

R4.44.010.02 Definition of a Small Business is hereby deleted in its entirety and replaced with the following:

R4.44.010.02 Definition of a Small Business

- a) A business that is a continuing, independent, for-profit business which performs a commercially useful function and has total gross receipts of no more than ten million dollars (\$10,000,000) averaged over a three-year period or employs no more than 99 persons on a full-time basis.

- b) The majority owner must demonstrate real and substantial control of the daily operation of the business including an overall understanding of managerial, technical, financial competencies, and experience directly related to the type of industry in which the business is engaged in. All submitted documentation must support the owner's ability to control the daily operation of the business.

R4.44.010.03 Definition of "Employee" is hereby deleted in its entirety and replaced with the following:

R4.44.010.03 Reciprocity

The purchasing agent may accept small business certifications from the Governor's Office of Diversity Business Enterprise or any other agency who's definition, in the judgement of the purchasing agent, substantively matches the qualifications in R4.44.010.02.