

# 52.219-6 Notice of Total Small Business Set-Aside.

As prescribed in 19.507(c), insert the following clause:

Notice of Total Small Business Set-Aside (Nov 2020)

(a) *Definition. Small business concern*, as used in this clause—

(1) Means a concern, including its *affiliates*, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the size standards in this *solicitation*.

(2) *Affiliates*, as used in paragraph (a)(1) of this clause, means business concerns, one of whom directly or indirectly controls or has the power to control the others, or a third party or parties control or have the power to control the others. In determining whether affiliation exists, consideration is given to all appropriate factors including common ownership, common management, and contractual relationships. SBA determines affiliation based on the factors set forth at 13 CFR 121.103.

(b) *Applicability*. This clause applies only to-

(1) Contracts that have been totally set aside for small business concerns; and

(2) Orders set aside for small business concerns under *multiple-award contracts* as described in 8.405-5 and 16.505(b)(2)(i)(F).

(c) General.

(1) *Offers* are solicited only from small business concerns. *Offers* received from concerns that are not small business concerns *shall* be considered nonresponsive and will be rejected.

(2) Any award resulting from this *solicitation* will be made to a small business concern.

(End of clause)

*Alternate I* (Mar 2020) . As prescribed in 19.507 (c), substitute the following paragraph (c) for paragraph (c) of the basic clause:

(c) *General*.(1) *Offers* are solicited only from small business concerns and Federal Prison Industries, Inc. (FPI). *Offers* received from concerns that are not small business concerns or FPI *shall* be considered nonresponsive and will be rejected.

(2) Any award resulting from this *solicitation* will be made to either a small business concern or FPI.

**Parent topic:** 52.219 [Reserved]