

EXHIBIT E
THE TEXAS A&M UNIVERSITY SYSTEM OFFICES
FEDERAL FUNDS TERMS AND CONDITIONS

Federal Funding – All standard federal terms and conditions apply to this purchase order.

FEDERALLY FUNDED PURCHASES

The Vendor shall comply with all federal regulations relating to the performance of services or deliverables provided for in this Purchase Order. In addition, Vendor agrees to flow-down all applicable clauses to lower-tier Vendors. The Agency complies with 2 CFR 200 Uniform Guidance.

FEDERAL REQUIREMENTS ON ALL PURCHASES

- Security Requirements (applicable if access to classified material is involved) FAR 52.204-2
- Equal Employment Opportunity - Executive Order 11246 as amended by Executive Order 11375 and supplemented by 41 CFR part 60
- Copeland Anti-kickback Act (for construction and repair 18 USC 874 as supplemented by Department of Labor regulations 29 CFR part 3
- Davis-Bacon Act, as amended 40 USC 276a to a-7 and supplemented by Department of Labor regulations 29 CFR part 5
- Contract Work Hours and Safety Standards Act 40 USC 327-333 and supplemented by Department of Labor regulations 29 CFR part 5.
- Rights to Inventions Made under a Contract or Agreement - 37 CFR part 401
- Preference for Privately Owned U.S.-Flag Commercial Vessels - FAR 52.247-64
- Hazardous Material Identification and Material Safety Data policy (when applicable) FAR 52.223-3
- Filing of Patent Applications – Classified Subject Matter FAR 52.227-10
- Patents Rights – Ownership by Vendor and Government FAR 52.227-11 and 52.227.13
- Rights in Data – General FAR 52.227-14
- Authorization and Consent Patents and Copyrights 52.227-1
- Notice and Assistance Regarding Patent and Copyright Infringements FAR 52.227.2
- Buy American Act – Supplies FAR 52.225-3
- Government Property FAR 52.245-5
- Notice of Radioactive Materials FAR 52.223-7
- Privacy Act FAR 52.224-2

FEDERAL REQUIREMENTS ON PURCHASES GREATER THAN \$2,500

- Restrictions on Certain Foreign Purchases FAR 52.225-13
- McNamara –O’Hara Service Contracts Act 41 U.S.C. 351 *et seq.*

FEDERAL REQUIREMENTS ON PURCHASES GREATER THAN \$10,000

- Prohibition of Segregated Facilities FAR 52.222-21
- Equal Opportunity FAR 52.222-26
- Affirmative Action for Workers with Disabilities FAR 52.222-36
- Walsh-Healy Public Contracts Act FAR 52.222.20

FEDERAL REQUIREMENTS ON PURCHASES GREATER THAN \$25,000

- Affirmative Action for Disabled Veterans and Vietnam of the Vietnam Era FAR 52.222-35
- Employment Reports on Special Disabled Veterans and Vietnam of the Vietnam Era FAR 52.222-37
- Debarment and Suspension Executive Orders 12549 and 12689

FEDERAL REQUIREMENTS ON PURCHASES GREATER THAN \$100,000

- Anti-kickback procedures FAR 52.203-7
- Restrictions on Vendor Sales to the Government FAR 52-203.6
- Audit and Records Negotiation (if document was entered by negotiation) FAR52.215.2
- Integrity of Unit Prices FAR 52.215-14
- Contract Work Hours and Safety Standards Act FAR 52.222-4
- Clean Air and Water FAR 52.223-2
- Clean Air Act (42 U.S.C. 7401 et seq.)
- Federal Water Pollution Control Act 33 U.S.C. 1251, et seq.
- Drug-Free Workplace FAR 52.223-6
- Byrd Anti-Lobbying Amendment 31 U.S.C. 1352
- Utilization of Small Business Concerns FAR 52.219-8
- Preference for US Flag Carriers FAR 52.247-63
- Toxic Chemical Release Reporting 52.223-14

FEDERAL REQUIREMENTS ON PURCHASES GREATER THAN \$500,000

- Cost Accounting Standards – Educational Institutions FAR 52.230-5
- Administration of Cost Accounting Standards FAR 52.230-6
- Vendor Cost or Pricing Data – Modifications FAR 52.215-13

FEDERAL REQUIREMENTS ON PURCHASES GREATER THAN \$650,000

- Small Business and Small Disadvantaged Business Subcontracting Plans FAR 52.219-9
- Liquidated Damages – Subcontracting Plan FAR 52.219-16

AFFIRMATIVE ACTION

The Vendor shall not maintain or provide racially segregated facilities for employees at any establishment under his control. Vendor agrees to adhere to the principles set forth in Executive Orders 13672 and 11375, Section 503 of the Rehabilitation Act of 1973, and USC 2012 (Disabled Veterans and Veterans of the Vietnam Era), and to undertake specifically: to maintain employment policies and practices that affirmatively promote equality of opportunity for minority group persons and women; to take affirmative steps to hire and promote women and minority group persons at all job levels and in all aspects of employment; to communicate this policy in both English and Spanish to all persons concerned within his company, and to discuss with THE AGENCY the policies and practices relating to the Vendor's Affirmative Action program.

FEDERAL EQUAL OPPORTUNITY

The Vendor shall abide by the requirements of 41 CFR 60-741.5(a). This regulation prohibits discrimination against qualified individuals on the basis of disability, and requires affirmative action by covered prime Vendors to employ and advance in employment qualified individuals with disabilities.