

# HSAR TOC

---

## **PART 3001 FEDERAL ACQUISITION REGULATIONS SYSTEM**

### **Subpart 3001.1 Purpose, Authority, Issuance**

#### **3001.101 Purpose.**

#### **3001.102 Statement of Guiding Principles for the Federal Acquisition System.**

#### **3001.103 Authority.**

#### **3001.104 Applicability.**

#### **3001.105 Issuance.**

#### **3001.105-1 Publication and code arrangement.**

#### **3001.105-2 Arrangement of regulations.**

#### **3001.105-3 Copies.**

#### **3001.106 OMB Approval under the Paperwork Reduction Act.**

### **Subpart 3001.3 Agency Acquisition Regulations**

#### **3001.301 Policy.**

#### **3001.301-70 Amendment of HSAR.**

#### **3001.301-71 Effective date.**

#### **3001.301-72 HSAC or HSAR Notice numbering.**

#### **3001.303 Publication and codification.**

#### **3001.304 Agency control and compliance procedures.**

### **Subpart 3001.4 Deviations from the FAR and HSAR.**

#### **3001.403 Individual deviations.**

#### **3001.404 Class deviations.**

### **Subpart 3001.6 Career Development, Contracting Authority, and Responsibilities**

#### **3001.601 General.**

#### **3001.602 Contracting officers.**

#### **3001.602-3 Ratification of unauthorized commitments.**

#### **3001.603 Selection, appointment, and termination of appointment.**

#### **3001.603-1 General.**

### **Subpart 3001.7 Determinations and Findings**

#### **3001.704 Content.**

### **Subpart 3001.70 Other Determinations, Waivers, Exceptions, Approvals, Reviews, and**

### **Submittals**

#### **3001.7000 Coordination and approval.**

#### **3001.7001 Content.**

## **PART 3002 DEFINITIONS OF WORDS AND TERMS**

### **Subpart 3002.1 Definitions**

#### **3002.101 Definitions.**

### **Subpart 3002.2 Abbreviations**

#### **3002.270 Abbreviations.**

## **PART 3003 IMPROPER BUSINESS PRACTICES AND PERSONAL CONFLICTS OF INTEREST**

### **Subpart 3003.1 Safeguards**

#### **3003.101 Standards of conduct.**

#### **3003.101-3 Agency regulations.**

### **Subpart 3003.2 Contractor Gratuities to Government Personnel**

#### **3003.203 Reporting suspected violations of the Gratuities clause.**

#### **3003.204 Treatment of violations.**

### **Subpart 3003.3 Reports Of Suspected Antitrust Violations**

**3003.301 General.**

**Subpart 3003.4 Contingent Fees**

**3003.405 Misrepresentations or violations of the Covenant Against Contingent Fees.**

**Subpart 3003.5 Other Improper Business Practices**

**3003.502 Subcontractor kickbacks.**

**3003.502-2 Subcontractor kickbacks.**

**Subpart 3003.9 Whistleblower Protections for Contractor Employees**

**3003.901 Definitions.**

**Subpart 3003.10 Contractor Code of Business Ethics and Conduct**

**3003.1003 Requirements.**

**3003.1004 Contract clauses.**

**PART 3004 ADMINISTRATIVE MATTERS**

**Subpart 3004.1 Contract Execution**

**3004.103 Contract clause.**

**Subpart 3004.4 Safeguarding Classified and Sensitive Information within Industry.**

**3004.470 Security requirements for access to unclassified facilities, Information Technology resources, and sensitive information.**

