

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
February 17, 2005**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in regular session at the Board Office in Jackson, Mississippi, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on April 22, 2004, to each and every member of said Board, said date being at least five days prior to this February 17, 2005 meeting. At the above-named place there were present the following members to wit: Mr. H. Ed Blakeslee, Mr. Thomas W. Colbert, Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Jr., Dr. Bettye Henderson Neely, Ms. Virginia Shanteau Newton, Mr. Bob Owens, Mr. Aubrey B. Patterson, Mr. Scott Ross, and Ms. Amy Whitten. Ms. Robin J. Robinson was absent. The meeting was called to order by Mr. Roy Klumb, President, and opened with prayer by Ms. Virginia Shanteau Newton, Vice President.

BOARD DINNER

Ms. Newton thanked Dr. Shelby Thames, President of The University of Southern Mississippi, and his faculty and staff for hosting the February 17, 2005 Board dinner at the Parker House.

APPROVAL OF THE MINUTES

On motion by Dr. Davidson, seconded by Mr. Patterson, with Ms. Robinson absent and not voting, it was

RESOLVED, That the Minutes of the Board meeting held on January 20, 2005, stand approved.

UNANIMOUS CONSENT

On motion by Mr. Patterson, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, it was

RESOLVED, That consent to be considered is granted to all items not previously placed on the agenda and hereinafter reported.

UNANIMOUS CONSENT

Presented by Dr. Richard Crofts, Interim Commissioner

On motion by Mr. Patterson, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item employment of personnel items as submitted on the following Unanimous Consent Agenda.

1. **System Administration** - Approved the employment of Mr. Brent Ballard as the new Director of Internal Audit. Mr. Patterson and Dr. Crofts welcomed Mr. Ballard to the IHL staff. Mr. Ballard stated that he is looking forward to working with the Audit Committee and the Board.

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2005 BLACK HISTORY MONTH RECOGNITION

Dr. Bettye Neely, Chair of the Black History Month Committee stated that each year the Board recognizes one individual from each institution of higher learning who has contributed significantly to the positive advancement of diversity on their campus and in the community.

Dr. Neely thanked the members of the committee, Ms. Newton and Mr. Owens for their help. She also thanked Ms. Pearl Pennington, IHL Director of Student Affairs. Dr. Neely gave a special thanks to Ms. Clotee Lewis, IHL Coordinator of Public Affairs, who has done a magnificent job every year of coordinating the Black History recognition.

Dr. Neely congratulated all of the nominees and presented them with a Certificate of Recognition for being a role model and strong advocate for the advancement of diversity at their respective universities and in the surrounding communities. The nominees were as follows:

Dr. David Stuart Blackburn	Alcorn State University
Mr. Tracy Treon Mims	Delta State University
Dr. Alisa L. Mosley	Jackson State University
Dr. William Person	Mississippi State University
Mr. Clifford Hampton	Mississippi State University, Division of Agriculture, Forestry and Veterinary Medicine
Ms. Anika Mitchell Perkins	Mississippi University for Women
Dr. L. C. Dorsey	Mississippi Valley State University
Dr. Ethel Young-Minor	University of Mississippi
Dr. Jasmine Taylor	University of Mississippi Medical Center
Mr. Andre Heath	University of Southern Mississippi

Dr. Neely announced that the Black History Month Educator is Dr. L. C. Dorsey, Associate Director, Delta Research and Cultural Institute, Mississippi Valley State University. **(See Exhibit 1.)** Dr. Dorsey sent her sincere regrets for not being here today. Prior to learning of this award, Dr. Dorsey had scheduled a speaking engagement that she was unable to postpone.

Dr. Neely then announced that the special honoree for community service is Constance Iona Slaughter-Harvey, Attorney at Law. **(See Exhibit 2.)** Ms. Slaughter-Harvey was hospitalized on Tuesday and was unable to attend the Board meeting.

These two honorees will each be presented with a resolution and plaque at the March Board meeting.

Mr. Klumb congratulated the honorees and thanked Dr. Neely for her efforts.

On motion by Ms. Whitten, seconded by Ms. Newton, with Ms. Robinson absent and not voting, the Board voted to recess the Board meeting in order to conduct the Building/Facilities Committee and the Legislative Committee meetings.

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COMMITTEE REPORTS

**Building/Facilities Committee
Thursday, February 17, 2005**

The committee was brought to order by Mr. Ross, Chair. The following items were discussed:

1. **Building/Facilities Requests**

- a. On motion by Mr. Ross, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, the committee recommended that the Board approve the Initiations of Projects / Appointments of Professionals for MUW, MVSU, and UM as referenced by committee agenda items #1 - #7 in the Board Book.
- b. On motion by Mr. Ross, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, the committee recommended that the Board approve the construction documents for JSU, MSU, UMMC, and USM as referenced by committee agenda items #8 - #16 in the Board Book.
- c. On motion by Mr. Ross, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, the committee recommended that the Board approve the awards of contracts for DSU, MSU, MUW, UMMC, and USM as referenced by committee agenda items #17 - #21 in the Board Book.
- d. On motion by Mr. Ross, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, the committee recommended that the Board approve change orders for projects at MSU, JSU, UMMC, and USM as referenced by committee agenda items #22 - #25 in the Board Book.
- e. On motion by Mr. Ross, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, the committee recommended that the Board approve the following items:
 - i. **UM** - A fifty-year easement to the City of Oxford as referenced by committee agenda item #26 in the Board Book;
 - ii. **UM** - The new lease agreement with the Alumni Association of the Alpha Gamma Chapter of Chi Psi Fraternity as referenced by committee agenda item #27 in the Board Book;
 - iii. **UMMC** - The resolution declaring the necessity for issuing General Obligation Bonds in the amount of \$11 million as referenced by committee agenda item #28 in the Board Book; and
 - iv. **UMMC** - The Thirty Second Amendment to the Jackson Medical Mall Foundation lease as referenced by committee agenda item #29 in the Board Book.

2. **Privatized Housing**

The committee received a report from the IHL staff concerning privatized housing as referenced by committee agenda item #2 in the Board Book. This item will be discussed at the March Board meeting.

3. **Facilities Summary**

The committee received the facilities summary for informational purposes only as referenced by committee agenda item #3 in the Board Book.

The following members of the committee were present: Mr. Scott Ross (Chair), Dr. Stacy Davidson, Dr. D. E. Magee, and Mr. Bob Owens. Ms. Robin Robinson was absent. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Mr. Roy Klumb, Dr. Bettye Neely, Ms. Virginia Shanteau Newton, Mr. Aubrey Patterson, and Ms. Amy Whitten.

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**Legislative Committee
Thursday, February 17, 2005**

The committee was brought to order by Ms. Whitten, Chair. The following item was discussed:

1. **Legislative Issues** - The committee discussed issues relating to the 2005 Legislative Session.

The following members of the committee were present: Ms. Amy Whitten (Chair), Ms. Virginia Shanteau Newton, Mr. Aubrey Patterson, and Mr. Scott Ross. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Dr. Bettye Neely, and Mr. Bob Owens.

On motion by Ms. Whitten, seconded by Dr. Neely, with Ms. Robinson absent and not voting, the Board voted to reconvene the Board meeting to continue conducting its business.

ACADEMIC AFFAIRS AGENDA

Presented by Mr. Roy Klumb, President

On motion by Mr. Colbert, seconded by Mr. Blakeslee, with Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda items #1 - #6 as submitted on the following Academic Affairs Agenda. Agenda item #7, as amended below, was approved on a separate motion by Dr. Davidson, seconded Dr. Neely, with Ms. Robinson absent and not voting.

1. **System Administration** - Approved the Articulation Agreement between the Mississippi Board of Education, The Mississippi Board of Trustees of State Institutions of Higher Learning, and The State Board for Community and Junior Colleges relating to dual academic and vocational credit for dually enrolled secondary academic and vocational-technical education students. **(See Exhibit 3.)**
2. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* – 404.01 Non-Tenure Track Defined, as follows:

404.01 NON-TENURE TRACK DEFINED

Universities are authorized to establish professional faculty positions designated as non-tenure track positions. Universities may enter into renewable contracts, for periods up to four years in length, with non-tenure track faculty members in three separate categories - research, teaching, and service - based on the mission and needs of the institution. Each institution employing non-tenure track faculty will have a formal system of annual evaluations to assess each such faculty member's performance. Renewal of contracts is not guaranteed and will be determined by the institution on the basis of the faculty member's performance, availability of funding, and institutional priorities. Each institution shall prepare annually, along with its budget, a list of positions so designed for submission for approval by the Institutional Executive Officer. Subsequent requests for such designations submitted during the budget year must also be approved by the Institutional Executive Officer. Positions designated as non-tenure track positions may be converted to the other type only with approval by the Institutional Executive Officer.

Non-tenure track faculty positions may be established for full-time professional faculty personnel employed in technical, special, career, research and public service programs or programs which are anticipated to have a limited lifespan or which are funded, fully or partially, through non-system sources. There shall be no maximum time limitation for service in positions in this category.

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The following provisions shall apply to all non-tenure track personnel:

~~1. Individuals employed in non-tenure track positions have no expectation of continuing employment beyond the expiration of their contracts and shall not be eligible for consideration for the award of tenure. Individuals in non-tenure track positions may not have their status converted to tenure track positions. However, they are eligible to apply for tenure track positions.~~

~~2. Individuals employed in non-tenure track positions may apply, on an equal basis with other candidates, for tenure track positions which may become available.~~

3. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* – 601.02 Freshman Admission Requirements for University System Institutions. (**See Exhibit 4.**) Please note that these changes to the *Board Policies and Bylaws* will be reflected in the *Admission Standards, Developmental Education Curriculum and Core Undergraduate Requirement for University System Institutions* manual on file in the Office of the Commissioner.
4. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* – 601.0201 Intermediate Courses, as follows:

601.0201 INTERMEDIATE COURSES

- A. All entering freshmen enrolled at an IHL university with an ACT Mathematics subtest score of 16 or less will be required to take Intermediate ~~Mathematics~~ Algebra during their first semester of enrollment. Students whose Mathematics subtest score is 17, 18 or 19 ~~or less~~ should be strongly encouraged to take Intermediate ~~Mathematics~~ Algebra.
- B. All entering freshmen enrolled at an IHL university with an ACT English subtest score of 16 or less will be required to take Intermediate English during their first semester of enrollment. Students whose English subtest score is 17, 18 or 19 ~~or less~~ should be strongly encouraged to take Intermediate English.
- C. All entering freshmen with an ACT Reading subtest score of 16 or less will be required to take Intermediate Reading during their first semester of enrollment. Students whose Reading subtest score is 17, 18 or 19 ~~or less~~ should be strongly encouraged to take Intermediate Reading. Students taking Intermediate Reading should not be permitted to take ~~courses in Literature and Social Sciences~~ reading-intensive courses, such as History.
- D. Students taking two or more intermediate courses must enroll in the year-long Academic Support Program and will not be permitted to take more than ~~15~~ 17 semester hours, including intermediate courses and the Academic Support Program.

These recommendations will take effect at the beginning of the ~~2000-2001~~ 2005-2006 academic year.

Please note that the above changes to the *Board Policies and Bylaws* will be reflected in the *Admission Standards, Developmental Education Curriculum and Core Undergraduate Requirement for University System Institutions* manual on file in the Office of the Commissioner.

5. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* – 602.01 Measles, Mumps, and Rubella, as follows:

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602.01 MEASLES, MUMPS, AND RUBELLA

Proof of immunization for measles, mumps, and rubella is required of all students, unless exempt because of (a) actual, suspected, or planned pregnancy, (b) medical contraindication, ~~or~~ (c) birth prior to 1957, or (d) graduation from a Mississippi public or private secondary school since 1993.

Please note that the above changes to the *Board Policies and Bylaws* will be reflected in the *Admission Standards, Developmental Education Curriculum and Core Undergraduate Requirement for University System Institutions manual* on file in the Office of the Commissioner.

6. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* – 502.01 General Policy – and the new *Board Policy* – 502.02 Procedures – for first reading, as follows.

502.01 GENERAL POLICY

All institutions under the governance of the Board shall maintain regional accreditation with the Southern Association of Colleges and Schools (SACS), Commission on Colleges. Institutions shall endeavor to acquire accreditation for all programs for which professional accreditation is available and shall comply with the procedures as set forth in 502.02 below.

