### **Preparing for SBA Veteran Small Business Certification**



The U.S. Small Business Administration (SBA) provides small businesses access to resources such as training, business counseling, access to capital, and more. Most, if not all, resources are provided free of charge. SBA certification allows small service-disabled veteran-owned businesses (SDVOSBs) the opportunity to compete for federal sole-source and set-aside contracts across the federal government. Certified veteran-owned small businesses (VOSBs) may also compete for sole-source and set-aside contracts from the VA.

## **Eligibility**

To apply for certification as a VOSB or SDVOSB, a firm must meet the following requirements:

- Be considered a small business as defined by the size standard corresponding to at least one NAICS code listed in the business's SAM.gov profile.
- No less than 51 percent of the business must be owned and controlled by one or more veterans.
- For certification as a SDVOSB, no less than 51 percent of the business must be owned and controlled by one or more veterans rated as service-disabled by VA.
- For those veterans who are permanently and totally disabled and unable to manage the
  daily business operations of their business, their business may still qualify for certification
  as an SDVOSB if their spouse or appointed permanent caregiver is assisting in that
  management.

#### **Before You Begin**

You will need to do a few preliminary things to be ready for the application process:

- Be registered in <u>SAM.gov</u> and have your Unique Entity Identifier (UEI) and Marketing Partner Identification Number (MPIN) handy.
- Gather the required documentation detailed in the table below.

#### **Applying**

To apply, enter the <u>Veteran Small Business Certification portal</u> to establish an account and login.

The following table details some of the questions you will be asked in the application along with the anticipated required documentation based upon the answer to each step. Keep in mind that the SBA reviewer may ask for additional information depending on the individual situation.

Question	Required Documents
Who is preparing the application?	
Contractor/Consultant	Contract between contractor/consultant and business owner
If it is a Surviving Spouse who has not remarried	Proof of Marriage such as a marriage certificate
If it is a permanent caregiver for a veteran with a permanent,	Caregiver's formal appointment

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total, service-connected disability	Written determination from the VA that the veteran has a permanent and total service-connected disability
If Veteran is not highest compensated person in the Business	Written explanation of the situation; Who is highest compensated and what is the rationale?
Does the Business Have Any Franchise Agreements?	Franchise Agreement
Is the Business Currently Past Due on any Taxes, Liens, federally backed loans, or Outstanding Tax Returns?	Letter of explanation regarding any delinquencies
Is the Owner or Owners or any Family Members a Federal Employee in a GS-13 (or equivalent) position or above?	Letter of Non-Objection from the federal employee's ethics official
Does the Veteran Have a Permanent Caregiver?	Written determination from the VA that the veteran has a permanent and total service-connected disability
Is the Business Owned by a Trust?	Trust agreement demonstrating the trust is revocable, and veterans are the grantors, trustees, and the current beneficiaries of the trust. Other types of trusts are not eligible for the program.
Documents Required Based Upon	n the Entity Type of the Applicant Business
Sole Proprietorship	(One of these three):
	1) IRS SS4 TIN issuance letter with correct name and EIN;
	2) Fictitious Name Certificate or Certificate of Trade Name
Limited Liability Company (LLC)	Copy of most recent Schedule C     Copy of State-approved Articles of Organization, or equivalent, including all amendments
	<ol><li>State-issued Certificate, or equivalent, showing State-approval of the LLC's creation</li></ol>
	3) Operating Agreement, including all amendments
	4) Minutes demonstrating or establishing the current operating practices. When signed and dated, these legally serve as evidence of important actions such as:
	a) Election or appointments of officers
	b) Adoption/implementation of bylaws or operating agreements c) Business decisions
	<ul> <li>b) Adoption/implementation of bylaws or operating agreements</li> <li>c) Business decisions</li> <li>d) Voting</li> </ul>
Limited Liability Partnership (LLP)	c) Business decisions d) Voting 1) Partnership Agreement, including all amendments
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Limited Liability Partnership (LLP)	<ul> <li>c) Business decisions</li> <li>d) Voting</li> <li>1) Partnership Agreement, including all amendments</li> <li>2) State-issued Certificate, or equivalent, showing State-approval of the partnership's creation</li> <li>3) Minutes demonstrating or establishing the current operating practices. When</li> </ul>
Limited Liability Partnership (LLP)	<ul> <li>c) Business decisions</li> <li>d) Voting</li> <li>1) Partnership Agreement, including all amendments</li> <li>2) State-issued Certificate, or equivalent, showing State-approval of the partnership's creation</li> </ul>

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	c) Business decisions
	d) Voting
General Partnership	<ol> <li>Partnership Agreement, including all amendments</li> <li>One of the following four documents to demonstrate the business legally exists and is in operation:         <ul> <li>Copy of most recent Schedule K-1</li> <li>Copy of most recent Schedule C for proprietorship</li> <li>IRS SS4 TIN issuance letter with correct name and EIN;</li> <li>Fictitious Name Certificate or Certificate of Trade Name</li> </ul> </li> </ol>
Limited Partnership	<ol> <li>Partnership Agreement, including all amendments</li> <li>State-issued Certificate, or equivalent, showing State-approval of the partnership's creation</li> <li>Minutes demonstrating or establishing the current operating practices. When signed and dated, these legally serve as evidence of important actions such as:         <ul> <li>Election or appointments of officers</li> <li>Adoption/implementation of bylaws or operating agreements</li> <li>Business decisions</li> <li>Voting</li> </ul> </li> </ol>
Corporation	<ol> <li>Copy of State-approved Articles of Incorporation, or equivalent, including all amendments</li> <li>By-laws: All corporate by-laws and all amendments, signed and dated as of their effective date</li> <li>State-issued Certificate, or equivalent, showing State-approval of the partnership's creation</li> <li>Shareholders Agreements, including all amendments</li> <li>Minutes demonstrating or establishing the current operating practices. When signed and dated, these legally serve as evidence of important actions such as:         <ul> <li>Election or appointments of officers</li> <li>Adoption/implementation of bylaws or operating agreements</li> <li>Business decisions</li> <li>Voting</li> </ul> </li> <li>Copy of the most recent Stock Ledger adopted in the minutes or by resolution. A stock ledger provides crucial information about the stockholders of the company such as:         <ul> <li>Stockholder name</li> <li>Stockholder's certificate number</li> <li>Date the person became a stockholder</li> <li>Number of shares registered to each stockholder</li> </ul> </li> </ol>

More information is available on SBA's website: <a href="https://www.sba.gov/federal-contracting/contracting-assistance-programs/veteran-assistance-programs">https://www.sba.gov/federal-contracting/contracting-assistance-programs/veteran-assistance-programs</a>

For questions about CVE's transfer to SBA, or if you would like to receive monthly email updates, please email: <a href="mailto:cvetransfer@sba.gov">cvetransfer@sba.gov</a>

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