



UT Health
San Antonio

UT Health San Antonio Office of Gift Planning
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Sample Bequest Language

I give, devise and bequeath * *to the Board of Regents of The University of Texas System, EIN 30-0710145, ("Board") for the use and benefit of The University of Texas Health Science Center at San Antonio, (UTHSCSA).*

Option A – Gift for General Use

This gift shall be used in support of (state purpose). These funds shall never become a part of the Permanent University Fund, the Available University Fund or the General Fund of the State of Texas and shall never be subject to appropriation by the Legislature of the State of Texas.

Option B – Gift to Create an Endowment

This gift shall be used to create the (name of endowment**) and shall be held in perpetuity for the benefit of the [SCHOOL, DEPARTMENT]. Funds distributed from the endowment shall be used to (state purpose).

The endowment shall never become a part of the Permanent University Fund, the Available University Fund or the General Fund of the State of Texas, and shall never be subject to appropriation by the Legislature of the State of Texas. These funds and all future gift additions to the endowment, reinvestments, and required matching funds referenced in this agreement (including those made by the Board or the UTHSCSA), shall be subject to the provisions of this agreement and shall be classified as permanent endowment funds.

Changes to the terms of this agreement require a written amendment, signed by the same Donors who sign this agreement, so long as they are living and competent to act, and agreed to by the signing Donors, the UTHSCSA, and the Board. Individuals and entities who make additional gifts to the endowment, but who are not signers to this agreement, shall have no authority to consent to changes, nor shall the Board or the UTHSCSA be required to provide notice or obtain consent from additional donors to the endowment. If unforeseen circumstances alter or remove the subject area or the purpose of this endowment from the UTHSCSA's mission or if the purposes for which the endowment is established become illegal, impracticable, or are no longer able to be carried out to meet the needs of the UTHSCSA, the Board may designate an alternative use for the endowment payout in accordance with applicable state law to further the objectives of the UTHSCSA in the spirit of the original purpose.

Donors agree that the Board and the UTHSCSA may amend this agreement if required to maintain the public trust or protect the mission and integrity of the UTHSCSA.

IV. INVESTMENT, PAYOUT AND REINVESTMENT

These endowment funds may be merged or commingled with other funds held by the Board for investment purposes in accordance with the policies of the Board. In connection with administration and management of the endowment funds, and in order to support development efforts to enhance the institution's philanthropy, the Board may authorize allocations against the endowment. Funds distributed from the endowment in a year may be retained and expended for the purposes of the endowment in subsequent years, or may be reinvested, at the discretion of the Board or the UTHSCSA, as a permanent addition to the principal of the endowment.

ADDENDUM TO SAMPLE LANGUAGE FOR BEQUESTS

* Some items commonly addressed in this area are:

1. A fixed dollar amount
2. A percentage of an estate (i.e., 10%, 25%)
3. A percentage or parcel of land or real estate (Please give as specific a description of the property as possible.)
4. Other tangible asset (i.e., securities, collection of art, private library, etc.)

** Endowments may be set up naming the donor or an honoree with or without the purpose included in the name:

1. Mr. and Mrs. John Doe Endowed Scholarship
John and Jane Doe Endowed Engineering Scholarship
John Smith, M.D. Endowed Presidential Scholarship
2. John and Jane Doe Endowed Professorship for _____
Jane Doe Endowed Fellowship for Research of _____
Dr. Jane Doe Endowed Chair

The preceding are examples only and intended to show various ways that endowments are titled. They are not to be interpreted as the only language accepted. For more information or clarification, and for information on the minimum funding required for certain endowments, please call the office of planned giving for the UT Health Science Center at San Antonio at 210-567-2575

PLEASE CONSULT YOUR LEGAL AND/OR TAX COUNSEL BEFORE DRAFTING ANY LEGAL INSTRUMENT