

STATE BOARD OF REGENTS MEETING
MAY 30, 2008
REGENTS' OFFICES, SALT LAKE CITY, UTAH

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Minutes

Regents Present

Jed H. Pitcher, Chair
Bonnie Jean Beesley, Vice Chair
Jerry C. Atkin
Janet A. Cannon
Rosanita Cespedes
Amy Engh
Katharine B. Garff
Greg W. Haws
Meghan Holbrook
James S. Jardine
David J. Jordan
Nolan E. Karras
Anthony W. Morgan
Josh M. Reid
John H. Zenger

Regents Excused

Patti Harrington
Marlon O. Snow

Office of the Commissioner

David L. Buhler, Interim Commissioner
Carrie Beckman, Policy and Special Projects Coordinator
Joyce Cottrell, Executive Secretary
Troy Caserta, Accounting Officer
Jeffrey Christensen, Intern
Matthew Clark, Intern
David S. Doty, Assistant Commissioner and Director of Policy Studies
Harden Eyring, Human Resources Director
Kimberly Henrie, Assistant Commissioner for Budget and Finance
Spencer Jenkins, Assistant Commissioner for Public Affairs
Melissa Miller Kinkart, Associate Director, Utah Scholars
Phyllis C. Safman, Assistant Commissioner for Academic Affairs
Mark H. Spencer, Associate Commissioner for Finance and Facilities
Lucille T. Stoddard, Associate Commissioner for Academic Affairs
Kelly Stowell, Director, Utah Student Association
Michele Vincent, Administrative Specialist, Finance and Facilities
Lynne Ward, Director, Utah Educational Savings Plan
Gary S. Wixom, Assistant Commissioner for Academic Affairs

INSTITUTIONAL REPRESENTATIVES

University of Utah

David W. Pershing, Senior Vice President for Academic Affairs
Paul T. Brinkman, Associate Vice President for Budget and Planning
Chuck Wight, Associate Vice President for Academic Affairs and Undergraduate Studies

Basim Motiwala, Student Body Officer

Utah State University

Raymond T. Coward, Executive Vice President and Provost
Steven Hanks, Associate Professor, Management and Human Resources
Fred R. Hunsaker, Interim Vice President for Business and Finance
Michelle B. Larson, Assistant Provost
Sydney M. Peterson, Chief of Staff/Secretary to the Board of Trustees

Weber State University

F. Ann Millner, President
Michael Vaughan, Provost

Southern Utah University

Michael T. Benson, President
Rodney Decker, Interim Provost
Donna Eddleman, Vice President
Stuart Jones, Vice President for Advancement
Lee Montgomery, Associate Provost for Undergraduate Studies
Gregory Stauffer, Chief of Staff

Snow College

Scott L. Wyatt, President
Marvin Dodge, Vice President for Administrative Services

Dixie State College

Stephen D. Nadauld, Interim President
Louise Excell, Accreditation Liaison Officer
Stanley J. Plewe, Vice President of College Services
Shandon Gubler, Chair, Board of Trustees

College of Eastern Utah

Mike King, Interim President
Brad King, Vice President of Student Services
Kevin Walthers, Vice President

Utah Valley State College

William A. Sederburg, President
Val Hale, Vice President for Institutional Advancement and Marketing
Linda Makin, Director of Budgets
Val Peterson, Vice President of Administration and External Affairs
Joseph Watkins, Student
J. Karl Worthington, Associate Vice President for Academic Affairs

Salt Lake Community College

Cynthia A. Brems, President
Dennis Klaus, Vice President of Administrative Services
Andrew Nelson, Student
Mason M. Bishop, Vice President of Institutional Advancement

Utah College of Applied Technology

Richard L. White, President
Brian Foisy, Vice President for Administrative Services

Representatives of the Media

Wendy Leonard, *Deseret News*
Elizabeth Miller, *Salt Lake Tribune*

Other Guests

Steven Allred, Office of the Legislative Fiscal Analyst
Brian Baker, Zions Bank
Spencer Pratt, Office of the Legislative Fiscal Analyst

Following meetings of Board committees, the Regents convened in Committee of the Whole at 9:45 a.m. Chair Jed Pitcher welcomed everyone and excused Regents Patti Harrington and Marlon Snow. He announced that Regent Josh Reid would be moving to Las Vegas and would resign his appointment on the Board, effective July 31, 2008. He will be missed.

