

**MINUTES OF A REGULAR MEETING
THE UNIVERSITY OF OKLAHOMA BOARD OF REGENTS
January 29-30, 2002**

MINUTES

Regular meeting held on December 6-7, 2001 (27832)

Special meeting held on December 13, 2001 (27832)

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**MINUTES OF A REGULAR MEETING
THE UNIVERSITY OF OKLAHOMA BOARD OF REGENTS
JANUARY 29-30, 2002**

A regular meeting of the Board of Regents governing The University of Oklahoma, Cameron University, and Rogers State University was called to order on Tuesday, January 29, 2002 in the Scholars' Room, Oklahoma Memorial Union, Norman Campus, beginning at 3:05 p.m.

The following Regents were present: Regent Robin Siegfried, Chairman of the Board, presiding; Regents Mary Jane Noble, G.T. Blankenship, Stephen F. Bentley, Christy Everest, and Tom Clark. Regent Paul D. Austin was absent from 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 J. Ferretti, Vice President Brian Maddy, Vice President Kenneth D. Rowe, Joseph Harroz, Jr., General Counsel, 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 Don Sullivan, and Vice Presidents Anthony Pokorny, Linda Dzialo and John Sterling.

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

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 3:00 p.m. on January 28, 2002, both as required by 25 O.S. 1981, Section 301-314.

MINUTES

Regent Blankenship moved approval of the minutes of a Regular Meeting held on December 6-7, and the Special Meeting held on December 13, 2001 as printed and distributed prior to the meeting. The following voted yes on the motion: Regents Noble, Blankenship, Bentley, Everest and Clark. The Chair declared the motion unanimously approved.

ROGERS STATE UNIVERSITY

REPORT OF THE PRESIDENT OF THE UNIVERSITY

President Wiley provided each of the Regents with a calendar of spring events and highlighted a few special ones. On March 1 the annual Carl G. and Gladys L. Herrington Lecture will take place. The keynote speaker will be James M. Epperson, Jr., president of Southwestern Bell - Oklahoma. Also on March 1, the new Residence Hall will be used to host an overnight visit by prospective students. The evening will feature dinner, a movie and other fun activities, coupled with a night in RSU's progressive and contemporary

residence environment. A final enrollment report will be prepared for the next Regents' meeting, but head count enrollment is up 15% over last spring and full-time equivalent enrollment will be up over 20% from last spring. Finally, the campaign to raise \$2 million in scholarship funds is well underway. Since December 1, a little over \$300,000 has been raised.

FISCAL YEAR 2002 REVISED EDUCATIONAL AND GENERAL BUDGET

The Rogers State University 2001-2002 Educational and General Budget has been revised following guidelines issued by the State Regents for Higher Education.

The budget decrease of \$128,598 was submitted for Regents' approval.

President Wiley recommended approval of the revised 2001-2002 Educational and General Budget.

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

REAPPOINTMENT OF EXTERNAL AUDITORS - RSU

At its February 2001 meeting, the Board of Regents selected the public accounting firm of Cole & Reed, P.C. to provide audit, tax and compliance services for five fiscal years (renewable each year) beginning with the fiscal year ended June 30, 2001. Cole & Reed, P.C. has agreed to provide their second year of services to the University as outlined below:

General Purpose Audit	\$16,000
OMB Circular A-133	3,200
Tax Return (990-T)	2,200
KRSC-TV Audit	4,800
Total Requirement	<u>\$26,200</u>

The total audit, tax and compliance fees for FY 2002 amount to \$26,200, an increase of \$1,700 (6.9%) when compared to the FY 2001 fees. This increase is based upon Cole & Reed's inflationary bid.

President Wiley recommended the Board of Regents:

- I. Reappoint the public accounting firm of Cole & Reed, P.C. to serve as the University's external auditors for the purpose of providing auditing services for the University and the University television station. Such services will encompass the financial statement audit, compliance audits and any required tax services for the year ending June 30, 2002; and,
- II. Authorize President Wiley or his designee, to execute the engagement of this firm for these services for the fiscal year ended June 30, 2002, the second year of their five-year proposal.

After a report of discussions of the RSU Committee, action on this item was tabled pending further review. (See page 27883.)

QUARTERLY REPORT OF PURCHASES

The Board of Regents' policy governing acquisition of goods and services states that all purchases over \$125,000 must be referred to the Board for approval. Additionally, the policy states that a report summarizing the items is provided quarterly to the Board as an information item.

- I. Purchase obligations from \$75,000 to \$125,000,
- II. Acquisition of goods and services pursuant to and funded by sponsored grants and contracts between the amounts of \$125,000 and \$300,000, and
- III. Sole Source procurements in excess of \$35,000

Rogers State University did not have any purchases to report for the second quarter.

This item was reported for information only. No action was required.

QUARTERLY FINANCIAL ANALYSIS

The Quarterly Financial Analysis reports for the period starting October 1, 2001 and ending December 31, 2001 were submitted for review.

FINANCIAL ANALYSIS FOR THE PERIOD FROM JULY 1, 2001 TO DECEMBER 31, 2001

Statement of Revenues and Expenditures – Education and General, Part I - Unrestricted

Total revenues collected year-to-date of \$8,170,860 represents 49.3% of the revised current year budget. Year-to-date expenditures totaled \$7,133,250 or 38.7% of the revised current year budget.

Statement of Revenues and Expenditures – Education and General, Part II - Restricted

Total revenues collected year-to-date of \$4,644,397 represents 60.3% of the revised current year budget. Year-to-date expenditures totaled \$2,877,204 or 37.7% of the revised current year budget. Expenditures may exceed revenues since RSU must expend restricted funds before it can be reimbursed.

Auxiliary Revenues by Source and Auxiliary Expenditures by Type

Total revenues collected year-to-date of \$1,010,781 represents 48.3% of the revised current year budget. Year-to-date expenditures totaled \$809,619 or 38.7% of the revised current year budget.

Schedule of Reserves

Reserves for Education and General, Part I were 22.1% of the total budget and represent discretionary funds at the beginning of the fiscal year which were not obligated for current year expenditures. As of December 31, 2001, the University has not yet found it necessary to use any of these reserve funds.

Reserves for Education and General, Part II include federal, state, and private funds which are expended and later reimbursed by the granting agencies, therefore, no reserves are maintained.

Reserves for Auxiliary Enterprises and Plant Funds are considered discretionary and available for expenditures in accordance with applicable guidelines and limitations.

This report was presented for information and discussion. No action was required.

RATIFICATION OF ADMINISTRATIVE AND PROFESSIONAL PERSONNEL ACTION

APPOINTMENT:

Meadors, Mark, Comptroller/Assistant Vice President for Business Affairs, annualized rate of \$82,000 for 12 months (\$6,833.33 per month), effective January 8, 2002.

Mr. Meadors has a BS in Accounting from the University of Central Oklahoma and is a Certified Public Accountant. He has worked for the last 8 ½ years for the Oklahoma office of State Finance and has served since 1999 as the State Comptroller for the State of Oklahoma. He has worked professionally in private business and government for the past 19 years.

President Wiley recommended the Board of Regents ratify the approval of the administrative and professional personnel action listed above. Emergency approval was granted by Chairman Siegfried on December 16, 2001.

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

LITIGATION

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

CAMERON UNIVERSITY

REPORT OF THE PRESIDENT OF THE UNIVERSITY

Spring Enrollment Up Significantly at Cameron

Enrollment at Cameron University for the Spring 2002 semester increased significantly over the same period one year ago, according to statistics compiled January 23 by CU Information Technology Services. Data indicate that 5,000 students are enrolled at Cameron – up seven percent from the Spring 2001 semester. The bulk of the increase came from undergraduate enrollment, while graduate enrollment held steady. Cameron's enrollment increase is well above the state average. Data released last week by the Oklahoma State Regents for Higher Education indicated that statewide college enrollment was up 4.6 percent.

MBA Degree Program to be Delivered to Marines

Cameron has won a bid to offer its MBA program to the U.S. Marine Corps. The project is part of a joint effort with The University of Oklahoma offering specific undergraduate and graduate level programs. CU business faculty will travel to remote locations for face-to-face delivery in a condensed-course format. Cameron currently offers its MBA program in partnership with OU to eight Department of Defense locations in Europe. The Marine contract will add 19 additional locations to the existing course delivery schedule. The first courses under the Marine contract will be conducted on the East Coast this spring. Next year the program will expand to the West Coast and to the Pacific, including Hawaii and Japan. Delivery of courses to the Marines will mirror Cameron's enormously successful European MBA program. Although the condensed format is intense, students have performed well in the courses and comparably on their Comprehensive Exams.

Study Shows CU Degree Still One of Most Affordable in State

While a newly released study indicates that a significant percentage of Oklahoma's public and private higher education institutions are out of reach for low and median-income students, Cameron continues to rank as one of the most affordable. The Lumina Foundation for Education study, *Unequal Opportunity: Disparities in College Access Among the 50 States*, shows that one-fourth of the state's 36 public and private institutions are unaffordable for dependent low-income students. Not only did Cameron rank as one of six of Oklahoma's four-year public universities that dependent low-income students can attend without taking out educational loans, it was also one of only a handful found to be affordable for independent low-income students and for both dependent and independent median-income students. The study, which based its analysis on 1998 federal statistics on income, enrollment and financial aid, showed that nearly 55 percent of Oklahoma's recent high school graduates enrolled in college. It also showed that the state's higher education institutions attracted approximately 1,500 more students from outside the state than Oklahoma lost to out-of-state colleges and universities.

Economic Development Consultant Begins Duties

A former Oklahoma Department of Commerce executive with nearly 20 years of experience in community and economic development will lend his expertise to efforts to improve Southwest Oklahoma's economy. Gary Miller, most recently the director of the Seminole Economic Development Council, will act as a consultant for Cameron and the City of Lawton. Miller's one-year contract will be administered by the University, and he will be actively involved in CU's Center of Excellence for Economic Development. His duties include examining the status of Lawton-Fort Sill's current economic development initiatives to determine which assets the region has at its disposal to attract high-tech industries. He will also promote the growth of companies already located here. Miller will work with city officials, university administrators and such local entities as Fort Sill, the Lawton-Fort Sill Chamber of Commerce and Industry, Great Plains Technology Center and the Southwest Oklahoma Advanced Technology Association, utilizing their

collective knowledge and expertise to develop a marketing strategy for the region. Armed with that information, he will work to recruit knowledge-based industries that can provide high wages, skilled jobs and capital investments for Comanche County and the surrounding area.

Enrollment in Online Courses Nears 700 Mark

Spring enrollment in 25 college courses offered over the Internet by Cameron has attracted 683 students, according to data compiled by the University's online education task force. Enrollment in online classes will generate more than 2,000 hours of credit hour production this semester. Additional courses are under development, allowing CU to offer 17 courses online during the Summer 2002 semester, then expand the selection to 32 courses next fall.

CU Bookstore Manager Receives High Honor

Deborah Brown, who oversees the operation of the CU Bookstore in the Clarence L. Davis Memorial Student Union, has been selected as a "2001 P.R. Litzsinger Store Manager of the Year" by the Follett Higher Education Group. The award is presented annually to one store manager in each of the company's three business tiers. Brown received the gold award, which is presented to the manager of a store serving four-year universities. Winners are nominated by employees and must perform in a manner that creates a quality working atmosphere that emphasizes customer service. Brown is a 1976 Cameron graduate and has been employed by the CU Bookstore since 1977.

Campus Activities Draw Increased Participation from Students

Student involvement in campus activities was up during the fall, according to information compiled by the CU Programming Activities Council. PAC-sponsored events attracted participation from 2,955 students during the Fall 2002 semester. This is an increase of more than 850 students – approximately 12 percent – over the Fall 2001 semester.

Mathematics Professor to Edit Research Journal

Mathematics professor Dr. Ioannis K. Argyros has added another journal to the growing list of publications he edits promoting research. Argyros was recently appointed editor of the *International Journal of Pure and Applied Mathematics*, a peer-reviewed mathematics publication. Argyros is a founder of Cameron's electronic publication, the *Southwest Journal of Pure and Applied Mathematics*, and serves as its editor-in-chief. He also edits three other math research journals and has authored eight books since he came to Cameron. He has lectured widely in the U.S. and Europe and has authored more than 300 mathematics research articles. Last February Argyros received a 2001 Distinguished Research Award from the Southwest Oklahoma Advanced Technology Association for his work in math research.

Golf Coach Wins District Honor

Cameron men's golf coach Jerry Hrniciar was named "Sun Mountain Sports 2001 Division II District 6 Golf Coach of the Year" – the eighth time he has been honored as a district coach in his career. Hrniciar directed his CU squad

to a ninth-place showing at the NCAA II championships last year, and was named 2001 Lone Star Conference Coach of the Year after his team won its fifth conference title. During his career at Cameron, Hrniciar has coached 24 All-Americans and 15 Academic All-Americans.

President Davis also read the following statement:

As part of an extended president's report, I would like to share a few recollections and thoughts with you. Please bear with me for the next few minutes.

My association with Cameron spans nearly half a century. I came when my dad became president in the summer of 1957, returned as a student in the 1960's, was Cameron's champion in the Oklahoma House of Representatives during the decade of the 1970's, and, after being recommended by a search committee composed of faculty, staff, students and alumni, was selected by the A&M Board of Regents as President in the summer of 1980. Some of you remember some of those events. Very few remember all of them.

Only Nance-Boyer, West Hall, the Gymnasium and the Physical Facilities buildings remain from the campus of the 1950's. The 1960's brought our first Davis Student Union, and then its expansion; the construction of Burch and Howell Halls for classrooms; the Library; the Physical Sciences Building with its three fume hoods to facilitate the teaching of chemistry; and the Administration Building.

During the latter part of the 1970's, we in the legislature were able to provide some capital funding for higher education. Cameron's projects included the Fine Arts Complex, which I sponsored as Chairman of the House Appropriations and Budget Committee. The complex remains an attractive and functional home for our Fine Arts departments.

Toward the end of the decade, Cameron joined the frenzy to build dormitories financed by revenue bonds, and Shepler Center was born. We came face to face with financial reality early in the 1970's. The assumptions upon which our housing and auxiliary enterprises bond issues was based were proved erroneous. We couldn't make our mortgage payments. Just to satisfy principal and interest requirements on our debt, more than half the Davis Student Union, half of Shepler Center, all of the Business School, all of West Hall and the now demolished Cameron Hall were leased to outside agencies.

Some at Cameron can still recall the "Property of U.S. Government - No Trespassing" signs which were posted in strategic locations across campus. To add insult to injury, Cameron faculty were not allowed to participate in the educational programs of the federal government housed on the campus. And, we received no funds from the lease of nearly half our campus over and above the sums required to be paid to bondholders and as reimbursement for cleaning, maintenance and food services.

Within days of my becoming president, I learned the unvarnished truth about our auxiliary enterprises. We were more than \$6 million in debt. We had committed most of our assets to ventures which would allow us to break even

at best. We had withheld from our students and faculty facilities which were absolutely critical to the success of our academic and student affairs programs. Some of our faculty remember their offices and teaching areas in the South Hall and North Hall WPA projects.

Oklahoma's booming economy and interest rates that soared to annual rates of 18 percent and higher in 1981 and 82 provided an opportunity to free us from our bonded indebtedness. I knew from my experience as a bond lawyer that if we had \$2 million which we could invest at 18 percent, we could establish an escrow that would pay off the \$6 million we owed which had been borrowed at six percent interest. So I set out to gather up \$2 million.

Speaker of the House Dan Draper and Senate President Pro Tempore Marvin York allowed me to write the legislation which authorized Cameron, Northeastern and Northwestern to use earnings from one of the state's surplus accounts to satisfy bond payments at the three institutions. State Treasurer Leo Winters then used the designated surplus account to purchase a \$50 million certificate of deposit from First National Bank in Oklahoma City. The bank immediately prepaid approximately \$6 million in interest which would become due on the CD at a future date. Those funds then became available to purchase U. S. Government bonds, which were paying 18 percent, for use by the three universities. The bonds were put in trust and Cameron was debt-free, and had \$1 million in reserves released from the original bond issue for the renovation and repair of the buildings in the auxiliary system.

Governor George Nigh had intended to use the \$50 million from the surplus account to build a new prison. Needless to say, he was chagrined to learn that he would have to wait until the certificate of deposit at First National matured some years in the future to reclaim the full principal. All the future earnings were safely in an irrevocable trust benefiting the three universities. It's the only time I can remember in recent Oklahoma history when higher education won out over prisons in a battle for funds.

The process I have just described for satisfying a debt through the pledge of other bonds is called defeasance in the language of bond lawyers and underwriters. After studying what we had done, other universities in the state used the same mechanism to pay off much of their debt at 30 to 40 cents on the dollar. Cameron's leadership became a benefit for the entire state system.

On our campus, the effect of reclaiming the university's resources and putting them to work in support of our academic mission was perhaps the most singularly significant event of the last 20 years. Suddenly, we had room to grow the university. The School of Business found a home, as did History, Political Science and Sociology. Other departments were reallocated much-needed space. We were able to achieve the goal of providing a private office for each faculty member. It is almost laughable to think that such a basic necessity did not exist before. The reclaimed space also allowed us to begin building the system of delivering the myriad of services we call Student Affairs today. And, finally, our students and faculty could wander our campus at will without fear of prosecution for trespass.

With room to grow our programs, we turned our focus in the mid-80s to achieving an expanded mission of providing graduate programs. It seemed a logical course, since there was no resident graduate education south of Interstate 40 and west of Interstate 35. But, it required a change in institutional function, and no change in function had been authorized by the State Regents for any Oklahoma institution since Cameron made the transition from a junior college to a baccalaureate college in 1966, some 20 years earlier. The other colleges had opposed us in 1966 and were likewise united in their opposition to the proposed expansion in 1986.

In the end, we prevailed. Instrumental in that victory was State Representative Jim Glover of Elgin. With the authorization to offer graduate programs, Cameron satisfied all criteria for sharing in Section 13 and New College funds, a source for capital improvements and major equipment purchases which before had been available only to those institutions designated as eligible in the State Constitution. It was the first time since statehood that any institution had been added to the funding pool. We had taken a giant step toward parity in funding with other regional universities.

During a dinner in Lawton in the Spring of 1992, OU Regent Vic Williams and I concocted a plan to transfer governance of Cameron from the A&M Board of Regents to the OU Board. I drafted the legislation effecting the transfer, perfected it with the assistance of Fred Gipson, then OU legal counsel, and Representative Sid Hudson inserted it in a conference committee report which could be voted up or down, but not amended, by the entire house and senate. It was approved, and Governor David Walters signed the bill into law on the Cameron campus.

In the meantime, Vic Williams died, leaving Cameron and me without a direct link to our new governing board. I can still remember the first meeting I had with Chairman Murray Gullatt, who told me he vaguely remembered having a conversation with Vic about the transfer, but could recall none of the details. "Now, tell me once again," Murray commanded, "why this is such a good deal."

There were Regents I had long known and admired, like G. T. Blankenship, who figured out how to make the new association not only a good deal, but a great one, and made us in the Cameron community feel welcome.

The Cameron-OU relationship has indeed prospered through a give and take process in which each institution capitalizes on the strengths and resources of the other. OU offers its baccalaureate nursing degree and masters in communications on the Cameron campus, and perhaps soon will expand the health sciences offerings with the establishment of a clinic for the OU Med School's Family Practice Residency. In turn, Cameron has exported its uniquely formatted MBA to nine sites in Europe as a partner with the OU College of Continuing Education. That partnership will expand to 19 new Marine Corps sites across the United States and the Pacific beginning later this spring.

President David Boren and I have been friends and colleagues for more than 30 years, first in the OU College of Law, then as members of the House of Representatives. When he was governor and I was appropriations chair, I sponsored some of his legislative program. We have worked together well as

presidents of our respective institutions, and recently have agreed to redouble our efforts to find new joint ventures for Cameron and OU. In the coming months, we hope to launch new initiatives.

Cameron has never been in better shape academically. Our superbly qualified and committed faculty have long provided instruction unequalled in Oklahoma and are making significant advances in both pure and applied research. We are without peer in the state in the application of technology to learning and the development of campus-produced online courses. We are in fact ready for whatever the future may bring.

Our over all institutional accreditation, approved last fall by the North Central Association, is for the longest duration authorized by that organization, and has virtually no restrictions on our ability to satisfy our mission. We have fresh disciplinary accreditations in business, technology, music and education, where our CAMSTEP program has been designated as a national exemplary model. Our Army ROTC program is the largest in Oklahoma and top-ranked in the region. The cumulative grade point average of all our athletes is a 3.0 and four of our eight teams have been ranked in the top 30 in the nation in their sports during the past year.

The citizens of Lawton have given phenomenal support for our initiatives. We have more endowed faculty positions than does any other regional university, and trail only OU and OSU in the state. Over the past 10 years, our foundation assets have grown from less than \$2 million to more than \$14 million, even with recent problems in the stock market. Membership in our President's Partners organization is approaching 300. The group is composed of individuals who either give \$1,000 annually, or have completed a 10-year pledge of \$1,000 annually. State foundations such as Noble, Sarkeys, Kerr and McCasland join the local McMahon Foundation in providing support for our programs, and the \$6 million computer given us by Wal-Mart certainly ranks among the largest gifts to a regional institution.

Cameron pierced the OU-OSU-Tulsa University cartel on research grant funding from the Oklahoma Center for the Advancement of Science and Technology, the first regional university to do so. Our two privately funded research laboratories in the biological and physical sciences are unique entities in our institutional tier.

More than 100 leaders from Southwest Oklahoma participated actively in our Smart Economy Task Force which has charted a course for promoting high-tech business development in our area and creating good-paying, quality jobs for our citizens. As an outgrowth of the study, the State Regents and the City of Lawton have put their money in a partnership with Cameron for a three-year project to provide a development professional to boost knowledge-based industry in and around Lawton. This is the first project of its kind for Oklahoma and I believe establishes a paradigm for shaping our state's future. State Regent Bill Burgess has been tireless in his support for Cameron.

Those of us on the Cameron team are justifiably proud of our accomplishments. We have been good stewards not only of the public funds, but, more importantly, the public trust. Our united and untiring efforts have made us an excellent university. We have accomplished our mission.

I have been privileged to lead these efforts as president for 22 years. It has been an exciting and enriching experience for me. It has made me proud and at the same time humbled to be associated with the most incredibly intelligent and caring people on earth — the Cameron faculty and staff. I cherish the time spent with Cameron students. I am professionally fulfilled.

All good things must end, and it is time for me to retire. I request that my retirement be effective June 30, 2003. The search for my successor should involve Cameron faculty, staff, students and alumni and can be completed in time for a new president to assume duties no later than January 1, 2003. I would like to be designated President Emeritus when the new president comes and complete the 2003 Spring Term with an off-campus assignment.

I want to thank this Board of Regents and the A&M Board for providing unfailing support during my service as President. Your counsel and guidance have made possible the extraordinary accomplishments of Cameron University.

Chairman Siegfried thanked President Davis for a great dissertation on the history of Cameron University and said that this is a document to be cherished. He stated his and the Board's appreciation of the service Dr. Davis has rendered and wished him well. Regent Blankenship said, "When Cameron came to this Board for governance it was a surprise to some of us. I think it has been a very enriching relationship for this Board as Cameron's size has made it possible for us to have insight into OU's various colleges that we would never have but for the relationship with Cameron. I think I have expressed that to you, Don, and it has been very good for this Board. We wish you the very best."

E&G BUDGET REDUCTION

This reduction in the budget is required by the Oklahoma State Regents for Higher Education because of the revenue shortfall. The reduction will come from the following activities:

Instruction - Teaching Salaries	\$114,770
Academic Support - Professional Salaries	\$ 10,000
Institutional Support - Professional Salaries	\$ 15,000
Operation & Maintenance of Plant	
Non-Professional Salaries	\$ 30,000
Utilities	<u>\$ 45,000</u>
Total Education & General Budget	\$214,770
Section 13 Offset - Fund 295	<u>\$ 1,497</u>
Total Reduction	\$216,267

President Davis recommended the Board of Regents approve a reduction in the budget for fiscal year 2001-2002 in the amount of \$216,267.

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

ESTABLISHMENT OF THE JACK AND JOYCE AMYX ENDOWED LECTURESHIP

Jack and Joyce Amyx have donated \$12,500 to advance the quality of education in business at Cameron University and in Southwest Oklahoma. The Amyx gift has been matched by \$12,500 from the McCasland Foundation to create a total gift of \$25,000. In recognition of this gift, President Davis recommends the establishment of the Jack and Joyce Amyx Endowed Lectureship in Business Education, and asks approval to seek matching funds from the Endowed Lectureship Program of the State Regents.

