19.806 Pricing the 8(a) contract.

(a) The *contracting officer shall* price the 8(a) contract in accordance with subpart 15.4. If required by subpart 15.4, the SBA *shall* obtain *certified cost or pricing data* from the 8(a) contractor. If the SBA requests audit assistance to determine the proposed price to be fair and reasonable in a *sole source acquisition*, the *contracting activity shall* furnish it to the extent it is available.

(b) An 8(a) contract, sole source or competitive, *may* not be awarded if the price of the contract results in a cost to the *contracting* agency which exceeds a *fair market price*.

(c) If requested by the SBA, the *contracting officer shall* make available the data used to estimate the *fair market price* within 10 working days.

(d) The negotiated contract price and the estimated *fair market price* are subject to the concurrence of the SBA. In the event of a disagreement between the *contracting officer* and the SBA, the SBA *may* appeal in accordance with 19.810.

Parent topic: Subpart 19.8 - Contracting with the Small Business Administration (The 8(a) Program)