

NASA FAR SUPPLEMENT CLAUSE DATABASE

THROUGH DECEMBER 31, 1994

NASA FAR SUPPLEMENT CLAUSE DATABASE SUMMARY

CLAUSE NO.	TITLE	DATE	PRESCRIBED AT	REFERENCE	COMMENT
1852.204-70	Report on NASA Subcontracts	NOV 1992	18-4.672 for contracts and modifications over \$500,000	None	Requires reporting on NASA form 667 for each subcontract over \$25,000.
1852.204-76	Security Requirements for Unclassified Automated Information Resources	SEP 1993	1804.470-4(a) for contracts involving access to unclassified automated information that supports mission-critical functions	FRS 163 (9/93)	Requires contractor to do personnel screening (incl. arranging for fingerprinting) and obtain user responsibility agreements as required.
1852.208-81	Printing and Duplicating	AUG 1993	18-8.870 for contracts requiring significant printing and/or reproduction	FRS 163 (9/93)	Authorizes the contractor to make up to 5,000 copies of one page or 25,000 total copies of reports produced under the contract. Duplicating beyond this, or any printing, must be approved and done in accordance with the Govt. Printing and Binding Regs.
1852.212-70	Notice of Delay	DEC 1988	18-12.104-70(a) in contracts where it is desirable to provide for contractor notice of anticipated delays	None	Requires the contractor to notify the Contracting Officer of any anticipated delay.
1852.215-81	Proposal Page Limitations	JAN 1994	1815.407-70(j) for all competitive RFPs	None	Page limitations will be specified separately in each solicitation.
1852.216-81	Estimated Cost	DEC 1988	18-16.307-70(f) for all term cost reimbursement type contracts	None	Specifies total estimated cost for complete performance of the contract.
1852.219-74	Use of Rural Area Small Businesses	SEP 1990	18-19.7013 for domestic contracts over \$500,000 or that offer substantial subcontracting possibilities	None	Contractor must use best efforts to subcontract with small businesses located in rural areas.
1852.219-75	Small Business and Small Disadvantaged Business Subcontracting Reporting	SEP 1992	1819.708-70(b) for contracts containing FAR 52.219-9.	Letter from David Mears to Jonas Neihardt dated February 8, 1993	Requires quarterly submission of SF 295. This clause is being protested by the University.
1852.219-76	NASA Small and Disadvantaged Business Goal	JUL 1991	18-19.7004 for all contracts over \$25,000	None	Contractor must assist NASA in achieving its goal of awarding 8% of total subcontract dollars to small businesses and small disadvantaged businesses (including minority institutions and

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					historically black colleges and universities).
1852.227-11	Patent Rights - Retention by the Contractor (Short Form)	[N.D.]	18-27.373(a) for contracts containing FAR clause 52.227-11 (same title)	C&G Memo 84-21 Supp. 1 (6/14/85)	Adds requirements to FAR 52.227-11 (same title) regarding invention reporting and flowdown of NFS 1852.227-70 (New Technology) to commercial subcontractors. Most of the guidance in C&G Memo 84-21 Supp. 1 is still current.
1852.227-14	Rights in Data - General	[N.D.]	18-27.409(e) for contracts containing FAR clause 52.227-14 (same title) except for contracts for research at universities	C&G Memo 84-31 Supp. 1 (6/3/85) with respect to para. (d)(3) of NFS clause 1852.227-74	Clause requires contractor to secure permission from NASA in order to copyright software, publish it, or release it to others. Clause is not applicable to research conducted by universities.
1852.227-70	New Technology	APR 1988	18-27.373(b) for most domestic R&D contracts with other than small businesses or nonprofit institutions	C&G Memo 84-21 Supp. 1 (6/14/85)	Not applicable to the University. Clause is similar to pre-Bayh-Dole rule giving government title to invention (unless the government waived its rights) and license to the contractor.
1852.227-71	Requests of Waiver for Rights to Inventions	APR 1984	18-27.373(d) for contracts that contain NFS clause 1852.227-70 (New Technology)	C&G Memo 84-21 Supp. 1 (6/14/85)	Not applicable to the University. This clause outlines the procedure for requesting the waiver discussed in comment to clause 1852.227-70.
1852.227-72	Designation of New Technology Representative and Patent Representative	APR 1984	18-27.373(e) for contracts containing either NFS clauses 1852.227-11 or 1852.227-70	C&G Memo 84-21 Supp. 1 (6/14/85)	Used only when the clause at 1852.227-11 or 1852.227-70 is a part of the contract. Clause specifies who is to receive invention reports and other correspondence relating to intellectual property produced under the contract.
1852.227-84	Patent Rights Clauses	DEC 1989	18-27.373(f) for domestic R&D contracts that may be awarded to small businesses or nonprofit organizations	None	This clause ensures that 1852.227-70 is not applicable to a contract awarded to the University.

