

(2) The regulations shall establish procedures to be followed by units, prospective contractors, and successful bidders or offerors to maximize notice to, and the opportunity to participate in the procurement process by, a broad range of minority business enterprises.

(b) These regulations shall include:

(1) provisions designating one agency to certify and decertify minority business enterprises for all units through a single process that meets applicable federal requirements;

(2) a requirement that the solicitation document accompanying each solicitation set forth the expected degree of minority business enterprise participation based, in part, on:

(i) the potential subcontract opportunities available in the prime procurement contract; and

(ii) the availability of certified minority business enterprises to respond competitively to the potential subcontract opportunities;

(3) a requirement that the unit provide a current list of certified minority business enterprises to each prospective contractor;

(4) provisions to ensure the uniformity of requests for bids on subcontracts;

(5) provisions relating to the timing of requests for bids on subcontracts and of submission of bids on subcontracts;

(6) provisions designed to ensure that a fiscal disadvantage to the State does not result from an inadequate response by minority business enterprises to a request for bids;

(7) provisions relating to joint ventures, under which a bidder may count toward meeting its minority business enterprise participation goal, the minority business enterprise portion of the joint venture;

(8) CONSISTENT WITH § 14-302(A)(4) OF THIS SUBTITLE, provisions relating to any circumstances under which a unit may waive obligations of the contractor relating to minority business enterprise participation; and

(9) PROVISIONS REQUIRING A MONTHLY SUBMISSION TO THE UNIT BY MINORITY BUSINESS ENTERPRISES ACKNOWLEDGING ALL PAYMENTS RECEIVED IN THE PRECEDING 30 DAYS UNDER A CONTRACT GOVERNED BY THIS SUBTITLE;

(10) A REQUIREMENT THAT A UNIT SHALL VERIFY AND MAINTAIN DATA CONCERNING PAYMENTS RECEIVED BY MINORITY BUSINESS ENTERPRISES, INCLUDING A REQUIREMENT THAT, UPON COMPLETION OF A PROJECT, THE UNIT SHALL COMPARE THE TOTAL DOLLAR VALUE ACTUALLY RECEIVED BY MINORITY BUSINESS ENTERPRISES WITH THE AMOUNT OF CONTRACT DOLLARS INITIALLY AWARDED, AND AN EXPLANATION OF ANY DISCREPANCIES THEREIN;