

Approved by the Regents
May 14, 2009

APRIL MEETING, 2009

*The University of Michigan
Ann Arbor
April 16, 2009*

The Regents convened at 3:00 p.m. in the Regents' Room. Present were President Coleman and Regents Darlow, Deitch, Maynard, Ilitch, Newman, Richner, Taylor, and White. Also present were Vice President and Secretary Churchill, Vice President Forrest, Vice President Harper, Executive Vice President Kelch, Vice President Lampe, Chancellor Little, Vice President May, Chancellor Person, Vice President Scarnecchia, Executive Vice President Slottow, Provost Sullivan, and Vice President Wilbanks.

Call to Order and President's Opening Remarks

President Coleman called the meeting to order. She reported that three UM students had recently won NCAA national championships, and introduced two of them: Tyler Clary, who earned two national championships in swimming, and Steve Luke, the NCAA wrestling champion at 174 pounds, who was also the first University of Michigan wrestler in 35 years to have an undefeated season. The third student, Tiffany Ofili, who could not be present, is the NCAA champion in the 60-meter hurdles. President Coleman also commended senior Eszter Zavodszky, recipient of the prestigious Churchill Scholarship.

President Coleman further noted that two faculty members, Laura Kasischke and Heidi Kumao, had received 2009 Guggenheim Fellowships, and another, Steven Wright, is being recognized by the Presidents Council, State Universities of Michigan, as the state's Distinguished Professor of the Year.

President Coleman reported that the inauguration of Ruth Person as the seventh chancellor of the University of Michigan-Flint would take place on April 17, and that this

meeting would be the last that Dr. Robert Kelch would attend as executive vice president for medical affairs.

President Coleman highlighted the agenda item regarding the proposed renovation of Couzens Hall, noting that it would be the latest project in the Residential Life Initiative. She concluded by announcing that she recently had a campus conversation with students about tuition, financial aid, and the University's budget situation, and that a concise explanation of the budget would be posted on the University's website.

She then called on Provost Sullivan.

Financial Aid Update

Provost Sullivan gave a presentation highlighting the effect of the provisions of the American Recovery and Reinvestment Act (ARRA, or "stimulus legislation") on financial aid. The most significant provision, she noted, is a tuition tax credit, known as the American Opportunity Tax Credit, which provides up to a maximum amount of \$2,500, effective for the 2009-2010 and 2010-2011 school years. The University estimates that over 22,000 UM families will qualify for the tax credit, and that \$2,500 represents more than 20% of current resident undergraduate tuition. In effect, she noted, a significant portion of the student body will receive more than 20% of next year's tuition from the federal government, representing a total of about \$55 million, or half again the amount the University itself has been able to offer in financial aid. Provost Sullivan pointed out that this tax credit will be of particular benefit for middle-income families.

Provost Sullivan reported out that the ARRA also calls for increasing the maximum Pell Grant by \$619, to \$5350. The increase in Pell funds, which are targeted to low-income students,

will free up institutional grant aid which can then be distributed to other students; this increased funding at the University will total approximately \$2 million.

The third aspect of the stimulus legislation provides for increased Federal Work Study funding that will provide an additional \$1.6 million in one-time funding for all three campuses. This means that the campuses will be able to fund about 440 more student jobs for 2009-10. Provost Sullivan pointed out that the tax rebates distributed as part of the Stimulus Act of 2008 are excluded when calculating the expected family contribution for financial aid.

Provost Sullivan concluded that the federal economic stimulus legislation will help to defer the cost of attending the University of Michigan, but at the same time, additional institutional investment in financial aid continues to be a top priority.

It was noted that the University would make information available through its website to inform families about the benefits being offered through the stimulus legislation, and that the University would continue to emphasize its policy of meeting the full demonstrated financial need for resident undergraduate students.

Committee Reports

Finance, Audit and Investment Committee. Regent White, chair of the Finance, Audit and Investment Committee, reported that attendees had included Regents Deitch, Ilitch, Maynard, and Executive Vice President Slottow. The first agenda item was a review of the financial challenges facing WFUM-TV, the University's television station. Vice President David Lampe and the director of Michigan Public Media, Steve Schram, were present for this discussion.

