BOARD OF VISITORS
GEORGE MASON UNIVERSITY

Meeting of
December 12, 2018
MINUTES

PRESENT: Rector Davis, Vice Rector Hazel, and Secretary Purvis; Visitors Blackman, Cumbie, Moreno, Prowitt, Reagan, Rice, Roth, Witeck, and Zuccari; Faculty Representative Renshaw; Student Representative Keatinge; President Cabrera; and Secretary pro tem Cagle.

ABSENT: Visitors Alcalde, Chimaladinne, Marquez, and Petersen; Student Representative Pettine.

I. Vice Rector Hazel called the meeting to order at 1:37 p.m.

II. Approval of the Minutes
Vice Rector Hazel called for any corrections to the minutes of the Executive Committee meeting and full Board meeting of October 10, 2018. Visitor Cumbie MOVED approval of the minutes as written and Secretary Purvis SECONDED the motion. Vice Rector Hazel opened the floor for discussion. There was none. MOTION CARRIED UNANIMOUSLY BY VOICE VOTE

III. Rector’s Report
Vice Rector Hazel reported that at the October meeting, Rector Davis asked Legal Counsel to draft a policy concerning electronic attendance at Board of Visitors (BOV) meetings in the event of an emergency; he noted the draft policy that had been provided. He recognized Brian Walther, University Counsel, to provide more information. Mr. Walther explained the law concerning electronic attendance had changed, noting the Freedom of Information Act (FOIA) governs all public meetings, including BOV meetings. He further explained that FOIA allows electronic attendance in two circumstances: (1) a planned regular meeting where a large number of people are planning to attend remotely. He advised against doing that due to the logistic difficulties in allowing public participation electronically. (2) The second circumstance allows last minute participation by a Board member in the event of a medical emergency, or other pressing emergency, by phoning in to the meeting. Mr. Walther explained this second circumstance requires that a Board policy be in place and referred to the draft policy. He responded to questions from the Board and confirmed this could only be done for one or two members at a time, only in the event of an emergency, and only two times per person per year.

Vice Rector Hazel opened the floor for discussion. Hearing none, he called for a motion to approve the policy. It was MOVED by Visitor Witeck and SECONDED by Visitor Cumbie to approve the Board of Visitors policy permitting participation in meetings by electronic means. MOTION CARRIED UNANIMOUSLY BY VOICE VOTE
(Attachment 1: Board of Visitors Policy: Permitting Participation in Meetings by Electronic Means)

Vice Rector Hazel advised the Board of the Commonwealth’s requirement to file an annual financial disclosure statement. He reported the filing period for completion would be January 1 to February 1, 2019 and he reminded the members to complete it during this timeframe. Secretary pro tem Cagle reported a reminder would be sent the following day.

Vice Rector Hazel recognized and introduced two new Alumni Development Officers, Mr. Amir Kazim and Mr. Courtney Winstead. He noted they were both Mason alums and explained the function of their new positions. Vice Rector Hazel noted the goal for Mr. Kazim and Mr. Winstead was 200 face-to-face visits per year with alumni to increase alumni engagement and that they would be working across all of Mason’s schools with all the development officers. The Board recognized Mr. Kazim and Mr. Winstead with applause.

Vice Rector Hazel recognized and thanked Dr. Janet Bingham for her service to Mason as Vice President for Advancement and Alumni Relations and as President of the George Mason University Foundation. Vice Rector Hazel presented a Commendation of Appreciation to Dr. Janet Bingham and the Board responded with a standing ovation.
(Attachment 2 – Commendation of Appreciation for Dr. Janet Bingham)

Rector Davis noted that in the past the Board of Visitors has not accepted public comments at the meetings. He asked for the Board’s thoughts about possibly allowing public comments at one meeting a year. Rector Davis reported that he and Vice Rector Hazel took comments and questions at the Faculty Senate meeting the previous week and noted it was helpful. Rector Davis suggested that perhaps during tuition discussions there could be an evening for public comment with as many Board members as possible in attendance. He noted this was not a state mandate, but that it was moving in that direction. Mr. Walters responded to the question about whether or not other Virginia schools allow public comment by reporting that Virginia Tech does not, but most of the other schools do allow public comment.

Rector Davis noted that Provost Wu would be providing a presentation on donor gifts and the gift agreement review. He noted with appreciation the work Visitors Alcalde and Witeck did during the review. Rector Davis noted that he had received follow-up letters and had asked the staff to draft a response for his review.
Rector Davis read the following into the minutes of the meeting:

This past Saturday night, we celebrated the extraordinary success of the Faster Farther Campaign. Unfortunately, the leader of the campaign couldn’t make it; he couldn’t be there for the celebration. I want to take a moment to extend my gratitude to our Vice Rector, Jimmy Hazel, for leading the biggest campaign in the history of the University. Professional consultants told us $300 million was a reachable goal, but as we near the end, we have more than doubled that. At the end of this month, we expect to close the campaign at close to $675 million. You cannot have those results without extraordinary leadership and Jimmy, you provided that. I believe you didn’t flinch when you were asked to do this and I think the whole University and the certainly the Board owes you a debt of gratitude. I’d like to present you this (plaque of recognition).

The Board responded with applause. Vice Rector Hazel thanked everyone who supported the campaign and noted that 700 people gathered Saturday evening to celebrate George Mason.

IV. President’s Report

President Cabrera expressed his appreciation and gratitude to Dr. Bingham, noting her exceptional leadership in producing the largest fundraising results in the University’s history. He thanked Vice Rector Hazel for chairing the effort with confidence and support. President Cabrera thanked the entire Development team and the Deans for their extraordinary efforts. He highlighted the efforts of Ms. Paige Butler, Director of Judicial Education at the Antonin Scalia Law School, who was instrumental in raising the largest gift in the campaign. President Cabrera also expressed his appreciation to the 73,000 donors, including hundreds of employees, noting this important vote of confidence and support.

Vice Rector Hazel introduced a video that was prepared and shown at the Celebration on Saturday evening. The Board responded with applause. President Cabrera thanked the team who produced the video.

President Cabrera highlighted the following items from his report: recognition by the National Endowment for the Humanities as the eighth-highest recipient of funding in the U.S. from that organization, noting that a majority of that funding goes to the work Mason does in digital humanities; a grant awarded earlier that day to Dr. Mills Kelly, Professor of History, who is documenting the history of the Appalachian Trail; Ms. Rhea Seehorn, Class of 1994, received a 2019 Critics’ Choice nomination for best supporting actress in a drama series for her role as Kim Wexler in “Better Call Saul”; Mr. David Verburg, former Mason track star and Olympic medalist, was recognized on Ellen DeGeneres’ show for stopping traffic to rescue an endangered turtle; the upcoming Sundance Festival will include two films by or contributed to by Mason professors, Niykaturu Jusu and
Hans Charles. President Cabrera highlighted a chart of the amount of research grants that being received by Mason’s faculty, noting awards in FY19 through October are 35% higher, expenditures are 34% higher, and collections of facilities and administrative costs are 7% higher than the same time last year. He commented that the research goals are very ambitious and this trend is very positive.

President Cabrera reported the Carnegie Classification would be released later in the week. He provided two possible result scenarios: (1) Mason will continue to be listed in the top tier category or (2) Mason will be included in the R2 category. President Cabrera noted that regardless of the outcome, Mason is the youngest university among the 115 R1 research universities in the U.S. and that it was remarkable to have attained that status. He referred to a report provided in the Finance and Land Use Committee that outlined the state funding disparities between the research universities in the Commonwealth, highlighting the four R1 universities: UVA, Virginia Tech, VCU, and Mason; he noted that while Mason should be proud of its accomplishments, it may not be sustainable given the lack of funding resources.

President Cabrera highlighted the enrollment numbers, noting the growth of about 1,000 students per year with about half of those students pursuing majors in science and engineering. He noted that growth in public universities, especially in the northeast, are declining because the number of high school graduates continue to decline. President Cabrera noted that although the increased enrollment growth causes stress on the system, it is a great problem to have and Mason’s peer institutions are not faced with the same issues.

