\*\*ID\_\_AFFARS\_MP5301.601\_\_ID\*\*

### \*\*ID\_\_title\_\_Toc38365589\_\_ID\*\* MP5301.601 (a)(i) Head of the Contracting Activity (HCA) Matrix

**2019 Edition**

*Revised: 26 Jul 21*

**NOTE:** Cells with a double asterisk (**\*\*)** in the “**Retained by HCA**” column indicate retained HCA responsibilities or those that are non-delegable per the regulation listed in the “**Reference**” column.

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| **Item** | **Reference** | **HCA Responsibilities / Designee** | **Retained by HCA**  **(SAF/AQC)** | **Delegated to SCOs** | **Delegable below SCO** |
| 1 | FAR 1.602-3(b)(2) and (3)  AFFARS [5301.602-3](5301_602_3.dita#AFFARS_5301_topic_22)(b)(2) | Ratification of unauthorized commitments, subject to the limitations in FAR 1.602-3(c) | No | Yes, for actions of $30K and above | Delegated to the COCO for actions less than $30K  (not redelegable) |
| 2 | AFFARS [5301.601](5301_601.dita#AFFARS_5301_topic_17)(a)(i)(A) | Authority to enter into, approve, or terminate Grants, Cooperative Agreements, and Other Transactions—including the issuance of a warrant for such purposes. | See Table 2 | See Table 2 | Yes,  See Table 2 |
| 3 | AFFARS [5301.601](5301_601.dita#AFFARS_5301_topic_17)(a)(i)(A)  AFFARS [5301.603-1](5301_603_1.dita#AFFARS_5301_topic_23) | Authority to enter into, approve, modify, and terminate contracts—including the issuance of a Contracting Officer warrant for such purposes. | No | Yes | Yes |
| 4 | FAR 3.104-5(c)(2)  AFFARS [5303.104-3](5303_104_3.dita#AFFARS_5303_topic_3)(c)(1)(ii)  AFFARS [5303.104-5](5303_104_5.dita#AFFARS_5303_topic_5)(c)(2) | Authorizes the disqualified official to resume participation in the procurement or determine that an additional disqualification period is necessary. | No | Yes | No |
| 5 | FAR 3.104-7  AFFARS 5303.104-7(f) | Reviews and takes appropriate action on information that a reported violation or possible violation of a present or former government official or someone advising that official knowingly disclosed contractor bid or proposal information or source selection information before award. | No | Yes, only if SCO is GO or SES | No |
| 6 | FAR 3.602  AFFARS [5303.602](5303_602.dita#AFFARS_5303_topic_13) | Authorizes contract award to a Government employee or to a business concern owned or controlled by a Government employee and only if there is a most compelling reason to do so per FAR 3.602. | \*\* Yes | No | No |
| 7 | FAR 3.704(c)  AFFARS [5303.704](5303_704.dita#AFFARS_5303_topic_15)(c) | Considers, in addition to any penalty prescribed by law or regulation--suspension or debarment proceedings, voiding and rescinding contracts for a contractor convicted of any offense relating to contracts with the agency. | No | Yes | No |
| 8 | FAR 3.1104(b)  AFFARS [5303.1104](5303_1104.dita#AFFARS_5303_topic_22)(b)  FAR 9.504(c)  AFFARS [5309.504](5309_504.dita#AFFARS_5309_topic_19)(c) | Determines in writing that such action in FAR 3.1104(a) is in the best interest of the Government (HCA may impose conditions that provide mitigation of a personal conflict of interest or grant a waiver) | \*\* Yes | No | No |
| 9 | DFARS 205.502(a)  AFFARS [5305.502](5305_502.dita#AFFARS_5305_topic_12)(a) | Approves the publication of paid advertisements in newspapers. | No | Yes | Yes, one level above CO |
| 10 | DFARS 206.302-1(a)(2)(i)(1)  AFFARS [5306.302-1](5306_302_1.dita#AFFARS_5306_topic_5)(a)(2)(i)(*1*) | Determines if agency can enter into contracts for studies, analyses, or consulting services on the basis of an unsolicited proposal without providing for full and open competition. | No | Yes | Yes, but no lower than the COCO |
| 11 | FAR 6.302-1(d)  DFARS 206.302-1(d)  DFARS PGI 206.302-1(d)  AFFARS [5306.302-1](5306_302_1.dita#AFFARS_5306_topic_5)(d) | Approves waiver to post request for information or sources sought notices when using J&A authority FAR 6.302-1. | No | Yes, if SCO is GO or SES. If SCO is not a GO or SES, may be approved by the MAJCOM SCO provided they are a GO or SES. | No |
| 12 | DFARS 206.302-4(c)  AFFARS [5306.302-4](5306_302_4.dita#AFFARS_5306_topic_7)(c) | Approves a document (AFFARS prescribes use of International Agreement Competitive Restrictions (IACR)) that describes the terms of an agreement or treaty or written directions, such as a Letter of Offer and Acceptance, which have the effect of requiring the use of other than competitive procedures. J&A is not required. | No | Yes | Yes, CO |
