

HOUSE BILL 319

L5

7lr0830

By: **Montgomery County Delegation and Prince George's County Delegation**
Introduced and read first time: January 25, 2017
Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission – Office of Supplier Diversity and**
3 **Inclusion and Minority Business Enterprise Program**

4 **MC/PG 106–17**

5 FOR the purpose of continuing until a certain date certain provisions relating to
6 procurement from minority business enterprises by the Washington Suburban
7 Sanitary Commission; altering the name of the Office of Small, Local, and Minority
8 Business Enterprise in the Commission to be the Office of Supplier Diversity and
9 Inclusion; altering a certain definition; and generally relating to procurement by the
10 Washington Suburban Sanitary Commission from minority business enterprises and
11 the Office of Supplier Diversity and Inclusion.

12 BY repealing and reenacting, with amendments,
13 Article – Public Utilities
14 Section 20–201, 20–202, 20–208, and 20–302
15 Annotated Code of Maryland
16 (2010 Replacement Volume and 2016 Supplement)

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

19 **Article – Public Utilities**

20 20–201.

21 (a) In this subtitle the following words have the meanings indicated.

22 (b) Except as provided in § 20–203 of this subtitle, “minority business enterprise”
23 means a legal entity that is:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) organized to engage in commercial transactions; and

2 (2) at least 51% owned and controlled by one or more individuals who are
3 members of a group that is:

4 (i) disadvantaged socially or economically by the effects of past
5 discrimination, including discrimination as to certification; and

6 (ii) identified by a study conducted in accordance with this subtitle
7 or a similar, previously conducted study.

8 (c) “Office” means the Office of [Small, Local, and Minority Business Enterprise]
9 **SUPPLIER DIVERSITY AND INCLUSION** established under § 20–202 of this subtitle.

10 20–202.

11 (a) There is an Office of [Small, Local, and Minority Business Enterprise]
12 **SUPPLIER DIVERSITY AND INCLUSION** in the Commission.

13 (b) The head of the Office is the Director of the Office of [Small, Local, and
14 Minority Business Enterprise] **SUPPLIER DIVERSITY AND INCLUSION**.

15 (c) The Office shall:

16 (1) administer each Commission program that is created to promote the
17 growth of or participation by minority or local small business enterprises, including:

18 (i) the minority business enterprise utilization program for
19 design/build and construction contracts under § 20–203 of this subtitle;

20 (ii) the minority business enterprise utilization program for the
21 procurement of other goods and services under § 20–204 of this subtitle; and

22 (iii) the local small business enterprise program under Subtitle 3 of
23 this title;

24 (2) promote and coordinate the plans, programs, and operations of the
25 Commission that promote or affect the establishment, preservation, and strengthening of
26 minority business enterprises;

27 (3) promote activities and the use of the resources of the Commission, local
28 governments, and private entities for the growth of minority business enterprises;

29 (4) provide technical and managerial assistance to minority business
30 enterprises;

1 (5) schedule seminars and workshops to educate minority businesses on
2 how the Commission conducts business; and

3 (6) ensure compliance with certified minority business enterprise
4 subcontract participation goals under § 20–206 of this subtitle.

5 20–208.

6 This subtitle shall be of no effect and may not be enforced after July 1, [2017] **2022**.

7 20–302.

8 (a) By resolution or adopting regulations, the Commission may establish a local
9 small business enterprise program.

10 (b) The Office of [Small, Local, and Minority Business Enterprise] **SUPPLIER**
11 **DIVERSITY AND INCLUSION**, established under § 20–202 of this title, shall administer
12 the program.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
14 1, 2017.