

**MINUTES OF THE MEETING OF THE
BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA
HELD AT
Atlanta Georgia
February 10, 2009**

CALL TO ORDER

The Board of Regents of the University System of Georgia met on Tuesday, February 10, 2009, in the Board Room, 270 Washington St., S.W. The Chair of the Board, Regent Richard L. Tucker, called the meeting to order at approximately 1:05 p.m. Present on Tuesday, in addition to Chair Tucker, were Vice Chair Robert F. Hatcher and Regents James A. Bishop, Kenneth R. Bernard, Jr., Hugh A. Carter, Jr., William H. Cleveland, Felton Jenkins, W. Mansfield Jennings, Jr., Elridge W. McMillan, Donald M. Leebern, Jr., William H. NeSmith, Jr., Doreen Stiles Poitevint, Wanda Yancey Rodwell, Kessell D. Stelling, Jr., and Allan Vigil.

INVOCATION

The invocation was given by Regent Kenneth R. Bernard, Jr.

SAFETY BRIEFING

The Director of Safety and Security, Bruce Holmes, gave a briefing of basic safety information.

ATTENDANCE REPORT

The attendance report was read by the Secretary to the Board, J. Burns Newsome, who announced that Regents James R. Jolly, Willis J. Potts, Jr., and Benjamin J. Tarbutton, III received permission to be absent.

APPROVAL OF MINUTES

The minutes of the Board of Regents meetings held on January 13, 2009, were unanimously approved.

INTRODUCTION OF NEW PRESIDENT: SOUTH GEORGIA COLLEGE

Chancellor Erroll B. Davis, Jr. introduced Dr. Virginia Carson, who began her permanent appointment as president of South Georgia College (“SGC”) on January 13, 2009. President Carson served as the interim president of the institution since March 1, 2008. Following her introduction, President Carson gave brief remarks, thanking the Board and Chancellor for the opportunity to serve South Georgia College and to continue the “degree of difference” that has become a tradition of the institution.

RECOGNITION OF GUESTS

Chancellor Erroll B. Davis, Jr. recognized two Student Advisory Council (“SAC”) leaders who serve as the Student Government Association presidents at their institutions. Mr. Connor Lawson McCarthy is third year student majoring in International Affairs and Economics at the University of Georgia. Mr. Somi Benson-Jaja is a Music Education major at Armstrong Atlantic State University.

Chancellor Davis also noted the new art exhibit displayed in the Boardroom. In honor of Black History Month, the exhibit includes works of art by students and faculty from two of the System’s Historically Black Colleges and Universities (“HBCU”), Savannah State University and Fort Valley State University.

CHANCELLOR’S REPORT

In his monthly report to the board, Chancellor Erroll B. Davis, Jr. noted the intense activity around the budget, and the number of legislative hearings in which he and other System officials had participated. Chancellor Davis thanked Regents William H. Cleveland, Felton Jenkins and W. Mansfield Jennings for attending one or more of these hearings. He noted that the continuing decline of state revenues would mean additional difficult choices for the board and for the institutions.

The University System’s latest report on extramural funding has just been released, the Chancellor told the Board, and such funding is up 7.8 percent from fiscal year 2008 to fiscal year 2009 to a record high of \$906.5 million.

Chancellor Davis also highlighted some key findings of a recent poll of Georgia voters by the Atlanta Regional Council for Higher Education (“ARCHE”). Among the survey results, Chancellor Davis noted:

- Sixty-seven percent of poll respondents indicate that access to public higher education and academic quality are both important.
- Twenty-seven percent of respondents believe it is more important to provide the highest academic quality, even if that means that all Georgians who want to attend a four-year college cannot do so.
- Only three percent of respondents would choose access over quality.
- In terms of being the economic engine of the state, 96 percent of poll respondents think Georgia colleges and universities are “very important” (71 percent) or “somewhat important” (25 percent).
- The poll also found that 82 percent thought higher education funding should be either maintained or increased, and 80 percent believe higher education cuts should be minimized.
- Seventy-eight percent “strongly support” or “support” need-based aid in Georgia.
- Even when put to the test, a smaller majority – 56 percent – would be willing to pay \$1 a week more in taxes for need-based aid.

Chancellor Davis said the poll results show that Georgia voters have a sense and an understanding

that higher education is important to the future of the state and needs to be preserved and strengthened and that we need to do more to provide greater access to the University System.

The chancellor concluded his report by citing comments from an opinion piece by former state legislator Chuck Clay in the online publication “Insider Advantage.” The column stressed the importance of the University System of Georgia in the state’s economic success, and urged the state’s elected leadership to help the university system “weather the present storm without losing the gains of the past few years.”

COMMITTEE OF THE WHOLE: STRATEGIC PLANNING

Under the leadership of Chair Robert F. Hatcher, the Strategic Planning Committee, meeting as a Committee of the Whole, heard two presentations on Goal Three of the Strategic Plan, which focuses on research and economic development. The Associate Vice Chancellor for Planning and Implementation, Shelley C. Nickel, introduced the presenters.

Dr. David C. Lee, Vice President for Research at the University of Georgia, discussed the challenges faced in building and maintaining premier research programs at the state universities and provided examples of collaborative research within the University System. Dr. Lee stated that reaching and maintaining the top-tier research universities that Georgia deserves, requires a commitment to:

- Recruit, support and retain the best possible faculty
- Provide faculty salaries comparable to peers institutions
- Develop and maintain high quality graduate programs
- Provide the best possible facilities and infrastructure
- Support this activity as part of the tripartite mission

In closing he emphasized that “research is not a dispensable activity at Georgia’s research universities; it is vital to their future and the future of the State of Georgia.”

The Interim Assistant Vice Chancellor for the Office of Economic Development, Terry Durden, gave an update on the activities of the Intellectual Capital Partnership Program (“ICAPP®”), particularly as they pertain to the strategic objective of increasing the System’s participation in economic development. ICAPP® connects the intellectual resources of Georgia’s 35 public college and universities to the state’s business community in innovative ways to address areas of critical workforce shortage, such as nursing. In recounting the history and current accomplishments of the ICAPP® program, Ms. Durden also acknowledged the individual benefits of the programs and introduced Tony Gerena, one of the first ICAPP® students who was a part of the Columbus State

and Total System Services, Inc. (“TSYS”) ICAPP® project, to tell his story. Mr. Gerena’s experience is just one example of how ICAPP® helps academic programs innovate and accelerate to grow jobs in Georgia.

COMMITTEE REPORTS

EXECUTIVE AND COMPENSATION COMMITTEE

The Executive and Compensation Committee met on Tuesday, February 10, 2009, at approximately 9:30 a.m. in room 7019. Committee members in attendance were Chair Richard L. Tucker, Vice Chair Robert F. Hatcher, and Regents W. Mansfield Jennings, Jr., Donald M. Leebern, Jr., Elridge McMillan, and Allan Vigil. University System of Georgia staff members who were also present included Chancellor Erroll B. Davis, Jr., the Vice Chancellor for Legal Affairs & Secretary to the Board, J. Burns Newsome, the Chief Operating Officer, Robert E. Watts, the Senior Vice Chancellor for External Affairs, Thomas E. Daniel, and the Chief Academic Officer & Executive Vice Chancellor, Susan Herbst. Chair Tucker reported to the Board that the Committee reviewed several items in executive session and open session none of which required action.

1. Information Item: Presidential Search Update

The Chief Academic Officer & Executive Vice Chancellor, Susan Herbst, briefed the Committee on presidential searches currently in progress.

2. Executive Session: Personnel Matters

At approximately 9:36 a.m. on Tuesday, February 10, 2009, Chair Richard L. Tucker called for an executive session for the purpose of discussing personnel matters. With motion properly made and seconded, the Regents who were present voted unanimously to go into executive session. Those Regents are as listed above. The Chancellor and members of his senior staff also were present. In accordance with H.B. 278, Section 3 (amending O.C.G.A. 50-14-4), an affidavit regarding this executive session is on file in the Office of the Secretary to the Board.

Chair Tucker reconvened the committee in its regular session at approximately 9:45 a.m. and announced that no actions were taken during executive session.

3. Future Issues

The Committee discussed future issues that may be brought to the full board at an upcoming meeting.

The committee meeting adjourned at approximately 9:50 a.m.

COMMITTEE ON ACADEMIC AFFAIRS

The Committee on Academic Affairs met on Tuesday, February 10, 2009, at approximately 10:10 a.m. in room 5158. Committee members in attendance were Chair James A. Bishop, Vice Chair Kessel D. Stelling, Jr., and Regents Kenneth R. Bernard, Jr., Hugh A. Carter, Jr., W. Mansfield Jennings, Jr., Elridge W. McMillan, Doreen Stiles Poitevint, and Wanda Yancey Rodwell. Also in attendance were the Vice Chair of the Board, Regent Robert F. Hatcher, Chief Academic Officer & Executive Vice Chancellor, Susan Herbst, and other System Office staff. Representatives from System institutions were also present. Chair Bishop reported to the Board that the Committee had reviewed 19 items, 16 of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

COMMITTEE ON ACADEMIC AFFAIRS

1. Exceptions to *The Policy Manual*, Section 305, Grading System

Approved: The Board revised and enabled specific exceptions to Section 305, Grading System, of *The Policy Manual* for the University of Georgia and Georgia State University, effective February 11, 2009.

Background and Rationale: Board Policy 305 specifies the grades that may be used in University System of Georgia institutions. Having grades with the same meaning across the System (where a “B,” for example, is translated to a 3.0) ensures that comparable standards are in place for transfer and for other policies that require a minimum GPA, such as HOPE. However, the policy does not allow for plus/minus grading, a common practice across the U.S.

In February 2006, the Board of Regents reviewed an information item on plus/minus grading. The Board allowed for selected institutions to use a plus/minus grading scale in a three-year pilot, and this constituted a temporary exemption to Board Policy 305. The institutions to be included in the pilot were to be approved by then Senior Vice Chancellor Daniel S. Papp, and he allowed the University of Georgia and Georgia State University to participate in the pilot program. The pilot was to be effective in Summer 2006, and it was to be reviewed three years later.

Both institutions have now completed a study of the effects of plus/minus grading on transferability and on HOPE retention. The new grading system had no impact on grades. The University of Georgia, for example, used Fall 2005 grades as the standard and compared the grades using the plus/minus scale in Fall 2007. The difference was only 0.002 of a grade point overall. The additional information in the grades provided by the plusses and minuses does help, though, to differentiate among outstanding students who want to apply to graduate, professional, and medical schools, especially those graduate programs in other states where plus/minus grading is more common.

The institutions found that there was no negative effect across all students in retaining HOPE or in assessing transfer admissions. They will continue to use the sending institution’s grading scale in determining the GPA needed for transfer admission. Although the use of plus/minus grades could affect HOPE retention for individual students, the overall HOPE retention rate would remain

unchanged if plus/minus grades were used in the calculation of the HOPE GPA. If plus/minus grades were used, some students would keep HOPE who would have lost it in the past, by gaining extra quality points for a B+ that would offset a C+ on another course; other students with B- grades could lose HOPE.

For these reasons, plus/minus grades may not be used in the calculation of the HOPE GPA. This caveat ensures that Board policy meets the requirements of HOPE legislation administered by the Georgia Student Finance Commission. Because this is a national standard of good grading practice, it is recommended that Policy 305 be amended to allow the University of Georgia and Georgia State University to use plus/minus grades. If other universities request to use plus/minus grades in the future, those requests would be brought before the Board for approval.

Please note that any strikethrough text represents a deletion from the current version, and the bold, highlighted text represents an addition.

