

**USM BOARD OF REGENTS
ADVANCEMENT COMMITTEE
May 10, 2023, 11:00 AM**

Zoom Details to be Provided to Committee

Public Listen-Only Access:

**Dial-in Number: 443-353-0686
Conference ID: 598 888 724**

AGENDA FOR PUBLIC SESSION

Call to Order

Chairman Breslin

1. Fundraising Updates
 - a. Year-to-date fundraising April FY23 (information)
2. Discussion of the USM BOR IX – 4.00 – BOR Policy on Alumni Associations (information)
3. Quasi endowment summary report for 2022 (information)
4. USM Board of Regents Quasi Endowment Funds for need-based student financial aid, Senate Bill 426 (information)
5. Convene to closed session (action)



BOARD OF REGENTS

SUMMARY OF ITEM FOR ACTION,
INFORMATION OR DISCUSSION

TOPIC: Year-to-date Fundraising Report

COMMITTEE: Advancement Committee

DATE OF MEETING: May 10, 2023

SUMMARY: Fundraising progress for April FY23 (as compared to FY22 and against the FY23 goal).

ALTERNATIVE(S): This is an information item.

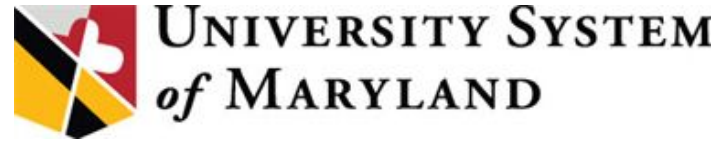
FISCAL IMPACT: This is an information item.

CHANCELLOR'S RECOMMENDATION: This is an information item.

COMMITTEE ACTION: Information item DATE: 5.10.23

BOARD ACTION: DATE:

SUBMITTED BY: Leonard Raley, Vice Chancellor for Advancement, rale@usmd.edu
301-445-1941



FY23 FUNDRAISING

Institution	FY22 Results 30-Apr	FY23 Results 30-Apr	FY2023 Goal	Percentage to Goal FY23
Bowie State University	\$6,446,891	\$6,542,646	\$8,500,000	76.97%
Coppin State University	\$4,073,668	\$4,292,054	\$3,000,000	143.07%
Frostburg State University	\$3,606,446	\$4,037,094	\$3,500,000	115.35%
Salisbury University	\$5,378,932	\$5,489,985	\$6,500,000	84.46%
Towson University	\$9,715,470	\$9,607,983	\$15,000,000	64.05%
University of Baltimore*	\$4,283,453	\$6,454,562	\$6,500,000	99.30%
University of Maryland, Baltimore	\$62,876,604	\$54,980,978	\$100,000,000	54.98%
University of Maryland Baltimore County	\$40,283,045	\$6,478,054	\$12,000,000	53.98%
University of Maryland Center for Environmental Sciences	\$1,060,204	\$2,462,577	\$1,125,000	218.90%
University of Maryland College Park	\$219,494,615	\$211,037,141	\$220,000,000	95.93%
University of Maryland Eastern Shore	\$9,062,845	\$3,075,582	\$4,500,000	68.35%
University of Maryland Global Campus	\$2,276,965	\$2,617,185	\$2,500,000	104.69%
University System of Maryland	\$1,226,123	\$1,320,667		
TOTAL	\$369,785,261	\$318,396,508	\$383,125,000	83.11%

**University of Baltimore reflects YTD March 31, 2023.*



BOARD OF REGENTS

SUMMARY OF ITEM FOR ACTION,
INFORMATION OR DISCUSSION

TOPIC: USM BOR IX – 4.00 – BOR Policy on Alumni Associations

COMMITTEE: Advancement Committee

DATE OF MEETING: May 10, 2023

SUMMARY: The Regents require periodic updates of all policies, and the Alumni Association policy has not been updated since 2016. The committee will receive a brief overview of the policy, an update on the revision process, and a summary of the key issues being addressed.

ALTERNATIVE(S):

FISCAL IMPACT: This is an information item.

