

AGENDA
THE BOARD OF REGENTS
OF THE UNIVERSITY OF NEBRASKA
Varner Hall
Saturday, April 7, 2001
8:30 a.m.

- I. CALL TO ORDER
- II. ROLL CALL
- III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN ON MARCH 3, 2001
- IV. KUDOS AND RESOLUTIONS
- V. HEARINGS
 - 1. Approve the amendment of § 1.4 of the *Bylaws of the Board of Regents of the University of Nebraska* relating to the annual meeting of the Board of Regents.
 - 2. Approve the amendment of § 3.7 of the *Bylaws of the Board of Regents of the University of Nebraska* relating to the transfer of reduced tuition and fees for full-time employees to an employee's spouse and dependent children.
- VI. PUBLIC COMMENT

The Standing Rules of the Board provide that any person may appear and address the Board of Regents on any item on the agenda for this meeting. Each person will be given up to five minutes to make his or her remarks.
- VII. COMMITTEE REPORTS AND APPROPRIATE ACTION
- VIII. STRATEGIC OR POLICY ISSUES: GENDER EQUITY
- IX. UNIVERSITY ADMINISTRATIVE AGENDA
 - A. CONSENT
 - B. ACADEMIC AFFAIRS
 - C. BUSINESS AFFAIRS
 - D. FOR INFORMATION ONLY
 - E. REPORTS
- X. ADDITIONAL BUSINESS

IX. UNIVERSITY ADMINISTRATIVE AGENDA

A. CONSENT

1. Personnel.

Addendum IX-A-1

IX-A-1 PERSONNEL

Central Administration

Adjustment

Harvey S. Perlman, Chancellor, University of Nebraska-Lincoln (Special), Vice President (Special), University of Nebraska, Harvey and Susan Perlman Professor of Law (Special), and Professor (Continuous) Law, University of Nebraska-Lincoln, effective 04/01/01, \$220,000 FY, 1.00 FTE, increase salary from \$180,730, and add titles of Chancellor and Vice President.

L. Dennis Smith, President (Special), University of Nebraska; and Professor (Continuous), School of Biological Sciences, University of Nebraska-Lincoln, effective 04/01/01, \$245,000 FY, 1.00 FTE, increase salary from \$209,780.

University of Nebraska-Lincoln

Adjustment

Steven L. Willborn, Dean (Special), College of Law, Professor (Continuous) College of Law, Richard C. and Catherine Stuart Schomoker Professor of Law (Special), College of Law, effective 07/01/01, \$200,000 FY (includes \$18,182 administrative stipend and \$10,000 Professorship stipend), 1.00 FTE, increase salary from \$178,608, and add title of Dean of the College of Law.

B. ACADEMIC AFFAIRS

1. Approve the revised University of Nebraska at Omaha Student Code of Conduct. Addendum IX-B-1
2. Approve amending the Constitution of Students of the University of Nebraska Medical Center. Addendum IX-B-2
3. Approve the request for outside employment at the University of Nebraska at Omaha. Addendum IX-B-3
4. Approve the Award of Honorary Degrees. Addendum IX-B-4

Addendum IX-B-1

TO: Board of Regents

Academic Affairs

MEETING DATE: April 7, 2001

SUBJECT: University of Nebraska at Omaha Student Code of Conduct

RECOMMENDED ACTION: Approve the revised University of Nebraska at Omaha Student Code of Conduct.

PREVIOUS ACTION: This document was last approved on March 24, 1995.

EXPLANATION: According to the Bylaws of the Board of Regents of the University of Nebraska, (Chapter V, "Responsibilities and Rights of Students") each major administrative unit shall adopt, subject to the approval of the Board, rules relating to student discipline.

This document presents a complete revision of the current "Student Code of Conduct". The basic principles of the document have not changed but procedures have been updated and clarified. In developing the document, input was received from the Faculty Senate, Student Senate, University Committee on Student Affairs and the Vice Chancellor's Student Leadership Council. The University's General Counsel has reviewed and supports the document.

BUDGET: None.

SOURCE OF FUNDS: None.

SPONSOR: Mary A. Mudd
Vice Chancellor for Student Affairs

APPROVAL: _____
Nancy Belck, Chancellor
University of Nebraska at Omaha

DATE: March 14, 2001

Student Code of Conduct

Preamble

University students are both citizens and members of the academic community. As members of the academic community, students are subject to the responsibilities which accrue to them by virtue of this membership. As members of the larger community of which the University is a part, students are entitled to all the rights and protections enjoyed by other members of that community. By the same token, students are also subject to all civil and criminal laws, the enforcement of which is the responsibility of duly constituted civil authorities.

It should be emphasized that, when a student's violation of the law also adversely affects the University's pursuit of its recognized educational objectives, the University may enforce its own regulations regardless of any civil or criminal proceedings or dispositions. When students violate a University regulation, they are subject to disciplinary action by the University whether or not their conduct violates civil or criminal law. If a student violates a housing regulation that also violates a University regulation, the student will be subject to University disciplinary action. If a person's behavior simultaneously violates a University regulation and the civil law, the University may take disciplinary action independent of that taken by civil authorities. When students violate laws off campus, they may incur penalties prescribed by civil authorities. However, University discipline will be initiated only in instances of off-campus student misconduct which distinctly and adversely affects the University's pursuit of its recognized educational purposes.

An individual student may be disciplined for any act of misconduct provided in this Code. A student organization may be disciplined for any act of misconduct provided in this Code committed by any of its individual members where such act: (i) is mandated, sponsored, approved, or encouraged by one or more members of the organization, whether explicitly or implicitly; (ii) takes place in the context of a tradition, custom, or past practice of the organization; or (iii) is reasonably foreseeable as a result of

an activity carried on by the organization. When a student organization is charged with misconduct, the presiding officer and, if appropriate, other student leaders thereof shall be required to participate in disciplinary proceedings conducted under this Code as representative(s) of the organization.

The term "University premises" is used throughout this Code of Conduct and shall mean any building, facility or grounds owned or leased by the University and any building, facility or grounds located on real property owned by the University and leased or licensed to any person, firm or corporation for a University use, including, but not limited to, student housing facilities and business and technology development facilities.

A. Sanctionable Misconduct by Individual Students or by Student Organizations

The following acts of misconduct under this code by an individual student or by a student organization shall result in University disciplinary review and/or action:

1. Physical and Verbal Aggressive or Abusive Behavior
 - a. Physically abusing or threatening to physically abuse any person.
 - b. Any act occurring on the University campus which intentionally disturbs the peace and quiet of any person or group of persons.
 - c. Conduct which is unreasonably dangerous to the health or safety of other persons or oneself.
 - d. Verbal behavior that involves an express or implied threat to interfere with an individual's personal safety, academic efforts, employment, or participation in University sponsored co-curricular activities or causes the person to have a reasonable apprehension that such harm is about to occur.

- e. Disorderly, lewd, indecent or obscene conduct, including the expression of such on University-owned or controlled property or at University sponsored or supervised events.

2. Discrimination, Harassment and Intimidation.

- a. Any form of discrimination because of race, color, age, disability, religion, gender (including sexual harassment), national origin, marital status, Vietnam-era veteran status, political affiliation, sexual orientation, or any unlawful reason. Unwelcome sexual advances, requests for sexual favors, and other physical, verbal, or visual conduct based on sex constitute sexual harassment when (1) submission to the conduct is an explicit or implicit term or condition of employment or academic standing, (2) submission to or rejection of the conduct is used as the basis for an employment or academic decision, or (3) the conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working or academic environment.
- b. Intentionally and substantially interfering with the freedom of expression of others on University premises or at University sponsored activities.

3. Hazing

Any act which endangers the mental or physical health or safety of a student, or which damages or removes public or private property for the purpose of initiation into, admission into, affiliation with, or as a condition for continued membership of, a group or organization.

4. Sexual Imposition

Unwelcome sexual advances, requests for sexual favors, obscene phone calls, indecent exposure, sexual assault, date rape or other uninvited behavior of a sexually explicit nature which is considered offensive to a reasonable person.

5. Alcohol and Drug Abuse¹

- a. Use, possession, manufacture, distribution or sale of illegal drugs or drug paraphernalia on University premises or while on University business or at University activities, or in University vehicles.
- b. Unauthorized use, possession, manufacture, distribution, or sale of a controlled substance as defined by the Federal Controlled Substances Act, 21 U.S. C. Sections 801 et seq., or Nebraska Drug Control Laws, Neb. Rev. Stat. Sections 28-401 et seq., on University premises, or while engaged in University business or attending University activities, or in University supplied vehicles.
- c. Unauthorized use, possession, manufacture, distribution, or sale of alcohol on University premises or at University activities, or in University supplied vehicles.
- d. Storing in a locker, desk, vehicle, or other place on University owned or controlled property any unauthorized controlled substances, drug paraphernalia or alcohol.

¹ The illegal possession, use or distribution of drugs or alcohol by students is a violation of University rules as well as state and federal laws. The Board of Regents of the University has directed officers of the University to cooperate with state and federal agencies in the prevention of drug abuse. In satisfaction of this mandate and in order to fulfill its obligations under the Drug Free Workplace Act of 1988 and the Drug Free Schools and Communities Act of 1989, the University has formulated standards of conduct for students which prohibit the acts of misconduct provided in this section both on campus or at University-sponsored events.

- e. Use of alcohol off University premises that adversely affects student's academic performance or safety or the safety of others.
 - f. Possession, use, manufacture, distribution or sale of illegal drugs off University premises that adversely affects the student's academic performance, safety or the safety of others.
 - g. Violation of any state or federal law relating to the unauthorized use, possession, manufacture, distribution or sale of alcohol, controlled substances or drug paraphernalia.
 - h. Manufacturing, distributing, selling, offering for sale, or possessing anabolic steroids (except under the supervision of a physician) or any illegal drug or narcotic including, but not limited to: barbiturates, hallucinogens, amphetamines, cocaine, opium, heroin or marijuana.
 - i. Being under the influence of alcohol or any illegal drug or controlled substance on University premises or at University sponsored events.
6. Misuse of University Procedures
- a. Intentionally filing a false complaint under this code or aiding or abetting any conduct described in this code.
 - b. Abuse of the University judicial system, including but not limited to, failure to obey the summons of a judicial body or University official; falsification, distortion, or misrepresentation of information before a judicial body relating to a judicial procedure; disruption or interference with the orderly conduct of judicial proceedings; instituting a judicial proceeding without cause; attempting to discourage an individual's proper participation in or use of the judicial system; attempting to

influence the impartiality of a member of a judicial body prior to and/or during the course of the judicial proceeding; failure to comply with sanctions imposed under this code; or influencing or attempting to influence another person to commit an abuse of the judicial system.

7. Financial Aid and Bad Debts

- a. Fraud or misrepresentation in making application for or in use of financial aid.
- b. Failure to pay a financial obligation owing to the University or to any department, division, or agency thereof.²
- c. Failure to pay financial obligations owing to any student housing unit located on property owned by the University.

8. Computer Related Misconduct

- a. Unlawful or unauthorized access to or use of computers, computer networks and computer data, programs, materials or information.
- b. Accessing or attempting to access computing resources or computer-based information without proper authorization.
- c. Disrupting the intended use of computers or computer networks.
- d. Damaging or destroying computer equipment or computer-based information.
- e. Violating copyright laws or license restrictions with respect to the copying or use of computer programs, data, materials or information.
- f. Unauthorized use of another person's password.

² Not only may disciplinary action be taken for failure to pay financial obligations, but the student will be denied access to grade reports, future registrations, readmission, diplomas, and transcripts.

- g. Unauthorized lending or borrowing an account number.
 - h. Using the computer facilities for purposes other than those for which the account number was issued.
 - i. Storing game programs on allocated disk space or private tape, except when authorized in writing by the Director of Academic Computing.
 - j. Copying, altering, or destroying the files or output of another individual without the express written permission of that individual.
 - k. Intentionally abusing or misusing the computer facilities so as to cause damage, program disturbances or harassment to other persons.
 - l. Using electronic communications to harass or threaten any person.
 - m. Violation of University of Nebraska Executive Memorandum No.16, relating to use of computers, or violation of any state or federal law or regulation in connection with use of any information system.³
9. Deception, Falsification and Misrepresentation
- a. Forging, altering, or otherwise falsifying any University document, any University record, or any University instrument of identification, or assisting another in such misconduct.
 - b. Borrowing, lending or the improper use or possession of any University access or identification card.
 - c. Submitting false information to any member of the faculty or staff or to any University office.
 - d. Falsely representing oneself as a University employee.

³ Additional information regarding University Executive Memorandum No. 16 and the Computer Usage Policy can be found at <http://its.unomaha.edu>.

10. Disruption of University Business

- a. Material and substantial disruption or obstruction of teaching, research, administration, or other University functions, operations or activities, including its public service functions on or off campus.
- b. Leading or inciting others to materially and substantially disrupt or obstruct teaching, research, administration, or other University functions, operations or activities, including its public service functions on or off campus.
- c. Obstruction of ingress to or egress from any University building, facility, or premises.
- d. Unauthorized occupation or use of or entry into any University building, facility or grounds.

11. Endangerment of Individuals or the Safety of Individuals

- a. Setting fire on any University premises.
- b. Setting off a fire alarm on any university premises for reasons other than an actual fire or emergency.
- c. Reporting a false fire alarm or a false bomb threat on or for any University premises or with regard to any University sponsored event.
- d. Failure to evacuate any University premises upon the sounding of a fire alarm or upon receiving a lawful order to evacuate the premises.
- e. Tampering with safety or emergency equipment, signs or devices.
- f. Failure to report a fire or any other dangerous condition when known or recognized on the campus;

- g. Tampering with elevator controls and/or equipment on University premises;
 - h. Failure to follow published University safety standards.
- 12. Firearms, Explosives and Weapons
 - Possessing, using or selling firearms or other dangerous weapons (including paint guns, pellet guns, BB guns and knives), explosives, fireworks, ammunition, or dangerous chemicals on University premises.
- 13. Gambling
 - Participation in gambling activity in violation of the laws of the State of Nebraska or of the United States.
- 14. Obstruction of Law Enforcement Officers, Fire Fighters or University Officials.
 - Obstructing or failing to comply with the directions of a law enforcement officer, fire fighter, University official or official of a student housing unit located on property owned by the University in the performance of duty on any University premises, or at any activity or event sponsored by the University or any recognized student organization.
- 15. Unauthorized Use of University Property and Unauthorized Access to Confidential Information
 - Unauthorized use of any University property, facilities, equipment or materials, or unauthorized access to any confidential information, in whatever form, maintained by the University or a University official or employee.
- 16. Traffic Safety
 - Serious traffic violations on any University premises, including operating any vehicle while intoxicated, speeding, reckless endangerment or reckless driving.

17. Telephone Abuse

Charging or causing to be charged any long distance or other toll telephone calls to University telephones without proper authorization.

18. Unauthorized Presence in or Entry of University Premises

- a. Unauthorized presence in any University class, lecture, laboratory period, orientation session, examination, or other instructional session, or unauthorized entry of any room, office or laboratory or other University premises.
- b. Possessing, producing, reproducing, manufacturing, or having produced, reproduced or manufactured without proper authorization, any key or unlocking device for use on any University lock or in any University premises.

19. Impermissible Commercial Distribution of Course Notes and Recordings

Sale of course notes or course records or providing course notes or course records so the same may sold by any other person without the express written permission of the Vice Chancellor for Academic Affairs and the course instructor(s).⁴

20. Smoking

Smoking in any University building or vehicle.

21. Violation of Municipal Ordinances or State or Federal Laws

⁴ As part of the education and learning experience, students routinely take notes in the courses in which they are enrolled. With the permission of the instructor, an enrolled student may also make audio and/or visual records of a course presentation. These notes and records may be used for the purposes of individual or group study so long as such use is non-commercial. The University has the authority (1) to regulate the nature of the commercial activity which takes place on its premises and/or with the use of its resources, and (2) to protect its intellectual property, as well as that of its faculty and employees.

Violation of any municipal ordinance, law of the State of Nebraska or of the United States on University premises or at any University sponsored or supervised events.

22. Misconduct Relating to Theft and Destruction of Property, and Possession of Stolen Property

- a. Theft of, or intentional damage, destruction, or defacement of University property or property of any other person while on University premises.
- b. Receipt or possession of property known to be stolen.
- c. Possession, without permission, of property of the University or of a student, faculty member or staff member of the University.

B. Disciplinary Procedures and Sanctions

The following procedures are designed to protect students' rights as set forth by the Board of Regents. These disciplinary procedures have been drafted to apply to disciplinary proceedings for violation of the Code of Conduct by individual students. However, the Code of Conduct also applies to and may be enforced against student organizations charged with violation of the Code of Conduct. Accordingly, whenever a student organization is charged with violation of the Code of Conduct, the charged student organization shall have the same rights and obligations under these disciplinary procedures as an individual student, and shall be subject to imposition of the sanctions provided in these disciplinary procedures.

