

Schedules in 2006:

- December 12, 2006
- December 11, 2006
- October 10, 2006
- October 9, 2006
- September 12, 2006
- September 11, 2006
- August 17, 2006
- June 13, 2006
- June 12, 2006
- April 25, 2006
- April 24, 2006
- March 7, 2006
- March 6, 2006
- January 24, 2006
- January 23, 2006
- January 11, 2006

Board and Committee Meeting Schedule

January 11, 2006

Time	Schedule	Location
8:00 am	Student Affairs Committee	Blazer Hall, Blazer Private Dining Room

January 23, 2006

Time	Schedule	Location
4:00 pm	University Hospital Committee	Wethington Building, Room 317A
6:00 pm	Social Time	Johnathan at Gratz Park, 120 West Second Street
6:30 pm	Dinner -- President Tom Layzell, Council on Postsecondary Education, guest	Johnathan at Gratz Park, 120 West Second Street

January 24, 2006

Time	Schedule	Location
9:00 am	Investment Committee	18th Floor Patterson Tower, Room A
10:30 am	Student Affairs Committee	18th Floor Patterson Tower, Room C
11:30 am	Finance Committee	18th Floor Patterson Tower, Board Room
12:00 pm	Lunch	18th Floor Patterson Tower, Rooms F & G
1:00 pm	Board Meeting	18th Floor Patterson Tower, Board Room

March 3, 2006

Time	Schedule	Location
1:30 pm	Investment Committee	Student Center Annex, Room 203
4:00 pm	University Hospital Committee	Wethington Building, Room 317A
6:00 pm	Social/Dinner	M. I. King Library, Special Collections, Great Hall

March 7, 2006

Time	Schedule	Location
8:30 am	University Relations Committee	18th Floor Patterson Tower, Room C
9:00 am	Academic Affairs Committee	18th Floor Patterson Tower, Room A
10:00 am	Student Affairs Committee	18th Floor Patterson Tower, Room C
11:00 am	Human Resources Committee	18th Floor Patterson Tower, Room A
11:15 am	Finance Committee	18th Floor Patterson Tower, Board Room
12:00 pm	Lunch	18th Floor Patterson Tower, Rooms F & G
1:00 pm	Board Meeting	18th Floor Patterson Tower, Board Room

April 24, 2006

Time	Schedule	Location
4:00 pm	University Hospital Committee	317A Wethington Building

April 25, 2006

Time	Schedule	Location
9:00 am	Investment Committee	18th Floor Patterson Tower, Room A
10:30 am	Audit Committee	18th Floor Patterson Tower, Room C
11:30 am	Finance Committee	18th Floor Patterson Tower, Board Room
12:00 pm	Lunch	18th Floor Patterson Tower, Rooms F & G
1:00 pm	Board Meeting	18th Floor Patterson Tower, Board Room

June 12, 2006

Time	Schedule	Location
1:30 pm	Investment Committee	Room 203 Student Center Annex
3:30 pm	Hospital Design Announcement	The Atrium -- BBSRB Building, South Limestone at Virginia Avenue
4:30 pm	Reception	The Atrium -- BBSRB Building
6:00 pm	Social and Dinner	Jonathan at Gratz Park, 120 West Short Street

June 13, 2006

Time	Schedule	Location
8:30 am	Academic Affairs Committee	18th Floor Patterson Tower, Room A
8:30 am	Human Resources Committee	18th Floor Patterson Tower, Room C
9:30 am	Student Affairs Committee	18th Floor Patterson Tower, Room A
9:30 am	University Relations Committee	18th Floor Patterson Tower, Room C
10:00 am	Finance Committee	18th Floor Patterson Tower, Board Room
11:30 am	Executive Committee	18th Floor Patterson Tower, Board Room
12:00 pm	Lunch	18th Floor Patterson Tower, Rooms F & G
1:00 pm	Board Meeting	18th Floor Patterson Tower, Board Room

August 17, 2006

Time	Schedule	Location
12:30 pm	Nominating Committee	Donamire Farm, 4151 Old Frankfort Pike
1:00 pm	Board Retreat	Donamire Farm, 4151 Old Frankfort Pike
6:00 pm	Reception	Donamire Farm, 4151 Old Frankfort Pike

September 11, 2006

Time	Schedule	Location
1:30 pm	Investment Committee	Student Center Annex, Room 203
4:00 pm	University Hospital Committee	317A Wethington Building
6:00 pm	Social	Red Mile Clubhouse, 1200 Red Mile Road
6:30 pm	Dinner	Red Mile Clubhouse, 1200 Red Mile Road

September 12, 2006

Time	Schedule	Location
9:30 am	Academic Affairs Committee	18th Floor Patterson Tower, Room A
10:00 am	Human Resources Committee	18th Floor Patterson Tower, Room C
11:15 am	Finance Committee	18th Floor Patterson Tower, Board Room
12:00 pm	Lunch	18th Floor Patterson Tower, Rooms F & G
1:00 pm	Board Meeting	18th Floor Patterson Tower, Board Room

October 9, 2006

Time	Schedule	Location
4:00 pm	University Hospital Committee	317A Wethington Building

October 10, 2006

Time	Schedule	Location
8:30 am	Student Affairs Committee	18th Floor Patterson Tower, Room A
9:30 am	Human Resources Committee	18th Floor Patterson Tower, Room C
10:15 am	Academic Affairs Committee	18th Floor Patterson Tower, Room A
11:15 am	Finance Committee	18th Floor Patterson Tower, Board Room
12:00 pm	Lunch	18th Floor Patterson Tower, Room F & G
1:00 pm	Board Meeting	18th Floor Patterson Tower, Board Room

December 11, 2006

Time	Schedule	Location
4:00 pm	University Hospital Committee	317A Wethington Building

December 12, 2006

Time	Schedule	Location
8:30 am	Investment Committee	18th Floor Patterson Tower, Room H
8:30 am	Student Affairs Committee	Main Building, Visitor's Center, Plaza Level
10:00 am	Academic Affairs Committee	18th Floor Patterson Tower, Room A
10:15 am	Nominating Committee	18th Floor Patterson Tower, Room C
10:30 am	Finance Committee	18th Floor Patterson Tower, Board Room
12:00 pm	Lunch	18th Floor Patterson Tower, Room F & G
1:00 pm	Board Meeting	18th Floor Patterson Tower, Board Room
2:30 pm	Senate Holiday Reception	Art Museum
6:00 pm	Holiday Dinner	Maxwell Place

AGENDA

**Meeting of the Board of Trustees
University of Kentucky
1:00 P.M.
January 24, 2006
18th Floor, Patterson Office Tower**

Roll Call

Approval of Minutes - (Consent)

Minutes – December 13, 2005

President's Report and Action Items

- PR 1 President's Report to the Trustees
College of Medicine Report – Dean Jay Perman
- PR 2 Personnel Actions (Consent)
- PR 3 Appointment of Provost
- PR 4 Proposed Amendment to the Governing Regulations (Ethical Principles and Code of Conduct)
- PR 5 Proposed Amendment to the Governing Regulations (Student Affairs Section)
- PR 6 Report on Results of Alumni Member Election
- PR 7 Honorary Degree Recipients

Finance Committee Report

- FCR 1 American College of Chest Physicians and Bayer Healthcare Pharmaceuticals Gifts (Consent)
- FCR 2 Barnstable-Brown Diamond Derby, Inc. Pledge (Consent)
- FCR 3 Louise Harrison Shouse Gift to the Gatton College of Business and Economics (Consent)
- FCR 4 Louise Harrison Shouse Gift to the College of Fine Arts (Consent)
- FCR 5 Judith M. Janssen Gift and Pledge (Consent)
- FCR 6 Pledge from the Estate of Janet H. Koller for the Janet H. Koller Research and Development Endowment (Consent)
- FCR 7 Pledge from the Estate of Janet H. Koller for the Priority Research Endowment (Consent)
- FCR 8 Barbara N. Slevin Gift and Pledge (Consent)
- FCR 9 Gifts and Pledges to the Clifford J. Swauger, Jr. Summer Graduate Fellowship Endowment Fund (Consent)
- FCR 10 Zantker Charitable Foundation Pledge (Consent)
- FCR 11 Establishment of College of Agriculture Tobacco Settlement Quasi-Endowment

FCR 12 Approval of Lease

FCR 13 Sale of an Investment

Investment Committee Report

Student Affairs Committee Report

University Hospital Committee Report

Other Business

Adjourn

Minutes of the Meeting of the Board of Trustees of the University of Kentucky, Tuesday, January 24, 2006.

The Board of Trustees of the University of Kentucky met at 1:00 p.m. (Lexington time) on Tuesday, January 24, 2006, in the Board Room on the 18th Floor of Patterson Office Tower.

A. Meeting Opened

Mr. James Hardymon, Chair, called the meeting to order at 1:00 p.m. and asked Ms. Barbara Jones, Assistant Secretary, to call the roll.

B. Roll Call

The following members of the Board of Trustees answered the call of the roll: Mira Ball, Stephen Branscum, Penny Brown, Dermontti Dawson, Jeff Dembo, Marianne Smith Edge, Rebecca A. Ellingsworth, Ann Haney, James Hardymon (Chair), Billy Joe Miles, Roy Moore, Phillip Patton, Frank Shoop, Myra Leigh Tobin, JoEtta Wickliffe, Billy Wilcoxson, Russ Williams, and Barbara Young. Absent from the meeting were Pamela May and Steven Reed. The university administration was represented by President Lee T. Todd, Jr., Interim Provost Scott Smith, Executive Vice President for Finance and Administration Frank Butler, Executive Vice President for Health Affairs Michael Karpf, Executive Vice President for Research Wendy Baldwin, and General Counsel Barbara W. Jones.

Members of the various news media were also in attendance.

Mr. Hardymon announced that a quorum was present. He noted that Mr. Reed may be arriving late; however, Ms. May would not be attending the meeting. He declared the meeting officially open for the conduct of business at 1:03 p.m. and asked the Board to refer to their agenda.

C. Consent Items

Mr. Hardymon called attention to the consent items on the agenda: Minutes of the December 13, 2005 meeting, PR 2 - Personnel Actions, and ten items, FCR 1 through 10, listed under the Finance Committee. He asked for a motion for approval of the consent items. Mr. Miles moved approval. Mr. Shoop seconded his motion, and it carried without dissent. (See PR 2 and FCR 1 through 10 at the end of the Minutes.)

Mr. Hardymon said that there would be a minor modification to the agenda. He said that he was going to have Ms. Wickliffe, Chair of the Finance Committee, make the committee's report last on the agenda. He then called on President Todd for his report.

D. President's Report to the Trustees (PR 1)

President Todd called attention to PR 1 and said he would highlight a few things for the Board.

- The Clinical Psychology program was ranked 15th in the nation. This ranking is 26 among all public and private universities but 15th among public universities.
- The Task Force on Racial Diversity and Equality has been formed. The Task Force has met, and a report is due to President Todd by the end of December.
- The UK Health and Wellness Program won the Everett Koop National Health Award. UK is one of only three universities to receive such an award since its inception. UK's program has some great statistics. There has been a 53 percent increase in the number of women that are having mammograms. There has also been an increase in the number of people exercising. The innovative program has received measurable results.
- Sixty-four physicians at the Chandler Medical Center have been named to the list of Best Doctors of America. UK has more physicians on the list than any other hospital or medical center in the state.
- A network of Drug Endangered Child teams will be created throughout southern and eastern Kentucky to help ensure the safety of children exposed to drug use and production. This is an example of how the university has used its extension program to do health extension throughout the state. This project is a Commonwealth collaborative looking at endangered children exposed to things such as methamphetamine. UK is working with the 5th Congressional District UNITE program established by Congressman Hal Rogers. UK has received a \$362,128 grant for this project. This shows that if the university selects problems in Kentucky with which the people of the Commonwealth are passionately concerned, the funding will follow.
- UK's School of Journalism and Telecommunications is one of six schools in the country to partner with the Aspen Institute to take part in the U.S. Department of State Edward R. Murrow Journalism Program. President Todd attended a summit meeting that Secretary of State Condoleezza Rice and Secretary of Education Margaret Spellings had in Washington. At this meeting the announcement was made of the six schools being part of this program. The University of Kentucky was in the middle of the six schools announced. President Todd said that it gave him a moment of satisfaction, and he is very proud of that effort.

- Under Dr. Michael Karpf's leadership, the Jack and Linda Gill Heart Institute is partnering with Rockcastle Hospital in Mount Vernon to expand UK's knowledge in patient care throughout the state of Kentucky. The expressed goal of helping those communities is to keep their patients in their home communities. When there are severe problems that the home communities cannot handle, patients come to UK.
- The "Wildcat Watch" program is an effort by Don Witt's organization, the Office of Undergraduate Admission and University Registrar, to try to get faculty and staff to become more involved in the university's enrollment process. This effort may even extend to some Board members because personal touch is important, especially for a lot of the top students that UK wants to get.
- Winter College 2006 is going to happen in Naples, Florida. This is the first time UK has offered Winter College in Naples. Some of UK's top faculty members will go to Naples and offer some courses to many of the alumni and friends of UK who live in Naples. President Todd said that there was a lot of excitement about program, and he is eager to attend it.
- The Integrated Resource Information Systems (IRIS) Project implemented the student accounting module one year ahead of the planned schedule. President Todd said that there are horror stories about the implementation of IT systems throughout other universities where programs do not happen ahead of schedule and within budget. He gave Dr. Phyllis Nash and her team credit for how that situation is being handled at UK.

E. Development Report

President Todd asked Mike Richey, Associate Vice President for Development, to give a report about the development year that ended December 2005.

Mr. Richey said that he was happy to report that the university had a good year in 2005. UK added \$138 million in gifts, expectancies, and pledges to the campaign total. UK now stands at \$862 million, which is well on the way to the \$1 billion goal scheduled to end in December 2007. He noted that it may be possible to finish the campaign a little earlier than that date.

Mr. Richey said he was also encouraged that a five-year annual giving plan had been put in place. The plan started in July 2005, and in the first six months of this fiscal year, which ended December 31, 2005, UK received almost 25,000 in gifts from alumni, friends, corporations, and other sources as compared to 23,000 a year ago. This represents an 8 percent increase.

Mr. Richey said that there is still a lot of work to do. There is about \$36 million on the table for RCTF, and there are a number of proposals out. It is hopeful that by June 30, 2006, most of those dollars, if not all of them, will be committed.

Mr. Richey concluded his remarks by saying that “yesterday is history so we have got to focus upon today and tomorrow. And second, with success come higher and higher and higher expectations for this president and for this Board chairman, but we are o.k. with that because we know UK is worthy.” Mr. Richey received a round of applause.

President Todd thanked Mr. Richey and said that he appreciated the good job that he is doing. He said that Mr. Mobley had pointed out that once you get through the first round of investors it gets a little tougher, but to peak again at this time is just tremendous. This was the largest year in UK’s history.

President Todd said that he had not heard Mr. Richey reset his goals for the end of 2006. Mr. Richey surprised him last year when he raised the goal to \$850,000 and then beat that goal by \$12 million. That is a tremendous achievement, and Mr. Richey and his team are to be congratulated.

F. Update on President Lee Todd’s Objectives

President Todd said that he wanted to give the Board a six-month update on his objectives for the academic year 2005-06. He then reviewed and elaborated on the objectives.

Objective 1. Continue working toward the achievement of the six goals that were established in the Strategic Plan

Goal I was to reach for national prominence. He reported that four of the five indicators for this goal have been achieved, with only one remaining, and that is the SAP [IRIS] implementation, which is moving along.

Goal II was to attract and graduate outstanding students. UK’s composite score last year for the freshman class was 24.6 on the ACT, the highest in over a decade. This is even in light of the fact that UK has about 1,000 more students in the freshman class than a decade ago.

Preliminary results also show that the first-to-second-year retention rate improved from 78.4 percent to 78.9 percent. Those retention rates are challenging to move up, but they were 77.1 percent in 2003. This is a testament to some of the activities to make this big place feel smaller.

Goal III was to attract, develop, and retain a distinguished faculty. With the Board’s, the Governor’s, and the legislature’s help last year, UK was able to provide a 3.7 percent increase in faculty salaries. This increase will help keep

some of the distinguished faculty. He referred to a hospital report that had been sent out recently from Dr. Karpf. The report lists faculty hired in the Medical Center. Five are from Harvard University, and others are from additional distinguished universities. President Todd said that he would give a more definitive report about faculty near the end of the year.

Goal IV was to discover, share, and apply new knowledge. At the end of December, Dr. Baldwin indicated that UK is up 2 percent over last year's research funding total, which is pretty phenomenal. UK is down 6.5 percent in federal funding, but with NIH budgets being cut and NSF budgets being cut at the national level, to be anywhere close to last year's percentage is very good progress. At the end of December, UK had done \$171 million worth of grants and contracts, up 2 percent in total.

Goal V was nurturing diversity. There is a piece of good news here. UK has received the preliminary status report from the Council on Postsecondary Education on its Equal Employment Opportunities (EEO) objectives. UK did not achieve the EEO objectives last year. Based on the 2004-05 year, UK appears to meet six of the eight objectives, therefore, being eligible for implementing new programs.

President Todd noted that the formation of the Task Force he previously mentioned represents another effort to achieve Goal V. Several offers are out to African American faculty. UK did receive acceptance of an offer in the College of Law from an African American female who is an attorney with the Job Core in Washington, DC. She will be joining the faculty next year, and there are several other efforts in place.

Goal VI was to elevate the quality of life for Kentuckians. President Todd said that the twenty-four Commonwealth Collaboratives announced will be led by some very distinguished faculty that will be reaching out across the state. He said that he had asked the staff to make a map to show where these collaborators will begin in Kentucky.

This goal also includes some intellectual property activities. UK granted 20 licenses over the last twelve months, doubling the number of licenses a year ago. This shows signs of improvement.

President Todd referred again to Goal V to talk about recruiting African American students. He reminded the Board that eight new positions in recruiting and admissions have been created. Six of those positions have been filled. The seventh is in the final stages of being filled, and the eighth position is the support position for the seventh position. Those positions should close near the same time.

Those eight positions are targeted toward the African American student recruitment. There has been an additional \$500,000 implemented in diversity scholarships this year. These scholarships have enhanced some of the scholarships that UK offers to make it more competitive and to offer some additional scholarships.

Objective 2. Manage costs to ensure UK performs to the budget. That is an ongoing process, with special oversight of the hospital. Those who attended the University Hospital Committee meeting on Monday could see that the hospital is in good shape.

Objective 3. Provide oversight to the Athletics Department. It does not say anything about wins and losses or victories. It just says avoid major NCAA violations, and that has been done. That one is always ongoing.

Objective 4. Fill the provost position. The Board should have read all the positive comments that show the faculty and staff feel extremely good about the appointment of Dr. Kumble Subbaswamy as provost. Dr. Subbaswamy could not attend the Board meeting because of pressures with his current job. He will be coming to campus about one day a week starting fairly soon. His appointment will begin on July 1 officially.