| 13 | DFARS 207.470(b)  AFFARS [5307.470](5307_470.dita#AFFARS_5307_topic_10)(b) | Approves acquisition for vessel/aircraft/vehicle through a lease/charter/similar agreement for 18 months or more. | No | Yes | No |
| 14 | FAR 8.404(h)(3)(ii)(C)  AFFARS [5308.404](5308_404.dita#AFFARS_5308_topic_3)(h)(3)(ii)(C) | Approves D&F when the total performance period, including options, of a T&M/LH order is more than three years. | No | Yes | Yes, but no lower than COCO |
| 15 | FAR 9.202(a)  DFARS PGI 209.202(a)(1)  AFFARS [5309.202](5309_202.dita#AFFARS_5309_topic_8)(a)(1) | Is the designee referenced in FAR 9.202(a) (inclusion of other qualification requirements). | No | Yes | Yes, but no lower than COCO |
| 16 | FAR 9.206-1(b)  AFFARS [5309.206-1](5309_206_1.dita#AFFARS_5309_topic_9)(b) | Is the designee referenced in FAR 9.206-1(b) (enforcing qualification requirements). | No | Yes | Yes, but no lower than COCO |
| 17 | DFARS 209.270-3(a)  AFFARS [5309.270-3](5309_270_3.dita#AFFARS_5309_topic_10)(a) | Approves a contract for procurement, modification, repair, or overhaul of an aviation critical safety item with a source approved by the head of the design control activity. | No | Yes | Yes, but no lower than COCO |
| 18 | FAR 9.503**/** 9.506(d)(3)  AFFARS [5309.503](5309_503.dita#AFFARS_5309_topic_18)  AFFARS [5309.504](5309_504.dita#AFFARS_5309_topic_19)(c) | Waives FAR 9.5 requirements -- Organizational and Consultant Conflicts of Interest (OCI). | Yes | No | No |
| 19 | DFARS 209.571-7(c)(1)  AFFARS [5309.571-7](5309_571_7.dita#AFFARS_5309_topic_21)(c)(1) | Determines an exception to Limitation on Future Contracting in systems engineering and technical assistance contracts is necessary. | Yes | No | No |
| 20 | DFARS PGI 211.273-3  AFFARS [5311.273-3](5311_273_3.dita#AFFARS_5311_topic_5)(3) | Determines prior to contract award, that a Single Process Initiative (SPI) process for use in lieu of military or Federal specifications and standards is not acceptable for a specific procurement. | \*\* Yes, for non-PEO designated programs | No | No |
| 21 | DFARS 211.274-2(b)(1)  AFFARS [5311.274-2](5311_274_2.dita#AFFARS_5311_topic_6)(b)(1) | Determines the items are to be used to support a contingency or humanitarian or peacekeeping operation; to facilitate defense against or recovery from nuclear, biological, chemical, or radiological attack; to facilitate the provision of international disaster assistance; or to support response to an emergency or major disaster and, therefore, contractor not required to provide DoD IUID. | No | Yes | No |
| 22 | DFARS 211.274-2(b)(2)(i)((B)  AFFARS [5311.274-2](5311_274_2.dita#AFFARS_5311_topic_6)(b)(2)(i)(B) | Determines it is more cost effective for the Government requiring activity to assign, mark, and register unique item identification after delivery of an item acquired from a small business concern or a commercial item acquired under FAR Part 12 or Part 8 for an acquisition other than ACAT I program. | No | Yes | No |
| 23 | DFARS 212.102(a)(ii)(B)  AFFARS [5312.102](5312_102.dita#AFFARS_5312_topic_3)(a)(ii)(B) | Reviews an existing contracting officer commercial item determination to confirm the prior determination was appropriate and still applicable; or issues a determination that the prior use of FAR Part 12 procedures was improper, or no longer appropriate, with a written explanation for the basis of the determination. | No | Yes | No |
| 24 | DFARS 212.272(b)(2)(i)  AFFARS [5312.272](5312_272.dita#AFFARS_5312_topic_6)(b)(2)(i) | For contracts above $10M, determines no commercial items are suitable to meet the agency’s needs for facilities related services, knowledge-based services (except engineering services), medical services, or transportation services. | No | Yes | Yes, but no lower than COCO |
| 25 | DFARS 212.302(c)  AFFARS [5312.302](5312_302.dita#AFFARS_5312_topic_8)(c) | Waiver authority for tailoring provisions and clauses for acquisition of commercial items under FAR 12.302(c). | No | Yes | No |
