

Meeting No. 1,215

THE MINUTES OF THE BOARD OF REGENTS  
OF  
THE UNIVERSITY OF TEXAS SYSTEM

Pages 1 - 90

May 5 - 6, 2021

Austin, Texas

MEETING NO. 1,215

WEDNESDAY, MAY 5, 2021.-- The members of the Board of Regents of The University of Texas System convened in Open Session on Wednesday, May 5, 2021, at 9:02 a.m. via Zoom conference, with the below meeting participation. This regular meeting of the Board was held via video conference call as authorized by Governor Abbott's Executive Order temporarily suspending certain provisions of the Texas Open Meetings Act, effective March 16, 2020, to address and mitigate the effects of the COVID-19 pandemic.

ATTENDANCE.--

Present

Chairman Eltife  
Vice Chairman Longoria  
Vice Chairman Weaver  
Regent Crain  
Regent Hicks  
Regent Jiles  
Regent Perez  
Regent Warren  
Regent Ojeaga, Student Regent, nonvoting

CONVENE THE BOARD IN OPEN SESSION.--At 9:02 a.m., in accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Eltife called the meeting to order in Open Session.

AGENDA ITEM

U. T. System Board of Regents: Presentation of Certificate of Appreciation to Regent David J. Beck

Chairman Eltife thanked retiring Regent David J. Beck for his service to The University of Texas System, and provided the following remarks.

Remarks by Chairman Eltife

Let me ask the Board to join in recognizing the service of Regent David Beck to The University of Texas System. We want to take this opportunity to acknowledge his efforts and thank him publicly. Although the Zoom format is not ideal, we are glad to have some opportunity to thank our colleague for his thoughtful and insightful work as a member of this Board. He has filled a variety of roles during his six-year term, serving most recently as Committee Chairman for not one but two committees, simultaneously. We appreciate his disciplined leadership as chair of the Audit, Compliance, and Risk Management Committee and the Facilities Planning and Construction Committee. And, we appreciate his valuable service as a member of

the University Lands Advisory Board, as an Athletics Liaison, and as a member of the Board committees over the course of his six-year term.

Former Regent Beck thanked the U. T. System staff for all the assistance over his term as Regent and his fellow Board members for the honor to serve with them on the Board.

Vice Chairmen Longoria and Weaver, Regents Crain, Hicks, Jiles, and Perez, and Chancellor Milliken expressed their appreciation for Regent Beck's service.

CERTIFICATE OF APPRECIATION

to

DAVID J. BECK

Upon the occasion of completion of his term of service on the

Board of Regents  
of

The University of Texas System

In appreciation for his six years of wise counsel,  
conscientious stewardship, and dedicated service  
to The University of Texas System

Regent, 2015 – 2021

Chairman, Facilities Planning and Construction Committee, 2017 & 2019 – 2021

Chairman, Audit, Compliance, and Risk Management Committee, 2017 – 2021

The University Lands Advisory Board, 2019 – 2021

Athletics Liaison, 2017 – 2021

RECESS.--There being no further business, the meeting was recessed at 9:10 a.m. to convene the Board in Committee Meetings.

STANDING COMMITTEES.--Chairman Eltife convened the Board in Standing Committee meetings from 9:11 a.m. – 11:21 a.m.

ADJOURNMENT.--There being no further business, the meeting was adjourned following Standing Committee meetings at 11:21 a.m. to reconvene on May 6, 2021.

THURSDAY, MAY 6, 2021.--The members of the Board of Regents of The University of Texas System convened in Open Session on Thursday, May 6, 2021, at 9:03 a.m. via Zoom conference, with the below meeting participation. This regular meeting of the Board was held via video conference call as authorized by Governor Abbott's Executive Order temporarily suspending certain provisions of the Texas Open Meetings Act, effective March 16, 2020, to address and mitigate the effects of the COVID-19 pandemic.

ATTENDANCE.--

Present

Chairman Eltife  
Vice Chairman Longoria  
Vice Chairman Weaver  
Regent Crain  
Regent Hicks  
Regent Jiles  
Regent Perez  
Regent Warren  
Regent Ojeaga, Student Regent, nonvoting

CONVENE THE BOARD IN OPEN SESSION.--At 9:03 a.m., in accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Eltife called the meeting to order in Open Session.

Chairman Eltife began the meeting by congratulating the Chess Team at U. T. Rio Grande Valley on its third National Championship and the U. T. Austin Men's Swimming and Diving Team on its 15th National Championship.

STANDING COMMITTEE RECOMMENDATIONS AND REPORTS.--At 9:05 a.m., Chairman Eltife announced the Board would hear the reports and recommendations of the Standing Committees, which are set forth on Pages 4 - 38.

REPORT OF THE AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE  
(Page 4).--Unless otherwise indicated, the actions set forth in the Minute Orders  
that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

There were no items assigned for review by this Committee.

2. U. T. System: Discussion and Appropriate Action regarding institutional Audit Committee chair changes; Discussion on internal audit policy and guidance updates; Report on the State Auditor's Office Statewide Single Audit Report for FY 2020 and Systemwide internal audit administrative items, including Required Communications and Annual Audit Plan Status

This item was for consideration only by the Committee.

3. U. T. System: Report on the results of the Fiscal Year 2020 U. T. Systemwide Endowment Compliance Program

This item was for consideration only by the Committee.

REPORT OF THE FINANCE AND PLANNING COMMITTEE (Pages 5 - 10).--  
Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, referred for Committee consideration

There were no items referred from the Consent Agenda.

2. U. T. System: Financial Status Presentation and Monthly Financial Report

This item was for consideration only by the Committee.

3. U. T. System: Approval of A) the Fiscal Year 2022 Budget Preparation Policies, including the Calendar for budget operations, and B) an amendment to the Annual Operating Budget Rules and Procedures

The Board approved the following recommendation:

#### RECOMMENDATION

With the concurrence of the Executive Vice Chancellor for Business Affairs, the Executive Vice Chancellor for Academic Affairs, and the Executive Vice Chancellor for Health Affairs, the Chancellor recommends that the U. T. System Board of Regents approve A) the Budget Preparation Policies as set out below, including the Calendar for budget operations on the following pages, B) an amendment to the Annual Operating Budget Rules and Procedures for use in preparing the Fiscal Year (FY) 2022 Annual Operating Budget for the U. T. System, also as set out below:

##### A. U. T. System Fiscal Year 2022 Budget Preparation Policies

1. General Guidelines - The regulations and directives included in the *General Appropriations Act* as enacted by the 86th Texas Legislature serve as the basis for these guidelines and policies. In preparing the draft of the FY 2022 Operating Budget, the president of each institution should adhere to guidelines and policies as detailed below and as included in the *General Appropriations Act*. The Assistant Vice Chancellor, Budget and Planning will issue detailed instructions regarding the implementation of those regulations and directives into the institutional budget process.

The president of each institution should examine the resources used at the institution and, where possible, redirect resources toward high

priority mission critical activities and strategic competitive investments that are consistent with the goals and objectives included in the institution's Strategic Plan.

Overall budget totals, including retaining reasonable reserves for potential future financial shortfall, must be limited to the funds available for the year from General Revenue Appropriations, Estimates of Educational and General Income, and limited use of institutional unappropriated balances.

2. Maintenance of Operating Margin and Use of Prior Year Balances - Institutions should make all reasonable efforts to maintain a favorable operating margin within the FY 2022 Operating Budget. Use of prior year balances should be limited to critical items, unique opportunities, or projects funded from prior year income committed for that purpose. Generally, balance usage should be reserved for nonrecurring activities. Balance usage cannot be recommended to the U. T. System Board of Regents for approval without the consent of the Chancellor, the appropriate Executive Vice Chancellor, and the Assistant Vice Chancellor, Budget and Planning.
3. Salary Guidelines - Recommendations regarding salary policy are subject to the following directives:
  - A. Salaries Proportional by Fund - Unless otherwise restricted, payment for salaries, wages, and benefits paid from appropriated funds, including local funds and educational and general funds as defined in *Texas Education Code* Section 51.009 (a) and (c), shall be proportional to the source of funds.
  - B. Merit Increases and Promotions - Institutions should consider available resources and resolution of any major salary inequities when implementing merit salary increases for faculty and staff.

As defined in *Texas Education Code* Section 51.962, an employee must have been employed by the institution for the six months immediately preceding the effective date of the increase to be eligible for a merit increase, and at least six months must have elapsed since the employee's last merit salary increase. These limitations also apply to one-time merit payments.

Merit increases or advances in rank for faculty are to be on the basis of teaching effectiveness, research, and public service.

Merit increases or promotions for administrative and professional staff and classified staff are to be based on evaluation of performance in areas appropriate to work assignments.

In accordance with Regent's *Rules and Regulations*, performance appraisals are to be conducted annually for all employees of the U. T. System. The U. T. System Administration Office of Talent and Innovation will issue specific guidance related to this requirement.

- C. Other Increases - Equity adjustments, competitive offers, and increases to accomplish contractual commitments should also consider merit where appropriate, subject to available resources. Subject to guidance issued by the Assistant Vice Chancellor, Budget and Planning, such increases should be noted and explained in the supplemental data accompanying the budget.
  - D. New Positions - Subject to available resources, new administrative and professional staff, classified staff, and faculty positions are to be requested only when justified by workloads or to meet needs for developing new programs.
  - E. Reporting - The Assistant Vice Chancellor, Budget and Planning will issue guidance on reporting of compensation. It is expected that required reports will encompass personnel covered by Regents' *Rules and Regulations*, Rules 20203 and 20204 along with the top-ten highest compensated individuals and those administrative and professional staff reporting directly to the president.
- 4. Staff Benefits Guidelines - Recommendations regarding the State contribution for employee staff benefits such as group insurance premiums, teacher retirement, and optional retirement are subject to legislative determination via the *General Appropriations Act*. Payments for benefits, including for retirees, should comply with the provisions of Accounting Policy Statements No. 11, "Benefits Proportional by Fund" and the *General Appropriations Act*. The Assistant Vice Chancellor, Budget and Planning will issue instructions regarding the implementation of the benefits into the budget process.
  - 5. Other Employee Benefits - Employer contributions to the self-insured Unemployment Compensation Fund are based on an actuarial study. Workers' Compensation Insurance rates are experience-rated for each institution. Appropriate instructions will be issued regarding the implementation of Unemployment Compensation Fund and Workers' Compensation Insurance Benefits.
  - 6. Other Operating Expenses Guidelines - Increases in Maintenance, Operation, Equipment, and Travel are to be justified by expanded workloads, for developing new programs, or for correcting past deferrals or deficiencies.

7. Calendar - In the event of unforeseen circumstances, authority is delegated to the Assistant Vice Chancellor, Budget and Planning to modify the Calendar.

B. Addition to the Annual Operating Budget Rules and Procedures

It is also recommended that the Board approve a change to the Annual Operating Budget Rules and Procedures for FY 2022 by adding the following:

B. Budget Amendments

...

5. Budget Amendment criteria

...

e. Notwithstanding a., b., and c. of this section may authorize any budget amendment related to hospital patient care activities or Medical, Dental, Nursing, and Faculty Services Research and Development Plans, the Allied Health Faculty Services Plan or the Physicians Referral Service Plan without limitation if the budget increase is supported by a corresponding increase in revenue. This exception does not apply to increases from unappropriated balances.

The full text of the FY 2022 Budget Rules and Procedures is available online.

BACKGROUND INFORMATION

The U. T. System FY 2022 Budget Preparation Policies are consistent with the regulations and directives included in the *General Appropriations Act* and other general law to be enacted by the 87th Texas Legislature. As written, this policy provides general direction to the U. T. System institutions. The proposed addition to the Annual Operating Budget Rules and Procedures for FY 2022 will allow greater flexibility for institutions with healthcare operations to respond to growth in patient care activities and will result in fewer approvals being required from U. T. System Administration or the Board of Regents, except with regard to increases from unappropriated balances.



**THE UNIVERSITY OF TEXAS SYSTEM**

**FY 2022 OPERATING BUDGET CALENDAR**

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April 16, 2021	Request for Library, Equipment, Repair and Rehabilitation new project instructions and information on balances subject to lapse are sent to institutions
May 5-6, 2021	Board of Regents takes appropriate action on budget preparation policies and budget rules
May 15, 2021	Budget instructions issued by U. T. System Administration
June 1-11, 2021	Institution Budget Meetings with U. T. System Administration
June 4, 2021	New Library, Equipment, Repair and Rehabilitation project requests due to U. T. System Administration
June 28, 2021	Draft budget documents due to U. T. System Administration (summary-level with optional detail)
July 1-6, 2021	Technical budget review with U. T. System Administration
July 12, 2021	Reports on highly compensated staff covered by Regents' Rule 20204, institutional top ten salaries and high-ranking staff salaries due to U. T. System Administration
July 13, 2021	Final budget documents due to U. T. System Administration (summary-level and optional detail)
July 31, 2021	Operating Budget Summaries provided to the Office of the Board of Regents
August 15, 2021	Detail budget due date (if not previously submitted)
August 19, 2021	Board of Regents takes appropriate action on Operating Budget and compensation of Presidents and Executive Officers
November 18, 2021	Board of Regents takes appropriate action on budget changes resulting from August 15 detail budget

4. U. T. System Board of Regents: Update on University Lands

This item was for consideration only by the Committee.

REPORT OF THE ACADEMIC AFFAIRS COMMITTEE (Pages 11 - 23).-- Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, referred for Committee consideration

There were no items referred from the Consent Agenda.

- 2a. U. T. Dallas: Discussion and appropriate action regarding proposed changes to admission criteria for the Master of Arts, Master of Fine Arts, and Doctor of Philosophy in the Arts, Technology, and Emerging Communication degree programs

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Master of Arts, Master of Fine Arts, and Doctor of Philosophy in Arts, Technology, and Emerging Communication degree programs at U. T. Dallas as described below.

BACKGROUND INFORMATION

U. T. Dallas proposes revisions to the unconditional admissions requirements for the Master of Arts (M.A.) and Master of Fine Arts (M.F.A.) in Arts, Technology, and Emerging Communication (ATEC) to be in alignment with the University's minimum Grade Point of Average (GPA) for master's admissions by lowering it from 3.3 to 3.0. The GPA of 3.3 will remain the same for the Doctor of Philosophy (Ph.D.) in ATEC, which is in alignment with the University's minimum GPA.

In addition, the proposed changes clearly delineate the academic credentials and relevant work experience needed to apply for the M.A., M.F.A., and the Ph.D. programs in ATEC.