**3004.470-1 Scope.**

**3004.470-2 Policy.**

**3004.470-3 Contract clauses.**

**Subpart 3004.8 Government Contract Files**

**3004.804 Closeout of contract files.**

**3004.804-5 Procedures for closing out contract files.**

**3004.804-570 Supporting closeout documents.**

**PART 3005 PUBLICIZING CONTRACT ACTIONS**

**Subpart 3005.4 Release of Information**

**3005.402 General public.**

**Subpart 3005.470 Contractor award announcements, advertisements, and releases.**

**3005.470-1 Policy.**

**3005.470-2 Contract clauses.**

**Subpart 3005.90 Publicizing Contract Actions for Personal Services Contracting.**

**3005.9000 Applicability (USCG).**

**PART 3006 COMPETITION REQUIREMENTS**

**Subpart 3006.1 Full and Open Competition**

**3006.101 Policy.**

**3006.101-70 Definitions.**

**Subpart 3006.2 Full and Open Competition After Exclusion of Sources**

**3006.202 Establishing or maintaining alternative sources.**

**Subpart 3006.3 Other Than Full and Open Competition**

**3006.302 Circumstances permitting other than full and open competition.**

**3006.302-1 Only one responsible source and no other supplies or services will satisfy agency requirements.**

**3006.302-270 Unusual and compelling urgency.**

**3006.302-7 Public interest.**

**3006.303 Justifications.**

**3006.303-270 Content.**

**3006.304 Approval of justification.**

**3006.304-70 DHS Approval of justification.**

**Subpart 3006.5 Competition Advocates**

**3006.501 Requirement.**

**3006.502 [Removed]**

[Subpart 3006.90 Competition Requirements For Personal Services Contracting](#)  
[3006.9000 Applicability \(USCG\).](#)

**[PART 3007 ACQUISITION PLANNING](#)**

[Subpart 3007.1 Acquisition Plans](#)

[3007.106 Additional Requirements for Major Systems.](#)

[3007.106-70 Limitations on Lead System Integrators](#)

**[PART 3008 REQUIRED SOURCES OF SUPPLIES AND SERVICES](#)**

**[PART 3009 CONTRACTOR QUALIFICATIONS](#)**

[Subpart 3009.1 Responsible Prospective Contractors](#)

[3009.108-70 Prohibition on contracts with corporate expatriates.](#)

[3009.108-7001 General.](#)

[3009.108-7002 Definitions.](#)

[3009.108-7003 Special Rules.](#)

[3009.108-7005 Clause.](#)

[Subpart 3009.170 Reserved.](#)

[Subpart 3009.171 Prohibition on Federal Protective Service guard services contracts with business concerns owned, controlled, or operated by an individual convicted of a felony.](#)

[3009.171-1 General.](#)

[3009.171-2 Definitions.](#)

[3009.171-3 Determination of eligibility for award of FPS guard service contracts.](#)

[3009.171-4 Determination of ownership, control, or operation.](#)

[3009.171-5 Serious felonies prohibiting award.](#)

[3009.171-6 Guidelines for contracting officers.](#)

[3009.171-7 Contract award approval procedures for contractors with felony convictions.](#)

[3009.171-8 Ineligible contractors.](#)

[3009.171-9 Clause.](#)

[Subpart 3009.4 Debarment, Suspension, and Ineligibility](#)

[3009.470 Reserve Officer Training Corps and military recruiting on campus.](#)

[3009.470-1 Definition.](#)

[3009.470-2 Policy.](#)

[3009.470-3 Procedures.](#)

[3009.470-4 Contract clause.](#)

[Subpart 3009.5 Organizational and Consultant Conflicts of Interest](#)

[3009.507 Solicitation provision and contract clause](#)

[3009.507-1 Solicitation provision.](#)

[3009.507-2 Contract clause.](#)

[3009.570 Limitations on contractors acting as lead system integrators.](#)

[3009.570-1 Definitions.](#)

[3009.570-2 Policy.](#)

[3009.570-3 Procedures.](#)

[3009.570-4 Solicitation provision and contract clause.](#)

**[PART 3010 MARKET RESEARCH](#)**

**[PART 3011 DESCRIBING AGENCY NEEDS](#)**

[Subpart 3011.1 Selecting and Developing Requirements Documents](#)

[3011.103 Market acceptance.](#)

[Subpart 3011.2 Using and Maintaining Requirements Documents](#)

[3011.204-70 Solicitation provisions and contract clauses.](#)

[3011.204-90 \[Removed\]](#)

[Subpart 3011.5 Liquidated Damages](#)

3011.501 Policy.

Subpart 3011.6 Priorities and Allocations

3011.602 General.

**PART 3012 ACQUISITION OF COMMERCIAL ITEMS**

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

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

**PART 3013 SIMPLIFIED ACQUISITION PROCEDURES**

**PART 3014 SEALED BIDDING**

**PART 3015 CONTRACTING BY NEGOTIATION**

Subpart 3015.2 Solicitation and Receipt of Proposals and Information

3015.204-3 Contract clauses.

