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Austin, Texas

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BOARD MEETING		
A. CONVENE	2:30 p.m.	
B. RECESS TO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE, CHAPTER 551		
1. Consultation with Attorney Regarding Legal Matters or Pending and/or Contemplated Litigation or Settlement Offers – Section 551.071		
a. U. T. System: Discussion and appropriate action regarding intellectual property litigation strategy including ongoing and proposed intellectual property litigation at U. T. Arlington and separate intellectual property litigation at U. T. Austin	2:35 p.m. <i>Mr. Burgdorf</i>	
b. U. T. System: Discussion with counsel concerning pending legal issues	2:50 p.m. <i>Mr. Burgdorf</i>	
2. Deliberations Regarding the Purchase, Exchange, Lease, Sale, or Value of Real Property – Section 551.072		
a. U. T. Medical Branch - Galveston: Discussion and appropriate action regarding authorization and related terms of marketing and sale of the real property and improvements located at 1301 Market Street, Galveston, Galveston County, Texas, with the net sale proceeds to be used to establish an endowed faculty position in support of the institution’s Parkinson’s disease program and to match the Herzog Foundation Challenge Grant at the institution for indigent patients’ pharmaceutical needs	3:05 p.m. <i>President Stobo</i> <i>Ms. Mayne</i>	
(Background materials are on Pages Executive Session 1 - 6. The materials are for use in Executive Session only.)		

WEDNESDAY, MAY 10 (continued)

Board/Committee Meetings

- b. **U. T. Arlington: Discussion and appropriate action concerning negotiations for the sublease of approximately 20,000 square feet of improvements and associated parking located at 1401 Jones Street, Fort Worth, Tarrant County, Texas, from the Board of Directors of Tax Increment Reinvestment Zone Number Three, City of Fort Worth, for The University of Texas at Arlington Fort Worth Higher Education Center**
(Background materials are on Pages Executive Session 7 - 11. The materials are for use in Executive Session only.) *3:20 p.m.*
President Spaniolo
Ms. Mayne
Mr. Kirk Tames
3. Negotiated Contracts for Prospective Gifts or Donations – Section 551.073
- a. **U. T. Austin: Discussion and appropriate action regarding negotiated gifts involving naming opportunities** *3:30 p.m.*
Dr. Safady
- b. **U. T. Health Science Center - Houston: Discussion and appropriate action regarding negotiated gift involving naming opportunity** *Dr. Safady*
4. Personnel Matters Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees – Section 551.074 *3:50 p.m.*
- U. T. System: Consideration of individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic institutions), U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors), other officers reporting directly to the Board (Chancellor and Counsel and Secretary, and Director of Audits), and U. T. System employees**
- Evaluation materials for academic presidents (Pages Executive Session 12 - 22)
 - Institutional background trends (Pages Executive Session 23 - 24)
 - Materials on executive compensation from Buck Consultants (Pages Executive Session 25 - 56)
 - Chancellor Yudof's employment agreement (Pages Executive Session 57 - 59)
- The materials are for use in Executive Session only.
- C. RECONVENE IN OPEN SESSION TO CONSIDER ACTION, IF ANY, ON EXECUTIVE SESSION ITEMS *5:20 p.m.*
- D. RECESS *5:30 p.m.*
approximately

THURSDAY, MAY 11

**Board/Committee Page
Meetings**

COMMITTEE MEETING

Audit, Compliance, and Management Review Committee 8:00 – 9:00 a.m. 38

BOARD MEETING

E. RECONVENE MEETING OF THE BOARD IN OPEN SESSION	9:00 a.m.	
1. U. T. System: Annual Meeting with Officers of the U. T. System Student Advisory Council	9:00 a.m. Report <i>Mr. Chaney</i>	1
F. APPROVAL OF MINUTES	10:00 a.m.	
G. CONSIDER AGENDA ITEMS	10:02 a.m.	
2. U. T. System Board of Regents: Approval of proposed appointments of members to the Board of Directors of The University of Texas Investment Management Company (UTIMCO)	10:03 a.m. Action <i>Chairman Huffines</i>	15
3. U. T. System Board of Regents: Amendment to the Regents' Rules and Regulations, Series 20201, Section 1 (Presidential Selection)	10:10 a.m. Action <i>Chairman Huffines Chancellor Yudof</i>	15
4. U. T. System Board of Regents: Adoption of Regents' Rules and Regulations, Series 40602, related to Organized Research Units [Item may be considered in the Academic Affairs Committee (Item 3 on Page 80) and in the Health Affairs Committee (Item 8 on Page 130.)]	10:15 a.m. Action <i>Dr. Sullivan Dr. Shine</i>	19
5. U. T. System Board of Regents: Amendment to the Regents' Rules and Regulations, Series 31001, Section 2.4 (Honorific Titles)	10:20 a.m. Action <i>Dr. Shine</i>	23
6. U. T. System Board of Regents: Amendments to the Regents' Rules and Regulations, Series 80307, regarding naming policy	10:25 a.m. Action <i>Dr. Safady</i>	23
7. U. T. System Board of Regents: Adoption of Regents' Rules and Regulations, Series 20205, relating to expenditures for travel, entertainment, and housing by the Chancellor and presidents of the U. T. System	10:30 a.m. Action <i>Mr. Burgdorf</i>	31
8. U. T. System: Report on computer security issues	10:40 a.m. Report <i>Chancellor Yudof</i>	36

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9. U. T. System: Legislative Update and Preparation for the 80th Legislative Session	<i>10:50 a.m.</i> Report <i>Mr. Collins</i>	36
10. U. T. System: Update on development of the U. T. System Strategic Plan	<i>11:00 a.m.</i> Report <i>Dr. Malandra</i>	36
11. U. T. System: Annual Report on research and technology transfer	<i>11:10 a.m.</i> Report <i>Dr. Barnhill</i>	36
12. U. T. System: Report on Borderplex Health Council	<i>11:20 a.m.</i> Report <i>President</i> <i>García</i>	36
H. RECESS FOR MEETINGS OF THE STANDING COMMITTEES AND COMMITTEE REPORTS TO THE BOARD	<i>11:40 a.m.</i>	37
I. RECONVENE AS COMMITTEE OF THE WHOLE	<i>11:55 a.m.</i>	
U. T. System Board of Regents: Presentation of certificate of appreciation to Executive Vice Chancellor for Academic Affairs Teresa A. Sullivan		37
J. ADJOURN	<i>12:00 noon</i> approximately	

1. **U. T. System: Annual Meeting with Officers of the U. T. System Student Advisory Council**

The U. T. System Student Advisory Council will meet with the Board of Regents to discuss accomplishments of the Council and plans for the future, following their meeting on February 10-11, 2006, wherein they finalized recommendations set forth on Pages 2 – 8. A cumulative listing of Council recommendations and status is set forth on Pages 9 - 14.

AGENDA

1. Executive and Standing Committee Member Introductions
2. Chairperson's Report and Overview
3. Executive Committee and Standing Committee Remarks and Recommendations

BACKGROUND INFORMATION

The U. T. System Student Advisory Council was established in 1989 to provide input to the U. T. System Board of Regents working through and with the Chancellor and U. T. System Administration on issues of student concern. The operating guidelines of the Council require that recommendations have a multi-institutional focus and that the Council explore individual campus issues with institutional administrators prior to any consideration. The Student Advisory Council consists of two student representatives from each U. T. System institution enrolling students and meets three times yearly, in Austin. The Standing Committees of the Council are: Academic Affairs, Student Involvement and Campus Life, Health and Graduate Affairs, and Financial and Legislative Affairs.

