



TEXAS TECH UNIVERSITY SYSTEM

BOARD OF REGENTS

AGENDA BOOK

March 1-2, 2018

BOARD OF REGENTS
TEXAS TECH UNIVERSITY SYSTEM

AGENDA

March 1-2, 2018

BOARD OF REGENTS

Mr. L. Frederick “Rick” Francis, Chairman

Mr. Tim Lancaster, Vice Chairman

Mr. John D. Esparza

Mr. Ron Hammonds

Mr. Christopher M. Huckabee

Mr. J. Michael Lewis

Mr. Mickey L. Long

Mr. John D. Steinmetz

Mr. John B. Walker

Mr. Jarett Lujan, Student-Regent

Standing Committees:

Academic, Clinical and Student Affairs:

John Esparza; Jarett Lujan, John Steinmetz; John Walker (Chair)

Audit:

Chris Huckabee; Ron Hammonds; Mickey Long (Chair)

Facilities:

John Esparza (Chair); Mickey Long; John Walker

Finance and Administration:

Chris Huckabee; Michael Lewis; John Steinmetz (Chair)

AGENDA

Board of Regents Meeting

El Paso, Texas

March 1-2, 2018

Abbreviated Agenda with Approximate Times*

Thursday, March 1, 2018

Meeting of the Board/Retreat

- | | |
|----------|---|
| 10:15 am | <p>Call to Order; convene Meeting of the Board and Committee of the Whole</p> <ul style="list-style-type: none"> • Workshop / Retreat <ul style="list-style-type: none"> ○ TTUHSC El Paso ○ ASU <p>Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas</p> |
| 2:00 pm | Recess |

CONTINUED ON NEXT PAGE

*For general information. Unless otherwise noted, all open session meetings will take place in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas. Any executive session meetings that should occur throughout the day will take place in the President's Conference Room (3200A), El Paso, Texas. The times listed are estimates, with periodic recesses. The Meeting of the Board/retreat will begin upon adjournment of campus tours at approximately 10:15 am on Thursday, March 1, 2018. The Meeting of the Board/Retreat is expected to recess at approximately 2:00 pm; however, if needed, the Meeting of the Board/Retreat may continue beyond 2:00 pm until completed. A lunch break will be taken whenever deemed appropriate. Committee meetings will commence upon the recess of the Meeting of the Board/Retreat at approximately 2:00 pm. Any committee meetings not completed on Thursday, March 1, 2018, will be completed on Friday, March 2, 2018. The Board has the option to reconvene as a Meeting of the Board/Committee of the Whole and convene into Executive Session after the last committee meeting adjourns or whenever deemed necessary on Thursday, March 1, 2018. The Meeting of the Board will reconvene at 8:30 am on Friday, March 2, 2018. If necessary, the Meeting of the Board will recess after introductions/recognitions at approximately 9:00 am to conduct any committee meetings which were not concluded on Thursday, March 1, 2018. The Meeting of the Board will reconvene upon adjournment of the any committee meeting(s) if applicable at approximately 9:30 am to complete the remainder of its business. The Meeting of the Board is expected to adjourn at approximately 11:30 am; however, if needed, the meeting may continue beyond 11:30 am until completed. The full board agenda is detailed on pages vi through xiv. The agenda for each session of the board meeting or a meeting of a committee of the board is detailed behind the appropriate divider tab.

Board of Regents Meeting

El Paso, Texas

March 1-2, 2018

Abbreviated Agenda with Approximate Times*

Thursday, March 1, 2018

Meeting of Standing Committees
(Conducted sequentially)

CONTINUED FROM PREVIOUS PAGE

2:00 pm (or upon recess of the Meeting of the Board/Retreat)	Finance and Administration Committee Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas
2:30 pm (or upon adjournment of the Finance and Administration Cmte. meeting)	Academic, Clinical and Student Affairs Committee Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas
3:00 pm (or upon adjournment of the ACS Cmte. meeting)	Audit Committee Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas
3:30 pm (or upon adjournment of the Audit Cmte meeting)	Facilities Committee Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas

CONTINUED ON NEXT PAGE

*For general information. Unless otherwise noted, all open session meetings will take place in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas. Any executive session meetings that should occur throughout the day will take place in the President's Conference Room (3200A), El Paso, Texas. The times listed are estimates, with periodic recesses. The Meeting of the Board/retreat will begin upon adjournment of campus tours at approximately 10:15 am on Thursday, March 1, 2018. The Meeting of the Board/Retreat is expected to recess at approximately 2:00 pm; however, if needed, the Meeting of the Board/Retreat may continue beyond 2:00 pm until completed. A lunch break will be taken whenever deemed appropriate. Committee meetings will commence upon the recess of the Meeting of the Board/Retreat at approximately 2:00 pm. Any committee meetings not completed on Thursday, March 1, 2018, will be completed on Friday, March 2, 2018. The Board has the option to reconvene as a Meeting of the Board/Committee of the Whole and convene into Executive Session after the last committee meeting adjourns or whenever deemed necessary on Thursday, March 1, 2018. The Meeting of the Board will reconvene at 8:30 am on Friday, March 2, 2018. If necessary, the Meeting of the Board will recess after introductions/recognition at approximately 9:00 am to conduct any committee meetings which were not concluded on Thursday, March 1, 2018. The Meeting of the Board will reconvene upon adjournment of the any committee meeting(s) if applicable at approximately 9:30 am to complete the remainder of its business. The Meeting of the Board is expected to adjourn at approximately 11:30 am; however, if needed, the meeting may continue beyond 11:30 am until completed. The full board agenda is detailed on pages vi through xiv. The agenda for each session of the board meeting or a meeting of a committee of the board is detailed behind the appropriate divider tab.

Board of Regents Meeting

El Paso, Texas

March 1-2, 2018

Abbreviated Agenda with Approximate Times*

Thursday, March 1, 2018

Meeting of the Board

CONTINUED FROM PREVIOUS PAGE

- | | |
|--|---|
| 3:50 pm
(or upon adjournment of
the Facilities Cmte.
Meeting or whenever
deemed necessary) | Call to Order; reconvene as Meeting of the Board and
Committee of the Whole Board
Location: Jonathan and Patricia Rogers Lecture Hall
(Room 1100), First Floor, Medical Education Building,
5001 El Paso Drive, El Paso, Texas |
| 3:50 pm | Executive Session
Location: President's Conference Room (3200A),
Medical Education Building, 5001 El Paso Drive, El Paso,
Texas |
| 4:25 pm | Following Executive Session, reconvene into Open Session
as Committee of the Whole
Location: Jonathan and Patricia Rogers Lecture Hall
(Room 1100), First Floor, Medical Education Building,
5001 El Paso Drive, El Paso, Texas |
| 4:30 pm | Recess |

*For general information. Unless otherwise noted, all open session meetings will take place in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas. Any executive session meetings that should occur throughout the day will take place in the President's Conference Room (3200A), El Paso, Texas. The times listed are estimates, with periodic recesses. The Meeting of the Board/retreat will begin upon adjournment of campus tours at approximately 10:15 am on Thursday, March 1, 2018. The Meeting of the Board/Retreat is expected to recess at approximately 2:00 pm; however, if needed, the Meeting of the Board/Retreat may continue beyond 2:00 pm until completed. A lunch break will be taken whenever deemed appropriate. Committee meetings will commence upon the recess of the Meeting of the Board/Retreat at approximately 2:00 pm. Any committee meetings not completed on Thursday, March 1, 2018, will be completed on Friday, March 2, 2018. The Board has the option to reconvene as a Meeting of the Board/Committee of the Whole and convene into Executive Session after the last committee meeting adjourns or whenever deemed necessary on Thursday, March 1, 2018. The Meeting of the Board will reconvene at 8:30 am on Friday, March 2, 2018. If necessary, the Meeting of the Board will recess after introductions/recognition at approximately 9:00 am to conduct any committee meetings which were not concluded on Thursday, March 1, 2018. The Meeting of the Board will reconvene upon adjournment of the any committee meeting(s) if applicable at approximately 9:30 am to complete the remainder of its business. The Meeting of the Board is expected to adjourn at approximately 11:30 am; however, if needed, the meeting may continue beyond 11:30 am until completed. The full board agenda is detailed on pages vi through xiv. The agenda for each session of the board meeting or a meeting of a committee of the board is detailed behind the appropriate divider tab.

Board of Regents Meeting

El Paso, Texas

March 1-2, 2018

Abbreviated Agenda with Approximate Times*

Friday, March 2, 2018

Meeting of the Board

- | | |
|---------------------------|--|
| 8:30 am | <p>Call to Order; reconvene Meeting of the Board</p> <ul style="list-style-type: none"> • Introductions and Recognitions • Meeting of the Committee of the Whole and the Board, or continuation of meetings of the Standing Committees of the Board, if necessary <p style="margin-left: 40px;">Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas</p> |
| 9:00 am
(if necessary) | <p>Executive Session</p> <p style="margin-left: 40px;">Location: President's Conference Room (3200A), Medical Education Building, 5001 El Paso Drive, El Paso, Texas</p> |
| 11:30 am | <p>Following Executive Session, convene into Open Session, and continue as Meeting of the Committee of the Whole and the Board and/or continuation of meetings of the Standing Committees of the Board, if necessary</p> <p style="margin-left: 40px;">Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas</p> |
| On or before
11:30 am | <p>Adjournment</p> |

*For general information. Unless otherwise noted, all open session meetings will take place in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas. Any executive session meetings that should occur throughout the day will take place in the President's Conference Room (3200A), El Paso, Texas. The times listed are estimates, with periodic recesses. The Meeting of the Board/retreat will begin upon adjournment of campus tours at approximately 10:15 am on Thursday, March 1, 2018. The Meeting of the Board/Retreat is expected to recess at approximately 2:00 pm; however, if needed, the Meeting of the Board/Retreat may continue beyond 2:00 pm until completed. A lunch break will be taken whenever deemed appropriate. Committee meetings will commence upon the recess of the Meeting of the Board/Retreat at approximately 2:00 pm. Any committee meetings not completed on Thursday, March 1, 2018, will be completed on Friday, March 2, 2018. The Board has the option to reconvene as a Meeting of the Board/Committee of the Whole and convene into Executive Session after the last committee meeting adjourns or whenever deemed necessary on Thursday, March 1, 2018. The Meeting of the Board will reconvene at 8:30 am on Friday, March 2, 2018. If necessary, the Meeting of the Board will recess after introductions/recognitions at approximately 9:00 am to conduct any committee meetings which were not concluded on Thursday, March 1, 2018. The Meeting of the Board will reconvene upon adjournment of the any committee meeting(s) if applicable at approximately 9:30 am to complete the remainder of its business. The Meeting of the Board is expected to adjourn at approximately 11:30 am; however, if needed, the meeting may continue beyond 11:30 am until completed. The full board agenda is detailed on pages vi through xiv. The agenda for each session of the board meeting or a meeting of a committee of the board is detailed behind the appropriate divider tab.

Board of Regents Meeting

March 1-2, 2018

Agenda

Thursday, March 1, 2018

**Jonathan and Patricia Rogers Lecture Hall (Room 1100),
First Floor, Medical Education Building,
5001 El Paso Drive,
El Paso, Texas**

I. Meeting of the Board—Call to Order; convene into Open Session of the Board

A. Workshop/Retreat: The Board will meet as a Committee of the Whole in a workshop/retreat forum for strategic planning purposes. It is not anticipated that any formal action or decisions will result from these discussions.

- 1. Texas Tech University Health Sciences Center at El Paso President Lange
- 2. Angelo State University President May

II. Recess Meeting of the Board/Retreat Chairman Francis

III. Meeting of Standing Committees

Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas

A. Finance and Administration Committee

Page
FA

- 1. TTU: Agreement between Texas Tech University and ESPN Productions, Inc..... 3
- 2. TTUS: Approve amendments to Chapters 03 (Personnel) and 07 (Fiscal Management), *Regents' Rules*, regarding conflicts of interest and contracts 4

3.	TTUS: Approve amendments to Chapter 07 (Fiscal Management), <i>Regents' Rules</i> , regarding policies on debt and equipment financing	5
4.	TTUS: Approve amendments to Chapter 07 (Fiscal Management), <i>Regents' Rules</i> , regarding a delegation of authority to administer various student financial assistance programs	6
5.	TTUS: FY 2017 Combined Annual Financial report	7
6.	Adjournment	
B.	Academic, Clinical and Student Affairs Committee	
		<u>Page</u>
		ACS
1.	ASU: Approve changes in academic rank	3
2.	ASU: Approve changes in academic rank and granting of tenure	4
3.	TTU: Approve changes in academic rank.....	6
4.	TTU: Approve changes in academic rank and granting of tenure	9
5.	TTU: Approve designation of Horn Professorships	12
6.	TTU: Approve emeritus appointments.....	13
7.	TTU: Approve Bachelor of Applied Arts and Sciences in Human Sciences	15
8.	TTUHSC: Approve changes in academic rank.....	18
9.	TTUHSC: Approve changes in academic rank and granting of tenure	22
10.	TTUHSC: Approve granting of tenure	23
11.	TTUHSC: Approve the establishment of a Bachelor of Science in Nursing degree (Traditional Undergraduate Program) in Amarillo.....	24
12.	TTUHSC El Paso: Approve changes in academic rank	26

13.	TTUHSC El Paso: Approve change in academic rank and granting of tenure	27
14.	TTUHSC El Paso: Approve granting of tenure	28
15.	TTUHSC El Paso: Approve appointment with tenure	29
16.	Adjournment	
C.	Audit Committee	<u>Page</u>
		A
1.	TTUS: Report on audits.....	3
2.	Executive Session: The Audit Committee will convene into Executive Session in the President's Conference Room (3200A), Medical Education Building, 5001 El Paso Drive, to consider matters permissible under Chapter 551 of the Texas Government Code, including:	
	a. Consultation with Attorney — Section 551.071.	
	b. Discussion of personnel matters – Section 551.074.	
3.	Open Session: At the conclusion of Executive Session, the committee will convene into Open Session in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, to consider appropriate action, if any, on items discussed in Executive Session.	
4.	Adjournment	
D.	Facilities Committee	<u>Page</u>
		F
1.	ASU: Approve preliminary Stage I Feasibility Study for a new Art Museum building and naming of the facility	2

- 2. TTU: Authorize amendment of the Stage I design budget for a new Athletic Dining Facility..... 3
- 3. TTUS: Report on Facilities Planning and Construction projects..... 4
- 4. Adjournment

IV. Meeting of the Board—Call to Order; reconvene into Open Session of the Board Chairman Francis

V. Executive Session: The Board may convene into Executive Session in the President’s Conference Room (3200A), Medical Education Building, 5001 El Paso Drive, to consider matters permissible under Chapter 551 of the *Texas Government Code*, including, for example: Chairman Francis

- A. Consultation with attorney regarding privileged communications, pending or contemplated litigation and settlement negotiations – Section 551.071
- B. Deliberations regarding real property: The purchase, lease, exchange, or value of real property – Section 551.072
- C. Deliberations regarding prospective gifts – Section 551.073
- D. Personnel matters: Discuss the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of employees – Section 551.074
- E. Deliberations regarding security devices—deployment of security personnel or devices – Section 551.076

VI. Open Session: The Board will reconvene in Open Session in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive and meet as a Committee of the Whole and Meeting of the Board to consider and act on:

- A. Consideration of appropriate action, if any, on items discussed in Executive Session..... Vice Chairman Lancaster

VII. Recess Chairman Francis

Friday, March 2, 2018
Jonathan and Patricia Rogers Lecture Hall (Room 1100),
First Floor, Medical Education Building,
5001 El Paso Drive,
El Paso, Texas

VIII. Meeting of the Board—Call to Order; reconvene into Open Session of the Board

- A. Introductions and Recognitions Chancellor Duncan,
 President May,
 President Schovanec
 President Mitchell, and
 President Lange

Page
CW

- 1. TTU: Approve resolution in memory of Officer
 Floyd East, Jr. 8

IX. Recess (if necessary, for standing committees to meet; otherwise continue in Open Session (XII.))

X. Meeting of Standing Committees (if not concluded on Thursday)

XI. Meeting of the Board—Call to Order; reconvene into Open Session of the Board (only if the Meeting of the Board was recessed to conduct committee meetings)

XII. Open Session: The Board will continue in Open Session and meet as a Committee of the Whole and Meeting of the Board to consider and act on:

- A. Approve minutes of board meetings held on
 December 14-15, 2017 Chairman Francis
- B. Committee of the Whole..... Vice Chairman Lancaster

Page
CW

- 1. ASU, TTU, TTUHSC, TTUHSC El Paso, TTUSA
 and TTUS: Approve Consent Agenda;
 acknowledge review of Information Agenda 10

Consent Agenda

- a. TTU: Approve faculty development leaves of
 absence (ACS)

- b. TTU: Approve exception to *Regents' Rules*, 03.01.11, nepotism (ACS)
- c. TTUSA: Approve exception to *Regents' Rules*, 03.01.11, nepotism (ACS)
- d. TTU and TTUHSC: Authorize presidents to approve agreement for use and maintenance of 10th Street (F)
- d-1. TTUS: Authorize a lease extension with Wild Basin I & II Investors, LP (F)
- e. TTU: Approve purchasing contracts in excess of \$1,000,000 (FA)

Information Agenda

Information is provided as required by Section 01.02.7.d(4)(c), *Regents' Rules*

- (1) ASU, TTU, TTUHSC and TTUHSC El Paso: Summary of Revenues and Expenditures by Budget Category, FY 2018, per Section 01.02.8.d(3)(g), *Regents' Rules* – All actual expenditures will be reviewed by the Finance and Administration Committee annually and provided as information.
- (2) TTUHSC: Contract Renewals per Sections 07.12.4.c and 07.12.6.b., *Regents' Rules* – “Notwithstanding Section 07.12.3.a or Section 07.12.3.b, *Regents' Rules*, the board delegates to the presidents of health related institutions the authority to approve the proposals and execute and sign contracts for health related services, as specified herein. This delegation is limited to contracts with entities for which the institution has an ongoing and continuing contractual relationship, to include: revenue contracts from which the institution receives payment for health related services; participation in health provider networks; resident or faculty support; and expense contracts with healthcare providers or suppliers necessary to fulfill the obligation to provide health related services as part of a revenue contract. Before such a contract may be executed, the president shall obtain the prior review of the TTUS Office of General Counsel and the TTUS vice chancellor and chief financial officer, or their designees. A list of health related services contracts that have been executed under this delegation of authority since the previous regular board meeting shall be provided to the board as an information item at the next regular board meeting.” AND “Approval of the president is required for all component institution contract renewals, extensions or amendments. A list of those renewed, extended or amended contracts in excess of \$1,000,000 per annum, including the amount of the contract, shall be provided

to the board as an information item at the next regular board meeting.”