The second agenda item was the FY 2010 General Fund budget update. In addition to members of the Finance, Audit and Investment Committee, Regents Darlow, Newman, Richner,

and Taylor, President Coleman, Provost Sullivan, Associate Provost Phil Hanlon, Chancellor Little, and Chancellor Person also attended this session.

Personnel, Compensation and Governance Committee. Regent Darlow, chair of the Personnel, Compensation and Governance Committee, reported that Regents Taylor, and Newman, along with Provost Sullivan, President Coleman, and Vice President Churchill, had attended the committee meeting that morning.

The agenda included a report from Provost Sullivan on searches underway and reappointments under consideration. Dean Terry McDonald of the College of Literature, Science, and the Arts, along with associate deans Derek Collins and Anthony Francis, presented a comprehensive report on the humanities component of the College of LS&A, the third in a series of reports on various aspects of the college. This committee then joined the Finance, Audit and Investment Committee for the discussion of the FY2009-2010 General Fund budget.

President Coleman then turned to the consent agenda.

Consent Agenda

Minutes. Vice President Churchill submitted for approval the minutes of the meeting of March 19, 2009.

Reports. Executive Vice President Slottow submitted the Investment Report, Plant Extension Report, Regents Report on Non-competitive purchases over \$5,000 from Single Sources, December 16, 2008 through March 15, 2009, and the University Human Resources Report. He reported that the Law School lighting project had been completed to spectacular effect, thanks to the generosity of alumnus Charlie Munger.

Litigation Report. Vice President Scarnecchia submitted the Litigation Report.

Research Report. Vice President Forrest submitted the Report of Projects Established, March 1-March 31, 2009.

University of Michigan Health System. There was no additional report from the University of Michigan Health System.

Division of Student Affairs. Vice President Harper noted that the 2008-2009 MSA president, Sabrina Shingwani, had completed her term. She recounted some of Ms. Shingwani's accomplishments and thanked her for her service, noting how well she had served students and the University during her term. A round of applause followed for Ms. Shingwani.

University of Michigan-Flint. Chancellor Person had no additional report, but noted that she was looking forward to her inauguration celebration the following day.

University of Michigan-Dearborn. Chancellor Little reported that the University of Michigan-Dearborn public safety officers had done an outstanding job of securing the campus in the wake of a tragic murder-suicide that had occurred on the campus of Henry Ford Community College, which is adjacent to the Dearborn campus. He also noted that as part of the campus's continuing series of "conversations about race," guest Gwen Ifels had commended the campus community for its easy way of talking about racial subjects.

Michigan Student Assembly Report. Ms. Sabrina Shingwani, outgoing president of MSA, reviewed her accomplishments during the year of her presidency, and thanked the administration and the Regents for their ongoing efforts on behalf of students. She then introduced Abhishek Mahanti, newly-elected president. Mr. Mahanti noted that his initiatives will focus on reaching out to the student body at large, and doing small things to promote communication among students. He then listed some of the specific efforts he has planned for the coming year.

Voluntary Support. Vice President May submitted the report of voluntary support for March 2009.

Personnel Actions/Personnel Reports. Provost Sullivan submitted a number of personnel actions and personnel reports. Executive Vice President Slottow thanked Greg Tewksbury for his service as interim associate vice president for finance, and highlighted the appointment of Rowan Miranda as associate vice president for finance, effective April 20, 2009.

Retirement Memoirs. Vice President Churchill submitted two faculty retirement memoirs.

Memorials. Vice President Churchill submitted a memorial statement for Professor Matthew Hilton-Watson, associate professor of foreign languages at the University of Michigan-Flint.

Degrees. There are no actions with respect to degrees this month.

Approval of Consent Agenda. On a motion by Regent Taylor, seconded by Regent Richner, the Regents unanimously approved the consent agenda.

Alternative Asset Commitments

Executive Vice President Slottow reported that follow-on investments have been made with the following previously-approved partnerships: \$15 million to Kayne Anderson Energy Fund, L.P., and \$10.81 million to Kleiner Perkins Caufield & Byers.

Report of University Internal Audits

Executive Vice President Slottow submitted the report of the Office of University Audits activities for the period February 1, 2009 through February 28, 2009.