President Cabrera reported that the Amazon announcement to split their new location between Arlington, VA and Queens, NY was because of talent in those locations. He reported that Mason has had the biggest impact on the talent pipeline in this region by turning the area into a vibrant, world-class region capable of attracting iconic companies. President Cabrera reported the impact on this region was hard to exaggerate, noting the hiring of 25,000 employees and the brand Amazon will bring to the region. He commented that the journey would not be smooth and noted that some of Mason’s leading employers have been concerned for a number of years that Mason is not producing computer scientists and students in related disciplines fast enough and that Amazon will impact the shortage of talent. President Cabrera reported the Fuller Institute has been documenting the potential impact of Amazon on the housing market and transportation, noting the Commonwealth has announced some major investments in the transportation area. He noted this was a transformative event for this region and that Mason will benefit as the anchor research university in this region. President Cabrera reported that in Governor Northam’s announcement there were three categories of Commonwealth investments which are not in the MOU with
Amazon: a series of incentives to help all universities in the Commonwealth to increase their computer science production; the strategic investment for Virginia Tech to build a Innovation Campus in Alexandria; and the strategic investment that will allow Mason to expand presence in Arlington to include computer science and related disciplines, by establishing the first School of Computing in the Commonwealth and create a multidisciplinary Institute for Digital Innovation. He noted the project is complex, but the plan is to provide $125 million that Mason would need to match with $125 million. President Cabrera thanked Visitors Cumbie and Rice for agreeing to serve on a committee chaired by Mr. Tom Calhoun, Interim Senior Vice President for Administration and Finance, to address the project.

President Cabrera closed his report by thanking everyone who supported the Campaign and contributed to its success.
(Attachment 3 – President’s Report)

V. Provost’s Report
Provost David Wu thanked the many donors who contributed to the successful Campaign. As a follow-up to the initial Gift Agreement Review Committee report he provided at the October BOV meeting, he provided an activity summary of the review and recommendations of leading practice policy changes (Attachment 4). Provost Wu reviewed the Draft Gift Acceptance Policy (Attachment 5), noting it would be open for public input. He highlighted the following components of the draft policy:

- to articulate the type of gifts that the University will not accept and to identify specific conditions that may require further review by the Gift Acceptance Committee;
- encouraging transparency at all levels and by all parties in the gift acceptance process; and
- guaranteeing some of the conditions for public access of some of the gift information.

Provost Wu noted that the composition of the Gift Acceptance Committee (Draft Policy Section II.C.3) has not been fully developed pending further consultation and discussion with the campus community. He asked the Board to review the draft policy and provide input. Provost Wu provided an overview of the 27 in-scope gift agreements marked for review and explained they were categorized by the individual remaining balances of the gifts. He noted that 13 of the 27 had a remaining balance of over $100,000 and those have received detailed review. He highlighted the Marked Gift Agreement Follow-up Report (Attachment 6) which provided a status on each of those 13 gift agreements.
Vice Rector Hazel MOVED and Visitor Witeck SECONDED a motion to accept the Draft Gift Acceptance Policy as presented and make it available for public comment.

Rector Davis thanked Visitors Witeck and Alcalde, faculty, and students for their work and time spent on the review committee. He asked Visitors Witeck and Alcalde to continue their involvement through the comment process.

Visitor Witeck commented that he was moved by the collaborative process and respectfulness of all the stakeholders, noting that once the findings were produced, the work is not done. He noted that a forward-thinking policy is needed to address the concerns that have been raised. Visitor Witeck thanked Provost Wu for his leadership.

Dr. Keith Renshaw, Chair of the Faculty Senate, commented that he appreciated the timing of the document being available for public comment and all the work that has been accomplished. He noted that he looked forward to continuing to work with everyone on this project.

Rector Davis opened the floor for any additional discussion. There was none.

**MOTION CARRIED UNANIMOUSLY BY VOICE VOTE**

(Attachment 4 – Gift Agreement Report Activity Summary)
(Attachment 5 – Draft Gift Acceptance Policy - Approved)
(Attachment 6 – Marked Gift Agreement Follow-up Report)

### VI. Committee Reports

#### A. Development Committee

Rector Davis called on Chairman Hazel to provide a report from the Development Committee. Chairman Hazel reported the Development Committee received a report from Mr. Jay O'Brien, Chair of the George Mason University Foundation, who reported the finances and the management structure of the Foundation are the best they have ever been, the audits have been clean, and the external investment company continues to do a good job of managing and protecting the Foundation investments. Chairman Hazel noted possible cash flow from the Broadlands property in Loudoun County later in the summer of 2019.

Chairman Hazel reported the committee heard a presentation from Dr. Ken Ball, Dean of the Volgenau School of Engineering (VSE), on funding and fundraising priorities and shared that VSE has 500 faculty and 8,000 students. Chairman Hazel noted that Dr. Ball is on a branding mission by using every opportunity to publicize VSE across the U.S. engineering community. He reported that Dr. Ball shared a video with the committee featuring Secretary Purvis, who spoke about why her company (Northrup Grumman) appreciates
Mason engineering students. Chairman Hazel noted this video had been shown at American Society of Engineering annual meeting in Washington, DC which was attended by engineering deans from across the U.S. He noted that Mason has the fastest growing engineering school in the U.S. and that Dr. Ball’s priorities include endowed chairs, endowments for junior faculty, endowed labs and equipment, and naming opportunities. Chairman Hazel highlighted the ADVANCE Partnership with Northern Virginia Community College (NVCC) and reported that half of Mason’s engineering students come as transfers from NVCC.

Chairman Hazel reported the committee received a report from Ms. Chris Clark-Tally, Associate Vice President in the Office of Alumni Relations, on the restructuring of Alumni Relations and Annual Giving and the introduction of the two new Alumni Outreach Officers, Mr. Kazim and Mr. Winstead.

B. Audit Committee
Rector Davis called on Chairman Rice to provide a report from the Audit Committee. Chairman Rice reported the committee met with the Auditor of Public Accounts to discuss the initiation of their annual audit of the University’s financial statements and noted they will complete their work by April 2019. He reported the committee received an update on the University’s approach to managing levels of student enrollment, including potential risks which might impact projected levels of enrollment, including an overview of the competitive marketplace. Chairman Rice noted the committee received a briefing on management’s processes for achieving visibility to future enrollment levels, and monitoring and limiting any potential impacts. He noted that aside from the mission, strategic and viability importance of enrollment levels, this is important because of the impact on University revenues and Mason’s ability to plan for, and actually deliver, quality higher education to students. Chairman Rice reported the committee reviewed the report of approved contractual conflict of interest waivers provided by the University Ethics Officer and the audit status report.

C. Academic Programs, Diversity, and University Community Committee
Rector Davis called on Vice Chairman Witeck to provide a report from the Academic Programs, Diversity, and University Community Committee. Vice Chairman Witeck reported the committee received updates on the INTO-Mason Joint Venture from Dr. Michelle Marks, Vice President of Academic Innovation and New Ventures, and Mr. David Burge, Vice President of Enrollment Management. Vice Chairman Witeck explained this partnership provides transformational education pathways for international students and noted this partnership is growing and increasing during a time when the number of international students in the U.S. is flatter than in the past. He noted that Mason stands apart as a leader in attracting 1,037 INTO Mason
students since 2015 who matriculated to degree-seeking programs; 3,814 international students enrolled at Mason in Fall 2018. Vice Chairman Witeck reported the committee heard a presentation from Dr. Henry Butler, Dean of the Antonin Scalia Law School, and Ms. Alison Price, Senior Associate Dean of the Antonin Scalia Law School, on the Law School Diversity and Inclusion (D&I) Project. Vice Chairman Witeck reported this project has the support and participation of Ms. Kelly McNamara Corley, past BOV member, who was instrumental in the initiation of this project which also involved current BOV member, Visitor Ignacia Moreno. He noted this project is ambitious, but its purpose is to challenge and educate Mason’s law students to create accessible, innovative, and inclusive learning environments and take those D&I ideas into the workplace. He reported Mason will then spearhead a legal education that is holistic in terms of diversity and inclusion and create both a certificate program and a for-credit course. Vice Chairman Witeck asked Visitor Moreno for her comments. She added that the conference was fantastic and that Dr. Butler and Ms. Price did an excellent job.