| 26 | DFARS 212.7001(a)(1)  AFFARS [5312.7001](5312_7001.dita#AFFARS_5312_topic_12)(a)(1) | Makes Determination prior to converting the procurement from commercial to noncommercial procedures under FAR Part 15 (over $100M provide copy to USD(A&S)) | \*\* Yes, if value $100M or more  \*\* No, if more than $1M, but less than $100M | Yes | No |
| 27 | FAR 14.201-7(b)(2) and (c)(2)  AFFARS [5314.201-7](5314_201_7.dita#AFFARS_5314_topic_3)(b)(2)  and (c)(2) | Waives the requirement for inclusion of FAR clauses 52.214-27 and 52.214-28 in a contract with a foreign government or agency of that government. | No | Yes | No |
| 28 | DFARS 215.371-5  AFFARS [5315.371-5](5315_371_5.dita#AFFARS_5315_topic_6) | Waives the requirement at DFARS 215.371-2 to resolicit for an additional period of at least 30 days when only one offer is received as a result of a competitive solicitation allowing fewer than 30 days for receipt of proposals. | No | Yes | Yes, but no lower than the COCO |
| 29 | Class Deviation 2018-O00009  AFFARS [5315.403-1](5315_403_1.dita#AFFARS_5315_topic_9)(b) | Determines certified cost or pricing data should be required based on past performance or other information specific to the award. | No | Yes | No |
| 30 | FAR 15.403-1(c)(4)  DFARS 215.403-1(c)(4)(A)  AFFARS [5315.403-1](5315_403_1.dita#AFFARS_5315_topic_9)(c)(4)(A) | Waives requirement for submission of certified cost or pricing data in exceptional cases. | \*\* Yes | No | No |
| 31 | FAR 15.403-3(a)(4)  AFFARS [5315.403-3](5315_403_3.dita#AFFARS_5315_topic_10)(a)(4) | Approves determination to make award without offeror submission of data other than certified cost or pricing data. | No | Yes | No |
| 32 | DFARS PGI 215.403-3(a)(6)(ii)  AFFARS [5315.403-3](5315_403_3.dita#AFFARS_5315_topic_10)(a)(6)(ii) | Provides quarterly information within 25 days following the end of the quarter using [Contractor Denials of Data Requests](https://usaf.dps.mil/sites/AFCC/afcc/aqcinternal/aqcp/lists/data_request_denials/allitems.aspx) | No | Yes | No |
| 33 | FAR 15.403-4(a)(2)  AFFARS [5315.403-4](5315_403_4.dita#AFFARS_5315_topic_11)(a)(2) | Authorizes CO to obtain certified cost or pricing data for actions below the threshold in FAR 15.403-4(a)(1), provided the action exceeds the SAT. | \*\* Yes | No | No |
| 34 | [Class Deviation 2018-O00009](https://www.acq.osd.mil/dpap/policy/policyvault/USA003941-17-DPAP.pdf)  AFFARS [5315.404-2](5315_404_2.dita#AFFARS_5315_topic_13) | Determines that auditing of records should be required based on past performance or other information specific to the award. | No | Yes | No |
| 35 | DFARS 215.404-4(c)(2)(C)(*2*)  AFFARS [5315.404-4](5315_404_4.dita#AFFARS_5315_topic_14)(c)(2)(C)(*2*) | Approves the use of the alternate structured approach for Profit (see DFARS 215.404-73). | No | Yes | Yes, but no lower than COCO |
| 36 | DFARS 215.407-3(b)(i)  AFFARS [5315.407-3](5315_407_3.dita#AFFARS_5315_topic_18)(b)(i) | Waives on a case-by-case basis, the use of forward pricing rate agreement (FPRA) rates when such rates are available. | No | Yes | No |
| 37 | DFARS PGI 215.407-4(c)(2)(B)  AFFARS [5315.407-4](5315_407_4.dita#AFFARS_5315_topic_19)(c)(2)(B) | Requests an overhead should-cost review for a contractor business unit that does not meet the criteria found in DFARS PGI 215.407-4(c)(2)(A). | No | Yes | No |
| 38 | DFARS 215.408(2)(i)(A)(2)  DFARS 225.870-4(c)(2)(ii)  AFFARS [5315.408](5315_408.dita#AFFARS_5315_topic_21)(2)(i)(A)(2) | Approve determination (when contracting with the Canadian Commercial Corporation) that data other than certified cost or pricing data are needed in order to determine that the price is fair and reasonable. | No | Yes | Yes, no lower than two levels above the Contracting Officer |
| 39 | DFARS 215.408(2)(ii)(A)(2)  DFARS 225.870-4(c)(2)(ii)  AFFARS [5315.408](5315_408.dita#AFFARS_5315_topic_21)(2)(ii)(A)(2) | Approve determination (when contracting with the Canadian Commercial Corporation) that it is reasonably certain that data other than certified cost or pricing data will be needed in order to determine that the price of modifications is fair and reasonable. | No | Yes | Yes, no lower than two levels above the Contracting Officer |
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| 40 | FAR 16.206-3(d)  AFFARS [5316.206-3](5316_206_3.dita#AFFARS_5316_topic_9)(d) | Approves the use of a fixed-ceiling-price contract with retroactive price redetermination. | \*\* Yes | No | No |
