

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
December 15, 2005**

**BE IT REMEMBERED**, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 10:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on June 25, 2005, to each and every member of said Board, said date being at least five days prior to this December 15, 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, Dr. D. E. Magee, Jr., Dr. Bettye Henderson Neely, Ms. Virginia Shanteau Newton, Mr. Bob Owens, Mr. Aubrey B. Patterson, Ms. Robin J. Robinson, Mr. Scott Ross, and Ms. Amy Whitten. Mr. Roy Klumb was absent. The meeting was called to order by Ms. Virginia Shanteau Newton, President, and opened with prayer by Mr. Owens.

**EXECUTIVE SESSION**

On motion by Ms. Robinson, with Mr. Klumb 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 Ms. Whitten, seconded by Mr. Colbert, with Mr. Klumb 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 real estate issues, legal issues and personnel issues.

**On motion by Mr. Blakeslee, seconded by Dr. Davidson, with Mr. Klumb absent and not voting, the Board voted to return to Open Session.**

The Board discussed real estate issues, legal issues and personnel issues. No actions were taken.

**ANNOUNCEMENT**

Ms. Newton advised the Board that Mr. Roy Klumb has respectfully submitted his resignation from the Board effective immediately. Citing personal and professional reasons, Mr. Klumb indicated that he no longer has the time required of him for the appointed position.

Ms. Newton further commented that Mr. Klumb has often presented a different point of view, and his voice will be missed in our deliberations. He has served the state well for nearly a decade as a champion for a quality education at an affordable price. It is with deep regret that we accept his resignation.

Mr. Klumb was appointed to the Board in 1996 by Governor Kirk Fordice. His appointment was set to expire May 7, 2008. According to the Mississippi Constitution and statutes, Governor Haley Barbour will make the appointment to replace Mr. Klumb during the next legislative session.

Ms. Robinson will replace Mr. Klumb on the Mississippi State University Presidential Search Committee.

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**APPROVAL OF THE MINUTES**

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

**RESOLVED**, That the Minutes of the Board meeting held on November 17, 2005, stand approved.

**ADDITIONAL AGENDA ITEMS**

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

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

**EDUCATIONAL POLICIES & PROGRAMS AGENDA**

Presented by Dr. Bettye Neely, Chair

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

**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the following Educational Policies & Programs Agenda. Agenda item #2 was approved on a separate motion by Dr. Davidson, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting.

1. **System Administration** - Approved the degrees to be conferred at Jackson State University for Saturday, December 17, 2005, as follows:

	Number	Subtotal	Total
<b>Jackson State University</b>			
Doctor of Education	1		
Doctor of Philosophy	4		
Specialist in Education	1		
Master of Arts in Teaching	1		
Master of Public Health	1		
Master of Science	14		
Master of Science in Education	15		
Master of Science in Teaching	1		
<i>Total Graduate Degrees</i>		38	
Bachelor of Arts	8		
Bachelor of Business Administration	21		
Bachelor of Music Education	10		
Bachelor of Music	3		
Bachelor of Science	37		

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Bachelor of Science Education	18	
Bachelor of Social Work	23	
<i>Total Undergraduate Degrees</i>		<i>120</i>
<b>Total Degrees</b>		<b>158</b>

2. **System Administration** - Approved the proposed amendments to Section 600 Student Affairs of the *Board Policies and Bylaws* and the addition of Policy 603.0804 Out-of-State Tuition for Nonresidents for immediate implementation. (See Exhibit 1.)

**BUDGET, FINANCE & AUDIT AGENDA**

Presented by Mr. Aubrey Patterson, Chair

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

**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the following Budget, Finance & Audit Agenda. Agenda item #2 was approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #3 was approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda items #4 - #7 were approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda items #8 - #10 were approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #11 was approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #12 was approved on a separate motion by Mr. Patterson, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting.

1. **DSU** - Approved the request to escalate the 2005-2006 budget, as follows:

<u>Object of Expenditure</u>	<u>Current Budget 2005-2006</u>	<u>Budget Revision #1</u>	<u>Revised Budget 2005-2006</u>
Salaries, Wages & Fringe	\$24,903,911		\$24,903,911
Benefits			
Travel & Subsistence	\$686,192		\$686,192
Contractual Services	\$8,203,158	\$500,000	\$8,703,158
Commodities	\$1,080,521		\$1,080,521
Capital Outlay			
Other Than Equipment	\$536,670		\$536,670
Equipment	\$148,724		\$148,724
Subsidies, Loans & Grants	\$1,742,080		\$1,742,080
<b>TOTAL</b>	<b><u>\$37,301,256</u></b>	<b><u>\$500,000</u></b>	<b><u>\$37,801,256</u></b>

Justification: To allow flexibility in awarding scholarships to students, including those affected by Hurricane Katrina.

