

business concerns the highest rating for the evaluation factors in 15.304(c)(3)(iii) and (c)(5).

* * * * *

PART 19—SMALL BUSINESS PROGRAMS

7. Amend section 19.101 by adding paragraph (g)(5) to read as follows:

19.101 Explanation of terms.

* * * * *

(g) * * *

(5) *Size determination for teaming arrangements.* For size determination purposes, apply the size standard tests in (g)(1)(i) and (ii) of this section when a teaming arrangement of two or more business concerns submits an offer, as appropriate.

* * * * *

8. Amend section 19.202–1 by revising paragraph (e)(1)(iii) to read as follows:

19.202–1 Encouraging small business participation in acquisitions.

* * * * *

(e) * * *

(1) * * *

(iii) The proposed acquisition is for a bundled requirement. (See 10.001(c)(2)(i) for mandatory 30-day notice requirement to incumbent small business concerns.)

* * * * *

[FR Doc. 00–18668 Filed 7–25–00; 8:45 am]

BILLING CODE 6820–EP–P

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 5, 12, 19, 23, 52, and 53

[FAC 97–19; FAR Case 2000–604; Item II]

RIN 9000–A175

Federal Acquisition Regulation; North American Industry Classification System (NAICS)

AGENCIES: Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Interim rule with request for comments.

SUMMARY: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) have agreed on an interim

rule amending the Federal Acquisition Regulation (FAR) to convert size standards and other programs in the FAR based on the Standard Industrial Classification (SIC) system to the North American Industry Classification System (NAICS).

DATES: *Effective Date:* October 1, 2000.

Comment Date: Interested parties should submit comments to the FAR Secretariat at the address shown below on or before September 25, 2000 to be considered in the formulation of a final rule.

ADDRESSES: Submit written comments to: General Services Administration, FAR Secretariat (MVR), 1800 F Street, NW, Room 4035, Attn: Ms. Laurie Duarte, Washington, DC 20405.

Submit electronic comments via the Internet to: farcase.2000–604@gsa.gov

Please submit comments only and cite FAC 97–19, FAR case 2000–604 in all correspondence related to this case.

FOR FURTHER INFORMATION CONTACT: The FAR Secretariat, Room 4035, GS Building, Washington, DC 20405, (202) 501–4755, for information pertaining to status or publication schedules. For clarification of content, contact Ms. Victoria Moss, Procurement Analyst, at (202) 501–4764. Please cite FAC 97–19, FAR case 2000–604.

SUPPLEMENTARY INFORMATION:

A. Background

This interim rule amends the FAR to convert size standards and other programs in the FAR that are based on the Standard Industrial Classification (SIC) system to the North American Industry Classification System (NAICS).

The Small Business Administration (SBA) amended its regulations to convert small business size standards from the Standard Industrial Classification (SIC) System to the North American Industry Classification System (NAICS). These new size standards were published in the **Federal Register** at 65 FR 30836, May 15, 2000, and are effective on October 1, 2000. NAICS is a new system that classifies business concerns according to how they conduct their economic activity. SBA has determined that NAICS is a better description of industries in the U.S. economy than the SIC system for purposes of establishing size standards. This interim rule adopts the NAICS-based size standards effective October 1, 2000.

This rule conforms the FAR to the final SBA size standards and converts other programs in the FAR currently based on SIC codes to NAICS codes. These programs include the Small Business Competitiveness

Demonstration Program at Subpart 19.10, the Price Evaluation Adjustment for Small Disadvantaged Business Concerns at Subpart 19.11, the Small Disadvantaged Business Participation Program at Subpart 19.12, and the Historically Underutilized Business Zone (HUBZone) Program at Subpart 19.13.

This is not a significant regulatory action and, therefore, was not subject to review under Section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This rule is not a major rule under 5 U.S.C. 804.

B. Regulatory Flexibility Act

The interim rule is not expected to have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the coding changes are primarily internal to the Government. External uses of the codes under the small business subcontracting program and small disadvantaged business participation programs are primarily limited to large businesses. This rule includes implementation of SBA's final rule, and SBA has certified that the impact of the SIC to NAICS change on each business will not be substantial. Therefore, an Initial Regulatory Flexibility Analysis has not been performed. The Councils will consider comments from small entities concerning the affected FAR Parts in accordance with 5 U.S.C. 610. Interested parties must submit such comments separately and should cite 5 U.S.C 601, *et seq.* (FAC 97–19, FAR case 2000–604), in correspondence.

