# UNIVERSITY OF MINNESOTA
## BOARD OF REGENTS

### Minutes of the Board of Regents Meetings and Committee Meetings

**December 13-14, 2007**

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A meeting of the Litigation Review Committee of the Board of Regents was held on Thursday, December 13, 2007 at 8:17 a.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center.

Regents present: Anthony Baraga, presiding; Steven Hunter and Patricia Simmons.

Staff present: President Robert Bruininks; Vice President Kathryn Brown; General Counsel Mark Rotenberg; and Executive Director Ann Cieslak.

Others present: William Donohue and Jennifer Frisch.

RESOLUTION TO CONDUCT NON-PUBLIC MEETING OF THE LITIGATION REVIEW COMMITTEE

A motion was made and seconded that the following resolution be approved:

WHEREAS, based on advice of the General Counsel, the Board of Regents Litigation Review Committee has balanced the purposes served by the Open Meeting Law and by the attorney-client privilege, and determined that there is a need for absolute confidentiality to discuss litigation strategy in particular matters involving the University of Minnesota;

NOW, THEREFORE, BE IT RESOLVED that in accordance with Minnesota State Statute Section 13D.01, Subd. 3; and 13D.05, Subd. 3(b), a non-public meeting of the Board of Regents Litigation Review Committee be held on Thursday, December 13, 2007 at approximately 8:15 a.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center, for the purpose of discussing attorney-client privileged matters including the following:

I. Regents of the University of Minnesota v. AGA Medical (patent litigation);
II. Regents of the University of Minnesota v. United States of America (IRS Regulations Regarding FICA);
III. Charles F. Gill v. Geoff Maciejewski, acting in his individual capacity as an officer of the University of Minnesota Police Department; and
The committee voted unanimously to approve the resolution. The public portion of the meeting adjourned at 8:18 a.m.

The non-public portion of the meeting adjourned at 9:03 a.m.

ANN D. CIESLAK
Executive Director and
Corporate Secretary
A meeting of the Educational Planning and Policy Committee of the Board of Regents was held on Thursday, December 13, 2007 at 9:30 a.m. in the West Committee Room, 600 McNamara Alumni Center.

Regents present:  David Larson, presiding; Anthony Baraga, Maureen Cisneros, Linda Cohen, Steven Hunter, and Patricia Simmons.

Staff present: Chancellors Jacqueline Johnson and Kathryn Martin; Senior Vice President & Provost Thomas Sullivan; Senior Vice President Robert Jones; Vice Presidents Kathryn Brown and R. Timothy Mulcahy; General Counsel Mark Rotenberg; and Executive Director Ann Cieslak.

Student Representatives present: Meghan Keil and Nathan Olson.

**BOARD OF REGENTS POLICY: INTELLECTUAL PROPERTY**

Senior Vice President & Provost Sullivan reminded the committee that proposed Board of Regents Policy: Intellectual Property was developed following an October 2006 Board work session during which there was a discussion of intellectual property protection and commercialization within the broader context of the University's mission. The proposed policy includes a new name, new definitions, a new principle acknowledging the academic value of commercialization, and new language to allow the University's use of intellectual property for humanitarian purposes. The new policy does not change the distribution of income from the commercialization of technology, but in response to comments during the committee’s review in November, the 'president or delegate' is now specifically identified as the party responsible for any future changes in the distribution of income.

A motion was made and seconded, and the committee voted unanimously to recommend adoption of Board of Regents Policy: Commercialization of Intellectual Property Rights.

**BOARD OF REGENTS POLICY: COPYRIGHT**

Regent Larson recalled that there had been an extensive discussion of this proposed new policy during the committee's review at its meeting in November. The proposed policy establishes ownership of copyrightable scholarly and creative works created at the University and is intended to promote the creation of such works. The
new policy also would supersede portions of Board of Regents Policy: Intellectual Property.

A motion was made and seconded, and the committee voted unanimously to recommend adoption of Board of Regents Policy: Copyright.

Regent Simmons requested that the administration return to the committee in one year to report on implementation of the policy and the alignment of related administrative procedures with the intent of the policy.

**UPDATE: UNDERGRADUATE INITIATIVES**

Craig Swan, vice provost for undergraduate education, led the discussion of undergraduate initiatives. He stated that over the last 10 years, the University has invested in undergraduate education to attract the best students, ensure affordable access, and support students in their transition from high school to college. By 2007, undergraduate applications for fall admission had nearly doubled and 44 percent of entering freshmen were in the top 10 percent of their high school graduating class. To maintain access to the University, 4,000 students on all campuses are now receiving assistance through the Founders Free Tuition Program and another 1,200 students have been awarded privately funded Promise of Tomorrow scholarships. In the summer of 2007 the Bridge to Academic Excellence, a new, yearlong transitional program, was launched to prepare recent high school graduates for the academic rigors of the University and give them the tools they need to succeed.

Swan identified technology-enhanced learning, the integrated first-year writing program, freshman seminars, the University Honors Program, Learning Abroad programs, and opportunities for undergraduate research as initiatives that together provide a distinctive experience for the University's undergraduates. Ongoing investments in timely and effective advising, expanded learning support services, and coordinated career services also have contributed to impressive gains in retention and four-year graduation rates, which have increased dramatically over the last ten years.

Swan also described the introduction this year of Graduation Planner, an especially helpful interactive planning tool that allows students to explore majors and minors, identify required courses, and develop a plan for graduating on time. To provide another perspective on this new technology, he introduced Douglas Ahlgren, a second year student in the College of Food, Agricultural and Natural Resource Sciences, who demonstrated how students use Graduation Planner.

In response to a number of questions from Regent Larson, Swan stated that the Twin Cities campus will be well positioned relative to peer institutions if it meets its scheduled four-year graduation rate goal of 60% in 2010-11. Once that goal is achieved, it would be appropriate to establish a new, higher goal that would be determined by a careful analysis of relevant information and an understanding of the strategies necessary to achieve it.

In response to a question from Regent Cohen, Swan explained that in spite of recent dramatic increases in freshman applications for admission, the University continues to rely on a holistic review of each applicant. Coordination of admissions system-wide also allows a student to be considered for admission to the University of Minnesota Duluth or the University of Minnesota Crookston if they are not accepted on
the Twin Cities campus. A holistic application review will be even more important if the number of Minnesota high school graduates declines as expected and the University must recruit top students from other states.

Sullivan added that over the last four budget years more than $70 million in strategic planning investments in student initiatives and programs to improve success have created a distinctive undergraduate experience that is giving the University a competitive edge.

