

Board Book

May 16, 2024

MISSISSIPPI BOARD OF TRUSTEES OF STATE
INSTITUTIONS OF HIGHER LEARNING

Board Meeting Outline

MISSISSIPPI BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING

MEETINGS SCHEDULE

Academic Affairs Committee | May 15, 2024, 2:00p | IHL Board Room
Health Affairs Committee | May 15, 2024, 3:00p | IHL Board Room
IHL Board Meeting | May 16, 2024, 9:00a | IHL Board Room

CALL TO ORDER INVOCATION

Trustee Bruce Martin.
Trustee Dr. Ormella Cummings

MINUTES

April 18, 2024 Regular Board Meeting Minutes 5

CONSENT AGENDAS | Trustee Bruce Martin

ACADEMIC AFFAIRS

1. UM – Modification to an Existing Academic Unit: Department of Health, Exercise Science and Recreation Management.....48

FINANCE

1. MSU – Request for Approval of a Budget Escalation for the College of Veterinary Medicine FY24 Education & General49
2. UM – Request for Approval to Enter a Contractual Services Agreement with Huron Consulting Services, LLC.....49
3. UMMC – Request for Approval to Enter a Pricing and Rebate Agreement with W.L. Gore & Associates, Inc.53

REAL ESTATE

Approval of Initiations of Projects/Appointments of Professionals

Bureau of Building Project

1. MVSU – GS 106-265 – Campus Roofing (Lackey Re-Roof), Design Professional – Shafer Zahner Zahner, PLLC57

Approval of Budget Increases and/or Changes of Scope/Funding Source(s)

IHL Projects

2. UM – IHL 207-490 – Research Laboratory Facilities Master Plan and Design, Design Professional – Eley Guild Hardy Architects, P.A.....58
3. UM – IHL 407-011 – UM Early Learning and Evaluation Center, Design Professional – McCarty Architects, P.A.....60

Approval of Other Real Estate Requests

- 4. MSU – Demolish and Delete from Inventory Buildings #1198, #1247, #1268, and #1271 in Starkville, MS.62
- 5. UM – Approval of a Sublease Between Saint Anthony Club of Mississippi, Inc., and Pi Kappa Phi Alpha Lambda Housing Corporation62
- 6. UM – Approval to Enter a Lease Agreement with West Oxford Gallery, LLC64
- 7. USM – Approval to Enter a Purchase-Sale Agreement for the Purchase of Real Property Located at 506 N. 36th Avenue, Hattiesburg, MS65

LEGAL

- 1. MSU – Retractive Approval to Hire Conley Rose, P.C. as Outside Counsel.....67
- 2. MSU – Approval to Hire Phelps Dunbar, LLP as Outside Counsel.....67

PERSONNEL

- 1. Change of Status (MSU).....68

REGULAR AGENDAS

ACADEMIC AFFAIRS | Trustee Hal Parker

- 1. STATE – 2024 Approval of Accreditation of Mississippi Nursing Degree Programs..... 69
- 2. MSU – Request to Add New Academic Units
 - a. School of Health Professions 71
 - b. School of Nursing 72
- 3. MSU – Request to Add a New Academic Degree Program: Bachelor of Science in Artificial Intelligence 73
- 4. SYSTEM – Approval for First Reading of Proposed Amendments to Board Policy Section 600.... 74

FINANCE | Trustee Jeanne Luckey

- 1. SYSTEM – Request for Approval to Purchase Cyber Insurance with Lloyds of London – Beazley Syndicate90
- 2. UMMC – Request for Approval to Amend a Participation Agreement with Cardinal Health 110, LLC and Cardinal Health 112, LLC91
- 3. SYSTEM – Request for Approval to Renew Property Insurance with Affiliated FM Insurance Company93
- 4. SYSTEM – Request for Approval of FY 2025 Appropriations and Appropriation Allocation.....94
- 5. SYSTEM – Request for Approval of FY 2025 Tuition, Room, and Board Rates and Waiver of the 30-Day Review Period.....95
- 6. SYSTEM – Request for Approval of Salary Guidelines for FY 202595
- 7. UM – Request for Approval to Enter a Contractual Services Agreement with Workday, Inc.....95

ADMINISTRATION/POLICY | Commissioner Alfred Rankins, Jr.

- 1. SYSTEM – Approval of Committee Appointments by President Bruce Martin101

INFORMATION AGENDAS | Commissioner Alfred Rankins, Jr.

ACADEMIC AFFAIRS

- 1. SYSTEM – Intent to Offer Certificate Programs102
 - a. JSU – Public Health
 - b. MSU – Teach Mississippi
 - c. MSU – Aquatic Animal Health

FINANCE

- 1. UMMC –Mississippi Department of Information Technology Services, as a Contracting Agent for UMMC, Entered Into Order Forms to the Agreement with Workday, Inc.....104

REAL ESTATE

- 1. SYSTEM – Real Estate Items Approved Subsequent to the April 18, 2024 Board Meeting
 - Jackson State University107
 - Mississippi State University109
 - Mississippi University for Women112
 - Mississippi Valley State University112
 - University of Mississippi113
 - University of Mississippi Medical Center116

LEGAL

- 1. SYSTEM – Report of Payments to Outside Counsel119

ADMINISTRATION/POLICY

- 1. SYSTEM – Commissioner’s Notification of Approval.....126

ADDITIONAL AGENDA ITEMS IF NECESSARY

OTHER BUSINESS/ANNOUNCEMENTS

EXECUTIVE SESSION IF DETERMINED NECESSARY

ADJOURNMENT

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 22, 2023, to each and every member of said Board said date being at least five days prior to this April 18, 2024 meeting. At the above-named place the following members were present to wit: Dr. Ormella Cummings, Dr. Steven Cunningham, Mr. Tom Duff, Ms. Teresa Hubbard, Ms. Jeanne Carter Luckey, Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Gee Ogletree, Mr. Hal Parker, Mr. Gregg Rader, and Dr. J. Walt Starr. The meeting was called to order by Dr. Alfred McNair, President. Trustee Jeanne Luckey introduced Dr. Marcus Thompson, President of Jackson State University, who provided the invocation.

ANNOUNCEMENTS

- President McNair asked everyone to join him in wishing Trustee Dr. Steven Cunningham happy birthday.
- On behalf of the IHL Board, President McNair welcomed Dr. Tracy Cook to his first board meeting as President of Alcorn State University.

INTRODUCTION OF GUESTS

- President McNair welcomed the following Student Government Association members: President-Elect Kristian Bryant from Alcorn State University; President Haley Elizabeth Rooks from Delta State University; President-Elect Hayden Kirkhart from Delta State University; President Jason Johnson from Jackson State University; President-Elect Caleab Pickens from Jackson State University; President Ellie Herndon from Mississippi State University; President-Elect Carson McFatrige from Mississippi State University; President Cajanique Ollie from Mississippi Valley State University; President Sara Austin Welch from the University of Mississippi; President-Elect Hannah Watts from the University of Mississippi; Vice President-Elect Jack Jones from the University of Mississippi; President Jonathan Jenkins from the University of Southern Mississippi, Hattiesburg Campus; and President-Elect Braxton Ruddox from the University of Southern Mississippi, Hattiesburg Campus.

APPROVAL OF THE MINUTES

On motion by Trustee Starr, seconded by Trustee Cunningham, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on March 21, 2024.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

CONSENT AGENDAS

On motion by Trustee Ogletree, seconded by Trustee Cunningham, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.

ACADEMIC AFFAIRS

1. **SYSTEM** – Approved the modification of existing academic degree programs as follows:
Renaming

- a. **MUW** – Current program title: Bachelor of Fine Arts in Fine Art
Proposed program title: Bachelor of Fine Arts (BFA) in Art
CIP code, sequence: 50.0101, 5351
Total credit hours: 124
Effective date: August 2024
- b. **UM** – Current program title: Bachelor of Science (BS) in Management Information Systems
Proposed program title: Bachelor of Science (BS) in Business Analytics & Information Systems
Current CIP code, sequence: 52.1201, 5662
New CIP code, sequence: 52.1299, 5662
Total credit hours: 120
Effective date: August 2024

2. **MSU** – Approved the modification of existing academic units as follows:

Reorganize and Rename

- a. Current unit: Department of Biochemistry, Molecular Biology, Entomology, and Plant Pathology
Proposed units to operate under reorganized unit: Department of Agricultural Science and Plant Protection
Effective date: May 2024
- b. Current unit: Department of Food Science, Nutrition, and Health Promotion
Proposed units to operate under reorganized unit: Department of Biochemistry, Nutrition, and Health Promotion
Effective date: May 2024

3. **SYSTEM** – Approved the degrees to be conferred in Spring 2024 provided each candidate has met all requirements for the degree.

Institution	Degree to be Conferred	Number	Subtotal	Total
Alcorn State University				
<i>Undergraduate</i>				
	Associate of Science in Nursing	42		
	Bachelor of Arts	34		
	Bachelor of Arts in Music	3		
	Bachelor of Music	2		
	Bachelor of Science	180		
	Bachelor of Science in Nursing	31		
	Bachelor of Social Work	13		
<i>Graduate</i>				
	Master of Arts in Teaching	3		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Institution	Degree to be Conferred	Number	Subtotal	Total
	Master of Business Administration	4		
	Master of Liberal Arts	4		
	Master of Science in Agriculture	7		
	Master of Science in Applied Science and Technology	17		
	Master of Science in Biology	9		
	Master of Science in Biotechnology	1		
	Master of Science in Computer and Information Science	9		
	Master of Science in Secondary Education	12		
	Master of Science in Nursing	7		
	Master of Science in Workforce Education Leadership	15		
	Specialist in Education	3		
	Doctor of Nursing Practice	4		
	Total Undergraduate Degrees		305	
	Total Graduate Degrees		95	
	Total Degrees			400
<hr/>				
Delta State University				
	<i>Undergraduate</i>			
	Bachelor of Applied Science	7		
	Bachelor of Arts	27		
	Bachelor of Business Administration	51		
	Bachelor of Commercial Aviation	29		
	Bachelor of Fine Arts	6		
	Bachelor of Music Education	5		
	Bachelor of Science in Education	24		
	Bachelor of Science	64		
	Bachelor of Science in Interdisciplinary Studies	4		
	Bachelor of Science in Nursing	21		
	Bachelor of Science in Criminal Justice and Criminology	4		
	Bachelor of Social Work	19		
	Bachelor of University Studies (C2C)	4		
	<i>Graduate</i>			
	Master of Art in Liberal Studies	6		
	Master of Arts in Teaching	4		
	Master of Business Administration	32		
	Master of Commercial Aviation	3		
	Master of Education	24		
	Master of Science in Sport and Human Performance	11		
	Master of Science in Nursing	8		
	Master of Science in Criminal Justice and Criminology	3		
	Specialist in Education	14		
	Doctor of Education	6		
	Total Undergraduate Degrees		265	
	Total Graduate Degrees		115	
	Total Degrees			380

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Institution	Degree to be Conferred	Number	Subtotal	Total
Jackson State University				
	<i>Undergraduate</i>			
	Bachelor of Arts	36		
	Bachelor of Business Administration	72		
	Bachelor of Music	2		
	Bachelor of Music Education	6		
	Bachelor of Science in Education	17		
	Bachelor of Science	346		
	Bachelor of Social Work	31		
	Bachelor of University Studies (C2C)	9		
	<i>Graduate</i>			
	Master of Arts	16		
	Master of Arts in Teaching	34		
	Master of Business Administration	16		
	Master of Music Education	3		
	Master of Professional Accountancy	2		
	Master of Public Health	8		
	Master of Public Policy and Administration	5		
	Master of Science	54		
	Master of Science in Education	28		
	Master of Social Work	44		
	Specialist in Education	51		
	Doctor of Education	1		
	Doctor of Philosophy	28		
	Doctor of Public Health	8		
	Total Undergraduate Degrees		519	
	Total Graduate Degrees		298	
	Total Degrees			817
Mississippi State University				
	<i>Undergraduate</i>			
	Bachelor of Accountancy	76		
	Bachelor of Applied Science	50		
	Bachelor of Applied Technology	1		
	Bachelor of Arts	243		
	Bachelor of Business Administration	521		
	Bachelor of Fine Arts	43		
	Bachelor of Landscape Architecture	15		
	Bachelor of Music Education	13		
	Bachelor of Science	1,947		
	Bachelor of Social Work	19		
	Bachelor of University Studies (C2C)	24		
	Bachelor of Architecture	38		
	<i>Graduate</i>			
	Master of Agribusiness Management	14		
	Master of Agriculture	2		
	Master of Arts	19		
	Master of Arts in Teaching	4		
	Master of Arts in Teaching Middle	22		
	Master of Arts in Teaching Secondary	23		
	Master of Arts in Teaching Special Education	6		
	Master of Business Administration	143		

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Institution	Degree to be Conferred	Number	Subtotal	Total
	Master of Engineering	3		
	Master of Landscape Architecture	9		
	Master of Music Education	1		
	Master of Physician Assistant Studies	24		
	Master of Professional Accountancy	28		
	Master of Public Policy and Administration	4		
	Master of Science	250		
	Master of Science in Instructional Technology	6		
	Master of Science Information Systems	9		
	Master of Taxation	2		
	Specialist in Education	18		
	Doctor of Education	2		
	Doctor of Philosophy	70		
	Doctor of Veterinary Medicine	95		
	Total Undergraduate Degrees		3,113	
	Total Graduate Degrees		637	
	Total Degrees			3,750

Mississippi University for Women

Undergraduate

Associate of Science in Nursing	41
Bachelor of Applied Science	16
Bachelor of Arts	14
Bachelor of Business Administration	43
Bachelor of Fine Arts	6
Bachelor of Professional Studies	5
Bachelor of Science	104
Bachelor of Science in Nursing	85
Bachelor of University Studies (C2C)	1

Graduate

Master of Arts	
Master of Arts in Teaching	4
Master of Business Administration	6
Master of Education	3
Master of Fine Arts	7
Master of Public Health	4
Master of Science	26
Doctor of Nursing Practice	7

Total Undergraduate Degrees

315

Total Graduate Degrees

57

Total Degrees

372

Mississippi Valley State University

Undergraduate

Bachelor of Arts	53
Bachelor of Science	68
Bachelor of Secondary Education	3
Bachelor of Social Work	7

Graduate

Master of Arts	2
Master of Arts in Teaching	9
Master of Business Administration	8

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Institution	Degree to be Conferred	Number	Subtotal	Total
	Master of Science	5		
	Master of Social Work	5		
	Total Undergraduate Degrees		131	
	Total Graduate Degrees		29	
	Total Degrees			160

University of Mississippi

Undergraduate

Bachelor of Accountancy	173
Bachelor of Arts	639
Bachelor of Arts in Education	200
Bachelor of Arts in Journalism	32
Bachelor of Arts in Sport and Recreation Administration	20
Bachelor of Business Administration	532
Bachelor of Fine Arts	21
Bachelor of Multi-Disciplinary Studies	85
Bachelor of Music	13
Bachelor of Science	133
Bachelor of Science (IMC)	277
Bachelor of Science in Biomedical Engineering	24
Bachelor of Science in Chemical Engineering	18
Bachelor of Science in Civil Engineering	18
Bachelor of Science in Computer Engineering	6
Bachelor of Science in Computer Science	31
Bachelor of Science in Criminal Justice	85
Bachelor of Science in Electrical Engineering	15
Bachelor of Science in Engineering	12
Bachelor of Science in Exercise Science	83
Bachelor of Science in Geological Engineering	9
Bachelor of Science in Geology	4
Bachelor of Science in Law Studies	29
Bachelor of Science in Mechanical Engineering	34
Bachelor of Science in Public Health & Health Sciences	12
Bachelor of Social Work	31
Bachelor of University Studies (C2C)	19

Graduate

Certificate in Intercollegiate Athletic Administration	12
Certificate in Reform & Athletics Academic Success	1
Certificate in Air and Space Law	1
Certificate in Biomechanics	1
Master of Accountancy	19
Master of Accountancy and Data Analytics	33
Master of Arts	77
Master of Arts in Teaching	12
Master of Business Administration	20
Master of Criminal Justice	13
Master of Education	56
Master of Fine Arts	8

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Institution	Degree to be Conferred	Number	Subtotal	Total
	Master of Music	14		
	Master of Science	177		
	Master of Science in Exercise Science	3		
	Master of Science in Social Work	1		
	Master of Taxation	2		
	Master of Taxation and Data Analytics	6		
	Specialist in Education	28		
	Doctor of Education	30		
	Doctor of Pharmacy	88		
	Doctor of Philosophy	77		
	Juris Doctor	159		
	<i>Total Undergraduate Degrees</i>		2,555	
	<i>Total Graduate Degrees</i>		841	
	<i>Total Degrees</i>			3,410
University of Mississippi Medical Center				
	<i>Undergraduate</i>			
	Bachelor of Science in Dental Hygiene	18		
	Bachelor of Science in Health Informatics and Information Management	4		
	Bachelor of Science in Health Systems Administration	8		
	Bachelor of Science in Medical Laboratory Science	16		
	Bachelor of Science in Nursing	117		
	Bachelor of Science in Radiologic Sciences	31		
	<i>Graduate</i>			
	Master of Health Informatics and Information Management	1		
	Master of Health Systems Administration	11		
	Master of Science in Biomedical Sciences	66		
	Master of Science in Biostatistics and Data Science	1		
	Master of Science in Clinical Investigation	4		
	Master of Science in Magnetic Resonance Imaging	2		
	Master of Science in Nuclear Medicine Technology	2		
	Master of Science in Nursing	115		
	Master of Science in Population Health Science	7		
	Doctor of Dental Medicine	41		
	Doctor of Health Administration	10		
	Doctor of Medicine	156		
	Doctor of Nursing Practice	23		
	Doctor of Occupational Therapy	35		
	Doctor of Philosophy	26		
	Doctor of Physical Therapy	41		
	<i>Total Undergraduate Degrees</i>		194	
	<i>Total Graduate Degrees</i>		541	
	<i>Total Degrees</i>			735

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Institution	Degree to be Conferred	Number	Subtotal	Total
University of Southern Mississippi				
<i>Undergraduate</i>				
	Bachelor of Applied Science	25		
	Bachelor of Arts	183		
	Bachelor of Fine Arts	35		
	Bachelor of Interdisciplinary Studies	6		
	Bachelor of Liberal Studies	56		
	Bachelor of Music	5		
	Bachelor of Music Education	16		
	Bachelor of Science	729		
	Bachelor of Science in Business Administration	225		
	Bachelor of Science in Nursing	89		
	Bachelor of Social Work	33		
	Bachelor of University Studies (C2C)	17		
<i>Graduate</i>				
	Master of Arts	15		
	Master of Arts in Teaching	35		
	Master of Arts in Teaching of Languages	12		
	Master of Business Administration	33		
	Master of Education	15		
	Master of Fine Arts	7		
	Master of Library and Information Science	54		
	Master of Music	18		
	Master of Music Education	0		
	Master of Professional Accountancy	7		
	Master of Public Health	18		
	Master of Science	126		
	Master of Social Work	74		
	Specialist in Education	1		
	Doctor of Audiology	7		
	Doctor of Education	36		
	Doctor of Musical Arts	10		
	Doctor of Nursing Practice	2		
	Doctor of Philosophy	39		
	Total Undergraduate Degrees		1,419	
	Total Graduate Degrees		509	
	Total Degrees			1,928
System Total Undergraduate Degrees			8,816	
System Total Graduate Degrees			3,122	
System Total Degrees				11,952

*Note: System Total for Spring 2024 represents a decrease of 295 from Spring 2023's total of 12,247.

FINANCE

4. **ASU** – Approved the request to enter a lease agreement with the Alcorn State University Foundation Development LLC (ASU Foundation) for space in the Spinks-Casem Football Stadium to update to upgrade the Video Scoreboard System (including structural frame, sound, control room, etc.) and install new video ribbon boards on the visitors' side of the stadium for additional revenue options. The ASU Foundation will construct the improvements at its expense and will assume advertising licensing rights on the scoreboard

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

and ribbon boards (subject to University's approval of content and agreements) and retain advertising revenue for the term of the lease. The term of the lease is 5 years (2024-2029) with one additional five-year renewal option subject to IHL Board approval. The lease amount is \$1 per year paid to the University by the ASU Foundation. This is a revenue generating lease agreement. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

5. **UM** – Approved the budget escalations for FY 2024 for Auxiliary Enterprises to increase and realign spending authority between major objects within Athletics, Airport Operations, Flight Department, Contractual Services Management, and facilities service centers. Increased concessions, parking, sponsorship, and self-generated revenue will be used to fund the escalation for Athletics personnel and greater than anticipated operating costs and equipment needs at the Airport, Flight Department, Contractual Services Management, and facilities service centers.

FY 2024 Auxiliary Enterprises by Major Object

Category	Current FY 2024 Operating Budget	Revision/ Escalation	Revised FY 2024 Operating Budget
Salaries, Wages, and Fringe Benefits	\$ 61,723,663	\$ 2,679,630	\$ 64,403,293
Travel and Subsistence	10,572,626	(137,800)	10,434,826
Contractual Services	71,322,981	1,911,000	73,233,981
Commodities	33,638,205	(472,535)	33,165,670
Capital Outlay:			
Non-Equipment	-	-	-
Capital Outlay: Equipment	2,851,453	137,345	2,988,798
Mandatory Transfers	14,423,200	-	14,423,200
Non-Mandatory Transfers	10,324,430	2,697,800	13,022,230
Increase in Fund Balance	-	-	-
Total	\$ 204,856,558	\$ 6,815,440	\$ 211,671,998

6. **UMMC** – Approved the request to enter a rental agreement with Bunnell, Inc. (Bunnell) for the rental of LifePulse High Frequency Jet Ventilators (HFJV) and the WhisperJet Patient Box on an as-needed basis. The ventilator and patient box are used in ventilating critically ill infants with pulmonary interstitial emphysema (PIE), as well as in critically ill infants with respiratory distress syndrome (RDS) complicated by pulmonary air leaks who are failing on conventional ventilation. The term of the agreement is eighteen (18) months, from July 1, 2024 to December 31, 2025. The estimated cost of the agreement is \$370,000. This agreement will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.
7. **UMMC** – Approved the request to amend the Campus and School Agreement (CSA) with Microsoft Corporation (Microsoft) by entering a new Enrollment for Education Solutions agreement to extend the term of the CSA for Volume Licensing of Microsoft Products/Services utilized by UMMC; to establish the number of UMMC licenses needed for Microsoft products; and to set pricing. The CSA is comprised of the terms regarding Microsoft software, servers, online services, applications, and cloud services. The amended term of the CSA is ten (10) years, from May 1, 2017 through April 30, 2027. The term of the Enrollment for Education Solutions agreement is thirty-six (36) months, from

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

May 1, 2024, through April 30, 2027. The total amended cost of the CSA over the ten (10) year term is \$16,601,627.10, which includes the \$6,500,000 estimated cost of the Enrollment for Education Solutions agreement over the thirty-six (36) month term. This agreement is funded by general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE

8. **JSU** – Approved the initiation of GS 103-331B, JOC – University Place Improvements EEF, and the appointment of Engineering Resource Group as the design professional. The project scope will include building improvements such as, but are not limited to, mechanical, structural, and interior/exterior cosmetics as funds permit. The proposed project budget is \$1,750,000. Funds are available from SB 3000, Laws of 2023 – EEF (\$1,750,000.00).
9. **USM** – Approved the initiation of GS 114-033, Executive Education Center, and the appointment of Eley Guild Hardy Architects, P.A., as the design professional. This project will include the renovation, expansion, upgrades, improvements, and additions (exterior courtyard) to Building 952, Hardy Hall, on the Gulf Park Campus. The project will create spaces to house USM’s Executive Education Center and related facilities and will also provide corporate training, conferences, seminars, receptions, and other meeting spaces to serve the campus and community. The proposed project budget is \$4,800,000. Funds are available from HB 603, Laws of 2023 (\$4,800,000.00).
10. **MSU** – Approved the initiation of IHL 205-357, Hand Chemical Laboratory HVAC Controls Upgrade, and the appointment of Engineering Resource Group as the design professional. This project will replace the HVAC controls in a phased approach to minimize downtime of laboratories in the Hand Chemical Lab and is a time-sensitive project due to the current Hand Lab HVAC controls being obsolete and malfunctioning. The proposed project budget is \$1.5 million. Funds are available from University Designated Funds (\$1,500,000.00).
11. **UM** – Approved the initiation of IHL 207-512, Residential Colleges Apartment Renovations, and the appointment of CDFL Architects + Engineers, P.A. as the design professional. The project consists of the renovation of two apartments (8,500 square feet total), both being part of the Residential Colleges, Lucky Day and RC South. Both will require complete renovations to bring the kitchens and downstairs bathrooms up to ADA code. The proposed project budget is \$2,538,025.00. Funds are available from Internal Funding (\$2,538,025.00).
12. **UM** – Approved the initiation of IHL 207-513, South Oxford Center 3rd Floor Psychology Renovation, and the appointment of McCarty Architects, P.A., as the design professional. The project consists of minor renovations of approximately 21,000 square feet of the 3rd floor of the University’s South Oxford Center to accommodate the expansion of the University’s Psychology Department and Psychology Clinic. The proposed project budget is \$1,430,000.00. Funds are available from Internal Funding (\$1,430,000.00).

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

13. **UMMC** – Approved the initiation of IHL209-587, MIND Center and Geriatric Clinic, and the appointment of Foil Wyatt Architects & Planners, PLLC as the design professional. This project will renovate the second, third and fourth floors of the UP Belhaven Building located at 1405 North State Street, Jackson, MS. The proposed project budget is \$4 million. Funds are available from MIND Center Centralized MIND & Geriatric Clinic Fund (\$4,000,000).
14. **UMMC** – Approved the initiation of IHL 409-008, Roof Repair and Replacement FY 24, and the appointment of Burris/Wagnon Architects, P.A. as the design professional. UMMC anticipates a complete roof replacement of the Norman C. Nelson Student Union Building (NN), as well as an evaluation of repairs or replacement of the Wiser Hospital (W) and the low roof of the Adult Hospital. The proposed project budget is \$2,250,000.00. Funds are available from HB 603, Laws of 2023 (\$2,250,000).
15. **JSU** – Approved the request to increase the project budget for GS 103-220B, C.F. Moore Plaza Improvements, from \$1,200,000 to \$1,423,158.77 for an increase of \$223,158.77. The Board also approved the request to modify the project scope and to add SB 3065 Laws of 2019 as a funding source for the project. The addition of this funding source will allow for the budget increase. The C.F. Moore Plaza Improvement project, a continuation of the GS103-220 C.F. Moore Building Demolition Project, consists of site improvements where the C.F. Moore Building was originally located. Scope modifications due to latent conditions, include replacement of existing catch basins; undercutting and compacting select backfill to better bridge base support for concrete footing; as well as, excavation work, curb demolition, grading improvements, and rail modifications in compliance with updated regulatory requirements. Funds are available from SB 2971, Laws of 2021 (\$1,200,000); and SB 3065, Laws of 2019 (\$223,158.77).
16. **JSU** – Approved the request to increase the project budget for GS 103-295, Electrical Infrastructure Repairs, from \$1,241,806.89 to \$1,636,806.89 for an increase of \$395,000. The Board also approved the request to modify the project scope to support emergency work performed and to add SB 2971 Laws of 2021 as a funding source. The addition of this funding source will allow for the budget increase. The escalation in the project budget is required in response to emergency storm damage and underground electrical conduit repairs needed because of the June 2023 severe weather event. Funds are available from HB 1649, Laws of 2018 (\$356,806.89); SB 3065, Laws of 2019 (\$880,000.00); and SB 2971 Laws of 2021 (\$400,000.00).
17. **USM** – Approved the request to increase the project budget for IHL 214-024, Gulf Park Language & Speech Therapy Center, from \$7,900,000 to \$12,400,000 for an increase of \$4,500,000; to modify the project scope, to add the USM Foundation as a funding source, and to approve the exterior design. The addition of this funding source will allow for the budget increase. The project comprises the new construction of a two-story facility (approximately 25,250 square feet) on the Gulf Park Campus. Funds are available from Community Project Funding/Congressionally Directed Spending (CDS) projects funding from the US Department of Health and Human Services (HHS), Health Resources and Services Administration (HRSA) as part of the Consolidated Appropriations Act, 2022 (PL 117-103) (\$7,900,000) and The University of Southern Mississippi Foundation

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

(\$4,500,000). A copy of the rendering is included in the bound *April 18, 2024 Board Working File*.

