The Board of Regents met in session at 9:10 a.m., Thursday, June 24, 2010, in the Louisiana Purchase Room, Claiborne Building, 1201 North Third Street, Baton Rouge, Louisiana. Chair Artis Terrell called the meeting to order. Executive Assistant Carolyn Blanchard called the roll and a quorum was established.

Present for the meeting were:
Artis Terrell, Jr., Chair
Mary Ellen Roy, Secretary
Charlotte Bollinger
Scott Brame
Richard D’Aquin
Maurice Durbin
Donna Klein
Ingrid Labat
W. Clinton Rasberry
Victor Stelly
Harold Stokes
Joseph Wiley
Demetrius Sumner

Absent from the meeting were:
Robert Bruno
Robert Levy, Vice Chair
Roland Toups

PUBLIC COMMENTS

Chair Terrell noted that Dr. Sudhir Trivedi, Professor of Computer Science and Faculty Senate President, Southern University and A&M College, requested to speak publicly during the review of the Finance Committee minutes.

APPROVAL OF THE MINUTES OF MAY 27, 2010

On motion of Regent Stokes, seconded by Regent D’Aquin, the Board voted unanimously to approve the minutes of May 27, 2010.
REPORT AND RECOMMENDATIONS

PLANNING, RESEARCH AND PERFORMANCE COMMITTEE

On behalf of Regent Stokes, Chair of the Planning, Research and Performance Committee, Dr. Larry Tremblay, Associate Commissioner for Planning and Research, moved to dispense with the reading of the Planning, Research and Performance Committee Report of June 23, 2010, and approve the following motions “in globo.” (Copy on file in the office of the Board of Regents.)

On motion of Regent Stokes, seconded by Regent Klein, the Board voted unanimously to accept the recommendations of the Planning, Research and Performance Committee to:

LICENSURE

Approve the request for license renewal for Embry-Riddle Aeronautical University, located in Daytona Beach, Florida.

REVISION TO BOARD OF REGENTS FIVE-YEAR STRATEGIC PLAN

Adopt the Board of Regents Strategic Plan (2011-2015), as revised in accordance with Act 1465 of 1997.

GRAD ACT

Authorize staff to begin developing the implementation plan for the GRAD Act, and, in the event a quorum cannot be established for a called meeting of the full Board prior to its next regularly scheduled meeting, authorize its Executive Committee to meet and act on the Board’s behalf on matters pertaining to the GRAD Act.
ADOPTION OF THE PLANNING, RESEARCH AND PERFORMANCE COMMITTEE REPORT OF JUNE 23, 2010

Adopt the Planning, Research and Performance Committee report of June 23, 2010. (Copy on file in the office of the Board of Regents.)

FACILITIES AND PROPERTY COMMITTEE

On behalf of Regent Rasberry, Chair of the Facilities and Property Committee, Mr. Rich Griswold, Associate Commissioner for Facilities, moved to dispense with the reading of the Facilities and Property Committee Report of June 23, 2010, and approve the following motions “in globo.” (Copy on file in the office of the Board of Regents.)

On motion of Regent Rasberry, seconded by Regent Wiley, the Board voted unanimously to accept the recommendations of the Facilities and Property Committee to:

SMALL CAPITAL PROJECTS REPORT

Approve the following small capital projects:

- **Self-Generated Auxiliary Funds**
  - Tiger Park-Training Room Addition and Ticket Booth
  - Louisiana State University and A&M College
  - $425,000

- **Self-Assessed Student Fees**
  - Park Place Apartment Parking
  - Louisiana Tech University
  - $475,000

PROJECTS UTILIZING ALTERNATIVE MEANS OF FINANCING

Approve the project for the Student Recreation Sports Complex at Nicholls State University utilizing alternative means of financing. The project will construct a 63,000 GSF building and related exterior work and is estimated to cost $17,716,930.

INTERIM EMERGENCY BOARD REQUEST

Approve the LSU System request to seek approval from the Interim Emergency Board for a scope change on the project to renovate the
Engineering Laboratory Annex at LSU and A&M College. The change in scope would permit reroofing of the existing building, something not deemed necessary when the project was initiated ten years ago. Funding in the amount of $570,000 is available with the existing project funding structure due to lower than anticipated bids on other aspects of the project.

