

HOUSE BILL 617

L5

01r0895

By: **Prince George's County Delegation and Montgomery County Delegation**

Introduced and read first time: February 3, 2010

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission – Local Small Business**
3 **Enterprise Program – Eligibility Criteria**

4 **PG/MC 114–10**

5 FOR the purpose of altering the eligibility criteria of the local small business
6 enterprise program of the Washington Suburban Sanitary Commission; and
7 generally relating to the eligibility criteria of the local small business enterprise
8 program of the Washington Suburban Sanitary Commission.

9 BY repealing and reenacting, with amendments,
10 Article 29 – Washington Suburban Sanitary District
11 Section 3–110
12 Annotated Code of Maryland
13 (2003 Replacement Volume and 2009 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article 29 – Washington Suburban Sanitary District**

17 3–110.

18 (a) (1) By resolution or regulation, the WSSC may implement a local
19 small business enterprise program.

20 (2) The Office of Small, Local, and Minority Business Enterprise,
21 established under § 3–109(b)(2) of this subtitle, shall administer the local small
22 business enterprise program established under paragraph (1) of this subsection.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) The purpose of the program is to assist small businesses that are located
2 in Montgomery County and Prince George's County through the establishment of a
3 sheltered market or other appropriate preference or assistance involving the award of
4 construction contracts or the procurement of goods and services by the WSSC.

5 (c) The WSSC shall adopt:

6 (1) Eligibility criteria for businesses to qualify for the local small
7 business enterprise program, including:

8 (i) The criteria for a small business qualifying under the State
9 Small Business Preference Program as established in regulations adopted by the
10 Department of General Services under § 14-203 of the State Finance and Procurement
11 Article;

12 (ii) A principal place of business in Montgomery County or
13 Prince George's County [or a significant employee presence in Montgomery County or
14 Prince George's County with no less than 25% of the business's total number of
15 employees being domiciled in Montgomery County or Prince George's County]; and

16 (iii) Any other eligibility criteria that the WSSC determines to be
17 necessary or otherwise appropriate for the promotion of local small businesses in its
18 service area; and

19 (2) Administrative procedures for conducting the program.

20 (d) A business enterprise may qualify as a local small business for purposes
21 of the program without regard to the race, ethnicity, or gender of the participants in
22 the business enterprise.

23 (e) The WSSC shall establish graduation criteria from the program for local
24 small businesses that the WSSC determines no longer require the assistance or
25 benefits offered by the program.

26 (f) The WSSC shall review the eligibility criteria and administrative
27 procedures of the program each year to assess their effectiveness in furthering the
28 purposes of the program.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2010.