

Assembly of 1980) be repealed, amended, or enacted to read as follows:

Article 21 - Procurement

8-601.

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

(1) "Department" means the University of Maryland, the Departments of General Services, and Transportation, ~~the University of Maryland~~, the Maryland Food Authority, and OR the Interagency Committee on Public School Construction.

(2) "Minority business enterprise" means any legal entity, other than a joint venture, organized to engage in commercial transactions which is at least 51 percent owned and controlled by one or more minority persons, or a nonprofit entity organized to promote the interests of the physically or mentally disabled.

(3) "Minority person" means a member of a socially or economically disadvantaged minority group, which for purposes of this subtitle includes Blacks (not of Hispanic origin), Hispanics, American Indians, Alaska natives, Asians, Pacific Islanders, women, and the physically or mentally disabled.

~~(4) --"CERTIFICATION"-----MEANS-----AN-----OFFICIAL DETERMINATION-BY-A-STATE-AGENCY-THAT-ANY-LEGAL-ENTITY--IS--A MINORITY--BUSINESS-ENTERPRISE-FOR-PURPOSES-OF-THIS-SUBTITLE-~~

(4) "CERTIFICATION" MEANS THE DETERMINATION, THROUGH WHATEVER PROCEDURE IS USED BY A DEPARTMENT, THAT A LEGAL ENTITY IS A MINORITY BUSINESS ENTERPRISE FOR PURPOSES OF THIS SUBTITLE.

(5) "PERSON" MEANS AN INDIVIDUAL, ASSOCIATION, SOLE PROPRIETORSHIP, PARTNERSHIP, OR CORPORATION.

(b) (1) Each department, except the Department of Transportation as to construction contracts, shall structure its procedures for procuring supplies, services, and construction to attempt to achieve, consistent with the preamble to this subtitle, the result that a minimum of 10 percent of the total dollar value of such procurements are made directly or indirectly from minority business enterprises DETERMINED BY THE DEPARTMENT TO BE MINORITY BUSINESS ENTERPRISES.

(2) The Department of Transportation shall structure its procedures for procuring construction to attempt to achieve, consistent with the preamble to this subtitle, ~~the result of minority business participation of a minimum of~~ PARTICIPATION BY BUSINESS ENTERPRISES, DETERMINED