

1 The Transylvania County Board of Education (the “board”) encourages individuals and  
2 organizations to consider making a ~~gift or bequest~~ **donation of real property, personal property,**  
3 **or funds** to the school system. ~~Such gifts~~ **Donations, whether in the form of a gift or bequest,**  
4 foster community support for the schools and improve the school system for the benefit of  
5 students and others. **As an expression of the board’s gratitude, the superintendent shall provide**  
6 **for the appropriate recognition of donors.**

#### 8 **A. SUITABILITY OF DONATIONS**

9  
10 The superintendent shall evaluate any ~~donation offers~~ **in order to determine whether the**  
11 **donation is suitable for the school or the school system.** ~~of gifts or bequests that are not~~  
12 ~~revenues or gifts of nominal value.~~ **Donations may not conflict with the school system’s**  
13 **educational mission. In determining the suitability of a donation intended to benefit any**  
14 **program that is appropriately segregated by gender, such as a school athletic program, the**  
15 **superintendent must consider equity and Title IX issues in relation to overall funding and**  
16 **opportunities for participation.**

17  
18 **Donations of real or personal property will be accepted only if the donor can demonstrate**  
19 **that he or she has clear and free title to the property.** **The superintendent also must**  
20 **consider ~~the gift’s suitability,~~ any safety hazards associated with gifts of real or personal**  
21 **property. ~~and the cost of maintaining the gift, and then make a recommendation to the~~**  
22 **board.** **Donations must not impose any undue financial burden or obligation on the**  
23 **school system. Any donation that includes advertisements must be consistent with policy**  
24 **5240, Advertising in the Schools, and the food and beverage marketing requirements of**  
25 **policy 6140, Student Wellness.**

26  
27 For computer equipment or other technological resources, the superintendent shall ensure  
28 that such items are compatible with minimum hardware and software standards set by the  
29 technology director. ~~The board will decide whether to accept the gift on behalf of the~~  
30 ~~school system.~~ **Any donation from an E-rate service provider must comply with gift rules**  
31 **applicable to federal agencies.**

32  
33 ~~Upon receiving notification of a donor’s intent to offer a gift to a school, a principal shall give~~  
34 ~~written notification to the superintendent that states the nature of the gift and the purpose for~~  
35 ~~which it is donated. The superintendent shall ensure that any offered gift imposes no undue~~  
36 ~~financial burden or obligation on the school system.~~

37  
38 ~~The board establishes the following conditions for the acceptance of gifts. Other conditions may~~  
39 ~~be set as the board deems appropriate.~~

#### 40 **B. ACCEPTING DONATIONS**

41  
42  
43 **Upon receiving an offer of a donation to the school, a principal must give the**  
44 **superintendent written notification that states the nature of the donation and the purpose**

45 for which it is donated. The principal does not have the authority to accept donations to  
46 the school.

47  
48 The superintendent may accept gifts donations up to \$25,000 on behalf of the board. The  
49 superintendent shall report any accepted gifts donations of more than a nominal value at  
50 the next board meeting. The board reserves the right to determine in each particular case  
51 the appropriateness of any contribution donation and may accept or reject a contribution  
52 donation as the board sees fit.

53  
54 The superintendent shall make a recommendation to the board on the suitability of any  
55 donation with a value that exceeds \$25,000. After considering the superintendent's  
56 recommendation, the board will decide whether to accept the donation.

- 57  
58 1. ~~Gifts of real or personal property will be accepted only if the donor can demonstrate that~~  
59 ~~he or she has clear and free title to the property.~~

### 60 61 C. USE OF A DONATION

62  
63 Unless otherwise specified in a written agreement approved by the board, any accepted  
64 donation becomes the permanent property of the school system. Anything purchased  
65 with donated funds, including funds raised through a crowdfunding campaign, project, or  
66 platform, become the property of the school system, and the title to such property vests in  
67 the board. If the board at any time determines that property donated, or acquired with  
68 donated funds, is unnecessary or undesirable for public school purposes, the board may  
69 dispose of such property in accordance with state law.

70  
71 The A donor may request that a gift or bequest donation be designated for use in a  
72 particular area purpose. However, the board reserves the right to utilize the funds  
73 donation as it deemed appropriate.

74  
75 Any donation constituting revenues will be deposited in the proper account. The specific  
76 manner in which donated funds are expended within for a designated area purpose will be  
77 determined under the direction of the superintendent.

78  
79 ~~A gift must not impose any undue financial burden or obligation on the school system.~~

80  
81 ~~All supplies and equipment purchased with funds from any donor become the property of~~  
82 ~~the board, and the title to such property vests in the board.~~

83  
84 The board has no responsibility and makes no promises to continue any program initiated  
85 with donor contributions once the donated funds are expended.

86  
87 ~~Any gift or donation that includes advertisement must be consistent with policy 5240,~~  
88 ~~Advertising in the Schools.~~

89  
90 ~~2. The board may reject any gift or donation that the board determines is in conflict with the~~  
91 ~~educational mission of the school system.~~

92  
93 ~~3. Any gift or donation from an E-rate service provider must comply with gift rules~~  
94 ~~applicable to federal agencies.~~

95  
96 Before installation of major donations that will become a permanent part of the school  
97 facility or grounds, such as playground equipment, bleachers, scoreboards, outdoor lights,  
98 or fences, the superintendent or designee must approve the design, location, and  
99 construction material. ~~of major gifts that will become a permanent part of the school~~  
100 ~~facility or grounds, such as playground equipment, bleachers, scoreboards, outdoor lights~~  
101 ~~or fences, etc. Any such gift also must meet any required safety standards.~~

102  
103 ~~Any gift or bequest constituting revenues that is accepted by the board will be deposited in the~~  
104 ~~proper fund.~~

105  
106 ~~The superintendent shall provide for the appropriate recognition of contributors.~~

107  
108 ~~Unless otherwise specified in a written agreement approved by the board, any gift or bequest~~  
109 ~~becomes the permanent property of the school system. If the board at any time determines that~~  
110 ~~such property is unnecessary or undesirable for public school purposes, the board may sell such~~  
111 ~~property in accordance with state law.~~

112  
113 Legal References: G.S. 115C-36, -47, -518; G.S. 115C, art. 35; 47 C.F.R. 54.503; FCC Sixth  
114 Report and Order 10-175

115  
116 Cross References: Technology in the Educational Program (policy 3220), Advertising in the  
117 Schools (policy 5240), **Student Wellness (policy 6140)**

118  
119 Adopted: July 18, 2016

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121 **Revised: [DATE]**