

19.1309 Contract clauses.

(a) The contracting officer shall insert the clause [52.219-3](#), Notice of HUBZone Set-Aside or Sole Source Award, in solicitations and contracts for acquisitions that are set aside, or reserved for, or awarded on a sole source basis to, HUBZone small business concerns under [19.1305](#) or [19.1306](#). This includes multiple-award contracts when orders may be set aside for HUBZone small business concerns as described in [8.405-5](#) and [16.505\(b\)\(2\)\(i\)\(F\)](#).

(1) The contracting officer shall use the clause with its Alternate I to waive the 50 percent requirement if the conditions at [19.1308\(b\)](#) apply.

(2) If a waiver is granted, the HUBZone small business prime contractor must still meet the performance of work requirements set forth in 13 CFR 125.6(c).

(b) The contracting officer shall insert the clause at FAR [52.219-4](#), Notice of Price Evaluation Preference for HUBZone Small Business Concerns, in solicitations and contracts for acquisitions conducted using full and open competition.

(1) The contracting officer shall use the clause with its Alternate I to waive the 50 percent requirement if the conditions at [19.1308\(b\)](#) apply.

(2) If a waiver is granted, the HUBZone small business prime contractor must still meet the performance of work requirements set forth in 13 CFR 125.6(c).

Parent topic: [Subpart 19.13 - Historically Underutilized Business Zone \(HUBZone\) Program](#)