502.02 PROCEDURES

- (1) A copy of any letter received from an accrediting body stating formal action taken by the body shall be sent to the Commissioner of Higher Education. Other documents including site visit reports and other documents commonly included as part of the accreditation process will be made available at the request of the Commissioner of Higher Education.
- (2) The Commissioner of Higher Education shall report to the Board at least annually, through its Academic Affairs Committee, on each accreditation visit or change in accreditation status of each university.
- (3) A copy of the Compliance Certification Report and Quality Enhancement Plan submitted in connection with SACS accreditation review shall be filed, electronically if available, with the Commissioner of Higher Education. Supporting documentation need not be submitted.
- (4) The Commissioner of Higher Education shall be notified by the Institutional Executive Officers of all site visits by accreditation agencies.
- (5) A copy of any specialized accrediting agency self-study documents shall be made available at the request of the Commissioner of Higher Education or Board.
- (6) The Commissioner of Higher Education or designee shall be given an opportunity to meet with the accreditation committee and/or participate in the exit conference at the request of the accrediting agency.

7. **System Administration** - Approved the following recommendations for Academic Programs/Units on three year probation.

- a. Remove the following Academic Units from Probation Status
 - i. **ASU** - Family and Consumer Sciences;
 - ii. **JSU**
 - (1) Music, Physics,
 - (2) Atmospheric & General Studies, and
 - (3) Speech & Dramatic Art;

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- iii. **MSU**
 - (1) Entomology & Plant Pathology and
 - (2) Music Education;
- iv. **MVSU** - Fine Arts;
- v. **UM**
 - (1) Electrical Engineering and
 - (2) Mechanical Engineering; and
- vi. **USM**
 - (1) Chemistry & Biochemistry and
 - (2) Music.
- b. Remove the following Academic Programs from Probation Status
 - i. **JSU** - MMed in Music Education (CIP 13.1312), MA in History (CIP 54.0101), MA in Political Science (CIP 45.1001), MS in Chemistry (CIP 40.0501), and MS in Mass Communications (CIP 09.0102);
 - ii. **MSU** - MS in Physics (CIP 40.0801), MS in Architecture (CIP 04.0201), and PhD in Computer Engineering (CIP 14.0901);
 - iii. **UM** - PhD in Mathematics (CIP 27.0101), PhD in Political Science (CIP 45.1001), and PhD in Economics (CIP 52.0601); and
 - iv. **USM** - MA in Anthropology (CIP 45.0201).
- c. Consolidate the following Academic Programs
 - i. **DSU** - MEd in English Education (CIP 13.1305) into the MEd in Secondary Education (CIP 13.1205);
 - ii. **JSU** - MST in Science Education (CIP 13.1316), MST in Mathematics Education (CIP 13.1311), and MST in Biology (CIP 26.0101) into the Master of Science and Mathematics in Teaching (CIP 13.9999);
 - iii. **MSU**
 - (1) MS in Animal Physiology (CIP 26.0707), MS in Biochemistry (CIP 26.0202), and MS in Genetics (CIP 26.0804) into the MS in Agricultural Life Sciences (CIP 26.0100);
 - (2) MS in Agronomy (CIP 01.1102), MS in Agricultural Economics (CIP 01.0103), MS in Agricultural Pest Management (CIP 01.1105), MS in Entomology and Plant Pathology (CIP 26.0702), MS in Horticulture (CIP 01.1103), MS in Poultry Science (CIP 01.0907), and MS in Weed Science (CIP 01.1105) into the MS in Agriculture (CIP 01.0000); and
 - iv. **USM** - MS in Anthropology (CIP 45.0201) into MA in Anthropology (CIP 45.0201).
- d. Delete the following Academic Programs
 - i. **MSU** - MS in Engineering Mechanics (CIP 14.1101) and MSSM in Systems Management (CIP 52.1401);
 - ii. **UM** - MSSM in Systems Management (CIP 52.1401), MS in Computational Engineering Science (CIP 14.1301), MA in Art History (CIP 50.0703), and DA in English (CIP 23.0101);
 - iii. **USM** - MS in English (CIP 23.0101) and MS in Recreation (CIP 31.0101).
(THE MS IN PHYSICS (CIP 40.0801) FOR USM WAS PULLED FROM THE AGENDA AND WILL BE BROUGHT BACK AT THE MARCH BOARD MEETING.)

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8. **System Administration (Information item.)** - The Board received an update on the post tenure review process. Additional information is included in the bound *February 17, 2005 Board Working File*.
9. **System Administration (Information item.)** - The Board received a summary of ACT's *Crisis at the Core: Preparing All Students for College and Work*. The summary is included in the bound *February 17, 2005 Board Working File*.
10. **System Administration (Information item.)** - The 18th Annual Higher Education Appreciation Day, Working for Academic Excellence (HEADWAE) program was held on Tuesday, February 15, 2005, in Jackson. Chaired by Lieutenant Governor Amy Tuck, HEADWAE is an annual program of the state legislature that honors faculty and students for academic excellence in Mississippi's 36 public and private colleges and universities. The program is funded by corporate sponsors. HEADWAE faculty and student honorees for 2004-2005 are as follows:

Institution	Student Honoree	Faculty Honoree
Alcorn State University	LaKeshia Nichole Myers	J. Janice Coleman
Delta State University	Joshua Phillip West	Phyllis C. Bunn
Jackson State University	Sharon Janille Hurley	Hongtao Yu
Mississippi State University	Adam Telle	Linda M. Wayland Pote
Mississippi University for Women	Amrita Balachandran	Martin Lee Hatton
Mississippi Valley State University	Ervin D. Coburn	Orlando Moss
University of Mississippi	Gordon W. Fellows	Irving Wade Waters
University of Mississippi Medical Center	Charles Daniel Niolet	Francis G. Serio
University of Southern Mississippi	Molly Grubbs	William K. Scarborough

BUDGET & FINANCIAL AFFAIRS AGENDA

Presented by Mr. Thomas Colbert, Chair

1. **System Administration** - The Board received an update about the FY 2006 budget planning.

BUILDING/FACILITIES AGENDA

Presented by Mr. Scott Ross, Chair

On motion by Mr. Ross, seconded by Ms. Whitten, with Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved the following Building/Facilities Agenda as submitted.

1. **MUW** – Approved the initiation of **IHL #104-152, South Callaway Thad and Rose Cochran Hall Renovation Furniture & Equipment (F & E)** for GS #104-128, South Callaway Thad and Rose Cochran Hall Renovation. Funds are available in the amount of \$200,000 from S. B. 2010, Laws of 2004.

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2. **MUW** – Approved the initiation of **IHL #104-153, Martin Hall Renovation F & E** for GS #104-130, Martin Hall Renovation. Funds are available in the amount of \$800,000 from S. B. 2010, Laws of 2004.
3. **MVSU** – Approved the initiation of **GS #106-201, J. H. White Library Renovation & Expansion**, appointment of Duvall Decker Architects, P.A., as project professionals, and request approval by the Bureau of Buildings. The project budget will total \$7,300,000. Funds are available from S. B. 3197, Laws of 2003.
4. **UM** – Approved the initiation of **IHL #207-256, Odom & Deupree Halls Renovation**. Both buildings are attached to the Trent Lott Leadership Institute and are served by elevators and utilities from that newly renovated facility. Cooke Douglass Farr Lemons, Ltd. has planned for these renovations as part of the Lott Complex. Funds are available in the amount of \$3,000,000 from a Federal grant and University self-generated funds.
5. **UM** – Approved the initiation of **IHL #207-257, David Nutt Auditorium Renovation** in the Old Education Building known as Scruggs Hall and appointment of Schaffer & Associates Architects as project professionals. Funds are available in the amount of \$750,000 from University self-generated funds.
6. **UM** – Approved the initiation of **IHL #207-246, Scruggs Hall**, and appointment of Schaffer & Associates as project professionals. Funds are available in the amount of \$980,000 from University self-generated sources.
7. **UM** – Approved appointment of Eley Architects as the design professionals for **IHL #207-247, OLD PHYSICAL PLANT RENOVATION**, to pre-plan the adaptive re-use of the recently vacated physical plant complex and to design exterior renovations to make the area compatible with the surrounding academic areas. The budget will be determined by the pre-planning efforts. Funds are available from University self-generated sources.
8. **JSU** – Approved the contract documents, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #103-206, ADA COMPLIANCE, PHASE II**. Funds are available in the amount of \$908,499 from S. B. 3158, Laws of 2001.
9. **JSU** – Approved the contract documents, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #103-223, ADA Compliance (Elevators)**. Funds are available in the amount of \$300,000 from S. B. 3197, Laws of 2002.
10. **JSU** – Approved the rejection of bids, authorized the re-advertising for the receipt of bids, and approved the revised contract documents for **IHL #203-147, Campbell College Apartments**. Revisions to contract documents include a revised structural system, revised electrical distribution system, and revised plumbing and fire protection specifications.
11. **MSU** – Approved the contract documents, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #105-303, ADA Program**. Funds are available in the amount of \$275,000 from S. B. 3197, Laws of 2002.

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12. **MSU** – Approved contract documents and authorized advertising for the receipt of bids for **IHL #205-203A, 2003 Street & Parking Program**. Funds are available from institutional plant fund accounts in the amount of \$2,378,200.
13. **MSU** – Approved contract documents and authorized advertising for the receipt of bids for **IHL #205-209, 2004 Street & Parking Program**. Funds are available from institutional plant fund accounts in the amount of \$7,868,437.
14. **UMMC** – Approved contract documents and authorized advertising for the receipt of bids for **IHL #209-489 D101/117, Central Supply Renovations**. Funds are available from indirect cost recoveries in the amount of \$460,000.
15. **UMMC** – Approved contract documents and authorized advertising for the receipt of bids for **IHL #209-494, Children’s Cancer Clinic Renovations**. Funds are available from private donations and hospital patient revenue in the amount of \$350,000.
16. **USM** - Approved the contract documents, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings for **GS #108-228, Fire Safety and Sprinklers**. Funds are available in the amount of \$500,000 from S. B. #3197, Laws of 2002.
17. **DSU** – Approved bids and the award of a contract in the amount of \$592,300 to the low bidder, Roy Collins Construction Company, for **GS #102-201, Demolition of Woolfolk and Daugherty Halls and Parking Lot Construction**, and request approval by the Bureau of Buildings. Funds are available in the project budget. A copy of the certified bid tabulation is on file in the Board’s Office of Construction and Physical Affairs.
18. **MSU** – Approved bids and the award of a contract in the amount of \$302,000 to the low bidder, Upchurch Plumbing, Inc., for **IHL #213-130, Nutrition Laboratory Renovations Building U185 HVAC**. Funding for this project is from self-generated funds by the Mississippi Agricultural and Forestry Experiment Station. A copy of the certified bid tabulation is on file in the Board’s Office of Construction and Physical Affairs.
19. **MUW** – Approved the bids and the award of a contract in the amount of \$272,900 to the low bidder, Conn Construction, for **IHL #204-124B, Warehouse Building #47 Renovation for Grounds Department and Custodial Services**. Funds in the amount of \$199,850 are available from FEMA and MEMA. A copy of the certified bid tabulation is on file in the Board’s Office of Construction and Physical Affairs.
20. **UMMC** – Approved bids and the award of a contract in the amount of \$753,170 (base bid and alternate #1) to the low bidder, McInnis Electric, for **IHL #209-480, Research Wing Electrical Buss Risers**. Funds are available in the project budget from interest income and hospital patient revenue. A copy of the certified bid tabulation is on file in the Board’s Office of Construction and Physical Affairs.