Revised Policy Language

All institutions of the University System of Georgia except the University of Georgia and Georgia State University shall be on a 4.00 grade point average system, calculated to and truncated at two significant digits, with numerical equivalencies as follows for the calculation of the Grade Point Average:

Grade	Grade Point Average
A	Excellent (4.00)
B	Good (3.00)
C	Satisfactory (2.00)
D	Passing (1.00)
F	Failure (0.00)
WF	Withdrew failing (0.00)

The University of Georgia and Georgia State University shall be on the following grade point average system, calculated to and truncated at two significant digits, with the following numeric equivalents.

A	4.00
A-	3.70
B+	3.30
B	3.00
B-	2.70
C+	2.30
C	2.00
C-	1.70
D	1.00
F	0.00

In addition, Georgia State University will be allowed to use an A+ designation, with the equivalent numerical value of a 4.30. The University of Georgia and Georgia State University shall not use plus/minus grades in the calculation of the HOPE Scholarship grade point average.

For all institutions, the following symbols are approved for use in the cases indicated, but will not be included in the determination of the grade point average.

"I" This symbol indicates that a student was doing satisfactory work but, for non-academic reasons beyond his/her control, was unable to meet the full requirements of the course. The requirements for removal of an **"I"** are left to the respective institutions; however, if an **"I"** is not satisfactorily removed after three academic terms of residence, the symbol **"I"** will be changed to the grade **"F"** by the appropriate official.

"IP" and **"CP"** These symbols indicate that credit has not been given in courses that require a continuation of work beyond the term for which the student signed up for the course. The use of these symbols is approved for dissertation and thesis hours and project courses. With the exception of Learning Support or Developmental Studies courses, and Regents' Test remediation courses, these symbols cannot be used for other courses. These symbols cannot be substituted for an **"I"** (BR Minutes, 1988-89, pp. 77-78; 1990-91, p. 61).

"W" This symbol indicates that a student was permitted to withdraw without penalty. Withdrawals without penalty will not be permitted after the mid-point of the total grading period (including final examinations) except in cases of hardship as determined by the appropriate official of the respective institution.

"WM" This symbol indicates a student was permitted to withdraw under the Board of Regents policy for military service refunds ([704.0501](#)) The use of this symbol indicates that this student was permitted to withdraw without penalty at any time during the term (BR Minutes, October 2001).

"S" This symbol indicates that credit has been given for completion of degree requirements other than academic course work. The use of this symbol is approved for dissertation and thesis hours, student teaching, clinical practicum, internship, and proficiency requirements in graduate programs. Exceptions to the use of this symbol for academic course work must be submitted to the University System chief academic officer for approval.

"U" This symbol indicates unsatisfactory performance in an attempt to complete degree requirements other than academic course work. The use of this symbol is approved for dissertation and thesis hours, student teaching, clinical practicum, internship, and proficiency requirements in graduate programs. Exceptions to the use of this symbol for academic course work must be submitted to the University System chief academic officer for approval.

"V" This symbol indicates that a student was given permission to audit this course. Students may not transfer from audit to credit status or vice versa. Students may register, however, on

a credit basis for a course that has previously been audited (BR Minutes, 1989- 90, p. 146).

"K" This symbol indicates that a student was given credit for the course via a credit by examination program approved by the respective institution's faculty. (CLEP, AP, Proficiency, etc.) **"K"** credit may be provided for a course the student has previously audited if the institutional procedures for credit by examination are followed (BR Minutes, 1989-90, p. 146).

Institutions are permitted to use other than the Uniform Grading System for the purpose of grading student progress in Learning Support or Developmental Studies (BR Minutes, 1974-75, pp. 109-11).

2. Establishment of a Doctor of Nursing Science, Kennesaw State University

Approved: The Board approved the request of President Daniel S. Papp that Kennesaw State University ("KSU") be authorized to establish a Doctor of Nursing Science, effective February 11, 2009.

Abstract: A Doctor of Nursing Science is an advanced-level professional degree. The institution has developed the program to meet the needs of nursing educators who have a strong focus on teaching. The program will be housed and supported by the WellStar College of Health and Human Services. Graduates of the proposed Doctor of Nursing Science program are expected to fill the role of academic nursing faculty to address local and state nursing faculty shortage issues. In addition, graduates will be prepared to take leadership and investigator roles within various healthcare delivery systems. The Doctor of Nursing Science program is the only such academic degree of its type in the state and is not duplicative of existing program offerings. Other doctoral programs in the disciplinary area include the following: Georgia Southern University's Doctor of Nursing Practice, the Medical College of Georgia's Doctor of Nursing Practice and Doctor of Philosophy with a major in Nursing, and Georgia State University's Doctor of Philosophy with a major in Nursing.

Objectives: Upon successful completion of the program, graduates will be able to: 1) synthesize knowledge of the theoretical foundations of nursing; 2) integrate acquired knowledge into a philosophical and intellectual frame of reference that can be applied to nursing education and practice-based solutions to health and health care problems; 3) advance the body of nursing knowledge by identifying gaps in the knowledge base of practice, conducting applied research and evaluation of nursing interventions and health care outcomes, and disseminating evidence-based solutions to problems within healthcare; 4) demonstrate leadership, analytical, and collaborative strategies in the development and implementation of population-based health care models and health care responses to health disparities; and 5) demonstrate leadership, analytical, and collaborative strategies in the development and implementation of innovative and outcome focused nursing curriculum models incorporating nursing, philosophy, and education theories to facilitate student learning and success.

Curriculum: The program will be open to both full-time and part-time students. In order to attract full-time students, the institution has committed to make at least three graduate assistantships

available to students entering the program. Additional funds to support full-time study will be sought from federal sources including the Health Resources and Services Administration (“HRSA”) and other agencies. The program will be offered using a variety of instructional formats in order to attract a large number of students.

Projected Enrollment: The institution anticipates enrollments of six to eight students initially with an increase toward ten or twelve students during the first three years of the program.

Funding: The program will be supported through the establishment of new courses. In order to launch the program effectively, at least three nursing faculty scholars with doctoral teaching experience will be needed along with an administrative coordinator for the nursing graduate program. The WellStar School of Nursing is moving into a new 200,000-square-foot health science building in August 2010. President Papp has provided reverification that funding for the program is available at the institution.

Assessment: The Office of Academic Affairs will work with the institution to measure the success and continued effectiveness of the proposed program. The program will be reviewed in concert with the institution’s programmatic schedule of comprehensive program reviews.

3. Establishment of a Specialist in Education in Coaching Pedagogy, Valdosta State University

Approved: The Board approved the request of President Patrick J. Schloss that Valdosta State University (“VSU”) be authorized to establish a Specialist in Education in Coaching Pedagogy, effective February 11, 2009.

Abstract: In 2000, it was estimated that there were 3.1 million coaches in American youth sports, with about a half million personnel employed in high schools. However, estimates indicate that less than 8% of high school coaches enter the field with any formal training. . The program will meet the career needs of coaches in the 41 counties of the VSU region. An objective of the proposed program is to stress a pupil-centered approach attuned to the broader educational mission of the public schools. The program will be housed within the Dewar College of Education’s Department of Kinesiology and Physical Education. The department is able to offer the proposed program using the expertise of faculty members with national and international experience in university level coaching education. Collaboration will occur with existing campus-based programs in exercise physiology and sports medicine. Students who complete the program will have sufficient educational preparation that leads to a Georgia Professional Standards Commission teaching certificate at the T6 level. Students will apply more advanced “how to coach” skills and strategies that directly affect their athlete/team and personal success in their educational workplace. The program involves some scholarly activity and conceptual work where the primary focus is current coaching practice and process.

Funding: The program will be supported through the establishment of new courses. President Schloss has provided reverification that funding for the program is available at the institution.

Assessment: The Office of Academic Affairs will work with the institution to measure the success and continued effectiveness of the proposed program. The program will be reviewed in concert with the institution's programmatic schedule of comprehensive program reviews.

4. Establishment of a Bachelor of Science in Chemistry, Dalton State College

Approved: The Board approved the request of President John O. Schwenn that Dalton State College ("DSC") be authorized to establish a Bachelor of Science in Chemistry, effective February 11, 2009.

Abstract: The Bachelor of Science in Chemistry program will meet growing occupational demands and training requirements within two distinct areas in the northwest Georgia region: science and health-related industries and science education. The program will prepare students interested in graduate study in chemistry and for professional school in health-related fields. Graduates will also have the option to take coursework that will lead to teacher certification in order to enable them to teach in secondary schools.

Funding: The program will be supported through the establishment of new courses. President Schwenn has provided reverification that funding for the program is available at the institution.

Assessment: The Office of Academic Affairs will work with the institution to measure the success and continued effectiveness of the proposed program. The program will be reviewed in concert with the institution's programmatic schedule of comprehensive program reviews.

5. Establishment of a Bachelor of Science in Criminal Justice, Dalton State College

Approved: The Board approved the request of President John O. Schwenn that Dalton State College ("DSC") be authorized to establish a Bachelor of Science in Criminal Justice, effective February 11, 2009.

Abstract: The Bachelor of Science in Criminal Justice program is geared toward students planning to work in law enforcement, corrections, probation and parole, as well as preparing students to attend law and graduate school. The purpose of the program is consistent with the mission of Dalton State College to offer targeted baccalaureate programs that prepare individuals to meet the workforce needs of the northwest Georgia area.

Funding: The program will be supported through the establishment of new courses. President Schwenn has provided reverification that funding for the program is available at the institution.

Assessment: The Office of Academic Affairs will work with the institution to measure the success and continued effectiveness of the proposed program. The program will be reviewed in concert with the institution's programmatic schedule of comprehensive program reviews.

6. Establishment of an Associate of Science Degree, Armstrong Atlantic State University

Approved: The Board approved the request of President Thomas Z. Jones that Armstrong Atlantic State University (“AASU”) be authorized to establish an Associate of Science degree, effective February 11, 2009.

Abstract: The Associate of Science degree is a two-year general purpose degree that includes the first two years of mathematics and science courses that form the foundational basis for science and engineering majors, and the core. The program is not new in the traditional sense, but one that has been further formalized with some enhancements. The program was developed to meet the needs of students who have been completing coursework equivalent to an Associate of Science degree prior to transfer into the Georgia Tech Regional Engineering Program (“GTREP”). With the success and expansion of local companies such as Gulfstream, the Georgia Ports Authority, and others, demand continues for students to attain a degree before transferring on to other programs.

Funding: The program will be supported through the reconfiguration of existing courses. President Jones has provided reverification that funding for the program is available at the institution.

Assessment: The Office of Academic Affairs will work with the institution to measure the success and continued effectiveness of the proposed program. The program will be reviewed in concert with the institution’s programmatic schedule of comprehensive program reviews.

7. **Establishment of the External, Online Delivery of the Associate of Science Degree, Atlanta Metropolitan College**

Approved: The Board approved the request of President Gary McGaha that Atlanta Metropolitan College (“AMC”) be authorized to offer its existing Associate of Science degree as an external program, effective February 11, 2009.

Abstract: AMC received Board approval for the external delivery of its existing Associate of Science degree. Housed within the Division of Business, Mathematics, Computer Science, and the Division of Social Science, the existing Associate of Science degree will be offered in an Internet-based format. The institution will offer courses in business and teacher education as part of the optional area under the Associate of Science degree in this format. Over the past three years, AMC has planned and developed faculty training, resources, infrastructure, and support systems to implement the online delivery of programs.

