

# **Small Business Regulatory Fairness Board**

## **Small Business Impact Statement**

**Date:** April 5, 2016

**Rule Number:** 1 CSR 10-17.010 Definitions; 1 CSR 10-17.040  
Minority/Women's Business Enterprise Certification

**Name of Agency Preparing Statement:** Office of Equal Opportunity (Office of Administration)

**Name of Person Preparing Statement:** Kristen Paulsmeyer

**Phone Number:** (573) 751-1809

**Email:** Kristen.Paulsmeyer@oa.mo.gov

**Name of Person Approving Statement:** Renee Slusher

**Please describe the methods your agency considered or used to reduce the impact on small businesses** (*examples: consolidation, simplification, differing compliance, differing reporting requirements, less stringent deadlines, performance rather than design standards, exemption, or any other mitigating technique*).

For those businesses, that have or are seeking a minority or women's business enterprise (MWBE), the agency worked to make the requirements and process of applying for and maintaining certification as a MWBE as clear and as streamlined as possible, thereby reducing the administrative burden on businesses. For example, applicants who possess a current MWBE certification or equivalent from another qualified certifying entity as determined by OEO may apply for certification through the Office of Equal Opportunity through an abbreviated process (rapid response certification).

**Please explain how your agency has involved small businesses in the development of the proposed rule.**

Although the agency did not directly involve small businesses in the development of the proposed rules, the agency was careful not to include requirements, such as fees, that would burden businesses. However, small businesses were involved in the Disparity Study which is a basis for the proposed rules.

**Please list the probable monetary costs and benefits to your agency and any other agencies affected. Please include the estimated total amount**

**your agency expects to collect from additionally imposed fees and how the moneys will be used.**

The proposed rules do not impose monetary or other costs on agencies, nor do they impose fees on businesses. Businesses do not have to pay any money to seek or maintain certification as M/WBEs under this program. The rules will benefit the agency by further clarifying certification requirements, thereby reducing the number of incomplete applications, etc.

**Please describe small businesses that will be required to comply with the proposed rule and how they may be adversely affected.**

Those businesses that have and seek certification as M/WBEs will be required to comply with the proposed rules. The agency does not believe that businesses will be adversely affected by the proposed rules, which merely clarify requirements of the existing rules.

**Please list direct and indirect costs (in dollars amounts) associated with compliance.**

The only cost is the business' time involved in preparing and submitting documentation. That cost exists under the current rules; it is not newly imposed by these proposed rules.

**Please list types of business that will be directly affected by, bear the cost of, or directly benefit from the proposed rule.**

M/WBEs seeking to participate in the state procurement process may benefit from the proposed rules.

**Does the proposed rule include provisions that are more stringent than those mandated by comparable or related federal, state, or county standards?**

Yes\_\_\_ No\_X

**If yes, please explain the reason for imposing a more stringent standard.**

N/A

*For further guidance in the completion of this statement, please see §536.300, RSMo.*