



Terms and Conditions of Purchase Supplement 2 (DFAR) Revision: 4 (14 Jan 2021)

1. When the materials or products furnished are for use in connection with a U.S. Government prime contract or subcontract, in addition to Diamond's Terms and Conditions of Purchase, including Supplement 1 (FAR), the following provisions shall apply. The effective version of each Department of Defense Acquisition Regulation ("DFAR") provision shall be the same version as that in effect at the time the order is placed. In the event of a conflict between these provisions and Diamond's Terms and Conditions of Purchase, including Supplement 1 (FAR), the applicable DFAR provisions shall control.
2. In all clauses listed, the term "Government", "Contracting Officer", and "Contractor" shall be revised to suitably identify the parties herein and affect the proper intent of the clause or provision.
3. Seller shall include the following clauses in its lower-tier purchase orders, as required. If any of the following DFAR clauses do not apply to a particular purchase order, such clauses are considered to be self-deleting.

A. APPLICABLE TO ALL ORDERS:

- 252.203-7002 Requirement to Inform Employees of Whistleblower Rights
- 252.204-7000 Disclosure of Information
- 252.204-7008 Compliance with Safeguarding Covered Defense Information Controls
- 252.204-7009 Limitations on the Use or Disclosure of Third-Party Contractor-Reported Cyber Incident Information
- 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting
- 252.204-7015 Notice of Authorized Disclosure of Information for Litigation Support
- 252.204-7018 Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services
- 252.204-7019 Notice of NIST SP800-171 DoD Assessment Requirements
- 252.204-7020 NIST SP800-171 DoD Assessment Requirements
- 252.209-7001 Disclosure of Ownership or Control by the Government of a Terrorist Country
- 252.211-7003 Item Unique Identification and Valuation
- 252.223-7006 Prohibition on Treatment and Disposal of Toxic or Hazardous Materials
- 252.223-7008 Prohibition of Hexavalent Chromium (unless exception of Subpart.223.7304 applies)
- 252.225-7001 Buy American and Balance of Payments Program
- 252.225-7007 Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies
- 252.225-7016 Restriction of Acquisition of Ball and Roller Bearings
- 252.225-7025 Restriction on the Acquisition of Forgings
- 252.225-7027 Restriction of Contingent Fees for Foreign Military Sales
- 252.225-7028 Exclusionary Policies and Practices of Foreign Governments
- 252.225-7036 Buy American – Free Trade Agreements – Balance of Payments Program
- 252.225-7048 Export-Controlled Items
- 252.227-7013 Rights in Technical Data - Noncommercial Items
- 252.227-7015 Technical Data - Commercial Items
- 252.227-7016 Rights in Bid or Proposal Information
- 252.227-7025 Limitation on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends
- 252.227-7026 Deferred Delivery of Technical Data or Computer Software

- 252.227-7030 Technical Data - Withholding of Payment
- 252.227-7037 Validation of Restrictive Markings on Technical Data
- 252.228-7005 Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles
- 252.231-7000 Supplemental Cost Principles
- 252.243-7001 Pricing of Contract Modifications
- 252.239-7010 Cloud Computing Services
- 252.239-7018 Supply Chain Risk
- 252.244-7000 Subcontracts for Commercial Items and Commercial Components
- 252.246-7001 Warranty of Data
- 252.246-7003 Notification of Potential Safety Issues
- 252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System
- 252.246-7008 Sources of Electronic Parts
- 252.247-7023 Transportation of Supplies by Sea
- 252.247-7024 Notification of Transportation of Supplies by Sea

B. ORDERS OVER \$150,000 ALSO INCLUDE:

- 252.249-7002 Notification of Anticipated Contract Terminations or Reductions (less paragraph (d)(1))
- 252.209-7004 Subcontracts with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism

C. ORDERS OVER \$500,000 ALSO INCLUDE:

- 252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns

D. ORDERS OVER \$700,000 ALSO INCLUDE:

- 252.225-7004 Report of Intended Performance Outside the United States and Canada – Submission After Award

E. ORDERS OVER \$1,000,000 ALSO INCLUDE:

- 252.222-7006 Restrictions on the Use of Mandatory Arbitration Agreements
- 252.225-7033 Waiver of United Kingdom Levies

F. ORDERS OVER \$1,500,000 ALSO INCLUDE:

- 252.211-7000 Acquisition Streamlining

G. ORDERS OVER \$5,500,000 ALSO INCLUDE:

- 252.203-7004 Display of Hotline Posters

H. ORDERS EXCEEDING THE SIMPLIFIED ACQUISITION THRESHOLD ALSO INCLUDE:

- 252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense Contract Related Felonies
- 252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals

I. UNLESS OTHERWISE EXEMPT ALSO INCLUDE:

- 252.215-7000 Pricing Adjustments
- 252.219-7003 Small Business Subcontracting Plan (DoD Contracts)

4. The Seller, by accepting this Order, hereby certifies compliance to the below.

- 252.222-7007 Representation Regarding Combating Trafficking in Persons
- 252.225-7031 Secondary Arab Boycott of Israel
- 252.225-7035 Buy American-Free Trade Agreements - Balance of Payments Program Certificate Basic