

~~(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)(5) of this subtitle, provisions relating to:~~

~~(I) any circumstances under which a unit may waive obligations of the contractor relating to minority business enterprise participation; AND~~

~~(II) THE APPOINTMENT OF A NEUTRAL NONGOVERNMENTAL INDIVIDUAL WHO SHALL:~~

~~1. REVIEW EACH WAIVER GRANTED UNDER THE WAIVER PROCESS ESTABLISHED IN ACCORDANCE WITH SUBITEM (I) OF THIS ITEM; AND~~

~~2. DETERMINE WHETHER THE WAIVER COMPLIES WITH ALL RELEVANT STATUTORY AND REGULATORY REQUIREMENTS;~~

~~(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;~~

~~(11) a requirement that a unit verify that minority business enterprises listed in a successful bid are actually participating to the extent listed in the project for which the bid was submitted;~~

~~(12) provisions establishing a graduation program based on the financial viability of the minority business enterprise, using annual gross receipts or other economic indicators as may be determined by the Board; and~~