Revised Parking Permit Rate Increases for Fiscal Year 2010

Executive Vice President Slottow announced that due to a number of factors, a lower increase in staff parking permit rates than had originally been proposed for FY2009-2010 would now be sufficient. Consequently the only rate category that will be increased for this time period is the “Gold” category.

Planned Uses of Income from the Julian A. Wolfson and the Marguerite Wolfson Endowment Funds for the Fiscal Year 2009-2010

On a motion by Regent White, seconded by Regent Ilitch, the Regents unanimously approved the uses of the income of the Wolfson Endowment Funds as recommended by the Law Faculty.

Appointment of Auditors

On a motion by Regent Taylor, seconded by Regent Maynard, the regents unanimously approved the appointment of PricewaterhouseCoopers LLP as external auditors for fiscal year 2009.

Couzens Hall Renovation

Executive Vice President Slottow noted that this deep renovation of Couzens Hall, part of the overall Residential Life Initiative, would update building infrastructure, including plumbing, heating, ventilation, fire detection and suppression systems; create new and renovated spaces; and provide air-conditioning throughout the building. The estimated cost of the project is \$49 million.

On a motion by Regent Maynard, seconded by Regent Darlow, the Regents unanimously approved the Couzens Hall Renovation Project as described, and authorized commissioning Integrated Design Solutions, LLC for its design.

Engineering Programs Building Addition

Executive Vice President Slottow introduced Mr. Don Root, associate with Integrated Design Solutions, LLC, to present the schematic design for this project, which is meant to provide a flexible workspace for student project teams in the College of Engineering. Mr. Root displayed a map and site plan to show where this building is to be located in relation to other existing buildings. He noted that the Solar Car Team would occupy most of the first level. He displayed schematics of the first floor, the second floor mezzanine, and an exterior view of the roof, pointing out that it would accommodate solar cells for experimentation.

On a motion by Regent White, seconded by Regent Richner, the Regents unanimously approved the schematic design for the Engineering Programs Building Addition Project as presented at the meeting.

Thompson Street Parking Structure Addition

Executive Vice President Slottow reported that this project had originally been approved at the April 2008 meeting, but that bids came in over budget. Therefore, the project has been redesigned to keep it within the original budget of \$15.7 million. Associate Vice President Baier presented the revised design, noting that the main features of the project, which provides a 365-space parking structure addition and 9,000 gross square feet of office and support space, have not changed. In the redesign, an additional elevator and stairwell have been eliminated.

On a motion by Regent Newman, seconded by Regent Maynard, the Regents unanimously approved the revised schematic design and the awarding of construction contracts for the Thompson Street Parking Structure Addition Project as presented at the meeting.

Conflict of Interest Items

President Coleman announced that the agenda includes 12 conflict of interest items, each of which requires 6 votes for approval. These would be considered as a block, since no regent had requested recusal from any item. On a motion by Regent Newman, seconded by Regent Richner, the Regents unanimously approved the following agreements:

Lease Amendment Agreement with C-3 Partners

The regents approved a lease amendment agreement with C-3 Partners for 8,091 square feet of property located at 535 West William Street, Ann Arbor. Because William C. Martin, a University of Michigan employee, is also a partner in C-3 Partners, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. The parties to the lease amendment agreement are the Regents of the University of Michigan and C-3 Partners.
2. The service to be provided is the lease of 8,081 square feet in a building at 535 West William Street, Ann Arbor, Michigan, for one year, beginning June 1, 2009 through May 31, 2010, at a monthly rate of \$12,659.99 for the year. Tenant will be responsible for gas and electric usage plus janitorial service.
3. The pecuniary interest arises from the fact that William C. Martin, a University of Michigan employee, is a partner of C-3 Partners.

Authorization to enter into an agreement with QE Tools, LLC

The regents approved an agreement between the College of Engineering Interdisciplinary and Professional Engineering and QE Tools, LLC. Because Patrick Hammett and Luis Guzman, University of Michigan employees, are also president and vice president, respectively, of QE Tools, LLC, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the contract are the Regents of the University of Michigan and its College of Engineering Interdisciplinary and Professional Engineering and QE Tools, LLC.

