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OKLAHOMA STATE REGENTS  
FOR HIGHER EDUCATION

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*Improving our future by degrees*

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# Agenda

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March 11, 2010

#### NOTE

This document contains recommendations and reports to the State Regents regarding items on the March 11, 2010 regular meeting agenda. For additional information, please call 405-225-9116 or to get this document electronically go to [www.okhighered.org](http://www.okhighered.org) State System.

Materials and recommendations contained in this agenda are tentative and unofficial prior to State Regents' approval or acceptance on March 11, 2010.

**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
Research Park, Oklahoma City

**A G E N D A**

Thursday, March 11, 2010 – 1 p.m.  
State Regents' Conference Room  
655 Research Parkway, Suite 200, Oklahoma City  
Chairman Stuart Price, Presiding

1. **Announcement of filing of meeting notice and posting of the agenda in accordance with the Open Meeting Act.**
2. **Call to Order.** Roll call and announcement of quorum.
3. **Minutes of Previous Meetings.** Approval of minutes.
4. **Report of the Chairman.** (No Action, No Discussion).
5. **Report of the Chancellor.** (No Action, No Discussion).

**STUDENTS**

6. **Chancellor Hans Brisch Scholarship Program Awards.** Presentation of selections for Chancellor's Scholars for the 2010-2011 academic year. (Supplement) Page 1.

**ACADEMIC**

7. **New Programs.**
  - a. Cameron University. Approval of request to offer the Bachelor of Music Education in Music Education. Page 3.
  - b. Eastern Oklahoma State College. Approval of request to offer the Certificate in Administrative Office Technology. Page 9.
8. **Program Deletions.** Approval of institutional requests for program deletions. Page 15.
9. **Academic Policy.**
  - a. Approval of the proposed Moratorium on Function Changes. Page 17.
  - b. Posting of the *Residence Status of Enrolled Students* policy. Page 21.
10. **Financial Aid Database.** Acceptance of Report on Financial Aid Database. Page 35.

11. **Teacher Education.** Approval of incentives to increase science and mathematics teachers through the Teacher Shortage Employment Incentive Program (TSEIP). Page 37.
12. **Spring 2010 Preliminary Enrollment Report.** Acceptance of the spring preliminary enrollment report. Page 39.

## **FISCAL**

13. **E&G Allocation.**
  - a. Approval of supplemental E&G allocation. Page 41.
  - b. Allocation of Cigarette and Tobacco Tax Revenue. Page 43.
14. **Tuition and Fees.**
  - a. Posting of requested Academic Services Fee Changes and Peer Limits for Tuition and Mandatory Fees, 2011. Page 45. (Supplement)
  - b. Announcement of public hearing on fees and tuition. Page 49.
15. **Master Lease.** Approval of projects for submission to Bond Oversight for the Master Lease Equipment Program, 2010A. Page 51.
16. **Revenue Bonds.**
  - a. Review and approval for transmittal to Attorney General the University of Oklahoma Health Sciences Center General Obligation Bonds Revenue Bond issuances Statement of Essential Facts. Page 57.
  - b. Review and approval for transmittal to Attorney General of the Oklahoma State University Athletic Facility General Obligation Revenue Bond issuances Statement of Essential Facts. Page 59.
17. **Purchases.** Approval of purchasing for contracts over \$100,000. Page 61.
18. **Deleted Item.** Approval of investment managers. Page 63.

## **EXECUTIVE**

19. **Commendations.** Recognition of State Regents' staff for service and recognitions on state and national projects. Page 65.

20. **Executive Session.** Page 67.

Possible vote to go into executive session pursuant to Title 25, Oklahoma Statutes, Section 307(B)(4), for confidential communications between a public body and its attorneys concerning pending investigations, claims or actions.

Vote to return to open session.

**CONSENT DOCKET**

21. **Consent Docket.** Approval/ratification of the following routine requests which are consistent with State Regents' policies and procedures or previous actions.

- a. Programs. Approval of institutional requests for program modifications. Page 69.
- b. Concurrent Enrollment Standards. Approval of Oklahoma State University's concurrent enrollment standards. Page 73.
- c. Capital. Ratification of capital allotments. Page 75.
- d. Agency Operations. Ratification of purchases in excess of \$25,000 but not in excess of \$100,000. Page 77.
- e. Non-academic degrees. Ratification of an honorary degree request from the University of Oklahoma. Page 79.
- f. Regents' Officers. Ratification of Regent Massey to serve as chairman for the purpose of signing a diploma. Page 81.

22. **Reports.** Acceptance of reports listed.

- a. Programs. Status report on program requests. Page 83. (Supplement)
- b. Brain Gain "Programs of Excellence" Audit Report. Page 85.
- c. Annual Reports.
  - (1) Annual Low Productions Program Report. Page 89.
  - (2) 2009 Oklahoma College Savings Plan Annual Program Report. Page 93.
  - (3) 2008-2009 Annual Student Financial Aid Survey. Page 97.
  - (4) Annual Supplemental Pension Report, FY2009. Page 105.
  - (5) Deleted Item. Page 107.
  - (6) Regents Education Program Annual Report. Page 109. (Supplement)

23. **Report of the Committees.** (No Action, No Discussion).
  - a. Academic Affairs and Social Justice and Student Services Committees.
  - b. Budget and Audit Committee.
  - c. Strategic Planning and Personnel Committee.
  - d. Technology Committee.
  - e. Investment Committee.
24. **New Business.** Consideration of "any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda."
25. **Announcement of Next Regular Meeting— 9 a.m., Thursday, April 22, 2010, at Oklahoma State University in Stillwater.**
26. **Adjournment.**

Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #6:**

**Chancellor Hans Brisch Scholarship Program.**

**SUBJECT:** FY 2011 Awards.

**RECOMMENDATION:**

**It is recommended that the State Regents approve the individuals listed below as Chancellor Hans Brisch Scholarship Program Honorees for the 2010-2011 academic year and ratify payment of the scholarship award.**

**BACKGROUND:**

The Chancellor's Scholarship Program was established by the Oklahoma State Regents for Higher Education in 1990 with privately raised funds. Most of the approximate \$200,000 fund balance was raised in honor of Chancellor Hans Brisch, either on the occasion of his 50<sup>th</sup> birthday or on the occasion of his 2003 retirement. Chancellor Brisch died in February 2006 at which time the Oklahoma State Regents renamed the program the Chancellor Hans Brisch Scholarship Program as a living legacy to his dedication to the students of Oklahoma. Chancellor Glen D. Johnson continues the tradition of the program which honors not only Chancellor Brisch but the office of Chancellor and all individuals who hold that office.

**POLICY:**

The Chancellor Hans Brisch Scholarship Program policy requires the Scholars to be selected primarily on the basis of (1) outstanding leadership and (2) demonstrated commitment to the enhancement of the community. Community commitment is demonstrated through the student's involvement in the initiation of a high school and/or community program or project that resulted in an improvement of the learning environment of the school or the social betterment of the community. Candidates for the Chancellor's Scholars awards must be entering college freshmen with high academic achievement.

Individuals chosen as Chancellor Hans Brisch Scholars bring a vibrant, energetic presence to Oklahoma campuses, adding to the intellectual environment. The Chancellor Hans Brisch Scholarship Program judges evaluated 50 nominees for the FY 2011 award and identified the top four candidates. It is recommended that the State Regents approve the FY 2011 Chancellor's Scholars recipients as follows:

Supplement

Austin Christopher, Wright City High School  
Juliann Jantz, Dickson High School  
Quynh Phi, Southeast High School  
Zachary R. Youngblood, Tushka High School



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
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**AGENDA ITEM #7-a:**

**New Programs.**

**SUBJECT:** Cameron University. Approval of request to offer the Bachelor of Music Education in Music Education.

**RECOMMENDATION:**

**It is recommended that the State Regents approve Cameron University's (CU) request to offer the Bachelor of Music Education in Music Education along with the stipulation that continuation of the program will depend upon meeting the criteria established by the institution and approved by the State Regents, as described below.**

- **Bachelor of Music Education in Music Education.** Continuation beyond Fall 2013 will depend upon:
  - Majors enrolled: a minimum of 25 students in Fall 2012 and
  - Graduates: a minimum of 8 students in 2012-13.

**BACKGROUND:**

**Academic Plan**

CU's Academic Plan lists the following institutional priorities and new funding initiatives:

- Continue to emphasize academic programs in Communication, Computing and Technology and Criminal Justice at the undergraduate level.
- Implement new programs and changes to existing ones.
- Continue to improve the assessment of student learning in order to increase our accountability to internal and external stakeholders and to improve the quality of the educational experience that we provide.
- Continue a comprehensive review of all academic programs for cost and benefit, reallocating resources from any eliminated or reduced programs to strengthen those that remain.
- Convert to a four day schedule with additional one, two or three day weekend course opportunities for students with a significant probability of extending the new schedule format to Fall and Spring semesters as well.

**APRA Implementation**

In August 1991, the State Regents launched the Academic Planning, Resource Allocation (APRA) initiative, which was based on the principle that institutional officials would prioritize their programs and activities, and then fund higher priority activities at levels that ensured quality. In times of flat or declining budgets or financial constraints, institutions are expected to reallocate resources from lower priority activities to higher priority activities, rather than reducing quality by funding lower priority activities at the same rate as higher priority activities.

Since 1992, CU has taken the following program actions in response to APRA:

Degrees and/or certificate programs deleted	3
Degrees and/or certificate programs added	27

**Program Review**

- CU offers 60 degree and/or certificate programs as follows:

Certificates	1
Associate of Arts or Sciences Degrees	2
Associate of Applied Science Degrees	9
Baccalaureate Degrees	41
Master’s Degrees	7
Doctoral Degrees	0
First Professional Degrees	0

- All of these programs were reviewed in the past five years with the exception of those programs with specialty accreditation. Programs with specialty accreditation are aligned with CU’s program review schedule as appropriate. Thus, if a professional program received a ten-year accreditation, it would not be reviewed for ten years, which is an approved exception to State Regents’ policy.

**Program Development Process**

- CU faculty developed the proposal, which was reviewed and approved by institutional officials and CU’s governing board.

**POLICY ISSUES:**

This action is consistent with the State Regents’ *Academic Program Approval* policy.

**ANALYSIS:**

*Bachelor of Music Education in Music Education*

**Program purpose.** The purpose of this proposed degree program is to prepare students for employment as public school music teachers.

**Program rationale and background.** The proposed degree program is designed consistent with the guidelines of the National Association of Schools of Music and the Oklahoma State Department of Education. The proposed degree program will contain the standard academic curricular structure, content, and time requirements already in place for the Bachelor of Music (BM) degree (161). The entire music program currently enrolls approximately 20-25 students who would become Bachelor of Music Education majors upon approval of this program. The proposed degree program will draw additional students to the music program as well. In the past, CU offered the core of the current BM degree program with significant success of its graduates, who are currently enjoying productive careers as either band or choir directors in the public schools of Oklahoma. When Cameron Secondary Teacher Education Program (CAMSTEP) was initiated in the late 1990’s, it replaced the traditional undergraduate “music education” experience at CU. Since CAMSTEP has been discontinued, the present music students who desire to major in either instrumental or vocal music education have not been able to complete their certification for teacher licensure. The only way CU students may become music educators is to take the exams to receive alternative certification. The proposed degree program will allow CU to continue the production of music educators, restoring the education course requirements at the undergraduate level. CU intends to eliminate the education options in the current BM degree and implement the proposed degree in order to prepare the music educators. The proposed degree program will have options in instrumental/general for band/orchestra and vocal/general for choir.

**Employment opportunities.** CU states that there is a demand, both nationally and in Oklahoma, for program graduates. CU reports that there are 208 public schools in their most populous five counties and

260 public schools in the eleven county service area as a whole. Among the schools targeted would be Lawton, Elgin, Frederick, Duncan, Marlow, Comanche, Cache and Altus. CU is confident there will be sufficient employment opportunities for program graduates.

**Student demand.** The proposed degree program is expected to meet the following enrollment and graduate standards by the established deadline prior to final approval by the State Regents:

<b>Productivity Category</b>	<b>Criteria</b>	<b>Deadline</b>
Minimum Enrollment of majors in the program:	25	Fall 2012
Minimum Graduates from the program:	8	2012-2013

**Duplication and impact on existing programs.** The proposed degree program would duplicate the following existing programs:

<b>Existing Programs</b>
University of Oklahoma. Bachelor of Music in Music Education (306).
Oklahoma State University. Bachelor of Music in Music Education (241).
University of Central Oklahoma. Bachelor of Music in Education in Music Education (127).
Northeastern State University. Bachelor of Music Education in Music Education (062).
Southeastern Oklahoma State University. Bachelor of Music Education in Music Education (037).
Southwestern Oklahoma State University. Bachelor of Music Education in Music Education (038).
Langston University. Bachelor of Arts in Education in Secondary Education (037) with an option in Music Education.
Oklahoma Panhandle State University. Bachelor of Music in Music (057) with an option in Music Education.

Institutions with existing programs did not notify the State Regents’ office of a protest to the proposed program. Due to the distance between institutions and increasing student demand, approval will not constitute unnecessary duplication.

**Curriculum.** The proposed degree program will consist of 140 total credit hours from the following areas:

<b>Content Area</b>	<b>Credit Hours</b>
General Education Courses	50
Core Courses	27
Option Courses	30
Required Education Courses	33
<b>Total</b>	<b>140</b>

No new courses will be added. See the attached curriculum (Attachment A).

**Faculty and staff.** Existing faculty will teach the proposed degree program.

**Support services.** The library, facilities and equipment are adequate.

**Financing.** CU will use existing funding for the two current degree programs in Music and integrate the proposed program into the curricular structure of the CU Department of Music without any effect on

either discontinuance or downsizing of those programs. No additional funding is requested from the State Regents for this program.

**Cost/Funding Summary:**

**Program Resource Requirements**

<b>A. Funding Sources</b>	<b>1<sup>st</sup> Year Of Program</b>	<b>2<sup>nd</sup> Year Of Program</b>	<b>3<sup>rd</sup> Year Of Program</b>	<b>4<sup>th</sup> Year Of Program</b>	<b>5<sup>th</sup> Year Of Program</b>
Total Resources Available from Federal Sources	\$17,189.40	\$17,189.40	\$17,189.40	\$17,189.40	\$17,189.40
<i>3% from CU budget</i>					
Total Resources Available from Other Non-State Sources	\$0	\$0	\$0	\$0	\$0
Existing State Resources	\$303,679.40	\$303,679.40	\$303,679.40	\$303,679.40	\$303,679.40
<i>53% from CU budget</i>					
State Resources Available through Internal Allocation and reallocation	\$0	\$0	\$0	\$0	\$0
Student Tuition	\$252,111.20	\$252,111.20	\$252,111.20	\$252,111.20	\$252,111.20
<i>44% from CU budget</i>					
<b>TOTAL</b>	<b>\$572,980</b>	<b>\$572,980</b>	<b>\$572,980</b>	<b>\$572,980</b>	<b>\$572,980</b>

<b>B. Breakdown of Budget Expenses/Requirements</b>	<b>1<sup>st</sup> Year Of Program</b>	<b>2<sup>nd</sup> Year Of Program</b>	<b>3<sup>rd</sup> Year Of Program</b>	<b>4<sup>th</sup> Year Of Program</b>	<b>5<sup>th</sup> Year Of Program</b>
Staff:	\$0	\$0	\$0	\$0	\$0
Administrative/Other Professional	\$14,496	\$14,496	\$14,496	\$14,496	\$14,496
<i>For one department secretary</i>					
Faculty	\$526,684	\$526,684	\$526,684	\$526,684	\$526,684
<i>10 fulltime music faculty.</i>					
Student Employees	\$3,800	\$3,800	\$3,800	\$3,800	\$3,800
<i>For two student workers</i>					
Equipment and Instructional Materials	\$20,500	\$20,500	\$20,500	\$20,500	\$20,500
<i>Educational and General Budget for the Music Department</i>					
Library	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
<i>CU Library assigns an allocation fund for the music department</i>					
Contractual Services	\$0	\$0	\$0	\$0	\$0
Other Support Services	\$0	\$0	\$0	\$0	\$0
Commodities	\$0	\$0	\$0	\$0	\$0
Printing	\$0	\$0	\$0	\$0	\$0
Telecommunications	\$500	\$500	\$500	\$500	\$500
<i>To provide faculty with studio telephone and computer</i>					
Travel:	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
<i>Existing travel funds to maintain faculty knowledge of educational pedagogical trends and participation in associated music education organizations.</i>					
Awards and Grants	\$0	\$0	\$0	\$0	\$0
<b>TOTAL</b>	<b>\$572,980</b>	<b>\$572,980</b>	<b>\$572,980</b>	<b>\$572,980</b>	<b>\$572,980</b>

## ATTACHMENT A

**CAMERON UNIVERSITY  
BACHELOR OF MUSIC EDUCATION IN MUSIC EDUCATION**

<b>Degree Requirements</b>	<b>Credit Hours</b>
<b><i>General Education</i></b>	<b>50</b>
<b><i>Core Courses:</i></b>	<b>27</b>
MUSC Band Band/Choir/Accompaniment/ Orchestra	0
MUSC 1000 Concert Attendance	0
MUSC 1423 Music Literature II	3
MUSC 2312 Harmony and Structure I	2
MUSC 2332 Harmony and Structure II	2
MUSC 2321 Sight Singing and Ear Training I	1
MUSC 3313 Harmony and Structure III	3
MUSC 2341 Sight Singing and Ear Training II	1
MUSC 3321 Sight Singing and Ear Training III	1
MUSC 3333 Harmony and Structure IV	3
MUSC 3341 Sight Singing and Ear Training IV	1
MUSC 3513 Music History I	3
MUSC 3523 Music History II	3
MUSC 3612 Fundamentals of Conducting	2
MUSC 3622 Advanced Conducting	2
<b><i>Instrumental/General Option Courses</i></b>	<b>30</b>
MUSC 1201 Class Voice OR	1
MUSC 3801 Private Voice	
MUSC 3642 Woodwind Methods	2
MUSC 3652 Brass Methods	2
MUSC 3662 String Methods	2
MUSC 3672 Percussion Methods	2
MUSC 4343 Arranging	3
MUSC 4712 Elementary Methods	2
MUSC 4722 Secondary Instrumental Methods	2
Major Lesson Field: (Minimum of 2 hours at 4000 level)	10
Piano	4
<b><i>Vocal/General Option Courses</i></b>	<b>30</b>
Select from the following: MUSC 3642, MUSC 3652, MUSC 3662, MUSC 3672 or MUSC 3812 (Instrumental Methods for Vocal/ K Education)	2
MUSC 4343 Arranging	3
MUSC 4712 Elementary Methods	2
MUSC 4732 Secondary Vocal Methods	2
Major Lesson Field: Voice or Keyboard (Minimum of 2 hours at 4000 level)	10
MUSC 3761 French Diction	1
MUSC 3761 German Diction	1
MUSC 3761 Italian Diction	1
MUSC 4753 Vocal Pedagogy	3

Piano	4
Guided Elective	1
<b><i>Required Education Courses</i></b>	<b>33</b>
EDUC 1800 Education Introductory Seminar	0
EDUC 3003 Introduction to Teaching	3
SPED 3103 The Exceptional Child	3
EDUC 3612 Classroom Management	2
EDUC 3673 Media and Technology in Education	3
EDUC 3733 Developmental Psychology	3
EDUC 3753 Educational Psychology	3
EDUC 4653 Classroom Assessment	3
EDUC 4313 Practicum in Assessment and Instruments	3
EDUC 4965 Direct Observation and Internship in Junior High School	5
EDUC 4975 Direct Observation and Internship in Senior High School	5
<b><i>Total</i></b>	<b>140</b>

Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #7-b:**

**New Programs.**

**SUBJECT:** Eastern Oklahoma State College. Approval of request to offer the Certificate in Administrative Office Technology.

**RECOMMENDATION:**

**It is recommended that the State Regents approve Eastern Oklahoma State College's (EOSC) request to offer the Certificate in Administrative Office Technology along with the stipulation that continuation of the program will depend upon meeting the criteria established by the institution and approved by the State Regents, as described below.**

- **Certificate in Administrative Office Technology.** Continuation beyond Fall 2013 will depend upon:
  - Majors enrolled: a minimum of 10 students in Fall 2012 and
  - Graduates: a minimum of 5 students in 2012-13.

**BACKGROUND:**

**Academic Plan**

EOSC's Academic Plan lists the following institutional priorities and new funding initiatives:

- Expand opportunities for distance education. Eastern plans to increase the number of courses offered on-line. A committee has begun to prepare a proposal to request approval to offer on-line degrees. Following approval by the academic leadership and EOSC's Board of Regents, the request will be submitted to OSRHE by May 2010.
- Develop allied health programs that will be offered at Southeastern Oklahoma State University (SE) – McCurtain County Campus. As part of the academic realignment at SE-McCurtain County, Eastern will develop and submit for approval a proposal to offer a Health Information Technology program. This program was selected based on a needs assessment and consultations with health care industry representatives in southeastern Oklahoma. If approved, the program will be offered in Fall 2010.
- Explore partnerships with area industries to develop transfer and technical programs. Specifically, Eastern will develop proposals to partner with area energy industries to develop pre- engineering programs and other applied programs as dictated by industry needs. Also, Eastern will explore training and program partnerships with the Defense Ammunition Center (DAC) at the McAlester Army Ammunition Plant.
- Expand Cooperative program agreements with technology centers in southeastern Oklahoma. Currently, Eastern has a cooperative agreement with Kiamichi Technology Centers for an Associate in Applied Science in Technical Studies. Eastern intends to pursue cooperative program agreements in business information technology, computer technology and allied health.

- Analyze faculty staffing needs based on student learning assessment to determine if additional faculty positions are needed in high enrollment general education courses and programs.

**APRA Implementation**

In August 1991, the State Regents launched the Academic Planning, Resource Allocation (APRA) initiative, which was based on the principle that institutional officials would prioritize their programs and activities, and then fund higher priority activities at levels that ensured quality. In times of flat or declining budgets or financial constraints, institutions are expected to reallocate resources from lower priority activities to higher priority activities, rather than reducing quality by funding lower priority activities at the same rate as higher priority activities.

Since 1992, EOSC has taken the following program actions in response to APRA:

Degrees and/or certificate programs deleted	33
Degrees and/or certificate programs added	9

**Program Review**

EOSC offers 35 degree and/or certificate programs as follows:

Certificates	3
Associate of Arts or Sciences Degrees	21
Associate of Applied Science Degrees	11
Baccalaureate Degrees	0
Master’s Degrees	0
Doctoral Degrees	0
First Professional Degrees	0

All of these programs were reviewed in the past five years with the exception of those programs with specialty accreditation. Programs with specialty accreditation are aligned with EOSC’s program review schedule as appropriate. Thus, if a professional program received a ten-year accreditation, it would not be reviewed for ten years, which is an approved exception to State Regents’ policy.

**Program Development Process**

EOSC faculty developed the proposal, which was reviewed and approved by institutional officials and EOSC’s governing board.

**POLICY ISSUES:**

This action is consistent with the State Regents’ *Academic Program Approval* policy.

**ANALYSIS:**

*Certificate in Administrative Office Technology*

**Program purpose.** The purpose of this proposed certificate program is to prepare students for employment as an administrative assistant in an office setting.

**Program rationale and background.** The proposed certificate program is designed to provide students with a concentration of core courses taught in the Associate in Applied Science in Administrative Office Technology (045) degree program. The proposed certificate program will prepare students to work in an office setting, utilizing the skills necessary to be a productive administrative assistant. Upon completion of the proposed program, graduates will have the skills to qualify them for a wide range of job

opportunities. It will also allow the graduates room for advancement on the job or within their current employment. Student demand for the proposed certificate program has been illustrated by inquiries from students for a certificate program designed to train students to enter the work force, rather than transfer to a four year institutions. Many students are in need of a program that will allow them to enter the work force in a shorter time frame than the traditional two-year or four-year degree program. The proposed certificate program will allow the student to enter the work force, then possibly continue his or her education on a part-time basis. There are certain employers in the area who are willing to help students continue their education in work-related areas by paying for tuition and books.

**Employment opportunities.** EOSC states that there is a demand for program graduates. EOSC reports frequent calls from area employers such as banks, businesses, and defense center. Area businesses that have inquired about students with skills provided by the proposed certificate program or have hired workers with similar skills include: The Red Oak Farmers Bank, Cathey and Associates, Jimmie J. Williams and Company PC., Wilburton State Bank, Franklin Electric, McAlester Army Ammunition Plant, Defense Ammunition Center, Brad Fenton Motors, First National Bank, Latimer County Sheriff’s Office, Simonton Windows, and the Choctaw Nation. EOSC is confident there will be sufficient employment opportunities for program graduates.

**Student demand.** The proposed certificate program is expected to meet the following enrollment and graduate standards by the established deadline prior to final approval by the State Regents:

<b>Productivity Category</b>	<b>Criteria</b>	<b>Deadline</b>
Minimum Enrollment of majors in the program:	10	Fall 2012
Minimum Graduates from the program:	5	2012-2013

**Duplication and impact on existing programs.** The proposed certificate program would duplicate the following existing programs:

<b>Existing Programs</b>
Northeastern Oklahoma A & M. Certificates in Administrative Assistant (067 and 068).
Tulsa Community College. Certificate in Business (241) with options in General Administrative Careers and Administrative Careers.
Redlands Community College. Associate in Applied Science in Business Administration Technology (058) with an option in Administrative Assistant.
Seminole State College. Associate in Applied Science in Business (114) with an option in Insurance Administrative Specialist.

Institutions with existing programs did not notify the State Regents’ office of a protest to the proposed program. Due to the distance between institutions and increasing student demand, approval will not constitute unnecessary duplication.

**Curriculum.** The proposed certificate program will consist of 37 total credit hours from the following areas:

<b>Content Area</b>	<b>Credit Hours</b>
General Education Courses	6
Core Courses	31
<b>Total</b>	<b>37</b>

No new courses will be added. See the attached curriculum (Attachment A).

