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December 8-9, 1999

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**MINUTES OF A REGULAR MEETING
THE UNIVERSITY OF OKLAHOMA BOARD OF REGENTS
DECEMBER 8-9, 1999**

A regular meeting of the Board of Regents governing The University of Oklahoma, Cameron University, and Rogers State University was called to order in the Associates' Room of the Oklahoma Memorial Union on the Norman Campus of the University on December 8, 1999, beginning at 4:03 p.m.

The following Regents were present: Regent Donald B. Halverstadt, M.D., Chairman of the Board, presiding; Regents C. S. Lewis III (arrived at 4:14 p.m.), Robin Siegfried, Mary Jane Noble, Stephen F. Bentley and Christy Everest.

Absent: G. T. Blankenship (for December 8 portion of the meeting).

Others attending all or a part of the meeting included Mr. David L. Boren, President of The University of Oklahoma, Provosts Nancy L. Mergler and Joseph Ferretti, Vice Presidents Russell W. Driver, Mark E. Lemons, David L. Maloney, and T. H. Lee Williams, Joseph Harroz, Jr., General Counsel, Mr. Kenneth Rowe, Director of Internal Auditing, and Dr. Chris A. Purcell, Executive Secretary of the Board of Regents.

Those attending the meeting from Cameron University were Dr. Don Davis, President of the University, Provost Terral McKellips, and Vice Presidents Leo Baxter, Louise Brown, Don Sullivan and John Sterling.

Attending the meeting from Rogers State University were Dr. Joe A. Wiley, President of the University, and Vice Presidents Danette Boyle and Ray Brown.

Notice of the time, date, and place of this meeting were submitted to the Secretary of State, and the agenda was posted in the Office of the Board of Regents on or before 3:30 p.m. on December 7, 1999, both as required by 25 O.S. 1981, Section 301-314.

CAMERON UNIVERSITY

REPORT OF THE PRESIDENT OF THE UNIVERSITY

Cameron Selected for Military Recruitment Effort

The United States Army has selected Cameron as the site of a pilot project designed to attract more young people to careers in the military. An Army Reserve recruiter arrived on campus earlier this month and is working with admissions and military science staff to enhance the University's already successful approach to attracting students. An improving employment picture nationwide, combined with the increased availability of financial assistance to teenagers, has resulted in decreasing recruitment rates by all branches of the military. The Army hopes to reverse this trend by placing experienced recruiters on college campuses who can offer service options to help students achieve their education goals by serving part-time in the Army Reserve. Cameron was selected as the site for the test program because of its excellent history in recruiting students into its Reserve Officers Training Program on campus. During

the past four years, CU's ROTC program has constantly exceeded its goal for producing officers for the U.S. Army.

Sociology Majors Help Elementary Students Improve Reading Skills

Eight Cameron students are working with youngsters at Lawton's Andrew Jackson Elementary School, acting as mentors and helping them improve reading skills. The students, members of CU's Sociology Club and the Alpha Kappa Delta Sociology Honor Society, initiated a pilot partnership with the elementary school, to implement a new third-grade reading program called the "Right Road to Reading." The volunteers do not receive pay or University credit for their work. They are assigned to 30 children who require extra help with reading or motivational skills. The college students also assist teachers in preparing students for required State tests.

Opportunity Fair

The Southwest Regional Opportunity Fair at Cameron attracted an estimated 500 people on November 10, making it the most successful of the three such events sponsored by the Oklahoma State Regents for Higher Education thus far. Designed to bring information about higher education to prospective and current college students, parents, teachers and businessmen, the fair offered a chance to get information on almost any higher education topic – from financial aid to business services – at a single location. A dozen colleges and universities joined Cameron and State Regents' staff in answering questions and providing detailed information about college and career preparation, special middle and high school programs, distance learning, student transfer, teaching resources, career and employment services and business services. Three more Opportunity Fairs will be held around the State next spring.

Higher Education Science Honor

Cameron Physical Science Professor Dr. Ann Nalley has been honored by the Oklahoma Science Teachers Association as its 1999 Higher Education Professor of the Year. The honor was given during the association's annual convention recently held in Tulsa. The award is given to an exemplary educator who has worked inside and outside the classroom to promote science. The recipient is selected by the association's governing board.

Theatrical Conferences Honors

Cameron brought back honors from recent conferences, including several received at the Oklahoma State American College Theatre Festival, where student actors presented the Steve Martin comedy, *Picasso at the Lapin Agile*. Cameron students Jerald Edwards and Lauren Marshall have been selected to compete in the Irene Ryan Acting Competition at the upcoming Regional American College Theatre Festival. Assistant Theatre Arts Professor Scott Hoffman was recognized for outstanding set design. Senior Laura Ewing was named the Southwest Theatre Association's outstanding university drama student – the first Oklahoma college student tapped for such an honor – during its annual conference in Shreveport, Louisiana. Ms. Ewing designed

costumes for Cameron's recent productions of *False Admissions* and *The Mousetrap*.

Cameron-Produced Film Shorts

Regular viewers of the Oklahoma Educational Television Authority program *Oklahoma Magazine*, recently have been treated to two projects produced by Cameron students and faculty. *Riddles and Rowell: Two Visions of Native American Art*, was produced by ten CU broadcasting students this summer, focusing on two Southwest Oklahoma artists known for their shadowless style of Native American art rarely seen today. It aired in late October. *Oklahoma Magazine* recently broadcast *The Passing of Time*, a documentary produced by Assistant Broadcasting Professor Matt Jenkins, as his contribution to *Festival IV: Bridging the Millennia*. The piece focused on interpretations of time and past predictions about life as it was expected to be in the year 2000.

Cameron Faculty Assists Scouts in Merit Badge Effort

Nearly 300 Oklahoma Boy Scouts – some from as far away as Choctaw and Henryetta – took major steps toward attaining merit badges, thanks to an annual seminar held this fall at Cameron. Cameron provided expert instruction in 38 categories, including chemistry, citizenship, crime prevention, traffic safety and weather. Scouts could earn as many as three badges during the two-weekend seminar. Altogether, scouts from eighty different troops participated, earning 350 merit badges.

Economic Development Day Activities

Cameron observed Oklahoma Higher Education Economic Development Day November 12, conducting tours of its growing technology park and reporting on the progress of a marketing plan being designed to attract smart companies to Lawton. Geared toward business and industry, government and higher education leaders, the University's observance began with a breakfast for local business leaders and the broadcast of a OneNet teleconference that included appearances by representatives of the Telos Center for Excellence, which is a CU Technology Park tenant. Other events included an exhibit showcasing research done by Cameron faculty and students and a business department forum focusing on technology and economic development in Southwest Oklahoma.

POSTHUMOUS DEGREE

Paul A. Cantwell was enrolled in his last fourteen hours of coursework required for completion of an associate degree in Criminal Justice. However, on September 22, 1999, he was killed in a traffic accident. Cameron's Registrar, Mrs. Zoe DuRant, confirms that if Mr. Cantwell had successfully completed the Fall 1999 semester, he would have fulfilled all the requirements for the degree.

President Davis therefore recommends that the Board of Regents approve the awarding of a posthumous Associate in Criminal Justice degree to Paul A. Cantwell. Provost Terral McKellips and Vice President for Student Affairs Louise Brown both concur and support the awarding of this posthumous degree to Mr. Cantwell.

In accordance with Oklahoma State Regents for Higher Education policy, a posthumous degree may be awarded to recognize the meritorious but incomplete earned work of a student who has deceased, generally during the last semester of coursework. Upon the approval of the Board of Regents, the request to award a posthumous degree to Mr. Cantwell will be forwarded to the Oklahoma State Regents for Higher Education for final action.

President Davis recommended the Board of Regents approve the awarding of a Posthumous Associate in Criminal Justice degree to Paul A. Cantwell.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Siegfried, Noble, Bentley, and Everest. The Chair declared the motion unanimously approved.

INTERNAL AUDITING ACTIVITIES, CAMERON UNIVERSITY

During the quarter ended September 30, 1999, five final reports were completed for Cameron University. A listing of these audits is found below. Copies of the audit reports were provided to the appropriate Vice President and the Department responsible for the activity audited, the President's Office, and the Regents' Office.

Cashiering and Admissions and Records
Architectural & Engineering Services
Payroll Department
Personnel Department
Alternate System for Settlement of Higher Education Miscellaneous Claims

No post-audit reviews were performed during this period. Mr. Kenneth D. Rowe, Director, was present to respond to questions. There were none.

This report was presented for information.

QUARTERLY FINANCIAL ANALYSIS

Being reported this month is the Quarterly Financial Analysis for the quarter ended September 30, 1999. The following comments were submitted for consideration.

ALL FUNDS, CAMERON UNIVERSITY

STATEMENT OF REVENUES AND EXPENDITURES

1. At September 30, 1999, revenues for all funds were at \$10.4 million which were 30.0% of the budget.
2. Expenditures were at \$9.1 million or 23.8% of the budget. Overall, the budget's revenues and expenditures are close to the amounts anticipated.

**STATEMENT OF REVENUES AND EXPENDITURES - EDUCATION AND
GENERAL PART I - UNRESTRICTED**

1. Revenues - Revenues of \$7.4 million were reported and are 28.6% of the budget. This is comparable to the prior year's revenue of \$6.9 million and 28.1% of the budget. Revenues are up due to an increase in state appropriations and receipt of the Southwest Multi-Media Development Grant.

2. Expenditures - Expenditures of \$6.3 million are reported at 21.4% of the budget. This is compared to the prior year expenditures of \$5.5 million and 19.7% of the budget. Expenditures have increased due to salary and benefits adjustments.

**STATEMENT OF REVENUES AND EXPENDITURES - EDUCATION AND
GENERAL PART II - RESTRICTED:**

1. Revenues - Revenues of \$2.2 million were reported at 38.0% of the budget. This is compared to the prior year revenues of \$2.2 million and 38.1% of the budget.

2. Expenditures - Expenditures of \$2.1 million were reported at 35.8% of the budget. This is comparable to the prior year's expenditures of \$2.1 million at 37.2% of the budget. Most areas show a slight increase or decrease. These minor fluctuations are in line with expectations.

STATEMENT OF REVENUE AND EXPENDITURES - AUXILIARY ENTERPRISES

1. Revenues - Revenues for Auxiliary Enterprises are at their anticipated levels.

2. Expenditures - Expenditures for Auxiliary Enterprises are at their anticipated levels.

DISCRETIONARY RESERVES:

Discretionary reserves represent that portion of the university's resources which are not currently budgeted for expenditure or otherwise held for specific future uses. As such, resources of this nature are available to fund future capital projects, operating needs, and/or unforeseen contingencies for any lawful purpose of the University.

E & G PART I

The E&G Part I discretionary reserves are \$2,326,346 at September 30, 1999. Adjustments have been made to this reserve figure throughout the year.

E & G PART II

The E&G Part II has no discretionary reserves. These reserves are needed for working capital for the programs to operate, many of which are reimbursed in arrears.

AUXILIARY ENTERPRISES

The decline of student credit hour enrollment will likely require a reduction in student activity allocations in future budgets.

Miscellaneous Auxiliary Funds have no discretionary reserves.

The Housing System has no discretionary reserves. This is the area of the Auxiliary accounts that has the most budgetary pressures to bring revenues and expenditures in line with each other. Some progress has been made but there is still work to do in this area.

Facility Fee discretionary reserves are approximately \$1,700,000. Several projects on the Campus Master Plan will likely be funded from this source.

PLANT FUNDS

Section 13 and New College Funds currently have discretionary reserves of \$150,000. Private Sources discretionary reserve is \$10,000 at this time.

Renewals and Replacements - Auxiliary Enterprises Funds were initially created as an R & R fund for the Housing System. The current discretionary reserves are approximately \$1,500,000.

The Facility Fee Bond Fund has a discretionary reserve of \$400,000. Several projects on the Campus Master Plan will likely be funded from the above sources.

This report was presented for information.

PRESIDENT'S SALARY

Regent Bentley moved the Board of Regents meet in executive session for the purpose of discussing President Davis' compensation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Bentley, and Everest. The Chair declared the motion unanimously approved.

The executive session was held in the Regents' Room of the Oklahoma Memorial Union, beginning at 4:20 p.m. The Regents returned to regular session in the Associates' Room at 4:50 p.m.

Regent Bentley moved the Board of Regents take the following actions with respect to President Don Davis' compensation package, effective immediately:

- I. Authorize an enhancement bonus to the supplemental retirement benefit in an amount necessary to maintain the level of benefit for both OTRS and supplemental retirement at an amount equal to the maximum retirement benefit in an amount not to exceed \$15,000 annually, upon leaving the University, for a period of 15 years with a right of survivorship in the benefit for his wife during the same 15-year period.
- II. Rename the Auto-Expense Allowance as an Expense Allowance.

The following voted yes on the motion: Regents Lewis, Siegfried, Noble Bentley, and Everest. The Chair declared the motion unanimously approved.

PERSONNEL ACTIONS

ADMINISTRATIVE CHANGES:

Aplin, Suzanne, Director, Student Support Services, salary changed from annualized rate of \$41,256 for 12 months, to annualized rate of \$47,748 for 12 months, effective October 1, 1999.

Dorris, Cheryl, Director, Trio Programs, salary changed from annualized rate of \$47,748, for 12 months to annualized rate of \$50,004 for 12 months, effective September 1, 1999.

RETIREMENT:

Phillips, Robert, Director of Library Services, effective February 1, 2000.

President Davis recommended approval of the above administrative personnel actions.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Bentley, and Everest. The Chair declared the motion unanimously approved.

LITIGATION

This item was included in the agenda for the purpose of meeting with General Counsel for a report on pending and possible litigation. No executive session was proposed and there was no report.

The meeting was adjourned at 4:55 p.m. Chairman Halverstadt announced the Board of Regents would reconvene at 12:30 p.m. on December 9, 1999, in the same location.

The Board of Regents reconvened at 12:44 p.m. in the Associates' Room of the Oklahoma Memorial Union on December 9, 1999, with all Regents present.

ROGERS STATE UNIVERSITY

REPORT OF THE PRESIDENT OF THE UNIVERSITY

President Wiley reported on several items of interest. He distributed to each Regent a copy of the RSU Foundation Annual Report for their information. He thanked Regent Siegfried for his hospitality and for the use of his cabin for an executive retreat, and also expressed appreciation to Chairman Halverstadt for attending the Harrington Lecture and introducing the speaker. All of the Regents have supported RSU activities from time to time, and this does not go unnoticed by members of the community.

The North Central Association will have an accrediting team on the RSU Campus April 17 and 18, and will consider a request to change the University's status from a two-year to a four-year institution. Dr. Wiley stated progress towards that goal continues, and many of the required activities have been completed. On this agenda for Board approval is an item on five new programs, as well as the University's Strategic Plan and a new Enrollment Management Plan. Full development of Rogers' Institutional and Continuous Quality Plan are the two major documents yet to be developed. Dr. Wiley said he is sure the NCA visit in April will be a successful one for RSU.

In terms of fund-raising activities, a \$266,000 grant was received recently from the Corporation for Public Broadcasting for continued support of the television station on campus. Also, a \$325,000 grant was received from eCollege.com, an on-line educational delivery system, for the purpose of developing three bachelors programs for full delivery over the Internet. These funds will allow for the fast-tracking of the development of those three degree programs. This should put Rogers State in the position to possibly be the first University in the State of Oklahoma to offer a full bachelors degree program entirely over the Internet.

NEW PROGRAMS

In 1998 the Oklahoma Legislature created Rogers State University in Claremore as part of a plan to deliver higher educational services to residents of northeastern Oklahoma. The new institution was charged as a regional university with the responsibility of developing baccalaureate degree programs and graduate programs below the doctoral level. Utilizing the data gathered from community and student surveys, demographic profiles, and career opportunity projections, the faculty has developed four baccalaureate degree proposals. The baccalaureate programs were developed around the strength of the faculty and the University's desire to create unique programs with potential for significant growth. The proposed baccalaureate degree programs include the Bachelor of Technology in Applied Technology, the Bachelor of Science in Business Information Technology, the Bachelor of Arts in Liberal Arts, and the Bachelor of Science in Social Sciences. The University plans to forward the program proposals to the OSRHE for their approval. Proposed implementation for the degree programs is scheduled for fall, 2000, following an NCA focus visit in April.

The Bachelor of Applied Technology is designed to provide educational opportunities for individuals who possess an associate of applied science degree and find themselves needing additional education in order to perform job requirements or to advance their professional career.

The Bachelor of Applied Technology Degree combines technical skills and managerial training to enhance professional career opportunities. Specifically, candidates for the degree will complete general education requirements, technical support courses, and managerial training. Over 2,000 Oklahomans earn the Associate of Applied Science Degree each year and many of these graduates discover that they need additional education.

The Bachelor of Science in Business Information Technology is designed to meet the growing demand for Information Technology specialists who are able to communicate effectively and who are knowledgeable of business needs. By basing the proposed curriculum on the "IS '97

Model Curriculum and Guidelines for Undergraduate Degree Programs in Information Systems,” the program capitalizes on research and input from both industry and academia. Demand for the program is high both regionally and nationally. The Business Information Technology degree and the Bachelor of Technology Degree are both designed to facilitate and promote economic development of the region.

The Bachelor of Arts Degree in Liberal Arts offers students a demanding, broad-based general educational and multi-disciplinary foundation. The graduate should be prepared to face a changing professional environment, both locally and internationally, that demands graduates who can think critically and creatively and who possess the skills that will enable them to work in a wide variety of situations with a diverse population. The BA in Liberal Arts is also an excellent foundation for professional or graduate studies.

The Bachelor of Science in Social Sciences is a multidisciplinary degree that stresses competence in written and oral communication, scientific reasoning, and critical thinking skills. The program encourages students to challenge the evidence, analyze assumptions and bias, consider other explanations, and to tolerate uncertainty. The program has a cross-cultural emphasis and promotes diversity and tolerance of diverse views. The program also incorporates learning opportunities in supervised internships and field placements. Graduates of the multidisciplinary program will utilize differing perspectives to problem solving enabling them to work in most challenging and dynamic locations.

