

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1653 Session of  
2015

INTRODUCED BY OBERLANDER, SNYDER, YOUNGBLOOD, READSHAW, KINSEY,  
DRISCOLL, BISHOP, BIZZARRO, CORBIN, THOMAS, McNEILL, MILLARD,  
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D. COSTA, PHILLIPS-HILL, JAMES, HARHAI, ROZZI, KORTZ,  
SCHLOSSBERG, GAINNEY AND ACOSTA, OCTOBER 21, 2015

REFERRED TO COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS, OCTOBER 21, 2015

AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated  
2 Statutes, providing for recognized entities.

3 The General Assembly of the Commonwealth of Pennsylvania  
4 hereby enacts as follows:

5 Section 1. Title 62 of the Pennsylvania Consolidated  
6 Statutes is amended by adding a chapter to read:

7 CHAPTER 22

8 RECOGNIZED ENTITIES

9 Sec.

10 2201. Definitions.

11 2202. Woman-owned business, minority-owned business or veteran-  
12 owned business.

13 § 2201. Definitions.

14 The following words and phrases when used in this chapter  
15 shall have the meanings given to them in this section unless the

1 context clearly indicates otherwise:

2 "Minority-owned business." A for-profit business which is at  
3 least 51% owned and controlled by one or more individuals who  
4 are African Americans, Hispanic Americans, Native Americans,  
5 Asian Americans, Alaskans or Pacific Islanders. The term  
6 includes a corporation in which at least 51% of the stock is  
7 owned by one or more individuals who are African Americans,  
8 Hispanic Americans, Native Americans, Asian Americans, Alaskans  
9 or Pacific Islanders.

10 "Recognized entity." A business that is formally recognized  
11 by the department as being one or more of the following:

12 (1) A minority-owned business.

13 (2) A woman-owned business.

14 (3) A veteran-owned business.

15 "Veteran." An individual who served on active duty in the  
16 United States Armed Forces, including any of the following:

17 (1) A reservist or member of the National Guard who was  
18 discharged or released from the service under honorable  
19 conditions.

20 (2) A reservist or member of the National Guard who  
21 completed an initial term of enlistment or qualifying period  
22 of service.

23 (3) A reservist or member of the National Guard who was  
24 disabled in the line of duty during training.

25 "Veteran-owned business." A for-profit business which is at  
26 least 51% owned and controlled by one or more veterans. The term  
27 includes a corporation in which at least 51% of the stock is  
28 owned by one or more veterans.

29 "Woman-owned business." A for-profit business which is at  
30 least 51% owned and controlled by one or more women. The term

1 includes a corporation in which at least 51% of the stock is  
2 owned by one or more women.

3 § 2202. Woman-owned business, minority-owned business or  
4 veteran-owned business.

5 (a) Formal recognition.--The following shall apply:

6 (1) The department shall establish a process by which a  
7 business in this Commonwealth may become formally recognized  
8 by the department as one or more of the following:

9 (i) A woman-owned business.

10 (ii) A minority-owned business.

11 (iii) A veteran-owned business.

12 (2) The department shall formally recognize a business  
13 that has been formally recognized as a woman-owned business,  
14 minority-owned business or veteran-owned business by a third-  
15 party organization, including the following:

16 (i) The National Minority Supplier Development  
17 Council.

18 (ii) The United States Department of Transportation,  
19 Office of Small and Disadvantaged Business Utilization's  
20 Unified Certification Program.

21 (iii) The Pennsylvania Unified Certification  
22 Program.

23 (iv) The United States Small Business  
24 Administration's 8(a) Business Development Program.

25 (v) The United States Department of Veterans  
26 Affairs, Office of Small and Disadvantaged Business  
27 Utilization's Vets First Verification Program.

28 (vi) The Woman's Business Enterprise National  
29 Council.

30 (b) Notice.--A recognized entity may request the department

1 to provide notice of the entity's recognized status.

2 (c) Lists.--The department shall compile, maintain and make  
3 available source lists of businesses formally recognized by the  
4 department as a woman-owned business, minority-owned business or  
5 veteran-owned business for the purpose of encouraging  
6 procurement from those businesses.

7 (d) Regulations.--The department may promulgate regulations  
8 to administer this section.

9 Section 2. This act shall take effect in 60 days.