



# Trinity Uptown:

## Federal Subcontracting Plan Requirements

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Stephanie Lewis, Subcontracting Program Manager  
U.S. SBA - Office of Government Contracting

## Federal Contracts

- ☞ Federal contracts over the simplified acquisition threshold (\$100,000) must contain the clause FAR 52.219-8 “Utilization of Small Business Concerns”
- ☞ Requires maximum utilization of small businesses as subcontractors
- ☞ Applies to large and small business concerns



# Small Business Subcontracting Plans

A Federal contract awarded to a large business concern that exceeds \$500,000 (or \$1 million for construction) requires Small Business Subcontracting Plan.



Subcontracting plans are not required from small business concerns



# Mandatory Subcontracting Goals

- ☞ Small Business (SB)
- ☞ Small Disadvantaged Business (SDB)
- ☞ Women-Owned Small Business (WOSB)
- ☞ HUBZone Small Business (HUBZone SB)
- ☞ Veteran-Owned Small Business (VOSB)
- ☞ Service-disabled VOSB
  - NOTE: SDB and HUBZones must be SBA-certified



## Multi-year Contracts or Contracts Containing Options

- ☞ Separate dollar and percentage goals are required in the Subcontracting Plan for the base contract period and for each option.



# Elements of a Subcontracting Plan

- ☞ Set Forth Dollar and Percentage Goals
- ☞ Name of individual administering plan and his/her duties
- ☞ Description of the efforts the offeror will make to ensure that small businesses have an equitable opportunity to compete for subcontracts



# Elements of a Subcontracting Plan

- ☞ Assurances that the offeror will cooperate in studies or surveys , submit periodic reports
- ☞ A recitation of the types of records the offeror will maintain to demonstrate compliance with the procedures and goals in the plan
- ☞ Flow down FAR 52.219-8 “Maximum utilization of small business concerns” to all subcontractors when there is further subcontracting.



# Subcontracting Flow-Down

- ☞ A subcontracting plan must include a statement that the prime contractor will require all subcontractors (except small businesses) that receive subcontracts in excess of \$500,000 (\$1 million in construction) to adopt a subcontracting plan that complies with the requirements of FAR clause 52.219-9.



## Who approves the Subcontracting Plan?

### **The Contracting Officer**

(SBA and the agency Small Business Specialist provide comments to the Contracting Officer)



# What SBA Can and Cannot Do

## ☞ SBA Can:

- Conduct compliance reviews

## ☞ SBA Cannot:

- Prescribe the amount of subcontracting
- Require the prime contractor to use a particular small business



## Liquidated Damages

- ☞ When a contractor fails to make a good-faith effort to comply with a subcontracting plan, Federal law mandates that liquidated damages be paid to the Government.
- ☞ The amount of damages shall be equal to the actual dollar amount by which the contractor failed to achieve each goal.



# Reporting Requirements

- ☞ SF-294 - Subcontracting Report for Individual Contracts
  - semi-annual and upon contract completion
  - cumulative from inception of the contract
- ☞ SF-295 - Summary Subcontract Report
  - semi-annual
  - dollars are reported for only the current year



## Web-Based SF-294 & SF-295

- ☞ The web based system is called the Electronic Subcontract Reporting System, or “eSRS.”
- ☞ All civilian agencies contractors have been using it since 2005.
- ☞ We expect DoD to begin using the system in Fiscal Year 2007.

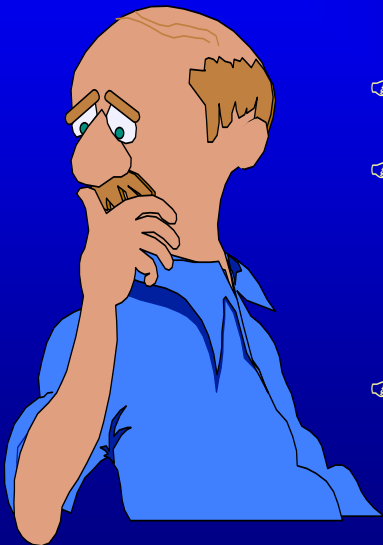


# SBLO Handbook

- ☞ Developed in 2003 by SBA's field staff.
- ☞ Covers laws, regulations, procedures, forms, and Frequently Asked Questions.
- ☞ Currently being updated and expanded.
- ☞ Can be distributed electronically or in hard copy.