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2. **MSU** - Approved the request to purchase the SCT Student Marketing System for \$535,000 to be provided from University reserve funds. Mississippi State University Admissions and Scholarships staff, in conjunction with the Information Technology Services staff, researched products extensively over the past year and determined that the SCT product uniquely fulfills MSU's needs. This product will provide MSU with leading edge tools necessary for recruitment and enrollment of new students. It will also integrate with the existing Banner system easily and continue the suite of services offered in the Unified Digital Campus environment. A copy of the purchase order, which was reviewed and approved by the Attorney General's Office, is included in the *December 15, 2005 Board Working File*.
3. **UMMC** - Approved the request to enter into a service agreement with Kronos Incorporated to purchase *Kronos Workforce Scheduler* which is an integrated component of Kronos Workforce Central Suites. The University currently has *Workforce Timekeeper* which is the core module of the suites. It uses the program for the collection of time and attendance/labor data information. The integration of *Kronos Workforce Scheduler* and *Workforce Timekeeper* will provide a lower cost of ongoing ownership by eliminating duplicate database licensing and computer hardware necessary to support time and attendance and the nurse scheduling function. The contract will not exceed a total of \$387,447.50 and is for the period December 15, 2005 through December 14, 2010. A copy of the contract, which was reviewed and approved by the Attorney General's Office, is included in the *December 15, 2005 Board Working File*.
4. **USM** - Approved the request to purchase a high-frequency microwave radar system for the Department of Marine Science at the Stennis Space Center. The cost is \$293,550 including installation and shipping and handling. Funds are available from the Central Gulf of Mexico Ocean Observing System grant. A copy of the purchase order is included in the *December 15, 2005 Board Working File*.
5. **USM** - Approved the request to enter into a contract with the Hattiesburg Coca-Cola Bottling Company. The contract is for the exclusive beverage/concession service on campus. The contract period is from January 1, 2006 to December 31, 2015. The revenue is made up of sponsorship fees and commissions. A copy of the contract, which was reviewed and approved by the Attorney General's Office, is included in the *December 15, 2005 Board Working File*.
6. **USM** - Approved the request to renew a license agreement with International Sports Properties, Inc. The contract period is from July 1, 2004 through June 30, 2011. The revenue is a percentage of cash collected or a flat fee whichever is greater. A copy of the agreement, which was reviewed and approved by the Attorney General's Office, is included in the *December 15, 2005 Board Working File*.
7. **USM** - Approved the request to enter into a contract with WorldClaim to assist in the measurement and documentation of USM's losses at the Hattiesburg campus, the Long Beach campus, the Ocean Springs Facility, and any other USM facility, resulting from losses incurred as a result of Hurricane Katrina. The contract also provides for assistance in the claim recovery process. The fees to be paid will be 4.5% of the first \$200,000,000 of claim recovery, 6.5% of the next \$100,000,000 recovered, and 7% of all the claims recovered over \$300,000,000. A copy of the contract, which was reviewed and approved by the Attorney General's Office, is included in the *December 15, 2005 Board Working File*.

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8. **System Administration** - Approved the proposed amendments to the *Board Policies and Bylaws* – 707.01 Land, Property, and Service Contracts. (See Exhibit 2.)
9. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* that will renumber Policy 201.0606 General Financial Policy to 701.0201 and renumber section 201 accordingly.

~~201.0606~~

**701.0201 GENERAL FINANCIAL POLICY**

All appropriations made for the use of any or all institutions including the central office of the Board shall be received by the Board as a lump sum, with the power and authority in said Board to allocate and distribute the same among the institutions under its control in such way and manner and in such amounts as will further an efficient and economical administration of the institutions.

The Board may hold, purchase, lease, sell, convey, or otherwise dispose of public property, execute conveyances thereon, and utilize the proceeds arising therefrom; the Board may exercise the power of eminent domain in the manner provided by law; and shall have such other powers and duties as provided by law.

The Board may accept bequests, donations, grants, and transfers of land, buildings, and other property for the use of the various institutions.

10. **System Administration** - Approved the proposed amendments to the *Board Policies and Bylaws* – 702.02 Definitions, as follows:

**702.02 Definitions**

A. ~~Tuition and Required Fees~~

~~Tuition is the basic comprehensive, multi-purpose charge all students are required to pay as a condition of enrollment at a university. Required fees are assessed to all students, in addition to tuition, to pay the costs of some of the student services or facilities provided by the institutions.~~

11. **System Administration** - Approved the revisions to the Rules and Regulations for the Nissan Scholarship effective for the 2006-2007 Award Year. This program is administered by the State Office of Student Financial Aid. A copy of the Rules and Regulations are included in the bound *December 15, 2005 Board Working Files*.
12. **System Administration** - Approved a proposal to the Mississippi Legislature to establish the Mississippi Partnership for Academic Excellence. The program will make state funds available to match contributions from private-sector donors for the creation of endowed professorships and faculty positions at all Mississippi public universities. The funding mechanism can produce dramatic advances in the academic quality and productivity of Mississippi public universities, accelerate state economic development, maximize the impact of state funds and generate a new wave of major contributions from private donors.

**REAL ESTATE & FACILITIES AGENDA**

Presented by Mr. Ed Blakeslee, Chair

On motion by Mr. Blakeslee, seconded by Dr. Davidson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting, it was

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**RESOLVED**, That the Board hereby approved agenda items #1 - #7 as submitted on the following Real Estate & Facilities Agenda. Agenda items #8 - #16, #19, and #20 were approved on a separate motion by Mr. Blakeslee, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #17 was approved on a separate motion by Mr. Blakeslee seconded by Mr. Owens, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #18 was approved on a separate motion by Mr. Blakeslee, seconded by Mr. Owens, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #21 was approved on a separate motion by Mr. Blakeslee, seconded by Dr. Davidson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #22 was approved on a separate motion by Mr. Blakeslee, seconded by Dr. Davidson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #23 was approved on a separate motion by Mr. Blakeslee, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #24 was approved on a separate motion by Mr. Blakeslee, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting. Agenda item #25 was approved on a separate motion by Mr. Blakeslee, seconded by Ms. Robinson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting.

1. **MUW**- Approved the initiation of **GS #104-155, 2006 Mechanical Systems**, the appointment of Atherton Consulting Engineers as the project professionals, and request approval by the Bureau of Buildings. Funds are available in the amount of \$500,000 from S.B. 3254, Laws of 1998, and H.B. 1675, Laws of 1999.
2. **UM** - Approved the initiation of **IHL #207-267, Baseball Coaches Offices**, and the appointment of Mills and Mills as the design professionals. The budget for this project will be \$650,000 and will be funded from an Education Building Corporation Bond Issue.
3. **UM** - Approved the initiation of **IHL #207-268, Retaining Wall at University Bridge**. The Design Professional will be selected. The budget for this project will be \$654,000 and will be funded from MDOT.
4. **UM** - Approved the initiation of **IHL #207-269, Old Taylor Road Parking Lot**. The Design Professional will be selected. The project will be funded from self-generated funds.
5. **UM** - Approved the initiation of **IHL #207-270, ROTC Plaza**, and the appointment of Cooke Doulgass Farr Lemons as the design professionals. The budget for this project will be \$500,000 from self-generated funds.
6. **UM** - Approved the initiation of **IHL #207-271, Intersection of Rebel Drive and Dormitory Row**, and the appointment of Engineering Services, Inc. as the design professionals. The project is in the pre-planning stage and the budget will be determined.
7. **USM** – Approved the initiation of **IHL #108-242, Roof Repairs** for several buildings and the appointment of Allred-McNabb as the project professionals. This project is part of the ongoing roofing maintenance and repair program for the Hattiesburg campus. The project budget for the repairs is \$850,000. Funds are available from S.B. 2010, Laws of 2004 (R&R Funds).