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21. **USM** – Approved bids and authorized the purchase of restaurant equipment in the amount of \$1,296,424, from the lowest and best bidder, Hotel and Restaurant Supply, for **GS #108-184, Union Building Renovation & Addition**, and request approval by the Bureau of Buildings. Funds to purchase this equipment will come from University food service and bookstore reserves. A copy of the certified bid tabulation is on file in the Board’s Office of Construction and Physical Affairs.
22. **MSU** – Approved Change Order #1 in the amount of \$219,253.20, for **IHL #205-207C, Roy H. Ruby Residence Hall**. The change is for site utility and landscape work. Also, approved Change Order #2 in the amount of \$299,732.40, for additional grading for a new parking lot. Funds are available in the project budget.
23. **JSU** – Approved Change Order #7 in the amount of \$60,657.13 for **IHL #203-135, Walter Payton Health and Wellness Center**. Funds are available in the project budget.
24. **UMMC** – Approved Change Order #31 in the amount of \$265,584, with an increase in contract time of 30 calendar days for **IHL #209-381, Adult Tower**. Funds are available in the project budget from the Medical Center EBC and patient revenue.
25. **USM** – Approved Change Order #3 in the amount of \$1,751,378 to complete work for the "shelled 2nd floor" and request approval by the Bureau of Buildings, for **GS #108-184, Union Building Renovation & Addition**. Funds are available in the project budget in the amount of \$31,700,000.
26. **UM** – Approved request to execute a fifty (50) year easement to the City of Oxford to install and maintain a sewer line from Jackson Avenue in West Oxford along the southern edge of the University’s Lafayette County campus to an existing City of Oxford sewage lift station on the eastern edge of the campus. This installation is necessary to accommodate significant growth in West Oxford attributable in part to the University’s increase in student population.
27. **UM** – Approved request to enter into a new lease agreement for a period of thirty (30) years with The Alumni Association of Alpha Gamma Chapter of Chi Psi Fraternity. Chi Psi Educational Trust holds an existing lease for Lot No. 2 (new Lot No. 303) on the Oxford campus. The primary term of this lease is for a period beginning October 16, 1969, and ending on May 20, 2005.
28. **UMMC** – Approved a resolution declaring the necessity for the issuance of General Obligation Bonds in the amount of \$11,000,000 pursuant to S.B. 2010, 2004 Third Extraordinary Session (“the Act”). The bonds will provide \$5,000,000 in funds to aid in the construction, furnishing, equipping, and operating of the Cancer Institute and \$6,000,000 to purchase equipment for University projects.
29. **UMMC** – Approved the Thirty-Second Amendment to the lease agreement with the Jackson Medical Mall Foundation to obtain space for the University’s Metabolic Disease Program operated under the Department of Medicine. The third floor space will consist of 1,064 square feet at \$5.00 per square foot and will include common area maintenance fees of \$2.99 per square feet, for a total cost of \$7.99 per square foot or \$8,501.94 annually. Utility (electrical) costs will approximate \$1,800 per year. The lease begins March 1, 2005 and the total annual cost should not exceed \$10,350.

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- 30. **System Administration (Information item.)** - The Board received a report entitled *Privatized Student Housing and Other Construction* which was presented by Dr. Linda McFall, IHL Assistant Commissioner of Finance and Administration, and Mr. Frank Alley, IHL Assistant Commissioner of Construction and Physical Affairs.
- 31. **System Administration (Information item.)** - Facilities Summary. (See Exhibit 5.)

LEGAL AGENDA

Presented by Ms. Amy Whitten, Chair

On motion by Ms. Whitten, seconded by Mr. Ross, with Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1, as amended, on the following Legal Agenda.

- 1. **System Administration** - Approved the proposed directors and officers' liability coverage and the adoption of the language in Attachment "B" (see Exhibit 6) to extend its protections through the IHL and IHL/UMMC Self-Insured Tort Claim Plans to offer the most cost efficient and beneficial protection to all Board members, employees, the Board office, universities, and their entities. Section §11-46-17 of the Mississippi Tort Claims Act (MTCA) allows the Board to provide coverages outside the provisions of the MTCA, including, but not limited to, protections in actions in federal court, state court, and foreign jurisdictions. This action, while providing the expanded protections, will eliminate the annual insurance premium which is currently \$223,000. Also, approved the recommendation that the IHL Tort Claims Plan annually assess \$150,000 in lieu of the annual premium. This assessment will be in addition to the Plan's annual tort assessment, until such time as the plan has increased its capacity by \$1 million. This will assist in funding any unanticipated occurrences brought by this change while increasing the capacity of the Plan.
- 2. **System Administration (Information item.)** - Payment of legal fees to outside counsel, as follows:
 - a. In relation to litigation and other matters:

Payment of legal fees for professional services rendered by Hickman, Goza & Spragins (Statement dated 11/29/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with *DFA v. Clark.*)

TOTAL DUE **\$1,784.75**

Payment of legal fees for professional services rendered by Bryan Nelson P.A. (Statement dated 2/25/04) from the funds of The University of Southern Mississippi. (These statements represent services and expenses in connection with the *Herman* case.)

TOTAL DUE **\$205.75**

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Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 11/11/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with general advice.)

TOTAL DUE \$1,715.00

Payment of legal fees for professional services rendered by Adams & Reese (Statement dated 10/12/04) from the funds of The University of Southern Mississippi. (These statements represent services and expenses in connection with the *Olson* case.)

TOTAL DUE \$82.50

Payment of legal fees for professional services rendered by Sims Moss Kline & Davis (Statement dated 11/18/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the Business Litigation.)

TOTAL DUE \$5,334.92

Payment of legal fees for professional services rendered by Lawrence Bernstein (Statement dated 11/6/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the campus radio station, WUMS.)

TOTAL DUE \$738.15

Payment of legal fees for professional services rendered by Maxey Wann, PLLC (Statement dated 12/1/04) from the funds of The Board of Trustee of State Institutions of Higher Learning. (These statements represent services and expenses in connection with *IHL v. State*.)

TOTAL DUE \$2,794.09

b. In relation to patent matters:

Payment of legal fees for professional services rendered by Stites & Harbison (Statements dated 11/18/04) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with the following patent applications: “Cell Culture Model for Demyelination/Remyelination” - \$90.00, “Zwick/Saliva-Based Protein Profiling” - \$114.22, “Streckfus/Breast Cancer Markers in Saliva” - \$135.00, “Rockhold/Novel Inhibitors of NNOS” - \$28.78, and “Streckfus/Method of Diagnosing & Monitoring Malignant Breast Carcinomas” - \$28.50.)

TOTAL DUE \$396.50

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Payment of legal fees for professional services rendered by Greenberg Traurig (Statements dated 11/18/04) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with the following patent applications: “Method of Preparig Delta-9-Tetrahydrocannabinol Esters” - \$2,841.61; “Transmucosal Delivery of Cannabinoids” - \$160.50; and “Utility Application Based on US Prov. No. 60/483,380” - \$105.00.)

TOTAL DUE \$3,107.11

LEGISLATIVE AGENDA

Presented by Ms. Amy Whitten, Chair

1. **Issues** - The Board discussed issues relating to the 2005 Legislative Session.
2. **Other Business** - Mr. Klumb announced that a special meeting of this committee may be called.

ADMINISTRATION/POLICY AGENDA

Presented by Dr. Richard Crofts, Interim Commissioner

On motion by Ms. Newton, seconded by Ms. Whitten, with Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved agenda item #1 as submitted on the following Administration/Policy Agenda. Agenda item #2 was approved on a separate motion by Mr. Blakeslee, seconded by Dr. Davidson, with Ms. Robinson absent and not voting. Agenda item #3 was approved on a separate motion by Mr. Patterson, seconded by Dr. Davidson, with Ms. Robinson absent and not voting.

1. **MUW** - Approved the request to bestow honorary doctorate degrees on Ms. Eugenia Summer and Ms. Nancy F. Yates at its May 2005 commencement events.
2. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* – 301.0805 Foundation Activities – for first reading. (**See Exhibit 7.**)
3. **System Administration** - Approved the agenda items considered subsequent to the January 20, 2005 Board meeting, as follows:
 - a. **UMMC** - Employment of Tanya Elaine Priest and Alan D. Penman.

PERSONNEL/FOREIGN TRAVEL AGENDA

Presented by Dr. Richard Crofts, Interim Commissioner

On motion by Mr. Blakeslee, seconded by Dr. Davidson, with Ms. Robinson absent and not voting, it was

RESOLVED, That the Board hereby approved the following Personnel/Foreign Travel Agenda.

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1. Personnel Report.

EMPLOYMENT

Delta State University

Brooks, Talbot J.

Jackson State University

Powell, Kira

Mississippi State University

Batchelor, William D.

Grala, Robert K.

Lacy, Tim

Mathews, Jerry G.

Pulakat, Lakshmidevi

Warnock, James N.

Mississippi University for Women

Haffly, Paul David

University of Mississippi

Bing, Mark N.

Fuller, Kathleen P.

Wolff, Lori A.

University of Mississippi - Athletics

Porter, Anastasia Z.

Slutak, Dennis M., Jr.

University of Mississippi Medical Center

Gabbard, William

Johnson, Tarshe

Kowalsky, William

Mitchell, Marc E.

Tucker, Sheridan G.

University of Southern Mississippi

Blount, Buford, III

Cabana, Donald A.

Ward, Michael E.

University of Southern Mississippi - Athletics

Hopson, James Walter

CONTRACT EXTENSION

Mississippi Valley State University

Jefferson, Clyde

Moore, Arthur

Murray, Riley

Patterson, Frederick

Washington, Samuel

University of Mississippi

DeLeone, George J.

Getzin, Joseph

Holeman, Stephen A.

Mazzone, Noel S.

Orgeron, Edward J.

Slocum, Richard S.

CHANGE OF STATUS

Alcorn State University

Blanchard, Diane

Jackson State University

Higgins, Carolyn

Liddell, Frances

Omari, Safiya

TERMINATION

Delta State University - Athletics

Cannon, Sean

Taylor, Michael Shea

Delta State University

Gong, Geoffrey N.

Harper, Alicia

Johnson, Rochelle

Jones, Meg

Lehman, Thomas M.

Jackson State University - Athletics

Kelly, Robert

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Mississippi State University

Gaskin, Leonard K.
Sneathen, Lowell D.
Thomasson, J. Alex
Tomlinson, Julia E.

Mississippi Valley State University

Carter, W. C.
Cation, Abraham
Hunter, Walter
McMullen, Jennifer
Proctor, Elmo
Sharkey, Bobbye
Smith, J. C.
Townsend, Lavell

University of Mississippi

Burkett, Homer H.
Corban, Randall
Dale, Ron G.
Keiser, Edmund D., Jr.
McCartney, William L.

University of Mississippi Medical Center

Achord, Andrew Patrick
Benefield, Thomas E.
Boggan, Austin
De, Barun K.
Gore, Edward
Gunn, Janice
Hotchkiss, Robert Lee
Kooyer, Kurt

University of Southern Mississippi - Athletics

Nix, Tyrone
Norris, Austin

University of Southern Mississippi

Goff, Linda D.
Goodman, Mark
Herzinger, Kim

NULLIFICATION OF EMPLOYMENT

University of Mississippi Medical Center
Waltrip, Royce W.

SABBATICAL LEAVE

Jackson State University
Hall, Mary Langford

University of Mississippi

Acevedo, Edmund O.
Albritton, Robert B.
Buchholz, Richard
Conlon, John R.
Conlon, Sumali J.
Delinger, Kirsten A.
Eagles, Charles W.
Gilbert, James D.
Howard, Johsua H.
Lago, Paul K.
Mayer, Walter J.
Neff, John R.
Pulliam, Rene E.
Robinson, Douglas
Schroeder, Ronald A.
Sloan, Hugh J., III
Wu, Haidong

University of Southern Mississippi

Anderson, Gary
Bolton, Charles
Carlin, Margaret
Elliott, Charles
Fraschillo, Thomas
Harris, E. Kay
Henry, Myron
Henthorne, Tony
Kuskin, William
Lindley, James
McBride, Allan

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Smith, James
Topping, Sharon
Unnold, Yvonne
Wallace, Anne
Zaninelli, Luigi

2. Foreign Travel Report.

Delta State University

Hays, William S.	London, United Kingdom
Wear, Stella B.	Quito, Ecuador

Jackson State University

Bradley, Gene L.	Honolulu, Hawaii
Elam, Kathy	Honolulu, Hawaii
Horton, Lisa	Montreal, Canada
Jackson, Alfred	Honolulu, Hawaii
Foster, Velvelyn B.	Bluefield, Nicaragua
Maddirala, James	Hyderabad, India and Geneva, Switzerland
Mohamed, Abdul	Hyderabad, India
Mack, Ally	Bluefield, Nicaragua
Mason, Ronald	Bluefield, Nicaragua
Mitchell, Jerry	Honolulu, Hawaii
Presley, Hazel	Honolulu, Hawaii
Swanier, Shelton	Hyderabad, India

Mississippi State University

Aktosun, Tuncay	Mexico City, Mexico
Bailey, R. Hartford	London, England
Banicescu, Ioana	Luxemburg and Schloss Dagstuhl, Germany
Batchelor, William D.	Stuttgart, Germany
Brocato, Kay	Montreal, Canada
Bruce, Lori M.	Vancouver, Canada
Collins, Michael	London, England; Dublin, Ireland; and Glasgow, Scotland
Cornelius, Linda	Montreal, Canada
Cummings, Timothy	London, England
Cunningham, Fred	Toronto, Canada
Davenport, Deborah S.	Honolulu, Hawaii
Du, Jianzia	Montreal, Canada
Estes, Yolanda	Oxford, England
Givens, Wade	Paraguay, Argentina, and Brazil
Grice, Steven M.	Honolulu, Hawaii
Hare, Dwight	Montreal, Canada
Haupt, Thomasz	Seoul, Korea
Hayes, C. Ray	Monterrey, Mexico