President Davis recommended the Board of Regents approve the establishment of the Jack and Joyce Amyx Endowed Lectureship in Business Education at Cameron University and the application for matching funds from the Oklahoma State Regents for Higher Education.

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

ESTABLISHMENT OF THE AJAY AND SHIREEN BHARGAVA ENDOWED LECTURESHIP

Ajay and Shireen Bhargava have donated \$12,500 to foster greater awareness of the country of India in studies at Cameron University and in Southwest Oklahoma. The Bhargava gift has been matched by \$12,500 from the McCasland Foundation to create a total gift of \$25,000. In recognition of this gift, President Davis recommends the establishment of the Ajay and Shireen Bhargava Endowed Lectureship in India Studies, and asks approval to seek matching funds from the Endowed Lectureship Program of the State Regents.

President Davis recommended the Board of Regents approve the establishment of the Ajay and Shireen Bhargava Endowed Lectureship in India Studies at Cameron University and the application for matching funds from the Oklahoma State Regents for Higher Education.

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

ESTABLISHMENT OF THE EDWARD AND LENORE HAMRA ENDOWED LECTURESHIP

Edward and Lenore Hamra have donated \$12,500 to advance the quality of education in retail marketing studies at Cameron University and in Southwest Oklahoma. The Hamra gift has been matched by \$12,500 from the McCasland Foundation to create a total gift of \$25,000. In recognition of this gift, President Davis recommends the establishment of the Edward and Lenore Hamra Endowed Lectureship in Retail Marketing, and asks approval to seek matching funds from the Endowed Lectureship Program of the State Regents.

President Davis recommended the Board of Regents approve the establishment of the Edward and Lenore Hamra Endowed Lectureship in Retail Marketing at Cameron University and the application for matching funds from the Oklahoma State Regents for Higher Education.

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

CURRICULUM CHANGES

The Oklahoma State Regents for Higher Education confer upon each institution the authority to add, modify and delete courses, but require that the changes be communicated to them for information only. The course addition and modifications itemized below have been approved by the Provost of Cameron University, upon recommendation of the cognizant departments and deans, and approved by the Curriculum Committee and Graduate Council.

COURSE ADDITIONPrefix & No.Title

PSYCH 5013

Research Methods in the Behavioral Sciences

COURSE MODIFICATIONS

Prefix and No.	Title	Comments
EDUC 3533	Teaching Intermediate/Middle School	Change in prerequisites.
SP ED 3103	The Exceptional Child	Change in prerequisites.
PSYCH 5993-6	Thesis	Change in prerequisites and description

President Davis submitted the above course additions and modifications to the Board of Regents for information only. No action was required.

NONSUBSTANTIVE PROGRAM CHANGE

The Oklahoma State Regents for Higher Education confer upon each institution the authority to approve program modifications that are non-substantive, but require the changes to be communicated to them for information only. The program modification listed below has been approved by the Provost, Cameron University, based on the recommendation of the appropriate department and dean, and the Graduate Council. It is being forwarded to the Board of Regents for information only.

NON-SUBSTANTIVE PROGRAM MODIFICATION

PROGRAM	PROPOSED MODIFICATION	COMMENTS
Master of Science in Behavioral Sciences (610)	Replace the required course of EDUC 5103 - Introduction to Graduate Research, with a new course, PSYCH 5013 - Research Methods in the Behavioral Sciences	There are no proposed changes to the degree program's objectives or requirements except the replacement of a core educational research course with a new behavioral science research course.

This was reported for information only. No action was required.

LITIGATION

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

ACADEMIC PERSONNEL ACTIONS

Regent Everest moved the Board meet in executive session for the purpose of discussing personnel-related issues. The following voted yes on the motion: Regents Noble, Blankenship, Bentley, Everest and Clark. The Chair declared the motion unanimously approved.

The executive session was held in the same location and began at 3:50 p.m.

The meeting reconvened in regular session at 5:10 p.m.

ACADEMIC PERSONNEL ACTIONS

Davis, Don. C, President

APPOINTMENT:

Gross, Louise, M.S., Assistant Professor, Center of Excellence in Advanced Computing Technology. Annual rate of \$42,000 for twelve months, January 2, 2002 through June 30, 2002. Tenure track faculty.

RETIREMENT:

Hormann, Virginia, Associate Professor, Department of Physical Science, January 1, 2002.

RESIGNATION:

Hickerson, Teresa, Assistant Professor, Department of Technology, December 19, 2001.

Jackson, Lisa, Instructor/Librarian, Library, January 4, 2002.

President Davis recommended approval of the academic personnel actions listed above.

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

The meeting adjourned for the day at 5:15 p.m.

The meeting reconvened at 9:25 a.m. on January 30, 2002.

THE UNIVERSITY OF OKLAHOMA

REPORT OF THE PRESIDENT OF THE UNIVERSITY

President Boren announced that the goal set five years ago of funding 60 Presidential Professorships on the Norman and HSC campuses with an endowment of 9 million dollars has been reached. As of now we have 62 Presidential Professors on the two campuses and have reached 8.5 million dollars in endowment funds. Two gifts for the program were received in December from the Robert Glenn Rapp Foundation of Oklahoma City and from the estate of one of our alumni, Robert McKinney, who was the publisher of the *Santa Fe New Mexican*. The appointment to a Presidential Professorship is a very good device for recognizing excellence in the faculty and is for a four-year term. Those at the full professor rank are awarded an additional \$10,000 stipend on top of normal compensation, while those in the junior ranks are awarded \$5,000. People can be reappointed, but must go back in the competitive pool. Our new internal goal is to have 80 Professorships, permanently endowed with a little over 11 million dollars. Just to give a little insight into what the Presidential Professorships mean and the kind of people we have occupying those positions, President Boren asked two of our Presidential Professors to make brief remarks today. Ruth Okediji is a professor of law who has been honored with both the Regents' Award for Superior Teaching and with the Student Bar Association outstanding professor award. She began her term in 1997 as the Edith K. Gaylord Presidential Professor. Doug Gaffin is an associate professor of zoology. He teaches the introductory zoology course to 1500 undergraduates every year and every year students have rated his course as one of the top five offered in the College of Arts and Sciences. Both professors expressed their appreciation for the award and encouraged future support of the Presidential Professors program.

Professor Okediji spoke of the financial impact of the award, allowing her to work with the federal government and the United Nations on copyright and intellectual property issues and being able to explain whom Edith K. Gaylord was and talk about and represent The University of Oklahoma. She recently worked with the Department of Commerce in dealing with pharmaceutical companies and the reasonable access to necessary drugs.

Professor Gaffin studies the sensory biology of scorpions. He exhibited a specimen from his research and demonstrated the scorpion's luminescence under a black light. He also discussed the financial impact of the award, allowing him to fund a research trip for three students to survey the Guadalupe Mountains National Park.

COURSE ADDITIONS AND DELETIONS - HSC

The Oklahoma State Regents for Higher Education require that all course additions and deletions be presented to the institution's governing board before they are forwarded for their consideration. Attached is a list of all such course additions that have been approved by the Senior Vice President and Provost, Health Sciences Center, upon the recommendation of the cognizant departments and colleges, the Graduate College when appropriate, and the Academic Program Council. In summary, this list of course changes includes:

Three (3) course additions to fill curricula deficiencies and respond to student interest,
and
One (1) course deletion to remove course duplication.

If approved by the Board of Regents and the Oklahoma State Regents for Higher Education, these changes will take effect with the Spring 2002 semester.

COURSE CHANGES 2002-2003

Course Additions

BMSC 6122 Tumor Biology/Pharmaceutical Principles
BMSC 6102 Neurobiology
BMSC 6103 Systemic Biology

Course Deletion

BMSC 6045 Integrative Biology II

President Boren recommended approval of the course additions and deletion proposed for the Health Sciences Center campus.

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

IMPLEMENTATION OF A MASTER OF SCIENCE IN GENETIC COUNSELING PROGRAM - HSC

To meet the growing national need for trained genetic counselors, the Graduate College and the Department of Pediatrics propose the creation of a Master of Science graduate degree program in Genetic Counseling. During the coming years, the number of patients and family members requesting genetics counseling nationally and within the state will far exceed the number of trained genetic counselors. In its current directory, the National Society of Genetic Counselors (NSGC) has 1,700 members: 1,347 full members and 353 student, associate and emeritus members. In Oklahoma, there are only three certified genetic counselors.

Genetic counselors have a unique role in clinical research, and in evaluation, counseling, educating and advocating for genetics patients, their role requires an understanding of and participation in highly technical areas of genetics and counseling research. Genetic counselors are also charged with the service responsibility of translating this complex information for other medical professionals, patients and their families in a manner that is precise and readily understandable

The implementation of this degree program requires the addition of thirteen (13) new courses, and will be taught by current OUHSC faculty.

If approved by the Board of Regents and the Oklahoma State Regents for Higher Education, this program will take effect with the Fall 2002 semester.

GENETIC COUNSELING COURSE ADDITIONS 2002-2003

Course Additions

GENC 5003	Topics in Genetic Counseling I
GENC 5013	Topics in Genetic Counseling II
GENC 5023	Psychosocial Aspects of Genetic Counseling
GENC 5033	Medical Genetics
GENC 5043	The Genetic Basis of Inherited Disease
GENC 5203	Medical Genetics Clinic Practicum
GENC 5213	Amniocentesis Clinic Practicum
GENC 5313	Prenatal Ultrasound Clinic Practicum
GENC 5303	Advanced Genetics Clinic Practicum
GENC 5113	Cytogenetics Laboratory Practicum
GENC 5123	Molecular Genetics Laboratory Practicum
GENC 5103	Biochemical Genetics Laboratory Practicum
GENC 5980	Research for Master's Thesis

President Boren recommended approval of the proposed degree program for the Health Sciences Center campus.

Regent Blankenship moved approval of the recommendation. The following voted yes on the motion: Regents Noble, Blankenship, Bentley, Everest and Clark. 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 2001-2002 is shown below.

STUDENT COUNCIL BUDGETS											
For Fiscal Year 2001-2002											
	College of Medicine	College of Dentistry	College of Nursing	College of Public Health	College of Allied Health	College of Pharmacy	OUHSC Student Association	Graduate College	Physician Associate Program	College of Medicine Tulsa	TOTAL
Beginning Cash Balance	30,336	61,345	9,216	4,314	19,587	33,321	400	10,665	3,790	5,876	178,850
Income:											
Estimated Activity Fees	64,540	31,000	29,000	8,650	33,700	37,596	25,833	10,032	11,500	4,620	256,471
Other Revenue	11,700	15,000	2,000	0	4,200	0	0	12,631	1,750	0	47,281
Less 5% Reserve	-3,227	-1,550	-1,450	-433	-1,685	-1,880	-1,296	-1,666	-575	-231	-13,993
Total Available Funds	103,349	105,795	38,766	12,531	55,802	69,037	24,937	31,662	16,465	10,265	468,609
Expenditures:											
Insurance	0	0	4,000	0	6,750	0	0	0	6,027	0	16,777
Student Association	14,330	1000	2,000	3,000	0	1,735	2,185	900	0	0	25,150
Social Activities	27,700	8,000	3,000	500	7,200	3,650	11,609	2,000	0	3,000	66,659
Graduation	2,300	12,000	14,500	3,000	7,000	16,000	0	4,200	5,500	0	64,500
Travel	9,600	0	500	0	9,000	2,350	0	0	0	500	21,950
Operating	350	2,000	2,000	500	12,900	4,030	2,500	0	200	0	24,480

Class Allocation	14,000	16,000	2,000	2,896	0	1,000	5,000	3,000	0	0	43,896
Education Activities	4,200	5,000	1,500	500	500	3,150	2,000	12,500	0	0	29,350
Miscellaneous	8,200	8,000	500	0	6,300	0	1,643	6,000	1,400	3,100	35,143
Total Budgeted Expenditures	80,680	52,000	30,000	10,396	49,650	31,915	24,937	28,600	13,127	6,600	327,905
Estimated Cash Balance											
June 30, 2002	22,669	53,795	8,766	2,135	6,152	37,122	0	3,062	3,338	3,665	140,704

President Boren recommended approval of the allocation of student activity fees for the Health Sciences Center for 2001-2002 to the individual student government groups and that the Regents approve in principle the proposed expenditures listed.

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

PROFESSIONAL SERVICE AGREEMENT - HSC

Renewal –Tulsa Medical Education Foundation

\$7,196,366

College of Medicine, Tulsa – Dean's Office

Term of Agreement 7/01/01 to 6/30/02

Graduate Medical Education Affiliation Agreement

This contract provides funds from the Tulsa Medical Education Foundation for support of patient care services provided by resident physicians and their supervising faculty and certain administrative functions performed by the College. This contract represents an amount of \$590,411 more than the FY01 contract.

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

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

SALE OF KEYS SPEECH AND HEARING CENTER TO OKLAHOMA MEDICAL RESEARCH FOUNDATION - HSC

At the October 30, 2001, Board of Regents' meeting, the sale of the John W. Keys Speech and Hearing Center to the Oklahoma Medical Research Foundation was approved. Subsequently, the Oklahoma Medical Research Foundation requested changes to the Agreement that warranted further review by Legal Counsel and reconsideration by the Board.

The proposed Real Estate Purchase Agreement requires the sale of the Speech and Hearing Center for \$1,000,000, and the receipt of \$2,045,534 from the Oklahoma Capitol Improvement Authority to construct a replacement speech and hearing center. Also, both parties may terminate the Agreement if funding is not received by July 1, 2003. Further, the University has thirty (30) months to complete a new building, with a six (6) month lease-back of the existing facility if necessary.

The Speech and Hearing Center is located at 825 Northeast 14th Street in Oklahoma City. The site is 1.18 acres and the two-story building contains 32,870 square feet. An appraisal, dated June 25, 2001, indicated a value after asbestos abatement and removal of \$1 million. In accordance with the Agreement, the University has completed a survey by a licensed, registered engineer and an environmental audit with asbestos survey, and will provide building plans and specifications, and other documents as required at closing. A Legal Description is provided below.

The University administration recommends the sale of the Speech and Hearing Center to the Oklahoma Medical Research Foundation, contingent upon final review and approval by Legal Counsel and under the contingencies, terms and conditions noted below.

LEGAL DESCRIPTION
FOR OVERALL BOUNDARY OF
JOHN W. KEYES SPEECH AND HEARING CENTER
825 N.E. 14TH STREET

A tract of land lying in the Southeast Quarter (SE/4) of Section Twenty-seven (27), Township Twelve (12) North, Range Three (3) West of the Indian Meridian, in 2nd STATE CAPITOL ADDITION to Oklahoma City, Oklahoma County, Oklahoma, recorded in Book 20, Page 8, and being described as follows:

The East 5.00 feet of Lot Fourteen (14) and all of Lots Fifteen (15) thru Eighteen (18), Block Nine (9) of said 2nd STATE CAPITOL ADDITION, according to the recorded plat thereof.

AND

COMMENCING at the southwest corner of Lot 10, Block 9 of said 2nd STATE CAPITOL ADDITION;

THENCE South 90°00'00" East, along the south line of said Block 9 a distance of 245.00 feet, to the POINT OF BEGINNING said point also being 5.00 feet West of the southeast corner of Lot 14 of said Block 9;

THENCE continuing South 90°00'00" East, along said south line, a distance of 169.30 feet to a point of curvature;

THENCE northeasterly on a curve to the left having a radius of 90.00 feet (said curve having a chord bearing North 45°00'00" East a distance of 127.28 feet) an arc length of 141.37 feet, to a point on the west right-of-way line of McMecham Parkway (Vacated);

THENCE North 00°00'00" East, along said west right-of-way line, a distance of 56.87 feet to the northeast corner of Lot 18, Block 9;

THENCE South 89°45'15" East a distance of 20.00 feet;

THENCE South 00°00'00" West a distance of 184.37 feet, to a point on the centerline of Northeast 14th Street, Vacated by Ordinance No. 5152 and amended by Ordinance No. 5945;

THENCE North 90°00'00" West, along said centerline a distance of 279.30 feet;

THENCE North 00°00'00" East a distance of 37.50 feet to the POINT OF BEGINNING.

Said tracts of land when combined contain 51,493 square feet or 1.1821 acres, more or less.

President Boren recommended the Board of Regents:

- I. Approve the sale of the John W. Keys Speech and Hearing Center to the Oklahoma Medical Research Foundation for \$1,000,000;
- II. Authorize the President or his designee to execute the Agreement and all Documents necessary for the sale; and
- III. Approve the sale subject to the following contingencies:
 - a. The University's receipt of \$2,045,534 in funding through and by the Oklahoma Capitol Improvement Authority;
 - b. The Oklahoma Medical Research Foundation or The Board of Regents of The University of Oklahoma, may declare the Real Estate Purchase Agreement terminated if the funding identified in III (a) has not occurred by July 1, 2003;
 - c. Approval of the Real Estate Purchase Agreement by the Office of Legal Counsel; and
 - d. Approval by the Board of Regents of The University of Oklahoma.

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

ACQUISITION CONTRACTS IN CONNECTION WITH APPROVED AFFILIATION AGREEMENTS - HSC

In previous meetings, the Board of Regents has authorized the Health Sciences Center to enter into affiliation agreements with agencies and organizations located nearby, in order to enable and facilitate the teaching, research and public service missions in the health sciences. Pursuant to these affiliation agreements, the Health Sciences Center purchased the use of property/office space through the following lease agreements:

Lessor Entity	Begin Date	End Date	Square Feet & Description	Amount
HCA	11-01-01	06-30-02	11,131 Clinic/Office Space at O'Donoghue	\$177,194.72

Also for the same purposes, the Health Sciences Center has purchased from affiliated entities the following goods and services:

Seller Entity	Begin Date	End Date	Description	Amount
VAMC	10-01-01	06-30-02	Research Nurse Services	\$47,600.00

No action was required. This item was for information only.

PRODUCTION AND ADVERTISING SERVICES FOR NEW MEDICAL BUILDING - HSC

OU Physicians recently adopted a new name, and will soon dedicate a new building to provide greatly enhanced service to Oklahomans needing specialist care. In light of the major investment in the new building and the dramatic changes in service that it represents to patients, The OU Physicians believe that a major effort should be undertaken to inform the public of its opening and mission.

Advertising will be targeted to reach those most influencing health care decisions for their families. The expected outcome is a dramatic increase in awareness and use of OU Physicians, resulting in a preference for the doctors and growth in their practices. OU Physicians seek to improve the health care of Oklahomans and provide the highest quality of medicine here, so that Oklahomans need not leave the state for the most comprehensive and innovative medical care.

The Purchasing Department sent Requests for Proposal to ten vendors and received three responses. One of the responses was deemed inadequate. Evaluation criteria were experienced in similar promotional campaigns and price.

Fellers Marketing Oklahoma City	\$124,900
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Third Degree Advertising Oklahoma City	\$240,004
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Responses were evaluated by Catherine Bishop, Vice President for Public Affairs; Leslie Gamble, Director of Marketing and Outreach, OU Physicians; and Karen Hicks, Senior Buyer.

Evaluation of the responses indicated that Third Degree Advertising was the only respondent to address all aspects of the scope of work, including the purchase of media buy, as required in the Request for Proposal.

OU Physicians will identify and secure funds for the advertising campaign.

President Boren recommended the Board of Regents authorize the President or his designee to negotiate and award a contract to Third Degree Advertising, in an amount not to exceed \$240,004, for promotional production and advertising services for the new ambulatory care building at the Health Sciences Center, for a period of six months, if in the best interests of the University.

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

HUMAN PATIENT SIMULATOR FOR OFFICE OF EDUCATIONAL DEVELOPMENT AND SUPPORT - HSC

The development of clinical skills is an essential outcome of a modern medical education. Recently, educators in both undergraduate and graduate medical education have been asked to pay increased attention to the development and demonstration of professional skills as evidenced by the Association of American Medical College's Medical School Objectives Project and the Accreditation Council for Graduate Medical Education's Outcomes Project.

Technology has evolved such that high-fidelity patient simulators may now provide medical students with opportunities to develop essential clinical skills. These new simulator systems have been effectively used to teach both routine and uncommon procedures and expose students to rare and life-threatening emergencies in a safe learning environment. Using computerized algorithms these systems can portray physiologic responses with remarkable realism, providing new opportunities for critical thinking and active learning. In addition, these simulators may be used to assess clinical competence, and can be configured to present a group of examinees with realistic yet consistent clinical situations.

The Purchasing department sent invitations to bid to five vendors. Evaluation factors addressed a high-fidelity patient simulator system that can support both basic and advanced training programs and that includes:

- Full-body mannequin
- Numerous computer-controlled physiologic parameters that react and adapt in a physiologic fashion
- Ability to interface with all anesthesia machines, ventilators, respirators, physiological monitors and infusion pumps
- Pericardiocentesis
- Reactive eyes and airways
- Open-system architecture.
- Self-regulating lung model with physiologic gas exchange
- Hand-held instructor's remote control device
- Pulmonary artery catheter and thermodilution cardiac output
- Automated drug recognition system

Two responses were received, and were evaluated by: Dr. Christopher Candler, Assistant Dean, Continuing Education Development and Support; Marleta Briggs, Senior Buyer; and Jan Duke, Purchasing Manager. One of the responses was deemed inadequate. Only the product and services offered by METI met all requirements.

Funds will be available from CLNOP funds (Clinical Operations), Organization COM003.

President Boren recommended the Board of Regents authorize the President or his designee to award a purchase order to METI (Medical Education Technologies, Inc.), in an amount not to exceed \$184,500, for the acquisition of a Human Patient Simulator, including installation, on-site training, and a one-year warranty.

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

COMPUTING ENVIRONMENT FOR UPGRADE TO PEOPLESOFT 8 APPLICATIONS - HSC

The University of Oklahoma Health Sciences Center campus administration utilizes the PeopleSoft Human Resources Management System and the PeopleSoft Financials Management System. The PeopleSoft Student Administration system implementation is nearing completion with all modules to be in use starting March 2002. The next release of the PeopleSoft applications provides full Internet capability allowing for employee and student self-service. HSC must upgrade the current PeopleSoft computing environment in preparation for upgrading the PeopleSoft applications to version 8. This acquisition comprises hardware including web, application and batch servers, software licenses, and installation services.

At its September 2001 meeting the Board authorized the University to include this planned acquisition in an application to the Oklahoma State Regents for Higher Education (OSRHE) for funding under the Master Lease-Purchase program. That application has been approved and the funding secured. The funding must now be used for the purpose intended.

Because of existing infrastructure, this acquisition would qualify as sole-source. However, the elements of the acquisition are covered under State contract, which was awarded under a competitive process. Accordingly, a competitive process under the University's policies and procedures was not required.

Funds for repayment under the Master Lease-Purchase program will be available from Information Technology Department accounts.

President Boren recommended the Board of Regents:

- I. Authorize the President or his designee to negotiate and award a contract to Sun Microsystems, Inc. in an amount not to exceed \$ 872,778, for the acquisition of a computing environment for upgrading to the PeopleSoft version 8 Student Administration System, Human Resources Management System and Financials Management System; and,
- II. Recognize and acknowledge that the University may fund certain costs of the above acquisition using the Master Lease-Purchase Program administered by the Oklahoma State Regents for Higher Education and, in such event, to the extent the University utilizes its own funds for said purposes, it is intended that proceeds of the Master Lease-Purchase program may be utilized to reimburse the University.

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

SCHUSTERMAN CENTER CLASSROOM FACILITIES REMODEL - NC & HSC

At the October 2001 meeting, the Board of Regents approved the Schusterman Center Classroom Facilities Remodel project; ranked Kinslow, Keith & Todd, Inc. highest among five firms to provide professional architectural and engineering services for the project; and authorized the administration to negotiate and execute a consultant contract. An agreement and fee were negotiated, and a contract between Kinslow, Keith & Todd, Inc. and the University was executed. A space planning study and project design were completed, and in order to proceed on

a schedule to enable relocation of College of Pharmacy and College of Nursing programs to the Schusterman Center and to provide expanded space for the student computer lab and studio space for the College of Architecture by Fall 2002, construction documents were prepared for bidding, and the project was advertised for bids.

The project includes the construction of five new distance education classrooms, computer lab, Urban Design/Architecture studio, Pharmacy class lab and Nursing class labs.

I. AWARD CONTRACT FOR CONSTRUCTION

On January 8, 2002, bids for the project were received from ten firms. The bids have been evaluated by the project architects and representatives of the University administration (Wilton Berry, Associate Campus Architect-HSC, Architectural and Engineering Services; Ray List, Director of Operations, Tulsa; and Nancy Lewis, Vice President, OU-Tulsa). A complete tabulation of the bids received is shown below.