CHANCELLOR’S RECOMMENDATION:

COMMITTEE ACTION: DATE: 5.10.23

BOARD ACTION: DATE:

SUBMITTED BY: Leonard Raley, Vice Chancellor for Advancement, raleym@usmd.edu
301-445-1941



UNIVERSITY SYSTEM OF MARYLAND

308.0 IX – 4.00 – POLICY ON ALUMNI ASSOCIATIONS

(Approved by the Board of Regents, August 27, 1993; revised: June 10, 2016)

Board of Regents Policy on Alumni Associations

The University System of Maryland Board of Regents (Board) recognizes the importance of alumni associations in fostering and maintaining close and mutually beneficial ties between alumni and the constituent institutions (Institutions) of the University System of Maryland (USM). It is the intent of the Board 1) to develop policies and procedures governing the recognition and management of alumni organizations, including the use of funds and institutional resources and, 2) to ensure cooperative and collaborative efforts between the alumni organizations and the Institutions they support.

I. Guiding Principles

- A. Alumni associations should be organized and operated for the benefit of the Institution and its alumni.
- B. Alumni associations should provide service and support to its members and to the Institution.
- C. Alumni associations may not restrict membership or benefits of membership on the basis of race, religion, national origin, gender, physical disability or sexual orientation.
- D. Alumni associations should recognize the unique role of the Responsible Official (as defined herein) in setting Institution priorities.

II. Recognition

An alumni association may use the name, facilities or resources of an Institution only if recognized by the Board pursuant to this policy, only to the extent permitted by this policy. In order to be recognized as an alumni association, an organization must have, as its sole purpose, one or more of the following:

- A. To foster or promote the general welfare of an Institution; or
- B. To advocate for public or private support of an Institution; or

- C. To provide educational, charitable or cultural activities for the benefit of the alumni or an Institution.

The procedure for recognition of a new alumni association is set forth below.

III. Association

Alumni associations may be associated with the USM, an Institution or a component thereof, all of which are herein for convenience referred to as the Institution.

IV. Responsible Official

The Responsible Official is responsible for the relationship between the Institution and the alumni association. The President of the Institution shall be the Responsible Official for an alumni association associated with his or her Institution or a component thereof. In the case of Alumni Association International or an alumni association affiliated with a regional higher education center, the Chancellor shall be the Responsible Official.

V. Organization of Alumni Association

Alumni associations must be organized in one of two alternative structures.

- A. An alumni association may be organized as a Maryland non stock corporation, tax exempt under Section 501(c)(3) of the Internal Revenue Code (Incorporated Alumni Associations). The governing body of an Incorporated Alumni Association shall be its Board of Directors, which shall include a representative from the Institution (or for an alumni association associated with the USM, a representative from the USM) as an ex-officio non-voting member.
- B. Alternatively, an alumni association or office of alumni relations may choose to conduct and finance its program under the auspices and financial and operational oversight of the Institution or the USM (Internal Alumni Associations). In this case, advisory boards may be formed to assist and support the Institution's alumni association or office of alumni relations, but the Institution (or, for an internal alumni association associated with the USM, the USM) shall maintain all of the books and records of the program.

VI. Operating Agreement/Policies and Procedures

Incorporated Alumni Associations must enter into a written operating agreement between the Institution and the alumni association (or for an incorporated alumni association associated with the USM, between the alumni association and the USM) on an annual basis authorizing the alumni association to operate and identifying the sharing of resources, facilities and employees and the costs thereof, and the consideration from the alumni association for the costs associated with the use of Institution resources, facilities

and employees. The operating agreement shall also articulate the responsibility of the alumni association to be clear in its communications, negotiations and transactions with third parties that while associated with the Institution or the USM, the alumni association is a separate and distinct entity and the obligations of the alumni association are not the obligations of the Institution, the USM or the State of Maryland.

An Internal Alumni Association shall establish, in cooperation with the Institution it serves (or, for an internal alumni association associated with the USM, the USM), written policies and procedures governing its operations.

VII. Accountability and Reporting

Within 180 days of the close of the USM's fiscal year, the following shall be submitted by each alumni association to its Responsible Official. All submissions shall be with respect to the previous fiscal year.