(3) TTU and TTUHSC El Paso: Consulting contracts with an initial consideration of \$25,000 or less per Section 07.12.4.e.(2), *Regents’ Rules* – “Consulting contracts with an initial consideration of \$25,000 or less: (a) Board approval is not required, but the vice chancellor and chief financial officer, in consultation with the chancellor, presidents, and chief financial officers of the institutions, shall review consulting contracts of \$25,000 or less prior to execution of the contract by the chancellor or president, as appropriate. (b) A report of the contract shall be provided as an Information Agenda item at the next board meeting.”

(4) TTU: Approval of sponsored programs projects in excess of \$1,000,000 per annum as provided by Section 07.12.4.b., *Regents’ Rules*: “Notwithstanding Section 07.12.3.a, Regents: Rules, The board delegates to the presidents the authority to approve the proposals and execute and sign contracts for sponsored program projects in excess of \$1,000,000 per annum. Sponsored program projects are those grants, contracts, and cooperative agreements from either the public or private sectors that support research, instructional, and service projects. A list of such contracts for sponsored program projects in excess of \$1,000,000 per annum shall be provided to the board as an information item at the next regular board meeting.”

(5) TTU: Emergency or exigent circumstances approval of a major facilities project as provided by Section 08.01.7, *Regents’ Rules*: “If the chancellor, on the recommendation of the president, declares a major construction project to be an emergency or that exigent circumstances exist and it is not feasible or practical to convene a quorum of the board within the time in which action is needed, the board authorizes the chair of the board or the chair of the Facilities Committee to approve all necessary actions. Any emergency actions taken must be reported to the board at its next meeting.”

3. TTUS: Amend Chapter 01 (Bylaws), *Regents’ Rules*, regarding Board self-evaluations..... 11

XIII. Reports of Standing Committees: Standing Committee reports will be presented sequentially to the Committee of the Whole.

- A. Report of the Finance and Administration Committee.....Regent Steinmetz
- B. Report of the Academic, Clinical and Student Affairs Committee.....Regent Walker
- C. Report of the Audit Committee.....Regent Long
- D. Report of the Facilities CommitteeRegent Esparza

XIV. The Board will continue in Open Session as the Committee of the Whole and Meeting of the Board of Regents.

- A. Schedule for Board meetings:
 - May 17-18, 2018, Lubbock
 - August 9-10, 2018, Lubbock
 - October 4-5, 2018, Lubbock
 - December 13-14, 2018, Lubbock Ben Lock
- B. Student Government Association Reports Tristan Fielder,
Robbie Meyer,
Austin Lunney,
Chris Gerzina

XV. Executive Session: The Board may convene into Executive Session, in the President’s Conference Room (3200A), Medical Education Building, 5001 El Paso Drive, to consider matters permissible under Chapter 551 of the *Texas Government Code*, including, for example:..... Chairman Francis

- A. Consultation with attorney regarding privileged communications, pending or contemplated litigation and settlement negotiations – Section 551.071
- B. Deliberations regarding real property: The purchase, lease, exchange, or value of real property – Section 551.072
- C. Deliberations regarding prospective gifts – Section 551.073
- D. Personnel matters: Discuss the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of employees – Section 551.074
- E. Deliberations regarding security devices—deployment of security personnel or devices – Section 551.076

XVI. Open Session: The Board will convene into Open Session in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive and meet as a Committee of the Whole and Meeting of the Board to consider and act on:

A. Consideration of appropriate action, if any, on items discussed in Executive Session Vice Chairman Lancaster

B. Chairman’s Announcements..... Chairman Francis

XVII. Adjournment Chairman Francis



FINANCE AND ADMINISTRATION

Finance and Administration Committee

Committee Meeting
March 1, 2018

Time: 2:00 pm (or upon recess of the Meeting of the Board/Retreat)

Place: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor,
Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Regents: Steinmetz (Chair), Huckabee, Lewis

Agenda

- Approve minutes of committee meetings held on December 14, 2017

III.A. Consideration of items to be recommended by the Finance and Administration Committee to the Board of Regents of the Texas Tech University System (“TTUS”) for and on behalf of Angelo State University (“ASU”), TTUS, the TTU System Administration (“TTUSA”), Texas Tech University (“TTU”), Texas Tech University Health Sciences Center (“TTUHSC”), and Texas Tech University Health Sciences Center at El Paso (“TTUHSC El Paso”)

	<u>Page</u>
	FA
1. TTU: Agreement between Texas Tech University and ESPN Productions, Inc.....	3
2. TTUS: Approve amendments to Chapters 03 (Personnel) and 07 (Fiscal Management), <i>Regents’ Rules</i> , regarding conflicts of interest and contracts.....	4
3. TTUS: Approve amendments to Chapter 07 (Fiscal Management), <i>Regents’ Rules</i> , regarding policies on debt and equipment financing	5
4. TTUS: Approve amendments to Chapter 07 (Fiscal Management), <i>Regents’ Rules</i> , regarding a delegation of authority to administer various student financial assistance programs	6
5. TTUS: FY 2017 Combined Annual Financial report	7
6. Adjournment	

NOTE: Following consideration of the above items by the committee, the Committee Chair will present the Committee Report to the full Board of Regents for its consideration on Friday, March 2, 2018.

1. TTU: Agreement between Texas Tech University and ESPN Productions, Inc.

Presenter: Ms. Noel Sloan

Presentation Time: 5 Minutes

Board approval required by: Section 07.12.3.a. *Regent's Rules*

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents authorize the president, or his designee, to approve an agreement between Texas Tech University ("TTU") and ESPN Productions, Inc. related to a neutral site football game to be played on September 1, 2018 at NRG Stadium in Houston, Texas.

BACKGROUND INFORMATION

Texas Tech University agrees that its football team will play the University of Mississippi ("Mississippi") in a neutral site football game, to be played at NRG Stadium in Houston, Texas on September 1, 2018. In consideration of TTU's participation in the event, ESPN Productions, Inc. shall pay TTU \$3,750,000.00.

Under the terms of the agreement, TTU agrees to purchase from ESPN Productions, Inc. twenty-five thousand (25,000) tickets (at an average cost of \$125.00) as well as one thousand (1,000) student tickets (at a cost of \$40.00 each) for a total commitment of \$3,165,000. TTU will then be allowed to sell the purchased tickets directly to its fans.

Section 07.12.3.a. *Regent's Rules*, requires board approval for contracts that involve a stated or implied consideration that totals in excess of \$1,000,000 over the entire term of the contract

2. TTUS: Approve amendments to Chapters 03 (Personnel) and 07 (Fiscal Management), Regents' Rules, regarding conflicts of interest and contracts.

Presenters: Mr. John Huffaker and Mrs. Kim Turner Presentation Time: 5 minutes
Board approval required by: Sec. 01.08, *Regents' Rules*

RECOMMENDATION

The Regents Rules Review Committee ("Rules Committee") recommends that the Finance and Administration Committee consider adoption of the attached amendments to Chapters 03 (Personnel) and 07 (Fiscal Management).

Amendments to the conflict of interest policies in Chapters 03 and 07 are proposed as a result of:

- (1) changes to state contracting laws adopted by the Texas Legislature in 2017 that took effect on Sept. 1, 2017; and
- (2) recommendations by Texas Tech's Office of Audit Services regarding the need to clarify the contract amendment process.

Throughout the attached proposed amendments, notes in text boxes are inserted to explain whether the revisions to the *Regents' Rules* language are driven by a change in state law or by Texas Tech's Audit Services recommendations.

BACKGROUND INFORMATION

The Rules Committee (composed of Regents Tim Lancaster-chair, Mickey Long, and John Steinmetz) is charged with considering and, when appropriate, submitting to the appropriate Board committee proposed amendments to the *Regents' Rules* of the Texas Tech University System. Any amendment to the *Regents' Rules* or a Board Policy Statement must be approved by the full Board in accordance with Section 01.08, *Regents' Rules*.

3. TTUS: Approve amendments to Chapter 07 (Fiscal Management), Regents' Rules, regarding policies on debt and equipment financing.

Presenter: Mr. Gary Barnes

Presentation Time: 3 minutes

Board approval required by: Sec. 01.08, *Regents' Rules*

RECOMMENDATION

The Regents Rules Review Committee ("Rules Committee") recommends that the Finance and Administration Committee consider adoption of the attached amendments to Chapter 07 (Fiscal Management). The proposed amendments to Chapter 07 (Fiscal Management) address the following issues:

- (1) clarifying changes to the debt management policies regarding the debt collection ratio were recommended by Texas Tech's outside bond financial advisers;
- (2) language was added regarding Higher Education Fund (a.k.a., HEAF) appropriation transfers for debt service in order to conform that policy to the requirements of the state's General Appropriations Act; and
- (3) the commercial paper approval thresholds for equipment financing were changed to be consistent with other Board approval thresholds, such as for approval of contracts.

Board approval of these amendments also needs to include an authorization for the Board Secretary to make technical/conforming changes elsewhere in the *Regents' Rules*. Specifically, in Section 07.05.4.a, the name of the TTUS Office of Treasury and Cash Management is changed to "Office of Treasury," and corresponding changes in the name of this office are needed everywhere else it appears in the *Regents' Rules*.

BACKGROUND INFORMATION

The Rules Committee (composed of Regents Tim Lancaster-chair, Mickey Long, and John Steinmetz) is charged with considering and, when appropriate, submitting to the appropriate Board committee proposed amendments to the *Regents' Rules* of the Texas Tech University System. Any amendment to the *Regents' Rules* or a Board Policy Statement must be approved by the full Board in accordance with Section 01.08, *Regents' Rules*.

4. TTUS: Approve amendments to Chapter 07 (Fiscal Management), Regents' Rules, regarding a delegation of authority to administer various student financial assistance programs.

Presenter: Mr. Gary Barnes

Presentation Time: 3 minutes

Board approval required by: Sec. 01.08, *Regents' Rules*

RECOMMENDATION

The Regents Rules Review Committee ("Rules Committee") recommends that the Finance and Administration Committee consider adoption of the attached amendments to Chapter 07 (Fiscal Management).

The proposed amendments to Chapter 07 (Fiscal Management) would delegate authority to the presidents of the component institutions to administer various student financial assistance programs governed by Chapter 56, *Texas Education Code*.

This chapter of the *Texas Education Code* includes four student financial assistance programs for which an institution's governing board is required to adopt rules regarding various aspects of the administration of those programs. The four programs include:

- Financial Assistance Funded from Designated Tuition
- Texas Public Educational Grants
- Emergency Tuition, Fee, and Textbook Loans
- Student Endowment Scholarship and Internship Program

The Board has already delegated to the presidents of our institutions the authority to administer the collection of and granting of exemptions and waivers for tuition, fees and other charges, and it is proposed that the Board also delegate to the presidents the authority to administer the student financial assistance programs noted above.

BACKGROUND INFORMATION

The Rules Committee (composed of Regents Tim Lancaster-chair, Mickey Long, and John Steinmetz) is charged with considering and, when appropriate, submitting to the appropriate Board committee proposed amendments to the *Regents' Rules* of the Texas Tech University System. Any amendment to the *Regents' Rules* or a Board Policy Statement must be approved by the full Board in accordance with Section 01.08, *Regents' Rules*.

5. TTUS: FY 2017 Combined Annual Financial report.

Presenter: Mr. Gary Barnes

Presentation Time: 10 minutes

Report requested by: Audit Committee Charter

Mr. Gary Barnes, Vice Chancellor and CFO, TTUS, will present a report on the FY 2017 combined annual financial statements of the TTU System.

**ACADEMIC,
CLINICAL AND
STUDENT AFFAIRS**

Academic, Clinical and Student Affairs Committee

Committee Meeting
 March 1, 2018

Time: 2:30 pm (or upon adjournment of the Finance and Administration Committee meeting)

Place: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Regents: Walker (Chair), Esparza, Steinmetz, Lujan

Agenda

- Approve minutes of committee meeting held on December 14, 2017

III.B. Consideration of items to be recommended by the Academic, Clinical and Student Affairs Committee to the Board of Regents of the Texas Tech University System (“TTUS”) for and on behalf of Angelo State University (“ASU”), TTUS, the TTU System Administration (“TTUSA”), Texas Tech University (“TTU”), Texas Tech University Health Sciences Center (“TTUHSC”), and Texas Tech University Health Sciences Center at El Paso (“TTUHSC El Paso”)

	<u>Page</u> ACS
1. ASU: Approve changes in academic rank.....	3
2. ASU: Approve changes in academic rank and granting of tenure.....	4
3. TTU: Approve changes in academic rank	6
4. TTU: Approve changes in academic rank and granting of tenure.....	9
5. TTU: Approve designation of Horn Professorships	12
6. TTU: Approve emeritus appointments.....	13
7. TTU: Approve Bachelor of Applied Arts and Sciences in Human Sciences	15
8. TTUHSC: Approve changes in academic rank.....	18

9.	TTUHSC: Approve changes in academic rank and granting of tenure	22
10.	TTUHSC: Approve granting of tenure	23
11.	TTUHSC: Approve the establishment of a Bachelor of Science in Nursing degree (Traditional Undergraduate Program) in Amarillo	24
12.	TTUHSC EI Paso: Approve changes in academic rank	26
13.	TTUHSC EI Paso: Approve change in academic rank and granting of tenure	27
14.	TTUHSC EI Paso: Approve granting of tenure	28
15.	TTUHSC EI Paso: Approve appointment with tenure	29
16.	Adjournment	

NOTE: Following consideration of the above items by the committee, the Committee Chair will present the Committee Report to the full Board of Regents for its consideration on Friday, March 2, 2018.

1. ASU: Approve changes in academic rank.

Presenter: Dr. Donald R. Topliff

Presentation Time: 2 minutes

Board approval required by: Section 04.02, *Regents' Rules*; ASU Operating Policy 06.23

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve changes in academic rank effective the 2018-2019 academic year for the faculty as listed below.

Loree A. Branham, Ph.D., associate professor to professor, Department of Agriculture, College of Science and Engineering;

Kimberly K. Livengood, Ph.D., associate professor to professor, Department of Curriculum and Instruction, College of Education; and

James J. Womack, D.M.A., associate professor to professor, Department of Visual and Performing Arts, College of Arts and Humanities.

BACKGROUND INFORMATION

Those members of the faculty whose names appear above have been judged by the appropriate department and college committees and administrative personnel as worthy of the promotions for which they have been recommended. The procedure used in recommending members of the faculty for promotion has been carefully followed.

2. ASU: Approve changes in academic rank and granting of tenure.

Presenter: Dr. Donald R. Topliff

Presentation Time: 2 minutes

Board approval required by: Section 04.02, *Regents' Rules*; ASU Operating Policy 06.23

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve changes in academic rank and the granting of tenure, effective the 2018-2019 academic year, for the faculty as listed below.

Anthony D. Bartl, Ph.D., assistant professor to associate professor and tenure, Department of Political Science and Philosophy, College of Arts and Humanities;

Matthew J. Gritter, Ph.D., assistant professor to associate professor and tenure, Department of Political Science and Philosophy, College of Arts and Humanities;

Han-Hung F. Huang, Ph.D., assistant professor to associate professor and tenure, Department of Physical Therapy, Archer College of Health and Human Services;

Roger M. Jackson, Ph.D., assistant professor to associate professor and tenure, Department of English and Modern Languages, College of Arts and Humanities;

Christine M. Lamberson, Ph.D., assistant professor to associate professor and tenure, Department of History, College of Arts and Humanities;

Flor L. Madero, Ph.D., assistant professor to associate professor and tenure, Department of Communication and Mass Media, College of Arts and Humanities;

D. Rozena McCabe, Ph.D., assistant professor to associate professor and tenure, Department of Kinesiology, Archer College of Health and Human Services;

Rex T. Moody, Ph.D., assistant professor to associate professor and tenure, Department of Management and Marketing, College of Business;

Kendra L. Nicks, D.S., associate clinical professor to associate professor and tenure, Department of Physical Therapy, Archer College of Health and Human Services;

Robert M. Pullin, Ph.D., assistant professor to associate professor and tenure, Department of Security Studies and Criminal Justice, College of Arts and Humanities;

Lopamudra Roychoudhuri, Ph.D., assistant professor to associate professor and tenure, Department of Computer Science, College of Science and Engineering;

Deanna J. Watts, Ph.D., assistant professor to associate professor and tenure, Department of Political Science and Philosophy, College of Arts and Humanities; and

Ralph A. Zehnder, Ph.D., assistant professor to associate professor and tenure, Department of Chemistry and Biochemistry, College of Science and Engineering.