2. The agreement is for purchase of QE Tools add-in software for use with six Sigma Green Belt online training programs. The cost is \$50 per licensed user, not to exceed a total of \$80,000 through 2012.
3. The pecuniary interest arises from the fact that Patrick Hammett and Luis Guzman, University of Michigan employees, are owners of QE Tools, LLC, and president and vice president, respectively.

Community of Interest Agreement between the University of Michigan and Tissue Regenerative Systems, Inc.

The regents approved a community of interest agreement with Tissue Regenerative Systems, Inc. (“TRS”), that will enable TRS to participate in discussions with Michigan’s patent attorneys and review attorney work product documents addressing issues relating to patent prosecuting strategy for the technology it has licensed from the University. This agreement provides for the disclosure to all parties of such confidential information. Because Dr. Scott Hollister, Dr. Frank LaMarca, Dr. Stephen Feinberg, Dr. Suman Das, and Dr. Chia-Ying Lin, University of Michigan employees, are also partial owners of TRS, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the Regents of the University of Michigan and TRS.
2. Agreement terms provide for how the information is disclosed to the parties, who may review the information at both parties, and for what purposes the information may be used.
3. The pecuniary interests of Drs. Hollister, LaMarca, Feinberg, Das, and Lin arise from their ownership interest in TRS.

Community of Interest Agreement between the University of Michigan and Incept BioSystems, Inc.

The regents approved a community of interest agreement with Incept BioSystems, Inc. that will enable Incept BioSystems, Inc. to participate in discussions with Michigan’s patent attorneys and review attorney work product documents addressing issues relating to patent prosecuting strategy for the technology it has licensed from the University. This agreement provides for the disclosure to all parties of such confidential information. Because Dr. Shuichi

Takayama and Dr. Gary Smith, University of Michigan employees, are also partial owners of Incept BioSystems, Inc., this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the Regents of the University of Michigan and Incept BioSystems, Inc.
2. Agreement terms provide for how the information is disclosed to the parties, who may review the information at both parties and for what purposes the information may be used.
3. The pecuniary interests of Drs. Takayama and Smith arise from their ownership interest in Incept BioSystems, Inc.

Research Agreement between the University of Michigan and the Institute for Social and Environmental Research (ISER)

The regents approved a research agreement with the Institute for Social and Environmental Research (ISER) to enable University of Michigan faculty members to participate with staff of ISER in a pilot award from the National Institutes of Health (NIH). Because Dr. Dirgha Ghimire, a University of Michigan employee who will participate in the funded research, is also director and member of the board of directors of ISER, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the Regents of the University of Michigan and the Institute for Social and Environmental Research (ISER).
2. The terms of the proposed agreement are acceptable and conform to University policy. The period of performance is July 1, 2009 through June 30, 2010.
3. The pecuniary interest of Dr. Ghimire arises from his status as a director and member of the board of directors of ISER.

License Agreement between the University of Michigan and Nymirum, Inc.

The regents approved an option agreement with Nymirum, Inc. (the “Company”) to obtain an option to the University’s rights associated with the following technology: UM OTT File No. 4130, “High-Throughput Ensemble-Based Docking Against Flexible Biomolecular Targets.” Because Dr. Al-Hashimi and Dr. Michael E. Pape, University of Michigan employees,

are also partial owners of the Company, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the Regents of the University of Michigan and Nymirum, Inc.
2. Agreement terms include granting the Company an option for an exclusive license with the right to grant sublicenses. The Company will pay an option fee and reimburse patent costs. The University will retain ownership of the optioned technology and may continue to further develop it and use it internally. No use of University services or facilities, nor any assignment of University employees, is obligated or contemplated under the agreement. Standard disclaimers of warranties and indemnification apply, and the agreement may be amended by consent of the parties. University procedures for approval of these changes will be followed and additional conflict of interest review will be done as appropriate.
3. The pecuniary interests of Drs. Al-Hashimi and Pape arise from their ownership interest in Nymirum.

