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7.108 Additional requirements for telecommuting.

In accordance with [41 U.S.C. 3306\(f\)](#), an agency *shall* generally not discourage a contractor from allowing its employees to telecommute in the performance of Government contracts. Therefore, agencies *shall* not-

(a) Include in a *solicitation* a requirement that prohibits an *offeror* from permitting its employees to telecommute unless the *contracting officer* first determines that the requirements of the agency, including security requirements, cannot be met if telecommuting is permitted. The *contracting officer shall* document the basis for the determination *in writing* and specify the prohibition in the *solicitation*; or

(b) When telecommuting is not prohibited, unfavorably evaluate an *offer* because it includes telecommuting, unless the *contracting officer* first determines that the requirements of the agency, including security requirements, would be adversely impacted if telecommuting is permitted. The *contracting officer shall* document the basis for the determination *in writing* and address the evaluation procedures in the *solicitation*.

Parent topic: [Subpart 7.1 - Acquisition Plans](#)