

## 49.112-2 Final payment.

(a) *Negotiated settlement.* After execution of a *settlement agreement*, the contractor *shall* submit a voucher or *invoice* showing the amount agreed upon, less any portion previously paid. The TCO *shall* attach a copy of the *settlement agreement* to the voucher or *invoice* and forward the documents to the disbursing officer for payment.

(b) *Settlement by determination.* If the settlement is by determination and-

(1) There is no appeal within the allowed time, the contractor *shall* submit a voucher or *invoice* showing the amount determined due, less any portion previously paid; or

(2) There is an appeal, the contractor *shall* submit a voucher or *invoice* showing the amount finally determined due on the appeal, less any portion previously paid. Pending determination of any appeal, the contractor *may* submit vouchers or *invoices* for charges that are not directly involved with the portion being appealed, without prejudice to the rights of either party on the appeal.

(c) *Construction contracts.* In the case of *construction* contracts, before forwarding the final payment voucher, the *contracting officer shall* ascertain whether there are any outstanding labor violations. If so, the *contracting officer shall* determine the amount to be withheld from the final payment (see [subpart 22.4](#)).

(d) *Interest.* The Government *shall* not pay interest on the amount due under a *settlement agreement* or a settlement by determination. The Government *may*, however, pay interest on a successful contractor appeal from a *contracting officer's* determination under the Disputes clause at [52.233-1](#).

**Parent topic:** [49.112 Payment](#).