

AMENDMENT OF SOLICITATION/MODIFICATION		1. CONTRACT ID CODE		PAGE OF PAGES 1 of 17	
2. AMENDMENT/MODIFICATION NO. A0002		3. EFFECTIVE DATE		4. REQUISITION REQ. NO. 5. PROJECT NO. (If applicable)	
6. ISSUED BY CODE		7. ADMINISTERED BY: (if applicable) CODE			
U.S. DEPARTMENT OF LABOR, ETA OFFICE OF JOB CORPS, SUITE 1015 71 STEVENSON STREET, BOX 193768 SAN FRANCISCO, CA 94105-2970					
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)			9A. AMENDMENT OF SOLICITATION NO. IX-00-03		
			9B. DATE (See Item 11)		
			10A. MODIFICATION OF CONTRACT/ORDER NO.		
CODE		FACILITY CODE		10B. DATE (See Item 13)	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					
This above number solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended <input type="checkbox"/> x is not extended <input type="checkbox"/>					
Offerors must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning 1 copy of the amendment; (b) By acknowledging receipt of this amendment on each copy of each offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is receive prior to the opening hour and ate specified.					
12. ACCOUNTING AND APPROPRIATION DATE (If required)					
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.					
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN CONTRACT ORDER NOL ITEM 10A.					
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as Changes in paying office, appropriation dat, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b)					
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:					
D. OTHER (Specify type of modification and authority) <input type="checkbox"/>					
E. IMPORTANT: Contractor is not Is required to sign this document and return copies to the issuing office.					
14. DESCRIPTION OF AMENDMENT TO MODIFY THE SOLICITATION. BIDDERS ARE INSTRUCTED TO MAKE THE FOLLOWING CHANGES:					
<ul style="list-style-type: none"> - Remove attachments to Amendment A0001 which provided questions and answers for the Los Angeles Jobs Corps procurement. - Remove pages B-1, C-6, C-15, L-7, L-8, M-5 and substitute with attached pages. - Remove the vocational offerings chart on page C-10 and substitute the attached chart. - Remove charts on pages G-3 and G-7 and substitute attached charts. - Remove Section I - Contract Clauses, pages I-1 and I-2 and substitute with attached pages. - Remove Section L-4, Subcontracting Plan, page L-13 and substitute attached page. - Remove Section K-5, Small Business Concern Representations, pages K-17, 18, 19, & 20 and substitute attached pages. 					
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.					
15. NAME AND TITLE OF SIGNER (Type or print)			16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)		
15B. CONTRACTOR/OFFEROR		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA	
				16C. DATE SIGNED	

BY:

(Signature of person authorized to sign)
NSN 7540-01-152-8070
10-83)
PREVIOUS EDITION UNUSABLE
53.243

(Signature of Contracting Officer)
30-105

Standard Form 30 (Rev.
Prescribed by GSA
FAR (48 CFR)

SECTION B. SUPPLIES OR SERVICES AND PRICES OR COSTS

The continued operation of the Inland Empire Job Corps Center located in San Bernardino, CA.

The contractor will provide education, vocational training, social skills and employability training, career development services and related support services for a total of 310 students of which 169 are males and 141 are females.

NOTICE TO PROPOSERS: DOWNLOADING THIS RFP AND SUBSEQUENT AMENDMENTS:

It is the responsibility of all parties that submit a response to this Request for Proposals (RFP) to obtain any and all documents that are noted to be solely available via hard copy in the solicitation from Region 9, DOL Office of Job Corps, by contracting the following:

Bob Welch or Caroline Atha
(415) 975-4680
U.S. Department of Labor, Office of Job Corps
71 Stevenson Street, Suite 1015
San Francisco, CA 94701

B-1

C.3 PROGRAM CONTENT

A. Outreach and Admissions

1. Direct Outreach and Admissions (applies to centers with direct outreach goals and is applicable to this contract)

The contractor will perform outreach and admissions activities which ensure that the Job Corps program:

- C Maintains a positive public image.
- C Maintains a ready supply of eligible and committed applicants.
- C Works in partnership with individuals, communities, organizations, and State and local workforce development systems.

