

MANAGEMENT MEMO

NUMBER:
MM 09-03

SUBJECT:

ADVERTISING REQUIREMENTS IN THE CALIFORNIA STATE CONTRACTS REGISTER FOR PROJECTS FUNDED BY THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

DATE ISSUED:

June 10, 2009

EXPIRES:

UNTIL RESCINDED

REFERENCES:

Government Code 14825, 14838; Public Contract Code 10371; Management Memo 03-09

ISSUING AGENCY:

DEPARTMENT OF
GENERAL SERVICES**Purpose**

The purpose of this Management Memo is to notify State agencies, departments, boards and commissions that, in accordance with the Government Code, the Director of the Department of General Services (DGS) is instructing all departments advertising contracting opportunities funded with American Recovery and Reinvestment Act (ARRA) funds in the California State Contracts Register (CSCR) that they are to include anywhere in the bid comment field; "Recovery Act Funded." Additionally, all purchases and contracts reported in the State Contract and Procurement Registration System (SCPRS) as defined by [DGS Management Memo 03-09](#) shall include anywhere within the special instructions field "Recovery Act Funded."

Who is Affected

All State agencies, departments, boards and commissions receiving ARRA funding, regardless of type or percentage of funding, for projects that require advertising in the CSCR, or reporting in SCPRS. Suppliers, vendors, contractors, and the public will be able to search for ARRA funded projects.

Background

President Obama signed the American Recovery and Reinvestment Act of 2009 (ARRA) into law on February 17, 2009, advancing an ambitious plan to revitalize the nation's economy. This \$787 billion package seeks to stimulate economic growth through federal spending on programs such as education, energy, health care, housing, and transportation.

California will receive an estimated \$85 billion of ARRA funding and on March 5, 2009, Governor Schwarzenegger certified California's commitment to use ARRA funds to create jobs and promote economic growth. Additionally, the Governor promised transparency in the use of these funds.

To help identify all contracting opportunities that will receive ARRA funding, regardless of percentage or type of ARRA funding, i.e., fully or partially funded, with matching funds, grants, or loan guarantees, etc., effective immediately, the DGS is instructing all departments advertising contracting opportunities in the CSCR to include the term "Recovery Act Funded" to help members of the public

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search for these contracts.

Additionally, effective immediately, all purchases and contracts reported in the State Contract and Procurement Registration System (SCPRS) as required by DGS Management Memo 03-09 that receive ARRA funding, regardless of percentage or type of ARRA funding, shall include anywhere within the special instructions field "Recovery Act Funded."

Members of the public and potential contractors will be able to use the "key search" function within the DGS eProcurement (BidSync) system to find all opportunities. All ARRA funded contracts will be identified on the State's "Reporting Transparency in Government" website.

Advertising and Reporting Requirement

Effective immediately, all ARRA fund related contract advertising in the CSCR, regardless of percentage or type of ARRA funding, must contain the term "Recovery Act Funded" anywhere within the bid comment field of the contract. This will allow users to conduct a key word search for the term and find all ARRA funded projects available in the CSCR.

Additionally, all contracts entered into the State Contract and Procurement Registration System (SCPRS) as directed in Management Memo 03-09 that have ARRA funding, regardless of percentage or type of ARRA funding, shall include "Recovery Act Funded" anywhere within the special instructions field. "

Questions

For questions regarding entering advertising into the California State Contracts Registry (BidSync), please contact the DGS eProcurement Team at eprocure@dgs.ca.gov.

For policy questions regarding issues discussed in this management memo, please contact the DGS Procurement Division's Policies and Procedures Office at: ppo@dgs.ca.gov.

Signature

Original signed by Will Bush, Director

Will Bush, Director
Department of General Services