

small business innovation research (SBIR) actions and awards to qualified nonprofit agencies employing people who are blind or severely disabled which were participating in a set-aside for small business concerns (see FAR 19.501(h)).

(ii) Set-aside for small disadvantaged business concerns (see 206.203).

(iii) Total or partial set-asides (including portions of broad agency announcements (BAAs)) for historically black colleges and universities or minority institutions (see 206.203 and 235.016).

(iv) Competition among section 8(a) firms under FAR 19.805 (report noncompetitive 8(a) awards as code N).

(9) *Code M—Otherwise Authorized by Statute.* Enter code M if using contracting procedures that are expressly authorized by statute and not addressed in FAR 6.302-5 (see FAR 6.001(b)). Do not use code M for statutes addressed in FAR 6.302-5; instead use code N and enter code 5A in Block C9.

(10) *Code N—Other Than Full and Open Competition.* Enter code N if the action resulted from use of other than full and open competition pursuant to FAR subpart 6.3. This includes awards to qualified nonprofit agencies employing people who are blind or severely disabled (see FAR subpart 8.7) or noncompetitive awards to the Small Business Administration under Section 8(a) of the Small Business Act (see FAR 6.302-5(b)).

(ix) BLOCK C9, AUTHORITY FOR OTHER THAN FULL AND OPEN COMPETITION.

(A) Leave Block C9 blank if the original contract resulted from a solicitation issued before April 1, 1985 (i.e., before the effective date of the Competition in Contracting Act).

(B) Enter one of the following codes if Block C8 is coded "N." Otherwise, leave Block C9 blank.

(1) *Code 1A—Unique Source.* Enter code 1A if the action was justified pursuant to FAR 6.302-1(b)(1).

(2) *Code 1B—Follow-on Contract.* Enter code 1B if the action was justified pursuant to FAR 6.302-1(a)(2) (ii) or (iii).

(3) *Code 1C—Unsolicited Research Prop.* Enter code 1C if the action was justified pursuant to FAR 6.302-1(a)(2)(i).

(4) *Code 1D—Patent/Data Rights.* Enter code 1D if action was justified pursuant to FAR 6.302-1(b)(2).

(5) *Code 1E—Utilities.* Enter code 1E if action was justified pursuant to FAR 6.302-1(b)(3).

(6) *Code 1F—Standardization.* Enter code 1F if action was justified pursuant to FAR 6.302-1(b)(4).

(7) *Code 1G—Only One Source—Other.* Enter code 1G if the action was justified pursuant to FAR 6.302-1 in a situation other than the examples cited in code 1A through 1F.

(8) *Code 2A—Urgency.* Enter code 2A if action was justified pursuant to FAR 6.302-2.

(9) *Code 3A—Particular Sources.* Enter code 3A if action was justified pursuant to FAR 6.302-3(a)(2)(i).

(10) *Code 4A—International Agreement.* Enter code 4A if action was justified pursuant to FAR 6.302-4.

(11) *Code 5A—Authorized by Statute.* Enter code 5A if action was justified pursuant to FAR 6.302-5(a)(2)(i).

(12) *Code 5B—Authorized Resale.* Enter code 5B if action was justified pursuant to FAR 6.302-5(a)(2)(ii).

(13) *Code 6A—National Security.* Enter code 6A if action was justified pursuant to FAR 6.302-6.

(14) *Code 7A—Public Interest.* Enter code 7A if action was taken pursuant to FAR 6.302-7.

(x) BLOCK C10, SUBJECT TO LABOR STANDARDS STATUTES.

Enter one of the following codes. As an exception to the chart in paragraph (c)(3) of this subsection, when Block B13 is coded 6, leave Block C10 blank.

(A) *Code A—Walsh-Healey Act.* Enter code A when the contracting action is subject to the provisions of FAR subpart 22.6.

(B) *Code C—Service Contract Act.* Enter code C when the contracting action is subject to the provisions of the Service Contract Act (see FAR part 37).

(C) *Code D—Davis-Bacon Act.* Enter code D when the contracting action is subject to the Davis-Bacon Act (see FAR 22.403-1).

(D) *Code Z—Not Subject to Above.* Enter code Z when the contracting action is not subject to any of the statutory requirements in paragraphs (A) through (C).

(xi) BLOCK C11, CERTIFIED COST OF PRICING DATA.

Enter one of the three codes. As an exception to the chart in paragraph (c)(3) of this subsection, when Block B13 is coded 6 or 7, leave Block C11 blank.

(A) *Code Y—Yes—Obtained.* Enter code Y when certified cost or pricing data were obtained for the contracting action (see FAR 15.804-2).

(B) *Code N—No—Not Obtained.* Enter code N when certified cost or pricing data were not obtained because data were not required (see FAR 15.804-2) or an exemption was granted (see FAR 15.804-3(a)-(g)).

(C) *Code W—Not Obtained—Waived.* Enter code W when certified cost or pricing data were not obtained because

the requirement was waived (See FAR 15.804-3(i) and DFARS 215.804-3(i)).

(xii) BLOCK C12, CONTRACT FINANCING.

Enter one of the five codes identifying whether or not progress payments (PP) or advance payments (AP) were used. As an exception to the chart in paragraph (c)(3) of this subsection, when Block B13 is coded 7, enter the code for the action being reported.

(A) *Code A—FAR Clause 52.232-16.* Enter code A if the contracting action contains the clause at FAR 52.232-16, Progress Payments.

(B) *Code B—DFARS Clause 252.232-7003.* Enter code B if the contracting action contains the clause at 252.232-7003, Flexible Progress Payments.

(C) *Code C—Percentage of Completion PP.* Enter code C if the contracting action provides for progress payments based on percentage or stage of completion, which is only permitted on contracts for construction, for shipbuilding, or for ship conversion, alteration, or repair (see 232.102(e)(2)).

(D) *Code D—Unusual PP or AP.* Enter code D if the action provides unusual progress payments or advance payments (see FAR Subpart 32.4 and 32.501-2).

(E) *Code Z—None of the Above.* Enter code Z if codes A through D do not apply.

(xiii) BLOCK C13, FOREIGN TRADE DATA.

(A) The term "United States" (U.S.), as used in Block C13 excludes the Trust Territory of Palau (see 204.670-1 for definition of United States and outlying areas).

(B) As an exception to the chart in paragraph (c)(3) of this subsection

If block B13 is coded	Then
6	Enter the code for the action being reported but leave Block C13C blank
7	Enter the code for the original contract, but leave Block C13C blank.

(C) BLOCK C13A, NUMBER OF OFFERORS.

Enter the number of offers of foreign end products as defined in FAR Part 25 or services performed by foreign concerns. If zero, enter 0; if 9 or greater than 9, enter 9.

(D) BLOCK C13B, BUY AMERICAN ACT PERCENT DIFFERENCE.

(1) If the contracting action is with a firm offering a domestic end product, and award to the firm resulted from use of the evaluation factor under the Buy American Act (225.105-70), enter the percent difference between the award