CONSENT REPORT

A motion was made and seconded, and the committee unanimously recommended approval of the following academic program changes, as described in the docket materials:

I. New Academic Programs
   - Crookston Campus – Create B.S. degree in Organizational Psychology
   - Crookston Campus – Create Minor in Organizational Psychology
   - Graduate School – Create All-University Ph.D. degree in Integrated Biosciences
   - School of Dentistry (Twin Cities Campus) – Create Master of Dental Hygiene degree

II. Academic Program Changes
   - College of Design (Twin Cities Campus) – Change name of B.S. Architecture (B.S. Arch) degree to B.S. with a major in Architecture
   - College of Liberal Arts (Duluth Campus) – Discontinue Minor in Foreign Studies
   - Graduate School – Change name of M.S. degree in Integrated Biosciences to All-University M.S. degree in Integrated Biosciences

INFORMATION ITEMS

There were no information items this month.

ANN D. CIESLAK
Executive Director and
Corporate Secretary

93 Educational Planning & Policy Committee
December 13, 2007
A meeting of the Faculty, Staff & Student Affairs Committee of the Board of Regents was held on Thursday, December 13, 2007 at 9:30 a.m. in the East Committee Room, 600 McNamara Alumni Center.

Regents present: John Frobenius, presiding; Clyde Allen, Dallas Bohnsack, Venora Hung, Dean Johnson, and David Metzen.

Staff present: Chancellors Charles Casey and Stephen Lehmkuhle; Senior Vice President Frank Cerra; Vice President Carol Carrier; and Executive Director Ann Cieslak.

Student Representatives present: Adam Engleman and Ben McKibben.

**FUTURE HEALTHCARE TRENDS: IMPACT ON THE UNIVERSITY**

Regent Frobenius invited Vice President Carrier to present information on future healthcare trends, both locally and nationally. Carrier introduced panel members Senior Vice President Cerra; Dann Chapman, Director of Employee Benefits; Carolyn Pare, Chief Executive Officer, Buyers Health Care Action Group; Charles Fazio, Senior Vice President and Chief Medical Officer, Medica; and Marcus Thygeson, Vice President & Medical Director, Consumer Health Solutions, Health Partners. The panel presented critical factors and trends affecting health care, including:

- Changes to the healthcare marketplace, citing new federal and state initiatives that encourages value-driven care, employer/purchaser concerns regarding the cost of health care, payment system rewards and the consistency of quality care, enhanced consumerism, and delivery innovations for health care;
- The new role of employers as providers of health promotion and the development of benefit design that supports healthy behaviors; and
- Identifying pay-for-care as a community issue, assisting patients to identify the best providers, and the burden of over-utilization and mis-utilization on health plan cost structures.

Cerra observed that, because the University is self-insured, a somewhat different perspective on health care delivery and cost is important to consider. The University has a social contract with employees, and that partnership invites the employees to be involved in identifying the best benefits at a reasonable cost to the employee and the University. He added that University employees are further involved through their choice of providers and by taking responsibility to participate in wellness and disease prevention programs.
In response to questions from the committee, panelists recommended the University continue establishing an environment that encourages and supports employees who educate themselves on risk factors, disease, and wellness. Regent Frobenius urged the University to respond to the provider side of health care trends and issues, and to establish coordinated care through relationships with the Academic Health Center, University of Minnesota Physicians, and Fairview. Cerra responded that the University is aligned to respond to trends, and that metrics have been established to achieve a coordinated quality of care throughout the system within the next few years. He added that the University’s health care plan design will be closely reviewed during the next several months.

A copy of the presentation is on file in the Board Office.

**HEALTH OF UNIVERSITY STUDENTS**

Vice President Carrier invited Associate Vice Provost Gerald Rinehart and Ed Ehlinger, Director of Boynton Health Service, to present a report on system-wide student health, as included in the docket and associated materials distributed at the meeting on file in the Board Office. The comprehensive report used data from surveys distributed to students from all University of Minnesota campuses and nine other colleges and universities across the state. Ehlinger noted 41 percent of surveys distributed were completed and returned.

Rinehart commented that the report provides baseline data that will be used to evaluate future findings and is an important tool to open a dialog regarding student health across the state. The report focused on an array of statistics, including: 1) alcohol, tobacco and other drug use; 2) personal safety and financial health; 3) mental health; 4) sexual health; 5) nutrition and physical activity; and 6) health insurance and health care use.

Ehlinger presented the next steps that will be taken to address issues identified through the survey, including:

- Regular interaction and sharing of information with more than 70 colleges and universities across the state through the newly developed Healthy Campus Network;
- Collaboration of Student Health Advisory Committee activities on all of the University’s coordinate campuses;
- Student involvement in a Wellness Collaborative;
- Enhanced collaboration with public and community health care organizations to address the specific needs of college students; and
- Increasing community and legislative interest and knowledge on health issues facing college students.

In response to questions from the committee, Ehlinger noted that MnSCU asked to have the survey expanded to include some of their schools next year. He added that it will be important to include health issues related to student veterans in future years. In response to a question from Student Representative McKibben, Ehlinger attributed community tolerance for certain types of behaviors as contributing factors for specific health concerns identified on some campuses.
CONSENT REPORT

Vice President Carrier presented the Consent Report, as detailed in the docket materials, including the following:

- Appointment of Vice Provost & Dean of Undergraduate Education, Dr. Robert McMaster.

The committee voted unanimously to recommend approval of the consent report.

INFORMATION ITEMS

Vice President Carrier referred the committee to the Information Items contained in the docket materials.

The meeting adjourned at 11:41 a.m.

ANN D. CIESLAK
Executive Director and
Corporate Secretary
A meeting of the Facilities Committee of the Board of Regents was held on Thursday, December 13, 2007 at 2:30 p.m. in the West Committee Room, 600 McNamara Alumni Center.

Regents present: David Metzen, presiding; Anthony Baraga, Dallas Bohnsack, Maureen Cisneros, David Larson, and Patricia Simmons.

Staff present: Chancellors Charles Casey, Jacqueline Johnson, Stephen Lemkuhle, and Kathryn Martin; Vice Presidents Steven Cawley and Kathleen O’Brien; Executive Director Ann Cieslak; and Associate Vice President Michael Perkins.

Student Representatives present: Nathan Olson and Meghan Keil.

**SCHEMATIC PLANS**

**A. Civil Engineering Building, Duluth Campus**

A motion was made and seconded to recommend approval of the following action:

The schematic plans for the Civil Engineering Building, Duluth campus, are approved and the appropriate administrative officers are authorized to proceed with the award of contracts, the development of construction documents, and construction.