Council members scheduled to attend are:

Chair: Mr. Brent Chaney, U. T. Austin, English and Government

Academic Affairs: Mr. Franco Marquez, U. T. El Paso, Multi-Disciplinary Study

Student Involvement and Campus Life Committee: Ms. Stephanie Rich, U. T. Permian Basin, Psychology

Health and Graduate Affairs Committee: Mr. Matthew Ramirez, U. T. Medical Branch - Galveston, Doctor of Medicine

Financial and Legislative Affairs Committee: Mr. Omar Ochoa, U. T. Austin, Business Honors Program

**The University of Texas System
Student Advisory Council**



2005-2006

**Recommendations and Report to the
Board of Regents**

Of

The University of Texas System

May 2006



*Student Advisory Council
Brent Chaney, Chair*

March 30, 2006

Chancellor Mark G. Yudof
Chancellor, The University of Texas System
601 Colorado St.
Austin, TX 78701

Dear Chancellor Yudof,

Each year, the UT System Student Advisory Council, consisting of two representatives from each institution, meets to discuss issues of importance to students across the System. These recommendations are researched, discussed, and debated until the most salient, relevant recommendations are forwarded for your review. These recommendations represent the efforts of our 28 members over the past year. We trust that they will receive your earnest attention.

This was an innovative year for the Council. With the assistance of the Office of Academic Affairs and the Office of Technology and Information Services we utilized Sharepoint, an online threaded discussion tool, to keep our discussions going after our face-to-face meetings in Austin. Our recommendations cover a variety of topics categorized into our four major working groups. This year's committees included academic affairs, graduate and health affairs, financial and legislative affairs, and student involvement and campus life.

We continue to support the United to Serve Initiative which will be held on April 23-29, 2006 during the National Volunteer Week and acknowledge the time and effort that your staff gives to coordinate that program.

I would also like to take this opportunity to publicly thank and commend the members of the 2005-2006 University of Texas System Student Advisory Council for their service to the Council and to their fellow students. These recommendations show their dedication and effort to serving their fellow students well, and it has been an honor to serve as their Chair.

Finally, I would like to give a special thanks to Dr. Edward Baldwin. Without his guidance, much of what we have accomplished would not have been possible.

We appreciate the opportunity to present these recommendations on behalf of the 180,000 students in the UT System.

Sincerely,

Brent Chaney, Chair
The University of Texas System Student Advisory Council

**THE UNIVERSITY of TEXAS SYSTEM STUDENT ADVISORY COUNCIL RECOMMENDATIONS TO
THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM**

After careful consideration we, the members of The University of Texas System Student Advisory Council, respectfully recommend the following recommendations to The University of Texas System Board Of Regents. The findings of the Council show that recommendations presented here concern a wide array of students at multiple institutions in The University of Texas System.

Graduate and Health Affairs

Recommendation 1

Require all U. T. System institutions which offer any health care component to institute random drug testing of students participating in patient care and investigate the effectiveness of current anti-drug efforts at our health institutions.

As society has evolved, drug use and abuse has gained a type of casual acceptance among young adults attending our institutions. These same students participate in patient interaction through various endeavors as part of their curriculum. Drug use among this population therefore could have disastrous effects on patient care, the institution and the health care profession.

In 2005 an article in the *New England Journal of Medicine*¹ found drug and alcohol abuse by observed physicians to be the primary behavior leading to Medical Board disciplinary action. This finding is not isolated. The literature contains numerous accounts from across the disciplines which find drug use among medical professionals to be a widespread problem. One cannot assume that this behavior begins only after graduating from health care institutions.

Our goal at the U.T. System is to provide the health care field with the most competent and prepared professionals possible. We recognize that every effort must be taken to ensure that drug use does not influence patient care at our health institutions. If the Board concurs with the Council with respect to this recommendation, the Board could act by taking the following actions:

- a. Initiate random drug testing for students participating in programs whose educational activities bring them into patient contact or whose actions might alter patient care through the administration or formulation of medication.

¹ Papadakis, M. A., et al. (2005). Disciplinary Action by Medical Boards and Prior Behavior in Medical School. *New England Journal of Medicine*, 353, 2673-2682.

- b. Evaluate current and/or develop new curriculum to increase student knowledge of the dangerous and often personally/professionally damaging effects of drug abuse by health care professionals with an emphasis on professional conduct in the Hippocratic tradition.
- c. Evaluate and promote Student Health Service programs available for individuals seeking to relinquish their drug activities, with an emphasis on rehabilitation.
- d. Develop a campus wide educational campaign (e.g. posters/pamphlets) that recognizes the problem of drug abuse among health care professionals and the effects such abuse has on patient trust, patient care and the public's perception of the health care profession.

This recommendation represents the best solution to an alarming drug culture present among students at our campuses and places patient safety as well as professional conduct paramount at these institutions.

Financial and Legislative Affairs

Recommendation 2

Ask all institutions to begin setting tuition locks or guarantees for incoming students based on their academic program's expected time of completion.

With decreasing monetary support from the State of Texas, students and their families are expected to shoulder an increasing amount of the financial burden of their education. Though this may be necessary to maintain a high quality education, the process used to set tuition makes the total cost of education unpredictable. Students know what they will have to pay for their education for a limited time which makes planning work schedules, financial aid, and family contributions difficult. The recent 2 year process of setting tuition is a step in the right direction but the system should strive to make the total cost of education known. Unpredictable tuition has been one of the biggest complaints from parents and students since tuition deregulation.

Students are expected to know how long they will be working on their degree; in return they should know how much it is going to cost to complete their degree. When students gain entry into higher education, i.e. universities, law schools, medical schools, etc., they will benefit from knowing the total cost of their education within a time frame. The time frame will consist of the number of years indicated by each program, depending on the form of higher education. For example, an undergrad program normally consists of four years, medical school four years and law schools three years. Tuition would be fixed or "locked" for the indicated number of years estimated for each program.

Tuition locks can also increase timely graduation. Once the student acquires a “locked” fee he/she will be able to more accurately plan their expenses for pursuing a degree. Unforeseen costs become unpredictable obstacles that potentially delay graduation. The percentage of students graduating in four years may increase once the number of “unpredictable” obstacles for obtaining a higher education is reduced. Being able to plan for education costs increases a student’s ability to plan for timely graduation. Also, a financial incentive to graduate on time is created as students will strongly consider graduating on time to avoid increases in their tuition.

Recommendation 3

Implement standard dates for the tuition setting process at each institution.

Each institution has a tuition setting process that includes a committee consisting of students, faculty and administrators. The involvement of students on these committees has been an important way of including the major stakeholders of the university in the process.

What’s important is that students are given the maximum opportunity to have an impact on the tuition deliberations. The education of the tuition committee has a direct effect on the productivity and quality of its members. Because there are no standard dates in place for when students should appoint new members, receive briefing information or solicit student feedback, it makes it extremely difficult for students to get up to speed on difficult information.

The system should require each institution to work with student leaders to develop a standard calendar. As a minimum, the Board should instruct institutions to provide tuition committees information and an education briefing two weeks before their first meeting. This first meeting should be no later than one month prior to the due date of the recommendation.

Academic Affairs

Recommendation 4

Require an Online Degree Audit Plan Evaluation Tool at each Institution.

While some of the departments in our universities have capable degree plans online, the entire system would benefit from a simple, user friendly, new setup of degree plans. This online program should be constructed in phases that systematically address the needs of the student population. Initially the program should include:

- a. Updated information on the student’s progress (transcript)
- b. Classes needed for completion of their degree
- c. Printable degree plan to speed up advising process

Later phases of this program should contain:

- a. Registration information for those classes (date, time, place and professor)
- b. Financial information regarding tuition and fees to be assessed for that semester

Ultimately, this would be a great tool in improving graduation time and rates because it would take much of the guess work out of registration, advising, and financial predicaments that many of our students face.

Recommendation 5

Require Advising Accountability.

It is our recommendation that all advisors be held accountable for the advice they offer to students in regard to the class offerings and the degree requirements. Students are often frustrated with the process and the information received. This slows the progress of graduation.

For this reason, we urge the system to increase advisors' accountability for assisting the students. Advisors should be required to have an understanding of degree plans so that the quality and accuracy of their advising is the best. Additionally, all advisors should have an audit done every five years so that a record of their performance of helping students graduate is maintained. For faculty advisors, it would serve as a component in tenure and post-tenure evaluations. For staff advisors, it would serve as a component of their job performance evaluations.

