52.216-30 Time-and-Materials/Labor-Hour Proposal Requirements—Other Than Commercial Acquisition Without Adequate Price Competition.

As prescribed in 16.601(f)(2), insert the following provision:

Time-and-Materials/Labor-Hour Proposal Requirements—Other Than Commercial *Acquisition* Without Adequate Price Competition (Nov 2021)

(a) The Government contemplates award of a Time-and-Materials or Labor-Hour type of contract resulting from this *solicitation*.

(b) The *offeror must* specify separate fixed hourly rates in its *offer* that include wages, overhead, general and administrative expenses, and profit for each category of labor to be performed by-

(1) The *offeror*;

(2) Each subcontractor; and

(3) Each division, subsidiary, or affiliate of the *offeror* under a common control.

(c) Unless exempt under paragraph (d) of this provision, the fixed hourly rates for services transferred between divisions, subsidiaries, or *affiliates* of the *offeror* under a common control-

(1) *Shall* not include profit for the transferring organization; but

(2) *May* include profit for the prime Contractor.

(d) The fixed hourly rates for services that meet the definition of "*commercial service*" at Federal *Acquisition* Regulation 2.101 that are transferred between divisions, subsidiaries, or *affiliates* of the *offeror* under a common control *may* be the established catalog or market rate when it is the established practice of the transferring organization to price interorganizational transfers at other than cost for commercial work of the *offeror* or any division, subsidiary or affiliate of the *offeror* under a common control.

(End of provision)

Parent topic: 52.216 [Reserved]