3015.207-70 Handling proposals and information.

Subpart 3015.4 [Removed]

Subpart 3015.6 Unsolicited Proposals

3015.602 Policy.

3015.603 [Removed and Reserved]

3015.604 Agency points of contact.

3015.606 Agency procedures.

3015.606-1 Receipt and initial review.

3015.606-2 Evaluation.

**PART 3016 TYPES OF CONTRACTS**

Subpart 3016.1 Selecting Contract Types

3016.170 Contracts with Lead System Integrators.

Subpart 3016.2 Fixed-Price Contracts

3016.203 Fixed price contracts with economic price adjustments.

3016.203-4 Contract clauses.

3016.203-470 Solicitation provision.

Subpart 3016.4 Incentive Contracts

3016.406 Contract clauses.

Subpart 3016.5 Indefinite-Delivery Contracts

3016.505 Ordering.

Subpart 3016.6 Time-and-Materials, Labor-Hour, and Letter Contracts

3016.603 Letter contracts.

3016.603-4 Contract clauses.

**PART 3017 SPECIAL CONTRACTING METHODS**

Subpart 3017.2 Options

3017.202 Use of options.

3017.204-90 Detention Facilities and Services (ICE).

Subpart 3017.4 Leader Company Contracting

3017.402 Limitations.

Subpart 3017.70 [Removed]

Subpart 3017.90 Fixed Price Contracts for Vessel Repair, Alteration or Conversion

3017.9000 Clauses (USCG).

**PART 3018 EMERGENCY ACQUISITION**

Subpart 3018.1 Available Acquisition Flexibilities

3018.109 Priorities and allocations.

**PART 3019 SMALL BUSINESS PROGRAMS**

Subpart 3019.2 Policies

3019.201 General policy.

**Subpart 3019.7 The Small Business Subcontracting Program**

**3019.705 Responsibilities for the contracting officer under the subcontracting program.**

**3019.705-1 General Support for the Program.**

**3019.708 Contract clauses.**

**3019.708-70 Solicitation provision and contract clauses.**

**PART 3020**

**PART 3021**

**PART 3022 APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITIONS**

**Subpart 3022.1 Basic Labor Policies**

**3022.101 Labor relations.**

**3022.101-70 Admittance of union representatives to DHS installations.**

**3022.101-71 Contract clauses.**

**Subpart 3022.4 Labor Standards for Contracts Involving Construction**

**3022.406 Administration and enforcement.**

**3022.406-9 Withholding from or suspension of contract payments.**

**Subpart 3022.90 Local Hire (USCG).**

**3022.9000 Policy (USCG).**

**3022.9001 Contract clause (USCG).**

**PART 3023 ENVIRONMENT, ENERGY AND WATER EFFICIENCY, RENEWABLE ENERGY TECHNOLOGIES, OCCUPATIONAL SAFETY, AND DRUG-FREE WORKPLACE**

