

National Aeronautics and Space Administration

1812.7000

Subpart 1809.6—Contractor Team Arrangements

AUTHORITY: 42 U.S.C. 2473(c)(1).

SOURCE: 61 FR 47079, Sept. 6, 1996, unless otherwise noted.

1809.670 Contract clause.

The contracting officer shall insert the clause at 1852.209-72, Composition of the Contractor, in all construction invitations for bids and resulting contracts. The clause may be used in other solicitations and contracts to clarify a contractor team arrangement where the prime contractor consists of more than one legal entity, such as a joint venture.

Subpart 1812.3—Solicitation Provisions and Contract Clauses for the Acquisition of Commercial Items

1812.301 Solicitation provisions and contract clauses for the acquisition of commercial items. (NASA supplements paragraph (f))

(f)(i) The following clauses are authorized for use in acquisitions of commercial items when required by the clause prescription:

(A) 1852.214-71, Grouping for Aggregate Award.

(B) 1852.214-72, Full Quantities.

(C) 1852.215-84, Ombudsman.

(D) 1852.219-75, Small Business Subcontracting Reporting.

(E) 1852.219-76, NASA 8 Percent Goal.

(F) 1852.223-70, Safety and Health.

(G) 1852.223-71, Frequency Authorization.

(H) 1852.223-72, Safety and Health (Short Form).

(I) 1852.223-73, Safety and Health Plan.

(J) 1852.223-75, Major Breach of Safety and Security.

(K) 1852.228-72, Cross-Waiver of Liability for Space Shuttle Services.

(L) 1852.228-76, Cross-Waiver of Liability for Space Station Activities.

(M) 1852.228-78, Cross-Waiver of Liability for NASA Expendable Launch Vehicles.

(N) 1852.246-72, Material Inspection and Receiving Report.

[64 FR 19926, Apr. 23, 1999, as amended at 64 FR 51078, Sept. 21, 1999; 65 FR 37058, June 13, 2000; 65 FR 50153, Aug. 17, 2000; 66 FR 18052, Apr. 5, 2001; 69 FR 26776, May 14, 2004]

PART 1811—DESCRIBING AGENCY NEEDS

Sec.

Subpart 1811.4—Delivery or Performance Schedules

1811.404-70 NASA contract clauses.

AUTHORITY: 42 U.S.C. 2473(c)(1).

Subpart 1811.4—Delivery or Performance Schedules

1811.404-70 NASA contract clauses.

The clause at 1852.211-70, Packaging, Handling, and Transportation, must be included in solicitations and contracts for deliverable items, including software, designated as Class I (mission essential), Class II (delicate or sensitive), or Class III (requires special handling or monitoring).

[65 FR 37062, June 13, 2000]

PART 1812—ACQUISITION OF COMMERCIAL ITEMS

Sec.

Subpart 1812.3—Solicitation Provisions and Contract Clauses for the Acquisition of Commercial Items

1812.301 Solicitation provisions and contract clauses for the acquisition of commercial items.

Subpart 1812.70—Commercial Space Hardware or Services

1812.7000 Prohibition on guaranteed customer bases for new commercial space hardware or services.

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Public Law 102-139, title III, Section 2459d, prohibits NASA from awarding a contract with an expected duration of more than one year if the primary effect of the contract is to provide a

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guaranteed customer base for, or establish an anchor tenancy in, new commercial space hardware or services. Ex-

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ception to this prohibition may be authorized only by an appropriations Act specifically providing otherwise.

[63 FR 40189, July 28, 1998]