

BOARD OF REGENTS

NSHE Procedures and Guidelines Manual
CHAPTER 5, SECTION 2 (in part)
Tier II Supplier Diversity Spending

Additions appear in ***boldface italics***; deletions are [~~stricken~~ and bracketed]

Section 5. Purchasing and Related Procedures

....

II. Tier 2 & Subcontractor Reporting Requirements

- a. The Nevada System of Higher Education supports equal opportunity for minority owned, women-owned, and other small disadvantaged business ***enterprises*** [~~concerns~~] (***MWDBE***) to compete for contracts awarded by NSHE ***institutions***. ***The*** NSHE also supports efforts to encourage local businesses to compete for NSHE contracts. [~~In some situations, MWDBE and local business concerns may not have the depth or full capability to meet all the requirements of large contracts. Nevertheless,~~] ***In addition, the*** NSHE supports finding opportunities for such MWDBE and local business concerns to participate as subcontractors or Tier 2 suppliers in large contracts.

supplier who is contracted for goods or services with the prime contractor, and may include, but is not limited to MWDBE and local business enterprises.

b. Bid Evaluations for PF00C-80863 doID 14

Exceptions to this reporting requirement may be established by the Vice Chancellor of **Finance** [~~Administrative & Legal Affairs~~] in situations where the contract is unlikely to generate Tier 2 or local subcontractor spending, or if there are legal impediments. Institutions or business centers may adopt more detailed requirements and may also apply similar reporting requirements for contracts under \$1,000,000. Federal contracts and grants may also have more detailed requirements for MWDBE spending.

~~{b.}~~**d.** Definition of Local Subcontractor. "Local subcontractor" is intended to mean a business concern that is a) owned 51% or more by Nevada residents, b) is headquartered in Nevada, or c) a majority of employees of the business are Nevada residents.

~~{c.}~~**e.** Definition of Disadvantaged Business Enterprise (DBE). "Disadvantaged Business Enterprise" is intended to mean a business concern owned by a minority or woman that is at least fifty-one percent (51%) unconditionally owned by one or more minority or women individuals who are both socially and economically disadvantaged, or a publicly owned business that has at least fifty-one percent (51%) of its stock unconditionally owned by one or more such individuals and that has its management and daily business controlled by one or more such individuals. Individuals who certify that they are a member of named groups, i.e. African Americans, Hispanic Americans, American Indians and Alaska Natives (Eskimos and Aleuts) and Asian and Pacific Island Americans are to be considered socially and economically disadvantaged.

~~{d.}~~**f.** Definition of Minority Business Enterprise (MBE). "Minority Business Enterprise" is intended to mean a business concern owned by one or more minority individuals that is at least fifty-one percent (51%) unconditionally owned by one or more minority individuals, or a publicly owned business that has at least fifty-one percent (51%) of its stock unconditionally owned by one or more such individuals and that has its management and daily business controlled by one or more such individuals. Individuals who certify that they are a member of named groups, i.e. African Americans, Hispanic Americans, American Indians and Alaska Natives (Eskimos and Aleuts) and Asian and Pacific Island Americans are to be considered socially and economically disadvantaged.

~~{e.}~~**g.** Definition of Women-Owned Business Enterprise (WBE). "Women-Owned Business Enterprise" is intended to mean a business concern owned by one or more women that is at least fifty-one percent (51%) unconditionally owned by one or more women, or a publicly owned business that has at least fifty-one percent (51%) of its stock unconditionally owned by one or more such individuals and that has its management and daily business controlled by one or more such individuals.