



SCHEDULE OF EVENTS FOR BOARD OF REGENTS' MEETING

February 26, 2019
Austin, Texas

U. T. System Building, 2nd Floor, 210 West Seventh Street

- *Board Room 2.501 (Open Session and Executive Sessions)*
- *Executive Session Room 2.608 (Executive Sessions)*
- *Office of the Board of Regents: 512/499-4402*

Tuesday, February 26, 2019

Audit, Compliance, and Risk Management Committee	9:15 a.m.
Joint Audit and Finance Committees	9:30 a.m.
Finance and Planning Committee	10:00 a.m.
Facilities Planning and Construction Committee	10:30 a.m.
Academic Affairs Committee	11:00 a.m.
Health Affairs Committee	11:30 a.m.
Meeting of the Board - Open Session	11:40 a.m. <i>approximately</i>
Meeting of the Board - Executive Session (Working Lunch)	12:00 p.m.
Meeting of the Board - Open Session	4:30 p.m. <i>approximately</i>
Adjourn	5:00 p.m. <i>approximately</i>



**AGENDA
FOR MEETING
of
THE UNIVERSITY OF TEXAS SYSTEM
BOARD OF REGENTS**

**February 26, 2019
Austin, Texas**

Tuesday, February 26, 2019

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COMMITTEE MEETINGS

9:15-11:40 a.m.

CONVENE THE BOARD IN OPEN SESSION FOR STANDING COMMITTEE
RECOMMENDATIONS AND REPORTS TO THE BOARD AND TO
CONSIDER AGENDA ITEM

11:40 a.m.

**1. U. T. System Board of Regents: Presentation of Certificates of
Appreciation to Members of the Board**

Presentation

6

RECESS TO EXECUTIVE SESSION PURSUANT TO *TEXAS
GOVERNMENT CODE*, CHAPTER 551 (Working lunch)

12:00 p.m.
approximately

1. Negotiated Contracts for Prospective Gifts or Donations –
Section 551.073

- a. **U. T. System Academic Institutions: Discussion and appropriate
action regarding proposed negotiated gifts, including potential
naming features**
- b. **U. T. System Health Institutions: Discussion and appropriate
action regarding proposed negotiated gifts, including potential
naming features**

2. Consultation with Attorney Regarding Legal Matters or Pending and/or
Contemplated Litigation or Settlement Offers – Section 551.071

- a. **U. T. System Board of Regents: Discussion with Counsel on
pending legal issues**
- b. **U. T. System Board of Regents: Discussion and appropriate
action regarding legal issues concerning pending legal claims
by and against U. T. System**
- c. **U. T. System Board of Regents: Discussion regarding legal
issues concerning policies and procedures for addressing
complaints under Title IX**
- d. **U. T. System Board of Regents: Discussion and appropriate
action regarding legal issues associated with the First
Amendment**
- e. **U. T. Health Science Center - San Antonio: Discussion and
appropriate action regarding legal issues concerning
underpayment of intellectual property royalties and the hiring
of outside legal counsel on a contingent fee basis to provide
representation associated with the matter**

- c. **U. T. M. D. Anderson Cancer Center: Discussion and appropriate action regarding proposed compensation for Rosanna Morris, MBA, BSN, RN, Chief Operating Officer (Regents' *Rules and Regulations*, Rule 20204, regarding compensation for highly compensated employees)**
 - d. **U. T. System: Discussion and appropriate action regarding individual personnel matters relating to appointment, employment, evaluation, compensation, assignment, and duties of presidents (academic and health institutions); U. T. System Administration officers (Executive Vice Chancellors and Vice Chancellors); other officers reporting directly to the Board (such as Chancellor, General Counsel to the Board, and Chief Audit Executive); Board members; and U. T. System and institutional employees**
 - e. **U. T. System: Discussion and appropriate action regarding personnel matters concerning employees in the Office of Facilities Planning and Construction**
 - f. **U. T. System: Discussion and appropriate action regarding assignment and duties of Executive Vice Chancellor for Business Affairs concerning responsibilities associated with the revenue flow for the U. T. System Building**
 - g. **U. T. System Board of Regents: Discussion and appropriate action regarding the evaluation of responsibilities and expectations of members of the Board [Regents' *Rules and Regulations*, Rule 10101 (Board Authority and Duties), Section 4 (Board Self-Evaluation)]**
 - h. **U. T. Rio Grande Valley: Discussion with president regarding assignment and duties, including individual responsibilities regarding the institution's clinical enterprise**
5. Deliberation Regarding Security Devices or Security Audits – Sections 551.076 and 551.089

U. T. System Board of Regents: Discussion and appropriate action regarding safety and security issues, including security audits and the deployment of security personnel and devices

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER ACTION, IF ANY, ON EXECUTIVE SESSION ITEMS AND TO CONSIDER AGENDA ITEMS

*4:30 p.m.
approximately*

- 2. **U. T. System Board of Regents: Approval of Consent Agenda and consideration of any items referred to the full Board** **Action** **7**
- 3. **U. T. System Board of Regents: Discussion and appropriate action regarding amendments to Regents' *Rules and Regulations*, Rule 40303 (Admissions Procedures for U. T. Institutions), Section 2.2, regarding undergraduate admission of the top 25 percent of a high school graduating class** **Action** **8**

		Page
4. U. T. System Board of Regents: Discussion and appropriate action regarding proposed amendment to Regents' <i>Rules and Regulations</i>, Rule 40901 (Charter Schools), Section 3, regarding notice of meetings	Action	9
5. U. T. System Board of Regents: Presentation of Certificate of Appreciation to Executive Vice Chancellor Greenberg	Presentation	10
ADJOURN	<i>5:00 p.m. approximately</i>	



**AGENDA
FOR MEETING
of
THE UNIVERSITY OF TEXAS SYSTEM
BOARD OF REGENTS**

February 27, 2019
Austin, Texas

Wednesday, February 27, 2019

RECONVENE THE BOARD IN OPEN SESSION TO RECESS TO EXECUTIVE SESSION PURSUANT TO *TEXAS GOVERNMENT CODE*, CHAPTER 551 (Working Lunch at noon)

8:00 a.m.

Individual Personnel Matters Relating to Officers or Employees – Section 551.074

U. T. El Paso: Discussion and appropriate action regarding individual personnel matters related to the presidential search, including individual candidate interviews and introduction of spouses, and possible naming of finalists

RECONVENE THE BOARD IN OPEN SESSION TO CONSIDER ACTION, IF ANY, ON EXECUTIVE SESSION ITEM

*1:00 p.m.
approximately*

ADJOURN

*1:15 p.m.
approximately*

1. **U. T. System Board of Regents: Presentation of Certificates of Appreciation to Members of the Board**

2. **U. T. System Board of Regents: Approval of Consent Agenda and consideration of any items referred to the full Board**

RECOMMENDATION

The Board will be asked to approve the [Consent Agenda](#) and may discuss any items referred for consideration by the full Board.

3. **U. T. System Board of Regents: Discussion and appropriate action regarding amendments to Regents' Rules and Regulations, Rule 40303 (Admissions Procedures for U. T. Institutions), Section 2.2, regarding undergraduate admission of the top 25 percent of a high school graduating class**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor and General Counsel that the Regents' *Rules and Regulations*, Rule 40303 (Admissions Procedures for U. T. Institutions), Section 2.2, regarding undergraduate admission of the top 25 percent of a high school graduating class, be amended as set forth below in congressional style:

- 2.2 Automatic Admission of Top 25 Percent Delegated to President. The Board delegates to the president of each general academic institution the responsibility to annually determine whether automatic admission to undergraduate programs shall be granted to those students who graduate in the top 25 percent of their graduating class, pursuant to *Texas Education Code* Section 51.804. ~~If a change in the admissions policy were proposed, Board of Regents' approval would follow established procedures for administrative approval and inclusion in the Consent Agenda.~~ Any change to an admissions policy under this Subsection shall be reported to the Executive Vice Chancellor for Academic Affairs prior to adoption.

BACKGROUND INFORMATION

Regents' Rule 40303 outlines admissions procedures to be used by U. T. institutions. Section 2.2 permits an institutional president to determine whether automatic admission to the institution will be granted to those graduating in the top 25 percent of their high school class. The proposed amendment would allow the president to also change that determination, after reporting the change to the Executive Vice Chancellor for Academic Affairs, without having to obtain Board approval. Currently, U. T. El Paso and U. T. San Antonio are the only two institutions that grant automatic admission under this provision.

These revisions do not impact the full-time equivalent (FTE) employee count Systemwide and are budget neutral. The proposed amendments were reviewed by the U. T. institutional presidents and representatives of the Student Advisory Council, the Faculty Advisory Council, and the Employee Advisory Council.

4. U. T. System Board of Regents: Discussion and appropriate action regarding proposed amendment to Regents' Rules and Regulations, Rule 40901 (Charter Schools), Section 3, regarding notice of meetings

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the Vice Chancellor and General Counsel that Regents' *Rules and Regulations*, Rule 40901 (Charter Schools), Section 3, regarding notice of meetings, be amended as set forth below in congressional style:

Sec. 3 Advisory Council. A board or council may be appointed by the president to advise him or her on operation of the charter school. The board or council will comply with all provisions of the Texas Open Meetings Act applicable to ~~the Board of Regents a~~ school district board of trustees.

BACKGROUND INFORMATION

Regents' Rule 40901 allows for the creation of a charter school, as authorized by *Texas Education Code*, Chapter 12, if it furthers the institutional mission. The oversight and supervision of charter schools is delegated to the appropriate institutional president.

Four charter schools currently exist at three U. T. System institutions: the U. T. Elementary School and the U. T. University Charter School at U. T. Austin, the University of Texas at Tyler Innovation Academy at U. T. Tyler, and the U. T. Permian Basin STEM Academy at U. T. Permian Basin.

Under the current Rule, a president's charter school advisory council must comply with all provisions of the Texas Open Meetings Act applicable to the Board of Regents, including the requirement to provide public notice of each meeting by posting the meeting notice with the Office of the Secretary of State, which requires coordination with the Board Office. The proposed revision would allow the council to comply with the Act's provisions applicable to a school district board of trustees, which would require posting notice of the meeting in the charter school district's administrative office, rather than with the Secretary of State.

This revision does not impact the full-time equivalent (FTE) employee count Systemwide and is budget neutral. The proposed amendment was reviewed by the U. T. institutional presidents and representatives of the Student Advisory Council, the Faculty Advisory Council, and the Employee Advisory Council.

5. **U. T. System Board of Regents: Presentation of Certificate of Appreciation to Executive Vice Chancellor Greenberg**



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FOR
AUDIT, COMPLIANCE, AND RISK MANAGEMENT
COMMITTEE**

Committee Meeting: 2/26/2019

Board Meeting: 2/26/2019
Austin, Texas

David J. Beck, Chairman
Ernest Aliseda
Paul L. Foster
R. Steven Hicks
Janiece Longoria
Rad Weaver

	Committee Meeting	Board Meeting	Page
A. CONVENE	9:15 a.m. <i>Chairman Beck</i>		
1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration	9:16 a.m. Discussion	Action	12
2. U. T. System: Report on the Systemwide internal audit activities, including results of the presidential and executive travel and entertainment expenses audits, and the status of the Annual Audit Plan	9:17 a.m. Report/Discussion <i>Mr. Peppers</i>	Not on Agenda	13
B. CONVENE JOINT MEETING WITH FINANCE AND PLANNING COMMITTEE	9:30 a.m.		
3. U. T. System: Report on the Fiscal Year 2018 Annual Financial Report, including the report on the U. T. System Annual Financial Report Audit, and audits of U. T. Austin, U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, and U. T. Medical Branch - Galveston financial statements and for funds managed by The University of Texas/Texas A&M Investment Management Company (UTIMCO)	9:30 a.m. Report/Discussion <i>Ms. Hinojosa-Segura</i> <i>Mr. Peppers</i> <i>Ms. Tracey Cooley,</i> <i>Deloitte & Touche</i>	Not on Agenda	14
C. ADJOURN	10:00 a.m.		

1. **U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration**

RECOMMENDATION

No [Consent Agenda](#) items are assigned for review by this Committee.

2. **U. T. System: Report on the Systemwide internal audit activities, including results of the presidential and executive travel and entertainment expenses audits, and the status of the Annual Audit Plan**

REPORT

Chief Audit Executive Peppers will present the results of the presidential and executive travel and entertainment expenses audits that were conducted across U. T. System and report on the status of the Fiscal Year 2019 Annual Audit Plan. Summaries of the results for these audits and the status of the FY 2019 Annual Audit Plan as of November 30, 2018, were provided to the Audit, Compliance, and Risk Management Committee members prior to the meeting.

3. **U. T. System: Report on the Fiscal Year 2018 Annual Financial Report, including the report on the U. T. System Annual Financial Report Audit, and audits of U. T. Austin, U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, and U. T. Medical Branch - Galveston financial statements and for funds managed by The University of Texas/Texas A&M Investment Management Company (UTIMCO)**

REPORT

See Item 1 beginning on [Page 16](#) of the Finance and Planning Committee.



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Committee Meeting: 2/26/2019

Board Meeting: 2/26/2019
Austin, Texas

Jeffery D. Hildebrand, *Chairman*
David J. Beck
Paul L. Foster
R. Steven Hicks
Janiece Longoria
Rad Weaver

	Committee Meeting	Board Meeting	Page
A. CONVENE JOINT MEETING WITH AUDIT, COMPLIANCE, AND RISK MANAGEMENT COMMITTEE	9:30 a.m. <i>Chairman Hildebrand</i>		
1. U. T. System: Report on the Fiscal Year 2018 Annual Financial Report, including the report on the U. T. System Annual Financial Report Audit, and audits of U. T. Austin, U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, and U. T. Medical Branch - Galveston financial statements and for funds managed by The University of Texas/Texas A&M Investment Management Company (UTIMCO)	9:30 a.m. Report/Discussion <i>Ms. Hinojosa-Segura</i> <i>Mr. Peppers</i> <i>Ms. Tracey Cooley,</i> <i>Deloitte & Touche</i>	Not on Agenda	16
B. ADJOURN JOINT MEETING AND CONVENE FINANCE AND PLANNING COMMITTEE IN OPEN SESSION			
2. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration	10:00 a.m. Discussion	Action	52
3. U. T. System: Key Financial Indicators Report and Monthly Financial Report	10:05 a.m. Report/Discussion <i>Dr. Kelley</i>	Not on Agenda	53
4. U. T. System: Report on the Analysis of Financial Condition for Fiscal Year 2018	10:15 a.m. Report/Discussion <i>Ms. Hinojosa-Segura</i>	Not on Agenda	97
5. U. T. System Board of Regents: The University of Texas/Texas A&M Investment Management Company (UTIMCO) Update	10:25 a.m. Report/Discussion <i>Mr. Harris</i>	Not on Agenda	169
C. ADJOURN	10:30 a.m.		

1. **U. T. System: Report on the Fiscal Year 2018 Annual Financial Report, including the report on the U. T. System Annual Financial Report Audit, and audits of U. T. Austin, U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, and U. T. Medical Branch - Galveston financial statements and for funds managed by The University of Texas/Texas A&M Investment Management Company (UTIMCO)**

REPORT

Ms. Hinojosa-Segura, Associate Vice Chancellor, Controller, will discuss the 2018 Annual Financial Report (AFR) highlights. Ms. Hinojosa-Segura's PowerPoint presentation on [Pages 18 - 31](#) is included for additional detail. The AFR is available at <https://www.utsystem.edu/documents/docs/report-state/2018/consolidated-annual-financial-report-fy-2018>.

The AFR is comprised of the U. T. System Consolidated Financial Statements for the Year Ended August 31, 2018, including the Management's Discussion and Analysis that provides an overview of the financial position and activities of the U. T. System for the year ended August 31, 2018.

Ms. Tracey Cooley, Deloitte & Touche LLP, will report on the results of the audits of the U. T. System consolidated financial reports of the U. T. Austin, U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, and U. T. Medical Branch - Galveston financial statements and of funds managed by The University of Texas/Texas A&M Investment Management Company (UTIMCO) for Fiscal Year 2018. Deloitte's PowerPoint presentation is set forth on [Pages 32 - 51](#).

BACKGROUND INFORMATION

On February 11, 2016, the Board of Regents authorized Vice Chairman Hildebrand, as Chairman of the Audit, Compliance, and Management Review Committee, and working with the Chancellor and appropriate U. T. System staff and pursuant to the Request for Qualifications, to select an external firm to provide independent auditing services for the U. T. System based on input from the selection committee and appropriate U. T. System staff. A contract was executed as of June 30, 2016, for Fiscal Years 2016 and 2017 with an option to renew for four additional one-year terms pursuant to delegation of authority by the State Auditor's Office. The contract expired on May 30, 2018.

On February 27, 2018, approval was granted for U. T. System staff to negotiate and enter into an auditing services contract amendment with Deloitte & Touche LLP to renew the contract for a two-year term pursuant to delegation of authority from the State Auditor's Office.

The contract with Deloitte & Touche, effective May 25, 2018, to provide services for Fiscal Years 2018 and 2019 will expire on May 30, 2020, and has an option to renew for two additional years.

The AFR is prepared in compliance with Governmental Accounting Standards Board pronouncements and State Comptroller of Public Accounts directives and filed with the oversight agencies on November 20 of each year as required by *Texas Government Code* Section 2101.011. Deloitte & Touche LLP issued an unqualified opinion on the U. T. System Consolidated Financial Statements on December 12, 2018.

Annual Financial Report Highlights Fiscal Year 2018

Veronica Hinojosa-Segura, Associate Vice Chancellor,
Controller

U. T. System Board of Regents' Meeting
Joint Meeting of the Finance and Planning Committee and
Audit, Compliance, and Risk Management Review Committee
February 2019



Objectives

- Fiscal Year (FY) 2018 U. T. System Annual Financial Report (AFR)
 1. *Statement of Net Position (SNP)*
 2. *Statement of Revenues, Expenses, and Changes in Net Position (SRECNP)*
 3. *Statement of Cash Flows*
- Drivers of significant changes



Required in Annual Financial Report

Components of the AFR:

1. *Management's Discussion and Analysis (MD&A)*
2. *Basic Financial Statements*
 - *SNP*
 - *SRECNP*
 - *Statement of Cash Flows*
 - *Notes to the Financial Statements*
3. *Required Supplementary Information (RSI)*



FY 2018 Financial Highlights

- Net Position, \$45 billion, \$6 billion increase from FY 2017
 - Investment income and change in fair value of investments
- Net Patient Care Revenue, increased 8%
- Other Post-Employment Benefits (OPEB) is largest liability
- FY 2017 Restated – Governmental Accounting Standards Board (GASB) Statements 75 and 81



FY 2018 Challenges

- OPEB and Pension's Effect on Net Position
- Costs of GASB Compliance
 - Actuaries
 - Valuation Specialists
 - Technical accounting training



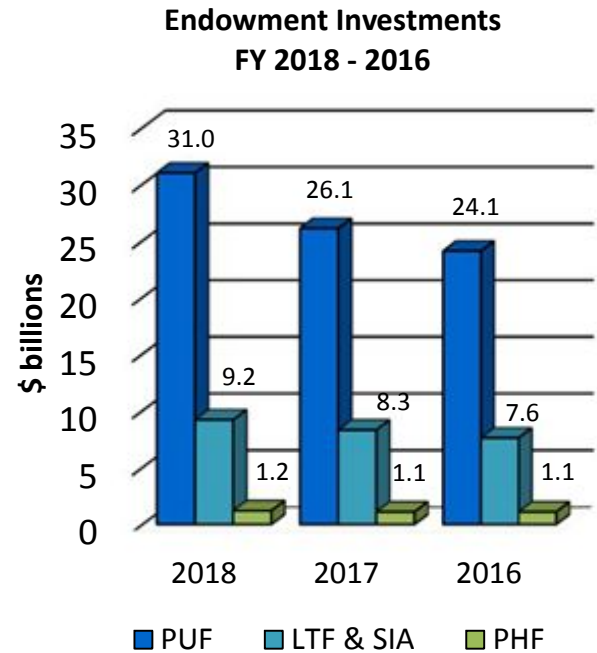
FY 2018 Changes

- *GASB Stmt. No. 75*
 - Accounting and Financial Reporting for OPEB
 - FY 2017 restatement –
 - \$6 billion decrease to net position
- *GASB Stmt. No. 81*
 - Irrevocable Split-Interest Agreements
 - FY 2017 restatement –
 - \$9 million decrease to net position



Statement of Net Position - Assets

(\$ in millions)	(Restated)		
	2018	2017	2016
Assets and Deferred Outflows:			
Current Assets	\$ 7,533	7,838	7,228
Noncurrent Investments	54,007	46,646	42,658
Capital/Intangible Assets, Net	16,889	16,216	15,610
Other Noncurrent Assets	561	482	439
Total Assets	78,990	71,182	65,935
Deferred Outflows	996	1,256	952
Total Assets and Deferred Outflows	\$ 79,986	72,438	66,887



- Drivers: Endowment Investments
- Permanent University Fund (PUF) lands fair value
 - PUF contributions
 - Investment earnings



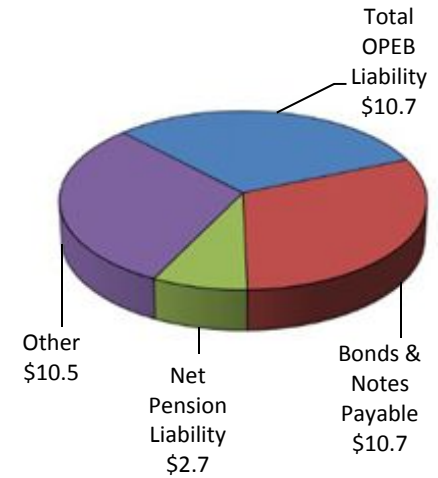
Statement of Net Position - Liabilities

(\$ in millions)

Liabilities and Deferred Inflows:

	(Restated)		
	2018	2017	2016
Current Liabilities	\$ 9,167	8,219	7,713
Noncurrent Liabilities	23,617	24,251	17,488
Total Liabilities	32,784	32,470	25,201
Deferred Inflows	1,791	747	404
Total Liabilities and Deferred Inflows	\$ 34,575	33,217	25,605

**Liabilities & Deferred Inflows
\$35 billion**



Drivers:

- OPEB
- Bonds and Notes Payable
- Pension

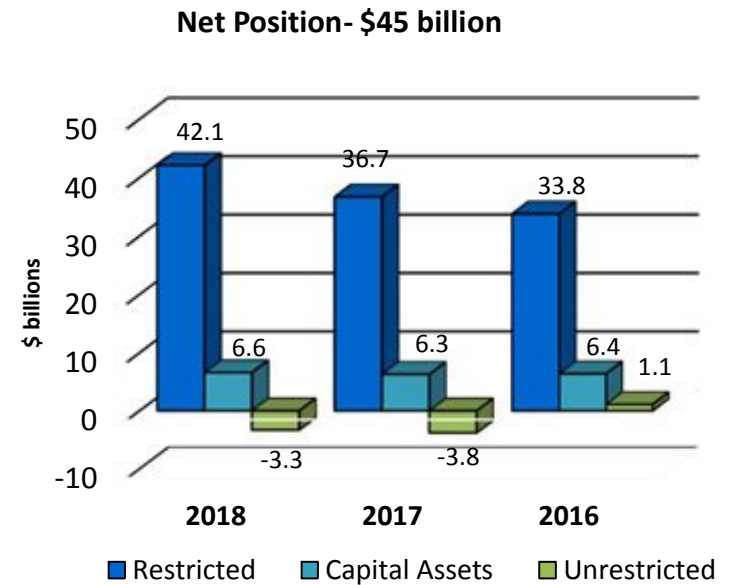


THE UNIVERSITY of TEXAS SYSTEM
FOURTEEN INSTITUTIONS. UNLIMITED POSSIBILITIES.

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Statement of Net Position – Total Net Position

(\$ in millions)	(Restated)		
	2018	2017	2016
Net Investment in Capital Assets	\$ 6,633	6,335	6,376
Restricted	42,050	36,732	33,780
Unrestricted	(3,272)	(3,846)	1,126
Total Net Position	45,411	39,221	41,282



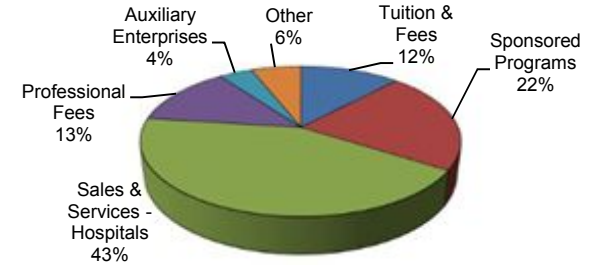
SRECNP - Operating

(\$ in millions)	(Restated)		
	2018	2017	2016
Operating Revenues	\$ 14,885	14,036	13,282
Operating Expenses	(18,722)	(18,306)	(17,298)
Operating Loss	(3,837)	(4,270)	(4,016)

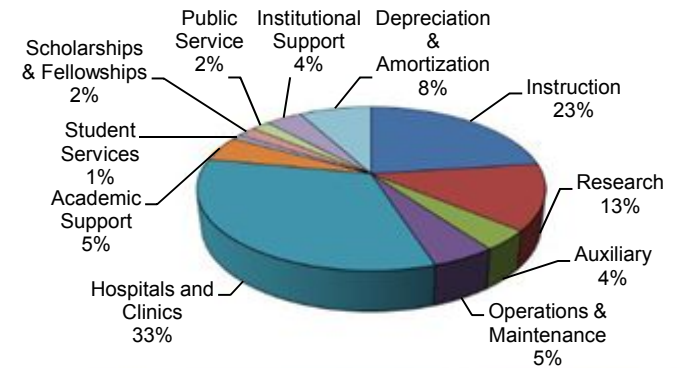
Drivers:

- Hospital Revenues and Sponsored Programs
- Hospital Expenses and Instruction

Operating Revenues - \$15 billion



Operating Expenses - \$19 billion



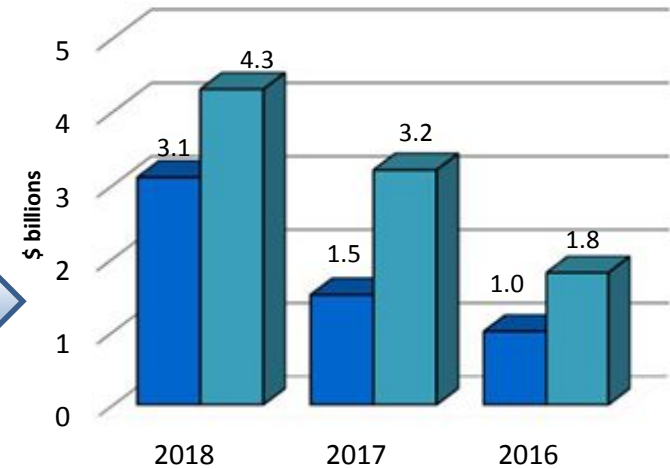
SRECNP - Highlight

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(\$ in millions)	(Restated)		
	2018	2017	2016
Operating Revenues	\$ 14,885	14,036	13,282
Operating Expenses	(18,722)	(18,306)	(17,298)
Operating Loss	(3,837)	(4,270)	(4,016)
State Appropriations	2,268	2,226	2,222
Gifts & Nonexchange Grants	872	841	900
Net Investment Income	4,279	3,178	1,820
Net Incr./ (Decr.) in Fair Value of Investments	3,106	1,513	952
Interest Expense	(282)	(263)	(278)
Net Other Nonop. Rev. (Exp.)	(61)	51	(3)
Income (Loss) Before Other Rev. Exp.	6,345	3,276	1,597
Gains/(Losses) & Transfers			



**Investment Income
FY 2018-2016**



- Net Increase (Decrease) in Fair Value of Investments
- Net Investment Income



SRECNP – Net Operating Results

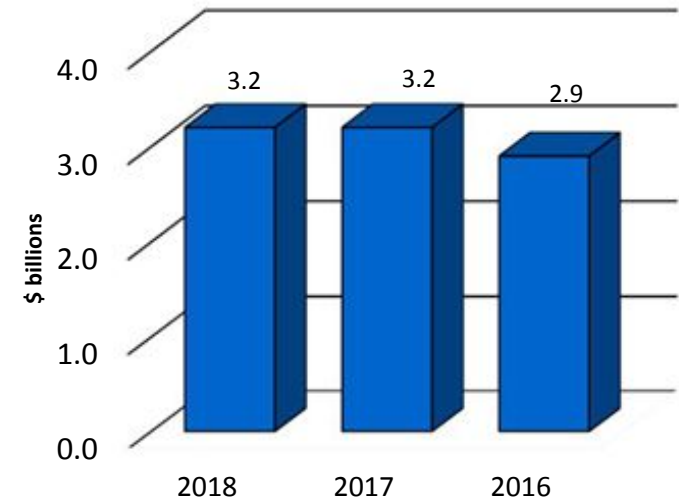
	<u>2018</u>	<u>(Restated) 2017</u>	<u>2016</u>
	(\$ in millions)		
Income (loss) before other revenue, expenses, gains/(losses) & transfers	\$ 6,345	3,276	1,597
Net (increase)/decrease in fair value of investments	(3,106)	(1,513)	(952)
Loss (gain) on sale of capital assets	36	32	24
Other nonoperating (income)/expense	26	(82)	(21)
Realized loss (gains) on investments	(2,500)	(1,836)	(837)
Net operating results	<u>\$ 801</u>	<u>(123)</u>	<u>(189)</u>



Cash Flows

	2018	2017	2016
<i>(\$ in millions)</i>			
Cash Flows:			
Cash received from operations	\$ 15,145.2	14,217.7	13,069.3
Cash expended for operations	(16,677.2)	(15,992.4)	(15,397.5)
Cash used for operating activities	(1,532.0)	(1,774.7)	(2,328.2)
Cash provided by noncapital financing activities	2,304.9	2,691.1	2,759.5
Cash used in capital & related financing activities	(1,887.9)	(1,509.9)	(875.9)
Cash provided by investing activities	1,129.0	906.3	400.7
Net increase in cash & cash equivalents year	14.0	312.8	(43.9)
	3,189.5	2,876.7	2,920.6
Cash & Cash equivalents, End of the year	\$ 3,203.5	3,189.5	2,876.7

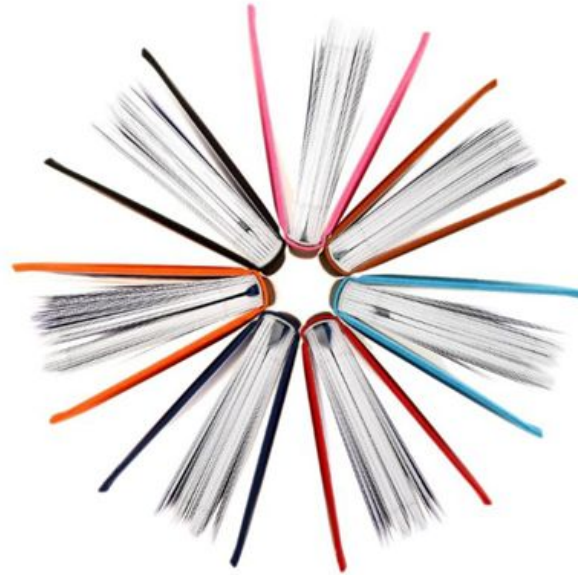
Ending cash & cash equivalents landscape



FY 2019 Outlook

- Cost of U. T. System's health and retirement benefits
- U. T. Permian Basin - accreditation review in FY 2019
- Upcoming Accounting Pronouncements
 - GASB Statement No. 83, *Certain Asset Retirement Obligations*
 - GASB Statement No. 88, *Certain Disclosures Related to Debt, Including Direct Borrowings and Direct Placements*
 - GASB Statement No. 89, *Accounting for Interest Cost Incurred before the End of a Construction Period*





Presentation to The University of Texas System Board of Regents' Joint Meeting of the Audit, Compliance, and Risk Management Committee and the Finance and Planning Committee

Tracey Guidry Cooley, Lead Client Service Managing Director

Deloitte & Touche, LLP
February 26, 2019

Audit Status

- We have performed an audit of the consolidated financial statements of The University of Texas System (“U. T. System”) for the year ended August 31, 2018 in accordance with auditing standards generally accepted in the United States of America and *Government Auditing Standards*.
- As a part of this audit process we issued our report, dated December 12, 2018, on internal control over financial reporting and on compliance and other matters based on an audit of financial statements performed in accordance with *Government Auditing Standards* for the year ended August 31, 2018.
- We completed our audits of the Permanent University Fund (“PUF”), the General Endowment Fund (“GEF”), the Long Term Fund (“LTF”), the Intermediate Term Fund (“ITF”), and the Permanent Health Fund (“PHF”) of The University of Texas/Texas A&M Investment Management Company (“UTIMCO”) for the year ended August 31, 2018 and rendered our reports on October 29, 2018.
- We also completed our stand-alone audits for U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, U. T. Medical Branch – Galveston, and U. T. Austin for the year ended August 31, 2018.
- We have prepared the following comments to provide information about the external audit process in the context of your obligation to oversee the financial reporting and disclosure process for which management of U. T. System, UTIMCO, and the U. T. institutions with stand-alone audits are responsible.
- Although not within the scope of this presentation, we are also engaged to perform a review engagement at U.T. Rio Grande Valley for the year ended August 31, 2018.

Audit Opinion

- Deloitte & Touche LLP issued an unmodified opinion and included emphasis of a matter paragraphs:
 - The consolidated financial statements of The University of Texas System are intended to present the financial position, the changes in financial position, and cash flows of the State of Texas attributable to U. T. System. They do not purport to, and do not, present fairly the financial position of the State of Texas as of August 31, 2018 and 2017, the changes in its financial position, or cash flows for the years then ended in conformity with accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.
 - As discussed in Note 4 to the consolidated financial statements, the System restated its beginning net position as of September 1, 2016, to reflect the impact of the implementation of Governmental Accounting Standards Board (GASB) Statements No. 75, *Accounting and Financial Reporting for Postemployment Benefits Other Than Pensions*, and No. 81, *Irrevocable Split-Interest Agreements*. Our opinion is not modified with respect to these changes.

Audit Scope

- Our audit scope was outlined in our contract dated June 30, 2016, as amended, and was not restricted in any manner.
- No significant changes resulted from the execution of the external audit plan.
- Our auditing procedures addressed the areas of focus identified in our external audit plan dated August 18, 2018; these areas included:
 - Management override of controls
- No significant changes resulted from the execution of the external audit plan.

Management Judgments and Accounting Estimates

- Accounting estimates are an integral part of the consolidated financial statements prepared by management and are based on management's current judgments. Those judgments are ordinarily based on knowledge and experience about past and current events and on assumptions about future events. Our assessment of the significant accounting estimates reflected in U. T. System's Fiscal Year ("FY") 2018 consolidated financial statements include the following:
 - Valuation of patient accounts receivable
 - Valuation of PUF oil and gas reserves
 - Net pension liability ("NPL") and related deferred outflows of resources and deferred inflows of resources
 - Other postemployment benefits (OPEB) and related deferred outflow of resources and deferred inflows of resources
 - Valuation of certain investments which are specifically the UTIMCO investments in hedge funds, private investments, and private placements whose fair values have been estimated by management using the practical expedient
- There were no material changes in management judgments relating to such estimates in U. T. System's FY 2018 financial statements other than the adoption of GASB Statement No. 75 as it relates to OPEB.
- Detail of management's approach to estimating these balances and our audit procedures are in Appendix A.

Summary of Uncorrected Misstatements and Passed Disclosures for the Year Ended August 31, 2018 (in millions)

<u>Adjustment</u>	<u>Total Assets and Deferred Outflows</u>	<u>Total Liabilities and Deferred Inflows</u>	<u>Beginning Net Position</u>	<u>Operating Revenues</u>	<u>Operating Expenses</u>	<u>Nonoperating Revenues & Expenses, and Other Changes</u>	<u>Ending Net Position</u>
1. U. T. System Administration - Approximate gross up of deferred inflows and outflows related to pensions	\$ 12.8	\$ (12.8)	\$ -	\$ -	\$ -	\$ -	\$ -
2. U. T. M. D. Anderson - Reclassification of Physicians Retirement System - deferred compensation plan	-	-	-	-	-	-	-
3. U. T. Permian Basin - Known overstatement of accounts receivable and tuition revenue	(18.0)	-	-	(18.0)	-	-	(18.0)
4. U. T. System Administration - Known entry to correct OPEB	91.0	(52.3)	(49.9)	-	11.2	-	(38.7)
5. U. T. System Administration - Likely overstatement of separately invested assets (SIA) land	(59.0)	-	-	(59.0)	-	-	(59.0)
6. U. T. San Antonio - Errors in pension balances resulting from over-contributing to TRS	(16.8)	0.9	-	-	15.9	-	15.9
7. U. T. Medical Branch Galveston - over-accrual of invoices related to construction projects	(33.9)	33.9	-	-	-	-	-
Total Uncorrected Adjustments- Effect (in \$ millions)	\$ (23.9)	\$ (30.3)	\$ (49.9)	\$ (77.0)	\$ 27.0	\$ -	\$ (99.9)
Original Total Amounts (in millions)	\$ 79,986	\$ 34,575	\$ 39,221	\$ 14,885	\$ 18,722	\$ 10,182	\$ 45,411
Total Amounts (if corrected; in millions)	\$ 79,962	\$ 34,545	\$ 39,171	\$ 14,808	\$ 18,749	\$ 10,182	\$ 45,311

Summary of Significant Corrected Misstatements

Our audit of the consolidated financial statements was designed to obtain reasonable, rather than absolute, assurance about whether the consolidated financial statements are free of material misstatement, whether caused by error or fraud. There were no material misstatements that were brought to the attention of management as a result of our audit procedures. However, the following significant misstatements were brought to the attention of management as a result of our audit procedures and were corrected by management during the current period.

U. T. System Administration

- There were two errors noted in the Statement of Cash Flows in the Investing Section related to a reclassification from "Proceeds from Interest and Investment Income" to "Payments to Acquire Investments" and "Payments to Acquire Investments" to "Proceeds from Sale of Investments" for approximately \$555 million (net).
- We noted in our testing of the fair value of endowment land that two tracts of land were valued using a tax appraised value which does not necessarily equate to fair value as defined under GASB standards. Management revised the modeling for the valuation of the land and recorded a correction of approximately \$300 million to reduce the value of the land at August 31, 2018. Further, we conducted audit procedures on the revised model and related assumptions and noted a likely overstatement error of approximately \$59 million related to the land value. This likely adjustment was not recorded by U. T. System on the consolidated financial statements.

Summary of Uncorrected Misstatements and Passed Disclosures

All proposed unrecorded audit adjustments were reviewed with management and were determined by management and U. T. System to be immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

U. T. System Administration

- During the current year GASB 75 required a retroactive adjustment to the beginning of FY 2017, as this is the first financial period presented in the comparative, consolidated financial statements. The implementation required an allocation rate between U. T. System and the State of Texas based on a proportionate share. U. T. System Administration utilized the same allocation rate for the measurement dates for 2016 (FY 2017) and 2017 (FY 2018) which resulted in an understatement of a deferred outflow of approximately \$91 million for FY 2017 and understatement of a deferred inflow for FY 2018 of \$52 million.

Summary of Uncorrected Misstatements and Passed Disclosures (cont.)

U. T. M. D. Anderson Cancer Center

- We proposed a reclassification of the Physicians Referral Service Supplemental Retirement / Retirement Benefit Deferred Compensation Plan ("PRS") from a long-term asset and liability to short-term asset and liability in the amount of approximately \$54 million. There was a similar passed adjustment in the prior year.

U. T. Permian Basin

- Due to the implementation of new software, the IT system did not post appropriate entries to decrease accounts receivable and tuition revenue for approximately \$18 million related to processing student refunds for direct deposits.

U.T. Medical Branch - Galveston

- Management determined that an overaccrual in accounts payable and construction in progress was recorded in FY 2018 for approximately \$33.9 million.

Summary of Uncorrected Misstatements and Passed Disclosures (cont.)

U. T. San Antonio

- There was an error in the calculation of contributions to the Teachers' Retirement System (TRS) that was identified by U. T. San Antonio in a prior year. TRS uses contributions to determine the pro-rata share of the overall NPL for all participating institutions. This overstatement of contributions paid to TRS caused an over-allocation of the net pension liability to U.T. San Antonio, and therefore, U. T. System. In the current year, the cumulative adjustment would have resulted in an increase in pension expense of \$15.9 million and a net decrease in deferred outflows (net of deferred inflows) of \$15.9 million.

Significant Accounting Policies

- U. T. System's significant accounting policies, as determined by management, are set forth in Note 4 to U. T. System's FY 2018 financial statements.
- We have evaluated the significant qualitative aspects of U. T. System's accounting practices, including accounting policies, accounting estimates and financial statement disclosures and concluded that the policies are appropriate, adequately disclosed, and consistently applied by management.

Additional Matters

- As stated in Note 6 to the financial statements, as of August 31, 2018, U. T. System held deposits that were exposed to custodial credit risk due to unexpected inflows on August 31, 2018. As of August 31, 2018, the bank balances exposed to custodial risk as uninsured and uncollateralized deposits were approximately \$27 million.

Additional Matters

- Generally accepted auditing standards required that certain additional matters be communicated to an entity's audit committee in connection with the performance of an audit:
 - **Auditor's responsibility under generally accepted auditing standards ("GAAS") and Government Auditing Standards ("GAS")** – The objective of a financial statement audit is to express an opinion on the fairness of the presentation of U. T. System's financial statements for the year ended August 31, 2018, in conformity with accounting principles generally accepted in the United States of America ("generally accepted accounting principles"), in all material respects. Our responsibilities under GAAS and GAS include forming and expressing an opinion about whether the financial statements that have been prepared by management with the oversight of the Audit, Compliance, and Risk Management Committee are presented fairly, in all material respects, in conformity with generally accepted accounting principles. The audit of the financial statements does not relieve management or the Audit, Compliance, and Risk Management Committee of their responsibilities.
 - **An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements.** The procedures selected depend on our judgment, including the assessment of the risks of material misstatement of the financial statements, whether caused by fraud or error. In making those risk assessments, we considered internal control over financial reporting relevant to U. T. System's preparation and fair presentation of the financial statements in order to design audit procedures that were appropriate in the circumstances but not for the purpose of expressing an opinion on the effectiveness of U. T. System's internal control over financial reporting. **Accordingly, we do not express an opinion on the effectiveness of U. T. System's internal control over financial reporting.** Our consideration of internal control over financial reporting was not designed to identify all deficiencies in internal control over financial reporting that might be significant deficiencies or material weaknesses.

Additional Matters (cont.)

Matters to be communicated:

- Disagreements with management – None
- Consultation with other accountants – None
- Significant issues discussed with management prior to our retention – None
- Significant issues discussed with management during the year – None
- Significant difficulties in performing the audit – None
- Management’s representations – We have made specific inquiries of U. T. System’s management about the representations embodied in the financial statements. Additionally, we have requested that management provide to us the written representations U. T. System is required to provide to its independent auditors under generally accepted auditing standards.

Control-Related Matters

- *A deficiency in internal control* over financial reporting exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A deficiency in design exists when (a) a control necessary to meet the control objective is missing, or (b) an existing control is not properly designed so that, even if the control operates as designed, the control objective would not be met. A deficiency in operation exists when a properly designed control does not operate as designed or when the person performing the control does not possess the necessary authority or competence to perform the control effectively.
- *A material weakness* is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis.
- *A significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.
- No material weaknesses were identified at the Systemwide level.
- We did not identify any material weaknesses in our audits of U. T. M. D. Anderson Cancer Center, U. T. Southwestern Medical Center, U. T. Medical Branch - Galveston, U. T. Austin, or the PUF, GEF, LTF, ITF and PHF of UTIMCO.

Appendix A: Auditing Management's Estimates

Accounting Estimates—Patient Accounts Receivable—Valuation

Management’s Methodology

- During FY 2018 and FY 2017, management at U. T. health institutions applied a consistent approach to estimating the allowance for doubtful accounts and contractual allowances.
- Management develops an estimate of historical and expected net collections, business and economic conditions, and other collection indicators.
- Management performs reviews of historical collections and write-offs. Adverse changes in business office operations, payor mix, and economic conditions could affect the collection of accounts receivable, cash flows, and results of operations.

Audit Procedures

- Reviewed the adequacy of certain U. T. institutions’ methodologies and procedures used to establish the allowance for doubtful accounts and contractual allowance estimates.
- For institutions with significant receivable balances, we computed an independent estimate of the allowance for contractals and bad debt for each significant financial class of patient receivable after independently testing the collection percentages. Then concluded as to the reasonableness of the allowances.
- Concluded as to the adequacy of doubtful accounts allowances through the review of collections and aging statistics and a look-back analysis.
- Reviewed compliance with GASB guidance on the presentation in the financial statements of allowance for doubtful accounts.
- Management’s methodology and resulting amounts were deemed reasonable.

Accounting Estimates—Fair Value of PUF Lands

Management’s Methodology

- Management has a consistent methodology from FY 2017 to FY 2018 as it relates to the reserve analysis. Management engages a third-party specialist to develop the reserves for the three categories of reserves (1) proved; (2) possible and (3) probable. Management and the specialists determine reasonable assumptions related to discount rates/factors, reserve adjustment factors, and overall valuation methodology.
- Management with University Lands compiles data from producers related to production and royalty percentages for submission to the third-party specialist.
- Management ensures the proper disclosures are in the Annual Financial Reports as it relates to the fair value of the PUF lands.

Audit Procedures

- Reviewed the reserve study with the assistance of Deloitte fair value and oil and gas specialists. We tested various assumptions as it related to discount rates, reserve adjustment factors and valuation techniques.
 - Performed testing on the accuracy and completeness of the data submitted to the third-party specialists.
 - Performed a lookback analysis on current year production estimates used in the reserve methodology.
 - The balances appeared to be reasonably stated in all material respects.
-

Accounting Estimates—Teachers’ Retirement System Plan

Management’s Methodology

- The Teacher Retirement System of Texas (“TRS”) pension plan is a state-wide, multi-employer cost sharing plan. Using external actuaries, TRS calculates the total plan liability for the plan. Participating employers record their proportionate share of the NPL, pension expense, and related deferred inflows and outflows of resources.
- The State Auditor’s Office (“SAO”) audits the TRS plan and the proportionate share, and related net pension liability, of each employer. The SAO also audits retiree and active census data.
- U. T. System is responsible for tracking and accurately reporting census data on active participants to TRS and also for contributing the appropriate amounts to TRS.
- Management ensures the proper disclosures are in the Annual Financial Reports as it relates to the plan and the required supplementary information.

Audit Procedures

- Reviewed the TRS actuarial study with the assistance of Deloitte actuaries.
- Recalculated the proportionate share of U. T. System’s and the stand-alone entities as it relates to net pension liability, deferred inflows, outflows, annual amortization and pension expense.
- Performed testing on the accuracy of census data for active employees.
- Reviewed the disclosures and required supplementary information in the Annual Financial Reports to determine compliance with generally accepted accounting principles.
- Except as noted within the passed adjustments, the balances appeared to be reasonably stated in all material respects.

Accounting Estimates—Other Postemployment Benefit Plan

Management’s Methodology

- U. T. System’s other postemployment benefit (“OPEB”) plan is a single-employer plan. Management engages an external actuary to determine the liability related to the OPEB plan. Management adopted the provisions of GASB Statement 75 in the current year which impacted the measurement of the liability.
- Management within the Office of Employee Benefits (“OEB”) is responsible for tracking and accurately reporting census data of participants to the actuary. This data is submitted by the individual U. T. institutions to the OEB.
- Management ensures the proper disclosures and required supplementary information for the plan are in the Annual Financial Report.

Audit Procedures

- Reviewed the actuarial study with the assistance of Deloitte actuaries and tested various assumptions as it related to discount rates, investment returns, and mortality assumptions.
 - Reviewed the implementation of GASB 75 and tested restated amounts.
 - Reviewed the disclosures and required supplementary information in the Annual Financial Reports to determine compliance with generally accepted accounting principles.
 - The balances appeared to be reasonably stated in all material respects.
-

2. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration

RECOMMENDATION

The proposed Consent Agenda items assigned to this Committee are [Items 2 - 12](#).

3. U. T. System: Key Financial Indicators Report and Monthly Financial Report

REPORT

Dr. Scott C. Kelley, Executive Vice Chancellor for Business Affairs, will discuss the Key Financial Indicators Report, the highlights of which are set forth on [Pages 54 - 72](#), and the December Monthly Financial Report on [Pages 73 - 96](#). The reports represent the consolidated and individual operating detail of the U. T. institutions.

Key Financial Indicators Report Through November 2018

Dr. Scott Kelley, Executive Vice Chancellor for Business Affairs

U. T. System Board of Regents' Meeting
Finance and Planning Committee
February 2019



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Key Indicators of Financial Results (Health Institutions)

Year-to-Date 2018 and 2019, Actual Year-End 2018, and Projected 2019 (in millions)

	U. T. Health Institutions			
	November FY 2018	November FY 2019	Actual Year- End 2018	Projected FY 2019
Clinical Revenues	\$ 2,000.6	2,161.5	8,189.2	8,908.2
Sponsored Programs	540.9	539.6	2,233.2	2,289.3
State Appropriations	301.7	304.3	1,208.9	1,217.3
Net Tuition and Fees	44.0	47.4	172.3	175.5
Auxiliary Revenues/Sales & Services of Educational Activities	55.5	55.8	213.2	200.1
Net Investment Income	106.9	134.6	430.6	524.6
Other Operating Revenues	73.9	78.2	440.8	403.0
Gift Contributions for Operations	35.0	45.6	235.2	202.4
Total Revenues	3,158.5	3,366.9	13,123.3	13,920.5
Salaries and Wages	1,470.9	1,566.8	6,005.1	6,477.7
Payroll Related Costs	381.6	397.4	1,601.5	1,692.4
All Other Operating Expenses	209.5	224.1	941.9	969.5
Materials and Supplies	411.6	467.9	1,752.5	1,966.4
Depreciation and Amortization	208.9	208.7	832.2	837.4
Other Contracted Services	119.5	109.5	583.2	558.0
Professional Fees and Services	83.0	98.8	388.8	443.3
Interest Exp. on Cap. Asset Financing	31.2	33.8	108.9	138.0
Utilities	37.0	36.5	144.3	122.6
Total Expenses	\$ 2,953.2	3,143.5	12,358.5	13,205.4
Adjusted Income (Loss)	205.3	223.4	764.8	715.1

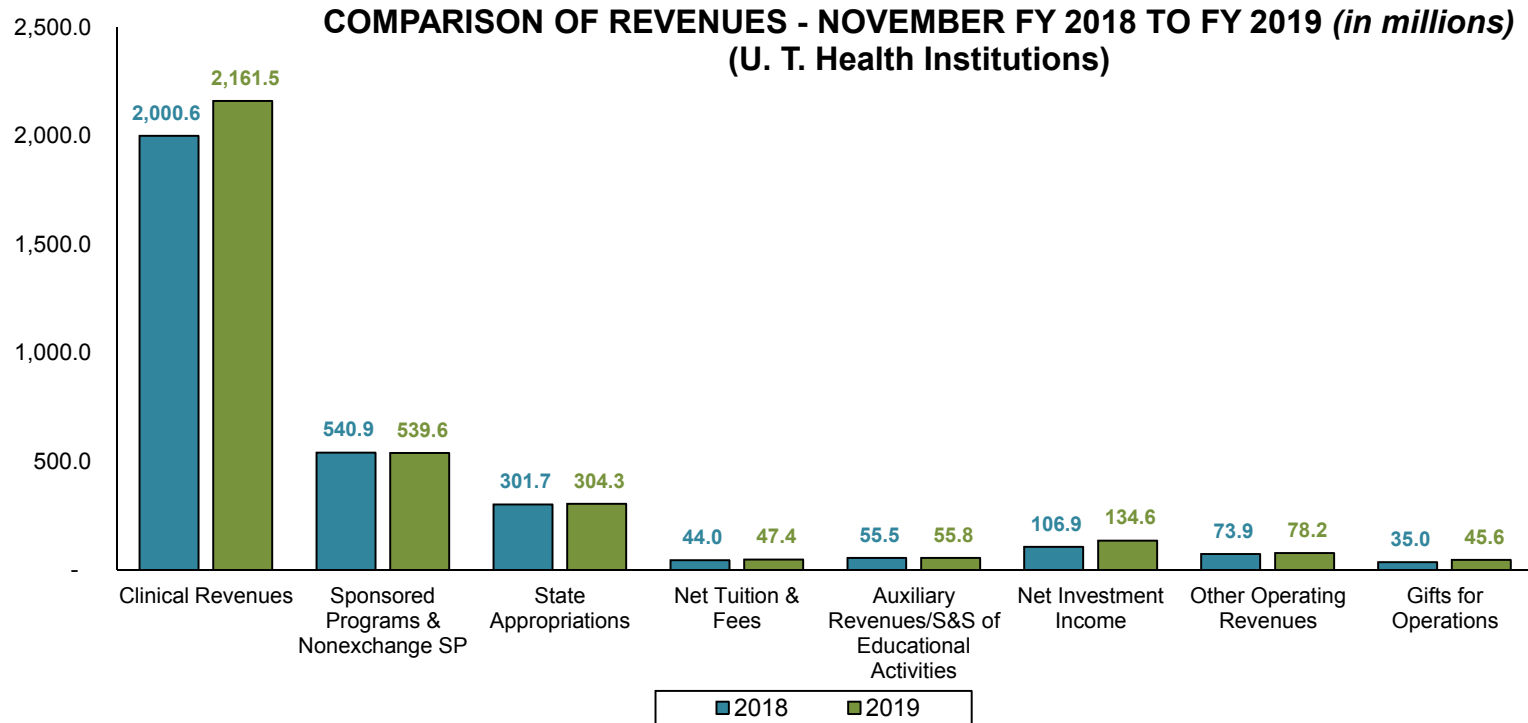
Source: Year-to-date 2018 and 2019 from November Monthly Financial Report and Actual Year-End 2018 from Annual Financial Report



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Key Indicators of Financial Results (Health Institutions)

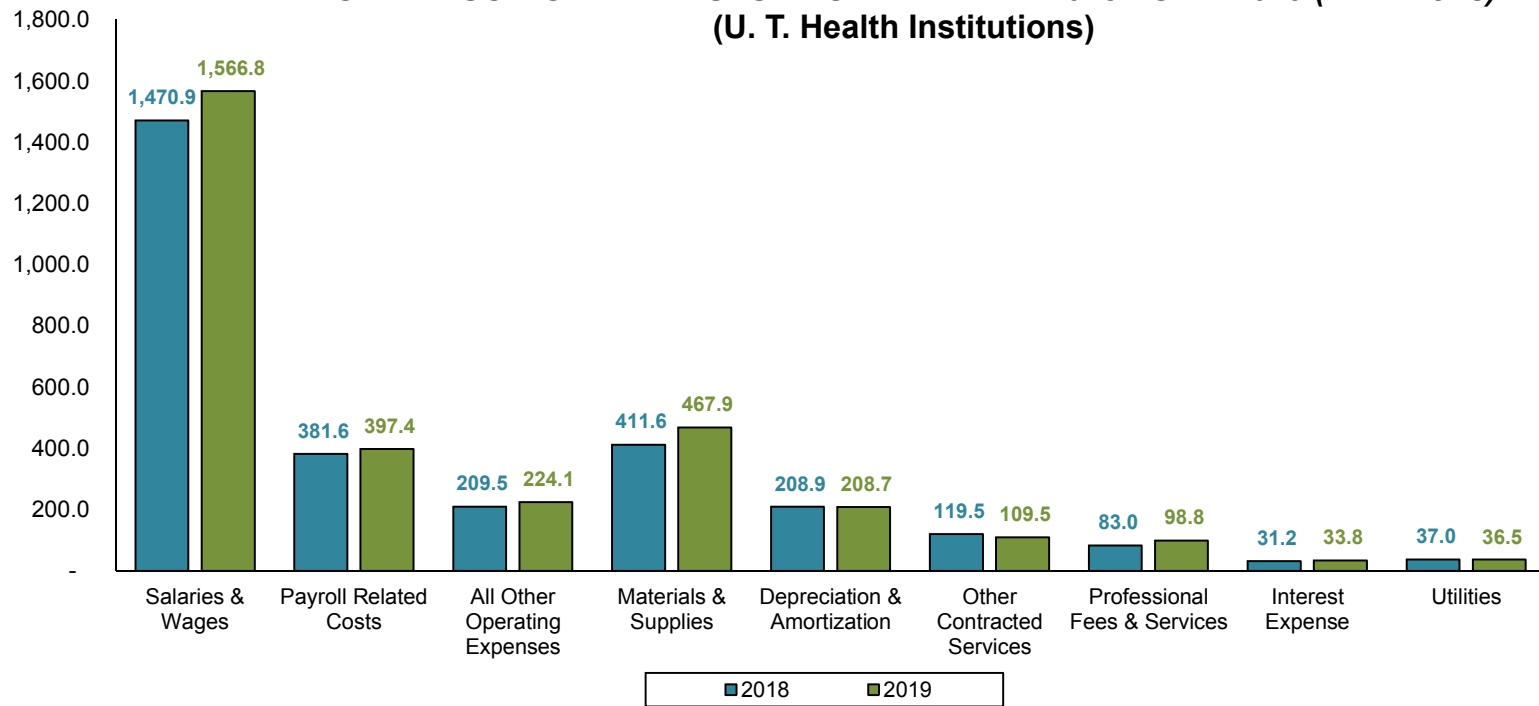


Source: Year-to-date 2018 and 2019 from November Monthly Financial Report



Key Indicators of Financial Results (Health Institutions)

COMPARISON OF EXPENSES - NOVEMBER FY 2018 TO FY 2019 (in millions)
(U. T. Health Institutions)



Key Indicators of Financial Results (Academic Institutions)

Year-to-Date 2018 and 2019, Actual Year-End 2018, and Projected 2019 (in millions)

	U. T. Academic Institutions			
	November FY 2018	November FY 2019	Actual Year- End 2018	Projected FY 2019
Clinical Revenues	\$ 0.5	1.7	6.8	10.6
Sponsored Programs	321.5	340.9	1,483.2	1,497.6
State Appropriations	273.1	269.8	1,070.9	1,076.4
Net Tuition and Fees	408.1	416.0	1,656.0	1,659.5
Auxiliary Revenues/Sales & Services of Educational Activities	319.4	312.3	869.5	896.7
Net Investment Income/Available University Fund (AUF)	204.4	199.5	718.5	749.8
Other Operating Revenues	23.1	10.9	41.9	39.8
Gift Contributions for Operations	57.3	64.5	213.8	209.6
Total Revenues	1,607.3	1,615.7	6,060.6	6,140.1
Salaries and Wages	675.5	708.5	2,615.1	2,740.8
Payroll Related Costs	184.2	195.5	721.3	753.3
All Other Operating Expenses	265.2	257.4	1,002.9	1,015.9
Materials and Supplies	80.5	76.7	269.4	291.3
Depreciation and Amortization	147.0	152.2	582.9	610.6
Other Contracted Services	84.1	72.6	333.8	307.5
Professional Fees and Services	23.3	24.8	100.7	108.9
Interest Exp. on Cap. Asset Financing	41.4	41.5	140.6	151.7
Utilities	39.0	41.0	136.4	141.2
Total Expenses	\$ 1,540.2	1,570.1	5,903.1	6,121.3
Adjusted Income (Loss)	67.2	45.5	157.5	18.8

Source: Year-to-date 2018 and 2019 from November Monthly Financial Report and Actual Year-End 2018 from Annual Financial Report

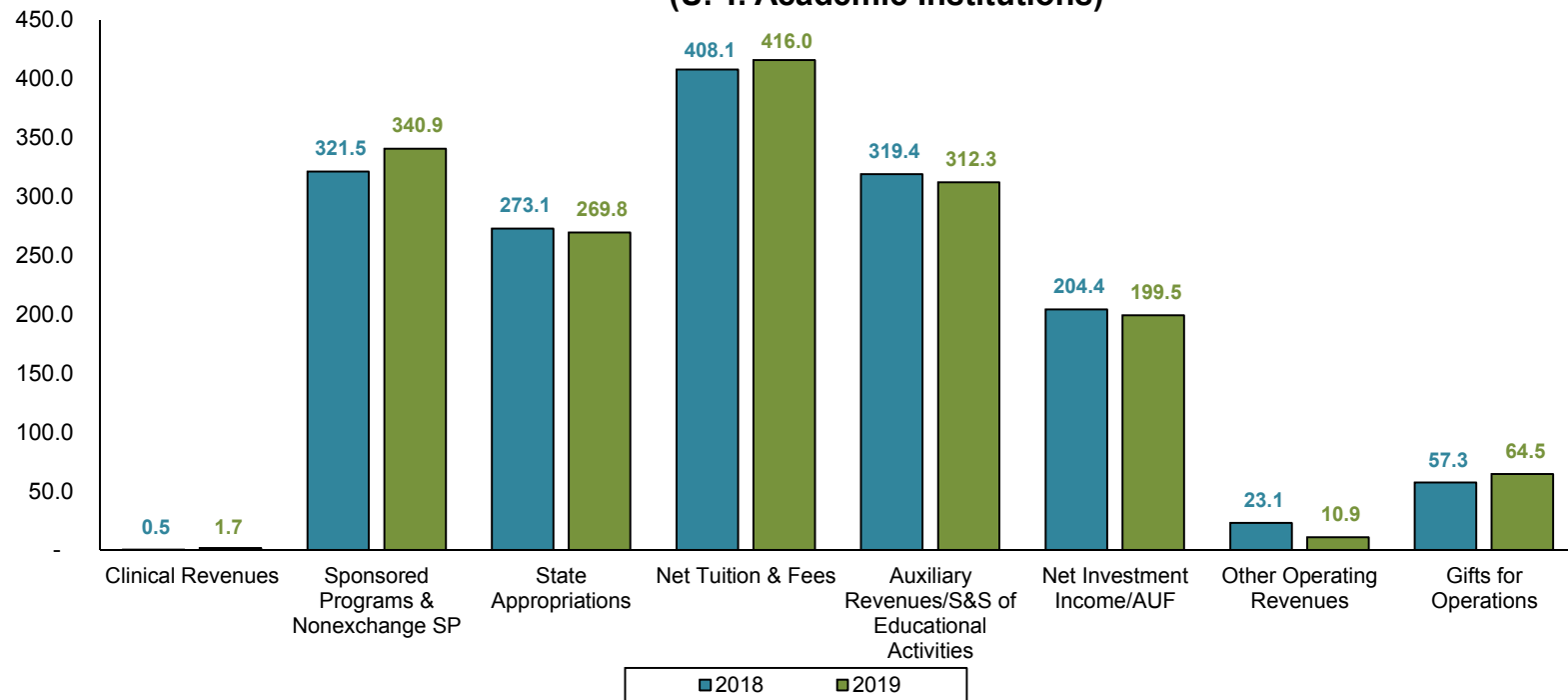


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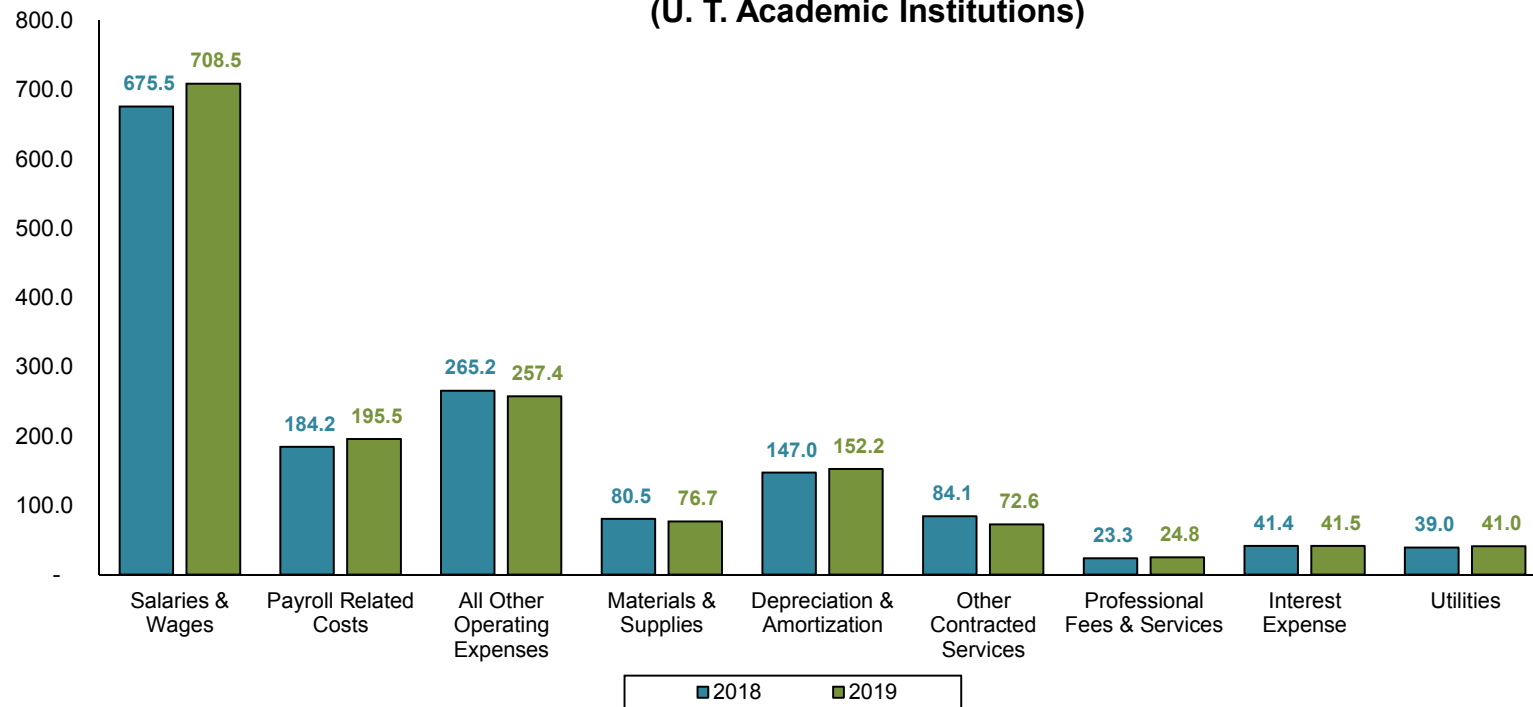
Key Indicators of Financial Results (Academic Institutions)

COMPARISON OF REVENUES - NOVEMBER FY 2018 TO FY 2019 (in millions)
(U. T. Academic Institutions)



Key Indicators of Financial Results (Academic Institutions)

COMPARISON OF EXPENSES - NOVEMBER FY 2018 TO FY 2019 (in millions)
(U. T. Academic Institutions)



Key Indicators of Financial Results (System Administration)

Year-to-Date 2018 and 2019, Actual Year-End 2018, and Projected 2019 (in millions)

	U. T. System Administration			
	November FY 2018	November FY 2019	Actual Year- End 2018	Projected FY 2019
Sponsored Programs	\$ 13.3	1.0	59.2	31.1
State Appropriations	0.8	0.8	9.5	3.3
Sales & Services of Educational Activities	19.0	8.0	33.4	32.2
Net Investment Income/AUF	91.2	66.4	989.3	138.2
Other Operating Revenues	44.3	5.1	259.7	20.3
Gift Contributions for Operations	0.3	0.3	1.1	0.3
Total Revenues	168.9	81.6	1,352.2	225.4
Salaries and Wages	17.1	20.8	59.0	83.4
Payroll Related Costs	3.5	4.3	(270.0)	17.4
All Other Operating Expenses	44.5	83.5	95.2	333.9
Materials and Supplies	11.1	13.9	10.7	55.4
Depreciation and Amortization	6.2	6.7	25.2	26.9
Other Contracted Services	16.0	2.7	31.1	11.0
Professional Fees and Services	3.6	3.8	11.8	15.0
Interest Exp. on Cap. Asset Financing	7.5	9.2	32.2	36.9
Utilities	0.1	0.1	0.6	0.4
Total Expenses	\$ 109.6	145.1	(4.0)	580.3
Adjusted Income (Loss) - Excluding Other Postemployment Benefits (OPEB), Pension Expense, & Elimination of AUF Transfer to U. T. Austin	59.3	(63.5)	1,356.2	(355.0)
OPEB Expense	263.0	210.8	843.2	843.2
Pension Expense	91.9	63.0	252.0	252.0
Elimination of AUF Transfer to U. T. Austin	87.5	93.5	357.8	374.1
Adjusted Income (Loss)	(383.1)	(430.8)	(96.7)	(1,824.2)

Source: Year-to-date 2018 and 2019 from November Monthly Financial Report and Actual Year-End 2018 from Annual Financial Report

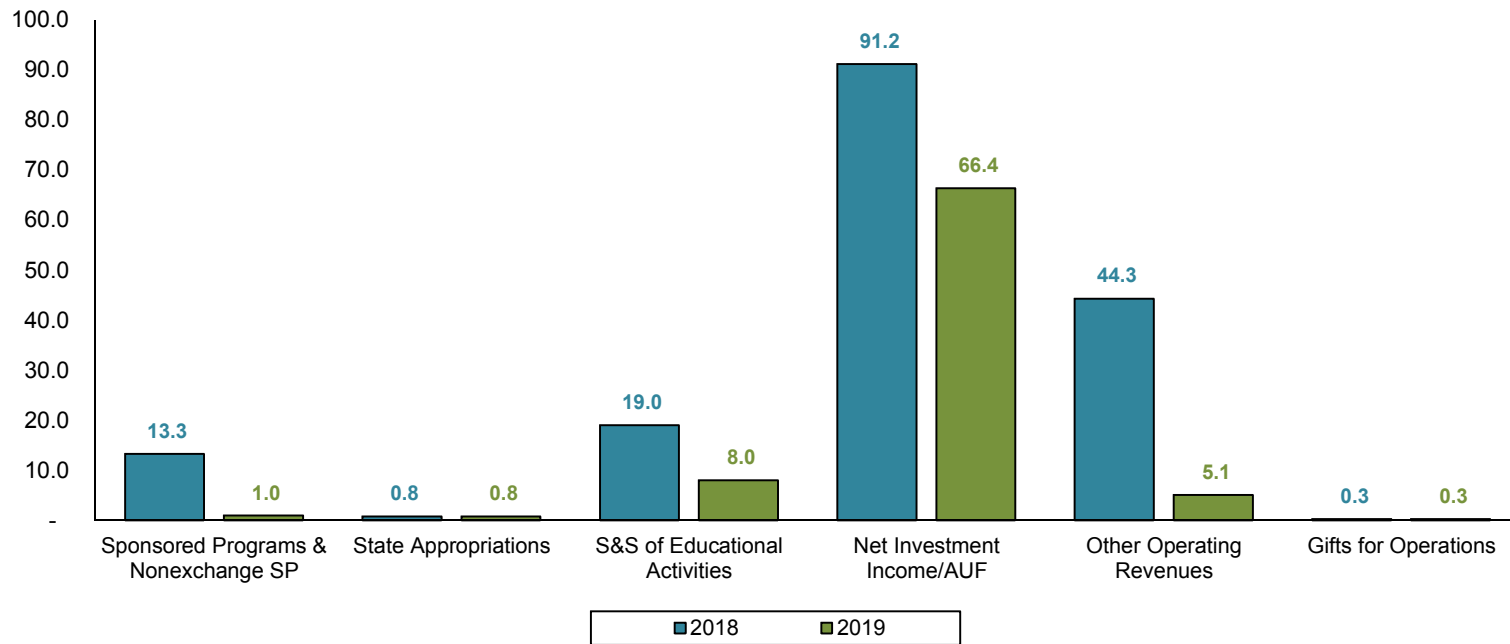


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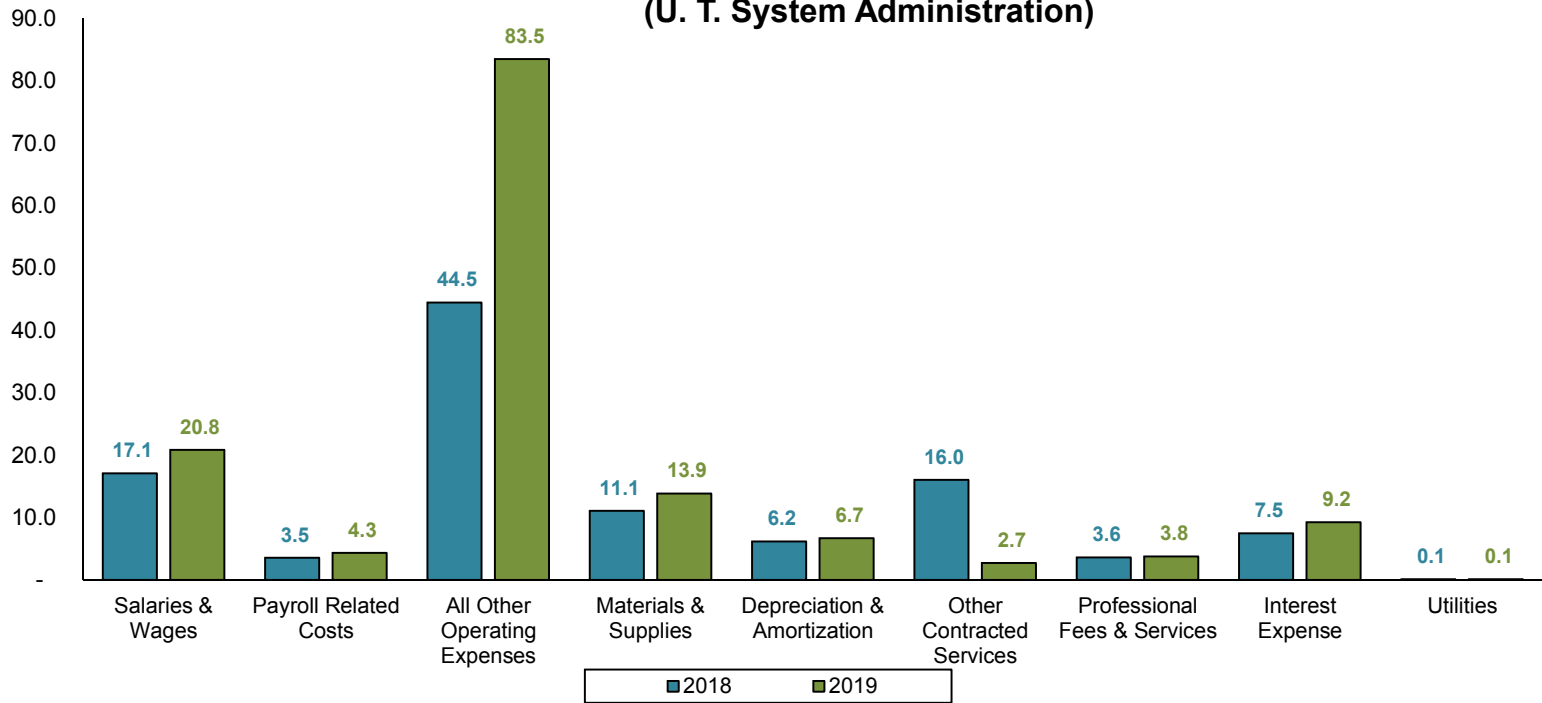
Key Indicators of Financial Results (System Administration)

COMPARISON OF REVENUES - NOVEMBER FY 2018 TO FY 2019 (in millions)
(U. T. System Administration)



Key Indicators of Financial Results (System Administration)

COMPARISON OF EXPENSES - NOVEMBER FY 2018 TO FY 2019 (in millions)
(U. T. System Administration)



Key Indicators of Financial Results (Consolidated)

Year-to-Date 2018 and 2019, Actual Year-End 2018, and Projected 2019 (in millions)

	U. T. Consolidated			
	November FY 2018	November FY 2019	Actual Year- End 2018	Projected FY 2019
Clinical Revenues	\$ 2,001.1	2,163.2	8,196.0	8,918.8
Sponsored Programs	875.8	881.5	3,775.5	3,818.0
State Appropriations	575.6	575.0	2,289.3	2,297.0
Net Tuition and Fees	452.2	463.4	1,828.3	1,835.0
Auxiliary Revenues/Sales & Services of Educational Activities	393.8	376.2	1,116.0	1,129.0
Net Investment Income/AUF	315.0	306.9	1,780.8	1,038.5
Other Operating Revenues	141.2	94.2	742.4	463.2
Gift Contributions for Operations	92.6	110.3	450.0	412.3
Total Revenues	4,847.3	4,970.6	20,178.4	19,911.8
Salaries and Wages	2,163.4	2,296.2	8,679.2	9,301.9
Payroll Related Costs	569.4	597.2	2,052.9	2,463.2
All Other Operating Expenses	519.2	564.9	2,040.0	2,319.3
Materials and Supplies	503.2	558.5	2,032.6	2,313.2
Depreciation and Amortization	362.1	367.6	1,440.4	1,474.8
Other Contracted Services	219.7	184.8	948.1	876.4
Professional Fees and Services	109.9	127.4	501.3	567.3
Interest Exp. on Cap. Asset Financing	80.0	84.6	281.7	326.7
Utilities	76.2	77.6	281.3	264.2
Total Expenses	\$ 4,603.1	4,858.7	18,257.6	19,907.0
Adjusted Income (Loss) - Excluding OPEB & Pension Exp.	244.2	111.9	1,920.8	4.8
OPEB Expense	263.0	210.8	843.2	843.2
Pension Expense	91.9	63.0	252.0	252.0
Adjusted Income (Loss)	(110.7)	(161.9)	825.6	(1,090.4)

Source: Year-to-date 2018 and 2019 from November Monthly Financial Report and Actual Year-End 2018 from Annual Financial Report

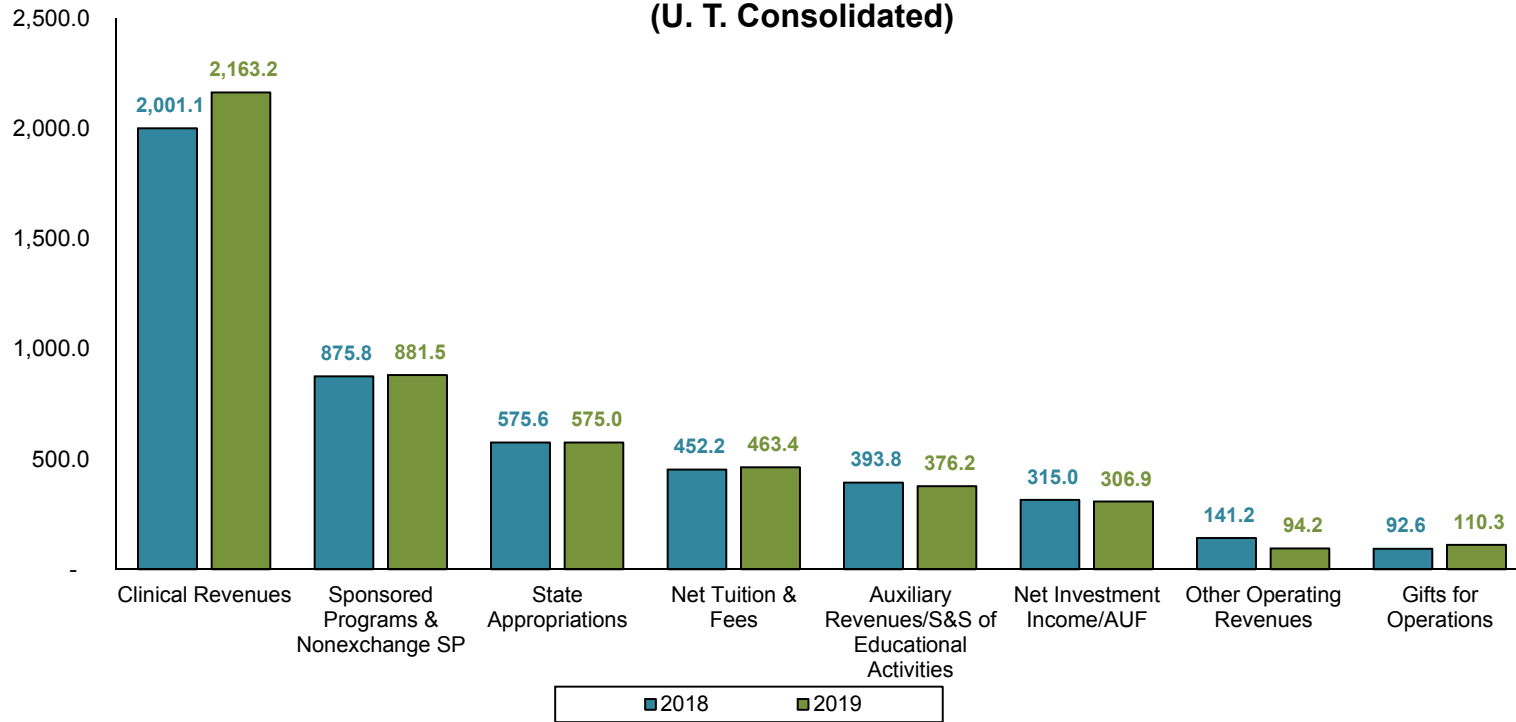


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Key Indicators of Financial Results (Consolidated)

COMPARISON OF REVENUES - NOVEMBER FY 2018 TO FY 2019 (in millions)
(U. T. Consolidated)

