41 USC 255, 50 USC 1431 | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK
* RATIONALE *   * REMARKS *

| 252.232-7002 | | DISPOSITION OF PAYMENTS | Apr-84 | 232.412(S-71) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.232-7003 | | PROGRESS PAYMENTS FOR FOREIGN MILITARY SALES ACQUISITIONS | Apr-84 | 232.502-4(S-70) | NS | DoD 5105.38-M, Security Assistance Management | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.232-7004		FLEXIBLE PROGRESS PAYMENTS	Oct-88	232.502-4(S-71)	S3	10 USC 2307, 41 USC 255, 50 USC 1431	N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

252.232-7004	1	FLEXIBLE PROGRESS PAYMENTS - ALTERNATE I	Oct-88	232.502-4(S-71)	S3	10 USC 2307, 41 USC 255, 50 USC 1431, PL 99-500, PL 99-591	N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *
Applies only to FY87 funds. Should be eliminated when FY87 funds expire.

252.232-7005		PAYMENTS UNDER FIXED-PRICE CONSTRUCTION CONTRACTS (DEV)	Apr-86	232.111(S-71)	S3	PL 99-500, PL 99-591	N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *
Applies only to FY87 funds. Should be eliminated when FY87 funds expire.

252.232-7006		PAYMENTS UNDER FIXED-PRICE ARCHITECT-ENGINEER CONTRACTS (DEV)	Aug-87	232-111(S-72)	S3	PL 99-500, PL 99-591	N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *
Applies only to FY87 funds. Should be eliminated when FY87

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.232-7007		PROGRESS PAYMENTS	Oct-86	232.502-4(S-72)	S3	10 USC 2307, 41 USC 255, 50 USC 1431, PL 99-500, PL 99-591	R - 1

RECOMMENDATION CODE(S): EC

* REMARKS *
Applies only to FY87 funds. Should be eliminated when FY87 funds expire.

CONCLUSION CODE(S): Q

* RATIONALE *

| 252.232-7007 | 1 | PROGRESS PAYMENTS - ALTERNATE I | Oct-86 | 232.502-4(S-73) | S3 | 10 USC 2307, 41 USC 255, 50 USC 1431, PL 99-500, PL 99-591 | R - 1 |

RECOMMENDATION CODE(S): EC

* REMARKS *
Applies to FY87 funds only. Should be eliminated when FY87 funds expire.

CONCLUSION CODE(S): Q

* RATIONALE *

| 252.232-7007 | 2 | PROGRESS PAYMENTS - ALTERNATE II | Oct-86 | 232.502-4(S-74) | S3 | 10 USC 2307, 41 USC 255, 50 USC 1431, PL 99-500, PL 99-591 | R - 1 |

RECOMMENDATION CODE(S): EC

* REMARKS *

CONCLUSION CODE(S): O DF

* RATIONALE *
Obsolete, duplicates large parts of 52.232-16 Alternate II.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.233-7000		CERTIFICATION OF REQUESTS FOR ADJUSTMENT EXCEEDING $100,000	Feb-80	233.7000	S2	PL 99-485 Sect. 813, See also PL 95-563 Sect. 6(c) Contract Disputes Act of 1978	N -

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *
Clause requires certification required by law.

* REMARKS *
DFARS permits the certification of claims under the
Contract Disputes Act in lieu of the Section 813
certification.

| 252.234-7000 | | NOTICE OF COST/SCHEDULE CONTROL SYSTEMS | Aug-85 | 234.005-71(a) | S3 | OMB Circular A-109, DODI 7000.2 | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *
A provision is not needed to alert offerors of the C/SCSC
requirement.

* REMARKS *
Offerors can become aware of C/SCSC requirement through
RFP's SOW instead of a solicitation provision.

| 252.234-7001 | | COST/SCHEDULE CONTROL SYSTEMS | Aug-85 | 234.005-71(a) | S3 | 10 USC 2432, OMB Circular A-109, DODI 7000.2 | R - A |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *
Requirement for C/SCSC should be in contract SOW, not a
clause. Flowdown should be in subcontract Clause 52.244-1.

* REMARKS *
10 USC 2432 requires that Selected Acquisition Reports
(SARs) be submitted to Congress. SAR contains C/SCSC
summary data.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.235-7000		INDEMNIFICATION UNDER 10 USC 2354 - FIXED PRICE	Apr-74	235.071(a)	S1	10 USC 2354	N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

See 252.235-7001.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.235-7001		INDEMNIFICATION UNDER 10 USC 2354 - COST REIMBURSEMENT	Apr-74	235-071(b)	S1	10 USC 2354	N -

CONCLUSION CODE(S): DD

RECOMMENDATION CODE(S): ED EC

* RATIONALE *   * REMARKS *

Integrate CPFF provisions as Alternate I to 252.235-7000.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.235-7003		CARE OF LABORATORY ANIMALS	Apr-74	235.071(d)	S2	7 USC 2131 et seq.	N -

CONCLUSION CODE(S): I

RECOMMENDATION CODE(S): M

* RATIONALE *   * REMARKS *

This requirement applies to all agencies, not just DoD.   Move to FAR and remove from DFARS. Flow down should be made mandatory for subcontractors.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.235-7004		FREQUENCY AUTHORIZATION	Oct-66	235.071(e)	S3	47 USC 305, EO 12046, DODD 4650.1	M - A

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

DD Form 1494, "Application for Frequency Allocation," is a current DID. Clause is not necessary for data submission.   Communications Act of 1934 gives President the power to assign frequencies for Government-owned radio stations. It was later delegated by EO to the Secretary of Commerce.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.235-7005		SHORT FORM RESEARCH CONTRACT	Feb-89	235.7008(b)	S4	10 USC 2306(e), 31 USC 6306, 10 CFR 600 & 605, 14 CFR 1260, 10 USC 2307,	N -

RECOMMENDATION CODE(S): M SL ED

CONCLUSION CODE(S): DD PW I

* RATIONALE *   * REMARKS *

Paragraph (vvv) states the obvious - that an SFRC is R&D   Develop a Government-wide SFRC to be incorporated into FAR
work. Since no data rights determination is made, the   Part 17.
paragraph adds no value. Paragraph (www) duplicates DFARS
252.232-7001. NASA and DoE have their own versions in
agency regs.