**Subpart 3023.3 Hazardous Material Identification and Material Safety Data**

**3023.303 Contract clause.**

**Subpart 3023.5 Drug-Free Workplace**

**3023.501 Applicability.**

**3023.506 Suspension of payments, termination of contract, and debarment and suspension actions.**

**Subpart 3023.10 Federal Compliance with Right-to-Know Laws and Pollution Prevention Requirements**

**3023.1004 Requirements.**

**Subpart 3023.90 Safety Requirements for USCG Contracts**

**3023.9000 Contract clause (USCG).**

**PART 3024 PROTECTION OF PRIVACY AND FREEDOM OF INFORMATION**

**Subpart 3024.1 Protection of Individual Privacy**

**3024.102-70 General.**

**Subpart 3024.2 Freedom of Information Act**

**3024.203 Policy.**

**PART 3025 FOREIGN ACQUISITION**

**Subpart 3025.70--American Recovery and Reinvestment Act Restrictions on Foreign Acquisition**

**3025.7000 Scope of subpart.**

**3025.7001 Definitions.**

**3025.7002 Restrictions on clothing, fabrics, and related items.**

**3025.7002-1 Restrictions.**

**3025.7002-2 Exceptions.**

**3025.7002-3 Specific application of trade agreements.**

**3025.7003 Contract clauses.**

**PART 3026 OTHER SOCIOECONOMIC PROGRAMS**

**PART 3027 PATENTS, DATA, AND COPYRIGHTS**

**Subpart 3027.2 Patents**

**3027.205 Adjustment of royalties.**

3027.208 Use of patented technology under the North American Free Trade Agreements.

Subpart 3027.3 Patent Rights under Government Contracts

3027.304-1 General.

3027.304-5 Appeals.

3027.305 Administration of Patent Rights Clauses.

3027.305-4 Conveyance of invention rights acquired by the Government.

3027.306 Licensing background patent rights to third parties.

Subpart 3027.4 Rights in Data and Copyrights

3027.404 Basic rights in data clause.

3027.409 Solicitation provisions and contract clauses.

**PART 3028 BONDS AND INSURANCE**

Subpart 3028.1 Bonds and Other Financial Protections

3028.106 Administration.

3028.106-6 Furnishing information.

3028.106-70 Execution and administration of bonds.

3028.106-490 Contract clause (USCG).

Subpart 3028.3 Insurance

3028.306 Insurance under fixed-price contracts.

3028.306-90 Contracts for lease of aircraft (USCG).

3028.307 Insurance under cost-reimbursement contracts.

3028.307-1 Group insurance plans.

3028.310 Contract clause for work on a Government installation.

3028.310-70 Contract clause.

3028.311 Solicitation provision and contract clause on liability insurance under cost-reimbursement contracts.

3028.311-1 Contract clause.

**PART 3029 TAXES**

**PART 3030 COST ACCOUNTING STANDARDS ADMINISTRATION**

Subpart 3030.2 CAS Program Requirements

3030.201 Contract requirements.

3030.201-5 Waiver.

**PART 3031 CONTRACT COST PRINCIPLES AND PROCEDURES**

Subpart 3031.2 Contracts with Commercial Organizations

3031.205 Selected costs.

3031.205-32 Precontract costs.

**PART 3032 CONTRACT FINANCING**

Subpart 3032.000 Scope of part

3032.003 Simplified acquisition procedures financing.

3032.006 Reduction or suspension of contract payments upon finding of fraud.

3032.006-2 Definition.

3032.006-3 Responsibilities.

Subpart 3032.11 Electronic Funds Transfer

3032.1110 Solicitation provision and contract clauses.

**PART 3033 PROTESTS, DISPUTES, AND APPEALS**

Subpart 3033.1 Protests

3033.102 General.

3033.102-90 Protests on classified solicitations (OSA).

Subpart 3033.2 Disputes and Appeals

3033.201 Definitions.

3033.211 Contracting officer's decision.

[3033.214 Alternative dispute resolution \(ADR\).](#)

[\*\*PART 3034 MAJOR SYSTEM ACQUISITION\*\*](#)

[Subpart 3034.0 General](#)

[3034.004 Acquisition strategy.](#)

[\*\*PART 3035 RESEARCH AND DEVELOPMENT CONTRACTING\*\*](#)

[Subpart 3035.000 Scope of Part](#)

[3035.003 Policy.](#)

[3035.008 Evaluation for Award.](#)

[3035.017 Federally Funded Research and Development Centers.](#)

[Subpart 3035.70 Information Dissemination by Educational Institutions](#)

[\*\*PART 3036 CONSTRUCTION AND ARCHITECT-ENGINEER CONTRACTS\*\*](#)

[Subpart 3036.1 General](#)

[3036.104 Policy.](#)