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8. **ASU** - Approved the Construction Documents for **GS #101-254, Biotechnology Research Center**, as prepared by Foil Wyatt Architects, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. Funds are available in the project budget in the amount of \$10,500,000.
9. **DSU** - Approved the Construction Documents for **GS #102-206, Ewing Hall HVAC**, as prepared by Eldridge and Associates, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. Funds are available in the amount of \$300,000.
10. **DSU** - Approved the Construction Documents for **GS #102-207, 2005 Street Repairs**, as prepared by Engineer, Eley and Associates, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. Funds are available in the amount of \$300,000.
11. **DSU** - Approved the Construction Documents for **GS #102-208, 2005 Renovate Bailey, Kethley & Union**, as prepared by Burris/Wagnon Architects, P.A., authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. Funds are available in the amount of \$5,100,000 from the Bureau of Buildings.
12. **JSU** – Approved the Contract Documents for **GS #103-203, President’s Home**, as prepared by Eley and Associates, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. Funds are available in the amount of \$250,000 from S.B. 3158, Laws of 2001, and other sources.
13. **MSU** – Approved the Construction Documents for **IHL #205-203, Junction Park at Creelman/Stone**, as prepared by Engineering Associates. This project will relocate Creelman Street closer to Dorman Hall while creating a park south of the Stadium. In addition, Stone Street will become three lanes to facilitate traffic needs. Construction of this project will be managed in-house. The estimated cost is \$2,250,000. Funding will be provided by University funds.
14. **UM** – Approved the Construction Documents for **GS #107-268, Bryant Hall- Phase II**, as prepared by the Design Professional, Foil-Wyatt Architects, authorized advertising for the receipt of bids, and request approval by the Bureau of Buildings. The budget for this project will be \$3,500,000. Funds are available from the Bureau of Buildings.
15. **UM** - Approved the Construction Documents for **IHL #207-218, Civil Rights Commemorative Art Project**, as prepared by Eley and Associates and authorized advertising for the receipt of bids. The budget for this project is \$350,000, the previously approved amount was \$133,000. Funds are available from the Mississippi Department of Archives and History's African-American Heritage Grant Program and private donations.
16. **JSU** - Approved the award of a contract for Harrell Contracting Group to act as Construction Manager for **IHL #203-145A, New Campus Union Building**.
17. **MSU** - Approved the award of a contract to West Brothers Construction, the lower of two bidders, for **IHL #205-199, McCool Hall Addition & Renovation**. The bid was higher than the available funds. Section 31-7-13 of the *Mississippi Code of 1972* allows negotiations with the low bidder in an amount

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not to exceed 10% of the project budget. Negotiations are underway and the final award will not exceed \$14,000,000. Funds are available from private donations.

18. **UM** - Approved the award of a contract in the amount of \$493,000 to the lowest of five bidders, Hooker Construction, for **IHL #207-251, Faser Hall -Swing Lab 1 & 2**. Funds are available from a HRSA Grant.
19. **JSU** - Approved the \$12 million bond issuance to supplement the original \$65.990 M project issuance made in 2004. The supplemental issuance will ensure the completion of JSU's Capital Improvement Program, which includes the renovations to John W. Dixon Hall, the new construction of Campbell College Apartments and the New Campus Union Building. Supplemental documentation is on file at the Board Office.
20. **JSU** - Approved the request to retain Citigroup Global Markets as underwriter for the supplemental bond issuance to fund its Capital Improvement Program.
21. **MSU** - Approved the request to sell approximately 1.68 acres of land, along with a residential dwelling, Inventory No. T-1516, located at the Coastal Plain Branch Experiment Station, Newton, MS. Supplemental documentation is on file at the Board Office.
22. **UMMC** – Approved the request to enter into a service agreement with Otis Elevator Company, to cover labor, materials, and services necessary to install new elevonic control systems. The price of the service is \$618,630. Funds are available from University sources.
23. **USM** – Approved Change Order #2 in the amount of \$1,668,557 for **IHL #208-251, Trent Lott Center for Excellence in Economic Development and Entrepreneurship**. The change order will restore scope and finishes that were deleted at the time of contract award. Funding is available from University sources to allow restoration of these items of work.
24. **Other Business**
  - a. **ASU** - Approved the bids and the award of a contract in the amount of \$11,488,000 to the low bidder, Evan Johnson & Sons Construction, for **GS #101-227, Alcorn State University Dining Hall**, and request approval by the Bureau of Buildings. The total project budget is \$12,000,000. Funds are available from S.B. 3197, Laws of 2002.
  - b. **JSU** - Approved the bids and the award of a contract in the amount of \$18,622,000 to the lowest of four bidders, Evan Johnson & Sons Construction, for **GS #103-179, School of Engineering**, and request approval by the Bureau of Buildings. The bid reflects deductive alternates 1,2,3, and 4. Funds are available from H.B. 1675, Laws of 1999.
25. **System Administration** - Approved the proposed amendment to the *Board Policies and Bylaws* to add 901.0706 Disaster Preparedness Plan, as follows:  
**901.0706 Disaster Preparedness Plan**  
Each institution shall prepare a disaster preparedness plan which will be updated annually, reviewed by the Board staff, and on file at the Board Office.

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26. **System Administration (Information item.)** - The Board received the Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the November 17, 2005 Board meeting in accordance with Board Policy 901.03 Facilities Staff Responsibilities. (See Exhibit 3.)

