

~~WRITTEN REQUEST FOR A WAIVER OF THE ACHIEVEMENT OF THE MINORITY BUSINESS ENTERPRISE GOALS TO THE MINORITY BUSINESS ENTERPRISE GOAL WAIVER REVIEW PANEL IN ACCORDANCE WITH § 14-307.1 OF THIS SUBTITLE.~~

~~14-307.1.~~

~~(A) THERE IS A MINORITY BUSINESS ENTERPRISE GOAL WAIVER REVIEW PANEL.~~

~~(B) THE PANEL CONSISTS OF:~~

~~(1) ONE REPRESENTATIVE FROM THE CERTIFICATION AGENCY, DESIGNATED BY THE HEAD OF THE AGENCY;~~

~~(2) THE SECRETARY OF THE DEPARTMENT OF GENERAL SERVICES, OR A DESIGNEE, AND~~

~~(3) ONE REPRESENTATIVE FROM THE MARYLAND MINORITY CONTRACTORS ASSOCIATION, DESIGNATED BY THE MARYLAND MINORITY CONTRACTORS ASSOCIATION.~~

~~(C) IN ACCORDANCE WITH § 14-302(A)(7) OF THIS SUBTITLE, THE PANEL SHALL REVIEW WRITTEN REQUESTS FROM UNITS FOR A WAIVER OF THE ACHIEVEMENT OF THE MINORITY BUSINESS ENTERPRISE GOALS SET FORTH IN § 14-302 (A) OF THIS SUBTITLE.~~

~~(D) THE PANEL SHALL GRANT A WAIVER IF IT DETERMINES THAT THE UNIT CANNOT REASONABLY MEET THE MINORITY BUSINESS ENTERPRISE GOALS SET FORTH IN § 14-302(A) OF THIS SUBTITLE.~~

~~(E) A WAIVER SHALL LAST FOR 12 MONTHS AND IS RENEWABLE.~~

~~(F) THE PANEL SHALL OPERATE INDEPENDENTLY FROM ANY OTHER STATE ENTITY.~~

~~(G) THE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SECTION.~~

~~14-303.~~

~~(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~~