

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

Article 28 – Maryland–National Capital Park and Planning Commission

SUBTITLE 3. MINORITY BUSINESS ENTERPRISE PROGRAM STUDY

2-301.

~~(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED:~~

~~(2) "BONUS POINTS" MEANS ESTABLISHED BONUS OR PERCENTAGE POINTS USED DURING THE BID EVALUATION PROCESS TO ADJUST THE BID PRICE SUBMITTED BY MINORITY BUSINESS ENTERPRISES FOR THE PURPOSE OF ASCERTAINING THE LOWEST BIDDER.~~

~~(3) "MANDATORY SET ASIDES" MEANS A PROCEDURE DESIGNATING A CERTAIN PERCENTAGE OF TOTAL CONTRACT DOLLARS FOR AWARD TO MINORITY BUSINESS ENTERPRISES.~~

~~(4) "MANDATORY SUBCONTRACTING" MEANS A PROCEDURE MANDATING THAT A CERTAIN PERCENTAGE OF THE DOLLAR AMOUNT OF DESIGNATED CONTRACTS BE SUBCONTRACTED TO MINORITY BUSINESS ENTERPRISES.~~

~~(5) "MINORITY BUSINESS ENTERPRISE" MEANS ANY BUSINESS ENTERPRISE:~~

~~(I) 1. THAT IS AT LEAST 51 PERCENT OWNED BY 1 OR MORE MINORITY INDIVIDUALS; OR~~

~~2. IN THE CASE OF ANY PUBLICLY OWNED CORPORATION, AT LEAST 51 PERCENT OF THE STOCK OF WHICH IS OWNED BY 1 OR MORE MINORITY INDIVIDUALS; AND~~

~~(II) WHOSE MANAGEMENT AND DAILY BUSINESS OPERATIONS ARE CONTROLLED BY 1 OR MORE MINORITY INDIVIDUALS.~~

~~(6) "PERCENTAGE POINTS" MEANS ESTABLISHED PERCENTAGE POINTS GIVEN FOR MINORITY BUSINESS ENTERPRISE PARTICIPATION IN A SEALED PROPOSAL PROCESS.~~

~~(7) "RESTRICTIVE BIDDING" MEANS COMPETITIVE BIDDING OF DESIGNATED CONTRACTS THAT ARE RESTRICTED TO MINORITY BUSINESS ENTERPRISES.~~

~~(8) "RESTRICTIVE QUOTES" MEANS NEGOTIATED SMALL PROCUREMENTS THAT ARE RESTRICTED TO MINORITY BUSINESS ENTERPRISES.~~