Chancellor Martin introduced John Rashid, Associate Director of Facilities Management on the Duluth campus, James Riehl, Dean of the College of Science and Engineering on the Duluth campus, and Carol Ross Barney, project architect, to present the plans for the proposed building. Ross Barney presented information on the location, design, and rationale for the project and Rashid explained the financing plan.

In response to a question from Regent Larson, Diehl reported that the civil engineering program will not duplicate the Twin Cities program because it will focus on the needs of Northeast Minnesota, particularly the mining industry. In response to a question from Regent Baraga, Diehl explained that the need for civil engineering graduates has intensified in recent years because of the growth of the environmental movement.

The committee voted unanimously to recommend approval of schematic plans for the Civil Engineering Building, Duluth campus.
UPDATE: TWIN CITIES CAMPUS MASTER PLAN

Vice President O'Brien informed the committee that the purpose of the presentation was to provide an update on the structure and process being utilized to update the Twin Cities Campus Master Plan. She introduced Orlyn Miller, Director of Campus Planning, to provide background information on the current master plan. Miller explained that a master plan is developed in order to establish a framework for the long-term future of a campus and that the current Twin Cities Campus Master Plan was approved by the Board of Regents in 1996.

Professor Judith Martin, Co-chair of the Master Plan Steering Committee, explained that the committee was charged with updating the plan by focusing on such things as growing the campus rather than building facilities, instilling the principles of sustainability, and optimizing the connection to the Mississippi River. She reported that work teams have been formed and are working on the plan update in the following areas:

- Campus enhancements;
- Natural features and open spaces;
- Movement and access;
- Community connections, collaborative ventures, and safety; and
- Design and preservation.

O'Brien reported that public open forums had been held on the east and west bank portions of the Minneapolis campus and the St. Paul campus during spring 2007. She explained that the steering committee will continue working throughout 2008 and that the Board will act on the update to the master plan in late 2008 or early 2009.

In response to a question from Regent Baraga, O'Brien confirmed that one of the work teams is focusing specifically on the impact of design decisions for the central corridor light rail line. In response to a question from Regent Simmons, O'Brien stated that the current plan is too general and that more detail is needed in the updated plan. Martin added that the steering committee is paying significant attention to the details of campus operations.

CONSENT REPORT

There were no Consent Report items this month.

INFORMATION ITEMS

There were no information items this month.

The meeting adjourned at 3:50 p.m.

ANN D. CIESLAK  
Executive Director and  
Corporate Secretary

Facilities Committee  
December 13, 2007
A meeting of the Finance and Operations Committee of the Board of Regents was held on Thursday, December 13, 2007 at 2:30 p.m. in the East Committee Room, 600 McNamara Alumni Center.

Regents present: Steven Hunter, presiding; Clyde Allen, Linda Cohen, John Frobenius, Venora Hung, and Dean Johnson.

Staff present: Vice President Richard Pfutzenreuter; Executive Director Ann Cieslak; and Associate Vice Presidents Stuart Mason and Michael Volna.

Student Representatives present: Ben McKibben and Nathan Swanson.

ISSUES RELATED TO: ANNUAL FINANCIAL REPORT

Vice President Pfutzenreuter and Acting Controller Denise Seck presented information from the University of Minnesota Fiscal Year 2007 Annual Financial Report and highlighted the following:

- The University’s balance sheet continues to be strong;
- Revenues and expenses in 2007 resulted in an increase in net assets of $590 million;
- The University experienced favorable returns on investments during FY2007; and
- Future financial strength is dependent on new sources of revenue, cost containment, state support, and focusing the University’s financial resources on its core mission.

Seck noted that reports from component units (foundations, alumni associations, etc.) are included in the Annual Financial Report.

A copy of the report is on file in the Board office.

ISSUES RELATED TO: OVERVIEW OF INVESTED ASSETS

Regent Hunter invited Associate Vice President Mason to present an overview of invested assets, as detailed in the docket materials and associated materials distributed at the meeting on file in the Board Office. Mason reviewed the organizational structure, responsibilities, and operational guidelines of the Office of Asset Management (OAM).

Mason provided details on the two largest portfolios, the Consolidated Endowment Fund (CEF) and the Temporary Investment Pool. He discussed the University’s migration away from public entities to those with less liquidity. He noted
that investments in private capital earn a greater return with a higher volatility, whereas real assets resemble public equity returns, but with less volatility.

Mason announced that, as part of the Enterprise Financial System project, OAM will change its name to the Office of Investments and Banking, effective January 1, 2008.

In response to questions from the committee, Mason explained that in May 2005 the Board approved reducing the payout rate from 5.0 to 4.5 percent to achieve strategic positioning of the CEF over an extended period of time. He noted that the transition to the 4.5 percent payout has not been reached yet. Regent Frobenius expressed interest in revisiting the payout rate in light of current financial market conditions. In response to a suggestion from Regent Cohen, the committee requested discussion of the CEF payout rate at a future meeting.

**ISSUES RELATED TO: SIX-YEAR CAPITAL IMPROVEMENT PLAN/DEBT CAPACITY**

Vice President Pfutzenreuter reviewed issues related to the Six-Year Capital Improvement Plan and the University's debt capacity, as included in the docket and associated materials distributed at the meeting and on file in the Board Office. The Six-Year Capital Improvement Plan and the 2008 Legislative Bonding Bill establish the priorities and financial framework for the 2009 through 2013 capital budget. Pfutzenreuter stated that the University will be greatly affected if the State of Minnesota reduces or fails to increase the University's appropriation.

Pfutzenreuter reviewed the determinants of the University's bond rating, the sources of Board-authorized outstanding debt through 2014, annual debt service through 2014, outstanding debt excluding state-supported stadium debt through 2014, and annual debt service excluding state-supported stadium debt through 2014.

Pfutzenreuter advised that projections of debt capacity are based on a number of debt service assumptions, including maintenance of the University's current Aa2 debt rating. On the basis of previous approvals, the University expects to issue $158.4 million in debt during FYs 2009-11. In 2011, total outstanding debt is projected to be $818.3 million with annual debt service of $82.1 million. He reported that standard debt service ratios, which measure the University's ability to retire debt with assets, are trending in the desired direction through 2014. He added that the use of standard measures does overstate the University's projected debt capacity because the University's assets must include foundation assets.

In response to questions from the committee, Pfutzenreuter explained the need for ten years of bridge financing in support of the stadium, but that the Department of Athletics will pay the interest on this debt.