**Faculty and staff.** Existing faculty will teach the proposed certificate program.

**Support services.** The library, facilities and equipment are adequate.

**Financing.** EOSC will use existing funds from the Associate in Applied Science in Administrative Technology (045) degree program. Additionally, EOSC indicates that student tuition generated will support the program. No additional funding is requested from the State Regents for this program.

**Cost/Funding Summary:**

**Program Resource Requirements**

<b>A. Funding Sources</b>	<b>1<sup>st</sup> Year Of Program</b>	<b>2<sup>nd</sup> Year Of Program</b>	<b>3<sup>rd</sup> Year Of Program</b>	<b>4<sup>th</sup> Year Of Program</b>	<b>5<sup>th</sup> Year Of Program</b>
Total Resources Available from Federal Sources	\$0	\$0	\$0	\$0	\$0
Total Resources Available from Other Non-State Sources	\$0	\$0	\$0	\$0	\$0
Existing State Resources <i>.part of EOSC's annual budget</i>	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500
State Resources Available through Internal Allocation and reallocation	\$0	\$0	\$0	\$0	\$0
Student Tuition	\$19,400	\$36,040	\$38,800	\$46,560	\$54,320
<i>Each student will generate \$3880 in tuition and fees (39 credit hours at \$99.50 per credit hour). Projected headcounts are 5,8,10, 12, and 14, over the next five years.</i>					
<b>TOTAL</b>	<b>\$21,900</b>	<b>\$33,540</b>	<b>\$41,300</b>	<b>\$49,060</b>	<b>\$56,820</b>

<b>B. Breakdown of Budget Expenses/Requirements</b>	<b>1<sup>st</sup> Year Of Program</b>	<b>2<sup>nd</sup> Year Of Program</b>	<b>3<sup>rd</sup> Year Of Program</b>	<b>4<sup>th</sup> Year Of Program</b>	<b>5<sup>th</sup> Year Of Program</b>
Staff:	\$0	\$0	\$0	\$0	\$0
Administrative/Other Professional	\$0	\$0	\$0	\$0	\$0
Faculty	\$9,600	\$9,600	\$9,600	\$9,600	\$9,600
<i>Additional sections of AOT courses may be needed. Faculty expense for 24 credit hours annually calculated at overload/adjunct rate of \$400 per credit hour..</i>					
Student Employees	\$0	\$0	\$0	\$0	\$0
Equipment and Instructional Materials	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
<i>Annual upgrades of software, computers, and printers on a four year rotation.</i>					
Library	\$0	\$0	\$0	\$0	\$0
Contractual Services	\$0	\$0	\$0	\$0	\$0
Other Support Services	\$0	\$0	\$0	\$0	\$0
Commodities	\$0	\$0	\$0	\$0	\$0
Printing	\$0	\$0	\$0	\$0	\$0
Telecommunications	\$0	\$0	\$0	\$0	\$0
Travel:	\$0	\$0	\$0	\$0	\$0
Awards and Grants	\$0	\$0	\$0	\$0	\$0
<b>TOTAL</b>	<b>\$11,600</b>	<b>\$11,600</b>	<b>\$11,600</b>	<b>\$11,600</b>	<b>\$11,600</b>

Attachment

ATTACHMENT A

**EASTERN OKLAHOMA STATE COLLEGE  
CERTIFICATE IN ADMINISTRATIVE OFFICE TECHNOLOGY**

<b>Degree Requirements</b>		<b>Credit Hours</b>
<b><i>General Education</i></b>		<b>6</b>
ENGL 1113	Freshman Composition I	3
ENGL 1213	Freshman Composition II	3
<b><i>Core Courses:</i></b>		<b>31</b>
AOT 1243	Machine Transcription	3
AOT 2233	Administrative Office Procedures	3
BUSAD 2993	Special Topics: Job Readiness	3
BUSAD 2991	Special Topics: Speech Recognition	1
BUSAD 1113	Administrative Office Technology	3
BUSAD 2123	Business Communications	3
CIS 1113	Computer Applications	3
CIS 1513	Introduction to Word Processing	3
CIS 1523	Advanced Word Processing	3
CIS 1533	Introduction to Spreadsheets	3
BUSAD 1233	Grammar for the Office Professional	3
<b><i>Total</i></b>		<b>37</b>



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #8:**

**Program Deletions.**

**SUBJECT:** Approval of institutional requests.

**RECOMMENDATION:**

**It is recommended that the State Regents approve the following requests for program deletions, as described below.**

**BACKGROUND:**

University of Oklahoma (OU) requests authorization to delete the Bachelor of Science in Geosciences (260) and the Bachelor of Science in Laboratory Technology (142).

Cameron University (CU) requests authorization to delete the Bachelor of Science in Natural Science (380), the Master of Science in Entrepreneurial Studies (640) and the Certificate in Entrepreneurship (645).

University of Central Oklahoma (UCO) requests authorization to delete the Bachelor of Science in Training and Development (177).

Tulsa Community College (TCC) requests authorization to delete the Associate in Applied Science in Information Technologies Convergence (230).

**POLICY ISSUES:**

This action is consistent with the State Regents' *Academic Program Review* policy.

**ANALYSIS:**

OU requests authorization to delete the Bachelor of Science in Geosciences (260) degree program. This degree program became obsolete by reorganization of the College of Geosciences on January 1, 2006. There are no students in the program. No funds are available for reallocation.

OU requests authorization to delete the Bachelor of Science in Laboratory Technology (142) degree program. The program is no longer needed. There have been no students in the program in the last five years. The faculty member involved in the program retired. The focus of the program has been shifted to the University of Oklahoma Health Sciences Center. No funds are available for reallocation.

CU requests authorization to delete the Bachelor of Science in Natural Science (380) degree program. The need for this program is now met by secondary education programs in Biology and Chemistry. This program does not meet minimum productivity criteria in terms of numbers of graduates. There are 11 students still in the program. Expected graduation for the last student is May 2013. No courses will be deleted. No funds are available for reallocation.

CU requests authorization to delete the Master of Science in Entrepreneurial Studies (640) degree program. This program was initially approved on June 30, 2005. The program failed to meet minimum productivity criteria in terms of the number of majors or graduates. The program has 5 students still enrolled. Expected graduation for the last student will be Spring 2011. The program courses will be offered through May 2011. Funds will be reallocated to the School of Business.

CU requests authorization to delete the Certificate in Entrepreneurship (645) certificate program. This program was initially approved on June 30, 2005. The program has failed to meet minimum productivity criteria in terms of the number of majors or graduates. The program has one student still enrolled. Expected graduation for the last student will be Fall 2010. The program courses will be offered through December 2010. Funds will be reallocated to the School of Business.

UCO requests authorization to delete the Bachelor of Science in Training and Development (177) degree program. This program has been identified as a low productivity program. There are no students enrolled in the program. No funds are available for reallocation.

TCC requests authorization to delete the Associate in Applied Science in Information Technologies Convergence (230) degree program. The program has been identified as a low productivity program and courses will be offered under a revised Information Technology degree. There are seven students remaining in the program and will be advised to continue under the revised curriculum. The last student is expected to graduate in May 2011. No funds are available for reallocation.

Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #9-a:**

**Academic Policy.**

**SUBJECT:** Deferral of Consideration of Function Change Requests from Institutions in the State System.

**RECOMMENDATION:**

**This is an information item only.**

**BACKGROUND:**

Institutions must make requests to the State Regents for approval of any function change from the stated functions in policy for each institution. Function change requests can alter the level of instruction and academic programs offered by institutions, as well as the associated costs for such instruction and related expenses.

**POLICY ISSUES:**

The State Regents' *Functions of Public Institutions* policy executes Article XIII-A, Section 2 of the Constitution of Oklahoma, which directs the State Regents to "*determine the function and courses of study*" in each of the institutions of the State System. Institutional functions designate the level at which an institution operates; the spectrum of educational offerings; the geographic area of institutional responsibility; and the extent to which the institution is engaged in research, public service and extension activities. Additionally, the *Institutional Admission and Retention* policy specifies the regional universities that have authorization from the State Regents to provide two-year programs. These include Oklahoma Panhandle State University, Cameron University, Rogers State University, Langston University and Southwestern Oklahoma State University (Sayre). Since the last policy revision, the University of Central Oklahoma also was authorized to offer two-year programs (at the February 12, 2009 State Regents' meeting).

**ANALYSIS:**

In the State Regents' *Functions of Public Institutions* policy, the following functions are specified by tier:

**Research Universities**

- University of Oklahoma (OU)
- Oklahoma State University (OSU)

The functions of the two research universities include:

- A. Both lower-division and upper-division undergraduate study in a number of fields leading to the baccalaureate or first-professional degree.
- B. Graduate study in several fields of advanced learning leading to the master's degree.
- C. Graduate study in selected fields leading toward the doctor's degree.
- D. Organized basic and applied research.
- E. Statewide programs of extension study and public service.

- F. Statewide programs designed to promote the economic development of Oklahoma.
- G. To the extent resources are available, to carry out limited programs and projects on a national and international scale.

Among the specific areas of responsibility to be undertaken by OU is the provision of quality programs in the fields of fine and performing arts, whereas OSU has a unique responsibility in the fields of agriculture and technical education.

### **Regional Universities**

- Cameron University (CU)
- East Central University (ECU)
- Langston University (LU)
- Northeastern State University (NSU)
- Northwestern Oklahoma State University (NWOSU)
- Oklahoma Panhandle State University (OPSU)
- Rogers State University (RSU)
- Southeastern Oklahoma State University (SEOSU)
- Southwestern Oklahoma State University (SWOSU)
- University of Central Oklahoma (UCO)
- University of Science and Arts of Oklahoma (USAO)

The functions of the 11 regional universities include:

- A. Both lower-division and upper-division undergraduate study in several fields leading to the baccalaureate degree.
- B. A limited number of programs leading toward the first-professional degree when appropriate to an institution's strengths and the needs of the state.
- C. Graduate study below the doctor's level, primarily in teacher education but moving toward limited comprehensiveness in fields related to Oklahoma's manpower needs.
- D. Extension and public service responsibilities in the geographic regions in which they are located.
- E. Responsibility for institutional and applied research in those areas related closely to their program assignments.
- F. Responsibility for regional programs of economic development.
- G. Associate and certificate programs as authorized.
- H. Other special functional or programmatic responsibilities as authorized by the State Regents.

Three regional institutions currently offer programs leading to the first-professional degree: SWOSU offers a Doctor of Pharmacy (Pharm.D.); NSU offers a Doctor of Optometry (O.D.); and LU offers a Doctor of Physical Therapy (D.P.T.).

USAO has the special function as the state's public liberal arts and sciences college.

### **Community Colleges**

- Carl Albert State College (CASC)
- Connors State College (CSC)
- Eastern Oklahoma State College (EOSC)
- Murray State College (MSC)
- Northeastern Oklahoma A&M College (NEOAMC)
- Northern Oklahoma College (NOC)
- Oklahoma City Community College (OCCC)
- Redlands Community College (RCC)
- Rose State College (RSC)

- Seminole State College (SSC)
- Tulsa Community College (TCC)
- Western Oklahoma State College (WOSC)

The functions of the 12 public community colleges include:

- A. Provide general education for all students.
- B. Provide education in several basic fields of study for those students who plan to transfer to a university and complete a baccalaureate degree.
- C. Provide one- and two-year programs of technical and occupational education to prepare individuals to enter the labor market.
- D. Provide programs of remedial and developmental education for those whose previous education may not have prepared them for college.
- E. Provide both formal and informal programs of study especially designed for adults and out-of-school youth in order to serve the community generally with a continuing education opportunity.
- F. Carry out programs of institutional research designed to improve the institutions' efficiency and effectiveness of operation.
- G. Participate in programs of economic development independently or with universities to meet the needs of each institution's geographic service area.

Oklahoma State University –Oklahoma City and Oklahoma State University Institute of Technology in Okmulgee are constituent agencies by policy (not community colleges) with authorization by law and the State Regents to carry out certain programs and projects under the administrative jurisdiction of Oklahoma State University. When the function change was provisionally approved for these technical branches, it was understood that the resources and support of the research university were supporting the change.

The *Institutional Admission and Retention* policy lists regional universities specifically authorized by the State Regents to offer two-year degree programs. Regional universities currently with such an expanded role include Oklahoma Panhandle State University, Cameron University, Rogers State University, Langston University, Southwestern Oklahoma State University and the University of Central Oklahoma. Some of these authorizations are historic from the evolution of the institution from a two-year college into a university and some authorizations have been more recent for specific goals of the institution.

In a time of severe budget constraints and limited state resources, it is prudent for the State Regents to defer consideration of any requests for changes or exceptions to community college and university functions for at least the next fiscal year (2010-2011). Although the regional universities and OSU constituent agencies are currently functioned in policy to deliver associate degrees upon approval by the State Regents, the same budget constraints should limit further expansion of associate degrees by these entities unless significant demand is documented and full funding resources are procured. During this moratorium period, the validity of the existing function policy can be reviewed to determine if changes should be considered.



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #9-b:**

**Academic Policy.**

**SUBJECT:** Posting of revisions to the State Regents' policy statement on *Residence Status of Enrolled Students*.

**RECOMMENDATION:**

**It is recommended that the State Regents post the revised policy that includes a title change from *Residence Status of Enrolled Students* to *In-State/Out-of-State Status of Enrolled Students*, as described below.**

**BACKGROUND:**

Revisions to the Residency Policy adopted by the State Regents in recent years are summarized below:

- April 1, 2004 - Revisions made at the April 1 meeting involved enacting legal immigration status legislation SB 596, which allowed an equitable system of determining residence status for undocumented students, Oklahoma high school graduates, military dependents, and full-time professional practitioners or workers' dependents. Additional revisions included updating language, and updating the introduction to reflect legislative changes regarding the way tuition is determined by institutions.
- June 29, 2006 - A comprehensive revision to Chapter 2 (now Chapter 3) – Academic Affairs Policies and Procedures necessitated non-substantive changes to the *Residence Status of Enrolled Students* policy including format, definitions, and separating policy from procedures into the *Academic Affairs Procedures Handbook* to include detailed information regarding admission standards scores, frequently asked questions, and other useful information pertinent to policy application.
- October 25, 2007 - Revisions to the policy were required to enact legislation regarding undocumented students according to state law, Title 70, O.S. Section 3242 (2007), that requires a postsecondary student without lawful immigration status to establish eligibility to pay resident tuition by filing an affidavit upon admission or an application for permanent resident status in order to qualify for state financial aid.

In December 2009, the State Regents directed staff to revise the *Residence Status of Enrolled Students* policy to clarify confusing passages, reduce ambiguity in the policy language and provide clear guidance to State System institutions regarding residence status. Further, staff was directed to make the policy more flexible to emphasize access and economic development, use more prescriptive language regarding in-state/out-of-state status as follows and create a framework for classifications as follows:

- ✓ In-state: No conditions based upon substantial evidence related to domicile – access to state and federal scholarships.
- ✓ Out-of-state tuition waiver: exists in current policy - recommended more emphasis on this policy.
- ✓ Out-of-state: No in-state postsecondary benefits.

A committee of internal staff crafted the first draft of the policy and continued to provide input as the draft moved through various committees. Staff reviewed surrounding state policies regarding residence status. Additionally, given the significance of the policy review and its statewide implications, several groups were consulted as indicated below:

- ✓ The Admission/Retention/Transfer Committee of the Council on Instruction (COI);
- ✓ Presidents Council Academic Initiatives Committee;
- ✓ A special advisory committee of the Oklahoma Association of Collegiate Registrars and Admissions Officers (OACRAO) that included representatives from each tier of higher education;
- ✓ As requested by the Presidents Council Committee on Academic Initiatives, the Council of Business Officers was consulted regarding any fiscal implications related to some of the changes;
- ✓ The Council on Student Affairs reviewed the policy and provided thoughtful comments;
- ✓ Institutional financial aid and Veterans Affairs coordinators provided input regarding unintended consequences around classifying active members of the armed forces stationed in Oklahoma as in-state immediately upon providing evidence of military orders; and
- ✓ As the policy draft was circulated throughout the State System by chief academic officers to administrators on campus who apply the policy, valuable input was received and changes were incorporated as appropriate.

COI Admission/Retention/Transfer Committee posted the revised policy at the May 2009 meeting. The full COI approved it at the June 2009 meeting, with the understanding that further work was necessary. COI received the latest version of the policy at the February 2010 meeting. No concerns have been expressed by COI members.

The Presidents Council Academic Initiatives Committee reviewed the draft at the December 2009 meeting. Several presidents recommended the policy be changed to classify members of the armed forces (and their spouse and dependent children) stationed in Oklahoma as in-state residents consistent with the Full-Time Professional Practitioner or Worker policy language. Subsequently, staff consulted with the Department of Veterans Affairs and financial aid officers to ensure that the changes would not negatively impact educational benefits or access to state scholarships. The recommended changes were made to the Military Personnel section of the policy and the Presidents Council approved the revised policy draft at the February 3, 2010 meeting.

#### **POLICY ISSUES:**

The *Residence Status of Enrolled Students* sets the principles, definitions, criteria and guidelines to assist institutional officials in the classification of students as residents or nonresidents for tuition and scholarship purposes. The State Regents requested the policy be revised to provide more clarity and guidance to State System institutions regarding residence classification and other areas as noted above.

During deliberations with the COI Admission/Retention/Transfer Committee, it was recommended that the title of the policy be changed to *In-State/Out-of-State Status of Enrolled Students*. Specific changes to the policy are summarized below.

#### **ANALYSIS:**

It is important to note that a reference that includes further clarification necessary to determine in-state or out-of-state status will be included in the *Academic Affairs Procedures Manual*. Examples of items that will further refine understanding and consistent application of the policy include examples of documentation necessary to show domicile and intent, classification of dependents whose parents are divorced when one parent lives out-of-state, frequently asked questions, etc.

Summary of Proposed Changes:

Policy Title	<p>The title was changed from <i>Residence Status of Enrolled Students</i> to <i>In-State/Out-of-State Status of Enrolled Students</i></p> <p>Throughout the policy, all references of “residence” have been changed to “in-state” or “out-of-state” as appropriate.</p>
3.17.1 – Purpose	<p>Changes to the purpose include updating the nomenclature and adding a statement about out-of-state tuition waivers driving the ability for institutions to attract out-of-state graduate students who contribute to economic development.</p>
3.17.2 – Definitions	<p>New and revised definitions include Domicile, Documented foreign national, Independent person, In-state status, Lawful permanent resident, Out-of-state status, Out-of-state tuition waiver, undocumented student, and United States Citizen.</p>
3.17.3 – Principles	<p>This section was strengthened by stating that institutions are responsible for determining in-state/out-of-state classifications based on State Regents’ policy. Language was added to require institutions to review relevant student records and documentation to support classification as in-state or out-of-state enrolled students. Simply checking “in-state” on the admission form will not suffice. Editorial and clarifications were also made to policy language.</p>
3.17.4 – Dependent and Independent Persons	<p>Dependent and independent sections were combined into one section. Policy language was edited for clarity and understanding. A section was added to allow institutions to consider extenuating circumstances (e.g., divorced parents with joint custody when one parent lives out-of-state, claimed as a dependent on a tax return). There will be clear guidance about extenuating circumstances in the <i>Academic Affairs Procedures Manual</i>.</p>
3.17.5 – Documented Foreign Nationals	<p>Changed section title from “Foreign Nationals” to “Documented Foreign Nationals.” Allows enrollment of Documented Foreign Nationals with educational visas and indicates that they may be classified as in-state if they become lawful permanent residents. Additionally, individuals in this classification who carry visas that allow full-time employment with extraordinary abilities (sciences, arts, education, business, athletics, as an</p>

executive manager, etc.) and their spouse and dependents may be eligible for out-of-state tuition waivers.

3.17.6 – Undocumented Students

No substantive changes were made to this section because it is consistent with state law, Title 70, O.S. Section 3242 (2007). Minor editorial changes were made to enhance policy understanding.

3.17.7 – Military Personnel

There is a significant change in this classification. Previously, active military personnel were granted in-state tuition (out-of-state tuition waiver). The new policy allows members of the armed forces (and their spouse and dependent children) who are stationed in Oklahoma to be classified immediately as in-state status with access to state scholarships if they qualify – consistent with the Full-time Professional Practitioner or Worker. Further, if military personnel are transferred out of state, the spouse and dependent children may continue to retain the in-state status if they remain continuously enrolled.

3.17.8 - Full-Time Professional Practitioner

Clarifies that individuals classified in this category must be a United States Citizen or lawful permanent resident. Also, allows the full-time professional who is temporarily assigned to another location but maintains domicile in OK to retain in-state status along with the spouse and dependent children.

It is recommended that the State Regents post the proposed policy revisions to the *Residence Status of Enrolled Students*, now titled, *In-State/Out-of-State Status of Enrolled Students* that clarifies the understanding of methods, documentation, and rationale for classifying in-state, out-of-state, or out-of-state with tuition waivers.

Attachment

## RESIDENCE IN-STATE/OUT-OF-STATE STATUS OF ENROLLED STUDENTS

### Purpose

Oklahoma statute 70 O.S., Supp. 2003, §3218.9 2 authorizes the State Regents to establish ~~the proposed~~ tuition and fees to be charged at public institutions to Oklahoma residents and nonresidents alike in-state/out-of-state postsecondary students. ~~Theis~~ policy statement set forth in the paragraphs to follow establishes ~~principles,~~ principles, definitions, principles, criteria, and guidelines to assist institutional officials in the classification of postsecondary students as residents or nonresidents in-state/out-of-state students. ~~for fee and tuition payment purposes.~~ Also, the policy statement should be helpful to prospective students in the determination of their own residence in-state/out-of-state status prior to enrollment or for those ~~non-resident~~ out-of-state students seeking to be reclassified as residents of Oklahoma in-state. ~~after having been classified originally as nonresidents.~~ Determination of residence in-state status for purposes of attendance at an institution in the State is based primarily on ~~the~~ issue of domiciliary intent as defined below.

Since 1890, it has been public policy in Oklahoma to provide comprehensive, ~~low-cost~~ public higher education opportunities for citizens, ~~in order to make educational opportunities available for Oklahoma individuals to improve themselves, to help upgrade the knowledge and skills of the Oklahoma work force, and to enhance the quality of life in Oklahoma generally.~~ Therefore, residents of Oklahoma are afforded subsidies covering ~~a majority of their a~~ portion of their educational costs at all state colleges and universities of the State System. ~~Nonresidents of Oklahoma~~ Out-of-state students are also provided ~~substantial educational subventions~~ subsidies, although at lower levels than those provided for permanent ~~residents of the state~~ in-state students.

Out-of-state tuition waivers provide Oklahoma institutions the ability to attract and graduate out-of-state students with academic abilities and talents who contribute to the economic development, vitality and diversity of the state's campuses. Additionally, Oklahoma institutions located near the state's borders are especially sensitive to serving demographic areas where population, tax dollars, property ownership, etc., cross state borders frequently. Out-of-state tuition waivers allow institutions to serve the community and surrounding area to the benefit of the institution and its students without detriment to Oklahoma residents.

### Definitions

The following words and terms, when used in the Chapter, shall have the following meaning, unless the context clearly indicates otherwise:

“Dependent Person” is one who is under the care, custody, and support of a parent or legal guardian.

“Domicile” is a person's true, fixed, permanent home or habitation. It is the place where he or she intends to remain and to which he or she expects to return. A person can have more than one residence, but only one domicile.

Domicile has two components -- residence and the intention to remain. When these two occur, there is domicile.

“Documented foreign national” is a person who was born outside the jurisdiction of the United States (U.S.), is a citizen of a foreign country, and has not become a naturalized U.S. citizen under U.S. law, but has entered the U.S. by way of legal documentation such as a visa.

“Full-Time Professional Practitioner or Worker” is one a U.S. Citizen or Lawful Permanent Resident who has come to Oklahoma to practice a profession on a full-time basis, conduct a business full-time, or work on a full-time basis.

“Full-Time Student” is an undergraduate student enrolled in a minimum of 12 credit hours per semester in an academic year or a minimum of six credit hours in a summer session. A full-time graduate student is one enrolled in a minimum of nine credit hours per semester in an academic year or a minimum of four credit hours in a summer session or as required by the institution.

“Independent person” is one enjoying majority privileges (or is legally emancipated from the parental domicile) and who is responsible for his or her own care, custody, and support.

“Resident of Oklahoma” “In-state” status is one a classification for a postsecondary student who has lived continuously in Oklahoma for at least 12 months not primarily as a postsecondary student, duration and whose has established domicile is in Oklahoma, and meets requirements associated with in-state status including sections 3.17.4, 3.17.7 and 3.17.8. Students classified as in-state are eligible to apply for state scholarship and financial aid programs. A person’s domicile is his or her true, fixed, permanent home or habitation. It is the place where he or she intends to remain and to which he or she expects to return. A person can have more than one residence, but only one domicile. Domicile has two components — residence and the intention to remain. When these two occur, there is domicile.

“Lawful permanent resident” is a naturalized alien who has been granted official immigration status as a lawful permanent resident of the U.S., as evidenced by a lawful permanent resident card (also called a “green card”) and has permission to reside and work in the U.S.

“Out-of-state” status means an individual does not meet in-state requirements defined in this policy unless otherwise allowed by exceptions or provisions in policy.

“Out-of-state tuition waiver” is the portion of tuition that is waived in excess of that paid by students classified as in-state. This is referred to as “Nonresident Tuition Waiver” in State Regents’ Fiscal Policy.

“Undocumented student” is a person who was born outside the jurisdiction of the U.S., is a citizen of a foreign country, and has not become a naturalized U.S. Citizen under U.S. Law and has entered the U.S. without documentation. Refer to 3.17.6

“U.S. Citizen” is a person born in the United States, a U.S. Territory or former U.S. Territory or who has been granted citizenship by the U.S. Government.