The primary audience for the online program is existing AMC students who have identified distance education for alternative course delivery options at their home institution. Another objective for the proposed online program is to expand AMC’s capacity to accommodate its steady increase in enrollment, FTE, and credit hour production. The increased societal need and demand for higher education at AMC is demonstrated by its cumulative 33% enrollment increase over the past two years. With the rapid enrollment increase, student demand for broader access through online course offerings has resulted in AMC reaching the maximum level (49%) the Southern Association of Colleges and Schools (“SACS”) allows within two semesters. With its main campus capacity of 1,910 students, AMC has exceeded its capacity by 14.4%. The offering of the Associate of Science as an external degree would provide AMC with the most cost-effective means of increasing its

capacity to address current student needs and demands.

8. Establishment of the External, Online Delivery of the Master of Education with a major in Educational Leadership, Georgia Southern University

Approved: The Board approved the request of President Bruce F. Grube that Georgia Southern University (“GSOU”) be authorized to offer its existing Master of Education with a major in Educational Leadership as an external program, effective February 11, 2009.

Abstract: Offering the Master of Education with a major in Educational Leadership as an external degree predominantly using distance education technologies meets the needs of students who seek the option of earning the degree online. Students may, but are not required, to use courses taught face-to-face. Admission to the program follows the same requirements as the administration of the on-campus degree. GSOU is committed to advancing the region through the benefits of higher education by fostering access to quality educational programs that meet the needs of the region’s population. Delivering the program online enables practicing professionals to further their education without the constraints of geographical location. The Master of Education program is an important avenue for practicing teachers who seek to move into administration.

9. Establishment of the External Delivery of the Master of Education with a major in Higher Education Administration, Georgia Southern University

Approved: The Board approved the request of President Bruce F. Grube that Georgia Southern University (“GSOU”) be authorized to offer its existing Master of Education with a major in Higher Education Administration as an external program, effective February 11, 2009.

Abstract: Offering the Master of Education with a major in Higher Education as an external degree using distance education technologies meets the needs of students who seek the option of earning the degree online. Students may, but are not required, to use courses taught face-to-face. Admission to the program follows the same requirements as the administration of the on-campus degree. GSOU is committed to advancing the region through the benefits of higher education by fostering access to quality educational programs that meet the needs of the region’s population. Delivering the program online enables practicing professionals to further their education without the constraints of geographical location. The Master of Education program is an important avenue for aspirant administrators to focus their administrative abilities on specific areas germane to a post-secondary institutional environment.

10. Termination of Specific Associate of Applied Science Programs, South Georgia College

Approved: The Board approved the request of President Virginia Carson that South Georgia College (“SGC”) be authorized to terminate specific Associate of Applied Science programs, effective February 11, 2009.

Abstract: SGC received approval to terminate specific Associate of Applied Science programs as a result of thorough program reviews revealing low enrollments over a period of several years. The

recommendations to terminate the programs came from both the South Georgia College Academic Council and the faculty:

Associate of Applied Science Programs

- Associate of Applied Science in Business with options in:
 - Accounting
 - General Business
 - Management
 - Business Office Technology (cooperative with East Central Technical College)
- Associate of Applied Science in Computer Information Systems
- Associate of Applied Science in Services with an option in Criminal Justice (cooperative degree with East Central Technical College)
- Associate of Applied Science in Services with an option in Early Childhood Care and Education (cooperative degree with East Central Technical College)
- Associate of Applied Science in Technology with an option in Computer Information Systems (cooperative degree with East Central Technical College)

Termination of the aforementioned programs will not have an adverse impact on faculty or students.

11. Establishment of the Gary K. Bertsch Director of the Center for International Trade and Security, University of Georgia

Approved: The Board approved the request of President Michael F. Adams that the University of Georgia (“UGA”) be authorized to establish the Gary K. Bertsch Director of the Center for International Trade and Security, effective February 11, 2009.

Abstract: UGA received approval to establish the Gary K. Bertsch Director of the Center for International Trade and Security. Funding for the position has been received and is on deposit with the University of Georgia Foundation, Inc. The Bertsch endowed position has been established through a gift of \$451,070 from Mrs. Jane S. Willson to honor the career accomplishments of Dr. Gary K. Bertsch, Professor Emeritus of International Affairs and founding director of the University’s Center for International Trade and Security. The holder of the position will be the Director of the Center for International Trade and Security and a tenured professor. For comparative purposes, the endowed position, although named to a directorship will function as well with the responsibilities required of a Distinguished Professorship. The funds on deposit not only meet but exceed the minima funding requirement as stipulated for the position of “Distinguished Professorship” at the research and regional university levels.

Biosketch of the Named Honoree: Gary K. Bertsch was appointed Assistant Professor of Political Science at the University of Georgia in 1969, progressed through the ranks to Professor of Political Science in 1978, and for his extraordinary contributions to the University of Georgia, was appointed University Professor in 1996. He was the founding Director of the Center for International Trade and Security in 1987, and served in that capacity until his retirement in December 2007. He served on the Board of Trustees of the UGA Foundation for twenty years and on the Board of Directors of the

UGA Research Foundation for ten years. Under his leadership, the Center for International Trade and Security, which has earned a world-wide reputation for its studies and training on policies for non-proliferation of weapons of mass destruction, received approximately \$20 million from foundations and government agencies in support of its research. He was designated Outstanding Honors Professor multiple times.

Biosketch of the Philanthropist: Jane Seddon Willson is the President and CEO of Sunnyland Farms, Inc. located in Albany, Georgia. She is past president of the Boys and Girls Clubs of Albany and served as leader and campaign chairman of the United Way in her community. She is a member of the University of Georgia Foundation Board of Trustees, a retired member of the Albany State University Foundation Board, the Albany Technical College Board, and the Darton College Foundation Board. She is a former president of both the Albany Museum of Art Board and the Albany Area Art Council, and is currently an active member of the Atlanta Opera Board. Mrs. Willson is a graduate of Wellesley College and has received an Honorary Doctor of Law degree from the University of Georgia. In 2000, Mrs. Willson founded the Center for International Trade and Security Endowment with a gift of \$1 million. In succeeding years, she has provided additional funding in support of a wide range of the Center's public service and research activities. In April 2008, she made another substantial gift of \$500,000 to honor Dr. Bertsch by naming the Center directorship. Beginning with the next incumbent, the director of the Center will be known as the Gary K. Bertsch Director of the Center for International Trade and Security.

12. Establishment of the Southeast Georgia Health System Distinguished Chair of Nursing and Health Sciences, College of Coastal Georgia

Approved: The Board approved the request of President Valerie A. Hepburn that the College of Coastal Georgia ("CCG") be authorized to establish the Southeast Georgia Health System Distinguished Chair of Nursing and Health Sciences, effective February 11, 2009.

Abstract: CCG received approval to establish the Southeast Georgia Health System Distinguished Chair of Nursing and Health Sciences. As of January 14, 2009, CCG had \$250,000 on deposit with the College of Coastal Georgia Foundation to establish the special, endowed faculty position. The institution has established a pledge campaign that is projected to reach \$1 million. The donor organization, Southeast Georgia Health System, has entered into an endowment agreement with CCG for a transfer of assets according to a schedule between years 2009 and 2012 with a payment each January of \$250,000. The next donor amount is scheduled for transfer on January 15, 2010. Because of the fund balance and agreed upon future philanthropic gifts, a waiver is requested to enable CCG to move forward with title of Distinguished Chair at the state college level at this time.

13. Named Faculty Positions

The administrative and academic appointments were reviewed and approved by the Chair of the Committee on Academic Affairs. The full list is on file in the Office of Faculty Affairs.

14. Resolution for the Alliance of Education Agency Heads and STEM in Georgia

Abstract: The Board approved a resolution for recommendation to the Alliance of Education Agency Heads concerning teacher training and certification and the various linkages to mathematics and science disciplines in the state of Georgia, effective February 11, 2009.

Background: Georgia faces critical needs in the area of STEM (i.e., science, technology, engineering, and technology) fields. There are multiple groups in the state exploring ways to address the issue. The resolution before you is an outgrowth of two focused study groups: The Joint Legislative Committee on Teacher Training and Certification (HR 1103 Study Committee, on which Chancellor Davis served) and the Math/Science Task Force empanelled by the Alliance of Education Agency Heads.

The purpose of the resolution is to encourage the legislature to act upon the recommendations of those groups as they relate to STEM education in Georgia.

Specific recommendations include:

- Affirmation of the Board’s commitment to meet 80% of the state’s need for teachers by year 2020 (“20,000 X 2020”); a key component includes meeting high need areas such as mathematics and science;
- Funding for differentiated pay as a tool to recruit and retain science and mathematics teachers;
- An increase in funding for the Georgia Virtual School, especially in high need STEM areas;
- Creation of “service cancelable loans” for candidates prepared through alternate routes (such as USG’s collaborative MATH/STEM program which was presented at a recent Board meeting); and
- A change in current rules and procedures for unused leadership degrees.

Staff support adoption of the resolution as written; however, an option exists to delete one or more specific recommendations.

The approved resolution reads as follows:

RESOLUTION
ALLIANCE OF EDUCATION AGENCY HEADS
Board of Regents, University System of Georgia

WHEREAS, today and in the future, Georgia needs a work force that has the Mathematics and Science skills that business and industry demand in the 21st century; and

WHEREAS, while progress is being made, Georgia students are still not competitive with the nation and the world in Mathematics and Science achievement; and

WHEREAS, Georgia has many excellent Mathematics and Science teachers, but still faces a critical shortage of highly-qualified, highly-effective educators in these crucial fields; and

WHEREAS, the Alliance of Education Agency Heads empanelled a Task Force (Alliance Task Force) to explore methods of recruiting and retaining more Mathematics and Science teachers and HR 1103 created a Joint Study Committee on Teacher Training and Certification (HR 1103 Study Committee) to look at the issues of educator quality and supply; and

WHEREAS, the Alliance Task Force and Study Committee brought forward several recommendations, some of which include support for the Board of Regents commitment to meet 80% of the state's need for teachers by year 2020 ("20,000 X 2020"); legislative action including funding for differentiated pay; an increase in funding for the Georgia Virtual School, especially in high need areas such as Mathematics and Science; the creation of "service cancelable loans" for candidates prepared through alternative teaching certification routes; and a change in current rules and procedures for unused leadership degrees;

NOW, THEREFORE BE IT RESOLVED THAT THE Board of Regents strongly encourage the state legislature to take action on the recommendations of the Alliance Task Force and the HR 1103 Study Committee and pass any and all legislation or budgetary items connected to those recommendations;

IN WITNESS WHEREOF, we have set our hands
and caused the University System of Georgia Seal to be
affixed this ____ day of _____, 2009.

15. Information Item: Students with Disabilities

The Chief of Staff, Dr. Melinda Spencer, led a discussion on Students with Disabilities with details provided by the Director of the Alternative Media Access Center, Mr. Christopher Lee.

16. Information Item: Income Received through Grants and Contracts by Institutions in the University System of Georgia for Research, Instruction, and Public Service for Fiscal Year 2008

Much of the financial support for the University System is derived from extramural sources. Each year the System Office collects data from university system institutions on income received through contracts and grants. Income is reported in three categories: research, instruction, and public service. The amount of income reported is for all grants received in fiscal year (“FY”) 2008, not just the amount expended during that period. The dollar amounts for contracts and grants received by the institutions in fiscal year 2008 are listed in Table 1. This table reports only external funding, which excludes funding from an institution’s own foundation. All tables, charts, and appendices are on file in the Office of Academic Affairs.