**CONSENT REPORT**

Vice President Pfutzenreuter presented the Consent Report, as detailed in the docket materials, including the Purchase of Goods and Services over $250,000 to:
• Aeritae Consulting Group Ltd., to increase an existing contract from $246,000 to $382,000 to (a) complete work on a Business and IT Impact Analysis and Risk Assessment and (b) complete Disaster Recovery Plans for critical systems supported by Enterprise Applications Systems in the Office of Information Technology through June 30, 2008.

• Berean Group, CedarCrestone, Ciber, Iceberg Technology, Modis, Signature Consultants and others for $7 million for consultant services for the Enterprise Financial System project. The total request is now $22 million for the entire project through June 30, 2008.

• Dako Colorado, Inc. for $530,786.53 for a MoFlo XDP Fluorescence Activated Cell Sorter flow cytometer for the Lillehei Heart Institute.

• Enventis for an estimated $1,600,000 to provide Cisco network replacement hardware for both the University’s coordinate campus interfaces and for the Northern Lights GigaPop (a partnership between the University of Minnesota and the State of Minnesota providing connectivity to the larger network of carriers) for Networking and Telecommunications Services, a division of the Office of Information Technology.

• Fisher Scientific Company L.L.C. for an estimated $505,740 for Falcon Plastic Labware manufactured by BD Biosciences, to be stocked at the University Stores for use in University departments from January 1, 2008 through December 31, 2008.

• Fonsystems to add $362,000 to a contract to provide analog phones for the period of December 17, 2007 through September 27, 2009 for Networking and Telecommunications Services, a division of the Office of Information Technology.

• Arthur J. Gallagher Risk Management Services, Inc. for $100,000 to increase an existing contract for risk management and insurance advisory services for the period December 17, 2007 through June 30, 2008.

• Illumina Inc. for $263,000 for the Beadstation 500GX as needed for genotyping and gene expression analysis in plants, animals, and microbes for the Department of Agronomy and Plant Genetics.

• InfoEd for $248,000 for an Intellectual Property Management Software solution and $162,800 in system transition and installation cost for a total of $410,800. Annual maintenance fees will be $49,600. This contract will begin January 2008 and implementation will be completed within the calendar year.

• International Business Machines for $673,124 for Blue Gene/L System for the Hormel Institute.
• Ionicon Analytik for $250,000 for purchase of a Proton Transfer Reaction Mass Spectrometer for the Department of Soil, Water, and Climate.

• JEOL USA, Inc. for $380,000 for Scanning Electron Microscope model JSM-6490LV for the Department of Geological Sciences at the University of Minnesota Duluth.

• LaVision, Inc. for $297,364 for a Stereoscopic High Speed Particle Image Velocimetry system for the St. Anthony Falls Laboratory.

• Molecular Devices Corporation for $317,000 to purchase a Fluorescence Imaging Plate Reader needed for the High Throughput Core Screening Facility in the Institute for Therapeutics Discovery and Development in the College of Pharmacy.

• The Science Products Division of Corning Incorporated for an estimated $594,425 for Corning Plastic Labware, to be stocked at the University Stores for use in University departments from January 1, 2008 through December 31, 2008.

• Trapeze Networks, Inc. for an estimated $3,000,000 to provide wireless equipment, software, and maintenance that will be used to replace the current wireless network as well as installations in new buildings on the Twin Cities campus for Networking and Telecommunications Services, a division of the Office of Information Technology.

Approval of New Investment Managers

The Office of Asset Management (OAM) proposes engaging three new investment managers to invest target allocations in the Consolidated Endowment Fund (CEF). The proposed managers have been reviewed and are recommended by the Investment Advisory Committee. These managers have been recommended following a thorough due diligence process and review by OAM of the respective asset classes relative to current market conditions and the managers previously selected in these asset classes.

- **Fixed Income Portfolio: Private Debt**
  - ABRY Partners

- **Private Capital: Venture Capital**
  - CDH Ventures
  - Qiming Venture Partners

The committee voted unanimously to recommend approval of the Consent Report.

Information Items

Vice President Putfzenreuter referred committee members to the Information Items contained in the docket materials, including:
• Quarterly Purchasing Report;
• Quarterly Investment Advisory Committee Update;
• Quarterly Asset Management Report;
• Quarterly Debt Management Advisory Committee Update;
• Financial Oversight: Key Indicators; and
• University Bond Ratings.

The meeting adjourned at 3:43 p.m.

ANN D. CIESLAK
Executive Director and
Corporate Secretary
A work session of the Board of Regents was held on Thursday, December 13, 2007 at 1:15 p.m. in the East Committee Room, 600 McNamara Alumni Center.

Regents present: Patricia Simmons, presiding; Clyde Allen, Anthony Baraga, Dallas Bohnsack, Maureen Cisneros, Linda Cohen, John Frobenius, Venora Hung, Steven Hunter, Dean Johnson, David Larson, and David Metzen.

Staff present: President Robert Bruininks; Vice President Richard Pfutzenreuter; and Executive Director Ann Cieslak.

Regent Simmons explained that the work session would focus on funding the mission through state support and is part of a series of scheduled meetings for 2007-2008 to address the financial future of the University. President Bruininks began the presentation by stating that understanding the state budget outlook and trends in revenue is vitally important to understanding how the state will provide funding to the University in the near future.

State Economist Tom Stinson reported that the presentation would examine the most recent state budget forecast, Minnesota employment statistics, and long-term demographic trends for the state, as detailed in the materials distributed at the meeting. Stinson made the following points about the budget forecast:

- The state budget has changed from having a $294 million surplus at the end of the 2007 legislative session to a forecasted deficit of $373 million for FY 2008-09.
- FY2008-09 revenues are down $739 million while state spending has increased $66 million in year two of the biennial budget.
- A structural shortfall of $211 million is projected for FY2010-11.

Stinson explained that the national economic slowdown is primarily caused by the poor outlook for housing, credit markets, and energy prices. He reported that economic problems associated with the housing market have been more extreme in Minnesota and that this sector is not predicted to recover until spring 2009. Stinson provided the following statistics from the period of 2004 to 2006 to explain the downturn in the state economy:

- Total personal income grew by 4.2 percent, which ranked 48th in the country (national average – 5.7 percent);
- Personal income per capita grew by 3.5 percent, which ranked 47th (national average – 4.7 percent); and
- Gross state product grew by 2.1 percent, which ranked 37th (national average – 3.4 percent).
Stinson also reported that job growth in Minnesota has been well below the national average since 2005. He explained that this is a concern in the long term as well because from 2005 to 2015 the largest demographic growth in Minnesota will be in ages 55 to 69, thereby resulting in a dramatic drop in the size of the workforce.

