



**Annual Report of the
The Committee on the Purchase of
Goods and Services from Community
Rehabilitation Organizations
for Fiscal Year 2021**

Required by Section 296 of Public Act 372 of 2010

Introduction

Community rehabilitation organizations (CROs) are mission driven businesses that provide employment opportunities for people with disabilities. People with disabilities currently experience a higher rate of unemployment than people without disabilities. Recognizing this fact, the Michigan Legislature enacted a Bill in 1978, amended in 2010, which created a Set Aside program whereby nonprofit community rehabilitation organizations would be given preferential treatment in providing goods and services to the state of Michigan. Contracts are then performed by CROs, employing people with disabilities.

The core purpose of community rehabilitation organizations drives them to help people with disabilities maximize their productivity and employability.

Partnership

The Set Aside program to purchase goods and services from community rehabilitation organizations serving people with disabilities represents an effective partnership between government (public) and the private, nonprofit sector. The provision of goods and services by community rehabilitation organizations to the state creates employment opportunities for Michigan residents with significant disabilities.

Procurement practices at both the state and federal levels have long been used to promote a variety of values and outcomes that society desires. In all cases, the major objective is to increase the target group's economic self-sufficiency.

The U.S. Department of Labor's November 2021 statistics indicate an 8.1% unemployment rate for people with disabilities aged 16-64; the unemployment rate is 3.8% rate for people without disabilities in this age range. The November 2021 Labor Force Participation Rate was 37.7% for people with disabilities aged 16-64, and 76.7% for people without disabilities in this age range. Community rehabilitation organizations will continue to meet the employment, training, and workforce development needs of individuals with disabilities throughout Michigan.

The Committee on the Purchase of Goods and Services from Community Rehabilitation Organizations (CRO Set Aside Committee).

The Set Aside legislation establishes a committee whose duties are outlined in §18.1296. The committee considers requests from community rehabilitation organizations for state contracts to be placed on set aside. The committee also works with Department of Technology, Management & Budget (DTMB)-Procurement to establish fair market prices for goods and services placed on set aside. Committee members are appointed by the Governor of Michigan, and serve without compensation; the Committee has no operating budget.

Program Impact, FY 2021

In fiscal year 2021, eight nonprofit community rehabilitation organizations participated in the Set Aside program; janitorial services were provided at locations throughout Michigan, and goods produced included trash can liners and onsite drug test kits.

Providing goods and services to the state through the Set Aside program resulted in

- 74 full time and 171 part time jobs for people with disabilities.
- Total wages of nearly \$2 million paid to people with disabilities.

Act No. 372
Public Acts of 2010
Approved by the Governor
December 22, 2010
Filed with the Secretary of State
December 22, 2010
EFFECTIVE DATE: December 22, 2010

STATE OF MICHIGAN
95TH LEGISLATURE
REGULAR SESSION OF 2010

Introduced by Senators Jansen, Nofs, Hunter, Basham, Van Woerkom, Garcia, Richardville, Birkholz, Pappageorge, McManus, Jacobs, Kahn, Brown, Allen and Kuipers

ENROLLED SENATE BILL No. 1529

AN ACT to amend 1984 PA 431, entitled "An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts," by amending sections 293, 294, 295, 296, and 297 (MCL 18.1293, 18.1294, 18.1295, 18.1296, and 18.1297).

The People of the State of Michigan enact:

Sec. 293. As used in this section and sections 294 to 297:

(a) "Committee" means the committee on the purchase of goods and services from community rehabilitation organizations created in section 295.

(b) "Community rehabilitation organization" means a nonprofit charitable organization or institution incorporated in this state that is operated for the purpose of carrying out a recognized program of employment and training services for people with disabilities.

(c) "Fair market price" means the price established by the committee for goods or services to be purchased from community rehabilitation organizations based upon 1 or more of the following:

- (i) Available information from reliable market sources.
- (ii) A market survey conducted by a person designated by the committee.
- (iii) Previous contract prices adjusted for market conditions.

(iv) The range of bids from the most recent solicitation, including a determination of the median price, average price, and any market conditions that have changed since the most recent solicitation.

(v) Cost analysis.

(vi) Other methods as determined by the committee.

Sec. 294. (1) To advance the employment of people with disabilities, community rehabilitation organizations shall have preferred status for the purposes of procurement in accord with the provisions of this section. The department's procurements of goods and services from community rehabilitation organizations are exempt from other competitive procurement requirements of this act and, to the extent possible, exempt from other competitive procurement statutes and executive orders. This subsection does not prohibit the department from applying competitive bid requirements to select among community rehabilitation organizations for the purchase of goods and services.

(2) The department shall purchase goods and services that are manufactured or provided by community rehabilitation organizations in this state pursuant to sections 293 to 297.

Sec. 295. The committee on the purchase of goods and services from community rehabilitation organizations is created within the department and shall consist of 6 members appointed by the governor. The members shall serve for a term of 2 years. The committee shall consist of 1 member from the purchasing division of the department, 1 member from Michigan rehabilitation services, 1 member from the commission on disability concerns, 1 member, who shall serve as the chairperson of the committee, from a statewide nonprofit corporation concerned with community rehabilitation organizations, and 2 members at large. Members of the committee shall serve without compensation.

