

## Department of Energy

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within the Headquarters procurement organization.

[49 FR 12032, Mar. 28, 1984; 49 FR 38951, Oct. 2, 1984, as amended at 59 FR 9108, Feb. 25, 1994; 62 FR 2312, Jan. 16, 1997]

### 945.608-3 Agency screening.

Items shall be reported to the contracting office and should be screened informally within the contracting office's complex of contractors and with other known users of the property at other DOE locations.

### 945.608-4 Limited screening.

(a) Prior to reporting to GSA, all nonreportable property, excluding scrap and salvage, shall be reported to the contracting office for a 15 day informal screening within the contracting office's complex of contractors and other appropriate DOE field locations.

### 945.608-5 Special items screening.

Prior to reporting to GSA, that property in FAR 45.608-5 (a), (b), and (d) shall be reported and screened within DOE in accordance with 945.608-2 and 945.608-3.

(c) *Printing equipment.* All printing equipment excess to requirements shall be reported to the Office of Administrative Services, Headquarters.

### 945.608-6 Waiver of screening requirements.

(a) The Director Office of Property Management, within the Headquarters procurement organization, is the designee who may authorize exceptions from screening requirements in accordance with the provisions of FAR 45.608-6.

(b) A request to the Director of the Office of Property Management, within the Headquarters procurement organization for the waiver of screening requirements must be submitted by the HCA with a justification setting forth the compelling circumstances warranting the exception.

[54 FR 27648, June 30, 1989, as amended at 59 FR 9108, Feb. 25, 1994]

### 945.610-4 Contractor inventory in foreign countries.

Contractor inventory located in foreign countries will be utilized and disposed of in accordance with DOE-PMR 41 CFR 109-43.5, and 45.51.

[49 FR 12032, Mar. 28, 1984; 49 FR 38951, Oct. 2, 1984]

## PART 947—TRANSPORTATION

### Subpart 947.70—Foreign Travel

Sec.

947.7000 [Reserved]

947.7001 Policy.

947.7002 Contract clause.

AUTHORITY: 42 U.S.C. 7101 et seq. and 50 U.S.C. 2401 et seq.

SOURCE: 49 FR 12038, Mar. 28, 1984, unless otherwise noted.

### Subpart 947.70—Foreign Travel

SOURCE: 65 FR 81007, Dec. 22, 2000, unless otherwise noted.

### 947.7000 [Reserved]

#### 947.7001 Policy.

Contractor foreign travel shall be conducted pursuant to the requirements contained in DOE Order 551.1C, or its successor, Official Foreign Travel, or any subsequent version of the order in effect at the time of award.

[65 FR 81007, Dec. 22, 2000, as amended at 74 FR 36368, July 22, 2009]

#### 947.7002 Contract clause.

When foreign travel may be required under the contract, the contracting officer shall insert the clause at 952.247-70, Foreign Travel.

[65 FR 81007, Dec. 22, 2000, as amended at 74 FR 36368, July 22, 2009]

## PART 949—TERMINATION OF CONTRACTS

### Subpart 949.1—General Principles

Sec.

949.101 Authorities and responsibilities.

949.106 Fraud or other criminal conduct.

949.111 Review of proposed settlements.

## 949.101

### Subpart 949.5—Contract Termination Clauses

949.501 General.  
949.505 Other termination clauses.

AUTHORITY: 42 U.S.C. 7254; 40 U.S.C. 486(c).

SOURCE: 49 FR 12038, Mar. 28, 1984, unless otherwise noted.

### Subpart 949.1—General Principles

#### 949.101 Authorities and responsibilities.

The Procurement Executive shall be notified prior to taking any action to terminate (a) contracts for the operation of Government-owned facilities, (b) any prime contract or subcontract in excess of \$10 million, and (c) any contract the termination of which is likely to provoke unusual interest.

#### 949.106 Fraud or other criminal conduct.

Any evidence of fraud or other criminal conduct in connection with the settlement of a contract termination shall be reported in accordance with 909.406.

#### 949.111 Review of proposed settlements.

(a) The Heads of Contracting Activities shall establish settlement review boards for the review of each termination settlement or determination of amount due under the termination clause of a contract or approval or ratification of a subcontract settlement when the action involves \$50,000 or more.

(b) Settlement review boards may be established for actions below \$50,000 when considered desirable by the Head of the Contracting Activity or when specifically requested by the contracting officer.

(c) Proposed settlement agreements or determinations in excess of contractual authority of the Heads of Contracting Activities will be transmitted to the Senior Procurement Executive for review and approval.

(d) Contracting officers shall not conclude proposed settlement or determinations until the approvals required by this subsection have been obtained.

[49 FR 12038, Mar. 28, 1984, as amended at 59 FR 9108, Feb. 25, 1994; 74 FR 36378, July 22, 2009]

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### Subpart 949.5—Contract Termination Clauses

#### 949.501 General.

The standard clauses set forth in FAR Subpart 49.5 are applicable as prescribed subject to the cost principles referenced in the various termination articles shall be in accordance with part 931.

[49 FR 12038, Mar. 28, 1984, as amended at 59 FR 9108, Feb. 25, 1994]

#### 949.505 Other termination clauses.

(f) The clause at 952.249-70 is suggested for use in cost-plus-fixed-fee Architect-Engineer contracts.

## PART 950—EXTRAORDINARY CONTRACTUAL ACTIONS AND THE SAFETY ACT

### Subpart 950.70—Nuclear Indemnification of DOE Contractors

Sec.

950.7000 Scope of subpart.  
950.7001 General policy.  
950.7002 Definitions.  
950.7003 Nuclear hazards indemnity.  
950.7004-950.7005 [Reserved]  
950.7006 Statutory nuclear hazards indemnity agreement.  
950.7007-950.7008 [Reserved]  
950.7009 Fees.  
950.7010 Financial protection requirements.

#### Subpart 950.71—General Contract Authority Indemnity

950.7101 Applicability.

AUTHORITY: 42 U.S.C. 2201; 2282a; 2282b; 2282c; 42 U.S.C. 7101 et seq.; 50 U.S.C. 2401 et seq.

SOURCE: 49 FR 12039, Mar. 28, 1984, unless otherwise noted.

### Subpart 950.70—Nuclear Indemnification of DOE Contractors

#### § 950.7000 Scope of subpart.

This subpart describes the established policies concerning indemnification of Department of Energy (DOE) contractors against public liability for