

2021 -- H 5746 SUBSTITUTE A

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LC002069/SUB A
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

A N A C T

RELATING TO PUBLIC PROPERTY AND WORKS -- MINORITY BUSINESS
ENTERPRISES

Introduced By: Representative Joshua J. Giraldo

Date Introduced: February 24, 2021

Referred To: House State Government & Elections

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 37-14.1-6 of the General Laws in Chapter 37-14.1 entitled "Minority
2 Business Enterprise" is hereby amended to read as follows:

3 **37-14.1-6. Minority business enterprise participation.**

4 (a) Minority business enterprises shall be included in all procurements and construction
5 projects under this chapter and shall be awarded a minimum of ten percent (10%) of the dollar
6 value of the entire procurement or project. The director of the department of administration is
7 further authorized to establish by rules and regulation the certification process and formulas for
8 giving minority business enterprises a preference in contract and subcontract awards.

9 (b) Any minority business enterprise currently certified by the U.S. Small Business
10 Administration as an 8(a) firm governed by 13 C.F.R. part 124 shall be deemed to be certified by
11 the department of administration as a minority business enterprise and shall only be required to
12 submit evidence of federal certification of good standing.

13 (c) [The provisions of chapter 14.1 of title 37 shall not be waived, including, but not limited](#)
14 [to, during a declared state of emergency.](#)

15 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T
RELATING TO PUBLIC PROPERTY AND WORKS -- MINORITY BUSINESS
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- 1 This act would provide that the provisions relating to this chapter would not be waived,
- 2 including, but not limited to, a declared state of emergency.
- 3 This act would take effect upon passage.

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