All four proposed baccalaureate programs are central to RSU’s new mission. Student and community demand are well documented internally by RSU student surveys, enrollment trends and

student profile and demographic data. External sources include employer demand, occupational outlooks, census data, community surveys, high school student surveys and an assessment of community needs conducted by the College Board.

In addition to the four baccalaureate degree proposals, the University also proposes a two-year degree, the Associate of Applied Science in Applied Technology. This is a generic associate degree for students who wish to combine specialized technical training with general education and business courses to complete a two-year degree. This program will appeal to personnel in the armed forces and to students completing selected programs in Oklahoma Vocational and Technical Schools. The United States Navy and the OSRHE have signed a Memorandum of Understanding to develop such programs and offer them to Navy personnel in the spring semester.

These programs were developed by the Department of Applied Technology, the Department of Communications and Fine Arts, and the Department of Social and Behavioral Sciences. The programs have been reviewed and recommended by the Assistant Vice President for Academic Affairs/Instruction, the University Curriculum Committee, and the Executive Vice President and Vice President for Academic Affairs.

President Wiley recommended the Board of Regents approve four new baccalaureate program requests and one associate program request. The proposed baccalaureate degree proposals include the Bachelor of Technology in Applied Technology, the Bachelor of Science in Business Information Technology, the Bachelor of Arts in Liberal Arts, and the Bachelor of Science in Social Sciences. The proposed associate program is the Associate of Applied Science in Applied Technology.

Regent Bentley moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

ENROLLMENT MANAGEMENT PLAN

The Enrollment Management Plan is the result of the work of two committees comprised of staff, students, and faculty. The goal of the plan is to effect increases as well as changes in enrollment numbers along with wise use of resources. The plan provides an integrated approach, which involves the entire University in the following activities. (1) Media and Marketing, (2) Recruitment of high school students, non-traditional students, transfers, international students, and distance education students, (3) Campus Tours, (4) Telephone Bank, (5) Mass Mailings/Technology, (6) Financial Aid and Scholarships, (7) Admissions and Enrollment, (8) Student Retention, (9) Outreach Campuses and (10) Legal Responsibilities.

President Wiley recommended the Board of Regents approve the Enrollment Management Plan.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

FEE CHANGES

Beginning with the fall semester of 1999, Rogers State University began to increase tuition from the community college rate to the higher regional university rate. This increase was phased in over two years. During the first year, tuition rates increased by 70% of the difference between the two rates and the remaining 30% will be implemented in the fall of 2000. To remain competitive with other regional universities, the University proposes to reduce the parking fee from \$2.50 to \$1.50 per semester credit hour with a maximum charge of \$20 per semester. Students taking less than 14 hours will pay less but students taking 14 or more hours will continue to pay \$20.

Currently students who request transcripts must submit payment of \$1 per copy prior to the transcripts being released. For alumni or online students who live at some distance, the requests for transcripts are delayed until payment is secured. The University proposes to eliminate charges for individual transcripts and replace it with a records fee of \$5.00 per semester. By collecting a records fee, the University can promptly forward a transcript immediately after receiving written request rather than days later after receiving the \$1.00 per copy fee. The records fee is designed to be revenue neutral in its impact on the students.

Rogers State University has not charged any graduation fees to students who are graduating. The proposed fee would be collected from students who made an application to graduate. The fee would pay for the actual costs associated with the students' graduation including the diplomas, certificates, mailers, and actual ceremonial expenses.

Dr. Wiley recommended the Board of Regents approve a decrease in the parking fee from \$2.50 per semester credit hour to \$1.50 per credit hour with the same maximum of \$20 per

semester. Dr. Wiley also recommended the Board of Regents approve a new records fee of \$5.00 per semester and a graduation fee of \$20.00.

Regent Bentley moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

STRATEGIC PLAN

Strategic planning began in the spring of 1999 with the appointment of a Strategic Planning Committee comprised of faculty, staff, and students. The committee assessed both internal and external factors that the University must address as it pursues becoming a four-year regional university while maintaining a community college component. The Strategic Plan sets forth the university's priorities and commitments to actions and initiatives that include five broad areas – academic innovation and integrity, supportive student services, planning and effective use of resources, effective use of technology and community outreach.

President Wiley recommended the Board of Regents ratify the Rogers State University Strategic Plan.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

RATIFICATION OF GRANTS

Rogers State University submitted a grant proposal in September of 1999 to eCollege for the purpose of developing and marketing three baccalaureate degree programs. RSU has had an excellent working relationship with eCollege since 1997 when four associate degree programs were developed and offered online through eCollege. eCollege has awarded a grant of \$325,000 to RSU to develop and market three degree programs: the Bachelor of Technology in Applied Technology, the Bachelor of Science in Business Information Technology, and the Bachelor of Arts in Liberal Arts. Provided approval for the new programs is granted by all the relevant boards, RSU will begin to offer the programs in the fall semester of 2000.

President Wiley recommended the Board of Regents ratify the grant from eCollege in the amount of \$325,000 to develop and market three baccalaureate degree programs.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

PROGRESS REPORT

Senate Bill 1426 that created Rogers State University required the Oklahoma State Regents for Higher Education to submit an annual report to the Governor and legislative leaders beginning January 1, 2000, and continuing until RSU is regionally accredited as a four-year

baccalaureate and graduate degree-granting University. The University prepared a progress report for the Oklahoma State Regents for Higher Education to inform them of the changes associated with implementation of the new mission. The progress report enumerates the significant changes made by the University in its effort to become accredited as a baccalaureate degree-granting institution.

This item was reported for information only.

NEW CLASSROOM BUILDING UPDATE

At the October meeting of the Board of Regents, the Board granted permission for Dr. Wiley to enter negotiations with the top-ranked architectural firms. Imel and Graber Architects was the first choice for professional services related to campus master planning, renovation, and new construction. Rogers State University has reached an agreement with Imel and Graber for rendering their services at a cost of 6% of the construction cost of each project.

This item was reported for information only.

QUARTERLY FINANCIAL ANALYSIS

By request of the Board of Regents, the Quarterly Financial Analysis is provided for the period starting July 1, 1999 and ending September 30, 1999. No prior year comparative data is available because of the Rogers University split.

ALL FUNDS, ROGERS STATE UNIVERSITY

STATEMENT OF REVENUES AND EXPENDITURES

1. At September 30, 1999, revenues for all funds were at \$4,368,856 which were 21.3% of the budget.

Expenditures were at \$3,315,490 or 15.8% of the budget.

STATEMENT OF REVENUES AND EXPENDITURES - EDUCATION AND GENERAL PART I - UNRESTRICTED

1. Revenues - Revenues of \$3,294,347 were reported and are 24.0% of the budget.

2. Expenditures - Expenditures of \$2,379,345 are reported at 16.8% of the budget.

STATEMENT OF REVENUES AND EXPENDITURES - EDUCATION AND GENERAL PART II - RESTRICTED:

1. Revenues - Revenues of \$206,336 were reported at 4.9% of the budget.

2. Expenditures - Expenditures of \$372,129 were reported at 8.9% of the budget.

**STATEMENT OF REVENUE AND EXPENDITURES -
AUXILIARY ENTERPRISES**

1. Revenues - Revenues of \$868,173 were reported at 32.9% of the budget.
2. Expenditures - Expenditures of \$564,015 were reported at 21.4% of the budget.

CASH RESERVES

Cash reserves represent cash on hand as recorded on the University's books. These cash reserves are not considered discretionary for Education and General (E&G) Part I since money is made available for expenditure only through a formalized budget process.

E&G Part II includes federal, state, and private funds which are expended in arrears and later reimbursed by the granting agency, therefore, no cash reserves are maintained.

Cash reserves for Auxiliary Enterprises and Plant Funds would be considered discretionary and available for expenditure in accordance with applicable guidelines and limitations.

This item was reported for information only.

ACADEMIC PERSONNEL ACTIONS

When the following individuals were offered the administrative positions they now hold, there was a specific understanding a review for tenure would be forwarded as soon as tenure was established at Rogers State University.

TENURE RECOMMENDATION

Dr. Ray Brown, Professor of Sociology
Dr. Lawrence Minks, Professor of Business
Dr. Virginia Reasor, Professor of Education

RESIGNATION:

Elliott, Bill, Instructor, Department of Applied Technology, December 31, 1999

Godinez, Mariaelena, Instructor, University Preparatory Academy, December 31, 1999

Luscomb, Julie, Instructor, Computer and Business, December 31, 1999

President Wiley recommended the Board of Regents approve the academic personnel actions listed above.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

LITIGATION

This item was included in the agenda for the purpose of meeting with General Counsel for a report on pending and possible litigation. No executive session was proposed and there was no report.

MINUTES

Regent Bentley moved approval of the minutes of the regular meeting held on October 19-20, 1999 as printed and distributed prior to the meeting. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley and Everest. The Chair declared the motion unanimously approved.

THE UNIVERSITY OF OKLAHOMA

REPORT OF THE PRESIDENT OF THE UNIVERSITY

President Boren said yesterday that a most significant step was taken by the University, with the purchase of the B.P. Amoco Research Center site, an extraordinary piece of property in the heart of Tulsa at 41st and Yale. This is a 56-acre campus with approximately 400,000 square feet under roof and modern, up-to-date fiber optics, wet labs, back-up power source and everything needed for a major research institution. Within six months, we will move all of our educational programs in the health sciences in Tulsa into this facility. This has been accomplished with private funds, and it shows the commitment of The University of Oklahoma to this area. An extraordinarily generous gift of \$10 million from the Schusterman Family Foundation has helped make this possible.

President Boren said the newest Rhodes Scholar from Oklahoma brings to 26 the number of such scholars that The University of Oklahoma has had in its history. Jason Sanders is an extraordinary representative of the University, being an outstanding 4.0 student in Biochemistry. He is working on original research projects, and will soon have some of his research published in national journals. At the same time, he is an outstanding student of the humanities, the classics and literature, and plans to study literature while he is at Oxford. President Boren said the chairman of the District Committee telephoned to say the committee had not seen a Rhodes Scholar candidate that impressed them as much as Jason.

REPORT OF THE CHAIRMAN OF THE BOARD OF REGENTS

Chairman Halverstadt commented briefly on the Special meeting of the Board and associated events that took place yesterday in Tulsa. He said he has closely followed the development of the Health Sciences Center, Tulsa, since he first became aware of it in 1979. We now have an opportunity for development of both our educational and research programs of a dimension far beyond what was possible prior to acquisition of the new campus and facilities in Tulsa.

POLICY REGARDING CONFLICTS OF INTEREST - HEALTH SCIENCES CENTER

Federal regulations which require disclosure and management of outside financial interests of personnel funded by the National Science Foundation (NSF) and the National Institutes of Health (NIH) became effective October 1, 1995, and institutions were required to meet the specifications of the regulations before NSF and NIH funding could be accepted. The Board of Regents approved the policy under these new requirements for the Health Sciences Center on September 26, 1995. The policy ends 365 days thereafter unless extended by action of the Board. The last approved extension by the Board was December 1998.

President Boren recommended the Board of Regents extend the effective date to December 2000 for the Policy Regarding Conflicts of Interest for the Health Sciences Center campus which provides guidelines for identifying and addressing conflicts of interest that may arise in the course of one's University employment.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

PURCHASE OF A GENETAC BIOCHIP SYSTEM - HSC

A GeneTAC Biochip System is designed as an integrated system for the fabrication and use of biochips, sometimes called DNA arrays or micro-arrays. These arrays are used to measure levels of gene expression in bacteria or tissue culture cells, or in whole organisms (plants, laboratory animals, etc.). The Biochip System includes the Flexsys Robot, the GeneTAC Hybridization Station and the GeneTAC 2000 Biochip Analyzer. Coupled with the requested purchase of the Bioautomation Inc. MerMade, this will allow the laboratory to begin to explore how bacterial gene expression is controlled during infectious disease, and may help reveal new drug targets for antimicrobial drug development. The robot also is capable of automated bacterial colony picking, which is an essential function for many genome-sequencing projects, such as those carried out in this lab, and the laboratories of Dr. John Iandolo and Dr. Joseph Ferretti. In addition to the research being conducted in this lab, all researchers on campus will be able to use this equipment, as it will be housed in the DNA Sequencing Facility, an established service unit on the HSC campus. Comparable equipment does not exist on our campus.

Genomic Solutions, Inc. is the only company that provides a completely integrated hardware/software package for all aspects of the biochip production process. This is an essential feature of the Genomic Solutions package, and will allow the design and fabrication of arrays more effectively and economically than obtaining components from various companies to work together. The price of the acquisition is judged to be fair and reasonable.

Administration requests authorization to issue a purchase order to Genomic Solutions, Inc. in the amount of \$209,000 plus freight charges for a GeneTAC Biochip System including training. Funds are available from MISC D fund, Organization COM105.

President Boren recommended that a purchase order be issued on a sole source basis to Genomic Solutions, Inc. in the amount of \$209,000 plus freight charges for a GeneTAC Biochip System, including training.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

PROFESSIONAL SERVICE AGREEMENTS - HSC

New - Department of Psychiatry and Behavioral Sciences, College of Medicine, and Charter Contract Services, LLC \$ 134,003

The College will provide professional inpatient child and Adolescent services at Children's Hospital and adult services at University Hospital.

Renewal - The College of Medicine, Tulsa and The Tulsa Medical Education Foundation Residency agreement for Tulsa Hospitals \$6,746,099

President Boren recommended that the Board of Regents approve the professional service agreements for the Health Sciences Center as set forth above.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

PURCHASE OF A LABORATORY CHEMICAL DISPENSING ROBOT - HSC

The BioAutomation Corporation's MerMade is a multiplex oligonucleotide synthesizer capable of simultaneous synthesis of up to 192 oligonucleotides in approximately 14 hours. Oligonucleotides are short segments of synthetic DNA that are essential for a variety of molecular biological experiments, including DNA sequencing, DNA array fabrication, and analysis of protein structure. Coupled with the requested purchase of Genomic Solutions equipment, the MerMade will allow the laboratory to begin to explore how bacterial gene expression is controlled during infectious disease, and may help reveal new drug targets for antimicrobial drug development. Similar studies are being pursued in the laboratories of Dr. John Iandolo and Dr. Joseph Ferretti. In addition to the research being conducted in this laboratory, all researchers on campus will be able to use the MerMade, as it will be housed in the DNA Sequencing Facility, an established service unit on our campus. Comparable equipment does not exist on our campus.

BioAutomation Corporation is the only known vendor that manufactures equipment capable of handling large-scale and high-throughput synthesis of 192 oligonucleotides at once, which is essential for studies as described above. Other vendors sell oligonucleotide synthesizers that will synthesize 8 or 12 oligonucleotides at a time. The specifications are such that a competitive process would have resulted in BioAutomation emerging as the only successful vendor. Compared with equipment of proportional size and complexity, the price is judged as fair and reasonable.

Administration requests authorization to issue a purchase order to BioAutomation Corporation in the amount of \$106,204 plus freight charges for a MerMade Laboratory Chemical Dispensing Robot, including training. Funds are available from MISCD fund, Organization COM105.

President Boren recommended that a purchase order be issued on a sole source basis to BioAutomation Corporation in the amount of \$106,204 plus freight charges for a MerMade Laboratory Chemical Dispensing Robot, including training.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

AWARD OF BID FOR THE CONSTRUCTION OF THE FORT RENO SCIENCE PARK - HSC

At the January 1999 meeting, the Board approved the modification of the Campus Master Plan at the Health Sciences Center for the Fort Reno Science Park Project, placed in rank order the architectural and engineering firms considered to provide services, and authorized the administration to negotiate and execute a contract with the top ranked firm, Miles Associates.

The project architect, Miles Associates, has prepared design and construction documents for the project. The project will contain 8,011 gross square feet and have four open -air corrals totaling 22,356 square feet. Since the project was funded in part by the NIH, it was required to have NIH approval and authorization before bidding. The exhaustive reviews have delayed the bidding process and critically threaten the project schedule. However, the University has received approval and, to preserve the schedule, the President requests the authority to award the contract to and execute the construction agreement with the lowest and best bidder. The evaluation of bids will be by the Vice President of Research, buyers from the Purchasing Department, the Associate Campus Architect, and Miles Associates. A full report will be submitted to the Board at the following meeting.

Funds are available from Grants awarded by the NIH and the State Regents for Higher Education.

President Boren recommended that the Board of Regents (1) approve the final plans for the Fort Reno Science Park; (2) authorize the administration to receive bids for construction; (3) authorize the President or his designee to award a bid to the lowest and best bidder for the construction of the Fort Reno Science Park; and, (4) authorize the President or his designee to sign the agreement and necessary change orders during construction within statutory and project budget limitations. President Boren stated he wished to amend his recommendation (#4) to read, (4) authorize the President or his designee to sign the agreement and necessary change orders during construction within statutory and project budget limitations *and report back to the Board*.

Regent Lewis moved approval of the recommendation as amended. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

STUDENT ACTIVITY FEE ALLOCATION - HSC

The annual distribution of the student activity fees on each campus of the University is approved by the Board of Regents. The proposed use of student activity fees at the Health Sciences Center for 1999-2000 was included in the agenda and is attached hereto as Exhibit A.

President Boren recommended approval of the allocation of student activity fees for the Health Sciences Center for 1999-2000 to the individual student government groups and that the Regents approve in principle the proposed expenditures listed.