BACKGROUND INFORMATION

Members of the faculty of Angelo State University are granted tenure under the provisions of the Tenure Policy, which has been approved by the Board of Regents. The appropriate reviewing committees and administrative personnel have judged those members of the faculty whose names appear above worthy of academic tenure. The procedure established in the Tenure Policy for the awarding of tenure to qualified members of the faculty has been carefully followed. Approval of these individuals brings the number of full-time tenured faculty at Angelo State University to 157. There are a total of 217 faculty, either tenured or tenure-track. After these appointments, the percentage of tenure-track faculty who have been awarded tenure will be 72 percent. The number of full-time non-tenure-track faculty is 98.

3. TTU: Approve changes in academic rank.

Presenter: Dr. Michael Galyean

Presentation Time: 2 minutes

Board approval required by: Section 04.02, *Regents' Rules*; TTU Operating Policy 32.17

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve changes in academic rank for the following faculty of Texas Tech University effective September 1, 2018:

Noureddine Abidi, Ph.D., associate professor to professor, Department of Plant and Soil Sciences, College of Agricultural Sciences and Natural Resources.

Michael Ballou, Ph.D., associate professor to professor, Department of Animal and Food Sciences, College of Agricultural Sciences and Natural Resources.

Kanika Batra, Ph.D., associate professor to professor, Department of English, College of Arts and Sciences.

Curtis Bauer, Ph.D. associate professor to professor, Department of English, College of Arts and Sciences.

Keith Brigham, Ph.D., associate professor to professor, Area of Management, Rawls College of Business.

Jaclyn Cañas-Carrell, Ph.D., associate professor to professor, Department of Environmental Toxicology, College of Arts and Sciences.

Kurt Caswell, M.F.A., associate professor to professor, Honors College.

Claudia Cogliser, Ph.D., associate professor to professor, Area of Management, Rawls College of Business.

Malinda Colwell, Ph.D., associate professor to professor, Department of Human Development and Family Studies, College of Human Sciences.

Alyson Drake, J.D., assistant librarian to associate librarian, School of Law.

Genevieve Durham-DeCesaro, M.F.A., associate professor to professor, School of Theatre and Dance, J.T. and Margaret Talkington College of Visual and Performing Arts.

Idoia Elola, Ph.D., associate professor to professor, Department of Classical and Modern Languages and Literatures, College of Arts and Sciences.

Weimin Gao, Ph.D., associate professor to professor, Department of Environmental Toxicology, College of Arts and Sciences.

Luis Grave de Peralta, Ph.D., associate professor to professor, Department of Physics and Astronomy, College of Arts and Sciences.

Zhaoyang Fan, Ph.D., associate professor to professor, Department of Electrical and Computer Engineering, Edward E. Whitacre, Jr. College of Engineering.

Fethi Inan, Ed.D., associate professor to professor, Department of Educational Psychology and Leadership, College of Education.

JoAnn Langston, M.A., assistant professor of practice to associate professor of practice, Department of Public Relations, College of Media and Communication.

Catherine Nicole Morelock, Ph.D., assistant professor to professor of practice, Department of Community, Family, and Addiction Sciences, College of Human Sciences.

Daniel Nathan, Ph.D., associate professor to professor, Department of Philosophy, College of Arts and Sciences.

Kendra Nightingale, Ph.D., associate professor to professor, Department of Animal and Food Sciences, College of Agricultural Sciences and Natural Resources.

Sung-Won Lee, Ph.D., associate professor to professor, Department of Physics and Astronomy, College of Arts and Sciences.

Matthew Olson, Ph.D., associate professor to professor, Department of Biological Sciences, College of Arts and Sciences.

Ernest Smith, Ph.D., associate professor to professor, Department of Environmental Toxicology, College of Arts and Sciences.

Richard Stevens, Ph.D., associate professor to professor, Department of Natural Resources Management, College of Agricultural Sciences and Natural Resources.

Frank Thames, Ph.D., associate professor to professor, Department of Political Science, College of Arts and Sciences.

Siva Vanapalli, Ph.D., associate professor to professor, Department of Chemical Engineering, Edward E. Whitacre, Jr. College of Engineering.

Christopher Weiss, Ph.D., associate professor to professor, Department of Geosciences, College of Arts and Sciences.

Christopher Witmore, Ph.D., associate professor to professor, Department of Classical and Modern Languages and Literatures, College of Arts and Sciences.

Sang-Mi Yoo, M.F.A., associate professor to professor, School of Art, J.T. and Margaret Talkington College of Visual and Performing Arts.

BACKGROUND INFORMATION

The faculty members whose names appear above have been judged by the respective department faculty, appropriate committees and administrative personnel as worthy of the promotions for which they have been recommended. University procedures (OP 32.01) for recommending promotion of qualified members of the faculty have been carefully followed.

4. TTU: Approve changes in academic rank and granting of tenure.

Presenter: Dr. Michael Galyean

Presentation Time: 2 minutes

Board approval required by: Section 04.02, *Regents' Rules*; TTU Operating Policy 32.01

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve changes in academic rank, effective September 1, 2018, along with the granting of tenure, effective March 2, 2018, for the following faculty of Texas Tech University:

Miguel Aguirre-Urreta, Ph.D., assistant professor to associate professor and tenure, Area of Information Systems and Quantitative Sciences, Rawls College of Business.

Eric Allen, D.M.A, Ph.D., assistant professor to associate professor and tenure, School of Music, J.T. and Margaret Talkington College of Visual and Performing Arts.

Will Armstrong, Ph.D., assistant professor to associate professor and tenure, Area of Finance, Rawls College of Business.

Rishi Batra, J.D., associate professor to professor and tenure, School of Law.

Yoojin Chae, Ph.D., assistant professor to associate professor and tenure, Department of Human Development and Family Studies, College of Human Sciences.

Annie Chalex-Boyle, M.M., assistant professor to associate professor and tenure, School of Music, J.T. and Margaret Talkington College of Visual and Performing Arts.

Catherine Christopher, J.D., associate professor to professor and tenure, School of Law.

Hyo Jung (Julie) Chang, Ph.D., assistant professor to associate professor and tenure, Department of Hospitality and Retail Management, College of Human Sciences.

Alessandra Corsi, Ph.D., assistant professor to associate professor and tenure, Department of Physics and Astronomy, College of Arts and Sciences.

David Forrest, Ph.D., assistant professor to associate professor and tenure, School of Music, J.T. and Margaret Talkington College of Visual and Performing Arts.

Souparno Ghosh, Ph.D., assistant professor to associate professor and tenure, Department of Mathematics and Statistics, College of Arts and Sciences.

Melissa Gotlieb, Ph.D., assistant professor to associate professor and tenure, Department of Advertising, College of Media and Communication.

Golden Kumar, Ph.D., assistant professor to associate professor and tenure, Department of Mechanical Engineering, Edward E. Whitacre, Jr. College of Engineering.

Stephen Meserve, Ph.D., assistant professor to associate professor and tenure, Department of Political Science, College of Arts and Sciences.

Sheon Heidi Montgomery, M.S.I., assistant archivist to associate archivist and tenure, Vietnam Center and Archive, Institute for Peace and Conflict, College of Arts and Sciences.

Kristen Moore, Ph.D., assistant professor to associate professor and tenure, Department of English, College of Arts and Sciences.

Diego Pascual y Cabo, Ph.D., assistant professor to associate professor and tenure, Department of Classical and Modern Languages and Literatures, College of Arts and Sciences.

Allison Pease, Ph.D., assistant professor to associate professor and tenure, Department of Natural Resources Management, College of Agricultural Sciences and Natural Resources.

Michael Pearl, J.D., associate professor to professor and tenure, School of Law.

Tracy Pearl, J.D., associate professor to professor and tenure, School of Law.

Peter Raab, M.Arch., assistant professor to associate professor and tenure, College of Architecture.

Eric Rasmussen, Ph.D., assistant professor to associate professor and tenure, Department of Public Relations, College of Media and Communication.

Andrea Romi, Ph.D., assistant professor to associate professor and tenure, Area of Accounting, Rawls College of Business.

Cameron Saffell, Ph.D. assistant professor to associate professor and tenure, Museum Science, Museum of Texas Tech University.

Melanie Sarge, Ph.D., assistant professor to associate professor and tenure, Department of Advertising, College of Media and Communication.

Brie Sherwin, J.D., Ph.D., associate professor to professor and tenure, School of Law.

Robert Sherwin, J.D., associate professor to professor and tenure, School of Law.

Emily Skidmore, Ph.D., assistant professor to associate professor and tenure, Department of History, College of Arts and Sciences.

Amelia Talley, Ph.D., assistant professor to associate professor and tenure, Department of Psychological Sciences, College of Arts and Sciences.

Robin Verble, Ph.D., assistant professor to associate professor and tenure, Department of Natural Resources Management, College of Agricultural Sciences and Natural Resources.

Heather Warren-Crow, Ph.D., assistant professor to associate professor and tenure, School of Art, J.T. and Margaret Talkington College of Visual and Performing Arts.

Heidi Winkler, M.S., assistant librarian to associate librarian and tenure, University Libraries.

BACKGROUND INFORMATION

The faculty members whose names appears above have been judged by the respective department faculty, appropriate committees and administrative personnel as worthy of tenure for which they have been recommended. University procedures (OP 32.01) for recommending promotion and tenure of qualified members of the faculty have been carefully followed.

Approval of these individuals brings the number of full-time tenured faculty at Texas Tech University to 799. There are 1107 full-time tenured and tenure-track faculty. After these appointments, the percentage of tenure-track faculty who have been awarded tenure will be 72 percent.

5. **TTU: Approve designation of Horn Professorships.**

Presenter: Dr. Michael Galyean

Presentation Time: 2 minutes

Board approval required by: Section 04.01.1, *Regents' Rules*

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve the designation of Horn Professor to the following faculty member of Texas Tech University, effective March 2, 2018:

Yehia S. Mechref, Ph.D., professor, Department of Chemistry and Biochemistry, College of Arts and Sciences.

BACKGROUND INFORMATION

Section 04.01.1, *Regents' Rules*, requires Regents' approval of Horn Professorships. In 1966, the Board of Regents established the Horn Professorship to recognize scholarly achievement and outstanding service to Texas Tech University. Subsequently, the Board has approved appointment of 88 members of the faculty to Horn Professorships. Currently, 28 are on the faculty.

Nominations of prospective Horn Professors are made in confidence by the college deans. Supporting documentation must accompany the nomination. Letters that evaluate the nominee's professional qualifications and suitability for this award are solicited, again in confidence, from national and international sources by the provost and, only in rare instances, from sources at Texas Tech University. A committee comprised of the provost, a holder of an endowed chair or professorship, the president of the Faculty Senate, and five Horn Professors appointed by the provost, reviewed the nominations. The committee's recommendations, if any, are presented to the president of the university for approval. Nominations having the president's approval are submitted to the Board of Regents for final action.

[NOTE: A list of all currently-serving Horn Professors is provided as a supplemental attachment.]

6. TTU: Approve emeritus appointments.

Presenter: Dr. Michael Galyean

Presentation Time: 2 minutes

Board approval required by: Section 04.01.2, *Regents' Rules*

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents grant emeritus status to the retired faculty members listed below.

Robert E. Byerly	Associate Professor, Mathematics & Statistics (37 years)
Dennis R. Covington	Professor, English (14 years)
Marliss Desens	Associate Professor, English (22 years)
Gary A. Harris	Professor, Mathematics & Statistics (40 years)
Caryl Heintz-Wyatt	Professor, Biological Sciences (40 years)
Allan Scott Holaday	Professor, Biological Sciences (34 years)
Mary Jane Hurst	Professor, English (31 years)
Michael Kent Rylander	Professor, Biological Sciences (39 years)
Robert W. Shaw	Associate Professor, Chemistry & Biochemistry (36 years)
Terry McLendon	Research Professor, Natural Resources Management (5 years)
Michael C. Stoune	Professor, Music (44 years)
Michael C. Gelfond	Professor, Computer Science (17 years)
Donald K. Clancy	Professor, Accounting (35 years)
Paul R. Goebel	Professor, Finance (37 years)
Scott E. Hein	Professor, Finance (34 years)

Millard H. Mann

Professor, Accounting (43 years)

BACKGROUND INFORMATION

According to the *Regents' Rules*, emeritus appointments shall be honorary and without stipend. The appointments are given at retirement and are intended to recognize long and faithful service, or very distinguished service to the university. The named individuals qualify for emeritus appointment under the policy of the Board of Regents.

7. TTU: Approve Bachelor of Applied Arts and Sciences in Human Sciences.

Presenter: Dr. Michael Galyean

Presentation Time: 3 minutes

Board approval required by: Section 04.09.1, *Regents' Rules*; TTU Operating Policy 36.04 and Chapter 5, Subchapter C, THECB Laws and Rules.

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve the new degree program, Bachelor of Applied Arts and Sciences with a major in Human Sciences, to be offered on-campus and online in the College of Human Sciences; and authorize submission by the Office of the Provost and Senior Vice President for Academic Affairs to the Texas Higher Education Coordinating Board seeking its certification of such a program, and to the Southern Association of Colleges and Schools Commission on Colleges for acknowledgement of a new degree program.

The Bachelor of Applied Arts and Sciences (“BAAS”) in Human Sciences will serve individuals who complete a two-year, typically 60-hour Applied Arts and Sciences (“AAS”) degree at a community college in a human sciences-related area. It will be an interdisciplinary studies degree to provide flexibility in students’ degree plans according to their interests not met by other programs at Texas Tech. The degree will comprise 120 hours: 54 hours consisting of three 18-hour concentration areas; 42 hours of core curriculum courses, most of which will be completed at TTU; and a minimum of 40 upper-division TTU hours. Not all the transferred AAS course work will be applicable to the degree, which is common of transfer work. Of the three 18-hour concentration areas, one will be from among the transferred AAS courses directly applicable to the degree, another will consist of 18 hours in general TTU Human Sciences courses, and the other 18 hours will be selected from a “minor” offered by the College of Human Sciences, or in another TTU college if there is a compelling academic rationale. The degree plan will be the same for on-campus students and online students except the selection of the third area for online students will be limited to those offered online. The three areas of study must form a coherent, meaningful degree plan useful to analyze and address issues regarding human life and activities, and design changes that improve and enhance the human condition. Courses will be offered frequently enough to all students to complete the program in a timely manner. Three general populations should have interest in the BAAS degree: those with a technical degree needing further education for career advancement, military veterans who have accumulated military experience and training in specialized fields (Texas Tech is designated a military friendly campus), and non-traditional as well as some traditional students who have accumulated technical or applied credits from accredited institutions but are hampered by the lack of transferability of WECM courses (workforce/vocational education programs) into a four-year university. These student groups are not currently served by degree

programs at Texas Tech, so all students entering the new BAAS will be new to the university.

No new faculty or other personnel, facilities, equipment, or materials are needed to offer the new degree. It will entail existing courses taught by current faculty, with projected enrollments easily subsumed within existing course schedules. The summary of five-year costs and funding is provided in the table below.

Five-Year Costs		Five-Year Funding	
Personnel	\$0	Reallocated Funds	\$0
Facilities and Equipment	\$0	Anticipated New Formula Funding	\$99,610
Library, Supplies, and Materials	\$0	Designated Tuition and Fees	\$323,400
Other	\$0	Other	\$0
Total Costs	\$0	Total Funding	\$423,010

BACKGROUND INFORMATION

The BAAS degree in Human Sciences is designed to serve the community college transfer population who completed WECM courses such as those in Applied Arts and Sciences programs. The BAAS will be parallel to the existing Bachelor of Science in Human Sciences (“BAHS”), serving the traditional academic transfer population, offered face-to-face since 2010 and online since 2014. The BAHS is a popular degree with 438 students enrolled in Fall 2017 (259 on campus, 179 online) with 110 graduates in FY 2017. It is not expected that enrollment will be as high in the BAAS degree, but it should see a steady demand, as shown in the table below.

Student recruitment at the college level will be largely through the College of Human Sciences website, social media, and new and existing personal relationships among faculty at community colleges. In addition, the option for the BAAS in Human Sciences at Texas Tech will be directly promoted to current and potential transfer partners. Because many potential BAAS students would be transferring military credits, the TTU Military and Veterans Program will also be a source of recruitment.

YEAR	1	2	3	4	5
Headcount	4	8	11	13	15
FTSE	4	7	10	12	14
Attrition	0	1	1	1	1
Graduates	0	3	3	6	7

8. TTUHSC: Approve changes in academic rank.

Presenter: Tedd L. Mitchell, M.D.

Presentation Time: 2 minutes

Board approval required by: Section 04.02, *Regents' Rules*; HSC Operating Policy 60.01

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve changes in academic rank effective September 1, 2018, for the faculty as listed below.