Recommendation 6

Develop a Transfer Equivalency Guide that is useable by all UT System Schools.

The University of Texas at Austin offers an online program, The Automated Transfer Equivalency Guide (ATE), which is unheard of at the rest of our institutions. The system is a searchable database of transfer credit evaluations for more than 246,966 courses offered at Texas colleges & universities. It offers an equivalency guide form that allows students to know whether a class taken at another institution will count towards their required classes at UT Austin. All academic institutions would benefit from such a program. Allowing prospective transfer students the ability to see how much of their earned credit hours would be accepted at our institution would further facilitate the steps in attending one of the UT institutions.

Making this program available between our universities would further enhance the appeal of our system to the rest of Texas and beyond.

Student Involvement & Campus Life

Recommendation 7

Create and moderate a network (similar to The University of Texas System Student Advisory Council (UTSSAC) Portal) to facilitate communication within the UT System schools.

As student representatives from our respective schools, we have, through social and formal engagements, shared ideas of what various departments at our home institutions are doing to make the experience of each UT System student successful and memorable. UTSSAC offers the separate institutions an opportunity to share individually what the student government association, Student Affairs, and other organizations at each institution do for different activities. If the student representatives (other than the two UTSSAC members) had an opportunity to contact other UT System students on a regular basis, then students would be able to know ahead of time if a certain plan of action has been successful in the past at another campus. Thus, energy, time, and resources could be saved.

The Council offers the following guidelines it believes are important to be included in the intercampus communication network:

- a. The network should be piloted with the student government group of each institution. Access will be limited to the student government group president and one additional officer.
- b. The network should be closely moderated to avoid misuse of such resource.
- c. Depending on the success of the network, it will be opened up to the various divisions of campus. Each would have a username and pass code, such that Student Activities, Greek Life, Orientation Program, etc. would be allowed to review, post, and respond only to their department.
- d. The Student Regent would have access to the network in order to enhance communication with the rest of the UT Student Leaders.

Student Advisory Council Recommendations Cumulative List/Update

Subject	Recommendation	System Administration Response
<p>The UT System Digital Library (UTsDL) May 12-13, 2004 Board Meeting</p>	<p>Increase support to achieve an extensive list of journals and electronic resources that can be used by both students and faculty; cooperation among the health science centers to maximize access to electronic sources at minimum cost to the System and the individual institutions.</p> <p>Study the feasibility of providing health insurance for all students. The analysis should include the possibility of decreasing premiums and deductibles (in light of increases in membership of healthy persons in the insurance pool), expanding coverage and benefits and improving customer service.</p>	<p>The System continues its support of the digital library. An additional \$1 million dollars was allocated for this effort.</p> <p>Status: Implemented</p>
<p>Health Insurance May 12-13, 2004 Board Meeting</p>	<p>Employee Group Insurance (EGI) has developed an RFP for the Student Health Insurance Program. The Student Advisory Council selected four of its members to participate in a focus group to help articulate plan design changes. Suggestions from the group were incorporated into the current student health insurance plan.</p>	<p>Status: Contracted with Student Resources Mega Insurance</p>
<p>Student Assessment May 12-13, 2004 Board Meeting</p>	<p>Strongly believe in the utility of student learning assessment. The results should be used for improvement, not for punitive purposes. Nor should they be used in any manner that infringes on academic freedom.</p>	<p>Office of Academic Affairs continues to work on student assessment. Continues to explore various tests and testing methods designed to calculate the value that each of our member institutions add to student learning.</p> <p>Status: Implemented and ongoing</p>
<p>Student Engagement May 12-13, 2004 Board Meeting</p>	<p>The National Survey of Student Engagement should be better publicized to students to make them aware of the impact that their participation has in the development for a quality education. The results should be made readily available to students at each institution via the institution's website.</p>	<p>The Office of Academic Affairs continues to participate in the National Survey of Student Engagement. The results of the survey are currently a part of the UT System Accountability and Performance Report and are used by some of our institutions to satisfy state government customer satisfaction requirements.</p> <p>Status: Implemented and ongoing</p>

<p>Tuition Deregulation and Accountability May 12-13, 2004 Board Meeting</p>	<p>Carefully track the flow of money generated by tuition increases and hold the member institutions accountable for the use of the additional revenue.</p>	<p>General Appropriations Act, Rider 59, Report Concerning Designated Tuition, requires the Board annually file a report detailing the uses of designated tuition.</p>
<p>UTServe May 12-13, 2004 Board Meeting</p>	<p>Continued support of the Chancellor and the presidents for the System-wide outreach activity (UTServe). This activity is connected with National Volunteer Week.</p>	<p>Status: Implemented and ongoing The System will continue to support UTServe. Status: Implemented – This year’s event took place the week of April 23 – 29, 2006</p>
<p>Collaborative Academic and Certificate Programs May 11-12, 2005 Board Meeting</p>	<p>Expand Collaborative Academic and Certificate Programs among member institutions of the System.</p>	<p>Currently, there are more than a dozen collaborative academic programs among member institutions of The University of Texas System. These programs are strategically placed and make the best use of the scarce resources available. Status: Implemented and ongoing. A major initiative is underway at UTS to foster these collaborative programs between academic and health-related institutions. Major programs have been already established.</p>
<p>Reserve Copies of Required Course materials May 11-12, 2005 Board Meeting</p>	<p>Amend the Regents’ <i>Rules</i> to require each institution to maintain a standing copy of every course section’s required course materials (including textbooks and packets) to be on reserve in each institution’s respective library.</p>	<p>Since students traditionally have been responsible for providing their own textbooks, UT libraries do not, as a standard practice, stock all textbooks used in campus courses. No budget source is currently available to enable libraries to provide textbooks to students. The initial cost to provide textbooks, in hard copy form, would be substantial. For example, the initial cost is estimated at over \$35 million for UT Austin. Status: Responded to this request. Difficult to implement because of cost restrictions.</p>
<p>NetLibrary Expansion May 11-12, 2005 Board Meeting</p>	<p>Expand the NetLibrary to make available required texts of each section of each course offered at each institution</p>	<p>The use of electronic textbooks, while an innovative teaching tool, has become a complex issue. This recommendation would require all texts for each of the courses at all of the UT institutions be made available through the NetLibrary online service; as a result a System-wide contract would have to be developed and executed with NetLibrary.</p>

		<p>Note however that not all textbooks are available in electronic format. The libraries estimate that only a small percentage of textbooks are currently available in digital format.</p> <p>The recommendation also raises significant issues about what obligations UT institutions would be subject to in order to protect NetLibrary and the eBook authors' copyrights and other intellectual property rights, especially to prevent any infringement of such rights by the students accessing eBooks through the NetLibrary system.</p> <p>Ensuring that all textbooks are available via the NetLibrary system would require UT to devote significant ongoing resources to such an effort.</p> <p>Status: Acknowledged and no action because of significant budget implications.</p>
<p>Community Code of Honor May 11-12, 2005 Board Meeting</p>	<p>Encourage each institution to continue to promote a community code of honor or a code of ethical conduct; and if a code of honor or ethical conduct does not presently exist, to develop and advertise a community code similar to that which was announced by President Faulkner at The University of Texas at Austin in April 2004.</p>	<p>The honor code established at Austin was developed by student initiative and was vetted with faculty and staff of the university. U.T. Austin's honor code seeks to remind the members of their community that civility and integrity have meaning and that there are expectations concerning these virtues. This code is simple and does not set up an elaborate justice system to deal with violations.</p> <p>The presidents of our member institutions were made aware of this recommendation.</p> <p>Status: Acknowledged and recommended to presidents to follow up.</p>