**LEGAL AGENDA**

Presented by Mr. Bob Owens, Chair

On motion by Mr. Owens, seconded by Mr. Blakeslee, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting, it was

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

1. **JSU** - Approved the request to retain Zachary Taylor, III and Alveno N. Castilla of Watkins Ludlam Winter & Stennis, P.A. as bond counsel for the supplemental bond issuance to fund its Capital Improvement Program. The bond counsel fee will be \$45,000. In the event that the bonds are not issued and the project abandoned, bond counsel will be permitted to bill at an hourly rate of \$195 per hour for attorneys and \$75 for paralegal services for legal work already performed on the abandoned project. Futhermore, legal services performed at JSU's request which are related to this project, but which are outside the normal scope of bond counsel, such as title work and service as corporate counsel to the EBC, will be billed at a rate of \$195 per hour for attorneys and \$75 per hour for paralegal services. The total/maximum amount budgeted for payment for any legal services which are billed at an hourly rate is \$5,000. This fee structure has been approved by the Attorney General's Office.
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 Phelps Dunbar (Statement dated 9/30/05) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with DSH Litigation.)

**TOTAL DUE** ..... **\$363.67**

Payment of legal fees for professional services rendered by Adams & Reese (Statements dated 9/30/05, 9/30/05, 9/30/05, 10/18/05 and 1/7/05) from the funds of The University of Southern Mississippi. (These statements, in the amounts of \$1,137.50, \$7,824.30, \$202.74, \$89.50 and \$2,505.50, represent services and expenses in connection with the *Servedio*, *Brewer*, *DePree*, *DePree* and *Brewer* cases, respectively.)

**TOTAL DUE** ..... **\$10,759.54**

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Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 10/10/05) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with the *Durham v. MSCI* case.)

**TOTAL DUE ..... \$841.57**

Payment of legal fees for professional services rendered by McGlinchey Stafford (Statement dated 4/30/05) from the funds of Delta State University. (This statement represents services and expenses in connection with the technology outsourcing agreement with Sungard Collegiate, Inc.)

**TOTAL DUE ..... \$6,913.90**

Payment of legal fees for professional services rendered by Lewis Fisher Henderson Claxton & Mulroy (Statement dated 10/20/05) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the *Sterling* case.)

**TOTAL DUE ..... \$1,394.07**

b. In relation to patent and other matters:

Payment of legal fees for professional services rendered by Piper Rudnick (Statements dated 9/14/05, 9/22/05, 9/30/05 and 9/30/05) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patent applications: “Determining Superficial Residual Stress” - \$484.74, “Improved Soiless Sod” - \$761.50, “Method for Detecting and Managing Nematode Population” - \$1,211.64 and “On-Site Biological Treatment of Contaminated Fluids” - \$2,281.60.)

**TOTAL DUE ..... \$4,739.48**

Payment of legal fees for professional services rendered by Sutherland, Asbill & Brennan (Statement dated 9/29/05) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the patent application for “Fully Scalable Computer Architectures for Parallel Discrete Event”.)

**TOTAL DUE ..... \$128.30**

**GOVERNANCE AGENDA**

Presented by Dr. D. E. Magee, Chair

On motion by Dr. Magee, seconded by Mr. Patterson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting, it was

**RESOLVED**, That the Board hereby approved agenda item #1 as submitted on the following Governance Agenda.

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1. **System Administration** - Approved for first reading the proposed amendments to the *Board Policies and Bylaws* – 705.0103 Approval for Travel Abroad, as follows:

**705.0103 Approval for Travel Abroad**

Travel outside the continental United States must be approved by the Commissioner on behalf of the Board and meet the requirements as set forth by state statute. No state or federal funds received from any source by any arm or agency of the state shall be expended in traveling outside of the continental limits of the United States until the governing body or head of the agency makes a finding and determination that the travel would be extremely beneficial to the state agency and obtains a written concurrence thereof from the Governor and the Department of Finance and Administration. Therefore, all requests for travel outside the continental United States are to be submitted to the Commissioner for his consideration. The Commissioner shall prepare a monthly report of approvals to be on file at the Board Office. The Commissioner is authorized on behalf of the Board to approve emergency foreign travel requests between Board meetings. At each Board meeting, these emergency actions shall be reported to the Board with appropriate justification.

**PERSONNEL/FOREIGN TRAVEL AGENDA**

Presented by Dr. Thomas Meredith, Commissioner

On motion by Mr. Blakeslee, seconded by Dr. Davidson, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting, it was

**RESOLVED**, That the Board hereby approved the agenda items as submitted on the following Personnel/Foreign Travel Agenda.

1. **Personnel Report.**

**EMPLOYMENT**

**University of Mississippi Medical Center**

McMullan, Martin H.  
Thompson, F. Edward, Jr.

**CONTRACT EXTENSION**

**Mississippi State University**

Croom, Sylvester, Jr.

**CHANGE OF STATUS**

**Alcorn State University**

Butler, Robert

**Jackson State University**

Amini, Farshad  
Assad, Jean-Claude  
Bagli, Zenobia

Booker, Quinton  
Ezeala-Harrison, Fidel  
Fuller, Phillip  
Harrison, Alferdteen  
Kwembe, Tor  
Mack, Ally  
Manzoul, Mahmoud  
Moore, Loretta  
Nwagwu, Emeka  
Rush, William  
Searcy, Ruth  
Smith, J. R.  
Spence, Susie  
Stepteau-Watson, Desiree  
Watkins, Daniel  
White, Mary  
Williams, Hill  
Williams, Quinton  
Yu, Hongtao  
Zubkowski, Jeffrey

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**Jackson State University - Athletics**

Jones, Daryl

Richardson, Kemeya

**Mississippi University for Women**

Richardson, Thomas

**University of Mississippi**

Fan, Guangbin

Haasch, Mary L.

Schoenly, Steven B.

**TERMINATION**

**Delta State University**

Davis, Kelvin

Neal, Jennifer L.

Young, Robbie

**University of Mississippi Medical Center**

Allison, Sarah E.

Barlow, Delores B.