It is recommended that a contract in the amount of \$988,600 be awarded to the low bidder, Lassiter Richey Co., Inc. of Tulsa.

TABULATION OF BIDS SCHUSTERMAN CENTER CLASSROOM FACILITIES REMODEL

Lassiter Richey Co., Inc. <u>Tulsa</u>	Murphy Builders <u>Tulsa</u>	Oakridge Builders, Inc. <u>Tulsa</u>
\$988,600	\$990,700	\$1,004,500
J. L. Walker Const., Inc. <u>Oklahoma City</u>	Crossland Const., Inc. <u>Columbus, KS</u>	Magnum Const., Inc. <u>Broken Arrow, OK</u>
\$1,010,450	\$1,021,000	\$1,023,300
The Ross Group <u>Tulsa</u>	Keith Const. Co. L.L.C. <u>Tulsa</u>	Peevy, Inc. <u>Tulsa</u>
\$1,033,000	\$1,036,000	\$1,055,100
D. C. Bass & Sons Const. Co. <u>Enid, OK</u>		
\$1,208,126		

II. SIGN THE AGREEMENT

State statutes allow change orders to be issued for up to fifteen percent of the construction cost for projects costing one million dollars or less. Board approval of this phase of the project will authorize the President or his designee to sign the Agreement for Construction, and will allow issuance of necessary change orders of up to fifteen percent of the contract amount, within project budget limitations.

III. MASTER-LEASE PURCHASE PROGRAM

The Oklahoma State Regents for Higher Education (OSRHE) implemented the Master Lease-Purchase program to facilitate for Oklahoma colleges and universities, acquisitions of long-lived assets using the lease-purchase method. OSRHE submits funding requirements

periodically through the Oklahoma Executive and Legislative Bond Oversight Commissions and the Oklahoma Development Finance Authority, the conduit-financing agency, and assists in developing and executing an appropriate plan of financing. Institutions service the bond debt using current operating funds. Certain dollar limits and useful life requirements must be met for an acquisition to qualify for the program. This service provided by OSRHE greatly reduces the time and effort that would otherwise be required for an institution to finance the acquisition of a major asset. A Reimbursement Resolution by the Board is required in the event (because of timing) University funds must be used for the original acquisition and reimbursement is needed from the lease proceeds. This Resolution constitutes a declaration of official intent as is required by the reimbursement regulations set forth in Regulation Section 1.150-2 of the Internal Revenue Code.

IV. REIMBURSEMENT RESOLUTION

In some instances, due to timing issues, University funds must be used for the original acquisition of a major asset. Subsequently, a Reimbursement Resolution by the Board is then required to reimburse the University from the lease proceeds. This Resolution constitutes a declaration of official intent as is required by the reimbursement regulations set forth in Regulation Section 1.150-2 of the Internal Revenue Code.

President Boren recommended the Board of Regents:

- I. Award a contract in the amount of \$988,600 to Lassiter Richey Co., Inc., the low bidder, for construction of the Schusterman Center Classroom Facilities Remodel project;
- II. Authorize the President or his designee to sign the Agreement for Construction and the necessary change orders during construction within the statutory and project budget limitations;
- III. Authorize the President or his designee to submit up to \$1,000,000 of furniture, equipment and library book acquisitions costs associated with the above project for acquisition under the Oklahoma State Regents for Higher Education Master Lease -Purchase Program. Furniture, equipment and library book acquisition costs will be returned to the Board for competitive bid at the appropriate time; and,
- IV. Recognize and acknowledge that the University may fund certain costs of the above project prior to delivery of purchase proceeds from its own funds and, to the extent the University utilizes its own funds for said purposes, it is intended that proceeds of the Master Lease - Purchase Program will be utilized to reimburse the University.

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

CAMPUS MASTER AND FACILITY PLANNING FOR THE UNIVERSITY OF OKLAHOMA-TULSA

There exists a need to evaluate the broad educational, research and clinical needs of the OU-Tulsa academic programs. Specifically, the need for a Campus Master Plan at the Schusterman Center has been identified. This project will evaluate the identifiable needs of the academic programs that are currently located or will be relocated to the Schusterman Center. It is anticipated that there exists a need for an auditorium/conference center and expanded library facilities.

In addition, medical school and residency programs accreditation standards, accompanied by growing community health needs, highlight the acute need for a new, Tulsa-based, interdisciplinary health education and clinical facility of approximately 100,000 gross square feet. This interdisciplinary facility would be a site for innovative health science student and resident education and clinical research. It is also projected that a parking facility will be needed to accommodate students, faculty, staff and visitors to this facility.

The process to select an architectural consultant began in November 2001. The consultant will be tasked to develop a site Master Plan for the Schusterman Center that will include an auditorium/conference center, and expanded library, and possible future academic and research facilities. In addition, the architectural consultant will develop a plan for a health education facility.

The selected architectural firm will initially provide professional services for project programming, space planning, preliminary design, cost estimating and the development of fundraising materials. When the project scope and budget is established and funding is secured, the consultant will provide all professional services required to produce the complete design and the contract documents and administer the construction contract(s).

The committee formed to interview and evaluate architectural firms for the project was composed of the following:

Wilton Berry, Associate Campus Architect-HSC, Architectural and Engineering Services, Chair
Leeland Alexander, Associate Vice President for Administrative Affairs OU-Tulsa and Senior Associate Dean, College of Medicine – Tulsa
Gerard Clancy, M.D., Dean, College of Medicine – Tulsa
Thomas Godkins, Director of Capital Planning, Health Sciences Center
Michael Moorman, Director, Architectural and Engineering Services
Pete Ray, Associate Director of Operations, Health Sciences Center

Proposals to provide the needed professional services for the project were received from 13 architectural firms. Based on these proposals, information provided by the State of Oklahoma Department of Central Services and client references, five firms were selected by the interview committee for further evaluation. The committee conducted a detailed review and interview with each of the five firms and rated them from highest to lowest as follows:

1. Rees Associates Inc., Oklahoma City
2. Beck Associates Architects, Tulsa (with Hellmuth, Obata + Kassabaum)
3. Sparks, Tulsa (with SmithGroup)
4. Dewberry Design Group Inc., Tulsa (with Ellerbe Becket)
5. HDR Architecture, Inc., Dallas

In accordance with Board of Regents' policy, a five percent preference was applied to the ratings of the in-State firms.

**Campus Master and Facility Planning at The University of Oklahoma-Tulsa
Evaluation Summary**

	<u>Rees Associates Inc.</u>	<u>Beck Associates Architects</u>	<u>Sparks</u>	<u>Dewberry Design Group Inc.</u>	<u>HDR Architecture, Inc. *</u>
Acceptability of Design	113	106	104	95	98
Quality of Engineering	109	109	97	88	92
Adherence to Cost Limits	52	51	48	47	45
Adherence to Time Limits	50	49	50	45	45
Volume of Changes	52	51	49	46	48
Stability of Firm	52	49	49	49	51
Total Points	<u>428</u>	<u>415</u>	<u>397</u>	<u>370</u>	<u>379</u>
Total Points with 5% Preference	449	436	417	389	N/A*

* Out-of-state firm

President Boren recommended the Board of Regents:

- I. Rank in the order presented above architectural firms which are under consideration to provide professional services required for Campus Master and Facility Planning at The University of Oklahoma-Tulsa;
- II. Authorize the University administration to negotiate the terms of an agreement and a fee starting with the highest ranked firm; and
- III. Authorize the President or his designee to execute the consultant contract.

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

SERVICE CENTER BUILDING ROOF REPLACEMENT - HSC

At the June 2001 meeting, the Board of Regents awarded a contract in the amount of \$210,940 to Standard Roofing Company, Inc. for the Replacement of the Roof on the Service Center Building at the Health Sciences Center.

I. ACCEPT PROJECT AS SUBSTANTIALLY COMPLETE

A substantial completion inspection of the project was held on November 19, 2001. In attendance were representatives of Standard Roofing, Architectural and Engineering Services and Site Support. The results of the inspection indicated that the project is substantially complete. A punch list of minor work items was developed and given to Standard Roofing for completion. It is recommended that the Board accept the project as substantially complete as of November 19, 2001.

II. AUTHORIZE FINAL PAYMENT TO CONTRACTOR

It is recommended that the Board authorize final payment to Standard Roofing Company, Inc.

President Boren recommended the Board of Regents:

- I. Accept the Service Center Building Roof Replacement as substantially complete effective November 19, 2001; and
- II. Authorize final payment to Standard Roofing Co. following completion of all punch list items.

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

PHYSICIAN ASSOCIATE CLASSROOM ADDITION TO FAMILY MEDICINE CENTER - HSC

At the February 2001 meeting, the Board of Regents awarded a contract in the amount of \$449,879 to Ben Hayes Construction for construction of the Physician Associate Classroom Addition to the Family Medicine Center.

I. ACCEPT PROJECT AS SUBSTANTIALLY COMPLETE

A substantial completion inspection of the project was held on November 28, 2001. In attendance were representatives of Ben Hayes Construction 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 Ben Hayes Construction for completion. It is recommended that the Board accept the project as substantially complete as of November 28, 2001.

II. AUTHORIZE FINAL PAYMENT TO CONTRACTOR

It is recommended that the Board authorize final payment to Ben Hayes Construction following completion of all punch list items.

President Boren recommended the Board of Regents:

- I. Accept the Physician Associate Classroom Addition project as substantially complete effective November 28, 2001; and
- II. Authorize final payment to Ben Hayes Construction following completion of all punch list items.

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

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 are shown below. Comparative data for fiscal years 1998 through 2002, and current month and year-to-date are attached hereto as Exhibit A.

The Provisions of Goods and Services policy (amended March 15, 2000) provides that new contracts and grants in excess of \$100,000 must be referred to the Board of Regents for ratification. In addition, in the event a contract, grant, document or arrangement involved would establish or make policy for the University, or would 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.

	FY01 Total Expenditures	FY02 Projection		FY02 Year-to-Date Expenditures	FY01 Year-to-Date Expenditures
UNIVERSITY OF OKLAHOMA	\$159,182,167	\$173,632,218		\$72,946,220	\$63,873,588
NORMAN CAMPUS	\$94,020,698	\$96,247,066		\$44,697,535	\$38,423,172
HEALTH SCIENCES CENTER	\$65,161,469	\$77,385,152		\$28,248,685	\$25,450,416

President Boren recommended the Board of Regents ratify the awards and/or modifications for October and November 2001 submitted with this Agenda Item.

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

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 below 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.

Substantive Program Changes
Approved by Academic Programs Council, December 5, 2001

Changes in Program Requirements:**College of Fine Arts**

Art, B.F.A. in Art (RPC 268, MC 1002I, 1002K, 1009A): change name of option, option deletion, and course requirement changes. Change name of option from Ceramics, Metal Design to Studio Arts, and delete the Sculpture (1002I) and Painting and Printmaking (1002K). Course changes include increasing the hours required in the "area of specialization" from 36 to 42, and within the specialization increase upper-division hours from 18 to 24; and, reduce the number of "Additional School of Art Courses" from 27 to 21. The total number of hours required remains unchanged at 125-135.

Reason for requested action: These changes will strengthen and enhance the studio program as a whole, and because of the flexibility and clarity, will allow for a higher graduation and retention rate. The faculty believes it will enhance student preparation for professional studio art fields or graduate study.

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

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

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 the list below have been approved by the appropriate faculty, academic units and deans, the Academic Programs Council, and the Senior Vice President and Provost. They were forwarded to the Board of Regents for information only.

Nonsubstantive Program Changes
Approved by Academic Programs Council, December 5, 2001

Program Suspension:**College of Engineering**

Geological Engineering, B.S. in Geol. Engr. (RPC 091, MC 0911A): program suspension. Reason for requested action: No students have graduated from this program for more than ten years, and the program is not accredited.

Reactivate Suspended Program:

College of Architecture

Environmental Design, B.S. in Env. Design (RPC 074, MC 0201A): reactivate program previously suspended.

Reason for requested action: The College has reviewed the previous request to suspend the program, and found that an error was made in requesting the suspension. The request for suspension was, in fact, for what was at that time an "area of concentration" (Pre-Landscape) that was actually an advising alternative. This program has been reevaluated, and is functional with students enrolled and receiving degrees.

Changes in Program Requirements:

College of Engineering

Petroleum Engineering, B.S. in Petr. Engr. (RPC 182, MC 0907B): course requirement change. Replace GEOL 4133 (Fundamentals of Petroleum Geology) with GEOL 3003 (Structural Geology and Stratigraphy for Petroleum Engineers). The total number of hours required remains unchanged at 127.

Reason for requested action: This change is proposed in coordination with the School of Geology and Geophysics, to furnish a solid foundation for petroleum engineering students in structural geology and stratigraphy.

Addition of New Minor:College of Continuing Education

Aviation (MC to be assigned): addition of three new minors within aviation. The additional minors are defined as Single-Engine Commercial Pilot, Multi-Engine Commercial Pilot, and Aviation Management. In addition to course requirements, each minor requires a 2.25 OU and cumulative GPA as well as eleven hours in residence at OU. The Single-Engine Commercial Pilot minor requires 17 hours of specified aviation courses, seven hours lower-division and ten hours upper-division courses. The Multi-Engine Commercial Pilot minor requires 18 hours of specified aviation courses, seven hours lower-division and eleven hours upper-division courses. The Aviation Management minor also requires 17 hours of specified courses, 14 hours of aviation and three hours of management courses.

Reason for requested action: The addition of the minors in aviation will allow students to consciously complement their degree majors and academic portfolio with the knowledge gained from focused study in the areas of private pilot and aviation management. The minors are specifically designed so that students can complete the program within a reasonable time of one or two additional semesters of study.

This was reported for information only. No action was required

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 the attached list have been approved by the appropriate faculty, academic units and deans, the Academic Programs Council, and the Senior Vice President and Provost. They were forwarded to the Board of Regents for information only.

University of Oklahoma - Norman Campus
Approved Course Changes - December 5, 2001

COURSE DELETIONS

College of Fine Arts

ART	3142	Public School Art
ART	4553	Contemporary Sculpture Seminar I
ART	4563	Contemporary Sculpture Seminar II

COURSE CHANGES

College of Arts and Sciences

ANTH/LING	4353	Morphology and Syntax – change title to Syntax
H R	5003	Theoretical Foundations of Human Relations – change prerequisite
H R	5013	Current Problems in Human Relations – change prerequisite
H R	5043	Seminar in Organizational change and Development – change prerequisite
H R	5063	Seminar in Strategies of Social change – change prerequisite
H R	5093	Introduction to Graduate Studies in Human Relations – change prerequisite
H R	5100	Advanced Theories in Human Relations – change prerequisite
H R	5110	Advanced Seminar in Current Problems – change prerequisite
H R	5113	Seminar in Local Issues in Human Relations – change prerequisite
H R	5200	Internship in Human Relations – change prerequisite
H R	5413	Chemical Dependency – change prerequisite
PHYS	1302	General Physics Laboratory – change prerequisite
PHYS	2064	Waves, Optics and Relativity – change prerequisite
SPAN	1023	Spanish for Reading, continued – change prerequisite
SPAN	3073	Spanish Conversation – change prerequisite
SPAN	3623	Business Spanish I – change prerequisite
SPAN	4183	Senior Capstone – change prerequisite

College of Engineering

C E	5863	Environmental Impact Assessment – change number to 4863
C S	3823	Theory of Computation – change prerequisite
C S	4313	Programming Languages – change title to Programming Languages Concepts
CH E	5183	Engineering Rate Operations – change title to Graduate Transport Phenomena
CH E	5273	Biomedical Engineering – change description
ECE	4383	Integrated Circuit Fabrication Technology – delete graduate credit
I E	5673	Simulation of Industrial Systems – change title to Simulation II
I E	6663	Simulation II – change title to Advanced Simulation Topics

College of Fine Arts

ART	1013	Foundation Studio I – change title to Foundation Studio: Two-Dimensional
ART	1023	Foundation Drawing Studio – change title to Basic Drawing
ART	1113	Foundation Studio II – change title to Foundation Studio: Three-Dimensional
ART	2253	Beginning Ceramic Design I – change title to Beginning Ceramics
ART	2263	Beginning Ceramic Design II – change title to Introduction to Ceramic Processes
ART	2413	Painting I – change prerequisite
ART	2513	Beginning Sculpture I – change prerequisite
ART	2523	Beginning Sculpture II – change prerequisite
ART	2643	Design Technology – change prerequisite
ART	2653	Visual Communications II – change prerequisite
ART	2663	Typography I – change prerequisite
ART	2673	Beginning Metal Design I – change prerequisite
ART	2713	Etching I – change prerequisite
ART	2723	Lithography I – change prerequisite
ART	2733	Serigraphy I – change prerequisite
ART	2803	Media Arts Fundamentals – change designator to ARTC
ART	2873	Video for the Artist I – change prerequisite
ART	3253	Intermediate Ceramic Design I – change title to Intermediate Ceramic Design
ART	3263	Intermediate Ceramic Design II – change title to Intermediate Ceramic Processes
ART	3313	Advanced Drawing I – change prerequisite
ART	3323	Advanced Drawing II – change prerequisite
ART	3513	Intermediate Sculpture I – change title to Intermediate Sculpture
ART	3523	Intermediate Sculpture II – change title to Intermediate Sculpture: Figurative
ART	3633	Visual Communications III – change prerequisite
ART	3663	Typography II – change prerequisite
ART	4250	Advanced Ceramic Design – change number to 4253
ART	4513	Advanced Sculpture I – change prerequisite
ART	4523	Advanced Sculpture II – change prerequisite
ART	4533	Advanced Sculpture I: Figurative – change prerequisite
ART	4643	Visual Communications V – change prerequisite
ART	4910	Studio Projects – change number to 4913
ART	4920	Studio Projects – change number to 4923
ART	4930	Film and Media Arts Internship – change title to Internship
ARTC	1003	Introduction to Art Theory I – change prerequisite
ARTC	1103	Introduction to Art Theory II – change prerequisite

College of Geosciences

GEOL	4133	Fundamentals of Petroleum Geology – change title to Petroleum Geology for Geoscientists
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University College

N S	2333	Naval Ship Systems – change title Naval Ship Systems I – Naval Engineering Systems
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NEW COURSES

College of Arts and Sciences

BOT/GEOL	4413/5413	Paleobotany
P SC	4023	Political Psychology and Survey Experiments

College of Engineering

ECE	5383	Integrated Circuit Fabrication Technology
ECE	5813	Introduction to Biomedical Engineering
ECE	5823	Bioinstrumentation
ECE	5843	Medical Imaging Systems
ECE	6813	Advanced Topics in Biomedical Engineering
TCOM	5123	Wireless Communications
TCOM	5133	Multimedia Communications
TCOM	5253	Computer and Communications Security
TCOM	5272	Telecomputing Laboratory
TCOM	5353	E-Commerce Architecture
TCOM	5553	Telecommunications Technology
TCOM	5671	Professional Project Proposal Development
TCOM	5682	Professional Project

College of Fine Arts

ARTC	4923	Special Topics in Theory and Criticism
DANC	2292	Ballet Company Apprentice
DANC	2392	Modern Repertory Dance Theatre Apprentice

College of Geosciences

GEOL	4143	Petroleum Geology for Business Majors
GEOL	5020	Sedimentology and Stratigraphy Seminar
GPHY	4102/5102	Advanced Field Geophysics
GPHY	5003	Rock Physics for Seismic Applications
GPHY	5013	Near-Surface Geophysical Imaging

Honors College

HON	3713	Religion in America
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University College

N S	4233	Naval Science
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This was reported for information only. No action was required

COMPLIANCE AND QUALITY IMPROVEMENT PROGRAM

In July of 2000, President Boren commissioned a Compliance Task Force to review the University's compliance programs for research, health care and other similarly regulated activities and to identify systemic changes necessary to ensure the absolute highest levels of compliance and position the University as a leader in this area. The Task Force issued a report on

July 20, 2000, which recommended that the University adopt a fully supported, integrated compliance program. Since that time, the University has been aggressively implementing the recommendations of the Task Force and taking other appropriate steps to ensure that the University of Oklahoma becomes a national model for compliance.

The Program is an important step in our continuing commitment to compliance and quality improvement. The purpose of the Program is to enhance and enforce the University's commitment to the highest standards of ethics and to be in compliance with all applicable laws and regulations. The Program is intended to promote legal and ethical behavior in an academic context and prevent and detect violations of law.

The Program formalizes the duties of the Compliance Director, who will report to the General Counsel, and establishes the responsibilities of the Compliance Director and the Office of Compliance. The program also provides for the establishment of an Advisory Committee that will provide assistance to the Compliance Director.

The Program sets forth Standards of Conduct and provides mechanisms for reporting suspected violations of law and submitting questions about compliance issues or the Program. The Program includes provisions relating to investigations of suspected wrongdoing, training and education, ongoing monitoring and compliance reviews and the University's response to confirmed violations.

President Boren recommended the Board of Regents approve the adoption of the Compliance and Quality Improvement Program as presented and attached hereto as Exhibit B.

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

TELECOMMUNICATIONS SERVICES - UNIVERSITY INCLUSIVE OF ALL CAMPUSES

Presently the University, inclusive of all campuses, uses a variety of arrangements and suppliers in meeting its telecommunication needs. With the rapid advancements in telecommunications technologies, the opportunity now exists for the University to secure those needs from a single company. By directing its purchase of telecommunications services to a single source, the University can take advantage of greater buying and bargaining power to reduce costs and increase revenues. Additionally, opportunities exist to extend the University community to those students who do not live on campus.

The scope of services comprises (1) long distance telephone, (2) local telephone, (3) calling card telephone, (4) prepaid calling card, (5) one card system, (6) "0+" dialing telephone, (6) international calling telephone, (7) public coin telephone, (8) wireless telephone, (9) pager, (10) satellite, (11) television programming, (12) Internet, and (13) termination services access.

A competitive request for proposal (RFP) was sent to sixteen companies with five companies responding, and a sixth company (Federation of Associated Health Systems, Inc.) submitted a proposal in response to the posting of the RFP over the Internet.

AT&T
Cox Communications
Federation of Associated Health Systems, Inc.
MCI WorldCom
Qwest
Southwestern Bell

Oklahoma City
Oklahoma City
San Antonio, TX
Oklahoma City
Chesterfield, MO
Oklahoma City

A combined-campus evaluation team comprising technical and functional personnel reviewed, analyzed, and rated the proposals. Evaluation factors included experience and references, pricing, incentives, service, presentation, and presentation follow-up. Recommendations were then forwarded to the Vice Presidents for Administrative Affairs and the Vice President for Information technology. Because of the complex nature of the effort and the great number of evaluation factors, too numerous to detail herein, the services of an independent technology industry consultant were engaged to assist in the fairness and completeness of understanding and measurement.

Because of the scope and breadth of the effort, the proceedings may be protracted. The decision will be reported to the Board at its meeting of next earliest opportunity.

Funds are available from respective departmental sources.

President Boren modified the action proposed to recommend the Board of Regents authorize the President or his designee to negotiate and award a contract for telecommunications services to either Southwestern Bell Communications or Cox Communications, which are currently ranked in that order, as the top two proposals, the supplier representing the best value to the University, for a period of one year, with option to renew for up to four additional one-year periods, ~~if in the best interests of the University; and that the award decision be reported back to the Board at the earliest opportunity.~~

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

MICHAEL F. PRICE COLLEGE OF BUSINESS EXPANSION - NC

At the May 2000 meeting, the Board of Regents ranked architectural firms under consideration to provide professional services for the Michael F. Price College of Business Expansion project, and authorized the administration to negotiate and execute an agreement for architectural services. Subsequently, an agreement between Peckham Guyton Albers & Viets, Inc. and the University was negotiated and executed.

The architectural firm has programmed the facility to identify the space needs for the College of Business. The accepted program was subsequently developed during the Schematic Design and Design Development phases into the present addition. The expansion of the Price College of Business facilities consists of a 54,000-square-foot addition that will attach to the existing building at the northeast side. The three-floor addition will house eight tiered classrooms, two flat-floor classrooms, the undergraduate and graduate advising and admissions areas, the Business Communications Center, and a new commons area for both student study and college functions.

In addition to the expansion of the building, Asp Avenue and Brooks Street will be modified. Asp Avenue will terminate at a new turn-around at Kuhlman Court, and Brooks Street will be closed between Jenkins Avenue and Asp Avenue and developed as a landscaped pedestrian mall. A new landscaped plaza will be developed east of the expansion that will accommodate the Class of 2002 gift, a replica of Enoch Kelly Haney's sculpture, "The Guardian," which will be placed on top of the new State Capitol dome.