Regent Blankenship moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

PURCHASE OF ENCLOSURES - HSC

As a part of the Fort Reno Science Park project, primate enclosures are necessary to house the primates on those occasions when they are inside the facility. The Director of the Division of Animal Resources and the Associate Campus Architect prepared documents for the bid of the enclosures. The documents were released for bids on September 16, 1999, bids were taken on October 14, 1999, and are summarized as follows:

Vendor	Bid Amount
Britz-Heidbrink, Inc. Wheatland, WY	\$263,281.00
LGL Animal Care Products, Inc. Bryan, TX	\$328,004.00
Harford Systems Inc. Aberdeen, MD	\$597,850.00

Evaluations were completed by buyers from the Purchasing Department, the Director of the Division of Animal Resources, and the Associate Campus Architect. Funds are available from Grants awarded by the NIH and the State Regents for Higher Education.

President Boren recommended that the Board of Regents approve the award of a bid to Britz-Heidbrink, Inc. in the amount of \$263,281.00 for primate enclosures.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

SEARCH COMMITTEE – VICE PRESIDENT FOR RESEARCH – HSC CAMPUS

The Vice President for Research – HSC, Dr. Frank Waxman, announced that he was resigning to return to the fulltime faculty. The Regents' policy regarding the composition of search committees provides that the committee have faculty, student and staff representations. Per the policy, "the President of the University shall appoint faculty, student and staff members from nominations selected from the faculty of the college, the Faculty Senate, Student Associations and Staff Senate. There shall be twice as many nominees as there are positions on the committee."

Chair

David Parke, M.D.

Graduate Faculty

Robert Foreman, Ph.D.

Richard Cummings, Pd.D.

Faculty Senate

Irene McEwen, Ph.D.

Gary Raskob, Ph.D.

Staff Senate

Ms. Nancy Nisbett

UOSA

Mr. Philip Pummell

External Members

Mr. James Tolbert

President Boren recommended the Board of Regents approve the appointment of the members of the Vice President for Research – HSC Search Committee as noted above.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

POLICY REGARDING FINANCIAL CONFLICTS OF INTEREST – NORMAN CAMPUS

Federal regulations which require disclosure and management of outside financial interests of personnel funded by the National Science Foundation (NSF) and National Institutes of Health (NIH) became effective October 1, 1995; and institutions were required to meet the specifications of the regulations before NSF and NIH funding could be accepted. The Board of Regents approved a policy for the Norman Campus on September 26, 1995 which was extended through December 1996. In December 1996 the policy was revised and approved by the Board of

Regents and has been extended each subsequent year. The policy ends three hundred sixty-five (365) days thereafter unless extended by action of the Board.

President Boren recommended the Board of Regents extend the effective date to December 2000 of the Policy regarding Financial Conflicts of Interest for the Norman Campus which provides guidelines for identifying and addressing financial conflicts of interest that may arise in the course of one's University employment.

Regent Bentley moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

APPROVAL OF INTELLECTUAL PROPERTY POLICY OF THE UNIVERSITY OF OKLAHOMA

With the passage of House Bill 680 and 681, the current Intellectual Property Policy for the University required review and update. In addition, the State Regents have mandated that each university/college in the State of Oklahoma submit by December 15, 1999 their Intellectual Property Policy. Certain guidelines that are part of the State Regents' Technology Transfer Policy, a copy of which was included in the agenda, must be included in those policies.

The Office of Technology Development reviewed policies from peer universities, reviewed the current policy and then developed with Legal Counsel a working draft. This draft policy was presented to the Technology Development Council and then to the Faculty Senates at both campuses. The Norman Campus Faculty Senate has approved the draft policy.

Upon approval by the Board of Regents, this policy will take effect immediately and be forwarded to the State Regents by the December 15, 1999 deadline. The proposed policy is as follows:

INTELLECTUAL PROPERTY POLICY

PREAMBLE

The people of the State of Oklahoma may reasonably expect that their investments in the University of Oklahoma will create new industry and enhance existing industry within the State and Nation. Such new industry creates greater employment opportunities for citizens of the State and the Nation and an improvement in their standard of living.

The creation and development of intellectual property at the University encourages new business and is key to creating strong University and industry partnerships. It is the responsibility of University employees to disclose intellectual property and to foster an entrepreneurial attitude within the work force by involving students in the creation of intellectual property. Intellectual property development shall be pursued in concert with, but subject to, the University's principle responsibilities of education and knowledge creation.

Therefore, it is in the best interest of the University to adopt a policy that encourages disclosure of discoveries and inventions and rewards such creative activity. To do so, the University policy

must insure inventors a share in any financial success enjoyed by the University through the creation and commercialization of intellectual property. The basic objectives of the University's policy concerning discoveries and inventions include the following:

- a) To maintain the University's academic policy of encouraging research, publication, and scholarship independent of potential gain from royalties or other income.*
- b) To make patented materials created pursuant to University objectives available in the public interest under conditions that will promote their effective utilization and commercialization.*
- c) To provide adequate incentive and recognition to faculty and staff through proceeds derived from their works.*

PATENTS

1. OWNERSHIP

1.1 All discoveries and inventions, whether patentable or unpatentable, and including any and all patents (domestic and foreign) based thereon and applications for such patents, which are made or conceived by any member of the faculty, staff, or student body of The University of Oklahoma, either in the course and/or scope of employment for The University of Oklahoma or substantially through the use of facilities or funds provided by or through the University shall be owned by and be the property of the Board of Regents of the University of Oklahoma except as described below.

1.2 The University Vice President for Technology Development may in collaboration with the appropriate originating campus Officers, negotiate ownership of discoveries/inventions with research sponsors when it is in the best interest of the University to do so. Otherwise, all rights are as described below.

1.3 Faculty having rights to discoveries/inventions prior to employment at the University of Oklahoma should notify the Office of Technology Development of such intellectual property so that ownership to any further development of that same intellectual property at the University of

Oklahoma may be established, by written agreement, with the University Vice President for Technology Development. The Vice President for Technology Development shall consult with the Provost of the Health Sciences Center or his designee before entering a contract with faculty at the Health Sciences Center.

1.4 In the event faculty or staff make discoveries or inventions outside the course of and/or scope of employment and using no University facilities, equipment, or supplies, or if using such reimburses the University for this use in accordance with a prior written agreement with the University and in accordance with University policy, title to such discoveries or inventions shall remain in the inventor, provided the University Vice President for Technology Development determines that the discovery or invention was made under these conditions. The inventor shall nonetheless submit a disclosure form to the Office of Technology Development. This disclosure shall contain sufficient information to enable the University Vice President for

Technology Development to make a determination. If confidential information is required, the University will sign a nondisclosure agreement for purposes of this review. Should the University Vice President for Technology Development determine that the University does have a proprietary interest, a more complete disclosure may be required before making a decision in regard to title, the University Vice President for Technology Development shall consult with the

Provost of the Health Sciences Center when the faculty member is based at the Health Sciences Center. If it is determined that the University has an interest, the provisions of this policy shall then be applicable. Appeals of such determinations may be made to the Faculty Appeals Board and then to the President.

1.5 All rights in and to discoveries and inventions described in Paragraph 1.1 shall be disclosed to and assigned to the Board of Regents of the University of Oklahoma as a specific condition of employment with the University and admission to and/or attendance at the University. Faculty, staff and students shall execute any and all documents the University deems reasonably necessary to evidence such ownership, meet its legal obligations and effect patent protection, domestic and foreign, for the University or its nominee. All costs involved in obtaining and maintaining patent protection shall be borne by the University or its nominee.

1.6 The University agrees to act in good faith with respect to the determination of ownership.

2. REVENUE

2.1 The gross revenues (which shall include but not be limited to, cash and equity) received by the University from the licensing, sale, or commercialization of a University discovery or invention as described in section 1, will be distributed among the discoverer(s)/inventor(s), his/her/their primary department(s) and the University, in accordance with the following formula:

35% of gross revenues to the discoverer(s)/inventor(s) (as submitted on the Invention Disclosure Form);

The remaining 65% to be used to reimburse the University for out-of-pocket expenses that it has or shall incur in connection with, but not limited to, patent filing, prosecution, maintenance, and defense;

After expenses have been recouped, the remaining 65% will be distributed as follows:

20% to originating college(s), half of which to go to the originating department

5% to President's discretionary fund

5% to the campus Vice President for Research

*15% to OTD to apply to operational expenses with a pro rata share to go to the campus Office of Technology Development

20% to the Growth Fund maintained for each originating campus

Stock certificates issued to the University shall be held by the Controllers Office of the Norman Campus.

The right to receive such royalty revenue shall be extended to the inventor(s) in the event that the inventor is no longer an employee or student of the University. Such right shall also accrue to the estate of the inventor(s). Inventor(s) and/or their successors or assigns shall have the responsibility to provide the Office of Technology Development of the respective campuses with all the necessary information to

* See President Boren's recommendation on page 26763.

make payments to the appropriate parties, including without limitation, current addresses; provided, failure to keep the University so informed shall permit the University to hold all such revenue for such parties for a reasonable time or until the lawful beneficiaries make claim thereto.

The University Vice President for Technology Development shall establish and maintain a "Growth Fund" for each originating campus to be used to stimulate general faculty intellectual property disclosures as well as technology development and transfer. The fund will be used to further stimulate researchers on each campus to make proposals when there is a need for additional funding to provide prototypes, additional research results, and/or "gap" funding to keep a program in place during transition. Those accessing the Fund will be expected to repay the fund at a target rate of two times the amount awarded from the fund. This fund will be administered under guidelines consistent with the research and scholarly missions of the University in consultation with the University Patent Committee. The Health Sciences Center Senior Vice President and Provost will confer with the University Vice President for Technology Development prior to the Provost's allocation of funds. If the University Vice President for Technology Development does not approve of the proposed allocation, the proposed allocation will be submitted to the President for final approval or disapproval.

2.2 When there are two or more discoverers/inventors, each shall share equally in the inventor's share unless all discoverers/inventors agree in writing to a different distribution of such share. Such originally-signed agreement shall be filed with the Office of Technology Development of the respective campuses of the discoverer(s)/inventor(s). No distribution of cash revenues will be made until this issue is resolved by the discoverer(s)/inventor(s) or their successors in interest.

2.3 The discoverer(s)/inventor(s) and his or her college shall be paid their share of the cash revenues upon receipt of the University and will be furnished with a statement of revenue derived from the commercialization of the invention at the time of payment. In the event of any litigation, actual or imminent, regarding patent rights, the University may withhold distribution until resolution of the particular matter.

2.4 The University does not act as a fiduciary for any person relating to consideration received under the terms of this policy.

3. ADMINISTRATION

3.1 The President of the University, after consultation with the University Vice President for Technology Development and appropriate campus officials, shall determine the disposition of University discoveries and inventions described in paragraph 1.1 as deemed prudent and consistent with the University's mission to ultimately convey the benefits of its research to the public for the general welfare of the State and Nation. In determining the proper disposition of University discoveries and inventions, the University President shall consult as necessary with scientific and/or technical and/or business subject matter experts in fields appropriate to the discovery or invention under consideration. Among other choices, the University President may:

(A) License the discovery and/or invention to third parties to provide for the further development and/or commercialization of the property;

(B) Transfer the discovery and/or invention for commercialization by entering into commission agreements with third parties to identify potential licensees to further develop and commercialize the property;

(C) Transfer rights to the property to a patent service organization to further develop and commercialize the property;

(D) Allow rights (U. S. and foreign) to the discovery or invention to revert back to the Federal agency that funded the development of the discovery;

(E) Transfer rights (U. S. and foreign) to the discoverer(s)/inventor(s) if requested by the discoverer(s)/inventor(s), and the University President determines that the discovery/invention will not be pursued further by the Office of Technology Development.

(1) If Federal funds were used in the development of the discovery/invention, such transfer of rights are subject to a reversionary right in the Federal government as described in 37CFR401.

(2) Such transfer also shall be subject to an irrevocable, non-exclusive, royalty-free, and world-wide right and license in the University to make, use and/or practice the discovery or invention for University education, research and/or service purposes. The University also reserves the right to publish and or present information and data obtained in the research project resulting in the discovery or invention being transferred, assuming such rights do not jeopardize the discoverer's/inventor's patent rights. Faculty, staff and students shall execute any and all documents, as the University deems reasonably necessary to confirm or enforce such reserved right and license.

(3) Such transfer shall be limited to the discovery or invention duly disclosed to the University, in writing, as of the time the transfer is requested by the discoverer/inventor;

(F) Transfer rights to the discovery and/or invention to the person(s) or entity sponsoring the research in the course of which the discovery or invention was made if such action is required under the terms of the research agreement or is required by law; or

(G) Transfer the discovery and/or invention into the public domain through publication of the invention by the discoverer/inventor.

3.2 All transfers of University discoveries or inventions shall be subject to and contingent upon any rights in third parties as may be governed and/or required by, among other things, sponsored research agreements, other third-party contracts, or law.

3.2 The University Vice President for Technology Development shall be responsible for administering the patent affairs of the University in a manner consistent with this Policy. The University Vice President for Technology Development shall cooperate with the appropriate campus officers to establish written policies to be approved by the President and distributed to the faculty, staff and students of the University, governing procedures to be followed in processing discoveries and inventions generated within the University. The Office of Technology Development shall provide information regarding disposition of specific discoveries/inventions to the inventor(s) no later than six (6) months from the date the discovery/invention is marketed by the Office. If the Office of Technology Development is not going to pursue marketing and/or protecting the invention, rights in and to the discovery/invention shall revert to the inventor(s) upon his/her request.

3.4 When it is in the best interest of the University to get its technology into the marketplace, when the longer term opportunity for returns to the University and the State exceed the short term value of not taking equity, then the University President will approve taking equity. As a matter of principle some equity is desirable in all transactions to create the best opportunity for the University and the State of Oklahoma to get a fair return on the technologies transferred from the University to the marketplace.

4. DISCLOSURE

4.1 It is the responsibility of faculty, staff or students of the University of Oklahoma to report all inventions they may develop during their term of employment or registration as a student.

4.2 Any discovery/invention, whether or not patentable, must be reported to the University by filing an Invention Disclosure Form with the appropriate technology development office. Such Invention Disclosure shall provide sufficient information so that the Office of Technology Development, in conjunction with others, can determine its commercial potential and patentability. Although the maintenance of the laboratory notebooks that describe the discovery/invention is the responsibility of the discoverer/inventor, the Office of Technology Development may require access to such notebooks at any time throughout the prosecution and maintenance stage of patenting the discovery/invention.

5. TERM

The terms of this Patent Policy are a part of any contractual relationship of the University of Oklahoma with any member of the faculty, staff or student body. This Policy, as amended from time to time, shall be deemed to be part of the conditions of employment of every University employee or a part of the conditions of enrollment and attendance of every student at the University. Any licensing revenues received throughout the duration of such license shall be distributed in accordance with the distribution policy in effect at the time of the signing of such license and can only be changed through mutual agreement of the parties receiving portions of such revenue.

6. UNIVERSITY PATENT COMMITTEE

The University shall have a Patent Committee (for each Campus) that shall consider and investigate disputes among administrators, faculty, or staff and shall recommend appropriate solutions to the President. It shall be convened as needed, but not less than three times per academic year. This committee will consist of one student member appointed by the Graduate Student Senate for one year, two staff members, one appointed by the President and one appointed by the Staff Senate, and five faculty members, three appointed by Faculty Senate and one each by the President and The Vice President for Technology Development. All staff and faculty appointments are for three-year terms. This Committee will assist the University Vice President for Technology Development in setting policy and procedures that will be implemented on a daily basis by the Office of Technology Development staff. The Committee will provide a forum for faculty, staff, and students to present any issues such as, but not limited to, revenue sharing, ownership, etc. The Committee will make recommendations to the University Vice President for Technology Development for the handling of these issues. The Director of the respective campus' Office of Technology Development, the respective campus' Vice Presidents for Research, and University Counsel shall serve as ex-officio members of the Committee.

7. USE OF FACILITIES

As outlined in the Oklahoma Technology Transfer Act of 1998, use of the facilities of the University by a business enterprise or private business entity is allowed when that project involves the research or development of a University technology, whether or not the technology is protected pursuant to federal or state law governing intellectual property, the results of which have potential economic and academic value for the University. Such use of University facilities must be on a "space-available" arrangement in which normal University activities are not displaced. The use of such facilities by a business enterprise or private business will be done on a fee-for-service contract and in conjunction with projects where the University has a vested interest in the outcome of the transfer of University technology, through research and development of a discovery/invention for commercialization purposes, scholarly rewards, or furthers the University's educational, research, or public service missions.

The University may take an equity stake in such business enterprises or private businesses in consideration for the use of such facilities and/or the development of University discoveries/inventions which shall be managed in accordance with the University's policies on stock acquisition and management. Any cash revenues received from the sale or trade of such equity stocks shall be distributed as if received as royalty income. If the equity interest is acquired through an exchange of value other than money and the exchange of value is made in connection with the development of technology by the private business enterprise through the use of the facilities or resources or both of an institution within The Oklahoma State System of Higher Education, acquisition of an equity interest shall be permissible through the use of the facilities, premises or assets of an institution within The Oklahoma State System of Higher Education through the use of faculty expertise or student expertise, including the value of time expended by faculty or students upon developing a technology in connection with a private business enterprise or private business entity. No state appropriated monies shall be used or obligated to acquire an ownership interest in a private business enterprise except as authorized by the provisions of this section.

8. BACKGROUND

8.1 A patent is a grant issued by the U. S. Patent and Trademark Office (PTO) that provides the assignee of the patent the right to keep others from practicing or using its patented invention. Patents are issued for inventions that are novel (not published, sold, or utilized for more than one year), useful, and non-obvious to others equally skilled in the art. (In almost all foreign countries, to be patentable, an invention requires complete novelty. In others words, it cannot have been published, used, sold, or bartered publicly prior to the filing of a patent application either in the country itself or in the United States PTO.)