D. Research Committee

Rector Davis called on Chairman Blackman to provide a report from the Research Committee. Chairman Blackman reported the committee received an update from Dr. Deb Crawford, Vice President for Research, who described the activities leading up to Amazon’s announcement in choosing Arlington, VA as one of the two sites for its new HQ2 headquarters and the projected economic impact for Virginia of that decision. He noted that Dr. Crawford highlighted Mason’s TECH Talent, the largest undergraduate TECH cohort of any Virginia public institution, and the planned strategic expansion of the Arlington campus that will include the launch of the new Institute for Digital Innovation (IDIA) and a new 400,000 square foot IDIA Tower in Arlington. Chairman Blackman noted this expansion would house educational programs for the new School of Computing as well as the Schar School of Policy and Government, the School of Business, and the Antonin Scalia Law School, creating one of the largest graduate campuses in the greater Washington Area. He noted that in addition, the Tower would house tech business incubator programs and will be designed to turbo charge the tech innovation economy in the region.

Chairman Blackman reported the committee also received a report from Dr. Houman Homayoun, Associate Professor in the Department of Electrical and Computer Engineering, on the research on energy-efficient and secure computing being conducted in the Accelerated, Secure, Energy-Efficient Computing (ASEEC) Lab. He noted the ASEE Lab receives funding from NSF and DARPA, as well as funding from industries, and conducts a wide range of research projects around autonomous computing and the impact on the elements around the cyber security elements.
Visitor Prowitt commented that Dr. Crawford’s presentation had been added to the BoardEffect portal and encouraged the members to read it.

E. Finance and Land Use Committee
Rector Davis called on Vice Chairman Blackman to provide a report from the Finance and Land Use Committee. Vice Chairman Blackman reported the committee received briefings on the following:

- FY 2020 financial outlook
- Key budget development assumptions
- Room and board rates preview
- Core Campus project update
- Police and public safety update

Vice Chairman Blackman reported the committee reviewed and approved the University’s schematic design for the Clean Room on the 3rd floor of the Institute for Advanced Biomedical Research (IABR) on the Science and Technology campus. He noted the project as designed is consistent in terms of scope and budget with what the Board approved a year ago.

It was MOVED by Vice Chairman Blackman and SECONDED by Visitor Reagan to approve schematic design for the Institute for Advanced Biomedical Research Clean Room as presented. Rector Davis opened the floor for discussion. There was none.

MOTION CARRIED UNANIMOUSLY BY VOICE VOTE

VII. Closed Session
It was MOVED by Vice Rector Hazel and SECONDED by Secretary Purvis that the Board go into a Closed Session under the provisions of Section 2.2-3711.A.29 to discuss a Public Contract, Section 2.2-3711.A.9 to discuss Gifts, Bequests and Fundraising Activities, Section 2.2-3711.A.7 for consultation with Legal Counsel pertaining to actual or probable litigation, Section 2.2-3711.A.8 for consultation with Legal Counsel regarding specific legal matters requiring the provision of legal advice, Section 2.2-3711.A.1 to discuss a Personnel Matter, and Section 2.2-3711.A.10 to discuss Honorary Degrees and Special Awards.

MOTION CARRIED UNANIMOUSLY BY VOICE VOTE

It was MOVED by Vice Rector Hazel and SECONDED by Visitor Cumbie that the Board go back into public session and further moved that by ROLL CALL VOTE affirm that only public business matters lawfully exempted from the open meeting requirements under the Freedom of Information Act were heard, discussed or considered in the Closed Meeting, and that only such business matters that were identified in the motion to go into a Closed Meeting were heard, discussed or considered in the Closed Meeting.
Roll call was taken with all present members responding in the affirmative.

As a result of the Closed Session, it was MOVED by Visitor Prowitt that the Board support the nomination of Joseph Heastie to receive the Mason Medal. The motion was SECONDED by Visitor Zuccari. Rector Davis opened the floor for discussion. There was none.

MOTION CARRIED UNANIMOUSLY BY VOICE VOTE

Rector Davis called for any additional business to come before the Board. He recognized Vice Rector Hazel. Vice Rector Hazel encouraged the Board members to tour the Front Royal campus that is in partnership with the Smithsonian Institution. He commented that he had recently visited the campus and found a very excited and engaged group of students at the School of Conservation. Vice Rector Hazel noted that Mr. Cody Edwards is the Executive Director of the Smithsonian – Mason School of Conservation in Front Royal. President Cabrera added that Mr. Steve Mumford, the co-founder of the Smithsonian-Mason School of Conservation, had just been promoted to director of the National Zoo and he is a Mason alum.

President Cabrera reminded the Board members of upcoming Winter Graduation. Rector Davis noted there are two ceremonies, morning and afternoon, and encouraged the Board’s attendance. President Cabrera noted that Ms. Kelly McNamara Corley, former BOV member, would be speaking at the morning ceremony and Dr. M. Brian Blake, Drexel University Provost, would be speaking at the afternoon ceremony; both are Mason alums.

VIII. Adjournment

With no more business to come before the Board, Rector Davis adjourned the meeting at 3:25 p.m.

Respectfully submitted,

Kathy Cagle
Secretary pro tem

Attachment 1: Board of Visitors Policy: Permitting Participation in Meetings by Electronic Means (1 page)
Attachment 2: Commendation of Appreciation – Janet Bingham (1 page)
Attachment 3: President’s Report (13 pages)
Attachment 4: Gift Agreement Report Activity Summary (5 pages)
Attachment 5: Draft Gift Acceptance Policy – Approved (6 pages)
Attachment 6: Marked Gift Agreement Follow-up Report (7 pages)
POLICY OF THE BOARD OF VISITORS OF GEORGE MASON UNIVERSITY
PERMITTING PARTICIPATION IN MEETINGS BY ELECTRONIC MEANS

It is the policy of the Board of Visitors of George Mason University (the "Board") that individual Board members may participate in meetings of the Board by electronic means as permitted by Virginia Code § 2.2-3708.2. Such individual board members must notify the Rector in advance of the meeting.

A member of the Board may attend a meeting by electronic means if such member is unable to attend a meeting of the Board in person due to a temporary or permanent disability or other medical condition that prevents the member’s physical attendance, or is unable to attend a meeting of the Board in person due to a personal matter which the member identifies with specificity.

Whenever an individual member wishes to participate from a remote location, a quorum of the Board must be physically assembled at the primary or central meeting location, and there must be arrangements for the voice of the remote participant to be heard by all persons at the primary or central meeting location.

When such individual participation is due to an emergency or personal matter, such participation is limited by law to two meetings of the public body per member each calendar year, whichever is fewer.

This policy also applies to participation of Board members in meetings of committees and subcommittees.

This policy shall apply to the entire membership and without regard to the identity of the member requesting remote participation or the matters that will be considered or voted on at the meeting.

Individual participation from a remote location is subject to Board approval. The Board hereby delegates to the Rector the authority to approve or disapprove the participation of a Board member from a remote location. Such participation from a remote location may not violate this policy or the provisions of the Virginia Freedom of Information Act. If the Rector disapproves a member's remote participation because such participation would violate this policy, such disapproval shall be recorded in the minutes with specificity.

Adopted: (date) December 12, 2018

Shawn Purvis
Secretary
Board of Visitors
George Mason University
Board of Visitors
George Mason University
Commendation of Appreciation for
Janet Bingham, Ph.D.

Whereas, Dr. Janet Bingham has served since 2013 as Vice President for Advancement and Alumni Relations and as President of the George Mason University Foundation; and

Whereas, Dr. Bingham has led the university’s record-setting Faster Farther campaign, which has raised more than $650 million for university priorities, shattering its original goal of $500 million; and

Whereas, her leadership, along with the efforts of the Advancement and Alumni Relations staff, the Board of Trustees, volunteer leadership, and faculty and staff across the university, and especially the generosity of thousands of donors, was essential to the success of the Faster Farther campaign; and

Whereas, under her leadership, the university’s fundraising has increased from $46 million in 2013 to $72 million in 2018, and the permanent endowment managed by the George Mason University Foundation has increased from $60 million in 2013 to $92 million in 2018; and

Whereas, these improvements in fundraising have translated directly into greater support and services for our students, faculty, and the community; and

Whereas, these fundraising successes have been essential to advance Mason’s strategic initiatives during a period of rapid enrollment growth coupled with flat levels of state support; and

Whereas, Dr. Bingham has decided to retire effective Feb. 1, 2019 after the celebration of the campaign’s completion, which officially concludes on December 31, 2018; and

Whereas, Dr. Bingham has been a tireless advocate for George Mason University, and

Whereas, her colleagues commend her for her guidance, friendship, professionalism and positive attitude;

Now, therefore, the Rector and Visitors unanimously congratulate and commend Dr. Janet Bingham for her dedication, service, and contributions to George Mason University.