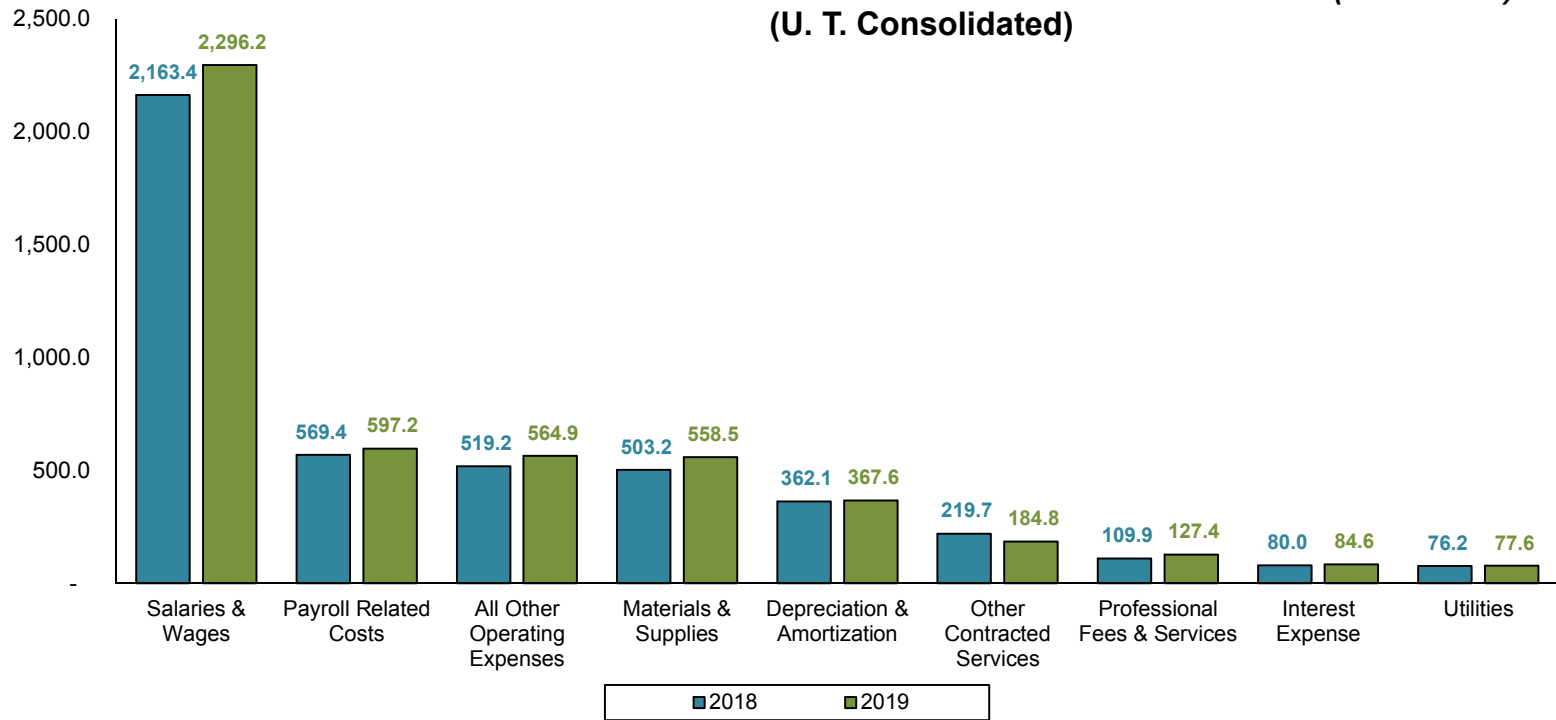


Source: Year-to-date 2018 and 2019 from November Monthly Financial Report



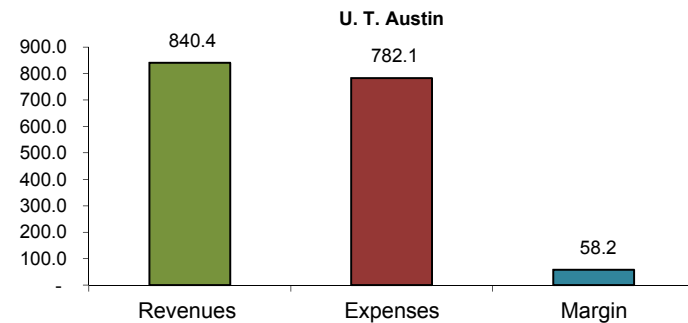
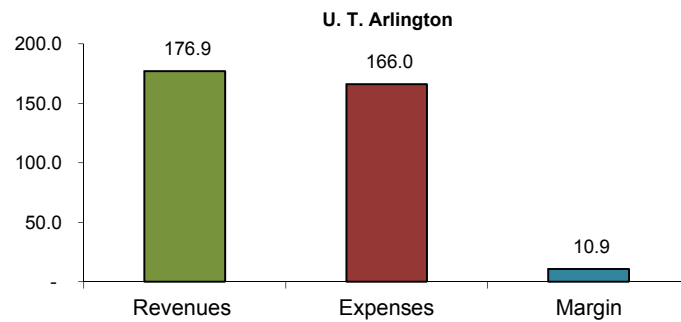
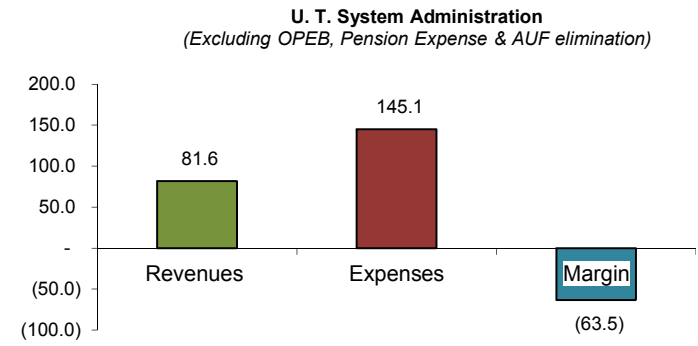
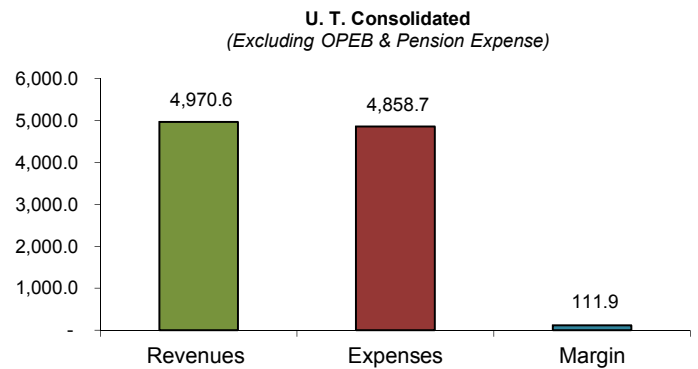
Key Indicators of Financial Results (Consolidated)

**COMPARISON OF EXPENSES - NOVEMBER FY 2018 TO FY 2019 (in millions)
(U. T. Consolidated)**



Key Indicators of Financial Results

Year-to-Date 2019 (in millions)

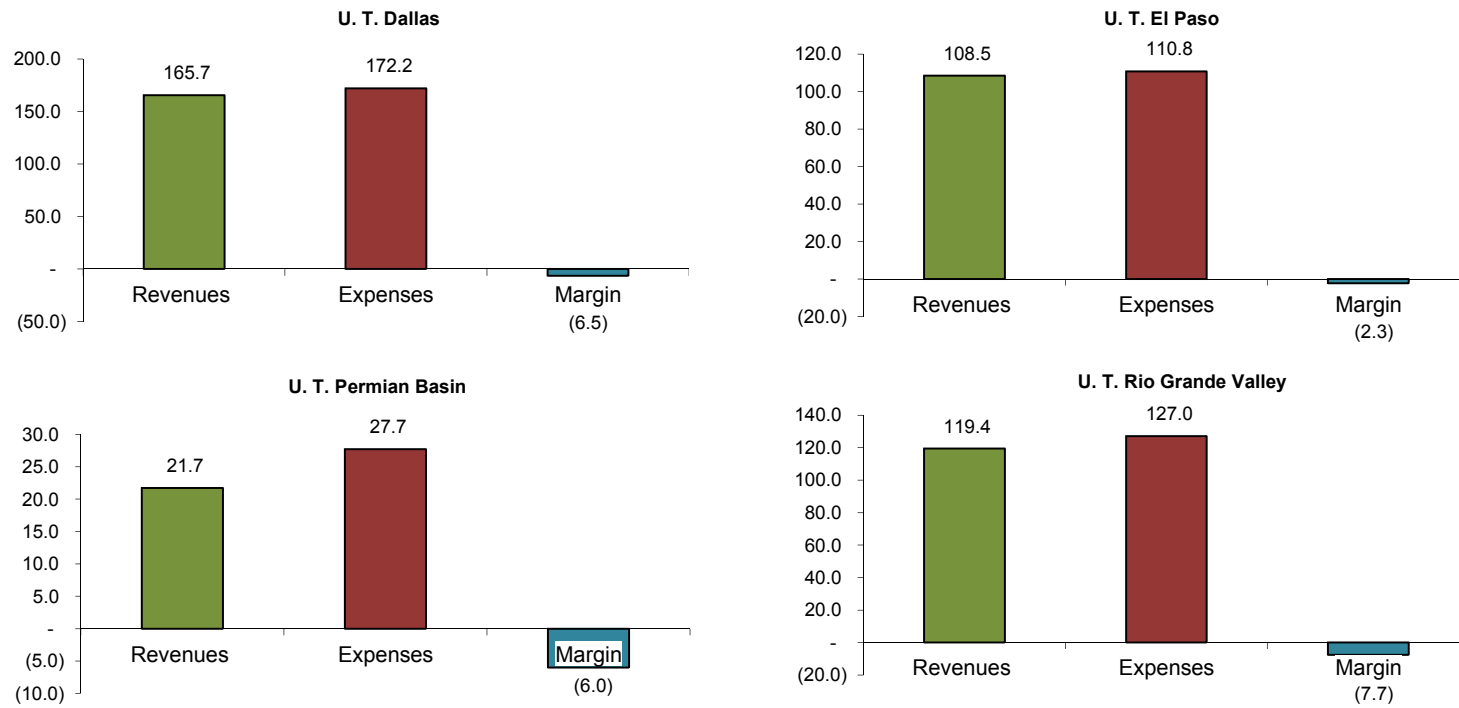


Source: Year-to-date 2019 from November Monthly Financial Report



Key Indicators of Financial Results

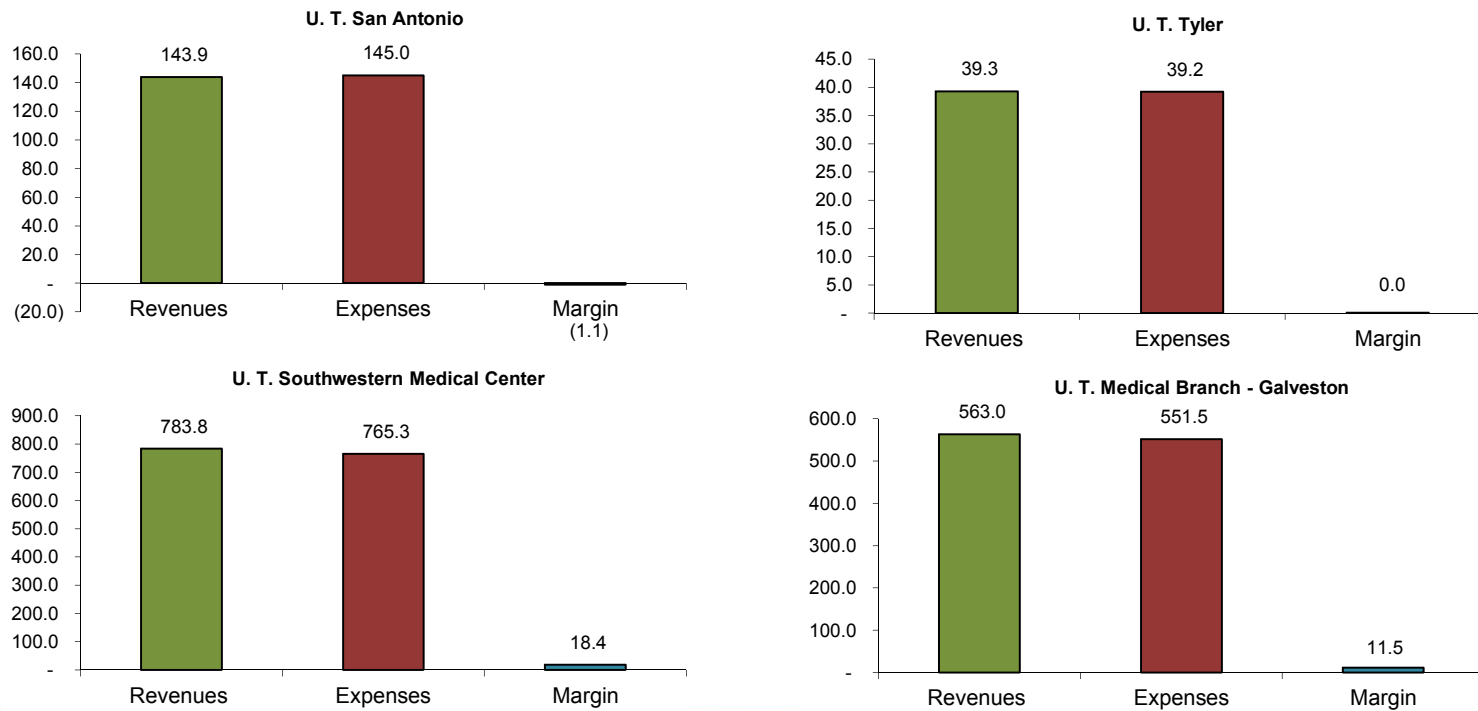
Year-to-Date 2019 (in millions)



Source: Year-to-date 2019 from November Monthly Financial Report



Key Indicators of Financial Results Year-to-Date 2019 (in millions)

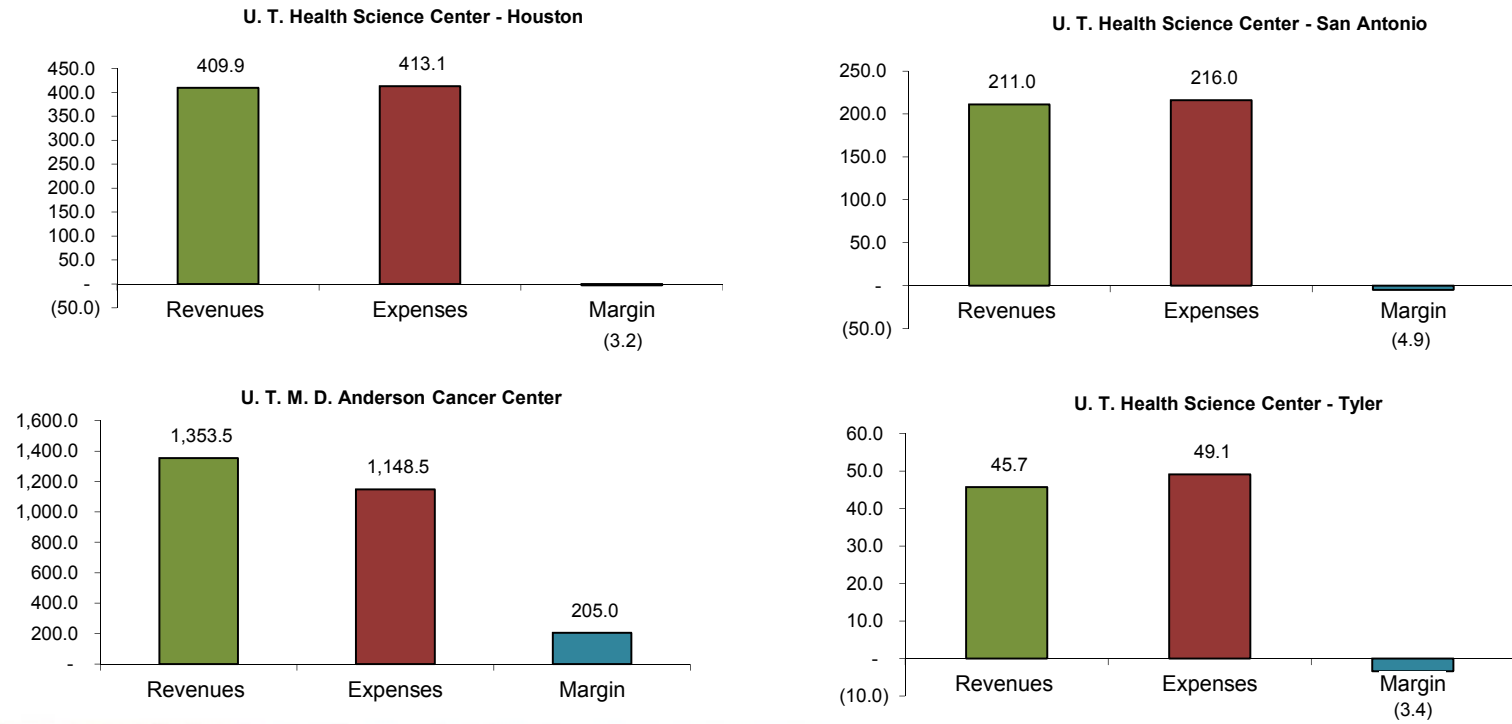


Source: Year-to-date 2019 from November Monthly Financial Report



Key Indicators of Financial Results

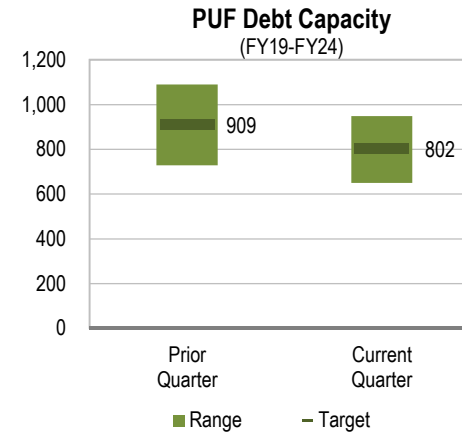
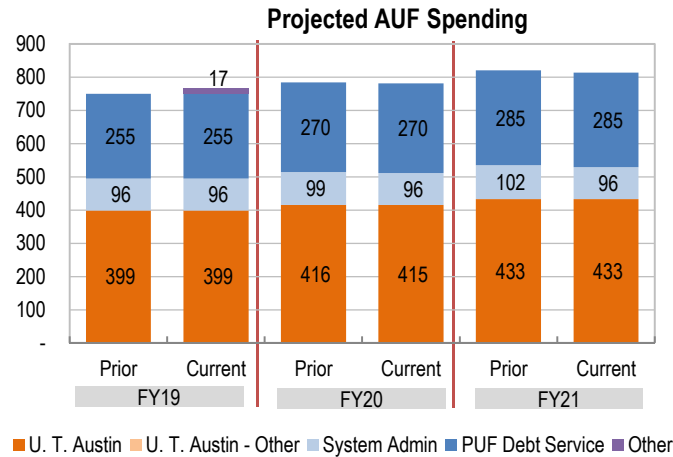
Year-to-Date 2019 (in millions)



Source: Year-to-date 2019 from November Monthly Financial Report



Permanent University Fund (PUF)/Available University Fund (AUF) Update (in millions) For the Quarter Ending November 30, 2018

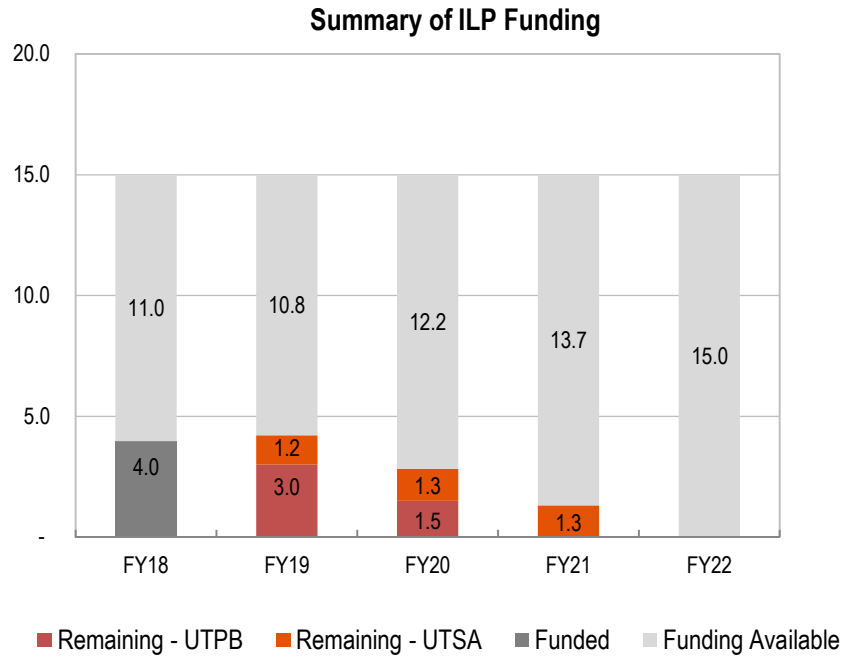


Changes to PUF/AUF Since Prior Quarter

- Quarterly PUF investment returns underperformed projections (-1.7% actual vs 1.5% projected for quarter ending 11/30/18); cash flow model also takes into account approximation for Dec-2018 market returns.
- Quarterly PUF land receipts of \$312M exceeded projection of \$219M.
- \$70M of PUF approved (Sep-2018) for construction of the National Security Collaboration Center and the School of Data Science at U. T. San Antonio.
- \$16.9M of AUF approved (Nov-2018) for Systemwide information security.



Internal Lending Program (ILP) Update (in millions) For the Quarter Ending November 30, 2018



Summary of ILP Funding

Remaining FY18 ILP Available:	\$11,029,359
Remaining Funding Commitments [FY19-21]:	
- UTPB Institutional Operations	(4,500,000)
- <u>UTSA Online Degree Program</u>	<u>(3,848,798)</u>
Remaining FY19 ILP Available:	\$10,783,734
Remaining FY20 ILP Available:	\$12,183,734
Remaining FY21 ILP Available:	\$13,683,734
Remaining FY22 ILP Available:	\$15,000,000



THE UNIVERSITY OF TEXAS SYSTEM
OFFICE OF THE CONTROLLER

MONTHLY FINANCIAL REPORT
(unaudited)

DECEMBER 2018



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Austin, Texas 78701
512.499.4527
www.utsystem.edu/cont

**THE UNIVERSITY OF TEXAS SYSTEM
MONTHLY FINANCIAL REPORT
(Unaudited)
FOR THE FOUR MONTHS ENDING
December 31, 2018**

**The University of Texas System
Monthly Financial Report**

Foreword

The Monthly Financial Report (MFR) compares the results of operations between the current year-to-date cumulative amounts and the prior year-to-date cumulative amounts. Explanations are provided for institutions having the largest variances in Adjusted Income (Loss) year-to-date as compared to the prior year, both in terms of dollars and percentages. In addition, although no significant variance may exist, institutions with losses may be discussed.

The data is reported in three sections: (1) Operating Revenues, (2) Operating Expenses, and (3) Other Nonoperating Adjustments. Presentation of state appropriation revenues are required under GASB 35 to be reflected as nonoperating revenues, so all institutions will report an Operating Loss prior to this adjustment. The MFR provides an Adjusted Income (Loss), which takes into account the nonoperating adjustments associated with core operating activities. An Adjusted Margin (as a percentage of operating and nonoperating revenue adjustments) is calculated for each period and is intended to reflect relative operating contributions to financial health.

UNAUDITED

The University of Texas System Consolidated
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	619,070,041.79	602,477,906.58	16,592,135.21	2.8%
Sponsored Programs	1,067,675,062.17	1,069,126,659.37	(1,451,597.20)	-0.1%
Net Sales and Services of Educational Activities	224,158,667.20	245,814,636.28	(21,655,969.08)	-8.8%
Net Sales and Services of Hospitals	2,197,481,361.40	2,033,151,715.49	164,329,645.91	8.1%
Net Professional Fees	651,717,549.77	620,623,464.49	31,094,085.28	5.0%
Net Auxiliary Enterprises	255,998,980.41	246,431,101.03	9,567,879.38	3.9%
Other Operating Revenues	142,991,848.84	176,040,832.62	(33,048,983.78)	-18.8%
Total Operating Revenues	5,159,093,511.58	4,993,666,315.86	165,427,195.72	3.3%
Operating Expenses				
Salaries and Wages	3,085,694,490.05	2,898,686,021.07	187,008,468.98	6.5%
Payroll Related Costs	807,370,474.07	772,801,259.08	34,569,214.99	4.5%
Membership Dues	12,153,059.63	12,549,894.66	(396,835.03)	-3.2%
Registration Fees, Meetings, Conferences	21,156,999.73	20,688,147.63	468,852.10	2.3%
Cost of Goods Sold	60,907,802.74	54,864,580.87	6,043,221.87	11.0%
Professional Fees and Services	175,688,350.22	143,575,854.24	32,112,495.98	22.4%
Other Contracted Services	265,966,333.12	287,658,966.68	(21,692,633.56)	-7.5%
Fees and Other Charges	18,659,336.51	19,635,891.41	(976,554.90)	-5.0%
Travel	51,106,589.24	50,269,669.69	836,919.55	1.7%
Materials and Supplies	739,218,227.85	664,152,735.85	75,065,492.00	11.3%
Utilities	98,484,231.06	99,062,668.93	(578,437.87)	-0.6%
Communications	30,047,389.39	34,619,324.56	(4,571,935.17)	-13.2%
Repairs and Maintenance	114,115,643.27	119,454,218.49	(5,338,575.22)	-4.5%
Rentals and Leases	65,490,113.66	57,042,007.98	8,448,105.68	14.8%
Printing and Reproduction	11,305,668.05	11,469,145.11	(163,477.06)	-1.4%
Royalty Payments	7,116,975.17	4,868,047.15	2,248,928.02	46.2%
Bad Debt Expense	85,161.85	1,072,162.72	(987,000.87)	-92.1%
Insurance Costs/Premiums	42,760,340.10	43,336,285.42	(575,945.32)	-1.3%
Claims and Losses	36,129,440.08	7,235,408.01	28,894,032.07	399.3%
OPEB Expense	281,073,581.67	350,666,666.67	(69,593,085.00)	-19.8%
Pension Expense	83,987,256.67	122,578,115.33	(38,590,858.66)	-31.5%
Scholarships and Fellowships	123,724,374.53	120,019,326.25	3,705,048.28	3.1%
Depreciation and Amortization	486,947,067.20	482,780,913.22	4,166,153.98	0.9%
Federal Sponsored Program Pass-Through to Other State Agencies	5,041,811.01	5,760,695.39	(718,884.38)	-12.5%
State Sponsored Program Pass-Through to Other State Agencies	1,989,346.42	10,792,437.73	(8,803,091.31)	-81.6%
Other Operating Expenses	87,051,828.63	84,314,266.17	2,737,562.46	3.2%
Total Operating Expenses	6,713,271,891.92	6,479,954,710.31	233,317,181.61	3.6%
Operating Income (Loss)	(1,554,178,380.34)	(1,486,288,394.45)	(67,889,985.89)	-4.6%
Other Nonoperating Adjustments				
State Appropriations	770,654,415.01	767,089,294.56	3,565,120.45	0.5%
Nonexchange Sponsored Programs	80,239,748.53	75,733,572.11	4,506,176.42	6.0%
Gift Contributions for Operations	163,513,246.91	155,561,345.30	7,951,901.61	5.1%
Net Investment Income	485,885,470.46	432,662,422.82	53,223,047.64	12.3%
Interest Expense on Capital Asset Financings	(112,750,165.79)	(129,141,497.26)	16,391,331.47	12.7%
Net Other Nonoperating Adjustments	1,387,542,715.12	1,301,905,137.53	85,637,577.59	6.6%
Adjusted Income (Loss) including Depreciation & Amortization	(166,635,665.22)	(184,383,256.92)	17,747,591.70	9.6%
Adjusted Margin % including Depreciation & Amortization	-2.5%	-2.9%		
Investment Gains (Losses)	(1,917,207,884.66)	1,265,683,630.47	(3,182,891,515.13)	-251.5%
Adj. Inc. (Loss) with Investment Gains (Losses)	(2,083,843,549.88)	1,081,300,373.55	(3,165,143,923.43)	-292.7%
Adj. Margin % with Investment Gains (Losses)	-43.9%	14.1%		
Adjusted Income (Loss) excluding Depreciation & Amortization	320,311,401.98	298,397,656.30	21,913,745.68	7.3%
Adjusted Margin % excluding Depreciation & Amortization	4.8%	4.6%		

**The University of Texas System
Comparison of Adjusted Income (Loss)
For the Four Months Ending December 31, 2018**

	Including Depreciation and Amortization Expense			Fluctuation Percentage
	December	December	Variance	
	Year-to-Date	Year-to-Date		
	FY 2019	FY 2018		
U. T. System Administration	\$ (323,862,172.90) (1)	\$ (379,117,455.65)	55,255,282.75	14.6%
U. T. Arlington	(1,934,580.14) (2)	8,500,065.80	(10,434,645.94)	-122.8%
U. T. Austin	52,168,974.15	43,931,801.32	8,237,172.83	18.7%
U. T. Dallas	(7,021,207.44) (3)	(8,245,918.52)	1,224,711.08	14.9%
U. T. El Paso	(2,490,182.52) (4)	(3,568,444.79)	1,078,262.27	30.2%
U. T. Permian Basin	(5,829,524.03) (5)	(2,062,948.53)	(3,766,575.50)	-182.6%
U. T. Rio Grande Valley	(814,510.50) (6)	3,495,380.50	(4,309,891.00)	-123.3%
U. T. San Antonio	(2,362,765.29) (7)	1,354,270.84	(3,717,036.13)	-274.5%
U. T. Tyler	2,609,136.00 (8)	(1,123,539.28)	3,732,675.28	332.2%
U. T. Southwestern Medical Center	14,368,985.57 (9)	38,376,053.99	(24,007,068.42)	-62.6%
U. T. Medical Branch - Galveston	(922,760.73) (10)	(11,472,488.90)	10,549,728.17	92.0%
U. T. Health Science Center - Houston	(8,679,719.66) (11)	9,527,175.40	(18,206,895.06)	-191.1%
U. T. Health Science Center - San Antonio	(6,497,936.37) (12)	(800,876.35)	(5,697,060.02)	-711.4%
U. T. M. D. Anderson Cancer Center	254,704,926.81	238,565,917.13	16,139,009.68	6.8%
U. T. Health Science Center - Tyler	(5,359,140.24) (13)	(5,122,070.95)	(237,069.29)	-4.6%
Elimination of AUF Transfer	(124,713,187.93)	(116,620,178.93)	(8,093,009.00)	-6.9%
Total Adjusted Income (Loss)	(166,635,665.22)	(184,383,256.92)	17,747,591.70	9.6%
Investment Gains (Losses)	(1,917,207,884.66)	1,265,683,630.47	(3,182,891,515.13)	-251.5%
Total Adjusted Income (Loss) with Investment Gains (Losses) Including Depreciation and Amortization	\$ (2,083,843,549.88)	\$ 1,081,300,373.55	\$ (3,165,143,923.43)	-292.7%

	Excluding Depreciation and Amortization Expense			Fluctuation Percentage
	December	December	Variance	
	Year-to-Date	Year-to-Date		
	FY 2019	FY 2018		
U. T. System Administration	\$ (314,891,952.28)	\$ (370,899,198.94)	56,007,246.66	15.1%
U. T. Arlington	16,381,832.70	23,358,792.12	(6,976,959.42)	-29.9%
U. T. Austin	156,835,640.82	148,598,467.99	8,237,172.83	5.5%
U. T. Dallas	20,307,753.76	18,936,249.80	1,371,503.96	7.2%
U. T. El Paso	7,556,087.39	6,666,443.53	889,643.86	13.3%
U. T. Permian Basin	(366,117.19)	2,870,384.80	(3,236,501.99)	-112.8%
U. T. Rio Grande Valley	14,466,568.19	16,376,055.54	(1,909,487.35)	-11.7%
U. T. San Antonio	14,109,868.06	17,661,906.40	(3,552,038.34)	-20.1%
U. T. Tyler	7,925,896.00	4,030,884.72	3,895,011.28	96.6%
U. T. Southwestern Medical Center	70,143,477.77	95,237,984.96	(25,094,507.19)	-26.3%
U. T. Medical Branch - Galveston	53,850,583.78	39,678,299.78	14,172,284.00	35.7%
U. T. Health Science Center - Houston	13,751,994.89	30,593,137.95	(16,841,143.06)	-55.0%
U. T. Health Science Center - San Antonio	12,502,063.63	17,699,123.65	(5,197,060.02)	-29.4%
U. T. M. D. Anderson Cancer Center	372,984,402.32	364,766,557.18	8,217,845.14	2.3%
U. T. Health Science Center - Tyler	(533,509.93)	(557,254.25)	23,744.32	4.3%
Elimination of AUF Transfer	(124,713,187.93)	(116,620,178.93)	(8,093,009.00)	-6.9%
Total Adjusted Income (Loss)	320,311,401.98	298,397,656.30	21,913,745.68	7.3%
Total Adjusted Income (Loss) Excluding Depreciation and Amortization	\$ 320,311,401.98	\$ 298,397,656.30	\$ 21,913,745.68	7.3%

THE UNIVERSITY OF TEXAS SYSTEM
MONTHLY FINANCIAL REPORT VARIANCES
For the Four Months Ending December 31, 2018

Explanations are provided for institutions with a current year-to-date adjusted loss and/or a projected year-to-date loss. Explanations are also provided for institutions having the largest variances in adjusted income (loss) year-to-date as compared to the prior year, both in terms of dollars and percentages.

- (1) U. T. System Administration incurred a year-to-date loss of \$323.9 million, a decrease in adjusted loss of \$55.3 million (14.6%) as compared to last year. The loss was primarily due to the following: an accrual of \$281.1 million for other postemployment benefits (OPEB) expense; an accrual of \$84.0 million for pension expense; a decrease in other operating revenues due to a reduction in excess revenues in the Medical Dental Self-Insurance Plan; and a decrease in sponsored program revenue received for the 2018-2019 biennium for the Joint Admission Medical Program as it was all recognized in 2018. U. T. System Administration anticipates ending the year with a \$1.2 billion loss.
- (2) U. T. Arlington incurred a year-to-date loss of \$1.9 million, a decrease of \$10.4 million (122.8%) as compared to last year. The loss was primarily attributable to the following: an increase in salaries and wages and payroll related costs due to increased faculty levels, faculty retention initiatives, and merit increases; an increase in materials and supplies due to the purchase of non-capital items for new buildings on campus; and an increase in depreciation and amortization as a result of new buildings placed into service in 2018. Excluding depreciation and amortization expense, U. T. Arlington's adjusted income was \$16.4 million and anticipates ending the year with \$30.5 million income.
- (3) U. T. Dallas incurred a year-to-date loss of \$7.0 million, a decrease in adjusted loss of \$1.2 million (14.9%) as compared to last year. The loss was primarily due to the following: an increase in depreciation and amortization expense over the last several years as a result of the addition of new buildings; an increase in interest expense on capital asset financings due to debt issued for new buildings; and an increase in salaries and wages and payroll related costs due to a one-time merit increase. Excluding depreciation and amortization expense, U. T. Dallas' adjusted income was \$20.3 million and anticipates ending the year with a \$21.1 million loss.
- (4) U. T. El Paso incurred a year-to-date loss of \$2.5 million, a decrease in adjusted loss of \$1.1 million (30.2%) as compared to last year due to operating efficiencies. The loss was attributable to the following: approximately \$6.0 million tuition exemption scholarship expense, primarily related to the Hazelwood and Hazelwood Legacy programs; and an increase in depreciation expense over the last five years due to new buildings and enhanced research infrastructure. Excluding depreciation and amortization expense, U. T. El Paso's adjusted income was \$7.6 million and anticipates ending the year with an \$8.2 million loss.
- (5) U. T. Permian Basin incurred a year-to-date loss of \$5.8 million, an increase in adjusted loss of \$3.8 million (182.6%) as compared to last year. The loss was primarily attributable to the following: an increase in salaries and wages and payroll related cost as a result of vacant positions being filled; an increase in professional fees and services due to a contract for assistance in evaluating and re-designing business processes; and an increase in other operating expenses due new signage in buildings on campus. Excluding depreciation and amortization expense, U. T. Permian Basin's adjusted loss was \$0.4 million and anticipates ending the year with a \$22.8 million loss.
- (6) U. T. Rio Grande Valley incurred a year-to-date loss of \$0.8 million, a decrease of \$4.3 million (123.3%) as compared to last year. The loss was primarily attributable to the following: an increase in salaries and wages and payroll related costs due to increases in staff and faculty positions and a change in the accrual process for faculty positions; and an increase in depreciation and amortization as a result of two new buildings placed into service in 2018. Excluding depreciation and amortization expense, U. T. Rio Grande Valley's adjusted income was \$14.5 million and anticipates ending the year with a \$6.5 million loss.
- (7) U. T. San Antonio incurred a year-to-date loss of \$2.4 million, a decrease of \$3.7 million (274.5%) as compared to last year. The loss was primarily attributable to an increase in salaries and wages and payroll related costs due to merit increases and vacant positions being filled, as well as four fewer class days in 2019. Excluding depreciation and amortization expense, U. T. San Antonio's adjusted income was \$14.1 million and anticipates ending the year with a \$7.1 million loss.
- (8) U. T. Tyler reported year-to-date adjusted income of \$2.6 million, an increase of \$3.7 million (332.2%) as compared to last year. The increase was primarily due to an increase in net sales and services of educational activities due to a delay in recognizing a portion of the pharmacy tuition in the prior year. Excluding depreciation and amortization expense, U. T. Tyler's adjusted income was \$7.9 million. U. T. Tyler anticipates ending the year with a \$1.5 million adjusted

loss as a result of an increase in personnel across the campus and Pharmacy start-up costs funded with prior year balances.

- (9) U. T. Southwestern Medical Center reported year-to-date adjusted income of \$14.4 million, a decrease of \$24.0 million (62.6%) as compared to last year. The decrease was primarily due to the following: an increase in salaries and wages and payroll related costs as a result of growth in both the hospital and the physician practice plan; and an increase in materials and supplies as a result of increased drugs and medical supplies driven by patient volumes and patient acuity. Excluding depreciation and amortization expense, U. T. Southwestern's adjusted income was \$70.1 million and anticipates ending the year with \$76.7 million income.
- (10) U. T. Medical Branch - Galveston incurred a year-to-date loss of \$0.9 million, a decrease in adjusted loss of \$10.5 million (92.0%) as compared to last year. The decrease was primarily due to an increase in net sales and services of hospitals due to increased patient volume, which was partially offset by increases in expenses. Excluding depreciation and amortization expense, UTMB's adjusted income was \$53.9 million. UTMB anticipates ending the year with a \$57.0 million adjusted loss primarily as a result of start-up costs related to the opening of the Clear Lake hospital in February.
- (11) U. T. Health Science Center - Houston incurred a year-to-date loss of \$8.7 million, a decrease of \$18.2 million (191.1%) as compared to last year. The loss was attributable to timing differences in the recording of professional fees, combined with a decrease in sponsored programs due to a change in the structure of the contract with Memorial Hermann Hospital. Additionally, salaries and wages increased as a result of growth in the physician practice plan. Excluding depreciation and amortization expense, UTHSC-Houston's adjusted income was \$13.8 million and anticipates ending the year with \$4.2 million adjusted income.
- (12) U. T. Health Science Center - San Antonio incurred a year-to-date loss of \$6.5 million, an increase in adjusted loss of \$5.7 million (711.4%) as compared to last year. The loss was primarily due to the following: a cancelled pledge from the now dissolved San Antonio Cancer Foundation; and an increase in salaries and wages attributable to increased clinical faculty and staff positions as a result of growth associated with expanded clinical facilities. Excluding depreciation and amortization expense, UTHSC-San Antonio's adjusted income was \$12.5 million and anticipates ending the year with a \$10.9 million adjusted loss due to expansion and research.

(13) U. T. Health Science Center - Tyler incurred a year-to-date loss of \$5.4 million, a slight increase in adjusted loss of \$0.2 million (4.6%) as compared to last year. The loss was primarily due to a decrease in net sales and services of hospitals as a result of select service lines being transitioned to other facilities within the UT Health East Texas joint venture. The decrease in direct hospital revenue was partially offset by an increase in other operating revenues that reflect UTHSC-Tyler's estimated share of the joint venture adjusted earnings, net of lower Delivery System Reform Incentive Payment revenue as compared to the prior year. Excluding depreciation and amortization expense, UTHSC-Tyler's adjusted loss was \$0.5 million and anticipates ending the year with \$0.8 million adjusted income. UTHSC-Tyler will continue to benefit from increased salary and benefit savings related to the prior year's workforce restructuring initiatives, as well as expected seasonal increases in direct hospital and professional fee revenues.

UNAUDITED

The University of Texas System Administration
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Sponsored Programs	1,292,640.66	13,598,592.73	(12,305,952.07)	-90.5%
Net Sales and Services of Educational Activities	10,715,155.20	24,314,305.87	(13,599,150.67)	-55.9%
Other Operating Revenues	8,478,896.64	39,776,685.58	(31,297,788.94)	-78.7%
Total Operating Revenues	20,486,692.50	77,689,584.18	(57,202,891.68)	-73.6%
Operating Expenses				
Salaries and Wages	27,292,155.35	23,573,401.63	3,718,753.72	15.8%
Payroll Related Costs	5,990,173.75	4,944,267.18	1,045,906.57	21.2%
Membership Dues	260,224.64	212,058.01	48,166.63	22.7%
Registration Fees, Meetings, Conferences	109,883.35	102,100.21	7,783.14	7.6%
Professional Fees and Services	5,406,359.88	4,067,032.60	1,339,327.28	32.9%
Other Contracted Services	4,236,121.01	17,485,622.78	(13,249,501.77)	-75.8%
Fees and Other Charges	23,510.81	28,933.05	(5,422.24)	-18.7%
Travel	665,843.53	570,556.94	95,286.59	16.7%
Materials and Supplies	14,630,414.56	11,363,630.20	3,266,784.36	28.7%
Utilities	153,939.24	190,223.80	(36,284.56)	-19.1%
Communications	150,459.89	4,070,161.47	(3,919,701.58)	-96.3%
Repairs and Maintenance	3,349,147.11	7,523,184.45	(4,174,037.34)	-55.5%
Rentals and Leases	1,415,411.04	1,801,504.71	(386,093.67)	-21.4%
Printing and Reproduction	69,410.03	213,963.40	(144,553.37)	-67.6%
Insurance Costs/Premiums	23,504,395.46	26,035,260.76	(2,530,865.30)	-9.7%
Claims and Losses	36,129,440.08	7,235,408.01	28,894,032.07	399.3%
OPEB Expense	281,073,581.67	350,666,666.67	(69,593,085.00)	-19.8%
Pension Expense	83,987,256.67	122,578,115.33	(38,590,858.66)	-31.5%
Scholarships and Fellowships	110,640.00	245,600.00	(134,960.00)	-55.0%
Depreciation and Amortization	8,970,220.62	8,218,256.71	751,963.91	9.1%
State Sponsored Program Pass-Through to Other State Agencies	1,840,665.80	930,215.52	910,450.28	97.9%
Other Operating Expenses	541,856.73	644,692.20	(102,835.47)	-16.0%
Total Operating Expenses	499,911,111.22	592,700,855.63	(92,789,744.41)	-15.7%
Operating Income (Loss)	(479,424,418.72)	(515,011,271.45)	35,586,852.73	6.9%
Other Nonoperating Adjustments				
State Appropriations	1,103,547.67	1,103,547.67	-	-
Nonexchange Sponsored Programs	-	2,150,184.75	(2,150,184.75)	-100.0%
Gift Contributions for Operations	499,951.60	499,384.21	567.39	0.1%
Net Investment Income	134,343,696.12	131,385,162.31	2,958,533.81	2.3%
Interest Expense on Capital Asset Financings	(12,316,616.24)	(32,676,129.81)	20,359,513.57	62.3%
Net Other Nonoperating Adjustments	123,630,579.15	102,462,149.13	21,168,430.02	20.7%
Adjusted Income (Loss) including Depreciation & Amortization	(355,793,839.57)	(412,549,122.32)	56,755,282.75	13.8%
Adjusted Margin % including Depreciation & Amortization	-227.4%	-193.8%		
Available University Fund Transfer	31,931,666.67	33,431,666.67	(1,500,000.00)	-4.5%
Adjusted Income (Loss) with AUF Transfer	(323,862,172.90)	(379,117,455.65)	55,255,282.75	14.6%
Adjusted Margin % with AUF Transfer	-171.9%	-154.0%		
Investment Gains (Losses)	(1,163,723,813.17)	1,043,086,596.98	(2,206,810,410.15)	-211.6%
Adj. Inc. (Loss) with AUF Transfer & Invest. Gains (Losses)	(1,487,585,986.07)	\$663,969,141.33	(2,151,555,127.40)	-324.0%
Adj. Margin % with AUF Transfer & Invest. Gains (Losses)	152.5%	51.5%		
Adjusted Income (Loss) with AUF Transfer excluding Depreciation & Amortization	(314,891,952.28)	(370,899,198.94)	56,007,246.66	15.1%
Adjusted Margin % with AUF Transfer excluding Depreciation & Amortization	-167.2%	-150.6%		

UNAUDITED

The University of Texas at Arlington
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	105,468,334.05	100,113,699.50	5,354,634.55	5.3%
Sponsored Programs	24,590,377.91	23,990,543.68	599,834.23	2.5%
Net Sales and Services of Educational Activities	8,189,399.79	6,338,237.56	1,851,162.23	29.2%
Net Auxiliary Enterprises	16,329,367.84	14,935,846.09	1,393,521.75	9.3%
Other Operating Revenues	4,735,724.02	5,300,295.87	(564,571.85)	-10.7%
Total Operating Revenues	159,313,203.61	150,678,622.70	8,634,580.91	5.7%
Operating Expenses				
Salaries and Wages	101,607,953.80	95,310,816.61	6,297,137.19	6.6%
Payroll Related Costs	26,334,523.39	24,658,000.20	1,676,523.19	6.8%
Membership Dues	891,174.42	771,538.46	119,635.96	15.5%
Registration Fees, Meetings, Conferences	409,521.67	515,405.57	(105,883.90)	-20.5%
Cost of Goods Sold	1,289.05	3,105.57	(1,816.52)	-58.5%
Professional Fees and Services	5,574,860.72	3,673,913.33	1,900,947.39	51.7%
Other Contracted Services	28,165,127.76	27,268,809.70	896,318.06	3.3%
Fees and Other Charges	479,325.82	276,751.12	202,574.70	73.2%
Travel	2,910,277.07	3,066,345.58	(156,068.51)	-5.1%
Materials and Supplies	13,531,468.20	9,395,807.71	4,135,660.49	44.0%
Utilities	3,333,333.33	3,333,333.33	-	-
Communications	1,644,554.06	1,253,819.59	390,734.47	31.2%
Repairs and Maintenance	4,356,753.03	2,975,425.77	1,381,327.26	46.4%
Rentals and Leases	1,324,983.85	1,194,754.52	130,229.33	10.9%
Printing and Reproduction	1,123,926.24	761,107.76	362,818.48	47.7%
Royalty Payments	27,118.02	85,382.62	(58,264.60)	-68.2%
Bad Debt Expense	333,333.33	500,000.00	(166,666.67)	-33.3%
Insurance Costs/Premiums	275,330.04	352,593.21	(77,263.17)	-21.9%
Scholarships and Fellowships	14,701,852.64	14,701,852.64	-	-
Depreciation and Amortization	18,316,412.84	14,858,726.32	3,457,686.52	23.3%
Federal Sponsored Program Pass-Through to Other State Agencies	245,986.26	397,224.18	(151,237.92)	-38.1%
State Sponsored Program Pass-Through to Other State Agencies	3,138.83	-	3,138.83	100.0%
Other Operating Expenses	4,802,681.73	4,760,474.29	42,207.44	0.9%
Total Operating Expenses	230,394,926.10	210,115,188.08	20,279,738.02	9.7%
Operating Income (Loss)	(71,081,722.49)	(59,436,565.38)	(11,645,157.11)	-19.6%
Other Nonoperating Adjustments				
State Appropriations	44,235,700.67	43,850,638.00	385,062.67	0.9%
Nonexchange Sponsored Programs	20,824,560.12	21,177,474.20	(352,914.08)	-1.7%
Gift Contributions for Operations	1,849,142.12	1,111,578.62	737,563.50	66.4%
Net Investment Income	7,299,851.92	6,472,920.65	826,931.27	12.8%
Interest Expense on Capital Asset Financings	(5,062,112.48)	(4,675,980.29)	(386,132.19)	-8.3%
Net Other Nonoperating Adjustments	69,147,142.35	67,936,631.18	1,210,511.17	1.8%
Adjusted Income (Loss) including Depreciation & Amortization	(1,934,580.14)	8,500,065.80	(10,434,645.94)	-122.8%
Adjusted Margin % including Depreciation & Amortization	-0.8%	3.8%		
Investment Gains (Losses)	(22,706,331.72)	4,303,754.88	(27,010,086.60)	-627.6%
Adj. Inc. (Loss) with Investment Gains (Losses)	(24,640,911.86)	12,803,820.68	(37,444,732.54)	-292.4%
Adj. Margin % with Investment Gains (Losses)	-11.7%	5.6%		
Adjusted Income (Loss) excluding Depreciation & Amortization	16,381,832.70	23,358,792.12	(6,976,959.42)	-29.9%
Adjusted Margin % excluding Depreciation & Amortization	7.0%	10.5%		

UNAUDITED

The University of Texas at Austin
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	173,333,333.33	161,666,666.67	11,666,666.66	7.2%
Sponsored Programs	193,618,722.83	186,992,613.38	6,626,109.45	3.5%
Net Sales and Services of Educational Activities	143,571,659.20	161,594,900.44	(18,023,241.24)	-11.2%
Net Professional Fees	1,442,724.92	-	1,442,724.92	100.0%
Net Auxiliary Enterprises	141,928,016.53	140,353,975.93	1,574,040.60	1.1%
Other Operating Revenues	3,514,125.14	3,042,734.48	471,390.66	15.5%
Total Operating Revenues	657,408,581.95	653,650,890.90	3,757,691.05	0.6%
Operating Expenses				
Salaries and Wages	463,165,810.38	439,433,640.93	23,732,169.45	5.4%
Payroll Related Costs	125,997,219.11	122,438,576.72	3,558,642.39	2.9%
Membership Dues	1,578,335.11	1,249,067.72	329,267.39	26.4%
Registration Fees, Meetings, Conferences	10,657,622.67	10,581,862.79	75,759.88	0.7%
Cost of Goods Sold	9,341,654.49	9,049,444.38	292,210.11	3.2%
Professional Fees and Services	7,724,192.98	11,221,725.63	(3,497,532.65)	-31.2%
Other Contracted Services	58,708,296.94	56,856,840.65	1,851,456.29	3.3%
Fees and Other Charges	1,574,793.04	5,828,587.92	(4,253,794.88)	-73.0%
Travel	16,120,642.44	15,147,046.84	973,595.60	6.4%
Materials and Supplies	43,709,983.14	53,814,054.27	(10,104,071.13)	-18.8%
Utilities	35,194,586.47	32,160,477.45	3,034,109.02	9.4%
Communications	13,672,172.50	13,933,069.22	(260,896.72)	-1.9%
Repairs and Maintenance	21,683,369.13	23,955,789.10	(2,272,419.97)	-9.5%
Rentals and Leases	9,969,679.37	8,731,895.48	1,237,783.89	14.2%
Printing and Reproduction	2,957,028.56	2,911,920.50	45,108.06	1.5%
Royalty Payments	422,875.22	1,193,057.18	(770,181.96)	-64.6%
Bad Debt Expense	256,136.09	100,358.18	155,777.91	155.2%
Insurance Costs/Premiums	470,015.26	448,884.65	21,130.61	4.7%
Scholarships and Fellowships	46,666,666.67	46,666,666.67	-	-
Depreciation and Amortization	104,666,666.67	104,666,666.67	-	-
Federal Sponsored Program Pass-Through to Other State Agencies	1,028,803.09	1,253,893.25	(225,090.16)	-18.0%
State Sponsored Program Pass-Through to Other State Agencies	-	9,377,821.06	(9,377,821.06)	-100.0%
Other Operating Expenses	23,012,605.26	23,609,218.00	(596,612.74)	-2.5%
Total Operating Expenses	998,579,154.59	994,630,565.26	3,948,589.33	0.4%
Operating Income (Loss)	(341,170,572.64)	(340,979,674.36)	(190,898.28)	-0.1%
Other Nonoperating Adjustments				
State Appropriations	118,736,196.33	120,202,481.00	(1,466,284.67)	-1.2%
Nonexchange Sponsored Programs	14,666,666.67	14,333,333.33	333,333.34	2.3%
Gift Contributions for Operations	63,415,788.22	67,241,586.10	(3,825,797.88)	-5.7%
Net Investment Income	96,531,341.80	90,486,001.32	6,045,340.48	6.7%
Interest Expense on Capital Asset Financings	(24,723,634.16)	(23,972,105.00)	(751,529.16)	-3.1%
Net Other Nonoperating Adjustments	268,626,358.86	268,291,296.75	335,062.11	0.1%
Adjusted Income (Loss) including Depreciation & Amortization	(72,544,213.78)	(72,688,377.61)	144,163.83	0.2%
Adjusted Margin % including Depreciation & Amortization	-7.6%	-7.7%		
Available University Fund Transfer	124,713,187.93	116,620,178.93	8,093,009.00	6.9%
Adjusted Income (Loss) with AUF Transfer	52,168,974.15	43,931,801.32	8,237,172.83	18.7%
Adjusted Margin % with AUF Transfer	4.9%	4.1%		
Investment Gains (Losses)	(364,464,384.81)	82,654,233.43	(447,118,618.24)	-541.0%
Adj. Inc. (Loss) with AUF Transfer & Invest. Gains (Losses)	(312,295,410.66)	\$126,586,034.75	(438,881,445.41)	-346.7%
Adj. Margin % with AUF Transfer & Invest. Gains (Losses)	-43.9%	11.1%		
Adjusted Income (Loss) with AUF Transfer excluding Depreciation & Amortization	156,835,640.82	148,598,467.99	8,237,172.83	5.5%
Adjusted Margin % with AUF Transfer excluding Depreciation & Amortization	14.6%	14.0%		

UNAUDITED

The University of Texas at Dallas
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	102,601,126.99	106,231,993.90	(3,630,866.91)	-3.4%
Sponsored Programs	22,994,937.27	20,454,093.26	2,540,844.01	12.4%
Net Sales and Services of Educational Activities	11,557,511.33	7,000,103.04	4,557,408.29	65.1%
Net Auxiliary Enterprises	18,477,141.50	12,539,764.17	5,937,377.33	47.3%
Other Operating Revenues	1,808,723.93	1,606,479.20	202,244.73	12.6%
Total Operating Revenues	157,439,441.02	147,832,433.57	9,607,007.45	6.5%
Operating Expenses				
Salaries and Wages	107,963,576.09	106,128,950.84	1,834,625.25	1.7%
Payroll Related Costs	25,179,501.70	24,747,378.63	432,123.07	1.7%
Membership Dues	297,671.60	326,390.89	(28,719.29)	-8.8%
Registration Fees, Meetings, Conferences	569,574.72	1,074,617.25	(505,042.53)	-47.0%
Professional Fees and Services	4,859,456.22	3,255,061.58	1,604,394.64	49.3%
Other Contracted Services	5,954,190.26	5,502,390.71	451,799.55	8.2%
Fees and Other Charges	446,081.60	407,915.23	38,166.37	9.4%
Travel	2,838,911.42	2,506,394.48	332,516.94	13.3%
Materials and Supplies	11,134,876.88	10,371,302.42	763,574.46	7.4%
Utilities	3,429,853.74	3,569,646.94	(139,793.20)	-3.9%
Communications	372,214.41	560,549.57	(188,335.16)	-33.6%
Repairs and Maintenance	3,410,915.44	2,665,628.84	745,286.60	28.0%
Rentals and Leases	2,716,112.99	2,134,250.94	581,862.05	27.3%
Printing and Reproduction	610,847.51	535,362.74	75,484.77	14.1%
Royalty Payments	542,496.87	484,749.91	57,746.96	11.9%
Bad Debt Expense	10,937.67	21,280.00	(10,342.33)	-48.6%
Insurance Costs/Premiums	4,043,943.33	3,812,851.98	231,091.35	6.1%
Scholarships and Fellowships	17,343,580.59	14,571,989.98	2,771,590.61	19.0%
Depreciation and Amortization	27,328,961.20	27,182,168.32	146,792.88	0.5%
Federal Sponsored Program Pass-Through to Other State Agencies	165,551.33	40,185.35	125,365.98	312.0%
State Sponsored Program Pass-Through to Other State Agencies	35,737.00	39,627.24	(3,890.24)	-9.8%
Other Operating Expenses	2,607,664.24	2,225,508.06	382,156.18	17.2%
Total Operating Expenses	221,862,656.81	212,164,201.90	9,698,454.91	4.6%
Operating Income (Loss)	(64,423,215.79)	(64,331,768.33)	(91,447.46)	-0.1%
Other Nonoperating Adjustments				
State Appropriations	41,054,013.57	41,982,756.67	(928,743.10)	-2.2%
Nonexchange Sponsored Programs	10,120,952.00	8,556,228.00	1,564,724.00	18.3%
Gift Contributions for Operations	4,963,990.67	5,466,666.67	(502,676.00)	-9.2%
Net Investment Income	10,769,369.65	9,623,602.62	1,145,767.03	11.9%
Interest Expense on Capital Asset Financings	(9,506,317.54)	(9,543,404.15)	37,086.61	0.4%
Net Other Nonoperating Adjustments	57,402,008.35	56,085,849.81	1,316,158.54	2.3%
Adjusted Income (Loss) including Depreciation & Amortization	(7,021,207.44)	(8,245,918.52)	1,224,711.08	14.9%
Adjusted Margin % including Depreciation & Amortization	-3.1%	-3.9%		
Investment Gains (Losses)	(8,823,489.38)	2,299,295.74	(11,122,785.12)	-483.7%
Adj. Inc. (Loss) with Investment Gains (Losses)	(15,844,696.82)	(5,946,622.78)	(9,898,074.04)	-166.4%
Adj. Margin % with Investment Gains (Losses)	-7.4%	-2.8%		
Adjusted Income (Loss) excluding Depreciation & Amortization	20,307,753.76	18,936,249.80	1,371,503.96	7.2%
Adjusted Margin % excluding Depreciation & Amortization	9.1%	8.9%		

UNAUDITED

The University of Texas at El Paso
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	47,222,082.00	44,667,208.00	2,554,874.00	5.7%
Sponsored Programs	27,277,538.15	28,866,979.73	(1,589,441.58)	-5.5%
Net Sales and Services of Educational Activities	1,718,171.91	2,435,275.38	(717,103.47)	-29.4%
Net Auxiliary Enterprises	14,540,787.60	15,338,682.08	(797,894.48)	-5.2%
Other Operating Revenues	12,487.58	10,983.90	1,503.68	13.7%
Total Operating Revenues	90,771,067.24	91,319,129.09	(548,061.85)	-0.6%
Operating Expenses				
Salaries and Wages	67,309,780.24	67,907,344.03	(597,563.79)	-0.9%
Payroll Related Costs	18,209,797.90	19,134,345.61	(924,547.71)	-4.8%
Membership Dues	510,085.16	523,025.51	(12,940.35)	-2.5%
Registration Fees, Meetings, Conferences	270,628.63	261,106.90	9,521.73	3.6%
Professional Fees and Services	6,048,644.64	3,651,147.40	2,397,497.24	65.7%
Other Contracted Services	5,100,951.40	6,733,889.33	(1,632,937.93)	-24.2%
Fees and Other Charges	1,449,103.42	1,210,754.58	238,348.84	19.7%
Travel	2,558,698.36	2,849,698.74	(291,000.38)	-10.2%
Materials and Supplies	6,454,801.70	5,875,406.35	579,395.35	9.9%
Utilities	2,913,512.84	3,249,565.61	(336,052.77)	-10.3%
Communications	712,239.06	464,994.94	247,244.12	53.2%
Repairs and Maintenance	3,700,318.39	4,181,147.37	(480,828.98)	-11.5%
Rentals and Leases	517,904.06	383,365.59	134,538.47	35.1%
Printing and Reproduction	327,533.23	416,269.03	(88,735.80)	-21.3%
Royalty Payments	-	203.57	(203.57)	-100.0%
Insurance Costs/Premiums	608,984.51	563,829.94	45,154.57	8.0%
Scholarships and Fellowships	7,366,992.82	6,630,182.43	736,810.39	11.1%
Depreciation and Amortization	10,046,269.91	10,234,888.32	(188,618.41)	-1.8%
Federal Sponsored Program Pass-Through to Other State Agencies	51,531.61	23,317.60	28,214.01	121.0%
Other Operating Expenses	3,083,301.13	3,589,582.38	(506,281.25)	-14.1%
Total Operating Expenses	137,241,079.01	137,884,065.23	(642,986.22)	-0.5%
Operating Income (Loss)	(46,470,011.77)	(46,564,936.14)	94,924.37	0.2%
Other Nonoperating Adjustments				
State Appropriations	36,632,784.00	36,988,760.00	(355,976.00)	-1.0%
Nonexchange Sponsored Programs	3,095,253.00	2,955,015.77	140,237.23	4.7%
Gift Contributions for Operations	1,868,532.25	1,995,483.48	(126,951.23)	-6.4%
Net Investment Income	5,979,830.56	4,847,090.14	1,132,740.42	23.4%
Interest Expense on Capital Asset Financings	(3,596,570.56)	(3,789,858.04)	193,287.48	5.1%
Net Other Nonoperating Adjustments	43,979,829.25	42,996,491.35	983,337.90	2.3%
Adjusted Income (Loss) including Depreciation & Amortization	(2,490,182.52)	(3,568,444.79)	1,078,262.27	30.2%
Adjusted Margin % including Depreciation & Amortization	-1.8%	-2.6%		
Investment Gains (Losses)	(15,661,038.21)	4,761,916.33	(20,422,954.54)	-428.9%
Adj. Inc. (Loss) with Investment Gains (Losses)	(18,151,220.73)	1,193,471.54	(19,344,692.27)	-1,620.9%
Adj. Margin % with Investment Gains (Losses)	-14.8%	0.8%		
Adjusted Income (Loss) excluding Depreciation & Amortization	7,556,087.39	6,666,443.53	889,643.86	13.3%
Adjusted Margin % excluding Depreciation & Amortization	5.5%	4.8%		

UNAUDITED

The University of Texas Permian Basin
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	9,104,403.15	7,796,553.15	1,307,850.00	16.8%
Sponsored Programs	1,975,836.87	2,482,933.41	(507,096.54)	-20.4%
Net Sales and Services of Educational Activities	461,265.35	332,224.11	129,041.24	38.8%
Net Auxiliary Enterprises	1,106,939.86	2,888,788.33	(1,781,848.47)	-61.7%
Other Operating Revenues	1,657,016.22	653,535.00	1,003,481.22	153.5%
Total Operating Revenues	14,305,461.45	14,154,034.00	151,427.45	1.1%
Operating Expenses				
Salaries and Wages	13,185,924.11	11,372,700.81	1,813,223.30	15.9%
Payroll Related Costs	3,669,093.15	3,111,153.00	557,940.15	17.9%
Membership Dues	284,489.30	169,705.05	114,784.25	67.6%
Registration Fees, Meetings, Conferences	51,028.67	47,134.55	3,894.12	8.3%
Cost of Goods Sold	-	730.61	(730.61)	-100.0%
Professional Fees and Services	2,762,239.00	1,332,802.20	1,429,436.80	107.3%
Other Contracted Services	957,350.13	1,392,768.14	(435,418.01)	-31.3%
Fees and Other Charges	12,874.92	29,767.28	(16,892.36)	-56.7%
Travel	705,486.22	810,518.96	(105,032.74)	-13.0%
Materials and Supplies	1,701,922.60	1,543,253.63	158,668.97	10.3%
Utilities	484,546.31	564,586.33	(80,040.02)	-14.2%
Communications	214,014.23	296,630.04	(82,615.81)	-27.9%
Repairs and Maintenance	366,588.11	1,020,699.60	(654,111.49)	-64.1%
Rentals and Leases	254,168.13	185,208.87	68,959.26	37.2%
Printing and Reproduction	47,630.07	23,237.74	24,392.33	105.0%
Royalty Payments	-	6.00	(6.00)	-100.0%
Insurance Costs/Premiums	142,158.23	63,775.46	78,382.77	122.9%
Scholarships and Fellowships	2,120,418.83	1,530,365.32	590,053.51	38.6%
Depreciation and Amortization	5,463,406.84	4,933,333.33	530,073.51	10.7%
Other Operating Expenses	718,525.86	167,080.81	551,445.05	330.0%
Total Operating Expenses	33,141,864.71	28,595,457.73	4,546,406.98	15.9%
Operating Income (Loss)	(18,836,403.26)	(14,441,423.73)	(4,394,979.53)	-30.4%
Other Nonoperating Adjustments				
State Appropriations	11,932,634.38	12,217,512.67	(284,878.29)	-2.3%
Nonexchange Sponsored Programs	2,351,625.13	1,194,186.93	1,157,438.20	96.9%
Gift Contributions for Operations	742,008.05	833,670.46	(91,662.41)	-11.0%
Net Investment Income	646,741.83	945,989.66	(299,247.83)	-31.6%
Interest Expense on Capital Asset Financings	(2,666,130.16)	(2,812,884.52)	146,754.36	5.2%
Net Other Nonoperating Adjustments	13,006,879.23	12,378,475.20	628,404.03	5.1%
Adjusted Income (Loss) including Depreciation & Amortization	(5,829,524.03)	(2,062,948.53)	(3,766,575.50)	-182.6%
Adjusted Margin % including Depreciation & Amortization	-19.4%	-7.0%		
Investment Gains (Losses)	(2,787,665.11)	1,019,120.76	(3,806,785.87)	-373.5%
Adj. Inc. (Loss) with Investment Gains (Losses)	(8,617,189.14)	(1,043,827.77)	(7,573,361.37)	-725.5%
Adj. Margin % with Investment Gains (Losses)	-31.7%	-3.4%		
Adjusted Income (Loss) excluding Depreciation & Amortization	(366,117.19)	2,870,384.80	(3,236,501.99)	-112.8%
Adjusted Margin % excluding Depreciation & Amortization	-1.2%	9.8%		

UNAUDITED

The University of Texas Rio Grande Valley
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	31,344,785.87	38,290,610.14	(6,945,824.27)	-18.1%
Sponsored Programs	57,305,645.66	34,945,397.38	22,360,248.28	64.0%
Net Sales and Services of Educational Activities	1,878,068.27	1,700,394.38	177,673.89	10.4%
Net Professional Fees	1,369,136.58	1,317,954.17	51,182.41	3.9%
Net Auxiliary Enterprises	4,242,595.03	3,626,185.14	616,409.89	17.0%
Other Operating Revenues	60,215.43	12,950,600.82	(12,890,385.39)	-99.5%
Total Operating Revenues	96,200,446.84	92,831,142.03	3,369,304.81	3.6%
Operating Expenses				
Salaries and Wages	85,938,758.87	74,644,181.96	11,294,576.91	15.1%
Payroll Related Costs	23,888,635.26	21,620,887.31	2,267,747.95	10.5%
Membership Dues	317,957.45	346,370.67	(28,413.22)	-8.2%
Registration Fees, Meetings, Conferences	309,501.54	415,626.90	(106,125.36)	-25.5%
Cost of Goods Sold	237,489.60	134,801.00	102,688.60	76.2%
Professional Fees and Services	1,354,934.93	833,620.89	521,314.04	62.5%
Other Contracted Services	3,544,188.13	7,103,328.85	(3,559,140.72)	-50.1%
Fees and Other Charges	1,535,663.73	1,873,630.66	(337,966.93)	-18.0%
Travel	2,306,405.05	2,541,215.97	(234,810.92)	-9.2%
Materials and Supplies	6,617,716.53	7,269,287.86	(651,571.33)	-9.0%
Utilities	2,512,878.70	2,548,065.83	(35,187.13)	-1.4%
Communications	349,252.29	488,555.66	(139,303.37)	-28.5%
Repairs and Maintenance	3,294,557.08	3,684,402.41	(389,845.33)	-10.6%
Rentals and Leases	1,699,675.75	1,805,309.48	(105,633.73)	-5.9%
Printing and Reproduction	156,566.84	196,203.32	(39,636.48)	-20.2%
Royalty Payments	895.86	1,500.00	(604.14)	-40.3%
Bad Debt Expense	(562,951.74)	390,015.54	(952,967.28)	-244.3%
Insurance Costs/Premiums	270,415.40	410,537.78	(140,122.38)	-34.1%
Scholarships and Fellowships	(583,250.45)	3,597,798.53	(4,181,048.98)	-116.2%
Depreciation and Amortization	15,281,078.69	12,880,675.04	2,400,403.65	18.6%
Federal Sponsored Program Pass-Through to Other State Agencies	314,381.10	2,689.22	311,691.88	11,590.4%
Other Operating Expenses	4,989,860.17	1,330,180.14	3,659,680.03	275.1%
Total Operating Expenses	153,774,610.78	144,118,885.02	9,655,725.76	6.7%
Operating Income (Loss)	(57,574,163.94)	(51,287,742.99)	(6,286,420.95)	-12.3%
Other Nonoperating Adjustments				
State Appropriations	48,234,166.90	48,923,799.33	(689,632.43)	-1.4%
Nonexchange Sponsored Programs	5,069,180.57	1,736,817.84	3,332,362.73	191.9%
Gift Contributions for Operations	2,333,560.92	3,142,260.47	(808,699.55)	-25.7%
Net Investment Income	3,625,763.57	3,764,370.05	(138,606.48)	-3.7%
Interest Expense on Capital Asset Financings	(2,503,018.52)	(2,784,124.20)	281,105.68	10.1%
Net Other Nonoperating Adjustments	56,759,653.44	54,783,123.49	1,976,529.95	3.6%
Adjusted Income (Loss) including Depreciation & Amortization	(814,510.50)	3,495,380.50	(4,309,891.00)	-123.3%
Adjusted Margin % including Depreciation & Amortization	-0.5%	2.3%		
Investment Gains (Losses)	(5,494,541.95)	1,462,169.76	(6,956,711.71)	-475.8%
Adj. Inc. (Loss) with Investment Gains (Losses)	(6,309,052.45)	4,957,550.26	(11,266,602.71)	-227.3%
Adj. Margin % with Investment Gains (Losses)	-4.2%	3.3%		
Adjusted Income (Loss) excluding Depreciation & Amortization	14,466,568.19	16,376,055.54	(1,909,487.35)	-11.7%
Adjusted Margin % excluding Depreciation & Amortization	9.3%	10.9%		

UNAUDITED

The University of Texas at San Antonio
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	68,841,565.34	68,210,274.25	631,291.09	0.9%
Sponsored Programs	26,436,682.63	23,050,995.79	3,385,686.84	14.7%
Net Sales and Services of Educational Activities	5,385,832.74	6,702,191.45	(1,316,358.71)	-19.6%
Net Auxiliary Enterprises	15,356,116.57	14,271,333.33	1,084,783.24	7.6%
Other Operating Revenues	850,861.81	1,118,368.28	(267,506.47)	-23.9%
Total Operating Revenues	116,871,059.09	113,353,163.10	3,517,895.99	3.1%
Operating Expenses				
Salaries and Wages	86,081,102.50	81,963,172.85	4,117,929.65	5.0%
Payroll Related Costs	23,515,829.26	21,966,130.32	1,549,698.94	7.1%
Membership Dues	463,342.11	506,750.72	(43,408.61)	-8.6%
Registration Fees, Meetings, Conferences	419,419.85	314,062.99	105,356.86	33.5%
Cost of Goods Sold	51,888.26	133,333.33	(81,445.07)	-61.1%
Professional Fees and Services	4,876,353.17	3,713,681.52	1,162,671.65	31.3%
Other Contracted Services	5,434,836.75	4,865,712.02	569,124.73	11.7%
Fees and Other Charges	499,718.89	294,181.05	205,537.84	69.9%
Travel	3,945,773.61	3,897,629.75	48,143.86	1.2%
Materials and Supplies	9,194,843.28	8,081,429.73	1,113,413.55	13.8%
Utilities	4,792,219.33	4,800,266.67	(8,047.34)	-0.2%
Communications	877,972.25	1,029,606.58	(151,634.33)	-14.7%
Repairs and Maintenance	2,827,445.88	3,411,461.77	(584,015.89)	-17.1%
Rentals and Leases	1,048,974.51	538,515.48	510,459.03	94.8%
Printing and Reproduction	493,635.21	537,264.45	(43,629.24)	-8.1%
Royalty Payments	16,237.53	1,666.67	14,570.86	874.2%
Bad Debt Expense	44,380.17	60,509.00	(16,128.83)	-26.7%
Insurance Costs/Premiums	212,243.39	127,839.24	84,404.15	66.0%
Scholarships and Fellowships	21,256,538.18	18,564,485.75	2,692,052.43	14.5%
Depreciation and Amortization	16,472,633.35	16,307,635.56	164,997.79	1.0%
Federal Sponsored Program Pass-Through to Other State Agencies	597,079.54	585,666.67	11,412.87	1.9%
Other Operating Expenses	5,694,848.90	5,633,092.58	61,756.32	1.1%
Total Operating Expenses	188,817,315.92	177,334,094.70	11,483,221.22	6.5%
Operating Income (Loss)	(71,946,256.83)	(63,980,931.60)	(7,965,325.23)	-12.4%
Other Nonoperating Adjustments				
State Appropriations	44,363,637.67	43,947,563.67	416,074.00	0.9%
Nonexchange Sponsored Programs	19,705,541.00	18,408,531.74	1,297,009.26	7.0%
Gift Contributions for Operations	3,000,000.00	2,666,666.67	333,333.33	12.5%
Net Investment Income	7,478,928.23	5,639,730.88	1,839,197.35	32.6%
Interest Expense on Capital Asset Financings	(4,964,615.36)	(5,327,290.52)	362,675.16	6.8%
Net Other Nonoperating Adjustments	69,583,491.54	65,335,202.44	4,248,289.10	6.5%
Adjusted Income (Loss) including Depreciation & Amortization	(2,362,765.29)	1,354,270.84	(3,717,036.13)	-274.5%
Adjusted Margin % including Depreciation & Amortization	-1.2%	0.7%		
Investment Gains (Losses)	(20,295,019.69)	5,826,020.41	(26,121,040.10)	-448.4%
Adj. Inc. (Loss) with Investment Gains (Losses)	(22,657,784.98)	7,180,291.25	(29,838,076.23)	-415.6%
Adj. Margin % with Investment Gains (Losses)	-13.2%	3.8%		
Adjusted Income (Loss) excluding Depreciation & Amortization	14,109,868.06	17,661,906.40	(3,552,038.34)	-20.1%
Adjusted Margin % excluding Depreciation & Amortization	7.4%	9.6%		

UNAUDITED

The University of Texas at Tyler
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	18,145,377.33	17,137,241.00	1,008,136.33	5.9%
Sponsored Programs	4,119,666.00	3,859,818.14	259,847.86	6.7%
Net Sales and Services of Educational Activities	9,576,838.15	3,969,200.29	5,607,637.86	141.3%
Net Auxiliary Enterprises	3,003,144.00	3,175,560.00	(172,416.00)	-5.4%
Other Operating Revenues	84,692.00	138,012.78	(53,320.78)	-38.6%
Total Operating Revenues	34,929,717.48	28,279,832.21	6,649,885.27	23.5%
Operating Expenses				
Salaries and Wages	24,101,796.78	24,541,096.64	(439,299.86)	-1.8%
Payroll Related Costs	6,605,101.29	6,422,667.29	182,434.00	2.8%
Membership Dues	95,529.88	102,327.92	(6,798.04)	-6.6%
Registration Fees, Meetings, Conferences	94,843.41	96,367.75	(1,524.34)	-1.6%
Cost of Goods Sold	6,426.76	7,464.48	(1,037.72)	-13.9%
Professional Fees and Services	1,033,369.14	1,584,691.04	(551,321.90)	-34.8%
Other Contracted Services	2,211,374.86	2,449,757.85	(238,382.99)	-9.7%
Fees and Other Charges	186,175.07	79,585.31	106,589.76	133.9%
Travel	641,411.83	590,344.44	51,067.39	8.7%
Materials and Supplies	3,327,798.82	2,022,214.33	1,305,584.49	64.6%
Utilities	692,957.91	586,802.54	106,155.37	18.1%
Communications	303,083.84	331,394.25	(28,310.41)	-8.5%
Repairs and Maintenance	1,728,368.38	771,820.36	956,548.02	123.9%
Rentals and Leases	289,168.26	241,808.15	47,360.11	19.6%
Printing and Reproduction	297,907.54	257,356.11	40,551.43	15.8%
Bad Debt Expense	3,326.33	-	3,326.33	100.0%
Insurance Costs/Premiums	45,184.87	36,409.00	8,775.87	24.1%
Scholarships and Fellowships	2,906,172.00	2,463,468.00	442,704.00	18.0%
Depreciation and Amortization	5,316,760.00	5,154,424.00	162,336.00	3.1%
Federal Sponsored Program Pass-Through to Other State Agencies	(65,453.21)	(47,477.07)	(17,976.14)	-37.9%
Other Operating Expenses	1,255,211.86	643,700.20	611,511.66	95.0%
Total Operating Expenses	51,076,515.62	48,336,222.59	2,740,293.03	5.7%
Operating Income (Loss)	(16,146,798.14)	(20,056,390.38)	3,909,592.24	19.5%
Other Nonoperating Adjustments				
State Appropriations	14,728,900.00	14,654,220.00	74,680.00	0.5%
Nonexchange Sponsored Programs	3,666,668.00	4,004,632.00	(337,964.00)	-8.4%
Gift Contributions for Operations	683,416.98	685,206.23	(1,789.25)	-0.3%
Net Investment Income	1,958,815.16	1,783,905.11	174,910.05	9.8%
Interest Expense on Capital Asset Financings	(2,281,866.00)	(2,195,112.24)	(86,753.76)	-4.0%
Net Other Nonoperating Adjustments	18,755,934.14	18,932,851.10	(176,916.96)	-0.9%
Adjusted Income (Loss) including Depreciation & Amortization	2,609,136.00	(1,123,539.28)	3,732,675.28	332.2%
Adjusted Margin % including Depreciation & Amortization	4.7%	-2.3%		
Investment Gains (Losses)	(7,004,307.08)	2,019,399.57	(9,023,706.65)	-446.9%
Adj. Inc. (Loss) with Investment Gains (Losses)	(4,395,171.08)	895,860.29	(5,291,031.37)	-590.6%
Adj. Margin % with Investment Gains (Losses)	-9.0%	1.7%		
Adjusted Income (Loss) excluding Depreciation & Amortization	7,925,896.00	4,030,884.72	3,895,011.28	96.6%
Adjusted Margin % excluding Depreciation & Amortization	14.2%	8.2%		

UNAUDITED

The University of Texas Southwestern Medical Center
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	9,009,176.15	8,273,254.58	735,921.57	8.9%
Sponsored Programs	172,085,007.34	190,647,633.69	(18,562,626.35)	-9.7%
Net Sales and Services of Educational Activities	1,756,493.74	3,425,558.61	(1,669,064.87)	-48.7%
Net Sales and Services of Hospitals	471,942,762.70	419,282,536.09	52,660,226.61	12.6%
Net Professional Fees	230,362,542.17	222,616,547.86	7,745,994.31	3.5%
Net Auxiliary Enterprises	10,062,240.49	9,547,917.21	514,323.28	5.4%
Other Operating Revenues	25,224,401.90	26,448,378.03	(1,223,976.13)	-4.6%
Total Operating Revenues	920,442,624.49	880,241,826.07	40,200,798.42	4.6%
Operating Expenses				
Salaries and Wages	529,720,702.48	486,409,097.78	43,311,604.70	8.9%
Payroll Related Costs	134,373,419.37	126,060,444.19	8,312,975.18	6.6%
Membership Dues	1,781,618.97	3,760,367.72	(1,978,748.75)	-52.6%
Registration Fees, Meetings, Conferences	2,309,959.55	1,544,295.72	765,663.83	49.6%
Cost of Goods Sold	1,269,848.60	2,454,572.79	(1,184,724.19)	-48.3%
Professional Fees and Services	35,722,641.02	23,507,785.11	12,214,855.91	52.0%
Other Contracted Services	37,021,846.35	49,912,371.31	(12,890,524.96)	-25.8%
Fees and Other Charges	1,660,918.54	567,338.67	1,093,579.87	192.8%
Travel	3,858,107.57	4,456,918.93	(598,811.36)	-13.4%
Materials and Supplies	184,102,478.90	150,355,458.61	33,747,020.29	22.4%
Utilities	6,865,334.40	7,950,822.68	(1,085,488.28)	-13.7%
Communications	787,276.23	1,526,626.45	(739,350.22)	-48.4%
Repairs and Maintenance	6,016,942.12	6,986,510.62	(969,568.50)	-13.9%
Rentals and Leases	4,045,201.25	3,439,294.97	605,906.28	17.6%
Printing and Reproduction	962,284.94	852,706.52	109,578.42	12.9%
Royalty Payments	936,635.52	860,442.52	76,193.00	8.9%
Insurance Costs/Premiums	968,637.56	612,053.59	356,583.97	58.3%
Scholarships and Fellowships	554,440.71	557,379.36	(2,938.65)	-0.5%
Depreciation and Amortization	55,774,492.20	56,861,930.97	(1,087,438.77)	-1.9%
Federal Sponsored Program Pass-Through to Other State Agencies	646,689.91	956,774.62	(310,084.71)	-32.4%
Other Operating Expenses	13,633,862.29	19,729,309.66	(6,095,447.37)	-30.9%
Total Operating Expenses	1,023,013,338.48	949,362,502.79	73,650,835.69	7.8%
Operating Income (Loss)	(102,570,713.99)	(69,120,676.72)	(33,450,037.27)	-48.4%
Other Nonoperating Adjustments				
State Appropriations	64,648,498.00	64,436,110.00	212,388.00	0.3%
Gift Contributions for Operations	23,402,938.41	10,491,581.93	12,911,356.48	123.1%
Net Investment Income	42,889,543.35	45,422,477.22	(2,532,933.87)	-5.6%
Interest Expense on Capital Asset Financings	(14,001,280.20)	(12,853,438.44)	(1,147,841.76)	-8.9%
Net Other Nonoperating Adjustments	116,939,699.56	107,496,730.71	9,442,968.85	8.8%
Adjusted Income (Loss) including Depreciation & Amortization	14,368,985.57	38,376,053.99	(24,007,068.42)	-62.6%
Adjusted Margin % including Depreciation & Amortization	1.4%	3.8%		
Investment Gains (Losses)	(12,638,810.27)	38,580,867.51	(51,219,677.78)	-132.8%
Adj. Inc. (Loss) with Investment Gains (Losses)	1,730,175.30	76,956,921.50	(75,226,746.20)	-97.8%
Adj. Margin % with Investment Gains (Losses)	0.2%	7.4%		
Adjusted Income (Loss) excluding Depreciation & Amortization	70,143,477.77	95,237,984.96	(25,094,507.19)	-26.3%
Adjusted Margin % excluding Depreciation & Amortization	6.7%	9.5%		