8.2 U. S. Patent Law has maintained the first-to-invent rule. What this means is that the first person to conceive and reduce to practice the invention shall be entitled to the patent. Foreign countries rely on the first-to-file concept in issuing patent rights. In the case of U. S. law, the laboratory notebooks of the discoverer(s)/inventor(s) may be crucial to the overall outcome of to whom the patent is issued. Laboratory notebooks should be bound notebooks where corrections are readily identifiable. The pages of the notebooks should be signed, dated, and witnessed on a daily basis and stored in a secure location. The term of patent applications filed in recent years is twenty years from the date of application. The laboratory notebooks should be maintained at least for that period of time.

TRADEMARKS

A trademark identifies an item of intellectual property or an educational or training service. The University owns all right and title to any trademarks related to any item of intellectual property owned by the University. Any cash revenues received in exchange for the commercial use or sale of such trademark shall be distributed as those cash revenues received for discoveries/inventions.

COPYRIGHT

1. PREFACE

Copyrights are created by the Constitution and the laws of the United States to promote the progress of science and the useful arts by securing for limited times to authors the exclusive rights to their works and writings. The basic objectives of the University's policy concerning copyright include the following:

- (A) To maintain the University's academic policy of encouraging research and scholarship as such without regard to potential gain from royalties or other income.
- (B) To make copyrightable materials created pursuant to University objectives available in the public interest under conditions that will promote their effective utilization.
- (C) To provide adequate incentive and recognition to faculty and staff through proceeds derived from their works.
- (D) To stimulate creativity across all media.

2. POLICY

It is the policy of the Board of Regents of the University of Oklahoma that all rights in copyright shall remain with the creator of the work unless the work is created with substantial use of University resources, is specifically assigned or commissioned by the University, is subject to non-University contractual or legal obligations, or is a "work made for hire" as that term is defined by U.S. Copyright Law.

3. OWNERSHIP

3.1 Scholarly/Aesthetic Works.

In keeping with traditional academic practice and policy, ownership of copyrights to works of artistry or scholarship in the creator's professional field such as textbooks, course materials, scholarly papers and articles, (software and other computer materials when they are works of artistry or scholarship) novels, poems, paintings, musical compositions or other such works of artistic imagination produced by University employees who have a general obligation to produce such works where the specific choice, content, course and direction of the effort is determined by the employee without direct assignment or supervision by the University shall reside in the creators and the works shall not be deemed "works made for hire" under this policy unless they are also sponsored/contracted works or specifically assigned by the University. Copyrighted courseware

and/or software that are not associated with traditional works as described above shall fall under and are subject to the Patent Policy. The general obligation of faculty to produce scholarly works does not constitute specific assignment. Upon request by the University, the creator(s) will grant University a nonexclusive, free of cost, world wide right and license to exercise all copyright rights in and to the work, except the right to commercially display, use, perform or distribute copies of the work, unless to do so would impair the ability of the creator to have the work published or distributed. If a use of the work by University is reasonably determined by the creator to impair the exercise of such rights, the University shall discontinue the impeding use but otherwise shall remain free to use the work as provided in this Paragraph 3.1. Subject to the approval of the Vice President for Technology Development, the University will assist any University employee wishing to commercially exploit a scholarly/aesthetic work falling under this paragraph, through the Office of Technology Development and its respective campus officers. In such cases, the University will normally own the work and the provisions of the Patent Policy shall apply.

3.2 Personal Works.

Ownership of copyrights to works prepared outside the course and scope of University employment and without the substantial use of University resources (equipment, facilities, services or funds (regardless of source) administered by and/or under the control of the University) shall reside with the creators; provided, the provision of office facilities, limited secretarial assistance, library facilities for which special charges are not normally made or other resources which are made available to the public without charge, shall not be considered substantial use of University resources.

3.3 Sponsored Works.

Ownership of copyrights to works produced by or through the University in the performance of a written agreement between the University and a third-party/sponsor shall be governed in accordance with the agreement. If the agreement is silent in that regard, ownership shall be governed by the other provisions of this policy.

3.4 Commissioned Works.

Ownership of copyrights to works produced for University purposes by persons not employed by the University or by University employees outside their regular University employment (commissioned works) normally shall reside with the University. In all cases, copyright ownership shall be specified in a written agreement approved by University legal counsel signed by the parties. Any commissioned work agreement which provides for ownership by other than the University shall also provide, to the fullest extent possible, that the University will have an irrevocable, free-of-cost, non-exclusive, world-wide license to exercise all copyright rights in and to the work, except the right to commercially display, use, perform or distribute copies of the work unless to do so would impair the ability of the University employee creator to commercially or professionally exploit the work. If a use of the work by University is reasonably determined by the University employee creator to impair the exercise of such rights, the University shall discontinue the impeding use but otherwise shall remain free to use the work as provided in this Paragraph 3.4.

3.5 University Works.

Except as otherwise provided in this Policy, the University shall own all copyrights to works made by University employees in the course and scope of their employment and shall own all copyrights to works made with the substantial use of University resources. Provided, University shall give due regard to the creator's interests in the quality and integrity of the work and where appropriate grant recognition for creation of the work. To the extent consistent with University rights under the U.S. copyright law, nothing herein shall be construed to prevent the creator from using his/her knowledge, expertise, research and creative achievement in other employment.

3.6 Student Works.

Ownership of copyrights to works produced by enrolled students without the use of University funds (other than Student Financial Aid), that are produced outside any University employment and are not sponsored or commissioned works, shall reside with the student creator(s). Provided however, in all cases a student's graduate thesis or dissertation shall be deemed a student work under this policy but as a condition of enrollment and awarding a degree, the University reserves an irrevocable, non-exclusive, free-of-cost and world-wide right to reproduce in any media and distribute to the public, on a non-commercial basis, copies of said theses and dissertations, unless to do so would impair the ability of the creator to commercially or professionally exploit the work. If a use of the work by University is reasonably determined by the creator to impair the exercise of such rights, the University shall discontinue the impeding use but otherwise shall remain free to use the work as provided in this Paragraph 3.6

3.7 Jointly Originated Works.

Ownership of copyrights to jointly originated works shall be determined by separately assessing the category of work of each creator under this Section 3. Rights between joint owners of a copyright shall be determined pursuant to copyright law or by agreement between the owners of the work.

4. REVENUE SHARING

4.1 The University may assign or license its copyrights to others. The University shall share royalty revenue derived from such assignment or license (excepting commissioned works and sponsored research funding) which it receives through copyrights with the creators, as provided for in the Patent Policy above.

4.2 Notwithstanding the above or anything else to the contrary herein, staff employees are not eligible to share revenues received from University owned copyrights where such employees create copyrightable works as a part of their normal responsibilities of University employment. Provided, a staff employee may apply to the appropriate Provost to be treated as a faculty member for purposes of revenue sharing for a work resulting from a specific project upon a showing that his/her duties and responsibilities in that project are, in practical effect, substantially the same as those of a faculty member.

5. ADMINISTRATION

5.1 Release to the Creator. An individual creator of a University owned work may seek transfer of the University owned copyright to him/herself by making written request to the appropriate Provost. If the University decides not to exploit such work, then it may transfer the copyright, by written agreement, to the individual creator to the extent consistent with any applicable third-party

5.2 agreement or law. Provided, such transfer shall be subject to an irrevocable, non-exclusive, free-of-cost and world-wide license in the University to exercise all rights under the copyright in the work except the right to publicly distribute copies for commercial purposes or such other conditions as may be agreed upon in writing between the individual creator(s) and the Provost, unless to do so would impair the ability of the creator to have the work published or distributed. If a use of the work by the University is reasonably determined by the creator to impair the exercise of such rights as transferred in the agreement, the University shall discontinue the impeding use but otherwise shall remain free to use the work as provided in this Paragraph 5.1.

5.2 Disclosure and Protection. An individual creator of a University owned copyrightable work shall protect the work by placing the following statutory copyright notice on all copies thereof ("Copyright [insert year produced, e.g., 2000], the Board of Regents of the University of Oklahoma."). If the creator believes the work may have commercial value, he/she shall promptly provide written disclosure of the work to the appropriate Provost.

5.3 Legal Compliance-Any work created by a University employee or student, to the best of his/her knowledge and informed belief, shall not infringe on any existing copyright.

5.4 Creators of copyrightable works subject to this policy and the University shall cooperate as reasonably necessary to effect the terms of this policy. For example, if copyright to a work of scholarship vests in the University by law, the University will, upon request and to the extent consistent with its legal obligations to third parties, promptly execute such documents as will transfer copyright to the faculty creator(s).

5.5 The Provosts, Norman Campus and the Health Sciences Center, shall be responsible for administering the copyright affairs of the University in a manner consistent with this policy. The Provosts shall cooperate in consultation with the Copyright committee on each campus to establish written directives to be approved by the President of the University and distributed to the employees and students of the University, which shall govern the procedures to be followed in processing copyrighted works created within the University.

5.6 The University does not act as a fiduciary for any person concerning consideration received under the terms of this policy.

5.7 The University Vice President for Technology Development may negotiate ownership of copyrighted works with research sponsors when it is in the best interest of the University to do so. Otherwise, all rights are as described above.

5.8 Faculty having rights to copyrighted works prior to employment at the University of Oklahoma should notify the Office of Technology Development of such intellectual property so that ownership to any further development of that same intellectual property at the University of Oklahoma may be established, in a written agreement with the University.

6. CONTRACTUAL TERM

The terms of this copyright policy are a part of any contractual relationship of the University with any member of the faculty, staff or student body. This policy, as amended from time to time, shall be deemed to be a part of the conditions of employment of every University employee and a part of the conditions of enrollment and attendance of every student at the University.

7. RESOLUTION OF CONFLICT

Should disputes arise relative to the ownership of copyright between the creator and the University, the matter will be referred to the Copyright Committee, which will make recommendations to the President for proper resolution of the disputes. Either the University or creator may contact the Provost to arrange to have the Copyright Committee meet to consider such disputes.

8. UNIVERSITY COPYRIGHT COMMITTEE

(A) The University shall have a Copyright Committee for each Campus that shall consider and investigate disputes among administrators, faculty, or staff and shall recommend appropriate solutions to the President. The Committee's responsibilities shall include, but not be limited to, disputes concerning:

- 1) Ownership of copyright; and
- 2) Terms of commissions.

(B) The Copyright Committee of each campus shall have as its members:

- (1) One member appointed by the President for a four-year term;
- (2) One student member appointed by the Graduate Student Senate for one year;
- (3) Two staff members, one appointed by the President, one appointed by the Staff Senate, all appointments are for three years; and
- (4) Three faculty members with two appointed by the Faculty Senate and one by the President. All appointments are for three-year terms. Tie votes will be settled by chair of Faculty Senate, who shall be an ex-officio member of the committee.

Each member of the Committee shall have one vote. The Committee shall keep its own records, determine its own procedures, and elect its own chair who shall report to the President. The Committee also may review this policy from time to time and may recommend changes to the President.

President Boren recommended approval of the Intellectual Property Policy proposed for use by The University of Oklahoma.

During the discussion of this policy, President Boren said he is recommending the policy be amended under REVENUE as follows (additions are underlined):

After expenses have been recouped, the remaining 65% will be distributed as follows:

- 20% to originating college(s), half of which is to go to the originating department
- 5% to President's discretionary fund
- 5% to campus Vice President for Research
- *15% to OTD to apply to operational expenses with a pro rata share (at least 80%) to go to the originating campus Office of Technology Development.
- 20% to the Growth Fund maintained for each originating campus

Regent Blankenship moved approval of the recommendation and the policy as amended. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

NAMING OF THE GROUP STUDY ROOM ON THE THIRD FLOOR OF THE DORIS W. NEUSTADT WING OF BIZZELL MEMORIAL LIBRARY

More than seven decades ago, OU President William Bennett Bizzell told anyone who would listen: "We can't build a great university without a great library." He worked diligently to build one. The new OU library building, dedicated in 1930, was the greatest tribute to his leadership and the symbol of his administration. "The completion of this building means more to me than anything in my career," he said. "It will be the nucleus of a truly great university. I feel that the library is the real heart of a school, the foundation for all learning."

Today, OU's library system is the largest in Oklahoma, with over 4 million volumes in its collections and nearly 17,000 scholarly journals and periodicals. President Bizzell's daughter, Elaine Bizzell Thompson, and her family have continued to be actively involved in and supportive of the University Libraries. Mrs. Thompson and her husband, the late Lee B. Thompson Sr., made a major gift to an endowment fund to assist the OU Libraries. The Elaine Bizzell Thompson Library Endowment supports acquisitions and library programs. Mrs. Thompson, a member of the University's Reach for Excellence Campaign Committee, also is involved in the Bizzell Library Society and, with her late husband, made gifts to the Boyd House renovation and to the Kerr Library Endowment, a \$1.5 million challenge grant made by the Kerr Foundation during OU's Centennial Campaign.

Elaine Thompson's children – Judge Ralph G. Thompson and Carolyn Thompson Zachritz, both of Oklahoma City, and Lee B. Thompson Jr., of Enid -- have honored their mother with a gift that created and maintains the Elaine Bizzell Thompson Garden, which surrounds the statue of her father that faces the library. Mrs. Thompson and her children recently also have made a gift to the OU College of Law New Century Capital Campaign Distinguished Alumni program, honoring the memory of Mr. Thompson, who died in 1994. He was an OU law graduate and a longtime Oklahoma City attorney.

In light of her generous support of and her strong ties to the University and Bizzell Memorial Library, University Libraries Dean Sul Lee has proposed naming the large group study room in the Neustadt Wing of the library in honor of Elaine Bizzell Thompson.

President Boren recommended that the Board of Regents name the large group study room on the third floor of the Doris W. Neustadt Wing of the Bizzell Memorial Library in honor of Mrs. Elaine Bizzell Thompson of Oklahoma City, a longtime library supporter and the daughter of William Bennett Bizzell, who served as OU's fifth president from 1925 to 1941.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved. Regent Lewis was out of the room at the time of this vote.

SUBSTANTIVE PROGRAM CHANGES - NORMAN CAMPUS

The Oklahoma State Regents for Higher Education require that all substantive changes in degree programs be presented to the institution's governing board for approval before being forwarded to the State Regents for consideration. The changes in academic programs itemized in the list have been approved by the appropriate faculty, academic units and deans, the Academic Programs Council, and the Senior Vice President and Provost. They are being submitted to the Board of Regents for approval prior to submission to the State Regents.

Addition of New Programs:

College of Architecture

Architectural Urban Studies, M.S. in Arch. Urb. St. (RPC 339, MC to be assigned): addition of master's degree program in Architectural Urban Studies. The degree program is comprised of three options: Urban Studies, Human Resources, and Environmental Technology. The program requires 32 semester hours offering students a thesis and non-thesis option. Coursework includes a common core consisting of 15 credit hours of specified ARCH plus 17 hours from each option. Additional requirements for each option is as follows: **Human Resources:** 12 credit hours of human relations courses to include communication courses in intercultural and interpersonal communication and/or language and social interactions; and/or business courses in organizational behavior and human resource management; plus five credit hours of guided electives. **Environmental Technology** option requires 12 credit hours chosen from a list of eight specified environmental science and civil engineering courses; plus five credit hours of guided electives. **Urban Studies** option requires nine credit hours chosen from a list of eight specified ARCH courses; plus eight credit hours of guided electives. The program will principally be offered by resident, full-time faculty in Tulsa through the OU-OSU Research and Graduate Education Center.

Reason for requested action: . Employers in the state of Oklahoma and surrounding region have indicated an interest in hiring persons with specific skills related to urban research and development. In addition to architecture related disciplines, other professions engaged in the design and development of urban systems and infrastructure would also benefit from a graduate degree program in architectural urban studies.

College of Engineering

Telecomputing, M.S. in Telecomputing (RPC 338, MC to be assigned): addition of master's degree program in Telecomputing. The degree program is comprised of two options: Telecomputing Engineering and Telecomputing Management, both of which require 32 semester hours including a comprehensive professional project. Coursework for the two options include a common core consisting of 14 credit hours of TCOM specified courses. In addition to the core, the two options require the following: **Telecomputing Engineering:** six hours of engineering concentration courses (C S 5133 and ECE 5253), plus 12 hours of electives which must include six hours of approved technical courses; an additional six hours may be selected from managerial concentration courses or coursework approved by the advising committee.

Telecomputing Management option requires nine hours of management concentration courses, plus nine hours of electives, which must include at least six hours of management courses and up to three hours may be selected from the approved technical concentration courses or coursework approved by the advising committee.

Reason for requested action: The need for a program of this nature was recognized in the early 90's by leaders of commerce in the Tulsa area. In response to that need, a proposal to develop two programs was presented in 1994, one program from OSU and the Master of Telecomputing at OU. This proposal is the final step in formalizing the latter as a University of Oklahoma program with the Board of Regents. The program will principally be offered by resident, full-time faculty in Tulsa through the OU-OSU Research and Graduate Education Center.

President Boren recommended the Board of Regents approve the proposed changes in Norman Campus academic programs.

Regent Siegfried moved approval of the recommendation. The following voted yes on the motion: Regents Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved. Regent Lewis was out of the room at the time of this vote.

COURSE CHANGES - NORMAN CAMPUS

The Oklahoma State Regents for Higher Education confer upon each institution the authority to delete, modify and add courses. The course deletions, modifications, and additions itemized in a list, a copy of which was included in the agenda, have been approved by the appropriate faculty, academic units and deans, the Academic Programs Council, and the Senior Vice President and Provost.

This was reported for information only.

NONSUBSTANTIVE PROGRAM CHANGES - NORMAN CAMPUS

The Oklahoma State Regents for Higher Education confer upon each institution the authority to approve modifications that are nonsubstantive but require the changes to be communicated to them for information only. The program modifications itemized in a list, a copy of which was included in the agenda, have been approved by the appropriate faculty, academic units and deans, the Academic Programs Council, and the Senior Vice President and Provost.

This was reported for information only.

PROPOSALS, CONTRACTS, AND GRANTS

In accord with Regents' policy, a list of awards and/or modifications in excess of \$100,000 or that establish or make policy for the University, or that otherwise involve a substantial or significant service to be performed by the University was included in the agenda. Comparative data for fiscal years 1994 through 1997, and current month and year-to-date, are shown on the graphs and tables.

