

Small Business Regulatory Fairness Board

Small Business Impact Statement

Date: April 5, 2016

Rule Number: 1 CSR 40-1.050 Procedures for Solicitation, Receipt of Bids, and Award and Administration of Contracts

Name of Agency Preparing Statement: Division of Purchasing (Office of Administration)

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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*)

The rule is being proposed primarily because of statutory and Executive Order requirements for preferences on purchases from Minority/Women Business Enterprises (M/WBEs), Service Disabled Veteran Enterprises (SDVEs) and blind and sheltered workshops. The proposed rule applies equally regardless of the size of the bidder, and the agency has taken care to ensure that the procedures for applying the preferences are clearly stated in the proposed rule.

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

The agency has not directly involved small businesses in the development of the rule, but businesses will have the opportunity to comment on the rule when it is filed, and the agency will address any concerns raised in the comments.

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 rule does not impose costs or fees. The agency will benefit because the rules will help ensure compliance with statutory requirements pertaining to preferences in state purchasing.

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

For contracts pursuant to Chapter 34, only those businesses submitting a bid or proposal, regardless of the size of the business, would potentially be subject to the requirements of the regulation. Some types of small businesses, such as SDVEs and MWBEs, may benefit from the proposed rules.

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

The agency may incur some negligible direct costs, but there will be some indirect costs associated with administering the preferences during the contracting process which will require more time of division personnel.

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

SDVEs, blind and sheltered workshops, and MWBEs may benefit from the proposed rule.

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.