

SUMMARY ANALYSIS OF AMENDED BILL

Author: Figueroa Analyst: Rachel Coco Bill Number: SB 1436
 Related Bills: See Prior Analysis Telephone: 845-4328 Amended Date: April 19, 2006
 Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: State Agencies Designate Small Business Liaison/Executive Officer Ensure Procurement & Contracting Processes Are Administered to Meet Goal

- DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.
- AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.
- AMENDMENTS DID NOT RESOLVE THE DEPARTMENTS CONCERNS stated in the previous analysis of bill as introduced/amended _____.
- FURTHER AMENDMENTS NECESSARY.
- DEPARTMENT POSITION CHANGED TO _____.
- REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED March 27, 2006, STILL APPLIES.
- OTHER – See comments below.

SUMMARY

This bill would require state agencies to designate a liaison for small businesses.

SUMMARY OF AMENDMENTS

The April 19, 2006, amendments added a provision that would require that a state agency secretary, department director, or executive officer ensure that the procurement and contracting processes in regard to small business participation are being met. As a result of the amendment, the "This Bill" discussion as provided in the analysis of the bill as amended, March 27, 2006, has been revised. The remainder of the analysis still applies.

POSITION

Pending.

Board Position:	Legislative Director	Date
<input type="checkbox"/> S		
<input type="checkbox"/> SA		
<input type="checkbox"/> N		
<input type="checkbox"/> NA		
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<input type="checkbox"/> NP		
<input type="checkbox"/> NAR	Brian Putler	5/18/06
<input checked="" type="checkbox"/> PENDING		

ANALYSIS

THIS BILL

This bill would require all state agencies that significantly regulate or impact small businesses to designate at least one individual to serve as a liaison between the agency and small businesses.

The liaison would be responsible for the following:

- Receiving and responding to complaints received by the agency from small businesses.
- Providing technical advice and assisting small businesses in resolving problems and questions.
- Reporting small business concerns and making recommendations to the agency secretary or head, where appropriate.
- Reviewing and updating content pertinent to small businesses on the agency web site on a semiannual basis.

This bill would specify that the liaison would not advocate for or against any small business regulation or intervene in any investigation or enforcement action.

This bill would require the Department of Technology Services to create an internet link to state agency web sites at the State of California Internet portal specifically for use of small businesses.

This bill would also require that each agency secretary, department director, or executive officer ensure the state's procurement and contracting processes are administered in order to meet or exceed the 25% small business participation goal. They must also identify an advocate to develop and share procurement and contracting practices from the public and private sectors to increase opportunities for small businesses.

"Small business" is defined as an independently owned and operated business that is not dominant in its field of operation, the principal office of which is located in California, the officers of which are domiciled in California, and that, together with affiliates, has 100 or fewer employees, and average annual gross receipts of ten million dollars (\$10,000,000) or less over the previous three years, or is a manufacturer, as defined, with 100 or fewer employees.

IMPLEMENTATION CONCERNS

The department currently has a small business advocate and liaison and continues to work to meet the 25% small business goal as directed by Executive Order S-02-06. As a result, implementing this bill would not impact the department's programs or operations.

LEGISLATIVE STAFF CONTACT

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