<b>Current Unconditional Admission Criteria</b>	<b>Proposed Unconditional Admission Criteria</b>
For the Master of Arts and Master of Fine Arts:	For the Master of Arts and Master of Fine Arts:

<p>1. Previous academic degree (B.A. or B.S., M.A. or M.F.A.) in an appropriate field (i.e. Art, Computer Science, Design, Media Studies, and so forth)</p>	<p>1. <del>Previous Bachelor's</del> academic degree (B.A. or B.S., <del>M.A. or M.F.A.</del>) <del>in an appropriate field (i.e. Art, Computer Science, Design, Media Studies, and so forth)</del> <u>in a relevant field (i.e. Art, Computer Science, Design, Media Studies, and so forth) from an accredited institution. If previous degree is not in a relevant field, work experience in a relevant field may be substituted.</u></p>
<p>2. A minimum Grade Point Average of 3.3</p>	<p>2. A minimum Grade Point Average of <del>3.3</del> <u>3.0</u></p>
<p>For the Doctor of Philosophy program:</p>	<p>For the Doctor of Philosophy program:</p>
<p>1. Previous academic degree (M.A., M.S., or M.F.A) in an appropriate field (i.e. Art, Computer Science, Design, Media Studies, and so forth)</p>	<p>1. <del>Previous academic degree</del> <u>Master's degree</u> (M.A., M.S., <del>M.Des.</del>, or M.F.A) <del>in an appropriate field (i.e. Art, Computer Science, Design, Media Studies, and so forth)</del> <u>in a relevant field (i.e. Art, Computer Science, Design, Media Studies, and so forth) from an accredited institution. If previous degree is not in a relevant field, work experience in a relevant field may be substituted.</u></p>
<p>2. A minimum Grade Point Average of 3.3</p>	<p>2. No Change</p>

2b. U. T. El Paso: Discussion and appropriate action regarding proposed changes to admission criteria for the Master of Public Health degree program

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Master of Public Health degree program at U. T. El Paso as described on the following pages.

**BACKGROUND INFORMATION**

U. T. El Paso requests approval to remove the Graduate Record Examination (GRE) requirement for admission to the Master of Public Health (MPH) degree program. U. T. El Paso has conducted an in-depth study of the use of GRE scores in admission decisions and has found that the GRE is not predictive of student success in the Master of Public Health program.

In addition, proposed changes clarify testing requirements and add a writing sample requirement for international applicants. Finally, U. T. El Paso proposes requiring applicants to meet with the Admissions Committee via videoconference.

<b>Current Unconditional Admission Criteria</b>	<b>Proposed Unconditional Admission Criteria</b>
<ul style="list-style-type: none"> <li>Completed baccalaureate degree from an accredited U.S. institution or recognized foreign institution.</li> </ul>	<ul style="list-style-type: none"> <li>No Change</li> </ul>
<ul style="list-style-type: none"> <li>Minimum 3.0 cumulative GPA on 4.0 scale for prior degree(s).</li> </ul>	<ul style="list-style-type: none"> <li>No Change</li> </ul>
<ul style="list-style-type: none"> <li>GRE or MCAT scores in accordance with UTEP graduate admissions requirements.</li> </ul>	<ul style="list-style-type: none"> <li>GRE <u>and/or</u> MCAT scores <u>in accordance with UTEP graduate admissions requirements are optional.</u></li> </ul>
<ul style="list-style-type: none"> <li>Minimum UTEP TOEFL exam score (international applicants) 79 (internet-based); 550 (paper-based).</li> </ul>	<ul style="list-style-type: none"> <li><u>Minimum UTEP TOEFL exam score (international applicants) 79 (internet-based); 550 (paper-based). For international applicants, minimum UTEP TOEFL exam score of 79 for the internet-based test; or 550 for the paper-based test.</u></li> </ul>
<ul style="list-style-type: none"> <li>Three letters of recommendation from professional references who have graduate degrees. At least one of these should be from an academic reference (e.g., a former professor).</li> </ul>	<ul style="list-style-type: none"> <li>No Change</li> </ul>
<ul style="list-style-type: none"> <li>A 500-word essay describing prior health experience and reasons for pursuing the MPH.</li> </ul>	<ul style="list-style-type: none"> <li>A 500-word essay describing prior <u>public health-related</u> experience and reasons for pursuing the MPH.</li> </ul>
<ul style="list-style-type: none"> <li>Current curriculum vitae or professional resume</li> </ul>	<ul style="list-style-type: none"> <li>No Change</li> </ul>

	<ul style="list-style-type: none"> <li>• <u>For international applicants, English language writing sample authored solely by the applicant (e.g., class paper or research report).</u></li> </ul>
	<ul style="list-style-type: none"> <li>• <u>Videoconference (Zoom or Skype) meeting with the Admissions Committee.</u></li> </ul>

2c. U. T. Rio Grande Valley: Discussion and appropriate action regarding proposed changes to admission criteria for the Master of Education in Teacher Leadership degree program

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Master of Education in Teacher Leadership degree program at U. T. Rio Grande Valley as described below.

BACKGROUND INFORMATION

U. T. Rio Grande Valley requests approval to change the years of teaching experience required for admission to the Master of Education (M.Ed.) in Teacher Leadership degree program.

Most graduate degree programs with certification governed by the Texas Education Agency require two years of teaching experience prior to admission. This change aligns admission requirements for the M.Ed. in Teacher Leadership with admission requirements for other M.Ed. programs at U. T. Rio Grande Valley and across the state.

<b>Current Unconditional Admission Criteria</b>	<b>Proposed Unconditional Admission Criteria</b>
<ul style="list-style-type: none"> <li>• Bachelor’s degree from a regionally accredited institution in the United States or a recognized international equivalent in a similar or related field.</li> </ul>	<ul style="list-style-type: none"> <li>• No change</li> </ul>

<ul style="list-style-type: none"> <li>Undergraduate Grade Point Average (GPA) of at least 3.0 for clear admission. If applicant does not meet the minimum undergraduate GPA criterion, GRE general test with minimum scores of 150 Verbal, 141 Quantitative, and 4.0 Analytical are required for conditional admission.</li> </ul>	<ul style="list-style-type: none"> <li>No change</li> </ul>
<ul style="list-style-type: none"> <li>Official transcripts from each institution attended</li> </ul>	<ul style="list-style-type: none"> <li>No change</li> </ul>
<ul style="list-style-type: none"> <li>Statement detailing professional goals, campus leadership experience, and reasons for pursuing a Master of Education in Teacher Leadership</li> </ul>	<ul style="list-style-type: none"> <li>No change</li> </ul>
<ul style="list-style-type: none"> <li>Resume including educational background and work experience</li> </ul>	<ul style="list-style-type: none"> <li>No change</li> </ul>
<ul style="list-style-type: none"> <li>Teaching certificate with a minimum of 3 years of teaching experience</li> </ul>	<ul style="list-style-type: none"> <li>Teaching certificate with a minimum of <del>3</del>2 years of teaching experience</li> </ul>

2d. U. T. Rio Grande Valley: Discussion and appropriate action regarding proposed changes to admission criteria for the Doctor of Philosophy in Business Administration degree program

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Doctor of Philosophy in Business Administration degree program at U. T. Rio Grande Valley as described on the following page.

**BACKGROUND INFORMATION**

The current program requirements do not identify specific GRE or GMAT scores. The revised admission criteria clarify minimum GMAT and GRE scores required for admission. With the addition of specific scores, the program will only consider applicants whose scores fall within the 50th percentile or higher.

<b>Current Unconditional Admission Criteria</b>	<b>Proposed Unconditional Admission Criteria</b>
<ul style="list-style-type: none"> <li>• GMAT exam or GRE test with scores submitted by February 1st.</li> </ul>	<ul style="list-style-type: none"> <li>• <u>A minimum GMAT exam score of 500</u> or GRE <u>verbal reasoning score of 152 and quantitative reasoning score of 152</u> <del>test with scores</del> submitted by February 1st.</li> </ul>
<ul style="list-style-type: none"> <li>• Official transcripts</li> </ul>	<ul style="list-style-type: none"> <li>• No change</li> </ul>
<ul style="list-style-type: none"> <li>• Three (3) letters of recommendation</li> </ul>	<ul style="list-style-type: none"> <li>• No change</li> </ul>
<ul style="list-style-type: none"> <li>• A personal statement outlining career goals</li> </ul>	<ul style="list-style-type: none"> <li>• No change</li> </ul>
<ul style="list-style-type: none"> <li>• Resume or curriculum vitae</li> </ul>	<ul style="list-style-type: none"> <li>• No change</li> </ul>
<ul style="list-style-type: none"> <li>• For international applicants - submit TOEFL or IELTS (with minimum scores of 550 on paper-based, 213 on computer-based) and transcript evaluation by FCSA</li> </ul>	<ul style="list-style-type: none"> <li>• No change</li> </ul>
<ul style="list-style-type: none"> <li>• Cumulative GPA of 3.0</li> </ul>	<ul style="list-style-type: none"> <li>• No change</li> </ul>

3a. U. T. El Paso: Approval to establish a Bachelor of Science in Aerospace and Aeronautical Engineering degree program

The Board approved the following recommendation:

**RECOMMENDATION**

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that authorization, pursuant to the Regents' *Rules and Regulations*, Rule 40307, related to academic program approval standards, be granted to

- a. establish a Bachelor of Science in Aerospace and Aeronautical Engineering degree program at U. T. El Paso; and

- b. submit the proposals to the Texas Higher Education Coordinating Board for review and appropriate action.

## BACKGROUND INFORMATION

### Program Description

U. T. El Paso proposes a new Bachelor of Science (B.S.) degree program in Aerospace and Aeronautical Engineering. The program is designed to prepare students for careers in aerospace, aeronautical, and defense systems engineering and related disciplines. The program will have a unique set of focuses including defense, small satellite, propulsion systems, exploration vehicles, autonomous systems, and hypersonics. These emerging areas will be in high demand in the next decade and beyond. The specialized areas will be balanced with the classic aerospace foundation so students have a maximum degree of marketability.

The proposed degree will require 128 semester credit hours (SCH) including 56 SCH of required courses and 30 SCH of prescribed electives. The program will consist of an initial two years of study identical to the current B.S. in Mechanical Engineering degree program, and then will have course, laboratory, and project experiences in the last two years of the curriculum in aerodynamics, propulsion, aerostructures, aerospace dynamics and controls, and aerospace systems engineering. The prescribed electives are organized to support a concentration-based organization that supports the unique focus of the proposed program and gives significant flexibility for students to progress efficiently through the program.

### Need and Student Demand

Historically, the aerospace engineering job market has been subject to a cyclical hiring profile, but typically averages in the 4% to 6% annual growth in employment. Commercial and defense markets have typically had differing growth and expansions due to the different market forces in these sectors, but currently, for the near term, both commercial and defense aerospace engineering demand is high. According to the U.S. Bureau of Labor Statistics (BLS), the overall job employment projected growth from 2018 to 2028 is 2% for aerospace engineering. Additional jobs are regularly posted for aerospace engineers by companies that typically are not included in the BLS dataset for aerospace engineering jobs. These include Google, UBER, and Amazon, for Unmanned Aircraft Systems (UAS) related jobs, as well as Amazon and Google for satellite engineers. Of note, Texas is the state with the largest number of aerospace engineering positions with approximately 6,770 open aerospace positions.

There are currently three aerospace engineering undergraduate programs in the State of Texas. The programs are located at Texas A&M University College Station (2019: 193 degrees awarded), U. T. Austin (2019: 106 degrees awarded), and U. T. Arlington (2019: 54 degrees awarded). New Mexico State University (NMSU) also offers a B.S. degree in Aerospace Engineering. NMSU is located 47 miles from El Paso in Las Cruces, New Mexico; the nearest aerospace program in Texas is 576 miles from the U. T. El Paso campus.

The Mechanical Engineering Department at U. T. El Paso has had a strong emphasis in aerospace and aeronautical engineering for the past decade. A significant percentage (typically 30% to 40%) of our mechanical engineering graduates are placed in the aerospace industry. This emphasis has naturally filtered through to program outreach and recruitment efforts. The local community that students are drawn from is keenly aware of the mechanical engineering program's strength in these areas. This has caused a significant interest locally for our current mechanical engineering program, as evidenced by the enrollment growth of over 40% in the past five years, and there has been a consistent demand from area high schools for U. T. El Paso to recruit for an aerospace degree.

Enrollment projections are based on student interest and resources within the department and assume 50 total new students in the first year. A 5-year total cumulative headcount is projected to be 370 students.

#### Program Quality

The program will have 27 core faculty and 10 support faculty, including twelve new tenured/tenure-track core faculty who will be hired within the first five years of the program, and one nontenure-track faculty member to be hired in year one. The new faculty will have 100% of their time allocated to the aerospace program. The current faculty demonstrate a moderately high level of research productivity in terms of number of articles published and grants dollars secured.

The proposed program will build on U. T. El Paso's B.S. in Mechanical Engineering program and existing interest in the aerospace field, incorporating the core faculty who have been teaching courses with an emphasis on aerospace and aeronautical engineering for the past decade. The program will have a strong emphasis in some of the emerging high-visibility activities in the aerospace area not typically offered by other aerospace programs. The institution plans to develop the program to have a reputation for producing highly marketable aerospace engineers in alignment with the needs of current large aerospace employers in Texas to include Lockheed Martin Corporation, National Aeronautics and Space Administration (NASA), and Blue Origin allowing students the opportunity to gain knowledge not offered by some of the classic aerospace programs.

Revenue and Expenses

<b>Expenses</b>	<b>5-Year Total</b>
<i>Faculty</i>	
Salaries	\$6,309,998
<i>Graduate Students</i>	
TA Salaries (reallocated)	\$974,034
<i>Staff &amp; Administration</i>	
Administrative Staff Salaries	\$281,396
<i>Other Expenses</i>	
Program Administration	\$279,178
Supplies and Materials	\$150,000
Equipment	\$500,000
Facilities	\$250,000
Travel	\$75,000
<b>Total Expenses</b>	<b>\$8,819,606</b>

<b>Revenue</b>	<b>5-Year Total</b>
<i>From Student Enrollment</i>	
Formula Funding	\$1,196,278
Tuition and Fees	\$8,613,118
<i>From Institutional Funds</i>	
Reallocation of Existing Resources	\$3,033,281
<i>From Other Revenue Sources</i>	
Other Funding	\$325,000
<b>Total Revenue</b>	<b>\$13,167,677</b>

Coordinating Board Criteria

The proposed program meets all applicable Coordinating Board criteria for new undergraduate degree programs.

- 3b. U. T. El Paso: Approval to establish a Doctor of Occupational Therapy degree program in the College of Health Sciences

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that authorization, pursuant to the

Regents' *Rules and Regulations*, Rule 40307, related to academic program approval standards, be granted to

- a. establish a Doctor of Occupational Therapy degree program in the College of Health Sciences at U. T. El Paso; and
- b. submit the proposal to the Texas Higher Education Coordinating Board for review and appropriate action.

### BACKGROUND INFORMATION

#### Program Description

U. T. El Paso proposes to establish a Doctor of Occupational Therapy (OTD) degree program. The doctoral degree is preferred for entry into the occupational therapy profession and is expected to become the required degree program for entry by 2027. The proposed degree program will build on the existing Master of Occupational Therapy (MOT) degree program and will include the provision of high-impact, professional, and transformative education, research, and community engagement that prepare service professionals to improve quality of life and ameliorate health disparities in the El Paso region. The program will require 105 semester credit hours (SCH) and will include courses in foundational and clinical sciences, general occupational therapy evaluation, treatment and evidence-based practices, as well as research and occupation-based practices that incorporate cultural and contextual relevance. Graduates of the program will be eligible to take the National Occupational Therapy Certification Examination (NOTCE) administered by the National Board for Certification in Occupational Therapy (NBCOT).

#### Need and Student Demand

According to the U.S. Bureau of Labor Statistics (BLS), the overall job employment projected growth from 2019 to 2029 for occupational therapists is 16%, which is much faster than the 10% average growth rate for health diagnosing and treating practitioners and the 4% growth rate for all occupations. The State of Texas and the Texas Workforce Commission anticipates a 19% increase in jobs for the same time period.

