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**Comprehensive Standard 3.2.13**

**Any institution-related foundation not controlled by the institution has a contractual or other formal agreement that (a) accurately describes the relationship between the institution and the foundation, and (b) describes any liability associated with that relationship. In all cases, the institution ensures that the relationship is consistent with its mission.**

**Judgment:** Noncompliant

**Response:**

The University has relationships with key single purpose support foundations, mostly of long standing. Almost all operate on the basis of strong former contract which, if current, would place the university as compliant with this standard. In every case the University receives vastly greater benefit from the subject foundation than the foundation does from it. These foundations are operated in accordance with principles previously accepted by SACS and those operational practices remain in place. However, we choose in the short term to describe these relationships as noncompliant because contracts are not current.

The following steps are being taken to make the institution fully compliant with this standard.

1. A draft of minor revisions to existing contracts and of a contract where one does not exist is being completed by the General Counsel.
2. The executive staff is fully aware of these terms and conditions and only minor points need further negotiation.
3. Following final drafting and negotiations the executive staff of each foundation will present the draft for formal approval by each foundation Board.
4. On conclusion of those approvals, the University of South Carolina Board of Trustees will approve and authorize signature of these contracts at either its regularly scheduled meetings on October 8, 2010 or December 13, 2010.

The University's experience and track record in proper relationships with foundations and understanding of the benefit of their work to the University is enhanced by its understanding of proper, formal, documented relationships with respect to legal authority and operating control and the consistency of the mission of each foundation with the mission of the University.




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