Master Agreement between the University of Michigan and Accord Biomaterials, LLC

The Regents approved a master agreement between the University of Michigan and Accord Biomaterials, LLC (“Accord”), which is a partially-owned subsidiary of Michigan Critical Care Consultants (“MC3”). The agreement will allow the University to participate in various projects that Accord will support independently, and allow Accord to participate in various projects that the University will fund independently. Because Dr. Robert Bartlett, an active emeritus faculty member, is also co-founder of MC3, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the Regents of the University of Michigan and Accord Biomaterials, LLC.
2. The University will enter into a master agreement with Accord that will cover standard procedures for performance of projects as well as provisions implementing University and federal policies related to intellectual property and publication. The master agreement will cover an initial five-year period with a total authorization not to exceed \$500,000. The University will use standard sponsored project accounting procedures to determine the cost of each project. Accord will use substantially similar and compatible project accounting procedures to determine the cost of each project. Budgets will be reviewed and approved by authorized representatives of each

department and school/college where projects are to be performed. The master agreement will allow the University and Accord to specify projects that the University will conduct under the terms of the master agreement, or that Accord will conduct under the master agreement. Since research projects are often amended, the master agreement includes provisions for changes in time, amount, and scope of each supported project. University procedures for approval of each project will be followed and additional review by the Medical School Conflict of Interest Board will be done on a project-by-project basis.

3. Dr. Bartlett's pecuniary interest arises from his status as co-founder of Michigan Critical Care Consultants.

Master Confidential Disclosure Agreement between the University of Michigan and the Sarcoma Alliance for Research through Collaboration

The Regents approved a master confidential disclosure agreement ("CDA") with the Sarcoma Alliance for Research Through Collaboration ("SARC") which will allow the University to participate in various projects that SARC will support independently. Because Dr. Laurence Baker, a University of Michigan employee, is also president of SARC, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the University of Michigan and SARC.
2. The University will enter into a Master CDA with SARC, which will allow for the disclosure of confidential information to the University, to allow University researchers to determine if they wish to participate in SARC sponsored studies under the terms of the master trial agreement ("MTA"). No funding will be provided under the master CDA, nor will any intellectual property rights be determined therein. Those rights are determined under the MTA.
3. Dr. Laurence Baker receives no compensation from SARC and has no financial interest in SARC.

Master Agreement between the University of Michigan and SWOG-Clinical Trials Initiative, LLC ("SWOG-CTI")

The Regents approved a master agreement with SWOG-CTI ("Company") to enable the University to participate in various projects that the Company will support independently or from grants from third parties. Because Dr. Laurence Baker, a University of Michigan employee, is also president of the Hope Foundation, which is a managing member of the SWOG-CTI, and chair of the Southwest Oncology Group, a cancer clinical trial research consortium hosted by the

University of Michigan, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the University of Michigan and SWOG-Clinical Trials Initiative, LLC.
2. The University will enter into a Master Agreement with the Company that will cover standard procedures for performance of projects as well as provisions implementing University and federal policies related to intellectual property and publication. The Master Agreement will cover an initial three and a half year period with a total authorization not to exceed \$5,000,000. The University will use standard sponsored project accounting procedures to determine the cost of each project. Budgets will be reviewed and approved by the authorized representatives of each department and school/college where projects are to be performed. The Master Agreement will allow the University and the Company to specify projects that the University will conduct under the terms of the Master Agreement. Because research projects are often amended, the Master Agreement includes provisions for changes in time, amount, and scope of each supported project. University procedures for approval of each project will be followed and additional review by the Medical School Conflict of Interest Board will be done on a project-by-project basis.
3. Dr. Baker has no pecuniary interest in this agreement.

Subcontract Agreement between the University of Michigan and ElectroDynamic Applications, Inc.

The Regents approved a subcontract agreement with ElectroDynamic Applications, Inc. (“EDA”) that will enable EDA to subcontract to the University for Phase 2 of an STTR award EDA has received. Because Alec Gallimore and Brian Gilchrist, University of Michigan employees, are also co-founders and co-owners of EDA, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the University of Michigan and ElectroDynamic Applications, Inc.
2. The total subcontract to the University for the Phase 2 research is for \$153,938 for the period November 15, 2008 through October 31, 2010. Since research agreements are often amended, the agreement includes provisions for changes in time, amount, and scope. University procedures for approval of these changes will be followed and additional review by the Conflict of Interest Review Committee will be done as appropriate.
3. The pecuniary interests of Alec Gallimore and Brian Gilchrist arise from their status as co-founders and co-owners of EDA. They will only serve on this project in their capacity as representatives of the University.