The design development phase plans have now been completed for the project. The design of the facility has been undertaken in close coordination with other new construction projects in this area of the campus. It is proposed that the Board of Regents approve the project design and authorize the preparation of construction documents by the architects and advertising for receipt of bids. It is anticipated that a recommendation concerning the award of a contract for construction will be presented to the Board at the June 2002 meeting, with substantial completion expected in November or December of 2003.

Funding for this project, with an estimated project cost of \$18 million, will be provided by private and other University funds.

President Boren recommended the Board of Regents:

- I. Approve the design development phase plans for the Michael F. Price College of Business Expansion project;
- II. Authorize the preparation of construction documents for the project; and
- III. Authorize the University administration to advertise and to receive bids for construction of the project.

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

NIELSEN HALL ADDITION AND RENOVATION, PHASE II (SOUTH ADDITION) NC

In Spring 2000, the first phase of the Nielsen Hall Addition and Renovation project, the classroom addition located on the west side of the building, was completed. The new classroom facilities provided by this phase have been well received and utilized extensively. J. W. McSorley Architect, P.C. was selected to provide professional architectural and engineering services for the overall project, which is divided into Phase I, the classroom addition which is now complete; Phase II, an addition to the south side of the building to house teaching laboratories, offices and support spaces for Physics and Astronomy; and Phase III, renovation of the existing building to provide modern laboratory space and other support spaces. As such, a contract for professional services was negotiated and executed between J. W. McSorley and the University for the second phase of the project.

The Phase II project will construct an addition containing approximately 13,600 gross square feet of space and provide some associated interior renovation of the existing building. The addition, to be located at the southeast corner of Nielsen Hall, will contain a basement and three above-ground stories. Teaching labs and support spaces will be located in the basement level. Faculty offices, a three-story atrium, and support spaces are included on the first, second

and third floors. Other project elements include a new fire sprinkler system throughout the building, new heating, ventilation and air conditioning systems, and other code-related improvements. The building's exterior is designed to blend and harmonize with the existing building's brick, cast stone and window design.

The design development phase plans have now been completed for the project. It is proposed that the Board of Regents approve the project design and authorize the preparation of construction documents by the architect and advertising for receipt of bids. It is anticipated that a recommendation concerning the award of a contract for construction will be presented to the Board at the April 2002 meeting, with substantial completion expected in July or August of 2003.

Funding for this phase of the Nielsen Hall project, with an estimated total cost of \$5,353,000, will be provided from new University revenue bonds.

President Boren recommended the Board of Regents:

- I. Approve the design development phase plans for the Nielsen Hall Addition and Renovation, Phase II project;
- II. Authorize the preparation of construction documents for the project; and
- III. Authorize the University administration to advertise and to receive bids for construction of the project.

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

ATHLETIC TRAINING FACILITIES - NC

At the July 2001 meeting, the Board of Regents approved the design development phase plans and authorized the administration to proceed with preparation of construction documents and advertise and receive construction bids for the Athletic Training Facilities project.

The project architects, Allen Brown Architects, completed construction documents and the project was advertised for bids.

I. AWARD CONTRACT FOR CONSTRUCTION

On December 20, 2001, bids for the project were received from three firms. The bids have been evaluated by the project engineers and representatives of the University administration (Michael Moorman, Director, Architectural and Engineering Services; Thomas Knotts, Campus Planner, Architectural and Engineering Services; and Larry Naifeh, Executive Associate Director of Athletics). A complete tabulation of the bids received is shown below.

It is recommended that a contract in an amount not to exceed \$8,170,000 be awarded to Manhattan Construction Company of Oklahoma City, the low bidder, as follows:

Base Proposal	\$ 5,790,000
Alternate No. 1, Link Spectator Support Facility	735,000
Alternate No. 2, Link Athletic Support Facility	560,000
Alternate No. 5, Jacobs Field Seating	550,000
Alternate No. 6B, Additional Site Development	100,000
Alternate No. 8, Turf system allowance (not to exceed)	<u>435,000 *</u>
Total Proposed Contract Amount, not to exceed	\$ 8,170,000

*Further detailed analysis of the various turf system proposals (Alternates 8A through 8E) is required for final selection.

II. SIGN THE AGREEMENT

State statutes allow change orders to be issued for up to ten percent of the construction cost for projects costing greater than one million dollars. Board approval of this phase of the project will authorize the President or his designee to sign the Agreement for Construction and will allow issuance of necessary change orders of up to ten percent of the contract amount, within project budget limitations.

TABULATION OF BIDS ATHLETIC TRAINING FACILITIES

	Manhattan Construction Company Oklahoma City	Wynn Construction Co., Inc. Oklahoma City	Nashert Constructors, Inc. Oklahoma City
<i>Base Proposal</i>	\$5,790,000	\$5,890,000	\$6,517,000
Alternate No. 1: Link Spectator Support Facility	735,000	743,000	974,000
Alternate No. 2: Link Athlete Support Facility	560,000	556,000	638,000
Alternate No. 3: Link storage Facility	320,000	296,000	350,000
Alternate No. 4: Mosier Center Expansion	420,000	444,000	494,000
Alternate No. 5: Jacobs Field Seating	550,000	507,000	660,000
Alternate No. 6A: Walkway Canopy	190,000	181,000	258,000
Alternate No. 6B: Additional Site Development	100,000	114,000	129,000
Alternate No. 7: Jacobs Field Spectator Canopy	425,000	410,000	533,000

Alternate No. 8A: Astroplay RR5 Turf System	339,000	352,000	403,600
Alternate No. 8B: Astroplay Turf System w/ Pad	435,000	452,000	517,600
Alternate No. 8C: Field Turf System	379,000	394,000	451,600
Alternate No. 8D: Prestige Turf System	263,000	274,000	314,500
Alternate No. 8E: Prestige Turf System w/ Pad	353,000	368,000	421,300
Alternate No. 8F: Safeplay Turf System	264,000	275,000	315,000
Alternate No. 8E: Safeplay Turf System w/ Pad	374,000	389,000	445,700
Base Proposal + Alternates Nos. 1, 2, 5, 6B, and 8B	\$8,170,000	\$8,262,000	\$9,435,600

President Boren recommended the Board of Regents:

- I. Award a contract in an amount not to exceed \$8,170,000 to Manhattan Construction Company, the low bidder, for construction of the Athletic Training Facilities project;
- II. Authorize the President or his designee to sign the Agreement for Construction and the necessary change orders during construction within the statutory and project budget limitations.

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

SOFTBALL FACILITY ADDITION, PHASE I - NC

At the May 2001 meeting, the Board of Regents awarded a contract in the amount of \$667,840 to Dillon Construction Company for construction of the Softball Facility Addition, Phase I project.

I. ACCEPT PROJECT AS SUBSTANTIALLY COMPLETE

A substantial completion inspection of the project was held on January 10, 2002. In attendance were representatives of Dillon Construction Company; Triad Design Group, 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 Dillon Construction Company for completion. It is recommended that the Board accept the project as substantially complete as of January 10, 2002.

II. AUTHORIZE FINAL PAYMENT TO CONTRACTOR

It is recommended that the Board authorize final payment to Dillon Construction Company following completion of all punch list items.

President Boren recommended the Board of Regents:

- I. Accept the Softball Facility Addition, Phase I project as substantially complete effective January 10, 2002; and
- II. Authorize final payment to Dillon Construction Company following completion of all punch list items.

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

TRANSFER OF FUNDS - NC

The Board of Regents *Auxiliary Enterprise/Service Unit* policy provides that transfers between auxiliary enterprises and services units of \$75,000 or more shall be permitted only when fully justified, agreed to by both operating managers, and approved by the President and the Board of Regents. Pursuant to said policy, it is respectfully requested that a transfer of \$800,000 be approved to fund needed roof repairs to the Physical Sciences Building. This would represent an interdepartmental transfer since the Physical Plant Service Unit and Motor Pool share common leadership.

President Boren recommended the Board of Regents approve the transfer of \$800,000 from the Motor Pool to the Physical Plant Service Unit to fund roof repairs to the Physical Sciences Building.

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

PRIMARY ELECTRICAL DISTRIBUTION PROJECTS - NC

The installation of underground electrical feeders is one of the utility infrastructure improvements identified in the Campus Utility Master Plan prepared by Frankfurt-Short-Bruza, engineering consultants, and approved by the Board of Regents in 1998. In addition to the projects identified in the Campus Utility Master Plan, additional electrical distribution projects are required to support several other new buildings and/or building additions. For coordination efficiencies and scale of economies, it was decided to group all of these small individual distribution projects into one large project. The project documents and scope of work were prepared by Frankfurt-Short-Bruza, sent to 20 electrical utility contractors, and advertised in the *Daily Oklahoman* and the *Business and Construction Weekly*.

I. AWARD A CONTRACT

On January 15, 2002, bids for construction of the project were received from three firms. The bids were evaluated by the project engineer and representatives of the University administration (Gary Ward, Director, Physical Plant; Don Carter, General Manager, Engineering, Physical Plant; Tommy Odom, Manager, Technical Trades, Physical Plant; and Scott Davis, Manager, Power Plant, Physical Plant). A complete tabulation of the bids received and funding source is shown below.

It is recommended that a contract in the amount of \$1,296,875 be awarded for all projects and alternates to Shawver & Son, Inc., of Oklahoma City, Oklahoma for the complete installation of various 12.5 KV electrical distribution feeders as required.

II. SIGN THE AGREEMENT

State statutes allow change orders to be issued for up to fifteen percent of the construction cost for projects costing one million dollars or less. Board approval of this phase of the project will authorize the President or his designee to sign the Agreement for Construction, and will allow issuance of necessary change orders of up to fifteen percent of the contract amount, within project budget limitations.

TABULATION OF BIDS PRIMARY ELECTRICAL DISTRIBUTION PROJECTS

<u>Project ID/Location</u>	<u>Contractor/</u> <u>Location</u>			<u>Funding Source</u>
	<u>Project Bid</u>	<u>Project Bid</u>	<u>Project Bid</u>	
Project 1 - New Feeder from Power Plant to Brooks Intersection	\$26,600	\$31,050	\$63,446	Oklahoma Memorial Stadium Expansion Project
Project 2 - East Side Stadium Distribution Feeder	\$99,092	\$111,600	\$134,316	Oklahoma Memorial Stadium Expansion Project
Project 3 - East Expansion Transformer and Feeder	\$24,773	\$27,900	\$33,580	Oklahoma Memorial Stadium Expansion Project
Project 4 - From Stadium Expansion to Lindsey Intersection	\$54,870	\$45,875	\$51,271	Asp Avenue Parking Facility Project
Project 5 - From Power Plant to Brooks Intersection	\$50,685	\$56,300	\$55,038	Price College of Business, Field House Renovation, Oklahoma Memorial Stadium Projects
Project 6 - From Jenkins/ Lindsey Intersection to Drive at Practice Field	\$39,975	\$45,900	\$43,651	Asp Avenue Parking Facility Project
Project 7 - From Lindsey to South End of the Parking Garage	\$26,650	\$30,600	\$29,101	Asp Avenue Parking Facility Project
Project 8 - From South End of Garage South End Zone	\$42,955	\$49,000	\$12,105	Oklahoma Memorial Stadium Expansion Project
Project 9 - From North Side of Mosier to West End of Track	\$108,780	\$107,000	\$94,413	Athletic Training Facilities Project
Project 10 - From West End of Jacobs Track to Jenkins	\$67,745	\$90,373	\$44,644	Athletic Training Facilities Project

Project 11 - From South End of Garage to North End of Garage	\$20,725	\$19,000	\$20,182	Asp Avenue Parking Facility Project
Project 12 - From South End of Garage to Gaylord Building	\$15,880	\$18,000	\$20,182	Gaylord Hall Project
Project 13 - From Field House to North End Zone	\$10,195	\$9,650	\$21,894	Oklahoma Memorial Stadium Expansion Project
Project 14 - From Field House to West Side of Stadium	\$28,860	\$70,000	\$66,496	Oklahoma Memorial Stadium Expansion Project
Project 15 - From Jenkins to Field House	\$84,680	\$56,330	\$46,326	Field House Renovation Project
Project 16 - From Field House to Price College of Business	\$51,540	\$54,700	\$58,136	Price College of Business Project
Project 17 - From North Side of Mosier to South Side of New Building	\$53,520	\$47,000	\$90,176	Athletic Training Facilities Project
Project 18 - From Constellation to Merrimac	\$96,508	\$78,000	\$93,808	National Weather Center Project
Project 19 - From Dewey to Jenkins	\$187,337	\$182,000	\$182,095	National Weather Center Project
Project 20 - From Merrimac to Columbus	\$89,298	\$99,000	\$117,520	Multipurpose Research and Technology Facility
Project 21 - From Jenkins to Lloyd Noble Center	\$46,002	\$66,000	\$60,541	Multipurpose Research and Technology Facility
Add - Alternate #1 - From Jenkins to Maple	\$48,750	\$49,596	\$62,035	1999 Series Bonds
Add - Alternate #2 - Cross Center	\$75,740	\$72,558	\$72,378	1999 Series Bonds
Add - Alternate #3 - Gaylord Hall Transformer	\$50,190	\$45,619	\$44,118	Gaylord Hall Project
Add - Alternate #4 - Remove lead sheathed cables from Cross Center	\$5,525	\$1,587	\$1,236	1999 Series Bonds
Deduct - Alternate #5 - Change transformer style	<\$110,000>	<\$12,000>	<\$80,000>	Various Projects
Total Cost for All Projects and Alternates	\$1,296,875	\$1,452,638	\$1,438,688	

President Boren recommended the Board of Regents:

- I. Award a contract in the amount of \$1,296,875 to Shawver & Son, Inc., the low bidder, to provide 12.5 KV underground electrical distribution feeders for various Norman Campus construction projects and other areas as defined in the 1998 Campus Utility Master Plan; and

- II. Authorize the President or his designee to sign the Agreement for Construction and the necessary change orders during construction within the statutory and budget limitations.

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

OKLAHOMA DAILY WEB PRINTING SERVICES - NC

For several years, *The Oklahoma Daily* has outsourced its web printing requirements. This approach has worked well and has proven to be economical. Through this process *The Oklahoma Daily* electronically transmits its newspaper files to a commercial supplier; the supplier then performs the work necessary to convert the information into newspaper, which is then daily produced and distributed throughout the campus.

The Purchasing department sent Invitations to Bid to 27 newspapers and publishing concerns. Five entities responded, three of which were "no bids". Substantive bids were received from *The Edmond Sun* of Edmond; and from Suburban Graphics/Heflon of Oklahoma City. "No bid" responses were received from *The El Reno Tribune*, El Reno; *The Daily Oklahoman*, Oklahoma City; and Printing, Inc., Oklahoma City.

An evaluation team comprising Twila Smith, Director of Student Media, and Pat Corley, Manager, Purchasing Department, reviewed and rated the responses. Evaluation factors included price, data transmission time, data transmission quality, and quality of the printed product.

The evaluation team determined that *The Edmond Sun* represented best value for the University. Since they are an afternoon paper, they can assume this responsibility without having to change their current printing schedule. This, ultimately, resulted in the lowest cost to the University for the service.

Funding is available from a Student Media Account.

President Boren recommended the Board of Regents authorize the President or his designee to award a contract in an overall amount not to exceed \$375,000, to *The Edmond Sun*, the low bidder, for web printing services for *The Oklahoma Daily*, for a period of one year, with option to renew for four additional one-year periods, if in the best interests of the University.

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

FISCAL YEAR 2002 BUDGET REDUCTION

Our national economy has experienced a downturn that has also had a profoundly negative impact on State budgets. The National Association of State Budget Officers estimates that state budget shortfalls will total \$10 billion this year. Forty-three states have already been forced to cut their budgets. In the private sector, corporations have also cut hundreds of thousands of jobs.

The Oklahoma State Budget has been similarly impacted. State revenues have come in significantly below previous estimates. As a result, on January 4, 2002, the State Regents notified all institutions of higher education that there would be a reduction for the third and fourth quarters of the fiscal year by an annualized 1.056773 percent, the same percentage applied to most other State agencies.

The University has taken immediate action to prepare for these budget cuts. Budgets were cut through a variety of means including not filling vacant positions and savings found through routine attrition. Cuts were made thoughtfully and strategically to allow us to continue to make progress toward national excellence. Flexibility was given to the director of each budgetary unit to propose cuts in a way that would do the least damage to our central educational mission. The University has done everything possible to reach its targets without personnel layoffs or reduced compensation.

While hopeful that Oklahoma's economy will improve, the University must take these prudent steps to respond to the State's order and to put the University's budget in the strongest possible position in this time of uncertainty. Importantly, given current State revenue projections, it is likely that next year's State appropriations will provide little or no relief from these financial challenges.

The Oklahoma legislature has recognized the critical need to invest in higher education, and legislators will do their best to continue the support the University's needs. The University of Oklahoma is a critical engine for economic development in the State. The University has worked hard and will continue to do so to find creative solutions to insure that the University's strong forward momentum will not be sacrificed because of the current budgetary situation.

President Boren recommended approval of the reduction of \$1,361,543 from the Norman Campus Operating Budget; \$892,651 from OU Health Sciences Center Operating Budget and \$57,328 from the Law Center Operating Budget for Fiscal Year 2002 as presented.

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

EASEMENT FOR OKLAHOMA GAS AND ELECTRIC COMPANY - NC

Oklahoma Gas and Electric Company (OG&E) has begun the process to provide electrical service to the University's Greenhouse project at the Health Sciences Center. The service will be provided through the University's private existing cable ducts that furnish power to the Steam and Chilled Water Plant. OG&E has requested that the University grant the necessary utility easement to install power cables and a transformer for the project.

I. APPROVE EASEMENT

The Board is requested to approve a permanent utility easement described as follows:

A tract of land being in the Northeast Quarter (NE/4) of Section Thirty-four (34), Township Twelve (12) North, Range Three (3) West of the Indian Meridian, Oklahoma County, Oklahoma, and being described as follows:

COMMENCING at the intersection of the centerline of Northeast 8th Street and the centerline of Stonewall Boulevard, said point of intersection being a found brass cap;

THENCE South 89°56'37" West, along the centerline of said Northeast 8th Street, a distance of 1510.83 feet;

THENCE North 00°06'49" East a distance of 80.00 feet to the POINT OF BEGINNING, said point also being on the north right-of-way line of said Northeast 8th Street;

THENCE South 89°56'37" West, along said north right-of-way line, a distance of 10.00 feet;

THENCE North 00°06'49" East a distance of 214.55 feet;

THENCE North 89°53'11" West a distance of 15.00 feet;

THENCE North 00°06'49" East a distance of 10.00 feet;

THENCE South 89°53'11" East a distance of 15.00 feet;

THENCE North 00°06'49" East a distance of 102.69 feet;

THENCE South 89°53'11" East a distance of 10.00 feet;

THENCE South 00°06'49" West a distance of 144.59 feet;

THENCE South 89°07'06" East a distance of 104.68 feet, to the west wall of the existing OUHSC Steam and Chilled Water Plant;

THENCE South 00°01'53" West, along said west wall, a distance of 10.00 feet;

THENCE North 89°07'06" West a distance of 104.70 feet;

THENCE South 00°06'49" West a distance of 172.63 feet, to the POINT OF BEGINNING.

A sketch was provided that indicates the area of the necessary utility easement.

II. AUTHORIZE THE PRESIDENT OR HIS DESIGNEE TO EXECUTE THE EASEMENT DOCUMENTS

President Boren recommended the Board of Regents:

- I. Approve the grant of a utility easement to Oklahoma Gas and Electric Company to provide electrical service for the Greenhouse project; and
- II. Authorize the President or his designee to execute the easement documents.

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

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

In June 1999, the Board authorized a group of architectural and engineering firms to provide professional services required for small projects; and in July 2001, twelve additional architectural firms and seven additional civil engineering and surveying firms were added to the pool of on-call consultants. The work completed during the second quarter of Fiscal Year 2002 by on-call architectural and engineering firms is summarized below.

For the Norman Campus:

<u>Firm Name</u>	<u>Date Initiated</u>	<u>Work Performed</u>	<u>Fee</u>
Kirkpatrick Engineering Company Oklahoma City	October 17, 2001	Examination & Recommendations (Okla. Memorial Union Parking Garage, concrete spalls)	\$ 2,165
Matrix Architects Engineers Planners Architectural Tulsa	April 6, 2001	Feasibility Study (Hazardous Materials Facility, proposed)	\$10,000
Miles Associates Oklahoma City	November 27, 2000	Feasibility Study (College of Engineering proposed building)	\$16,208
Davis Design Group (formerly Thomas Davis) Edmond	May 30, 2000	Architectural Design (Carson Engineering Center, Koch Center Renovation)	\$5,000
Cardinal Engineering/ Lemke Land Surveying Norman	August 8, 2001	Topographic Survey (Rugby Field Parking Lot)	\$3,900
Determan Scheirman Consulting Engineers Oklahoma City	August 21, 2001	Electrical Engineering (Animal Lab Generator)	\$5,000
Smith Roberts and Associates, Inc. Chickasha	April 6, 2001	Topographic Survey (Okla. Memorial Stadium Expansion and Improvements)	\$12,800

For the Health Sciences Center, Oklahoma City and Schusterman Campuses:

<u>Firm Name</u>	<u>Date Initiated</u>	<u>Work Performed</u>	<u>Fee</u>
Blair Remy Corporation Edmond	October 25, 2001	Feasibility Study & Concept Design (Children's Ambulatory Care Center)	\$7,509

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Bockus, Payne Associates Architects Oklahoma City	May 9, 2001	Construction Administration (PA Classroom Addition at Family Medicine Center)	\$7,000
Richard L. Cavin Architect, P.C. Chickasha	April 10, 2000 (Laboratory Resources Annex Renovation)	Architectural Design	\$24,500
Determan Scheirman Consulting Engineers Oklahoma City	September 26, 2000	Electrical Engineering (PA Classroom Addition at Family Medicine Center)	\$20,000
Smith Roberts and Associates, Inc. Oklahoma City	June 26, 2001	Topographic Survey and Design (10th Street Sidewalks)	\$3,500

This was reported for information only. No action was required.

QUARTERLY REPORT OF PURCHASES

In April 2000, the Board of Regents' policy governing acquisition of goods and services was revised. The policy now states that:

- I. Purchase obligations for \$125,000 or less may be approved by the President or the President's designee. Changes that would alter the financial obligations of the University upwards by more than 15% must be resubmitted to the Board of Regents for approval. Purchase obligations from \$75,000 to \$125,000 shall be reported to the Board of Regents on a quarterly basis.
- II. Purchase obligations between \$125,000 and \$300,000 may be approved by the President or the President's designee, only if they are pursuant to and funded by sponsored grants and contracts under which the University is providing goods and services and that have been approved by the Board of Regents. Such purchase obligations between \$125,000 and \$300,000 will be reported to the Board of Regents quarterly.
- III. Sole source procurements in excess of \$35,000 will be reported to the Board of Regents quarterly.

Said quarterly report is below. Items are categorized according to the outline immediately above.

QUARTERLY REPORT OF PURCHASES
October 1, 2001 through December 31, 2001

<u>Item</u>	<u>Description</u>	<u>Campus-Department</u>	<u>Vendor</u>	<u>Award Amount</u>	<u>Explanation / Justification</u>
I.	PURCHASE OBLIGATIONS FROM \$75,000 TO \$125,000				
1	NC-Roof	Physical Plant	OK Roofing & Sheet Metal, Inc.	\$92,848	Labor and material to install a new roof at Buchanan Hall, 1000 Asp Ave., Norman
2	NC-Roof Repair	Physical Plant	Flintco, Inc.	\$96,725	Labor/Material/Equipment to complete roof repair at Holmberg Hall.
3	NC-Fire Alarm/Sprinkler testing and inspection	Physical Plant	Simplex Time Recorder Co.	\$80,000	Inspect/test fire alarm and fire sprinkler systems on Norman Campus for period through 6-30-02.
4	NC-Video Equipment	Journalism	Troxell Comm Inc.	\$86,125	Edit Controllers, Video Tape Decks, VTR, Edit Record Decks, Interface Boxes, Television Monitors, Camcorders, Tripods & associated equipment, VTR, DVCAMs, Audio Recorders, Microphones, Microphone Cables, Portabraces, Batteries.
5	HSC-Billing Services	Pathology	Comp One Svcs	\$120,000	Billing Services for Patient Accounts
II.	ACQUISITION OF GOODS AND SERVICES PURSUANT TO AND FUNDED BY SPONSORED GRANTS AND CONTRACTS BETWEEN THE AMOUNTS OF \$125,000 AND \$300,000				
6	NC-Subcontract	Drosophila Melanogaster	Bowling Green State University	\$129,415	Continuation of subcontract 2001-09 between The University of Oklahoma and Bowling Green University for the period ending 7/31/02.
7	NC-Subcontract	Project Support	Kiss Inst. Practical Robotics	\$160,000	Subcontract 2002-09 between the Univ. of Oklahoma and Kiss Institute for Practical Robotics for the period ending Sept. 30, 2002.
8	NC-Subcontract	Project Support	OK St. Univ	\$129,140	Subcontract 2002-17 between Univeristy of Oklahoma and Oklahoma State University for the period ending 6-14-03.
9	NC-Integrated System	Chemistry and Biochemistry	Bruker Optics	\$183,761	FT-IR Spectrometer, a FT Raman Module, FT=IR Microscope and a Far-Infrared Extender Accessory Kit.

