



**Department of General Services
Procurement Division**

707 Third Street, Second Floor, West Sacramento, CA 95605
(916) 375-4400 (800) 559-5529

Broadcast Date: 6/13/2016

Bulletin #: E-10-16

**TO: Certified Small Businesses
Certified Disabled Veteran Business Enterprises (DVBEs)
Procurement and Contracting Officers
Purchasing Authority Contracts
Small Business and DVBE Advocates
State Contracting Advisory Network
Small Business Advisory Council Members
CalVet DVBE Advisory Council Members**

RE: Notice of Proposed Rulemaking affecting Certified Small Business and Disabled Veteran Business Enterprise Regulations (including a 45-day public comment period and a public hearing date).



The Department of General Services (DGS), Procurement Division, Office of Small Business & Disabled Veteran Business Enterprise Services (OSDS) proposes to revise the California Code of Regulations (CCR), Title 2, Division 2, Chapter 3, Subchapter 8. Office of Small Business Procurement and Contracts, Sections 1896 – 1896.22. This CCR is also known as the Small Business (SB) regulations and incorporates the following chaptered legislation:

- Chapter 185, Statutes of 2005, Assembly Bill 348
- Chapter 342, Statutes of 2010, Assembly Bill 177
- Chapter 383, Statutes of 2010, Assembly Bill 2249
- Chapter 114, Statutes of 2012, Assembly Bill 1783
- Chapter 421, Statutes of 2012, Senate Bill 1510
- Chapter 76, Section 87, Statutes of 2013, Assembly Bill 383
- Chapter 513, Statutes of 2015, Assembly Bill 413

To prevent regulatory disconformities, very limited and specific non-substantial adjustments in CCR, Title 2, Division 2, Chapter 3, Subchapter 10.5—Disabled Veteran Business Enterprise (DVBE) Participation Goal Program—are also proposed. These additional revisions and deletions are being made in accordance with Military and Veterans Code (MVC) Subsection 999.5(a) authority granted DGS as the administrating agency. Recently enacted laws necessitate existing rule changes, and are explained in detail in accompanying documents.

Americans with Disabilities Act (ADA): It is the policy of the State to make every effort to ensure that its programs, activities and services are available to all persons, including persons with disabilities. Persons with disabilities requiring reasonable modification to participate in the meeting/training should **provide their request to Ellery Kuhn at 916-375-4589 or Ellery.Kuhn@dgs.ca.gov**. You may also contact the Procurement Division main office at 916.375.4400 or the **Procurement Division TTY** (West Sacramento) at 916.376.1891, **California Relay Service** at 1.800.735.2922 or 1.888.877.5379; TTY at 1.900.735.2929 or 1.888.877.5378, Speech to speech at 1.800.854.7784. It is recommended that DGS receives the request **at least five working days prior to the event.**

The current and proposed SB regulation text, Notice of Proposed Rulemaking and the Initial Statement of Reasons (ISOR) are available for your review at the OSDS web page located at <http://www.dgs.ca.gov/pd/Programs/OSDS/NoticeofRulemaking.aspx> To view and/or download any of these documents, click on the appropriate link located at the web address above. Paper copies are also available for review at our public counter in Suite 1-400 of the Ziggurat Building, 707 Third Street, West Sacramento, California, accessible from 7 AM to 5 PM, weekdays. The office will be closed Independence day.

If you would like a paper copy of the Notice, text and ISOR email your request to SBSRegulations@dgs.ca.gov. Specify in the "SUBJECT" line of your email "**SEND PAPER COPY OF PROPOSED RULE PACKAGE**". Please include your name and complete mailing address. If you prefer, you may contact the OSDS at (916) 375-4589 or 375-4919 and request a copy of the Notice of Proposed Rulemaking.

A 45-day public review period opens June 17th, 2016, and ends on August 1st, 2016 at 5:00 p.m. Comments on the draft regulations and submissions by interested persons or their authorized representatives will be accepted during this time. The DGS will consider only those comments received during the public review period specified above.

A public hearing from 9:00 a.m. to Noon on **Monday, August 1st, 2016** will take place at the DGS Auditorium, located at 707 Third Street, 1st Floor, West Sacramento, California, 95605. The auditorium is wheelchair accessible. At this hearing, any person attending may present statements or arguments orally or in writing relevant to the proposed action. DGS requests but does not require that persons who offer oral comments at the hearing also submit a written copy of their testimony at the hearing.

You may submit comments and/or questions to:

DGS – Procurement Division
Office of Small Business & DVBE Services
Attention: Regulations Coordinator
707 Third Street, 1st Floor, Room 1-400
West Sacramento, CA 95605
Fax: (916) 375-4950

or

SBSRegulations@dgs.ca.gov

If you have questions regarding this notification, please contact:

Ellery Kuhn
OSDS
(916) 375-4589
Ellery.Kuhn@dgs.ca.gov

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