

THE UNIVERSITY OF MICHIGAN
REGENTS COMMUNICATION

ACTION REQUEST

Subject: Regental Action Required Under the State of
Michigan Conflict of Interest Statute

Action
Requested: Authorization for the University to enter into an agreement with TechSpek
(University of Michigan Employee Carola Carlier, Owner)

Background:

The University of Michigan, Department of Transplant Surgery seeks to enter into an agreement with TechSpek for development of the registration website for the Cancer Disparities Conference.

The proposed agreement falls under the State of Michigan Conflict of Interest Statute as Carola Carlier is a University employee and would receive payment from the University for work done through her own business. However, the Statute allows the University to enter into such contracts if the following conditions are met:

- a) The public servant promptly discloses any pecuniary interest in the contract to the official body which has power to approve the purchase, which disclosure shall be a matter of record in its official proceedings.
- b) The purchase is approved by a vote of not less than 2/3 of the full membership of the approving body in open session without the vote of the public servant making the disclosure.
- c) The official body discloses the following summary information in its official minutes:
 - i) The name of each party involved in the contract.
 - ii) The terms of the purchase, including duration, financial consideration between the parties, facilities or services of the public entity included in the purchase, and the nature and degree of assignment of employees of the public entity for fulfillment of the purchase.
 - iii) The nature of any pecuniary interest.

The following information is provided in compliance with the statutory requirements contained in Section (c) above:

- i) The parties to the contract are the Regents of the University of Michigan Hospital and its Department of Transplant Surgery and TechSpek
- ii) This payment for website development work that was completed between February 2010 and June 2010. The cost for said work is invoiced at \$1200.00.

- iii) The pecuniary interest arises from the fact that Carola Carlier, University of Michigan employee, is the owner of TechSpek.

Carola Carlier has met state law requirements with the disclosure of her pecuniary interest and formal appointment arrangements with the University of Michigan. Requirements, if any, that may be applicable under the Medical School's or OVPR's Conflict of Interest Committee's procedures are separately analyzed and managed.

We recommend that the Board of Regents approve the agreement between the University of Michigan and TechSpek subject to requirements, if any, that either the Medical School's or OVPR's Conflict of Interest Committee may impose.

Respectfully submitted,



Timothy P. Slonow
Executive Vice President
and Chief Financial Officer

January 2011