Tom Davis, Rector
George Mason University
President’s Report  
December 12, 2018

[Goals and activity updates since the October 10, 2018 BOV meeting.]

**Faculty Highlights:**

- CEHD assistant professor Anne Horak’s “Not for Sale: A Problem About Gentrification, Soccer and Building Community” has been recognized by the National Association for Gifted Children as “a model of exemplary curriculum.” It is part of a five-year study funded by a $2.5 million U.S. Department of Education grant.

- By examining the remains of big cats and birds as far back as 435 A.D., Mason assistant anthropology professor Nawa Sugiyama found evidence of animal captivity in the ancient Mayan city of Copán.

- Haoua Guezguez, a Fulbright scholar from Tunisia, is coordinating Mason’s Arabic Language Exchange Network, which pairs Arabic speakers with students interested in learning the language. The program has received grants from the U.S. State Department’s Critical Language Scholarship Program.

- CEHD associate professor Amy Hutchison, director of Mason’s Division of Elementary, Literacy and Secondary Education, is exploring the best ways to train teachers to translate new Standards of Learning for computer science into student outcomes in Virginia public schools. Her study is funded by a National Science Foundation grant.

- Reginald Allen, the Environmental Protection Agency’s assistant deputy chief of staff, joined Mason as a resident executive/affiliate faculty member within the College of Science’s Department of Environmental Science and Policy. Next semester he will co-teach a new course on environmental security.

- Holbert L. Harris Chair of Economics Tyler Cowen and Pulitzer Prize-winning economics columnist and Robinson Professor of Public Affairs Steven Pearlstein held a discussion at the Mason Club (which I had the pleasure to moderate) to debate the moral obligations of capitalism.

- Professor Tyler Cowen hosted a Mercatus Center session with Nobel Laureate Daniel Kahneman.
• “Vidas Activas, y Familias Saludables (VALÉ): A Multidisciplinary Childhood Obesity Treatment Program for Latino Communities,” directed by faculty from CHHS, CEHD and CHSS, received the Potomac Health Foundation’s Best Practice Award for Community Engagement.

• Four Mason nursing alumnae, including adjunct professor Theresa Davis, were named Fellows of the American Academy of Nursing.

• Three Department of Social Work professors, in collaboration with partners from the local, state, and national levels, will introduce nursing facilities across Virginia to the MUSIC & MEMORY® program and provide training for caregivers.

• Former Governor Terry McAuliffe (D) and former U.S. Rep. Tom Davis (R), both Schar School professors, shared advice with more than 30 newly elected officeholders at the first Schar School Elected Leaders Regional Policy Seminar.

• The Michael V. Hayden Center for Intelligence, Policy and National Security at the Schar School held high profile events November 16, 23 and December 10, drawing impressive attendance and media coverage.

• The Scalia School hosted the first Corley Institute for Diversity & Inclusion Education on November 4-6. Sponsored by alumna and former visitor Corley, it included Visitor Ignacia Moreno among speakers.

• The Center for Psychological Services, which trains graduate students and provides evidence-based and accessible services for the community received, in collaboration with the Virginia Department of Veterans Services (DVS), a grant from Dominion Energy to cover the cost of evaluations for 35 veterans over the next year.

**Student and Alumni Highlights:**

• Mason alumnus Steven Monfort, who co-founded the Smithsonian-Mason School of Conservation, was named director of the Smithsonian’s National Zoo and Conservation Biology Institute in September after a stint as acting director.

• Chris Stockwell, a 2017 Schar School master’s graduate, is capitalizing on the alternative transportation analysis he conducted at Mason. Stockwell is senior manager of partnerships at Bird, the shared scooter company gaining prominence nationwide as the “Uber of scooters.”
• Ellen DeGeneres welcomed to her show former Mason track star and Olympic medalist David Verburg to thank him for stopping traffic to rescue an endangered turtle in Florida. She awarded him $10,000 toward his animal rescue foundation.

• Mason Honors College alumnus and Fulbright scholar Desmond Moffitt spurred a German-American Fulbright Commission diversity roundtable by convincing the U.S. State Department that cohorts of diverse scholars teaching overseas need more support to navigate and thrive in the countries to which they have been assigned. Moffitt is pursuing a master’s degree in education policy at Columbia.

• Two Mason students and an alumna from the School of Theater presented brief selections from “The Laramie Project” at the Smithsonian Institution’s National Museum of American History as part of the Matthew Shepard collection dedication.

• The first nine students in a new Headquarters Marine Corps program, which makes higher education opportunities available to Marine Corps Officers, have begun studies in the Schar School. All nine are in the Master of Public Policy Program.

• The Zakin family from Pittsburgh received the Alan and Sally Merten Family of the Year Award during Family Weekend. Daughter Kacie, a freshman majoring in community health and minoring in Spanish, nominated her family in an essay.

• Patricia Kelshaw, working on her third degree from Mason’s Athletic Training Education Program, spent a week on a prestigious Young Investigator Grant at Harvard University’s Accelerate Knowledge/Improve Care Concussion Research Program.

• CVPA student Crystal Golden, pursuing her master of music degree on the Peterson Endowed Vocal Studies Scholarship, placed first in the graduate/advanced college women category of the 2018 National Association of Teachers of Singing vocal competitions.

• Honors College student Amy Rose was the lone U.S. representative invited to Hop last summer! Tour des Jeunes Pilotes, a two-week program that gives young pilots the opportunity to compete in daily aviation competitions and demonstrations across France.

• Nursing doctoral student Melissa Scott Swensen is the inaugural recipient of the General Hazel Johnson-Brown Scholarship, awarded to an outstanding student in the School of Nursing. Swensen is a nurse, military spouse and mother of five.
• Government and international politics graduate Ghazal Khammash became the first student enrolled in Mason's 3+3 Accelerated Program, which allows students to earn both their undergraduate degree and law degree in six years instead of seven.
• Kinesiology major Emma van der Vorst, a freshman striker from the Netherlands, became the first Mason women's soccer player to be named Atlantic 10 Conference Player of the Year.

Access to Excellence:
Overall Enrollment: Spring 2019 total university enrollment is up by 4.3% year-to-date (28,446 from 27,275, +1,171). Total undergraduate enrollment is 22,997, which reflects a 4.7% increase. Total graduate enrollment is up by 2.6% (7,137 from 6,954). Once final registrations are completed and the semester begins in January, we expect total enrollment to be approximately 37,000.

Transformative Learning:
ADVANCE: For Spring 2019, 148 new students have enrolled so far. By the start of the semester, we expect total ADVANCE enrollments to have grown to as many as 300, which is a large increase from this Fall's beginning total of 129 students.

Adult Learners: We continue to explore possible partnerships which would expand our ability to serve adult learners through online education. This Fall we have held multiple campus conversations on this topic. We will update you on our progress in a separate briefing.

Wiley Partnership: We expect our portfolio of Wiley online offerings to continue to grow steadily. New Spring 2019 enrollments are projected to be between 175 and 200, for a total of 475 to 500 students (new and continuing).

Research:
Following last year's strong research performance, overall research activity continues to grow rapidly. Sponsored research expenditures and value of awards have both increased by over one-third.
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<th>FY18 thru Oct</th>
<th>FY19 thru Oct</th>
<th>Difference</th>
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<tr>
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<td>432</td>
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<td>$52,030,267</td>
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<td>F&amp;A $</td>
<td>$6,785,063</td>
<td>$7,263,562</td>
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</table>

The Chronicle of Higher Education recognized Mason as the eighth highest recipient of funding from the National Endowment for the Humanities in the past decade, receiving almost $6M in support of 37 projects, many in the area of digital humanities.

**Development:**

The Faster, Farther Campaign was celebrated at a gala event at the Ronald Reagan Building on Saturday, December 8. While the campaign does not officially end until December 31, under the leadership of Campaign Chairman Jimmy Hazel, and thanks to the work and contributions of thousands, we have exceeded both our original goal of $500M as well as our revised goal of $600M. To date, campaign giving stands at $673M and counting.