1. Allegations of student misconduct shall be forwarded in writing to the University Judicial Officer. The Judicial Officer shall investigate the charges and determine the facts applicable thereto. If allegations are found by the Judicial Officer to be unsubstantiated by the facts, the charges shall be dismissed, without record in the file of the student. If

facts substantiate the charges, the Judicial Officer may: 1) seek to resolve the matter via informal, oral remonstrance (no record to be kept); 2) consult medical or other professional resources and refer the matter to appropriate professional officials or agencies, if it seems appropriate; or 3) determine that one or more of the following formal sanctions is appropriate:

- a. Written reprimand. A warning that behavior is inappropriate and continuance of such may lead to further disciplinary action, a copy to be placed in the student's file with a copy to the student.
- b. Disciplinary probation. A written notice placing a student on probationary status for a specified period of time, including limitation on the student's University privileges, limitation on participation in University recognized activities or organizations, or limitation on holding elected or appointed offices in student government or student organizations. If the student repeats the violation or violates other University policies or regulations, the student shall be subject to further disciplinary action, including possible suspension or expulsion.
- c. Suspension. Involuntary separation from the University for a prescribed period of time, with the opportunity to petition the University for readmission.⁵ The petition must be submitted, in writing, to the Vice Chancellor for Student Affairs, who shall determine eligibility for and date of (if applicable) readmission.
- d. Expulsion. Involuntary separation from the University.⁶

⁵ In the case of a student organization, suspension shall also include withdrawal of recognition by the University for a prescribed period of time, with the opportunity to petition the University for reinstatement of recognition.

⁶ In the case of a student organization, expulsion shall also include withdrawal of recognition by the University.

- e. Restitution. Reimbursement for damage or loss of property or reimbursement for medical expenses incurred by another party as a direct result of the misconduct.
 - f. Behavioral Requirement: Written conditions imposed which establish specified behavioral requirements for the student, including limitation on the student's University privileges, limitation on participation in University recognized activities or organizations, or limitation on holding elected or appointed offices in student government or student organizations.
2. If a decision is made to seek formal sanctions other than suspension or expulsion, the Judicial Officer shall notify the student, in writing, of the recommended sanction(s). If the student does not accept the recommended sanction(s), he or she may appeal the Judicial Officer's recommended sanctions to a Judicial Board by submitting a letter, with reasons for the appeal, to the Vice Chancellor for Student Affairs within seven (7) working days of the date of the sanction(s) letter from the Judicial Officer. If the student fails to submit a timely appeal of the Judicial Officer's recommended sanction(s) within such seven (7) working day period, the Judicial Officer's recommended sanction(s) shall become final and be in full force and effect. **Cases involving recommended suspension or expulsion must be heard by a Judicial Board.**
 3. Each Judicial Board:
 - a. shall consist of four (4) students, two (2) faculty, and one (1) staff member; and
 - b. will select its own chairperson, with all members possessing voting privileges.
 4. The student:
 - a. shall have, at least ten (10) working days in advance of the hearing before the Judicial Board, the right to be informed of the specific charges against him or her and an opportunity to prepare his or her case;

- b. shall have the right to hear all evidence in support of the charge or charges and to hear and question witnesses; and
 - c. shall have the opportunity to testify and present evidence.
5. Both the student and the Judicial Officer:
- a. shall have the opportunity for advanced inspection of any documents which will be submitted at the hearing before the Judicial Board;
 - b. shall have an opportunity to review a list of witnesses to be called to testify; and
 - c. shall have the right to appear at the hearing before the Judicial Board with an adviser of their choice, who may be an attorney. The adviser will not be allowed to address the Board or otherwise participate in the hearing, but may provide private advice and counsel to the student during the hearing.
 - d. Evidence which would not be admissible in a State Court criminal proceeding by reason of the method or manner in which it was acquired shall not be admitted. Questions regarding the admissibility of evidence may be referred to University legal counsel.
6. The Judicial Board shall determine which, if any, of the sanctions should be imposed and submit a written decision, including its finding of the facts, to the student and the Judicial Officer. The decision of the Judicial Board must be based solely upon evidence received at the hearing. The decision of the Judicial Board shall be final unless appealed, by either party, to the Vice Chancellor for Student Affairs within seven (7) working days.
7. A verbatim tape recording of the Judicial Board hearing shall be maintained.
8. Either the student or the Judicial Officer may appeal, in writing, the decision of the Judicial Board to the Vice Chancellor for Student Affairs within seven (7) working days following the date of the letter stating the decision of the Judicial Board. The written

appeal must be sent to the Vice Chancellor for Student Affairs, and must include reasons for the appeal based upon one or more of the following grounds:

- a. That the student did not receive due process of law.
- b. That any sanction imposed by the Judicial Board or the failure of the Judicial Board to impose one or more sanctions is not supported by the evidence received by the Judicial Board at the hearing.

If the appeal is by the student, the student shall provide a copy of his or her appeal to the Judicial Officer. If the appeal is by the Judicial Officer, the Judicial Officer shall provide a copy of the appeal to the student.

9. The Vice Chancellor for Student Affairs shall consider the appeal to determine whether or not it merits a review based upon the grounds stated in the appeal. If the Vice Chancellor for Student Affairs in the exercise of his or her sole discretion determines that the appeal does not merit review, a decision stating such shall be forwarded to the student and the Judicial Officer. If the Vice Chancellor in the exercise of his or her sole discretion determines that the appeal merits review, the Vice Chancellor shall refer the appeal to a new Judicial Board. The new Judicial Board sitting as an appeals board shall consider the appeal without hearing and shall submit its written decision to the student and the Judicial Officer, including a decision of which sanctions, if any, are to be imposed. The appellate decision of the Judicial Board sitting as an appeals board shall be final.
10. The members of each Judicial Board shall be selected by lot by the Vice Chancellor for Academic Affairs or his or her designee from the Judicial Committee. This Committee shall be established by July 1 for each year, and shall be composed of the following:

- a. Fifteen (15) students appointed by Student Government with the advice and consent of the Student Senate;
 - b. Eleven (11) faculty appointed by the Faculty Senate President and with the consent of the Faculty Senate;
 - c. Seven (7) staff with four (4) appointed by the Staff Advisory Council from employees in the Managerial/Professional and Office/Service categories, and three (3) appointed by the Chancellor from administrators in the Academic/Administrative category.
 - d. If it is not possible to construct a full board, additional persons in the category with insufficient members available to serve may be selected in blocks of three (3) at a time by the same process as stated above in a., b., and c.
- 11. All Judicial Board hearings and deliberations, including deliberations of a Judicial Board sitting as an appeals board, shall be closed.
 - 12. Any student charged with a violation(s) of the Code of Conduct has the right to maintain status as a student and to attend classes while the student's case is pending final decision within the University system unless the student's continued presence constitutes an immediate harm to the student charged, or others, as determined by the Vice Chancellor for Student Affairs in the exercise of his or her reasonable discretion.

C. Academic Integrity

1. Policy

The maintenance of academic honesty and integrity is a vital concern of the University community. Any student found guilty of academic dishonesty shall be subject to both academic and disciplinary sanctions. Academic dishonesty includes, but is not limited to, the following:

- a. Cheating. Copying or attempting to copy from an academic test or examination of another student; using or attempting to use unauthorized materials, information, notes, study aids or other devices for an academic test, examination or exercise; engaging or attempting to engage the assistance of another individual in misrepresenting the academic performance of a student; or communicating information in an unauthorized manner to another person for an academic test, examination or exercise.
- b. Fabrication and falsification. Falsifying or fabricating any information or citation in any academic exercise, work, speech, test or examination. Falsification is the alteration of information, while fabrication is the invention or counterfeiting of information.
- c. Plagiarism. Presenting the work of another as one's own (i.e., without proper acknowledgment of the source) and submitting examinations, theses, reports, speeches, drawings, laboratory notes or other academic work in whole or in part as one's own when such work has been prepared by another person or copied from another person.
- d. Abuse of academic materials and/or equipment. Destroying, defacing, stealing, or making inaccessible library or other academic resource material.
- e. Complicity in academic dishonesty. Helping or attempting to help another student to commit an act of academic dishonesty.
- f. Falsifying grade reports. Changing or destroying grades, scores or markings on an examination or in an instructor's records.
- g. Misrepresentation to avoid academic work. Misrepresentation by fabricating an otherwise justifiable excuse such as illness, injury, accident, etc., in order to

avoid or delay timely submission of academic work or to avoid or delay the taking of a test or examination.

- h. Other. Academic units and members of the faculty may prescribe and give students prior notice of additional standards of conduct for academic honesty in a particular course, and violation of any such standard of conduct shall constitute misconduct under Sanctionable Conduct and the University Disciplinary Procedures.

2. Procedures and Sanctions

Under the Bylaws of the Board of Regents of the University of Nebraska [Sections 2.9 and 4.1(i)], the respective colleges of the University have jurisdiction over procedural matters concerning academic dishonesty. Just as the task of inculcating values of academic honesty reside with the faculty, the faculty are entrusted with the discretionary authority to decide how incidents of academic dishonesty are to be resolved. If a faculty member suspects that a student has intentionally violated the principles of academic honesty, the faculty member shall initiate the following procedures, starting at step 1, continuing only as necessary to steps 2 or 3.

Step 1. The faculty member shall request a meeting with each student involved. At the meeting, the faculty member shall:

- a. Attempt to ascertain the facts pertinent to the incident;
- b. Explain to the student the basis for the suspicion of academic dishonesty;

and

- c. Give the student an opportunity to explain the matter satisfactorily.

If the student offers an unsatisfactory explanation, the faculty shall inform the student of the penalty for the offense, and shall explain to the student his or her right to mediation, as described in step 2, and appeal as described in step 3. Any penalty imposed by the faculty

member, such as retaking a test or rewriting a paper, or failure for the work involved or failure for the course, shall be limited to the course. If the student admits guilt and accepts the penalty, the faculty member may consider the case closed, but will keep a confidential record of the action taken and retain any pertinent materials relating to the academic dishonesty until the end of the next regular semester following imposition of the penalty for academic dishonesty. A penalty of “F” for the course must be reported to the department chair and to the registrar. A faculty member who imposes a penalty of a grade other than “F” in the course for academic dishonesty may in the exercise of his or her discretion report the student and the penalty imposed to the department chair, the dean, and to the Vice Chancellor for Student Affairs. If a faculty member reports any action taken to a department chair, a dean, the registrar, or the Vice Chancellor for Student Affairs, the faculty member shall inform the student.

Step 2. If the faculty member and student cannot reach agreement as to the matter of an alleged incident of academic dishonesty, they may request the departmental chair to serve as a confidential mediator, exploring the student’s intentions, the gravity of the suspected offense, and the appropriateness of the penalty. If the matter is satisfactorily resolved among these three parties, a record of the resolution shall be retained by the chair. If either the chair or the faculty member chooses to report resolution of the matter to the dean or a vice chancellor, the student will be so informed and the report will be recorded as part of the resolution.

Step 3. If the matter of an alleged incident of academic dishonesty cannot be mediated as provided in Step 2, or if either the faculty member or the student did not wish the departmental chair to mediate, either party may request the dean of the college convene an appropriate college standing committee with student representation or impanel a committee with student representation to consider the matter of the alleged academic dishonesty. For undergraduates, the college committee will be drawn from the instructor’s college; for graduate students, the

committee will be the one described in the “General Appeal Procedures for Academic Matters” listed in the UNO Graduate Catalog. The college committee will function in accordance with the procedural guarantees provided in Section 5.4 of the By-laws of the Board of Regents of the University of Nebraska. If the committee finds the student not guilty, the faculty member will award a grade for the student’s work and course without prejudice, and all records related to the incident will be destroyed in the absence of an appeal. If the committee finds the student guilty, it will uphold the faculty member’s proposed penalty, and may in the exercise of its discretion impose a more severe sanction, as enumerated in the disciplinary procedures of the UNO Student Code of Conduct. The dean will:

- a. Convey the committee’s decision to the Vice Chancellor for Student Affairs;
- b. Retain the evidence and records of the committee’s proceedings in accordance with the policies of the Board of Regents and UNO on the retention of disciplinary records;
- c. Inform the student and faculty member of the committee’s decision; and
- d. Inform both parties of the right to appeal.

3. Appeal

In the case of undergraduates either party may appeal the decision to the University Committee on Undergraduate Academic Appeals, which will consider only 1) whether the student’s right to due process has been violated, and 2) whether the sanction imposed by the college committee is appropriate for the offense. In the case of graduate students, the general appeal procedures for academic matters in the UNO Graduate Catalog will be followed.

Addendum IX-B-2

TO: The Board of Regents
Academic Affairs

MEETING DATE: April 7, 2001

SUBJECT: Amendment of the Constitution of Students of the University of Nebraska Medical Center.

RECOMMENDED ACTION: Approve amending the Constitution of Students of the University of Nebraska Medical Center as proposed by the Medical Center Student Senate.

PREVIOUS ACTION: The amended version of the present Constitution of Students of the University of Nebraska Medical Center was approved by the Board of Regents on February 18, 1995.

EXPLANATION: The proposed amendments pertain to a restructuring of the Senate Committees and responsibilities of the officers. The open hearing, senate vote, and referendum were carried out in accordance with the current Student Senate Constitution.

PROJECT COST: None.

SOURCE OF FUNDS: None.

SPONSOR: Javine Winterboer
Student Regent, UNMC

William O. Berndt, Ph.D.
Vice Chancellor for Academic Affairs

APPROVAL: _____
Harold M. Maurer, M.D., Chancellor
University of Nebraska Medical Center

DATE: March 16, 2001

CONSTITUTION OF STUDENTS
OF THE
UNIVERSITY OF NEBRASKA MEDICAL CENTER

PREAMBLE

We, the students of the University of Nebraska Medical Center, with the consent of the Board of Regents of the University of Nebraska, do hereby ordain and establish the Constitution for the administration of student government.

ARTICLE I. NAME

- 1.0 The name of student government at the University of Nebraska Medical Center shall be the Medical Center Student Senate, hereinafter referred to as the MCSS.

ARTICLE II. PURPOSE

- 2.0 This organization shall exist for the purpose of influencing policy and promoting the interests of all students attending the University of Nebraska Medical Center and to serve as an agency through which relationships between students, faculty, the administration and the general public may be maintained.
- 2.1 This organization shall act as the official representative of the student body at the Medical Center pursuant to Section 2. 14 of the Bylaws of the Board of Regents of the University of Nebraska.

ARTICLE III. DUTIES AND RESPONSIBILITIES

- 3.0 The Medical Center Student Senate shall have the power to:
- A. Formulate all recommendations, policies and Bylaws which shall be necessary and proper for execution of powers vested by this Constitution in the student government of the University of Nebraska Medical Center.
 - B. Determine its own rules and procedures provided that such rules and procedures do not infringe upon the powers established by this constitution.
 - C. Determine its internal committee structure.
 - D. Serve as liaison between students and faculty, students and administration; students and the Board of Regents and/or their representatives; students and state legislature; and students and the general public at such times as the general welfare of students and/or of the University shall require such service.
 - E. Adopt, in the name of the MCSS, resolutions on public issues and recommendations concerning affairs which affect the University.
 - F. Collect student opinions and attitudes through its separate members on issues and aspects of student life as those opinions and attitudes exist in the Colleges and Schools of UNMC.
 - G. Prescribe a time, place and manner of holding MCSS meetings.
 - H. Authorize expenditures from MCSS funds.
 - I. Sponsor, authorize, or regulate rallies, assemblies and convocations of students subject to restriction of the Bylaws of the Board of Regents of the University of Nebraska.
 - J. Remove from office any senator for gross malfeasance of office, or violation of the eligibility requirements set forth on this Constitution.
 - K. Administer awards initiated by MCSS.

ARTICLE IV. OFFICERS

- 4.0 Officers: The officers of the MCSS shall be the President, Vice-President, Secretary, and Treasurer.
- 4.1 Duties of Officers:
- 4.1.1. President: The duties of the President shall be:
1. To introduce resolutions, recommendations or general measures to the MCSS.
 2. To set the agenda and publicize its contents prior to each MCSS meeting.
 3. To order the Electoral Commission to schedule and conduct a referendum or general election as directed by the MCSS.
 4. To serve as an official representative to the MCSS with voting privileges but not as a representative of any entity.
 5. To enact by decree anything approved at a referendum or an election and to declare null and void anything rejected by a referendum or election.
 6. To call special sessions of the MCSS.
 7. To be responsible for the execution of all provisions of the Constitution, to carry out newly enacted resolutions and recommendations and legislation of the MCSS, and to report all executive action to the MCSS.
 8. To represent the Medical Center as the Student Regent on the University's Board of Regents.
 9. To represent the MCSS in a ceremonial capacity and to state student opinion before public and official assemblies and in correspondence.
 10. To approve or veto, by affixing a signature, all legislation, recommendations or resolutions enacted by the MCSS.
 11. To recommend student members to be appointed to Medical Center committees as requested by the Chancellor or his/her representative.
 12. To preside over meetings of student rallies, convocations or assemblies sponsored by the MCSS subject to restrictions of the Bylaws of the Board of Regents of the University of Nebraska.
 13. To serve as chairperson of the Executive Committee and the Student Issues Committee.
 14. To authorize the expenditure of up to \$50 for office supplies and equipment as needed by the MCSS office to conduct MCSS affairs.
- 4.1.2. Vice President: The duties of the Vice President shall be:
1. To succeed to the office of President in the event of a vacancy of that office.
 2. To exercise the duties of the President in the absence of that officer.
 3. To assume such duties as shall be assigned by the President.
 4. To perform the duty of parliamentarian at meetings.
 5. To serve as an official representative to the MCSS with voting privileges but not as a representative of any entity.
 6. To serve as chairperson of the ~~Issues Committee~~ Student Development and Activities Committee.
- 4.1.3 Secretary: The duties of the Secretary shall be:
1. To record and make public, minutes of all MCSS meetings.
 2. To succeed to the office of Vice President and/or President, in the event of vacancy of these offices until a general election can be held for election of a new President to fill the unexpired term of office.
 3. To serve as chairperson of the ~~Publications~~ Student Awareness Committee.

