

## 47.104-4 Contract clauses.

(a) In order to ensure the application of 49 U.S.C. 10721 and 1 3712 rates, where authorized (see 47.104(b)), insert the clause at 52.247-1, *Commercial Bill of Lading* Notations, in *solicitations* and contracts when the contracts will be-

(1) Cost-reimbursement contracts, including those that *may* involve the movement of *household goods* (see 47.104-3(b)); or

(2) Fixed-price f.o.b. origin contracts (other than contracts at or below the *simplified acquisition threshold*) (see 47.104-2(b) and 47.104-3).

(b) The *contracting officer* may insert the clause at 52.247-1, *Commercial Bill of Lading* Notations, in *solicitations* and contracts made at or below the *simplified acquisition threshold* when it is contemplated that the delivery terms will be f.o.b. origin.

**Parent topic:** 47.104 Government rate tenders under sections 10721 and 13712 of the Interstate Commerce Act (49 U.S.C. 10721 and 13712).