Annual fund-raising is set to greatly exceed last year’s total. To date, we have raised $77M, surpassing our annual goal of $60M with more than 6 months to go in the fiscal year. At this pace, we are firmly on track to exceed $100M, which would be the highest total ever raised by the university in a single year.

Endowment giving is $57.3M, which has already vastly exceeded our annual goal of $5M. The total number of alumni donors stands at 2,277, which is slightly behind last year’s pace.

As a follow up to the Gift Review Committee’s report, the Provost has worked with various different university stakeholders to produce a new set of gift policies. He will review the draft
with you in the upcoming Provost’s Report. He will also discuss what has been done to address the existing gift agreements which were marked for further review by the Committee.

**Foundation for the Future:**

As part of our commitment to support Amazon’s new HQ as well as the broader economic ecosystem that is projected to grow around Amazon, we announced plans to add a School of Computing and more than double our computing graduates to roughly 15,000. To support this growth we are planning a large-scale expansion of the Arlington Campus. We will invest raise $125M to match the $125M provided by the Commonwealth, which should allow us to enlarge the campus to 1.2 million square feet. Planning has begun to assess the impact of Amazon’s HQ2 relocation to Arlington and accelerate Arlington campus planning with a focus on the replacement of the original building.

Construction continues on a replacement for Robinson Hall and associated major upgrades to the Fairfax campus utility infrastructure. Completion is scheduled for 2021.

In addition to the planned and funded expansion of Bull Run Hall in SciTech, we’re making progress in partnering with private developers to build a town center adjacent to our campus that will create new amenities and living options for our university and all businesses in the Innovation Park.

We have hired a consultant to conduct best practice analysis on our current budgeting processes.

All of the university’s key financial metrics have either maintained or improved their previous levels during the evaluation of the 2018 unaudited financial statements. These metrics will be officially updated at the conclusion of the annual audit.

**Rankings:**

CollegeVine.com listed Mason among 10 schools “that are consistently underrated, but which
students and parents shouldn’t discount.” The list took into account cost of attendance/financial aid and scholarships, ROI, financial performance of certain majors, and career outcomes.

Mason was named among the top 23 percent of universities receiving research and development funding from the National Science Foundation.

The Chronicle of Higher Education recognized Mason as the eighth-highest recipient of funding from the National Endowment for the Humanities in the past decade, with funding for 37 projects totaling $5.8 million.

Food website The Daily Meal ranked Mason as one of the top colleges for food in America, citing the university’s nutritious options, sustainability practices and menus that reflect a diverse student population.

Media:
Mason faculty, staff, and students continue to feature prominently in national and international media. Please read the weekly digest for the latest.

Legislative Update – Federal:

Virginia has five new members of the U.S. House of Representatives:

- Democrat Elaine Luria defeated incumbent Republican Scott Taylor in the 2nd District, 51.1% - 48.9%.
- Republican Denver Riggleman defeated Democrat Leslie Cockburn in the open 5th District, 53.3% - 46.7%.
- Republican Ben Cline, House of Delegates 24, defeated Jennifer Lewis in the open 6th District, 59.9% - 40.1%.
- Democrat Abigail Spanberger defeated incumbent Republican Dave Brat in the 7th District, 50.3% - 48.5%.
- Democrat Jennifer Wexton, State Senate District 33, defeated incumbent Republican Barbara Comstock in the 10th District, 56.2% - 43.8%.
Incumbent Reps Bobby Scott (D-3), A. Donald McEachin, (D-4), Don Beyer (D-8), Morgan Griffith (R-9), and Gerry Connolly (D-11), and Senator Tim Kaine, all won reelection. Congratulatory letters were generated and visits will be scheduled in early in 2019.

Rep. Bobby Scott (D-3), the current Ranking Member of the House Education and the Workforce Committee, will now become the Chairman given the shift in control of the Chamber. In a letter appealing to his fellow Democrat colleagues for the Chairmanship, Scott outlined his priorities including, “equity in education, expanding access to affordable health care, ensuring workers have a safe workplace where they can earn decent wages, and conducting rigorous oversight into this Administration’s deregulatory agenda.” He explained that over the past two years he has worked collaboratively within his Caucus to free students from the burdens of crippling debt, support workers’ access to fair wages, safe workplaces, and a secure retirement, and expand affordable, accessible health care coverage to all Americans. One of Rep. Scott’s goals is reauthorization of the Higher Education Act, which sets policy for student aid programs and other issues affecting colleges and universities. Over the years, a productive relationship has been established with Rep. Scott which will serve to support Mason’s priorities for the legislation’s re-write.

Legislative Update – State:
We continue to have a strong presence in Richmond. Our state government relations team, Paul Liberty, Mark Smith and Sarah Huang, continue to identify opportunities for Mason to be engaged. In addition to my own trips to Richmond in recent weeks, others from Mason have done the same—Michelle Marks, Deb Crawford, Bill Hazel as well as many members of their teams.

During the late fall, a busy schedule of legislative, budget and new initiatives was maintained. Specifically:

- Participated in one-on-one meetings with four House members and one Senate member in the Central Virginia area.
• Presented Mason’s potential public/private partnership proposal to the Joint Subcommittee on the Future Competitiveness of Virginia Higher Education—comprised of legislative leadership on the House Appropriations and Senate Finance Committees.
• Served on a panel for the BOV orientation program and attended the SCHEV/BOV reception.
• Hosted Governor Northam on the Fairfax campus for the ADVANCE Launch event.
• Accepted an invitation from SCHEV to make a presentation about ADVANCE, public/private partnerships and other innovative initiatives in higher education.
• Michelle Marks and her team were actively engaged with the most recent Online Virginia Network Board meeting. The Board members were very positive about the contributions by Mason and our partners on this project.
• Deb Crawford and Bill Hazel have participated in VRIC meetings and helped shape the future Commonwealth Cybersecurity Initiative.
• Attended the Amazon announcement with the Governor and members of the General Assembly.

Looking Forward:
• December 14: Mason will participate in a meeting to be convened by Speaker Cox to discuss the alignment of higher education with the business community, particularly in addressing workforce challenges.
• December 18: Governor releases budget proposal.
• January 9: General Assembly convenes.
• January 10: Mason legislative breakfast.
• January 29: Mason Alumni reception in Richmond.
• January 30: Mason Lobbies in Richmond.
• February 23: General Assembly adjourns.

External Activities & Speaking Engagements:
• Attended a Fall for the Book Reception and provided opening remarks prior to readings by three finalists for the inaugural Institute for Immigration Research New American Voices Award.
- Joined President Scott Ralls, Northern Virginia Community College, at a luncheon with eight local superintendents and/or their representatives. This session provided an opportunity to outline the ADVANCE program, its unique model and the many advantages it offers to students in our region.

- Attended the Arts Awards luncheon, an event that brings together the arts and business communities, civic and elected leaders to celebrate the extraordinary contributions of artists, arts organizations and the private sector for supporting the arts in Fairfax County, the City of Fairfax and the City of Falls Church.

- Provided remarks at the Corley Institute Inaugural Lawyers Conference on Diversity and Inclusion.

- Accepted an invitation from Georgia Tech to travel to New York to participate in a roundtable conversation on their report “Deliberate Innovation, Lifetime Education” including higher education national leaders and media representatives and moderated by Jeff Selingo.

- Attended and participated in the 2018 APLU Fall Board Meeting including CII Executive Committee sessions and the Council of Presidents meeting.

- At the invitation of former NOVA President Bob Templin, participated in the Aspen Presidential Fellowship Program where I discussed how to develop successful community college-university partnerships. We participated in a dialogue on the NOVA-Mason transfer partnership and outlined that it is one of the most successful and best known in the country. It is one of the models that the fellows have been examining.

- Participated in a radio conversation with Tien Wong, CEO of Opus 8 and Chairman of Tech 2000 and Lore Systems and Jason Miller, CEO of the Greater Washington Partnership. The conversation on the topic of Amazon joining the region was moderated by Jonathan Aberman.

- Attended the Washington Airport Task Force Annual General Meeting and Williams Trophy Presentation awarded to The Honorable Terry McAuliffe.

- Traveled to New York City to participate in the launch of the United States Sustainable Development Solutions Network at Columbia University.