18. **ASU** – Approved the request to name the Agricultural Extension and Research Complex as the “Dr. Jesse Harness, Sr. Agricultural Extension and Research Center.” Dr. Jesse Harness devoted 35 very successful years to the cooperative Extension system and Alcorn State University. He developed and submitted the initial proposal to USDA on behalf of the university to establish the facility. After the project was funded, Alcorn’s president Dr. Walter Washington, appointed Dr. Harness to lead the planning, designing and construction of the facility.
19. **JSU** – Approved the exterior design of the Council of Federated Organizations (COFO) Exterior Improvements project. Exterior improvements include the painting of all exterior spaces, installation of new awnings and signage, and the replacement of the main entrance door. A copy of the rendering is included in the bound *April 18, 2024 Board Working File*.
20. **UM** – Approved the exterior design of the IHL 207-502, New Parking Structure. This project will construct a new 1,331 space parking garage immediately west of the existing North Parking Garage to service the additional 985 new beds and improve residential parking within the Housing District. A copy of the rendering is included in the bound *April 18, 2024 Board Working File*.
21. **UM** – Approved the request to enter a Bargain Sale Agreement (Purchase Contract) for improved real property contiguous to the University in Oxford, MS owned by Diane T. Scruggs and Richard F. Scruggs, Co-Trustees of the Diane T. Scruggs Living Trust. The property includes an executive-style, single-family home and is physically located on 9.65+/- acres of land at 700 Faulkner Woods Place, Oxford, Mississippi. The property includes acreage, residential dwelling, gym, guest house, and attached garage. The transaction includes other assets such as an in-ground swimming pool, site security and surveillance systems, ornate grounds, landscaping and decorative work, and such notable considerations that will remain with the residence. The combined square footage of the structures is 10,176 square feet. The home is owned by the Diane T. Scruggs Living Trust, dated January 12, 2018, as amended and restated February 25, 2019. This property adjoins the University’s southeastern corner and also borders Bailey’s Woods and Rowan Oak properties on the southern boundary of these University held lands. A Phase I Environmental assessment was completed, and no recognized environmental conditions were identified. A lead paint and asbestos testing was also completed. No asbestos-containing material was identified in the various materials associated with the main building. Lead was identified in two of the painted surfaces associated with the buildings. The University received two independent appraisals. The first for \$17,655,000 and the second for \$17,927,000. The average of the two appraisals is \$17,791,000. UM is purchasing the Property for a total of \$10,000,000 which is below the average of the property’s two appraised values. The Closing shall occur on a date mutually acceptable to Seller and Buyer, but in no event later than 45 days after the Effective Date, unless extended by the mutual written consent of the parties. The University will fund the purchase price with Internal R&R funds, without external financing terms. Upon the execution of the purchase contract and a successful closing, the Board approved the request to name the home located on this real property “The Scruggs Home at Ole Miss” in recognition of the

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

generous in-kind contribution by the seller to the University. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.

22. **USM** – Approved the request to enter a purchase-sale agreement for the sale of +/- 45.40-acres of land located at Huckleberry Hill Property on Bayou Portage and Woodland Way Road in Harrison County, Mississippi to Woodland Way Holdings, LLC, 1601 Lafitte Avenue, New Orleans, LA 70112, for a sale price of \$401,500. This property is not on or near any of the USM campuses or research sites, and it has been on and off the market since 2011. USM desires to sell this property per Legislative Authority of House Bill 870, Laws of 2011. The University received two independent appraisals. The first appraisal was \$260,000 and the second appraisal was \$528,300. The average of the two appraisals is \$394,150.00. USM is selling the real property for a total of \$401,500.00 which is above the average of the property's two appraised values. The Seller (State of Mississippi through the Department of Finance and Administration) agrees to sell to Buyer and Buyer agrees to buy from Seller, Seller's real property, located near Woodland Way in Section 7, Township 8 South, Range 12 West in Harrison County, Mississippi, "as is" and "where is" together with any improvements thereon, appurtenances thereto belonging, and all hereditaments, right, title, and interest, if any, of Seller in and to any land lying in the bed of any streets, roads, avenues or alleys, open or proposed, all situated in Harrison County, Mississippi. For a period of ninety (90) days following the Effective Date of this Contract until Closing (such period is called the "Inspection Period"), Buyer may review and investigate, at Buyer's expense, all matters relating to the Property, including but not limited to, at Buyer's election, conducting an ALTA survey of the Property, foundation inspection, environmental site assessment, and/or termite inspection, zoning report, and any other inspections deemed appropriate by Buyer. Buyer agrees to provide a copy of any building inspection reports that it obtains. The State of Mississippi shall retain and reserves the right to all oil, gas and other minerals, whether solid, liquid or gaseous, together with all rights therein and whether the same be found upon the surface or underneath the surface of the Property. A Phase I Environmental assessment is not required for the sale of property. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.

LEGAL

23. **ASU** – Approved the request to enter a contract with Sun Sovereign, LLC d/b/a Ware | Immigration as outside counsel to perform services necessary in preparing labor certification applications, immigration applications and petitions, and to provide immigration related services on behalf of the University for its employees who seek temporary or permanent residence status. The term of the agreement begins April 19, 2024 and expires December 31, 2024. The rates are set out in the fee schedule below. The maximum amount payable under the term of this agreement is \$20,000. This firm carries professional liability insurance in the amount of \$3,000,000 per claim with an annual aggregate of \$3,000,000. This request has been approval by the Office of the Attorney General.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Schedule of Legal Fees for Academia

Nonimmigrant Petitions and Processes	
H-1B petition	\$2500*
H-1B extension or amendment petitions (firm handled original petition)	\$2500*
H-1B withdrawal	\$200
H-4 EAD	\$750
*additional legal fee of up to \$2,500 may apply for substantive requests for evidence	
TN petition or border/consulate processing	\$2500
TN extension petition (firm handled original)	\$2500
E-3 petition or consular processing	\$2500
E-3 extension petition (firm handled original)	\$2500
O-1 petition	\$8000
O-1 extension or amendment petition (firm handled original)	\$4000
O-1 additional rush fee if case needs to be filed w/in 60 days	\$2000
J-1 waiver (IGA or hardship)	\$8000
J-1 waiver (Conrad)	\$8000
J-1 waiver (no objection)	\$2000
I-539 Fee for Dependents	\$1000
 Permanent Residence Process with Labor Certification: Faculty	
Special Handling labor certification	\$3000
(If position must be readvertised)	\$2500
Additional fee if audited	\$1500-\$2500
Immigrant petition (I-140)	\$2500
 Permanent Residence Process with Labor Certification: Non-Faculty	
Labor certification	\$6000
Additional fee if audited	\$1500-\$2500
Additional fee if subject to supervised recruitment	\$3000
Immigrant petition	\$2500
 Permanent Residence Process: Extraordinary Ability/Outstanding Professors and Researchers and National Interest Waiver	
Immigrant petition	\$8000
EA, OP/OR, or NIW RFE or NOID: case by case determination up to	\$2500
 Adjustment of Status (any Employment-Based Permanent Residence Matter)	
Adjustment of status (AOS) and related applications (I-765, I-131, etc.), principal	\$2500
“Standalone” AOS and related applications, principal	\$3000
Adjustment of status and related applications, spouse, if together with principal application and I-140	\$1500
Adjustment of status of each child, concurrent with I-140	\$1000
“Standalone” adjustment of status, spouse (not concurrent with I-140)	\$2000
“Standalone” adjustment of status, child	\$2000
I-485 J (standalone cases)	\$1500
 Employment Authorization and Advance Parole Renewal	
Employment Authorization Renewal per individual	\$ 750
Advance Parole Renewal per individual	\$ 750

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Marriage Based Permanent Residence

Principal Applicant	\$4000
Each child, if any	\$2500

Other Services

AR-11 Change of Address	\$150
Interview rescheduling	\$150
Biometrics rescheduling per person	\$150
Advisory Opinion	\$500
Expedite requests	\$500-750
Auto Revalidation Letter	\$200

General Legal Advice and Unusual Matters Which Fall Outside This Fee Schedule

Such matters will be billed at our hourly rates:

Partners	per hour billed	\$350
Associate Attorneys	per hour billed	\$250
Paralegals	per hour billed	\$150
Of Counsel Rate	per hour billed	\$450

24. **MSU** – Approved the request to enter a contract with the law firm of Conley Rose, P.C. to perform services necessary in assisting the University with various intellectual property matters, specifically in the area of patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements and other related intellectual property and commercialization issues. The term of the contract is two years beginning May 1, 2024. The hourly rates are \$290 for attorneys and \$175 for paralegal services. To help manage per-project costs, the University may also pay the firm on a flat-rate basis to prepare and file patent applications. Flat-rate filings for provisional patent applications will not exceed \$5,000 per filing, and non-provisional applications will not exceed \$15,000 per filing. These rates will be negotiated on a case-by-case basis, and the most cost-efficient “rate-basis” for the University will be determined and agreed upon. The maximum amount payable under the two-year term of the agreement is \$150,000. This firm carries professional liability insurance in the amount of \$5,000,000 per claim with an annual aggregate of \$5,000,000. This request has been approved by the Office of the Attorney General.
25. **MSU** – Approved the request to enter a contract with the law firm of Copeland, Cook, Taylor & Bush to perform services necessary in assisting the University with various patent applications, specifically in the area of patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements, and other related intellectual property and commercialization issues. The term of the contract is two years beginning April 17, 2024. The hourly rates are \$250 for shareholders/of counsel attorneys, \$190 for associate attorneys and \$120 for paralegal services. To help manage per-project costs, the University may also pay the firm on a flat-rate basis to prepare and file patent applications. Flat-rate filings for provisional patent applications will not exceed \$5,000 per filing, and non-provisional applications will not exceed \$15,000 per filing. Flat-rate

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

filings for trademark filings will not exceed \$3,000 per filing. These rates will be negotiated on a case-by-case basis, and the most cost-efficient “rate-basis” for the University will be determined and agreed upon. The maximum amount payable under the two-year term of the agreement is \$150,000. This firm carries professional liability insurance in the amount of \$5,000,000 per claim with an annual aggregate of \$5,000,000. This request has been approved by the Office of the Attorney General.

26. **MSU** – Approved the request to enter a contract with the law firm of Mendelsohn Dunleavy, P.C., to perform services necessary in assisting the University with intellectual property matters, specifically in the area of software patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements, and other related intellectual property and commercialization issues. The term of the contract is two years beginning May 1, 2024. The hourly rates are \$395 for attorneys Kevin Dunleavy, Steve Mendelsohn, and Garth Dahlen; \$350 for attorney Tu Phan-Kerr; \$275 for attorney Brandon Robilotti; \$250 for U.S. Patent Agent Kristina Sanchez; and \$110 for paralegal services. To help manage per-project costs, the University may also pay the firm on a flat-rate basis to prepare and file patent applications. Flat-rate filings for provisional patent applications will not exceed \$5,500 per filing, and non-provisional applications will not exceed \$15,000 per filing. These rates will be negotiated on a case-by-case basis, and the most cost-efficient “rate-basis” for the University will be determined and agreed upon. The maximum amount payable under the two-year term of the agreement is \$200,000. This firm carries professional liability insurance in the amount of \$1,000,000 per claim with an annual aggregate of \$3,000,000. This request has been approved by the Office of the Attorney General.

PERSONNEL REPORT

27. *Sabbatical*

University for Southern Mississippi

- Robert Clay, Associate Professor of English; salary of \$68,701 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective August 16, 2024 to December 31, 2024; professional development
- Jennifer Courts, Associate Professor of Art; salary of \$64,457 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective January 2, 2025 to May 9, 2025; professional development
- Kevin Greene, Associate Professor of History; salary of \$81,600 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective January 2, 2025 to May 9, 2025; professional development
- Nicole Phillips, Associate Professor of Ecology and Organismal Biology; salary of \$68,207 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective January 2, 2025 to May 9, 2025; professional development

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

- Elena Stepanova, Associate Professor of Psychology; salary of \$70,000 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective August 16, 2024 to December 31, 2024; professional development
- Eric Tribunella, Professor of English; salary of \$131,812 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective January 2, 2025 to May 9, 2025; professional development
- Davin Wallace, Associate Professor of Marine Science; salary of \$79,101 per annum, pro rata; E&G Funds; 9-month contract; no change in salary for sabbatical period; E&G Funds; effective August 16, 2024 to December 31, 2024; professional development

ADMINISTRATION/POLICY

28. ASU – Approved the request to bestow one honorary degree at its May 11, 2024 commencement ceremonies. Supporting documents are on file at the Board Office.

REGULAR AGENDAS

ACADEMIC AFFAIRS

Presented by Trustee Hal Parker, Chair

Trustee Gee Ogletree pulled Items 1a and 1b from the agenda for consideration at a later date. On motion by Trustee Parker, seconded by Trustee Cummings, all Trustees legally present and participating voted unanimously to approve item #1c as submitted on the Academic Affairs Agenda. On motion by Trustee Parker, seconded by Trustee Martin, all Trustees legally present and participating voted unanimously to approve item #2. On motion by Trustee Parker, seconded by Trustee Starr, all Trustees legally present and participating voted unanimously to approve item #3.

1. **SYSTEM** – New academic units.
 - a. **MSU** – Proposed unit title: School of Health Professions
Unit location: Academic Affairs, MSU Meridian
Organizational units to operate under proposed unit: Department of Physician Assistant Studies and Department of Healthcare
Effective date: July 2024
(THIS ITEM WAS REMOVED FROM THE AGENDA.)
 - b. **MSU** – Proposed unit title: School of Nursing
Unit location: Academic Affairs, MSU Meridian
Organizational units to operate under proposed unit: Accelerated Master of Science in Nursing (initial licensure)
Effective date: July 2024
(THIS ITEM WAS REMOVED FROM THE AGENDA.)
 - c. **MUW** – Approved the request to add the following new academic unit:
Proposed unit title: The Women’s College at Mississippi University for Women
Unit location: Academic Affairs
Effective date: February 2024

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

2. **SYSTEM** – Approved the request to add the following new institutes/centers:
 - a. **MSU** – Center title: Data Science Academic Institute (DSAI)
Center location: Office of Interdisciplinary Studies
Scope: Extensive Scope and Outreach
Type: Type 1 (Academic, Teaching, or Research)
Effective date: August 2024
 - b. **UM** – Center title: Center for Nano-Bio Interactions (CNBI)
Scope: Extensive Scope and Outreach
Type: Type 1 (Academic, Teaching, or Research)
Effective date: July 2024
3. **SYSTEM** – Approved the request to add the following new academic degree programs:
 - a. **ASU** – STEM Master of Business Administration (MBA)
CIP code: 52.1301
Total credit hours: 30
Effective date: August 2024
 - b. **MSU** – Bachelor of Applied Science (BAS) in Cybersecurity
CIP code: 15.1212
Total credit hours: 120
Effective date: August 2024
 - c. **MSU** – Master of Applied Data Science (MADS)
CIP code: 30.7001
Total credit hours: 30
Effective date: August 2024
 - d. **MSU** – Master of Arts in Teaching Elementary Level Alternate Route (MAT-ELAR)
CIP code: 13.1202
Total credit hours: 36
Effective date: June 2024
 - e. **MSU** – Master of Science in Engineering (MSEng)
CIP code: 14.0101
Total credit hours: 30 to 33
Effective date: August 2024
 - f. **UM** – Bachelor of Science (BS) in Political Science
CIP code: 45.1001
Total credit hours: 120
Effective date: July 2024
 - g. **UM** – Bachelor of Science (BS) in Psychology
CIP code: 42.0101
Total credit hours: 120
Effective date: August 2024

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

FINANCE AGENDA

Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee Rader, all Trustees legally present and participating voted unanimously to approve items #1 and #2 as submitted on the Finance Agenda. Trustee Ogletree recused himself from discussing or voting on items #3 - #5 on the Finance Regular Agenda by leaving the room before there was any discussion or vote regarding the same. After Trustee Ogletree left the room, on motion by Mr. Duff, seconded by Dr. Starr, with Trustee Ogletree absent and not voting, all Trustees legally present and participating voted unanimously to approve items #3 - #5. Trustee Ogletree returned to the room following the discussion and vote on items #3 - #5 on the Finance Regular Agenda. Trustee Martin recused himself from discussing or voting on item #6 on the Finance Regular Agenda by leaving the room before there was any discussion or vote regarding the same. After Trustee Martin left the room, on motion by Mr. Duff, seconded by Trustee Rader, with Trustee Martin absent and not voting, all Trustees legally present and participating voted unanimously to approve item #6. Trustee Martin returned to the room following the discussion and vote on item #6 on the Finance Regular Agenda.

1. **USM** – Approved the request for an Amending Bond Resolution and Supporting Documents to amend the resolution passed by this Board on February 18, 2024, which Amending Bond Resolution is for the purpose of increasing the maximum par amount of bonds to be issued through the S. M. Educational Building Corporation from \$35,000,000 to \$70,000,000 in order to finance the construction, renovation, equipping, and landscaping of the Reed Green Coliseum Athletic Facility and/or the refunding of all or a portion of the Corporation’s outstanding Series 2013 Bonds and Series 2015A Bonds. The University, through the Corporation, intends to combine the new money bonds and refunding bonds into a single debt issuance transaction; however, the Amending Resolution does allow for the refunding bonds to be issued separately at a different date than the new money bonds for Reed Green Coliseum. The total net present value savings must equal or exceed 3% of the refunded bonds to pursue the refunding transaction. The maximum par amount for combined funding is \$70,000,000:
 - New Money, max par is \$35,000,000 -
 - Reed Green Coliseum (IHL #208-301)
 - Refunding, max par is \$35,000,000
 - Series 2013 Bond proceeds were used to construct the Century Park South Residence Hall project and to refund the Series 1997A Bonds (original proceeds used for a Dormitory project).
 - Series 2015A Bond proceeds were used to advance refund for savings the Series 2006B Bonds (original proceeds used for the Village Residence Hall project) and Series 2007 Bonds (original proceeds used for the M.M. Roberts Stadium athletics project).

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Based on the Financial Advisor's report dated April 18, 2024, the proposed refunding debt amortization will have an estimated net present value savings of \$1,130,000. The Board also approved the following documents: IHL Amending Resolution, Ground Lease, Lease Agreement, Preliminary Official Statement, and Continuing Disclosure Agreement. The following are the professionals: Financial Advisor – Hilltop Securities; Bond Counsel – Butler Snow LLP; and Underwriters – Raymond James & Associates, Inc., and Wells Fargo Bank National Association. Long-term bonds will be issued with maturities up to 30 years for the new money construction and renovation, and the refunding bonds will mature in 2034. The funding source is various Athletic revenues, sales and hotel tax revenues and rental revenues from the residence halls. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

2. **UM** – Approved the request to enter a contract with Ellucian to replace the existing Student Information System. The current system will reach its end of life in December 2027 and a replacement needs to be in place ahead of this date. The Agreement will become effective upon Board approval with the statement of work having a beginning date of July 1, 2024, and shall terminate on June 30, 2034. The contract amount is \$38,370,125 for licenses and implementation, plus additional consulting costs not to exceed \$432,000 for a total not to exceed amount of \$38,802,125. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board also approved the request to allow prepayment of installment payments. Funds are available from Internal R&R Funds (implementation) and E&G Funds (licensing). Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
3. **UMMC** – Approved the request to enter a Purchase Agreement with Cardinal Health 105, LLC (Cardinal Health) for the ability to purchase the autologous cell therapy products, Yescarta® and Tecartus®, from Kite Pharma Inc. (Kite Pharma) through Cardinal Health's third-party logistics title model program. The third-party logistics title model program will allow UMMC to purchase the therapies through Cardinal Health though they will be provided by Kite Pharma. The autologous cell therapy products are immunological therapies that utilize a patient's immune system to destroy their cancer cells. Specifically, Yescarta® is a genetically modified autologous T cell immunotherapy treatment for adult patients with various types of lymphoma such as Large B cell, diffuse large B cell (DLBCL), primary mediastinal large B-cell and others. Tecartus® is also a genetically modified autologous T cell immunotherapy treatment for adult patients who have relapsed or refractory mantle cell lymphoma as well as relapsed or refractory B-cell precursor acute lymphoblastic leukemia (ALL). The term of the agreement is five (5) years, from May 1, 2024 to April 30, 2029. The estimated cost of the agreement is \$4,950,000.00 over the five (5) year term. UMMC has included an additional five percent (5%) annually for potential price increases. UMMC has calculated the total cost based upon a projection of ten (10) patients over the five (5) year term, five (5) Yescarta® patients and five (5) Tecartus® patients. This agreement will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

4. **SYSTEM** – Approved the request to enter an agreement for strategic procurement assessment with NIGP Consulting, powered by Periscope Holdings, Inc. for Alcorn State University, Delta State University, Jackson State University, Mississippi University for Women, and Mississippi Valley State University. The assessment will address the effectiveness of each of the institution’s procurement functions, to include Procurement Policy and Process Review, Customer Service Level Review, and Procurement Organizational and Staff Analysis. The term of the agreement is May 1, 2024, to April 30, 2025. The estimated cost of Strategic Procurement Assessment for five institutions is \$294,000 plus travel estimated at \$4,500 per university location. The Board approved a cost up to \$350,000. Contractual costs will be shared amongst the IHL institutions based upon each institution’s proportionate share of the assessment. E&G funding sources will be the primary means for these payments. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.
5. **UMMC** – Approved the request to amend the new Pharmacy Distribution Services Agreement with Morris and Dickson Co., LLC (M&D) to extend the term and to add or remove delivery locations under the agreement without seeking prior Board approval as long as adequate funds are available. The amended term of the agreement is five (5) years and six (6) months, from May 1, 2020, through October 31, 2025. The original term of the agreement was for a term of five (5) years beginning May 1, 2020. This first amendment will add six (6) months to the term. The total estimated cost over the five (5) year and six (6) month term remains unchanged at \$800,000,000. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.
6. **SYSTEM** – Approved the student health insurance policy with UnitedHealthcare Student Resources for use by the system. The contract will provide an insurance option for students to purchase directly, or for universities to purchase as a benefit for certain classes of student workers or employees. The goal of the system approach is to lower premium costs while maintaining health insurance coverage that meets Affordable Care Act and visa requirements. The policy terms may vary from university to university to have an effective date that coincides with the termination dates of each university’s current policies. The most common policy inception date has been August 15th, so while dates may vary, a common term is expected to be August 15, 2023, to August 15th, 2024. The premium will be \$2,314 per policy per year for a student, a student’s spouse, or one child, which includes broker commission and all fees. The premium for two or more children is \$4,228. If 3,050 participants are insured, the aggregate annual premium range would be approximately \$6,942,000. The aggregate premium will vary based upon the number of participants. Enrollment for 2023-2024 totals 3,017. Students will directly pay the premium for their policy, except for some student workers. Universities may elect to pay or supplement the premium cost for certain classes of student workers, such as graduate assistants, as an employment benefit or part of its payment structure. Expenditures for student health insurance by universities are determined by each university. Legal Staff has reviewed the

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE AGENDA

Presented by Trustee Chip Morgan, Chair

Trustee Ogletree recused himself from discussing or voting on item #1 on the Real Estate Regular Agenda by leaving the room before there was any discussion or vote regarding the same. After Trustee Ogletree left the room, on motion by Trustee Morgan, seconded by Trustee Rader, with Trustee Ogletree absent and not voting, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Real Estate Agenda. Trustee Ogletree returned to the room following the discussion and vote on item #1 on the Real Estate Regular Agenda.

1. **UM** – Approved the initiation of a fourth phase energy savings performance contract (ESPC) project with Trane U.S. Inc. to upgrade and replace house lighting at the Gertrude Ford Center for the Performing Arts. The proposed \$349,335 scope of lighting improvements will yield a guaranteed annual average energy cost savings of \$17,081, with a 20-year cumulative energy cost savings of \$341,630. The project will also yield a guaranteed annual average operational cost savings of \$6,942, with a 20-year cumulative operational cost savings of \$138,839. Combined, the 20-year cumulative total guaranteed cost savings is \$480,469. The construction period will be 180 days from the execution date of the contract, with a subsequent guaranteed energy savings performance period of 20 years. The total contract amount is \$349,335. The following items are also noted: 1) The construction amount includes \$24,500 (7.0%) in contingency, which will revert to UM at the end of the construction period if not used. 2) Upon contract execution, an initial payment in the amount of \$44,673 is due to cover applicable engineering, drafting, mobilization, and other preconstruction expenses, to include the full cost of the required Mississippi Material Purchase Certificate. Funds are available from Internal R&R Funds. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.

LEGAL AGENDA

Presented by Trustee Gee Ogletree, Chair

On motion by Trustee Luckey, seconded by Trustee Cunningham, all Trustees legally present and participating voted unanimously to move item #1 to the Executive Session Agenda.

1. **UMMC** – Settlement of Tort Claim Number 3561. **(THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)**

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

INFORMATION AGENDAS

Presented by Commissioner Alfred Rankins, Jr.

