Minority and Women's Business Enterprise (M/WBE) Participation

General Statement
In accordance with the legislative findings and policies set forth in Chapter 39.19 RCW, the State of Washington encourages participation in all of its contracts by M/WBE firms certified by the office of Minority and Women's Business Enterprises (OMWBE). Participation may be either on a direct basis in response to a solicitation/invitation or as a subcontractor to a Bidder/Proposer. No preference will be included in the evaluation of bids/proposals, no minimum level of M/WBE participation shall be required as a condition for receiving an award and bids/proposals will not be rejected or considered non-responsive on that basis.

Voluntary M/WBE Goals
Voluntary numerical M/WBE participation goals shall be established for all solicitation/invitations where applicable. These goals are voluntary, but achievement of the goals is encouraged. No preference will be included in the evaluation of bids/proposals, no minimum level of M/WBE participation shall be required as a condition of award or completion of the contract work, and bids/proposals will not be rejected or considered non-responsive on that basis. Bidders may contact OMWBE at 360-753-9693 to obtain information on certified firms.

Required M/WBE Participation Plan
Prime Contractors shall submit an M/WBE Participation Plan as part of responsibility, before work begins. Although the goals contained within each Contract are voluntary, that is, award of the contract is not conditioned upon attainment of the voluntary M/WBE goals, the outreach efforts to provide M/WBEs maximum practicable opportunities are not. For M/WBE Participation Plan Drafting Guidelines, please visit: http://www.wsdot.wa.gov/equalopportunity.

Required M/WBE Reporting
The Prime Contractor shall submit a Monthly Report of Amounts Paid to M/WBEs to the Project Engineer each month between Execution of the Contract and Physical Completion of the Contract using the application available at: https://remoteapps.wsdot.wa.gov/mapsdata/tools/dbeparticipation. The monthly report is due 20 calendar days following the end of the month. A monthly report shall be submitted for every month between Execution of the Contract and Physical Completion regardless of whether payments were made or work occurred. After Execution of the Contract, the Prime Contractor shall send an e-mail to DBEPAdmin@wsdot.wa.gov containing the following information: the first and last name, e-mail address, title and phone number of the person that will be submitting the above documents for their company. The e-mail shall include the WSDOT contract number they will be reporting on. After receipt of this information by WSDOT, the contractor will receive an e-mail containing their username and password for the application and a link to the application. Reporting instructions are available in the application.

Non-discrimination
Contractors, Bidders, and Proposers shall not create barriers to open and fair opportunities for all businesses including M/WBEs to participate in all State contracts and to obtain or compete for contracts and subcontracts as sources of supplies, equipment, construction and services. In considering offers from and
doing business with subcontractors and suppliers, the Contractor shall not
discriminate on the basis of race, color, creed, religion, national origin, sex, age,
nationality, marital status, or the presence of any mental or physical disability in an
otherwise qualified disabled person.

The Contractor shall make the M/WBE Participation General Statement cited
previously in this Special Provision a part of all subcontracts and agreements
entered into as a result of this contract.

Definitions

When referred to in this contract, the terms Minority, Minority Business Enterprise
(MBE), and Women's Business Enterprise (WBE) will be construed to have the
following meanings:

Minority means a person who is a citizen or lawful permanent resident of the
United States and who is:

(a) Black: having origins in any of the black racial groups of Africa;

(b) Hispanic: of Mexican, Puerto Rican, Cuban, Central or South
American, or other Spanish or Portuguese culture or origin,
regardless of race;

(c) Asian American: having origins in any of the original peoples of the
Far East, Southeast Asia, the Indian subcontinent, or the Pacific
Islands; or

(d) American Indian or Alaskan Native: having origins in any of the
original peoples of North America.

Minority Business Enterprise, Minority-owned Business Enterprise, or MBE
means a business organized for profit, performing a commercially useful
function, which is owned and controlled by one or more minority individuals or
minority business enterprises. Owned and controlled means a business in
which one or more minorities or MBE's own at least fifty-one percent (51%), or
in the case of a corporation at least fifty-one percent (51%) of the voting stock,
and control at least fifty-one percent (51%) of the management and daily
business operations of the business.

M/WBE means a minority owned business enterprise, a women-owned
business enterprise, and/or a combination minority and women's business
enterprise certified by the Office of Minority and Women's Business
Enterprises (OMWBE) of the State of Washington.

Women's Business Enterprise, Women-owned Business Enterprise, or WBE
means a business organized for profit, performing a commercially useful
function, which is owned and controlled by one or more women or women's
business enterprises. Owned and controlled means a business in which one
or more women or WBE's own at least fifty-one percent (51%) or in the case of
a corporation at least fifty-one percent (51%) of the voting stock, and control at
least fifty-one percent (51%) of the management and daily business operations.
of the business. The women owners must be United States citizens or lawful permanent residents.

Minority/Women's Business Enterprise means a minority owned business enterprise, a women-owned business enterprise; and/or a combination minority and women's business enterprise certified by the OMWBE of the State of Washington.

**MBE/WBE Status**
A consolidated list of firms accepted as certified by OMWBE is available via the WSDOT Home Page, (WWW.WSDOT.WA.GOV) and a hard copy is available at nominal cost from the OMWBE.

**MBE/WBE Goals**
The Contracting Agency has established a voluntary goal in the amount of:

*** $$1$$ ***

**Further Information**
If further information is desired concerning Minority Business Enterprise/Women's Business Enterprise participation, inquiry may be directed to:

External Civil Rights Branch
Office of Equal Opportunity
Washington State Department of Transportation
Transportation Bldg., PO Box 47314
Olympia, WA 98504-7314

or telephone - (360) 705-7085
Fax (360) 705-6801