

1 Adopt 17 Cal. Code of Regs. Chapter 5, section 100502 to read:

2 **§ 100502. Definition of “California Supplier.”**

3 (a) As used in section 125290.30(i) and in CIRM policies and regulations, “California
4 supplier” means:

5 (1) any sole proprietorship, partnership, joint venture, corporation, or other business
6 entity whose permanent, principal office or place of business from which the supplier’s trade is
7 directed or managed is located in California and which produces, builds, researches, develops or
8 manufactures a product or service in California that is used for life science research, training, or
9 facilities; or

10 (2) any sole proprietorship, partnership, joint venture, corporation, or other business
11 entity that:

12 (A) employs at least one-third of its total employees in California; or

13 (B) includes a business unit, division or subsidiary whose permanent principal office or
14 place of business from which the unit, division or subsidiary’s trade is directed or managed is
15 located in California, for the specific product or products that are sold by the unit, division or
16 subsidiary to CIRM grantees; or

17 (C) sells, produces, builds, or manufactures a product or products in California for the
18 specific product or products that are sold to CIRM grantees, so long as the supplier certifies that
19 at least 50% of the cost of the product is attributable to activity undertaken in California; or

1 (3) any sole proprietorship, partnership, joint venture, corporation, affiliate or other
2 business entity, including those owned by, or under common control with, a corporation, that
3 either individually or as an aggregated group under common control:

4 (A) employs at least 800 California residents engaged in functions relating to or
5 supporting products or services used for life science research, training, or facilities regardless of
6 where its principal office or place of business is located; or

7 (B) employs 5,000 or more California residents.

8 (b) Any entity that qualifies as a California Supplier under subdivisions (a)(2)(B) or
9 (a)(2)(C), but not any other section, shall be qualified as a California Supplier only for purposes
10 of the supply of the products or services referred to in sections (a)(2)(B) or (a)(2)(C). An entity
11 that qualifies as a California Supplier under subdivisions (a)(1), (a)(2)(A) or (a)(3) shall be
12 considered a California Supplier for all the products and services produced or supplied by that
13 entity. A California Supplier shall identify to CIRM those products or services that qualify under
14 this regulation, which shall be certified by the supplier by any one of the supplier's: Chief
15 Executive Officer, General Counsel, Partner or other officer.

16 Reference: Sections 125290.30, subdivision (i), 125290.40, Health and Safety Code.