

## **Important Information Regarding Applicable Court Orders and Injunctions on implementing the Requirements of Executive Order 14042**

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For existing contracts or contract-like instruments (including cooperative agreements; hereinafter “contracts”) that contain an Article<sup>1</sup> implementing the requirements of Executive Order 14042, NSF will take no action to enforce this Article, where the place of performance identified in the contract is in a U.S. state or outlying area subject to a court order prohibiting the application of requirements pursuant to the Executive Order (hereinafter, “Excluded State or Outlying Area”). In all other circumstances, NSF will enforce the Article, except for contractor employees who perform substantial work on or in connection with a covered contract in an Excluded State or Outlying Area, or in a covered contractor workplace located in an Excluded State or Outlying Area.

A current list of such Excluded States and Outlying Areas is maintained at <https://www.saferfederalworkforce.gov/contractors/>. Article 56 has been modified to include this new language.

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<sup>1</sup> See CA-FATC Article 56, “Ensuring Adequate COVID-19 Safety Protocols”