



BOARD OF REGENTS

SUMMARY OF ITEM FOR ACTION, INFORMATION OR DISCUSSION

TOPIC: Amending 144.0 VI-4.00 – POLICY ON THE NAMING OF FACILITIES AND ACADEMIC PROGRAMS

COMMITTEE: Advancement Committee

DATE OF COMMITTEE MEETING: December 5, 2014

SUMMARY: The purpose of the revisions is to clarify that the general rule on honorific naming that there should be a one year period after an individual to be honored ceases to be employed by the USM before a naming can be proposed. There are two exceptions to the rule: 1) In cases of long term (10 years or more) employment where the individual to be honored has diminished responsibility and is no longer in a position to exert, or be perceived to exert, undue influence, the employment will not be a bar. 2) In special circumstances such as health the employment bar or one year period could be waived. The update also clarifies the process in making the request.

Note: As part of preparing changes to the policy, staff attempted to research the rationale behind some of the details of the existing policy, and were not able to find reference to the reasoning behind the policy in old minutes.

ALTERNATIVE(S):

FISCAL IMPACT:

CHANCELLOR'S RECOMMENDATION:

COMMITTEE ACTION: Recommend Approval DATE: 12-5-14

BOARD ACTION: DATE:

SUBMITTED BY: Leonard Raley, lraley@usmd.edu, 301-445-1941



UNIVERSITY SYSTEM OF MARYLAND

144.0 VI-4.00 – POLICY ON THE NAMING OF FACILITIES AND ACADEMIC PROGRAMS

(Approved by the Board of Regents on January 11, 1990; amended January 24, 1991; amended April 4, 1997; revised February 15, 2013)

The Board of Regents of the University System of Maryland (USM) wishes to encourage opportunities for significant philanthropy to its member institutions through the naming of major facilities and academic programs. The Board also encourages the naming of major facilities and academic programs that honor scholars and other distinguished individuals who are preeminent in their field of endeavor and/or have contributed meaningfully to the University System of Maryland or to any of its constituent institutions. Any such naming must undergo a high level of consideration and due diligence to ensure that the name comports with the purpose and mission of the USM and its institutions. No naming shall be permitted for any entity or individual whose public image, products, or services may conflict with such purpose and mission.

I. Applicability

This policy shall apply to the following:

- A. **Facilities:** planned and existing buildings of all types, major new additions to existing buildings, as well as institution grounds and athletic facilities, all major outdoor areas including streets, entrances, gates, and landscape features such as quadrangles, gardens, lakes, fountains, and fields.
- B. **Programs:** colleges, schools, departments, centers, and institutes.

Items not covered: interior space within facilities (laboratories, classrooms, practice rooms, lecture halls, etc.); minor landscape features such as benches or sidewalk bricks; scholarships, fellowships and chairs. Institutions should develop their own naming policy for these items. In cases where there may be some question regarding the need for Regents' approval, the Chancellor will determine which naming opportunities require approval.

II. Philanthropic Naming of Facilities

Requests made to the Board of Regents to name a new facility or renovated existing facility must comply with the following guidelines:

- A. The proposed gift should contribute significantly to the realization or completion of a facility or the enhancement of a facility's usefulness to the university.

B. All requests should demonstrate that the institution has maximized the potential of fundraising in association with facility naming. To receive best consideration, the Board recommends the following:

1. For institutions considered research intensive institutions in the Carnegie classification (University of Maryland, Baltimore; and University of Maryland, Baltimore County; and University of Maryland, College Park), the present value of the gift should be an amount equal to or greater than 15 percent of the cost to construct or substantially renovate the building proposed for naming.
2. For all other institutions, the present value of the gift should be an amount equal to or greater than 7.5 percent of the cost to construct or substantially renovate the building proposed for naming.

The naming of existing buildings not targeted for substantial renovation will be considered on a case-by-case basis. The underlying principle of such naming should be to honor a significant gift or history of significant giving to the institution.

- C. Gifts made to fund the direct costs of construction or renovation, or to establish an endowment in support of maintenance or program costs, are encouraged and will receive more favorable consideration.
- D. Building should be approved for construction or renovation in the Capital Improvement Plan.
- E. If a naming opportunity is being considered for a set period of time (naming rights to an athletic field, for example), the cost of installing and removing the name should be a consideration, and plans accounting for those costs should be included in the request to the Board.
- F. The gift may be in cash or in the form of a legally binding pledge, provided however, that if in the form of a pledge, it should be paid in full within five years. A portion of the gift may be in the form of an irrevocable trust or bequest, provided that the donor is age 75 or older. If a bequest, there must be a legally binding pledge backing up the bequest. The Board of Regents may consider exceptions to these gift provisions as listed in this item if a strong rationale is provided.

In some cases, an institution may wish to leverage donor funds to help move a building project forward in the capital projects queue. Such gifts must meet different criteria than those required for naming a building. Please refer to Regents Policy [VI-4.20 - GUIDELINES REGARDING THE EFFECT OF DONOR FUNDING AND OTHER EXTERNAL FUNDING ON THE PRIORITIZATION OF STATE-FUNDED CAPITAL PROJECTS](#) for details regarding moving a building forward in the capital projects queue.