C. Paperwork Reduction Act

The Paperwork Reduction Act of 1995 (Pub. L. 104–13) applies; however, this interim rule does not impose new reporting and recordkeeping requirements that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.* This rule will require restructuring of contractors' record systems to collect data on small disadvantaged businesses under small business subcontracting plans and small disadvantaged business participation plans by NAICS rather than SIC. Because this merely involves use of a different industry classification system, this interim rule does not affect existing OMB clearances (9000–0006, 9000–0007, and 9000–0150).

D. Determination To Issue an Interim Rule

A determination has been made under the authority of the Secretary of Defense

(DoD), the Administrator of General Services (GSA), and the Administrator for the National Aeronautics and Space Administration (NASA) that urgent and compelling reasons exist to promulgate this interim rule without prior opportunity for public comment. This action is necessary because the Small Business Administration (SBA) issued a final rule on May 15, 2000, providing a new size standards listing that is based on NAICS rather than SIC codes. The SBA rule requires Federal agencies to use the new size standards, beginning October 1, 2000, to determine whether a business is a small business concern. Changes to the FAR are needed to establish policy for use of the new size standards in Government acquisitions. The required implementation date of October 1, 2000, does not permit time to issue a proposed FAR rule and evaluate public comments. However, pursuant to Public Law 98-577 and FAR 1.501, the Councils will consider public comments received in response to this interim rule in the formation of the final rule.

List of Subjects in 48 CFR Parts 5, 12, 19, 23, 52, and 53

Government procurement.
Dated: July 19, 2000.

Edward C. Loeb,
Director, Federal Acquisition Policy Division.

Therefore, DoD, GSA, and NASA amend 48 CFR parts 5, 12, 19, 23, 52, and 53 as set forth below:

1. The authority citation for 48 CFR parts 5, 12, 19, 23, 52, and 53 continues to read as follows:

Authority: 40 U.S.C. 486(c); 10 U.S.C. chapter 137; and 42 U.S.C. 2473(c).

PART 5—PUBLICIZING CONTRACT ACTIONS

2. Amend section 5.205 by revising paragraph (f)(2) to read as follows:

5.205 Special situations.

* * * * *

(f) * * *

(2) Specifying the North American Industry Classification System (NAICS) code;

* * * * *

PART 12—ACQUISITION OF COMMERCIAL ITEMS

12.603 [Amended]

3. Amend section 12.603 in the first sentence of paragraph (c)(2)(iv) by removing “standard industrial classification” and adding, in its place, “NAICS”.

PART 19—SMALL BUSINESS PROGRAMS

4. Amend section 19.001 by revising the definition “Industry” to read as follows:

19.001 Definitions.

* * * * *

Industry, as used in this part, means all concerns primarily engaged in similar lines of activity, as listed and described in the North American Industry Classification system (NAICS) manual (available via the Internet at <http://www.census.gov/epcd/www/naics.html>).

* * * * *

5. Amend section 19.102 by revising paragraphs (b)(1) and (h) to read as follows:

19.102 Size standards.

* * * * *

(b) * * *

(1) Classifying the product or service being acquired in the industry whose definition, as found in the North American Industry Classification System (NAICS) Manual (available via the Internet at <http://www.census.gov/epcd/www/naics.html>), best describes the principal nature of the product or service being acquired;

* * * * *

(h) the industry size standards are published by the Small Business Administration and are available via the Internet at <http://www.sba.gov/size/NAICS-cover-page.htm>.

19.201 [Amended]

6. Amend section 19.201—
a. In the first sentence of paragraph (b) by removing “Major Groups as contained in the Standard Industrial

Classification (SIC) manual” and adding, in its place, “North American Industry Classification System (NAICS) Industry Subsector”;

b. In the sixth sentence of paragraph (b) by removing “SIC MAJOR Group” and adding, in its place, “NAICS Industry Subsector”;

c. In the first sentence of the introductory text of paragraph (f)(1) by removing “major industry groups” and adding, in its place, “Industry subsectors”;

d. In paragraphs (f)(1)(ii) and (f)(1)(iii) by removing “SIC Major Group” and adding, in their place, “Industry subsector”.

19.303 Determining North American Industry Classification System (NAICS) codes and size standards.

7. Amend section 19.303 by revising the section heading to read as set forth above; and in paragraph (a) by removing “standard industrial classification” and adding “NAICS” in its place.