Cothen, Jodie

Craft, Lucretia A.

Garraway, Trudye

Harthcock, Kim

Hartig, Richard

Heitzmann, Scott J.

Klein, Lance P.

Morano, Melanie H.

Winfield, Karen

Wyatt, Josephine A.

**Mississippi State University**

Bauman, Leslie E.

**Mississippi University for Women**

Gault, Nancy

Hebert, Jamie

Marcucci, Lisa

Spear, Nikki

**Mississippi Valley State University**

Miller, George

**2. Foreign Travel Report.**

**Jackson State University**

Amini, Farshad

Puerto Vallarta, Mexico

**Mississippi State University**

Bonfanti, Philip G.

Fang, Hongbing

Forman, Jozsef

Hanshaw, Shirley A. J.

Hill, Charles

Kern, Margaret

King, Roger

Leewer, Sallie

Miller, Thomas L.

Monts, David L.

Nicholas, Darrel D.

Olsen, Carrie

Olsen, Gregory

Tokyo, Japan and Taipei, Taiwan

Dalian and Harbin, China

Budapest, Hungary

Ghana, West Africa

Guilford, Oxford, United Kingdom

Grenada, West Indies

Guilford, Oxford, United Kingdom

Honolulu, Hawaii

Saarbruecken, Germany and Prague, Czech Republic

Varanasi, India

Hilo, Hawaii

London, England

London, England

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
December 15, 2005**

Peterson, Elaine	San Juan, Puerto Rico
Porter, Julia Y.	Montreal, Canada
Scanes, Colin G.	New Delhi and Southern, India
Shaw, David R.	Guilford, Oxford, United Kingdom
Vizzini, Anthony J.	London, England and Marseille, France
Walker, Linda	Honolulu, Hawaii
Watkins, Molly J.	Tokyo, Japan and Taipei, Taiwan

**University of Mississippi**

Approximately 58 Students	Cambridge, England
Cook, Vanessa	Tanzania
Czarnetzky, John	Umea, Sweden and Cambridge, England
Ferreira, Daneel	Bloemfontein, South Africa
Gochfeld, Deb	Bahamas
Group of Students	Bahamas
Gutting, Edward	Montreal, Canada
Miller, Jesse	Bahamas
Oakley, Charlotte	Challans, France
Slattery, Marc	Bahamas
Sullivan-Gonzalez, Douglas	Guatemala
Yang, Xiaobin	Shanghai, China

**University of Mississippi Medical Center**

Carter, Stacy	San Juan, Puerto Rico
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**University of Southern Mississippi**

Asper, Vernon	Antarctica
Finnegan, Colleen (Student)	Antarctica
Hester, Roger	Australia and New Zealand
Mathias, Lon	England
Miller, Willaim Scott (Student)	Australia and New Zealand
Nelson, Eric	France
Wagner, Mark	Israel
Williams Alvin	Japan

**System Administration** - Emergency approval of foreign travel was granted by Commissioner Thomas Meredith per *Board Policy* 705.0103, as follows:

**Jackson State University**

Noe, Eric	Honolulu, Hawaii
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**Mississippi State University**

Davis, Rebecca	Glasgow, United Kingdom
Ma, Wenchao	Copenhagen, Denmark



**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
December 15, 2005**

**COMMISSIONER'S REPORT**

Presented by Dr. Thomas Meredith, Commissioner

Dr. Meredith advised the Board that the search for the next Mississippi State University president is underway after a tremendously successful day of meetings with different university constituencies on the Mississippi State campus. Ms. Newton noted that Ms. Robinson will replace Mr. Klumb on the Mississippi State University Presidential Search Committee.

**ANNOUNCEMENTS**

Ms. Newton again expressed her regret over Mr. Klumb's resignation from the Board. She thanked Mr. Klumb for his years of service on the Board. On motion by Mr. Patterson, seconded by Dr. Neely, with Mr. Colbert, Mr. Klumb, Mr. Ross and Ms. Whitten absent and not voting, the Board authorized the preparation of a resolution commending Mr. Roy Klumb for his professional contributions and dedication to the Board of Trustees. The resolution will be spread upon the January 19, 2006 minutes.

**ADJOURNMENT**

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



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President, Board of Trustees of State Institutions of Higher Learning



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Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF  
STATE INSTITUTIONS OF HIGHER LEARNING  
December 15, 2005**

**EXHIBITS**

- |           |  |
|-----------|--|
| Exhibit 1 | Amendments to Section 600 of the <i>Board Policies and Bylaws</i> and the addition of Policy 603.0804 Out-of-State Tuition for Nonresidents. |
| Exhibit 2 | Amendments to the <i>Board Policies and Bylaws</i> – 707.01 Land, Property, and Service Contracts.   |
| Exhibit 3 | Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the November 17, 2005 Board meeting.                  |
| Exhibit 4 | Amendments to the <i>Board Policies and Bylaws</i> – 201.0608 Institutional Executive Officer Search Process – for first reading.            |

# EXHIBIT 1

December 15, 2005

## 603.01 RESIDENCE OF A MINOR

For purposes of determining of whether a minor pays out-of-state or in-state tuition for attendance at universities, community and junior colleges, ¶ the residence of a person less than 21 years of age is that of the father- , the mother or a general guardian duly appointed by a proper court in Mississippi. If a court has granted custody of the minor to one parent, the residence of the minor is that of the parent who was granted custody by the court. After the death of the father, the residence of the minor is that of the mother. If the parents are divorced, the residence of the minor is that of the parent who was granted custody by the court; or, if custody was not granted, the residence continues to be that of the father. If both parents are dead, the residence of the minor is that of the last surviving parent at the time of that parent's death, unless the minor lives with a legal general guardian of his/her person, duly appointed by a proper court of Mississippi, in which case his/her residence becomes that of the guardian. A minor student who, upon registration at a Mississippi institution of higher learning or community college, presents a transcript demonstrating graduation from a Mississippi secondary school and who has been a secondary school student in Mississippi for not less than the final four years of secondary school attendance shall not be required to pay out-of-state tuition. This section shall not apply to the residence of a person as it relates to residency for voter registration or voting.