UNAUDITED

The University of Texas Medical Branch at Galveston
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	14,620,810.72	14,073,554.39	547,256.33	3.9%
Sponsored Programs	63,526,730.90	63,703,549.52	(176,818.62)	-0.3%
Net Sales and Services of Educational Activities	5,109,703.95	5,210,018.50	(100,314.55)	-1.9%
Net Sales and Services of Hospitals	410,087,023.26	376,342,864.00	33,744,159.26	9.0%
Net Professional Fees	70,503,950.59	65,345,319.19	5,158,631.40	7.9%
Net Auxiliary Enterprises	4,588,692.31	4,201,962.35	386,729.96	9.2%
Other Operating Revenues	19,704,628.50	22,987,031.80	(3,282,403.30)	-14.3%
Total Operating Revenues	588,141,540.23	551,864,299.75	36,277,240.48	6.6%
Operating Expenses				
Salaries and Wages	361,213,216.52	354,360,863.20	6,852,353.32	1.9%
Payroll Related Costs	95,573,211.63	94,786,328.15	786,883.48	0.8%
Membership Dues	692,171.63	701,713.79	(9,542.16)	-1.4%
Registration Fees, Meetings, Conferences	849,554.89	833,123.57	16,431.32	2.0%
Cost of Goods Sold	32,422,142.58	35,146,316.48	(2,724,173.90)	-7.8%
Professional Fees and Services	20,203,205.06	10,197,049.79	10,006,155.27	98.1%
Other Contracted Services	42,323,999.48	41,076,898.09	1,247,101.39	3.0%
Fees and Other Charges	446,493.36	381,053.81	65,439.55	17.2%
Travel	2,303,243.21	2,341,942.36	(38,699.15)	-1.7%
Materials and Supplies	56,236,119.30	53,750,344.49	2,485,774.81	4.6%
Utilities	10,969,966.33	11,136,486.13	(166,519.80)	-1.5%
Communications	3,133,979.64	3,223,950.39	(89,970.75)	-2.8%
Repairs and Maintenance	17,533,450.49	15,119,012.12	2,414,438.37	16.0%
Rentals and Leases	13,690,808.83	8,627,864.11	5,062,944.72	58.7%
Printing and Reproduction	414,322.13	498,704.22	(84,382.09)	-16.9%
Royalty Payments	2,254,011.84	680,008.09	1,574,003.75	231.5%
Insurance Costs/Premiums	3,991,584.58	3,474,590.55	516,994.03	14.9%
Scholarships and Fellowships	1,856,562.35	3,729,322.88	(1,872,760.53)	-50.2%
Depreciation and Amortization	54,773,344.51	51,150,788.68	3,622,555.83	7.1%
Federal Sponsored Program Pass-Through to Other State Agencies	375,634.15	291,115.85	84,518.30	29.0%
State Sponsored Program Pass-Through to Other State Agencies	(66,813.24)	-	(66,813.24)	100.0%
Other Operating Expenses	9,698,856.05	6,562,570.60	3,136,285.45	47.8%
Total Operating Expenses	730,889,065.32	698,070,047.35	32,819,017.97	4.7%
Operating Income (Loss)	(142,747,525.09)	(146,205,747.60)	3,458,222.51	2.4%
Other Nonoperating Adjustments				
State Appropriations	126,858,819.74	123,317,270.79	3,541,548.95	2.9%
Nonexchange Sponsored Programs	328,381.00	332,461.00	(4,080.00)	-1.2%
Gift Contributions for Operations	3,106,705.24	2,931,606.68	175,098.56	6.0%
Net Investment Income	21,722,997.95	15,643,158.64	6,079,839.31	38.9%
Interest Expense on Capital Asset Financings	(10,192,139.57)	(7,491,238.41)	(2,700,901.16)	-36.1%
Net Other Nonoperating Adjustments	141,824,764.36	134,733,258.70	7,091,505.66	5.3%
Adjusted Income (Loss) including Depreciation & Amortization	(922,760.73)	(11,472,488.90)	10,549,728.17	92.0%
Adjusted Margin % including Depreciation & Amortization	-0.1%	-1.7%		
Investment Gains (Losses)	(41,268,218.88)	11,115,077.18	(52,383,296.06)	-471.3%
Adj. Inc. (Loss) with Investment Gains (Losses)	(42,190,979.61)	(357,411.72)	(41,833,567.89)	-11,704.6%
Adj. Margin % with Investment Gains (Losses)	-6.0%	-0.1%		
Adjusted Income (Loss) excluding Depreciation & Amortization	53,850,583.78	39,678,299.78	14,172,284.00	35.7%
Adjusted Margin % excluding Depreciation & Amortization	7.3%	5.7%		

UNAUDITED

The University of Texas Health Science Center at Houston
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	21,926,416.96	21,074,530.48	851,886.48	4.0%
Sponsored Programs	247,698,796.98	257,372,166.95	(9,673,369.97)	-3.8%
Net Sales and Services of Educational Activities	12,273,855.70	11,954,612.73	319,242.97	2.7%
Net Sales and Services of Hospitals	21,852,424.41	23,519,645.99	(1,667,221.58)	-7.1%
Net Professional Fees	122,985,388.23	115,077,597.51	7,907,790.72	6.9%
Net Auxiliary Enterprises	9,594,169.90	10,162,610.85	(568,440.95)	-5.6%
Other Operating Revenues	16,499,772.95	18,895,475.76	(2,395,702.81)	-12.7%
Total Operating Revenues	452,830,825.13	458,056,640.27	(5,225,815.14)	-1.1%
Operating Expenses				
Salaries and Wages	337,019,863.82	323,222,896.05	13,796,967.77	4.3%
Payroll Related Costs	66,566,119.86	67,234,594.83	(668,474.97)	-1.0%
Membership Dues	467,720.13	587,616.22	(119,896.09)	-20.4%
Registration Fees, Meetings, Conferences	762,514.34	934,127.52	(171,613.18)	-18.4%
Cost of Goods Sold	7,572,398.07	6,952,885.26	619,512.81	8.9%
Professional Fees and Services	18,685,310.33	18,597,205.87	88,104.46	0.5%
Other Contracted Services	23,243,467.37	23,940,617.80	(697,150.43)	-2.9%
Fees and Other Charges	4,416,737.16	3,976,386.13	440,351.03	11.1%
Travel	3,529,849.13	3,529,123.46	725.67	-
Materials and Supplies	20,084,830.10	23,730,901.99	(3,646,071.89)	-15.4%
Utilities	4,254,753.67	5,807,245.29	(1,552,491.62)	-26.7%
Communications	1,592,359.42	1,778,195.58	(185,836.16)	-10.5%
Repairs and Maintenance	7,281,949.13	7,629,589.93	(347,640.80)	-4.6%
Rentals and Leases	12,975,358.26	12,608,058.38	367,299.88	2.9%
Printing and Reproduction	1,654,534.96	1,771,534.81	(116,999.85)	-6.6%
Royalty Payments	2,327,440.38	1,303,793.10	1,023,647.28	78.5%
Insurance Costs/Premiums	4,435,904.92	4,151,374.50	284,530.42	6.9%
Scholarships and Fellowships	2,320,467.15	1,905,614.67	414,852.48	21.8%
Depreciation and Amortization	22,431,714.55	21,065,962.55	1,365,752.00	6.5%
Federal Sponsored Program Pass-Through to Other State Agencies	1,225,682.33	1,445,926.00	(220,243.67)	-15.2%
Other Operating Expenses	7,521,157.05	6,297,887.73	1,223,269.32	19.4%
Total Operating Expenses	550,370,132.13	538,471,537.67	11,898,594.46	2.2%
Operating Income (Loss)	(97,539,307.00)	(80,414,897.40)	(17,124,409.60)	-21.3%
Other Nonoperating Adjustments				
State Appropriations	71,938,753.80	71,296,539.94	642,213.86	0.9%
Nonexchange Sponsored Programs	53,854.00	447,240.00	(393,386.00)	-88.0%
Gift Contributions for Operations	3,591,507.87	7,819,092.19	(4,227,584.32)	-54.1%
Net Investment Income	17,444,461.43	14,736,587.67	2,707,873.76	18.4%
Interest Expense on Capital Asset Financings	(4,168,989.76)	(4,357,387.00)	188,397.24	4.3%
Net Other Nonoperating Adjustments	88,859,587.34	89,942,072.80	(1,082,485.46)	-1.2%
Adjusted Income (Loss) including Depreciation & Amortization	(8,679,719.66)	9,527,175.40	(18,206,895.06)	-191.1%
Adjusted Margin % including Depreciation & Amortization	-1.6%	1.7%		
Investment Gains (Losses)	(40,488,254.21)	11,229,568.19	(51,717,822.40)	-460.6%
Adj. Inc. (Loss) with Investment Gains (Losses)	(49,167,973.87)	20,756,743.59	(69,924,717.46)	-336.9%
Adj. Margin % with Investment Gains (Losses)	-9.7%	3.7%		
Adjusted Income (Loss) excluding Depreciation & Amortization	13,751,994.89	30,593,137.95	(16,841,143.06)	-55.0%
Adjusted Margin % excluding Depreciation & Amortization	2.5%	5.5%		

UNAUDITED

The University of Texas Health Science Center at San Antonio
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	16,028,898.33	14,612,627.00	1,416,271.33	9.7%
Sponsored Programs	106,880,867.20	98,699,146.13	8,181,721.07	8.3%
Net Sales and Services of Educational Activities	9,563,068.61	8,725,837.58	837,231.03	9.6%
Net Professional Fees	72,194,862.08	68,404,130.30	3,790,731.78	5.5%
Net Auxiliary Enterprises	1,441,172.38	1,393,394.90	47,777.48	3.4%
Other Operating Revenues	9,833,482.28	5,514,819.18	4,318,663.10	78.3%
Total Operating Revenues	215,942,350.88	197,349,955.09	18,592,395.79	9.4%
Operating Expenses				
Salaries and Wages	163,603,036.82	152,221,821.46	11,381,215.36	7.5%
Payroll Related Costs	40,694,981.24	40,173,608.69	521,372.55	1.3%
Membership Dues	1,234,228.85	1,232,698.06	1,530.79	0.1%
Registration Fees, Meetings, Conferences	2,581,591.75	2,578,494.63	3,097.12	0.1%
Cost of Goods Sold	9,235,432.20	-	9,235,432.20	100.0%
Professional Fees and Services	8,064,300.04	7,218,912.07	845,387.97	11.7%
Other Contracted Services	6,926,574.64	3,302,277.12	3,624,297.52	109.8%
Fees and Other Charges	862,101.97	875,408.98	(13,307.01)	-1.5%
Travel	1,659,731.94	1,700,297.19	(40,565.25)	-2.4%
Materials and Supplies	14,605,636.94	20,065,964.38	(5,460,327.44)	-27.2%
Utilities	6,225,518.33	5,883,333.33	342,185.00	5.8%
Communications	2,111,103.40	2,257,673.92	(146,570.52)	-6.5%
Repairs and Maintenance	4,593,169.88	4,914,660.87	(321,490.99)	-6.5%
Rentals and Leases	1,705,479.42	1,515,672.36	189,807.06	12.5%
Printing and Reproduction	838,768.45	594,799.13	243,969.32	41.0%
Royalty Payments	-	6,272.32	(6,272.32)	-100.0%
Insurance Costs/Premiums	669,816.38	425,270.58	244,545.80	57.5%
Scholarships and Fellowships	5,558,030.06	5,223,527.69	334,502.37	6.4%
Depreciation and Amortization	19,000,000.00	18,500,000.00	500,000.00	2.7%
Federal Sponsored Program Pass-Through to Other State Agencies	500,000.00	583,333.33	(83,333.33)	-14.3%
Other Operating Expenses	5,803,276.01	5,973,031.47	(169,755.46)	-2.8%
Total Operating Expenses	296,472,778.32	275,247,057.58	21,225,720.74	7.7%
Operating Income (Loss)	(80,530,427.44)	(77,897,102.49)	(2,633,324.95)	-3.4%
Other Nonoperating Adjustments				
State Appropriations	59,191,088.00	57,561,330.00	1,629,758.00	2.8%
Nonexchange Sponsored Programs	416,666.67	416,666.67	-	-
Gift Contributions for Operations	2,255,005.81	7,535,108.03	(5,280,102.22)	-70.1%
Net Investment Income	15,776,960.95	15,423,208.20	353,752.75	2.3%
Interest Expense on Capital Asset Financings	(3,607,230.36)	(3,840,086.76)	232,856.40	6.1%
Net Other Nonoperating Adjustments	74,032,491.07	77,096,226.14	(3,063,735.07)	-4.0%
Adjusted Income (Loss) including Depreciation & Amortization	(6,497,936.37)	(800,876.35)	(5,697,060.02)	-711.4%
Adjusted Margin % including Depreciation & Amortization	-2.2%	-0.3%		
Investment Gains (Losses)	(49,865,769.79)	16,680,931.48	(66,546,701.27)	-398.9%
Adj. Inc. (Loss) with Investment Gains (Losses)	(56,363,706.16)	15,880,055.13	(72,243,761.29)	-454.9%
Adj. Margin % with Investment Gains (Losses)	-23.1%	5.4%		
Adjusted Income (Loss) excluding Depreciation & Amortization	12,502,063.63	17,699,123.65	(5,197,060.02)	-29.4%
Adjusted Margin % excluding Depreciation & Amortization	4.3%	6.4%		

UNAUDITED

The University of Texas M. D. Anderson Cancer Center
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	1,314,736.61	242,764.24	1,071,972.37	441.6%
Sponsored Programs	108,685,924.57	109,746,153.41	(1,060,228.84)	-1.0%
Net Sales and Services of Educational Activities	1,001,120.29	970,910.07	30,210.22	3.1%
Net Sales and Services of Hospitals	1,280,465,313.03	1,191,724,847.20	88,740,465.83	7.4%
Net Professional Fees	147,086,669.15	142,096,772.71	4,989,896.44	3.5%
Net Auxiliary Enterprises	15,271,783.71	13,934,396.35	1,337,387.36	9.6%
Other Operating Revenues	38,717,597.63	27,547,477.38	11,170,120.25	40.5%
Total Operating Revenues	1,592,543,144.99	1,486,263,321.36	106,279,823.63	7.2%
Operating Expenses				
Salaries and Wages	685,546,792.55	621,960,080.56	63,586,711.99	10.2%
Payroll Related Costs	201,478,389.13	184,498,765.07	16,979,624.06	9.2%
Membership Dues	3,245,231.29	1,977,883.77	1,267,347.52	64.1%
Registration Fees, Meetings, Conferences	1,696,358.50	1,331,612.79	364,745.71	27.4%
Cost of Goods Sold	731,078.01	938,581.25	(207,503.24)	-22.1%
Professional Fees and Services	49,887,831.08	46,900,779.65	2,987,051.43	6.4%
Other Contracted Services	38,310,498.86	36,079,954.82	2,230,544.04	6.2%
Fees and Other Charges	4,829,917.29	3,446,748.17	1,383,169.12	40.1%
Travel	6,782,347.72	5,991,477.78	790,869.94	13.2%
Materials and Supplies	346,953,403.06	296,722,476.87	50,230,926.19	16.9%
Utilities	15,937,493.31	16,577,956.78	(640,463.47)	-3.9%
Communications	3,804,382.75	3,185,816.35	618,566.40	19.4%
Repairs and Maintenance	32,348,017.76	32,674,705.29	(326,687.53)	-1.0%
Rentals and Leases	13,434,049.71	13,440,900.04	(6,850.33)	-0.1%
Printing and Reproduction	1,282,778.37	1,868,625.73	(585,847.36)	-31.4%
Royalty Payments	589,088.93	250,965.17	338,123.76	134.7%
Insurance Costs/Premiums	3,080,117.64	2,741,689.52	338,428.12	12.3%
Scholarships and Fellowships	1,507,277.10	(396,262.07)	1,903,539.17	480.4%
Depreciation and Amortization	118,279,475.51	126,200,640.05	(7,921,164.54)	-6.3%
Federal Sponsored Program Pass-Through to Other State Agencies	(85,534.99)	120,258.57	(205,793.56)	-171.1%
State Sponsored Program Pass-Through to Other State Agencies	176,618.03	444,773.91	(268,155.88)	-60.3%
Other Operating Expenses	3,346,226.69	2,641,523.98	704,702.71	26.7%
Total Operating Expenses	1,533,161,838.30	1,399,599,954.05	133,561,884.25	9.5%
Operating Income (Loss)	59,381,306.69	86,663,367.31	(27,282,060.62)	-31.5%
Other Nonoperating Adjustments				
State Appropriations	69,859,240.67	69,572,520.06	286,720.61	0.4%
Nonexchange Sponsored Programs	(59,599.63)	20,799.88	(80,399.51)	-386.5%
Gift Contributions for Operations	51,682,768.25	43,072,740.11	8,610,028.14	20.0%
Net Investment Income	86,295,998.51	51,368,888.45	34,927,110.06	68.0%
Interest Expense on Capital Asset Financings	(12,454,787.68)	(12,132,398.68)	(322,389.00)	-2.7%
Net Other Nonoperating Adjustments	195,323,620.12	151,902,549.82	43,421,070.30	28.6%
Adjusted Income (Loss) including Depreciation & Amortization	254,704,926.81	238,565,917.13	16,139,009.68	6.8%
Adjusted Margin % including Depreciation & Amortization	14.1%	14.5%		
Investment Gains (Losses)	(159,444,530.87)	39,254,221.65	(198,698,752.52)	-506.2%
Adj. Inc. (Loss) with Investment Gains (Losses)	95,260,395.94	277,820,138.78	(182,559,742.84)	-65.7%
Adj. Margin % with Investment Gains (Losses)	5.8%	16.4%		
Adjusted Income (Loss) excluding Depreciation & Amortization	372,984,402.32	364,766,557.18	8,217,845.14	2.3%
Adjusted Margin % excluding Depreciation & Amortization	20.7%	22.1%		

UNAUDITED

The University of Texas Health Science Center at Tyler
 Monthly Financial Report, Comparison of Operating Results and Margin
 For the Period Ending December 31, 2018

	December Year-to-Date FY 2019	December Year-to-Date FY 2018	Variance	Fluctuation Percentage
Operating Revenues				
Net Student Tuition and Fees	108,994.96	86,929.28	22,065.68	25.4%
Sponsored Programs	9,185,687.20	10,716,042.17	(1,530,354.97)	-14.3%
Net Sales and Services of Educational Activities	1,400,522.97	1,140,866.27	259,656.70	22.8%
Net Sales and Services of Hospitals	13,133,838.00	22,281,822.21	(9,147,984.21)	-41.1%
Net Professional Fees	5,772,276.05	5,765,142.75	7,133.30	0.1%
Net Auxiliary Enterprises	56,812.69	60,684.30	(3,871.61)	-6.4%
Other Operating Revenues	11,809,222.81	10,049,954.56	1,759,268.25	17.5%
Total Operating Revenues	41,467,354.68	50,101,441.54	(8,634,086.86)	-17.2%
Operating Expenses				
Salaries and Wages	31,944,019.74	35,635,955.72	(3,691,935.98)	-10.4%
Payroll Related Costs	9,294,478.03	11,004,111.89	(1,709,633.86)	-15.5%
Membership Dues	33,279.09	82,380.15	(49,101.06)	-59.6%
Registration Fees, Meetings, Conferences	64,996.19	58,208.49	6,787.70	11.7%
Cost of Goods Sold	38,155.12	43,345.72	(5,190.60)	-12.0%
Professional Fees and Services	3,484,652.01	3,820,445.56	(335,793.55)	-8.8%
Other Contracted Services	3,827,509.18	3,687,727.51	139,781.67	3.8%
Fees and Other Charges	235,920.89	358,849.45	(122,928.56)	-34.3%
Travel	279,860.14	270,158.27	9,701.87	3.6%
Materials and Supplies	6,931,933.84	9,791,203.01	(2,859,269.17)	-29.2%
Utilities	723,337.15	703,856.22	19,480.93	2.8%
Communications	322,325.42	218,280.55	104,044.87	47.7%
Repairs and Maintenance	1,624,651.34	1,940,179.99	(315,528.65)	-16.3%
Rentals and Leases	403,138.23	393,604.90	9,533.33	2.4%
Printing and Reproduction	68,493.97	30,089.65	38,404.32	127.6%
Royalty Payments	175.00	-	175.00	100.0%
Insurance Costs/Premiums	41,608.53	79,324.66	(37,716.13)	-47.5%
Scholarships and Fellowships	37,985.88	27,334.40	10,651.48	39.0%
Depreciation and Amortization	4,825,630.31	4,564,816.70	260,813.61	5.7%
Federal Sponsored Program Pass-Through to Other State Agencies	41,459.89	107,787.82	(66,327.93)	-61.5%
Other Operating Expenses	341,894.66	506,414.07	(164,519.41)	-32.5%
Total Operating Expenses	64,565,504.61	73,324,074.73	(8,758,570.12)	-11.9%
Operating Income (Loss)	(23,098,149.93)	(23,222,633.19)	124,483.26	0.5%
Other Nonoperating Adjustments				
State Appropriations	17,136,433.61	17,034,244.76	102,188.85	0.6%
Gift Contributions for Operations	117,930.52	68,713.45	49,217.07	71.6%
Net Investment Income	1,189,502.76	1,687,663.23	(498,160.47)	-29.5%
Interest Expense on Capital Asset Financings	(704,857.20)	(690,059.20)	(14,798.00)	-2.1%
Net Other Nonoperating Adjustments	17,739,009.69	18,100,562.24	(361,552.55)	-2.0%
Adjusted Income (Loss) including Depreciation & Amortization	(5,359,140.24)	(5,122,070.95)	(237,069.29)	-4.6%
Adjusted Margin % including Depreciation & Amortization	-8.9%	-7.4%		
Investment Gains (Losses)	(2,541,709.52)	1,390,456.60	(3,932,166.12)	-282.8%
Adj. Inc. (Loss) with Investment Gains (Losses)	(7,900,849.76)	(3,731,614.35)	(4,169,235.41)	-111.7%
Adj. Margin % with Investment Gains (Losses)	-13.8%	-5.3%		
Adjusted Income (Loss) excluding Depreciation & Amortization	(533,509.93)	(557,254.25)	23,744.32	4.3%
Adjusted Margin % excluding Depreciation & Amortization	-0.9%	-0.8%		

GLOSSARY OF TERMS

OPERATING REVENUES:

NET STUDENT TUITION - All student tuition and fee revenues earned at the UT institution for educational purposes, net of tuition discounting.

SPONSORED PROGRAMS - Funding received from local, state and federal governments or private agencies, organizations or individuals, excluding Federal Pell Grant Program which is reported as nonoperating. Includes amounts received for services performed on grants, contracts, and agreements from these entities for current operations. This also includes indirect cost recoveries and pass-through federal and state grants.

NET SALES AND SERVICES OF EDUCATIONAL ACTIVITIES - Revenues that are related to the conduct of instruction, research, and public service and revenues from activities that exist to provide an instructional and laboratory experience for students that create goods and services that may be sold.

NET SALES AND SERVICES OF HOSPITALS - Revenues (net of discounts, allowances, and bad debt expense) generated from UT health institution's daily patient care, special or other services, as well as revenues from health clinics that are part of a hospital.

NET PROFESSIONAL FEES - Revenues (net of discounts, allowances, and bad debt expense) derived from the fees charged by the professional staffs at UT health institutions as part of the Medical Practice Plans. These revenues are also identified as Practice Plan income. Examples of such fees include doctor's fees for clinic visits, medical and dental procedures, professional opinions, and anatomical procedures, such as analysis of specimens after a surgical procedure, etc.

NET AUXILIARY ENTERPRISES - Revenues derived from a service to students, faculty, or staff in which a fee is charged that is directly related to, although not necessarily equal to the cost of the service (e.g., bookstores, dormitories, dining halls, snack bars, inter-collegiate athletic programs, etc.).

OTHER OPERATING REVENUES - Other revenues generated from sales or services provided to meet current fiscal year operating expenses, which are not included in the preceding categories (e.g., certified nonprofit healthcare company revenues, donated drugs, interest on student loans, etc.) Other receipts for settlements, judgments and lawsuits are considered nonoperating revenues.

OPERATING EXPENSES:

SALARIES AND WAGES - Expenses for all salaries and wages of individuals employed by the institution including full-time, part-time, longevity, hourly, seasonal, etc. Includes salary augmentation and incentive compensation.

PAYROLL RELATED COSTS - Expenses for all employee benefits paid by the institution or paid by the state on behalf of the institution. Includes supplemental retirement annuities.

MEMBERSHIP DUES - Payments for professional memberships and community organization memberships for employees.

REGISTRATION FEES/MEETINGS/CONFERENCES - Payments made for employees to attend professional conferences and meetings.

COST OF GOODS SOLD - Purchases of goods for resale and raw materials purchased for use in the manufacture of products intended for sale to others.

PROFESSIONAL FEES AND SERVICES - Payments for services rendered on a fee, contract, or other basis by a person, firm, corporation, or company recognized as possessing a high degree of learning and responsibility. Includes such items as services of a consultant, legal counsel, financial or audit fees, medical contracted services, guest lecturers (not employees) and expert witnesses.

OTHER CONTRACTED SERVICES - Payments for services rendered on a contractual basis by a person, firm, corporation or company that possess a lesser degree of learning and responsibility than that required for Professional Fees and Services. Includes such items as temporary employment expenses, janitorial services, dry cleaning services, etc.

FEES AND OTHER CHARGES - Payments for various fees such as estate settlements, court costs, document filing fees, etc.

TRAVEL - Payments for travel costs incurred by employees and board members for meetings and training.

MATERIALS AND SUPPLIES - Payments for consumable items. Includes, but is not limited to: computer consumables, office supplies, paper products, soap, lights, plants, fuels and lubricants, chemicals and gasses, medical supplies and copier supplies. Also includes software licenses not meeting the definition of capital, postal services, and subscriptions and other publications not for permanent retention.

UTILITIES - Payments for the purchase of electricity, natural gas, water, and thermal energy.

COMMUNICATIONS - Electronically transmitted communications services (telephone, internet, computation center services, etc.).

REPAIRS AND MAINTENANCE - Payments for the maintenance and repair of equipment, furnishings, motor vehicles, buildings and other plant facilities, and waste disposal. Includes, but is not limited to repair and maintenance to copy machines, furnishings, equipment - including medical and laboratory equipment, office equipment and aircraft.

RENTALS AND LEASES - Payments for rentals or leases of furnishings and equipment, vehicles, land and office buildings (all rental of space).

PRINTING AND REPRODUCTION - Printing and reproduction costs associated with the printing/copying of the institution's documents and publications.

ROYALTY PAYMENTS - Payments incurred for copyright and patent royalties.

BAD DEBT EXPENSE - Expenses incurred by the university related to nonrevenue receivables such as non-payment of student loans.

INSURANCE COSTS/PREMIUMS - Insurance premiums and fees associated with the various self-insurance programs, including professional medical liability.

CLAIMS AND LOSSES - Payments for claims from self-insurance programs. Other claims for settlements, judgments and lawsuits are considered nonoperating expenses.

OPEB EXPENSE - An estimate of year-end expense from the actuarial valuation of the OPEB plan.

PENSION EXPENSE - An estimate of year-end expense which will be allocated from the Texas Comptroller's Office based upon prior year amounts.

SCHOLARSHIPS AND FELLOWSHIPS - Payments made for scholarship grants to students authorized by law, net of tuition discounting.

DEPRECIATION AND AMORTIZATION - Depreciation on capital assets and amortization expense on intangible assets.

FEDERAL SPONSORED PROGRAM PASS-THROUGHS TO OTHER STATE AGENCIES - Pass-throughs to other Texas state agencies, including other universities, of federal grants and contracts.

STATE SPONSORED PROGRAM PASS-THROUGHS TO OTHER STATE AGENCIES - Pass-throughs to other Texas state agencies, including Texas universities.

OTHER OPERATING EXPENSES - Other operating expenses not identified in other line items above (e.g., certified non-profit healthcare company expenses, property taxes, credit card fees, hazardous waste disposal expenses, etc.). Other claims for settlements, judgments and lawsuits are considered nonoperating expenses.

OPERATING LOSS - Total operating revenues less total operating expenses before other nonoperating adjustments like state appropriations.

OTHER NONOPERATING ADJUSTMENTS:

STATE APPROPRIATIONS - Appropriations from the State General Revenue fund, which supplement the UT institutional revenue in meeting operating expenses, such as faculty salaries, utilities, and institutional support.

NONEXCHANGE SPONSORED PROGRAMS - Funding received for the Federal Pell Grant Program, the portion of "state appropriations" funded by the American Recovery and Reinvestment Act, Texas Research Incentive Program (TRIP) and Enrollment Growth funding.

GIFT CONTRIBUTIONS FOR OPERATIONS - Consist of gifts from donors received for use in current operations, excluding gifts for capital acquisition and endowment gifts. Gifts for capital acquisition which can only be used to build or buy capital assets are excluded because they cannot be used to support current operations. Endowment gifts must be held in perpetuity and cannot be spent. The distributed income from endowment gifts must be spent according to the donor's stipulations.

NET INVESTMENT INCOME (on institutions' sheets) - Interest and dividend income on treasury balances, bank accounts, Short Term Fund, Intermediate Term Fund and Long Term Fund. It also includes distributed earnings from the Permanent Health Fund and patent and royalty income.

NET INVESTMENT INCOME (on the consolidated sheet) - Interest and dividend earnings of the Permanent University Fund, Short Term Fund, Intermediate Term Fund, Long Term Fund and Permanent Health Fund. This line item also includes the Available University Fund surface income, oil and gas royalties, and mineral lease bonus sales.

INTEREST EXPENSE ON CAPITAL ASSET FINANCINGS - Interest expenses associated with bond and note borrowings utilized to finance capital improvement projects by an institution. This consists of the interest portion of mandatory debt service transfers under the Revenue Financing System, Tuition Revenue bond and Permanent University Fund (PUF) bond programs. PUF interest expense is reported on System Administration as the debt legally belongs to the Board of Regents.

ADJUSTED INCOME (LOSS) including Depreciation and Amortization - Total operating revenues less total operating expenses including depreciation and amortization expense plus net other nonoperating adjustments.

ADJUSTED MARGIN % including Depreciation and Amortization - Percentage of Adjusted Income (Loss) including depreciation and amortization expense divided by Total Operating Revenues plus Net Nonoperating Adjustments less Interest Expense on Capital Asset Financings.

AVAILABLE UNIVERSITY FUND TRANSFER - Includes Available University Fund (AUF) transfer to System Administration for Educational and General operations and to UT Austin for Excellence Funding. These transfers are funded by investment earnings from the Permanent University Fund (PUF), which are required by law to be reported in the PUF at System Administration. On the MFR, investment income for System Administration has been reduced for the amount of the System Administration transfer so as not to overstate investment income for System Administration. The AUF transfers are eliminated at the consolidated level to avoid overstating System-wide revenues, as the amounts will be reflected as transfers at year-end.

INVESTMENT GAINS (LOSSES) - Realized and unrealized gains and losses on investments.

ADJUSTED INCOME (LOSS) excluding Depreciation and Amortization - Total operating revenues less total operating expenses excluding depreciation and amortization expense plus net other nonoperating adjustments.

ADJUSTED MARGIN % excluding Depreciation and Amortization - Percentage of Adjusted Income (Loss) excluding depreciation and amortization expense divided by Total Operating Revenues plus Net Nonoperating Adjustments less Interest Expense on Capital Asset Financings.

4. U. T. System: Report on the Analysis of Financial Condition for Fiscal Year 2018

INTRODUCTION

Financial analysis is performed from each institution's Statement of Net Position and the Statement of Revenues, Expenses, and Changes in Net Assets. The ratios presented in this report are ratios commonly used by bond rating agencies, public accounting firms, and consulting firms. The following ratios were analyzed: Overall Scorecard Rating, Operating Expense Coverage, Annual Operating Margin, Cash on Hand, Spendable Cash and Investments to Total Debt, Debt Service to Operations, and Full-Time Equivalent (FTE) Student Enrollment (academic institutions only).

The Analysis of Financial Condition has been prepared since 1995 to track financial ratios to determine if the financial condition of the institutions is improving or declining. This analysis compares trends for Fiscal Year 2014 through Fiscal Year 2018.

REPORT

Ms. Hinojosa-Segura, Associate Vice Chancellor, Controller, will discuss highlights of the 2018 Analysis of Financial Condition. Ms. Hinojosa-Segura's PowerPoint presentation is included on the following pages for additional detail. The 2018 Analysis of Financial Condition, [Pages 98 - 108](#), is a broad annual financial evaluation that rates U. T. System institutions based on factors analyzed as either "Satisfactory," "Watch," or "Unsatisfactory."

An Executive Summary of the report may be found on [Pages 109 - 168](#). There is strength in most institutions' financials and all but three were rated "Satisfactory" for Fiscal Year 2018. U. T. Health Science Center - Tyler, U. T. El Paso, and U. T. Permian Basin's ratings were maintained as "Watch" for Fiscal Year 2018.

Analysis of Financial Condition Fiscal Year 2018

Veronica Hinojosa Segura, Associate Vice Chancellor
Controller

U. T. System Board of Regents' Meeting
Finance and Planning Committee
February 2019



THE UNIVERSITY of TEXAS SYSTEM
FOURTEEN INSTITUTIONS. UNLIMITED POSSIBILITIES.

WWW.UTSYSTEM.EDU

Methodology

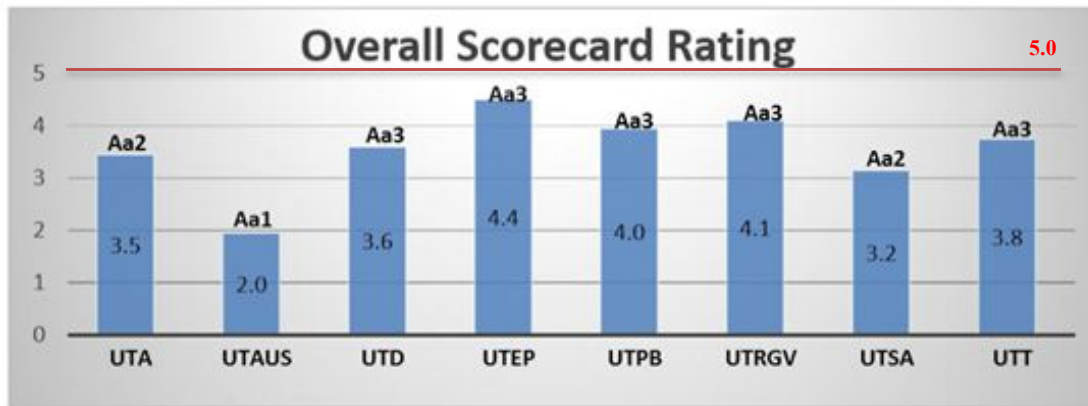
- Financial analysis based on
 - Balance sheet
 - Statement of revenues, expenses, and changes in net assets
- Ratios commonly used by bond rating agencies
- Five-year data trends indicate ratings
 - Satisfactory
 - Watch
 - Unsatisfactory



Academic Institutions



Academic Institutions' Peer Comparisons

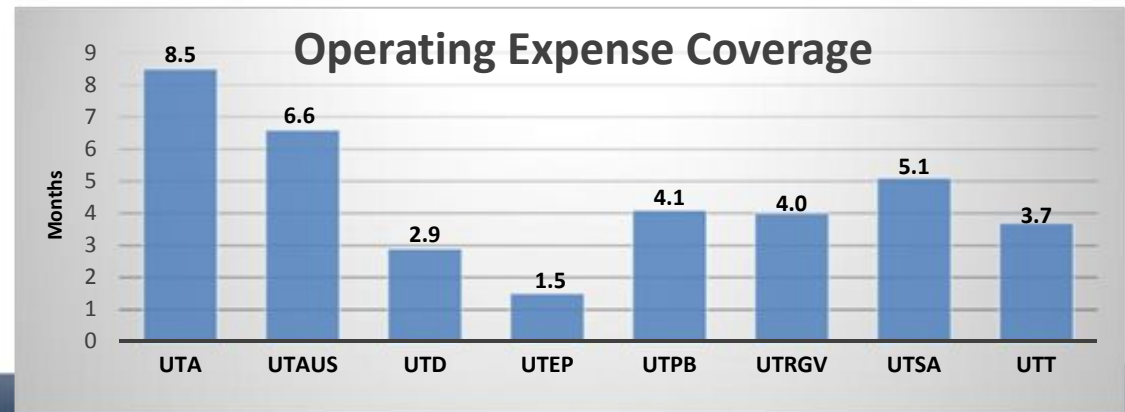


Benchmark 5 = A1 rating



Agenda Book - 101

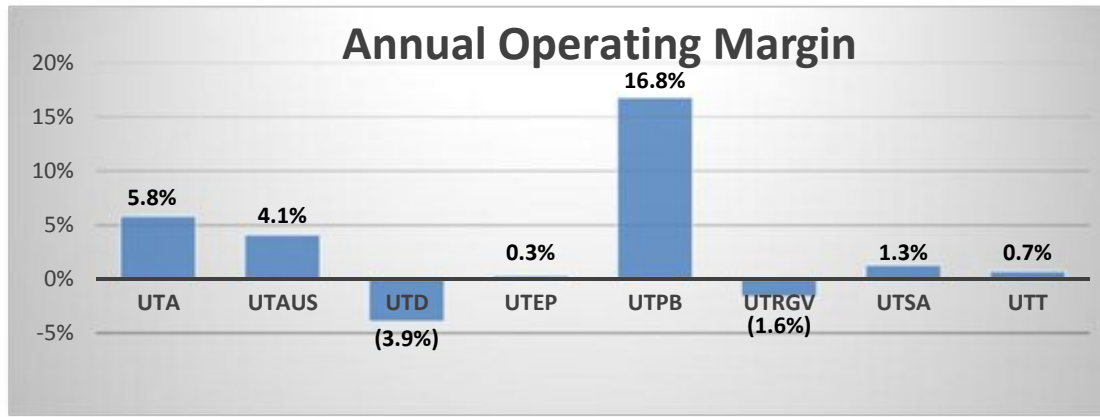
Ability to cover expenses with available balances



February 26-27, 2019 Meeting of the U. T. System Board of Regents - Finance and Planning Committee

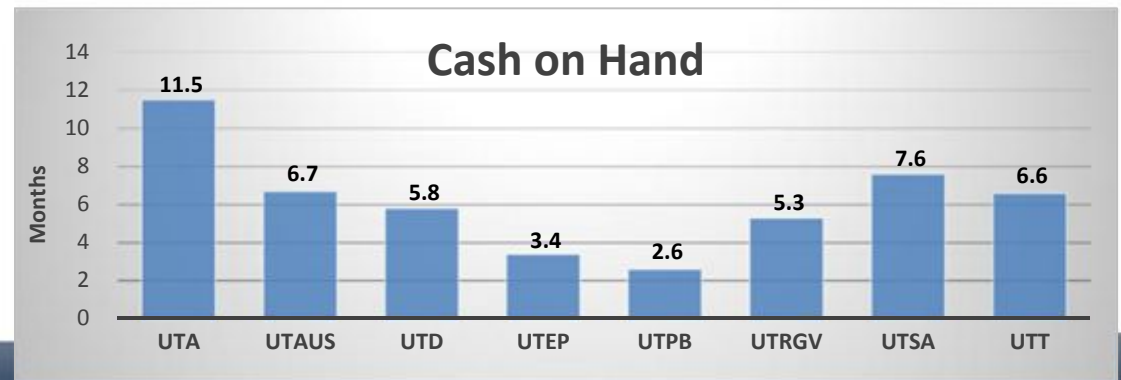


Academic Institutions' Peer Comparisons (cont.)

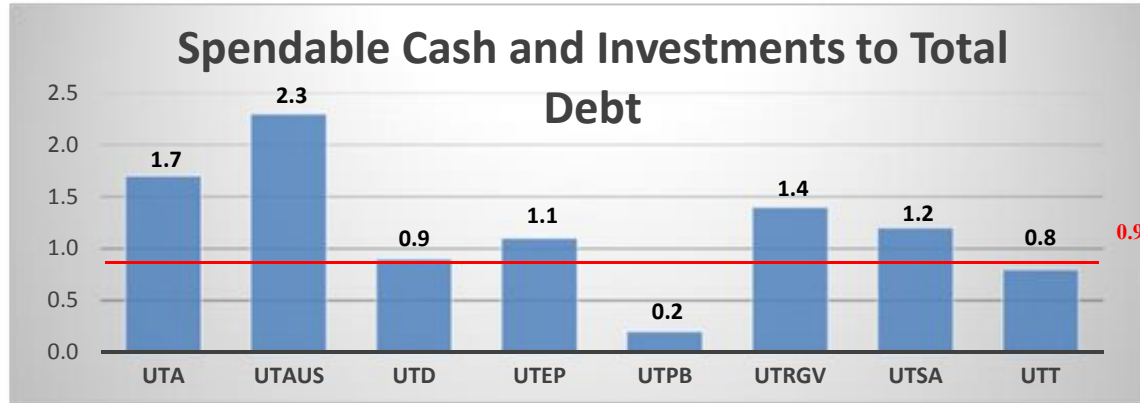


Measures balance between revenue and expenses

Number of months to pay expenses from existing cash and investments

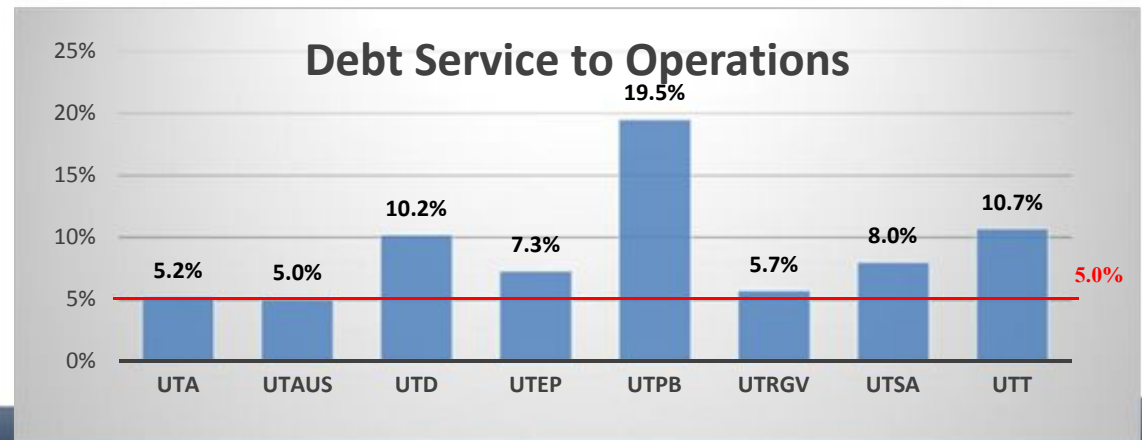


Academic Institutions' Peer Comparisons (cont.)



*Debt Capacity:
ability to repay
bondholders*

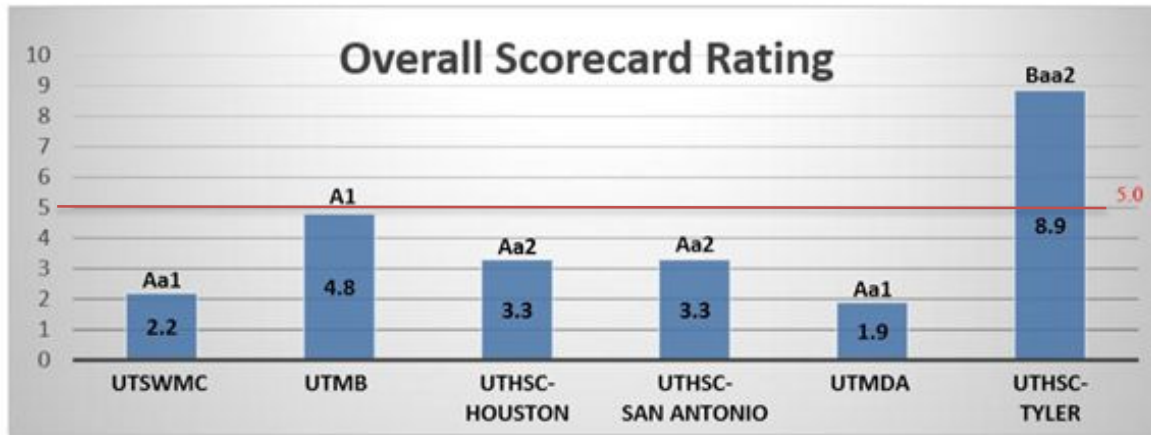
*Dependency on
borrowed funds*



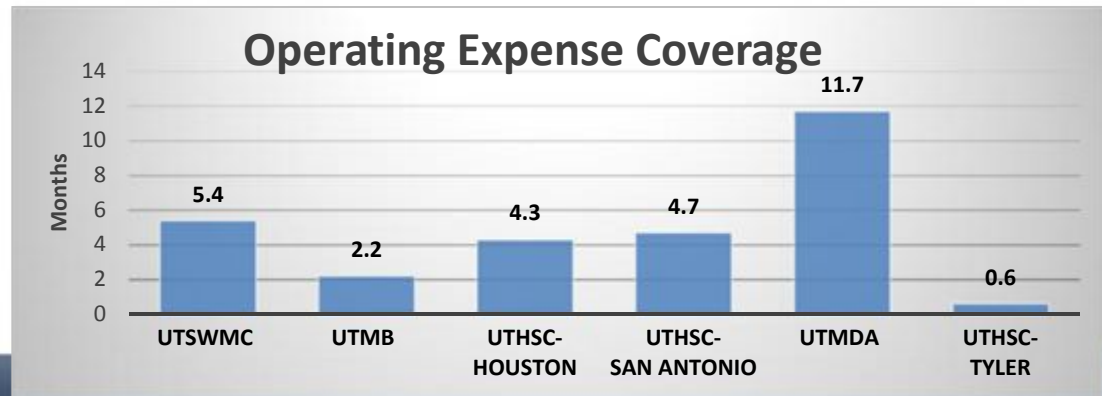
Health Institutions



Health Institutions' Peer Comparisons

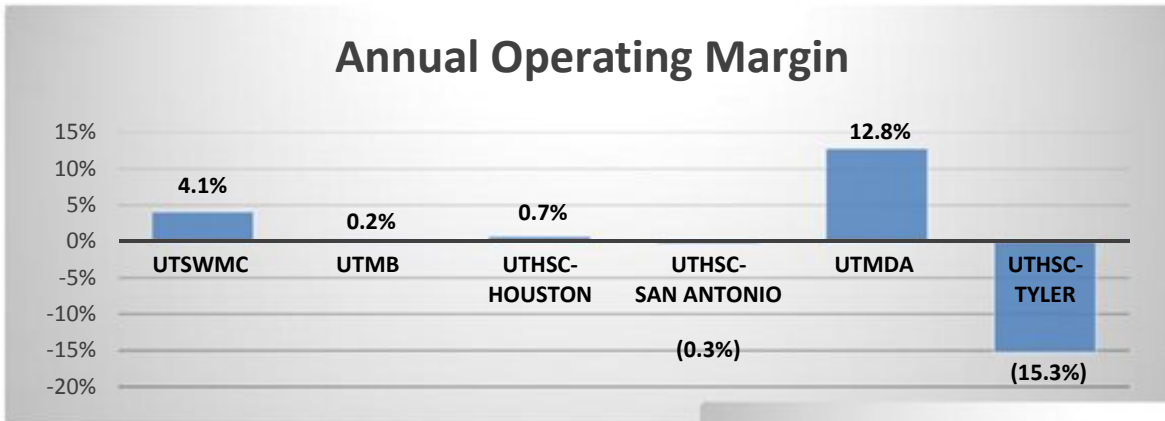


Benchmark 5 = A1 rating



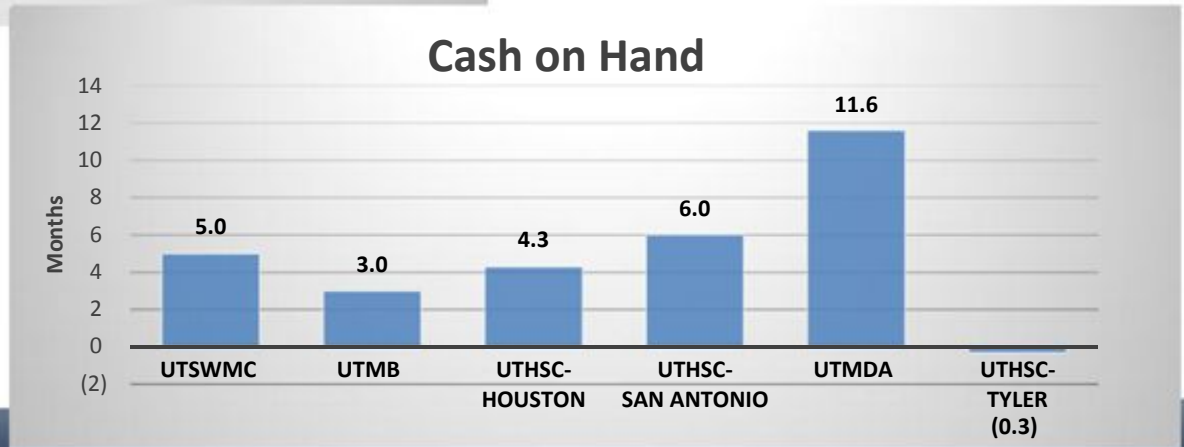
Health Institutions' Peer Comparisons (cont.)

Annual Operating Margin

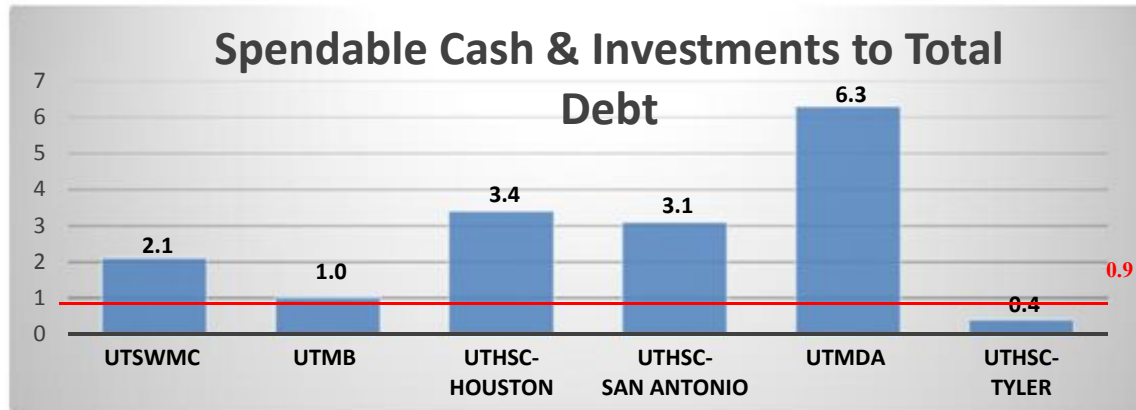


Timing: Expenses incurred versus revenue generated

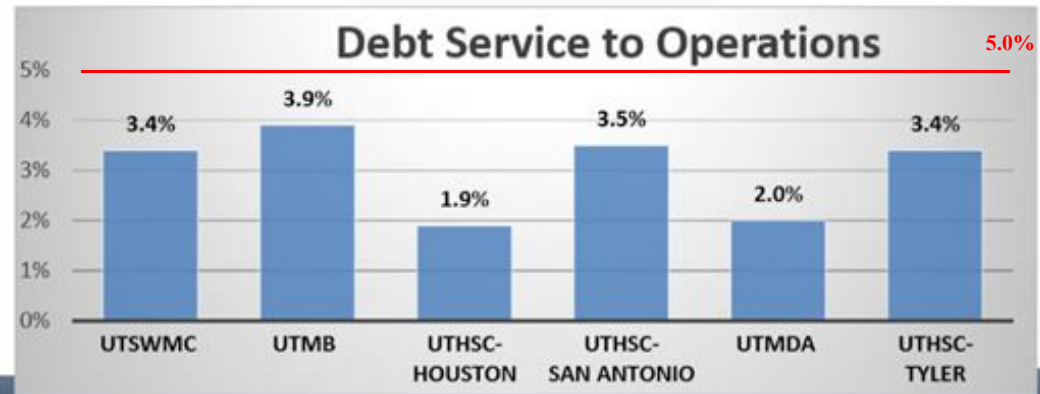
Cash on Hand



Health Institutions' Peer Comparisons (cont.)



Max ratio = 5%



Summary

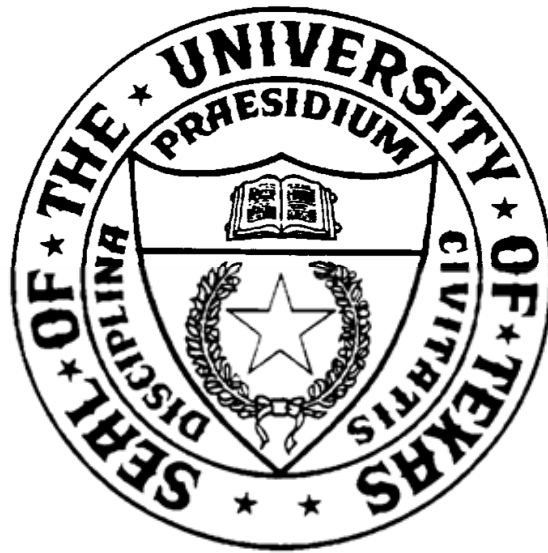
- Strong financial condition throughout each institution
- All institutions maintained Fiscal Year 2017 rating

Institution	Satisfactory	Watch	Unsatisfactory
U. T. Arlington	X		
U. T. Austin	X		
U. T. Dallas	X		
U. T. El Paso		X	
U. T. Permian Basin		X	
U. T. Rio Grande Valley	X		
U. T. San Antonio	X		
U. T. Tyler	X		
U. T. Southwestern Medical Center	X		
U. T. Medical Branch-Galveston	X		
U. T. Health Science Center-Houston	X		
U. T. Health Science Center-San Antonio	X		
U. T. M. D. Anderson Cancer Center	X		
U. T. Health Science Center-Tyler		X	



2018 Analysis of Financial Condition

February 2019



The University of Texas System 2018 Analysis of Financial Condition

Executive Summary

The Analysis of Financial Condition (AFC) was performed from the Statement of Net Position and the Statement of Revenues, Expenses, and Changes in Net Position. Since debt is reported at the System level and not on the individual institution's books, debt was allocated to the appropriate institution, as provided by the Office of Finance.

The ratios presented in this report are ratios commonly used by bond rating agencies, public accounting firms, and consulting firms. In addition to using individual ratios, the Overall Scorecard Rating is computed based upon four broad factors as follows:

- *Market Profile*
- *Operating Performance*
- *Wealth and Liquidity*, and
- *Leverage*

There are nine sub-factor calculations under these four broad factors and each sub-factor is assigned a weight and a value. After calculating each sub-factor, the results are mapped to a rating category. The sub-factor ratings are then converted to alpha numeric values, which are multiplied by the assigned weights and summed to produce an aggregate weighted score. That aggregate score is then mapped to the appropriate rating.

In addition to the Overall Scorecard Rating, the following ratios are presented:

- *Operating Expense Coverage Ratio* – measures an institution's ability to cover future operating expenses with available year-end balances (in months).
- *Annual Operating Margin Ratio* – indicates whether the institution has balanced annual operating expenses with revenues. Depreciation expense is included, as it is believed that inclusion of depreciation reflects a more complete picture of operating performance since it reflects use of physical assets.
- *Cash on Hand Ratio* –measures the number of months an institution could continue to pay operating expenses from existing unrestricted cash and investments in the absence of additional revenue.
- *Spendable Cash and Investments to Total Debt Ratio* –examines the ability of an institution to repay bondholders from wealth that can be accessed over time or for a specific purpose. Debt capacity thresholds are provided by the Office of Finance. The minimum spendable cash and investments to total debt ratio is 0.9 times.
- *Debt Service to Operations Ratio* – examines the institution's dependence on borrowed funds as a source of financing and the cost of borrowing relative to overall expenses. The maximum debt service to operations ratio is 5.0%.
- *Full-time Equivalent (FTE) Student Enrollment* (academic institutions only) – calculates total semester credit hours taken by students during the fall semester, divided by factors of 15 for undergraduate students, 12 for graduate and special professional students, and 9 for doctoral students to arrive at the FTE students represented by the course hours taken. Medical students are excluded because course numbers do not include a credit hour value.

This report is meant to be a broad annual financial evaluation that rates the institutions as either “Satisfactory,” “Watch,” or “Unsatisfactory” based upon the factors analyzed. (See Appendix A – Definitions of Evaluation Factors). For institutions rated “Unsatisfactory,” the Chancellor and the appropriate Executive Vice Chancellors will request the institutions to develop a specific financial plan of action to improve the institution’s financial condition. By policy, institutions rated “Unsatisfactory” are not permitted to invest in the Intermediate Term Fund. Progress towards the achievement of the plans will be periodically discussed with the Chief Business Officer and President, and representatives from the System Offices of Business, Academic and/or Health Affairs, as appropriate.

U. T. El Paso’s rating was maintained as “Watch” for 2018. U. T. El Paso incurred operating deficits during four of the past five years, and the operating expense coverage ratio fell below the System’s benchmark of 2.0 months for the past four years. While the operating expense coverage ratio of 1.5 months and U. T. El Paso’s cash on hand of 3.4 months were comparatively low, it should be noted that all of U. T. El Paso’s ratios improved in 2018. Additionally, the institution has implemented operational efficiencies which may result in continued improvement in the ratios and could result in an upgrade in U. T. El Paso’s rating in the future.

U. T. Permian Basin’s rating was maintained as “Watch” for 2018. U. T. Permian Basin incurred operating deficits during three of the past five years. U. T. Permian Basin’s cash on hand was only 2.6 months, which was the lowest of all the academic institutions. U. T. Permian Basin’s spendable cash and investments to total debt was also the lowest of all the U.T. institutions at 0.2 times and below the minimum benchmark of 0.9 times. Additionally, U. T. Permian Basin’s debt service to operations was the highest of all the U.T. institutions at 19.5% and was well above the maximum benchmark of 5.0%.

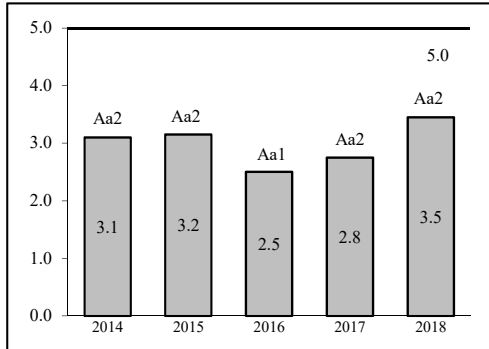
UTHSC-Tyler’s rating was maintained as “Watch” for 2018. UTHSC-Tyler incurred an annual operating deficit for 2018 of (\$30.2) million or (15.3%), which included net Delivery System Reform Incentive Payments (DSRIP) revenue of \$11.0 million. If the net DSRIP revenue had not been recognized in 2018, UTHSC-Tyler’s annual operating deficit would have been (\$41.1) million or (23.2%). Participation in the UT Health East Texas joint venture, including the contributed operations of the DSRIP program, is designed to pave a path toward lesser reliance on DSRIP revenue and provide greater diversification of clinical operations revenue streams as part of a larger hospital system. The operating expense coverage ratio decreased by 1.2 months to 0.6 months, which was below System’s benchmark of 2.0 months and was the lowest of all the U. T. institutions in 2018. UTHSC-Tyler’s spendable cash and investments to total debt was the lowest of all the health institutions at 0.4 times and fell below the minimum threshold of 0.9 times. Additionally, UTHSC-Tyler’s cash on hand was (0.3) months which was the lowest of all U. T. institutions. The U. T. System Board of Regents approved a \$35.0 million internal line of credit to UTHSC-Tyler, implemented as a cash overdraft arrangement to support the high one-time expenses and workforce restructuring initiatives associated with the UT Health East Texas joint venture. Thus, UTHSC-Tyler’s unrestricted cash and cash equivalents were negative at year-end. UTHSC-Tyler also sold all investments in the Intermediate Term Fund. These factors resulted in a negative cash on hand ratio in 2018.

With the exception of U. T. El Paso, U. T. Permian Basin, and UTHSC-Tyler, all of the other U. T. institutions were rated “Satisfactory” for 2018. The operating expense coverage ratios for the institutions rated “Satisfactory” were above the System’s benchmark of 2.0 months. The majority of the institutions rated as “Satisfactory” also reported positive operating margins or had balances to sustain temporary losses. Cash on hand ratios for the institutions rated “Satisfactory” were at or above 3 months. Additionally, spendable cash and investments to total debt ratios for the majority of the institutions rated “Satisfactory” were all at or above the benchmark of 0.9 times.

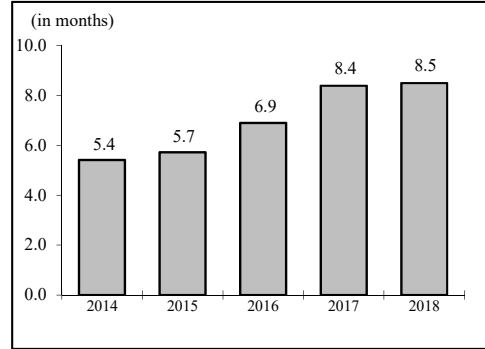
**The University of Texas at Arlington
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

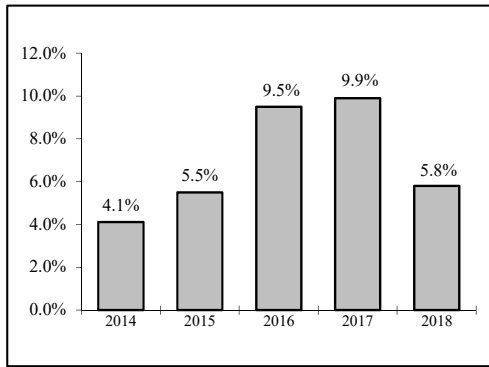
Overall Scorecard Rating



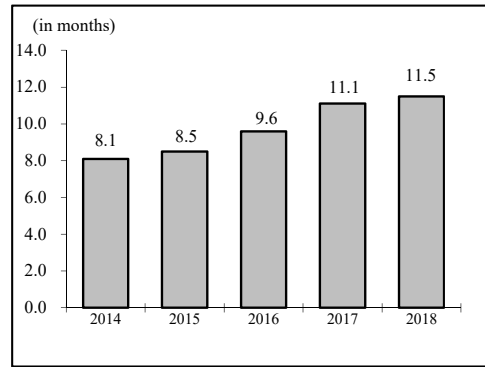
Operating Expense Coverage



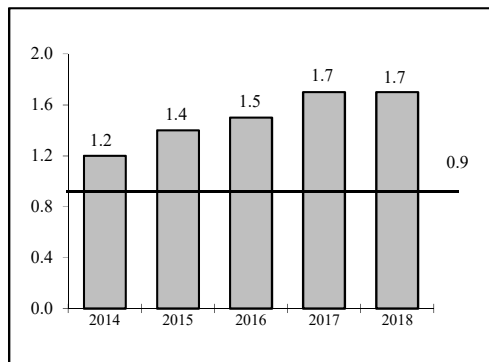
Annual Operating Margin



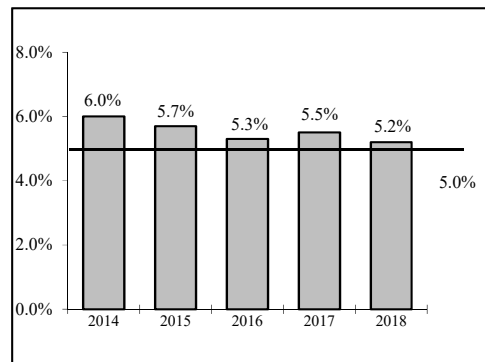
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



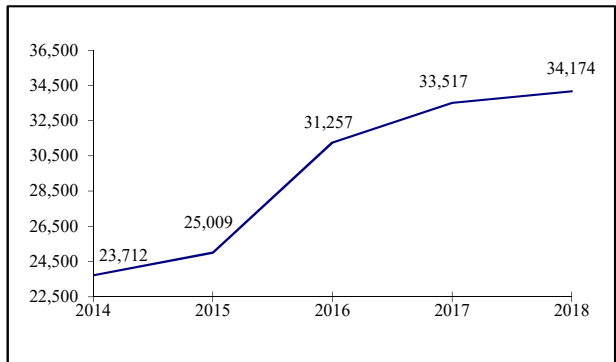
Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas at Arlington
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. Arlington's operating expense coverage ratio increased slightly from 8.4 months in 2017 to 8.5 months in 2018 due to the growth in total unrestricted net position of \$34.1 million, which was largely offset by an increase in total operating expenses (including interest expense) of \$35.7 million. The increase in total unrestricted net position was primarily attributable to operating activity in designated funds, which was partially driven by an increase in enrollment on campus and in accelerated online programs, as well as tuition rate increases approved by the U. T. System Board of Regents. Total operating expenses increased largely due to the following: a \$16.7 million increase in salaries and wages and payroll related costs attributable to normal salary adjustments; a \$7.7 million increase in materials and supplies primarily driven by an increase in software expenses, as well as non-capitalized expenses for furniture and equipment in Enterprise Development; and a \$5.2 million increase in scholarships and fellowships related to Pell due to additional funding available in 2018.

Annual Operating Margin Ratio - U. T. Arlington's annual operating margin ratio decreased from 9.9% for 2017 to 5.8% for 2018 as a result of the growth in total operating expenses of \$35.7 million, as discussed above, far exceeding the growth in total operating revenues of \$8.3 million. The increase in total operating revenues was primarily due to the following: an increase of \$12.3 million in net tuition and fees due to enrollment growth and increased tuition rates; an increase in net investment income (excluding realized gains and losses) of \$4.0 million; an increase of \$3.5 million in sponsored programs revenue (including nonexchange sponsored programs) due to additional funding for Pell received in 2018; and a \$3.3 million increase in net auxiliary enterprises revenue resulting from higher demand for housing, parking and dining services. These increases were partially offset by decreases in the following: an \$8.1 million decrease in other operating revenues due to the correction of duplicated program income for Enterprise Development in the previous year; and a decrease in state appropriations of \$7.1 million which includes the additional \$5.4 million in tuition revenue bond funding received in 2017.

Cash on Hand Ratio - U. T. Arlington's cash on hand ratio increased from 11.1 months in 2017 to 11.5 months in 2018. The increase in this ratio was primarily attributable to a decrease in the Short Term Fund (STF) of \$40.0 million, primarily due to the \$26.0 million debt service payoff of the College Park Center, offset by an \$89.0 million increase in the Intermediate Term Fund (ITF) unrestricted pooled operating funds as a result of an increase in the amount of funds invested in the ITF and the market appreciation on these investments.

Spendable Cash & Investments to Total Debt Ratio - U. T. Arlington's spendable cash and investments to total debt ratio remained unchanged at 1.7 times in 2018. The stability of this ratio was due to the growth in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$43.8 million offset by an increase of \$23.1 million in the amount of debt outstanding. This ratio exceeded the minimum threshold provided by the Office of Finance of 0.9 times.

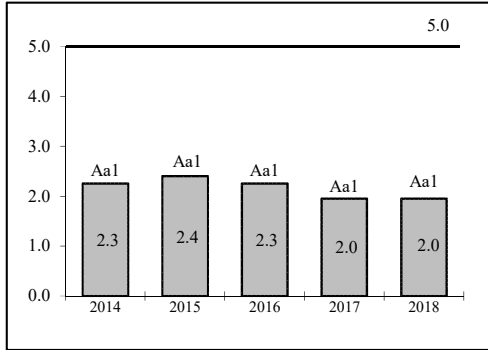
Debt Service to Operations Ratio - U. T. Arlington's debt service to operations ratio decreased from 5.5% in 2017 to 5.2% in 2018, which still exceeded the maximum threshold provided by the Office of Finance of 5.0%. The decrease in this ratio was attributable to the increase in total operating expenses as previously discussed.

Full-Time Equivalent (FTE) Student Enrollment - U. T. Arlington's FTE student enrollment increased slightly primarily due to an increase in undergraduate semester credit hours.

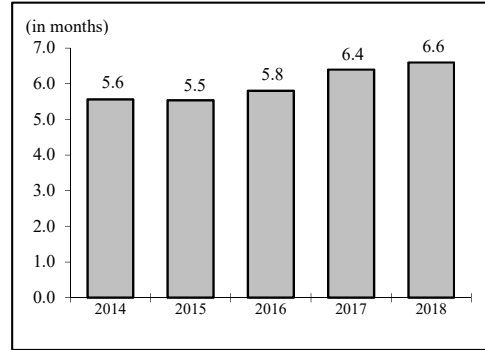
**The University of Texas at Austin
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

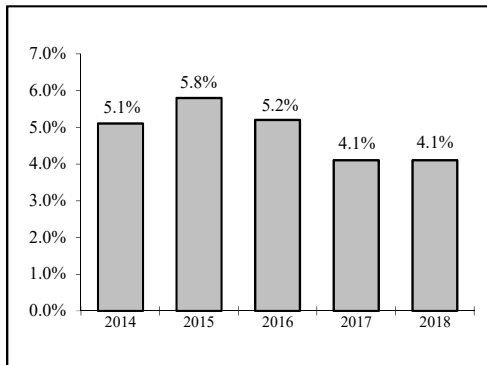
Overall Scorecard Rating



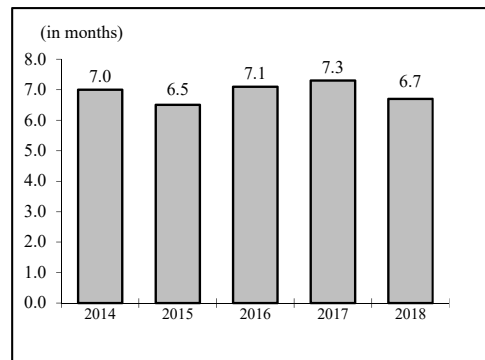
Operating Expense Coverage



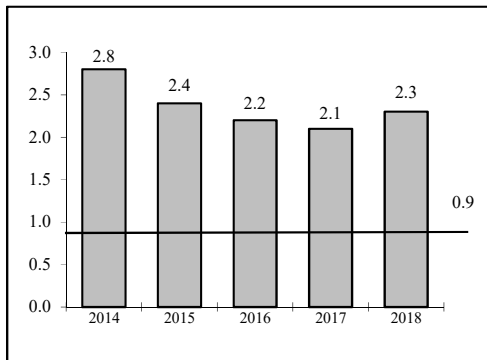
Annual Operating Margin



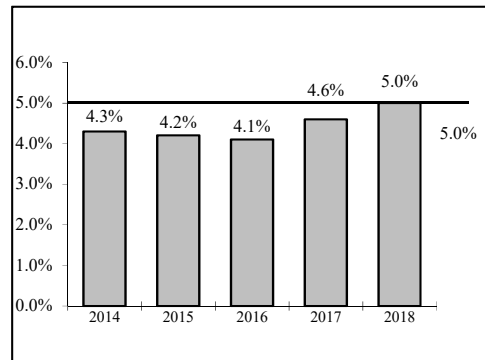
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



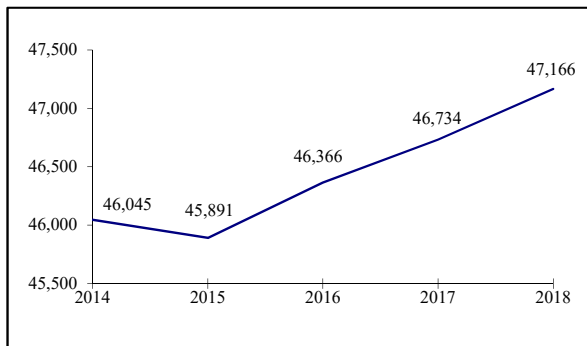
Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas at Austin
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. Austin's operating expense coverage ratio increased from 6.4 months in 2017 to 6.6 months in 2018 due to the growth in total unrestricted net position of \$111.9 million, which was largely offset by an increase in total operating expenses (including interest expense) of \$130.8 million. The increase in total unrestricted net position was primarily driven by activity in educational and general funds and designated funds, including an increase in the transfer from the Available University Fund (AUF) for operations. The increase in total operating expenses was primarily due to the following: a \$74.3 million increase in salaries and wages and payroll related costs resulting from an institutionally funded average 3.0% increase for tenured/tenure-track faculty and 2.0% for non-tenured faculty to attract and retain talented faculty, as well as an average 2.0% merit-based increase for staff; a \$16.2 million increase in depreciation and amortization expense due to a full year of depreciation expense recognized on Dell Medical School, Rowling Hall and the Engineering Education and Research Center building, which were placed into service in 2017; a \$14.5 million increase in interest expense; an \$11.8 million increase in other contracted services primarily driven by pass through expenses related to an increase in awards with entities like the Department of Health and Human Services and the Texas Education Agency; and a \$9.5 million increase in state sponsored program pass-throughs to other state agencies as a result of the Darrell K. Royal Alzheimer Foundation state appropriated funds, which are received bi-annually and transferred to the Council on Alzheimer's.

Annual Operating Margin Ratio - U. T. Austin's annual operating margin ratio remained unchanged at 4.1% for 2018. The stability of this ratio was a result of comparable growth in total operating revenues of \$135.3 million and total operating expenses (including interest expense) of \$130.8 million, as discussed above. The increase in total operating revenues was primarily attributable to the following: a \$44.3 million increase in net tuition and fees due to a 3% increase in tuition approved by the U. T. System Board of Regents and the addition of a new class of medical students; a \$17.9 million increase in the transfer from the AUF; a \$16.2 million increase in net auxiliary enterprises revenue generated by increased ticket revenue at the Frank Erwin Center, as well as increases in athletic ticket sales, and housing and food income; a \$15.6 million increase in net sales and services of educational activities primarily due to the receipt of a management fee related to the transition of U. T. System's Office of Facilities, Planning and Construction to UT Austin's Capital Planning and Construction group, as well as an increase in utilities fees received from auxiliary enterprises within Dell Medical School; a \$14.5 million increase in net investment income (excluding realized gains and losses); a \$12.8 million increase in state appropriations (adjusted for the additional tuition revenue bond funding received in 2017), which includes health-related formula funding of \$5.7 million received for the first time for the Dell Medical School; and a \$10.8 million increase in sponsored programs revenue (including nonexchange sponsored programs) primarily driven by increases in funding from the Texas Education Agency related to the Texas Mathematics and Science Partnership and from the Department of Defense related to sonar and synthetic bacterial research, as well as research activity related to the Applied Research Laboratories award with Naval Sea Systems Command which began incurring activity in 2018.

Cash on Hand Ratio - U. T. Austin's cash on hand ratio decreased from 7.3 months in 2017 to 6.7 months in 2018. The decrease in this ratio was largely attributable to the growth in total operating expenses, as discussed above. Additionally, the unrestricted portion of the funds invested in the Intermediate Term Fund pooled operating funds decreased by \$39.2 million primarily as a result of an increase in the allocation of those funds to restricted.

Spendable Cash & Investments to Total Debt Ratio - U. T. Austin's spendable cash and investments to total debt ratio increased from 2.1 times in 2017 to 2.3 times in 2018, which exceeded the minimum threshold provided by the Office of Finance of 0.9 times. The increase in this ratio was due to an increase in total investments of \$419.3 million as a result of market appreciation, new endowment contributions and an investment in the Long-term Fund of approximately \$50.0 million.

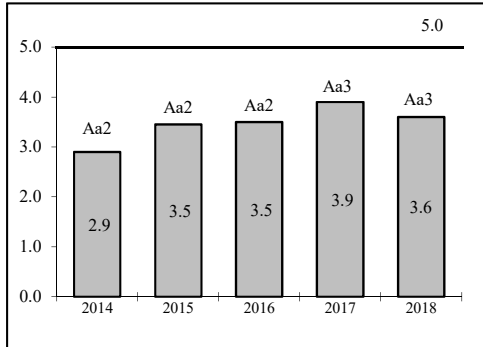
Debt Service to Operations Ratio - U. T. Austin's debt service to operations ratio increased from 4.6% in 2017 to 5.0% in 2018, which equaled the maximum threshold provided by the Office of Finance. The increase in this ratio was driven by an increase of \$18.0 million in debt service payments.

Full-Time Equivalent (FTE) Student Enrollment - U. T. Austin's FTE student enrollment reflected a 312 student increase in undergraduate enrollment the fall 2018 semester over the previous fall semester. This increase was driven primarily by a 6.9% increase in new first-time freshmen over the prior year. In addition, the average undergraduate courseload went up slightly from 13.48 semester credit hours last fall to 13.52 semester credit hours this fall. The enrollment in the Law School also increased by 13.7% or 127 students this fall over the previous fall. The number of new Law School enrollees increased by 50 students or 12.4%.

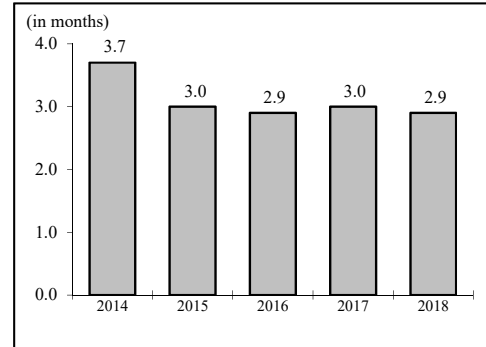
**The University of Texas at Dallas
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

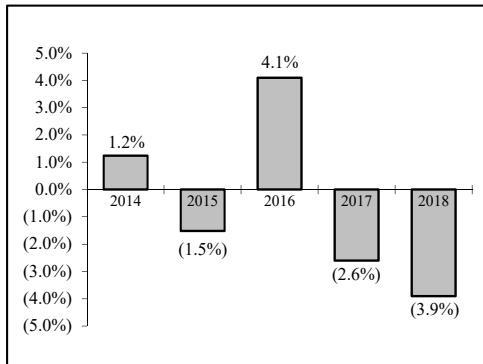
Overall Scorecard Rating



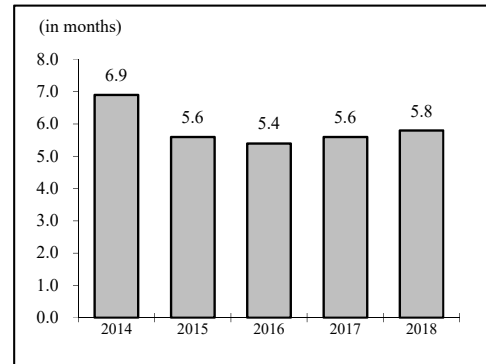
Operating Expense Coverage



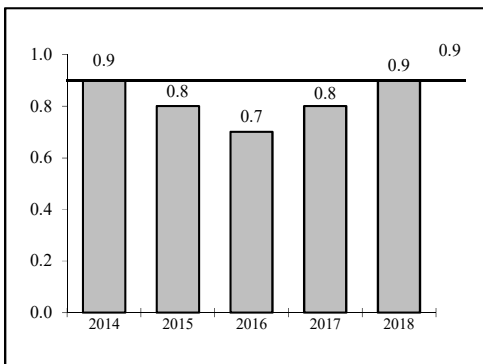
Annual Operating Margin



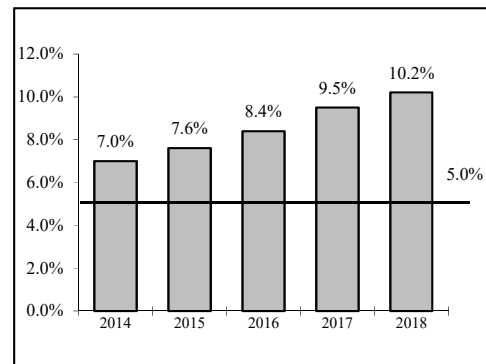
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



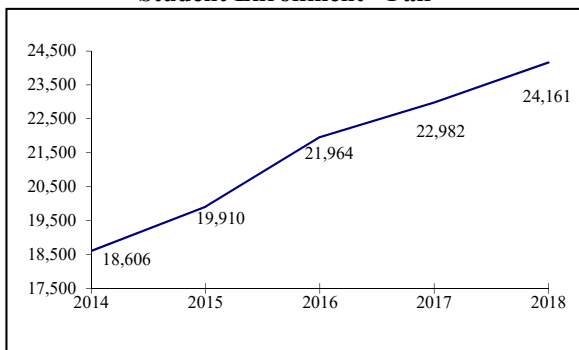
Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas at Dallas
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. Dallas' operating expense coverage ratio decreased slightly from 3.0 months in 2017 to 2.9 months in 2018 primarily due to the growth in total operating expenses (including interest expense) of \$35.7 million. The increase in total operating expenses was mostly attributable to the following: a \$15.8 million increase in salaries and wages and payroll related costs as a result of new faculty hires and merit increases; a \$6.9 million increase in depreciation and amortization expense due to a full year of depreciation expense recognized on the Student Service building addition, the Student Housing Living/Learning Center VI and VII, the Davidson Gundy Alumni Center and the Brain Performance Institute, as well as the Engineering & Computer Science West building which was placed into service in 2018; a \$6.8 million increase in scholarships and fellowships expense primarily generated by an increase in Pell funding and other federal awards, and increases in other internal programs; a \$2.7 million increase in professional fees and services due to increases in these expenses within Parking and Transportation Services, the Analog Center, Medical Devices, the Institute of Art History, and the Callier Center; and a \$2.5 million increase in interest expense on capital asset financings.

Annual Operating Margin Ratio - U. T. Dallas' annual operating margin ratio declined from (2.6%) for 2017 to (3.9%) for 2018 as a result of the growth in total operating expenses (including interest expense) of \$35.7 million, as discussed above, outpacing the growth in total operating revenues of \$26.5 million. The increase in total operating revenues was primarily due to the following: a \$13.2 million increase in net tuition and fees resulting from tuition rate increases and enrollment growth; a \$3.9 million increase in net investment income (excluding realized gains and losses); and a \$2.2 million increase in gifts for operations largely due to increased donations from corporations and other organizations. In addition, the operating revenues were adjusted to include a transfer of \$7.6 million in state funding from the National Research University Fund (NRUF) beginning in 2018. U. T. Dallas expects to receive this NRUF funding on an annual basis going forward.

