

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**2011 Legislative Session**

Bill No. CB-43-2011

Chapter No. 43

Proposed and Presented by The Chair (by request – County Executive)

Introduced by Council Members Turner, Franklin, Toles, Patterson, Olson and Campos

Co-Sponsors \_\_\_\_\_

Date of Introduction October 18, 2011

**BILL**

1 AN ACT concerning

2 Minority Business Enterprise Certifications

3 For the purpose of amending provisions of the County Code to allow issuance of minority  
4 business enterprise certifications to entities at least fifty-one percent (51%) owned by minority  
5 individuals; add Native Americans to the definition of minority individuals; refine the definitions  
6 of certain groups identified in the definition of minority individuals; and generally relating to  
7 certifications of minority business enterprises.

8 BY repealing and reenacting with amendments:

9 SUBTITLE 2. ADMINISTRATION.

10 Section 2-232.01, and

11 SUBTITLE 10A. PURCHASING.

12 Section 10A-101

13 The Prince George's County Code

14 (2007 Edition, 2010 Supplement).

15 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
16 Maryland, that Sections 2-232.01 and 10A-101 of the Prince George's County Code be and the  
17 same are hereby repealed and reenacted with the following amendments:

18 **SUBTITLE 2. ADMINISTRATION.**

19 **DIVISION 13. PUBLIC IMPROVEMENTS AND SERVICES.**

20 **Sec. 2-232.01 Minority business contracts.**

21 (a) **Minority business firms** for the purposes of this Section shall mean a business at least

[fifty percent (50%)] fifty-one percent (51%) of which is owned by minority [group members] individuals or, in the case of a publicly owned business, at least fifty-one percent (51%) of the stock is owned by minority [group members] individuals, [which shall be defined as United States citizens who are Females, Negroes, Hispanic Americans, Asian Americans, American Indians, American Eskimos, and American Aleuts] as defined in Section 10A-101 of this Code.

\* \* \* \* \*

**SUBTITLE 10A. PURCHASING.**

**DIVISION 1. ADMINISTRATIVE PROCEDURES.**

**Sec. 10A-101. Definitions.**

(a) The words defined in this Section shall have the meanings set forth below whenever they appear in this Subtitle unless the context in which they are used clearly requires a different meaning or a different definition is prescribed for a particular provision.

\* \* \* \* \*

(27) **Minority individuals** are those who have been subjected to prejudice or cultural bias because of their identity as a member of a group in terms of race, color, ethnic origin, or gender, without regard to their individual capabilities. Minority individuals are limited to members of the following groups:

(A) African Americans (Black Americans), which includes persons having origins in any of the Black racial groups of Africa;

(B) Asian-Pacific Americans, which includes persons whose origins are from Japan, China, Taiwan, Korea, Burma (Myanmar), Vietnam, Laos, Cambodia (Kampuchea), Thailand, Malaysia, Indonesia, the Philippines, Brunei, Samoa, Guam, the U.S. Trust Territories of the Pacific Islands (Republic of Palau), the Commonwealth of the Northern Marianas Islands, Macao, Fiji, Tonga, Kiribati, Tuvalu, Nauru, Federated States of Micronesia, or Hong Kong;

(C) Subcontinent Asian Americans, which includes persons whose origins are from India, Pakistan, Bangladesh, Bhutan, the Maldives Islands, Nepal or Sri Lanka;

(D) Hispanic Americans, which includes persons of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish or Portuguese culture or origin, regardless of race; [and]

(E) Native Americans, which includes persons who are American Indians, Eskimos, Aleuts, or Native Hawaiians; and

1                    (F) Females, regardless of race, ethnicity or origin.

2                    \*                    \*                    \*                    \*                    \*                    \*                    \*                    \*

3                    **(39.2)Socially and economically disadvantaged individual** means any individual who is a  
4 citizen (or lawfully admitted permanent resident) of the United States and who is—

5                    \*                    \*                    \*                    \*                    \*                    \*                    \*                    \*

6                    (F) “Asian-Pacific Americans,” which includes persons whose origins are from  
7 Japan, China, Taiwan, Korea, Burma (Myanmar), Vietnam, Laos, Cambodia (Kampuchea),  
8 Thailand, Malaysia, Indonesia, the Philippines, Brunei, Samoa, Guam, the U.S. Trust Territories  
9 of the Pacific Islands (Republic of Palau), the Commonwealth of the Northern Marianas Islands,  
10 Macao, Fiji, Tonga, Kiribati, [J]Tuvalu, Nauru, Federated States of Micronesia, or Hong Kong;

11                    \*                    \*                    \*                    \*                    \*                    \*                    \*                    \*

12                    SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)  
13 calendar days after it becomes law.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2011.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Ingrid M. Turner  
Chair

ATTEST:

\_\_\_\_\_  
Redis C. Floyd  
Clerk of the Council

APPROVED:

DATE: \_\_\_\_\_ BY: \_\_\_\_\_  
Rushern L. Baker, III  
County Executive

KEY:  
Underscoring indicates language added to existing law.  
[Brackets] indicate language deleted from existing law.  
Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.