ACADEMIC AFFAIRS

1. **UM** – Intent to offer an existing degree program by distance learning:
Degree program title: Educational Specialist (EdS) in Curriculum and Instruction
Total credit hours: 30
CIP Code, Sequence: 13.0301, 3072
Cost to offer by distance learning: \$0
Effective date: August 2024
2. **MSU** – Intent to offer a certificate program:
Certificate program title: ENGAGE VR Creator
Responsible academic unit: College of Professional and Continuing Studies
Level: post-baccalaureate
Total credit hours: 6
CIP code: 11.0804
Effective date: January 2024

FINANCE

3. **SYSTEM** – In accordance with the *JAKE AYERS, JR. ET AL. and United States of America v RONNIE MUSGROVE, GOVERNOR, STATE OF MISSISSIPPI, ET AL.* Settlement Agreement (“Settlement Agreement”), publicly and privately funded endowments were created for the benefit of Alcorn State University (ASU), Jackson State University (JSU) and Mississippi Valley State University (MVSU). The endowments were to “remain under the control of the Board until such time as the historically black university attains a total headcount other-race enrollment of 10% and sustains such a 10% other-race enrollment for a period of three consecutive years.” (See Section IV “Endowment” of the Settlement Agreement) Per notice by the IHL Office of Strategic Research, MVSU has met the other-race threshold of the Settlement Agreement and has maintained a 10% other-race enrollment for three (3) consecutive years: Academic Year 2021-2022 (15.0%), Academic Year 2022-2023 (14.9%), and Academic Year 2023-2024 (10.9%). Therefore, the Board, in accordance with the Settlement Agreement shall transfer to MVSU its pro rata share of 28.3% of the existing public endowment principal as of FY 2024 or \$19,810,000. Also, in accordance with the Settlement Agreement, the Board shall transfer to MVSU’s private foundation, MVSU’s pro rata share of 28.3% of the existing private endowment principal as of FY 2024 or \$293,357.80. Any subsequent donations will be made to MVSU’s private foundation. Pursuant to the provisions of the Settlement Agreement, the principal of the endowments shall never be invaded. Upon transfer of the endowment principal, MVSU shall have the discretion to direct the investment of the public endowment principal and expend the income while MVSU’s foundation shall have the discretion to direct the investment of the private endowment principal and expend the income. The investment income may only be expended for sound academic purposes such as faculty compensation, academic program enhancements and student scholarships upon submission to and the approval of the Board of Trustees of an annual budget for these funds.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

REAL ESTATE

4. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the March 21, 2024 Board meeting in accordance with Board Policy 904 Board Approval. **(See Exhibit 1.)**

LEGAL

5. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. **(See Exhibit 2.)**

ADMINISTRATION/POLICY

6. **SYSTEM** – 2024 Spring Commencement Schedule

Alcorn State University

Time/Date: 9:00 a.m., Saturday, May 11, 2024

Location: Davey L. Whitney Health, Physical Education and Recreation Complex

Speaker: Mr. Montell Jordan, Author, Pastor, Grammy Award Winning Artist, and 2023 Presidential Lifetime Achievement Award Recipient

Time/Date: 1:00 p.m., Saturday, May 11, 2024

Location: Davey L. Whitney Health, Physical Education and Recreation Complex

Speaker: Mr. Montell Jordan, Author, Pastor, Grammy Award Winning Artist, and 2023 Presidential Lifetime Achievement Award Recipient

Delta State University

Graduate Studies & College of Business & Aviation

Time/Date: 10:00 a.m., Friday, May 10, 2024

Location: Bologna Performing Arts Center

Speaker: Dr. Tyrone Jackson, President of Mississippi Delta Community College and Delta State alumnus

College of Arts and Sciences; College of Education & Human Sciences; School of Nursing

Time/Date: 2:00 p.m., Friday, May 10, 2024

Location: Bologna Performing Arts Center

Speaker: Dr. Tyrone Jackson, President of Mississippi Delta Community College and Delta State alumnus

Jackson State University

Graduates

Time/Date: 9:00 a.m., Friday, May 3, 2024

Location: Lee E. Williams Athletics and Assembly Center

Speaker: Judge Carlton Reeves, U.S. District Court for the Southern District of Mississippi, Jackson State University Alum

Undergraduates

Time/Date: 9:00 a.m., Saturday, May 4, 2024

Location: Veteran's Memorial Stadium

Speaker: Senator Laphonza Butler, U.S. Congress for California, Jackson State University Alum

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

Mississippi State University

Starkville Campus

Doctor of Veterinary Medicine (DVM) Commencement

Time/Date: 11:30 a.m., Wednesday, May 8, 2024

Location: Humphrey Coliseum

Doctoral Graduation and Hooding Ceremony (Ph.D. and Ed.D.)

Time/Date: 4:00 p.m., Wednesday, May 8, 2024

Location: Bettersworth Auditorium, Lee Hall

Meridian Campus

Time/Date: 11:00 a.m., Thursday, May 9, 2024

Location: MSU Riley Center

Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Starkville Campus

College of Business, College of Education

Time/Date: 3:30 p.m., Thursday, May 9, 2024

Location: Humphrey Coliseum

Speaker: Dr. Mark E. Keenum, President, Mississippi State University

College of Arts and Sciences; College of Architecture, Art and Design; College of Professional and Continuing Studies

Time/Date: 9:30 a.m., Friday, May 10, 2024

Location: Humphrey Coliseum

Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Academic Affairs, Bagley College of Engineering, College of Agriculture and Life Sciences, College of Forest Resources, College of Veterinary Medicine

Time/Date: 3:30 p.m., Friday, May 10, 2024

Location: Humphrey Coliseum

Speaker: Dr. Mark E. Keenum, President, Mississippi State University

Mississippi University for Women

College of Arts and Sciences

College of Nursing and Health Sciences (ASN, BSN and DNP)

Time/Date: 1:00 p.m., Friday, May 3, 2024

Location: Rent Auditorium, Whitfield Hall

College of Business and Professional Studies, School of Education

College of Nursing and Health Sciences (Health & Kinesiology and Speech-Language Pathology)

Time/Date: 4:00 p.m., Friday, May 3, 2024

Location: Rent Auditorium, Whitfield Hall

Mississippi Valley State University

Time/Date: 8:00 a.m., Saturday, May 4, 2024

Location: R.W. Harrison Sports Complex

Speaker: Mr. Archie Tucker, Sr., Southeast Area Director, United States Department of Agriculture

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

University of Mississippi

Time/Date: 9:00 a.m., Saturday, May 11, 2024
Location: The Grove
Speaker: Wright Thompson, Award-Winning Senior Writer for ESPN and Author of Two Bestselling Books

University of Mississippi Medical Center

Time/Date: 10:00 a.m., Friday, May 24, 2024
Location: Mississippi Coliseum

The University of Southern Mississippi

Graduate Students – All Colleges

Time/Date: 5:00 p.m., Thursday, May 9, 2024
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

*Undergraduates – College of Business and Economic Development
College of Education and Human Sciences*

Time/Date: 9:00 a.m., Friday, May 10, 2024
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

*Undergraduates – College of Arts and Sciences
College of Nursing and Health Professions*

Time/Date: 2:00 p.m., Friday, May 10, 2024
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

Gulf Coast Campus

Graduates and Undergraduates – All Colleges

Time/Date: 3:00 p.m., Saturday, May 11, 2024
Location: Mississippi Coast Coliseum, Biloxi, M

7. **SYSTEM** – The following items have been approved by the Commissioner on behalf of the Board and are available for review at the Board Office.
- a. **MSU** – On March 18, 2024, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and RMR Investment Company, LLC for approximately 1,250 square feet of space located at 101 G.T. Thames Drive, Starkville, MS to provide space for a Resource and Referral Center operated by the University in accordance with the terms of the grant awarded by the Mississippi Department of Human Services. The term of the lease is 3 years effective on the date of approval and execution of the agreement through March 30, 2027. The monthly cost is \$1,848.96 payable on the first day of each month, plus a one-time renovation fee in the amount of \$4,608 for painting. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

- b. **MSU** – On March 18, 2024, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University (Lessor) and Columbus Orthopaedic Clinic, P.A. (Lessee) for approximately 1,340 square feet of space in the MSU Student Health Center where Lessee will provide physical therapy, occupational therapy and other related services. Lessee will pay monthly rent to the University in the amount of \$2,680 per month. The initial term of the agreement is three years, effective July 1, 2024, with an option to be renewed annually for up to 4 additional one-year terms. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- c. **MSU** – On April 2, 2024, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between Mississippi State University (“University”) and the Mississippi State University Foundation, Inc. (“Foundation”) to lease the Randy J. Cleveland Engineering Student Center (Walker Hall Annex Building) and surrounding property for the purpose of renovation of the existing building, as well as construction of a 2,600 square foot two-story addition. The term of the lease is 24 months, or until completion of the project, with an option to renew the lease for one additional year with the mutual consent of both parties. The Foundation will provide consideration in the form of renovation and construction of improvements on the property at no cost or other expense to the University, and all improvements made to and on the property shall be owned “free and clear” by the University upon termination of the lease. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Service Contracts. A copy of the document is on file in the IHL Board Office.
- d. **USM** – On March 18, 2024, Commissioner Alfred Rankins, Jr., approved a Lease Agreement between the University of Southern Mississippi (Lessor) and Tech Boone, LLC (Lessee) for approximately 234 square feet of space in the R.C. Cook University Union where Lessee will provide computer and mobile device repair services and sales of mobile phones and associated services. Lessee will pay monthly rent to the University in the amount of \$528.33 per month. The initial term of the agreement is one year, effective upon approval and execution of the agreement, with automatic renewal for an additional one-year term unless notice of non-renewal is issued by either party 30 days prior to the expiration of the then-current term. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Service Contracts. A copy of the document is on file in the IHL Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

**ACADEMIC AFFAIRS
COMMITTEE REPORT**

Wednesday, April 17, 2024

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Chairman Hal Parker at approximately 2:00 p.m. The following items were discussed.

1. The Committee discussed the Academic Affairs items on the April Board meeting agenda.

No action was taken.

2. On motion by Trustee Luckey, seconded by Trustee Starr, with Trustees Cummings, Hubbard, McNair, Morgan, and Rader absent and not voting, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members were present: Mr. Hal Parker (Chair), Dr. Steven Cunningham, Mr. Tom Duff (via Zoom), Ms. Jeanne Luckey, Mr. Bruce Martin, Mr. Gee Ogletree, and Dr. Walt Starr. Dr. Ormella Cummings, Ms. Teresa Hubbard, Dr. Alfred McNair, Mr. Chip Morgan, and Mr. Gregg Rader were absent.

**HEALTH AFFAIRS
COMMITTEE REPORT**

Wednesday, April 17, 2024

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Chairman Dr. Steven Cunningham at approximately 3:00 p.m. The following items were discussed.

1. The Committee discussed the monthly financial summary. **No action was taken.**
2. Executive Session

On motion by Trustee Luckey, seconded by Trustee Martin, with Trustee Cummings, Duff, Morgan, Parker, and Rader absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee McNair, seconded by Trustee Ogletree, with Trustee Cummings, Duff, Morgan, Parker, and Rader absent and not voting, all Committee members legally present and participating voted unanimously **to enter Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of prospective strategic business decisions of a public hospital.

Discussions of prospective strategic business decisions of a public hospital including the prospective purchase, sale or leasing of lands and the location, relocation or expansion of a medical service.

During Executive Session, the following matters were discussed:

The Committee discussed the prospective strategic business decisions of a public hospital.

No action was taken.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

The Committee discussed the prospective strategic business decisions of a public hospital including the prospective purchase, sale or leasing of lands and the location, relocation or expansion of a medical service. **No action was taken.**

On motion by Trustee McNair, seconded by Trustee Rader, with Trustee Cummings, Duff, Morgan, and Parker absent and not voting, all Committee members legally present and participating voted unanimously to return to open session.

3. On motion by Trustee McNair, seconded by Trustee Ogletree, with Trustee Cummings, Duff, Morgan, and Parker absent and not voting, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members were present: Dr. Steven Cunningham (Chair), Ms. Teresa Hubbard, Ms. Jeanne Luckey, Mr. Bruce Martin, Dr. Alfred McNair, Mr. Gee Ogletree, Mr. Gregg Rader, and Dr. Walt Starr. Dr. Ormella Cummings, Mr. Tom Duff, Mr. Chip Morgan, and Mr. Hal Parker were absent.

ANNOUNCEMENTS

- Commissioner Dr. Alfred Rankins, Jr. welcomed Dr. Crystal Cook, the new First lady of Alcorn State University.
- President McNair announced the next Board meeting is scheduled for May 16, 2024.
- President McNair invited the university presidents to report on current activities on their campuses.
- President McNair passed the gavel to President-Elect Bruce Martin who will begin his term on May 8, 2024. Trustee Martin presented President McNair with a plaque commemorating his year of service as Board President.

EXECUTIVE SESSION

On motion by Trustee Starr, seconded by Trustee Ogletree, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Duff, seconded by Trustee Ogletree, with Trustees Morgan and Rader absent and not voting, all Trustees legally present and participating voted unanimously **to enter Executive Session** for the reason reported to the public and stated in these minutes, as follows:

Discussion and receipt of privileged legal advice regarding the settlement of litigation pending against the University of Mississippi Medical Center.

During Executive Session, the following matter was discussed and voted upon:

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

On motion by Trustee Cunningham, seconded by Trustee Cummings, all Trustees legally present and participating voted unanimously to approve the settlement of IHL Tort Claim No. 3561 styled as *The Estate of Korey Griffin, with Rozena Griffin, mother of decedent, acting on behalf of the Estate vs. UMMC, et al.*, as recommended by counsel.

On motion by Trustee Hubbard, seconded by Trustee Ogletree, all Trustees legally present and participating voted unanimously to return to Open Session.

ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee Cummings, seconded by Trustee Cunningham, all Trustees legally present and participating voted unanimously to adjourn the meeting.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 18, 2024**

EXHIBITS

- Exhibit 1 Real Estate items that were approved by the IHL Board staff subsequent to the March 21, 2024 Board meeting.
- Exhibit 2 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

April 18, 2024

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MARCH 21, 2024 BOARD MEETING SUBMISSION DEADLINE.

NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL.

Change Order Approval Note: No change orders approved by Board staff, as reflected within any of the following informational agenda items, increase the Board approved total project budget. The total project budget as approved by the Board provides for a contingency fund, which allows for an increase in the construction budget of between five and ten percent. Any increase in the total project budget caused by a change order, would require Board approval and could not be approved by Board staff until the budget increase is approved by the Board.

ALCORN STATE UNIVERSITY

1. ASU-GS 101-328 – ASU DORMITORY RENOVATIONS

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$5,141,000.00 to the apparent low bidder Paul Jackson & Son, Inc.

Approval Status & Date: APPROVED, March 12, 2024

Project Initiation Date: August 17, 2023

Design Professional: Burriss Wagnon Architects

General Contractor: Paul Jackson & Sons, Inc.

Project Budget: \$5,675,000.00

2. ASU-IHL 201-259 – AG POULTRY PROCESSING FACILITY RENOVATION & INCINERATOR SHED

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$15,762.00 and thirty (30) additional days to the contract of Barnard & Sons Construction, LLC.

Approval Status & Date: APPROVED, March 20, 2024

Change Order Description: Change Order #1 includes the following: replaced the ceramic tile cove base with a Schuler Dilex metal cove; removed the existing chain link fencing and relocated it to another area; metal roofing cost was increased; and thirty days to the contract.

Change Order Justification: This change was necessary due to latent job site conditions; user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$15,762.00.

Project Initiation Date: May 19, 2022

Design Professional: Vernell Barnes Architect, PLLC

General Contractor: Barnard & Sons Construction, LLC.

Total Project Budget: \$2,031,900.00

EXHIBIT 1

April 18, 2024

JACKSON STATE UNIVERSITY

3. JSU-GS 103-317 – JOC DORMS (UNIVERSITY POINTE)

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Vernell Barnes Architect, PLLC.

Approval Status & Date: APPROVED, March 20, 2024

Project Initiation Date: April 20, 2023

Design Professional: Vernell Barnes Architect, PLLC

General Contractor: TBD

Total Project Budget: \$2,400,659.20

MISSISSIPPI STATE UNIVERSITY

4. MSU-GS 113-156 – ARPA INFRASTRUCTURE – WASTE COLLECTION 7& CONVEYANCE

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Neel-Schaffer, Inc.

Approval Status & Date: APPROVED, March 15, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 15, 2024

Project Initiation Date: April 20, 2023

Design Professional: Neel-Schaffer, Inc.

General Contractor: TBD

Total Project Budget: \$1,900,000.00

5. MSU-IHL 205-320B – PATTERSON ENGINEERING IDEE LAB – PHASE 2 (INDUSTRY LBABS)

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by CDFL Architects and Engineers.

Approval Status & Date: APPROVED, March 12, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 12, 2024

Project Initiation Date: August 18, 2022

Design Professional: CDFL Architects and Engineers

General Contractor: TBD

Total Project Budget: \$5,000,000.00

EXHIBIT 1

April 18, 2024

6. **MSU-IHL 205-328A – NEW RESIDNCE HALL SITE AND FOUNDATIONS**

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$230,892.00 and zero (0) additional days to the contract of Roy Anderson Corporation.

Approval Status & Date: APPROVED, March 15,2024

Change Order Description: Change Order #3 includes the following: increased the drilled pier length.

Change Order Justification: This change was necessary due to latent job site conditions.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$248,436.00.

Project Initiation Date: August 6, 2022

Design Professional: Wier Boerner Allin Architecture

General Contractor: Roy Anderson Corporation

Phased Project Budget: \$5,600,000.00

Total Project Budget: \$103,500,000.00

7. **MSU-IHL 205-352 – 13kV FEEDER CIRCUIT FOR SOUTH CAMPUS MECHANICAL PLANT**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,298,639.00 to the apparent low bidder Weaver Electric, Inc.

Approval Status & Date: APPROVED, April 1, 2024

Project Initiation Date: October 19, 2023

Design Professional: Atwell & Gent, P.A.

General Contractor: Weaver Electric, Inc.

Project Budget: \$2,500,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

8. **MUW- IHL 204-137 – MUW REPAIRS AND WINDOW REPLACEMENT**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Pryor & Morrow

Approval Status & Date: APPROVED, March 15, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 15, 2024

Project Initiation Date: August 18, 2022

Design Professional: Pryor & Morrow

General Contractor: TBD

Total Project Budget: \$2,091,425.00

EXHIBIT 1

April 18, 2024

UNIVERSITY OF MISSISSIPPI

9. **UM -GS 107-324 – ARPA INFRASTRUCTURE – WATER COLLECTION/CONVEYANCE**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by W.L. Burle Engineers

Approval Status & Date: APPROVED, March 27, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, March 27, 2024

Project Initiation Date: February 16, 2023

Design Professional: W.L. Burle Engineers

General Contractor: TBD

Total Project Budget: \$850,000.00

10. **UM-IHL 207-473.2 (PH2) FIELD – PKG B**

Approval Request #1: Change Order #3R1

Board staff approved Change Order #3 in the amount of \$124,959.87 and ten (10) additional days to the contract of D C Services, LLC.

Approval Status & Date: APPROVED, March 29, 2024

Change Order Description: Change Order #3 includes the following: added 180 linear feet of 2” water line; added 100 linear feet of a gas line to replace the original tie-in when asphalt was removed; added flexible storm drainage piping to the outflow structure at the SW corner of the site; added undercut and backfill to replace unsuitable soil at the new east parking lot; added site originally documented in PH4 drawings to be in the PH 2 site contract including fencing, asphalt striping, storm drainage and pipe bollards; and ten (10) days to the contract for adverse weather delays.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent job site conditions; user/owner requested modifications; and days for work as indicated herein due to weather delays.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$342,083.26.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: D C Services, LLC

Phased Project Budget: \$2,919,898.04

Total Project Budget: \$32,000,000.00

11. **UM-IHL 207-473.2 (PH2) FIELD – PKG D**

Approval Request #1: Change Order #2R1

Board staff approved Change Order #2 in the amount of \$62,173.77 and ten (10) additional days to the contract of Sports Contractors Unlimited, LLC.

Approval Status & Date: APPROVED, March 29, 2024

Change Order Description: Change Order #2 includes the following: added a windscreen at the bullpens; added a rubber mat at the home bullpen plyo wall; added fencing at the

EXHIBIT 1

April 18, 2024

outfield walkway retaining wall; added a padding base at the bottom of the walls and fences; replaced the backstop wall padding with that of different foam density; and ten (10) days to the contract for adverse weather delays.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; user/owner requested modifications; and days for work as indicated herein due to weather delays.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$69,069.25.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Sports Contractors Unlimited, LLC

Phased Project Budget: \$1,700,484.88

Total Project Budget: \$32,000,000.00

12. **UM-IHL 207-473.2 (PH2) FIELD – PKG E**

Approval Request #1: Change Order #2R1

Board staff approved Change Order #2 in the amount of \$12,836.09 and ten (10) additional days to the contract of Acoustics & Specialties, LLC.

Approval Status & Date: APPROVED, March 29, 2024

Change Order Description: Change Order #2 includes the following: material for the camera pedestals and poles for the backstop wall, camera wells, and camera platform; installed three (3) camera pedestals, a camera pole at the backstop and additional bench support brackets for the added wood at the front benches; added a temporary press box stair and viewing platforms; and ten (10) days to the contract for adverse weather delays.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; user/owner requested modifications; and days for work as indicated herein due to weather delays.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$105,916.23.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Acoustics & Specialties, LLC

Phased Project Budget: \$272,702.05

Total Project Budget: \$32,000,000.00

13. **UM-IHL 207-473.2 (PH2) FIELD – PKG G**

Approval Request #1: Change Order #3R2

Board staff approved Change Order #3 in the amount of \$92,838.96 and ten (10) additional days to the contract of Advanced Electric Company, Inc.

Approval Status & Date: APPROVED, April 2, 2024

Change Order Description: Change Order #3 includes the following: added electrical underground bore from two (2) 6” conduit from an existing riser pole to an existing sectionalizing cabinet; added electrical underground bore for two (2) 6” conduit from an

EXHIBIT 1

April 18, 2024

existing riser pole to a new pad-mounted transformer; and ten (10) days to the contract for adverse weather delays.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent job site conditions; user/owner requested modifications; and days for work as indicated herein due to weather delays.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$342,083.26.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Advanced Electric Company, Inc.

Phased Project Budget: \$2,310,688.90

Total Project Budget: \$32,000,000.00

14. **UM-IHL 207-473.3 (PH2) FIELD – PKG H**

Approval Request #1: Change Order #2R2

Board staff approved Change Order #2 in the amount of \$40,697.13 and ten (10) additional days to the contract of W&W Construction.

Approval Status & Date: APPROVED, March 29, 2024

Change Order Description: Change Order #2 includes the following: added foundations for posts at the midspan of the bleacher raker beams; added a concrete pad for the centerfield camera platform; added waterproofing around the elevator pit; added a concrete retaining wall along the outfield walking path to the seating area to accommodate a wider path; and ten (10) days to the contract for adverse weather delays.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent job site conditions; user/owner requested modifications; and days for work as indicated herein due to weather delays.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$105,916.23.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: W&W Construction

Phased Project Budget: \$1,887,174.44

Total Project Budget: \$32,000,000.00

15. **UM-IHL 207-473.3 (PH2) FIELD – PKG J**

Approval Request #1: Change Order #1R3

Board staff approved Change Order #1 in the amount of \$140,437.64 and ten (10) additional days to the contract of Steel Fab, Inc.

Approval Status & Date: APPROVED, April 2, 2024

Change Order Description: Change Order #2 includes the following: revised steel to modify the beam sizes, reducing some tube sections and increasing W section sizes; added welding requirements; added shear studs in the second floor slab; reduced the plate thickness for the box beams; increased the column base plate dimensions at three (3) locations; added miscellaneous steel including lintels, curtain wall supports, countertop supports, elevator pit ladder and plates, wall bracing steel plate frames at the concourse

EXHIBIT 1

April 18, 2024

doors; added site handrails to the steel package ; and ten (10) days to the contract for adverse weather delays.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent job site conditions; and days for work as indicated herein due to weather delays.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$105,916.23.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Steel Fab, Inc.

Phased Project Budget: \$3,777,444.68

Total Project Budget: \$32,000,000.00

16. **UM - IHL 407-001 – JIM AND THOMAS DUFF CENTER FOR SCIENCE AND TECHNOLOGY INNOVATION**

Approval Request #1: Change Order #9

Board staff approved Change Order #9 in the amount of \$120,950.54 and fifty-nine (59) additional days to the contract of W.G. Yates & Sons Construction.

Approval Status & Date: APPROVED, March 1, 2024

Change Order Description: Change Order #9 includes the following: credit for signal level testing of the bi-directional amplifier system not needed; changes to reroute cable tray pathways; added an elevator control room in the north penthouse; new ceiling trim was added to accommodate the light fixtures; two (2) trees were removed and an old concrete slab removed due to site changes; wall mounted speakers were relocated; additional waterproofing flashing was added; FRP panels were added in the custodial equipment closet; revised the grade elevations and added electrical yard weeps; revisions to the west underground utilities; existing water lines were replaced due to corrosion; relocated the control damper and extended the supply duct to provide access; added raceways and sleeves for equipment racks moved from the first floor to the second floor; a damaged south gas line was replaced and rerouted; fifty-nine days to the contract of which ten (10) were due to extreme weather conditions .

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent job site conditions; weather-related delays and days for work as indicated herein.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$1,848,982.30.

Project Initiation Date: January 16, 2012

Design Professional: McCarty Architects

General Contractor: W.G. Yates & Sons Construction

Phased Project Budget: \$153,356,476.95

Project Budget: \$175,200,000.00

17. **UM - IHL 407-006 – MARTINDALE COLE – ROOF REPLACEMENT**

Approval Request #1: Change Order #2

EXHIBIT 1

April 18, 2024

Board staff approved Change Order #2 in the credit amount of \$12,000.00 and eighty-four (84) additional days to the contract of E. Cornell Malone Corporation.

Approval Status & Date: APPROVED, March 15, 2024

Change Order Description: Change Order #2 includes the following: added twenty-one (21) days to the contract time for weather-related delays; added sixty-three (63) days to the contract time for skylight delivery days; deduct from the contract amount for liquidated damages for forty-eight (48) days and eighty-four (84) days to the contract.

Change Order Justification: This change was necessary due to weather-related delays; user/owner requested modifications and eighty-four (84) days for work as indicated herein.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$1,848,982.30.

Project Initiation Date: May 19, 2022

Design Professional: Shafer Zahner Zahner, PLLC

General Contractor: E. Cornell Malone Corporation

Project Budget: \$1,820,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

18. UMMC-IHL 209-579 – UMMC COLONY PARK

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$35,676.27 and zero (0) additional days to the contract of Codaray Construction, LLC.

Approval Status & Date: APPROVED, April 1, 2024

Change Order Description: Change Order #2 includes the following: removed organic debris under the HDPE storm drainpipe in the south parking lot; installed Geo-Grid and fabric to bridge the remaining organic debris under the south parking lot.

Change Order Justification: This change was necessary due to latent job site conditions.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$94,330.38.

Project Initiation Date: June 16, 2022

Design Professional: Cooke Douglas Farr Lemons Architects + Engineers, P.A.

General Contractor: Codaray Construction, LLC

Total Project Budget: \$105,914,527.00

19. UMMC- IHL 409-005 – NEW SCHOOL OF NURSING

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$58,787,000.00 to the apparent low bidder AnderCorp, LLC.

Approval Status & Date: APPROVED, March 29, 2024

Project Initiation Date: November 17, 2022

Design Professional: Eley Guild Hardy Architects

General Contractor: AnderCorp, LLC

Total Project Budget: \$65,000,000.00

EXHIBIT 2

April 18, 2024

1. SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by Armstrong Law, LLC (statements dated 2/19/24 and 2/19/24) from the funds of Jackson State University. (These statements, in the amounts of \$2,000.00 and \$1,750.00, represent services and expenses in connection with an immigration/labor certification matter.)

TOTAL DUE.....\$ 3,750.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 3/1/24 and 3/1/24) from the funds of Jackson State University. (These statements, in the amounts of \$500.00 and \$32.28, represent services and expenses in connection with an immigration/labor certification matter.)

TOTAL DUE.....\$ 532.28

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 3/7/24) from the funds of Mississippi State University. (This statement, in the amount of \$4,595.30, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 4,595.30

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statement dated 3/14/24) from the funds of Mississippi State University. (This statement, in the amount of \$2,003.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 2,003.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 3/1/24 and 3/1/24) from the funds of Mississippi State University. (These statements, in the amounts of \$3,000.00, \$5,150.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 8,150.00

Payment of legal fees for professional services rendered by Brunini, PLLC (statement dated 3/20/24) from the funds of the University of Mississippi. (This statement, in the amount of \$243.75, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 243.75

EXHIBIT 2

April 18, 2024

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 3/19/24, 3/19/24, 3/19/24 and 3/19/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$6,595.50, \$96.00, \$2,176.00 and \$13,364.00, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 22,231.00

Payment of legal fees for professional services rendered by Lightfoot Franklin White, LLC (statement dated 3/15/24) from the funds of the University of Mississippi. (This statement, in the amount of \$8,549.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 8,549.50

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 3/4/24) from the funds of the University of Mississippi. (This statement, in the amount of \$3,600.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 3,600.00

Payment of legal fees for professional services rendered by Ware|Immigration (statement dated 3/1/24) from the funds of the University of Mississippi. (This statement, in the amount of \$533.00, represents services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 533.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 3/18/24, 3/19/24 and 3/19/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$96.00, \$871.00 and \$288.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,255.00

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 3/5/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,050.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,050.00

Payment of legal fees for professional services rendered by McDonald Hopkins, LLC (statement dated 3/28/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$87.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 87.00

EXHIBIT 2

April 18, 2024

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 3/12/24 and 3/25/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$3,500.00 and \$4,460.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 7,960.00

Legal fees approved for payment to outside counsel in relation to patent and other intellectual property matters:

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 2/29/24, 2/29/24 and 3/7/24) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “IP and Regulatory Matters” - \$832.00; “A Y161F Hemagglutinin Substitution Increases Thermostability and Improves Yields of 2009 H1N1 influenza A Virus in Cells” - \$150.00; and “IP and Regulatory Matters” - \$1,024.00).