252.236-7000		COMPOSITION OF CONTRACTOR	Jan-65	236.571-1	NS		N -

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *   * REMARKS *

252.236-7001		MODIFICATION PROPOSALS - PRICE BREAKDOWN	Apr-68	236.571-2	NS		N -

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *   * REMARKS *

252.236-7002		CONTRACT DRAWINGS, MAPS AND SPECIFICATIONS	Sep-87	236.571-3	NS		N -

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.236-7004		CONTRACT PRICES - BIDDING SCHEDULES	Apr-68	236.572-1	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.236-7005		SALVAGE MATERIALS AND EQUIPMENT	Jan-65	236.572-2	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.236-7006		MISPLACED MATERIAL	Jan-65	236.572-3	S3	33 USC 410 et seq.	N -
		CONCLUSION CODE(S): PW				RECOMMENDATION CODE(S): SL	
		* RATIONALE *				* REMARKS *	
						Insert the words "by the contracting officer" after "when required" in the second sentence.	
252.236-7008		SUPERINTENDENCE OF SUBCONTRACTORS	Jan-65	236.572-5	NS		N -
		CONCLUSION CODE(S): DF				RECOMMENDATION CODE(S): ED EC	
		* RATIONALE *				* REMARKS *	
		This clause should be consolidated with the clause at FAR 52.236-6, perhaps as an alternate.					

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.236-7009(a)		PAYMENT FOR MOBILIZATION AND PREPARATORY WORK, PAYMENT ITEM NO...	Mar-79	236.527-6(a)	NS		N -

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): O

* RATIONALE *   * REMARKS *

Clause prescriptions and numbering are inconsistent with the system for prescribing and numbering clauses and need revision. Also see 252.236-7009(b).

| 252.236-7009(b) | | MOBILIZATION AND DEMOBILIZATION, PAYMENT ITEM NO. . . . | Dec-85 | 236.572-6(b) | NS | | N - |

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): O

* RATIONALE *   * REMARKS *

See 252.236-7009(a).

| 252.236-7011 | | AIRFIELD SAFETY PRECAUTIONS | Apr-68 | 236-572-8 | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.236-7012 | | CONTRACTOR - PREPARED NETWORK ANALYSIS SYSTEM | Apr-68 | 236.572-9 | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): ED EC

* RATIONALE *   * REMARKS *

This clause should be consolidated with the clause at FAR 52.236-15, perhaps as an alternate.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.236-7013		GOVERNMENT - PREPARED NETWORK ANALYSIS SYSTEM	Apr-68	236.572-10	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): ED EC

* RATIONALE *   * REMARKS *

This clause should be consolidated with the clause at FAR
52.236-15, perhaps as an alternate.

| 252.236-7014 | | STATEMENT OF WORK | Jan-65 | 236.573-1 | NS | | N - |

CONCLUSION CODE(S): O   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Telling the contractor that it must perform according to   This clause should be eliminated, or at least consolidated
the requirements of the contract is redundant and   with the clause at FAR 52.236-18.
superfluous.

| 252.236-7016 | | DIRECT PAYMENTS | Jan-65 | 236.573-3 | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.236-7017 | | APPROVED CONSTRUCTION PLANT | Jan-65 | 236.573-4 | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.236-7018		OPTION FOR SUPERVISION AND INSPECTION SERVICES	Apr-72	236.574	NS		N -

CONCLUSION CODE(S): OK

    * RATIONALE *

RECOMMENDATION CODE(S): OK

    * REMARKS *

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.236-7019		ACCIDENT PREVENTION	Jul-89	236.513(S-70)	S3	40 USC 329, 40 USC 327 et seq., 40 USC 333	M - A

CONCLUSION CODE(S): DF Q

    * RATIONALE *

This clause duplicates the FAR clause at 52.236-13, almost verbatim. The clause should be eliminated, or at least consolidated with the FAR clause at 52.236-13.

RECOMMENDATION CODE(S): ED EC

    * REMARKS *

If this clause is retained, it must be retitled to avoid confusion with the FAR clause. Commercial counterpart: AIA Document A201, Paras. 4.2.3 and 10.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.236-7019	1	ACCIDENT PREVENTION - ALTERNATE I	Jul-89	236.513(S-70)	S3	40 USC 329, 40 USC 327 et seq., 40 USC 333	M - A

CONCLUSION CODE(S): DF Q

    * RATIONALE *

This alternate is virtually identical to the alternate for FAR Clause 52.236-13. It should be eliminated or consolidated with that FAR clause, perhaps as an alternate.

RECOMMENDATION CODE(S): ED EC

    * REMARKS *

Commercial counterpart: AIA Document A201, Paras. 4.2.3 and 10.

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.236-7081		COST LIMITATION	Apr-84	236.580-1	S2	Appropriations with statutory cost limitations	N -

CONCLUSION CODE(S): OK

    * RATIONALE *

Appropriations for a specific project may contain funding limits. This solicitation provision is part of the funding

RECOMMENDATION CODE(S): OK

    * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL

controls that ensure the statutory cost limits are not exceeded.

| 252.236-7082 | | ADDITIVE OR DEDUCTIVE ITEMS | Apr-84 | 236.580-2, 236.303(S-70) | NS | | N - |

CONCLUSION CODE(S): I

RECOMMENDATION CODE(S): M

* RATIONALE *

* REMARKS *

NASA Clause 18-52.236-71, Additive or Deductive Items, and GSA Clause 552.236-73, Basis of Award-Construction Contract - Alternates II and III, address the same subject. The Departments of Energy and State use similar clauses. Such widespread agency implementation and usage cry out for FAR coverage rather than DFARS coverage.

Develop a FAR clause to cover this subject.

| 252.237-7000 | | STATEMENT OF WORK | Oct-76 | 237.304(S-70) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

The clause is merely a format for giving information required in any statement of work for dismantling, demolition, or removal of improvements. As such it is an administrative convenience suitable for administrative issuance but inappropriate in a regulation speaking with the force and effect of law.

If this clause is retained, it should at least be moved to the FAR. It is not DoD-specific.

| 252.237-7000 | 1 | STATEMENT OF WORK - ALTERNATE I | Oct-76 | None | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See basic clause.

This alternate is not prescribed in 237.304. It should be prescribed if it is to be retained.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7100		AWARD TO SINGLE BIDDER	Oct-65	237.7103(a)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

There is no apparent reason why mortuary services should require a different "award" provision.

| 252.237-7101 | | AWARD TO SINGLE OFFEROR | Oct-83 | 237-7103(b) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

There is no apparent reason why mortuary services should require a different "award" provision.

| 252.237-7102 | | REQUIREMENTS | Oct-65 | 237.7103(c) | NS | | N - |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

Mortuary services requirements are sufficiently special to   See also Clause 252.237-7106. justify a different "requirements" clause. Clause contains gender-specific language.

| 252.237-7103 | | AREA OF PERFORMANCE | Apr-74 | 237.7103(c) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7104		SPECIFICATIONS	Oct-65	237.7103(c)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

\ special clause to incorporate mortuary specifications is   This clause is simply a one-sentence format making an
.necessary.   attachment part of the contract. This situation is
                                                                  routinely handled by a statement in UCF Section J or in the
                                                                  Schedule.

| 252.237-7105 | | USING ACTIVITIES | Oct-65 | 237.7103(c) | NS | | N - |

CONCLUSION CODE(S): Q DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

This clause is simply a one-sentence format for listing the
ordering activities. This function is routinely handled by
a statement in the Schedule, not a clause. The situation
occurs much more often in other contracts than it does in
mortuary services contracts, and FAR 52.216-18 can be used
'o cover it.

