

**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 transact with Historically Black Colleges &
Universities-Doctoral Application Prep (University of Michigan Employee,
Sierra Nance, Owner).

Background:

The University of Michigan Zell Lurie Institute seeks approval to transact with Historically Black
Colleges & Universities-Doctoral Application Prep (HBCU-DAP) for the Eugene Applebaum Dare to
Dream grant.

The proposed agreement falls under the State of Michigan Conflict of Interest Statute as Sierra Nance is a
University employee as a Fellowship Student with the Department of Molecular & Integrative Physiology
and would be party to the contract as owner of HBCU-DAP.

However, the Statute allows the University to enter into such agreements 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 Zell Lurie Institute and HBCU-DAP.
- ii) The agreement is for a duration of one year at a total cost not to exceed \$6,500. HBCU-DAP will be supplying all the necessary resources and personnel to fulfill this contract. The remaining base contract terms and conditions are typical to those used in Procurement Services standard templates for other similar contracts entered into by the Regents.
- iii) The pecuniary interest arises from the fact that University of Michigan employee, Sierra Nance, is owner of HBCU-DAP.

Sierra Nance 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 by the supervisor of Sierra Nance, 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 transaction between the University of Michigan and HBCU-DAP subject to requirements, if any, that the supervisor of Sierra Nance or the Medical School's or OVPR's Conflict of Interest Committee may impose.

Respectfully submitted,



Kevin P. Hegarty
Executive Vice President and Chief Financial Officer

March 2020