19.501 [Amended]

8. Amend section 19.501 in paragraph (g) by removing “product classification” and adding “NAICS code” in its place.

19.805-1 [Amended]

9. Amend section 19.805-1 in paragraph (a)(2) by removing “standard industrial classification (SIC)” and adding “North American Industry Classification System (NAICS)” in its place.

19.1002 [Amended]

10. Amend section 19.1002 in the definition “Emerging small business” by removing “standard industrial classification” and adding “North American Industry Classification System (NAICS)” in its place.

11. Amend section 19.1005 by revising paragraph (a) to read as follows:

19.1005 Applicability.

(a) *Designated industry groups.*

| NAICS code | NAICS description |
|--|---|
| Construction | |
| Subsector 233—Building, Developing, and General Contracting | |
| 23311 | Land Subdivision and Land Development. |
| 23321 | Single Family Housing Construction. |
| 23322 | Multifamily Housing Construction. |
| 23331 | Manufacturing and Industrial Building Construction. |
| 23332 | Commercial and Institutional Building Construction. |

| NAICS code | NAICS description |
|---|--|
| Subsector 234—Heavy Construction | |
| 23411 | Highway and Street Construction. |
| 23412 | Bridge and Tunnel Construction. |
| 23491 | Water, Sewer, and Pipeline Construction. |
| 23492 | Power and Communication Transmission Line Construction. |
| 23493 | Industrial Nonbuilding Structure Construction. |
| 23499 | All Other Heavy Construction. |
| Subsector 235—Special Trade Contractors | |
| 23511 | Plumbing, Heating, and Air-Conditioning Contractors. |
| 23521 | Painting and Wall Covering Contractors. |
| 23531 | Electrical Contractors. |
| 23541 | Masonry and Stone Contractors. |
| 23542 | Drywall, Plastering, Acoustical, and Insulation Contractors. |
| 23543 | Tile, Marble, Terrazzo, and Mosaic Contractors. |
| 23551 | Carpentry Contractors. |
| 23552 | Floor Laying and Other Floor Contractors. |
| 23561 | Roofing, Siding, and Sheet Metal Contractors. |
| 23571 | Concrete Contractors. |
| 23581 | Water Well Drilling Contractors. |
| 23591 | Structural Steel Erection Contractors. |
| 23592 | Glass and Glazing Contractors. |
| 23593 | Excavation Contractors. |
| 23594 | Wrecking and Demolition Contractors. |
| 23595 | Building Equipment and Other Machinery Installation Contractors. |
| 23599 | All Other Special Trade Contractors. |
| Nonnuclear Ship Repair | |
| 336611 | Ship Building and Repairing |
| Architectural and Engineering Services (including surveying and mapping) | |
| 54131 | Architectural Services. |
| 54133 | Engineering Services. |
| 54136 | Geophysical Surveying and Mapping Services. |
| 54137 | Surveying and Mapping (except Geophysical) Services. |
| Refuse Systems and Related Services | |
| 562111 | Solid Waste Collection. |
| 562119 | Other Waste Collection. |
| 562219 | Other Nonhazardous Waste Treatment and Disposal. |

* * * * *

12. Revise the introductory text of section 19.1201 to read as follows:

19.1201 General.

This subpart addresses the evaluation of the extent of participation of small disadvantaged business (SDB) concerns in performance of contracts in the North American Industry Classification System (NAICS) Industry Subsectors as determined by the Department of Commerce (see 19.201(b)), and to the extent authorized by law. Two

mechanisms are addressed in this subpart—

* * * * *

13. Amend section 19.1306 by revising paragraph (a)(2)(i) to read as follows:

19.1306 HUBZone sole source awards.

(a) * * *

(2) * * *

(i) \$5,000,000 for a requirement within the North American Industry

Classification System (NAICS) codes for manufacturing; or

* * * * *

19.303, 19.803, 19.804–2, 19.804–3, 19.804–5, 19.804–6, 19.810, 19.1007, 19.1102, 19.1202–1, 19.1202–2, 19.1202–4, 19.1203, and 19.1306 [Amended]