The contractor will meet the standards established by the Director of Job Corps each year in the Outreach and Admissions Outcome Measurement System.

Youth screened for the Inland Empire Job Corps Center will come from cities and unincorporated areas within : Kern County, San Bernardino County, Riverside County, Inyo County, Ventura County, Santa Barbara County, and San Luis Obispo County.

The contractor will be expected to recruit and screen sufficient numbers of applicants to generate arrivals in accordance with the delivery schedule in Section F.

At a minimum, the Outreach and Admissions program shall include the following:

- a. **Outreach:** The contractor will work cooperatively with various individuals and organizations to attract and enroll eligible at-risk youth. The contractor will develop and implement effective marketing techniques to educate the public about the program and to ensure that Job Corps is viewed as a positive alternative for youth. Required steps for planning and implementing outreach activities are found in PRH 1.1.
- b. **Eligibility:** The contractor will assess, verify, and document applicant eligibility for the Job Corps program, in conformity with the criteria and procedures listed in PRH, 1.2 and Exhibit 1-1.

Vocational Offerings (with ONET Codes)	Training Slots	
	On Center	Off Center
Facilities Maintenance* (85132)	24	0
Carpentry* (87102)	40	0
Electrical* (87202)	24	0
Surveying* (22311)	9	
Tile Setting* (87308)	20	0
Landscaping (79041)	24	0
Clerical Occupations	90	0
Culinary Arts (65026)	20	0
Off Center Training (OCT): Welding (93914) Opticianry (32514) Certified Nursing Assistant (66008)	0	20
Advanced Career Training (ACT)	0	30

*National Training Contractor

1. **On-Center Career Development Services (CDSS) (applies to all centers):**

As outlined in PRH, 7.1, the contractor will:

- a. Prepare students for successful job search, employment and further educational opportunities.
- b. Prepare students to access resources and services available to assist in making a successful transition to the workforce
- c. Facilitate direct job placement.

2. **Post-Center Career Development Services:**

The contractor will provide or arrange for post-center career development services for all eligible students:

- enrolled at the **Inland Empire Job Corps Center.**

- returning or relocating to cities and unincorporated areas within Kern County, San Bernardino County, Riverside County, Inyo County, Ventura County, Santa Barbara County, and San Luis Obispo County.

For purposes of this procurement the contractor should anticipate an annual assignee placement pool of:

242 Graduates.

253 Former enrollees.

The contractor will meet the standards established by the Director of Job Corps each year in the Outcome Measurement System.

- a. **Post-Center CDSS Eligibility:** The contractor will provide post-center career development services to eligible students, or will arrange to transfer responsibility if the student relocates outside of the service area. Service will be provided throughout the CDSS service period prescribed by PRH, 7.2. The contractor will provide to individuals who are eligible for post-center CDSS assistance all the required services described in PRH, 7.3 and 7.4.
- b. **Post-Center CDSS for Graduates:** The contractor will maintain contact with separated graduates, provide assessments, conduct placement services including job development and referral, identify transitional needs and refer to appropriate services, and maintain contact throughout CDSS service period to ensure that the graduate remains connected to the labor market following separation, as prescribed in PRH 7.3.

Estimated Average Operating Costs for base years (Year 1 & 2):

Period of Performance	Estimated Cost Per Student Year
_____ through _____	\$ _____
_____ through _____	\$ _____
Estimated Average Cumulative Student Year Cost: \$ _____	

B. Summary of Funds Available

The sum presently available for payment and allotted to this contract is noted in the table below: (This section will be fill out by the government at time of award)

Cost Category	Amount
Operations	\$ _____
Capital	\$ _____
Construction and Rehabilitation	\$ _____
- GSA Vehicle Rental	\$ _____
- Equipment	\$ _____
- VST	\$ _____
Outreach/Admissions	\$ _____
Career Development Services	\$ _____
TOTAL	\$ _____

It is estimated that the above-listed available operations funds will cover the period June 1, 2001 through May 31, 2003. Construction/ rehabilitation and equipment funds are allotted for the term of this contract. The fixed fee shall be paid out of the operations, outreach/admissions, and/or placement funds.