Cash on Hand Ratio - U. T. Dallas' cash on hand ratio increased from 5.6 months in 2017 to 5.8 months in 2018. The increase in this ratio was attributable to a \$56.0 million increase in the Intermediate Term Fund (ITF) unrestricted pooled operating funds as a result of an increase in the amount of funds invested in the ITF combined with market appreciation on those funds.

Spendable Cash & Investments to Total Debt Ratio - U. T. Dallas' spendable cash and investments to total debt ratio increased from 0.8 times in 2017 to 0.9 times in 2018, which equaled the minimum threshold provided by the Office of Finance. The increase in this ratio was due to an increase in total investments of \$111.1 million as a result of an increase in the ITF pooled operating funds, new endowment contributions and appreciation on these investments. Additionally, the amount of debt outstanding decreased by \$11.2 million which also contributed to the increase in this ratio.

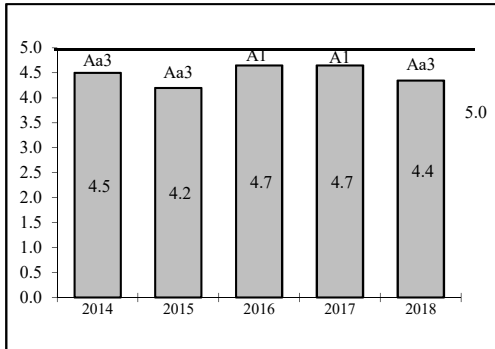
Debt Service to Operations Ratio - U. T. Dallas' debt service to operations ratio increased from 9.5% in 2017 to 10.2% in 2018 due to an increase of \$7.0 million in debt service payments. This ratio continued to exceed the maximum threshold of 5.0% as provided by the Office of Finance.

Full-Time Equivalent (FTE) Student Enrollment - U. T. Dallas' FTE student enrollment increased by 5.1% from 2017 to 2018. The upward trend in FTE student enrollment relative to gross enrollment reflects the effects of U. T. Dallas' guaranteed tuition plan, which encourages full time status, federal and state eligibility requirements for aid for domestic students and visa requirements for international students. In the fall of 2018, undergraduate FTE rose 8.9% over the fall of 2017 while the FTE for doctoral student enrollment decreased by (2.4%) and master student enrollment decreased by (4.2%).

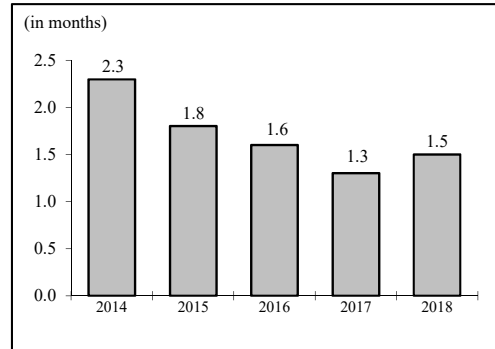
**The University of Texas at El Paso
2018 Summary of Financial Condition**

Financial Condition: **Watch**

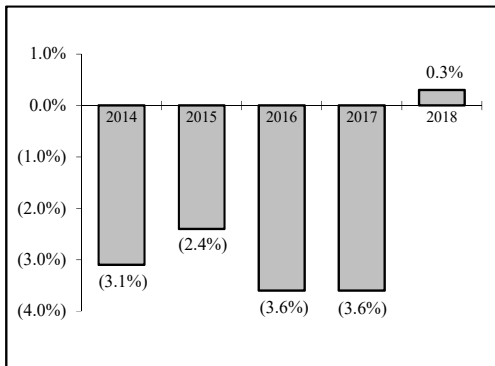
Overall Scorecard Rating



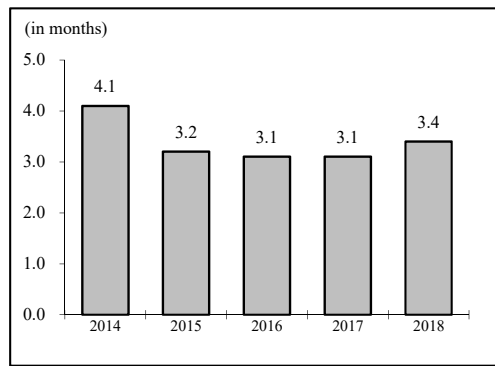
Operating Expense Coverage



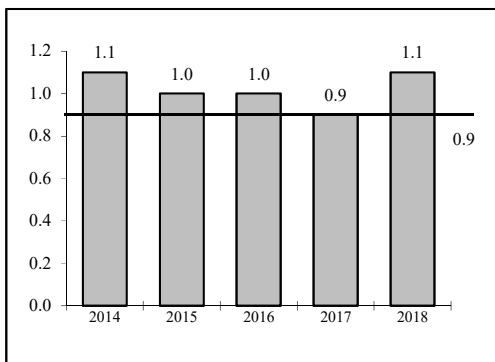
Annual Operating Margin



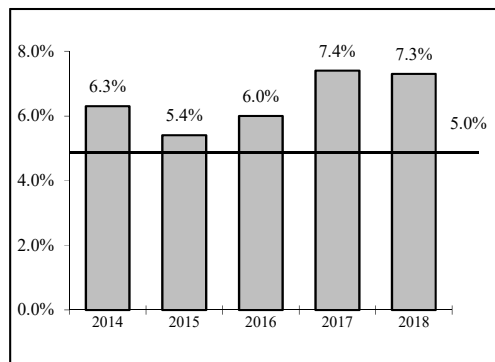
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



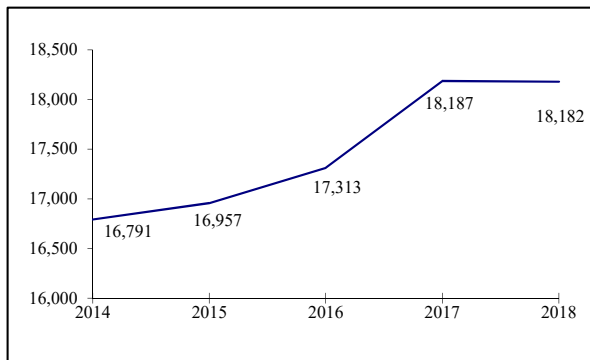
Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas at El Paso
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. El Paso's operating expense coverage ratio increased from 1.3 months in 2017 to 1.5 months in 2018 due to the growth in total unrestricted net position of \$6.4 million. The increase in total unrestricted net position was primarily attributable to the improved operating results in designated funds.

Annual Operating Margin Ratio - U. T. El Paso's annual operating margin ratio increased from a negative 3.6% for 2017 to a positive 0.3% for 2018 as a result of the growth in total operating revenues of \$23.5 million exceeding the growth in total operating expenses of \$7.1 million. The increase in total operating revenues was primarily due to the following: a \$14.6 million increase in net tuition and fees resulting from a 4.5% tuition rate increase approved by the U. T. System Board of Regents and an increase in semester credit hour enrollment; a \$9.2 million increase in sponsored programs revenue (including nonexchange sponsored programs) related to an increase in Pell funding and TEXAS Grant Program revenue; a \$3.9 million increase in net auxiliary enterprises revenue driven by higher grossing special events, as well as increased revenue from housing, food services, the addition of a new ground lease agreement with Raising Cane, and athletic income related to Conference USA distributions; and a \$1.5 million increase in net investment income (excluding realized gains and losses). These increases in revenues were partially offset by the following: a decrease of \$2.8 million in gifts for operations; a \$1.6 million decrease in state appropriations which includes the additional tuition revenue bond funding received in 2017; and a \$1.1 million decrease in net sales and services of educational activities due to less state sponsored program revenue.

Cash on Hand Ratio - U. T. El Paso's cash on hand ratio increased from 3.1 months in 2017 to 3.4 months in 2018 primarily due to an increase in unrestricted cash and cash equivalents of \$9.3 million related to the improved operating activity in designated funds.

Spendable Cash & Investments to Total Debt Ratio - U. T. El Paso's spendable cash and investments to total debt ratio increased from 0.9 times in 2017 to 1.1 times in 2018, and exceeded the minimum threshold of 0.9 times as provided by the Office of Finance. The increase in this ratio was attributable to an increase in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$30.4 million combined with a decrease of \$16.5 million in the amount of debt outstanding.

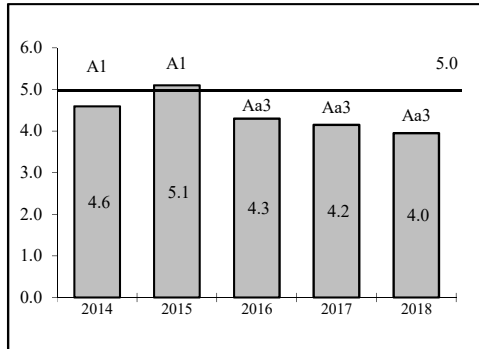
Debt Service to Operations Ratio - U. T. El Paso's debt service to operations ratio decreased slightly from 7.4% in 2017 to 7.3% in 2018; however, this ratio still exceeded the maximum threshold of 5.0% as provided by the Office of Finance. The slight decrease in the ratio was due to the growth in total operating expenses, as previously discussed.

Full-Time Equivalent (FTE) Student Enrollment - U. T. El Paso's FTE student enrollment decreased slightly from 18,187 to 18,182 due to flat enrollment.

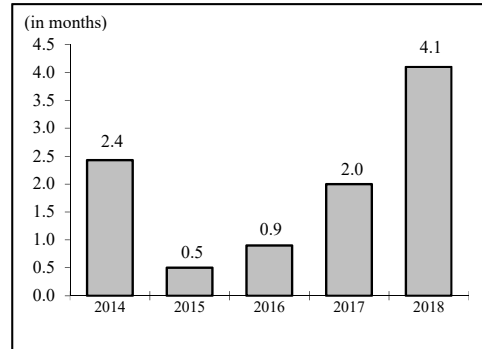
**The University of Texas Permian Basin
2018 Summary of Financial Condition**

Financial Condition: **Watch**

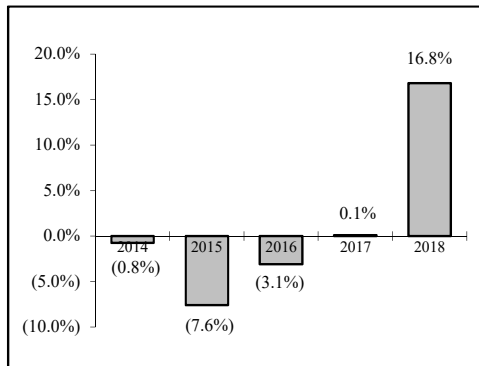
Overall Scorecard Rating



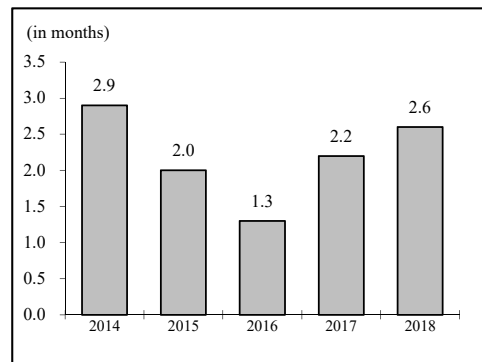
Operating Expense Coverage



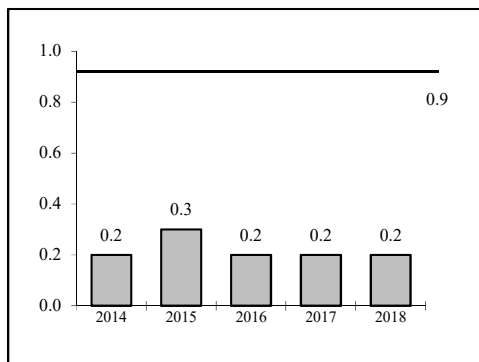
Annual Operating Margin



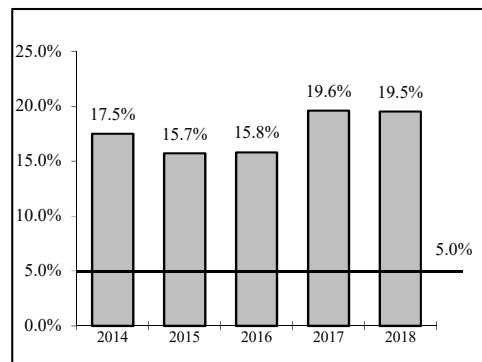
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



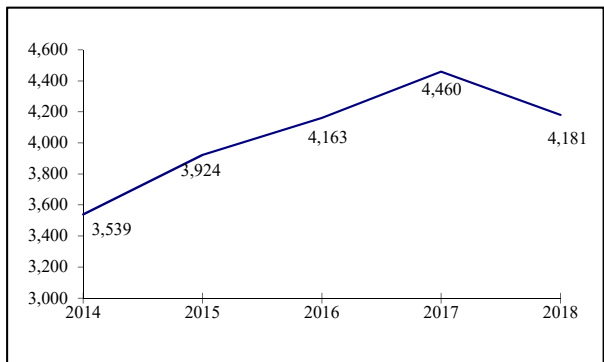
Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas Permian Basin
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. Permian Basin's operating expense coverage ratio increased from 2.0 months in 2017 to 4.1 months in 2018 due to the growth in total unrestricted net position of \$18.0 million. The increase in total unrestricted net position was primarily attributable to the increase in operating activity in designated funds, which includes a transfer from U. T. System of \$4.5 million of funds generated through the Internal Lending Program (ILP) to support institutional operations. The U. T. System Board of Regents approved a total allocation of \$9.0 million over 3 years from ILP funding as follows: \$4.5 million for 2018; \$3.0 million for 2019; and \$1.5 million for 2020.

Annual Operating Margin Ratio - U. T. Permian Basin's annual operating margin ratio improved from 0.1% for 2017 to 16.8% for 2018 as a result of the growth in total operating revenues of \$24.8 million outpacing the growth in total operating expenses of \$5.0 million. The increase in total operating revenues was primarily due to the following: a \$12.8 million increase in gifts for operations attributable to a concerted effort by development to solicit donations for athletics, which resulted in gifts from various local donors in support of the football program; an \$11.7 million increase in net tuition and fees driven by a 5.0% increase in resident undergraduate and graduate tuition rates, as well as enrollment growth; and a \$2.5 million increase in net auxiliary enterprises revenue as a result of increased revenue from dining and residence halls. The increase in total operating expenses was primarily attributable to the following: a \$2.8 million increase in net professional fees largely due to an increase in payments to the Academic Partnership; and a \$2.0 million increase in repairs and maintenance as a result of the hail damage sustained in 2017.

As discussed above, U. T. Permian Basin received a transfer of \$4.5 million of funds generated through the ILP to support institutional operations. U. T. Permian Basin spent only \$1.6 million of these funds in 2018. For purposes of this analysis only, operating revenues were adjusted to include \$1.6 million of the transfer to cover the expenses. Similar adjustments will be made to operating revenues in subsequent years for purposes of this analysis.

Cash on Hand Ratio - U. T. Permian Basin's cash on hand ratio increased from 2.2 months in 2017 to 2.6 months in 2018. The increase in this ratio was attributable to an increase in the amount of funds invested in the Intermediate Term Fund and market appreciation on these investments.

Spendable Cash & Investments to Debt Ratio - U. T. Permian Basin's spendable cash and investments to debt ratio remained unchanged at 0.2 times in 2018, which was well below the minimum threshold of 0.9 times as provided by the Office of Finance. The stability of this ratio was due to the relatively small increase in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$1.1 million offset by a decrease in the amount of debt outstanding of \$10.4 million.

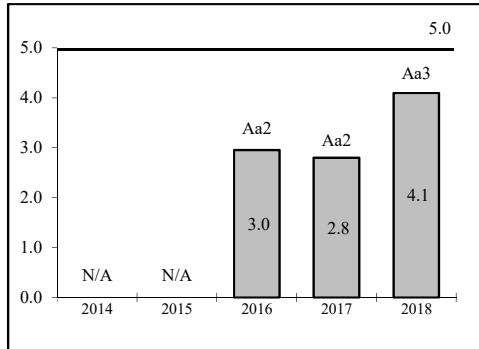
Debt Service to Operations Ratio - U. T. Permian Basin's debt service to operations ratio decreased from 19.6% in 2017 to 19.5% in 2018, which still exceeded the maximum threshold provided by the Office of Finance of 5.0%. The decrease in this ratio was attributable to the growth in total operating expenses as discussed above.

Full-Time Equivalent (FTE) Student Enrollment - U. T. Permian Basin's FTE student enrollment decreased from 2017 to 2018 due to an increase in tuition and fees per semester credit hour both for regularly enrolled students, as well as dual credit.

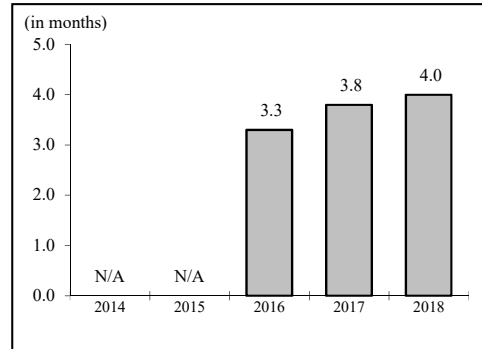
**The University of Texas Rio Grande Valley
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

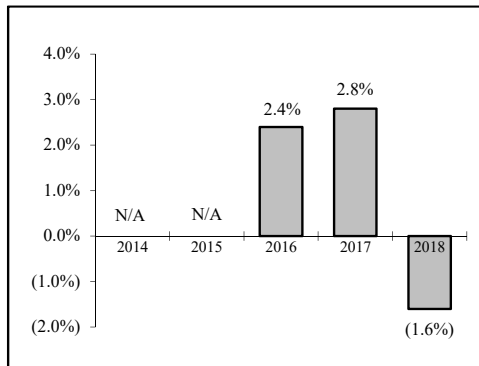
Overall Scorecard Rating



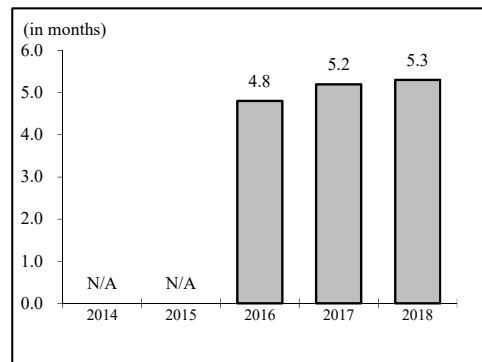
Operating Expense Coverage



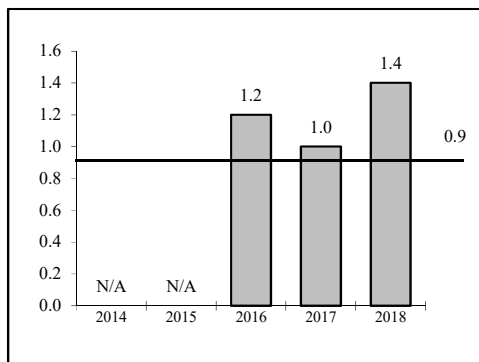
Annual Operating Margin



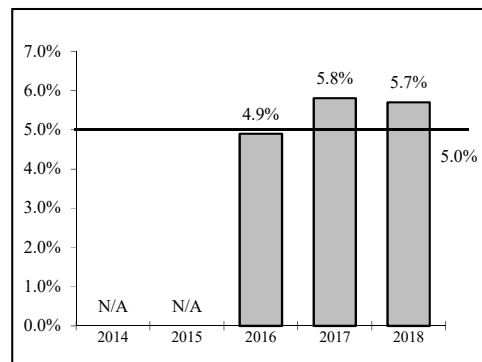
Cash on Hand



**Spendable Cash & Investments
to Total Debt**

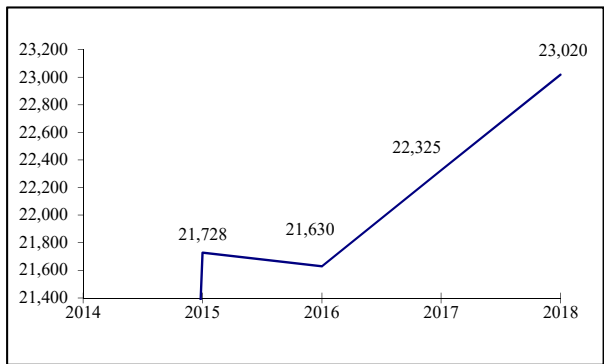


Debt Service to Operations



**The University of Texas Rio Grande Valley
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. Rio Grande Valley's operating expense coverage ratio increased from 3.8 months in 2017 to 4.0 months in 2018 due to the growth in total unrestricted net position of \$8.5 million. The increase in total unrestricted net position was primarily attributable to additions to funds functioning as endowments-unrestricted and the market value appreciation on those funds, as well as the activity in designated funds and an increase in unrestricted funding intended for capital projects.

Annual Operating Margin Ratio - U. T. Rio Grande Valley's annual operating margin ratio decreased from 2.8% for 2017 to (1.6%) for 2018 as a result of a decrease in total operating revenues of \$14.4 million combined with an increase in total operating expenses (including interest expense) of \$7.2 million. The decrease in total operating revenues was primarily due to the following: a \$15.1 million decrease in state appropriations (including tuition revenue bond supplemental funding received in 2017) due to a decrease in funding of Special items during the 85th Legislative Session and a decrease in formula funding as a result of a decline in graduate enrollment; a \$12.9 million decrease in net tuition and fees attributable to a change in methodology in 2018 for computing discounts and allowances; and a \$7.0 million decrease in gifts for operations primarily driven by the School of Medicine's Memorandum of Understanding with the City of McAllen adjustment for a prior year pledge receivable and current year write-off as bad debt expense, combined with a gift from the prior year that was reclassified as a gift for capital purposes. These decreases in revenues were partially offset by a \$20.1 million increase in sponsored programs revenue (including nonexchange sponsored programs and net increase after the reclassification of the School of Medicine hospital contracts from other operating revenues) due to an increase in the School of Medicine hospital contracts.

The increase in total operating expenses was primarily due to the following: a \$21.7 million increase in salaries and wages and payroll related costs resulting from increases in staffing attributed to the ongoing development of the School of Medicine, as well as an increase in benefits caused by an increase in the proportional payment of group insurance; a \$7.5 million increase in fees and other charges mostly attributable to the Delivery System Reform Incentive Payment (DSRIP) program for the Doctors Hospital at Renaissance affiliation; a \$1.9 million increase in depreciation and amortization expense as a result of the Academic Building's Music and Science Learning Center and the addition to the Science Building being placed into service in 2018; and \$1.2 million increase in repairs and maintenance related to an increase in computing system maintenance. These increases in expenses were largely offset by the following: a \$14.3 million decrease in scholarships and fellowships resulting from the change in methodology for computing tuition discounting as noted above; a \$7.1 million decrease in other contracted services primarily due to a decrease in various contracts for the School of Medicine; and a \$2.2 million decrease in other operating expenses as a result of various expenses recorded in more appropriate expense lines in 2018 and a decrease in grant funded expenses due to the termination of certain grants.

Cash on Hand Ratio - U. T. Rio Grande Valley's cash on hand ratio increased from 5.2 months in 2017 to 5.3 months in 2018. The increase in this ratio was due to an increase in unrestricted cash and cash equivalents of \$3.7 million, as well as an increase in the amount of unrestricted funds invested in the Intermediate Term Fund and market appreciation on those funds.

Spendable Cash & Investments to Debt Ratio - U. T. Rio Grande Valley's spendable cash and investments to debt ratio increased from 1.0 times in 2017 to 1.4 times in 2018, which exceeded the minimum threshold of 0.9 times as provided by the Office of Finance. The increase in this ratio was driven by an increase of \$42.3 million in total cash and cash equivalents and investments (net of total nonexpendable net position) combined with a decrease of \$17.2 million in the amount of debt outstanding.

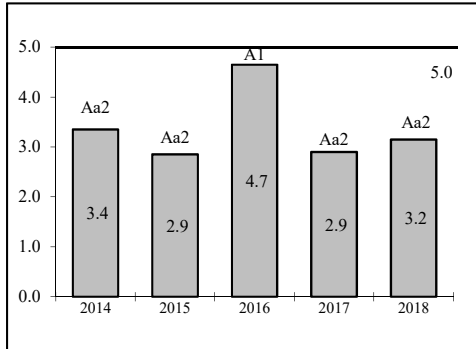
Debt Service to Operations Ratio - U. T. Rio Grande Valley's debt service to operations ratio decreased slightly from 5.8% in 2017 to 5.7% in 2018, which exceeded the maximum threshold of 5.0% as provided by the Office of Finance. The decrease in this ratio was caused by the growth in total operating expenses, as previously discussed.

Full-Time Equivalent (FTE) Student Enrollment - U. T. Rio Grande Valley's FTE student enrollment increased from 22,325 in 2017 to 23,020 in 2018 as a result of increased recruiting efforts for Masters and Doctoral levels, as well as the continuation of several student success initiatives that were put into place to assist with retention efforts.

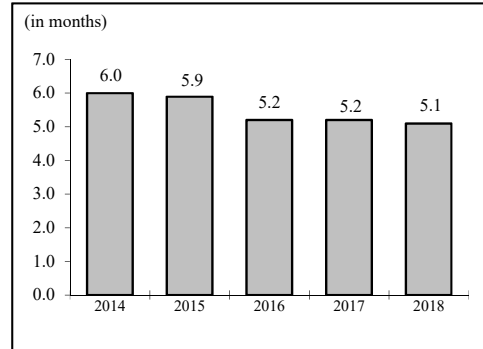
The University of Texas at San Antonio
2018 Summary of Financial Condition

Financial Condition: **Satisfactory**

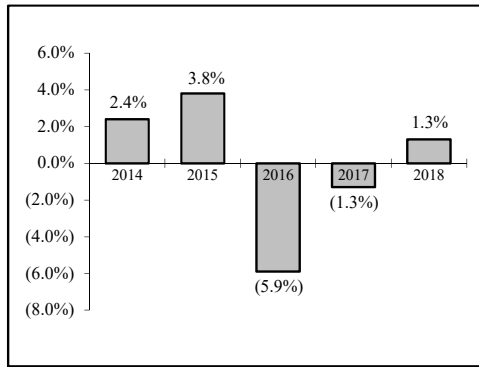
Overall Scorecard Rating



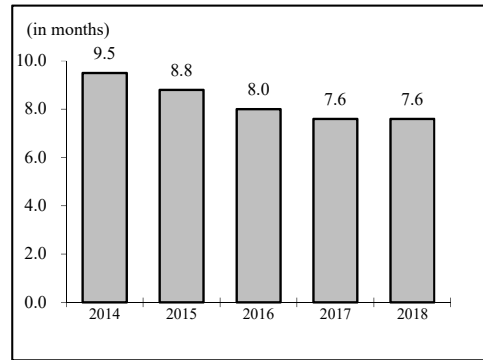
Operating Expense Coverage



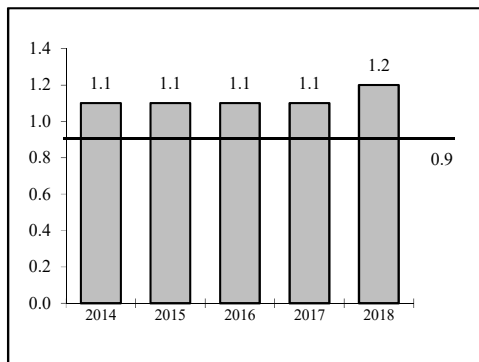
Annual Operating Margin



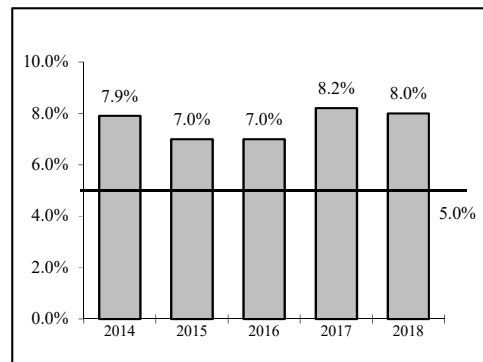
Cash on Hand



Spendable Cash & Investments to Total Debt



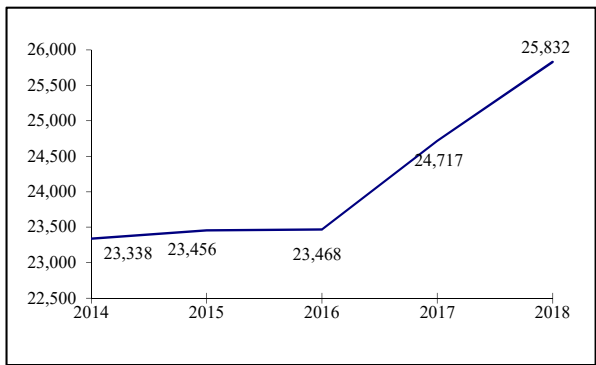
Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas at San Antonio
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. San Antonio's operating expense coverage ratio decreased slightly from 5.2 months in 2017 to 5.1 months in 2018 primarily due to the growth in total operating expenses (including interest expense) of \$15.9 million. The increase in total operating expenses was primarily attributable to the following: a \$6.3 million increase in salaries and wages and payroll related costs resulting primarily from a 2.0% merit increase; a \$5.7 million increase in scholarships and fellowships due to an increase in scholarships awarded; a \$4.7 million increase in professional fees and services driven by the increased use of consultants for various new strategic initiatives to assist with the grant accounting function and for several executive searches; and a \$2.0 million increase in other operating expenses primarily due to an increase in pass-through related expenses. These increases in expenses were partially offset by the following: a \$2.0 million decrease in repairs and maintenance due to a decrease in repair projects expensed; and a decrease in interest expense on capital asset financings of \$1.1 million.

Annual Operating Margin Ratio - U. T. San Antonio's annual operating margin ratio improved from (1.3%) for 2017 to 1.3% for 2018 as the growth in total operating revenues of \$29.7 million exceeded the growth in total operating expenses (including interest expense) of \$15.9 million, as discussed above. The increase in total operating revenues was primarily due to the following: a \$15.1 million increase in sponsored programs revenue (including nonexchange sponsored programs) driven by an increase in Pell grants, additional Texas Research Incentive Program (TRIP) funding received in 2018, and an increase in local sponsored program awards; and a \$14.3 million increase in net tuition and fees primarily resulting from increased enrollment and increased tuition and fee rates.

The U. T. System Board of Regents approved an allocation of \$4.75 million over the next four years from funds generated through the U. T. System Internal Lending Program (ILP) to launch an online degree program, with disbursement of funds as follows: \$0.9 million in 2018; \$1.2 million in 2019; \$1.3 million in 2020; and \$1.3 million in 2021. U. T. San Antonio spent only \$0.4 million of the ILP funds received in 2018. For purposes of this analysis only, operating revenues were adjusted to include \$0.4 million of the transfer to cover these expenses. Similar adjustments will be made to operating revenues in subsequent years for purposes of this analysis.

Cash on Hand Ratio - U. T. San Antonio's cash on hand ratio remained unchanged at 7.6 months in 2018. The stability of this ratio was primarily attributable to an increase in unrestricted cash and cash equivalents of \$22.9 million, as more cash was held in the treasury and short-term money market funds were higher, combined with the increase in total operating expenses as discussed above.

Spendable Cash & Investments to Total Debt Ratio - U. T. San Antonio's spendable cash and investments to total debt ratio increased from 1.1 times in 2017 to 1.2 times in 2018, which exceeded the minimum threshold of 0.9 times as provided by the Office of Finance. The slight increase in this ratio was due to the increase in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$21.6 million, combined with a decrease of \$24.2 million in the amount of debt outstanding.

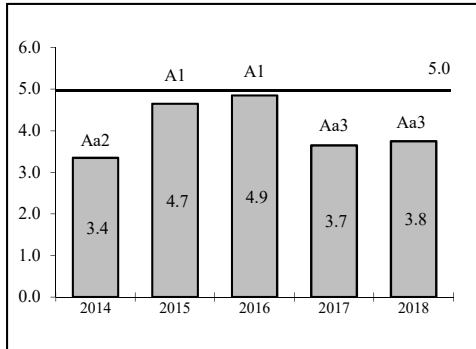
Debt Service to Operations Ratio - U. T. San Antonio's debt service to operations ratio decreased from 8.2% in 2017 to 8.0% in 2018; however, this ratio still exceeded the maximum threshold of 5.0% as provided by the Office of Finance. The reduction in this ratio was largely driven by the increase in total operating expenses as previously discussed.

Full-Time Equivalent (FTE) Student Enrollment - U. T. San Antonio's FTE student enrollment increased from 24,717 to 25,832 primarily due to an increase in undergraduate enrollment.

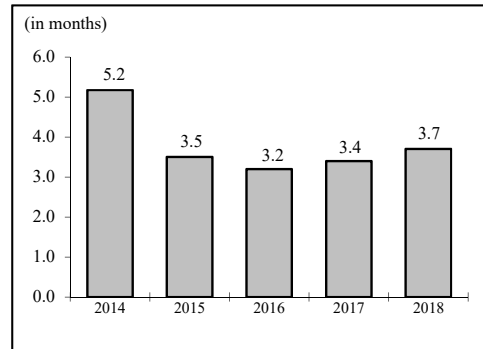
**The University of Texas at Tyler
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

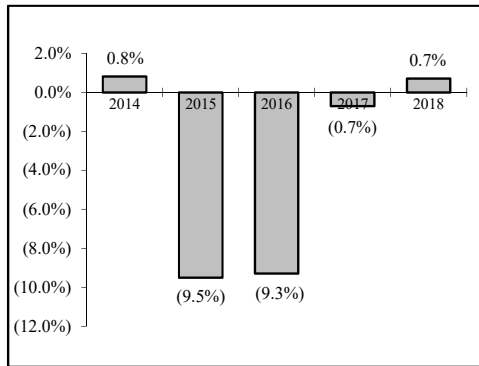
Overall Scorecard Rating



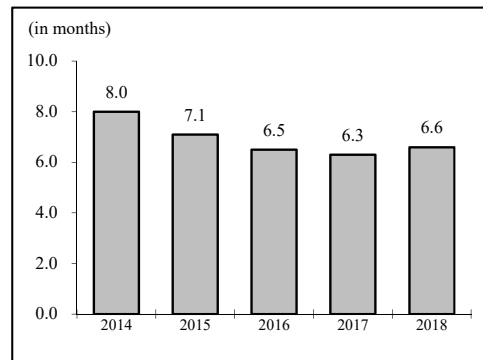
Operating Expense Coverage



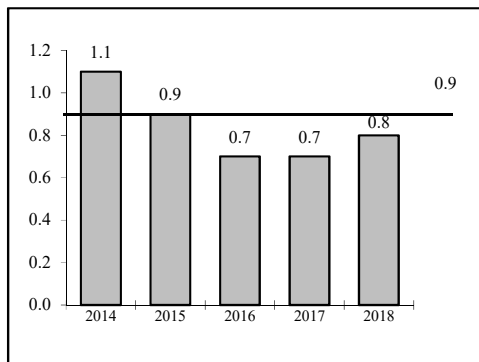
Annual Operating Margin



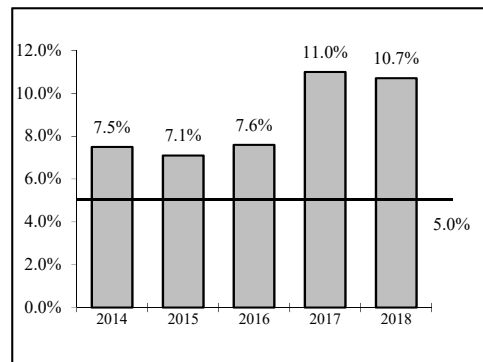
Cash on Hand



**Spendable Cash & Investments
to Total Debt**

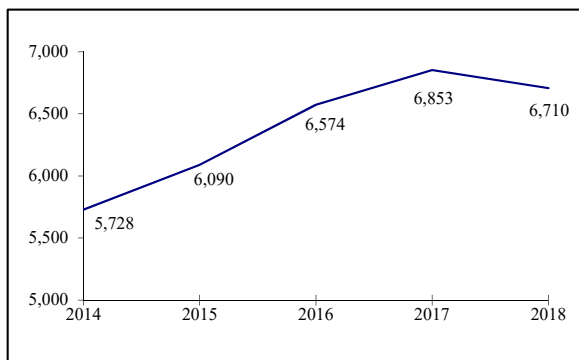


Debt Service to Operations



**The University of Texas at Tyler
2018 Summary of Financial Condition**

**Full-time Equivalent
Student Enrollment - Fall**



Operating Expense Coverage Ratio - U. T. Tyler's operating expense coverage ratio increased from 3.4 months in 2017 to 3.7 months in 2018 due to the growth in total unrestricted net position of \$4.9 million. The increase in total unrestricted net position was primarily attributable to activity in designated funds and auxiliary enterprises funds.

Annual Operating Margin Ratio - U. T. Tyler's annual operating margin ratio improved from (0.7%) for 2017 to 0.7% for 2018 as the growth in total operating revenues of \$6.4 million exceeded the growth in total operating expenses (including interest expense) of \$4.3 million. The increase in total operating revenues was mostly due to the following: an increase of \$3.1 million in net tuition and fees resulting from an increase in designated tuition rates and enrollment growth; a \$1.2 million increase in net auxiliary enterprises revenue generated by increased revenue from housing and food, as well as the receipt of a one-time commission payment; a \$0.8 million increase in net sales and services of educational activities as a result of pharmacy revenue now including the third-year student cohort; a \$0.7 million increase in sponsored programs revenue (including nonexchange sponsored programs) primarily due to an increase in funding from 21st Century Cycle 8 Year 5 and Middle Math Matters; and a \$0.6 million increase in net investment income (excluding realized gains and losses). The increase in total operating expenses was primarily due to the following: a \$2.0 million increase in salaries and wages and payroll related costs as a result of merit increases and an increase in the number of full-time equivalents; and a \$1.9 million increase in depreciation and amortization expense generated by the STEM Business building and the Reserve Apartments, which were placed into service in 2018.

Cash on Hand Ratio - U. T. Tyler's cash on hand ratio increased from 6.3 months in 2017 to 6.6 months in 2018. The increase in this ratio was attributable to an increase in the amount of unrestricted funds invested in the Intermediate Term Fund and market appreciation on those funds.

Spendable Cash & Investments to Total Debt Ratio - U. T. Tyler's spendable cash and investments to total debt ratio increased from 0.7 times in 2017 to 0.8 times in 2018, but still remained below the minimum threshold of 0.9 times as provided by the Office of Finance. The slight increase in this ratio was due to the growth in cash and cash equivalents and investments (net of total nonexpendable net position) of \$17.9 million.

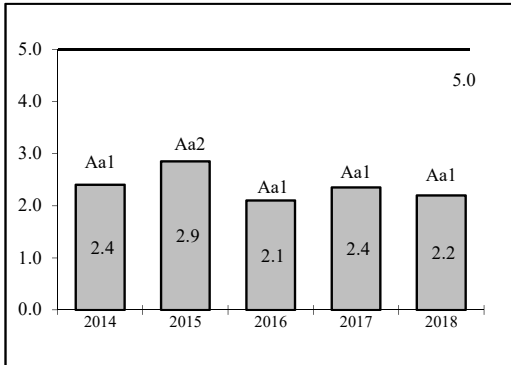
Debt Service to Operations Ratio - U. T. Tyler's debt service to operations ratio decreased from 11.0% in 2017 to 10.7% in 2018 as a result of the increase in total operating expenses discussed above. This ratio still exceeded the maximum threshold of 5.0% as provided by the Office of Finance.

Full-Time Equivalent (FTE) Student Enrollment - U. T. Tyler's FTE student enrollment decreased by 143 or (2.1)% from 2017. Although the overall undergraduate student enrollment increased, the number of semester credit hours per undergraduate student decreased.

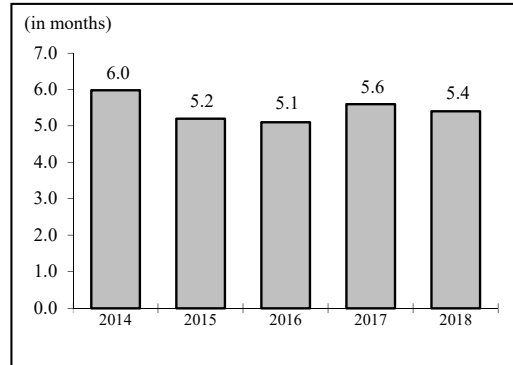
**The University of Texas Southwestern Medical Center
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

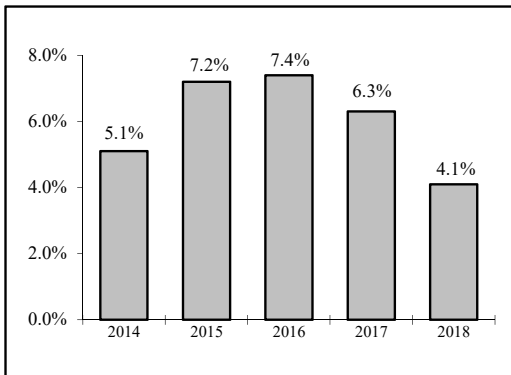
Overall Scorecard Rating



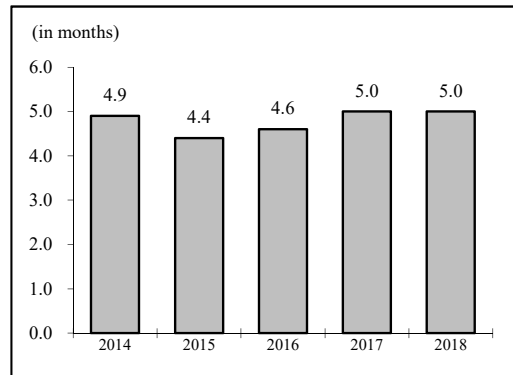
Operating Expense Coverage



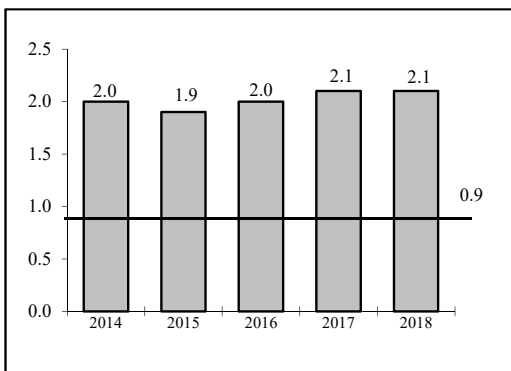
Annual Operating Margin



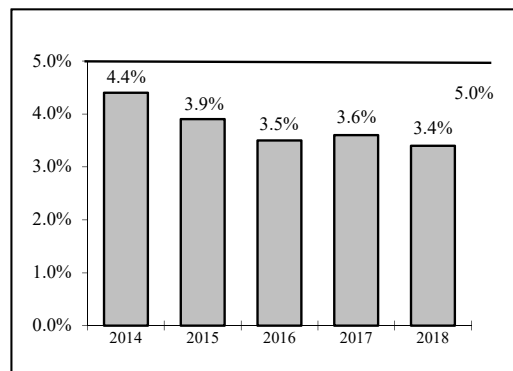
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas Southwestern Medical Center
2018 Summary of Financial Condition**

Operating Expense Coverage Ratio - U. T. Southwestern Medical Center's (Southwestern) operating expense coverage ratio decreased from 5.6 months in 2017 to 5.4 months in 2018 due to the growth in total operating expenses (including interest expense) of \$203.3 million. The increase in total operating expenses was primarily attributable to the following: a \$99.6 million increase in salaries and wages and payroll related costs as a result of a 2.0% merit increase for faculty and staff and operational growth; a \$45.9 million increase in materials and supplies driven by increased drug costs, other laboratory and medical supplies, and increased expenses for noncapitalized furniture and equipment, computer software and licenses; a \$17.3 million increase in other operating expenses primarily due to Southwestern Health Resources (SWHR) network settlement; a \$14.5 million increase in other contracted services mainly attributable to increased expenses for advertising, vendor contract labor and materials, subcontracts mostly with the affiliated hospitals, and non-professional contract labor; a \$7.9 million increase in repairs and maintenance resulting from utility maintenance repairs, computer equipment maintenance and building repairs; a \$7.5 million increase in professional fees and services generated by total growth in payment charges including Medicaid and managed care driven by patient care related services and increased volumes; a \$6.7 million increase in depreciation and amortization expense due to the recognition of a full year of depreciation on buildings and equipment placed into service in 2017, as well as depreciation expense on various buildings and equipment that were placed into service in 2018 such as the West Campus project; a \$3.0 million increase in rentals and leases caused by an increase in leased building space and equipment; and a \$2.7 million increase in membership dues as a result of the payment of 2 years of Accountable Care Network membership.

Annual Operating Margin Ratio - Southwestern's annual operating margin ratio decreased from 6.3% for 2017 to 4.1% for 2018 as the growth in total operating expenses (including interest expense) of \$203.3 million, discussed above, outpaced the growth in total operating revenues of \$144.3 million. Total operating revenues increased primarily due to the following: a \$139.2 million increase in net sales and services of hospitals generated by increased outpatient services; and a \$28.8 million increase in net professional fees as a result of increased services associated with the hospital growth. These increases in revenue were partially offset by a decrease in net investment income of \$31.5 million (excluding realized gains and losses).

Cash on Hand Ratio - Southwestern's cash on hand ratio remained unchanged at 5.0 months in 2018. The stability of this ratio was attributable to an increase in the amount of unrestricted funds invested in the Intermediate Term Fund and market appreciation on those funds, which offset the increase in total operating expenses previously discussed.

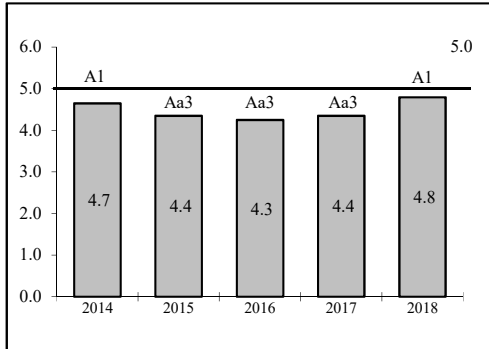
Spendable Cash & Investments to Total Debt Ratio - Southwestern's spendable cash and investments to total debt ratio was 2.1 times in 2017 and 2018, which exceeded the minimum threshold of 0.9 times as provided by the Office of Finance. The stability of this ratio was a result of the increase in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$197.8 million, which was offset by an increase of \$89.4 million in the amount of debt outstanding.

Debt Service to Operations Ratio - Southwestern's debt service to operations ratio decreased from 3.6% in 2017 to 3.4% in 2018 and was below the maximum threshold of 5.0% as provided by the Office of Finance. The decrease in this ratio was due to a relatively small increase in debt service payments of \$2.6 million, offset with the growth in total operating expenses.

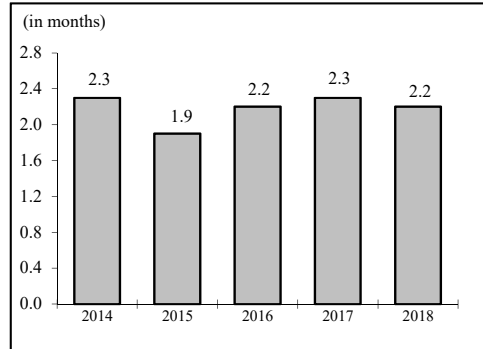
**The University of Texas Medical Branch at Galveston
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

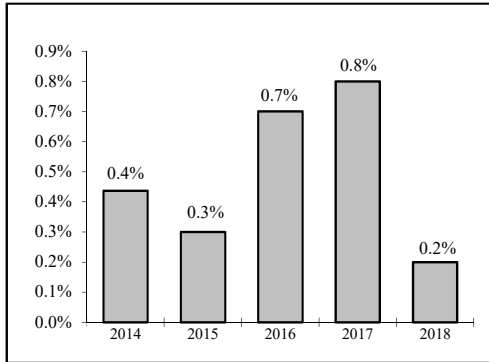
Overall Scorecard Rating



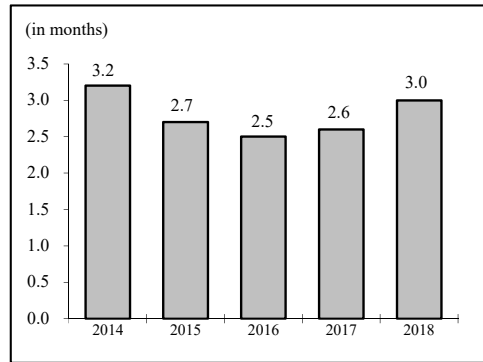
Operating Expense Coverage



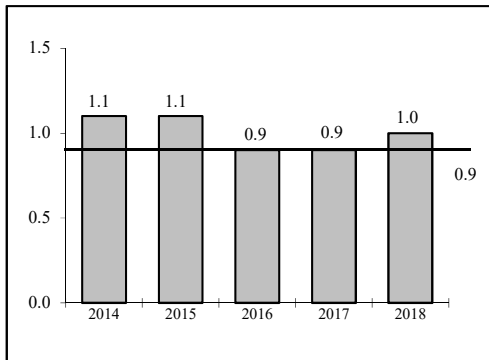
Annual Operating Margin



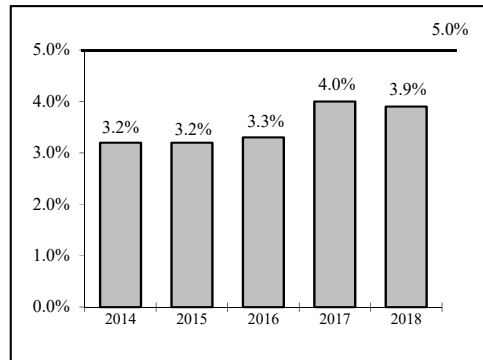
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas Medical Branch at Galveston
2018 Summary of Financial Condition**

Operating Expense Coverage Ratio - U. T. Medical Branch - Galveston's (UTMB) operating expense coverage ratio decreased slightly from 2.3 months in 2017 to 2.2 months in 2018 due to the growth in total operating expenses (including interest expense) of \$61.0 million. The increase in total operating expenses was primarily attributable to the following: a \$29.9 million increase in salaries and wages and payroll related costs resulting from increased staffing associated with increased volumes, merit increases for staff, and faculty incentive payments; a \$9.4 million increase in materials and supplies driven by increases in medical supplies and medical implants related to increased volumes; a \$9.2 million increase in depreciation and amortization due to various buildings and infrastructure placed into service in 2018; a \$5.6 million increase in other operating expenses mostly due to increases in accounts payable accruals, service center activity, patient care costs, and various other charges; and a \$4.1 million increase in royalty payments generated by higher royalty distributions for the Abbvie license for sales of the Hepatitis C drug developed at UTMB.

UTMB's operating expenses include those expenses incurred in the delivery of care to the offender population through a contract with Texas Department of Criminal Justice (TDCJ). This contract is largely a cost reimbursement contract and as such is not expected to generate a significant net position. Reviewing UTMB's operating expense coverage ratio excluding the TDCJ contract expenses of \$574.9 million presents a ratio that more clearly reflects UTMB's ability to meet future business obligations. The operating expense coverage ratio excluding the TDCJ contract would equal 3.0 months as compared to 2.2 months when included.

Annual Operating Margin Ratio - UTMB's annual operating margin ratio decreased from 0.8% for 2017 to 0.2% for 2018 as the growth in total operating expenses (including interest expense) of \$61.0 million, discussed above, exceeded the growth in total operating revenues of \$48.6 million. The increase in total operating revenues was primarily due to the following: a \$46.6 million increase in net sales and services of hospitals driven by additional volume including increases in inpatient discharges of 10.1% and outpatient encounters of 8.5%; a \$12.4 million increase in net investment income (excluding realized gains and losses); and a \$4.5 million increase in sponsored programs revenue (including nonexchange sponsored programs) mostly due to an increase in private grants. These increases in revenue were partially offset by a decrease of \$14.4 million in other operating revenues as a result of decreased revenues from contract pharmacy and the Federal Emergency Management Agency (FEMA).

Cash on Hand Ratio - UTMB's cash on hand ratio increased from 2.6 months in 2017 to 3.0 months in 2018 due to the growth in both total unrestricted cash and cash equivalents of \$27.4 million and the Intermediate Term Fund (ITF) unrestricted balances of \$48.8 million. The increase in total unrestricted cash and cash equivalents was related to increased cash flow from operations, primarily in sponsored programs, patient care, and tuition and fees, offset by increased payments to employees and suppliers; increased cash flow from noncapital financing, primarily due to the receipt of insurance proceeds; and decreased cash flow from investing activities as a result of the investment of funds in the ITF, offset by increases in net investment income. The increase in the ITF was attributable to additional funds invested in the ITF in 2018, combined with the market appreciation on those funds.

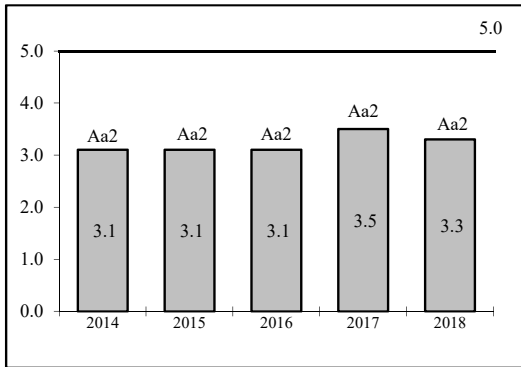
Spendable Cash & Investments to Total Debt Ratio - UTMB's spendable cash and investments to total debt ratio increased from 0.9 times in 2017 to 1.0 times in 2018, which exceeded the minimum threshold of 0.9 times as provided by the Office of Finance. The slight increase in this ratio was due to the growth in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$101.4 million.

Debt Service to Operations Ratio - UTMB's debt service to operations ratio decreased slightly from 4.0% in 2017 to 3.9% in 2018, which was below the maximum threshold of 5.0% as provided by the Office of Finance. The decrease in this ratio was driven by the increase in total operating expenses as previously discussed.

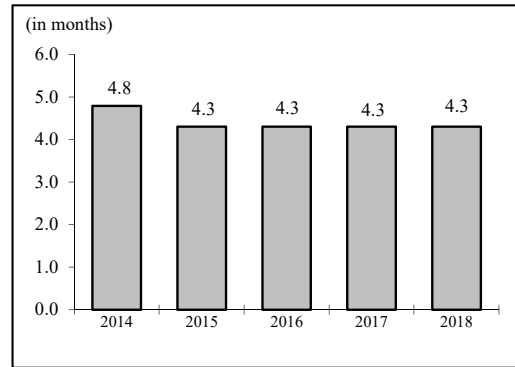
**The University of Texas Health Science Center at Houston
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

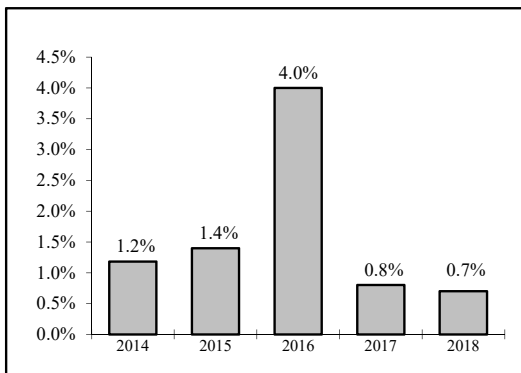
Overall Scorecard Rating



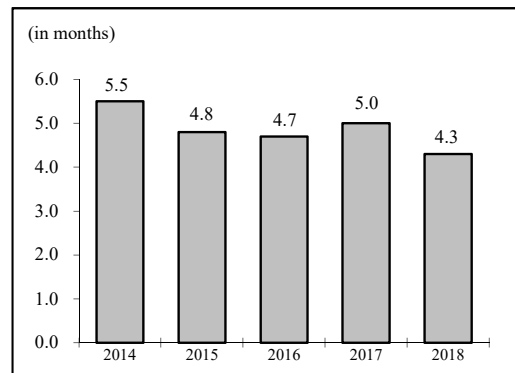
Operating Expense Coverage



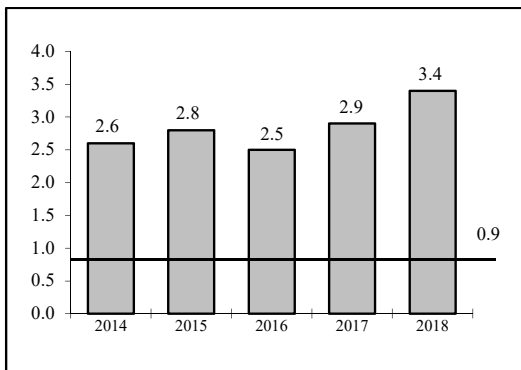
Annual Operating Margin



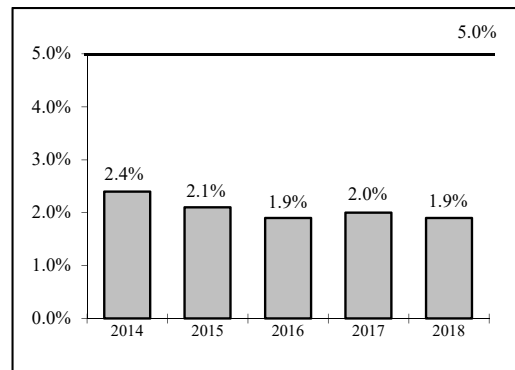
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

The University of Texas Health Science Center at Houston 2018 Summary of Financial Condition

Operating Expense Coverage Ratio - UTHSC-Houston's operating expense coverage ratio remained unchanged at 4.3 months in 2018. The stability of this ratio was attributable to the growth in total unrestricted net position of \$21.8 million offset by the growth in total operating expenses (including interest expense) of \$74.6 million. The increase in total unrestricted net position was primarily due to activity in educational and general funds, as well as additions to funds functioning as endowments-unrestricted. Total operating expenses increased primarily due to the following: a \$62.1 million increase in salaries and wages and payroll related costs resulting from additional full-time equivalents hired to accommodate the continued growth of the physician practice plan and the increased benefits associated with the increase in workforce; a \$5.8 million increase in materials and supplies related to noncapitalized expenses incurred to remediate, recover and restore buildings to pre-disaster condition as a result of Hurricane *Harvey*, as well as increased expenses for pharmaceutical and medical supplies in the physician practice plan; a \$3.4 million increase in repairs and maintenance driven by increased maintenance and license fees for the electronic medical records system for the physician practice plan, combined with repairs of clinics related to Hurricane *Harvey* damage; a \$2.6 million increase in rentals and leases largely due to increased rental rates related to UT Physicians clinics; a \$2.3 million increase in depreciation and amortization due to various building renovations/additions placed into service in 2018; and a \$2.2 million increase in insurance costs/premiums attributable to claims filed in the self-insured health plan of the blended component unit.

Annual Operating Margin Ratio - UTHSC-Houston's annual operating margin ratio decreased slightly from 0.8% for 2017 to 0.7% for 2018 as the growth in total operating expenses (including interest expense) of \$74.6 million, as discussed above, slightly exceeded the growth in total operating revenues of \$74.5 million. The increase in total operating revenues was primarily due to the following: a \$24.7 million increase in sponsored programs revenue (including nonexchange sponsored programs) mostly as a result of expanded contracted services with teaching partners Memorial Hermann Hospital System and Harris County Hospital District; an \$18.3 million increase in net professional fees driven by increased volumes resulting from the growth in the physician practice plan, increased faculty productivity, and an improved physician revenue cycle process; a \$17.5 million increase in other operating revenues primarily due to an increase in Delivery System Reform Incentive Payments; a \$6.6 million increase in net investment income (excluding realized gains and losses); and a \$4.2 million increase in gifts for operations as a result of new pledges recorded in 2018.

Cash on Hand Ratio - UTHSC-Houston's cash on hand ratio decreased from 5.0 months in 2017 to 4.3 months in 2018 primarily due to a decrease in unrestricted funds invested in the Intermediate Term Fund (ITF) of \$56.9 million, combined with the increase in total operating expenses as discussed above. UTHSC-Houston transferred funds from the ITF to establish new endowments, the UTHealth Academic Excellence Fund and UTHealth Clinical Excellence Fund. Additionally, UTHSC-Houston invested \$10.0 million in the Long-term Fund in 2018.

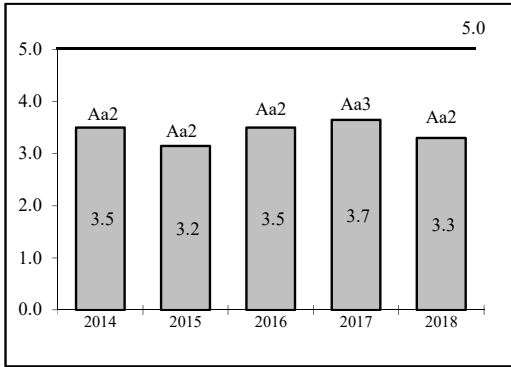
Spendable Cash & Investments to Total Debt Ratio - UTHSC-Houston's spendable cash and investments to total debt ratio increased from 2.9 times in 2017 to 3.4 times in 2018 and exceeded the minimum threshold of 0.9 times as provided by the Office of Finance. The increase in this ratio was mostly attributable to the growth in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$87.1 million. A decrease of \$11.8 million in the amount of debt outstanding also contributed to the increase in this ratio.

Debt Service to Operations Ratio - UTHSC-Houston's debt service to operations ratio decreased slightly from 2.0% in 2017 to 1.9% in 2018 and remained well below the maximum threshold of 5.0% as provided by the Office of Finance. The decrease in this ratio was a result of the increase in total operating expenses as previously discussed.

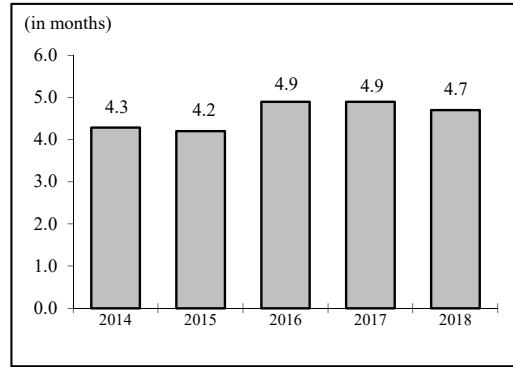
**The University of Texas Health Science Center at San Antonio
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

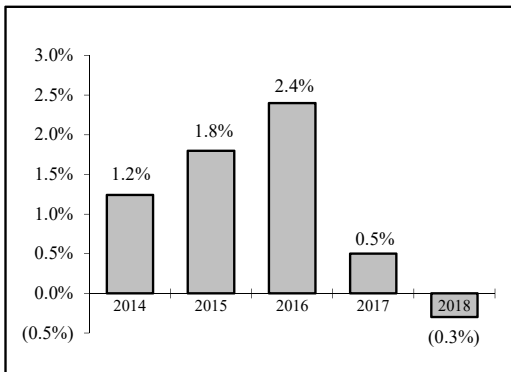
Overall Scorecard Rating



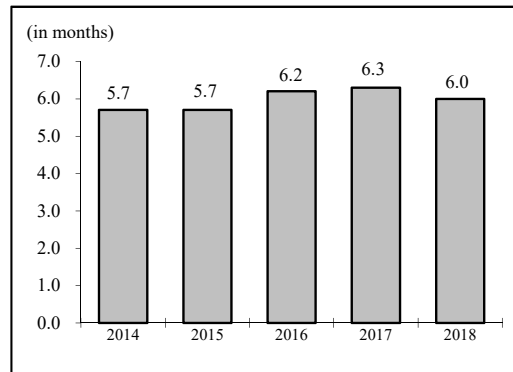
Operating Expense Coverage



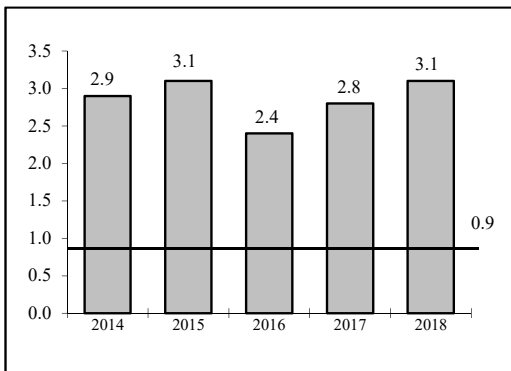
Annual Operating Margin



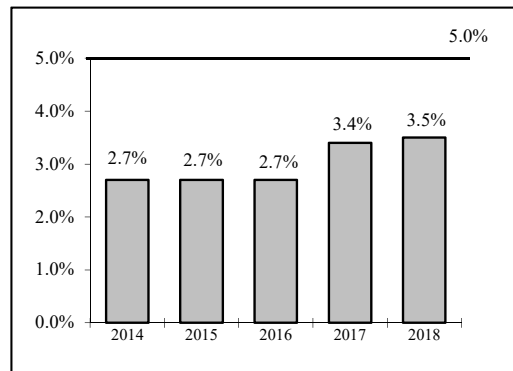
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

The University of Texas Health Science Center at San Antonio 2018 Summary of Financial Condition

Operating Expense Coverage Ratio - UTHSC-San Antonio's operating expense coverage ratio decreased from 4.9 months in 2017 to 4.7 months in 2018 due to the growth in total operating expenses (including interest expense) of \$33.6 million. The increase in total operating expenses, discussed in detail below, was largely due to investments associated with the expansion of primary and cancer care, quality and population health strategies, clinical research across medicine, cancer and Alzheimer's, and targeted recruitment efforts.

Annual Operating Margin Ratio - UTHSC-San Antonio's annual operating margin ratio declined from 0.5% for 2017 to (0.3%) for 2018 as the growth in total operating expenses (including interest expense) of \$33.6 million surpassed the growth in total operating revenues of \$26.2 million. The increase in total operating expenses was primarily attributable to the following: a \$26.0 million increase in salaries and wages and payroll related costs as a result of clinical expansion and targeted recruitment efforts in nephrology, diabetes, and cancer, combined with a 2.0% merit increase for all non-faculty employees; a net \$13.1 million increase in materials and supplies and cost of goods sold related to drug supplies from growth in the Cancer Center and the South Texas Comprehensive Hemophilia Center, as well as laboratory supplies associated with increased research activities; and a \$3.3 million increase in professional fees and services for marketing, branding and promotional expenses throughout the institution, as well as consulting engagements targeted at organizational effectiveness, clinical operations and strategic growth, and consulting services related to improving clinical trials. These increases in expenses were partially offset by a decrease of \$7.8 million in other contracted services primarily due to less expenses for the South Texas activities related to the Delivery System Reform Incentive Payment (DSRIP) as part of the Medicaid Section 1115 Demonstration Waiver as programs transitioned to U.T. Rio Grande Valley, and a decrease of \$2.6 million in royalty payment distributions made in the prior year with no similar royalties distributed in 2018.

The increase in total operating revenues was primarily attributable to the following: a \$24.7 million increase in net professional fees driven by fully operational UT Health Physician sites from recent clinical expansions; a \$14.5 million increase in sponsored programs revenue (including nonexchange sponsored programs) mostly related to enhanced clinical contracts with University Health System and an increase in grant activity from the Cancer Prevention Research Institute of Texas; a \$7.4 million increase in net sales and services of educational activities due to increased outreach support efforts by the Pediatrics' South Texas Comprehensive Hemophilia Center, increased gene sequencing services provided to external customers by the Greehey Children's Cancer Research Institute, and increased registration collections for the 40th Annual San Antonio Breast Cancer Symposium; and a \$6.0 million increase in other operating revenues from new DSRIP 2.0 funding. These increases in operating revenues were partially offset by a decrease of \$23.3 million in gifts for operations from the San Antonio Cancer Foundation (formerly Cancer Therapy Research Center) and a pledge from the Long Foundation which were both received in the prior year. UTHSC-San Antonio negotiated a service contract with U. T. Rio Grande Valley to assist with the start-up of their School of Medicine, and U. T. Rio Grande Valley was authorized to transfer state appropriations to UTHSC-San Antonio to pay for these contracted services. A transfer of \$0.8 million from U. T. Rio Grande Valley to UTHSC-San Antonio is included in operating revenues for purposes of this analysis.

Cash on Hand Ratio - UTHSC-San Antonio's cash on hand ratio decreased from 6.3 months in 2017 to 6.0 months in 2018 due to a decrease in the amount of unrestricted funds invested in the Intermediate Term Fund (ITF) combined with the increase in total operating expenses as discussed above.

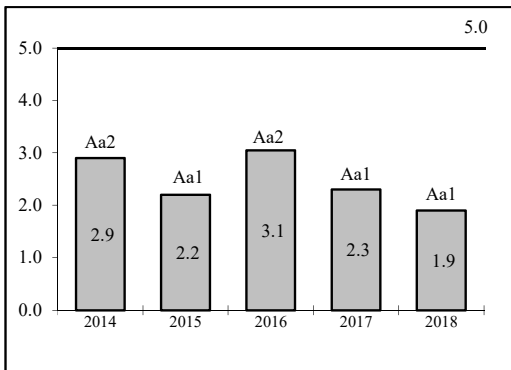
Spendable Cash & Investments to Total Debt Ratio - UTHSC-San Antonio's spendable cash and investments to total debt ratio increased from 2.8 times in 2017 to 3.1 times in 2018 and exceeded the minimum threshold of 0.9 times as provided by the Office of Finance. The increase in this ratio was attributable to both the growth in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$21.6 million and a decrease of \$19.1 million in the amount of debt outstanding.

Debt Service to Operations Ratio - UTHSC-San Antonio's debt service to operations ratio increased slightly from 3.4% in 2017 to 3.5% in 2018 and remained below the maximum threshold of 5.0% as provided by the Office of Finance. The increase in this ratio was a result of the increase in debt service payments of \$2.1 million due to a full year of payment for the Professional Administrative Resource Center and UT Health Physicians Hill Country ambulatory facilities.

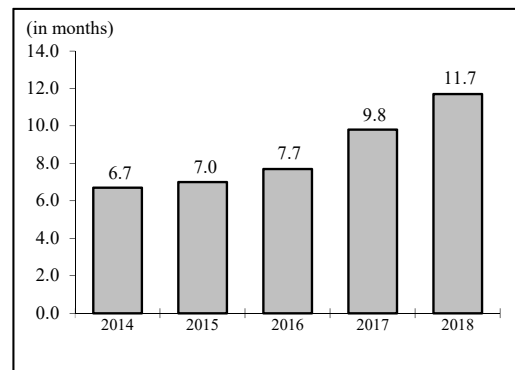
**The University of Texas M. D. Anderson Cancer Center
2018 Summary of Financial Condition**

Financial Condition: **Satisfactory**

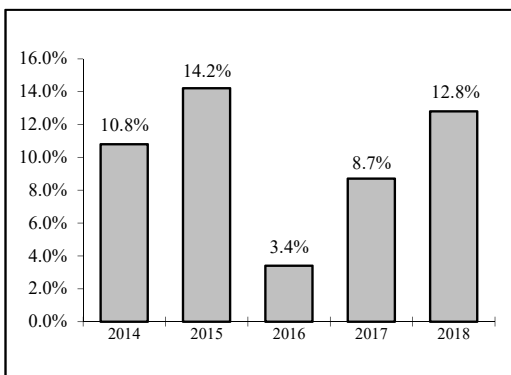
Overall Scorecard Rating



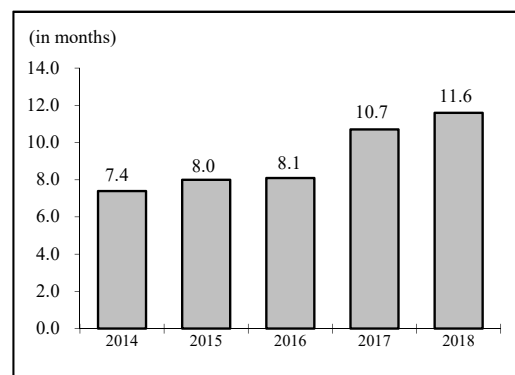
Operating Expense Coverage



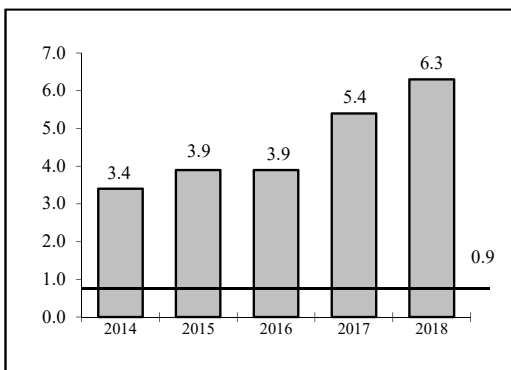
Annual Operating Margin



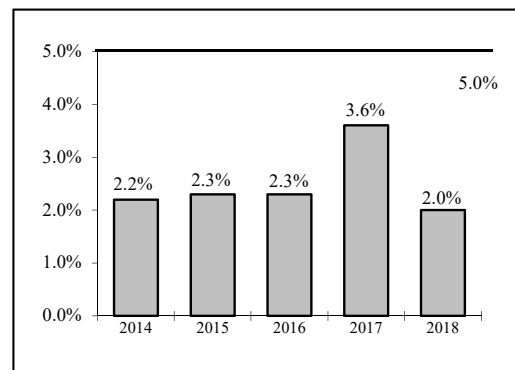
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

**The University of Texas M. D. Anderson Cancer Center
2018 Summary of Financial Condition**

Operating Expense Coverage Ratio - M. D. Anderson's operating expense coverage ratio increased from 9.8 months in 2017 to 11.7 months in 2018 due to the growth in total unrestricted net position of \$831.9 million. The increase in total unrestricted net position was primarily attributable to the following: a new unrestricted investment in the Long-term Fund (LTF) of approximately \$500.0 million in educational and general funds; an increase in patient care support in designated funds; and an increase in unrestricted funding for capital projects in unexpended plant funds.

Annual Operating Margin Ratio - M. D. Anderson's annual operating margin ratio increased from 8.7% for 2017 to 12.8% for 2018 as the growth in total operating revenues of \$377.8 million far exceeded the growth in total operating expenses (including interest expense) of \$135.7 million. The increase in total operating revenues was primarily due to the following: a \$341.5 million increase in net sales and services of hospitals driven by increased inpatient and outpatient volumes; a \$32.7 million increase in net investment income (excluding realized gains and losses); a \$19.0 million increase in sponsored programs revenue (including nonexchange sponsored programs) as a result of 159 new research projects awarded by the National Institutes of Health, including awards under the newly established Beau Biden Cancer Moon Shots program; and an \$8.3 million increase in other operating revenues generated by revenue from the U. T. System Supply Alliance and increased revenue from the Delivery System Reform Incentive Payment (DSRIP) activities associated with the Medicaid Section 1115 Demonstration. These increases in operating revenues were partially offset by the following: a decrease of \$12.0 million in net professional fees as a result of increases in the discounts netted against professional fees, which was primarily related to a year-end adjustment to accounts receivable; and a \$12.0 million decrease in gifts for operations.

The increase in total operating expenses was primarily due to the following: a \$104.0 million increase in materials and supplies driven by an increase in patient chargeable drugs directly related to increased volumes, as well as an increase in pharmacy costs for drug expenses associated with Yescarta/Kymriah (CAR-T); a \$56.5 million increase in salaries and wages and payroll related costs resulting from merit increases; a \$13.0 million increase in other contracted services mostly due to purchased services in Thoracic Head and Neck Research and Clinical Nutrition departments, as well as increased expenses for advertising and administrative fees for the U. T. System Supply Chain Alliance; and a \$4.8 million increase in travel attributable to an overall increase in both domestic and foreign travel as travel expenses were restricted in 2017. These increases in operating expenses were partially offset by the following: a \$26.5 million decrease in impairment of capital assets as M. D. Anderson wrote-off a portion of the Oncology Expert Advisor Project in 2017 and there was no such impairment in 2018; a \$12.6 million decrease in depreciation and amortization due to several assets that were in their final year of depreciation in 2017 causing depreciation expense to decrease in 2018; a \$3.0 million decrease in fees and other charges as a result of a reduction in collection agency fees, the lack of Legacy collections for both insurance recovery and self-pay bad debt in 2018, an early termination fee paid to Elekta in the prior year for purchased oncology products, and a decrease in credit card bank fees; and a \$2.7 million decrease in interest expense on capital asset financings.

Cash on Hand Ratio - M. D. Anderson's cash on hand ratio increased from 10.7 months in 2017 to 11.6 months in 2018 due to an increase the Intermediate Term Fund (ITF) unrestricted balances of \$620.0 million. The increase in the ITF was attributable to additional funds invested in the ITF in 2018, combined with the market appreciation on those funds.

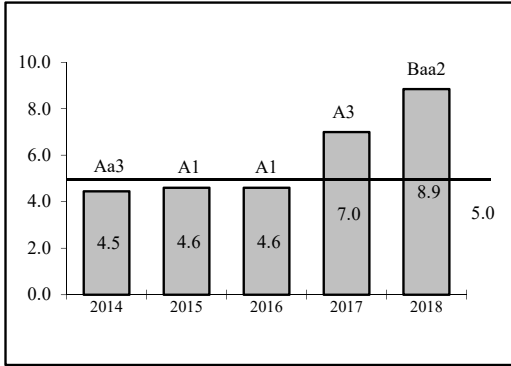
Spendable Cash & Investments to Total Debt Ratio - M. D. Anderson's spendable cash and investments to total debt ratio increased from 5.4 times in 2017 to 6.3 times in 2018 and remained well above the minimum threshold of 0.9 times as provided by the Office of Finance. The increase in this ratio resulted from the growth in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$1.0 billion.

Debt Service to Operations Ratio - M. D. Anderson's debt service to operations ratio decreased from 3.6% in 2017 to 2.0% in 2018 and was below the maximum threshold of 5.0% as provided by the Office of Finance. The decrease in this ratio was due to a decrease in debt service payments of \$68.8 million combined with the growth in total operating expenses as discussed above.

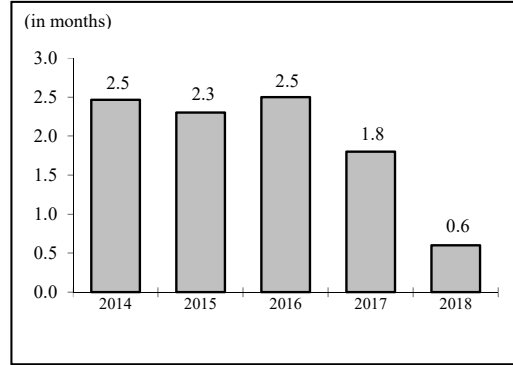
**The University of Texas Health Science Center at Tyler
2018 Summary of Financial Condition**

Financial Condition: **Watch**

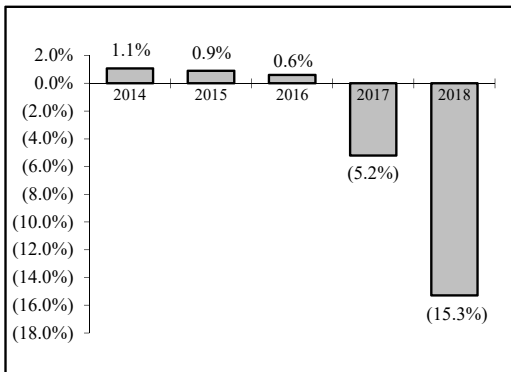
Overall Scorecard Rating



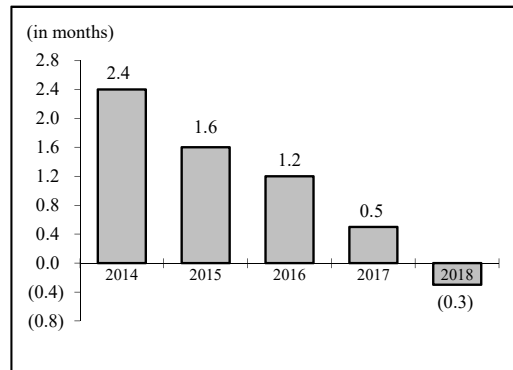
Operating Expense Coverage



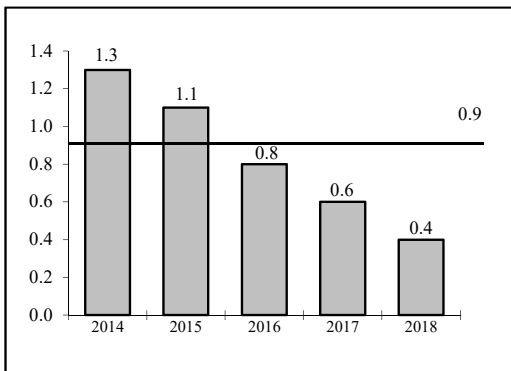
Annual Operating Margin



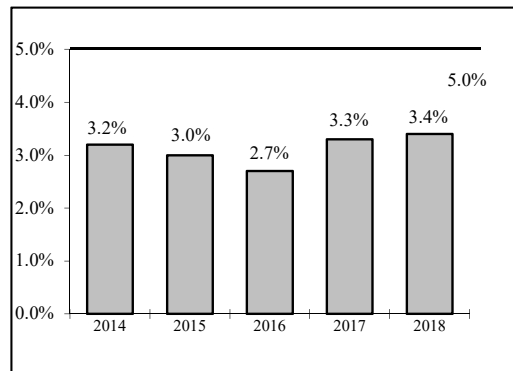
Cash on Hand



**Spendable Cash & Investments
to Total Debt**



Debt Service to Operations



Note: FY 2017 was restated for the implementation of GASB 81.

The University of Texas Health Science Center at Tyler 2018 Summary of Financial Condition

Operating Expense Coverage Ratio - UTHSC-Tyler's operating expense coverage ratio decreased from 1.8 months in 2017 to 0.6 months in 2018 due to a reduction in total unrestricted net position of \$20.1 million combined with an increase in total operating expenses (including interest expense) of \$16.2 million. The decrease in total unrestricted net position was primarily attributable to the high one-time costs of entering into the new UT Health East Texas joint venture with AHS East Texas Health System, LLC and significant workforce restructuring costs incurred in 2018. The increase in total operating expenses was directly related to the decrease in unrestricted net position: there was a \$7.1 million increase in professional fees and services driven by one-time consulting and legal expenses related to the entrance into the UT Health East Texas joint venture; a \$5.1 million increase in salaries and wages and payroll related costs attributable to a larger employee base in the earlier part of the year followed by lump-sum payments associated with both voluntary and involuntary separation incentive programs to reduce the number of employees; a \$3.4 million increase in materials and supplies generated by increased medical supplies expense, predominately for oncology drug purchases associated with the growth in Cancer Center services, as well as noncapitalized furniture and supplies for recently completed space renovations; a \$1.3 million increase in other contracted services related to expenses for grant funds and expenses related to Delivery System Reform Incentive Payments (DSRIP) program subcontracts to carry out program objectives; and a \$1.3 million increase in depreciation and amortization expense due to buildings, building improvements and new software systems placed into service in 2018.

