

# NEW YORK STATE AND FEDERAL SUPPLIER DIVERSITY REQUIREMENTS

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# OVERVIEW - NEW YORK STATE CONTRACTS

[Federal and New York State Grants - Procurement \(rochester.edu\)](https://rochester.edu)

- Contracts of \$25,000 or greater, are subject to New York State's MWBE requirements. These requirements will also apply to any subcontractors that receive \$25,000 or greater:
  - Along with the other required application materials, contractors must submit a completed:
    - ✓ MWBE/EEO Policy Statement
    - ✓ Staffing Plan
    - ✓ MWBE Utilization Plan
    - ✓ After approval of the utilization plan, Contractors are also required to complete and submit reporting forms within fifteen days of the end of each contract quarter:
      - Work Force Employment Utilization
      - MWBE Quarterly Report
- What happens when goals are not met and no “effort” is demonstrated?
  - Pay liquidated damage.
  - Return any Grants that were not achieved under the contract.



# OVERVIEW - FEDERAL GRANTS

[Federal and New York State Grants - Procurement \(rochester.edu\)](https://rochester.edu)

- Small Business Subcontracting Plans are required from large prime contractors when a contract is expected to exceed \$750,000 (\$1.5 million for construction) and has subcontracting possibilities.
- There are five subcategories of small businesses associated with federal contracting:
  - Small Disadvantaged Business (SDB)
  - Women-Owned Small Business (WOSB)
  - Veteran-Owned Small Business (VOSB)
  - Service-Disabled Veteran-Owned Small Business (SDVOSB)
  - HUBZone
- What happens when goals are not met and no “effort” is demonstrated?
  - Pay liquidated damage
  - Rejection or cancellation of a contract



# SUPPLIER DIVERSITY REQUIREMENTS IN GRANTS

[Federal and New York State Grants - Procurement \(rochester.edu\)](https://www.rochester.edu/procurement)

## New York State

- 15% Women owned; 15% Minority owned; 6% Service-Disabled Veteran Owned Business (SDVOB)
- Demonstrate efforts
- Businesses must be New York State Certified
- Accept Tier 1 and Tier 2 spend for non-construction grants, Tier 3 and Tier 4 spend for Construction Grants

## Federal

- 23% overall spend for Small Business Concerns; Small Disadvantaged Business Concerns (Small Disadvantaged Business; Women Owned, HUBZONE, Veteran Owned; Service-disabled Veteran Owned)
- Demonstrate good faith efforts
- Businesses must be SBA certified
- Accept both Tier 1 and Tier 2 spend



# CONTACT



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