

Attachment -- DEAR Deviation Text – Line Out

Additions are **[bracketed]**.

Deletions by ~~striketrough~~.

Subpart 906.1—Full and Open Competition

906.102 Use of competitive procedures.

(d) *Other competitive procedures.*

(1) Professional architect-engineer services ~~shall~~ **[must]** be negotiated in accordance with subpart [936.6](#) and ~~48 CFR subpart 36.6~~ **[FAR 36.102 and 36.202 (as implemented by DOE/NNSA class deviation)]**.

(4) Program research and development announcements ~~shall~~ **[must]** follow the competitive selection procedures for the award of research proposals in accordance with subpart [917.73](#) and ~~48 CFR [FAR] part 35~~ **[(as implemented by DOE/NNSA class deviation)]**.

(5) Program opportunity notices for commercial demonstrations ~~shall~~ **[must]** follow the competitive selection procedures for award of these proposals in accordance with subpart [917.72](#).

Subpart 906.2—Full and Open Competition After Exclusion of Sources

906.202 Establishing or maintaining alternative sources.

(b)

(1) Every proposed contract action under the authority of ~~48 CFR 6.202(a)~~ **[FAR 6.102-1(a) (as implemented by DOE/NNSA class deviation)]** ~~shall~~ **[must]** be supported by a determination and finding (D&F) signed by the Senior Procurement Executive.

Subpart 906.3—Other Than Full and Open Competition

906.304 Approval of the justification.

(c) Class justifications within the delegated authority of a Head of the Contracting Activity may be approved for:

(1) Contracts for electric power or energy, gas (natural or manufactured), water, or other utility services when such services are available from only one source;

(2) Contracts under the authority cited in ~~48 CFR 6.302-4 or 6.302-5~~ [FAR 6.103-4 or 6.103-5 (as implemented by DOE/NNSA class deviation)]; or

(3) Contracts for educational services from nonprofit institutions. Class justifications for classes of actions that may exceed \$10,000,000 require the approval of the Senior Procurement Executive.
