

The Board of Education of the Lordsburg Municipal Schools finds that private gifts and donations provided to the various athletic programs of the school district could potentially alter the equivalence of benefits required to be provided to boys' and girls' athletics, academics, and training required by Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 *et seq.*) Title IX prohibits discrimination on the basis of gender by educational institutions that receive federal funds directly or indirectly. The Board further acknowledges that contributions of gifts and donations must be included in the school district's ongoing evaluation of its compliance with Title IX, and that the District must maintain a balance in the benefits provided to the boys' and girls' programs.

To promote compliance with Title IX, it is the Board's purpose through this policy to help maintain the overall equivalence of opportunity for male and female students and employees to participate in athletic programs, and training within the school district.

A. Donor Responsibilities

A donor must fully complete and submit to the Superintendent or his or her designee the Gifts and Donations Form provided in the Forms and Procedures Section of the District's Official Policy Manual. The receipt of the fully completed Gifts and Donations Form and the approval of the gift or donation by the Board of Education are required before the gift or donation may be accepted by the Lordsburg Municipal Schools.

B. Anonymous Donors

The Gifts and Donation Form cannot be kept confidential should the donor wish to be anonymous. However, the school district will refrain from publicizing the name of donors who wish to remain anonymous.

C. Procedures for Determination of Acceptance.

1. The Superintendent or his or her designee shall:

- a. ensure that the Gifts and Donations Form provides notice to the person, persons, group or organization donating to the Lordsburg Municipal Schools that acceptance of all gifts and donations is conditional on the determination that such provide a benefit to the overall academic or athletic programs of the Lordsburg Municipal Schools, and that the donation shall not be limited to any one team, sport, class, seminar, athletic program or academic program;
- b. ensure that all gifts and donations offered to District schools will be considered in regard to Title IX requirements and that any gift or donation that would result in the District's violation of Title IX will be declined, except as otherwise provided in this policy;

- c. ensure that all gifts and donations provide an overall benefit to the academic or athletic programs of the District;
 - d. Ensure that the gift or donation is not directed to any one team, sport, class, seminar, athletic program, or academic program;
 - e. provide the Board of Education with a written recommendation regarding acceptance of each gift or donation, and its effect on the school district's compliance with Title IX.
2. The Board of Education shall meet in open session to consider the Gifts and Donations Form and the recommendation of the Superintendent, and to act upon such recommendation regarding acceptance or non-acceptance of a gift or donation by the District pursuant to an action item on the meeting agenda.

D. Gifts or Donations Affecting Title IX Compliance

1. If the Superintendent finds that the district's acceptance of a gift or donation will create an imbalance of benefits provided to male or female students such as to violate Title IX, the Superintendent will develop and recommend to the Board a proposal for the redistribution of sufficient school district funds to offset the benefit provided to students of one gender over those of the other by the donation.
2. The Board of Education shall ensure that no gift or donation will be approved for acceptance that will make the school district fail to comply with the requirements of Title IX unless the Board of Education redistributes sufficient school district funds to offset the benefit provided by the donation to one gender over the other and thereby returns the school district into compliance with Title IX.