

## 22.103-5 Contract clauses.

(a) The *contracting officer shall* insert the clause at [52.222-1](#), Notice to the Government of Labor Disputes, in *solicitations* and contracts that involve programs or requirements that have been designated under [22.101-1\(e\)](#).

(b) The *contracting officer shall* include the clause at [52.222-2](#), Payment for *Overtime* Premiums, in *solicitations* and contracts when a cost-reimbursement contract is contemplated and the contract amount is expected to exceed the *simplified acquisition threshold*; unless-

(1) A cost-reimbursement contract for operation of vessels is contemplated; or

(2) A cost-plus- incentive-fee contract that will provide a swing from the target fee of at least plus or minus 3 percent and a *contractor's* share of at least 10 percent is contemplated.

**Parent topic:** [22.103 Overtime.](#)