Tenured Faculty:

Robert Hugh Posteraro, M.D., associate professor to professor, Department of Healthcare Management and Leadership, School of Health Professions

Jannette Dufour, Ph.D., associate professor to professor, Department of Cell Biology & Biochemistry, School of Medicine

Kendra Rumbaugh, Ph.D., associate professor to professor, Department of Surgery, School of Medicine

Ina Urbatsch, Ph.D., associate professor to professor, Department of Cell Biology & Biochemistry, School of Medicine

Simon Williams, Ph.D., associate professor to professor, Department of Medical Education, School of Medicine

Tenure Track Faculty:

None

Non-Tenure Track Faculty:

Susan Calloway, Ph.D., RN, FNP-BC, PMHNP-BC, associate professor to professor, Graduate Program, School of Nursing

Jeannette Crenshaw, DNP, RN, LCCE, IBCLC, NEA-BC, FACCE, FAAN, associate professor to professor, Graduate Program, School of Nursing

Elizabeth Boyd, MSN, BS, RN, RNC-MNN, instructor to assistant professor, Non-Traditional Undergraduate Program, School of Nursing

Heather Guest, MSN, RN, CAPA, instructor to assistant professor, Traditional Undergraduate Program, School of Nursing

Linda McMurry, DNP, RN, NEA-BC, associate professor to professor, Executive Director, Larry Combest Community Health and Wellness Center, School of Nursing

Venisa Morgan, MSN, RN, instructor to assistant professor, Traditional Undergraduate Program, School of Nursing

Brandy Pitts, MSN, RN, CCRN-K, instructor to assistant professor, Traditional Undergraduate Program, School of Nursing

Debbie Sikes, DNP, RN, CNE, assistant professor to associate professor, Non-Traditional Undergraduate Program, School of Nursing

Amanda Veasart, Ph.D., RN, CNE, assistant professor to associate professor, Traditional Undergraduate Program, School of Nursing

Kathryn Whitcomb, DNP, RN, CHSE, assistant professor to associate professor, Simulation Program, School of Nursing

Debra Winckler, MSN, RN, CNOR, instructor to assistant professor, Traditional Undergraduate Program, School of Nursing

Anna Kochanowska-Karamyan, Ph.D., assistant professor to associate professor, Department of Pharmaceutical Sciences, School of Pharmacy

Nikita Mirajkar, Ph.D., assistant professor to associate professor, Department of Biomedical Sciences, School of Pharmacy

Krystal L. Haase, Pharm.D., associate professor to professor, Department of Pharmacy Practice, School of Pharmacy

Krystal L. Edwards, associate professor to professor, Department of Pharmacy Practice, School of Pharmacy

Nimat Alam, M.D., assistant professor to associate professor, Department of Family & Community Medicine, School of Medicine

Srilatha Alapati, M.D., assistant professor to associate professor, Department of Pediatrics, School of Medicine

Steven Brooks, M.D., assistant professor to associate professor, Department of Surgery, School of Medicine

Thomas Cammack, M.D., associate professor to professor, Department of Urology, School of Medicine

Cyrus Caroom, M.D., assistant professor to associate professor,
Department of Orthopaedic Surgery, School of Medicine

Lauren Cobbs, M.D., assistant professor to associate professor,
Department of Medical Education, School of Medicine

Cornelia de Riese, M.D., Ph.D., associate professor to professor,
Department of Obstetrics & Gynecology, School of Medicine

Johnnie Faircloth, M.D., assistant professor to associate professor,
Department of Pediatrics, School of Medicine

Dinesh Gowda, M.D., assistant professor to associate professor,
Department of Pediatrics, School of Medicine

Ellen Hampsten, M.D., assistant professor to associate professor,
Department of Family & Community Medicine, School of Medicine

Guangchen Ji, Ph.D., research assistant professor to research associate
professor, Department of Pharmacology & Neuroscience, School of
Medicine

Kelly Klein, M.D., assistant professor to associate professor, Department
of Family & Community Medicine, School of Medicine

Bhargavi Kola, M.D., assistant professor to associate professor,
Department of Pediatrics, School of Medicine

James Maher, M.D., associate professor to professor, Department of
Obstetrics & Gynecology, School of Medicine

Scott Milton, M.D., assistant professor to associate professor, Department
of Internal Medicine, School of Medicine

Felix Morales, M.D., assistant professor to associate professor,
Department of Family & Community Medicine, School of Medicine

Michael Phy, D.O., associate professor to professor, Department of
Internal Medicine, School of Medicine

Brian Pomeroy, M.D., assistant professor to associate professor,
Department of Pediatrics, School of Medicine

Dixon Santana, M.D., associate professor to professor, Department of
Surgery, School of Medicine

Randall Sheets, M.D., assistant professor to associate professor,
Department of Family & Community Medicine, School of Medicine

James Tarbox, M.D., assistant professor to associate professor,
Department of Internal Medicine, School of Medicine

David Trotter, Ph.D., assistant professor to associate professor,
Department of Family & Community Medicine, School of Medicine

BACKGROUND INFORMATION

Those members of the faculty whose names appear on the above list have been judged by the appropriate departmental and collegiate committees and administrative personnel as worthy of the promotions for which they have been recommended. The procedure used in recommending members of the faculty for promotion has been followed carefully.

9. TTUHSC: Approve changes in academic rank and granting of tenure.

Presenter: Tedd L. Mitchell, M.D.

Presentation Time: 1 minute

Board approval required by: Section 04.02, *Regents' Rules*; HSC Operating Policy 60.01

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve changes in academic rank effective September 1, 2018, and the granting of tenure, effective this date, to the faculty as listed below.

Troy Lynn Hooper, Ph.D., assistant professor to associate professor,
Department of Rehabilitation Sciences, School of Health Professions

Mary Elizabeth Schmitt, Ph.D., assistant professor to associate professor,
Department of Speech, Language and Hearing Sciences, School of Health
Professions

Luca Cucullo, Ph.D., assistant professor to associate professor,
Department of Pharmaceutical Sciences, School of Pharmacy

Timothy Benton, M.D., associate professor to professor, Department of
Family & Community Medicine, School of Medicine

Ronald Cook, D.O., MBA, associate professor to professor, Department of
Family & Community Medicine, School of Medicine

Cheryl Erwin, J.D., Ph.D., associate professor to professor, Department of
Medical Education, School of Medicine

BACKGROUND INFORMATION

Approval of tenure at this Board of Regents meeting for these individuals and the individuals listed on page ACS-23 brings the number of tenured faculty in all academic schools of the Health Sciences Center to 145. There are a total of 197 faculty either in the tenure-track or tenured. After these appointments, the percentage of tenure track faculty who has been awarded tenure will be approximately 73.6 percent. The number of faculty that is non-tenure track is 543.

10. TTUHSC: Approve granting of tenure.

Presenter: Tedd L. Mitchell, M.D.

Presentation Time: 1 minute

Board approval required by: Section 04.02, *Regents' Rules*; HSC Operating Policy 60.01

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approved the granting of tenure effective this date to the faculty as listed below.

Christina Mae Robohm-Leavitt, MS, associate professor, Department of Laboratory Sciences and Primary Care, School of Health Professions

George Brindley, M.D., professor, Department of Orthopaedic Surgery, School of Medicine

Alan Santos, M.D., MPH, professor, Department of Anesthesiology, School of Medicine

BACKGROUND INFORMATION

Approval of tenure at this Board of Regents meeting for these individuals and the individuals listed on page ACS-22 brings the number of tenured faculty in all academic schools of the Health Sciences Center to 145. There are a total of 197 faculty either in the tenure-track or tenured. After these appointments, the percentage of tenure track faculty who has been awarded tenure will be approximately 73.6 percent. The number of faculty that is non-tenure track is 543.

11. TTUHSC: Approve the establishment of a Bachelor of Science in Nursing degree (Traditional Undergraduate Program) in Amarillo.

Presenter: Tedd L. Mitchell, M.D.

Presentation Time: 5 minutes

Board approval required by: Section 04.09.1 *Regents' Rules*; HSC Operating Policy 60.11 and Chapter 5, Subchapter C, THECB Laws and Rules

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approves the establishment of a Bachelor of Science (“BSN”) degree (Traditional Undergraduate Degree Program) in Amarillo, and authorizes the submission by the senior vice president for Academic Affairs to the Texas Higher Education Coordinating Board and the Southern Association of Colleges and Schools Commission on Colleges seeking their approval for such a program.

BACKGROUND INFORMATION

A critical nursing shortage exists throughout the State of Texas and is projected to worsen over the next 10 to 15 years as very large numbers of nurses retire. The shortage is impacted by various social forces, including aging nurse populations, increased demand for nursing services and population growth throughout the state. The Texas Tech University Health Sciences Center School of Nursing is committed to addressing this shortage through creative educational models and community partnerships.

This degree track meets an educational opportunity for individuals in the region, as well as adding to the workforce needs for the community with over 200 RN positions open and unfilled. It is advantageous in meeting the mission of the School of Nursing and the nursing workforce needs of the Amarillo region that this degree program be offered in this region.

Year	1	2	3	4	5
Headcount	60	80	80	80	80
FTSE	60	118	118	118	118
Attrition	0	3	3	3	3
Graduates	0	57	57	57	57

COSTS and FUNDING

A summary of the five-year costs and funding is provided in the table below. Since formula funding is not generated for the first two years of a new program, financial partners have been identified within the community to support the program during this time.

Five-Year Costs		Five-Year Funding	
Personnel	\$4,699,571	Formula Funding	\$2,654,330
Facilities & Equipment	\$411,400	Fees	\$980,400
Supplies & Materials	\$1,450,000	Community Support	3,099,543
Other (travel)	\$135,000	Other	0
Total Costs	\$6,695,971	Total Funding	\$6,734,273

13. TTUHSC El Paso: Approve change in academic rank and granting of tenure.

Presenter: Richard A. Lange, MD, MBA

Presentation Time: 1 minute

Board approval required by: Section 04.02, *Regents' Rules*; HSC Operating Policy 60.01

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve a change in academic rank, effective September 1, 2018, and tenure concurrent with this change, to the faculty member as listed below.

Dolgor Baatar, M.D., Ph.D., assistant professor to associate professor, Department of Medical Education, Paul L. Foster School of Medicine.

BACKGROUND INFORMATION

The member of the faculty whose names appear on the above list have been judged by the appropriate departmental and collegiate committees and administrative personnel as worthy of the promotion and granting of tenure for which he has been recommended. The procedure used in recommending members of the faculty for promotion and tenure has been followed carefully.

Approval of this individual for tenure brings the number of tenured faculty to 41. There are a total of 63 faculty either in the tenure-track or tenured. After these appointments, the percentage of tenure track faculty who have been awarded tenure at Texas Tech University Health Sciences Center at El Paso will be 65 percent and faculty that are on the non-tenure track is 233.

14. TTUHSC El Paso: Approve granting of tenure.

Presenter: Richard A. Lange, MD, MBA

Presentation Time: 1 minute

Board approval required by: Section 04.02, *Regents' Rules*; HSC Operating Policy 60.01

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve the granting of tenure, effective this date, to the faculty as listed below.

Huanyu Dou, M.D., associate professor, Department of Biomedical Sciences, Paul L. Foster School of Medicine; and

Irene Sarosiek, M.D., professor, Department of Internal Medicine, Paul L. Foster School of Medicine

BACKGROUND INFORMATION

Approval of this individual for tenure brings the number of tenured faculty to 41. There are a total of 63 faculty either in the tenure-track or tenured. After these appointments, the percentage of tenure track faculty who have been awarded tenure at TTUHSC El Paso will be 65 percent and faculty that are on the non-tenure track is 233.

15. **TTUHSC El Paso: Approve appointment with tenure.**

Presenter: Richard A. Lange, M.D., M.B.A. Presentation Time: 1 minute
 Board approval required by: Section 04.02, Regents' Rules and HSC Operating Policy 60.01

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents approve the granting of tenure to Paul E. Ogden, M.D., concurrent with his appointment as professor in the Department of Internal Medicine at the Paul L. Foster School of Medicine, effective as of February 1, 2018.

Dr. Ogden joins the Texas Tech University Health Sciences Center at El Paso ("TTUHSC El Paso") from Texas A&M Health Science Center where he has served as a Tenured Professor of Internal Medicine and has held the roles of Interim Dean of Medicine, and Interim Senior Vice President of the Health Science Center. He earned his M.D. from Texas A&M College of Medicine. He completed his residency in family medicine at Baylor College of Medicine, residency in internal medicine at the Mayo Graduate School of Medicine, and a faculty development fellowship at the University of North Carolina, Chapel Hill.

Dr. Ogden's research interests include medical simulation curriculum, medical school curriculum, and improving health systems for primary and rural health care. He is board certified by the American Board of Internal Medicine, a fellow of the American College of Physicians, and a member of the American Medical Association and the Texas Medical Association.

BACKGROUND INFORMATION

Pursuant to 04.02, *Regents' Rules*, the Board of Regents approves the awarding of academic tenure with initial appointment. Approval of this individual for tenure brings the number of tenured faculty to 41. There are a total of 63 faculty either in the tenure-track or tenured. After these appointments, the percentage of tenure track faculty who have been awarded tenure at TTUHSC El Paso will be 65 percent and faculty that are on the non-tenure track is 233.

AUDIT

Audit Committee

Committee Meeting
March 1, 2018

Time: 3:00 pm (or upon adjournment of the Academic, Clinical and Student Affairs Committee meeting)

Place: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Regents: Long (Chair), Hammonds, Huckabee

Agenda

- Approve minutes of committee meeting held on December 14, 2017

III.C. Consideration of items to be recommended by the Audit Committee to the Board of Regents of the Texas Tech University System (“TTUS”) for and on behalf of Angelo State University (“ASU”), TTUS, the TTU System Administration (“TTUSA”), Texas Tech University (“TTU”), Texas Tech University Health Sciences Center (“TTUHSC”), and Texas Tech University Health Sciences Center at El Paso (“TTUHSC El Paso”)

Page
A

1. TTUS: Report on audits 3
2. Executive Session: The Audit Committee will convene into Executive Session in the President’s Conference Room (3200A), Medical Education Building, 5001 El Paso Drive, to consider matters permissible under Chapter 551 of the *Texas Government Code*, including:
 - a. Consultation with Attorney — Section 551.071.
 - b. Discussion of personnel matters – Section 551.074.
3. Open Session: At the conclusion of Executive Session, the committee will convene into Open Session in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, to consider appropriate action, if any, on items discussed in Executive Session.
4. Adjournment

NOTE: Following consideration of the above items by the committee, the Committee Chair will present the Committee Report to the full Board of Regents for its consideration on Friday, March 2, 2018.

1. TTUS: Report on audits.

Presenter: Mrs. Kim Turner

Presentation Time: 10 minutes

Report to Board required by: Section 07.02.7, *Regents' Rules*; and Audit Committee Charter

Mrs. Kim Turner, Chief Audit Executive, will present a report on the System's audit projects.

FACILITIES

Facilities Committee

Committee Meeting
March 1, 2018

Time: 3:30 pm (or upon adjournment of the Audit Committee meeting)

Place: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor,
Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Regents: Esparza (Chair), Long, Walker

Agenda

- Approve minutes of committee meetings held on December 14, 2017

III.D. Consideration of items to be recommended by the Facilities Committee to the Board of Regents of the Texas Tech University System (“TTUS”) for and on behalf of Angelo State University (“ASU”), TTUS, the TTU System Administration (“TTUSA”), Texas Tech University (“TTU”), Texas Tech University Health Sciences Center (“TTUHSC”), and Texas Tech University Health Sciences Center at El Paso (“TTUHSC El Paso”)

Page
F

1.	ASU: Approve preliminary Stage I Feasibility Study for a new Art Museum building and naming of the facility	2
2.	TTU: Authorize amendment of the Stage I design budget for a new Athletic Dining Facility	3
3.	TTUS: Report on Facilities Planning and Construction projects	4
4.	Adjournment	

NOTE: Following consideration of the above items by the committee, the Committee Chair will present the Committee Report to the full Board of Regents for its consideration on Friday, March 2, 2018.

1. ASU: Approve preliminary Stage I Feasibility Study for a new Art Museum building and naming of the facility.

Presenters: Mr. Michael Molina and President May Presentation Time: 5 minutes
Board approval required by: Section 08.01.3, *Regents' Rules*

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents authorize the chancellor or the chancellor's designee to (i) establish a preliminary Stage I Feasibility Study budget of \$425,000 to provide programming/planning and probable cost budget for an anticipated new Art Museum building with an anticipated budget of \$14,200,000; and (ii) award a Design Professional contract. The preliminary Stage I Feasibility Study budget will be funded with a Gift (cash).

The chancellor also concurs with the recommendation of the president that the Board of Regents approve naming the new building the "Angelo State University Museum." The donor concurs with the naming of this facility. Appropriate exterior signage will specify the approved name.

BACKGROUND INFORMATION

The preliminary Stage I Feasibility Study services will allow for the contracting of the design professional to provide the following: land analysis; facility space programming; concept plan diagrams; infrastructure analysis; and development of the Statement of Probable Cost ("SoPC"). This request is a preliminary portion of a full Stage I Design Service Contract approval as outlined in the new Board of Regents project approval policy.

The proposed project will program and design an approximate 30,775 GSF new Art Museum building to support the Bachelor of Arts program in Studio Art. The building will include classrooms, class labs, student gallery space, along with faculty and staff offices and support spaces. Specialized laboratories will be constructed for graphic design, sculpture and ceramics programs. In addition, this space will be used in support of the annual Angelo State University Ceramics Symposium. The gallery will house the West Texas Collections which is currently located in the Student Center. The scope of the project will also include site utility infrastructure work, surface parking, landscape enhancements, and public art.

For reference, this project is listed on the Texas Higher Education Coordinating Board's Capital Expenditure Plan (MP1) Summary Report (Fiscal Years 2018-2022) proposed as a new 60,000 GSF facility, estimated at \$25,350,000.

The vice president for finance and administration has verified the source of funds.