<p>Institutional Compliance Effectiveness</p> <p>May 11-12, 2005 Board Meeting</p>	<p>Ask the Office of the Chancellor to study and report on the effectiveness of the institutional compliance policies to promoting professionalism and ethical conduct within the operations of each System institution, and recommend action to the respective institution when appropriate.</p>	<p>Students currently have a variety of offices to which they can report unethical or illegal conduct that do not rely on hierarchical systems. These offices include the Office of Student Affairs, Institutional Compliance, and Equal Opportunity Office.</p> <ul style="list-style-type: none"> • Generally, the Office of Student Affairs or the Dean of Students is charged by the institution with responsibility for handling student concerns. • However, students could also utilize resources provided by the Institutional Compliance Office. • If the nature of the complaint relates to sexual discrimination, sexual harassment, or sexual misconduct, the Equal Opportunity Office would also be appropriate. <p>Each System institution has an external hotline for reporting instances of suspected noncompliance, and unethical or illegal behavior. Calls are reported to the Institutional Compliance Officer for review and investigation. Hotlines provide a way to report issues anonymously or for other instances where there is discomfort in using the institution's established administrative channels. There are no restrictions regarding who may use the hotlines.</p> <p>Information on services provided by institutional compliance offices is publicized on the institutions' websites and through the use of posters displayed across the campuses.</p> <p>Status: Being implemented. There is a UTS Task Force on institutional compliance.</p>
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<p>Financial Aid May 11-12, 2005 Board Meeting</p>	<p>Conduct a study on the impact of new tuition increases on students that do not qualify for financial aid.</p>	<p>Since the first round of tuition deregulation, System Administration has been keenly aware of the impact of tuition increases on the student's ability to pay.</p> <p>The first of the eight guiding principles set forth during the first tuition setting process was to ensure that a UT education remains affordable. These eight guiding principles remained intact for our most recent tuition increases.</p> <p>For example, institutions have set aside 20 or more percent from designated tuition to help students from all income levels. UT Austin set aside 28 percent from each dollar for additional financial aid to support students from low- and middle-income families.</p> <p>UT San Antonio, UT Permian Basin and UT Tyler instituted other financial assistance programs for middle income students who did not qualify for other aid. UT Dallas, UT El Paso and UT Tyler created campus jobs for students who qualified and were not provided aid.</p> <p>The Office of Academic Affairs continues to do analytical work to make sure students can afford their education.</p> <p>Status: Acknowledged and ongoing.</p>
<p>System Nursing hotline. May 11-12, 2005 Board Meeting</p>	<p>Investigate the feasibility of expanding UT Austin's nursing hotline so that institutions could "opt-in" to the service.</p>	<p>The nursing hotline at UT Austin is staffed by 5 nurses who rotate handling calls. Student fees are used to finance operations. The nurse taking a call from the hotline assesses the situation and decides the appropriate course of action. Those courses of action could be to send the student to a minor emergency clinic, send them to a hospital emergency room, or suggest that the student come in to the campus health facility the next day. Should the need arise; the nurse has access to one of the health center's physicians.</p> <p>Other institutions in the System could adopt the Austin</p>

		<p>model or they could contract with private vendors to provide the service to their students.</p> <p>Status: Acknowledged and recommended to individual campuses.</p>
<p>Mental Health Information May 11-12, 2005 Board Meeting</p>	<p>Require all UT System institutions make information readily available pertaining to mental health. Specifically, this information should include services provided both on and off-campus that relate to psychiatric issues, substance abuse, sexual harassment, rape crisis, women's health, suicide, and sexually transmitted diseases.</p>	<p>Each member institution has already established a mechanism for providing on-campus resources to its students. Some counties and cities have hotline resources for crisis intervention and other mental health conditions. System institutions could publish information about these resources in available University materials – however, much of the information is already available in the various telephone books and on websites.</p> <p>We encourage each institution to review the availability of local resources and consider the best method to make this information available to students.</p> <p>Status: Acknowledged and recommended to individual institutions for follow up.</p>
<p>Dedicated Diversity Issues Administrator May 11-12, 2005 Board Meeting</p>	<p>Ensure the presence of an administrative position at each institution designed to deal with diversity issues and adequate processes for maintaining diversity at each institution.</p>	<p>The University of Texas System has a history of commitment to diversity both at the System and campus level. The Student, Faculty and Staff Campus Life Committee of the Board of Regents monitors the progress made by our institutions. There is much discussion of whether it is better to have a separate office or to charge a high-ranking campus official (e.g. the provost) with the responsibility. Four system institutions (UT Austin, UT San Antonio, UT Permian Basin, and M. D. Anderson) have an office or an individual dedicated to diversity issues. On small campuses, it may be difficult to fund a separate office.</p> <p>Most institutions sponsor multicultural or diversity events every year.</p> <p>Member institutions were made aware of UT Austin's diversity report.</p> <p>Status: Acknowledged and recommended to individual institutions for discussion.</p>

- F. APPROVAL OF MINUTES
- G. CONSIDER AGENDA ITEMS

2. **U. T. System Board of Regents: Approval of proposed appointments of members to the Board of Directors of The University of Texas Investment Management Company (UTIMCO)**

RECOMMENDATION

Chairman Huffines will make recommendations for two appointments to The University of Texas Investment Management Company (UTIMCO) Board of Directors.

BACKGROUND INFORMATION

Section 66.08 of the *Texas Government Code* requires that the U. T. System Board of Regents appoint all members of the Board of Directors of UTIMCO. The positions to be considered are currently held by Mr. Woody L. Hunt and Mr. J. Philip Ferguson.

Mr. Hunt and Mr. Ferguson were appointed for terms expiring on April 1, 2006. The new terms will expire on April 1, 2009.

3. **U. T. System Board of Regents: Amendment to the Regents' Rules and Regulations, Series 20201, Section 1 (Presidential Selection)**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor and General Counsel that the Regents' *Rules and Regulations*, Series 20201, Section 1 be amended as set forth in congressional style on Pages 16 - 18.

BACKGROUND INFORMATION

The proposed amendments to the Regents' *Rules and Regulations* provide that the Executive Vice Chancellor for Academic Affairs or the Executive Vice Chancellor for Health Affairs serves as Chairman of the Presidential Search Advisory Committee unless the Chairman of the Board of Regents makes another appointment; provide for development of a timetable for the Advisory Committee's work; and encourage consideration of candidates with diverse professional backgrounds and experiences. The proposed amendments are in accordance with the request by Chairman Huffines at the December 2004 meeting for modifications to the presidential search procedures to result in a shorter and more efficient search and selection process.

1. Title

Presidents

2. Rule and Regulation

Sec. 1 Presidential Selection. The Board of Regents selects the president of each institution.

1.1 Advisory Committee. When ~~it is known that~~ there is to be a vacancy in the office of a president ~~of an institution~~, an Advisory Committee shall be established to recommend candidates to the Board. No person who elects to be a candidate for the vacancy may serve on the Advisory Committee. The Executive Vice Chancellor for Health Affairs or the Executive Vice Chancellor for Academic Affairs shall serve as be Chairman of the Advisory Committee unless the Chairman of the Board makes another appointment. ~~In circumstances where the Executive Vice Chancellor may be a candidate for the office, the Chairman of the Advisory Committee shall be appointed by the Chairman of the Board. Including its Chairman, e~~Committee membership is as follows:

- (a) At least one Regent to be appointed by the Chairman of the Board.
- (b) Two presidents from the U. T. System to be appointed by the Chairman of the Board.
- (c) The Executive Vice Chancellor for Academic or Health Affairs.
- (d) Three faculty members from the institution involved. At least two of the members shall have the rank of associate professor or higher. The method of selection for selecting the faculty members shall be determined by the faculty governance of the campus.
- (e) One Dean to be selected by the Deans' Council of the institution involved for academic institutions. At health-related institutions, the member will be the Dean of the Medical School ~~involved~~ or in the absence of that position the member will be a senior representative of the teaching program of the institution selected by the Chairman of the Board.