- 4.1.4 Treasurer: The duties of Treasurer shall be:
 - 1. To record and report the status and transactions of the MCSS treasury.
 - 2. To serve as chairperson of the ~~Budget~~ Appropriations Committee.
- 4.2 Term of Office: Officers shall serve for a term of one year or until successors are elected and installed. The term of office shall be January 1 to December 31 in one year.
- 4.3 Qualifications for Office: Officers must be regularly enrolled students, in good standing, on the Medical Center Campus and shall meet any requirements as may be set by the Board of Regents.
- 4.4 Election to Office:
 - 4.4.1 The President and Vice President shall be elected by the student body according to rules contained in this Constitution and as developed by the Electoral Commission and approved by the Student Senate. The President and Vice President may be elected by a majority vote or by a margin of ten percent over the next highest candidate. Failing either of these tests, a runoff election between the top two candidates shall be held.
 - 4.4.2 The Secretary and Treasurer shall be elected from the MCSS membership at the first regular meeting of the new Senate.
- 4.5 Vacancies:
 - 4.5.1 President: The Vice President shall complete the term of office of the President in the event that the office becomes vacant.
 - 4.5.2 Vice President: The Secretary shall carry out the duties of the Vice President until a special election can be held to fill the vacancy.
 - 4.5.3 Secretary or Treasurer: The MCSS shall elect a new Secretary or Treasurer from its membership to complete the term of office in event that either of these offices becomes vacant.

ARTICLE V. MEMBERSHIP

- 5.0 Composition: The MCSS shall include representatives from each of the following Colleges and Schools of UNMC: Allied Health, Graduate Studies, Medicine, Nursing, and Pharmacy. The number of senators from each College or School shall be determined proportionally according to the size of the UNMC campus enrollment on a ratio of one Senate seat for each fifty students or a major portion thereof. A senator may not represent more than one UNMC College or School in the same term.
 - 5.0.1 Colleges of Medicine, Nursing, and Pharmacy: Representation from these colleges shall consist of the president of each class (or the vice president of a class upon appointment by the respective president) plus additional members elected at-large as required to fill the allotted positions. At-large positions shall be distributed evenly among the classes. If any class does not propose sufficient candidates to fill its at-large positions, the Electoral Commission shall reassign the positions to other classes within the College proportionately in ascending class priority.
 - 5.0.2 School of Allied Health Professions: Representation shall consist of one class officer selected from each of the Divisions within the School which enrolls more than twenty-five students. Additional representatives shall be elected at-large from the remaining Divisions as a whole on a ratio of one senator per fifty students or major portion thereof. At no time shall this constitute less than one position.
 - 5.0.3 Graduate Studies: Representation shall consist of individuals elected at-large as required to fill the allotted number of positions.
- 5.1 Term of Office: Senators shall serve for a term of one year or until successors are elected and installed. The term of office shall be January 1 to December 31 in one year.

- 5.2 Qualifications for Office: Senators must be regularly enrolled students, in good standing, in the UNMC College or School they will represent and shall meet any requirements as may be set by the Board of Regents.
- 5.3 Election to Office: Senators shall be elected to office by the student body of the respective UNMC College or School in elections held concurrently with that of President and Vice President according to rules outlined by the Electoral Commission and approved by MCSS.
- 5.4 Vacancies:
 - 5.4.1 Due to Graduation: At the beginning of the academic year, each first-year class shall, from its membership, fill any vacancies in that College or School's allotted positions to serve for the remainder of the term as outlined in 5.1 except that Senators enrolled in academic programs of one year duration or less shall serve a term concurrent with the academic program.
 - 5.4.2 Other: A senate seat shall be declared to be vacant by a majority vote of the members present. Such a vote is required following two unexcused absences by an incumbent from meetings held while the incumbent is in classes on the Medical Center Campus. An excused absence may be obtained by notifying the MCSS President or the Student Senate Administrator prior to the meeting. Seats declared vacant, except as provided in 5.4.1 shall be filled by an election conducted by the class in which the vacancy occurs.

ARTICLE VI. MCSS STANDING COMMITTEES

- 6.0 MCSS Standing Committees: The Standing Committees of the MCSS shall be an ~~Activities Committee, a Publications Committee, a Budget Committee, Issues Committee, and an Executive Committee~~ Executive Committee, a Student Development and Activities Committee, a Student Awareness Committee, an Appropriations Committee, and a Student Issues Committee.
- 6.0.1 Other committees may be established by vote of the MCSS, in which case they shall continue until such time as the MCSS votes to eliminate them.
- 6.1 Committee Membership:
 - 6.1.1 Each MCSS member shall serve on at least ~~two committees, either MCSS or Campus wide~~ one MCSS Standing Committee.
 - 6.1.2 The membership of all MCSS standing committees except the Executive Committee shall be established as follows:
 - A. The President shall at the first MCSS meeting in January of each year, survey members as to their preference of committee(s).
 - B. Taking each senator's preference into consideration, the President shall then appoint senators to each committee.
 - 6.1.3 The membership of the Executive Committee shall be the President, Vice President, Secretary, and Treasurer of MCSS, and sufficient at-large senators to guarantee at least one representative from each college. At no time shall the number of at-large senators on the Executive Committee be less than one. The at-large members shall be elected by the MCSS at its first meeting in January of each year.
 - 6.1.4 Committee Chairperson: The Chairpersons of the standing committees shall be as follows: ~~Activities Committee - elected from committee membership; Publications Committee - MCSS Secretary; Budget Committee - MCSS Treasurer; Issues Committee - MCSS Vice President; and Executive Committee - MCSS President.~~ Student Development and Activities Committee - MCSS Vice President; Student Awareness Committee - MCSS Secretary; Appropriations Committee - MCSS Treasurer; Student Issues Committee - MCSS President; Executive Committee - MCSS President.
- 6.2 Committee Meetings: MCSS Committee meetings shall be called at the discretion of the MCSS President or the Committee Chairperson.

- 6.3 Powers, Duties and Responsibilities:
- 6.3.1 No action binding the MCSS shall be taken by any committee, except as delegated to the committee by a vote of the MCSS, or as permitted under the duties of the committee.
- 6.3.2 ~~Activities Committee:~~ Student Development and Activities Committee: The duties and responsibilities of the ~~Activities~~ Student Development and Activities Committee shall be:
- A. To plan, organize, publicize, schedule, and conduct all MCSS sponsored campus-wide events for students on the UNMC campus, as directed by the MCSS.
 - B. ~~To staff and enlist the assistance of other MCSS members and UNMC students to serve as volunteers to conduct these events.~~
To plan, organize, publicize, schedule and conduct all MCSS sponsored philanthropic events for members of the MCSS as well as the UNMC student body.
 - C. To staff and enlist the assistance of other MCSS members and UNMC students to serve as volunteers to conduct these events.
 - D. To submit a budget for each event to the MCSS for approval prior to the event.
- 6.3.3 ~~Publications Committee~~ Student Awareness Committee: The duties and responsibilities of the ~~Publications~~ Student Awareness Committee shall be:
- A. To formulate articles and notices to inform UNMC students on MCSS sponsored activities, MCSS actions, and specific issues on the nation, state, local, and campus level of interest to the UNMC body via the UNMC News. of interest including campus and university policies as well as local, state, and federal actions.
 - B. To use the Internet, electronic mail, the *Student Signal* publication of the MCSS, Student Senate billboards, and any other means necessary to accomplish those tasks listed above.
 - C. To submit a budget for each of these tasks to the MCSS for approval at appropriate intervals.
- 6.3.4 ~~Budget Committee~~ Appropriations Committee: The duties and responsibilities of the ~~Budget~~ Appropriations Committee shall be:
- A. To schedule and conduct open hearings for student input on the proposed MCSS budget pursuant to Article X, Section 10.0 and to report to the MCSS the results of such hearings.
 - B. ~~To recommend to the MCSS any changes in the proposed budget as a result of the hearings.~~
 - B. To receive input, at said hearings, from MCSS members and the student body at large with regards to specific project proposals that are fiscally feasible and would improve the UNMC learning environment.
 - C. To recommend to the MCSS any changes in the proposed budget as a result of these hearings.
 - D. To utilize all means available to notify the student body as to the dates, times, and locations of said hearings.
- 6.3.5 Student Issues Committee: The duties and responsibilities of the Student Issues Committee shall be:
- A. ~~To keep abreast of issues of concern to UNMC students at the federal, state, local, and campus levels:~~
 - A. To study, investigate, and make recommendations regarding issues of concern to the MCSS and all UNMC students, particularly those issues affecting the affairs of members of the UNMC student body, including campus and university policies as well as local, state and federal actions.

- B. ~~To keep the MCSS informed on such issues.~~
- B. To utilize all means available to notify the student body of these issues.
- C. To submit a budget to fulfill these duties, if necessary, to the MCSS for approval prior to the event completion.

6.3.6 Executive Committee:

- A. The Executive Committee shall have the power to authorize emergency expenditures by a two-thirds vote of its members for the following items up to the indicated amount when necessary to conduct Senate affairs and when the entire MCSS cannot be convened due to lack of a quorum during the summer, or while school is not in session.
 - A. Travel of an MCSS member up to \$400
 - B. To conduct student affairs or maintenance of Student Senate interests up to \$650
- B. The Executive Committee shall have the following duties and responsibilities:
 - A. To serve as a consultant group for the President during times when the full MCSS is not in session.
 - B. To report all Executive Committee action to the full MCSS at the next regularly scheduled MCSS meeting.

ARTICLE VII. ADVISORS

- 7.0 The MCSS shall have as advisors, the Chancellor of the University of Nebraska Medical Center and designated members of the Chancellor's Council. The Director of Student Counseling will serve as the primary advisor to the MCSS.

ARTICLE VIII. AWARDS

- 8.0 The MCSS shall have the capacity to initiate awards for excellence in matters of student interest, at the discretion of either the Executive or ~~Issues~~ Appropriations Committees.
- 8.1 The Alvin M. Earle Outstanding Health Sciences Educator Award: This Award shall exist for the purpose of recognizing excellent teaching ability in a faculty member and to be awarded by the Student Senate in accord with the following rules and guidelines:
 - B. ~~Nominations to be generated by students of any of the five colleges listed: School of Allied Health Professions, Graduate College, College of Medicine, College of Pharmacy and College of Nursing.~~
 - A. The recipient of the Alvin M. Earle Award shall be determined by members of the MCSS Appropriations Committee by utilizing nomination forms, letters of recommendation, and verbal input from the MCSS assembly.
 - B. ~~Nominations will consist of no less than two, and no more than five letters of recommendations, written by students; and supporting materials which may be requested as per the selection committee's discretion.~~
 - B. Nominations are to be generated by students and MCSS members from the: School of Allied Health Professions, Graduate College, College of Medicine, College of Pharmacy, College of Nursing, and the College of Dentistry. The MCSS members are encourage to solicit nominations from members of the student body of their respective College or School.
 - C. ~~There shall be the Alvin M. Earle Outstanding Health Sciences Educator Award Selection Committee. This committee shall consist of the senior member of each of the~~

- ~~the~~ ~~mentioned~~ ~~five~~ ~~colleges~~ ~~in~~ ~~alphabetical~~ ~~order~~ ~~beginning~~ ~~first~~ ~~in~~ ~~1995~~ ~~with~~ ~~the~~ ~~chair~~ ~~ship~~ ~~belonging~~ ~~the~~ ~~School~~ ~~of~~ ~~Allied~~ ~~Health~~ ~~Professions~~.
- C. Nominations will consist of no less than one and no more than five nomination forms or letters of recommendation, written by MCSS members or members of the student body. Supporting materials, including verbal discussion of each nominee, may be requested and subsequently used in the selection process as per the Appropriations Committee's discretion. The content of the nomination form may be changed on an annual basis at the discretion of the Executive or Appropriations Committee.
 - D. ~~The rules of operation, the time line of the award, and the selection of the annual award winner shall be decided at the discretion of the committee. The chairperson's responsibility will be to arrange and schedule the committee meeting times, but all decisions must be made via simple majority vote. In the case of the selection of an awardee, the committee will cast ballots for two candidates, and the top two shall then be voted on by simple majority.~~
 - D. In the case of more than five nominations per nominee, the chairperson will decide the five deemed to be most appropriate and distribute them to all members of the Appropriations Committee for their use in the selection process.
 - E. ~~.In the case of more than five letters, the chairperson will decide which of the letters are the best, and these will be the materials which the other committee members will evaluate.~~
 - E. The rules of operation, the manner in which the award is given and the time line of the award shall ultimately be decided at the discretion of the Appropriations committee. The chairperson's responsibility will be to arrange and schedule the committee meeting times and solicit nominations and input from the student body and members of the MCSS.
 - F. ~~Dr. Alvin M. Earle shall serve in an advisory capacity for as long as he chooses to do so.~~
 - F. In selecting the recipient, each committee member will review the written and verbal support of each nominee and cast two votes. Special considerations should be given to those nominees who have received support in previous elections. The two nominees receiving the most votes will then be balloted again with each committee member casting only one vote. The recipient of the award will be the nominee having the simple majority after the second ballot.
 - G. ~~The Award shall consist of a \$500.00 honorarium, and the addition of the elected faculty member's name to the Award plaque hung in Wittson Hall.~~
 - G. This award shall be granted at any time during the traditional academic school year, at the discretion of the chairperson of the Appropriations Committee.
 - H. ~~The Award shall consist of a \$500.00 honorarium, and the addition of the elected member's name to the Award plaque hung in Wittson Hall.~~

ARTICLE IX. MEETINGS AND RULE OF ORDER

- 9.0 Regular Meeting: Meetings of the MCSS shall be scheduled and called at the discretion of the President but they will be held not less than once every four weeks. Notice of meetings shall be given to members at least five days prior to the meeting.
- 9.1 Special Sessions:
 - 9.1.1 The President or any three senators may call a special meeting of the MCSS at any time upon proper notification of the President of MCSS, an advisor, and by written notification to all MCSS senators with at least a forty-eight hour notice.
 - 9.1.2 A petition signed by 25 students presented to the MCSS advisor(s) or the MCSS President shall require the MCSS officers to call a special meeting within one week. A

notice shall be sent to all MCSS senators at least fort-eight hours prior to the special session.

- 9.2 Meeting Rules: All meetings of the MCSS shall be conducted according to the Sturgis Code of Parliamentary Procedure. All meetings are open to the public. Business, except otherwise specified, shall be transacted by a simple majority vote.
- 9.3 Agenda: A formal agenda for each meeting shall be prepared by the President with the priority of presentation of subjects for consideration to be determined by the order in which the items were submitted. Members of the MCSS may make additions to the agenda at each meeting after the formal agenda items are considered. The agenda maybe altered by a vote of the senators present at a meeting. The agenda shall be posted and made public prior to each meeting.
- 9.4 Quorum: Fifty percent of the MCSS membership shall constitute a quorum for the transaction of business.
- 9.5 Special Voting Requirements: The following actions will require a two-thirds majority vote of members present at an MCSS meeting: Override of MCSS president’s veto. Removal of a Senator from office; Impeachment of an officer of MCSS; Amendments to the Constitution; Authorization of Special Elections and/or Referendums, Modifications of the Budget, Changes in Student Fees (Fund A).

ARTICLE X. FINANCES

- 10.0 Budget: During the spring the President shall submit a proposed budget to MCSS for the ensuing fiscal year. After an open forum conducted by the MCSS ~~Budget~~ Budget Appropriations Committee for student input and a majority vote of the MCSS, the proposal shall be forwarded to the Chancellor for approval. Modifications to the budget may be approved by a two thirds vote of the MCSS members present at an MCSS meeting. If the modification is greater than fifteen percent of the original allocation, the change must be approved by the Chancellor.
- 10.1 Student Fee: Changes in the amount of students fees to be collected for Fund A for the ensuing fiscal year shall be proposed by a two-thirds vote of the MCSS members present and voted on at an MCSS meeting. The proposed student fee amount shall not be effective until approved by the Chancellor.
- 10.2 Expenses: Expenses of senate officers, advisors and senators will be paid from the treasury with prior approval of the MCSS. Expenses incurred personally without prior approval must be submitted for approval to the MCSS within one month or they shall be the responsibility of that individual. Any expenditure greater than \$50.00 requires prior approval. Submission of expenses in excess of \$50.00 that do not have this approval will mean that if reimbursement is made, it shall not exceed this \$50.00 limit, the remainder being the responsibility of the individual.

ARTICLE XI. UNMC POLICY/FEE REVIEW PROCESS

- 11.0 Although MCSS approval is not required for UNMC student policies or fees, some administrative offices or campus organizations seek MCSS support for new policies or fee changes. Such requests should be submitted to the MCSS President at least two weeks prior to the next regularly scheduled MCSS meeting. If possible, a representative from the office or organization seeking MCSS support will be invited to the next Senate meeting to discuss the proposal. After adequate discussion, the MCSS will by majority vote take one of the following actions: 1) table the request for 30 days, 2) express support for the proposal, 3) suggest amendments to the proposal, 4) not support the proposal, or 5) take no action. The outcome of the vote will be forwarded to all appropriate parties by the Executive Committee.

- 11.1 In the event of an emergency request, the Executive committee holds the power to over ride section 11.0.

