

COMPLIANCE WITH SAFEGUARDING

COVERED DEFENSE INFORMATION AND CYBER INCIDENT REPORTING

1. The Subcontractor shall make its representation and certification by selecting **only one** (1) of the following in a) through c) below:

a) The Subcontractor qualifies for the COTS exception as set forth in DFARS 204.7304, and the Subcontractor represents and certifies that it

_____Solely provides COTS items as defined in Federal Acquisition Regulation 2.101; and therefore, the Subcontractor qualifies for the exception to DFARS 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting (OCT 2016) as prescribed in DFARS 204.7304. By making this representation and certification, the Subcontractor agrees to only provide COTS items under any resultant award of a subcontract or purchase order; **or**

b) The Subcontractor has not collected, developed, received, transmitted, used or stored “covered defense information” and does not anticipate that it will collect, develop, receive, transmit, use or store “covered defense information” on Subcontractor’s “covered contractor information system” as defined in DFARS 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting (OCT 2016) in support of proposal and/or agreement with VT Milcom Inc, and the Subcontractor represents and certifies that it

_____Will not collect, develop, receive, transmit, use or store “covered defense information” on Subcontractor’s “covered contractor information system” as defined in DFARS 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting (OCT 2016) in support of a proposal and/or agreement with VT Milcom Inc.; **or**

c) The Subcontractor represents and certifies that it

_____Complies with the requirements of DFARS 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting (OCT 2016) has implemented the security requirements in National Institute of Standards and Technology (NIST) Special Publication (SP) 800-171, “Protecting Controlled Unclassified Information in Nonfederal Information Systems and Organizations” as set forth in DFARS 252.204-7012 by December 31, 2017; **or**

_____Does not comply with the requirements of DFARS 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting (OCT 2016) and did not implement the security requirements in National Institute of Standards and Technology (NIST) Special Publication (SP) 800-171, “Protecting Controlled Unclassified Information in Nonfederal Information Systems and Organizations” as set forth in DFARS 252.204-7012 by or after December 31, 2017; **or**

_____Did not comply with the requirements of DFARS 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting (OCT 2016) including implementation of the security requirements in National Institute of Standards and Technology (NIST) Special Publication (SP) 800-171, “Protecting Controlled Unclassified Information in Nonfederal Information Systems and Organizations” as set forth in DFARS 252.204-7012 by December 31, 2017, but shall fully comply on or before [*insert date* MM/DD/YYYY].

If the Subcontractor represents and certifies compliance with DFARS 252.204-7012, please provide the requested information for the substantiating documentation.

Document Name/Title	Doc Type	Doc Number	Version/Rev	Date
Example: ABC SS Plan	PDF	If applicable	5	2/24/2018

Subcontractor Name:

By Subcontractor's Authorized Representative:

Name: _____

Title: _____

Signature: _____

Date: _____