

**228.305**

applies are hereby assigned to and shall be paid to the United States of America, and the prime contractor directs the Company to make such payments to the office designated for contract administration acting for and on account of the United States of America.

The United States of America hereby assumes and agrees to fulfill all present and future obligations of the prime contractor with respect to the payment of 100 percent of the premiums under said policies.

This agreement, upon acceptance by the prime contractor, the United States of America, and the Company shall be effective from \_\_\_\_\_

Accepted \_\_\_\_\_  
(Date)

(Name of Insurance Company) \_\_\_\_\_

By \_\_\_\_\_  
(Title of Official Signing)

Accepted \_\_\_\_\_  
(Date)

United States of America

By \_\_\_\_\_  
(Authorized Representative)

Accepted \_\_\_\_\_  
(Date)

(Prime Contractor) \_\_\_\_\_

By \_\_\_\_\_  
(Authorized Representative)

*Table 28-2.—Automobile Insurance Policy Endorsement*

It is agreed that insurance provided by the policy with respect to the ownership, maintenance, or use of automobiles, including loading and unloading thereof, does not apply to the following as insureds: The United States of America, any of its agencies, or any of its officers or employees.

**228.305 Overseas workers' compensation and war-hazard insurance.**

(d) Submit requests for waiver through department/agency channels. Include the following—

- (i) Name and address of contractor;
- (ii) Contract number;
- (iii) Date of award;
- (iv) Place of performance;
- (v) Name of insurance company providing Defense Base Act coverage;
- (vi) Nationality of employees to whom waiver is to apply; and
- (vii) Reason for waiver.

\_\_\_\_\_ or dividends, modify the assignment to reflect the percentage of interest and extent of the Government's assumption of additional premium obligation.

**48 CFR Ch. 2 (10-1-02 Edition)**

**228.307 Insurance under cost-reimbursement contracts.**

**228.307-1 Group insurance plans.**

The Defense Department Group Term Insurance Plan is available for contractor use under cost-reimbursement type contracts when approved as provided in department or agency regulations. A contractor is eligible if—

- (a) The number of covered employees is 500 or more; and
- (b) The contractor has all cost-reimbursement contracts; or
- (c) At least 90 percent of the payroll for contractor operations to be covered by the Plan is under cost-reimbursement contracts.

**228.311 Solicitation provision and contract clause on liability insurance under cost-reimbursement contracts.**

**228.311-1 Contract clause.**

Use the clause at FAR 52.228-7, Insurance—Liability to Third Persons, in solicitations and contracts, other than those for construction and those for architect-engineer services, when a cost-reimbursement contract is contemplated, unless the head of the contracting activity waives the requirement for use of the clause.

[56 FR 36404, July 31, 1991. Redesignated at 61 FR 50454, Sept. 26, 1996]

**228.370 Additional clauses.**

- (a) Use the clause at 252.228-7000, Reimbursement for War-Hazard Losses, when—
  - (1) The clause at FAR 52.228-4, Worker's Compensation and War-Hazard Insurance Overseas, is used; and
  - (2) The head of the contracting activity decides not to allow the contractor to buy insurance for war-hazard losses.
- (b)(1) Use the clause at 252.228-7001, Ground and Flight Risk, in negotiated fixed-price contracts for aircraft production, modification, maintenance, repair, or overhaul, unless—
  - (i) The aircraft is being acquired for a foreign military sale and the foreign government has not agreed to assume the risk; or
  - (ii) The cost of insurance for damage, loss, or destruction of aircraft does not