

- 126.610 May SBA appeal a contracting officer's decision not to reserve a procurement for award as a HUBZone contract?
- 126.611 What is the process for such an appeal?
- 126.612 When may a contracting officer award sole source contracts to a qualified HUBZone SBC?
- 126.613 How does a price evaluation preference affect the bid of a qualified HUBZone SBC in full and open competition?
- 126.614 How does a contracting officer treat a concern that is both a qualified HUBZone SBC and an SDB in a full and open competition?
- 126.615 May a large business participate on a HUBZone contract?
- 126.616 What requirements must a joint venture satisfy to bid on a HUBZone contract?

#### Subpart G—Contract Performance Requirements

- 126.700 What are the subcontracting percentages requirements under this program?
- 126.701 Can these subcontracting percentages requirements change?
- 126.702 How can the subcontracting percentages requirements be changed?
- 126.703 What are the procedures for requesting changes in subcontracting percentages?

#### Subpart H—Protests

- 126.800 Who may protest the status of a qualified HUBZone SBC?
- 126.801 How does one file a HUBZone status protest?
- 126.802 Who decides a HUBZone status protest?
- 126.803 How will SBA process a HUBZone status protest?
- 126.804 Will SBA decide all HUBZone status protests?
- 126.805 What are the procedures for appeals of HUBZone status determinations?

#### Subpart I—Penalties

- 126.900 What penalties may be imposed under this part?

AUTHORITY: Pub. L. 105-135 sec. 601 *et seq.*, 111 Stat. 2592; 15 U.S.C. 632(a).

SOURCE: 63 FR 31908, June 11, 1998, unless otherwise noted.

### Subpart A—Provisions of General Applicability

#### § 126.100 What is the purpose of the HUBZone program?

The purpose of the HUBZone program is to provide federal contracting assistance for qualified SBCs located in historically underutilized business zones in an effort to increase employment opportunities, investment, and economic development in such areas.

#### § 126.101 Which government departments or agencies are affected directly by the HUBZone program?

(a) Until September 30, 2000, the HUBZone program applies only to procurements by the following departments and agencies:

- (1) Department of Agriculture;
  - (2) Department of Defense;
  - (3) Department of Energy;
  - (4) Department of Health and Human Services;
  - (5) Department of Housing and Urban Development;
  - (6) Department of Transportation;
  - (7) Department of Veterans Affairs;
  - (8) Environmental Protection Agency;
  - (9) General Services Administration;
- and
- (10) National Aeronautics and Space Administration.

(b) After September 30, 2000, the HUBZone program will apply to all federal departments and agencies which employ one or more contracting officers as defined by 41 U.S.C. 423(f)(5).

#### § 126.102 What is the effect of the HUBZone program on the section 8(d) subcontracting program?

The HUBZone Act of 1997 amended the section 8(d) subcontracting program to include qualified HUBZone SBCs in the formal subcontracting plans described in § 125.3 of this title.

#### § 126.103 What definitions are important in the HUBZone program?

*Administrator* means the Administrator of the United States Small Business Administration (SBA).

*AA/8(a)BD* means SBA's Associate Administrator for 8(a) Business Development.

*AA/HUB* means SBA's Associate Administrator for the HUBZone Program.