Total external support for these activities in all institutions in FY 2008 was \$906,534,509, an increase of \$65,914,281 or 7.8 percent above FY 2007.

17. Information Item: Intellectual Property Income Summary in the University System of Georgia for Fiscal Year 2008

Total income received from intellectual properties during fiscal year (“FY”) 2008 was \$21,831,205. This represents an increase of \$7,354,575, or 51 percent, over FY 2007. All tables, charts, and appendices are on file in the Office of Academic Affairs.

Note: The amount reported for FY 2004 was unusually large because of a one-time royalty buy-down of \$28 million for one technology at University of Georgia.

The committee meeting adjourned at approximately 10:56 a.m.

COMMITTEE ON FINANCE AND BUSINESS OPERATIONS

The Committee on Finance and Business Operations met on Tuesday, February 10, 2009, at approximately 10:07 a.m. in the Board Room. Committee members in attendance were Vice Chair William H. Cleveland, and Regents Felton Jenkins, Donald M. Leebern, Jr., William H. NeSmith, Jr., and Allan Vigil. The Chair of the Board, Richard L. Tucker, the Vice Chancellor for Fiscal Affairs & Board Treasurer, Usha Ramachandran, and the Chief Audit Officer & Associate Vice Chancellor for Internal Audit, Ronald B. Stark, were also in attendance. Vice Chair Cleveland reported to the Board that the Committee reviewed six items, two of which required action. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Revision of *The Policy Manual*, Section 704.041 Out-of-State Tuition Waivers

Approved: The Board approved a revision to *The Policy Manual*, Section 704.041, effective Summer Semester 2009.

Background: Under current Board policy dependent students of active military personnel who do not claim Georgia as their home of record cannot establish domicile in Georgia, and therefore are not eligible for in-state tuition.

In recent years the military has begun changing the permanent duty stations of its active members more frequently and time assigned to a duty station is shorter. This frequent movement of personnel has taxed military establishments where housing is limited or non-existent. It has also put a strain on the families. As a result, more and more soldiers are electing to leave their families behind as they move from duty station to duty station. And, in cases where housing for families is limited, the military is assigning families to bases nearby, which can mean across state lines.

The proposed revision to policy 704.041 Out-of-State Tuition Waivers extends the military waiver to military personnel, their spouses, and their dependent children if:

a) the military sponsor is reassigned outside Georgia, and the student remains continuously enrolled in an institution of the University System of Georgia, and the military sponsor remains on active military status;

b) the military sponsor is reassigned out-of-state and the spouse and dependent children remain in Georgia and the military sponsor remains on active military duty; or

c) active military personnel and their spouse and dependent children who are stationed in a state contiguous to the Georgia border and who live in Georgia.

Below is the revised policy, and the bold, highlighted texts represent additions.

<i>Current Policy</i>	<i>Revised Policy</i>
704.041 OUT-OF-STATE TUITION WAIVERS	704.041 OUT-OF-STATE TUITION WAIVERS
<p>A. Academic Common Market. Students selected to participate in a program offered through the Academic Common Market.</p> <p>B. International and Superior Out-of-State Students. International students and superior out-of-state students selected by the institutional president or an authorized representative, provided that the number of such waivers in effect does not exceed 2% of the equivalent full-time students enrolled at the institution in the fall term immediately preceding the term for which the out-of-state tuition is to be waived.</p> <p>C. University System Employees and</p>	<p>A. Academic Common Market. Students selected to participate in a program offered through the Academic Common Market.</p> <p>B. International and Superior Out-of-State Students. International students and superior out-of-state students selected by the institutional president or an authorized representative, provided that the number of such waivers in effect does not exceed 2% of the equivalent full-time students enrolled at the institution in the fall term immediately preceding the term for which the out-of-state tuition is to be waived.</p> <p>C. University System Employees and</p>

<p>Dependents. Full-time employees of the University System, their spouses, and their dependent children.</p> <p>D. Medical/Dental Students and Interns. Medical and dental residents and medical and dental interns at the Medical College of Georgia (BR Minutes, 1986-87, p. 340).</p> <p>E. Full-Time School Employees. Full-time employees in the public schools of Georgia or of the Department of Technical and Adult Education, their spouses, and their dependent children. Teachers employed full-time on military bases in Georgia shall also qualify for this waiver (BR Minutes, 1988-89, p. 43).</p> <p>F. Career Consular Officials. Career consular officers, their spouses, and their dependent children who are citizens of the foreign nation that their consular office represents and who are stationed and living in Georgia under orders of their respective governments.</p> <p>G. Military Personnel. Military personnel, their spouses, and their dependent children stationed in or assigned to Georgia and on active duty. The waiver can be retained by the military personnel, their spouses, and their dependent children if the military sponsor is reassigned outside of Georgia, as long as the student(s) remain(s) continuously enrolled and the military sponsor remains on active military status (BR Minutes, February 2004).</p> <p>H. Research University Graduate Students. Graduate students attending the University of Georgia, the Georgia Institute of Technology, Georgia State University, and the Medical College of</p>	<p>Dependents. Full-time employees of the University System, their spouses, and their dependent children.</p> <p>D. Medical/Dental Students and Interns. Medical and dental residents and medical and dental interns at the Medical College of Georgia (BR Minutes, 1986-87, p. 340).</p> <p>E. Full-Time School Employees. Full-time employees in the public schools of Georgia or of the Department of Technical and Adult Education, their spouses, and their dependent children. Teachers employed full-time on military bases in Georgia shall also qualify for this waiver (BR Minutes, 1988-89, p. 43).</p> <p>F. Career Consular Officials. Career consular officers, their spouses, and their dependent children who are citizens of the foreign nation that their consular office represents and who are stationed and living in Georgia under orders of their respective governments.</p> <p>G. Military Personnel. Military personnel, their spouses, and their dependent children stationed in or assigned to Georgia and on active duty. The waiver can be retained by the military personnel, their spouses, and their dependent children if</p> <p style="padding-left: 40px;">a) the military sponsor is reassigned outside of Georgia, and the student(s) remain(s) continuously enrolled and the military sponsor remains on active military status;</p> <p style="padding-left: 40px;">b) the military sponsor is reassigned out-of-state and the spouse and dependent children remain in Georgia and the sponsor remains on</p>
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Georgia, which shall be authorized to waive the out-of-state tuition differential for a limited number of graduate students each year, with the understanding that the number of students at each of these institutions to whom such waivers are granted, shall not exceed the number assigned below at any one point in time:

University of Georgia	80
Georgia Institute of Technology	60
Georgia State University	80
Medical College of Georgia	20

- I. Border County Residents. Residents of an out-of-state county bordering a Georgia county in which the reporting institution or a Board-approved external center of the University System is located.
- J. National Guard Members. Full-time members of the Georgia National Guard, their spouses, and their dependent children. (BR Minutes, April, 1998, pp. 16-17).
- K. Students enrolled in University System institutions as part of Competitive Economic Development Projects. Students who are certified by the Commissioner of the Georgia Department of Economic Development as being part of a competitive economic development project.
- L. Students in Georgia-Based Corporations. Students who are employees of Georgia-based corporations or organizations that have contracted with the Board of Regents through University System institutions to provide out-of-state tuition differential waivers.

active military duty; or

c) active military personnel and their spouse and dependent children who are stationed in a state contiguous to the Georgia border and who live in Georgia.

- H. Research University Graduate Students. Graduate students attending the University of Georgia, the Georgia Institute of Technology, Georgia State University, and the Medical College of Georgia, which shall be authorized to waive the out-of-state tuition differential for a limited number of graduate students each year, with the understanding that the number of students at each of these institutions to whom such waivers are granted, shall not exceed the number assigned below at any one point in time:

University of Georgia	80
Georgia Institute of Technology	60
Georgia State University	80
Medical College of Georgia	20

- I. Border County Residents. Residents of an out-of-state county bordering a Georgia county in which the reporting institution or a Board-approved external center of the University System is located.
- J. National Guard Members. Full-time members of the Georgia National Guard, their spouses, and their dependent children. (BR Minutes, April, 1998, pp. 16-17).
- K. Students enrolled in University System institutions as part of Competitive Economic Development Projects. Students who are certified by the

<p>M. Students in Pilot Programs. Students enrolled in special pilot programs approved by the Chancellor. The Chancellor shall evaluate institutional requests for such programs in light of good public policy and the best interests of students. If a pilot program is successful, the tuition program shall be presented to the Board for consideration.</p> <p>N. Students in ICAPP® Advantage programs. Any student participating in an ICAPP® Advantage program.</p> <p>O. Direct Exchange Program Students. Any international student who enrolls in a University System institution as a participant in a direct exchange program that provides reciprocal benefits to University System students.</p> <p>P. Economic Advantage. As of the first day of classes for the term, an economic advantage waiver may be granted to a dependent or independent student who can provide clear evidence that the student or the student's parent, spouse, or U.S. court-appointed guardian has relocated to the State of Georgia to accept full-time, self-sustaining employment and has established domicile in the State of Georgia. Relocation to the state must be for reasons other than enrolling in an institution of higher education. This waiver will expire 12 months from the date the waiver was granted.</p> <p>As of the first day of classes for the term, an economic advantage waiver may be granted to a student possessing a valid employment-related visa status who can provide clear evidence of having relocated to the State of Georgia to accept full-time, self-sustaining</p>	<p>Commissioner of the Georgia Department of Economic Development as being part of a competitive economic development project.</p> <p>L. Students in Georgia-Based Corporations. Students who are employees of Georgia-based corporations or organizations that have contracted with the Board of Regents through University System institutions to provide out-of-state tuition differential waivers.</p> <p>M. Students in Pilot Programs. Students enrolled in special pilot programs approved by the Chancellor. The Chancellor shall evaluate institutional requests for such programs in light of good public policy and the best interests of students. If a pilot program is successful, the tuition program shall be presented to the Board for consideration.</p> <p>N. Students in ICAPP® Advantage programs. Any student participating in an ICAPP® Advantage program.</p> <p>O. Direct Exchange Program Students. Any international student who enrolls in a University System institution as a participant in a direct exchange program that provides reciprocal benefits to University System students.</p> <p>P. Economic Advantage. As of the first day of classes for the term, an economic advantage waiver may be granted to a dependent or independent student who can provide clear evidence that the student or the student's parent, spouse, or U.S. court-appointed guardian has relocated to the State of Georgia to accept full-time, self-sustaining employment and has established domicile in the State of Georgia. Relocation to the state must be for</p>
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<p>employment. Relocation to the state must be for reasons other than enrolling in an institution of higher education. These individuals would be required to show clear evidence of having taken all legally permissible steps toward establishing legal permanent residence in the United States and the establishment of legal domicile in the State of Georgia. Students currently receiving a waiver who are dependents of a parent or spouse possessing a valid employment-sponsored visa may continue to receive the waiver as long as they can demonstrate continued efforts to pursue an adjustment of status to U.S. legal permanent resident (BR Minutes, June 2006).</p> <p>Q. Recently Separated Military Service Personnel. Members of a uniformed military service of the United States who, within 12 months of separation from such service, enroll in an academic program and demonstrate an intent to become a permanent resident of Georgia. This waiver may be granted for not more than one year (BR Minutes, June 2004).</p> <p>R. Nonresident Student. As of the first day of classes for the term, a nonresident student whose parent, spouse, or U.S. court-appointed legal guardian has maintained domicile in Georgia for at least 12 consecutive months so long as the student can provide clear evidence showing the relationship to the parent, spouse, or U.S. court-appointed legal guardian has existed for at least 12 consecutive months immediately preceding the first day of classes for the term.</p> <p>If the parent, spouse, or U.S. court-</p>	<p>reasons other than enrolling in an institution of higher education. This waiver will expire 12 months from the date the waiver was granted.</p> <p>As of the first day of classes for the term, an economic advantage waiver may be granted to a student possessing a valid employment-related visa status who can provide clear evidence of having relocated to the State of Georgia to accept full-time, self-sustaining employment. Relocation to the state must be for reasons other than enrolling in an institution of higher education. These individuals would be required to show clear evidence of having taken all legally permissible steps toward establishing legal permanent residence in the United States and the establishment of legal domicile in the State of Georgia. Students currently receiving a waiver who are dependents of a parent or spouse possessing a valid employment-sponsored visa may continue to receive the waiver as long as they can demonstrate continued efforts to pursue an adjustment of status to U.S. legal permanent resident (BR Minutes, June 2006).</p> <p>Q. Recently Separated Military Service Personnel. Members of a uniformed military service of the United States who, within 12 months of separation from such service, enroll in an academic program and demonstrate an intent to become a permanent resident of Georgia. This waiver may be granted for not more than one year (BR Minutes, June 2004).</p> <p>R. Nonresident Student. As of the first day of classes for the term, a nonresident</p>
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<p>appointed legal guardian of a continuously enrolled nonresident student establishes domicile in another state after having maintained domicile in the State of Georgia for the required period, the nonresident student may continue to receive this waiver as long as the student remains continuously enrolled in a public postsecondary educational institution in the state, regardless of the domicile of the parent or U.S. court-appointed legal guardian (BR Minutes, June 2006).</p>	<p>student whose parent, spouse, or U.S. court-appointed legal guardian has maintained domicile in Georgia for at least 12 consecutive months so long as the student can provide clear evidence showing the relationship to the parent, spouse, or U.S. court-appointed legal guardian has existed for at least 12 consecutive months immediately preceding the first day of classes for the term.</p> <p>If the parent, spouse, or U.S. court-appointed legal guardian of a continuously enrolled nonresident student establishes domicile in another state after having maintained domicile in the State of Georgia for the required period, the nonresident student may continue to receive this waiver as long as the student remains continuously enrolled in a public postsecondary educational institution in the state, regardless of the domicile of the parent or U.S. court-appointed legal guardian (BR Minutes, June 2006).</p>
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2. Approval of Professional Program Tuition for Doctor of Business Administration, Kennesaw State University

