

What is a Facility Clearance (FCL)?

A FCL is an administrative determination that, from a national security standpoint, a facility is eligible for access to classified information at the same or lower classification category as the FCL granted to the facility.

Who Can Sponsor a Facility for a FCL?

A government contracting activity (GCA) or a currently Cleared Defense Contractor (CDC) may sponsor an uncleared company for an FCL.

The sponsorship package should include the following:

- ▲ Justification demonstrating bona fide procurement requirement to access classified information. Most common form is DD Form 254.
- ▲ Written GCA or Intelligence Community (IC) Authorization.
- ▲ Statement of Work (SOW)/Performance Work Statement (PWS): Highly recommended that a contract or subcontract specific SOW or PWS be included.

Considering Starting a Joint Venture (JV) ?

With new Mentor-Protégé Programs available to small businesses, more joint ventures are being considered. If you form a JV that is awarded a classified contract, the JV entity will require a FCL. This applies to all JVs, regardless if the separate entities of the JV currently hold a FCL.

There also can be confusion associated with populated and unpopulated JVs. The Facility Security Officer ([FSO](#)), the Insider Threat Program Senior Official (ITPSO), and the SMO Senior Management Official (SMO) must be employees of the organization holding the Facility Clearance. Therefore, the JV must have at least one employee who hold these positions. The SBA regulations, [13 CFR 121.103 \(h\)](#) do allow a joint venture to have its own separate employees to perform administrative functions. Thus, a joint venture may be populated with employee(s) and still be considered an unpopulated joint venture so long as these employees are not performing the contracts awarded to the joint venture.

TIP: When forming a JV, review the security requirements of the contracts you will be bidding on and ensure FCL sponsorship and timelines are considered.

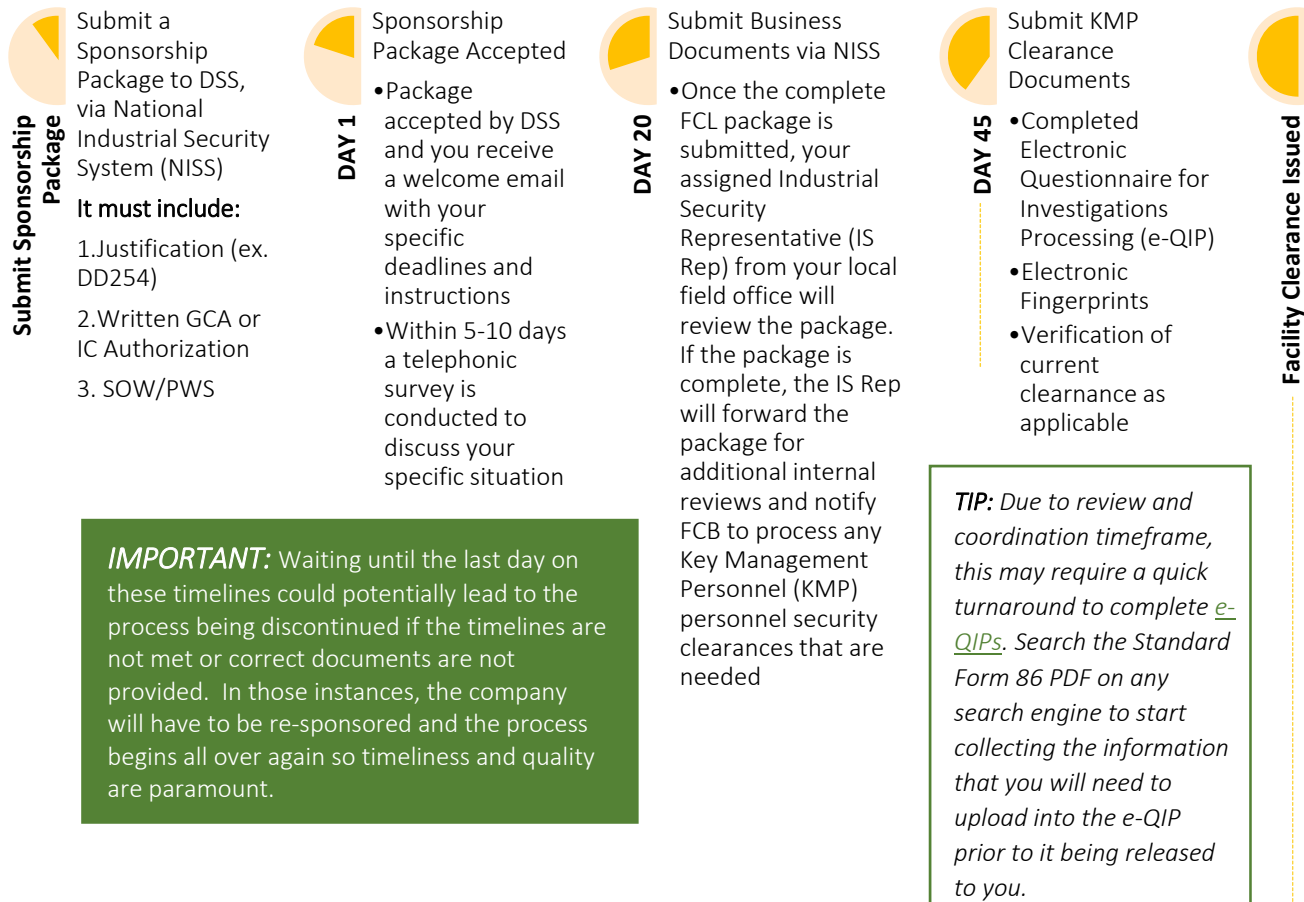


*Defense Security Service
Small Business Guide*

Facility Clearance Process

www.dss.mil

The FCL Process



How long will the whole process take?

- It depends on the individual situation. The two main hold points in the process that add time are processing of Personnel Clearances (PCL) for Key Management Personnel (KMP) and mitigations for businesses with Foreign Ownership or Controlling Interest (FOCI). Interims are granted, when possible, to allow contractors to begin performance.
- *Example:* If you are a business where the KMP currently holds an active personnel clearance at the level required by the contract and have no FOCI then the process will most likely go faster. The same is likely for two cleared businesses that form a Joint Venture (JV) and require the JV to be cleared.

TIP: Please note that the biggest opportunity to expedite your Facility Clearance Process is in being prepared to provide the required information and documentation quickly at each stage of the process.

Tips for Small Businesses

- Cleared contractors can process individual consultants for a PCL and NOT a FCL when the consultant and immediate family members are the sole owners and only the consultant requires access to classified information. **Be aware of this when looking into subcontracting opportunities!**
- DSS Facility Clearance Branch (FCB) cannot adjust agency contract requirements that require a FCL at time of bid. If you have a concern, engage with the agency directly.
- The government funds the processing of PCLs and FCLs for access to classified information. The only cost to you to go through the process is to ensure the business is in compliance with the National Industrial Security Program Operating Manual (NISPOM).
- Leverage your business relationships and small business status to find subcontracting opportunities that will sponsor your business.
- See back flap for important information on joint ventures.

Resources Available to you:

- Visit www.DSS.mil to view a detailed and very helpful handbook on the [FCL process](#), FCL checklist, FAQs, [NISPOM](#).
- Call the DSS Knowledge Center at 888-282-7682 and select option #3 for all FCL-related questions or status updates on your submission.
- Visit www.CDSE.edu for FREE training, toolkits, job aids, security shorts and more such as [FSO training](#), [FSO Toolkit](#), and Merger/Acquisition/Reorganizations Job Aids.