

## 216.301-3 Limitations.

For contracts in connection with a military construction project or a military family housing project, contracting officers shall not use cost-plus-fixed-fee, cost-plus-award-fee, or cost-plus-incentive-fee contract types ([10 U.S.C. 3323](#)). This applies notwithstanding a declaration of war or the declaration by the President of a national emergency under section 201 of the National Emergencies Act ([50 U.S.C. 1621](#)) that includes the use of the Armed Forces.

**Parent topic:** [216.301 RESERVED](#)