

## 42.000

- 42.1204 Applicability of novation agreements.
- 42.1205 Agreement to recognize contractor's change of name.

### Subpart 42.13—Suspension of Work, Stop-Work Orders, and Government Delay of Work

- 42.1301 General.
- 42.1302 Suspension of work.
- 42.1303 Stop-work orders.
- 42.1304 Government delay of work.
- 42.1305 Contract clauses.

#### Subpart 42.14 [Reserved]

### Subpart 42.15—Contractor Performance Information

- 42.1500 Scope of subpart.
- 42.1501 General.
- 42.1502 Policy.
- 42.1503 Procedures.
- 42.1504 Contract clause.

### Subpart 42.16—Small Business Contract Administration

- 42.1601 General.

### Subpart 42.17—Forward Pricing Rate Agreements

- 42.1701 Procedures.

AUTHORITY: 40 U.S.C. 121(c); 10 U.S.C. chapter 137; and 51 U.S.C. 20113.

SOURCE: 48 FR 42370, Sept. 19, 1983, unless otherwise noted.

#### 42.000 Scope of part.

This part prescribes policies and procedures for assigning and performing contract administration and contract audit services.

[63 FR 9062, Feb. 23, 1998]

#### 42.001 [Reserved]

#### 42.002 Interagency agreements.

(a) Agencies shall avoid duplicate audits, reviews, inspections, and examinations of contractors or subcontractors, by more than one agency, through the use of interagency agreements.

(b) Subject to the fiscal regulations of the agencies and applicable interagency agreements, the requesting agency shall reimburse the servicing agency for rendered services in accordance with the Economy Act (31 U.S.C. 1535).

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(c) When an interagency agreement is established, the agencies are encouraged to consider establishing procedures for the resolution of issues that may arise under the agreement.

[63 FR 9062, Feb. 23, 1998, as amended at 65 FR 36014, June 6, 2000]

#### 42.003 Cognizant Federal agency.

(a) For contractors other than educational institutions and nonprofit organizations, the cognizant Federal agency normally will be the agency with the largest dollar amount of negotiated contracts, including options. For educational institutions (defined as institutions of higher education in the OMB Uniform Guidance at 2 CFR part 200, subpart A, and 20 U.S.C. 1001) and nonprofit organizations (as defined in the OMB Uniform Guidance at 2 CFR part 200), the cognizant Federal agency for indirect costs is established according to the OMB Uniform Guidance at 2 CFR part 200, appendices III and IV, respectively.

(b) Once a Federal agency assumes cognizance for a contractor, it should remain cognizant for at least 5 years to ensure continuity and ease of administration. If, at the end of the 5-year period, another agency has the largest dollar amount of negotiated contracts, including options, the two agencies shall coordinate and determine which will assume cognizance. However, if circumstances warrant it and the affected agencies agree, cognizance may transfer prior to the expiration of the 5-year period.

[63 FR 9062, Feb. 23, 1998, as amended at 81 FR 45853, July 14, 2016]

### Subpart 42.1—Contract Audit Services

SOURCE: 63 FR 9062, Feb. 23, 1998, unless otherwise noted.

#### 42.101 Contract audit responsibilities.

(a) The auditor is responsible for—  
(1) Submitting information and advice to the requesting activity, based on the auditor's analysis of the contractor's financial and accounting records or other related data as to the acceptability of the contractor's incurred and estimated costs;