

September 7, 2016

MEMORANDUM

TO: State Board of Regents
FROM: David L. Buhler
SUBJECT: USHE – Annual Report on Foreign Gifts and/or Donations

Issue

State statute, UCA 53B-1-202, requires the Board of Regents to submit an annual report to the Legislature that discloses donations or gifts made to USHE institutions from a foreign person or entity greater than \$50,000 per year or \$250,000 if the donation is from a permanent resident of the United States. This report fills that requirement for Fiscal Year 2016.

Background

In 2010, the Legislature enacted HB 114, entitled "Disclosure of Donations to Higher Education Institutions," which went into effect on May 11, 2010. The law requires the Board of Regents report to the Legislature any donations or gifts made to USHE institutions from a foreign person or entity in the form of an endowment, scholarship, gift, donation, or grant of money or property of any kind that are of \$50,000 or more in a fiscal year. If the gift is from a permanent resident of the United States as defined by Section 245 of the Immigration and Nationality Act and who has been a resident for 10 years or more the reporting requirement is increased to \$250,000 or more. This is the seventh annual report as required by law.

The required foreign donations report is included as an attachment to this memorandum. The report shows the University of Utah and Utah State University receiving a total of \$520,000 in foreign donations; no other USHE institution received a foreign donation that fit the statutory requirements.

Commissioner's Recommendation

This is an information item; no action is needed.

David L. Buhler
Commissioner of Higher Education

DLB/KLH/BLS
Attachment

Overview

In 2010, the Legislature enacted HB 114, entitled "Disclosure of Donations to Higher Education Institutions," which went into effect on May 11, 2010. The law (Utah Code 53B-1-202) requires that the Board of Regents report annually to the Legislature: any donations that are of \$50,000 or more in a given year made to USHE institutions from a foreign person or entity. The \$50,000 is increased to \$250,000 or more if the gift is from a permanent resident of the United States as defined by Section 245 of the Immigration and Nationality Act and who has been a resident for 10 years or more. This is the seventh annual report as required by law.

Summary

As per Regent's Policy R545— Disclosure of Foreign Donations— all higher education institutions have reported to the Commissioner's Office on foreign donations or gifts received. For the 2015-16 fiscal year, only the University of Utah and Utah State University have reportable donations to disclose. The table below summarizes these donation totals. Also attached is the detailed information provided by the University of Utah and Utah State University.

USHE Institution	Reportable Foreign Donations FY 2015-16
*University of Utah	\$ 260,000
*Utah State University	\$ 260,000
Weber State University	None
Southern Utah University	None
Snow College	None
Dixie State University	None
Utah Valley University	None
Salt Lake Community College	None
Total	\$ 520,000

*A Gift from a Foreign Person Aggregating \$50,000 or More - OR - from a Permanent Resident of the U.S. for at Least 10 Years Aggregating \$250,000 or More. Details are found in the following table.

**Disclosure of Foreign Donations FY 2015-16
University of Utah and Utah State University**

University of Utah

Name of the Foreign Person/Individual	Country of Citizenship or Principal Residence	The Date Received	\$ Amount of Each Gift	Aggregate \$ Amount per Foreign Person	If a Gift is Conditional - Describe Conditions/Restrictions
Lassonde Family Foundation	Canada	12/17/15	\$ 160,000	\$ 160,000	Lassonde New Venture Development Fund
Nihon Medi-Physics Co., LTD	Japan	1/29/16	\$ 100,000	\$ 100,000	Neuroimaging and Biotechnology Lab
	Total		\$ 260,000	\$ 260,000	

Utah State University

Name of the Foreign Person/Individual	Country of Citizenship or Principal Residence	The Date Received	\$ Amount of Each Gift	Aggregate \$ Amount per Foreign Person	If a Gift is Conditional - Describe Conditions/Restrictions
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Ardeshir Zahedi	Switzerland	9/25/15	\$ 30,000	\$ 260,000	Ardeshir Zahedi Endowment
		9/25/15	\$ 20,000		President Stan L. Albrecht Agriculture Endowment
		2/26/16	\$ 70,000		Ardeshir Zahedi Endowment
		2/26/16	\$ 20,000		President Stan L. Albrecht Agriculture Endowment
		5/2/16	\$ 100,000		Ardeshir Zahedi Endowment
		5/2/16	\$ 20,000		President Stan L. Albrecht Agriculture Endowment
Total			\$ 260,000	\$ 260,000	