- (f) One student, in good academic standing, from the institution involved. The method of selection ~~shall is to~~ be determined by the student governance of the campus ~~involved~~ or, if there is no student governance, by the Chairman of the Board. If the institution does not have students, this category of representation shall be omitted.
 - (g) The President of the alumni association of the campus involved. If the institution does not have an active alumni organization, an alumnus of the institution may be selected by the Chairman of the Board.
 - (h) One nonfaculty employee of the institution involved. The method of selection ~~shall to~~ be determined by the staff or employee council of the institution involved. If there is no staff or employee council, selection will be by the Chairman of the Board.
 - (i) At least two representatives of the institution's external constituency who have demonstrated a deep interest in and support of the institution, its programs, and its role in community activities to be appointed by the Chairman of the Board.
- 1.2 Diversity of Members. Campus constituent groups with responsibility for selection of Advisory Committee representatives are expected to consider diversity, particularly as it relates to minority and female representation. Unless there are unusual delays in faculty, staff, or student representative selection that postpone initiation of the committee process, the Chairman of the Board will make his or her appointments to the Advisory Committee after campus selections to maximize the prospect that the total committee composition reflects diversity. The Chairman's appointments to the Advisory Committee will be made following due consideration of input from members of the Board, the institutional leadership, and community leaders ~~related to the Committee composition~~.
- 1.3 Selection Criteria. Selection criteria for the president shall relate to the needs of the individual institution.

- 1.4 Responsibilities of the Committee Chairman. The Committee Chairman shall develop a timetable for the Committee's work, in consultation with the Chairman of the Board, and shall initiate mechanisms to develop an appropriate candidate pool and to seek information on the several candidates.
- 1.5 Responsibilities of the Advisory Committee. The Advisory Committee shall inquire from competent sources as to the candidates' academic, administrative, and business abilities.
- 1.6 Interviews. The Advisory Committee may interview candidates as a part of its selection process. Interviews should be conducted on the basis-keeping in mind that the confidentiality of the process is critical important to its ultimate success.
- 1.7 Recommendation. The Advisory Committee shall submit to the Board, through its Chairman, a ~~recommended~~ list of no more than 10 recommended candidates with no preference indicated. Candidates ~~recommended submitted~~ shall have received a majority vote of the Committee. The Committee shall strive to include candidates with diverse professional backgrounds and experiences.
- 1.8 Finalists. The Board determines which ~~of the~~ candidates will be further interviewed prior to naming a finalist or finalists. If none of the names submitted by the Advisory Committee is satisfactory to the Board of Regents, ~~then~~ the Board in its discretion may either name a new committee or proceed to select a president under such other procedures as in its discretion it may deem proper and appropriate.
- 1.9 Alternate Process. When the Board of Regents has candidate(s) from recent searches at other institutions, from within the U. T. System, and/or of national prominence from outside the U. T. System to advance for consideration, the Chairman of the Board of Regents shall appoint a Special Committee to provide the Board with advice and evaluation consistent with that usually provided by an Advisory Committee. The Special Committee shall be composed as specified above for the Advisory Committee but will not include members of the Board of Regents. The advice of the Special Committee shall be provided to the Board through the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Academic Affairs, or the Chancellor.—The Special Committee shall not extend its consideration beyond those candidates referred to it by the Board of Regents without specific concurrence from the Board.

4. **U. T. System Board of Regents: Adoption of Regents' *Rules and Regulations*, Series 40602, related to Organized Research Units**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor and General Counsel that a new rule, related to support of Organized Research Units as set forth on Pages 20 - 22, be adopted as Regents' *Rules and Regulations*, Series 40602. The proposed Rule may be considered by the Academic Affairs Committee and/or the Health Affairs Committee on May 10, 2006.

BACKGROUND INFORMATION

Since 1996, the Offices of Academic and Health Affairs have maintained a set of informal guidelines to facilitate the development of organized research units within the institutions.

On August 11, 2005, the Board asked that suggested procedures related to the establishment and periodic review of centers, institutes, and similar research units be presented for review at a future meeting. Drafts of this proposed Rule were reviewed by presidents, vice presidents for research, and members of the Faculty Advisory Council.

The proposed Regents' *Rule* specifies the procedures for establishing and reviewing organized research units.

1. Title

Organized Research Units

2. Rule and Regulation

Sec. 1 Functions of an organized research unit. An Organized Research Unit (ORU) is established to provide support for interdisciplinary research that complements the academic goals of departments of instruction and research. These units are typically referenced as institutes, laboratories, or centers. The functions of an ORU are to

- 1.1 Facilitate research and research collaborations;
- 1.2 Disseminate research results through conferences, meetings, and other activities;
- 1.3 Strengthen graduate and undergraduate education by providing students with training opportunities and access to facilities;
- 1.4 Seek extramural research funds; and
- 1.5 Carry out university and public service programs related to the ORU's research expertise.

Sec. 2 Designation of ORUs. Units included as organized research units normally carry one of the designations listed and defined below. Institute, Laboratory, and Center are the most commonly used designations.

- 2.1 Institute. A major unit that coordinates and promotes faculty and student research on a continuing basis over an area so wide that it extends across department, school or college, or campus boundaries. The unit enhances and supports broad-based research efforts. The unit may also engage in public service activities stemming from its research program, within the limits of its stated objectives.
- 2.2 Laboratory. A nondepartmental organization that establishes and maintains facilities for research in several departments, sometimes with the help of full-time research staff appointed in accordance with institutional policy. A laboratory in which substantially all participating faculty members are from the same academic department is a departmental laboratory and not an ORU.

- 2.3 Center. A unit that furthers research in a designated field or a unit engaged primarily in providing research facilities for other units and departments. Centers with anticipated annual budgets of at least \$3,000,000, representing the sum of research grants and contracts managed through the Center's operations as well as institutional and other funding, are in this category.
- 2.4 Non-ORU Center. The term Center may be used for research units not formally constituted as ORUs. Centers with an anticipated annual budget of less than \$3,000,000 may be constituted upon approval of the campus president or designee. The campus shall periodically review non-ORU centers and programs.
- Sec. 3 Procedure for Establishment of ORUs. An ORU is established upon submittal and approval of a proposal by the president and the Executive Vice Chancellor for Academic Affairs or the Executive Vice Chancellor for Health Affairs. The proposal should describe the purpose and benefits of the ORU to the institution, the faculty members and other participants, research and other activity plans, space requirements, and budget needs. If institutional space or funds are committed, confirmation of such commitments from the appropriate institutional representative should be included in the proposal.
- Sec. 4 Named ORU. Proposals to name an ORU for an individual or an entity must comply with the provisions of Regents' *Rules and Regulations*, Series 80307, related to honorific and gift-related namings, and should be submitted to the appropriate Executive Vice Chancellor. The ORU naming will only be maintained as long as the ORU is active.
- Sec. 5 Advisory Committee or Council. Each ORU is headed by a director and will have an advisory committee/council that assists the director in setting the unit's goals and may assist by critically evaluating its effectiveness on a continuing basis. The creation of an advisory committee/council must be approved by the Board of Regents in accordance with Regents' *Rules and Regulations*, Series 60302.
- Sec. 6 Procedures for Review. Periodic review of ORUs is necessary to ensure consistency with institutional goals and priorities and the institution's need to sustain a capacity to innovate. Each ORU should

be reviewed at least every six years. An ad hoc committee shall be formed to assess the ORU's original goals and objectives, its present functioning, recent accomplishments, future plans, adequacy of space and budget allocations, and future prospects to contribute to the institution's vision and mission. The committee's report will be forwarded to the president, who, in consultation with others, will determine whether the ORU should continue, be phased out, or be discontinued. The president shall forward the recommendation and ad hoc committee's report to the Executive Vice Chancellor for Academic Affairs or the Executive Vice Chancellor for Health Affairs.

- Sec. 7 ORU Reviews and Approvals. The periodic reviews and the establishment of institutes, laboratories, and centers must be filed with the Office of Academic Affairs or Health Affairs. Such office will maintain and make available to the Board of Regents an inventory of those organized research units throughout The University of Texas System.