| 252.237-7106 | | DELIVERY ORDERS AND INVOICES | Oct-65 | 237.7103(c) | NS | | N - |

CONCLUSION CODE(S): Q DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

There is nothing in this clause to render it peculiar to   FAR clause 52.216-18 covers the subject of delivery orders.
mortuary services or to DOD.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7107		DELIVERY AND PERFORMANCE	Oct-65	237.7103(c)	NS		N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

This clause does cover matters peculiar to mortuary
services and does regulate the rights and duties of the
parties.

| 252.237-7108 | | SUBCONTRACTING | Oct-65 | 237.7103(c) | NS | | N - |

CONCLUSION CODE(S): Q DD PW   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Clause 252.237-7109 provides for termination for default
for subcontracting without the contracting officer's
written authorization, rendering this clause duplicative
and unnecessary. Clause contains gender-specific language.

| 252.237-7109 | | ADDITIONAL DEFAULT PROVISION | Oct-65 | 237.7103(c) | NS | | N - |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

See Clause 252.237-7108.

Definitely germane to mortuary services and DOD. Clause
contains gender-specific language.

| 252.237-7110 | | GROUP INTERMENT | Oct-65 | 237.7103(c) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7111		PROFESSIONAL REQUIREMENTS	Oct-65	237.7103(c)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.237-7112		FACILITY REQUIREMENTS	Oct-65	237.7103(c)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.237-7113		PREPARATION HISTORY	Oct-65	237.7103(c)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.237-7200		INSTRUCTION TO BIDDERS (COUNT OF ARTICLES)	Oct-81	237.7204(a)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.237-7201		INSTRUCTION TO BIDDERS (BULK WEIGHT)	Oct-81	237.7204(b)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7202		COUNT OF ARTICLES	Apr-67	237.7204(c)(1)	NS		N -
		CONCLUSION CODE(S): PW				RECOMMENDATION CODE(S): SL	
		* RATIONALE *				* REMARKS *	

Clause contains gender-specific language.

252.237-7202	1	COUNT OF ARTICLES -- ALTERNATE I	Apr-67	237.7204(c)(2)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	

252.237-7203		LOSS OR DAMAGE (COUNT OF ARTICLES)	Oct-81	237.7204(d)	NS		N -
		CONCLUSION CODE(S): PW				RECOMMENDATION CODE(S): SL	
		* RATIONALE *				* REMARKS *	

Clause contains gender-specific language.

252.237-7204		WEIGHT OF ARTICLES (BAG TYPE)	Oct-81	237.7204(e)	NS		N -
		CONCLUSION CODE(S): PW				RECOMMENDATION CODE(S): SL	
		* RATIONALE *		See 252.237-7207.		* REMARKS *	

Clause contains gender-specific language.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7205		WEIGHT OF ARTICLES (UNSORTED)	Oct-81	237.7204(e)	NS		N -

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

    * RATIONALE *   * REMARKS *

Clause contains gender-specific language.   See 252.237-7207.

| 252.237-7206 | | LOSS OR DAMAGE (WEIGHT OF ARTICLES) | Oct-81 | 237.7204(e) | NS | | N - |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

    * RATIONALE *   * REMARKS *

Clause contains gender-specific language.

| 252.237-7207 | | MAXIMUM WEIGHT LOSS | Oct-81 | 237.7204(e) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

    * RATIONALE *   * REMARKS *

Clause should be eliminated by adding it as paragraph (e)
to the clauses at 252.237-7204 and -7205.

| 252.237-7208 | | INDIVIDUAL LAUNDRY | Apr-67 | 237.7204(f) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

    * RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7209		SPECIAL DEFINITIONS OF GOVERNMENT PROPERTY	Apr-67	237.7204(g)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.237-7400		DEFINITIONS (COMMUNICATIONS)	Apr-71	237.7413(a)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.237-7402		ACCESS	Apr-71	237.7413(a)	NS		N -
		CONCLUSION CODE(S): OK				RECOMMENDATION CODE(S): OK	
		* RATIONALE *				* REMARKS *	
252.237-7403		AMENDMENT OF CONTRACT	Apr-71	237.7413(a)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	

Clause serves no purpose, since parties to a contract may
request reconsideration at any time even without a clause.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7404		OBLIGATION OF THE GOVERNMENT	Apr-71	237.7413(a)	NS		N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.237-7406 | | CONTINUATION OF ORDERS | Apr-71 | 237.7413(b) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK O

* RATIONALE *   * REMARKS *

Since clauses 252.237-7406 through 252.237-7416 all go into the same contracts, they could be combined into 1 clause instead of 11.

| 252.237-7407 | | FACILITIES AND SERVICES TO BE FURNISHED - COMMON CARRIERS | Apr-71 | 237.7413(b) | NS | | N - |

CONCLUSION CODE(S): Q PW   RECOMMENDATION CODE(S): SL EC

* RATIONALE *   * REMARKS *

Clause contains gender-specific language.   See Clause 252.237-7406.

| 252.237-7408 | | ORDERING OF FACILITIES AND SERVICES - COMMON CARRIERS | Apr-71 | 237.7413(b) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See Clause 252.237-7406.

DFARS CLAUSES

ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7409		RATES, CHARGES, AND SERVICES - COMMON CARRIERS	Apr-71	237.7413(b)	NS		N -

CONCLUSION CODE(S): PW Q   RECOMMENDATION CODE(S): SL EC

* RATIONALE *   * REMARKS *

Clause contains gender-specific language.   See Clause 252.237-7406.

| 252.237-7410 | | PAYMENT - COMMON CARRIERS | Apr-71 | 237.7413(b) | NS | | N - |

CONCLUSION CODE(S): Q DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Clause is word for word the same as FAR Clause 52.232-6, except for insignificant editorial details.

| 252.237-7411 | | TARIFF INFORMATION | Apr-71 | 237.7413(b) | NS | | N - |

CONCLUSION CODE(S): PW Q   RECOMMENDATION CODE(S): SL EC

* RATIONALE *   * REMARKS *

Clause contains gender-specific language.   See Clause 252.237-7406.

| 252.237-7412 | | CANCELLATION OR TERMINATION OF ORDERS - COMMON CARRIERS | Apr-71 | 237.7413(b) | NS | | N - |

CONCLUSION CODE(S): PW Q   RECOMMENDATION CODE(S): SL EC

* RATIONALE *   * REMARKS *

Clause contains gender-specific language.   See Clause 252.237-7406.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7413		REUSE ARRANGEMENTS	Apr-71	237.7413(b)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *
See Clause 252.237-7406.

| 252.237-7414 | | SUBMISSION OF COST OR PRICING DATA - COMMON CARRIERS | Apr-71 | 237.7413(b) | S2 | 10 USC 2306 | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *
See Clause 252.237-7406.

| 252.237-7415 | | AUDIT AND RECORDS - COMMON CARRIERS | Apr-71 | 237.7413(h) | S2 | 10 USC 2313(a), 10 USC 2306a(f) | M - 1 |

CONCLUSION CODE(S): PW Q

RECOMMENDATION CODE(S): SL EC

* RATIONALE *
Clause contains gender-specific language.

