

Subchapter 3050.1 Extraordinary Contract Actions

3050.102 Delegation of and Limitations on Exercise of Authority

3050.102-1 Delegation of authority.

The authority of the Secretary is retained at the Agency head level.

3050.104 Residual Powers

3050.104-1 Standards for use.

Generally, it is DHS policy not to authorize indemnification to contractors or subcontractors against unusually hazardous or nuclear risks, pursuant to Public Law 85-804 (National Defense Contract Authorization Act), as amended, and FAR Subpart 50.1. Contracting officers shall not include in solicitations or contracts the clause at FAR 52.250-1, Indemnification Under Public Law 85-804, unless specifically authorized by the Secretary. Components must direct all requests for indemnification through the Component's Office of the Chief Counsel and forward to the Office of the Chief Procurement Officer for appropriate coordination with the DHS Office of General Counsel before transmittal to the Secretary.