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Horstemeyer, Mark F.	Turin, Italy
Kidd, Michael T.	Minas Gerais, Sao Paulo, Santa Caterina, Goias, and Para, Brazil
King, Roger L.	Vancouver, Canada
Lazarou, Georgios	Atsugi, Japan
Li, Wenlong	Lisbon, Portugal
Magee, Danny L.	Vancouver, British Columbia, Canada
Mazzola, Michael S.	Nugoya, Japan
McCann, Rachel	Vancouver, British Columbia, Canada
McCullough, Lindsay (Student)	Abaco, Bahamas
McLaughlin, Ron	Japan
Myloie, Joan	Abaco, Bahamas
Myloie, John	Abaco, Bahamas
Newman, James C., Jr.	Turin, Italy
Parisi, Domenico	Honolulu, Hawaii
Parisa, Zachary (Student)	Santiago, Chile
Rowland, Zachary	Astugi, Japan
Scanes, Colin G.	Oxfordshire, United Kingdom
Schulz, Noel	Panama City, Panama
Silva, Juan Luis	Bangkok, Thailand
Swan, John	Bonn, Germany
Taquino, Michael	Honolulu, Hawaii
Taylor, Christopher M.	San Blas, Mexico
Walker, Adam (Student)	Abaco, Bahamas
Wasson, Louis	Paraguay, Argentina, and Brazil
White, Bradley	Kona, Hawaii
Xu, Jianzhong	Montreal, Canada
 University of Mississippi	
Alford, Warner	Berlin/Munich, Germany
Angle, Jennifer	Liverpool, England
Angle, Timothy	San Jose, Costa Rica and Capetown, Port Elizabeth, Petoria, Matieland, South Africa
Approximately 10 Students	Valencia, Spain
Approximately 10 Students	Paris, France
Approximately 15 Students	Osaka, Japan
Approximately 15 Students	Costa Rica
Approximately 25 Students	Liverpool, England
Approximately 25 Students	Costa Rica
Approximately 25 Students	Belize
Approximately 25 Students	China
Approximately 30 Students	Cambridge, England
Bass, Henry	Victoria and Vancouver, British Columbia, Canada
Gochfeld, Deborah	Trivandrum/Kerala, India
Henry, R. Suzette	Munich, Germany
Herrington, Lance	Osaka, Japan

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Karp, Sarah (Student)	Montero, Bolivia
Latartara, John	Montreal, Canada
Lee, Kai Fong	London, England
Maron, Ruth	Capetown, Port Elizabeth, Petoria, Matieland, South Africa and Costa Rica
McGee, Thomas	Vancouver, British Columbia, Canada
Miller, Robin	Munich, Germany
Murchison, Lynne	Cambridge, England
Oliphant, Susan	San Jose, Costa Rica and London, Cambridge, Reading, Colchester, Norwich, and Liverpool, England
Rego, Cesar	Coimbra, Portugal
Roach, David	Munich, Germany
Scala, J. Gabriel (Student)	Cambridge, England
Slattery, Marc	Trivandrum/Kerala, India
Uddin, Waheed	Sao Paulo, Brazil
Wirth, Ann Fisher	Paris, France
Wrobel, Gabriel	Belize

University of Mississippi Medical Center

Davis, Bonnie	Ukraine
Dzielak, David J.	Dublin, Ireland
Franzese, Christine	Vancouver, British Columbia, Canada
Goldsberry, Dennis H. (Resident)	London, England
Halpert, Robert D.	Montreal, Quebec, Canada
Hupp, James R.	Halifax, Nova Scotia, Canada
Lundrigan, Michael	Whistler, British Columbia, Canada
Marshall, Gailen D.	Vancouver, British Columbia, Canada
Ragab, Ashraf A.	Belek Antalva, Turkey and Rio de Janeiro, Brazil

University of Southern Mississippi

Asper, Vernon	Antarctica
Black, Micah (Student)	China
Ding, Jiu	Canada
Giordan, Judith	China
Hsieh, Chang-tseh	Taiwan
Kemp, Lisa (Student)	China
Mackaman, Douglas	France
Mathias, Lon J.	China
Morizur, Jean-Francois (Student)	China
Otaigbe, Joshua	China
Rehner, Tim	Jamaica
Rowe, Misty (Student)	China
Thompson, Janice	Belgium, France, and Italy
Trey, Stacy (Student)	China
Wheeler, Paul (Student)	China

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EXECUTIVE SESSION

On motion by Dr. Magee and with Ms. Robinson absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Dr. Magee, seconded by Mr. Owens, with Ms. Robinson absent and not voting, the Board **voted to go into Executive Session** for the reason later reported by the President in Open Session and stated in these minutes, as follows:

Discussion of a personnel matter at The University of Southern Mississippi.

On motion by Mr. Patterson, seconded by Mr. Blakeslee, with Ms. Robinson absent and not voting, the Board voted to return to Open Session.

No action was taken.

Board President Roy Klumb stated, "The Board has deliberately and thoroughly discussed all relevant issues at USM. The Board remains singularly focused on the task of moving the university forward and past the accreditation problems."

EXECUTIVE SESSION

On motion by Ms. Newton, seconded by Ms. Whitten, with Mr. Colbert, Ms. Robinson, and Mr. Ross absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Blakeslee, seconded by Mr. Owens, with Mr. Colbert, Ms. Robinson, and Mr. Ross absent and not voting, the Board **voted to go into Executive Session** for the reason later reported by the President in Open Session and stated in these minutes, as follows:

Evaluation of the President of Jackson State University.

On motion by Mr. Owens, seconded by Dr. Davidson, with Mr. Colbert, Ms. Robinson, and Mr. Ross absent and not voting, the Board voted to return to Open Session.

Evaluation of Dr. Ronald Mason, President of Jackson State University.

PRESIDENTS' COUNCIL REPORT

Presented by Dr. Charles Lee, President

Wednesday, February 16, 2005

Call to Order: Dr. Charles Lee called the meeting to order at 10:00 a.m. on Wednesday, February 2, 2005.

Multi-Year Tuition Proposal

Following extensive discussion about the concept of a multi-year approach, indexing arrangements, and the impacts of such a plan on state financing of higher education, it was decided to incorporate further details into

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the proposal which would then be distributed to the Presidents and Commissioner for further review, prior to submitting to the Board.

The revised proposal will be reviewed at the March Presidents' Council meeting.

Dual Enrollment Articulation Agreement

Dr. Crofts stated his strong support for this agreement. Based on the assumption that the Legislature will revise the statute on GPA minimum upwards to 3.00, the Presidents agreed to recommend approval to the Board.

Revised Policy on IHL/Foundation Relationships

Presidents were urged to get any comments on the draft policy to Dr. Crofts before Tuesday. It is his intent to present the proposal, with any necessary editing, to the Board this month for the first reading.

Accreditation Reporting

Dr. Crofts presented a proposed policy statement that defines reporting requirements for both SACS and specialized accreditation action. Presidents were urged to provide any further comments to Dr. Crofts by Tuesday in anticipation of presentation to the Board at the February meeting.

Campus Compact

Commissioner Crofts encouraged the Presidents to consider joining this service-learning centered Compact. Some IHL institutions are already members and other interested Presidents should contact the Commissioner.

Timeline for Programs on Probation Because Productivity is Below Board Requirements

A summary of the status of such programs was distributed and the Chief Academic Officers will discuss this at the next meeting. No action was taken by the Presidents.

CEO Evaluation

Presidents were advised by Dr. Crofts that fourteen copies of their accomplishments will be needed when the Board conducts the actual mid-term evaluation.

Mr. Blakeslee and several Presidents are working on revising the evaluation protocol, but the present document will be used for the currently scheduled reviews.

COMMITTEE REPORTS

**Academic Affairs Committee
Wednesday, February 16, 2005**

The meeting was brought to order by Ms. Robinson, Chair. The following items were discussed:

1. **Dual Enrollment Agreement**

On motion by Ms. Robinson, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the proposed Articulation Agreement relating to dual academic and vocational credit for dually enrolled secondary academic and vocational-technical education students as referenced by committee agenda item #1 in the Board Book.

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2. **Amendment to Board Policies and Bylaws**
On motion by Ms. Robinson, seconded by Mr. Patterson, and unanimously passed by those present, the committee recommended that the Board approve the proposed amendment to policy 404.01 Non-Tenure Track Defined as referenced by committee agenda item #2 in the Board Book.
3. **Amendment to Board Policies and Bylaws**
On motion by Ms. Robinson, seconded by Mr. Patterson, and unanimously passed by those present, the committee recommended that the Board approve the proposed amendment to policy 601.02 Freshman Admission Requirements for University System Institutions as referenced by committee agenda item #3 in the Board Book.
4. **Amendment to Board Policies and Bylaws**
On motion by Ms. Robinson, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the proposed amendment to policy 601.0201 Intermediate Courses as referenced by committee agenda item #4 in the Board Book.
5. **Amendment to Board Policies and Bylaws**
On motion by Ms. Robinson, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the proposed amendment to policy 602.01 Measles, Mumps, and Rubella as referenced by committee agenda item #5 in the Board Book.
6. **Amendment to Board Policies and Bylaws**
On motion by Ms. Robinson, seconded by Dr. Neely, and unanimously passed by those present, the committee recommended that the Board approve the proposed amendment to policy 502.01 General Policy and the proposed new policy 502.02 Procedures for first reading as referenced by committee agenda item #6 in the Board Book.
7. **Academic Probation**
On motion by Ms. Robinson, seconded by Dr. Davidson, and unanimously passed by those present, the committee recommended that the Board approve the recommendations to remove from probation, consolidate, or delete various academic programs/units as referenced by committee agenda item #7 in the Board Book.
8. **Post Tenure Review**
The committee received an update on the post tenure review process as referenced by committee agenda item #8 in the Board Book.
9. **ACT's Crisis**
The committee received a summary of ACT's *Crisis at the Core, Preparing All Students for College and Work* as referenced by committee agenda item #9 in the Board Book.
10. **HEADWAE Honorees**
The committee received agenda item which names the HEADWAE faculty and student honorees from the eight institutions of higher learning as referenced by committee agenda item #10 in the Board Book.

Ms. Robinson recognized those student honorees that were present at the Board meeting. They are Joshua Phillip West from Delta State University, Sharon Janille Hurley from Jackson State University, Adam Telle from Mississippi State University, and Gordon W. Fellows from The University of Mississippi.

The following members of the committee were present: Ms. Robin Robinson (Chair), Dr. Stacy Davidson, Dr. Bettye Neely, Mr. Aubrey Patterson, and Mr. Scott Ross. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Mr. Roy Klumb, Dr. D. E. Magee, Ms. Virginia Shanteau Newton, and Ms. Amy Whitten.

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ANNOUNCEMENT

Mr. Klumb thanked the student government association presidents and representatives who were able to attend the annual luncheon that the Board hosts in their honor.

**Budget & Financial Affairs Committee
Wednesday, February 16, 2005**

The committee was brought to order by Mr. Colbert, Chair. The following item was discussed:

1. **FY 2006 Budget Planning Update**

The committee received an update about the FY 2006 budget planning.

The following members of the committee were present: Mr. Thomas Colbert (Chair), Mr. Ed Blakeslee, Ms. Robin Robinson, Mr. Scott Ross, and Ms. Amy Whitten. Other Board members attending the meeting were: Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Dr. Bettye Neely, Ms. Virginia Shanteau Newton, and Mr. Aubrey Patterson.

**Legal Committee
Wednesday, February 16, 2005**

The committee was brought to order by Ms. Whitten, Chair. The following items were discussed:

1. **Payment of Legal Fees**

The committee accepted the reports concerning legal fees paid to outside counsel for litigation and other matters and for patent matters as referenced by the committee agenda item #2 in the Board Book.

2. **Liability Coverage**

On motion by Ms. Whitten, seconded by Ms. Robinson, with Mr. Owens absent and not voting, the committee recommended that the Board approve the proposed directors and officers' liability coverage and adoption of the language in Attachment "B" as referenced by the committee agenda item #1 in the Board Book.

Mr. Cliff Tucker, IHL Director of Insurance and Risk Management, thanked the university counsel and the Attorney General's office for their help in drafting the language in Attachment "B."

The following members of the committee were present: Ms. Amy Whitten (Chair), Ms. Robin Robinson, and Mr. Scott Ross. Mr. Bob Owens was absent. Other Board members attending the meeting were: Mr. Ed Blakeslee, Mr. Thomas Colbert, Dr. Stacy Davidson, Mr. Roy Klumb, Dr. D. E. Magee, Dr. Bettye Neely, Ms. Virginia Shanteau Newton, and Mr. Aubrey Patterson.