If the parents of a minor who is enrolled as a student in a junior college or in an institution of higher learning the system move their legal residence from the s State of Mississippi, the minor is shall be immediately classified as a nonresident student upon completion of the semester in which the move takes place.

## 603.06 LEGAL RESIDENCE OF A MARRIED PERSON

A married person may claim the residence status of his or her spouse, or he or she may claim independent residence status under the same regulations set forth in Section 37-103-13 as any other adult.

## 603.07 CHILDREN OF FACULTY OR STAFF

Children of parents who are members of the faculty or staff of any institution under the jurisdiction of the board of trustees of any junior college in this state or the Board of Trustees of State Institutions of Higher Learning may be classified as residents for the purpose of attendance at the institution where their parents are faculty or staff members.

**603.0801 ACTIVE DUTY STATION IN MISSISSIPPI**

Members of the United States Armed Forces on extended active duty and stationed within the State of Mississippi and members of the Mississippi National Guard may be classified as residents, for the purpose of attendance at state-supported institutions of higher learning and community and/or junior colleges of the State of Mississippi. Resident status of such military personnel who are not legal residents of Mississippi, as defined in ~~paragraph 603.02 (Residence of an Adult)~~ Section 37-103-13, shall terminate upon their reassignment for duty in the continental United States outside the State of Mississippi.

**603.0802 SPOUSE OR CHILDREN OF MILITARY PERSONNEL**

Resident status of a spouse or children of a members of the Armed Forces of the United States on extended active duty shall be that of the military spouse or parent for the purpose of attending state-supported institutions of higher learning and community/junior colleges of the s State of Mississippi during the time that their military spouse or parents ~~are~~ is stationed within the s State of Mississippi. ~~It and shall be continued through the time of that~~ the military spouse or parent is stationed in an overseas area with last duty assignment within the s State of Mississippi, with the exception of ~~excepting~~ temporary training assignments en route from Mississippi. Resident status of a ~~minor children~~ shall ~~terminates~~ upon reassignment under Permanent Change of Station Orders of their military parents for duty in the continental United States outside the s State of Mississippi, excepting temporary training assignments en route from Mississippi, and except that children of members of the Armed Forces who attain Mississippi residency in accordance with the above provisions, who begin and complete their senior year of high school in Mississippi, and who enroll full time in a Mississippi institution of higher learning or community/junior college to begin studies in the fall after their graduation from high school, maintain their residency status so long as they remain enrolled as a student in good standing at a Mississippi institution of higher learning or community/junior college. Enrollment during summer school is not required to maintain such resident status.

The spouse or child of a member of the Armed Forces of the United States who dies or is killed is entitled to pay the resident tuition fee if the spouse or child becomes a resident of Mississippi.

If a member of the Armed Forces of the United States is stationed outside Mississippi and the member's spouse or child establishes residence in Mississippi and registers with the Mississippi institution of higher learning or community/junior college at which the spouse or child plans to attend, the institution of higher education or community/junior college shall permit the spouse or child to pay the tuition, fees and other charges provided for Mississippi residents without regard to length of time that the spouse or child has resided in Mississippi.

A member of the Armed Forces of the United States or the child or spouse of a member of the Armed Forces of the United States who is entitled to pay tuition and fees at the rate provided for Mississippi residents under another provision of this section while enrolled in a degree or certificate program is entitled to pay tuition and fees at the rate provided for Mississippi residents in any subsequent term or semester while the person is continuously enrolled in the same degree or certificate program. A student may withdraw or may choose not to reenroll for no more than one (1) semester or term while pursuing a degree or certificate without losing resident status only if that student provides sufficient documentation by a physician that the student has a medical condition that requires withdrawal or nonenrollment. For purposes of this subsection, a person is not required to enroll in a summer term to remain continuously enrolled in a degree or certificate program. The person's eligibility to pay tuition and fees at the rate provided for Mississippi residents under this subsection does not terminate because the person is no longer a member of the Armed Forces of the United States or the child or spouse of a member of the Armed Forces of the United States.

### **603.0803 CERTIFICATION OF RESIDENCE OF MILITARY PERSONNEL**

A military person on active duty stationed in Mississippi who wishes to avail himself/herself or his/her dependents of the provisions of ~~603.0801 (Active Duty Station in MS) and 603.0802 (Children of Military Personnel) above~~ Section 37-103-17 must submit a certificate from his/her military organization showing the name of the military member; the name of the dependent, if ~~applicable~~ for a dependent; the name of the organization of assignment and its address (may be in the letterhead); that the military member will be on active duty stationed in Mississippi on the date of registration at the state-supported institutions of higher learning or junior college of the State of Mississippi; that the military member is not on transfer orders; and the signature of the ~~C~~ commanding ~~O~~ officer, the ~~A~~ adjutant, or the ~~P~~ personnel ~~O~~ officer of the unit of assignment with signer's rank and title. A military certificate must be presented to the registrar of the state-supported institution of higher learning or junior college of the State of Mississippi each semester or tri-semester at (or within 10 days prior to) registration each semester for the provisions of said section ~~603.0801 or 603.0802 above~~ hereof to be effective.

### **603.0804 OUT-OF-STATE TUITION FOR NONRESIDENTS**

The Board of Trustees of State Institutions of Higher Learning and the boards of trustees of the community/junior colleges are authorized to prescribe the amount of tuition and fees to be paid by students attending the several state-supported institutions of higher learning and community/junior colleges of the State of Mississippi.

Except as otherwise provided in this subsection, the total tuition to be paid by residents of other states shall not be less than the average cost per student from appropriated funds. However, the tuition to be paid by a resident of another state shall be equal to the tuition amount established in the above paragraph if:

1. The nonresident student was born in the State of Mississippi but subsequently relocated and resided outside the state as a minor under the care of the minor's father or mother, or both;
2. The nonresident student is a veteran who served in the Armed Forces of the United States;
3. The nonresident student is domiciled in Mississippi no later than six months after the nonresident student's separation from service, as evidenced by a Report of Separation from Military Service or other military discharge document, for the purpose of enrolling in a state institution of higher learning or a community/junior college; or
4. The nonresident student is an evacuee of an area affected by Hurricane Katrina or Hurricane Rita. This waiver shall be applicable to the 2005-2006 school year only.