Sec. 296. The committee shall do all of the following:

(a) Meet as often as necessary, but at least quarterly, to carry out its duties.

(b) Coordinate and monitor the implementation of sections 293 to 297.

(c) Identify, review, and recommend approval or disapproval to the state administrative board of requests from community rehabilitation organizations to provide goods and services for purchase by the department.

(d) Establish eligibility criteria for participating community rehabilitation organizations, including criteria that demonstrate the ability to perform the requirements of the contract and establish that the majority of the direct labor hours required to fulfill the contract are performed by individuals with significant disabilities as that phrase is defined in 29 USC 705(21)(A).

(e) At least annually, in cooperation with the department, establish and review fair market prices and methods for establishing fair market prices for goods and services to be purchased from community rehabilitation organizations.

(f) Establish procedures regarding the functions and operations of the committee.

(g) Prepare an annual report depicting the activities related to this section that includes, at a minimum, all of the following:

(i) A summary of products and services purchased by the department from community rehabilitation organizations.

(ii) The names of community rehabilitation organizations participating.

(iii) The impact of this section upon production, work stabilization, program development, and the number of persons with a disability served by community rehabilitation organizations.

(iv) An indication of the areas to which and the amounts for which the budget of the committee was allocated.

(h) At least annually conduct a review of the prices paid by the department for the goods and services provided by community rehabilitation organizations and make any adjustments necessary to establish new fair market prices.

Sec. 297. (1) For the purposes of identifying those goods or services or both to be provided by community rehabilitation organizations, first priority of selection shall be given to those goods or services or both currently purchased by the department from commercial businesses outside this state. Next selection priority shall be given to those goods or services or both purchased from commercial businesses within this state. If upon review of the current bids or fair market price of both priorities of goods or services or both, the committee finds that community rehabilitation organizations can provide equal goods or services to the department within current bids or fair market price, then those goods or services or both shall be set aside for exclusive provision by community rehabilitation organizations for purchase by the purchasing division of the department.

(2) All goods and services purchased by the department from community rehabilitation organizations shall meet the specifications regarding quality, function, and quantity established and published by the department.

(3) This section does not prevent community rehabilitation organizations from selling goods and services to other governmental agencies or private businesses of their choosing.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate

Richard J. Brown

Clerk of the House of Representatives

Approved

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Governor

FY21 CRO Set Aside Report

Organization	Contract Number	Building	Address	# Full Time Employees with Disabilities	# Part Time Employees with Disabilities	Total wages paid to people with disabilities on this contract	Disability hours	Total hours	Disability %	Contract Expiration Date	Options
Goodwill Industries of Southwestern Michigan	071B7700081	Kalamazoo Psychiatric Hospital	1312 Oakland Drive, Kalamazoo, MI 49008	1	6	\$ 68,666.55	6,537.60	8,646.81	75.61%	12/31/21	1 - 1 year option
Navigations, Incorporated	180000001283	FCEC (Fl. Custer Education Center)	2501 26th Street Bldg. 2900, Augusta, MI 49012	1	5	\$ 29,682.55	2223.4	3686.92	60.31%	9/30/23	2 - 1 year options
Services To Enhance Potential	180000001203	MDOT-DOSC	1060 W. Fort Street, Detroit, MI	0	8	\$ 36,549.00	3,787.50	3,787.50	100.00%	8/31/22	1 - 1 year option
SVRC Industries, INC.	071B7700048	Jerome T. Hart Saglanw State Office Building	411 E. Genesee, Sag, MI 48607	0	5	\$ 45,933.79	4815.75	5845.75	82.38%	1/2/22	
SVRC Industries, INC.	071B7700048	Flint State Office Building	125 E. Union Street Flint, MI 48502	0	7	\$ 68,225.50	7070	7178	98.50%	1/2/22	
Grand Traverse Industries	071B7700156	Traversefield 2	2170 Traversefield Drive Traverse City, MI 49686	0	47	\$ 30,446.56	3,141.00	4,142.00	76.00%	9/30/22	3 - 1 year options
JVS Human Services	180000000719	Cadillac Place	3044 W. Grand Blvd Detroit MI 48202	6	19	\$ 264,969.89	26,452.53	34,739.43	76.15%	6/30/23	2 - 1 year options
Lakestate Industries	071B7700046	State Office Building, Escanaba	305 Ludington St Escanaba, MI 49829	0	13	\$ 18,230.00	1,740.00	1,924.00	90.00%	1/2/22	
Peckham, Inc.	071B7700138	Various	Greater Lansing	66	57	\$ 1,388,972.40	139,418.37	164,605.62	84.70%	4/30/22	
Peckham, Inc.	071B7700185	Greenhouse, Airport Warehouse	3510 Capitol City Bivc. Lansing, MI 48906, 4110 N Grand River Ave.	0	4	\$ 889.81	84.19	84.19	100.00%	9/30/21	2 - 1 year options
			Totals	74	171	\$ 1,952,566.05	195270.34	234640.22	83.22%		