14. In addition to the amendments set forth above, in the table below, for each section indicated in the left column, remove the text indicated in the middle column from wherever it appears in the section, and add the text indicated in the right column:

| Section | Remove | Add |
|--|------------------------|---------------------------|
| 19.303(c)(1) (twice); 19.303(c)(2)(ii)(B); 19.303(c)(3)(ii); 19.303(c)(4) (twice); 19.803(b)(4)(i)(B); 19.803(b)(4)(ii); 19.804–2(a)(3); 19.804–3(d) introductory text; 19.804–3(d)(1) (twice); 19.804–3(d)(2) (twice); 19.804–5(c); 19.804–6(c); 19.810(a)(3); 19.1007(a)(1). | SIC | NAICS. |
| 19.1102(a); 19.1202–1; 19.1202–2(a) and introductory text of paragraph (b); 19.1202–4(a); 19.1203. | SIC Major Groups | NAICS Industry Subsector. |
| 19.1306(a)(2)(ii) | SIC | NAICS. |

PART 23—ENVIRONMENT, CONSERVATION, OCCUPATIONAL SAFETY, AND DRUG-FREE WORKPLACE

15. Amend section 23.906 by revising paragraph (a)(2)(iv) to read as follows:

23.906 Requirements.

- (a) * * *
- (2) * * *

(iv) Do not fall within Standard Industrial Classification Code (SIC) major groups 20 through 39 or their corresponding North American Industry Classification System (NAICS) sectors 31 through 33; or

PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

16. Amend section 52.212–1 by revising the date and paragraph (a) of the provision to read as follows:

52.212–1 Instructions to Offerors—Commercial Items.

* * * * *

Instructions to Offerors—Commercial Items (Oct. 2000)

(a) *North American Industry Classification System (NAICS) code and small business size standard.* The NAICS code and small business size standard for this acquisition appear in Block 10 of the solicitation cover sheet (SF 1449). However, the small business size standard for a concern which submits an offer in its own name, but which proposes to furnish an item which it did not itself manufacture, is 500 employees.

* * * * *

52.212–3 [Amended]

17. Amend section 52.212–3 by revising the date of the clause to read “(Oct 2000)”; and in paragraph (a) of the clause, in the definition “Emerging small business,” by removing “standard industrial classification” and adding, in its place, “NAICS”.

18. Amend section 52.219–1 by revising the date and paragraph (a)(1) of the provision to read as follows:

52.219–1 Small Business Program Representations.

* * * * *

Small Business Program Representations (Oct. 2000)

(a)(1) The North American Industry Classification System (NAICS) code for this acquisition is—[insert NAICS code].

* * * * *

19. Amend section 52.219–9 by revising the date and paragraph (j)(2) of the clause to read as follows:

52.219–9 Small Business Subcontracting Plan.

* * * * *

Small Business Subcontracting Plan (Oct. 2000)

* * * * *

(j) * * * * *
(2) *Standard Form 295, Summary Subcontract Report.* This report encompasses all of the contracts with the awarding agency. It must be submitted semi-annually for contracts with the Department of Defense and annually for contracts with civilian agencies. If the reporting activity is covered by a commercial plan, the reporting activity must report annually all subcontract awards under that plan. All reports submitted at the close of each fiscal year (both individual and commercial plans) shall include a breakout, in the Contractor’s format, of subcontract awards, in whole dollars, to small disadvantaged business concerns by North American Industry Classification System (NAICS) Industry Subsector. For a commercial plan, the Contractor may obtain from each of its subcontractors a predominant NAICS Industry Subsector and report all awards to that subcontractor under its predominant NAICS Industry Subsector.

* * * * *

52.219–19 [Amended]

20. Amend section 52.219–19 by revising the date of the provision to read “(Oct. 2000)” and in paragraph (a) by removing “standard industrial classification” and adding, in its place, “North American Industry Classification System (NAICS)”.

52.219–24 [Amended]

21. Amend section 52.219–24 by—
a. Revising the date of the provision to read “(Oct. 2000)”; and
b. In paragraph (b) of the provision by removing “Standard Industrial Classification (SIC) Major Groups” and adding, in its place, “North American Industry Classification System (NAICS) Industry Subsectors”.

52.219–26 [Amended]

22. Amend section 52.219–26 by—
a. Revising the date of the clause to read “(Oct. 2000);”
b. In paragraph (a) of the clause by removing “Standard Industrial Classification (SIC) Major Groups” and adding, in its place, “North American Industry Classification System (NAICS) Industry Subsectors”; and

c. In paragraph (b) of the clause by removing “SIC Major Groups” and adding, in its place, “NAICS Industry Subsectors.”

23. Amend section 52.223–13 by revising the date of the provision and paragraph (b)(2)(iv) to read as follows:

52.223–13 Certification of Toxic Chemical Release Reporting.