**EXECUTIVE SESSION
Wednesday, February 16, 2005**

On motion by Ms. Klumb, with Mr. Owens absent and not voting, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Owens absent and not voting, the Board **voted to go into Executive Session** for the reason later reported by the President in Open Session and stated in these minutes, as follows:

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Evaluation of the President of Delta State University.

On motion by Mr. Blakeslee, seconded by Ms. Whitten, with Mr. Owens absent and not voting, the Board voted to return to Open Session.

Evaluation of Dr. John Hilpert, President of Delta State University.

ADJOURNMENT

There being no further business to come before the Board, on motion by Ms. Newton, seconded by Mr. Patterson, with Mr. Colbert, Ms. Robinson, and Mr. Ross absent and not voting, the Board members voted to adjourn.

Roy Klumb

President, Board of Trustees of State Institutions of Higher Learning

Richard A. Crofts

Interim Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- | | |
|-----------|---|
| Exhibit 1 | Resolution honoring the Black History Month Educator, Dr. L. C. Dorsey, Associate Director, Delta Research and Cultural Institute, Mississippi Valley State University. |
| Exhibit 2 | Resolution commending the special Black History Month honoree, Constance Iona Slaughter-Harvey, Attorney at Law. |
| Exhibit 3 | Articulation Agreement |
| Exhibit 4 | Proposed Amendment to <i>Board Policies and Bylaws</i> - 601.02 Freshman Admission Requirements for University System Institutions. |
| Exhibit 5 | Facilities Summary for February 2005. |
| Exhibit 6 | Attachment “B” of the directors and officers’ liability coverage |
| Exhibit 7 | Proposed amendment to the <i>Board Policies and Bylaws</i> – 301.0805 Foundation Activities – for first reading. |

RESOLUTION

HONORING DR. L. C. DORSEY

WHEREAS, the Board of Trustees of State Institutions of Higher Learning pays tribute and recognizes Dr. L.C. Dorsey, Associate Director, Delta Research and Cultural Institute, Mississippi Valley State University (MVSU), as the Black History Month Educator of the Year 2005; and

WHEREAS, Dr. Dorsey was born and raised in the Mississippi Delta to tenant farmer parents. She dropped out of Drew Colored School in the 11th grade to care for her family and later returned to school at the age of 31 to earn her GED. Today, she holds a doctorate degree in social work from Howard University in Washington, D.C., a master's degree in social work from State University of New York in Stony Brook, and a Certificate in Health Systems Management from Johns Hopkins University, Baltimore, Maryland. In addition, she has participated in study tours to Israel, The People's Republic of China, Kazakhstan, India, Russia and South Africa; and

WHEREAS, Dr. Dorsey's employment experiences include working as a laborer on several cotton plantations; as a local community organizer during the Civil Rights movement of the sixties; as a teacher in Operation Head Start (Bolivar County); and as a community organizer with Tuft's Delta Health Center (Bolivar County). She helped to organize and was selected Director of the 427-acre farm cooperative (North Bolivar County Farm Cooperative, A.A.L.) which was developed by Tuft's Delta Health Center, Inc., Mound Bayou, Mississippi; and

WHEREAS, in addition to community development activities, Dr. Dorsey has also been involved in the following social services/educational activities: Director of Social Services, Washington County Opportunities, Inc. (Greenville, MS); Director of Administration and community advocate for prison reform, Mississippi Prisoners' Defense Committee; Associate Director, Southern Coalition on Jails and Prisons (Jackson, MS); Program Director, Offender Services, Lutheran Social Services (Washington, D.C.); Assistant to the Chief Health Officer, Memphis Health Center, Inc. (Memphis, TN); Assistant Research Professor, School of Pharmacy, University of Mississippi (Goodman, MS); Executive Director, Delta Health Center, Inc. (Mound Bayou, MS); Assistant Professor, School of Social Work, Jackson State University (Jackson, MS); Director, Mississippi Area Health Education Centers and Clinical Associate Professor, Department of Family Medicine, University of Mississippi Medical Center (Jackson, MS); and

WHEREAS, in 2001, Dr. Dorsey joined the staff of the Delta Research and Cultural Institute (DRCI) at MVSU where she has been very instrumental in leading the cause for diversity at the "Valley of Scholars." She has spearheaded and/or participated in numerous workshops, seminars and other activities through the DRCI and the MVSU Department of Social Work that have brought countless numbers of individuals from diverse backgrounds to share with faculty, staff, and students about pertinent social and cultural issues. She has also been an extremely useful resource on MVSU's campus in terms of educating international students and foreign guests on the history of the Mississippi Delta and its unique culture; and

WHEREAS, along with Dr. Dorsey's responsibilities as an administrator and professor, she is recognized throughout the Southeast as someone who is committed to fighting against poverty and improving the human condition; and

WHEREAS, Dr. Dorsey is recognized as one of Mississippi's living legends, she received the prestigious Mississippi Majesty Award during a "celebration of African American Living Legends through Education and the Arts." In presenting the award to Dr. Dorsey, former Mississippi Governor William Winter said, "L.C. is the wisest person I know"; and

WHEREAS, Dr. Dorsey is a true advocate of community involvement, involved in a number of community-based projects. She is also on the board of or serves in an advisory capacity to several organizations, including: Mississippi Families for Kids, The Justice Center and the Southern Rural Black Women's Initiative for Economic and Social Justice; and

WHEREAS, Dr. Dorsey has been recognized for her longtime civil rights activism and commitment to education by the following recognitions: recipient, *The Lifetime Achievement Award*, Mississippi Chapter, National Association of Social Workers, Jackson, MS; recipient, *The Harriet Tubman Award*, The Magnolia Bar Association, Jackson, MS; recipient, “Long Distance Runner Award,” “Distinguished Social Award,” The Jackson Chapter, National Association of Black Social Workers, Jackson, MS; induction into the Hall of Fame, National Museum of the Voting Rights, Selma, AL; recipient of Certificate of Appreciation Mississippi Community Foundation during the Freedom Summer 30th Year Anniversary; recipient of the Mississippi State Health Officers Award for Outstanding Services in Health Promotion; and member, The President’s Health Care Reform Professional’s Review Committee, William Jefferson Clinton, President; and

WHEREAS, Dr. Dorsey has participated in numerous interviews and presentations by film makers and producers in audio and visuals on various aspects of her life and professional experiences. She has been quoted or discussed in more than ten books, an equal number of magazines, newsletters and national newspapers, including the *New York Times* and the *Wall Street Journal*, and has written several proposals to federal agencies, churches, foundations and state agencies, which have resulted in more than \$20 million in direct grants for health services, prison reform, community education, community development, social services, and book scholarships; and

WHEREAS, Dr. Dorsey is a renowned author of numerous books including, but not limited to, *Southern Journey*; *Local People*, *This Little Light of Mine*; and *Free at Last*; and

WHEREAS, Dr. Lester Newman, President of Mississippi Valley State University, summarizes **Dr. Dorsey’s** success as follows:

“Dr. Dorsey’s commitment to academic and professional excellence and her willingness to share her own story to encourage others of all races and backgrounds to succeed, make her an extremely valuable resource at MVSU and an excellent choice for recognition by the Board’s Black History Month Committee.”

THEREFORE, BE IT RESOLVED, that the Board of Trustees of State Institutions of Higher Learning takes great pride in recognizing **Dr. L. C. Dorsey** as “Educator of the Year” in observance of Black History Month for her tireless efforts in the pursuit of excellence in education and commitment to positive advancement of diversity at MVSU and in the Delta community, that have fostered a better understanding and appreciation of African American history and culture.

BE IT FURTHER RESOLVED, that a copy of this resolution be included in the minutes of the Board and a copy presented to Dr. Dorsey to share with her family in recognition of her commitment to diversity and higher education.

DONE, this the 17th day of February, 2005.

Roy Klumb

ROY KLUMB, PRESIDENT, BOARD OF TRUSTEES
OF STATE INSTITUTIONS OF HIGHER LEARNING



RESOLUTION

HONORING

CONSTANCE IONA SLAUGHTER-HARVEY

WHEREAS, the Board of Trustees of State Institutions of Higher Learning pays tribute and recognizes Constance Iona Slaughter-Harvey, Attorney at Law, in observance of Black History Month; and

WHEREAS, Attorney Slaughter-Harvey graduated from Hawkins High School in Forest, Mississippi, as valedictorian of her 1963 class. She earned her bachelor's degree in Political Science and Economics graduating cum laude from Tougaloo College in May, 1967, and was elected as president of the Student Government Association becoming the first female to serve in that capacity. She was the first African American female to receive a law degree from The University of Mississippi (January 27, 1970); and

WHEREAS, upon graduation, Attorney Slaughter-Harvey joined the Lawyers' Committee for Civil Rights Under Law as a staff attorney and worked there until 1972 when she returned to Forest, Mississippi, and established her private law practice. She was executive director of Southern Legal Rights and later became director of East Mississippi Legal Services in 1979; and

WHEREAS, Attorney Slaughter-Harvey is presently engaged in the practice of law and serves as President of Elections, Inc. She is also an adjunct professor at Tougaloo College; and

WHEREAS, in November 1999, Attorney Slaughter-Harvey was honored with the establishment of the Constance Slaughter-Harvey Endowed Chair in Political Science/Pre-law at Tougaloo College by banker and lifelong friend, Thomas Colbert and wife Ann; and

WHEREAS, Attorney Slaughter-Harvey was honored having the Black Law Student Association named in her honor at The University of Mississippi in 1998. She was one of eight founders of the National Black Law Student Association in 1969 at Rutgers University in New Jersey. She is past president of the Magnolia Bar Association and recipient of the prestigious R.J. Brown Award; and

WHEREAS, Attorney Slaughter-Harvey has received numerous awards and honors some of which include:

- *Recipient of Susie Blue Buchanan Award, 2004*
- *Recipient of Mississippi Majesty Award, 2003*
- *Honored as Nation Builder by the National Black Caucus of State Legislators, December, 2002*
- *Elected Tougaloo College 2002 Alumnae of the Year*
- *Elected to serve as Bar Commissioner for the Mississippi State Bar Association representing the Eighth Circuit Court District, 2002-2005*
- *Received The University of Mississippi Law School Public Service Award, December 2001*
- *Selected as the Mississippi Woman Lawyer of the Year, May 2001*
- *Selected as Mississippi Federated Women's District Woman of the Year, November 2000*
- *Inducted into the Tougaloo College National Alumni Association Hall of Fame for Government and Law, October 2000*
- *Received the "Power of One" Award – Mississippi Women 2000 "Power of One" Conference, April 2000*
- *Selected as one of nine new inductees to the Mississippi Bar Foundation – distinguished honor of being Mississippi Bar Foundation Fellow, 2000*
- *Mississippi Bar Fellow 1999 and Vice Chair of Mississippi Supreme Court Gender Task Force*

WHEREAS, Attorney Slaughter-Harvey's affiliations and memberships include, but are not limited to: Mississippi Bar Association; Magnolia Bar Association (past president); life memberships including NAACP, Girl Scouts of America, and Delta Sigma Theta Sorority, Inc.; former Trustee of Tougaloo College Board; East Central Federated Women's Club (President); National Council of Negro Women; Board of Directors of the Elections Center; Mississippi Federation of Democratic Women; Southern Christian Services for Children and Youth, Inc., Board of Directors; Medgar Evers Institute Board member; W. L. Slaughter Memorial Foundation, Inc. and O.K. Slaughter Library Board of Directors (President); State Legal Services Planning Committee (2003-2004); Scott County Times columnist and Advisory Board member; and

WHEREAS, Attorney Slaughter-Harvey's contributions in the field of law include, but are not limited to the following lawsuits: Morrow v. Crisler, July 1970 (Highway Patrol Desegregation lawsuit); Gates v. Collier, 1970 (co-counsel with Roy Haber-Lawyer Committee for Civil Rights Under Law) Parchment lawsuit; \$3.8 million federal lawsuit, Myrtle Green Burton v. John Bell Williams against state and other defendants for wrongful deaths of Jackson State University student, Phillip Gibbs and Jim Hill High School student, James Earl Green; numerous police brutality actions from 1970-1973, including Washington v. Noble; and

WHEREAS, Attorney Slaughter-Harvey's governmental achievements include, but are not limited to: founder and elected President of the National Association of State Election Directors (NASED) in 1991, and became the first African American and first female member of Motor Voter National Advisory Board which consists of 12 members (1995); Coordinator of the Mississippi State Democratic Party Coordinating Committee (1995) and coordinated campaigns for all statewide candidate campaigns; campaign manager for more than 50 local campaigns including campaigns resulting in first African American female office holders in the city of Forest and Scott County; appointed by President Jimmy Carter (1978) as a Presidential Scholars Commissioner; appointed Executive Director of the Governor's Office of Human Development under the Administration of William Winter (1980-1984); and

WHEREAS, Attorney Slaughter-Harvey is an author and local and national speaker, weekly reporter (column for the Scott County Times); and

WHEREAS, Attorney Slaughter-Harvey's uncommon fortitude and commitment to working to enhance the quality of life for African Americans and all the citizens of Mississippi have touched the lives of all who know her and earned her the respect and admiration of people in Mississippi and all over the world; and

WHEREAS, Attorney Slaughter-Harvey's service to the state and nation may best be summed up in the words of this quote [author unknown]: "The highest courage is to dare to be yourself in the face of adversity, choosing right over wrong, ethics over convenience and truth over popularity . . . these are the choices that measure your life. Travel the path of integrity without looking back, for there is never a wrong time to do the right thing."