Recognitions. Chair Pitcher noted a dinner had been held the previous evening to honor outgoing Regents **Amy Engh, Jim Jardine, Sara Sinclair** and CEU President **Ryan Thomas**. He thanked Joyce Cottrell for planning and coordinating the event. Chair Pitcher introduced **Spencer Jenkins**, the new Assistant for Public Affairs, and **Basim Motiwala**, who will be the Student Regent for 2008-2009. He also recognized Joseph Watkins from UVSC and Andrew Nielsen from SLCC, student body officers at their respective institutions. Chair Pitcher recognized **Mike King** and welcomed him to his first meeting as Interim President of the College of Eastern Utah.

Officer Elections

Chair Pitcher recognized Regent Meghan Holbrook and asked her to present the report of the Nominating Committee. On behalf of Regents Katharine Garff and Marlon Snow, **Regent Holbrook moved the reappointment of Jed H. Pitcher as Chairman and Bonnie Jean Beesley as Vice Chairman of the State Board of Regents. Regent Garff seconded the motion, which was adopted unanimously.** Chair Pitcher thanked the Regents for their support and pledged to do his best.

Resolutions

Resolutions were included in the Regents' folders for Regent James S. Jardine, Regent Amy Engh, Regent Sara V. Sinclair and President Ryan Thomas. **Regent Holbrook moved the adoption of the Resolutions of Appreciation. The motion was seconded and adopted unanimously.** Vice Chair Beesley presented the resolutions to Regent Jardine, Regent Engh, and President and to Vice President Hunsaker for delivery to Regent Sinclair.

Reports of Board Committees

Academic, CTE and Student Success (Programs) Committee – Regent Katharine B. Garff, Chair

Utah State University – Master of Music Degree with Specialization in Piano Performance and Pedagogy (Tab A). Chair Garff commended University officials for their excellent music programs. USU's undergraduate piano performance program has earned an international reputation. The proposed program will integrate instruction in piano pedagogy with high-level piano performance and will also prepare students for admission into a doctoral program or for a professional career in music. Faculty and funding will come from the Department of Music; no additional faculty, staff or facilities will be needed during the first five years of the program. **Chair Garff moved approval of USU's Master of Music Degree with Specialization in Piano Performance and Pedagogy, effective Fall 2008. Vice Chair Beesley seconded the motion, which was adopted unanimously.**

Southern Utah University – Bachelor of Fine Arts in Theatre with Emphases in Classical Acting, Theatre Design and Technology, and Musical Theatre (Tab B). Chair Garff reported the proposed program would integrate existing programs into the multidisciplinary emphases. This will increase student opportunities for participation in the Utah Shakespearean Festival. The BFA degree will give students an opportunity to further their training in preparation for a professional career and for graduate studies in Theatre. Southern Utah University has obtained national accreditation status with the National Association of Schools of Dance, the National Association of Schools of Music, and the National Association of Schools of Arts and Design, and has initiated the accreditation process through the National Association of Schools of Theatre. SUU is the only USHE institution to have obtained accreditation with this many arts agencies recognized by the U.S. Department of Education. **Chair Garff moved approval of SUU's Bachelor of Fine Arts in Theatre with emphases in Classical Acting, Theatre Design and Technology, and Musical Theatre, effective Fall 2008. Regent Zenger seconded the motion, which was adopted unanimously.**

Southern Utah University – Bachelor of Music Degree with Emphases in Instrumental Performance, Piano Pedagogy, and Vocal Performance (Tab C). SUU currently offers a Bachelor of Arts in Performance and a Bachelor of Science in Music Education, both of which are liberal arts degrees and suitable for the generalist. By adding a Bachelor of Music program, which is a professional degree, the school's liberal arts focus will be strengthened. The proposed degree fits with SUU's mission and the consultants' reports on programs that should be offered in the region, based on the strengths of the institution. **Chair Garff moved approval of SUU's Bachelor of Music Degree with Emphases in Instrumental Performance, Piano Pedagogy, and Vocal Performance, effective Fall 2008. Regent Cespedes seconded the motion, and it was adopted unanimously.**

Proposed Revision to Regents' Policy R312, Configuration of the Utah System of Higher Education and Institutional Missions and Roles (Tab D). Chair Garff asked Commissioner Buhler to comment. Commissioner Buhler said obtaining university status had long been a goal for UVSC. He congratulated President Sederburg, his staff and administration, and the Legislature for following the right process and getting the funding before university

status was awarded. President Sederburg said the school was having a celebration on June 30 and July 1 to mark the occasion; he invited everyone to attend the various events. He thanked the Commissioner and Regents for their support in this great collaborative experience. Chair Garff said President Sederburg had mentioned in committee that he was giving out 3000 UVU flags to the community. She recommended other presidents have a flag campaign for their respective communities. **Chair Garff moved approval of the revision to Policy R312 to change the classification of Utah Valley State College, change the institution's name to Utah Valley University, effective July 1, 2008, and to incorporate UVU's new mission statement into the policy. Regent Engh seconded the motion, which was adopted unanimously.**

