

EXEMPTIONS FOR SB1st Policy

These purchases and/or agreement types are **EXEMPT** from [UCI's Small Business First policy](#) and **DO NOT REQUIRE** a waiver:

Sole Source/Unique Professional Services/Emergency purchases:

- **Sole Source:**
 - 'One-of-a-kind' – specific features essential for task or project completion; **available from only one source in the world.**
 - 'Match existing' – specific proprietary item(s) **compatible with existing equipment/systems** and **change of brand/manufacture would compromise continuity and integrity of project.**
- **Unique Professional/Personal Services:** Specific unique qualifications selected supplier will provide.
 - **Personal Services:** Technical or unique functions performed by a supplier that is distinctly qualified to render the services. Personal services are of a nature that the University would consider the supplier's experience, qualifications and skills to be more important than comparative cost when selecting a supplier. Examples of personal services include translation services, technical editing, technical appraisals, transaction valuation, coaching, interior decorating, and contracts with musicians, artists and others in the performing arts.
 - **Professional Services:** Highly specialized functions, typically of a technical nature, performed by a supplier that, with respect to the services to be rendered, most commonly **a) has a professional license; b) is licensed by a regulatory body; and/or c) is able to obtain professional errors and omissions insurance.** Professional services are of a nature that the University would consider the supplier's experience, qualifications and skills to be more important than comparative cost when selecting a supplier. Examples of professional services include medicine and related medical services, and legal, accounting, architectural, and engineering services.
- **Emergency:** Failure to act immediately may result in significant bodily harm, loss or damage of property, violation of law, or cause significant liability to University or University community.

Purchases through existing [strategically sourced agreements](#): An existing agreement competitively bid via RFP at systemwide or campus level; these include existing agreements for hotel and event spaces, catering, entertainment and travel partnerships, etc.

Federally funded purchases: These fall under [Federal requirements](#).

Design & Construction: All contracts, bids and purchases governed by [UC Facilities Manual](#) for compliance are exempt. However, Design & Construction-related purchases governed by procurement compliance must adhere to SB1st program (Ex: facility maintenance, equipment purchase, etc.).

Interagency Agreements: Agreements with government agencies (Ex: CalFire, Transit Authorities, Utilities, Waste & Recycling agencies, etc.) take precedence.

Federal/local Government Agreements: Agreements with cities, counties, Federal governments fall under existing guidelines for those government agencies.

Research Sub-awards: These are governed by existing underlying agreements.

Higher education institution agreements: Agreements between UC and other higher education institutions to provide specialized services needed by other institutions (Ex: biological testing, data analysis, technical advisors, specialized research services, etc.).

Concessions: Agreements giving suppliers rights/licenses to operate in university locations (usually contracts with food/drink/apparel vendors).

Revenue/reimbursement contracts: Revenue generation agreements – not usually considered a typical procurement contract (Ex: Service Core services; fabrication, design, developing tools for research; stores/cafes/brands revenue sharing; Pepsi Bottling, Peet's Coffee, etc.).

Medical and patient care contracts: Typically, medication/prescriptions, medical devices, etc.