| 41 | FAR 16.301-  3(a)(2)  DFARS 216.301-3(2)  AFFARS [5316.301-3](5316_301_3.dita#AFFARS_5316_topic_11)(2) | Approves the use of a cost-reimbursement contract in excess of $25M | No | Yes | Yes, but no lower than the COCO |
| 42 | FAR 16.401(d)  DFARS 216.401(d)(i)  AFFARS [5316.401](5316_401.dita#AFFARS_5316_topic_13)(d)(i) | Approves D&F to justify that the use of an incentive or award-fee contract, other than a cost-reimbursement incentive- or award fee contract in excess of $25 million, is in the best interest of the government. | \*\* No | Yes, for incentive  Yes, for award fee -- not further delegable | Yes, for incentive -- one level above the CO  No, for award fee |
| 43 | FAR 16.401(d)  DFARS 216.401(d)(ii)  AFFARS [5316.401](5316_401.dita#AFFARS_5316_topic_13)(d)(ii) | Approves D&F to justify that the use of a cost reimbursement incentive or award-fee contract  in excess of $25M is in the best interest of the government. | No | Yes, for cost-plus-incentive-fee  Yes, for cost-plus-award-fee (not further delegable) | Yes, for cost-plus-incentive-fee  --one level above the CO  No, for cost-plus-award-fee |
| 44 | AFFARS [5316.401](5316_401.dita#AFFARS_5316_topic_13)(e)(3)(i) | For Operational and Enterprise Contracting, the HCA will designate the Fee Determining Official. The PEO is the Fee Determining Official for the PEO’s assigned programs. The PEO or HCA for Operational and Enterprise Contracting may designate this responsibility on an individual contract or class basis. This designation may be made by name, position, or function, without limitation. | No | Yes, for Operational and Enterprise Contracting | Yes, for Operational and Enterprise Contracting |
| 45 | DFARS 216.405-2(1)  AFFARS [5316.405-2](5316_405_2.dita#AFFARS_5316_topic_15)(1) | Approves setting the percentage of award fee available for the final evaluation below 40 percent if the contracting officer determines that a lower percentage is appropriate. | \*\* Yes | No | No |
| 46 | FAR 16.601(d)(1)(ii)  DFARS 216.601(d)(1)(A)(2)  AFFARS [5316.601](5316_601.dita#AFFARS_5316_topic_22)(d)(i)(A)(2) | Approves the D&F for a T&M/LH contract or order if the base period plus any option period exceeds three years. | \*\* Yes | No | No |
| 47 | FAR 16.603-2(c)(3)  AFFARS [5316.603-2](5316_603_2.dita#AFFARS_5316_topic_23)(c)(3) | Approves the determination of a reasonable price or fee if the CO & contractor fail to reach agreement. | No | Yes | No |
| 48 | FAR 16.603-3  AFFARS [5316.603-3](5316_603_3.dita#AFFARS_5316_topic_24) | Determines a letter contract may be used if no other contract type is suitable. | No | Yes | Yes, below $50M but no lower than COCO |
| 49 | FAR 17.106-3(f)  AFFARS [5317.106-3](5317_106_3.dita#AFFARS_5317_topic_5)(f) | Authorizes the use of a solicitation requesting only multi-year prices, provided that dual proposals are not necessary to meet the objectives in FAR 17.105-2. | No | Yes | No |
| 50 | FAR 17.106-3(g)  AFFARS [5317.106-3](5317_106_3.dita#AFFARS_5317_topic_5)(g) | Approves the use of variable unit prices on multi-year contracts provided that, for competitive proposals, there is a valid method of evaluation. | No | Yes | No |
| 51 | DFARS 217.172(f)(2)  AFFARS [5317.172](5317_172.dita#AFFARS_5317_topic_8)(f)(2) | Determines the conditions required by DFARS 217.172(h)(2)(i)-(vii) will be met by a multi-year contract. | No | Yes | No |
| 52 | DFARS 217.174(b)  AFFARS 5317.174(b) | Determines, on the basis of a business case analysis, that the proposed purchase of electricity from sources of renewable energy under such contract is cost effective; and it would not be possible to purchase electricity from the source in an economical manner without the use of a contract for a period in excess of five years. | No | Yes | No |
| 52 | DFARS 217.7404(a)(1)(iii)  DFARS 217.7404-1  AFFARS [5317.7404](5317_7404.dita#AFFARS_5317_topic_21)(a)(1)(iii)  AFFARS [5317.7404-1](5317_7404_1.dita#AFFARS_5317_topic_22) | Approves Undefinitized Contract Actions (UCA), to include Foreign Military Sales. | No | Yes | Yes, below $50M but no lower than COCO |
