

## 2919.506

set-aside recommendation shall be approved by the Head of the Contracting Activity. The justification shall then be forwarded for review through the Director, Directorate of Procurement and Grant Management, and the Director, OSDBU, to the Under Secretary of Labor.

### **2919.506 Withdrawal or modification of set-asides.**

Disagreements between the contracting officer and the SDBS concerning withdrawals or modifications of individual or class set-asides shall be resolved by the SBA PCR in the National Office, or by the Head of the Contracting Activity where no SBA PCR is available. The SDBS shall concurrently notify the OSDBU of such disagreements.

## **Subpart 2919.6—Certificates of Competency and Determinations of Eligibility**

### **2919.602 Procedures.**

#### **2919.602-1 Referrals.**

Referrals by the contracting officer in accordance with FAR 19.602-1 shall be approved by the head of the contracting activity prior to submission to the appropriate SBA office. The contracting officer shall forward copies of each referral to the Director, OSDBU.

## **Subpart 2919.7—Subcontracting With Small Business and Small Disadvantaged Business Concerns**

### **2919.705 Responsibilities of the contracting officer under the subcontracting assistance program.**

#### **2919.705-3 Solicitations.**

The contracting officer shall forward to the OSDBU any solicitation expected to result in a contract exceeding \$500,000 (\$1 million for construction of a public facility) prior to release to the public to ensure that appropriate subcontracting provisions are included in the Request for Proposals or Invitations for Bids. The OSDBU shall be allowed up to five working days for review of the solicitation, depending on

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the circumstances and complexity of the individual procurement.

### **2919.705-4 Reviewing the subcontracting plan.**

The OSDBU shall be afforded the opportunity to review subcontracting plans submitted by apparent successful offerors to determine if small and small disadvantaged businesses are afforded the maximum practicable opportunity to participate as subcontractors. OSDBU shall recommend to the contracting officer needed changes to subcontracting plans determined to be unacceptable.

### **2919.705-5 Awards involving subcontracting plans.**

The contracting officer shall forward for review, upon request of the Director, OSDBU, any acquisition package prior to execution of any negotiated contractual document requiring subcontracting plans.

### **2919.705-6 Postaward responsibilities of the contracting officer.**

(a) The contracting officer shall forward to the Director, OSDBU, a copy of any subcontracting plan that was incorporated into a contract or contract modification.

(b) The contracting officer shall maintain a list of active prime contracts containing a subcontracting plan.

(c) Contracting officers shall collect quarterly and semi-annually subcontracting data from contractors required to establish subcontracting plans in support of small and small disadvantaged business concerns. Copies of the semi-annual report, Standard Form 294 (Subcontracting Report for Individual Contracts), and the quarterly report, Standard Form 295 (Summary Subcontracting Report), shall be forwarded to the Director, OSDBU, not later than the 30th day of the month following the close of the reporting period.

### **2919.708 Solicitation provisions and contract clauses.**

Advance approval is required prior to including any small and small disadvantaged business concerns incentive