

## 19.304 Small disadvantaged business status.

(a) The *contracting officer* may accept an *offeror's* representation that it is a *small disadvantaged business concern* (SDB) *concern*.

(b) The provision at [52.219-1](#), Small Business Program Representations, or [52.212-3\(c\)\(5\)](#), *Offeror Representations and Certifications-Commercial Products and Commercial Services*, is used to collect SDB data.

(c) A representation of SDB status on a Federal prime contract will be deemed a misrepresentation of SDB status if the firm does not meet the requirements of 13 CFR 124.1001.

(d) Any person or entity that misrepresents a firm's status as an SDB *concern* in order to obtain a *contracting* opportunity in accordance with section 8(d) of the Small Business Act, ( [15 U.S.C. 637\(d\)](#)) will be subject to the penalties imposed by section 16(d) of the Small Business Act, ([15 U.S.C. 645\(d\)](#)), as well as any other penalty authorized by law.

**Parent topic:** [Subpart 19.3 - Determination of Small Business Size and Status for Small Business Programs](#)