- Attended the Virginia Council of Presidents meetings (including GPAC/SCHEV sessions).
- Participated in various development activities/cultivation dinners and visits with donors and business CEOs, and 123 Club sessions.

**Internal/Campus-Related Activities & Speaking Engagements:**
- Mason Madness: kick-off to the basketball season for both the men's and women's teams.
- Alumni Weekend events, including a Mason Science Experience and the Golden Bash.
- Closing remarks at the Mason/MLH Hackathon.
- Met with the Accreditation Board for Engineering and Technology (ABET) team.
- Hosted the annual Board of Visitors Recognition Event at the Mathy House. Former Governor Terry McAuliffe was the special guest and provided remarks.
- Attended and provided remarks to the Catholic Patriots at their Thursday Night Supper event. The conversation included an update on Mason initiatives and exchanges on how the Catholic Patriots can engage and serve the university community.
- Attended a dinner with Jose Antonio Vargas prior to his participation in a Freedom and Learning Forum where we engaged in a fireside chat about his background, education, and work-related experiences.
- Attended a Growth4VA Joint Working Group Meeting. Topics of discussion included refinement of legislative priorities, Northam Administration and General Assembly engagement, and Coalition Activation and Institutional Support.
- Provided opening remarks and an introduction of James Forman, Jr., a Yale Professor who was awarded the Pulitzer Prize for his book "Locking Up Our Own, Crime and Punishment in Black America" at the inaugural Roger Wilkins Lecture. Following the lecture, attended dinner with Wilkins family members, students, faculty, administration and fund donors.
- Joined VP of University Life, Rose Pascarell, at a luncheon with several Mason LIFE students and the administrative staff.
- Welcomed Governor Ralph Northam, representatives from Northrup Grumman and Micron, and President Scott Ralls at an event to celebrate the ADVANCE kick off and recognize the efforts of teams from both institutions that serve the initiative.
- Provided remarks at the university farewell event for former Sr. Vice President JJ Davis.
- Attended a Board of Trustees Executive Committee meeting and provided a presidential update.
• Moderated a discussion with Professors Tyler Cowen and Stephen Pearlstein on the book “Capitalism, Morality and Economic Growth”.
• Met with the Faculty Senate Executive Committee.
• Participated in the annual National Leadership Conference with university and corporate leaders, members of the Board of Visitors and Board of Trustees, and alums.
• Provided opening remarks at Mason Hillel Expressions of the Holocaust event.
• Met with candidates for the positions of Vice President of Advancement and Sr. Vice President.
• Along with Germaine Louis, hosted several out-of-state deans for dinner at the Mathy House to discuss the topic of a College of Public Health at Mason.
• Attended a President’s Student Advisory Group luncheon to discuss the topics of campus climate and priorities for the spring semester.
• Participated in a Family Weekend Meet & Greet, which provided the opportunity to mix and mingle with families and students.
• Provided the introduction of Daniel Kahneman, Nobel-prize winning psychologist and internationally best-selling author of “Thinking Fast and Slow”, at a Conversations with Tyler series event.
• President’s Council meeting.
• Participated in the Faster Farther Campaign Close celebration held at the Ronald Reagan Building. Over 700 people were in attendance to share in the success of Mason’s largest fundraising endeavor, surpassing the initial goal of $500 million, along with doubling the university’s permanent endowment.
• Continued the ongoing series of one-on-one meetings with the academic deans followed by town hall sessions with unit faculty and staff. These sessions are now concluded.
• Continued to meet individually with Board of Visitor members. The remaining sessions will conclude in the new year.
• Attended various Mason sporting events, to include men’s and women’s basketball games.

Outside Board Service:
• Inovio (NASDAQ:INO) (telephonic/in-person meetings).
• Georgia Tech Advisory Board (no meeting attendance this period).
- Bankinter Foundation of Innovation, Madrid, Spain.
- Northern Virginia Technology Council.
- Consortium of Universities of the Washington Metropolitan Area.
- Tec de Monterrey, Mexico, Academic and Research Board (board service concluded).
- Institute of International Education/Council for International Exchange of Scholars Advisory Board.
- Washington Airport Task Force.
- National Geographic (telephonic/in-person meetings in DC).
- Richmond Federal Reserve Board (telephonic/in-person meetings in Richmond).
- Economic Club of Washington Board (in-person meeting).
- Center for Innovation Technology (CIT).

Select Upcoming Events:

- Mathy House Holiday Gathering – December 14
- University Holiday Party – December 18
- Holiday Break/University Closed – December 22 – January 6, 2019
- Next BOV Meeting – February 27, 2019
Board of Visitors
Provost's Report


- Noted gift agreement language posing potential challenges;
- Recommended leading practice language;
- Advocated for broader improvements to University gift acceptance policies, procedures, and protocols.
**Activity Summary - October - December 2018**

- Published the Report of the Review of Gift Agreements and accompanying gift agreements on the Office of the Provost website;
- Gathered input from the Mason community and beyond;
- Responded to Faculty Senate resolutions with a detailed presentation in November;
- Followed up on outstanding concerns on 27 in-scope agreements marked for further review;
- Began extensive revisions to the gift acceptance policy.

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1. **Draft Policy 1123: Gift Acceptance**
2. **Specific Gift Agreement Amendments**
DRAFT POLICY 1123: GIFT ACCEPTANCE

I. Scope

II. Policy Statement
   A. Taxation
   B. Receipt of Gifts
   C. Gift Acceptance
   D. Public Access to Gift Information
   E. Administration of Gifts

III. Definitions
IV. Responsibilities
V. Forms
VI. Dates
VII. Timetable for Review
VIII. Signatures

90% of the committee’s recommendations were wholly incorporated into the new policy.

DRAFT POLICY 1123: GIFT ACCEPTANCE

A new policy draft based on the committee’s recommendations has been developed in consultation with George Mason University’s:

President – Provost - University Counsel - Vice President for University Advancement and Alumni Relations and President of GMU Foundation - University Ethics Officer

- Articulating types of gifts that will not be accepted by the University and the escalation conditions for Gift Acceptance Committee review;
- Guaranteeing conditions for public access to gift information; and
- Encouraging transparency at all levels and by all parties in the gift acceptance process.
Policy 1123: Gift Acceptance

- Draft policy will be made available for feedback from the public;
- Finalized policy will be issued as an action item for Board of Visitors approval in February.

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**SPECIFIC GIFT AGREEMENT AMENDMENTS**

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<td>Agreements $100k - $999k</td>
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27 In-Scope Gift Agreements Marked for Further Review

Less than 9% of all gift agreements under review.
SPECIFIC AGREEMENT AMENDMENTS SUMMARY

The University, represented by the president, provost; vice president for advancement and alumni relations; academic unit leadership; and development officers; worked to address issues in agreement language noted by the Committee. University representatives focused on 13 marked agreements with total current use and endowment funds above $0.1M, totaling $22.5M.

Agreement Status
- 20, 43 and 60 under revision and pending completion;
- 335, 346, 306, 301, 348, 63A language clarified with donor/academic unit;
- 29, 135, 299 language evaluated in the context of the broader agreement and resolved.
Policy 1123: Gift Acceptance

Responsible Office:
University Advancement and Alumni Relations

Procedures:
Appendix A: George Mason University Required Endowment and Deferred (Planned) Gift Minimums
Appendix B: George Mason University Philanthropic Naming Opportunities Gift Acceptance Committee Procedures

Related Law & Policy:
Policy 1129, Art Collection Management
Policy 4006, Sponsored Programs Administration
Policy 4008, Private Sector Funding (draft in progress).

I. Scope
This Policy covers the transmission, acceptance, disposition, and management of Gifts (as later defined) made for the benefit of George Mason University (the "University"). The policy applies to all University offices. This policy does not apply to grants, which are governed in part by Policy 4008, Private Sector Funding for George Mason University, and Policy 4006, Sponsored Programs Administration.

II. Policy Statement
A. Taxation
1. George Mason University is a public institution of higher education of the Commonwealth of Virginia. The University is an organization described in Internal Revenue Code section
170. The George Mason University Foundation, Inc. (the Foundation), is a Virginia nonstock corporation organized and operated exclusively to receive, manage, invest, and administer private gifts and property and to make expenditures to or for the benefit of the University. The Foundation is an organization described in Internal Revenue Code section 501(c)(3) and is classified as a publicly supported organization under Internal Revenue Code sections 509(a)(1) and 170(b)(1)(A)(vi).

