

## 50.104-1 Standards for use.

Subject to the limitations in [50.102-3](#), residual powers *may* be used in accordance with the policies in [50.101-2](#) when necessary and appropriate, all circumstances considered. In authorizing the inclusion of the clause at [52.250-1](#), Indemnification Under Public Law 85-804, in a contract or subcontract, an *agency head may* require the indemnified contractor to provide and maintain financial protection of the type and amount determined appropriate. In deciding whether to approve use of the indemnification clause, and in determining the type and amount of financial protection the indemnified contractor is to provide and maintain, an *agency head shall* consider such factors as *self-insurance*, other proof of financial responsibility, workers' compensation *insurance*, and the availability, cost, and terms of private *insurance*. The approval and determination *shall* be final.

**Parent topic:** [50.104 Residual powers.](#)