Regent Demetrius Sumner requested that the final copy of the Facilities and Property Committee Report of June 23, 2010, reflect that he is a member of the Facilities and Property Committee.

ADOPTION OF THE FACILITIES AND PROPERTY COMMITTEE REPORT OF JUNE 23, 2010

Adopt the Facilities and Property Committee report of June 23, 2010. (Copy on file in the office of the Board of Regents.)

FINANCE COMMITTEE REPORT

Regent Terrell recognized Dr. Sudhir Trivedi, Professor of Computer Science and the Faculty Senate President, Southern University-Baton Rouge, who had requested to make public comments prior to the reading of the Finance Committee report. Dr. Trivedi’s comments were in reference to Senate Resolution 185 of the 2010 Regular Session and House Resolution 198 of the 2010 Regular Session which request the Board of Regents to implement the recommendations of the Postsecondary Education Review Commission relative to funding for the state’s Historically Black Colleges and Universities (HBCUs). He stated that HBCUs continue to be underfunded. He also stated that the formula has not been tested and no one is sure if the formula will do what it is intended to do. He stated that the biggest loser will be the students.

On behalf of Regent Brame, Chair of the Finance Committee, Mrs. Wendy Simoneaux, Associate Commissioner for Finance and Administration, presented the Finance Committee Report of June 23, 2010. (Copy on file in the office of the Board of Regents.)
CONSIDERATION OF FY 2010-2011 PERFORMANCE FUNDING FORMULA DISTRIBUTION

A motion was read by Regent Brame from the Finance Committee report of June 23, 2010, for adoption regarding the recommendation for the Board to approve the work product of the Performance Funding Formula Taskforce and direct the staff and the Taskforce to continue to analyze and review the funding mechanism in light of the concerns expressed in the concurrent resolutions passed by the Legislature in the 2010 Regular Session. Prior to a second on the motion, Regent Terrell questioned the possibility of delaying the implementation of the formula until December 31, 2010 and asked how a delay would affect the institutions. Regent Stelly questioned the "zeroing" in on the 75% (cost) and 25% (performance) numbers of the formula. He asked if the 25% number was a recommendation from the Postsecondary Education Review Commission (PERC) or just an arbitrary number the Board of Regents’ staff decided to use.

Regent Terrell asked Dr. John Crain, President of Southeastern Louisiana University and a member of the Taskforce, if it would be beneficial to the campuses if the implementation of the formula was delayed until December 2010. Dr. Crain said that the ability to make mid-year changes in the budget has been diminished in the last 18 months, and as a result, budget challenges have become complicated.

Regent Stelly requested a reading of the recommendation made by PERC regarding the formula.

“The Board of Regents shall develop and use a new formula for the distribution of both required tuition and fees and state-provided funding. Such formula shall:

A. Emphasize support for and reward success in undergraduate education (performance funding). Incremental increases in graduate degree production and enrollment at institutions whose mission is overwhelmingly undergraduate would not result in overall institutional funding increases based on formula factors. This should not be interpreted to imply that established graduate programs of high quality be diminished in support.
B. To achieve the goals contained in Recommendation No. 1, the formula shall direct 25% of funding based on performance components used in the formula. The performance components should include, but not be limited to, workforce, completers, graduation rates, and time-to-degree rates. The incentive for research should be a separate component.

C. In addition to the monies which the historically black colleges and universities would receive under the formula's equitable distribution, they shall receive an amount designed to close the gap between funding for the public Historically Black Colleges and Universities and other public institutions. This amount shall be awarded until the funding gap is closed.

D. The formula should provide for mission-centered funding that provides a competitively directed element for productivity and provides reasonable protection via an intentional reduction strategy for schools that lose money.”

Regent Stelly noted that the Regents were charged by PERC to use the 25% number. He inquired if that percentage was used, could it be phased in rather than implemented all at once. Mr. Stelly also wondered if other percentages were used to "run" numbers. Ms. Wendy Simoneaux, Associate Commissioner for Finance and Administration, said that only the 25% was used as recommended by PERC.

Regent Roy stated that some could argue that 25% is not enough, perhaps a higher number should be used. She said it needs to be a number that would make a difference. Regent Terrell was concerned if any action taken by the Board of Regents today would affect the money allocated to the campuses because HB1 had not been signed by the Governor as of today.