## Principles

As part of the admissions process, institutions are responsible for determining students’ in-state/out-of-state status consistent with this policy. Administrators interview students, review documentation and are in the best position to determine whether the student may be classified as in-state. Each institution must designate an appropriate administrative official (most often the Admissions Officer) as responsible for administration of this policy. Clarification and additional information including documentation examples and frequently asked questions are in the *Academic Affairs Procedures Handbook*.

The burden of proof ~~to establishing Oklahoma residence~~ of establishing in-state status shall be upon the student. Since residence or domicile is a matter of intent, each case will be judged on its own merit by the appropriate administrative official(s) consistent with this policy. Mere assertion by a student such as checking “In-State” on the application for admission is insufficient. The appropriate administrative official must review relevant documents, consider the policy principles and procedures, circumstances, and documentation to determine in-state status. While no set criteria, documentation, or set of circumstances can be used for this purpose, the principles outlined below guide the process.

Attendance at a postsecondary educational institution, albeit a continuous and long-term experience, is interpreted as temporary residence does not establish in-state status. ~~Therefore,~~ a student neither gains nor loses in-state resident status solely by such attendance.

Students attending an Oklahoma college or university may perform many objective acts, some of which are required by law (i.e. payment of taxes), and all of which are customarily done by some ~~nonresidents~~ out-of-state students who do not intend to remain in Oklahoma after graduation, but are ~~situationally~~ situational and necessary and/or convenient voluntary (i.e. registering to vote, obtaining a driver's license). Such acts and/or declarations alone are ~~not~~ insufficient evidence of intent to remain in Oklahoma beyond the college experience.

~~An nonresident~~ out-of-state student attending an Oklahoma college or university on more than a half-time basis is presumed to be in the state primarily for educational purposes.

An individual is not deemed to have acquired in-state status as a resident of Oklahoma until he or she has been in the state for at least a year primarily as a permanent resident and not ~~merely~~ primarily as a student. Likewise, an individual classified as a in-state resident of Oklahoma shall not be reclassified as a ~~nonresident~~ out-of-state until 12 months after ~~having left~~ leaving Oklahoma to live in another state.

Unless residency has been established in another state, ~~an student~~ individual who resided in Oklahoma at the time of graduation from an Oklahoma high

school and has resided in the state with a parent or legal guardian for the two years prior to graduation from high school will be eligible for resident in-state status tuition and scholarships or financial aid provided by the state regardless of immigration status; and as allowed in 3.17.6, 3.17.7 and 3.17.8.

~~All married persons shall be treated as equal under this policy. Each spouse in a family shall establish his or her own residence status on a separate basis. Exceptions include the following: (1) when an nonresident out-of-state status individual marries an person with already established resident of Oklahoma in-state status, the nonresident out-of-state individual may be considered a resident in-state after documentation of the marriage and proof of domicile are satisfied without the 12 month domiciliary waiting period, and (2) as provided in sections 3.17.7 and or 3.17.8.~~

~~G. The burden of proof of establishing Oklahoma residence or domicile, including providing any supporting documentation, shall be upon the applicant. Since residence or domicile is a matter of intent, each case will be judged on its own merit by the appropriate institutional official(s) consistent with this policy. No definitive set of criteria can be established as sufficient to guarantee classification as a resident of Oklahoma.~~

~~G. Initial classification as a nonresident student out-of-state shall not prejudice the right of a person to be reclassified thereafter for following semesters or terms of enrollment as an Oklahoma resident in-state provided that he or she can establish proof of residence in accordance with criteria and procedures as set forth in this policy domicile as defined in this policy. Institutions must establish procedures for students to appeal out-of-state status classification.~~

~~H. Institutions may, but are not required, to waive out-of-state tuition (also known as Nonresident Tuition Waiver) in accordance with current State Regents' Tuition and Fees policy 4.18.5.B that allows any institution in the State System to waive a portion of the out-of-state tuition which amount shall not exceed the difference between out-of-state tuition and the amount paid by in-state students.~~

~~I. When a student transfers from one institution to another, the institution to which the student transfers is not bound by the in-state/out-of-state classification previously determined and may request documentation to determine the student's in-state/out-of-state status.~~

#### 3.17.4 Dependent and Independent Persons

~~A. The legal residence of a dependent person is ~~that of the~~ postsecondary student's parents; or the legal residence of the parent who has legal custody or the parent with whom the student habitually resides. If the student is under the care of those other than the parents, the legal residence is that of the student's legal guardian.~~

~~B. In-state/out-of-state classifications of postsecondary students with extenuating circumstances (e.g., divorced parents with joint custody~~

when one parent or legal guardian lives out-of-state and/or claimed as a dependent on a tax return, etc.) may be considered on a case-by-case basis. Guidance for administrative officers charged with classifying students will be provided in the procedures manual.

C. A dependent person may become emancipated (freed from the parental domicile) establish independent person status through circumstances including marriage, formal court action, abandonment by parents, or positive action on the student's own part evidential of alienation of parental or legal guardian domicile, etc. To qualify under the latter category, a dependent person must have completely separated from the parental or guardian domicile and have proved that such separation is complete and permanent. Additionally, the individual must provide evidence that they are responsible for their housing and living expenses. Mere absence from the parental or guardian domicile is not proof of its complete abandonment. If an applicant can provide adequate and satisfactory proof of complete emancipation evidence of independent status and domicile, they may be granted in-state status.

If an independent person can provide evidence of having come to Oklahoma with the intention of establishing domicile, the applicant may be granted resident student classification in-state status at the next enrollment occurring after expiration of 12 months following establishment of domicile in Oklahoma.

### 3.17.5 Independent Persons

If a person enjoying majority privileges and who is independent of parental domicile can provide adequate and satisfactory proof of having come to Oklahoma with the intention of establishing domicile, that person may be granted resident student classification at the next enrollment occurring after expiration of 12 months following the establishment of domicile in Oklahoma. The spouse of such person must establish proof of his or her own domiciliary status on a separate basis, except as provided in other sections of this policy.

### 3.17.65 Foreign Nationals Documented Foreign Nationals

An individual who is not a U.S. or national Documented foreign nationals may attend as postsecondary students if they have appropriate educational visas. become These individuals are eligible for in-state classification as an Oklahoma resident provided that if they individual holds become lawful permanent residents, status as defined by U.S. Citizenship and Immigration Services (USCIS), evidenced by whatever documents may be required under applicable federal law, who, have resided in Oklahoma for at least 12 consecutive months, and who meets other applicable criteria for establishment of domicile requirements as set forth in this policy. or who has come to Oklahoma as a full-time professional practitioner or worker as described below.

Documented foreign nationals who are present in the U.S. with visas that allow full-time employment for extraordinary ability in sciences, arts, education, business, athletics, as an executive, manager, or specialist of a treaty nation company operating in the U.S. are eligible for out-of-state tuition waivers as long

as they remain in full-time working status. Dependents of these documented foreign nationals who are lawfully present in Oklahoma based on the documented foreign national's visa are also eligible for out-of-state tuition waivers.

### 3.17.6 Undocumented Students

In accordance with Title 70, O.S., Section 3242 (2007) (also known as HB1804 of the First Regular Session of the 51<sup>st</sup> Legislature (~~HB1804~~), an individual who cannot present to the institution valid documentation of United States nationality or an immigration status permitting study at a postsecondary institution but who:

- ~~Graduated from a public or private Oklahoma high school; in Oklahoma may be eligible for enrollment, resident tuition and state student financial aid if the individual meets the following criteria listed below.~~
- ~~A.~~ Resided in this state with a parent or legal guardian while attending classes at an Oklahoma public or private high school in this state for at least two (2) years prior to graduation; and
- ~~B.~~ Satisfied admission standards for the institution.

Individuals who meet the above requirements are eligible for enrollment and/or out-of-state tuition waivers if that individual:

- A. Provides to the institution with a copy of a true and correct application or petition filed with the USCIS United States Citizenship and Immigration Service (USCIS) to legalize the student's immigration status, or
- B. Files an affidavit with the institution stating that the student will file an application to legalize his or her immigration status at the earliest opportunity the student is eligible to do so, but in no case later than:
  - (1) One (1) year after the date on which the student enrolls for study at the institution, or
  - (2) If there is no formal process to permit children of parents without lawful immigration status to apply for lawful status without risk of deportation, one (1) year after the date the USCIS provides such a formal process, and
- C. If the student files an affidavit pursuant to subsection ~~C(2)~~ B. above, presents to the institution a copy of a true and correct application or petition filed with the USCIS no later than:
  - (1) One (1) year after the date on which the student enrolls for study at the institution, or
  - (2) If there is no formal process to permit children of parents

without lawful immigration status to apply for lawful status without risk of deportation, one (1) year after the date the USCIS provides such a formal process, which copy shall be maintained in the institution's records for that student.

D. ~~Any student who completes the required criteria prescribed in subsection A, subsection B and subsection C(1) above,~~ completes and provides the institution with a copy of a true and correct application or petition filed with USCIS to legalize the student's immigration status shall not be disqualified on the basis of the student's immigration status from any scholarships or financial aid provided by this state-~~as long as the student meets the following:~~

- Graduated from a public or private Oklahoma high school;
- Resided in this state with a parent or legal guardian while attending classes at an Oklahoma public or private high school in this state for at least two (2) years prior to graduation; and
- Satisfies admission standards for the institution.

E. This policy shall not impose any additional conditions to maintain ~~resident tuition status~~ eligibility for an out-of-state tuition waiver at a postsecondary educational institution within The Oklahoma State System of Higher Education on a student who was enrolled in a degree program and first received ~~such resident tuition status~~ an out-of-state tuition waiver and/or access to state scholarships at that institution during the 2006-2007 school year or any prior year.

### 3.17.7 Military Personnel

~~A student attending an institution while on~~ Members of the armed forces who provide evidence that they are full-time active duty in the armed forces and stationed in Oklahoma is considered as having a temporary residence in the state in which the student is attending school; therefore, a student neither gains nor loses residence status solely by such military service. Members of the armed services stationed in Oklahoma, their spouses and dependent children shall be admitted without the payment of nonresident tuition and without the 12-month domiciliary requirement, so long as they continue to be stationed in the state in full-time military service and under military orders immediately classified as in-state status along with their spouse and dependent children. Further, when members of the armed services are transferred out-of-state, the member, their spouses and dependent children shall continue to be classified as in-state as long as they remain continuously enrolled.

Former full-time active military personnel who remain in Oklahoma after their service may retain their in-state status without the 12 month requirement if they establish domicile as defined in this policy.

~~While the policy clearly states that nonresident tuition will be waived for military personnel, such a waiver does not constitute Oklahoma residence status. Military personnel and their dependents who provide proof of a legal change in~~

~~their state of residence to Oklahoma (such as claiming Oklahoma for income tax purposes) may have the full benefits of residence status.~~

~~Dependent children of military personnel that establish residency as described in section 3.17.3 of this policy shall maintain residence status if their parents are subsequently stationed out of state. Dependents of military personnel who have not established residency according to policy may maintain nonresident waiver status if their parents are subsequently stationed out of state.~~

### 3.17.8 Full-Time Professional Practitioner or Worker

~~An individual U.S. citizen or Lawful Permanent Resident who provides evidence of having come to Oklahoma to practice a profession on a full-time basis, conduct a business full time, or work on a full-time basis shall be immediately classified as in-state status declared an Oklahoma resident along with the individual's spouse and dependents children without the 12 month domiciliary requirement so long as they continue in such full-time employment capacity or until such time that they independently establish in-state status residency as described in section 3.17.3 of this policy.~~

~~Dependent children of the above professionals that establish residency as described in section 3.17.3 of this policy may maintain residence status if their parents subsequently leave the state.~~

~~Likewise, a full-time professional practitioner or worker who is temporarily assigned to another location but maintains residency domicile in Oklahoma (such as claiming Oklahoma for income tax purposes) shall be considered a to have in-state status resident for tuition and state scholarship and financial aid purposes, along with the practitioner's spouse and dependent children.~~

### 3.17.9 Reclassification

~~In addition to the aforementioned criteria, an independent person seeking to be reclassified as a resident of Oklahoma must meet the following criteria for the current and immediately preceding year.~~

- ~~A. The person must not have been claimed as an exemption for state and federal tax purposes by his or her nonresident parents.~~
- ~~B. The person must be self-supporting as evidenced by having provided the majority of funds for his or her own upkeep.~~
- ~~C. The person must have maintained a continuous residence in Oklahoma for the period set forth in Section 3.17.3 above.~~

### 3.17.10 Administration of Policy Statement

~~Each institution should designate the Admissions Officer or some other individual to be responsible for administration of the policy, and should make appropriate provision for a student's appeal of an adverse decision.~~

### 3.17.11 Tuition Waivers

~~Nothing in this policy precludes the waiving of fees or tuition for nonresidents by any institution upon authorization by the State Regents based on criteria other than residence status provided that the residence status classification will not be affected by any such waiver alone.~~

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*Approved July 1958. Revised March 28, 1967; December 16, 1974; June 29, 1977; July 25, 1984; December 5, 1988; October 23, 1989; March 24, 1993; June 28, 1996; June 30, 2003; April 1, 2004; October 25, 2007 (effective November 1, 2007), \_\_\_\_\_, 2010.*



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #10:**

**Financial Aid Database.**

**SUBJECT:** Acceptance of Report on Financial Aid Database.

**RECOMMENDATION:**

**It is recommended that the State Regents accept the Noel-Levitz report on the development of a financial aid database.**

**BACKGROUND:**

In the report, “Analysis of Financial Aid and Scholarship Programs” by Noel-Levitz (January 20, 2005), a recommendation was made to develop a database containing more financial aid information than currently exists in the State Regents’ Unitized Data System (UDS). The goal was to require all Oklahoma institutions, whose students are eligible to receive state-funded assistance, to submit unit (by student) level data to the State Regents for all Oklahoma resident students enrolled at their institution. Such reporting would include student academics, demographics, full financial aid award information, income level, financial need and expected family contribution. Data would be collected as needed from the Oklahoma public higher education institutions and related entities with development to include an option to add other Oklahoma institutions.

From these data, the State Regents could determine allocation levels for the Oklahoma Tuition Aid Grant (OTAG) awards and perform research on the usage, interaction and effectiveness of state programs. Institutional administrators could benefit from this process by having a database appropriate for conducting research on the impact of aid on student enrollment behavior at their institution. At the State Regents’ discretion, the database also could enable the institutions to compare their statistics and practices with others in their tier. Based on review of responses to an RFP to purchase services to develop a financial aid database, the State Regents awarded the contract to Noel-Levitz in December 2008.

**POLICY ISSUES:**

The recommended action is consistent with the State Regents’ top Public Agenda key objective to strengthen financial support for Oklahoma college students. Despite the significant investment of public resources, financial barriers to higher learning persist for many academically qualified low-income students. Maximizing the use of OTAG and Oklahoma’s Promise enables more Oklahoma students to have financial access and selection of postsecondary educational opportunities.

**ANALYSIS:**

The goal of the financial aid database project was to develop capacity to report on financial aid related issues and perform research on the usage, interaction, and effectiveness of state programs using student academic information, demographics, full financial aid award information, income level, financial need, expected family contribution, etc. The State Regents will collect financial aid data to supplement existing unit record student data collected in the Unitized Data System (UDS).

Noel-Levitz assisted State Regents staff in project planning to design the database and reports, in developing materials to convey the project to institutions and advisory group, and in designing the data structure. Noel-Levitz staff conducted training for institutional and State Regents staffs, collected data for FY07 and FY08 directly from institutions and UDS using a secure data exchange mechanism, checked and edited data and provided summary reports to the institutions. Noel-Levitz has reviewed findings and data collection with State Regents staff, institutional representatives and the advisory group. After delivery of the final report, Noel-Levitz will transfer all institutional data to the State Regents and train staff on collection of financial aid data in the future.

Supplement

Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #11:**

**Teacher Education.**

**SUBJECT:** Incentives to increase science and mathematics teachers through the Teacher Shortage Employment Incentive Program (TSEIP).

**RECOMMENDATION:**

**It is recommended that the State Regents approve the TSEIP benefit of \$13,602 for each teacher eligible by December 2010.**

**BACKGROUND:**

Senate Bill 1393, passed in 2000, called for the Oklahoma State Regents for Higher Education to establish a financial incentive program to encourage mathematics and science students who commit to teaching one or both subjects in Oklahoma's public secondary schools for five consecutive full years. House Bill 1499 amended Senate Bill 1393 in 2001 by specifying a formula for the incentive amount. The formula stipulates the award cannot exceed three times the average annual cost of undergraduate resident tuition and fees for full-time enrollment at institutions with teacher education programs in the Oklahoma State System of Higher Education.

Current rules require eligible students to sign a Participation Agreement with their college of education before graduation. After teaching five full years, participants return the required documentation to receive the TSEIP incentive payment. The entire incentive amount is paid directly to the eligible candidates so it can be applied towards their eligible education loans.

**POLICY ISSUES:**

Procedures for TSEIP awards are guided by Administrative Procedures Act rules. The State Regents recognized the importance of providing incentives to recruit teachers into teaching shortage areas in the 2002 Teacher Supply and Demand Study, which included among its recommendations that "teachers should be paid salary supplements in high demand subject areas." Some of the top teacher shortage areas recognized by the Oklahoma State Department of Education for 2010 were mathematics and science.

**ANALYSIS:**

Since 2006, when the first round of eligible recipients was awarded the TSEIP incentives, 116 inservice teachers have received over 1.5 million dollars in cash incentives for teaching secondary mathematics and/or science in an Oklahoma public school. The TSEIP enrollments have increased by over 50% after the first incentive distribution in 2006. The TSEIP incentive is an effective tool for recruiting and retaining secondary mathematics and science teachers at least for five consecutive years in Oklahoma public schools.

**ANALYSIS:**

Table 1 lists the total number of teacher education candidates who have participated in TSEIP program per institution since 2001. Table 2 indicates the total numbers of eligible candidate who received the TSEIP award after completing five consecutive years of teaching secondary mathematics and/or science in an Oklahoma public school.

**Table 1.**

<b>TSEIP Enrollment: 2001-Present</b>		
<b>Institution</b>		
	<b>Math</b>	<b>Science</b>
<b>CU</b>	20	9
<b>ECU</b>	20	11
<b>MACU</b>	1	0
<b>NSU</b>	71	31
<b>NWOSU</b>	8	4
<b>OBU</b>	3	3
<b>OC</b>	2	2
<b>OCU</b>	3	6
<b>OPSU</b>	6	0
<b>ORU</b>	1	0
<b>OSU</b>	33	83
<b>OU</b>	20	55
<b>OWU</b>	0	2
<b>SEOSU</b>	4	4
<b>SGU</b>	1	2
<b>SNU</b>	2	4
<b>SWOSU</b>	24	14
<b>TU</b>	3	1
<b>UCO</b>	35	35
<b>USAO</b>	7	7
<b>Subtotal</b>	<b>264</b>	<b>273</b>
<b>Total</b>	<b>537</b>	

**Table 2.**

<b>TSEIP Incentive Distribution: 2006-2009</b>				
<b>Institution</b>	<b>Cohort 1</b>	<b>Cohort 2</b>	<b>Cohort 3</b>	<b>Cohort 4</b>
	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>
<b>CU</b>	2	1	0	1
<b>ECU</b>	1	0	0	1
<b>MACU</b>	0	0	0	0
<b>NSU</b>	9	3	2	2
<b>NWOSU</b>	3	0	0	1
<b>OBU</b>	0	0	1	0
<b>OC</b>	0	0	0	0
<b>OCU</b>	1	0	1	0
<b>OPSU</b>	0	0	0	0
<b>ORU</b>	0	0	0	0
<b>OSU</b>	6	9	4	13
<b>OU</b>	2	3	4	1
<b>OWU</b>	0	1	0	0
<b>SEOSU</b>	2	1	0	0
<b>SGU</b>	0	0	0	0
<b>SNU</b>	0	1	0	0
<b>SWOSU</b>	9	0	3	2
<b>TU</b>	0	0	0	1
<b>UCO</b>	5	8	5	1
<b>USAO</b>	2	3	1	0
<b>Subtotal</b>	<b>42</b>	<b>30</b>	<b>21</b>	<b>23</b>
<b>Total</b>	<b>116</b>			

Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
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**AGENDA ITEM #12:**

**Spring 2010 Preliminary Enrollment Report.**

**RECOMMENDATION:**

**It is recommended that the State Regents accept the Spring 2010 Preliminary Enrollment Report.**

**BACKGROUND:**

Since 1941, enrollment data have been collected and reported by the State Regents for Oklahoma higher education institutions. Beginning in 1981, the Unitized Data System (UDS) was used to collect enrollment and other data at the end of each semester and to report unduplicated official enrollments. The original enrollment survey continues to collect preliminary enrollment that can be reported near the beginning of each semester.

**POLICY ISSUES:**

This activity is consistent with the State Regents' reporting responsibilities.

**ANALYSIS:**

- The headcount enrollment at Oklahoma public colleges and universities increased by 6.8 percent from 166,784 in spring 2009 to 178,053 in spring 2010. Research universities increased 0.7 percent from 50,269 to 50,630; regional universities increased 6.6 percent from 50,715 to 54,043; and community colleges increased 11.5 percent from 65,800 to 73,380. (Table 1)
- The semester FTE enrollment at public institutions increased 7.1 percent from 121,805 in spring 2009 to 130,456 in spring 2010.(Table 2)
- The semester FTE enrollment at private institutions was 18,342 in spring 2010, up 2.5 percent from 17,889 in spring 2009. (Table 2)
- The number of first-time freshmen increased 31.7 percent from 8,064 in spring 2009 to 10,622 in spring 2010 at Oklahoma public institutions. The research universities increased 10.3 percent from 126 to 139. The regional universities increased 15.9 percent from 1,230 to 1,426. The community colleges saw the largest increase at 35.0 percent from 6,708 to 9,057. (Table 3)
- The number of first-time freshmen increased 12.6 percent from 174 to 196 at the private institutions. (Table 3)
- Concurrent high school student enrollment at Oklahoma public colleges and universities declined at the research universities from 190 in spring 2009 to 161 in spring 2010. Both the regional and community had increases of 5.7 percent and 5.1 percent respectively. (Table 4)
- The number of concurrent student semester credit hours increased 1.4 percent from 29,366 in spring 2009 to 29,769 in spring 2010. The average number of credit hours per concurrent student decreased slightly from 5.0 to 4.9. (Table 4)

The full report is provided as a supplement to the agenda.

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**AGENDA ITEM #13-a:**

**E & G Allocation.**

**SUBJECT:** Approval of supplemental allocations of revolving fund monies.

**RECOMMENDATION:**

**It is recommended that the State Regents allocate \$25,560,000 from the receipt of supplemental appropriations to offset the reduction in state appropriations for the current fiscal year and uphold the tuition freeze agreement implemented for FY2010.**

**BACKGROUND:**

In November 2010, the State Regents approved a supplemental appropriations request in the amount of \$35.8 million for the restoration of state appropriations needed to uphold the tuition freeze agreement made for FY2010. This request represented the estimated shortfall from state revenues based on five percent reductions implemented in August General Revenue postings from the original the allocated amount to our institutions approved by the State Regents in May 2009. In February 2010, the state legislature approved supplement appropriations based on our request in the amount of \$25.56 million.

**POLICY ISSUES:**

The recommendation is consistent with Regents' policy and actions.

**ANAYLIS:**

House Bill No. 2355 authorizes the State Regents to expend an additional \$12.78 million from supplemental appropriations from the Higher Education Capital Revolving Fund and \$12.78 million from the Oklahoma Student Aid Revolving Fund during FY2010. The attached schedule is included to show the allocations by institution from these funds. The supplement allocation will reduce the current year's shortfall in general revenue from 7.5 percent to 4.23 percent for our system institutions.

**Oklahoma State Regents for Higher Education  
Reduction in FY2010 General Revenue by Institution**

Fund Number	Institution	FY'10 Supplemental Appropriation
290-760	University of Oklahoma	3,552,017
290-761	OU Law Center	199,644
290-770	OU Health Sciences Center (inc GNRI)	2,972,838
290-0765	OU Tulsa	275,272
290-010	Oklahoma State University	3,082,639
290-011	OSU Agriculture Experiment Station	890,822
290-012	OSU Agriculture Extension Division	973,456
290-013	OSU Technical Branch, Okmulgee	485,294
290-014	OSU College of Veterinary Medicine	363,813
290-015	OSU Technical Branch, Oklahoma City	378,739
290-773	OSU College of Osteopathic Medicine	472,694
290-016	OSU-Tulsa	380,097
290-120	University of Central Oklahoma	1,556,595
290-230	East Central University	591,008
290-485	Northeastern State University	945,715
290-505	Northwestern Oklahoma State University	342,170
290-660	Southeastern Oklahoma State University	635,647
290-665	Southwestern Oklahoma State University	766,218
290-100	Cameron University	730,459
290-420	Langston University	623,832
290-530	Oklahoma Panhandle State University	239,213
290-150	University of Science & Arts of Oklahoma	234,834
290-461	Rogers State University	473,058
290-108	Carl Albert State College	214,229
290-165	Connors State College	230,220
290-240	Eastern Oklahoma State College	218,885
290-470	Murray State College	198,699
290-480	Northeastern Oklahoma A&M College	300,300
290-490	Northern Oklahoma College	365,433
290-633	Oklahoma City Community College	840,709
290-241	Redlands Community College	196,763
290-531	Rose State College	703,661
290-623	Seminole State College	202,121
290-750	Tulsa Community College	648,765
290-041	Western Oklahoma State College	183,483
290-606	Ardmore Higher Education Center	24,490
290-620	Quartz Mountain	40,959
204-605	Office of Accountability	25,208
	System Totals	25,560,000

Meeting of the  
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**AGENDA ITEM #13-b:**

**E & G Allocation.**

**SUBJECT:** Approval of allocations to Oklahoma State University Center for Health Sciences and the University of Oklahoma Health Sciences Center from the revenue derived from the sale of cigarettes and tobacco products.