10	HSC-Subcontract	Microbiology	Okla State University Grants & Contracts	\$283,136	Services of Alain Stinzi for the research project entitled 'Functional Genomic/Proteomic Analysis of Bacterial-Host Interactions'
11	HSC-Subcontract	Microbiology	President & Fellows of Harvard College	\$215,496	Services of Dr. John Collier for the research project entitled 'Generation of Dominant-Negative Inhibitors of Anthrax Toxin for use as Anthrax Therapeutics'
12	HSC-Subcontract	Microbiology	Pure Protein LLC	\$209,057	Services of John Hoopingamer for the research project entitled 'Pathogenic Epitope Discovery'
13	HSC-Subcontract	Psychiatry	Washington Univ-Research Office	\$161,245	Services of Dr. Carol North for the research project entitled 'How Terrorism Affects Us; Health, Mental and Policy'
14	HSC-Subcontract	Psychiatry	Research Foundation of State of Univ of NY	\$248,925.54	Services of Dr. Michael Wilson for the research project entitled 'Caffeine Effect on Exercise & Physiological Stress'
15	HSC-Subcontract	Psychiatry	Stetson Univ Inc.	\$88,249	Services of Dr. John Schorr for the research project entitled 'How Terrorism Affects Us; Health, Mental, & Policy'
16	HSC-Subcontract	Warren Medical Research	Johns Hopkins Univ School of Medicine	\$120,568	Services of Gordon Tomaselli for the support of the research project entitled 'Neural Mechanisms of Ventricular Electrical Remodeling'

III. SOLE SOURCE PROCUREMENTS IN EXCESS OF \$35,000

17	NC-Printing	University Press-Sales Division	Chrysalis Books	\$42,600	Printed paperback copies of Davis: American Frontier (2) containing the University of Oklahoma Press imprint on title page.
18	NC-Software Upgrades	University Libraries	Sirsi Corp.	\$40,866	OKUT Sirsi Hyperion License for Test Server and SIRSI Hyperion Licenses Quote #4 Hypeupgrade
19	NC-Services	President's Office	Jack Ferguson Assoc. Inc.	\$67,200	Services related to congressional and governmental issues associated with Higher Education in general and specific matters of interest and concern to the University for the period ending 6/30/02.

20	NC-P/ACE System MDQ with UV, P/N 144003 to include computer workstation, P/N 713060	Chemistry and Biochemistry	Beckman Coulter Inc.	\$36,000	P/ACE System MDQ with UV, P/N 144003 to include computer workstation, P/N 713060.
21	NC-Liability Coverage	University Insurance Fund Clearing Acct.	Dept. of Central Svcs.	\$74,072	Liability coverage for period 10-1-01 thru 9-30-02
22	HSC-Subcontract	Medicine	Ahalaya Native Care Ctr	\$85,000	Services of Vera Franklin for support of a develop/training project entitled 'TX/OK Aids Education and Training Center'
23	HSC-Cage System	Ophthalmology	Allentown Caging Equip.	\$46,680	Micro-Vent Environmental System
24	HSC-Project Coordinator Services	Pharmacy	Thomas C. Boyle	\$60,000	To oversee the Men's Health Program for the College of Pharmacy
25	HSC-Senograph 2000D Digital System	Breast Institute	GE Medical Systems	\$52,740	Senograph 2000D Digital System, Mammography Units
26	HSC-Medical Supplies	Breast Institute	Johnson & Johnson Hlth Care Systems Inc.	\$111,050	Biopsy Probes, Handheld Probes, Micromark Clips, Vacuum Set
27	HSC-Membership-Prof	College of Dentistry	Okla Dental Assn	\$56,315	Professional Membership for the Faculty of the College of Dentistry

This report was presented for information only. No action was required.

REAPPOINTMENT OF EXTERNAL AUDITORS - NC AND HSC

At the February 2001 meeting, the Board of Regents selected the public accounting firm of Cole & Reed, P.C. to provide audit, tax and compliance services for five fiscal years (renewable each year) beginning with the fiscal year ended June 30, 2001. Cole & Reed, P.C. has agreed to provide their second year of services to the University as outlined below:

Financial Audits:

Norman	\$ 54,000
HSC	54,000
Subtotal	<u>108,000</u>

Compliance Audits:

Norman A-13	26,000
HSC A-133	22,000
Norman NCAA	4,800
HSC Nigh Rehab.	3,200
Subtotal	<u>56,000</u>

Revenue Bonds (arbitrage rebate):

Norman:

ODFA 1995	\$ 2,200
MFRB 1998	2,200
Utility 1999	2,200
ODFA 2000	2,200
Student Usage 2000	2,200
Athletic 2001	2,200
Continuing Disclosure	2,700

HSC:

Student Center 1995	2,200
Student Center 2001	2,200
Continuing Disclosure	2,700
Subtotal	<u>23,000</u>

Tax Return (990-T):

Norman	4,800
HSC	2,200
Subtotal	<u>7,000</u>

Total Requirements \$194,000

The total audit, tax and compliance fees for FY 2002 amount to \$194,000, an increase of \$21,000 (12.1%) when compared to the FY 2001 fees. This increase is based upon Cole & Reed's inflationary bid (\$14,400 or 8.3%) and additional required arbitrage rebate calculations (\$6,600).

President Boren recommended the Board of Regents:

- I. Reappoint the public accounting firm of Cole & Reed, P.C. to serve as the University's financial statement auditors, conduct compliance audits, provide revenue bond arbitrage rebate calculation and continuing disclosure services, and tax return services for the year ending June 30, 2002; and,
- II. Authorize the University Vice President for Administrative Affairs to execute the engagement of this firm for these services for the fiscal year ended June 30, 2002, the second year of their five-year proposal.

Regent Bentley moved approval of the recommendation. The following voted yes on the motion: Regents Noble, Blankenship, Bentley, Everest and Clark. Chairman Siegfried voted no. The Chair declared the motion approved.

ROGERS STATE UNIVERSITY

REAPPOINTMENT OF EXTERNAL AUDITORS - RSU

Further discussion of this item occurred during consideration of the above action for The University of Oklahoma and the Board chose to reconsider the following action for Rogers State University (*see page 27833 for the complete item*):

President Wiley recommended the Board of Regents:

- I. Reappoint the public accounting firm of Cole & Reed, P.C. to serve as the University's external auditors for the purpose of providing auditing services for the University and the University television station. Such services will encompass the financial statement audit, compliance audits and any required tax services for the year ending June 30, 2002; and,
- II. Authorize President Wiley or his designee, to execute the engagement of this firm for these services for the fiscal year ended June 30, 2002, the second year of their five-year proposal.

Regent Everest moved approval of the recommendation. The following voted yes on the motion: Regents Noble, Blankenship, Bentley, Everest and Clark. Chairman Siegfried voted no. The Chair declared the motion approved.

THE UNIVERSITY OF OKLAHOMA

PURCHASE OF PROPERTY - NC

Parkway South, located at 3200 Marshall Avenue, is just north of Highway 9 and south of the OU Golf Course. The building was built in 1983 and contains more than 40,000 square feet of class A office space. The building sits on a well-landscaped, six-acre plot contiguous to the OU Golf Course and has parking for 144 vehicles. The NOAA (National Oceanic & Atmospheric Administration) currently occupies about 70% of the assignable space and has a lease agreement through 2011, which should provide a stable rent base from which to fund maintenance and debt service on the building. The remainder of the assignable space is currently leased to several small companies, including spin-off companies from University research activities. About 6,000 square feet will be available from expiring leases within the next two years, allowing for a gradual transition to University needs, including possible space for incubator companies spinning off from University research activities.

The property is expected to generate sufficient cash flow from rental activities to fund debt service and its related costs of operation. The University's administration recommends that it be authorized to pursue the acquisition of this property, determine an appropriate plan of debt financing, and prepare and distribute the documents necessary to disclose material information on the purpose of the debt and how it will be repaid. The resulting plan of financing will be reported to the Board of Regents at the first convenient meeting.

The purchase of this property meets Regents' criteria for the acquisition of property.

President Boren recommended the Board of Regents:

- I. Authorize the University's administration to acquire property known as Parkway South, 3200 Marshall Avenue, for \$3,250,000;
- II. Authorize the President or his designee to secure financing in an amount sufficient to fund the acquisition price and normal costs of issuance through a local public authority, including the incurring of a loan obligation, for the permanent financing of the building and to report the result back to the Board of Regents;

- III. Authorize the University Vice President for Administrative Affairs and the Controller of The University of Oklahoma - Norman Campus - to do all things necessary to consummate the transaction contemplated herein, including the competitive selection of Bond Counsel and a Financial Advisor to assist in the development of an appropriate plan of financing; *and to report the result back to the Board of Regents;*
- IV. Authorize the President or his designee to execute and deliver all necessary financing documents and related closing documents required by Bond Counsel; and,
- V. Authorize the officers of The University of Oklahoma to execute any closing documents required by Bond Counsel, and to take any further action required to consummate the transaction contemplated herein.

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

ACADEMIC PERSONNEL ACTIONS

Health Sciences Center:

LEAVES OF ABSENCE:

Alleman, Anthony M., Assistant Professor of Otorhinolaryngology, medical leave of absence with pay, January 1, 2002 through February 11, 2002; medical leave of absence without pay, February 12, 2002 through June 30, 2002.

Dunn, Don J., Professor of Microbiology and Immunology, leave of absence with full pay, December 15, 2001 through June 30, 2002.

NEW APPOINTMENTS:

Effron, Alan Michael, M.D., Assistant Professor of Radiological Sciences, annualized rate of \$60,000 for 12 months (\$5,000.00 per month), December 1, 2001 through June 30, 2002. New consecutive term appointment.

Gooden, Alexa Jo, R.N.C., Ph.D., CNS, Assistant Professor of Nursing, annualized rate of \$44,000 for 10 months (\$4,400.00 per month), January 1, 2002 through June 30, 2002. New tenure track appointment.

Lowen, Deborah E., M.D., Assistant Professor of Pediatrics, Tulsa, annualized rate of \$70,000 for 12 months (\$5,833.33 per month), November 12, 2001 through June 30, 2002. New tenure track appointment.

Montebello, Joseph F., M.D., Associate Professor of Radiological Sciences, annualized rate of \$70,000 for 12 months (\$5,833.33 per month), January 1, 2002 through June 30, 2002. New consecutive term appointment.

Talbert, Michael L., M.D., Associate Professor of Pathology, annualized rate of \$90,000 for 12 months (\$7,500.00 per month), January 1, 2002 through June 30, 2002. New consecutive term appointment.

Wright, Jonelle E., Ph.D., Associate Professor of Research, Department of Geriatrics, and Research Subject Advocate, General Clinical Research Center, annualized rate of \$125,000 for 12 months (\$10,416.67 per month), February 2, 2002 through June 30, 2002.

REAPPOINTMENT:

Harrison, Donald L., Ph.D., reappointed Assistant Professor of Pharmacy Clinical and Administrative Sciences, annualized rate of \$70,000 for 12 months (\$5,833.33 per month), June 1, 2002 through June 30, 2002. New tenure track appointment.

CHANGES:

Alvarez, Richard A., title changed from Assistant Professor of Research, Department of Ophthalmology, to Assistant Professor of Research, Department of Biochemistry and Molecular Biology; given additional title Director of the Oklahoma Center for Medical Glycobiology, salary changed from annualized rate of \$56,891 for 12 months (\$4,740.92 per month) to annualized rate of \$65,000 for 12 months (\$5,416.67 per month), January 1, 2002 through June 30, 2002. Additional responsibilities and change in primary appointment.

Barron, Kirk W., title changed from Assistant Professor of Research, Department of Physiology, to Instructor in Medicine; salary changed from annualized rate of \$15,000 for 12 months (\$1,250.00 per month), 0.29 time, to annualized rate of \$62,500 for 12 months (\$5,208.33 per month), full-time, December 1, 2001 through June 30, 2002.

Cobb, Stephen W., title changed from Clinical Assistant Professor to Assistant Professor of Family and Preventive Medicine; salary changed from annualized rate of \$10,508 for 12 months (\$875.67 per month), 0.10 time, to annualized rate of \$80,000 for 12 months (\$6,666.67 per month), full-time, January 1, 2002 through June 30, 2002. New consecutive term appointment.

Coffey, Jack, Clinical Associate Professor of Pharmacy Clinical and Administrative Sciences, title changed from Interim Assistant Dean to Assistant Dean for External and Professional Affairs, College of Pharmacy, January 1, 2002 through June 30, 2002. Salary unchanged.

Fischer, Pamela C., Clinical Assistant Professor of Psychiatry and Behavioral Sciences, salary changed from annualized rate of \$67,926 for 12 months (\$5,660.50 per month) to without remuneration, December 1, 2001.

Griffin, Don, title changed from Assistant Professor to Adjunct Assistant Professor of Health Administration and Policy, salary changed from annualized rate of \$55,620 for 12 months (\$4,635.00 per month) to without remuneration, December 31, 2001.

Guild, Marinell Friday, Assistant Professor of Nutritional Sciences, salary changed from annualized rate of \$44,803 for 12 months (\$3,733.58 per month) to annualized rate of \$33,602 for 9 months (\$3,733.58 per month), January 1, 2002 through May 31, 2002. Changing from 12-month appointment to 9-month appointment.

Hutton, James P., Clinical Professor of Internal Medicine, Tulsa, salary changed from without remuneration to annualized rate of \$48,750 for 6 months (\$8,125.00 per month), 0.30 time, January 1, 2002 through June 30, 2002.

Lyons, Carl, Clinical Associate Professor of Pharmacy Clinical and Administrative Sciences, title changed from Interim Assistant Dean to Assistant Dean for Outreach Communications, College of Pharmacy, January 1, 2002 through June 30, 2002. Salary unchanged.

Mayr, Nina A., Professor of Radiological Sciences and Section Chief, Radiation Oncology, appointed Professor with tenure, June 1, 2001.

McNeill, Daniel L., Professor of Family and Preventive Medicine and Director, Physician Associate Program, College of Medicine, salary changed from annualized rate of \$78,656 for 12 months (\$6,554.67 per month), to annualized rate of \$91,000 for 12 months (\$7,583.33 per month), January 1, 2002 through June 30, 2002. Retention-to counter an offer of employment.

Rathbun, Suman W., Assistant Professor of Medicine, given additional title Adjunct Assistant Professor of Radiological Sciences, December 1, 2001 through June 30, 2002. Salary unchanged.

Stanley III, John R., Assistant Professor of Obstetrics and Gynecology, given additional title Adjunct Assistant Professor of Radiological Sciences, December 1, 2001 through June 30, 2002. Salary unchanged.

Tisdal III, Victor C., Clinical Assistant Professor of Radiological Sciences, salary changed from annualized rate of \$24,500 for 12 months (\$2,041.67 per month), 0.49 time, to annualized rate of \$36,000 for 12 months (\$3,000.00 per month), 0.60 time, January 1, 2002 through June 30, 2002. Change in FTE.

Tompkins, John F., Associate Professor of Orthopedic Surgery, salary changed from annualized rate of \$76,500 for 12 months (\$6,375.00 per month) to annualized rate of \$89,453 for 12 months (\$7,454.42 per month), January 2, 2002 through June 30, 2002. Additional VA funding.

Touchet, Bryan Keith, title changed from Clinical Assistant Professor to Assistant Professor of Psychiatry, Tulsa, given additional title Medical Director, Psychiatry Outpatient Clinic, Department of Psychiatry, Tulsa; salary changed from without remuneration to annualized rate of \$105,000 for 12 months (\$8,750.00 per month), January 1, 2002 through June 30, 2002. New consecutive term appointment.

Weatherby, Francene M., Associate Professor of Nursing, title changed from Director of Recruitment, Counseling, and Program Evaluation to Assistant Dean for Student and Alumni Affairs, College of Nursing; salary changed from annualized rate of \$66,445 for 12 months (\$5,537.08 per month) to annualized rate of \$69,445 for 12 months (\$5,787.08 per month), January 1, 2002 through June 30, 2002. Includes an administrative supplement of \$3,000 while serving as Assistant Dean for Student and Alumni Affairs.

Westerman, Eric L., Clinical Professor of Internal Medicine, Tulsa, salary changed from without remuneration to annualized rate of \$40,625 for 6 months (\$6,770.83 per month), 0.30 time, January 1, 2002 through June 30, 2002.

Whitsett, Thomas L., Professor of Medicine and Adjunct Professor of Cell Biology, given additional title Adjunct Professor of Radiological Sciences, December 1, 2001 through June 30, 2002. Salary unchanged.

Wolraich, Mark Lee, Professor of Pediatrics and The CMRI/Shawn Walters Chair in Developmental and Behavioral Pediatrics, appointed Professor with tenure, June 1, 2001.

Yuh, William T.C., Professor and Chair of Radiological Sciences, appointed Professor with tenure, June 1, 2001.

RESIGNATIONS AND/OR TERMINATIONS:

Abeyewardene, Lankike Nalin, Assistant Professor of Anesthesiology, January 15, 2002.

Barsaloux, Andrew F., Clinical Instructor in Medicine, December 1, 2001 (with accrued vacation through January 3, 2002).

Draper, Michael L., Assistant Professor of Obstetrics and Gynecology, December 31, 2001 (with accrued vacation through January 31, 2002).

Thompson, David M., Assistant Professor of Rehabilitation Sciences, December 31, 2001 (with accrued vacation through February 12, 2002).

Welder, Allison, Associate Professor of Pharmaceutical Sciences, December 31, 2001 (with accrued vacation through January 7, 2002).

RETIREMENTS:

Dlugokinski, Eric, Clinical Professor of Psychiatry and Behavioral Sciences, November 16, 2001; named Professor Emeritus of Psychiatry and Behavioral Sciences. Approval of Emeritus title only. Retirement previously approved September 13, 2000.

Epstein, Robert Bernard, Professor of Medicine, Adjunct Professor of Pathology, and Adjunct Professor of Surgery, January 1, 2002 (with accrued vacation through March 1, 2002); named Professor Emeritus of Medicine.

Everett, Mark Allen, Regents' Professor, November 16, 2001; named Regents' Professor Emeritus. Approval of Emeritus title only. Retirement previously approved October 30, 1996.

Fine, Douglas P., Professor and Chair of Medicine, and Adjunct Professor of Microbiology and Immunology, May 12, 2001; named Professor Emeritus of Medicine. Approval of Emeritus title only. Retirement previously approved June 21, 2000.

Hamby, Carol L., Associate Professor of Dental Services Administration, July 1, 2001; named Professor Emeritus of Dental Services Administration. Approval of Emeritus title only. Retirement previously approved June 19, 2001.

Hill, Robert, Professor of Pediatrics, December 31, 2001 (with accrued vacation through February 6, 2002).

Karns, Donald C., Clinical Associate Professor of Family and Preventive Medicine, November 16, 2001; named Professor Emeritus of Family and Preventive Medicine. Approval of Emeritus title only. Retirement previously approved July 17, 1995.

Kaufman, Christian E., Professor of Medicine and Chief, Nephrology Section, Department of Medicine, November 16, 2001; named Professor Emeritus of Medicine. Approval of Emeritus title only. Retirement previously approved July 30, 2001.

Patzkowsky, Lawrence W., Professor of Family and Preventive Medicine, November 16, 2001; named Professor Emeritus of Family and Preventive Medicine. Approval of Emeritus title only. Retirement previously approved April 8, 1993.

Robinson, Malcolm, Clinical Professor of Medicine, October 1, 2001; named Clinical Professor Emeritus of Medicine.

Rowell, Jessica P., Assistant Dean for Public and Support Services, College of Nursing, and Associate Professor of Nursing, March 1, 2002; named Professor Emeritus of Nursing.

Thadani, Udho, Professor of Medicine, November 16, 2001; named Professor Emeritus of Medicine. Approval of Emeritus title only. Retirement previously approved October 30, 2001.

Norman Campus:

LEAVES OF ABSENCE:

Bagajewicz, Miguel, Professor of Chemical Engineering and Materials Science, date of sabbatical leave of absence with full pay, January 1, 2002 through May 15, 2002 changed to August 16, 2002 through December 31, 2002.

Carey, Thomas D., Regents' Professor of Music, short-term disability leave of absence, January 5, 2002 through March 30, 2002.

Jordon, Rosetta D., Associate Professor of Modern Languages, Literatures and Linguistics, short-term disability leave of absence, January 1, 2002 through May 15, 2002.

Stalford, Harold L., Professor of Aerospace and Mechanical Engineering, leave of absence without pay January 1, 2002 through May 15, 2002. To continue research in design, fabrication and testing of micromachined sensors for biomedical applications, at Sandia National Laboratories.

Wallach, Bret, Professor of Geography and Chair of the Department of Geography, sabbatical leave of absence with full pay, January 1, 2002 through May 15, 2002 postponed. Family medical emergency.

NEW APPOINTMENTS:

Feeling, Durbin, Instructor of Anthropology, annualized rate of \$32,000 for 9 months (\$3,555.55 per month), August 16, 2002 through May 15, 2003. Three-year renewable term appointment.

LeCount, Lisa J., Ph.D., Assistant Professor of Anthropology, annualized rate of \$42,500 for 9 months (\$4,722.22 per month), August 16, 2002 through May 15, 2003. New tenure-track faculty.

Mish, Kyran D., Ph.D., Professor of Civil Engineering and Environmental Science, annualized rate of \$42,500 for 9 months (\$4,722.22 per month), 0.50 time, January 1, 2002 through May 15, 2002. New faculty. Tenure credentials under review.

Ortega, Lina L., Assistant Professor and Chemistry/Mathematics Librarian, University Libraries, annualized rate of \$36,000 for 12 months (\$3,000.00 per month), February 1, 2002 through June 30, 2002. New tenure-track faculty.

Portniaguina, Evgenia, Assistant Professor of Finance, annualized rate of \$125,000 for 9 months (\$13,888.88 per month), August 16, 2002 through May 15, 2003. If Ph.D. not completed by August 10, 2002, title and salary to be changed to Acting Assistant Professor, annualized rate of \$122,000 for 9 months (\$13,555.56 per month). New tenure-track faculty.

Yoon, Yong Tae, Ph.D., Assistant Professor of Electrical Engineering, annualized rate of \$70,000 for 9 months (\$7,777.77 per month), January 1, 2002 through May 15, 2002. New tenure-track faculty.

REAPPOINTMENTS:

Doswell, Charles A., Senior Research Scientist, Cooperative Institute for Mesoscale Meteorological Studies, annualized rate of \$31,627 for 12 months (\$2,635.59 per month), 0.33 time, January 1, 2002 through June 30, 2002. Paid from grant funds; subject to availability of funds.

Scott, Thurman E., Research Assistant Professor, Keck Rock Mechanics Institute, annualized rate of \$63,045 for 12 months (\$5,253.76 per month), November 1, 2001 through March 31, 2002. Paid from grant funds; subject to availability of funds.

CHANGES:

Cruz, Joao R., Professor of Electrical Engineering, given additional title Tilley Chair in Electrical Engineering, salary changed from annualized rate of \$89,329 for 9 months (\$9,925.44 per month) to annualized rate of \$104,329 for 9 months (\$11,592.11 per month), January 1, 2002. Three-year term appointment. Paid \$15,000 annually while serving as Tilley Chair. Term tied to next scheduled post-tenure review.

Gan, Rong Z., Associate Professor of Aerospace and Mechanical Engineering, given additional title Charles E. Foster Chair in Mechanical Engineering, salary changed from annualized rate of \$64,168 for 9 months (\$7,129.78 per month) to annualized rate of \$79,168 for 9 months (\$8,796.44 per month), January 1, 2002. Four-year term appointment. Paid \$15,000 annually while serving as Charles E. Foster Chair.

Khitrin, Anatoly K., Visiting Research Scientist, Chemistry and Biochemistry, salary changed from annualized rate of \$46,356 for 12 months (\$3,863.00 per month), 0.75 time, to annualized rate of \$48,000 for 12 months (\$4,000.00 per month), 0.75 time, January 1, 2002 through August 31, 2002. Paid from grant funds; subject to availability of funds.