ARTICLE XII. ELECTIONS

- 12.0 Electoral Commission: The MCSS President shall appoint, with the concurrence of the MCSS, an Electoral Commission to conduct required elections and referendums.
- 12.0.1 Membership: The Electoral Commission shall consist of the president and at least three but not more than seven MCSS members. The Director of Student Counseling and Student Senate Administrator will serve as advisors to the Electoral Commission.
Commissioners may not run for office in an election under the Commission's jurisdiction.
- 12.0.2 Term of Office: Members shall serve until the completion of the next general election.
- 12.1 Date of Elections: Election of the President, Vice President, and Senators shall be held annually during the second week of November.
- 12.2 Recall Elections: Any officer may be recalled by a petition signed by at least ten percent of all regularly enrolled students on the Medical Center campus of the University of Nebraska Medical Center. Such petition must be filed with the Electoral Commission, and must name the official being recalled and the qualified candidate to serve for the unexpired term of the official name in the recall petition. In the event of the filing of a recall petition, the Electoral Commission shall review it for adequacy, and if determined to be adequate, the Electoral Commission shall schedule and conduct a recall election within fifteen days of the date the recall petition was filed.
- 12.2.1 If the recalled official receives a majority of the votes cast in the recall election, then he/she shall continue in office for the remainder of his/her term. If the challenge candidate named in the recall petition receives a majority of votes cast in the recall election, then the challenge candidate shall be elected to and serve in the office of the recalled official for the unexpired term of the recalled official.
- 12.3 Special Elections and Referendums: The MCSS, by a vote of two-thirds of the members present at a regular meeting, may authorize a special election or a referendum which shall be scheduled and conducted by the Electoral Commission within six weeks of the date of authorization.
- 12.4 Election Rules: The Commission shall develop regulations for the conduct of each election which shall include, but not be limited to, the following provisions:
a filing period of not less than two weeks; public posting of candidates for office at least two weeks prior to the election, except in the case of recall elections; establishment of sufficient polling areas to be convenient to students across the campus; tabulation, announcement, and certification of election results; and, development of regulations for fair campaign practices and procedures for handling infractions of regulations which shall be approved by the MCSS at a regular meeting. No changes in rules may be made after public notice of filing for any subsequent election is made.
- 12.4.1 Board of Regents Regulations: No part of the regulations devised by the Electoral Commission shall conflict with policies, regulations, or rules of the Board of Regents relating to student elections.
- 12.5 Security: The Electoral Commission and Student Senate Administrator shall provide for appropriate security measures for printing, storing, transporting, or otherwise handling ballots for any election.
- 12.6 Notification: The Chancellor of the Medical Center, the Secretary of State, and the Corporation Secretary of the Board of Regents shall be notified in writing the results of the student senate election.

- 12.7 Absentee Ballots: Students who will not be at the Medical Center Campus during any election due to officially recognized University business or assignments will be permitted to vote by Absentee Ballot using a procedure outlined in the election rules.
- 12.8 Disabled Ballots: Disabled shall mean that a student is unable to attend class due to confinement to student health or hospital. Students so disabled shall notify the Electoral Commission using a procedure outlined in the election rules in order to vote.

ARTICLE XIII. IMPEACHMENT

- 13.0 Any officer of the MCSS may be charged with gross malfeasance of office, negligence, ineligibility or violation of this Constitution and thus be subject to impeachment proceedings following a two-thirds vote of the MCSS at two consecutive meetings.
- 13.0.1 Notification: An individual subject to impeachment shall be entitled to at least ten days notice of any hearing, which notice shall set forth the charges upon which the proposed impeachment proceedings are based. Such individual shall be entitled to personally appear at the impeachment proceedings, to produce witnesses and documentary evidence, and to be advised by counsel of his/her own choosing at his/her own expense.
- 13.0.2 Conviction on charges of impeachment can be made only after an open hearing before a panel of students composed of the president, or his/her representative, of each organization listed in the UNMC directory and a simple majority vote of that body.
- 13.0.3 Final appeal of conviction can be made to the MCSS advisors.
- 13.0.4 Following conviction, the individual is automatically removed from office and may not run for MCSS office again.

ARTICLE XIV. AMENDMENTS

- 14.0 Amendments: Amendments to the Constitution must be presented for formal hearing at a regular MCSS meeting. At a subsequent meeting, at least one week after the hearing the amendment may be approved by a two-thirds vote of the members present. The proposed amendment(s) shall be approved by a majority vote of the students voting at a referendum and will become effective after approval of the Chancellor of the University of Nebraska Medical Center and the Board of Regents of the University of Nebraska.
- 14.1 Review of the Constitution: The wording and applicability of the Constitution shall be reviewed at least once every two years.

ARTICLE XV. ENABLING ARTICLE

- 15.0 Ratification: The Constitution shall become effective upon receiving a two-thirds vote of MCSS members present at a regular meeting, a majority of votes cast in a campus-wide referendum, approval of the Chancellor of the University of Nebraska Medical Center, and by the University of Nebraska Board of Regents. Previous Constitutions and Bylaws will be null and void.
- 15.1 Constitutionality: If any Article, Section or Chapter of the Constitution of the MCSS is declared unconstitutional or not in accordance with the Bylaws of the Board of Regents of the University of Nebraska, only that Article, Section or Chapter shall be declared invalid. All other Articles, Sections, and Chapters shall remain intact.

APPROVAL:

Medical Center Student Senate	November 3, 1982
UNMC Student Body	November 9, 1982
Interim Chancellor James V. Griesen	November 11, 1982
University of Nebraska Board of Regents	December 17, 1982

APPROVAL OF AMENDMENTS

Medical Center Student Senate	October 12, 1983
UNMC Student Body	November 8-9, 1983
Chancellor Charles E. Andrews	November 29, 1983
University of Nebraska Board of Regents	January 14, 1984

APPROVAL OF AMENDMENTS

Medical Center Student Senate	November 2, 1994
UNMC Student Body	December 2, 1994
Chancellor Carol A. Aschenbrener	December 15, 1994
University of Nebraska Board of Regents	February 18, 1995

APPROVAL OF AMENDMENTS

Medical Center Student Senate	November 8, 2000
UNMC Student Body	November 28, 2000
Chancellor Harold M. Maurer	February 15, 2001
University of Nebraska Board of Regents	

Addendum IX-B-3

TO: The Board of Regents

Academic Affairs

MEETING DATE: April 7, 2001

SUBJECT: Request for Approval of Outside Employment

RECOMMENDED ACTION: Approval of the following request to participate in activities outside the University in accordance with University policy as follows:

COLLEGE OF BUSINESS ADMINISTRATION

Robert L. Ottemann, Associate Professor and Chairperson, to conduct a classification and compensation study of jobs within the Nebraska Department of Education (NDE).

PREVIOUS ACTION: None

EXPLANATION: The request by Robert L. Ottemann for approval of outside activity is in accordance with Sections 3.4.5 (b) and (d) of the Bylaws of the Board of Regents of the University of Nebraska specifying that University employees (b) accepting professional employment requiring more than an average of two days per month during the period of their full-time employment and (d) providing professional services for remuneration to departments or agencies of state government must have the approval of the Board of Regents.

Dr. Ottemann is requesting permission of the Board of Regents to conduct a project for the NDE in two phases. First, a job analysis of exiting job classifications will be conducted and new classification statements generated. A new system for classifying jobs will be recommended along with criteria for combining current job classifications. The second phase will involve a market survey of regional Departments of Education to gather wage rates for comparable classifications. A new wage structure will be designed along with criteria for merit pay from the survey data. The project will take place one day per week from April 9 until July 31, 2001 and will not interfere with the normal university duties of Dr. Ottemann.

SPONSOR: Derek J. Hodgson, Vice Chancellor for Academic Affairs

APPROVAL: _____
Nancy Belck, Chancellor
University of Nebraska at Omaha

DATE: March 16, 2001

C. BUSINESS AFFAIRS

Central Administration

1. Approve the proposed FY 2001-02 and FY 2002-03 tuition rate increases for the University of Nebraska (including Nebraska College of Technical Agriculture). Addendum IX-C-1
2. Approve proposed amendment of § 1.4 of the *Bylaws of the Board of Regents of the University of Nebraska* relating to the time of the annual meeting of the Board of Regents. Addendum IX-C-2
3. Approve proposed amendment § 3.7 of the *Bylaws of the Board of Regents of the University of Nebraska* to provide for the transfer of reduced tuition and fees for full-time employees to an employee's spouse and dependent children. Addendum IX-C-3
4. Accept the gift from Ken Morrison and approve naming of the "Morrison Wing" at the George W. Beadle Center for Genetics and Biomaterials Research. Addendum IX-C-4
5. Approve contraceptives as an additional benefit in the University of Nebraska's employee health benefits package. Addendum IX-C-5

University of Nebraska at Kearney

6. Approve the Fund B, University Program and Facilities Fees (UPFF): 2001-2002 Allocation. Addendum IX-C-6
7. Approve the Resolution providing for expenditures from the Replacement Fund of the University of Nebraska at Kearney Student Fees and Facilities Revenue Bonds in the amount of \$1,105,000 for Capital Improvements for Revenue Bond Facilities. Addendum IX-C-7

University of Nebraska-Lincoln

8. Approve the Fund B, University Program and Facilities Fees (UPFF): 2001-2002 Allocation. Addendum IX-C-8
9. Approve the purchase agreement and waiver of an appraisal for Acquisition of Real Property with The Chicken House, Inc., Sidney, Nebraska. Addendum IX-C-9
10. Approve the sole source purchase from North Carolina SRT, Inc. in the amount of \$311,312 for the Crossflow Membrane Systems. Addendum IX-C-10
11. Approve the lowest responsible bid of Bioengineering AG, in the amount of \$717,270 for two sizes of fermentors and all accessories selected from the bid. Addendum IX-C-11

12. Approve the firm of Alley Poyner Architecture to provide design services for the University of Nebraska-Lincoln Natural Resources & Research Complex Phase I. Addendum IX-C-12
13. Approve the proposed resolution to establish a protected area for a Native American Memorial to be located on the East Campus at the University of Nebraska-Lincoln. Addendum IX-C-13
14. Approve (1) an Interlocal Cooperative Agreement between the Board of Regents of the University of Nebraska and the City of Lincoln and its Lincoln Electric System providing for the organization and operation of Nebraska Utility Corporation, a not-for-profit corporation, (2) Articles of Incorporation of the Nebraska Utility Corporation, and (3) the By-Laws of the Nebraska Utility Corporation. Addendum IX-C-14
15. Accept a gift on behalf of the University of Nebraska-Lincoln from the Ann E. Buman Revocable Trust in the amount of \$175,000 and to delegate to the University of Nebraska-Lincoln the supervision of a scholarship program in accordance with the terms of the Trust. Addendum IX-C-15

University of Nebraska Medical Center

16. Approve the Fund B, University Program and Facilities Fees (UPFF): 2001-2002 Allocation. Addendum IX-C-16
17. Approve ground lease to Nebraska Health System for construction of the Center for Clinical Excellence facility. (A copy of the lease agreement will be provided prior to the Board meeting.) Addendum IX-C-17

University of Nebraska at Omaha

18. Approve the Fund B, University Program and Facilities Fee (UPFF): 2001-2002 Allocation. Addendum IX-C-18

Addendum IX-C-1

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: FY 2001-02 and FY 2002-03 Tuition Rate Increases
University of Nebraska (including the Nebraska College of Technical
Agriculture)

RECOMMENDED ACTION: Approve the proposed FY 2001-02 and 2002-03 tuition rate increases for
the University of Nebraska (including the Nebraska College of Technical
Agriculture)

PREVIOUS ACTION: None.

EXPLANATION: An average tuition rate increase of 9.6% for resident and 15% for non-
resident students is proposed for both FY 2001-02 and FY 2002-03 to
support the FY 2001-02 and FY 2002-03 operating budgets.

The FY 2001-02 proposed tuition rates per semester credit hour are
presented in the attached schedules. The FY 2002-03 proposed tuition
rates per semester credit hour will be reported to the Board in April of
2002.

PROJECT COST: The proposed tuition rate increases will generate an estimated \$10.5
million in additional tuition revenue in FY 2001-02.

SOURCE OF FUNDS: Tuition Revenue

SPONSORS: Linda Mannering
Assistant Vice President for Planning, Budget, and
Information Management

Lee B. Jones
Provost and Executive Vice President

APPROVAL: _____
L. Dennis Smith
President

DATE: March 23, 2001

University of Nebraska - Lincoln (excluding NCTA)

Student Category	2000-2001 Rate	Per Tuition Unit	2001-2002 Rate	Percent Increase
Undergraduate				
Resident	\$92.00	Sem. Credit Hr.	\$101.25	10.1%
Nonresident	\$250.50	Sem. Credit Hr.	\$288.00	15.0%
Graduate				
Resident	\$121.75	Sem. Credit Hr.	\$134.00	10.1%
Nonresident	\$300.75	Sem. Credit Hr.	\$345.75	15.0%
Law				
Resident	\$119.75	Sem. Credit Hr.	\$131.75	10.0%
Nonresident	\$307.25	Sem. Credit Hr.	\$353.25	15.0%
College Independent Study/Summer Reading Program				
Undergraduate	\$104.50	Sem. Credit Hr.	\$115.00	10.0%
Graduate	\$122.25	Sem. Credit Hr.	\$134.50	10.0%
Distance Delivered Courses				
Resident				
Undergraduate	\$92.00	Sem. Credit Hr.	\$101.25	10.1%
Graduate	\$121.75	Sem. Credit Hr.	\$134.00	10.1%
Nonresident				
Undergraduate	<i>Rate varies by program.</i>			
Graduate	<i>Rate varies by program.</i>			

University of Nebraska Medical Center

Student Category	2000-2001 Rate	Per Tuition Unit	2001-2002 Rate	Percent Increase
Undergraduate				
Resident	\$92.00	Sem. Credit Hr.	\$101.25	10.1%
Nonresident	\$250.50	Sem. Credit Hr.	\$288.00	15.0%
Graduate				
Resident	\$121.75	Sem. Credit Hr.	\$134.00	10.1%
Nonresident	\$300.75	Sem. Credit Hr.	\$345.75	15.0%
Medicine				
Resident	\$6,634.75	Semester	\$6,934.75	4.5%*
Nonresident	\$12,828.00	Semester	\$14,752.25	15.0%
Dentistry				
Resident	\$4,480.00	Semester	\$4,780.00	6.7%*
Nonresident	\$10,376.25	Semester	\$11,932.75	15.0%
Pharmacy				
Resident	\$2,888.50	Semester	\$3,177.25	10.0%
Nonresident	\$6,957.75	Semester	\$8,001.50	15.0%
Undergraduate Nursing				
Resident	\$116.75	Sem. Credit Hr.	\$128.50	10.1%
Nonresident	\$313.00	Sem. Credit Hr.	\$360.00	15.0%
Graduate Nursing				
Resident	\$132.50	Sem. Credit Hr.	\$145.75	10.0%
Nonresident	\$337.75	Sem. Credit Hr.	\$388.50	15.0%
Distance Delivered Courses				
Resident	<i>Resident rates apply.</i>			
Nonresident	<i>Rate varies by program.</i>			

*Medicine and Dentistry resident tuition rates will be increased by \$300 per semester for FY 2001-2002.

University of Nebraska at Omaha

Student Category	2000-2001 Rate	Per Tuition Unit	2001-2002 Rate	Percent Increase
Undergraduate				
Resident	\$84.25	Sem. Credit Hr.	\$92.75	10.1%
Nonresident	\$227.00	Sem. Credit Hr.	\$261.00	15.0%
Graduate				
Resident	\$105.00	Sem. Credit Hr.	\$115.50	10.0%
Nonresident	\$252.50	Sem. Credit Hr.	\$290.50	15.0%
Distance Delivered Courses				
Resident				
Undergraduate	\$84.25	Sem. Credit Hr.	\$92.75	10.1%
Graduate	\$105.00	Sem. Credit Hr.	\$115.50	10.0%
Nonresident				
Undergraduate	<i>Rate varies by program.</i>			
Graduate	<i>Rate varies by program.</i>			

University of Nebraska at Kearney

Student Category	2000-2001 Rate	Per Tuition Unit	2001-2002 Rate	Percent Increase
Undergraduate				
Resident	\$74.75	Sem. Credit Hr.	\$82.25	10.0%
Nonresident	\$139.75	Sem. Credit Hr.	\$160.75	15.0%
Graduate				
Resident	\$92.50	Sem. Credit Hr.	\$101.75	10.0%
Nonresident	\$175.00	Sem. Credit Hr.	\$201.25	15.0%
Distance Delivered Courses				
Resident				
Undergraduate	\$74.75	Sem. Credit Hr.	\$82.25	10.0%
Graduate	\$92.50	Sem. Credit Hr.	\$101.75	10.0%
Nonresident				
Undergraduate	<i>Rate varies by program.</i>			
Graduate	<i>Rate varies by program.</i>			

Nebraska College of Technical Agriculture

Student Category	2000-2001 Rate	Per Tuition Unit	2001-2002 Rate	Percent Increase
Resident	\$56.75	Sem. Credit Hr.	\$62.50	10.1%
Nonresident	\$113.50	Sem. Credit Hr.	\$124.75	9.9%

**NCTA nonresident tuition increase for FY 2001-2002 will follow the University resident tuition increase.*

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Amendment of § 1.4 of the *Bylaws of the Board of Regents of the University of Nebraska* relating to the time of the annual meeting of the Board of Regents.

RECOMMENDED ACTION: Approve proposed amendment of § 1.4 of the *Bylaws of the Board of Regents of the University of Nebraska* relating to the time of the annual meeting of the Board of Regents.

PREVIOUS ACTION: § 1.4 of the *Bylaws* was originally adopted on July 29, 1978, and has not been amended since. This proposed amendment of § 1.4 was presented for information at the Regents' meeting of March 3, 2001, in accordance with the requirements of § 1.11 of the *Bylaws*.

EXPLANATION: It is proposed that § 1.4 of the *Bylaws of the Board of Regents of the University of Nebraska* be amended to remove the requirement that the annual meeting of the Regents be held on first Saturday after the second Tuesday in January, and that the new requirement be that the annual meeting of the Regents be held during the month of January of each year.

The text of this proposed amendment of § 1.4 of the *Bylaws* is as follows:

1.4 Meetings of the Board.

All meetings of the Board shall be held in compliance with the provisions of applicable law. An annual meeting will be held ~~on the first Saturday after the second Tuesday~~ during the month of January. The Board shall establish the time and place for meetings during the balance of the calendar year at the annual meeting, and shall also establish the time and place of the next annual meeting. Additional meetings of the Board may be held upon the call of the Chair, or the call of two members thereof.