Consent Calendar, Programs Committee (Tab E). Chair Garff commented briefly on each item and commended the presidents for the number of interdisciplinary programs. **On motion by Chair Garff and a second by Regent Reid, the following items were approved on the Programs Committee's Consent Calendar:**

- A. University of Utah – Discontinuance of the Bachelor of Science degree in Physical Therapy
- B. Utah State University – Bachelor of Science in Economics degree in China
- C. Weber State University – Linguistics Minor
- D. Southern Utah University – Discontinued Minors
- E. Utah Valley State College – Cinema Studies Minor

Chair Garff said the committee had asked the Chief Academic Officers to discuss the relevance of minors in general.

Utah State University – Restructure of Elementary and Secondary Education into New Unit (Tab F), Southern Utah University – Discontinued Emphases and Name Changes (Tab G), Dixie State College – Program Reviews (Tab H), and Utah Valley State College – Name Changes (Tab I). Chair Garff said these reports were for information only and required no action. She reported UVSC's proposal for a School of Computing and Engineering would be held for further consideration following the consultants' engineering study.

Chair Pitcher thanked Chair Garff for her excellent report.

Finance, Facilities and Accountability Committee – Regent Jerry C. Atkin, Chair

Proposed Presidential Salaries for 2008-2009 (Tab J). Chair Atkin referred to Replacement Tab J in the Regents' folders. He briefly explained the process for making the recommendations shown. The Regents' objective is to put the presidents at 90 percent of their peer salary. The Compensation Committee took several factors into consideration, including faculty and staff at the institutions, internal equity, etc. They recognized that some minor adjustment takes place as Regents recruit new presidents. **Chair Atkin moved approval of the proposed salaries for USHE Presidents and the Commissioner for 2008-2009, effective July 1, 2008, with a follow-up look at the peer comparisons and what would be necessary to get to the 90 percent level. Regent Jardine seconded the motion, which was adopted unanimously.**

Utah Valley State College – Property Purchase (Tab K). Chair Atkin reported the committee had reviewed the proposed purchase and recommended approval. The Murdock property is adjacent to the UVSC campus and consists of 2.83 acres with four buildings. Appraised value was \$2,545,000. The college proposed to purchase the property for \$2,530,000. Funds will come from a loan from the UVSC Foundation of \$2,100,000 and institutional contingency funds of \$430,000. The proposed loan would be for 15 years at 6 percent interest. The property will

serve as a hosting and reception area and office space for the UVSC Advancement Department and Alumni Relations. **Chair Atkin moved approval of UVSC's purchase of the Murdock property for \$2,530,000. Regent Morgan seconded the motion, which was adopted unanimously.**

Consent Calendar, Finance Committee (Tab L). **On motion by Chair Atkin and a second by Regent Morgan, the following items were approved on the Finance Committee's Consent Calendar:**

- A. University of Utah and Utah State University – Capital Facilities Delegation Reports
- B. Utah State University – Purchase of Property Adjacent to Tooele Campus
- C. Utah State University – Sale of Leasehold Interest in Buildings at Innovation Campus
- D. USHE – Prison Education Programs
- E. USHE – Amendments to Policy R926, *Acceptable Use of Office-owned IT Resources*
- F. USHE – Amendments to Policy R992, *Information and Technology Resource Security*

Chair Atkin said the committee had recommended future capital delegation reports be approved by the institutional boards of trustees rather than by the Board of Regents. Chair Pitcher directed the staff to make this change.

Preview of Upcoming Issues (Tab M). Chair Atkin said this report had been provided for information only, to alert Regents to some of the issues that would be coming before them in the next few months.

UHEAA – Student Loan Update (Tab N). Chair Atkin asked Dave Feitz, UHEAA Executive Director, to report. Mr. Feitz assured the Regents that the recent action taken at the federal level would enable UHEAA to continue to make loans to the students this fall. In early May, President George W. Bush signed into law a bipartisan bill empowering the U.S. Secretary of Education to put forth a stabilizing plan for student loans for the coming year. This has been done. The Secretary's plan includes a commitment to make student loan capital available and to buy student loans as a secondary market of last resort. If the details of the Secretary's plan are workable, UHEAA intends to make loans to all eligible students attending any eligible institution. The Secretary's plan provides one year of stability with the hope that capital markets for student loans improve.

Southern Utah University – Food Service Outsourcing Agreement (Tab O) and Southern Utah University – Information Update on Plan of Financing for Residence Hall Replacement, Phase II (Tab P). Chair Atkin said these reports were for information only and required no approval.