[3036.104-90 Authority for one-step turn-key design-build contracting for the United States Coast Guard \(USCG\).](#)

[Subpart 3036.2 Special Aspects of Contracting for Construction](#)

[3036.201 \[Removed\]](#)

[Subpart 3036.5 Contract Clauses.](#)

[3036.570 Special precautions for work at operating airports.](#)

[\*\*PART 3037 SERVICE CONTRACTING\*\*](#)

[Subpart 3037.1 Service Contracts - General](#)

[3037.103 \[Removed and reserved\]](#)

[3037.103-70 \[Removed\]](#)

[3037.103-71 \[Removed\]](#)

[3037.104 Personal services contracts.](#)

[3037.104-70 Personal services contracts.](#)

[3037.104-90 Personal services contracts \(USCG\).](#)

[3037.104-91 Personal services contracts with individuals under the authority of 10 U.S.C. 1091 \(USCG\).](#)

[3037.110 \[Removed and reserved\]](#)

[3037.110-70 \[Removed\]](#)

[\*\*PART 3038 FEDERAL SUPPLY SCHEDULE CONTRACTING\*\*](#)

[\*\*PART 3039 ACQUISITION OF INFORMATION TECHNOLOGY\*\*](#)

[\*\*PART 3040\*\*](#)

[\*\*PART 3041 ACQUISITION OF UTILITY SERVICES\*\*](#)

[\*\*PART 3042 CONTRACT ADMINISTRATION AND AUDIT SERVICES\*\*](#)

[3042.1502 Policy.](#)

[Subpart 3042.70 Contracting Officer's Technical Representative](#)

[3042.7000 Contract clause.](#)

[\*\*PART 3043 CONTRACT MODIFICATIONS\*\*](#)

[\*\*PART 3044 SUBCONTRACTING POLICIES AND PROCEDURES\*\*](#)

[\*\*PART 3045 GOVERNMENT PROPERTY\*\*](#)

[\*\*PART 3046 QUALITY ASSURANCE\*\*](#)

[Subpart 3046.7 Warranties](#)

[3046.702 \[Removed and reserved\]](#)

[3046.703 \[Removed and reserved\]](#)

[3046.705 \[Removed and reserved\]](#)

[3046.706 \[Removed and reserved\]](#)

[3046.790 Use of warranties in major systems acquisitions by the \(USCG\).](#)

[3046.790-1 Scope \(USCG\).](#)

[3046.790-2 Definitions \(USCG\). As used in this part:](#)

[3046.790-3 Policy \(USCG\).](#)

[3046.790-4 Waiver \(USCG\).](#)

#### **[PART 3047 TRANSPORTATION](#)**

##### **[Subpart 3047.3 Transportation in Supply Contracts](#)**

[3047.305 Solicitation provisions, contract clauses, and transportation factors.](#)

[3047.305-70 Solicitation provisions.](#)

#### **[PART 3048 VALUE ENGINEERING](#)**

#### **[PART 3049 TERMINATION OF CONTRACTS](#)**

#### **[PART 3050 EXTRAORDINARY CONTRACTUAL ACTIONS](#)**

#### **[PART 3051 USE OF GOVERNMENT SOURCES BY CONTRACTORS](#)**

#### **[PART 3052 SOLICITATION PROVISIONS AND CONTRACT CLAUSES](#)**

##### **[Subpart 3052.1 Instructions for Using Provisions and Clauses](#)**

[3052.101 Using Part 3052.](#)

##### **[Subpart 3052.2 Text of Provisions and Clauses](#)**

[3052.203-70 Instructions for Contractor Disclosure of Violations.](#)

[3052.204-70 Security requirements for unclassified information technology resources.](#)

[3052.204-71 Contractor employee access.](#)

[3052.205-70 Advertisements, Publicizing Awards, and Releases.](#)

[3052.209-70 Prohibition on contracts with corporate expatriates](#)

[3052.209-71 Reserve Officer Training Corps and military recruiting on campus.](#)

[3052.209-72 Organizational Conflict of Interest.](#)

