

PARTICIPATION BY HISTORICALLY UNDERUTILIZED BUSINESSES

Policy Code:

6402

The Wake County Board of Education affirms the State's commitment to encourage participation of historically underutilized businesses in the school system's purchase of goods and services. The Board of education prohibits discrimination against any person or business on the basis of race, color, ethnic national origin, sex, sexual orientation, transgender or gender identity, disability, age, or religion.

~~The Board has adopted the following verifiable percentage goals for participation in the school district's contracts by women and minority-owned businesses:~~

~~_____ percent for participation by minority-owned, female-owned, disabled-owned, disabled business enterprises, or non-profit work centers for the blind and severely disabled in the total annual value of all purchases of goods and services.~~

A. SCHOOL DISTRICT GOOD FAITH EFFORTS

The Board has adopted the following guidelines to ensure that the school district will make good faith efforts to reach diverse suppliers of goods and services and to encourage participation in the school district's purchasing process by such suppliers. The school district will:

- make information about the school district's purchasing procedures and bidding process readily available;
- advertise for bids in media that reaches minority businesses;
- ensure access to bidding documents needed for making bids on projects;
- request directory information of businesses owned and controlled by minorities, women, disabled persons, and nonprofit work centers for the blind or severely disabled by contacting the Division of Purchase and Contracts at the State Department of Administration;
- require all parties engaging in procurement activities for purchases that require bids either by law or by policy to make a good faith effort to seek a competitive quote from at least one (1) HUB vendor. (If the purchase is being made through the district's Purchasing Department, this responsibility falls on the Purchasing Department.);
- sponsor or participate in purchasing seminars for all prospective vendors or, in particular for minority-owned, female-owned, disabled-owned, disabled business enterprises, and non-profit work centers for the blind or severely disabled;

- provide information to HUBs on how to have a company name included on lists maintained by the Division of Purchase and Contracts at the State Department of Administration;
- prepare vendor lists in accordance with policy 6442, Vendor Lists; and
- where allowed by law, permit performance guarantees rather than performance bonds for contracts for goods and services.

B. DOCUMENTATION AND REPORTING

The superintendent or his or her designee will submit all legally required reports on the use of historically underutilized businesses and will document the use of businesses qualifying as historically underutilized businesses as necessary to comply with applicable laws.

Legal References: *City of Richmond v. J.A. Croson Co.*, 488 U.S. 469 (1989); G.S. 143-48, 143-128

Adopted: