

## **Revision to Title 4, Chapter 10, Section 9**

The following proposed handbook revision is to eliminate the Board of Regents' approval for new endowments that do not require any special commitments or services..

Material to be deleted appears in brackets {deletions}. New material is underlined.

### Title 4, Chapter 10, Section 9

#### II. Gifts

A gift to an institution of the UCCSN may be accepted only by the Board of Regents, except as provided herein. A gift is defined as a benevolent donation, which does not require any commitment of institutional resources, or services other than the commitment made to carry out the agreed-upon intent of the donor for the use of the gift funds. A gift includes legally enforceable pledges, personal and real property, professional services and forgiveness of indebtedness. A grant will qualify as a gift, contract or sponsored program but not as a separate category for purposes of the Board of Regents' policy. The president of each institution will accept gifts, or when required, recommend the Board of Regents' acceptance of gifts, regardless of the form of the gift, only after providing assurances:

- A. that all gifts to the endowment, loan, plant and current fund groups have been reported for information purposes or submitted to the Board of Regents for acceptance in accordance with guidelines established by the Chancellor's office which provide that;
  1. current loan and endowment fund group gifts which are additions to previously approved or existing programs will not require Board of Regents approval before acceptance but will be summarized, along with all other gifts, and reported to the Board of Regents annually; (B/R 12/99)
  2. approved or existing programs will be defined by the Chancellor's Office;
  3. charitable remainder trusts, under which the institution is named as remainder man, must be approved by the Board of Regents before the remainder interest is transferred (acceptance) whether or not the trusts are guaranteed and/or managed by the Board of Regents. The gift is included in information reports to the Board of Regents in the year the remainder interest is received by the institution;
  4. {gifts for new endowment funds will require approval of the Board of Regents before acceptance by the institution. A) all endowment funds will be administered in accordance with the Board of Regents' policy Title 4, Chapter 10, Section 3; (B/R 12/99)
  5. endowment funds held in trust by foundations or others require Board of Regents' approval and are to be recorded on the general ledger of the institution. The Chancellor's Office will monitor the investment performance and management of these funds. The amount of the gift for information reports to the Board of Regents is the endowment income recorded in the institution's annual financial statements;
  6. endowment funds will not be accepted if they include requirements in perpetuity for delivery of goods or services to the donor or the donor's designee;
  7. plant fund gifts must be recommended by the institution and accepted by the Board of Regents. The amount of the gift is included in the annual information report to the Board of Regents during the reporting period that the plant fund gift is recorded for annual financial statement purposes;

8. contributions, which are gifts, only in part must be accepted by the Board of Regents and also included in tests for acceptance of contracts and sponsored programs;
9. if the administration or application of any gift does not comply with institutional policies or meet the criteria established in section I. above, the non-compliance will be reported to the Board of Regents for a determination as to whether or not the program should be terminated;