[3052.209-73 Limitation of future contracting.](#)

[3052.209-74 Limitations on Contractors Acting as Lead System Integrators](#)

[3052.209-75 Prohibited Financial Interests for Lead System Integrators](#)

[3052.209-76 Prohibition on Federal Protective Service guard services contracts with business concerns owned, controlled, or operated by an individual convicted of a felony.](#)

[3052.211-70 Index for specifications.](#)

[3052.211-90 \[Removed\]](#)

[3052.212-70 Contract Terms and Conditions Applicable to DHS Acquisition of Commercial Items.](#)

[3052.213-90 \[Removed\]](#)

[3052.215-70 Key personnel or facilities.](#)

[3052.216-70 Evaluation of offers subject to an economic price adjustment clause.](#)

[3052.216-71 Determination of award fee.](#)

[3052.216-72 Performance evaluation plan.](#)

[3052.216-73 Distribution of award fee.](#)

[3052.216-74 Settlement of letter contract.](#)

[3052.217-90 Delivery and Shifting of Vessel \(USCG\).](#)

[3052.217-91 Performance \(USCG\).](#)

[3052.217-92 Inspection and manner of doing work \(USCG\).](#)

[3052.217-93 Subcontracts \(USCG\).](#)

[3052.217-94 Lay days \(USCG\).](#)

[3052.217-95 Liability and insurance \(USCG\).](#)

[3052.217-96 Title \(USCG\).](#)

[3052.217-97 Discharge of liens \(USCG\).](#)

[3052.217-98 Delays \(USCG\).](#)

[3052.217-99 Department of Labor Safety and Health Regulations for ship repairing \(USCG\).](#)

[3052.217-100 Guarantee \(USCG\).](#)

[3052.219-70 Small Business subcontracting plan reporting.](#)

[3052.219-71 DHS mentor-protégé program](#)



[3052.219-72 Evaluation of prime contractor participation in the DHS mentor protégé program](#)

[3052.222-70 Strikes or picketing affecting timely completion of the contract work.](#)

[3052.222-71 Strikes or picketing affecting access to a DHS facility.](#)

[3052.222-90 Local hire \(USCG\).](#)

[3052.223-70 Removal or disposal of hazardous substances - applicable licenses and permits](#)

[3052.223-90 Accident and fire reporting \(USCG\).](#)

[3052.225-70 Requirement for Use of Certain Domestic Commodities.](#)

[3052.228-70 Insurance.](#)

[3052.228-90 Notification of Miller Act payment bond protection \(USCG\).](#)

[3052.228-91 Loss of or damage to leased aircraft \(USCG\).](#)

[3052.228-92 Fair market value of aircraft \(USCG\).](#)

[3052.228-93 Risk and indemnities \(USCG\).](#)

[3052.231-70 Precontract costs.](#)

[3052.235-70 Dissemination of information - educational institutions.](#)

[3052.236-70 Special precautions for work at operating airports.](#)

[3052.237-70 \[Removed\]](#)

[3052.237-71 \[Removed\]](#)

[3052.237-72 \[Removed\]](#)

[3052.242-70 \[Removed and reserved\]](#)

[3052.242-71 \[Removed and reserved\]](#)

[3052.242-72 Contracting officer's technical representative.](#)

[3052.245-70 \[Removed\]](#)

[3052.247-70 F.o.b. origin information.](#)

[3052.247-71 F.o.b. origin only.](#)

[3052.247-72 F.o.b. destination only.](#)

[3052 Matrix](#)

[PART 3053 FORMS](#)

[Subpart 3053.1 General](#)

[3053.101 Requirements for use of forms.](#)

[3053.103 Exceptions.](#)

[Subpart 3053.2 Prescription of Forms](#)

[3053.204-70 Administrative matters.](#)

[3053.222-70 Application of labor laws to Government acquisitions.](#)

[3053.227-70 Conveyance of invention rights acquired by the Government.](#)

[3053.245-70 \[Removed and Reserved\]](#)

[Subpart 3053.3 Illustrations of Forms](#)

[3053.303 Agency forms.](#)