The Provisions of Goods and Services policy (amended December 4, 1992) provides that new contracts and grants in excess of \$100,000 must be referred to the Board of Regents for ratification. In addition, in those cases where a contract, grant, document, or arrangement involved would establish or make policy for the University, or otherwise involve a substantial or significant service to be performed by the University, that contract, arrangement, or document shall be referred to the Board of Regents for approval.

GOALS FOR FY2000

	FY00 GOAL	FY99 TOTAL EXPENDITURES	FY00 YEAR-TO-DATE EXPENDITURES	FY99 YEAR-TO-DATE EXPENDITURES
UNIVERSITY OF OKLAHOMA	\$154,970,042	\$147,098,202	\$47,537,496	\$48,874,618
NORMAN CAMPUS	\$87,500,000	\$81,992,762	\$30,210,302	\$26,277,625
	\$67,470,042	\$65,105,440	\$17,327,194	\$22,596,993

President Boren recommended that the Board of Regents ratify the awards and/or modifications for September and October 1999 submitted with this Agenda Item.

Regent Siegfried moved approval of the recommendation. The following voted yes on the motion: Regents Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved. Regent Lewis was out of the room at the time of this vote.

EVANS HALL AND BIZZELL MEMORIAL LIBRARY FIRE SPRINKLER SYSTEMS

At its June 1998 meeting, the Board of Regents awarded a contract in the amount of \$491,224 to P&L Fire Protection, Inc. for construction of the Evans Hall and Bizzell Memorial Library Fire Sprinkler Systems, Phases I and II project.

I. ACCEPT PROJECT AS SUBSTANTIALLY COMPLETE

A substantial completion inspection of the project was held on October 28, 1999. In attendance were representatives of P&L Fire Protection, Inc.; Architects In Partnership, P.C., the project architects; and the University. The results of the inspection indicated that the project is substantially complete. A punch list of minor work items was developed and given to P&L Fire Protection, Inc. for completion. It is recommended that the Board accept the project as substantially complete as of November 10, 1999.

II. AUTHORIZE FINAL PAYMENT TO CONTRACTOR

It is recommended that the Board authorize final payment to P&L Fire Protection, Inc. following completion of all punch list items.

President Boren recommended the Board of Regents:

- I. Accept the Evans Hall and Bizzell Memorial Library Fire Sprinkler Systems, Phases I and II project as substantially complete effective November 10, 1999; and
- II. Authorize final payment to P&L Fire Protection, Inc. following completion of all punch list items.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved. Regent Lewis was out of the room at the time of this vote.

CATE CENTER ADDITION FOR THE HONORS COLLEGE - NC

At its June 1998 meeting, the Board of Regents awarded a contract in the amount of \$2,086,012 to Buckner & Moore, Inc. for construction of the Cate Center Addition for the Honors College project.

I. ACCEPT PROJECT AS SUBSTANTIALLY COMPLETE

A substantial completion inspection of the project was held on October 28, 1999. In attendance were representatives of Buckner & Moore, Inc.; Lotti Krishnan & Short Inc., the project architects; and the University. The results of the inspection indicated that the project is substantially complete. A punch list of minor work items was developed and given to Buckner & Moore, Inc. for completion. It is recommended that the Board accept the project as substantially complete as of October 22, 1999.

II. AUTHORIZE FINAL PAYMENT TO CONTRACTOR

It is recommended that the Board authorize final payment to Buckner & Moore, Inc. following completion of all punch list items.

President Boren recommended the Board of Regents:

- I. Accept the Cate Center Addition for the Honors College project as substantially complete effective October 22, 1999; and
- II. Authorize final payment to Buckner & Moore, Inc. following completion of all punch list items.

Regent Siegfried moved approval of the recommendation. The following voted yes on the motion: Regents Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved. Regent Lewis was out of the room at the time of this vote.

SOCCER AND TRACK AND FIELD SPORTS COMPLEX - NC

At the May 1998 meeting, the Board of Regents approved the Soccer Facility project to be used by the women's intercollegiate program. At the July 1998 meeting, the Board ranked architectural firms, and authorized the administration to negotiate the terms of an agreement and a fee and to execute a consultant agreement for preparation of a master plan and design of the project. In January 1999 the Board approved a revised scope for the project that incorporates the new soccer facility and proposed new intercollegiate track and field facilities into a sports complex. Subsequently, an agreement for the master planning services between the University and Rees Associates, Inc., Oklahoma City, Oklahoma, was executed.

The master plan explored several possible configurations for facilities for the two sports programs. The study included the combination of track and soccer in a single location as well as separate competition facilities sharing common areas such as concessions, public restrooms and laundry facilities. The availability of land allows for the possibility of developing the premier soccer/track complex in the Big XII Conference. The master plan for the soccer and track and field facilities defines a project with a cost that exceeds funds currently available. As such it will be necessary to develop the project in several phases.

I. APPROVE DESIGN DEVELOPMENT PLANS

Rees Associates, Inc. has now completed the design development plans for the first phase of the project. This phase includes the soccer competition pitch with irrigation and drainage; lighting for the pitch; a bridge crossing the drainage channel between the Lloyd Noble Center parking lot and the site; extension of utilities to the now undeveloped site; and perimeter fencing to secure the facility.

The first phase of work will be funded from a combination of private funds and Oklahoma Development Finance Authority (ODFA) revenue bond funds.

II. PREPARE CONSTRUCTION DOCUMENTS

III. ADVERTISE AND RECEIVE CONSTRUCTION BIDS

President Boren recommended that the Board of Regents:

- I. Approve the design development plans for the first phase of the Soccer and Track and Field Sports Complex project;
- II. Authorize the preparation of construction documents for the project; and
- III. Authorize the University administration to advertise the project for bids and to receive bids for construction.

Regent Bentley moved approval of the recommendation. The following voted yes on the motion: Regents Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved. Regent Lewis was out of the room at the time of this vote.

FINANCING OF WAREHOUSE SPACE FOR THE UNIVERSITY PRESS - NORMAN CAMPUS

At its July 19, 1999 meeting, the Board of Regents authorized the purchase of two office/warehouse buildings to be used by the University Press and the issuance of a short-term interest bearing loan from the University to the Press in the amount of the purchase price, which is to be reimbursed upon receipt of long-term financing.

The following steps have been taken to garner long-term financing for this project:

- September 15, 1999 – The Board of Regents approved the appointment of the Floyd Law Firm and Governmental Finance of Oklahoma, Inc. to assist the University in developing an effective financing method for the purchase of these buildings. Representatives from those firms, the University, and the State Bond Advisor's Office comprise the project's financing team.
- October 1999 – The financing team completed a review of the financing alternatives and submitted to the University administration the recommendation to execute a loan obligation with a state banking institution or investment bank through the CCPFA using a competitive process. This approach provides for 1) a competitive term and interest cost, 2) the timely reimbursement to the University of its short-term loan to the Press, and 3) the final payment of the building acquisition cost, which is due in January 2000.

The use of a public authority as a conduit issuer is beneficial in order to secure financing in a timely and economical fashion. The CCPFA, a local public authority, was recommended over a comparable State public authority due to its competitive fee structure. The CCPFA has agreed to serve as conduit issuer for the University Press building acquisition.

- November 5, 1999 – Request for Financing distributed to thirty-two (32) Oklahoma financial institutions.
- November 18, 1999 – The State of Oklahoma Executive and Legislative Bond Oversight Commissions approved 1) the issuance of taxable obligations of up to \$1,450,000 by the CCPFA for the benefit of the University Press and 2) the University Press entering into agreements with the CCPFA to secure obligations issued by the Authority.

- November 22, 1999 – Bid closing at 5:00 p.m. Bids were received from the following financial institutions:

Union Bank and Trust Company, Oklahoma City
Local Oklahoma Bank, Norman
Bank of America, Oklahoma City

Bids were reviewed by the financing team based on the lowest and best value interest rate, term of the obligation, flexibility, and the firmness of the financial institution's commitment. The recommended bid from Union Bank and Trust Company provides for a twenty-year term and a rate of interest adjusted every five years at 175 basis points over the same period treasury.

Estimated annual debt service on the loan will be approximately \$138,000. As noted at the July 19, 1999 Board of Regents' meeting, the University administration has determined that debt service will be covered by rental income generated from the property and distribution income. By all available measures, the project appears to be a self-sustaining long-term asset to the Press and the University.

The State Bond Advisor has participated fully in this process and is in agreement with the recommend plan of financing, the selection of the CCPFA to serve as the conduit issuer, and the selection of Union Bank and Trust Company as the lending institution.

President Boren recommended the Board of Regents:

- I. Authorize securing of financing in an amount not to exceed \$1,450,000 through the Cleveland County Public Facilities Authority (CCPFA), including the incurring of loan obligations, for the permanent financing of two office/warehouse buildings to be used by the University Press;
- II.A. Authorize a loan agreement with the CCPFA to secure an obligation incurred by the CCPFA with Union Bank and Trust Company of Oklahoma City, Oklahoma for the financing in I. above, bearing interest at 175 basis points above the five-year treasury, for a term of twenty years;
- OR
- II.B. In the unlikely event final negotiations with Union Bank and Trust Company reach an impasse, authorize the President or his designee to make final selection of a state banking institution or investment bank for financing the project and report the result back to the Board of Regents; and,
- III. Authorize the President or his designee to execute on behalf of the Board of Regents any and all related financing documents.

Regent Siegfried moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

X-RAY PHOTOELECTRON SPECTROMETER SYSTEM - NC

As part of a National Science Foundation research contract, the Department of Chemical Engineering and Materials Science is authorized to purchase an X-Ray Photoelectron Spectrometer System. The instrument will be mostly used for the characterization of small metal clusters on oxide supports on both powder ("real") catalysts and films ("model catalysts"). It will also be used in the characterization of acid catalysts employed in the nitration of aromatics and the isomerization of n-butane. Polymer films supported on silica, used as reinforcing materials and process of de-inking plastic films for recycling purposes will be investigated in the area of polymeric materials.

An Invitation to Bid was sent to four vendors capable of building such an instrument. Responses were received from two companies with results as follows:

<u>Company</u>	<u>Response</u>
Physical Electronics Incorporated Westminster, Colorado	\$526,000
Kratos Analytical Incorporated Valley Center, California	\$525,000

The following individuals evaluated the bids using price, conformance to specifications, and operation for their particular research as criteria.

Daniel E. Resasco, Professor, Chemical Engineering & Materials Science
Lance L. Lobban, Director/Professor, Chemical Engineering & Materials Science
Brian P. Grady, Associate Professor, Chemical Engineering & Materials Science

It was determined that the best value proposal was received from Physical Electronics Incorporated for the following reasons:

- Energy resolution.
- Handling of the sample to do thermal pretreatment is more convenient for the type of work that is planned.

Funds for this purchase will be provided from various sources including grants, Section 13 funds and departmental account.

President Boren recommended the Board of Regents approve award of a purchase order to Physical Electronics Incorporated in the amount of \$526,000 for an X-Ray Photoelectron Spectrometer System and associated equipment.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

BUILDING AUTOMATION SYSTEMS FOR NORMAN CAMPUS

The building automation systems (BAS) improvements are part of the Utility System Improvements project approved by the Board of Regents at its January 1999 meeting. Building Automation Systems utilize electronic devices and computer software to regulate/monitor temperature control, energy use, air flow, time of day usage, and various data recordings to ensure

that each building is using only the minimum amount of energy necessary to maintain a healthy and comfortable indoor climate. An energy audit of 105 buildings, conducted by the Physical Plant in 1997 and verified by Frankfurt Short Bruza (FSB), engineering consultants, revealed 26 buildings in need of BAS improvements, the cost of which could be recovered through energy savings. This BAS improvements project includes new systems for some buildings, retrofit of existing systems in others, and technology upgrades in several.

A Request for Proposal (RFP) was sent to six vendors. The three responding companies and the results of the evaluations of them were as follows.

Scoring Criteria and Total Points (maximum 500 points)

<u>Company</u>	<u>Capabilities of proposing contractor</u>	<u>Quality of products offered</u>	<u>Quality of Services offered</u>	<u>Cost of products</u>	<u>Cost of services*</u>	<u>Total score</u>
Automated Building Systems, Inc. Oklahoma City, OK	140	85	95	63	67	450
TL Services, Inc. Van Buren, AR	109	77	83	49	55	373
Johnson Controls, Inc. Oklahoma City, OK	-	-	-	-	-	Incomplete response

The evaluation committee consisted of the following individuals:

Donald C. Carter, General Manager Engineering, Physical Plant
 Brent R. Everett, Energy Conservation Engineer, Physical Plant
 Tommy Odom, Manager Environmental Systems, Physical Plant
 Grant Lacquement, Mechanical Engineer, Physical Plant
 Robert Shepard, Technical Projects Assistant, Physical Plant
 George Horn, Assistant Director, Procurement Services

FSB verified the RFP responses and the committee's recommendation. FSB concurred with the committee's recommendation to award a contract to Automated Building Systems, Inc.

The total construction budget for work identified thus far is estimated to be \$2,200,000 which will be funded from the Utility System Revenue Bond, Series 1999. It is anticipated that over the course of this five year annually renewable contract, additional projects will be identified. Any additional project on this contract with an estimated cost exceeding \$100,000 will be submitted to the Board for approval prior to the issuance of a purchase order.

*Cost of products consisted of two components. The first component was a comparison of 39 defined unit product prices. The second component was a comparison of the vendor's standard price list for all products offered and multipliers of various categories of products offered.

**Cost of services consisted of two components. The first component was a comparison of 102 defined unit labor prices. The second component was a comparison of the computer software driver's price.

President Boren recommended the Board of Regents authorize the President or his designee to award a one-year contract renewable annually for up to four additional one year periods to Automated Building Systems, Inc. for design and installation for approximately \$2,200,000 of building automation systems in Norman Campus buildings.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

SEQUENCING REAGENTS AND SUPPLIES - NC

The Department of Chemistry and Biochemistry currently has seven Applied Biosystems Division 377 DNA sequencing instruments and five Applied Biosystems Division 3700 DNA Capillary Sequencing instruments. Each of these instruments requires 2.1 ABI Big Dye Terminator Kits each month as well as other proprietary consumable supplies. The University has been offered significantly reduced pricing on these consumables through its participation in the Genome Sequencing Consortium. This pricing is based upon the nationwide usage of the five-genome centers and is not offered to educational institutions unless they are part of the genome sequencing effort.

The department desires to purchase these reagents and supplies on a sole source basis from the manufacturer, Applied Biosystems Instruments/Perkin Elmer with the following justifications.

1. Applied Biosystems Instruments/Perkin Elmer is the manufacturer of the 3700 and the 377 DNA sequencing instruments currently in use by the department and is the only supplier capable of delivering these reagents and consumables.
2. The Chemistry Department developed computer software specific to interpret data produced by the ABI specific reagents. No funding exists to convert this software to the data produced by reagents of other manufacturers.

The estimated annual cost for sequencing supplies and reagents is \$600,000. The purchase will be funded from the National Institute of Health, National Human Genome Research Institute account 125-6802.

President Boren recommended the Board of Regents approve award of a one year sole source purchasing agreement to Applied Biosystems Instruments, a Division of Perkin Elmer, in an amount of approximately \$600,000 for the purchase of DNA sequencing reagents and supplies specifically designed for the 3700 and 377 DNA sequencers.

Regent Bentley moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

SAM NOBLE OKLAHOMA MUSEUM OF NATURAL HISTORY EXHIBITS

At its March 1999 meeting, the Board of Regents awarded a contract to Charles M. Maltbie Associates, Inc. for construction and installation of the initial major exhibits at the Sam Noble Oklahoma Museum of Natural History (SNOMNH). Work on these exhibits is currently underway. In addition, members of the SNOMNH staff are designing and fabricating a number of exhibits in-house in preparation for the public opening of the museum on May 1, 1999.

In developing the in-house exhibits, the museum needs to obtain the services of a "mount maker" to design, fabricate and install the specialized armatures, pedestals, inserts and mounting devices for exhibit objects and artifacts. Maltbie Associates has a subcontract with Sanders Museum Services to provide the same services in connection with the exhibits that they are fabricating under contract. Sanders Museum Services is one of a limited number of top quality museum mount makers in the country and has been recommended by the SNOMNH exhibit designer, Gerald Hilferty Associates, Incorporated. The services provided by mount makers are highly specialized requiring great expertise in handling museum objects and designing the special supports or mounts for objects on display. It is critical that the same high quality and style of the artifact mounts be maintained between the exhibits being installed by Maltbie Associated and those provided by the museum. Sanders is on site working on the permanent museum exhibits and has established a close working relationship with the museum curatorial, collections and exhibit staff.

Accordingly, it is recommended that the Board authorize the award of a sole source contract with Sanders to support the exhibit fabrication being accomplished by museum staff. Utilization of their highly specialized services is a critical element in the success and timely completion of the in-house exhibits.

Funds for this purpose are included in the museum's exhibit budget.

President Boren recommended the Board of Regents approve award of a sole source contract in the amount of \$97,587 to Sanders Museum Services to provide exhibit mount fabrication services for in-house exhibits at the Sam Noble Oklahoma Museum of Natural History.

Regent Blankenship moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

YEAR 2000 PREPARATIONS

HSC

The Health Science Center campus recognizes that certain plans and precautions must be in place for the period immediately before, during and after the rollover to January 1, 2000. The following are our recommendations and plans.

- The Office of Administrative Affairs will provide the coordination for Year 2000 issues and communications throughout this period. The emergency communications plan for the campus, including all contact information, has been defined and disseminated to appropriate personnel. Alternate communications capabilities have been defined in the event of a disruption in telecommunications services.

