

THE CALIFORNIA STATE UNIVERSITY
Office of the Chancellor
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Date: September 12, 1984

To: Presidents

From: W. Ann Reynolds
Chancellor

W. Ann Reynolds

Subject: Delegation of Authority — Acceptance of Conditional Gifts of Student Financial Aid Funds — Executive Order No. 444

I am transmitting to you a copy of Executive Order No. 444 which modifies the instructions contained in Executive Order No. 170 delegating to each President authority to accept conditional gifts of funds to be used for student financial aid purposes.

This Executive Order continues to permit a President to accept funds for scholarship or other financial aid purposes and to administer these funds in accordance with any permissible conditions of the gifts. Once again, Presidents are cautioned that occasionally scholarship or financial aid gifts are made subject to certain conditions. In each instance, the conditions or restrictions should be carefully examined.

Sex-restricted gifts should be reviewed in the context of Title IX and the "pooling" concept permitted under those regulations. Provided that campus participation in race-conscious financial aid programs is related to and necessary to the achievement of the aims of the student affirmative action plans and the deficiencies which those plans were designed to remedy, or to related needs, it is the opinion of General Counsel that acceptance of such aid is constitutionally permissible.

I encourage each of you to consider the benefits of encouraging gifts and bequests of this sort; not only do they strengthen our financial aid arsenal, they help to focus attention on the magnitude of the task of overcoming underrepresentation.

Whenever any questions arise concerning the legality of a gift, you should consult the Office of General Counsel before acceptance.

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Distribution: Vice Presidents for Academic Affairs
Vice Presidents for Administration
Deans of Graduate Students
Vice Presidents/Deans of Student Affairs
Business Managers
Deans/Directors of Admissions & Records
Directors of Financial Aid
Directors, Educational Opportunity Program
Chancellor's Office Staff
Administration Information Center
Legislative Analyst

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Executive Order: 444

Title: Delegation of Authority — Acceptance of Conditional Gifts of Student Financial Aid Funds

Effective Date: September 12, 1984

Supersedes: Executive Order No. 170

Pursuant to Sections 1 and 2 of Chapter III of the Standing Orders of the Board of Trustees of The California State University and Section 42300 of Title 5 of the California Administrative Code, I hereby delegate to the Presidents of The California State University the authority to accept conditional gifts of money provided that the only conditions attached to such gifts are that they be used for scholarship, loan, or similar student financial aid purposes. Scholarships which are conditional as to ethnicity or sex must be in support of institutional programs to overcome underrepresentation of the group the scholarship is designed to support.



W. Ann Reynolds, Chancellor

Date: September 12, 1984