SPONSOR: Kim M. Robak
Vice President for External Affairs and Corporation Secretary

APPROVAL: _____
L. Dennis Smith
President

DATE: March 26, 2000

TO: Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Amendment of Section 3.7 of the *Bylaws of the Board of Regents of the University Nebraska*.

RECOMMENDED ACTION: Approve proposed amendment § 3.7 of the *Bylaws of the Board of Regents of the University of Nebraska* to provide for the transfer of reduced tuition and fees for full-time employees to an employee's spouse and dependent children.

PREVIOUS ACTION: Section 3.7 of the *Bylaws* was enacted as a section of the original *Bylaws* on August 20, 1973. This proposed amendment of § 3.7 was presented for information at the Regents' meeting of March 3, 2001, in accordance with the requirements of § 1.11 of the *Bylaws*.

EXPLANATION: **PROPOSED AMENDMENT OF SECTION 3.7 OF THE
BYLAWS OF THE BOARD OF REGENTS:**

3.7 Fees and Tuition charged to University Staff Members.
The Board may provide for a system of reduced tuition and fees for all full-time employees of the University for academic work at any unit of the University, and for the transfer of any such reduced tuition and fees to a full-time employee's spouse and dependent children.

This proposed amendment of Section 3.7 of the Bylaws of the Board of Regents would enable the Board of Regents to adopt a policy permitting transfer of a full-time employee's eligibility for reduced tuition and fees on any campus of the University to the employee's spouse and dependent children.

The Board's current policy for employee scholarships permits full-time employees to take up to 15 credit hours in a 12 month period (with no more than six credit hours per semester). Participating employees receive a tuition credit equal to the resident tuition charge per semester credit hour less \$1.00.

SPONSOR: David E. Lechner
Vice President for Business & Finance

APPROVAL: _____
L. Dennis Smith
President

DATE: March 26, 2001

Addendum IX-C-4

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Acceptance of gift from Ken Morrison and naming of the "Morrison Wing" at the George W. Beadle Center for Genetics and Biomaterials Research

RECOMMENDED ACTION: Accept the gift from Ken Morrison and approve naming of the "Morrison Wing" at the George W. Beadle Center for Genetics and Biomaterials Research.

PREVIOUS ACTION: None.

EXPLANATION: Over the years, Mr. Ken Morrison has been a strong supporter of the University of Nebraska. His leadership and his personal generosity has truly made a difference to the University of Nebraska.

Mr. Morrison's leadership and foresight are evidenced by a career in developing aquaculture and various other segments of the agricultural industry. His gift of \$1 million dollars in support of biotechnology efforts at the University of Nebraska-Lincoln is also typical of this leadership. Thus, it is proposed that a wing of the George W. Beadle Center for Genetics and Biomaterials Research be named the "Morrison Wing" in recognition of his commitment and support.

With acceptance of this gift the Regents express on behalf of the University of Nebraska and the University of Nebraska-Lincoln their deepest gratitude and appreciation for the generosity of Mr. Morrison.

PROJECT COST: None.

SOURCE OF FUNDS: None.

SPONSOR: David E. Lechner
Vice President for Business & Finance

APPROVALS: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

L. Dennis Smith
President

DATE: March 23, 2001

Addendum IX-C-5

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Contraceptive Benefits

RECOMMENDED ACTION: Approve contraceptives as an additional benefit in the University of Nebraska's employee health benefits package.

PREVIOUS ACTION: November 5, 1999 - The Board approved the inclusion of Vision Care and revised Long-Term Care options as part of the benefits package.

EXPLANATION: State statutes provide that the powers of the Board of Regents of the University of Nebraska include the power to provide benefits for employees including group hospital-medical insurance.

Upon review of the University of Nebraska health care benefits this change is proposed to benefit faculty, staff and the University. The addition of its coverage to the health benefits package enhances the University's ability to recruit and retain faculty and staff. This coverage also brings the University into closer alignment with its peers and the state.

The University-wide Benefits Committee endorses this proposal.

PROJECT COST: \$1,500,000 to \$2,000,000

SOURCE OF FUNDS: State and University Operating Funds
Employee Contributions

SPONSORS: Keith Dietze
Director of Risk Management and Benefits

Ed Wimes
Director of Human Resources, University of Nebraska

APPROVAL: _____
L. Dennis Smith
President

DATE: March 23, 2001

Addendum IX-C-6

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Fund B, University Program and Facilities Fee (UPFF): 2001-2002
Allocation for the University of Nebraska at Kearney

RECOMMENDED ACTION: Approve the Fund B, University Program and Facilities Fees (UPFF): 2001-2002 Allocation.

<u>UPFF Fund B Category</u>	<u>Approved Allocation 2000-2001</u>	<u>Recommended Allocation 2001-2002</u>
Health Services	\$271,000	\$279,000
Student Event Activities	467,000	461,000
Facilities Fee	927,000	914,000
Union Expansion	515,000	510,000
Weight Room Enhancement	<u>0</u>	<u>42,000</u>
Total	<u>\$2,180,000</u>	<u>\$2,206,000</u>

PREVIOUS ACTION: General policies governing the administration of the University Program and Facilities Fees were approved by the Board of Regents in 1973, 1978, 1979, and 1980. The 2000-2001 Fund B allocation cited above was reported to the Board on April 1, 2000.

EXPLANATION: This recommended allocation received appropriate student and administrative reviews as directed by Board of Regents policy. The proposed allocation includes the reinstatement of the weight room fee at \$.25 per credit hour, which the students proposed and voted on in their general election in February 2001.

This recommendation, if approved, will increase the Fund B fees from the current \$209.00 per semester to \$212.75 per semester.

SPONSORS: Randal L. Haack
Vice Chancellor for Business & Finance

John Oseth
Interim Vice Chancellor for Student Affairs

APPROVAL: _____
Gladys Styles Johnston, Chancellor
University of Nebraska at Kearney

DATE: March 16, 2001

Addendum IX-C-7

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Capital Improvements for Revenue Bond Facilities

RECOMMENDED ACTION: Approve the attached Resolution providing for expenditures from the Surplus Fund of the University of Nebraska at Kearney Student Fees and Facilities Revenue Bonds in the amount of \$1,105,000 for capital improvements for Revenue Bond Facilities.

PREVIOUS ACTION: Since 1996 the Board of Regents have approved Revenue Bond resolutions as follows:

<u>Prior Approvals</u>	<u>Amount</u>
June 1996	\$337,400
May 1997	350,000

EXPLANATION: Section 3.10 of the Bond Resolution (June 15, 1966) states that the Board may expend funds from the Surplus Fund for "making any extraordinary repairs, renewals, replacements, renovations, equipping and furnishings to the Facilities."

Fire and life safety improvements and/or repairs constitute the majority of the capital improvements proposed. Addressable fire alarms will be installed in both the high rise residential facilities on campus, Centennial Towers East and Centennial Towers West. Other improvements involve the repair and/or replacement of such items as locks, windows, doors and door closures. Estimated cost of all fire and life safety items is \$600,000. The balance of the funds will be used to replace furniture, address needs in the areas of maintenance, painting, carpet replacement, and irrigation/landscape improvements. In the near future additional funds will be requested to develop a campus residence hall master plan.

SPONSORS: Randal L. Haack
Vice Chancellor for Business & Finance

John Oseth
Interim Vice Chancellor for Student Affairs

APPROVAL: _____
Gladys Styles Johnston, Chancellor
University of Nebraska at Kearney

DATE: March 22, 2001

RESOLUTION

BE IT RESOLVED by the Board of Regents of the University of Nebraska (the "Board") as follows:

The Board hereby finds and determines:

1. Section 3.10 of Article III of the Student Fee and Facilities Revenue Bonds, Series 1966, Resolution dated June 15, 1966, states that the Board may expend funds from the Surplus Fund for purposes of "making any extraordinary repairs, renewals, replacements, renovations, equippings and furnishings to the Facilities."
2. Certain repairs, replacements and improvements are required in the revenue bond facilities at the University of Nebraska at Kearney in order to maintain the maximum use and occupancy of the facilities.
3. The "Facilities" include the University of Nebraska at Kearney residence halls. Said facilities require certain renewals, replacements, additions, betterments, and equipment to operate efficiently. In order to accomplish such renewals, replacements, additions, betterments and acquisitions of equipment, the sum of \$1,105,000 should be expended from the surplus fund. The Bond Trustee is authorized to pay appropriate orders out of the Series 1966 Surplus Funds.



University of Nebraska at Kearney
Residential and Greek Life/Facilities Management and Planning
April 2001
Residence Hall Project Descriptions

The following is a summary of recommended projects.

Priority	Building	Description	Estimated Cost	Totals
			\$	\$
1	CTW	CTW addressable fire alarm system	\$ 225,000	
2	CTE	CTE addressable fire alarm system	\$ 225,000	
3	CMP	Fire & life safety inspection/repairs	\$ 100,000	
4	CMP	Residence Hall furniture (CTE, CTW, Ludden, Mantor, Randall)	\$ 100,000	
5	CMP	Residence Hall painting (URS, CTW, miscellaneous public areas)	\$ 50,000	
6	CMP	Residence Hall deep cleaning	\$ 30,000	
7	CMP	Residence Hall deferred repair/preventive maintenance/ minor renovation	\$ 75,000	
8	CONH	Conrad Hall furniture and carpet upgrades (3 floors)	\$ 150,000	
9	CMP	Residence Hall irrigation systems	\$ 75,000	
10	CMP	Landscape improvements (CTE, CTW, Mens)	\$ 25,000	
11	VAR	Fire and Safety projects	\$ 50,000	
				\$1,105,000

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Fund B, University Program and Facilities Fees (UPFF):
2001-2002 Allocation for the University of Nebraska-Lincoln

RECOMMENDED ACTION: Approve the Fund B, University Program and Facilities Fees (UPFF):
2001-2002 Allocation.

UPFF Fund B <u>Category</u>	Approved Allocation <u>2000-2001</u>	Recommended Allocation <u>2001-2002</u>
Facilities:		
Recreation	\$ 472,836	\$ 540,385
Debt Service	1,406,253	1,406,253
Nebraska Unions	2,347,264	2,508,882
Campus Recreation	2,452,680	2,690,800
Health Center	<u>3,803,122</u>	<u>3,985,590</u>
Total	<u>\$10,482,155</u>	<u>\$11,131,910</u>

PREVIOUS ACTION: General policies governing the administration of University Program and Facilities Fees were approved by the Board of Regents in 1973, 1978, 1979, and 1980. The 2000-2001 Fund B allocation cited above was approved by the Board on April 1, 2000.

EXPLANATION: The 2001-2002 recommended allocation received appropriate student and administrative reviews as directed by Board of Regents policy. The proposed allocation is based on UPFF fees to be collected in 2001-2002. At projected yields per dollar of UPFF fee, the recommended budgets for 2001-2002 will require a \$15.31 increase in the current full-time student Fund B fee from \$257.91 per semester to \$273.22.

SPONSORS: Christine Jackson
Vice Chancellor for Business & Finance

James V. Griesen
Vice Chancellor for Student Affairs

APPROVAL: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE: March 16, 2001

Addendum IX-C-9

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Acquisition of Real Property

RECOMMENDED ACTION: Approve the purchase agreement and waiver of an appraisal for Acquisition of Real Property with The Chicken House, Inc., Sidney, Nebraska.

PREVIOUS ACTION: None.

EXPLANATION: The parcel contains approximately 4.5 acres of vacant grassland adjacent to the High Plains Ag Lab (HPAL) near Sidney, Nebraska, located in Cheyenne County, at a cost of \$3,000 (North 1/2 of Lots 14 to 17 in the South 1/2 of Section 36, T15N, R50W). The Chicken House, Inc., with Walter Narjes representing the family corporation, owns the property. The property is presently idle and vacant grassland. Prior to becoming part of the Sioux Ammunition Depot, it may have been grazed or farmed in the early 1900's.

Acquisition of this property would be strategically valuable to the HPAL as it is zoned and platted for industrial development. Acquisition of this property is not inconsistent with the Master Plan concepts for the Extended Campuses. The property would provide needed access to HPAL buildings located very close to the existing south property line.

Waiver of an appraisal is requested as the purchase price was mutually agreed upon based on current assessed value of the property.

Panhandle Geotechnical and Environmental, Inc., of Scottsbluff, Nebraska, conducted an environmental site assessment and no environmental concerns were identified on the subject property.

A map showing the location of the property is attached.

Members of the public and news media may obtain a copy of the purchase agreement in the Office of the Corporation Secretary, 3835 Holdrege Street, Lincoln, Nebraska 68583, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, except University holidays.

PROJECT COST: \$3,000

SOURCE OF FUNDS: Private Donations

SPONSORS:

John C. Owens
NU Vice President and IANR Vice Chancellor

Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL:

Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

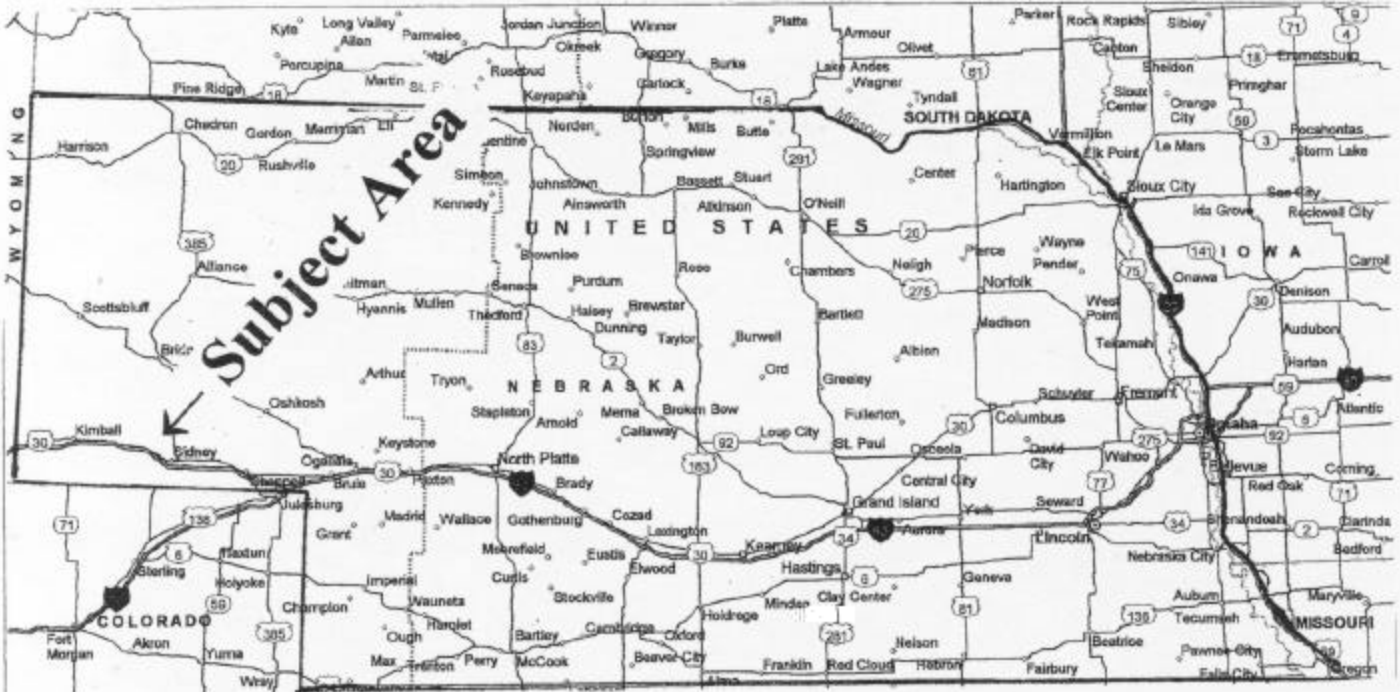
DATE:

March 20, 2001

THE CHICKEN HOUSE, INC.

Property at Sidney, Nebraska

Approximately 4.5 acres



385

Addendum IX-C-10

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Purchase of Crossflow Membrane System

RECOMMENDED ACTION: Approve the sole source purchase from North Carolina SRT, Inc. (NC SRT, Inc.) in the amount of \$311,312 for the Crossflow Membrane Systems.

PREVIOUS ACTION: None

EXPLANATION: This equipment is fully funded by a U. S. Army Equipment Grant given to the University for the purchase of equipment for the Biological Process Development Facility and the new Chemical Engineering building. The Crossflow Membrane Systems will be used for harvesting/separating cells from fermentations.

Sole source purchase is requested because: (1) NC SRT, Inc. has an exclusive patent on processes that utilize membrane systems in tandem for harvesting/separating biological systems – crossflow membrane filtration is the preferred method of harvesting high-cell density fermentations of *Pichia pastoris*, which is the primary fermentation performed in the UNL Biological Process Development Facility (BPDF) Fermentation Pilot Plant; (2) BPDF has performed a significant amount of testing and published research on the use of cross flow membrane filtration to recover products from *Pichia* and has found the NC SRT Inc. system to be superior to the other commercial system; (3) NC SRT Inc. has provided a complete cost out of the equipment, and because of a close working relationship between NC SRT Inc. and BPDF, has priced the system below fair market value.

PROJECT COST: \$311,312

SOURCE OF FUNDS: Federal Grants

SPONSOR: Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE: March 16, 2001

Addendum IX-C-11

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Purchase of Fermentors

RECOMMENDED ACTION: Approve the lowest responsible bid of Bioengineering AG, in the amount of \$717,270 for two sizes of fermentors and all accessories selected from the bid.

