

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 2.1-64.35 of the Code of Virginia, relating to the Department of*
3 *Minority Business Enterprise; certification.*

4 [H 1238]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 2.1-64.35 of the Code of Virginia is amended and reenacted as follows:**

8 § 2.1-64.35. Powers of Director.

9 As deemed necessary or appropriate to better fulfill the duties of the Department of Minority
10 Business Enterprise, the Director may:11 1. With the participation of other state departments and agencies as appropriate, develop
12 comprehensive plans and specific program goals for the minority enterprise program; establish regular
13 performance monitoring and reporting systems to assure that goals are being achieved; and evaluate the
14 impact of federal and state support in achieving his objectives.15 2. Employ the necessary personnel and/or subcontract according to his discretion, with localities to
16 supplement the functions of business development organizations.17 3. Assure the coordinated review of all proposed state training and technical assistance activities in
18 direct support of the minority enterprise program to assure consistency with program goals and to avoid
19 duplication.20 4. Convene, for purposes of coordination, meetings of the heads of departments and agencies, or their
21 designees, whose programs and activities may affect or contribute to the purposes of this chapter.22 5. Convene business leaders, educators, and other representatives of the private sector who are
23 engaged in assisting the development of minority business enterprise or who could contribute to its
24 development, for the purpose of proposing, evaluating or coordinating governmental and private
25 activities in furtherance of the objectives of this chapter.26 6. Provide the managerial and organizational framework through which joint or collaborative
27 undertakings with state departments or agencies or private organizations can be planned and
28 implemented.

29 7. Recommend appropriate legislative or executive actions.

30 8. Promulgate reasonable regulations in accordance with the Administrative Process Act (§ 9-6.14:1
31 et seq.) to implement a certification program for minority business enterprises. *Such certification process*
32 *shall include consideration of other states' laws which may deny like certifications to Virginia-based*
33 *minority business enterprises and which may provide preference for minority business enterprises based*
34 *in that state.*