

SB0188/576486/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 188
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Enterprises –” insert “Participation and”; in line 16, after “changes:” insert “altering the termination date for certain provisions of law concerning the minority business enterprise program; altering the dates by which the certification agency designated by the Board of Public Works for the minority business enterprise program, in consultation with the General Assembly and the Office of the Attorney General, to conduct a certain evaluation of the minority business program;”; and in line 17, after “participation” insert “and”.

On page 2, in line 8, strike “and 14-303” and substitute “, 14-303, and 14-309”; and after line 10, insert:

“BY repealing and reenacting, with amendments,
Chapter 154 of the Acts of the General Assembly of 2012
Section 2”.

AMENDMENT NO. 2

On page 8, in line 11, strike “(1)(ii)” and substitute “**(1)(III)**”.

On page 15, after line 9, insert:

“14-309.”

The provisions of §§ 14-301 through 14-305 of this subtitle, and any regulations adopted under those sections, shall be of no effect and may not be enforced after July 1, [2016] 2017.

(Over)

Chapter 154 of the Acts of 2012

SECTION 2. AND BE IT FURTHER ENACTED, That the Certification Agency, in consultation with the General Assembly and the Office of the Attorney General, shall initiate a study of the Minority Business Enterprise Program to evaluate the Program's continued compliance with the requirements of the Croson decision and any subsequent federal or constitutional requirements. In preparation for the study, the Board of Public Works may adopt regulations authorizing a unit of State government to required bidders and offerors to submit information necessary for the conduct of the study. The Board of Public Works may designate that certain information received in accordance with regulations adopted under this section shall be confidential. Notwithstanding that certain information may be designated by the Board of Public Works as confidential, the Certification Agency may provide the information to any person that is under contract with the Certification Agency to assist in conducting the study. The study shall also evaluate race-neutral programs and other methods that can be used to address the needs of minority businesses. The final report on the study shall be submitted to the Legislative Policy Committee of the General Assembly, in accordance with § 2-1246 of the State Government Article, before September 30, [2015] 2016, so that the General Assembly may review the report before the [2016] 2017 Session."