| 53 | DFARS 217.7404(b)(2)  DFARS 252.217-7027(c)  AFFARS [5317.7404](5317_7404.dita#AFFARS_5317_topic_21)(b)(2) | Approves unilateral definitizations by the Contracting Officer (in writing). | Yes, for UCAs with a value greater than $50M | Yes, for UCAs with a value of $50M or below | Yes, for UCAs with a value of $50M or below but no lower than the COCO |
| 54 | DFARS 217.7404-3(a)(1)  AFFARS [5317.7404-3](5317_7404_3.dita#AFFARS_5317_topic_23)(a)(1) | Determines in writing that extending definitization beyond an additional 90 days is in the best interest of the Government. | Yes | No | No |
| 55 | DFARS PGI 217.7504(4)(ii)  AFFARS [5317.7504](5317_7504.dita#AFFARS_5317_topic_29)(4)(ii) | Authorizes reverse engineering. | No | Yes | No |
| 56 | DFARS 217.7505(b)  AFFARS 5317.7505(b) | Approves Contracting Officer certification for a replenishment part price increase that increased by 25 percent or more over the most recent 12-month period. | No | Yes | No |
| 57 | FAR 18.125  AFFARS [5318.125](5318_125.dita#AFFARS_5318_topic_4) | Determines that the contracting process may continue after GAO has received a protest (See FAR 33.104(b) and (c)). | \*\* Yes | No | No |
| 58 | FAR 18.2  DFARS 218.271  AFFARS [5318.201](5318_201.dita#AFFARS_5318_topic_6)(b)  FAR 13.201(g)(1)  AFFARS [5313.201](5313_201.dita#AFFARS_5313_topic_6)(g)(1)  FAR 12.102(f)(1)  FAR 2.101, paragraph (3)  FAR 2.101  FAR 18.201  DFARS 218.201 Class Deviation 2018-O0018  AFFARS [5318.201](5318_201.dita#AFFARS_5318_topic_6)(c)  FAR 13.500(c)(1)  AFFARS [5313.500](5313_500.dita#AFFARS_5313_topic_11)(c)(1)  DFARS 211.274-2(b)(1)  AFFARS [5311.274-2](5311_274_2.dita#AFFARS_5311_topic_6)(b)(1)  AFFARS [5312.102](5312_102.dita#AFFARS_5312_topic_3)(f)(1)  DFARS 215.371-4(a)(2)  AFFARS [5315.371-4](5315_371_4.dita#AFFARS_5315_topic_5)(a)(2)  DFARS 216.601(d)(i)(A)(3)  AFFARS [5316.601](5316_601.dita#AFFARS_5316_topic_22)(d)(i)(A)(3)  DFARS 218.201(2)  AFFARS [5318.201](5318_201.dita#AFFARS_5318_topic_6)(c)(2)  DFARS 218.202  AFFARS [5318.202](5318_202.dita#AFFARS_5318_topic_7)  AFFARS 5318.271  AFFARS 5318.271(S-90) | Determines that micro-purchases and simplified acquisitions of supplies or services (or the supplies or services themselves as applicable) are to be used in support of a contingency operation; to facilitate defense against or recovery from cyber, nuclear, biological, chemical, or radiological attack; to facilitate the provision of international disaster assistance; or to support response to an emergency or major disaster. | No | Yes | Yes, but no lower than the COCO |
| 59 | FAR 19.201(b)  AFFARS [5319.201](5319_201.dita#AFFARS_5319_topic_3)(b) | Implements small business programs within their activities, achieve program goals, and ensure contracting personnel maintain knowledge of program requirements. | No | Yes | No |
| 60 | DFARS 219.201(c)(8)  AFFARS [5319.201](5319_201.dita#AFFARS_5319_topic_3)(c)(8) | Assigns small business technical advisors to perform this function in accordance with DFARS 219.201(c)(8). | No | Yes | No |
| 61 | FAR 19.502-3(a)(5)  AFFARS [5319.502-3](5319_502_3.dita#AFFARS_5319_topic_5)(a)(5) | Authorizes a partial set-aside be made if there is a reasonable expectation that only two concerns (one large and one small) with capability will respond with offers. | No | Yes | No |
| 62 | FAR 19.505(b), (c), and (d)  DFARS 219.505(b)  AFFARS 5319.505(b) | Renders a decision regarding the CO’s rejection of an SBA recommendation. | No | Yes | Yes, but no lower than COCO |
| 63 | FAR 19.1305(d)  AFFARS [5319.1305](5319_1305.dita#AFFARS_5319_topic_12)(d) | Determines not to suspend action on the acquisition because urgent and compelling circumstances exist. Replies to SBA if SBA files an appeal for not restricting acquisition to HUBZone. | No | Yes | No |
| 64 | FAR 19.1405(d)  AFFARS [5319.1405](5319_1405.dita#AFFARS_5319_topic_14)(d) | Determines not to suspend action. Replies to SBA after receipt of a formal appeal from SBA concerning rejection of a set-aside for Service-disabled Veteran-owned Small Business. | No | Yes | No |
| 65 | FAR 22.101-1(e)  AFFARS [5322.101-1](5322_101_1.dita#AFFARS_5322_topic_3)(e) | Designates programs for contractors to notify Government of actual or potential labor disputes. | No | Yes | Yes, but no lower than COCO |