5. **U. T. System Board of Regents: Amendment to the Regents' Rules and Regulations, Series 31001, Section 2.4 (Honorific Titles)**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor and General Counsel that the Regents' *Rules and Regulations*, Series 31001, Section 2.4, regarding honorific titles, be amended as follows in congressional style:

2.4 Honorific Titles

...

- (b) Distinguished Teaching Professor. Members of an institutional academy of distinguished teachers, approved by the Chancellor, the Executive Vice Chancellor for Academic Affairs, or the Executive Vice Chancellor for Health Affairs, the U. T. Austin Academy of Distinguished Teachers or a similar approved academy may use the honorific title Distinguished Teaching Professor to recognize faculty members who have made significant contributions to education.

....

BACKGROUND INFORMATION

The proposed amendment to the Regents' *Rules and Regulations* clarifies that the use of the title Distinguished Teaching Professor is permissible at all approved academies of distinguished teachers within the U. T. System.

6. **U. T. System Board of Regents: Amendments to the Regents' Rules and Regulations, Series 80307, regarding naming policy**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Vice Chancellor for External Relations, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor and General Counsel that the Regents' *Rules and Regulations*, Series 80307, regarding Naming of Facilities, be retitled as Naming Policy and be amended as set forth in congressional style on Pages 25 - 30. The policy will also include a naming approvals chart at Section 9 of the Rule (Pages 28 – 29).

BACKGROUND INFORMATION

Current Regents' *Rules and Regulations*, Series 80307 sets forth the U. T. System's general policy on namings of institutional facilities, programs, and streets. The goal of the proposed revisions to the Regents' *Rules* is to ensure that all namings are carefully considered on a case-by-case basis, in accordance with procedures established by the Office of External Relations. If a U. T. System institution is to honor the name of any individual, corporation, or other organization, it is critical that the activities of such individual, corporation, or organization be in alignment with the mission and purpose of the U. T. System and its institutions. As provided in the proposed revisions, any naming for a corporate entity (defined in the policy as a "corporate or other legal entity") will also include a careful investigation into the corporation's financial and ethical status and confirmation that no conflicts of interest exist.

As proposed in the revised Rule, all namings for streets and prominent facilities or programs would require approval by the Board. All other namings would require approval by the Chancellor, or in certain circumstances, the institutional president. All corporate namings, whether for prominent or less prominent facilities or programs, would require careful consideration at the U. T. System level, to ensure avoidance of any conflicts of interest.

The requirement that all street namings require Board approval has been the historical practice for those namings. Adding the requirement to this Rule formalizes the long-standing policy.

In addition, the proposed revised Rule provides that, rather than require an annual update of facilities identified for naming be provided to the Board, any naming that does not require Board approval must be reported to the Board annually.

1. Title

Naming Policy of Facilities

2. Rule and Regulation

Sec. 1 Naming General. Before proceeding with any naming, institutions must carefully consider all circumstances surrounding the naming, including the overall benefit to the institution and whether displaying the name is and will continue to be a positive reflection on the institution. Any naming of ~~Major Facilities. The naming of buildings; other major facilities, such as wings of buildings, major components of buildings, large auditoria, concert halls, atriums, prominent outdoor spaces, and clinics; and other major entities, such as colleges, schools, academic departments, and major academic centers, programs and institutes of the U. T. System and any of its institutions, whether for an individual or with a functional or historical designation, is the prerogative and responsibility of the Board of Regents and can be initiated by the Board when circumstances warrant. When recommendations for naming of buildings or other major facilities or entities originate at other than the level of the Board, such recommendations~~ Facilities and Programs must undergo a high level of consideration and due diligence to ensure that the name comports with the purpose and mission of the U. T. System and its institutions. No naming shall be permitted for any corporation or individual whose public image, products, or services may conflict with such purpose and mission.

Sec. 2 Naming of Prominent Facilities and Prominent Programs. Each Prominent Naming must be approved by the Board of Regents via the agenda. Recommendations for any Prominent Naming shall be forwarded to the Board of Regents with recommendations of the Chancellor, the Executive Vice Chancellor for Academic or Health Affairs or the Executive Vice Chancellor for Academic Affairs, the Vice Chancellor for External Relations, and the president of an institution, accompanied by reasons for the recommendation, and following campus consultations where appropriate. Recommendations for naming of buildings or major facilities or entities require Board approval via the agenda the institution, according to procedures established by the Office of External Relations.

Sec. ~~23~~ Naming of Less Prominent Facilities. ~~For less prominent facilities such as laboratories, classrooms, seminar rooms, and patient rooms or for less prominent academic centers, programs, and institutes, and Less Prominent Programs.~~ The Board of Regents has delegated naming authority ~~is delegated to each institution~~ for Less Prominent Facilities and Less Prominent Programs to each president based on a set of general guidelines ~~which~~that are reviewed and approved by the Chancellor. ~~A report of such naming will, except that any Corporate Naming requires approval by the Chancellor and compliance with the procedures set forth below in Section 8, including the requirement for advance consultation.~~ A report of each naming that did not require approval by the Board of Regents shall be included with the annual operating budget submission or updated Capital Improvement Program. The Vice Chancellor for External Relations will make final determinations as to what types of Facilities and Programs may be considered Less Prominent.

Sec. 4 Naming of Streets. The naming of all streets located on campus must be approved by the Board of Regents. Recommendations for any street names shall be forwarded to the Board of Regents with recommendations of the Chancellor, the Executive Vice Chancellor for Academic or Health Affairs, the Vice Chancellor for External Relations, and the president of the institution.

Sec. ~~35~~ Honoric Naming. Under appropriate circumstances, Facilities and ~~other entities may be named to memorialize or otherwise recognize substantial gifts and significant donors or individuals designated by donors. Such designation may be for a single gift, multiple gifts over time, or for a combination of gifts and other contributions.~~ Buildings and other entities may also Programs may be named for individuals who have made exemplary or meritorious contributions to the U. T. System or any of its institutions or society. Any naming in honor of campus administrative officials, faculty, staff, or elected or appointed public officials shall normally occur only after the campus employment or public service has concluded.

~~3.1~~ ~~Defining of Substantial Donation.~~ Sec. 6 Gift-Related Naming. Facilities and Programs may be named under the terms of a negotiated gift agreement to memorialize or otherwise recognize substantial gifts and significant donors or individuals designated by donors. Each institution ~~will~~shall develop guidelines for what constitutes substantial and significant donations to warrant a gift-related naming. ~~These guidelines may vary from campus to campus and sometimes within a campus dependent upon the nature and~~

~~purpose of the facility or entity or other factors.~~ Institutional donor guidelines ~~are subject to prior administrative review and approval~~ must be approved by the Executive Vice Chancellor for Academic Affairs or ~~the Executive Vice Chancellor for~~ Health Affairs, the Vice Chancellor for External Relations, and the Vice Chancellor and General Counsel for inclusion in the institutional *Handbook of Operating Procedures*. ~~Exceptions to any approved guidelines are subject to the same approval process.~~

~~3.2—Naming at Conclusion of Service. Namings in honor of campus administrative officials, faculty, or staff or elected or appointed public officials shall normally occur only after the campus employment or public service has concluded.~~

| Sec. ~~4~~7 Naming Related to Development Campaign. When ~~the naming of buildings or other major facilities or entities~~ a Prominent Naming is contemplated as part of a ~~special private fund~~ development campaign, that campaign, the proposed naming, and the associated private-fund contributions to be sought shall have prior approval of the institution's president, the Executive Vice Chancellor for Academic Affairs or ~~the Executive Vice Chancellor for~~ Health Affairs, the Vice Chancellor for External Relations, the Chancellor, and the Board of Regents as required in Series 60301 of the Regents' *Rules and Regulations* concerning the development board of an institution.

Sec. 8 Corporate Naming. Each Corporate Naming for Prominent Facilities or Programs must be approved by the Board of Regents. Each Corporate Naming for Less Prominent Facilities or Programs must be approved by the Chancellor.

