

# 1 **Competition with the Private Sector**

2 Effective: Moved to Policy Library from UPM 11.1(1)

3 Reviewed: May 2016

4 Contact: [Business Services](#)

## 5 **Introduction**

6 The Code of Iowa, Chapter 23A.2, and Iowa Administrative Code 681-9.4(23A) prohibit competition  
7 with the private sector, unless the activity is specifically exempted or meets the requirements stated  
8 in the Iowa Code and the Iowa Administrative Code.

## 9 **Policy Statement**

10 Iowa State University shall not sell products/services, permit facility usage, or otherwise engage in  
11 activities, which compete with for profit private enterprises, unless the activity will assist in the  
12 university's education, research, extension, or service mission, has been reviewed and approved by  
13 the Competition with the Private Sector Review Committee, and meets one or more of the following  
14 conditions:

- 15 • The activity is deemed to be an integral part of the institution's educational, research, public  
16 service, and campus support functions and activities.
- 17 • The activity is needed to provide an integral good or service that is not reasonably available in  
18 the community; or the activity is needed to provide an integral good or service at time, price,  
19 location, or terms that are not reasonably available in the community.
- 20 • The activity is carried out for the primary benefit of the campus community and is incidental to  
21 the education, research, service, or extension missions of the university.
- 22 • The activity is carried out due to the importance of maintaining the quality of the institution.

23 Departments engaged in institutional activities, which have not previously been reviewed and  
24 approved by the Competition with the Private Sector Review Committee, shall request committee  
25 review and documented approval by contacting Iowa State University's Assistant Vice President for  
26 Business Services. No sales of products shall be conducted solely for the purpose of profiting from  
27 the public sale. Sales of products or services to the general public shall be secondary and incidental  
28 to the primary function of the university. Departments shall not seek to advertise or promote sales for  
29 the purpose of increasing the volume of general public sales without approval of the Competition  
30 with the Private Sector Review Committee.

## 31 **Resources**

### 32 **Links**

- 33 • [Iowa Code Chapter 23A.2](#)
- 34 • [Iowa Administrative Code 681-9.4](#)
- 35 • [Board of Regents Policy Manual \(RPM\) - see §2.2.8D](#)

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