TOTAL DUE.....\$ 2,006.00

Payment of legal fees for professional services rendered by Conley Rose (statement dated 3/7/24) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patents or intellectual property matters: “Medium Voltage Line Impedance Stabilization Network” - \$1,620.00.)

TOTAL DUE.....\$ 1,620.00

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statements dated 2/21/24, 2/21/24 and 2/21/24) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “General” - \$943.00; “AiM Registration of Trademark” - \$2,836.00; and “Happy Healthy” - \$483.00.)

TOTAL DUE.....\$ 4,262.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 3/7/24/ 3/7/24 and 3/7/24) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - \$118.50; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$75.00; and “Thienyl-Dibenzoazepines and their Derivatives as Donor for Xanthene-Based Short-Wave Infrared Dyes” - \$618.50.)

TOTAL DUE.....\$ 812.00

EXHIBIT 2

April 18, 2024

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/22/24, 2/22/24 and 2/22/24) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Unsymmetric CCC-NHC Pincer Metal Complexes and Methods of Use Thereof” - \$38.00; “Wood Dimensional Ability Enhancement by Metal Ion Modification” - \$4,436.50; and “Novel Catalysis and Process for Liquid Hydrocarbon Fuel Production” - \$443.50.)

TOTAL DUE.....\$ 4,918.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 1/23/24, 1/29/24, 1/29/24, 1/29/24, 1/29/24, 2/23/24, 2/23/24, 2/28/24 and 2/28/24) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Oil Dispersant Patent” - \$177.00; “Covestro Patents” - \$183.00; “Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks” - \$3,010.00; “Phenylphosphine Oxide Epoxy Polymer and Atomic Oxygen Stable Epoxy Polymer” - \$1,391.00; “An Automated Mechanism to Position Aquaculture Equipment” - \$632.50; “Phenylphosphine Oxide Epoxy and Atomic Oxygen Stable Epoxy Polymer” - \$54.00; “Oral Suction Device” - \$822.00; “Covestro Patents” - \$136.50; and “Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks” - \$576.00, respectively).

TOTAL DUE.....\$ 6,982.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 2/8/24, 2/9/24, 2/9/24, 2/12/24, 3/7/24 and 3/7/24) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Spray Delivery of Peptide Amphiphile Supramolecular Polymers for Tissue Regeneration Applications” - \$2,620.00; “T-Belt” - \$350.00; “Gulf Blue” - \$1,715.00; “US Provisional Patent Application No. 63/522,625” - \$2,560.00; “Trauma Belt for Non-Tourniquetable Hemorrhage Control” - \$1,170.00; and “Conjugated Polymer Sensors Using the Inner Filter Effect” - \$490.00, respectively).

TOTAL DUE.....\$ 8,905.00

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

1. **UM – MODIFICATION TO AN EXISTING ACADEMIC UNIT**

In accordance with Board policies 503 and 504, the University of Mississippi submits a request to modify an existing academic unit.

REORGANIZING

Unit: Department of Health, Exercise Science and Recreation Management

Effective date: July 2024

Total number of faculty/total number of faculty displaced: 16/4

Total number of staff/total number of staff displaced: 3/0

Organizational units to operate under reorganized unit: None

Rationale: The Master of Science in Athletic Training and the undergraduate minor and Post-baccalaureate Certificate in Biomechanics were initiated and developed in the School of Applied Sciences Dean's Office, in partnership with the Provost and Executive Vice Chancellor for Academic Affairs, to avoid asking academic departments to reallocate their time, attention, and financial resources to establish these programs. The intent from the beginning was to transition the new programs to an academic department home as soon as they had established curricula, appropriate space, equipment, supplies, and stable operational budgets. Because the athletic training and biomechanics programs have achieved these milestones, now is an appropriate time to relocate the Master of Science in Athletic Training, the undergraduate minor, and Post-baccalaureate Certificate in Biomechanics into the existing Department of Health, Exercise Science and Recreation Management (HESRM). Aligning these faculty and degree programs in HESRM: 1) provides a tenure home for tenured and tenure-track faculty in athletic training and biomechanics; 2) fosters collaborative academic, scholarly, and service activities between closely related degree programs, and; 3) is consistent with academic unit structures at peer institutions.

STAFF RECOMMENDATION: Board staff recommends approval of these items.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 CONSENT AGENDA
 FINANCE
 May 16, 2024**

1. MSU – REQUEST FOR APPROVAL OF BUDGET ESCALATION – COLLEGE OF VETERINARY MEDICINE FY24 EDUCATION & GENERAL

Mississippi State University requests permission to escalate the College of Veterinary Medicine (CVM) FY24 Education and General budget.

The escalation is requested to address the financial impact of larger class sizes, and increased clinical caseloads and patient visits, because these changes have significantly increased expenses.

Increased tuition of \$1,700,000 and increased hospital income of \$1,600,000 will provide the source of revenue for additional expenses.

Mississippi State University - College of Veterinary Medicine General Budget Revisions by Major Object			
Category	Current Budget	Increase/(Decrease)	Revised Budget
Salaries	\$ 31,966,696.00	\$ 450,000.00	\$ 32,416,696.00
Wages	-	-	-
Fringe Benefits	8,054,713.00	\$ 157,500.00	\$ 8,212,213.00
Total Salaries, Wages, and Fringe B	40,021,409.00	607,500.00	40,628,909.00
Travel and Subsistence	184,975.00	-	184,975.00
Contractual Services	4,860,999.00	\$ 1,132,250.00	5,993,249.00
Commodities	4,596,359.00	\$ 1,210,250.00	5,806,609.00
Capital Outlay			
Non-Equipment	161,286.00	-	161,286.00
Equipment	1,242,936.00	\$ 350,000.00	1,592,936.00
Total Capital Outlay	1,404,222.00	350,000.00	1,754,222.00
Mandatory Transfers			
Debt Service	-	-	-
Matching	-	-	-
Other	934,603.00	-	934,603.00
Total Mandatory Transfers	934,603.00	-	934,603.00
Non-Mandatory Transfers			
Auxiliary Support	-	-	-
Building Projects	-	-	-
Other	-	-	-
Total Non-Mandatory Transfers	-	-	-
Increase in Fund Balance	-	-	-
Total Uses of Funding	\$ 52,002,567.00	3,300,000.00	\$ 55,302,567.00

STAFF RECOMMENDATION: Board staff recommends approval of this item.

2. UM – REQUEST TO ENTER INTO CONTRACTUAL SERVICES AGREEMENT WITH HURON CONSULTING SERVICES, LLC

Agenda Item Request: The University of Mississippi requests approval to enter into a Professional Services Agreement and subsequent Statement of Work with **Huron** to implement the Workday Human Capital Management (HCM), Payroll, Financials (FIN), and Adaptive Planning, which will replace the current SAP software in use.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
FINANCE
May 16, 2024

Contractor's Legal Name: Huron Consulting Services, LLC

History of Contract: This is a new contract.

Since 1999, the University has relied on SAP as the campus enterprise platform that houses our student information system, financial system, human resources/payroll system, and is integrated with our financial aid system, Sigma ProSAM. This platform has served us well for the past 23 years, and has grown and evolved as the University has grown. Since its initial implementation, the University has added and integrated services with and into SAP, including research, business and other operational services, increasing our reliance on the platform. This is a mission-critical system for our institution as a centralized platform for managing student data and academic information, and continued use is instrumental to our continued operations. The evaluation, selection, and implementations processes is collectively referred to as the Encompass Project.

The time has come for UM to make a crucial decision about our enterprise system, determining whether to upgrade the existing system or opt for a replacement that will shape our path for the next two decades. Recognizing the rapid pace of technological advancements, UM sought to explore available options in the marketplace and thoroughly assess our current system. Approval was received from the ITS Board to proceed with assessing our campus Human Capital Management and Financial Management needs and evaluating products in the market. UM hired a consulting company, CampusWorks, to aid in the RFP process to assist in selecting the best product suited for UM. We formed an evaluation and selection committee with 61 members and an additional 68 subject matter experts from all functional areas throughout the UM campus. The combined 129-person committee assisted in requirements gathering and assessing our campus for the replacement product capabilities. The request was put out for public bid through our RFP process following state procurement guidelines including having a bidders conference to answer any questions.

Specific Type of Contract: This is a Professional Services Agreement that will serve as master terms and conditions for the Statement of Work for implementation of Workday's HCM/FIN and Adaptive Planning, as well as other statements of work as may be entered into separate from the Encompass Project.

Purpose: SAP, our current platform will be end of life in December, 2027 and a replacement needs to be in place ahead of this date. After exploring the available options in the marketplace; thoroughly assessing our current system; and conducting an extensive evaluation, the University identified the most suitable solutions for our future needs. Huron was selected by our committee as the vendor of choice to provide professional services described in the SOW to implement Workday – the solution chosen to be the University's human capital management and financial management solution.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
FINANCE
May 16, 2024

Scope of Work: Huron will:

- Provide professional services outlined in the statement of work to implement Workday Human Capital Management (HCM), US Payroll, Financials (FIN), and Adaptive Planning as part of UM Encompass Program.
- Design foundational elements for the implementation by engaging in broad range of activities around project management, change management, process designs and design confirmation sessions for each functional area.
- Configure the applications to determine designs, so UM can unit test application to iterate to a final design.
- Design and build reports and integrations, and assist with data conversion from legacy data.
- Identify change impacts and develop end-user training plans and testing strategies.
- Facilitate and implement Workday HCM and Payroll software in Phase 1, to include the following elements
 - Core HCM
 - Core Compensation
 - Benefits
 - Absence and Leave Management
 - Payroll
 - Time Tracking
 - Recruiting
 - Talent Optimization
 - Learning
 - Prism Analytics
- Facilitate and implement the Workday Finance software in Phase 2, to include the following elements:
 - Foundation Data Model
 - Financial Accounting
 - Customer Accounts
 - Endowments
 - Banking and Settlement
 - Financial Budgets
 - Business Assets
 - Expenses
 - Procurement
 - Supplier Accounts
 - Grants Management
 - Payroll Accounting
 - Strategic Sourcing
 - Internal Billing
 - Capital Projects

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
FINANCE
May 16, 2024

- Facilitate and implement Adaptive Planning after the HCM, Payroll and Finance implementation.
- Provide four weeks post go-live (HyperCare) support for HCM and Payroll Implementation (Phase 1) and six weeks of support for Finance Implementation (Phase 2).

Term of Contract: Following Board approval, the Professional Services Agreement will be Effective June 1, 2024, and the Statement of Work is effective beginning June 1, 2024 and ending on December 31, 2028. This will include all phases of work.

Termination Options: The Professional Services Agreement and the Statement of Work have the following termination options: (i) by either party without cause upon ninety (90) days' notice, or earlier if agreed to by the Parties; (ii) by either party for cause if the other party materially breaches the terms and fails to cure such breach within thirty (30) days following receipt of notice unless otherwise agreed to by the parties; (iii) breach of the Employment Verification warranties provided by Huron to the University in Section 19(b).

Contract Amount: The Professional Services Agreement does not have a contract amount. The contract amount for the Statement of Work (effective June 01, 2024) is \$20,785,000 for implementation and managed services with up to \$2,400,000 for Additional Services. The total not to exceed amount for this agreement is \$23,185,000.

Funding Source for Contract: Internal R&R Funds (implementation and additional services)

Contractor Selection Process: UM employed "CampusWorks", a third party who specializes in this particular service, to aid us in the selection process. A 61 member evaluation and selection committee, combined with 68 subject matter experts, gathered 1,783 system requirements that were incorporated in the Request for Proposals (RFP). The RFP was released following the state procurement guidelines. RFP responses were collected, almost 5,500 pages in all, which the committee reviewed and scored. UM had (4) vendors respond to the RFP. A complete product review was conducted with each prospective vendor through the over 240 hours of software demonstrations to thoroughly evaluate all submitted responses. A total of 2,939 session attendees from campus attended the demos, which is a cumulative count of UM representatives at each session times the number of sessions hosted. Huron was one of two vendors who provided a comprehensive proposal that would meet the needs and specifications for the Workday implementation for UM. While Huron's proposal was the higher of the two, through the selection process, which included assessments, software demonstrations, and thorough evaluations from our committee of 129 members including subcommittee members, Huron received the highest ratings across multiple measured criteria including –

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
FINANCE
May 16, 2024

- Vendor experience
- Project scope
- Implementation timeline
- Project management methodology
- Project staffing
- Solution design
- Change management
- Training, data migration
- System Integration
- Analytics and reporting
- References.

As such, Huron was selected as the vendor of choice for implementation of the Workday HCM, payroll, finance and adaptive planning software systems.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

3. UMMC - REQUEST FOR APPROVAL TO ENTER INTO A PRICING AND REBATE AGREEMENT WITH W.L. GORE & ASSOCIATES, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Pricing and Rebate Agreement with **W.L. Gore & Associates, Inc.** (Gore) for the purchase of endoprosthesis and vascular stent products. These products are for the treatment of complex arterial and vascular stenosis in adult and pediatric patients. UMMC also requests approval to add or remove products covered by the agreement without requiring prior submission for Board approval, so long as there is adequate funding remaining.

Contractor's Legal Name: W.L. Gore & Associates, Inc.

History of Contract: On May 20, 2019, the Board approved a Pricing Agreement with Gore for the purchase of endoprosthesis and vascular stent products. On April 15, 2021, the Board approved an amendment to the pricing agreement to extend the term, add and remove products, and revise contract language. The agreement will expire on May 31, 2024.

Specific Type of Contract: This is a new Pricing and Rebate Agreement

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
FINANCE
May 16, 2024

Purpose: The purpose of the agreement is to purchase endoprosthesis and vascular stent products, which are for the treatment of complex arterial and vascular stenosis in adult and pediatric patients.

Scope of Work: Under the agreement, Gore will provide discounted pricing and rebates when earned by UMMC based on purchase volume.

Term of Contract: The term of the agreement is two (2) years, from June 1, 2024, through May 31, 2026.

Termination Options: Termination options include the following:

- by either party without cause upon thirty (30) days prior written notice; and
- in the event a party is unable to provide services required for a period of thirty (30) consecutive days as a result of a continuing force majeure event, either party may cancel the affected services.

Contract Amount: The total estimated cost over the two (2) year term is \$10,575,000. UMMC has included funds for a projected twenty percent (20%) annual growth in volume.

Funding Source for Contract: This agreement will be funded by hospital patient revenue.

Contractor Selection Process: The Gore products qualify as clinical commodities under Miss Code Ann. §31-7-1, which are exempted from procurement requirements under §31-7-13.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

Note: Project numbers beginning with the prefix "GS" designate projects that the Bureau of Building provides management oversight for and are funded partially or wholly with state Bureau of Building bond revenues. Project numbers beginning with the prefix "IHL" designate projects that are funded from university self-generated sources including but not limited to donations, fees, and grants.

Board Policy §902, Initiation of Construction Projects

The Board must approve the initiation of a project for the construction of new facilities, repairs and renovations to existing facilities and requests for a capital outlay with a total project budget exceeding \$1,000,000 regardless of how the projects are financed. It is the intent of the Board that its appropriate staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board. All construction, repairs, and renovation projects with a total budget of \$1,000,000 or less may be approved by the Institutional Executive Officer. However, all projects utilizing any state bond funds, including Ayers funds, must be initiated with STAFF approval from the Office of Real Estate and Facilities. No further approvals are required by IHL staff for projects of \$1,000,000 or less unless the budget changes. All budget changes for these projects must be reported to the Office of Real Estate and Facilities.

Board Policy §904(A), Board Approval

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

- 1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.*
- 2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;*
- 3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and*
- 4. The design professional previously approved by the Board has not changed.*

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

If the above four conditions have been met, the Board's Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Prior to the commencement of construction, the Board must approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project. This requirement applies to all buildings and facilities on an institution's property even if the land is leased to an institution's affiliated entity or a private developer.

Board Policy §905(A), Real Estate Management

Prior Board approval is required for the execution of all easements or non-oil, non-gas and non-mineral leases in an amount greater than \$100,000. The Commissioner is authorized to approve leases (other than oil, gas and mineral leases) or easements in amounts equal to or less than \$100,000. The Commissioner may further delegate the Commissioner's approval authority regarding easements and leases to the applicable IEO or his/her designee(s) provided that the requirements of Policy 707.01 D. are met. Board approval is required for timber sales in an amount greater than \$500,000. For timber sales of an amount \$500,000 or less, the Chair of the Real Estate Committee is authorized to approve sales on behalf of the Board upon satisfactory legal review and recommendation from the Commissioner. Board approval prior to the execution of the contract is required for all other land contracts requiring an aggregate total expenditure of more than \$250,000. Requests for approval of land contracts shall include property descriptions, terms of purchase, lease or sale and intended use of the property. An institution acquiring or disposing of real property shall receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The sale price of real property shall be no less than the average of the two appraisals.

Board Policy §905(B), Real Estate Management

Prior to Board consideration of the purchase or acceptance of real estate from any source, a Phase I or more detail Environmental Report shall be completed by qualified personnel and submitted to the Board's Real Estate and Facilities Office. In the event hazardous substances are confirmed as having existed in the past or as presently existing, the Board reserves the right to cancel the transaction without liability, or to permit the other party or parties to remove the hazardous substances at its or their expense in a manner sufficient to receive a "no further action" letter from the State's Department of Environmental Quality.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

Board Policy §917, Naming Buildings and Facilities

Board approval must be obtained prior to naming or re-naming any institutional building or facility. However, assigning generic names which are descriptive of the functions served by the building – such as “University Athletic Training Facility” or “Chemistry Building” – does not require Board approval, unless the building has an existing non-generic name which is to be changed or modified. Board approval must also be obtained prior to naming or re-naming any building or facility built on university property leased to a university affiliated entity, a private developer or any other individual or entity.

APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS

BUREAU OF BUILDING PROJECTS

1. MVSU – GS 106-265 – CAMPUS ROOFING (LACKEY RE-ROOF)

Project Request: Mississippi Valley State University requests approval to initiate a project, Campus Roofing (Lackey Re-Roof), and appoint Shafer Zahner Zahner PLLC, as the design professional.

Proposed Design Professional: Shafer Zahner Zahner, PLLC

Selection Method: The project budget is not anticipated to exceed \$3M therefore it is not required that MVSU use the RFQ method for selecting the design professional.

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$4,000,000 aggregate.

Purpose: Mississippi Valley State University is seeking to initiate the project and appoint the design professional as required by Board Policy. This will allow the university to proceed with the design phase of the project.

Project Scope: The project will replace and/or repair the roof of the Lackey recreation building. The current facility roof does not satisfy and guarantee the safety and health of the student body and the staff in the buildings. This project will provide a more weather tight roofing system and provide the students and faculty/staff with a more comfortable learning and working environment and prevent any future damage that may arise because of water infiltration. This project will also remediate any damages inside the building due to water infiltration.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 CONSENT AGENDA
 REAL ESTATE
 MAY 16, 2024**

Mississippi Valley State University is seeking to initiate the project and appoint the design professional in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

Project Initiation Date: May 16, 2024

Date of Original Construction: 1921

Date of Last Renovation: N/A

Project Budget:

	<i>Estimated</i>
Construction Cost:	\$ 1,161,015.00
Architectural and Engineering Fees:	80,402.00
Misc. Project Costs:	8,583.00
Furniture & Equipment Costs:	0.00
Contingency:	0.00
Total Project Budget	\$ 1,250,000.00

Funding Source(s): SB 3000, Laws of 2023 (\$1,250,000.00)

Staff Recommendation: *Board staff recommends approval of this item.*

APPROVAL OF BUDGET INCREASES AND/OR CHANGES OF SCOPE/FUNDING SOURCE(S)

IHL PROJECTS

2. UM – IHL 207-490 – RESEARCH LABORATORY FACILITIES MASTERPLAN AND DESIGN

Project Request: The University of Mississippi requests approval to increase the budget from \$300,000 to \$1,250,000 for an increase in the amount of \$950,000.

Current Project Phase: Design Phase

Design Professional: Eley Guild Hardy Architects, P.A.

General Contractor: TBD

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$4,000,000 aggregate.

Purpose/Justification: The University of Mississippi is seeking to increase the project budget from \$300,000 to \$1,250,000. The additional funding allows the university to account for the full master planning budget.

Project Scope: The University of Mississippi would like to begin the programming and planning process to develop a Master Plan for Campus Research Laboratory Facilities. The need for research laboratory facilities on campus has grown significantly in the recent past and the University is forecasting significant needs for additional research space on campus. Needs for research facilities span multiple schools. The University recognizes the need to evaluate the development of shared research laboratory spaces/building(s) in addition to school and departmental research space needs. The shared spaces shall be flexible and used for multi-discipline collaborative research throughout the entire university. The University of Mississippi would like to develop a comprehensive and cohesive plan for the use of the existing research facilities on campus as well as new shared research laboratory spaces/building(s) that facilitate guidance for future growth and development; and a Phase 1 project.

The University of Mississippi is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project budget modifications and changes in funding sources/scope to the Board for approval.

Project Initiation Date: August 18, 2022

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 CONSENT AGENDA
 REAL ESTATE
 MAY 16, 2024**

Proposed Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 0.00	\$ 0.00	\$ 0.00
Architectural and Engineering Fees	\$ 300,000.00	\$ 1,100,000.00	\$ 800,000.00
Miscellaneous Project Costs	\$ 0.00	\$ 100,000.00	\$ 100,000.00
Furniture & Equipment Costs	\$ 0.00	\$ 0.00	\$ 0.00
Contingency	\$ 0.00	\$ 50,000.00	\$ 50,000.00
Total Project Budget	\$ 300,000.00	\$ 1,250,000.00	\$ 950,000.00

Funding Source(s): University Internal Funds (\$1,250,000)

Staff Recommendation: *Board staff recommends approval of this item.*

3. UM – IHL 407-011 – UM EARLY LEARNING AND EVALUATION CENTER

Project Request: The University of Mississippi requests approval to increase the budget from \$1,000,000 to \$32,775,000 for an increase in the amount of \$31,775,000. In addition, UM requests approval to add internal university funds and federal funds from the U.S. Department of Education as funding sources.

Current Project Phase: Design Phase

Design Professional: McCarty Architects, P.A.

General Contractor: TBD

Insurance Coverage: The firm carries errors and omissions coverage in the amount of \$2,000,000 per claim and \$4,000,000 aggregate.

Purpose/Justification: The University of Mississippi is seeking to increase the project budget from \$1,000,000 to \$32,775,000. The additional funding allows the university to account for full project budget and change the funding source from one State Appropriations source to add Internal Funding and Federal Funding Sources

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 CONSENT AGENDA
 REAL ESTATE
 MAY 16, 2024**

Project Scope: The project consists of the development of a comprehensive 54,000 GSF state-of-the-art early learning and evaluation center where clinical and educational services are integrated for all children ages birth to 6 years old. The new center will be constructed at the south side of the University’s South Oxford Center (SOC) and utilize existing spaces within the SOC to serve additional needs for the center.

The University of Mississippi is acting in accordance with Board Policy §904(A), Board Approval, that requires each institution to submit all project budget modifications and changes in funding sources/scope to the Board for approval.

Project Initiation Date: June 16, 2022

Proposed Project Budget:

	Current Budget	Proposed Budget	Amount (+/-)
Construction Costs	\$ 0.00	\$ 23,147,000.00	\$ 23,147,000.00
Architectural and Engineering Fees	\$ 700,000.00	\$ 1,435,107.22	\$ 735,107.22
Miscellaneous Project Costs	\$ 200,000.00	\$ 920,500.00	\$ 720,500.00
Furniture & Equipment Costs	\$ 0.00	\$ 2,350,000.00	\$ 2,350,000.00
Contingency	\$ 100,000.00	\$ 4,922,392.78	\$ 4,822,392.78
Total Project Budget	\$ 1,000,000.00	\$ 32,775,000.00	\$ 31,775,000.00

Funding Source(s): SB 3002, Laws of 2022 (\$10,000,000); University Internal Funds (\$21,415,000); US Department of Education Award #S215K230087 (\$1,360,000) – *Funding Source has been certified by UM as in accordance with guidelines set forth of said funds for this project.*

Staff Recommendation: *Board staff recommends approval of this item.*

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

APPROVAL OF OTHER REAL ESTATE REQUESTS

4. MSU – DEMOLISH AND DELETE FROM INVENTORY – BUILDINGS #1198, #1247, #1268, and #1271 – STARKVILLE, MS

Agenda Request: Mississippi State University requests approval to delete from inventory buildings # 1198 (Residence), #1247 (Warehouse), #1268 (Storage), and #1271 (Storage).

Justification: Building #1198 is a residence that was constructed in 1902 and is in Oktibbeha County. Buildings #1247, #1268, and #1271 were all built in the early 80's and are storage buildings. All the buildings are in poor condition and are not cost-effective to repair. The scope of the project is to remove the buildings from inventory and demolish the buildings.

The approval letter has been received from the Mississippi Department of Archives and History stating Building #1198, Building #1247, Building #1268, and Building #1271 is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the Office of Real Estate and Facilities. Mississippi State University is acting in accordance with Board Policy §919 Prerequisites for Building Modification or Demolition, that requires Board approval prior to building modification or demolition.

Staff Recommendation: Board staff recommends approval of this item.

5. UM – APPROVAL OF A SUBLEASE BETWEEN SAINT ANTHONY CLUB OF MISSISSIPPI, INC., AND PI KAPPA PHI ALPHA LAMBA HOUSING CORPORATION

Agenda Request: The University of Mississippi (“UM”) requests the approval of a sublease (the “Sublease”) between Saint Anthony Club of Mississippi, Inc. (“Sublandlord”) and Pi Kappa Phi Alpha Lambda Housing Corporation (“Subtenant”) for the use of premises, currently leased to the Sublandlord by the Board of Trustees of Institutions of Higher Learning of the State of Mississippi (“IHL”), for a fraternity residential facility chapter house affiliated with the Pi Kappa Phi fraternity (“Pi Kapp premises”) from August 1, 2024 through July 31, 2025.

Subtenant’s Legal Name: Pi Kappa Alpha Lambda Housing Corporation

Specific type of contract: This is an extension of a sublease agreement.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

Purpose: Sublandlord currently has a sublease for the premises leased to Pi Kappa Alpha (“Pi Kappa Alpha premises”) through June 30, 2027, because the Pi Kappa Alpha premises provides more space for its members. Sublandlord seeks approval to sublease the Pi Kapp premises to Subtenant since Sublandlord intends to occupy the Pi Kappa Alpha premises during the term of the Sublease. The Subtenant currently has a sublease for the Pi Kapp premises through July 31, 2024. This would be the second sublease between the Sublandlord and Subtenant.

Terms of Sublease: The sublease would be for 307 Fraternity Row on the University of Mississippi campus in Oxford. The term will commence on August 1, 2024, and end on July 31, 2025. The basic rent would be twelve (12) equal payment of \$13,750 per month. There is a security deposit in the amount of \$20,000.