8.1 Special Considerations. The Office of External Relations must complete a detailed due diligence review, in accordance with policies and procedures established by that office, of the corporation prior to any Corporate Naming. Each Corporate Naming must be analyzed to ensure that there are no conflicts of interest. Certain restrictions may also apply to any proposed naming of a Facility financed with the proceeds of tax-exempt bonds.

~~Sec. 5—Reports. The Chancellor will arrange for the Board of Regents to be informed annually via the budget process or other appropriate forum regarding buildings or other major facilities or entities identified to be named in conjunction with private donations and the appropriate recommended amount of the private-fund contributions to be sought.~~

~~Unexpected naming opportunities not covered in such annual reports will be reviewed and approved by the Chairman of the Board or the Chairman of the Facilities Planning and Construction Committee in advance of negotiation with potential donors. No announcement regarding the proposed naming of a building or major facility or entity is to be made prior to the final approval as required by this Section.~~

8.2 Procedures for Corporate Naming. Before negotiating a possible Corporate Naming, the president shall send a written request, in compliance with procedures established by the Office of External Relations, to the Executive Vice Chancellor for Academic or Health Affairs. Following review and approval in accordance with the procedures set forth herein and in the procedures established by the Office of External Relations, the institution shall negotiate a gift agreement with the corporation, using the Standard Corporate Naming Gift/Licensing Agreement prepared by the Office of General Counsel. Any substantive variations to the standard agreement must be approved by the Office of General Counsel. The Executive Vice Chancellor for Academic or Health Affairs shall have authority to sign such gift agreements after appropriate approval.

~~Sec. 6 Nonhonorific Redesignation. Nonhonorific renaming and redesignation of projects in the Capital Improvement Program (CIP) shall be reviewed and approved by the Associate Vice Chancellor for Facilities Planning and Construction. Such approved re-designations will be included in the amended CIP.~~

Sec. 9 Namings Approvals Chart

	<u>Corporate*</u>	<u>Non-Corporate</u>
<u>Prominent**</u>	<u>Board of Regents</u>	<u>Board of Regents</u>
<u>Less Prominent***</u>	<u>Chancellor</u>	<u>Institutional President</u>

* In addition to the approvals specified in this chart, all requests for corporate naming must be forwarded in writing by the institution's president to the Executive Vice

Chancellor for Academic or Health Affairs (as appropriate), the Vice Chancellor for External Relations, and the Office of General Counsel; must be recommended by the Chancellor; and must otherwise comply with specific guidelines relating to corporate naming.

** In addition to the approvals specified in this chart, all requests for naming for Prominent Facilities and Programs (as defined in Regents' Rule, Series 80307) must be recommended by the Chancellor, the Executive Vice Chancellor for Academic or Health Affairs (as appropriate), and the Vice Chancellor for External Relations and must comply with procedures established by the Office of External Relations. The Vice Chancellor for External Relations, in consultation with the Executive Vice Chancellor for Academic or Health Affairs (as appropriate), makes final determinations as to which Facilities and Programs are considered Prominent.

*** Any naming for Less Prominent Facilities and Programs shall be based on a set of general guidelines that are reviewed and approved by the Chancellor. The Vice Chancellor for External Relations, in consultation with the Executive Vice Chancellor for Academic or Health Affairs (as appropriate), makes final determinations as to which Facilities and Programs are considered Less Prominent.

Sec. 10 Announcements. No institution shall announce the naming of any Facility or Program prior to the final approval required by this Rule.

3. Definitions

None

Facilities - all physical facilities and buildings.

Prominent Facilities - buildings; athletic facilities; other prominent facilities, such as wings of buildings, major components of buildings, large auditoria, concert halls, atriums, prominent outdoor spaces, and clinics.

Less Prominent Facilities - Facilities such as laboratories, classrooms, seminar or meeting rooms, and patient rooms that the Vice Chancellor for External Relations, in consultation with the Executive Vice Chancellor for Academic or Health Affairs, determines are less prominent and therefore not within the category of Prominent Facilities.

Programs - all nonphysical entities.

Prominent Programs - major entities, such as colleges, schools, academic departments, and prominent academic centers, programs and institutes.

Less Prominent Programs - academic centers, programs, and institutes that the Vice Chancellor for External Relations, in consultation with the Executive Vice Chancellor for Academic or Health Affairs, determines are less prominent and therefore not within the category of Prominent Programs.

Corporate Naming - the naming of any Facility or Program after a corporate or other legal entity.

Prominent Naming - the naming of Prominent Facilities or Prominent Programs.

7. **U. T. System Board of Regents: Adoption of Regents' Rules and Regulations, Series 20205, relating to expenditures for travel, entertainment, and housing by the Chancellor and presidents of the U. T. System**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, the Vice Chancellor and General Counsel, the Vice Chancellor for Administration, and the Counsel and Secretary to the Board that a new rule, related to expenditures for travel, entertainment, and housing by the Chancellor and presidents of the U. T. System as set forth on Pages 33 - 35, be adopted as Regents' *Rules and Regulations*, Series 20205.

BACKGROUND INFORMATION

In the performance of their unique roles, the Chancellor and presidents of the U. T. System (or chief administrators), are frequently called upon to travel on behalf of the U. T. System and its institutions; to extend official hospitality to important visitors; and to entertain guests in conjunction with alumni and development activities, campus events, and other official functions. As a public institution, the U. T. System must make the most efficient and effective use of funds entrusted to it by various constituencies when making expenditures for those purposes and must be able to demonstrate compliance with applicable laws and rules. Additionally, the U. T. System must ensure that expenditures support the mission and purpose of the U. T. System and are not made for a private purpose.

The proposed Rule is an effort to recognize the importance of oversight and accountability, transparency, and fiscal responsibility in the expenditure of funds for travel, entertainment, and housing by a chief administrator through the following requirements:

- All foreign travel, excluding travel to Mexico or Canada, must be approved in advance by the Chairman of the Board of Regents for the Chancellor and by the appropriate Executive Vice Chancellor for the presidents.
- Expenditures that exceed \$10,000 for the furnishing, maintenance, or repair of a residence or its grounds owned by the U. T. System must be approved in advance by a committee composed of the Executive Vice Chancellor for Business Affairs, the Vice Chancellor and General Counsel, and the Counsel and Secretary to the Board of Regents.

- Reimbursements to the Chancellor must be reviewed and approved by the Counsel and Secretary to the Board of Regents before payment. Reimbursements to a president of the U. T. System must be reviewed and approved by the institution's chief business officer before payment.
- A chief administrator must request reimbursement for travel, entertainment, or housing expenses within 90 days of the date on which the expense was incurred.
- Chief administrators must file quarterly reports of travel, entertainment, and housing expenses incurred on their behalf or on behalf of their spouses. The Chancellor's report will be reviewed by the Chairman of the Board of Regents and each president's report will be reviewed by the appropriate Executive Vice Chancellor.
- Audits will be performed annually on travel, entertainment, and housing expenses incurred on behalf of chief administrators or their spouses. The results will be shared with the Audit, Compliance, and Management Review Committee of the Board of Regents.

In addition, U. T. System staff will review and propose needed revisions to current U. T. System administrative policies related to travel, business expenses, and other reimbursements.