Objective 5. Improve communications with the Board, faculty, staff, and students. President Todd indicated that he was not sure he had all the details on this objective, but major initiatives have been made with this objective this year. There have been small groups and individual Board of Trustees members receiving briefings on the Top 20 Business Plan and on the hospital expansion plans.

President Todd reported that he has met with the faculty and staff of ten colleges. He meets with the entire faculty, mainly to talk about the Top 20 Business Plan and anything else they want to talk about. In addition to these meetings, he and his wife, Patsy, have hosted four breakfast sessions at Maxwell Place. Thirty faculty and staff have been invited to attend each session. The faculty and staff are nominated by the deans. These sessions include 30 minutes of social time and an hour talking about the university.

President Todd said that he had attended ninety-five faculty meetings and forty-seven student-related meetings and activities, as well as a lot of others. His time involved with faculty and staff activities is being tracked better than last year, and he is doing a lot more.

Objective 6. Lead the various groups in resolving the Hilary J. Boone Center restoration questions. President Todd said that he will be getting more active on that issue. He has put it on his list of needs that was sent to Frankfort, but somehow it got dropped off of the list that was proposed by the Governor. He believes that was a

technical issue, along with all of the other food projects that were dropped off the list, too. The staff is now trying to get it back on the list as a technical amendment.

The request was to do two phases of the center's renovation. Phase one is to enhance the footprint of the facility by cleaning it out and putting it back on square to give better seating, better accommodations, and electronic displays, and to make it more appealing so that it will be at least a breakeven situation, if not profitable. His thinking now is to go forward with phase one on that project. He said that he has numbers for it, and he would give the Board a more definitive presentation, probably in another month.

Objective 7. Continue to develop relationships with Kentucky State Government segments. President Todd reported that he had met with over 100 legislators on the Top 20 issue and the Top 20 Business Plan in particular. He met with a lot of them on the preliminary side of it, and several of them after it had been done. In many cases, he has met with them in a one-on-one session throughout the last six months.

Over 70 legislators, along with 45 staff members, attended the University of Kentucky Advocacy Network (UKAN) meeting in Frankfort a few weeks ago. All of the members of the house leadership attended the meeting as well as all but one of the members of the senate leadership. It was quite a marvelous event. President Todd thanked Steve Byars and Rachel Webb for their successful efforts with the event because the legislators had to be bused from the state Capital over to the History Center. It was one of those things that the legislators could easily have chosen not to do.

President Todd reported that he had several meetings with the Governor and several of his cabinet members on the Top 20 issue in particular and the Top 20 Business Plan. He noted that he has spent a lot of time in Frankfort. He mentioned that he would be speaking to the Economic Development Committee the Wednesday morning at 8:00 a.m. if any of the Board members wanted to attend.

Objective 8. Work with the Development Office to increase endowment dollars and expand the donor base. President Todd said that Mr. Richey had covered the donor base earlier in the meeting. With regard to the endowment, it is now at \$587 million, which is a significant increase if you look back prior to HB 1 and the formation of the "Bucks for Brains" program, when the endowment was under \$200 million.

To be close to \$600 million and triple the endowment in a tough financial time is a real commendation, not only to Mr. Richey and Mr. Mobley but also to the Investment Committee. This achievement was noted earlier with respect to the decisions that the Investment Committee has made in the last several years, and the way the money has been invested. A lot of credit has to be given to Mr. Wilcoxson and the team for getting the endowment where it is today.

Objective 9. After working with outside consultants, Board members, and internal personnel, present to the Board in 2005-06 a plan for obtaining Top 20 status. President Todd said that he has been extremely pleased with the way the business plan

has entered into conversations throughout Frankfort and the state. He mentioned several instances in which that occurred. Even while he was Christmas shopping, people stopped him to make positive comments about the Top 20 Business Plan. He said that he had an interview with *Bloomberg News*, and meetings are set up with the *Wall Street Journal*, the *New York Times*, and *The Chronicle of Higher Education* in February. He expressed appreciation for the faculty and staff support and said it had been tremendous. He will continue his work in selling the plan in Frankfort.

Objective 10. Complete a Strategic Plan for 2006-09 during this year. President Todd reported that he is working with Interim Provost Scott Smith and Vice President Connie Ray in putting together five subcommittees that will represent the engagement arena as well as the four domains that are being measured in the Top 20 Business Plan. Those groups will be asked to develop strategies that close the gaps in retention, that close the gaps in research, and that close the gaps in the other parameters that have been measured. That plan should be completed by the end of June, and a presentation will be made to the Board.

President Todd expressed pleasure in providing the Board with an interim report about his objectives and said he appreciated for the opportunity to do it. He asked for any questions about any part of his report, and there were no questions.

Mr. Hardymon reminded the Board of the evaluation process. The Board decided to have this mid-year report. Each Board member will be asked to give written or verbal comments to him on the objectives as the year comes to a finish. That will be sometime prior to the June meeting. President Todd will send a letter to the Board commenting on how he has done because the Board will use these 10 objectives for the evaluation for his bonus. Mr. Hardymon said that he will summarize the Board's comments and present them to the Executive Committee. The Executive Committee will report back to the Board. That is the Board's process, and it is going well. He commented that he feels good about the process.

Mr. Hardymon noted that the Board has to start thinking about next year and other objectives. Some of these objectives like number one may stay on the list. He thanked President Todd for the report.

G. College of Medicine Report

President Todd asked Dean Jay Perman, College of Medicine, to give a report about the college. He mentioned that this is a continuing series of deans' appearances and expressed appreciation to Dean Perman for taking the time to come to the Board meeting.

Dean Jay Perman provided the Board of Trustees with an overview/update on the College of Medicine (COM). He pointed out that the college is dependent on an outstanding group of people numbering approximately 3,500 -- faculty, staff, resident physicians, and students -- to advance its three missions of education,

research/scholarship, and clinical care and service. The college is fully intent on being a "triple threat" medical school which excels in all of the missions. The college, in other words, will not sacrifice any one mission for the sake of the other two. Dean Perman then reported on progress and challenges in advancing each of the missions.

Education. The college oversees postgraduate (residency) training for approximately 500 trainees in diverse medical specialties. The college has recently achieved full five-year accreditation from the Accreditation Council for Graduate Medical Education (ACGME) for its residency programs. In undergraduate medical education, entering medical students have an average MCAT of 29.4, a number which has steadily risen over the last three years. In addition, the medical students on average exceed national first-time pass percentage and scores following the first two years of medical school and perform near average after the fourth year of medical school. Despite more than acceptable performance and subsequent success of the medical students based on national measures, COM faculty are in the midst of a complete reassessment of the curriculum to be certain that it addresses the question "What does it mean to be a doctor?" The faculty is particularly looking for more optimal ways to integrate basic and clinical sciences; to seek as many opportunities as possible for longitudinal learning experiences with specific patients and families across the four years of medical schools; and ways to assure that they are teaching medical students to be nice.

Research. Total contracts and grants have grown from \$70 million in 2001 to \$122 million in 2005. Percentage-wise, these numbers represent 40.5 percent and 44.5 percent of the total contracts and grants dollars of UK. Thus, the COM understands and is committed to its responsibility to the overall university's ambition to be a Top 20 research university. The College of Medicine has demonstrated, using the metric of NIH dollars, that Top 20 status is absolutely achievable by the institution. Five basic science and four clinical departments (out of 22 total departments) currently enjoy Top 20 status. Furthermore, COM moved from 35th to 31st among public medical schools this past year in total NIH dollars awarded. It is important to realize that, when measured by total NIH dollars per full-time faculty member, the COM already exceeds the level obtained by the 20th-ranked public medical school. Since total NIH dollars is the metric used in ranking medical schools, the COM will grow in stature principally by adding NIH-funded faculty. This represents a principal recruitment strategy. In the past 18 months, NIH-funded investigators have been recruited from Penn, Michigan, University of North Carolina, Penn State, Maryland, Johns Hopkins, and other prestigious medical schools.

Clinical. A number of initiatives, all intended to provide patients with an ideal experience, are under way. In turn, it is expected that enhanced patient satisfaction will further enhance the clinical services, education, and research. COM is embarking on major changes in practice infrastructure such as scheduling and phone services to enhance user-friendliness to patients and referring physicians alike. Changes are under way to develop into a mature group-practice organization geared to optimal service and revenue cycle activities.

Facilities of the future. Dean Perman laid out a vision shared by the six health science college deans of a Health Sciences/Biomedical Education and Research Commons which will provide combined state-of-the-art education and research facilities. This complex is necessary because of the planned demolition of the College of Medicine and College of Dentistry as the Chandler Medical Center clinical facilities are replaced. Apart from replacement, however, these facilities are necessary to make the College of Medicine fully competitive for the best clinicians, investigators, and students going forward. They are also envisioned as a way to teach students of the future the importance of collaborating in taking care of patients by educating physicians, nurses, dentists, pharmacists, and therapists in a common learning environment. This is a bold vision which can be achieved incrementally and probably at savings to the Commonwealth through the concept of shared facilities.

Dean Perman thanked the Board for their attention and said that he very much appreciated all the support that he has received since coming to the university, especially from the leadership and the Board. Dr. Perman received a round of applause.

President Todd thanked Dean Perman for doing a great job.

Mr. Hardymon asked if anyone had any questions or comments for Dean Perman. He commented that Dean Perman loves his work with a passion. He then asked President Todd to continue with his report.

H. Appointment of Provost (PR 3)

President Todd said that PR 3 is a recommendation for the appointment of a provost. He recommended that the Board of Trustees approve the appointment of Dr. Kumble R. Subbaswamy as provost, effective July 1, 2006. He noted that Dr. Subbaswamy's background is mentioned briefly in the background section.

Many people already know Dr. Subbaswamy because he was at UK for 18 years as a physics professor and also in an administrative role in the College of Arts and Sciences. He went to the University of Miami in 1997. He has been at Indiana University for the last several years. He was one of the three announced finalists for a position at the University of Wisconsin at Madison. Dean Jeannine Blackwell, Dr. Fred Debeer, and their committee did a superb job of bringing him to UK. President Todd said that he would be glad to take any questions about Dr. Subbaswamy and his appointment.

On motion made by Mr. Williams and seconded by Dr. Moore, PR 3 was approved without dissent. (See PR 3 at the end of the Minutes.)

President Todd said that this is an extremely significant appointment, and he is very excited about it.

I. Proposed Amendment to the Governing Regulations (Ethical Principles and Code of Conduct) (PR 4)

President Todd said that PR 4 is actually the second reading where the Board takes a vote to amend the Governing Regulations. The recommendation is that the attached revision to the Ethical Principles and Code of Conduct section of the Governing Regulations, relating to the internal and external audit functions, as received by the Board of Trustees for preliminary consideration in December, be approved at this meeting. This amendment helps the university do what NACUBO has been suggesting and get more tightly in line with the Sarbanes-Oxley Act mandates that are in effect for public companies today.

Mr. Hardymon reiterated that this is the second time this has come to the Board. The Board received it in December, and this will be the vote of approval if the Board so desires. He called for a motion for approval of PR 4. Mr. Shoop so moved. Ms. Smith Edge seconded the motion, and it carried without dissent. (See PR 4 at the end of the Minutes.)

J. Proposed Amendment to the Governing Regulations (Student Affairs Section) (PR 5)

President Todd said that PR 5 is a proposed amendment to the Governing Regulations, and there has been a lot of discussion in the Student Affairs Committee about this recommendation. He said that he would ask for Ms. Smith Edge's leadership in regard to those discussions. The recommendation is that the attached revision to the student affairs section of the Governing Regulations be received for preliminary consideration and at the next regular meeting of the Board be included on the agenda for action. He asked Ms. Smith Edge if she would like to add any details concerning the recommendation.

Ms. Smith Edge said that she would give a quick overview. On January 11th the Student Affairs Committee had a special committee meeting or a work session to review all the regulations. By a majority vote of three to one, the committee is bringing forward the amendment to the Governing Regulations as presented.

As noted in the background, subsequent to the 2005 election for Student Government Association president, Interim Provost Scott Smith charged an ad hoc committee with the task of reviewing and revising the regulations to clarify the relationship between the university and the Student Government Association (SGA). The ad hoc committee was also to recommend the jurisdictional authority that the University Appeals Board should have regarding decisions rendered by the hearing bodies established by the SGA and other registered student organizations. She noted that the ad hoc committee included Barbara Jones, T. Lynn Williamson, Marcy Ches, Richard Greissman, Rhonda Strouse, Tony Blanton, Pat Terrell, and Joe Fink. Throughout the

This proposed amendment to the Governing Regulations would give the University Appeals Board, in cases where a student alleges that his or her rights have been violated, the authority to affirm or void the entire student government election. This is in itself the most crucial problem with the changes that the Board will be voting on because although not directly specifying the winning candidate, it does not protect the sanctity of the Student Government's ability to interpret its own rules and to determine when an election should be affirmed or voided, even taking into consideration whether or not students rights have been violated. It also removes any form of protection to the elected student trustee seat from any error on the part of the University Appeals Board. The court opinion did say that regardless of the question of jurisdiction, the University Appeals Board did act arbitrarily and capriciously.

The relationship of the Board of Trustees with the president of UK is one of steward and employee, and neither the president of the university nor members of his administration should have a role, no matter how minor, in selecting the stewards of the university. Neither the charter nor the legislature ever contemplated the University of Kentucky president being able to affect the election of trustees. This holds true for the student member, the faculty members, the alumni members, and the staff member. Should such changes be made in regard to students, the same changes need to be made in regard to the alumni, faculty, and staff elections. Anything short of that would amount to a diminution of the students' representative. If those changes are made, then the very fabric of the relationship between the trustees and the president will forever be torn. There no longer will be independence for the composition of much of the Board of Trustees.

No matter what conflict occurred with the election this past year, the Circuit Court affirmed that the Student Government Supreme Court got it right. The Student Government election proceedings worked, and as Judge Gary Payne ruled, proved "the worth of the Student Government process." The student seat on the Board of Trustees, in her opinion and in many others' opinions, needs to remain in the hands of the students. She said that she hoped that the Board recognizes their responsibility to protect this basic right of the student body.

Dr. Dembo said that he deeply respected Ms. Ellingsworth's courage of conviction because she has consistently presented the point of view that she has. He agreed with her wholeheartedly that the Senate Council, which is a group of elected faculty and students, did discuss the issue and came up with slightly different wording than the Student Affairs Committee finally agreed upon.

From a personal perspective as a faculty member, he is acutely sensitive to the needs of students for autonomy. The college experience extends beyond just classroom activities, and the learning that occurs from extracurricular activities is a part of the college experience and part of becoming an adult in a very complex world.

On the other hand as a trustee, he has a slightly different perspective. Since the Student Government Association president sits on the Board and because there is such a

small amount of time that the president's term will be able to help the Board of Trustees do its work, he felt it was vitally important that the Board have every assurance that the Student Government Association election result in a trustee that can be seated in a timely fashion without any quarrels or questions about the process. That is one reason why he feels that the proposed wording, including the ability to void the election, was important. The second reason as a trustee that he voted in favor of the wording is because of public perception -- he does not think that the public reading the headlines always understands that the issues are specifically related to the Student Government Association or the student body. Public perception, in his opinion, was that bad things were going on at UK. That is a university-wide issue, which as a Board member he feels deeply concerned about. The wording approved by the Student Affairs Committee, in his mind, gives him some reassurance that UK will not be tainted again with broad brush strokes like it might have been before.

Ms. Ellingsworth asked if she could respond to Dr. Dembo's comments. She said that she very much understood his viewpoint about seating a student trustee in a timely manner. She agrees with that, but she also thinks it is very important that the correct trustee is seated, and that it is not just done in order to get someone seated and rush them in the position.

Mr. Williams said that he agreed with Dr. Dembo's comments, and he would say that the next step is not being discussed in the argument. If an election is voided, it is sent back to student government to correct the error. The students will indeed still have total control over who their elected officials are and who their student trustee is. As a matter of fact, the Governing Regulations specifically says that this University Appeals Board cannot determine the president and thus the trustee to be. So that power still remains, and the committee was very sensitive in its discussions that such power would remain in the hands of the Student Government Association.

Ms. Ellingsworth gave an example of a student who takes the claim all the way to the [SGA] Supreme Court, and the Supreme Court says that it is not going to allow the student to submit X and Y documents because it does not think the documents are relevant to whether a student's rights have been violated. The student then takes the issue to the University Appeals Board. This basically takes the matter out of the hands of student government instead of sending it back and saying you need some of these documents to be resubmitted, if they find that the student's rights have been violated. If the University Appeals Board is allowed to affirm or void the election, it takes the matter out of the Student Government's hands and how they go about dealing with and fixing a problem when a student's rights have been violated. If an election is voided, it takes away the Student Government's ability to interpret when an election should be voided and when it should be affirmed, which takes away the Student Government's ability to interpret its own constitution, which, in her opinion, needs to remain in the hands of the [SGA] Supreme Court.

Mr. Hardymon called for a motion to receive PR 5. Dr. Dembo moved approval to receive the document, and Ms. Smith Edge seconded the motion. The motion passed.

Ms. Ellingsworth voted against the approval of PR 5. Mr. Hardymon noted that the document will be one of the agenda items at the next Board meeting, and at that time, additional discussion will be welcomed, if appropriate. (See PR 5 at the end of the Minutes.)

K. Report on Results of Alumni Election (PR 6)

President Todd said that the term of Marianne Smith Edge as alumni member of the Board of Trustees will expire on June 30, 2006. It is his recommendation that the report of the Secretary of the Board of Trustees on the results of the election by the Alumni Association be received and put to record, and that the Secretary be authorized to certify to the governor the names of the three persons receiving the largest number of votes, from which list a successor to Ms. Smith Edge will be appointed. The three receiving the highest number of votes were Sandy Patterson, Tim Skinner, and Mike Burleson. Ms. Haney moved approval of PR 6. Her motion, seconded by Ms. Smith Edge, carried without dissent. (See PR 6 at the end of the Minutes.)

L. Honorary Degree Recipients (PR 7)

President Todd said that PR 7 is a recommendation for approval and awarding of honorary degrees for Doctor of Humanities to Raymond Betts, Doctor of Letters to Seamus Heaney, Doctor of Letters to Abby Marlatt, and Doctor of Letters to Louise McIntosh Slaughter. The Committee on Honorary Degrees met and received nominations. They have recommended to the Graduate Faculty and the University Senate that the degrees be awarded to these individuals. The three bodies have expressed their approval of this recommendation, and it is coming to the Board for approval. Ms. Wickliffe moved approval. Her motion, seconded by Dr. Moore, carried without dissent. (See PR 7 at the end of the Minutes.)