Stinson explained that academic research is a key factor in long-term state economic growth and that Minnesota has dropped in recent years in national rankings of academic research and development. In response to a question from Bruininks, Stinson reported that Minnesota has seen slower growth in research and development funding from state, federal, and private sources in recent years.

In response to a question from Regent Johnson, Stinson explained that increasing income taxes and decreasing property taxes might not be beneficial to the state's budget because individuals might be inclined to leave the state. In response to a question from Regent Frobenius, Stinson reported that Minnesota has been hurt by a national economy focused on defense production, which is not a strong market in the state.

The work session adjourned at 2:15 p.m.

ANN D. CIESLAK
Executive Director and
Corporate Secretary
UNIVERSITY OF MINNESOTA

BOARD OF REGENTS

December 14, 2007

A meeting of the Board of Regents of the University of Minnesota was held on Friday, December 14, 2007, at 9:00 a.m. in the Boardroom, 600 McNamara Alumni Center.

Regents present: Patricia Simmons, presiding; Clyde Allen, Anthony Baraga, Dallas Bohnsack, Maureen Cisneros, Linda Cohen, John Frobenius, Venora Hung, Steven Hunter, Dean Johnson, David Larson, and David Metzen.

Staff Present: President Robert Bruininks; Chancellors Charles Casey, Jacqueline Johnson, and Stephen Lehmkuhle; Senior Vice President and Provost Thomas Sullivan; Senior Vice Presidents Frank Cerra and Robert Jones; Vice Presidents Kathryn Brown, Carol Carrier, Karen Himle, Timothy Mulcahy, Kathleen O’Brien, and Richard Pfitzenreuter; General Counsel Mark Rotenberg; Executive Director Ann Cieslak; and Associate Vice Presidents Gail Klatt and Michael Volna.

RECOGNITIONS

Recognition was given to Gunda Georg, McKnight Presidential Chair in Medicinal Chemistry; Robert Hecky, McKnight Presidential Professor in Biological Limnology; and David Wilkins, McKnight Presidential Professor in American Indian Studies.

APPROVAL OF MINUTES

A motion was made and seconded, and the Board of Regents voted unanimously to approve the minutes of the following meetings:

Audit Committee – November 8, 2007
Educational Planning & Policy Committee – November 8, 2007
Facilities Committee – November 8, 2007
Finance & Operations Committee – November 8, 2007
Board of Regents – November 9, 2007

REPORT OF THE PRESIDENT

President Bruininks reported that the past year has been one of considerable progress in a number of strategic areas. He reported on trends and goals in the number of students participating in an international experience and study abroad. He discussed the University’s continuing emphasis on “access to success,” (efforts to keep higher education affordable), scholarships, and the impact this financial support has had on student retention rates.
The President spoke about the University’s commitment to sustainability and how the institution is addressing energy consumption, environmental issues, climate change, pollution, food production, and stewardship of resources.

He noted the Nobel Prize award ceremony for Professor Leonid Hurwicz earlier in the week and also acknowledged the retirement of Vice Provost and Dean for Undergraduate Education Craig Swan.

REPORT OF THE CHAIR

Chair Simmons noted the passing of Regent Emeritus Thomas Reagan earlier in the month, and expressed appreciation to Regent Metzen, who represented the Board at the memorial ceremony.

Simmons noted that the next Board of Regents meetings are scheduled for February 7-8, 2008. On behalf of the Board, she extended best wishes for 2008 to the University community.

RECEIVE AND FILE REPORTS


CONSENT REPORT – AUDIT COMMITTEE

Associate Vice President Klatt presented the Consent Report as detailed in the docket materials, including the engagement of an audit firm with a value greater than $25,000 to:

- McGladrey & Pullen, Certified Public Accountants, by the University’s Office for Technology Commercialization, for agreed-upon procedures for the period April 1, 2002 through June 30, 2007. This contract is for a value not to exceed $43,500.

A motion was made and seconded, and the Board of Regents voted unanimously to approve the Consent Report.

GIFTS

Foundation President Gerald Fischer presented the list of gifts to the University of Minnesota, the University of Minnesota Foundation, the Arboretum Foundation, and the Minnesota Medical Foundation through October 31, 2007.

A motion was made, seconded, and the Board of Regents voted unanimously to approve the receipt of gifts as presented.
QUARTERLY SUMMARY OF EXPENDITURES

Chair Simmons presented the Quarterly Summary of Expenditures for the Office of the Board of Regents, the President’s Office, and Eastcliff Operations, for three months ending September 30, 2007.

A motion was made and seconded, and the Board of Regents voted unanimously to approve the Summary of Expenditures for the period ending September 30, 2007.

APPOINTMENTS: FAIRVIEW HEALTH SERVICES BOARD OF TRUSTEES

Regent Frobenius, Chair of the Nominating Committee for the Fairview Health System (FHS) Board of Trustees, presented the report of the committee and the following resolution for approval:

RESOLVED, that the following appointment to the Fairview Health Services Board of Trustees is hereby approved:

Roby Calvin Thompson, Jr., M.D.  Appointed for a three-year term expiring December 31, 2010

RESOLVED, that the following nominee is recommended to the Fairview Health Services Board for appointment:

Ann H. Hengel  Term expiring December 31, 2010

A motion was made and seconded, and the Board of Regents voted unanimously to approve the resolution.

AMENDMENT TO 2008 STATE CAPITAL REQUEST

President Bruininks presented a proposed amendment to remove $20 million from the University’s State Capital Request (Request) for 2008, which was identified for the Ambulatory Care Center infrastructure project. With the revision the Request totals $288 million consisting of $225.3 million from the State of Minnesota and $62.7 million in matching support from the University. The President explained that additional time is needed to address a number of the Ambulatory Center’s variables.

A motion was made and seconded, and the Board of Regents voted unanimously to approve the following resolution related to the 2008 State Capital Request:

WHEREAS, the University of Minnesota Board of Regents approved on October 12, 2007, a $308,000,00 state capital budget request to the State of Minnesota including a request for $20,000,000 for a project to support infrastructure relating to a new ambulatory care center; and

WHEREAS, the $20,000,000 original request was part of a larger effort to construct a new Ambulatory Care Center to replace existing, outmoded clinic facilities located on the Twin Cities Campus; and
WHEREAS, detailed project cost estimates and program planning for the new Ambulatory Care Center are actively underway and significant progress is being made with a goal of constructing this project late next year; and

WHEREAS, the creation of the new Ambulatory Care Center will entail the development and implementation of a complex operational, financial and legal partnership involving the University of Minnesota Physicians, Fairview Health System and the Academic Health Center; and

WHEREAS, the infrastructure associated with a new Ambulatory Care Center interfaces with the broader infrastructure of the Academic Health Center precinct and requires further evaluation and coordination to address technical and operational interdependencies; and

WHEREAS, numerous critical schedule, operational and financing variables associated with the Ambulatory Care Center resulted in a judgment that this complex project had the potential to distract from higher priority capital projects facing the University.

