

**ADVISORY COMMITTEE ON FAIR COMPETITION WITH  
PRIVATE ENTERPRISE**

**Criteria for Review of Section 55-A Requests**

1. (a) Is the requested activity allowed by statute?  
(b) Is there any prohibition to this activity?
2. Will the goods/services be offered for sale to the public?  
(a) If goods, how will they be distributed?  
(b) If services, how will they be offered for sale?
3. Why is the agency engaged in this activity?  
(a) Statutory/Regulatory  
(b) Health and Safety  
(c) Educational Value (Students)  
(d) Staff Development  
(e) Cost Effectiveness  
(f) Duration  
(g) Informational Education (Public)  
(h) Raise Funds  
(i) Other
4. (a) Will there be a direct competition with private enterprise?  
(b) If yes, with whom? (Identify private enterprise affected)
5. What is impact on private enterprise?
6. Are there economic factors that give the activity an unfair competitive advantage over private enterprise?  
(a) Is the product sold at fair market price?  
(b) Is it subsidized?  
(c) Are taxes/benefits/overhead paid?  
(d) Does the distribution system of the product/activity pose an imbalance in competition?  
(e) What is the effect/economic magnitude of the activity on private enterprise?