While the profession currently allows both the master's and doctoral entry-level occupational therapy degrees, many programs have eliminated the Master of Occupational Therapy (MOT) degree program and transitioned to the OTD. As the population ages and health care resources rely more on clinicians working independently in isolated areas of the State, a doctoral preparation is vital. This is especially important in the rural portions of the El Paso region. Often, an occupational therapist is the sole provider a client interacts with.

Many post-secondary institutions in Texas only recently began to offer Doctor of Occupational Therapy (OTD) degree programs and therefore graduation numbers are limited:

<b>Program</b>	<b>OTD Effective Date</b>
Texas Woman’s University	01/22/2020
Texas Tech University Health Sciences Center	04/25/2019
U. T. Rio Grande Valley	10/22/2020
U. T. Medical Branch	06/07/2016
U. T. Health Science Center San Antonio	10/20/2016

Applicant pools are robust for occupational therapy programs. The 2019 American Occupational Therapy Association (AOTA) current trends in higher education reported at its annual meeting of the Academic Leadership Council that applicant pools continue to grow, and the number of students accepted into OTD programs remain steady at approximately 18% of applicants.

Based on trends from enrollments and attrition for the current U. T. El Paso MOT program during the last five years, projections for the program for the first five years are included in the table below.

Enrollment Projections						
	2022	2023	2024	2025	2026	2027
Headcount	28	28	28	28	28	28
Cumulative Headcount	28	54	82 <sup>^</sup>	82 <sup>^</sup>	82 <sup>^</sup>	82 <sup>^</sup>

<sup>^</sup> The plan is to admit 2-4 additional recent MOT graduates into the post-professional degree, which may alter the projected amount of students and graduates.

### Program Quality

The department currently employs five core faculty for this program, with an additional new clinical faculty to be hired. Along with the core faculty are two support faculty, with a projected hire of an additional support faculty in 2023.

The two existing doctoral programs within the College of Health Sciences, the Ph.D. in Interdisciplinary Health Sciences (IHS) and the Doctor of Physical Therapy (DPT), will enhance and complement the proposed OTD program. All tenured and tenure-track faculty in the College of Health Sciences contribute to mentoring and teaching IHS doctoral students, and this will expand to include students in the OTD program. Two DPT faculty currently teach courses required for the MOT program and will continue to teach these courses for the OTD program. The DPT program will also contribute to the OTD program through Interprofessional Education seminars for students in health science doctoral programs throughout El Paso.

Including two courses in conversational Spanish skills in the curriculum will enrich the proposed OTD program and differentiate it from all others in the State of Texas. These courses are directly related to the needs of the community served in El Paso

County and the surrounding areas where Spanish is often the primary language. It has been shown that health care outcomes improve when clinicians speak the native language of the clients they serve.

Revenue and Expenses

<b>Expenses</b>	<b>5-Year Total</b>
<i>Faculty</i>	
Salaries and Benefits	\$1,997,052
<i>Graduate Students</i>	
TA and GRA Salaries and Benefits	\$ 80,676
<i>Staff &amp; Administration</i>	
Graduate Coordinator Salary	
Administrative Staff Salaries and Benefits (reallocated)	\$ 120,464
Program Administration	\$ 470,532
<i>Other Expenses</i>	
Supplies & Materials	\$ 216,125
Library & Instructional Technology Resources	\$ 105,500
Accreditation Costs	\$ 28,890
<b>Total Expenses</b>	<b>\$3,019,239</b>

<b>Revenue</b>	<b>5-Year Total</b>
<i>From Student Enrollment</i>	
Formula Funding	\$ 676,577
Tuition and Fees	\$3,299,900
<i>From Institutional Funds</i>	
Major Fees	\$ 160,125
<b>Total Revenue</b>	<b>\$4,136,602</b>

Coordinating Board Criteria

The proposed program meets all applicable Coordinating Board criteria for new doctoral degree programs.

4. U. T. El Paso: Report on the Strategic Plan and Institutional Priorities

This item was for consideration only by the Committee.

5. U. T. Arlington: Discussion and appropriate action regarding name change of Davis Hall to University Administration Building

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the name of the current administration building at U. T. Arlington be changed from Davis Hall to the University Administration Building and that the Board express appreciation to members of the U. T. Arlington Student Congress and the Davis Hall renaming task force for their thoughtful input on the matter.

BACKGROUND INFORMATION

In 1936, when U. T. Arlington was still known as the North Texas Agricultural College, it constructed, dedicated, and named a new dormitory as the Young Men's Dormitory. In Fall 1949, it was renamed E.E. Davis Hall after Edward Everett Davis, who was the Dean of the College. The building was renamed Brazos Hall in 1967 and ultimately torn down in 2018 to create Brazos Park, a green space in the heart of U. T. Arlington's campus.

A new administrative building which opened in 1971 was named Davis Hall after Dean Davis.

In Spring 2020, following passage of a Student Congress resolution, a task force of faculty, staff, and students was appointed to review relevant documentation and to make a recommendation on whether Davis Hall should be renamed. The task force unanimously recommended removal of the Davis name from the building.

REPORT OF THE HEALTH AFFAIRS COMMITTEE (Pages 24 - 38).-- Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved by the Board in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

There were no items referred from the Consent Agenda.

2. U. T. M. D. Anderson Cancer Center: Discussion and appropriate action regarding reaffirmation of the Mission Statement

The Board approved the following recommendation:

#### RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs and the institutional president that the U. T. System Board of Regents approve and reaffirm the Mission Statement for U. T. M. D. Anderson Cancer Center as follows.

#### Mission Statement

The mission of The University of Texas M. D. Anderson Cancer Center is to eliminate cancer in Texas, the nation, and the world through outstanding programs that integrate patient care, research, and prevention, and through education for undergraduate and graduate students, trainees, professionals, employees, and the public.

#### BACKGROUND INFORMATION

Each public institution of higher education is required to have a mission statement under *Texas Education Code* Section 51.359. Section 51.352 of the *Code*, regarding the Responsibility of Governing Boards, requires each governing board to insist on clarity of focus and mission of each institution under its governance.

In addition, Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) accreditation requirements require the periodic review and approval of each institution's mission statement by its governing board.

The U. T. M. D. Anderson Cancer Center Mission Statement was last reviewed and approved by the Board of Regents on April 19, 2004. There are no proposed changes to the existing Mission Statement.

3. U. T. Medical Branch - Galveston: Approval to create the School of Public and Population Health

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Vice Chancellor and General Counsel, and the institutional president that approval be granted to create the School of Public and Population Health at U. T. Medical Branch - Galveston.

A PowerPoint presentation is set forth on the following pages.

BACKGROUND INFORMATION

The School of Public and Population Health at U. T. Medical Branch - Galveston (School) will prepare its graduates to assume leadership positions to improve the health status of the state of Texas and the global population, with a specific emphasis on the comprehensive nature of public health. The School's focus will include better integration and enhancement of the unique strengths across the institution by improving the bridge between disparate, but related, research and educational foci, including public health, population health, global health, emerging and infectious disease, and health services. The proposed timeline includes a Fall 2021 proposal to the Council of Education for Public Health, closely followed by a self-study (January 2022 to January 2023), with full accreditation in time for Fall 2024.

The School's new multidisciplinary model will help continue to advance the academic mission of solving major health problems, including emerging pandemics, and will help fill a state-wide gap in capacity to produce highly trained public health professionals.

The creation of the new School has been approved by the Executive Vice Chancellor for Health Affairs and is pending approval by the Board. Upon approval by the Board of Regents, the Office of Health Affairs will notify the Texas Higher Education Coordinating Board of the change so that the U. T. Medical Branch - Galveston administrative unit structure can be updated.

*Texas Education Code* Section 65.11 authorizes the Board of Regents to provide for the "...administration, organization, and names of the institutions and entities in The University of Texas System in such a way as will achieve the maximum operating efficiency of such institutions and entities...".

# The University of Texas Medical Branch at Galveston School of Public and Population Health

U. T. System Board of Regents Meeting  
Health Affairs Committee  
May 2021

**Ben G. Raimer, M.D., M.A., FAAP**  
**President *ad interim***



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# UTMB School of Public and Population Health

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A School of Public and Population Health (SPPH) at U. T. Medical Branch - Galveston (UTMB) would fill a **state-wide gap** in capacity to produce highly trained public health professionals, and better integrate and enhance several **unique strengths across UTMB's campus** by improving the bridge between disparate, but related, research and educational foci, including:

- **Public health;**
- **Population health;**
- **Global health;**
- **Emerging and infectious disease; and**
- **Health services.**



# UTMB Program Need

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The changing population demographics and the emerging importance of community engagement contribute **to a need for a broadly trained, diverse public health workforce.** It is well established that there is both a current and projected shortage of qualified public health workers in the relevant disciplines. **A wide variety of employers are seeking individuals with training in public health.**

Three additional developments that will increase the need for trained public health workers are:

- **New credentialing requirements for public health workers;**
- **New accreditation requirements for the nation’s public health departments** (a process that is rapidly evolving); and
- **Emerging pandemics** (i.e., COVID-19).



# UTMB Program Background

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Pre-medical and pre-health (PMPH) programs have recently demonstrated **significant growth**, both in degree program offerings and student population.

- With 112 students, educational programs administered by the Department of Preventive Medicine and Population Health account for **45 percent of the current student population** in the UTMB Graduate School of Biomedical Sciences.
- The Master of Public Health (M.P.H.) alone has grown from 20 students in 2016-2017 to 60 students in 2020-2021, a **200 percent increase**.



# M.P.H. Program History at UTMB

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- The M.P.H. Program was pre-accredited by the Council on Education and Public Health (CEPH) in 1999 and admitted its first students (UTMB Preventive Medicine residents) in 2000.
- After receiving full CEPH accreditation in 2002, the program expanded its reach to other student groups.
- In 2005, the program was available to any postgraduate physician at UTMB.
- The M.P.H. was offered to UTMB medical students in 2008 and to Ph.D. students and faculty in 2011.
- In 2017, the program opened to non-UTMB affiliated students, which allowed applicants outside the institution to join the program, including students who had recently finished undergraduate degrees and those who had worked professionally in various settings.



## M.P.H. Program History at UTMB (cont.)

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- The most recent change to the M.P.H. Program was the addition of the four-year combined M.D./M.P.H. program in 2019, which allows UTMB medical students to earn their medical degree and the M.P.H. without stepping out for an extra year.
- Currently, the M.P.H. Program has **61 students across four M.P.H. tracks:** Aerospace Medicine (for Aerospace Medicine residents only), Biostatistics, Epidemiology, and Generalist (for four-year M.D./M.P.H. students only).
- As of 2021, there have been **more than 160 graduates** of the M.P.H. Program at UTMB.



# UTMB Program Outline

The **SPPH will integrate the skills and perspectives of the humanities and the quantitative, clinical and social sciences as we:**

- Produce research and scholarship that informs effective health care, health system, and public health practice and policy;
- Provide public health and community-based services that promote individual and population health; and
- Prepare learners who will make similar contributions in their research, practice, and teaching careers.

The **SPPH proposed foci** will include: Biostatistics, Epidemiology, Global Health and Emerging Diseases, Data Science and Population Health, Bioethics, Aerospace Medicine, and Environmental Health.

The **SPPH will initially seek to offer** degrees in four areas:

1. Master of Public Health (M.P.H.)
2. Medical Humanities (M.A., Ph.D.)
3. Population Health and Data Sciences (Ph.D.)
4. Doctor of Public Health (Dr.PH.)



# UTMB Program Proposal

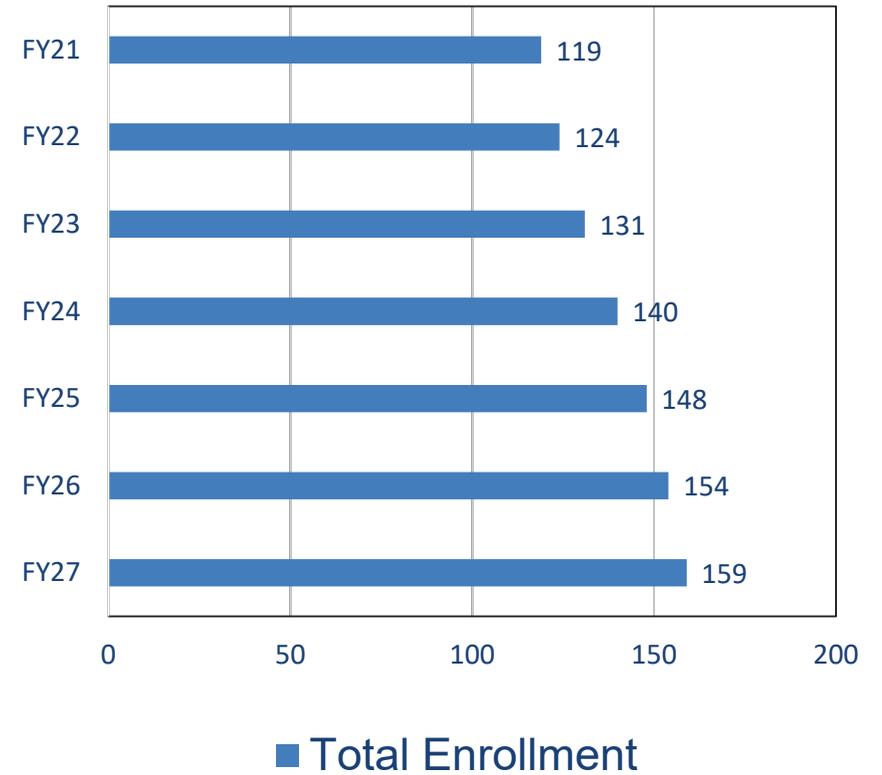
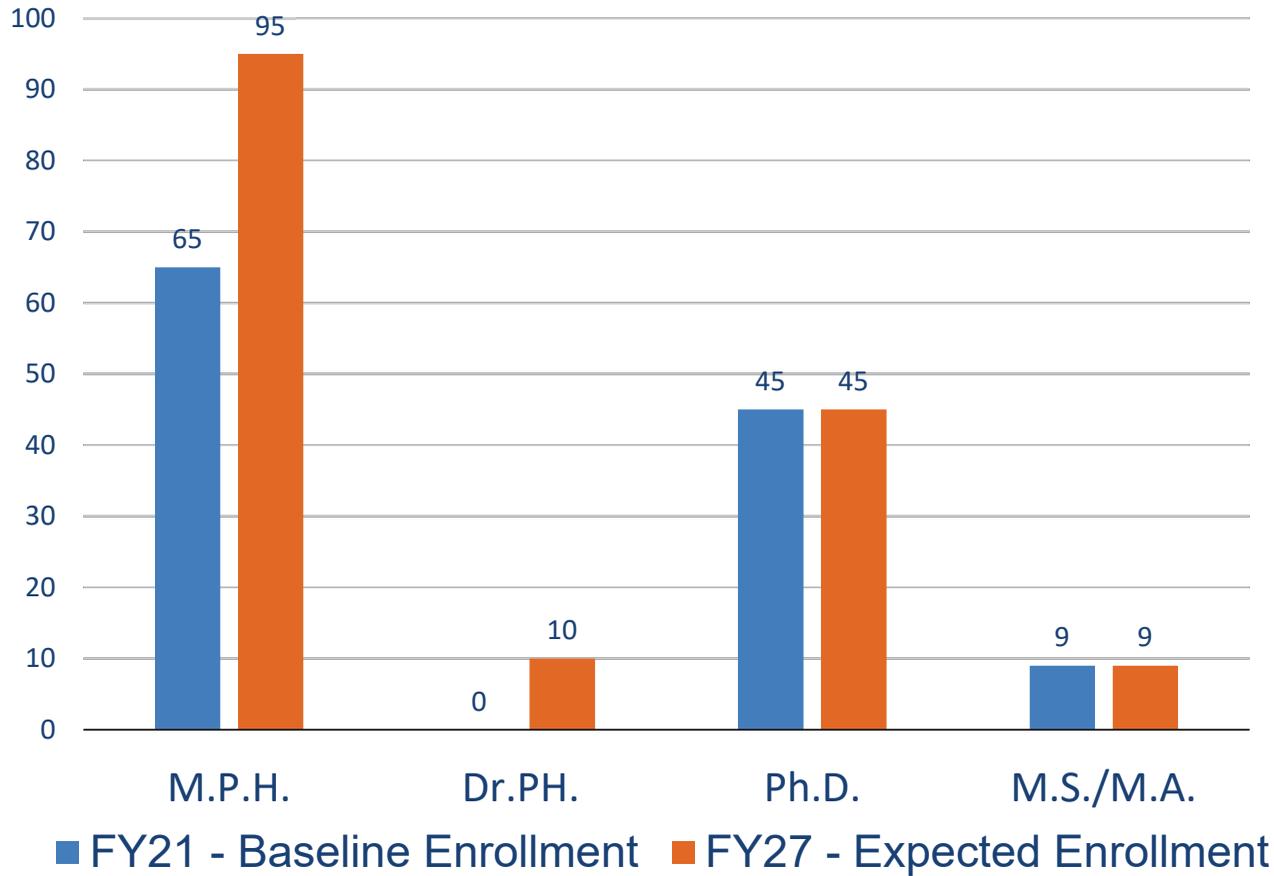
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- The SPPH at UTMB will prepare its graduates to **assume leadership positions to improve the health status of the State of Texas and the global population**, with a specific focus on the elimination of racial and ethnic disparities.
- The School and its programs will emphasize the **comprehensive nature of public health through the involvement of a broad range of professional disciplines** united in establishing a new multidisciplinary model for solving major health problems.
- The School's graduates are expected to play a critical role in **coordinating the multidisciplinary teams necessary in meeting emerging public health challenges** in the United States and throughout the world.