2. TTU: Authorize amendment of the Stage I design budget for a new Athletic Dining Facility.

Presenters: Mr. Michael Molina and Mr. Kirby Hocutt Presentation Time: 5 minutes
Board approval required by: Section 08.01.3, *Regents' Rules*

RECOMMENDATION

The chancellor concurs with the recommendation of the president that the Board of Regents authorize the chancellor or the chancellor's designee to (i) amend the Stage I design budget by \$4,970 for a total of \$224,970; and (ii) award a Construction Manager at Risk contract. The Stage I design budget increase will be funded with Athletics Revenue (cash).

BACKGROUND INFORMATION

The Stage I design services will provide for the contracting of the construction manager at risk to provide pre-construction activities associated with the planning and design process, i.e., project evaluation; site analysis; constructability review; value engineering; scheduling; cost control; and concept budget development.

In October 2017, the Board of Regents approved a Stage I design budget of \$220,000 to provide for the contracting of the design professional to provide facility functional use programming; schematic design; survey; geo-tech testing; site analysis; utility infrastructure analysis; and concept budget development for a new Athletic Dining Facility.

The project will design an approximate 12,000 GSF Athletic Dining Facility to serve 400 athletes. The facility will include multiple dining environments; educational kitchen; a full service kitchen with storage area, scullery, and walk-in cooler and freezer; men's and women's restrooms; operations office area; and a service dock. The scope of this project also includes site utility infrastructure work, landscape enhancements, and public art.

Texas Tech University is committed to meeting the nutritional needs of athletes. We seek to meet these needs through assessment, education, and implementation of proper nutritional practices. Nutrition is a vital piece of the puzzle for optimum sports performance.

For reference, this project is listed on the Texas Higher Education Coordinating Board's Capital Expenditure Plan ("MP1") Summary Report (Fiscal Years 2018-2022) proposed as a new 16,000 GSF facility, estimated at \$7,000,000.

The vice president for administration and finance and chief financial officer has verified the source of funds.

3. TTUS: Report on Facilities Planning and Construction projects.

Presenter: Mr. Michael Molina

Presentation Time: 5 minutes

Report requested by: Board of Regents

Mr. Michael Molina, Vice Chancellor for Facilities Planning and Construction, TTUS, will present a report on Facilities Planning and Construction managed projects.



**MEETING OF THE
BOARD**

Meeting of the Board
Thursday, March 1, 2018

Time: 10:15 am

Place: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor,
Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Agenda

I. Meeting of the Board—Call to Order; convene into Open Session of the Board

A. Workshop/Retreat: The Board will meet as a Committee of the Whole in a workshop/retreat forum for strategic planning purposes. It is not anticipated that any formal action or decisions will result from these discussions.

1. Texas Tech University Health Sciences Center at El Paso President Lange

2. Angelo State University President May

II. Recess Meeting of the Board/Retreat Chairman Francis

III. Meeting of Standing Committees: Conducted sequentially and separately from the Meeting of the Board—refer to agenda for each respective committee meeting.

Location: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Time: 3:50 pm (if time permits, upon adjournment of the last committee meeting of the day, or whenever deemed necessary)

Place: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Agenda

IV. Meeting of the Board—Call to Order; reconvene into Open Session of the Board Chairman Francis

- V. **Executive Session:** The Board may convene into Executive Session in the President's Conference Room (3200A), Medical Education Building, 5001 El Paso Drive, to consider matters permissible under Chapter 551 of the *Texas Government Code*, including, for example: Chairman Francis
 - A. Consultation with attorney regarding privileged communications, pending or contemplated litigation and settlement negotiations – Section 551.071
 - B. Deliberations regarding real property: The purchase, lease, exchange, or value of real property – Section 551.072
 - C. Deliberations regarding prospective gifts – Section 551.073
 - D. Personnel matters: Discuss the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of employees – Section 551.074
 - E. Deliberations regarding security devices—deployment of security personnel or devices – Section 551.076

- VI. **Open Session:** The Board will reconvene in Open Session in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive and meet as a Committee of the Whole and Meeting of the Board to consider and act on:
 - A. Consideration of appropriate action, if any, on items discussed in Executive Session..... Vice Chairman Lancaster

- VII. **Recess** Chairman Francis

Meeting of the Board
 Friday, March 2, 2018

Time: 8:30 am

Place: Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor,
 Medical Education Building, 5001 El Paso Drive, El Paso, Texas

Agenda

VIII. Meeting of the Board—Call to Order; reconvene into Open Session of the Board..... Chairman Francis

A. Introductions and Recognitions..... Chancellor Duncan,
 President May,
 President Schovanec
 President Mitchell, and
 President Lange

Page
 CW

1. TTU: Approve resolution in memory of Officer
 Floyd East, Jr. 8

IX. Recess (if necessary, for standing committees to meet;
 otherwise continue in Open Session (XII.))..... Chairman Francis

X. Meeting of Standing Committees (if not concluded on Thursday)

XI. Meeting of the Board—Call to Order; reconvene into Open Session of the Board (only if the Meeting of the Board was recessed to conduct committee meetings)

XII. Open Session: The Board will continue in Open Session and meet as a Committee of the Whole and Meeting of the Board to consider and act on:

A. Approve minutes of Board meetings held on
 December 14-15, 2017 Chairman Francis

B. Committee of the Whole..... Vice Chairman Lancaster

Page
 CW

2. ASU, TTU, TTUHSC, TTUHSC El Paso, TTUSA,
 and TTUS: Approve Consent Agenda; acknowledge
 review of Information Agenda..... 10

Consent Agenda

- a. TTU: Approve faculty development leaves of absence (ACS)
- b. TTU: Approve exception to *Regents' Rules*, 03.01.11, nepotism (ACS)
- c. TTUSA: Approve exception to *Regents' Rules*, 03.01.11, nepotism (ACS)
- d. TTU and TTUHSC: Authorize presidents to approve agreement for use and maintenance of 10th Street (F)
- d-1. TTUS: Authorize a lease extension with Wild Basin I & II Investors, LP (F)
- e. TTU: Approve purchasing contracts in excess of \$1,000,000 (FA)

Information Agenda

Information is provided as required by Section 01.02.7.d(4)(c), *Regents' Rules*

- (1) ASU, TTU, TTUHSC and TTUHSC El Paso: Summary of Revenues and Expenditures by Budget Category, FY 2018, per Section 01.02.8.d(3)(g), *Regents' Rules* – All actual expenditures will be reviewed by the Finance and Administration Committee annually and provided as information.
- (2) TTUHSC: Contract Renewals per Sections 07.12.4.c and 07.12.6.b., *Regents' Rules* – “Notwithstanding Section 07.12.3.a or Section 07.12.3.b, *Regents' Rules*, the board delegates to the presidents of health related institutions the authority to approve the proposals and execute and sign contracts for health related services, as specified herein. This delegation is limited to contracts with entities for which the institution has an ongoing and continuing contractual relationship, to include: revenue contracts from which the institution receives payment for health related services; participation in health provider networks; resident or faculty support; and expense contracts with healthcare providers or suppliers necessary to fulfill the obligation to provide health related services as part of a revenue contract. Before such a contract may be executed, the president shall obtain the prior review of the TTUS Office of General Counsel and the TTUS vice chancellor and chief financial officer, or their designees. A list of health related services contracts that have been executed under this delegation of authority since the previous regular board meeting shall be provided to the board as an information item at the next regular board meeting.” AND “Approval of the president is required for all component institution contract renewals,

extensions or amendments. A list of those renewed, extended or amended contracts in excess of \$1,000,000 per annum, including the amount of the contract, shall be provided to the board as an information item at the next regular board meeting.”

- (3) TTU and TTUHSC El Paso: Consulting contracts with an initial consideration of \$25,000 or less per Section 07.12.4.e.(2), *Regents’ Rules* – “Consulting contracts with an initial consideration of \$25,000 or less: (a) Board approval is not required, but the vice chancellor and chief financial officer, in consultation with the chancellor, presidents, and chief financial officers of the institutions, shall review consulting contracts of \$25,000 or less prior to execution of the contract by the chancellor or president, as appropriate. (b) A report of the contract shall be provided as an Information Agenda item at the next board meeting.”

- (4) TTU: Approval of sponsored programs projects in excess of \$1,000,000 per annum as provided by Section 07.12.4.b., *Regents’ Rules*: “Notwithstanding Section 07.12.3.a, Regents’ Rules, The board delegates to the presidents the authority to approve the proposals and execute and sign contracts for sponsored program projects in excess of \$1,000,000 per annum. Sponsored program projects are those grants, contracts, and cooperative agreements from either the public or private sectors that support research, instructional, and service projects. A list of such contracts for sponsored program projects in excess of \$1,000,000 per annum shall be provided to the board as an information item at the next regular board meeting.”

- (5) TTU: Emergency or exigent circumstances approval of a major facilities project as provided by Section 08.01.7, *Regents’ Rules*: “If the chancellor, on the recommendation of the president, declares a major construction project to be an emergency or that exigent circumstances exist and it is not feasible or practical to convene a quorum of the board within the time in which action is needed, the board authorizes the chair of the board or the chair of the Facilities Committee to approve all necessary actions. Any emergency actions taken must be reported to the board at its next meeting.”

- 3. TTUS: Amend Chapter 01 (Bylaws), *Regents’ Rules*, regarding Board self-evaluations..... 11

XIII. Reports of Standing Committees: Standing Committee reports will be presented sequentially to the Committee of the Whole.

- A. Report of the Finance and Administration Committee.....Regent Steinmetz
- B. Report of the Academic, Clinical and Student Affairs Committee.....Regent Walker
- C. Report of the Audit Committee.....Regent Long
- D. Report of the Facilities CommitteeRegent Esparza

XIV. The Board will continue in Open Session as the Committee of the Whole and Meeting of the Board of Regents.

- A. Schedule for Board meetings:
May 17-18, 2018, Lubbock
August 9-10, 2018, Lubbock
October 4-5, 2018, Lubbock
December 13-14, 2018, Lubbock Ben Lock
- B. Student Government Association Reports Tristan Fielder,
Robbie Meyer,
Austin Lunney,
Chris Gerzina

XV. Executive Session: The Board may convene into Executive Session in the President’s Conference Room (3200A), Medical Education Building, 5001 El Paso Drive, to consider matters permissible under Chapter 551 of the *Texas Government Code*, including, for example:..... Chairman Francis

- A. Consultation with attorney regarding privileged communications, pending or contemplated litigation and settlement negotiations – Section 551.071
- B. Deliberations regarding real property: The purchase, lease, exchange, or value of real property – Section 551.072
- C. Deliberations regarding prospective gifts – Section 551.073
- D. Personnel matters: Discuss the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of employees – Section 551.074
- E. Deliberations regarding security devices—deployment of security personnel or devices – Section 551.076

XVI. Open Session: The Board will reconvene in the Jonathan and Patricia Rogers Lecture Hall (Room 1100), First Floor, Medical Education Building, 5001 El Paso Drive and meet as a Committee of the Whole and Meeting of the Board to consider and act on:

- A. Consideration of appropriate action, if any, on items discussed in Executive Session..... Vice Chairman Lancaster
- B. Chairman’s Announcements..... Chairman Francis

XVII. Adjournment Chairman Francis

1. **TTU: Approve resolution in memory of Officer Floyd East, Jr.**

Presenter: Dr. Lawrence Schovanec Presentation Time: 3 minutes
Board approval requested by: President Schovanec, President Lange and Chancellor Duncan

RECOMMENDATION

The chancellor recommends that the Board of Regents approve the following resolution in memory of Officer Floyd East, Jr.:

WHEREAS, The Board of Regents of the Texas Tech University System is proud to recognize Officer Floyd East, Jr. for his commitment and service to Texas Tech University; and

WHEREAS, Officer East began his service as a guard at the Texas Tech University Health Science Center Police Department in El Paso, Texas in 2014; and

WHEREAS, Officer East attended the El Paso Community College Law Enforcement Academy to obtain his Texas Commission on Law Enforcement (TCOLE) Basic Peace Officer license and graduated on June 22, 2016; and

WHEREAS, Officer East transferred to the Texas Tech Police Department in Lubbock, Texas in 2017 as a police officer and completed his Field Training Officer Program on August 31, 2017; and

WHEREAS, Officer East served the Texas Tech University community in an exemplary manner and was killed on October 9, 2017 in the line of duty at Texas Tech University; and

WHEREAS, The Board of Regents offers expressions of profound gratitude for such dedication and service; now, therefore, be it

RESOLVED, That the Board of Regents of the Texas Tech University System on this date, March 2, 2018, do hereby extend its heartfelt appreciation to the family of Officer Floyd East, Jr. for his loyalty, dedication, and character; and be it further

RESOLVED, That a copy of this Resolution be prepared for the family of Officer Floyd East, Jr. as an expression of high regard from the Board of Regents.

BACKGROUND INFORMATION

Officer Floyd East Jr. began his career with the Texas Tech Police Department on December 1, 2014 as a guard at the Texas Tech University Health Sciences Center in El Paso, Texas. While working as a guard, Officer East attended the El Paso Community College Law Enforcement Academy to obtain his Texas Commission on Law Enforcement ("TCOLE") Basic Peace Officer license. He subsequently graduated from the Police Academy on June 22, 2016. He transferred to the Texas Tech Police Department Lubbock campus on May 1, 2017 as a police officer, completing his Field Training Officer Program on August 31, 2017. Officer East was killed in the line of duty at Texas Tech University on October 9, 2017. His family stated it best: "Floyd was a dedicated police officer who truly cared for the communities he worked in. He chose law enforcement as a career because he wanted to be part of the effort to keep cities safe — to make them great places to live and raise a family."

2. **ASU, TTU, TTUHSC, TTUHSC El Paso, TTUSA and TTUS:
Approve Consent Agenda; acknowledge review of
Information Agenda.**

RECOMMENDATION

The chancellor recommends that the Board of Regents (i) approves the Consent Agenda for the meeting of March 1-2, 2018; and (ii) acknowledge its review of the Information Agenda for the same meeting.

BACKGROUND INFORMATION

Pursuant to Section 01.02.6.b(2), *Regents' Rules*, the Board of Regents approves certain administrative actions.

This action is required to authorize the various officers and officials of Texas Tech to perform the tasks and duties delineated in the policies of the Board of Regents. This action also confirms the authority to prepare reports, execute contracts, documents, or instruments approved within the Consent Agenda and further confirms that such authority has been delegated to the officer or official preparing and/or executing the said item.

3. **TTUS: Amend Chapter 01 (Bylaws), Regents' Rules, regarding Board self-evaluations.**

Presenter: Mr. Ben Lock
minutes

Presentation Time: 2

Board approval required by: Sec. 01.08, *Regents' Rules*

RECOMMENDATION

The Regents Rules Review Committee ("Rules Committee") recommends that the Board of Regents consider adoption of an amendment to Chapter 01 (Bylaws), as follows:

01.01 **Responsibilities of the board**

• • •

01.01.4 [To ensure that the board assesses its responsibilities and expectations in a formal and effective manner, the board regularly shall complete a self-evaluation. When a self-evaluation is conducted, the board shall use assessment practices and strategies appropriate for the circumstances and environment the Texas Tech system is facing at that time.](#)

BACKGROUND INFORMATION

On December 5, 2017, the Southern Association of Colleges and Schools – Commission on Colleges ("SACSCOC") adopted revisions to its Principles of Accreditation. At that time, a new Comprehensive Standard was added regarding governing boards of the institutions accredited by SACSCOC.

Now, institutions undergoing accreditation or re-accreditation must be able to demonstrate and document that: *"The governing board ... defines and regularly evaluates its responsibilities and expectations."*

The responsibilities of the Board of Regents of the Texas Tech system already are defined in state law, and those statutory responsibilities also are incorporated into the *Regents' Rules*. But in order for the institutions of the Texas Tech system to comply with this new SACSCOC requirement, the Board needs to:

- add a provision to the *Regents' Rules* that requires the Board to regularly conduct self-evaluations; and
- develop a process by which these self-evaluations will be done.

The Rules Committee (composed of Regents Tim Lancaster-chair, Mickey Long, and John Steinmetz) is charged with considering and, when appropriate, submitting to the appropriate Board committee proposed amendments to the

Regents' Rules of the Texas Tech University System. Any amendment to the *Regents' Rules* or a Board Policy Statement must be approved by the full Board in accordance with Section 01.08, *Regents' Rules*.

**CONSENT/
INFORMATION
AGENDA**

BOARD OF REGENTS
TEXAS TECH UNIVERSITY SYSTEM

AGENDA

March 1-2, 2018

BOARD OF REGENTS

Mr. L. Frederick “Rick” Francis, Chairman

Mr. Tim Lancaster, Vice Chairman

Mr. John D. Esparza

Mr. Ron Hammonds

Mr. Christopher M. Huckabee

Mr. J. Michael Lewis

Mr. Mickey L. Long

Mr. John D. Steinmetz

Mr. John B. Walker

Mr. Jarett Lujan, Student-Regent

Standing Committees:

Academic, Clinical and Student Affairs:

John Esparza; Jarett Lujan, John Steinmetz; John Walker (Chair)

Audit:

Chris Huckabee; Ron Hammonds; Mickey Long (Chair)

Facilities:

John Esparza (Chair); Mickey Long; John Walker

Finance and Administration:

Chris Huckabee; Michael Lewis; John Steinmetz (Chair)

**TEXAS TECH UNIVERSITY SYSTEM
BOARD OF REGENTS**

March 1-2, 2018

TABLE OF CONTENTS

CONSENT AGENDA

	<u>Page</u>
a. TTU: Approve faculty development leaves of absence (ACS)	1
b. TTU: Approve exception to <i>Regents' Rules</i> , 03.01.11, nepotism (ACS)	6
c. TTUSA: Approve exception to <i>Regents' Rules</i> , 03.01.11, nepotism (ACS)	8
d. TTU and TTUHSC: Authorize presidents to approve agreement for use and maintenance of 10th Street (F)	10
d-1. TTUS: Authorize a lease extension with Wild Basin I & II Investors, LP (F)	11a
e. TTU: Approve purchasing contracts in excess of \$1,000,000 (FA).....	12

INFORMATION AGENDA

(Titles only; full agenda is on page 14)
Information is provided as required by
Section 01.02.7.d(4)(c), *Regents' Rules*

NOTE: The following are reports or other documents which, according to the *Regents' Rules* or state law, must be made available to the Board of Regents. As such, the reports below are on file in the Board Office, and their listing on the Information Agenda constitutes notice that they are available to Board members upon request.