M. Investment Committee Report

Mr. Wilcoxson, chair of the Investment Committee, said that preliminary results indicate that the endowment investments had a market value on December 31, 2005 of \$587.2 million. This compares to an actual market value at the end of September of \$571.3 million.

The endowment return was 2.4 percent for the quarter ending December 31, outperforming the policy benchmark return of 2.1 percent. Based on the preliminary results, the endowment return was 7.3 percent for the calendar year of 2005, compared to the policy benchmark return of 7.6 percent.

Mr. Wilcoxson reported that the committee met that morning and reviewed the results with the consultants. One of the things interesting to pass on to the Board is that presently UK has approximately \$44.5 million in the estimated value in the real estate market. The real estate investment was added in March, and in that short period of time,

UK has picked up \$5 million. This is a testimony that the committee does work and that it continues to explore all investment options to enhance total returns.

N. Student Affairs Committee Report

Ms. Smith Edge, chair of the Committee, gave a brief update on the January 11 meeting and the meeting held that morning prior to the Board meeting. She reported that the committee received an update on the dining service meal program and the proposed facilities renovations. Most important, the committee heard a presentation by Dr. Ruth (Topsy) Staten and Meg Quarles, who are working with high-risk alcohol usage and prevention at the University of Kentucky, which is obviously important at this time. UK is taking its commitment seriously to work on this nationwide issue. In 2004 the Genesis Group was formed. This group is an initiative that began when a coalition of 42 national and international fraternities banded together to support the persistent problem of binge drinking among college students. Two universities nationwide were chosen to pilot this program, DePauw University and the University of Kentucky. This past fall they implemented several different programs to address this issue. Dr. Staten and Ms. Quarles gave the committee a good overview of some of the statistics regarding usage at UK and how to work at reducing the numbers, especially the high-risk for drinking.

There are many initiatives going on. The committee learned that there are two issues nationwide. One is that more students have started drinking at a younger age and are coming to college and, two is that even after aggressive initiatives there had been little change.

A few of the recommendations in the report written by Dr. Peter Lake were highlighted. Dr. Todd will be looking at Peter Lake's report as UK proceeds to establish a campus safety coalition, adopt environmental management as a governing principle, and develop an overall integrated strategic communication plan for informing key constituents on issues related to high-risk alcohol use.

Ms. Smith Edge said the committee received an excellent update, and on behalf of the committee, she commended Dr. Staten and Ms. Quarles for their efforts in this endeavor. She mentioned that Ms. Ellingsworth also gave the committee an overview of projects in Student Government and said that Ms. Ellingsworth will have a more detailed report at a later meeting.

O. University Hospital Committee

Ms. Young, Chair of the University Hospital Committee, reported that the committee met Monday. Murray Clark gave an update on operations and construction. Hospital expansion is on schedule. Bids for the garage came in as expected, and the construction should begin in March 2006. The bid for Huguelet Drive should be in by the end of the month.

She reported that a number of Board members were present the previous week to review the early renditions of some possible designs for the hospital expansion. She thanked Dr. Karpf for involving the Board in an early input of this project because she thinks it is important to involve the Board. It will also help the architects as well in pleasing the Board.

The committee had an extensive report on hospital safety, quality, and ethics issues. The program became very proactive in this area with the appointment of Dr. Joseph Conigliaro and is basically bringing the hospital in line with benchmark institutions.

In following through with the committee's desire to keep the Board informed, she asked Mr. Sergio Melgar to give a brief update on the six-month financials.

Mr. Melgar distributed a summarized report of the December 31 financials for the hospital. He noted that a more in-depth report is available and is mailed to the Board on a regular basis.

He began his presentation by calling attention to the revenue in the hospital. After six months, revenue is approximately \$257 million. The hospital is clearly well on its way to approximately a \$500-million year. That is a significant increase over results that the hospital has seen in the past. Compared to last year, the hospital has had an increase in net revenue of \$40 million. When you look at last year's growth of approximately \$70 million, you can see that over one year and a half, the hospital has had an increase in revenue of \$110 million, making it extremely successful from an operating point of view. Clearly, the big increase has come about due to the volume increases of roughly 25 to 30 percent in the last two years. Capacity within the hospital has been increased by having more beds available, and the physicians have been very successful in attracting patients from throughout the state into the hospital.

Mr. Melgar talked about total operating income. The hospital's income after six months is about \$27 million with almost an 11 percent operating margin. This is quite strong in academic health centers today. Compared to other academic health centers around the country, University Hospital would be ranked among the top.

Last year's income was about \$60 million. Income is now approximately \$12 million higher in operating income than at the same time last year. The operation has done quite well in keeping the cost in line so that there is a marked improvement over last year's results.

Total income for the hospital is roughly \$36 million after six months. The hospital has had a very good year on its investments, and the investment in CHA has done very well this year. CHA is having a very positive year.

The hospital is nearly \$20 million ahead of where it was last year, and last year was a very successful year. It is clearly on track having the best year the hospital has ever seen.

Mr. Melgar highlighted, on a quarterly basis, the last 12 months (the later part of 2005 and the first two months of 2006) and noted that the hospital is now in a run rate of about a \$48-million year. In looking at the prior schedule, the hospital is basically on track to do that when 2006 is finished, based on the \$36 million made after six months. There will be inflation coming up and clearly some operational issues. The hospital should still be able to realize at least \$48 million moving into the year 2007.

Mr. Wilcoxson asked about the operating margin percentage in the first and second quarter of 2004-05 compared to the first and second quarter of 2005-06.

Mr. Melgar said that typically the second quarter of any year is the most unpredictable. The Thanksgiving and Christmas holidays have a great impact on volume. If you look at last year, the second quarter turned out to be close to the lowest of the quarters. The second quarter of this year is a particular concern. On its own merits, a quarter with a \$10-million income from operations and an 8 percent operating margin would be considered quite strong.

Mr. Melgar then discussed the balance sheet. One of the key strengths of the hospital has been its financial position on the balance sheet. There is significant cash at \$267 million compared to about \$249 million a year ago. Therefore, it has been possible to increase the cash balances of the hospital while at the same time investing heavily in capital, both for operating capital and for the new project.

He noted the restricted cash of \$109 million. Most of this is the proceeds from the initial debt issuance on the new project that was issued in November. None of the proceeds from the debt have been used yet. They will begin to be used very soon as parking structure properties are leveled so that the structure can begin to go up in a couple of months.

Total net equity or assets of the hospital are roughly at \$493 million compared to \$445 million a year ago. Equity has gone up about \$48 million, a very strong result. The hospital is almost at the \$500-million equity level.

Mr. Melgar stated that part of the hospital's success is shown in the balance sheet and in the income statement with its increase in revenue of \$110 million. Accounts receivable did not change between years, and part of that is driven by the fact that the hospital has been very successful in continuing to improve collections. In the current year, accounts receivable finished the last quarter at 38 days. The gold standard is about 40 days. He said that he did not know of anyone that is below 40 days other than those in the academic health center industry. The hospital is doing very well in this area.

Mr. Melgar discussed the hospital's growth. The volume represents discharges that were seen based on payers. He pointed out the percentage basis where the hospital is compared to where it was last year. Medicaid is slightly higher on a percentage basis than last year. Medicare is close to the same percentage. Blue Cross is slightly less on a percentage basis. This is evidence that the hospital has seen more patients in the system. The hospital is not taking patients from any particular payer grouping. Basically, all payer groupings are going up proportionally. The hospital is keeping the doors open to all of the payers out there.

Mr. Melgar reviewed discharges based on the major discharge grouping, the specialty that sees patients from medicine, surgery, etc. From a historical view, medicine has had significant growth over the last two years. After six months, there have been approximately 3,000 discharges. This specialty group has had about a 50 percent growth in their volume. Surgery over the last two years has grown by 700 discharges. That is significant growth, and certainly it is more than the growth that the community has seen. The hospital is bringing in a significant number of patients from the entire state in order to achieve these numbers. OB has grown. Pediatrics has had a significant increase, up about 200 discharges over the last two years. GYN, which is a component of OB and is a department in itself, is very strong with an increase in discharges of 125. Other services not included on the list presented have gone up by 250. Effectively, all of the hospital's services are participating in the growth. It is not skewed for one particular department. It is not just medicine. It is not just surgery. All of the departments within the hospital are growing at a significant rate.

Mr. Melgar concluded his remarks by asking for any comments or questions from the Board.

Dr. Karpf asked if he could comment. He thanked the Board for the confidence they have demonstrated in the hospital administration when they allowed the administration to go forward with the building project. That vote of confidence was based on five-year projections. He said he was pleased to demonstrate at this meeting that the administration is not only matching these five-year projections but substantially ahead of those five-year projections. He said he would keep the Board informed as to how the hospital lines up because it is important that the Board feel comfortable and know that their confidence is well warranted.

He continued to say that it is very important to understand that the growth seen in Mr. Melgar's report really needs to be attributed to the faculty here and the faculty that have been recruited. They have been energized in their clinical efforts as Dr. Perman showed in his report. They are energized in their research effort. It is really to their credit that the hospital is moving forward.

Ms. Young said that concluded her committee report.

Mr. Hardymon thanked Ms. Young and Mr. Melgar for their reports. He said the Hospital Committee was going to devote more time to keeping the Board informed and apprised about the vision for the hospital.

P. Dr. Roy Moore's Resignation

Mr. Hardymon said that he had received a copy of a memo that Dr. Moore sent to President Todd. It pleased him on one side because he is proud of Dr. Moore, but on the other side, he did not like the news that Dr. Moore is leaving the university. He asked Dr. Moore to comment about his departure.

Dr. Moore said that as of May he will be accepting a position as the Associate Vice President for Academic Affairs at Georgia College & State University in Milledgeville, Georgia. It is a small public liberal arts school. It has about 5,500 students, of which about 1,000 are graduate students.

Dr. Moore pointed out that this is his 20th year at the University of Kentucky, and he is a Kentucky native. One might imagine how difficult it was to make this decision. It is one of those opportunities.

When he did an ACE Fellowship in 2001-02 at the University of Georgia, he spent some time at Georgia College & State University in Milledgeville as well as at the University of Georgia. He was quite impressed with what he saw there. This opportunity came along, and he had to look at it very closely. He mentioned that his lake home in Georgia is within commuting distance of the college, but assured everyone that was not the primary reason for going to Georgia. It will, however, make it easier as far as the move goes. He also wanted to mention that his wife retired last year from Eastern Kentucky University, and everything seemed to fall in place.

Dr. Moore said that he regretted that he would be leaving the Board because serving on the Board has certainly been a tremendous opportunity. It has been great working with the Board members and with President Todd. He noted that he had spent 41 years in Kentucky, but he would be going back to Georgia where he spent 9 years many years ago. He said that the University of Kentucky is a great institution, and he will stay in touch.

President Todd congratulated Dr. Moore, and Dr. Moore received a round of applause.

Q. Gifts and Pledges (FCR 1 through 10)

Ms. Wickliffe, Chair of the Finance Committee, said that FCR 1 through 10 are consent items, and they represent \$3 million of gifts and pledges received by the university which are eligible for state matching funds. With these gifts and pledges, the university will have matched \$28.6 million of the \$66.7 million of available state matching funds.

R. Establishment of College of Agriculture Tobacco Settlement Quasi-Endowment (FCR 11)

Ms. Wickliffe said that FCR 11 is the establishment of the College of Agriculture Tobacco Settlement Quasi-Endowment. The College of Agriculture will receive \$785,641 as part of the federal tobacco buy-out program. The college proposes to establish a quasi-endowment with the funds. The funds will be used to match and endow private gifts of \$10,000 or more for undergraduate scholarships. The college will match \$1 for every \$2 of private gifts. On behalf of the Finance Committee, she moved the adoption of FCR 11. Mr. Branscum seconded the motion, and it carried without dissent. (See FCR 11 at the end of the Minutes.)

S. Approval of Lease (FCR 12)

Ms. Wickliffe said that FCR 12 is the approval of a lease. It is part of a federal research project, and the university will lease 4,200 square feet of a secure, underground technology facility in Louisville at a cost of \$729,140 for 19 months. The research project involves testing of new remote financial transaction backup storage systems. The lease will be funded entirely with federal funds. On behalf of the Finance Committee, she moved the adoption of FCR 12. Mr. Dawson seconded the motion, and it carried without dissent. (See FCR 12 at the end of the Minutes.)

Mr. Hardymon asked Mr. Butler to comment on FCR 12 since it is a larger lease.

Mr. Butler said that the lease clause was a little strange, but it is also a different kind of facility. It is a secure underground facility. They are going to test the resiliency of the university's ability to recover from different kinds of disasters and basically recover financial information, specifically for the banking industry. It is a unique opportunity for the university to participate in this federal project.

T. Sale of an Investment (FCR 13)

Mr. Hardymon asked Ms. Wickliffe to give the Board an overview of FCR 13.

Ms. Wickliffe said that FCR 13 is the sale of an investment. For a number of years the university has held a certain investment, and the university now has been approached about selling this investment. The university management has been advised by a qualified financial adviser that it is the appropriate time to dispose of the investment to receive the optimal return. In order to achieve such maximum return, confidentiality is required. The investment was appraised during the 2005 calendar year, and the investment will not be sold for less than the minimum appraised value.

Mr. Hardymon said that the Board now needs to go into closed session in order to discuss the proposal to sell an investment. He explained that the Board must go into closed session because an open discussion of this proposal would jeopardize the sale. He moved that the committee go into closed session pursuant to KRS 61.810 (1) (g). This

statutory citation is the exception to the open meetings law that permits the Board to go into closed session to discuss a specific proposal if an open discussion would jeopardize the sale of the investment. Mr. Shoop seconded the motion, and it carried without dissent.

Prior to going into the closed session, Mr. Hardymon advised the Board that as a result of the financial disclosure responses each member made to the general counsel, several board members have recused themselves from participating in the closed meeting and from voting on FCR 13 due to a potential conflict of interest. Those board members know who they are, and one of them happened to be him. For that reason, the closed session will be chaired by Ms. Wickliffe, Vice Chair of the Board. When the Board reconvenes, Ms. Wickliffe will be conducting the meeting.

Mr. Hardymon excused the members who recused themselves from the closed session and asked the remaining Board members to go to conference room F and G for the closed session. The Board went into closed session at 2:38 p.m.

The members of the Board returned to the Board Room at 3:17 p.m.

Ms. Wickliffe said that the closed meeting of the Board had concluded, no matters other than the sale of an investment were discussed in the closed session, and no final action was taken. The Board meeting is now back in open session and will proceed with a vote on FCR 13.

Ms. Ball moved that the Board of Trustees authorize the sale of the university's investment identified in the closed meeting of the Finance Committee on January 24, 2006, at a price no less than the minimum appraised value of the investment as of the 2005 calendar year, and that Frank A. Butler, Executive Vice President for Finance and Administration, be authorized to execute the appropriate legal documents and to take such further action as may be necessary or appropriate to sell such investment. Mr. Miles and several other Board members seconded the motion, and it carried without dissent. (See FCR 13 at the end of the Minutes.)

U. Meeting Adjourned

Ms. Wickliffe said that concluded the board meeting, and the meeting was adjourned at 3:20 p.m.

Respectfully submitted,

Pamela R. May
Secretary, Board of Trustees

(PR 2, 3, 4, 5, 6, and 7; and FCR 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 which follow are official parts of the Minutes of the meeting.)

PR 1

Office of the President
January 24, 2006

1. Clinical Psychology Program Ranked 15th in Nation

The University of Kentucky clinical psychology program was ranked 15th in the nation among public institutions and 26th among both public and private universities out of 157 American Psychological Association approved programs. The ranking was published in *Research in Developmental Disabilities*, a psychology peer-reviewed journal. A group of researchers authored the study and looked at the publication rate and number of citations faculty at each institution produced. Performance was judged by the capacity faculty have to place papers in peer-reviewed journals and how many times published papers had been cited by colleagues.

2. Local Group Nominated Safe Kids Worldwide Coalition of the Year

Safe Kids Fayette County was one of five worldwide coalitions nominated as the 2005 Safe Kids Worldwide Coalition of the Year. Safe Kids Fayette County, led by Kentucky Children's Hospital, is part of Safe Kids Worldwide, the first and only national nonprofit organization dedicated solely to the prevention of unintentional childhood injury. The nomination is a credit to the coalition's hard work and tremendous collaborative achievements made in educating families in the community on the issue of preventing accidental childhood injury. Safe Kids Fayette County is active in educating the community about child restraint safety, fire prevention, seat belts, pedestrian safety, bicycle safety, and many other forms of childhood injury prevention.

3. Task Force on Racial Diversity and Equality Formed

President Lee T. Todd, Jr. formed a task force that will address the challenges of African-American faculty and staff recruitment, as well as a wide range of campus diversity issues. Todd said the Task Force on Racial Diversity and Equality will have as its primary focus increasing the number of African-American faculty, academic administrators, staff, and students. The task force will also review and make recommendations regarding the procedures followed by faculty and administrative staff search committees and ensuring there is diverse representation on campus search committees and other work groups. The task force will be chaired by William Turner, UK's vice president for university engagement and associate provost for multicultural affairs. Todd said he expects the task force to forward final recommendations to him by December 2006.

4. Rights to Blood Test for Detecting Lung Cancer Sold to 20/20 GeneSystems Inc.

The university has granted exclusive rights to 20/20 GeneSystems Inc. for a new blood test that has shown exceptional accuracy for the early detection and screening of non-small cell lung cancer (NSCLC). Working with the UK team, the company intends to develop a diagnostic that would help identify lung cancer in smokers, former smokers, and other at-risk individuals at its earliest, most effectively treatable stages. Dr. Edward Hirschowitz and Li Zhong of the Division of Pulmonary and Critical Care Medicine, along with several associates, have identified multiple antibodies that the body's immune system produces in response to lung cancer development. The presence and amounts of these antibodies in the blood predict NSCLC with better than 90 percent accuracy, including at very early stages of the disease. NSCLC comprises approximately 80 percent of all lung cancers. Part of this research was reported in the November 2005 issue of the *American Journal of Respiratory and Critical Care Medicine*, published by the American Thoracic Society.

5. Health and Wellness Program Wins Koop Award

The UK Health and Wellness Program was recognized as one of several annual C. Everett Koop National Health Award winners. With this recognition, UK becomes one of only three universities to receive such recognition since the Koop Award program began in 1994 and is the first to be recognized for a broad-based health improvement initiative.

6. UK Physicians Named Best Doctors in America[®]

Sixty-four physicians at the UK Chandler Medical Center have been named to this year's list of Best Doctors in America[®]. UK has more physicians on the list than any other hospital or medical center in the state.

