



**COST REIMBURSEMENT NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA) FLOWDOWN
PROVISIONS FOR SUBCONTRACTS/PURCHASE ORDERS FOR NON-COMMERCIAL ITEMS UNDER A U.S.
GOVERNMENT PRIME CONTRACT**

A. **INCORPORATION OF NASA FAR SUPP CLAUSES**

The National Aeronautics and Space Administration (NASA) FAR Supplement (NASA FAR Supp) clauses referenced below are incorporated herein by reference, with the same force and effect as if they were given in full text, and are applicable, including any notes following the clause citation,

5. Communication/notification required under this clause from/to the Contractor to/from the Contracting Officer shall be through LOCKHEED MARTIN.
6. Insert “and LOCKHEED MARTIN” after “Contracting Officer” throughout the clause.
7. Insert “or LOCKHEED MARTIN Procurement Representative” after “Contracting Officer” throughout the clause.

D. AMENDMENTS REQUIRED BY PRIME CONTRACT

Contractor agrees that upon the request of LOCKHEED MARTIN it will negotiate in good faith with LOCKHEED MARTIN relative to amendments to this Contract to incorporate additional provisions herein or to change provisions hereof, as LOCKHEED MARTIN may reasonably deem necessary in order to comply with the provisions of the applicable Prime Contract or with the provisions of amendments to such Prime Contract. If any such amendment to this Contract causes an increase or decrease in the estimated cost of, or the time required for, performance of any part of the Work under this Contract, an equitable adjustment shall be made pursuant to the “Changes” clause of this Contract.

E. PRESERVATION OF THE GOVERNMENT’S RIGHTS

If LOCKHEED MARTIN furnishes designs, drawings, special tooling, equipment, engineering data, or other technical or proprietary information (Furnished Items) to which the U. S. Government owns or has the right to authorize the use of, nothing herein shall be construed to mean that LOCKHEED MARTIN, acting on its own behalf, may modify or limit any rights the Government may have to authorize the Contractor’s use of such Furnished Items in support of other U. S. Government prime contracts.

F. NASA FAR SUPPLEMENT FLOWDOWN CLAUSES

REFERENCE TITLE

1. The following NASA FAR Supp clauses apply to this Contract:

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| (a) | 18-52.208-81 | RESTRICTIONS ON PRINTING AND DUPLICATING (NOV 2004) (Note 2 applies.) |
| (b) | 18-52.211-70 | PACKAGING, HANDLING, AND TRANSPORTATION (SEPT 2005) (Note 2 applies.) |
| (c) | 18-52.219-74 | USE OF RURAL AREA SMALL BUSINESSES (SEP 1990) |
| (d) | 18-52.219-76 | NASA 8 PERCENT GOAL (JUL 1997) |
| (e) | 18-52.225-70 | EXPORT LICENSES (FEB 2000) |
| (f) | 18-52.227-14 | RIGHTS IN DATA - GENERAL (undated) (Modifies FAR 52.227-14, RIGHTS IN DATA – GENERAL; Note 5 applies.) |
| (g) | 18-52.242-73 | NASA CONTRACTOR FINANCIAL MANAGEMENT REPORTING (NOV 2004) (Note 2 applies.) |

2. The following NASA FAR Supp clauses apply to this Contract if the value of this Contract equals or exceeds \$100,000:

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| (a) | 18-52.244-70 | GEOGRAPHIC PARTICIPATION IN THE AEROSPACE PROGRAM (APR 1985) |
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3. The following NASA FAR Supp clauses apply to this Contract if the value of this Contract equals or exceeds \$500,000:

4. **The following NASA FAR Supp clauses apply to this Contract as indicated:**

- (n) 18-52.237-71 PENSION PORTABILITY (JAN 1997) (Applicable if this Contract is for services and meets the conditions of paragraph (b) of the clause.)
- (o) 18-52.242-71 TRAVEL OUTSIDE OF THE UNITED STATES (DEC 1988) (Applicable if this Contract requires travel to locations outside of the United States that will be charged direct to the Contract. Substitute “45” days” for “30 days” in the clause. Note 2 applies.)
- (p) 18-52.242-72 OBSERVANCE OF LEGAL HOLIDAYS (AUG 1992) and (ALT I) (SEP 1989) (Applicable if this Contract is cost reimbursable and Work will be performed at a NASA installation.)
- (q) 18-52.245-72 LIABILITY FOR GOVERNMENT PROPERTY FURNISHED FOR REPAIR OR OTHER SERVICES (MAR 1989) (Note 2 applies; note 3 applies only to the first two times “Government” appears in paragraph (e).)
- (r) 18.52.245-73 FINANCIAL REPORTING OF NASA PROPERTY IN THE CUSTODY OF CONTRACTORS
the (OCT 2003) (Applicable if the Contractor will possess NASA property during the performance of Contract. Delete paragraph (b). Reports required by paragraph (c) shall be submitted to LOCKHEED MARTIN no later than October 10. Notes 2 and 4 apply to paragraph (c).)
- (s) 18-52.246-70 MISSION CRITICAL SPACE SYSTEMS PERSONNEL RELIABILITY PROGRAM (MAR 1997)
with (Applicable where Contractor employees will hold positions designated as critical in accordance 14 CFR 1214.5.)
- (t) 18-52.246-73 HUMAN SPACE FLIGHT ITEM (MAR 1997) (Applicable if this Contract is for human space
flight hardware or flight related equipment.)
- (u) 18-52.247-71 PROTECTION OF THE FLORIDA MANATEE (MAR 1989) (Applicable if Contractor is involved in vessel operations, dockside work, and selected disassembly functions within the Kennedy Space Center waterways as defined in the clause.)