

Texas Tech University System
Regulation 04.04

Affiliated Entities

Approved: August 25, 2023

Next Scheduled Review: August 25, 2026

Minor Updates to Appendix A: December 6, 2023

1. Purpose

- a. This System Regulation provides components of the Texas Tech University System ("TTUS") with guidance relating to entities affiliated with TTUS.

2. General

- a. TTUS recognizes the importance of legally incorporated ~~profit~~ nonprofit organizations whom are qualified under section 501c3 of the Internal Revenue Code of 1986, as amended, and whose primary purpose is to benefit TTUS and/or ~~one~~ more of its Component Institutions. While separate legal organizations, Affiliated Entities have shared objectives and obligations with ~~the~~ Board of Regents and TTUS in upholding fiduciary responsibilities and the public's trust.
- b. It is the intention and spirit of this system regulation that any entity granted status as an Affiliated Entity by TTUS and one or more of its Component Institutions shall conduct all activities in accordance with, and not contrary to, the general policies and procedures of TTUS and the benefitting Component Institution(s), as outlined in the subsequent agreement, contemplated by this regulation,

Vice Chancellor and General Counsel, the TTUS Chief Audit Executive, the Vice Chancellor for Facilities Planning and Construction, the Component Institution president, the Component Chief Financial Officer and the Component Vice President for Advancement or the equivalent thereof

- i. Initiation of the negotiation process between TTUS, the Component Institution(s) and the Affiliated Entity shall be

Educational Rights and Privacy Act (“FERPA”) and outlining manners for data protection by all parties involved, including liability for inappropriate use or unauthorized disclosure of data.

- vi. Define the responsibilities and expectations of each party, including the terms, process, and frequency that the Affiliated Entities’ funds or grants will be provided to TTUS or its Component Institutions and general governance requirements for the Affiliated Entity.
- vii. Include provisions regarding the Affiliated Entity’s approved and appropriate use of Marks of TTUS or one or more of its Component Institutions, including TTUS and/or the Component Institution’s approval and/or termination of such use.
- viii. Establish guidelines and the conditions under which the MOU may be terminated by the parties, including remedies and/or recourse for each individual party in the event of a material breach by the other(s) as the inappropriate use of a previously approved mark or failure to represent TTUS or its Component Institutions in a positive manner.
- ix. Notwithstanding the foregoing, this list shall not be deemed exhaustive of the terms to be included in an MOU between the Affiliated Entity, TTUS, and/or one of its Component Institutions.

6. Use of Marks

- a. Use of Name or Logo. Execution of an MOU is required for the continued approval for the use of the name or logo of TTUS or any one or more of its Component Institutions. Under no circumstances shall TTUS or any one or more of its Component Institutions be obligated to allow an entity usage of its marks if there is no MOU or the equivalent thereof in place if the existing MOU fails to reference use thereof.
- b. Affiliated Entity Marks. Each Affiliated Entity must warrant that it is the owner of its Marks and/or has the full right and authority to grant limited, non-exclusive licenses and rights to use its Marks. No Affiliated Entity shall use, register, or take other action with respect to any other Affiliated Entity Marks, except to the extent authorized in writing by the other Affiliated Entity.
- c. TTUS and Component Institution Marks.
 - i. Affiliated entities may only use Marks of TTUS and/or one or more TTUS Component Institutions as agreed to within their respective MOU. Usage of Marks not defined in the MOU are prohibited without the written consent of the Vice Chancellor of Institutional Advancement, TTUS.

Chancellor and General Counsel, the Component Institution President and/or the Chair of the TTFI Board of Directors, all if applicable

- ii. The policies and procedures regarding the use of ~~marks~~ governed by the policies and procedures of each respective Component Institution,

Appendix “A” to System Regulation
List of Affiliated Entities

The list of Affiliated Entities below is not intended to be all-encompassing or exhaustive but is included for references purposes only and may be updated as necessary.

- Angelo State Alumni Association
- Angelo State University Foundation, Inc.
- Midwestern State University Foundation, Inc.
- Museum of Texas Tech University Association
- Ranching Heritage Association
- Red Raider Facilities Foundation, Inc.
- TTFI Holdings, LLC
- Texas Tech Alumni Association
- Texas Tech Foundation, Inc.
- Texas Tech Law School Foundation
- Texas Tech Parents Association
- Texas Tech Research Park, Inc.
- Texas Tech System Health & Medical Research Foundation, Inc.