THE BOEING COMPANY SPECIAL PROVISIONS SP1
(16 November 2026)
REPRESENTATIONS AND CERTIFICATIONS

[Note: 18 U.S.C. 1001 makes it a crime to knowingly or willfully make false statements in any matter within the jurisdiction of the executive, legislative, or judicial branch of the Government of the United States].

A. REPRESENTATION REGARDING DEBARMENT, SUSPENSION, PROPOSED DEBARMENT OR DECLARED INELIGIBLE STATUS (Reference FAR 52.209-6)

1. The Offeror represents that the Offeror and/or any of its Principals are not presently debarred, suspended, proposed for debarment by the Federal Government or declared ineligible for award of Government contracts or subcontracts;

2. The Offeror shall provide immediate written notice to the Buyer if the Offeror learns that its certification was erroneous when submitted or if the Offeror and/or any of its Principals hereafter becomes debarred, suspended, proposed for debarment by the Federal Government or declared ineligible for award of Government contracts or subcontracts.

B. CERTIFICATION AND DISCLOSURE REGARDING PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS (Reference FAR 52. 203-11.)

a. *Definitions.* As used in this provision, "Lobbying contact" has the meaning provided at 2 U.S.C. 1602(8). The terms "agency," "influencing or attempting to influence," "officer or employee of an agency," "person," "reasonable compensation," and "regularly employed" are defined in the FAR clause of this solicitation entitled "Limitation on Payments to Influence Certain Federal Transactions" (52.203-12).

b. *Prohibition.* The prohibition and exceptions contained in the FAR clause of this solicitation entitled "Limitation on Payments to Influence Certain Federal Transactions" (52.203-12) are hereby incorporated by reference in this provision.

c. *Certification.* The Offeror, by signing its offer, hereby certifies to the best of its knowledge and belief that no Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on its behalf in connection with the awarding of this contract.

d. *Disclosure.* If any registrants under the Lobbying Disclosure Act of 1995 have made a lobbying contact on behalf of the Offeror with respect to this contract, the Offeror shall complete and submit, with its offer, OMB Standard Form LLL, Disclosure of Lobbying Activities, to provide the name of the registrants. The Offeror need not report regularly employed officers or employees of the Offeror to whom payments of reasonable compensation were made.

e. *Penalty.* Submission of this certification and disclosure is a prerequisite for making or entering into this contract imposed by 31 U.S.C. 1352. Any person who makes an expenditure prohibited under this provision or who fails to file or amend the disclosure required to be filed or amended by this provision, shall be subject to civil penalties as provided in 31 U.S.C 1352. An imposition of a civil penalty does not prevent the Government from seeking any additional remedy that may be applicable.

f. Should the Offeror's circumstances change during the life of any resulting subcontract with respect to the above, the Offeror will notify Buyer immediately.

g. The Offeror shall obtain a declaration, including the certification and disclosure in paragraphs (c) and (d) above, from each person requesting or receiving a subcontract that exceeds the threshold specified in FAR 3.808 on the date of the subcontract award.

C. SYSTEM FOR AWARD MANAGEMENT (SAM)

The Offeror represents that it:

- ○ will maintain active registration in the U.S. government **SAM** database (see FAR 52.204-7) when submitting contract award, during contract performance, and through final payment of any contract issued by Buyer.

- ○ will not maintain active registration in the U.S. government **SAM** database as it is otherwise exempt under FAR 4.1102.

D. FOREIGN BUSINESS STATUS

The Offeror represents, pursuant to government law or regulation, that it:

- ○ is a foreign business concern (i.e., a business concern organized or existing under the laws of a country other than the United States or its territories or possessions).
- ○ is not a foreign business concern (i.e., a business concern organized or existing under the laws of the United States or its territories or possessions).

E. CERTIFICATION OF REGISTRATION WITH THE CANADIAN GOODS DIRECTORATE

(Reference Defense Production Act (http://laws-lois.justice.gc.ca/eng/acts/d-1/) and Controlled Goods Regulations (http://laws-lois.justice.gc.ca/eng/regulations/SOR-2001-32/). Applies if the Offeror is located in Canada.)