**RECOMMENDATION:**

**It is recommended that the State Regents approve the allocation of \$1,004,112.33 to Oklahoma State University Center for Health Sciences (OSU CHS) and \$1,004,112.33 to the University of Oklahoma Health Sciences Center (OUHSC) from revenue collected from the taxes placed on the sale of cigarettes and tobacco products.**

**BACKGROUND:**

The Oklahoma Legislature passed House Bill No. 2660 in May 2004, designating a portion of the revenue collected from taxes on the sale of cigarettes and tobacco products to be allocated for specific purposes at OUHSC and OSU CHS. This revenue will be deposited into dedicated funds, the "Comprehensive Cancer Center Debt Service Revolving Fund," at the Health Sciences Center and the "Oklahoma State University College of Osteopathic Medicine Revolving Fund," at OSU CHS. The bill states that the revenue collected shall be evenly deposited into accounts designated at these entities, for the purpose of servicing the debt obligations incurred to construct a nationally designated comprehensive cancer center at the OU Health Sciences Center and for the purpose of servicing debt obligations for construction of a building dedicated to telemedicine, for the purchase of telemedicine equipment and to provide uninsured/indigent care in Tulsa County through the OSU College of Osteopathic Medicine. The State Regents approved the first allocation of these funds in the meeting of May 27, 2005.

**POLICY ISSUES:**

The recommendation is consistent with Regents' policy and approved budget principles.

**ANALYSIS:**

The fund currently has on deposit \$2,008,224.66. This amount is sufficient for a transfer of \$1,004,112.33 each to OSU CHS and OUHSC. The OU Health Sciences Center will hold their funds in an account designated for the construction of a Comprehensive Cancer Center to be expended at a future date. The OSU Center for Health Sciences will expend their funds on the following approved program components: (1) indigent patient clinical care, (2) telemedicine equipment and (3) facility upgrades.

The current accumulated allocation to each institution, including this allocation, totals to \$27,552,432.06.

**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION  
RESOLUTION NO. 4949**

Pursuant to the authority granted under the Constitution of Oklahoma by Articles XIII-A adopted March 11, 1941, which vests in the Oklahoma State Regents for Higher Education the allocation of funds appropriated by the Legislature for use in The Oklahoma State System of Higher Education and pursuant to the provisions of House Bill No. 2660, of the Forty-Eighth Oklahoma Legislature,

The Oklahoma State Regents for Higher Education hereby **ALLOCATE** the sums set out below for the respective special programs of the specified institutions for the fiscal year beginning July 1, 2009, and ending June 30, 2010, said funds to be subsequently allotted for encumbrance and expenditure during said fiscal year, as provided by law.

University of Oklahoma Health Sciences Center – Cancer Center Debt Service  
Oklahoma State University College of Medicine – Telemedicine Program

From: 296-10-605-000000	\$2,008,224.66
To: 296-770	\$1,004,112.33
290-773	\$1,004,112.33
Total	\$2,008,224.66

Adopted by the State Regents in the meeting of March 11, 2010

SEAL:

ATTEST:

Julie Carson, Secretary

William Stuart Price, Chairman

I, Glen Johnson, do hereby certify that the above is a correct statement of the action authorized by the Oklahoma State Regents for Higher Education as set forth in the minutes of the regular meeting on March 11, 2010.

Glen D. Johnson, Chancellor

Duly subscribed and sworn to before me this day.

\_\_\_\_\_  
Notary Public

My commission expires \_\_\_\_\_.

Meeting of the  
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**AGENDA ITEM #14-a:**

**Tuition and Fees.**

**SUBJECT:** Posting of legislative tuition and mandatory fee limits for resident and nonresident undergraduate, graduate, and professional programs for Fiscal Year 2011 and posting of institutional requests for changes to academic services fees for Fiscal Year 2011.

**RECOMMENDATION:**

**It is recommended that the State Regents approve the posting of 1) legislative tuition and mandatory fee limits for resident and nonresident undergraduate, graduate, and professional programs for Fiscal Year 2011; and 2) institutional requests for changes to academic services fees for Fiscal Year 2011, as reported on the attached schedules.**

**BACKGROUND:**

**Constitutional and Statutory Provisions for the Coordination of Higher Education Tuition and Fees**

Article XIII-A of the Constitution of the State of Oklahoma establishes the Oklahoma State Regents for Higher Education as the coordinating board of control for all public institutions in The Oklahoma State System of Higher Education. Among others, specific powers enumerated include the power to prescribe and coordinate student fees and tuition within limits prescribed by the Legislature. The State Regents are authorized to 1) establish resident tuition and mandatory fees at levels less than the average rate charged at public institutions in the Big Twelve Conference for research universities and less than the average rate charged at peer institutions for regional universities and community colleges, 2) establish academic services fees, not to exceed the cost of the actual services provided, and 3) make a reasonable effort to increase need-based financial aid available to students proportionate to any increase in tuition, as well as annually report on tuition and fees.

**1) Legislative Tuition and Mandatory Fee Limits**

The attached schedule lists “Not to Exceed” amounts for tuition and mandatory fees that are recommended for posting at this time for Fiscal Year 2011, as provided by law, for resident and nonresident tuition and mandatory fees for undergraduate, graduate, and professional programs. The guaranteed tuition rate of undergraduate resident tuition charged to students shall not exceed one hundred and fifteen percent (115%) of the nonguaranteed tuition rate charged students at the same institution. Institutions and governing boards will submit their requested increases for tuition and mandatory fees for Fiscal Year 2011 in June, after the higher education appropriation is known. It is expected that most institutions will request new rates that are in compliance with and well under the maximum rates.

**2) Academic Services Fees**

The attached schedule lists institutional requests for changes to academic services fees for Fiscal Year 2011. Institutions assess special fees for instruction and academic services as a condition of enrollment and as a condition of academic recognition for completion of prescribed courses. These fees are required

for all students receiving certain courses of instruction or academic services as designated by the institution. The requested changes to academic services fees for Fiscal Year 2011 are recommended for posting at this time. Institutions have provided justifications for requested increases in these fees, the total revenue to be collected from the fees, and the use of increased revenues.

A public hearing will be held at the State Regents' office on a date still to be determined for the purpose of receiving views and comments on the requested changes to academic services fees and the legislative limits for resident and nonresident tuition and mandatory fees. Institutional requests are posted here for discussion purposes. The State Regents will act on proposals at their regular meeting scheduled to be held on Thursday, June 24, 2010. State Regents' staff will subsequently review institutions' published tuition and fee schedules for compliance with State Regents' action.

### **POLICY ISSUES:**

This item is consistent with the State Regents' Policy and Procedures Relating to Tuition and Student Fees.

### **ANALYSIS:**

#### **1) Legislative Tuition and Mandatory Fee Limits**

70 O. S. 2004 Supp., Section 3218.8, specifies the legislative limits for resident and nonresident tuition and mandatory fees by tier, i.e., research universities, regional universities, community colleges and for professional programs. Regents' staff compiled a listing of tuition and mandatory fees charged at public institutions in the Big Twelve Conference, at like-type public institutions in surrounding and other states, at public community colleges receiving no local tax funding in surrounding and other states, and for professional programs, as shown in the *FY10 Legislative Peer Limits for Tuition and Mandatory Fees* schedules attached. Peer institutions in each tier also increased their tuition and mandatory fees in FY09, resulting in Oklahoma's rates, relative to those of their respective peers, increasing slightly as well. Research universities' current average tuition and mandatory fee rates are 87.2 percent of the Big 12 Conference average, an increase of 6.3 percentage points; the average for regional universities increased 4.2 percentage points to 84.1 percent of the peer average; and the average for community colleges increased 2.4 percentage points to 70.0 percent of their peer average for resident undergraduate tuition and mandatory fees. The State Regents annually monitor and publish the tuition and mandatory fees at peer institutions, at each institution in Oklahoma, and the maximum possible increase for the next academic year. This information is available upon request.

#### **2) Academic Services Fees**

Of the twenty-five public institutions and six constituent agencies in The State System, twenty-four requested changes in academic services fees for Fiscal Year 2011 and seven had no requests for changes in these fees. Fourteen institutions have requested 119 changes in Special Instruction Fees; nine institutions have requested 32 changes in Facility/Equipment Utilization Fees; nine institutions have requested 22 changes in Testing/Clinical Services Fees; nineteen institutions have requested changes in 208 Classroom/Laboratory Supply and Material Fees; and fifteen institutions have requested 53 changes in various Other Special Fees. A total of 434 changes have been requested to academic services fees for Fiscal Year 2011, a decrease of 382 requests (-46.8%) when compared to FY10 requests. Institutions estimate approximately \$10.7 million in new revenue will result from these changes to fees. The complete listing of requests for posting is attached.

This information is being posted for State Regents' review and public comment.

<b>Undergraduate (30 Credit Hours)</b>	<b>FY11 Peer Limit for <u>Resident</u> Tuition and Mandatory Fees</b>	<b>FY11 Per Credit Hour Rate</b>	<b>FY11 Peer Limit for <u>Nonresident</u> Tuition and Mandatory Fees</b>	<b>FY11 Per Credit Hour Rate</b>
<b>Research Universities</b> <i>(Includes OSU-OKC; OSU-Okmulgee; OSU, Tulsa; OU Health Sciences Center; and OU, Tulsa)</i>	\$7,645.00	\$254.83	\$21,887.00	\$729.57
<b>Regional Universities</b> <i>(Includes Ardmore Higher Education Center)</i>	\$5,323.00	\$177.43	\$17,069.00	\$568.97
<b>University of Central Oklahoma</b>	\$5,897.00	\$196.57	\$16,035.00	\$534.50
<b>Univ of Science &amp; Arts of Okla</b>	\$7,489.00	\$249.63	\$17,328.00	\$577.60
<b>Community Colleges</b>	\$3,935.00	\$131.17	\$8,007.00	\$266.90

<b>Graduate (24 Credit Hours)</b>	<b>FY11 Peer Limit for <u>Resident</u> Tuition and Mandatory Fees</b>	<b>FY11 Per Credit Hour Rate</b>	<b>FY11 Peer Limit for <u>Nonresident</u> Tuition and Mandatory Fees</b>	<b>FY11 Per Credit Hour Rate</b>
<b>Research Universities</b> <i>(Includes OSU, Tulsa; OU Health Sciences Center; and OU, Tulsa)</i>	\$8,026.00	\$334.42	\$18,637.00	\$776.54
<b>Regional Universities</b> <i>(Includes Ardmore Higher Education Center)</i>	\$5,227.00	\$217.79	\$11,544.00	\$481.00
<b>University of Central Oklahoma</b>	\$6,927.00	\$288.63	\$16,163.00	\$673.46

70 O.S. 2004 Supp., Section 3218.8, provides that the limits for undergraduate resident tuition and mandatory fees shall be less than the average of resident tuition and mandatory fees at peer institutions for each tier. Guaranteed tuition shall not exceed 115% of the resident tuition.

Undergraduate nonresident tuition and mandatory fees shall be less than 105 percent (105%) of the average of nonresident tuition and mandatory fees at peer institutions for each tier.

70 O. S. 2004 Supp., Section 3218.9, provides that the limits for graduate resident and graduate nonresident tuition and mandatory fees shall be less than the average resident and nonresident tuition and mandatory fees at peer institutions for each tier.

<u>TIER</u>	<u>PEER INSTITUTIONS</u>
Research Universities	Big 12 Public Institutions
Regional Universities	Like-type public institutions in surrounding and other states
Community Colleges	Public two-year colleges that receive no local tax funding in surrounding and other states

***At their meeting in June 2010, State Regents will consider FY11 undergraduate and graduate tuition and mandatory fee requests from institutions which are within the legislative limits posted above.***

**Oklahoma State Regents for Higher Education  
FY11 Legislative Peer Limits for Tuition and Mandatory Fees**

Professional Programs	FY11 Peer Limit for <u>Resident</u> Tuition and Mandatory Fees	FY11 Peer Limit for <u>Nonresident</u> Tuition and Mandatory Fees
<b>University of Oklahoma</b>		
College of Law	\$20,927.00	\$32,506.00
<b>OU Health Sciences Center</b>		
Doctor of Medicine	\$26,472.00	\$49,305.00
Doctor of Dental Science	\$26,031.00	\$53,271.00
Physician's Associate	\$13,393.00	\$24,737.00
PharmD	\$19,148.00	\$32,659.00
Occupational Therapy	\$9,015.00	\$18,175.00
Physical Therapy -- Masters*	\$11,699.00	\$20,267.00
Physical Therapy -- Doctoral*	\$11,369.00	\$23,143.00
Doctor of Audiology	\$10,721.00	\$21,612.00
Public Health	\$9,299.00	\$19,931.00
Nursing -- Doctoral	\$7,116.00	\$16,440.00
<b>Oklahoma State University</b>		
Center for Health Sciences	\$24,524.00	\$45,772.00
College of Veterinary Medicine	\$19,507.00	\$39,242.00
<b>Northeastern State University</b>		
College of Optometry	\$21,257.00	\$33,498.00
<b>Southwestern Oklahoma State University</b>		
PharmD	\$13,733.00	\$28,043.00
<b>Langston University</b>		
Physical Therapy -- Doctoral	\$11,396.00	\$23,143.00
<p>70 O.S. 2004 Supp., Section 3218.9, provides that the limits for professional program resident and nonresident tuition and mandatory fees shall be less than the average of resident and nonresident tuition and mandatory fees for like-type professional programs at public institutions.</p> <p><b><i>At their meeting in June 2010, State Regents will consider FY11 professional program tuition and mandatory fee requests from institutions which are within the legislative limits posted above.</i></b></p>		

*\*The OUHSC Physical Therapy professional program is moving to a doctoral degree program. Beginning in FY09, incoming students will begin in the doctoral level program while current students will be allowed to complete the masters level program, which will then be phased out.*

# **PUBLIC HEARING NOTICE**

## **TUITION AND FEES Effective Academic Year 2010-2011**

The Oklahoma State Regents for Higher Education will conduct a public hearing for the purpose of receiving views and comments on the subject of tuition and fees charged students as a condition for enrollment at institutions in The Oklahoma State System of Higher Education. The hearing will be held in the State Regents' Conference Room on the second floor of 655 Research Parkway, Oklahoma City, Oklahoma on Tuesday, April 27, 2010 at 10:30 a.m.

The following will be presented for comment:

- Tuition and mandatory fee limits for undergraduate and graduate programs;
- Tuition and mandatory fee limits for professional programs;
- Academic service fee proposals.

Those desiring to be heard should notify the Chancellor's Office of the State Regents by 5:00 p.m. on Thursday, April 22, 2010 Research Parkway, Suite 200, Oklahoma City, Oklahoma, 73104, or by phone at (405) 225-9120.





Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #15:**

**Master Lease.**

**RECOMMENDATION:**

**It is recommended that the State Regents authorize for submission to the Council of Bond Oversight the 2010A Master Lease Series. The total projects from four entities amount to approximately \$14.3 million.**

**BACKGROUND:**

The Oklahoma State Legislature approved in May 1999, Senate Bill 151, which authorized the State Regents to establish a master lease program. State System entities may enter into lease agreements for projects having a project value of \$50,000 up to a maximum of \$10 million. The terms of the lease agreements will vary by the useful life of the equipment purchases.

The State Regents' office works in conjunction with the Oklahoma Development Finance Authority (ODFA) to administer this program with each institutional lease purchase agreement submitted to the Council of Bond Oversight for approval. The institutional governing boards have given prior approval of all equipment purchases submitted under this program.

**POLICY ISSUES:**

Recommendation is consistent with current State Regents' policy.

**ANALYSIS:**

The Master Lease Purchase Program provides the State System entities a method of financing major personal property acquisitions at significant efficiencies from both financing aspects and administration. This program is designed to provide flexibility in acquiring new capital equipment by allowing lease purchase payments or debt service payments to be made on a monthly basis from current capital and operating funds. Individual sub-lease agreements will be entered into with each participating institution and the State Regents, under the terms of the Master Lease Purchase Agreement. The institution's fee structure shall be based on the individualized purchase package and interest rates available on the day of bond pricing.

The first series for 2010 includes four system institutions with an estimated total of approximately \$14.3 million of equipment purchases. The following table summarizes this series of project totals by institution.

<b>Institution</b>	<b>Total Amount to be Financed in April Issue</b>
Oklahoma State University	\$10,000,000
Rogers State University	578,000
Redlands Community College	753,000
Northeastern State University	3,000,000
Total for April Issue	\$14,331,000

**MASTER LEASE-PURCHASE DETAILED LISTING**

**Fiscal Year 2010**

Name of Institution: Oklahoma State University										
Item #	State Regents' Campus Master Plan Project #	Description--Be Specific (i.e., size, model, series)	Estimated Cost	Number of Years you wish to finance the debt service	Estimated Date Funding Needed mm/dd	Estimated Useful Life in Years	Estimated Replacement Strategy Life* in Years	Will a Third Party Benefit Economically by use of this Equipment (i.e. Taxable Third Party such as For-Profit Entity)	Point of Contact (Name and Phone Number)	Remarks
1		Utilities-Energy Savings Project (Including but not limited to interior and exterior campus-wide lighting retrofit, variable air volume conversion project in various buildings, and computerized maintenance management system)	\$10,000,000	20	Apr '10	20		no	Daniel Ferris 405-744-7131	
2										
3										
4										
5										
6										
7										
8										
9										
10										
11										
12										
13										
14										
15										
		<b>Total (Subtotal if multiple sheets)</b>	\$10,000,000							

\* If the requested capital lease item is part of an ongoing replacement program within the institution, provide how often such equipment is replaced.

Please return your survey to smauck@osrhe.edu or by fax to 405-225-9230.

**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION  
 MASTER LEASE-PURCHASE DETAILED LISTING  
 Fiscal Year 2010**

								Name of Institution:	Rogers State University	
Item #	State Regents' Campus Master Plan Project #	Description--Be Specific (i.e., size, model, series)	Estimated Cost	Number of Years you wish to finance the debt service	Estimated Date Funding Needed mm/dd	Estimated Useful Life in Years	Estimated Replacement Strategy Life* in Years	Will a Third Party Benefit Economically by use of this Equipment (i.e. Taxable Third Party such as For-Profit Entity)	Point of Contact (Name and Phone Number)	Remarks
1	461-0006	New Bus	\$ 80,000.00	5	May-10	5		No	Tom Volturo, 918-343-7861	
2	461-0010	Baird Hall Computer & Technology Equipment Project	\$ 498,000.00	5	May-10	5		No	Tom Volturo, 918-343-7861	
		<b>Total (Subtotal if multiple sheets)</b>	\$ 578,000.00							
* If the requested capital lease item is part of an ongoing replacement program within the institution, provide how often such equipment is replaced.										
Please return your survey to smauck@osrhe.edu or by fax to 405-225-9230.										

**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION  
MASTER LEASE-PURCHASE DETAILED LISTING  
Fiscal Year 2010**

Name of Institution: Redlands Community College										
Item #	State Regents' Campus Master Plan Project #	Description--Be Specific (i.e., size, model, series)	Estimated Cost	Number of Years you wish to finance the debt service	Estimated Date Funding Needed mm/dd	Estimated Useful Life in Years	Estimated Replacement Strategy Life* in Years	Will a Third Party Benefit Economically by use of this Equipment (i.e. Taxable Third Party such as For-Profit Entity)	Point of Contact (Name and Phone Number)	Remarks
1	2410013	Boiler System & HVAC Upgrades - Admin Bldg & Student Services	\$ 111,000	5	Jul-10	20-30	End of Life	No	Karen Boucher 422-1265	Remove obsolete (existing) back-up boiler & condemned main boiler & replace with energy-efficient, modular boiler
2	2410006	Faculty and Classroom Computers	\$ 80,000	5	Jul-10	5	End of Life	No	Karen Boucher 422-1265	Replace approx. 72 faculty office and classroom presentation computers
3	241006	IT Infrastructure at Royse Ranch	\$ 230,000	5	Jul-10	5-10	End of Life	No	Karen Boucher 422-1265	Wireless tower, connections, fiber, servers at Royse Ranch
4	2410013	Bldg Infrastructure Upgrades & Grounds Maintenance Equipment	\$ 242,000	5	Jul-10	10-15	End of Life	No	Karen Boucher 422-1265	Repairs & Maintenance to existing electrical, plumbing, HVAC, and energy equipment and purchase of maintenance equipment.
5	241006	Security Infrastructure Upgrades	\$ 90,000	5	Jul-10	5-10	End of Life	No	Karen Boucher 422-1265	Security Cameras and Electronic Door Locks for each exterior building entrance
6										
7										
8										
9										
10										
11										
12										
13										
14										
15										
		<b>Total (Subtotal if multiple sheets)</b>	\$ 753,000							

\* If the requested capital lease item is part of an ongoing replacement program within the institution, provide how often such equipment is replaced.

Please return your survey to [smauck@osrhe.edu](mailto:smauck@osrhe.edu) or by fax to 405-225-9230.

**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION  
 MASTER LEASE-PURCHASE DETAILED LISTING  
 Fiscal Year 2010**

Name of Institution: Northeastern State University										
Item #	State Regents' Campus Master Plan Project #	Description--Be Specific (i.e., size, model, series)	Estimated Cost	Number of Years you wish to finance the debt service	Estimated Date Funding Needed mm/dd	Estimated Useful Life in Years	Estimated Replacement Strategy Life* in Years	Will a Third Party Benefit Economically by use of this Equipment (i.e. Taxable Third Party such as For-Profit Entity)	Point of Contact (Name and Phone Number)	Remarks
1		Upgrade to existing administrative software system.	\$3,000,000	7 yrs	May-10	10 yrs		No	David Koehn 918-458-2030	
2										
3										
4										
5										
6										
7										
8										
9										
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12										
13										
14										
15										
		<b>Total (Subtotal if multiple sheets)</b>	\$3,000,000							

\* If the requested capital lease item is part of an ongoing replacement program within the institution, provide how often such equipment is replaced.

Please return your survey to smauck@osrhe.edu or by fax to 405-225-9230.



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #16-a:**

**Revenue Bonds.**

**SUBJECT:** Review of Statement of Essential Facts.

**RECOMMENDATION:**

**It is recommended that the State Regents certify to the Attorney General of Oklahoma that the Statements of Essential Facts for the University of Oklahoma Health Sciences Center, Series 2010A an amount not to exceed \$21,345,000 and Series 2010B (taxable) an amount not to exceed \$11,025,000, is substantially accurate.**

**BACKGROUND:**

For revenue bonds issued pursuant to Title 70, O.S., Supp 2005, Section 3305(n) and 3980.1 *et seq.*, a Statement of Essential Facts shall be prepared by the issuing Board of Regents for the use of and information of prospective bond purchasers. This process requires that the State Regents examine the Statement of Essential Facts and, if found to be substantially accurate, certify such to the Attorney General of Oklahoma. These series represent the third and fourth series to be issued under the "General Obligation" legislation for the University of Oklahoma Health Sciences Center.

**POLICY ISSUES:** None

**ANALYSIS:**

The proceeds received from the sale of the Series 2010A/B bonds will be used (a) to refund the 1998 Utility System Revenue Bonds up to \$4,925,000 outstanding (b) refund the 1995 Student Center Revenue Bonds up to \$965,000 outstanding (c) refund the 2001 Student Center Revenue Bonds up to \$2,736,000 outstanding (d) to construct, renovate, remodel, expand, furnish and equip Health Science parking, data center, and utility facilities at the Oklahoma City campus, and (c) to pay the costs of issuance.

The bonds to be issued as fully registered bonds will be payable on January 1 each of the years 2010 through 2030, with interest payments commencing on July 1, 2010, and semiannually each year thereafter. The bonds are special obligations of the Board of Regents of the University of Oklahoma. These bonds are being issued on parity with the following general obligation bond issuances: 2008A and 2008B.

The University has pledged, as security for the bonds the General Revenues consisting of the following revenues sources: Student Facility Fee revenue, parking fee revenues, utility system revenues, and energy efficiency savings. The Utility System is expected to generate additional capacity and savings on utility consumption estimated to \$7 million over the next 10 years. No reserve requirement will be established with respect to these series of bonds. The pledged revenues as anticipated by the University's Board will provide sufficient revenue to pay principal of and interest on the Bonds.

The Statement of Essential Facts as reflected in the Preliminary Official Statement for the multiple facilities projects has been reviewed and found to be substantially accurate. Projected revenue, as described in the Statement, will assure that revenues will be adequate to cover debt service requirements. The University of Oklahoma Health Sciences Center maintains compliance with their Board of Regents' "Debt Policy," and will support the bonds by an achievable financial plan that will include servicing the debt, meeting new or increased operating costs, and maintaining an acceptable debt service coverage ratio.

A copy of the Preliminary Official Statement is available for review.

A listing of the proposed projects to be included follows:

Parking Facilities Improvements	\$3,500,000
Steam/Chilled Water Utility System	\$10,000,000
Data Center Construction	\$10,000,000
Refunding of Previous Utility System Revenue Bond	\$4,925,000
Refunding of Previous Student Center Revenue Bonds	\$3,701,000

Meeting of the  
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**AGENDA ITEM #16-b:**

**Revenue Bonds.**

**SUBJECT:** Review of Statement of Essential Facts.

**RECOMMENDATION:**

**It is recommended that the State Regents certify to the Attorney General of Oklahoma that the Statements of Essential Facts for Oklahoma State University, Series 2010A an amount not to exceed \$45,000,000 and Series 2010B (taxable) an amount not to exceed \$20,000,000, is substantially accurate.**

**BACKGROUND:**

For revenue bonds issued pursuant to Title 70, O.S., Supp. 2005, Sections 3305(n) and 3980.1 *et seq.*, a Statement of Essential Facts shall be prepared by the issuing Board of Regents for the use of and information of prospective bond purchasers. This process requires that the State Regents examine the Statement of Essential Facts and, if found to be substantially accurate, certify such to the Attorney General of Oklahoma. These series represent the second and third series to be issued under the "General Obligation" legislation for Oklahoma State University.