Approved: The Board approved the request of President Daniel S. Papp of Kennesaw State University (“KSU”) for a professional program tuition of \$24,000 per year (\$72,000 total for the three-year program) for the Doctor of Business Administration degree, effective Summer Semester 2009.

Background: The Board of Regents approved the establishment of the Doctorate of Business Administration degree program at Kennesaw State University in March 2008. This program is at the Coles College of Business and is a highly selective program designed to educate students for leadership positions in business, accounting, government, academics, and/or public service. The curriculum and associated scholarly tasks will engage doctoral candidates in collaborative learning experiences that bring scholars and students from diverse backgrounds together to identify and provide solutions to complex and challenging applied problems in business.

The Doctor of Business Administration program will provide concentrations in traditional business

areas such as accounting, marketing, and management and includes a concentration in entrepreneurship and family business.

Kennesaw State University now requests Board approval of the professional program tuition at the rate of \$24,000 per year (\$72,000 total for the three-year program). The tuition rate is comparable to other similar programs. All tuition funds collected will be applied directly towards the funding of the Doctor of Business Administration program.

3. Information Item: Second Quarter Revenues and Expenditures, Fiscal Year 2009

The Vice Chancellor for Fiscal Affairs, Usha Ramachandran, provided a report on the University System of Georgia's second quarter revenues and expenditures for fiscal year 2009.

4. Information Item: Update on Health Insurance Changes to Meet Budget Reduction

The Board has approved two changes to health insurance plan premiums to meet budget reductions: reducing the employer contribution rate for the PPO and HMO health insurance plans from 75% to 70% effective January 2009 and capping the employer contributions for the indemnity plan at the level of the PPO plan. The Vice Chancellor for Fiscal Affairs, Usha Ramachandran, provided an update on the number of employees that have changed plans during the two phases of open enrollment.

5. Information Item: Optional Retirement Plan Vendor Performance Report

The Vice Chancellor for Human Resources, Wayne Guthrie, presented a vendor performance report for the Optional Retirement Plan ("ORP"), which included fund performance, plan structure, participant service and future initiatives. The ORP Task Force will rebid the vendor contracts for Plan Year 2010, evaluate the mix and amount of funds offered and systematize the ongoing evaluation of vendors, fund managers and individual funds.

6. Information Item: Pooled Investment Program Performance (4th Quarter 2008)

The Vice Chancellor for Fiscal Affairs, Usha Ramachandran, provided an update on the performance of the Pooled Investment Program as of December 31, 2008 for the University System of Georgia.

The committee meeting adjourned at approximately 10:44 a.m.

COMMITTEE ON INFORMATION AND INSTRUCTIONAL TECHNOLOGY

The Committee on Information and Instructional Technology met on Tuesday, February 10, 2009, at approximately 11:05 a.m. in room 5158. Committee members in attendance were Chair Wanda Yancey Rodwell, Vice Chair Hugh A. Carter Jr., and Regents Kenneth R. Bernard, Jr., James A. Bishop, W. Mansfield Jennings, Jr., Elridge McMillan, Doreen Stiles Poitevint, and Kessel D. Stelling, Jr. The Vice Chair of the Board, Regent Robert F. Hatcher, was also in attendance. The following System Office Staff and campus representatives were also in attendance: the Vice Chancellor for Information and Instructional Technology and Chief Information Officer, Thomas L. Maier and the Chief Information Security Officer, Stan Gatewood. Chair Rodwell reported to the full Board that the Committee reviewed two items, one of which required action.

1. Information Security Program Development – Information Security Risk Management Policy

Approved: The Board approved an update to Section 712, adding a subsection 712.04 System Information Security Appropriate Use.

Section 712 of the Board of Regents Policy Manual states, “The Board of Regents recognizes that information created, collected, or distributed using technology by the University System Office and System institutions is a valuable asset and must be protected from unauthorized disclosure, modification, or destruction.” The Policy further states that, “the University System Office and all System institutions shall create and maintain an internal information security technology infrastructure consisting of an information security organization and program that ensures the confidentiality, availability, and integrity of all University System information assets.”

At the January 13, 2009 meeting of the Board, the System’s Chief Information Security Officer, Mr. Stanton Gatewood received approval for the addition to the Board Policy Manual of an Appropriate Use Policy. This is the first in a series of changes to Board policy that strengthens the USG’s position on Information Security. At this meeting, Mr. Gatewood asked for approval for the second policy change/addition of a Systemwide policy on Information Security Risk Management.

Proposed Policy Addition

712.04 Specific Policies and Standards

B. Information Security Risk Management

Risk management is the process of taking actions to avoid or reduce risk to acceptable levels. This process includes both the identification and assessment of risk through risk analysis and the initiation and monitoring of appropriate practices in response to that analysis through the institution's risk management program.

The University System Office (USO) and University System of Georgia (USG) Institutions must ensure the integrity of computerized information resources by protecting them from unauthorized access, modification, destruction, or disclosure and to ensure the physical security of these

resources. The USO and the USG Institutions shall also ensure that users, contractors, and third parties having access to institution computerized information resources are informed of and abide by this policy and the institution security plan, and are informed of applicable Federal Laws and State statutes related to computerized information resources.

Each USG Institution that employs information technology must establish risk management and disaster recovery planning processes for identifying, assessing, and responding to the risks associated with its information assets. The USG's information assets (its data processing capabilities, information technology infrastructure and data) are an essential resource and asset. For many institutions, program operations would effectively cease in the absence of key computer systems. In some cases, public health and safety would be immediately jeopardized by the failure or disruption of a system. Furthermore, the unauthorized modification, deletion, or disclosure of information included in institution files and databases can compromise the integrity of University System of Georgia's programs, violate individuals right to privacy, and constitute a criminal act.

Standard

The practice of information security risk management within the institution must be based upon the results of the institution's risk analysis process. Obtaining resources for risk management is subject to the same technical, programmatic, and budgetary justification and review processes required for any information technology program. The risk management practices implemented by the institution will vary depending upon the nature of the institution's information assets.

Among the practices that must be included in each institution's risk management program are:

- Categorize the information system (criticality/sensitivity)
- Select and tailor baseline (minimum) security controls
- Supplement the security controls based on risk assessment
- Document security controls in system security plan
- Implement the security controls in the information system
- Assess the security controls for effectiveness
- Authorize information system operation based on mission risk
- Monitor security controls on a continuous basis

It is then senior management's choice of one of the following activities pertaining to each of the identified risks:

- Mitigate the risk by implementing the recommended countermeasure
- Accept the risk
- Avoid the risk
- Pass-on the risk

2. New Strategic Directions for the Office of Information and Instructional Technology

The Office of Information and Instructional Technology (“OIIT”) continues to evolve to meet increasing demands for the use of technology to improve services and efficiencies of operations through the innovative use of existing and new technologies. An initial transformation of OIIT began last year with a reorganization developed to shift the focus of the organization from that of a technology provider to a service provider role.

Thomas L. Maier, Vice Chancellor for Information and Instructional Technology and Chief Information Officer, provided an overview to the Committee on changes that will continue the progress toward a new and greater service orientation role for OIIT; revised roles and responsibilities for OIIT and the business units it serves and a governance structure to help manage the impact of these new relationships. All of this will be incorporated into a process that will produce a revised information and instructional technology strategic plan that will come before the Committee later this year.

The committee meeting was adjourned at approximately 11:35 a.m.

MEDICAL EDUCATION EXPANSION COMMITTEE

The Medical Education Expansion Committee met on Tuesday, February 10, 2009, at approximately 8:05 a.m. in room 5158. Committee members in attendance were Chair James A. Bishop, and Regents Kenneth R. Bernard, Jr., Felton Jenkins, Donald M. Leebern, Jr., William H. NeSmith, Jr., and Kessel D. Stelling, Jr. Regent Richard L. Tucker, Chair of the Board and an *ex officio* member of the committee, also was present. Chancellor Erroll B. Davis, Jr., Presidents Michael Adams and Daniel Rahn, and members of the Chancellor’s and presidents’ senior staffs and others also were in attendance. Chair Bishop reported to the Board that the Committee reviewed several information items, none of which required action. The Committee’s discussions included the following:

1. Information Item: Summary of Progress to Date and Status of Preparation for LCME Site Visit

The President of the Medical College of Georgia (“MCG”), Dr. Daniel W. Rahn, the Dean of the School of Medicine at MCG, Dr. D. Douglas Miller, and the Senior Vice President for Academic Affairs and Provost of the University of Georgia (“UGA”), Dr. Arnett C. Mace, Jr., provided the committee with a progress report for the upcoming Liaison Committee on Medical Education (“LCME”) visit. The LCME will make its official site visit to the MCG/UGA Partnership Campus in Athens in April. The LCME is the organization responsible for the accreditation of medical schools in the US. The Partnership campus must receive approval from this organization before the MCG/UGA campus can begin recruiting medical students. Due to the excellent reviews received by MCG from the LCME’s most recent visit to Augusta, the site visit will be limited in scope. It will occur between April 19 and 21. MCG staff will provide the committee with information about ongoing preparation for this visit.