* REMARKS *
See Clause 252.237-7406.

| 252.237-7416 | | TERM AND TERMINATION OF CONTRACT - COMMON CARRIERS | Jul-76 | 237.7413(b) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *
See Clause 252.237-7406.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.237-7417		SPECIAL CONSTRUCTION AND EQUIPMENT CHARGES	Apr-71	237.7413(c)	NS		N -

RECOMMENDATION CODE(S): SL
* REMARKS *

CONCLUSION CODE(S): PW

* RATIONALE *
Clause contains gender-specific language.

| 252.237-7418 | | TITLE TO COMMUNICATION FACILITIES AND EQUIPMENT | Apr-71 | 237.7413(c) | NS | | N - |

RECOMMENDATION CODE(S): OK
* REMARKS *

CONCLUSION CODE(S): OK

* RATIONALE *

| 252.242-7000 | | SUBMISSION OF COMMERCIAL FREIGHT BILLS TO THE GENERAL SERVICES ADMINISTRATION FOR AUDIT | Aug-85 | 242.1403-2 | S2 | 41 CFR 101-41.807-4, 31 USC 3726 | N - |

RECOMMENDATION CODE(S): M
* REMARKS *
This clause should be eliminated and merged with the FAR clause 52.247-1 "Commercial Bill of Lading Notations" and prescribed in FAR Part 47.

CONCLUSION CODE(S): I

* RATIONALE *
Clause is needed but not in DFARS. Requirement applies to all agencies.

| 252.242-7001 | | MATERIAL MANAGEMENT AND ACCOUNTING SYSTEM REQUIREMENTS AND STANDARDS | Aug-89 | 242.7209 | S1 | PL 100-456, 10 USC 2410(b) | N - |

RECOMMENDATION CODE(S): OK
* REMARKS *

CONCLUSION CODE(S): OK

* RATIONALE *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.242-7003		CERTIFICATION OF INDIRECT COSTS	Apr-86	242.770-1	S1	10 USC 2324(h)(1)	N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

| 252.243-7000 | | ENGINEERING CHANGE PROPOSALS | Sep-85 | 243.205(S-70) | NS | | N - |

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

| 252.243-7000 | 1 | ENGINEERING CHANGE PROPOSALS - ALTERNATE I | Sep-85 | 243.202-70(b) | NS | | N - |

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

| 252.243-7001 | | PRICING OF ADJUSTMENTS | Apr-84 | 243.205(S-71) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

Clause is unnecessary. It simply states that allowability regulations are applicable when allowability is an issue.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.245-7000		GOVERNMENT-FURNISHED MAPPING, CHARTING AND GEODESY PROPERTY	Nov-88	245.310-1	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

Rewrite to define Government property as including mapping,   See DoD Directive 5105.40.
charting, and geodesy property. Then, by adding that
definition and the language of 252.245-7000(b) to the
standard property clause, along with any special
protections demanded by the specific category of property,
this clause could be eliminated.

| 252.246-7000 | | MATERIAL INSPECTION AND RECEIVING REPORT | Dec-69 | 246.370 | NS | | N - |

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.246-7001 | | WARRANTY OF DATA | Nov-74 | 246.710(f) | S3 | 10 USC 2320(b)(7)(8) | N - |

RECOMMENDATION CODE(S): M

CONCLUSION CODE(S): I

* RATIONALE *   * REMARKS *

This clause, along with its two alternates, should be   Clause predates law.
removed from the DFARS and placed in the FAR. The nature
of data warranties makes universal the need to protect the
Government's rights. This is not a situation unique to
DoD.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.246-7001	1	WARRANTY OF DATA - ALTERNATE I	Nov-74	246.710(f)(1)	S3	10 USC 2320(b)(7)(8)	N -

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): M

* RATIONALE *   * REMARKS *

Clause predates law.

See rationale for the basic clause.

| 252.246-7001 | 2 | WARRANTY OF DATA - ALTERNATE II | Nov-74 | 246.710(f)(2) | S3 | 10 USC 2320(b)(7)(8) | N - |

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): M

* RATIONALE *   * REMARKS *

Clause predates law.

See rationale for the basic clause.

| 252.247-7000 | | SCOPE OF CONTRACT | Aug-64 | 247.270-9(a) | NS | | N - |

CONCLUSION CODE(S): PW   RECOMMENDATION CODE(S): SL

* RATIONALE *   * REMARKS *

Clause contains unique requirements for stevedoring. Clause language should be revised to eliminate gender-specific references such as "furnish men," "men in gangs," etc.

| 252.247-7001 | | SCHEDULE OF RATES | Aug-64 | 247.270-9(a) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

Special requirements for stevedoring

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.247-7002		PRICE ESCALATION	Aug-64	247.270-9(b)	NS		N -

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *

Much of this is covered by FAR Clause 52.216-4, EPA - Labor and Materials.

* REMARKS *

If a decision is made to retain this clause, it should be moved to Part 252.216. The clause title implies that only increases in price are dealt with. The clause text, however, also mentions decreases. A better title would be "Price Adjustment."

| 252.247-7003 | | REVISION OF PRICES | Aug-64 | 247.270-9(c) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *

See 252.247-7002. It is unclear why there are major differences between the negotiated and sealed bid versions.

* REMARKS *

If this clause is retained, it should be moved to Part 252.216.

| 252.247-7004 | | CHANGES | Aug-64 | 247.270-9(d) | NS | | N - |

CONCLUSION CODE(S): DF   RECOMMENDATION CODE(S): EC

* RATIONALE *

Clause says much the same as 52.243-1 Alt. I. It does not define the areas constituting "general scope" as does the FAR clause. If the areas don't apply to stevedoring, the FAR prescription can be changed to allow the clause to be tailored to the situation.

* REMARKS *

Clause title duplicates FAR clause title at 52.243-4 and must therefore be changed if clause is retained.

| 252.247-7005 | | TERMINATION | Sep-78 | 247.270-9(e) | NS | | N - |

CONCLUSION CODE(S): I Q   RECOMMENDATION CODE(S): EI EC

* RATIONALE *

Clause should appear in 252.249. Unclear why the Government allows the contractor to terminate the contract.

* REMARKS *

Clause title does not identify the applicability of the clause as do titles of other termination clauses.

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL

If it is not essential to allow the contractor to terminate the contract, the FAR Clause 52.249-4, Termination for Convenience of the Government, (Services)(Short Form) can be used instead.