7. Grant to Ensure Safety of Children Exposed to Drugs

A network of Drug Endangered Child teams will be created throughout southern and eastern Kentucky to help ensure the safety of children exposed to drug use and production. UK received a \$362,128 grant from the Appalachian Regional Commission (ARC) for this project. Counties to be served include Bell, Breathitt, Carter, Casey, Clay, Clinton, Elliott, Estill, Floyd, Harlan, Jackson, Johnson, Knott, Knox, Lawrence, Lee, Leslie, Letcher, Lewis, McCreary, Magoffin, Martin, Menifee, Monroe, Morgan, Owsley, Perry, Russell, Wayne, Whitley and Wolfe. All are considered "distressed" by the ARC. To implement the initiative, UK will partner with Operation UNITE (a regional anti-drug initiative focusing on education, treatment, and investigations related to substance abuse) and its community coalitions.

8. Research Enables Production of More Efficient Computer Chips

UK researchers have discovered a means of reducing the gate leakage current of transistors in computer chips that will permit chip producers to continue developing more efficient and powerful chips with reduced power consumption. Zhi Chen, associate professor of electrical and computer engineering, found that applying rapid thermal processing directly on

gate insulators – used to control current flow of transistors in computer chips – can dramatically reduce the chips’ leakage current and correspondingly the power consumption.

9. School Takes Part in U.S. Department of State Edward R. Murrow Journalism Program

UK’s School of Journalism and Telecommunications is one of six schools in the country to partner with the Aspen Institute to take part in the U.S. Department of State Edward R. Murrow Journalism Program. Secretary of State Condoleezza Rice announced the innovative international journalism program on December 13 in Washington, D.C. In April 2006, the Department of State’s Bureau of Educational and Cultural Affairs and the Aspen Institute along with six leading American universities will begin working together to promote journalistic excellence around the world. The exchange program will invite 100 international media professionals to engage with U.S. journalists and participate in programs at leading U.S. journalism schools.

10. Gill Heart Institute Partners with Rockcastle Hospital

As part of a continuing effort to bring the benefits of health care research to patients across the state, the Jack and Linda Gill Heart Institute is partnering with Rockcastle Hospital in Mount Vernon to give rural patients access to expert heart care. Dr. Rick McClure, an experienced interventional cardiologist, internal medicine associate professor, and a published researcher in the field of cardiology, sees patients each Friday at the Rockcastle Medical Arts Building.

11. New Program Involves Faculty, Staff in Student Recruitment

“Wildcat Watch,” a new program introduced by the Office of Undergraduate Admission and University Registrar, asks faculty and staff to become involved and take a proactive approach to the enrollment process. Faculty and staff are encouraged to use an on-line Web form to inform the enrollment management team about prospective students.

12. Metropolitan Opera National Council Auditions Held Here

The Lexington Opera Society, in cooperation with UK Opera Theatre, hosted district auditions as part of the Metropolitan Opera National Council Auditions program and two Master Classes with Kevin Murphy and Diana Soviero, artists who have performed on stages around the globe. All events were free and open to the public.

13. Men’s Chorus to Perform for Nation’s Educators

The UK Men’s Chorus, directed by Jefferson Johnson, has been invited to perform at the national convention for the Music Educators National Conference in Salt Lake City, Utah, in April 2006.

14. Career Center Increases Number of Companies Interviewing on Campus

The James W. Stuckert Career Center increased by 23 percent the number of companies that came to campus for interviews with students during the fall 2005 semester compared to fall 2004. UK hosted 115 companies for on-campus interviews during fall 2005 compared to 88 companies in fall 2004. Companies coming to UK for the first time to interview students this year included ACS, United Technologies, Bowen Engineering, Carrier, Dell Computers, and Rolls Royce.

15. Alumni Sculpture Show Honors Outstanding Artists

The Department of Art's Alumni Sculpture Show, including an event honoring visiting former faculty member and sculptor, Jack Gron, was on display at the Barnhart Gallery November 14-19 and featured a performance piece from UK alumnus and Lexington artist, Keith Spears, titled "The Resonation Letter," which is made with a typewriter and elements of light and amplified sound. In addition, the department hosted its 13th annual Iron Pour in November at the metal arts studio in the Reynolds Building as well as numerous workshops on making resin and ceramic shell molds, and a presentation on the Iron Coupola Casting process.

16. School of Human Environmental Sciences Adds to Its Alumni Hall of Fame

The College of Agriculture's School of Human Environmental Sciences inducted three new people into its Alumni Hall of Fame. The 2005 inductees are Cozatta Tucker Helm, vice president of research and development at Wixon Inc.; Tanya Gaye Pullin, currently a state representative in the Kentucky House; and Sue Hicks Whitaker, associate professor in the Department of Family and Consumer Sciences at Ball State University.

17. 2005 Kentucky Annual Economic Report Published

A study published in the 2005 Kentucky Annual Economic Report, an annual publication of the UK Center for Business and Economic Research, finds that since the welfare reform passed by Congress in 1996, the number of Kentuckians in that program has substantially decreased. However, the authors, William Hoyt and Frank Scott, also find that since 1996 the decreases in participation in two other programs, food stamps and supplemental security income, have been relatively small when compared to other states. They contend that there is a growing consensus that economic conditions, more than programmatic reforms, were responsible for welfare participation reductions of the past ten years. A study by Paul Coomes argues that the state is missing lucrative office economy growth and could benefit from tax modernization.

18. Winter College Set for February in Naples, Fla.

The UK Office of the President, the Office of Development, and the UK Alumni Association will sponsor the Winter College 2006 for alumni and friends at the Naples Beach Hotel and Golf Club February 6. Topics include "From Flappers to Rappers: Slang in the Twentieth Century," "Seeing Beyond Blindness," "Kentucky Painters, American Art," and "Kentucky Remembered: Oral History and the Memories of our Time." Speakers include

President Lee T. Todd, Jr., Terry Birdwhistell, Kathy Walsh-Piper, Alan DeSantis, and Jayakrishna Ambati. To register, call (800) 875-6272 or visit www.ukalumni.net/wintercollege.

19. IRIS Project Makes Progress

The first part of Phase I Go Live of the Integrated Resource Information Systems (IRIS) Project, including Financials and Controlling, Procurement, and Student Accounting, went live for the University on October 3. The Student Accounting module was implemented one full year ahead of the planned schedule. Financials for the Kentucky Services Medical Foundation went live on January 1, 2006. Work continues on the Phase 1 Go Live for the HR/Payroll and Hospital Inventory modules, both scheduled for April 1. The University has received authorization for Phase II of the IRIS Project. This work will continue through 2008.

20. Nursing CD Garners Honors

UK HealthCare is the recipient of a 2005 Creative Summit Award for Interactive Media. The organization's marketing group was recognized for "Nursing Excellence...the UK Way," an interactive CD produced with Arthur Rouse of Video Editing Services and authored by Drew Hunt. The CD includes 360-degree views of UK medical facilities, interviews with nurses, and maps and video about central Kentucky.

21. E-mail Greetings Available for Patients

Patients at UK Chandler Medical Center have another way to connect with friends and family during their stay: e-greetings. By logging onto the UK HealthCare Web site, well-wishers may send an e-mail to in-patients staying at the UK Hospital, Markey Cancer Center, or Kentucky Children's Hospital.

22. Silas House's First Play Presented

The Theatre Department presented a sneak peek of the production of Kentucky author Silas House's first play, *The Hurting Part*, on November 19 at Joseph-Beth Booksellers. The play, under the direction of Sullivan Canaday White, was presented December 1-11 at UK's Guignol Theatre.

23. Students Awards and Achievements

College of Education graduate student Maria Almario-Rosenbaum chaired a major health fair in early December for Hispanics in central Kentucky. The event, called Dia de la Mujer Latina (The Day of the Latin Woman), honored women through leadership awards and provided free health care services. Almario-Rosenbaum is also an immigrant outreach specialist with the Bluegrass Rape Crisis Center.

Patrick Angel, graduate student in Forestry, was selected as one of only nine people to earn the 2005 Manuel Lujan, Jr. Champions Award from the U.S. Department of the Interior. The award recognizes extraordinary ability to build successful partnerships and involvement in community projects that encourage conservation of natural and cultural resources.

UK leads the nation with three players – kicker Taylor Begley, offensive tackle Hayden Lane, and cornerback Antoine Huffman – elected to the Academic All-America Team sponsored by *ESPN The Magazine* and voted on by the College Sports Information Directors of America. Begley and Lane earned first-team honors while Huffman was a second-team selection. Three Academic All-America players in one year is a school record for Kentucky.

Susan D'Souza, a 2005 graduate of the pharmaceutical sciences graduate program, received the Outstanding Graduate Student Research Award in Pharmaceutical Technologies sponsored by Solvay Pharmaceuticals at the American Association of Pharmaceutical Sciences.

Crystal Little, a School of Journalism and Telecommunications student from Albany, Ky., placed 12th out of 101 contestants in the William Randolph Hearst Foundation's Journalism Awards Program for college feature writing. Little, a journalism senior, was the only student from a Kentucky university to place among the top 20 awardees. Little's entry, "Not So Far Away," appeared in the Oct. 20, 2005, issue of *The Kentucky Kernel*. The piece chronicles the experiences of a UK medical student and a Lexington resident working with AIDS patients in the African nation of Lesotho, where Little and *Kernel* photographer Jonathan Palmer spent a month of their summer on assignment. UK finished ninth overall in this first round of competition, on the strength of Little's entry and that of Adam Sichko, *Kernel* editor in chief.

Jigna D. Patel, a student in the pharmaceutical sciences graduate program, was selected to present during the American Association of Pharmaceutical Sciences Graduate Student Symposium in Drug Delivery and Pharmaceutical Technology sponsored by Bristol-Myers Squibb Company.

Danielle Wallace, a first-year pharmacy student and senior member of the UK women's volleyball team, was named SEC scholar-athlete of the year at the annual SEC Volleyball Awards banquet held in November.

Wie Yusuf, a doctoral candidate in the Martin School of Public Policy and Administration, has been awarded a Ewing Marion Kauffman Dissertation Fellowship. The fellowship, worth \$15,000, will allow Yusuf to write her dissertation, which focuses on the different factors of success of entrepreneurship and the policy implications for cities and states.

24. Faculty and Staff Awards and Achievements

John Armitstead, Pharmacy Services at UK Hospital, was installed as president of the Kentucky Society of Health-System Pharmacists for 2005-06.

Heidi M. Anderson, Pharmacy, has been selected to a six-year term to the American Council on Pharmacy Education Board of Directors.

Malachy Bishop, Rehabilitation Counseling, and Warren Rule, professor emeritus of Virginia Commonwealth University, co-authored the book *Adlerian Lifestyle Counseling: Practice and Research*.

Sheila Botts, Pharmacy, has been elected president-elect of the College of Psychiatric and Neurologic Pharmacists with her term beginning in July 2006. She will serve one year as president-elect, one year as president, and one as past-president. Botts, a 1993 graduate of the UK College of Pharmacy, is also a founding member of the organization.

Desmond Brown, Nutrition and Food Science, received a Fulbright Senior Scholar award under the Fulbright Visiting Scholars Technical Program. Brown will travel to Vidzeme University College in Latvia to conduct a five-week workshop and teach graduate courses in business tourism and international project management.

Baretta R. Casey, Medicine, has been named director of the Center for Rural Health in Hazard. A former private practice physician in Pikeville, Casey has directed UK's Hazard-based East Kentucky Family Practice Residency Program, which trains medical school graduates for practice in rural areas. She also is a professor in the UK College of Medicine, vice chair of UK's Department of Family and Community Medicine, and a member of the American Medical Association's Council on Medical Education – the only representative on the 13-member council who lives outside an urban area.

James Cecil, Dental Public Health, was awarded the 2005 John W. Knutson Distinguished Service Award in Dental Public Health by the American Public Health Association.

James A. Francis, Classics, received a prestigious national fellowship that will allow him to work full-time on a book about the use of images in second- through fourth-century literature. The National Endowment for the Humanities Fellowship provides a \$40,000 stipend so Francis will be able to concentrate on his research and writing instead of teaching classes for nine months to a year.

An interview with Thomas R. Guskey, Educational Policy Studies and Evaluation, was recently published in *Evaluation Exchange*, a publication of the Harvard Graduate School of Education. The interview highlighted his work in linking professional development for educators to specific improvements in student learning. Articles by Guskey also appeared this fall in *Educational Leadership* and *Evaluation Comment*.

Kay Hoffman, dean of the College of Social Work, will present “Ethical Issues Facing Social Workers” at the upcoming Association for Practical and Professional Ethics 15th Annual Meeting, March 2-5, in Jacksonville, Fla.

Michael Jay and Russell J. Mumper, Center for Pharmaceutical Science and Technology, have been issued U.S. Patent 6855270 titled “NanoScintillation Systems for Aqueous-Based Liquid Scintillation Counting.” Their invention, assigned to the UK Research Foundation and licensed to NanoMed Pharmaceuticals, covers processes to make nanoparticle-based NanoScintillation Systems used to detect beta-particle- or alpha-particle-emitting radioisotopes without the use of the organic solvents commonly used in conventional liquid scintillation “cocktails.” In addition, Jay received the Distinguished Service Award from Bluegrass Pharmacists Association.

Gregory Luhan, Architecture assistant professor, recently received two awards for written and graphic presentations on his digital design concepts and projects used in his digital design studio at UK. Luhan won Best Paper Award for his presentation at the 2005 Association of Collegiate Schools of Architecture East-Central Conference. His lecture and paper, titled “At Full-Scale: From Installation to Inhabitation,” presented the designs, pedagogy, and methodology he developed through his digital design studios at UK. Luhan's paper will be submitted to the ACSA National Conference. In November, Luhan's paper, “From Art to Part: DL-1 Resonance House,” won a Premios a las Mejores Presentaciones (Best Presentation Prize) in the category of Diseño Digital y Fabricación (Digital Design and Manufacture) at the IX Congreso Iberoamericano de Gráfica Digital (IX Iberoamerican Congress of Digital Graphics). The topic of his paper and exhibition focused on the digital-to-digital, full-scale assembly process of his current digital fabrication studio now under construction in downtown Lexington.

The Society of Infectious Diseases Pharmacists, an association of health professionals dedicated to promoting the appropriate use of antimicrobial agents, has presented Craig Martin,

Pharmacy, with the Clinician of the Year Award for his work in antimicrobial management at UK Hospital.

UK Linda and Jack Gill Heart Institute co-director David J. Moliterno, Internal Medicine, was named to a leadership position in the country's most prestigious society for heart specialists. Moliterno has been named the American College of Cardiology Governor-Elect in Kentucky for 2006-07 and will serve as governor of the state chapter for 2007-10.

Debabrata Mukherjee, a UK Jack and Linda Gill Heart Institute cardiologist and nationally recognized vascular disease expert, has authored a book to help guide other physicians in caring for patients with peripheral vascular disease, which involves blood vessels outside the heart and brain. *Pharmacological Therapies for Peripheral Vascular Disease* is intended for practical use by a wide range of physicians, from internists and family physicians to specialists who diagnose and treat vascular disease patients.

Four UK professors have won Fulbright Scholarships to conduct studies in their areas of expertise in other countries in 2005-06. Additionally, three professors at foreign universities have been awarded Fulbright scholarships to visit the University of Kentucky in the same period. The Fulbright Scholars from UK are Tad Mutersbaugh, Geography, associate professor, who will conduct research on the impact of specialty and differentiated coffee market participation on U.S.-Mexico migration at the University of Oaxaca, Oaxaca, Mexico, from January 2006 to July 2006; John Edward Staller, Anthropology, a visiting assistant professor, who will conduct research on the origins of monumental architecture in coastal Ecuador at the Pontifical Catholic University of Ecuador, Quito, Ecuador, from May 2006 to July 2006; Paul Vincelli, Plant Pathology, extension professor, who studied the development of regionally appropriate methods for reducing fungicide use on vegetable crops at the National Institute of Agricultural Research, Montevideo, Uruguay, from May 2005 to August 2005; and David Haynes Wise, Entomology, professor, who will lecture on generalist predators and the dynamics of terrestrial food webs at the University of Buenos Aires, Buenos Aires, Argentina, from March 2006 to June 2006. The three Fulbright scholars who will visit UK are Lahcen Benaabidate, a geology teacher and researcher at Abdellah University, Fez, Morocco; Sergio Estrada Dominguez, an assistant professor of algebra from the University of Granada, Granada, Spain; and Iin Purwati Handayani, an agriculture professor from the University of Bengkulu, Bengkulu, Indonesia.

Bruce O'Hara, Biology associate professor, made headlines regarding his studies on meditation and brain function, based on his presentation at the Society for Neuroscience meeting. O'Hara was cited in recent articles in the *New Scientist* and *USA Today*. As well, he conducted interviews with *Science Update* that have been turned into 60-second radio spots that are played on various radio stations across the country.

Philip Palmgreen, Communications and Information Studies, received the 2005 Gerald M. Phillips Award for Distinguished Applied Communication Scholarship.

John Piccoro, Pharmacy, has been named a Fellow of the Kentucky Society of Health-System Pharmacists. Fellows in the organization are recognized for their excellence in pharmacy, grant recognition, and promotion of public awareness of Kentucky pharmacy.

The Association for Career and Technical Education presented Doug Smith, Curriculum and Instruction, the Award of Distinction. The award recognizes excellence in research, leadership in professional associations, and professional stature.

Kelly M. Smith, Pharmacy, was named the Kentucky Society of Health-System Pharmacists' "Pharmacist of the Year" for her leadership in drug information, adverse drug

reaction program development, residency preceptor skills, national and local leadership, Pharm.D. student teaching and training, presentations, and publications.

Will Snell, Agricultural Economics, and Steve Isaacs, Cooperative Extension Community and Economic Development, will receive in February the Outstanding Extension Award Program Award from the Southern Agricultural Economics Association for their tobacco buyout education program.

Jennifer Swanberg, Social Work, was nominated for the annual Rosabeth Moss Kanter Award for Excellence in Work-Family Research, based on her article, "Illuminating gendered organizational assumptions: The first step to creating a family-friendly organization," published in *Community, Work and Family*.

William Thom, Plant and Soil Sciences, headed the Kentucky Water Team that earned the Team Award of Excellence from the 13-state Southern Region Extension Water Quality Coordinators. The award is for outstanding work in implementing educational programs. UK team members included Amanda Abnee, Ashley Osborne, Kim Henken, Henry Duncan, and Carol Hanley.

Chris Thompson, Regulatory Services, was appointed to the executive board of the national Dairy Practices Council. The Council is a non-profit organization comprised of education, industry, and regulatory personnel concerned with milk quality, sanitation, and regulatory uniformity.

25. Faculty Research Activities – *Research grants are reported in a new format: first and last name of principal investigator, department, grant or multiple grant listings, sponsor, and first and last name of co-principal investigator and department.*

Val Adams, Pharmacy Practice and Science, Biosynthetic Key Steps of Angucycline Antitumor Drugs, National Cancer Institute. (Jurgen Rohr, Pharmaceutical Technology).

Linda Alexander, Health Behavior, African-American Churches' Role in Tobacco Norm Change, Innovative, Developmental, and Exploratory (IDEA) Grant. Marta Mendiondo, Biostatistics.