- Executive management of the Health Sciences Center is preparing a communication advising personnel and students of the campus of the prescribed course of action on the night of December 31, 1999 and in the event of major disruptions, such as with utilities or communications, for the days following the year change.
- Information Technology has asked that departments arrange for the early processing, where possible and feasible, of any anticipated applications that would normally run in the first week of January.
- Information Technology will be on site on Friday, December 31, 1999 to monitor and respond to any issues that might occur. Correct operation of all servers in the data center will be confirmed after the date change. Comprehensive backups will be performed immediately after the date change to provide 2000 time stamped backups of enterprise application systems. Personnel supporting the administrative applications will be working on Saturday, January 1, 2000 to verify correct operational performance of the enterprise applications. Administrative offices will have personnel on site on Saturday, January 1 and Sunday, January 2, if necessary, to perform a second level of verification of the application systems and data.
- Information Technology personnel will be available to address any computer-related Y2K issues with the data center and enterprise applications that are identified during the subsequent week(s). Beginning at 7:00 am, Monday, January 3, 2000, Information Technology personnel will provide the second line of support for departmental computer-related Y2K issues, supporting the department's technical support personnel.
- Campus Police and Public Safety will have fully-staffed shifts, including supervisory personnel, throughout the weekend, beginning at 4:00 p.m. December 31, 1999.
- Site Support will have key personnel on site to monitor the systems and respond to any issues that might occur. Additional support personnel are on stand-by for this period.

Norman Campus

The Norman Campus has prepared a contingency plan for the period just prior to and following the year change which includes but is not limited to the following.

- Administrative Affairs will be the focal point for coordination of Year 2000 responses (excluding police issues, though they will be in touch with OUPD as well), should any needs arise during the New Years weekend. The Office of Administrative Affairs will be staffed beginning at 11:30 PM on Friday, December 31, 1999 and will remain staffed as long as needed throughout the weekend with an alternate plan of communication in place in the event that telephone systems are ok.
- Information technology personnel will be on site beginning at 9:00 PM on Friday, December 31, 1999 to monitor news reports of Year 2000 issues including virus attacks in earlier global time zones. All systems will be monitored for the rollover and system verification routines will be executed, validated, and resolved if problems do occur.
- Physical Plant personnel will be on site to validate all embedded systems for functionality and to perform corrective action if required.
- Campus Public Safety will provide expanded security throughout the weekend by having all officers work 12-hour shifts.
- Administrative computing staff, on Saturday, January 1, 2000 beginning at 8:00 AM will perform a thorough validation of the administrative applications.
- Administrative customers will convene on Sunday, January 2, 2000 at 1:00 PM to execute a final validation test of the applications.

- All information technology personnel will be assembled at 7:00 AM on Monday, January 3, 2000 to resolve any issues, which may not have been uncovered in the previous weekend testing in addition to assisting other departments with their unresolved Y2K issues.
- Information technology personnel will continue monitoring for virus attacks for the succeeding weeks as experts predict these attacks to be the greatest potential danger to information technology.

Readiness Status -- HSC and NC

Year 2000 preparations at The University of Oklahoma have been underway since August of 1997. Project teams were created on the Norman and Health Sciences Center campuses to assist with the assessment of and to monitor the progress of all Year2000 project efforts. In fall 1998, the Norman and Health Sciences Center campuses acquired the professional services of PricewaterhouseCoopers to perform an independent audit of the Year 2000 project plans at both sites. PricewaterhouseCoopers completed the assessments for the University and the final report, "Year 2000 Readiness Review," was presented to the Board of Regents at its May 1999 meeting. Since the Review was reported to the Board, there have been reports to the Board of unresolved Year 2000 issues at each of its meetings.

The report, a copy of which was included in the agenda, is divided into three categories. The categories are:

- **Synopsis of Changes Since Previous Report**
The black and white synopsis pages are a quick reference guide to assist the Board of Regents in quickly locating all changes, which have occurred since the previous report
- **PricewaterhouseCoopers Year 2000 Readiness Review Recommendations**
 1. Affecting the Norman and Health Sciences Center Campuses
 2. Affecting only the Health Sciences Center Campus
- **In-House Year 2000 Readiness Issues**
 1. Affecting only the Health Sciences Center Campus

The In-House Year 2000 Readiness Issues category represents additional Year 2000 issues which are being tracked for completion by The University of Oklahoma Year 2000 project teams.

The PricewaterhouseCoopers Year 2000 Readiness Review Recommendations and the In-House Year 2000 Readiness Issues are presented in a color progress chart.

In the first column of the color report, the first name indicates the Vice President responsible for the corresponding recommendation and response, and the following name is the Year 2000 departmental representative(s) responsible for the same. These are, in some instances, the same individual.

The PricewaterhouseCoopers categories contain institutional responses to the PricewaterhouseCoopers recommendations under the Recommendation/Response column. PricewaterhouseCoopers conducted follow-up assessments of both campuses the week of June 14th. The recommendations from this follow-up have all been responded to and therefore do not appear in the report.

A time line for completing recommendations is also included in the report. The time line delineates four phases, Not Started, Auditing, Planning, and Execution. A fifth phase (Finished) included in the Year 2000 Readiness Review is not covered in the current report as recommendations that have progressed to a finished phase are removed from the report.

This item was presented for information only.

REGENTS' FUND QUARTERLY FINANCIAL SUMMARY

This summary report is provided in accordance with University of Oklahoma Board of Regents policy. The summary highlights all of the financial activity within the Regents' Fund since the June 30, 1999 report and is attached hereto as Exhibit B.

As of September 30, 1999, the Regents' Fund consisted of 121 individual funds. Separate accounts are maintained for each fund to insure observance of the donor-imposed limitations and restrictions placed on the use of resources. For investment purposes, however, funds of similar characteristics are combined in the following investment pools.

Consolidated Investment Fund (CIF)

The CIF is a long-term pooled investment fund governed by the Regents' "Statement of Investment Policy." It is designed to accommodate the investment needs of endowment funds (i.e., funds that are to be held in perpetuity). The primary objectives of the CIF are the preservation of capital value and, over time, growth of capital value and income to help offset the impact of inflation. These objectives are achieved by maintaining a balance of investments in equity and fixed income securities.

Short Term Investment Fund (STIF)

The STIF is a short-term pooled investment fund invested in accordance with the Regents' "Investment of Temporarily Idle Cash Policy." It is designed to accommodate the investment needs of non-endowed funds (i.e., funds that are fully expendable). The primary objectives of the STIF are to minimize risk and maximize yield by investing in fully secured short-term investments.

This report was presented for information only.

QUARTERLY FINANCIAL ANALYSIS

By request of the Board of Regents, the Quarterly Financial Analysis for the three months ended September 30, 1999 is presented. The detailed information upon which the Executive Summary is based was distributed separately to the Regents prior to the December meeting. A copy of the Summary was included in the agenda.

This report was presented for information only.

ON-CALL ARCHITECTS AND ENGINEERS QUARTERLY REPORT - NC AND HSC

In June 1996, the Board of Regents authorized a group of architectural and engineering firms to provide professional services for small projects on an on-call basis to the University. It was indicated that the administration would provide a quarterly report to the Board of the work completed by each architect or engineer. Some of the firms in this group are now completing work authorized prior to June 30, 1999.

In June 1999, the Board authorized a new group of architectural and engineering firms to provide the professional services required for small projects. To date, no work has been completed by the on-call firms included in this new authorization; however their work also will be reported quarterly as completed.

The work completed by on-call architectural and engineering firms during the first quarter of Fiscal Year 2000 is summarized below.

For the Norman Campus:

<u>Firm Name</u>	<u>Date Initiated</u>	<u>Work Performed</u>	<u>Fee</u>
Miles Associates Oklahoma City, Oklahoma	April 11, 1997	Architectural Design, Construction Documents, Construction Administration (Old Faculty Club Addition)	\$20,740
Cobb Engineering Co. Oklahoma City, Oklahoma	June 14, 1999	Topographic Survey (Kraettli Faculty-In-Residence)	\$1,044
Robert B. Hendrick and Sons Co., Inc. Norman, Oklahoma	July 31, 1998	Topographic Survey, Engineering Design, Construction Documents (Parking Expansion: Jenkins/ Faerie Queen Lane and 437 Boyd)	\$6,370
	May 5, 1999	Topographic Survey, Engineering Design, Construction Documents (Brooks Street Parking Lot)	\$3,800
	May 6, 1999	Topographic Survey, Engineering Design, Construction Documents (Football Practice Facility – Artificial Turf Field)	\$6,960

For the Health Sciences Center:

None

This report was presented for information only.

ON-CALL CONSTRUCTION RELATED SERVICES CONTRACT - NC

In March 1998, the Board of Regents authorized the administration to award a contract for on-call construction related services on the Norman Campus to Pi Construction. At that time, it was indicated that the administration would provide to the Board at each of its meetings a report of the work completed since the last report. In addition, it was indicated that the administration would seek prior Board approval for any project that had an estimated cost of \$100,000 or greater.

COMPLETED SINCE LAST REPORT:

<u>Building/Location</u>	<u>Project</u>	<u>Estimated cost of work</u>
Carpenter Hall	Install ADA Accessible Ramp	\$26,259
1818 W. Lindsey	Replace Sink	\$1,069
Bldg. 134 South Campus	Remodel Rooms 139, 146, and 147	\$11,800
OU Golf Course	Construct Pavilion	\$76,905
Physical Sciences Center	Remodel Lab 408	\$92,311
Ellison Hall	Remodel 3 rd Floor Restroom	\$4,153
Ellison Hall	Upgrade 3 rd Floor Finishes	\$12,389
Corner of Lindsey & Jenkins Ave.	Relocate Storm Sewer	\$12,530
Cate Dining Hall	Install New Range Hood	\$26,581
Oklahoma Memorial Stadium	Convert Concession Room Ticket Booth	\$11,411
Oklahoma Memorial Stadium	Install Drop Ceiling in SW Corner Ticket Office	\$7,611
Oklahoma Memorial Stadium	Remodel Room 114	\$15,383

Oklahoma Memorial Stadium Remodel Student Apartment \$15,582

This item was reported for information only.

POST-SEASON ATHLETIC CONTEST

Board of Regents' policy provides for Board approval of post-season athletic contests. As a member of the Big XII Conference, The University of Oklahoma is committed to participation in and acceptance of invitations to post-season football contests. The Board of Regents has previously approved membership in the Big XII Conference and the resulting participation in post-season contests in football. A post-season contest invitation was accepted to participate in the Independence Bowl in Shreveport, Louisiana.

Arrangements necessary for the University's participation in a bowl game must be made prior to the next January Regents' meeting; therefore, it is necessary to seek authorization for the President, the Athletic Director, or their designee to award purchase orders and sign contracts associated with the University's participation in a bowl game. Provisions outlined in Regents' policies regarding post-season athletic contests will be followed. Additionally, an agreement with the University of Oklahoma Foundation to advance bowl related expenses is required to facilitate the contracts, purchase orders and arrangements necessary for the University's participation in the Independence Bowl. A preliminary budget will be presented for review and approval.

President Boren recommended the Board of Regents:

- I. Authorize the President, the Athletic Director, or their designee to award purchase orders and sign contracts associated with The University of Oklahoma's participation in a post-season bowl game.
- II. Authorize the President, the Athletic Director, or their designee to negotiate an agreement with The University of Oklahoma Foundation to advance bowl related expenses as required.
- III. Review and approve a preliminary budget for the post-season athletic contest.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

STUDENT CODE REVISIONS

The amendment to Title 11.3 Table One addresses an increase in the fine for removal of furniture/fixtures in housing.

The amendment to Title 12.1.1(e) requires the UOSA General Counsel to issue an advisory opinion upon a written request.

The amendment to Title 13.3.1(b) reflects the current practice of appointing faculty to both Campus Disciplinary Councils in a manner that membership of the councils remain consistent through the academic year.

All of these revisions were passed by 5-0 by the Student Code Revisions Committee and approved by the UOSA legislative branch as per Title 18 of the Student Code.

TITLE 11 HOUSING

ORIGINAL READING:

3. Citation System:

Title 11.3 TABLE ONE:

Removal of Furniture/Fixtures \$15 (1st Offense); \$30 (2nd Offense); Fine up to \$45 or disciplinary process.

PROPOSED READING:

3. Citation System:

Title 11.3 TABLE ONE:

Removal of Furniture/Fixtures \$30 (1st Offense); \$60 (2nd Offense); Fine up to \$90.00 or disciplinary process (3rd Offense).

RATIONALE:

This change will help facilitate the enforcement of this provision. Currently the fine is so low that students do not think twice about removing furniture.

TITLE 12 GENERAL COUNSEL

ORIGINAL READING:

1.

1.

(e.) Upon a proper request, general counsel may issue advisory opinions as to the effect of any University policy, rule or regulation affecting a student organization. Such opinions shall be binding in all UOSA internal matters unless overturned on appeal.

PROPOSED READING:

1.

1.

- (e.) Upon a written request, general counsel shall issue advisory opinions as to the effect of any University policy, rule or regulation affecting a student organization. Such opinions shall be binding in all UOSA internal matters unless overturned on appeal.

RATIONALE:

This revision would require the UOSA General Counsel to issue an advisory opinion upon a written request. Under the current rules, the UOSA General Counsel can refuse to issue an advisory opinion even when a written request is made. Without a written opinion, there is no basis to appeal a UOSA General Counsel ruling to the Student Superior Court.

TITLE 13 THE UNIVERSITY DISCIPLINE SYSTEM

ORIGINAL READING:

- 3. Campus Disciplinary Councils:
 - .1.b. Two (2) CDC's shall be established. Each shall be composed of seven (7) members. Three (3) faculty randomly selected from the Faculty Appeals Board, one of whom shall be a qualified attorney; ...

PROPOSED READING:

- 3. Campus Disciplinary Councils:
 - .1.b Two (2) CDC's shall be established. Each shall be composed of seven (7) members. Three (3) faculty appointed by the Faculty Senate, one of whom shall be a qualified attorney; ...

RATIONALE:

In addition to the appointment requirements for the Campus Disciplinary Councils, Title 13.3 also requires that the CDC's select a presiding officer at the beginning of each academic year and that they establish a publish rules of procedure for

conducting hearings that are identical for both CDC's. The recommended revision reflects the current practice of appointing faculty so that the membership of the council remains consistent through the academic year.

President Boren recommended approval of the revisions of the University of Oklahoma Student Code of Responsibilities and Conduct for the Norman Campus to amend Titles 11.3 Table One, 12.1.1(e), and 13.3.1(b).

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

THE UNIVERSITY OF OKLAHOMA STUDENT ASSOCIATION 2000 STUDENT ACTIVITY FEE BUDGET - NORMAN CAMPUS

The Board of Regents approved the Student Activity Fee gross budget in March 1999. The budget developed by the UOSA Ways and Means Committee allocates funds to the UOSA Executive, Legislative and Judicial branches. It also allocates funds to Housing, Commuters, Greek Affairs and the Campus Activities Council. In addition, the committee sets aside funds for further allocation to individual student organizations and sports clubs.

U.O.S.A. SUMMARY OF THE UOSA APPROPRIATIONS BUDGET FISCAL YEAR 2000

FUNDS AVAILABLE

Lump Sum From Regents	\$447,000.00
1999 Reserve	<u>\$ 23,000.00</u>
\$470,000.00	

APPROPRIATIONS

UOSA Branches	\$257,235.00
Please refer to the attached Appropriations Act of January 1, 2000 to December 31, 2000	
Student Bar Association	\$ 15,000.00
The allocations to individual Student Organizations will be made by the SBA Budget Committee	
Student Organizations & Sports Clubs	\$ 82,888.95
Please refer to section 34 of the attached Appropriations Act of January 1, 2000 to December 31, 2000	

December 9, 1999

26785

Subsidiary Reserve Fund

\$ 12,057.71

This money will be used to fund student organizations in the spring funding process.

Salaries & Stipends Account

\$102,818.34

Please refer to section 33 of the attached Appropriations Act of January 1, 2000 to December 31, 2000

TOTAL \$470,000.00

President Boren recommended approval of the 2000 UOSA Student Activity Fee Budget which funds officially recognized student organizations from January 1, 2000 to December 31, 2000.

