

ADMINISTRATIVE DIVISION FINA Administration and Finance		POLICY NUMBER FINA 1.50 (NEW)
POLICY TITLE Foreign Gift and Contract Section 117 Reporting		
SCOPE OF POLICY USC System	DATE OF REVISION February 22, 2021	
RESPONSIBLE OFFICER Vice President for Finance and Chief Financial Officer	ADMINISTRATIVE OFFICE University Finance - Controller's Office	

PURPOSE

Title IV of the Higher Education Act requires all institutions that process U.S. federal student aid to disclose semiannually to the U.S. Department of Education specific financial transactions with Foreign Sources, pursuant to Section 117 (20 U.S.C. 1011f). This purpose of this policy is to outline reporting obligations for the University of South Carolina for all institutions, units, and individuals receiving contracts and gifts from foreign sources.

DEFINITIONS AND ACRONYMS

Foreign Source – Any one of the following are considered a foreign source: 1) a foreign government, including an agency of a foreign government; 2) a legal entity, governmental or otherwise, created solely under the laws of a foreign state or states; 3) an individual who is not a citizen or a national of the United States or a trust territory or protectorate thereof; and 4) an agent, including a subsidiary or affiliate of a foreign legal entity, acting on behalf of a foreign source.

Contract – Any agreement for the acquisition by purchase, lease, or barter of property or services by the Foreign Source, for the direct benefit or use of either of the parties.

Gift – The voluntary transfer of money or property by a Foreign Source made without consideration.

Restricted or Conditional Gift or Contract - Any endowment, gift, grant, contract, award, present, or property or any kind which includes provisions regarding: A) the employment, assignment, or termination of faculty; B) the establishment of departments, centers, research or lecture programs, or new faculty positions; C) the selection or admission of students; or D) the award of grants, loans, scholarships, fellowships, or other forms of financial aid restricted to students or a specified country, religion, sex, ethnic origin, or political opinion.

POLICY STATEMENT

This policy sets forth required reporting as required in Section 117 (20 U.S.C. 1011f). The University will review the receipt of all foreign contracts and gifts semiannually in accordance with Section 117 (20 U.S.C. 1011f). If the total value received from foreign contract

and gifts is \$250,000 or more within a calendar year, the University will file a disclosure report with the U.S. Secretary of Education on January 31st and July 31st of each year.

PROCEDURES

The procedure for this policy provides details on the administration and management of this policy. The procedure is located at http://sc.edu/about/offices_and_divisions/controller/policies_and_procedures/index.php

RELATED UNIVERSITY, STATE, AND FEDERAL POLICIES
20 U.S.C SECTION 1101F

HISTORY OF REVISIONS

DATE OF REVISION	REASON FOR REVISION
02/22/2021	New Policy.