Ms. Connie Koury, General Counsel, reread the motion as presented to the Finance Committee yesterday and inquired if the intent of the Board from that motion was to approve the funding formula of the Performance Funding Formula Taskforce and direct the staff and Taskforce to continue review of the formula. She said that according to HB1 monies are appropriated through the Regents and then distributed to the management boards.
The Board of Regents’ response to the PERC recommendation on the formula was read from the February 26, 2010, report entitled "Response to Act 309 of the 2009 Regular Session" under the Funding section.

Funding of postsecondary education is a conundrum in Louisiana. Costs for postsecondary education have steadily outpaced the consumer price index, while state receipts have decreased. In Louisiana, unfunded mandates to postsecondary education rose by $69.4 million for the upcoming fiscal year alone. Postsecondary education management boards are provided few options to cover the increased costs. Louisiana is the only state in the nation that requires a two-thirds vote of the legislature to increase tuition; thus, the management boards’ ability to consider tuition increases as a part of a comprehensive survival plan is limited. However, solely increasing tuition is not a viable response because the impact would likely prove detrimental to postsecondary student access. The only real choice left is to prioritize funding by areas of greatest need, seek modest tuition increases, and cut other areas even those demanded and deemed effective that are less germane to the core mission of postsecondary education.

The funding formula is a mechanism for equitable distribution of the limited dollars. Recently, pay for performance has become a dominant topic in Louisiana. The funding formula has been reviewed in conjunction with revisions in the Master Plan. A major focus has been to connect a portion of funding to performance measures and to more accurately base funding on the role, scope and mission of institutions (Appendix I). Unfortunately, implementation of the new formula has been pursued at the same time that state fiscal demands have required significant state budget reductions to postsecondary education. In the midst of these major adjustments, PERC recommendations are calling for further revisions in the funding formula and the basis upon which funding levels and allocation are to be determined. In response to these circumstances the Board of Regents has established a new Funding Formula Task Force to recommend revisions (Appendix K).

These revisions will seek to drive improved performance measured by critical achievement points which may include items such as progression from one year to the next, completion and time to degree. This is in alignment with recommendations by PERC (Recommendations 10 & 13). Institutional success, as defined by Regents, expands beyond historical and traditional formula factors. The historical factors of enrollments and costs are readily available and can be compared to other states; yet they only capture and reflect the resource needs of the institutions. New formula funding methodologies and strategies shift the focus of funding allocations to measures of outcome and success in fulfilling state needs. Comprehensive and well-designed formula funding strategies reflect the specific needs of a state and its citizens. In Louisiana, outcomes need to look beyond the traditional college students that begin and end their college careers at the same institution. Well-performing institutions successfully educate students from all walks of life and those that transfer from one institution to another. Louisiana’s data system tracks the progress of students attending the state’s public institutions, even those that transfer, so Regents can evaluate institutions on their success in educating more than traditional students.
Regent Stelly questioned the vote of the PERC Commission on the 75% - 25% recommendation, and it was reported at a vote of 7 to 2.

Dr. Sally Clausen, Commissioner of Higher Education, noted that the Systems were invited to participate in the Performance Funding Task Force. She said there were no questions about 25% being the right number. Dr. Clausen said the system heads agreed on the metrics. After the results of each system's allocations, the system offices made appropriate adjustments as needed.

After further discussion, Mr. Brame withdrew the motion as read from the Finance Committee report of June 23, 2010.

Regent Rasberry called for the question. A vote of 13 yeas and 0 nays brought the discussion to a conclusion. A roll call vote was then taken on the following motion.

On motion of Regent Wiley, seconded by Regent Klein, the Board voted to adopt the funding formula that takes 25% of available funds and distribute those funds based on the performance metrics as outlined by the Regents and the 75% of available funds are distributed on the cost metrics. The Board also directs the staff and the Performance Formula Funding Task Force to continue to analyze and review the funding mechanism in light of the concerns expressed in the concurrent resolutions passed by the legislature in the 2010 Regular Session.

Yeas Charlotte Bollinger, Scott Brame, Richard D'Aquin, Maurice Durbin, Donna Klein, Ingrid Labat, W. Clinton Rasberry, Jr., Mary Ellen Roy, Harold Stokes and Joseph Wiley

Nays Victor Stelly, Demetrius Sumner, Artis Terrell, Jr.