Regent Noble moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

REPORT OF ASSOCIATES AND ACADEMIC EXCELLENCE COMMITMENTS

ASSOCIATES FUNDS:

Following is the commitment of funds of The University of Oklahoma Associates Fund:

	First Qtr FY00	Second Qtr FY00	Third Qtr FY00	Fourth Qtr FY00	Yr-To-Date FY00
FY00 Intl. Relations, Visitors, Fellowships	\$30,000				\$30,000
FY00 National Merit Scholarships	\$90,000				\$90,000
FY00 National Merit Scholarship Corp.	\$380,000				\$380,000
FY00 Commitment to Balance Budget	\$240,000				\$240,000
FY00 DeGolyer Presidential Fellowship	\$15,000				\$15,000
FY00 ROTC Scholarships	\$6,000				\$6,000
FY00 Alumni Graduate Fellowships	\$125,000				\$125,000
FY00 Regents' Professorship	\$12,000				\$12,000
FY00 Regents' Awards	\$60,000				\$60,000
FY00 Freshman Mentoring Program	\$21,000				\$21,000
FY00 PLC Scholarships	\$34,500				\$34,500
FY00 Thomas Carey Study Abroad	\$25,000				\$25,000
Total	\$1,038,500	\$0	\$0	\$0	\$1,038,500

The following are expenditures of Associates funds that were restricted by donors to the various colleges on the Norman Campus:

	First Qtr FY00	Second Qtr FY00	Third Qtr FY00	Fourth Qtr FY00	Yr-To-Date FY00
COLLEGE OF ARCHITECTURE					
No expenditures to report					
COLLEGE OF ARTS AND SCIENCES					
No expenditures to report					
COLLEGE OF BUSINESS ADMINISTRATION					
Faculty Awards	\$4,500				\$4,500
Outreach Activities					\$0
Scholarships	\$4,750				\$4,750
Other					\$0
Student Support					\$0
College Development					\$0
	<u>\$9,250</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$9,250</u>
COLLEGE OF EDUCATION					
Board of Visitors	\$340				\$340
College Development					\$0
Faculty Development	\$176				\$176
Other	\$15				\$15
Planning Meetings					\$0
Scholarships	\$5,000				\$5,000
Student Support					\$0
	<u>\$5,531</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$5,531</u>
COLLEGE OF ENGINEERING					
Faculty Development	\$17				\$17
Staff Development					\$0
Student Support	\$1,040				\$1,040
Outreach Activities	\$1,858				\$1,858
Scholarships	\$2,500				\$2,500
Other	\$484				\$484
Planning Meetings					\$0
College Development	\$392				\$392
Endowed Fund					\$0
Endowed Scholarship Fund					\$0
	<u>\$6,291</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$6,291</u>
COLLEGE OF FINE ARTS					
Student Support					\$0
Faculty Development	\$1,762				\$1,762
Transfer to OU Foundation					\$0
Planning Meetings					\$0
College Development					\$0
Other					\$0
Outreach Activities					\$0
Performers					\$0
	<u>\$1,762</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$1,762</u>

	First Qtr FY00	Second Qtr FY00	Third Qtr FY00	Fourth Qtr FY00	Yr-To-Date FY00
COLLEGE OF GEOSCIENCES					
Board of Visitors					\$0
College Development					\$0
Outreach Activities	\$4,010				\$4,010
Planning Meetings					\$0
Reports					\$0
Student Support					\$0
"Earth Scientist"	\$374				\$374
	<u>\$4,384</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$4,384</u>
GRADUATE COLLEGE					
No expenditures to report.					
LAW					
Enrichment Activities	\$400				\$400
Affirmative Action Activities	\$86				\$86
Jurist-In-Residence					\$0
Faculty Professional Development	\$650				\$650
Staff Professional Development	\$285				\$285
Transfer to Other Foundation Accts.					\$0
Other Student Support	\$603				\$603
Miscellaneous					\$0
	<u>\$2,024</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$2,024</u>
LIBERAL STUDIES					
No expenditures to report					
LIBRARY					
Library Materials					\$0
Transfer to OU Foundation	\$880				\$880
	<u>\$880</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$880</u>
MUSEUM OF ART					
No expenditures to report					
STUDENT AFFAIRS					
Other					\$0
Staff Development					\$0
Student Support	\$697				\$697
	<u>\$697</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$697</u>
UNIVERSITY DEVELOPMENT					
No expenditures to report					

ACADEMIC EXCELLENCE FUND:

Following is the commitment of funds of the University of Oklahoma Academic Excellence:

	First Qtr FY00	Second Qtr FY00	Third Qtr FY00	Fourth Qtr FY00	Yr-To-Date FY00
Scholarships	\$1,000				\$1,000
Provost Academic Advising Awards					\$0
Crimson Club Support					\$0
Regents Awards					\$0
Retiree Plaques					\$0
Staff Week Funding					\$0
	\$1,000	\$0	\$0	\$0	\$1,000

This report was presented for information.

INTERNAL AUDITING ACTIVITIES, THE UNIVERSITY OF OKLAHOMA

During the quarter ended September 30, 1999, eighteen audits were completed for the Norman Campus and the Health Sciences Center. A listing of these audits is included below. Copies of the audit reports were provided to the appropriate Vice President and the Department responsible for the activity audited, the President's Office and the Regents' Office.

Norman Campus

- Athletic Department Compliance – Financial Aid
- College of Liberal Studies
- Records Retention
- Mailing and Document Production
- Architectural & Engineering Services
- Bursar
- Regents' Office
- Alternate System for Settlement of Higher Education Misc. Claims
- Sooner House

Health Sciences Center

- College of Medicine, Department of Pediatrics
- College of Medicine, Department of Urology
- College of Medicine, Residency
- Bursar's Office
- College of Medicine, Department of Neurosurgery
- Procurement and Receiving
- Records Retention

College of Medicine, Department of Radiological Sciences
Student Center

In addition to the audits completed by Internal Auditing this quarter, thirteen post-audit reviews were conducted. Of the forty-two recommendations revisited, forty recommendations have been fully implemented or adequate progress has been made toward implementation. A second PAR will have to be performed on two recommendations made in the Recreational Programs audit involving a sales tax liability issue and to ensure that membership software is year 2000 compliant. This additional follow-up will be completed during the 2nd quarter to ensure these recommendations have been implemented.

Post audit reviews conducted.

Norman Campus

Admissions and Records
College of Arts & Sciences, 2nd PAR
University Housing and Food Services – Student Union
Employee Benefits
Lloyd Noble Center
Recreational Programs
College of Liberal Studies

Health Sciences Center

Department of Pediatrics
Department of Family Medicine
Department of Surgery, 2nd PAR
Personnel/Payroll
Employee Benefits
Procurement and Receiving

Mr. Kenneth D. Rowe, Director, was present to respond to questions. There were none.

ACADEMIC PERSONNEL ACTIONS

Health Sciences Center:

APPOINTMENTS OR REAPPOINTMENTS:

Ewell, Mark G., M.D., Associate Professor of Anesthesiology, annualized rate of \$60,000 for 12 months (\$5,000.00 per month), November 1, 1999 through June 30, 2000. (New consecutive term faculty.)

Grant, Penny, M.D., Clinical Assistant Professor of Pediatrics, Tulsa, annualized rate of \$65,000 for 12 months (\$5,416.67 per month), October 1, 1999 through June 30, 2000.

Li, Shibo, M.D., Associate Professor of Pediatrics, annualized rate of \$70,000 for 12 months (\$5,833.33 per month), October 1, 1999 through June 30, 2000. (New consecutive term faculty.)

Morse, R. Michael, M.D., Professor of Family Medicine, Tulsa, and Founders of Doctors Hospital, Inc., Endowed Chair in Family Medicine, Tulsa, annualized rate of \$130,000 for 12 months (\$10,833.34 per month), November 1, 1999 through June 30, 2000. (Tenure credentials are under review.)

Simon, Stuart B., M.D., reappointed Clinical Assistant Professor of Psychiatry and Behavioral Sciences, annualized rate of \$14,400 for 12 months (\$1,200.00 per month), .20 time, September 1, 1999 through June 30, 2000.

CHANGES:

Allen, James, Professor of Psychiatry and Behavioral Sciences, given additional title of The Rainbolt Family Chair in Child Psychiatry, Department of Psychiatry and Behavioral Sciences, November 1, 1999 through October 31, 2002.

Asal, Nabih R., David Ross Boyd Professor of Biostatistics and Epidemiology, title Chair of Biostatistics and Epidemiology deleted; salary changed from annualized rate of \$84,703 for 12 months (\$7,058.59 per month) to annualized rate of \$78,703 for 12 months (\$6,558.59 per month), January 1, 2000 through June 30, 2000. Salary change represents deletion of stipend for administrative duties as Chair.

Brumback, Roger A., David Ross Boyd Professor and Interim Chair of Pathology, Adjunct Professor of Neurology, of Pediatrics, of Orthopedic Surgery, of Geriatric Medicine, title Associate Director of Outreach Programs, Oklahoma Center for Neuroscience, deleted; October 1, 1999 through June 30, 2000.

Crawford, Steven A., Professor of Family and Preventive Medicine and The Christian N. Ramsey, Jr. Chair in Family Medicine; title changed from Interim Chair to Chair of Family and Preventive Medicine; salary changed from annualized rate of \$116,146 for 12 months (\$9,678.83 per month) to annualized rate of \$125,077 for 12 months (\$10,423.08 per month), October 1, 1999 through June 30, 2000.

Crutcher, James Edward, title changed from Professor of Family and Preventive Medicine to Professor of Family Medicine, Tulsa, salary changed from annualized rate of \$93,375 for 12 months (\$7,781.25 per month) to annualized rate \$120,000 for 12 months (\$10,000.00 per month), November 8, 1999 through June 30, 2000. Transferring to Tulsa campus.

Eichner, June E., Associate Professor of Biostatistics and Epidemiology, Associate Professor of Research, Center for American Indian Health Research, and Assistant Dean for Research, College of Public Health; given additional title Interim Chair of Biostatistics and Epidemiology; salary changed from annualized rate of \$61,000 for 12 months (\$5,083.33 per month) to annualized rate of \$67,000 for 12 months (\$5,583.33 per month), January 1, 2000 through June 30, 2000. Includes a \$4,000 administrative supplement while serving as Interim Chair.

Ezenwa, Emeka Kyrian, Clinical Assistant Professor of Obstetrics and Gynecology, Tulsa, salary changed from without remuneration to annualized rate of \$24,000 for 12 months (\$2,000.00 per month), .10 time, November 1, 1999 through June 30, 2000.

Ghalayini, Abboud, J., Assistant Professor of Ophthalmology, given additional title of Adjunct Assistant Professor of Cell Biology, October 11, 1999 through June 30, 2000.

Johnson, Gary A., Assistant Professor of Obstetrics and Gynecology, salary changed from annualized rate of \$62,680 for 12 months (\$5,223.38 per month) to annualized rate of \$63,182 for 12 months (\$5,265.17 per month), October 1, 1999 through June 30, 2000. Increase in salary paid from ALT Grant.

Lane, Connie J., Clinical Assistant Professor of Internal Medicine, Tulsa, salary changed from without remuneration to annualized rate of \$12,480 for 12 months (\$1,040.00 per month), .10 time, October 1, 1999 through June 30, 2000.

Lawler, Frank H., Professor of Family and Preventive Medicine, given additional title Vice Chair of Family and Preventive Medicine; salary changed from annualized rate of \$90,945 for 12 months (\$7,578.75 per month) to annualized rate of \$110,000 for 12 months (\$9,166.67 per month), October 1, 1999 through June 30, 2000. Tenured base salary remains at annualized rate of \$90,945. Total includes \$10,000 administrative supplement while serving as Division Director and \$9,055 as Vice Chair.

Ledbetter, Marciale, Clinical Assistant Professor of Psychiatry, Tulsa, given additional title Clinical Assistant Professor of Pediatrics, Tulsa; salary changed from without remuneration to annualized rate of \$60,000 for 12 months (\$5,000.00 per month), .50 time, October 1, 1999 through June 30, 2000.

Millian, Daniel A., title changed from Clinical Instructor in Anesthesiology to Assistant Professor of Anesthesiology, salary changed from without remuneration to annualized rate of \$55,000 for 12 months (\$4,583.33 per month), November 1, 1999 through June 30, 2000. (New consecutive term faculty.)

Naylor, Mark F., Assistant Professor of Dermatology; changed from tenure track to consecutive term faculty, November 1, 1999 through June 30, 2000.

Silovsky, Jane, Assistant Professor of Pediatrics, salary changed from annualized rate of \$41,800 for 12 months (\$3,483.33 per month) to annualized rate of \$55,000 for 12 months (\$4,583.34 per month), October 1, 1999 through June 30, 2000. Increased responsibilities.

Stanford, Kendall, title changed from Associate Professor of Pediatrics to Clinical Associate Professor of Pediatrics; salary changed from annualized rate of \$62,000 for 12 months (\$5,166.66 per month) to without remuneration, September 27, 1999 (with accrued vacation through October 20, 1999).

Stanley, John R., Assistant Professor of Obstetrics and Gynecology; changed from tenure track to consecutive term faculty, December 1, 1999 through June 30, 2000.

Tipton, John Wylie, Associate Professor of Family Medicine, Tulsa, title Interim Chair of Family Medicine, deleted, salary changed from annualized rate of \$94,056 for 12 months (\$7,838.00 per month) to annualized rate of \$84,056 for 12 months (\$7,004.66 per month), November 1, 1999 through June 30, 2000. Salary change represents deletion of stipend for administrative duties as Interim Chair.

Walker, Joan, Associate Professor of Obstetrics and Gynecology, salary changed from annualized rate of \$125,000.16 for 12 months (\$10,416.68 per month) to annualized rate of \$126,500.16 for 12 months (\$10,651.68 per month), October 1, 1999 through June 30, 2000. Increase in salary paid from ALT Grant.

RESIGNATIONS AND/OR TERMINATIONS:

Dehan, Edward T., Professor Emeritus of Removable Prosthodontics, July 16, 1999.

Karam, Naji E., Assistant Professor of Medicine, September 30, 1999 (with accrued vacation through November 9, 1999).

Travis, Shirley, Professor and Parry Chair of Academic Programs, College of Nursing, December 31, 1999.

Whitehead, Donald P., Assistant Professor of Research and Executive Director, Cardiac Arrhythmia Research Institute, Department of Medicine, September 1, 1999. (Withdrew from position. Correction of September 1999 action.)

RETIREMENTS:

Carter, Donald R., Professor of Surgery, December 30, 1999 (with accrued vacation through February 15, 2000).

Nitschke, Ruprecht, Clinical Professor of Pediatrics, June 30, 1999 (with accrued vacation through August 4, 1999); named Professor Emeritus of Pediatrics, June 30, 1999.

Shaw, Joan M., Assistant Professor of Nursing, January 1, 2000.

Sokatch, John R., George Lynn Cross Research Professor of Biochemistry and Molecular Biology, named George Lynn Cross Research Professor Emeritus of Biochemistry and Molecular Biology, November 1, 1999. Retirement previously approved; approval of Emeritus title only.

Stolte, Karen, Professor of Academic Programs, College of Nursing, January 1, 2000.

Weigand, Dennis Allen, title changed from Professor to Clinical Professor of Dermatology; salary changed from annualized rate of \$50,000 for 12 months (\$4,166.67 per month) to without remuneration, January 1, 2000.

Willis, Diane J., Professor of Pediatrics, named Professor Emeritus of Pediatrics, June 30, 1999 (with accrued vacation through July 20, 1999).

President Boren reported the following death:

Sommers, Ella Blanche, David Ross Boyd Professor Emeritus of Pharmacy, October 30, 1999.

Norman Campus:

LEAVES OF ABSENCE:

Cohn, Jack, Professor of Physics and Astronomy, leave of absence with pay, October 5, 1999 through November 30, 1999. Short-term disability.

Dodson, Arlis B., Research Associate, Cooperative Institute for Mesoscale Meteorological Studies, leave of absence with pay September 2, 1999 through October 18, 1999. Short-term disability.

Emmers-Sommer, Tara, Assistant Professor of Communication, leave of absence with pay, October 11, 1999 through December 6, 1999. Short-term disability.

Sabbatical Leaves of Absence:

Glatzhofer, Daniel T., Associate Professor of Chemistry and Biochemistry, cancel sabbatical leave of absence with half pay January 1, 2000 through May 15, 2000 and August 16, 2000 through December 31, 2000.

Smith, Eddie C., Regents' Professor and David Ross Boyd Professor of Chemistry and Biochemistry, sabbatical leave of absence with full pay, January 1, 2000 through December 31, 2000. Revitalization of research and teaching program. No previous leaves taken. Teaching load will begin January 2001.

APPOINTMENTS OR REAPPOINTMENTS:

Haag, Marcia L., Assistant Professor of Modern Languages, Literatures and Linguistics, annualized rate of \$43,000 for 9 months (\$4,777.78 per month), January 1, 2000 through May 15, 2000. New tenure-track faculty.

Johnson, Jeffrey D., Senior Research Associate, Petroleum and Geological Engineering, annualized rate of \$30,000 for 12 months (\$2,500.00 per month), 0.50 time, October 1, 1999 through June 30, 2000.

Rai, Chandra S., Professor of Petroleum and Geological Engineering, annualized rate of \$100,000 for 9 months (\$11,111.11 per month), November 1, 1999. New tenured faculty. Tenure credentials are under review.

Ramos, Antonio C., Research Associate, Geology and Geophysics, annualized rate of \$72,000 for 12 months (\$6,000.00 per month), December 1, 1999 through November 30, 2000. Paid from grant funds; subject to availability of funds.

Siddique, Zahed, Assistant Professor of Aerospace and Mechanical Engineering, annualized rate of \$55,000 for 9 months (\$6,111.11 per month), January 1, 2000 through May 15, 2000. New tenure-track faculty.

Sondergeld, Carl H., Professor of Petroleum and Geological Engineering, annualized rate of \$100,000 for 9 months (\$11,111.11 per month), November 1, 1999. New tenured faculty. Tenure credentials are under review.

van der Helm, Dick, George Lynn Cross Research Professor, annualized rate of \$36,000 for 12 months (\$3,000.00 per month), 0.30 time, November 1, 1999 through February 29, 2000. Paid from grant funds; subject to availability of funds.

Xue, Ming, Assistant Professor of Meteorology, annualized rate of \$50,500 for 9 months (\$5,611.11 per month), October 15, 1999 through May 15, 2000. New tenure-track faculty. Changing from Research Assistant Professor to tenure-track faculty.

CHANGES:

Abousleiman, Younane, Executive Associate Director, Research Associate Professor and Senior Research Scientist, Sarkeys Energy Center, salary changed from annualized rate of \$106,668 for 12 months (\$8,889.00 per month), to annualized rate of \$109,868 (\$9,155.67 per month), effective October 1, 1999. Given additional title Director, Rock Mechanics Institute, delete title Executive Associate Director, Sarkeys Energy Center and salary increased to \$120,855 for 12 months (10,071.24 per month), October 20, 1999 through December 31, 1999. Paid from grant funds; subject to availability of funds.

Burnett, D. Graham, Reach for Excellence Professor and Assistant Professor, Honors College, given additional title of Assistant Professor of History of Science, without remuneration, August 16, 1999.

Civan, Faruk, Professor, Petroleum and Geological Engineering, given additional title Associate Director, Reservoir Engineering Center, salary remains at annualized rate of \$72,472 for 9 months (\$8,052.44 per month), August 16, 1999 through September 30, 1999 and \$74,283 for 9 months (\$8,253.67 per month), October 1, 1999 through May 15, 2000.