- (1) **ASU, TTU, TTUHSC and TTUHSC El Paso: Summary of Revenues and Expenditures by Budget Category, FY 2018, per Section 01.02.8.d(3)(g), *Regents' Rules*** – All actual expenditures will be reviewed by the Finance and Administration Committee annually and provided as information.
- (2) **TTUHSC: Contract Renewals per Sections 07.12.4.c and 07.12.6.b., *Regents' Rules*** – “Notwithstanding Section 07.12.3.a or Section 07.12.3.b, *Regents' Rules*, the board delegates to the presidents of health related institutions the authority to approve the proposals and execute and sign contracts for health related services, as specified herein. This delegation is limited to contracts with entities for which the institution has an ongoing and continuing contractual relationship, to include: revenue contracts from which the institution receives payment for health related services; participation in health provider networks; resident or faculty support; and expense contracts with healthcare providers or suppliers necessary to fulfill the obligation to provide health related services as part of a revenue contract. Before such a contract may be executed, the president shall obtain the prior review of the TTUS Office of General Counsel and the TTUS vice chancellor and chief financial officer, or their designees. A list of health related services contracts that have been executed under this delegation of authority since the previous regular board meeting shall be provided to the board as an information item at the next regular board meeting.” AND “Approval of the president is required for all component institution contract renewals, extensions or amendments. A list of those renewed, extended or amended contracts in excess of \$1,000,000 per annum, including the amount of the contract, shall be provided to the board as an information item at the next regular board meeting.”
- (3) **TTU and TTUHSC El Paso: Consulting contracts with an initial consideration of \$25,000 or less per Section 07.12.4.e.(2), *Regents' Rules*** – “Consulting contracts with an initial consideration of \$25,000 or less: (a) Board approval is not required, but the vice chancellor and chief financial officer, in consultation with the chancellor, presidents, and chief financial officers of the institutions, shall review consulting contracts of \$25,000 or less prior to execution of the contract by the chancellor or president, as appropriate. (b) A report of the contract shall be provided as an Information Agenda item at the next board meeting.”

- (4) **TTU: Approval of sponsored programs projects in excess of \$1,000,000 per annum as provided by Section 07.12.4.b.,**
Regents' Rules: "Notwithstanding Section 07.12.3.a, Regents; Rules, The board delegates to the presidents the authority to approve the proposals and execute and sign contracts for sponsored program projects in excess of \$1,000,000 per annum. Sponsored program projects are those grants, contracts, and cooperative agreements from either the public or private sectors that support research, instructional, and service projects. A list of such contracts for sponsored program projects in excess of \$1,000,000 per annum shall be provided to the board as an information item at the next regular board meeting."
- (5) **TTU: Emergency or exigent circumstances approval of a major facilities project as provided by Section 08.01.7,**
Regents' Rules: "If the chancellor, on the recommendation of the president, declares a major construction project to be an emergency or that exigent circumstances exist and it is not feasible or practical to convene a quorum of the board within the time in which action is needed, the board authorizes the chair of the board or the chair of the Facilities Committee to approve all necessary actions. Any emergency actions taken must be reported to the board at its next meeting."

a. TTU: Approve faculty development leaves of absence.

Board approval required by: Section 4.05.1, *Regents' Rules*

The request is to approve the leaves of absence as listed below. This request has been approved administratively by the president and the chancellor and is recommended for approval by the Board of Regents.

FACULTY DEVELOPMENT LEAVE

Faculty development leave with full salary for Lucy Barnard-Brak, associate professor of Educational Psychology and Leadership in the College of Education, for the period of January 1, 2019 to May 31, 2019. The purpose of her leave is to pursue training in applied Bayesian analyses to advance her methodological research in single case designs (i.e., *n* of 1 designs). She will pursue this advanced training via a combination of face to face and online courses over period of leave.

Faculty development leave with full salary for David Birney, professor of Chemistry and Biochemistry in the College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to establish a collaborative research project at Los Alamos National Laboratory. The research focus is on electrochemical deoxygenation of biomaterials. This will enable publications and the submissions of grant proposals to the Department of Energy and National Science Foundation.

Faculty development leave with full salary for Paul Bjerck, associate professor of History in the College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to draft a book that will analyze Tanzanian governmental policy during the decade of 1965-1975. The theme will be a process of "re-bureaucratization," which is to say, the transformation of the colonial bureaucratic structure into a new structure built upon the historical circumstance of the independent state and cultural habits of the new African administration.

Faculty development leave with full salary for Erik Bucy, professor in the College of Media and Communication, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to complete research on a new book on media performance and democratic resilience. He has applied for a senior visiting fellowship at the London School of Economics; if successful, he will divide his time to write and conduct research between London and Oxford.

Faculty development leave with full salary for Erin Collopy, associate professor of Classical and Modern Languages and Literatures in the

College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018. The purpose of her leave is to prepare a book proposal on the vampire and walking dead of Russia from their roots in Slavic folklore to contemporary fiction and film, consisting of two sample chapters and an annotated table of contents.

Faculty development leave with one-half salary for Kelly Cukrowicz, professor of Psychological Sciences in the College of Arts and Sciences, for the period of September 1, 2018 to May 31, 2019. The purpose of her leave is to use results from funded projects in recent years aimed at identifying correlates of suicide ideation in rural communities. She will also apply for extramural funding for three suicide prevention projects that address identified risk variables.

Faculty development leave with full salary for William Hase, Professor of Chemistry and Biochemistry in the College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to work on a revision for the textbook *Chemical Kinetics and Dynamics*, for which he is a co-author; enhance the chemical dynamics computer program VENUS, which his research groups developed; and investigate new areas of fundable.

Faculty development leave with full salary for Zhaoming He, associate professor of Mechanical Engineering in the College of Engineering, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to strengthen collaboration with Jiangsu University in China and start a new collaboration with Beihang University in China to develop multiscale modeling of cardiovascular mechanics.

Faculty development leave with one-half salary for Amy Heuman, associate professor of Communication Studies in the College of Media and Communication, for the period of September 1, 2018 to May 31, 2019. The purpose of her leave is to complete a co-edited book and to conduct research in critical pedagogy that will result in scholarly articles. The leave period includes an opportunity for a visiting associate professorship with the Great Lakes College Association, a collaborative focused on strengthening liberal arts education.

Faculty development leave with full salary for Brett Houk, associate professor of Sociology, Anthropology, and Social Work in the College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to work on two different publications during the 2018 fall semester related to work completed during an initial three-year grant cycle. He will edit a volume and a journal article.

Faculty development leave with full salary for Michael Jordan, associate professor of Sociology, Anthropology, and Social Work in the College of Arts and Sciences, for the period of September 1, 2018 to December 31,

2018. The purpose of his leave is to complete a study of the Denver Museum of Nature and Science's extensive collection of Southern Plains beadwork. This is the first phase of a long-term study of the material culture of the Kiowa, Comanche, Cheyenne, and Arapaho tribes. The research design combines collections-based research, ethnographic interviews with tribal members, and archival research.

Faculty development leave with full salary for Charles Klein, associate professor of Landscape Architecture in the College of Agricultural Sciences and Natural Resources, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave includes training at the University of North Carolina in Behavior Mapping, a research methodology to be employed in conjunction with OLE! Texas, an obesity prevention project of the Texas Department of State Health Services using outdoor learning environments (OLE). The project entails grant proposals and collaboration with the Texas Tech Obesity Research Cluster.

Faculty development leave with one-half salary for William Lan, professor of Educational Psychology in the College of Education, for the period of September 1, 2018 to May 31, 2019. The purpose of his leave is to conduct research projects to develop measures of self-regulated learning and course anxiety in online environments. Self-regulated learning and online course anxiety are two key factors that affect students' academic performance in online courses.

Faculty development leave with full salary for David Larmour, Horn Professor of Classical and Modern Languages and Literatures in the College of Arts and Sciences, for the period of January 1, 2019 to May 31, 2019. The purpose of his leave is to complete the research for a new monograph "The Modern Juvenalians; Satire for Our Time" and to write the book with the aim of publication in early 2020. The work will be performed at the University of Texas, the University of Georgia, and the University of Birmingham, England.

Faculty development leave with full salary for Aie-Rie Lee, professor of Political Science in the College of Arts and Sciences, for the period of January 1, 2019 to May 31, 2019. The purpose of her leave is to conduct on-site research of Women's Political Representation in South Korea.

Faculty development leave with full salary for Seth McKee, associate professor of Political Science in the College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018, to prepare a book and undertake duties as Editor-in-Chief of the journal 'Political Research Quarterly'.

Faculty development leave with full salary for James Sheng, professor of Petroleum Engineering in the College of Engineering, for the period of

January 1, 2019 to May 31, 2019. The purpose of his leave is to visit petroleum universities in China as a visiting scholar.

Faculty development leave with full salary for Sara Spurgeon, professor of English in the College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018. The purpose of this leave is to complete work on the manuscript of her current book project, for which proposals have already been submitted to several presses and for which she has received offers of advance contracts from Routledge, SUNY Press, and the University of Arizona Press.

Faculty development leave with full salary for Mark Stoll, Professor of History in the College of Arts and Sciences, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to allow time to work on a book manuscript entitled "*Capitalism: An Environmental History.*"

Faculty development leave with full salary for Ryan Williams, associate professor of Agricultural and Applied Economics in the College of Agricultural Sciences and Natural Resources, for the period of September 1, 2018 to December 31, 2018. The purpose of his leave is to enhance his knowledge in experimental economics in order to fully utilize his experimental laboratory and provide better mentorship to his graduate students. This learning will improve his potential to successfully acquire extramural funding for experimental economics projects.

Faculty development leave with full salary for Chang Dong Yeo, associate professor of Mechanical Engineering in the College of Engineering, for the period of January 1, 2019 to May 31, 2019. The purpose of his leave is to work on a project with collaborators at Yonsei University, South Korea, to investigate the thermo-chemical kinetics of lubricants for heat-assisted-magnetic-recording (HAMR) technology in hard disk drives.

Faculty development leave with one-half salary for Hong-Chao Zhang, Professor of Industrial, Manufacturing, and Systems Engineering in the College of Engineering, for the period of September 1, 2018 to May 31, 2019. The purpose of his leave is to develop a collaborative research team to submit multiple proposals to the Department of Energy; and to establish an International Collaborative Graduate Education Program between the College of Engineering, Texas Tech University (TTU), and the School of Mechanical Engineering, at Dalian University of Technology, China.

BACKGROUND INFORMATION

Board approval is required for leaves of absence of faculty. The existing policy provides that leaves may be granted under conditions allowable by the State of

Texas. Faculty members submit requests for leave through their respective deans to the provost. The principle objective of faculty development leaves is to enable faculty members to engage in study, research, writing, field work, or similar professional activities for a period of time free from their obligations at the university. The ultimate purpose of faculty development leaves is to subsequently enhance educational offerings available to Texas Tech University students through the faculty members' refreshed or expanded knowledge gained from the leave activities. A faculty member is eligible when he or she has served as a member of the Texas Tech faculty for at least five academic years and is tenured by the time of the leave. Applications are reviewed according to criteria including the potential of the work to contribute to the faculty members' field of study and teaching. Faculty development leaves may be granted for one semester at full salary or for an academic year (two semesters) at one-half salary.

b. TTU: Approve exception to *Regents' Rules*, 03.01.11, nepotism.

Board approval required by: Section 03.01.11, *Regents' Rules*; TTU Operating Policy 70.08 3.d.

The request is to approve an exception to Section 03.01.11, Nepotism, *Regents' Rules*, to allow Dr. Barbie Chambers to remain director of the business communication program when that curriculum is moved to the College of Media and Communication from the Rawls College of Business, anticipated by fall 2018. This request has been approved administratively by the president and the chancellor and is recommended for approval by the Board of Regents.

Dr. Chambers's husband, Dr. Todd Chambers, is an associate dean in the College of Media and Communication and has oversight of the college's general programs. Dr. Barbie Chambers is considered the ideal faculty member to continue as director of the business communication program after its move. She will assure a smooth transition for the program, its students, and the six full-time instructors who are also transferring to the College of Media and Communication. Her duties will continue to entail course and curriculum planning and assessment, scheduling, staffing, annual performance evaluations, addressing student concerns and personnel issues. It is anticipated to eventually establish a new department within Media and Communication that will subsume the business communication program. Until then, Barbie Chambers will be directly supervised by Dr. David Perlmutter, Dean of the College of Media and Communication. Barbie Chambers will be accountable to Dean Perlmutter for her day-to-day roles as an administrator and faculty member. Dean Perlmutter will be responsible for conducting any performance evaluations and making recommendations regarding personnel and compensation actions related to Barbie Chambers. Further, Barbie Chambers will confer with Dr. Amy Koerber, associate dean for faculty success in the College of Media and Communication, on personnel matters that involve other faculty in the business communication program, or academic matters pertaining to students in the program. Authorization and implementation of action in any such matters will circumvent Todd Chambers, and be directed to Dean Perlmutter. Until such time that the anticipated new department is established, this plan will be re-evaluated at the end of every academic year to assure there is effective management of the conflict of interest and determine whether modifications are necessary.

BACKGROUND INFORMATION

Section 03.01.11.f, *Regents' Rules*, states that in the event an employee's transition places the employee under an administrative supervisor who is related within a prohibited degree, the employee's administrator must complete an Application for Waiver of Nepotism and submit it through administrative channels to the President and the Chancellor for their approval, so it can be reported to the Board of Regents as an information item. This request for exception has been

approved by the dean of the College of Media and Communication and the provost and senior vice president, and recommended to the president.

c. TTUSA: Approve exception to Regents' Rules, 03.01.11, nepotism.

Board approval required by: Section 03.01.11, *Regents' Rules*

The request is to approve an exception to Section 03.01.11, Nepotism, *Regents' Rules*, to allow Rebecca Molina to work as a part-time student assistant in the Public Art division of the Texas Tech University System's Facilities Planning & Construction ("FP&C") department. This request has been approved administratively by the chancellor and is recommended for approval by the Board of Regents.

Rebecca's father, Michael Molina, serves as the Vice Chancellor of Facilities Planning & Construction. Rebecca is a junior year Elementary Education major in the College of Education who also is pursuing a minor in Studio Ceramics within the Art Department of Texas Tech University's ("TTU") College of Visual and Performing Arts. She anticipates completing her Bachelor of Science in Multidisciplinary Studies, Special Education certification, ESL certification, and Art minor in May 2020.

Emily Wilkinson is the Texas Tech University System's Director of Public Art and is the supervisor for student assistants assigned to her area of management. The student assistant role proposed to be filled by Rebecca Molina will be under Emily's direct supervision and management responsibility.

Any personnel, compensation or other supervisory matters relating to Rebecca Molina that go beyond her direct supervisor would bypass Vice Chancellor Michael Molina and be handled by the next higher administrative supervisor – Chancellor Robert Duncan.

At the end of every academic year, this arrangement will be re-evaluated to make sure there is effective management of the conflict of interest and to see if any modifications are necessary.

BACKGROUND INFORMATION

This student assistant role consists of scheduling and guiding public art tours; assisting with forming a TTU Student Docent Program; performing condition reports for items in the collection on a regular basis; working on digitizing public art files; assisting with managing and updating the public art collection management software; assisting in regular monthly walking and/or biking tours of the public art for the general public; assisting with mailings to artists; assisting with social media posts and photos for the University Public Art Committee ("UPAC") on Facebook, Instagram, and Twitter accounts; preparation assistance for UPAC meetings; create activity guides and lesson plans for the public and visiting school groups; assisting TTU student organizations with community service projects; assisting with installations and artists when they are in town for

projects; clerical tasks such as preparing packets for artist finalist interviews; and general office duties as assigned.

Section 03.01.11.c, *Regents' Rules*, states that: "No person related to an administrator within a prohibited degree shall be eligible for initial appointment to a position in an area of responsibility over which an administrator has appointive authority, in whole or in part, regardless of the source of funds from which the position's salary is to be paid. Exceptions to this restriction on the initial appointment of an individual may be made only by the board upon recommendations of the president and the chancellor and then only when the administrator in question does not directly supervise the person to be appointed."

Section 03.01.11.e, *Regents' Rules*, further states that: "If the appointment, reappointment, reclassification, or promotion of an employee places the employee under an administrative supervisor who is related within a prohibited degree, all subsequent personnel and compensation actions affecting the employee shall become the responsibility of the next higher administrative supervisor."

d. TTU and TTUHSC: Authorize presidents to approve agreement for use and maintenance of 10th Street.

Board approval required by: Section 07.12.3.d. *Regent's Rules*

The request is to authorize the presidents of Texas Tech University ("TTU") and Texas Tech University Health Sciences Center ("TTUHSC"), or their designees, to approve an agreement between University Medical Center ("UMC"), TTU, and TTUHSC for the use and ongoing care of 10th Street from Indiana Avenue to the Texas Tech Parkway.