Leslie, Lance M., Professor of Meteorology and Robert Lowry Chair in Meteorology, annualized rate of \$105,000 for 9 months (\$11,666.67 per month), appointment start date changed from November 1, 2001 to January 1, 2002. New tenured faculty.

O'Rear, Edgar A., Professor of Chemical Engineering and Materials Science and Director, Oklahoma Bioengineering Center, given additional title Francis W. Winn Professor in Chemical Engineering and Materials Science, salary changed from annualized rate of \$91,659 for 9 months (\$10,184.33 per month) to annualized rate of \$101,659 for 9 months (\$11,295.44 per month), January 1, 2002. Two-year term appointment. Paid \$10,000 annually while serving as Francis W. Winn Professor. Term tied to next scheduled post-tenure review.

Pulat, Babur M., Adjunct Professor of Industrial Engineering, annualized rate of \$20,000 for 9 months (\$2,222.22 per month), 0.45 time, August 16, 2001 through May 15, 2002, given additional title Research Associate, Engineering Dean's Office, annualized rate of \$37,838 for 12 months (\$3,153.15 per month), 0.55 time, January 1, 2002 through June 30, 2002. Paid from grant funds; subject to availability of funds.

Resasco, Daniel E., Professor of Chemical Engineering and Materials Science, given additional title Sam A. Wilson Professor of Chemical Engineering, salary changed from annualized rate of \$79,488 for 9 months (\$8,832.00 per month) to annualized rate of \$89,488 for 9 months (\$9,943.11 per month), January 1, 2002. Six-year term appointment. Paid \$10,000 annually while serving as Sam A. Wilson Professor. Term tied to next scheduled post-tenure review.

Russell, Gregory T., Associate Professor of Political Science, given title Chair of the Department of Political Science, salary changed from annualized rate of \$51,154 for 9 months (\$5,683.78 per month) to annualized rate of \$93,000 for 12 months (\$7,750.00 per month), July 1, 2002.

Appointed to a four-year term as Chair. Changing from 9-month faculty to 12-month academic administrator.

Striz, Alfred G., Professor of Aerospace and Mechanical Engineering, given additional title L. A. Comp Chair in Aerospace Engineering, salary changed from annualized rate of \$79,365 for 9 months (\$8,818.33 per month) to annualized rate of \$94,365 for 9 months (\$10,485.00 per month), January 1, 2002. Four-year term appointment. Paid \$15,000 annually while serving as L. A. Comp Chair.

RESIGNATIONS AND/OR TERMINATIONS:

Bolton, Ruth N., Professor of Marketing and Ruby K. Powell Professor of Marketing, December 31, 2001.

Russell, Bruce W., Associate Professor, Civil Engineering and Environmental Science, December 31, 2001.

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

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

ADMINISTRATIVE AND PROFESSIONAL PERSONNEL ACTIONS

Health Sciences Center:

NEW APPOINTMENT:

Foster, Pamela G., Physicians Assistant II, Department of OU Physicians CHP Clinics, annualized rate of \$62,130.00 (\$5,177.47 per month), January 1, 2002. Professional Staff.

CHANGES:

Horton, David M., Technical Architect, Department of Information Technology, salary changed from annualized rate of \$80,000 for 12 months (\$6,666.67 per month) to annualized rate of \$82,400 for 12 months (\$6,833.33 per month), January 1, 2002. Managerial Staff.

Parker, Jeanene, title changed from Physicians Assistant I to Physicians Assistant II, Department of OU Physicians Faculty Clinics, November 30, 2001. Professional Staff.

Pitts, Scott R., Assistant Director of Enterprise Systems, Department of Information Technology, salary changed from annualized rate of \$82,000 for 12 months (\$6,833.33 per month) to annualized rate of \$84,460 for 12 months (\$7,038.33 per month), January 1, 2002. Managerial Staff.

Trepagnier, Rebecca, title changed from Director of Enterprise Services to Director of Information Technology, Department of Information Technology, January 1, 2002. Administrative Officer.

Norman Campus:

LEAVE OF ABSENCE:

Farley, Olga J., Administrator II, Intramural Department, short-term leave of absence December 13, 2001 through January 7, 2002.

NEW APPOINTMENTS:

Acebo, Kayla K., Director of Development, OU-Schusterman, annualized rate of \$75,000 for 12 months (\$6,250.00 per month), December 10, 2001. Managerial staff.

Wilson, Kevin R., Coach/Sports Professional III, Athletic General Operations, annualized rate of \$135,000 (\$11,250.00 per month), December 20, 2001. Managerial staff.

REAPPOINTMENTS:

Gissy, Francine M., Contract Manager, Center for Business and Economic Development, College of Continuing Education, \$60,365 for 12 months (\$5,030.40 per month), January 1, 2002 through December 31, 2002. Paid from grant funds; subject to availability of funds.

Minton, A.L., Programmer/Systems Analyst I, Cooperative Institute for Mesoscale Meteorological Studies, \$62,500 for 12 months (\$5,208.34 per month), February 1, 2002 through June 30, 2002. Paid from grant funds; subject to availability of funds.

CHANGES:

Burkhart, Jessica M., Scientific Programmer/Analyst, Oklahoma Climatological Survey, title changed to Information Technology Analyst II, salary changed from annualized rate of \$51,148 for 12 months (\$4,262.34 per month) to annualized rate of \$62,000 for 12 months (\$5,166.67 per month), August 23, 2001. Managerial staff. Position reclassification.

Clarke, IV, Ross R., Program Administrator III, Public and Community Services Development, College of Continuing Education, salary changed from annualized rate of \$62,500 for 12 months (\$5,208.33 per month), 1.00 time, to annualized rate of \$31,250 for 12 months (\$2,604.17 per month), 0.50 time, January 1, 2002 through June 30, 2002. Grant funds not available.

Kuwitzky, Chris C., Controller, Administrative Affairs, one-time supplemental pay of \$7,500 for additional responsibilities assumed, January 14, 2002. Administrative staff.

Loomis, Cori H., Director of Compliance, additional title of HIPAA (Health Insurance Portability Accountability Act, 1996) Privacy Official, salary remains at \$79,000 for 12 months (\$6,383.33 per month), February 1, 2002. Administrative staff.

Stroud, Clarke L., Vice President for Student Affairs and Dean of Students, Student Affairs, salary changed from annualized rate of \$100,880 for 12 months (\$8,406.66 per month) to annualized rate of \$120,000 for 12 months (\$10,000 per month), January 29, 2002. Executive Officer.

RESIGNATION AND/OR TERMINATION:

Neumann, Stephen M., Coach/ Sports Professional III, Athletic General Operations, December 31, 2001. Managerial Staff.

RETIREMENTS:

Gertsch, W. Darrell, Vice Provost for Asian Program Development, April 1, 2002.

Hammer, Judith A., Program Administrator III, Center for Child and Family Development, College of Continuing Education, December 31, 2001.

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

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

LITIGATION

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

TRANSFER OF FUNDS - NC

Oklahoma State Regents' for Higher Education *Fund and Cash Flow Policy* describes the operating revenue allocated to the State System institutions as "General Revenue." These funds are appropriated by the State Legislature to the Oklahoma State Regents' for Higher Education who then allocate those funds in accordance with approved budget guidelines on an annual basis to the State System institutions. The cash is placed at the disposal of each institution and constituent agency in its general revenue fund (290 General Fund).

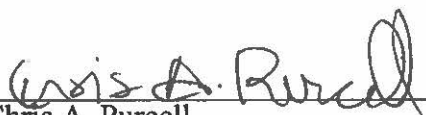
The State Regents' office may transfer operating reserves to an institution's 295 Capital Improvements Fund at the written request of the institution's president with prior approval of the institutional governing board. Although this type of transfer is not done on a routine basis, State Regents' policy does allow for certain transfers to complete specific capital improvement projects. Each individual institution, with the governing board's approval, has the discretion to use surplus operating reserves for capital improvements.

The transfer of \$700,000 from the 290 General Fund to the 295 Capital Improvements Fund will be used to help fund the Schusterman Center Classroom Facilities Remodel project.

President Boren recommended the Board of Regents approve the transfer of \$700,000 from the 290 General Fund for Instruction in Tulsa, to the 295 Capital Improvements Fund for use in funding the classroom renovation project at the Schusterman Center in Tulsa.

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

There being no further business, the meeting adjourned at 11:15 a.m.

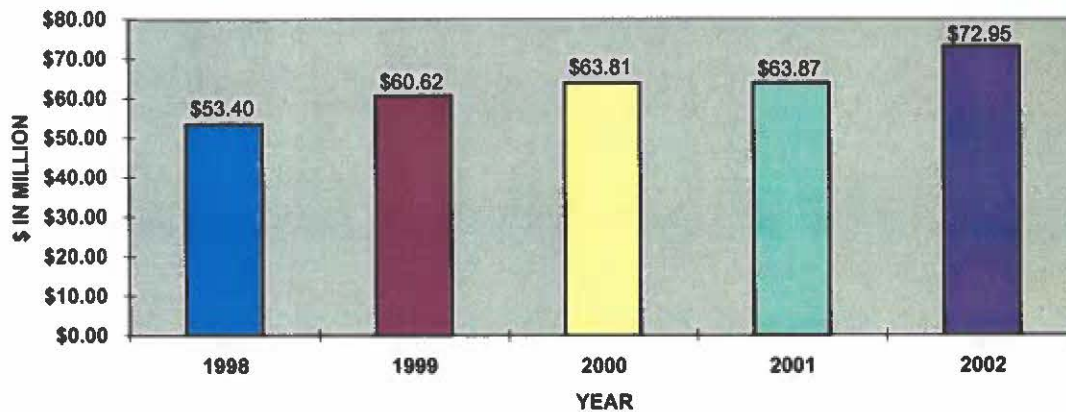

Chris A. Purcell
Executive Secretary of the Board of Regents

January 29-30, 2002

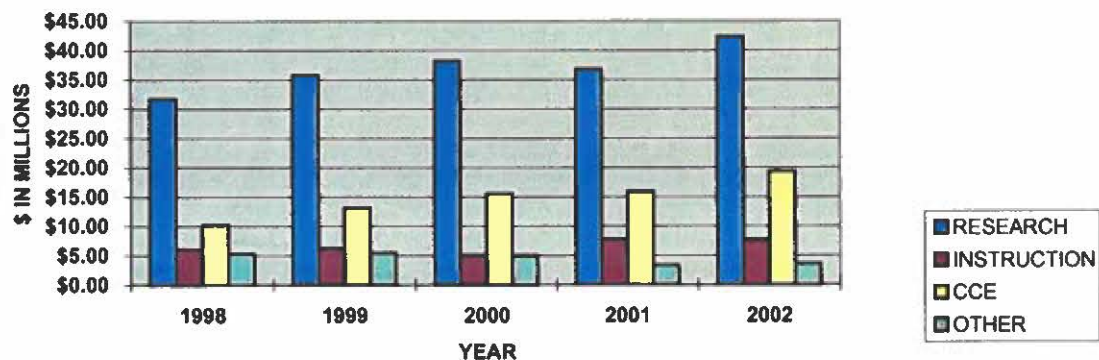
THE UNIVERSITY OF OKLAHOMA

HEALTH SCIENCES CENTER AND NORMAN CAMPUS

TOTAL SPONSORED PROGRAMS EXPENDITURES TO DATE



SPONSORED PROGRAMS EXPENDITURES TO DATE BY AREA

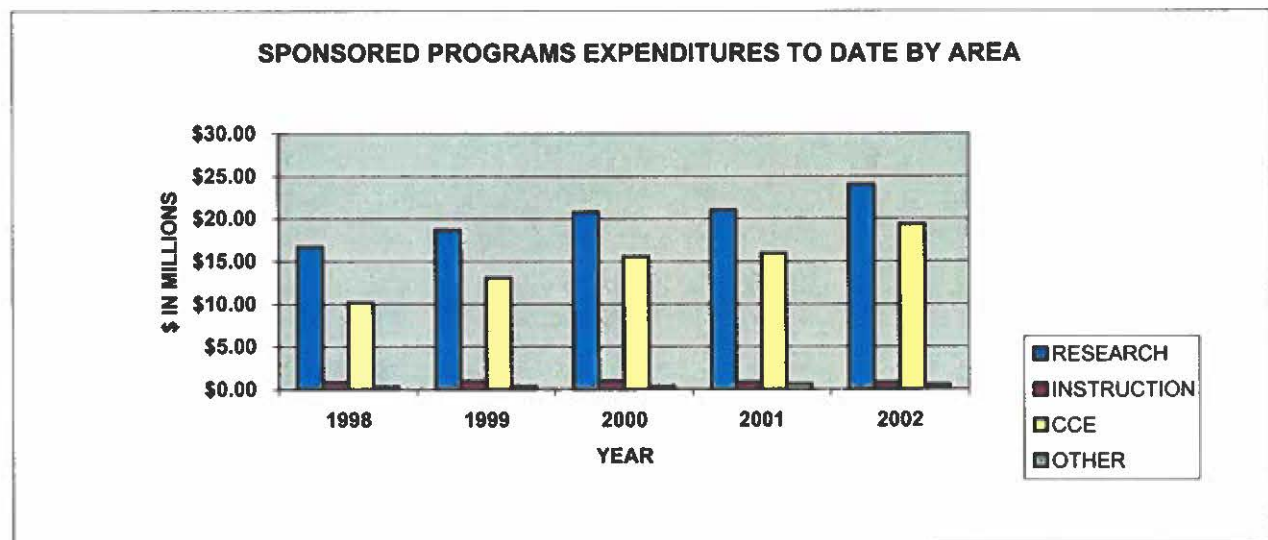
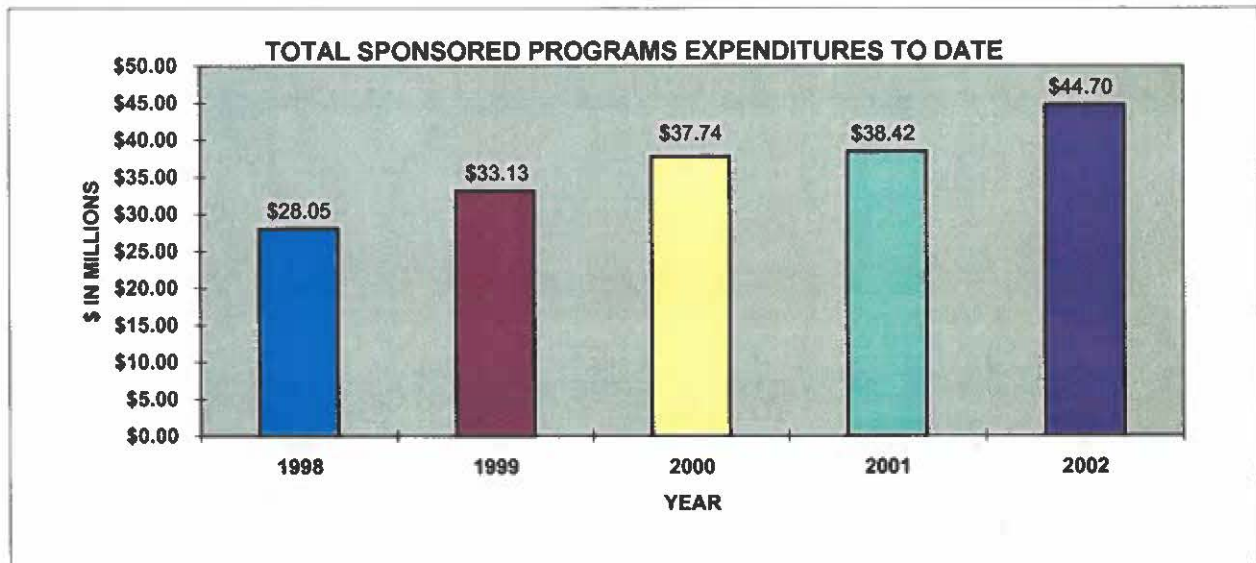


	FY 2002 YEAR	YEAR %CHANGE	FY 2001 YEAR		2001 November	MONTH %CHANGE	2000 November
RESEARCH	\$ 42,354,317	15.16%	\$ 36,779,051		\$ 9,453,173	-2.59%	\$ 9,704,703
INSTRUCTION	\$ 7,658,383	-1.91%	\$ 7,807,126		\$ 1,703,380	-18.00%	\$ 2,077,177
CCE	\$ 19,348,134	21.54%	\$ 15,919,497		\$ 3,739,103	-14.20%	\$ 4,357,993
OTHER	\$ 3,585,387	6.46%	\$ 3,367,913		\$ 779,887	-17.00%	\$ 939,663
TOTAL	\$72,946,220	14.20%	\$ 63,873,588		\$ 15,675,543	-8.22%	\$17,079,535

THE UNIVERSITY OF OKLAHOMA

January 29-30, 2002

NORMAN CAMPUS



	FY 2002 YEAR	YEAR %CHANGE	FY 2001 YEAR		2001 November	MONTH %CHANGE	2000 November
RESEARCH	\$ 24,002,457	14.12%	\$ 21,033,335		\$ 5,521,012	45.79%	\$ 3,787,011
INSTRUCTION	\$ 840,541	0.81%	\$ 833,807		\$ 293,702	-31.34%	\$ 427,752
CCE	\$ 19,348,134	21.54%	\$ 15,919,497		\$ 3,739,103	17.08%	\$ 3,193,605
OTHER	\$ 506,404	-20.44%	\$ 636,532		\$ 65,490	-71.10%	\$ 226,607
TOTAL	\$ 44,697,535	16.33%	\$ 38,423,172		\$ 9,619,307	25.99%	\$ 7,634,974

NORMAN CAMPUS

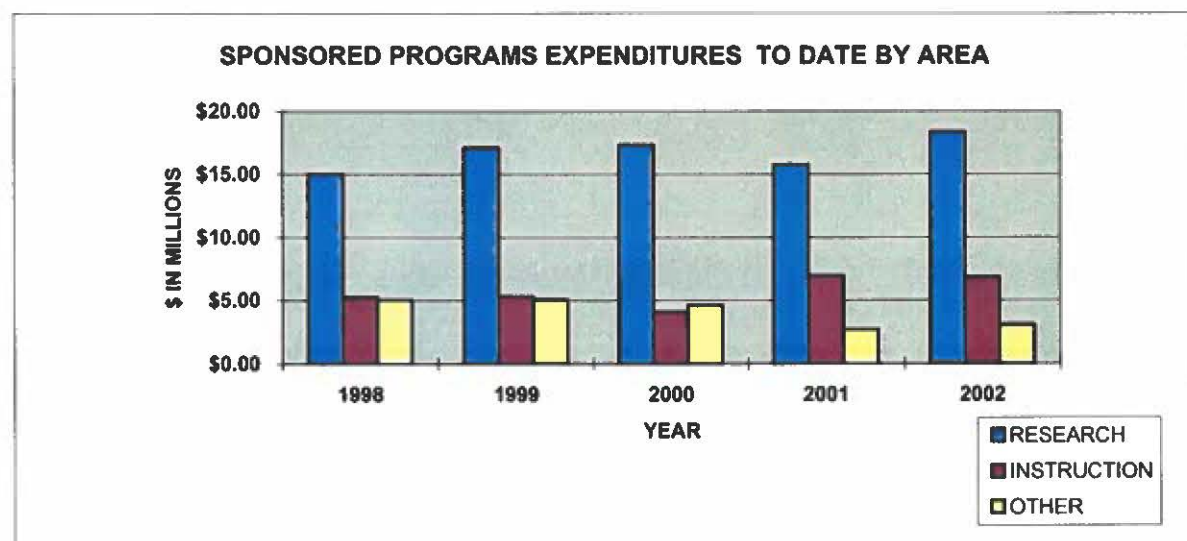
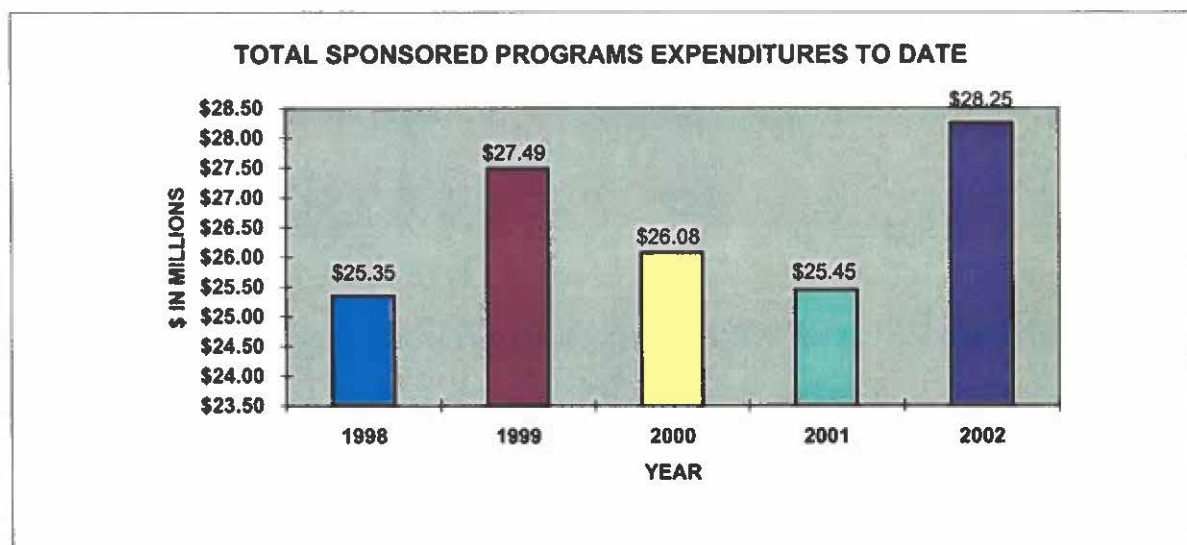
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EXPENDITURES

EXPENDITURES

EXPENDITURES

HEALTH SCIENCES CENTER

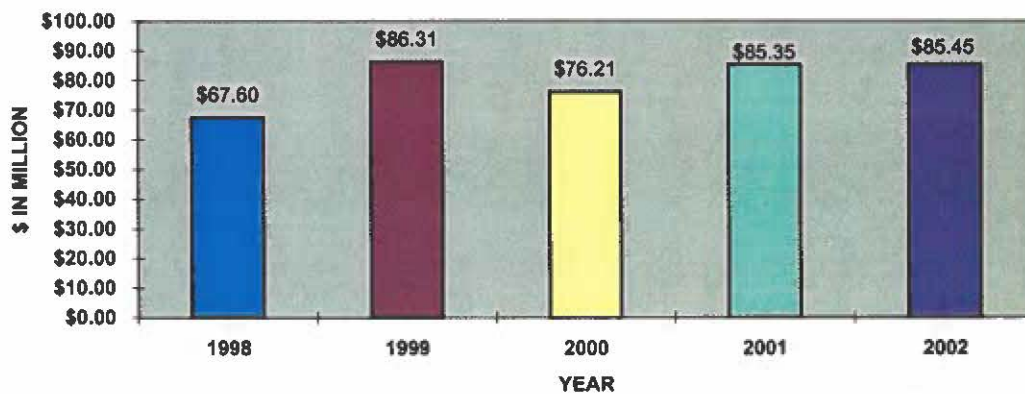


	FY 2001 YEAR	YEAR %CHANGE	FY 2001 YEAR		2001 November	MONTH %CHANGE	2000 November
RESEARCH	\$ 18,351,860	16.55%	\$ 15,745,716		\$ 3,932,161	21.70%	\$ 3,231,040
INSTRUCTION	\$ 6,817,842	-2.23%	\$ 6,973,319		\$ 1,409,678	-3.45%	\$ 1,460,105
OTHER	\$ 3,078,983	12.73%	\$ 2,731,381		\$ 714,397	199.89%	\$ 238,222
TOTAL	\$ 28,248,685	10.99%	\$ 25,450,416		\$ 6,056,236	22.86%	\$ 4,929,367