WHEREAS, Attorney Slaughter-Harvey is to be commended and accorded the Board's highest accolades for the distinction and honor she has brought to our state and the nation in furthering the cause of justice and equality for all citizens.

THEREFORE, BE IT RESOLVED, that the Board of Trustees of State Institutions of Higher Learning takes great pride in honoring **Attorney Constance Iona Slaughter-Harvey** for her untiring efforts and commitment to preserve the heritage of African Americans and all citizens of the state of Mississippi.

BE IT FURTHER RESOLVED, that a copy of this resolution is included in the minutes of the Board and a copy presented to **Attorney Slaughter-Harvey** to share with her daughter, Constance Olivia Slaughter Harvey, in recognition of her lifelong work.

DONE, this the 17th day of February, 2005.

Roy Klumb

ROY KLUMB, PRESIDENT, BOARD OF TRUSTEES
OF STATE INSTITUTIONS OF HIGHER LEARNING



RESOLUTION

HONORING DR. L. C. DORSEY

WHEREAS, the Board of Trustees of State Institutions of Higher Learning pays tribute and recognizes Dr. L.C. Dorsey, Associate Director, Delta Research and Cultural Institute, Mississippi Valley State University (MVSU), as the Black History Month Educator of the Year 2005; and

WHEREAS, Dr. Dorsey was born and raised in the Mississippi Delta to tenant farmer parents. She dropped out of Drew Colored School in the 11th grade to care for her family and later returned to school at the age of 31 to earn her GED. Today, she holds a doctorate degree in social work from Howard University in Washington, D.C., a master's degree in social work from State University of New York in Stony Brook, and a Certificate in Health Systems Management from Johns Hopkins University, Baltimore, Maryland. In addition, she has participated in study tours to Israel, The People's Republic of China, Kazakhstan, India, Russia and South Africa; and

WHEREAS, Dr. Dorsey's employment experiences include working as a laborer on several cotton plantations; as a local community organizer during the Civil Rights movement of the sixties; as a teacher in Operation Head Start (Bolivar County); and as a community organizer with Tuft's Delta Health Center (Bolivar County). She helped to organize and was selected Director of the 427-acre farm cooperative (North Bolivar County Farm Cooperative, A.A.L.) which was developed by Tuft's Delta Health Center, Inc., Mound Bayou, Mississippi; and

WHEREAS, in addition to community development activities, Dr. Dorsey has also been involved in the following social services/educational activities: Director of Social Services, Washington County Opportunities, Inc. (Greenville, MS); Director of Administration and community advocate for prison reform, Mississippi Prisoners' Defense Committee; Associate Director, Southern Coalition on Jails and Prisons (Jackson, MS); Program Director, Offender Services, Lutheran Social Services (Washington, D.C.); Assistant to the Chief Health Officer, Memphis Health Center, Inc. (Memphis, TN); Assistant Research Professor, School of Pharmacy, University of Mississippi (Goodman, MS); Executive Director, Delta Health Center, Inc. (Mound Bayou, MS); Assistant Professor, School of Social Work, Jackson State University (Jackson, MS); Director, Mississippi Area Health Education Centers and Clinical Associate Professor, Department of Family Medicine, University of Mississippi Medical Center (Jackson, MS); and

WHEREAS, in 2001, Dr. Dorsey joined the staff of the Delta Research and Cultural Institute (DRCI) at MVSU where she has been very instrumental in leading the cause for diversity at the "Valley of Scholars." She has spearheaded and/or participated in numerous workshops, seminars and other activities through the DRCI and the MVSU Department of Social Work that have brought countless numbers of individuals from diverse backgrounds to share with faculty, staff, and students about pertinent social and cultural issues. She has also been an extremely useful resource on MVSU's campus in terms of educating international students and foreign guests on the history of the Mississippi Delta and its unique culture; and

WHEREAS, along with Dr. Dorsey's responsibilities as an administrator and professor, she is recognized throughout the Southeast as someone who is committed to fighting against poverty and improving the human condition; and

WHEREAS, Dr. Dorsey is recognized as one of Mississippi's living legends, she received the prestigious Mississippi Majesty Award during a "celebration of African American Living Legends through Education and the Arts." In presenting the award to Dr. Dorsey, former Mississippi Governor William Winter said, "L.C. is the wisest person I know"; and

WHEREAS, Dr. Dorsey is a true advocate of community involvement, involved in a number of community-based projects. She is also on the board of or serves in an advisory capacity to several organizations, including: Mississippi Families for Kids, The Justice Center and the Southern Rural Black Women's Initiative for Economic and Social Justice; and

WHEREAS, Dr. Dorsey has been recognized for her longtime civil rights activism and commitment to education by the following recognitions: recipient, *The Lifetime Achievement Award*, Mississippi Chapter, National Association of Social Workers, Jackson, MS; recipient, *The Harriet Tubman Award*, The Magnolia Bar Association, Jackson, MS; recipient, “Long Distance Runner Award,” “Distinguished Social Award,” The Jackson Chapter, National Association of Black Social Workers, Jackson, MS; induction into the Hall of Fame, National Museum of the Voting Rights, Selma, AL; recipient of Certificate of Appreciation Mississippi Community Foundation during the Freedom Summer 30th Year Anniversary; recipient of the Mississippi State Health Officers Award for Outstanding Services in Health Promotion; and member, The President’s Health Care Reform Professional’s Review Committee, William Jefferson Clinton, President; and

WHEREAS, Dr. Dorsey has participated in numerous interviews and presentations by film makers and producers in audio and visuals on various aspects of her life and professional experiences. She has been quoted or discussed in more than ten books, an equal number of magazines, newsletters and national newspapers, including the *New York Times* and the *Wall Street Journal*, and has written several proposals to federal agencies, churches, foundations and state agencies, which have resulted in more than \$20 million in direct grants for health services, prison reform, community education, community development, social services, and book scholarships; and

WHEREAS, Dr. Dorsey is a renowned author of numerous books including, but not limited to, *Southern Journey*; *Local People*, *This Little Light of Mine*; and *Free at Last*; and

WHEREAS, Dr. Lester Newman, President of Mississippi Valley State University, summarizes **Dr. Dorsey’s** success as follows:

“Dr. Dorsey’s commitment to academic and professional excellence and her willingness to share her own story to encourage others of all races and backgrounds to succeed, make her an extremely valuable resource at MVSU and an excellent choice for recognition by the Board’s Black History Month Committee.”

THEREFORE, BE IT RESOLVED, that the Board of Trustees of State Institutions of Higher Learning takes great pride in recognizing **Dr. L. C. Dorsey** as “Educator of the Year” in observance of Black History Month for her tireless efforts in the pursuit of excellence in education and commitment to positive advancement of diversity at MVSU and in the Delta community, that have fostered a better understanding and appreciation of African American history and culture.

BE IT FURTHER RESOLVED, that a copy of this resolution be included in the minutes of the Board and a copy presented to Dr. Dorsey to share with her family in recognition of her commitment to diversity and higher education.

DONE, this the 17th day of February, 2005.

Roy Klumb

ROY KLUMB, PRESIDENT, BOARD OF TRUSTEES
OF STATE INSTITUTIONS OF HIGHER LEARNING



EXHIBIT 3

AN ARTICULATION AGREEMENT BETWEEN THE MISSISSIPPI BOARD OF EDUCATION, THE MISSISSIPPI BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING, AND THE STATE BOARD FOR COMMUNITY AND JUNIOR COLLEGES RELATING TO DUAL ACADEMIC AND VOCATIONAL CREDIT FOR DUALY ENROLLED SECONDARY ACADEMIC AND VOCATIONAL-TECHNICAL EDUCATION STUDENTS

AGREEMENT is made on this 17th day of February 2005, by and between the Mississippi Board of Education (hereinafter referred to as the MBE), the Mississippi Board of Trustees of State Institutions of Higher Learning (hereinafter referred to as the IHL), and the State Board for Community and Junior Colleges (hereinafter referred to as the SBCJC).

PERIOD OF AGREEMENT

The period of performance of this Agreement shall begin on July 1, 2005.

PURPOSE

The purpose of this agreement is to enter into a system-wide articulation agreement for the transfer of appropriate credits earned by qualified high school students enrolled in dual enrollment programs from the various community and junior colleges and universities offering such credit to the appropriate home school district of the student.

LEGAL AUTHORIZATION

The legal authorization for the transfer of appropriate credits earned by qualified high school students enrolled in dual enrollment programs from various community and junior colleges and universities to the appropriate home school district of the student is §37-101-28 of the Mississippi Code of 1972.

The legal authorization for the dual enrollment of students in Mississippi high school and community and junior college courses is §37-29-1 of the Mississippi Code of 1972.

The legal authorization for the dual enrollment of students in Mississippi high school and State Institutions of Higher Learning courses is §37-15-37, Section 2 of the Mississippi Code of 1972.

TERMS OF THE AGREEMENT

1.0 Student Eligibility

Prior to the transfer of appropriate credits earned by qualified high school students from Community and Junior Colleges and State Institutions of Higher Learning to the students' home school district, the student must be properly enrolled in a dual enrollment program.

1.1 Student Qualifications for Dual Enrollment in Community and Junior College Programs

The boards of trustees of the community and junior college districts are authorized to establish a dual enrollment program under which high school students meeting the requirements prescribed in this section (37-29-1) may enroll at a community or junior college while they are still attending high school and enrolled in high school courses. Students may be admitted to enroll in community or junior college courses under the dual enrollment program if they meet the following recommended admission requirements:

- (a) Students must have completed a minimum of fourteen (14) core high school units;
- (b) Students must have a 3.0 grade point average on a 4.0 scale, or better, on all high school courses, as documented by an official high school transcript; a home-schooled student must submit a transcript prepared by a parent, guardian or custodian with a signed, sworn affidavit to meet the requirement of this paragraph; and
- (c) Students must have an unconditional written recommendation from their high school principal and/or guidance counselor. A home-schooled student must submit a parent, legal guardian or custodian's written recommendation to meet the requirement of this paragraph.

Students may be considered for the dual enrollment program who have not completed the minimum of fourteen (14) core high school units if they have a minimum ACT composite score of thirty (30) or the equivalent SAT score, and have the required grade point average and recommendations prescribed above.

Students admitted in the dual enrollment program shall be counted for adequate education program funding purposes in the average daily attendance of the public school district in which they attend high school. Any additional transportation required by a student to participate in the dual enrollment program shall be the responsibility of the parents or legal guardians of the student. Grades and college credits earned by students admitted to the dual enrollment program shall be recorded on the college transcript at the community or junior college where the student attends classes. The transcript of such college course work may be released to another institution or used for college graduation requirements only after the student has received his high school diploma.

Note: Differences in the grade point averages required for dual enrollment at the Community Colleges and the Institutions of Higher Learning as outlined in paragraph (b) of section 1.1 above and 1.2 below are part of previous legislation and would need legislative approval for change.

1.2 Student Qualifications for Dual Enrollment in State Institutions of Higher Learning Programs

The local school boards of public school districts and the Board of Trustees of State Institutions of Higher Learning are authorized to establish a dual enrollment program under which high school students meeting the requirements prescribed in this section (37-15-37) may enroll at an institution of higher learning in Mississippi while they are still attending high school and enrolled in high school courses, with tuition and costs to be paid by grants, foundations or other private sources. Students may be admitted to enroll in university-level courses under the dual enrollment program if they meet the following recommended admission requirements:

- (a) Students must have completed a minimum of fourteen (14) core high school units;
- (b) Students must have a 2.5 grade point average on a 4.0 scale, or better, on all high school courses, as documented by an official high school transcript; a home-schooled student must submit a transcript prepared by a parent, guardian or custodian with a signed, sworn affidavit to meet the requirement of this paragraph; and
- (c) Students must have an unconditional written recommendation from their high school principal and/or guidance counselor. A home-schooled student must submit a parent, legal guardian or custodian's written recommendation to meet the requirement of this paragraph.