Termination Options: A termination of the Lease will terminate the Sublease. The Sublandlord may also terminate the Sublease for (i) failure of Subtenant to make any payment of rent; (ii) failure of Subtenant to observe or perform any other provision of the Sublease; (iii) abandonment of the premises; or (iv) the making by Subtenant of any general assignment or arrangement for the benefit of creditors or bankruptcy.

History: On April 1, 2002, Sublandlord and the IHL/UM entered a lease for fraternity house lot #307 on the University of Mississippi’s Oxford campus for a term from April 1, 2002, through March 31, 2052. On August 1, 2023, Sublandlord and Subtenant entered a sublease for a term beginning on August 1, 2023, and ending on July 31, 2024. The primary lease between IHL/UM and the Sublandlord extends through March 31, 2052. The primary lease between the IHL/UM and Sublandlord imposes an annual \$50 lease payment to UM.

Sublease Amount: \$165,000

Funding Source: N/A

Staff Recommendation: The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

6. UM – APPROVAL TO ENTER INTO A LEASE AGREEMENT WITH WEST OXFORD GALLERY, LLC

Agenda Request: The University of Mississippi requests approval to enter into a lease agreement with West Oxford Gallery, LLC beginning June 1, 2024.

Contractor’s Legal Name: West Oxford Gallery, LLC

Specific type of contract: This is a new lease agreement.

Purpose: The lease provides dedicated individual and collaborative workspaces to be utilized for The University of Mississippi’s Project Encompass. The leased space consists of 6,475 square feet located at 2653 West Oxford Loop in Oxford, Mississippi.

Terms of Lease Agreement: The lease will be for 48 months, commencing on June 1, 2024, and ending at 12:00 midnight on May 31, 2028. The lease provides the option to extend for one (1) renewal year commencing at the expiration of the original term.

Termination Options: Should the demised building be totally or substantially destroyed by fire, the elements or otherwise, so as to render the demised building untenable, either party shall have the option to cancel the remaining portion of this Lease. Failure on the part of the Lessee to pay any installment of rent when the same comes due and payable, or failure of either Lessee or Lessor promptly and faithfully to keep and perform each and every covenant agreed and stipulated herein on the part of the Lessee or Lessor to be kept and performed, shall at the option of the Lessor or Lessee cause a forfeiture of this Lease. Lessee may terminate for Lessor’s failure to comply with the Americans with Disabilities Act or the Mississippi Employment Protection Act. The Lease may also be terminated by mutual agreement of the parties.

Contract Amount: The lease is for \$19.78 per square foot (\$128,076) annually to be paid in four (4) installments in June of each year. The total amount of the 48-month lease will be \$512,304. The one-year renewal option would be for \$19.78 per square foot (\$128,076) annually.

Funding Source: Internal R&R

Staff Recommendation: The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

7. USM – APPROVAL TO ENTER INTO A PURCHASE-SALE AGREEMENT FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 506 N. 36th AVENUE, HATTIESBURG, MS

Agenda Request: The University of Southern Mississippi requests Board approval for the purchase of real property and improvements located at 506 N. 36th Avenue, Hattiesburg, Mississippi, from the Estate of Jean Dansby Tabor, for a purchase price of \$127,500.

Seller’s Legal Name: Estate of Jean Dansby Tabor

Specific type of contract: This is a purchase-sale agreement for real property.

Purpose: The University of Southern Mississippi desires to purchase this property which is adjacent to university owned property in order to protect the natural growth path for the institution. This will allow for future development and ensure the property is available at the time of future needs.

Appraisals: The University of Southern Mississippi received two independent property appraisals for the property pursuant to Board Policy §905(A), Real Estate Management. The first appraisal was in the amount of \$125,000. The second appraisal was in the amount of \$130,000. The average of the two appraisals is \$127,500.00. USM is purchasing the real property for a total of \$127,500.00 which is the average of the property’s two appraised values.

Property Description: The subject property is a 0.27-acre parcel, or lot 2 of block 3 in the Southern Heights subdivision in Hattiesburg, MS. A +/-1,326 SF residence is located on the property.

Terms of Agreement: The purchase contract is between the University as Buyer, and the Estate of Jean Dansby Tabor as Seller, to acquire the real property and improvements. The purchase price of \$127,500.00 and is equal to the average of two (2) appraisals.

Termination Options: None

Environmental Phase I Report: A Phase I Environmental Report was completed by the university. No recognized environmental conditions were identified.

Contract Amount: The purchase price is \$127,500.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
REAL ESTATE
MAY 16, 2024**

Funding Source: Internal Funds

A copy of the property description and all legal documentation are on file with the IHL Office of Real Estate and Facilities. USM is acting in accordance with Board Policy §905(A), Real Estate Management, that requires an institution acquiring or disposing of real property to receive two independent appraisals. The purchase price of the property shall not exceed the average of the two appraisals.

Staff Recommendation: The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable. Board staff recommends approval of this item.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
LEGAL
MAY 16, 2024

1. **MSU – RETROACTIVE APPROVAL TO HIRE CONLEY ROSE, P.C. AS OUTSIDE COUNSEL**

Mississippi State University requests retroactive approval to enter into a contract with the law firm of Conley Rose, P.C. to perform services necessary in assisting the University with various intellectual property matters, specifically in the area of patents, analysis of intellectual property, prosecution of patent applications, trademark registration applications, copyright registration applications, preparing and negotiating agreements and other related intellectual property and commercialization issues. At its April 2024 meeting, the IHL Board granted approval for MSU to enter into a contract for legal services with Conley Rose effective May 1, 2024 through April 30, 2026. In preparing for the April Board meeting, it was discovered that the University's previous contract with Conley Rose expired on April 30, 2023, and a renewal had mistakenly not been sought. Accordingly, MSU and Conley Rose did not have a contract in place from May 1, 2023 through April 30, 2024. Inasmuch as Conley Rose continued to perform requested services for MSU during this period, MSU is now seeking retroactive approval of a contract for the period during which there was no active contract. The hourly rates are unchanged from the previous year's contract at \$290 for attorneys and \$175 for paralegal services, as are the flat-fee rates for provisional filings (not to exceed \$5,000 per filing) and non-provisional filings (not to exceed \$15,000 per filing). The maximum amount payable was unchanged at \$75,000. This firm, at all times relative to this contract, carried professional liability insurance coverage in the amount of \$5 million per claim with an annual aggregate of \$5 million. This retroactive contract has been approved by the Office of the Attorney General.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

2. **MSU – APPROVAL TO HIRE PHELPS DUNBAR, LLP AS OUTSIDE COUNSEL**

Mississippi State University requests approval to enter into a contract with the law firm of Phelps Dunbar, LLP to perform services necessary in the practice areas of employment law, commercial law and real estate law. The term of the contract is two years beginning June 15, 2024 through June 14, 2026. The hourly rates are \$285 for attorneys and \$105 for paralegal services with a maximum amount payable of \$150,000 over the two year term of the agreement. This firm carries professional liability insurance in the amount of \$10 million per claim with an annual aggregate of \$20 million. This request has been approved by the Office of the Attorney General.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
PERSONNEL
May 16, 2024**

APPROVAL OF PERSONNEL ACTION REQUESTS

1. **Change of Status**

Mississippi State University

Robert Leslie Potts, Jr., *from* Interim Vice President for Finance & Administration (CFO); salary of \$270,000.00 per annum, pro rata; E&G Funds; 12-month contract; *to* Vice President for Finance & Administration (CFO); salary of \$315,000.00 per annum, pro rata; E&G Funds; 12-month contract; effective May 1, 2024

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

1. **STATE – 2024 APPROVAL OF ACCREDITATION OF MISSISSIPPI NURSING DEGREE PROGRAMS**

Pursuant to Miss. Code Ann. §37-129-1, based on the evaluation of annual reports documenting compliance with the state nursing accreditation standards, Board approval is requested for the accreditation of Mississippi Nursing Degree Programs as indicated below.

SCHOOL OF NURSING	PROGRAM TYPE	ACCREDITATION STATUS
Alcorn State University	ASN BSN MSN DNP	Continuing Accreditation With Conditions¹ Continuing Accreditation With Conditions² Continuing Accreditation With Conditions³ Continuing Accreditation
Belhaven University	BSN	Continuing Accreditation
Blue Mountain Christian University	BSN	Initial Accreditation (Approved August 18, 2022)
Coahoma Community College	ADN	Continuing Accreditation
Copiah-Lincoln Community College	ADN	Continuing Accreditation With Conditions⁴
Delta State University	BSN MSN DNP	Continuing Accreditation Continuing Accreditation Continuing Accreditation
East Central Community College	ADN	Continuing Accreditation
East Mississippi Community College	ADN	Continuing Accreditation With Conditions⁵
Hinds Community College	ADN	Continuing Accreditation
Holmes Community College	ADN	Continuing Accreditation
Itawamba Community College	ADN	Continuing Accreditation
Jones County Junior College	ADN	Continuing Accreditation
Meridian Community College	ADN	Continuing Accreditation With Conditions⁶
Mississippi College	BSN MSN	Continuing Accreditation Full Accreditation
Mississippi Delta Community College	ADN	Continuing Accreditation
Mississippi Gulf Coast Community College	ADN	Continuing Accreditation
Mississippi University for Women	ASN BSN MSN DNP	Continuing Accreditation Continuing Accreditation Continuing Accreditation Continuing Accreditation
Northeast Mississippi Community College	ADN	Continuing Accreditation
Northwest Mississippi Community College	ADN	Continuing Accreditation
Pearl River Community College	ADN	Continuing Accreditation

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

Southwest Mississippi Community College	ADN	Continuing Accreditation
University of Mississippi Medical Center	BSN MSN DNP	Continuing Accreditation Continuing Accreditation Continuing Accreditation
University of Southern Mississippi	BSN DNP	Continuing Accreditation Continuing Accreditation
William Carey University	BSN MSN	Continuing Accreditation Continuing Accreditation

¹Alcorn State University

- **REASON:** ADN Program non-compliant with IHL Standard IV. Curriculum 2. State Specific Requirement. a. Undergraduate student-to-faculty ratios must be: 1. No more than 15 to 1 for total enrollment.
- **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2024.

²Alcorn State University

- **REASON:** BSN Program non-compliant with ACEN Standard 5 Outcomes, Criterion 5.1. There is lack of evidence that faculty analyze assessment data to improve end-of-program student learning outcome achievement.
- **CONDITION:** Follow-Up Report must be submitted by July 15, 2025 to ACEN.

³Alcorn State University

- **REASON:** MSN Program non-compliant with IHL Standard V. Outcomes. 2. State Specific Requirement. c. Certification Pass Rates: 1. Annual nurse practitioner certification exam pass rates for all test takers (1st and repeat) will be 80 percent or above over a three-year period.
- **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2024.
- **REASON:** MSN/ Post-Masters Certificate Program non-compliant with ACEN Standard 6. Outcomes, Criterion 6.2. There is lack of evidence that the expected level of achievement for first-time test-takers during the same 12-month period on the certification examination has been met.
- **CONDITION:** Follow-up Report with onsite visit Fall 2024 (September 24-25, 2024).

⁴Copiah Lincoln Community College

- **REASON:** ADN program is non-compliant with IHL Standard II. Faculty and Staff. 2. State Specific Requirement. f. All full-time nursing faculty must implement an annual professional development plan, which includes ten (10) contact hours of continuing education each academic year. Part-time and adjunct faculty must satisfy the professional development requirements in accordance with their designated FTE.
- **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2024.

⁵East Mississippi Community College

- **REASON:** ADN Program non-compliant with IHL Standard V. Outcomes. 2. State Specific Requirement. b. Degree Completion Rates: Expected levels of achievement for program completion are determined by the faculty and reflect program demographics, academic progression, program history, best practices, and will be within 150 percent of the stated program length over a three-year period.
- **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2024.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

6Meridian Community College

- REASON: ADN Program non-compliant with IHL Standard V. Outcomes. 2. State Specific Requirement. b. Degree Completion Rates: Expected levels of achievement for program completion are determined by the faculty and reflect program demographics, academic progression, program history, best practices, and will be within 150 percent of the stated program length over a three-year period.
- CONDITION: must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 06/30/2024.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

2. MSU – REQUESTS TO ADD NEW ACADEMIC UNITS

In accordance with Board policies 503 and 504, Mississippi State University submits requests to create new academic units.

A. *Proposed unit title: School of Health Professions*

Unit location: Academic Affairs, MSU Meridian

Organizational units to operate under proposed unit: Department of Physician Assistant Studies and Department of Healthcare

Effective date: July 2024

Five-year cost of implementation: \$2,916,708

Total number of faculty/new faculty: 26/1

Total number of staff/new staff: 4/2

Degree programs to be offered within the proposed unit:

Master of Science (MS) in Physician Assistant Studies

Bachelor of Science (BS) in Healthcare Administration

Bachelor of Applied Science (BAS) in Healthcare Administration

Reason for Request: Mississippi is consistently ranked among the worst states in the nation for health-related outcomes and has among the worst healthcare provider-to-population ratios of any state in the nation. The School of Health Professions (SHP) will help address these disparities through its commitment to growing the healthcare providers and leaders of the future for the State. The School of Health Professions will provide the academic administrative infrastructure for the current physician assistant studies program and two existing healthcare administration programs. The SHP will also serve as a home and hub for development of new programs that will serve the Meridian campus and community and as a structure for consolidating other existing health programming (outside of nursing and mental health) on the Meridian Campus. This school will serve as an important complement to the School of Nursing (SON) and the College of Education's (COE) mental health programs, also based in Meridian. While the School will primarily be focused on teaching and preparing students for practice in healthcare settings, the faculty will also develop a scholarly program of work that will be enhanced by an administrative structure inherent to a school. Together, SHP faculty along with those in the SON and COE will collaborate on interprofessional programs of research and outreach as they seek to meet the clinical care needs of the community.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024

Units to be included in the proposed School of Health Professions currently report directly to the Provost. These units need to report to a school or college-based academic unit for faculty processes such as promotion and tenure, student processes such as appeals, and to meet the expectations of those agencies responsible for accrediting these and future programs. Schools of Health Professions often and usually include programs like Physician Assistant Studies and Healthcare Administration as cornerstone programs and departments. Examples of institutions that do this include the University of Alabama at Birmingham, Medical University of South Carolina, Rutgers University, and Augusta College. In Mississippi, USM has Healthcare Administration in their School of Health Professions and has recently been approved to add Physician Assistant Studies.

B. *Proposed unit title: School of Nursing*

Unit location: Academic Affairs, MSU Meridian

Organizational units to operate under proposed unit: Accelerated Master of Science in Nursing (initial licensure)

Effective date: July 2024

Five-year cost of implementation: \$11,441,329

Total number of faculty/new faculty: 6/3

Total number of staff/new staff: 3/2

Degree programs to be offered within the proposed unit:

Master of Science in Nursing (MSN)

Reason for Request: To meet the growing and dire shortages of registered professional nurses in Lauderdale and surrounding counties and throughout Mississippi, MSU is accepting students to its newly approved graduate nursing program: the Accelerated Master of Science in Nursing (MSN) degree program to start in August 2024. In 12 months, Mississippians with a bachelor's degree in another field can begin careers as RNs, earn a living wage, and help prevent the outsourcing of Mississippi jobs to contract workers. Students earn a master's degree, which qualifies them for additional financial aid. This program builds on students' prior education and experience, and eliminates redundancy of coursework, thus saving money and time – getting practice-ready RNs into the workforce and answering the health systems' call for highly educated nurses to deliver and improve high quality patient care in their facilities. This competency-based graduate nursing program will prepare graduates as generalists (not advanced practice) in nursing with an emphasis on interprofessional and team leadership.

The proposed School of Nursing (SON) is necessary to provide the academic and administrative infrastructure for professional nursing accreditation of graduate nursing degree programs including the accelerated MSN program. The SON will provide a foundation to support lifelong learning through inevitable shifts in healthcare and elevate the quality of life of the current healthcare workforce through graduate nursing education, e.g. new emerging professional certificates. Given our inaugural program is a master's degree, graduates can be rapidly mobilized for faculty and preceptor positions in baccalaureate and associate degree programs in Mississippi.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

With the addition of the SON at MSU, only one SEC institution (University of Georgia) lacks a nursing unit. The other SEC schools have Colleges of Nursing (Auburn, Alabama, Florida, Kentucky, South Carolina, and Tennessee) or Schools of Nursing (Louisiana State, Texas A&M, Arkansas, Univ of Mississippi, Missouri, and Vanderbilt).

In Mississippi, all five public IHLs with nursing units have a *school* or *college* designation. The MSU-SON Bylaws, including promotion and tenure guidelines, will align the nursing unit with others in the IHL system. The faculty strategically plan to work in concert with colleagues in other Mississippi schools of nursing to create and deliver needed educational initiatives while optimizing our state's resources. MSU views this SON as a justifiable structure to have equal opportunity with other nursing programs in Mississippi and the SEC.

STAFF RECOMMENDATION: Board staff recommends approval of this item.

3. **MSU – REQUEST TO ADD A NEW ACADEMIC DEGREE PROGRAM**

Board Policy 502: New Academic Programs and Units states: “Requests to establish new degree programs, colleges, schools, departments, institutes, and centers will be considered by the Board on a schedule and in accordance with guidelines and procedures to be determined by the Commissioner after consultation with the Institutional Executive Officers.”

In accordance with Board Policy 502, Mississippi State University requests approval to establish a new academic degree program.

Bachelor of Science (BS) in Artificial Intelligence

CIP code: 11.1002

Total credit hours: 120

Effective date: August 2024

Incremental, five-year cost of implementation: \$140,000

Potential new, five-year revenue: \$2,750,000

Unit where academic program will be housed: Department of Computer Science and Engineering

Number of students expected to enroll in first five years: 105

Number of students expected to graduate in first five years: 90

Program description: The Bachelor of Science in Artificial Intelligence is a comprehensive degree program designed to equip students with the knowledge, skills, and expertise required to become proficient in design and development of artificial intelligence systems. This program provides a strong foundation in computer science, statistics and probability theory, data analytics, cognitive science, machine learning, robotics, ethics in AI, and specialized electives. Students will gain the core theoretical knowledge and hands-on experience through collaborative

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

projects, AI capstone, and research opportunities, thereby preparing them for a wide array of careers in industries ranging from tech to healthcare. Accreditation will be sought through ABET, as soon as accreditation is available, and the program has its first graduates.

Institution(s) offering similar program(s): None

National and state supply and demand: The market demand for artificial intelligence skills has been robust and continues to grow. AI has been incorporated into various industries, including technology, finance, healthcare, retail and e-commerce, entertainment, automotive, agriculture, and manufacturing. Considering Mississippi is an agriculture and manufacturing state, introduction of this program will provide these industries with trained individuals who can contribute to the state's growth in these areas.

Average wages:

AI Researcher: Work on the cutting edge of AI technologies to develop new algorithms and models. Starting salary: \$108,932. Machine Learning Engineer: Design and implement machine learning models to solve specific tasks or improve existing ones. Starting salary: \$129,640. Robotics Engineer: Design and build intelligent robots for a range of applications from manufacturing to healthcare. Starting salary: \$96,013.

(Source: <https://www.coursera.org/articles/artificial-intelligence-salary>).

Data Scientist: Extract insights from large datasets using statistical and machine learning techniques. Starting salary: \$124,109.

(Source: [https://www.payscale.com/research/US/Skill=Artificial_Intelligence_\(AI\)/Salary](https://www.payscale.com/research/US/Skill=Artificial_Intelligence_(AI)/Salary)).

Natural Language Processing Engineer: Work on voice recognition, chatbots, and other applications that involve human-computer interaction. Starting salary: \$150,000. Computer Vision Engineer: Develop applications that enable computers to interpret and act on visual information from the world, such as facial recognition or image tagging. Starting salary: \$169,000. AI Product Manager: Oversee the development and deployment of AI-powered products or features. Starting salary: \$102,123.

(Source: https://www.glassdoor.com/Salaries/computer-vision-engineer-salary-SRCH_KO0,24.htm).

STAFF RECOMMENDATION: Board staff recommends approval of this item.

4. **SYSTEM – APPROVAL FOR FIRST READING OF PROPOSED AMENDMENTS TO BOARD POLICY SECTION 600**

Board approval for first reading is requested for proposed amendments to Board Policy Section 600. There are proposed amendments for subsections 601 – 604, 608, 610, and 612. There are no proposed amendments to subsections 605 – 607, 609, 611, and 613 – 618.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

The rationales for these proposed amendments are: (1) to clarify admissions policies to ensure consistent implementation across the IHL system; (2) to simplify the manual, time-consuming process of calculating the College Preparatory Curriculum (CPC) grade point average (GPA) which does not provide a complete picture of the student’s academic work; and (3) to clarify residency and align residency policies with court cases that dictate decisions and processes regarding residency.

The proposed amendments, if approved by the Board of Trustees, will be effective for spring 2025 applications received after July 1, 2024, and future term applications.

SECTION 600 - STUDENT AFFAIRS AND ADMISSIONS

601 ADMISSION STANDARDS

The Board shall have the authority to establish minimum standards of achievement as a prerequisite for entrance into any of the institutions under its jurisdiction, which standards need not be uniform between the various institutions, and which may be based upon such criteria as the Board may establish. ~~The manual (*Admission Standards, Developmental Education Curriculum and Core Undergraduate Requirements for University System Institutions*), designed to assist the institutions in proper implementation of *Board Policy* and to assure compliance with the requirements set forth by the Board, is given to university personnel and a copy is on file at the Office of the Commissioner.~~

Admission policies are to be included in materials disseminated to the high schools and in university catalogs. IHL and university websites are to relate the means by which admission policies may be readily obtained.

Miss. Code Ann., §37-101-15, as amended.
(BT Minutes, 9/90; 9/93; 1/98; 1/2003; 2/2009; X/2024)

602 FRESHMAN ADMISSION REQUIREMENTS FOR UNIVERSITY SYSTEM INSTITUTIONS

The high school course requirements set forth below are applicable to students graduating from high school and entering a public institution of higher learning.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

**A. HIGH SCHOOL COURSE REQUIREMENTS ~~BEGINNING WITH STUDENTS ENTERING IN FALL 2022~~
(College Preparatory Curriculum)**

<u>Subject Area</u>	<u>Required¹ Carnegie Units and Content/Remarks</u>		<u>Recommended² Carnegie Units and Content/Remarks</u>	
English	4	<i>Units must require substantial communications skills (i.e. reading, writing, listening, and speaking). Compensatory Reading and Compensatory Writing may not be included.</i>	4	<i>Units must require substantial communication skills (i.e. reading, writing, listening, and speaking). Compensatory Reading and Compensatory Writing may not be included.</i>
Mathematics	4	<ul style="list-style-type: none"> • CPC approved math (1 unit) • Algebra I or its equivalent • Math higher than Algebra I (2 units) • <u>Additional math higher or lower than Algebra I (1 unit)</u> 	4	<ul style="list-style-type: none"> • Algebra I or its equivalent • Math higher than Algebra I (3 units)
Science	3	<ul style="list-style-type: none"> • Biology I or its equivalent • Science higher than Biology I (2 units) 	4	<ul style="list-style-type: none"> • Biology I or its equivalent • Science higher than Biology I (3 units)
Social Studies	3	<i>Units must include integrated courses of social sciences and humanities promoting civic competence</i>	4	<i>Units must include integrated courses of social sciences and humanities promoting civic competence</i>
Arts	1	<i>Includes any one Carnegie unit (or two ½ units) of visual and performing arts course(s) meeting the requirements for high school graduation.</i>	1	<i>Includes any one Carnegie unit (or two ½ units) of visual and performing arts course(s) meeting the requirements for high school graduation.</i>
Advanced Electives	2	<ul style="list-style-type: none"> • Option 1: Foreign Language I and Foreign Language II • Option 2: Foreign Language I and one unit from Option 3 • Option 3: (1) Any combination of advanced electives above the required Carnegie units in: (a) as noted in the Office of Academic and Student Affairs CPC Manual and/or (b) any Advanced Placement (AP), Academic or Career and Technical Dual Credit (DC), International Baccalaureate (IB) or Advanced International Certificate of Education (AICE) course. (2) Completion of any two-year Career and Technical course may count as one unit. Example: completion of both Health 	2	<ul style="list-style-type: none"> • Option 1: Foreign Language I and Foreign Language II • Option 2: Foreign Language I and one unit from Option 3 • Option 3: (1) Any combination of advanced electives above the required Carnegie units in: (a) as noted in the Office of Academic and Student Affairs CPC Manual and/or (b) any Advanced Placement (AP), Academic or Career and Technical Dual Credit (DC), International Baccalaureate (IB) or Advanced International Certificate of Education (AICE) course. (2) Completion of any two-year Career and Technical course may count as one unit. Example: completion of both Health Sciences I

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

<u>Subject Area</u>	<u>Required¹ Carnegie Units and Content/Remarks</u>	<u>Recommended² Carnegie Units and Content/Remarks</u>
	<i>Sciences I & II will count as an advanced elective.</i>	<i>& II will count as an advanced elective.</i>
Technology or Computer Science	1 <i>A technology course emphasizes the use of technology as a productivity tool. Instruction should include utilizing various forms of technology to create, collaborate, organize, and publish information. The application of technology as a productivity tool, rather than specific hardware and/or software packages should be the focus of the course. A computer science course emphasizes computational thinking to solve problems. Courses will involve the study of computers and algorithmic processes, including their principles, their hardware and software designs, their applications, and their impact on society and should include focus on one or more of the following core concepts: computing systems, networks and the internet, data and analysis, algorithms and programming, and impacts of computing. Course equivalent or additional advanced elective may be acceptable for non-Mississippi residents.</i>	1 <i>A technology course emphasizes the use of technology as a productivity tool. Instruction should include utilizing various forms of technology to create, collaborate, organize, and publish information. The application of technology as a productivity tool, rather than specific hardware and/or software packages should be the focus of the course. A computer science course emphasizes computational thinking to solve problems. Courses will involve the study of computers and algorithmic processes, including their principles, their hardware and software designs, their applications, and their impact on society and should include focus on one or more of the following core concepts: computing systems, networks and the internet, data and analysis, algorithms and programming, and impacts of computing. Course equivalent or additional advanced elective may be acceptable for non-Mississippi residents.</i>
Pre-High School Units	<i>Courses taken prior to high school will be accepted for admission provided the course earns Carnegie credit and the content is the same as the high school course.</i>	
Substitutions	<i>Advanced Placement (AP), International Baccalaureate (IB), Academic or Career Technical Dual Credit (DC), and Advanced International Certificate of Education (AICE) courses may be substituted for each requirement in the College Preparatory Curriculum.</i>	
Course Acceptance	<i>A course may not be used to satisfy more than one requirement.</i>	
Total Carnegie Units	18	20

¹High school Carnegie units **required for regular admission** to an IHL institution

²Recommended high school Carnegie units to enhance preparedness for college-level work

Students seeking admission to four-year degree programs must earn credit for the course requirements listed above or equivalent preparation from another state as determined by the admitting institution. The Required and Recommended College

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024

Preparatory Curricula (CPC) are approved by the IHL Board of Trustees and maintained in the IHL Office of Academic and Student Affairs.

(BT Minutes, 5/92; 9/93; 9/94; 3/95; 10/95; 9/96; 1/98; 2/2005; 5/2005; 9/2005; 8/2006; 2/2007; 2/2009; 3/2010; 11/2010; 5/2015; 6/2018; 2/2021; 4/2022; X/2024)

B. FULL ADMISSION FOR FIRST-TIME UNDERGRADUATES

~~The College Preparatory Curriculum (CPC) grade point average (GPA) is calculated on a 4.0 scale using the course requirements listed on 602 A. High School Course Requirements.~~

A first-time undergraduate applicant is one who is a recent high school graduate who enrolls in the first fall term after graduation regardless of their summer school academic activity between graduation and their first fall term of enrollment. A December graduate who attends any postsecondary institution before enrollment would be considered a first-time transfer. Dual enrollment courses taken while in high school are not considered previous enrollment. The following criteria are established for both traditional and non-traditional first-time undergraduates. Traditional undergraduate students are defined as those who are under 25 years of age; non-traditional students are defined as individuals 25 years of age and older.