Incorporated Alumni Associations

- A. Certificate of Good Standing (current within 60 days of submission)
- B. List of Board of Directors as of the end of the fiscal year
- C. Statement signed by the Responsible Official affirming that the alumni association has operated in accordance with the policies of the Board of Regents of the USM and with laws and regulations of the State of Maryland and the United States and in particular the Internal Revenue Code
- D. Audited Financial Statements, if annual revenues exceed \$100,000
- E. If revenues are less than \$100,000, financial statement prepared in accordance with generally accepted accounting standards
- F. Report of the major activities of the alumni association
- G. Copy of operating agreement

Internal Alumni Associations

- A. Report of major activities of the alumni association
- B. List of Advisory Board members, if any
- C. Copy of Policies and Procedures
- D. Statement signed by the Responsible Official affirming that the alumni association has operated in accordance with the policies of the Board of Regents of the USM and with laws and regulations of the State of Maryland and the United States.

Any alumni association that is also an affiliated foundation must comply with Section 15-104(b)(7) of the Education Article of the Annotated Code of Maryland: "(7) No funds shall be accepted from an affiliated foundation by a public institution of postsecondary

education unless the fiscal affairs of the affiliated foundation are audited annually by an independent certified public accountant.”

VIII. Procedure to Recognize New Alumni Association

All requests to the Board of Regents for the recognition of a new alumni association should be approved by, and submitted through, the President of the requesting institution. In the event that an alumni association affiliated with a regional higher education center should be proposed, the Chancellor would be the Responsible Official and the request should be approved by and submitted through the Chancellor. Other than these instances, it is not anticipated that any new alumni associations would be affiliated with the USM.

Requests should be submitted six weeks prior to the full board meeting at which the request will be considered. Requests will be reviewed within the USM Office of the Chancellor before being submitted for review by the Board of Regents Committee on Advancement. The Committee on Advancement will then 1) decline the request, 2) request additional information or clarification, or 3) recommend recognition by the full Board.

In making requests for recognition of a new alumni association, the following information is to be submitted:

- A. Rationale for proposed establishment of the alumni association.
- B. Structure and functions of the proposed alumni association.
- C. A copy of the proposed operating agreement for an independent alumni association and a copy of the policy and procedures for an internal association.

IX. Termination of Recognition

A Responsible Official or the Board of Regents may terminate the recognition of an alumni association that does not comply with this policy or the Institution’s policy and procedures. In such case, the alumni association shall no longer hold itself out to the public as being affiliated with the USM or any of its constituent institutions.

[Appendix A – Sample Operating Agreement \(Incorporated Alumni Associations\)](#)

[Appendix B – Sample Policies and Procedures \(Internal Alumni Associations\)](#)

APPENDIX (A)



UNIVERSITY SYSTEM OF MARYLAND

Alumni Association Model Operating Agreement

[M] = Mandatory Provision

AGREEMENT, made this ____ day of ____, 201_ by and between the [UNIVERSITY], (hereinafter referred to as "University"), which university is a constituent institution of the University System of Maryland, (hereinafter referred to as "USM") and the _____ Alumni Association, Inc. a non-stock corporation organized and existing under the laws of the State of Maryland, having its principal place of business located at _____, Maryland, (hereinafter referred to as "Association").

WITNESSETH:

WHEREAS, University has an interest in maintaining close and mutually beneficial ties with its graduates and former students (hereinafter referred to as "Alumni"); and

WHEREAS, Association has been established for the primary purpose of promoting the best interests of the University and such other purposes set forth in its Articles of Incorporation, attached hereto and incorporated herein is *Exhibit A*, including but not limited to, serving as a liaison between University and its Alumni; and

WHEREAS, the parties desire to enter into an agreement under which the University will provide facilities, employees and such other resources as will enable the Association to carry out its purposes in support of the University.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the parties hereto, agree as follows:

1. The Association will conduct its activities in accordance with the policies of the University and the USM, including the Board of Regents Policy on Alumni Associations, attached hereto and made a part hereof as *Exhibit B*. [M]
2. The Association will conduct those activities enumerated in *Exhibit C*, exclusively for the benefit of the University. Any additions to *Exhibit C* must be approved in writing as an amendment to this agreement. [M]
3. University shall make available to the Association the facilities, personnel and equipment designated in *Exhibit D*, attached hereto and made a part hereof. Any additions to or withdrawals from *Exhibit D* shall be made by written mutual consent of University and the Association. *Exhibit D* will also reflect the quantification of the cost of the facilities, personnel and equipment designated for use by the Association, as well as the consideration from the Association for such support. The Association hereby indemnifies the University, USM and the State of Maryland for any claims or damages resulting from the Association's use of facilities, employees or equipment. (M)
4. The Association shall take good care of the property set forth in *Exhibit D* and shall maintain it in a clean, sanitary and orderly condition. University shall keep such specified premises in good repair and make all necessary capital improvements in order to comply with all applicable federal, state and municipal health and safety codes. Any alteration or improvement to the premises, fixtures, or replacement equipment that may be paid for by the Association shall become the property of the University. Upon removal from the premises, the Association shall return the equipment and facilities provided hereunder in good and clean condition.
5. The Association must be in good standing in accordance with the law governing and practices of the Maryland Department of Taxation and Assessments. [M]
6. Management and control of the Association rests with its Board of Directors. [M]
7. Officers and staff members of the Association shall be bonded. [M]
8. The Bylaws of the Association shall provide that at least one University employee in a leadership role, elected by the Association, shall serve as an ex-officio member of its Board of Directors. [M]
9. If otherwise permitted in accordance with applicable law and Board of Regents Policy, University officials, including members of the Board of Regents, may serve as regularly elected voting members of the Board of Directors of the Association, provided they do not constitute a majority. [M] [Include employees from #8 in the count]

10. If otherwise permitted in accordance with applicable law and Board of Regents Policy, and with the consent of the Responsible Official, an officer or employee of the USM or the University may serve as an officer or employee of the Association. [M]

11. The Association may not engage in any activity that conflicts with any federal or State laws, rules and regulations, applicable policies or the role and mission of the University or the USM, including those provisions of the Internal Revenue Code governing corporations exempt from taxation under Section 501 (c) (3). [M]

12. No substantial part of the activities of the Association shall be the carrying on of propaganda, or otherwise attempting to influence legislation. The Association shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. In particular, the Association may not make any contribution, whether in money or in kind, to any candidate for public office or purchase tickets to an event intended to raise money for use by a candidate for public office. [M]

13. The Association hereby releases the University, the USM and the State of Maryland and their respective officers and employees from liability for loss or damage to the Association's property or injury to the Association's employees, business invitees, licensees, and guests on University or USM property. [M]

14. All correspondence, solicitations, activities, and advertisements on behalf of the Association shall use the name of the Association and shall be clearly identified as an activity of the Association to ensure that the public is aware the activities undertaken by the Association are separate and distinct from the University or USM. Letterhead should carry the name of the Association and any trademarks, service marks, logos, seals or the name of the University or USM may only be used with specific approval from the University and in accordance with USM and University policies and procedures. [M]

15. All negotiations and transactions with third parties should be done by the Association in a manner that makes it clear that the Association is a separate and distinct legal entity and not part of the University, USM or the State of Maryland, and no obligation of the Association shall be an obligation of the University, USM or the State of Maryland. [M]

16. Financial activities of the Association shall be administered in accordance with prudent business practices. [M]

17. If the Association's revenues for the year are \$100,000 or more, the Association shall be audited by an independent certified public accountant who is not a director or officer of the Association. If an audit is not required, the Association shall submit to the Responsible Official its compiled financial statement, including balance sheet and income statement. The Association shall prepare its financial statements in accordance with generally accepted accounting principles. Any audit should be a full scope review performed in accordance with generally accepted auditing

standards. As part of the audit, the auditor shall verify a summary annual report of transfers of funds to the University or the USM. A copy of the completed audit, with all attachments thereto, will be provided to the University’s Vice President for Administration and Finance (or the equivalent) within 180 days of the end of the audited period. [M]

18. The Responsible Official may inspect the books and records of the Association at any time. [M]

19. In order to comply with 11 and 12 herein, the Association shall provide a separate audit of any funds held for the use of the University President or the USM Chancellor. [M]

20. At the request of the Responsible Official, the Association shall permit the internal auditors of the Board of Regents access to all books and records concerning funds held for the use of any officers or USM. [M]

IN WITNESS WHEREOF, the parties hereto have caused their duly authorized representatives to execute this Agreement as of the date first written above.

