



University System of Maryland Board of Regents  
Meeting via Conference Call  
February 12, 2010

Minutes of the Public Session

- A. Call to Order: Chairman Kendall called the meeting of the University System of Maryland Board of Regents to order at 9:03 a.m. on Friday, February 12, 2010. Due to inclement weather, the meeting was held via conference call. Members of the press and public were provided with audio access to the meeting. Those in attendance were: Chairman Kendall; Regents Attman, Augustine, Elfreth, Florestano, Gooden, Gossett, Johnson, Kelly, McMillen, Nevins, Pettit, Shea, Slater, Young; Chancellor Kirwan, Vice Chancellors Goldstein, Raley, and Vivona; Associate Vice Chancellors Hogan and Moultrie; Assistant Attorney General Travieso; Presidents Aldridge, Avery, Bogomolny, Boesch, Burnim, Dudley-Eshbach, Eisenstein, Hrabowski, Mote, Ramsay, Caret, Thompson; USM council representatives; Ms. Doyle, Ms. Ryan, USM Staff.
- B. Committee of the Whole.
1. The minutes of the December 4 and December 22 meetings were approved. (Moved by Regent Attman, seconded by Regent Florestano, unanimously approved.)
  2. Chancellor's Report. Chancellor Kirwan reported that it was unfortunate that the BOR was not able to hear from Superintendent Nancy Grasmick due to the change in meeting format. He noted that she had planned to discuss the Race to the Top program being funded by the U.S. Department of Education which provides significant funding for the state to improve the quality of K-12 education, especially in low performing schools. He also reported that it was unfortunate that the significant snow storm prevented the BOR from an opportunity to visit the UB campus, remarking on the significant transformation of the campus.

The Chancellor further reported on the achievements, recognitions, national awards and other highlights at USM institutions and noted some important achievements in closing the achievement gaps. He also reported on campus efforts to provide assistance to Haiti.

Dr. Kirwan updated the regents on issues in the 2010 Legislative Session, including the Governor's FY 2011 budget proposal which includes funding to "buy down" a portion of the USM's proposed five percent (5%) tuition increase, resulting in a modest three percent (3%) tuition hike for in-state undergraduate students. He noted that this would be

the first USM tuition increase in five years. The Governor also proposed \$225.6 million in the Capital Improvement Program for the planning, construction, and modernization of academic facilities across USM. Regrettably, as in FY 2010, the FY 2011 budget for USM does not include salary increases for employees, funding for enrollment growth, or enhancements to important programs. He pointed out how stressful and challenging the last few years have been, noting that since FY 2009, USM returned \$261.4 million to the state. He thanked the USM community for working together to gain full funding of the USM's proposed FY 2011 budget.

3. Restructuring of UMBI – IMET Director Position Description. The regents were provided with a detailed description of the now position of Director of the Institute of Marine and Environmental Technology as an information item.
4. UMBI MOU for CARB. (Moved by Regent Gooden, seconded by Regent Gossett, unanimously approved.)

### C. Report of Councils

1. Council of University System Presidents. President Caret reported on CUSP activities at their meetings on December 7, 2009, January 5, 2010, and February 1, 2010. Issues discussed/reviewed include: 2010 Legislative Session issues – budgets, legislation, tuition and fee charges, BRAC needs in Aberdeen Proving Ground, Workgroups on Graduate Assistants and Adjunct Faculty, Admissions and Amusement Tax, faculty retirement issues, feedback on Dashboard Indicators, and a proposed change in AUTM reporting.
2. Council of University System Faculty. Dr. Stuart reported that CUSF is concerned about the MHEC decision on UMUC's online graduate program and passed a resolution that was directed to MHEC on the matter. CUSF has representatives on the new USM workgroup on adjunct faculty and graduate assistants. CUSF requested that they be involved in the update of the USM strategic plan. He also noted that CUSF is interested in meeting with representatives of AFT and AAUP.
3. Council of University System Staff. Mr. Brown reported on the activities of CUSS which included preparing for the annual "Visit Annapolis" day by reviewing the following issues: support for full funding of Governor's operating and capital budgets, tuition buy down, and HEIF legislation to create a tuition stabilization account. CUSS also discussed the update to the USM strategic plan.
4. University System of Maryland Student Council. Mr. Walker briefed the BOR on the activities of the USMSC which included recommendations to improve student financial literacy, participation in the update to the USM strategic plan, preserving quality, access and affordability by supporting the Governor's proposed FY 2011 budget, and a number of other legislative issues.

### D. Education Policy Committee. Regent Florestano provided the report of the Education Policy Committee.

1. Minutes from January 27, 2010. (Moved by Regent Florestano, seconded by Regent Shea; unanimously approved.)
2. New Academic Program Proposals (action)

- a. Towson University: Bachelor of Fine Arts (B.F.A.) and Modification of the B.S. in Art & Design. (Moved by Regent Florestano; seconded by Regent Nevins; unanimously approved.)
- b. University of Baltimore: Bachelor of Arts in Environmental Sustainability and Human Ecology. (Moved by Regent Florestano; seconded by Regent Shea; unanimously approved.)
- c. University of Baltimore: Bachelor of Arts in International Studies. (Moved by Regent Florestano, seconded by Regent Johnson; unanimously approved.)
- d. University of Maryland University College: B. S. in Cybersecurity. (Moved by Regent Florestano, seconded by Regent Shea; unanimously approved.)
- e. University of Maryland University College: B.A. in Graphic Communication. (Moved by Regent Florestano, seconded by Regent Slater; unanimously approved.)