Full admission will be granted to all students who meet the following criteria:

- (1) ~~All students completing the College Preparatory Curriculum (CPC) with a minimum of a 3.20 high school GPA on the CPC; Have completed high school graduation requirements and the College Preparatory Curriculum (CPC) or have completed equivalent requirements as determined by admitting IHL institution; have a minimum cumulative GPA of 3.20 on a 4.0 grading scale as reported by the high school or as calculated by the admitting institution using an IHL-approved unweighted cumulative GPA calculator; and no ACT or SAT score is required; or~~
- (2) ~~All students completing the College Preparatory Curriculum (CPC) with (a) a minimum of a 2.50 high school GPA on the CPC or a class rank in the top 50%, and (b) a score of 16 or higher on the ACT; Have completed high school graduation requirements and the College Preparatory Curriculum (CPC) or have completed equivalent requirements as determined by admitting IHL institution; have a minimum cumulative GPA of 2.50 as reported by the high school or as calculated by the admitting institution using an IHL-approved unweighted cumulative GPA calculator or a class rank in the top 50%; and have an ACT composite score of 16 or higher; or~~
- (3) ~~All students completing the College Preparatory Curriculum (CPC) with (a) a minimum of a 2.00 high school GPA on the CPC and (b) a score of 18 or higher on the ACT; or Have completed high school graduation requirements and the~~

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

College Preparatory Curriculum (CPC) or have completed equivalent requirements as determined by admitting IHL institution; have a minimum cumulative GPA of 2.00 as reported by the high school or as calculated by the admitting institution using an IHL-approved unweighted cumulative GPA calculator; and have an ACT Composite score of 18 or higher.

- (4) ~~All students satisfying the NCAA Division I standards for student athletes who are “full qualifiers” or “academic redshirts”.~~

Any student who does not meet the above requirements may be granted full admission by satisfying the NCAA Division I standards for student athletes who are “full qualifiers” or “academic redshirts”.

~~In lieu of ACT scores, students may submit equivalent SAT scores. Students scoring below 16 on the ACT or the equivalent SAT are encouraged to participate in the Year-Long Academic Support Program during their freshman year.~~

Beginning fall 2021, institutions will use the highest ACT or SAT subject test scores from the same test type when scores from more than one test date are submitted. This process is known as superscoring. A combination of ACT and SAT subtest scores cannot be combined to calculate a superscore.

In addition to their use for admissions, institutions may require ACT/SAT scores, ACCUPLACER, or other assessments for placement purposes prior to registration.

Students must submit a final, official transcript with a graduation date prior to the second term of enrollment.

Admitting institutions may establish additional admission requirements.

(BT Minutes, 9/93; 1/98; 3/2019; 4/2020; X/2024)

- C. **ACADEMIC PLACEMENT RESULTING FROM VARIOUS DEFICIENCIES**
~~Those Mississippi residents who applied and failed to meet Full Admission Standards along with any Mississippi high school graduate regardless of academic performance may, as a result of review, be admitted to the summer or fall semester. The ACT is not a requirement in this category.~~
Mississippi residents and graduates of any Mississippi high school who applied and failed to meet Full Admission Standards as a first-time undergraduate may, as a result of review, be admitted. The review shall involve a consideration of high school performance, ACT or SAT scores (if available), placement testing, special interests, and skills as well as other non-cognitive factors. The review shall result in full admission and placement in one of the following categories:

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

1. Full Admission

~~As a result of the review, students in this category may be placed as if admitted under Section B. In addition, students may be required to enroll in selected college level courses in science and social science equivalent to high school courses in which their background is inadequate. These courses will yield institutional credit.* Other students in this category may be required to participate in the Year Long Academic Support Program.~~

As a result of a review, students may be fully admitted. In addition, students may be required to enroll in selected college-level courses equivalent to high school courses in which their background is inadequate. These courses will yield institutional credit.* Other students in this category may be required to participate in a year-long academic support program.

2. Full Admission with Academic Deficiencies

~~Students who have not demonstrated adequate readiness in English or Reading or Mathematics as determined by the admitting institution in compliance with Policy 608 will be granted Full Admission with Academic Deficiencies to the Summer Developmental Program a developmental program. This is an intensive program that concentrates These programs concentrate on high school subject areas (English, Reading, and Mathematics) that are applicable to success in first-year college courses. These courses carry institutional credit.* Students who successfully complete the summer program, by passing the developmental courses that they are determined to be deficient and the Learning Skills Laboratory courses, will receive admission to the fall term with mandatory participation in the Year Long Academic Support Program or some other IHL recognized intervention strategy to promote success in the courses in which they are not fully prepared, according to their highest ACT or SAT subtest scores. a developmental program will receive full admission to the institution. The institution may require mandatory participation in intervention strategies to promote success in the courses in which they are not fully prepared, according to their highest ACT or SAT subtest scores or other placement assessments. Students who fail to successfully complete the Summer Developmental Program a developmental program are not eligible for enrollment in the regular academic year and will be counseled to explore other post-secondary opportunities, including those offered by community colleges.~~

*Institutional credit courses do not count toward graduation but carry all other academic requirements.

(BT Minutes, 5/92; 9/93; 9/94; 3/95; 10/95; 9/96; 1/98; 2/2005; 8/2006; 2/2009; 3/2010; 05/2015; 05/2016; 4/2020; X/2024)

~~D. YEAR LONG ACADEMIC SUPPORT PROGRAM~~

~~This program is designed to assist those students admitted with academic deficiencies, as well as other volunteer students, with their freshman courses. The~~

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

~~Year-Long Academic Support Program will consist of classroom, individual, and computer-assisted instruction along with career counseling in a laboratory setting. The Program carries institutional credit.*~~

~~***Institutional credit courses do not count toward graduation but carry all other academic requirements.**~~

~~(BT Minutes, 5/92; 9/93; 9/94; 3/95; 10/95; 9/96; 1/98; 2/2005; 8/2006; 2/2009; 3/2010)~~

~~E.D. General Transfer Admission for Students Who Were Not Eligible for Regular Admission~~ ADMISSION AS A U.S. CITIZEN TRANSFER STUDENT

~~Any student who was not eligible for regular admission and who has not successfully completed the Summer Developmental Program must attend an accredited institution of higher education other than those under the governance of the Board of Trustees and must attain a "C" average (2.0 GPA on a 4.0 scale, as calculated by the admitting IHL institution) in the following 30 transferable semester credit hours to be eligible to transfer to an IHL institution:~~

6 semester hours	English Composition
3 semester hours	College Algebra, Quantitative Reasoning, or higher level mathematics
6 semester hours	Natural Science
9 semester hours	Humanities and Fine Arts
6 semester hours	Social or Behavioral Sciences

~~All other transfer admissions students are subject to the requirements outlined in Policy 602 Freshman Admission Requirements for University System Institutions (sections A and B). Admitting institutions may establish additional admission requirements.~~

Any student entering the admitting institution for the first time who previously attended another postsecondary institution, excluding summer school academic activity between graduation and their first full fall term of enrollment, must apply for admission as a transfer student. Such students will not be considered first-time undergraduates for the purposes of admission, even if no credits were earned at the previous institution(s).

1. Full admission will be granted to all transfer students who have completed 30 or more transferrable hours at their previous institutions and have a minimum cumulative grade point average (GPA) of 2.0 on college-level coursework as determined by the admitting institution.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024

2. Full admission will be granted to all transfer students who have completed less than 30 transferrable hours at their previous institutions and meet the following criteria:
 - a) Minimum cumulative grade point average (GPA) of 2.0 on college-level coursework as determined by the admitting institution; and
 - b) Meet the requirements for first-time undergraduate admissions outlined in Policy 602 (sections A and B).

Admitting institutions may establish additional admission requirements for transfer students.

(BT Minutes, 5/92; 9/93; 9/94; 3/95; 10/95; 9/96; 1/98; 2/2005; 8/2006; 2/2009; 3/2010; 4/2013; X/2024)

E. ~~Nonresident Admissions~~ ADMISSIONS FOR NONRESIDENTS OF MISSISSIPPI

Any student identified as a nonresident of Mississippi will be qualified for admission to a Mississippi institution of higher learning based on ~~equivalent preparation~~ the same qualifications as set forth above as determined by the admitting institution.

If, however, an admitting institution determines that anticipated enrollment will exceed the institution's capacity to adequately serve all prospective students who are otherwise qualified for admission, then the institution may make appropriate admissions decisions from among the pool of otherwise qualified non-resident applicants in light of institutional capacity and consistent with constitutional and other legal requirements, as well as in light of the IHL and the admitting institution's values, mission, and goals.

(BT Minutes, 2/2009; 3/2011; X/2024)

F. OTHER FACTORS

In determining whether to admit a student to an institution of higher education under the governance of the Board, institutions may also consider other relevant criteria, such as an applicant's criminal conviction history or student conduct history at their high school or another institution of higher learning. This would include consideration of pending matters or pending conduct cases.

(BT Minutes, X/2024)

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

603 *APPLICANTS TWENTY-ONE YEARS OF AGE OR OVER*

An applicant who is at least twenty-one (21) years old and does not meet the regular ~~freshman~~ undergraduate admission requirements or the transfer admission requirements set forth in Policy 602 may apply for admission as a non-degree seeking student.

Non-degree seeking students may enroll in a maximum of twelve (12) semester hours during a regular term, six (6) semester hours during a five-week summer term, or equivalent hours for alternate terms as determined by the admitting institution. To transition from non-degree-seeking to degree-seeking status, students must satisfactorily complete twelve (12) hours with a “C” or better average in the general education core. Once admitted to a degree program, a maximum of eighteen (18) semester hours credit earned as a non-degree-seeking student may be applied toward a baccalaureate degree if approved by the dean of the college or school from which the degree is sought.

Admitting institutions may establish additional admission requirements.

(BT Minutes, 2/2009; 3/2010; X/2024)

604 ~~*APPLICANTS WITHOUT A DIPLOMA FROM A REGIONALLY ACCREDITED HIGH SCHOOL; HOME SCHOOL STUDENTS; INTERNATIONAL STUDENTS*~~ *OTHER APPLICANTS*

A. APPLICANTS WITHOUT A DIPLOMA FROM A REGIONALLY ACCREDITED HIGH SCHOOL; HOME SCHOOL STUDENTS

The following are documentation requirements for specific groups of applicants:

1. Applicants who have completed high school from a school that does not hold regional accreditation must submit the following:
 - a. Transcripts reflecting academic performance or a secondary school leaving form; and
 - b. ACT or SAT scores and GPA according to Policy 602.B.
2. Home-schooled applicants must submit the following:
 - a. Home-school transcripts or portfolio summarizing home school education; and
 - b. ACT or SAT scores and GPA according to Policy 602.B.
- ~~3. Domestic applicants who have not completed high school must submit the following:
 - a. ~~Qualifying scores on a state approved high school equivalency examination~~
 - b. ~~Transcripts reflecting academic performance or a secondary school leaving form~~
 - c. ~~ACT or SAT scores~~~~

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

- ~~4. International applicants who have completed an international or foreign high school may be admitted in another admissions category or must submit one of the following:~~
- ~~a. Transcripts reflecting academic performance or a secondary school leaving form~~
 - ~~or~~
 - ~~b. ACT or SAT scores~~

All applicants described in this section are subject to the requirements outlined in Policy 602 ~~Freshman Admission Requirements for University System Institutions (sections 602.A and 602.B)~~. Applicants in this section may validate the College Preparatory Curriculum in an alternate way. Admitting institutions may establish additional admission requirements.

All applicants described in this section may be required, at the discretion of the admitting IHL institution, to appear for an on-campus interview.

B. APPLICANTS WITH A HIGH SCHOOL EQUIVALENCY; INTERNATIONAL STUDENTS

The following are documentation requirements for specific groups of applicants:

1. Domestic applicants who have not completed high school must submit the following:
 - a. Passing scores on a state approved high school equivalency examination; and
 - b. ACT or SAT scores.

2. International applicants who have completed an international high school or attended an international institution of higher learning (including those not accredited by or in candidate status with an accreditation body recognized by an appropriate U.S. Federal Agency) may be admitted in another admissions category or on the basis of the following:
 - a. Transcripts reflecting academic performance or a secondary school leaving form or
 - b. ACT or SAT scores.

All applicants described in this section are subject to the requirements outlined in Policy 602. Applicants in this section may validate the College Preparatory Curriculum in an alternate way. Admitting institutions may establish additional admission requirements.

All applicants described in this section may be required, at the discretion of the admitting IHL institution, to appear for an on-campus interview.

(BT Minutes, 2/2009; 3/2010; 4/2013, 5/2015; X/2024)

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024

608 INTERMEDIATE COURSES

- A. All entering students admitted under Board Policy 602 enrolled at an IHL university with an ACT Mathematics subtest score of 16 or less will be required to take Intermediate Mathematics during their first year of enrollment. At the discretion of the admitting IHL institution, students whose Mathematics subtest score is 17, 18 or 19 may be required to take Intermediate Mathematics. Students with a minimum ACT Mathematics subtest score of 15 who have completed the Mississippi Department of Education approved mathematics transitional course with a grade of “80” or higher will not be required to take Intermediate Mathematics and should be enrolled in a college-level mathematics course during their first year of enrollment. Institutions may require ACT/SAT scores, ACCUPLACER, and/or other assessments for placement purposes prior to registration.

- B. All entering students admitted under Board Policy 602 enrolled at an IHL university with an ACT English subtest score of 16 or less will be required to take Intermediate English during their first year of enrollment. At the discretion of the admitting IHL institution, students whose English subtest score is 17, 18 or 19 may be required to take Intermediate English. Students with a minimum ACT English subtest score of 15 who have completed the Mississippi Department of Education approved literacy transitional course with a grade of “80” or higher will not be required to take Intermediate English and should be enrolled in a college-level English course during their first year of enrollment. Institutions may require ACT/SAT scores, ACCUPLACER, and/or other assessments for placement purposes prior to registration.

- C. All entering students admitted under Board Policy 602 enrolled at an IHL university with an ACT Reading subtest score of 16 or less will be required to take Intermediate Reading during their first year of enrollment. At the discretion of the admitting IHL institution, students whose Reading subtest score is 17, 18 or 19 may be required to take Intermediate Reading. Students taking Intermediate Reading should not be permitted to take reading-intensive courses, such as History. Students with a minimum ACT Reading subtest score of 15 who have completed the Mississippi Department of Education approved literacy transitional course with a grade of “80” or higher will not be required to take Intermediate Reading. Institutions may require ACT/SAT scores, ACCUPLACER, and/or other assessments for placement purposes prior to registration.

- D. Students taking two or more intermediate courses must enroll in ~~the~~ a year-long ~~Academic Support Program or some other IHL-recognized intervention strategy~~ to promote success in the courses in which they are not fully prepared, according to ACT subtest scores and will not be permitted to take more than 17 semester hours.

- E. Intermediate courses may be delivered through a corequisite model coupled with a credit bearing gateway course.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

- F. Regarding course placement using an ACT subtest score, exemptions to this policy based on prior high school course performance, postsecondary course performance, or other academic experiences must be approved by the institution's Chief Academic Officer or designee.

(BT Minutes, 2/2000; 2/2005; 2/2009; 3/2010; 1/2016; 2/2018; 5/2023; X/2024)

610 RESIDENCY REQUIREMENTS

D.A. RESIDENCE REQUIRED

~~No student may be admitted to any community/junior college or institution of higher learning as a resident of Mississippi unless his/her residence has been in the State of Mississippi preceding his/her admission. Residence shall be as defined in Sections 37-103-7 and 37-103-13 unless excepted in Miss. Code Ann., §§ 37-103-1 through 37-103-29.~~

No student may be admitted to any institution of higher learning as a resident of Mississippi unless their bona fide residence has been in the State of Mississippi preceding their admission.

A person who has entered the State of Mississippi from another state and enters an educational institution is considered a non-resident, unless they can demonstrate by clear and convincing evidence that they have become a bona fide resident of Mississippi. A student is only considered a bona fide resident of the State of Mississippi if it is the place where they (or their parent(s) or guardian for a minor) actually physically reside with the intention of remaining indefinitely or of returning permanently when temporarily absent.

Each institution shall establish a process by which admitted non-resident students can petition the institution for a change of residency and to present evidence for consideration. Each case shall be determined based on the totality of the circumstances, with no one factor being determinative. The standard for granting residency is whether the student (or their parent(s) or guardian for a minor) has presented clear and convincing evidence that Mississippi is the place they actually physically reside with the intention of remaining indefinitely or of returning permanently when temporarily absent.

Miss. Code Ann., §§37-103-3 and 37-103-5, as amended.

(BT Minutes, 9/90; 1/98; 12/2005; 2/2009; 3/2010; X/2024)

B. RESIDENCE OF AN ADULT EVIDENCE OF RESIDENCY

Evidence the admitted non-resident student rented or purchased property in the state, worked in the state, paid taxes in the state, registered to vote in the state, and/or obtained a driver's license in the state shall not necessarily be indicia that the student

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

intends to remain in the state after graduation if they are of the nature that could similarly be done by students who have no intention of remaining in the state after graduation. Any initial determination denying a change of residency shall be appealable to a residency appeals panel established by each institution. The decision of the residency appeals panel shall be final.

Miss. Code Ann., §§37-103-3 and 37-103-5, as amended.

(BT Minutes, X/2024)

A.C. RESIDENCE OF A MINOR

~~For purposes of determining of whether a minor pays out-of-state or in-state tuition for attendance at universities and community and junior colleges, the residence of a person less than 21 years of age is that of the father, the mother or a general guardian duly appointed by a proper court in Mississippi. If a court has granted custody of the minor to one parent, the residence of the minor is that of the parent who was granted custody by the court. If both parents are dead, the residence of the minor is that of the last surviving parent at the time of that parent's death, unless the minor lives with a general guardian duly appointed by a proper court of Mississippi, in which case his/her residence becomes that of the guardian. A minor student who, upon registration at a Mississippi institution of higher learning or community college, presents a transcript demonstrating graduation from a Mississippi secondary school and who has been a secondary school student in Mississippi for not less than the final four years of secondary school attendance shall not be required to pay out-of-state tuition. This policy shall not apply to the residence of a person as it relates to residency for voter registration or voting.~~

For purposes of determining residency of a minor student for attendance and tuition at any institution of higher learning, the residence of a student less than 21 years of age is that of the father, the mother, or a general guardian duly appointed by a proper court in Mississippi. If a court has granted custody of the minor to one parent, the residence of the minor is that of the parent who was granted physical custody by the court and is where the student resides. If both parents are dead, the residence of the minor is that of the last surviving parent at the time of that parent's death, unless the minor lives with a general guardian duly appointed by a proper court of Mississippi, in which case his/her residence becomes that of the guardian provided the guardianship was not established for the purpose of obtaining instate tuition. A minor student who has been emancipated, shall be considered an adult for the purpose of determining residency. A minor student who, upon registration at a Mississippi institution of higher learning, presents a transcript demonstrating graduation from a Mississippi secondary school and who has been a secondary school student in Mississippi for not less than the final four years of secondary school attendance shall not be required to pay out-of-state tuition.

Miss. Code Ann., §37-103-7, as amended.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

(BT Minutes, 9/90; 1/98; 12/2005; 2/2009; 3/2010; X/2024)

B.D. RESIDENCE OF AN ADULT

The residence of an adult is that place where he/she is domiciled, that is, the place where he/she actually physically resides with the intention of remaining there indefinitely or of returning there permanently when temporarily absent.

Miss. Code Ann., §37-103-13, as amended.
(BT Minutes, 9/90; 1/98; 2/2009; 3/2010)

C.E. ~~REMOVAL OF PARENTS FROM MISSISSIPPI~~ EFFECTS OF MOVING OUT OF MISSISSIPPI

If the ~~parents~~ parent(s)/guardian of a minor who is enrolled as a student, or an adult student in a community/junior college or in an institution of higher learning moves their legal residence from the State of Mississippi, the ~~minor student~~ shall be immediately classified as a nonresident student; such a change in classification shall not affect the tuition to be charged upon completion of the semester in which the move takes place.

Miss. Code Ann., §37-103-11, as amended.

(BT Minutes, 9/90; 1/98; 12/2005; 2/2009; 3/2010; X/2024)

E. ~~RESIDENCY PETITIONS~~

~~Nonresidents may petition the institutions for a change of residency classification. A person who enters the state of Mississippi from another state and enters a system institution is considered a nonresident, unless the person meets the residency requirements set out in subsections A or B above. Provided, however, that any person who has attained 21 years of age and has thereafter actually established residency as defined within subsection A above and resided within the state of Mississippi for 12 consecutive months after attaining 21 years of age upon sworn affidavit and other representation, may petition the particular institution for a change in residency classification for the purposes of fees and tuition assessment. The institution may make reasonable inquiry into the validity of the petitioner's claim. Such petition for change of residency must be made on or before the last day a student may register at the particular institution without penalty.~~

(BT Minutes, 9/90; 1/98; 2/2009; 3/2010; 1/2016)

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024**

F. LEGAL RESIDENCE OF A MARRIED PERSON

A married person may claim the residence status of his or her spouse, or he or she may claim independent residence status ~~under the same regulations set forth in Section 37-103-13~~ as any other adult.

Miss. Code Ann., §37-103-15, as amended.
(BT Minutes, 9/90; 1/98; 12/2005; 2/2009; 3/2010; X/2024)

G. CHILDREN OF ~~FACULTY OR STAFF~~ EMPLOYEES

Children of parents who are ~~members of the faculty or staff employees~~ of any institution under the jurisdiction of the ~~board of trustees of any community/junior college in this state or the~~ Board of Trustees of State Institutions of Higher Learning may be classified as residents for the purpose of attendance at the institution where their parents are ~~faculty or staff members~~ employees.

Miss. Code Ann., §37-103-9, as amended.
(BT Minutes, 9/90; 1/98; 12/2005; 2/2009; 3/2010; X/2024)

612 *AUTHORITY TO SET TUITION AND WAIVER OF OUT-OF-STATE TUITION FOR NONRESIDENTS WHO WERE BORN IN MISSISSIPPI AND ARE VETERANS OF THE ARMED FORCES*

The Board of Trustees of State Institutions of Higher Learning ~~and the boards of trustees of the community/junior colleges are authorized~~ is authorized to prescribe the amount of tuition and fees to be paid by students attending the several state-supported institutions of higher learning ~~and community/junior colleges of the State of Mississippi.~~

~~Except as otherwise provided in this subsection, the total tuition to be paid by residents of other states shall not be less than the average cost per student from appropriated funds. However, the tuition to be paid by a resident of another state shall be equal to the tuition amount established in the above paragraph if:~~

- ~~1. The nonresident student was born in the State of Mississippi but subsequently relocated and resided outside the state as a minor under the care of the minor's father or mother, or both;~~
- ~~2. The nonresident student is a veteran who served in the Armed Forces of the United States;~~
- ~~3. The nonresident student is domiciled in Mississippi no later than six months after the nonresident student's separation from service, as evidenced by a Report of Separation from Military Service or other military discharge document, for the purpose of enrolling in a state institution of higher learning or a community/junior college.~~

(BT Minutes, 12/2005; 2/2009; 3/2010; X/2024)

STAFF RECOMMENDATION: Board staff recommends approval for first reading of proposed amendments.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024

1. **SYSTEM – REQUEST FOR APPROVAL TO PURCHASE CYBER INSURANCE WITH LLOYDS OF LONDON – BEAZLEY SYNDICATE**

Agenda Item Request: The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to purchase cyber liability and incident response insurance coverage with **Beazley**.

Contractor’s Legal Name: Lloyds of London – Beazley Syndicate (Beazley). Beazley will provide the cyber coverage and breach response services for the system. Beazley has an A.M. Best Rating of A XV.

History of Contract: This is a renewal of an insurance policy. Beazley has provided this insurance for the system since the 2017-2018 policy year.

Specific Type of Contract: This is a policy of insurance coverage. Cyber liability insurance will cover various cyber-related losses, including third party liability, first party loss, costs related to investigation and mitigation, and costs related to providing legally required notifications to persons potentially affected by a cyber incident. This renewal has a flat premium and some coverage improvements compared to the current policy.

Purpose: The purpose of the contract is to protect the IHL system from cyber liability risks and response costs through transferring some of that risk to an insurer. The breach response coverage also provides expert assistance and access to a network of contractors with pre-negotiated rates.

Scope of Work: The insurer will provide coverage during the policy year in exchange for the payment of premiums.

Term of Contract: The contract is a one-year insurance policy beginning May 26, 2024, and terminating May 26, 2025.

Termination Options: IHL may cancel the policy with a 60-day notice. The insurer may cancel the policy by providing a 60-day written notice, except that only 10 days of advance written notice is required in the event of nonpayment of premium. Upon cancellation by either party, the insurer will return premium on a pro rata basis.

Contract Amount: The cost will be approximately \$520,162.50 for the one-year policy.

Funding Source for Contract: The IHL Self-Insured Tort Plan pays the premium and allocates an appropriate premium share to each insured participant. The share for each participant, other than UMMC, is built into the annual assessment of the Tort Plan, and the Tort Plan invoices UMMC for its share.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024**

Contractor Selection Process: IHL conducted an RFP process for the broker in 2023. For this renewal, our broker requested quotes from 5 insurers. The quote from our incumbent insurer, Beazley, was the only quote received. The other insurers declined to quote.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

2. **UMMC - REQUEST FOR APPROVAL TO AMEND A PARTICIPATION AGREEMENT WITH CARDINAL HEALTH 110, LLC AND CARDINAL HEALTH 112, LLC**

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to amend its Participation Agreement with **Cardinal Health 110, LLC and Cardinal Health 112, LLC** (collectively, Cardinal) to extend the term of the agreement. The agreement is for pharmaceutical distribution services in support of UMMC Specialty Pharmacy's 340b contract pharmacy business.

Contractor's Legal Name: **Cardinal Health 110, LLC and Cardinal Health 112, LLC**

History of Contract: On May 16, 2019, the Board approved a Participation Agreement with Cardinal for pharmaceutical distribution services in support of UMMC Specialty Pharmacy's 340b contract pharmacy business. The contract will expire on May 31, 2024, unless amended.

Specialty pharmacy programs enable health systems to dispense and manage complex, expensive medications for patient populations they serve, delivering better patient service and outcomes, as well as garnering significant revenue for UMMC. Costs incurred under this drug wholesaler agreement will be directly tied to revenues at the individual script level, and only those claims which result in positive net revenue back to UMMC after drug costs and all fees will be processed.

UMMC is currently contracted with Morris and Dickson Co., LLC (M&D) as UMMC's primary provider of wholesale pharmaceutical services. However, several large retail and specialty pharmacies require the use of Cardinal for distribution of pharmaceuticals to those retailer locations. The acquisition of additional drug wholesaler agreements for specific contract pharmacies will not impact UMMC's primary wholesaler relationship with M&D.

Specific Type of Contract: This is an amendment to the Participation Agreement

Purpose: The purpose of the amendment is to extend the term of the agreement. The purpose of the agreement is to provide pharmaceutical wholesale distribution services, a

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024

critical enabler UMMC Specialty Pharmacy's 340b contract pharmacy business, which is a key driver of program profitability.

Scope of Work: Under the amended agreement, Cardinal will continue to act as a drug wholesaler for UMMC Specialty Pharmacy's 340b contract pharmacy business. When a specialty and retail contract pharmacy dispenses an eligible 340b medication, UMMC's third-party administrator will direct Cardinal to replenish that inventory and invoice UMMC. Cardinal is responsible for inventory stocking, deliveries, contracting with manufacturers, invoicing, and reporting.