Conway, Tyrrell, Associate Professor of Botany and Microbiology, award of tenure has been recommended November 11, 1999.

Crynes, Billy L., Professor of Chemical Engineering and Materials Science, salary changed from annualized rate of \$114,545 for 9 months (\$12,727.22 per month) to annualized rate of \$117,981 for 9 months (\$13,109.04 per month), October 1, 1999. Budget correction.

Gibbens, Daniel G., Regents Professor, Professor of Law and NCAA Faculty Representative, salary changed from annualized rate of \$115,976 for 12 months (\$9,664.67 per month) to annualized rate of \$117,049 (\$9,754.08 per month), October 1, 1999.

Lee, Eric M., Assistant Professor of Art, Director and Chief Curator, Museum of Art, changing from a tenure-track appointment to a 3-year renewable term appointment; salary remains at annualized rate of \$61,800 for 12 months (\$5,150.00 per month), November 1, 1999 through June 30, 2000.

McMillen, Kenneth D., Assistant Professor of Journalism and Mass Communication, changing from a tenure-track appointment to a renewable term appointment; salary remains at annualized rate of \$38,214 for 9 months (\$4,246.00 per month), August 16, 1999 through September 30, 1999 and \$39,742 for 9 months (\$4,415.78 per month), October 1, 1999 through May 15, 2000.

Nanny, Mark A., Assistant Professor of Civil Engineering and Environmental Science, changing to joint appointment in Civil Engineering and Environmental Science and Sarkeys Energy Center, salary remains at annualized rate of \$50,855 for 9 months (\$5,650.56 per month), October 1, 1999.

Ogilvie, Marilyn B., Professor of Bibliography and Curator of History of Science Collection, University Libraries, given additional title Professor of History of Science, without remuneration, August 16, 1999.

Pappas, James P., Vice President for University Outreach, College of Continuing Education and Professor of Education, given additional title Dean of Liberal Studies, delete title Dean of the College of Continuing Education, salary remains at annualized rate of \$151,925 for 12 months (\$12,660.41 per month), July 1, 2000.

Roegiers, Jean-Claud, McCasland Chair of Petroleum Engineering and Professor of Petroleum and Geological Engineering, title Director, Rock Mechanics Institute deleted, salary remains at annualized rate of \$126,570 for 9 months (\$14,063.33 per month), October 20, 1999.

Schurch, Thomas W., Associate Professor of Landscape Architecture and Director, Division of Landscape Architecture, award of tenure has been recommended November 1, 1999.

Shirley, Donna L., Assistant Dean, College of Engineering, given additional title Adjunct Assistant Professor of Aerospace and Mechanical Engineering, without additional remuneration, August 16, 1999.

Smith, Eddie C., Vice President for Research, Dean, Graduate College, David Ross Boyd Professor of Chemistry and Biochemistry and Regents' Professor; delete Vice President for Research and Dean, Graduate College titles; given additional titles Vice President Emeritus for Research and Dean Emeritus, Graduate College, salary remains at annualized rate of \$163,770 for 12 months (\$13,647.50 per month), November 1, 1999.

Tracy, Sarah W., Reach for Excellence Professor and Assistant Professor, Honors College, given additional title Assistant Professor of History of Science, no remuneration, August 16, 1999.

Verma, Pramode K., Professor of Electrical and Computer Engineering and Director, Telecomputing at University of Oklahoma in Tulsa, beginning date changed from November 15, 1999 to December 1, 1999.

Weber, Daniel B., Research Scientist, Center for the Analysis and Prediction of Storms, salary changed from annualized rate of \$43,200 for 12 months (\$3,600.00 per month) to annualized rate of \$65,000 for 12 months (\$5,416.67 per month), November 1, 1999 through June 30, 2000. Equity adjustment. Paid from grant funds; subject to availability of funds.

Weider, Lawrence J., Associate Professor of Zoology and Director of Research, Oklahoma Biological Station, salary changed from annualized rate of \$53,040 for 9 months (\$5,893.33 per month) to annualized rate of \$76,720 for 12 months (\$6,393.33 per month), January 1, 2000. Changed from 9 month to 12 month faculty. Paid \$6,000 administrative stipend while serving as Director of Research.

RESIGNATIONS AND/OR TERMINATIONS:

Bremer, Carolyn R., Associate Professor of Music, August 15, 2000.

Dodson, Arlis B. Research Associate, Cooperative Institute for Mesoscale Meteorological Studies, November 12, 1999

RETIREMENTS:

Cohn, Jack, Professor of Physics and Astronomy, November 30, 1999; named Professor Emeritus of Physics and Astronomy.

Neely, Stanley C., Associate Professor of Chemistry and Biochemistry and Assistant Chair of Chemistry and Biochemistry, December 31, 1999; named Professor Emeritus of Chemistry and Biochemistry.

President Boren recommended the Board of Regents approve the academic personnel actions shown above.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

President Boren reported the following deaths:

Bittle, William Elmer, Professor Emeritus of Anthropology, November 6, 1999.

Murphy, George Washington, Professor Emeritus of Chemistry, October 12, 1999.

HONORARY DEGREE

The University of Oklahoma policy and the policy of the Oklahoma State Regents for Higher Education on awarding honorary degrees states that nominees and alternates must be approved by the OU Board of Regents prior to awarding of the degrees.

President David L. Boren recommended that the nominee listed in his letter of November 29, 1999, to the Board of Regents be approved for an honorary degree.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

**PURCHASE OF PROPERTY – NC
ADMINISTRATIVE AND PROFESSIONAL PERSONNEL ACTIONS
LITIGATION**

Regent Bentley moved the Regents meet in executive session for the purpose of discussing the purchase of property, personnel issues and litigation as listed above. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved. The executive session began at 2:55 p.m. in the Regents' Room.

The meeting reconvened in regular session in the Associates' Room at 3:50 p.m.

PURCHASE OF PROPERTY - NC

The purchase of this property meets Regents' policy criteria for Acquisition of Property. Funds for the purchase of the property will be provided from University one-time, uncommitted, discretionary, and/or capital funds.

President Boren recommended the Board of Regents approve authority to purchase property.

Regent Blankenship moved approval of the recommendation. The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

ADMINISTRATIVE AND PROFESSIONAL PERSONNEL ACTIONS

Health Sciences Center:

APPOINTMENT OR REAPPOINTMENT:

Maddy, Brian, CHP Executive Director, UPMG Executive Office, annualized rate of \$130,000.00 for 12 months (\$10,833.34 per month), November 1, 1999. Administrative Staff.

CHANGES:

Ashley, Charles Robert, title changed from Associate Director of Development to Director of Development, University Development, October 1, 1999. Administrative Officer.

Barnes, Anne C., Director of Finance, Dean's Office, College of Medicine, salary changed from annualized rate of \$61,500 for 12 months (\$5,125.00 per month) to annualized rate of \$64,575 for 12 months (\$5,381.25 per month), January 1, 2000.

Hill, Gayle, title changed from Associate Director of Development to Director of Development, University Development, October 1, 1999. Administrative Officer.

Lisle, Kenneth E., title changed from Associate Director of Development to Director of Development, University Development, October 1, 1999. Administrative Officer.

Norman Campus:

APPOINTMENTS OR REAPPOINTMENTS:

*Ball, Stan L., Director of Golf. Authorize the President to negotiate and execute a five year and ten month employment contract, commencing January 1, 2000, with Stan Ball for the position of Director of Golf, with a State base salary of \$62,000 per year, with performance-based incentives estimated at an additional \$100,000, with benefits, annually. All performance-based incentive compensation and benefits are to be paid from golf course revenues.

Coberg, Richard L., reappointed Program Director, College of Liberal Studies, salary remains at annualized rate of \$64,000 for 12 months (\$5,333.33 per month), 0.75 time, October 1, 1999 through September 30, 2000. Administrative Staff. Paid from grant funds; subject to availability of funds.

Rosborough, Kathy A., Senior Systems Analyst, Crustal Imaging Laboratory, annualized rate of \$69,000 for 12 months (\$5,750.00 per month), December 1, 1999 through June 30, 2000. Changed from temporary research faculty to Managerial Staff. Paid from grant funds; subject to availability of funds.

CHANGE:

Penn, David A., title changed from Assistant Director to Associate Director, Center for Economic and Management Research; salary changed from annualized rate of \$63,135 for 12 months (\$5,261.25 per month) to annualized rate of \$65,000 for 12 months (\$5,416.67 per month), October 1, 1999 through June 30, 2000. Administrative Staff. Counteroffer and promotion.

*Stoops, Robert, Head Football Coach, Athletic Department, review of compensation and contract of employment.

RETIREMENT:

Stark, Jeffrey W., Registration and Classroom Scheduling Director, Admissions and Records, January 3, 2000.

President Boren recommended the Board of Regents approve the administrative and professional personnel actions shown above.

*See motion on page 26799.

Regent Lewis moved approval of the recommendation with the following additions:

Stan Ball employment contract—add the language that benefits will be paid on performance-based incentive compensation only to the extent permitted by the IRS under the University retirement plan,

and


Coach Bob Stoop's employment contract and compensation—add one year to his contract which would extend his contract through December 31, 2004, and to increase his annual base salary by \$25,000 annually.

The following voted yes on the motion: Regents Lewis, Siegfried, Noble, Blankenship, Bentley, and Everest. The Chair declared the motion unanimously approved.

LITIGATION

This item was included in the agenda for the purpose of meeting with General Counsel for a report on pending and possible litigation. It was discussed in executive session.

There being no further business, the meeting adjourned at 3:55 p.m.



Chris A. Purcell
Executive Secretary of the Board of Regents

THE UNIVERSITY OF OKLAHOMA HEALTH SCIENCES CENTER
STUDENT COUNCIL BUDGETS
For Fiscal Year 1999-2000

	College of Medicine	College of Dentistry	College of Nursing	College of Public Health	College of Allied Health	College of Pharmacy	Graduate College	Physician Associate Program	College of Medicine Tulsa	Total
Beginning Cash Balance	<u>\$32,258</u>	<u>\$40,513</u>	<u>\$6,196</u>	<u>\$1,512</u>	<u>\$29,917</u>	<u>\$28,856</u>	<u>\$8,949</u>	<u>\$6,827</u>	<u>\$3,079</u>	<u>\$158,107</u>
Income:										
Estimated Activity Fees	<u>\$43,460</u>	<u>\$23,000</u>	<u>\$31,000</u>	<u>\$8,000</u>	<u>\$34,000</u>	<u>\$26,052</u>	<u>\$13,230</u>	<u>\$10,000</u>	<u>\$5,208</u>	<u>\$193,950</u>
Less 5% Reserve	<u>\$2,173</u>	<u>\$1,150</u>	<u>\$1,550</u>	<u>\$400</u>	<u>\$1,700</u>	<u>\$1,303</u>	<u>\$662</u>	<u>\$500</u>	<u>\$260</u>	<u>\$9,698</u>
Other Revenue		<u>\$15,000</u>	<u>\$2,000</u>		<u>\$12,000</u>		<u>\$9,959</u>			<u>\$38,959</u>
Total Available Funds	<u>\$73,545</u>	<u>\$77,363</u>	<u>\$37,646</u>	<u>\$9,112</u>	<u>\$74,217</u>	<u>\$53,605</u>	<u>\$31,476</u>	<u>\$16,327</u>	<u>\$8,027</u>	<u>\$381,318</u>
Expenditures:										
Insurance			<u>\$5,000</u>		<u>\$8,250</u>			<u>\$6,027</u>		<u>19,277</u>
Student Association	<u>18,500</u>	<u>500</u>	<u>2,000</u>	<u>2,000</u>			<u>1,100</u>		<u>3,000</u>	<u>27,100</u>
Social Activities	<u>16,000</u>	<u>8,000</u>	<u>3,000</u>	<u>1,000</u>	<u>2,500</u>	<u>3,150</u>	<u>3,900</u>	<u>1,500</u>		<u>39,050</u>
Graduation		<u>11,000</u>	<u>15,000</u>	<u>3,000</u>	<u>5,000</u>	<u>12,000</u>	<u>3,000</u>	<u>5,000</u>	<u>500</u>	<u>54,500</u>
Travel	<u>6,000</u>	<u>500</u>	<u>500</u>	<u>500</u>	<u>8,000</u>	<u>1,700</u>		<u>1,000</u>		<u>16,200</u>
Operating	<u>500</u>	<u>1,500</u>	<u>2,000</u>	<u>1,200</u>	<u>9,000</u>	<u>3,250</u>	<u>300</u>	<u>500</u>		<u>18,250</u>
Class Allocation	<u>14,000</u>	<u>11,500</u>		<u>500</u>	<u>2,700</u>	<u>750</u>	<u>4,500</u>			<u>33,950</u>
Educational Activities	<u>6,000</u>	<u>4,500</u>	<u>1,500</u>	<u>250</u>	<u>2,800</u>	<u>3,600</u>	<u>6,500</u>	<u>1,000</u>		<u>26,150</u>
Miscellaneous	<u>8,000</u>	<u>3,000</u>	<u>500</u>		<u>21,169</u>		<u>6,000</u>	<u>500</u>	<u>3,000</u>	<u>42,169</u>
Total Budgeted Expenditures	<u>\$69,000</u>	<u>\$40,500</u>	<u>\$29,500</u>	<u>\$8,450</u>	<u>\$57,419</u>	<u>\$24,450</u>	<u>\$25,300</u>	<u>\$15,527</u>	<u>\$6,500</u>	<u>\$276,646</u>
Estimated Cash Balance, June 30, 2000	<u>\$4,545</u>	<u>\$36,863</u>	<u>\$8,146</u>	<u>\$662</u>	<u>\$16,798</u>	<u>\$29,155</u>	<u>\$6,176</u>	<u>\$800</u>	<u>\$1,527</u>	<u>\$104,672</u>

**Regents' Fund
Highlights of September 30, 1999
Financial Statements**

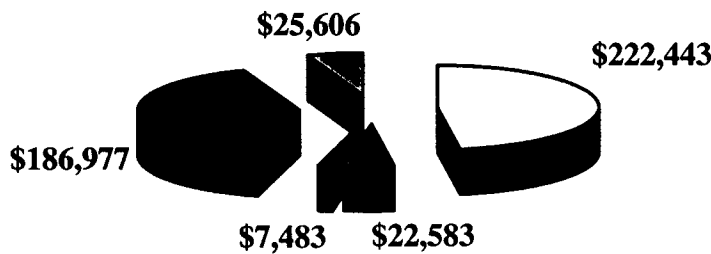
I. Market Value

The total market value of the Regents' Fund at September 30, 1999 was \$41.9 million. During the three months ended September 30, 1999, recognized revenues of (\$875,304) trailed expenditures of \$465,092 resulting in a net decrease to market value of \$1,340,396. This decrease is attributable primarily to unrealized depreciation on investments, partially offset by investment income.

Revenues

	<u>FY00</u>	<u>FY99</u>
Investment Income	\$ 386,562	\$ 312,722
Cash Gifts	15,884	53,264
Other Income	6,994	5,571
Unrealized Depreciation	<u>(1,284,744)</u>	<u>(2,384,283)</u>
 Total Revenues	 <u>(\$ 875,304)</u>	 <u>(\$2,012,726)</u>

FY00 Expenditures



- | | |
|--------------------------------|--------------------------|
| □ Departmental Support (47.8%) | ■ Investment Fees (4.9%) |
| ■ Loan Admin/Collection (1.6%) | ■ Scholarships (40.2%) |
| ■ Operating Expenses (5.5%) | |

II. Cash Gifts and Contributions

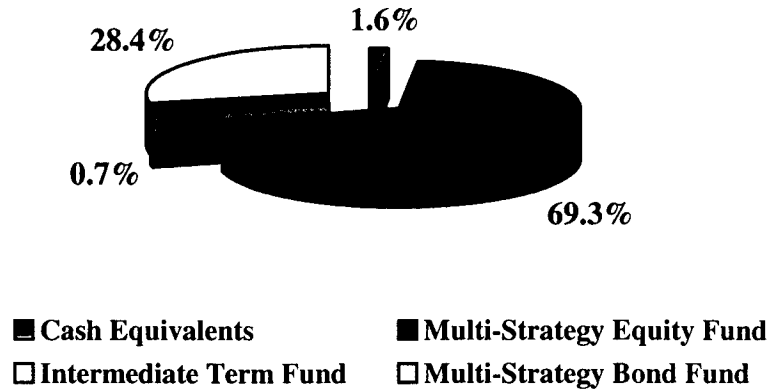
The following cash gifts and contributions were received during the three months ended September 30, 1999.

• Gifts from the Dr. Laurence L. Jones Estate for the benefit of the Dr. Laurence L. Jones Scholarship Fund	\$	4,134
• A gift from the Chevrolet Motor Division for the benefit of the Sylvia Lewis Scholarship Fund		4,000
• A gift from the Oklahoma Hispanic Professional Association for the benefit of the OU General Scholarship Fund		3,000
• A gift from Bank of America for the benefit of the Sylvia Lewis Scholarship Fund		2,000
• Gifts from the Society of Hispanic Professional Engineers for the benefit of the OU General Scholarship Fund		1,500
• A gift from the Lowe's Charitable and Educational Foundation for the benefit of the OU General Scholarship Fund		1,000
• A gift from the Hacemos Scholarship Foundation for the benefit of the OU General Scholarship Fund		250
	<u>\$</u>	<u>15,884</u>

III. Consolidated Investment Fund (CIF)

• **Asset Allocation**

Cash and investments held by the CIF at September 30, 1999, had a market value of \$35,396,772, down \$1,406,590 (-3.8%) from June 30, 1999 and up \$8,581,330 (32.0%) from September 30, 1998. The asset allocation of the CIF as of September 30, 1999 is summarized below.



• **Target Asset Allocation**

The Investment Policy for the Regents' Fund establishes a Target Asset Allocation. Equities will comprise 65-75% of the portfolio while fixed income will comprise 25-35% of the portfolio.