**POLICY ISSUES:** None

**ANALYSIS:**

The proceeds received from the sale of the Series 2010A/B bonds will be used (a) to refund the outstanding 1998 Athletic Facilities Revenue Bonds (b) to construct, renovate, remodel, expand and equip certain improvements to the athletic facilities on the Stillwater campus, (c) to reimburse the University for related expenditures prior to the issuance of the bonds, and (d) to pay the costs of issuance. The refunding will result in an estimated savings of approximately \$1.4 million.

The bonds to be issued as fully registered bonds will be payable on August 1 each of the years 2010 through 2039, with interest payments commencing on August 1, 2010, and semiannually each year thereafter. The bonds are special obligations of the Board of Regents of the Oklahoma A&M Colleges. These bonds are being issued on parity with the 2009A general obligation bond issuance.

The University has pledged, as security for the bonds General Revenues, including all athletic revenues. No reserve requirement will be established with respect to these series of bonds. The pledged revenues as anticipated by the University's Board will provide sufficient revenue to pay principal of and interest on the Bonds.

The Statement of Essential Facts as reflected in the Preliminary Official Statement for the athletic facilities projects has been reviewed and found to be substantially accurate. Projected revenue, as described in the Statement, will assure that revenues will be adequate to cover debt service requirements. Oklahoma State University maintains compliance with their Board of Regents' "Debt Policy," and will

support the bonds by an achievable financial plan that will include servicing the debt, meeting new or increased operating costs, and maintaining an acceptable debt service coverage ratio.

A copy of the Preliminary Official Statement is available for review.

A listing of the proposed projects to be included follows:

Stadium Improvement Projects	\$38,020,000
Refunding of Previous Athletic Facilities Bonds	\$14,325,000

Meeting of the  
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**AGENDA ITEM #17:**

**Purchases.**

**SUBJECT:** Approval of FY-2010 Purchases in excess of \$100,000.

**RECOMMENDATION:**

**It is recommended that the State Regents approve purchases for amounts that are in excess of \$100,000.**

**BACKGROUND:**

Agency purchases are presented for State Regents' action. They relate to previous board action and the approved agency budgets.

**POLICY ISSUES:**

The recommended action is consistent with the State Regents' purchasing policy which requires State Regents' approval of purchases in excess of \$100,000.

**ANALYSIS:**

The one item below is in excess of \$100,000 and requires State Regents' approval prior to issuing a purchase order.

Purchases Over \$100,000.

One (1) of one (1) items relate to OneNet. A change order has been submitted for Intelleg in the amount of \$41,900. Additional funds are needed to meet the cost of installing a new DS3 Circuit to Cheyenne Public Schools. This change increases the purchase order total to \$135,000 (funded from 718-OneNet).



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**AGENDA ITEM #18:**

**Deleted Item.**



Meeting of the  
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**AGENDA ITEM #19:**

**Commendations.**

**RECOMMENDATION:**

**It is recommended that the State Regents accept this report and commend staff for state and national recognitions.**

State Regents' staff received the following state and national recognitions:

- **Dr. Cindy Brown**, director of student preparation, presented at ACT's 3rd Annual Invitational Symposium on College Readiness, Course Rigor, and Student Preparation: Sharing Best Practices for Increasing Rigor and College Readiness for All Students; presented at The Oklahoma Algebra Highway: A Curricular Roadmap to Success in February 2010.
- **Dr. Debbie Blanke**, associate vice chancellor for Academic Affairs, was recognized as the outgoing chairperson of the Governor's International Team in the Blue Room at the Capitol on Tuesday, February 16, 2010. She also made presentations on statewide health care workforce needs to the Oklahoma Hospital Association's Human Resource Directors and to Leadership Tulsa. Dr. Blanke is currently the Vice Chair of the Oklahoma Health Care Workforce Resources Center Board, serving as the designee for the Chancellor.
- **Angela Caddell**, OGSLP's director for communications, financial education & outreach, has been named vice chair for the nationwide College Access Initiative workgroup of the National Council on Higher Education Loan Programs (NCHELP). This group develops "best practice" resources and programs to help agencies expand the reach and scope of outreach activities for students and families and works collaboratively with college access partners including the National College Access Network, Pathways to College Network and Council for Opportunity in Education. She was also recently elected vice chairman of the Board of Directors for the Oklahoma Council on Economic Education (OCEE), the state affiliate of the national Council, which promotes economic and financial literacy for all Oklahomans.
- **Chancellor Glen D. Johnson**, represented the State System of Higher Education at the State-of-the-State Address at the Capitol; met with Governor Brad Henry and the Council of Presidents to discuss the upcoming legislative session; met with Senator Mike Johnson to discuss Higher Education's legislative agenda; met with Representative Ken Miller, Appropriations Committee Chairman, to discuss Higher Education's legislative agenda; met with Senator Glenn Coffee to discuss Higher Education's legislative agenda; met with Speaker of the House Chris Benge to discuss Higher Education's legislative agenda; taped comments for the CLASS TaskForce Statewide Conference; was interviewed by reporter Susan Simpson of *The Oklahoman* concerning Higher Education's legislative agenda; addressed Regents and Legislators at the Annual Regional University System of Oklahoma breakfast on Higher Education Day at the Capitol; was keynote speaker for Higher Education Day at the Capitol; spoke at TRiO Day at the Capitol; met with Representative Hamilton; was interviewed for *The Verdict* television show; met with *The Oklahoman* editorial board to discuss Higher Education's legislative agenda; met with Senator Jay Paul Gumm to discuss Higher Education's legislative agenda; met with the College

of the Muskogee Nation; was honored at the dedication ceremony at Southeastern Oklahoma State University with the naming of the Glen D. Johnson Jr. Student Union; presented the Distinguished Service Award to Representative John Carey at Southeastern Oklahoma State University; addressed the Nigh Scholars at their annual event in Oklahoma City; presented the Distinguished Service Award to State Treasurer Scott Meacham in Oklahoma City; addressed the Statewide Conference on Alternatives to Textbooks.

- **Matt Higdon**, field coordinator of student preparation, presented at ACT's 3rd Annual Invitational Symposium on College Readiness, Course Rigor, and Student Preparation: Sharing Best Practices for Increasing Rigor and College Readiness for All Students.
- **Oklahoma Money Matters** and **UCanGo2**, OGSLP's financial literacy and college access outreach programs, respectively, have been recognized in the national financial literacy update from the Comptroller of the Currency of the U.S. Department of the Treasury.

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**AGENDA ITEM #20:**

**Executive Session.**

*Not Available Electronically.*



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #21-a:**

**Programs.**

**SUBJECT:** Approval of institutional requests.

**RECOMMENDATION:**

**It is recommended that the State Regents approve modifications to existing programs, as described below.**

**BACKGROUND:**

University of Oklahoma (OU)

- 2 degree program requirement changes
- 6 degree program course requirement changes

East Central University (ECU)

- 2 degree program requirement changes
- 3 degree program course requirement changes

Tulsa Community College (TCC)

- 2 degree program course requirement changes
- 1 degree program option addition
- 4 degree program option deletions
- 2 degree program option name changes
- 1 degree program name changes

**POLICY ISSUES:**

These actions are consistent with the State Regents' *Academic Program Approval* policy.

**ANALYSIS:**

**OU-Bachelor of Science in Environmental Science (075)**

**-Master of Science in Environmental Science (076)**

Degree program requirement changes and degree program course requirement change:

- Delete ENGR 1420, CEES 4603, CEES 4863, P SC 3233 and CEES 4463 from Bachelor's degree required courses.
- Add BIO 1134, CEES 4263 or CEES 4863, GEOG 4293, CEES Track Elective and CEES Professional Elective course to Bachelor's degree required courses.
- Change clarification for graduate student status to "Students are eligible for graduate status upon clearance for graduation with the Bachelor of Science in Environmental Science."
- Proposed changes are a result of curriculum changes to strengthen the program as requested by faculty.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

### **OU-Bachelor of Arts in International and Area Studies (018)**

Degree program course requirement changes:

- Add IAS 3623, P SC 3513, P SC 3533 and IAS 3183 to International Studies option.
- Delete P SC 4553, P SC 4613, ANTH 3143, ANTH 3553, ANTH 3843 and IAS 3093 from International Studies option.
- Change HIST 2823 to HIST 2403 in Asian Studies option.
- Add HIST 4203, HIST 4213, IAS 3183, RELS 2703, RELS 2713, 3933, MLLL 3623 and MLLL 3753 to Asian Studies option.
- Delete MLLL 4183 from Asian Studies option.
- Add IAS 3183, IAS 3623, P SC 4613, AFAM 4123, AFAM 4143, IAS 3423, IAS 4523, IAS/HIST 4533 and IAS 4543 to International Security Studies option.
- Delete RELS 2013 and RELS 2923 from International Security Studies option.
- Add IAS/MLLL 3453 and IAS/MLLL3463 to Middle Eastern Studies option.
- Add HIST 3513, HIST 4503, HIST 4553 and P SC 3543 to Latin American Studies option.
- Delete ANTH 3143 from Latin American Studies option.
- Add A HI 4343 and MLLL 3313 to European Studies option.
- Add MLLL 3183 to Russian and East European option.
- Proposed changes provide more course options in major areas of study within the degree program.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

### **OU-Bachelor of Science in Geography (298)**

#### **-Bachelor of Science in Geographic Information Science (368)**

Degree program course requirement changes:

- Add MATH 1823, MATH 2423, MATH 2433, and MATH 2443; or MATH 1914, MATH 2924, and MATH 2934 to accepted math course sequences to required courses.
- Proposed change will allow students two options to complete the required twelve hour Calculus sequence.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

### **OU-Master of Science in Management Information Systems (341)**

Degree program course requirement change:

- Change program capstone course from MIS 5792 to MIS 5993.
- Change required Graduate Business Elective hours from 4 to 3.
- Proposed change better reflects student efforts involved in the semester long course.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

### **ECU-Bachelor of Science in Cartography (048)**

Degree program requirement change and degree program course requirement change:

- Delete CARTO 3233 and CARTO 4653 in courses required in Geotechniques option.
- Delete CARTO 3233, GEOG 4993 and 'One three hour elementary language course (not ASLHR)' in courses required in Cartography option.
- Add GECAR 3233 and GECAR 4653 in courses required in Geotechniques option.
- Add GECAR 3233, GECAR 4653 'one three hour elementary language (C3 General Education) course' in courses required in Cartography option.

- Delete ENG 3183 from required related work in all options.
- Add ENG 3183 or ENG 3193 into required related work in all options.
- Delete MATH 2213 or SOC 3833 from required minor.
- Add “One of the following: BSEC 2603, EHS 3703, MATH 2213, PSYCH 3833 or SOC 3833” to required minor.
- Proposed changes provide a wider range of choices for students to fulfill the curricular requirements and removes for students who have taken alternative coursework outside of current requirement.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

### **ECU-Bachelor of Science in Psychology (037)**

Degree program requirement change and degree program course requirement change:

- Change total hours required for major from 39 to 40.
- Change hours required for Psychology major from 10 to 13.
- Add PSYCH 3933 to required courses for Psychology major.
- Change required hours for electives in major from 24-29 to 21-26.
- Proposed changes reflect course criteria approved by the American Psychological Association for undergraduate degree requirements.
- Total credit hours will not change.
- One new course will be added.
- No new funds are required.

### **ECU-Master of Science in Psychology in Psychological Services (086)**

Degree program course requirement changes:

- Change requirements: V. Assessment (3 hours total) to V. Assessment (6 hours total).
- Add PSYCH 5373 (Prerequisite: PSYCH 4213 or EDPS 5353 or 3 additional hours of psychology or departmental approval) to V. Assessment courses.
- Delete requirements: VII Assessment (3 hours total) and PSYCH 5373 (Prerequisite: PSYCH 4213 or EDPS 5353 or 3 additional hours of psychology or departmental approval).
- Change requirements: VII. Assessment (6 hours total) to VII. Assessment (3 hours total).
- Delete PSYCH 5373 (Prerequisite: PSYCH 4213 or EDPS 5353 or 3 additional hours of psychology or departmental approval) in VII. Assessment (3 hours total) requirements.
- Proposed changes clarify core courses in curriculum requirements for both course tracks.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

### **TCC-Certificate in Management (193)**

#### **-Associate in Applied Science in Management (093)**

Degree program option deletion:

- Delete option “International Management.”
- Proposed option deletion is due to no enrollments in the option.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

### **TCC-Associate in Arts in Communications (005)**

Degree program option deletion:

- Delete option “Communication Sciences and Disorders.”

- Proposed option deletion is due to Oklahoma State University transfer program being deleted.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

#### **TCC-Associate in Science in Child Development (246)**

Degree program option name change:

- Change option “Child Development NSU Transfer” to “Early Care, NSU Transfer.”
- Proposed option name change will reflect changes to mirror the new articulation agreement with Northeastern State University.
- Total credit hours will not change.
- No courses will be added or deleted.
- No new funds are required.

#### **TCC- Certificate in Medical Assistant (181)**

Degree program course requirement changes:

- Change MDTR 2303 to MDTR 2305, MDTR 2313 to MDTR 2315 and MDTR 2433 to MDTR 2436 in Medical Transcription option.
- Delete MDTR 2373 from Medical Transcription option and Medical Assistant option.
- Change required hours in Medical Assistant option from 27 to 30 credit hours.
- Change required hours in Medical Transcription option from 29 to 33 credit hours.
- Proposed changes will update course content due to changes in the profession.
- Total credit hours will not change.
- One course will be deleted.
- No new funds are required.

#### **TCC-Certificate in Accounting Associate (173)**

Degree program option additions, option deletion, option name change, degree program name change, and degree program course requirement changes:

- Add options “Accounting Specialist,” “Accounting Software Applications Specialist” and “Income Tax Specialist.”
- Delete option “Microcomputer Accounting.”
- Change option name “Payroll Administration” to “Payroll Administration Specialist.”
- Change name of program to “Certificate in Accounting.”
- Delete courses ACCT 1211, ACCT 1221, ACCT 1231, ACCT 1241, ACCT 1251, ACCT 1411 and ACCT 1621 from program requirements.
- Add CSYS 2073 to common core requirements.
- Add ACCT 2263 to Accounting Software Applications Specialist option.
- Add ACCT 2433 to Income Tax Specialist option.
- Proposed option additions will meet current needs of industry and students.
- Proposed option deletion is due to low enrollment.
- Proposed name change will better fit with current terminology and industry.
- Proposed changes will provide students with clarity in the common core courses.
- Proposed option name change will reflect changes to mirror the new articulation agreement with Northeastern State University.
- Total credit hours will not change.
- Three courses will be added.
- Seven courses will be deleted.
- No new funds are required.

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**AGENDA ITEM #21-b:**

**Concurrent Enrollment Standards.**

**SUBJECT:** Increased Concurrent Enrollment Admission Standards for Oklahoma State University.

**RECOMMENDATION:**

**It is recommended that the State Regents ratify the increased concurrent enrollment admission standards for Oklahoma State University (OSU), as described below.**

**BACKGROUND:**

On March 13, 2008 the State Regents approved a request from OSU to change admission standards for first-time freshman. Oklahoma State University requested the continuance of the 3.0 and top 33 percent class rank criterion for first-time entering freshman. The President recommends the current first-time entering freshman admission standards be extended to concurrent enrollment students. The President of OSU recently submitted a letter clarifying that the increased admission standards were intended to apply to concurrent enrollment students as well as first-time entering college students.

**POLICY ISSUES:**

The State Regents' *Institutional Admission and Retention* policy establishes admission requirements for institutions. The policy encourages institutions to establish higher admission standards: "Institutional and individual programs' admission policies should be considered minimal. Institutions are encouraged to propose more rigorous standards for approval by the State Regents."

**ANALYSIS:**

The ratification will allow OSU to extend the first-time freshman 3.0 and top 33 percent class rank criterion to concurrent enrollment students. The change reflects OSU's commitment to recruit and retain students and to improve students' potential for academic success.

It is recommended that the State Regents' ratify the action of Chancellor Johnson to include concurrent enrollment in the admission standards.



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**AGENDA ITEM #21-c:**

**Capital.**

**SUBJECT:** Ratification of Capital Allotments for FY2010.

**RECOMMENDATION:**

**It is recommended that the State Regents ratify the capital allotments made during the period of January 7, 2009, through February 18, 2010.**

**BACKGROUND:**

The Chancellor has been authorized by the State Regents to approve routine changes and allot funds for capital projects subject to ratification at the next scheduled meeting. A listing summarizing allotments for the period January 7, 2009, through February 18, 2010, is attached. This listing is provided to the Regents for ratification.

**POLICY ISSUES:**

State Regents' Delegation of Authority Policy (2.8) authorizes the Chancellor to approve routine changes to capital projects and to allot funds for capital projects.

**ANALYSIS:**

The attached listing includes allotments made from State Funds, Section 13/New College Funds and Section 13 Offset Funds. The total amount of capital allotments made for this period is \$10,472,932 representing all State funding.

ALLOTMENT OF FUNDS FOR CAPITAL PROJECTS  
(For the Period of January 7, 2010 through February 18, 2010)  
Section 13, New College, and State Funding Sources

Institution	Resolution No.	Source of Funds	Project Name	Date Allotted	Section 13/New College Amounts	State Fund	Totals by Institution
Oklahoma State University	4952	295-State	General University Building Maintenance, Repair & Remodel	1/26/2010		710,000	
	4952	295-State	Instructional/Research Equipment	1/26/2010		183,000	
	4952	295-State	Seretean Center Modifications	1/26/2010		450,000	
	4952	295-State	Murray Renovation	1/26/2010		838,607	
	4952	295-State	New Classroom Building	1/26/2010		900,967	
	4952	295-State	Old Central	1/26/2010		549,752	
	4952	295-State	Scott Hall Repair & Remodel	1/26/2010		128,927	
				Total			3,761,253
Rogers State University	4953	295-State	Technology & Equipment	2/12/2010		100,000	
			Total			100,000	100,000
Northwestern OK State University	4951	295-State	Agriculture Education Complex	1/13/2010		313,227	
			Totals			313,227	313,227
Northeastern OK A&M College	4954	295-State	CIP -- Athletic Training Facility	2/17/2010		2,000,000	
	4954	295-State	CIP -- Student Union Renovation	2/17/2010		3,500,000	
			Totals			5,500,000	5,500,000
Western Oklahoma State College	4950	295-State	Student Center	1/8/2010		-65,760	
	4950	295-State	Roofing HVAC	1/8/2010		50,770	
	4950	295-State	Land Improvement	1/8/2010		35,285	
	4950	295-State	Information Technology Equipment	1/8/2010		30,648	
	4950	295-State	Classroom/Program	1/8/2010		30,475	
	4950	295-State	Vehicles	1/8/2010		19,167	
	4950	295-State	Master Lease	1/8/2010		265,760	
	4950	295-State	Higher Ed Center	1/8/2010		432,106	
			Totals			798,452	798,452
System Totals						10,472,932	10,472,932

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**AGENDA ITEM #21-d:**

**Agency Operations.**

**SUBJECT:** Ratification of Purchases.

**RECOMMENDATION:**

**It is recommended that the State Regents ratify purchases in amounts in excess of \$25,000 but not in excess of \$100,000 between December 16, 2009 and February 10, 2010.**

**BACKGROUND:**

Agency purchases are presented for State Regents' action. They relate to previous board action and the approved agency budgets.

**POLICY ISSUES:**

The recommended action is consistent with the State Regents' purchasing policy which provides for the Budget Committee's review of purchases in excess of \$25,000.

**ANALYSIS:**

For the time period between December 16, 2009 and February 10, 2010, there were two (2) purchases in excess of \$25,000 but not in excess of \$100,000.

Purchases Between \$25,000.00 and \$99,999.99.

One (1) of two (2) items relate to OGSLP. A requisitions has been issued to 1) Cox Media in the amount of \$52,762.00. Purchase of cable air time to run approximately 2,658 "FAFSA" commercials (funded from 701-OGSLP).

One (1) of two (2) items relate to OneNet. A requisition has been issued to 1) Patrick Emery in the amount of \$50,600.00. This is a professional services contract for circuit provisioning services. Mr. Emery is responsible for working with vendors in a timely manner to generate provisioning orders specific to new circuits as well as any changes, moves or disconnects.



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**AGENDA ITEM #21-e:**

**Non-Academic Degrees.**

**SUBJECT:** The University of Oklahoma

**RECOMMENDATION:**

**It is recommended that the State Regents approve the University of Oklahoma's request to award Honorary Degrees to the commencement speaker at their 2010 Commencement.**

**STAFF ANALYSIS:**

A request has been made from the University of Oklahoma to award an honorary degree during the 2010 spring commencement. The request is consistent with State Regents' policy which requires:

- conferral of honorary degrees only at the highest level for which an institution is authorized to award earned degrees
- conferral of honorary degrees that are distinguishable from earned degrees
- conferral of honorary degrees not to exceed the number specified in the policy
- conferral of honorary degrees upon individuals who are not faculty, administrators, or other officials associated with the institution as specified in the policy.
- conferral of honorary degrees upon individuals who have made outstanding contributions to society through intellectual, artistic, scientific, or professional accomplishments

The University of Oklahoma request meets requirements of the State Regents' policy. The proposed diplomas for the honorary degree is attached for State Regents' ratification.



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**AGENDA ITEM #21-f:**

**Regents' Officers.**

*Not Available Electronically.*



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**AGENDA ITEM #22-a:**

**Programs.**

**SUBJECT:** Current Status Report on Program Requests.

**RECOMMENDATION:**

**This item is for information only.**

**BACKGROUND:**

The Status Report on Program Requests tracks the status of all program requests received since July 1, 2009 as well as requests pending from the previous year.

**POLICY ISSUES:**

This report lists requests regarding degree programs as required by the State Regents' *Academic Program Approval* policy.

**ANALYSIS:**

The Status Report on Program Requests lists all program requests received by the State Regents and program actions taken by the State Regents within the current academic year (2009-2010).

The current status report contains the Current Degree Program Inventory and the following schedules:

1. Letters of Intent
2. Degree Program Requests Under Review
3. Approved New Program Requests
4. Requested Degree Program Deletions
5. Approved Degree Program Deletions
6. Requested Degree Program Name Changes
7. Approved Degree Program Name Changes
8. Requested Degree Designation Changes
9. Approved Degree Designation Changes
10. Cooperative Agreements
11. Suspended Programs
12. Reinstated Programs
13. Inventory Reconciliations
14. Net Reduction Table

Supplement available upon request.



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**AGENDA ITEM #22-b:**

**Brain Gain “Programs of Excellence” Audit Report.**

**SUBJECT:** Brain Gain Programs of Excellence expenditures review.

**RECOMMENDATION:**

**This is an information item only.**

**BACKGROUND:**

During fiscal year 2006, the State Regents approved funding of \$1.5 million in Brain Gain Programs of Excellence funding, in specified amounts, to 5 institutions (USAO, WOSC, Redlands, Cameron and OPSU) based on a competitive review and selection of their proposal. Also in fiscal year 2007, the State Regents approved additional funding of \$1,498,721. I performed an expenditure review of this funding and found that each institution’s expenditures funded by the Brain Gain Program of Excellence proposal, during the period of review, were for the stated proposal purpose and no exceptions were found. I presented this report at the State Regents meeting on March 13, 2008, at Cameron University in Lawton, Oklahoma.

As a follow-up, the Chancellor and Chairman of the State Regents directed me as the System Auditor to perform an expenditure review of Brain Gain Programs of Excellence expenditures covering fiscal years 2008 and 2009. A schedule of Brain Gain Programs of Excellence fiscal year 2006 through 2009 funding is attached.

The objective of this compliance review was to determine whether fiscal year 2008 and 2009 institution expenditures of Brain Gain Programs of Excellence awards were for the stated proposal purpose. The scope of the review covered all expenditures incurred for the proposal purpose. In order to accomplish the review objective the following methodology was applied:

- Obtained a listing of expenditures reported in the institution’s financial accounting system,
- Reviewed source documentation support covering a significant portion of expenditures incurred, and
- Analyzed the propriety of the expense to the budget sheet contained in the awarded proposal.

**POLICY ISSUES:**

The authority for insuring institution compliance State Regents policy is found in the Oklahoma State Regents for Higher Education Policies and Procedures at 2.12. The Compliance Policy is derived from the Oklahoma Constitution, Article XIII-A, Section 2 and 70 O.S. §3206, especially subsection(o), which confers upon the State Regents all powers necessary or convenient to accomplish their constitutional purposes and objectives.

**ANALYSIS:**

Based upon my review, no significant issues or problems were found and therefore I conclude that each institution's Brain Gain Program of Excellence expenditures, made during fiscal years 2008 and 2009, were for the stated proposal purpose.



## OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION

*Improving our future by degrees*

**DATE:** December 4, 2009

**TO:** Dr. Glen D. Johnson, Chancellor  
William Stuart Price, Chairman

**FROM:** Jon Domstead, System Auditor

**RE:** Review of Brain Gain Program of Excellence grant expenditures

### **RESULTS IN BRIEF**

As directed by your letter dated August 31, 2009, I have performed a review of institution expenditures paid with funds provided by the State Regents through award of Brain Gain Improvement grants. Based upon my review, I conclude that each institution's fiscal year 2008 and 2009 expenditures were within the scope of their awarded grant proposal.

### **BACKGROUND**

The State Regents Programs of Excellence initiative is designed to further the success of the Brain Gain process by supporting campuses that build programs that meet these standards of excellence, creativity and relevance. Programs of this stature will attract and graduate serious students who will be likely to stay in Oklahoma and contribute to the state's prosperity. The institutions receiving Program of Excellence awards are identified and briefly described in the attached **EXHIBIT-A** together with the fiscal years 2008 and 2009 grant award amounts.

### **OBJECTIVE, SCOPE AND METHODOLOGY**

The objective of this review was to determine whether institution expenditures applied to the Brain Gain were incurred for the stated proposal purpose. The scope of the review covered all Program of Excellence expenditures made during fiscal years 2008 and 2009. In order to accomplish the review objective the following methodology was applied:

- Obtained a listing of expenditures reported in the institution's financial accounting system,
- Reviewed the propriety of expense classifications against proposal budget, and
- Examined source documentation for a sample of expenditures incurred.