# UTMB SPPH Enrollment Projections

Minutes - 34



# UTMB Collaborative Training Model

**UTMB's comprehensive set of programs supports a collaborative training model to educate students in interdisciplinary approaches to public health.**



- UTMB is the **first institution west of the Mississippi** to combine leadership in health professions training with a health system.
- UTMB is **both a comprehensive research university and full health sciences center.**
- UTMB is in the best position to prepare a cadre of public health professionals committed to **improving the health of underserved communities.**
- UTMB's M.P.H. and infectious disease program enjoys a **favorable reputation at international, national and local levels.**
- UTMB has an **established role in training leaders for many countries** across the Latinx and African Diaspora.

**The SPPH will enhance UTMB's efforts to be a leader in addressing community and global health issues as well as training professionals skilled at addressing the health of America's urban and rural communities.**



# UTMB SPPH Overview

Infectious Disease Strengths with Galveston National Laboratory

Connections to NASA and Antarctic Exploration

Day and Evening Programs

Multidisciplinary and Translational

Innovative SPPH Structure

Accredited M.P.H. Program with Aerospace Concentration

Emerging Connections to Pan American Health Organization

Emerging Collaboration with National Institutes of Health

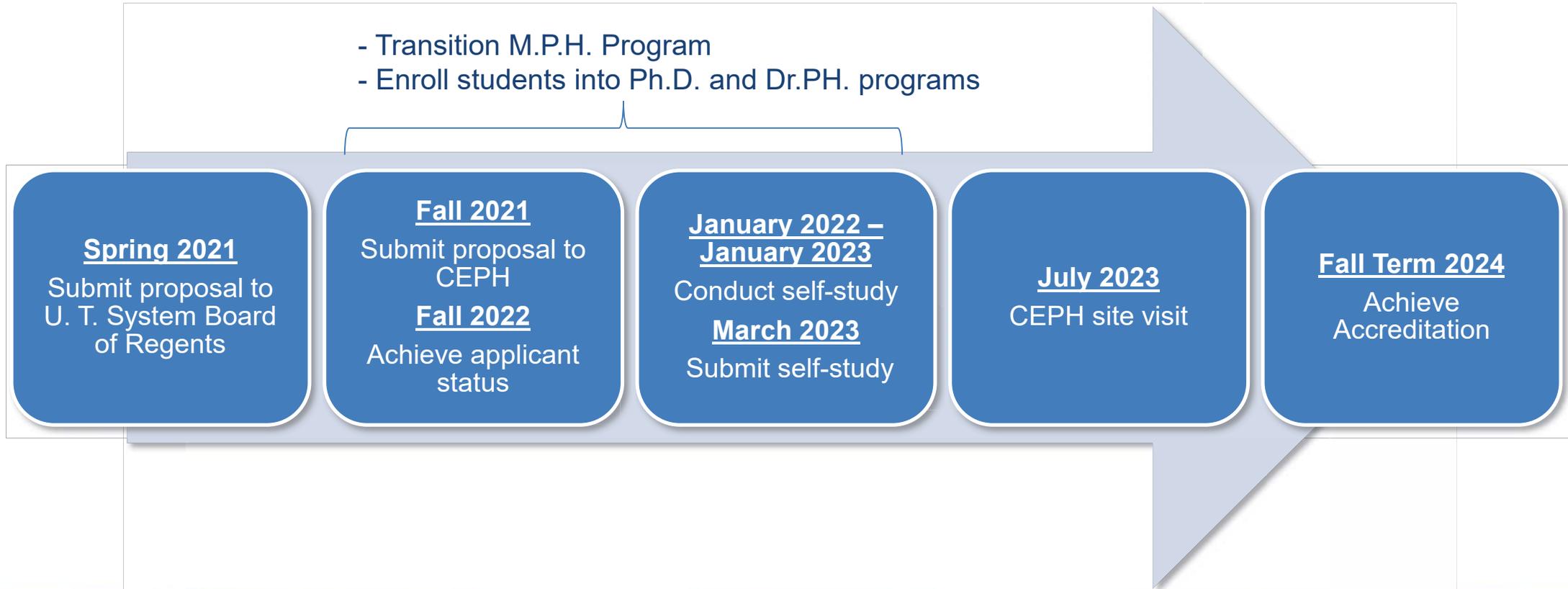
## UTMB School of Public and Population Health

Located in Galveston



# UTMB SPPH Proposed Timeline

GOAL: Obtain full accreditation by the end of the Fall Term 2024



Minutes - 37

May 6, 2021 Meeting of the U. T. System Board of Regents – Health Affairs Committee



4. U. T. Health Science Center - San Antonio: Report on the Long Range Financial Plan for The University of Texas Health Science Center at San Antonio

This item was for consideration only by the Committee.

REPORT OF THE FACILITIES PLANNING AND CONSTRUCTION COMMITTEE  
(Pages 39 - 51).--Unless otherwise indicated, the actions set forth in the Minute Orders that follow were recommended and approved in Open Session.

1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

There were no items referred from the Consent Agenda.

2. U. T. Health Science Center - San Antonio: Mays Cancer Center Renovations - Amendment of the current Capital Improvement Program to include project; approval of total project cost; and appropriation of funds

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents amend the current Capital Improvement Program (CIP) to include the Mays Cancer Center Renovations project at The University of Texas Health Science Center at San Antonio as follows:

- a. amend the current CIP and approve a total project cost of \$28,000,000;
- b. appropriate funds of \$28,000,000 with funding of \$15,000,000 from Revenue Financing System (RFS) Bond Proceeds and \$13,000,000 from Designated Funds; and
- c. resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System Revenue Financing System that parity debt shall be issued to pay the project's cost, including any costs prior to the issuance of such parity debt; sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the Master Resolution to satisfy the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System; and U. T. Health Science Center - San Antonio, which is a "Member" as such term is used in the Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of tax-exempt parity debt in the aggregate amount of \$15,000,000.

## BACKGROUND INFORMATION

### Debt Service

The \$15,000,000 in RFS debt will be repaid from Clinical Revenues. Annual debt service on the \$15,000,000 in RFS debt is expected to be \$1.07 million. The institution's Scorecard Rating of 5.7 at fiscal year-end 2020 is below the maximum threshold of 6.0 and demonstrates that the institution has the financial capacity to satisfy its direct obligations related to parity debt.

### Previous Action

On December 21, 2020, the Chancellor approved this project for Definition Phase.

### Project Description

The project includes renovations associated with hospital compliance, code renovations, and program revisions to serve outpatient services at the Mays Cancer Center (MCC) and in support of the future Inpatient Facility currently under construction. The MCC is comprised of three buildings; the Burton and Miriam Grossman Building (Grossman), Roger and Cherry Zeller Building (Zeller), and Urschel Tower that together provide infusion, pathology, and pharmacy clinical services. Renovation and upgrades will address code compliance issues, create non-oncology infusion space, and provide connectivity between towers. Renovations to the first floor of all three buildings will accommodate additional clinical needs.

The proposed project includes building upgrades to comply with the requirements of the Joint Commission on Accreditation of Healthcare Organizations (JCAHO). Upgrades include fire alarm retrofit at the Zeller tower; fire and life safety code compliance; fire and smoke management upgrades; review of projected building occupant loads and exiting review; replacement of the fire alarm control panel and fire pump controller; corridor expansions at Zeller and Grossman towers levels two and three; and miscellaneous mechanical, engineering, and plumbing infrastructure upgrades.

This proposed project has been approved by U. T. System staff and meets the criteria for inclusion in the CIP. Approval of design development plans and authorization of expenditure of funding will be presented to the President for approval at a later date. Pursuant to a Memorandum of Understanding effective July 1, 2019, U. T. Health Science Center - San Antonio has delegated authority of institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas Health Science Center at San Antonio  
Mays Cancer Center Renovation**

**Project Information**

Project Number	402-1343
CIP Project Type	Repair and Rehabilitation
Facility Type	Healthcare Facility, Clinic
Management Type	Institutional Management
Institution’s Project Advocate	James D. Kazen, Executive Vice President Facility Planning and Operations
Project Delivery Method	Construction Manager at Risk
Gross Square Feet (GSF)	51,500 GSF

**Project Funding**

Revenue Financing System Bond Proceeds <sup>1</sup>	<u>Proposed</u> \$15,000,000
Designated Funds	<u>13,000,000</u>
Total Project Cost	\$28,000,000

<sup>1</sup>RFS Bond Proceeds to be repaid by Clinical Revenues

**Project Cost Detail**

Building Cost	\$18,980,200
Fixed Equipment	404,300
Site Development	405,500
Furniture and Moveable Equipment	750,000
Institutionally Managed Work	550,000
Architectural/Design Services	2,259,480
Project Management Fees	1,120,000
CIP Support Fee	288,000
Insurance	385,905
Other Professional Fees	-
Project Contingency	1,400,000
Other Costs	<u>1,456,615</u>
Total Project Cost	\$28,000,000

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	December 2020
Addition to CIP	May 2021
Design Development Approval	August 2021
Construction Notice to Proceed	October 2021
Substantial Completion	November 2023

3. U. T. Health Science Center - San Antonio: Medical Office Building at Park West - Amendment of the current Capital Improvement Program to include project

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents amend the current Capital Improvement Program (CIP) to include the Medical Office Building at Park West project at The University of Texas Health Science Center at San Antonio.

BACKGROUND INFORMATION

Previous Action

On February 17, 2021, the Chancellor approved this project for Definition Phase.

Project Description

The proposed project will build a four-story medical office building in one of the fastest growing areas in San Antonio. The Medical Office Building (MOB) at Park West will have exam rooms, procedure rooms, and advanced imaging to support clinical providers that include primary care, orthopedics, sports medicine, radiology, ophthalmology, otolaryngology, gynecology, and gastroenterology. The facility will also include an ambulatory surgery center to meet the increasing demand in outpatient surgeries and help grow and diversify U. T. Health Science Center at San Antonio's (UTHSCSA) revenue streams. The project will also include surface parking for patients and staff. Approximately 20,750 GSF of the proposed 83,000 GSF building are currently planned to be shelled to allow for future expansion.

UTHSCSA's main campus clinic is projected to reach capacity in the next five years. San Antonio is experiencing significant growth in population, mainly to the suburbs where patients are searching for convenient access to low-acuity and intermediate care. The MOB clinic will serve as a community-based campus, co-locating a nearly full continuum of services for multiple conditions well positioned for value-based care. Medical equipment will be procured outside of this project at an estimated \$6,100,000.

This proposed project has been approved by U. T. System staff and meets the criteria for inclusion in the CIP. Approval of design development plans and authorization of expenditure of funding will be presented to the Board for approval at a later date. Pursuant to a Memorandum of Understanding effective July 1, 2019, U. T. Health Science Center - San Antonio has delegated authority of institutional management of construction projects under the continued oversight of the Office of Capital Projects.

**The University of Texas Health Science Center at San Antonio  
Medical Office Building at Park West**

**Project Information**

Project Number	402-1345
CIP Project Type	New Construction
Facility Type	Healthcare Facility, Clinic
Management Type	Institutional Management
Institution’s Project Advocate	James D. Kazen, Executive Vice President Facility Planning and Operations
Project Delivery Method	Construction Manager at Risk
Gross Square Feet (GSF)	83,000 GSF
Shell Space (GSF)	20,750 GSF

**Project Funding**

Revenue Financing System Bond Proceeds <sup>1</sup>	<u>Proposed</u> <u>\$61,100,000</u>
Total Project Cost	<u>\$61,100,000</u>

<sup>1</sup>RFS Bond Proceeds to be repaid by Clinical Revenues

**Project Cost Detail**

Building Cost	\$38,337,860
Fixed Equipment	1,973,640
Site Development	4,173,500
Furniture and Moveable Equipment	1,750,000
Institutionally Managed Work	1,833,000
Architectural/Design Services	5,100,000
Project Management Fees	1,833,000
CIP Support Fee	500,000
Insurance	1,000,000
Other Professional Fees	-
Project Contingency	2,759,000
Other Costs	<u>1,840,000</u>
Total Project Cost	<u>\$61,100,000</u>

**Building Cost per GSF Benchmarks (escalated to midpoint of construction)**

Medical Office Building at Park West (with 25% Shell Space)	\$462
Medical Office Building at Park West (Estimated Total Finish-Out)	\$517
Texas Higher Education Coordinating Board Average for Healthcare Facility, Clinic	\$594

	Low Quartile	Median	High Quartile
Other U. T. System Projects	\$360	\$456	\$507
Other National Projects	\$354	\$447	\$901

**The University of Texas Health Science Center at San Antonio  
Medical Office Building at Park West**  
(continued)

**Investment Metric**

- Realize 50,000 clinic visits by 2025

**Project Planning**

Definition Phase Completed	Yes
Owner's Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	February 2021
Addition to CIP	May 2021
Design Development Approval	August 2021
Construction Notice to Proceed	November 2021
Substantial Completion	November 2023

**Basis of Design**

The planned building life expectancy includes the following elements:

Enclosure: 30 years  
Building Systems: 25 years  
Interior Construction: 20 years

4. U. T. Rio Grande Valley: School of Medicine Center for Human Genetics - Approval of design development; and appropriation of funds and authorization of expenditure

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendations for the School of Medicine Center for Human Genetics project at The University of Texas Rio Grande Valley as follows:

- a. approve design development plans; and
- b. appropriate funds and authorize expenditure of \$15,776,663 with funding of \$8,920,000 from Permanent University Fund (PUF) Bond Proceeds, \$6,000,000 from Grants, and \$856,663 from Unexpended Plant Funds.

