

**1644.270**

same time as any change to the threshold for application of the Truth in Negotiations Act.

[70 FR 31382, June 1, 2005, as amended at 71 FR 3016, Jan. 19, 2006]

**Subpart 1644.2—Consent to Subcontracts****1644.270 FEHBP contract clause.**

The clause set forth at section 1652.244-70 shall be inserted in all experience rated FEHBP contracts.

[62 FR 47576, Sept. 10, 1997]

**PART 1645—GOVERNMENT PROPERTY**

AUTHORITY: 5 U.S.C. 8913; 40 U.S.C. 486(c); 48 CFR 1.301.

SOURCE: 62 FR 47576, Sept. 10, 1997, unless otherwise noted.

**Subpart 1645.3—Providing Equipment****1645.303-70 Contract clause.**

The clause set forth in section 1652.245-70 shall be inserted in all FEHB Program contracts.

**PART 1646—QUALITY ASSURANCE****Subpart 1646.2—Contract Quality Requirements**

Sec.

1646.201 Contract Quality Policy.

**Subpart 1646.3—Contract Clauses**

1646.301 Contractor inspection requirements.

AUTHORITY: 5 U.S.C. 8913; 40 U.S.C. 486(c); 48 CFR 1.301.

**Subpart 1646.2—Contract Quality Requirements****1646.201 Contract Quality Policy.**

(a) This section prescribes general policies and procedures to ensure that services acquired under the FEHB contract conform to the contract's quality and audit requirements.

(b) OPM will periodically evaluate the contractor's system of internal

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controls under the quality assurance program required by the contract and will acknowledge in writing whether or not the system is consistent with the requirements set forth in the contract. After the initial review, subsequent reviews may be limited to changes in the contractor's internal control guidelines. However, a limited review does not diminish the contractor's obligation to apply the full internal control system.

(c) OPM will issue specific quality performance standards for the FEHB contracts and will inform carriers of the applicable standards prior to negotiations for the contract year. OPM will benchmark its standards against standards generally accepted in the insurance industry. The contracting officer may authorize nationally recognized standards to be used to fulfill this requirement. FEHB carriers will comply with the performance standards issued by OPM.

(d) In addition to reviewing carriers' quality assurance programs, OPM will periodically audit contractors, subcontractors and Large Providers' books and records to assure compliance with FEHB law, regulations, and the contract.

[70 FR 31382, June 1, 2005]

**Subpart 1646.3—Contract Clauses****1646.301 Contractor inspection requirements.**

The clause set forth at 1652.246-70 shall be inserted in all FEHBP contracts.

[52 FR 16044, May 1, 1987]

**PART 1649—TERMINATION OF CONTRACTS**

Sec.

1649.002-70 Applicability of the FAR to FEHB acquisitions.

**Subpart 1649.1—General Principles**

1649.101-70 FEHBP renewal and withdrawal of approval clause.

1649.101-71 FEHBP termination for convenience clause.

1649.101-72 FEHBP termination for default clause.

**Office of Personnel Management****1649.101-72**

AUTHORITY: 5 U.S.C. 8913; 40 U.S.C. 486(c); 48 CFR 1.301.

SOURCE: 52 FR 16044, May 1, 1987, unless otherwise noted.

**1649.002-70 Applicability of the FAR to FEHB acquisitions.**

(a) Termination of FEHB contracts because of withdrawal of approval is controlled by 5 U.S.C. 8902(e) and 5 CFR 890.204.

(b) Termination of FEHB contracts because of nonrenewal of the contract at the end of the contract term is controlled by 5 U.S.C. 8902(a) and 5 CFR 890.205.

(c) The procedures for settlement of contracts after they are terminated shall be those contained in FAR part 49.

[57 FR 19387, May 6, 1992]

**Subpart 1649.1—General Principles****1649.101-70 FEHBP renewal and withdrawal of approval clause.**

The clause in 1652.249-70 shall be inserted in all FEHBP contracts.

**1649.101-71 FEHBP termination for convenience clause.**

The clause set forth in 1652.249-71 shall be inserted in all FEHBP contracts.

[62 FR 47576, Sept. 10, 1997]

**1649.101-72 FEHBP termination for default clause.**

The clause set forth in 1652.249-72 shall be inserted in all FEHBP contracts.

[62 FR 47576, Sept. 10, 1997]