1. Title

Expenditures for Travel, Entertainment, and Housing by Chief Administrators

2. Rule and Regulation

- Sec. 1 Purpose. The University of Texas System Administration and U. T. System institutions are governed by state law and rules and regulations promulgated under those laws, as well as System-wide and institutional policies and procedures, concerning expenses incurred by officials for travel, entertainment, and housing. While recognizing the unique role of the Chancellor and presidents in representing the U. T. System and its institutions, the Board of Regents also recognizes the importance of oversight and accountability, transparency, and fiscal responsibility. The purpose of this Rule is to prescribe, clarify, and provide uniformity in the approval, review, and audit process for travel, entertainment, and housing expenses incurred by the Chancellor and presidents.
- Sec. 2 Prudent Use of Funds. In the performance of their unique roles, the chief administrators are frequently called upon to travel on behalf of the U. T. System and its institutions, to extend official hospitality to important visitors, and to entertain guests in conjunction with alumni and development activities, campus events, and other official functions. As a public institution, the U. T. System must make the most efficient and effective use of funds entrusted to it by various constituencies when making expenditures for those purposes and must be able to demonstrate compliance with applicable laws and rules. Additionally, the U. T. System must ensure that expenditures support the mission and purpose of the System and that the expenditures are not made for a private purpose.
- Sec. 3 Travel Expenditures. All expenditures for travel by a chief administrator or his or her spouse must be for a business purpose of the U. T. System or the institution and must comply with all laws and policies of the institution and the U. T. System. All foreign travel, excluding travel to Canada or Mexico, must be approved in advance by the Chairman of the Board of Regents for the Chancellor and by the appropriate Executive Vice Chancellor for the presidents.
- Sec. 4 Housing Expenditures. All expenditures that exceed \$10,000 for the furnishing, maintenance, or repair of a residence or its grounds owned by the U. T. System must be approved in advance by a committee

composed of the Executive Vice Chancellor for Business Affairs, the Vice Chancellor and General Counsel, and the Counsel and Secretary to the Board of Regents. Prior approval by the committee is not required for expenditures made on an emergency basis to prevent damage to property.

Sec. 5 Documentation and Review. Each chief administrator shall comply with all documentation requirements imposed by law and System Administration and institutional policies for travel, entertainment, and housing expenses, including providing detailed receipts and information on the purpose of the expense and the individuals or groups attending the event.

5.1 Each chief administrator shall take all necessary and reasonable steps to ensure that all employees follow applicable procedures for expense reimbursement.

5.2 Reimbursements to the Chancellor must be reviewed and approved by the Counsel and Secretary to the Board of Regents before payment. Reimbursements to a president of a U. T. System institution must be reviewed and approved by the institution's chief business officer before payment. Evidence of review must be documented in writing.

Sec. 6 Timeliness of Requests for Reimbursements. A chief administrator must request any reimbursement for travel, entertainment, or housing expenses within 90 days of the date on which the expense was incurred.

Sec. 7 Reporting. Each chief administrator shall file quarterly reports of travel, entertainment, and housing expenses in a format to be developed by the Executive Vice Chancellor for Business Affairs. The Chancellor shall file the report with the Counsel and Secretary to the Board of Regents for review by the Chairman of the Board of Regents. Each president shall file the report with the appropriate Executive Vice Chancellor. The reports are due not later than the 30th day of January, April, July, and October.

7.1 Reporting on Travel, Entertainment, and Housing. The quarterly reports must include each expense that exceeds \$100 and that is reimbursed to the chief administrator during the quarter or directly paid to a vendor on the chief administrator's behalf. (This does not apply to events hosted by a chief administrator for development activities or to honor faculty, staff, or other guests, at which more than 10 individuals are present.) The report must include the payee, the date and amount

of the expense, the type and, if applicable, the location of the event/expense, the participants if any, the business purpose of the expense, and the account to be charged for the expense.

- 7.2 Reporting on Reimbursable Spousal Expenses. The quarterly reports must include each travel, meal, or incidental expense that exceeds \$100 and that is reimbursed to a chief administrator's spouse during the quarter or directly paid to a vendor on the spouse's behalf. The report must include the information specified by Section 7.1 above.

Sec. 8 Audits. Within 90 days after the end of each fiscal year, the System Audit Office shall audit the travel, entertainment, and housing expenses for which the Chancellor or spouse has been reimbursed or that have been directly paid on the Chancellor's or spouse's behalf. Within 90 days after the end of each fiscal year, the office that performs internal audits at each institution shall audit the travel, entertainment, and housing expenses for which the president or spouse has been reimbursed or that have been paid directly to a vendor on the president's or spouse's behalf. The U. T. System Director of Audits shall provide guidance and direction to the institutional auditors as appropriate.

- 8.1 The System Audit Office shall submit the results of the audit to the Chairman of the Board with a copy to the Counsel and Secretary to the Board of Regents. The institutional audit offices shall submit the results of the audit to the System Audit Office with copies to the appropriate Executive Vice Chancellor.

- 8.2 All audits shall be submitted to the Audit, Compliance, and Management Review Committee for review during a quarterly meeting of the Committee.

3. Definitions

Chief Administrator – means the Chancellor and the president of each U. T. System institution.

Entertainment Expenses – includes expenses for meals and events involving others.

Housing Expenses – includes expenses related to any state-owned residence, but does not include the salary supplement described by the Regents' *Rules and Regulations*, Series 20202.

Travel Expenses – includes transportation, lodging, meals, and other expenses incurred in connection with travel, but does not include any meals or other entertainment expenses for others.

8. **U. T. System: Report on computer security issues**

REPORT

Chancellor Yudof will report on computer security issues and outline recommendations for a System-wide action plan and a timetable for implementation.

9. **U. T. System: Legislative Update and Preparation for the 80th Legislative Session**

REPORT

Mr. Steve Collins, Associate Vice Chancellor for Governmental Relations, will update the Board on the status of the Texas Legislative Special Session. He will also update the Board on U. T. System preparations for the 80th Regular Legislative Session, such as the Office of Governmental Relations tracking of interim committees, establishment of the working groups, and the review of the legislative online services to be used during next session.

10. **U. T. System: Update on development of the U. T. System Strategic Plan**

REPORT

Dr. Geri Malandra, Associate Vice Chancellor for Institutional Planning and Accountability, will brief the Board on progress in the development of the U. T. System Strategic Plan, as outlined on Pages 1 - 4 of the Supplemental Materials (Volume 2) of the Agenda Book.

11. **U. T. System: Annual Report on research and technology transfer**

REPORT

Dr. Robert Barnhill, Vice Chancellor for Research and Technology Transfer, will present the first annual report on research and technology transfer for the U. T. System. His PowerPoint presentation is set forth on Pages 5 - 21 of the Supplemental Materials (Volume 2) of the Agenda Book.

12. **U. T. System: Report on Borderplex Health Council**

REPORT

Dr. Juliet García, Chair of the Borderplex Health Council, will report on the progress the Council has made since its founding. A video will also be shown describing the health needs in South Texas including the shortage of nurses and the prevalence of diabetes in the region.

BACKGROUND INFORMATION

The Borderplex Health Council was established to facilitate and promote multi-institutional collaboration in education and research for addressing the health challenges of the border region. The members of this council include U. T. Health Science Center - San Antonio, U. T. Health Science Center - Houston, U. T. Pan American, and U. T. Brownsville.

The Council is comprised of the presidents from each institution and is to meet three times per year. The Council is responsible for prioritizing areas of study and enhancing the educational and biomedical research infrastructure along the South Texas Border Region. The Council will also solicit funding for research from various sources including federal, state, and private foundations. One of the goals is to integrate public health, disease prevention, and population-based studies.

H. RECESS FOR MEETINGS OF THE STANDING COMMITTEES AND COMMITTEE REPORTS TO THE BOARD

The Standing Committees of the Board of Regents of The University of Texas System will meet as set forth below to consider recommendations on those matters on the agenda for each Committee listed in the Agenda Book. At the conclusion of the Standing Committee meetings, the report of each Committee will be formally presented to the Board for consideration and action.

Audit, Compliance, and Management Review Committee: Chairman Estrada
Agenda Book Page 38 , No Items

Finance and Planning Committee: Chairman Rowling
Agenda Book Page 44

Academic Affairs Committee: Chairman Krier
Agenda Book Page 66

Health Affairs Committee: Chairman Clements
Agenda Book Page 119

Facilities Planning and Construction Committee: Chairman Barnhill
Agenda Book Page 147

I. RECONVENE AS COMMITTEE OF THE WHOLE TO CONSIDER AGENDA ITEM

U. T. System Board of Regents: Presentation of certificate of appreciation to Executive Vice Chancellor for Academic Affairs Teresa A. Sullivan

J. ADJOURN