The XYZ Alumni Association

The XYZ University

By: _____

By: _____

(Name and Title)

President

Exhibit A

Alumni Association Articles of Incorporation

Exhibit B

Board of Regents Policy on Alumni Associations

Exhibit C

Activities of the Alumni Association

Exhibit D

**Alumni Association
Facilities, Personnel, and Equipment Provided by the Campus**

I. Facilities, personnel and equipment to be used by Association

A. Description of space utilized for each service provided:

Building Name	Square Footage	Space Description	Annual Valuation
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B. Personnel assigned (with % of employment):

Annual valuation (salary plus benefits)

C. Description of equipment provided:

Annual valuation

II. Consideration for institutional facilities, personnel and equipment used by Association

APPENDIX B



UNIVERSITY SYSTEM OF MARYLAND

Policies and Procedures for Internal Alumni Associations (Sample)

The XYZ Alumni Association is recognized by the USM Board of Regents and by the University in accordance with the USM Board of Regents Policy on Alumni Associations.

The Alumni Association is a program of the university and as such is operated and controlled by the University.

The Alumni Association may have an Advisory Board and University officials or employees may participate on the Advisory Board.

The Alumni Association shall meet at least annually with University Officials to develop a written list of Alumni Association activities for the year.

Alumni Association activities shall comply with applicable policies of the University, the USM and federal, state and local laws.



BOARD OF REGENTS

SUMMARY OF ITEM FOR ACTION,
INFORMATION OR DISCUSSION

TOPIC: Quasi Endowment Grant Award Summary Report

COMMITTEE: Advancement Committee

DATE OF MEETING: May10, 2023

SUMMARY: The Quasi-Endowment Fund, initiated in FY15, was established with \$50 million committed by USM institutions and the USM Office. Spendable income from this quasi-endowment funds two components: a competitive grant program administered through the USM Office of Advancement, and direct funding of institution fundraising programs. This report provides an overview of activities made because of funding from the USM’s quasi endowment fund for FY22.

ALTERNATIVE(S): This is an information item.

FISCAL IMPACT: This is an information item.

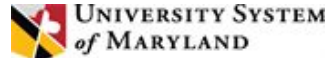
CHANCELLOR’S RECOMMENDATION: This is an information item.

COMMITTEE ACTION: Information DATE: 5.10.23

BOARD ACTION: DATE:

SUBMITTED BY: Leonard Raley, Vice Chancellor for Advancement, raleym@usmd.edu
301-445-1941

BOR Advancement Committee Meeting - Agenda for Public Session



USM Quasi-Endowment Grant Program
2022 Grant Report

APPROVED by the
Board of Regents

In FY15, the USM and its institutions established a \$50 million quasi-endowment in support of endowment-building at each USM institution. The USM Office administers a grant program funded by its \$10 million commitment to this quasi-endowment. Approximately \$425,000 in funds are available through this competitive grant process. USM staff makes funding recommendations, which are reviewed and approved by the Board of Regents Advancement Committee.