NOW, THEREFORE, BE IT RESOLVED that the Board of Regents approves a modification of the University’s 2008 State Capital Request to the State of Minnesota by the removal of the $20,000,000 Ambulatory Care Center infrastructure project resulting in a revised 2008 State Capital Request totaling $288,000,000 consisting of $225,300,000 from the State of Minnesota and $62,700,000 from the University of Minnesota.

BOARD OF REGENTS POLICY: MISSION STATEMENT

Chair Simmons presented proposed amendments to Board of Regents Policy: Mission Statement, as included in the docket materials. The proposed amendments are not substantive and are intended to update language and formatting to provide consistency with other Board policies.

Regent Larson noted that many effective mission statements are quite brief and suggested a more concise statement be considered.

The policy will return for action at the February 2008 Board of Regents meeting.

REPORT OF THE STUDENT REPRESENTATIVES TO THE BOARD OF REGENTS

Meghan Keil, Chair of the Student Representatives to the Board of Regents, presented their semi-annual report. The report reflected the student perspective on issues and concerns facing University students and identified issues explored by Student Representatives. The report addressed: sustainability; student assessment of faculty instruction; Twin Cities campus safety; and technology in the classroom and access to student academic resources.
President Bruininks complimented the Student Representatives on their report. He described the impact of several sustainability practices underway, and discussed ways in which the administration is addressing campus safety.

A copy of the report is included in the docket materials on file in the Board Office.

**ANNUAL REPORT ON THE STATUS OF UNIVERSITY RESEARCH**

Vice President Mulcahy presented the Annual Report on the Status of University Research Programs as provided in the docket and associated materials distributed at the meeting and on file in the Board Office. Included in the report were research statistics for FY2007; ten-year trend analysis of research expenditures reported by the National Science Foundation; comparative analysis with other public research universities; and strategies to increase research competitiveness.

Key highlights of the report indicated that research awards for FY2007 totaled $619 million, a 7.5 percent increase from FY2006. Expenditures totaled $548 million, an increase of 5.7 percent over the previous year. Award totals increased significantly in several colleges: Academic Health Center shared units; the School of Public Health; College of Liberal Arts; the Institute of Technology; and the College of Veterinary Medicine. Mulcahy noted that patent and licensing activity continues to be strong, with the institution ranking sixth nationally in terms of revenue generation from university-based technologies.

Mulcahy discussed several research expenditure trends. He reported that in 2006, University research expenditures reached $595 million, an 8.4 percent increase over 2005. This growth was the second largest increase among top twenty public research universities and among top twenty universities public and private included, which reflects strategic positioning initiatives implemented at the University. Among public institutions, the University ranked 9th in 2006, up from 10th in 2005.

Mulcahy noted that declining levels of federal funds appropriated for research support have had a profound impact on the University’s research portfolio. He stressed the importance of generating additional institutional support for research and identified trends in major categories of research support available. He cited increased support from business and industry and those sectors of the economy that are growing as ways to diversify research portfolios.

Mulcahy discussed ranking systems developed to illustrate different perspectives on relative strengths of research programs that can be used in conjunction with expenditure statistics and other quality measures to better inform an evaluation of overall quality and standing among peer institutions. He described where this institution ranks strongly within the various parameters of the three rankings systems and where additional attention is needed.

Mulcahy concluded by stating that, though early, the data suggest that strategic positioning initiatives are beginning to move the University toward its aspirational goals.

In response to a question from Regent Frobenius, Mulcahy agreed that there are capacity concerns in the medical and health sciences areas. He stressed that increasing and enhancing physical capacity, both in terms of additional laboratory
space and upgraded laboratory space, is critical in order to remain competitive, attract top faculty and researchers, and maintain or advance in research rankings.

**ANNUAL FINANCIAL REPORT**

Vice President Pfutzenreuter and Acting Controller Denise Seck presented an overview of the 2007 Annual Financial Report, as detailed in the docket materials and associated materials distributed at the meeting.

Seck reported that the University’s balance sheet continues to be strong. Total assets increased by $590.0 million or 15 percent over the prior year, due partly to favorable returns on investments during FY2007 and to bond proceeds of $148 million earmarked for the TCF Bank Stadium project. Property, plant, and equipment increased as a result of multiple capital improvement projects. Future financial strength remains dependent on new sources of revenue, cost containment, and state support. She reported that University liabilities increased as well by $244.3 million, or 21 percent, with the most significant increase in the area of long-term debt associated with the issuance of Commercial Paper and Special Purpose Revenue Bonds.

Seck reviewed details of the balance sheet, the statement of revenue and expenses, and changes in net assets. She provided information related to total revenues and revenue sources, and provided a summary of cash flows.

Seck discussed future reporting requirements that will impact financial statement reporting beginning in FY2008.

**REPORT OF THE FINANCE & OPERATIONS COMMITTEE**

Regent Hunter, Chair of the committee, reported that the committee voted unanimously to recommend:

a) Approval of the Consent Report for the Finance & Operations Committee as presented to the committee and described in the December 13, 2007 minutes.

The Board of Regents voted unanimously to approve the recommendation of the Finance & Operations Committee.

Hunter reported that the committee also discussed: issues related to the Annual Financial Report; an overview of invested assets; and the Six-Year Capital Improvement Plan/Debt Capacity Update; and also reviewed the information items included in the docket materials.

**REPORT OF THE EDUCATIONAL PLANNING & POLICY COMMITTEE**

Regent Larson, Chair of the committee, reported that the committee voted unanimously to recommend:

a) Approval of the Consent Report for the Educational Planning & Policy Committee as presented to the committee and described in the December 13, 2007 minutes.

Commercialization of Intellectual Property Rights

SECTION I. SCOPE.

This policy governs patents and the ownership, commercialization, and dissemination of intellectual property rights in technology created at the University of Minnesota (University).

SECTION II. EXCLUSIONS.

Subd. 1. Copyright. With the exception of the commercialization of intellectual property rights in software owned by the University, this policy shall not apply to the ownership or use of copyrighted works that are governed by other Board of Regents (Board) or administrative policies.

Subd. 2. Trademarks. With the exception of intellectual property rights in University trademarks that identify University-owned plant varieties or that are commercialized in conjunction with other technology covered by this policy, this policy shall not apply to the use of University-owned or licensed names, trademarks, or service marks.

