

SENATE BILL 420

P2, C7

8lr1095

By: **Senators Robinson, Currie, and Madaleno**

Introduced and read first time: January 25, 2018

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Commission to Study Compliance by State Gaming Facility Licensees With the**
3 **State Minority Business Enterprise Program**

4 FOR the purpose of establishing the Commission to Study Compliance by State Gaming
5 Facility Licensees With the State Minority Business Enterprise Program; providing
6 for the composition, chair, and staffing of the Commission; prohibiting a member of
7 the Commission from receiving certain compensation, but authorizing the
8 reimbursement of certain expenses; requiring the Commission to review, assess, and
9 examine certain matters and make findings and recommendations related to
10 certified minority business enterprise participation in procurement by State gaming
11 facility licensees; requiring the Commission to report its findings and
12 recommendations to the Governor and the General Assembly on or before a certain
13 date; providing for the termination of this Act; and generally relating to the
14 Commission to Study Compliance by State Gaming Facility Licensees With the State
15 Minority Business Enterprise Program.

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That:

18 (a) There is a Commission to Study Compliance by State Gaming Facility
19 Licensees With the State Minority Business Enterprise Program.

20 (b) The Commission consists of the following members:

21 (1) one member of the Senate of Maryland, appointed by the President of
22 the Senate;

23 (2) one member of the House of Delegates, appointed by the Speaker of the
24 House;

25 (3) the Attorney General of Maryland, or the Attorney General's designee;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) the Secretary of Budget and Management, or the Secretary's designee;

2 (5) the Director of the State Lottery and Gaming Control Commission, or
3 the Director's designee;

4 (6) the Secretary of Transportation, or the Secretary's designee;

5 (7) the Secretary of General Services, or the Secretary's designee;

6 (8) the Special Secretary of the Governor's Office of Small, Minority, and
7 Women Business Affairs, or the Special Secretary's designee;

8 (9) the Executive Secretary of the Board of Public Works; and

9 (10) the following members, appointed by the Governor:

10 (i) two certified minority business enterprise representatives
11 affiliated with certified minority business enterprises that are at least 51% owned and
12 controlled by members of ethnic minorities, appointed by the Governor;

13 (ii) one certified minority business enterprise representative
14 affiliated with a certified minority business enterprise that is at least 51% owned and
15 controlled by women, appointed by the Governor;

16 (iii) a representative from the Maryland Chamber of Commerce;

17 (iv) a representative from the Maryland District Office of the federal
18 Small Business Administration; and

19 (v) two members of the public.

20 (c) The Governor shall designate the chair of the Commission.

21 (d) The Governor's Office of Small, Minority, and Women Business Affairs, the
22 Department of Commerce, the Department of Transportation, and the Department of
23 General Services jointly shall provide staff for the Commission.

24 (e) A member of the Commission:

25 (1) may not receive compensation as a member of the Commission; but

26 (2) is entitled to reimbursement for expenses under the Standard State
27 Travel Regulations, as provided in the State budget.

28 (f) The Commission shall review, examine, and assess issues related to the
29 participation of certified minority business enterprises in procurement by State gaming

1 facility licensees, including:

2 (1) outreach and marketing to those businesses by State gaming facility
3 licensees;

4 (2) barriers that may inhibit the participation of certified minority
5 business enterprises in procurements by State gaming facility licensees;

6 (3) resources available through the State that might assist certified
7 minority business enterprises in gaining qualification for participation in procurements by
8 State gaming facility licensees, including technical assistance and training, financial
9 assistance, and partnerships with other entities;

10 (4) whether it would be beneficial to vest oversight and administration of
11 procurements by State gaming facility licensees in a single State agency in order to
12 facilitate greater participation by certified minority business enterprises in State gaming
13 facility procurements; and

14 (5) any other matters determined by the Commission.

15 (g) On or before December 31, 2018, the Commission shall report its findings and
16 recommendations to the Governor and, in accordance with § 2-1246 of the State
17 Government Article, the General Assembly.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
19 1, 2018. It shall remain effective for a period of 1 year and 1 month and, at the end of June
20 30, 2019, this Act, with no further action required by the General Assembly, shall be
21 abrogated and of no further force and effect.