2. The University does not provide specific tax advice to donors. In general, under IRS regulations, a donor may deduct a Gift to the University if the donor does not retain control over the Gift and does not receive any benefit from the Gift.

B. Receipt of Gifts

1. Collection of Gifts from donors directly by a University department is strongly discouraged. In the event that a donor makes a Gift directly to a University department, the department administrator must contact the Office of University Advancement and Alumni Relations immediately for instructions.

C. Gift Acceptance

1. The University is obligated to use Gifts in a manner consistent with the stated intentions of the donor. Because the University must comply with donor restrictions, only Gifts that are consistent with federal and state law and are consistent with the University's values and policies, and are supportive of the University's mission, may be accepted.

2. The University shall not accept any Gift that:
   a. influences, with or without the University's consent, the University's academic freedom or its capacity to fully control the management, operations, and direction of its affairs, including admission procedures, faculty selection and promotion, academic programs, and their integrity;
   b. contains restrictions that unreasonably discriminate on the basis of race, creed, color, citizenship, national origin, religious, sexual orientation, gender identity, gender expression, age, marital or partnership status, military status, or disability;
   c. presumes or requires a particular result or conclusion of scholarly work;
   d. impedes the free inquiry and scholarly activity of a faculty member, fellowship holder, or student;
   e. is offered for purposes inconsistent with its missions of education, research, and service;
   f. conveys a benefit to the donor rather than serving the public benefit;
   g. affords the donor influence over the continued employment of specific personnel; or
   h. impairs the University's ability to define and pursue its mission, require illegal or unethical acts, hinder governance or administration, or compromise the University's accreditation.

3. The Gift Acceptance Committee shall be composed of the following persons:
   a.
4. Although the Foundation controls the acceptance of gifts to it, the University understands that the Foundation normally chooses to accept gifts that the University has determined to be in furtherance of the mission of the University. Accordingly, the Gift Acceptance Committee shall review and approve Gifts under its purview before the completion of a gift to the Foundation.

5. The following types of Gifts may only be accepted by the University after review and approval by the University’s Gift Acceptance Committee:
   a. Gifts subject to any conditions or restrictions of $500,000 or more (excluding established programs and faculty research grants);
   b. Gifts of real estate;
   c. Gifts that would be paid over a period greater than five years;
   d. Gifts that would be paid with assets other than cash or readily marketable securities (except for planned gifts);
   e. Gifts that will draw significant public attention, or have significant reputational implications for the University;
   f. Gifts from international entities not already known to be affiliated with the University;
   g. Gifts that would permit use of the University name or other trademark by the donor or a third party;
   h. Gifts that may have real or apparent conflicts of interest for the donor or University officers;
   i. Gifts that are specifically related to the appointment or retention of a specific individual;
   j. Gifts that would likely create immediate or future financial or significant administrative burdens;
   k. Gifts associated with naming opportunities recognizing current or former heads of state or public officials, or government entities, corporations, or individuals;
   l. Gifts exceeding $500,000 or more at a dollar amount than the threshold established for each school, subjecting the gift to oversight by advisory committees. If such a committee is created, the University shall appoint the majority of the members, and any donor designee shall be limited to a nonvoting role on any matter related to academic governance.

6. The determination of whether a gift must be reviewed by the Gift Acceptance Committee shall be at the discretion of the Vice President for University Advancement and Alumni Relations.

7. Gifts to the University that may expose the University to liability or that obligate the University shall also be reviewed by the Office of University Counsel.

D. Public access to Gift information

1. When the Foundation accepts a gift subject to conditions that govern the use of those funds by the University, the University shall provide the Foundation with a writing specifying the University’s acceptance of those conditions. Such writing is a public record of the University under the Virginia Freedom of Information Act.
2. The University affords donors the privacy protections permitted by the Virginia Freedom of Information Act.

3. Gifts may be made anonymously, but for gifts $100,000 or more, the President, Provost, and Vice President for University Advancement and Alumni Relations must be aware of the donor’s identity and agree that the University will accept the Gift on condition of anonymity.

E. Administration of Gifts

1. The University’s administration of Gifts must comply with all relevant federal and state regulations.

2. The financial management of Gifts should follow the guidelines set forth in the University’s Financial Policies.

3. The Office of University Advancement and Alumni Relations is responsible for ensuring that the University is in compliance with applicable laws pertaining to the receipt and management of Gifts and that it honors its fiduciary responsibility to donors. It is the duty of each department or school to use Gifts in accordance with the donor’s intentions as agreed by the University.

4. If it becomes impossible or inadvisable for the funds associated with a Gift to continue to be used for the specific purpose for which they were subject to the terms of any applicable gift agreement, the University may contact the donor or notify the Foundation so that the Foundation may contact the donor to discuss an alternate application of the funds. In the case of funds subject to a gift agreement with the Foundation, the donor must be contacted, the University, subject to the terms of the applicable gift instrument(s) and applicable law, will determine appropriate uses of the funds and work with the Foundation to do so in consultation with the University’s President, or the Provost and Executive Vice President.

5. Exceptions to this policy must be approved by the President.

III. Definitions

Bequest - A gift of real or personal property made at death by a will or a trust.

Gift - A voluntary transfer of property made without consideration, which may or may not be restricted as to its use. The term “Gift” as used in this Policy includes both transfers of funds or property made by a donor directly to the University; as well as restricted and unrestricted funds transferred by the Foundation to the University.
Grant - An agreement representing the transfer of money, property, or services by a sponsor in exchange for specified services or activities (e.g. research and development). Grants are enforceable by law, and performance is typically accomplished with set time parameters with payment subject to being revoked for cause.

Cash - Money, currency, checks, money orders or cash equivalents.

Securities - Stocks, bonds, options, warrants, notes, or similar instruments, either publicly traded on an exchange (public) or not publicly traded (private).

Gift-in-kind - A gift that is a tangible item, for example, a work of art, equipment, or a literary collection.

Internal Revenue Code (IRC) – 26 U.S.C.S. §1 et seq.

IV. Responsibilities

A. Department Administration – Promptly deposits Gifts received in the form of cash or check in accordance with University procedures, or forward such Gifts to the Foundation.

B. Office of University Advancement and Alumni Relations - Responsible for ensuring University compliance with laws pertaining to the management of charitable gifts and confirming that the University honors its fiduciary responsibility to donors. Perform quality assurance reviews to ensure that gifts are assigned to correct accounts.

C. Vice President, University Advancement and Alumni Relations - Has general oversight of gifts accepted by the University.

V. Forms

VI. Dates:

A. Effective Date:

This policy will become effective upon the date of approval by the Senior Vice President for Administration and Finance and the Provost and Executive Vice President.

B. Date of Most Recent Review:
N/A.

VII. Timetable for Review

This policy, and any related procedures, shall be reviewed every three years or more frequently as needed.

VIII. Signatures

Approved:

[Signature]

Senior Vice President for Administration and Finance

Approved:

[Signature]

Provost and Executive Vice President

DRAFT
GEORGE MASON UNIVERSITY
BOARD OF VISITORS MEETING
MARKED GIFT AGREEMENT FOLLOW UP REPORT
WEDNESDAY, DECEMBER 12, 2018

SUMMARY
In October 2018, the University released the Report of the Review of Gift Agreements to the public. This report articulated the Internal Review Committee’s process for its review, analysis and recommendations. Specifically, the Committee recommended that the University, in its efforts to assure transparency, academic independence and public trust, “pursue clarifying language with donors for all language in active gift agreements highlighted by the Committee as potentially problematic with regard to the Gift Review Criteria.”

The University, represented by the president, provost; vice president for advancement and alumni relations; academic unit leadership; and development officers; worked to address issues in agreement language noted by the Committee. University representatives focused on 13 of the 27 marked agreements, which represent total current use and endowment funds above $100,000, totaling $22.5M. The follow up on each of these gift agreements and resolutions are outlined in detail below.

