



Native American Contractors Association

*Protecting the rights of Indigenous Peoples to create economic development through
government contracting*

POLICY PRIORITIES
POLICY POSITIONS
GENERAL PROPOSITIONS

Updated August 24, 2018

POLICY PRIORITIES

NACA POLICY PRIORITIES

Policy Priorities commit resources to achieve a NACA strategy to accomplish a desired outcome on an issue. The 2018 policy priorities listed below are those, in priority order, that NACA is committing resources to in 2018. The continuing priorities below were those which have been worked but have follow up requirements to which NACA is committed.

- **Expand Use of Buy Indian Act within the Federal Government: Establish Indian Health Services (IHS) Buy Indian procurement policy and grow Department of the Interior (DOI) use of Buy Indian. Pass S.116**
 - Download NACA White Paper.
 - Download NACA Testimony to House Subcommittee on Indian Insular and Alaska Native Affairs

- **Streamline and simplify 8(a) process: Simplify processes. Improve communication and transparency.**
 - Download NACA Letter to SBA

- **Native 8(a) Education: educate and train government employees about the importance and use of Native 8(a) contractors.**
 - Download NACA White Paper.
 - Download NACA Testimony to Senate Small Business and Entrepreneurship Committee.

CONTINUING POLICY PRIORITIES

- **Empower HUBZones to Compete & Grow: Educate NACA Membership and key Congressional committees about HUBZone businesses and importance of the HUBZone program.**
 - Download NACA White Paper.

- **Defense of SBA RFI Submission: Secure changes proposed by NACA in letter to SBA.**
 - Download NACA Letter to SBA

- **Monitor Implementation of Department of Defense (DoD) Overseas Contracts Provision: Ensure Intent of Congress is met in the FY17 NDAA.**
 - Download NACA White Paper.

- **Achieve Parity for Native Hawaiian Organizations: Develop language to expand economic disadvantaged status to NHOs.**
 - Download NACA White Paper.

The chart below details these policy priorities and their current status.

2018 POLICY PRIORITIES			
TITLE	GOAL	UPDATE	ID#
Expand Use of Buy Indian Act w/in Federal Government	Pass S 1116. Establish IHS Buy Indian procurement policy. Grow DOI use of Buy Indian.	Passed in Senate. Testified before HRC. NEXT: Bring S1116 to House vote	17-PR-L2
Streamline & simplify 8(a) Processes	Simplify processes. Improve communication & transparency	Submitted feedback to SBA 8/20/18. NEXT: Await rule change; submit feedback on the rule.	18-PR-R1
Native 8(a) Education- Educate & train government employees about the importance & use of Native 8(a) contractors	Established as position	NACA @ June '18 SBA BOS Training. 2x Hill briefings in '18. NEXT: Continue Hill briefings in 2019; agency outreach	16-PR-A
CONTINUING POLICY PRIORITIES			
SUBJECT	GOAL	ACTION(S)	ID#
Empower HUBZones to Compete & Grow – FY18 NDAA Sec 1701 stabilizes HUBZone locations using 5-year reviews.	Implement FY18 NDAA Sec 1701 language.	NEXT: Collaborate w/HUBZone Chamber. Webinars for Membership. Increase Native Enterprise HUBZone certifications	16-PR-L7
Defense of SBA RFI Submission	Secure changes proposed by NACA in letter to SBA	Submitted feedback to SBA 8/20/18. NEXT: Await rule change; submit feedback on the rule.	18-PR-R1
Monitor Implementation of DOD Overseas Contracts Provision- FY17 NDAA, Sec 1811	Ensure Intent of Congress is met	NEXT. Awaiting rule incorporating FY17 NDAA	17-PR-L1
Achieve Parity for NHOs-	TBD	Support NHOA actions	16-PR-L3

NACA POLICY POSITIONS

Policy Positions are the official stance NACA has taken on an issue, initiates further assessment, and identifies parameters and actions to address the issue.

- Recertification Waiver: 8(a) concerns under the same parent company do not have to recertify because of a merger.
- Alternatives to Geographic Limits: Require Native contractors for work in areas known to be culturally sensitive for Native populations.
- Native 8(a) Goaling: Improved Native 8(a) goaling objectives made clear through legislation.
- SubK to Native Hawaiian Organization (NHO): SubK awarded to NHO that award counts towards subK goals for SB & SDB regardless of the size or SBA certification status.
- Indian Incentive Program (IIP): Amend IIP to reflect 5% preference versus 5% rebate.
 - Download NACA White Paper.

The chart below details the current status of these policy positions.