## Resources to Help Large Businesses Identify Small Businesses



- ☞ The CCR
- ☞ SUB-Net: A web site for prime contractors to post subcontracting opportunities
- ☞ SBA's CMRs



# CCR Central Contractor Registration

- Vendor Corner
- Government Arena
- Small Business
- CCR

**Start New Registration**

**Finish Saved Registration Using Confirmation #**

**Update or Renew Registrations Using TPIN**

**Search CCR**  
Find my DUNS  
Find my CAGE

**Federal Agency Registration**

**Dynamic Small Business Search**

**Notice:**

**SBA migrating PRO-Net to CCR:** Starting 1/1/04, SBA's PRO-Net search capability will become the Dynamic Small Business Search function in CCR. For more information view: <http://pro-net.sba.gov>

**View additional information about new data elements in CCR**

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**Federal Acquisition Circular (FAC) 2001-16 amends the FAR to require contractor registration in CCR database ...**

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Quick Start <http://web.sba.gov/subnet/search/index.cfm?CFID=65198> Go Search Favorites

## United States Small Business Administration

**U.S. Small Business Administration Subcontracting Network**

[Hurricane Katrina Subcontracting Solicitations](#)

[Hurricane Subcontracting Information](#)    [Iraq Reconstruction RFP's](#)

The use of SUB-Net fulfills the function set forth in [Federal Acquisition Regulation \(FAR\) 5.206](#), Notice of Subcontracting Opportunities, for contractors and subcontractors to post notices and thereby increase competition for subcontracts.

Also see SBA's [Subcontracting Opportunities Directory](#)

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### United States Small Business Administration


**SBA**  
Your Small Business Resource

Search Exit Help  
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SUB - Net

**Search Solicitation**

- Search the database
- View all solicitations



<a href="#">Phair Consultants, Inc.</a>	6/21/2006 12:00 AM	Please notify of interest in project Phair Consultants, Inc. is seeking sub contract opportunities in regards to the State of Georgia Temporary IT Services RFP: PT1-05112006.
<a href="#">B.L. Harbert International, LLC</a>	6/21/2006 11:00 AM	BL Harbert is accepting bids on the IDIQ Bar Complex @ Ft Bliss, TX. The project consists barracks. We wish to solicit participation from small & minority businesses. Call 205-802-2800 for information.
<a href="#">Caddell Construction Co., Inc.</a>	6/21/2006 12:00 PM	D/B IDIQ Barracks Bldg, Southwest Region - We are prime contractors seeking subcontractors/suppliers in the construction industry interested in quoting work/materials for this project. Please contact us for additional information.

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- View all solicitations



**Display Solicitation Record**

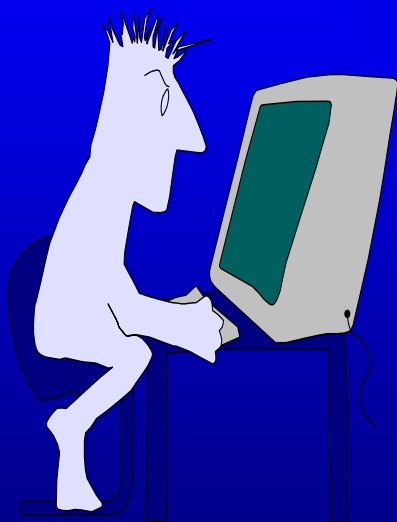
**Prime's Name:** B.L. Harbert International, LLC  
**Contact:** Tim Buck  
**Address 1:** 820 Shades Creek Prkwy, suite 3000  
**Address 2:**  
**City:** Birmingham **State:** AL  
**Zip:** 35209 **Zip+4:**  
**Phone:** 205-802-2800  
**Fax:** 205-802-2850  
**Email:** [tbuck@bharbert.com](mailto:tbuck@bharbert.com)

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# SBA's Key Internet Addresses



- ☞ SBA's Home Page: [www.sba.gov](http://www.sba.gov)  
(includes a link to *SUB-Net*)
- ☞ Government Contracting:  
[www.sba.gov/GC](http://www.sba.gov/GC)
- ☞ SDB: [www.sba.gov/sdb](http://www.sba.gov/sdb)
- ☞ HUBZone: [www.sba.gov/hubzone](http://www.sba.gov/hubzone)
- ☞ Women: [www.womenbiz.gov](http://www.womenbiz.gov)  
– Also [www.women-21.gov](http://www.women-21.gov)
- ☞ Vets: [www.sba.gov/VETS/](http://www.sba.gov/VETS/)

## Contact

- ☞ Stephanie Lewis
- ☞ Subcontracting Program Manager
- ☞ U.S. SBA
- ☞ Office of Government Contracting
- ☞ [SLewis8525@aol.com](mailto:SLewis8525@aol.com)