Kimberly Anderson, Chemical and Materials Engineering, A Cell Based Biosensor for Early Detection of Cancer, Kentucky Science and Technology Co. Inc.

Susanne Arnold, Internal Medicine - Hematology/Oncology, A Phase One Trial of Gemcitavine and Paclitaxel (GEMTAX) Plus Low Dose Radiation in Patients with Recurrent Head and Neck Cancer, Eli Lilly and Company.

John Baker, Mechanical Engineering, KSEF R&D Excellence: Improved Power Generation Via Active Vibration Control of Turbomachinery, Kentucky Science and Technology Co. Inc. Vincent Capece, OISTL/Engineering Distance Learning.

Michael Bardo, Psychology, Minority Supplement-Drug Abuse Prevention: A Lifecourse Perspective IV.

Michael Bardo, Psychology, Drug Abuse Prevention: A Lifecourse Perspective IV Project 1.

Joseph Berger, Neurology, CNS Viral Dynamics and Cellular Immunity During AIDS.

Peter Blackburn, Ophthalmology, A Randomized, Double-Masked, Parallel Group, Multi-Center Dose-Finding Comparison of the Safety and Efficacy of ASI-001A 0.5 pg/day.

Antonio Bosch, Internal Medicine - Gastro, A Pilot Phase 2, Randomize, Multi-Center, Open-Label, Parallel-Group Study of the Effect of Prevacid IV and Oral Prevacid SoluTab in Prevention of Recurrent Bleeding from Peptic Ulcers.

Crystal Collins-Camargo, Social Work, National Quality Improvement Center on the Privatization of Child Welfare Services.

Carl Dillion, Agricultural Economics, SRRME: Precision Agriculture Decision Aids for Risk Reduction, Texas A&M University. Steven Isaacs, Agricultural Economics; Juma Salim, Agricultural Economics; Timothy Stombaugh, Biosystems; and Robert Geneve, Horticulture.

Paul Eakin, Mathematics, Kentucky Early Mathematics Testing Program.

Richard Gates, Biosystems and Agricultural Engineering, Kentucky Rural Energy Supply Program.

Paul Goodrum, Civil Engineering, Document How Technology Replaces Experience.

Richard Greenberg, Internal Medicine - Infectious Disease, A Multicenter, Open-Label Phase I/II Study to Evaluate Safety and Immunogenicity of MVA-BN Smallpox Vaccine in HIV Infected Subjects (CD4 counts > 350/ul) and Healthy Subjects with and without Previous Smallpox Vaccination, Bavarian Nordic.

Theodore Grossardt, Kentucky Transportation Center, CTI Academy Evaluation of Noise Impact Mitigation Protocols to Support Context Sensitive Solutions, Kentucky Transportation Cabinet.

Eric Grulke, Chemical and Materials Engineering, Self-Assembled Coatings for Military Optical Applications.

Carol Hanley, Tracy Farmer Center for the Environment, UK Research/Solid Waste, Kentucky Department of Military Affairs.

Lenn Harrison, Livestock Diagnostic Disease Control, Bovine Spongiform Encephalopathy (BSE) Surveillance Testing, Kentucky Department of Agriculture.

Jane Hayes, RCTF-Computer Science, Use of Information Retrieval and Data Mining Techniques for Requirements Traceability.

J. Heath, Electrical and Computer Engineering, Systemic Approach to SOC Evaluation and Verification.

David Hildebrand, Plant and Soil Sciences, KSEF R&D Excellence: Enhanced Production of Jasmonic Acid and Its Derivatives in Plant Tissues, Kentucky Science and Technology Co. Inc.

Rick Honaker, Mining Engineering, multiple grants including Alternative Materials for Dense Medium Separations, Enhanced Flotation Performance Through Column Froth Enrichment, Virginia Polytechnic Institute and State University. Dongping Tao, Mining Engineering.

Frank Huggins, CFFLS, Determination of Factors Affecting the Separation of Potentially Hazardous Trace Elements and their Behavior in Coal Tailings Impoundments, Virginia Polytechnic Institute and State University. Gerald Huffman, CFFLS, and Naresh Shah, CFFLS.

Michael Jay, Pharmaceutical Technology, Development of Improved DTPA for Radionuclide Chelation.

Ibrahim Jawahir, Mechanical Engineering, KSEF R&D Excellence: Establishing the Influence of Drill Materials, Drill Geometry and Coatings on Drill Wear and Drilling Performance for Sustainable Dry Drilling on Mars, Kentucky Science and Technology Co. Inc.

Thomas Johnston, Surgery - Transplant, A 24-month, Multicenter, Randomized, Open Label Non-Inferiority Study of Efficacy and Safety Comparing Concentration Controlled

Certican in Two Doses (1.5 and 3.0 mg/day starting doses) with Reduced Neoral versus 1.44 Myfortic with Standard Dose Neoral.

Philip Landfield, Molecular and Biomedical Pharmacology, Calcium Regulation in Brain Aging and Alzheimer's Disease, NIH/NIA Program Project.

Carl Leukefeld, Center on Drug and Alcohol Research, Central States Criminal Justice Drug Abuse Center (CJ-DATS).

Nancy Lewis, Library Administration, Create, Operate, and Evaluate a Model Storage Facility, Kentucky Department for Libraries and Archives. Mary McLaren, Library Administration.

William Markesbery, Sanders-Brown Center on Aging, Alzheimer's Disease Research Center - Year 21, National Institute on Aging. Gregory Cooper, Sanders-Brown Center on Aging; Deborah Danner, Sanders-Brown Center on Aging; Gregory Jicha, Sanders-Brown Center on Aging; Richard Kryscio, Statistics; Marta Mendiondo, Sanders-Brown Center on Aging; Stephen Scheff, Sanders-Brown Center on Aging; Frederick Schmitt, Sanders-Brown Center on Aging; Charles Smith, Neurology; Nancy Stiles, Physical Medicine and Rehabilitation; David Wekstein, Sanders-Brown Center on Aging; and Dianne Wilson, Pathology and Lab Medicine.

Kevin McDonagh, Internal Medicine - Hematology/Oncology, A Randomized Two Arm, Multicenter, Open-Label Phase II Study of BMS-354825 Administered Orally at a Dose of 70 mg Twice Daily or 140 mg Once Daily in Subjects with Chronic Myeloid Leukemia in Accelerated Phase or in Myeloid or Lymphoid, Bristol Myers Squibb Company.

Robert McKnight, Preventive Medicine and Environmental Health, Supplement to SE Center for Agricultural Health and Injury Prevention, Center for Disease Control and Prevention. Henry Cole, Southeast Center for Agricultural Health and Injury Prevention, and Larry Piercy, Biosystems and Agricultural Engineering.

Russell Mumper, Pharmaceutical Science and Technology, Phase I: Development of HPLC Method for Freeze Dried Black Raspberry Gel.

Lloyd Murdock, Jr., Plant and Soil Sciences, Indirect Benefit of No-Till Wheat: Enhanced Yield of Rotational No-Till Corn and Soybeans.

Brian Murphy, Graduate Medical Education, Plague Vaccine: Identifying Immunogenic Yersinia Pestis Surface Proteins that Are Expressed.

David Nister, Visualization Center, STTR: Micro Air Vehicle 3-D Model Reconstruction, AVID LLC.

Kimberly Nixon, Pharmaceutical Tech, Alterations in Adult Neurogenesis Persist after Alcohol Exposure, Alcoholic Beverage Medical Research Foundation.

Brandon Nuttall, Kentucky Geological Survey, Assessment of Geological Carbon Sequestration Options in the Illinois Basin-Phase II, Illinois State Geological Survey.

Bruce O'Hara, Biological Sciences, DEPSCoR: Identification of Genes that Influence Sleep and Wake Using a Novel High-Throughput, Piezoelectric Technology.

Bruce O'Hara, Biological Sciences, State EPSCoR.

Jerry Pigman, Kentucky Transportation Center, Context Sensitive Solutions: Delivery of CSS Training Courses and State of Practice in CSS Construction, Research Study-Federal no. 15, Kentucky Transportation Cabinet.

David Pollack, Program for Archaeological Research, Archaeological Field School in the Red River Gorge.

David Pollack, Kentucky Archaeological Survey, multiple grants, including Updating State Plan Budget, Artifact Analysis and Preparation of a Booklet for the Petersburg Archaeological Site, Archaeological Survey of HLCF Tracts at Thompson Creek Glades State Nature Preserve and Apple Valley Glade State Natural Area, Kentucky Heritage Council and Kentucky Nature Preserves Commission.

Arthur Radun, Electrical and Computer Engineering, Solid State Power Controller Development Support.

Arthur Radun, Electrical and Computer Engineering, Active Filter Study for Aerospace Electric Actuation, Parker Aerospace.

Asit Ray, Chemical and Materials Engineering, Radiative and Hygroscopic Properties of Aerosols Containing Black Carbon at Various Mixing States, National Institute for Global Environmental Change.

John Rinehart, Internal Medicine - Hematology/Oncology, A Multicenter, Open-Label Noncomparative Phase 2 Clinical and Pharmacokinetic Study of Oral PD 0325901 in Patients with Advanced Cancer, Pfizer Inc.

Brian Rinker, Surgery - Plastic, Cryopreservation of Composite Tissue Transplants.

F. Scutchfield, Health Services Management, Joint Learning Contract with Kettering Foundation.

F. Scutchfield, Health Services Management, multiple grants including: Public Health Services Research Database Development, Robert Wood Johnson Foundation; Preventive Medicine and Environmental Health, Structure and Dynamics of Public Health Delivery Systems, University of Arkansas.

Michael Stottman, Kentucky Archaeological Survey, Building Blocks of History Archaeology Education Program - Riverside, the Farnsley-Moreman Landing.

Stephen Strup, Surgery - Urology, A Multi-Center, Randomized Phase 3 Study of Adjuvant Oncophage vs. Observation in Patients with High Risk of Recurrence after Surgical Treatment for Renal Cell Carcinoma, Antigenics.

Thomas Tobin, Veterinary Science, KSEF R&D Excellence: Deuterated Internal Standards for Equine Forensic Chemistry: A Regulatory Requirement Title of Proposed Project: and a Developing Niche Market, Kentucky Science and Technology Co. Inc.

Mirosław Truszczynski, Computer Science, KSEF R&D Excellence: Programming Environment for Solving Hard Optimization Problems, Kentucky Science and Technology Co. Inc.

Deneys Van Der Westhuyzen, Internal Medicine, SR-BI and SR-BII Recycling and Selective Lipid Uptake, National Heart Lung and Blood Institute. Erik Ekhardt, Internal Medicine; Steven Post, Molecular and Biomedical Pharmacology; and Nancy Webb, Internal Medicine.

Saratha Van Doren, Plant and Soil Sciences, Physiological Basis for Yield Reduction in No-Till Wheat.

D. Vansanford, Plant and Soil Sciences, Soft Red Winter Wheat Breeding and Variety Development for Kentucky.

Bruce Webb, Entomology, KSEF R&D Excellence: Somatic Cell Expression of Dengovirus Vectors for Gene Over-Expression and Suppression, Kentucky Science and Technology Co. Inc.

Ole Wendroth, Plant and Soil Sciences, Spatial and Temporal Development of Wheat Biomass in a Farmer's Field: Can We Predict the Spatial Grain Yield Pattern?, Kentucky Small

Grain Promotion Council. Dennis Egli, Plant and Soil Sciences, and Gregory Schwab, Plant and Soil Sciences.

Aaron Yelowitz, Business and Economics' Poverty Center, Access to Health Care Initiative: The Uninsured and Underinsured in Kentucky: Who Are They and What Can Be Done, Foundation for a Healthy Kentucky.

Chang-Guo Zhan, Pharmaceutical Technology, KSEF R&D Excellence: Microscopic and Phenomenological Binding of Nicotinic Acetylcholine Receptors with Ligands, Kentucky Science and Technology Co. Inc.

Hongyan Zhu, Plant and Soil Sciences, KSEF R&D Excellence: Towards Understanding the Function of Rice Orthologs of Legume Genes Required for Both Nodulation and Arbuscular Mycorrhizal Symbioses, Kentucky Science and Technology Co. Inc.

James Ziliak, Economics, Effective Tax Rates and Guarantees and Food Stamp Program Participation, Department of Agriculture.

PR 2

Office of the President
January 24, 2006

Members, Board of Trustees:

PERSONNEL ACTIONS

Recommendation: that approval be given to the attached appointments, actions and/or other staff changes which require Board action; and that the report relative to appointments and/or changes already approved by the administration be accepted.

Background: The attached recommended appointments and/or other staff changes require approval by the Board of Trustees in accordance with Part VIII-B of the Governing Regulations of the university. These recommendations are transmitted to the Board by the appropriate Provost/Executive Vice President through the President and have the President's concurrence.

Under the Governing Regulations, the authority to make certain appointments and/or other staff changes is delegated to the President or other administrators who are required to report their actions to the Board. These items of report follow the recommendations requiring Board approval.

Action taken: Approved Disapproved Other _____

PRESIDENT
AND
EXECUTIVE VICE PRESIDENT
FOR
FINANCE AND ADMINISTRATION

I. BOARD ACTION

A. ADMINISTRATIVE APPOINTMENT

Office of Legal Counsel

Booher, Ruth, Associate General Counsel, Office of Legal Counsel, effective 12/9/05.

Routt, Thalethia, Associate General Counsel, Office of Legal Counsel, effective 12/5/05.

B. RETIREMENTS

Executive Vice President for Finance and Administration

Johnson, Mary E., Custodial Worker I, Employee Benefits, Human Resources, after 12 years and 7 months of consecutive service, under AR II-1.6-1 Section III.B, effective 1/31/06.

C. EARLY RETIREMENTS

Vice President for Facilities Management

Graves, Marilyn M., Custodial Worker I, Physical Plant Division, after 20 years and 3 months of consecutive service, under AR II-1.6-1 Section III.A.2, effective 2/24/06.

Kidwell, Michael S., Truck Driver II, Trucking Services, Physical Plant Division, after 38 years and 2 months of consecutive service and 39 years and 4 months of total service, under AR II-1.6-1 Section III.A.2, effective 1/31/06.

Lee, William B., Carpenter II, Physical Plant Division, after 22 years and 5 months of consecutive service, under AR II-1.6-1 Section III.A.2, effective 2/21/06.

Ogden, Warren, Cabinet Maker II, Physical Plant Division, after 18 years and 8 months of consecutive service, under AR II.1-6-1 Section III.A.2, effective 2/10/06.

II. ADMINISTRATIVE ACTION

A. CHANGES

Vice President for Planning, Budget and Policy

Cheser, Kristen, from Fiscal Operations Director, Planning, Budget and Policy Analysis to Fiscal Planning and Analysis Director, Planning, Budget and Policy Analysis, effective 12/15/05.

PROVOST

I. BOARD ACTION

A. ACADEMIC APPOINTMENTS

- Bezold, Louis I., College of Medicine, Associate Professor* (without tenure), Pediatrics, 10/10/05 through 6/30/06.
- Butt, Ghazala R., College of Medicine, Associate Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- DuBravac, Stayc, College of Arts and Sciences, Associate Professor (temporary), Modern and Classical Languages, Literatures and Cultures, 1/1/06 through 5/15/06.
- Gardner, Deborah B., College of Nursing, Associate Professor (voluntary), 11/1/05 through 6/30/06.
- Gedaly, Roberto, College of Medicine, Clinical Assistant Professor, Surgery, 1/16/06 through 6/30/06.
- Herrera, Elizabeth L., College of Medicine, Associate Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- Huff, Marlene B., College of Medicine, Clinical Associate Professor, Pediatrics, 10/1/05 through 6/30/06.
- Khraisheh, Marwan, College of Engineering, Associate Professor (with tenure), Mechanical Engineering, appointed to the Secat-J. G. Morris Aluminum Professorship, 1/1/06 through 12/31/10.
- Krum, Henry, College of Medicine, Professor (voluntary), Internal Medicine, 12/1/05 through 6/30/06.
- Lofwall, Michelle R., College of Medicine, Assistant Professor, Psychiatry, and joint appointment as Assistant Professor, Behavioral Science, 2/1/06 through 6/30/06.
- Morris, Andrew J., College of Medicine, Associate Professor (with tenure), Internal Medicine, effective 11/1/05.
- Naples, Joseph J., College of Medicine, Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- Prevost, Suzanne S., College of Nursing, Associate Professor (part-time, visiting), 1/1/06 through 6/30/06.
- Smith, Charles D., College of Medicine, Professor (with tenure), Neurology, and joint appointment as Professor (without tenure), Anatomy and Neurobiology, appointed to the Robert P. Moores and Mildred A. Moores Research Fund, 1/1/06 through 6/30/11.
- Stemple, Joseph C., College of Health Sciences, Professor (with tenure), Rehabilitation Sciences, effective 8/1/05.
- Wojciechowski, Zbigniew J., College of Medicine, Associate Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.

*Special Title series

B. ADMINISTRATIVE APPOINTMENTS

Casey, Baretta R., College of Medicine, Clinical Professor, Family and Community Medicine, appointed to the Director, Center for Rural Health, 11/14/05 through 11/13/11.

C. REAPPOINTMENTS

Hillebrand, Even, Graduate School, Associate Professor (visiting), Patterson School of Diplomacy and International Commerce, 7/1/05 through 6/30/06.

Lauersdorf, Mark R., College of Arts and Sciences, Associate Professor (temporary), Modern and Classical Languages, Literatures and Cultures, 1/1/06 through 5/15/06.

Mason, Harry E., Graduate School, Associate Adjunct Professor, Patterson School of Diplomacy and International Commerce, 8/1/05 through 5/31/06.

Ryen, Dag, Graduate School, Professor (part-time), Patterson School of Diplomacy and International Commerce, 8/1/05 through 5/31/06.

D. PROMOTIONS

Anyaeibunam, Chike M., College of Communications and Information Studies, from Assistant Professor*, Journalism and Telecommunications, to Associate Professor* (with tenure), Journalism and Telecommunications, effective 1/1/06.

Kitzman, Patrick H., College of Health Sciences, from Assistant Professor, Rehabilitation Sciences, to Associate Professor (with tenure), Rehabilitation Sciences, effective 2/1/06.

Mueller, Thomas G., College of Agriculture, from Assistant Professor, Plant and Soil Sciences, to Associate Professor (with tenure), Plant and Soil Sciences, effective 1/4/06.

Testa, Stephen, College of Arts and Sciences, from Assistant Professor, Chemistry, to Associate Professor (with tenure), Chemistry, effective 1/24/06.

E. CHANGES

Greasley, Philip, Office of the Provost, from Dean, University Extension, to Associate Vice President for University Initiatives, effective 7/1/05.

Rayens, Mary K., College of Nursing, from Associate Research Professor, to Associate Professor* (without tenure), and joint appointment as Associate Professor* (without tenure), Biostatistics, College of Public Health, 1/1/06 through 6/30/06.

