

(VI) 1. ALL SECURITIES THAT CONSTITUTE OWNERSHIP OR CONTROL OF A CORPORATION FOR PURPOSES OF ESTABLISHING IT AS A MINORITY BUSINESS ENTERPRISE UNDER THIS SECTION SHALL BE HELD DIRECTLY BY MINORITIES.

2. SECURITIES HELD IN TRUST, OR BY ANY GUARDIAN FOR A MINOR, MAY NOT BE CONSIDERED AS HELD BY MINORITIES IN DETERMINING THE OWNERSHIP OR CONTROL OF A CORPORATION.

(VII) 1. THE CONTRIBUTIONS OF CAPITAL OR EXPERTISE BY THE MINORITY OWNERS TO ACQUIRE THEIR INTERESTS IN THE BUSINESS SHALL BE REAL AND SUBSTANTIAL.

2. INSUFFICIENT CONTRIBUTIONS INCLUDE:

A. A PROMISE TO CONTRIBUTE CAPITAL;

B. A NOTE PAYABLE TO THE BUSINESS OR ITS OWNERS WHO ARE NOT SOCIALLY AND ECONOMICALLY DISADVANTAGED; AND

C. THE MERE PARTICIPATION AS AN EMPLOYEE, RATHER THAN AS A MANAGER.

(VIII) THE CERTIFYING AGENCY SHALL GIVE SPECIAL CONSIDERATION TO THE FOLLOWING ADDITIONAL CIRCUMSTANCES IN DETERMINING ELIGIBILITY:

1. NEWLY FORMED BUSINESSES AND BUSINESSES WHOSE OWNERSHIP OR CONTROL HAS CHANGED SINCE THE DATE OF THE ADVERTISEMENT OF THE CONTRACT SHALL BE CLOSELY SCRUTINIZED TO DETERMINE THE REASONS FOR THE TIMING OF THE FORMATION OF OR CHANGE IN THE BUSINESSES;

2. A PREVIOUS OR CONTINUING EMPLOYER-EMPLOYEE RELATIONSHIP BETWEEN OR AMONG PRESENT OWNERS SHALL BE CAREFULLY REVIEWED TO ENSURE THAT THE EMPLOYEE-OWNER HAS MANAGEMENT RESPONSIBILITIES AND CAPABILITIES DISCUSSED IN THIS SECTION; AND

3. ANY RELATIONSHIP BETWEEN A MINORITY BUSINESS ENTERPRISE AND A BUSINESS THAT IS NOT A MINORITY BUSINESS ENTERPRISE THAT HAS AN INTEREST IN THE MINORITY BUSINESS ENTERPRISE SHALL BE CAREFULLY REVIEWED TO DETERMINE IF THE INTEREST OF THE