Absent Robert Bruno, Robert Levy and Roland Toups

The motion passed 10 to 3.

On motion of Regent Brame, seconded by Regent Rasberry, the Board voted unanimously to authorize the Executive Committee to meet and make decisions regarding budgetary issues if the Board was unable to obtain a quorum.
On motion of Regent Brame, seconded by Regent Klein, the Board voted unanimously to direct the staff to immediately notify those programs that will be affected as of July 1, 2010, due to the significant reduction in state general fund appropriations at the Board.

ADOPTION OF THE FINANCE COMMITTEE REPORT OF JUNE 23, 2010

On motion of Regent Brame, seconded by Regent Klein, the Board voted unanimously to adopt the Finance Committee report of June 23, 2010. (Copy on file in the office of the Board of Regents.)

LEGISLATION COMMITTEE REPORT

On behalf of Regent Stelly, Chair of the Legislation Committee, Ms. Koury presented the Legislation Committee Report of June 23, 2010. (Copy on file in the office of the Board of Regents.)

LEGISLATION AND LEGISLATIVE ISSUES FOR 2010

Ms. Koury said many of the bills from the 2010 Regular Session of the Legislature were highlighted. She also said a detailed explanation of the GRAD Act, duties and responsibilities charged to the Board of Regents, as well as, a timeline for completion of the assigned task were given. Ms. Koury noted that Senate Bill 488 was discussed at length, and the Board directed the staff to gather information including what would be built-in under the APA requirements and whether or not legal issues should be explored.

ADOPTION OF THE LEGISLATION COMMITTEE REPORT OF JUNE 23, 2010

On motion of Regent Stelly, seconded by Regent Klein, the Board voted unanimously to adopt the Legislation Committee report of June 23, 2010. (Copy on file in the office of the Board of Regents.)

ACADEMIC AND STUDENT AFFAIRS COMMITTEE REPORT

On behalf of Regent Roy, Chair of the Academic and Student Affairs Committee, Dr. Karen Denby, Interim Associate Commissioner for Academic Affairs, moved to dispense with
the reading of the Academic and Student Affairs Committee Report of June 23, 2010, and approve the following motions “in globo.”  *(Copy on file in the office of the Board of Regents.)*

On motion of Regent Roy, seconded by Regent Klein, the Board voted unanimously to accept the recommendation of the Academic and Student Affairs Committee to:

**LETTERS OF INTENT**

Louisiana Tech University – B.S. in Cyber Engineering

Grant conditional approval for the Letter of Intent for the projected Bachelor of Science (B.S.) degree program in Cyber Engineering (CIP Code 14.9999) at Louisiana Tech University. Any forthcoming proposal submitted as a result of this approval must address curricular and title issues identified in the Staff Analysis.

University of Louisiana at Lafayette – Ph.D. in Systems Engineering

Grant conditional approval for the Letter of Intent for the projected Doctor of Philosophy (Ph.D.) degree program in Systems Engineering (CIP Code 14.2701) at the University of Louisiana at Lafayette. Any forthcoming proposal submitted as a result of this approval must address relevant workforce needs information as it relates to graduates of this program.

Louisiana State University and A&M College – B.S. in Athletic Training

Grant conditional approval for the Letter of Intent for the projected Bachelor of Science (B.S.) degree program in Athletic Training (CIP Code 51.0913) at Louisiana State University and A&M College. Any forthcoming proposal submitted as a result of this approval must address issues identified in the Staff Analysis.

**PROPOSED NEW ACADEMIC PROGRAMS – LOUISIANA STATE UNIVERSITY HEALTH SCIENCES CENTER AT NEW ORLEANS**

Master of Physician’s Assistant Studies

Grant conditional approval for the Master of Physician Assistant Studies program (CIP Code 51.0912) at the LSU Health Sciences Center at New Orleans. Prior to implementation (anticipated for January 2011), the Health Sciences Center must submit a progress report documenting:
1. The hiring of appropriately credentialed additional full-time faculty;
2. Achievement of provisional accreditation with authorization for admission of students by the Accreditation Review Commission for Physicians Assistants;
3. The anticipated impact on existing faculty and other resources.