The Offeror certifies that it:

- ○ is, or ○ is not required to be registered to manufacture or export defense articles, or furnish defense services as required by the Canadian Goods Directorate (CGD). If required to be registered, the Offeror certifies that it is currently registered with the CGD.

F. CERTIFICATION OF REGISTRATION WITH THE DIRECTORATE OF DEFENCE TRADE CONTOLS (DDTC)

The Offeror certifies that it:

- ○ is, or ○ is not required to be registered to manufacture or export defense articles or furnish defense services as required by the International Traffic in Arms Regulations (22 C.F.R. Part 122). If required to be registered, the Offeror certifies that it is currently registered with DDTC.

G. ANNUAL CERTIFICATION REGARDING COMBATING TRAFFICKING IN PERSONS (Reference FAR 52.222-50(h)(5))

The Offeror certifies that it:

- ○ has or ○ has not received one or more subcontracts containing FAR 52.222-50 in which Form X37101, Certification Regarding Combating Trafficking in Persons, has been executed in the preceding 12 months and/or is currently performing such subcontract(s).

If not, stop here.

If yes, the Offeror certifies that it:

- ○ has or ○ has not implemented compliance plans for each and every Boeing subcontract, and that the purpose of such plans is to prevent any prohibited activities identified at paragraph (b) of FAR 52.222-50 and to monitor, detect, and terminate any Offeror employee, agent, subcontract or subcontractor employee engaging in prohibited activities; and

After having conducted due diligence for each such subcontract, either—

- ○ is not aware that it or any of its agents, subcontractors, or their agents are engaged in any such activities on any of the subcontracts; or
- ○ abuses relating to any of the prohibited activities identified in paragraph (b) of FAR 52.222-50 have been found and the appropriate remedial and referral actions have been taken.

H. CERTIFICATION OF COUNTERFEIT PARTS PLAN INCLUDING COUNTERFEIT ELECTRONIC PARTS DETECTION AND AVOIDANCE SYSTEMS (Reference DFARS 252.246-7007 and 252.246-7008)

The Offeror certifies that it:

- ○ does or ○ does not provide goods or services that are Electrical, Electronic, and Electro-mechanical (EEE) parts or contain EEE parts. (note: Electrical connectors are considered EEE parts.)

If no, do not proceed further.

If yes, Offeror further certifies that it:

○ does or ○ does not have a Counterfeit Parts Plan in place for the detection and avoidance of counterfeit goods or services.

And such plan-

○ is or ○ is not consistent with References DFARS 252.246-7007 and 252.246-7008 and Industry Standards (e.g. SAE's AS5553, AS6081, and A6496).

I. CERTIFICATION OF NIST SP 800-171 DoD ASSESSMENT AND SPRS REPORTING REQUIREMENTS (Reference DFARS 252.204-7020)

The Offeror certifies that it:

a. ○ is or ○ is not receiving Controlled Unclassified Information (CUI) or Covered Defense Information (CDI) under one or more subcontracts containing DFARS 252.204-7020.

If no, stop here. Offeror certifies that if the response changes from no to yes under one or more new subcontracts from the signing of these SP1 Representations and Certifications, Offeror shall notify Boeing and provide an updated SP1.

If yes, the Offeror certifies that it:

b. ○ has completed a NIST SP 800-171 self-assessment, an assessment performed by the DCMA Defense Industrial Base Cybersecurity Assessment Center (DIBCAC), or a Joint Surveillance Voluntary Assessment (JSVA) conducted by an authorized CMMC 3rd Party Assessment Organization (C3PAO) within the last three (3) years or within a lesser time if specified in the solicitation/contract:

The Offeror certifies that it:

(check each box that is applicable)

i. ☐ has completed a NIST SP 800-171 Basic Assessment

ii. ☐ has had a NIST SP 800-171 Medium Assessment completed by the government

iii. ☐ has had a NIST SP 800-171 High Assessment completed by the government.

c. ○ The Offeror certifies the above Assessment has been posted in the USG Supplier Performance Risk System.