Chair Pitcher thanked Chair Atkin for his report.

Strategic Planning and Communication Committee – Regent James S. Jardine, Chair

Amendments to Policy R512, *Determination of Resident Status* (Tab Q). Chair Jardine said amendments were made to the policy last year for a transitional period, consistent with the new statutory language; the proposed amendments make the policy revert back to the former residency requirements. The campus residency officers met to discuss issues and concerns that had arisen during the 2007-2008 academic year and to discuss amendments necessary to ensure accurate and consistent implementation across USHE institutions. The proposed amendments were based on feedback received at that meeting. **Chair Atkin moved approval of the proposed amendments to Policy R512. Vice Chair Holbrook seconded the motion, which carried unanimously.**

Regents' Policy R609, Regents' Scholarship (Tab R). Chair Jardine pointed out this policy was proposed to comply with the action taken by the 2008 Legislature to create a Regents' Scholarship program (S.B. 180). He noted that there were two parts to the Regents' Scholarship, both of which are tied to completion of the Utah Scholars core course of study. Students who complete the Utah Scholars core with a 3.0 GPA or better qualify for a base \$1000 scholarship award. Students who complete the Utah Scholars core with a 3.5 GPA or higher and a 2.6 on the ACT qualify for an Exemplary Academic Achievement Award, which provides 75 percent of tuition for two years at a Utah higher education institution. Actual experience will likely show that adjustments will need to be made from time to time. Assistant Commissioner Doty will note the specific exceptions requested and come back to the Board with recommendations. Staff was directed not to exclude people this scholarship was intended to help by limiting the criteria unduly. Dr. Doty said another area of concern is the foreign language requirement. Some students take a foreign language in the 8th grade; staff will look at that criteria as well. He thanked Melissa Miller Kincart and Carrie Beckman for their massive effort with this program. He also thanked the Legislature for enabling this scholarship program. Chair Jardine said the Regents do not expect this program to stack onto the New Century Scholarship. Regent Holbrook expressed appreciation to Senator Lyle Hillyard for carrying the bill during the 2008 Legislative General Session. Regent Karras requested assurance that the rigor of curriculum would not be diluted. Chair Jardine said the committee had agreed unanimously on that point. **Chair Jardine moved approval of Regents' Policy 609, Regents' Scholarship. The motion was seconded by Regent Holbrook and adopted unanimously.**

Campus Retention Plan Reports – Weber State University and Utah State University (Tab S). Chair Jardine noted the committee had asked institutions to report last year on their efforts to provide more experiences to promote diversity on campus. This year, the Regents' emphasis is on retention. The first retention reports were given at this meeting by officials from Weber State University and Utah State University. Both institutions gave excellent reports, which provoked a thoughtful discussion. The committee concluded that reasons for lack of retention must be identified. WSU officials pointed out they test incoming freshmen to make sure students are not placed in a class where they are set up to fail. The committee invited recommendations from the institutions and from the Regents. Chair Jardine complimented the two institutions for their efforts. An interesting fact that came out in the two reports was that only 30 percent of high school seniors had submitted an application for school next fall. Many just show up the day before school starts. Regent Cespedes asked if data was being collected. Chair Jardine responded that groups are being identified and targeted for enrollment and retention.

Report on the Education Systems for the 21st Century Legislative Task Force (Tab T). Commissioner Buhler reported that the UCAT Board of Trustees had proposed a change in UCAT's mission. They would like to be able to offer credit and also to form their own board and not be under the governance of the Board of Regents. In its most recent meeting, the Task Force charged the Commissioner, President White and both boards to come up with an acceptable solution. Regent Jordan pointed out the Regents had always drawn a line regarding credit for UCAT institutions. Commissioner Buhler said he was optimistic about finding a solution with which both boards can agree. The common goal is to ensure that students have opportunities to get credit if they desire credit and to get the training necessary to enable them to get a job that will support them.

Report on the Governor's Globally Competitive Workforce Steering Committee (Tab U). Chair Jardine asked Presidents Millner and Sederburg to report on the Higher Education and Economic Development Summit they had coordinated the previous day. President Millner said President Sederburg wanted to get the presidents together to discuss the best way to address best practices in meeting economic workforce needs in their respective communities. A summit was held and keynote speakers shared their experiences of engaging in the process of

advancing economic possibility. There was general agreement that the institutions need to be engaged with the other stakeholders in advancing a statewide strategy for advancing economic development and possibility. She expressed appreciation to Regent Holbrook for her attendance at the meeting.