2. Information Item: Graduate Medical Education Expansion Programming

The President of the Medical College of Georgia (“MCG”), Dr. Daniel W. Rahn, briefed the committee on the Graduate Medical Education (“GME”) expansion program. GME refers to the training of medical residents that takes place immediately after graduation from medical school. While GME capacity in Georgia is critical in its own right, it is particularly important as the University System of Georgia (“USG”) engages in efforts to expand education capacity for medical students in Augusta, Athens and throughout the state. Because of the scale of expansion envisioned by the USG for medical education, USG GME capacity must also be increased; to insure that the increased number of medical students can receive quality education during their third and fourth years of medical school; and, to take advantage of the influence that GME programs have on future practice location of GME graduates and thereby maximize the return on investment for the state. Because of the critical need for enhanced GME capacity staff will discuss the need for the USG to develop a comprehensive strategy for expanding USG affiliated GME capacity.

3. Information Item: Update on Initial Facility and Navy School Property

Senior Vice President for Academic Affairs and Provost at the University of Georgia (“UGA”), Dr. Arnett C. Mace, Jr., and Mr. Timothy P. Burgess, Senior Vice President for Finance and Administration at University of Georgia, provided an update on the Navy School Property and initial facility for the Athens campus. The plans outlined for the development of the medical school campus in Athens call for acquisition and development of land in Athens as the permanent home for the MCG/UGA Partnership campus, and use of temporary facilities on the UGA campus. Ultimately, the intent is to acquire and develop the property currently used by the Navy School in Athens. This property will transfer to the state in 2011 for use as the grounds for the partnership campus. Once acquired by the state, it will require renovations for use as a medical school campus. Until the Navy school is ready for use, the work of the partnership campus will take place at property recently purchased by UGA and currently undergoing renovations. MCG and UGA staff will provide the committee with information on the current status of ongoing efforts involving property acquisitions and renovations.

4. Approval Item: Medical Education Expansion Communication Plan

Approved: The Board approved the Medical Education Expansion Communication Plan as presented by the Executive Director of the Center for Healthcare Workforce Planning and Analysis, Mr. Benjamin R. Robinson.

Background: This item was requested at the October meeting of the Medical Education Expansion Committee. This plan provides a framework for how the Board of Regents (“BOR”) and partner institutions involved with University System of Georgia medical education expansion will communicate with state leaders to ensure that those state leaders critical to the success of this initiative are properly informed of the intent of this expansion, how the BOR plans to conduct this expansion, the specific nature of the partnership between Medical College of Georgia and the University of Georgia and other critical concerns.

5. Approval Item: Memorandum of Understanding

Approved: The Board approved the Memorandum of Understanding between the Medical College of Georgia (“MCG”) and the University of Georgia (“UGA”), which outlines the working dynamics of the partnership that has been created to expand medical education capacity into the Athens area.

Background: This agreement is critical to the success of this initiative, both from an accreditation perspective and from a general operating perspective. With approval of this item by the Board of Regents, the presidents of MCG and UGA will sign this document to implement the principles contained within it.

6. Information Item: Update on Developments/Progress at Athens Campus

Walk-on: This item was added to the Committee’s agenda by a unanimous vote.

The Dean of the MCG/UGA Partnership Campus in Athens, Dr. Barbara Schuster, provided the committee with a report on recent progress and developments with the Partnership Campus in Athens.

The committee meeting adjourned at approximately 9:00 a.m.

COMMITTEE ON ORGANIZATION AND LAW

The Committee on Organization and Law met on Tuesday, February 10, 2009, at approximately 11:30 a.m. in room 5158. Committee members in attendance were Chair Kenneth R. Bernard, Jr., Vice-Chair Doreen Stiles Poitevint, and Regents James A. Bishop, Hugh A. Carter, Jr., W. Mansfield Jennings, Jr., Elridge W. McMillan, Wanda Yancey Rodwell, and Kessel Stelling, Jr. Chair Bernard reported to the Board that the Committee reviewed three items, two of which were discussed in executive session including four applications for review. In accordance with H.B. 278, Section 3 (amending O.C.G.A. § 50_14_4), an affidavit regarding this executive session is on file with the Chancellor’s Office. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Policy Manual Revision: Family and Medical Leave

Approved: The Board revised Policy 802.07.06 (“Family and Medical Leave”), in accordance with new guidelines set forth by the United States Department of Labor.

Background: The Family and Medical Leave Act was amended to provided additional clarification and extend leave protections to families of United States Armed Forces Members. These revisions require that the Board modify its current policy in order to comply with the new mandates which became effective January 16, 2009. The current policy and newly revised policy follow below. Please note that strikethrough text indicates deletions and bold/highlighted text denotes additions to the policy.

Current Policy

802.07.06 FAMILY AND MEDICAL LEAVE

In accordance with the federal Family and Medical Leave Act (FMLA) of 1993, an eligible employee may be entitled to up to 12 work weeks of leave during any 12-month period for one or more of the following reasons:

- A. the birth and care of a newborn child of the employee;
- B. the legal placement of a child with the employee for adoption or foster care;
- C. the care of an immediate family member (defined as the employee's spouse, child, or parent) with a serious health condition; or
- D. a serious health condition of the employee himself/herself, which renders the employee unable to perform the duties of his/her job.

To be eligible for FMLA leave, the employee must have worked for the University System of Georgia:

- A. for at least 12 months total; and
- B. for at least 1,250 hours during the 12-month period immediately preceding the commencement of such leave. (BR minutes, August 2004)

Revised Policy

802.07.06 FAMILY AND MEDICAL LEAVE

In accordance with the federal Family and Medical Leave Act (FMLA) of 1993, an eligible employee may be entitled to up to 12 work weeks of leave during any 12-month period for one or more of the following reasons **to be eligible for FMLA leave, the employee must have worked for the University System of Georgia:**

- A. for at least 12 months total; and**
- B. for at least 1, 250 hours during the 12-month period immediately preceding the commencement of such leave. (BR Minutes, August 2004)**

(Note: The language highlighted above reflects a transitional change only and has not been altered from the original policy)

The FMLA entitles an employee to up to 12 (twelve) work weeks of leave for one of the following conditions:

- 1. the birth and care of a newborn child of the employee;**
- 2. the legal placement of a child with the employee for adoption or foster care;**
- 3. the care of an immediate family member (defined as the employee's spouse, child, or parent) with a serious health condition; or**

4. a serious health condition of the employee himself/herself, which renders the employee unable to perform the duties of his/her job.

(Note: The language highlighted above reflects a technical change only. In the former policy, Items 1 through 4 were cited as A through D)

Section 585 of the National Defense Authorization Act (NDAA) amends FMLA to permit certain relatives of military personnel to take up to 26 work weeks of leave to care for a member of the Armed Forces in various situations. NDAA also permits an employee to take FMLA leave for a qualifying exigency arising out of the fact that an immediate family member, as defined by the FMLA, is on active duty in support of a contingency operation.”

2. Executive Session

At approximately 11:34 a.m. on Tuesday, February 10, 2009, Chair Kenneth R. Bernard, Jr. called for an executive session for the purpose of discussing personnel matters and academic records of students and litigation matters. With motion properly made and variously seconded, the committee members who were present voted unanimously to go into executive session. Those Regents were James A. Bishop, Elridge W. McMillan, Doreen Stiles Poitevint, Hugh A. Carter, Jr., Kessel Stelling, Jr., W. Mansfield Jennings, Jr., and Wanda Yancey Rodwell. Also in attendance were: the Vice Chancellor for Legal Affairs & Secretary to the Board, J. Burns Newsome, Assistant Vice Chancellor for Legal Affairs, Kimberly Ballard-Washington, Associate Vice Chancellor for Student Affairs, Tonya Lam, and Assistant Vice Chancellor for Faculty Affairs, Dr. Linda M. Noble.

Chair Bernard reconvened the committee meeting in its regular session at approximately 11:50 a.m. and announced that in addition to the staff update on current litigation matters the following items were discussed in executive session.

- a. In the matter of Mr. Howard Brooks, at Georgia Highlands College, concerning his termination, the application for review was denied.
- b. In the matter of file no. 2003, concerning the suspension of a student, the application for review was denied.
- c. In the matter of Mr. Jeffrey Hicks, at the University of Georgia, concerning his termination, the application for review was denied.
- d. In the matter of Ms. Veatrice Aggison, at the Georgia Institute of Technology, concerning the elimination of her position, the application for review was denied.

The committee meeting adjourned at approximately 11:52 a.m.

COMMITTEE ON REAL ESTATE AND FACILITIES

The Committee on Real Estate and Facilities met on Tuesday, February 10, 2009, at approximately 10:43 a.m. in the Board room. Committee members in attendance were Vice Chair William H. NeSmith, Jr., and Regents William H. Cleveland, Felton Jenkins, Donald M. Leebern, Jr., and Allan Vigil. Chair of the Board, Richard L. Tucker, Vice Chair of the Board, Robert F. Hatcher, and the Vice Chancellor for Facilities, Linda M. Daniels, System Office staff, and representatives from System institutions were also in attendance. Vice Chair NeSmith reported to the Board that the Committee reviewed 16 items, 14 of which required action. One item was withdrawn. With motion properly made, seconded, and unanimously adopted, the Board approved and authorized the following:

1. Appointment of Construction Management Firm, Project No. J-145, Academic Facility, Gainesville State College

Approved: The Board appointed the first-named construction management firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. J-145, New Academic Building, Gainesville State College

Project Description: This project was authorized by the Board in June 2008. In August 2008, the Board appointed a program management firm for this project. In October 2008, the Board appointed an architectural firm for this project. Gainesville State College intends to construct a 130,000-square-foot academic facility on their Gainesville campus.

The project will be funded from General Obligation Bonds.

Total Project Cost:	\$37,500,000
Construction Cost (Stated Cost Limitation)	\$27,000,000

Number of firms that applied for this commission: 34

Approved firms in rank order:

- 1) The Potts Company, Conyers, Georgia
- 2) Batson-Cook Company, West Point, Georgia
- 3) Juneau Construction Company, LLC, Atlanta, Georgia

2. Appointment of Construction Management Firm, Project No. GHEFA-85-0901, Student Wellness Center, Bainbridge College

Approved: The Board appointed the first-named construction management firm listed below for the

identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process for a construction management firm was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. GHEFA-85-0901, Student Wellness Center, Bainbridge College

Project Description: This project was authorized by the Board in November 2008. The 80,000-square-foot (“SF”) student center will include lounge, fitness, gymnasium, food court, game room, locker rooms, multi-purpose, offices, and support spaces. Also, a 10,000 SF student center addition to the academic facility in Blakely, Georgia.

The project will be funded by the Georgia Higher Education Facilities Authority (“GHEFA”).

Total Project Cost:	\$25,000,000
Construction Cost (Stated Cost Limitation)	\$19,500,000

Number of firms that applied for this commission: 23

Approved firms in rank order:

- 1) Allstate Construction, Inc., Tallahassee, Florida
- 2) Culpepper Construction Company, Inc., Tallahassee, Florida
- 3) R. J. Griffin & Company, Atlanta, Georgia

3. Appointment of Construction Management Firm, Project No. GHEFA-63-0901, Student Recreation Center, Columbus State University

Approved: The Board appointed the first-named construction management firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. GHEFA-63-0901, Student Recreation Center, Columbus State University

Project Description: This project was authorized by the Board in November 2008. The 98,000-square-foot student recreation center will include lounge, fitness, gymnasium, racquetball, swimming pool, climbing wall, locker rooms, game room, banquet hall, offices,

and support space.

The project will be funded by the Georgia Higher Education Facilities Authority (“GHEFA”).