J. REPORTING AWARD INFORMATION AND EXECUTIVE COMPENSATION INFORMATION
(See FAR 52.204-10 for definitions of terms used in this section.)

1. Award Information

Unique Entity Identifier (UEI): _____

(a) In accordance with FAR 52.204-10, Executive Compensation and First-Tier Subcontract Award data will be provided to the Federal Funding Accountability and Transparency Act Sub-Award Reporting System (www.sam.gov) for orders valued at $30,000.00 or more.

(b) In the previous tax year was Offeror's gross income from all sources under $300,000?

☐ **YES** ☐ **NO**

2. Executive Compensation Information

(a) In Offeror's preceding fiscal year, did Offeror receive 80 percent or more of its annual gross revenues from Federal contracts (and subcontracts), loans, grants (and subgrants), cooperative agreements, and other forms of Federal financial assistance?

☐ **YES** ☐ **NO**

If YES, proceed to (b) below. If NO, proceed to 3 below.

(b) In Offeror's preceding fiscal year, did Offeror receive $25,000,000 or more in annual gross revenues from Federal contracts (and subcontracts), loans, grants (and subgrants), cooperative agreements, and other forms of Federal financial assistance?

If YES, proceed to (c) below. If NO, proceed to 3 below.

☐ **YES** ☐ **NO**

(c) Does the public have access to information about the compensation of the Executive through periodic reports filed under section 13(a) or 15(d)of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986? (To determine if the public has access to the compensation information, see U.S. Securities and Exchange Commission Summary Compensation Table at http://www.sec.gov/answers/execomp.htm.)

☐ **YES** ☐ **NO**

If YES, proceed to 3 below. If NO, proceed to (d) below.

(d) Offeror must either complete the table at subsection (d)(i) with the names and total compensation of each of the Offeror's five most highly compensated Executives for its preceding completed fiscal year, or Offeror must complete the certification at subsection (d)(ii). If Buyer awards Offeror a contract, Offeror shall update the information in this section M for Offeror's fiscal year preceding the date of award of such contract:

Would you like to complete the ☐ table or ☐ certification?

(i)

Number	Name	Total Compensation ** (US $)
1.		
2.		
3.		
4.		
5		

**Total Compensation: The cash and noncash dollar value earned by the executive during the Offeror's preceding fiscal year and includes the following: salary and bonus, award of stock, stock options, and stock appreciation rights, earnings for services under non-equity incentive plan, changes in pension value, and above-market earnings on deferred compensation which is not tax-qualified, as well as other compensation, if the aggregate value of all such other compensation (e.g. severance, termination payments, value of life insurance paid on behalf of the employee, perquisites or property) for the executive exceeds $10,000.00. For more information see FAR 52.204-10 or 17 CFR 229-402(c)(2)

OR

(ii) ☐ Offeror certifies that Offeror has a complete and active registration in the System for Award Management (SAM) in which the Offeror has reported the names and total compensation of each of its five most highly compensated executives for its preceding fiscal year in accordance with FAR 52.204-10.

3. ☐ Offeror hereby acknowledges and agrees that Offeror shall, at the time of award that is subject to FAR 52.204-10, provide Buyer the Offeror's applicable and current information which Buyer is required by law to report to the US Government and which information will be made available to the public.

K. ALLOWABLE COST AND PAYMENT (Reference FAR 52.216-7)

The Offeror represents that it:

○ has US Government established and agreed upon Final Annual Indirect Cost Rates through the rate year of: _____(latest), or

○ does not have US Government established and agreed upon Final Annual Indirect Cost Rates AND does not engage in any Cost-type contracts with Boeing under US Government Prime Contracts.