The contractor agrees that the estimated costs for operating the Job Corps center and for providing outreach/admissions and/or placement services (if applicable) in each of the option years will be based on the agreed-to budget for ongoing expense in the preceding year, with an appropriate adjustment for price inflation using the same inflationary factor that is reflected in the Congressional Job Corps appropriation for the budget or program year in which the option year begins. The amounts shown in the Option Year budget table provided below are therefore considered provisional, except that the fixed fee amounts are considered final unless changed by subsequent bilateral contract modification.

Estimated Cost and Fixed Fee				
(Will be completed by the government at time of contract award)				
Cost Category		OY1	OY2	OY3
a.	Operations	\$	\$	\$
b.	Fixed Fee	\$	\$	\$
c.	<i>Subtotal Direct Operations</i>	\$	\$	\$
d.	Indirect Operations	\$	\$	\$
e.	<i>Subtotal Indirect Operations</i>	\$	\$	\$
f.	Total Direct & Indirect Operations (c+d)	\$	\$	\$
g.	Outreach/Admissions	\$	\$	\$
h.	Fixed Fee	\$	\$	\$
n.	Total Outreach/Admissions	\$	\$	\$
j.	Career Development Services	\$	\$	\$
k.	Fixed Fee	\$	\$	\$
l.	Total Placement	\$	\$	\$
Total Estimated Cost (f + n + l)		\$	\$	\$

counseling, recreation, behavior management, student government/leadership, administrative support services, health services, child development programs, and placement services.) By responding to the following questions, describe how social development, administrative and other support services will be delivered to enable students to participate fully in the program and develop the skills to live independently upon program completion.

- (a) How will you ensure a safe and secure student living and learning environment?
- (b) What systems and methods will you use to develop student self-management, employability and independent living skills?
- (c) How will you ensure a student/customer focused delivery of support services?
- (d) What methods will you use to ensure full capacity utilization and student retention?
- (e) What strategies and community resources will you utilize to promote the quality placement of graduates?
- (f) What will be your approach to implementing an effective wellness program for trainees?
- (g) To maintain an effective program on center, how will you staff the health & wellness program, i.e; types of staff, numbers of hours per staff member, staff schedule?

4. Outreach, Admission and Career Development Services System

(a) Management Capability: By responding to the following questions, describe your leadership and systems which provide organization, structure, resources, and direction ensure achievement of program outcomes and quality indicators.

- (1) What challenges do you anticipate for the operation in the seven (7) counties of responsibility for this Center and what strategies do you plan to address those challenges?

- (2) How will you organize, locate and schedule staff resources to ensure optimal

coverage and ready access throughout the state?

(3) How will you integrate operations with and involve local One-Stops, communities, the employer community and State and local government in the operation of the OF&CDSS contract?

(4) What system will you employ at the project and corporate levels to ensure that contract performance goals are met? In addition to specified contract goals, what goals will you set for the contract?

5. Outreach Strategy: By responding to the following questions, describe your outreach and marketing plan to maintain a positive public image and attract applicants.

(a) What specific outreach techniques will you use to attract and recruit eligible applicants? How will you turn leads into arrivals?

(b) How will you evaluate the effectiveness of outreach and marketing efforts?

6. Admissions Program Design: By responding to the following questions, describe your methods and techniques to qualify and enroll sufficient applicants and support student retention.

(a) What systems and procedures will you use to ensure that both arrival goals and the geographical assignment plan are achieved?

(b) How will you ensure that students are adequately prepared for what to expect at Job Corps?

(c) What techniques and approaches will you use to promote student retention?

7. Career Development Services System Program Design: By responding to the following questions, describe your approach to matching student skills with appropriate career development opportunities to result in workforce entry, quality jobs and job retention.

(a) How will you develop quality placements for program graduates (GED or vocational completers)?