* * * * *

Certification of Toxic Chemical Release Reporting (Oct. 2000)

* * * * *

- (b) * * *
- (2) * * *

(iv) The facility does not fall within Standard Industrial Classification Code (SIC) major groups 20 through 39 or their corresponding North American Industry Classification System (NAICS) sectors 31 through 33; or

* * * * *

24. Amend section 52.223–14 by revising the date of the clause and paragraph (b)(4) to read as follows:

52.223–14 Toxic Chemical Release Reporting.

* * * * *

Toxic Chemical Release Reporting (Oct. 2000)

- (b) * * *

(4) The facility does not fall within Standard Industrial Classification Code (SIC) major groups 20 through 39 or their corresponding North American Industry Classification System (NAICS) sectors 31 through 33; or

* * * * *

PART 53—FORMS

53.204–2 [Amended]

25. Amend section 53.204–2—
a. In paragraph (a) by removing “(Rev. 10/97)” and adding in its place “(Rev 10/00)”; and
b. In paragraph (b) by removing “(Rev. 5/96)” and adding in its place “(Rev 10/00)”.

53.219 [Amended]

26. Amend section 53.219 in paragraph (c) by removing “(1/99)” and adding in its place “(10/00)”.

27. Revise section 53.301–279 to read as follows:

BILLING CODE 6820-EP-P

53.301-279 Federal Procurement Data System (FPDS) Individual Contract Action Report.

| | | | | |
|--|---|---|---|--|
| FEDERAL PROCUREMENT DATA SYSTEM (FPDS) INDIVIDUAL CONTRACT ACTION REPORT (ICAR) | | | INTERAGENCY REPORT CONTROL NUMBER 0206-GSA-QU | |
| 1. REPORTING AGENCY CODE (FIPS 95) (4 Pos.) | 2. CONTRACT NUMBER (Left justified with no special characters) (15 Pos.) | | 3. MODIFICATION NUMBER (Left justified; cannot exceed 4 characters) (4 Pos.) | 4. CONTRACTING OFFICE ORDER NUMBER (Left justified; cannot exceed 15 characters) (15 Pos.) |
| 5. CONTRACTING OFFICE CODE (5 alpha-numeric character code) (5 Pos.) | 6. ACTION DATE (4 digit calendar year and 2 digit month, e.g., 200012) (6 Pos.) | 7. TYPE OF DATA ENTRY (1 Pos.) | 8. REPORT PERIOD (4 digit fiscal year and 1 digit quarter, e.g., 20001) (5 Pos.) | |
| | | A. Original B. Deleting C. Correcting | | |
| 9. KIND OF CONTRACT ACTION (1 Pos.) | | | 10. DOLLARS OBLIGATED OR DEOBLIGATED THIS ACTION (Right justified; round to nearest 1000; truncate; use lead zeros, e.g., \$49,450 is reported as 0000049) (8 Pos.) | |
| A. Initial Letter Contract | B. Definitive Contract Superseding Letter Contract | C. New Definitive Contract | D. Purchase Orders/BPA Calls Using Simplified Acquisition Procedures | E. Order Under Single Award Indefinite Delivery Contract |
| F. Order Under BOA | G. Order/Modification Under Federal Schedule Contract | H. Modification | J. Termination for Default | K. Termination for Convenience |
| L. Order Under Multiple Award Contract | Z. Initial Load of Federal Schedule Contract | | | |
| 11. TYPE OF OBLIGATION (1 Pos.) | 12. PRINCIPAL PRODUCT OR SERVICE CODE (FPDS Product Service Code Manual) (4 Pos.) | 13. PRINCIPAL NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM (NAICS) CODE (6 Pos.) | 14. COMMERCIAL ITEM ACQUISITION PROCEDURES (1 Pos.) | |
| A. Obligated B. Deobligated | | | Y - Yes N - No | |
| 15. CONTRACTOR NAME (30 Pos.) | | | | |

