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PART 1216 - TYPES OF CONTRACTS

SUBPART 1216.2--FIXED-PRICE CONTRACTS

1216.203 Fixed-price contracts with economic price adjustment.

1216.203-4 Contract clauses.

1216.203-470 Solicitation provision.

The contracting officer shall insert the provision at (TAR) 48 CFR [1252.216-70](#), Evaluation of Offers Subject to an Economic Price Adjustment Clause, in solicitations containing an economic price adjustment clause.

SUBPART 1216.4--INCENTIVE CONTRACTS

1216.406-70 DOT contract clauses.

(a) As authorized by (FAR) [48 CFR 16-406\(e\)](#), the contracting officer shall insert the clause at (TAR) 48 CFR [1252.216-71](#), Determination of Award Fee, in all cost-plus-award-fee solicitations and contracts.

(b) The contracting officer shall insert the clause at (TAR) 48 CFR [1252.216-72](#), Performance Evaluation Plan, in all cost-plus-award-fee solicitations and contracts.

(c) The contracting officer shall insert the clause at (TAR) 48 CFR [1252.216-73](#), Distribution of Award Fee, in all cost-plus-award-fee solicitations and contracts.

SUBPART 1216.5--INDEFINITE-DELIVERY CONTRACTS

1216.505 Ordering.

(b)(5) Unless otherwise designated by the Head of the Operating Administration, the Competition Advocate for the Operating Administration (OA) is designated as the OA Task and Delivery Order Ombudsman. If any corrective action is needed after reviewing complaints from contractors on task and delivery order contracts, the OA Ombudsman shall provide a written determination of such action to the contracting officer. Issues that cannot be resolved within the OA, shall be forwarded to the DOT Task and Delivery Order Ombudsman for review and resolution. The DOT Task and Delivery Order Ombudsman is located in the Office of the Senior Procurement Executive.

SUBPART 1216.6--TIME-AND-MATERIALS, LABOR-HOUR, AND LETTER CONTRACTS

1216.603 Letter contracts.

1216.603-4 Contract clauses.

The contracting officer shall insert the clause at (TAR) 48 CFR [1252.216-74](#), Settlement of Letter Contract, in all definitized letter contracts.