

19.705-5 Awards involving subcontracting plans.

(a) In making an award that requires a subcontracting plan, the *contracting officer shall* be responsible for the following:

(1) Consider the contractor's compliance with the subcontracting plans submitted on previous contracts as a factor in determining contractor responsibility.

(2) Assure that a subcontracting plan was submitted when required.

(3) Notify the SBA *procurement* center representative (or, if a *procurement* center representative is not assigned, see [19.402\(a\)](#)) of the opportunity to review the proposed contract (including the plan and supporting documentation). The notice *shall* be issued in sufficient time to provide the representative a reasonable time to review the material and submit advisory recommendations to the *contracting officer*. Failure of the representative to respond in a reasonable period of time *shall* not delay contract award.

(4) Determine any fee that *may* be payable if an incentive is used in conjunction with the subcontracting plan.

(5) Ensure that an acceptable plan is incorporated into and made a material part of the contract.

(b) Letter contracts and similar undefinitized instruments, which would otherwise meet the requirements of [19.702\(a\)\(1\)\(i\)](#) and (ii), *shall* contain at least a preliminary basic plan addressing the requirements of [19.704](#) and in such cases require the negotiation of the final plan within 90 days after award or before definitization, whichever occurs first.

Parent topic: [19.705 Responsibilities of the contracting officer under the subcontracting assistance program.](#)