| 66 | DFARS 222.101-3-70(b)  PGI 222.101-3-70(b)(ii)  AFFARS [5322.101-3-70](5322_101_3_70.dita#AFFARS_5322_topic_4)(b)(ii) | Submits impact reports on labor disputes to agency head when sufficient urgency warrants the attention of the agency head or when specifically requested. | No | Yes | No |
| 67 | FAR 22.406-13  DFARS 222.406-13  AFFARS [5322.406-13](5322_406_13.dita#AFFARS_5322_topic_9) | For construction contracts, submits Semiannual Enforcement Reports to the labor advisor. | No | Yes | No |
| 68 | FAR 22.805(a)(8)  AFFARS [5322.805](5322_805.dita#AFFARS_5322_topic_11)(a)(8) | Approves an urgent or critical award, without pre-award clearance from the Office of Federal Contract Compliance Programs (OFCCP), if OFCCP cannot complete the evaluation by required date. Applies for contracts/subcontracts $10M or more excluding construction. | No | Yes | No |
| 69 | FAR 22.1802(d)  AFFARS [5322\_1802](5322_1802.dita#AFFARS_5322_topic_13)(d) | Waives the E-Verify requirement for a contract or subcontract or a class of contracts or subcontracts, either temporarily or for the period of performance. | \*\* Yes | No | No |
| 70 | DFARS PGI 223.370-4(1)(i)(A)(2)  AFFARS [5323.370-4](5323_370_4.dita#AFFARS_5323_topic_3)(1)(i)(A)(2) | Waives the mandatory requirements for safety precautions for ammunition and explosives. | No | Yes | No |
| 71 | FAR 25.103(b)(2)(i)  DFARS 225.103  AFFARS [5325.103](5325_103.dita#AFFARS_5325_topic_3)(b)  AFFARS [MP5325](MP5325.dita#AFFARS_mp_5325_topic_1)(a) | Approves determination that an article/material/supply is not mined, produced, or manufactured in the United States in sufficient quantities of satisfactory quality. | No | Yes | Yes, but no lower than the COCO |
| 72 | DFARS 225.103(a)(ii)(B)(2)  AFFARS [5325.103](5325_103.dita#AFFARS_5325_topic_3)(b) | Approves determination for a public interest exception, valued between the simplified acquisition threshold and $1.5M, for end products that are substantially transformed in the United States. | No | Yes | No |
| 73 | DFARS 225.103(b)(ii)(C)  AFFARS [5325.103](5325_103.dita#AFFARS_5325_topic_3)(b) | Approves determination for article/material/supply, for $1.5M or more, not domestically available and award is to be made on other than a qualifying country or eligible end product. | No | Yes | No |
| 74 | FAR 25.202(a)(2)  DFARS 225-202(a)(2)  AFFARS [5325.202](5325_202.dita#AFFARS_5325_topic_5)(a)(2) | Approves non-availability determination for domestic construction material. | No | Yes | Yes, but no lower than the COCO |
| 75 | DFARS 225.403(c)(ii)(A)  AFFARS [5325.403](5325_403.dita#AFFARS_5325_topic_8)(c)(ii)(A) | Approves a national interest waiver for a purchase by an overseas purchasing activity if the product is critical for the support of U.S. forces stationed abroad. | No | Yes | No |
| 76 | FAR 25.603(a)(1)(i)  AFFARS [5325.603](5325_603.dita#AFFARS_5325_topic_10)(a)(1)(i) | Approves Non-availability Determination (American Recovery and Reinvestment Act – Buy American Act – Construction Materials). | No | Yes | Yes, but no lower than the COCO |
| 77 | DFARS 225.7008(a)(2)  AFFARS [5325.7008](5325_7008.dita#AFFARS_5325_topic_16)(a)(2) | Waives restrictions on certain foreign purchases under [10 U.S.C. 2534(a)](http://www4.law.cornell.edu/uscode/html/uscode10/usc_sec_10_00002534----000-.html). | No | Yes | No |
| 78 | DFARS 225.7703-2(b)(2)(i)  AFFARS [5325.7703-2](5325_7703_2.dita#AFFARS_5325_topic_22)(b)(2)(i) | Determination requirements for products or services not limited to use by the military forces, police, or other security personnel of Afghanistan (D&F below $93M) | \*\* Yes | No | No |
| 79 | FAR 28.105  AFFARS [5328.105](5328_105.dita#AFFARS_5328_topic_4) | Approves using other types of bonds when acquiring particular supplies or services. | No | Yes | Yes, but no lower than the COCO |
| 80 | FAR 28.106-2(a)  AFFARS [5328.106-2](5328_106_2.dita#AFFARS_5328_topic_5)(a) | Approves the use of a new surety bond during the performance of the contract. | No | Yes | Yes, but no lower than COCO |
| 81 | DFARS 228.311-1  AFFARS [5328.311-1](5328_311_1.dita#AFFARS_5328_topic_11) | Waives the requirement for use of FAR clause 52.228-7, Insurance -- Liability to Third Persons. | No | Yes | No |
