



**MINNESOTA STATE**  
Board of Trustees

**AGENDA ITEM SUMMARY**

**NAME:** Finance and Facilities Committee

**DATE:** October 15, 2024

**TITLE:** Proposed Amendment to Board Policy 5.15 Fundraising (First Reading)

Action

Review and Discussion

*This item is required by policy*

**PRESENTERS**

Bill Maki, Vice Chancellor for Finance and Facilities

**PURPOSE**

Board Policy 1A.1 Minnesota State Colleges and Universities Organization and Administration, Part 6. Board Policies and System Procedures requires board review and approval of proposed board policy changes and that each board policy is reviewed at least once every five years.

**BACKGROUND INFORMATION**

The proposed amendment consists mostly of technical edits, and the application of new formatting and writing standards. The 30-day comment period concludes on October 16, 2024. Stakeholder comments received to date ask for clarity related to the relevance of this policy for college and university affiliated foundations. These comments will be considered in partnership with the System Director for Foundation Services Jen Dobossy prior to the second reading in November where we will ask for approval of the proposed amendment.

**RECOMMENDED ACTION (FIRST READING DRAFT)**

The Finance and Facilities Committee recommends that the Board of Trustees approve the proposed amendment to Policy 5.15 Fundraising.

*Date Presented to the Finance and Facilities Committee:* 10/15/24

*Date Presented to the Board of Trustees:* First reading – no action taken.

*Date of Implementation:* TBD

## PROPOSED CHANGES (FIRST READING DRAFT)

Single underlining represents proposed new language.

Strikeouts represent existing language proposed to be removed.

### 1 5.15 Fundraising

2

#### 3 **Part 1. Policy Statement-**

4 ~~It is the policy of the Board of Trustees that any~~ Colleges, universities, and the system office  
5 shall ~~conducting~~ fund-raising ~~and/or gambling events shall do so~~ in accordance with the  
6 following principles ~~and guidelines~~.

7

#### 8 **Part 2. Fundraising Principles ~~and Guidelines-~~**

9 Organizations whose primary activity is to solicit funds publicly on behalf of the Minnesota  
10 State Colleges and Universities or its institutions shall obtain the approval of the chancellor for  
11 the system office ~~and or~~ approval of the president for a college or university before using  
12 the college's or university's name or facilities to solicit funds. If a foundation has a signed  
13 contract in place between the foundation and the college or university it supports, no further  
14 approval is required.

15

16 Organizations whose primary activity is not fundraising but which occasionally provide funds to  
17 ~~the~~ Minnesota State ~~Colleges and Universities~~ are not covered by these principles guidelines  
18 unless their fundraising efforts involve the use of the college or university's name and facilities.  
19 ~~However, the~~ Minnesota State ~~Colleges and Universities~~ neither endorses nor disapproves  
20 efforts by private sector external groups to engage in such fundraising activities when those  
21 activities are associated with the sale of goods and services.

22

23 The relationship of ~~the~~ Minnesota State Colleges and Universities to fundraising efforts for  
24 intercollegiate athletics must shall be in strict compliance with applicable rules and regulations  
25 of any intercollegiate athletic association or conference of which the college or university is a  
26 member.

27

#### 28 **Part 3. Gambling-**

29 Except as provided in this policy, no gambling or betting, as commonly understood and/or  
30 defined in ~~Minnesota Statutes, Chapter~~ Minn. Stat. Ch. Sec. 609.75-609.76 is allowed on college,  
31 university, or system property.

32

33 Raffles are not prohibited by this policy if:

- 34 a. The raffle is conducted by a college, university, or system office, or related groups; and
- 35 b. Prizes are donated by an individual, firm, or other organization such as foundations and  
36 auxiliary boosters; and
- 37 c. The raffle meets the requirements of ~~Minnesota Statutes section~~ Minn. Stat. § 349.166.

38

#### 39 **Part 4. Accountability/Reporting-**

40 An annual accounting will be provided to the Board of Trustees upon request of the receipt and  
41 disposition of funds or gifts-in-kind contributed to the ~~system, colleges, or~~ universities, or  
42 system office as provided for in Board Policy 7.7, Gifts and Grants Acceptance.

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**Related Documents:**

- [Board Policy 7.7 Gifts and Grants Acceptance](#)
- [System Procedure 7.7.1](#) Gifts and Grants Acceptance Reporting Form

To view any of the following related statutes, go to the [Revisor's Office website](#). You can conduct a search from this site by typing in the statute number.

- [Minn. Stat. Ch. 309 Social and Charitable Organizations](#)
  - [Minn. Stat. 349.12 Definitions](#)
  - [Minn. Stat. 349.166 Exclusions; Exemptions](#)
  - [Minn. Stat. 609.75 Gambling; Definitions](#)
  - [Minn. Stat. 609.76 Gambling; Gross Misdemeanor; Felony](#)
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- ~~M.S. 309, Social and Charitable Organization~~
  - ~~M.S. 349.12 and 349.166, Lawful Gambling Devices~~
  - ~~MS 609.75 – MS 609.76, Gambling~~

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**Policy History:**

**Date of Adoption:** 06/21/00,

**Date of Implementation:** 06/21/00,

**Last Date of Review:**

**Date & Subject of Revisions:**

*Xx/xx/xx – Add Summary*

*11/16/11 - Effective 1/1/12, the Board of Trustees amends all board policies to change the term "Office of the Chancellor" to "system office," and to make necessary related grammatical changes.*

Additional [HISTORY](#)