Term of Contract: The amended term of the agreement is ten (10) years, from June 1, 2019, through May 31, 2029. The original term of the agreement was five (5) years, beginning June 1, 2019. The amendment will extend the term by five (5) years.

Termination Options: Termination options include the following:

- in the event Cardinal's agreement with Apexus, LLC expires or is terminated; and
- by either party at any time upon ninety (90) days' written notice.

Contract Amount: The total estimated cost over the amended term is \$57,900,000. The estimated cost of the original agreement was \$22,889,220. UMMC anticipates the need for an additional \$35,000,780 for the remainder of the term.

Wholesale distribution costs are based upon a markup established between the provider and the distributor. Markups, in the wholesale pharmaceutical industry, means the percentage of available discounts a provider can achieve based upon the provider's purchase volume of pharmaceuticals products. The more a provider spends on pharmaceuticals, in total, the greater the percentage discount or markup the provider will receive. The estimated cost of this agreement is dependent upon several variable factors, which include but are not limited to UMMC's average monthly purchase volume, increase in the number of contract pharmacy locations, drug availability, variance in the cost of manufacturing, manufacturer restrictions and number of emergency deliveries incurred for reach location. Costs incurred under this drug wholesaler agreement will be directly tied to revenues at the individual script level, and only those claims which result in positive net revenue back to UMMC after drug costs and all fees will be processed.

Funding Source for Contract: The agreement will be funded directly through revenues generated by the contract pharmacy business.

Contractor Selection Process: UMMC is currently contracted with Cardinal.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024**

3. SYSTEM - REQUEST FOR APPROVAL TO RENEW PROPERTY INSURANCE WITH AFFILIATED FM INSURANCE COMPANY

Agenda Item Request: The Mississippi Institutions of Higher Learning’s Executive Office (IHL) requests approval to renew its property insurance coverage with **Affiliated FM Insurance Company (AFM)**. Additionally, the wind and flood coverage for the gulf coast (referred to as a Difference in Conditions or “DIC” policy) includes a number of markets which share the risk.

Contractor’s Legal Name: **Affiliated FM Insurance Company**. AFM will provide the property coverage for the system, except for the gulf coast wind and flood coverage. That coverage is provided through a difference in conditions wind and storm surge policy of which the coverage is shared between multiple insurers. Gulf Coast DIC policies are quoted for USM and MSU.

History of Contract: In 2009, the Board approved a system-wide approach to insuring the system’s property. AFM has provided the primary property coverage for this program since the program’s inception.

The total insured value for the system is \$14,342,915,725 a decrease of 2% under the expiring schedule of values. The AFM rate increased 15%, while deductibles increased and overall limits decreased. The rate for the DIC coverage is relatively flat, although insured values have increased approximately 40%.

Specific Type of Contract: This is a policy of property insurance coverage.

Purpose: The purpose of the contract is to insure the system’s properties in the most cost effective manner while meeting each university’s individual coverage needs.

Scope of Work: The insurer will provide property insurance coverage during the policy year in exchange for the payment of premiums by the universities and IHL.

Term of Contract: This will be a one-year insurance policy running from May 31, 2024, to May 31, 2025.

Termination Options: IHL may cancel the policy at its convenience at any time. Upon cancellation by IHL, the insurer will return unearned premium at 90% of the pro-rata basis. The insurer may cancel the AFM policy by providing a 60-day written notice, except that 10 days of advance written notice is required in the event of nonpayment of premium. If terminated by the insurer, the pro-rata basis of any unearned premium is returned. Cancellation by the insurer for the wind coverage requires a 90-day notice, or 10 days for non-payment of premium.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024**

Contract Amount: The AFM premium is approximately \$11,090,053 for 2024-2025. Premium amounts may increase or decrease through the term of the policy as universities add or decrease their insured values. The DIC coverage will be approximately \$2,750,000 although our broker continues to negotiate for a lesser amount between this submission and the board meeting. Together, the approximate premiums total \$13,840,053. Should the insuring structure change between submission of this item and board approval, this submission will be edited or replaced with a new item to clarify such substantive changes.

Funding Source for Contract: Each university and the Board Office pays its respective share of the premium which is billed and paid directly between the insurance company and the insured. If this structure changes, this item will be edited or replaced to clarify any substantive changes.

Contractor Selection Process: IHL's approved Broker, Arthur J. Gallagher (Gallagher), was selected through a competitive RFP process. Gallagher solicited quotes for IHL. The AFM and DIC quotes are recommended for approval.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

4. SYSTEM- REQUEST FOR APPROVAL OF FY 2025 APPROPRIATIONS AND APPROPRIATION ALLOCATION

There will be an overview of the FY 2025 appropriations from the Legislature with a presentation of the final allocation of Education & General Support appropriations to the eight universities along with Legislative earmarks, subsidiary programs, agricultural units, and the University of Mississippi Medical Center.

Allocation will be provided under separate cover.

Staff Recommendation: Board Policy 701.04 says "*The Commissioner, after consultation with the Institutional Executive Officers, shall use the Adequate Funding Model to prepare and submit for approval by the Board an annual request for allocation of funds appropriated by the Legislature for the use of the several institutions and separately budgeted units.*" Board staff recommends FINAL approval of the FY 2025 allocation.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024**

5. SYSTEM– REQUEST FOR APPROVAL OF FY 2025 TUITION, ROOM AND BOARD RATES AND WAIVER OF THE 30-DAY REVIEW PERIOD

Agenda Item Request: Approval is requested to waive the required 30-day review period and to give final approval for the tuition, room and board rates effective FY 2025.

Additional information will be submitted to the Board under separate cover.

Staff Recommendation: *Based on Board Policy 702.04C – Consideration of Requests: Requests to establish tuition, and room and board charges shall not be considered until at least thirty days after they have been submitted to provide an opportunity for review by the Board and the Commissioner. The Board reserves the right to waive the thirty-day review requirement during periods of extreme time constraint.*

Staff recommends that the Board waive the thirty-day review requirement of the proposed FY2025 tuition, room and board rates and adopt for FINAL approval.

6. SYSTEM– REQUEST FOR APPROVAL OF SALARY GUIDELINES FOR FY 2025

Board Policy requires the Commissioner and the Institutional Executive Officers to determine annual salary guidelines in preparation for the upcoming budget. Salary increases for FY 2025 should be based on one or more of the following:

1. meritorious performance,
2. market or equity adjustments, and
3. faculty/staff promotions.

Salary increase decisions may be made at the discretion of the Commissioner (for the Executive Office) or the Institutional Executive Officer (for the campuses). These salary guidelines will apply to all university and Board office employees regardless of funding source or types of increases awarded.

Staff Recommendation: **Based on Board Policy 401.0103 Salaries and Compensation, the Commissioner after consultation with the Institutional Executive Officers, shall annually develop guidelines for the award of salary increases which shall be approved by the Board. Board staff recommends approval of this item.**

7. UM - REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH WORKDAY, INC.

Agenda Item Request: The University of Mississippi requests approval to enter into a contract with **Workday** to replace the existing financial and human resources/payroll systems. Pursuant to Board Policy 707.03, Approval of Prepayment for Goods and

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024

Services, UM also requests a waiver to allow prepayment for the purchase of training credits.

Contractor's Legal Name: Workday, Inc.

History of Contract: This is a new contract.

Since 1999, the University has relied on SAP as the campus enterprise platform that houses our student information system, financial system, human resources/payroll system, and is integrated with our financial aid system, Sigma ProSAM. This platform has served us well for the past 23 years, and has grown and evolved as the University has grown. Since its initial implementation, the University has added and integrated services with and into SAP, including research, business, and other operational services, increasing our reliance on the platform. This is a mission-critical system for our institution as a centralized platform for managing student data and academic information, and continued use is instrumental to our continued operations. The evaluation, selection, and implementations processes is collectively referred to as the Encompass Project.

The time has come for UM to make a crucial decision about our enterprise system, determining whether to upgrade the existing system or opt for a replacement that will shape our path for the next two decades. Recognizing the rapid pace of technological advancements, UM sought to explore available options in the marketplace and thoroughly assess our current system. Approval was received from the ITS Board to proceed with assessing our campus Human Capital Management and Financial Management needs and evaluating the products in the market. UM hired a consulting company, CampusWorks, to aid in the RFP process and assist in selecting the best product suited for UM. We formed an evaluation and selection committee with 61 members and an additional 68 subject matter experts from all functional areas throughout the UM campus. The combined 129-person committee assisted in requirements gathering and assessing our campus for the replacement product capabilities. The request was put out for public bid through our RFP process following state procurement guidelines, including having a bidders conference to answer any questions.

Specific Type of Contract: This is a contract for software subscriptions consisting of a Main Subscription Agreement with an Order Form and a Training Order Form.

Purpose: SAP, our current platform, will be end of life in December 2027, and a replacement needs to be in place ahead of this date. After exploring the available options in the marketplace, thoroughly assessing our current system, and conducting an extensive evaluation, the University identified the most suitable solutions for our future needs. Workday was selected by our committee as the vendor of choice for the financial and human resource/payroll systems.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024

Scope of Work: Workday will provide software subscriptions for the Workday Human Capital Management (HCM), US Payroll, Financials (FIN), and Adaptive Planning as part of the UM Encompass Program. The following items are included:

- Core Human Capital Management (CHCM)
- Talent Optimization (TLO)
- Help (HLP)
- Cloud Connect for Benefits (CCB)
- Payroll for United States (USP**)
- Learning (LRN)
- Media Cloud - No Fee (MCNF)
- Cloud Connect for Learning (CCLRN)
- Recruiting (REC)
- Messaging (MSG)
- Core Financials (FIN)
- Grants Management (GM)
- Financial Planning (PLNF)
- Prism Analytics Enterprise (PRA)
- Projects (PRJT)
- Time Tracking (TT)
- Scheduling (SC)
- Expenses (EXP)
- Procurement (PRO)
- Strategic Sourcing Expert (SRCEXP)
- Extend (XTND)
- Workday Success Plan (WSP)

Note: The Subscription Order Form includes references to urls which contain Additional Terms and Conditions Addendums for the services referenced above. In the event of a conflict, the provisions of the Order Form take precedence over the exhibits and attachments. It is noted in the Order Form that the terms and conditions of any Additional Terms and Conditions Addendums referenced at the urls are entered into only to the extent authorized by and not inconsistent with Mississippi law. For ease of reference, the following documents located within the urls are applicable to this purchase.

Product Support and Service Level Availability for Strategic Sourcing
Strategic Sourcing Addendum
Product Support and Service Level Availability Policy
Product Support and Service Level Availability for Planning
Workday Training Terms
Learning Addendum
Planning Addendum
Developer Program Terms and Conditions
Innovation Services Addendum

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024

Media Cloud Addendum
Customer Experience Program Addendum
Workday Success Plans: Accelerate Program Terms
Workday Success Plans: Technical Account Management Program Terms

Term of Contract: The Agreement will become effective following Board approval and signatures of both parties, with the software subscriptions beginning May 31, 2024, and ending on May 30, 2034.

Termination Options: Either party may terminate this Agreement: (i) upon 30 days prior written notice to the other party of a material breach by the other party if such breach remains uncured at the expiration of such notice period; or (ii) immediately in the event the other party becomes the subject of a petition in bankruptcy or any other proceeding relating to insolvency, receivership, liquidation or assignment for the benefit of creditors. In the event this Agreement is terminated, all Order Forms are simultaneously terminated. Upon any termination by Customer pursuant to this section, Workday shall refund Customer any prepaid fees for the affected Service(s) that were to be provided after the effective date of termination. For clarity, a breach or termination of any Professional Services Agreement, as defined in the DPE, or of any applicable statement of work and/or work order thereunder, shall not be considered a material breach or termination of this Agreement.

1. Workday understands and agrees that any breach of warranties regarding compliance with the Mississippi Employment Protection Act of 2008, Section 71-11-1, et seq. of the Mississippi Code Annotated (Supp 2008) may subject Workday to termination of this agreement.

Should there be no funds available for any succeeding funding period, this Agreement will be cancelled as of the end of the funding period with no further obligation on the part of UM. Therefore, this Agreement is cancelable with sixty (60) days' notice to the Contractor at the end of any fiscal period in the event funds are not appropriated by the funding authority.

Either Party may terminate the Business Associate Exhibit and the MSA in the event of a material breach or default of any obligation of the Business Associate Exhibit that has not cured within thirty (30) calendar days.

Under the Data Processing exhibit, in the event that Workday obtains a sub-processor that the University objects to, the University may terminate the relevant portion(s) of the Covered Services within thirty (30) days.

If Customer is enjoined from using the Service or Workday reasonably believes it will be enjoined, Workday shall have the right, at its sole option, to obtain for Customer the right to continue use of the Service or to replace or modify the Service so that it is no longer

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024

infringing. If neither of the foregoing options is reasonably available to Workday, then the applicable Service may be terminated at either party's option and to the extent authorized by applicable law,

Contract Amount: The contract amount for the software subscription is \$18,089,778 and \$155,000 for training. The total not to exceed amount for this agreement is \$18,244,778.

Funding Source for Contract: E&G Funds (licensing and software subscription)

Contractor Selection Process: UM employed "CampusWorks", a third party who specializes in this particular service, to aid us in the selection process. A 61 member evaluation and selection committee, combined with 68 subject matter experts, gathered 1,783 system requirements that were incorporated in the Request for Proposals (RFP). The RFP was released following the state procurement guidelines. RFP responses were collected, almost 5,500 pages in all, which the committee reviewed and scored. UM had (4) vendors respond to the RFP. A complete product review was conducted with each prospective vendor through the over 240 hours of software demonstrations to thoroughly evaluate all submitted responses. A total of 2,939 session attendees from campus attended the demos, which is a cumulative count of UM representatives at each session times the number of sessions hosted. Through the selection process, which included assessments, software demonstrations, and thorough evaluations from our committee of 129 members, including subcommittee members, Workday received the highest ratings across multiple measured criteria including -

- Vendor qualifications
- Experience
- References
- Technology architecture
- Information security
- Identity management
- User interface
- On-going support and escalation
- API management
- Integration strategy
- Data governance
- Data warehouse
- Business intelligence and reporting
- Regulatory compliance
- Product roadmap and innovation
- General ledger / Chart of accounts / Financial operations
- Budget development
- Procurement / Contracts
- Accounts Payable
- Fixed Assets

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
FINANCE
May 16, 2024

- Grants/Sponsor A/R and Endowments
- Auxiliary Services / Accounts Receivable
- Facilities and Public Safety
- Reporting/Analytics
- Student Accounts
- Position Management
- Recruitment/Selection
- Hiring and Onboarding
- Managing Data and Personnel Actions
- Faculty Workload
- Benefit Management
- Payroll
- Performance Management / Succession Planning / Learning & Development
- Separation
- Student Hiring and Payroll

Additionally, Workday provided the software licensing at the second lowest cost of all four vendors that proposed a bid. For these reasons, Workday was selected as the vendor of choice for the HCM, payroll, finance and adaptive planning software systems.

STAFF RECOMMENDATION: Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. Board staff recommends approval of this item.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
REGULAR AGENDA
ADMINISTRATION/POLICY
May 16, 2024**

1. **SYSTEM – APPROVAL OF COMMITTEE APPOINTMENTS BY PRESIDENT
Bruce Martin**

In accordance with Board Policy 301.03 Board Committees, which requires Board approval of any proposed Board committees, including the proposed committee members and chairs, President Bruce Martin submits the following committees and committee chairs for Board approval.

STANDING COMMITTEES

Academic Affairs Committee – Jeanne Luckey, Chair
Audit Committee – Teresa Hubbard, Chair
Finance Committee – Hal Parker, Chair
Health Affairs Committee – Dr. Steven Cunningham, Chair
Legal Committee – Gee Ogletree, Chair
Real Estate Committee – Gregg Rader, Chair

AD HOC COMMITTEES

Ayers Endowment Management

1. Gregg Rader, Chair
2. Bruce Martin, Board President
3. Dr. Alfred Rankins, Commissioner
4. Dr. Tracy Cook, ASU President
5. Dr. Marcus Thompson, JSU President
6. Dr. Jerryl Briggs, MVSU President
7. Jeanne Luckey, Trustee
8. Teresa Hubbard, Trustee

Diversity

1. Dr. Ormella Cummings, Co-Chair
2. Dr. Steven Cunningham, Co-Chair
3. Jeanne Luckey

Note: The President is an Ex-Officio member of all committees. All trustees are members of the standing committees.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024

1. **SYSTEM – INTENT TO OFFER CERTIFICATE PROGRAMS**

A. **JSU - Certificate program title: Public Health**

Responsible academic unit: Department of Health Policy and Management

Level: post-baccalaureate

Total credit hours: 18

CIP code: 51.2201

Effective date: May 2024

Program summary: This online certificate program provides integrated graduate-level training and a pathway to workforce development in public health for persons seeking to enhance their knowledge, skills, and careers as public health practitioners. Non-conventional and non-degree seeking people (both local and international) have a demand for online courses. This program will also help to prepare public health leaders with the foundational and core knowledge skills to think critically and address health and societal issues that impact quality of life and well-being in communities at the local, state, national and global levels.

B. **MSU - Certificate program title: Teach Mississippi**

Responsible academic unit: College of Education

Level: post-baccalaureate

Total credit hours: 12

CIP code: 13.1205

Effective date: May 2024

Program summary: The Teach Mississippi Certificate is designed as an alternate route licensure program at the graduate level for those who wish to prepare for a career as a secondary teacher (grades 7-12) in art education, biology, chemistry, English language arts, mathematics, physical education, physics, and social studies. Students will complete initial licensure coursework focused on planning and managing learning, assessment, and serving students with special needs. The coursework continues with application of these skills in an internship in a secondary classroom culminating with a regular, renewable Mississippi teacher's license for grades 7-12 in their chosen subject area.

C. **MSU - Certificate program title: Aquatic Animal Health**

Responsible academic unit: College of Veterinary Medicine

Level: post-baccalaureate

Total credit hours: 15

CIP code: 51.2599

Effective date: August 2024

Program summary: The professional certificate in aquatic animal health is designed to train professional DVM students and graduate veterinarians in diagnostic and clinical medicine of aquatic animal species. To complete the certificate, students must complete 9 credits of required coursework providing introductory and foundational knowledge on various aquatic animals including diagnostic and clinical externship training at a facility approved by the Aquatic Animal Health Professional Certificate committee. The remaining 6 credits may be earned by completing additional coursework, externships,

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
ACADEMIC AFFAIRS
MAY 16, 2024

clinical rotations selected by the student and approved by the Aquatic Animal Health Professional Certificate committee. Aquatic animal health represents a multidisciplinary, specialized sector within the field of veterinary medicine involving studying the physiology, epidemiology, and medicine of aquatic mammals, birds, reptiles, amphibians, fish, and invertebrates. Aquatic animals have broad environmental, economic, and sociologic importance with many stakeholders including pet/hobbyist fish keepers, zoos and aquariums, aquaculture and fisheries, conservationists, human health researchers, tribal and government agencies, and many others. In particular, Mississippi features the heart of the US catfish aquaculture industry as well as important habitats for and populations of bottlenose dolphins and juvenile Kemp's Ridley sea turtles in the Mississippi Sound. Veterinarians play important roles in preventing, diagnosing, and treating medical issues and disease outbreaks in aquatic animals. Despite this importance, there are limited training opportunities for veterinary students to gain introductory exposure and experience to aquatic animal health in veterinary curricula in the United States. MSU College of Veterinary Medicine hosts the largest number faculty dedicated to aquatic animal health among US veterinary schools and boasts research collaborations across the globe in aquatic animal health, providing many opportunities for veterinary student engagement and training. The goals of the certificate program are: 1) to provide graduating DVM students and graduate veterinarians with a comprehensive, introductory exposure and knowledge base into the field of aquatic animal health; and 2) to increase the number of veterinarians trained to work with aquatic animals.

STAFF RECOMMENDATION: Board staff recommends these items be accepted as information.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION ITEM
FINANCE
May 16, 2024

1. UMMC – MISSISSIPPI DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES (ITS), AS A CONTRACTING AGENT FOR UMMC, ENTERED INTO ORDER FORMS TO THE AGREEMENT WITH WORKDAY, INC.

Agenda Item Request:

- On December 1, 2023, ITS as the contracting agent for UMMC, entered into Order Form 00417761.0 under the current Master Subscription Agreement with Workday, Inc. (Workday). Order Form 00417761.0 is for the annual Deployment Tenants.
- On January 12, 2024, ITS as the contracting agent for UMMC, entered into four (4) Order Forms under the Master Subscription Agreement with Workday.
 - Order Form 00423933.0 Amendment 1 is to reduce the Annual Expansion Rate per Additional FSE Worker Per SKU.
 - Order Form 00423605.0 is to increase the number of Permitted FSE Workers.
 - Order Form 00415015.0 is for the Help and Extend subscriptions.
 - Order Form 421301 is for Professional Consulting services.
- On February 14, 2024, ITS as the contracting agent for UMMC, entered into Order Form 431592.0 under the current Master Subscription Agreement with Workday. Order Form 431592.0 is for Training Credits.

Contractor's Legal Name: Workday, Inc.

Specific Type of Contract: These five (5) order forms and one (1) amendment are to the current Master Subscription Agreement.

Purpose: The purpose of each Order Form is as follows:

- Order Form 00417761.0 is to renew deployment tenants used to test the functionality of system builds and enhancements prior to moving into production.
- Order Form 00423933.0 Amendment 1 to Order Form 00349778.0 is to reduce the individual Annual Expansion Rate per Additional FSE Worker Per SKU defined under original Order Form 00349778.0.
- Order Form 00423605.0 is to increase the number of Permitted FSE Works for the use of services under Order Form 00349778.0.
- Order Form 00415015.0 is for the subscription of the Help platform service used for human resource knowledge repository and case management system and the subscription of the Extend development platform that allows UMMC to build applications specific to UMMC business processes.
- Order Form 421301 is for Delivery Assurance professional services.
- Order Form 431592.0 is for Training Credits that may be utilized to register for any training courses offered in Workday's training catalog.

Scope of Work: Under the Order Forms Workday will provide the software licenses, services, and technical support as outlined in each order form.

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION ITEM
FINANCE
May 16, 2024

Term of Contract: The term of each Order Forms is as follows:

- Order form 00417761.0 is one (1) year beginning December 13, 2023, and ending December 12, 2024.
- The term of Order Form 00423933.0 Amendment 1 to Order Form 00349778.0 is not revised and is in effect beginning January 12, 2024, and ending January 18, 2028.
- The term of Order Form 00423605.0 is four (4) years beginning January 19, 2024 and ending January 18, 2028.
- The term of Order Form 00415015.0 is four (4) years beginning January 19, 2024, and ending January 18, 2028.
- The term of Order Form 421301 is for one (1) year, beginning January 12, 2024, and ending January 14, 2025.
- The term of Order Form 431592.0 is for one (1) year, beginning February 14, 2024, and ending February 13, 2025.

Contract Amount: The total cost for each Order Form is as follows:

- Order form 00417761.0 is \$114,000.00.
- Order Form 423933.0 does not have a cost associated with it.
- Order Form 00423605.0 is \$12,607.00.
- Order Form 00415015.0 is \$1,645,391.00.
- Order Form 421301 is \$4,320.00.
- Order Form 431592 is \$36,210.00
- The total cost of the Master Subscription Agreement is \$27,015,294.60.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

**SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE
APRIL 18, 2024 BOARD MEETING SUBMISSION DEADLINE**

NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL WHICH STATES:

Board Policy §904(A), Board Approval

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

- 1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.*
- 2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;*
- 3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and*
- 4. The design professional previously approved by the Board has not changed.*

If the above four conditions have been met, the Board's Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Change Order Approval Note: No change orders approved by Board staff, as reflected within any of the following informational agenda items, increase the Board approved total project budget. The total project budget as approved by the Board provides for a contingency fund, which allows for an increase in the construction budget of between five and ten percent. Any increase in the total project budget caused by a change order, would require Board approval and could not be approved by Board staff until the budget increase is approved by the Board.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

JACKSON STATE UNIVERSITY

1. JSU-GS 103-220B – C.F. MOORE PLAZA IMPROVEMENTS

UNAPPROVABLE Request #1: Change Order #1

Board staff **DID NOT** approve Change Order #1 in the amount of \$49,813.43 and forty-nine (49) additional days to the contract of Womack Construction, LLC.

Approval Status & Date: UNAPPROVED, May 1, 2024

Change Order Description: Change Order #1 includes the following: replaced the existing catch basin; undercut and backfilled at the ADA ramp and stairs; and forty-nine (49) days to the contract.

Change Order Justification: These changes were necessary due to latent job site conditions and days for work as indicated herein.

UNAPPROVABLE Request #2: Change Order #2

Board staff **DID NOT** approve Change Order #2 in the amount of \$38,052.20 and twenty-one (21) additional days to the contract of Womack Construction, LLC.

Approval Status & Date: UNAPPROVED, May 1, 2024

Change Order Description: Change Order #2 includes the following: revised the grades and paving; demolition of existing footings and backfill; delays due to exploratory excavation to determine the existing concrete pilings, grade beams and concrete footings that would interfere with upcoming work; delays while installing underground rough in work and hauling off debris; and twenty-one (21) days to the contract.

Change Order Justification: These changes were necessary due to latent job site conditions and days for work as indicated herein.

UNAPPROVABLE Request #3: Change Order #3

Board staff **DID NOT** approve Change Order #3 in the amount of \$2,280.00 and seven (7) additional days to the contract of Womack Construction, LLC.

Approval Status & Date: UNAPPROVED, May 1, 2024

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Change Order Description: Change Order #3 includes the following: added an additional lower rail in the handrails; and seven (7) days to the contract.

Change Order Justification: This change was necessary due to changes in requirements or recommendations by governmental agencies; and days for work as indicated herein.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$90,145.63.

Project Initiation Date: April 18, 2024

Design Professional: Eley & Associates

General Contractor: Womack Construction

Total Project Budget: \$1,423,158.77

2. JSU-GS 103-295 – ELECTRICAL INFRASTRUCTURE REPAIRS

UNAPPROVABLE Request #1: Change Order #1

Board staff **DID NOT** approve Change Order #1 in the credit amount of \$55,075.00 and sixty (60) additional days to the contract of McInnis Electrical.

Approval Status & Date: UNAPPROVED, May 1, 2024

Change Order Description: Change Order #1 includes the following: changed the new 6” and 4” underground conduits to match the size of the existing underground conduits; added a ground wire to the underground primary circuits; provided 12” bus spacer for two (2) existing pad-mounted switch locations; modified the new underground conduit and reworked the existing underground conduits between the transformers; and sixty (60) days to the contract.

Change Order Justification: These changes were necessary due to errors and omissions in the plans and specifications; and days for work as indicated herein.

UNAPPROVABLE Request #2: Change Order #2

Board staff **DID NOT** approve Change Order #2 in the amount of \$286,574.00 and one hundred ninety-four (194) days to the contract of McInnis Electrical.

Approval Status & Date: UNAPPROVED, May 1, 2024

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Change Order Description: Change Order #2 includes the following: replaced five (5) power poles and overhead primary conductors adjacent to Blackburn Hall and Ayers Hall; replaced pole-mounted transformer service at Ayers Hall with the 225kVA pad-mounted transformer that was removed from service at B.F. Roberts; installed a new underground primary and secondary conductors for Ayers Hall; replaced pole-mounted transformer service at Blackburn Hall with a new 300kVA pad-mounted transformer; installed new underground primary and secondary conductors; replaced the damaged underground #2, 15kV conductors from SC7 to the pole at the northwest corner of F.D. Hall music building; and one hundred ninety-four (194) days to the contract.