BACKGROUND INFORMATION

UMC leases certain lands that border the north and south sides of 10th Street between Indiana Avenue and Texas Tech Parkway for parking lots. Other lands on the north and south sides of 10th Street between Indiana Avenue and Texas Tech Parkway are owned by TTU and unleased. UMC desires to install new monument signage, install decorative metal fencing, provide landscaping, and enhance the image of 10th Street between Indiana Avenue and Texas Tech Parkway on portions of both leased and on portions of the unleased land (the "Improvements"). UMC shall pay for all costs associated with planning and constructing and maintaining the Improvements. All leased and unleased property on which Improvements are constructed shall be returned to TTU and/or TTUHSC in a mutually acceptable condition at the end of the specified and agreed upon period.

TTU and TTUHSC propose the following agreement with UMC:

- UMC will maintain 10th street from Indiana Avenue to the Texas Tech Parkway, extending 15 feet north and south from the backside of the new fence being installed by UMC. (Currently, TTU maintains 10th street from Indiana Avenue to the Texas Tech Parkway.) Maintenance would include the pavement sealcoating, repairs and replacement if needed.
- Any design and/or colors selected for signage associated with TTUHSC, TTU, Hope Lodge, and the Ronald McDonald House would be approved by the respective entity or entities prior to installation. This includes any future or presently undeveloped facilities/locations.
- TTU, TTU Athletics, or TTUHSC may install signage or other structures along the Texas Tech Parkway. Any future additions will need to be considerate of the new UMC signage and approved by TTU, TTUHSC and UMC to not obstruct any relevant views.
- With prior approval, UMC will allow TTU Athletics to hang or cling wrap signage to the new decorative metal fencing near the athletic facilities.

- All modifications/upgrades or changes to the attached plans must be approved through TTU, TTUHSC, Hope Lodge, Ronald McDonald House, and any future related entities.
- This agreement shall extend for so long as UMC leases property on either side of 10th Street between Indiana Avenue and Texas Tech Parkway.

Section 07.12.3.d. Regent's Rules requires Board approval on a commitment of resources for more than four years.

d-1. TTUS: Authorize a lease extension with Wild Basin I & II Investors, LP.

Board approval required by: Section 07.12.3.d(1)(a)ii, Regents' Rules

The request is to authorize the chancellor to approve a lease amendment with Wild Basin I & II Investors, LP ("WBI") for the renewal of the lease of office space for the Texas Tech University System ("TTUS") Office of Investments, located in Austin, Texas. This request has been approved administratively by the chancellor and is recommended for approval by the Board of Regents.

TTUS entered into a lease agreement with WBI on October 24, 2013 to lease 2,732 square feet of office space. The lease amendment extends the originally-approved term for a period of forty-nine (49) months and terminates on February 28, 2022. Annual rental costs of the lease continue the 4% annual escalators from the previous lease and will be assessed as follows:

2/1/18 – 2/28/18	\$0
Year 1	\$50,542
Year 2	\$52,591
Year 3	\$54,640
Year 4	\$56,689

BACKGROUND INFORMATION

Section 07.12.3.d(1)(a)ii, *Regents' Rules*, requires Board approval for contracts involving a lease of land and/or improvements thereon for more than four years.

e. **TTU: Approve purchasing contracts in excess of \$1,000,000.**

Board approval required by: Section 07.12.3.a, *Regents' Rules*

The request is to approve purchasing contracts for Texas Tech University in excess of \$1,000,000 per annum. This request has been approved administratively by the chancellor and the president and is recommended for approval by the Board of Regents.

BACKGROUND INFORMATION

In accordance with the *Regents' Rules*, the Board is routinely requested to approve the purchasing contracts that exceed \$1,000,000 per annum. Purchasing contracts are all compliant with Texas Education Code § 51.9335 and component Operating Policies and Procedures. Approval is requested for each vendor.

Section 07.12.3.a. *Regents' Rules*, requires Board approval on contracts that involve a stated or implied consideration that totals in excess of \$1,000,000 over the term of the contract.

TTU: Approve purchasing contracts in excess of \$1,000,000

Regents' Rules 07.12.3.c									
Component	Vendor	Services or Goods to be Provided	Estimated Per Annum Expenditures	Estimated Term Expenditures (includes renewals)	Start	End	Procurement Method	Verification that the solicitation and purchasing method and contractor selection process comply with State law and TTU System policies	Information on potential issues that may arise in the solicitation, purchasing, or contractor selection process.
TTU	Academic Health Plans	Insurance for students; premiums paid by students.	\$ 2,233,752	\$ 8,474,214	6/1/2015	5/31/2022	Bid/RFP	Confirm	None. The contract was awarded through a competitive solicitation process. TTU has contracted with this vendor on previous contracts with satisfactory performance.

CONTENTS OF THE INFORMATION AGENDA

Section 01.02.7.d(4)(c), *Regents' Rules*, provides: “material required by a provision of the *Regents' Rules* to be furnished to the Board as information will be listed in the information agenda.”

NOTE: The following are reports or other documents which, according to the *Regents' Rules* or state law, must be made available to the Board of Regents. As such, the reports below are on file in the Board Office, and their listing on the Information Agenda constitutes notice that they are available to Board members upon request.

INFORMATION AGENDA

Information is provided as required by
Section 01.02.7.d(4)(c), *Regents' Rules*

NOTE: The following are reports or other documents which, according to the *Regents' Rules* or state law, must be made available to the Board of Regents. As such, the reports below are on file in the Board Office, and their listing on the Information Agenda constitutes notice that they are available to Board members upon request.

- (1) **ASU, TTU, TTUHSC and TTUHSC El Paso: Summary of Revenues and Expenditures by Budget Category, FY 2018, per Section 01.02.8.d(3)(g), *Regents' Rules*** – All actual expenditures will be reviewed by the Finance and Administration Committee annually and provided as information.
- (a) ASU: Report dated November 30, 2017 for fiscal year 2017 (available for review upon request);
 - (b) TTU: Report dated November 30, 2017 for fiscal year 2017 (available for review upon request); and
 - (c) TTUHSC: Report dated November 30, 2017 for fiscal year 2017 (available for review upon request).
 - (d) TTUHSC El Paso: Report dated November 30, 2017 for fiscal year 2017 (available for review upon request).
- (2) **TTUHSC: Contract Renewals per Sections 07.12.4.c and 07.12.6.b., *Regents' Rules*** – “Notwithstanding Section 07.12.3.a or Section 07.12.3.b, *Regents' Rules*, the board delegates to the presidents of health related institutions the authority to approve the proposals and execute and sign contracts for health related services, as specified herein. This delegation is limited to contracts with entities for which the institution has an ongoing and continuing contractual relationship, to include: revenue contracts from which the institution receives payment for health related services; participation in health provider networks; resident or faculty support; and expense contracts with healthcare providers or suppliers necessary to fulfill the obligation to provide health related services as part of a revenue contract. Before such a contract may be executed, the president shall obtain the prior review of the TTUS Office of General Counsel and the TTUS vice chancellor and chief financial officer, or their designees. A list of health related services contracts that have been executed under this delegation of authority since the previous regular board meeting shall be provided to the board as an information item at the next regular board meeting.” AND “Approval of the president is required for all component institution contract renewals, extensions or amendments. A list of those renewed, extended or amended contracts in excess of \$1,000,000 per annum, including the amount of the contract, shall be provided to the board as an information item at the next regular board meeting.”
- (a) AMEND591572-001 (REF CON591572) Radiation Oncology of the South Plains, PA.; Amend the Professional Services Agreement to add allowable codes and reimbursement to the fee schedule; Increase of \$5,000.
 - (b) AMEND1613484-002 (REF CON1613484) GE Healthcare IITS USA Corp.; Amend to transfer software licenses from TTUHSC to TTUHSC EP; Decrease of \$753,368.

- (3) **TTU and TTUHSC El Paso: Consulting contracts with an initial consideration of \$25,000 or less per Section 07.12.4.e.(2), Regents' Rules** – “Consulting contracts with an initial consideration of \$25,000 or less: (a) Board approval is not required, but the vice chancellor and chief financial officer, in consultation with the chancellor, presidents, and chief financial officers of the institutions, shall review consulting contracts of \$25,000 or less prior to execution of the contract by the chancellor or president, as appropriate. (b) A report of the contract shall be provided as an Information Agenda item at the next board meeting.”

TTU:

- (a) Purpose of Consultant: Mr. Greg Deason will continue to advise TTU in five areas: (1) creation of a robust innovation and entrepreneurial ecosystem, (2) startup creation and support, (3) technology park success and development, (4) incubation success and development, and (5) utilization of a nonprofit support organization. Mr. Deason's original engagement has been amended, and the new fee structure, including travel and reimbursable expenses, is not to exceed \$17,000; the original amount submitted as an information item during the October 2017 meeting was \$15,000.

TTUHSC El Paso:

- (b) 04744; Mark Shalaby, M.D., “Consultant Services Agreement” for TTUHSC El Paso campus, RE: Collaborative consulting services to establish a block-scheduling strategy for the internal medicine host residency program, \$7,500.
 (c) 04762; Sandra Leigh Yaich, M.Ed., “Consultant Services Agreement” for TTUHSC El Paso campus, RE: Collaborative consulting services to establish a block-scheduling strategy for the internal medicine host residency program, \$7,500.

- (4) **TTU: Approval of sponsored programs projects in excess of \$1,000,000 per annum as provided by Section 07.12.4.b., Regents' Rules:** “Notwithstanding Section 07.12.3.a, Regents; Rules, The board delegates to the presidents the authority to approve the proposals and execute and sign contracts for sponsored program projects in excess of \$1,000,000 per annum. Sponsored program projects are those grants, contracts, and cooperative agreements from either the public or private sectors that support research, instructional, and service projects. A list of such contracts for sponsored program projects in excess of \$1,000,000 per annum shall be provided to the board as an information item at the next regular board meeting.”

- (a) NWI: Establishing a wind field of record in landfalling Hurricanes; John Schroeder, Professor, Geosciences, and Principal Investigator; Risk Management Solutions; \$1,466,000 awarded

- (5) **TTU: Emergency or exigent circumstances approval of a major facilities project as provided by Section 08.01.7, Regents' Rules:** “If the chancellor, on the recommendation of the president, declares a major construction project to be an emergency or that exigent circumstances exist and it is not feasible or practical to convene a quorum of the board within the time in which action is needed, the board authorizes the chair of the board or the chair of the Facilities Committee to approve all necessary actions. Any emergency actions taken must be reported to the board at its next meeting.”

- (a) Chairman Francis and Regent Esparza as Chairman of the Facilities Committee gave approval to the President of TTU to proceed with a project that needed approval on or before Jan. 15 to renovate TTU's outdoor football practice fields ... converting the natural grass field that's currently adjacent to the new Sports Performance Center into an artificial turf field, with the current turf field that borders University Avenue then becoming the natural grass field.

Flipping of the practice fields is driven by the natural grass field now being adjacent to the Sports Performance Center, which means that: (1) sunlight to the grass field is blocked for a good portion of the day (making it harder to maintain healthy grass); and (2) grass and dirt/mud will be tracked into the indoor facility when players move from the outdoor practice fields into the indoor facility.

This project started out to be a minor construction project (less than \$2 million), but recent bids came in at \$2.5 million ... making it a major project that requires Board approval. Despite the best efforts of TTU Athletics, they could not get the cost below \$2 million.)

ATTACHMENTS

ATTACHMENT

1

**TTUS Proposed Amendments to
Chapter 03 and 07, *Regents' Rules*, relating
to conflicts of interest and contracts
(Item #2 of Finance and Administration Committee)**

ATTACHMENT TO
FINANCE & ADMINISTRATION COMMITTEE AGENDA ITEM #2

**Proposed amendments to Chapter 03 and 07, *Regents' Rules*,
relating to conflicts of interests and contracts**

AMEND CHAPTER 03 (PERSONNEL), AS FOLLOWS:

03.01 **Ethics policy.**

• • •

03.01.2 Ethical behavior. Officers and employees shall:

- a. obey all federal, state, and local laws or be subject to disciplinary action for a violation of those laws;
- b. put forth honest effort in the performance of their duties;
- c. not make unauthorized commitments or promises of any kind purporting to bind the TTU system or any of its components;
- d. not use their public offices for private gain;
- e. act impartially and not give preferential treatment to any private or public organization or individual;
- f. protect and conserve public property, including all institutional resources, and shall not use it for anything other than authorized activities;
- g. promptly disclose waste, fraud, abuse, and corruption to appropriate authorities;
- h. adhere to all laws, regulations, and policies that provide equal opportunity for all persons regardless of sex, sexual orientation, gender identity, race, national origin, religion, age, disability, status as a covered veteran, genetic information, or other legally protected categories, classes, or characteristics;

- i. endeavor to avoid any actions that would create the appearance that they are violating the law or the ethical standards of the TTU system;
- j. if involved in procurement or contract management for the TTU system, disclose to the TTU system in the manner prescribed by the applicable contract management handbook or institutional operating policy any actual or potential conflict of interest that is known by the employee or official with respect to any contract with a private vendor or bid for the purchase of goods or services from ~~the~~ a private vendor by the TTU system at any time during: (i) the procurement process, from the initial request for bids for the purchase of goods or services from the private vendor until the completed final delivery of the goods or services, or (ii) the term of the contract with a private vendor; however, for a contract for the purchase of goods or services solicited through a purchase order, this subsection only applies if the amount of the purchase order exceeds \$25,000; and
- k. participate in regular training concerning ethics policies of the TTU system.

For all officers and employees involved in procurements or related contracts:

- *the timeframe during which disclosure is required for a COI with a vendor is clarified; and*
- *a dollar threshold is set for this provision's application to purchase order procurements.*

This language is added to conform our Regents' Rules policy to the changes made in §2261.252(a-1) & (e), Texas Government Code, by §9 of S.B. 533.

• • •

03.01.5 Conflict of commitment. A conflict of commitment refers to a situation where a TTU system employee engages in external activities, including service on an outside entity's board, either compensated or uncompensated, that interfere with the employee's obligation and responsibilities to the TTU system. Employees shall evaluate and arrange their external interests and activities in order to avoid conflicts of commitment that would compromise their ability to carry out their obligations to the TTU system.

- a. Primary responsibility of employees. The primary responsibility of a TTU system employee is the full and complete execution of all assigned duties, the fulfillment of

those professional obligations not ordinarily reduced to written assignment, and the maintenance of current professional skills.

- b. Outside employment. Outside employment is self-employment or any compensated service or employment by an entity or individual, other than the TTU system, of a TTU system employee.
 - (1) Outside employment must be compatible with the interests of the TTU system and of such a nature that it will not detract from the effectiveness and performance of the employee.
 - (2) Clinical faculty. Full-time clinical faculty at TTUHSC and TTUHSC El Paso who are involved in outside employment must do so under the provisions of the respective school's medical practice income plan.
 - (3) Institutional operating policies shall provide a procedure by which a TTU system employee must disclose the outside employment, [including the name of the employer, the specific nature of the work, and the amount of time to be spent](#), and obtain authorization from the chancellor, or the chancellor's designee, for such outside employment.
 - (4) If the outside employment is for the chancellor or a president, authorization from the board is required.

This change adds specificity to ensure continued compliance with the requirements enacted by S.B. 20 from the 2015 legislative session.

• • •

03.03 Conflict of interest and the board.

• • •

For regents, the definition of family members to which the COI policies apply is revised/clarified.

03.03.2 Conflict of interest. A conflict of interest arises when the TTU system has or is considering a transaction or other business relationship with a board member or a board member's family member (defined to include ~~[a spouse and the]~~ family members within the first degree of affinity or consanguinity and dependent relatives or household members). For this reason, any transaction or other business relationship between the TTU system and a board member or board member's family member is prohibited.

This change conforms our Rules policy to existing/unchanged language of §51.923(e)(4), Texas Education Code, while continuing its application to "dependent relatives or household members" who may not be relatives within the first degree of affinity or consanguinity. Thus, Texas Tech's COI policy for regents would continue to have a broader application than the statute requires.

03.03.3 Presumed conflict of interest.

a. A conflict of interest is presumed to arise when the TTU system has or is considering a transaction or other business relationship with a business entity in which the board member or the board member's family member has a substantial financial interest. A financial interest is presumed to be substantial if it entails:


For regents, the definition of a "substantial financial interest" is revised.

The change in the dollar threshold for equity ownership (going from \$10,000 to \$15,000) conforms Texas Tech's policy to the existing/unchanged statutory threshold.

The changes in the percentage threshold for equity ownership, receipts, and voting/participating interests (going from 10% to 1%) is due to a state law change made to §51.923(e)(1)-(2), Texas Education Code, by §16 of S.B. 533.

Subdivision (3) is not required by statute, so the change in its dollar threshold simply keeps it the same as for equity ownership in a business entity per Subdivision (1).

- (1) Any ownership or investment interest in a business entity (including stock, options, a partnership interest, or any other ownership or investment interest) valued at \$15,000 or more ~~[than \$10,000]~~, except equity in a company amounting to less than ~~[10%]~~ 1% ownership interest in the company;
- (2) Receipt of funds from the business entity that exceed ~~[10 percent]~~ 1% of the board member's or the board member's family member's gross income for the previous year, or the expectation of the receipt of such funds in the future;
- (3) Any ownership interest in real property, personal property, intellectual property or any other interest valued at ~~[\$10,000]~~ \$15,000 or more;



(4) A position of real or apparent authority in a business entity such as director, officer, trustee, partner, agent, controlling shareholder, shareholder with a ~~10%~~ 1% or more voting interest, or a direct or indirect participating interest in any shares, stock or otherwise, regardless of whether voting rights are included, in ~~10%~~ 1% or more of the profits, proceeds or capital gains of the entity involved; or

(5) Any position as an employee of the entity involved.

b. A board member is not deemed to have a substantial financial interest in a publicly traded entity by reason of an investment in that entity by another publicly traded entity, such as through a mutual fund, of which the board member does not control investment decisions.