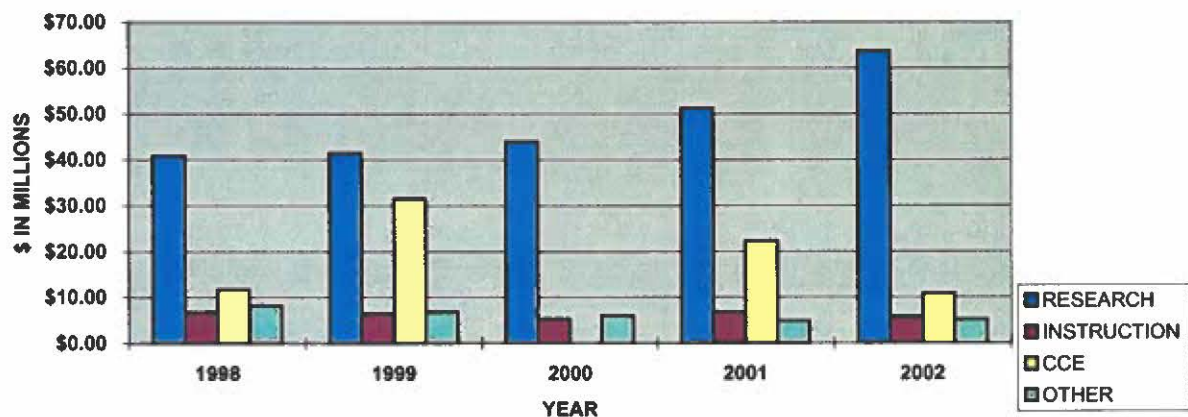
HEALTH SCIENCES CENTER

NORMAN CAMPUS AND HEALTH SCIENCES CENTER

TOTAL SPONSORED PROGRAMS AWARDS TO DATE

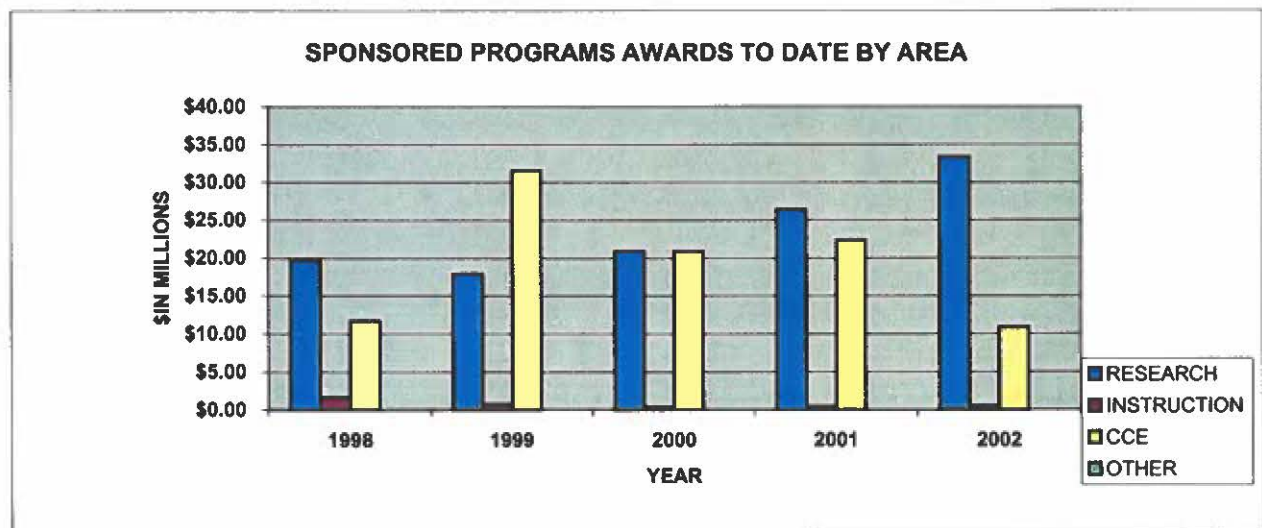
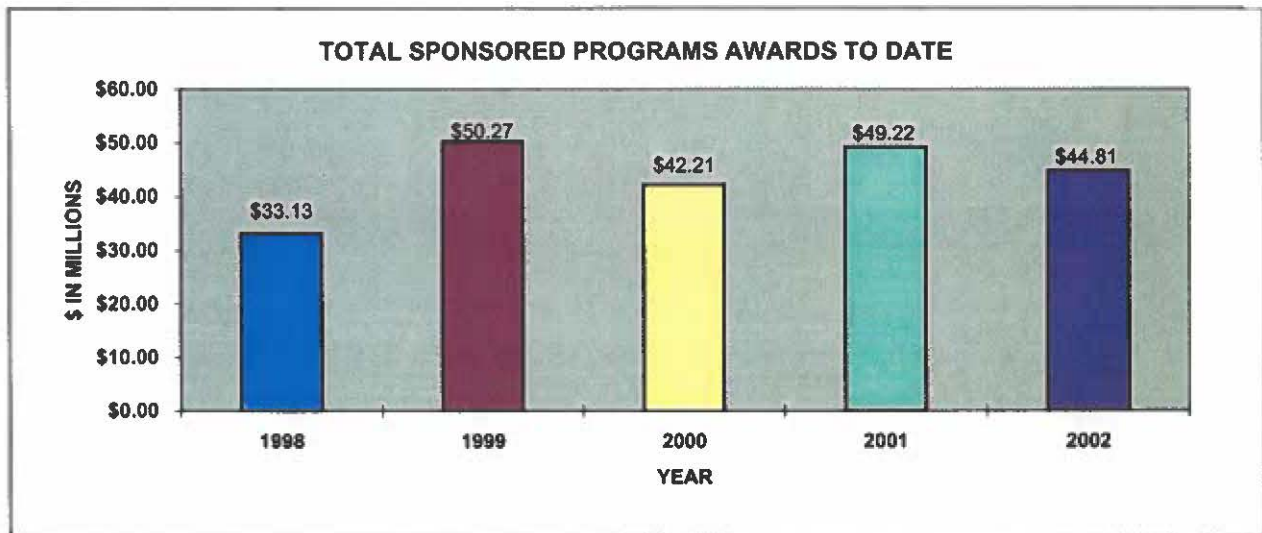


SPONSORED PROGRAMS AWARDS TO DATE BY AREA



	FY 2002 YEAR	YEAR %CHANGE	FY 2001 YEAR		2001 November	MONTH %CHANGE	2000 November
RESEARCH	\$ 63,633,018	24.05%	\$ 51,298,056		\$ 4,899,849	-69.95%	\$ 16,305,612
INSTRUCTION	\$ 5,808,971	-14.73%	\$ 6,812,788		\$ 509,099	7172.84%	\$ 7,000
CCE	\$ 10,841,242	-51.57%	\$ 22,383,445		\$ 357,410	8.88%	\$ 328,248
OTHER	\$ 5,169,171	6.50%	\$ 4,853,581		\$ 381,758	424.75%	\$ 72,750
TOTAL	\$ 85,452,402	0.12%	\$ 85,347,870		\$ 6,148,116	-63.21%	\$ 16,713,610

NORMAN CAMPUS



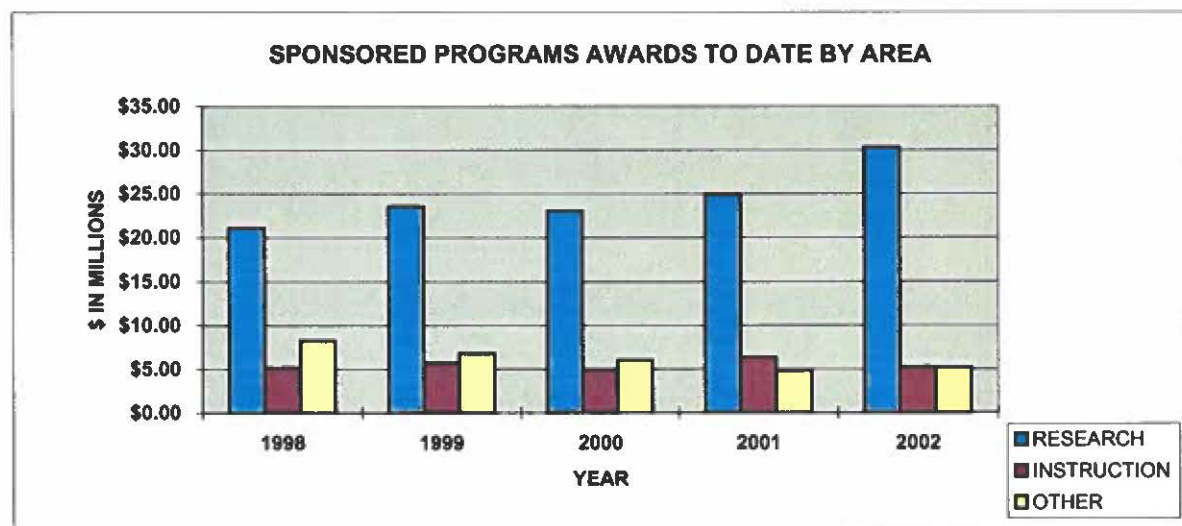
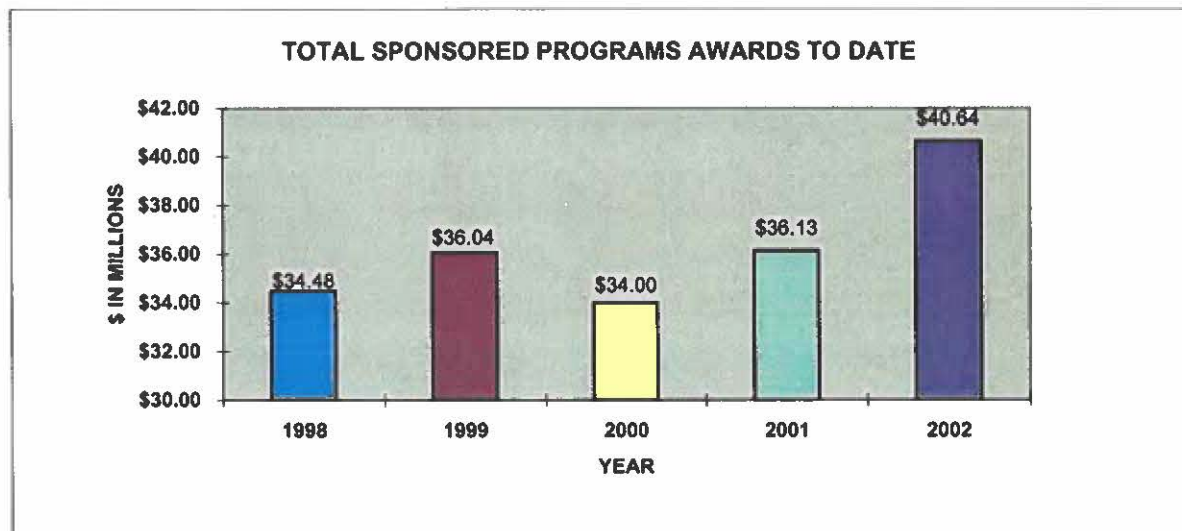
	FY 2002 YEAR	YEAR %CHANGE	FY 2001 YEAR		2001 November	MONTH %CHANGE	2000 November
RESEARCH	\$ 33,377,537	26.63%	\$ 26,358,350		\$ 2,212,983	-18.59%	\$ 2,718,226
INSTRUCTION	\$ 591,995	23.06%	\$ 481,057		\$ 109,100	-7.80%	\$ 118,325
CCE	\$ 10,841,242	-51.57%	\$ 22,383,445		\$ 357,410	-92.57%	\$ 4,810,391
OTHER	\$ -		\$ -		\$ -		\$ -
TOTAL	\$ 44,810,774	-8.96%	\$ 49,222,852		\$ 2,679,493	-64.96%	\$ 7,646,942

NORMAN CAMPUS

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HEALTH SCIENCES CENTER



	FY 2002 YEAR	YEAR %CHANGE	FY 2001 YEAR		2001 November	MONTH %CHANGE	2000 November
RESEARCH	\$ 30,255,481	21.31%	\$ 24,939,706		\$ 2,686,866	-3.78%	\$ 2,792,315
INSTRUCTION	\$ 5,216,976	-17.61%	\$ 6,331,731		\$ 399,999	136.15%	\$ 169,383
OTHER	\$ 5,169,171	6.50%	\$ 4,853,581		\$ 381,758	139.66%	\$ 159,293
TOTAL	\$ 40,641,628	12.50%	\$ 36,125,018		\$ 3,468,623	11.14%	\$ 3,120,991

HEALTH SCIENCES CENTER

January 29-30, 2002

**HEALTH SCIENCES CENTER
REPORT OF CONTRACTS AWARDED (OVER \$100K)**

October 2001

AWARD NO.	AGENCY	TITLE	VALUE	PERIOD	PI(S)
C1003202	Administration on Children, Youth and Families	Oklahoma Infants Assistance Program	\$400 K	12 mos.	Dr. S. M. Simpson Pediatrics Child Study Center
C1134209	National Institute of Allergy and Infectious Diseases	Role of T-Cells and Immunity to Cryptococcosis	\$251 K	12 mos.	Dr. J. W. Murphy Dept of Microbiology and Immunology
C1134609	National Eye Institute	Roles of Toxins in Endophthalmitis	\$218 K	12 mos.	Dr. M. S. Gilmore Dept of Ophthalmology
C1146503	National Institute on Alcohol Abuse and Alcoholism	Pharmacological Treatment of Ethanol Withdrawal	\$351 K	10 mos.	Dr. L. P. Gonzalez Dept of Psychiatry and Behavioral Sciences
C1159505	National Center for Chronic Disease Prevention and Health Promotion	Young Women at Risk: Prevention of Unplanned Preg	\$361 K	12 mos.	Dr. H. Huszti Pediatrics Hematology and Oncology
C1163801	National Heart, Lung and Blood Institute	Molecular Mechanism of HERG Potassium Channel Func	\$117 K	24 mos.	Dr. P. S. Spector Medicine Cardiology
C1216109	Bureau of Health Professions	Native American Center of Excellence Consortium	\$495 K	12 mos.	Dr. P. A. McHale Medicine Office of the Dean
C2152009	Oklahoma State Department of Health	Behavioral Risk Factor Surveillance System (BRFSS)	\$198 K	0 mos.	Dr. E. N. Brandt Dept of Health Administration and Policy
C3002301	National Eye Institute	Antibody-Mediated Death of Mammalian Photoreceptor	\$229 K	12 mos.	Dr. J. F. McGinnis Dept of Ophthalmology
C3006701	National Institute of Diabetes and Digestive and Kidney Diseases	A Comparison of In Vivo and In Vitro Tissue Engine	\$330 K	12 mos.	Dr. B. P. Kropp Dept of Urology

AWARD NO.	AGENCY	TITLE	VALUE	PERIOD	PI(S)
C3009202	National Institute of Allergy and Infectious Diseases	Immunity of Schistosome Glycoconjugates	\$127 K	5 mos.	Dr. R. D. Cummings Oklahoma Center for Medical Glycobiology
C3013401	National Science Foundation	Assembly of Synaptic Fusion Core Complex Studied b	\$114 K	12 mos.	Dr. Y. Liu Dept of Pathology
C3013601	National Center on Birth Defects and Developmental Disabilities	Fetal Alcohol Syndrome/ARND Research Consortium-Ok	\$242 K	12 mos.	Dr. J. J. Mulvihill Pediatrics Genetic Endo Metabolism
C3013801	National Institute on Alcohol Abuse and Alcoholism	Psychophysiological Precursors of Alcoholism	\$305 K	9 mos.	Dr. W. Lovallo Dept of Psychiatry and Behavioral Sciences
C5007002	National Center for Research Resources	Gamma Herpesvirus Vaccine	\$164 K	12 mos.	Dr. D. Dittmer Dept of Microbiology and Immunology
C5007402	Presbyterian Health Foundation	M.D./Ph.D. Program	\$250 K	12 mos.	Dr. O. R. Kling Graduate College Office of the Dean
C7012301	Bard Electrophysiology	In Vivo Investigation of the Radiofrequency Lesion	\$253 K	15 mos.	Dr. H. Nakagawa Medicine Cardiology
C7013102	CryoLife, Inc.	A Chronic Hemodynamic Function Study of a SynerGra	\$345 K	12 mos.	Dr. R. C. Elkins Dept of Surgery
C8027201	Emisphere Technologies, Inc.	EMISPHERE SNAC/Heparin w/Subcutaneous Enoxaparin	\$145 K	13 mos.	Dr. P. C. Comp Medicine Hematology/Oncology
C8030701	IDD Corporation	IDD-676 Diabetic Neuropathy	\$297 K	12 mos.	Dr. L. Olansky Medicine Endocrinology
C8031001	Wyeth Ayerst	GAR-936 FOR Skin Infections	\$104 K	20 mos.	. C. O'Hare Dept of Surgery
C8031801	Merck & Company, Inc.	Safety and Efficacy of Pentavalent (G1, G2, G3, G4	\$252 K	36 mos.	Dr. V. San Joaquin Dept of Pediatrics
Totals	22		\$5,548 K		

January 29-30, 2002

**HEALTH SCIENCES CENTER
REPORT OF CONTRACTS AWARDED (OVER \$100K)**

November 2001

AWARD NO.	AGENCY	TITLE	VALUE	PERIOD	PI(S)
C1149802	National Institute of Allergy and Infectious Diseases	Glycoconjugates in Viral Pathogenesis	\$255 K	12 mos.	Dr. G. M. Air Dept of Biochemistry and Molecular Biology
C2218802	Indian Health Service	Mod #1: Train the Trainers/Treatment of Child Physical and	\$150 K	24 mos.	Dr. B. L. Bonner Center on Child Abuse and Neglect
C2218802	Indian Health Service	Mod #2: Train the Trainers/Treatment of Child Physical and	\$150 K	24 mos.	Dr. B. L. Bonner Center on Child Abuse and Neglect
C2218802	Indian Health Service	Mod #3: Train the Trainers/Treatment of Child Physical and	\$200 K	24 mos.	Dr. B. L. Bonner Center on Child Abuse and Neglect
C2356604	Department of Human Services	Dev, Review, Dis, Coord Policy	\$105 K	12 mos.	Dr. M. J. Ferretti L. M. Tolbert Library and Resource Center for Developmental Disabilities
C3003103	Center for Infectious Diseases	Antecedents of Foodborne Disease Outbreaks	\$189 K	12 mos.	Dr. D. T. Boatright Dept of Occupational and Environmental Health
C3004401	Office For Victims of Crime	Training/Technical Assistance for Victim Assistance	\$100 K	27 mos.	Dr. D. S. Bigfoot Center on Child Abuse and Neglect
C3005501	National Institutes of Health	MHC-Bound, SIV-Derived, CTL and HTL Epitopes	\$100 K	12 mos.	Dr. W. Hildebrand Dept of Microbiology and Immunology
C3005901	Association of Teachers of Preventive Medicine	The Impact of Arthritis Among Aging American India	\$222 K	12 mos.	Dr. R. John Dept of Health Promotion Sciences

AWARD NO.	AGENCY	TITLE	VALUE	PERIOD	PI(S)
C3013501	National Institute of General Medical Sciences	Consortium for Functional Glycomics	\$387 K	11 mos.	Dr. R. D. Cummings Oklahoma Center for Medical Glycobiology
C3014801	National Institute on Drug Abuse	Synthesis and Evaluation of Sigma-Active Cocaine A	\$289 K	9 mos.	Dr. R. R. Matsumoto Dept of Pharmacology and Toxicology
C8033001	Celsion Corporation	Radnomized, Phase II Clinical Trial to Assess the	\$100 K	12 mos.	Dr. W. C. Dooley Dept of Surgery
Totals	12		\$2.247 K		

January 29-30, 2002

**UNIVERSITY OF OKLAHOMA
COMPLIANCE AND QUALITY IMPROVEMENT PROGRAM**

I. Adoption of Compliance and Quality Improvement Program.

1.01 Purpose of the Program. The University of Oklahoma (the "University") is committed to the highest standards of ethics, honesty, and integrity and to compliance with all applicable laws and regulations. The purpose of this Compliance and Quality Improvement Program (the "Program") is to call the attention of persons associated with the University to some of the laws and regulations applicable to academic institutions. The Program is intended to (a) promote legal and ethical behavior in the academic context and (b) prevent and detect violations of law. The Program is intended to provide for more effective and efficient compliance efforts and oversight.

1.02 Action by Board of Regents. This Program was adopted on the _____ day of _____, _____, by resolution of the University's Board of Regents (the "Board").

1.03 Pre-existing Standards and Procedures. In addition to this document, the University has established and maintains various practices, policies and procedures which are incorporated into the Program. This Program does not supersede or diminish any other policy or program of the University that, in whole or in part, also addresses compliance issues, unless such other policies or programs are inconsistent with this Program.

1.04 Compliance with Other Laws. University employees are required to comply with all applicable laws and regulations, whether or not specifically addressed in the Program. The standards of conduct set forth in this Program cannot cover every legal situation. It is the responsibility of each University employee to act honestly and with integrity in all dealings and to seek appropriate guidance when necessary.

1.05 Modification of the Program. This Program, and any attachments hereto, will be periodically updated or otherwise modified by the Board as necessary. In addition to this document, the University will periodically distribute memoranda or other policies, which supplement the Program.

1.06 General Application. This Program applies to all University colleges, departments and employees that: (i) submit claims for reimbursement of medical services; (ii) perform human and/or animal research; and/or (iii) handle or work with or around hazardous and/or radioactive materials.

II. Duties of University Leadership.

2.01 Board of Regents. The Board has the responsibility for (a) implementing; and (b) Overseeing the Program and related compliance activities. Functions of the Board Will include, but not be limited to the following:

- a. *Authorization for the University to implement the Program.*
- b. *Approval of the structure for management oversight and reporting of compliance activities.*

- c. Review of periodic reports concerning the Program and compliance activities.*
- d. Review of any special reports on any compliance activity.*

2.02 University Officers and Other Management Personnel. The Director of Compliance must have the support of all University officers, Department chairs and other management personnel to effectively implement and manage the Program. Employees in leadership positions must pay special attention to the laws and regulations applicable to his/her college or department and should bring areas of concern to the attention of the Director of Compliance.

III. Office of Compliance.

3.01 General Purpose. The University's Office of Compliance, under the direction of the Director of Compliance, is responsible for overseeing, monitoring, and assisting the University in its efforts to (i) raise awareness regarding legal and ethical issues; (ii) improve compliance training and quality improvement and review functions; and (iii) ensure adherence to the highest standards of conduct.

3.02 Specific Purposes. In addition to the general purpose stated above, the Office of Compliance will coordinate the University's efforts to:

- a. inform applicable University employees about the Standards of Conduct and improvement;*
- b. implement and conduct training programs where needed, and/or monitor existing training programs;*
- c. perform and/or arrange periodic compliance/quality improvement reviews;*
- d. conduct investigations of compliance complaints in coordination with the applicable University department and/or officer;*
- e. maintain a reporting and question hotline for compliance matters;*
- f. serve as a resource to the University on matters of compliance;*
- g. assist with the correction of compliance concerns; and*
- h. draft and implement, in coordination with the applicable department, any necessary policies and procedures.*

3.03 Structure. The Office of Compliance will report to the University's General Counsel. However, the Director of Compliance may present compliance issues or concerns directly to the President of the University or the Board in the event the General Counsel does not respond to such issues or concerns in a timely manner.

IV. Director of Compliance.

- 4.01 Appointment. The Program will be overseen by a Director of Compliance. The specific duties of the Director of Compliance are set forth in Section 4.03.