252.247-7006		INDEFINITE QUANTITIES - FIXED CHARGES	Aug-64	247.270-9(f)	NS		N -

CONCLUSION CODE(S): DF PW

RECOMMENDATION CODE(S): EC

    * REMARKS *

    * RATIONALE *

FAR Clause 52.216-22, Indefinite Quantity, could be used in lieu of this clause if it were not for the "fixed charges." If these charges are still an issue, perhaps they can be addressed in the statement of work without the need for a separate clause. Existing clause is also clumsily worded.

252.247-7007		INDEFINITE QUANTITIES - NO FIXED CHARGES	Aug-64	247.270-9(g)	NS		N -

CONCLUSION CODE(S): DF PW O

RECOMMENDATION CODE(S): EC

    * REMARKS *

    * RATIONALE *

FAR Clause 52.216-22, Indefinite Quantity, should be used instead. The existing clause is also clumsily worded. In addition, the $100 threshold hasn't changed since 1964. It should be reviewed for an appropriate increase, if this clause is retained.

252.247-7008		EMPLOYEES OF CONTRACTOR	Aug-64	247.270-9(h)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

    * REMARKS *

    * RATIONALE *

Only one sentence of the clause deals with employees of the contractor. The rest deals with compliance with laws and regulations. If needed, this should be a FAR clause,

If not eliminated, add clause to FAR, giving the Govt. contractual remedies against contractors that don't comply with laws.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
		addressing all laws.					
252.247-7009		REMOVAL OF CONTRACTOR'S EMPLOYEES	Oct-65	247.270-9(h)	NS		N -

RECOMMENDATION CODE(S): OK
* REMARKS *

CONCLUSION CODE(S): OK
* RATIONALE *
Protects the Government's interests.

| 252.247-7010 | | LIABILITY AND INSURANCE | Jan-77 | 247.270-9(h) | S4 | 42 USC 1651, 33 USC 901 et seq. | N - |

RECOMMENDATION CODE(S): EC
* REMARKS *

CONCLUSION CODE(S): DD DF
* RATIONALE *
Portions of this clause duplicate other insurance and
liability clauses in FAR Parts 28 amd 47, and DFARS Part
217.

Recommend that the insurance and liability requirements be
consolidated elsewhere.

| 252.247-7100 | | EVALUATION OF BIDS | Jun-87 | 247.271-4(a)(1) | NS | | N - |

RECOMMENDATION CODE(S): ED
* REMARKS *

CONCLUSION CODE(S): DF
* RATIONALE *
Paragraph (b) duplicates FAR Clause 52.214-22. The other
paragraphs are unique to this type of contract.

Delete paragraph (b) from clause. See also 252.247-7101.

| 252.247-7100 | 1 | EVALUATION OF BIDS - ALTERNATE I | Jun-87 | 247.271-4(a)(1) | NS | | N - |

RECOMMENDATION CODE(S): ED
* REMARKS *
See basic clause.

CONCLUSION CODE(S): DF
* RATIONALE *
See basic clause.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.247-7101		AWARD	Apr-77	247.271-4(a)(2)	NS		N -

CONCLUSION CODE(S): Q I   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

Since this provision is used under the same circumstances
as 252.247-7100, recommend this provision be eliminated and
added as a paragraph under 252.247-7100. Also, this
provision refers to "qualified low bidder," while FAR
refers to "responsible bidder" in Clause 52.214-10. This
discrepancy should be eliminated.

| 252.247-7103 | | SCOPE OF CONTRACT | Jun-87 | 247-271-4(b)(1) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK O

* RATIONALE *   * REMARKS *

Special requirements for this type of contract

Since clauses 252.247-7103 through -7114 are all used in
the same situation, recommend consolidating them (except
for those recommended for elimination) into one clause.
This concept is currently used in the Master Ship Repair
Agreement and the Short Form Research Contract.

| 252.247-7104 | | PERIOD OF CONTRACT | Jun-87 | 247.271-4(b)(2) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See remarks for 252.247-7103.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.247-7105		ORDERING LIMITATION	May-70	247.270-4(b)(4)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See remarks for 252.247-7103.

| 252.247-7106 | | CONTRACT AREAS OF PERFORMANCE | May-70 | 247.271-4(b)(5) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See remarks for 252.247-7103.

| 252.247-7107 | | REQUIREMENTS | Apr-84 | 247.271-4(b)(6) | NS | | N - |

CONCLUSION CODE(S): Q PW   RECOMMENDATION CODE(S): EC SL

* RATIONALE *   * REMARKS *

See remarks for 252.247-7103. In addition, the clause   Rewrite to clarify that this clause is replacing paragraph
should indicate that it is replacing the FAR clause   (f) of FAR Clause 52.216-21, then add to 252.247-7103.
paragraph.

| 252.247-7108 | | FACILITIES | Dec-82 | 247.271-4(b)(7) | NS | | N - |

CONCLUSION CODE(S): Q DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

It should not be necessary to specify the standards of fire
protection for the contractor. This should be an element
of responsibility. FAR 28.307 addresses insurance. Unclear
why DoD needs a clause to set forth higher amounts.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.247-7109		DEMURRAGE	May-70	247.271-4(b)(8)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See remarks for 252.247-7103.

| 252.247-7110 | | LIABILITY | Jul-80 | 247.271-4(b)(9) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See remarks for 252.247-7103.

Clause title misspelled.

| 252.247-7111 | | ERRONEOUS SHIPMENTS | Jun-87 | 247.271-4(b)(10) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See remarks for 252.247-7103.

| 252.247-7112 | | SUBCONTRACTING | May-70 | 247.271-4(b)(11) | NS | | N - |

CONCLUSION CODE(S): Q I

RECOMMENDATION CODE(S): EC EI

* RATIONALE *

* REMARKS *

Unclear why this clause is necessary in a fixed-price competitive environment. If subcontracting is not desirable, statement of work should specify the extent of work that the prime must do.

FAR clause 52.244-1 language is "consent of," while this clause has "approval of" the contracting officer.

Recommend elimination of this clause. If this clause is retained, language should be changed to read "consent of the contracting officer" rather than "approval of the contracting officer" to be consistent with the FAR.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.247-7113		DRAYAGE	Apr-77	247.271-4(b)(12)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See remarks for 252.247-7103.

| 252.247-7114 | | ADDITIONAL SERVICES | Jun-87 | 247.271-4(b)(13) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See remarks for 252.247-7103.

| 252.247-7201 | | RETURNABLE GAS CYLINDERS | Jun-89 | 247.305-70 | NS | | N - |

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): M

* RATIONALE *   * REMARKS *

NASA clause 18-52.247-70 has nearly identical language. A
FAR clause should be written that can be appropriately
modified to cover both situations.

| 252.247-7202 | | REPRESENTATION OF EXTENT OF TRANSPORTATION BY SEA | Mar-89 | 247.574 | S3 | 10 USC 2631 Cargo Preference Act of 1904 | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

This representation could be included in clause
252.247-7203. No need for two clauses.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.247-7203		TRANSPORTATION OF SUPPLIES BY SEA	Mar-89	247.574	S2	10 USC 2631 Cargo Preference Act of 1904	M - A

CONCLUSION CODE(S): I

RECOMMENDATION CODE(S): EI

* RATIONALE *

Prescription should state that the clause need not be inserted when the contracting officer knows that ocean transportation will not be used in the contract.