BACKGROUND INFORMATION

Previous Actions

On November 14, 2019, the Board approved \$8,920,000 of Permanent University Fund (PUF) Bond Proceeds for this project. On January 22, 2021, the Chancellor approved this project for Definition Phase. On February 25, 2021, the project was included in the Capital Improvement Program (CIP) as the School of Medicine Vivarium and Office Building project with a total project cost of \$15,776,663 with funding of \$8,920,000 from PUF Bond Proceeds, \$6,000,000 from Grants, and \$856,663 from Unexpended Plant Funds.

On March 16, 2021, the President approved the project be renamed to the School of Medicine Center for Human Genetics.

Project Description

The UTRGV School of Medicine has experienced rapid growth across the clinical, academic, and research missions. The Department of Human Genetics, established in 2017, has faculty on both the Edinburg and Brownsville campuses. The offices for the faculty based in Brownsville are in a modular building that was placed on the campus in 2015. New offices that are proximate to the laboratories and an expansion of laboratory space are urgently needed to facilitate research supported by multiple National Institutes of Health grants.

The proposed building will be located on the northern section of the Brownsville campus and will house faculty and administrative offices, a state-of-the-art vivarium, a laboratory, an MRI suite with exam rooms, offices, and associated labs. Currently all imaging is conducted in San Antonio due to the lack of a dedicated research imaging facility in the Rio Grande Valley. Grant funding provided by the Valley Baptist Legacy Foundation will support construction of the MRI suite. This facility will allow dramatic expansion of research and associated funding for imaging genomics.

**The University of Texas Rio Grande Valley  
School of Medicine Center for Human Genetics**

**Project Information**

Project Number	903-1307
CIP Project Type	New Construction
Facility Type	Laboratory, General
Management Type	Institutional Management
Institution’s Project Advocate	Sarah Williams-Blangero, Chair, Department of Human Genetics and Director, South Texas Diabetes and Obesity Institute
Project Delivery Method	Competitive Sealed Proposal
Gross Square Feet (GSF)	17,169

**Project Funding**

	<u>Proposed</u>
Permanent University Fund Bond Proceeds <sup>1</sup>	\$8,920,000
Grants <sup>2</sup>	6,000,000
Unexpended Plant Funds	<u>856,663</u>
<b>Total Project Cost</b>	<b>\$15,776,663</b>

<sup>1</sup>Permanent University Fund (PUF) Bond Proceeds approved 11/2019

<sup>2</sup>Grants from Valley Baptist Legacy Foundation

**Project Cost Detail**

Building Cost	\$10,534,921
Fixed Equipment	778,150
Site Development	545,604
Furniture and Moveable Equipment	805,376
Institutionally Managed Work	1,087,356
Architectural/Design Services	868,172
Project Management Fees	105,355
CIP Support Fee	188,725
Insurance	107,843
Other Professional Fees	313,007
Project Contingency	431,370
Other Costs	<u>10,784</u>
<b>Total Project Cost</b>	<b>\$15,776,663</b>

**The University of Texas Rio Grande Valley  
School of Medicine Center for Human Genetics**  
(continued)

**Building Cost per GSF Benchmarks** (escalated to midpoint of construction)

<b>School of Medicine Vivarium and Office Building</b>	\$614
The Texas Higher Education Coordinating Board Average for Laboratory, General	\$591

	Low Quartile	Median	High Quartile
Other U. T. System Projects	\$510	\$588	\$834
Other National Projects	\$563	\$717	\$864

**Investment Metrics**

- Increase research space for School of Medicine by 2022
- Develop laboratories by function rather than investigator to enhance departmental research programs by 2022

**Project Planning**

Definition Phase Completed	Yes
Owner's Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**Project Milestones**

Definition Phase Approval	January 2021
Addition to CIP	February 2021
Design Development Approval	May 2021
Construction Notice to Proceed	June 2021
Substantial Completion	July 2022

**Basis of Design**

The planned building life expectancy includes the following elements:

- Enclosure: 50 years
- Building Systems: 25 years
- Interior Construction: 20 years

5. U. T. Southwestern Medical Center and U. T. Dallas: Biomedical Engineering and Sciences Building - Approval of design development; and appropriation of funds and authorization of expenditure

The Board approved the following recommendation:

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional presidents that the U. T. System Board of Regents approve the recommendations for the Biomedical Engineering and Sciences Building project at The University of Texas Southwestern Medical Center as follows:

- a. approve design development plans; and
- b. appropriate funds and authorize expenditure of \$120,000,000 with funding of \$90,000,000 from Permanent University Fund (PUF) Bond Proceeds and \$30,000,000 from Gifts.

BACKGROUND INFORMATION

Previous Actions

On November 14, 2019, the Board approved \$90,000,000 in Permanent University Fund (PUF) Bond Proceeds for the joint Translational Biomedical Engineering and Sciences Building project between The University of Texas Southwestern Medical Center and The University of Texas at Dallas. On September 16, 2020, the Chancellor approved this project for Definition Phase. On February 25, 2021, the project was included in the Capital Improvement Program (CIP) with a total project cost of \$120,000,000 with funding of \$90,000,000 from PUF Bond Proceeds and \$30,000,000 from Gifts.

Project Description

Recent and previously unimaginable advances in bioengineering have been limited by the need to translate biomedical technologies from the idea stage to improved treatment for millions of patients. A critical element to advancing this vision is a well-designed and centralized facility to optimally connect engineers with physicians and patients, accelerating the advancement of medical technologies, training, and education for students. The University of Texas Southwestern Medical Center (UTSWMC) and The University of Texas at Dallas (UTD), leveraging research strengths in basic and applied biomedical and engineering sciences, propose to expand their partnership from research to real-world applications, and achieve the synergy necessary to realize the potential of a premier joint department of biomedical engineering.

The proposed joint UTSWMC/UTD Biomedical Engineering and Sciences Building would solve the need for proximity between physician and engineering researchers and provide essential access to a patient population. A specialized facility would provide space for effective collaboration, including labs designed for equipment development and testing; research bench space; interactive office space for informaticists and software developers; patient space to allow for assessment of research participants and translational trials; shared support space ranging from conferencing rooms to device fabrication shops; and potential co-location of imaging equipment and services. This five-story building located on the UTSWMC campus, will include administrative space on the first floor, while the second through fifth floors will be dedicated to research lab space that will be programmed for multiple principal investigators. Surface parking is also included in the project.

Pursuant to a Memorandum of Understanding effective September 1, 2016, U. T. Southwestern Medical Center has delegated authority of institutional management of construction projects under the continued oversight of the Office of Capital Projects.

## **U. T. Southwestern Medical Center and U. T. Dallas Biomedical Engineering and Sciences Building**

### **Project Information**

Project Number	303-1338
CIP Project Type	New Construction
Facility Type	Laboratory, General
Management Type	Institutional Management
UTSWMC Project Advocate	Dwain Thiele, Vice Provost and Sr. Associate Dean
UTD Project Advocate	Joseph Pancrazio, Vice President for Research
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	155,251
Surface Parking Spaces	285

### **Project Funding**

	<u>Current</u>
Permanent University Fund Bond Proceeds <sup>1</sup>	\$90,000,000
Gifts <sup>2</sup>	<u>\$30,000,000</u>
Total Project Cost	\$120,000,000

<sup>1</sup> Permanent University Fund (PUF) Bond Proceeds approved 11/2019

<sup>2</sup> Gifts are not fully collected or committed at this time; U. T. Southwestern Medical Center and U. T. Dallas have operating reserves to cover any shortfall.

**U. T. Southwestern Medical Center and U. T. Dallas  
Biomedical Engineering and Sciences Building**  
(continued)

**Project Cost Detail**

Building Cost	\$ 79,549,918
Fixed Equipment	8,650,000
Site Development	6,127,787
Furniture and Moveable Equipment	2,890,000
Institutionally Managed Work	1,370,000
Architectural/Design Services	5,385,000
Project Management Fees	3,620,000
Insurance	1,810,000
Other Professional Fees	2,897,295
Project Contingency	7,000,000
Other Costs	700,000
<b>Total Project Cost</b>	<b>\$120,000,000</b>

**Building Cost per GSF Benchmarks** (escalated to midpoint of construction)

<b>Biomedical Engineering and Sciences Building</b>	\$512		
Texas Higher Education Coordinating Board Average – Laboratory, General	\$591		
	Low Quartile	Median	High Quartile
Other U. T. System Projects	\$406	\$492	\$528
Other National Projects	\$437	\$562	\$665

**Investment Metrics**

- Promote deeper collaboration between UTSWMC and UTD to provide biotechnologies to advance patient care
- Accelerate UTD toward excellence and national recognition of its Department of Biomedical Engineering
- Accelerate UTSWMC toward bench-to-bedside translation of groundbreaking basic science

**Project Planning**

Definition Phase Completed	Yes
Owner’s Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

**U. T. Southwestern Medical Center and U. T. Dallas  
Biomedical Engineering and Sciences Building**  
(continued)

**Project Milestones**

Definition Phase Approval	September 2020
Addition to CIP	February 2021
Design Development Approval	May 2021
Construction Notice to Proceed	June 2021
Substantial Completion	October 2023

**Basis of Design**

The planned building life expectancy includes the following elements:

- Enclosure: 30 years
- Building Systems: 30 years
- Interior Construction: 30 years

## APPROVAL OF STANDING COMMITTEE RECOMMENDATIONS AND REPORTS.--

At 9:07 a.m., the Board voted and unanimously approved the Standing Committee recommendations.

### AGENDA ITEMS

1. U. T. System Board of Regents: Approval of Consent Agenda and consideration of any item referred to the full Board

Chairman Eltife noted the following related to the Consent Agenda:

- Regent Hicks, Regent Jiles, and I will abstain from discussion and vote on Consent Agenda Item 7 due to financial interests. Regent Hicks will also abstain on Items 22, 25, and 26.
- Item 2 requests approval of an amendment to an Agreement with Deloitte & Touche LLP to provide additional external audit services for U. T. System.
- Item 4 requests amendment and extension of an agreement with the Association of College and University Educators for faculty training and credentialing in evidence-based teaching practices.
- Under Item 11, U. T. Permian Basin requests approval of an Economic Development Agreement with the Odessa Development Corporation.
- Item 16 requests approval of terms of employment for the new Head Women's Basketball Coach at U. T. San Antonio.
- Item 17 requests approval of a trademark licensing agreement between the Health Science Center at U. T. Tyler with Choice East Texas Health at Home, LLC.
- Item 18 requests authorization for U. T. Tyler to extend the current lease of approximately one acre of campus land to the Winona Volunteer Fire Department and to subsequently lease a building on the same site to Smith County Emergency Services District 2, for use as an emergency services and fire station.

In approving this item, the Board is asked to make a finding of public purpose as set forth in the item.

- Item 24 requests approval for U. T. M. D. Anderson Cancer Center to contract with Refuge Biotechnologies, Inc. to jointly develop a process to manufacture cell therapy products and to grant U. T. M. D. Anderson Cancer Center a license to certain intellectual property of Refuge Biotechnologies.

Regent Perez moved approval, which was seconded by Regent Hicks. The Board then approved the Consent Agenda, which is set forth on Pages 63 - 90.

In approving the Consent Agenda, the Board expressly authorized that any contracts or other documents or instruments approved therein may be executed by officials of the University of Texas System or respective U. T. institution involved, as appropriate.

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

Representatives of the Student Advisory Council (SAC) listed below reported on the recommendations set forth on the following pages. Following comments by Chairman Eltife thanking the SAC for the work done on behalf of all students, Chancellor Milliken commented on the efforts of the SAC, the progress already made on several of the recommendations, and on his plan to share the SAC recommendations with the academic and health presidents.

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 thereof. The Student Advisory Council consists of two student representatives from each U. T. System institution in addition to five elected officers and meets three times a year in Austin.

Council officers are:

**Chair:** Mr. Austin Gay, U. T. Health Science Center - San Antonio, Medical Student, Long School of Medicine

**Academic Success and Affordability Committee:** Mr. Dominic Kelly, U. T. El Paso, Mechanical Engineering

**Campus Wellness and Career Success Committee:** Ms. Savannah Seely, U. T. Medical Branch - Galveston, Biochemistry and Molecular Biology

**Racial Justice Committee:** Ms. Blaize LaFleur, U. T. Arlington, Political Science

**COVID-19 Committee:** Mr. Austin Stephens, U. T. El Paso, History



THE UNIVERSITY of TEXAS SYSTEM  
FOURTEEN INSTITUTIONS. UNLIMITED POSSIBILITIES.



**TO:** Chancellor James B. Milliken  
**FROM:** The 2020 – 2021 U. T. System Student Advisory Council  
**DATE:** April 27, 2021  
**RE:** Report on Recommendations for the 2020 – 2021 U. T. System Student Advisory Council

On behalf of the 240,000 students across The University of Texas System, it is my privilege to submit the recommendations of the 2020-2021 Student Advisory Council (SAC). Over the past academic year, representatives from all fourteen U. T. institutions convened virtually with the aim of identifying Systemwide policy issues and developing feasible, student-centered solutions. We are grateful for the facilitation of engagement and exchanging of ideas between U. T. System Administration and student leaders from across the System and hope that our recommendations result in improved experiences for students across the fourteen U. T. institutions.

Our recommendations focus on reinforcing and advancing recommendations from last year's SAC that require more attention, as well as addressing what we believe to be the two most pressing issues on college campuses today: COVID-19 and racial justice. In summary, we believe that our recommendations align with the existing priorities across the U. T. System and add momentum to several efforts already underway.

Our final products are the result of broad consultation across the System, including staff, faculty and administrators, and reflect our commitment to improve the educational experiences of all U. T. students. We are grateful to the U. T. System and the Board of Regents for the opportunity to elevate the concerns and ideas of its students. We thank you for your consideration and welcome further discussion.