Annual Operating Margin Ratio - UTHSC-Tyler's annual operating margin ratio dropped from (5.2%) for 2017 to (15.3%) for 2018 as total operating expenses (including interest expense) grew by \$16.2 million, as discussed above, while total operating revenues decreased by \$3.5 million. The decrease in total operating revenues was primarily attributable to a decrease in state appropriations of \$3.3 million (including the tuition revenue bond supplemental funding received in 2017).

It is important to note the sizeable impact net DSRIP had on UTHSC-Tyler's operating results. UTHSC-Tyler recognized \$11.0 million of net DSRIP revenue in 2018 as compared to \$12.0 million in 2017. If the net DSRIP revenue had not been recognized in 2018, then UTHSC-Tyler's annual operating margin would have been (\$41.1) million or (23.2%). Participation in the UT Health East Texas joint venture, including the contributed operations of the DSRIP program, is designed to pave a path toward lesser reliance on DSRIP revenue and provide greater diversification of clinical operations revenue streams as part of a larger hospital system.

Cash on Hand Ratio - UTHSC-Tyler's cash on hand ratio decreased from 0.5 months in 2017 to (0.3) months in 2018. The U. T. System Board of Regents approved a \$35.0 million internal line of credit to UTHSC-Tyler, implemented as a cash overdraft arrangement to support the high one-time expenses and workforce restructuring initiatives associated with the UT Health East Texas joint venture. Thus, UTHSC-Tyler's unrestricted cash and cash equivalents were negative at year-end. Additionally, UTHSC-Tyler sold all investments in the Intermediate Term Fund in 2018. These factors resulted in negative cash on hand in 2018.

Spendable Cash & Investments to Total Debt Ratio - UTHSC-Tyler's spendable cash and investments to total debt ratio decreased from 0.6 times in 2017 to 0.4 times in 2018 and was below the minimum threshold of 0.9 times as provided by the Office of Finance. The decrease in this ratio was the result of a decrease in total cash and cash equivalents and investments (net of total nonexpendable net position) of \$11.6 million. The reductions in cash and cash equivalents and investments is discussed in the cash on hand ratio above.

Debt Service to Operations Ratio - UTHSC-Tyler's debt service to operations ratio increased slightly from 3.3% in 2017 to 3.4% in 2018 due to an increase in debt service payments of \$0.7 million. This ratio was below the maximum threshold of 5.0% as provided by the Office of Finance.

Appendix A - Definitions of Evaluation Factors

1. **Overall Scorecard Rating** – The Overall Scorecard Rating has four broad factors.

- Market Profile
- Operating Performance
- Wealth and Liquidity, and
- Leverage

There are nine sub-factor calculations under these four broad factors and each sub-factor is assigned a weight and a value. After calculating each sub-factor, the results are mapped to a rating category. Then, the sub-factor ratings are converted to alpha numeric values, which are multiplied by the assigned weights and summed to produce an aggregate weighted score. That aggregate score is then mapped to the appropriate rating. See Appendix B for each institution’s calculation. The maximum scorecard rating is 5.0.

2. **Operating Expense Coverage Ratio** – This ratio measures an institution’s ability to cover future operating expenses with available year-end balances. This ratio is expressed in number of months coverage.

$$\frac{\text{Total Unrestricted Net Position}}{\text{Total Operating Expenses + Interest Expense on Debt}} * 12$$

3. **Annual Operating Margin Ratio** – This ratio indicates whether an institution is living within its available resources.

$$\frac{\text{Op Rev+GR+Op Gifts+NonexchSP+Inv Inc+RAHC\&AUF Trans+NSERB Appr+ILP Trans+Hazelwood\&NRUF Trans-Op Exp \& Int Exp}}{\text{Op Rev+GR+Op Gifts+NonexchSP+Inv Inc+RAHC\&AUF Trans+NSERB Approp+ILP Trans+Hazelwood\&NRUF Trans}}$$

4. **Cash on Hand** – This measures the number of months an institution could continue to pay operating expenses from existing unrestricted cash and investments in the absence of additional revenue.

$$\frac{\text{Unrestricted Cash and Investments that can be liquidated within one month}}{\text{Total Operating Expenses + Interest Expense on Debt - Depreciation Expense}} * 12$$

5. **Spendable Cash & Investments to Total Debt Ratio** – This ratio examines the ability of an institution to repay bondholders from wealth that can be accessed over time or for a specific purpose. Debt capacity thresholds are provided by the Office of Finance. The minimum spendable cash and investments to total debt ratio is 0.9 times.

$$\frac{\text{Cash and Investments less permanently Restricted Net Position}}{\text{Debt not on Institution’s Books}}$$

6. **Debt Service to Operations Ratio** – This ratio examines the institution’s dependence on borrowed funds as a source of financing and the cost of borrowing relative to overall expenses. Debt capacity thresholds are provided by the Office of Finance. The maximum debt service to operations ratio is 5.0%.

$$\frac{\text{Debt Service Transfers}}{\text{Operating Exp. (excluding Scholarships Exp.) + Interest Exp.}}$$

7. **Full-Time Equivalent (FTE) Student Enrollment** (academic institutions only) - Total semester credit hours taken by students during the fall semester, divided by factors of 15 for undergraduate students, 12 for graduate and special professional students, and 9 for doctoral students to arrive at the full-time equivalent (FTE) students represented by the course hours taken. Medical students are excluded because course numbers do not include a credit hour value.

Appendix A - Definitions of Evaluation Factors (Continued)

The categories, which are utilized to indicate the assessment of an institution's financial condition, are "Satisfactory," "Watch," and "Unsatisfactory." In most cases the rating is based upon the trends of the financial ratios unless isolated financial difficulties in particular areas are material enough to threaten the overall financial results.

Satisfactory – an institution assigned this assessment exhibits a general history of relatively stable or increasing financial ratios. The operating expense coverage ratio should be at or above a two-month benchmark and should be stable or improving. The annual operating margin ratio could be both positive and negative during the trend period due to nonrecurring items. Some of these items include unexpected reductions in external sources of income, such as state appropriations, gifts and investment income, all of which are unpredictable and subject to economic conditions. A benchmark has not been established for cash on hand although it should be stable or improving. The Office of Finance uses the overall scorecard rating, spendable cash and investments to total debt ratio, and debt service to operations ratio which are the same ratios the bond rating agencies calculate for the System. Trends in these ratios can help determine if an institution has additional debt capacity or has assumed more debt than it can afford to service. In general, an institution's spendable cash and investments to total debt should exceed the Office of Finance's standard of 0.9 times, while the debt service to operations ratio should fall below the Office of Finance's standard of 5.0%. The Office of Finance has established a maximum standard of 5.0 for the overall scorecard rating. Full-time equivalent (FTE) student enrollment must be relatively stable or increasing. Isolated financial difficulties in particular areas may be evident, but must not be material enough to threaten the overall financial health of an institution.

Watch – an institution assigned this assessment exhibits a history of relatively unstable or declining financial ratios. The operating expense coverage ratio can be at or above a two-month benchmark, but typically shows a declining trend. Annual operating margin ratio is negative or near break-even during the trend period due to recurring items, material operating difficulties or uncertainties caused by either internal management decisions or external factors. Cash on hand could be decreasing. Trends in the overall scorecard rating, spendable cash and investments to total debt ratio, and debt service to operations ratio can help determine if an institution has additional debt capacity or has assumed more debt than it can afford to service. FTE student enrollment can be stable or declining, depending upon competitive alternatives or recruitment and retention efforts. Isolated financial difficulties in particular areas may be evident and can be material enough to threaten the overall financial health of an institution.

Unsatisfactory – an institution assigned this assessment exhibits a history of relatively unstable financial ratios. The operating expense coverage ratio may be below a two-month benchmark and shows a declining trend. The annual operating margin ratio is predominately volatile or negative during the trend period due to material operating difficulties or uncertainties caused by either internal management decisions or external factors. Cash on hand could be decreasing to extremely low levels. Trends in the overall scorecard rating, spendable cash and investments to total debt ratio, and debt service to operations ratio can help determine if an institution has additional debt capacity or has assumed more debt than it can afford to service. The FTE student enrollment can be stable or declining, depending upon competitive alternatives or recruitment and retention efforts. Widespread financial difficulties in key areas are evident and are material enough to further threaten the overall financial health of an institution. For institutions rated "Unsatisfactory," the Chancellor and the appropriate Executive Vice Chancellors will request the institutions to develop a specific financial plan of action to improve the institution's financial condition. By policy, institutions rated "Unsatisfactory" are not permitted to invest in the Intermediate Term Fund. Progress towards the achievement of the plans will be periodically discussed with the Chief Business Officer and President, and representatives from the System Offices of Business, Academic, and/or Health Affairs, as appropriate.

Appendix B - Calculation of Overall Scorecard Rating
Academic Institutions
As of August 31, 2018

U. T. Arlington	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	655.11	Aa	0.45
Annual Change in Operating Revenues	5%	0.71%	Ba	0.60
<i>Total Weighted Market Profile</i>				<u>1.05</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	16.62%	Aa	0.60
Max. Single Revenue Contribution	10%	55.32%	A	0.60
<i>Total Weighted Operating Performance</i>				<u>1.20</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	703.82	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	1.00	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	356.60	Aaa	0.05
<i>Total Weighted Wealth & Liquidity</i>				<u>0.80</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	1.73	Aa	0.30
Total Debt to Cash Flow	10%	3.22	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.40</u>
U. T. Arlington - Overall Rating & Numeric Score			Aa2	3.5
U. T. Austin	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	2,863.68	Aaa	0.15
Annual Change in Operating Revenues	5%	4.92%	A	0.30
<i>Total Weighted Market Profile</i>				<u>0.45</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	17.03%	Aa	0.60
Max. Single Revenue Contribution	10%	28.91%	Aaa	0.10
<i>Total Weighted Operating Performance</i>				<u>0.70</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	6,020.34	Aaa	0.15
Spendable Cash & Inv. to Operating Exp.	10%	1.45	Aaa	0.10
Monthly Days Cash on Hand (in days)	5%	210.11	Aa	0.15
<i>Total Weighted Wealth & Liquidity</i>				<u>0.40</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	2.31	Aa	0.30
Total Debt to Cash Flow	10%	3.53	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.40</u>
U. T. Austin - Overall Rating & Numeric Score			Aa1	2.0

**Appendix B - Calculation of Overall Scorecard Rating
Academic Institutions
As of August 31, 2018**

U. T. Dallas	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	607.75	Aa	0.45
Annual Change in Operating Revenues	5%	2.86%	Baa	0.45
<i>Total Weighted Market Profile</i>				<u>0.90</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	14.18%	Aa	0.60
Max. Single Revenue Contribution	10%	58.79%	A	0.60
<i>Total Weighted Operating Performance</i>				<u>1.20</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	849.85	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.91	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	183.98	Aa	0.15
<i>Total Weighted Wealth & Liquidity</i>				<u>0.90</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	0.86	Aa	0.30
Total Debt to Cash Flow	10%	7.74	Aa	0.30
<i>Total Weighted Leverage</i>				<u>0.60</u>
U. T. Dallas - Overall Rating & Numeric Score			Aa3	3.6
U. T. El Paso	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	395.70	A	0.90
Annual Change in Operating Revenues	5%	5.77%	A	0.30
<i>Total Weighted Market Profile</i>				<u>1.20</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	10.96%	A	1.20
Max. Single Revenue Contribution	10%	40.74%	Aa	0.30
<i>Total Weighted Operating Performance</i>				<u>1.50</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	415.37	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.72	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	105.93	A	0.30
<i>Total Weighted Wealth & Liquidity</i>				<u>1.05</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	1.13	Aa	0.30
Total Debt to Cash Flow	10%	5.79	Aa	0.30
<i>Total Weighted Leverage</i>				<u>0.60</u>
U. T. El Paso - Overall Rating & Numeric Score			Aa3	4.4

**Appendix B - Calculation of Overall Scorecard Rating
Academic Institutions
As of August 31, 2018**

U. T. Permian Basin	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	116.65	A	0.90
Annual Change in Operating Revenues	5%	27.09%	Aaa	0.05
<i>Total Weighted Market Profile</i>				<u>0.95</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	37.16%	Aaa	0.20
Max. Single Revenue Contribution	10%	36.15%	Aa	0.30
<i>Total Weighted Operating Performance</i>				<u>0.50</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	76.10	A	0.90
Spendable Cash & Inv. to Operating Exp.	10%	0.44	A	0.60
Monthly Days Cash on Hand (in days)	5%	86.36	A	0.30
<i>Total Weighted Wealth & Liquidity</i>				<u>1.80</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	0.25	A	0.60
Total Debt to Cash Flow	10%	3.92	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.70</u>
U. T. Permian Basin - Overall Rating & Numeric Score			Aa3	4.0
U. T. Rio Grande Valley	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	443.99	Aa	0.45
Annual Change in Operating Revenues	5%	-0.11%	B	0.75
<i>Total Weighted Market Profile</i>				<u>1.20</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	9.05%	A	1.20
Max. Single Revenue Contribution	10%	32.25%	Aaa	0.10
<i>Total Weighted Operating Performance</i>				<u>1.30</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	247.31	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.49	A	0.60
Monthly Days Cash on Hand (in days)	5%	162.87	Aa	0.15
<i>Total Weighted Wealth & Liquidity</i>				<u>1.20</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	1.40	Aa	0.30
Total Debt to Cash Flow	10%	3.92	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.40</u>
U. T. Rio Grande Valley - Overall Rating & Numeric Score			Aa3	4.1

**Appendix B - Calculation of Overall Scorecard Rating
Academic Institutions
As of August 31, 2018**

U. T. San Antonio	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	518.52	Aa	0.45
Annual Change in Operating Revenues	5%	4.43%	A	0.30
<i>Total Weighted Market Profile</i>				0.75
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	14.65%	Aa	0.60
Max. Single Revenue Contribution	10%	48.18%	Aa	0.30
<i>Total Weighted Operating Performance</i>				0.90
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	507.13	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.78	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	238.70	Aa	0.15
<i>Total Weighted Wealth & Liquidity</i>				0.90
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	1.20	Aa	0.30
Total Debt to Cash Flow	10%	4.31	Aa	0.30
<i>Total Weighted Leverage</i>				0.60
U. T. San Antonio - Overall Rating & Numeric Score			Aa2	3.2
U. T. Tyler	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	144.40	A	0.90
Annual Change in Operating Revenues	5%	3.80%	Baa	0.45
<i>Total Weighted Market Profile</i>				1.35
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	15.51%	Aa	0.60
Max. Single Revenue Contribution	10%	42.36%	Aa	0.30
<i>Total Weighted Operating Performance</i>				0.90
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	159.29	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.82	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	208.15	Aa	0.15
<i>Total Weighted Wealth & Liquidity</i>				0.90
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	0.80	Aa	0.30
Total Debt to Cash Flow	10%	6.53	Aa	0.30
<i>Total Weighted Leverage</i>				0.60
U. T. Tyler - Overall Rating & Numeric Score			Aa3	3.8

Appendix B - Calculation of Overall Scorecard Rating
Health Institutions
As of August 31, 2018

<u>Southwestern</u>	<u>Weight</u>	<u>Value</u>	<u>Rating</u>	<u>Weighted Scale</u>
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	3,120.02	Aaa	0.15
Annual Change in Operating Revenues	5%	6.10%	Aa	0.15
<i>Total Weighted Market Profile</i>				<u>0.30</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	11.43%	Aa	0.60
Max. Single Revenue Contribution	10%	41.93%	Aa	0.30
<i>Total Weighted Operating Performance</i>				<u>0.90</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	3,049.27	Aaa	0.15
Spendable Cash & Inv. to Operating Exp.	10%	0.80	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	154.71	Aa	0.15
<i>Total Weighted Wealth & Liquidity</i>				<u>0.60</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	2.09	Aa	0.30
Total Debt to Cash Flow	10%	3.19	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.40</u>
Southwestern - Overall Rating & Numeric Score			Aa1	2.2
<u>UTMB</u>	<u>Weight</u>	<u>Value</u>	<u>Rating</u>	<u>Weighted Scale</u>
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	2,131.86	Aa	0.45
Annual Change in Operating Revenues	5%	1.85%	Ba	0.60
<i>Total Weighted Market Profile</i>				<u>1.05</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	8.24%	A	1.20
Max. Single Revenue Contribution	10%	56.03%	A	0.60
<i>Total Weighted Operating Performance</i>				<u>1.80</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	1,148.03	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.38	A	0.60
Monthly Days Cash on Hand (in days)	5%	93.60	A	0.30
<i>Total Weighted Wealth & Liquidity</i>				<u>1.35</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	1.05	Aa	0.30
Total Debt to Cash Flow	10%	4.46	Aa	0.30
<i>Total Weighted Leverage</i>				<u>0.60</u>
UTMB - Overall Rating & Numeric Score			A1	4.8



Appendix B - Calculation of Overall Scorecard Rating
Health Institutions
As of August 31, 2018

UTHSC-Houston	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	1,669.69	Aa	0.45
Annual Change in Operating Revenues	5%	4.44%	A	0.30
<i>Total Weighted Market Profile</i>				<u>0.75</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	5.32%	A	1.20
Max. Single Revenue Contribution	10%	26.14%	Aaa	0.10
<i>Total Weighted Operating Performance</i>				<u>1.30</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	1,214.76	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.58	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	132.21	A	0.30
<i>Total Weighted Wealth & Liquidity</i>				<u>1.05</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	3.37	Aaa	0.10
Total Debt to Cash Flow	10%	3.23	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.20</u>
UTHSC-Houston - Overall Rating & Numeric Score			Aa2	3.3
UTHSC-San Antonio	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	873.15	Aa	0.45
Annual Change in Operating Revenues	5%	3.47%	Baa	0.45
<i>Total Weighted Market Profile</i>				<u>0.90</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	7.83%	A	1.20
Max. Single Revenue Contribution	10%	24.78%	Aaa	0.10
<i>Total Weighted Operating Performance</i>				<u>1.30</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	1,110.63	Aa	0.45
Spendable Cash & Inv. to Operating Exp.	10%	0.83	Aa	0.30
Monthly Days Cash on Hand (in days)	5%	185.20	Aa	0.15
<i>Total Weighted Wealth & Liquidity</i>				<u>0.90</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	3.07	Aaa	0.10
Total Debt to Cash Flow	10%	3.43	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.20</u>
UTHSC-San Antonio - Overall Rating & Numeric Score			Aa2	3.3

Appendix B - Calculation of Overall Scorecard Rating
Health Institutions
As of August 31, 2018

M. D. Anderson	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	5,203.51	Aaa	0.15
Annual Change in Operating Revenues	5%	7.69%	Aa	0.15
<i>Total Weighted Market Profile</i>				<u>0.30</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	21.77%	Aaa	0.20
Max. Single Revenue Contribution	10%	70.73%	Baa	0.90
<i>Total Weighted Operating Performance</i>				<u>1.10</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	6,805.13	Aaa	0.15
Spendable Cash & Inv. to Operating Exp.	10%	1.31	Aaa	0.10
Monthly Days Cash on Hand (in days)	5%	355.06	Aaa	0.05
<i>Total Weighted Wealth & Liquidity</i>				<u>0.30</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	6.27	Aaa	0.10
Total Debt to Cash Flow	10%	0.82	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.20</u>
M. D. Anderson - Overall Rating & Numeric Score			Aa1	1.9
UTHSC-Tyler	Weight	Value	Rating	Weighted Scale
<i>Market Profile:</i>				
Operating Revenue (\$ in millions)	15%	196.57	A	0.90
Annual Change in Operating Revenues	5%	-1.78%	B	0.75
<i>Total Weighted Market Profile</i>				<u>1.65</u>
<i>Operating Performance:</i>				
Operating Cash Flow Margin	20%	-7.79%	C	3.60
Max. Single Revenue Contribution	10%	31.79%	Aaa	0.10
<i>Total Weighted Operating Performance</i>				<u>3.70</u>
<i>Wealth & Liquidity:</i>				
Total Cash & Investments (\$ in millions)	15%	54.85	A	0.90
Spendable Cash & Inv. to Operating Exp.	10%	0.09	Baa	0.90
Monthly Days Cash on Hand (in days)	5%	(8.45)	D	1.00
<i>Total Weighted Wealth & Liquidity</i>				<u>2.80</u>
<i>Leverage:</i>				
Spendable Cash & Inv. to Total Debt	10%	0.40	A	0.60
Total Debt to Cash Flow	10%	(3.44)	Aaa	0.10
<i>Total Weighted Leverage</i>				<u>0.70</u>
UTHSC-Tyler - Overall Rating & Numeric Score			Baa2	8.9

Appendix C - Scorecard Outcome Scale

Scorecard Outcome	Aggregate Weighted Factor Score		
Aaa		$x \leq 1.5$	Investment Grade 
Aa1	1.5	$< x \leq 2.5$	
Aa2	2.5	$< x \leq 3.5$	
Aa3	3.5	$< x \leq 4.5$	
A1	4.5	$< x \leq 5.5$	
A2	5.5	$< x \leq 6.5$	
A3	6.5	$< x \leq 7.5$	
Baa1	7.5	$< x \leq 8.5$	
Baa2	8.5	$< x \leq 9.5$	
Baa3	9.5	$< x \leq 10.5$	
Ba1	10.5	$< x \leq 11.5$	Speculative Grade 
Ba2	11.5	$< x \leq 12.5$	
Ba3	12.5	$< x \leq 13.5$	
B1	13.5	$< x \leq 14.5$	
B2	14.5	$< x \leq 15.5$	
B3	15.5	$< x \leq 16.5$	
Caa1	16.5	$< x \leq 17.5$	
Caa2	17.5	$< x \leq 18.5$	
Caa3	18.5	$< x \leq 19.5$	
Ca		$x > 19.5$	

**Appendix D - Calculation of Annual Operating Margin
Academic Institutions
As of August 31, 2018
(In Millions)**

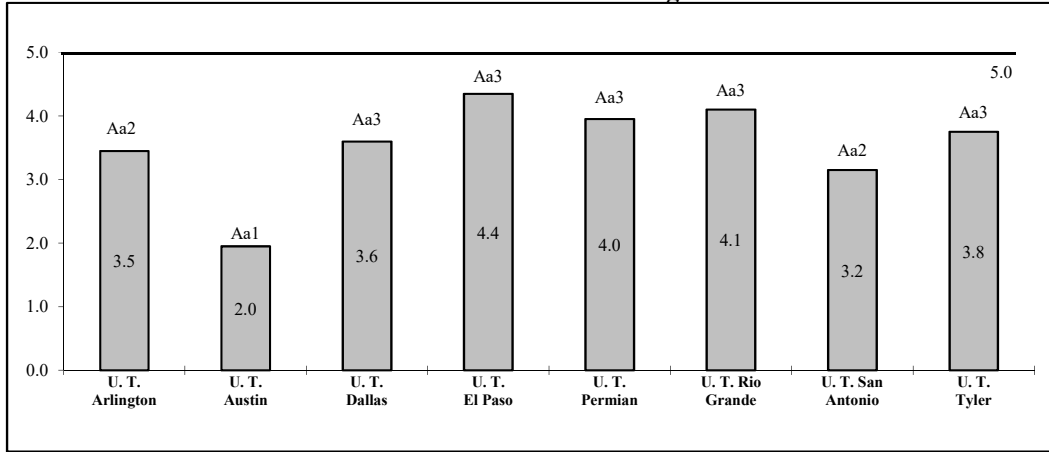
Institution	Income/(Loss) Before Other Rev., Exp., Gains/(Losses) & Transfers	Less: Nonoperating Items				Margin From SRECNP	Other Adjustments					Annual Operating Margin
		Other Nonop. Revenues	Other Nonop. Expenses	Gain/Loss on Sale of Cap. Assets	Net Increase/ (Decrease) in FV of Inv.		Minus:	Plus:	Plus:	Plus:	Plus:	
							Realized Gains/ (Losses)	AUF, RAHC NSERB & TRB Supp.	ILP Funds Transfer	Hazelwood & NRUF Transfers	Interest Expense	
U. T. Arlington	\$ 49.4	0.5	(3.7)	(0.3)	2.3	50.5	(0.5)	-	-	0.4	(12.0)	39.4
U. T. Austin	23.6	28.1	(45.2)	(21.7)	237.0	(174.7)	0.1	357.8	-	1.6	(62.7)	121.8
U. T. Dallas	25.0	3.6	(0.8)	(0.5)	34.2	(11.6)	2.0	6.2	-	8.0	(26.0)	(25.4)
U. T. El Paso	21.6	-	(1.6)	(0.5)	13.7	10.0	0.3	-	-	0.5	(9.0)	1.2
U. T. Permian Basin	27.2	0.6	-	(0.6)	1.9	25.3	0.2	-	1.6	0.0	(6.7)	19.9
U. T. Rio Grande Valley	(1.2)	-	(0.8)	-	2.4	(2.8)	-	0.7	-	0.5	(6.0)	(7.7)
U. T. San Antonio	33.4	10.1	(1.4)	-	3.2	21.5	2.9	-	0.4	1.6	(13.6)	7.1
U. T. Tyler	8.8	-	-	(0.1)	3.4	5.5	-	-	-	0.2	(4.5)	1.1

**Appendix D - Calculation of Annual Operating Margin
Health Institutions
As of August 31, 2018
(In Millions)**

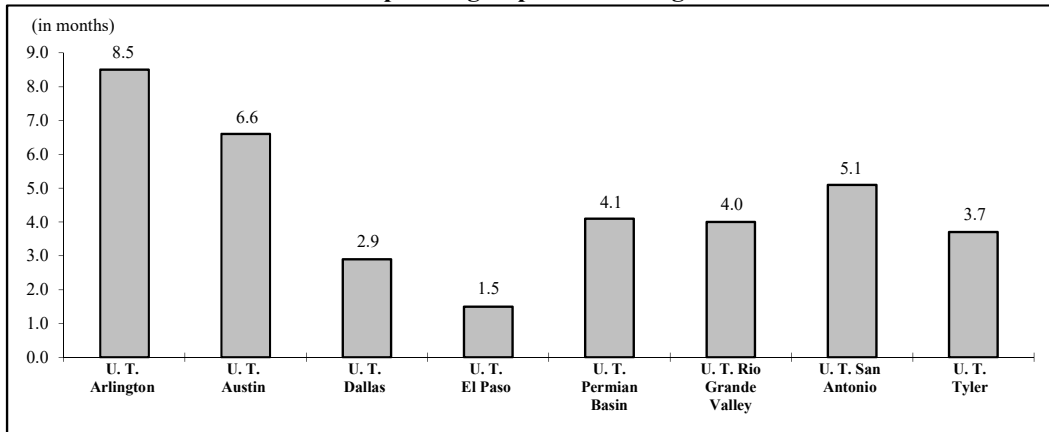
Institution	Income/(Loss) Before Other Rev., Exp., Gains/(Losses) & Transfers	Less: Nonoperating Items				Margin From SRECNP	Other Adjustments				Annual Operating Margin
		Other Nonop. Revenues	Other Nonop. Expenses	Gain/Loss on Sale of Cap. Assets	Net Increase/ (Decrease) in FV of Inv.		Minus: Realized Gains/ (Losses)	Plus: GEF Transfer	Plus: Other	Plus: Interest Expense	
Southwestern	\$ 213.9	0.3	(7.8)	(3.2)	39.9	184.6	22.8	-	-	(33.1)	128.8
UTMB	60.2	12.3	(4.1)	(2.9)	26.8	28.2	0.7	-	0.1	(24.0)	3.5
UTHSC-Houston	38.5	-	(3.0)	(0.4)	10.6	31.3	10.4	-	1.5	(10.1)	12.2
UTHSC-San Antonio	26.6	-	(5.9)	(0.5)	26.1	6.8	2.0	-	0.9	(8.5)	(2.8)
M. D. Anderson	786.9	5.4	(3.9)	(0.5)	64.3	721.7	36.8	-	-	(31.6)	653.3
UTHSC-Tyler	(26.2)	-	-	(0.3)	2.4	(28.4)	0.4	-	0.2	(1.5)	(30.2)

**Appendix E - Academic Institutions' Evaluation Factors
2018 Analysis of Financial Condition**

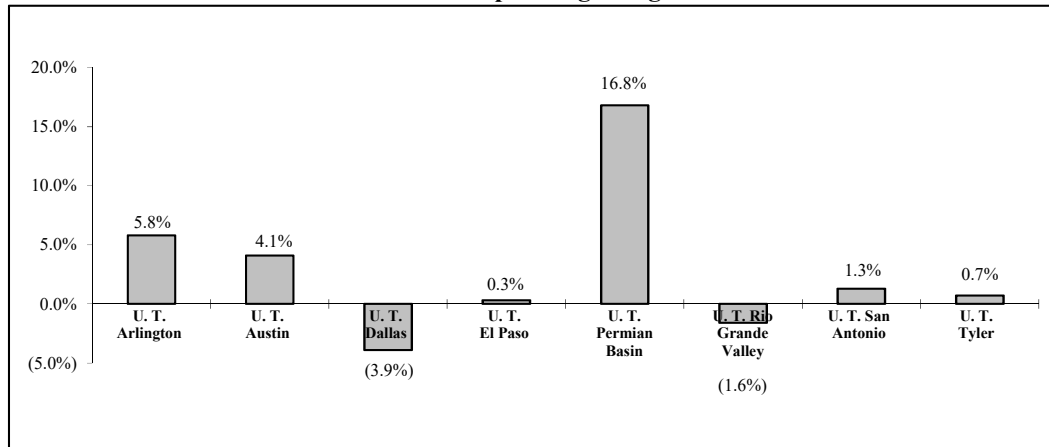
Overall Scorecard Rating



Operating Expense Coverage

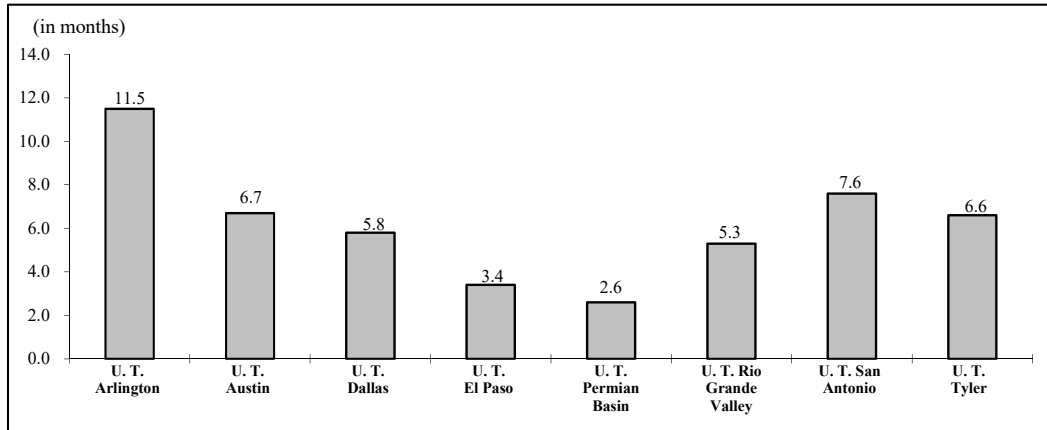


Annual Operating Margin

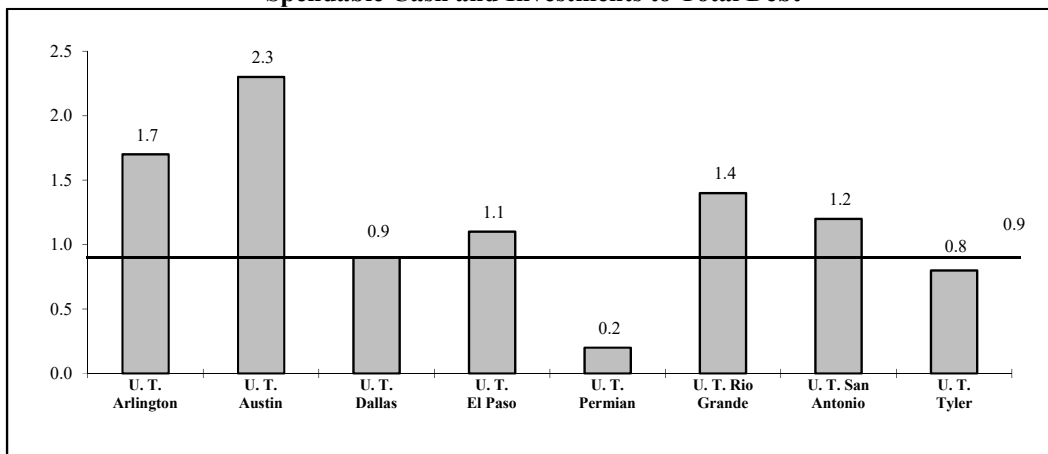


**Appendix E - Academic Institutions' Evaluation Factors
2018 Analysis of Financial Condition**

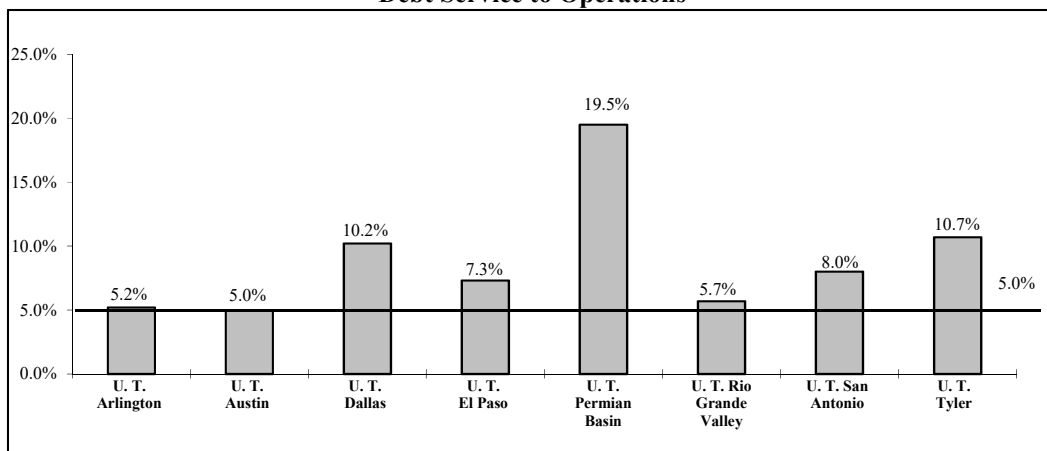
Cash on Hand



Spendable Cash and Investments to Total Debt

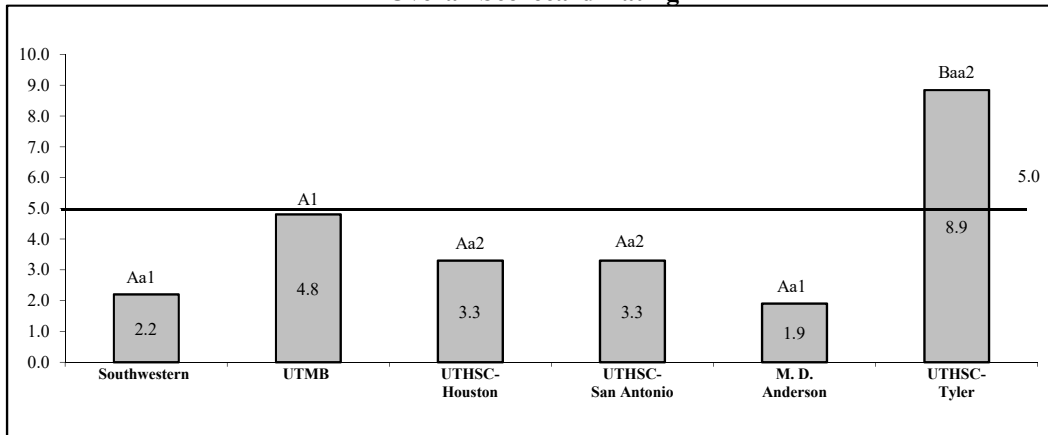


Debt Service to Operations

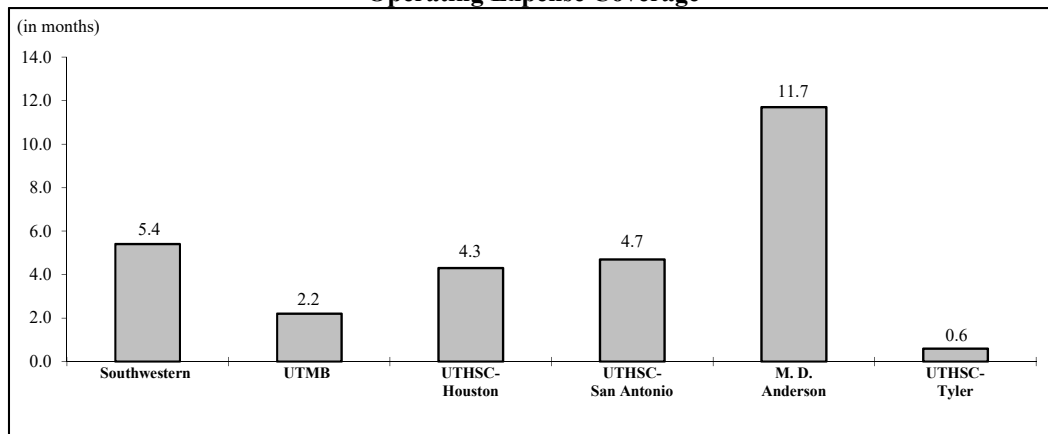


**Appendix E - Health Institutions' Evaluation Factors
2018 Analysis of Financial Condition**

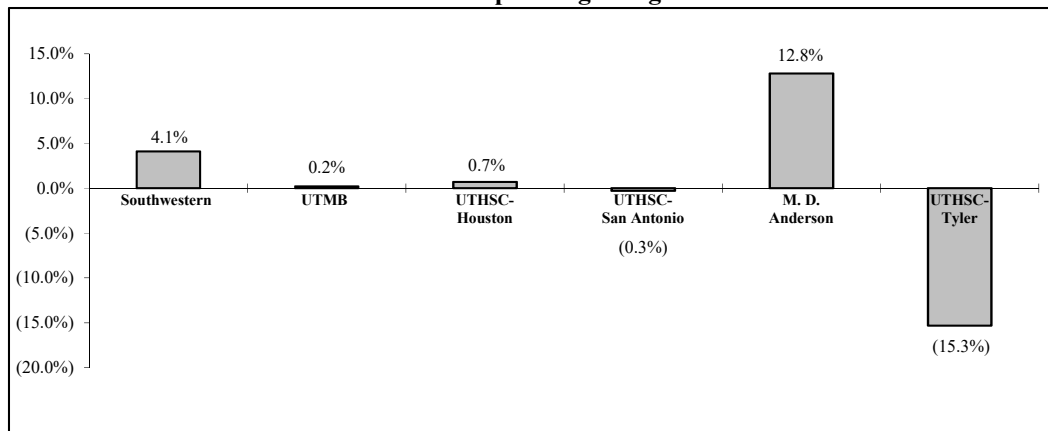
Overall Scorecard Rating



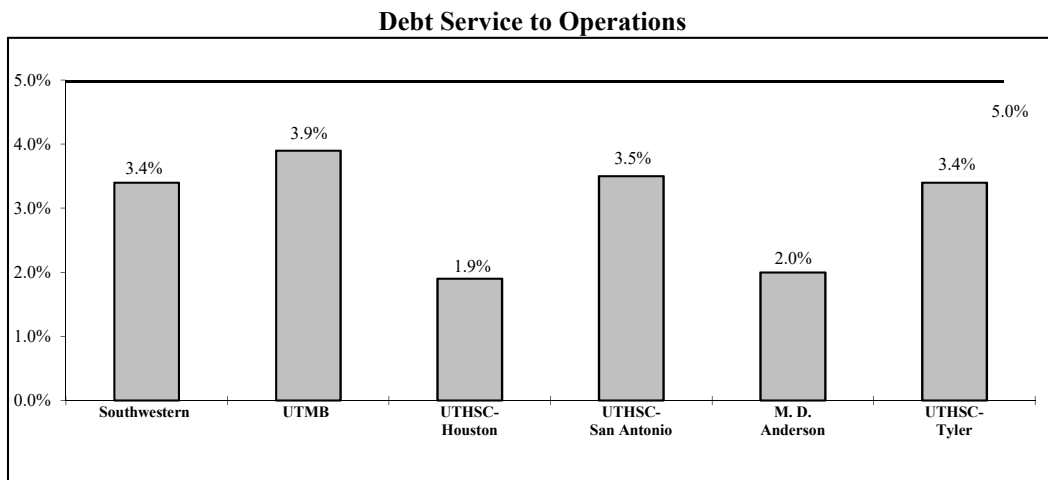
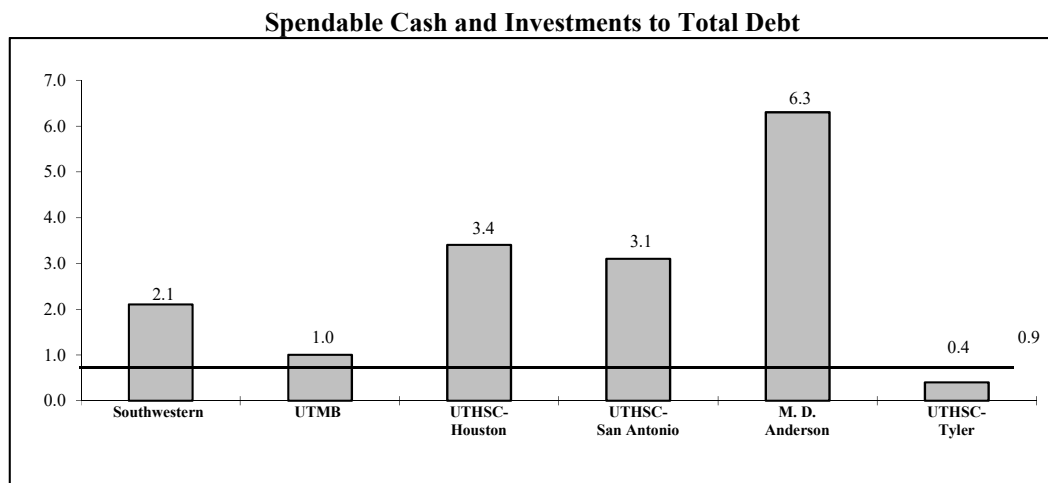
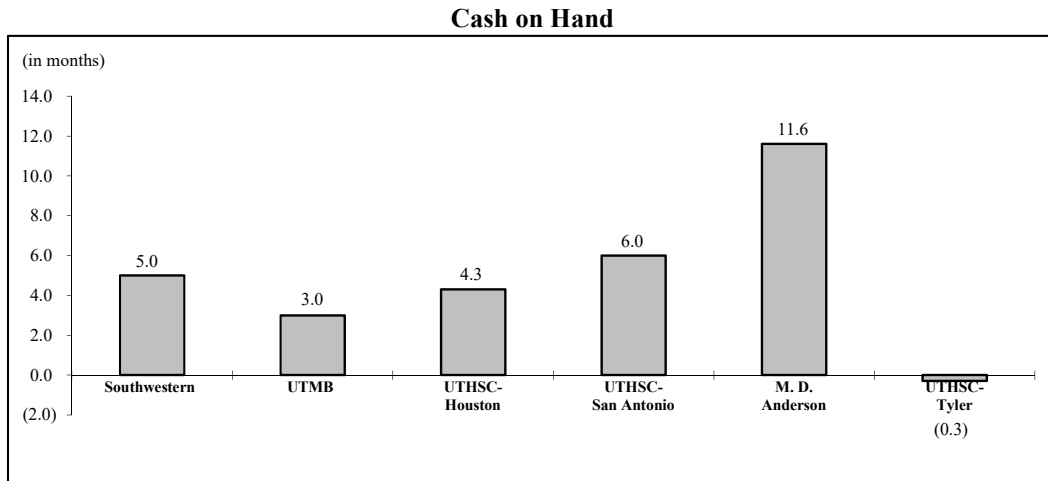
Operating Expense Coverage



Annual Operating Margin

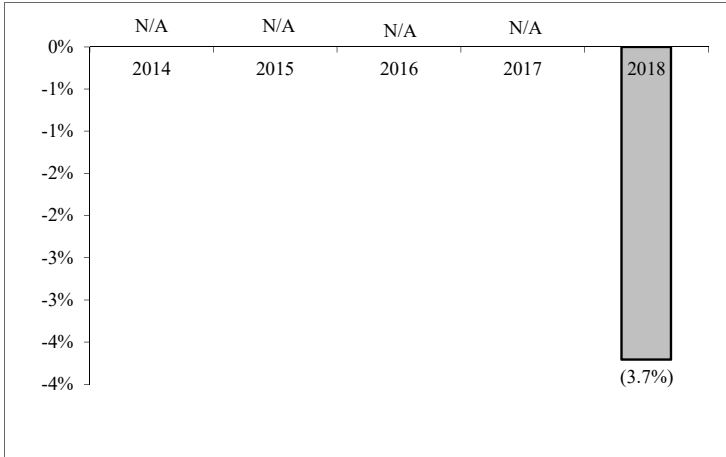


**Appendix E - Health Institutions' Evaluation Factors
2018 Analysis of Financial Condition**



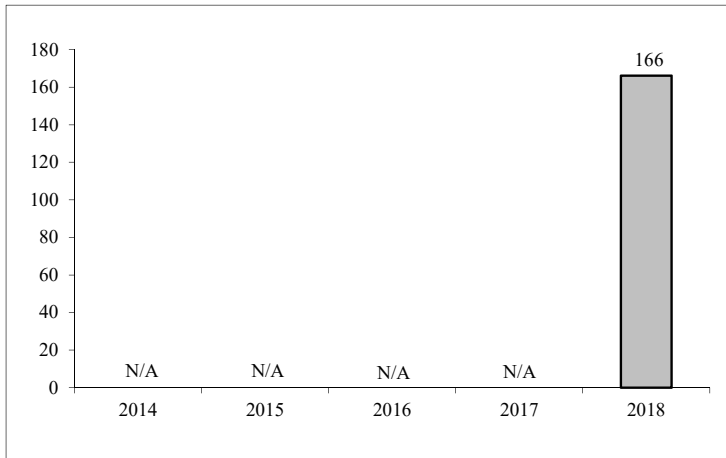
**Appendix F - Key MSRDP Operating Factors
The University of Texas at Austin**

Annual Operating Margin Ratio



The physician practice plan became effective October 2017. The annual operating margin ratio of (3.7%) for 2018 was impacted by a number of challenges faced by a start-up faculty practice plan. The challenge of the lack of payor contracts at the commencement of the practice plan was the primary factor contributing to the unfavorable annual operating margin ratio.

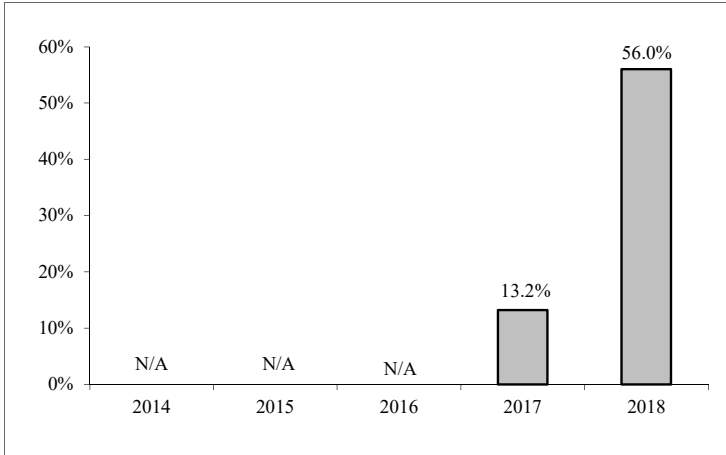
Net Accounts Receivable (in days)



Net accounts receivable of 166 days was driven by the inability to collect nearly 50% of the revenue base from the Community Care Collaborative (CCC), which did not pay until late in the year. The CCC contract was a new bundled payment value based contract and it took some time to set up an invoice process since this was not handled through normal claims processes.

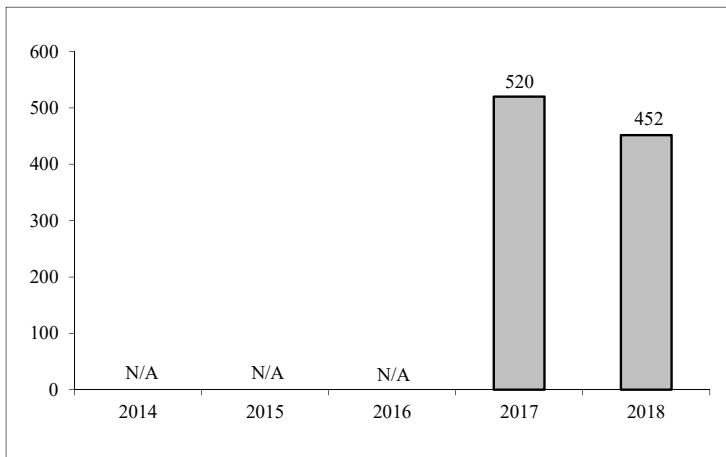
**Appendix F - Key MSRDP Operating Factors
The University of Texas Rio Grande Valley**

Annual Operating Margin Ratio



The increase in the annual operating margin ratio from 13.2% for 2017 to 56.0% for 2018 resulted from a 90.0% increase in payments from Texas Health and Human Services via the Medicaid 1115 Waiver program for the achievement of Delivery System Reform Incentive Payment (DSRIP) milestones and metrics. Professional fees from the physician practice plan increased about 14.0%. While the physician practice plan experienced an increase in patient visits and billings as compared to 2017, these increases were offset by the adjustment of charges of Medicare collections from 300.0% to 200.0%.

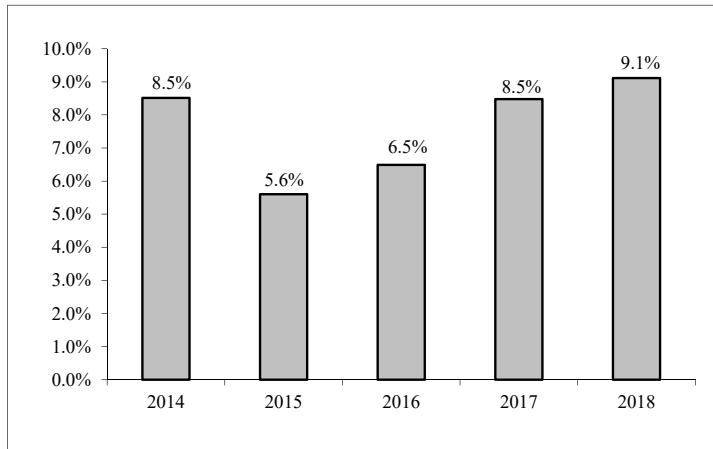
Net Accounts Receivable (in days)



Net accounts receivable days improved by 68 days from 520 to 452 days. This improvement is attributed to the consolidation of billing and collections activities from three billing and collections agencies to one and from the adjustment of charges from 300.0% to 200.0% of Medicare. Collections continue to be impacted by the high prevalence of an uncompensated and uninsured patient population. As of August 27, 2018, UTRGV implemented an electronic medical record system and transitioned billing and collections services as part of the implementation with a new vendor. Accounts receivable balances transitioned are under review and will be adjusted during the next year as needed.

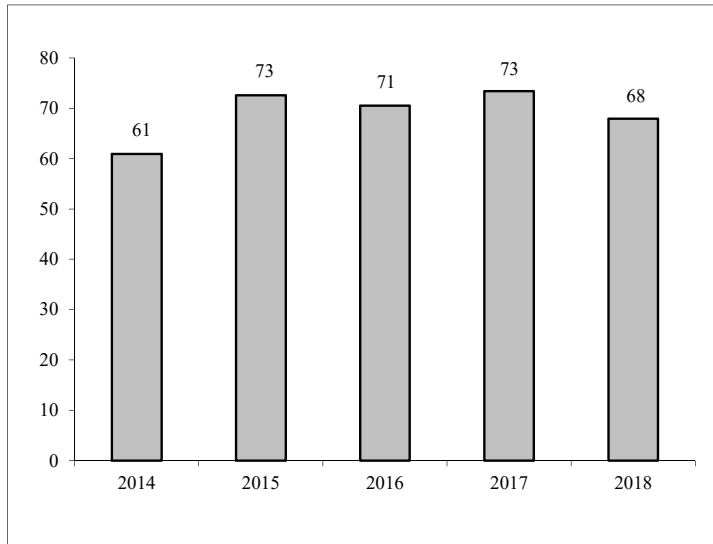
Appendix F - Key Hospital Operating Factors
The University of Texas Southwestern Medical Center

Annual Operating Margin Ratio



The annual operating margin ratio increased from 8.5% for 2017 to 9.1% for 2018 as a result of year over year volume increases of 11.1%. Resources were added to meet the demands (a 7.6% increase) of those increased volumes. The increase in volumes, improved efficiencies, and accountability of personnel, agency and overtime costs resulted in an improved operating margin.

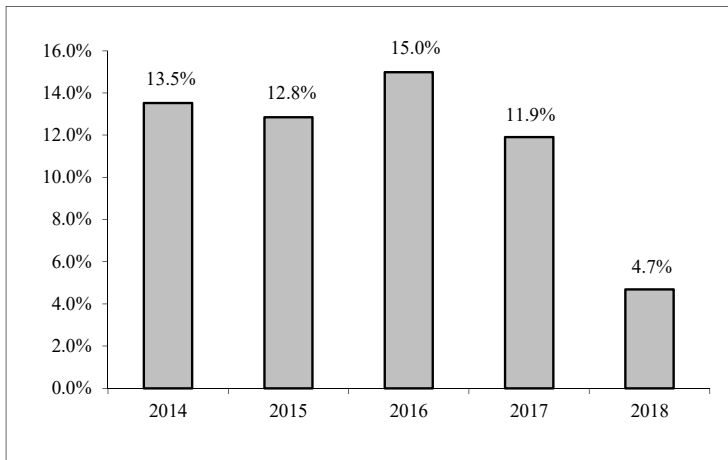
Net Accounts Receivable (in days)



Net accounts receivable in days decreased from 73 days in 2017 to 68 days in 2018 due to an improvement in cash collections. Cash collections increased by 13.0% or \$147.0 million during 2018.

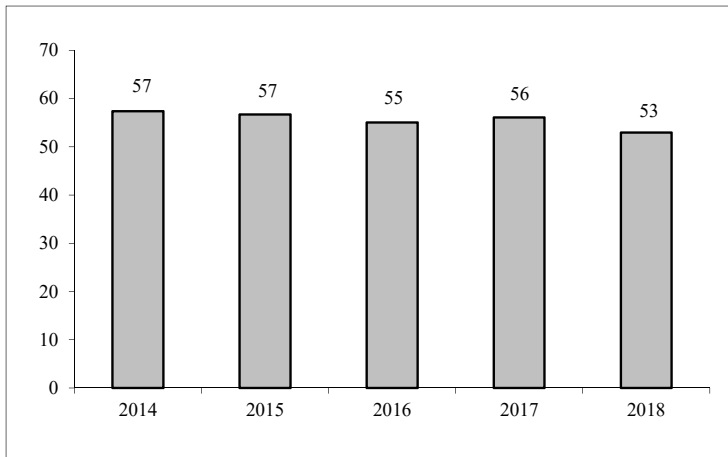
**Appendix F - Key MSRDP & NPHC Operating Factors
The University of Texas Southwestern Medical Center**

Annual Operating Margin Ratio



The annual operating margin ratio decreased from 11.9% for 2017 to 4.7% for 2018 primarily due to the termination of the Dallas County Indigent Care Corporation contract of \$19.0 million, an inception to date true-up of reserves of uncompensated care funding of \$9.0 million, and a reduction of Network Access Improvement Program and Delivery System Reform Incentive Payment revenues of \$5.0 million.

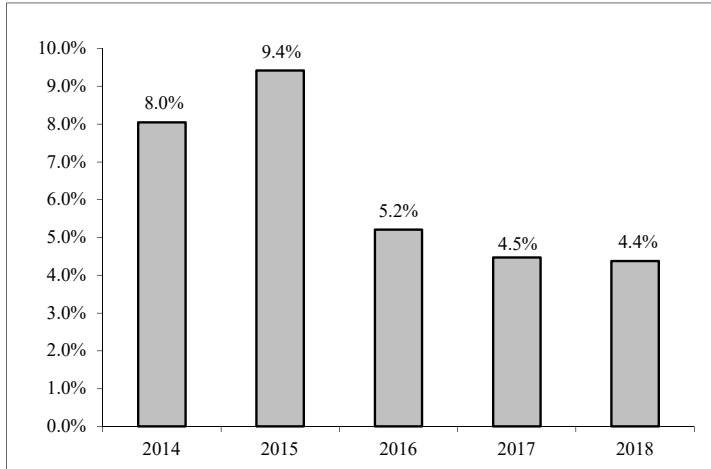
Net Accounts Receivable (in days)



The net accounts receivable in days decreased from 56 days in 2017 to 53 days in 2018 due to enhanced collections efforts on behalf of the billing office. Cash collections in 2018 were 10.0% greater than in the prior year while volumes in 2018 were 6.0% higher than in the prior year, thus cash outpaced volumes by 4.0%.

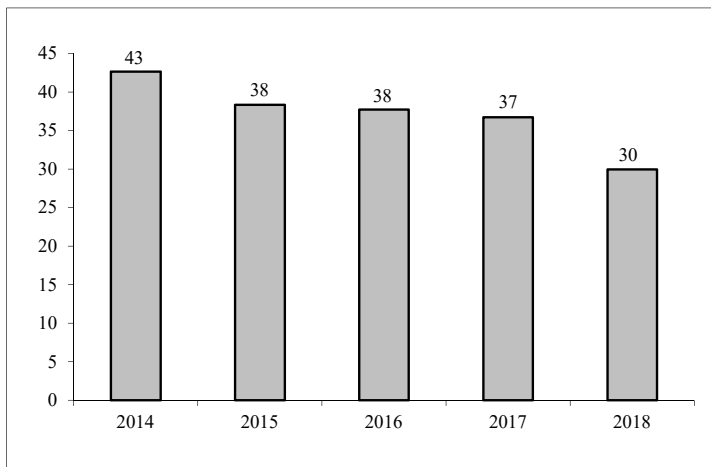
**Appendix F - Key Hospital Operating Factors
The University of Texas Medical Branch at Galveston**

Annual Operating Margin Ratio



UTMB Hospitals and Clinics' annual operating margin ratio decreased from 4.5% for 2017 to 4.4% for 2018. Net patient care revenue increased due to an increase in discharges of 10.1% and an increase in outpatient encounters of 8.5% contributing to an overall 2.7% increase in revenue. The operating expense increase was slightly higher at 3.0% resulting in an operating margin decrease between years. The supply expense category, including medical supplies, medical implants, and cost of goods sold, incurred the largest percentage increase of 9.3% within operating expenses, which was impacted by increased volumes. Although operating revenues increased between years, UTMB Hospitals and Clinics' revenue was impacted by the Hurricane *Harvey* disruption, reductions in Medicaid rates and a change in mix of cases, which negatively impacted net patient care revenue. As a result, changes were implemented to reduce spending to align expenses more closely with revenues.

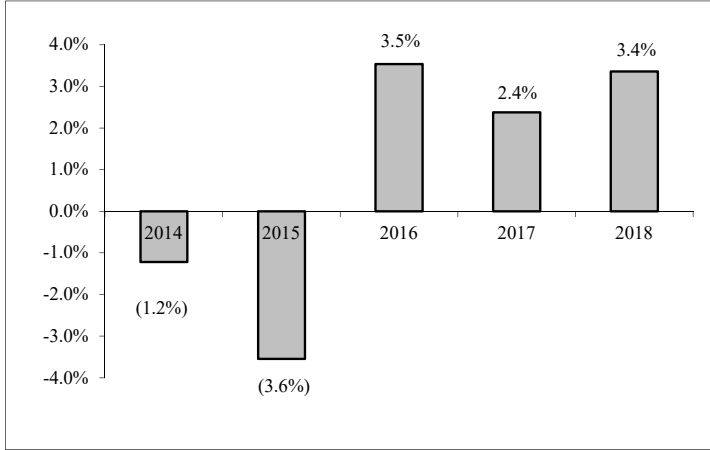
Net Accounts Receivable (in days)



Net accounts receivable in days decreased from 37 days for 2017 to 30 days for 2018 due to improvements implemented by the Revenue Cycle Operations team. These improvements specifically targeted decreasing denials and avoidable write-offs, as well as placed intense focus on timely filing, timely appeal, authorization, eligibility write-offs, and continued focus to resolve old accounts receivable.

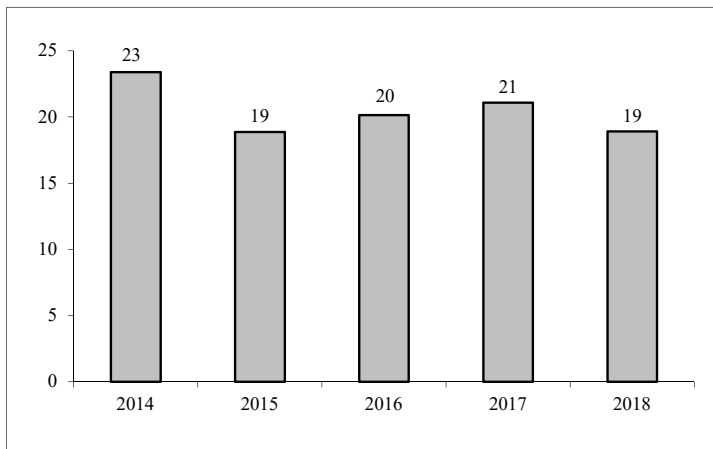
**Appendix F - Key MSRDP & NPHC Operating Factors
The University of Texas Medical Branch at Galveston**

Annual Operating Margin Ratio



The annual operating margin ratio increased from 2.4% for 2017 to 3.4% for 2018. Overall total operating expenses decreased 0.8% while operating revenue remained fairly consistent between years. The operating expense decrease was primarily due to allocations of Institutional Support costs.

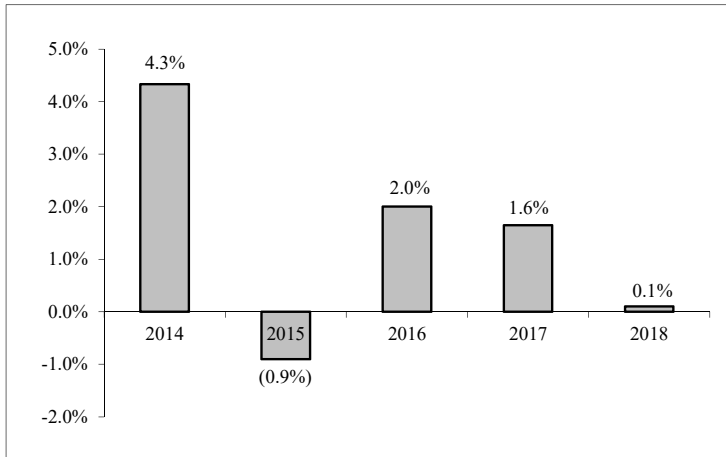
Net Accounts Receivable (in days)



Net accounts receivable in days decreased slightly from 21 days in 2017 to 19 days in 2018 due to improvements implemented by the Revenue Cycle Operations team. These improvements specifically targeted decreasing denials and avoidable write-offs, as well as placed intense focus on timely filing, timely appeal, authorization, eligibility write-offs, and continued focus to resolve old accounts receivable.

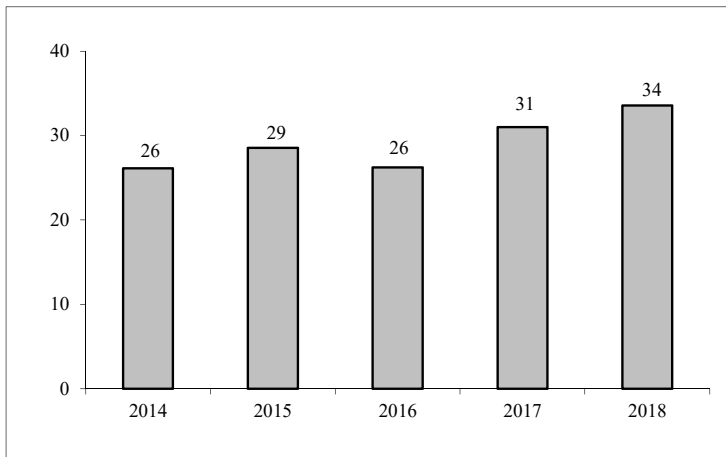
**Appendix F - Key Hospital Operating Factors
The University of Texas Health Science Center at Houston**

Annual Operating Margin Ratio



The decrease in the annual operating margin ratio from 1.6% for 2017 to 0.1% for 2018 was attributable to increased overtime and locum tenens expense resulting from high turnover and vacancy rates in clinical staff and faculty.

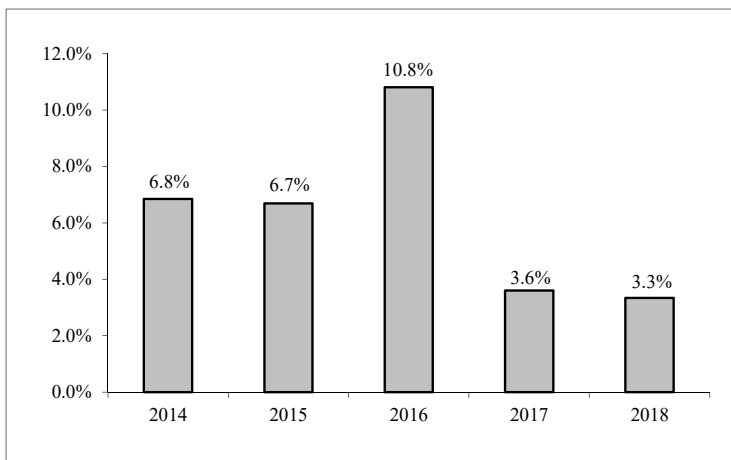
Net Accounts Receivable (in days)



Net accounts receivable in days has remained fairly constant over the last five years. Continuous monitoring and improvement of the hospital's billing and collection processes, including management of denials, timely identification of patients who qualify for indigent status, and timely recognition of patient bad debts help to maintain a relatively low net days in accounts receivable.

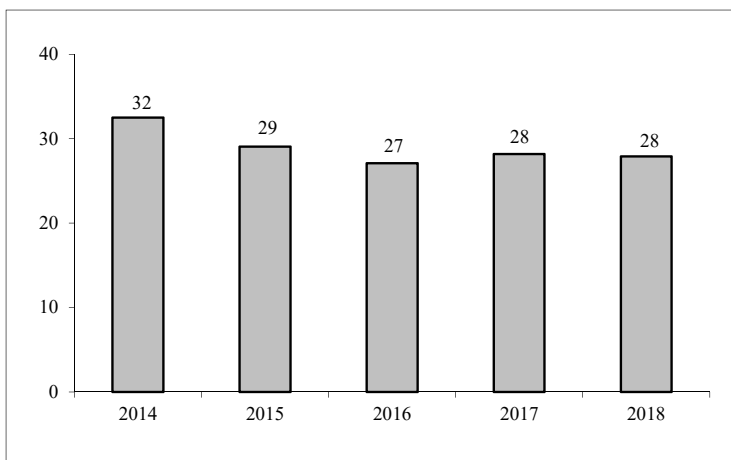
Appendix F - Key MSRDP & NPHC Operating Factors
The University of Texas Health Science Center at Houston

Annual Operating Margin Ratio



The annual operating margin ratio decreased slightly from 3.6% for 2017 to 3.3% for 2018 mainly due to continued maturation of a number of clinical projects implemented under UTHSC-Houston's Healthcare Transformation Initiatives (HTI) largely funded through the Delivery System Reform Incentive Program (DSRIP) associated with the Medicaid Section 1115 Demonstration and the Network Access Improvement Program. Steps to decrease expenses in various areas helped to prevent a large decline in the annual operating margin ratio from 2017. For instance, the DSRIP margin decreased from a loss of \$15.4 million in 2017 to a loss of \$18.8 million in 2018, exclusive of related professional fee revenue. In addition to the diminishing margin associated with the HTI programs, uncompensated care (UC) funding again decreased in 2018 due to the overall reduction in the 1115 Waiver's UC pool and an increase in participants.

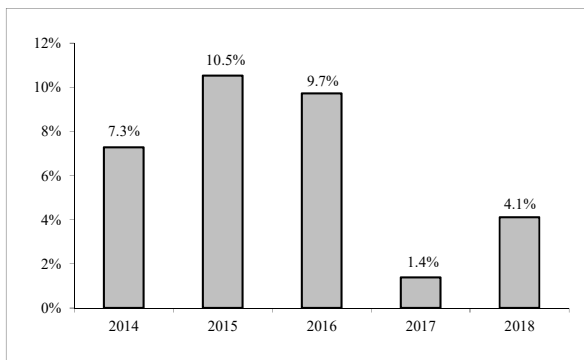
Net Accounts Receivable (in days)



Net accounts receivable in days remained unchanged at 28 days in 2018. The physician practice plan continued to be heavily focused on improving the revenue cycle. Much of the focus during 2018 was on the following: consolidating accounts receivable follow-up activities into a central team to cut costs and improve processes; consolidating a significant portion of the insurance verification to decrease eligibility denials/improve related processes; consolidating coding for several clinical departments to resolve unbilled charges; improving collection of data at the time of service to increase payments at that time; and upgrading workflows to provide timely and pertinent information to the appropriate parties.

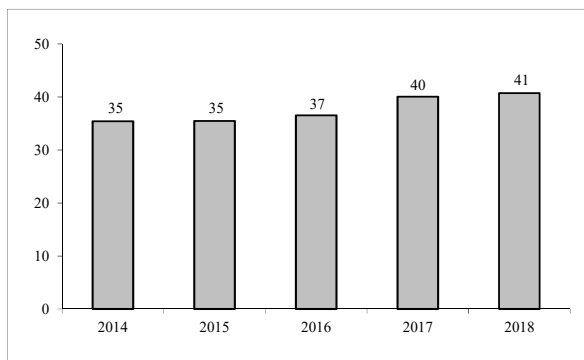
Appendix F - Key MSRDP & NPHC Operating Factors
The University of Texas Health Science Center at San Antonio

Annual Operating Margin Ratio



The annual operating margin ratio comprises all medical clinical operations, including patient activities provided through the Cancer Center. The increase in the annual operating margin ratio was largely attributable to Delivery System Reform Incentive Payment (DSRIP) activities associated with the Medicaid Section 1115 Demonstration. South Texas DSRIP activities experienced a \$12.7 million increase of net revenues over expenses from the prior year, while San Antonio DSRIP activities increased by \$3.4 million from the prior year. Although focus continues on strategic initiatives targeted at productivity standards and process improvements to enhance clinical performance, non-DSRIP activities experienced \$5.1 million less of net revenues over expenses from the prior year due to investments associated with the expansion of primary and cancer care, quality and population health strategies, clinical research across medicine, cancer and Alzheimer's, and recruitment efforts in nephrology, diabetes, and cancer. Non-DSRIP operating revenues increased by \$32.8 million over the prior year due to increased net patient fees for service revenue as a result of fully operational UT Health Physician sites including the Cancer Center, Hill Country, and Medical Arts and Research Center, and enhanced clinical contracts with University Health System. Non-DSRIP operating expenses increased by \$37.8 million over the prior year due to staffing increases to support the growth in service contracts and patient volumes, service delivery improvement costs associated with the M. D. Anderson and Cancer Center affiliation, and the expansion of primary care. UTHSC-San Antonio remains committed to reinvesting incremental operating revenues towards recruitment efforts, addressing faculty compensation issues, streamlining billing operations and patient services, and enhancing an infrastructure necessary to meet the goals and challenges of healthcare reform.

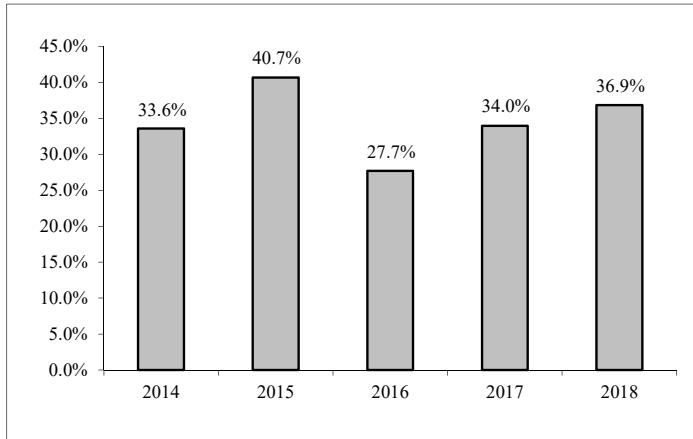
Net Accounts Receivable (in days)



The increase in days outstanding of net receivables was primarily the result of increased patient volumes and the mid-year integration of the oncology module, Beacon, into our electronic medical records system (EPIC), which temporarily disrupted collections activity. Additionally, UTHSC-San Antonio's commercial payors, who are more likely to deny claims than other payors, grew by 3.0% over the prior year resulting in collection delays as more of the cost became the patient's responsibility after insurance. Mitigating the increase in days outstanding was a policy change to the Dunning Cycle which became effective in March of 2018, and decreased delinquency notices from four to three statements before submitting accounts to a more effective third party collection agency (ACSI).

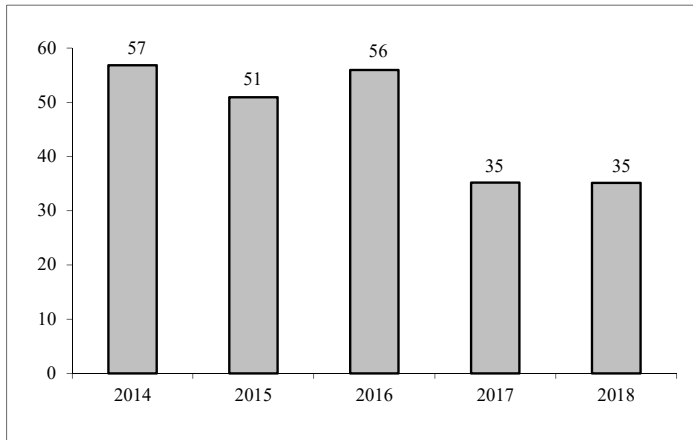
Appendix F - Key Hospital Operating Factors
The University of Texas M. D. Anderson Cancer Center

Annual Operating Margin Ratio



The annual operating margin ratio increased from 34.0% for 2017 to 36.9% for 2018 as a result of improved net patient revenue driven by increased clinical volumes. In addition, M. D. Anderson continued to manage personnel and non-personnel costs throughout the year.

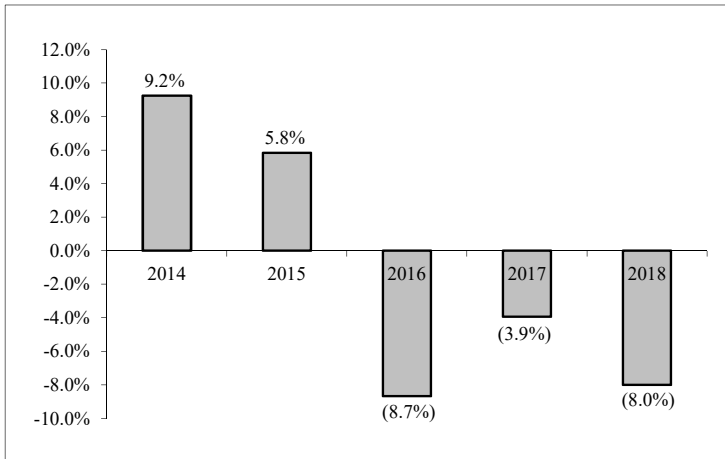
Net Accounts Receivable (in days)



Net accounts receivable in days remained at 35 days in 2018 as a result of efficiencies gained from the electronic health record system.

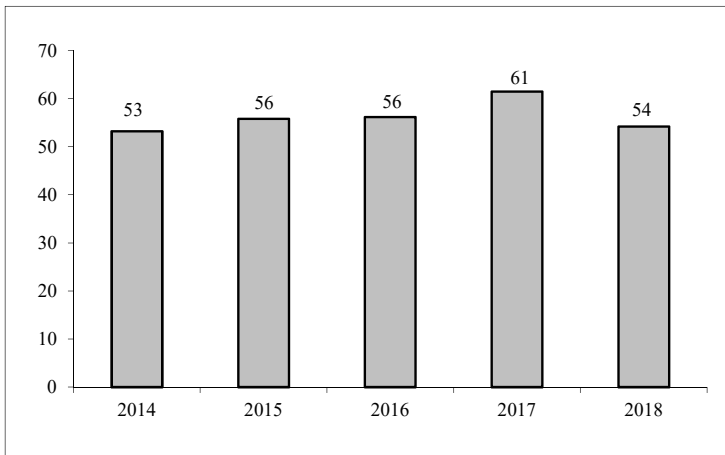
**Appendix F - Key MSRDP & NPHC Operating Factors
The University of Texas M. D. Anderson Cancer Center**

Annual Operating Margin Ratio



The annual operating margin ratio decreased from (3.9%) for 2017 to (8.0%) for 2018 as a result of a combination of factors. Gross patient charges grew by 5.0% while deductions to gross patient charges increased by 9.0% primarily due to an accounts receivable year-end adjustment. Expenses were also higher due to incentive programs paid out at the maximum based upon institutional year-end performance.

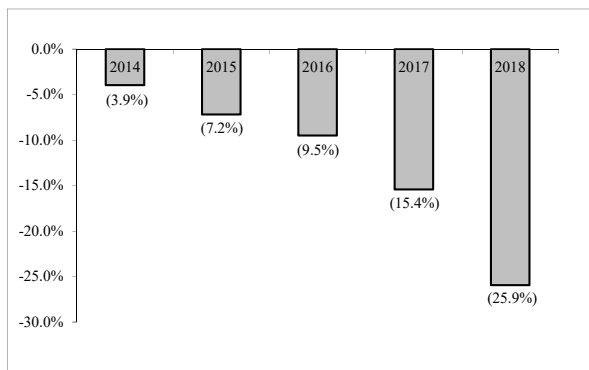
Net Accounts Receivable (in days)



Days in net accounts receivable decreased from 61 days in 2017 to 54 days in 2018 due to continued improvements in the business office operations, an accounts receivable year-end adjustment, efficiencies gained with the implementation of the electronic health record system, and record cash collections for 2018.

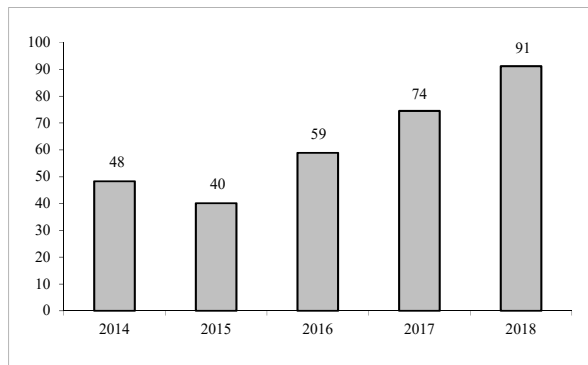
Appendix F - Key Hospital Operating Factors
The University of Texas Health Science Center at Tyler

Annual Operating Margin Ratio



The annual operating margin ratio decreased from (15.4%) for 2017 to (25.9%) for 2018 as operating revenues declined by \$1.3 million, while operating expenses increased by \$11.6 million. The decrease in operating revenues was largely attributable to the consolidation and transfer of some inpatient service lines to the UT Health East Texas Tyler facility to accomplish staff efficiencies and other cost savings. Lower retail pharmacy revenue in 2018 associated with maturity of the Hepatitis C treatment protocols in comparison to 2017 also contributed to the decrease in operating revenues. The increase in operating expenses was largely attributable to increased salaries and wages and payroll related costs as a result of a larger employee base in the earlier part of the year, as well as an increase in expenses for medical supplies primarily associated with cancer-related pharmaceuticals. UTHSC-Tyler also incurred approximately \$10.9 million in one-time consulting, legal, and workforce restructuring costs in 2018, in combination with entrance into the UT Health East Texas joint venture, which is expected to be a key driver to restored profitability during 2019.

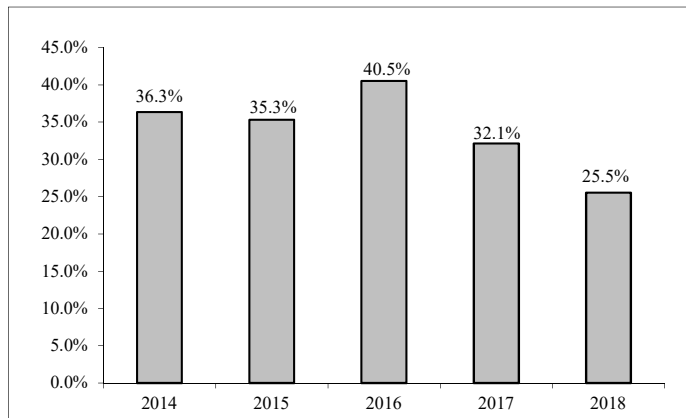
Net Accounts Receivable (in days)



Net accounts receivable increased by 17 days from 2017 to 2018 due to higher percentages of outstanding accounts receivable balances for key payor segments relative to total accounts receivable. This effect was particularly noticeable in the areas of Medicare and Medicaid managed care, with their corresponding billing complexities, as well as in the area of self-pay balances. The overall collection rate and rate of bad debt expense was also negatively affected by a greater percentage of self-pay balances than in prior years as the health care insurance marketplace continues to shift to plans with higher deductibles and coinsurance percentages. The increase in net accounts receivable was also affected by the ever-increasing complexities of hospital inpatient and outpatient coding, billing, and prior authorization requirements, as well as staff turnover and patient EMR and financial systems that require continued investment for optimization. During 2018 UTHSC-Tyler entered into a joint venture arrangement, UT Health East Texas, with the clinical enterprise now being part of a ten hospital system. Entrance into this joint venture brings both revenue cycle management expertise and economies of scale to the table in an effort to reverse this trend.