INSTITUTION	DESCRIPTION	AMOUNT AWARDED
Bowie State University	BSU Secured a contracted Planned Giving associate during the public phase of BSU Bold: The Campaign for Excellence. As a result, they increased prospect identification and solicitation from the Advance database and developed multi-channel planned giving content. Because of decreased face-to-face in-person events and personal visits, BSU planned giving program was delayed. A formal induction ceremony was postponed to spring 2023.	\$50,000
Coppin State University	CSU hired a Development Associate who was instrumental in a historic fundraising year, raising a total of \$4.7M in FY22, compared to \$1.6 in FY21. They also created descriptions of new endowment opportunities and had a goal of supporting digital storytelling that was able to launch the Nest Giving Club on CSU's website. This platform allows the university to inform their donors how they can support students by establishing endowed scholarships. As result, CSU raised its endowment by 34%. The Nest Giving Club also provided articles for CSU's alumni newsletter and social media content. This resulted in an 85% increase in alumni membership and 7% increase in lifetime membership.	\$55,000
Frostburg State University	FSU continued their efforts on their student alumni ambassador program. They were able to hire a student social media intern who prepared several projects for the 2022 Giving Day, including filmed videos, created two-donor FAQ publications about endowed program funds, and drafted a social media plan. FSU also continued a subscription for Give Campus which resulted in raising \$53K for endowments, \$43K was for scholarships. It was also useful for their 40th anniversary campaign for our Children's Literature Centre, which successfully raised over \$300K for endowment.	\$40,000
Salisbury University	SU continued using Gravyty software to increase discovery outreach. After losing staff, we could reach 50% of our goal. We had hoped the software would help us raise at least \$80K in the first year, but it was challenging to track funds through Gravyty since our gift officers use multiple methods of discovery outreach beyond Gravyty. Over \$3.5M of the funds raised in 2022 are endowment gifts and commitments. SU will be discontinuing the use of the Gravyty software at the end of the contract in July 2023.	\$15,000
Towson University	TU initiated the Tall-Weidefeld Society (TWS) to support the creation of a women's giving circle. It was named in honor of two of TU's early presidents and achieved great success in its inaugural year. TU's giving has increased, volunteers are more engaged and a wide variety of on campus projects will be funded. Future efforts will build on this momentum to create even stronger connections to the university and support the close of the RISE campaign. The program serves as a pipeline of major gifts, created new stewardship opportunities, raised awareness of women's issues across campus and fostered partnerships with faculty, staff, students and alumni through the internal grant award process.	\$20,000
University of Baltimore	The Advancement Communications Coordinator has proved to be very successful. It has become an invaluable component of UB's advancement structure. As a result, it was converted from a contract to a permanent state position. Because of that, UB did not use the 3rd year funding. Instead UB request to use the funds for one of the following: 1) website redesign project to update their branding redesign, reflect UB's current mission, vision, values and programs while improving the user experience; 2) to help with UB's 100th Anniversary Celebration in 2025.	\$50,000
University of Maryland, Baltimore	UMB extended the use of a part time content writer to assist with the Catalyst Campaign, producing donor stories and context for campaign magazines, websites and social media channels. It also paid for a data append adding mobile numbers and emails to donor records, resulting in 47,517 mobile numbers and email addresses that was not currently in their Advance database. And finally, UMB expanded the use of ThruText to raise \$40,750 in gifts.	\$25,000
University of Maryland Baltimore County	UMBC hired an Assistant Athletic Director for Advancement and External Relations to help raise funds for major gifts and endowment for athletics and recreational sports. The assistant AD participates in donor meetings and solicitations, and has secured a \$30,000 multi-year contribution from an alumnus and a \$10,000 gift to baseball from a parent. Additionally, they solicit leadership annual contributions, an important intermediary cultivation step towards developing the pipeline of major gift prospects. The assistant AD also takes a leadership role in working with coaches for challenge gifts for Black and Gold Rush, UMBC's giving days. This past year, athletics raised \$150,585 as a result.	\$55,000
University of Maryland Center for Environmental Sciences	UMCES is using the funds for a campaign video and event support to grow its endowment as they approach its centennial in 2025. Unfortunately, personnel changes temporarily put the project on hold. With the hire of a new VP for Advancement in July 2022, the project is back on track. The slight delay in initiating the project has been useful to further redefine several major initiatives, including the celebration and fundraising around the centennial.	\$50,000
University of Maryland Eastern Shore	Through a matching gift program to create new endowments, UMES has raised over \$60,000. This program helped UMES leverage new support from several members of its alumni community.	\$50,000
The Universities at Shady Grove	The funds were used to support consulting help to the Advancement staff. Their priority focused on fundraising initiatives to support diversity goals through need-based and incentive scholarships; helping partners engage MoCo businesses and community leaders through endowments, internships, and other program support; and building champions for this unique pathway model that relies to heavily on statewide collaboration.	\$15,000
TOTAL AWARDED		\$425,000



BOARD OF REGENTS

SUMMARY OF ITEM FOR ACTION,
INFORMATION OR DISCUSSION

TOPIC: USM BOR Quasi Endowment Funds, Senate Bill 426

COMMITTEE: Advancement Committee

DATE OF MEETING: May 10, 2023

SUMMARY: Effective July 1, 2023, Senate Bill 426 authorizes the Board of Regents to establish a quasi-endowment fund of up to \$150 million, to generate income to provide need-based financial aid for our students. The Committee will receive a summary of the way the fund will work.