PREVIOUS ACTION: None

EXPLANATION: This equipment is fully funded by a U.S. Army Equipment Grant given to the University for the purchase of equipment for the Biological Process Development Facility (BPDF) in the new Chemical Engineering building. These fermentors will be used by the BPDF Fermentation Pilot Plant to grow bacteria in Army funded research.

PROJECT COST: \$717,270

SOURCE OF FUNDS: Federal Grants

SPONSOR: Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE: March 16, 2001

Addendum IX-C-12

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: University of Nebraska-Lincoln Natural Resources & Research Complex Phase I

RECOMMENDED ACTION: Approve the firm of Alley Poyner Architecture to provide design services for the University of Nebraska-Lincoln Natural Resources & Research Complex Phase I.

PREVIOUS ACTION: November 3, 2000 - The Board approved 1) Program statement for the Natural Resources & Research Complex Phase I., and 2) Request For Proposal (RFP) and procedure for award of a contract for Construction Manager at Risk for the construction of the facility and authorize the Administration to award a contract in accord with such procedure.

April 5, 1997 - The Board approved the project statement for the replacement of the UNL Biochemistry Hall as part of seven capital projects included in the University's major renovation/deferred maintenance initiative.

EXPLANATION: The project involves the construction of Phase I of the Natural Resources and Research Complex to be located north of the Dental College on the UNL East Campus. This project will be the first phase of a consolidated facility for housing the School of Natural Resource Sciences and other related programs. In 1998, the initial funding for this project, to replace the Biochemistry Hall, came from LB 1100. A cost analysis revealed that it would be more cost effective to demolish and replace Biochemistry Hall with a new building than renovate Biochemistry Hall in order to meet the programmatic needs of the Natural Resource programs. Additional federal funds for laboratories and equipment will supplement the original project funding, without affecting the intent of the LB1100 funds.

The firm of Alley Poyner Architecture was selected to provide architectural and engineering services. A selection committee consisted of the Associate Dean and Director of Agricultural Research and Professor of Agricultural Engineering, Director and Professor for the School of Natural Resource, Facilities Coordinator for the Institute of Agriculture and Natural Resources, a member of Central Administration, and three UNL staff representatives. This firm was selected from the nine architectural and engineering firms that indicated an interest in the project (more than 100 firms were originally contacted). Professional fees for basic services will be negotiated with Alley Poyner Architecture within the amount of \$781,000 which is the amount set aside for this purpose in the Program Statement Budget.

Proposed start of construction: March 2002
Proposed completion of construction: March 2004

PROJECT COST: \$16,655,000

SOURCE OF FUNDS: University of Nebraska Facilities Corporation
Series 1998 Bonds
(Deferred Maintenance Project) LB1100
University of Nebraska Tuition \$ 6,655,000
Federal Grants \$10,000,000

SPONSORS: John C. Owens
NU Vice President and IANR Vice Chancellor

Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE: March 22, 2001

Addendum IX-C-13

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Establishment of a protected area for a Native American Memorial.

RECOMMENDED ACTION: Approve the proposed resolution to establish a protected area for a Native American Memorial to be located on the East Campus at the University of Nebraska-Lincoln.

PREVIOUS ACTION: None

EXPLANATION: In the mid 1960's, the University of Nebraska incinerated the remains of an unknown number of Native Americans in a facility located on the University of Nebraska-Lincoln East Campus in a manner inconsistent with the beliefs and practices of the tribes of the Great Plains.

In 1998, former Chancellor Moeser and tribal representatives agreed to set aside the site where the incinerator was located as a memorial to honor these Native Americans, and to remind future generations of this cultural injustice.

The site identified on the attached map will be set aside for the memorial.

SPONSOR: Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE: March 16, 2001

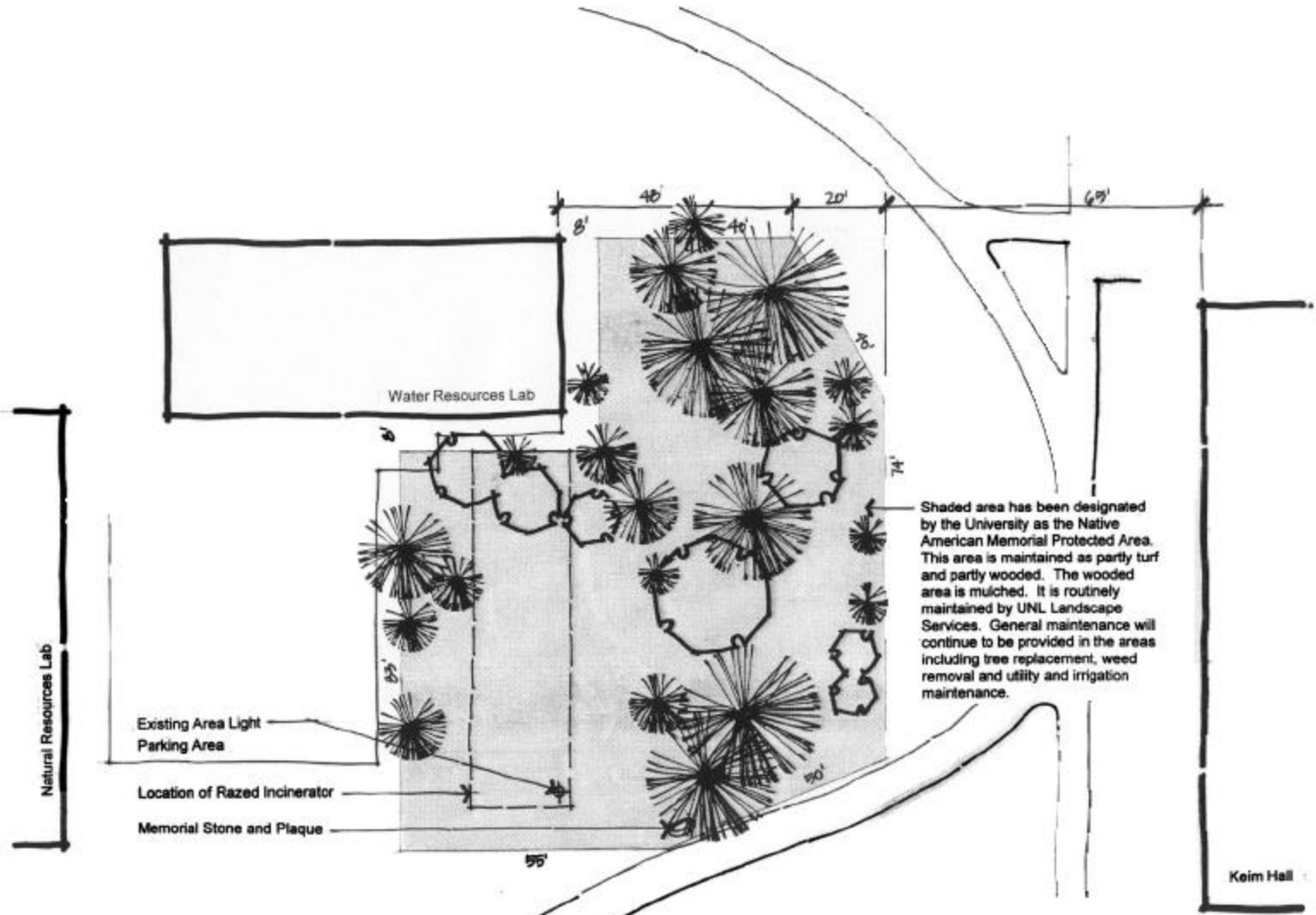
RESOLUTION

WHEREAS, prior to enactment of laws making it illegal to do so, remains of Native Americans were taken from their graves for inclusion in the University of Nebraska's archaeological collections; and

WHEREAS, in the mid 1960's, the remains of an unknown number of Native Americans in the collection were incinerated in a facility located on the University of Nebraska-Lincoln East Campus in a manner inconsistent with the beliefs and practices of the tribes of the Great Plains; and

WHEREAS, in 1998, former Chancellor James Moeser and tribal representatives agreed to set aside the site where the incinerator was located as a memorial to honor these Native Americans, and to remind future generations of this cultural injustice;

NOW, THEREFORE, BE IT RESOLVED by the Board of Regents of the University of Nebraska that the site identified and described on the attached map (Exhibit 1) is hereby set aside to be protected from future development, and that a stone with an inscribed bronze plaque describing these events be located on the site as an integral part of that memorial.



Native American Memorial Protected Area
East Campus, University of Nebraska-Lincoln

Scale 1" = 20'

11.6.2000 11.8.2000 Revised 11.21.2000 Revised

Addendum IX-C-14

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Establishment of Nebraska Utility Corporation to Serve the University of Nebraska-Lincoln

RECOMMENDED ACTION: Approve (1) an Interlocal Cooperative Agreement between the Board of Regents of the University of Nebraska and the City of Lincoln and its Lincoln Electric System providing for the organization and operation of Nebraska Utility Corporation, a not-for-profit corporation, (2) Articles of Incorporation of the Nebraska Utility Corporation, and (3) the By-Laws of the Nebraska Utility Corporation.

PREVIOUS ACTION: None.

EXPLANATION: The utility infrastructure of the University of Nebraska-Lincoln (UNL) is old and deteriorating. The oldest portions of the distribution system date back to the 1920s. As buildings have been constructed, new connections were made to the existing main lines, with little enhancement being made the distributions system itself.

UNL proposes to join with the Lincoln Electric System (LES) of the City of Lincoln, Nebraska, to create a not-for-profit corporation controlled by UNL and LES to produce electrical power and other utility services, and provide infrastructure upgrades to UNL campuses. The corporation would be called the Nebraska Utility Corporation (NUCorp) and would be managed by a non-compensated five-member board of directors. Three directors would be from the University and two from LES. The University directors would be the vice president for business and finance, the UNL vice chancellor for business and finance and the UNL assistant vice chancellor for facilities management and planning.

NUCorp would operate independently of UNL and the City. Capital improvements would be financed through the issuance of revenue bonds and retired through the sale of utility services. Revenue bonds would be issued only after receiving specific approval of the Board of Regents. Infrastructure upgrades would be undertaken only when requested by UNL and subject to sufficient funding in the purchased utilities budget.

NUCorp will improve reliability of electrical power and steam to UNL and will provide the vehicle through which infrastructure needs can be systematically accomplished based on moderate utility budget increases over time.

Approval of this item will approve the attached Interlocal Cooperation Agreement between the City of Lincoln, Nebraska and the Board of Regents of the University of Nebraska Establishing the Nebraska Utility Corporation, the Articles of Incorporation of the Nebraska Utility Corporation, and the By-Laws of Nebraska Utility Corporation.

Members of the public and news media may obtain a copy of the documents in the Office of the Corporation Secretary, 3835 Holdrege Street, Lincoln, Nebraska 68583, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, except University holidays.

PROJECT COST:

None.

SOURCE OF FUNDS:

None.

SPONSOR:

Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL:

Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE:

March 26, 2001

Addendum IX-C-15

TO: Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Gift received under the Ann E. Buman Revocable Trust

RECOMMENDED ACTION: Accept a gift on behalf of the University of Nebraska-Lincoln from the Ann E. Buman Revocable Trust in the amount of \$175,000 and to delegate to the University of Nebraska-Lincoln the supervision of a scholarship program in accordance with the terms of the Trust.

PREVIOUS ACTION: None.

EXPLANATION: Pursuant to the Ann E. Buman Revocable Trust, dated September 23, 1991, upon her death Mrs. Buman directed that UNL receive a gift from the Trust in the amount of \$175,000. The Trust further directs that the funds be applied to scholarships for full-time students of UNL, who prior to their enrollment resided primarily in Pawnee County for five or more years. Preference is to be given to students demonstrating a financial need. The scholarships may be applied to tuition, books and related direct educational expenses, but specifically not to room, board or travel. One or more students may be designated as recipients in any year, but no single scholarship may exceed \$10,000 in any given year. Income from the investment of the gift is to be first applied to the scholarships, but invasion of principal is permitted. The Trust directs that any interpretation of the scholarship guidelines rests solely with the Board of Regents. The scholarship recipients are to be selected by the Board of Regents, which duty the Board delegates to the Chancellor of UNL or his designee in accordance with the Trust's guidelines described above.

With acceptance of this gift, the Regents express on behalf of the University of Nebraska and the University of Nebraska-Lincoln, their deepest gratitude and appreciation for the generosity of Mrs. Ann E. Buman.

SPONSOR: Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE: March 16, 2001

Addendum IX-C-16

TO: Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Fund B, University Program and Facilities Fees (UPFF):
2001-2002 Allocation for the University of Nebraska Medical Center

RECOMMENDED ACTION: Approve the Fund B, University Program and Facilities Fees (UPFF):
2001-2002 Allocation.

UPFF Fund B <u>Category</u>	Approved Allocation <u>2000-2001</u>	Recommended Allocation <u>2001-2002</u>
Student Health Services	\$230,000	\$238,100
Supplemental Counseling	29,000	30,650
Campus Recreation	<u>136,230</u>	<u>136,230</u>
 TOTAL	 <u>\$395,230</u>	 <u>\$404,980</u>

PREVIOUS ACTION: General policies governing the administration of University Program and Facilities Fees were approved by the Board of Regents in 1973, 1978, 1979, and 1980. The 2000-2001 Fund B allocation cited above was approved by the Board on April 1, 2000.

EXPLANATION: Although this recommended action does not increase the Fund B fee, the 2001-2002 allocation for UPFF Fund B is higher than the 2000-2001 allocation due to an increase in the number of students enrolled in the student health services program.

This recommended allocation received appropriate student and administrative reviews as directed by Board of Regents policy. The proposed allocation is based on actual fees to be collected in 2001-2002. The recommendation, if approved, will maintain the Fund B fee at \$127.25 per semester.

SPONSOR: Donald S. Leuenberger
Vice Chancellor for Business & Finance

APPROVAL: _____
Harold M. Maurer, M.D., Chancellor
University of Nebraska Medical Center

DATE: March 16, 2001

Addendum IX-C-17

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Ground lease for Nebraska Health System's Center for Clinical Excellence

RECOMMENDED ACTION: Approve ground lease to Nebraska Health System for construction of the Center for Clinical Excellence facility.

PREVIOUS ACTION: November 22, 1997 - The Board of Regents approved a ground lease for the Nebraska Health System connector.

EXPLANATION: Nebraska Health System (NHS) desires to build a Center for Clinical Excellence containing approximately 128,000 square feet to be constructed on vacated Dewey Avenue and physically connecting the south side of Clarkson Hospital and the north side of University Hospital. The newly constructed facility will occupy the emergency medicine, radiology department, the surgery/operating rooms, and the neonatal intensive care unit for the two hospitals.

A ground lease from the University is required for the southern portion of the facility which will be located on land owned by the Board of Regents. It is proposed that this ground lease be for a term of ninety-nine (99) years for the nominal consideration of one dollar (\$1.00). An identical ground lease will be granted to NHS by Clarkson Regional Health Services, Inc. for the north end of the facility. A copy of the ground lease agreement is being reviewed by University General Counsel and will be provided prior to the Board meeting.

Members of the public and news media may obtain a copy of the agreement in the Office of the Corporation Secretary, 3835 Holdrege Street, Lincoln, Nebraska 68583, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, except University holidays.

PROJECT COST: None.

SOURCE OF FUNDING: Nebraska Health System

SPONSOR: Donald S. Leuenberger
Vice Chancellor for Business & Finance

APPROVAL: _____
Harold M. Maurer, M.D., Chancellor
University of Nebraska Medical Center

DATE: March 23, 2001

Addendum IX-C-18

TO: Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Fund B, University Program and Facilities Fee (UPFF): 2001-2002
Allocation for the University of Nebraska at Omaha

RECOMMENDED ACTION: Approve the budget allocations of UPFF Fund B income for 2001-2002:

UPFF Fund B Category	Approved Allocation <u>2000-2001</u>	Recommended Allocation <u>2001-2002</u>
1. Campus Recreation	\$631,930	\$664,193
Weight Room	50,000	0
2. Milo Bail Student Center	555,387	582,940
Bond Issue	917,391	972,371
3. Co-Curricular		
A. Men's Athletics	427,512	438,625
B. Women's Athletics	240,599	249,047
C. Musical Groups	35,000	36,057
D. Health Services	238,960	301,403
E. Reserve	52,429	64,620
4. Facilities	<u>22,977</u>	<u>24,364</u>
Total	<u>\$3,172,185</u>	<u>\$3,333,620</u>

PREVIOUS ACTION: General policies governing the administration of the University Program and Facilities Fees were approved by the Board of Regents in 1973, 1978, 1979, and 1980. The 2000-2001 Fund B allocation cited above was approved by the Board on April 1, 2000.

EXPLANATION: This recommended allocation received appropriate student and administrative reviews as directed by Board of Regents policy. For 2001-2002, students will be charged a flat fee of \$50 plus \$7.50 per credit hour with a maximum of 12 credit hours or \$140. Rates are the same as 2000-2001. The allocation is based upon actual enrollment for 2000-2001. The recommended increase in Student Health Services focuses on the need for additional clerical and nursing staff to adequately administer the pre-matriculation immunization (MMR) certification requirement and student requests for more clinic services.

SPONSORS:

Gary L. Carrico
Vice Chancellor for Business & Finance

Mary A. Mudd
Vice Chancellor for Student Affairs

APPROVAL:

Nancy Belck, Chancellor
University of Nebraska at Omaha

DATE:

March 16, 2001

D. FOR INFORMATION ONLY

None.