*Special Title series

F. RETIREMENTS

- Durant, David, College of Arts and Sciences, Associate Professor (with tenure), English, after 35 years and 4 months of consecutive service, under AR II-1.6-1, Section III.B, effective 12/31/05.
- O'Brien, Anne, Student Affairs, Nurse Practitioner, University Health Service, after 15 years and 3 months of consecutive service, under AR II-1.6-1, Section III.B, effective 1/31/06.
- Penick, Marie, College of Agriculture, County Extension Clerk, Cooperative Extension Service, after 40 years and 9 months of consecutive service, under AR II-1.6-1, Section III.B, effective 1/3/06.

G. EARLY RETIREMENTS

- Beckham, Tony L., College of Engineering, Geologist II, Kentucky Transportation Center, after 21 years and 9 months of consecutive service, and a total of 28 years and 3 months of service, under AR II-1.6-1, Section III.A.2, effective 1/27/06.
- Cruse, Nancy, College of Communications and Information Studies, Staff Associate Senior, Communication, after 27 years and 5 months of consecutive service, under AR II-1.6-1, Section III.A.2, effective 3/31/06.
- DeMers, Stephen, College of Education, Professor (with tenure), Educational and Counseling Psychology, after 27 years and 5 months of consecutive service, under AR II-1.6-1, Section III.A.2, effective 12/31/05.
- Litteral, Janet B., College of Medicine, Administrative Support Associate I, Neurology, after 12 years and 4 months of consecutive service, and a total of 20 years and 3 months of service, under AR II-1.6-1, Section III.A.2, effective 1/3/06.
- McKenna, Elizabeth H., College of Medicine, Ultrasound Tech Master, Obstetrics and Gynecology, after 23 years and 2 months of consecutive service, and a total of 29 years and 5 months of service, under AR II-1.6-1, Section III.A.2, effective 1/2/06.

H. POST-RETIREMENT APPOINTMENTS

- Rasnake, Monroe, College of Agriculture, Associate Professor (part-time), Plant and Soil Sciences, 3/1/06 through 2/28/07.
- Stinnett, Nancy F., College of Medicine, Administrative Support Associate I, Internal Medicine, 2/7/06 through 2/6/07.

II. ADMINISTRATIVE ACTION

A. ACADEMIC APPOINTMENTS

- AbdelRahman, Nidal M., College of Medicine, Assistant Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- Athanassiou, Nicolas, College of Medicine, Assistant Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- Batts, James W., College of Education, Instructor (part-time), Educational and Counseling Psychology, 1/1/06 through 6/30/06.
- Benard, Paul E., College of Dentistry, Clinical Assistant Professor, Oral Health Science, 1/3/06 through 6/30/06.
- Brown, Jessica K., College of Medicine, Assistant Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- Caggiano, Christopher D., College of Medicine, Assistant Professor (voluntary), Emergency Medicine, 12/1/05 through 6/30/06.
- Carter, James C., College of Medicine, Assistant Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- Clemons, Angel M., College of Communications and Information Studies, Instructor (part-time), Library and Information Science, 1/1/06 through 6/30/06.
- Constantino, Anne E A., College of Medicine, Assistant Professor (part-time), Neurology, 12/1/05 through 6/30/06.
- Dawson, Dolph, College of Dentistry, Assistant Research Professor, Oral Health Practice, 1/1/06 through 6/30/06.
- Dorfling, Miemie, College of Health Sciences, Instructor (voluntary), Rehabilitation Sciences, 11/1/05 through 6/30/06.
- Gilbreath, Richard A., College of Arts and Sciences, Adjunct Instructor, Geography, 1/1/06 through 6/30/08.
- Henderson, Robert W., College of Dentistry, Assistant Professor (voluntary), Oral Health Science, 12/1/05 through 6/30/06.
- Holzhauser, Markus K., College of Medicine, Assistant Adjunct Professor, Diagnostic Radiology, 3/1/06 through 6/30/06.
- Hudson, Gregory, College of Health Sciences, Assistant Professor (voluntary), Clinical Sciences, 9/1/05 through 6/30/06.
- Jenkins, Paul O., College of Communications and Information Studies, Instructor (part-time), Library and Information Science, 7/1/05 through 6/30/06.
- Jones, Sherry G., College of Medicine, Assistant Professor (voluntary), Family and Community Medicine, 11/1/05 through 6/30/06.
- Kerley, Donna M., College of Education, Instructor (part-time), Educational Leadership Studies, 1/1/06 through 6/30/06.
- Kitchen, Deborah J., College of Nursing, Instructor (voluntary), 11/15/05 through 6/30/06.
- Lima, Geraldo C., College of Education, Instructor (part-time), Educational and Counseling Psychology, 1/1/06 through 6/30/06.

- Little, Barry L., College of Medicine, Assistant Professor (voluntary), Emergency Medicine, 9/1/05 through 6/30/06.
- Michelson, Jeremy, College of Arts and Sciences, Assistant Professor (visiting), Physics and Astronomy, 8/1/05 through 6/30/06.
- Newswanger, Jeffrey L., College of Medicine, Assistant Professor (voluntary), Emergency Medicine, 11/1/05 through 6/30/06.
- Nguyen, David H., College of Medicine, Assistant Professor (voluntary), Family and Community Medicine, 11/1/05 through 6/30/06.
- Nkulu, Kiluba L., College of Education, Instructor (part-time), Educational Policy Studies and Evaluation, 1/1/06 through 6/30/06.
- Nuckolls, Karen A., Libraries, Librarian III, 1/23/06 through 6/30/07.
- Olsen, Karl P., College of Fine Arts, Instructor (part-time), Music, 11/1/05 through 6/30/06.
- Palmer, Susan S., College of Communications and Information Studies, Instructor (part-time), Library and Information Science, 7/1/05 through 6/30/06.
- Rebel, Annette, College of Medicine, Instructor (part-time), Anesthesiology, 1/1/06 through 6/30/06.
- Sampson, Shannon O., College of Education, Instructor (part-time), Educational Policy Studies and Evaluation, 1/1/06 through 6/30/06.
- Scaggs, Deirdre A., Libraries, Librarian IV, 3/1/06 through 6/30/07.
- Schilder, Kurt, College of Health Sciences, Instructor (voluntary), Rehabilitation Sciences, 8/1/05 through 6/30/06.
- Singh, Karanbir, College of Medicine, Assistant Professor (voluntary), Anesthesiology, 12/31/05 through 6/30/06.
- Smith, Victor R., College of Health Sciences, Instructor (voluntary), Clinical Sciences, 7/1/05 through 6/30/06.
- Sproles, Annette C., College of Communications and Information Studies, Instructor (part-time), Library and Information Science, 1/1/06 through 6/30/06.
- Swender, Stephen L., College of Medicine, Assistant Professor (voluntary), Psychiatry, 9/1/05 through 6/30/06.
- Urs, Jagadisharate K., College of Medicine, Assistant Professor (voluntary), Pediatrics, 11/1/05 through 6/30/06.
- Velez-Pestana, Luis I., College of Medicine, Assistant Professor (voluntary), Anesthesiology, 12/1/05 through 6/30/06.
- Wagoner, Robert G., College of Dentistry, Assistant Professor (voluntary), Oral Health Science, 11/15/05 through 6/30/06.
- Weber, Donna R., College of Medicine, Assistant Professor*, Molecular and Biomedical Pharmacology, 1/1/06 through 6/30/06.
- Wesley, Scarlett C., College of Agriculture, Assistant Professor, Merchandising, Apparel & Textiles, 1/1/06 through 6/30/06.
- Wilkerson, Erin G., College of Agriculture, Assistant Extension Professor, Biosystems and Agricultural Engineering, 12/9/05 through 6/30/06.

*Special Title series

B. ADMINISTRATIVE APPOINTMENTS

Broaddus, Charlene, College of Medicine, Nurse Practitioner, Internal Medicine, effective 12/18/05.

C. JOINT APPOINTMENTS

Simmons, Leigh Ann, College of Agriculture, Assistant Professor, Family Studies, joint appointment as Assistant Professor, Health Services Management, College of Public Health, 11/1/05 through 6/30/06.

D. REAPPOINTMENTS

Abate, Anne K., College of Communications and Information Studies, Instructor (part-time), Library and Information Science, 1/1/06 through 6/30/06.

Cleaver, Becke, College of Education, Instructor (part-time), Educational Leadership Studies, 1/1/06 through 6/30/06.

Copp, Kenneth W., College of Business and Economics, Instructor (part-time), Management, 1/1/06 through 6/30/06.

Coufal, Jeanette D., College of Agriculture, Instructor (part-time), Family Studies, 1/1/05 through 5/15/05.

Day, Richard, College of Education, Instructor (part-time), Educational Leadership Studies, 1/1/06 through 6/30/06.

Hoover, Emmalee H., College of Communications and Information Studies, Instructor (part-time), Library and Information Science, 1/1/06 through 6/30/06.

Jackson, Jim, College of Education, Instructor (part-time), Educational Leadership Studies, 1/1/06 through 6/30/06.

LaBelle, David, College of Communications and Information Studies, Instructor (part-time), Journalism and Telecommunications, 1/1/06 through 6/30/06.

Leachman, Mackenzie R., College of Education, Instructor (part-time), Educational and Counseling Psychology, 1/1/06 through 6/30/06.

Marion, Daniel A., College of Arts and Sciences, Assistant Adjunct Professor, Geography, 2/1/05 through 6/30/06.

Roseman, Mary G., College of Agriculture, Assistant Professor, Nutrition and Food Science, 7/1/05 through 6/30/06.

Smith, Lynn, College of Education, Instructor (part-time), Educational and Counseling Psychology, 1/1/06 through 6/30/06.

Snodgrass, H.M., College of Education, Instructor (part-time), Educational Leadership Studies, 1/1/06 through 6/30/06.

Thompson, Stewart G., College of Agriculture, Instructor (part-time), Family Studies, 1/1/05 through 5/15/05.

E. PROMOTIONS WITHOUT TENURE

Farrell, James M., College of Communications and Information Studies, from Instructor*, Journalism and Telecommunications, to Assistant Professor*, Journalism and Telecommunications, 1/1/06 through 6/30/06.

F. CHANGES

Douglas, William I., College of Medicine, from Assistant Professor*, Surgery, and joint appointment as Assistant Professor*, Pediatrics, to Clinical Assistant Professor, Surgery, and joint appointment as Clinical Assistant Professor, Pediatrics, 7/1/06 through 6/30/07.

Garth, Michelle, Undergraduate Education, from Admissions Officer II, Admissions and Registrar, to Associate Director, Admissions and Registrar, effective 12/1/05.

Gilliam, Misha R., College of Medicine, from Clinical Assistant Professor, Internal Medicine, to Assistant Professor*, Internal Medicine, 1/1/06 through 6/30/06.

Govindaswami, Meeva, College of Dentistry, from Scientist I, Oral Health Practice, to Scientist III, Oral Health Practice, effective 12/1/05.

Hicks, Marcia A., College of Agriculture, from Development Assistant IV, Development, to Development Director Associate Senior, Agriculture, effective 12/1/05.

Li, Xiang-an, College of Medicine, from Assistant Research Professor, Pediatrics, to Assistant Professor, Pediatrics, 1/1/06 through 6/30/06.

Paige, Roger L., College of Fine Arts, from Assistant Professor (temporary), Theatre, to Assistant Professor, Theatre, 7/1/05 through 6/30/06.

G. TERMINAL REAPPOINTMENTS

De Oliveira, Marcos, College of Pharmacy, Assistant Professor, 7/1/05 through 1/24/06.

H. LEAVES OF ABSENCE

Brunner, Lance W., College of Fine Arts, Associate Professor (with tenure), Music, Sabbatical leave at half salary, 7/1/06 through 6/30/07.

Chan, Lois M., College of Communications and Information Studies, Professor (with tenure), Library and Information Science, Sabbatical leave at full salary, 7/1/06 through 12/31/06.

Clauter, Nancy E., College of Fine Arts, Associate Professor* (with tenure), Music, Sabbatical leave at full salary, 7/1/06 through 12/31/06.

Dwyer, Roberta M., College of Agriculture, Professor (with tenure), Veterinary Science, Sabbatical leave at full salary, 3/1/06 through 8/31/06.

*Special Title series

- Feist Price, Sonja, College of Education, Professor (with tenure), Special Education and Rehabilitation Counseling, Sabbatical leave at half salary, 8/16/06 through 5/15/07.
- Gray, Harold R., College of Fine Arts, Professor* (with tenure), Music, Sabbatical leave at full salary, 1/1/07 through 6/30/07.
- Johnson, Jefferson G., College of Fine Arts, Professor* (with tenure), Music, Sabbatical leave at full salary, 1/1/07 through 6/30/07.
- Maloney, Doreen M., College of Fine Arts, Associate Professor (with tenure), Art, Sabbatical leave at full salary, 7/1/06 through 12/31/06.
- Maynard, Leigh J., College of Agriculture, Associate Professor (with tenure), Agricultural Economics, Sabbatical leave at full salary, 6/26/06 through 12/25/06.
- Robinson, Schuyler W., College of Fine Arts, Professor* (with tenure), Music, Sabbatical leave at full salary, 1/1/07 through 6/30/07.
- Tzou, Hornsen S., College of Engineering, Professor (with tenure), Mechanical Engineering, Sabbatical leave at full salary, 7/1/06 through 12/31/06.

*Special Title series

EXECUTIVE VICE PRESIDENT FOR HEALTH AFFAIRS

I. BOARD ACTION

A. ADMINISTRATIVE APPOINTMENTS

Stevens, Mitali, University Hospital, Pharmacy Services, Clinical Staff Pharmacist, effective 11/28/05.

B. RETIREMENTS

Moore, Alma Diane, Account Clerk Senior, Patient Account Services, after 23 years consecutive service, under AR II-1.6-1 Section III.A.2, effective 11/30/05.

Robertson, Michael J., Medical Technician/Hospital, Laboratory Services, after 30 years and 8 months consecutive service, under AR II-1.6-1 Section III.A.2, effective 1/20/06.

Solseng, Juanita, Nurse Clinical/Hospital, Gill Heart Institute, after 24 years and 5 months consecutive service, under AR II-1.6-1 Section III. A.2, effective 1/6/06.

C. EARLY RETIREMENTS

Ballev, Burdella, Anesthesia Technician, Perioperative Services, after 29 years and 4 months consecutive service, under AR II-1.6-1 Section III.B, effective 1/6/06.

Cox, Jenny, Nurse Clinical/Hospital, Acute Care and Dialysis Service, after 15 years and 10 months consecutive service, under AR II-1.6-1 Section III.B, effective 12/24/05.

Komara, Carol A., Staff Development Specialist, Nursing, after 13 years and 8 months consecutive service, and 16 years and 2 months total service, under AR II-1.6-A Section III.B, effective 1/27/06.

Singleton, Jane W., Bed Assignment Clerk, Admitting and Registration, after 38 years and 8 months consecutive service, under AR II-1.6-1 Section III.B, effective 1/27/06.

ADMINISTRATIVE ACTION

D. ADMINISTRATIVE APPOINTMENTS

Nelson, Curtis A., University Hospital, Decision Support, Service Line Financial Manager, effective 12/5/05.

*Special Title series

EXECUTIVE VICE PRESIDENT FOR RESEARCH

II. ADMINISTRATIVE ACTION

A. CHANGES

Iten, Albert L., from Professional Associate IV to Associate Director and University Veterinarian, Office of Research Integrity, effective 1/1/06.
Warlick, Kenneth R., from Disability Program Administrator III to Disability Program Director, Interdisciplinary Human Development Institute, effective 1/1/06.

PR 3

Office of the President
January 24, 2006

Members, Board of Trustees:

APPOINTMENT OF PROVOST

Recommendation: that the Board of Trustees approve the appointment of Dr. Kumble R. Subbaswamy as Provost, effective July 1, 2006.

Background: After 31 years of service to the university, Dr. Michael T. Nietzel retired as provost in June 2005 to become the President of Missouri State University. Dr. Nietzel was the university's first provost, serving as provost from June 2001 to June 2005. A search committee of the university was appointed to conduct a national search and identify qualified persons for the position of provost. The search committee considered approximately 60 candidates, and two finalists were interviewed on campus by faculty, students, and staff. Following the interviews, Dr. Subbaswamy received an excellent endorsement from the search committee and across campus.

Dr. Subbaswamy began his career at the University of Kentucky in 1978 as an assistant professor in the Department of Physics and Astronomy. In 1997, he was appointed professor and dean of the College of Arts and Sciences at the University of Miami. He currently serves as professor and dean of the College of Arts and Sciences at Indiana University, Bloomington.

Dr. Subbaswamy received a bachelor's degree (1969) from Bangalore University, a master's degree (1971) from Delhi University, and a Ph.D. (1976) from Indiana University, Bloomington. Dr. Subbaswamy is a Fellow of the American Physical Society. He has served as chair of the Executive Committee and co-chair of the Bloomington Life Sciences Partnership (Economic Development), and as guest presenters for the CIC Leadership Training Program and Big 10 Fund Raising Institute. Dr. Subbaswamy is listed in *Who's Who in American Science*.

Action taken: Approved Disapproved Other _____

PR 4

Office of the President
January 24, 2006

Members, Board of Trustees:

PROPOSED AMENDMENT TO THE GOVERNING REGULATIONS

Recommendation: that the attached revision to the Ethical Principles and Code of Conduct section of the university's Governing Regulations (GR Part I. D. 2. k.) relating to the internal and external audit functions, which was received by the Board of Trustees for preliminary consideration at the December 13, 2005 meeting, be approved.

Background: The Sarbanes-Oxley Act, applicable to public companies that are subject to SEC regulation, was enacted by Congress in 2002 in response to concerns over corporate scandals, accounting irregularities, fraud, and related audit failures. The act does not apply to colleges and universities and has no force of law for those institutions, although certain provisions have relevance to higher education management and oversight.

The National Association of College and University Business Officers (NACUBO) recommended that colleges and universities comply with the spirit of the Sarbanes-Oxley Act and issued an Advisory Report in November 2003, to provide guidance on "best practices" to implement from the act. The University of Kentucky is implementing the recommendations of NACUBO.

A provision of the act makes it unlawful for a public company officer or director to fraudulently influence, coerce, manipulate, or mislead an auditor in the performance of an audit. NACUBO recommends that this issue be addressed in an institution's code of conduct/code of ethics as a specific violation of policy. The attached revision to the "Ethical Principles and Code of Conduct" is proposed to make the university's regulations compliant with NACUBO's recommendation.

University Treasurer Henry Clay Owen recommended this action to the Audit Subcommittee of the Board of Trustees Finance Committee. The Audit Subcommittee agreed with the proposed amendment.

