

**Defense Acquisition Regulations System, DoD**

**226.370-4**

**225.7902-5 Solicitation provision and contract clause.**

(a) Use the provision at 252.225-7046, Exports by Approved Community Members in Response to the Solicitation, in solicitations containing the clause at 252.225-7047.

(b)(1) Use the clause at 252.225-7047, Exports by Approved Community Members in Performance of the Contract, in solicitations and contracts when—

(i) Export-controlled items are expected to be involved in the performance of the contract and the clause at 252.204-7008 is used; and

(ii) At least one contract line item is intended to satisfy a U.S. DoD Treaty-eligible requirement.

(2) The contracting officer shall complete paragraph (b) of the clause using information the program manager provided as required by 225.7902-4(a).

**PART 226—OTHER SOCIOECONOMIC PROGRAMS**

**Subpart 226.1—Indian Incentive Program**

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226.103 Procedures.  
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**Subpart 226.3—Historically Black Colleges and Universities and Minority Institutions**

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AUTHORITY: 41 U.S.C. 421 and 48 CFR chapter 1.

SOURCE: 56 FR 36388, July 31, 1991, unless otherwise noted.

**Subpart 226.1—Indian Incentive Program**

**226.103 Procedures.**

Follow the procedures at PGI 226.103 when submitting a request for funding of an Indian incentive.

[70 FR 73149, Dec. 9, 2005]

**226.104 Contract clause.**

Use the clause at 252.226-7001, Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns, in solicitations and contracts for supplies or services exceeding \$500,000 in value.

[68 FR 56562, Oct. 1, 2003, as amended at 69 FR 55991, Sept. 17, 2004]

**Subpart 226.3—Historically Black Colleges and Universities and Minority Institutions**

SOURCE: 70 FR 73149, Dec. 9, 2005, unless otherwise noted.

**226.370 Contracting with historically black colleges and universities and minority institutions.**

**226.370-1 General.**

This section implements the historically black college and university (HBCU) and minority institution (MI) provisions of 10 U.S.C. 2323.

**226.370-2 Definitions.**

Definitions of HBCUs and MIs are in the clause at 252.226-7000, Notice of Historically Black College or University and Minority Institution Set-Aside.

**226.370-3 Policy.**

DoD will use outreach efforts, technical assistance programs, advance payments, HBCU/MI set-asides, and evaluation preferences to meet its contract and subcontract goals for use of HBCUs and MIs.

**226.370-4 Set-aside criteria.**

Set aside acquisitions for exclusive HBCU and MI participation when the acquisition is for research, studies, or