E. REPORTS

1. Gender Equity report. Addendum IX-E-1
2. Adjustment to 2000-2001 Operating Budget (Designated Funds). Addendum IX-E-2
3. Design Development for the Bruner Hall of Science Renovation at the University of Nebraska at Kearney. Addendum IX-E-3
4. Othmer-Topp Endowment Fund, second priority uses, for the year ended December 31, 2000. Addendum IX-E-4
5. Bids and Contracts report. Addendum IX-E-5

University of Nebraska



University-Wide Committee on Gender Equity
2001 Report to the Board of Regents
April 7, 2001

Preface

Following the passage of the seven Gender Equity goals in 1991, there was a period of campus activity generated to meet those goals. However, within a short time, the goals lost their momentum but surfaced annually to meet their reporting requirement to the Board of Regents.

The impact of the study by the Gender Equity Task Force and its report to the Board of Regents in August 1997 was dramatic. With its visits to each campus, the committee widely distributed the goals among faculty, staff, and students for the first time. The public and private hearings and subsequent discussions of goals had a noticeable impact on campus level discussion and actions regarding Gender Equity. In addition, the appointments of an Assistant to the President for Diversity and Gender Equity at the systems level and persons designated at the campus level have increased attention to Gender Equity issues.

The University-wide Committee on Gender Equity is composed of representatives from all four campuses – UNK, UNL, UNMC, and UNO. Committee members meet on a regular basis to share ideas, assess progress, and make recommendations to the Board of Regents on the progress of the Gender Equity goals. The 2000-2001 University-wide Gender Equity Committee members are: David Carver, UNMC, Linda Crump, UNL, Ellen Davis-Hall, UNMC, Sharon Ulmar, UNO, Cindy Cammack, UNL, Jane Ziebarth, UNK, Sandra Squires, UNO, Carol Lilly, UNK, and Shari Clarke, UNCA.

University of Nebraska-Lincoln Chancellor's Commission on the Status of Women

Major Accomplishments

The focus of the CCSW at UNL this year is campus climate. Four open forums were held and members of the University community were also encouraged to provide feedback through email and written communications. The commission is in the process of summarizing the feedback. A general summary of the issues along with some specific challenges gleaned from comments made at the open forums follows.

Summary of Issues:

- The day-to-day discourse about diversity (e.g., ways in which diversity is framed in everyday conversation) contributes to experiencing UNL as an unwelcoming working environment. Any single disparaging reference to diversity is not reportable or actionable, but taken together mark women as different and contributes to a work environment in which many women feel they must fight to survive, rather than thrive.
- There is a sense among some women, in some units, that the institution is actually going backwards in its treatment of women and women of color. Several women experience the university for being systematically non-responsive to their concerns, complaints and pain. This contributes to the perception that the institution is not learning to be inclusive in any meaningful way, but rather simply reacting to complaints as they arise. There is a sense that, in some units, women must continue to fight for even small fairnesses in areas such as gender pay equity and promotions. When women do confront gendered inequities, they worry about being marked as “trouble-makers”. The behavior of some managerial staff in some units gives the appearance of not taking very seriously the university’s commitment to gender equity.

Challenges

- Lack of representation of women and women’s concerns in university programs such as the recent priority setting.
- Need for continuous faculty and staff training (particularly for people in supervisory positions) on respectful treatment.
- Continuing male dominance of some university units.
- Continued lack of inclusion of women - for example using the male pronoun only when referring to certain professions. This causes women to feel they are excluded and they don’t exist.
- Continuing exclusion and lack of support for the few women in administrative roles (particularly for those women in traditionally male dominated fields.)

- Lack of continuity in implementation of personnel policies. For example, one woman employee was told that “we do not negotiate salaries” and later she learned that a male employee in a similar position did negotiate and got a higher salary.
- Some women believe they are doing at least part of the responsibilities of the men above them. Maybe job descriptions need to be better defined.
- Feedback from women employees provided to upper administration are not taken seriously. For example, in one situation women who interviewed with a candidate reported that the candidate made statements during the interview process that revealed a gender bias against women. This was reported to the higher administration but the candidate was hired anyway.
- Insensitive statements by male administrators. For example, in salary discussions with an employee, the supervisor made the statement that the employee made more than his wife did.
- Different promotion processes seem to be in place for men and women. Too often women have to fight for what they deserve.
- Occurrence of male behavior patterns that discriminate against or exclude women but are not reportable as grievances. For example, in some units, it has been reported that there is an administrator present at every committee meeting. The administrator actively participates and chastises the faculty verbally during the meeting when comments are made that do not agree with the administrative perspective.
- Problems with nepotism - i.e. administrative friends are promoted.
- Women experience subtle messages by faculty that their fields of study are not respected. This is especially true in the female dominated fields such as Human Resources and Family Sciences and Teacher’s College.
- Women are afraid to speak up at UNL. We need to understand better why this is happening. What is it about our campus culture that creates this situation? When women do speak, they experience verbal chastisement and/or downgrading on annual evaluations.

Status of Child Care:

The commission has spent two years looking at issues related to the provision of child care for faculty, staff and students. Many ideas have been explored including: childcare facilities in the new parking garage and vouchers for childcare issued on a sliding scale based on income. Commission members have identified the need, now a more active process needs to happen to ensure that change occurs.

Recommendations:

Establish a half time administrative equity position for a fully promoted faculty member. The position would report directly to the Senior Vice Chancellor for Academic Affairs and also sit on the Chancellor’s Administrative Council.

Establish a child care task force. Provide administrative and secretarial support. Require documentation of a time line and action steps that will be taken to resolve the problem of lack of adequate child care for faculty, staff, and students.

Conduct an external audit - Women in some units have requested that an external audit would be the only fair way to get an accurate reporting of the situation in their unit.

University of Nebraska at Omaha
Gender Equity Report
April 2000 – March 2001 Academic Year

BACKGROUND

This report represents the collective work of the Chancellor's Commission on the Status of Women, Assistant to the Chancellor on Diversity and Equal Opportunity, Academic Affairs, UNO's representatives on the U-wide Gender Equity Committee, Women's Studies, Human Resources, Women's Resource Center, and Student Affairs. Also reflected are gender equity efforts implemented and supported across the entire campus. These initiatives are key to UNO achieving its three Strategic Planning goals, which are to be:

- Student focused;
- Academically excellent, and
- Actively engaged with its community.

MAJOR ACCOMPLISHMENTS

During this academic year, UNO created new recruitment and retention strategies to promote gender equity on campus while maintaining established successful programs.

New Assistant to the Vice Chancellor of Academic Affairs - The female faculty member appointed has accountability for maintaining the significant progress UNO has made in the recruitment and retention of women faculty.

Faculty Recruitment - Hiring policies and procedures, including EEO/AA orientation for search committees, were revised to ensure that women are represented in finalist lists for open, fulltime, tenure-track faculty. Of 19 searches at finalist list stage, 16 of the 19 or 84% include females (an increase of 10% from last year).

Refined Dual Career Program - A new process was designed and implemented to increase program awareness among deans, chairs, and applicants. These initiatives include creation of a website; additionally, the new assistant to the vice chancellor meets with every search committee and individual spouse. As a result, hiring departments begin the dual career process earlier with greater chance of success. The partner/spouse receives continued assistance for up to one year after relocation in the Omaha area.

Staff Recruitment - Human Resources is creating an easy reference guide describing the benefits UNO provides for women. This publication will be available to search committees and applicants by May 2001.

Faculty Retention Strategies - Multiple informal strategies provide mentoring to new and junior female faculty. During the last year, these strategies were formally identified and evaluated for their effectiveness in assisting new female faculty to reach their professional goals.

1. College of Education (COE) Mentoring Program -- For the past year, the COE has implemented a mentoring project offered to all untenured faculty, with emphasis on the new hires. Mentoring is provided by a senior female professor in the College with collaboration and support from the Director of the Center for Faculty Development. The COE also requires a written mentoring plan for all new faculty; this has been in place for several years.

2. Fall Workshop Offered by the Center for Faculty Development -- All new teaching faculty and graduate assistants are invited to participate in this event which acquaints new faculty with the mission, vision, and values of UNOmaha. The program also provides practical information on promotion and tenure, including preparation of a portfolio. Faculty consider this a valuable networking opportunity.

3. Teaching Circles --These voluntary groups are organized around topics appealing to specific faculty interests. Monthly meetings provide opportunities for faculty from different colleges and at different levels of experience to share ideas related to teaching. Some of the topics include Service Learning, Case Studies, Technology in the Classroom, Teaching First Year Students, etc. A \$300 stipend, which can be used toward software, conference registration, etc., is offered to Circle participants who meet at least eight times throughout the year.

4. Research Triangles -- These are available through the Office of Graduate Studies and Research and are similar to Teaching Circles. In Research Triangles, faculty interested in working on similar research ideas collaborate toward a common agenda. To encourage participation, a \$300 stipend is offered to each member of the Research Triangle.

5. Brown Bags through the Center for Faculty Development -- Service learning was the focus for the six brown bag meetings held this year. These “for faculty, by faculty” programs provided an opportunity for informal discussion and networking.

6. Interdisciplinary Program Committees -- Each of the three interdisciplinary programs -- Women's Studies, Native American Studies, and Latina/Latino Studies -- is governed by a committee of faculty from different colleges. Each program has a coordinator or director, but the interdisciplinary committees are heavily influenced by a consensus model. This approach has been very helpful to new faculty, especially those who are the only female or minority in their home department.

7. Women’s Leadership Institute -- Beginning in February, UNO implemented a year long program for emerging faculty and staff female leaders. Eighteen participants from four Omaha area colleges and universities are enrolled in the Institute, which offers a series of spring semester programs, with internships planned for Fall 2001.

Refined Faculty Exit Interview Process - In an effort to obtain more candid information from faculty leaving the institution, exit interviews are now performed by a faculty ombudsperson. While it is too early to assess the impact, it is anticipated this move will have a positive effect. Human Resources continues to collect exit interview data for staff.

Staff Retention Strategies - Initiated by collective bargaining agreements at UNO and UNK, the Regental decision to extend tuition benefits to faculty/staff spouses and dependents is supported by UNO's Staff Advisory Council as a potential key retention initiative.

Women's Studies Major - Approval of the major and appointment of a Director signaled the elevation of this field of study at UNO. Students are enthusiastically enrolling in the major. A full slate of diverse activities co-sponsored with several campus groups and within the Omaha community have increased discussion and awareness of women's issues.

Sexual Harassment Campaign - The purpose of the campaign was to help generate awareness about sexual harassment. Over 100 faculty, staff, and students participated in a slogan contest. The winning slogan is displayed on bookmarks, posters, and flyers. The dialogue created by this campaign has furthered the adoption of a positive, inclusive climate.

Student Programs - Students are provided with workshops on various topics that help them understand and appreciate gender differences. Likewise, leadership opportunities on campus for both men and women encourage personal and professional growth.

2000-2001 GOALS:

Faculty and Staff Strategies

1. Continue to focus recruitment and retention strategies targeting women.
2. Provide leadership training and mentoring for female faculty and academic administrators.
3. Maintain and enhance programs, such as childcare and training, that address the needs of a female workforce.
4. Explore ways to improve the dual-career program, possibly through outsourced placement services or in cooperation with UNMC.

Student Strategies

1. Continue to provide student programs or workshops in valuing differences.
2. Expand leadership opportunities which encourage female students to broaden their personal and professional horizons.

University of Nebraska Medical Center
Gender Equity Report to the Regents
April 7, 2001

UNMC continues to maintain interest and make steady progress toward the goal of gender equity on our campus. The following information outlines this progress and ongoing plans for the future.

Major accomplishments:

- One area of focus during the past year was continuation of efforts to enhance mentoring on this campus. Faculty mentoring has been encouraged for the past several years through seminars, short presentations, and through the year-long administrative colloquium. A new program has been undertaken that encompasses not only faculty, but further extends mentoring to support women in administrative, professional, and staff positions.
- UNMC continues to support the campus wide conference “Honoring Women’s Voices,” through planning, presentations and attendance. It is exceptionally well received by attendees from this campus. We would like to express appreciation for President Smith’s support of this conference.
- In the fall of 2000 a subcommittee of the Chancellor’s Commission on Gender Related Issues carried out a survey of College of Pharmacy faculty who departed the campus in the last 10 years. The purpose of the survey was to determine the climate and support for faculty members. Based on this survey’s findings, several opportunities for improvement were identified.
- The ombuds-program is ongoing with steady utilization of its services. This demonstrates that an effective team is in place to deal with various employee concerns.
- Faculty development continues to be active on this campus with eight one or two-day symposiums and six luncheon programs in 2000-2001 to date. The first group of participants in the year-long Administrative Colloquium graduated in February 2001 with a new class beginning March 1st. Over 50% of attendees in the first class were women.
- Over the past year women have assumed leadership roles in the University of Nebraska Medical Center student government. For both the 1999-2000 and the 2000-2001 academic years, women have held the Student Senate President/Student Regent position. This year a woman is also Student Senate Vice-President. These student leaders have developed an open working relationship with Chancellor Maurer and other senior administrators. Students have also played a prominent role on the Gender Commission.

Challenges:

- An ongoing need exists to assess for staff salary equity.
- We have identified a challenging goal of assuring UNMC has world class-campus climate for women in all positions.
- There is room for continued improvement in regard to the relative proportion of women to men in leadership positions at UNMC. Women need to be supported through faculty and administrative development programs, as well as experience, for advancement to these positions.

Status of child care on campus:

UNMC has an excellent on-site Child Development Center. It has a capacity for 136 children of faculty, staff, students and children of UNMC employees and our NHS partners. Ages range from six weeks to seven years. The center runs at capacity year round and maintains a waiting list at all times. Waiting time can be up to one year. Tuition at the child care facility is carefully monitored in regard to “market” prices of community child care. Our facility is considered to be at or slightly below market price. There is close communication between parents and child care providers, and a carefully designed curriculum that is both comprehensive and innovative. The availability of infant care is an important benefit of our center. The recruitment and retention of excellent child care providers is a priority, and an ongoing challenge in the competitive Omaha market.

Specific recommendations for enhancing gender equity on campus:

- As discussed with and supported by the Regents one year ago, the UNMC Commission recommends a university wide, gender-related, climate survey to be carried out by an independent body in the fall of 2001.
- A plan should be developed to achieve an effective, comprehensive and accurate measure of salary equity on campus.
- In an attempt to improve the climate for women on this campus, the Commission will attempt to identify the best practices in peer institutions for enhancing gender equity, and apply these principles, as appropriate, at our institution.

University of Nebraska at Kearney Gender Equity Annual Report

The University of Nebraska at Kearney continues to make progress toward attaining the Board of Regents' Gender Equity Goals.

Major Accomplishments:

- The University of Nebraska at Kearney Staff Senate has implemented a formal staff mentoring program.
- The Affirmative Action/Equal Opportunity Director has changed from a 3/4ths position to a full-time position.
- A Diversity Coordinating Committee was created to coordinate diversity and gender activities at the University of Nebraska at Kearney.
- The UNK Chancellor and Vice Chancellor of Academic Affairs continued to provide financial support and strongly encouraged staff and faculty to attend this year's "Honoring Women's Voices" conference in Lincoln.

Challenges:

- Recruiting, promoting and retaining women faculty and staff members
- Establishing more formal orientation and mentoring programs for new faculty
- Persuading immediate supervisors and department chairs to actively support, advertise and encourage staff and faculty to attend gender equity events, conferences and professional development activities
- Creating a viable solution to the childcare issue

Status of Childcare:

The University of Nebraska at Kearney does not have on-campus childcare. Members of the UNK Gender Equity Committee designated childcare as a priority issue for 1999-2000 and 2000-2001. More than two years ago, faculty, staff, and students raised the issue of a need for the university to provide childcare. Childcare surveys of students, faculty, and staff were completed. The results of the survey indicated a need and an interest in university childcare. A UNK Task Force, chaired by the Vice Chancellor of Business and Finance, was established to assist in planning. Requests for proposals were sent to Kearney day care facilities regarding plans to provide on-campus day care. The responses to the requests were not highly enthusiastic and contained per child costs that were not financially feasible. UNK officials and YMCA representatives met to create a plan where UNK would contract with the YMCA for childcare at a reduced fee. This proved not to be the best time because the YMCA was in a period of expansion, and the fee structure was prohibitive. The UNK Task Force

also looked at the Child Development Laboratory in Otto Olsen in an attempt to create an educational childcare environment. This too, did not prove cost effective because UNK would have to hire additional qualified care providers. The UNK childcare issue is a complex one, and requires cooperation and thoughtful deliberation from faculty, staff, students, the administration and members of the Kearney community. The UNK administration has not tabled the idea of providing childcare on campus and remains open to suggestions to achieve a viable solution. The UNK Gender Equity Committee will continue to support and advocate for university childcare.

Three Recommendations:

1. Create more incentives, such as the newly implemented university tuition remission program and the equity in opportunity administrative fellowship, for the recruitment, promotion and retention of women staff and faculty.
2. Establish more formal policies and resources for peer mentoring among female faculty, staff and graduate students. Reward and recognize faculty and staff for mentoring activities.
3. Build coalitions of support for UNK faculty and staff to participate in gender equity events, conferences and professional development activities.

**General Recommendations
of
University-Wide Committee on Gender Equity**

- Support a university-wide gender-related, climate survey to be carried out by an independent body, in the fall of 2001
- Continue to strengthen coalitions of support for women staff, faculty and administrators across the NU system to participate in professional development gender-related programs, conferences and events
- Increase and strengthen funding for Women's Studies programs on each campus

Addendum IX-E-2

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Adjustment to 2000-2001 Operating Budget (Designated Funds)

RECOMMENDED ACTION: Report

PREVIOUS ACTION: None

EXPLANATION: Board of Regents policy RP-6.5.3 provides that interim budget adjustments approved by the President shall be reported to the Board.

