

**PART 43 — CONTRACT MODIFICATIONS**

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## ENGINEER FAR SUPPLEMENT (EFARS)

### **PART 43 — CONTRACT MODIFICATIONS**

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#### **43.102 Policy**

(b) The policy and procedures at DFARS 217.74 shall be used to the maximum extent practicable for contract modifications within the scope of the contract that are not "undefinitized contract actions" as defined by DFARS 217.7401(d), (e.g. unpriced change orders). The contract file for contract modifications not subject to the requirements of DFARS 217.74 shall contain a statement signed by the contracting officer that, as a minimum, provides the following information:

- (1) The reason normal contract modification procedures and lead times are not practicable;
- (2) The date the requirement was first identified;
- (3) The consequences of missing the required delivery date;
- (4) The definitization schedule for the contract modification;
- (5) An explanation for any deviation from the definitization schedule;
- (6) The percentage of contract modification work completed by the contractor prior to definitization;
- (7) If a not-to-exceed price was not established, an explanation why it was considered impracticable. A not-to-exceed price should be agreed upon whenever practicable.