

CHAPTER 137

UNIVERSITY OF MINNESOTA

137.02 Powers and duties of board of regents.
 137.023 University student on board of regents.

137.31 Procurement from small businesses.

137.02 POWERS AND DUTIES OF BOARD OF REGENTS.

[For text of subds 1 to 3, see M.S.1988]

Subd. 3a. Consultation required. Land must not be purchased and a building must not be purchased, constructed, or erected on land of the University of Minnesota until the regents have first consulted with the chair of the senate finance committee and the chair of the house appropriations committee and obtained their advisory recommendations.

[For text of subd 4, see M.S.1988]

History: 1989 c 300 art 1 s 31

137.023 UNIVERSITY STUDENT ON BOARD OF REGENTS.

In electing members of the board of regents pursuant to article 13, section 3, of the Constitution of the state of Minnesota, and Territorial Laws 1851, chapter 3, section 5, one member of the board of regents of the university shall be a person who at the time of election to the board is a student who is enrolled in a degree program at the university. This person shall represent the state at large. Upon expiration of the term or in the event of a vacancy in the office, one position shall be filled by a person having the same qualifications.

History: 1989 c 157 s 1

137.31 PROCUREMENT FROM SMALL BUSINESSES.

[For text of subds 1 and 2, see M.S.1988]

Subd. 3. [Repealed, 1989 c 352 s 25]

Subd. 3a. Bid preference. The regents shall award a five percent preference in the amount bid on all university procurement to economically disadvantaged small businesses, as defined in section 645.445. At least 75 percent of the value of the procurements awarded to economically disadvantaged small businesses must actually be performed by the business to which the award is made or another economically disadvantaged small business. An economically disadvantaged small business that has been awarded more than three-tenths of one percent of the value of the total anticipated procurements for a fiscal year under this subdivision is disqualified from receiving further bid preferences for that fiscal year. An economically disadvantaged small business is not eligible to participate in the bid preference established under this subdivision under conditions specified in section 16B.22, subdivision 1.

Subd. 4. Replacement contracts. If a procurement contract designated for the set-aside program cannot be awarded to a small business under the conditions prescribed in subdivisions 1 and 2, the award shall be placed in accordance with the regular procurement policies of the university. In this event, the university shall designate as a replacement a procurement contract of comparable value to be included in the university set-aside program during that fiscal year if practicable.

[For text of subd 5, see M.S.1988]

Subd. 6. Annual report. The University of Minnesota shall submit an annual

report as provided in section 3.195, to the governor and the legislature, with a copy to the commissioner of trade and economic development, indicating the progress being made toward the objectives and goals of this section. The report shall include the following information:

(a) the total dollar value and number of procurement contracts identified and set aside during this period and the percentage of total value of university procurements that this figure reflects;

(b) the number of small businesses identified by and responding to the university set-aside program, the total dollar value and number of procurement contracts actually awarded to small businesses with appropriate designation as to the total number and value of procurement contracts awarded to each small business, and the total number of small businesses that were awarded procurement contracts;

(c) the total dollar value and number of procurement contracts awarded to economically disadvantaged small businesses with appropriate designation as to the total number and value of procurement contracts awarded to each small business, and the percentages of the total value of university procurements the figures of total dollar value and the number of procurement contracts reflect; and

(d) the number of procurement contracts which were designated and set aside pursuant to this section but which were not awarded to a small business, the estimated total dollar value of these awards, the lowest offer or bid on each of these awards made by the small business, and the price at which these contracts were awarded pursuant to regular procurement procedures.

History: 1989 c 352 s 11-13

NOTE: Subdivision 3 was repealed by Laws 1989, chapter 352, section 25, paragraph (a), but will be revived on June 30, 1990. See Laws 1989, chapter 352, section 25, paragraph (f).

NOTE: The amendments to subdivisions 3a, 4, and 6 by Laws 1989, chapter 352, sections 11 to 13, are repealed June 30, 1990. See Laws 1989, chapter 352, section 25, paragraph (e).