* REMARKS *

This clause is sufficient for DoD's compliance with the Cargo Preference Act of 1954. Therefore, no additional coverage is needed. See also 252.247-7202.

252.249-7000		SPECIAL TERMINATION COSTS	Apr-84	249.7003(a)	NS		N -

CONCLUSION CODE(S): OK

RECOMMENDATION CODE(S): OK

* RATIONALE *

* REMARKS *

252.251-7000		ORDERING FROM GOVERNMENT SUPPLY SOURCES	Apr-84	251.107	NS	FAR 51.103	N -

CONCLUSION CODE(S): DF Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

Clause is unnecessary. The language repeats, almost verbatim, information in FAR 51.103. GSA, DOT, DOE, and NASA do not have a similar clause.

* REMARKS *

252.251-7001		USE OF INTERAGENCY MOTOR POOL VEHICLES AND RELATED SERVICES	Apr-84	251.205	NS		N -

CONCLUSION CODE(S): DF Q O

RECOMMENDATION CODE(S): EC

* RATIONALE *

Clause is unnecessary. The language repeats almost verbatim information in FAR 51.203, 51.204, 51.202(a)(4) & 5), and 52.251-2. Terminology in clause is outdated.

* REMARKS *

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.252-7000		SIMPLIFIED SUPPLY CONTRACT REQUIRED CLAUSES	Apr-84	252.252-7000	NS	DoD Contract Simplification Program	N -

CONCLUSION CODE(S): Q O

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

This clause should not be in DFARS when only designated   The clause tells the contracting officer what FAR clauses
organizations are authorized to use. In addition, some   to incorporate by reference. These instructions can be
cited clauses have been superseded.   included in the letter authorizing use of test procedures.

| 252.252-7001 | | SIMPLIFIED SERVICES CONTRACT REQUIRED CLAUSES | Apr-84 | 252.252-7001 | NS | DoD Contract Simplification Program | N - |

CONCLUSION CODE(S): Q O

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.252-7000.

| 252.252-7002 | | SIMPLIFIED SUPPLY AND SERVICES PROVISIONS (NEGOTIATED) | Apr-84 | 252.252-7002 | NS | DoD Contract Simplification Program | N - |

CONCLUSION CODE(S): Q O

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.252-7000.

| 252.252-7003 | | SIMPLIFIED SUPPLY AND SERVICES PROVISIONS (ADVERTISED) | Apr-84 | 252.252-7003 | NS | DoD Contract Simplification Program | N - |

CONCLUSION CODE(S): Q O

RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.252-7000.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7001		WARRANTY EXCLUSION AND LIMITATION OF DAMAGES	Feb-83	270.310(a)	NS		N -

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): M

* RATIONALE *   See UCC section 2-715 for commercial application.   * REMARKS *

Material appears to have Government-wide applicability. It
should be eliminated from DFARS and included in FAR.

| 252.270-7002 | | CONTRACTOR REPRESENTATION | Apr-84 | 270.310(b) | NS | | N - |

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.270-7003 | | FIXED PRICE OPTIONS | Sep-87 | 270.310(c)(4) | S4 | 41 USC 11, 31 USC 665a, 31 USC 712a | N - |

CONCLUSION CODE(S): I   RECOMMENDATION CODE(S): M
* RATIONALE *   * REMARKS *

Material appears to have Government-wide applicability. It
should be eliminated from DFARS and included in FAR.

| 252.270-7004 | | OPTION TO EXTEND THE TERM OF A CONTRACT | Sep-87 | 270.310(d) | NS | | N - |

CONCLUSION CODE(S): Q DF   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

There is no need for a special option clause for ADP. FAR
provides appropriate option clauses at 52.217-8 and
52.217-9

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7005		OPTION FOR INCREASED QUANTITIES	Feb-83	270.310(e)	NS		N -

RECOMMENDATION CODE(S): EC
* REMARKS *

CONCLUSION CODE(S): Q DF

* RATIONALE *
There is no need for a special option clause for ADP. FAR provides appropriate option clauses at 52.217-6 and 52.217-7.

| 252.270-7006 | | DISCONTINUANCE REPRICING | Apr-84 | 270.310(f) | NS | | N - |

RECOMMENDATION CODE(S): OK
* REMARKS *

CONCLUSION CODE(S): OK

* RATIONALE *

| 252.270-7007 | | DISCONTINUANCE OF RENTAL AND REPRICING | Apr-84 | 270.310(g) | NS | | N - |

RECOMMENDATION CODE(S): OK
* REMARKS *

CONCLUSION CODE(S): OK

* RATIONALE *

| 252.270-7008 | | RIGHTS IN PRIVACY SAFEGUARDS | Apr-84 | 270.904 | S2 | 5 USC 552a(m)(1) | N - |

RECOMMENDATION CODE(S): EI
* REMARKS *

CONCLUSION CODE(S): I

* RATIONALE *
FAR 52.224-2 flows down to all tiers. This clause should also flow down.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7009		ACCESS TO CONTRACTOR FACILITIES AND RECORDS-PRIVACY SAFEGUARDS INSPECTION	Apr-84	270.904	S2	5 USC 552(m)(1)	N -

RECOMMENDATION CODE(S): EI

CONCLUSION CODE(S): I

* RATIONALE *   * REMARKS *

FAR 52.224-2 flows down to all tiers. This clause should   This clause should also flow down. 52.224-2 flows down to
also flow down.   all tiers.

| 252.270-7101 | | AMERICAN STANDARD CODE FOR INFORMATION INTERCHANGE (ASCII) SYSTEM REQUIREMENTS | Mar-87 | 270.1103(a)(1) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

This clause contains specific technical requirements   40 USC 79(f) and EO 11717 authorize the Sec. of Commerce to
regarding FIPS PUBS and/or FED/STDs such as type of ink,   establish uniform automatic data processing standards.
size, speed, or other "specification" type requirements.   This is done with FIPS PUBS, which DoD must comply with.
It should be part of the specifications, not a contract
clause.

| 252.270-7102 | | PUNCHED PAPER TAPE READERS AND PUNCHES | Mar-87 | 270.1103(a)(2) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *

See 252.270-7101.