License Agreement between the University of Michigan and ImBio, Inc.

The Regents approved a license agreement with ImBio, Inc., (“Company”) that will give the Company a license to the University’s rights associated with the following technology: UM OTT File No. 4224, “Akt Molecular Reporter.” Because Brian Ross and Al Rehemtulla, University of Michigan employees, are also partial owners of the Company, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the Regents of the University of Michigan and ImBio, Inc.
2. Agreement terms include granting the Company an exclusive materials license. The Company will pay a license fee as well as royalties on net sales. The University will retain ownership of the licensed technology and may continue to further develop it and use it internally. No use of University services or facilities, nor any assignment of University employees, is obligated or contemplated under the agreement. Standard disclaimers of warranties and indemnification apply, and the agreement may be amended by consent of the parties. University procedures for approval of these changes will be followed and additional conflict of interest review will be done as appropriate.
3. The pecuniary interests of Drs. Ross and Rehemtulla arise from their ownership interest in ImBio, Inc.

Subcontract Agreement between the University of Michigan and the Greenleaf Center for Servant-Leadership

The Regents approved a subcontract agreement with the Greenleaf Center for Servant-Leadership (“Greenleaf Center”), enabling the Greenleaf Center to fund a project in the School of Education. Because Dr. John Burkhardt, a University of Michigan employee, is also a member of the board of directors of the Greenleaf Center, this agreement falls under the State of Michigan Conflict of Interest Statute. The following information is provided in compliance with statutory requirements:

1. Parties to the agreement are the University of Michigan and the Greenleaf Center for Servant-Leadership.
2. The terms of the proposed agreement are acceptable and conform to University policy. The period of performance for the project is twelve (12) months and the amount of funding support is \$15,000.

3. Dr. Burkhardt has no pecuniary interest in the Greenleaf Center.

William L. Clements Library Director Reporting Relationship

Provost Sullivan submitted an item for information intended to clarify and document the reporting relationship of the director of the William L. Clements Library to the provost and executive vice president for academic affairs.

Proposed Amendments to Regents' Bylaws

Vice President Churchill commented that the proposed revisions to the bylaws update or delete references to practices, titles, or entities that either no longer exist or have changed since the bylaws were last revised. Bylaw 14.06 has been updated to reflect current federal and state laws and policies in this area. She noted that the proposed revisions have been reviewed by the Regents' Personnel, Compensation and Governance Committee and were posted in the *University Record* for public comment. They incorporate suggestions received from SACUA in response to the posting.

On a motion by Regent Newman, seconded by Regent Maynard, the Regents approved the following changes to the Bylaws of the Board of Regents (*additions are underlined; deletions are crossed out*).

Sec. 2.04. The Provost and Executive Vice President for Academic Affairs (revised ~~July 2008~~ April 2009)

The provost and executive vice president for academic affairs will be the chief academic and budget officer for the Ann Arbor campus of the University of Michigan. In this capacity, the provost and executive vice president for academic affairs will exercise executive responsibility for the Ann Arbor campus educational programs and supporting activities.

The following positions will report directly to the provost and executive vice president for academic affairs: the deans of the schools and colleges ~~and of the Division of Kinesiology~~ (the deans of the Medical School and the School of Nursing report to and are appointed jointly by the provost and executive vice president for academic affairs and the executive vice president for medical affairs), the director of the Institute for Social Research, the university librarian and dean of libraries, the director of the Museum of Art, and other administrative offices as determined by the president.

The provost and executive vice president for academic affairs will be a member, without vote, of each of the governing faculties. The provost and executive vice president for academic affairs will recommend faculty appointments, promotions and tenure actions to the president for action by the Board of Regents.