Change Order Justification: These changes were necessary due to weather that caused failure of some power poles, destruction of pole-mounted transformers and overhead primary and secondary services which caused a power outage of the south half of the campus. Emergency repairs and replacements to the power distribution system was repaired; and days for work as indicated herein.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$231,499.00.

Project Initiation Date: April 18, 2024

Design Professional: Schultz Wynne. P.A.

General Contractor: McInnis Electrical

Total Project Budget: \$1,636,806.89

MISSISSIPPI STATE UNIVERSITY

3. MSU-IHL 205-320B, PH 2 (INDUSTRY LAB) PATTERSON ENGINEERING IDEE LAB

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,789,000.00 to the apparent low bidder Craddock Construction Company, Inc.

Approval Status & Date: APPROVED, April 29, 2024

Project Initiation Date: April 18, 2024

Design Professional: CDFL Architects and Engineers

General Contractor: Craddock Construction Company, Inc.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Phased Project Budget: \$2,500,000.00

Project Budget: \$5,000,000.00

4. MSU-IHL 205-357 – HAND CHEMICAL LABORATORY HVAC CONTROLS UPGRADE

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,219,900.00 to the apparent low bidder Upchurch Plumbing, Inc.

Approval Status & Date: APPROVED, April 1, 2024

Project Initiation Date: April 18, 2024

Design Professional: Engineering Resource Group

General Contractor: Upchurch Plumbing, Inc.

Project Budget: \$1,500,000.00

5. MSU- IHL 213-149 – BEDENBAUGH INTERIOR RENOVATIONS

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Belinda Stewart Architects.

Approval Status & Date: APPROVED, April 23, 2023

Project Initiation Date: November 17, 2022

Design Professional: Belinda Stewart Architects

General Contractor: TBD

Total Project Budget: \$1,500,000.00

6. MSU-IHL 413-001– BALLEW HALL RENOVATION

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of \$121,131.43 and zero (0) additional days to the contract of Ethos Contracting Group, LLC.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Approval Status & Date: APPROVED, April 15, 2024

Change Order Description: Change Order #4 includes the following: a sidewalk adjustment was done at the Landscape Architecture building; installed a concrete beam bore (vestibule) for the sprinkler line; secured an unstable wall; installed 300 amp/25KV blade switches at a riser pole; added additional electrical and communications boxes in several rooms; added Quazite fiber optic boxes at two existing buildings; masonry repair done for an upper roof wall; water intrusion for an upper roof wall; masonry repair for the west wall above the mechanical room; leak mitigation for a roof capstone; and credit for telepower poles to be deleted from the project.

Change Order Justification: This change was necessary due to latent job site conditions and user/owner requested modifications.

Total Project Change Orders and Amount: Four (4) change orders for a total amount of \$379,449.83.

Project Initiation Date: August 20, 2022
Design Professional: Belinda Stewart Architects
General Contractor: Ethos Contracting Group, LLC
Total Project Budget: \$13,000,000.00

7. MSU-IHL 413-003 – DORMAN HALL RENOVATION

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by JH&H Architects

Approval Status & Date: APPROVED, April 15, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, April 15, 2024

Project Initiation Date: August 18, 2022
Design Professional: JH&H Architects
General Contractor: TBD

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Total Project Budget: \$32,910,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

8. MUW- IHL 204-137 – MUW REPAIRS AND WINDOW REPLACEMENT

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,595,000.00 to the apparent low bidder Tombigbee Contractors, LLC.

Approval Status & Date: APPROVED, May 6, 2024

Project Initiation Date: February 15, 2024

Design Professional: PryorMorrow Architects + Engineers + Interior Design

General Contractor: Tombigbee Contractors, LLC.

Project Budget: \$2,091,425.00

MISSISSIPPI VALLEY STATE UNIVERSITY

9. MVSU- GS 106-269 – JACOB ARON STUDENT UNION EXPANSION AND RENOVATION PH II

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$42,064.80 and thirty (30) additional days to the contract of Richard Womack Construction LLC.

Approval Status & Date: APPROVED, April 29, 2024

Change Order Description: Change Order #2 includes the following: abatement performed on floors and pipe fittings in Phase 2 and Phase 3 areas; and thirty (30) days to the contract.

Change Order Justification: This change was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$993,951.59.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Project Initiation Date: March 18, 2021
Design Professional: McCarty Architects Professional Association
General Contractor: Richard Womack Construction LLC
Total Project Budget: \$25,755,000.00

10. MVSU- IHL 206-028 – RICE-TOTTEN STADIUM TURF REPLACEMENT

Request #1: Contract Documents

Board staff approved Contract Documents as submitted by The Kelly Factory, PLLC

Approval Status & Date: APPROVED, April 30, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, April 30, 2024

Project Initiation Date: August 18, 2022
Design Professional: The Kelly Factory, PLLC
General Contractor: TBD
Total Project Budget: \$1,500,000.00

UNIVERSITY OF MISSISSIPPI

11. UM-GS 107-329 – ARPA INFRASTRUCTURE – WATER SOURCE

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on April 19, 2024, to approve the budget increase from \$2,000,000.00 to \$2,350,000.00 for an increase of \$350,000.00 for the ARPA Infrastructure – Water Source project.

Interim Approval Status & Date: APPROVED, April 19, 2024

Project Initiation Date: February 16, 2023
Design Professional: W.L. Burle Engineers
General Contractor: TBD

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Total Project Budget: \$2,350,000.00

12. UM-IHL 207-473.4 (PH4) STADIUM – PKG W

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$9,681.23 and ten (10) additional days to the contract of Upchurch Plumbing, Inc.

Approval Status & Date: APPROVED, April 11, 2024

Change Order Description: Change Order #1 includes the following: added a French drain at the base of the elevator pit, routed to north/east and ten (10) days to the contract.

Order Justification: This change was necessary due to errors and omissions in the plans and specifications; user/owner requested modifications; and days for work as indicated herein due to weather delays.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$9,681.23.

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Upchurch Plumbing, Inc.

Phased Project Budget: \$3,327,342.69

Total Project Budget: \$32,000,000.00

13. UM-IHL 207-473.4 (PH4) STADIUM – PKG Z

Request #1: Contract Documents

Board staff approved Contract Documents as submitted by McCarty Architects PA

Approval Status & Date: APPROVED, April 26, 2024

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Approval Status & Date: APPROVED, April 26, 2024

Project Initiation Date: August 18, 2022

Design Professional: McCarty Architects P.A.

General Contractor: ICM, LLC [Construction Manager Advisor]

Phased Project Budget: \$18,254,595.31

Total Project Budget: \$32,000,000.00

14. UM- IHL 207-497 – NEW STUDENT HOUSING

Approval Request #1: Design Development Documents

Board staff approved the Design Development Documents as submitted by McCarty Architects.

Approval Status & Date: APPROVED, April 18, 2024

Project Initiation Date: November 17, 2022

Design Professional: McCarty Architects

General Contractor: TBD

Phased Project Budget: \$162,506,823.68

Total Project Budget: \$165,000,000.00

15. UM- IHL 207-510 – SOC FIRE ALARM REPLACEMENT

Approval Request #1: Schematic Development Documents

Board staff approved the Schematic Development Documents as submitted by Corbett Legge & Associates PLLC.

Approval Status & Date: APPROVED, May 6, 2024

Approval Request #2: Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by Corbett Legge & Associates PLLC.

Approval Status & Date: APPROVED, May 6, 2024

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Project Initiation Date: November 17, 2022
Design Professional: Corbett Legge & Associates LLC
General Contractor: TBD
Total Project Budget: \$2,600,000.00

16. UM- IHL 207-511 – BROWN HALL HVAC RENOVATION

Approval Request #1: Schematic Development Documents

Board staff approved the Schematic Development Documents as submitted by Corbett Legge & Associates PLLC.

Approval Status & Date: APPROVED, April 26, 2024

Approval Request #2: Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by Corbett Legge & Associates PLLC.

Approval Status & Date: APPROVED, April 26, 2024

Project Initiation Date: November 17, 2022
Design Professional: Corbett Legge & Associates LLC
General Contractor: TBD
Total Project Budget: \$1,042,690.72

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

17. UMMC - IHL 209-579 – UMMC COLONY PARK

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$17,829.92 and zero (0) additional days to the contract of Codaray Construction, LLC

Approval Status & Date: APPROVED, April 29, 2024

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024

Change Order Description: Change Order #3 includes the following: widen the vestibule doors; added self-closers, smoke and draft positive latching to pre/recovery sliding doors; re-worked the existing storm drain pipe extension.

Change Order Justification: This change was necessary due to changes in requirements or recommendations by governmental agencies; errors and omissions in the plans and specifications; and latent job site conditions.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$1,848,982.30.

Project Initiation Date: May 19, 2022

Design Professional: Cook Douglass Farr Lemons Architects + Engineers P.A.

General Contractor: Codaray Construction, LLC

Total Project Budget: \$105,914,527.00

18. UMMC-IHL 209-581 – CHILDREN’S CANCER CLINIC RENOVATION

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$218,371.25 and thirty-one additional days to the contract of Fountain Construction Co., Inc.

Approval Status & Date: APPROVED, April 24, 2024

Change Order Description: Change Order #1 includes the following: rerouted existing pneumatic tubes to work with the floor plan; installed anodized aluminum caps to close the drywall system where terminating drywall at the exterior window wall glass; added baffle ceiling at the main entrance and over the nurse’s station; organized the existing wire and conduit entanglement overhead at the ramp near the clinic entrance; replaced three (3) broken and damaged windows; and thirty-one days to the contract.

Change Order Justification: These changes are necessary due to changes in requirements or recommendations by governmental agencies; errors and omissions in the plans and specifications; latent job site conditions; and use/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: One (1) change order for a total amount of \$218,371.25.

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
REAL ESTATE
MAY 16, 2024**

Project Initiation Date: June 16, 2022

Design Professional: Cooke Douglas Farr Lemons Architects + Engineers, P.A.

General Contractor: Fountain Construction Co., Inc.

Total Project Budget: \$6,000,000.00

19. UMMC - IHL 409-003 – CAMPUS EMERGENCY UPGRADES

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$20,950.77 and zero (0) additional days to the contract of Fountain Construction Company, Inc.

Approval Status & Date: APPROVED, May 7, 2024

Change Order Description: Change Order #3 includes the following: JCI Controls Integration and JCI CCTV allowances following the original quotes that were not enough to cover the extent of the work required.

Change Order Justification: This change was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$101,488.49.

Project Initiation Date: November 16, 2017 May 19, 2022

Design Professional: Cook Douglass Farr Lemons Architects + Engineers P.A.

General Contractor: Fountain Construction Company, Inc.

Total Project Budget: \$6,700,000.00

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 INFORMATION AGENDA
 LEGAL
 MAY 16, 2024**

1. SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by Ware|Immigration (statement dated 4/20/24) from the funds of Alcorn State University. (This statement, in the amount of \$2,595.84, represents services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 2,595.84

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 4/1/24 and 4/1/24) from the funds of Jackson State University. (These statements, in the amounts of \$37.97 and \$2,960.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 2,997.97

Payment of legal fees for professional services rendered by Brunini, PLLC (statements dated 3/19/24 and 4/16/24) from the funds of Mississippi State University. (These statements, in the amounts of \$150.00 and \$87.50, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 237.50

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 1/3/24, 4/9/24 and 4/17/24) from the funds of Mississippi State University. (These statements, in the amounts of \$2,048.00, \$1,632.60 and \$480.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 4,160.60

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statement dated 4/15/24) from the funds of Mississippi State University. (This statement, in the amount of \$4,094.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 4,094.00

Payment of legal fees for professional services rendered by Mitchell McNutt (statements dated 3/19/24 and 4/9/24) from the funds of Mississippi State University. (These statements, in the amounts of \$2,225.00 and \$2,275.00, respectively, represent services and expenses in connection with general legal advice.)

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 INFORMATION AGENDA
 LEGAL
 MAY 16, 2024**

TOTAL DUE.....\$ 4,500.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 4/1/24 and 4/1/24) from the funds of Mississippi State University. (These statements, in the amounts of \$100.00 and \$2,650.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 2,750.00

Payment of legal fees for professional services rendered by Barnes & Thornburg, LLP (statement dated 4/15/24) from the funds of the University of Mississippi. (This statement, in the amount of \$5,145.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 5,145.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 4/17/24, 4/17/24, 4/17/24 and 4/17/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$96.00, \$1,184.00, \$3,641.50 and \$3,776.00, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 8,697.50

Payment of legal fees for professional services rendered by Lightfoot Franklin White, LLC (statement dated 4/12/24) from the funds of the University of Mississippi. (This statement, in the amount of \$4,254.61, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 4,254.61

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 4/8/24) from the funds of the University of Mississippi. (This statement, in the amount of \$150.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 150.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 4/1/24 and 4/1/24) from the funds of the University of Mississippi. (These statements, in the amounts of \$3,000.00 and \$105.00, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 3,105.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 12/18/23, 1/15/24, 1/25/24, 1/25/24, 1/25/24, 1/31/24, 2/23/24, 2/23/24, 2/23/24, 2/23/24,

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
LEGAL
MAY 16, 2024

2/23/24, 2/23/24, 2/23/24, 2/23/24, 2/23/24, 2/23/24, 2/23/24, 2/23/24, 2/23/24, 2/23/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/19/24, 3/25/24 and 3/25/24,) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$19,779.30, \$162.00, \$25,014.10, \$44,105.20, \$247.50, \$402.95, \$19,422.40, \$486.60, \$1,376.00, \$3,422.80, \$3,397.90, \$445.50, \$726.00, \$1,987.50, \$2,430.00, \$1,079.00, \$1,120.50, \$20,672.00, \$8,056.30, \$630.70, \$3,584.00, \$388.50, \$160.00, \$2,817.50, \$27,421.75, \$132.00, \$6,619.43, \$2,562.10, \$34,089.60, \$12,246.00 and \$5,577.25, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 250,562.38

Payment of legal fees for professional services rendered by Currie Johnson & Myers, P.A. (statements dated 2/6/24, 3/7/24, 3/7/24 and 3/7/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$770.72, \$9,684.00, \$6,358.45 and \$14,762.02, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 31,575.19

Payment of legal fees for professional services rendered by Foreman, Watkins & Krutz, LLP (statement dated 2/16/24) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of \$6,897.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 6,897.50

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statements dated 1/26/24, 1/26/24, 2/26/24, 2/26/24, 3/27/24 and 3/27/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$11,352.50, \$82.50, \$20.00, \$33.00, \$2,575.50 and \$82.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 14,146.00

Payment of legal fees for professional services rendered by Hagwood & Tipton, P.C. (statements dated 1/24/24, 1/24/24, 1/24/24, 2/7/24, 2/7/24, 2/7/24, 2/7/24, 2/7/24, 2/7/24, 2/7/24, 2/7/24, 2/7/24, 2/7/24, 2/8/24, 3/14/24, 3/14/24, 3/14/24, 3/14/24, 3/14/24, 3/14/24, 3/14/24 and 3/14/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$84.00, \$378.36, \$3,472.50, \$3,757.02, \$409.80, \$2,594.50, \$3,595.00, \$384.90, \$305.21, \$725.00, \$4,305.50, \$747.50, \$315.00, \$265.17, \$352.00, \$127.62, \$1,600.50, \$2,144.19, \$237.50, \$435.00, and \$4,292.53, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 30,528.80

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 INFORMATION AGENDA
 LEGAL
 MAY 16, 2024**

Payment of legal fees for professional services rendered by Hogan Lovells, US, LLP (statements dated 2/13/24, 3/7/24 and 4/9/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$985.00, \$5,319.00 and \$18,025.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 24,329.50

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 2/5/24, 2/6/24, 2/6/24, 2/6/24, 3/13/24, 3/13/24, 3/13/24, 3/13/24, 4/4/24 and 4/4/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$474.38, \$1,518.00, \$646.00, \$4,184.00, \$7,491.00, \$1,072.50, \$3,957.40, \$1,635.50, \$6,207.72 and \$612.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 27,798.50

Payment of legal fees for professional services rendered by Page, Kruger & Holland (statements dated 2/1/24, 2/1/24, 2/5/24, 2/5/24, 2/8/24, 3/4/24, 3/4/24, 3/4/24, 3/13/24, 3/26/24, 4/1/24, 4/1/24, 4/1/24, 4/1/24 and 4/1/24 from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$220.00, \$6,597.80, \$1,280.00, \$1,040.00, \$1,139.00, \$6,274.55, \$420.00, \$1,683.00, \$2,180.00, \$400.00, \$1,955.00, \$1,760.00, \$3,280.00, \$40.00 and \$33.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 28,302.35

Payment of legal fees for professional services rendered by Steen, Dalehite & Pace (statements dated 3/31/23, 5/31/23, 1/31/24, 2/20/24, 2/20/24, 2/20/24, 2/20/24, 2/20/24, 2/20/24 and 4/2/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,058.00, \$269.50, \$62.50, \$1,450.00, \$874.50, \$40.00, \$330.50, \$121.50, \$2,311.50 and \$11,962.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 18,480.50

Payment of legal fees for professional services rendered by Vernis & Bowling of Palm Beach (statements dated 3/21/24, 3/21/24, 3/21/24, 3/21/24 and 3/21/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$1,080.00, \$632.50, \$3,927.00, \$600.00 and \$486.65, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 6,726.15

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 INFORMATION AGENDA
 LEGAL
 MAY 16, 2024**

Payment of legal fees for professional services rendered by Watkins & Eager, PLLC (statements dated 1/29/24, 1/29/24, 2/8/24, 2/8/24, 2/9/24, 2/9/24, 2/9/24, 2/12/24, 2/12/24, 2/12/24, 2/12/24, 2/12/24, 2/12/24, 2/14/24, 2/14/24, 3/19/24, 3/19/24, 3/21/24, 3/21/24, 3/21/24, 3/21/24, 3/21/24, 3/21/24, 3/21/24, 3/21/24, 3/21/24, 4/10/24, 4/10/24, 4/12/24 and 4/12/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$530.00, \$11,713.00, \$291.50, \$1,006.80, \$3,021.00, \$9,427.14, \$16,494.50, \$49.50, \$33.00, \$33.00, \$3,753.15, \$4,516.80, \$880.00, \$8,069.07, \$2,712.50, \$238.50, \$17.00, \$10,896.72, \$15,836.73, \$7,832.25, \$754.15, \$5,716.15, \$466.02, \$3,471.50, \$1,828.50, \$5,814.10, \$1,563.50, \$3,553.00, \$1,089.00 and \$1,272.00, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 122,880.08

Payment of legal fees for professional services rendered by McDonald Hopkins, LLC (statement dated 4/25/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,427.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,427.00

Payment of legal fees for professional services rendered by Butler|Snow (statement dated 4/17/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$4,960.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 4,960.00

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statement dated 4/4/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$1,668.50, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,668.50

Payment of legal fees for professional services rendered by Smith & Oldmixon (statement dated 4/29/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$16,335.60, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 16,335.60

Payment of legal fees for professional services rendered by Scott J. Schwartz, P.A. (statement dated 4/26/24) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$2,204.49, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 2,204.49

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 INFORMATION AGENDA
 LEGAL
 MAY 16, 2024**

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 4/1/24, 4/1/24, 4/1/24, 4/1/24 and 4/8/24) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$36.64, \$44.64, \$143.24, \$44.64 and \$6,265.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 6,534.16

Legal fees approved for payment to outside counsel in relation to patent and other intellectual property matters:

Payment of legal fees for professional services rendered by Bradley Arant Boult Cummings, LLP (statements dated 3/12/24, 4/9/24, 4/9/24 and 4/9/24) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Wave Amplifier Provisional Application” - \$126.00; “Polypipe Irrigation Tubing Provisional Application” - \$6,620.00; “Wave Amplifier Provisional Application” - \$7,605.00; and “US Provisional Application No. 63/392, 148” - \$40.00, respectively.)

TOTAL DUE.....\$ 14,391.00

Payment of legal fees for professional services rendered by Conley Rose (statement dated 4/3/24) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Compositions and Methods for Use in Food Processing and Preservation” - \$2,500.00.)

TOTAL DUE.....\$ 2,500.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 11/27/23, 11/27/23, 3/19/24, 3/19/24 and 3/19/24) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Cottonseed Oil Polymer” - \$936.00; “Processing Conventional Papers and Pulp into Hydrophobic and Water-Resistant Packing Materials and Tableware” - \$5,778.00; “Wood Dimensional Stability Enhancement by Metal Ion Modification” - \$38.00; “Polymeric-Coated Electrodes for Sensing of Oil and Other Analytes in Liquid and Methods of Making” - \$731.50; and “Processing Conventional Papers and Pulp into Hydrophobic and Water-Resistant Packing Materials and Tableware” - \$38.00, respectively.)

TOTAL DUE.....\$ 7,521.50

**BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
 INFORMATION AGENDA
 LEGAL
 MAY 16, 2024**

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 1/25/23, 4/27/23, 5/23/23, 6/7/23, 7/13/23, 8/24/23, 8/24/23, 8/24/23, 8/24/23, 8/24/23, 8/24/23, 9/26/23, 9/26/23, 10/24/23, 11/17/23, 11/30/23, 11/30/23, 1/22/24, 1/22/24, 1/29/24, 1/29/24, 1/29/24, 1/29/24, 2/21/24, 2/21/24, 2/21/24, 3/22/24, 3/22/24, 3/22/24, 3/22/24, 3/22/24, 3/22/24, 3/22/24, 3/22/24, 3/26/24, 3/26/24, 3/26/24, 3/29/24, 4/17/24 and 4/17/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$479.00, \$663.50, \$4,220.50, \$94.00, \$38.00, \$702.00, \$52.00, \$2,169.00, \$203.00, \$104.00, \$634.00, \$1,162.00, \$237.50, \$38.00, \$592.00, \$1,247.50, \$388.50, \$277.00, \$18,013.00, \$8,704.00, \$792.00, \$625.00, \$7,627.17, \$75.00, \$10,575.00, \$52.00, \$771.00, \$569.00, \$237.50, \$3,412.50, \$9,050.00, \$946.00, \$234.00, \$218.00, \$586.00, \$216.00, \$588.00, \$563.00, \$3,636.00, \$1,166.50 and \$12,050.00, respectively, represent services and expenses in connection with patents or intellectual property matters.)

TOTAL DUE.....\$ 94,008.17

Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 4/18/22, 9/13/23, 2/21/24, 2/21/24, 2/21/24, 3/21/24, 3/21/24 and 4/17/24) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$2,888.00, \$885.00, \$131.25, \$525.00, \$2,975.00, \$480.00, \$9,120.00 and \$5,020.00, respectively represent services and expenses in connection with intellectual property patents.)

TOTAL DUE.....\$ 22,024.25

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy, P.C. (statements dated 12/13/23, 4/12/24, 4/12/24, 4/12/24 and 4/12/24) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “General Matters” - \$1,791.13; “General Matters” - \$105.00; “US Patent Application No.: 17/044,227” - \$1,215.00; “Trauma Belt for Non-Tourniquetable Hemorrhage Control” - \$760.00; and “Composite Zbar” - \$600.00).

TOTAL DUE.....\$ 4,471.13

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
ADMINISTRATION/POLICY
May 16, 2024

1. SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL

The following items have been approved by the Commissioner on behalf of the Board and are available for review in the Board Office.

- a. **MSU** – On April 16, 2024, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and Aramark Educational Services, LLC to lease Perry Hall cafeteria and adjacent property, specifically described in Exhibit A to the Lease Agreement, and pursuant to the Food Services Management Agreement between the parties dated April 20, 2023. Aramark will make improvements to the property to benefit the University’s dining facilities. The term of the lease will begin the first date of entry for construction of the project and continue until completion and acceptance of improvements in accordance with the approved design documents. All such improvements made to and on the property shall revert back to and become the property of the University upon termination of the Lease. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Service Contracts. A copy of the document is on file in the IHL Board Office.
- b. **MSU** – On April 22, 2024, Commissioner Alfred Rankins, Jr. approved the Access and Maintenance Easement Agreement between Mississippi State University (grantor) and the City of Starkville, Mississippi (grantee) to allow the City to construct and maintain a new interchange at the intersection of Old Mayhew Road and East Lee Boulevard adjacent to the MSU campus. The City will be responsible for all construction, maintenance, and repairs in the easement area. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Service Contracts. A copy of the document is on file in the IHL Board Office.
- c. **MSU** – On April 26, 2024, Commissioner Alfred Rankins, Jr., approved a Rent Agreement between Mississippi State University and BCR Investments, LLC for a 40’ x 24’ storage unit located at 1085 Stark Road in Starkville, MS to house research equipment and materials while not in use by the MSU Geosystems Research Institute. The term of the agreement is one year, effective May 1, 2024 through April 30, 2025, at a cost of \$8,700 payable in quarterly installments of \$2,175 each. There is an option to extend the agreement for two one-year terms by mutual agreement of the parties. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- d. **MSU** – On April 17, 2024, Commissioner Alfred Rankins, Jr., approved the request for Mississippi State University to advertise and receive bids for the harvest of timber and to award contracts to the highest bidder who satisfies all additional bid requirements (Timber Sale 24-01 MF02012). This sale area is

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
ADMINISTRATION/POLICY
May 16, 2024

approximately 42 acres consisting of mainly pine sawtimber. The sale will be a final harvest sale sold for a lump sum to the highest bidder. The sale area is located on the Costal Plain Research Station located in Section 21, Township 6N, Range 12E, Newton County, MS. All timber must be cut and removed by December 31, 2025. The estimated timber volume is 4,373 tons. The Office of the Attorney General has reviewed the timber sales request and found the same to be in compliance with applicable law. It is compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the documents is on file at the Board Office.

- e. **MSU** – On April 22, 2024, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University and Boutwell Rental, LLC for approximately 3,832 square feet of space located at 6068 US Highway 49 in Hattiesburg, MS to provide space for a Resource and Referral Center operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is 12 months effective June 1, 2024 through May 31, 2025, at a total cost of \$54,000 payable in monthly installments of \$4,500 each due on the first of each month. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- f. **MSU** – On April 22, 2024, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University and Litchfield Windriver, LLC for approximately 2,660 square feet of space located at 409 Briarwood Drive in Jackson, MS to provide space for a Resource and Referral Center operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is 24 months effective May 1, 2024 through April 30, 2026, at a total cost of \$71,808 payable in monthly installments of \$2,992 each due on the first of each month. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- g. **MSU** – On April 22, 2024, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between Mississippi State University and Faulkner Inn, LLC for approximately 2,700 square feet of space located at 204 Cleveland Street in New Albany, MS to provide space for a Resource and Referral Center operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is 24 months effective May 1, 2024 through April 30, 2026, at a total cost of \$62,400 payable in monthly installments of \$2,600 each due on the first of each month. There is an option to extend the lease for one additional year at the same monthly rate by agreement of all parties. The IHL Associate Commissioner for Legal Affairs and Risk Management has reviewed the agreement and found the same to be compliant

BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
INFORMATION AGENDA
ADMINISTRATION/POLICY
May 16, 2024

with Board Policy 707.01 Land, Property, and Service Contracts and 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.

- h. **UM** – In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets that do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported subsequently to the Board of Trustees. On April 12, 2024, Commissioner Alfred Rankins, Jr. approved the revisions to the Mississippi Law Research Institute Budget, the Mississippi Mineral Resources Institute Budget, the Research Institute of Pharmaceutical Sciences Budget, the Mississippi Center for Supercomputing Research Budget, the Center for Manufacturing Excellence Budget, and the State Court Education Program Budget for Fiscal Year 2024. The Executive Office financial staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.
- i. **UM** – In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On April 16, 2024, Commissioner Alfred Rankins, Jr. approved the Parking and Traffic Rules and Regulations for 2024-2025. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the documents.