Total Project Cost:	\$29,000,000
Construction Cost (Stated Cost Limitation)	\$23,500,000

Number of firms that applied for this commission: 26

Approved firms in rank order:

- 1) Brasfield & Gorrie General Contractors, Kennesaw, Georgia
- 2) Winter Construction, Atlanta, Georgia
- 3) The Whiting-Turner Contracting Company, Atlanta, Georgia
- 4) Turner Construction Company, Atlanta, Georgia

4. Appointment of Construction Management Firm, Project No. J-135, New Academic Building, North Metro Center, Georgia State University and Georgia Perimeter College

Approved: The Board appointed the first-named construction management firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. J-135, New Academic Building, North Metro Center, Alpharetta, Georgia State University and Georgia Perimeter College

Project Description: This project was authorized by the Board in October 2007. In August 2008, the Board appointed a program management firm for this project. This project will provide a new 53,000-square-foot academic building at the North Metro Center.

The project will be funded from General Obligation Bonds.

Total Project Cost:	\$12,800,000
Construction Cost (Stated Cost Limitation)	\$9,600,000

Number of firms that applied for this commission: 22

Approved firms in rank order:

- 1) New South Construction Company, Atlanta, Georgia
- 2) The Potts Company, Conyers, Georgia

3) Piedmont Construction Group, LLC, Macon, Georgia

5. **Appointment of Construction Management Firm, Project J-139, Nursing and Allied Health Science Building, Gordon College**

Modified: This item was modified prior to the Committee meeting to indicate the second-named firm as the recommended firm for this project.

Approved: The Board appointed the **first second**-named construction management firm listed below (**Piedmont Construction Group**) for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the **first second**-ranked firm, staff will then attempt to execute a contract with the **other remaining** listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. J-139, Nursing and Allied Health Science Building, Gordon College

Project Description: This project was authorized by the Board in August 2007. In August 2008, the Board appointed a program management firm for this project. In October 2008, the Board modified the budget and appointed an architectural firm for this project. Gordon College has a long standing mission (since 1972) of educating nurses to serve the growing statewide and national need for nurses. The proposed new nursing & allied health sciences building, approximately 50,000 square feet, will support the educational goals of the institution with efficient layout and state-of-the-art technology. The building will consist of nursing labs with nursing stations, clinical simulator labs, several nursing classrooms, psychology labs, testing and computer labs, medical technology classroom and lab, and administrative and faculty offices.

The project will be funded from General Obligation Bonds.

Total Project Cost:	\$14,800,000
Construction Cost (Stated Cost Limitation)	\$11,000,000

Number of firms that applied for this commission: 34

~~Recommended firms in rank order~~ Selection panel prioritization:

- 1) Chris R. Sheridan & Co., Macon, Georgia
- 2) **Piedmont Construction Group, LLC, Macon, Georgia**
- 3) Brasfield & Gorrie General Contractors, Kennesaw, Georgia
- 4) R.J. Griffin & Company, Atlanta, Georgia

Understanding: In accordance with the USG Building Project Procedure Chapter 3, Design Professional Selection, Contracts and Invoices, Appendix 3C item 4. The Vice Chancellor in consultation with the President of the Institution is recommending the second-ranked firm in

recognition of the selection of the first-ranked firm on a simultaneous appointment of construction management firm approval.

6. Appointment of Construction Management Firm, Project No. J-143, Health Sciences Building, College of Coastal Georgia

Approved: The Board appointed the first-named construction management firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. J-143, Health Sciences Building, College of Coastal Georgia

Project Description: This project was authorized and an architectural firm appointed by the Board in October 2008. This approximately 50,000-square-foot health sciences building will provide new space for labs, classrooms and offices for Registered Nursing and other Health Sciences programs.

The project will be funded from General Obligation Bonds.

Total Project Cost:	\$15,800,000
Construction Cost (Stated Cost Limitation)	\$11,825,000

Number of firms that applied for this commission: 28

Approved firms in rank order:

- 1) The Whiting-Turner Contracting Company, Atlanta, Georgia
- 2) R.J. Griffin & Company, Atlanta, Georgia
- 3) Ajax Building Corporation, Jacksonville, Florida

7. Appointment of Construction Management Firm, Project No. J-147, Teacher Education Building, Macon State College

Approved: The Board appointed the first-named construction management firm listed below for the identified project and authorized the execution of a contract with the identified firm. Should it not be possible to execute a contract with the top-ranked firm, staff will then attempt to execute a contract with the other listed firms in rank order.

Following public advertisement, a qualifications-based selection process was held in accordance with Board of Regents procedures. The following recommendation is made:

Project No. J-147, Teacher Education Building, Macon State College

Project Description: This project was authorized and an architectural firm appointed by the Board in October 2008. The approximately 150,000-square-foot teacher education building will include classrooms, instructional laboratories, a media resource center with production capabilities, an auditorium and offices for faculty and staff. Demolition of approximately 20,000 square feet of existing facilities is also anticipated.

The project will be funded by General Obligation Bonds.

Total Project Cost:	\$24,200,000
Construction Cost (Stated Cost Limitation)	\$18,040,000

Number of firms that applied for this commission: 24

Approved firms in rank order:

- 1) Chris R. Sheridan & Co., Macon, Georgia
- 2) Winter Construction, Atlanta, Georgia
- 3) Piedmont Construction Group, Macon, Georgia

8. Amendment to Lease Agreement, Forest Hills Golf Course, Augusta State University

Approved: The Board authorized the execution of an amendment to the lease agreement between the Board of Regents, Lessor, and the Augusta State University Athletic Association, Inc. (the "ASUAA"), Lessee, for approximately 183.82 acres of real property known as the Forest Hills Golf Course (the "Golf Course"), Augusta, for the period December 8, 2008 through June 30, 2012, for the use of ASUAA for athletic purposes in support of Augusta State University ("AUSU").

The terms of this amendment to the lease agreement are subject to review and legal approval of the Office of the Attorney General.

Understandings: The Board of Regents acquired 230.122 acres of real property in December 1978 from the United States of America, subject to certain restrictions on use for a thirty year period. At the time of the acquisition, the Board entered into a lease agreement with ASUAA for the Golf Course. In June 1985, the Board amended the term of this lease agreement to end in December 2008, to coincide with the expiration of the use restrictions.

The remaining portions of the 230.122 acres, contiguous to the Golf Course, is used by AUSU for academic and athletic purposes, and includes sports fields and the AUSU field house, where the AUSU Department of Health and Kinesiology is located.

9. Sub-Rental Agreements, Fraternity Housing, University of Georgia

Approved: The Board authorized the execution of a sub-rental agreement between the Board of Regents, Landlord, and The Housing Corporation of the Alpha Mu Chapter of Pi Kappa Alpha "AM

DAWG, Inc.”, Tenant, for a fraternity house consisting of 20 beds of student housing on approximately 0.37 acres of real property for the period commencing on the first day of the first month after the UGAREF Fraternity Row House 1, LLC (the “House 1, LLC”) obtains a certificate of occupancy, but not earlier than July 1, 2009, and ending the following June 30 at a rent not to exceed \$87,620 per year annualized with options to renew on a year to year basis for up to 29 consecutive one-year periods, followed by one 30 year option period, with rent increasing in the first option year by no more than 5%, and then in further option periods increasing by the average percentage increase in fees for that year of similar on-campus housing at UGA.

The Board authorized the execution of a sub-rental agreement between the Board of Regents, Landlord, and Tau Epsilon Phi Foundation, Inc., Tenant, for a fraternity house consisting of 20 beds of student housing on approximately 0.32 acres of real property for the period commencing on the first day of the first month after the UGAREF Fraternity Row House 2, LLC (the “House 2, LLC”) obtains a certificate of occupancy, but not earlier than July 1, 2009, and ending the following June 30 at a rent not to exceed \$87,620 per year annualized with options to renew on a year to year basis for up to 29 consecutive one-year periods, followed by one 30 year option period, with rent increasing in the first option year by no more than 5%, and then in further option periods increasing by the average percentage increase in fees for that year of similar on-campus housing at UGA.

The Board authorized the execution of a sub-rental agreement between the Board of Regents, Landlord, and Sigma Nu Fraternity Home Association, Inc., Tenant, for a fraternity house consisting of 20 beds of student housing on approximately 0.36 acres of real property for the period commencing on the first day of the first month after the UGAREF Fraternity Row House 3, LLC (the “House 3, LLC”) obtains a certificate of occupancy, but not earlier than July 1, 2009, and ending the following June 30 at a rent not to exceed \$125,840 per year annualized with options to renew on a year to year basis for up to 29 consecutive one-year periods followed by one 30 year option period, with rent increasing in the first option year by no more than 5%, and then in further option periods increasing by the average percentage increase in fees for that year of similar on-campus housing at UGA.

The Board authorized the execution of a sub-rental agreement between the Board of Regents, Landlord, and Phi Delta Theta Educational Foundation, Inc., Tenant, for a fraternity house consisting of 15 beds of student housing on approximately 0.2 acres of real property for the period commencing on the first day of the first month after the UGAREF Fraternity Row House 7, LLC (the “House 7, LLC”) obtains a certificate of occupancy, but not earlier than July 1, 2009, and ending the following June 30 at a rent not to exceed \$65,715 per year annualized with options to renew on a year to year basis for up to 29 consecutive one-year periods, followed by one 30 year option period, with rent increasing in the first option year by no more than 5%, and then in further option periods increasing by the average percentage increase in fees for that year of similar on-campus housing at UGA.

The terms of these agreements are subject to review and legal approval of the Office of the Attorney General.

Understandings: In October 2008, the Board authorized the execution of a ground lease to UGAREF Fraternity Row, LLC (“LLC”) of 5.28 acres of real property on River Road, Athens, on the campus

of the University of Georgia (“UGA”) for the purpose of providing student housing for fraternal organizations recognized by UGA.

In November 2008, the Board approved four sub-leases of portions of the ground leased premises to House 1, LLC (0.37 acres), House 2, LLC (0.32 acres), House 3, LLC (0.36 acres), and House 7, LLC (0.2 acres). In November 2008 the Board also authorized the execution of rental agreements between each House LLC and the Board of Regents. The Board was informed that further action may be required.

These sub-rental agreements will allow occupancy of these student housing facilities by four fraternal organizations recognized by UGA.

Further action by the Board may be required to effectuate transactions to allow development of additional student housing facilities for fraternal organizations recognized by UGA on other portions of the ground leased premises.

10. Ground Lease and Rental Agreement, Intramural Fields Parking Deck, University of Georgia

Approved: The Board declared an approximately 2.198 acre tract of unimproved real property located between intramural fields 6 & 7 on the campus of the University of Georgia (“UGA”), to be no longer advantageously useful to UGA or other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to UGAREF PAC Parking Deck, LLC (the “LLC”) for the purpose of providing a parking deck containing approximately 500 parking spaces and site amenities.

The Board authorized the execution of a ground lease, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 2.198 acres of real property on the campus of UGA for a period not to exceed 31 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all approximately 500 parking spaces and providing a construction period of not more than one year), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing a parking deck containing approximately 500 parking spaces and site amenities.

The Board authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above referenced parking deck and site amenities for the period commencing on the day the LLC obtains a certificate of occupancy but not earlier than July 1, 2009 and ending the following June 30 at a rent not to exceed \$875,000 per year annualized with options to renew on a year-to-year basis for up to 29 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the parking deck) at the same rent rate for each option period exercised.

The terms of these agreements are subject to review and legal approval of the Office of the Attorney General.

Understandings: In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented information on this parking deck.