Subd. 3. Equity Interests. This policy shall not apply (a) to the University’s acquisition of equity securities in a publicly held company or appointment of a voting member to the governing body of a publicly held company or (b) to the acquisition of equity securities of a publicly held company by a University employee.

SECTION III. DEFINITIONS.

Subd. 1. Inventor. Inventor shall mean a University employee, student, or post-doctoral or other fellow who invents technology.

Subd. 2. Technology. Technology shall mean the following items and their related intellectual property rights:

(a) a discovery or invention, patentable or not;
(b) software owned by the University; and
(c) trademarks owned by the University that identify University-owned or University-licensed plant varieties or that are commercialized in conjunction with other technology covered by this policy.

Subd. 3. University Official. University official shall mean a person defined as a University official in Board of Regents Policy: Institutional Conflict of Interest and any person covered by administrative policies or procedures implementing that policy.
Subd. 4. Controlling Equity Interest. Controlling equity interest shall mean the University’s ownership of equity securities of a licensee sufficient to grant the University the power to direct the licensee’s management. The University shall be considered to have a controlling equity interest in a licensee under this policy if:

(a) the University owns a majority of the voting equity interest in the licensee; or
(b) the University has the power to appoint a majority of the voting members of the governing body of the licensee.

Subd. 5. Licensee. Licensee shall mean a for-profit, privately held company to which the University licenses or assigns intellectual property rights in University-owned technology.

Subd. 6. Net Income. Net income shall mean the gross monetary payments the University receives as a result of transferring rights in the technology less the University’s out-of-pocket expenditures (including legal fees) directly attributable to protecting, developing, and transferring that technology.

SECTION IV. GUIDING PRINCIPLES.

The following principles shall guide the University in commercializing technology:

(a) The primary mission of University research is the generation and dissemination of knowledge, and academic freedom requires that faculty, staff, and students be free to pursue areas of research and study without regard to the potential for the creation of inventions.
(b) The development and dissemination of new knowledge, technology, or scientific procedures resulting in innovative products, practices, and ideas is a valued supplement to scholarly publications.
(c) University commercialization activities shall not inhibit the ability of University researchers to pursue research of their choosing, to publish results of their work in a timely manner, and otherwise to exercise their rights of academic freedom.
(d) Licensing University-owned technology to private companies promotes the University’s interest in successful commercial development of University-owned intellectual property. In some circumstances, a non-commercial method of distribution, such as open source sharing of technology or licensing for humanitarian needs, may be the preferred method of providing public access to, and use of, University discoveries.
(e) The University may own a controlling equity interest and assert control over the direction and management of a licensee only when doing so
(1) enhances the potential for the licensee to successfully develop and make available to the public useful products and services and
(2) increases the potential value of the University’s investment.

SECTION V. OWNERSHIP OF TECHNOLOGY.

Subd. 1. Ownership. The University shall be the sole owner of all rights, titles, and interests (including intellectual property rights) in and to technology:

(a) created by University employees in the course of their employment;
(b) created by students or post-doctoral or other fellows in the course of their academic duties or appointments; or
(c) created by individuals, including employees, students, or post-doctoral or other fellows, using substantial University resources.

Subd. 2. Assignment of Intellectual Property Rights. Inventors assign to the University all rights, titles, and interests, if any, in and to technology owned by the University.

Subd. 3. Ownership Under Third Party Agreements. Ownership of and rights in technology are subject to the terms of written agreements between the University and third parties under which the University, solely or in collaboration, conducts research or other activities. Under these agreements, the University may claim, disclaim, or otherwise grant or accept rights in technology as appropriate and desirable.

Subd. 4. Waiver of University Rights. Consistent with administrative policies and procedures, the president or delegate is authorized to waive or otherwise assign to an inventor all or part of the University’s rights, titles, or interests in or to a technology created by the inventor.

Subd. 5. Rights to Publish. At the University’s request, inventors shall delay the publication or public disclosure of any descriptions of technology for a brief period of time to permit the registration, application for, and protection of the intellectual property rights in the technology.

Subd. 6. Rights to Third Parties. The president or delegate may assign, license, or otherwise grant a third party the right to use technology royalty-free or in exchange for cash, stock or other securities, or other tangible or intangible property.
SECTION VI. DISTRIBUTION OF INCOME FROM COMMERCIALIZATION OF TECHNOLOGY.

The University shall share with inventors the net income from the commercialization of technology as follows:

(a) thirty-three and one-third percent to the inventors;
(b) twenty-five and one-third percent to the department, division, or center that supported the creation of the technology, to be spent in support of the inventor's research or directly related University work;
(c) eight percent to the collegiate unit that supported the creation of the technology; and
(d) thirty-three and one-third percent to the Office of the Vice President for Research, to be spent in support of the University's technology commercialization activities and to fund University research and scholarly activity.

The president or delegate may change the distribution to collegiate units or to departments, divisions, or centers if such amounts become disproportionate compared to their budgets or if there have been administrative organizational changes, including an inventor's movement among units or departments. The president or delegate also may distribute to inventors a portion of the net income from commercialization of technology in the form of a bonus or salary supplement.

SECTION VII. EQUITY, CONTROLLING INTERESTS, AND ASSISTANCE WITH COMMERCIALIZATION.

Subd. 1. Disposition of Equity Securities. The University shall sell the equity securities acquired under this policy as soon as prudent and in strict compliance with all applicable federal and state laws. The cash proceeds derived from the sale of equity securities shall be distributed in the same proportions as income derived from technology.

Subd. 2. Acquiring a Controlling Equity Interest in the Commercialization of Technology. In acquiring, as part of a transaction to commercialize technology, a majority or other equity interest in a company that grants the University the power to direct the company's management or the power to appoint a majority of the voting members of the governing body of the company, the following prohibitions shall apply:

(a) Except as permitted under other applicable Board policies, the University shall not make a cash investment in, lend money to, or guarantee the obligations of the company; and
(b) University officials shall not purchase or invest, directly or indirectly, in the equity securities of a licensee as long as the licensee is privately held, except that University employees who are not University officials may purchase or invest, directly or indirectly, in such equity securities if
permitted under Board of Regents Policy: Individual Business or Financial Conflict of Interest and other applicable Board policies.

Subd. 3. Appointment of Voting Members to Governing Bodies as Part of the Commercialization of Technology. The president shall appoint voting members to the governing bodies of privately held companies commercializing technology. A University-appointed member shall:

(a) be a University employee with demonstrated experience and competence in technology commercialization and in the creation, management, and capitalization of privately held companies; and
(b) be reasonably insured against liability arising from service on the governing bodies of such companies.