III. Philanthropic Naming of Programs

Requests made to the Board of Regents to name a program must comply with the following guidelines:

- A. The named gift levels for schools, colleges, departments, centers, and institutes will be established on a case-by-case basis. Endowed gifts are strongly encouraged.
- B. Generally, the endowment established through the gift should generate 10 to 20 percent of the unit's operating budget on an annual basis, depending on the size of the unit.
- C. Gift terms required to name a program are the same as those set forth for facilities, as described above.

IV. Honorific Naming

In those cases where facility and ~~academic~~ program ~~namings~~ are ~~named for non-donors~~ honorific, they should be named for scholars and other distinguished individuals who are ~~both~~ preeminent in their field of endeavor and/or have contributed meaningfully to the University System of Maryland or to any of its constituent institutions. Although significant philanthropy made over a donor's lifetime may constitute a valid rationale for an honorific naming, honorific naming should not be used to circumvent the requirements of gift-related naming policies. The following guidelines apply to honorific naming requests:

A. No campus facility or academic program will be named for individuals currently employed by or formally affiliated with the USM or the State of Maryland, unless and until one year has passed since the individual's USM or State employment or affiliation has ceased.

B. The Board will consider exceptions to IV.A. under the following circumstances:

~~A. When the person to be honored is living and a non-donor, three years must have passed since any formal association with the USM or employment with the State. Such affiliation includes time spent as an undergraduate, graduate, or post-graduate student; as a paid member of the faculty or staff, whether full- or part-time; as a paid State employee; and as a member of the Board of Regents.~~

C. 1. If an individual has completed 10 years of service to the USM and is currently serving in a position of reduced responsibility (i.e. from institution president to faculty status)

~~B. 2. If there are health issues or special family circumstances. Any request granted by the Board of Regents will be documented in the minutes of the meeting where the request was approved. Reasons for the request will be fully disclosed to insure the honorific naming reflects positively on the USM and enhances the institution's reputation.~~

V. Process and Procedures

The USM Vice Chancellor for Advancement should be notified of possible facility or ~~academic~~ program naming discussions as early in the process as possible. All requests should be approved by, and submitted through, the president of the requesting institution, or, in the case of a naming at the USM level, by the chair of the Board of Regents. ~~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 approval by the full Board.~~

~~All requests should be approved by, and submitted through, the president of the requesting institution. Requests should be submitted~~ six weeks prior to the full board meeting at which the request will be considered. Exceptions to the timeline may be considered by the Chancellor and the Board of Regents. 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 approval by the full Board.

In making requests for naming of facilities or academic programs, the following information is to be submitted:

A. A detailed request in letter or memo form that should provide:

1. The donor's name and relationship to the USM or institution, if applicable.
2. The gift amount and terms, including but not limited to any costs associated with the gift, if applicable.

B. For honorific naming, a clear rationale for the request, including a description of the honoree's accomplishments and contributions to the institution or USM, how the naming will reflect positively on the institution and/or the USM, and, if applicable, a justification for an exception to the provisions described in Section IV, Honorific Naming, above.

~~B-C.~~ As applicable, the overall cost of the facility construction or renovation or the overall budget of the program to be supported. If the gift represents partial or total funding of the construction, remodeling, or renovation, the following information must be included:

1. A timetable for project implementation;
2. Relationship of the project to the institution's long-range plans;
3. Source and status of capital budget funds needed in addition to the gift;
4. Operating budget implications, and sources of funds.

~~C-D.~~ The proposed name of the facility or program and, if applicable, the current name of the facility or program

~~D-E.~~ A copy of the gift contract and/or pledge agreement, if applicable.

~~E-F.~~ A biographical profile of the prospective donor or recipient of an honorific naming.

All requests will be held in the strictest confidence.

VI. Public Announcement

No public announcement of a philanthropic or honorific naming should be made prior to Regents' approval. Public announcements should be scheduled in coordination with the Chancellor's Office to ensure proper representation from the USM Office and Board of Regents. In cases where a gift is funding new construction or substantial renovation, the Board encourages institutions to consider having 50% of the gift in hand before a public announcement is made. Public announcements regarding honorific naming will include the rationale for the naming, including background regarding the individual and how the naming reflects positively on the institution and the USM.

VII. Removal of Name from a Facility or Program

As naming authority lies with the Board of Regents, so does the authority and responsibility to remove a name. In the case of a gift-related naming, the Board of Regents reserves the right to remove names from facilities and programs when the gift remains unpaid beyond the five-year limit. Should this occur, the Regents may name an area of the facility or seek another appropriate naming opportunity that would be proportionate to the value of the gift received. The naming of a facility or program follows the facility or program for its useful life unless otherwise determined by the Board of Regents. Other situations may occur that would warrant the removal of a name from a facility or program in the USM.

The institutions will provide an annual report to the Regents on all such gifts and the form of recognition.