The anticipated schedule is for the LLC to commence construction immediately. Construction is expected to be complete in August 2009 to allow occupancy during the Fall 2009 semester.

At the end of the term of the ground lease, the real property, all improvements, and any accumulated capital reserves will become the property of the Board of Regents.

11. Ground Lease and Rental Agreement, Performing Arts Center Parking Deck, University of Georgia

Approved: The Board declared an approximately 3.31 acre tract of unimproved real property located adjacent to the Performing Arts Center on the campus of the University of Georgia (“UGA”), to be no longer advantageously useful to UGA or other units of the University System of Georgia but only to the extent and for the purpose of allowing this real property to be ground leased to UGAREF PAC Parking Deck, LLC (the “LLC”) for the purpose of providing a parking deck containing approximately 464 parking spaces and site amenities.

The Board authorized the execution of a ground lease, including necessary access, use, and construction easements and encroachments, between the Board of Regents, Lessor, and the LLC, Lessee, for the above-referenced approximately 3.31 acres of real property on the campus of UGA for a period not to exceed 31 years (not to exceed 30 years from the date the LLC obtains a certificate of occupancy for all approximately 464 parking spaces and providing a construction period of not more than one year), with an option to renew for up to an additional five years should there be debt outstanding at the end of the original ground lease term, for the purpose of providing a parking deck containing approximately 464 parking spaces and site amenities.

The Board authorized the execution of a rental agreement between the LLC, Landlord, and the Board of Regents, Tenant, for the above referenced parking deck and site amenities for the period commencing on the day the LLC obtains a certificate of occupancy, but not earlier than July 1, 2009, and ending the following June 30 at a rent not to exceed \$900,000 per year annualized with options to renew on a year-to-year basis for up to 29 consecutive one-year periods (the total not to exceed 30 years from the date the LLC obtains a certificate of occupancy for the parking deck) at the same rent rate for each option period exercised.

The terms of these agreements are subject to review and legal approval of the Office of the Attorney General.

Understandings: In October 2008, the Vice Chancellor for Facilities, Linda M. Daniels, presented information on this parking deck.

The anticipated schedule is for the LLC to commence construction immediately. Construction is expected to be complete in November 2009 to allow occupancy during the Fall 2009 semester.

At the end of the term of the ground lease, the real property, all improvements, and any accumulated capital reserves will become the property of the Board of Regents.

12. Naming of the Shirley Clements Mewborn Field, Georgia Institute of Technology

Approved: The Board approved the naming of the women's softball complex at the Georgia Institute of Technology ("GIT") the "Shirley Clements Mewborn Field" in recognition of Ms. Shirley Clements Mewborn.

Understandings: Interim President Gary B. Schuster confirms that this naming conforms to the GIT naming guidelines and with the Board of Regents naming policy.

The women's softball complex, authorized by the Board in October 2007, is currently under construction.

Ms. Shirley Clements Mewborn was one of the two first women graduates from GIT. During her life she was devoted to GIT. She was President of the Georgia Tech Alumni Association (1990-1992), a member of the School of Electrical and Computer Engineering Advisory Board, Chair of the Georgia Tech Research Corporation and the Georgia Tech Advisory Board, and served as the first female trustee of the Georgia Tech Foundation.

Ms. Mewborn believed in supporting women students who followed her at GIT. She established scholarships for female GIT students through the Shirley Mewborn Perseverance Scholarship Fund and through the Francis and Shirley Mewborn Endowment Council Fund. Ms. Mewborn was inducted into the Georgia Tech Engineering Hall of Fame and was the recipient of the 1994 College of Engineering Distinguished Alumnus Award. She was awarded the Joseph Mayo Pettit Alumni Distinguished Service Award, the highest honor awarded by the Alumni Association. Ms. Mewborn was also named to the Georgia Tech Hall of Fame.

13. Naming of the Zelnak Center, Georgia Institute of Technology

Approved: The Board approved the naming of the Basketball Practice Facility at the Georgia Institute of Technology ("GIT") the "Zelnak Center" in recognition of Mr. Stephen P. Zelnak.

Understandings: Interim President Gary B. Schuster confirms that this naming conforms to the GIT naming guidelines and with the Board of Regents naming policy.

The basketball practice facility, authorized by the Board in August 2008, will break ground in March 2009.

Mr. Stephen P. Zelnak is an avid basketball fan, former competitive player, and is currently Chairman, President, and CEO of Martin Marietta Materials, Raleigh, North Carolina, the nation's second-largest producer of aggregates such as granite and sandstone for highway, infrastructure, commercial, and residential construction. Mr. Zelnak received his Industrial Management degree

from the Georgia Institute of Technology in 1969. Mr. Zelnak made the lead commitment of \$3.75 million to the basketball practice facility, which in turn triggered an additional \$1.25 million challenge toward the \$5.5 million construction cost.

A life member of the Alexander-Tharpe Fund, Mr. Zelnak has given generously to the Bobby Dodd Stadium expansion project and the Olympic Facilities Campaign. He is a current member of the Georgia Tech Advisory Board, the Georgia Tech Foundation, and the Campaign Steering Committee. In addition, Mr. Zelnak has served on the College of Management Dean's Advisory Board and the Alumni Association Board of Trustees. Mr. Zelnak has also made a commitment to establish the Stephen P. Zelnak Chair in the College of Management.

14. Executive Session: Acquisition of Real Property

At approximately 10:57 a.m. on Tuesday, February 10, 2009, Vice William H. NeSmith, Jr. called for an executive session for the purpose of discussing possible real property acquisitions. With motion properly made and variously seconded, the Regents who were present voted unanimously to go into executive session. Those Regents are as follows: Vice Chair William H. NeSmith, Jr., and Regents William H. Cleveland, Felton Jenkins, and Donald M. Leebern, Jr. Chair of the Board, Richard L. Tucker, and Vice Chair of the Board, Robert F. Hatcher, the Senior Vice Chancellor for External Affairs, Thomas E. Daniel, the Vice Chancellor for Facilities, Linda M. Daniels, the Director of Real Estate Services, Joseph J. Fucile, the Assistant Vice Chancellor for Legal Affairs, Daryl Griswold, the Associate Vice Chancellor, Development & Administration, Peter J. Hickey, the Executive Director of Real Estate ventures, Marty Nance, and the Chief Operating Officer, Robert E. Watts. Kennesaw State University Provost Lynn Black, Georgia Highlands College President, J. Randolph Pierce, and Chief Business Officer, Rob Whitaker, East Georgia College President John B. Black, and Vice President for Legal and External Affairs, Mary C. Smith, were also in attendance during a segment of the meeting. In accordance with H.B. 278, Section 3 (amending O.C.G.A. § 50-14-4), an affidavit regarding this executive session is on file with the Office of Legal Affairs.

At approximately 11:12 a.m., Vice Chair NeSmith reconvened the committee meeting in its regular session and announced that no action had been taken in executive session.

The Board voted and approved the acquisition of real property discussed in executive session.

15. Information Item: Public-Private Ventures Update

The Vice Chancellor for Facilities, Linda M. Daniels, the Associate Vice Chancellor for Facilities, Peter Hickey, and the Executive Director of Real Estate Ventures, Marty Nance, will provide an update on the Board's Public-Private Venture ("PPV") program.

16. Information Item: Workshop on Public-Private Ventures

Withdrawn: This item was withdrawn from the Committee's agenda.

17. Naming of the General William James Livsey Drill Field, North Georgia College &

State University

Approved: The Board approved the naming of the military drill field at North Georgia College & State University (“NGCSU”) the “General William James Livsey Drill Field” in recognition of General William James Livsey.

Walk-on: This item was added to the Committee’s agenda by a unanimous vote.

Understandings: President David Potter confirms that this naming conforms to the NGCSU naming guidelines and with the Board of Regents naming policy.

The central focus of NGCSU’s campus is the historic military drill field, which is used on a daily basis by the cadets and military leaders alike.

General Livsey is a native of Clarkston, Georgia, and graduated from then North Georgia College in 1952. He was commissioned as a 2nd Lieutenant upon graduation and immediately served in combat as a platoon leader during the Korean War. He has held every level of command position from Platoon Leader to Commanding General of two field armies. He has had six overseas tours including three in Korea, one in Vietnam, and two in Europe. He has served his country proudly and is the only person to have graduated from NGCSU to have risen to the rank of a four-star general.

As an alumnus, General Livsey has been very active promoting NGCSU. He has addressed NGCSU cadets on leadership, and has been active within the NGCSU Foundation Board of Trustees—now as Trustee Emeritus. He is also a member of a special group of alumni from the 1950’s know as the Friends are Forever.

General Livsey’s awards and decorations include the Defense Distinguished Service Medal, Distinguished Service Medal (with Oak Leaf Cluster), Silver Star, Legion of Merit (with 3 Oak Leaf Clusters), Distinguished Flying Cross, Bronze Star Medal with “V” Device, Air Medals, Army Commendation Medal with “V” Device (with 2 Oak Clusters), Combat Infantryman Badge (2nd Award), Army Staff Identification Badge, and the Parachutist Badge.

General Livsey and his wife, the former Bena Sue Burns, currently reside in Fayetteville, Georgia. They have four sons.

The committee meeting adjourned at approximately 11:24 a.m.

UNFINISHED BUSINESS

There was none.

NEW BUSINESS

Chair Richard L. Tucker asked Chancellor Erroll B. Davis, Jr. to update the Board on the current discussion on the Technical College System of Georgia (“TCSG”) and the University System of

Georgia's two-year institutions. In a January 2009 meeting with Governor Sonny Perdue, Chancellor Davis, Chair Tucker, Chief Operating Officer Robert E. Watts, and leadership representatives from the TCSG, Governor Perdue asked for recommendations on the best way to provide access to two-year degree programs in communities that do not currently have an access institution. He also asked if there are efficiencies and synergies to be gained in the communities where there are dual institutions, such as in the Atlanta and Swainsboro areas. Chancellor Davis emphasized that the Governor stated he is not advocating for a community college system. He does, however, want to collect data on these two questions to inform possible future policy decisions. Since then, Mr. Watts has met with leadership at the TGSG to develop a work plan. They have identified four geographic areas without access institutions: Augusta, Savannah, Columbus, and LaGrange. They will now define the best ways to deliver two-year access in those areas.

Chancellor Davis stated that one barrier to developing synergies between institutions is the issue of articulation (credit transfer) agreements. Although it is being addressed by a committee working on Goal One of the Board's Strategic Plan, the USG currently does not have Systemwide articulation agreements. The System, therefore, is not yet in the position to address the issue externally.

Regent Bernard, while open to the researching synergies between the USG and TCSG stated that the Board should not, especially in these tough economic times, pose a legacy on the state of Georgia that has not been thought out for a reasonable period of time. He stated that the state and USG should do a better job supporting K-12 and work with K-12 to create opportunities for those students who excel. Chancellor Davis stated that Chair Tucker made the point in the meeting with the Governor that efficiency questions can be answered expediently but public policy issues need to be vetted. Chair Tucker added that he advised the Governor that the Board would fully cooperate and collaborate, but asked that all the facts be laid out before any decisions are made. The Governor was very clear that he is looking for efficiency and providing the best education possible for Georgia's students, which the USG is also committed to doing.

PETITIONS AND COMMUNICATIONS

Mr. Newsome also announced that the next regular meeting of the Board is scheduled for March 17-18, 2009, in Atlanta.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at approximately 2:48 p.m. on Tuesday, February 10, 2009.

s/

J. Burns Newsome
Secretary, Board of Regents

s/

Richard L. Tucker
Chair, Board of Regents
University System of Georgia