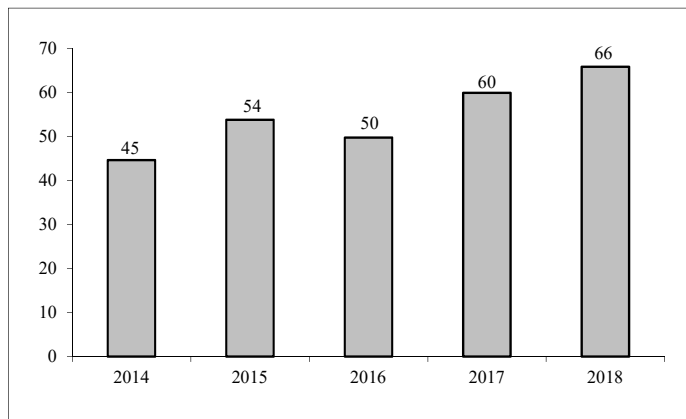
**Appendix F - Key MSRDP & NPHC Operating Factors
The University of Texas Health Science Center at Tyler**

Annual Operating Margin Ratio



The annual operating margin ratio remained positive due to revenue of \$19.6 million received from the Delivery System Reform Incentive Payment (DSRIP) program in 2018. However, the DSRIP revenue received in 2018 was \$1.4 million lower than the DSRIP revenue of \$21.0 million received in 2017, contributing to the decline in the annual operating margin ratio from 32.1% to 25.5%. Additionally, net patient clinical revenue decreased between the two years by approximately \$0.8 million (4.4%) due to volume decreases in several areas, mostly related to the consolidation and transfer of some service lines to the UT Health East Texas Tyler facility to accomplish staff efficiencies and other cost savings. Clinical operating expenses decreased by approximately 0.9% from 2017 to 2018 primarily in the areas of clinical staff salaries and benefits associated with the workforce restructuring initiative.

Net Accounts Receivable (in days)



Net accounts receivable increased by 6 days from 2017 to 2018, in part due to a higher percentage of outstanding accounts receivable balances for the Medicare and Medicaid managed care segments relative to total accounts receivable with the corresponding billing complexities, as the health care insurance marketplace continues to shift in this direction. The increase in net accounts receivable was also affected by the ever-increasing complexities of clinic and professional fee coding, billing, and provider referral requirements, as well as staff turnover and patient EMR and financial systems that require continued investment for optimization. During 2018 UTHSC-Tyler entered into a joint venture arrangement, UT Health East Texas, with the clinical enterprise now being part of a ten hospital system. Entrance into this joint venture brings both revenue cycle management expertise and economies of scale to the table in an effort to reverse this trend.

5. **U. T. System Board of Regents: The University of Texas/Texas A&M Investment Management Company (UTIMCO) Update**

REPORT

Mr. Britt Harris, President, Chief Executive Officer, and Chief Investment Officer, will present an update on The University of Texas/Texas A&M Investment Management Company (UTIMCO) using the PowerPoint presentation on the following pages.



The University of Texas/ Texas A&M Investment Management Company

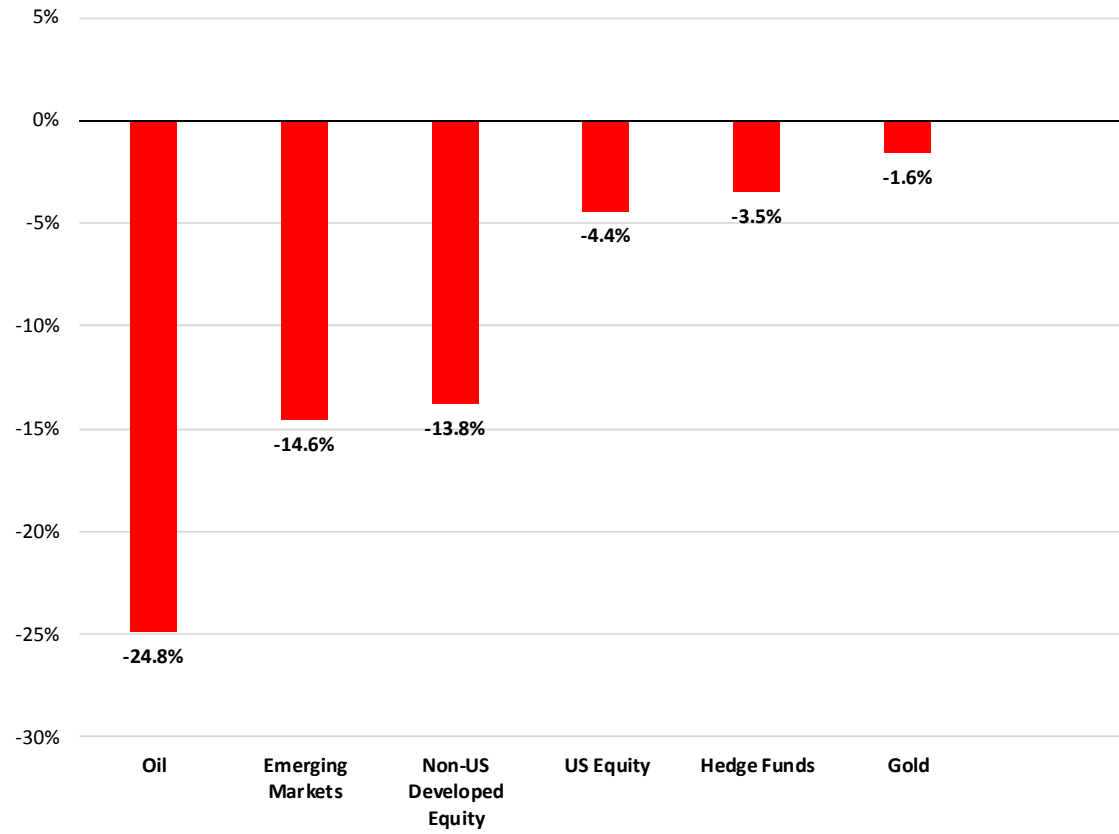
UTIMCO Update

Mr. Britt Harris
President, CEO and Chief Investment Officer

U. T. System Board of Regents' Meeting
Finance and Planning Committee
February 2019

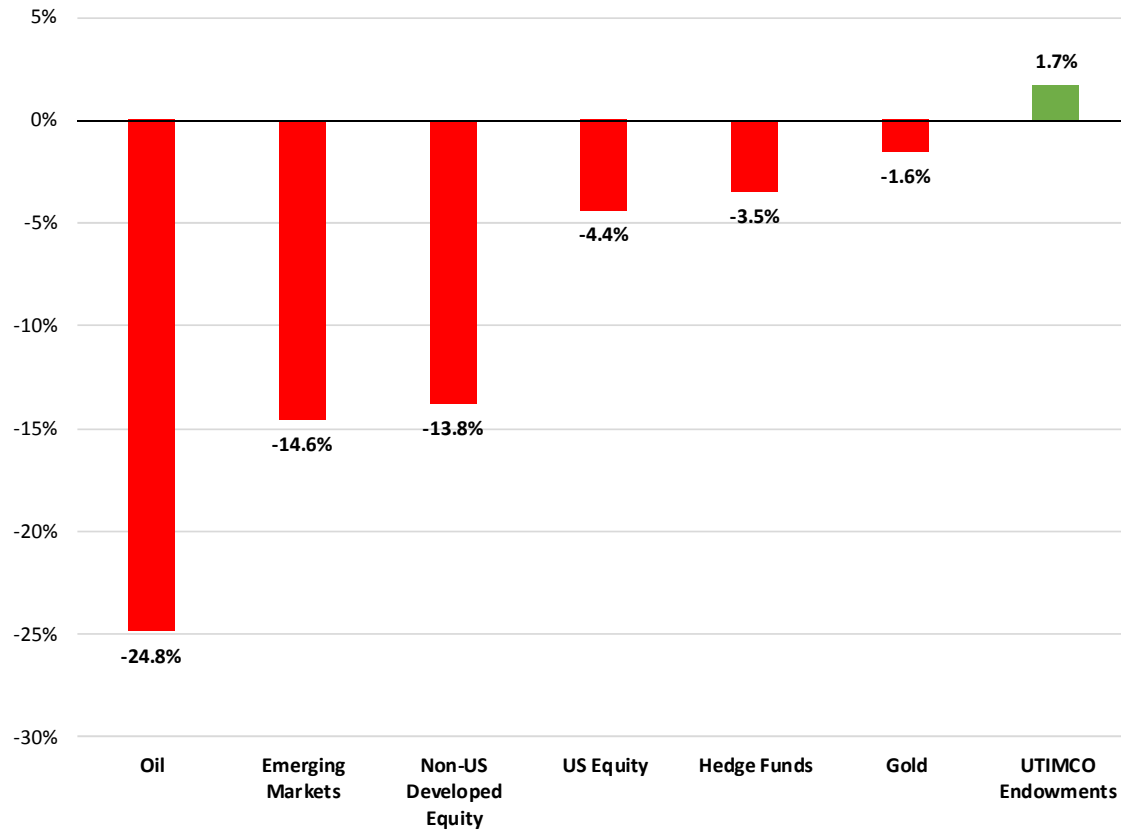


Review of 2018





Review of 2018





Overview of Funds

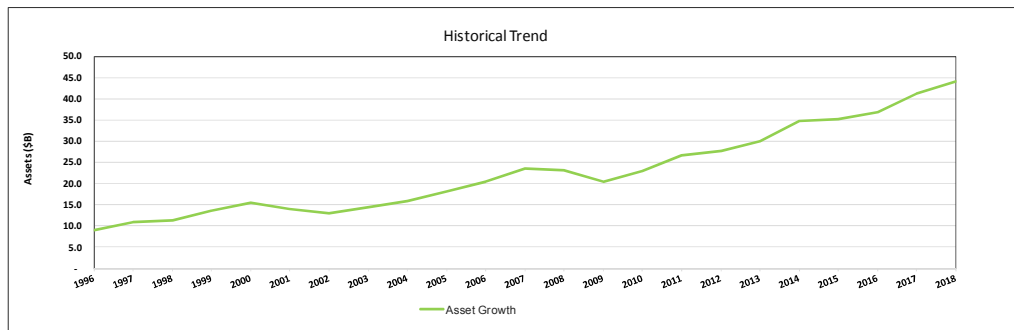
Periods Ending December 31, 2018

Endowment Funds	\$B	Returns					Alpha				
		QTR	1Y	3Y	5Y	10Y	QTR	1Y	3Y	5Y	10Y
PUF	\$ 21.5	(3.40)	1.68	7.63	5.99	8.70	(0.27)	0.11	0.66	0.89	1.45
PHF	\$ 1.1	(3.36)	1.87	7.87	6.13	8.75	(0.23)	0.30	0.90	1.03	1.50
LTF	\$ 9.8	(3.37)	1.87	7.87	6.14	8.76	(0.24)	0.30	0.90	1.04	1.51
Other	\$ 0.2	-	-	-	-	-	-	-	-	-	-
TOTAL	\$ 32.6										

Operating Funds		QTR	1Y	3Y	5Y	10Y	QTR	1Y	3Y	5Y	10Y
ITF	\$ 9.2	(3.89)	(3.25)	4.00	2.42	6.16	0.46	0.96	0.56	0.72	1.54
Debt Proceeds	\$ 0.4	0.59	2.01	1.23	0.79	N/A	0.03	0.14	0.21	0.16	N/A
STF	\$ 1.8	0.58	1.95	1.12	0.70	0.47	0.02	0.08	0.10	0.07	0.09
TOTAL	\$ 11.4										

All Assets	\$	Increase
	\$ 44.0	\$ (1.4)
September 2018	\$ 45.4	\$ 0.8
June 2018	\$ 44.6	\$ 0.3
March 2018	\$ 44.3	\$ 1.1
December 2017	\$ 43.2	

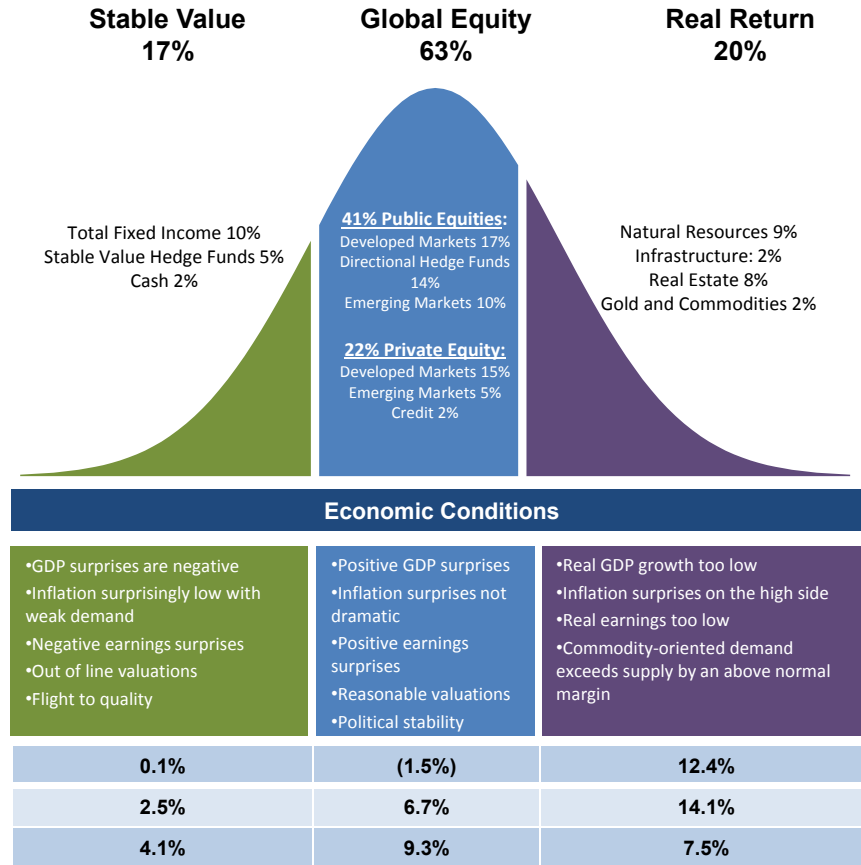
Income & Distributions (\$M)	Projected			
	8/31/2019	8/31/2018	8/31/2017	8/31/2016
PUF Land Contributions	\$ 953	\$ 1,032	\$ 689	\$ 512
PUF Distribution	(1,014)	(887)	(839)	(773)
Net Payout (\$M)	\$ (61)	\$ 145	\$ (150)	\$ (261)





Investment Policy and Current Environment

As of December 31, 2018



Benchmark Returns ¹			
Time Horizon	Stable Value	Global Equity	Real Return
1 Year	-1.3%	-1.1%	11.5%
3 Year	2.6%	6.6%	10.3%
5 Year	1.5%	5.2%	6.8%
7 Year	1.9%	7.0%	7.2%
10 Year	3.3%	7.5%	8.6%

Correlations ¹			
Environment	Stable Value	Global Equity	Real Return
Stable Value	1.00	-0.14	-0.32
Global Equity		1.00	0.64
Real Return			1.00

Economic Conditions			
<ul style="list-style-type: none"> •GDP surprises are negative •Inflation surprisingly low with weak demand •Negative earnings surprises •Out of line valuations •Flight to quality 	<ul style="list-style-type: none"> •Positive GDP surprises •Inflation surprises not dramatic •Positive earnings surprises •Reasonable valuations •Political stability 	<ul style="list-style-type: none"> •Real GDP growth too low •Inflation surprises on the high side •Real earnings too low •Commodity-oriented demand exceeds supply by an above normal margin 	
1 Year	0.1%	(1.5%)	12.4%
3 Years	2.5%	6.7%	14.1%
10 Years	4.1%	9.3%	7.5%

¹ Returns and Correlations reflect quarterly benchmark returns and not actual UTIMCO returns (return data from 2008 – 2018)

* Percentages may not add up due to rounding



2018 Endowment Returns & Diversification

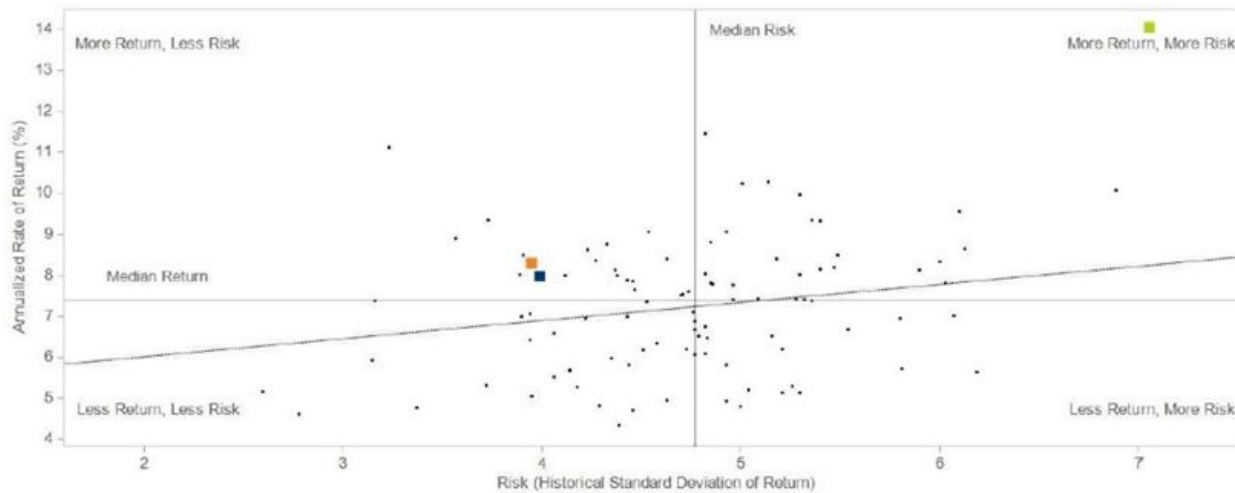
	<i>One Year</i>		
	Returns	Alpha	Allocation
Positive			
Real Estate	21.4%	+8.2%	7.8%
Infrastructure	21.3%	+6.0%	2.1%
Private Equity	15.1%	(-0.0%)	21.3%
Natural Resources	7.8%	(-5.7%)	9.2%
Stable Value Hedge Funds	5.3%	+8.2%	4.8%
Cash	1.9%	+0.1%	1.9%
			<u>47.1%</u>
Negative			
Fixed Income	-1.4%	(-1.2%)	9.7%
Directional Hedge Funds	-1.6%	+2.8%	14.0%
Gold	-1.7%	(-0.1%)	1.7%
Credit Related Fixed Income	-5.9%	(-1.8%)	0.1%
Global Developed Equity	-7.3%	+1.5%	7.9%
US Public Equity	-9.9%	(-4.8%)	6.0%
Emerging Markets Public Equity	-13.3%	+1.3%	10.2%
Non-US Developed Public Equity	-15.3%	(-1.2%)	3.5%
			<u>52.9%</u>
TOTAL UTIMCO			
	1.7%	0.10%	



Risk / Return

PERIOD ENDING SEPTEMBER 30, 2018

For past five years, PUF and GEF have generated more returns for less risk



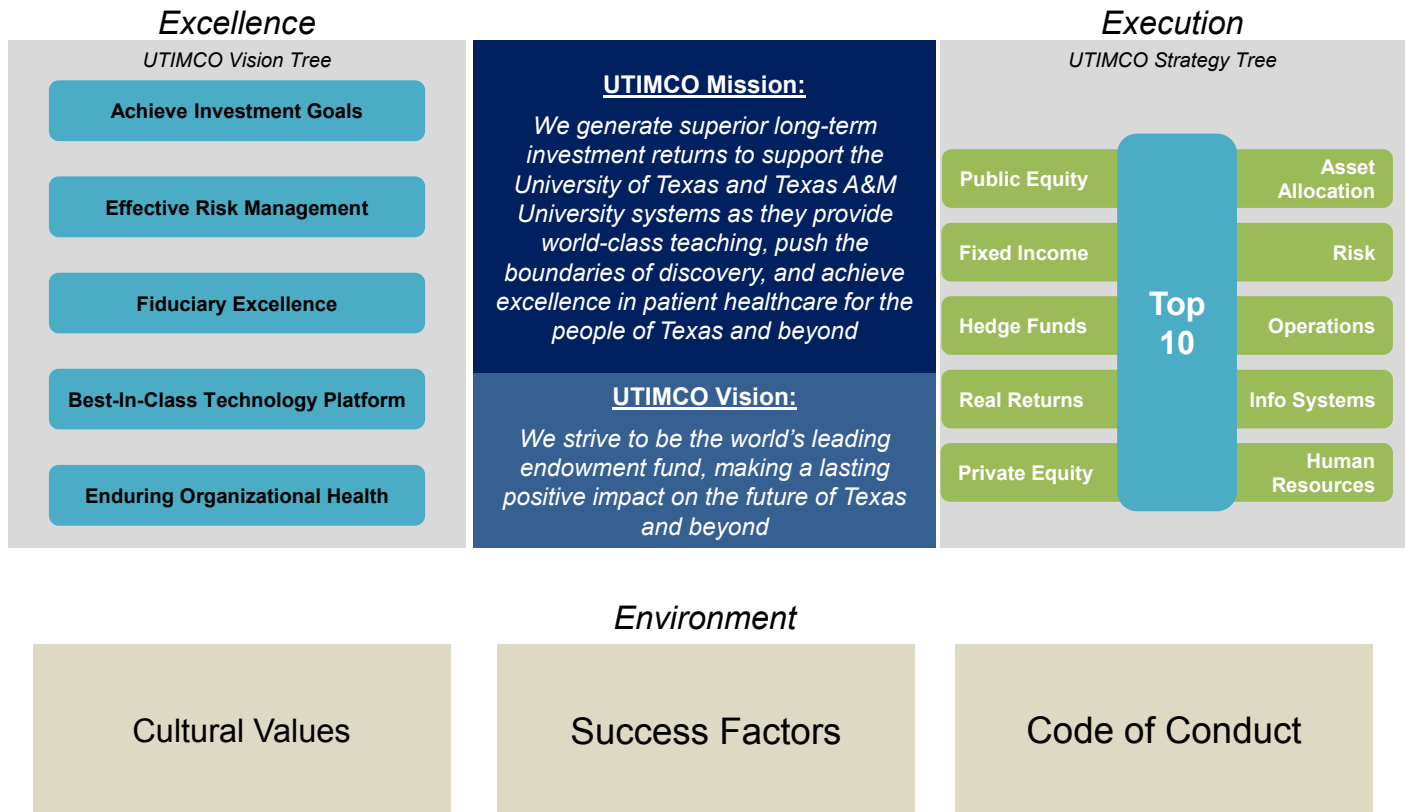
Alpha: 5.15
Beta: 0.44
R-Squared: 0.05

	Risk Value	Risk Rank	Return Value	Return Rank
GEF TOTAL FUND	3.97	84	8.20	26
PUF TOTAL FUND	4.01	83	7.89	36
S&P 500	7.07	1	13.95	1
Median	4.77		7.39	

Source: Wilshire Trust Universe Comparison Services



Total Alignment





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FOR
ACADEMIC AFFAIRS COMMITTEE**

Committee Meeting: 2/26/2019

Board Meeting: 2/26/2019
Austin, Texas

*Ernest Aliseda, Chairman
Paul L. Foster
R. Steven Hicks
Jeffery D. Hildebrand
Janiece Longoria
Rad Weaver*

	Committee Meeting	Board Meeting	Page
Convene	<i>11:00 a.m. Chairman Aliseda</i>		
1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration	<i>11:00 a.m. Discussion</i>	Action	180
2. Approval of preliminary authority to establish the following degree programs	<i>11:01 a.m. Action</i>	Action	
<u>U. T. Dallas:</u>			
a. Doctor of Business Administration	<i>President Benson</i>		181
<u>U. T. Rio Grande Valley:</u>			
b. Doctor of Philosophy in Human Genetics	<i>President Bailey</i>		182
c. Doctor of Nursing Practice			183
d. Doctor of Podiatric Medicine			184
3. Approval to establish the following degree programs	<i>11:07 a.m. Action</i>	Action	
<u>U. T. Rio Grande Valley:</u>			
a. Doctor of Physical Therapy	<i>President Bailey</i>		185
<u>U. T. Tyler:</u>			
b. Doctor of Education (Ed.D.) in School Improvement	<i>President Tidwell</i>		188

	Committee Meeting	Board Meeting	Page
4. Discussion and appropriate action regarding proposed changes to admission criteria for the following degree programs	11:13 a.m. Action	Action	
<u>U. T. Arlington:</u>	<i>President Karbhari</i>		
a. Doctor of Nursing Practice			191
b. Master of Science in Nursing - Nurse Practitioner			194
<u>U. T. Dallas:</u>	<i>President Benson</i>		
c. Master's in Arts, Technology, and Emerging Communication			197
<u>U. T. Permian Basin:</u>	<i>President Woodley</i>		
d. Master of Business Administration			198
<u>U. T. Tyler:</u>	<i>President Tidwell</i>		
e. Master of Accountancy			200
5. U. T. Permian Basin: Discussion and appropriate action regarding proposed revisions to the Mission Statement	11:20 a.m. Action <i>President Woodley</i>	Action	201
6. U. T. Austin: Appropriation of \$7.5 million of Permanent University Funds for a third module of the Joint Library Facility (JLF) in College Station, Texas	11:25 a.m. Action <i>President Fennes</i>	Action	202
Adjourn	11:30 a.m.		

1. **U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration**

RECOMMENDATION

The proposed Consent Agenda items assigned to this Committee are [Items 13 - 46](#).

2a. U. T. Dallas: Approval of preliminary authority for a Doctor of Business Administration degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve

- a. preliminary authority for U. T. Dallas to create a Doctor of Business Administration degree program; and
- b. notification of the proposal to the Texas Higher Education Coordinating Board.

BACKGROUND INFORMATION

U. T. Dallas requests preliminary authority to amass the resources needed to offer a Doctor of Business Administration (DBA). The program will focus on the application of business theory to solve practitioner problems by addressing real-world business issues. The program is intended for students who are interested in practice-based research and applicable knowledge required to analyze and create effective solutions to complex problems likely to be faced in a business environment. Additionally, DBA graduates, like Ph.D. graduates, will be qualified to work in academia or industry. The self-funded program will require 72 semester credit hours (SCH) and students in the program will attend on a part-time basis. Students will take six SCH during each fall, spring, and summer semesters, allowing them to complete the program in four years.

No public institutions of higher education in Texas offer a DBA. Only two private institutions in the state offer the program, University of Dallas in Irving and University of the Incarnate Word in San Antonio.

The proposed program would build on U. T. Dallas's existing Ph.D. in Management Sciences within the Naveen Jindal School of Management. The U. T. Dallas Naveen Jindal School of Management is ranked 15th among public institutions and 37th overall for Best Business Schools by *Bloomberg Businessweek* (2018) and ranked 19th among public institutions and 40th overall by *U.S. News & World Report* (2019 edition).

Once preliminary authority has been approved, U. T. Dallas will submit the full degree program proposal for approval by the U. T. System Board of Regents and the Texas Higher Education Coordinating Board.

2b. U. T. Rio Grande Valley: Approval of preliminary authority for a Doctor of Philosophy in Human Genetics degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve

- a. preliminary authority for U. T. Rio Grande Valley to create a Doctor of Philosophy in Human Genetics degree program; and
- b. notification of the proposal to the Texas Higher Education Coordinating Board.

BACKGROUND INFORMATION

U. T. Rio Grande Valley (UTRGV) requests preliminary authority to amass the resources needed to offer a Doctor of Philosophy (Ph.D.) in Human Genetics. The program will be focused on applications of human genetics to medicine and will encompass training across the breadth of genetics from molecular genetics through computational approaches to analysis. Because of the location of the program in the Rio Grande Valley, there will be a natural focus on research on the diseases and conditions that disproportionately affect minority populations, particularly Hispanics/Mexican Americans.

The proposed program, offered through the School of Medicine, will address a growing need for researchers in human genetics and genomics. The expected growth in need for human biomedical geneticists is substantial, with the primary need for advanced genomic/genetic scientists growing at a rate of nearly 20% per year, particularly in the areas of statistical genetics/genomics, genetic bioinformatics, and computational genetics.

The research expertise of the faculty in the School of Medicine's Department of Human Genetics encompasses the full range of health disparities highly relevant for Texas and for the Rio Grande Valley region.

Once preliminary authority has been approved, UTRGV will submit the full degree program proposal for approval by the U. T. System Board of Regents and the Texas Higher Education Coordinating Board.

2c. U. T. Rio Grande Valley: Approval of preliminary authority for a Doctor of Nursing Practice degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve

- a. preliminary authority for U. T. Rio Grande Valley to create a Doctor of Nursing Practice degree program; and
- b. notification of the proposal to the Texas Higher Education Coordinating Board.

BACKGROUND INFORMATION

U. T. Rio Grande Valley (UTRGV) requests preliminary authority to assemble the resources needed to offer a Doctor of Nursing Practice (DNP) with a focus on interprofessional team building. Graduates of the program would be prepared to take on roles in clinical and administrative leadership, as well as nursing education and research. The University anticipates initial enrollment of a cohort of 15 students. The program would be housed in the UTRGV School of Medicine. Accreditation will be pursued from the Commission on Collegiate Nursing Education.

The job market for advanced practice nurses and postsecondary nursing instructors is very strong nationally and even more so in Texas. It is expected that between 2016 and 2026, the State of Texas will increase its employment of nurse practitioners by nearly 44%, nurse anesthetists by approximately 26%, and postsecondary nursing instructors by approximately 30%. Further, the Texas Workforce Commission determined that seven of the 25 fastest growing industries in Texas are health care related, including the top two (outpatient care centers and home health care services).

There are 13 Doctor of Nursing Practice programs in Texas, but none of them are in the Lower Rio Grande Valley. The closest existing program is located in Corpus Christi, approximately 144 miles from the Edinburg campus of U. T. Rio Grande Valley. There are approximately 280 DNP programs across the country.

Once preliminary authority has been approved, UTRGV will submit the full degree program proposal for approval by the U. T. System Board of Regents and the Texas Higher Education Coordinating Board.

2d. U. T. Rio Grande Valley: Approval of preliminary authority for a Doctor of Podiatric Medicine degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve

- a. preliminary authority for U. T. Rio Grande Valley to create a Doctor of Podiatric Medicine degree program; and
- b. notification of the proposal to the Texas Higher Education Coordinating Board.

BACKGROUND INFORMATION

U. T. Rio Grande Valley (UTRGV) requests preliminary authority to amass the resources needed to offer a Doctor of Podiatric Medicine (DPM). The proposed DPM at UTRGV will prepare students for state licensure and entry into the practice of Podiatry. The institution anticipates enrollment of a cohort of 40 students at full maturity.

The degree program will be structured as a four-year, full-time doctoral curriculum in accordance with, and as required by, the American Association of Colleges of Podiatric Medicine. The DPM will be designed as the only program in the nation to be structured specifically in alignment with an allopathic medical program. The program will utilize new core faculty with expertise in podiatric medicine along with existing faculty at the School of Medicine.

According to the *U.S. News & World Report*, podiatry is ranked 19th among the best health care jobs, 15th for best paying jobs, and 29th among the top 100 best jobs. Currently, Texas ranks 36th in the nation in terms of the patient-to-podiatrist ratio. Nationally, the number of podiatrist jobs is projected to grow by over 10% from 2016-2026. Finally, the Location Quotient (LQ) is an analytic statistic that measures a region's specialty relative to a larger geographic region, e.g., Texas vs. the U.S. An LQ of one means the region and the nation have the same statistical representation of that specialty. The LQ for podiatry in Texas is .59, indicating that the state has a recognized statistical shortage of podiatrists.

Nationwide, there are nine accredited podiatric medicine programs offered by two public and seven private institutions. The Doctor of Podiatric Medicine proposed by UTRGV would be the first such program in Texas.

Once preliminary authority has been approved, UTRGV will submit the full degree program proposal for approval by the U. T. System Board of Regents and the Texas Higher Education Coordinating Board.

3a. U. T. Rio Grande Valley: Approval to establish a Doctor of Physical Therapy degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that authorization, pursuant to the Regents' *Rules and Regulations*, Rule 40307, related to academic program approval standards, be granted to

- a. establish a Doctor of Physical Therapy degree program at U. T. Rio Grande Valley; and
- b. submit the proposal to the Texas Higher Education Coordinating Board for review and appropriate action.

BACKGROUND INFORMATION

Program Description

U. T. Rio Grande Valley proposes to develop a Doctor of Physical Therapy (DPT) professional degree program that prepares students to be eligible for state licensure and entry into the profession as a physical therapist. The DPT program will be an accredited, three-year, full-time program consisting of 113 semester credit hours of didactic, laboratory, and clinical instruction.

Physical therapy is a dynamic profession with an established theoretical and scientific base and widespread clinical application in the restoration, maintenance, and promotion of optimal physical performance. Minority physical therapists are underrepresented in the profession. As a Hispanic-Serving Institution with an almost 90% Hispanic student body, the DPT program will be a major contributor to increasing the diversity of the profession. The ability of the proposed program to attract and educate well-qualified ethnic and diverse students directly supports the mission of the institution and will provide highly trained therapists to help address the unmet physical therapy needs in the Rio Grande Valley.

The DPT program will draw on collaborations within existing programs at U. T. Rio Grande Valley such as occupational therapy, communications disorders, medicine, physician assistant studies, nursing, pharmacy, social work, and health and human performance to educate therapists in an interprofessional team setting.

Need and Student Demand

The demand for physical therapy services has outpaced the supply of physical therapists in the United States, Texas, and especially South Texas. Shortages are expected to increase for all 50 states through 2030 with the largest shortages projected for states in the south and west. The U.S. Bureau of Labor Statistics (BLS) projects a much higher than average increase in the number of physical therapists positions needing to be filled. Between 2016-2026, the BLS projects a 28% increase in the number of physical therapist positions in the U.S. In Texas, the number of physical therapist positions will increase by 31% during the same 10-year period. The Texas Workforce Commission projects 5,025 more physical therapy positions during that time.

The State of Texas currently has a grade of C from Health Carousel for lacking these key professionals and is expected to move into the F range by 2020. In the Rio Grande Valley, hospitals, home health agencies, and nursing homes are advertising for physical therapists, offering bonuses, and paying well above the national average. Due to the shortage, physical therapist salaries are 11% higher in the Rio Grande Valley compared to the national average.

Historically, students from the Rio Grande Valley seeking a doctoral degree in physical therapy travel to other regions of Texas for their education. The closest program is in San Antonio, over 250 miles away. Anecdotal evidence suggests many of the students from the Rio Grande Valley end up returning to the Rio Grande Valley as their site of preference for their clinical rotations. Lastly, many of these Doctor of Physical Therapy graduates end up staying in the Rio Grande Valley to establish their careers.

An average class size of 40 students is within the common range of class sizes in physical therapy programs across the nation. The cumulative headcount and full-time student equivalents (FTSE) for the proposed program were determined from the average number of candidates enrolled per cohort in other programs in Texas. Based on statistical data from U. T. Rio Grande Valley's M.S. in Occupational Therapy, the rate of attrition is estimated to be 5% or less. A loss of 1-2 students per cohort is predicted.

Enrollment Projections

	Year 1	Year 2	Year 3	Year 4	Year 5
White	10	10	10	10	10
African American	2	2	2	2	2
Hispanic	25	25	25	25	25
International	2	2	2	2	2
Other	1	1	1	1	1
Cumulative Headcount	40	79	118	157	197
FTSE	40	79	118	157	197
Attrition	1	1	1	0	0
Graduates	0	0	36	37	37

Program Quality

The program is projected to require a mean of 11 full-time core faculty and one part-time core faculty devoted to its students, including a Program Director, a Director of Clinical Education, and other faculty who report to the Program Director. The program will also have a mean of eight associated/support faculty. The core and associated faculty will together comprise the collective academic faculty resulting in a faculty-to-student ratio of 1:12 and a 1:13 ratio in laboratory experiences. These ratios are in alignment with other DPT programs. The faculty will be a blend of individuals with doctoral preparation and/or clinical specialization sufficient to meet the program goals and expected outcomes.

Support for student success will be provided throughout the program. A faculty member will be assigned to each new student in the program as an Academic Advisor and will serve as such throughout the duration of the program. Academic Advisors' responsibilities will include

counseling students regarding academics, clinical performance, professional behavior, and portfolio development. Advising will be aligned with guidelines and recommendations promulgated by the Commission on Accreditation in Physical Therapy Education (CAPTE).

The core faculty have not been hired at this time but will be hired immediately after the approval and hiring of a DPT Program Director. The search for a Program Director is currently underway.

Revenue and Expenses

Expenses	5-Year Total
<i>Faculty</i>	
Salaries	\$ 6,098,687
Benefits	\$ 1,829,606
<i>Graduate Students</i>	
GRA Salaries	\$ 125,000
<i>Staff & Administration</i>	
Administrative Staff Salaries	\$ 398,186
Staff Benefits	\$ 119,586
<i>Other Expenses</i>	
Program Operating Expenses	\$ 59,000
Supplies and Materials	\$ 420,000
Library Resources	\$ 50,000
Equipment	\$ 830,000
Facilities	\$ 650,000
Marketing and Recruitment	\$ 35,000
Travel Costs	\$ 125,000
Accreditation Fees	\$ 42,000
Clinical Site Costs	\$ 180,000
Total Expenses	\$ 10,962,065

Revenue	5-Year Total
<i>From Student Enrollment</i>	
Formula Funding	\$ 3,179,936
Tuition and Fees	\$ 7,940,716
<i>From Institutional Funds</i>	
Reallocation of Existing Faculty Salaries	\$ 3,914,106
Total Revenue	\$ 15,034,758

Coordinating Board Criteria

The proposed program meets all applicable Coordinating Board criteria for new doctoral degree programs.

3b. U. T. Tyler: Approval to establish a Doctor of Education (Ed.D.) degree program in School Improvement

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that authorization, pursuant to the Regent's *Rules and Regulations*, Rule 40307, related to academic program approval standards, be granted to

- a. establish a Doctor of Education (Ed.D.) degree program in School Improvement at U. T. Tyler; and
- b. submit the proposal to the Texas Higher Education Coordinating Board for review and appropriate action.

BACKGROUND INFORMATION

Program Description

The College of Education and Psychology at U. T. Tyler proposes a 60 semester credit hour (SCH) Ed.D. program in School Improvement with the intent to develop educational leaders who have the skills to identify education deficiencies and effectively and efficiently develop innovative action plans that result in school improvement. The program objectives will include the development of school leaders' awareness of the needs of diverse student populations and the impact their needs have on the school improvement process. The proposed program will be primarily online with opportunities for face-to-face seminars to facilitate collaboration and provide support for successful, timely completion of the program.

Need and Student Demand

In 2018, the Texas Education Agency released the first accountability scores for districts using the new A-F Accountability System. The preliminary ratings released in 2017 had two-thirds of the districts scoring C or below. The 2018 ratings were a little higher due to adjustments designed to limit the impact of socioeconomic factors. The 2018 results indicate that 39% of districts scored a C or below.

For decades, research has indicated that students' socioeconomic status is the most important factor in student learning and achievement. Texas schools are not an anomaly, and research has shown that low-performing schools are disproportionately located in areas with a high number of diverse students, which includes those from ethnic minority groups and economically disadvantaged backgrounds. This suggests the need for strategic planning and organizational change to address the influences of these diverse backgrounds in considering low student achievement.

The need for an Ed.D. in School Improvement extends beyond student academic achievement. The workforce will demand well-educated school leaders with the skills to impact student achievement. The Texas Workforce Commission identified educational administration and instructional coordination among the fastest-growing occupations requiring graduate degrees.

The Commission projected an increase of 257,560 employment opportunities in educational services from 2014-2024. Over 185,000 (74%) of those jobs will be in elementary and secondary public and private schools. Elementary and secondary schools will add the second highest number of jobs in the state when compared to other industries.

The number of doctoral programs focused on factors connected to school improvement initiatives is scarce. Only five school improvement doctoral programs exist across the country, with one in Texas. The Texas State University Ph.D. in School Improvement, a face-to-face program, receives approximately 30 applications each year and admits 33-50% of the applicants. Of the students who earned their Ph.D. from Texas State University from 2014-2017, 93% were employed within one year of graduation. The only other online doctoral program in School Improvement in the United States is at the University of West Georgia. That program receives approximately 300 applications annually and admits less than 10%.

The U. T. Tyler Ed.D. in School Improvement will admit cohorts of 25 students a year with an estimated completion time of four years. Starting in Year Four, there will be 100 students in the program annually. U. T. Tyler will make every effort to recruit doctoral students from diverse groups to match the demographics of the student population in Texas schools.

Program Quality

The College of Education and Psychology has faculty with experience in a broad scope of educational settings. The core faculty of the proposed program have a combined 134 years of experience in higher education. Over the last five years, they have published over 70 refereed papers, 31 book chapters, and 11 books, and have secured over \$132 million in external grant funds. All eight core faculty members have served on dissertation committees and three have served as chairs. Several have led doctoral committees at Carnegie Research One institutions in Florida and Iowa as well as at Research Two institutions in Idaho, Illinois, and Oklahoma. Two of the faculty are endowed chairs and have national reputations in their respective areas of literacy and Science, Technology, Engineering and Mathematics (STEM) education.

One unique aspect of the program is that all tenure-track faculty in the School of Education within the College of Education and Technology could contribute to the program as supporting faculty. While six faculty members are listed in the proposal as support faculty, an additional seven faculty members have doctoral degrees and could also serve within the program. This will allow each faculty support member to be mentored by core faculty and acquire the experience that will allow them to direct dissertations in the future; thus, leveraging the faculty resources of the College and serving more students in the program. To reassign senior faculty members who have experience working with doctoral students, funds have been budgeted to hire two new assistant professors. One new assistant professor will replace a core faculty member who will be reassigned, and a second assistant professor with a terminal degree in school improvement will be hired.

Currently, the School of Education is participating in the U. T. System PreK-12 School Turnaround Partnership, which enables the faculty to work with chronically underperforming campuses. Through this initiative, the School of Education has begun to develop a rich research base of theoretical models and applied strategies that impact student achievement.

Revenue and Expenses

Expenses	5-Year Total
<i>Faculty</i>	
Salaries	\$ 690,000
Benefits	\$ 193,200
<i>Graduate Students</i>	
TA Salaries	0
TA Benefits	0
GRA Salaries	0
GRA Benefits	0
<i>Staff & Administration</i>	
Graduate Coordinator Salary	N/A
Administrative Staff Salaries	\$ 175,895
Staff Benefits	\$ 49,250
<i>Other Expenses</i>	
Supplies and materials	10,000
Total Expenses	\$1,118,345

Revenue	5-Year Total
<i>From Student Enrollment</i>	
Formula Funding	\$1,674,750
Tuition and Fees	\$2,689,450
<i>From Institutional Funds</i>	
	0
<i>From Grant Funds</i>	
	0
<i>From Other Revenue Sources</i>	
	0
Total Revenue	\$4,364,200

Coordinating Board Criteria

The proposed program meets all applicable Coordinating Board criteria for new doctoral degree programs.

4a. U. T. Arlington: Discussion and appropriate action regarding proposed changes to admission criteria for the Doctor of Nursing Practice degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Doctor of Nursing Practice degree program at U. T. Arlington as described below.

Summary of Changes to Admission Criteria

U. T. Arlington is proposing three changes to its admissions criteria for its Doctor of Nursing Practice degree program:

1. U. T. Arlington currently admits two types of students into its Doctor of Nursing Practice (DNP) degree program: certified Advanced Practice Registered Nurses (APRNs), and master's-prepared nurses who are not certified APRNs. Currently, as a condition of admittance to its DNP degree program, U. T. Arlington requires APRN applicants to be licensed to practice in the State of Texas. The amendment being proposed is to allow licensure to practice in any U.S. state or territory. Student success in the program is not dependent on being licensed in Texas. This change will allow the university to attract non-Texas students to its program.
2. The current GPA requirement for unconditional admission to the program is 3.5 or higher. The program requests approval to consider students for admission on a conditional/probationary basis with GPAs of 3.0 to 3.49. This change will align the DNP admissions standards with that of the Ph.D. in nursing program. Additionally, several other Metroplex-area universities admit students into their DNP programs with GPAs of 3.0 or above, so this change will position U. T. Arlington to compete regionally for high-quality students. All other requirements for probationary admission will be the same as for unconditional admission.
3. Lastly, the program proposes removal of language related to the application of clinical hours completed in a master's program toward the clinical hour requirement in the DNP degree program. This information is not an admissions requirement but rather a program requirement. Therefore, this information would be eliminated from the admissions criteria and moved to the DNP Student Handbook.

Current Admission Criteria	Proposed Admission Criteria
GPA on master's course work or Post-Master's NP or Nursing Administration Certificate 3.5 on a 4.0 scale	<p>GPA on master's course work or Post-Master's NP or Nursing Administration Certificate 3.5 on a 4.0 scale.</p> <p><u>Proposed Unconditional Admission Criteria</u></p> <p><u>GPA on master's course work or Post-Master's NP or Post-Master's Nursing Administration Certificate 3.5 to 4.0 on a 4.0 scale.</u></p> <p><u>Proposed Conditional Admission Criteria:</u></p> <p><u>GPA on master's course work or Post-Master's NP or Post-Master's Nursing Administration Certificate 3.0 to 3.49 on a 4.0 scale.</u></p>
Transcripts	no change
GRE- Waived	no change
The minimum acceptable scores for the Test for English as a Foreign Language (TOEFL) and Test of Spoken English for Teaching Assistants and Research Assistants (TSE-A) comply with the graduate admission requirements for the University as stated in the Graduate Catalog.	no change
Students must complete a graduate level statistics course with a grade of B or higher prior to being admitted to the DNP Program. Students can apply before completing the statistics course, but cannot be admitted to the DNP Program until the course has been completed.	no change
Professional liability insurance. Evaluated by the Associate Dean.	no change
Unencumbered RN license in any U.S. State or Territory.	no change
Current license as an RN in the State of Texas.	Current license as an RN in the State of Texas.
Proficiency in use of computer for word processing, spreadsheet development, and data and text file creation and manipulation	no change

<p>APRNs: Current Board of Nursing certified Advanced Practice Registered Nurse (APRN) in Texas. Board Certified APRNs may count a maximum of 500 clinical hours achieved in their APRN master's program toward the 1000 post-bachelors practice hours. Students will need to submit a copy of active certification during admission as evidence of clinical hours.</p>	<p>APRNs: Current Board of Nursing certified Advanced Practice Registered Nurse (APRN) in Texas. Board Certified APRNs may count a maximum of 500 clinical hours achieved in their APRN master's program toward the 1000 post-bachelors practice hours. Students will need to submit a copy of active certification during admission as evidence of clinical hours.</p> <p><u>APRN applicants: Current national certification by an Advanced Practice Registered Nurse (APRN) certifying board with unencumbered APRN license in any U.S. State or Territory. Students will need to submit a copy of active certification during admission as evidence of clinical hours.</u></p>
<p>Administrators: Current National certification as a Nurse Administrator preferred. Applicants must submit a completed and signed practice/clinical hour verification form with school seal verifying the number of MSN clinical/practice hours completed during the program of study. Students must submit the verification form to or obtain a certified letter on university letterhead from the MSN program at which they completed their MSN program and practice hours.</p>	<p>no change</p>
<p>Administrators: Verification letter from institution of post-baccalaureate practice hours.</p>	<p>no change</p>
<p>Current NP practice or current Nurse Administrator practice.</p>	<p>no change</p>
<p>Current CPR, ACLS, or PALS if required for their Specialty Area</p>	<p>no change</p>
<p>Immunizations required by the College of Nursing.</p>	<p>no change</p>
<p>Clear criminal background check, which satisfies the Dallas/Fort Worth Hospital Council and the Texas Board of Nursing.</p>	<p>no change</p>
<p>Negative drug screen prior to clinical and research activities in health care agencies.</p>	<p>no change</p>
<p>Practice Hours: A minimum of 1000 clinical practice hours are required for the UTA Doctor of Nursing Practice program. Up to 500 clinical/practice hours obtained during the student's MSN program may be applied to the 1000 post-bachelors practice hours.</p>	<p>no change</p>

4b. U. T. Arlington: Discussion and appropriate action regarding proposed changes to admission criteria for the Master of Science in Nursing - Nurse Practitioner degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Master of Science in Nursing - Nurse Practitioner degree program at U. T. Arlington as described below.

Summary of Changes to Admission Criteria

U. T. Arlington currently offers a Master of Science in Nursing-Nurse Practitioner program with seven different population-focused tracks: Adult-Gerontology Acute Care, Adult-Gerontology Primary Care, Family, Family-Psychiatric, Neonatal, Acute Care Pediatric, and Primary Care Pediatric. Currently, admission to any track of the Master of Science in Nursing-Nurse Practitioner program requires two years of registered nursing (RN) experience. U. T. Arlington is proposing to eliminate the requirement of two years of RN experience for the three primary care-focused tracks: Adult-Gerontology Primary Care, Family, and Primary Care Pediatric.

Many schools in Texas and nationally do not require any RN working experience as a condition for admission to their primary care nurse practitioner programs. It is widely accepted in the field that the culmination of education and clinical hours required as part of the undergraduate nursing and graduate nurse practitioner curricula are sufficient to prepare primary care nurse practitioners for practice. Texas Health Resources, a large employer in the Dallas-Fort Worth area only requires an RN license and nurse practitioner experience as a qualification of employment. Further, an analysis of historical admissions data found that the majority of applicants to the primary care-focused nurse practitioner tracks obtained their two years of RN experience in a hospital-based setting. The hospital setting does not prepare an RN to address the needs of the individuals seeking health care in a primary care setting that focuses on health promotion, disease prevention, and management of stable illness.

A review of the literature suggests that RN working experience is not a predictor of success in a graduate nursing program. Undergraduate GPA and performance in undergraduate science courses are important predictors of graduate program success, and those factors will continue to be examined in the admissions process. Therefore, the graduate nursing faculty at U. T. Arlington is proposing to eliminate the requirement of two years of RN working experience for the primary care-focused tracks of the Master of Science in Nursing-Nurse Practitioner program.

Current Unconditional Admission Criteria	Proposed Unconditional Admission Criteria
GPA on last 60 hours of Undergraduate Program (BSN) (as calculated by Graduate Admissions of UTA) 3.0	no change

GRE: Two highest GRE scores will be used in admission process-not required	no change
TSE: Score of 40 or higher or TOEFL: Minimum of 550 on paper-based test, 213 on computer-based test, or 79 on the internet-based test and achieve the following minimum scores on subtests: Writing, 22; Speaking, 21; Reading, 20; and Listening, 16 or IELTS minimum score of 7.0	no change
Two years clinical experience as a Registered Nurse (RN) is required.	Two years clinical experience as a Registered Nurse (RN) is required. <u>Two years clinical experience as a Registered Nurse (RN) is required for the following MSN tracks: Psychiatric Mental Health, Nursing Education and Nursing Administration. No RN work experience is required for the MSN tracks in Adult-Gerontology Primary Care, Family, and Primary Care Pediatric.</u>
For all high-acuity MSN NP Programs, (Acute Care Pediatrics, Neonatal and Adult Gerontology Acute Care), two years clinical experience as an RN in an acute care setting within the previous five (5) years is required. (Evaluated by the Associate Dean and/or designee.)	no change
For the MSN in Nursing Education program, 2 years clinical experience as an RN is required.	For the MSN in Nursing Education program, 2 years clinical experience as an RN is required.
International students are required to have two years RN clinical experience in a United States (or equivalent) health care system.	no change
Current and unencumbered RN License from Texas, a compact state, or other state board of nursing	no change
Neonatal Resuscitation Program (NRP). Required only for the Neonatal Nurse Practitioner Program.	no change
Pediatric Advanced Life Support (PALS). Required only for the Acute Care Pediatric Nurse Practitioner Program; Neonatal NP applicants may complete the NRP (Neonatal Resuscitation Program).	no change
BSN from ACEN or CCNE accredited program. Undergraduate level statistics, minimum grade of "C"	no change
Cardiopulmonary Resuscitation. Required of all programs.	no change

Current Probationary Admission Criteria	Proposed Probationary Admission Criteria
GPA on last 60 hours of Undergraduate Program (BSN) (as calculated by Graduate Admissions of UTA), 2.8-2.99	no change
GRE: Two highest GRE scores will be used in admission process; Verbal: 430 or 1492 or Quantitative: 430 or 141 or Analytical Writing: 3.5 Analytical: 430	no change

4c. U. T. Dallas: Discussion and appropriate action regarding proposed changes to admission criteria for Arts, Technology, and Emerging Communication master's degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Arts, Technology, and Emerging Communication master's degree program at U. T. Dallas as described below.

Summary of Changes to Admission Criteria

The School of Arts, Technology, and Emerging Communication (ATEC) at U. T. Dallas requests approval for additional admissions requirements to its Master of Arts program to be in alignment with its other graduate programs' admission criteria.

ATEC requests that applicants to its Master of Arts program submit (1) a personal statement describing research experience and interests, (2) a curriculum vitae or resume, and (3) an 8-10 page writing sample that demonstrates the best of their research experience.

Current Unconditional Admission Criteria	Proposed Unconditional Admission Criteria
Previous academic degree (B.A. or B.S., M.A. or MFA) in an appropriate field (e.g., art, computer science)	no change
A grade point average of 3.3 or higher (especially in upper-division undergraduate and graduate work)	no change
Three letters of recommendation	no change
	<u>A personal statement describing research experience and interests</u>
	<u>A curriculum vitae or resume</u>
	<u>An 8-10 page writing sample that demonstrates the best of their research experience</u>

4d. U. T. Permian Basin: Discussion and appropriate action regarding proposed changes to admission criteria for the Master of Business Administration degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Master of Business Administration degree program at U. T. Permian Basin as described below.

Summary of Changes to Admission Criteria

The U. T. Permian Basin College of Business requests approval to waive the Graduate Management Admission Test (GMAT) score as a requirement for admission to the Master of Business Administration (MBA) program for those applicants who have seven years of significant managerial experience. In addition, applicants would be required to submit two letters of recommendation, at least one of which is from an immediate supervisor or instructor. If accepted, students will be required to successfully complete a non-credit refresher or prep course from U. T. Permian Basin in statistics, economics, accounting, and finance before entering MBA coursework.

This policy would mirror that of several U. T. institutions. An examination of admission policies reveals that many graduate programs in business have provisions for waiving the GMAT requirement, based upon managerial experience. The refresher course is particularly beneficial for candidates who have not been in a classroom for many years and who can use practice in basic mathematical tools and fundamental business topics.

Current Unconditional Admission Criteria	Proposed Unconditional Admission Criteria
A bachelor's degree from an accredited institution in the United States or proof of equivalent training at a foreign institution	no change
A minimum GPA of 3.0 on a 4-point scale on the last 60 hours of coursework leading to the baccalaureate degree	no change

<p>A satisfactory score on the Graduate Management Admission Test (GMAT)</p>	<p>A satisfactory score on the Graduate Management Admission Test (GMAT).</p> <p><u>The GMAT score may be waived for those applicants who have seven years of significant managerial experience. In addition, applicants must submit two letters of recommendation, at least one of which is from an immediate supervisor or instructor. If accepted, students will be required to successfully complete a non-credit refresher or prep course from U. T. Permian Basin in statistics, economics, accounting, and finance before entering MBA coursework.</u></p>
<p>Adequate subject preparation for the proposed graduate program</p>	<p>no change</p>
<p>A favorable recommendation from the Graduate Admission Committee of the college/school/ department in which the student expects to pursue graduate study, with final approval by the Dean of Graduate Studies</p>	<p>no change</p>

4e. U. T. Tyler: Discussion and appropriate action regarding proposed changes to admission criteria for the Master of Accountancy degree program

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve changes to the criteria for admission to the Master of Accountancy degree program at U. T. Tyler as described below.

Summary of Changes to Admission Criteria

The U. T. Tyler Soules College of Business requests approval to waive the Graduate Management Admission Test (GMAT) score as a requirement for admission to the Master of Accountancy program for those applicants who meet specified professional criteria. The graduate faculty have noted that the GMAT score of applicants is only one predictor of student academic success and should not be a barrier to student enrollment if the student has demonstrated academic achievement and potential in other ways.

An examination of admission policies at U. T. institutions reveals that most master’s programs in accountancy have provisions for waiving the GMAT based on various academic and professional criteria, including those proposed by U. T. Tyler.

Current Unconditional Admission Criteria	Proposed Unconditional Admission Criteria
A baccalaureate degree from a regionally accredited institution	no change
A recommended grade point average of upper-division accounting hours or on the last 60 undergraduate hours equal to or greater than 3.0 on a 4.0 scale	no change
A recommended score of 500 on the Graduate Management Admissions Test (GMAT).	<p>A recommended score of 500 on the Graduate Management Admissions Test (GMAT).</p> <p><u>The GMAT may be waived for applicants meeting one of the following criteria:</u></p> <ul style="list-style-type: none"> a. <u>Holds a Certified Public Accountant (CPA), Chartered Financial Analyst (CFA), or Certified Management Accountant (CMA) license (or official documentation that all parts of the specific exam have been passed) and submits a personal statement; or</u> b. <u>Holds a business, law, or economics graduate degree from an accredited academic institution and submits a personal statement</u>

5. U. T. Permian Basin: Discussion and appropriate action regarding proposed revisions to the Mission Statement

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs and the institutional president that the U. T. System Board of Regents approve proposed revisions to the Mission Statement for U. T. Permian Basin, as set forth below.

BACKGROUND INFORMATION

Each public institution of higher education is required to have a mission statement under *Texas Education Code* Section 51.359. Section 51.352 of the Code, regarding the Responsibility of Governing Boards, requires governing boards to insist on clarity of focus and mission of each institution under its governance. Regents' *Rules and Regulations*, Rule 10402 states that the Academic Affairs Committee or the Health Affairs Committee, as appropriate, must review proposed changes to institutional mission statements.

Approval of this item will also help to ensure compliance with the Southern Association of Colleges and Schools (SACS) requirements regarding the periodic review and approval of each institution's mission statement by its governing board.

The U. T. Permian Basin Mission Statement was last approved on February 12, 2015.

Current Mission Statement

The University of Texas Permian Basin is a general academic university of The University of Texas System. The University of Texas System is committed to pursue high-quality educational opportunities for the enhancement of the human resources of Texas, the nation, and the world through intellectual and personal growth. The mission of The University of Texas Permian Basin is to provide quality education to all qualified students in a supportive in-person and online educational environment; to promote excellence in teaching, research, and service; and to serve as a resource for the intellectual, social, economic, technological advancement, and healthcare of the diverse constituency in Texas and the region.

Proposed Mission Statement

As a regional, comprehensive institution, The University of Texas Permian Basin serves a diverse community of students from the region, the state, and beyond. Through excellence in student-centered teaching, learning, research, and public service, the University cultivates engaged citizens and impacts lives while advancing technology and the public interests of West Texas.

6. U. T. Austin: Appropriation of \$7.5 million of Permanent University Funds for a third module of the Joint Library Facility (JLF) in College Station, Texas

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the appropriation of \$7.5 million of Permanent University Funds (PUF) to U. T. Austin for construction of a third module of the Joint Library Facility (JLF) in College Station, Texas.

BACKGROUND INFORMATION

The U. T. System libraries and The Texas A&M University System libraries maintain a shared library storage facility on the Texas A&M University RELLIS Campus in College Station, which was approved by the U. T. System Board of Regents on August 12, 2010.

The Joint Library Facility (JLF) is a shared library storage facility for the libraries from both Systems. An analysis of data from one year ago showed that JLF has saved 24.25 miles of book shelves. For a sense of the scale, if the books stored there were placed side by side (as if on a shelf), the volumes would wrap around the U. T. Austin campus nine times. The JLF saves the U. T. System and Texas A&M libraries over \$5,000,000 each year.

The first JLF module opened in 2013 and was funded on an approximate 50/50 basis by the U. T. and Texas A&M Systems. The second module, enabling the storage of an additional 1,000,000 volumes, was completed in 2017 and was funded entirely by the Texas A&M University System. JLF was built and designed in such a way that it can support a total of three modules and has the capacity for another 1,000,000 volumes. The U. T. and Texas A&M Systems now support construction of the third and final module at JLF, to be funded entirely by U. T. Austin and with a completion date of January 2021.

The value of JLF is much richer than a simple model of cost-effective, high-density storage because JLF is based on a "resource in common" (RIC) model. Under RIC, if a library identifies a volume for deposit in JLF and discovers it is already in the JLF collection, the library does not deposit a second copy, but instead claims the deposited volume as a "resource in common." By formal agreement and policy, that JLF volume is now a mutually owned volume and the second copy may be withdrawn and moved as appropriate. RIC volumes may be owned by as many libraries that claim them, so the savings are cumulative. A volume designated as RIC is permanent. The volume cannot be removed without the agreement of all libraries that claim ownership.



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Austin, Texas

*Paul L. Foster, Chairman
Ernest Aliseda
David J. Beck
R. Steven Hicks
Jeffery D. Hildebrand
Janiece Longoria*

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Convene	11:30 a.m. <i>Chairman Foster</i>		
1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration	11:30 a.m. Discussion	Action	204
Adjourn	11:40 a.m.		

1. **U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration**

RECOMMENDATION

The proposed Consent Agenda items assigned to this Committee are [Items 47 - 63](#).



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FOR
FACILITIES PLANNING AND CONSTRUCTION
COMMITTEE**

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Board Meeting: 2/26/2019
Austin, Texas

R. Steven Hicks, Chairman
Ernest Aliseda
David J. Beck
Jeffery D. Hildebrand
Janiece Longoria
Rad Weaver

	Committee Meeting	Board Meeting	Page
Convene	<i>10:30 a.m.</i> <i>Chairman Hicks</i>		
1. U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration	<i>10:30 a.m.</i> Discussion	Action	206
<u>Addition to the CIP</u>			
2. U. T. San Antonio: Guadalupe Hall - Amendment of the current Capital Improvement Program to include project	<i>10:31 a.m.</i> Action <i>President Eighmy</i>	Action	207
<u>Design Development Approval</u>			
3. U. T. Austin: Applied Research Laboratories New Office Building - Approval of design development; appropriation of funds and authorization of expenditure; and resolution regarding parity debt	<i>10:40 a.m.</i> Action <i>President Ferves</i>	Action	210
<u>Modification to the CIP</u>			
4. U. T. Health Science Center - San Antonio: Relocate the Barshop Institute - Amendment of the current Capital Improvement Program to increase total project cost; appropriation of funds and authorization of expenditure; and resolution regarding parity debt	<i>10:50 a.m.</i> Action <i>Mr. O'Donnell</i>	Action	214
Adjourn	<i>11:00 a.m.</i>		

1. **U. T. System Board of Regents: Discussion and appropriate action regarding Consent Agenda items, if any, assigned for Committee consideration**

RECOMMENDATION

No [Consent Agenda](#) items are assigned for review by this Committee.

2. U. T. San Antonio: Guadalupe Hall - Amendment of the current Capital Improvement Program to include project

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents amend the current Capital Improvement Program (CIP) to include the Guadalupe Hall project at The University of Texas at San Antonio.

BACKGROUND INFORMATION

Previous Actions

On March 14, 2018, the Chancellor approved this project for Definition Phase.

Project Description

Planned with student success in mind, this freshman residence hall will feature a variety of common spaces for study and community-building activities, will include a full-service coffee shop that will serve the larger on-campus residential district, and will be in close proximity to dining facilities and the campus academic core. Designed to facilitate meaningful interactions that build community and foster connections, the new residence hall will offer double-bed units configured in pods around shared community spaces, adding a total of 372 beds.

This proposed project has been approved by U. T. System staff and meets the criteria for inclusion in the CIP. Approval of design development plans and authorization of expenditure of funding will be presented to the Board for approval at a later date.

**The University of Texas at San Antonio
Guadalupe Hall**

Project Information

Project Number	401-1173
CIP Project Type	New Construction
Facility Type	Housing, Dormitory
Management Type	Office of Facilities Planning and Construction
Institution's Project Advocate	Kevin Price, Senior Associate Vice President for Student Affairs
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	101,351
Beds Added this Project	372

Project Funding

Revenue Financing System Bond Proceeds ¹	<u>Proposed</u> \$38,600,000
Designated Funds	<u>5,000,000</u>
Total Project Cost	\$43,600,000

¹ RFS to be repaid from future rental income

Project Cost Detail

Building Cost	\$30,892,228
Fixed Equipment	-
Site Development	2,581,457
Furniture and Moveable Equipment	850,000
Institutionally Managed Work	700,000
Architectural/Design Services	2,537,000
Project Management Fees	1,313,960
Insurance	710,792
Other Professional Fees	1,437,500
Project Contingency	2,547,063
Other Costs	<u>30,000</u>
Total Project Cost	\$43,600,000

Building Cost per Bed Benchmarks (escalated to midpoint of construction)

Guadalupe Hall	\$ 83,044		
College Planning and Management National Average, Residence	\$101,110		
	Low Quartile	Median	High Quartile
Other U. T. System Projects	\$77,742	\$96,135	\$122,945
Other National Projects	\$72,229	\$91,645	\$121,597

The University of Texas at San Antonio
Guadalupe Hall
(continued)

Investment Metric

- Increase available student housing by 372 beds in support of achieving goal of 5,300 beds by 2021

Project Planning

Definition Phase Completed	Yes
Owner's Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

Project Milestones

Definition Phase Approval	March 2018
Addition to CIP	February 2019
Design Development Approval	May 2019
Construction Notice to Proceed	August 2019
Substantial Completion	June 2021

Student Housing Statistics

Waiting list for on-campus housing last semester	521
Total number of beds added in this project	372
Units to be demolished in this project	0
Total number of beds on campus after completion	4,482

Basis of Design

The planned building life expectancy includes the following elements:

Enclosure: 50 years
Building Systems: 25 years
Interior Construction: 25 years

3. **U. T. Austin: Applied Research Laboratories New Office Building - Approval of design development; appropriation of funds and authorization of expenditure; and resolution regarding parity debt**

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendations for the Applied Research Laboratories New Office Building project at The University of Texas at Austin as follows:

- a. approve design development plans;
- b. appropriate funds and authorize expenditure of \$40,400,000 with funding from Revenue Financing System (RFS) Bond Proceeds; and
- c. resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System Revenue Financing System that parity debt shall be issued to pay the project's cost, including any costs prior to the issuance of such parity debt; sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the Master Resolution to satisfy the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System; and U. T. Austin, which is a "Member" as such term is used in the Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of tax-exempt parity debt in the aggregate amount of \$40,400,000.

BACKGROUND INFORMATION

Debt Service

The \$40,400,000 in RFS debt will be repaid from research contracts with the federal government. Annual debt service on the \$40,400,000 in RFS debt is expected to be \$2.4 million. The institution's debt service coverage is expected to be at least 2.4 times and average 2.9 times over FY 2019-2024.

Previous Actions

On January 9, 2018, the Chancellor approved this project for Definition Phase. On November 15, 2018, the project was included in the CIP with a total cost of \$40,400,000 with funding from RFS Bond Proceeds.

Project Description

The Applied Research Laboratories complex located at the J. J. Pickle Research Campus is at capacity and limits anticipated workload and growth. The proposed project will provide needed additional office and work space in a three-story building located adjacent to and connected with the existing building. This project will also include replacement and expansion of existing utility equipment and infrastructure necessary to support the new building and provide reliable service to the rest of the campus.

**The University of Texas at Austin
Applied Research Laboratories New Office Building**

Project Information

Project Number	102-1049
CIP Project Type	New Construction
Facility Type	Office, General
Management Type	Institutional Management
Institution's Project Advocate	Timothy W. Hawkins, Deputy Executive Director, Applied Research Laboratories, Vice-President for Research
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	80,857
Shell Space (GSF)	31,364

Project Funding

	<u>Current</u>
Revenue Financing System Bond Proceeds ¹	<u>\$40,400,000</u>
Total Project Cost	\$40,400,000

¹ RFS to be repaid with ongoing research contract with the U.S. Armed Forces

Project Cost Detail

Building Cost	\$22,416,000
Fixed Equipment	642,000
Site Development	7,442,000
Furniture and Moveable Equipment	750,000
Institutionally Managed Work	1,000,000
Architectural/Design Services	2,900,000
Project Management Fees	950,000
Insurance	1,160,000
Other Professional Fees	1,650,000
Project Contingency	1,490,000
Other Costs	-
Total Project Cost	<u>\$40,400,000</u>

Building Cost per GSF Benchmarks (escalated to midpoint of construction)

Applied Research Laboratories New Office Building (with 39% Shell Space)	\$277		
Applied Research Laboratories New Office Building (Estimated Total Finish-Out)	\$355		
Texas Higher Education Coordinating Board Average - Office, General	\$350		
	Low Quartile	Median	High Quartile
Other U. T. System Projects	\$265	\$366	\$454
Other National Projects	\$493	\$554	\$609

**The University of Texas at Austin
Applied Research Laboratories New Office Building**
(continued)

Investment Metrics

- Add 160 offices allowing for 100 additional staff by 2025
- Add 20 work stations/labs at finish-out of shell space

Project Planning

Definition Phase Completed	Yes
Owner's Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

Project Milestones

Definition Phase Approval	January 2018
Addition to CIP	November 2018
Design Development Approval	February 2019
Construction Notice to Proceed	April 2019
Substantial Completion	May 2021

Basis of Design

The planned building life expectancy includes the following elements:

Enclosure: 75 years
Building Systems: 25 years
Interior Construction: 25 years

4. U. T. Health Science Center - San Antonio: Relocate the Barshop Institute - Amendment of the current Capital Improvement Program to increase total project cost; appropriation of funds and authorization of expenditure; and resolution regarding parity debt

RECOMMENDATION

The Chancellor concurs in the recommendation of the Executive Vice Chancellor for Health Affairs, the Executive Vice Chancellor for Business Affairs, and the institutional president that the U. T. System Board of Regents approve the recommendations for the Relocate the Barshop Institute project at The University of Texas Health Science Center at San Antonio as follows:

- a. amend the current Capital Improvement Program (CIP) to increase the total project cost from \$70,200,000 to \$79,200,000;
- b. appropriate funds and authorize expenditure of an additional \$9,000,000 with funding from Revenue Financing System (RFS) Bond Proceeds; and
- c. resolve in accordance with Section 5 of the Amended and Restated Master Resolution Establishing The University of Texas System Revenue Financing System that parity debt shall be issued to pay the project's cost, including any costs prior to the issuance of such parity debt; sufficient funds will be available to meet the financial obligations of the U. T. System, including sufficient Pledged Revenues as defined in the Master Resolution to satisfy the Annual Debt Service Requirements of the Financing System, and to meet all financial obligations of the U. T. System Board of Regents relating to the Financing System; and U. T. Health Science Center - San Antonio, which is a "Member" as such term is used in the Master Resolution, possesses the financial capacity to satisfy its direct obligation as defined in the Master Resolution relating to the issuance by the U. T. System Board of Regents of tax-exempt parity debt in the aggregate amount of \$9,000,000.

BACKGROUND INFORMATION

Debt Service

The \$44,000,000 in RFS debt will provide bridge financing until repaid from the sale of the Texas Research Park property, the sale of which was approved by the Board on May 12, 2016. Annual debt service on the \$44,000,000 RFS debt is expected to be \$1,320,000 during the interim financing period. The institution's debt service coverage is expected to be at least 2.2 times and average 2.4 times over FY 2019-2024.

Previous Actions

On May 24, 2016, the Chancellor approved this project for Definition Phase. On November 10, 2016, the Board approved an allocation of \$30,000,000 in Permanent University Fund (PUF) Bond Proceeds for this project. On May 20, 2017, the project was included in the CIP with a total project cost of \$65,000,000 with funding of \$30,000,000 from PUF Bond

Proceeds and \$35,000,000 from RFS Bond Proceeds. On August 24, 2017, the Board approved design development, an increase in total project cost from \$65,000,000 to \$70,200,000 with funding of \$3,000,000 from Gifts and \$2,200,000 from Designated Funds, and authorized expenditure of funds.

Project Description

The original project included relocating the Sam and Ann Barshop Institute for Longevity and Aging Studies, currently housed at the Texas Research Park, to the North Campus, leaving two floors of shelled space. The building will have a vivarium and a three-story research wing, which will include open research laboratories, computational research facilities, research support areas, and administrative and research faculty offices. Included in the project will be a bridge connecting the building to the South Texas Research Facility, located across the street. Close proximity will allow common access to research cores for higher efficiency and less duplication while fostering more collaboration.

The existing construction contract has realized aggregate savings in the procurement of the current project scope of a value that is sufficient to finish-out shell space on the second floor. The proposed increase in total project cost will finish-out the third floor and provide 12-16 wet labs, for a total of 36-48 wet labs in the completed building.

**U. T. Health Science Center - San Antonio
Relocate the Barshop Institute**

Project Information

Project Number	402-1000
CIP Project Type	New Construction
Facility Type	Laboratory, Medical/Healthcare
Management Type	Office of Facilities Planning and Construction
Institution's Project Advocate	James D. Kazen, Executive Vice President, Facility Planning and Operations
Project Delivery Method	Construction Manager-at-Risk
Gross Square Feet (GSF)	109,785
Shell Space (GSF)	0 (previously 54,668)

Project Funding

	<u>Current</u>	<u>Proposed</u>
Revenue Financing System Bond Proceeds ¹	\$35,000,000	\$44,000,000
Permanent University Fund Bond Proceeds	\$30,000,000	\$30,000,000
Gifts ²	\$ 3,000,000	\$ 3,000,000
Designated Funds	<u>\$ 2,200,000</u>	<u>\$ 2,200,000</u>
Total Project Cost	\$70,200,000	\$79,200,000

¹ Revenue Financing System (RFS) Bond Proceeds to be repaid from sale of Texas Research Park property

² Gift funding is fully collected or committed

Project Cost Detail

BUILDING COST	
- Barshop Institute Building	\$51,621,460
- Unconditioned Pedestrian Bridge	1,690,642
Fixed Equipment	4,627,866
Site Development	3,140,399
Furniture and Moveable Equipment	2,700,000
Institutionally Managed Work	3,600,000
Architectural/Design Services	4,700,000
Project Management Fees	2,547,720
Insurance	1,191,067
Other Professional Fees	1,500,000
Project Contingency	1,680,846
Other Costs	200,000
Total Project Cost	\$79,200,000

U. T. Health Science Center - San Antonio
Relocate the Barshop Institute
 (continued)

Building Cost per GSF Benchmarks (escalated to midpoint of construction)

Relocate the Barshop Institute	\$470		
Texas Higher Education Coordinating Board Average - Laboratory, Medical/Healthcare	\$493		
	Low Quartile	Median	High Quartile
Other U. T. System Projects	\$468	\$525	\$599
Other National Projects	\$500	\$648	\$783

Investment Metrics

By 2020

- Add 36-48 new research labs
- Provide wet lab space for 36-48 principal investigators
- Attract and retain world-class faculty

Project Planning

Definition Phase Completed	Yes
Owner's Project Requirements	Yes
Basis of Design	Yes
Schematic Design	Yes
Detailed Cost Estimate	Yes

Project Milestones

Definition Phase Approval	May 2016
Addition to CIP	May 2017
Design Development Approval	August 2017
Construction Notice to Proceed	November 2017
Substantial Completion	March 2020

Basis of Design

The planned building life expectancy includes the following elements:

- Enclosure: 30 years
- Building Systems: 30 years
- Interior Construction: 30 years

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MEETING OF THE BOARD

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FINANCE AND PLANNING COMMITTEE

2. Other Fiscal Matters - U. T. System Board of Regents: Approval of proposed amendments to the Master Investment Management Services Agreement (IMSA) with The University of Texas/Texas A&M Investment Management Company (UTIMCO)

The Chancellor, the Executive Vice Chancellor for Business Affairs, and the Vice Chancellor and General Counsel concur in the recommendation of the University of Texas/Texas A&M Investment Management Company (UTIMCO) Board of Directors that the U. T. System Board of Regents approve amendments to the Master Investment Management Services Agreement (IMSA) effective February 27, 2019, as set forth on the following pages in congressional style and scheduled to be approved by the UTIMCO Board at the February 21, 2019 meeting.

The current IMSA was approved by the U. T. System Board of Regents and made effective on November 13, 2008. Proposed amendments to the IMSA include:

- a) removal of reference to the UTIMCO Mandate Categorization Procedure, which was eliminated effective July 26, 2018;
- b) addition of reference to Chancellor's designee as an additional source of guidance on various policy matters;
- c) amendment to require consultation with the Chancellor on draft meeting agenda only when the Chancellor is serving as Vice Chairman for Policy on the UTIMCO Board of Directors;
- d) removal of reference to distribution (spending) guidelines as UTIMCO no longer performs those functions; and
- e) amendment to allow UTIMCO's Public Information Coordinator (rather than UTIMCO's CEO) to work with the U. T. System Vice Chancellor and General Counsel on Texas Public Information Act matters.

Approved ~~November 13, 2008~~ February 27, 2019

MASTER INVESTMENT MANAGEMENT SERVICES AGREEMENT WITH UTIMCO

This Investment Management Services Agreement (this “Agreement”) by and between the Board of Regents (the “U. T. Board”) of The University of Texas System (the “U. T. System”) and The University of Texas/Texas A&M Investment Management Company (“UTIMCO”), a Texas nonprofit corporation, is effective ~~November 13, 2008~~ February 27, 2019 (the “Effective Date”), and supersedes all earlier agreements by and between the U. T. Board and UTIMCO regarding the subject matter hereof.

RECITALS

WHEREAS, the U. T. Board, pursuant to the Constitution and statutes of the State of Texas, is responsible for the investment of the Permanent University Fund, the local and institutional assets of the U. T. System and the assets of various trusts and foundations for which it serves as trustee, all of which assets are under the control and management of the U. T. Board;

WHEREAS, Section 66.08, *Texas Education Code*, as amended, authorizes the U. T. Board, subject to certain conditions, to enter into a contract with a nonprofit corporation for the corporation to invest assets under the control and management of the U. T. Board, as designated by the U. T. Board;

WHEREAS, UTIMCO has been organized under the laws of the State of Texas, including the ~~Texas Non-Profit Corporation Act, Tex. Rev. Civ. Stat. Ann. art. 1396-1.01 et seq.~~ Texas Business Organizations Code, for the express purpose of investing assets under the control and management of the U. T. Board, as designated by the U. T. Board, in accordance with the laws of the State of Texas;

WHEREAS, the U. T. Board desires to continue an Agreement with UTIMCO for UTIMCO to invest certain designated assets under the control and management of the U. T. Board;

WHEREAS, UTIMCO desires to enter into this Agreement with the U. T. Board and to invest certain designated assets under the control and management of the U. T. Board; and

WHEREAS, all conditions precedent to the execution and delivery of this Agreement have been fully satisfied and fulfilled, including, without limitations, the conditions established by Section 66.08, *Texas Education Code*, as amended.

NOW THEREFORE, for and in consideration of the premises and the mutual promises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

Approved ~~November 13, 2008~~ February 27, 2019

AGREEMENT

Section 1. Definitions.

- (a) **Affiliate** shall mean an entity directly or indirectly controlling, controlled by, or under common control with UTIMCO, including an entity with whom UTIMCO has an express or implied agreement regarding the direct or indirect purchase of investments by each from the other.
- (b) **Cash Reserves** shall mean cash on hand plus investments, plus prepaid expenses, less accounts payable, less other liabilities.
- (c) **Claims** shall mean all claims, lawsuits, causes of action and other legal actions and proceedings of whatever nature brought against (whether by way of direct action, counter claim, cross action, or impleader) any Indemnified Party and all requests or demands for indemnification made by any third party upon any Indemnified Party, even if groundless, false or fraudulent, so long as the claim, lawsuit, cause of action, other legal action or proceeding, request or demand is alleged or determined, directly or indirectly, to arise out of, result from, relate to or be based upon, in whole or in part, the duties, activities, acts or omissions of any person arising under this Agreement.
- (d) **Custodian** or **Custodians** shall mean a commercial bank, trust company or other entity selected by UTIMCO to hold and safe-keep ~~physical~~ securities representing investment assets of any Fund and to perform the other functions listed in Section 5 hereof.
- (e) **Delegated Assets** shall mean those assets under the control and management of the U. T. Board that are invested in the Funds managed by UTIMCO hereunder; pursuant to the corresponding Investment Policies as such assets may be directed for investment by the U. T. Board or its designees from time to time pursuant to its Investment Policies or otherwise. The Delegated Assets may include, without limitation, the following funds or categories of assets:
 - (i) The Permanent University Fund established pursuant to Article VII, Section 11 of the Texas Constitution (the "Permanent University Fund" or "PUF"); provided that, for purposes of this Agreement and the delegation of investment management responsibilities hereunder, the PUF excludes the approximately 2.1 million acres of land located in 19 Texas counties, primarily in West Texas, and constituting a part of the PUF (the "PUF Lands"), as to which the U. T. Board retains complete investment management authority and responsibility;
 - (ii) Any and all funds or assets under the control and management of the U. T. Board as owner, administrator, contractual investment manager, or otherwise, including without limitation endowment funds and operating assets, other than the Permanent University Fund, the Permanent Health Fund and the U. T. Board Trust Accounts (collectively, "U. T. System Funds");

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- (iii) The assets of charitable remainder trusts, foundations and other separately invested assets for which the U. T. Board serves as trustee on behalf of itself and other co-beneficiaries (“U. T. Board Trust Accounts”);
 - (iv) The permanent assets for health-related institutions established pursuant to Chapter 63, *Texas Education Code*, for which the U. T. Board is an administrator (collectively, the “Permanent Health Fund” or “PHF”);
 - (v) U. T. System Funds or U. T. Board Trust Accounts which, by election of the U. T. Board or by requirement of the trust indenture or donative instrument, are invested separately and apart from other U. T. System Funds and the PUF (collectively, “Separately Invested Funds” or “SIFs”); and
 - (vi) Institutional assets of third-party non-profit charitable foundations or tax-exempt charitable organizations to the extent dedicated to the support of the educational purposes of the U. T. System and under the control and management of the U. T. Board by contract (collectively, “Foundation Funds”).
- (f) **Funds** shall mean the separate investments or pools of assets in which the Delegated Assets are to be invested pursuant to the corresponding Investment Policies, as specified in Schedule A hereto and in the corresponding Investment Policies, each of which may be amended by the U. T. Board from time to time as provided for herein.
- (g) **Indemnified Parties** shall mean UTIMCO and any of its officers, directors, employees and agents.
- (h) **Investment Policies** shall mean the written investment policies determined and approved by the U. T. Board relating to the Funds, and all generally applicable written investment-related policies determined and approved by the U. T. Board that govern the management of investments for some or all Funds, such as the policies regarding asset allocation, and the policies on Derivative Investment, Liquidity, and Error Correction, but excluding internal UTIMCO operational guidelines as to which approval of the U. T. Board is not required, which include the ~~UTIMCO Mandate Categorization Procedure~~, Valuation Criteria for Alternative Assets, Calculating Liquidity Procedure, Soft Dollar Policy and Procedures, Securities Lending Policy, and the Proxy Voting Policy (the Proxy Voting Policy being governed by the provisions of the individual Investment Policies related to proxy voting).
- (i) **Losses** shall mean losses, costs, damages, expenses, judgments and liabilities of whatever nature (including, but not limited to, attorneys’, accountants’ and other professionals’ fees, litigation and court costs and expenses, amounts paid in settlement, amounts paid to discharge judgments and amounts payable by an Indemnified Party to any other person under any arrangement providing for indemnification of that person) directly or indirectly resulting from, arising out of or relating to one or more Claims.