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1852.227-86	Commercial Computer Software - Licensing	DEC 1987	18-27.409(h) for for contracts involving the acquisition of existing computer software (in lieu of FAR 52.227-19)	None	Applies if contractor has developed software for commercial sale and will then be delivering it to the Government. Clause ensures that Government will have the right to use the software for Government purposes.
1852.228-72	Cross-Waiver of Liability for Space Shuttle Services	SEP 1993	18-28.371(b) for contracts over \$100,000 involving Space Shuttle payloads, or at 1828.371(e) for contracts under \$100,000 at the C.O.'s discretion.	None	Parties working on a shuttle launch project agree not to sue each other for damages to their property or employees while working on the project
1852.228-75	Minimum Insurance Coverage	OCT 1988	18-28.372 for fixed-price contracts performed at government installations	FAR 28.306(b)	Since the University is self-insured, this clause is inappropriate. It would also require the University to waive its rights of subrogation against the U.S., which is unacceptable. The clause is optional and should not be accepted.
1852.228-76	Cross-Waiver of Liability for Space Station Activities	DEC 1994	1828.371(d) for most contracts over \$100,000 involving space station services, or at 1828.371(e) for contracts under \$100,000 at the C.O.'s discretion.	None	See 1852.228-72
1852.228-78	Cross-Waiver of Liability for NASA Expendable Launch Vehicle (ELV) Launches	SEP 1993	1828.371(c) for most contracts over \$100,000 involving ELV launch services, or at 1828.371(e) for contracts under \$100,000 at the C.O.'s discretion.	None	See 1852.228-72
1852.231-71	Determination of Compensation Reasonableness	MAR 1994	1831.205-671 for most service contracts over \$500,000	None	Not applicable to research
1852.232-12	Advance Payments	[N.D.]	18-32.412 for contracts containing FAR clause 52.232-12 (same title)	None	Specifies a dollar limit for unliquidated advances in addition to the percentage specified in FAR 52.232-12.
1852.232-81	Contract Funding	JUN 1990	18-32.705-270(b) for contracts containing FAR clause 52.232-22 (Limitation of Funds)	None	Allows the Contracting Officer to specify a dollar amount allotted, and the estimated period of performance, for the

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1852.235-70	Center for Aerospace Information	NOV 1992	18-27.409(i) and 18-35.070(a) for all R&D contracts	None	Encourages contractor to make use of the Center for AeroSpace Information. Reiterates that last page of any tech. report be on SF298.
1852.235-71	Key Personnel and Facilities	MAR 1989	18-35.070(b) for contracts awarded on the basis that the contractor has special capabilities	None	Identifies key personnel and requires NASA approval to remove, replace or divert any of the listed people.
1852.242-70	Technical Direction	SEP 1993	18-42.7001 for contracts where technical direction is appropriate	None	Clause is not authorized for use in contracts with educational institutions.
1852.242-71	Travel Outside of the United States	DEC 1988	18-42.7002 for contracts under which contractor personnel may travel outside the U.S.	None	Use of the clause is authorized when it is 'appropriate to require Government approval of the travel.'
1852.242-73	NASA Contractor Financial Management Reporting	APR 1994	18-42.7202(a) for contracts that require submission of any of the NASA Form 533 series of reports (excluding Form 533P)	None	Requires financial reporting to be done on Form 533 and refers to contract schedule for specification of reporting categories and frequency of reporting.
1852.243-70	Engineering Change Proposals I and/or II	SEP 1993	1843.205-70(a) when impact evaluation information is required	See DFARS 252.243-7000	Either party may initiate engineering change proposals. Alt I is used to stop the contractor from asking for small changes. Alt II is used in cost reimbursement contracts. Local form may be substituted for MIL-STD form used to prepare proposal.
1852.244-70	Geographic Participation in the Aerospace Program	APR 1985	18-44.170 for all R&D contracts over \$500,000	None	Contractor will use best efforts to seek subcontractors from all geographic regions.
1852.245-70	Acquisition of Centrally Reportable Equipment	MAR 1989	18-45.106-70(a) for all contracts that include a Government property clause (e.g. FAR 52.245-5)	None	Requires federal screening before contractor may acquire certain types of equipment (generally plant equipment or special test equipment). Similar to DIPEC

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					screening on a DoD contract.
1852.245-73	Financial Reporting of Government-Owned/Contractor-Held Property	JUL 1994	18-45.106-70(d) for all contracts unless it is virtually certain Government property will not be furnished or acquired	None	Requires property inventory reports and specifies where reports should be sent. Reports are due 10/31 for each year ending 9/30.
1852.245-75	Title to Equipment	MAR 1989	18-45.106-70(f) for contracts containing FAR 52.245-2 (Alt II) or FAR 52.245-5 (Alt I)	None	Usually gives title to property costing less than \$5000 to the contractor. Requires reporting of all property purchased costing more than \$5000 (or other limit set by the Contracting Officer), title to which is vested in the Government.