Your plan will be evaluated in terms of quality, conformance with regulatory requirements, and corporate efforts/commitment. The Office of Job Corps seeks to provide incentives for offerors to subcontract major portions of center operations with 1) small business, 2) small disadvantaged business, and 3) women-owned small business concerns. Therefore, up to five points may be awarded where the proposed subcontracting involves a key component of center operations (i.e. major components - Residential Living, Academic Education, Vocational Training, Administration; minor components - OA&P, Health Services).

5. Cost Justification (8 points)

Each offeror shall submit a Business Management Proposal which shall show all costs proposed to fulfill the requirements of the solicitation. The Cost Proposal evaluation is a technical assessment of whether the costs proposed support the offeror's technical proposal. It is not an evaluation of the total estimated cost.

Proposals will be evaluated on the extent to which the allocation and supporting explanation of costs shown in the proposed contract budget assure a reasonable and prudent expenditure of Federal funds in the performance of this contract, and within the requirements of the program.

No Job Corps funds will be provided to pay compensation to any individual, either as a direct cost or as an indirect cost, or proration at a rate in excess of \$141,300 per year. Proration means that the amount charged for a less than full-time employee can not exceed an annualized rate of \$141,300. Compensation is defined as salaries and cash bonuses exclusively. This does not include fringe benefits. This applies to all functions within the Job Corps contract including subcontracted services.

In evaluating the Cost Proposal category, the Government will not weigh cost against technical merit, but will evaluate the credibility and reasonableness of the cost proposal relative to the technical proposal. The cost must be realistic in relation to the services offered. The Estimated Cost itself will not be scored.

In evaluating the Cost Proposal, the Government will take the following factors into consideration:

- a. Adherence to RFP requirements.

I.1 CLAUSES INCORPORATED BY REFERENCE 52.252-2

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available.

Federal Acquisition Regulation (48 CFR Chapter 1) Clauses

CLAUSE	TITLE
52.202-1	Definitions
52.203-3	Gratuities
52.203-5	Covenant Against Contingent Fees
52.203-6	Restrictions on Subcontractor Sales to the Government
52.203-7	Anti-Kickback Procedures
52.203-8	Cancellation, Rescission, & Recovery of Funds for Illegal or Improper Activity
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity
52.203-12	Limitation on Payments to Influence Certain Federal Transactions
52.204-4	Printing/Copying Double-Sided on Recycled Paper
52.209-6	Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment
52.215-2	Audit and Records - Negotiation
52.215-8	Order of Precedence - Uniform Contract Format
52.215-10	Price Reduction for Defective Cost or Pricing Data
52.215-11	Price Reduction for Defective Cost or Pricing Data-Modification
52.215-12	Subcontractor Cost or Pricing Data
52.215-13	Subcontractor Cost or Pricing Data - Modifications
52.215-14	Integrity of Unit Prices
52.215-15	Termination of Defined Benefit Pension Plans
52.215-18	Reversion or Adjustment of Plans for Post-retirement Benefits (PRB) Other than Pension
52.216-7	Allowable Cost and Payments
52.216-8	Fixed Fee
52.217-8	Option to Extend Services
52.217-9	Option to Extend the Term of Contract
52.219-4	Notice of Price Evaluation Preference for HUBZone Small Business Concerns

I-1

52.219-8	Utilization of Small, Small Disadvantaged and Women-Owned Small Business Concerns
52.219-9	Small, Small Disadvantaged and Women-Owned Small Business Subcontracting Plan (October 2000)