Thank you,  
Austin Gay  
Chair, Student Advisory Council

**2020-21 Student Advisory Council: Summary of Recommendations**

<b>Committee</b>	<b>Committee Chairs</b>	<b>Purpose</b>	<b>Issues Identified</b>	<b>Outcome</b>
Academic Success and Affordability Continuation Committee	Dominic Kelly, U. T. El Paso  Gregorio Ponti, U. T. Austin	To review, advance, and build upon recommendations developed by the 2019-2020 Student Advisory Council related to student financial well-being and issues that impact student success, including retention and graduation.	Quality of online and hybrid course delivery and instruction	Recommendation related to faculty response times, communication methods, and notification of grading criteria.
			Open Educational Resources (OER)	Recommendation for an end-of-course survey to assess student utilization and satisfaction with OER.
			Funding for student success programs and initiatives	Recommendation to maintain funding levels for student success program, particularly for 1st-generation and other high-risk student groups.
			Tuition and fees	Letter of support and reaffirmation of the importance of the 2019-2020 Student Advisory Council recommendation to involve students in the tuition- and mandatory fee-setting process.
Campus Wellness and Career Success Continuation Committee	Savannah Seely, U. T. Medical Branch - Galveston  Samantha Yee, U. T. Health Science Center - San Antonio	To review, advance, and build upon recommendations developed by the 2019-2020 Student Advisory Council related to campus life, student health and general well-being, and post-graduation career success.	Sustainability	Recommendation to improve compliance with existing U. T. System Sustainability Policy, UTS 169.
			Career success	Letter of support and reaffirmation of the importance of the 2019-2020 Student Advisory Council recommendation to strengthen career services.
			Mental health	Letter of support and reaffirmation of the importance of the 2019-2020

				Student Advisory Council recommendation related to the continuation of Systemwide mental health programming, and recommendation to continue and strengthen virtual services.
			Title IX	Letter of support and reaffirmation of the importance of the 2019-2020 Student Advisory Council recommendation related to publishing infographics for students who seek Title IX-related services.
Racial Justice Committee	Blaize LaFleur, U. T. Arlington  Joshua Menhennett, U. T. Tyler	To explore issues that involve racial justice, diversity, and inclusion for students, and make recommendations as appropriate.	Diversity, equity, and inclusion training and education	Recommendation for each institution to require every incoming student to complete the Diversity, Equity, and Inclusion training module offered by EverFi.
			Creating a campus culture that supports diversity, equity, and inclusion	Recommendation to create campus-based advisory committees to address diversity, equity, and inclusion for students with annual reporting mechanisms.
COVID-19 Committee	Austin Stephens, U. T. El Paso  Sara Brennan, U. T. Dallas	To explore issues that involve the impact of the COVID-19 pandemic on students and make recommendations as appropriate.	Crisis communication	Recommendation on strategies to increase the timeliness, frequency, and quality of information communicated to students during times of crisis.
			Fee revenue during COVID-19	Recommendation for institutions to publish a year-end report for students to see how student fees were expended and reallocated during COVID-19.

RECESS TO EXECUTIVE SESSION.--At 9:24 a.m. the Board recessed to Executive Session, pursuant to *Texas Government Code* Sections 551.071, 551.072, 551.073, 551.074, 551.076, and 551.089 to consider the matters listed on the Executive Session agenda.

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER ACTION, IF ANY, ON EXECUTIVE SESSION ITEMS.--Chairman Eltife reconvened the Board in Open Session at 10:55 a.m. to consider action on the following items.

- 1a. U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions including interim presidents); U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors); other officers reporting directly to the Board (Chancellor, General Counsel to the Board, and Chief Audit Executive); Board members; and U. T. System and institutional employees

No action was taken on this item.

- 1b. U. T. System Board of Regents: Discussion and appropriate action regarding the evaluation of responsibilities and expectations of members of the Board [Regents' *Rules and Regulations*, Rule 10101 (Board Authority and Duties), Section 4 (Board Self-Evaluation)]

See Agenda Item 3 for related discussion in Open Session.

- 1c. U. T. Southwestern Medical Center: Discussion and appropriate action regarding proposed compensation for Neelan S. Doolabh, M.D., Associate Professor and Director of Minimally Invasive Valve Surgery, Department of Cardiothoracic and Thoracic Surgery (Regents' *Rules and Regulations*, Rule 20204, regarding compensation for highly compensated employees)

Vice Chairman Longoria made the following motion:

I move that the U. T. System Board of Regents approve the proposed changes in compensation for those individuals listed in Agenda Items 1c and 1e within the parameters outlined and recommended in Executive Session.

I further move that the Board find that these compensation changes are in the best interest of U. T. Southwestern Medical Center and U. T. M. D. Anderson Cancer Center as appropriate, as well as U. T. System as required by state law.

The motion was seconded by Regent Crain and carried unanimously.

- 1d. U. T. Health Science Center - Houston: Discussion and appropriate action regarding proposed hire and compensation for Robert Lee Smith, II, M.D., Professor and Chief, Division of Cardiac Surgery, Department of Cardiothoracic and Vascular Surgery (Regents' Rules and Regulations, Rule 20204, regarding compensation for highly compensated employees) (Deferred)

This item was deferred at the institution's request.

- 1e. U. T. M. D. Anderson Cancer Center: Discussion and appropriate action regarding proposed compensation for James P. Allison, Ph.D., Vice President for Immunobiology, Regental Professor and Chair of the Department of Immunology, Olga Keith Wiess Distinguished University Chair for Cancer Research, Executive Director of the Immunotherapy Platform, and Director of the Parker Institute for Cancer Research (Regents' Rules and Regulations, Rule 20204, regarding compensation for highly compensated employees)

See related Item 1c for action taken in Open Session.

- 1f. U. T. Health Science Center - San Antonio: Discussion and appropriate action regarding individual personnel matters associated with proposed expansion of the clinical enterprise at U. T. Health Science Center - San Antonio, including proposed future transactions with Proton International, Inc.

Vice Chairman Weaver made the following motion:

I move that the U. T. System Board of Regents approve:

- a. a proposed trademark licensing agreement between U. T. Health Science Center - San Antonio and Proton International Inc. within the parameters outlined and recommended in Executive Session, following review and approval by the Executive Vice Chancellor for Health Affairs and the Vice Chancellor and General Counsel; and
- b. the use of "UT Health San Antonio" as the common name to be used between U. T. Health Science Center - San Antonio and Proton International, Inc., along with the U. T. Health Science Center - San Antonio logo, subject to the requirements for use in the Trademark License Agreement, including a requirement that U. T. Health Science Center - San Antonio receive fair market value consideration for the use of its logo.

I further move that the Board of Regents authorize the President of U.T. Health Science Center - San Antonio to execute all documents, instruments, and other agreements, and to take all further action deemed necessary to carry out the purpose and intent of the foregoing action, following review and approval by the Executive Vice Chancellor for Health Affairs and the Vice Chancellor and General Counsel.

The motion was seconded by Vice Chairman Longoria and carried unanimously.

- 1g. U. T. Arlington: Discussion of individual personnel issues related to presidency of the institution

No action was taken on this item.

- 2a. U. T. System Academic Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

Regent Crain made the following motion:

I move that the U. T. system Board of Regents authorize Chancellor Milliken, Vice Chancellor Safady, and the Presidents of U. T Arlington, U. T. Austin, and U. T. M. D. Anderson Cancer Center to conclude negotiations necessary to finalize, approve, and accept gifts and to finalize and execute any agreements related to gift-associated namings consistent with the terms and conditions outlined and recommended in Executive Session.

The motion was seconded by Regent Perez and carried unanimously.

- 2b. U. T. System Health Institutions: Discussion and appropriate action regarding proposed negotiated gifts, including potential naming features

See related Item 2a for action taken in Open Session.

- 3a. U. T. System Board of Regents: Discussion with Counsel on pending legal issues

No action was taken on this item.

- 3b. U. T. System Board of Regents: Discussion and appropriate action regarding legal issues concerning pending legal claims by and against U. T. System

No action was taken on this item.

- 3c. U. T. Health Science Center - San Antonio: Discussion and appropriate action regarding legal issues associated with proposed future transactions with Proton International, Inc., including a proposed exclusive physician services agreement and proposed trademark licensing agreement

See related Item 1f for action taken in Open Session.

- 3d. U. T. Rio Grande Valley: Discussion and appropriate action regarding legal issues associated with the lease of an approximately 51,254 square foot to-be-built building located at the northeast corner of East Sioux Road and North Cage Boulevard, Pharr, Hidalgo County, Texas, from the City of Pharr for mission use, including academic uses and a related mission support agreement with the City of Pharr for the U. T. Rio Grande Valley School of Nursing program

See related Item 5 for action taken in Open Session.

- 3e. U. T. System Board of Regents: Discussion and appropriate action related to legal issues concerning negotiations associated with gifts

See related Item 2a for action taken in Open Session.

4. U. T. System Board of Regents: Discussion and appropriate action regarding safety and security issues, including security audits and the deployment of security personnel and devices

No action was taken on this item.

5. U. T. Rio Grande Valley: Discussion and appropriate action regarding the lease of an approximately 51,254 square foot to-be-built building located at the northeast corner of East Sioux Road and North Cage Boulevard, Pharr, Hidalgo County, Texas, from the City of Pharr for mission use, including academic uses and a mission support agreement with the City of Pharr for the U. T. Rio Grande Valley School of Nursing program

Regent Perez made the following motion:

I move that the U. T. System Board of Regents authorize the Executive Vice Chancellor for Business Affairs to take the following actions on behalf of U. T. Rio Grande Valley:

- a. enter into a lease agreement, as lessee, for use of an approximately 51,254 square foot to-be-built building located at the northeast corner of East Sioux Road and North Cage Boulevard in Pharr, Hidalgo County, Texas, from the City of Pharr for mission use, including academic uses by the U. T. Rio Grande Valley School of Nursing program, on terms in accordance with the parameters outlined in Executive Session; and
- b. execute all documents, instruments, and other agreements, subject to approval of all such documents as to legal form by the Office of General Counsel, and to take all further actions deemed necessary to carry out the purpose and intent of the foregoing actions within the parameters outlined in Executive Session; and

I further move that the U. T. System Board of Regents authorize the President of U. T. Rio Grande Valley to enter into a mission support agreement with the City of Pharr for the U. T. Rio Grande Valley School of Nursing program, subject to approval of all such documents as to legal form by the Office of General Counsel, and to take all further actions deemed necessary to carry out the purpose and intent of the foregoing actions within the parameters outlined in Executive Session.

The motion was seconded by Vice Chairman Longoria and carried unanimously.

#### AGENDA ITEMS (continued)

3. U. T. System Board of Regents: Discussion regarding the Board's ongoing process for evaluation of its responsibilities and expectations [Regents' Rules and Regulations, Rule 10101 (Board Authority and Duties), Section 4 (Board Self-Evaluation)]

Chairman Eltife made the following remarks related to the Board's evaluation of its responsibilities and expectations.

#### Remarks by Chairman Eltife

Consistent with Regents' Rule 10101, each Regent was asked in March to assess the Board's effectiveness as a policy-making body and to provide advice, opinions, and recommendations regarding the Board's structure and culture.

The completed questionnaires provided valuable insights that will help the Board continue to be effective and efficient. Based on the comments received, I will work with the Chancellor and the Board General Counsel to assure meeting agendas allow the Board to focus most appropriately on necessary oversight, governance, and decision-making. And, we will provide each Board member with a summary of committee responsibilities and authority each time new assignments to Board committees are made.

Finally, Board members noted appreciation for the support of other Board members and commented favorably on the U. T. System staff's efforts and assistance. I appreciate the Board's participation in this self-evaluation, which will be repeated periodically.

4. U. T. System Board of Regents: Presentation of Certificate of Appreciation to Student Regent Patrick O. Ojeaga, II

Chairman Eltife expressed his appreciation and complimented Regent Ojeaga on his service as Student Regent, especially emphasizing his genuine concern and great effort, and innovative means of outreach to stay in touch with his fellow students during the last year.

Vice Chairman Longoria and Regents Crain, Jiles, and Perez congratulated Student Regent Ojeaga on his recent graduation from U. T. Rio Grande Valley School of Medicine and thanked him for his service on the Board. Student Regent Ojeaga described what an honor it was to serve on the Board and thanked the U. T. System staff and his fellow Regents for their guidance and support.

CERTIFICATE OF APPRECIATION

to

PATRICK O. OJEAGA, II

Upon the occasion of completion of  
his term of service

as Student Regent  
of  
The University of Texas System

In appreciation for his wise counsel,  
conscientious stewardship, and dedicated service  
to The University of Texas System

2020 – 2021

ADJOURNMENT.--There being no further business, the meeting was adjourned at 11:08 a.m.

/s/ Tina E. Montemayor  
Secretary to the Board of Regents  
May 6, 2021



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6. Request for Budget Change - **U. T. Arlington:** Tenure Appointment -- amendment to the 2020-2021 budget **69**
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8. Contract (funds coming in) - **U. T. Austin:** Amendment to Agreement with Bottling Group, LLC, to provide and maintain snack and sundry items for vending machines on campus **71**
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| 13. | Logo - <b>U. T. Permian Basin:</b> Proposed logo   | <b>73</b> |
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| 15. | Request for Budget Change - <b>U. T. Rio Grande Valley:</b> Tenure Appointment -- amendment to the 2020-2021 budget  | <b>76</b> |
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| 17. | Contract (funds coming in) - <b>U. T. Tyler:</b> Trademark license to Choice East Texas Health at Home, LLC, to use "UT Health East Texas Home Health" for home health services in a 23-county region in East Texas  | <b>79</b> |
| 18. | Lease - <b>U. T. Tyler:</b> Authorization to extend the lease of approximately one acre of land to the Winona Volunteer Fire Department, and to subsequently lease an approximately 3,700 square foot building on the same approximately one-acre site located at 11525 State Highway 155, Tyler, Smith County, Texas, to Smith County Emergency Services District 2, for use as an emergency services and fire station; and finding of public purpose | <b>80</b> |

**HEALTH AFFAIRS COMMITTEE**

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**FACILITIES PLANNING AND CONSTRUCTION COMMITTEE**

No items for Consent Agenda

## MEETING OF THE BOARD

1. Minutes - U. T. System Board of Regents: Approval of Minutes of the regular meeting held February 24-25, 2021; and the special called meeting held April 9, 2021

### AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE

2. Contract (funds going out) - U. T. System: Agreement with Deloitte & Touche LLP to provide additional external audit services

Agency: Deloitte & Touche LLP

Funds: \$1,853,772

Period: May 31, 2021 through May 30, 2022

Description: Subject to the delegation of authority by the State Auditor's Office, Deloitte & Touche LLP will provide a) external audit services for the Systemwide consolidated financial reports; b) stand-alone financial statement audits for U. T. Austin, U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, U. T. Medical Branch - Galveston, and a stand-alone audit of The University of Texas/Texas A&M Investment Management Company (UTIMCO) funds; c) reviews required by Southern Association of Colleges and Schools (SACS); and d) Cancer Prevention and Research Institute of Texas (CPRIT) compliance audits.

This request is for additional work and related fees associated with the (1) CPRIT required audit compliance procedures; (2) review procedures required by the SACS Commission on Colleges; and (3) compliance audit requirements described in the United States Office of Management and Budget Compliance Supplement applicable to its Student Financial Assistance. The Agreement was approved by the Board on June 13, 2016, with a cap of \$6,607,138 and on February 27, 2018, the Board approved a follow-up request for additional work and related fees of \$16,647,654.

**FINANCE AND PLANNING COMMITTEE**

3. Real Estate Report - U. T. System: Summary Report of Separately Invested Assets Managed by U. T. System

**THE UNIVERSITY OF TEXAS SYSTEM  
SEPARATELY INVESTED ASSETS  
Managed by U. T. System  
Summary Report at February 28, 2021**

	FUND TYPE							
	Current Purpose Restricted		Endowment and Similar Funds		Annuity and Life Income Funds		TOTAL	
	Book	Market	Book	Market	Book	Market	Book	Market
<b>Land and Buildings:</b>								
Ending Value 11/30/2020	\$ 3,209,755	\$ 18,955,448	\$ 97,924,285	\$ 471,159,129	\$ 137,270	\$ 221,232	\$ 101,271,310	\$ 490,335,809
Increase or Decrease	-	(39)	(320,000)	(1,294,723)	-	-	(320,000)	(1,294,762)
Ending Value 02/28/2021	\$ 3,209,755	\$ 18,955,409	\$ 97,604,285	\$ 469,864,406	\$ 137,270	\$ 221,232	\$ 100,951,310	\$ 489,041,047
<b>Other Real Estate:</b>								
Ending Value 11/30/2019	\$ -	\$ -	\$ 6	\$ 6	\$ -	\$ -	\$ 6	\$ 6
Increase or Decrease	-	-	-	-	-	-	-	-
Ending Value 02/29/2020	\$ -	\$ -	\$ 6	\$ 6	\$ -	\$ -	\$ 6	\$ 6

Report prepared in accordance with Sec. 51.0032 of the *Texas Education Code*. Details of individual assets by account furnished on request.