Thereafter, beginning January 1, 2011, and annually on that date until conditions of approval have been fulfilled, the Health Sciences Center must submit a progress report documenting:

1. A projected balanced budget for the program;
2. Plans to balance resources to mitigate impact of implementation of the PA program on existing programs;
3. Status of ARC-PA accreditation; and
4. Number of enrollees, completers, and placement of graduates.

Ph.D. in Community and Health Sciences

Grant conditional approval for the Ph.D. in Community Health Sciences (CIP Code 51.2208) at the LSU Health Sciences Center at New Orleans, effective immediately. By August 1, 2011, and annually on that date until accreditation by CEPH has been achieved, a progress report is due addressing:

1. Adequacy of funds to support graduate assistantships in the program;
2. Numbers of full and part-time students enrolled, plus information on placement of program graduates, as appropriate;
3. Documentation of utilization of distance delivery to make courses in the program available to part-time students at remote locations;
4. Extramural funding awards per faculty in CHS; and
5. Progress toward CEPH accreditation.

PROGRESS REPORTS ON CONDITIONALLY APPROVED ACADEMIC PROGRAMS

Northwestern State University – B.A. in Heritage Resources

Receive the May 2010 progress report from Northwestern State University relative to implementation and development of the B.A. in Heritage Resources. The following progress reports are due:

1. August 1, 2010 – placement information on program graduates; and
2. May 1, 2011 – enrollment and completion figures.
Louisiana State University Health Sciences Center at Shreveport – Master of Physician’s Assistant Studies

Receive the June 2010 progress report relative to the implementation of the Master of Physician’s Assistant Studies at the LSU Health Sciences Center at Shreveport. As previously stipulated, the next report is due June 1, 2011.

Southern University at New Orleans – B.A. in Public Administration

Receive the June 2010 progress report from Southern University at New Orleans relative to implementation and development of the B.A. in Public Administration.

The following progress reports are due:
1. August 1, 2010 – placement information on program graduates; and
2. May 1, 2011 – enrollment and completion figures.

Baton Rouge Community College – A.S. in Computer Science

Receive the June 2010 progress report from Baton Rouge Community College relative to implementation and development of the A.S. in Computer Science. By September 1, 2011, a progress report is due updating the Board on enrollment and completion figures.

Southeastern Louisiana University – B.S. in Sport Management

Receive the June 2010 progress report from Southeastern Louisiana University relative to implementation and development of the B.S. in Sport Management. By December 1, 2012, a progress report is due updating the Board on enrollment and completion figures, as well as information on the pursuit of specialized programmatic accreditation.

PROPOSED RECONSIDERATION OF TERMINATED ACADEMIC PROGRAM

Reinstate the Associate of Applied Science (A.A.S.) in Electronics Technology (CIP Code 15.0303) at Southern University at Shreveport effective immediately. By September 1, 2011, a progress report is due updating the Board on enrollee and completer data.

TEACHER EDUCATION INITIATIVES

Grant approval of the following degrees:

a. Louisiana State University and A&M College
(1) B.S. in Elementary Education Grades 1-5 & SPEC ED M/MOD grades 1-5 (CIP Code: 13.1201)

b. Louisiana State University at Shreveport
(1) BA in Art Education Grades K-12 (CIP Code: 13.1302)

c. Northwestern State University
(1) Master of Arts in Teaching in Elementary Education Grades 1-5 & SPEC ED M/MOD Grades 1-5 (CIP Code: 13.1202)
(2) Master of Arts in Teaching in Middle School Education Grades 4-8 & SPEC ED M/MOD Grades 4-8 (English, Mathematics, Science, and Social Studies) (CIP Code: 13.1203)
(3) Master of Arts in Teaching in Secondary Education Grades 6-12 & SPEC ED M/MOD Grades 6-12 Grades 6-12 (English, Mathematics, General Science, and Social Studies) (CIP Code: 13.1205)

d. Southern University and A&M College
(1) B.S. in Elementary Education Grades 1-5 & SPEC ED M/MOD Grades 1-5 (CIP Code: 13.1202)
(2) B.S. in Middle School Education Grades 4-8 & SPEC ED M/MOD Grades 4-8 (Mathematics and Science) (CIP Code: 13.1302)

