

prime contractors.

- 2 Disadvantaged business enterprise program; report.** Amends a sanctions provision for contractors who fail to meet DBE goals or demonstrate good-faith efforts, to: clarify its application to contracts that include federal funding; require monitoring of contracts in order to minimize the need for sanctions; and deposit any funds collected from sanctions into the new DBE capacity building account. Eliminates a report on disadvantaged business enterprises, which is recreated in a similar form in a separate section of the bill.
- 3 [174.188] Disadvantaged business enterprise program.** Establishes training and reporting requirements for MnDOT related to the DBE program.

Subd. 1. Training. Requires MnDOT to hold training workshops for DBE companies on how to estimate and submit bids to MnDOT, and prevents MnDOT from charging a fee.

Subd. 2. Legislative report. Recreates a provision from another section of law requiring a legislative report on the DBE program. Modifies reporting requirements, including:

- Making the report annual instead of biennial;
- Adding information on agency monitoring of contracts;
- Adding additional information on the rate of DBE goal attainment across contracts; and
- Requiring additional information on sanctions.

- 4 Disadvantaged business enterprise collaborative.** Establishes provisions related to the DBE collaborative originally established by MnDOT in 2008.

Subd. 1. Definitions. Defines terms.

Subd. 2. Purpose. Establishes that the goal of the collaborative is to review and evaluative MnDOT's DBE program, and to recommend programmatic as well as legislative changes for its improvement.

Subd. 3. Executive committee; membership. Creates an executive committee of the collaborative, specifies the membership framework, and specifies the method for the collaborative to select representatives to serve on the executive committee. Sets dates for selection and initial meeting of the executive committee.

Subd. 4. Executive committee; duties. Specifies responsibilities of the executive committee, which include adopting formal recommendations representing the decisions of the collaborative, and designing collaborative policies and procedures.

Subd. 5. Administrative provisions. Outlines various administrative details for the collaborative, including establishing that MnDOT staff serve as non-voting members.

Subd. 6. Expiration. Has the collaborative expire December 31, 2012.

Subd. 7. Recommendations; legislative report. Requires the executive committee to submit formally adopted recommendations to MnDOT regarding implementation of the DBE program, and requires a legislative report on the findings and recommendations of the collaborative. Identifies possible areas of focus for the collaborative.

- 5 Waiver of disadvantaged business enterprise provisions.** Tasks MnDOT with requesting a waiver from the U.S. Department of Transportation to allow use of group-specific goals within DBE goal setting, if this is requested by the executive committee of the collaborative.
- 6 Revisor's instruction.** Directs the Revisor of Statutes to recodify a provision on DBE contract sanctions (in order to fit in the structure of new statutes created by the bill).