

1.1 moves to amend H.F. No. 3168, the delete everything amendment
1.2 (H3168DE3), as follows:

1.3 Page 14, after line 22, insert:

1.4 "Sec. 18. Minnesota Statutes 2014, section 16C.16, subdivision 5, is amended to read:

1.5 Subd. 5. **Designation of targeted groups.** (a) The commissioner of administration
1.6 shall periodically designate businesses that are majority owned and operated by women,
1.7 persons with a substantial physical disability, or specific minorities as targeted group
1.8 businesses within purchasing categories as determined by the commissioner. A group
1.9 may be targeted within a purchasing category if the commissioner determines there is a
1.10 statistical disparity between the percentage of purchasing from businesses owned by
1.11 group members and the representation of businesses owned by group members among all
1.12 businesses in the state in the purchasing category.

1.13 (b) In addition to designations under paragraph (a);: (1) an individual business may
1.14 be included as a targeted group business if the commissioner determines that inclusion is
1.15 necessary to remedy discrimination against the owner based on race, gender, or disability
1.16 in attempting to operate a business that would provide goods or services to public
1.17 agencies; and (2) an individual business must be included as a targeted group business if
1.18 the business agrees that its workforce will be composed of at least 40 percent minority
1.19 persons, and that this agreement will be expressed as a condition of any contract between
1.20 the state and the business.

1.21 (c) The designations of purchasing categories and businesses under paragraphs
1.22 (a) and (b) are not rules for purposes of chapter 14, and are not subject to rulemaking
1.23 procedures of that chapter."

1.24 Renumber the sections in sequence and correct the internal references

1.25 Amend the title accordingly