

LENGTH OF CONTRACT – MAXIMUM
(05-13-08)

Services		
Task order contracts for advisory and assistance services	5 years	FAR 16.505(c)(1) HHSAR 317.204
Multi-year contracts	5 years	FAR 17.104(a) HHSAR 317.204
Contracts with options	10 years ¹	HHSAR 317.204
Contracts subject to the <i>Service Contract Act of 1965</i>	5 years	FAR 22.1002-1 HHSAR 317.204
Time & Materials/Labor Hour contract	3 years ²	FAR 16.601(d)
Research and Development	Unlimited ³	HHSAR 317.204
Information Technology (not subject to the Service Contract Act of 1965)	Unlimited	HHSAR 317.204
Supplies		
Contracts with options	5 years	FAR 17.204(e) HHSAR 317.204
Information Technology	Unlimited	HHSAR 317.204

¹ HHSAR 317.204 reflects a permanent deviation to FAR 17.204(e). The deviation which was issued on September 1, 1998 with subsequent extensions, and permanently implemented by HHS in the HHSAR March 9, 2005.

² A Time & Materials/Labor Hour contract is limited to a 3-year period (base period plus any options) unless a D&F is approved by the HCA prior to execution of the base period of the contract

³ A revision to HHSAR 317.204 has being requested to clarify that R&D contracts are not included in the 10-year limitation on contracts for services stated in this subpart. NIH's deviation issued on September 1, 1998 was revised on August 25, 1999 to reflect the fact that R&D contracts are not restricted in length by the FAR. This clarification will be included in the projected December 2008 re-publication of the HHSAR.