| | | | | |
|--|---|--|---|---|
| 16. CONTRACTOR IDENTIFICATION NUMBER (DUNS) (9 Pos.) | 17a. PRINCIPAL PLACE OF PERFORMANCE (State and City Code FIPS 55) | 17b. FOREIGN COUNTRY (FIPS 10) (2 Pos.) | 18. CONTRACT FOR FOREIGN GOVT. OR INTERNATIONAL ORGANIZATION (1 Pos.) | |
| | STATE (2 Pos.) | CITY (5 Pos.) | Y - Yes N - No | |
| 19. TARIFF OR REGULATED (Pre-CICA) (1 Pos.) | 20. PERFORMANCE-BASED SERVICE CONTRACTING (PBSC) (1 Pos.) | 21. BUNDLING OF CONTRACT REQUIREMENTS (1 Pos.) | 22. COUNTRY OF MANUFACTURE (FIPS 10) (2 Pos.) | |
| Y - Yes N - No | Y - Yes N - No | Y - Yes N - No | | |
| 23. SYNOPSIS OF THIS PROCUREMENT PRIOR TO AWARD (1 Pos.) | | 24. TYPE OF CONTRACT OR MODIFICATION (1 Pos.) | | |
| A. Synopsized Prior to Award | B. Not Synopsized Due to Urgency | C. Not Synopsized for Other Reasons | A. Fixed-Price Redetermination | S. Cost - No Fee |
| | | | J. Fixed-Price | T. Cost Sharing |
| | | | K. Fixed-Price with Economic Price Adjustment | U. Cost-Plus-Fixed-Fee |
| | | | L. Fixed-Price Incentive | V. Cost-Plus-Incentive |
| | | | R. Cost-Plus-Award-Fee | Y. Time and Materials |
| | | | | Z. Labor Hour |
| 25. CICA APPLICABILITY (1 Pos.) | | 26. SOLICITATION PROCEDURES (Complete only if Item 25 = A) (1 Pos.) | | |
| A. CICA Applicable | D. Pre-CICA | A. Full and Open Competition - Sealed Bid | F. Multiple Award Schedule | G. Alternative Sources |
| B. Purchase Orders/BPA Calls Using Simplified Acquisition Procedures | E. Commercial Item Acquisition Procedures Under Test Program | B. Full and Open Competition - Competitive Proposal | H. Reserved | J. Reserved |
| C. Subject to Statute Other Than CICA | | C. Full and Open Competition - Combination | K. Set-Aside | L. Other Than Full and Open Competition |
| | | D. Architect - Engineer Procedures | | |
| | | E. Basic Research | | |
| 27. AUTHORITY FOR OTHER THAN FULL AND OPEN COMPETITION (Complete only if item 26 = L) (1 Pos.) | | 28. NUMBER OF OFFERS RECEIVED (Complete only if item 25 = A or E) (1 Pos.) | 29. EXTENT COMPLETED (1 Pos.) | |
| A. Unique Source | J. Mobilization, Essential R&D Capability or Expert Services | A. 1 | A. Competed Action | |
| B. Follow-on Contract | K. Reserved | B. 2-5 | B. Not Available for Competition | |
| C. Unsolicited Research Proposal | L. International Agreement | C. 6-10 | C. Follow-on to Competed Action | |
| D. Patent/Data Rights | M. Authorized by Statute | D. 11-15 | D. Not Competed | |
| E. Utilities | N. Authorized for Resale | E. 16-20 | | |
| F. Standardization | P. National Security | F. 21-50 | | |
| G. Only One Source - Other | Q. Public Interest | G. Over 50 | | |
| H. Urgency | | | | |

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STANDARD FORM 279 (REV. 10-2000)
Prescribed by GSA-FAR (48 CFR) 53.204-2(e)

