52.219-18 Notification of Competition Limited to Eligible 8(a) Participants.

As prescribed in 19.811-3(d), insert the following clause:

Notification of Competition Limited to Eligible 8(a) Participants (Oct 2022)

(a) *Offers* are solicited only from—

(1) Small business concerns expressly certified by the Small Business Administration (SBA) for participation in SBA's 8(a) program and which meet the following criteria at the time of submission of *offer*—

(i) The *Offeror* is in conformance with the 8(a) support limitation set forth in its approved business plan; and

(ii) The *Offeror* is in conformance with the Business Activity Targets set forth in its approved business plan or any remedial action directed by SBA;

(2) A joint venture, in which at least one of the 8(a) program participants that is a party to the joint venture complies with the criteria set forth in paragraph (a)(1) of this clause, that complies with 13 CFR 124.513(c); or

(3) A joint venture—

(i) That is comprised of a mentor and an 8(a) protégé with an approved mentor-protégé agreement under the 8(a) program;

(ii) In which at least one of the 8(a) program participants that is a party to the joint venture complies with the criteria set forth in paragraph (a)(1) of this clause; and

(iii) That complies with 13 CFR 124.513(c).

(b) By submission of its *offer*, the *Offeror* represents that it meets the applicable criteria set forth in paragraph (a) of this clause.

(c) Any award resulting from this *solicitation* will be made to the Small Business Administration, which will subcontract performance to the successful 8(a) *offeror* selected through the evaluation criteria set forth in this *solicitation*. A *contracting officer may* consider a joint venture for contract award. SBA does not approve joint ventures for competitive awards, but see 13 CFR 124.501(g) for SBA's determination of participant eligibility.

(d) The _____ *[insert name of SBA's contractor]*will notify the_____ *[insert name of contracting agency]Contracting Officer in writing* immediately upon entering an agreement (either oral or written) to transfer all or part of its stock.

(End of clause)

Alternate I (Mar 2023). If the competition is to be limited to 8(a) participants within one or more specific SBA regions or districts, add the following paragraph (a)(1)(iii) to paragraph (a) of the

clause:

(iii) The *offeror*'s approved business plan is on the file and serviced by __ *[Contracting Officer completes by inserting the appropriate SBA District and/or Area Office(s) as identified by the SBA]*.

Parent topic: 52.219 [Reserved]