



## WHO IS A SERVICE-DISABLED VETERAN?

The Small Business Act defines the term “service-disabled veteran” as one with a disability that is service-connected, as defined by Title 38 U.S.C., section 101. The term “service-connected disability” is a disability that was incurred or aggravated in the line of duty in the active military, naval, or air service.

## WHAT IS THE SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS (SDVOSB) PROCUREMENT PROGRAM?

The Veterans Benefit Act of 2003 (15 U.S.C. 657f) created the procurement program for small business concerns owned and controlled by service-disabled veterans (referred to as the “Service-Disabled Veteran-owned Small Business Procurement Program,” FAR 19.14). The purpose of the Service-Disabled Veteran-Owned Small Business (SDVOSB) Program is to provide Federal contracting assistance to service-disabled veteran-owned small business concerns.

Is there a formal certification process required from the Small Business Administration (SBA) to participate in the SDVOSB procurement program?

No. The Veterans Benefits Act of 2003 that authorized contracting officers to set aside acquisitions for Service-Disabled Veteran- Owned Small Business Concerns) did not require a formal process to certify concerns as SDVOSB. A SDVOSB self-represents its status for all Federal contracts. In order to place an offer on a Federal contract, the SBC must be registered in the Government’s Central Contractor Registration (CCR) located within the System for Award Management (SAM). Once the SBC is registered in SAM, and an offer is submitted on a Federal Contract, the SDVOB needs to complete the On-Line Representations and Certifications Application that is also located in SAM. For more information about SAM and to register on-line, go to the System for Award Management located on the internet at [www.sam.gov](http://www.sam.gov)

## IS MY SMALL BUSINESS ELIGIBLE FOR PARTICIPATION IN THE SDVOSB PROGRAM?

The following criteria must be met In order to be eligible as a service-disabled veteran-owned small business concern:

1. The service-disabled veteran must have a service-connected disability that has been determined by the Department of Veterans Affairs or Department of Defense
2. The service-disabled veteran-owned small business concern must be small under the North American Industrial Classification System (NAICS) code assigned to the procurement;
3. The service-disabled veteran-owned small business concern must also be at least 51% owned by one or more service-disabled veterans or, in the case of any publicly owned business, at least 51% of the stock of which is owned by one or more Service-Disabled Veterans.
4. Management and daily business operations of the service-disabled veteran-owned business concern must be controlled by one or more Service-Disabled Veterans or, in the case of a veteran with a permanent and severe disability, the spouse or permanent caregiver of such a veteran.
5. The service-disabled veteran must hold the highest officer position in the small business concern.

## REFERENCES

Section 3(q) of the Small Business Act (15 U.S.C. 632(q)) and SBA’s Implement SDVSB Program Regulations (13 C.F.R.125).

Executive Order 13360

Public Law 105-135 and Public Law 108-183

### Set Aside Requirements and Exemptions

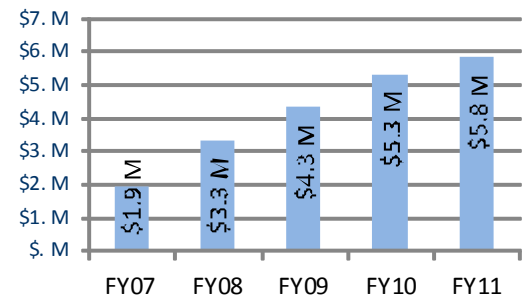
A Contracting Officer (CO) may set-aside requirements if:

1. The requirement is not exempted from SDVO contracting,
2. There is a reasonable expectation that at least two responsible SDVOSB will submit offers; and
3. the award can be made at a fair market price.

A contracting activity may not make a requirement available for a SDVOB set-aside if the requirement can be satisfied through award to:

1. Federal Prison Industries, Inc.
2. Javits-Wagner-O’Day Act participating non-profit agencies for the blind and severely disabled.
3. Orders under indefinite delivery contracts.
4. The requirement is currently being performed by an 8(a) participant or SBA has accepted that requirement for performance under the authority of the Section 8(a) Program.

Awards to Service-Disabled Veteran-Owned Small Business



### Sole Source Contracts

A Contracting Officer may award a sole source contract if:

1. If the requirement is not exempted from SDVO contracting.
2. The CO does not have a reasonable expectation that at least two responsible SDVO SBCs will submit offers.
3. The anticipated award price of the contract, including options, will not exceed \$6.0M for manufacturing requirements or \$3.5M for all other requirements
4. The SDVO SBC has been determined to be a responsible contractor.
5. Award can be made at a fair market price.

### Resources

DoD Office of Small Business Programs:  
<http://www.acq.osd.mil/osbp/index.html>

Phone #: (571) 372-6191

SBA: <http://www.sba.gov/content/service-disabled-veteran-owned-small-business-concerns-sdvosb>