Students may be considered for the dual enrollment program who have not completed the minimum of fourteen (14) core high school units if they have a minimum ACT composite score of thirty (30) or the equivalent SAT score, and have the required grade point average and recommendations prescribed above.

Tuition and costs for university-level courses under this program shall be paid from grants, foundations or other private sources, to be paid directly to the participating university. Students admitted in the dual enrollment program shall be counted for adequate education program funding purposes in the average daily attendance of the public school district in which they attend high school. Any additional transportation required by a student to participate in the dual enrollment program shall be the responsibility of the parents or legal guardians of the student, but may be paid for from private sources. Grades and college credits earned by students admitted to the dual enrollment program shall be recorded on the college transcript at the university where the student attends classes. The transcript of such university course work may be released to another institution or used for college graduation requirements only after the student has received his high school diploma.

2.0 Definition of Prerequisite 14 High School Core Credits

The 14 prerequisite high school credits, required for dual enrollment, shall be made up of 14 of the 33 units listed in Appendix B of the Mississippi Public School Accountability Standards. (See Attachment A.)

3.0 Tuition and Cost Responsibility

Tuition and costs for university-level courses, and community and junior college courses under this dual credit program shall be the responsibility of the parents or legal guardians of the student, but may be paid from grants, foundations or other private sources, and shall be paid directly to the credit-granting institution.

4.0 Transportation Responsibility

Any transportation required by a student to participate in the dual enrollment/dual credit program shall be the responsibility of the parents or legal guardians of the student, but may be paid for from other private sources.

5.0 School District Average Daily Attendance Credit

Students admitted in the dual enrollment/dual credit programs shall be counted for adequate education program funding purposes in the average daily attendance of the public school district in which they attend high school.

6.0 High School Student Transcript Transfer Requirements

Grades and college credits earned by students admitted to the dual enrollment program shall be recorded on the college transcript at the university, or community and junior college where the student attends classes. The transcript of such university or community and junior college course work may be released to another institution or used for college graduation requirements only after the student has received a high school diploma or has successfully completed the General Educational Development (GED) test. High school Carnegie unit credit shall be awarded only upon presentation of an official college transcript from the post-secondary institution from which the course (s) was taken. Cost associated with obtaining the official college transcript shall rest with the high school student.

7.0 Determining Factor of Prerequisites for Enrollment in Dual Credit Courses

Students shall meet the requirements for dual enrollment of Community and Junior Colleges or of State Institutions of Higher Learning. The postsecondary institutions will determine course prerequisites for dual enrollment. The local school districts will determine the prerequisites for receiving dual credit.

8.0 Process for Determining Articulation of Curriculum Between High School, University, and Community and Junior College Courses

Postsecondary curricula for eligible courses currently offered through Mississippi Curriculum Frameworks shall meet the outlined competencies requirements. Eligible courses not offered in Mississippi Curriculum Frameworks shall meet the standards established at the postsecondary level. Postsecondary level developmental courses shall not meet the requirements of this program. Dual credit memorandum of understandings shall be established between each postsecondary institution and the district implementing a dual credit program.

9.0 Ineligible Courses for Dual Credit Programs

All courses that are required for subject area testing as a requirement for graduation from Mississippi Public Schools are not eligible for dual credit.

10.0 Eligible Courses for Dual Credit Programs

Courses eligible for dual credit should include foreign languages, advanced math courses, advanced science courses, performing arts, advanced business and technology, and career and technical courses. These courses and any additional courses considered for dual credit must receive unconditional approval from the superintendent of the local school district and the chief academic officer at the participating community and junior college or university. Universities and community and junior colleges shall make the final decision on what courses they shall grant semester hour credit. The local school district superintendent shall make the final decision on the transfer of college or university credit to the student's high school transcript.

11.0 High School Carnegie Unit Equivalency

One 3-hour university or community and junior college course shall be equal to one-half high school Carnegie unit. A full Carnegie unit may be awarded for a three-hour university or college course upon approval of the Mississippi Department of Education. Partial credit agreements for postsecondary courses that are less than three hours shall be developed between the local school district and participating postsecondary institutions.

12.0 Course Alignment

Once alignment is achieved between university courses, community and junior college courses, and Mississippi Board of Education approved high school courses, the universities, community and junior colleges and high schools have the duty to review their respective policies and assess the place of dual credit courses within the context of their traditional offerings.

13.0 Maximum Dual Credits Allowed And Participation Requirements

A qualified dually enrolled high school student shall be allowed to earn an unlimited number of college or university credits for dual credit as long as a B average is earned on the first two approved dual credit courses. After the completion of two courses if a B average is not maintained, the student shall not be allowed to continue participation in the dual credit program. Disallowance of participation in the dual credit programs will not affect participation in dual enrollment programs. Appropriate student behavior is expected. Student participation may be disallowed if conduct or deportment becomes an issue.

14.0 Dual Credit Program Allowances

- 14.1 School-Based – taught at high school or may be taught at designated postsecondary site by a district-employed qualified teacher approved as instructor by collaborating college or university.
- 14.2 College/University-Based – taught at college, university, or high school by instructor employed by college or university and approved by collaborating district.
- 14.3 On-line – may include eligible courses offered by the Mississippi On Line Learning Institute (MOLLI) or postsecondary institution such as the Mississippi Virtual Community College.

15.0 Qualifications of Dual Credit Instructors

Dual credit academic instructors shall have a master’s degree with a minimum of 18 graduate semester hours in their field of expertise. University and community and junior college personnel shall have the sole authority in the selection of dual credit instructors.

Dual credit career and technical education instructors shall meet the requirements set forth by the State Board for Community and Junior Colleges in the qualifications manual for postsecondary Career and Technical personnel. University and community and junior college personnel shall have the sole authority in the selection of dual credit instructors.

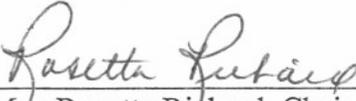
16.0 Guidance on Local Agreements

The chief academic officer of the Mississippi Board of Trustees of State Institutions of Higher Learning and the chief academic officer of the State Board for Community and Junior Colleges shall develop a template to be used by the individual Community Colleges and area Institutions of Higher Learning for consistent implementation across the State of Mississippi.

17.0 Approvals

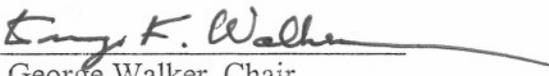
The officials below warrant that they are the duly authorized SIGNATORY OFFICIALS of the contracting parties herein, agree to the provisions contained in this Agreement, and have full authority to sign this Agreement on behalf of the contracting parties.

Approved:



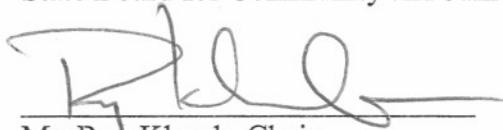
Mrs. Rosetta Richard, Chair
State Board of Education

1-31-05
Date



Mr. George Walker, Chair
State Board for Community and Junior Colleges

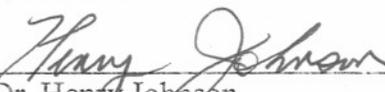
1/21/05
Date



Mr. Roy Klumb, Chair
Board of Trustees of State
Institutions of Higher Learning

2/17/05
Date

Witnessed:



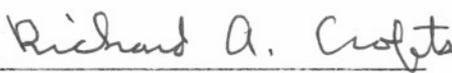
Dr. Henry Johnson
State Superintendent of Education

01-21-05
Date



Dr. Wayne Stonecypher
Executive Director
State Board for Community and Junior Colleges

1-21-05
Date



Dr. Richard Crofts
Interim Commissioner
Board of Trustees of State Institutions of Higher Learning

2-17-05
Date

Attachment A

**REQUIRED COURSES
IN THE CURRICULUM OF EACH SECONDARY SCHOOL
STANDARD 32**

CURRICULUM AREA	COURSES	UNITS	TOTAL UNITS
ENGLISH	English I English II English III English IV	1 1 1 1	4
MATHEMATICS	Algebra I Algebra II Geometry Pre-Algebra Transition to Algebra Elective Mathematics Courses	1 1 1 1 1 1	6
SCIENCE	Biology I Chemistry Physics Elective Science Courses	1 1 1 3	6
SOCIAL STUDIES	U.S. History U.S. Government Mississippi Studies World History Economics <i>or</i> Intro to Geography	1 ½ ½ 1 ½	3½
BUSINESS & TECHNOLOGY	Computer Applications ¹ Keyboarding ¹ Personal Finance <i>or</i> Financial Technology	½ ½ ½	1½
HEALTH	Comprehensive Health ² Physical Education	½ ½	1
THE ARTS	Any approved 500.00 course	1	1
FAMILY & CONSUMER SCIENCE	Family Dynamics	½	½
VOCATIONAL EDUCATION	Any combination of courses ³	4	4
ELECTIVES	Foreign Language (IHL) <i>or</i> Advanced World Geography (IHL)	1	5½
TOTAL UNITS REQUIRED			33

¹ Or one unit in Computer Discovery.

² Family and Individual Health may be offered in lieu of Comprehensive Health.

³ Includes Agriculture; Business Technology; Cooperative and Marketing Education; Family and Consumer Sciences; Health Education; Home Economics; Lodging and Hospitality; Technology Education; and Trade and Industrial.

EXHIBIT 4

601.02 FRESHMAN ADMISSION REQUIREMENTS FOR UNIVERSITY SYSTEM INSTITUTIONS

The high school course requirements set forth below are applicable to students graduating from high school. Institutions will develop equivalent standards for out-of-state applicants, earlier high school graduates and other applicants not covered by this policy.

Any student who was not eligible for regular admission and who has not successfully completed the Summer Developmental Program must attend an accredited institution of higher learning other than those under the governance of the Board of Trustees and must attain a "C" average (2.0 GPA on a 4.0 scale) in the following 24 transferable semester credit hours to be eligible to transfer to an IHL institution:

6 semester hours	English Composition
3 semester hours	College Algebra or above
6 semester hours	Laboratory Science
9 semester hours	Transferable Electives

All other transfer students are subject to the following requirements:

A. HIGH SCHOOL COURSE REQUIREMENTS (College Preparatory Curriculum)

<u>Subject</u>		<u>Carnegie Units</u>	<u>Contents and Remarks</u>
English	4		All must require substantial communication skills components (i.e., reading, writing, listening, and speaking).
Mathematics	3		Includes Algebra I, Geometry, and Algebra II. A fourth class in higher level mathematics is highly recommended.
Science	3		Choice of Biology, Advanced Biology, Chemistry, Advanced Chemistry, Physics, and Advanced Physics or any other science course with comparable rigor and content. One Carnegie unit from a Physical Science course with content at a level that may serve as an introduction to Physics and Chemistry may be used. Two of the courses chosen must be laboratory based.
Social Studies	3		Courses should include United States History (1 unit), World History (1 unit with substantial geography component), Government (1/2 unit), and Economics (1/2 unit) or Geography (1/2 unit).
Advanced Electives	2		Requirements may be met by earning 2 Carnegie units from the following areas/courses, one of which must be in Foreign Language or World Geography: Foreign Language World Geography 4th year lab-based Science 4th year Mathematics
Computer Applications	1/2		Course should emphasize the computer as a productivity tool. Instruction should include the use of application packages, such as word processing and spreadsheets. The course should also include basic computer terminology and hardware operation.

B. FULL ADMISSION

Full admission will be granted to the following:

- (1) All students completing the College Preparatory Curriculum (CPC) with a minimum of a 3.20 high school grade point average (GPA) on the CPC; or
- (2) All students completing the College Preparatory Curriculum (CPC) with (a) a minimum of a 2.50 high school GPA on the CPC or a class rank in the top 50%, and (b) a score of 16 or higher on the ACT (Composite); or
- (3) All students completing the College Preparatory Curriculum (CPC) with (a) a minimum of a 2.00 high school GPA on the CPC and (b) a score of 18 or higher on the ACT (Composite).
- (4) NCAA Division I standards for student athletes who are "full-qualifiers" are accepted as equivalent to the admission standards established by the Board.

In lieu of ACT scores, students may submit equivalent SAT scores. Students scoring below 16 on the ACT (Composite) or the equivalent SAT are encouraged to participate in the Year-Long Academic Support Program during their freshman year.

C. ACADEMIC PLACEMENT RESULTING FROM VARIOUS DEFICIENCIES

Those Mississippi residents who applied and failed to meet Full Admission Standards along with any Mississippi high school graduate regardless of academic performance may, as a result of review, be admitted to the summer or fall semester.* The ACT is not a requirement in this category. The review shall involve a consideration of high school performance, ACT scores (if available), placement testing, special interests and skills as well as other noncognitive factors. The review shall result in placement in one of the following categories:

1. Full Admission

As a result of the review, students in this category may be placed as if admitted under Section B. In addition, students may be required to enroll in selected college level courses in science and social science equivalent to high school courses in which their background is inadequate. These courses will yield institutional credit.** Other students in this category may be required to participate in the Year-Long Academic Support Program.

