

Bill No.: \_\_\_\_\_  
Requested: \_\_\_\_\_  
Committee: \_\_\_\_\_

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

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.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



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

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

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

10           (c)   The WSSC shall adopt:

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

13                           (i)   The criteria for a small business qualifying under the State  
14 Small Business Preference Program as established in regulations adopted by the  
15 Department of General Services under § 14–203 of the State Finance and Procurement  
16 Article;

17                           (ii)   A principal place of business in Montgomery County or  
18 Prince George’s County [or a significant employee presence in Montgomery County or  
19 Prince George’s County with no less than 25% of the business’s total number of  
20 employees being domiciled in Montgomery County or Prince George’s County]; and

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

24                   (2)   Administrative procedures for conducting the program.

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

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

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

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