

contracts with institutions of higher education.

Subpart 3009.5—Organizational and Consultant Conflicts of Interest

3009.507 Solicitation provisions.

The contracting officer may insert the provision at (HSAR) 48 CFR 3052.209–72, “Disclosure of Conflicts of Interest” in all solicitations for negotiated acquisitions, and when simplified acquisitions procedures in (FAR) 48 CFR Part 13, are not used. The contracting officer shall ensure the conditions enumerated in (FAR) 48 CFR 9.507–2 warrant inclusion.

PART 3010—MARKET RESEARCH [RESERVED]

PART 3011—DESCRIBING AGENCY NEEDS

Subpart 3011.1—Selecting and Developing Requirements Documents

Sec.

3011.103 Market acceptance.

Subpart 3011.2—Using and Maintaining Requirements

3011.204–70 Solicitation provisions and contract clauses.

3011.204–90 Solicitation provisions and contract clause (USCG).

Subpart 3011.5—Liquidated Damages

3011.501 Policy.

Subpart 3011.6—Priorities and Allocations

3011.602 General.

Subpart 3011.1—Selecting and Developing Requirements Documents

3011.103 Market acceptance.

(a) Contracting officers may act on behalf of the head of the agency in this subpart only. Contracting officers may, under appropriate circumstances, require offerors to make the required demonstrations.

Subpart 3011.2—Using and Maintaining Requirements Documents

3011.204–70 Solicitation provisions and contract clauses.

The contracting officer shall insert the clause at (HSAR) 48 CFR 3052.211–70, Index for Specifications, when an index or table of contents may be furnished with the specification.

3011.204–90 Solicitation provision and contract clause (USCG).

(a) For U.S. Coast Guard contracts, the contracting officer shall insert the USCG clause at (HSAR) 48 CFR 3052.211–90, Bar Coding Requirement, (also see (HSAR) 48 CFR 3013.302–70) when the bar coding of supplies is necessary.

(b) See (HSAR) 48 CFR 3013.302–590 for a provision which is required when the USCG clause at HSAR 3052.211–90, Bar Coding Requirement, is used with simplified acquisition procedures.

Subpart 3011.5—Liquidated Damages

3011.501 Policy.

(d) The HCA may reduce or waive the amount of liquidated damages assessed under a contract, if the Commissioner, Financial Management Service, or designee approves.

Subpart 3011.6—Priorities and Allocations

3011.602 General.

(c) The following DHS OEs may assign priority ratings on contracts and orders placed with contractors to acquire products, materials, and services under the Defense Priorities and Allocations System (DPAS) regulations (15 CFR part 700):

(1) The U.S. Coast Guard in support of certified national defense related programs; and

(2) The Federal Emergency Management Agency in support of emergency preparedness activities.

PART 3012—ACQUISITION OF COMMERCIAL ITEMS [RESERVED]

PART 3013—SIMPLIFIED ACQUISITION PROCEDURES

Subpart 3013.1—Procedures

Sec.

3013.106 Soliciting competition, evaluation of quotations or offers, award and documentation.

3013.106–190 Soliciting competition (USCG).

Subpart 3013.3—Simplified Acquisition Methods

3013.302 Purchase orders.

3013.302–590 Clauses (USCG).

Subpart 3013.70—Special Streamlined Acquisition Authority

3013.7000 General.

3013.7001 Delegations.

3013.7002 Reporting requirements.

3013.7003 Micro-purchase authority.

3013.7004 Simplified acquisition authority.

3013.7005 Test program for certain commercial items.

Subpart 3013.1—Procedures

3013.106 Soliciting competition, evaluation of quotations or offers, award and documentation.

3013.106–190 Soliciting competition (USCG).

For the U.S. Coast Guard, the contracting officer shall insert the USCG provision at (HSAR) 48 CFR 3052.213–

90, Evaluation Factor for Coast Guard Performance of Bar Coding Requirement, in requests for quotations when the USCG clause at (HSAR) 48 CFR 3052.211–90, Bar Coding Requirement, is used with simplified acquisition procedures.

Subpart 3013.3—Simplified Acquisition Methods

3013.302 Purchase orders.

3013.302–590 Clauses (USCG).

For the U.S. Coast Guard, the contracting officer shall insert the USCG clause at (HSAR) 48 CFR 3052.211–90, Bar Coding Requirement, in requests for quotations and purchase orders issued by the Inventory Control Points when bar coding of supplies is necessary.

Subpart 3013.70—Special Streamlined Acquisition Authority

3013.7000 General.

(a) The Secretary may use special streamlined acquisition authority set forth in Public Law 107–296, section 833, with respect to any procurement made during the period beginning on November 25, 2002 and ending September 30, 2007 where if the Secretary determines in writing the mission of the Department (described in Pub. L. 107–296, section 101) would be seriously impaired without the use of such authorities.

(b) The Secretary may deem any item or service to be a commercial item for the purpose of federal procurement laws for procurements described in (HSAR) 48 CFR 3013.7005.

3013.7001 Delegations.

The Secretary may delegate this authority to an officer of the Department who is appointed by the President with the advice and consent of the Senate. Delegations of this authority are discussed in HSAM 3013.

3013.7002 Reporting requirements.

(a) The Secretary shall submit to the Committee on Government Reform of the House of Representatives and the Committee on Governmental Affairs of the Senate—

(1) Notification of such determination; and

(2) The justification for such determination.

(b) This report shall be submitted no later than seven days after the date of any determination. Reporting requirements and procedures are discussed in HSAM 3013.