#### **604.02 FRAUDULENT STATEMENTS AND REPRESENTATIONS**

Whoever, with intent to defraud the state or any department or agency, office, board, commission, county, municipality or other subdivision of state or local government, knowingly and willfully falsifies, conceals or covers up by trick, scheme or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall, upon conviction, be subject to consequences as set out by state statute punished by a fine of not more than Ten Thousand Dollars (\$10,000.00) or by imprisonment for not more than five (5) years, or by both such fine and imprisonment.

This section shall not prohibit the prosecution under any other criminal statute of the state.

# EXHIBIT 2

December 15, 2005

## 707.01 LAND, PROPERTY, AND SERVICE CONTRACTS

Board approval prior to execution of the purchase contract is required for all land acquisitions that exceed \$100,000. An institution acquiring real property shall receive two appraisals prior to purchase, and the purchase price of the property shall not exceed the average of the two appraisals.

Board approval prior to execution of the contract is required for all other land, personal property, and service contracts that require an aggregate total expenditure of more than \$250,000. The Commissioner is authorized and empowered to approve renewals of service expenditure contracts if the original contract was previously approved by the Board of Trustees, and if the contract amount does not exceed 110% of the current contract. An information item will be presented to the Board of Trustees monthly of any and all contracts approved by the Commissioner on behalf of an institution.

Board approval prior to execution of the contract is required for any bookstore, food service, or athletic concession contract projected to generate aggregate total revenues for a university of more than \$250,000 or if the term of such contract exceeds four years. The Commissioner is authorized and empowered to approve renewal revenue contracts for bookstores, food service, or athletic concession contracts where the contract results in additional revenues to the institution. An information item will be presented to the Board of Trustees monthly of any and all contracts approved by the Commissioner on behalf of an institution.

Board approval prior to execution of an easement is required.

Approval by the Board is not required for the following purchases: natural gas, utility services, entertainment services paid for with student fees and/or ticket sales receipts.

Institutional Executive Officers and the Commissioner are authorized and empowered to approve and execute on behalf of their respective institutions all other land, personal property and service contracts. All such contracts shall be executed in accordance with state law and board policy.

# EXHIBIT 3

December 15, 2005

## **Real Estate & Facilities items that were approved by the IHL Board staff subsequent to the November 17, 2005 Board meeting in accordance with Board Policy 901.03 Facilities Staff Responsibilities.**

### **ALCORN STATE UNIVERSITY**

The Board Staff approved Change Order #3 in the amount of \$2,157.55 with an additional 51 calendar days to the contract time for Eunice Powell Hall Renovations, GS #101-211 and requested approval by the Bureau of Buildings, Grounds, and Real Property Management. Funds are available in the project budget.

### **DELTA STATE UNIVERSITY**

The Board Staff approved Change Order #1 for 2003 ADA Compliance, GS #102-198 and requested approval by the Bureau of Buildings. This change order is needed due to the delay experienced with the delivery of the elevators. It will not change the contract amount but will add 96 days to the contract time for Century Construction and Realty, Inc.

The Board Staff approved the Schematic Design Documents for Ewing Hall HVAC, GS #102-206, as prepared by Eldridge & Associates and requested approval by the Bureau of Buildings. Funds are available from SB#2010, Laws of 2004 in the amount of \$300,000.

### **JACKSON STATE UNIVERSITY**

The Board Staff approved Change Order #1 for W. Lynch Street Corridor-Phase II, GS #103-196, in the amount of \$43,000 with an additional 30 days to the contract of Mayrant and Associates, and requested approval by the Bureau of Buildings. Funds are available in the project budget.

### **MISSISSIPPI STATE UNIVERSITY**

The Board Staff approved Change Order #12 in the amount of \$10,813 with an additional 11 days to the contract time for the MS Veterinary Research & Diagnostic Lab, GS #113-099, and requested approval by the Bureau of Building, Grounds and Real Property Management. Funds are available from Senate Bill 3197, Laws of 2002, in the amount of \$12,000,000.

The Board Staff approved the University's request to change the name of "2003 Street and Parking Improvements" to "Junction Park at Creelman/Stone", IHL #205-203 "A", and to change the budget and source of funds to \$2,250,000 from University Funds.

The Board Staff approved the Design Development plans prepared by JH&H Architects for the Colvard Student Union, GS #105-309, and requested approval by the Bureau of Buildings. Funds will be provided from SB#3197, Laws of 2002, in the amount of \$14,600,000. We requested addition funding in the amount of \$2,000,000 from SB#2010, Laws of 2004. The University will provide \$700,000. The total budget is \$17,300,000.

The Board Staff approved Change Orders #1,#2, and #3 for Cullis Wade Center, IHL #205-204 which adds a total of \$39,528.32 and no days to the contract of JESCO, Inc., of Fulton, MS. Funds are available in the amount of \$9,000,000 from private gifts, institutional funds, and bookstore revenue.

The Board Staff, the Commissioner, and the Building Chairman approved the bids and the award of a contract to the second lowest bidder, RAF Contracting in the amount of \$649,970 for Hardy Street Parking Lot IHL #205-211. Funds are available from Institutional Plant Fund accounts in the amount of \$650,000. The bids were opened on the November 17, 2005.

**UNIVERSITY OF MISSISSIPPI**

The Board Staff approved the University's request for additional fees in the amount of \$115,180.33 for professional services provided by the Eley Associates on Farley Hall Renovation, GS #107-266, and requested approval and payment by the Bureau of Buildings, Grounds and Real Property Management. Since the original design included an addition as requested by the donor and the redesign was also requested by the donor to reduce the budget, we feel that the additional fees are justified. Funds are available from SB #2988, Laws of 2003, and from private donations in the amount of approximately \$9,000,000.