FOLLOW UP ON MARKED GIFT AGREEMENTS

Agreement 335 – The Chair of Economics at Mercatus Center at George Mason University
Considerations: Exclusion/Preferences, Governance, Ongoing Donor Role

Language in the agreement raised questions on donor role, the University received a letter from Tyler Cowen (APPENDIX B) stating Donor Menlo Smith did not interfere with standard GMU procedures for hiring any of the members of our economics department, nor does he have an expectation to participate in selecting chairs. Further, Mr. Menlo stated in a Washington Post interview that he has not participated in the selection process. University procedures are followed when faculty are hired, resolving open questions on this agreement.

Agreement 153 – Center for the Protection of Intellectual Property
Consideration: Academic Freedom

Language in the first part of the agreement concerning CPIP raised a question on advocacy (i.e., a specific position for intellectual property rights); however, in the context of the larger gift agreement, no similar concern was present and this question was resolved.
Agreement 346 – Center for the Protection of Intellectual Property

*Consideration:* Transparency

Pertaining to language in the agreement noting the donor did not “require any recognition of their name, and would request, in fact, that [their] name not be published on any list of donors disseminated by the Foundation or the University.” The University received the following response from Development Officer Wendell Clark:

*I have spoken with Kevin Madigan, Deputy Director of CPIP, about the gift from the [donor]. The gift was for general support and was not for a specific research project.*

**Agreement 299 - Laura and John Arnold Foundation**

*Consideration:* Academic Freedom

Agreement language notes that the University will host a judicial symposium with an agenda modeled on concepts outlined in the law review article written by Stuart Buck. This paper is available to the public:

Buck, Stuart, Legal Obstacles to State Pension Reform (August 26, 2011).

As this is an academic paper outlining legal obstacles to state pension reform, it is appropriate for a judicial symposium to introduce key issues and cases outlined in the paper.

**Agreement 306 - C. Boyden Gray Center for the Study of the Administrative State**

*Consideration:* Governance

This document was a letter outlining a two-part request for (1) the creation of the Boyden Gray Center, and (2) the Boyden Gray Professor; the language raised question was related to the professorship. According to Henry Butler, Scalia Law School dean, the donor chose to give $3.0M for the Boyden Gray Center for the Study of the Administrative State for the purposes of supporting annual operating expenses for the Center for a period of 10 years, instead of the endowed professorship. In other words, the language in question has no relevance to the eventual gift.

**Agreement 20 - Endowed IIT Chair in Islam and Global Civilization**

*Considerations:* Academic Freedom, Ongoing Donor Role

Language in the agreement noted the “designee/s of the donor will participate as member/s of the search committee” for an endowed chair position funded by the agreement. The assigned development officer in the College of Humanities and Social Sciences is working with the donor and will forward documentation certifying that the donor’s role in the future.
Agreement 301 – Robert A. Levy Endowed Fellowship in Law and Liberty
Consideration: Donor Notification

Language in the agreement noted the donor should receive “advanced notice of any matters related to publicizing the fellowships, recruiting candidates, and establishing criteria for recipients that will be provided to the donor,” and “the donor is to be informed on all involvements that reasonably might affect his willingness to continue sponsorship…”

On behalf of the University, Henry Butler, Scalia Law School dean, reached out to Mr. Robert Levy, and received this response:

My recollection is that I wrote to Henry Manne waiving the cited language (“Advanced notice of any matters related to publicizing the fellowships, recruiting candidates, and establishing criteria for recipients will be provided to the donor. In addition, the donor is to be informed of all involvements that reasonably might affect his willingness to continue sponsorship of this project.”). I no longer have a written record of that correspondence; but, for what it’s worth, I hereby reiterate said waiver; and I have no concerns with regard to GMU’s or GMUF’s past compliance with the cited language.

Agreement 50 - Memorandum of Understanding Between Robert A. Levy and GMU Foundation
Considerations: Financial Burden

Agreement language indicates, “The University will match the Donor’s gift by permanently increasing the base budget” of the academic unit. The action was taken between 2006 and 2009 with a total budget impact of $100,000; with the introduction of the new budget model in 2015, this agreement has no tangible impact to the University.

Agreement 348 – The Dewberry Chair for Civil, Environmental and Infrastructure Engineering for the Urban Systems Engineering Program
Considerations: Governance

The agreement notes that the donor “will be consulted during the process of selecting a recipient for the chair” and “the individual selected will have experience and interest fitting the mission and purpose” of the donor. Volgenau School of Engineering Dean Ken Ball, submitted the following statement to the University to resolve questions on this language:

The Dewberry Chair for Civil, Environmental and Infrastructure Engineering was established in 1994 by the Urban Systems Engineering Institute (USEI). The USEI (the donor) no longer exists. It has been replaced by the Civil Engineering Institute which does not participate in the selection process. All university procedures are strictly adhered to when filling faculty positions.
Agreement 43 – Gift Agreement Establishing the Center for Global Islamic Studies; and
Agreement 60 – Gift Agreement for the Ali Vural AK Center for Global Islamic Studies [2012]
Considerations: Academic Freedom, Ongoing Donor Role, Governance

Agreements 43 and 60 are two documents from the same fund that contain language regarding a seven-member advisory board and a note that funding is contingent on donor satisfaction with activities of the center. The assigned development officer in the College of Humanities and Social Sciences is working with the donor to develop a revised gift agreement that will address this issue.

Agreement 63A – Gift Agreement: Addendum to the Prince William Professional Firefighters Union – Kyle Wilson Memorial Scholarship Endowment
Considerations: Exclusions/Preferences, Ongoing Donor Role

Language in the agreement raised questions on donor influence, the University received a letter from College of Education and Human Development Dean Mark Ginsberg (APPENDIX C), certifying that the scholarship awards have been made in accordance with all university policies. CEHD Student Academic Affairs Office has administered this scholarship. The parents of the individual for whom the fund is named are not involved in selection of recipients.

Agreement 29 – Northern Chapter of Virginia Society of CPA’s Endowed Professorship
Statement of Agreement
Considerations: Exclusions/Preferences

Language in the agreement raised a question regarding exclusions/preferences (ensuring the donor will have a seat on the Accounting Advisory Council); however, this was not a condition of the gift, nor was a similar concern present in the context of the larger gift agreement. This question is resolved.
Appendix A
IN-SCOPE GIFT AGREEMENTS MARKED FOR FURTHER REVIEW

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<th>Agreement Numbers</th>
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APPENDIX B

November 14, 2018

Janet Bingham
George Mason University Foundation
2307 Merten Hall, MSN 1A3
Fairfax, VA 22030

Dear Janet,

I am writing to confirm that, as in our discussion, donor Menlo Smith did not interfere with standard GMU procedures of hiring for any of the members of our economics department. Standard university procedures for hiring faculty were followed and donors do not make faculty selections. As Mr Smith recently indicated in comments in the Washington Post, he is and was not involved in the hiring of faculty.

Respectfully,

[Signature]

Tyler Cowen
Professor, Economics
703-993-2312
APPENDIX C

GEORGE MASON UNIVERSITY

Office of the Dean
College of Education and Human Development
4400 University Drive, MS 2 4 1
Fairfax, Virginia 22030
Phone: 703-993-2804  FAX: 703-993-2801

November 30, 2018

Janet Bingham, PhD
President, George Mason University Foundation, Inc
4400 University Drive, MS 1A3
Fairfax, VA 22030

Dear Janet Bingham, PhD,

The Kyle Wilson Memorial Scholarship Endowment was established on December 5, 2012 by The Prince William Professional Firefighters Union, and George Mason University, Fairfax, Virginia, and the George Mason University Foundation, Inc.

Kyle R. Wilson received his Bachelor of Science Degree from the College of Education and Human Development in 2005. He served as a member of Fire Station 12 in Woodbridge, Virginia where he served until tragically losing his life while fighting an early morning, three-alarm residence fire in Woodbridge, Virginia on April 16, 2007.

Kyle Wilson's parents, Bob and Susan Wilson, were not signatories on the gift agreement. Bob and Susan Wilson have supported the Fund through participation in the Kyle Wilson Memorial Softball Tournament, which provides contributions to the endowment.

The scholarship awards have been made in accordance with all university policies. CGHD Student Academic Affairs Office has administrated this scholarship as of August 2018.

We will reiterate with the Wilson Family cannot be voting member of a scholarship recipient selection committee.

Sincerely,

[Signature]

Mark R. Ginsberg, PhD
Dean and Professor
College of Education and Human Development