

**NON-DISCLOSURE AGREEMENT FOR CONTRACTOR  
EMPLOYEES AND SUBCONTRACTORS**

I, \_\_\_\_\_, am an employee of or a subcontractor to \_\_\_\_\_, a contractor acting under contract to the Program Executive Office under **Prime Contract No.** \_\_\_\_\_. I understand that in the performance of this task, I may have access to sensitive or proprietary business, technical, financial, and/or source selection information belonging to the Government or other contractors. Proprietary information includes, but is not limited to, cost/ pricing data, Government spend plan data, contractor technical proposal data, independent government cost estimates, negotiation strategies and contractor data presented in negotiations, contracting plans and statements of work. I agree not to discuss, divulge, or disclose any such information or data to any person or entity except the government person(s) directly concerned with the performance of this delivery order. I have read and understand the provisions of the Procurement Integrity Act as implemented in FAR 3.104 and I will not engage in any conduct prohibited by this Act or the FAR. Additionally I acknowledge and understand that if I violate any provision of this agreement for any reason my contract may be subject to investigation and potentially terminated.

The obligations imposed herein do not extend to information/data which:

- a) is in the public domain at the time of receipt or it came into the public domain thereafter through no act of mine;
- b) is disclosed with the prior written approval of the Contracting Officer;
- c) is demonstrated to have been developed by \_\_\_\_\_, or me independently of disclosures made hereunder;
- d) is disclosed pursuant to court order, after notification to the Contracting Officer;
- e) is disclosed inadvertently despite the exercise of the same reasonable degree of care a party normally uses to protect its own proprietary information.

\_\_\_\_\_  
(Printed Name of Employee or Subcontractor)

\_\_\_\_\_  
Date

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
Organization