

28.106-5 Consent of surety.

- (a) When any contract is modified, the *contracting officer shall* obtain the *consent of surety* if-
- (1) An additional *bond* is obtained from other than the original *surety*;
 - (2) No additional *bond* is required and-
 - (i) The modification is for new work beyond the scope of the original contract; or
 - (ii) The modification does not change the contract scope but changes the contract price (upward or downward) by more than 25 percent or \$50,000; or
 - (3) *Consent of surety* is required for a *novation agreement* (see [subpart 42.12](#)).
- (b) When a contract for which performance or payment is secured by any of the types of security listed in [28.204](#) is modified as described in paragraph (a) of this subsection, no *consent of surety* is required.
- (c) Agencies *shall* use [Standard Form 1414, Consent of Surety](#), for all types of contracts.

Parent topic: [28.106 Administration](#).