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7103		RECORDER MAGNETIC TAPE FOR INFORMATION INTERCHANGE (800 CPI, NRZI)	Apr-84	270.1103(a)(3)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101.

| 252.270-7104 | | RECTANGULAR HOLES IN 12-ROW PUNCHED CARDS | Feb-83 | 270.1103(a)(4) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101.

| 252.270-7105 | | HOLLERITH PUNCHED CARD CODE | Mar-87 | 270.1103(a)(5) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101.

| 252.270-7106 | | SUBSETS OF THE STANDARD CODE FOR INFORMATION INTERCHANGE | Mar-87 | 270.1103(a)(6) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7107		FLOWCHARTS, SYMBOLS, AND THEIR USAGE IN INFORMATION PROCESSING	Feb-83	270.1103(a)(7)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* REMARKS *

* RATIONALE *

See 252.270-7101

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7108		RECORDED MAGNETIC TAPE FOR INFORMATION INTERCHANGE (1600 CPI, PHASE CODE O)	Apr-84	270.1103(a)(8)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* REMARKS *

* RATIONALE *

SEE 252.270-7101

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7109		ONE INCH PERFORATED PAPER FOR INFORMATION INTERCHANGE	Apr-84	270.1103(a)(9)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* REMARKS *

* RATIONALE *

See 252.270-7101

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7110		TAKE UP REELS FOR THE ONE INCH PERFORATED TAPE FOR INFORMATION INTERCHANGE	Apr-84	270.1103(a)(10)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* REMARKS *

* RATIONALE *

See 252.270-7101

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7111		SOFTWARE SUMMARY FOR DESCRIBING COMPUTER PROGRAMS AND/OR AUTOMATED DATA SYSTEMS	Apr-84	270.1103(a)(11)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7112 | | OPTICAL CHARACTER RECOGNITION EQUIPMENT | Apr-84 | 270.1103(a)(12) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7113 | | CHARACTER SET FOR HANDPRINTING | Apr-84 | 270.1103(a)(13) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7114 | | CODE EXTENSION TECHNIQUE IN 7 OR 8 BITS | Mar-87 | 270.1103(a)(14) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

See 252.270-7101

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7115		GRAPHIC REPRESENTATION OF THE CONTROL CHARACTERS OF ASCII (FIPS PUB 1-1)	Mar-87	270.1103(a)(15)	NS		N -

CONCLUSION CODE(S): Q

* RATIONALE *

RECOMMENDATION CODE(S): EC

* REMARKS *

See 252.270-7101

| 252.270-7116 | | DATA ENCRYPTION STANDARDS (DES) | Apr-84 | 270.1103(a)(16) | NS | | N - |

CONCLUSION CODE(S): Q

* RATIONALE *

RECOMMENDATION CODE(S): EC

* REMARKS *

See 252.270-7101

| 252.270-7117 | | RECORDED MAGNETIC TAPE FOR INFORMATION INTERCHANGE 6250 CHARACTERS PER INCH (CPI) (246 CPMM) GROUP CODED RECORDING | Apr-84 | 270.1103(a)(17) | NS | | N - |

CONCLUSION CODE(S): Q

* RATIONALE *

RECOMMENDATION CODE(S): EC

* REMARKS *

See 252.270-7101

| 252.270-7118 | | MAGNETIC TAPE CASSETTES FOR INFORMATION INTERCHANGE(3.810MM(.150 INCH)TAPE AT 32 BPMM (800BPI),PE) | Apr-84 | 270.1103(a)(18) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
See 252.270-7101						* RATIONALE *	
252.270-7119		RECORDED MAGNETIC TAPE CARTRIDGE FOR INFORMATION INTERCHANGE 4-TRACK, 6.30 MM (.25 INCH) 63 BPMM (1600BPI) PHASE ENCODED	Mar-87	270.1103(a)(19)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

See 252.270-7101   * RATIONALE *   * REMARKS *

| 252.270-7120 | | DESCRIPTION OF COMPUTER MAGNETIC TAPE FILE PROPERTIES | Apr-84 | 270.1103(a)(20) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

See 252.270-7101   * RATIONALE *   * REMARKS *

| 252.270-7121 | | COMPUTER OUTPUT MICROFORM (COM) FORMATS AND REDUCTION RATIOS, 16MM AND 105MM. | Feb-83 | 270.1103 (a)(21) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

See 252.270-7101   * RATIONALE *   * REMARKS *

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7122		INPUT/OUTPUT (I/O) CHANNEL INTERFACE	Aug-86	270.1103(a)(22)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7123 | | CHANNEL LEVEL POWER CONTROL INTERFACE | Aug-86 | 270.1103(a)(23) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7124 | | OPERATIONAL SPECIFICATION FOR MAGNETIC TAPE SUBSYSTEMS | Aug-86 | 270.1103(a)(24) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7125(a) | | INTERFACE: ADP SYSTEMS/VARIABLE BLOCK, ROTATING MASS STORAGE SUBSYSTEMS WITH CONFORMANCE TO SUPPLEMENTAL DEVICE DEPENDENT CHARACTERISTICS | Aug-86 | 270.1103(a)(25) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *   Clause numbering inconsistent with standard system. See

See 252.270-7101

DFARS CLAUSES

| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
						also 252.270-7125(b). Prescription for both clauses is at same cite and is at best difficult to understand.	
252.270-7125(b)		INTERFACE: ADP SYSTEMS/VARIABLE BLOCK, ROTATING MASS STORAGE SUBSYSTEMS WITHOUT SUPPLEMENTARY DEVICE DEPENDENT CHARACTERISTICS	Aug-86	270.1103(a)(25)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.270-7101				See 252.270-7125(a).			
252.270-7126		MAGNETIC TAPE LABELS AND FILE STRUCTURE INFORMATION INTERCHANGE	Feb-83	270.1103(a)(26)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.270-7101							
252.270-7127		DATA ENCRYPTION STANDARD (DES) MODES OF OPERATION	Apr-84	270.1103(a)(27)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.270-7101							

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7128		MICROFORM READERS	Feb-83	270.1103(a)(28)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.270-7101							
252.270-7129		OPTICAL CHARACTER RECOGNITION (OCR) INKS	Apr-84	270.1103(a)(29)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.270-7101							
252.270-7130		OPTICAL CHARACTER RECOGNITION (OCR) PRINTERS, READERS AND PRINTED FORMS	Apr-84	270.1103(a)(30)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.270-7101							
252.270-7131		DIGITAL MAGNETIC TAPE CASSETTE EQUIPMENT AND ASSOCIATED PROGRAMS	Apr-84	270.1103(a)(31)	NS		N -
		CONCLUSION CODE(S): Q				RECOMMENDATION CODE(S): EC	
		* RATIONALE *				* REMARKS *	
See 252.270-7101							

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7132		ACQUISITION AND VALIDATION OF COBOL COMPILERS	Apr-84	270.1103(a)(32)	NS		N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

   * RATIONALE *   * REMARKS *

252.270-7133		ACQUISITION OF COBOL PROGRAMS AND/OR PROGRAMMING SERVICES	Apr-84	270.1103(a)(33)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