- 52-219-16 Liquidated Damages - Subcontracting Plan
- 52-219-23 Price Evaluation Adjustment for Small Disadvantaged
Businesses
- 52.222-1 Notice to the Government of Labor Disputes
- 52.222-2 Payment for Overtime Premiums
- 52.222-3 Convict Labor
- 52.222-4 Contract Work Hours and Safety Standards Act - Overtime Compensation
- 52.222-26 Equal Opportunity
- 52.222-28 Equal Opportunity Preaward Clearance of Subcontracts
- 52.222-35 Affirmative Action for Special Disabled and Vietnam Era Veterans
- 52.222-36 Affirmative Action for Handicapped Workers
- 52.222-37 Employment Reports on Special Disabled Veterans and
Veterans of Vietnam Era
- 52.223-2 Clean Air and Water
- 52.223-3 Hazardous Material Identification and Material Safety Data
- 52.223-5 Pollution Prevention and Right-to-Know Information
- 52.223-6 Drug-Free Workplace
- 52.223-10 Waste Reduction Program
- 52.223-12 Refrigeration Equipment and Air Conditioners
- 52.223-13 Certification of Toxic Chemical Release Reporting
- 52.223-14 Toxic Chemical Release Reporting
- 52.224-1 Privacy Act Notification
- 52.224-2 Privacy Act
- 52.225-3 Buy American Act - Supplies
- 52.227-1 Authorization and Consent (July 1995)
- 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement
- 52.227-14 Rights in Data
- 52.228-7 Insurance - Liability to Third Persons
- 52.228-8 Liability and Insurance - Leased Motor Vehicles
- 52.230-2 Cost Accounting Standards
- 52.230-3 Disclosure and Consistency of Cost Accounting Practices
- 52.230-6 Administration of Cost Accounting Standards
- 52.232-9 Limitation on Withholding of Payments
- 52.232-17 Interest
- 52.232-18 Availability of Funds
- 52.232-19 Availability of Funds for the Next Fiscal Year
- 52.232-20 Limitation of Cost

Offerors need not request Past Experience information for any current contract performed for less than 6 months prior to the proposal submission date.

- (b) The offeror shall instruct the respondent of the Questionnaire to

forward the completed questionnaire to the address identified on the face sheet of the Past Experience Confirmation Questionnaire.

- (c) The offeror will prepare and submit a Relevant/Transferrable Skills Matrix (See Section J). The matrix should be prepared in such a manner as to allow for the matching and evaluation of the relevant and transferrable skills identified on the offeror's list of contracts (see B1 above) .

These documents will be used to assess and evaluate the offeror's skills and experiences that are relevant/transferrable to the scope, complexity and content of the requirements of the Job Corps procurement.

4. Subcontracting Plan (Does not apply to Small Businesses) (original and 2 copies)

Submit a subcontracting plan in accordance with Clause 52.219-9. The plan must separately address subcontracting with 1) small business, 2) small disadvantaged business, 3) women-owned small business concerns and 4) veteran-owned small business, and 5) HubZone small business concerns. For purposes of this procurement, the NAICS Code is 561210. Offerors are considered small businesses if their annual sales or receipts for the preceding three (3) years do not exceed \$20 million.

Proposed subcontracting of key components must be described in detail including organizational relationships and procedures established to ensure proper management, oversight, training, etc. A complete breakdown of costs associated with the subcontracting of a key component of center operations must be displayed in the Business Management Proposal. This should also include any costs associated with oversight of the subcontractual relationship.

5. Cost Justification - Business Management Proposal (BMP) (original and 2 copies)

Costs shall be mentioned only in the BMP and Transition/Phase-out proposals and nowhere else. The Offeror's Cost Justification shall consist of the following. Sample forms and attachments are shown in Section J.

L-13

additional information as requested by the Contracting Officer may render the Offeror non-responsible.

- E. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by paragraph A of this

provision. The knowledge and information of an Offeror is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

- F. The certification in paragraph A of this provision is a material representation of fact upon which reliance was placed when making award. If it is later determined that the Offeror knowingly rendered an erroneous certification, in addition to other remedies available to the Government, the Contracting Officer may terminate the contract resulting from this solicitation for default.

K.5 SMALL BUSINESS CONCERN REPRESENTATIONS 52.219-1 (October 2000)

A. NAICS Code and Size Standard

- (1) The North American Industry Classification System (NAICS) code for this acquisition is **561210**.
- (2) The small business size standard is **\$20.0** million.
- (3) The small business size standard for a concern which submits an offer in its own name, other than on a construction or service contract, but which proposes to furnish a product which it did not itself manufacture, is 500 employees.

B. Representations.

- (1) The offeror represents as part of its offer that it is, is not a small business concern.
- (2) [Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.] The offeror represents, for general statistical purposes, that it is, is not, a small disadvantaged business concern as defined in 13 CFR 124.1002.
- (3) [Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.] The offeror represents as part of its offer that it is, is not a women-owned small business concern.
- (4) [Complete only if the offeror represented itself as a small business concern in paragraph (b)(1) of this provision.] The offeror represents as part of its offer that it is, is not a veteran-owned small business concern.

