DEFINITIONS

Historically Underutilized Business: an entity with its principle place of business in Texas, meeting the criteria outlined in subparagraphs (1), (2), (3), (4), (5), (6), (7), and (8) in which the owner(s):

1. have a proportionate interest and demonstrate active participation in the control, operation, and management of the entities’ affairs; and

2. have been economically disadvantaged because of their identification as a member(s) of the a certain group including:

   a. Black Americans - which includes persons having origins in any of the Black racial groups of Africa;

   b. Hispanic Americans - which includes persons of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish Portuguese culture or origin, regardless of race;

   c. American Women - which includes all American women of any ethnicity except those specified in (a), (b), (d), and (e).

   d. Asian Pacific Americans - which includes persons whose origins are from Japan, China, Taiwan, Korea, Vietnam, Laos, Cambodia, the Philippines, Samoa, Guam, the U.S. Trust Territories of the Pacific, the Northern Marianas, and Subcontinent Asian Americans which includes persons whose origins are from India, Pakistan, Bangladesh, Sri Lanka, Bhutan, or Nepal; and

   e. Native Americans - which includes persons who are American Indians, Eskimos, Aleuts, or Native Hawaiians; and

3. a corporation formed for the purpose of making a profit in which at least 51 percent of all classes of the shares of stock or other equitable securities are owned by one or more persons described by subparagraphs (1) and (2); or
4. a sole proprietorship created for the purpose of making a profit that is 100 percent owned, operated, and controlled by a person described by subparagraph (1) and (2) of this section; or

5. a partnership formed for the purpose of making a profit in which 51 percent of the assets and interest in the partnership is owned by one or more persons who are described by subparagraphs (1) and (2) of this section; or

6. a joint venture in which each entity in the joint venture is an historically underutilized business under this subdivision; or

7. a supplier contract between an historically underutilized business under this subdivision and a prime contractor under which the historically underutilized business is directly involved in the manufacture or distribution of the goods or otherwise warehouses and ships the goods.

Economically Disadvantaged Person

Economically disadvantaged person: a person who is economically disadvantaged because of the person’s identification as a member of a certain group, including Black Americans, Hispanic Americans, American Women, Asian Pacific Americans, and Native Americans, and who has suffered the effects of discriminatory practices or other similar insidious circumstances over which the person has no control.

Treasury Funds

“Treasury Funds” are funds maintained in the State Treasure and paid through the State Comptroller’s Office.

Non-Treasury Funds

“Non-Treasury Funds” are all funds paid by the Health Science Center that are not deposited in the State Treasury.