

Goods and Services Policy “Excluded Transactions”

Contract Specific Goals generally do not apply to transactions in which there are no subcontracting opportunities. However, Contract Specific Goals may be set on a contract if OBD determines that subcontracting opportunities are available for a particular transaction.

The list of presumptive categories of transactions that typically do not offer subcontracting opportunities is set forth below. The Chief Officer of the Department of Procurement, or designee, may add categories or subcategories to the list of excluded transactions; further define the parameters of any excluded category; or determine, in his or her discretion, whether a particular transaction should be excluded from Contract Specific Goals on a one-time basis. Contract Specific Goals may be set on a contract if the CEO or designee determines that subcontracting opportunities are available for a particular transaction.

Excluded Transactions

- a. Utilities- Supply of Electricity and Gas
- b. Tuition-based programs or tuition payments to other educational institutions
- c. Intergovernmental agreements
- d. Information Technology license agreements for hardware and software of a proprietary nature
- e. Grant-funded contracts where vendor is named or stipulated in the grant

Other Transactions With Limited Availability or Opportunity for M/WBE Participation

- a. Sole or Single source contracts
- b. Goods and Services bought through a procurement consortium or a joint purchasing contract
- c. Non-Profit Organizations