NACA POLICY POSITIONS			
TITLE	2018 STATUS	UPDATE	ID#
Recertification Waiver- 8(a) concerns under the same parent company do not have to recertify because of a merger	Established as position	Submitted feedback to SBA 8/20/18. NEXT: Await rule change; submit feedback on the rule.	17-PP-R1
Alternatives to Geographic Limits- Require Native contractors for work in areas known to be culturally sensitive for Native populations	Established as position	Assessment; white paper	16-PP-R1
Native 8(a) Goaling- Improved Native 8(a) goaling objectives made clear through legislation	Established as position	Assessment; white paper	16-PP-L1
SubK to NHO- SubK awarded to NHO that award counts towards subK goals for SB & SDB regardless of the size or SBA certification status	Established as position	Assessment; white paper	16-PP-L2
Indian Incentive Program- Amend IIP to reflect 5% preference versus 5% rebate	Initial vetting w/IA, SB, DOD	Assessment; white paper	16-PP-L3

COMPLETED POLICY WORK

The chart below details the policy work NACA has completed.

COMPLETED POLICY WORK			
TITLE	RESULTS	FOLLOW ON ACTIONS	ID#
Fight Rothe- NACA Amicus	Rothe stopped – No SCOTUS appeal	Monitor for next threat	16-PR-J1
Stop Bundling & Consolidation of 8(a) Contracts	Included in FY17 NDAA, Sec Sec 1811	Monitor rule change	16-PR-L1
Ensure Judicious Use of LPTA – In FY17 NDAA Sec 813 & FY18 NDAA Sec 825 for DOD	Expand to non-defense agencies	In FY19 NDAA Sec 880	16-PR-L2
Improve 8(a) Application & Benefits Reporting (SBA Forms 1450 & 1010)	Streamline processes for community-owned entities	Monitor for opportunities	16-PR-R1
Amend Section 811- J&A compromise language	Amend Section 811	DOD policy amended.	16-PR-L6
Define Follow-On Sole Source Contracts	Rule change, amend 13 CFR 124.109(c)(3)(ii)	SBA clarified rule/position	16-PR-R3

NACA'S MAJOR GOVERNMENT CONTRACTING ISSUES

The following analysis shows the major issues facing government contracting for 2018 and 2019. These are the main issues NACA is focusing on and will continue to use as main advocacy objectives.

Native 8(a)

- Loss of 8(a)
 - Category Management
 - Done: July OASIS Webinar; August CM Webinar; Engage w/SBC; SBE Statement
 - In Work: Legislation to fence off SBs from CM (Language sourced)
 - Future: Create White Paper
 - Bundling & Consolidation (CM = Consolidation)
 - Done: Language in FY18 & 19 NDAA; Statement to SBE
- Security Clearance Backlog has BD & Ops Impacts
 - Done: Language in FY19NDAA
 - Ongoing: Engage w/SBCs; Statement to SBE
 - Future: Continue working with PSC; highlight to SBCs
- 8(a) Certification Process has Hiccups to be Cured
 - Done: TC and discussion w/SBA AA.
 - Future: Transparency & Communications
- Bridge Contracts Legislation
 - Threatened by S.2413 and now HR.2825

- Largely report language; implemented in DHS only
- **Measure = Increase of Native 8(a) Contract Awards and Value**

HUBzone

- Increase Number of Native HUBZone Businesses
 - Native Enterprise Education
 - NACA & Jon Shoraka Webinar in 2017. Update & Repeat
 - Collaborate with HUBZone Chamber of Commerce
 - Message: “HZ + 8(a) = win for KO”
- Decrease HUBZone Enterprise Risk
 - Regulatory Changes
 - Done: Submitted change recommendations to SBA
 - Additional *Statutes* not in the future per SBC
- **Measure = Increase of Native HUBZone Contract Awards & Value**

Buy Indian

- Increase Use of Buy Indian
 - DOI & IHS Buy Indian Procurement Regulations are Not in “Harmony”
 - Pass S1116; Goals for Buy Indian?
 - Agency Outreach Needed to Encourage Set Aside
 - Reverse Industry Day w/DOI Business Center, Nov 15, DC
 - Native Enterprises Need More BI Education
 - Brief at NACA 2018; Webinars
- **Measure = Increase of Buy Indian Contract Awards & Value**

Indian Incentive Program (IIP)

- 2 Year Backlog in Reimbursements Remains
 - Advocate for FY19 Funding - \$25M
- IIP is Not an Appropriations “Line Item”
 - Advocate for change in FY 19 Appropriations
- **Measure = Sustain/increase \$20M authorization.**