| | | | | | |
|--|--|---|---|--|--|
| 30. TYPE OF CONTRACTOR (1 Pos.) | | 31. WOMEN-OWNED BUSINESS (1 Pos.) | | 32. HUBZONE SMALL BUSINESS CONCERN (1 Pos.) | |
| A. Small Disadvantaged Business B. Other Small Business C. Large Business D. JWOD Nonprofit Agency E. Educational Institution F. Hospital G. Nonprofit Organization H. Reserved | | J. Reserved K. State/Local Government L. Foreign Contractor M. Domestic Contractor Performing Outside US U. Historically Black College/University or Minority Institution (HBCU/MI) | | Y - Yes N - No | |
| 33A. HUBZONE PROGRAM (1 Pos.) | | 33B. SMALL DISADVANTAGED BUSINESS PROGRAMS (1 Pos.) | | 33C. OTHER PREFERENCE PROGRAMS (1 Pos.) | |
| A. HUBZone Sole Source B. HUBZone Set-Aside C. HUBZone Price Evaluation Preference D. Combined HUBZone Preference/Small Disadvantaged Business Price Adjustment E. Not Applicable | | A. 8(a) Contract Award B. 8(a) with HUBZone Priority C. SDB Set-Aside D. SDB Price Evaluation Adjustment E. SDB Participation Program F. Not Applicable | | A. Directed to JWOD Nonprofit Agency B. Small Business Set-Aside C. Buy Indian/Self Determination D. No Preference/Not Listed E. Very Small Business Set-Aside | |
| 33D. HUBZONE PRICE EVALUATION PREFERENCE PERCENT DIFFERENCE (2 Pos.) | | 33E. SDB PRICE EVALUATION ADJUSTMENT PERCENT DIFFERENCE (2 Pos.) | | 34. SUBCONTRACTING PLAN (Small, Small Disadvantaged, and Women-Owned Small Business) (1 Pos.) | |
| | | | | A. Required B. Not Required | |
| 35. SUBJECT TO LABOR STATUTES (1 Pos.) | | | | 36. ESTIMATED CONTRACT COMPLETION DATE (4-digit year and 2-digit month, e.g., 200012) (6 Pos.) | |
| A. Walsh-Healey Act B. Reserved C. Service Contract Act D. Davis-Bacon Act | | | | E. Not Subject to Walsh-Healey, Service Contract, or Davis-Bacon Acts | |
| 38. COMMON PARENT'S NAME (30 Pos.) | | | | 39. COMMON PARENT'S TIN (9 Pos.) | |
| 40. VETERAN-OWNED SMALL BUSINESS (VOSB) (1 Pos.) | | | 41. MULTIPLE AWARD CONTRACT FAIR OPPORTUNITY (1 Pos.) | | |
| A. Service Disabled Veteran Owned Small Business B. Other Veteran Owned Small Business C. Not Veteran Owned Small Business | | | A. Fair Opportunity Process B. Urgency C. One/Unique Source D. Follow on Contract E. Minimum Guarantee F. Not Applicable | | |
| SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM (Applicable to AGR, DOD, DOE, DOI, DOT, EPA, GSA, HHS, NASA, and VA) | | | | | |
| 42. DEMONSTRATION PROGRAM (1 Pos.) | | 43. EMERGING SMALL BUSINESS (1 Pos.) | | 44. EMERGING SMALL BUSINESS RESERVE AWARD (1 Pos.) | |
| Y - Yes N - No | | Y - Yes N - No | | Y - Yes N - No | |
| 45. SIZE OF SMALL BUSINESS (1 Pos.) | | | | | |
| NUMBER OF EMPLOYEES | | | OR AVERAGE ANNUAL GROSS REVENUE | | |
| A. 50 or less B. 51 - 100 C. 101 - 250 D. 251 - 500 E. 501-750 F. 751 - 1,000 G. Over 1,000 | | | M. \$1,000,000 or less N. \$1,000,001 - \$2,000,000 P. \$2,000,001 - \$3,500,000 R. \$3,500,001 - \$5,000,000 S. \$5,000,001 - \$10,000,000 T. \$10,000,001 - \$17,000,000 Z. Over \$17,000,000 | | |
| 46. RESERVED FOR FPDS (10 Pos.) | | | | | |
| 47. OPTIONAL REPORTED DATA ELEMENTS (100 Pos.) | | | | 48. FOR AGENCY INTERNAL USE | |
| 49. CONTRACTING OFFICER OR REPRESENTATIVE | | | | | |
| a. TYPED NAME | | b. SIGNATURE | | c. TELEPHONE | |
| | | | | d. DATE SUBMITTED | |
| | | | | AREA CODE NUMBER | |

STANDARD FORM 279 (10-2000) BACK

28. Revise section 53.301-281 to read as follows:

53.301-281 Federal Procurement Data System (FPDS) Summary Contract Action Report (\$25,000 or Less).

**FEDERAL PROCUREMENT DATA SYSTEM (FPDS)
SUMMARY CONTRACT ACTION REPORT (\$25,000 OR LESS)**
(Dollars in thousands, rounded to the nearest thousand)

**INTERAGENCY REPORT
CONTROL NUMBER**
0208-GSA-QU

| | | | |
|--|-------------------------------|---|-----------------------------------|
| CIVILIAN AGENCIES | | DEPARTMENT OF DEFENSE | |
| Net dollars and number of actions where anticipated value of instrument is \$25,000 or less. | | Net dollars and number of actions where amount obligated on action is \$25,000 or less. | |
| a. REPORT PERIOD | b. REPORT TYPE (X one) | c. REPORTING AGENCY CODE (AFPS 95) | |
| FY <input type="text"/> | QTR <input type="text"/> | | |
| <input type="checkbox"/> ORIGINAL <input type="checkbox"/> REVISION | | | |
| d. REPORTING AGENCY NAME | | e. CONTRACTING OFFICE CODE | f. CONTRACTING OFFICE NAME |