A University-appointed member:

(a) shall not accept compensation for service as a member of the governing body of the company, but may accept reasonable reimbursement for service-related expenses;
(b) shall comply with University policies and procedures;
(c) shall discharge fiduciary and contractual responsibilities to the company, subject to the performance of University duties as provided in Board and other University policy and procedures; and
(d) shall resign as a voting member of the governing body of the company prior to the company’s becoming publicly held, unless the president or delegate approves an extension of the appointment.

Subd. 4. Use of Technology Commercialization Income to Assist Commercialization by Non-University Entities. The president or delegate may authorize non-University entities to use income the University earns from technology commercialization to directly encourage, promote, or assist with the commercialization and development of University intellectual property. The commitment of financial support for particular projects shall not exceed $250,000, consistent with Board of Regents Policy: Reservation and Delegation of Authority.

SECTION VIII. REPORTING.

The president or delegate shall report annually to the Board on University activities under this policy.

SECTION IX. IMPLEMENTATION.

The president or delegate shall implement this policy and maintain appropriate policies and procedures to administer it.
Copyright

SECTION I. SCOPE.

This policy applies to copyrighted works created by faculty; post-doctoral fellows, researchers, and scholars; students; and other employees of the University of Minnesota (University).

SECTION II. DEFINITIONS.

Subd. 1. Copyright Protection. Copyright protection subsists in original works of authorship fixed in a tangible medium of expression, as defined by United States copyright law.

Subd. 2. Work. Work shall mean a work protected under United States copyright law.

Subd. 3. Academic Work. Academic work shall mean a scholarly, pedagogical, or creative work, such as an article, book, textbook, novel, work of visual art, dramatic work, musical composition, course syllabus, test, or class notes.

Subd. 4. Faculty. Faculty shall mean members of the faculty as defined by Board of Regents Policy: Employee Group Definitions, along with individuals who are not so defined but who are University employees holding faculty-like appointments (namely, University employees who teach or conduct research at the University with a level of responsibility and self-direction similar to that exercised and enjoyed by faculty in a similar activity). Post-doctoral fellows, researchers, and scholars shall have the same ownership rights as faculty and are covered under this policy.

Subd. 5. Student. Student shall mean a registered student at the University.

Subd. 6. Directed Work. Directed work shall mean a work agreed upon between the University and faculty creator(s), the creation of which is based on a specific request by the University and which is supported by substantial University resources beyond those customarily provided to faculty in the respective discipline and University unit.
SECTION III. GUIDING PRINCIPLES.

(a) The University’s mission articulates a commitment to sharing knowledge through education for a diverse community and application of that knowledge to benefit the people of the state, the nation, and the world. In this spirit, the University encourages faculty and students to exercise their interests in ownership and use of their copyrighted works in a manner that provides the greatest possible scholarly and public access to their work.

(b) The University shall maintain the strong academic tradition that vests copyright ownership of academic works in the faculty.

(c) The University recognizes the importance of intellectual freedom and autonomy in the creation, use, and dissemination of scholarly works.

(d) The University is committed to promoting a culture in which access, exchange, and lawful use of materials are regarded as fundamental to both the process and goals of scholarly inquiry.

SECTION IV. COPYRIGHT OWNERSHIP.

Subd. 1. Ownership of Academic Works. Consistent with academic tradition, University faculty and students shall own the copyright in the academic works they create, except for academic works described below in Section IV, subd. 2(b)-(e), or unless otherwise provided in a written agreement between the creator(s) and the University.

Subd. 2. University Ownership. The University shall own the copyright in the following works created by University faculty, other employees, or students, acting individually or jointly with others:

(a) works created by University employees acting within the scope of their employment, except for academic works created and owned by faculty under this policy;

(b) directed works;

(c) works specially ordered or commissioned by the University and for which the University has agreed, in writing, to specially compensate or provide other support to the creator(s);

(d) works created in connection with the administration of the University; and

(e) works created pursuant to a contract with an outside sponsor that provides University ownership of the copyright in the works.

Subd. 3. Written Acknowledgments. The University and University faculty, other employees, and students shall execute necessary or desirable written instruments or agreements to evidence and protect ownership of copyright and copyright licenses consistent with this policy.
Subd. 4. Ownership Under Sponsored and Other Outside Funded Agreements. The ownership of copyright in works created under an agreement with an outside sponsor shall be determined consistent with the terms of the agreement and applicable law.

Subd. 5. Works Created by Independent Contractors. Copyright ownership in works created by independent contractors shall be determined consistent with applicable law and the contract between the University and the independent contractor. In most instances, the University shall enter into appropriate written contracts with independent contractors before services are provided to the University that may result in the creation of copyrighted works.

SECTION V. EXCLUSIONS.

Nothing in this policy shall be construed to preclude the University and faculty and students from entering into written agreements governing the use, licensing, or sharing of licensing revenues with each other with respect to works, whether such works are owned by the University, the faculty, or students under this policy.

SECTION VI. IMPLEMENTATION.

The president or delegate shall implement this policy and maintain appropriate policies and procedures to administer it.


The Board of Regents voted unanimously to approve the recommendations of the Educational Planning & Policy Committee.

Larson reported that the committee also received an update on undergraduate initiatives.

REPORT OF THE FACILITIES COMMITTEE

Regent Metzen, Chair of the committee, reported that the committee voted unanimously to recommend:

a) Schematic plans for the Civil Engineering Building, Duluth campus, as presented to the committee and described in the December 13, 2007 minutes.

The Board of Regents voted unanimously to approve the recommendation of the Facilities Committee.

Metzen reported that the committee also received an update on the Twin Cities Campus Master Plan.
REPORT OF THE FACULTY, STAFF & STUDENT AFFAIRS

Regent Frobenius, Chair of the committee, reported that the committee voted unanimously to recommend:

a) Approval of the Consent Report for the Faculty, Staff & Student Affairs Committee as presented to the committee and described in the December 13, 2007 minutes.

The Board of Regents voted unanimously to approve the recommendation of the Faculty, Staff & Student Affairs Committee.

Frobenius reported that the committee also received reports on future healthcare trends, and on the health of University students; and discussed a number of information items included in the docket materials.

REPORT OF THE AUDIT COMMITTEE

Regent Cohen, Chair of the committee, reported that the committee did not meet this month.

REPORT OF THE LITIGATION REVIEW COMMITTEE

Regent Baraga, Chair of the committee, reported that the committee met in closed session on December 13, 2007 and no actions were taken.

The meeting adjourned at 11:18 a.m.

ANN D. CIESLAK
Executive Director and
Corporate Secretary

Board of Regents
December 14, 2007