The one-time increase of approximately \$880,000 consists of indirect cost reimbursement in excess of the amount estimated in the current fiscal year budget. Due to a change in business processes, an additional month of revenue was recorded in the previous fiscal year thereby allowing for additional revenue available in the current year only. These funds will be utilized for research facilities modification, institutional matching commitments, and other purposes consistent with campus policies related to research incentive funds.

PROJECT COST: Not Applicable

SOURCE OF FUNDS: Indirect Cost

SPONSORS: Linda Mannering
Assistant Vice President for Planning, Budget,
and Information Management

Lee B. Jones
Executive Vice President and Provost

APPROVAL:

L. Dennis Smith
President

DATE: March 16, 2001

Addendum IX-E-3

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Design Development for the Bruner Hall of Science Renovation

RECOMMENDED ACTION: Report

PREVIOUS ACTION: November 3, 2000 – The Board approved the Request for Proposal to provide Construction Manager at Risk pre-construction and construction services for the renovation of the Bruner Hall of Science.
May 13, 2000 – The Board approved the firm of Farris Engineering for design services.
April 5, 1997 – The Board approved the program statement for the Bruner Hall of Science Renovation as part of seven capital projects included in the University’s major renovation/deferred maintenance initiative.

EXPLANATION: The Bruner Hall of Science was originally constructed in 1966. There have been no major renovations to the building since its original construction. This project is funded through the renovation/deferred maintenance initiative, LB 1100, and will include the renovation of building mechanical and electrical systems, as well as address the building’s ADA and fire and life safety deficiencies.

Proposed start of construction	April 2001
Proposed completion of construction	December 2003

PROJECT COSTS: \$6,500,000

SOURCE OF FUNDS: University of Nebraska Facilities Corporation Series 1998 Bonds (Deferred Maintenance Project) LB 1100
University of Nebraska Tuition

SPONSOR: Randal L. Haack
Vice Chancellor for Business & Finance

APPROVAL: _____
Gladys Styles Johnston, Chancellor
University of Nebraska at Kearney

DATE: March 16, 2001

Bruner Hall of Science Renovation

University of Nebraska at Kearney

Design Development Report – February 2001

Project Scope

The Bruner Hall of Science was originally constructed in 1966. There have been no major renovations to the building since its original construction. This project is funded through the renovation/deferred maintenance initiative, LB 1100, and will include the renovation of building mechanical and electrical systems, as well as address the building's ADA and fire and life safety deficiencies.

New heating, ventilating, air conditioning, and exhaust systems will be installed to replace outdated systems. The existing penthouse will be expanded to accommodate heating, ventilating, and air conditioning equipment. A new electrical service will be provided to meet the needs of building occupants. In addition, new lighting and ceilings will be installed. Energy efficient lighting systems will replace the older, less efficient systems.

The project will include demolition of the existing deteriorated greenhouse located near Copeland Hall and construction of a new greenhouse adjacent to Bruner Hall.

A new elevator will be installed to provide ADA access to the main section of Bruner Hall and the Mary Morse Lecture hall portion of the building. Accessible restrooms will be constructed.

Major goals and objectives of the projects are:

- ✍ Replace antiquated heating, ventilating, air conditioning, and fume hood exhaust systems
- ✍ Provide additional electrical power system
- ✍ Install fire sprinkler and fire alarm systems to meet current codes
- ✍ Improve ADA accessibility to the building
- ✍ Replace the existing deteriorated greenhouse and relocate it adjacent to Bruner Hall
- ✍ Provide ADA accessible restrooms

Budget

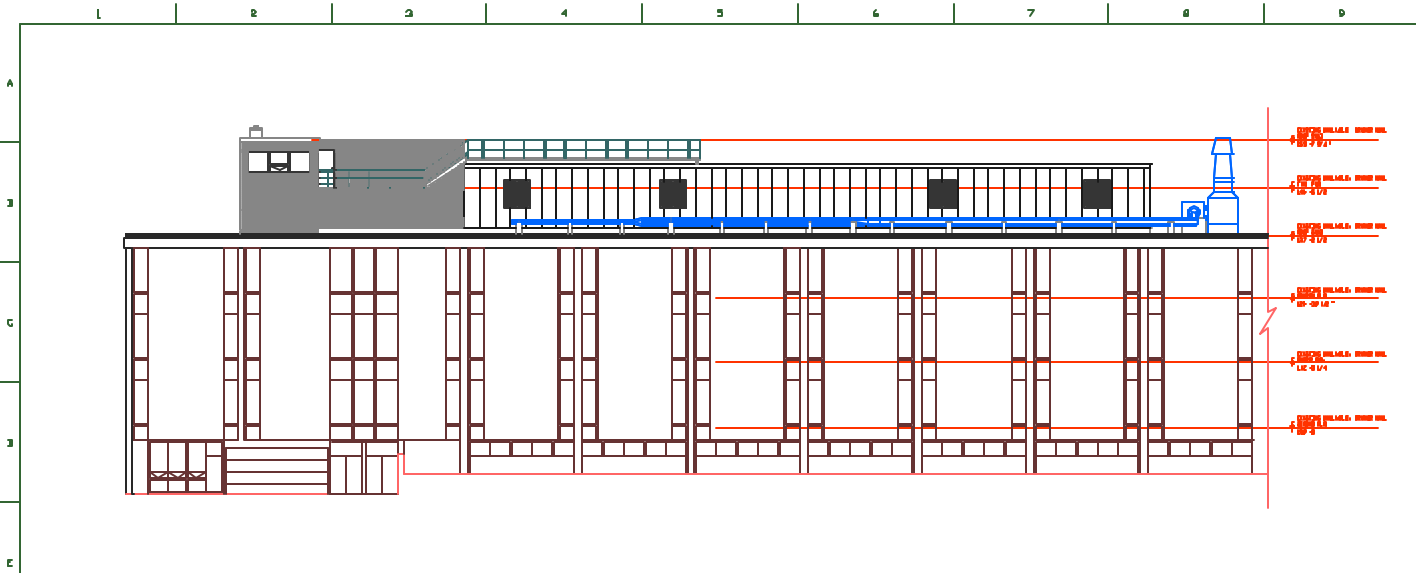
The following is a breakdown of the project budget:

Construction Costs	\$5,950,000
Non Construction Costs	<u>\$ 550,000</u>
Total	<u>\$6,500,000</u>

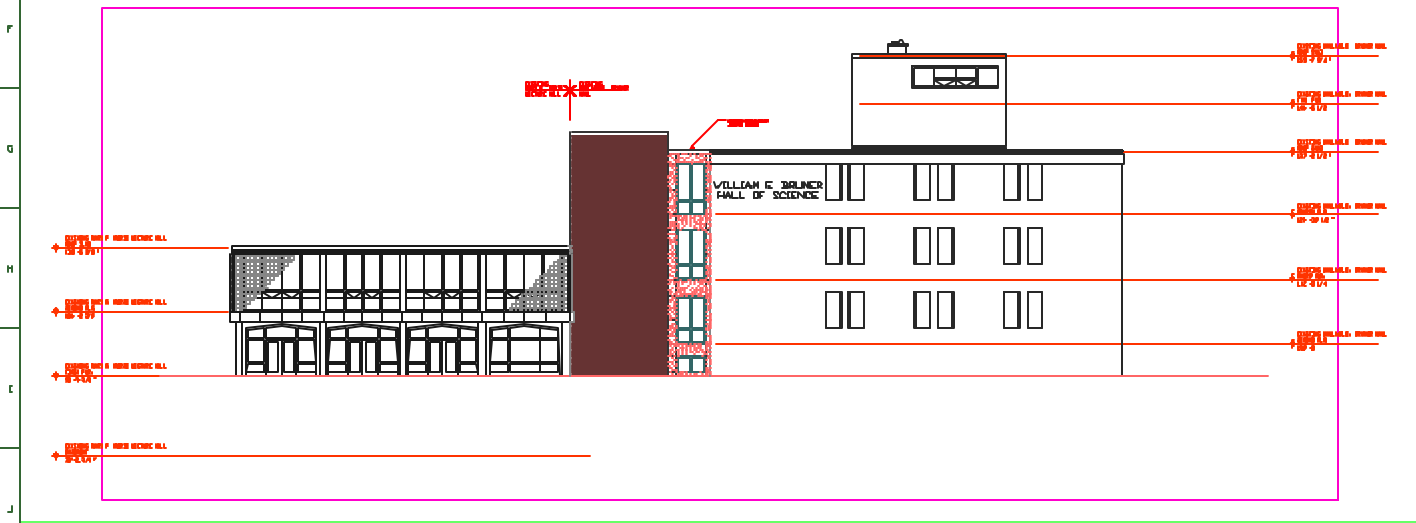
Gross Square Footage of the Building	=	97,150
Net Square Footage of the Building	=	60,520
Construction Cost per Square Foot	=	\$61.20
Project Cost per Square Foot	=	\$66.80

Schedule

Complete Design and Contract Documents	March 2001
Start Construction	April 2001
Substantial Completion	December 2003



E1 SOUTH ELEVATION
SCALE: 1/4" = 1'-0" (INDICATOR KEY FURNISHES ADDITIONAL INFORMATION)



J1 WEST ELEVATION
SCALE: 1/4" = 1'-0" (INDICATOR KEY FURNISHES ADDITIONAL INFORMATION)

EDMUND LOGAN

FARRIS ENGINEERING
CONSULTING ENGINEERS
INCORPORATED
MEMBER - LICENSED PROFESSIONAL ENGINEERS

PROJECT: RENOVATE BRUNER HALL OF SCIENCE
DATE: 11/15/2011
DRAWN BY: JMS
CHECKED BY: JMS
SCALE: 1/4" = 1'-0"
PROJECT NO.: 10-00000000000000000000
SHEET NO.: 10-00000000000000000000

RENOVATE BRUNER HALL OF SCIENCE

WILLIAM E. BRUNER HALL OF SCIENCE

PROGRESS PRINT
NOT FOR CONSTRUCTION
11-15-2011 10:00:00 AM

A2.1

Addendum IX-E-4

TO: The Board of Regents
Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Report on the Othmer-Topp Endowment Fund, second priority uses, for the year ended December 31, 2000

RECOMMENDED ACTION: Report.

PREVIOUS ACTION: January 13, 2001 – The Board approved clarification of first priority and second priority uses of income from the Othmer-Topp Endowment. On or before March 1 of each year the Chancellor is to provide a written report to the President and Board of Regents regarding second priority general purposes expenditures from the endowment fund.

EXPLANATION: The attached letter from the Chancellor presents the required report.

PROJECT COST: None.

SOURCE OF FUNDING: None

SPONSORS: Richard Edwards
Senior Vice Chancellor for Academic Affairs

Christine Jackson
Vice Chancellor for Business & Finance

APPROVAL: _____
Harvey Perlman, Interim Chancellor
University of Nebraska-Lincoln

DATE: March 16, 2001

February 28, 2001

L. Dennis Smith, President
University of Nebraska
135 Varner Hall
East Campus 0745

Dear President Smith:

I am writing to provide the report required by the Board of Regents' action on January 13, 2001 requiring an annual report on the use of Othmer-Topp funds on an annual basis. Although the Board action requires a report only for "second priority general purpose" uses of the fund, I believe it may be helpful to report on the use of all Othmer-Topp funds available for use by UNL. Please note that the following report includes all expenditures through December 31, 2000.

First Priority Expenditures

Othmer-Topp Chemical Engineering Building: Construction has begun on this facility, which is planned for completion late in the spring of 2002. Total construction costs will be \$24 million. As of 12/31/00, **\$2,324, 878.96** had been spent on this project.

Othmer-Topp Professor of Chemical Engineer: This position was filled effective 02/01/00 with a resulting total expenditure of **\$51,356.85**.

Othmer-Topp addition to Schmid Law Library: \$3.5 million (42.7%) of the funding of this \$8.2 million project will come from earnings from the Othmer-Topp endowment. Groundbreaking is scheduled for late spring 2001, with **\$43,145.88** expended from Othmer-Topp funds as of December 31, 2000.

Second Priority Expenditures (Current)

Campus-wide graduate fellowships: Beginning with the Fall Semester of the 2000-2001 academic year, forty-eight fellowships were awarded. The \$7,500 stipend is paid to supplement a departmental graduate teaching or research assistantship. This program expended **\$146,922.70** as of December 31, 2000.

Distinguished professorships/chairs: The plan is to create 24 Othmer chairs (@\$50K per year) or professorships (@\$25K per year). To date, eight professorships (requiring a \$250K endowed match) and fourteen chairs (requiring a \$500k match) have been identified. Because of the importance of identifying the very best person for each position and securing final funding for these twenty-two positions, filling the positions will be staggered: two are currently filled, nine will begin in the fall of 2001, three will begin in 2002, four in 2002/2003 and four will be filled when final matching funds are endowed. Two planned positions are currently awaiting identification of matching funds. As of

December 31, 2000, \$22,539.60 in Othmer-Topp funds has been expended in support of the two filled lines. An equal amount of matching funds has been spent in the same time period.

Second Priority Commitments --Future

NEH Humanities Center: Application has been made for a Regional Humanities Center with a 1:3 match of National Endowment for the Humanities funds to Othmer--Topp endowment earnings. The earnings from \$15 million (\$750,000) will be applied to the Center. Notification from NEH is expected in December, 2001. The University of Nebraska-Lincoln received a planning grant and has been selected as the university in our region approved to submit a proposal. This commitment is dependent solely on inclusion of the regional humanities centers in the federal budget.

Academic Improvement Fund: Five proposals for the expenditure of these funds are currently under review or negotiation. Additional expenditures from this critical category will be tied closely to the current academic prioritization process.

In sum, we are proceeding with deliberate speed in committing the highly valuable earnings from the Othmer-Topp endowment in a manner that we believe will conform to four principles:

- ?? Conformance to the specifications of the Topp-Othmer will (i.e. the Othmer-Topp Chemical Engineering Building and Professorship of Chemical Engineering, and the Othmer-Topp addition to Schmid Law Library),
- ?? Adherence to the programs agreed to by the Board of Regents (e.g. the distinguished professorships/chairs and the graduate fellowships),
- ?? Use of the revenue from the Topp-Othmer endowment to leverage other funds (e.g. the distinguished professorships/chairs and the NEH Regional Humanities Center) to enhance the long term impact of this most generous gift,
- ?? Use of the revenue from the Topp-Othmer endowment to make meaningful the academic prioritization process without requiring a reallocation of state funds.

Finally, please find attached a table that responds to the specific charge of the January 13, 2000 Board of Regents action. I will be pleased to respond to any questions you or the Regents may have regarding this report.

Sincerely,

Harvey Perlman
Interim Chancellor

xc: Terry Fairfield
Vice Chancellors

UNIVERSITY OF NEBRASKA - LINCOLN
 OTHMER-TOPP ENDOWMENT FUND
 CUMULATIVE EXPENDITURES AS OF DECEMBER 31, 2000

Description	Total Expenditures	December 31, 2000 Amount
Chemical Engineering construction	\$2,324,878.96	\$ 2,324,878.96
Campus-wide graduate fellowships	146,922.70	146,922.70
Schmid Library construction	43,145.88	43,145.88
Othmer Professorship	51,356.85	51,356.85
Distinguished professorships	22,539.60	22,539.60
Total expenditures	<u>\$2,579,237.42</u>	<u>\$ 2,588,843.99</u>

Addendum IX-E-5

TO: The Board of Regents

Business Affairs

MEETING DATE: April 7, 2001

SUBJECT: Monthly Report of Bids and Contracts

RECOMMENDED ACTION: Report.

PREVIOUS ACTION: None.

EXPLANATION: The attached report is a summary of bids and contracts as provided by the campuses pursuant to Section 6.4 of the *Bylaws of the Board of Regents of the University of Nebraska* for the period ended March 16, 2001.

The report outlines the following: type of action; campus; description and use of the product, service, or project; funding source; approved budget amount; contract amount; contractor or vendor; and a bid review or bid explanation if the low responsible bid was not accepted.

PROJECT COST: None.

SOURCE OF FUNDS: None.

APPROVAL:

David E. Lechner
Vice President for Business & Finance

DATE: March 16, 2001

University of Nebraska
 Business Affairs Report - Bids & Contracts

Period Ending: March 16, 2001
 Meeting Date: April 7, 2001

Type of Action	Campus	Description	Funding Source	Approved Budget Amount	Contract Amount	Contractor/ Vendor	Explanation
Construction Contract	UNO	Repair of Primary Switch Gear - Central Utilities.	LB 309 and Cash Funds	NA	\$ 130,520	Electric Co. of Omaha	Lowest responsible bidder.
	UNL	Esther L. Kauffman Academic Residential Center audio/video multimedia system construction.	Private Donations	\$ 14,710,000	\$ 481,333	Electronic Contracting Co.	Lowest responsible bidder.
	UNMC	Asbestos Abatement Prior to Demolition of University Geriatrics Center	University Foundation & Revenue B	\$ 249,000	\$ 109,100	Asbestos Removers, Inc.	Lowest responsible bidder.
	UNMC	Asbestos abatement prior to demolition of University Geriatric Center.	University Foundation & Revenue B	\$ 77,000,000	\$ 109,100	Asbestos Removers, Inc.	Lowest responsible bidder.
	UNMC	Demolition of University Geriatrics Center.	Revenue Bonds, University Foundation	\$ 77,000,000	\$ 324,300	Anderson Excavating & Wrecking	Lowest responsible bidder.
Architectural and Engineering Services	UNMC	Professional Design Services for Munroe Meyer Institute HVAC Upgrade.	Deferred Maintenance - Facilities management & Planning	\$ 98,000	\$ 98,000	Farris Engineering	Standard Architectural/Engineering Selection Process.