

POLICY KCD Board of Education
Las Cruces Public Schools

Related Entries: BBA, AD
Responsible Office: Chief Financial Officer

Public Gifts/Donations to Schools

I. PURPOSE

To establish guidelines for the acceptance or rejection of gifts and donations from private businesses, organizations, community groups, and individuals.

II. BACKGROUND

The Board of Education is committed to encouraging and accepting public gifts from private businesses, organizations, community groups and individuals which further the educational mission of the school district and which benefit the entire district or a specific school or program, including the LCPS Foundation.

III. POSITION

- A. It is the policy of the Board of Education to accept public gifts to the School District, including gifts of cash, property, services, etc., as deemed appropriate by the Board of Education and/or the Superintendent.
- B. Public gifts to Las Cruces Public Schools may benefit the School District or any of its specific schools or programs.
- C. Any gift valued by the donor at \$10,000 or more shall require the prior approval of the Board of Education in an open meeting before it is accepted by the School District or any of its specific schools or programs.
- D. All proposed gifts of real estate, regardless of value, shall require formal approval of the Board of Education in an open meeting prior to the transfer of the real estate property.
- E. The Board of Education grants authority to the Superintendent to accept any gift valued at less than \$10,000. Prior approval by the Superintendent is required before the gift is accepted by the District, school, or program. The Superintendent is also granted the authority to delegate acceptance of gifts or donations under \$2,000 (two-thousand dollars) to the principal of a school.
- F. In consideration of the amounts specified for approval in this policy, the Board of Education and the Superintendent shall reserve the right to accept or decline any proposed gifts to the School District. In determining whether a gift shall be accepted, consideration shall be given to the following:

1. The adopted Mission of the School District (see Policy AD);
2. The School District's compliance with Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.);
3. The District's adopted strategic plan;
4. Public reaction to the gift or donation;
5. The School District's association with the donor;
6. Adherence to basic principles outlined in the Regulation that accompanies this Policy.

G. No gift or donation will be approved for acceptance that will result in the School District being in noncompliance with the requirements of Title IX unless the Board of Education redistributes sufficient School District funds to offset the benefits provided by the gift to one gender over the other, returning the School District to compliance with Title IX.

H. Once a gift or donation is accepted, the gift, grant, devise, or bequest shall be considered an asset of the School District.

I. The Superintendent shall establish regulations for the implementation of this policy.

IV. **REVIEW**

This policy shall be reviewed on an ongoing basis in accordance with the Board of Education policy review process.



Board of Education, President

6/19/18

Date Approved

History: Originally adopted 5.19.09; Revised with Counsel Review on _____

Legal Refereuce: NMSA 1978, § 22-5-4(L)