

**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 Institute for Social and Environmental Research-Nepal (University of Michigan Employee, Dirgha Jibi Ghimire, Director).

Background:

The University of Michigan School for Environment and Sustainability seeks approval to transact with the Institute for Social and Environmental Research-Nepal for translation, data collection, and transcription services.

The proposed contract falls under the State of Michigan Conflict of Interest Statute as Dirgha Jibi Ghimire is employed by the University as a Research Professor with the Institute for Social Research and would be a party to the contract as director of the Institute for Social and Environmental Research-Nepal.

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.

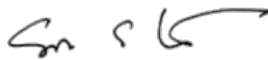
The following information is provided in compliance with the statutory requirements contained in Section (c) above:

- i) The parties to the contract are the Regents of the University of Michigan and its School for Environment and Sustainability and Institute for Social and Environmental Research-Nepal.
- ii) The contract is for a duration of two months at a total cost of \$11,000. Institute for Social and Environmental Research-Nepal will supply 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, Dirgha Jibi Ghimire, is the director of the Institute for Social and Environmental Research-Nepal.

Dirgha Jibi Ghimire has met state law requirements with the disclosure of his pecuniary interest and formal appointment arrangements with the University of Michigan. Requirements, if any, that may be applicable by the supervisor of Dirgha Jibi Ghimire under the School for Environment and Sustainability or OVPR's Conflict of Interest Committee's procedures are separately analyzed and managed.

We recommend that the Board of Regents approve the contract between the University of Michigan and Institute for Social and Environmental Research-Nepal subject to requirements, if any, that the supervisor of Dirgha Jibi Ghimire or the School for Environment and Sustainability or OVPR's Conflict of Interest Committee may impose.

Respectfully submitted,



Geoffrey S. Chatas
Executive Vice President and Chief Financial Officer

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