

September 6, 2017

MEMORANDUM

TO: State Board of Regents

FROM: David L. Buhler

SUBJECT: USHE – Annual Report on Foreign Gifts and/or Donations

Issue

Utah code 53B-1-202 requires that the Board of Regents annually report foreign gifts and donations of \$50,000 or more during the fiscal period beginning July 1 and ending on June 30 to the Legislature.

Background

Statute requires that 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 given year be reported to the Legislature. It also requires that the Board report similar donations or gifts of \$250,000 or more received from a permanent resident of the United States as defined by Section 245 of the Immigration and Nationality Act.

For the most recent fiscal year, only two institutions received donations or gifts that require disclosure. The University of Utah and Utah State University received a total of \$1,841,000 in foreign donations. No other USHE institution received a foreign donation that fit the statutory requirements.

Commissioner's Recommendation

This is an Information item only; 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 eighth 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 2016-17 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 2016-17
*University of Utah	\$ 1,760,000
*Utah State University	\$ 81,000
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	\$ 1,841,000

*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 2016-17
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	5/22/17	\$ 1,660,000	\$ 1,660,000	Lassonde Studios Program
Nihon Medi-Physics Co., LTD	Japan	1/19/17	\$ 100,000	\$ 100,000	Neuroimaging and Biotechnology Lab
	Total		\$ 1,760,000	\$ 1,760,000	

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
Ardeshir Zahedi	Switzerland	12/21/16	\$ 70,000	\$ 81,000	Ardeshir Zahedi Endowment
		12/21/16	\$ 10,000		President Stan L. Albrecht Agriculture Endowment
		3/29/17	\$ 1,000		Utah State University
	Total		\$ 81,000	\$ 81,000	