4.02 Selection Criteria. The Director of Compliance will oversee and monitor the University's compliance activities. The day-to-day decisions related to the Program will be made by the Director of Compliance. The Director of Compliance will coordinate the Program and identify and build on existing University policies and procedures. The Director of Compliance should be an individual who has the following characteristics:

- a. *High integrity and a thorough understanding of the operations of the University.*
- b. *Effective analytical skills required to direct regulatory monitoring.*
- c. *Effective public speaking skills and the ability to articulate complex regulatory information in understandable terms.*
- d. *Effective interpersonal skills required to work with University officers and --- employees as well as third party vendors and government representatives.*
- e. *Effective organizational and planning skills as well as the ability to handle multiple tasks simultaneously.*
- f. *Effective writing skills.*
- g. *Thorough understanding of the laws and regulations which apply to the areas covered by this Program, and the ability to identify the legal issues and refer them to the Office of Legal Counsel.*

4.03 Responsibilities of the Director of Compliance. It is the responsibility of the Director of Compliance to ensure that the Program is implemented and monitored. Coordination and communication are key functions of the Director of Compliance. It is not the duty of the Director of Compliance to perform all compliance related tasks. Rather, the role of the Director of Compliance is to coordinate compliance activities. The Director of Compliance will have authority to review documents and records relevant to compliance activity. The duties of the Director of Compliance will include, but not be limited to, the following activities:

- a. *Oversee implementation of the Program in all areas designated by the Board and President pursuant to the time line established in consultation with the General Counsel.*
- b. *Work with University officers, Department chairs and employees to prevent, detect and respond appropriately to compliance issues.*
- c. *Identify University functions and routine business practices and activities requiring compliance training and monitoring.*
- d. *Establish procedures to make available the appropriate portions of this Program and any amendments thereto to all affected University employees.*
- e. *Establish a reporting system with University employees who have compliance responsibilities.*
- f. *Serve as a resource for the University on matters of compliance.*

- g. *Perform routine, periodic compliance reviews, or arrange for such reviews, of high-risk areas.*
- h. *Monitor (in conjunction with the Office of Legal Counsel) developments and changes in statutes, court rulings, rules and regulations that affect compliance requirements, bring them to the attention of the appropriate officers and employees, and assist with remedial activities when appropriate.*
- i. *Make recommendations, as needed, to University departments regarding their compliance efforts.*
- j. *Implement systems to ensure that all University employees are adequately informed of their responsibilities under the Program;*
- k. *Establish a 24-hour a day hotline through which University employees can make anonymous and confidential reports and inquiries.*
- l. *Maintain records related to the Program.*
- m. *Review and periodically propose revisions to the Program to meet changes in the University's needs and in the business and regulatory environment.*
- n. *Submit periodic reports to the General Counsel regarding compliance activities.*
- o. *Conduct investigations in coordination with the applicable department or University officer as needed and act on compliance related matters. The Director of Compliance will notify the appropriate University officer, in addition to the General Counsel, prior to initiating any investigation.*
- p. *Monitor and respond to any questions, concerns and reports of possible violations reported through any means.*
- q. *Hire or retain, with the approval of the General Counsel and President and in a manner that is consistent with University policies, any employees or independent contractors necessary to implement the Program and perform the compliance review and training functions.*

V. Advisory Committee.

5.01 Establishment of Committee. The members of the Advisory Committee will be: (i) the Senior Vice President and Provost - Norman Campus; (ii) the Senior Vice President and Provost - Health Sciences Center; (iii) the Vice President for Health Affairs and Associate Provost - Health Sciences Center; (iv) the Vice President for Research - Norman Campus; (v) the Vice President for Research - Health Sciences Center; (vi) the Associate Vice President for Clinical Research; (vii) the Vice Presidents for Administrative Affairs; and (viii) and any other University employees designated from time to time by the General Counsel.

- 5.02 Purpose of Committee. The Advisory Committee will meet on a periodic basis to (i) provide advice and assistance to the Director of Compliance; (ii) discuss matters of policy applicable to the areas covered by the Program and (iii) receive reports from the Director of Compliance regarding the activities of the Office of Compliance and developments regarding compliance issues.

VI. Standards of Conduct.

6.01 Introduction. The Standards of Conduct ("Standards") are a non-exclusive compilation of guidelines regarding ethical and legal standards that all University employees are expected to follow when performing services for or on behalf of the University that are related to the areas covered by this Program. The Standards will be made available to all University employees in the Office of Compliance and on the University's website under the section dedicated to the Office of Compliance.

6.02 Hiring and Retention. The University will not hire or retain as an employee, independent contractor or agent, a health care professional it knows to have been convicted of a criminal offense related to health care or who is debarred by the General Services Administration or is excluded, or otherwise ineligible for participation in Federal Health Care Programs.¹ All health care professionals seeking employment and/or credentials will be required to provide information concerning: (a) criminal convictions; (b) exclusions from any Federal Health Care Program; and (c) sanctions by any Federal Health Care Program. Each College providing health care services will do a criminal background check in accordance with University procedures and applicable laws, an OIG Cumulative Sanctions check and a reference check prior to a decision to offer employment or credentials to a health care professional. When credentialing physicians, the College of Medicine, Oklahoma City and Tulsa, will consult the National Practitioner Data Bank as well.

6.03 Coding and Billing Standards and Procedures.

6.03.1 Billing in General. Honesty and accuracy in billing and in the making of claims for payment by a Federal Health Care Program, or payment by any third party payer, is vital. Each health care professional employed by the University is expected to monitor compliance with applicable billing rules. No University employee shall submit, authorize or sign a false claim for reimbursement in violation of applicable laws and regulations. Claims for the provision of services and/or supplies should only be submitted by the University department or college that generated the charges unless an alternative billing arrangement has been approved by the Director of Compliance and the Vice President for Health Affairs and Associate Provost - Health Sciences Center.

6.03.2 Billing and Coding-Specifics. University employed health care professionals will refrain from any of the following practices and work to identify and correct instances in which mistakes have occurred in the following areas:

- a. *Billing for items or services not rendered or not provided as claimed;*
- b. *Submitting claims for equipment, medical supplies and services that are not reasonable and necessary;*

¹ The term "Federal Health Care Program" means any medical payment program funded in whole or in part by the United States government including Medicare, Medicaid, and CHAMPUS also known as TRICARE, and all other programs described in 42 U.S.C. § 1320a-7b(f).

- c. *Double billing resulting in duplicate payment;*
- d. *Billing for non-covered services as if covered;*
- e. *Knowingly misusing provider identification numbers, resulting in improper billing;*
- f. *Unbundling (billing for each component of the service instead of billing or using an all-inclusive code);*
- g. *Failure to properly use coding modifiers;*
- h. *Falsely indicating that a particular health care professional attended a procedure or that services were otherwise rendered in a manner they were not;*
- i. *Clustering (billing all patients using a few middle levels of service codes, under the assumption that it will average out to the appropriate level of reimbursement;*
- j. *Failing to refund credit balances; and*
- k. *Upcoding the level of service provided.*

6.03.3 Billing to Receive Denial. A University department or college may bill Medicare in order to receive a denial for services, but only if the denial is needed for reimbursement from a secondary payer. The Medicare claim submission should indicate that the claim is being submitted for the purpose of receiving a denial in order to bill a secondary insurance carrier.

6.03.4 Waiver of Copayments and Deductibles. University employed health care professionals will not waive copayments or deductibles except to the extent consistent with applicable laws, regulations and guidance issued by the Office of Inspector General. Permissible waivers include, but are not necessarily limited to, waiver based on indigency and contractual write-offs and discounts.

6.03.5 Billing and Coding Queries. Billing and coding staff shall be able to communicate with and receive communications from University employed health care professionals at all times. Billing and coding staff will not submit claims for reimbursement until all coding questions have been satisfactorily answered and appropriate documentation has been submitted by the appropriate health care professional

6.03.6 Use of Consultants. From time to time, the University may retain consultants to provide reimbursement and/or coding assistance. Such consultants may not be paid on a percentage based upon the increase in reimbursement to the University or one of its departments or colleges (i.e., a contingent fee contract).

6.03.7 Documentation. Claims for payment will be coded and billed based on the documentation contained in the patient's medical record. University employed health care professionals will appropriately document the services and supplies provided to, or the diagnosis and treatment of, each patient and will complete medical records in a timely manner. Medical record documentation must be complete and legible.

6.04 Anti-Kickback Statute and Self-Referral Proscriptions.

6.04.1 Anti-Kickback Statute. No University employed health care professional or one of its departments or colleges may pay or accept a payment to induce the referral of a patient in violation of the Federal or State Anti-Kickback Statutes. No one acting on behalf of the University, or one of its departments or colleges, may offer gifts of more than nominal value, loans, rebates, services, or payment of any kind to a referral source or to a patient without consulting the Director of Compliance.

A number of safe harbor regulations have been adopted under the Federal Anti-Kickback Statute, 42 C.F.R. § 1001.952. Analysis of an activity under the Anti-Kickback Statute and its safe harbors is complex and depends upon the specific facts and circumstances of each case. University employees should not make unilateral judgments on the availability of a safe harbor for a financial transaction, payment practice, discount or other financial arrangement. Such situations must be brought to the attention of the Director of Compliance prior to implementation.

6.04.2 Self-Referral Proscription. The Physician Self-Referral Statute, more commonly known as "Stark II", prohibits a physician's referral of a patient for a designated health service to an entity with which the physician has a financial relationship unless an exception is met. Compensation and ownership relationships with physicians, including physician employment and independent contractor arrangements, must satisfy an exception to Stark II. Analysis of whether an exception is met depends upon a number of specific facts. University employees should not make a unilateral judgment on the availability of an exception. The responsibility for evaluating the availability of an exception lies with the University's Office of Legal Counsel.

6.04.3 Physician Recruitment. The recruitment and retention of physicians require special care to comply with applicable laws and regulations. Each recruitment package or commitment must be in writing and consistent with applicable laws and regulations. New or unique recruitment arrangements must be reviewed by the Director of Compliance in consultation with the University's Office of Legal Counsel.

6.05 Gifts and Gratuities.

6.05.1 Gifts from Patients. University employed health care professionals are prohibited from soliciting tips, personal gratuities or gifts from patients and from accepting monetary tips or gratuities. Health care professionals may accept non-monetary gratuities and gifts of nominal value from patients. If a patient or another individual wishes to present a monetary gift, he/she should be referred to the University Development Office. When an employee receives a gift that violates this policy, the gift should be returned to the donor and reported to the Director of Compliance.

6.05.2 Gifts Influencing Decision-Making. University employed health care Professionals shall not accept gifts, favors, services, entertainment or other Things of value to the extent that decision-making or actions affecting such employee may be influenced. Gifts may be received by University employed health care professionals when they are of such limited value that they could not reasonably be perceived as an attempt to affect the judgment of the recipient. For example, token

promotional gratuities from suppliers, such as advertising novelties and food are not prohibited under this policy. The offer or giving of money, services or other things of value with the expectation of influencing the judgment or decision making process of any purchaser, supplier, customer, government official or other individual by University employee, department or college is prohibited.

6.05.3 Gifts to Referral Sources. Gifts of nominal value may be provided to a referral source if made without intent to induce a referral. If a gift is to be made to a referral source which will result in that individual receiving gifts valuing over \$300.00 in a calendar year, that gift must be approved in advance by the Director of Compliance. Cash gifts to referral sources are prohibited. Non-cash gifts are permissible only if made without regard to the volume of business received from the referral source.

6.06 Unlawful Advertising. Neither the University, one of its departments or colleges of an employed health care professional will use the names, abbreviations, symbols, or emblems of the Social Security Administration, Center for Medicare Services (formerly the Health Care Financing Administration), Department of Health and Human Services, Medicare, Medicaid or any combination or variation of such words, abbreviations, symbols or emblems in a manner that conveys the false impression that the advertised item or service is endorsed by such government agencies.

6.07 Confidentiality of Patient Information. All University employees have an obligation to conduct themselves in accordance with the principle of maintaining the confidentiality of individually identifiable health information in accordance with the HIPAA Privacy Regulations and all other applicable laws and regulations and to adhere to the University's policies and procedures implementing such laws and regulations.

6.08 Environmental Health and Safety/Radiation Safety.

6.08.1 Workplace Health and Safety. The University wants all employees to work in a safe environment. All University employees must perform their jobs in compliance with all applicable institutional policies and State and Federal laws and regulations relating to the protection of workers safety. Employees must become familiar with the worker safety laws and regulations which apply to their jobs. Employees should seek advice regarding workplace safety and compliance issues from their supervisors or the Environmental Health and Safety Office. Each employee is responsible for advising the employee's supervisor or the Environmental Health and Safety Office of any serious situation presenting a danger of injury so that timely corrective action may be taken.

6.08.2 Protection of the Work Environment. All University employees must manage and dispose of hazardous chemical, radioactive, and other wastes in a way that maximizes protection of human health and the work environment and is in accordance with all applicable local, State and Federal laws and regulations. All employees must be trained to perform their duties and conduct their activities in an environmentally responsible manner in accordance with applicable University policies.

6.09 Research.

6.09.1 Protection of Human and Animal Subjects. The University is committed to dealing ethically with the human and animal subjects which participate in research projects conducted by University faculty, staff and students or performed using University property. Employees involved in human subject or animal research must comply with all Federal and State statutes and regulations regulating such research and must adhere to all University policies and procedures regarding research.

6.09.2 Research Financial Issues. Research costs and budgets must be prepared and submitted accurately and in accordance with (i) generally accepted accounting principles, (ii) OMB Circular A-21 or (iii) the terms set forth in an industry-sponsored or government grant or contract, whichever is applicable, in addition to applicable statutes and regulations. Financial conflicts of interest will be reported in accordance with University policy.

6.09.3 Scientific Misconduct. The University will not tolerate scientific misconduct which includes, but is not limited to: (i) plagiarism; (ii) falsification; (iii) fabrication; and (iv) other unethical scientific practices. Scientific misconduct is further defined in and governed by other University policies.

6.10 Employee Response to Investigations/Audits. If a University employee is contacted by a government investigator or auditor, the employee should fully and appropriately cooperate. The Employee Investigative and Audit Response Guidelines attached hereto as Exhibit A provide guidance to employees on an appropriate response to such contacts.

VII. Administration of the Program.

7.01 Adherence to the Program. It is intended that all University employees subject to this Program carry out their duties for the University in a manner that is consistent with this Program. Conduct that does not comply with the Program (i) is not authorized by the University and (ii) may subject the employee to corrective action pursuant to Section 7.03. Such corrective actions also may apply to an employee's supervisor or department chair, as applicable, who (i) directs or approves the employee's improper actions; (ii) is aware of the improper actions, but does not appropriately correct such actions; or (iii) otherwise fails to exercise appropriate supervision.

7.02 Questions About the Program. If any question arises as to (i) the existence of, interpretation of or application of any law or regulation which applies to an area or matter that is covered by this Program or (ii) whether any action complies with the Program, a University employee should present that question to such employee's immediate supervisor. If the question cannot be addressed in that manner because the supervisor is absent, does not know the answer or does not respond in a timely manner, or is suspected of being involved in or condoning the activity, the question should be addressed to the Director of Compliance. Legal issues should be referred to the Office of Legal Counsel. The University encourages employees not to guess, but to ask for clarification from the Director of Compliance if there is confusion or a question with regard to the Program, the law, or a policy or procedure.

7.03 Corrective Action. The Program includes the possibility of corrective action for University employees who have failed to comply with (i) the Program; (ii) other University policies and procedures; and (iii) applicable federal and state laws and regulations. Corrective action also may be appropriate where an employee should have, but failed, to detect a violation. Any violation of applicable federal or state laws or regulations or deviation from the appropriate standards of conduct as set forth in this Program will subject an employee to corrective action, which may include, but is not limited to, any of the following:

- a. *Mandatory training,*
- b. *Counseling session,*
- c. *Corrective action plan,*
- d. *Required leave,*
- e. *Reduction in salary,*
- f. *Demotion,*
- g. *Suspension,*
- h. *Abrogation of tenure,*
- i. *Suspension of billing privileges, if a healthcare provider, and/or*
- j. *Termination of employment or contractual relationship.*

7.04 Exit Interviews. The University shall attempt to conduct an exit interview for all employees performing services for the University that are covered by this Program who terminate employment for any reason using the exit interview form attached hereto as Exhibit B. The employee's supervisor should notify Human Resources when an employee notifies him/her of the employee's termination. Upon receipt of such notice, Human Resources should send the employee the Exit Interview Questionnaire attached hereto as Exhibit B which should also be returned to Human Resources. Exit interview forms which raise compliance issues should be copied and routed to the Director of Compliance.

7.05 Self-Reporting. To be effective, the Program depends to some extent upon self-reporting and acceptance of responsibility by University employees who may have made mistakes out of lack of knowledge or inattention. To the extent a University employee self-reports a potential wrongdoing, both the self-reporting and the acceptance of responsibility will be taken into account by the University as a mitigating factor in determining the form of action taken. University employees can use the Hotline described in Section 10.02.4 of this Program to self-report or they may contact the Director of Compliance directly.

VIII. Training and Education.

8.01 Generally. Education and training is a critical part of the Program. Education and training will involve not only new employees, but all existing employees as needed. The University will require participation by all employees in appropriate training programs. University officers, department chairs and other management personnel will be involved in the educational process by assisting in (i) identifying areas that require training and (ii) the training process. The Director of Compliance will be actively involved in the design and implementation of training and educational programs.

8.02 Mandatory Training. An employee's failure to attend a mandatory training session will subject that employee to corrective action as discussed in Section 7.03 above. The supervisor or management employee responsible for conducting the training will maintain attendance records and will forward copies of such records to the Director of Compliance.

8.03 Dissemination of Information. Upon the adoption of this Program by the Board, the University will distribute to employees: (i) a letter from the University's President discussing the University support of the Program; and (ii) the Standards of Conduct summarizing the Program. From that point forward, Human Resources and the affected Departments will provide a copy of the President's letter and the Standards of Conduct to persons at the same time an offer of employment is made and such individuals will be required to execute a Certification and Agreement of Compliance as attached hereto as Exhibit C as a condition of employment. On at least an annual basis, employees will be reminded of their obligations under this Program and their duty to report suspected violations of the Program and applicable statutes and regulations through a written or electronic communication from the Office of Compliance.

IX. Monitoring and Compliance Reviews.

9.01 Generally. Regular monitoring and review of compliance activities is a feature of the Program. There will be regular reporting to University management, the President and the General Counsel.

9.02 Monitoring Techniques. The University will utilize regular and periodic compliance reviews. The compliance reviews will focus on those areas within the University which have substantive exposure and which otherwise put the University at risk. If it is determined that any error or deviation is caused by improper procedures, misunderstanding of the rules, including fraud or other systemic problems, the Director of Compliance, in consultation with the General Counsel should take immediate steps to correct the problem. To the extent that monitoring and auditing discloses that variations or deviations were not detected in a timely manner due to deficiencies in the Program, the Program will be modified.

Monitoring techniques can take a variety of forms, including, but not limited to: (i) onsite visits; (ii) document reviews; and (iii) personal interviews. The Director of Compliance will have access to (i) any pertinent records and (ii) relevant personnel. Cooperation with the Director of Compliance is mandatory.

9.03 Advice from the Government and its Agents. To the extent the University requests advice, or receives advice, from the government or its agents, the University will document and retain a record of such request and response or unsolicited advice received. Each employee receiving such advice will be responsible for providing a copy of the advice, if written, or a memorandum describing the advice, if oral, to the Director of Compliance. Every effort should be made to obtain such advice in written form. The Director of Compliance will maintain a log of advice received.

X. Response and Prevention.

10.01 Reports of Wrongdoing. All University employees have a duty under this Program to report possible wrongdoing or suspected violations of applicable federal and state laws and regulations. The University has an open door policy available to all employees acting in good faith to encourage communication, dialogue and the reporting of incidents of potential wrongdoing or suspected violations. A "suspected violation" occurs when an employee has reasonable cause to believe that a violation of a law regulation applicable to an area covered by this Program, or a violation of this Program, has occurred or will occur. The University will not retaliate or discriminate against any employee who makes a good faith report of a suspected violation regarding the observed conduct or actions by another person by reason of such a report

being made. While the University will strive to maintain the confidentiality of an employee's identity, it may become necessary for such employee's identity to become known or revealed during the investigation process. It will be a violation of this Program to make a report of a suspected violation which is knowingly false.

The reporting methods set forth below apply to reports of suspected violations of law which apply to areas and matters covered by this Program or to suspected violations of this Program. Other issues should be reported through the University's normal reporting structure.

10.02 Methods of Reporting.

10.02.1 Immediate Supervisor. The first option for reporting suspected violations of law is to make the report to the employee's immediate supervisor who can in turn, work with the Director of Compliance to investigate and rectify any problems. If reporting to the supervisor is inappropriate because the supervisor is absent, does not know the answer or does not respond in a timely manner, or because the supervisor is suspected of condoning the activity, reports can be made pursuant to one of the other options set forth below.

10.02.2 Director of Compliance. The University desires to establish an open line of communication between all employees and the Director of Compliance to provide for the successful implementation and operation of the Program. The Director of Compliance can be reached by telephone at (405) 271-2511 or during ordinary office hours in Room 175D of the Bird Library. A message may also be sent to the Director of Compliance via regular or electronic mail.

10.02.3 Hotline. If an employee wishes to remain anonymous while reporting potential wrongdoing, an employee may call the Helpline, which will be available 24 hours a day, at (405) 271-2223. The call will not be traced and the person need not give his/her name.

10.03 Responding to Reports. When a report of a suspected violation is received on a matter that does not concern compliance issues, that report will be referred to the appropriate University department. Whenever the Director of Compliance receives a report of a suspected violation, from any source, which allegation may reasonably constitute a criminal or civil offense, the Director of Compliance will promptly conduct a preliminary review of such allegation. Advice from the Office of Legal Counsel may be sought to determine the seriousness of the allegation. The preliminary review should be completed within a reasonable time of the receipt of the report. If the Director of Compliance reasonably determines that it is necessary to conduct an internal investigation of the alleged misconduct, the Director of Compliance will conduct such an internal investigation in coordination with the applicable Department or University officer. *The Director of Compliance will notify the appropriate University officer, in addition to the General Counsel, prior to initiating any investigation.* The internal investigation should be completed within a reasonable time of the initial report. When circumstances so require, the Director of Compliance will proceed more quickly than the time standards set forth herein or authorize additional time to complete the investigations. All internal investigations and their results will be reported to the General Counsel.

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[Note: The following language may conflict with the Faculty Handbook.] Employees under investigation may be removed from their current work activity and put on administration leave pending completion of an investigation or preliminary review upon action of the Director of Compliance or the General Counsel, to the extent permitted by applicable University policies and procedures.

The Director of Compliance should take appropriate steps to secure or prevent the destruction of documents and other evidence relevant to the investigation. Advice from the Office of Legal Counsel regarding any such investigation may be obtained if necessary. Once an investigation is completed, if corrective action is warranted, it should be immediate and imposed in accordance with the University's Employee and Faculty Handbooks.

Exhibit A

Employee Investigative and Audit Response Guidelines

As government and public scrutiny increases regarding the areas addressed by the University's Compliance and Quality Improvement Program, the possibility of a government investigator or auditor contacting a University employee at his/her home or place of work increases. *The University encourages each employee contacted by a government investigator or auditor to cooperate fully and appropriately.* If you receive such a visit or are contacted, you should follow the following steps:

1. Ask the investigator or auditor for identification and check it.
2. Tell the investigator or auditor it is the University's policy that you make two calls first.
 - a. Call your supervisor. You may ask the investigator or auditor to talk to your supervisor..
 - b. Call the Director of Compliance at (405) 271-2511 or the Office of General Counsel at (405) 325-4124. You may ask the investigator or auditor to talk with the Director of Compliance or the General Counsel.
3. You do not have to talk to the investigator or auditor if you do not want. The University is not instructing you not to talk to the investigator or auditor; however, you are not under any obligation to talk to them. Until it is determined who or what is the subject of the investigation or audit, as a matter of sound advice, it is usually not in an employee's best interest to talk with an investigator or auditor without an attorney present. Simply tell the investigator or auditor that you want the interview to be terminated until an attorney is present.
4. You are not authorized to give University documents (including documents you may have prepared at work) to the government. Any request for documents should be reported to the Office of Legal Counsel.
5. Search Warrants: If a government investigator presents a search warrant, you must allow the search to occur. However, you should follow the steps outlined above. In order to protect the University's interests, it is crucial that your supervisor and the Office of Legal Counsel are notified immediately. Further, before any search occurs, ask the investigator to make a copy of the search warrant. Importantly, review the scope of the search stated in the warrant. Make a log of all documents taken and attempt to obtain the investigator's permission to copy the documents prior to their removal.
6. Subpoenas: If an investigator presents a subpoena for documents, you do not have to provide the documents immediately. Give the subpoena to your supervisor who will coordinate with the Office of Legal Counsel regarding the appropriate response to the subpoena.

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Exhibit B

**OFFICE OF COMPLIANCE
EXIT INTERVIEW QUESTIONNAIRE**

Employee's Name:

Job Title:

College and Department:

Dates of Employment:

1. During the course of your employment, did you become aware of, or did you observe any, conduct or activity that could be considered questionable, unethical, or illegal regarding matters covered by the Compliance and Quality Improvement Program? ☒ Yes ☐ No

If "yes", please describe.

2. If you answered "yes" to Question 1, did you notify your supervisor, the compliance officer, or any other individual about your concerns and observations? ☒ Yes ☐ No

If "yes", please explain, and be as specific as possible when you reference persons, dates, locations and outcomes.

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Exhibit C

CERTIFICATION AND AGREEMENT OF COMPLIANCE

I certify that I have received and have read a copy of the University of Oklahoma's Standards of Conduct and that I fully understand the requirements set forth in that document. I certify that I shall act in full accordance with all policies of the University including the University's Compliance and Quality Improvement Program ("Program"). Such policies include the University's commitment to adhere to all applicable statutes and regulations. I understand that I will be subject to disciplinary action, including the possibility of termination, for violating such policies, the Standards of Conduct or the Program or for failing to report violations as required by the Program.

Name:

Signed:

Date: