7.106 Additional requirements for major systems.

(a) In planning for the *solicitation* of a *major system* (see part 34) development contract, *planners shall* consider requiring *offerors* to include, in their *offers*, proposals to incorporate in the design of a *major system*-

(1) Items which are currently available within the supply system of the agency responsible for the *major system*, available elsewhere in the national supply system, or commercially available from more than one source; and

(2) Items which the Government will be able to acquire competitively in the future if they are likely to be needed in substantial quantities during the system's service life.

(b) In planning for the *solicitation* of a *major system* (see part 34) production contract, *planners shall* consider requiring *offerors* to include, in their *offers*, proposals identifying opportunities to assure that the Government will be able to obtain, on a competitive basis, items acquired in connection with the system that are likely to be acquired in substantial quantities during the service life of the system. Proposals submitted in response to such requirements *may* include the following:

(1) Proposals to provide the Government the right to use *technical data* to be provided under the contract for competitive future *acquisitions*, together with the cost to the Government, if any, of acquiring such *technical data* and the right to use such data.

(2) Proposals for the qualification or development of multiple sources of supply for competitive future *acquisitions*.

(c) In determining whether to apply paragraphs (a) and (b) of this section, *planners shall* consider the purposes for which the system is being acquired and the technology necessary to meet the system's required capabilities. If such proposals are required, the *contracting officer shall* consider them in evaluating competing *offers*. In noncompetitive awards, the factors in paragraphs (a) and (b) of this section, *may* be considered by the *contracting officer* as objectives in negotiating the contract.

Parent topic: Subpart 7.1 - Acquisition Plans