
By: **Senator Currie**
Introduced and read first time: February 16, 2001
Assigned to: Rules
Re-referred to: Economic and Environmental Affairs, February 22, 2001

Committee Report: Favorable
Senate action: Adopted
Read second time: March 30, 2001

CHAPTER _____

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission - Local Small Business**
3 **Enterprise Program**

4 FOR the purpose of authorizing the Washington Suburban Sanitary Commission to
5 adopt a local small business enterprise program for certain purposes;
6 establishing certain eligibility criteria for the program; requiring the
7 Commission to adopt certain criteria and procedures for the program; requiring
8 the Commission to review certain criteria and procedures each year; and
9 generally relating to the Washington Suburban Sanitary Commission and the
10 local small business enterprise program.

11 BY adding to
12 Article 29 - Washington Suburban Sanitary District
13 Section 3-110
14 Annotated Code of Maryland
15 (1997 Replacement Volume and 2000 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article 29 - Washington Suburban Sanitary District**

19 3-110.

20 (A) BY RESOLUTION OR REGULATION, THE WSSC MAY IMPLEMENT A LOCAL
21 SMALL BUSINESS ENTERPRISE PROGRAM.

1 (B) THE PURPOSE OF THE PROGRAM IS TO ASSIST SMALL BUSINESSES THAT
2 ARE LOCATED IN MONTGOMERY COUNTY AND PRINCE GEORGE'S COUNTY THROUGH
3 THE ESTABLISHMENT OF A SHELTERED MARKET OR OTHER APPROPRIATE
4 PREFERENCE OR ASSISTANCE INVOLVING THE AWARD OF CONSTRUCTION
5 CONTRACTS OR THE PROCUREMENT OF GOODS AND SERVICES BY THE WSSC.

6 (C) THE WSSC SHALL ADOPT:

7 (1) ELIGIBILITY CRITERIA FOR BUSINESSES TO QUALIFY FOR THE
8 LOCAL SMALL BUSINESS ENTERPRISE PROGRAM, INCLUDING:

9 (I) A NET WORTH NOT EXCEEDING \$250,000 UNDER WSSC
10 GUIDELINES;

11 (II) AN AVERAGE NET INCOME AFTER FEDERAL INCOME TAXES
12 FOR THE PRECEDING 2 YEARS, EXCLUDING ANY CARRYOVER LOSSES, NOT
13 EXCEEDING \$100,000;

14 (III) A PRINCIPAL PLACE OF BUSINESS OR SIGNIFICANT
15 EMPLOYMENT PRESENCE IN MONTGOMERY COUNTY OR PRINCE GEORGE'S COUNTY;
16 AND

17 (IV) ANY OTHER ELIGIBILITY CRITERIA THAT THE WSSC
18 DETERMINES TO BE NECESSARY OR OTHERWISE APPROPRIATE FOR THE PROMOTION
19 OF LOCAL SMALL BUSINESSES IN ITS SERVICE AREA; AND

20 (2) ADMINISTRATIVE PROCEDURES FOR CONDUCTING THE PROGRAM.

21 (D) A BUSINESS ENTERPRISE MAY QUALIFY AS A LOCAL SMALL BUSINESS FOR
22 PURPOSES OF THE PROGRAM WITHOUT REGARD TO THE RACE, ETHNICITY, OR
23 GENDER OF THE PARTICIPANTS IN THE BUSINESS ENTERPRISE.

24 (E) THE WSSC SHALL ESTABLISH GRADUATION CRITERIA FROM THE
25 PROGRAM FOR LOCAL SMALL BUSINESSES THAT THE WSSC DETERMINES NO
26 LONGER REQUIRE THE ASSISTANCE OR BENEFITS OFFERED BY THE PROGRAM.

27 (F) THE WSSC SHALL REVIEW THE ELIGIBILITY CRITERIA AND
28 ADMINISTRATIVE PROCEDURES OF THE PROGRAM EACH YEAR TO ASSESS THEIR
29 EFFECTIVENESS IN FURTHERING THE PURPOSES OF THE PROGRAM.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 July 1, 2001.

