

## **44.201-2 Advance notification requirements.**

Under cost-reimbursement contracts, the contractor is required by statute to notify the *contracting officer* as follows:

(a) For the Department of Defense, the Coast Guard, and the National Aeronautics and Space Administration, unless the contractor maintains an approved purchasing system, [10 U.S.C. 3322\(c\)](#) requires notification before the award of any cost-plus-fixed-fee subcontract, or any fixed-price subcontract that exceeds the greater of the *simplified acquisition threshold* or 5 percent of the total estimated cost of the contract.

(b) For civilian agencies other than the Coast Guard and the National Aeronautics and Space Administration, even if the contractor has an approved purchasing system, [41 U.S.C. 3905](#) requires notification before the award of any cost-plus-fixed-fee subcontract, or any fixed-price subcontract that exceeds either the *simplified acquisition threshold* or 5 percent of the total estimated cost of the contract.

**Parent topic:** [44.201 Consent and advance notification requirements.](#)