

## Department of Commerce

1316.307

contracting officer. If the evaluating office requires additional information from the proposer, the evaluator shall request the information through the contracting officer, who will contact the proposer. The evaluator shall not communicate directly with the proposer.

(c) Evaluators shall notify the contracting officer of their recommendations when the evaluation is complete. Following evaluation, the contracting officer shall proceed in accord with FAR 15.607.

## PART 1316—TYPES OF CONTRACTS

### Subpart 1316.1—Selecting Contract Types

Sec.

1316.103 Negotiating contract type.  
1316.103-70 Identifying contract type.

### Subpart 1316.2—Fixed-Price Contracts

1316.203 Fixed-price contracts with economic price adjustment.  
1316.203-4 Contract clauses.  
1316.206 Fixed-ceiling-price contracts with retroactive price redetermination.  
1316.206-3 Limitations.

### Subpart 1316.3—Cost-Reimbursement Contracts

1316.307 Contract clauses.

### Subpart 1316.4—Incentive Contracts

1316.405 Cost-reimbursement incentive contracts.  
1316.405-2 Cost-plus-award-fee contracts.  
1316.406 Contract clauses.

### Subpart 1316.5—Indefinite-Delivery Contracts

1316.501-2-70 Task orders.  
1316.505 Ordering.  
1316.506 Solicitation provisions and contract clauses.

### Subpart 1316.6—Time-and-Materials, Labor-Hour, and Letter Contracts

1316.601 Time-and-materials contracts.  
1316.601-70 Contract clauses.  
1316.602 Labor-hour contracts.  
1316.602-70 Contract clauses.

1316.603 Letter contracts.  
1316.603-2 Application.  
1316.603-3 Limitations.

AUTHORITY: 41 U.S.C. 414; 48 CFR 1.301-1.304.

SOURCE: 75 FR 10570, Mar. 8, 2010, unless otherwise noted.

## Subpart 1316.1—Selecting Contract Types

### 1316.103 Negotiating contract type.

#### 1316.103-70 Identifying contract type.

The type of contract shall be stated in each contract awarded.

## Subpart 1316.2—Fixed-Price Contracts

### 1316.203 Fixed-price contracts with economic price adjustment.

#### 1316.203-4 Contract clauses.

Contracting officers shall use an economic price adjustment clause based on cost indexes of labor or material after obtaining approval for use of the clause from the head of the contracting office.

### 1316.206 Fixed-ceiling-price contracts with retroactive price redetermination.

#### 1316.206-3 Limitations.

The designee authorized to approve use of fixed-ceiling-price contracts with retroactive price redetermination is set forth in CAM 1301.70.

## Subpart 1316.3—Cost-Reimbursement Contracts

### 1316.307 Contract clauses.

(a) Insert a clause that is substantially the same as 1352.216-70, *Estimated and Allowable Costs*, in all cost-reimbursement contracts.

(b) Insert a clause similar to 1352.216-71, *Level of Effort (Cost-Plus-Fixed-Fee, Term Contract)*, in Cost-Plus-Fixed-Fee, Level of Effort contracts.