Sec. 4.03. Senate Assembly Composition (revised ~~September 1990~~ April 2009)

There shall be a Senate Assembly which shall consist of ~~seventy-two~~ seventy-four senate members apportioned among the various schools and colleges according to the number of senate members in each school or college ~~and one member from the Division of Kinesiology~~. The assembly shall make a reapportionment every three years. The members of the assembly shall serve for terms of three years (or longer in accordance with Sec. 4.07) so adjusted that the terms of approximately one-third of the members shall expire each year. A member who has served one term will not immediately be eligible for re-election.

Sec. 6.05. Divisions of the University (revised January 1993 April 2009)

A division of the University may be established by the president and the board on request from faculty members interested in a common substantive field which cuts across administrative lines, for the purpose of coordinating allied interests and activities. In the exercise of its functions, a division shall concern itself with the interrelations of programs of instruction, the encouragement of individual research, the promotion of cooperative investigations, and the performance of extramural services. The functioning agency of a division shall be a general committee representative of the constituent departments and constituted in such a manner as may be deemed appropriate in each division. The individuals constituting the general committee shall be nominated by appropriate agencies of the schools, colleges, and departments.

A division is not an administrative unit. It shall cease to exist when the constituent members do not request appointment of members and officers for the ensuing year. It may be reactivated by a request to the president from former constituent members.

The chair of each division shall be appointed by the president on recommendation of the division members.

~~This section shall not apply to the Division of Kinesiology, which is an operative administrative and academic unit.~~

Sec. 8.01. The Director of Admissions Admission of Undergraduate Students (revised November 1993 April 2009)

Ann Arbor Campus

~~The associate vice provost and executive director of undergraduate admissions is responsible for the admission of students entering the undergraduate schools and colleges from high school and for such other admissions as may, from time to time, be assigned to the director's jurisdiction by the various faculties. The director of admissions shall be responsible for the admission of students entering the undergraduate schools and colleges from high school and for such other admissions as may, from time to time, be assigned to the director's jurisdiction by the various faculties. The associate vice provost and executive director of undergraduate admissions is appointed by the board on recommendation by the president, responsible and reports to the provost and executive vice president for academic affairs., shall be appointed to the board on recommendation by the president. The director of admissions shall be responsible for the admission of students entering the undergraduate schools and colleges from high school and for such other admissions as may, from time to time, be assigned to the director's jurisdiction by the various faculties. Admissions of undergraduate students to the University of Michigan Dearborn and the University of Michigan Flint may be handled by the respective units, with such coordination as may from time to time be directed by the provost and executive vice president for academic affairs.~~

University of Michigan-Dearborn

~~The director of admissions and orientation at the University of Michigan-Dearborn is responsible for the admission of students to its undergraduate programs. The director of admissions and orientation is appointed by and reports to the vice chancellor for enrollment management and student life.~~

University of Michigan-Flint

~~The director of undergraduate admissions at the University of Michigan-Flint is responsible for the admission of students to its undergraduate programs. The director of undergraduate admissions is appointed by and reports to the provost and vice chancellor for academic affairs.~~

Sec. 10.01. Policies Governing Student Fees (revised April 2009)

The Board of Regents shall determine the level of full program student fees and a schedule of such fees shall be published. All other student fees shall be fixed by the ~~Committee on Budget Administration.~~ University Committee on Fees.

Sec. 11.15. The School of Education: Courses for the Training of Teachers of KinesiologyPhysical Education (Revised April 2009)

In cooperation with the ~~Division~~School of Kinesiology, the School of Education will provide a curriculum for the training of physical education teachers.

Sec. 11.65. ~~Division~~School of Kinesiology Executive Committee (UpdatedRevised January 2005April 2009)

~~The Division of Kinesiology will be maintained for the purpose of conducting research and offering curricula in movement science, sports management, athletic training, and physical education. It will be in the charge of a dean appointed by the board on recommendation by the president and responsible to the provost and executive vice president for academic affairs.~~

The executive committee will consist of the dean and four members of the governing faculty to be appointed by the board on recommendation by the president. The appointed faculty members will hold office for a two-year term. The appointed faculty members will be eligible to serve two consecutive two-year terms, but will not be eligible for reappointment to any additional two-year terms until after the lapse of one year. The dean will chair the committee.

