

## 19.1306 HUBZone sole-source awards.

(a) A *contracting officer* shall consider a contract award to a *HUBZone* small business *concern* on a sole-source basis (see [6.302-5\(b\)\(5\)](#)) before considering a small business set-aside (see [19.203](#) and subpart [19.5](#)), provided none of the exclusions at [19.1304](#) apply; and-

(1) The *contracting officer* does not have a reasonable expectation that *offers* would be received from two or more *HUBZone* small business *concerns*;

(2) The anticipated price of the contract, including *options*, will not exceed-

(i) \$8.5 million for a requirement within the North American *Industry Classification System* (NAICS) codes for manufacturing; or

(ii) \$5.5 million for a requirement within all other NAICS codes;

(3) The requirement is not currently being performed by an 8(a) participant under the provisions of subpart [19.8](#) or has been accepted as a requirement by SBA under subpart [19.8](#);

(4) The *HUBZone* small business *concern* has been determined to be a responsible contractor with respect to performance; and

(5) Award can be made at a fair and reasonable price.

(b) The SBA has the right to appeal the *contracting officer's* decision not to make a *HUBZone* sole-source award (see [13 CFR 126.610](#)).

**Parent topic:** [Subpart 19.13 - Historically Underutilized Business Zone \(HUBZone\) Program](#)