



U.S. Small Business  
Administration

# Public Guidance on Covid-19

<https://www.acquisition.gov/coronavirus>

## GSA Acquisition Library

- <https://www.gsa.gov/policy-regulations/policy/acquisition-policy/acquisition-policy-library>
- Check the Class Deviations and Other Letters sections

# Determination of Size

## Pre-existing Rules

### Size General

- Is determined based on industry and the size standards can be found at:
- 13 C.F.R. § 121.201.

### Pre-existing Alternative Size Standard

- Provision of Small Business Act – 15 USC § 632(a)(5)

## New Alternative Size Standard (CARES ACT)

# CARES Act Alternative Size Standard

- 15 USC § 636(a)(360(D)(i)(II))
- 500 employee alternative size standard for firms applying for a **Paycheck Protection Program Loan**

# Affiliation

## Pre-existing Rules

### Pre-existing resource guide

- [https://www.sba.gov/sites/default/files/affiliation\\_ver\\_03.pdf](https://www.sba.gov/sites/default/files/affiliation_ver_03.pdf)

### Pre-Existing General affiliation rules

- 13 CFR 121.103

### Loan Programs

- 13 CFR 121.301

### SBIR

- 13 CFR 121.702. Further information about the specific affiliation rules for the SBIR and STTR programs, including a compliance guide and FAQs, is available at [www.sbir.gov](http://www.sbir.gov).

# CARES Act Affiliation

## New CARES Act alternative affiliation standard for Paycheck Protection Program

- 15 USC § 636(a)(36)(S)(iv)

## Waives affiliation for businesses in the 3 identified categories

- 1) Less the 500 employees and NAICS industry sector 72
- 2) Franchisee if the Franchise has been assigned a franchise identifier code by the Administrator
- 3) business receiving investment from a company licensed under section 301 (SBIC)