E. Finance Committee. Regent Kelly provided the report of the Finance Committee.

1. Approval of meeting minutes from January 28, 2010. (Moved by Regent Nevins; seconded by Regent Gossett; unanimously approved.)
2. University System of Maryland: Auxiliary Facility and Tuition Revenue Bonds Thirty First Bond Resolution. (Moved by Regent Kelly, seconded by Regent Gossett, unanimously approved.)
3. University System of Maryland: Revision to VIII-10.20 Policy on the Capital Budget of the University System of Maryland and Rescission of VIII-8.10 Policy on a System Funded Loan Program. (Moved by Regent Kelly, seconded by Regent Nevins, unanimously approved.)
4. Biennial Exempt Market Salary Survey Report. (Moved by Regent Kelly, seconded by Regent Elfreth, unanimously approved.)
5. University of Maryland University College: Renovation of the Student and Faculty Service Center. (Moved by Regent Kelly, seconded by Regent Pettit, unanimously approved.)

F. Audit and Institutional Assessment Committee. Regent Shea provided the report of the Audit Committee. Regent Shea reported that the members of the Audit Committee were briefed by Mr. Travieso of the Office of the Attorney General on the impact of the Open Meetings Act on the work of the Committee. USM's Comptroller led a discussion on an Institutional Trend Analysis of USM's Financial Statements from FY 2003 – FY 2009. USM's Comptroller and Director of Internal Audit reported that financial dashboard indicators will be presented at the Committee's March meeting. USM's FY 2009 Audited Financial Statements, the Independent Auditor's Management Letter and Enrollment Reports were discussed. Finally, USM's Director of Internal Audit submitted a listing of Internal Audit Report Summaries previously distributed to the Audit Committee from February 2009 to November 2009 and provided an update of Internal Audit's CY 2010 Audit Plan.

G. Committee on Advancement. Regent Gossett provided the report of the Committee on Advancement, including a report on the USM federated campaign. The campaign has reached 80% of its \$1.7 million goal, and is still ahead of projections to complete the campaign on or ahead of schedule. UMBC has exceeded its goal. Salisbury has reached 90% of its goal, even after raising that target last year. College Park is now two-thirds of the way

toward its goal. Many others—Frostburg, UMUC, and University of Baltimore among them, are two-thirds of the way, or more, toward their goals.

- H. Economic Development & Commercialization Workgroup. Regent Attman reported that the workgroup proposed that USM report annual technology transfer data to AUTM (Association of University Technology Managers) as aggregate system wide data instead of separately by campus in order to make USM data more comparable to other leading universities. The workgroup supports conducting an inventory of technology transfer functions and resources within the USM. The workgroup discussed whether a consultant needs to be hired to assist in selecting models and identifying best practices. Finally, the workgroup recommended a number of strategies to be proactive in Montgomery County in the research and technology transfer.
- I. Effectiveness and Efficiency Workgroup. Regent Slater reported that the workgroup was briefed on the Towson University Trimester Pilot Program and the strategic plan update that is underway. The workgroup discussed the importance of aligning the next phase of E & E with the new strategic plan. The workgroup also discussed the review of Dashboard Indicators and agreed that the indicators would be revisited after the new strategic plan was completed. The workgroup asked staff to develop an incentive plan to encourage new E & E ideas, discussed briefly the idea of developing incentives to complete a community college associate degree before transferring to a USM institution, and a survey of the Administrative VPs for ideas to reduce state rules and regulations to enhance effectiveness and efficiency.
- J. Campus Safety, Security and Emergency Preparedness Workgroup. Regent McMillen reported that the workgroup discussed the issue of Enterprise Risk Management (ERM), noting the differences between the audit function and ERM. The workgroup agreed on the following recommendation for the BOR to consider:
  - 1. Enterprise Risk Management. *The BOR believes that an Enterprise Risk Management (ERM) approach may be a valuable management tool for the USM and directs the Chancellor to review this approach and bring back to the BOR suggestions about how to formalize an ERM approach for the BOR.* The BOR agreed with the recommendation.

The workgroup was briefed on the report on the Virginia Tech mass shootings, noting that the experiences at Virginia Tech will help guide the development of appropriate USM policies and procedures. The workgroup was provided with the results of a survey of USM institutions regarding referrals to behavioral assessment teams and levels of participation in emergency alert message systems. The workgroup recommended the following recommendation to the BOR:

- 2. Goal for enrollment in text messaging systems. *The BOR recommends that each institution enhance their efforts to enroll the campus community—faculty, staff, and students—in an emergency text messaging alert system and set a goal of 100% enrollment in such a system.* The BOR agreed with the recommendation.

The workgroup was provided with a draft BOR policy on USM police standards as required by Maryland statute and adopted the policy contingent on receiving an approval letter from the Secretary of State Policy and the Maryland Police Training Commission. The policy will be

taken to the BOR for approval as soon as an official letter is received. Finally, the workgroup was provided with a schedule of the follow up audits on emergency preparedness.

K. Reconvene to Executive Session Under State Government Article Section 10-508(a).

Chairman Kendall moved, Regent Nevins seconded, and it was unanimously approved to reconvene in Executive Session to:

- a. discuss other personnel matters that affect one or more specific individuals;
- b. protect the privacy or reputation of individuals with respect to a matter that is not related to public business;
- c. consider the acquisition of real property for a public purpose and matters directly related thereto;
- d. before a contract is awarded or bids are opened, discuss a matter directly related to a negotiation strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process;
- e. to consult with counsel to obtain legal advice on a legal matter; and
- f. administrative matters.

The meeting was adjourned at 11:06 a.m.

*Audio CDs of the meeting are on file in the Office of the Board of Regents.*