Definition. As used in this provision -- Final indirect cost rate means the indirect cost rate established and agreed upon by the Government and the contractor as not subject to change. It is usually established after the close of the contractor's fiscal year (unless the parties decide upon a different period) to which it applies. For cost-reimbursement research and development contracts with educational institutions, it may be predetermined; that is, established for a future period on the basis of cost experience with similar contracts, together with supporting data. (FAR 2.101, "Definitions")

BUSINESS STATUS

The establishment of the Offeror's business size, status and other representations are required by government regulations and corporate policy. The Boeing Company and/or affiliates are required to obtain business size and classification of its suppliers and subcontractors in advance of any procurement transactions. Any representation by the Offeror and assigned profile of record shall be fully incorporated into all contractual obligations.
Supplier Certification Instructions

[NOTE: use of the U.S. government database System for Award Management (SAM) is not required for the purposes of representing business size or socioeconomic status (ownership) information in connection with a subcontract].

North American Industry Classification Code Systems (NAICS) Information

Insert the primary six-digit NAICS code that identifies the procurement and/or business establishments according to various industry classifications. The below business size must be determined by the size standard of the identified NAICS (see 13 CFR 121.201). Wholesale NAICS (42, 44, and 45 series) prohibited per 13 CFR 121.201. https://www.census.gov/naics/

NAICS

Code	Description		Size standard in millions of dollars	Size standards in number of employees
		Primary		
		Secondary		
		Secondary		
		Secondary		
		Secondary		
		Secondary		
		Secondary		

(Additional NAICS entries may be made on page 7)

Size Information
(Check one block only)

US Suppliers:

- ○ Small Business (SB)
- ○ Large Business (LB)
- ○ Non-Profit Organization
- ○ AbilityOne
- ○ Historically Black College/University or Minority Institution (HBCU/MI)

Non-US Suppliers:

- ○ Large Business
- ○ Medium Business
- ○ Small Business
- ○ Micro Business

Ownership Information
(*Check all blocks that apply* - some suppliers may have multiple designations (self-certified and certified))

- ☐ Small Disadvantaged Business (SDB)
- ☐ Alaska Native Corporation (ANC)
- ☐ Indian Tribes (Federally Recognized)
- ☐ Self-Certified Veteran (American) Owned

☐ *SBA-Certified Veteran-Owned Small Business

☐ Self-Certified Service-Disabled Veteran (American) Owned

☐ *SBA-Certified Service-Disabled Veteran-Owned Small Business

☐ Self-Certified Women-Owned

☐ *SBA-Certified Women-Owned Small Business

☐ *Certified Women-Owned: WBENC (United States)

☐ *SBA-Certified HUBZone Small Business

☐ *Certified Micro, Small, or Medium Enterprise (MSME)

* A copy of 3rd party certificate or a profile printout of SAM.gov or SBA SBS MUST be provided with this form: SAM.gov or SBA - Small Business Search

NOTICE: Offeror represents that the size and socioeconomic status representations with its offer are current, accurate, and complete as of the date of the offer to Buyer. In accordance with 15 U.S.C. 645(d), any person or concern who misrepresents a firm's proper size classification shall (1) punished by imposition of a fine, imprisonment or both; (2) be subject to administrative remedies (including but not limited to suspension and debarment); and (3) be subject to ineligibility for participation in programs conducted under the authority of the Small Business Act.

The Offeror represents, warrants, and certifies to The Boeing Company ("Boeing" or "Buyer") and the United States Government that the information and disclosures contained in this Special Provision SP1 Representations and Certifications are true and correct in all respects. The Offeror represents that the size and status representations with its offer are current, accurate, and complete as of the date of the offer to Buyer. The Offeror acknowledges and agrees that Boeing will rely on these representations, warranties, and certifications. [Note: 18 U.S.C. 1001 makes it a crime to knowingly or willfully make false statements in any matter within the jurisdiction of the executive, legislative, or judicial branch of the Government of the United States].

OFFEROR'S EXECUTION

Offeror's signature below applies to all provisions above.

Company Name 1:_____ Certification Date:_____

Company Name 2:_____

Address 1: _____

Address 2: _____

City: _____

State: _____

Province: _____

Postal Code: _____

Country Code: _____

(Offeror's location where performance will occur)

Name: _____ Phone: _____

Email: _____

Title: _____

Signed: _____

Additional NAICS Codes

Code	**Description**	
		Primary
		Secondary
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