Action taken: Approved Disapproved Other _____

(j) Conflict of Interest

The public's respect and confidence in the University of Kentucky must be preserved. Confidence in the University of Kentucky is put at risk when the conduct of University members does, or may reasonably appear to, involve a conflict between private interests and obligations to the University. All University members shall avoid conduct that might in any way lead members of the general public to conclude that he or she is using an official position to further professional or private interests or the interests of any members of his or her family. In conducting or participating in any transaction, full disclosure of any real or perceived conflict with personal interests and removal from further participation in such matters is required.

Administrative Regulation II-4.0-4 Conflict of Interest and Financial Disclosure Policy – Research sets forth specific relationships and activities that pose a potential conflict of interest for faculty, staff, and students involved in research and related activities. The University recognizes that actual or potential conflicts of interest may occur in the normal conduct of research and other activities. A conflict of interest can also arise if an employee's professional judgment is or may appear to be influenced by personal interests. It is essential that potential conflicts be disclosed and reviewed by the University. After disclosure, the University can make an informed judgment about a particular activity and require appropriate oversight, limitations, or prohibitions in accord with this policy. It is important to remember that each relationship is different, and many factors often will need to be considered to determine whether a conflict of interest exists.

(k) Auditing Services

To effectively discharge their fiduciary and administrative responsibilities, the University's administration and the Board of Trustees are assisted by internal and external (independent) auditing services. These services provide independent, objective assurances and consulting services with respect to evaluating risk management, control, and governance processes. It is a violation of University policy to mislead or give false information to or intentionally omit material facts from internal or external (independent) auditor(s).

~~(k)~~ (l) Financial Advantage

Members of the University community must exhibit personal integrity, honesty and responsibility in all actions. Official position or office shall not be used to obtain financial gain or benefits for oneself or members of one's family or business associates. Any action that creates the appearance of impropriety should be avoided. Purchases and contracts shall not be made with an employee of the University of Kentucky for any item of supply, equipment, or service, nor may an employee have any interest, directly or indirectly, in any purchase made by the University of Kentucky (*Business Procedures Manual B.2.C*). An indirect interest may be defined as a real or perceived use of a university position or office with respect to a purchase or contract, leading to financial or other benefits to the individual or a member of his or her family. An indirect interest includes situations where a business owned or controlled by a family member does business with the University area where the employee is assigned.

PR 5

Office of the President
January 24, 2006

Members, Board of Trustees:

PROPOSED AMENDMENT TO THE GOVERNING REGULATIONS

Recommendation: that the attached revision to the Student Affairs section of the university's Governing Regulations (GR XI) be received for preliminary consideration and at the next regular meeting of the Board of Trustees be included on the agenda for action.

Note: Proposed additions are underlined; proposed deletions are lined through.

Background: Subsequent to the 2005 election for Student Government Association president, Interim Provost Scott Smith charged an ad hoc committee with the task of reviewing and revising GR XI (Student Affairs) to clarify the relationship between the university and the Student Government Association (SGA). In addition, Interim Provost Smith asked the ad hoc committee to recommend the jurisdictional authority that the University Appeals Board should have regarding decisions rendered by hearing bodies established by the SGA and other registered student organizations.

The ad hoc committee's work was guided by three principles: (1) to ensure the Student Government Association has sufficient autonomy to function as a representative and deliberative body; (2) to affirm the university's responsibility for and authority over SGA operations in matters related to fiscal affairs and adherence to the rules, policies, and regulations of the university; and (3) to incorporate within GR XI the definitional elements of the University Appeals Board, pertaining to the board's jurisdiction, the appointment of its members, and the general procedures governing the board's operation.

Action taken: Approved Disapproved Other _____

PART XI

STUDENT AFFAIRS

A. Student Government Association

The University of Kentucky Student Government Association is recognized by the Board of Trustees, administration, the Staff Senate and the University Senate as the official representative of the student body ~~authority~~ in University matters to ensure a maximum of self-government and to ~~foster~~ create mutual respect, collaboration and cooperation ~~and liaison~~ between students and the faculty, staff and administration. It shall develop rules for its composition and procedures, and provide services to the students, staff, faculty, and administration of the University. These rules shall be consistent with the vision, mission and values of the University and shall be governed by the University's written policies and procedures, including those prescribed in the *Governing Regulations*, *Administrative Regulations* and *University Senate Rules*. ~~and represent student opinion to the faculty, administration, and Board of Trustees. It may have responsibilities delegated to it by the President, the Office of the Vice President for Student Affairs and/or the University Senate. Copies of the Student Government Association rules and approved changes shall be provided to all members of the student body of the University, the Secretary of the Staff Senate, the Secretary of the University Senate, Vice President for Student Affairs, the President, and the Secretary of the Board of Trustees.~~

The President of the Student Government Association shall be considered to be the President of the student body of the University as specified in KRS 164.130.

~~The Student Government Association shall be representative of the student body of the University. It is authorized to develop rules for its composition and procedures which are consistent with rules and regulations of the University. Copies of these rules shall be made available to all members of the student body of the University, the Secretary of the University Senate, the Associate Provost for Academic Affairs, Vice President for Student Affairs, the President, and the Secretary of the Board of Trustees.~~

~~For purposes of budget and other matters relating to finance, the Student Government Association is responsible to an administrative officer designated by the President.~~

~~The Student Government Association shall adhere to all rules and regulations adopted by the Board of Trustees.~~

The Student Government Association may have additional responsibilities delegated to it by the President or the Office of the Vice President for Student Affairs. The Vice President for Student Affairs shall have administrative oversight of the Student Government Association in matters pertaining to the expenditure of university funds. The

Vice President for Student Affairs shall also ensure that any action taken by the Student Government Association is consistent with University written policies and procedures, including those prescribed in the *Governing Regulations, Administrative Regulations and University Senate Rules*. An appeal of a decision of the Vice President for Student Affairs in any of the above matters may be made to the Provost. The Vice President for Student Affairs shall assign a university advisor to the Student Government Association, whose duties shall be to counsel and advise the organization and its officers as to their roles and responsibilities. The Student Government Association advisor shall review all proposed changes to the Student Government Association Constitution and By-Laws as well as rules for its composition and procedures and advise the Student Government Association concerning the consistency or inconsistency with University policies and procedures, including but not limited to the *Governing Regulations, Administrative Regulations, University Senate Rules* and the *Code of Student Conduct*.

Pursuant to KRS 61.810, the meetings of the Student Government Association are open meetings. Through the respective presiding officer, any person may request the privilege of the floor to address all meetings of the Student Government Association.

B. Student-University Relationships

The non-academic relationships between University students and the University are ~~articulated~~ covered in the document entitled, *Student Rights and Responsibilities:- Part I - Code of Student Conduct: Rules, Procedures, Rights and Responsibilities Governing Non-Academic Relationships*, which has been adopted by the Board of Trustees and may be amended only by that body.

The academic relationships between University students and the University are incorporated in the document entitled, *Student Rights and Responsibilities:- Part II - Selected Rules of the University Senate Governing Academic Relationships*. The rules in Part II have been adopted by the University Senate and may be amended only by that body.

Copies of the document, *Student Rights and Responsibilities: Parts I and II*, shall be made available to all students. The *Student Rights and Responsibilities: Parts I and II* are also available at www.uky.edu/StudentAffairs/Code. Registration by the student constitutes acceptance of the policies in the *Student Rights and Responsibilities governing* student-University relationships. In no case, however, shall this acceptance preclude legitimate efforts to obtain amendments to this ~~basic~~ document covering these relationships.

~~C. Lexington Community College Students~~

~~The relationship between students at Lexington Community College and the University of Kentucky is defined in the "Memorandum of Agreement Among the University of Kentucky, the Kentucky Community and Technical College System, and Lexington Community College Pursuant to House Joint Resolution 214."~~

1. For non-academic matters, the Agreement, effective July 1, 2004, provides as follows:

(a) On July 1, 2004, and through June 30, 2006, Lexington Community College students shall have the responsibilities, services, privileges, and rights accorded to them before HJR 214.

(b) After June 30, 2006, Lexington Community College students shall be able to choose from certain University of Kentucky services on an individual basis without obligation to purchase any other or all services. Appropriate charges for the selected service(s) shall apply.

2. For academic matters, the Agreement provides as follows:

(a) Effective July 1, 2004, the Kentucky Community and Technical College System shall be responsible for academic and student support services for LCC students, except for services mutually agreed to by KCTCS and University of Kentucky.

(b) Effective July 1, 2005, LCC students shall come under the KCTCS Student Code of Conduct for academic matters.

(c) LCC students, enrolled on or before September 1, 2004, in associate degree programs approved by the UK Board of Trustees who complete the associate degree program on or before August 31, 2010, shall have their degrees conferred by the UK Board of Trustees. The degrees for all other students enrolled in LCC programs shall be awarded by the KCTCS Board of Regents.

C. The University Appeals Board - Jurisdiction

There shall be a University Appeals Board (hereinafter UAB) with specific jurisdiction over student matters. The UAB shall be assigned either original or appellate jurisdiction over various students, as established by this *Governing Regulation*, as follows:

1. Disciplinary Offenses

In cases of disciplinary offenses (outlined in the *Code of Student Conduct*, Article II) where the student is sanctioned with social suspension, disciplinary suspension, or expulsion, the UAB shall have appellate jurisdiction.

2. Academic Offenses

(a) In cases of academic offenses (outlined in the *University Senate Rules*, Section 6.3) where the student contests guilt, the UAB shall have original jurisdiction.

(b) In cases of academic offenses (outlined in the *University Senate Rules*, Section 6.3) where the only issue is the severity of the sanction, the UAB shall have appellate jurisdiction.

3. Violation of Student Rights

- (a) In cases where a student claims a violation of student rights (outlined in the Code of Student Conduct, Article I), the UAB shall hear any case referred to it by the Dean of Students and may grant the written appeal of any student to hear a case not referred to it by the Dean of Students.
- (b) Registered student organizations that receive the majority of their regular operating budgets from allocations of student fee monies and/or University allocation shall have a hearing process which shall include final appeal to the UAB.
- (c) The UAB shall have jurisdiction over final decisions of University hearing agencies in which a student alleges a violation of student rights. In a case involving a student election in which a candidate alleges that his or her student rights were violated, the UAB may affirm the decision of the Student Government Association appellate body, refer the matter back to the Student Government appellate body to correct the error identified by the UAB, or affirm or void the election. The jurisdiction of the UAB does not extend to the selection of the President of the Student Government Association.

4. Violation of Academic Rights

In cases where a student claims a violation of academic rights (outlined in the University Senate Rules, Section 6.1), the UAB shall have original jurisdiction.

5. College Honor Code Offenses

The UAB shall hold appellate jurisdiction over the decisions of college honor councils or committees, except that if the hearing panel, by majority of those present, decides the student's rights have been substantially violated, the hearing panel has original jurisdiction on the issue of guilt.

6. Cases of Temporary Sanctions

When the Vice President for Student Affairs imposes temporary sanctions on a student, the UAB shall have appellate jurisdiction.

D. Composition of the University Appeals Board

1. The UAB shall consist of thirty (30) members, eighteen (18) faculty members and twelve (12) full-time students, and a Hearing Officer who shall be the Chair.
2. A hearing panel of the UAB shall consist of nine (9) members, at least five (5) of whom are faculty members, at least one (1) of whom is a student, and a Hearing Officer, who shall be the chair.

3. A quorum of the hearing panel for the conduct of business will be nine (9), including the Hearing Officer, at least five (5) faculty members (exclusive of the Hearing Officer) and at least one (1) student.

E. Appointments to the University Appeals Board

1. The Hearing Officer

The Hearing Officer shall be the Chair of the hearing panel and shall be a person with training in the law appointed by the President of the University for a three-year term, subject to reappointment. The term shall begin on September 1, and end August 31. The Hearing Officer shall convene and preside at all meetings of the hearing panel, but does not vote as a member of the Board or have the authority to cast a tie breaking vote. All questions of the law, either substantive or procedural, and all procedural questions shall be addressed to and ruled upon by the Hearing Officer. The Hearing Officer shall have the authority to exclude any hearing panel member that the Hearing Officer determines has a conflict of interest or the appearance of a conflict of interest with a case. If the Hearing Officer cannot serve when needed, the President or, in the President's absence, the Provost shall appoint a temporary substitute.

2. The Student Members

- (a) The student membership of the UAB shall be appointed to one-year terms, subject to reappointment. Their terms shall begin September 1 and end August 31.
- (b) The student membership shall consist of four (4) graduate or professional students and eight (8) undergraduate students. The undergraduates must be full-time students and either sophomores, juniors or seniors in good standing. The graduate or professional student must be a full-time student, have been in residence at least one year and be in good standing.
- (c) The President shall appoint student members to the UAB from the recommendations submitted by the Student Government Association and the college deans. Six (6) student members shall be appointed from those names submitted by the Student Government Association and six (6) members from those names submitted by the college deans, totaling twelve (12) student members.

3. The Faculty Members

Faculty members of the UAB shall be appointed to staggered three-year terms by the President of the University upon the recommendation of the University Senate Council. All terms shall begin on September 1 and end on August 31. To minimize the possibility of a conflict of interest, faculty members with primary administrative appointments (more than fifty percent of their assignment allotted to administration) shall not be appointed to the UAB.

4. Temporary Appointments

- (a) If a sufficient number of the members of the UAB are not present or have been determined by the Hearing Officer to have a conflict of interest or the appearance of a conflict of interest at any time when that Board has duties to perform, the President of the University or, in the President's absence, the Provost, shall make such temporary appointments as are necessary to ensure that the required number of members are present. Such temporary appointments need not be preceded by the recommendations otherwise provided herein. However, in no case shall a faculty member replace a student member or a student member replace a faculty member.
- (b) If, at any time, in the judgment of the Hearing Officer, there are sufficient cases pending before UAB that it is unlikely that the pending cases can be processed within the time prescribed, the Hearing Officer shall notify the President of that fact. The President may, in accordance with the above provisions of GR XI Section E, activate additional boards and appoint a Hearing Officer for each such additional board, or appoint additional boards and hearing officers for designated cases and time periods.
- (c) The authority, jurisdiction, and range of possible actions of, and the guaranteed rights of an accused person before any special board or panel appointed or activated under the terms of (a) or (b) above shall be the same as those applicable to the regularly constituted board or panel.

F. Procedures of the University Appeals Board

Additional procedures of the UAB shall be those prescribed by *University Senate Rules* for academic cases, the *Code of Student Conduct* for non-academic cases, or by the UAB to effectuate the orderly conduct of its functions.

G. Disposition of Cases – Authority

The authority of the UAB over the disposition of academic cases is provided in the *University Senate Rules* for academic cases and in the *Code of Student Conduct* for non-academic cases. Decisions of the UAB are final.

PR 6

Office of the President
January 24, 2006

Members, Board of Trustees:

REPORT ON RESULTS OF ALUMNI MEMBER ELECTION

Recommendation: that the report of the Secretary of the Board of Trustees on the results of the election authorized by the University of Kentucky Alumni Association be received and put to record, and that the Secretary be authorized to certify to the Governor the names of the three persons receiving the largest number of votes, from which list a successor to Marianne Smith Edge, whose term expires June 30, 2006, will be appointed

Background: The term of Marianne Smith Edge as alumna member of the Board of Trustees expires June 30, 2006. An election has been held among the graduates of the University of Kentucky as prescribed by statute and in accordance with the rules and regulations of the Board of Trustees. The attached letter from the Secretary of the Board of Trustees to the President of the university reports the results of the election.

Action taken: Approved Disapproved Other _____



UNIVERSITY OF KENTUCKY

Board of Trustees

Lexington, KY 40506

www.uky.edu

January 6, 2006

President Lee T. Todd, Jr.
Office of the President
101 Main Building
University of Kentucky
Lexington, Kentucky 40506-0032

Dear President Todd:

The term of Marianne Smith Edge as alumna trustee of the Board of Trustees expires June 30, 2006. An election has been held among graduates of the University of Kentucky, as prescribed by statute and by the rules and regulations of the Board of Trustees, to nominate to the Governor three graduates from whom a successor will be appointed. Mr. Stan Key, Director of Alumni Affairs, conducted the actual tabulation of the votes, and the results of the election follows:

Sandy Bugie Patterson	1,140
J. Tim Skinner	1,026
Michael A. Burleson	998
Hank "Tobo" Thompson	870
Franklin H. Farris, Jr.	829
Write-in Candidates	36

Will you please submit this information to the Board of Trustees that same may be approved, and the names of the three receiving the highest number of votes be certified to the Governor of the Commonwealth of Kentucky from which list he may appoint one to serve a six-year term.

Respectfully submitted,

Pamela R. May
Secretary
Board of Trustees

/pfw

PR 7

Office of the President
January 24, 2006

Members, Board of Trustees:

HONORARY DEGREE RECIPIENTS

Recommendation: that the Board of Trustees approve awarding the honorary degree of Doctor of Humanities to Raymond Betts, Doctor of Letters to Seamus Heaney, Doctor of Letters to Abby Marlatt, and Doctor of Letters to Louise McIntosh Slaughter.

Background: The Committee on Honorary Degrees has recommended to the Graduate Faculty and the University Senate that an honorary degree be awarded to Raymond Betts, Seamus Heaney, Abby Marlatt, and Louise McIntosh Slaughter. These three bodies have expressed their approval of the recommendation.

Biographical sketches of the recipients are attached.

Action taken: Approved Disapproved Other _____

Dr. Raymond Betts

A prolific scholar and respected educator widely recognized in the scholarship of European history and European imperialism, Dr. Betts published nine books before retiring from the University of Kentucky in 1998, including the critically acclaimed *Uncertain Dimension*, a study of western imperialism in the 20th century. He has also published two more works since his retirement – *Decolonization* and *A History of Popular Culture: More of Everything, Faster and Better*. His work has been recognized by invitations to lecture at such prestigious institutions as Oxford University and the University of Leiden.

Dr. Betts was a professor of History at UK from 1971, and regularly taught large introductory courses in Western Civilization, in addition to upper-division and graduate courses. As well as serving as the director of the Gaines Center for the Humanities and director of the UK Honors Program, he was a member of the UK Board of Trustees from 1986 to 1992. He is the originator of the UK 101 program for incoming freshman and of the Emerging Leader Institute. Dr. Betts has also been the recipient of numerous university awards, including the University's Alumni Association Great Teacher Award (1979), the Chancellor's Award for Excellence in Teaching (1990), and the University's Outstanding Faculty Advisor Award (1992). In 1993 and 1994, he was recognized by graduating seniors in the College of Arts and Sciences as one of the ten most influential faculty members.

Dr. Betts has also devoted himself to promoting the advancement of teaching throughout his career as well as using his scholarship to contribute to the larger community. In 1974, he conceptualized and was instrumental in creating the Kentucky Association for Teachers of History, an organization to which he still contributes. He has regularly contributed op-ed pieces to the *Herald-Leader* and the *Courier-Journal*, and has also written for national newspapers such as the *Long Island Newsday* and the *Christian Science Monitor*. Dr. Betts has also been actively involved with Kentucky Educational Television as a consultant and producer of programs and was one of the first members of the board of directors of the Kentucky Humanities Council. He has also been involved with the Governor's Scholar Program and was on the advisory board of the *Kentucky Encyclopedia*.