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- (j) **Surplus Cash Reserves** shall mean Cash Reserves on the last day of the fiscal year in excess of twenty-five percent (25%) of the upcoming fiscal year's operating and capital budgets approved by the U. T. Board.

Section 2. Delegation of Investment Authority; Retention of Policy Setting Authority.

(a) **General**

The U. T. Board retains ultimate fiduciary responsibility and authority for all matters related to the investment of the Delegated Assets. Pursuant to that responsibility and authority, the U. T. Board hereby appoints UTIMCO as its investment manager with complete authority to act for the Board in the investment of the Funds, subject, however, to such limitations and restrictions as are set forth in the Investment Policies. UTIMCO shall furnish the U. T. Board with continuous investment management services and shall invest and reinvest the assets of the Funds in such ways and at such times as are consistent with the Investment Policies and Section 4 hereof. UTIMCO shall be responsible for overall management of the U. T. Board's investment affairs as set forth in this Agreement and shall manage each Fund as a discretionary account.

(b) **Policy Matters**

The U. T. Board, as ultimate fiduciary for the Funds, retains policy setting authority. Unless otherwise provided in writing by the U. T. Board, UTIMCO shall look to the Chancellor or Chancellor's designee to provide primary oversight and management concerning relations with the media, legal issues that implicate policies of the U. T. Board other than the Investment Policies, public disclosure of information and intergovernmental relations. Except for the forgoing matters, the UTIMCO Board of Directors and the CEO of UTIMCO shall be responsible for making all decisions necessary to implement the Investment Policies. The CEO of UTIMCO shall confer with the Chancellor or Chancellor's designee on the above-mentioned matters where the Chancellor has primary oversight and management and on other matters that may implicate broader policies of the U. T. Board.

(c) **Meetings and Agendas**

- (i) The UTIMCO CEO shall consult with the Chairman of the UTIMCO Board and the Chancellor, ~~as when the Chancellor is serving as the~~ Vice Chairman for Policy, on the draft agenda for meetings of the UTIMCO Board at least three (3) weeks prior to each regular UTIMCO Board meeting.
- (ii) UTIMCO shall participate in an annual joint meeting of the UTIMCO Board of Directors and the U. T. Board as referenced in Art. III, § 7 of the UTIMCO Bylaws.

Section 3. Description of Investment Management Services.

During the term of this Agreement, UTIMCO shall provide the following services in conjunction with the investment of the Funds:

(a) **Investment Policies:**

UTIMCO shall review current Investment Policies for each Fund at least annually. Such review shall include ~~distribution (spending) guidelines,~~ long-term investment return

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expectations and expected risk levels, ~~Asset Class and Investment Type~~ strategic asset allocation targets and ranges, expected returns for each Asset Class and ~~Investment Type~~ and fund, designated performance benchmarks for each Asset Class ~~and Investment Type~~ and such other matters as the U. T. Board or its staff designees may request. After UTIMCO completes its assessment, it shall forward any recommended changes to U. T. System staff for review and appropriate action, following the established schedule for the submission of proposed agenda topics for meetings of the U. T. Board.

(b) **Investment Management:**

UTIMCO shall oversee the investment management process pursuant to the Investment Policies. Such oversight shall include without limitation the development of an investment outlook based on global economic and capital market forecasts, the rebalancing of allocations to each Asset Class ~~and Investment Type~~ within ranges in response to changes in the investment outlook, and the selection of a combination of portfolio managers to construct portfolios designed to generate the expected returns of each Asset Class ~~and Investment Type~~.

(c) **Investment Performance:**

UTIMCO shall monitor and report on investment performance for each of the Funds. With respect to all Funds other than the SIFs, such responsibilities shall include the calculation and evaluation of investment returns for each Asset Class ~~and Investment Type~~ and individual Fund portfolio against approved benchmarks over various periods of time, and the periodic review of performance benchmarks. With respect to all Funds, such responsibilities shall also include the reporting of investment performance of such specific Funds as may be requested by the U. T. Board, and the reporting to regulatory agencies and others regarding investments under management to the extent required by applicable law.

(d) **Operations:**

UTIMCO shall execute such operational responsibilities as the purchase and sale of investments, the settlement of all trades (to the extent such trades are not settled by the Custodian or brokers), the accounting for all transactions at the portfolio level in accordance with generally accepted accounting principles, the preparation and delivery of periodic financial reports on all Funds, and the maintenance of complete books and records (internally or through contract with the designated Custodian for the assets under management) reflecting transactions and balances of the Funds.

(e) **Maintenance of and Access to Books and Records:**

UTIMCO shall maintain the books and records for each Fund on the basis of a fiscal year ending August 31st (or such other fiscal year as the U. T. Board may establish from time to time), and shall keep full separate records of all transactions with respect to each Fund.

The books and records of the Funds and any and all records concerning UTIMCO and UTIMCO's operations shall be available during normal business hours for inspection by authorized representatives of U. T. System. UTIMCO shall provide full audit access to any and all information concerning the operations of UTIMCO, including information

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necessary to review UTIMCO expenditures for compliance ~~and reasonableness~~ with the approved budget, to auditors representing the U. T. Board and/or the State Auditor.

(f) **Reporting:**

In connection with the annual audited financial statements of UTIMCO, effective with the August 31, 2004 financial statements, UTIMCO shall provide all compliance-related information, reports and certifications, and shall cause the CEO and the chief financial officer of UTIMCO to provide such certifications, as may be specified by the U. T. Board and U. T. System compliance policies and procedures adopted or approved by the U. T. Board. UTIMCO will follow the U. T. System compliance guidelines as outlined in ~~the Action Plan to Enhance Institutional Compliance~~ Regents' Rule 20401 and UTS 119, as it may be amended from time to time, including providing the U. T. Board or its designees with quarterly compliance reports.

(g) **Disclosure of Information:**

The U. T. Board is committed to a policy of full and fair disclosure to the public. As part of that commitment with respect to private investments in the Funds, UTIMCO shall disclose to the public with respect to such private investments all information required to be disclosed pursuant to Section 552.0225 of the *Texas Government Code* regarding "Right of Access to Investment Information" ("private investment information"). UTIMCO shall make no private investment with an entity unless the U. T. Board and UTIMCO have clear and unequivocal authority to disclose to the public the private investment information, described immediately above, relating to such investment.

Before UTIMCO declines to disclose any information it has collected, assembled or maintained in its role as investment manager for the U. T. Board that is requested under the Texas Public Information Act, the CEO-Public Information Coordinator of UTIMCO shall notify the U. T. System Vice Chancellor and General Counsel and solicit his or her input to the process. UTIMCO shall disclose the information unless (i) it is confidential and excepted as provided in Section 552.143 of the *Texas Government Code* regarding "Confidentiality of Certain Investment Information," or (ii) as to any other information, the Vice Chancellor and General Counsel, after consultation with the Chancellor, approves a Public Information Act request to the Attorney General of Texas. In addition, the U. T. Board reserves the right and authority, in its sole discretion, to disclose, or direct the disclosure of, any information at any time, to the extent such disclosure would not result in a violation of applicable law or breach or result in a default under any agreement binding upon UTIMCO or the U. T. Board.

In addition to and not in lieu of the foregoing, UTIMCO will comply with the provisions of Section 12 below regarding confidentiality provisions of contracts with third parties.

(h) **Other Services:**

UTIMCO shall perform other investment management services, including without limitation:

- (i) attending meetings of the U. T. Board and making such reports as the U. T. Board may request from time to time;

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- (ii) rendering services to managers of private equity investments in which UTIMCO has decided to invest;
- (iii) attending meetings of governing bodies of companies in which assets of Funds have been invested pursuant to this Agreement;
- (iv) voting of securities (or proxies with respect thereto) held as investments of the Funds in accordance with the Investment Policies and the UTIMCO Proxy Voting Policy and any other relevant written policies or rules of the U. T. Board;
- (v) providing U. T. System institutions with annual endowment reports reflecting, among other things, changes in the investment value of such institution's endowment and distributions made to such institution to support the activities for which the endowment was established;
- (vi) providing charitable trust administration services such as portfolio management, annual tax return preparation, annual trust reporting to donors and remittance of quarterly distributions; providing annual reporting of investment transactions and balances and distributing assets to authorized beneficiaries;
- (vii) effecting distributions directly or through the Custodian to U. T. System institutions or other named beneficiaries from the Funds;
- (viii) supporting and maintaining online information systems for endowment funds;
- (ix) providing training and education to members of the UTIMCO Board of Directors as may be determined in consultation with U. T. System staff to assure that all duties required of directors under the Texas ~~Non-Profit Corporation Act~~ Business Organizations Code and that matters related to legal and fiduciary responsibilities of the directors, including current regulations for determining reasonable compensation, are outlined and discussed fully;
- (x) maintaining a log of (1) all agreements or transactions between UTIMCO or a "UTIMCO entity" and a "Director entity" or an "Employee entity", and (2) all investments in the private investments of a business entity in which a "Director" or "Employee" then owns a private investment, or is then co-investing, in the same business entity, provided that all quoted terms above shall have the meanings assigned to them in UTIMCO's Code of Ethics, which annually shall be reviewed by the UTIMCO Board of Directors and reported to the U. T. Board;
- (xi) reporting to the U. T. Board annually on compliance with the UTIMCO Code of Ethics and any recommended changes to the UTIMCO Code of Ethics following review by the UTIMCO Board of Directors; and
- (xii) any other services necessary to provide investment management of the Funds.

Section 4. Investment Manager as Fiduciary.

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UTIMCO acknowledges that it acts as a fiduciary in its management of the investments of the Funds pursuant to the Investment Policies and applicable law. The U. T. Board recognizes that all individual investment transactions involve a variety of significant potential risks, including, without limitation, market risk, liquidity risk, credit risk, cash flow risk, operational risk and counterparty risk, although taken as a whole these transactions are also expected to manage risk. The U. T. Board agrees that (i) UTIMCO will not be liable for any losses incurred in the Funds as a result of investments made pursuant to the Investment Policies and applicable law, and (ii) UTIMCO will not be liable for actions of co-fiduciaries. The U. T. Board also acknowledges that UTIMCO shall not be liable for, and, to the fullest extent authorized by the Constitution and laws of the State of Texas, agrees to hold UTIMCO harmless from the consequences of, any action taken or omitted to be taken by the U. T. System or any of its employees or agents prior to March 1, 1996.

Section 5. Custody of Assets.

UTIMCO shall select one or more Custodians, each of which shall be approved by the U. T. Board, which shall also enter into or approve each agreement with the Custodian(s).

UTIMCO shall use the Custodian(s) for safekeeping, settlement of security purchases, sales, collection of income and other duties, as may be more fully described in the relevant agreement(s) between the Custodian(s) and the U. T. Board or UTIMCO (as agent of the U. T. Board). In addition, UTIMCO may from time to time use a brokerage firm to settle security sales on behalf of the U. T. Board and may invest in a regulated mutual fund, externally managed commingled funds, or other investments in which assets are held outside of the bank custody relationship. Any physical certificates not held in safekeeping with a Custodian shall be held in safekeeping at a local bank as designated by UTIMCO.

Section 6. Use of Unaffiliated Investment Managers.

UTIMCO shall be entitled to use unaffiliated investment advisors to invest all or part of the Funds and to perform other duties, subject to any restrictions in the relevant Investment Policies.

Section 7. Investment Management Fees; Direct Expenses.

For services performed hereunder, UTIMCO shall be compensated in the amounts and in the manner set forth below:

(a) Annual Budget and Management Fee:

(i) Budget Approval Policy

UTIMCO shall submit to the U. T. Board its proposed annual budget for the following fiscal year (an “Annual Budget”) within the time frame specified by the U. T. Board for other annual budget submissions. The Annual Budget shall include all estimated expenses associated with the management of the Funds. The Annual Budget shall also include an annual UTIMCO management fee (an “Annual UTIMCO Management Fee”) which shall include all reasonable operating expenses associated with the general management of the Funds, including, without limitation, ~~reasonable~~ salaries, benefits and performance compensation of portfolio management and support personnel, expenses for consulting services, office space

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lease expenses, office furniture and equipment expenses, professional, legal, payroll, and other general services expenses, travel, insurance, capital expenditures, and other miscellaneous expenses incurred by UTIMCO in connection with the performance of its obligations hereunder. In addition to its Annual Budget, UTIMCO shall annually submit its capital expenditures budget approved by the UTIMCO Board of Directors to the U. T. Board for approval.

(ii) Allocation Formula

At the same time that UTIMCO submits its Annual Budget, it shall also submit to the U. T. Board an allocation formula for charging the Annual Budget to the Funds. Items proposed in the Annual Budget and the allocation formula may be approved, disapproved, or approved with modification by the U. T. Board. Any such Budget item or formula allocation that is disapproved or approved with modification may be promptly reviewed and revised by UTIMCO and resubmitted to the U. T. Board for additional consideration.

(iii) Charging of Funds for Management Fee

On or before the first day of each fiscal quarter, UTIMCO shall be entitled to charge each Fund with its allocable share (determined in accordance with the allocation formula then in effect) of one-fourth of the amount of the Annual UTIMCO Management Fee to pay UTIMCO's operating expenses for the succeeding fiscal quarter. UTIMCO may, with the approval of the U. T. Board, revise the Annual UTIMCO Management Fee and allocation formula at any time during a fiscal year. Any statements for partial quarters at the beginning or end of this Agreement shall be prorated to reflect the actual time services were rendered during such partial quarters.

(iv) Payment of Third Party Vendors

UTIMCO is hereby authorized to pay from each Fund direct expenses incurred for portfolio management, Custodian, auditing, and other services which are performed by external vendors specifically for each Fund.

(b) **Cash Reserves:**

Within 90 days after the end of each fiscal year, UTIMCO will distribute back to the Funds which generated the surplus that portion of the Surplus Cash Reserves as may be directed by the U. T. Board, in its sole discretion, from time to time. Such distribution back to the Funds shall be in the same proportion that the Funds contributed to the Cash Reserves.

(c) **UTIMCO Management Service on Outside Boards:**

Members of UTIMCO management, with the approval of the UTIMCO Board, may serve as directors of companies in which UTIMCO has directly invested Fund assets. In such event, any and all compensation paid to UTIMCO management for their services as directors shall be endorsed over to UTIMCO and considered a part of UTIMCO's fee income and reflected in the Budget. Furthermore, UTIMCO Board approval of UTIMCO management's services as directors of investee companies shall be conditioned upon the extension of UTIMCO's Directors and Officers Insurance Policy coverage to UTIMCO management's services as directors of investee companies.

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(d) Fees for Services Rendered:

Members of UTIMCO management may perform services for which UTIMCO receives a fee (“Service Fees”) from investment promoters or investee companies in consideration of the UTIMCO staff’s private investment activities and/or investment origination activities. Such Service Fees shall be considered additional fee income to UTIMCO. UTIMCO may also receive commitment fees, standby fees and other similar fees (“Capital Fees”) accruing or inuring to the capital invested on behalf of the Funds managed by UTIMCO. Such Capital Fees shall be credited to the Funds from which such investments are funded.

(e) Miscellaneous Fees:

UTIMCO management may perform specialized services for assets that are separately invested for which UTIMCO receives a fee from the Fund. These fees primarily relate to maintenance of computer programs for the SIFs. Such Miscellaneous Fees shall be considered additional fee income to UTIMCO and reflected in the Budget.

Section 8. Brokerage Commissions.

The U. T. Board acknowledges and agrees that the investment management fees provided for in Section 7 are in addition to any compensation that may be due to a broker or dealer in effecting and executing transactions on behalf of UTIMCO. UTIMCO is hereby authorized and empowered, with full discretion, to issue instructions in accordance with the Investment Policies to such unaffiliated brokerage firms as may be selected by UTIMCO for the execution of orders for the purchase, sale, exchange and general investment of the Funds; provided that UTIMCO shall not select a brokerage firm that is an Affiliate of UTIMCO or any of its officers, directors or employees. All orders for Fund transactions shall be placed in such markets and through such brokers as UTIMCO determines will offer the most favorable price, execution and commission cost of each order. The U. T. Board acknowledges and agrees that UTIMCO may, from time to time in accordance with applicable law and UTIMCO’s Soft Dollar Policy and Procedures, pay commissions to brokers that are higher than those that might be obtainable elsewhere in order to obtain from such brokers research and other services expected to enhance the long-term value of the Funds.

Section 9. Valuation of Fund Assets.

The valuation of each Fund shall be determined in accordance with the Investment Policies approved by the U. T. Board for such Fund.

Section 10. Representations and Warranties of Parties.

- (a) The U. T. Board represents and warrants that:
 - (i) The execution, delivery and performance by the U. T. Board of this Agreement have been duly authorized, and this Agreement constitutes a valid and binding agreement of the U. T. Board.
 - (ii) There is no action, suit or proceeding pending or, to the knowledge of the U. T. Board, threatened against or affecting the U. T. Board or the U. T. System, or relating to this Agreement, in any court or before or by any governmental department, agency or instrumentality which, if adversely determined, would

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materially affect the ability or authority of the U. T. Board to enter into, and perform its obligations under, this Agreement, or which in any manner questions the validity or enforceability of this Agreement.

- (iii) The U. T. Board has approved:
 - (A) the Articles of Incorporation and Bylaws of UTIMCO;
 - (B) the Investment Policies;
 - (C) the Audit and Ethics Committee of UTIMCO; and
 - (D) the Code of Ethics of UTIMCO.
- (b) UTIMCO represents and warrants that:
 - (i) The execution, delivery and performance by UTIMCO of this Agreement have been duly authorized and this Agreement constitutes a valid and binding agreement of UTIMCO.
 - (ii) There is no action, suit or proceeding pending or, to the knowledge of UTIMCO, threatened against or affecting UTIMCO, or relating to this Agreement in any court or before or by any governmental department, agency or instrumentality which, if adversely determined, would materially affect the ability or authority of UTIMCO to enter into, and to perform its obligations under, this Agreement, or which in any manner questions the validity or enforceability of this Agreement.
- (c) Investment Company Act and State Securities Act:

The parties to this Agreement acknowledge and agree that UTIMCO is not currently required to, and shall not engage in any activities that would require it to, register as an “investment company” under Title 15 *United States Code* Section 80a-8 (the Investment Company Act of 1940), as amended, and Tex. Rev. Civ. Stat. Ann. art. 581-1 *et seq.* (The Securities Act).

Section 11. Compliance with Bylaws, Policies, Regulations and Financial Disclosure Requirements.

In the performance of this Agreement, UTIMCO shall abide by, and cause its directors, officers, and employees to abide by, the following policies:

- (A) UTIMCO Code of Ethics as approved by the U. T. Board;
- (B) UTIMCO Bylaws as approved by the U. T. Board;
- (C) All UTIMCO policies;
- (D) Applicable portions of the U. T. Board’s *Regents’ Rules and Regulations*; and
- (E) All U. T. Board-approved Investment Policies, resolutions, and applicable law.

Financial advisors and service providers as defined in *Texas Government Code* Section 2263.002 shall comply with the disclosure requirements contained in *Texas Government Code* Section 2263.005, in addition to any obligations regarding disclosure of private investment information and the like as contemplated by Section 3(g) of this Agreement.

Section 12. Contracts with Third Parties.

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UTIMCO covenants and agrees that each agreement, contract, or understanding it enters into with any third party will comply with all applicable law (including without limitation *Texas Government Code* Sections 2263.002 and 2263.005 as referenced in Section 11 above), and will not contain any term or provision limiting the ability of UTIMCO, the U. T. Board, the U. T. System, or any of its institutions to comply with any provision of applicable law, including without limitation any covenant regarding non-disclosure of confidential information or similar subject matter that would purport to limit the ability of UTIMCO or the U. T. Board to comply with any provision of the Texas Public Information Act or other law regarding public disclosure; provided that any contract provision regarding non-disclosure of confidential information must be approved by the Vice Chancellor and General Counsel of the U. T. System or his/her designee.

UTIMCO further covenants and agrees that it will not enter into any contracts indemnifying or holding harmless any third party to a greater extent than the scope of the indemnification of the Indemnified Parties by the U. T. Board without the prior consent and approval of the Vice Chancellor and General Counsel of the U. T. System.

Section 13. UTIMCO's Open Meeting Policy.

Except as otherwise provided in Section 66.08, *Texas Education Code*, UTIMCO shall comply with all applicable provisions of the Texas Open Meetings Act, Chapter 551 of the *Texas Government Code*.

Section 14. Prohibition Against Service to Other Clients.

In accordance with Section 66.08, *Texas Education Code*, UTIMCO shall not engage in any business other than managing the Funds under this Agreement.

Section 15. Termination.

The U. T. Board may terminate this Agreement at any time by written notice to UTIMCO, effective immediately upon receipt of such notice by UTIMCO, subject to reasonable allowance for settlement of pending trades. UTIMCO may terminate this Agreement upon ninety (90) days' written notice to the U. T. Board. There shall be no penalty for termination; however, UTIMCO shall be entitled to all management fees, compensation, and benefits earned prior to the effective date of termination, subject to UTIMCO's Articles of Incorporation and Bylaws and applicable law.

Section 16. Amendments.

No amendment hereto shall be effective unless executed by duly authorized representatives of each party in the same manner as this Agreement.

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Section 17. Notices.

All notices or communications hereunder shall be in writing and shall not be effective until hand delivered, sent by overnight delivery, or sent by United States Certified or Registered Mail, postage prepaid, to the other party at the following addresses which may be changed by notice sent in the manner required by this paragraph:

To U. T. Board:

Board of Regents of The University of Texas System
Attn: General Counsel to the Board of Regents
~~201-210~~ West Seventh Street, ~~Suite 820~~
Austin, Texas 78701
Tel. (512) 499-4402
Fax. (512) 499-4425

To UTIMCO:

The University of Texas/Texas A&M Investment Management Company
Attn: President, CEO and Chief Investment Officer
~~401 Congress Avenue~~ 210 West Seventh Street, Suite ~~2800-1700~~
Austin, Texas 78701
Tel. (512) 225-1600
Fax. (512) 225-~~1660~~1668

Section 18. Non-Assignability.

This Agreement is personal to the parties hereto, and no assignment of this Agreement by UTIMCO, whether by contract, merger, consolidation, or operation of law, shall be made other than with the prior written consent of the U. T. Board and in compliance with applicable law.

Section 19. No Waiver of Breach.

A waiver of a breach of any provision of this Agreement shall not constitute a waiver of any subsequent breach of that provision or a breach of any provision hereof. Failure of either party to enforce at any time or from time to time any provision of this Agreement shall not be construed as a waiver thereof.

Section 20. Indemnification.

(a) Agreements to Indemnify:

To the fullest extent authorized by the Constitution and laws of the State of Texas, the U. T. Board shall indemnify and hold harmless each of the Indemnified Parties against any and all Losses, including Losses resulting from the negligence of the Indemnified Party claiming indemnification; provided, however, the U. T. Board shall not be obligated to indemnify an Indemnified Party against Losses to the extent such Losses are caused by (i) an act or omission that involves intentional misconduct or a knowing violation of law by the Indemnified Party claiming indemnification, (ii) a transaction from which the

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Indemnified Party claiming indemnification received an improper benefit, (iii) an act or omission for which the liability of the Indemnified Party claiming indemnification is expressly provided by an applicable statute, or (iv) an act or omission constituting gross negligence by the Indemnified Party claiming indemnification; provided further that indemnification payments by the U. T. Board shall be paid from the same sources as the Annual Fee pursuant to Section 7.

(b) **Reimbursement:**

Each Indemnified Party shall reimburse the U. T. Board for payments made by the U. T. Board pursuant to this Section to the extent of any proceeds, net of all expenses of collection, actually received by it from any insurance with respect to any Loss. At the request and expense of the U. T. Board, each Indemnified Party shall have the duty to claim any such insurance proceeds and such Indemnified Party shall assign its rights to such proceeds, to the extent of such required reimbursement, to the U. T. Board.

(c) **Notice:**

In case any Claim shall be brought or, to the knowledge of any Indemnified Party, threatened against any Indemnified Party in respect of which indemnity may be sought against the U. T. Board, such Indemnified Party shall promptly notify the U. T. Board in writing; provided, however, that any failure so to notify shall not relieve the U. T. Board of its obligations under this Section.

(d) **Defense:**

The U. T. Board shall have the right to assume the investigation and defense of all Claims, including the employment of counsel and the payment of all expenses. Each Indemnified Party shall have the right to employ separate counsel in any such action and participate in the investigation and defense thereof, but the fees and expenses of such counsel shall be paid by such Indemnified Party unless (i) the employment of such counsel has been specifically authorized by the U. T. Board, in writing, (ii) the U. T. Board has failed to assume the defense and to employ counsel following due notice, or (iii) the named parties to any such action (including any impleaded parties) include both an Indemnified Party and the U. T. Board, and such Indemnified Party shall have been advised by counsel that there may be one or more legal defenses available to it which are different from or additional to those available to the U. T. Board (in which case, if such Indemnified Party notifies the U. T. Board in writing that it elects to employ separate counsel at the U. T. Board's expense, the U. T. Board shall not have the right to assume the defense of the action on behalf of such Indemnified Party; provided, however, that the U. T. Board shall not, in connection with any one action or separate but substantially similar or related actions in the same jurisdiction arising out of the same general allegation or circumstances, be liable for the reasonable fees and expenses of more than one separate firm of attorneys for the Indemnified Parties, which firm shall be designated in writing by such Indemnified Parties).

(e) **Cooperation; Settlement:**

Each Indemnified Party shall use reasonable efforts to cooperate with the U. T. Board in the defense of any action or Claim. The U. T. Board shall not be liable for any settlement of any action or Claim without its consent but, if any such action or Claim is settled with

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the consent of the U. T. Board or there be final judgment for the plaintiff in any such action or with respect to any such Claim, the U. T. Board shall indemnify and hold harmless the Indemnified Parties from and against any Loss by reason of such settlement or judgment as provided in Subsection (a) of this Section.

(f) **Survival; Right to Enforce:**

The provisions of this Section shall survive the termination of this Agreement, and the obligations of the U. T. Board hereunder shall apply to Losses or Claims whether asserted prior to or after the termination of this Agreement. In the event of failure by the U. T. Board to observe the covenants, conditions and agreements contained in this Section, any Indemnified Party may take any action at law or in equity to collect amounts then due and thereafter to become due, or to enforce performance and observance of any obligation, agreement or covenant of the U. T. Board under this Section.

Section 21. Claims By and Against Managed Assets.

UTIMCO is authorized and empowered to seek, demand, collect, recover, and receive any and all sums of money, debts, dues, rights, property, effects, or demands due, payable, or belonging, or that may become due, payable, or belonging to the U. T. Board or any Fund from any person or persons as a result of any investment transaction and to execute any and all necessary or proper receipts, releases, and discharges therefor, and any other instruments as may be necessary or appropriate from time to time relating to the handling, management, control, and disposition of any investment.

The authority granted in this Section does not include the authority to institute litigation on behalf of the U. T. Board, any Fund, or any associated assets, or to settle contested claims or litigation that may result in receipt of less than full value for the claim or the payment of damages or awards. The settlement of any contested claim or litigation for less than full value requires the prior approval of the U. T. System Vice Chancellor and General Counsel and appropriate U. T. System officials, as set out in the Regents' *Rules and Regulations*.

Section 22. Communications.

UTIMCO and the U. T. System will assure that communications are clear and timely. UTIMCO will provide notice of actions taken in meetings of the UTIMCO Board and committees to members of the U. T. Board through the Office of the Board of Regents. U. T. will provide notice of actions taken by the U. T. Board related to UTIMCO issues to members of the UTIMCO Board of Directors through the CEO of UTIMCO.

Section 23. Authority to Purchase, Exchange, and Sell Securities.

UTIMCO may purchase, exchange, and sell, for and on behalf of the Permanent University Fund or the U. T. Board, any and all securities of any description whatever and from any source, including gifts and bequests, registered in the name of the U. T. Board, or in any other form of registration of such securities held for the account of the U. T. Board in whatever manner, including all fiduciary capacities and including those registered in the names of trusts or foundations managed and controlled by said U. T. Board. In addition, external investment

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managers appointed by UTIMCO may purchase, sell, or exchange securities, pursuant to written agreement with UTIMCO.

Section 24. Authority to Assign and Transfer Securities.

UTIMCO may assign and transfer any and all securities of any description whatever and from any source, including gifts and bequests, and execute any and all documents necessary to the consummation of any sale, assignment, or transfer of any securities registered in the name of the U. T. Board, or in any other form of registration of such securities held for the account of the U. T. Board in whatever manner, including all fiduciary capacities and including those registered in the names of trusts or foundations managed and controlled by said U. T. Board. In addition, Custodian banks appointed by UTIMCO may assign and transfer securities and execute any and all documents necessary to the consummation of any sale, assignment, or transfer of any security owned by the U. T. Board.

Section 25. No Third Party Beneficiaries.

UTIMCO and the U. T. Board each agree that there are no third party beneficiaries of this Agreement.

Section 26. Governing Law.

This Agreement and all matters arising under or related to it shall be governed by the Constitution and laws of the State of Texas. Venue for any action brought by any party hereto concerning the subject matter of this Investment Management Services Agreement shall be in Travis County, Texas.

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Date: _____

By _____
Chairman

THE UNIVERSITY OF TEXAS/TEXAS A&M
INVESTMENT
_MANAGEMENT COMPANY

Date: _____

By _____
Chairman

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Schedule A

Funds

This Schedule A setting forth the Funds managed by UTIMCO pursuant to this Agreement as fiduciary on behalf of the U. T. Board, in which the Delegated Assets are to be invested as directed by the U. T. Board pursuant to its Investment Policies, may be amended from time to time by the U. T. Board in consultation with UTIMCO to add or remove Funds, change fund allocations, reflect revisions to the corresponding Investment Policies, or otherwise. The Funds covered under this Agreement as of the Effective Date of this Agreement, and the corresponding Investment Policies, are as follows:

- a. **Permanent University Fund**: The PUF (as defined in Section 1(e)(i)) will be separately invested in accordance with the PUF Investment Policy Statement.
- b. **Permanent Health Fund**: The PHF (as defined in Section 1(e)(iv)) will be separately invested in accordance with the PHF Investment Policy Statement.
- c. **Separately Invested Funds**: The SIFs (as defined in Section 1(e)(v)) will be separately invested in accordance with the SIF Investment Policy Statement.
- d. **Long Term Fund (“LTF”)**: The long-term pooled investment fund previously established by the U. T. Board for the collective investment of all endowment and other long-term funds of institutions of the U. T. System, with investments made in accordance with the LTF Investment Policy Statement.
- e. **General Endowment Fund (“GEF”)**: The pooled fund for the collective investment of long-term funds under the control and management of the U. T. Board. The PUF, PHF, LTF or other long-term funds may invest in the GEF as authorized by the U. T. Board in each Fund’s investment policy statement, and the GEF funds will be invested in accordance with the GEF Investment Policy Statement.
- f. **Short Term Fund (“STF”)**: Selected U. T. System Funds designated from time to time by the U. T. Board or its U. T. System staff designees will be invested in the STF, which is the money market mutual fund or funds approved by UTIMCO from time to time as an investment for U. T. System Funds, in accordance with the STF Investment Policy Statement.
- g. **Intermediate Term Fund (“ITF”)**: The ITF was established by the U. T. Board as a pooled fund for the collective investment of operating assets and other intermediate and long-term assets held by U. T. System institutions and U. T. System administration. The ITF will be invested in accordance with the ITF Investment Policy Statement.
- ~~g.h.~~ **Debt Proceeds Fund (“DPF”)**: The DPF was established in February 2011 to permit debt proceeds held by the U. T. System to earn a higher investment return, while maintaining adequate protection of principal and liquidity, until the proceeds are expended for various capital projects across the U. T. System institutions.

3. Contract (funds going out) - U. T. System: Isaacson Miller, Inc. to continue providing Executive Search services to U. T. System and U. T. institutions

Agency: Isaacson Miller, Inc.

Funds: Amendment to existing contract increasing the Fee Cap from \$900,000 to \$5,000,000

Period: Commencing on November 8, 2017 (Effective Date) and terminating on November 7, 2023

Description: Amendment of existing agreement with Isaacson Miller, Inc. to continue providing executive search services. Based on the utilization of this agreement over the last year, it is anticipated that the revised Fee Cap will cover services over the remaining five years of the agreement. This contract was competitively bid.

4. Contract (funds going out) - U. T. System: Korn Ferry International to continue providing Executive Search services to U. T. System and U. T. institutions

Agency: Korn Ferry International

Funds: Amendment to existing contract increasing the Fee Cap from \$900,000 to \$15,000,000

Period: Commencing on December 1, 2017 (Effective Date) and terminating on November 30, 2023

Description: Amendment of existing agreement with Korn Ferry International to continue providing executive search services. Based on the utilization of this agreement over the last year it is anticipated that the revised Fee Cap will cover services over the remaining five years of the agreement. This contract was competitively bid.

5. Contract (funds going out) - U. T. System: Russell Reynolds Associates, Inc. to continue providing Executive Search services to U. T. System and U. T. institutions

Agency: Russell Reynolds Associates, Inc.

Funds: Amendment to existing contract increasing the Fee Cap from \$900,000 to \$5,000,000

Period: Commencing on December 1, 2017 (Effective Date) and terminating on November 30, 2023

Description: Amendment of existing agreement with Russell Reynolds Associates, Inc. to continue providing executive search services. Based on the utilization of this agreement over the last year, it is anticipated that the revised Fee Cap will cover services over the remaining five years of the agreement. This contract was competitively bid.

6. Contract (funds going out) - U. T. System: Wheless Partners to continue providing Executive Search services to U. T. System and U. T. institutions

Agency: Wheless Partners

Funds: Amendment to existing contract increasing the Fee Cap from \$900,000 to \$5,000,000

Period: Commencing on December 1, 2017 (Effective Date) and terminating on November 30, 2023

Description: Amendment of existing agreement with Wheless Partners to continue providing executive search services. Based on the utilization of this agreement over the last year, it is anticipated that the revised Fee Cap will cover services over the remaining five years of the agreement. This contract was competitively bid.

7. Contract (funds going out) - U. T. System: Witt/Kieffer Inc. to continue providing Executive Search services to U. T. System and U. T. institutions

Agency: Witt/Kieffer Inc.

Funds: Amendment to existing contract increasing the Fee Cap from \$900,000 to \$5,000,000

Period: Commencing on December 1, 2017 (Effective Date) and terminating on November 30, 2023

Description: Amendment of existing agreement with Witt/Kieffer Inc. to continue providing executive search services. Based on the utilization of this agreement over the last year, it is anticipated that the revised Fee Cap will cover services over the remaining five years of the agreement. This contract was competitively bid.

8. Contract (funds going out) - U. T. System: Grant Cooper & Associates, Inc. to continue providing Executive Search services to U. T. System and U. T. institutions

Agency: Grant Cooper & Associates, Inc.

Funds: Amendment to existing contract increasing the Fee Cap from \$900,000 to \$5,000,000

Period: Commencing on December 1, 2017 (Effective Date) and terminating on November 30, 2023

Description: Amendment of existing agreement with Grant Cooper & Associates, Inc. to continue providing executive search services. Based on the utilization of this agreement over the last year, it is anticipated that the revised Fee Cap will cover services over the remaining five years of the agreement. This contract was competitively bid.

9. Contract (funds going out) - U. T. System: Sfile, LLC to perform machine learning techniques to analyze and distill for classification of disparate information and unstructured data for University Lands

Agency: Sfile, LLC

Funds: Up to \$3,000,000 over three-year term

Period: Commencing on January 14, 2019 and ending no later than January 13, 2022. U. T. System will have no options to renew the agreement.

Description: Sfile, LLC will create a system, using machine learning to analyze disparate and unstructured data sources for University Lands. This data will be leveraged to automate the life cycle of thousands of contracts, across all business functions of University Lands. Additionally, it will provide needed insight into the earnings potential of the Permanent University Fund lands. This contract was not competitively bid as the services are proprietary to Sfile, LLC.

10. Contract (funds going out) - U. T. System: Greenphire, Inc. to provide electronic payment services to U. T. Dallas, U. T. Southwestern Medical Center, U. T. Health Science Center - Houston, and U. T. Medical Branch - Galveston under an amended agreement

Agency: Greenphire, Inc.

Funds: Total contract spend by U. T. Dallas, U. T. Southwestern Medical Center, U. T. Health Science Center - Houston and U. T. Medical Branch - Galveston during the anticipated six-year duration of the amended agreement is estimated at \$338,000.

Period: The extended term of this agreement would be a period of six years, commencing December 5, 2014 and continuing through November 30, 2020.

Description: Greenphire, Inc. will provide electronic payment services for patients participating in clinical trials at U. T. Dallas, U. T. Southwestern Medical Center, U. T. Health Science Center - Houston, and U. T. Medical Branch - Galveston.

In December 2014, U. T. System contracted with Greenphire, Inc. (Greenphire) for electronic payment services at various U. T. System institutions. The contract term was scheduled to run through November 2018. U. T. System and Greenphire wish to extend the existing contract through November 2020. The contract extension has been signed but contains a provision conditioning its continued validity on Board approval. The 2014 contract was based on a competitive procurement by U. T. Dallas, and this contract extension is supported by an exclusive acquisition justification.

11. Request for Budget Change - U. T. System: Transfer \$27,460,000 in additional Excellence Funding from Available University Funds (AUF) to U. T. Austin consistent with the Permanent University Fund (PUF) distribution approved by the Board of Regents on August 10, 2018 (RBC No. 9450) -- amendment to the 2018-2019 budget

In the original U. T. System budget, Excellence Funding for U. T. Austin was based on a preliminary default FY 2019 Permanent University Fund (PUF) distribution of \$936,290,000. At the August 10, 2018 meeting, the Board of Regents approved a FY 2019 PUF distribution of \$1,014,000,000. This requested budget change to transfer \$27,460,000 from Available University Funds (AUF) simply aligns the U. T. Austin Excellence Funding with the PUF distribution amount approved by the Board of Regents on August 10, 2018.

12. Real Estate Report - U. T. System: Summary Report of Separately Invested Assets Managed by U. T. System

**THE UNIVERSITY OF TEXAS SYSTEM
SEPARATELY INVESTED ASSETS
Managed by U. T. System
Summary Report at November 30, 2018**

	FUND TYPE							
	Current Purpose Restricted		Endowment and Similar Funds		Annuity and Life Income Funds		TOTAL	
	Book	Market	Book	Market	Book	Market	Book	Market
Land and Buildings:								
Ending Value 8/31/2018	\$ 1,666,061	\$ 11,095,101	\$ 97,091,485	\$ 351,291,480	\$ 253,270	\$ 389,536	\$ 99,010,816	\$ 362,776,117
Increase or Decrease	-	(101,247)	(464,567)	(190,900)	-	-	(464,567)	(292,147)
Ending Value 11/30/2018	<u>\$ 1,666,061</u>	<u>\$ 10,993,854</u>	<u>\$ 96,626,918</u>	<u>\$ 351,100,580</u>	<u>\$ 253,270</u>	<u>\$ 389,536</u>	<u>\$ 98,546,249</u>	<u>\$ 362,483,970</u>
Other Real Estate:								
Ending Value 8/31/2018	\$ 4	\$ 4	\$ 6	\$ 6	\$ -	\$ -	\$ 10	\$ 10
Increase or Decrease	-	-	-	-	-	-	-	-
Ending Value 11/30/2018	<u>\$ 4</u>	<u>\$ 4</u>	<u>\$ 6</u>	<u>\$ 6</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 10</u>	<u>\$ 10</u>

Report prepared in accordance with Sec. 51.0032 of the *Texas Education Code*. Details of individual assets by account furnished on request.

Note: Surface estates are managed by the U. T. System Real Estate Office. Mineral estates are managed by U. T. System University Lands. The royalty interests received from the Estate of John A. Jackson for the John A. and Katherine G. Jackson Endowed Fund in Geosciences are managed by the U. T. Austin Geology Foundation, with the assistance of the Bureau of Economic Geology.

ACADEMIC AFFAIRS COMMITTEE

13. Other Matters - U. T. System Academic Institutions: Approval of Sexual Harassment and Sexual Misconduct Policies

Sexual misconduct policies for the following U. T. System academic institutions have been revised and are recommended by the Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Vice Chancellor and General Counsel to the Board for approval, as required by federal law as referenced in Regents' *Rules and Regulations*, Rule 30105 (Sexual Harassment, Sexual Misconduct, and Consensual Relationships):

U. T. Arlington;
U. T. Dallas;
U. T. Permian Basin;
U. T. Rio Grande Valley; and
U. T. Tyler.

The Office of General Counsel recently revised its Model Policy, set forth on the following pages, to comply with recent guidance from the Office of Civil Rights. Consequently, five U. T. academic institutions revised their existing policies. The revised policies have been reviewed by the Office of General Counsel and found to be in compliance with applicable laws and regulations and are consistent with the substantive provisions of the Model Policy.

The substantive changes to the Model Policy are as follows:

- Renaming policy as "Sexual Misconduct Policy" (previously "Sexual Harassment/Sexual Misconduct Policy");
- Generally revising the policy to ensure the balancing of interests of complainants and respondents;
- Adding a statement on free speech;
- Elimination of 60-day requirement for completion of Title IX investigation thereby granting institutions discretion to complete investigations as soon as possible, depending on complexity;
- Including provisions relating to due process and privacy rights for all parties;
- Including definitions of "complainant," "respondent," "parties," "coercion," and "incapacitation";
- Clarifying the definition of "hostile work environment" to grant institutions the discretion to investigate employee claims of gender-based hostile work environment under the sexual misconduct policy (i.e., Title IX policy), non-discrimination policy, or both; and
- Revising the definition of "retaliation" to prohibit retaliatory conduct against a respondent in addition to a complainant, a witness or third party.

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1. Title

Sexual Misconduct Policy

For Immediate Reporting:

**[INSERT TITLE IX OFFICE
CONTACT INFORMATION
and LINK TO WEBSITE]**

Also, please see Section 3.7
below for detailed information.

2. Policy

Sec. 1 General Policy Statement.

1.1 [Name of Institution] (the University) is committed to maintaining a learning and working environment that is free from discrimination based on sex in accordance with Title IX of the Higher Education Amendments of 1972 (Title IX), which prohibits discrimination on the basis of sex in educational programs or activities; Title VII of the Civil Rights Act of 1964 (Title VII), which prohibits sex discrimination in employment; and the Campus Sexual Violence Elimination Act (SaVE Act). Sexual misconduct, as defined in Part 3, Definitions and Examples, will not be tolerated and will be subject to disciplinary action.

1.2 The University will promptly discipline any individuals or organizations within its control who violate this Policy. The University encourages you to promptly report violations of this Policy to the Title IX Coordinator or Deputy Coordinators (collectively "Title IX Office") or a Responsible Employee, as identified in Section 3.2 below.

1.3 Free Speech. This Policy encourages and respects the right of free speech guaranteed by the First Amendment of the Constitution and the principles of academic freedom. Constitutionally protected expression cannot be considered harassment under this policy. Each faculty member is entitled to full freedom in the classroom in discussing the subject which the teach. The right to free speech and principles of academic freedom are not absolute, however. The offensive conduct underlying some incidents might be protected speech, but it may still be in contradiction to the University's commitment to academic freedom, integrity, honesty, dignity, respect and honorable conduct (*see generally* Regents Rule 10901, *Statement of U.T. System Values and Expectations*). In these instances, constitutional rights will continue to be protected, but the University will also exercise its right to speak and engage in educational dialogue with those engaged in these types of behaviors. Further, some offensive conduct, even though it contains elements of speech, may rise to the level of the type of conduct that creates a sexually hostile environment and, thus, violates this policy.

Sec. 2 Applicability. This Policy applies to all University administrators, faculty, staff, students, and third parties within the University's control, including visitors and

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applicants for admission or employment. It applies to conduct regardless of where it occurs, including off University property, if it potentially affects the complainant's education or employment with the University or potentially affects the University community. It also applies regardless of the gender, gender identity or sexual orientation of the parties. In addition, it applies to any complaint made verbally or in writing.

Sec. 3 Filing a Complaint and Reporting Violations.

3.1 All Members of the University Community, Third Party and Anonymous Complaints. You are strongly encouraged to immediately report any incidents of sexual misconduct and other inappropriate sexual conduct to the Title IX Office.

- a. Anonymity. You may file an anonymous complaint by telephone, in writing or electronically [INSERT LINK TO WEBSITE REPORTING SYSTEM] with the Title IX Office. Your decision to remain anonymous, however, may greatly limit the University's ability to stop the alleged conduct, collect evidence, or take action against parties accused of violating the Policy.
- b. Confidentiality. Most University employees are required to report and respond to complaints of sexual misconduct and may be unable to honor a request for confidentiality. Complainants who want to discuss a complaint in strict confidence may use the resources outlined in Section 3.5 below.
- c. Timeliness of Complaint. You should report sexual misconduct as soon as you become aware of such conduct.

3.2 Responsible Employees. You may also report incidents to Responsible Employees, as defined below.

3.3 Reporting to Law Enforcement. You may also make a complaint with The University of Texas at [institution] Police Department at [insert phone] (non-emergency) or [insert phone] (emergency) or to the City of [insert] Police Department [phone] (non-emergency) or 911 (emergency) or to other local law enforcement authorities. The Title IX Office can help individuals contact these law enforcement agencies. Employees and students with protective or restraining orders relevant to a complaint are encouraged to provide a copy to the University Police Department.

3.4 Reporting to Outside Entities. You may also contact the following external agencies:

For students:

Office of Civil Rights
U.S. Department of Education
1999 Bryan Street, Suite 1620
Dallas, TX 75201-6810

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214-661-9600
214-661-9587 (fax)

Office for Civil Rights
U.S. Department of Health and Human Services
1301 Young Street, Suite 1169
Dallas, TX 75202
Phone: (800) 537-7697
FAX: (214) 767-0432

For employees:

U.S. Equal Employment Opportunity Commission
Dallas District Office
207 S. Houston Street, 3rd Floor
Dallas, TX 75202
Phone: (800) 669-4000
FAX: (214) 253-2720

Texas Workforce Commission
Civil Rights Division
101 E. 15th Street
Room 144-T
Austin, TX 78778-0001
512-463-2642

- 3.5 Confidential Support and Resources. Students may discuss an incident with a counselor in Counseling and Psychological Services, a health care provider in Health Services, the clergyperson of their choice, or an off-campus resource (i.e. rape crisis center, doctor, psychologist, etc.) without concern that the incident will be reported to the Title IX Office. Employees may also seek assistance from the Employee Assistance Program, their own personal health care provider, the clergyperson of their choice, or an off-campus rape crisis resource without concern that the incident will be reported to the Title IX Office. The University and community resources that provide such services are: [insert resources]
- 3.6 Immunity. In an effort to encourage reporting of sexual misconduct, the University will grant immunity from student disciplinary action to a person who voluntarily initiates a report of sexual misconduct or assists a complainant, if that person acts in good faith in reporting a complaint or participating in an investigation. This immunity does not extend to the person's own violations of this Policy.
- 3.7 Title IX Coordinator and Deputy Coordinators. The Title IX Coordinator and Deputy Coordinators are: [Insert Names/Contact info for Coordinators]

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Sec. 4. Parties' Rights Regarding Confidentiality. The University has great respect for the privacy of the parties in a complaint. Under federal law, however, Responsible Employees who receive a report of sexual misconduct must share that information with the Title IX Office. Those individuals may need to act to maintain campus safety and must determine whether to investigate further under Title IX, regardless of the complainant's request for confidentiality. In making determinations regarding requests for confidentiality and the disclosure of identifying information to the respondent, the Title IX Coordinator should deliberately weigh the rights and interests of the complainant, the respondent and the campus community.

In the course of the investigation, the University may share information only as necessary with people who need to know, which may include but is not limited to the investigators, witnesses, and the respondent. The University will take all reasonable steps to ensure there is no retaliation against the parties or any other participants in the investigation.

Sec. 5. Resources and Assistance.

5.1 Immediate Assistance.

[List on and off University resources for health care, police, and counseling]

A. Healthcare. If you experience any form of sexual, domestic, or dating violence, you are encouraged to seek immediate medical care. Also, preserving DNA evidence can be key to identifying the perpetrator in a sexual violence case. Victims can undergo a medical exam to preserve physical evidence with or without police involvement. If possible, this should be done immediately. If an immediate medical exam is not possible, individuals who have experienced a sexual assault may have a Sexual Assault Forensic Exam (SAFE) performed by a Sexual Assault Nurse Examiner (SANE) within 4 days of the incident. With the examinee's consent, the physical evidence collected during this medical exam can be used in a criminal investigation; however, a person may undergo a SAFE even without contacting, or intending to contact, the police. To undergo a SAFE, go directly to the emergency department of [insert hospital with SAFE capabilities] or the nearest hospital that provides SAFE services.

For more information about the SAFE, see https://www.texasattorneygeneral.gov/files/cvs/sexual_assault_examination.pdf. The cost of the forensic portion of the exam is covered by the law enforcement agency that is investigating the assault or, in cases where a report will not be made to the police, the Texas Department of Public Safety. This does not include fees related to medical treatment that are not a part of the SAFE.

B. Police Assistance. If you experienced or witnessed sexual misconduct, the University encourages you to make a report to the police. The police may, in turn, share your report with the Title IX Office.

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A police department's geographic jurisdiction depends on where the sexual misconduct occurred. Thus, if the incident occurred on the University campus, you may file a report with the [insert campus police name] by calling [number] or in person at [insert institution PD name] headquarters at [insert address], even if time has passed since the assault occurred.

[Institution PD name] can also assist with filing any protective orders. Reporting an assault to law enforcement does not mean the case will automatically go to criminal trial or to a University disciplinary hearing. If the University police are called, a uniformed officer will be sent to the scene to take a detailed statement. A police department counselor may also provide you with a ride to the hospital. You may also file a report with the University police even if the assailant was not a University student or employee. If the incident occurred in the City of [insert City name], but off campus, you may also file a report with the [City] Police Department, even if time has passed since the assault occurred. If a report is made to the police, a uniformed officer will usually be dispatched to the location to take a written report.

- C. Counseling and Other Services. If you experience sexual misconduct, you are strongly encouraged to seek counseling or medical and psychological care even if you do not plan to request a SAFE or report the assault to the police. You may be prescribed medications to prevent sexually transmitted infections and/or pregnancy even if the police are not contacted or if a SAFE is not performed. Similarly, other individuals impacted or affected by a sexual misconduct complaint are encouraged to seek counseling or psychological care.

You may receive medical care at the University Health Services (for students only), at a local emergency room, or by a private physician. You may also be provided with psychological support by the University Counseling and Psychological Services (students), Employee Assistance (employees), a referral through the Employee Assistance Program, or a care provider of your choosing.

Students desiring counseling should contact:

[insert office and contact information]

Faculty and staff should contact:

[insert office and contact information]

5.2 Interim Measures.

The University will offer reasonably available individualized services to the parties involved in an alleged incident of sexual misconduct, prior to an investigation or while an investigation is pending.

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Interim measures may include but are not limited to reassignment, suspension, counseling, extensions of time or other course-related adjustments, modifications of work or class schedules, withdrawal from or retake of a class without penalty, campus escort services, restrictions on contact between the parties, change in work or housing locations, leaves of absences, increased security and monitoring of certain areas of campus or other similar accommodations tailored to the individualized needs of the parties.

Sec. 6 The Investigation Process—What You Need to Know.

6.1 Key Officials in an Investigation.

- A. Title IX Coordinator. The Title IX Coordinator is the senior University administrator who oversees the University's compliance with Title IX. The Title IX Coordinator is responsible for overseeing the administrative response to reports of sexual misconduct and is available to discuss options, provide support, explain University policies and procedures, and provide education on relevant issues. The Title IX Coordinator may designate one or more Deputy Title IX Coordinators.

Any member of the University community may contact the Title IX Coordinator with questions.

- B. Investigators. The Title IX Coordinator will ensure that complaints are properly investigated under this Policy. The Title IX Coordinator will also ensure that investigators are properly trained at least annually to conduct investigations that occur under this Policy. The Title IX Deputy Coordinators will supervise and advise the Title IX investigators when conducting investigations and update the Title IX Coordinator as necessary.

6.2 Notification of University Offices Offering Assistance. After receiving a complaint, the Title IX Office will inform the parties of available resources and assistance. While taking into consideration requested confidentiality, the [insert student victim resource coordinator info] for students and [Employee Relations] office may serve as a liaison between the parties and the Title IX Office during the investigation.

6.3 Informal Resolution of Certain Complaints. (OPTIONAL)

Both parties may voluntarily agree to use this option instead of or before the formal resolution process but are not required to do so. Also, this option is not permitted for sexual violence cases. Anyone who believes that they have been subjected to sexual misconduct may immediately file a formal complaint as described in Section 6.4 of this Policy. Anyone interested in the informal resolution process, should contact the Title IX Coordinator. Before beginning the informal resolution process, the Title IX Coordinator must provide both parties full disclosure of the allegations and their options for formal resolution.

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At any time during the informal resolution process, the complainant may elect to discontinue to informal resolution process and file a formal complaint.

- A. Informal Assistance. If informal assistance is appropriate, the individual will be provided assistance in informally resolving the alleged sexual harassment. Assistance may include providing the complainant with strategies for communicating with the offending party that the behavior is unwelcomed and should cease, directing a University official to inform the offending party to stop the unwelcomed conduct, or initiating mediation. However, the University may take more formal action, including disciplinary action, to ensure an environment free of sexual harassment or sexual misconduct.
- B. Timeframe. Informal resolutions of a complaint will be concluded as soon as possible.
- C. Documentation. The University will document and record informal resolutions. The Title IX Coordinator will retain the documentation.

6.4 Formal Complaint and Investigation.

Formal Complaint. To begin the investigation process, the complainant should submit a written statement setting out the details of the conduct that is the subject of the complaint, including the following:

- complainant's name and contact information;
- name of the person directly responsible for the alleged violation;
- detailed description of the conduct or event that is the basis of the alleged violation;
- date(s) and location(s) of the alleged occurrence(s);
- names of any witnesses to the alleged occurrence(s); the resolution sought; and
- any documents or information that is relevant to the complaint.

The University may initiate an investigation regardless of the manner in which a complaint is received or whether a complaint is received at all. However, the complainant is strongly encouraged to file a written complaint. If the complaint is not in writing, the investigator should prepare a statement of what they understand the complaint to be and ask the complainant to verify that statement. The University office receiving the complaint should refer the complaint to the Title IX Coordinator.

Investigation.

- A. After an investigator is assigned, the respondent will be provided notice of the complaint and be allowed a reasonable time to respond in writing.

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- B. The parties may present any information and evidence that may be relevant to the complaint, including the names of any witnesses who may provide relevant information.
- C. The investigators will interview relevant and available witnesses. Neither the complainant nor the respondent will normally attend these interviews or the gathering of evidence; however, if either one is permitted to attend, the other shall have the same right.
- D. The investigation of a complaint will be concluded as soon as possible after receipt of the complaint. The parties should be provided updates on the progress of the investigation.
- E. After the investigation is complete, a written report¹ will be issued to the Title IX Coordinator and the appropriate administrator. The report shall include factual findings and a preliminary conclusion regarding each allegation of whether a policy violation occurred (based on a “preponderance of the evidence” standard).
- F. After the written report is completed, both parties will be allowed to inspect the report or, at the University’s discretion, be provided letters summarizing the findings in the report in keeping with FERPA and Texas Education Code, Section 51.971. Each party will have 7 business days to submit written comments regarding the investigation to the Title IX Coordinator.
- G. Within 7 business days after the deadline for receipt of comments from the parties, the Title IX Coordinator (or designee) will:
- request further investigation into the complaint;
 - dismiss the complaint if it is determined that no violation of policy or inappropriate conduct occurred; or
 - find that the Policy was violated.
- H. If it is determined that the Policy was violated, the matter will be referred for disciplinary action.
- I. The parties shall be informed concurrently in writing of the decision in accordance with Section 6.5.F of this Policy.
- J. If disciplinary action or sanction(s) is warranted, it will be imposed in accordance with the applicable policies and procedures.
- 6.5 Standard of Proof. All investigations will use the preponderance of the evidence standard, as defined in Part 3, Definitions and Examples, to determine violations of this Policy.

¹ Appropriate report redactions will be made to comply with Texas Education Code, Section 51.971.

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6.6 Timelines. Best efforts will be made to complete the complaint process in a timely manner by balancing principles of thoroughness and fundamental fairness with promptness.

At the request of law enforcement, the University may defer its fact-gathering until after the initial stages of a criminal investigation. The University will promptly resume its fact-gathering as soon as law enforcement has completed its initial investigation, or if the fact-gathering is not completed in a reasonable time, the University will move forward.

The filing of a complaint under this Policy does not excuse the complainant from meeting time limits imposed by outside agencies. Likewise, the applicable civil or criminal statute of limitations will not affect the University's investigation of the complaint.

6.7 Due Process and Privacy Rights

- The University will strive to ensure that the steps it takes to provide due process to the respondent will not restrict or delay the protections provided by Title IX to the complainant.
- The Family Educational Rights and Privacy Act (FERPA) does not override federally protected due process rights of a respondent.

6.8 Remedies. In addition to sanctions that may be imposed pursuant to the appropriate disciplinary policy, the University will take appropriate action(s), including but not limited to those below to resolve complaints of sexual misconduct, prevent any recurrence and, as appropriate, remedy any effects:

- (a) Imposing sanctions against the respondent, including attending training, suspension, termination or expulsion;
- (b) Ensuring the parties do not share classes, working environments or extracurricular activities;
- (c) Making modifications to the on campus living arrangements of the parties;
- (d) Providing comprehensive services to the parties including medical, counseling and academic support services, such as tutoring;
- (e) Providing the parties extra time to complete or re-take a class or withdraw from a class without an academic or financial penalty;
- (f) Determining whether sexual misconduct adversely affected the complainant's university standing;
- (g) Designating an individual specifically trained in providing trauma-informed comprehensive services;
- (h) Conducting a University climate check to assess the effectiveness of sexual misconduct prevention measures;

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- (i) Providing targeted training for a group of students, including bystander intervention and sexual misconduct prevention programs;
- (j) Issuing policy statements regarding the University's intolerance of sexual misconduct.

6.9 Sanctions and Discipline. Disciplinary action will be handled under the appropriate disciplinary policy depending on the status of the respondent.

[LINK TO APPROPRIATE POLICIES]

Sec. 7. Provisions Applicable to the Investigation.

7.1 Assistance. During the investigation process, both parties may be assisted by an advisor, who may be an attorney; however, the advisor may not actively participate in a meeting or interview.

7.2 Time Limitations. Time limitations in these procedures may be modified by the Title IX Coordinator or appropriate administrator on a written showing of good cause by the parties or the University.

7.3 Concurrent Criminal or Civil Proceedings. The University will not wait for the outcome of a concurrent criminal or civil justice proceeding to take action. The University has an independent duty to investigate complaints of sexual misconduct. (Except as provided in Sec. 6.7).

7.4 Documentation. The University shall document complaints and their resolution and retain copies of all materials in accordance with state and federal records laws and University policy.

Sec 8. Dissemination of Policy and Educational Programs.

8.1 This Policy will be made available to all University administrators, faculty, staff, and students online at [insert website] and in University publications. Periodic notices will be sent to University administrators, faculty, staff and students about the University's Sexual Misconduct Policy. The notice will include information about sexual misconduct, including the complaint procedure, and about University disciplinary policies and available resources, such as support services, health, and mental health services. The notice will specify the right to file a complaint under this Policy and with law enforcement and will refer individuals to designated offices or officials for additional information.

8.2 Ongoing Sexual Misconduct Training. The University's commitment to raising awareness of the dangers of sexual misconduct includes offering ongoing education through annual training and lectures by faculty, staff, mental health professionals, and/or trained University personnel. Preventive education and training programs will be provided to University administrators, faculty, staff, and students and will include information about risk reduction, including bystander intervention **[Link to web page with training provided]**

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8.3 Training of Coordinators, Investigators, Hearing and Appellate Authorities. All Title IX Coordinators, Deputy Coordinators, investigators, and those with authority over sexual misconduct hearings and appeals shall receive training each academic year about offenses, investigatory procedures, due process, and University policies related to sexual misconduct.

8.4 Annual Reporting and Notice. The University's Title IX General Policy Statement will be made available to all students, faculty, and employees online, in required publications and in specified departments.

Sec. 9. Additional Conduct Violations.

9.1 Retaliation. Any person who retaliates against the parties or any other participants in an investigation or disciplinary process relating to a complaint, or any person who under this Policy opposed any unlawful practice, is subject to disciplinary action up to and including dismissal or separation from the University. If any participant in an investigation believes they have been subject to retaliation, they should immediately report the alleged retaliatory conduct to the Title IX Office. [INSERT CITE TO RETALIATION POLICY]

9.2 False Complaints. Any person who knowingly files a false complaint under this Policy is subject to disciplinary action up to and including dismissal or separation from the University. A finding that a respondent is not responsible for the sexual misconduct alleged does not imply a report was false.

9.3 Interference with an Investigation. Any person who interferes with an ongoing investigation conducted under this Policy is subject to disciplinary action up to and including dismissal or separation from the University. Interference with an ongoing investigation may include, but is not limited to:

- (a) Attempting to coerce, compel, or prevent an individual from providing testimony or relevant information;
- (b) Removing, destroying, or altering documentation relevant to the investigation; or
- (c) Providing false or misleading information to the investigator, or encouraging others to do so.

9.4 No Effect on Pending Personnel or Academic Actions Unrelated to the Complaint. The filing of a complaint under this Policy will not stop or delay any action unrelated to the complaint, including: (1) any evaluation or disciplinary action relating to a complainant who is not performing up to acceptable standards or who has violated University rules or policies; (2) any evaluation or grading of students participating in a class, or the ability of a student to add/drop a class, change academic programs, or receive financial reimbursement for a class; or (3) any job-related functions of a University employee. Nothing in this section shall limit the University's ability to take interim action.

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Sec. 10 Documentation. The University shall confidentially maintain information related to complaints under this Policy, as required by law.

3. Definitions and Examples²

Complainant – The student, employee or third party who presents as the victim of any prohibited conduct under this Policy, regardless of whether that person makes the report or seeks action under this Policy.

Coercion – The use of pressure to compel another individual to initiate or continue sexual activity against an individual's will. Coercion can include a wide range of behaviors, including psychological or emotional pressure, physical or emotional threats, intimidation, manipulation, or blackmail that causes the person to engage in unwelcome sexual activity. A person's words or conduct are sufficient to constitute coercion if they eliminate a reasonable person's freedom of will and ability to choose whether or not to engage in sexual activity. Examples of coercion include but are not limited to threatening to "out" someone based on sexual orientation, gender identity, or gender expression; threatening to harm oneself if the other party does not engage in the sexual activity; and threatening to expose someone's prior sexual activity to another person.

Consent – A voluntary, mutually understandable agreement that clearly indicates a willingness to engage in each instance of sexual activity. Consent to one act does not imply consent to another. Past consent does not imply future consent. Consent to engage in sexual activity with one person does not imply consent to engage in sexual activity with another. Consent can be withdrawn at any time. Any expression of an unwillingness to engage in any instance of sexual activity establishes a presumptive lack of consent.

Consent is not effective if it results from: (a) the use of physical force, (b) a threat of physical force, (c) intimidation, (d) coercion, (e) incapacitation or (f) any other factor that would eliminate an individual's ability to exercise his or her own free will to choose whether or not to have sexual activity.

A current or previous dating or sexual relationship, by itself, is not sufficient to constitute consent. Even in the context of a relationship, there must be a voluntary, mutually understandable agreement that clearly indicates a willingness to engage in each instance of sexual activity.

The definition of consent for the crime of sexual assault in Texas can be found in Section 22.011(b) of the Texas Penal Code.³

² The definitions provided in the main body of the text are the definitions adopted by the University. When applicable, we have included the state law definition. In any criminal action brought by law enforcement, the state law definition will apply.

³ Texas Penal Code, Section 22.011(b) states that a sexual assault is without consent if: (1) the actor compels the other person to submit or participate by the use of physical force or violence; (2) the actor compels the other person to submit or participate by threatening to use force or violence against the other person, and the other person believes that the actor has the present ability to execute the threat; (3) the other person has not consented and the actor knows the other person is unconscious or physically unable to resist; (4) the actor knows that as a result of mental disease or defect the other person is at the time of the sexual assault incapable either of appraising the nature of the act or of

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Dating Violence⁴ – Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim.

The existence of such a relationship shall be determined by the victim with consideration of the following factors:

- a) The length of the relationship;
- b) The type of relationship; and
- c) The frequency of interaction between the persons involved in the relationship

Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse. It does not include acts covered under the definition of domestic violence.

Domestic (Family) Violence⁵ – includes felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the state of Texas,

resisting it; (5) the other person has not consented and the actor knows the other person is unaware that the sexual assault is occurring; (6) the actor has intentionally impaired the other person's power to appraise or control the other person's conduct by administering any substance without the other person's knowledge; (7) the actor compels the other person to submit or participate by threatening to use force or violence against any person, and the other person believes that the actor has the ability to execute the threat.

⁴ Dating Violence is defined by the Texas Family Code, Section 71.0021 as:

- (a) an act, other than a defensive measure to protect oneself, by an actor that:
 - (1) is committed against a victim:
 - (A) with whom the actor has or has had a dating relationship; or
 - (B) because of the victim's marriage to or dating relationship with an individual with whom the actor is or has been in a dating relationship or marriage; and
 - (2) is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the victim in fear of imminent physical harm, bodily injury, assault, or sexual assault.
- (b) For purposes of this title, "dating relationship" means a relationship between individuals who have or have had a continuing relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on consideration of:
 - (1) the length of the relationship;
 - (2) the nature of the relationship; and
 - (3) the frequency and type of interaction between the persons involved in the relationship.
- (c) A casual acquaintanceship or ordinary fraternization in a business or social context does not constitute a "dating relationship" under Subsection (b).

Texas Penal Code, Section 22.01 provides the criminal penalties associated with Dating Violence.

⁵ Family Violence is defined by the Texas Family Code Section 71.004 as:

- (1) an act by a member of a family or household against another member of the family or household that is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the member in fear of imminent physical harm, bodily injury, assault, or sexual assault, but does not include defensive measures to protect oneself;
- (2) abuse, as that term is defined by Sections [261.001](#)(1)(C), (E), and (G), by a member of a family or household toward a child of the family or household; or
- (3) dating violence, as that term is defined by Section [71.0021](#).

Texas Penal Code Section 22.01 provides the criminal penalties associated with Domestic (Family) Violence.

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or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the state of Texas.

Hostile Environment – exists when sexual harassment (which is a form of sex-based harassment) is sufficiently severe or pervasive to deny or limit the individual's ability to participate in or benefit from the University's programs or activities or an employee's terms and conditions of employment.⁶ A hostile environment can be created by anyone involved in a University's program or activity (e.g., administrators, faculty members, employees, students, and University visitors).

In determining whether sex-based harassment has created a hostile environment, the University considers the conduct in question from both a subjective and objective perspective. It will be necessary, but not adequate, that the conduct was unwelcome to the individual who was harassed. To conclude that conduct created or contributed to a hostile environment, the University must also find that a reasonable person in the individual's position would have perceived the conduct as undesirable or offensive.

To ultimately determine whether a hostile environment exists for an individual or individuals, the University considers a variety of factors related to the severity, persistence, or pervasiveness of the sex-based harassment, including: (1) the type, frequency, and duration of the conduct; (2) the identity and relationships of the persons involved; (3) the number of individuals involved; (4) the location of the conduct and the context in which it occurred; and (5) the degree to which the conduct affected an individual's education or employment.

The more severe the sex-based harassment, the less need there is to show a repetitive series of incidents to find a hostile environment. Indeed, a single instance of sexual assault may be sufficient to create a hostile environment. Likewise, a series of incidents may be sufficient even if the sex-based harassment is not particularly severe.

Incapacitation – Incapacitation is the inability, temporarily or permanently, to give consent because the individual is mentally and/or physically helpless, either voluntarily or involuntarily, or the individual is unconscious, asleep, or otherwise unaware that the sexual activity is occurring. In addition, an individual is incapacitated if they demonstrate that they are unaware at the time of the incident of where they are, how they got there, or why or how they became engaged in a sexual interaction.

The University offers the following guidance on consent and assessing incapacitation:

When alcohol is involved, incapacitation is a state beyond drunkenness or intoxication. When drug use is involved, incapacitation is a state beyond being under the influence or impaired by use of the drug. Alcohol and other drugs impact each individual differently,

⁶ Depending on the facts of a particular case, the University may investigate claims of hostile work environment under this Policy, the University's gender discrimination policy, or both. See Department of Education, Office for Civil Rights, January 2001 Revised Sexual Harassment Guidance, page 2.

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and determining whether an individual is incapacitated requires an individualized determination.

In evaluating consent in cases of alleged incapacitation, the University asks two questions:

- (1) Did the person initiating sexual activity know that the other party was incapacitated? and if not,
- (2) Should a sober, reasonable person in the same situation have known that the other party was incapacitated?

If the answer to either of these questions is “YES,” consent was absent and the conduct is likely a violation of this Policy.

One need not be a medical expert in assessing incapacitation. One should look for the common and obvious warning signs that show that a person may be incapacitated or approaching incapacitation. Although every individual may show signs of incapacitation differently, some signs include clumsiness, difficulty walking, poor judgment, difficulty concentrating, slurred speech, vomiting, combativeness, incontinence or emotional volatility. A person who is incapacitated may not be able to understand some or all of the following questions: “Do you know where you are?” “Do you know how you got here?” “Do you know what is happening?” “Do you know whom you are with?”

An individual’s level of intoxication may change over a period of time based on a variety of subjective factors, including the amount of substance intake, speed of intake, body mass, and metabolism. It is especially important, therefore, that anyone engaging in sexual activity is aware of both their own and the other person’s level of intoxication and capacity to give consent.

The use of alcohol or other drugs can lower inhibitions and create an atmosphere of confusion about whether consent is effectively sought and freely given. If there is any doubt as to the level or extent of one’s own or the other individual’s intoxication or incapacitation, the safest course of action is to forgo or cease any sexual contact.

Being impaired by alcohol or other drugs is no defense to any violation of this Policy.

Intimidation – Unlawfully placing another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

Other Inappropriate Sexual Conduct – Includes unwelcome sexual advances, requests for sexual favors, or verbal or physical conduct of a sexual nature directed towards another individual that does not rise to the level of sexual harassment but is unprofessional, inappropriate for the workplace or classroom and is not protected speech. It also includes consensual sexual conduct that is unprofessional and inappropriate for the workplace or classroom. Depending on the facts of a complaint, the conduct may not violate this Policy but may violate other university policies including but not limited to standards of conduct or professionalism policies.

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Parties -- The term “parties” refers to the “complainant” and the “respondent” in a Title IX complaint.

Preponderance of the Evidence – The greater weight of the credible evidence. Preponderance of the evidence is the standard for determining allegations of sexual misconduct under this Policy. This standard is satisfied if the action is deemed more likely to have occurred than not.

Respondent -- The student, employee, or third party who has been accused of violating this policy.

Responsible Employee – A University employee who has the duty to report incidents of sexual misconduct to the Title IX Office or an employee whom an individual could reasonably have this authority. Responsible employees include all administrators, faculty, supervisory staff, resident life directors and advisors, and graduate teaching assistants, except any employee with confidentiality obligations as defined in Section 3.5. Incidents of sexual misconduct may also be reported to Responsible Employees.

Retaliation – Any adverse action threatened or taken against someone *because* the individual has filed, supported, provided information in connection with a complaint of sexual misconduct or engaged in other legally protected activities. Retaliation includes, but is not limited to, intimidation, threats or harassment against any complainant, respondent, witness or third party.

Sexual Assault⁷ – An offense that meets the definition of rape, fondling, incest, or statutory rape:

- a) *Rape*: the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- b) *Fondling*: The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
- c) *Incest*: Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- d) *Statutory Rape*: Sexual intercourse with a person who is under the statutory age of consent.

Sexual Exploitation – Conduct where an individual takes non-consensual or abusive sexual advantage of another for their own benefit, or to benefit anyone other than the one

⁷ Sexual Assault is defined by Texas Penal Code, Section 22.011 as intentionally or knowingly:

- a) Causing the penetration of the anus or sexual organ of another person by any means, without that person's consent; or
- b) Causing the penetration of the mouth of another person by the sexual organ of the actor, without that person's consent; or
- c) Causing the sexual organ of another person, without that person's consent, to contact or penetrate the mouth, anus, or sexual organ of another person, including the actor.

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being exploited. Examples of sexual exploitation include, but are not limited to, engaging in voyeurism; forwarding of pornographic or other sexually inappropriate material by email, text, or other channels to non-consenting students/groups; the intentional removal of a condom or other contraceptive barrier during sexual activity without the consent of a sexual partner; and any activity that goes beyond the boundaries of consent, such as recording of sexual activity, letting others watch consensual sex, or knowingly transmitting a sexually transmitted disease (STD) to another.

Sexual Harassment – Unwelcome conduct of a sexual nature including but not limited to unwelcome sexual advances, requests for sexual favors, or other verbal or physical conduct of a sexual nature, when:

- a) Submission to such conduct is made either explicitly or implicitly a term or condition of a person's student status, employment, or participation in University activities; or
- b) Such conduct is sufficiently severe or pervasive that it creates a hostile environment, as defined in this Policy.

Sexual harassment is a form of sex discrimination that includes:

- a) Sexual violence, sexual assault, stalking, domestic violence and dating violence as defined herein.
- b) Physical conduct, depending on the totality of the circumstances present, including frequency and severity, including but not limited to:
 - i. unwelcome intentional touching; or
 - ii. deliberate physical interference with or restriction of movement.
- c) Verbal conduct not necessary to an argument for or against the substance of any political, religious, philosophical, ideological, or academic idea, including oral, written, or symbolic expression, including but not limited to:
 - i. explicit or implicit propositions to engage in sexual activity;
 - ii. gratuitous comments, jokes, questions, anecdotes or remarks of a sexual nature about clothing or bodies;
 - iii. gratuitous remarks about sexual activities or speculation about sexual experiences;
 - iv. persistent, unwanted sexual or romantic attention;
 - v. subtle or overt pressure for sexual favors;
 - vi. exposure to sexually suggestive visual displays such as photographs, graffiti, posters, calendars or other materials; or
 - vii. deliberate, repeated humiliation or intimidation based upon sex.

Sexual Misconduct – A broad term encompassing a range of non-consensual sexual activity or unwelcome behavior of a sexual nature. The term includes, but is not limited to, sexual assault, sexual exploitation, sexual intimidation, sexual harassment, domestic violence, dating violence, and stalking. The term also includes “other inappropriate sexual conduct,” as defined above. Sexual misconduct can be committed by any person, including strangers or acquaintances.

Sexual Violence – Physical sexual acts perpetrated against a person's will or where a person is incapable of giving consent. The term includes, but is not limited to, rape, sexual

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assault, sexual battery, sexual coercion, sexual abuse, indecency with a child, and/or aggravated sexual assault.

Stalking⁸ – Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or suffer substantial emotional distress. For the purposes of this definition--

- a) *Course of conduct* means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.
- b) *Reasonable person* means a reasonable person under similar circumstances and with similar identities to the victim.
- c) *Substantial emotional distress* means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

4. Relevant Federal and State Statutes, and Standards

[Title IX of the Education Amendments of 1972, 20 U.S.C. §§ 1681–1688 and its implementing regulations, 34 C.F.R. Part 106](#)

[Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§2000e–2000e-17 and its implementing regulations 29 C.F.R. §1604 11.](#)

[Clery Act, 20 U.S.C 1092\(f\) and its implementing regulations 34 C.F.R. Part 668](#)

[FERPA Regulations, 34 C.F.R. Part 99](#)

5. Other Relevant Policies, Procedures, and Forms

⁸ Stalking as defined by Texas Penal Code, Section 42.072 is when an individual on more than one occasion and pursuant to the same scheme or course of conduct that is directed specifically at another person, knowingly engages in conduct that:

- a) is considered harassment, or that the actor knows or reasonably should know the other person will regard as threatening:
 - i. bodily injury or death for the other person;
 - ii. bodily injury or death for a member of the other person's family or household or for an individual with whom the other person has a dating relationship; or
 - iii. that an offense will be committed against the other person's property;
- b) causes the other person, a member of the other person's family or household, or an individual with whom the other person has a dating relationship to be placed in fear of bodily injury or death or in fear that an offense will be committed against the other person's property, or to feel harassed, annoyed, alarmed, abused, tormented, embarrassed, or offended; and
- c) would cause a reasonable person to:
 - i. fear bodily injury or death for himself or herself;
 - ii. fear bodily injury or death for a member of the person's family or household or for an individual with whom the person has a dating relationship;
 - iii. fear that an offense will be committed against the person's property; or
 - iv. feel harassed, annoyed, alarmed, abused, tormented, embarrassed, or offended.

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[insert reference to]:

[Regents' Rules and Regulations, Rule 30105, Sexual Harassment, Sexual Misconduct, and Consensual Relationships](#)

[University of Texas System Administration Systemwide Policy \(UTS 184\), Consensual Relationships](#)

University's Sex Discrimination Policy

[Regents' Rules and Regulations, Rule 31008, Termination of a Faculty Member](#)

Staff Discipline policy

Student Discipline policy

6. System Administration Office(s) Responsible for Policy

Office of General Counsel

7. Dates Approved or Amended

[insert new date]

April 6, 2015

February 21, 2012

8. Contact Information

Questions or comments about this Policy should be directed to:

- ogc_intake@utsystem.edu

14. Contract (funds going out) - U. T. Arlington: Frontier Waterproofing, Inc. to provide job order contracting services for waterproofing of campus facilities

Agency: Frontier Waterproofing, Inc.

Funds: This contract has the potential to exceed \$1,000,000 over a five-year period

Period: October 22, 2018 through October 21, 2019, with option to renew for four additional one-year terms

Description: Frontier Waterproofing Contracting Services, Inc. will provide job order contracting services for masonry restoration, brick repairs and installation, and facilities waterproofing. This contract was competitively bid.

15. Contract (funds going out) - U. T. Arlington: Rightpoint Consulting, L.L.C. to deliver a new web experience for the institution's website on the Sitecore Experience Platform

Agency: Rightpoint Consulting, L.L.C.

Funds: \$1,471,800 (plus reasonable and actual travel and lodging expenses)

Period: July 1, 2018 through September 30, 2019

Description: Rightpoint Consulting, L.L.C. will deliver a new web experience for the institution's website on the Sitecore Experience Platform, including all pages that share the global navigation of the current homepage. This contract was competitively bid.

16. Request for Budget Change - U. T. Arlington: New Hires with Tenure -- amendment to the 2018-2019 budget

The following Requests for Budget Change (RBC) have been administratively approved by the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
College of Engineering					
Civil Engineering					
Associate Director and Professor					
Maria Konsta-Gdoutos (T)	2/1-5/31	100	09	145,000	10570
Materials Science and Engineering					
Director and Professor					
Surendra Shah (T)	1/16-5/31	100	09	296,000	10572
College of Nursing and Health Innovation					
Nursing					
Executive Director and Professor					
Florence Haseltine (T)	1/11-8/31	100	12	265,000	10569
Nursing					
Dean and Professor					
Elizabeth Merwin (T)	2/1-8/31	100	12	400,000	10571

17. Lease - U. T. Arlington: Authorization to amend and extend the lease of approximately 2,937 rentable square feet of space located at 9390 Research Boulevard, Austin, Travis County, Texas, from Eurus Estates II, Ltd., for higher education use, including offices and laboratories

Description: Third Amendment to Lease for approximately 2,937 rentable square feet of space located at 9390 Research Boulevard, Austin, Travis County, Texas, located in the Kaleido II Building as Suite 300, for higher education use, including offices and laboratories

Lessor: Eurus Estates II, Ltd., a Texas limited partnership

Term: Sixty-month extension term commencing on February 1, 2019, and continuing through January 31, 2024

Lease Cost: Annual base rent is \$57,271 (\$19.50 per square foot), escalating by 3% annually for a total rent amount of \$1,431,707 over the term of the lease, as extended.

Tenant Improvements: Lessor performed tenant improvements initially and will make additional tenant improvements for this lease extension, at lessor's cost.

18. Purchase - U. T. Arlington: Authorization to purchase a leasehold interest in, and to renovate a 366-unit student apartment complex on approximately 13.558 acres of campus land, located at 700 W. Mitchell Street, Arlington, Tarrant County, Texas, from Arlington Residence Partnership I, LTD., for student housing; and resolution regarding parity debt

Description: Purchase of a leasehold interest in a 366-unit student apartment complex on approximately 13.558 acres of campus land located at 700 W. Mitchell Street, Arlington, Tarrant County, Texas and authorization for the Executive Director of Real Estate to execute all documents, instruments, and other agreements and to take all further actions deemed necessary or advisable to purchase the leasehold interest. The improvements and land are owned by the U. T. System Board of Regents; the lessee owns the furnishings and equipment and leasehold interest. The leasehold interest expires in 2030. This property is on the institution's main campus and is used for student housing. The apartments are currently occupied in excess of 95%. In addition to the purchase price, U. T. Arlington estimates that it may spend approximately \$8,000,000 to \$10,000,000 over a 24-month period for property renewal.