The Board Staff approved the Design Development Documents for the Old Physical Plant Warehouse Renovations, IHL # 207-247, as prepared by Eley and Associates. Funds are available from private and auxiliary funds.

**UNIVERSITY OF SOUTHERN MISSISSIPPI**

The Board Staff approved the University's request to reject all the bids on the Reed Green Multipurpose Facility Improvements, Phase II, GS #108-229, and to have the professional prepare a new scope of work and prepare the documents through the construction phase. Funds are available in the project budget in the amount of \$6,500,000 from Senate Bill 2988, Laws of 2003, and Senate Bill 2010, Laws of 2004.

**UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

The Board Staff approved Change Order #2 in the amount of \$1,137.44 with no increase in contract time for U017 Renovations '04, IHL #209-482. Funds are available in the project budget from Interest Income.

# EXHIBIT 4

December 15, 2005

## 201.0608 Institutional Executive Officer/Commissioner of Higher Education Search Process

### A. General Policy

The Board shall appoint the Commissioner and the Institutional Executive Officers (IEOs). The Board shall make interim appointments to executive officer and/or commissioner positions as necessary and with such consultation as the Board considers appropriate.

### B. Board Search Committee

The President of the Board shall appoint a committee of Board members to manage the search for a Commissioner or an ~~Institutional Executive Officer~~ IEO. The President of the Board shall appoint a member of the committee as chairperson. The ~~search committee~~ Commissioner may select a search consultant, with the Board's approval, to assist with the search for an IEO. The Board Search Committee may select a search consultant to assist with the search for a new Commissioner. As part of the initiation of the IEO search process, the Commissioner and Board Search Committee will may\* consider the input of constituents regarding desired characteristics of a new IEO. The Board shall may\* also consider input from constituents regarding the desired characteristics of a new Commissioner.

### ~~D C.~~ Schedule, Ad, Criteria

~~The Board Search Committee~~ Commissioner shall develop the position advertisement and a general schedule for the search with the approval of the Board Search Committee.

~~In a search for an Institutional Executive Officer, the Board Search Committee shall consult with the Campus Advisory Committee on position criteria. In a search for a Commissioner, the Board Search Committee may consult with appropriate individuals or groups on position criteria.~~

### ~~E D.~~ Advisory Committee Campus Screening Committee

~~A Campus Advisory Committee shall be created to advise the Board in a search for an Institutional Executive Officer. In a search for an IEO, the Commissioner shall appoint a Campus Screening Committee, as well as a chair of such committee. The Campus Advisory Screening Committee shall be representative of the various constituent groups of the university, including faculty, staff, students, alumni, foundation representatives, and members of the community. The Board Search Committee shall select the Chairperson of the Campus Advisory Committee. The Chairperson of the Campus Advisory Committee shall submit recommendations for membership on the Campus Advisory Committee to the Board Search Committee for its approval. In a search for a Commissioner, the Board may seek advice from appropriate individuals or groups, including any search consultant hired by the Board.~~

E. Recruitment, Interviews, Selection

Candidate recruitments may occur up to the point of selection, but candidates will be advised to submit their materials by a specified date to insure optimum consideration for the position.

The Campus Screening Committee shall narrow the field of applicants to no less than five candidates for an IEO position. Those names shall then be submitted unranked to the Commissioner.

~~At a time determined by the Board Search Committee, a meeting will be held to select candidates for initial interviews. All Board Members will be invited to attend the meeting and participate in the selection. In a search for an Institutional Executive Officer, the Campus Advisory Committee shall be requested to submit unranked recommendations of candidates to be considered for initial interviews.~~

The Commissioner shall then forward those IEO candidates' names to the Board Search Committee. The Board Search Committee may then select which of those candidates will participate in initial on-campus interviews to be conducted by the Campus Screening Committee. Following the on-campus interviews, the Commissioner shall gather feedback from the Campus Screening Committee regarding the interviews. The Commissioner shall next report to the Board Search Committee on the feedback obtained following the on-campus interviews. **The Commissioner Board Search Committee, in consultation with the Commissioner,\*** shall then recommend two final candidates to be interviewed by the Board.

In the alternative, the Board Search Committee may elect to conduct the initial IEO candidate interviews in lieu of allowing the Campus Screening Committee to conduct same. In the event the Board Search Committee elects to conduct the initial interviews, the Board Search Committee may interview those candidates it selects from the unranked candidate list provided by the Campus Screening Committee. In addition, the Board Search Committee may choose to interview any other candidates it deems appropriate. Representatives from the Campus Screening Committee may be included in those interviews, if invited by the Board Search Committee. These interviews may occur at campus or non-campus sites. Following the initial interviews by the Board Search Committee, the Board Search Committee, in consultation with the Commissioner, shall narrow the number of finalists to two.

Final interviews of IEO candidates shall then be held before the Board. If it is deemed necessary, visits may be conducted to the home campuses of the remaining candidates. Following the final interviews, the Board shall select an IEO and announce its decision.

In a search for a Commissioner, the Board Search Committee may request appropriate individuals or groups to submit unranked recommendations of candidates to be considered for initial interviews. The Board Search Committee shall schedule initial interviews and all members of the Board will be invited to attend the initial interviews and participate in the selection of candidates for final interviews. ~~In a search for an Institutional Executive Officer, two members of the Campus Advisory Committee may~~

~~be invited to attend and observe the initial interviews. In a search for a Commissioner, t~~The Board Search Committee may also invite two additional individuals to attend and observe the initial interviews: conducted by such committee to fill the position of Commissioner. ~~In a search for an Institutional Executive Officer, the Campus Advisory Committee will be requested to develop a campus interview schedule for the candidates selected for final interviews. In a search for a Commissioner, t~~The Board Search Committee will next develop an interview schedule for the candidates selected for final interviews: for the position of Commissioner. The Board shall then meet and conduct final interviews and select the ~~Institutional Executive Officer or~~ Commissioner.

**\* These additional amendments were approved by the Board on December 15, 2005.**