For his many contributions to higher education, Dr. Betts is recommended for an Honorary Doctor of Humanities.

Seamus Heaney

Seamus Heaney's 1995 Nobel Prize for Literature and 1996 appointment as Ralph Waldo Emerson Poet in Residence at Harvard University recognized Heaney as one of the finest English language poets writing today. While best known for philosophic poetry that can "describe the complexity and pain of ethnic conflict," he is also a prolific essayist and renowned translator.

Native of Northern Ireland, Heaney went to school in Belfast, graduating with honors from Queen's College with a BA in English in 1961 and receiving a diploma in education from St. Joseph's College of Education in 1962. He spent 1971-72 as a visiting professor at Berkley and 1975-79 as Head of the Department of English at Carysfort Teacher Training College in Dublin. In 1979 he accepted an appointment at Harvard University, where he has remained except for a five-year term as Chair of Poetry at Oxford University.

Heaney is the author of thirteen books of poetry, six major translations, two published plays (both of which were performed), and six books of criticism. In addition to winning the Nobel Prize, he is the recipient of the W. H. Smith Award, the Duff Cooper Prize, Commandeur de l'Ordre des Arts et Lettres, two Whitbread Book of the Year Awards, and over twenty honorary degrees. Former President Clinton used a phrase of Heaney's to title his best selling memoirs, *Between Hope and History* (2004).

Heaney is also well known for his translation of *Beowulf*, a translation that was chosen for the *Norton Anthology of English Literature*, and won The United Kingdom's prestigious Whitbread Book for Book of the Year Award, an extraordinary achievement for a translation of an Old English poem.

In 2003, Heaney gave King Library Press two poems for printing as a limited edition broadside; it marked the first time the Press has printed first editions of a Nobel Laureate.

Recognizing this renowned Irish author honors the unique connection between Lexington and Ireland. For twenty years, Lexington has been a Twin City to Kildare, Ireland, which is known for its breeding of thoroughbreds. This Twin Cities relationship now includes a faculty and student exchange program. Lexington's and Ireland's horse industry have developed close ties and today Lexington is home to Irish immigrants, visitors, investors, and specialists working on local horse farms.

To highlight the intellectual, cultural, and economic ties between Lexington and the University of Kentucky with its Irish colleagues, an award to one of Ireland's finest poets and thinkers is fitting.

For his academic and creative excellence, Professor Heaney is recommended for an Honorary Doctor of Letters.

Dr. Abby Marlatt

Dr. Marlatt is a widely recognized advocate for equal social opportunity for racial minorities in Kentucky. During her early academic career in California and Kansas, she became increasingly active in counseling university students in nonviolent methods of social protest against racist social practices. When she arrived at the University of Kentucky in 1956, she found the city of Lexington and the state of Kentucky entrenched in segregationist practices. She thus engaged in counseling students in nonviolent social protest and to personally engage in such nonviolent protest herself against racist segregationist practices in Kentucky. The significance of her social leadership has been attested by many private and public organizations and Kentucky historians, including: the Kentucky Historical Society, Kentucky House of Representatives, National Conference of Christians and Jews, the Kentucky Commission on Human Rights, Lexington *Herald-Leader*, and the Lexington Commission on Race Relations.

Dr. Marlatt earned her Ph.D. at Berkeley in 1947 and taught at Kansas State University and Beirut College for Women in Lebanon. She came to UK as the Director of the School of Home Economics in 1956. During the early 1960s, Dr. Marlatt participated in marches and sit-ins and often used her home as bond to get protesters out of jail. She was demoted and lost her teaching job for a year, despite state laws supporting academic freedom at UK, which stipulated that tenured faculty can only be dismissed for incompetence, neglect or refusal to perform duties, or for immoral conduct. Although Lexington's two newspapers at the time did not cover the local civil rights movement, editorials and letters to the editor criticized Marlatt's activism, particularly anti-war leafleting.

Dr. Marlatt did not bow to the criticism, however. She held firm that under the state law's protection of academic freedom she could not be properly dismissed from her tenured position for her expression of opinion. When the Board Hearing Committee issued its report, three faculty members on the committee stood behind Marlatt and ensured that she retained her tenured position. Her unwillingness to relent in 1962 preserved the integrity of this important protection against infringements on freedom of expression for future UK faculty and administrators.

Dr. Marlatt recently celebrated her ninetieth birthday.

For her contributions to civil rights and academic freedom, Dr. Marlatt is recommended for an Honorary Doctor of Letters.

Louise McIntosh Slaughter

In November 2004, Congresswoman Louise McIntosh Slaughter, a native of Harlan County, Kentucky, and UK alumnus, was elected to her tenth term in Congress as U.S. Representative for the 28th Congressional District of New York State. Representative Slaughter holds both a Bachelor of Science degree (1951) in Microbiology and a Master of Science degree (1953) in Public Health from UK.

Representative Slaughter is the Ranking Member on the influential House Committee on Rules, and the first woman from either political party to hold this position. A member of the House Democratic Leadership, she serves on the Democratic Steering and Policy Committee. In 2003, Representative Slaughter was chosen to sit on the newly created Select Committee on Homeland Security. She is the Democratic Chair of two congressional caucuses, the Congressional Arts Caucus and the Bipartisan Congressional Pro-Choice Caucus, and is the former co-chair of the Congressional Women's Caucus.

Representative Slaughter is an advocate of fair coverage in the media, striving to reinstate the Fairness Doctrine, which requires broadcasters to provide balanced, truthful coverage on important local and political issues. In late 2004, she authored the Meaningful Expression of Democracy in America Act, or MEDIA, a bill which would reinstate the Fairness Doctrine in an attempt to restore integrity and balance in the media.

As a microbiologist, Representative Slaughter is intensely involved in health issues. She is the leading expert in Congress on genetics issues and has authored legislation to protect citizens from discrimination by health insurance providers or employers based on genetic makeup. In 1997, she was awarded the American Public Health Association Distinguished Public Health Legislator Award for her work on health and genetics issues.

Representative Slaughter is also a strong advocate for women's rights and served as co-chair of the Congressional Caucus for Women's Issues during the 108th Congress and continues to serve as co-chair of the Bipartisan Congressional Pro-Choice Caucus. She co-authored the historic Violence Against Women Act in 1994 and wrote legislation to make permanent the Department of Justice's Violence Against Women Office.

During her eighteen years in Congress, Representative Slaughter has won numerous awards for her leadership and dedication to public service. She was the first Member of Congress to receive the Sidney R. Yates National Arts Advocacy Award, presented by the National Assembly of State Arts Agencies. In 2003, she was awarded the Humane Legislator of the Year by the American Humane Association. In January 1999, she was named, "Lay Educator of the Year" by the Rochester Chapter of Phi Delta Kappa International, the professional fraternity for men and women in education. In 2004, Women in Film and Vision honored her with its Woman of Vision award for her work on women's and arts issues.

For her contributions to public life in the United States, Representative Slaughter is recommended for an Honorary Doctor of Letters.

FCR 1

Office of the President
January 24, 2006

Members, Board of Trustees:

AMERICAN COLLEGE OF CHEST PHYSICIANS AND
BAYER HEALTHCARE PHARMACEUTICALS GIFTS

Recommendation: that the Board of Trustees accept a gift of \$120,000 from the American College of Chest Physicians, Northbrook, Illinois, and a gift of \$5,000 from Bayer HealthCare Pharmaceuticals, West Chester, Ohio, to the Bayer Professorship in Pulmonary Medicine in the College of Medicine and submit these gifts of \$125,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: The gifts are being made to augment previous contributions from Bayer HealthCare Pharmaceuticals and other corporations, organizations, and individuals interested in supporting an endowed professorship and an endowed chair in the Division of Pulmonary Medicine to enhance research on lung diseases.

Action taken: Approved Disapproved Other _____

FCR 2

Office of the President
January 24, 2006

Members, Board of Trustees:

BARNSTABLE-BROWN DIAMOND DERBY, INC. PLEDGE

Recommendation: that the Board of Trustees accept a pledge of \$200,000 from the Barnstable-Brown Party Diamond Derby, Inc. of Louisville, Kentucky for the Barnstable-Brown Chair in Pediatric Diabetes Research in the College of Medicine's Department of Pediatrics and submit this pledge of \$200,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: The Board of Trustees accepted gifts and pledges of \$500,000 in March 1999 from the Barnstable-Brown Party, Diamond Derby, Inc. to establish the endowed chair. The organization continues to make gifts to enhance the endowment principal, which will be \$1.8 million, including other donor's gifts and matching funds from Kentucky's Endowment Match Program.

Action taken: Approved Disapproved Other _____

FCR 3

Office of the President
January 24, 2006

Members, Board of Trustees:

LOUISE HARRISON SHOUSE GIFT TO THE GATTON COLLEGE
OF BUSINESS AND ECONOMICS

Recommendation: that the Board of Trustees accept a gift of \$175,000 from Louise Harrison Shouse to create and endow the Louise Harrison Shouse Graduate Fellowship Endowment in Accountancy in the Gatton College of Business and Economics and submit this gift of \$175,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: Louise Harrison Shouse received a degree in Accountancy from the Gatton College.

Action taken: Approved Disapproved Other _____

FCR 4

Office of the President
January 24, 2006

Members, Board of Trustees:

LOUISE HARRISON SHOUSE GIFT TO THE COLLEGE OF FINE ARTS

Recommendation: that the Board of Trustees accept a gift of \$75,000 from Louise Harrison Shouse to add to and rename the Louise Harrison Shouse Endowed Enrichment Fund for Research in Vocal Studies to the Louise Harrison Shouse Endowed Research Fund in Opera Studies in the College of Fine Arts and submit this gift of \$75,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: Mrs. Shouse has been a generous donor to the College of Fine Arts' vocal arts endowments. This endowment will support research into the historical and experimental dimensions of vocal music and opera.

Action taken: Approved Disapproved Other _____

FCR 5

Office of the President
January 24, 2006

Members, Board of Trustees:

JUDITH M. JANSSEN GIFT AND PLEDGE

Recommendation: that the Board of Trustees accept a gift of \$7,500 and a pledge of \$42,500 from Judith M. Janssen of Alexandria, Virginia to create and endow the Guy M. Davenport Endowed Professorship in English in the College of Arts and Sciences and submit these gifts and pledges of \$50,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: Judith Janssen received her MA in English from UK in 1969 and her Ph.D. in English from UK in 1972. This gift is being made in memory of Dr. Guy Davenport, a UK English Department faculty member from 1963 to 1991. She currently serves as Human Resource Counsel for Exxon Mobil Corporation in Fairfax, Virginia.

Action taken: Approved Disapproved Other _____

FCR 6

Office of the President
January 24, 2006

Members, Board of Trustees:

PLEDGE FROM THE ESTATE OF JANET H. KOLLER FOR THE JANET H.
KOLLER RESEARCH AND DEVELOPMENT ENDOWMENT

Recommendation: that the Board of Trustees accept a pledge of \$1,000,000 from the Estate of Janet H. Koller of Danville, Kentucky, to create and endow the Janet H. Koller Research and Development Endowment in the College of Agriculture and the UK Gluck Equine Research Center and submit this pledge of \$1,000,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: This action follows the Board of Trustee's acceptance of the Janet H. Koller estate gift at its January 11, 2005 meeting. The remaining distribution is expected by December 2006.

Action taken: Approved Disapproved Other _____

FCR 7

Office of the President
January 24, 2006

Members, Board of Trustees:

PLEDGE FROM THE ESTATE OF JANET H. KOLLER FOR THE PRIORITY
RESEARCH ENDOWMENT

Recommendation: that the Board of Trustees accept a pledge of \$1,000,000 from the Estate of Janet H. Koller to create and endow the Priority Response Research Endowment in the College of Agriculture and the UK Gluck Equine Research Center and submit this pledge of \$1,000,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: This action follows the Board of Trustee's acceptance of the initial distribution of the Janet H. Koller estate gift at its January 11, 2005 meeting. The remaining distribution is expected by December 2006.

Action taken: Approved Disapproved Other _____

FCR 8

Office of the President
January 24, 2006

Members, Board of Trustees:

BARBARA N. SLEVIN GIFT AND PLEDGE

Recommendation: that the Board of Trustees accept a gift of \$25,000 and a pledge of \$100,000 from Barbara N. Slevin of Lexington, Kentucky to create and endow the Robert and Jeanne Nyere Professorship/Chair in Epilepsy Research in the College of Medicine, Department of Neurology and submit this gift and pledge of \$125,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: This professorship/chair in Epilepsy honors Mrs. Slevin's parents, Robert and Jeanne Nyere.

Action taken: Approved Disapproved Other _____

FCR 9

Office of the President
January 24, 2006

Members, Board of Trustees:

GIFTS AND PLEDGES TO THE CLIFFORD J. SWAUGER, JR.
SUMMER GRADUATE FELLOWSHIP ENDOWMENT FUND

Recommendation: that the Board of Trustees accept gifts of \$17,625 and pledges of \$41,535 from Jan Swauger of Lexington, Kentucky, her children, and friends, to create and endow the Clifford J. Swauger, Jr. Summer Graduate Fellowship Endowment Fund in the College of Arts and Sciences' Mathematics Department and submit these gifts and pledges of \$59,160 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: Cliff Swauger, a native Kentuckian, received a BS in Mathematics and Physics from Eastern Kentucky University and a Masters in Mathematics from UK in 1962. He served as chair of the Mathematics Department at Northern Kentucky Community College for several years before Dr. Wimberly Royster, his former advisor, recruited him to work in UK's math department and pursue his Ph.D. Professor Swauger taught part-time for many years and served as Assistant Dean for Finance and Administration in the College of Arts and Sciences for 29 years. He retired from the university in August, 2005 after 43 years of service. His wife and children are funding this endowment to establish a lasting legacy in his honor that will help future students earn their graduate degrees in mathematics.

Action taken: Approved Disapproved Other _____

FCR 10

Office of the President
January 24, 2006

Members, Board of Trustees:

ZANTKER CHARITABLE FOUNDATION PLEDGE

Recommendation: that the Board of Trustees accept a pledge of \$250,000 from the Zantker Charitable Foundation of Lexington, Kentucky to create and endow the Zantker Foundation Professorship in Jewish History in the College of Arts and Sciences and submit this pledge of \$250,000 for matching funds from Kentucky's Endowment Match Program. Council on Postsecondary Education guidelines require that the Board of Trustees acknowledge its responsibility for UK's participation in the program and for all university endowment funds.

Background: The Zantker Charitable Foundation was founded by the Zantker family of Kentucky in the 1940s. The Zantker Foundation funded the Zantker Foundation Endowed Jewish Professorship in 2000, which was matched by Kentucky's Endowment Match Program. The trustees of the foundation wish to continue support the College of Arts and Sciences by funding this professorship in Jewish History.

Action taken: Approved Disapproved Other _____

FCR 11

Office of the President
January 24, 2006

Members, Board of Trustees:

ESTABLISHMENT OF COLLEGE OF AGRICULTURE
TOBACCO SETTLEMENT QUASI-ENDOWMENT

Recommendation: that the Board of Trustees approve the establishment of the College of Agriculture Tobacco Settlement Quasi-Endowment with the funds received through the Tobacco Transition Program, estimated to be \$785,641. The quasi-endowment fund will be used to match private gifts to support endowed undergraduate scholarships.

Background: As a tobacco quota holder, the College of Agriculture is eligible to participate in the Tobacco Transition Payment Program. The federal program represents the end of tobacco marketing quota and price support loan programs. Quota holders are the landowners of the farm where a tobacco quota was assigned. Landowners with an established 2004 basic marketing quota on their farm as of October 22, 2004 are eligible for the Tobacco Transition Payment Program. President Bush signed the bill that ends the quota system on October 22, 2004. In 2005, the college received \$90,000 as the first payment and in December 2005, the college elected to take a lump sum payment of \$686,163 and a second payment of \$9,478 to complete the buyout process. Final distribution of the settlement payout is expected on or after January 15, 2006.

Dr. M. Scott Smith, Interim Provost and Dean of the College of Agriculture, has requested that the total amount of the tobacco payout be used to match private gifts of \$10,000 or more to existing endowed undergraduate scholarships and gifts of \$10,000 or more to create new undergraduate scholarship endowments. The college will match \$1 for every \$2 of private gifts. Said match will add to the principal of the College of Agriculture endowed undergraduate scholarships. This matching incentive program will generate \$2,356,923 in additional endowed scholarship funds for the College of Agriculture. This figure includes private gifts and the Tobacco Settlement Fund payout.

Action taken: Approved Disapproved Other _____

FCR 12

Office of the President
January 24, 2006

Members, Board of Trustees:

APPROVAL OF LEASE

Recommendation: that the Executive Vice President for Finance and Administration be authorized to negotiate and execute the following:

A new lease between the University of Kentucky (Computational Sciences) and e-Cavern, LLC, P.O. Box 545, Crestwood, Kentucky, for space located at 1841 Taylor Road, Louisville, Kentucky effective October 1, 2005 through April 30, 2007 for the use of 4,200 square feet of the secure, underground technology facility at a cost of \$729,140.00

Background: The Board of Trustees amended the Governing Regulations (SCGR 1) at its June 14, 2005 meeting requiring that all leases in excess of \$100,000 be approved by the Board of Trustees. The President or his designated representative is authorized to enter into leases and easements not exceeding \$100,000 in value.

The lease with e-Cavern, LLC is required by the U.S. Department of the Treasury as part of a research project to improve the resiliency of the financial sector to recover from disaster scenarios through development of new secure, remote, financial transaction backup storage systems. The lease will be funded entirely with federal funds.

Action taken: Approved Disapproved Other _____

FCR 13

Office of the President
January 24, 2006

Members, Board of Trustees:

SALE OF AN INVESTMENT

Recommendation: that the Board of Trustees authorize the sale of the university's investment identified in the closed meeting of the Finance Committee on January 24, 2006 at a price no less than the minimum appraised value of the investment as of the 2005 calendar year. Frank A. Butler, Executive Vice President for Finance and Administration, is authorized to execute the appropriate legal documents and to take such further action as may be necessary or appropriate to sell such investment.

Background: For a number of years the university has held a certain investment, and the university now has been approached about selling this investment. The university management has been advised by a qualified financial advisor that this is the appropriate time to dispose of the investment to receive the optimum return. In order to achieve such maximum return, confidentiality is required. The investment was appraised during the 2005 calendar year, and the investment will not be sold for less than minimum appraised value.

The university management has determined that the sale of the investment is in its best financial interest, and the investment should be sold.

Action taken: Approved Disapproved Other _____