PART I - PRIME CONTRACT ACTIONS OF \$25,000 OR LESS

| | PROCUREMENT METHOD | Number of Actions (a) | NET DOLLAR AMOUNTS (in thousands) | | | | Total Dollars (f) |
|-------------------------------------|--|-----------------------|-----------------------------------|-----------------------------|----------------------------------|--------------------|-------------------|
| | | | Small Business Concerns (b) | Large Business Concerns (c) | Domestic Outside US/ Foreign (d) | Other Entities (e) | |
| NEW AWARDS AND MODIFICATIONS | 1. Tariff or Regulated Acquisitions | | | | | | |
| | 2. Contract for Foreign Government or International Organization | | | | | | |
| | 3. Purchases Using Simplified Acquisition Procedures | | | | | | |
| | 4. Orders - GSA Federal Schedules | | | | | | |
| | 5. Orders - Other Federal Schedules | | | | | | |
| | 6. All Other Orders | | | | | | |
| | 7. Other Procurement Methods | | | | | | |
| | 8. TOTAL NEW AWARDS AND MODIFICATIONS | | | | | | |
| COMPETITION | 9. Competed | | | | | | |
| | 10. Not Competed | | | | | | |
| | 11. Not Available for Competition | | | | | | |
| MODIFICATIONS | 12. TOTAL MODIFICATIONS (Excluding Line 3) | | | | | | |

PART II - SELECTED SOCIOECONOMIC STATISTICS (Includes both new awards and modifications)

| CATEGORY | Number of Actions (a) | Total Net Dollars (b) | CATEGORY | Number of Actions (a) | Total Net Dollars (b) |
|--|-----------------------|-----------------------|---|-----------------------|-----------------------|
| 13. Small Business Set-Aside | | | 20. HUBZone Small Business Concerns | | |
| 14. Small Business Concerns | | | 21. Women-Owned Small Business Concerns | | |
| 15. 8(a) Contract Awards | | | 22. JWOD Nonprofit Agency | | |
| 16. Small Disadvantaged Business Set-Aside | | | 23. Service Disabled Veteran Owned Small Business | | |
| 17. Small Disadvantaged Business Concerns | | | 24. Veteran Owned Small Business (VOSB) | | |
| 18. HBCU/MI | | | | | |
| 19. HUBZone Program | | | | | |

g. PERSON SUBMITTING REPORT

| | | | | |
|------|-----------|-----------|--------|----------------|
| NAME | SIGNATURE | TELEPHONE | | DATE SUBMITTED |
| | | AREA CODE | NUMBER | |

AUTHORIZED FOR LOCAL REPRODUCTION
PREVIOUS EDITION IS NOT USABLE

STANDARD FORM 281 (REV. 10-2000)
Prescribed by GSA-FAR (48 CFR) 53.204-2(b)

29. Revise section 53.302-312 to read as follows:

GENERAL INFORMATION INSTRUCTIONS

1. This form collects data on the participation of small disadvantaged business concerns in contracts that contain the clause at FAR 52.219-25, Small Disadvantaged Business Participation Program - Disadvantaged Status and Reporting.
2. Submit this report to the contracting officer. If your organization is required to report subcontracting data under an individual subcontracting plan, you may attach this report to the final SF 294, Subcontracting Report for Individual Contracts, submitted under the contract.
3. Report in whole dollars.

SPECIFIC INSTRUCTIONS

Block 3. Report the total dollar amount of participation of small disadvantaged business concerns under the contract cited in Block 2. Participation may be through subcontracting, teaming arrangement, joint ventures, or as the prime contractor (provided the prime contractor waived its right to a price evaluation adjustment).

Block 4. Report the participation, if any, by small disadvantaged business concerns in this contract at the prime contract level. All prime contract dollars must be reported under the North American Industrial Classification System (NAICS) assigned to the prime contract. Report the dollar amount and percentage of the total contract value.

Block 5. Report, by NAICS Industry Subsector, as determined by the Department of Commerce, the participation by small disadvantaged business concerns in this contract at the subcontract level. Report the dollar amount and percentage of the total contract value.

Block 6. Provide the name, telephone number, and e-mail address of the individual who can answer questions related to this report.

OPTIONAL FORM 312 (REV. 10-2000) BACK