ALTERNATIVE(S):

FISCAL IMPACT: This is an information item.

CHANCELLOR’S RECOMMENDATION:

COMMITTEE ACTION: DATE: 5.10.23

BOARD ACTION: DATE:

SUBMITTED BY: Leonard Raley, Vice Chancellor for Advancement, raleym@usmd.edu
301-445-1941

Authorizing the Board of Regents of the University System of Maryland to make transfers of not more than \$150,000,000 subject to certain conditions to establish quasi-endowment funds; and authorizing the Board to use investment income produced by quasi-endowment funds in accordance with the University System of Maryland Policy on Endowment Fund Spending Rule to provide need-based student financial aid.



BOARD OF REGENTS

SUMMARY OF ITEM FOR ACTION,
INFORMATION OR DISCUSSION

TOPIC: Convening Closed Session

COMMITTEE: Committee on Advancement

DATE OF MEETING: May 10, 2023

SUMMARY: The Open Meetings Act permits public bodies to close their meetings to the public in special circumstances outlined in §3-305 of the Act and to carry out administrative functions exempted by §3-103 of the Act. The Committee on Advancement will now vote to reconvene in closed session. As required by law, the vote on the closing of the session will be recorded. A written statement of the reason(s) for closing the meeting, including a citation of the authority under §3-305 and a listing of the topics to be discussed, is available for public review.

It is possible that an issue could arise during a closed session that the Committee determines should be discussed in open session or added to the closed session agenda for discussion. In that event, the Committee would reconvene in open session to discuss the open session topic or to vote to reconvene in closed session to discuss the additional closed session topic.

ALTERNATIVE(S): No alternative is suggested.

FISCAL IMPACT:

CHANCELLOR'S RECOMMENDATION: The Chancellor recommends that the BOR vote to reconvene in closed session.

COMMITTEE ACTION: DATE: 5.10.23

BOARD ACTION: DATE:

SUBMITTED BY: Leonard Raley (raleys@usmd.edu) 301-445-1941



BOARD OF REGENTS

SUMMARY OF ITEM FOR ACTION,
INFORMATION OR DISCUSSION

STATEMENT REGARDING CLOSING A MEETING
OF THE USM BOARD OF REGENTS

Date: May 10, 2023

Time: 11:00 am

Location: The University System of Maryland

STATUTORY AUTHORITY TO CLOSE A SESSION

Md. Code, General Provisions Article §3-305(b):

- (1) To discuss:
 - (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or
 - (ii) Any other personnel matter that affects one or more specific individuals.
- (2) To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
- (3) To consider the acquisition of real property for a public purpose and matters directly related thereto.
- (4) To consider a preliminary matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
- (5) To consider the investment of public funds.
- (6) To consider the marketing of public securities.
- (7) To consult with counsel to obtain legal advice on a legal matter.
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations.

- (10) [] To discuss public security, if the public body determines that public discussions would constitute a risk to the public or public security, including:
 - (i) the deployment of fire and police services and staff; and
 - (ii) the development and implementation of emergency plans.
- (11) [] To prepare, administer or grade a scholastic, licensing, or qualifying examination.
- (12) [] To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
- (13) [] To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
- (14) [] Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiation strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

Md. Code, General Provisions Article §3-103(a)(1)(i):

- [] Administrative Matters

TOPICS TO BE DISCUSSED: Consideration of three naming requests by three institutions to name a building after individuals and/or company.

REASON FOR CLOSING: To maintain confidentiality of personal information concerning individuals who are proposing to have a building named after them at an institution (§3-305(b)(1)(i) and (2)).