### **RESULTS AND CONCLUSION**

Based upon my review, I conclude that each institution's fiscal year 2008 and 2009 expenditures were within the scope of their awarded grant proposal. I appreciate the courtesy and cooperation extended to me by each institution's administration and staff during this review. I will be pleased to respond to any questions you have concerning this report.

**EXHIBIT – A**

**Brain Gain Program of Excellence Grant Awards for fiscal years 2008 and 2009**

**Brain Gain Programs of Excellence Grant Awards**

<b>Institution</b>	<b>Description</b>	<b>FY2008 (3rd Year)</b>	<b>FY2009 (4th Year)</b>
Cameron University	<b>Information Technology</b> – to create and implement a baccalaureate program that will serve employers and career-oriented students by providing an academically rigorous information technology program with strong hands-on component.	\$119,700	\$119,700
University of Science and Arts of Oklahoma	<b>Liberal Arts</b> - to enable USAO to pursue its' "Mission Enhancement" plans effectively and aggressively: improving student-faculty ratios, building the competitiveness of academic salaries, and making critical investments in enrollment management and campus life.	\$445,021	\$442,444
Oklahoma Panhandle State University	<b>Computer Information Services</b> - to develop two new program areas: computer graphics and web site data management technology.	\$129,179	\$132,914
Western Oklahoma State College	<b>Registered Nursing</b> – to target the need for graduates in southwestern Oklahoma and expects to double the number of Associate Degree Registered Nurses over a five-year period with strong community-based training	\$305,611	\$314,195
Redlands Community College	<b>Agriculture Education and Applied Research Center</b> - to prepare agriculture students and producers for lifelong learning in today's high technology, fast-paced environment.	\$495,000	\$490,118
<b>Totals</b>		<b>\$1,494,510</b>	<b>\$1,499,370</b>

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**AGENDA ITEM #22-c (1):**

**Annual Reports.**

**SUBJECT:** Low-Productivity Programs Report.

**RECOMMENDATION:**

**This is an information item only.**

**BACKGROUND:**

State Regents' policy requires all academic programs be reviewed by faculty on a five-year cycle to ensure quality and currency of each program's content. In January 1996, the State Regents revised the *Academic Program Review* policy, which added a requirement that degree programs meet minimum productivity standards or be triggered for early review (see table). These minimum productivity standards promote the efficient and effective use of limited resources by requiring institutions either to justify the continuance of a low-productivity program or to request that it be deleted. Institutions review low-productivity programs on an annual basis.

	<b>Minimum Degrees Conferred</b>	<b>Minimum Majors Enrolled</b>
Associates in Arts or Sciences	5	25
Associates in Applied Sciences	5	17.5
Baccalaureate	5	12.5
Master's	3	6.0
Doctoral	2	4.5

**First low-productivity program review cycle.** In June 1996, institutions were informed of degree programs that did not meet the minimum productivity standards. State Regents' staff worked with institutional staff to complete the project. Based on these standards at the time adopted, 25 percent of the programs offered in 1996-1997 fell below the minimum productivity standards.

**Continuing low-productivity reviews.** Since the first review cycle in 1996, institutions have diligently revitalized, consolidated, justified or deleted programs not meeting the minimum standards. In May 2009, institutions were informed of programs not meeting the minimum productivity standards for the current cycle. Following these program reviews, only 22.7 percent of institutional programs did not meet the minimum productivity standards.

Based on reviews of these identified programs, institutions make recommendations regarding appropriate measures to reduce its low producing program inventory. The following table describes the status and/or recommendation each institution has made for its low producing programs.

**POLICY ISSUES:**

This action is consistent with the State Regents' *Academic Program Review* policy.

**ANALYSIS:**

Low-Productivity Degree Programs by Institutions and Disposition					
Institution	Total Program Offerings	Low Producing Programs (number and percentage)	Disposition		
			Deleted or Scheduled for Deletion	Suspended or Scheduled for Suspension	Restructured and/or Justified
OU	251	55 (21.91%)	1	--	54
OUHSC	63	24 (38.09%)	4	--	20
OU-LAW	1	0	--	--	--
OSU	216	30 (13.88%)	1	1	28
OSU-OKC	46	10 (21.73%)	1	--	9
OSUIT	24	5 (20.83%)	--	--	5
OSU-Vet Com	1	0	--	--	--
OSU-CHS	5	1 (20.00%)	--	--	1
CU	60	9 (15.00%)	1	--	8
ECU	43	3 (6.9%)	1	--	2
LU	40	13 (32.50%)	3	--	10
NSU	83	16 (19.28%)	1	--	15
NWOSU	42	19 (45.24%)	4	--	15
OPSU	31	17 (54.84%)	3	--	14
RSU	29	5 (17.24%)	1	--	4
SEOSU	51	13 (25.49%)	2	--	11
SWOSU	67	20 (29.85%)	3	2	15
UCO	95	12 (12.63%)	1	--	11
USAO	24	9 (37.50%)	--	--	9
CASC	37	5 (13.51%)	--	--	5
CSC	25	10 (40.00%)	--	--	10
EOSC	35	19 (54.28%)	2	--	17
MSC	28	10 (35.71%)	--	--	10
NEOAMC	46	13 (28.26%)	--	--	13
NOC	37	13 (35.13%)	--	1	12
OCCC	78	7 (8.97%)	--	--	7
RSC	53	17 (32.08%)	1	--	16
TCC	108	13 (12.04%)	4	--	9
WOSC	12	3 (25.00%)	--	--	3
Totals	1631	371 (22.74%)	34	4	333

**DISPOSITION:**

1. **Deleted programs.** Thirty four programs (9.16 percent) have been deleted or are scheduled for deletion.

2. **Suspended programs.** Four programs (1.07 percent) have been suspended or are scheduled for suspension. Suspensions allow institutions to study and assess the viability of a program, keeping it available for students currently in the program to complete, but no new students are allowed to enroll. It is understood that the suspended programs will be reactivated or deleted within three years of the suspension date.
3. **Restructured or justified programs.** Three hundred thirty three programs (89.75 percent) have been restructured or justified. Restructured programs are revised to meet current student or industry demands, and are expected to meet the minimum productivity standards within a given time period. Justified programs with low-productivity are not expected to achieve minimum productivity standards. However, the institution has made a compelling case regarding the continuation of such programs, and the programs will be placed on the regular five-year review schedule. For example, an institution may have several humanities degree programs that provide excellent liberal arts programs from courses that are inherent to the institution's offerings with little saving if they were deleted. Some justified programs serve a unique and sometimes small population, and meet important program needs in the community. It is understood that each program's low-productivity will be addressed. Continuation, if recommended by the institution, must be justified.

The minimum productivity standards have strengthened the State Regents' *Academic Program Review* policy and Academic Planning/Resource Allocation initiative by focusing on the need to justify low-productivity programs. Program review remains the most effective way to improve the quality of degree programs and ensure the efficient use of resources.



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**AGENDA ITEM #22-c (2):**

**Annual Reports.**

**SUBJECT:** 2009 Program Update.

**RECOMMENDATION:**

**This item is for information only.**

**BACKGROUND:**

The Oklahoma College Savings Plan (OCSP) began operation in April 2000. The Board of Trustees that oversees the OCSP is chaired by the State Treasurer. The Chancellor for Higher Education, an ex-officio member and currently serves as vice-chair of the board. The State Regents' office also provides staffing support for the OCSP board.

The OCSP is Oklahoma's "529" plan, a designation based on the IRS code section which authorizes state "qualified tuition plans." As a "529" plan, earnings on investments in the program are exempt from both federal and state income taxes if used for qualified higher education expenses. The OCSP board currently contracts with TIAA-CREF Tuition Financing Inc. to administer the program. The board renewed the management contract with TIAA-CREF for a second five-year term to run from April 2005 to April 2010.

In 2005, the Oklahoma Legislature changed the state income tax deduction allowed for OCSP contributions from \$2,500 per contributor per account to a flat rate of \$10,000 per taxpayer (\$20,000 for joint filers).

**POLICY ISSUES:**

The OCSP is designed to encourage Oklahoma families to save for higher education expenses. An OCSP account can be opened with as little as \$100 with subsequent contributions as small as \$25 dollars or \$15 per pay period. By encouraging savings, students are more likely to have the financial resources to afford college expenses without resorting to excessive student loan debt.

**ANALYSIS:**

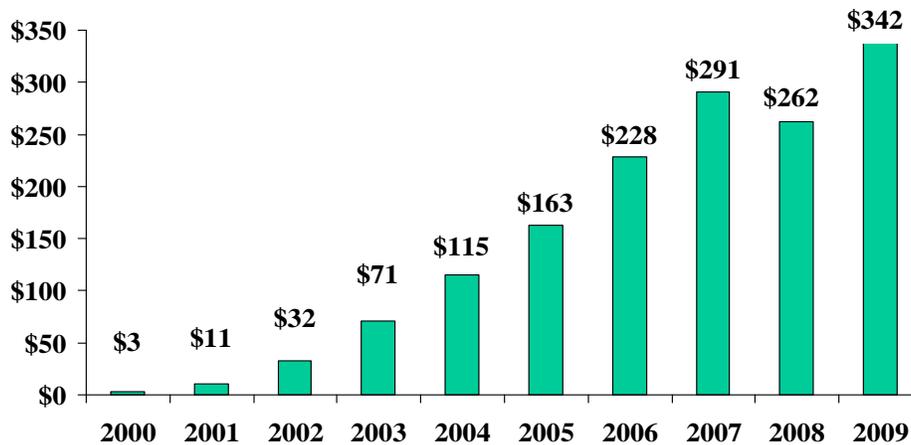
**2009 Activities:**

- During 2009, the OCSP Board implemented a new advisor-sold option of the OCSP called the Oklahoma Dream 529 Plan. This option allows Oklahomans who invest their personal savings through financial advisors to participate in the OCSP and to take advantage of the state income tax deduction for contributions to the plan. Since mid-2009, over 900 accounts have been opened in the new option with assets totaling \$10.7 million as of February 5, 2010.
- Because the current program management contract will expire in April 2010, the board issued a new Request for Proposals for management services in October 2009. Trends in the national college savings environment indicate that the OCSP will be able to offer both program improvements and lower costs to participants when a new contract is ultimately approved.

**Account and Asset Growth:** The following table shows the growth of the program over the past nine years.

	<u>Accounts</u>	<u>Annual % Change</u>	<u>Total Assets</u>	<u>Annual % Change</u>
As of 12/31/2000	1,473		\$3,058,211	
As of 12/31/2001	3,830	160%	\$10,729,693	251%
As of 12/31/2002	12,017	213%	\$32,262,626	201%
As of 12/31/2003	18,647	55%	\$70,823,971	120%
As of 12/31/2004	24,390	31%	\$115,325,223	63%
As of 12/31/2005	28,741	18%	\$163,146,757	41%
As of 12/31/2006	32,735	14%	\$228,073,626	40%
As of 12/31/2007	38,123	16%	\$290,897,749	28%
As of 12/31/2008	41,744	9%	\$262,026,337	-10%
As of 12/31/2009	44,466	7%	\$342,305,879	31%

### Plan Assets (in \$ millions)



#### Investment Options:

The direct-sold program currently has six investment options:

- (1) An age-based Managed Allocation Option that mixes equity, real estate, fixed income and money market mutual funds based on the age of the beneficiary;
- (2) A 100 percent Equity Option of index funds;
- (3) A Diversified Equity Option (100% equity) of actively-managed funds;
- (4) A Balanced Option with a mix of equity and fixed-income investments;

- (5) A Fixed Income Option; and
- (6) A Guaranteed Option that protects principal from any loss.

**Allocation of investments:** Most account owners choose the aged-based investment option that automatically adjusts the types of investments for the account as the child grows older. The following table shows the distribution of accounts and assets among the investment options as of 12/31/09.

	<u>Accounts</u>	<u>% of Total</u>	<u>Total Assets</u>	<u>% of Total</u>
Age-Based Allocation	22,026	50.9%	\$198,010,217	59.3%
100% Equity Option	8,162	18.8%	\$66,835,941	20.0%
Guaranteed Option	7,112	16.4%	\$48,308,252	14.5%
Diversified Equity Option	1,708	3.9%	\$7,166,189	2.1%
Balanced Option	2,143	4.9%	\$8,037,359	2.4%
Fixed Income Option	799	1.8%	\$4,341,625	1.3%
Oklahoma "SEED" Accounts <sup>1</sup>	1,360	3.1%	\$1,242,116	0.4%
	43,310	100%	\$333,941,699	100%
Advisor-sold accounts	1,156		\$8,364,180	
Total	44,466		\$342,305,879	

<sup>1</sup>The "SEED" accounts are part of a long-term research project funded by private foundation grants. The foundation grants provide initial \$1,000 contributions for accounts of selected Oklahoma newborn children. The research project is intended to examine the impact of early college savings on the eventual college-going rates of the account beneficiaries.

**Investment returns:** The one-year investment returns as of January 31, 2010 were as follows:  
 Managed Allocation Option: between 9.41 percent and 29.19 percent, depending on the age of the beneficiary

- 100% Equity Option: 35.51%
- Diversified Equity Option: 36.56%
- Balanced Option: 24.34%
- Fixed Income Option: 8.84%
- Guaranteed Option returned: 2.87%

**Program costs:** There are no enrollment fees or commissions assessed on contributions. The annual administrative fee to participants is based on a management fee assessed for TIAA-CREF's administrative services plus the underlying mutual fund fees (excluding the Guaranteed Option, which has no administrative fee). Total annual fees for participants in the OCSP range from 0.79 percent to 0.99 percent, depending on the investment option. The expense levels remain very competitive with other state college savings programs.

**National Ratings:** In April 2003, Money Magazine named the OCSP as one of only 12 state plans designated as "Best for In-state Residents." In both 2005 and 2007, Money again recommended the OCSP for Oklahoma residents. An independent and authoritative website on state college savings plans, [SavingforCollege.com](http://SavingforCollege.com), continues to give the OCSP a high rating (4.0 on a 5.0 scale for Oklahoma residents). The program is also recommended by [Kiplinger.com](http://Kiplinger.com) and the national financial aid website [finaid.org](http://finaid.org).



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #22-c (3):**

**Annual Reports.**

**SUBJECT:** 2008-2009 Annual Student Financial Aid Survey.

**RECOMMENDATION:**

**This item is for information only.**

**BACKGROUND:**

For 35 consecutive years, the Oklahoma State Regents for Higher Education have compiled an Annual Financial Aid Report (OCR B3) for state system institutions. This report is used to track the amounts and types of financial aid distributed in Oklahoma public higher education institutions. The information is also compiled according to race and gender. The data helps to provide trend information on the long-term changes in the financial aid environment of students attending Oklahoma public colleges and universities. Information concerning grants, scholarships, loans and employment is collected in aggregate form directly from the institutions.

For the fifth year, most private/independent colleges also provided aggregate information on students at their institutions.

**POLICY ISSUES:**

The information provided by this report is used to help monitor the impact of financial aid on the policy goals of the State Regents to increase the number of students earning college degrees in Oklahoma.

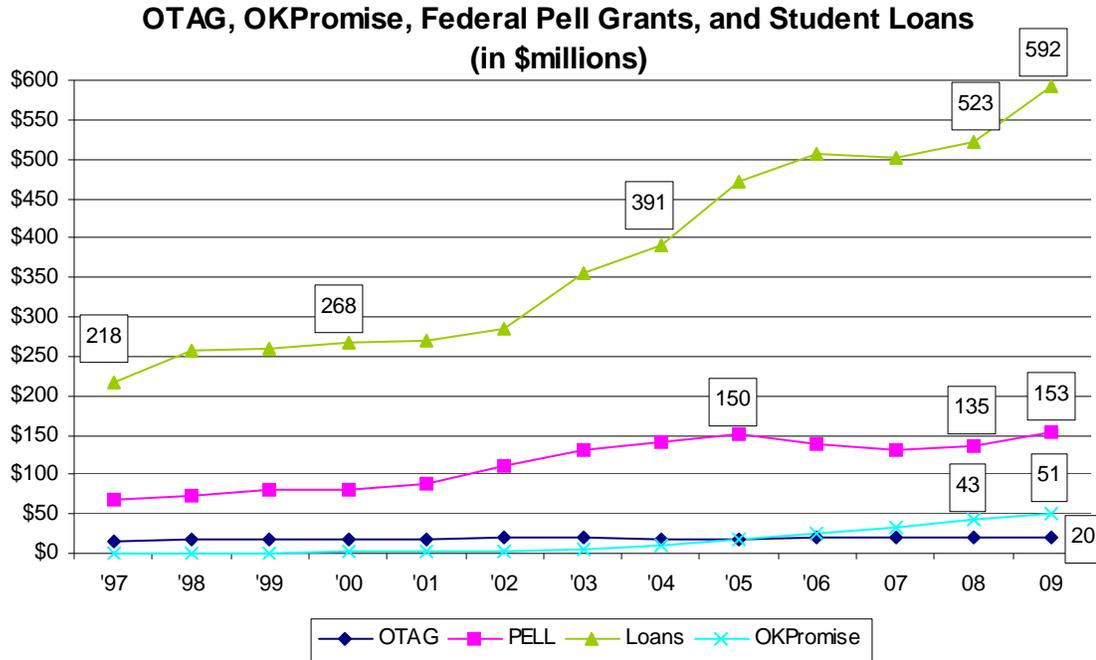
**ANALYSIS:**

Following are some highlights of the 2008-09 data:

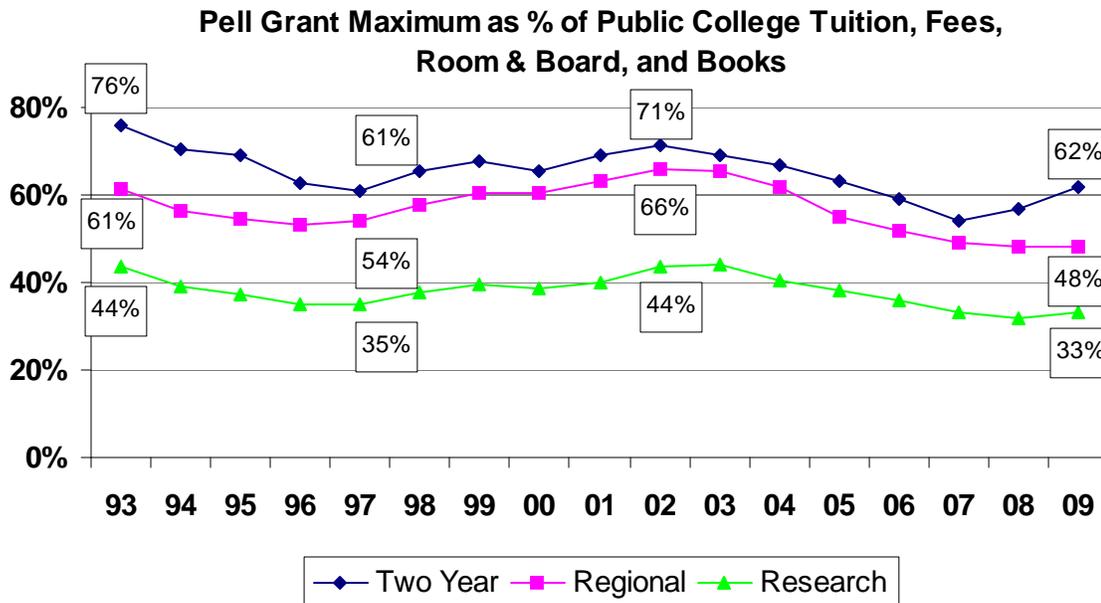
- In 2008-2009, students attending Oklahoma public and independent (private) colleges and universities received financial aid totaling nearly \$1.5 billion, an increase of \$159 million or 12 percent compared to 2007-2008. Students at state system institutions received nearly \$1.14 billion while students at the independent institutions received \$327 million. Over half of the total amount, some \$762 million or 52 percent, was in the form of loans.
- Over the past three years, the percentage of students receiving any form of financial aid in the state system increased from 63 percent in 2006-2007 to 66 percent in 2007-2008 to 68 percent in 2008-2009.

**Trends for Students in the State System for Higher Education:**

- The volume of student loan borrowing by state system students increased from by \$523 million in 2007-2008 to \$592 million in 2008-2009, an increase of 13 percent. The amount of federal Pell Grants awarded also increased by 13 percent.



- The maximum Pell Grant in 2008-2009 was \$4,731, up \$421 or 10 percent from \$4,310 in 2007-2008. The increased amount was enough to continue the positive trend of covering a greater percentage of costs for students at two-year colleges.



**2008-2009 Financial Aid for Students Attending State System Institutions:**

- About 143,000 students attending state system institutions received approximately \$1.1 billion dollars in student aid. Just over 68 percent of the 211,000 students attending state system institutions in 2008-2009 received some form of financial aid.
- Over the past five years, the total amount of financial aid distributed to state system students increased by \$370 million, or 48 percent. The amount of student loans borrowed by state students increased 52 percent over those five years.

(Amounts represent millions of dollars)

	<u>2003-04</u>	<u>2004-05</u>	<u>2005-06</u>	<u>2006-07</u>	<u>2007-08</u>	<u>2008-09</u>	<u>% Change</u>
Grants/scholarships	319	363	372	380	422	476	49%
Loans	391	472	507	502	523	593	52%
Employment	<u>60</u>	<u>60</u>	<u>61</u>	<u>59</u>	<u>66</u>	<u>71</u>	<u>18%</u>
Total	770	895	940	941	1,011	1,140	48%

Attachment A provides a more detailed summary of the 2008-2009 financial aid.

- Student Loans:
  - More than half (52%, or \$592 million) of all financial aid dollars awarded were in loans. All other types of financial aid combined— scholarships, grants, and work-study— totaled \$546 million or 48 percent.
  - The percentage of all students taking out student loans has increased from 25 percent in 1998-99 to 33 percent in 2008-09.
  - Loans by Tier:

	<u>Total Loans in Millions</u>	<u>Total Borrowers</u>	<u>Average Loan Per Borrower</u>
Research University	\$317*	23,641*	\$13,409*
Regional University	\$181	25,799	\$7,016
Community Colleges	<u>\$94</u>	<u>21,124</u>	<u>\$4,450</u>
Total	\$592	70,564	\$12,175

\*Includes undergraduate, graduate and professional degree students.

- Financial Aid by Tier:

	<u>Total Aid in Millions</u>	<u>% of Total Aid</u>	<u>% Students in Tier With Aid</u>	<u>% of Aid from Loans</u>	<u>% of Aid Recipients w/Loans</u>
Research University	\$555	49%	88%	57%	52%
Regional University	368	32%	79%	49%	56%
Community Colleges	<u>216</u>	<u>19%</u>	<u>51%</u>	<u>44%</u>	<u>41%</u>
Total	\$1,139	100%	68%	52%	49%

- Gender and ethnicity: Female and minority students account for a slightly greater proportion of student aid recipients than their proportion of total student enrollment.

	<u>% of Aid Recipients</u>	<u>% of Headcount Enr.</u>	<u>Difference</u>
Female	59.7%	56.7%	3.0%
Male	40.3%	43.3%	-3.0%
Black/African American	10.7%	8.7%	2.0%
American Indian	12.6%	10.3%	2.3%
Asian	3.0%	2.4%	0.6%
Hispanic	4.3%	4.0%	0.3%
White	69.4%	66.7%	2.7%
Other*	n/a	8.9%	-8.9%

\* Other category consists of Non-resident aliens, Multi-Racial and Unknowns.

**2008-2009 Financial Aid for Students Attending Independent/Private Institutions:** For the fifth year, independent colleges participating in the Oklahoma Tuition Equalization Grant (OTEG) program were also required to submit aggregate financial aid data. In 2008-2009, students attending independent institutions received \$327 million in total financial aid, of which \$170 million or 52 percent was in the form of loans. A more detailed summary of the sources of financial aid is included in Attachment B.

**Combined 2008-2009 Financial Aid for State System and Independent/Private Institutions:** A total of \$1.466 billion in financial aid was disbursed to students attending Oklahoma public and independent colleges in 2008-2009. The table below shows the proportion of aid coming from each source for the two sectors.

(Represents Financial Aid in millions of dollars)						
	Grants, Waivers, <u>Scholarships</u>			<u>Loans</u>	<u>Employment</u>	<u>Total</u>
State System	476	592	71	1,139		
Independent/Private	<u>152</u>	<u>170</u>	<u>5</u>	<u>327</u>		
TOTAL	628	762	76	1,466		
(% of Totals)						
State System	42%	52%	6%	100%		
Independent/Private	<u>46%</u>	<u>52%</u>	<u>2%</u>	<u>100%</u>		
TOTAL	43%	52%	5%	100%		

A copy of the full report is available upon request as a supplement to the agenda.

**Attachment A**  
**State System Institutions**  
**Overview of Financial Aid for 2008-2009**

In 2008- 2009, over 143,000 students attending state system institutions received approximately \$1.1 billion in the form of grants, scholarships, loans and student employment.