| 82 | DFARS 228.370(a)(2)  AFFARS [5328.370](5328_370.dita#AFFARS_5328_topic_12)(a)(2) | Disallows the contractor to buy insurance for war-hazard losses. If so, the CO shall insert the clause at DFARS 252.228-7000. | No | Yes | No |
| 83 | [Class Deviation 2011-O0006](http://www.acq.osd.mil/dpap/policy/policyvault/USA001350-11-DPAP.pdf)  AFFARS [5331](PART_5331.dita#AFFARS_5331_topic_1) | Waives the requirements of FAR 31. | No | Yes | No |
| 84 | [Class Deviation 2011-O0006](http://www.acq.osd.mil/dpap/policy/policyvault/USA001350-11-DPAP.pdf)  AFFARS [5331](PART_5331.dita#AFFARS_5331_topic_1) | Determine that incurrence of the Contribution in Aid of Construction (CIAC) tax is necessary to achieve the most beneficial business case for the Government and allowing the CIAC tax will result in significant benefits to the Government that outweigh the cost of allowing the tax. | No | Yes | No |
| 85 | FAR 32.202-1(d)  FAR 32.501-2(a)(3)  AFFARS [5332.202-1](5332_202_1.dita#AFFARS_5332_topic_5)(d) | Approves unusual contract financing. | No | Yes | No |
| 86 | DFARS 232.901(1)(i)(C)(ii)  AFFARS [5332.901](5332_901.dita#AFFARS_5332_topic_17)(1)(i)(C)(ii) | Determines that conditions exist that limit normal business operations. | No | Yes | No |
| 87 | FAR 33.102(b)(3)(ii)  AFFARS [5333.102](5333_102.dita#AFFARS_5333_topic_3)(b)(3)(ii) | At the request of the contractor, reviews agency records associated with a request for reimbursement of protest costs by the Government. | No | Yes | Yes, but no lower than the COCO |
| 88 | FAR 33.104(b)(1) or (c)(2)  AFFARS [5333.104](5333_104.dita#AFFARS_5333_topic_5)(b)(1) or (c)(2) | Authorizes contract award notwithstanding a GAO protest before award, or continued contract performance notwithstanding a GAO protest after award. | \*\* Yes | No | No |
| 89 | FAR 33.104(g)  AFFARS [5333.104](5333_104.dita#AFFARS_5333_topic_5)(g) | Reports to the GAO why their recommendations have not been followed by the agency not later than 5 days after the expiration of the 60-day response period. | \*\* Yes | No | No |
| 90 | DFARS 233.215(3)  AFFARS [5333.215](5333_215.dita#AFFARS_5333_topic_11)(3) | Determines that continued performance is necessary pending resolution of any claim that might arise under or be related to the contract. | No | Yes | Yes, at least one level above CO |
| 91 | DFARS 234.7002(d)(4)  AFFARS [5334.7002](5334_7002.dita#AFFARS_5334_topic_5)(d)(4) | Determines the information submitted is not sufficient to determine the reasonableness of price for items developed exclusively at private expense. | No | Yes | No |
| 92 | DFARS 235.015-70(c) & (d)(3)(ii)  AFFARS [5335.015-70](5335_015_70.dita#AFFARS_5335_topic_2)(c) & (d)(3)(ii) | Approves special use allowance for research facility acquired by educational institutions. | No | Yes | No |
| 93 | FAR 36.208  AFFARS [5336.208](5336_208.dita#AFFARS_5336_topic_3) | Approves concurrent performance of firm-fixed-price and other types of construction contracts at the same work site. | No | Yes | Yes, but no lower than COCO |
| 94 | FAR 36.213-2(a)  AFFARS [5336.213-2](5336_213_2.dita#AFFARS_5336_topic_5)(a) | Waives the requirement for pre-solicitation notices for proposed construction contracts expected to exceed the SAT. | No | Yes | Yes, but no lower than COCO |
| 95 | DFARS 236.272(b)(1)  AFFARS [5336.272](5336_272.dita#AFFARS_5336_topic_6)(b) | Authorizes the use of prequalification for urgent or complex construction projects. | No | Yes | Yes, but no lower than COCO |
| 96 | DFARS 236.272(b)(2)  AFFARS [5336.272](5336_272.dita#AFFARS_5336_topic_6)(b) | Approves the prequalification procedures of construction sources. | No | Yes | Yes, but no lower than COCO |
| 97 | FAR 36.301(b)(3)(vi)  AFFARS [5336.301](5336_301.dita#AFFARS_5336_topic_8)(b)(3)(vi) | Establishes other criteria for use of two-phase design-build selection procedures. | No | Yes | Yes, but no lower than COCO |
| 98 | DFARS 236.303-1(a)(4)(i)(B)  AFFARS [5336.303-1](5336_303_1.dita#AFFARS_5336_topic_9)(a)(4)(i)(B) | Approves determination to allow more than five offerors to submit phase two design-build proposals for acquisitions >$4M. | No | Yes | No |
| 99 | DFARS 236.570(b)(2)  AFFARS [5336.570](5336_570.dita#AFFARS_5336_topic_12)(b)(2) | Approves use of a separate bid item for mobilization and preparatory work. | No | Yes | Yes, but no lower than COCO |