03.03.4 Disclosure of financial interest.

a. A board member or a board member's family member who has a known substantial financial interest in a pending or a proposed transaction or business arrangement involving the TTU system shall promptly disclose to the board the existence of the interest and other material information that the board member may have regarding the transaction or arrangement.

b. Each board member annually shall execute and submit to the chief financial officer a statement disclosing all business entities in which the board member has a financial interest. This disclosure shall be achieved by the board member submitting to the Office of the Board of Regents, no later than June 1 of each year, a copy of the board member's Personal Financial Statement that is required to be submitted to the Texas Ethics Commission. This disclosure shall be updated throughout the year by board members if a board member acquires or divests a substantial financial interest in any entity.

03.03.5 Determination of the existence of a conflict of interest.

- a. If a board member is aware of a conflict of interest, the board member shall inform the board during a meeting of the board conducted in accordance with the Texas Open Meetings Act and abstain from any participation in the transaction or matter in which the conflict exists. Any such contract or transaction requiring board approval must be approved by an affirmative majority of the board members voting on the contract or transaction.

The addition conforms Texas Tech's policy to the existing/unchanged language of §51.923(d), Texas Education Code.

• • •

AMEND CHAPTER 07 (FISCAL MANAGEMENT), AS FOLLOWS:

07.12 Contracting policies and procedures.

• • •

07.12.2 Prohibited contracts.

- a. Neither the TTU system administration nor ~~[its]~~ a component ~~[institutions]~~ institution may enter into a contract for the purchase of goods or services with a private vendor with whom any of the following ~~[employees or officials]~~ persons have a financial interest unless the contract is for the purchase of goods or services solicited through a purchase order and the purchase order does not exceed \$25,000:

This change clarifies that a conflict at one institution does not automatically impact all of the other institutions.

This is a conforming change to match revisions the Legislature made to §2261.252(e), Texas Government Code via §9 of S.B. 533.

- (1) the chancellor, vice chancellor and general counsel, president of the institution involved in the contract, chief procurement officer, or equivalent employee responsible for procuring goods and services for the institution involved in the contract; or
- (2) a family member related to the employees and officials listed above within the second degree of affinity or consanguinity.

- b. ~~[An employee or official]~~ [A person listed in Section 07.12.2.a, Regents' Rules,](#) has a financial interest in a private vendor if the ~~[employee or official]~~ [person](#):
 - (1) owns or controls, directly or indirectly, an ownership interest of at least ~~[one percent]~~ [1%](#) in the private vendor, including the right to share in profits, proceeds, or capital gains; or
 - (2) could reasonably foresee that a contract with the private vendor could result in a financial benefit to the employee, ~~[or]~~ [official, or family member within the second degree of affinity or consanguinity.](#)
- c. [A financial interest prohibited by this section does not include a retirement plan, a blind trust, insurance coverage, or an ownership interest of less than 1% in a corporation.](#)

The addition conforms Texas Tech's policy to the existing/ unchanged language of §2261.252(b)(3) and (d), Texas Government Code.

Adding this new subsection conforms Texas Tech's policy to §2261.252(d), Texas Government Code.

07.12.3 Board approval.

- a. Upon recommendation of the chancellor, board approval is required for contracts that involve a stated or implied consideration that totals in excess of \$1,000,000 over the entire term of the contract, unless a different consideration is specified by this policy. This requirement is applicable to both cash and non-cash considerations. The board may delegate the approval and signature authority for such contracts to the chancellor or component president.
- b. The board must approve any amendment, extension, or renewal of a contract with a value that exceeds 25% of the value of the original contract approved by the board or that increases the value of the original contract to more than \$1,000,000 [over the entire term of the contract](#) unless the authority to exceed the approved amount is expressly delegated by the board or an exception is expressly adopted by the board for that contract.

This addresses an issue raised by Texas Tech's auditors that the contract amendment process needs to be clarified.

• • •

07.12.4 Board delegation of authority.

- a. Notwithstanding Section 07.12.3.a, *Regents' Rules*, [the chancellor or president, as appropriate, is delegated the authority to approve: \(i\)](#) contracts that involve a stated or implied consideration that total in excess of \$1,000,000 over the entire term of the contract but the per annum amount is less than \$1,000,000; [and \(ii\) any amendment, extension, or renewal of a contract originally approved by the chancellor or president, as appropriate, so long as the amendment, extension, or renewal does not cause the per annum amount of the contract to exceed \\$1,000,000](#) ~~[shall be approved by the chancellor or president, as appropriate]~~. This requirement is applicable to both cash and non-cash considerations.

This addresses an issue raised by Texas Tech's auditors that the contract amendment process needs to be clarified.

• • •

07.12.5 Chancellor's approval.

- a. Approval of the chancellor [or the chancellor's designee](#) is required for TTUSA contracts that involve a stated or implied consideration of \$1,000,000 or less per annum. This requirement is applicable to both cash and non-cash considerations. Such TTUSA contracts may be signed by the chancellor or the chancellor's designee. Provisions in the *Regents' Rules* regarding employment contracts shall govern the approval of those employment contracts.

Adding "or designee" addresses a concern raised by Texas Tech's auditors that this clarification is needed.

Note that state law says approval authority is different than signature authority.

- b. Approval of the chancellor [or the chancellor's designee](#) is required for all TTUSA contract renewals, extensions or amendments [that do not cause the contract amount to exceed \\$1,000,000 per annum](#). [Such TTUSA contract renewals, extensions or amendments may be signed by the chancellor or the chancellor's designee.](#) ~~[A list of those renewed, extended or amended contracts in excess of \$1,000,000 per annum, including the amount of the contract, shall be provided to the board as an information item at the next regular board meeting.]~~

These additions simply conform "b." to "a."

Deletion of this sentence is proposed because it could be interpreted as conflicting with the delegation of authority to the chancellor to approve contracts only when the annual amount is less than \$1,000,000.

07.12.6 President's approval.

- a. Approval of the president or the president's designee is required for all component institution contracts that involve a stated or implied consideration of \$1,000,000 or less per annum. This requirement is applicable to both cash and non-cash considerations. Such component institution contracts may be signed by the president or the president's designee. Provisions in the *Regents' Rules* regarding employment contracts shall govern the approval of those employment contracts.

Adding "or designee" addresses an issue raised by Texas Tech's auditors that this clarification is needed.

Note that state law says approval authority is different than signature authority.

- b. Approval of the president or the president's designee is required for all component institution contract renewals, extensions or amendments that do not cause the contract amount to exceed \$1,000,000 per annum. Such component institution contract renewals, extensions or amendments may be signed by the president or the president's designee. ~~[A list of those renewed, extended or amended contracts in excess of \$1,000,000 per annum, including the amount of the contract, shall be provided to the board as an information item at the next regular board meeting.]~~

These additions simply conform "b." to "a." immediately above.

Deletion of this sentence is proposed because it could be interpreted as conflicting with the delegation of authority to the president to approve contracts only when the annual amount is less than \$1,000,000.

• • •

07.12.7 Required approvals summary.

All changes to this summary table are simply updates to conform the table to the changes made in Ch. 07 on the preceding pages.

Contract Terms	Regents' Rules Section Citation	Approval Required
Contracts in excess of \$1,000,000 over the entire term of the contract	07.12.3.a	Board
Contracts in excess of \$1,000,000 total but less than \$1,000,000 per annum; <u>and any amendment, extension or renewal of such contracts that does not cause the annual amount to exceed \$1,000,000</u>	07.12.4.a	Chancellor or President, as appropriate
Contracts for real property: sale or purchase; and lease for more than 4 years (<i>unless the contract can be terminated without cause with notice of 120 days or less</i>)	07.12.3.d(1)(a)	Board
Contracts in excess of four years (<i>unless the contract can be terminated without cause with notice of 120 days or less</i>)	07.12.3.d(1)(b)	Board
Renewals, extensions or amendments	07.12.3.b	Board
	07.12.5.b or 07.12.6.b	Chancellor or President
Contracts for construction projects	07.12.4.d	Chancellor (<i>for TTUSA projects</i>) or President (<i>for institutional projects</i>)
Consulting contracts in excess of \$25,000, and all modifications that increase such contracts	07.12.4.e(1)	Board
Consulting contracts of \$25,000 or less	07.12.4.e(2)	Chancellor or President, as appropriate – <i>with prior notice to chairs of Board and F&A Cmt</i>
Contracts with search firms (<i>so long as contract amount does not exceed \$1.0 million per year</i>)	<i>due to 07.12.4.e(3) and 07.12.4.a:</i> 07.12.5 or 07.12.6	Chancellor (<i>for TTUSA searches</i>) or President (<i>for institutional searches</i>)
Initial contracts for vending machines	07.12.3.f	Board
Location of vending machines	07.12.3.f	President
TTUSA contracts of \$1,000,000 or less per year; <u>and any amendment, extension or renewal of such System Administration contracts that does not cause the annual amount to exceed \$1,000,000</u>	07.12.4.a and 07.12.5	Chancellor

Contract Terms	<i>Regents' Rules</i> Section Citation	Approval Required
Component institution contracts of \$1,000,000 or less per year; <u>and any</u> amendment, <u>extension</u> or renewal of such component institution contracts <u>that does not cause the annual amount to exceed \$1,000,000</u>	07.12.4.a and 07.12.6	President
Sponsored program project contracts	07.12.4.b	President
Certain health-related continuing contractual relationships	07.12.4.c	President
Employment contracts	[see Appendix A]	-- varies --

ATTACHMENT

2

**TTUS Proposed Amendments to
Chapter 07, *Regents' Rules*, relating to
debt and equipment financing policies
(Item #3 of Finance and Administration Committee)**

ATTACHMENT TO
FINANCE & ADMINISTRATION COMMITTEE AGENDA ITEM #3

**Proposed amendments to Chapter 07, *Regents' Rules*, relating to
debt and equipment financing policies**

AMEND SECTIONS 07.05.2 AND 07.05.4, AS FOLLOWS:

07.05 Debt management policy.

• • •

07.05.2 RFS debt management policy.

- a. The TTU system and its components are eligible to participate in the RFS.
- b. The TTU system shall use the following guidelines for the RFS:
 - (1) Debt proceeds will be used only for capital expenditures or bond issuance costs. Generally, capital expenditures are for assets having a useful life of over one year. Buildings and other major capital projects shall be financed for a period of up to the lesser of the project's estimated useful life or 40 years. Equipment shall be financed for a period up to the lesser of its projected useful life or 10 years.
 - (2) To the extent required by law, the Texas Higher Education Coordinating Board shall be notified of project costs in accordance with the relevant rules promulgated by the Coordinating Board.
 - (3) Individual revenue streams considered for debt service must meet a 1.15 debt coverage ratio test, unless the debt is issued as tuition revenue debt, in which case it must meet a 1.00 debt coverage ratio test. Debt coverage is defined as total revenue divided by total debt service.

Clarifications regarding the debt collection ratio recommended by outside bond financial advisors.

- (4) Components of the TTU system are required to establish internal debt reserves on their respective chart of accounts by participating area or department on bond financed debt other than tuition revenue and HEF debt. Bond financed debt [Debt] service shall be collected from departments at the component institutions in the amount of the 1.15 ratio [~~as noted in Subdivision (4) of this subsection,~~] until the maximum reserve accumulated is equal to [a] the area's or department's maximum annual debt service for the remaining debt outstanding. When the maximum reserve is reached, the bond debt service shall be collected in the amount of a 1.00 ratio. Should newly-issued debt cause an area's or a department's new maximum annual debt service to exceed their accumulated reserve, then the 1.15 ratio will apply only to debt service on the newly-issued debt. The TTUS Office of Treasury monitors bond debt service reserves additions and reserve balances to maximum annual debt service semi-annually. Exceptions and return of reserve balances are to be reviewed and approved by the vice chancellor and chief financial officer and the component's chief fiscal officer.
- (5) The board shall approve designated debt financing prior to a project's initiation. Reimbursement clauses, revenue stream certification, non-default certification, and all requirements of the RFS Master Resolution shall be included in the agenda items submitted for board approval that authorize the debt financing.
- (6) Higher Education Fund (HEF) appropriation transfers for debt service by the component institutions to the TTU system are authorized, but only for financed projects which would be eligible for HEF funding under Article VII, Section 17 of the Texas Constitution. Generally, these projects must have an educational and general purpose.

Conforms our HEF transfer policy to the Texas Constitution and the state's General Appropriations Act.

- (7) Application to and approval of the Texas Bond Review Board is required for all new long-term issues, except as noted below. Long-term issuances also are subject to the examination and approval of the Texas Attorney General. (Note: Sec. 1231.041(b), *Texas Government Code*, eliminates the requirement for institutions of higher education to seek approval by the Texas Bond Review Board for bonds rated AA- or better, unless state general revenue is pledged on the debt.)

• • •

07.05.4 Equipment financing. Procedures for equipment financing under the commercial program(s) are as follows:

- a. For equipment costing ~~[\$250,000]~~ \$1,000,000 or more, the board shall authorize the financing through the equipment financing program. For equipment costing less than ~~[\$250,000]~~ \$1,000,000 but more than \$100,000 that is to be financed through the equipment financing program, the approval of the chancellor, or the chancellor's designee, ~~[with the concurrence of either the chair of the board or the chair of the Finance and Administration Committee]~~ is required. ~~[The approval of the chancellor is required for equipment costing less than \$100,000 that is to be financed through the equipment financing program.]~~ The TTUS Office of Treasury ~~[and Cash Management]~~ shall submit the required notice to the Texas Bond Review Board.
- b. The minimum aggregate amount of equipment value to be financed under the equipment financing program is \$100,000 for each component institution. Multiple smaller equipment purchases may be combined to achieve the minimum amount. Each piece of equipment must have a useful life of not less than three years. The equipment shall be purchased from the vendor by the component institution. RFS debt shall be issued to reimburse the component institution for the equipment purchase. The debt shall be amortized each February 15 and August 15 and shall be fully amortized up to the lesser of its projected useful life or 10 years.

These dollar thresholds and approval processes are the same as are used elsewhere in the Chapter 07 (e.g., for contracts).

NOTE: The name of this System-level office has changed as shown here. It is proposed that Board approval of the name change here also constitutes a delegation of authority to the Board Secretary to make corresponding changes in the name of this office wherever else it appears in the *Regents' Rules*.

ATTACHMENT

3

**TTUS Proposed Amendments to
Chapter 07, *Regents' Rules*, relating to
delegation to presidents the authority to
administer various student financial
assistance programs
(Item #4 of Finance and Administration Committee)**

ATTACHMENT TO
FINANCE & ADMINISTRATION COMMITTEE AGENDA ITEM #4

**Amendment to Chapter 07, *Regents' Rules*, to delegate
to the Presidents the authority to administer various
student financial assistance programs**

AMEND SECTION 07.10 BY ADDING A NEW SECTION 07.10.4, AS FOLLOWS:

07.10 **Approval of tuition and student fees.**

- 07.10.1 Assessment. Each year, the board shall approve the assessment of tuition and fees for students of component institutions of the TTU system. The amounts to be assessed shall be presented annually to the board in a document to be entitled "Global Fee Schedule."
- 07.10.2 Collection. The authority of the board to collect tuition, fees, and other charges in accordance with the methods and manners prescribed in state statute is delegated to the presidents, or the presidents' designee.
- 07.10.3 Exemptions and waivers. The authority of the board to grant exemptions and waivers from tuition, fees, and other charges in accordance with state statutes is delegated to the presidents, or the presidents' designee.
- 07.10.4 Student financial assistance. The authority of the board to administer student financial assistance programs in accordance with Chapter 56, Texas Education Code, is delegated to the presidents, or the presidents' designee.

ATTACHMENT

4

TTU Current Horn Professor Listing

CURRENT HORN PROFESSORS

1981	William J. Conover Mathematics & Statistics	2008	David Larmour Classical & Modern Languages & Literatures
1983	Shelby D. Hunt Area of Marketing	2010	Linda Allen Mathematics & Statistics
1991	Kishor Mehta (retired, working part-time), Civil Engineering		Sindee Simon Chemical Engineering
1994	Sankar Chatterjee Museum Sciences and Geosciences		Victoria Sutton Law
1999	Kenneth Ketner Institute for Studies in Pragmaticism	2011	Bruce Clarke English
2000	Stefan Estreicher Physics	2013	Jiang Hongxing Electrical & Computer Engineering
2001	William Westney School of Music	2014	Jingyu Lin Electrical & Computer Engineering
2002	Peter Westfall Area of ISQS		William Hase Chemistry & Biochemistry
2003	Loretta Bradley Educational Psychology	2015	Guigen Li Chemistry & Biochemistry
2004	Greg McKenna Chemical Engineering		Andreas Neuber Electrical & Computer Engineering
	Sunanda Mitra Electrical & Computer Engineering		Brian Shannon Law
2006	Michael Galyean Animal & Food Sciences	2016	Eric Hequet Plant & Soil Sciences
	James Watkins Architecture		
2007	William Casto School of Law		
	Eileen Johnson Museum		
	W. David Nes Chemistry & Biochemistry		

Updated 01/22/18