

Proposed Section D.2(b)(5) Example – Process and Timeline for Challenging CSP-compensated Seller Status

Example - Facts

- Seller is registered through the SSTRS on February 25 indicating a first sales date of March 1
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State Questions Seller Status **Within 10 Business Days** after Seller is Registered Through the SSTRS and Identified as a CSP-compensated Seller - Timeline, Process and Result

- State sends notice to Testing Central that it is questioning whether Seller qualifies as a CSP-compensated Seller on March 3 (6 days after Seller was registered through the SSTRS)
 - Testing Central sends notice to CSP on March 4 to notify them of State's question.
 - CSP has until April 4 to provide response to State explaining why the Seller is a CSP-compensated Seller (30 days after CSP receives notice from Testing Central)
 - If State and CSP reach agreement, Testing Central is notified, the question is closed and nothing further needs to be done.
 - If State and CSP do not reach agreement, State/CSP must send request to Executive Director by May 4 (within 60 days after Testing Central initially notified CSP of the State's question)
 - EC has until September 1 to issue its determination (1st day of calendar month at least 90 days after receiving request from State)
 - Testing Central sends notice to CSP on May 10 notifying them of the State's request for the Executive Committee to make a determination.
 - CSP has until June 10 to provide response (30 days after receiving the notice from Testing Central)
 - CSP provides response on June 10 (within 30 days after receiving notice from Testing Central)
 - If the Executive Committee makes its determination prior to September 1, the State may recover any compensation the CSP received on these transactions under the contract (Note: If requests for additional time were submitted by the Contractor and granted, the Executive Committee has that same amount of additional time to makes its determination. If no additional time was requested and the Executive Committee does not make its determination until September 1 or thereafter, the CSP compensation may be claimed on transactions processed until the first day of the calendar month after the EC decision is provided in writing to the CSP.)
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State Questions Seller Status **More than 10 Business Days** after Seller is Registered Through the SSTRS and Identified as a CSP-compensated Seller - Timeline, Process and Result

- State sends notice to Testing Central that it is questioning whether Seller qualifies as a CSP-compensated Seller on May 10 (more than 10 days after Seller was registered through the SSTRS)
- Testing Central sends notice to CSP on May 11 to notify them of State's question.
- CSP has until June 11 to provide response to State explaining why the Seller is a CSP-compensated Seller (30 days after CSP receives notice from Testing Central)
- If State and CSP reach agreement, Testing Central is notified, the question is closed and nothing further needs to be done.

Proposed Section D.2(b)(5) Example – Process and Timeline for Challenging CSP-compensated Seller Status

- If State and CSP do not reach agreement, State/CSP must send request to Executive Director by July 11 (within 60 days after Testing Central initially notified CSP of the State’s question)
- EC has until November 1 to issue its determination (1st day of calendar month at least 90 days after receiving request from State)
- Testing Central sends notice to CSP on July 15 notifying them of the State’s request for the Executive Committee to make a determination.
- CSP has until August 15 to provide response (30 days after receiving the notice from Testing Central)
- CSP provides response on August 15 (within 30 days after receiving notice from Testing Central)
- If the Executive Committee makes its determination prior to November 1, the State may stop allowing compensation on transactions processed by the CSP on or after November 1 (Note: If requests for additional time were submitted by the CSP and granted, the Executive Committee has that same amount of additional time to makes its determination. The State may still recover any compensation on transactions processed by the CSP on or after November 1. If no additional time was requested by the CSP but the Executive Committee does not make its determination until November 1 or thereafter, the CSP compensation may be claimed on transactions processed until the first day of the calendar month after the EC decision is provided in writing to the CSP.)