

GIFTS, GRANTS AND BEQUESTS

The Governing Board may accept any gift, grant, or bequest of money, property, or service to the district from any individual, private agency or organization, or other public agency that desires to support the district's educational program. While greatly appreciating suitable donations, the Board shall reject any gift which may directly or indirectly impair its authority to make decisions in the best interest of district students or its ability or commitment to provide equitable educational opportunities.

(cf. 0100 - Philosophy)

(cf. 0200 - Goals for the School District)

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 1260 - Educational Foundation)

Before accepting any gift, grant, or bequest, the Board shall carefully consider any conditions or restrictions imposed by the donor to ensure their consistency with the district's vision, philosophy, and operations. If the Board believes the district will be unable to fully satisfy the donor's conditions, the gift shall not be accepted.

(cf. 0000 - Vision)

In addition, the Board shall ensure that acceptance of the gift, grant, or bequest does not:

1. Involve creation of a program which the Board would be unable to sustain when the donation is exhausted
2. Promote the use of violence, drugs, tobacco, or alcohol or the violation of any law or district policy

(cf. 5131.6 - Alcohol and Other Drugs)

(cf. 5131.62 - Tobacco)

3. Imply endorsement of any business or product or unduly commercialize or politicize the school environment

(cf. 1325 - Advertising and Promotion)

When organizations (including ASBs; Foundations; PTAs, Business Partners) or others are interested in sponsoring a specific project or purchase, funds to pay for the project or purchase must be provided to the District. Once the donation is accepted by the Board pursuant to the District's administrative procedure noted above, the District will make funds available in a donation account for the designated purpose and the District's Purchasing Department (in conjunction with the District's Facility Maintenance and Operations Department when public works or facilities modification is involved) will handle the procurement process in accordance

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with all legal, procedural and safety requirements. In advance of acceptance of any level, the donation of services or labor must be reviewed on a case by case basis by the District's Facilities and/or Purchasing staff.

All donations of equipment shall be reviewed by the Associate Superintendent of Business Support Services, or designee, prior to acceptance by the Board. This includes donations made to ASB organizations (i.e., clubs, teams, musical groups, etc.). Upon acceptance by the Board, donated equipment shall be incorporated into the district's inventory.

Acquisition of vehicles and computer equipment is subject to a more stringent review and approval process by Poway Unified School District Transportation or Technology and Innovation departments. Before any vehicle donations are accepted, proposals must be submitted to the appropriate department for review and action on the relevant aspects listed below, plus any others that may be applicable. The District's aim is to minimize the proliferation of vehicles and unsupportable computer equipment by restricting acquisitions to actual need.

1. Intended use. For example, the district must know whether vehicles will be used to transport personnel or cargo, driven on or off campus, or be dismantled for instructional purposes in an auto repair class.
2. Department of Motor Vehicle requirements. All donated vehicles must have a title of ownership and current registration or inoperative registration prior to acceptance.
3. Insurance requirements. The Transportation Department will report all proposed vehicle donations to the Risk Management Department to arrange coverage under the district's Property and Liability Insurance Program.
4. Hazardous materials content. Examples of materials used in the construction of older vehicles that the district may want to avoid are inorganic lead, asbestos, mercury, and regulated fluids or gases.
5. District equipment inventory reporting. The Transportation Department will notify Inventory Control for appropriate recordkeeping.

All donated vehicles are fully subject to safety, security, and usage rules found in Board Policy and Procedures and/or issued by the Risk Management and Transportation Departments.

(cf. 6161.1 - Selection and Evaluation of Instructional Materials)

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All gifts, grants, and bequests shall become district property. Donors are encouraged to donate all gifts to the district rather than to a particular school. At the Superintendent or designee's discretion, a gift may be used at a particular school.

When any gift of money received by the district is not immediately used, it shall be placed in the county treasury in accordance with law. (Education Code 41030-41031)

(cf. 3440 - Inventories)

(cf. 3460 - Financial Reports and Accountability)

Appreciation

The Board may show appreciation for any donation to the district in any manner it deems appropriate. Such appreciation may take the form of letters of recognition or Board resolutions; plaques, commendations, or awards; planting of commemorative trees or gardens; or naming or renaming of buildings, grounds, or facilities. Conferment of any such honor shall be in accordance with applicable Board policy.

(cf. 1150 - Commendations and Awards)

(cf. 7310 - Naming of Facility)

Legal Reference:

EDUCATION CODE

1834 Acquisition of materials and apparatus

35160 Powers and duties

35162 Power to sue, be sued, hold and convey property

41030 School district may invest surplus monies from bequest or gifts

41031 Special fund or account in county treasury

41032 Authority of school board to accept gift or bequest; investments; gift of land requirements

41035 Advisory committee

41036 Function of advisory committee

41037 Rules and regulations

41038 Applicability of other provisions of chapter

Management Resources:

WEB SITES

California Consortium of Education Foundations: <http://www.cceflink.org>