President Bioteau said in some states, higher education institutions are integral to economic development. The presidents decided to be pro-active in taking leadership to engage stakeholders around clusters, based on regions and institutions, to discuss issues of economic development and industry. The summit earlier this week was only the beginning.

President Sederburg reported the themes which emerged were: (1) the need to listen to what the state needs and to offer to partner in meeting those needs, and (2) the need to break down barriers and work collectively. President Benson said the presidents would like to make a presentation to the Regents at a future Board meeting. Much progress has been made. All institutions were very supportive of USTAR. President Sederburg apologized to the Regents for the late notice in letting them know of the summit.

Report of Regents' Strategic Planning Working Group (Tab V). Regent Morgan reported on behalf of Regent Zenger and former Commissioner Kendell. The group is moving on to the second phase of the plan and the appointment of working groups. There has been some discussion about whether the Governor's Task Force pre-empted one of the focus groups. The first theme identified by the group was the need to invest in human capital and economic development. Regent Morgan commended the Presidents for their efforts in this regard. Regent Holbrook remarked that synchronicity was taking place with economic development. Regent Morgan said the group had set a very aggressive timeline and had recommended that appointments be made in June, with a report to the Board in October and a final report in November.

Regent Morgan said there was some controversy about the adequacy of state demographic projections. Pam Perlich is working with the Governor's Office so that data on enrollment projections will be accurate. President Millner recommended including appropriate stakeholders in those discussions.

Regent Karras pointed out the assignments would require great time and effort by the Commissioner's staff. Commissioner Buhler said he had a great staff, but it will be a busy summer. Staff will be used as necessary to fill the Regents' needs. He anticipated hiring a Director of Institutional Research shortly. Regent Karras recommended hiring some interns and/or getting help from the institutions to gather and analyze the data.

Regent Jardine reflected that he had given his copy of the 1986 State Board of Regents Master Plan to Regent Morgan, who was the original owner of the manual.

Chair Pitcher thanked Chair Jardine for all of his efforts during his 12-year term as a Regent and the many years before that as a member and chair of the University of Utah Board of Trustees. Regent Jardine will be greatly missed.

On motion by Regent Atkin and a second by Regent Morgan, the following items were approved on the Regents' General Consent Calendar (Tab W):

- A. Minutes – Minutes of the Regular Board Meeting held April 18, 2008, at the Regents' Offices in Salt Lake City, Utah
- B. Grant Proposals – On file in the Commissioner's Office
- C. Grant Awards
 1. Utah State University – U.S. Department of the Army, Office of Chief of Engineers; "Precision Weapons Platform (PWP) for an Autonomous Rotorcraft Sniper System (ARSS)"; \$1,012,000. Duane Hill, Principal Investigator.

Report of the Commissioner

Commissioner Buhler noted President Young was in Japan as a guest of the Ministry of Trade and Industry. He was invited to be a featured speaker on American higher education. President Albrecht was a guest of NASA in Florida for a shuttle launch. The Commissioner welcomed Assistant Commissioner Jenkins and introduced Darren Marshall, the new Audit Manager.

Joint Meetings in July. Commissioner Buhler said the Board of Regents would meet at SUU on July 10 and 11. The agendas for the meetings on July 10 were prepared by legislative staff and will include the State Board of Education, Public and Higher Education Appropriations Subcommittees, and Education Interim Committee, in addition to the State Board of Regents. The legislators will meet first with the State Board of Education and the Superintendent's staff. A joint meeting of all three groups will feature a keynote address by Dr. Kim Clark, President of BYU-Idaho. The legislators will meet with the State Board of Regents and Presidents Thursday afternoon. The regular Board of Regents meeting will take place on Friday morning, July 11. Commissioner Buhler remarked that this would be an important meeting.

Commencement. Commissioner Buhler thanked the Regents for attending commencement exercises at the various institutions. He said he had enjoyed graduation exercises at four institutions. It was gratifying to see the success of our students. He thanked the Presidents, faculty and others who make this possible every year.

Report of the Chair

Chair Pitcher noted the official portrait of President Young would be unveiled on June 9. Regent Jardine will be speaking at the event. He referred to the article in the Regents' folders about Associate Commissioner Lucille Stoddard and her husband, Frank Ferguson, from the UVSC Alumni Magazine.

Adjournment

Regent Reid moved that the Regents go into closed session to discuss personnel issues (reports of the Resource and Review Teams) and possible real estate transactions. Regent Holbrook seconded the motion, which was adopted unanimously. The Regents moved into closed session at 12:00 noon and adjourned from there at 2:15 p.m.

Joyce Cottrell CPS
Executive Secretary

Date Approved