Note: Surface estates are managed by the U. T. System Real Estate Office. Mineral estates are managed by U. T. System University Lands. The royalty interests received from the Estate of John A. Jackson for the John A. and Katherine G. Jackson Endowed Fund in Geosciences are managed by the U. T. Austin Geology Foundation, with the assistance of the Bureau of Economic Geology.

## ACADEMIC AFFAIRS COMMITTEE

4. Contract (funds going out) - U. T. System Academic Institutions: Amendment to Agreement with EdCERT LLC, dba Association of College and University Educators (ACUE), to provide credentialing for faculty in evidence-based teaching practices necessary for student success

Agency: Association of College and University Educators (ACUE)

Funds: \$650,000 over the three-year Amendment term

Source of Funds: Interest on Designated Funds

Period: June 1, 2021 through May 31, 2023

Description: Amendment of existing contract with EdCERT LLC, dba Association of College and University Educators (ACUE). ACUE provides training and credentialing for faculty in evidence-based teaching practices necessary for student success.

The initial contract, executed in June 2018, was for a one-year pilot to credential a single cohort of faculty from across the eight U. T. academic institutions in Academic Year (AY) 2018 - 2019. Based on the success of the pilot and following approval by the Board of Regents on November 14, 2019, the contract was amended to credential faculty cohorts at all eight academic institutions in AY 2020 - 2021 at a total cost of \$325,000. Given the program's success and efficacy to scale improved teaching across the academic institutions to benefit student success, the Chancellor requests an additional two years of funding to support the academic institutions in providing the ACUE course to more faculty. Based on expressed interest in offering the ACUE course to their faculty, discussions are underway with the six U. T. health institutions. An additional funding request to support the health institutions will be brought before the Board of Regents in August 2021.

5. Contract (funds going out) - U. T. Arlington: Amendment to Agreement with Apogee Telecom to provide residence hall network services

Agency: Apogee Telecom, Inc.

Funds: Approximately \$5,100,000 for the renewal period for a total contract value estimated at \$10,300,000

Period: February 1, 2021 through July 31, 2026

Description: Request to amend existing Agreement with Apogee Telecom, Inc., to continue providing bulk-rate wired and wireless high-speed internet access and bulk-rate digital and high-definition multichannel video services to the residence halls on the campus of U. T. Arlington. The initial Agreement was competitively bid and approved by the Board of Regents on May 12, 2016, effective February 1, 2016 through January 31, 2021, at a cost of \$5,200,000.

6. Request for Budget Change - U. T. Arlington: Tenure Appointment -- amendment to the 2020-2021 budget

The following Request for Budget Change (RBC) has been administratively approved by the Chancellor and the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>College of Science</b>					
Earth and Environmental Sciences					
Assistant Vice Provost and					
Associate Professor					
Elizabeth Heise (T)	3/1-8/31	100	12	140,000	11558

7. Contract (funds coming in) - U. T. Austin: Amendment to Agreement with Coca-Cola Southwest Beverages, LLC, to provide beverages for vending machines on campus

Agency: Coca-Cola Southwest Beverages, LLC

Funds: \$2,000,000 for the term of the Amendment

Period: June 1, 2021 through December 31, 2021; with two three-year renewals

Description: Coca-Cola will continue to provide beverages for vending machines on campus, for which U. T. Austin will receive revenue. The initial Agreement was approved by the Board on November 9, 2017. The First Amendment changed the prices on some of the items in the vending machines, which did not require Board approval. The Second Amendment provided for an increase in the product prices and was approved by the Board on August 20, 2020. This Third Amendment reduces rates to be paid by Coca-Cola due to COVID-19. The initial Agreement was competitively procured pursuant to a Request for Proposal.

Pursuant to *Texas Education Code* Section 51.945, students were provided an opportunity to comment prior to determination that this food service provider should be selected by the institution. Board approval for this Agreement is sought in accordance with *Texas Government Code* Section 2203.005(a) and The University of Texas Systemwide Policy UTS 130 pertaining to Vending Machine Contracts.

8. Contract (funds coming in) - U. T. Austin: Amendment to Agreement with Bottling Group, LLC, to provide and maintain snack and sundry items for vending machines on campus

Agency: Bottling Group, LLC

Funds: \$1,190,000

Period: June 1, 2021 through December 31, 2021; with two three-year renewals

Description: Bottling Group, LLC, will continue to provide and maintain snack and sundry items for vending machines on U. T. Austin campus. The underlying Agreement was approved by the Board of Regents on November 9, 2019. The First Amendment was not presented to the Board for approval due to an inadvertent administrative oversight. The Second Amendment increased the pricing of the vending machine items and was approved by the Board on December 21, 2020. This Third Amendment will also increase the pricing of the vending machine items. The initial Agreement was competitively procured pursuant to a Request for Proposal.

Pursuant to *Texas Education Code* Section 51.945, students were provided an opportunity to comment prior to determination that this food service provider should be selected. Board approval for this Agreement is sought in accordance with *Texas Government Code* Section 2203.005(a) and The University of Texas Systemwide Policy UTS 130 pertaining to Vending Machine Contracts.

9. Request for Budget Change - U. T. Austin: Transfer \$8,500,000 from Reserve – AUF – Instruction – Allocation for Budget Adjustments to Project Management and Construction Services (PMCS) – Facilities Complex Building 4 (FC-4) – Renovation/Expansion – All Expenses – Transferred to relocate non-academic units from the main campus to the Facilities Complex (RBC No. 11552) -- amendment to the 2020-2021 budget

10. Request for Budget Change - U. T. Austin: New Hires with Tenure -- amendment to the 2020-2021 budget

The following Requests for Budget Changes (RBC) have been administratively approved by the Chancellor and the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>Dell Medical School</b>					
Department of Psychiatry					
Associate Professor					
Josh Cisler (T)	6/7-8/31	100	12	145,000	11562
<b>College of Fine Arts</b>					
Department of Theatre and Dance					
Dean and Professor					
Ramon Rivera-Servera (T)	7/1-8/31	0	09	200,000	11567
		100	12	330,000	
<b>College of Liberal Arts</b>					
Department of Philosophy					
Professor					
Karl Schafer (T)	7/1-8/31	100	09	180,000	11553

11. Contract (funds coming in) - U. T. Permian Basin: Economic Development Agreement with the Odessa Development Corporation

Agency: Odessa Development Corporation

Funds: Three annual payments of \$700,000 totaling \$2,100,000

Period: December 9, 2020 through December 8, 2023

Description: Grant funds provided by the Odessa Development Corporation to support two U. T. Permian Basin initiatives aimed at retooling the local workforce and accelerating research and development to promote innovation that will create jobs and diversify the economy.

12. Contract (funds coming in) - U. T. Permian Basin: Agreement with Golden Brew Vending, LLC, to provide snack and beverage vending machines on campus

Agency: Golden Brew Vending, LLC

Funds: Royalty in the amount of 32.5% of all gross revenue; estimated at \$240,000 over a five-year period

Period: May 7, 2021 through May 6, 2026; with three one-year renewal options

Description: Exclusive snack and beverage vending machine agreement for Golden Brew Vending, LLC, to sell products through its machines on campus. This contract was competitively bid.

Pursuant to *Texas Education Code* Section 51.945, students were provided an opportunity to comment prior to determination that this food service provider should be selected by the institution. Board approval for this Agreement is sought in accordance with *Texas Government Code* Section 2203.005(a) and The University of Texas Systemwide Policy UTS 130 pertaining to Vending Machine Contracts.

13. Logo - U. T. Permian Basin: Proposed logo

The following proposed logo has been approved by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Executive Vice Chancellor for External Relations and is submitted for approval by the U. T. System Board of Regents in accordance with Regents' *Rules and Regulations*, Rule 40801.

This proposed institutional mark for U. T. Permian Basin includes imagery for two uniquely Permian Basin concepts - in an abstract way. The letters U, T, P, B can be found within, and it mimics the oil field road patterns for which this region is known. The new design also follows the shape of our beloved Falcon shield, while also providing a logo that aligns more with the academic mission of the institution.

The proposed Pantone Marking System colors are PMS 166 C Orange, PMS Process Black, Black and PMS Process White, White.

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A



B



C



D



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U

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T

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P

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B

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14. Contract (funds going out) - U. T. Rio Grande Valley: Job Order Contracting Agreements with SpawGlass Contractors, Inc.; J.T. Vaughn Construction, LLC.; Noble Texas Builders, LLC; D. Wilson Construction Company; and Amstar, Inc.; for building renovations and general construction campus-wide

Agency: SpawGlass Contractors, Inc.;  
 J.T. Vaughn Construction, LLC.;  
 Noble Texas Builders, LLC;  
 D. Wilson Construction Company; and  
 Amstar, Inc.

Funds: For each Agreement with each entity listed above, anticipated total cost for full term, including all renewals options, may exceed \$2,500,000

Period: June 1, 2021 through May 31, 2023; with option to renew for three one-year additional terms

Description: SpawGlass Contractors, Inc.; J.T. Vaughn Construction, Inc.; Noble Texas Builders, LLC; D. Wilson Construction Company; and Amstar, Inc.; will perform building renovations and general construction services on a job order basis. These contracts were competitively procured.

15. Request for Budget Change - U. T. Rio Grande Valley: Tenure Appointment -- amendment to the 2020-2021 budget

The following Request for Budget Change (RBC) has been administratively approved by the Chancellor and the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>School of Medicine</b>					
Department of Social Work					
Dean and Professor					
Luis Torres-Hostos (T)	5/7-8/31	0	09	125,000	11563
		100	12	225,000	

16. Employment Agreement - U. T. San Antonio: Approval of terms of Employment Agreement for new Head Women’s Basketball Coach Karen Aston

The following Head Women’s Basketball Coach Employment Agreement has been approved by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel and is recommended for approval by the U. T. System Board of Regents. The terms of the Agreement were previously reviewed pursuant to Regents’ *Rules and Regulations*, Rule 10501, Section 2.2.12(a). If the Agreement is approved, total compensation for the contract period for Karen Aston will be in excess of \$1 million. The Agreement references the Constitution and Bylaws of the National Collegiate Athletic Association, any intercollegiate athletic conference of which The University of Texas at San Antonio is a member, the Regents’ *Rules and Regulations*, and the policies of The University of Texas at San Antonio. A violation of the provisions of such constitution, bylaws, rules, regulations, or policies may be grounds for suspension without pay and/or dismissal.

Proposed:                   **Guaranteed compensation:**

Annual Salary:

April 1, 2021 through March 31, 2022: \$225,000 (plus a prorated amount for the period from March 29, 2021 through March 31, 2021)

April 1, 2022 through March 31, 2023: \$225,000

April 1, 2023 through March 31, 2024: \$250,000

April 1, 2024 through March 31, 2025: \$250,000

April 1, 2025 through March 31, 2026: \$275,000

April 1, 2026 through March 31, 2027: \$275,000

Automobile: Option of one dealer car or \$500 monthly allowance

Social club membership: A Country Club membership at a club to be determined by the University

Supplemental: \$100,000 annually

Tickets: Eight tickets to conference championship and NCAA post-season championships

Moving Expenses: Not to exceed \$15,000

Executive Housing: If requested, the University will provide temporary executive housing through May 29, 2021 at a rate not to exceed a maximum of \$150 per night without written approval.

**Nonguaranteed compensation:**

Incentives:

Team performance incentives: maximum of \$183,000 annually

(1) \$10,000 in any contract year in which the team is the C-USA Regular Season Champion (including tie). If the conference plays a divisional format, bonus will be achieved if UTSA earns the overall No. 1 seed in the conference championship bracket.

(2) \$10,000 in any contract year in which the team makes an NCAA Tournament Appearance.

(3) \$10,000 in any contract year for each NCAA Tournament win.

(4) \$50,000 in any contract year in which the team wins the NCAA College Basketball Championship.

(5) \$3,000 in any contract year in which the team makes a postseason WNIT appearance.

(6) \$3,000 in any contract year each time the team has a win over a Power 5 program.

(7) \$5,000 in any contract year in which the Head Coach is named C-USA Coach of the Year.

(8) \$20,000 in any contract year in which the Head Coach is selected National Coach of the Year by any one or more of the following organizations: Naismith, WBCA, USBWA or AP.

(9) \$12,000 in any contract year in which the average paid home Women's Basketball attendance for the season is greater than 1,000 people per game.

(10) \$5,000 in any contract year in which the average home Women's Basketball student attendance for the season is greater than 500 students per game.

(11) If in the first two contract years (April 1, 2021 through March 31, 2023), the women's basketball team wins at least 10 Division 1 games in a season, Head Coach will receive \$2,500. If, however, in the first two contract years (April 1, 2021 through March 31, 2023), the team wins at least 15 Division 1 games in a season, Head Coach will instead receive \$5,000.

For (9) and (10), Head Coach has discretion to use the Performance Incentive compensation for herself or to distribute to her staff.

Source of Funds: Intercollegiate Athletics

Period: March 29, 2021 through March 31, 2027

17. Contract (funds coming in) - U. T. Tyler: Trademark license to Choice East Texas Health at Home, LLC, to use "UT Health East Texas Home Health" for home health services in a 23-county region in East Texas

Agency: Choice East Texas Health at Home, LLC

Funds: \$200,000 one-time license fee

Period: License effective as of January 1, 2021, and continues through the life of the joint venture, or in event of default

Description: UT Health East Texas is a joint venture between the Health Science Center at U. T. Tyler and Ardent Health Services. In January, UT Health East Texas closed a joint venture with Choice East Texas Health at Home, LLC, combining home health service operations. UT Health East Texas has had a trademark license for "U. T." related marks since 2018. This item requests approval of a separate license agreement between the Health Science Center at U. T. Tyler and Choice East Texas Health at Home, LLC. An up-front license fee of \$200,000 paid by the Choice East Texas Health at Home, LLC, will be applied to nursing scholarships at U. T. Tyler.