2. Full Admission with Academic Deficiencies

Students who have not demonstrated adequate readiness in English or Reading or Mathematics will be granted Full Admission with Academic Deficiencies to the Summer Remedial Developmental Program. This is an intensive program that concentrates on those high school subject areas (English, Reading, and Mathematics) that are applicable to success in first-year college courses. These

courses carry institutional credit.** Students who successfully complete the summer program, by passing ~~at minimum the remedial English and Mathematics courses~~ developmental English, developmental Mathematics, developmental Reading and the Learning Skills Laboratory courses, will receive admission to the fall term with mandatory participation in the Year-Long Academic Support Program. Students who fail to successfully complete the Summer ~~Remedial Developmental~~ Program are not eligible for enrollment in the regular academic year and will be counseled to explore other post-secondary opportunities, including those offered by community colleges.

D. YEAR-LONG ACADEMIC SUPPORT PROGRAM

This program is designed to assist those students admitted with academic deficiencies, as well as other volunteer students, with their freshman courses. The Year-Long Academic Support Program will consist of classroom, individual, and computer-assisted instruction along with career counseling in a laboratory setting. The Program carries institutional credit.**

***Non-resident students who do not qualify for Full Admission may be considered for admission under this category through special requirements set by the Board of Trustees and available from each institution.**

****Institutional credit courses do not count toward graduation but carry all other academic requirements.**

FACILITIES SUMMARY FEBRUARY 2005

JACKSON STATE UNIVERSITY

Approve Change Order #6 for GS #103-202, Transitional Dormitory Phase II, in the amount of \$41,782.75 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available from Senate Bill #3315, Laws of 2000.

Approve Change Order #1 in the amount of \$10,604 with an increase of 120 days to the contract time for GS#103-224, 2004 Repairs/Renovation - Campus Wide Parking and request approval by the Bureau of Buildings. Funds are available in the project budget from Senate Bill #2988, Laws of 2003.

Approve the design of the Baseball Master Plan, GS #103-221 and request approval by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available from SB#2988, Laws of 2003.

MISSISSIPPI UNIVERSITY FOR WOMEN

Approve Change Order #6 with a deduction of \$1,800 to the contract amount and an additional twenty nine (29) days to the contract for Parkinson Hall, GS #104-125 and request approval by the Bureau of Buildings, Grounds and Real Property Management. Funds are available in the project budget.

MISSISSIPPI STATE UNIVERSITY

Approve Change Order #2 for Industrial Education Roofing and Waterproofing, GS #105-298, in the amount of \$5,297 with an additional 14 calendar days in time to the contract of Sneed Construction Company, Inc., and request approval by the Bureau of Buildings. Funds will be increased from SB#3158, Laws of 2001, to a total of \$915,297 plus applicable professional fees to pay for this change.

Approve the Schematic Plans for Memorial Hall Storm Damage, GS#105-305 and request approval by the Bureau of Buildings. Funds are available in the project budget.

UNIVERSITY OF MISSISSIPPI

Approve the Contract Documents for Longstreet Hall Renovations, GS #107-267 prepared by the design professional, Barranco Architects, of Jackson, MS and request approval and advertisement for receipt of bids by the Bureau of Buildings, Grounds and Real Property Management. (*Approved by the Building Chairman on 1/20/05*)

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

Approve the award of contract to the low bidder, Fountain Construction Company, Inc., in the amount of \$84,400 for Poison Control Electrical Upgrade'04, IHL #209-487. Funds are available in the project budget from grants and contracts.

Approve the Schematic Documents for IHL #209-494, Children's Cancer Clinic Renovations prepared by Simmons Associates/A.I.A.. Funds are available from private donations and hospital revenue.

Approve the Design Development Documents for IHL #209-494, Children's Cancer Clinic Renovations prepared by Simmons Associates/A.I.A.. Funds are available from private donations and hospital revenue.

Approve Change Order #30 in the amount of \$246,443 with an increase in contract time of 21 calendar days for IHL # 209-381, Adult Tower. Funds are available from the Medical Center Educational Building Corporation and from Patient Revenue.

Approve Change Order #3 in the amount of \$19,770 with an increase of 150 calendar days for IHL #209-464, Roof Repairs '02. Funds are available in the project budget from Interest Income.

Approve Change Order #5 in the amount of \$1,813 with an increase in contract time of 89 calendar days for N524 Lab Renovations IHL #209-471. Funds are available in the project budget. The funding source is Grants and Contracts and Student Tuition

UNIVERSITY OF SOUTHERN MISSISSIPPI

Approve the Design Development Documents prepared by Allred/McNabb for Visualization Center/Stennis Center Phase IIGS #108-231 and request approval by the Bureau of Buildings. Funds are available from SB#2988 in the amount of \$900,000.

EXHIBIT 6

Attachment “B”

In addition to the coverage authorized under the Mississippi Tort Claims Act (MTCA) as set out in Miss. Code Annotated Section 11-46-1, et seq., the Board of Trustees of State Institutions of Higher Learning (IHL), through its IHL and IHL/UMMC Tort Claims Plans, hereby elects to provide coverage for liabilities outside and in addition to the provisions of the MTCA, including, but not limited to, liabilities arising from Sections 1983 through 1987 of Title 42 of the United States Code, liabilities arising from claims brought in foreign jurisdictions, and liabilities arising from any Mississippi state court claims not covered specifically by the MTCA. In any of these claims or causes of action for damages against IHL, including any IHL university, department, trustee, employee, volunteer and/or facility, brought as a federal cause of action, brought in a foreign jurisdiction, or brought as a Mississippi state court claim not covered specifically by the MTCA, the liability shall not exceed the sum of four million dollars (\$4,000,000) for all claims arising out of a single occurrence for all damages. The statutory caps on damages/liability for all tort claims specifically covered by Miss. Code Ann. 11-46-1, et seq. are not waived by IHL and shall not exceed the amounts set out in Miss. Code Ann. 11-46-15.

This expansion of liability coverage by IHL through its IHL and IHL/UMMC Tort Claims Plans does not include coverage for any liabilities arising from malicious acts performed outside the course and scope of employment. Additionally, the expansion of coverage does not include any liabilities arising from criminal acts.

Nothing in this expansion of coverage should be construed to waive Eleventh Amendment or Sovereign immunities on behalf of IHL or its universities. Furthermore, nothing in this expansion of coverage should be construed to waive any rights or defenses of IHL or the State of Mississippi granted pursuant to the MTCA, as set out in Miss. Code Ann. 11-46-1, et seq.

EXHIBIT 7

301.0805 FOUNDATION ACTIVITIES

~~The Board recognizes the important role of private gifts to the university foundations in supporting the academic and extracurricular activities on each campus. The Board shall exercise appropriate oversight regarding the relationship institutions and the Commissioner have with foundations, including foundations specifically created to support athletic programs. The Institutional Executive Officer of each institution and the Commissioner shall:~~

~~A. — Provide the Board with an annual audited financial report of each of its foundations, disclosing in appropriate detail all expenditures for the past fiscal year;~~

~~B. — Prior to the beginning of the State's fiscal year, provide the Board with an approved foundation budget(s) containing estimated or anticipated unrestricted revenue and expenditures by both major object and programmatic area, including proposed supplemental compensation to university officials, faculty, employees and athletic staff;~~

~~C. — Provide access to the foundations for Board internal audit staff to routinely monitor compliance with Board policy, determine the value, if any, of university provided service and facilities, highlight major non-budgeted expenditures of unrestricted funds of the foundations and evaluate major changes, if any, in the structure, organization and operation of the foundations; and;~~

~~D. — Encourage continuing communications between members of the Board of Trustees and directors of the various foundations. At a minimum, there should be annual meetings between Board members, the Executive Committee of the Foundations' Board of Directors and the Institutional Executive Officers.~~

Purpose of Foundations:

The Board of Trustees recognizes the role of university foundations throughout the nation have in providing additional financial support for their institutions so they can achieve a level of excellence not possible through state funding and tuition alone. The Board of Trustees recognizes and appreciates the contributions made to higher education by the foundations affiliated with the institutions of the Mississippi's State Institutions of Higher Learning, and that their goal is not to replace necessary support from the state. The Board of Trustees acknowledges that the private, independent nature of foundations provides flexibility to the institutions of the Mississippi's State Institutions of Higher Learning in fiscal management and responsiveness.

The purpose of foundations affiliated with institutions of the

plans, and budgets to achieve their missions. Each institutionally affiliated foundation is authorized to accept gifts, restricted and unrestricted, on behalf of that institution. The institution agrees, through its chief executive officer, to keep the foundation appraised of its needs and priorities; the foundation agrees to consider and communicate to the institution its ability and plans to fund those needs and priorities and accept or solicit gifts that are consistent with the institution's mission, goals, or objectives.

Public Confidence:

The Board of Trustees recognizes it cannot and should not have direct control over institutionally affiliated foundations. These foundations must be governed separately to protect their private, independent status. However, because the Board of Trustees is responsible for ensuring the integrity and reputation of the university system and its institutions and programs, it must be assured that any affiliated foundation will adhere to ethical standards appropriate to such organizations in order to assure the public that it is conducting its mission with honesty and integrity.

Therefore, each institutional chief executive officer should ensure that the foundation ascribes to the following requirements in order to enhance public confidence in the foundation.

- Compliance with state and federal law applicable to such organizations.
- Maintenance of financial and accounting records in accordance with generally accepted accounting principles. These records shall be audited annually by a Certified Public Accounting firm and the records shall be maintained separately from the records of the affiliated institution.
- Submission of the annual audited financial statements by each November 1 (to allow compliance with GASB 39) along with a list of foundation officers, directors, or trustees, through their institution's chief executive officer, to the Commissioner of Higher Education.
- Submission of an annual report providing a detailed list of supplemental compensation which was submitted to the university for the purpose of providing additional compensation to administrators, faculty, other employees and athletic staff.
- Encourage communications between members of the Board of Trustees and directors of the various foundations, to include periodic meetings between Board members, the Chief Executive Officer of the Foundations' Board of Directors, and the Institutional Executive Officers.

The relationship between the institutions of the Mississippi's State Institutions of Higher Learning and the foundations supporting those institutions must be based on a recognition of and respect for the private and independent nature of the foundations. Transactions between an institution and its foundation must be consistent with the foundation's mission to assist and benefit the institution and must

also be consistent with the institution's obligation to hold, manage, and use public property and resources to benefit the public interest. To ensure that the institution/foundation relationship is clearly defined, each institution shall consummate a formal written operating agreement with its affiliated foundation. To ensure the independence of the foundation, no employee of the Mississippi's State Institutions of Higher Learning shall hold a voting position on a institutionally affiliated foundation board. The Trustees may allow exceptions to this restriction if needed for NCAA or other purposes. Senior administrators of the institution should participate on the foundation board in an ex-officio capacity.

Operating Agreement:

Each institution of the Mississippi's State Institutions of Higher Learning and their affiliated foundations shall enter into a public, written operating agreement that outlines the relationship between the two entities. This agreement shall be reviewed by the Board of Trustees at least every five years, or whenever operating agreement is changed, and include:

- the services and benefits the institution and foundation provide each other and any payments made, including whether institutional assets are managed by the foundation;
- how gifts, grants, and endowments are accepted and accounted for;
- that gifts made to a institution of the Mississippi's State Institutions of Higher Learning be accounted for and ownership maintained by that institution; that gifts made to a institutionally affiliated foundation be accounted for and ownership maintained by that foundation;
- that the foundation has a conflict-of-interest policy;
- that no salary supplements for a chief executive officer will be underwritten by a foundation without being reported to the Board of Trustees;
- that institution input will be sought by the chief executive officer before defining the major needs and priorities for foundation consideration; and
- that other requirements stated or implied by this policy have been followed.

Board of Trustees' Authority:

As provided in Miss. Const. Art. 8, Section 213-A, the Board of Trustees has authority over the institutions of the Mississippi's State Institutions of Higher Learning. Under such authority, the Trustees have responsibility for ensuring the public interest is served by any individual or organization established to support an institution of the Mississippi's State Institutions of Higher Learning. While the Board of Trustees cannot control or direct individuals or private organizations, it has the full authority to control the activities of its agents and agencies in their relationships with such individuals or organizations. Such control extends to the regulation of participation in those organizations and the use of a name, logo, or other insignia identified with institutions of the Mississippi's State Institutions of Higher Learning.