| 100 | FAR 36.602-3  AFFARS [5336.602-3](5336_602_3.dita#AFFARS_5336_topic_14) | Oversees evaluation board functions for A&E contracts. | No | Yes | Yes, but no lower than COCO |
| 101 | FAR 36.609-1(c)(1)  AFFARS [5336.609-1](5336_609_1.dita#AFFARS_5336_topic_15)(c)(1) | Determines that, in fixed-price A&E contracts, cost limitations are secondary to performance considerations and additional project funding can be expected, if necessary. | No | Yes | No |
| 102 | DFARS 237.104(b)(iii)(A)*(2*)  AFFARS [5337.104](5337_104.dita#AFFARS_5337_topic_3)(b)(iii)(A)(*2*) | Approves a proposed personal services contract for services to be provided by individuals outside the U.S. and directly supports defense intelligence components or special operations command. Services must be urgent, cannot be obtained by other means, and are supporting DoD activities or programs outside the U.S. | No | Yes | No |
| 103 | DFARS 237.7401(c)  AFFARS [5337.7401](5337_7401.dita#AFFARS_5337_topic_12)(c) | Determines the services being acquired under contract with the local government are in DoD’s best interest. | No | Yes | Yes, but no lower than COCO |
| 104 | DFARS 239.101(1)  AFFARS [5339.101](5339_101.dita#AFFARS_5339_topic_2)(1) | Determines no commercial items are suitable to meet the agency’s needs for information technology products or services. | No | Yes | Yes, but no lower than COCO |
| 105 | FAR 41.202(c)(2)  AFFARS [5341.202](5341_202.dita#AFFARS_5341_topic_5)(c)(2) | Approves determination to pay the non-negotiated utility rates due to contract impasse. | No | Yes | Yes, but no lower than COCO |
| 106 | FAR 41.204(c)(1)(ii)  AFFARS [5341.204](5341_204.dita#AFFARS_5341_topic_6)(c)(1)(ii) | Determines use of the area-wide contract for utility services is not advantageous to the Government. | No | Yes | Yes, but no lower than COCO |
| 107 | FAR 42.202(c)(2)  AFFARS [5342.202](5342_202.dita#AFFARS_5342_topic_3)(c)(2) | Approves the delegation of additional functions to the CAO. | No | Yes | Yes, but no lower than COCO |
| 108 | DFARS PGI 242.7100(4)  AFFARS [5342.7100](5342_7100.dita#AFFARS_5342_topic_12)(4) | Approves the solicitation of voluntary refunds from a contractor. | No | Yes | No |
| 109 | FAR 45.102(e)  AFFARS [5345.102](5345_102.dita#AFFARS_5345_topic_3)(e) | Determines installation or construction of Government property on contractor-owned real property in such a fashion as to become non-severable is necessary and in the Government’s interest. | No | Yes | No |
| 110 | DFARS 245.102(4)(ii)(C)(*1*)(*ii*)  AFFARS [5345.102](5345_102.dita#AFFARS_5345_topic_3)(4)(ii)(C)(*1*)(*ii*) | Approves a determination and findings concluding that it is more cost effective for the Government requiring activity to assign, mark, and register the unique item identification after delivery of an item acquired from a small business concern or a commercial item acquired under FAR part 12 or part 8for an acquisition other than an ACAT I program.) | No | Yes | No |
| 111 | FAR 45.301(f)  AFFARS [5345.301](5345_301.dita#AFFARS_5345_topic_7)(f) | Approves use of Government property for commercial use expected to exceed 25 percent of the total use of Government and commercial work performed. | No | Yes | Yes, but no lower than COCO |
| 112 | FAR 48.104-3(a)  FAR 48.202  AFFARS [5348.104-3](5348_104_3.dita#AFFARS_5348_topic_3)(a) | Determines if the cost of calculating and tracking collateral savings will exceed the benefits to be derived. | No | Yes | Yes, but no lower than COCO |

**TABLE 1**

Authority to enter into, approve, or terminate Grants, Cooperative Agreements, and Other Transactions has been approved as shown below. This authority may be redelegated within the contracting functional chain of responsibility, in writing, under such terms, conditions, and limitations as may be deemed appropriate.

|  |  |  |  |
| --- | --- | --- | --- |
| **SCO** | **Grant Authority** | **Cooperative Agreement Authority** | **Other Transactions Authority** |
| HQ AFMC/PK | Yes | Yes | Yes |
| HQ AFRC/A7K | No | No | No |
| SMC/PK | Yes | Yes | Yes |
| HQ AFDW/PK | Yes | Yes | Yes |
| HQ USAFA/PK | Yes | Yes | Yes |
| AFOTEC/A7K | No | No | No |
| AFRCO/PK | No | No | Yes |
| SpRCO/PK | No | No | Yes |

**TABLE 2**