18. Lease - U. T. Tyler: Authorization to extend the lease of approximately one acre of land to the Winona Volunteer Fire Department, and to subsequently lease an approximately 3,700 square foot building on the same approximately one-acre site located at 11525 State Highway 155, Tyler, Smith County, Texas, to Smith County Emergency Services District 2, for use as an emergency services and fire station; and finding of public purpose

Description: Extend a ground lease of approximately one acre of land to the Winona Volunteer Fire Department (Winona VFD). Upon the expiration of this extended lease, proceed to lease an approximately 3,700 square foot building on the same approximately one-acre site located at 11525 State Highway 155, Tyler, Smith County, Texas, to Smith County Emergency Services District 2 (ESD2), both leases for use as an emergency services and fire station. In 2000, the Board leased the land at no cost to the Winona VFD, which built a simple metal-building fire station facility of approximately 3,700 square feet. This lease expired on April 14, 2020. To ensure continuity of emergency services, U. T. Tyler requests a short-term extension through the commencement of the proposed space lease to ESD2. ESD2 will then provide emergency services to the area, which includes the institution's hospital and main medical research facility. This facility is located approximately six miles outside of the body of the City of Tyler. Upon the expiration of the ground lease to Winona VFD, the Board will take title to the improvements on the property; accordingly, the lease to ESD2 is for a building in addition to the land. ESD2 will convert the fire station facility to a professionally staffed resident fire station, which will further improve fire and emergency services and response times. There is no record that the Board approved the initial ground lease to Winona VFD.

Lessee: Initially Winona Volunteer Fire Department, a Texas non-profit corporation; after expiration of the current ground lease, as extended, the Board will enter into a new lease for the building and land with Smith County Emergency Services District 2, an emergency services district created pursuant to Chapter 775 of the *Texas Health and Safety Code*. ESD2 may allow occupancy rights to the Winona VFD or other contractors providing emergency services.

Term: The lease to Winona VFD will terminate upon the commencement of the lease to ESD2. The ESD2 lease will be for a primary term of 20 years, estimated to commence on June 1, 2021, and continue through approximately May 31, 2041, with one 20-year option to renew at the sole discretion of the Lessee.

**Lease Income:** Annual base rent for both leases is \$0, including for the renewal terms. In consideration for the \$0 base rent, the Lessees will use the facility to provide emergency services to the area. Lessor will benefit from the timely and responsive emergency services offered by the nearby fire station. In addition, ESD2 will improve a portion of the building as described below and will house first responders after the renovation. The leases will be net to Lessor, with all related capital and operating expenses paid directly by or reimbursed by the Lessees. Market net rent for the improved property as provided by Lessor to Lessee is estimated at an initial amount of up to \$12,950 annually, in accordance with a Fair Market Value Lease Rate Analysis dated March 24, 2021 provided by VMG Health.

**Tenant Improvements:** ESD2 will convert a portion of the fire station into conditioned space with kitchen, living, and sleeping spaces to support occupancy of the facility by emergency personnel, at an estimated cost of \$250,000.

**Public Purpose:** The base rental amount described above constitutes a below market rate. The Attorney General of the State of Texas, in Opinion No. MW-373 (1981) has advised that, for the use of space in university facilities with no or nominal cash rental payments to comply with the Texas Constitution, three requirements must be met: (1) the use of the property must serve a public purpose appropriate to the function of the university; (2) adequate consideration must be received by the university; and (3) the university must maintain controls over the user's activities to ensure that the public purpose is achieved.

Accordingly, because the rent is below market, the Board of Regents is also asked to find that (1) the lease of land to Winona VFD, and then the lease of the land and building to ESD2 for no base rental payment, as described above, serves a public purpose appropriate to the function of U. T. Tyler, including providing timely and responsive emergency services to the institution's hospital and medical research facility; (2) pursuant to the lease agreements, the consideration received by U. T. Tyler is adequate; and (3) U. T. Tyler will have sufficient safeguards in place to ensure the public purpose will continue to be met on an ongoing basis, including provisions in both leases requiring that the property be generally operated as an emergency services and fire station, and further requirements in the ESD2 lease generally requiring on-site occupancy by first responders after the renovations are completed.

## HEALTH AFFAIRS COMMITTEE

19. Contract (funds coming in) - U. T. Southwestern Medical Center: To manufacture and supply gene therapy viruses (AAV vectors) to Taysha Gene Therapies, Inc.

Agency: Taysha Gene Therapies, Inc

Funds: \$20,000,000

Period: March 5, 2021 through March 4, 2023

Description: U. T. Southwestern Medical Center to manufacture and supply gene therapy viruses (AAV vectors). The work will be performed by U. T. Southwestern Medical Center's Translational Gene Therapy Core wherein it will manufacture and produce AAV vectors for either laboratory research or clinical research.

20. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to Agreement with Atos IT Solutions and Services, Inc., to provide managed voice telecom services

Agency: Atos IT Solutions and Services, Inc.

Funds: Approximately \$9,100,000 total for the initial and amended Agreements

Period: March 1, 2021 through February 29, 2024

Description: Atos IT Solutions and Services, Inc., will provide managed voice telecom services to the main campus and other facilities at U. T. Southwestern Medical Center. This First Amendment increases the total cost of services by 1,162,800. The initial Agreement was acquired via an Exclusive Acquisition Justification and approved by the Board on May 1, 2018, with a term effective March 1, 2018 through February 28, 2021, at a cost of approximately \$8,000,000.

21. Lease - U. T. Southwestern Medical Center: Authorization to lease approximately 120,000 rentable square feet with a right of first refusal to lease an additional approximately 40,000 rentable square feet of space at 1430-1440 Empire Central Road, Dallas, Dallas County, Texas, from Peewit Partners LP, for clinical research and academic purposes

Description: Lease of approximately 120,000 rentable square feet with a right of first refusal to lease an additional approximately 40,000 rentable square feet of space located at 1430-1440 Empire Central Road, Dallas, Dallas County, Texas, for clinical research and academic purposes.

Lessor: Peewit Partners LP, a Texas limited partnership

Term: Initial lease term of 124 months, with an estimated commencement date of approximately December 1, 2021, which includes a four-month base rental abatement period upon commencement of the term. At tenant's sole election, the lease may be extended for one additional period of five years.

Lease Cost: The initial base rental per square foot will be approximately \$19.50 per square foot with annual escalations ranging from approximately 1.25% to 2.5% throughout the initial term. In addition to the base rent, the institution will pay for the cost of operating expenses and real estate taxes to the extent these increase over the relevant expense stops, and for all of the cost of electricity. Tenant improvements are estimated at approximately \$150 per square foot, including construction, design, and project management costs, towards which U. T. Southwestern Medical Center will receive a \$50 per square foot allowance (approximately \$6,000,000) from Landlord. U. T. Southwestern Medical Center will pay the balance of the construction cost estimated to be approximately \$12,000,000 and will contribute \$200,000 to be applied toward the cost of new building chillers. Total transaction expenses for the approximately 120,000 square foot lease area during the primary term are estimated at approximately \$42,204,025, which includes the cost of tenant improvements to-be-paid by U. T. Southwestern Medical Center plus base rent, estimated operating expenses, and estimated real estate taxes from commencement of the lease in 2021 through the expiration of the initial term.

The lease includes the right of first refusal for an additional 40,000 square feet of space. Rental rate for the expansion space will be based on market rates at the time of expansion. If the expansion were to be exercised in the first year of occupancy, the cost of base rent and operating expenses for the expansion space during the primary term is estimated at an additional approximately \$9,885,350. Assuming a similar level of allowance for tenant improvements is provided by Landlord, and a similar level of additional costs paid by Tenant, the total allowance from Landlord for the expansion space would be approximately \$2,000,000. U. T. Southwestern Medical Center will pay the balance of the construction cost, assumed at approximately \$4,000,000. This would result in a total additional cost to the institution of approximately \$13,885,342 over the initial term. However, actual market rent, cost of buildout, and tenant improvement allowance will fluctuate depending on commencement date of the expansion premises and market rates at the time of the expansion.

Rent for the extension period will be based on market rates at the time of extension. Rent and operating expenses for the initial 120,000 square feet of space during the extension term are estimated to total approximately \$17,543,523. If U. T. Southwestern Medical Center elects to exercise its Right of First Refusal on the additional 40,000 rentable square feet, in addition to rent for the initial space during the extension term, rent and operating expenses for the expansion space during the extension term is estimated at an additional approximately \$5,847,841.

22. Contract (funds going out) - U. T. Medical Branch - Galveston: Pricing Addendum to Agreement with AT&T Corp. to update pricing on existing ports and authorize billing to begin at additional port

Agency: AT&T Corp.

Funds: \$207,098 for this Pricing Addendum; \$6,576,804 for the Master Agreement and all Addenda

Period: February 9, 2021 through August 12, 2023

Description:

On November 15, 2018, the Board of Regents approved the Master Agreement between U. T. Medical Branch - Galveston (UTMB) and AT&T Corp. (AT&T) to govern the bandwidth, circuit term services, and Virtual Private Network (VPN) services Order Forms to upgrade the service provisioning network for all UTMB Correctional Managed Care (CMC) clinics that utilize a specific Wide Area Network (WAN). The term of the original Master Agreement was from August 13, 2018 through August 12, 2023, with a contract value of \$5,228,404.

On April 9, 2020, UTMB signed a first Pricing Addendum to the Agreement to increase the bandwidth of UTMB CMC sites valued at \$470,727, increasing the total contract value of the Agreement to \$5,699,132. This was not presented to the Board for approval as the total contract value was less than 25% of the originally approved contract amount.

On January 8, 2021, UTMB signed a second Pricing Addendum, called the Amended and Restated Pricing Schedule, to authorize AT&T to bill for sites activated during transition to upgrade systems and to service UTMB T1 lines from the same Dallas HUB that the U. T. System Office of Telecommunication Services (OTS) was disconnecting from service. The contract value was \$670,573, increasing the total contract value of the Agreement to \$6,369,705. This was not presented to the Board for approval as the total contract value was less than 25% of the originally approved contract amount.

On February 9, 2021, UTMB signed this third Pricing Addendum to the Agreement to 1) update pricing on existing internet ports, and 2) authorize AT&T to begin billing UTMB for a fiber circuit at the Johnston Unit in Winnsboro, Texas. The total value of the Pricing Addendum is \$207,098, increasing the total contract value to \$6,576,804. Because the total contract value represents a 25.8% increase over the amount originally approved contract amount, UTMB is requesting approval of this third Pricing Addendum.

The original contract was procured via a Sole Source Exclusive Acquisition Justification document and it was determined that AT&T was the only vendor able to meet the needs of UTMB to upgrade the service provisioning network for all CMC clinics that utilize the specific WAN.

23. Request for Budget Change - U. T. Health Science Center - San Antonio: New Hires with Tenure -- amendment to the 2020-2021 budget

The following Requests for Budget Changes (RBC) have been administratively approved by the Chancellor and the Executive Vice Chancellor for Health Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>School of Medicine</b>					
Radiation Oncology					
Professor and Assistant Dean					
David Gius (T)	9/1-8/31	100	12	280,000	11513
Neurology					
Professor and Assistant Vice President					
Mark Goldberg (T)	2/15-8/31	100	12	340,000	11559
Biochemistry and Structural Biology					
Professor					
Alexander Mazin (T)	4/1-8/31	100	12	225,000	11560

24. Contract (funds coming in) - U. T. M. D. Anderson Cancer Center: Refuge Biotechnologies, Inc. to (i) jointly develop a process to manufacture certain cell therapy products via a Product Development and Manufacturing Services Agreement and (ii) grant U. T. M. D. Anderson Cancer Center a license to certain Refuge Biotechnologies, Inc.'s Intellectual Property under a License Agreement

Agency: Refuge Biotechnologies, Inc.

Funds: The total value of the services under the Product Development and Manufacturing Services Agreement could range from approximately \$1,000,000 to more than \$41,000,000 which includes certain one-time commercial milestone payments of \$5,000,000, \$10,000,000, and \$15,000,000, and other royalty payments of 2.5% based on Net Sales of the developed cell therapy product (Product) and other commercialization payments to Refuge.

In consideration for the license granted by Refuge under the License Agreement, U. T. M. D. Anderson Cancer Center will pay Refuge (i) a range of 1 - 2% of Net Sales of the Tumor Infiltrating Lymphocytes-based product (Licensed Product) and (ii) 12.5% of all Commercialization Proceeds.

- Period: Because the Agreements are dependent upon whether successful products are developed by the parties, the length of the Agreements do not contain definite terms. However, U. T. M. D. Anderson Cancer Center anticipates the Product Development and Manufacturing Services Agreement may have a term between six to ten years should the parties successfully develop and manufacture the Product. The License Agreement is anticipated to be no longer than 20 years, should the parties successfully develop the Licensed Product. Any renewal of either Agreement will not occur unless the collaboration between the parties is successful.
- Description: Refuge and U. T. M. D. Anderson Cancer Center will jointly develop for Refuge a reliable process to manufacture certain cell therapy products, to provide Refuge with support on clinical trial design and regulatory submissions, to provide Refuge with clinical supplies of such cell therapy products, and to perform additional activities as may be mutually agreed upon. A License Agreement is also to be signed by both parties to enable U. T. M. D. Anderson Cancer Center to obtain a license from Refuge with respect to certain intellectual property rights controlled by Refuge for further development and commercialization of a Tumor Infiltrating Lymphocytes-based product by U. T. M. D. Anderson Cancer Center. U. T. M. D. Anderson Cancer Center requests delegation of authority to the President (or his delegates) of U. T. M. D. Anderson Cancer Center to execute related documents and take other actions as necessary, following final legal review and approval by the Executive Vice Chancellor for Health Affairs and the Office of General Counsel.

25. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Accenture LLP to deliver information technology services

Agency: Accenture LLP

Funds: Total cost of services under this Agreement, including all renewals, will not exceed \$70,750,000

Period: March 4, 2021 through March 3, 2026; with three one-year renewal options

Description: Accenture LLP, through this Agreement for Information Technology Services, will offer resources consisting of trained and experienced personnel to provide project-based support to U. T. M. D. Anderson Cancer Center's Information Services division in the following work areas: Electronic Health Record; Analytics; Enterprise Development and Integration; Program Management; Business Analysis; Enterprise Business Systems; and Managed Services. Implementation support will also be provided to support U. T. M. D. Anderson Cancer Center's project implementation activities and initiatives. The Agreement was competitively bid.

26. Contract (funds going out) - U. T. M. D. Anderson Cancer Center: Amendment to Agreement with Jacobs Project Management Co. to provide project management services for various construction or renovation projects

Agency: Jacobs Project Management Co.

Funds: Total contract value is estimated to be \$6,000,000, although the maximum amount is indeterminable at this time.

Period: September 27, 2020 through September 26, 2022; with no renewal options remaining.

Description: Jacobs Project Management Co. will act as a project manager to provide repair, renovation, and rehabilitation services on a per-project basis as requested by U. T. M. D. Anderson Cancer Center. Services are on a nonexclusive, indefinite quantity basis, and there is no minimum amount of work required.

The initial Agreement was competitively bid and did not require Board approval as the anticipated contract value was within the institution's delegated approval threshold. The initial Agreement was effective September 27, 2017 through September 26, 2019. The First Amendment extended the contract term to September 26, 2020, and did not increase the contract value. This Second Amendment extends the term through September 26, 2022, which is estimated to have a contract value of \$6,000,000, although the maximum amount is undeterminable at this time.

27. Request for Budget Change - U. T. M. D. Anderson Cancer Center: New Hires with Tenure -- amendment to the 2020-2021 budget

The following Requests for Budget Changes (RBC) have been administratively approved by the Executive Vice Chancellor for Health Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
<b>Medical Staff</b>					
Genomic Medicine					
Professor					
Bissan Overington (T)	5/3-8/31	100	12	350,000	11550
Epidemiology					
Associate Professor					
Veronika Fedirko (T)	12/31-8/31	100	12	154,000	11549

**FACILITIES PLANNING AND CONSTRUCTION COMMITTEE**

No items for Consent Agenda