

Homeland Security Department

3012.301

(2) In contracts when the contractor will fill the role of a lead system integrator for the acquisition of a major system.

[75 FR 41099, July 15, 2010]

PART 3010—MARKET RESEARCH [RESERVED]

PART 3011—DESCRIBING AGENCY NEEDS

Subpart 3011.1—Selecting and Developing Requirements Documents

Sec.

3011.103 Market acceptance.

Subpart 3011.2—Using and Maintaining Requirements

3011.204–70 Solicitation provisions and contract clauses.

Subpart 3011.5—Liquidated Damages

3011.501 Policy.

Subpart 3011.6 [Reserved]

AUTHORITY: 5 U.S.C. 301–302, 41 U.S.C. 1303, 41 U.S.C. 1707, 41 U.S.C. 1702, and 48 CFR subpart 1.3.

SOURCE: 68 FR 67871, Dec. 4, 2003, unless otherwise noted.

Subpart 3011.1—Selecting and Developing Requirements Documents

3011.103 Market acceptance.

(a) Contracting officers may act on behalf of the head of the agency in this subpart only. Contracting officers may, under appropriate circumstances, require offerors to make the required demonstrations.

Subpart 3011.2—Using and Main- taining Requirements Docu- ments

**3011.204–70 Solicitation provisions
and contract clauses.**

The contracting officer shall insert the clause at (HSAR) 48 CFR 3052.211–

70, Index for Specifications, when an index or table of contents may be furnished with the specification.

Subpart 3011.5—Liquidated Damages

3011.501 Policy.

(d) The HCA may reduce or waive the amount of liquidated damages assessed under a contract, if the Commissioner, Financial Management Service, or designee approves.

Subpart 3011.6 [Reserved]

PART 3012—ACQUISITION OF COMMERCIAL ITEMS

Subpart 3012.3—Solicitation Provisions and Contract Clauses for the Acquisition of Commercial Items

Sec.

3012.301 Solicitation provisions and contract clauses for the acquisition of commercial items.

AUTHORITY: 5 U.S.C. 301–302, 41 U.S.C. 1303, 41 U.S.C. 1707, 41 U.S.C. 1702, and 48 CFR subpart 1.3.

SOURCE: 77 FR 50635, Aug. 22, 2012, unless otherwise noted.

Subpart 3012.3—Solicitation Provi- sions and Contract Clauses for the Acquisition of Com- mercial Items

**3012.301 Solicitation provisions and
contract clauses for the acquisition
of commercial items.**

(f) Solicitation provisions and contract clauses. Insert (HSAR) 48 CFR 3052.212–70, Contract Terms and Conditions Applicable to DHS Acquisition of Commercial Items, in any solicitation or contract for commercial items when any of the provisions or clauses listed therein applies and where incorporation by reference of each selected provision or clause is, to the maximum extent practicable, consistent with customary commercial practice. If necessary, tailor this clause.