Seller: Arlington Residence Partnership I, LTD., a Texas limited partnership

Purchase Price: Not to exceed fair market value as determined by an independent appraisal performed by BBG, Inc.; appraisal confidential pursuant to *Texas Education Code* Section 51.951

Source of Funds: Revenue Financing System bonds repaid out of rental income. The project's debt service coverage ratio is expected to be at least 1.4 times and to average 1.5 times during the period from Fiscal Year 2019 through Fiscal Year 2024. In approving this item, the Board will be making the findings required under Section 5 of the Amended and Restated Master Resolution establishing the Revenue Financing System relating to the issuance of parity debt on behalf of U. T. Arlington in an aggregate amount not to exceed fair market value as established by independent appraisal plus renewal costs, and this action satisfies the official intent requirements set forth in Section 1.150-2 of the *Code of Federal Regulations*.

19. Contract (funds coming in) - U. T. Austin: Pediatric Congenital Heart Disease and Congenital Heart Surgery Program Support Agreement by and among Seton Family of Hospitals, Dell Children's Medical Group, and The University of Texas at Austin

Agency: Seton Family of Hospitals and Dell Children's Medical Group

Funds: U. T. Austin will be paid a maximum of approximately \$12,500,000 annually (with full staffing of Program personnel)

Period: Initial term beginning May 1, 2018 through April 30, 2023, with unlimited renewal periods of one year each, unless terminated earlier

Description: This Program Support Agreement outlines the terms (i) of a regional comprehensive pediatric and congenital clinical heart disease and congenital heart surgery program, and (ii) to integrate pediatric and congenital heart disease services with adult services to be created by U. T. Austin Dell Medical School and Seton (the Program). Among other terms, the Program will include coverage and services to be furnished by Dr. Charles Fraser and to-be-hired Program personnel for pediatric congenital heart disease and congenital heart surgery services at Dell Children's Medical Center, emergency congenital heart disease services at the Dell Children's emergency room, Seton's Texas Center for Pediatric and Congenital Heart Disease, and an outpatient pediatric congenital heart disease provider-based clinic. The Program personnel will also provide coverage and services at Dell Seton Medical Center for adult patients with pediatric congenital heart disease needs.

20. Contract (funds going out) - U. T. Austin: Stantec Consulting Services, Inc. to provide professional engineering/architectural services to campus facilities

Agency: Stantec Consulting Services, Inc.

Funds: Expected to exceed \$2,500,000 over the maximum six-year contract period

Period: August 1, 2017 through July 31, 2019 (one-year contract with option to renew for up to five additional one-year periods, four renewal options remaining). The contract is being brought forward for Board approval as it is nearing the \$2,500,000 delegation threshold.

Description: Stantec Consulting Services, Inc. to perform professional engineering/architectural services with projects varying in size and scope. Separate service agreements will be executed for individual projects. Services were competitively procured.

21. Foreign Contract (funds going out) - U. T. Austin: Addendum to Service Agreement with Casa de las Américas in Cuba for faculty led summer program

Agency: Casa de las Américas

Funds: \$38,285

Period: February 28, 2019 through June 29, 2019

Description: Under the second addendum, Casa de las Américas, an institution established by the Cuban Ministry of Culture, will provide visa, housing, and travel assistance to U. T. Austin faculty and students studying in Havana, Cuba. The summer program runs from June 2, 2019 through June 28, 2019.

22. Request for Budget Change - U. T. Austin: New Hire with Tenure -- amendment to the 2017-2018 budget

The following Request for Budget Change (RBC) has been administratively approved by the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
Dell Medical School					
Department of Population Health					
Associate Professor					
Phillip W. Schnarrs (T)	7/9-8/31	100	12	120,000	10555

23. Request for Budget Change - U. T. Austin: New Hires with Tenure -- amendment to the 2018-2019 budget

The following Requests for Budget Change (RBC) have been administratively approved by the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
Jackson School of Geosciences					
Department of Geological Sciences					
Professor					
Claudio Faccenna (T)	1/16-5/31	100	9	240,000	10556
College of Liberal Arts					
Department of Economics					
Associate Professor					
Tom Vogl (T)	9/1-5/31	100	9	245,000	10557
Department of English					
Associate Professor					
Alison Kafer (T)	1/16-5/31	100	9	135,000	10558
College of Pharmacy					
Professor					
Sharon DeMorrow (T)	1/1-5/31	100	9	170,000	10566

- 24. Request for Budget Change - **U. T. Austin**: Transfer \$9,700,000 from Research Infusion to Project Management and Construction Services (PMCS) – Campus Main (CAM) Engineering Moves to relocate Aerospace Engineering (RBC No. 10543) -- amendment to the 2018-2019 budget

- 25. Request for Budget Change - **U. T. Austin**: Transfer \$5,500,000 from Provost (PROV) – Provost Enhancement to Resource Management (RSCM) – Peter T. Flawn Academic Center (FAC) – UT Career Center to fund new UT Career Center (RBC No. 10544) -- amendment to the 2018-2019 budget

- 26. Request for Budget Change - **U. T. Austin**: Transfer \$24,000,000 from Reserve for Academic Enhancement Initiatives to Project Management and Construction Services (PMCS) – Repairs and Renovations (R&R) – Safety & Code and Repairs and Renovations (R&R) – Program to repair and renovate buildings (RBC No. 10559) -- amendment to the 2018-2019 budget

The following Request for Budget Change has been administratively approved by the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	\$ Amount	RBC #
Reserve for Academic Enhancement Initiatives – Allotment, Unallocated and Reserve		
Amount of Transfer:	24,000,000	10559
From: Reserve for Academic Enhancement Initiatives – Designated Funds, Allocation for Budget Adjustment	24,000,000	
To: Project Management and Construction Services (PMCS) – Repairs and Renovations (R&R) – Safety & Code – Plant Funds, Allocated for Budget	6,000,000	
PMCS – R&R – Program – Plant Funds, Allocated for Budget	18,000,000	

- 27. Request for Budget Change - **U. T. Austin**: Transfer \$5,000,000 from Reserve for Academic Enhancement Initiatives to Project Management and Construction Services (PMCS) – Chemical and Petroleum Engineering Building (CPE) Mold Remediation to repair and replace the HVAC make-up air unit, leaking coils, aging controls, and mold growth (RBC No. 10560) -- amendment to the 2018-2019 budget

28. Employment Agreement - U. T. Austin: Approval of amendment to terms of Employment Agreement for Vice President and Athletics Director Christopher M. Del Conte

The following Amendment No. 1 to the Employment Agreement for the Vice President and Athletics Director has been approved by the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents. If the Amendment is approved, total compensation for the contract period for Christopher M. Del Conte will be in excess of \$1 million. Such employment under the Agreement, as amended by Amendment No. 1, is subject to the Constitution and Bylaws of the National Collegiate Athletic Association, the Big 12 Conference, any intercollegiate athletic conference of which The University of Texas at Austin is a member, the Regents' *Rules and Regulations*, and the policies of The University of Texas at Austin (Regents' *Rules and Regulations*, Rule 10501, Section 2.212, Athletic Employment Agreements; and Rule 20204, Section 3, Board Approval). Any violation of the provisions of such constitution, bylaws, rules, regulations, or policies shall be grounds for suspension without pay and/or dismissal.

Item: Amendment to terms of Employment Agreement for Vice President and Athletics Director Christopher M. Del Conte

From: **Guaranteed compensation:**
 Annual Salary:
 FY 2018: \$1,310,000 (prorated)
 FY 2019: \$1,340,000
 FY 2020: \$1,380,000
 FY 2021: \$1,420,000
 FY 2022: \$1,470,000
 FY 2023: \$1,520,000
 FY 2024: \$1,570,000

To: **Guaranteed compensation:**
 Annual Salary:
 FY 2019: \$1,540,000 (prorated)
 FY 2020: \$1,580,000
 FY 2021: \$1,620,000
 FY 2022: \$1,670,000
 FY 2023: \$1,720,000
 FY 2024: \$1,770,000

Guaranteed
 Compensation
 Percent Change: 11%

Nonguaranteed
 Compensation
 Change: 0%

Description: Amendment No. 1 to the Agreement for employment of Vice President and Athletics Director Christopher M. Del Conte increases the base salary by \$200,000, beginning on March 1, 2019, and through the duration of the contract period. Additionally, the amendment corrects a typographical error contained in the original agreement regarding the timing of a one-time special payment. The amendment also incorporates compliance language required by the National Collegiate Athletic Association for all contracts executed after August 8, 2018.

Source of Funds: Intercollegiate Athletics

Period: March 1, 2019 through August 31, 2024

29. Lease - U. T. Austin: Authorization to lease approximately 15,212 rentable square feet of space located at 28 W. 44th Street, New York City, New York, from APF 28W44 Owner LP, for future programmed mission use, including use by the McCombs School of Business, Moody College of Communication, and College of Liberal Arts

Description: Lease of approximately 15,212 rentable square feet of space located at 28 W. 44th Street, New York City, New York, for future programmed expansion as classrooms and offices, including use by the McCombs School of Business, Moody College of Communication, and College of Liberal Arts.

Lessor: APF 28W44 Owner LP, a Delaware limited partnership

Term: Seven years and five months, with one renewal option of five years at fair market value

Lease Cost: Initial annual base rent is \$57 gross per rentable square foot for 3.5 years and will escalate to \$61 gross per rentable square foot through the expiration of the term, with a 2.25% annual escalation in lieu of pro rata Operating Expense payments. Base Rent plus escalation costs for the lease term will total \$6,438,814. Tenant will pay its proportionate share of increases in Real Estate Taxes above a 2019 Base Year, currently estimated at \$381,362 over the term of the lease. Tenant will also be subject to a municipal Commercial Rent Tax of 3.9%, which will cost tenant an estimated \$281,920 over the term of the lease. Electricity to the space will be sub metered and tenant will be responsible for electric costs plus 6%.

The landlord has also proposed 10 months of rent abatement and a tenant improvement allowance of \$80 per rentable square foot totaling \$1,216,960. Tenant will be responsible for any build out costs that exceed the allowance, which are currently estimated at \$10 per square foot for build out costs, in an amount of \$152,120. The cumulative lease value of Tenant's Base Rent, Escalations, and Tenant Improvement participation equals an estimated \$7,254,216.

30. Purchase - U. T. Austin: Authorization to exercise option to purchase property located at 2002 Whitis Avenue, Austin, Travis County, Texas, from the Estate of Ellen F. Byrum, for future programmed campus expansion

Description: Authorize the purchase of property located at 2002 Whitis Avenue, Austin, Travis County, Texas, for future programmed campus expansion. The property is located adjacent to the institution's main campus, within its master plan expansion zone and is currently a parking lot leased by the institution. Authorize the Executive Director of Real Estate to execute all documents, instruments, and other agreements deemed necessary or advisable to purchase the property.

Seller: Ellen F. Byrum Trust

Total Area: Approximately 0.2009 of an acre

Purchase Price: \$2,680,000 increased by a Consumer Price Index adjustment from January 1, 2019, until the date of the Condition Precedent under the terms of the Trust, namely, notice of Ellen F. Byrum's death. The institution will purchase the property only if an independent appraisal confirms that the purchase price does not exceed fair market value at the time the purchase option is exercised.

31. Contract (funds coming in and going out) - U. T. Dallas: Compass Group USA, Inc., by and through its Chartwells Division, to provide operation and management of food services at campus facilities

Agency: Compass Group USA, Inc.

Funds: Estimated \$33,320,000 in revenue royalties, donations and capital investments over a 10-year period (U. T. Dallas will make payments to Chartwells Division for requested catering services from time to time)

Period: January 1, 2019 through December 31, 2023, with one option to renew for a five-year period ending December 31, 2028

Description: Compass Group USA, Inc., by and through its Chartwells Division, will provide operation and management of food services at U. T. Dallas campus facilities. These services will include meal plans, cash retail food services, and catering options. This award is the result of competitive solicitation and recommendation by an evaluation committee with representatives from student government as well as university staff. Pursuant to *Texas Education Code* Section 51.945, students were provided an opportunity to comment prior to determination that this food services provider should be selected by the institution.

32. Contract (funds going out) - U. T. Dallas: Prism Electric, Inc. to provide electrical maintenance services as requested by the Department of Facilities Management on an as-needed basis for low, medium, and high voltage requirements

Agency: Prism Electric, Inc.

Funds: Estimated \$4,000,000 for two-year period, which includes one one-year renewal option

Period: Initially, November 1, 2018 through October 31, 2019, with one option to renew for one year

Description: U. T. Dallas to piggyback two existing U. T. Southwestern Medical Center (UTSW) contracts with Prism at established hourly rates for U. T. Dallas to obtain Prism's performance of electrical maintenance services on the U. T. Dallas campus on an as-needed basis for low, medium, and high voltage requirements. UTSW procured its contracts with Prism through the use of a competitively solicited Request for Qualification (RFQ).

33. Lease - U. T. El Paso: Authorization to extend a lease of approximately 2,254 square feet of space located in the University Towers Medical Center building at 1900 N. Oregon Street, El Paso, El Paso County, Texas, to Ampler Burgers, LLC, for retail/restaurant use

Description: Extend lease of approximately 2,254 square feet of space located at 1900 N. Oregon Street, El Paso, El Paso County, Texas for retail/restaurant use. U. T. El Paso currently leases the space to Ampler Burgers, LLC and it is being utilized as a Burger King restaurant. The space is within the University Towers Medical Center building that was acquired by the Board of Regents in 2013 for future campus expansion. The building is occupied by third party tenants and by the institution. The original lease was in place at the time the University Towers Medical Center building was acquired. The parties recently extended the lease.

Lessee: Ampler Burgers, LLC, a Nebraska limited liability company

Term: The original lease commenced on June 4, 1996. The extended lease term is for a period of 10 years, which commenced on April 1, 2018, and continues through March 31, 2028, with four additional options to renew, each for a period of five years.

Lease Value: The average annual base rent is \$24.84 per square foot, plus an additional percentage rent estimated to be \$11.54 per square foot for a total approximate amount of \$820,171 over the initial extended 10-year term. Annual operating expenses being paid by the lessee are estimated to be \$9.53 per square foot or \$214,913 for a total of \$1,035,084 for the initial 10-year extension. Base rents for the first and second five-year options will be \$27.33 per square foot with an increase to \$30.06 per square foot thereafter for the third and fourth five-year options.

Tenant Improvements: Lessee has expended approximately \$150,000 for interior renovations.

Total Value: The base rent, estimated percentage rent, and estimated annual operating expense value for the initial 10-year extension, along with the four options to renew, totals approximately \$ 3,278,852.

34. Approval of Dual Position of Honor, Trust, or Profit - U. T. El Paso: Appointment by Governor Abbott of Aaron Velasco, Professor, Department of Geological Sciences, as a member of the TexNet Technical Advisory Committee

The following item has been approved by the Executive Vice Chancellor for Academic Affairs in accordance with Regents' *Rules and Regulations*, Rule 30103.

It has been determined that the holding of this office or position is of benefit to the State of Texas and The University of Texas at El Paso, and there is no conflict between holding this position and the appointment with the University.

The Board is also asked to find that holding this position is of benefit to the State of Texas and the University, and that there is no conflict between the position and the University.

Name: Aaron Velasco

Title: Professor, Geological Sciences

Position: Member, TexNet Technical Advisory Committee

Period: October 1, 2018, for a term at the pleasure of the Governor

Compensation: None

Description: Dr. Velasco has been appointed by Governor Greg Abbott to the TexNet Technical Advisory Committee.

The mission of the TexNet Technical Advisory Committee is to increase the knowledge related to earthquakes occurring within the State, and to improve the safety of the citizens, environment, infrastructure, and economy of the State of Texas.

35. Contract (funds going out) - U. T. Permian Basin: Agreement for ABM Texas General Services, Inc. to provide custodial services on campus

Agency: ABM Texas General Services, Inc.

Funds: 1,115,423

Period: September 1, 2018 through August 31, 2019, with option to renew for four additional one-year terms

Description: ABM Texas General Services, Inc. to provide custodial services on campus. The contract was competitively bid.

36. Contract (funds coming in) - U. T. Rio Grande Valley: Approval of Second Amendment to Annual Operating Agreement with Doctors Hospital at Renaissance, Ltd.

Agency: Doctors Hospital at Renaissance, Ltd. (DHR)

Funds: Monthly payments of \$1,595,602 from January 1, 2019 through March 31, 2019, unless revised by agreement of the parties, \$4,796,806 total amount subject to reconciliation

Period: January 1, 2019 through March 31, 2019

Description: The Calendar Year 2019 Amendment to Annual Operating Agreement to the Affiliation Agreement between Doctors Hospital at Renaissance, Ltd. and U. T. Rio Grande Valley documents the payment for services flowing between the parties in connection with graduate and undergraduate medical education programs, and describes the commitment of the parties related to educational, clinical, structural, financial, and administrative needs of the graduate and undergraduate medical education programs and other collaboration efforts as contemplated in the related Affiliation Agreement between the parties. This three-month agreement allows time for the parties to finalize the Annual Budget for the period January 1, 2019, through December 31, 2019, and to agree on a revised Annual Operating Agreement.

37. Request for Budget Change - U. T. Rio Grande Valley: New Hire with Tenure -- amendment to the 2018-2019 budget

The following Request for Budget Change (RBC) has been administratively approved by the Executive Vice Chancellor for Academic Affairs and is recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
College of Liberal Arts					
Department of Psychological Science					
Associate Professor					
Cecilia Montiel-Nava (T)	1/03-5/31	100	9	77,000	10655

38. Purchase - U. T. Rio Grande Valley: Authorization to purchase approximately 9.15 acres of undeveloped land located at 621 North Jackson Road, Edinburg, Hidalgo County, Texas, from Villa Kapital, LLC, for future programmed campus expansion, including academic and academic support uses

Description: Purchase approximately 9.15 acres of undeveloped land located at 621 North Jackson Road, Edinburg, Hidalgo County, Texas, and authorization for the Executive Director of Real Estate to execute all documents, instruments, and other agreements, and to take all further actions deemed necessary or advisable to purchase the property. The 9.15-acre tract is included in U. T. Rio Grande Valley's Board-approved Long-Range Plan for campus acquisition and is located along the western boundary of the Edinburg campus. The property will be used for future programmed campus expansion, including academic and academic support uses.

Seller: Villa Kapital, LLC, a Texas Limited Liability Company

Purchase Price: Not to exceed fair market value as determined by an independent appraisal performed by Aguirre and Patterson, Inc.; appraisal confidential pursuant to *Texas Education Code* Section 51.951

39. Gift - U. T. Rio Grande Valley: Authorization to accept a gift of approximately 30.54 acres of vacant land located near the northeast corner of Camelot Drive and Hale Street in, Harlingen, Cameron County, Texas, from the City of Harlingen, for future programmed campus expansion, and to lease space in a to-be-built building to the Harlingen Consolidated Independent School District and finding of public purpose

Description:

Gift of approximately 30.54 acres of vacant land located near the northeast corner of Camelot Drive and Hale Street, Harlingen, Cameron County, Texas; and authorization for the Executive Director of Real Estate to execute all documents, instruments, and other agreements, and to take all further actions deemed necessary or advisable to acquire the property and to lease space in a to-be-built building on the property to the Harlingen Consolidated Independent School District (ISD).

The gift requires that the land be used for university mission-related purposes for 35 years. To that end, the property will be used by U. T. Rio Grande Valley, in concert with the Harlingen Consolidated ISD, as a dual-enrollment and higher education campus. U. T. Rio Grande Valley plans to build Phase I improvements on the property consisting of approximately 35,000 to 40,000 square feet of classroom space and teaching labs for university and high school classes. U. T. Rio Grande Valley will offer baccalaureate, masters, and early college courses with a proposed emphasis on education, engineering, and computer science.

U. T. Rio Grande Valley and the Harlingen Consolidated ISD will each fund one-half of the Phase I construction, which is estimated to cost approximately \$12,000,000 to \$14,000,000. U. T. Rio Grande Valley must begin construction of the initial building within 36 months after the date of the gift conveyance, or the property will revert back to the City of Harlingen. However, the City of Harlingen will reserve the right to extend the 36-month time period.

U. T. Rio Grande Valley will lease space in the Phase I building to the Harlingen Consolidated ISD for approximately 35 years. The Harlingen Consolidated ISD will prepay the base rental in an amount equal to one-half of the Phase I construction cost, estimated to be approximately \$7,000,000. In addition, the Harlingen Consolidated ISD will pay its pro rata share of operating expenses.

Gift of Land:

Property: 30.54 acres of unimproved land near the northeast corner of Camelot Drive and Hale Street in, Harlingen, Texas

Donor: City of Harlingen, Texas

Estimated Gift Value: \$1,318,720 (0.99¢ per square foot per the 2018 Cameron County Central Appraisal District market valuation)

Gift Requirements: The land must be used for university mission-related purposes for 35 years. U. T. Rio Grande Valley must begin construction of the initial building within 36 months after the date of the gift conveyance; otherwise the property will revert back to the City of Harlingen. However, the City of Harlingen will reserve the right to extend the 36-month time period.

Lease or License of
Phase I Improvements:

Tenant: Harlingen Consolidated Independent School District

Lease Term: 35 years

Premise: Use of approximately one-half of the improvements. The use of certain rooms or facilities may be limited to certain times.

Lease Income: The prepaid base rental amount will equal one-half of the Phase I construction cost, estimated to be approximately \$7,000,000. In addition, the Harlingen Consolidated Independent School District will pay its pro rata share of operating expenses. The prepaid base rental amount may constitute a below market rate. There is an appraisal pending.

Public Purpose: The prepaid base rental amount described above may constitute a below market rate. The Attorney General of the State of Texas, in Opinion No. MW-373 (1981) has advised that, for the use of space in university facilities with no or nominal cash rental payments to comply with the Texas Constitution, three requirements must be met: (1) the use of the property must serve a public purpose appropriate to the function of the university; (2) adequate consideration must be received by the university; and (3) the university must maintain controls over the user's activities to ensure that the public purpose is achieved.

Accordingly, to the extent the pre-paid rent is below market, the Board of Regents is also asked to find that (1) the lease or license of the shared use to-be-built building to the Harlingen Consolidated ISD for a prepaid base rental payment, as described above, serves a public purpose appropriate to the function of U. T. Rio Grande Valley, including uses that enlarge the institution's student base or that lead to the award of college credits to students in the Rio Grande Valley; (2) pursuant to the lease agreement, the consideration received by U. T. Rio Grande Valley is adequate,; and (3) U. T. Rio Grande Valley will have sufficient safeguards in place to ensure the public purpose will continue to be met on an ongoing basis, including lease provisions limiting use by the Harlingen Consolidated ISD only to programs that offer dual credit or that otherwise tie into higher education.

40. Contract (funds going out) - U. T. San Antonio: Basic IDIQ, Inc. to provide job order contracting services for minor construction projects

Agency: Basic IDIQ, Inc.

Funds: Possible fees of up to \$8,000,000 for the entire term, including all renewal terms. Total fees may increase or decrease depending on volume of construction projects. Each job order issued under the contract with Basic IDIQ, Inc. will be independently evaluated and executed.

Period: Initial two-year term beginning September 1, 2018, with three additional two-year renewal options, with each renewal option being at U. T. San Antonio's discretion.

Description: The agreement secures job order contracting services to support U. T. San Antonio's minor construction and renovation projects. The agreement resulted from a competitive Request for Proposal (RFP) intended to select multiple contractors. The four highest-ranked proposals were selected under the RFP, and Basic IDIQ, Inc. was one of these four proposers.

41. Contract (funds going out) - U. T. San Antonio: The Pounds Group LLC, dba Sullivan Contracting Services to provide job order contracting services for minor construction projects

Agency: The Pounds Group LLC, dba Sullivan Contracting Services (Sullivan)

Funds: Possible fees of up to \$8,000,000 for the entire term, including all renewal terms. Total fees may increase or decrease depending on volume of construction projects. Each job order issued under the contract with Sullivan will be independently evaluated and executed.

Period: Initial two-year term beginning September 1, 2018, with three additional two-year renewal options, with each renewal option being at U. T. San Antonio's discretion

Description: The agreement secures job order contracting services to support U. T. San Antonio's minor construction and renovation projects. The Agreement resulted from a competitive Request for Proposal (RFP) intended to select multiple contractors. The four highest-ranked proposals were selected under the RFP, and Sullivan was one of these four proposers.

42. Contract (funds going out) - U. T. San Antonio: The Sabinal Group, LLC to provide job order contracting services for minor construction projects

Agency: The Sabinal Group, LLC

Funds: Possible fees of up to \$8,000,000 for the entire term, including all renewal terms. Total fees may increase or decrease depending on volume of construction projects. Each job order issued under the contract with Sabinal Group, LLC will be independently evaluated and executed

Period: Initial two-year term beginning September 1, 2018, with three additional two-year renewal options, with each renewal option being at U. T. San Antonio's discretion

Description: The agreement secures job order contracting services to support U. T. San Antonio's minor construction and renovation projects. The agreement resulted from competitive Request for Proposal (RFP) intended to select multiple contractors. The four highest-ranked proposals were selected under the RFP, and The Sabinal Group, LLC was one of these four proposers.

43. Contract (funds going out) - U. T. San Antonio: Lee Construction and Maintenance Co., dba LMC Corporation, to provide job order contracting services for minor construction and renovation projects

Agency: Lee Construction and Maintenance Co., dba LMC Corporation (LMC Corp.)

Funds: Possible fees of up to \$8,000,000 for the entire term, including all renewal terms. Total fees may increase or decrease depending on volume of construction projects. Each job order issued under the contract with LCM Corp. will be independently evaluated and executed.

Period: Initial two-year term beginning September 1, 2018, with three additional two-year renewal options, with each renewal option being at U. T. San Antonio's discretion.

Description: The agreement secures job order contracting services to support U. T. San Antonio's minor construction and renovation projects. The agreement resulted from a competitive Request for Proposal (RFP) intended to select multiple contractors. The four highest-ranked proposals were selected under the RFP, and LMC Corp. was one of these four proposers.

44. Contract (funds going out) - U. T. San Antonio: ABM Texas General Services, Inc. to perform custodial, landscape, and grounds maintenance services on campus

Agency: ABM Texas General Services, Inc.

Funds: Estimated \$41,000,000 for the entire possible term, including all renewal terms.

Period: Initial 24-month term beginning January 1, 2019, with four additional 24-month renewal options, with each renewal option being at U. T. San Antonio's discretion.

Description: AGM Texas General Services will perform custodial, landscape, and grounds maintenance services on UTSA premises. Services were competitively procured.

45. Request for Budget Change - U. T. San Antonio: New Hires with Tenure -- amendment to the 2018-2019 budget

The following Requests for Budget Change (RBC) have been administratively approved by the Executive Vice Chancellor for Academic Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
College of Science					
Department of Biology					
Professor					
Ambika Mathur (T)	2/24-5/31	100	09	208,000	10654
Department of Physics and Astronomy					
Professor					
David R. Silva (T)	3/1-5/31	100	09	208,000	10653

46. Gift - U. T. San Antonio: Authorization to accept the gift of a brushed aluminum artwork titled "Dos Mundos" for display outside the north entrance of the Durango Building at the UTSA Downtown Campus

Description: Authorization is requested to accept the gift of artwork titled "Dos Mundos" for display outside the north entrance of the Durango Building at the UTSA Downtown Campus. The sculpture is approximately eight feet wide and 14 feet tall and is made of brushed aluminum. The sculpture, commissioned by Ernest Bromley in 1998 from prominent artist/sculptor Joseph Wesner, represents the peaceful coexistence and gradual coalescence of twin cultures in our country.

The installation of artwork will include a concrete pad and landscape lights at an estimated cost to the institution of \$32,000. The expense to maintain the sculpture will be minimal, \$200 annually.

Donor: Ernest and Aimee Bromley

Value: \$85,000



UTSA Downtown Campus

Durango Building

Arturo Infante Almeida, Art Specialist 11/15/18

HEALTH AFFAIRS COMMITTEE

47. Other Matters - U. T. System Health Institutions: Approval of Sexual Harassment and Sexual Misconduct Policies

Sexual misconduct policies for the following U. T. System health institutions have been revised and are recommended by the Chancellor, the Executive Vice Chancellor for Health Affairs, and the Vice Chancellor and General Counsel to the Board for approval, as required by federal law as referenced in Regents' *Rules and Regulations*, Rule 30105 (Sexual Harassment, Sexual Misconduct, and Consensual Relationships):

U. T. M. D. Anderson Cancer Center;
U. T. Medical Branch;
U. T. Southwestern Medical Center; and
U. T. Health Science Center - Tyler.

The Office of General Counsel recently revised its Model Policy, set forth on the following pages, to comply with recent guidance from the Office of Civil Rights. Consequently, four U. T. health institutions revised their existing policies. The revised policies have been reviewed by the Office of General Counsel and found to be in compliance with applicable laws and regulations and are consistent with the substantive provisions of the Model Policy.

The substantive changes to the Model Policy are as follows:

- Renaming policy as "Sexual Misconduct Policy" (previously "Sexual Harassment/Sexual Misconduct Policy");
- Generally revising the policy to ensure the balancing of interests of complainants and respondents;
- Adding a statement on free speech;
- Elimination of 60-day requirement for completion of Title IX investigation thereby granting institutions discretion to complete investigations as soon as possible, depending on complexity;
- Including provisions relating to due process and privacy rights for all parties;
- Including definitions of "complainant," "respondent," "parties," "coercion," and "incapacitation";
- Clarifying the definition of "hostile work environment" to grant institutions the discretion to investigate employee claims of gender-based hostile work environment under the sexual misconduct policy (i.e., Title IX policy), non-discrimination policy, or both; and
- Revising the definition of "retaliation" to prohibit retaliatory conduct against a respondent in addition to a complainant, a witness or third party.

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- 1. Title**
Sexual Misconduct Policy

For Immediate Reporting:
[INSERT TITLE IX OFFICE CONTACT INFORMATION and LINK TO WEBSITE]
Also, please see Section 3.7 below for detailed information.

- 2. Policy**
Sec. 1 General Policy Statement.

1.1 [Name of Institution] (the University) is committed to maintaining a learning and working environment that is free from discrimination based on sex in accordance with Title IX of the Higher Education Amendments of 1972 (Title IX), which prohibits discrimination on the basis of sex in educational programs or activities; Title VII of the Civil Rights Act of 1964 (Title VII), which prohibits sex discrimination in employment; and the Campus Sexual Violence Elimination Act (SaVE Act). Sexual misconduct, as defined in Part 3, Definitions and Examples, will not be tolerated and will be subject to disciplinary action.

1.2 The University will promptly discipline any individuals or organizations within its control who violate this Policy. The University encourages you to promptly report violations of this Policy to the Title IX Coordinator or Deputy Coordinators (collectively "Title IX Office") or a Responsible Employee, as identified in Section 3.2 below.

1.3 Free Speech. This Policy encourages and respects the right of free speech guaranteed by the First Amendment of the Constitution and the principles of academic freedom. Constitutionally protected expression cannot be considered harassment under this policy. Each faculty member is entitled to full freedom in the classroom in discussing the subject which the teach. The right to free speech and principles of academic freedom are not absolute, however. The offensive conduct underlying some incidents might be protected speech, but it may still be in contradiction to the University's commitment to academic freedom, integrity, honesty, dignity, respect and honorable conduct (*see generally* Regents Rule 10901, *Statement of U.T. System Values and Expectations*). In these instances, constitutional rights will continue to be protected, but the University will also exercise its right to speak and engage in educational dialogue with those engaged in these types of behaviors. Further, some offensive conduct, even though it contains elements of speech, may rise to the level of the type of conduct that creates a sexually hostile environment and, thus, violates this policy.

Sec. 2 Applicability. This Policy applies to all University administrators, faculty, staff, students, and third parties within the University's control, including visitors and

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applicants for admission or employment. It applies to conduct regardless of where it occurs, including off University property, if it potentially affects the complainant's education or employment with the University or potentially affects the University community. It also applies regardless of the gender, gender identity or sexual orientation of the parties. In addition, it applies to any complaint made verbally or in writing.

Sec. 3 Filing a Complaint and Reporting Violations.

3.1 All Members of the University Community, Third Party and Anonymous Complaints. You are strongly encouraged to immediately report any incidents of sexual misconduct and other inappropriate sexual conduct to the Title IX Office.

- a. Anonymity. You may file an anonymous complaint by telephone, in writing or electronically [INSERT LINK TO WEBSITE REPORTING SYSTEM] with the Title IX Office. Your decision to remain anonymous, however, may greatly limit the University's ability to stop the alleged conduct, collect evidence, or take action against parties accused of violating the Policy.
- b. Confidentiality. Most University employees are required to report and respond to complaints of sexual misconduct and may be unable to honor a request for confidentiality. Complainants who want to discuss a complaint in strict confidence may use the resources outlined in Section 3.5 below.
- c. Timeliness of Complaint. You should report sexual misconduct as soon as you become aware of such conduct.

3.2 Responsible Employees. You may also report incidents to Responsible Employees, as defined below.

3.3 Reporting to Law Enforcement. You may also make a complaint with The University of Texas at [institution] Police Department at [insert phone] (non-emergency) or [insert phone] (emergency) or to the City of [insert] Police Department [phone] (non-emergency) or 911 (emergency) or to other local law enforcement authorities. The Title IX Office can help individuals contact these law enforcement agencies. Employees and students with protective or restraining orders relevant to a complaint are encouraged to provide a copy to the University Police Department.

3.4 Reporting to Outside Entities. You may also contact the following external agencies:

For students:

Office of Civil Rights
U.S. Department of Education
1999 Bryan Street, Suite 1620
Dallas, TX 75201-6810

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214-661-9600
214-661-9587 (fax)

Office for Civil Rights
U.S. Department of Health and Human Services
1301 Young Street, Suite 1169
Dallas, TX 75202
Phone: (800) 537-7697
FAX: (214) 767-0432

For employees:

U.S. Equal Employment Opportunity Commission
Dallas District Office
207 S. Houston Street, 3rd Floor
Dallas, TX 75202
Phone: (800) 669-4000
FAX: (214) 253-2720

Texas Workforce Commission
Civil Rights Division
101 E. 15th Street
Room 144-T
Austin, TX 78778-0001
512-463-2642

- 3.5 Confidential Support and Resources. Students may discuss an incident with a counselor in Counseling and Psychological Services, a health care provider in Health Services, the clergyperson of their choice, or an off-campus resource (i.e. rape crisis center, doctor, psychologist, etc.) without concern that the incident will be reported to the Title IX Office. Employees may also seek assistance from the Employee Assistance Program, their own personal health care provider, the clergyperson of their choice, or an off-campus rape crisis resource without concern that the incident will be reported to the Title IX Office. The University and community resources that provide such services are: [insert resources]
- 3.6 Immunity. In an effort to encourage reporting of sexual misconduct, the University will grant immunity from student disciplinary action to a person who voluntarily initiates a report of sexual misconduct or assists a complainant, if that person acts in good faith in reporting a complaint or participating in an investigation. This immunity does not extend to the person's own violations of this Policy.
- 3.7 Title IX Coordinator and Deputy Coordinators. The Title IX Coordinator and Deputy Coordinators are: [Insert Names/Contact info for Coordinators]

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Sec. 4. Parties' Rights Regarding Confidentiality. The University has great respect for the privacy of the parties in a complaint. Under federal law, however, Responsible Employees who receive a report of sexual misconduct must share that information with the Title IX Office. Those individuals may need to act to maintain campus safety and must determine whether to investigate further under Title IX, regardless of the complainant's request for confidentiality. In making determinations regarding requests for confidentiality and the disclosure of identifying information to the respondent, the Title IX Coordinator should deliberately weigh the rights and interests of the complainant, the respondent and the campus community.

In the course of the investigation, the University may share information only as necessary with people who need to know, which may include but is not limited to the investigators, witnesses, and the respondent. The University will take all reasonable steps to ensure there is no retaliation against the parties or any other participants in the investigation.

Sec. 5. Resources and Assistance.

5.1 Immediate Assistance.

[List on and off University resources for health care, police, and counseling]

A. Healthcare. If you experience any form of sexual, domestic, or dating violence, you are encouraged to seek immediate medical care. Also, preserving DNA evidence can be key to identifying the perpetrator in a sexual violence case. Victims can undergo a medical exam to preserve physical evidence with or without police involvement. If possible, this should be done immediately. If an immediate medical exam is not possible, individuals who have experienced a sexual assault may have a Sexual Assault Forensic Exam (SAFE) performed by a Sexual Assault Nurse Examiner (SANE) within 4 days of the incident. With the examinee's consent, the physical evidence collected during this medical exam can be used in a criminal investigation; however, a person may undergo a SAFE even without contacting, or intending to contact, the police. To undergo a SAFE, go directly to the emergency department of [insert hospital with SAFE capabilities] or the nearest hospital that provides SAFE services.

For more information about the SAFE, see https://www.texasattorneygeneral.gov/files/cvs/sexual_assault_examination.pdf. The cost of the forensic portion of the exam is covered by the law enforcement agency that is investigating the assault or, in cases where a report will not be made to the police, the Texas Department of Public Safety. This does not include fees related to medical treatment that are not a part of the SAFE.

B. Police Assistance. If you experienced or witnessed sexual misconduct, the University encourages you to make a report to the police. The police may, in turn, share your report with the Title IX Office.

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A police department's geographic jurisdiction depends on where the sexual misconduct occurred. Thus, if the incident occurred on the University campus, you may file a report with the [insert campus police name] by calling [number] or in person at [insert institution PD name] headquarters at [insert address], even if time has passed since the assault occurred.

[Institution PD name] can also assist with filing any protective orders. Reporting an assault to law enforcement does not mean the case will automatically go to criminal trial or to a University disciplinary hearing. If the University police are called, a uniformed officer will be sent to the scene to take a detailed statement. A police department counselor may also provide you with a ride to the hospital. You may also file a report with the University police even if the assailant was not a University student or employee. If the incident occurred in the City of [insert City name], but off campus, you may also file a report with the [City] Police Department, even if time has passed since the assault occurred. If a report is made to the police, a uniformed officer will usually be dispatched to the location to take a written report.

- C. Counseling and Other Services. If you experience sexual misconduct, you are strongly encouraged to seek counseling or medical and psychological care even if you do not plan to request a SAFE or report the assault to the police. You may be prescribed medications to prevent sexually transmitted infections and/or pregnancy even if the police are not contacted or if a SAFE is not performed. Similarly, other individuals impacted or affected by a sexual misconduct complaint are encouraged to seek counseling or psychological care.

You may receive medical care at the University Health Services (for students only), at a local emergency room, or by a private physician. You may also be provided with psychological support by the University Counseling and Psychological Services (students), Employee Assistance (employees), a referral through the Employee Assistance Program, or a care provider of your choosing.

Students desiring counseling should contact:

[insert office and contact information]

Faculty and staff should contact:

[insert office and contact information]

5.2 Interim Measures.

The University will offer reasonably available individualized services to the parties involved in an alleged incident of sexual misconduct, prior to an investigation or while an investigation is pending.

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Interim measures may include but are not limited to reassignment, suspension, counseling, extensions of time or other course-related adjustments, modifications of work or class schedules, withdrawal from or retake of a class without penalty, campus escort services, restrictions on contact between the parties, change in work or housing locations, leaves of absences, increased security and monitoring of certain areas of campus or other similar accommodations tailored to the individualized needs of the parties.

Sec. 6 The Investigation Process—What You Need to Know.

6.1 Key Officials in an Investigation.

- A. Title IX Coordinator. The Title IX Coordinator is the senior University administrator who oversees the University's compliance with Title IX. The Title IX Coordinator is responsible for overseeing the administrative response to reports of sexual misconduct and is available to discuss options, provide support, explain University policies and procedures, and provide education on relevant issues. The Title IX Coordinator may designate one or more Deputy Title IX Coordinators.

Any member of the University community may contact the Title IX Coordinator with questions.

- B. Investigators. The Title IX Coordinator will ensure that complaints are properly investigated under this Policy. The Title IX Coordinator will also ensure that investigators are properly trained at least annually to conduct investigations that occur under this Policy. The Title IX Deputy Coordinators will supervise and advise the Title IX investigators when conducting investigations and update the Title IX Coordinator as necessary.

6.2 Notification of University Offices Offering Assistance. After receiving a complaint, the Title IX Office will inform the parties of available resources and assistance. While taking into consideration requested confidentiality, the [insert student victim resource coordinator info] for students and [Employee Relations] office may serve as a liaison between the parties and the Title IX Office during the investigation.

6.3 Informal Resolution of Certain Complaints. (OPTIONAL)

Both parties may voluntarily agree to use this option instead of or before the formal resolution process but are not required to do so. Also, this option is not permitted for sexual violence cases. Anyone who believes that they have been subjected to sexual misconduct may immediately file a formal complaint as described in Section 6.4 of this Policy. Anyone interested in the informal resolution process, should contact the Title IX Coordinator. Before beginning the informal resolution process, the Title IX Coordinator must provide both parties full disclosure of the allegations and their options for formal resolution.

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At any time during the informal resolution process, the complainant may elect to discontinue to informal resolution process and file a formal complaint.

- A. Informal Assistance. If informal assistance is appropriate, the individual will be provided assistance in informally resolving the alleged sexual harassment. Assistance may include providing the complainant with strategies for communicating with the offending party that the behavior is unwelcomed and should cease, directing a University official to inform the offending party to stop the unwelcomed conduct, or initiating mediation. However, the University may take more formal action, including disciplinary action, to ensure an environment free of sexual harassment or sexual misconduct.
- B. Timeframe. Informal resolutions of a complaint will be concluded as soon as possible.
- C. Documentation. The University will document and record informal resolutions. The Title IX Coordinator will retain the documentation.

6.4 Formal Complaint and Investigation.

Formal Complaint. To begin the investigation process, the complainant should submit a written statement setting out the details of the conduct that is the subject of the complaint, including the following:

- complainant's name and contact information;
- name of the person directly responsible for the alleged violation;
- detailed description of the conduct or event that is the basis of the alleged violation;
- date(s) and location(s) of the alleged occurrence(s);
- names of any witnesses to the alleged occurrence(s); the resolution sought; and
- any documents or information that is relevant to the complaint.

The University may initiate an investigation regardless of the manner in which a complaint is received or whether a complaint is received at all. However, the complainant is strongly encouraged to file a written complaint. If the complaint is not in writing, the investigator should prepare a statement of what they understand the complaint to be and ask the complainant to verify that statement. The University office receiving the complaint should refer the complaint to the Title IX Coordinator.

Investigation.

- A. After an investigator is assigned, the respondent will be provided notice of the complaint and be allowed a reasonable time to respond in writing.

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- B. The parties may present any information and evidence that may be relevant to the complaint, including the names of any witnesses who may provide relevant information.
- C. The investigators will interview relevant and available witnesses. Neither the complainant nor the respondent will normally attend these interviews or the gathering of evidence; however, if either one is permitted to attend, the other shall have the same right.
- D. The investigation of a complaint will be concluded as soon as possible after receipt of the complaint. The parties should be provided updates on the progress of the investigation.
- E. After the investigation is complete, a written report¹ will be issued to the Title IX Coordinator and the appropriate administrator. The report shall include factual findings and a preliminary conclusion regarding each allegation of whether a policy violation occurred (based on a “preponderance of the evidence” standard).
- F. After the written report is completed, both parties will be allowed to inspect the report or, at the University’s discretion, be provided letters summarizing the findings in the report in keeping with FERPA and Texas Education Code, Section 51.971. Each party will have 7 business days to submit written comments regarding the investigation to the Title IX Coordinator.
- G. Within 7 business days after the deadline for receipt of comments from the parties, the Title IX Coordinator (or designee) will:
- request further investigation into the complaint;
 - dismiss the complaint if it is determined that no violation of policy or inappropriate conduct occurred; or
 - find that the Policy was violated.
- H. If it is determined that the Policy was violated, the matter will be referred for disciplinary action.
- I. The parties shall be informed concurrently in writing of the decision in accordance with Section 6.5.F of this Policy.
- J. If disciplinary action or sanction(s) is warranted, it will be imposed in accordance with the applicable policies and procedures.
- 6.5 Standard of Proof. All investigations will use the preponderance of the evidence standard, as defined in Part 3, Definitions and Examples, to determine violations of this Policy.

¹ Appropriate report redactions will be made to comply with Texas Education Code, Section 51.971.

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6.6 Timelines. Best efforts will be made to complete the complaint process in a timely manner by balancing principles of thoroughness and fundamental fairness with promptness.

At the request of law enforcement, the University may defer its fact-gathering until after the initial stages of a criminal investigation. The University will promptly resume its fact-gathering as soon as law enforcement has completed its initial investigation, or if the fact-gathering is not completed in a reasonable time, the University will move forward.

The filing of a complaint under this Policy does not excuse the complainant from meeting time limits imposed by outside agencies. Likewise, the applicable civil or criminal statute of limitations will not affect the University's investigation of the complaint.

6.7 Due Process and Privacy Rights

- The University will strive to ensure that the steps it takes to provide due process to the respondent will not restrict or delay the protections provided by Title IX to the complainant.
- The Family Educational Rights and Privacy Act (FERPA) does not override federally protected due process rights of a respondent.

6.8 Remedies. In addition to sanctions that may be imposed pursuant to the appropriate disciplinary policy, the University will take appropriate action(s), including but not limited to those below to resolve complaints of sexual misconduct, prevent any recurrence and, as appropriate, remedy any effects:

- (a) Imposing sanctions against the respondent, including attending training, suspension, termination or expulsion;
- (b) Ensuring the parties do not share classes, working environments or extracurricular activities;
- (c) Making modifications to the on campus living arrangements of the parties;
- (d) Providing comprehensive services to the parties including medical, counseling and academic support services, such as tutoring;
- (e) Providing the parties extra time to complete or re-take a class or withdraw from a class without an academic or financial penalty;
- (f) Determining whether sexual misconduct adversely affected the complainant's university standing;
- (g) Designating an individual specifically trained in providing trauma-informed comprehensive services;
- (h) Conducting a University climate check to assess the effectiveness of sexual misconduct prevention measures;

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- (i) Providing targeted training for a group of students, including bystander intervention and sexual misconduct prevention programs;
- (j) Issuing policy statements regarding the University's intolerance of sexual misconduct.

6.9 Sanctions and Discipline. Disciplinary action will be handled under the appropriate disciplinary policy depending on the status of the respondent.

[LINK TO APPROPRIATE POLICIES]

Sec. 7. Provisions Applicable to the Investigation.

7.1 Assistance. During the investigation process, both parties may be assisted by an advisor, who may be an attorney; however, the advisor may not actively participate in a meeting or interview.

7.2 Time Limitations. Time limitations in these procedures may be modified by the Title IX Coordinator or appropriate administrator on a written showing of good cause by the parties or the University.

7.3 Concurrent Criminal or Civil Proceedings. The University will not wait for the outcome of a concurrent criminal or civil justice proceeding to take action. The University has an independent duty to investigate complaints of sexual misconduct. (Except as provided in Sec. 6.7).

7.4 Documentation. The University shall document complaints and their resolution and retain copies of all materials in accordance with state and federal records laws and University policy.

Sec 8. Dissemination of Policy and Educational Programs.

8.1 This Policy will be made available to all University administrators, faculty, staff, and students online at [insert website] and in University publications. Periodic notices will be sent to University administrators, faculty, staff and students about the University's Sexual Misconduct Policy. The notice will include information about sexual misconduct, including the complaint procedure, and about University disciplinary policies and available resources, such as support services, health, and mental health services. The notice will specify the right to file a complaint under this Policy and with law enforcement and will refer individuals to designated offices or officials for additional information.

8.2 Ongoing Sexual Misconduct Training. The University's commitment to raising awareness of the dangers of sexual misconduct includes offering ongoing education through annual training and lectures by faculty, staff, mental health professionals, and/or trained University personnel. Preventive education and training programs will be provided to University administrators, faculty, staff, and students and will include information about risk reduction, including bystander intervention **[Link to web page with training provided]**

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8.3 Training of Coordinators, Investigators, Hearing and Appellate Authorities. All Title IX Coordinators, Deputy Coordinators, investigators, and those with authority over sexual misconduct hearings and appeals shall receive training each academic year about offenses, investigatory procedures, due process, and University policies related to sexual misconduct.

8.4 Annual Reporting and Notice. The University's Title IX General Policy Statement will be made available to all students, faculty, and employees online, in required publications and in specified departments.

Sec. 9. Additional Conduct Violations.

9.1 Retaliation. Any person who retaliates against the parties or any other participants in an investigation or disciplinary process relating to a complaint, or any person who under this Policy opposed any unlawful practice, is subject to disciplinary action up to and including dismissal or separation from the University. If any participant in an investigation believes they have been subject to retaliation, they should immediately report the alleged retaliatory conduct to the Title IX Office. [INSERT CITE TO RETALIATION POLICY]

9.2 False Complaints. Any person who knowingly files a false complaint under this Policy is subject to disciplinary action up to and including dismissal or separation from the University. A finding that a respondent is not responsible for the sexual misconduct alleged does not imply a report was false.

9.3 Interference with an Investigation. Any person who interferes with an ongoing investigation conducted under this Policy is subject to disciplinary action up to and including dismissal or separation from the University. Interference with an ongoing investigation may include, but is not limited to:

- (a) Attempting to coerce, compel, or prevent an individual from providing testimony or relevant information;
- (b) Removing, destroying, or altering documentation relevant to the investigation; or
- (c) Providing false or misleading information to the investigator, or encouraging others to do so.

9.4 No Effect on Pending Personnel or Academic Actions Unrelated to the Complaint. The filing of a complaint under this Policy will not stop or delay any action unrelated to the complaint, including: (1) any evaluation or disciplinary action relating to a complainant who is not performing up to acceptable standards or who has violated University rules or policies; (2) any evaluation or grading of students participating in a class, or the ability of a student to add/drop a class, change academic programs, or receive financial reimbursement for a class; or (3) any job-related functions of a University employee. Nothing in this section shall limit the University's ability to take interim action.

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Sec. 10 Documentation. The University shall confidentially maintain information related to complaints under this Policy, as required by law.

3. Definitions and Examples²

Complainant – The student, employee or third party who presents as the victim of any prohibited conduct under this Policy, regardless of whether that person makes the report or seeks action under this Policy.

Coercion – The use of pressure to compel another individual to initiate or continue sexual activity against an individual's will. Coercion can include a wide range of behaviors, including psychological or emotional pressure, physical or emotional threats, intimidation, manipulation, or blackmail that causes the person to engage in unwelcome sexual activity. A person's words or conduct are sufficient to constitute coercion if they eliminate a reasonable person's freedom of will and ability to choose whether or not to engage in sexual activity. Examples of coercion include but are not limited to threatening to "out" someone based on sexual orientation, gender identity, or gender expression; threatening to harm oneself if the other party does not engage in the sexual activity; and threatening to expose someone's prior sexual activity to another person.

Consent – A voluntary, mutually understandable agreement that clearly indicates a willingness to engage in each instance of sexual activity. Consent to one act does not imply consent to another. Past consent does not imply future consent. Consent to engage in sexual activity with one person does not imply consent to engage in sexual activity with another. Consent can be withdrawn at any time. Any expression of an unwillingness to engage in any instance of sexual activity establishes a presumptive lack of consent.

Consent is not effective if it results from: (a) the use of physical force, (b) a threat of physical force, (c) intimidation, (d) coercion, (e) incapacitation or (f) any other factor that would eliminate an individual's ability to exercise his or her own free will to choose whether or not to have sexual activity.

A current or previous dating or sexual relationship, by itself, is not sufficient to constitute consent. Even in the context of a relationship, there must be a voluntary, mutually understandable agreement that clearly indicates a willingness to engage in each instance of sexual activity.

The definition of consent for the crime of sexual assault in Texas can be found in Section 22.011(b) of the Texas Penal Code.³

² The definitions provided in the main body of the text are the definitions adopted by the University. When applicable, we have included the state law definition. In any criminal action brought by law enforcement, the state law definition will apply.

³ Texas Penal Code, Section 22.011(b) states that a sexual assault is without consent if: (1) the actor compels the other person to submit or participate by the use of physical force or violence; (2) the actor compels the other person to submit or participate by threatening to use force or violence against the other person, and the other person believes that the actor has the present ability to execute the threat; (3) the other person has not consented and the actor knows the other person is unconscious or physically unable to resist; (4) the actor knows that as a result of mental disease or defect the other person is at the time of the sexual assault incapable either of appraising the nature of the act or of

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Dating Violence⁴ – Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim.

The existence of such a relationship shall be determined by the victim with consideration of the following factors:

- a) The length of the relationship;
- b) The type of relationship; and
- c) The frequency of interaction between the persons involved in the relationship

Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse. It does not include acts covered under the definition of domestic violence.

Domestic (Family) Violence⁵ – includes felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the state of Texas,

resisting it; (5) the other person has not consented and the actor knows the other person is unaware that the sexual assault is occurring; (6) the actor has intentionally impaired the other person's power to appraise or control the other person's conduct by administering any substance without the other person's knowledge; (7) the actor compels the other person to submit or participate by threatening to use force or violence against any person, and the other person believes that the actor has the ability to execute the threat.

⁴ Dating Violence is defined by the Texas Family Code, Section 71.0021 as:

- (a) an act, other than a defensive measure to protect oneself, by an actor that:
 - (1) is committed against a victim:
 - (A) with whom the actor has or has had a dating relationship; or
 - (B) because of the victim's marriage to or dating relationship with an individual with whom the actor is or has been in a dating relationship or marriage; and
 - (2) is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the victim in fear of imminent physical harm, bodily injury, assault, or sexual assault.
- (b) For purposes of this title, "dating relationship" means a relationship between individuals who have or have had a continuing relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on consideration of:
 - (1) the length of the relationship;
 - (2) the nature of the relationship; and
 - (3) the frequency and type of interaction between the persons involved in the relationship.
- (c) A casual acquaintanceship or ordinary fraternization in a business or social context does not constitute a "dating relationship" under Subsection (b).

Texas Penal Code, Section 22.01 provides the criminal penalties associated with Dating Violence.

⁵ Family Violence is defined by the Texas Family Code Section 71.004 as:

- (1) an act by a member of a family or household against another member of the family or household that is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the member in fear of imminent physical harm, bodily injury, assault, or sexual assault, but does not include defensive measures to protect oneself;
- (2) abuse, as that term is defined by Sections [261.001](#)(1)(C), (E), and (G), by a member of a family or household toward a child of the family or household; or
- (3) dating violence, as that term is defined by Section [71.0021](#).

Texas Penal Code Section 22.01 provides the criminal penalties associated with Domestic (Family) Violence.

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or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the state of Texas.

Hostile Environment – exists when sexual harassment (which is a form of sex-based harassment) is sufficiently severe or pervasive to deny or limit the individual's ability to participate in or benefit from the University's programs or activities or an employee's terms and conditions of employment.⁶ A hostile environment can be created by anyone involved in a University's program or activity (e.g., administrators, faculty members, employees, students, and University visitors).

In determining whether sex-based harassment has created a hostile environment, the University considers the conduct in question from both a subjective and objective perspective. It will be necessary, but not adequate, that the conduct was unwelcome to the individual who was harassed. To conclude that conduct created or contributed to a hostile environment, the University must also find that a reasonable person in the individual's position would have perceived the conduct as undesirable or offensive.

To ultimately determine whether a hostile environment exists for an individual or individuals, the University considers a variety of factors related to the severity, persistence, or pervasiveness of the sex-based harassment, including: (1) the type, frequency, and duration of the conduct; (2) the identity and relationships of the persons involved; (3) the number of individuals involved; (4) the location of the conduct and the context in which it occurred; and (5) the degree to which the conduct affected an individual's education or employment.

The more severe the sex-based harassment, the less need there is to show a repetitive series of incidents to find a hostile environment. Indeed, a single instance of sexual assault may be sufficient to create a hostile environment. Likewise, a series of incidents may be sufficient even if the sex-based harassment is not particularly severe.

Incapacitation – Incapacitation is the inability, temporarily or permanently, to give consent because the individual is mentally and/or physically helpless, either voluntarily or involuntarily, or the individual is unconscious, asleep, or otherwise unaware that the sexual activity is occurring. In addition, an individual is incapacitated if they demonstrate that they are unaware at the time of the incident of where they are, how they got there, or why or how they became engaged in a sexual interaction.

The University offers the following guidance on consent and assessing incapacitation:

When alcohol is involved, incapacitation is a state beyond drunkenness or intoxication. When drug use is involved, incapacitation is a state beyond being under the influence or impaired by use of the drug. Alcohol and other drugs impact each individual differently,

⁶ Depending on the facts of a particular case, the University may investigate claims of hostile work environment under this Policy, the University's gender discrimination policy, or both. See Department of Education, Office for Civil Rights, January 2001 Revised Sexual Harassment Guidance, page 2.

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and determining whether an individual is incapacitated requires an individualized determination.

In evaluating consent in cases of alleged incapacitation, the University asks two questions:

- (1) Did the person initiating sexual activity know that the other party was incapacitated? and if not,
- (2) Should a sober, reasonable person in the same situation have known that the other party was incapacitated?

If the answer to either of these questions is “YES,” consent was absent and the conduct is likely a violation of this Policy.

One need not be a medical expert in assessing incapacitation. One should look for the common and obvious warning signs that show that a person may be incapacitated or approaching incapacitation. Although every individual may show signs of incapacitation differently, some signs include clumsiness, difficulty walking, poor judgment, difficulty concentrating, slurred speech, vomiting, combativeness, incontinence or emotional volatility. A person who is incapacitated may not be able to understand some or all of the following questions: “Do you know where you are?” “Do you know how you got here?” “Do you know what is happening?” “Do you know whom you are with?”

An individual’s level of intoxication may change over a period of time based on a variety of subjective factors, including the amount of substance intake, speed of intake, body mass, and metabolism. It is especially important, therefore, that anyone engaging in sexual activity is aware of both their own and the other person’s level of intoxication and capacity to give consent.

The use of alcohol or other drugs can lower inhibitions and create an atmosphere of confusion about whether consent is effectively sought and freely given. If there is any doubt as to the level or extent of one’s own or the other individual’s intoxication or incapacitation, the safest course of action is to forgo or cease any sexual contact.

Being impaired by alcohol or other drugs is no defense to any violation of this Policy.

Intimidation – Unlawfully placing another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

Other Inappropriate Sexual Conduct – Includes unwelcome sexual advances, requests for sexual favors, or verbal or physical conduct of a sexual nature directed towards another individual that does not rise to the level of sexual harassment but is unprofessional, inappropriate for the workplace or classroom and is not protected speech. It also includes consensual sexual conduct that is unprofessional and inappropriate for the workplace or classroom. Depending on the facts of a complaint, the conduct may not violate this Policy but may violate other university policies including but not limited to standards of conduct or professionalism policies.

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Parties -- The term “parties” refers to the “complainant” and the “respondent” in a Title IX complaint.

Preponderance of the Evidence – The greater weight of the credible evidence. Preponderance of the evidence is the standard for determining allegations of sexual misconduct under this Policy. This standard is satisfied if the action is deemed more likely to have occurred than not.

Respondent -- The student, employee, or third party who has been accused of violating this policy.

Responsible Employee – A University employee who has the duty to report incidents of sexual misconduct to the Title IX Office or an employee whom an individual could reasonably have this authority. Responsible employees include all administrators, faculty, supervisory staff, resident life directors and advisors, and graduate teaching assistants, except any employee with confidentiality obligations as defined in Section 3.5. Incidents of sexual misconduct may also be reported to Responsible Employees.

Retaliation – Any adverse action threatened or taken against someone *because* the individual has filed, supported, provided information in connection with a complaint of sexual misconduct or engaged in other legally protected activities. Retaliation includes, but is not limited to, intimidation, threats or harassment against any complainant, respondent, witness or third party.

Sexual Assault⁷ – An offense that meets the definition of rape, fondling, incest, or statutory rape:

- a) *Rape*: the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- b) *Fondling*: The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
- c) *Incest*: Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- d) *Statutory Rape*: Sexual intercourse with a person who is under the statutory age of consent.

Sexual Exploitation – Conduct where an individual takes non-consensual or abusive sexual advantage of another for their own benefit, or to benefit anyone other than the one

⁷ Sexual Assault is defined by Texas Penal Code, Section 22.011 as intentionally or knowingly:

- a) Causing the penetration of the anus or sexual organ of another person by any means, without that person's consent; or
- b) Causing the penetration of the mouth of another person by the sexual organ of the actor, without that person's consent; or
- c) Causing the sexual organ of another person, without that person's consent, to contact or penetrate the mouth, anus, or sexual organ of another person, including the actor.

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being exploited. Examples of sexual exploitation include, but are not limited to, engaging in voyeurism; forwarding of pornographic or other sexually inappropriate material by email, text, or other channels to non-consenting students/groups; the intentional removal of a condom or other contraceptive barrier during sexual activity without the consent of a sexual partner; and any activity that goes beyond the boundaries of consent, such as recording of sexual activity, letting others watch consensual sex, or knowingly transmitting a sexually transmitted disease (STD) to another.

Sexual Harassment – Unwelcome conduct of a sexual nature including but not limited to unwelcome sexual advances, requests for sexual favors, or other verbal or physical conduct of a sexual nature, when:

- a) Submission to such conduct is made either explicitly or implicitly a term or condition of a person's student status, employment, or participation in University activities; or
- b) Such conduct is sufficiently severe or pervasive that it creates a hostile environment, as defined in this Policy.

Sexual harassment is a form of sex discrimination that includes:

- a) Sexual violence, sexual assault, stalking, domestic violence and dating violence as defined herein.
- b) Physical conduct, depending on the totality of the circumstances present, including frequency and severity, including but not limited to:
 - i. unwelcome intentional touching; or
 - ii. deliberate physical interference with or restriction of movement.
- c) Verbal conduct not necessary to an argument for or against the substance of any political, religious, philosophical, ideological, or academic idea, including oral, written, or symbolic expression, including but not limited to:
 - i. explicit or implicit propositions to engage in sexual activity;
 - ii. gratuitous comments, jokes, questions, anecdotes or remarks of a sexual nature about clothing or bodies;
 - iii. gratuitous remarks about sexual activities or speculation about sexual experiences;
 - iv. persistent, unwanted sexual or romantic attention;
 - v. subtle or overt pressure for sexual favors;
 - vi. exposure to sexually suggestive visual displays such as photographs, graffiti, posters, calendars or other materials; or
 - vii. deliberate, repeated humiliation or intimidation based upon sex.

Sexual Misconduct – A broad term encompassing a range of non-consensual sexual activity or unwelcome behavior of a sexual nature. The term includes, but is not limited to, sexual assault, sexual exploitation, sexual intimidation, sexual harassment, domestic violence, dating violence, and stalking. The term also includes “other inappropriate sexual conduct,” as defined above. Sexual misconduct can be committed by any person, including strangers or acquaintances.

Sexual Violence – Physical sexual acts perpetrated against a person's will or where a person is incapable of giving consent. The term includes, but is not limited to, rape, sexual

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assault, sexual battery, sexual coercion, sexual abuse, indecency with a child, and/or aggravated sexual assault.

Stalking⁸ – Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or suffer substantial emotional distress. For the purposes of this definition--

- a) *Course of conduct* means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.
- b) *Reasonable person* means a reasonable person under similar circumstances and with similar identities to the victim.
- c) *Substantial emotional distress* means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

4. Relevant Federal and State Statutes, and Standards

[Title IX of the Education Amendments of 1972, 20 U.S.C. §§ 1681–1688 and its implementing regulations, 34 C.F.R. Part 106](#)

[Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§2000e–2000e-17 and its implementing regulations 29 C.F.R. §1604 11.](#)

[Clery Act, 20 U.S.C 1092\(f\) and its implementing regulations 34 C.F.R. Part 668](#)

[FERPA Regulations, 34 C.F.R. Part 99](#)

5. Other Relevant Policies, Procedures, and Forms

⁸ Stalking as defined by Texas Penal Code, Section 42.072 is when an individual on more than one occasion and pursuant to the same scheme or course of conduct that is directed specifically at another person, knowingly engages in conduct that:

- a) is considered harassment, or that the actor knows or reasonably should know the other person will regard as threatening:
 - i. bodily injury or death for the other person;
 - ii. bodily injury or death for a member of the other person's family or household or for an individual with whom the other person has a dating relationship; or
 - iii. that an offense will be committed against the other person's property;
- b) causes the other person, a member of the other person's family or household, or an individual with whom the other person has a dating relationship to be placed in fear of bodily injury or death or in fear that an offense will be committed against the other person's property, or to feel harassed, annoyed, alarmed, abused, tormented, embarrassed, or offended; and
- c) would cause a reasonable person to:
 - i. fear bodily injury or death for himself or herself;
 - ii. fear bodily injury or death for a member of the person's family or household or for an individual with whom the person has a dating relationship;
 - iii. fear that an offense will be committed against the person's property; or
 - iv. feel harassed, annoyed, alarmed, abused, tormented, embarrassed, or offended.

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[insert reference to]:

[Regents' Rules and Regulations, Rule 30105, Sexual Harassment, Sexual Misconduct, and Consensual Relationships](#)

[University of Texas System Administration Systemwide Policy \(UTS 184\), Consensual Relationships](#)

University's Sex Discrimination Policy

[Regents' Rules and Regulations, Rule 31008, Termination of a Faculty Member](#)

Staff Discipline policy

Student Discipline policy

6. System Administration Office(s) Responsible for Policy

Office of General Counsel

7. Dates Approved or Amended

[insert new date]

April 6, 2015

February 21, 2012

8. Contact Information

Questions or comments about this Policy should be directed to:

- ogc_intake@utsystem.edu

48. Contract (funds going out) - U. T. Southwestern Medical Center: International Physician Networks, LLC, dba International Oncology Network and Oncology Supply, a division of ASD Specialty Healthcare, LLC, to provide access to discounts and rebates on oncology pharmaceutical products for patient care

Agency: International Physician Networks, LLC, dba International Oncology Network (ION) and Oncology Supply, a division of ASD Specialty Healthcare, LLC

Funds: \$200,000,000 estimated

Period: Upon execution and continuing for a period of two years

Description: U. T. Southwestern will use ION's services as a specialty group purchasing organization (GPO) to assist U. T. Southwestern in purchasing certain proprietary oncology pharmaceutical products for patient care. The agreement with Oncology Supply involves the actual supply of the products under contracts made available by ION. Both the ION and Oncology Supply agreements have been made expressly conditional on Board of Regents approval.

ION has not received accreditation under U. T. System's GPO Accreditation Program, but U. T. Southwestern's use of ION's services is essential for U. T. Southwestern to secure product discounts and rebates that will partially alleviate the anticipated loss of U. T. Southwestern's status in the 340(b) Drug Pricing Program. U. T. Southwestern's use of ION and Oncology Supply for these proprietary products has been documented in an appropriate exclusive acquisition justification. Also, ION has acknowledged that no use of ION's GPO services by other U. T. System institutions is being authorized.

The above-described arrangements potentially conflict with contractual commitments made by U. T. Southwestern to Premier Health Alliance, another GPO, which also offers supply agreements for some of the same products. Premier has agreed, however, that U. T. Southwestern may buy these products (specifically listed in a schedule) exclusively via ION.

49. Contract (funds going out) - U. T. Southwestern Medical Center: Jack Boles Parking SWM, LLC, dba Jack Boles Parking, to provide valet services on the U. T. Southwestern campus

Agency: Jack Boles Parking SWM, LLC, dba Jack Boles Parking

Funds: \$17,250,000

Period: August 24, 2018 through August 31, 2021, with the option to renew for two additional one-year terms

Description: Jack Boles Parking to provide valet services on the U. T. Southwestern campus. Services were competitively procured.

50. Contract (funds going out) - U. T. Southwestern Medical Center: Southwest Transplant Alliance to provide organ procurement

Agency: Southwest Transplant Alliance

Funds: \$36,000,000

Period: October 16, 2018 through October 15, 2021

Description: Southwest Transplant Alliance will provide organ procurement and coordination of anatomical gift donations of organs, tissues, and eyes. Under the *Texas Government Code*, Chapter 2254.003, a government entity may not select a provider of professional services on the basis of competitive bids, but instead will make the selection based on the demonstrated competence and qualifications to perform the services and for a fair and reasonable price.

51. Contract (funds going out) - U. T. Southwestern Medical Center: Amendment to agreement with TEMPEG, LLP to provide physician and other health care provider coverage services at Parkland Health and Hospital System

Agency: TEMPEG, LLP

Funds: \$17,550,000, for this fifth amendment to existing agreement

Period: January 1, 2019 through December 31, 2021

Description: TEMPEG, LLP will provide physician and other health care provider coverage services at Parkland Health and Hospital System. This procurement was not competitively bid because it is for professional services. Under the *Texas Government Code*, Chapter 2254.003, a government entity may not select a provider of professional services on the basis of competitive bids, but instead will make the selection based on the demonstrated competence and qualifications to perform the services and for a fair and reasonable price.

52. Contract (funds going out) - U. T. Medical Branch - Galveston: Priority Publications, Inc., dba BlueSpire, Inc., to provide digital marketing services

Agency: Priority Publications, Inc., dba BlueSpire, Inc.

Funds: \$3,750,000

Period: December 20, 2018 through December 19, 2021, for the initial term, with up to two, one-year renewal options

Description: Priority Publications, Inc. will provide digital marketing services. The digital marketing services will include search engine marketing, social media marketing, display and mobile display, content development, content marketing, search optimization, retargeting and any other new/emerging digital media opportunities.

53. Request for Budget Change - U. T. Medical Branch - Galveston: Transfer \$82,279,912 from Revenue and Fund Balance to expenses for Clear Lake Campus hospital and clinic (RBC No. 10517) -- amendment to the 2018-2019 budget

54. Lease - U. T. Medical Branch - Galveston: Authorization to renew and extend a lease of approximately 16,106 rentable square feet in a building located at 200 River Pointe, Conroe, Montgomery County, Texas, from Huntsville Investments, LLC, for educational, office, and clinical uses

- Description: Renew and extend the lease of approximately 16,106 rentable square feet in a building located at 200 River Pointe, Conroe, Montgomery County, Texas, for educational, office, and clinical uses, including a tele-medicine program serving the Institution's Correctional Managed Care program.
- Lessor: Huntsville Investments, LLC, a Texas limited liability company
- Term: The lease commenced on August 1, 2013, but did not require Board authorization at that time as the lease value was within the institution's delegated authority. The current lease term ends on July 31, 2019 and this amendment will extend the term for five years from August 1, 2019, to July 31, 2024.
- Lease Cost: Base rent totals approximately \$2,540,087 from commencement of the lease through the expiration of the current term and renewal term. The current rent rate starts at \$18.75 per rentable square foot annually and escalates 1.33% per year.

55. Lease - U. T. Medical Branch - Galveston: Authorization to lease and/or acquire a 20,954 square foot commercial office building situated on 8.73 acres located at 2309 West Mulberry Street and approximately 168 acres of vacant land located at the southwest corner of Sebesta Road and State Hwy 288, across Sebesta Road from the building, with both of the properties being in Angleton, Brazoria County, Texas, from Angleton Danbury Hospital District, for future programmed campus expansion, including medical and clinical uses

Description: Lease of a 20,954 square foot commercial office building on 8.73 acres and a ground lease of an approximate 168-acre parcel of vacant land located at the southwest corner of Sebesta Road and State Hwy 288, across Sebesta Road from the building, with both properties being in Angleton, Brazoria County, Texas for future programmed campus expansion, including medical and clinical uses. The properties are across Sebesta Road from one another and they have better access and visibility than the existing U. T. Medical Branch - Galveston facilities in the area. The lessor will renovate the existing building from office to clinical use prior to the institution occupying the facility. The lease of the 168-acre parcel will allow the institution to control property in the path of growth that may accommodate the likely future medical needs of the community. U. T. Medical Branch - Galveston expects to use the land for the future development of clinical facilities and related medical office uses. The lease will include a purchase option allowing the institution to acquire either property.

Lessor: Angleton Danbury Hospital District (District), a political subdivision of the State of Texas. U. T. Medical Branch - Galveston provides community medical care on behalf of the hospital district, with its assistance.

Lease Term: Both the building lease and the ground lease terms are expected to begin in 2019, with the institution occupying the building once the District completes the renovation. The initial lease term will be for a period of 20 years, with four options to renew, each for a period of five years.

- Base Rent:** Upon completion of building restoration, U. T. Medical Branch - Galveston will pay annual rent of \$1,047,700 for the first 10 years of the initial 20-year term and rent for the second half of the initial term will be \$0. Rent for each renewal option will be \$50 for the building and \$50 for the land. The District plans to issue bonds to pay for the building renovation and the rent is structured to cover the District's debt service on the bonds over 10 years. Annual Fair Market Value rent for the building and the land is estimated initially to be \$716,350 per year. Net Present Value of the base rent paid becomes less than the Net Present Value of cumulative market rent in the 15th year of the lease. Total base rent for the land and the building is estimated to be \$10,477,000 for the initial 20-year term.
- Operating Expense:** U. T. Medical Branch - Galveston will pay for building operating expenses estimated to be \$6 per square foot, increasing annually at 3%, these will not include ad valorem taxes as the Landlord is exempt. The total building expenses to be paid by U. T. Medical Branch - Galveston are estimated to be \$3,378,251 over the initial term.
- Total Value:** The building lease rental amounts including operating expenses along with the ground lease rental amounts for the initial 20-year term and the four options to renew is an estimated expenditure of approximately \$19,956,948.
- Public Purpose:** The rent during the primary term is structured to cover the District's bond debt service, resulting in a rent above Fair Market Value for the initial 10 years of the lease, with no rent during the last half of the term. To comply with the Texas Constitution, prepayment may be made by the State of Texas so long as the prepayment serves a public purpose and the State maintains sufficient controls, contractual or otherwise, to ensure that the public purpose is achieved. The proposed lease serves U. T. Medical Branch - Galveston's public purpose by providing use of a building and land at an average cost that is below market, with favorable purchase options. To ensure that this public purpose is fulfilled, the lease will contain the following provisions:
- a) The institution's tenancy may not be disturbed as long as it is not in default.
 - b) The facility will be insured, and in the event of casualty, it must be rebuilt unless otherwise authorized in writing by the institution.

- c) In the unlikely event of condemnation, sufficient proceeds must be provided to the institution such that the cumulative rent paid by the institution does not exceed fair market value, or if the property is still functional, the portion of the lease at no cost is extended sufficiently so that, in the aggregate, the institution does not pay above fair market value.
- d) The lease will contain self-help provisions in the event of lessor default, such as the institution being able to perform the obligations of lessor, and then bill the lessor or extend the lease sufficiently for U. T. Medical Branch - Galveston to recover its cost.

Lease Tenant
Improvements:

Lessor proposes to fund the interior renovation of the building at an estimated cost of \$6,120,000.

Purchase Option:

Lessee will have the option to purchase the 20,954 square foot building and related 8.73 acres and/or the 168 acres after ten years at a nominal price of \$100 for each property.

56. Lease - U. T. Medical Branch - Galveston: Authorization to extend a lease of approximately 35,323 square feet of space located at 10121 Emmett F. Lowry Expressway, Texas City, Galveston County, Texas, from UTMB Holdings, LLC for clinical and educational uses

Description: Extend lease of approximately 35,323 square feet of space located at 10121 Emmett F. Lowry Expressway, Texas City, Galveston County, Texas, for clinical and educational uses. On May 9, 2013, the Board of Regents approved the existing lease and the building was constructed by the prior owner to accommodate the growth of U. T. Medical Branch - Galveston in the area. The facility was custom built for the institution and accommodates several specialties in this high growth area. This strategic location has allowed U. T. Medical Branch - Galveston to successfully provide services to the communities of Texas City-LaMarque, Hitchcock, Santa Fe, and Dickenson and the institution would like to extend the original term of the lease.

Lessor: UTMB Holdings, LLC, a New York limited liability company

Term: The original lease term commenced on April 1, 2015, and as of November 1, 2018, there are 10 years remaining on the term. The extended lease term is for an additional five years, resulting in a 15-year remaining term. Thereafter, there are two five-year options to renew at 95% of market rent.

Lease Cost: The average annual base rent remains \$29.25 per square foot for the first five years of the extended term with a 6% increase in both year six and year 11 for a total approximate amount of \$20,150,446 over the initial extended term. The institution to pay the cost of operating expenses in excess of \$5.76 per square foot per year, estimated to total \$318,967 for the extended initial term.

Tenant Improvements: No tenant improvements are proposed with this lease extension.

Total Cost: Total base rent plus additional rent from lease commencement through the extended 15-year term and renewal options is estimated to be approximately \$33,200,912.

57. Lease - U. T. Medical Branch - Galveston: Authorization to extend lease of approximately 62,312 square feet in a building located at 20740 Gulf Freeway, Webster, Harris County, Texas, from Clear Lake Center, L. P., for office and administrative use

Description: Extend five individual leases consisting collectively of approximately 62,312 square feet of rentable space located at 20740 Gulf Freeway, Webster, Harris County, Texas, for office and administrative support space.

Lessor: Clear Lake Center, L. P., a Texas Limited Partnership

Term: The leases initially commenced between 2009 and 2012, but did not require Board authorization at that time as the lease values were within the institution delegated authority. The lease amendments will extend the term of each lease for four years from September 1, 2019 through August 31, 2023.

Lease Cost: Base rent totals approximately \$30,949,707 for all five leases combined from commencement through expiration of the current terms and renewal terms. The base rent rate for the renewal terms is \$13.00 per square foot for the entire four-year lease extensions. The leases were all extended three years ago and the landlord renovated the spaces at that time.

58. Lease - U. T. Medical Branch - Galveston: Authorization to lease an additional approximately 12,500 square feet of space and extend the term of the existing space lease at 17448 Highway 3, Webster, Harris County, Texas, from Salitex II Limited, LP, for mission uses, including clinical use

Description: Lease of an additional approximately 12,500 square feet of space and a term extension of approximately seven years and 10 months for the existing lease of 12,500 square feet of space, for a total of approximately 25,000 square feet of space located at 17448 Highway 3, Webster, Harris County, Texas, for use as a clinic.

Lessor: Salitex II Limited, LP, a Texas limited partnership

Term: The current lease of 12,500 square feet will expire on May 31, 2021. U. T. Medical Branch - Galveston would like to lease an additional 12,500 square feet of space. It is proposed that after completion of the renovation of the additional 12,500 square feet, the new lease will commence and the primary term for all of the approximately 25,000 square feet will run for 10 years with two five-year options to renew at the then fair market rental value. The commencement date for the new lease is estimated to be around April 1, 2019.

Lease Cost: The rental cost for 25,000 square feet is estimated to be \$575,000 in the first year of the initial term. The initial rental rate is \$23.00 per square foot annually and will increase by \$.50 per square foot annually. The cost of operating expenses will increase to the extent they exceed their cost during the initial lease year. The total estimated base rent expense for the ten-year term is approximately \$6,375,000. If the institution exercises all renewal options, the total base rent cost, inclusive of the primary term, is estimated to be \$14,430,360. In addition, U. T. Medical Branch - Galveston will pay the operating expenses above the base year amount. The Lessor is providing a tenant allowance of \$500,000 and U. T. Medical Branch - Galveston is responsible for the cost of the tenant improvements above the allowance, which is estimated to be approximately \$250,000. The total estimated build-out cost will be approximately \$750,000.

59. Purchase - U. T. Medical Branch - Galveston: Authorization to purchase approximately 9 acres of improved property located at 2150 Gulf Freeway South, City of League City, Galveston County, Texas, from Cars Sonrou Fin, LP, for future programmed campus expansion

Description: Purchase of approximately 9 acres of improved property located at 2150 Gulf Freeway South, City of League City, Galveston County, Texas. The 9-acre tract is located along the northwest boundary of the League City campus. The property will be used for future programmed campus expansion.

Seller: Cars Sonrou Fin, LP, a Delaware limited partnership

Purchase Price: Not to exceed fair market value as determined by an independent appraisal; appraisal confidential pursuant to *Texas Education Code* Section 51.951.

60. Contract (funds going out) - U. T. Health Science Center - Houston: IH Services, Inc. to perform housekeeping services on a multiyear basis

Agency: IH Services, Inc.

Funds: Not to exceed \$30,000,000

Period: January 14, 2019 through August 3, 2027

Description: IH Services, Inc. will provide housekeeping services on the U. T. Health Science Center - Houston campus. Services were competitively procured.

61. Request for Budget Change - U. T. Health Science Center - San Antonio: New Hires with Tenure -- amendment to the 2018-2019 budget

The following Requests for Budget Change (RBC) have been administratively approved by the Executive Vice Chancellor for Health Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
School of Nursing					
Office of the Dean					
Associate Dean					
Timothy Raabe (T)	1/1-8/31	100	12	180,000	10553
School of Dentistry					
Office of the Dean and Periodontics					
Dean and Professor					
Peter Loomer (T)	2/1-8/31	100	12	390,000	10506
Periodontics					
Professor					
Angela Palaiologou-Gallis (T)	11/1-8/31	100	12	143,000	10550
School of Health Professions					
Occupational Therapy					
Professor					
Timothy Reistetter (T)	1/2-8/31	100	12	200,000	10551
School of Medicine					
Biochemistry and Structural Biology					
Professor					
Patrick Sung (T)	1/1-8/31	100	12	300,000	105753
Microbiology, Immunology and					
Molecular Genetics					
Professor					
Na Xiong (T)	12/1-8/31	100	12	228,000	10548

62. Contract (funds coming in) - U. T. M. D. Anderson Cancer Center: Dynex Technologies, Inc. to license U. T. M. D. Anderson Cancer Center technology and trademarks for in vitro diagnostic assay development for detection of certain kinds of cancer

Agency: Dynex Technologies, Inc.

Funds: Royalty payments of 6% on Dynex total net sales of licensed products in the territory; \$800,000 research funding paid quarterly over five years; and annual milestone payments of \$560,000 (paid quarterly) in years six through 10 due any year in which Dynex sells 10,000 licensed products

Period: January 1, 2019 to the later of January 1, 2029 or the expiration of Patent Rights

Description: Agreement to license U. T. M. D. Anderson Cancer Center technology and trademarks for in vitro diagnostic assay development for detection of certain kinds of cancer.

63. Request for Budget Change - U. T. M. D. Anderson Cancer Center: Tenure Appointments -- amendment to the 2018-2019 budget

The following Requests for Budget Change (RBC) have been administratively approved by the Executive Vice Chancellor for Health Affairs and are recommended for approval by the U. T. System Board of Regents:

Description	Effective Date	% Time	Full-time Salary		RBC #
			No. Mos.	Rate \$	
Medical Staff					
Radiation Oncology					
Associate Professor					
Todd Swanson (T)	9/16-8/31	100	12	452,000	9439
Professor					
Sandra Hatch (T)	9/16-8/31	100	12	593,876	9440

FACILITIES PLANNING AND CONSTRUCTION COMMITTEE

No items for Consent Agenda