	\$ Amount	% Of Total	# Of Students
<b>Grants</b>			
Federal Pell Grants	\$152,866,409	13.4%	57,201
Federal SEOG	\$5,145,208	0.5%	8,519
Vocational Rehabilitation Grants (federal)	\$2,446,498	0.2%	830
State Grants (OTAG)	\$18,060,116	1.6%	25,081
Private Sources	\$854,328	0.1%	602
Institutional Grants	\$4,918,461	0.4%	3,829
Resident Tuition Waivers	\$54,675,935	4.8%	43,877
Nonresident Tuition Waivers	\$57,921,355	5.1%	14,137
Other Grants	\$37,179,427	3.3%	16,666
Subtotal Grants	<u>\$334,067,737</u>	29.3%	94,799 *
<b>Scholarships</b>			
State-Funded Scholarships (OHLAP, Acad. Scholars)	\$58,552,226	5.1%	24,834
Other Scholarships	\$83,022,362	7.3%	53,029
Subtotal Scholarships	<u>\$141,574,588</u>	12.4%	46,537 *
<b>Loans</b>			
Federal Perkins Loan	\$5,669,760	0.5%	1,847
Other Federal Loans	\$555,790,744	48.8%	116,252
Institutional Loans	\$2,260,175	0.2%	644
Private Sources	\$25,384,845	2.2%	2,282
Other Loans (repayable by cash only)	\$3,389,971	0.3%	457
Other Loans (repayable by cash or service)	\$11,939	0.0%	46
Subtotal Loans	<u>\$592,507,434</u>	52.0%	70,564 *
<b>Student Employment</b>			
Federal Work Study	\$7,128,935	0.6%	5,798
Institutional Student Employment	\$63,698,297	5.6%	15,825
Subtotal Employment	<u>\$70,827,232</u>	6.2%	18,387 *
<b>Total Financial Assistance</b>	<b>\$1,138,976,991</b>	<b>100.0%</b>	<b>143,181 *</b>

\*The number of students in each category may include duplicated students that receive more than one type of financial aid. The subtotals are unduplicated for that category of aid. The total number of 143,181 is unduplicated for all sources of aid.  
Source: OCR B3 Financial Aid Survey for 2008-2009  
Does not include Federal Hope and Lifetime Learning tax credits.

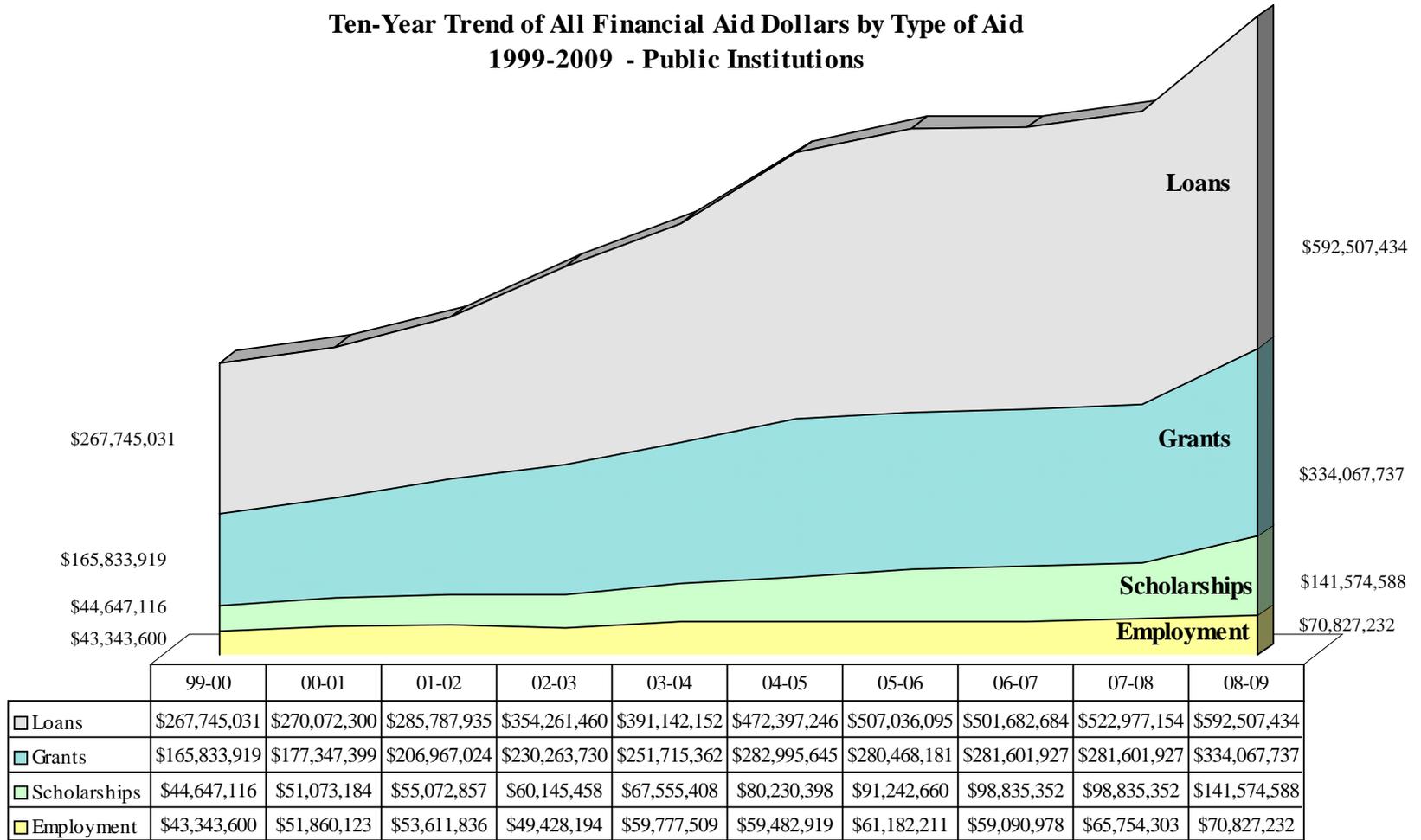
**Attachment B**  
**Independent Institutions**  
**Overview of Financial Aid for 2008-2009**

	\$ Amount	% Of Total
<b>Grants</b>		
Federal Pell Grant	\$16,347,238	5.0%
Federal SEOG	\$1,907,310	0.6%
Vocational Rehabilitation Grants (federal)	\$168,069	0.1%
State and Local Grants	\$5,249,135	1.6%
Private Sources	\$816,808	0.2%
Institutional Grants	\$9,450,732	2.9%
Resident Tuition Waivers	\$5,294,813	1.6%
Nonresident Tuition Waivers	\$0	0.0%
Other Grants	\$1,341,768	0.4%
Subtotal Grants	\$40,575,873	12.4%
<b>Scholarships</b>		
State-Funded Scholarships	\$4,562,476	1.4%
Other Scholarships	\$106,968,901	32.7%
Subtotal Scholarships	\$111,531,377	34.1%
<b>Loans</b>		
Federal Perkins Loan	\$7,244,520	2.2%
Other Federal Loans	\$147,163,173	44.9%
Institutional Loans	\$133,963	0.0%
Private Sources	\$14,883,987	4.5%
Other Loans	\$725,983	0.2%
Subtotal Loans	\$170,151,626	52.0%
<b>Student Employment</b>		
Federal Work-Study	\$4,192,820	1.3%
Institutional Student Employment	\$940,655	0.3%
All Other Work-Study	\$6,896	0.0%
Subtotal Employment	\$ 5,140,371	1.6%
<b>Total Financial Assistance</b>	<b>\$ 327,399,247</b>	<b>100.0%</b>

Source: OCR B3 Survey for 2008-09  
Does not include Federal Hope and Lifetime Learning tax credits.

Dollar amounts include responses from Bacone College, Mid-America Christian University, Oklahoma Baptist University, Oklahoma Christian University, Oklahoma City University, Oral Roberts University, Oklahoma Wesleyan University, Southern Nazarene University, St. Gregory's University, Southwestern Christian University, University of Tulsa.

**Ten-Year Trend of All Financial Aid Dollars by Type of Aid  
1999-2009 - Public Institutions**





Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #22-c (4):**

**Annual Reports.**

**SUBJECT:** FY2009 System-wide Report on Value of Supplemental Pension Obligations and Cost of Postemployment Benefits Other Than Pensions.

**RECOMMENDATION:**

**It is recommended that the State Regents accept the FY2009 System-wide Report on the Value of Supplemental Pension Obligations and the Cost of Postemployment Benefits Other Than Pensions and authorize its transmittal to the Governor, the Speaker of the House of Representatives and the President Pro Tempore of the Senate.**

**BACKGROUND:**

Oklahoma statutes (70 O.S. 2001, Section 17-116.7) require that State System institutions having supplemental pension and postemployment benefit plans disclose certain information relating to these plans in their audited annual financial reports. The statute also requires that the Oklahoma State Regents for Higher Education compile this information into a systemwide report for submission to the Governor, the Speaker of the House of Representatives and the President Pro Tempore of the Senate. This is the fourteenth system-wide report prepared pursuant to this statutory requirement. A copy of the report has been provided to each State Regent.

**POLICY ISSUES:** None.

**ANALYSIS:**

INSTITUTIONAL AUTHORITY

The enabling statutes for governing boards of institutions in The Oklahoma State System of Higher Education elaborate powers and duties that are similar in nature and include the authority to:

1. Employ and fix compensation of such personnel as deemed necessary...,
2. Direct the disposition of all moneys appropriated by the legislature..., and
3. Establish and maintain plans for ...retirement of employees.. and for payment of deferred compensation for such employees.

This latter provision establishes authority to create supplemental retirement plans in addition to the retirement plan of the Oklahoma Teacher's Retirement System (OTRS).

STATUS OF INSTITUTIONAL SUPPLEMENTAL DEFINED BENEFIT PLANS

As of June 30, 2009, 18 of the 26 system institutions (including the OUHSC) have supplemental retirement plans. Although provisions of these supplemental plans may vary among institutions, they typically involve

a formula ensuring an employee upon retirement a "minimum retirement benefit" based on the employee's current or highest compensation together with years of service. The institution's obligation under these plans usually involves paying the difference between the calculated "minimum retirement benefit" and the benefits that the employee will receive from OTRS, Social Security, or a defined contribution retirement plan, such as TIAA-CREF. The value of institutional obligations reported as of June 30, 2009, is summarized in *Attachment I* of the report.

The value of obligations reported is based on actuarial valuations prepared by each institution using a number of assumptions. Values are real, therefore, only to the extent that the assumptions prove valid. Actuarial assumptions used by the institutions for FY2009 were developed in accordance with State Regents' policy and were identical to those used since FY1996. Following are highlights of the information reported by institutions.

1. Institutions reporting supplemental pension obligations as of June 30, 2009, included 13 of 14 universities and constituents and five two-year colleges.
2. The present value of future pension obligations as of June 30, 2009, for those institutions reporting amounted a net of \$493,611. The current reporting format shows that eight (8) institutions have negative obligations for the future, having put aside funds for their liability. Eight (8) institutions reported no obligations and ten (10) reporting obligations.

#### COST OF POSTEMPLOYMENT BENEFITS OTHER THAN PENSIONS

A new GASB Statement No. 45 became effective with the June 2008 reporting period. Thus, this year's report reflects the impact to the institutions for the adoption of the new standards to their financial statements. The result of the new accounting pronouncement is that institutions are now required to report the normal yearly costs paid for post-employment benefits, other than pensions, for healthcare and life insurance as well as the annual required contribution, as calculated through an actuarial formula, for the unfunded liability.

Costs of post-employment benefits other than pensions were reported by 17 institutions in FY 2009 and amounted to \$71,611,272. These costs covered medical and/or life insurance premiums for retirees and the future liability for currently covered employees. The figures are summarized in *Attachment II* of the report. Eleven institutions reported FY2009 costs for medical insurance premiums for retirees amounting to \$71,348,359, or 99 percent of the total expenses. Seven institutions reported costs for life insurance premiums for retirees amounting to \$262,913. One institution, the University of Oklahoma, accounted for approximately 53 percent of the total systemwide postemployment benefit costs, while the University of Oklahoma Health Sciences accounted for another 43.6 percent.

Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #22-c (5):**

**Deleted Item.**



Meeting of the  
**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
March 11, 2010

**AGENDA ITEM #22-c (6):**

**Annual Reports.**

**SUBJECT:** Regents Education Program.

**RECOMMENDATION:**

**It is recommended that the State Regents accept the Regents Education Program 2009 Annual Report.**

**BACKGROUND:**

According to Regents' policy, the State Regents will publish a Regents Education Program Annual Report each fiscal year. The annual report for FY2009 is attached for approval/ratification.

**POLICY ISSUES:**

The Regents Education Program 2009 Annual Report is a routine item for consideration and no policy issues are in question.

**ANALYSIS:**

The Regents Education Program 2009 Annual Report has been prepared in accordance with State Regents' policy and outlines the courses offered, notable speakers, offering locations, regent/trustee participation, and a summary.



**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
655 Research Parkway, Oklahoma City

**MINUTES**

**Seven Hundred Twenty-Fourth Meeting**



February 11, 2010



**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
655 Research Parkway, Oklahoma City, Oklahoma

Minutes of the Seven Hundred Twenty-Fourth Meeting  
February 11, 2010

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**OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION**  
Research Park, Oklahoma City

**Minutes of the Seven Hundred Twenty-Fourth Meeting  
of the  
Oklahoma State Regents for Higher Education  
February 11, 2010**

1. **ANNOUNCEMENT OF FILING OF MEETING NOTICE AND POSTING OF THE AGENDA IN ACCORDANCE WITH THE OPEN MEETING ACT.** The Oklahoma State Regents for Higher Education held their regular meeting at 2:30 p.m. on Thursday, February 11, 2010, in the Regents Conference Room of the State Regents' offices in Oklahoma City, Oklahoma. Notice of the meeting had been filed with the Secretary of State on February 8, 2010. A copy of the agenda for the meeting had been posted in accordance with the Open Meeting Act.
2. **CALL TO ORDER.** Regent Price called the meeting to order and presided. Present for the meeting were State Regents Bill Burgess, Stuart Price, Jody Parker, Ike Glass, and John Massey.
3. **TUITION HEARING.**
  - a. The Oklahoma State Regents for Higher Education conducted a public hearing for the purpose of receiving views and comments on the subject of tuition and fees charged students as a condition for enrollment at institutions in the Oklahoma State System of Higher Education.
  - b. Ms. Amanda Paliotta, Vice Chancellor for Budget and Finance, provided Regents with a summary of the proposed FY2011 tuition and mandatory fee request from Southwestern Oklahoma State University. The request includes a \$1 per credit hour increase in the student activity fee and a new \$5 per credit hour mandatory fee for athletic facilities. The request comes in anticipating of a proposed new city sales tax that would provide revenue to match funds from the student fee. The city sales tax proposal is on the election ballot in the city of Weatherford, Oklahoma for April 2010. The \$6 increase will become effective only if the city sales tax is approved.

- c. Chairman Price explained the process for providing public testimony and opened the floor for comments on the tuition and fee increase proposal. Speakers included President Randy Beutler, Southwestern Oklahoma State University, and Todd Nix, Southwestern Oklahoma State University. A transcript of the public testimony and other commentary on this topic is on file in the State Regents' office.
4. **MINUTES OF THE PREVIOUS MEETINGS.** Regent Massey made a motion, seconded by Regent Burgess, to approve the minutes of the State Regents' Committee-of-the-Whole on December 2, 2009, and the State Regents' regular meeting on December 3, 2009. Voting for the motion were Regents Price, Parker, Glass, Massey, and Burgess. Voting against the motion were none.
5. **REPORT OF THE CHAIRMAN.** Chairman Price congratulated Chancellor Glen D. Johnson and State Regents' staff for their work in creating successful legislative tours throughout the last several months. Chairman Price also congratulated Regent John Massey, who will receive Leadership Oklahoma's Distinguished Service Award on Sunday, February 21, 2010. Chairman Price recognized Regent Massey, who announced that the Regional University System of Oklahoma approved the naming of Southeastern Oklahoma State University's new student union in honor of Chancellor Johnson. Chancellor Johnson had served as the university's president for 10 years before becoming Chancellor of the Oklahoma State System of Higher Education. The naming ceremony will be held on Thursday, February 25, 2010, on the campus of Southeastern Oklahoma State University in Durant, Oklahoma.
6. **REPORT OF THE CHANCELLOR.** Chancellor Glen D. Johnson thanked Regent Massey and all the Regents for their congratulations. Chancellor Johnson also thanked Chairman Price for his recognition of the legislative tour events. He reported that all of the scheduled tours had been completed successfully. He expressed his appreciation to the hosting communities for their hospitality and support.

7. **SPECIAL PRESENTATION.** Chairman Price announced that the Association for Continuing Higher Education honored the State Regents' Reach Higher program with its Distinguished Program Award at its 71st annual conference in Philadelphia, Pennsylvania last November. Representatives from the Reach Higher program were present to receive the award.
8. **NEW PROGRAMS.** Regent Burgess made a motion, seconded by Regent Parker, to approve the request from Oklahoma Panhandle State University to offer the Associate in Applied Science in Criminal Justice. Dr. Houston Davis explained that the university had created a county-wide committee of law enforcement agencies to participate in the creation of the program and to serve as an advisory board. He also indicated that the program is designed within the guidelines of the State of Oklahoma Council on Law Enforcement Education and Training (CLEET) and the Collegiate Officer Program (COP). Voting for the motion were Regents Parker, Glass, Massey, Burgess, and Price. Voting against the motion were none.
9. **PROGRAM DELETIONS.** Regent Burgess made a motion, seconded by Regent Parker, to approve the following requests for program deletions:
  - i. Northeastern State University requested to delete the Bachelor of Science in Medical Technology and the Bachelor of Science in Education in Communication Education.
  - ii. Northwestern Oklahoma State University requested to delete the Bachelor of Science in Agricultural Ecology.
  - iii. Southeastern Oklahoma State University requested to delete the Bachelor of Applied Arts and Sciences.
  - iv. Southwestern Oklahoma State University requested to delete the Master of Education in Art Education.
  - v. Murray State College requested to delete the Certificate in Secretarial/Office Administration.

- vi. Rose State College requested to delete the Associate in Science in Human Environmental Science.
- vii. Tulsa Community College requested to delete the Certificate in Civil Engineering/Surveying Technology, Certificate in Information Technology Convergence Information Security Essentials, and Certificate in Emergency and Community Preparedness.
- viii. Western Oklahoma State College requested to delete the Associate in Applied Science in Emergency Medical Technician.

Voting for the motion were Regents Glass, Massey, Burgess, Price, and Parker. Voting against the motion were none.

10. **ITEM DELETED.**

11. **OKLAHOMA CAMPUS COMPACT.** Ms. Gina Wekke, Assistant Vice Chancellor for Academic Affairs, presented the Oklahoma Campus Compact 2008 Annual Membership Survey. The Annual Membership Survey is a national survey asking member institutions to report on a number of topics in order to calculate student and faculty involvement in community service and service-learning and satisfaction with Campus Compact membership and resources. Regent Massey made a motion, seconded by Regent Burgess, to accept the Campus Compact 2008 Annual Membership Survey Report. Voting for the motion were Regents Massey, Burgess, Price, Parker, and Glass. Voting against the motion were none.

12. **POLICY.**

- a. Regent Glass made a motion, seconded by Regent Massey, to approve permanent rule revisions for Oklahoma's Promise, which address changes made by Senate Bill 982 of the 2009 legislative session. These changes include delaying the implementation of a second income limit for participants in the program until the 2012-2013 academic year, restricting the award amount to the non-guaranteed tuition rate, using appropriate federal regulations currently used for the FAFSA to determine parental income limits for

students that are subject to court-ordered joint legal custody, and allowing the State Regents to allow the option of using an approved application for free/reduced school meals to document family income when enrolling a student in the program. Voting for the motion were Regents Burgess, Price, Parker, Glass, and Massey. Voting against the motion were none.

- b. Regent Glass made a motion, seconded by Regent Massey, to approve permanent rule amendments for the Regional University Baccalaureate Scholarship Program, which allow the transfer of a scholarship to another student or reallocation of unused scholarships to another institution with approval by the Chancellor and contingent upon sufficient program funding and clarify the limitation on the total state financial aid that a program participant may receive consistent with federal financial aid regulations. Voting for the motion were Regents Price, Parker, Glass, Massey, and Burgess. Voting against the motion were none.
- c. Regent Glass made a motion, seconded by Regent Massey, to approve permanent rule changes to the Endowed Chairs policy, which reflect changes made by Senate Bill 1373 of the 2008 legislative session to the state-matching commitments for private donations to the endowed chairs program received after July 1, 2008. For private donations to the program received after July 1, 2008, the state will provide a dollar-for-dollar match for donations up to \$250,000 and 25 cents for every dollar \$250,001 and above. Voting for the motion were Regents Parker, Glass, Massey, Burgess, and Price. Voting against the motion were none.
- d. Regent Glass made a motion, seconded by Regent Massey, to approve permanent rule amendments for the use of OneNet's towers and facilities, which will bring policy in line with current operational and industry standards and will allow the State Regents' office to accommodate individual requests that may result in certain fees or rates being discounted

or waived at the discretion of the Chancellor. Voting for the motion were Regents Glass, Massey, Burgess, Price, and Parker. Voting against the motion were none.

13. **E&G ALLOCATION.**

- a. Regent Parker made a motion, seconded by Regent Massey, to approve the allocation of \$2,054,767 to Oklahoma State University Center for Health Sciences and \$2,054,767 to the University of Oklahoma Health Sciences Center from revenue collected from the taxes placed on the sale of cigarettes and tobacco products. Voting for the motion were Regents Massey, Burgess, Price, Parker, and Glass. Voting against the motion were none.
- b. Regent Parker made a motion, seconded by Regent Burgess, to approve the cooperative alliance academic service fee waiver and the allocation of \$64,512 to institutions for reimbursement of fee waivers awarded to eligible high school students during the fall 2009 term. Voting for the motion were Regents Burgess, Price, Parker, Glass, and Massey. Voting against the motion were none.

14. **TUITION.** Regent Parker made a motion, seconded by Regent Glass, to approve the special FY11 Tuition and Mandatory Fee Request from Southwestern Oklahoma State University for \$1 per credit hour increase in the student activity fee and the new \$5 per credit hour mandatory fee for athletic facilities. Voting for the motion were Regents Price, Parker, Glass, Massey, and Burgess. Voting against the motion were none.

15. **BRAIN GAIN.** Regent Burgess made a motion, seconded by Regent Massey, to annualize the Brain Gain Programs of Excellence grant allocations in the amount of \$1,499,275 beginning in the 2011 fiscal year. Recipients include Cameron University in the amount of \$119,700, the University of Science and Arts of Oklahoma in the amount of \$439,868, Oklahoma Panhandle State University in the amount of \$132,491, Western Oklahoma State College in the amount of \$318,766, and Redlands Community College in the amount of \$488,450. Voting for the motion were Regents Parker, Glass, Massey, Burgess, and Price. Voting against the motion were none.

16. **PURCHASES.** Regent Parker made a motion, seconded by Regent Massey, to approve purchases for amounts that are in excess of \$100,000. Voting for the motion were Regents Glass, Massey, Burgess, Price, and Parker. Voting against the motion were none.
17. **ITEM DELETED.**
18. **EPSCOR.**
- a. Regent Parker made a motion, seconded by Regent Burgess, to ratify the payment of annual EPSCoR/IDeA Coalition dues in the amount of \$30,000 for the calendar year 2010. Voting for the motion were Regents Glass, Massey, Burgess, Price, and Parker. Voting against the motion were none.
- b. Regent Parker made a motion, seconded by Regent Burgess, to accept the 2009 Oklahoma EPSCoR Advisory Committee Annual Report. Voting for the motion were Regents Massey, Burgess, Price, Parker, and Glass. Voting against the motion were none.
- c. Regent Parker made a motion, seconded by Regent Burgess, to approve the appointment of individuals to the EPSCoR Advisory Committee. Voting for the motion were Regents Burgess, Price, Parker, Glass, and Massey. Voting against the motion were none.
- 18.1. **STATE REGENTS' ANNUAL REPORT.** Regents received copies of the State Regents' 2009 Annual Report, *The State of Higher Education in Oklahoma: Degrees of Progress*. Mr. Ben Hardcastle, Director of Communications, provided Regents with a summary of the report and background information on the updated report format. Regent Massey made a motion, seconded by Regent Glass, to accept the State Regents' 2009 Annual Report. voting for the motion were Regents Price, Parker, Glass, Massey, and Burgess. Voting against the motion were none.
19. **COMMENDATIONS.** Regent Glass made a motion, seconded by Regent Massey, to recognize State Regents' staff for service and recognitions on state and national projects. Voting for the motion were Regents Parker, Glass, Massey, Burgess, and Price. Voting against the motion were none.

20. **EXECUTIVE SESSION.** Mr. Robert Anthony, general counsel for the State Regents, stated that there was not a need for Regents to enter into an executive session.
21. **PERSONNEL.** Regent Parker made a motion, seconded by Regent Burgess, to ratify the hiring of Ms. Irala Magee to the position of director of scholarship and grant administration effective January 19, 2010. Ms. Magee most recently served as director of financial aid/scholarship at Northwestern Oklahoma State University. Voting for the motion were Regents Glass, Massey, Burgess, Price, and Parker. Voting against the motion were none.
22. **CONSENT DOCKET.** Regent Massey made a motion, seconded by Regent Parker, to approve the following consent docket items:
- a. Programs.
    - (1) Approval of institutional requests for program modifications.
    - (2) Approval of institutional requests for program suspensions.
  - b. Post Audit. Approval of institutional requests for final approval and review schedule extensions for existing programs.
  - c. Ratifications for the approval of institutional policy exceptions at Cameron University, Oklahoma City Community College, Tulsa Community College.
  - d. Capital. Ratification of capital allotments.
  - e. Agency Operations. Ratification of purchases in excess of \$25,000 but not in excess of \$100,000.
  - f. Non-academic Degrees. Ratification of a request from Cameron University for a Posthumous Degree.
- Voting for the motion were Regents Massey, Burgess, Price, Parker, and Glass. Voting against the motion were none.
23. **REPORTS.** Regent Massey made a motion, seconded by Regent Burgess, to approve the following reports:
- a. Programs. Status report on program requests.

b. Annual Report. Academic Policy Exceptions Quarterly Report.

Voting for the motion were Regents Burgess, Price, Parker, Glass, and Massey. Voting against the motion were none.

