44.201-2 Advance notification requirements.

Under cost-reimbursement contracts, the contractor is required by statute to notify the *contracting officer* as follows:

- (a) For the Department of Defense, the Coast Guard, and the National Aeronautics and Space Administration, unless the contractor maintains an approved purchasing system, <u>10 U.S.C. 3322(c)</u> requires notification before the award of any cost-plus-fixed-fee subcontract, or any fixed-price subcontract that exceeds the greater of the *simplified acquisition threshold* or 5 percent of the total estimated cost of the contract.
- (b) For civilian agencies other than the Coast Guard and the National Aeronautics and Space Administration, even if the contractor has an approved purchasing system, <u>41 U.S.C. 3905</u> requires notification before the award of any cost-plus-fixed-fee subcontract, or any fixed-price subcontract that exceeds either the *simplified acquisition threshold* or 5 percent of the total estimated cost of the contract.

Parent topic: 44.201 Consent and advance notification requirements.