



**Department of General Services
Procurement Division**

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**TO: Purchasing Authority Contacts (PACs)
Procurement and Contracting Officers (PCOs)**

RE: Updated General Provisions to Incorporate GenAI Contract Terms

Purpose	This Broadcast Bulletin (BB) announces and provides updated General Provisions (GP) that are to be used in contracts and solicitations effective immediately.
Policy	State departments must incorporate, by reference, the applicable GP document in solicitations and contracts; guidance is available in the State Contracting Manual (SCM).
Background	<p>Executive Order N-12-23 signed on September 6, 2023, tasked DGS, under item 3c to implement Generative Artificial Intelligence (GenAI) contract terms.</p> <p>The GPs have been updated to include new GenAI contract terms as follows:</p> <ul style="list-style-type: none">• DGS PD 401 Non-IT General Provisions (NITGP) Goods<ul style="list-style-type: none">• Section 16 – Generative Artificial Intelligence• DGS PD 402 IT General Provisions (ITGP) Cloud Computing Services<ul style="list-style-type: none">• Section 22 – Generative Artificial Intelligence• DGS PD 403 IT General Provisions (ITGP) Non-Cloud Goods and Services<ul style="list-style-type: none">• Section 22 – Generative Artificial Intelligence <p>The NITGPs include the following additional updates:</p> <ul style="list-style-type: none">• Format has been revised to match the ITGPs.• The Dispute clause has been updated to match the ITGPs; which modified the timeframe to render a final dispute decision.• The Stop Work clause has been updated to match the ITGPs; which modified timeframes for the Stop Work Order process.

Procedure/Process The applicable GPs shall be incorporated by reference in all solicitations released or contracts entered into on or after the February 20, 2025, effective date.

Any solicitation/bid (such as: Request for Offer, Request for Proposal, etc.) publicly issued prior to the February 20, 2025, effective date may be awarded without referencing the new GPs. However, the new GenAI contract terms must be included in the final contract.

Amendments must include the required GenAI contract terms; see SCM Section 2303 for instructions.

The updated GP documents are available on the DGS Procurement Division's [webpage](#).

State departments transacting in FI\$Cal, must incorporate the applicable GP by selecting the appropriate Standard Comment.

SCM Vol. 2 has been revised to reflect the updated naming convention of these new GP versions.

For non-IT service contracts, refer to SCM Vol. 1, Section 7.12 for similar updates.

Questions

Submit questions to PPO@dgs.ca.gov.