See 252.270-7101

252.270-7134		DELAYED VALIDATION OF COMPILERS	Apr-84	270.1103(a)(34)	NS		N -

CONCLUSION CODE(S): OK   RECOMMENDATION CODE(S): OK

   * RATIONALE *   * REMARKS *

252.270-7135		INTERCHANGE OF MACHINE PROCESSABLE DATA BETWEEN AND AMONG AGENCIES.	Feb-83	270.1103(a)(35)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

   * RATIONALE *   * REMARKS *

See 252.270-7101

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7136		ADDITIONAL AMERICAN STANDARD CODE FOR INFORMATION INTERCHANGE (ASCII) CONTROLS FOR CHARACTER-IMAGING ADP EQUIPMENT OR SERVICES	Mar-87	270.1103(a)(36)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

| 252.270-7137 | | INTERFACE:ADP SYSTEMS/ FIXED BLOCK, ROTATING MASS STORAGE SUBSYSTEMS | Aug-86 | 270.1103(a)(37) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

| 252.270-7201 | | SYNCHRONOUS HIGH SPEED DATA SIGNALING RATES BETWEEN DATA TERMINAL EQUIPMENT AND DATA COMMUNICATION EQUIPMENT | Feb-83 | 270.1103(b)(1) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7202		BIT SEQUENCING OF THE CODE INFORMATION INTERCHANGE IN SERIAL - BY - BIT DATA TRANSMISSION	Mar-87	270.1103(b)(2)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

| 252.270-7203 | | CHARACTER STRUCTURE AND CHARACTER PARITY SENSE FOR SERIAL-BY-BIT DATA COMMUNICATION IN THE CODE FOR INFORMATION INTERCHANGE | Mar-87 | 270.1103(b)(3) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

| 252.270-7204 | | CHARACTER STRUCTURE AND CHARACTER PARITY SENSE FOR PARALLEL-BY-BIT DATA COMMUNICATION | Mar-87 | 270.1103(b)(4) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

DFARS CLAUSES

ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7205		SYNCHRONOUS SIGNALING RATES BETWEEN DATA TERMINAL AND DATA COMMUNICATION EQUIPMENT	Feb-83	270.1130(b)(5)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

252.270-7206		DATA LINK CONTROL-SYNCHRONOUS BIT-ORIENTED DATA	Apr-84	270.1103(b)(6)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

252.270-7207		INTERFACE BETWEEN DATA TERMINAL EQUIPMENT (DTE) AND DATA CIRCUIT TERMINATING EQUIPMENT(DCE) FOR OPERATION WITH PACKET-SWITCHED DATA COMMUNICATIONS NETWORK	Aug-86	270.1103(b)(7)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7301		TIME AND FREQUENCY REFERENCE INFORMATION IN TELECOMMUNICATIONS SYSTEMS	Feb-83	270.1103(c)(1)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7302 | | CODING AND MODULATION REQUIREMENTS FOR NONDIVERSITY 2400 BIT/SECOND MODEMS | Feb-83 | 270.1103(c)(2) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7303 | | CODING AND MODULATION REQUIREMENTS FOR 4800 BIT/SECOND MODEMS | Feb-83 | 270.1103(c)(3) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7304 | | CODING AND MODULATION REQUIREMENTS FOR DUPLEX 9600 BIT/SECOND MODEMS | Feb-83 | 270.1103(c)(4) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7305		CODING AND MODULATION REQUIREMENTS FOR DUPLEX 600 AND/OR 1200 BIT/SECOND MODEMS	Feb-83	270.1103(c)(5)	NS		N -

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

| 252.270-7306 | | ELECTRICAL CHARACTERISTICS OF BALANCED VOLTAGE DIGITAL INTERFACE CIRCUITS | Feb-83 | 270.1103(c)(6) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

| 252.270-7307 | | ELECTRICAL CHARACTERISTICS OF UNBALANCED VOLTAGE DIGITAL INTERFACR CIRCUITS | Feb-83 | 270.1103(c)(7) | NS | | N - |

CONCLUSION CODE(S): Q

RECOMMENDATION CODE(S): EC

* RATIONALE *

* REMARKS *

See 252.270-7101

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7308		GROUP 2 FACSIMILE APPARATUS FOR DOCUMENT TRANSMISSION	Feb-83	270.1103(c)(8)	NS		N -

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7309 | | CRYPTOGRAPHIC COMPONENTS, EQUIPMENT, SYSTEMS, AND SERVICES | Jun-84 | 270.1103(c)(9) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *
                       See 252.204-7008: appears to conflict.

See 252.270-7101

| 252.270-7310 | | ACQUISITION, DESIGN, OR DEVELOPMENT OF GROUP 3 FACSIMILE APPARATUS | Jun-84 | 270.1103(c)(10) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

| 252.270-7311 | | ACQUISITION, DESIGN, OR DEVELOPMENT OF GROUP 1,2, AND 3 FACSIMILE APPARATUS | Jun-84 | 270.1103(c)(11) | NS | | N - |

CONCLUSION CODE(S): Q   RECOMMENDATION CODE(S): EC

* RATIONALE *   * REMARKS *

See 252.270-7101

DFARS CLAUSES
| ORIGIN, FLOW DOWN, AND RECOMMENDATIONS |

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL
252.270-7401		BASIC LANGUAGE COMPILERS	Apr-84	270.1103(d)(1)	NS		N -

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *
The clause requires the contractor to comply with a Federal   Clause shall be inserted in accordance with agency
Standard for BASIC compilers. The requirement should be   procedures.
included in the specifications, not in a contract clause.

| 252.270-7402 | | FORTRAN LANGUAGE COMPILERS | Apr-84 | 270.1103(d)(2) | NS | | N - |

RECOMMENDATION CODE(S): EC

CONCLUSION CODE(S): Q

* RATIONALE *   * REMARKS *
The clause requires the contractor to comply with a Federal   Clause shall be inserted in accordance with agency
Standard for FORTRAN. The requirement should be included   procedures.
in the specifications, not in a contract clause.

| 252.270-7403 | | PROTECTION AGAINST COMPROMISING EMANATIONS | Apr-84 | 270.1003(c) | NS | | N - |

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *   * REMARKS *

| 252.271-7001 | | RECOVERY OF NONRECURRING COSTS ON COMMERCIAL SALES OF DEFENSE AND TECHNOLOGY AND ROYALTY FEES FOR USE OF DOD TECHNICAL DATA | Feb-89 | 271.004(a) | NS | DODD 2140.2 | R - A |

RECOMMENDATION CODE(S): OK

CONCLUSION CODE(S): OK

* RATIONALE *   * REMARKS *
PL 90-629 requires recoupment on military sales, and DoD

DFARS CLAUSES
ORIGIN, FLOW DOWN, AND RECOMMENDATIONS

CLAUSE NUMBER	ALT	TITLE	DATE	PRESCRIPTION	ORIGIN CODE	SOURCE DESCRIPTION	FLOW DOWN AND LEVEL

policy extends the recoupment requirement to commercial
sales.