

The factor may not be applied if using the adjustment would cause the contract award to be made at a price that exceeds the fair market price by more than the factor in paragraph (b)(1) of this clause.

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16. Amend section 52.219-25 to revise the date of the clause and paragraph (a) to read as follows:

52.219-25 Small Disadvantaged Business Participation Program—Disadvantaged Status and Reporting.

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SMALL DISADVANTAGED BUSINESS PARTICIPATION PROGRAM—DISADVANTAGED STATUS AND REPORTING (OCT 1999)

(a) *Disadvantaged status for joint venture partners, team members, and subcontractors.* This clause addresses disadvantaged status for joint venture partners, teaming arrangement members, and subcontractors and is applicable if this contract contains small disadvantaged business (SDB) participation targets. The Contractor shall obtain representations of small disadvantaged status from joint venture partners, teaming arrangement members, and subcontractors through use of a provision substantially the same as paragraph (b)(1)(i) of the provision at FAR 52.219-22, Small Disadvantaged Business Status. The Contractor shall confirm that a joint venture partner, team member, or subcontractor representing itself as a small disadvantaged business concern, is identified as a certified small disadvantaged business in the database maintained by the Small Business Administration (PRO-Net) or by contacting

the SBA's Office of Small Disadvantaged Business Certification and Eligibility.

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DEPARTMENT OF DEFENSE

**General Services Administration
National Aeronautics and Space
Administration**

48 CFR Chapter 1

**Federal Acquisition Regulation; Small
Entity Compliance Guide**

AGENCIES: Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Small entity compliance guide.

SUMMARY: This document is issued under the joint authority of the Secretary of Defense, the Administrator of General Services and the Administrator for the National Aeronautics and Space Administration. This *Small Entity Compliance Guide* has been prepared in accordance with Section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996 (Public Law 104-121). It consists of a summary of the rule appearing in Federal Acquisition Circular (FAC) 97-13 which amends the Federal Acquisition Regulation (FAR). A Final Regulatory Flexibility Analysis (FRFA) has been prepared in accordance with 5 U.S.C. 604. Interested parties may

obtain a copy of the FRFA from the FAR Secretariat. In addition, interested parties may obtain further information regarding this rule by referring to FAC 97-13, which precedes this document. This document is also available via the Internet at <http://www.arnet.gov/far>.

FOR FURTHER INFORMATION CONTACT: Laurie Duarte, FAR Secretariat, at (202) 501-4225. For clarification of content, contact Victoria Moss, Procurement Analyst, General Services Administration, at (202) 501-4764.

**Reform of Affirmative Action in
Federal Procurement**

FAC 97-13, FAR Case 97-004. FAR Parts 19, 26, and 52 are amended to rescind the changes made in FAC 97-07 Addendum and finalize interim rules published in FACs 97-06, 97-07, and 97-08. These rules establish in the FAR three procurement mechanisms benefiting small disadvantaged businesses (SDBs). The first mechanism is a price evaluation adjustment of up to ten percent in certain two-digit Standard Industrial Classification (SIC) Major Groups. The second mechanism is a source selection evaluation factor or subfactor for planned SDB participation in the performance of a contract. The third mechanism provides for a monetary incentive for subcontracting with SDBs.

Dated: June 25, 1999.

Edward C. Loeb,

Director, Federal Acquisition Policy Division.

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