

**PARTICIPATION BY
HISTORICALLY UNDERUTILIZED BUSINESSES**

Policy Code: **6402**

1 The [Transylvania County Board of Education \(the “board”\)](#) affirms the State’s commitment to
2 encourage participation of historically underutilized businesses in the school system’s purchase
3 of goods and services. The board of education prohibits discrimination against any person or
4 business on the basis of race, color, ethnic origin, sex, disability, or religion.
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6 The board has adopted the following verifiable percentage goals for participation in the school
7 system’s contracts by women and minority-owned businesses:
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9 **Four percent (4%)** participation by minority-owned, female-owned, disabled-owned,
10 disabled business enterprises, or non-profit work centers for the blind and severely
11 disabled in the total annual value of all purchases of goods and services.
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13 **A. SCHOOL SYSTEM GOOD FAITH EFFORTS**
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15 The board has adopted the following guidelines to ensure that the school system will
16 make good faith efforts to reach diverse suppliers of goods and services and to encourage
17 participation in the school system’s purchasing progress by such suppliers. The school
18 system will:
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- 20 1. make information about the school system’s purchasing procedures and bidding
21 process readily available;
- 22 2. advertise for bids in media that reaches minority businesses;
- 23 3. ensure access to bidding documents needed for making bids on projects; **and**
24
- 25 ~~4. request directory information of businesses owned and controlled by minorities,~~
26 ~~women, disabled persons, and nonprofit work centers for the blind or severely~~
27 ~~disabled by contacting the Division of Purchase and Contracts at the State~~
28 ~~Department of Administration;~~
29
- 30 ~~5. sponsor or participate in purchasing seminars for all prospective vendors or, in~~
31 ~~particular for minority owned, female owned, disabled owned, disabled business~~
32 ~~enterprises, and non profit work centers for the blind or severely disabled;~~
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- 34 6. provide information to HUBs on how to have a company name included on lists
35 maintained by the Division of Purchase and Contracts at the State Department of
36 Administration; **and**
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- 38 ~~7. prepare vendor lists in accordance with policy 6442, Vendor Lists; and~~
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- 40 ~~8. where allowed by law, permit performance guarantees rather than performance~~
41 ~~bonds for contracts for goods and services.~~
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B. DOCUMENTATION AND REPORTING

The superintendent and 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

Cross References: Vendor Lists (policy 6442), Participation **by** Minority Businesses (policy 9125)

Adopted:

NEW