24. **REPORT OF THE COMMITTEES.**

a. Academic Affairs and Social Justice and Student Services Committees. Regent Glass reported that all of the Committee's items had been handled during the meeting.

b. Budget and Audit Committee. Regent Parker stated that all of the Committee's items had been acted on during the meeting.

c. Strategic Planning and Personnel Committee. Regent Parker reported that the Committee had no additional action items.

d. Technology Committee. Regent Burgess reported that the Committee had no action items.

e. Investment Committee. Regent Massey reported that the Committee had no action items.

25. **NEW BUSINESS.** No new business was brought before the Regents.

26. **ANNOUNCEMENT OF NEXT REGULAR MEETING.** Chairman Price announced that the next regular meeting of the State Regents would be held at 1 p.m. on Thursday, March 11, 2010, at the State Regents' offices in Oklahoma City.

27. **ADJOURNMENT.** With no additional items to discuss, the meeting was adjourned.

ATTEST:

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Stuart Price, Chairman

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Julie Carson, Secretary

**SUBCHAPTER 23. OKLAHOMA HIGHER LEARNING ACCESS PROGRAM**

## 610:25-23-1. Purpose

The Oklahoma Higher Learning Access Program, created by the Oklahoma Higher Learning Access Act passed in 1992 (70 O.S. § 2601 et seq.), is designed to help provide access to postsecondary education opportunities for students with financial need who have demonstrated a commitment to academic success in high school. The program shall also be known as "Oklahoma's Promise". The Act identifies two primary purposes:

- (1) The first is to ensure that students who satisfy the requirements of the program, and who pursue an associate or baccalaureate degree in Oklahoma at an accredited public or private institution, or pursue studies in a postsecondary program or course offered through a cooperative agreement between a public technology center and an institution of The Oklahoma State System for Higher Education, are relieved of the burden of paying:
  - (A) undergraduate resident nonguaranteed tuition at institutions of The Oklahoma State System for Higher Education;
  - (B) tuition for enrollment in postsecondary programs or courses of a public technology center, not to exceed the amount the student would have received for comparable enrollment at a two-year institution within The Oklahoma State System of Higher Education; or
  - (C) some portion of fees or tuition at a private institution of higher education in Oklahoma accredited pursuant to 70 O.S. § 4103.
- (2) The further purpose of the program is to establish and maintain a variety of support services whereby a broader range of the general student population of this state will be prepared for success in postsecondary endeavors. [70 O.S. § 2602]

[Source: Added at 13 Ok Reg 767, eff 10-24-95 (emergency); Added at 13 Ok Reg 1377, eff 5-13-96; Amended at 17 Ok Reg 3062, eff 7-13-00; Amended at 18 Ok Reg 1779, eff 5-25-01; Amended at 25 Ok Reg 2592, eff 7-11-08]

## 610:25-23-2. Eligibility of participants

Eligibility to participate in the program must be established by both the student and his/her parent(s), custodial parent(s), or guardian(s). Students enrolled in the eighth, ninth or tenth grade at a public or private school and whose parents' income meets the financial need criteria are eligible to apply to become a program participant. Students educated by other means who are between the ages of thirteen (13) and fifteen (15) are eligible to apply to become a program participant. Eligibility requirements to participate in the program include the following:

- (1) The student must be a resident of the state of Oklahoma or be enrolled in a school district located in this state that serves students who reside in both this state and an adjacent state pursuant to a contract as authorized in Section 5-117.1 of Title 70 of the Oklahoma Statutes; and
- (2) The student's parent(s), custodial parent(s), or guardian(s) must establish financial need.
  - (A) To meet the program's financial need criteria, the income of the student's parent(s) from taxable and nontaxable sources shall not exceed \$50,000 per year at the time the student applies for participation in the program. A student who was adopted while in the

permanent custody of the Department of Human Services, in the court-ordered custody of a licensed private nonprofit child-placing agency, or federally recognized Indian tribe, as defined by the federal Indian Child Welfare Act, shall not be subject to the determination of financial qualification at the time the student applies for participation in the program.

(B) Parents of students making application to the program must use one of the following options to establish financial need eligibility:

(i) Documentation of their most recent calendar (tax) year income to establish financial need eligibility. Parents of tenth-grade applicants may use the calendar (tax) year income that coincides with the spring semester of the tenth-grade if the parents' income is expected to be significantly less than the previous year: or

(ii) Documentation of current yearly income from an officially approved application for free or reduced price school meals or other state or federal means-tested programs as determined by the State Regents. The State Regents may limit use of this option to pilot projects as determined by the State Regents. If requested by the State Regents, parents may be required to provide additional documentation of income.

(C) ~~The~~ For students that are subject to court-ordered joint custody arrangements, the OSRHE shall use guidelines consistent with regulations for federal Title IV student financial aid programs to determine a student's custodial which parent(s) shall meet the financial need criteria.

[Source: Added at 13 Ok Reg 767, eff 10-24-95 (emergency); Added at 13 Ok Reg 1377, eff 5-13-96; Amended at 14 Ok Reg 164, eff 10-15-96 (emergency); Amended at 14 Ok Reg 1419, eff 5-12-97; Amended at 17 Ok Reg 3062, eff 7-13-00; Amended at 18 Ok Reg 1779, eff 5-25-01; Amended at 19 Ok Reg 2962, eff 7-23-02 (emergency); Amended at 20 Ok Reg 2572, eff 7-11-03; Amended at 21 Ok Reg 1428, eff 5-27-04; Amended at 22 Ok Reg 2628, eff 7-11-05; Amended at 25 Ok Reg 2592, eff 7-11-08; Revoked at 26 Ok Reg 1325, eff 5-25-09]

610:25-23-3. Applications (no changes)

610:25-23-4. Program requirements (no changes)

610:25-23-5. Securing Program benefits

(a) To qualify for the program benefits for the first semester or other academic unit of postsecondary enrollment, the participant must:

(1) Be a resident of this state both at the time of application to the program and at the time the student graduates from high school, or have been enrolled in a school district located in this state that serves students who reside in both this state and an adjacent state pursuant to a contract as authorized in Section 5-117.1 of Title 70 of the Oklahoma Statutes.

(2) Have graduated within the previous three years from a high school or other educational program if homeschooled. The Oklahoma State Regents for Higher Education may award

benefits for a student's first semester or other academic unit of postsecondary enrollment taken more than three (3) years after the student graduates from high school, or other educational program if homeschooled, if the student is a member of the Armed Forces of the United States, the Reserve Corps of the Armed Forces of the United States, or the Oklahoma National Guard, and is ordered to active duty or active duty for special work or training and due to the duty commitment the student is unable to enroll prior to the end of the three-year period. Such three-year period shall be extended by the length of the term of duty.

(3) Have a record of satisfactory compliance with the agreements and program requirements described in 610:25-23-4. Students failing to comply with the agreement and program requirements shall not be eligible for awards. Compliance shall be verified by the local contact person upon a form provided by the OSRHE. Final verification of compliance shall be determined by the OSRHE. A copy of the student's final high school transcript shall be submitted by the local contact person with the student's verification form.

(4) Have satisfied admission standards as established by the Oklahoma State Regents for Higher Education for first-time-entering students for the appropriate type of institution (OSRHE Policy Statement on Admission to, Retention in and Transfer Among Colleges and Universities of the State System) or, if attending a private institution, satisfy the admission standards determined by the private institution; provided, that no student participating in the program shall be admitted into an institution of higher education by special admission standards.

(5) Have secured admission to, and enrolled in, an institution which is a member of The Oklahoma State System of Higher Education, a postsecondary program offered pursuant to a duly approved cooperative agreement between a public technology center and an institution of The Oklahoma State System of Higher Education, or a private institution of higher learning located within this state and accredited pursuant to Section 4103 of Title 70 of the Oklahoma Statutes.

(6) Be a United States citizen or lawfully present in the United States. This provision shall not apply to any student that was enrolled in the program prior to the end of 2006-07 school year.

(b) For students receiving the program benefit award for the first time in ~~2010-11~~ 2012-13 and thereafter, at the time the student begins postsecondary education and prior to receiving any program benefit award, the income from taxable and nontaxable sources of the student's parent(s) shall not exceed \$100,000 per year. The determination of financial qualification as set forth in this paragraph shall be based on the income of the student, not the income of the parent(s), if the student:

(1) is determined to be independent of the student's parents for federal financial aid purposes,

(2) was in the permanent custody of the Department of Human Services at the time the student enrolled in the program, or

(3) was in the court-ordered custody of a federally-recognized Indian tribe, as defined by the federal Indian Child Welfare Act, at the time the student enrolled in the program.

(c) A student who was adopted while in the permanent custody of the Department of Human Services, in the court-ordered custody of a licensed private nonprofit child-placing agency, or federally recognized Indian tribe, as defined by the federal Indian Child Welfare Act, shall be subject to the following financial qualification at the time the student begins postsecondary education and prior to receiving any program benefit award:

(1) For a student adopted between birth and twelve (12) years of age, the income from taxable and nontaxable sources of the student's parent(s) may not exceed \$150,000 per year.

(2) For a student adopted between thirteen (13) and seventeen (17) years of age, the income from taxable and nontaxable sources of the student's parent(s) may not exceed \$200,000 per year.

(3) If the student is determined to be independent of the student's parents for federal financial aid purposes, the determination of financial qualification shall be based on the income of the student, not the income of the parent(s).

(d) Award recipients shall apply for financial aid at the institution in which they enroll.

(e) All students eligible to receive the program benefit award for the first time in ~~2010-11~~ 2012-13 and thereafter must complete an application for federal financial aid (Free Application for Federal Student Aid or FAFSA) or its equivalent. Students not eligible to complete the FAFSA will be provided an alternate method by the OSRHE.

(f) Any person incarcerated in a state, federal, or private correctional facility shall not be eligible to receive program benefits.

[Source: Added at 13 Ok Reg 767, eff 10-24-95 (emergency); Added at 13 Ok Reg 1377, eff 5-13-96; Amended at 14 Ok Reg 164, eff 10-15-96 (emergency); Amended at 14 Ok Reg 1419, eff 5-12-97; Amended at 18 Ok Reg 1779, eff 5-25-01; Amended at 19 Ok Reg 2962, eff 7-23-02 (emergency); Amended at 20 Ok Reg 2572, eff 7-11-03; Amended at 21 Ok Reg 1428, eff 5-27-04; Amended at 22 Ok Reg 2628, eff 7-11-05; Amended at 24 Ok Reg 2718, eff 7-26-07; Amended at 25 Ok Reg 2592, eff 7-11-08; Amended at 26 Ok Reg 201, eff 10-17-08 (emergency); Amended at 26 Ok Reg 1325, eff 5-25-09]

610:25-23-6. Retaining eligibility in postsecondary education (no changes)

610:25-23-7. Payment of awards; policies and limitations

(a) Eligible students enrolled at an institution in The Oklahoma State System of Higher Education shall have an award equivalent to their undergraduate resident nonguaranteed tuition paid to the institution on the student's behalf by an allocation from the Oklahoma Higher Learning Trust Fund [70 O.S. § 3953.1];

(b) Eligible students enrolled in a duly accredited private Oklahoma institution of higher education [70 O.S. § 4103] shall have awards paid to the institution on the student's behalf by an allocation from the Oklahoma Higher Learning Access Trust Fund in an amount equivalent to the average undergraduate resident nonguaranteed tuition if the student were enrolled in a comparable institution of The Oklahoma State System of Higher Education. Comparability of institutions shall be determined by the OSRHE;

(c) Eligible students enrolled in a postsecondary program offered through a cooperative agreement between a public technology center and an institution of The Oklahoma State System of Higher Education shall have an award equivalent to tuition paid, not exceeding the average amount the student would have received for comparable enrollment at a two-year institution within The Oklahoma State System of Higher Education, to the school or institution on the student's behalf by an allocation from the Oklahoma Higher Learning Access Trust Fund;

(d) Funds shall be transferred by the OSRHE from the Oklahoma Higher Learning Access Trust Fund to the institution in which the student is enrolled. No funds shall be paid directly to the student;

(e) Payment will not be allowed for courses taken in excess of those required for a baccalaureate degree;

(f) Students will be eligible for the benefits outlined in this policy for five (5) years from the first date of postsecondary enrollment. The Oklahoma State Regents for Higher Education may award the Oklahoma Higher Learning Access Program benefits for courses of postsecondary units taken more than five (5) years after the student's first semester of postsecondary enrollment only in hardship circumstances; provided, however, no Oklahoma Higher Learning Access Program participant may receive benefits beyond a cumulative time period of five (5) years [70 O.S. § 2604]. Hardship circumstances may include,

but are not limited to, sickness, injury, required military service, or service required by the student's religious or cultural traditions;

(g) There will be no limit to the number of awards other than the amount of funds available or the number of eligible students. If sufficient funds are not available to provide awards for all eligible applicants, the OSRHE shall make awards on the basis of need;

(h) Students who have previously received awards shall have priority over students applying for initial awards;

(i) The Oklahoma State Regents for Higher Education shall take into consideration other grants and scholarships received by an eligible applicant when making awards [70 O.S. § 2604]. Award recipients may not receive financial aid in excess of his/her cost of attendance as determined by the institution in which the student is enrolled. The cost of attendance determined by the institution shall be consistent with regulations for federal Title IV student financial aid programs. If necessary, an award shall be reduced by an amount which makes the student's total financial aid equivalent to the student's identified cost of attendance.

[Source: Added at 13 Ok Reg 767, eff 10-24-95 (emergency); Added at 13 Ok Reg 1377, eff 5-13-96; Amended at 14 Ok Reg 164, eff 10-15-96; Amended at 14 Ok Reg 1419, eff 5-12-97; Amended at 17 Ok Reg 3062, eff 7-13-00; Amended at 18 Ok Reg 1779, eff 5-25-01; Amended at 21 Ok Reg 1428, eff 5-27-04; Amended at 23 Ok Reg 1971, eff 6-11-06; Amended at 24 Ok Reg 2718, eff 7-26-07; Amended at 25 Ok Reg 2592, eff 7-11-08]

610:25-23-8. Administrative responsibilities (no changes)

**SUBCHAPTER 25. REGIONAL UNIVERSITY BACCALAUREATE SCHOLARSHIP PROGRAM**

610:25-33-6. Fiscal Policies

- (a) Students may be awarded additional state-supported financial aid, such as fee waiver scholarships and Oklahoma Tuition Aid Grants, but not in excess of ~~legitimate educational costs~~ the student's cost of attendance as determined by the institution consistent with regulations for federal financial aid.
- (b) Students may accept scholarships and grants from non-state sources.
- (c) A student may be awarded a scholarship for up to 8 semesters of study in a baccalaureate program at a regional university or until the student is granted a baccalaureate degree, whichever occurs first.
- (d) The allocation of appropriated funds to the regional university shall be on the student's behalf and shall contain appropriate restrictions and conditions that such monies be expended only for the purposes authorized.
- (e) Subject to approval by the Chancellor and contingent upon sufficient program funding, if ~~If~~ a student fails to meet the requirements for continued eligibility, the university may award the remainder of the student's scholarship to another qualified student.
- (f) Unused scholarship awards ~~will~~ may be reallocated by the Chancellor to other universities. The reallocation of the unused scholarship funds shall be on the basis of the number of qualified students.

[Source: Added at 21 Ok Reg 1433, eff 5-27-04]

**CHAPTER 20. FISCAL AFFAIRS**  
**SUBCHAPTER 1. REGENTS' ENDOWMENT FUND PROGRAM**

**610:20-1-1. Purpose**

(a) House Bill No. 1581 of the 1988 Oklahoma Legislature appropriated \$15 million to the Oklahoma State Regents for Higher Education for the purpose of establishing an endowment program to support the establishment of faculty chairs and professorships, and to carry out other related activities to improve the quality of instruction and research at colleges and universities of The Oklahoma State System of Higher Education. Examples of instruction-related projects eligible to participate in the endowment program upon approval of the State Regents are visiting professorships, artist in residence, lectureships and other such support activities.

(b) In 70 O.S., §§ 3951, 3952, and 3954, the Oklahoma Legislature provides the statutory framework for the endowment program that includes the fiduciary responsibility of the trustees and permissible investments for the endowment.

(c) Endowed chairs and distinguished professorships should be established in academic areas which will contribute to the enhancement of the overall cultural, business, scientific, and/or economic development of Oklahoma. Endowed chairs and professorships must be established in areas for which the institution has ongoing, approved academic programs.

**610:20-1-2. Administration of Endowment Fund**

(a) The Endowment Trust Fund shall be administered by the State Regents in their role as trustees. The Endowment Fund shall be a permanent fund and shall be used for the purposes of establishing and maintaining endowed chairs and professorships at institutions in The Oklahoma State System of Higher Education, and for any other related activities approved by the State Regents to improve the quality of higher education instruction at State System institutions.

(b) Upon authorization of the State Regents, an endowment fund will be established in the State Regents' Agency Special Account or in a custodian bank or trust company to receive monies appropriated by the Legislature, as well as any monies or assets contributed from any source, public or private.

(c) No earnings of the trust fund shall be used for the administrative expenses of the office of the State Regents for Higher Education; expenses incurred by the State Regents in the administration of the trust fund and of the endowment program shall be paid from monies appropriated for the general operating budget of the coordinating board.

**610:20-1-3. Establishment and operation of endowment accounts**

(a) **Principal.** The principal held in the Regents' Endowment Fund shall be used for the establishment of and allocated to endowment accounts within the Regents' Endowment Fund for the benefit of public institutions of higher education within the State of Oklahoma.

(b) **Investment return.**

(1) The investment return on the principal of the Regents' Endowment Fund shall be allocated for the benefit of individual institutions for which the accounts are respectively designated and shall be remitted to such institution for the support of endowed chairs and professorships approved by the State Regents, together with other activities approved by the State Regents to improve the quality of instruction and/or research at State System institutions.

(2) The investment income approved by the State Regents for distribution to an institution shall be deposited in the institution's operating revolving fund (Fund 290).

(3) Any investment income not designated for remittance to an institution shall become part of the principal of the Endowment Fund.

(c) **Account levels.** The levels indicated for each category are the amounts of private donations required to establish an account. The private donation will be matched dollar for dollar with public monies

for those private donations \$250,000 or less and at 25 cents of public monies for every private dollar received at \$250,001 and above.

- (1) Endowed chair accounts may be established at the comprehensive universities with a minimum private donation of \$500,000; at other institutions, the minimum required is \$250,000. ~~Thus, when fully funded with both private and public matching monies, chairs at comprehensive universities will be endowed with a minimum of \$1,000,000 and chairs at other institutions will be endowed with a minimum of \$500,000.~~
  - (2) At the comprehensive universities, professorship accounts may be established with a minimum private donation of \$250,000. At other institutions, professorships may be established with a minimum private donation of \$125,000. Thus, when fully funded with both private and public matching monies, professorships at comprehensive universities will be endowed with a minimum of \$500,000 and professorships at other institutions will be endowed with a minimum of \$250,000.
  - (3) Lectureships, artist-in-residence, and similar accounts may be established with a minimum private donation of \$25,000 only at regional and special purpose universities and two-year colleges. Thus, when fully funded with both private and public matching monies, said accounts will be endowed with a minimum of \$50,000.
  - (4) To be initially eligible for an endowment account within the Regents' Endowment Fund, an institution must request an account and must have on deposit as provided in (f) of this Section an amount equal to at least one-half (50%) of the requested account with a written commitment that the balance will be contributed within a thirty-six (36) month period.
- (d) **Time limitations.** The total matching requirements shall be equal to the amount of the requested endowment account in each instance and shall be deposited within a period of thirty-six (36) months from the date of approval of the account by the State Regents. Provided, an institution may deposit in an endowment account matching funds in an amount which exceeds the required matching amount. Any endowment account for which the institution fails to provide the full matching amount within the time established shall be available to be awarded to another public institution of higher education. No investment return shall be remitted to any institution from an endowment account before the institution has deposited the total required match for the endowment account as provided in (f) of this Section.
- (e) **Private sources of matching monies.** Funds that an institution provides for matching purposes must originate from monies contributed to the institution after July 1, 1988 from private sources specifically designated by the donor to be used for purposes specified in this program. Monies provided for matching purposes may not be drawn from regularly allocated funds from the Oklahoma State Regents for Higher Education, proceeds of fees or charges authorized by the State Regents for Higher Education, or from federal grants or reimbursements. In instances where the qualifications of all or a portion of the amount of matching monies are questionable, the institution shall request express approval of the State Regents to apply that amount toward the matching requirement. Monies for matching purposes may be contributed to and retained by a foundation for which the sole beneficiary is the respective institution. The foundation must demonstrate that the funds are being held on behalf of the institution as outlined in (f) of this Section; provided, monies contributed by a foundation whose sole beneficiary is an institution may qualify as private matching monies only if the monies are transferred from the foundation to the State Regents for deposit in the State Regents' Endowment Fund. Private matching monies contributed by the foundation may not be retained in that foundation, but must be deposited in the State Regents' Endowment Fund.
- (f) **Deposit of private matching monies.** Any institution which provides matching monies shall deposit the matching funds to one of the following, and, if such matching monies are not deposited in the Regents' Endowment Fund, the net investment return on matching monies shall be retained in the fund:
- (1) The State Regents' Endowment Fund
  - (2) The institution's endowment matching fund
  - (3) A fund of a foundation whose sole beneficiary is that institution. If such matching monies are not deposited in the Regents' Endowment Fund, the net investment return on matching monies shall be retained in the fund.
- (g) **Ownership of private matching monies.** Ownership of private matching monies transferred by an

institution to the State Regents' Endowment Fund for investment shall remain with the institution. Upon request, the monies may be returned to the institution for deposit in item (f)(2) of this Section.

**610:20-1-4. Report on activities supported by Endowment Fund**

Each participating institution shall submit ~~an annual~~ reports as requested to the State Regents in which the investments of the matching funds, earned interest income (including capital gains and losses) and the costs of managing the investments are presented in detail. The report shall also include a full accounting of the expenditures of earnings of both the public monies and the private matching monies. Diminution of the original private matching amount may, at the discretion of the State Regents, constitute a forfeiture of the Regents' Endowment Funds which the institutional monies were to match.

**610:20-1-5. Application procedures**

(a) All institutions in The Oklahoma State System of Higher Education are eligible to apply for an endowed chair, professorship, or other related projects under the Regents' Endowment Fund Program. State System institutions desiring to participate in the Regents' Endowment Fund Program shall make application to the State Regents upon meeting requirements for establishing an endowment account as set forth in this Subchapter.

(b) The application shall include certification of deposited private matching monies by the president of the institution, including the date of receipt, the repository, and the name of the donor(s). Names of donors will be held in confidence by the State Regents, upon request.

## 610:15-1-1. Purpose

The Oklahoma State Regents for Higher Education will make available the use of the towers and facilities of the OneNet, the State of Oklahoma's official telecommunications and information network, to ~~institutions of higher education, federal, state and local government agencies and to private business.~~ The towers and facilities will be made available primarily for educational purposes in accordance with 70 O.S., §§ 2166 and 2167 and only to the extent that the proposed use does not interfere with the normal maintenance and operation of the OneNet. Requests to utilize the towers and facilities will be reviewed on a case by case basis consistent with state and federal laws and regulations. educational entities, governmental agencies and commercial businesses; provided, however, the proposed use does not interfere with the normal maintenance and operations of OneNet. Each request to utilize the towers and facilities must meet standard industry engineering requirements and must be consistent with state and federal laws and regulations.

## 610:15-1-2. Towers and facilities use

(a) All proposed installations shall be in accordance with good engineering practices and shall be subject to the approval of the OneNet engineering staff. Requests for installation of microwave antennas on the OneNet towers shall be approved only after a tower wind load study is performed by an approved and qualified registered professional engineer. Costs of the study are to be paid for by the proposed user. Any structural modifications required to the tower resulting from the proposed antenna installation will be at the expense of the proposer. Generally, 2-way radio antenna installations will not require a tower analysis to be performed; however, it shall be at the discretion of the ETN engineering staff as to whether or not an analysis is required.

(b) The Oklahoma State Regents for Higher Education will develop a schedule of monthly rates for the use of OneNet's towers and facilities. make the OneNet towers and facilities available on a monthly basis at the following rates:

- (1) ~~Two way radio antenna \$1.00 per foot of tower height (subject to increase if transmission lines are greater than .500" in diameter)~~
- (2) ~~Microwave antennas \$200.00 per antenna and \$1.00 per foot of tower height~~
- (3) ~~Building space \$10.00 per sq. foot~~
- (4) ~~A.C. electrical power (2 way radio) \$10 per month~~
- (5) ~~D.C. electrical power \$12/Amp.~~
- (6) ~~Land \$2.00 per sq. foot~~

(c) The Chancellor or the Chancellor's designee may waive any or all monthly rates specified in the rate schedule if use of OneNet's towers and facilities is determined to be in the best interest of the State.

(d) The State Regents reserve the right to change the rates or cancel service with a 90-day advance notice to the user.

## 610:15-1-3. Communications services use

(a) The Oklahoma State Regents for Higher Education will make OneNet's available the use of voice, data and video communications circuits via the fiber optics and microwave network services and infrastructure to ~~institutions of higher education, federal, state, and local government agencies and private business as long as the proposed use is of excess system capacity and it does not interfere with the regular activities of OneNet. The voice, data and video circuits will be made available primarily for educational purposes in accordance with 70 O.S., §§ 2166 and 2167 and only to the extent~~ educational entities, governmental agencies and commercial businesses; provided, however, that the proposed use does not interfere with the normal maintenance and operation of OneNet. Requests to utilize the voice, data and video circuits will be reviewed on a case by case basis consistent with state and federal laws and regulations. (In consideration for use of the telecommunications network of OneNet, the State Regents will develop a schedule of rates based on a case by case basis upon the discounted fair commercial value of the service to be provided. Each request to utilize the voice, data and/or video communications

services will be reviewed on an individual basis to ensure it is consistent with state and federal laws and regulations. The State Regents will develop a schedule of rates to be utilized for the services provided and shall have the ability to offer discounted rates on a case-by-case basis if it is determined to be in the best interest of the State.

(b) The State Regents reserve the right to change the rates or cancel service with a 90-day advance notice to the user.