e. University of Louisiana at Lafayette
(1) Master of Arts in Teaching in Elementary Education Grades 1-5 & SPEC ED M/MOD Grades 1-5 (CIP Code: 13.1202)
(2) Master of Arts in Teaching in Secondary Education Grades 6-12 & SPEC ED M/MOD Grades 6-12 (English, Mathematics, General Science, Biology, Chemistry, Physics, and Social Studies) (CIP Code: 13.1205)

f. University of Louisiana Monroe
(1) BS in Elementary Education Grades 1-5 & SPEC ED M/MOD Grades 15 (CIP Code: 13.1202)
(2) BS in Biology Education Grades 6-12 & SPEC ED M/MOD Grades 6-12 (CIP Code: 13.1322)
(3) BS in Chemistry Education Grades 6-12 & SPEC ED M/MOD Grades 6-12 (CIP Code: 13.1323)
(4) BA in English Education Grades 6-12 & SPEC ED M/MOD Grades 6-12 (CIP Code: 13.1305)
(5) BS in Mathematics Education Grades 6-12 & SPEC ED M/MOD Grades 6-12 (CIP Code: 13.1311)
(6) BA in Social Studies Education Grades 6-12 & SPEC ED M/MOD Grades 6-12 (CIP Code: 13.1318)
(7) Master of Arts Teaching in Elementary Education Grades 1-5 & SPEC ED M/MOD Grades 1-5 (CIP Code: 13.1202)

g. University of New Orleans


REPORT OF THE STAFF

Grant approval for the proposed Academic Year 2010-2011 Master Course Articulation Matrix.

ADOPTION OF THE ACADEMIC AND STUDENT AFFAIRS COMMITTEE REPORT OF JUNE 23, 2010

Adopt the Academic and Student Affairs Committee report of June 23, 2010. (Copy on file in the office of the Board of Regents.)

PERSONNEL COMMITTEE REPORT

On behalf of Regent Durbin, Chair of the Personnel Committee, Dr. Kim Reed, Chief of Staff, moved to dispense with the reading of the Personnel Committee Report of June 23, 2010, and approve the following motions “in globo.” (Copy on file in the office of the Board of Regents.)

On motion of Regent Durbin, seconded by Regent Rasberry, the Board voted unanimously to accept the recommendation of the Personnel Committee to:
STAFF CHANGES AND RELATED ISSUES DUE TO BUDGET CUTS

Approve the immediate layoff of four employees due to recent budget cuts.

DISCUSSION AND RECOMMENDATIONS RELATED TO THE SEARCH FOR THE COMMISSIONER OF HIGHER EDUCATION

To gather information to find an Interim Commissioner of Higher Education in July 2010.

To accept the resignation of the current Commissioner of Higher Education, Dr. Sally Clausen, effective July 1, 2010.

Dr. Reed reminded the Board that Chair Terrell had named the Board members at the Personnel Committee meeting on June 23, 2010, who would compose the Selection Committee and conduct the search for the Commissioner of Higher Education. Regent Wiley suggested adding an additional voting member, one of national prominence from out-of-state, or perhaps a member of the Postsecondary Education Review Commission (PERC), and allow the Interim Commissioner, when named, to act as an advisor. There were concerns expressed regarding voting privileges and the payment to an out-of-state member. Regent Roy suggested that all decisions regarding an out-of-state member could be made at the first meeting of the Selection Committee.

After further discussion,

On motion of Regent Klein, seconded by Regent Brame, the Board voted unanimously to recommend that the members of the Search Committee include the following members of the Board as appointed by the Chair of the Board: Maurice Durbin as Chair; Robert Levy as Vice Chair; Charlotte Bollinger; Ingrid Labat, W. Clinton Rasberry, Jr., Mary Ellen Roy, Victor Stelly, and Joseph Wiley. The Board also recommended that the decision in engaging a paid outside consultant or volunteer, with national expertise or otherwise, be decided at the first meeting of the Selection Committee.
Dr. Clausen thanked the Regents’ staff for all their hard work during these difficult economic times. She continued by noting the value of higher education and stated that higher education is the engine of the future. Dr. Clausen also informed the Board that she had accepted a position with a private company in the Houston, Texas area.

Regent Terrell stated that the Board was coordinating a dinner to be held in Dr. Clausen’s honor to recognize her for the 40 years of service to education. Dr. Clausen declined stating that she did not want any additional money spent during the budgetary crisis.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:47 a.m.