

09.400 Conditional Gifts from Foreign Persons

09.401 Disclosure of Gift Required. If the System, the System Administration, or an Institution receives a conditional gift from a foreign person, or an agent or representative of a foreign person, the Board shall file with the Secretary of State a disclosure statement in accordance with federal law pursuant to Texas Education Code §§ 51.572–.573.

09.402 Definitions.

1. “Conditional gift” means any endowment, scholarship, or other gift, donation, or grant of money or property of any kind, or any contract award, the use of which is subject to conditions imposed, requested, or provided by a “foreign government” or “foreign person” and which conditions relate to the kinds of teachers or students who may benefit from such gift or relate to the perspective, bias, or slant with which subject matter supported by the gift may be taught.
2. “Foreign government” means a government other than the government of the United States or any state, province, or political subdivision thereof.
3. “Foreign person” means:
 - a. a foreign government;
 - b. an individual who is not a citizen or national of the United States or of a trust territory or protectorate of the United States;
 - c. a corporation, partnership, joint venture, proprietorship, trust, association, or other entity that is created or organized under or existing pursuant to the laws of a foreign government or that has its principal place of business located outside the United States;

- d. a corporation, partnership, joint venture, proprietorship, trust, association, or other entity that is created or organized under or existing pursuant to the laws of the United States or any state or political subdivision thereof, a majority of the stock or other equity interest of which is directly or indirectly owned of record or beneficially by, a majority of the membership of which is composed of, or a majority of the funding for which is derived from a foreign government, an individual described by Regents Rule 09.402.3(b), an entity described by Regents Rule 09.402.3(c), or a combination of such governments, individuals, or entities; or
- e. any committee or other group, a majority of whose membership is composed of or a majority of the funding for which is derived from a foreign government, an individual described in Regents Rule 09.402.3(b), an entity described by Regents Rule 09.402.3(c) or (d), or a combination of such governments, individuals, or entities.

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