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**PART 5316 -
Types of Contracts**

[2019 Edition]

See [AF PGI 5316.101](#).

5316.102 Policies

See [MP5301.601\(a\)\(i\)](#) for approval of cost-reimbursement contracts required pursuant to [DFARS Class Deviation 2019-O0001 — Use of Fixed-Price Contracts](#).

5316.103 Negotiating Contract Type

(d) See the tailorable [Determination and Findings](#) template.

5316.104 Factors in Selecting Contract Types

See [AF PGI 5316.104](#).

SUBPART 5316.203 — FIXED-PRICE CONTRACTS WITH ECONOMIC PRICE

ADJUSTMENT

5316.203-4 Contract Clauses

See [AF PGI 5316.203-4](#).

SUBPART 5316.206 – FIXED-CEILING-PRICE CONTRACTS WITH RETROACTIVE PRICE REDETERMINATION

5316.206-3 Limitations

(d) Submit requests through the SCO to [SAF/AQC](#) for HCA approval (See [MP5301.601\(a\)\(i\)](#)).

SUBPART 5316.4 – INCENTIVE CONTRACTS

5316.401 General

(d) See [MP5301.601\(a\)\(i\)](#) for approving incentive and award fee contract D&Fs. Forward a copy of the D&F to SAF/AQC when the conditions at DFARS PGI 216.401(e)(iv) apply.

(e)(3)(i) See [MP5301.601\(a\)\(i\)](#).

See [AF PGI 5316.401-90](#).

See [SMC PGI 5316.401-90](#).

5316.404 Fixed-Price Contracts with Award Fees

See [5316.401\(e\)\(3\)\(i\)](#) above.

5316.405-2 Cost-Plus-Award-Fee Contracts

(1) *Award-fee pool*. Submit requests through the SCO to [SAF/AQC](#) for HCA approval (see [MP5301.601\(a\)\(i\)](#)).

See [SMC PGI 5316.405-2-90](#).

SUBPART 5316.5 — INDEFINITE-DELIVERY CONTRACTS

5316.503 Requirements Contracts

(b)(2) Determinations for requirements contracts in an amount estimated to exceed \$112M (including all options) must be approved in accordance with [5316.504\(c\)\(1\)\(ii\)\(D\)](#).

5316.504 Indefinite-Quantity Contracts

(a) Description.

(2) Upon execution of the contract, an obligation shall be recorded based upon the issuance of a delivery or task order for the cost/price of the minimum quantity specified. The Government's actual obligation must be recorded at the time of contract award. (See [DoD 7000.14-R](#), Volume 3, Chapter 8, paragraph 080604)

(c)(1)(ii)(D) *Limitation on single award contracts.*

(1) The SCO has the authority to make the written determination required by FAR 16.504(c)(1)(ii)(D)(1). When a J&A is required, a separate written determination is not required if the J&A addresses one of the circumstances at FAR 16.504(c)(1)(ii)(D)(1)(i)-(iv). Provide a copy of the written determination to [SAF/AQCP](#).

5316.505 Ordering

(b) *Orders under multiple award contracts.*

(1) *Fair opportunity.*

(ii) The contracting officer must use streamlined ordering procedures. SCOs must justify the use of FAR Subpart 15.3 Source Selection Procedures for any contract or task/delivery order, regardless of dollar value made in accordance with FAR 16.505. The SCO must submit justifications to SAF/AQC before proceeding with the source selection and/or Clearance session.

(2) *Exceptions to the fair opportunity process.* See [5306.304\(a\)](#) for the approving officials for a proposed task or delivery order using the fair opportunity exceptions at FAR 16.505(b)(2). See the tailorable [Justification for an Exception to Fair Opportunity](#) template. For exceptions to fair opportunity that are intended for purposes of awarding a Bridge Action see 5306.303-90.

See [AF PGI 5316.505](#).

See [SMC PGI 5316.505](#).

(8) *Task-order and delivery-order ombudsman.* See [5301.91](#).

5316.505-90 Decentralized Ordering

For contracts that authorize decentralized ordering (i.e., ordering by a contracting office at any other location), the contracting officer with overall responsibility for the contract must:

(a) Ensure that adequate control procedures are in place before any orders are authorized; and

(b) Exercise oversight of decentralized ordering throughout the period of performance under the contract to ensure that the procedures are followed.

See [SMC PGI 5316.505-90](#).

See [AF PGI 5316.506](#).

SUBPART 5316.6

— TIME-AND-MATERIALS, LABOR-HOUR, AND LETTER CONTRACTS

5316.601(d) Limitations

(i)(A)(2) Submit the D&F required pursuant to DFARS 216.601(d)(i)(A)(2) through the SCO to [SAF/AQC](#) for approval. See [MP5301.601\(a\)\(i\)](#).

(3) See [MP5301.601\(a\)\(i\)](#).

5316.603-2 Application

(c)(3) See [MP5301.601\(a\)\(i\)](#).

5316.603-3 Limitations

See [MP5301.601\(a\)\(i\)](#).