K-17

- (5) [Complete only if the offeror represented itself as a veteran-owned small business concern in paragraph (b)(4) of this provision.] The offeror represents as part of its offer that it is, is not a service-disabled veteran-owned small business concern.

(6) The offeror represents, as part of its offer, that--

(i) It is, is not a HUBZone small business concern listed, on the date of this representation, on the List of Qualified HUBZone Small Business Concerns maintained by the Small Business Administration, and no material change in ownership and control, principal office of ownership, or HUBZone employee percentage has occurred since it was certified by the Small Business Administration in accordance with 13 CFR Part 126; and

(ii) It is, is not a joint venture that complies with the requirements of 13 CFR Part 126, and the representation in paragraph (b)(6)(i) of this provision is accurate for the HUBZone small business concern or concerns that are participating in the joint venture. [The offeror shall enter the name or names of the HUBZone small business concern or concerns that are participating in the joint venture: _____.] Each HUBZone small business concern participating in the joint venture shall submit a separate signed copy of the HUBZone representation.

(7) If offeror represented itself as disadvantaged, the offeror shall check the category in which its ownership falls:

_____ Black American.

_____ Hispanic American.

_____ Native American (American Indians, Eskimos, Aleuts, or Native Hawaiians).

_____ Asian-Pacific American (persons with origins from Burma, Thailand, Malaysia, Indonesia, Singapore, Brunei, Japan, China, Taiwan, Laos, Cambodia (Kampuchea), Vietnam, Korea, The Philippines, U.S. Trust Territory of the Pacific Islands (Republic of Palau), Republic of the Marshall Islands, Federated States of Micronesia, the Commonwealth of the Northern Mariana Islands, Guam, Samoa, Macao, Hong Kong, Fiji, Tonga, Kiribati, Tuvalu, or Nauru).

_____ Subcontinent Asian (Asian-Indian) American (persons with origins from India, Pakistan, Bangladesh, Sri Lanka, Bhutan, the Maldives Islands, or Nepal).

_____ Individual/concern, other than one of the preceding.

C. Definitions. As used in this provision--

"Service-disabled veteran-owned small business concern"--

K-18

(1) Means a small business concern--

(i) Not less than 51 percent of which is owned by one or more service-disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-

disabled veterans; and

(ii) The management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran.

(2) Service-disabled veteran means a veteran, as defined in 38 U.S.C. 101(2), with a disability that is service-connected, as defined in 38 U.S.C. 101(16).

"Small business concern" 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 criteria in 13 CFR part 121 and the size standard in paragraph (a) of this provision.

"Veteran-owned small business concern" means a small business concern--

(1) Not less than 51 percent of which is owned by one or more veterans (as defined at 38 U.S.C. 101(2)) or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more veterans; and

(2) The management and daily business operations of which are controlled by one or more veterans.

"Women-owned small business concern" means a small business concern--

(1) Which is at least 51 percent owned by one or more women or, in the case of any publicly owned business, at least 51 percent of the stock of which is owned by one or more women; and

(2) Whose management and daily business operations are controlled by one or more women.

D. Notice.

(1) If this solicitation is for supplies and has been set aside, in whole or in part, for small business concerns, then the clause in this solicitation providing notice of the set-aside contains restrictions on the source of the end items to be furnished.

(2) Under 15 U.S.C. 645(d), any person who misrepresents a firm's status as a small, HUBZone small, small disadvantaged, or women-owned small business concern in order to obtain a contract to be awarded under the preference programs established pursuant to section 8(a), 8(d), 9, or 15 of the Small Business Act or any other provision of Federal law that specifically references section 8(d) for a definition of program eligibility, shall--

(i) Be punished by imposition of fine, imprisonment, or both;

(ii) Be subject to administrative remedies, including suspension and debarment; and

(iii) Be ineligible for participation in programs conducted under the authority of the Act.