Sec. 13.08. Institute for Social Research (revised November 1993April 2009)

The Institute for Social Research shall be maintained for the purpose of research, service, and training in the social sciences and related disciplines.

The institute shall be under the direction of a director, appointed by the board on recommendation by the president, and responsible to the vice president for researchprovost and executive vice president for academic affairs. The director will be appointed by the board on recommendation by the president, assisted by an executive committee, consisting. ~~The executive committee shall consist~~ of the director, *ex officio*, chair; the dean of the graduate school, *ex officio*, or a representative designated by the dean; and at least six and not more than nine additional members of the University Senate representing fields related to the activities of the institute, to be appointed by the board on recommendation by the president. The appointed members shall hold office for three years each, the terms to be so adjusted that at least two vacancies shall occur each year.

The executive committee shall be responsible for the determination of general policies regarding the nature and scope of the activities of the institute, and in cooperation with the responsible officers of the teaching units, for the coordination of its activities with the research and training functions of such units. It shall also be responsible to the ~~vice president for research~~provost and executive vice president for academic affairs for recommendations relating to the appointment of members of the staff and the budget, and for the approval of contracts for service to be rendered by the institute, provided that such contracts must also have the approval of the executive vice president and chief financial officer.

The activities of the institute shall be financially supported from the proceeds of contracts for services rendered to organizations, agencies, or institutions outside of the University; or from grants for research or training. The institute may be compensated for services rendered to the educational programs of teaching units and other agencies of the University.

Sec. 13.10. The University Club

~~The University Club shall be maintained for the informal association of the faculty, staff, students, alumni, and alumnae of the various schools and colleges of the University. By providing a variety of opportunities for these groups to associate, the club shall serve to integrate the interests they have in common as members of the University community.~~

~~In order to facilitate its operations, the club is authorized to retain its form as a corporation under the laws of the state of Michigan, adapting its charter and bylaws to the purpose here stated and conforming to the general bylaws of the board. In accordance with its bylaws, the club shall be in the charge of a board of directors consisting of fifteen persons elected from its membership and approved by the Board of Regents. The board of the club shall elect a president, vice president, secretary, and treasurer from among its members. The board shall be responsible for the management of the club and the maintenance and control of its property and shall undertake, through revenue from dues and other sources, to meet its expenses.~~

~~Standards of eligibility for membership in the University Club shall be set forth in the club's bylaws.~~

Sec. 14.06. Nondiscrimination and Affirmative Action (revised ~~September 2007~~ April 2009)

The University of Michigan is committed to a policy of ~~nondiscrimination~~ and equal opportunity for all persons ~~regardless and does not discriminate on the basis~~ of race, ~~sex~~, color, ~~religion~~, ~~creed~~, national origin ~~or ancestry~~, age, marital status, ~~sex~~, sexual orientation, gender identity, gender expression, disability, ~~religion~~, height, weight, or ~~Vietnam-era~~ veteran status.

The University also is committed to compliance with all applicable laws regarding nondiscrimination and affirmative action.

Appointment and reappointments to the Washtenaw Community Health Organization (WCHO) Board of Directors

On a motion by Regent Maynard, seconded by Regent Darlow, the Regents unanimously approved the following appointments to the WCHO Board of Directors: Ms. Martha Bloom (new appointment), Ms. Diane Davidson (reappointment), and Ms. Cassandra McCallister (reappointment). All appointments are for the term April 1, 2009-March 31, 2012.

Non-tenure-track Clinical Appointment Sequence in the College of Engineering

On a motion by Regent White, seconded by Regent Ilitch, the regents unanimously approved a non-tenure-track clinical appointment sequence in the College of Engineering, effective April 17, 2009.

Public Comments

The regents heard comments from the following individuals, on the topics indicated: Marie Puccio, Claire Herbert, Shaun McGirr, and Tiffany Tsang, students, on the continuous enrollment policy; Elizabeth Axelson and Marc Ammerlan, faculty, on the LEO salary grievance; Karen Boore, student and publisher of the Michigan Review, on office space allocation bureaucracy; and Kai-Ming Lau and Adam London, students, in opposition to a tuition increase.

There being no further business, the meeting was adjourned at 5:00 p.m. The next meeting is scheduled for May 14, 2009.