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THE OHIO STATE UNIVERSITY
OFFICIAL PROCEEDINGS OF THE
ONE THOUSAND FOUR HUNDRED AND FORTY-SEVENTH
MEETING OF THE BOARD OF TRUSTEES

Columbus, Ohio, June 5, 2009

The Board of Trustees met Friday, June 5, 2009, at Longaberger Alumni House, Columbus, Ohio, pursuant to adjournment.

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Minutes of the last meeting were approved.

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June 5, 2009 meeting, Board of Trustees

The Chairman, Mr. Wexner, called the meeting of the Board of Trustees to order on Friday, June 5, 2009, at 8:30 am. He requested the Secretary to call the roll.

Present: Leslie H. Wexner, Chairman, Douglas G. Borrer, Alex Shumate, Robert H. Schottenstein, Alan W. Brass, Algenon L. Marbley, Linda S. Kass, William G. Jurgensen, Jason W. Marion, and Alexis L. Swain.

Mr. Wexner:

Good morning. Before we take the roll call vote to go into Executive Session, I want to announce that the full Board will reconvene this afternoon at 1:00 pm.

I hereby move that the Board recess into Executive Session to consider personnel matters regarding employment and compensation and to discuss matters required to be kept confidential by State Statute.

Upon motion of Mr. Wexner, seconded by Alex Shumate, the Board of Trustees adopted the foregoing motion by unanimous roll call vote, cast by Trustees Wexner, Borrer, Shumate, Schottenstein, Brass, Marbley, Kass and Jurgensen.

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The Chairman, Mr. Wexner, called the meeting of the Board of Trustees to order on Friday, June 5, 2009, at 1:00 p m. He requested the Secretary to call the roll.

Present: Leslie H. Wexner, Chairman, Jo Ann Davidson, Douglas G. Borrer, Walden W. O'Dell, Alex Shumate, Brian K. Hicks, John C. Fisher, Robert H. Schottenstein, Alan W. Brass, Algenon L. Marbley, Linda S. Kass, William G. Jurgensen, Janet B. Reid, Jason W. Marion, and Alexis L. Swain.

Mr. Wexner:

Good afternoon. That rendition of the Buckeye Battle Cry is from when it was played in Dr. Gee's study, in that city in Tennessee, so I knew it would get him the second time. So we can conduct the meeting in an orderly fashion, I will turn off, and if everyone will turn off their cell phones and other devises, that will help us.

I would like to begin the meeting in welcoming our new Trustees and by thanking Governor Strickland. He has been very thoughtful in his appointment of Trustees to the Board, and likewise so was Governor Taft. That is appreciated and I recognize the seriousness, as he does, of these appointments. It is important to the state, and clearly important to the University, and obviously important to Governor Strickland and Chancellor Fingerhut.

First let me recognize my friend, Jerry Jurgensen. We have worked together on a lot of community good projects in the community, and some even in the state. Jerry is an incredibly generous spirit in terms of giving of his time and effort for community good. His record of accomplishment and support in the state, the country, and particularly in central Ohio; the generosity of Nationwide's gift to

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Columbus Children's Hospital, his work in higher education and economic development as part of Columbus partnership is really amazing. Jerry's background in his profession and his business career in terms of understanding large complex organizations and cultures will be of immense value. It has been already, so formally I welcome you.

Secondly let me recognize Dr. Janet Reid. Janet and I are also friends, I guess we have known each other over a decade. Janet has a Ph.D. in organic chemistry from Howard University, had a distinguished career as a teacher, as an executive at Proctor & Gamble, and then created her own company called Global Lead, specializing in human resources and understands culture and people in much broader ways than just an HR executive. She brings a wealth of background and experience to the University, so it is a pleasure to welcome you also.

Most recently, not a tenure acquaintance but maybe ten hours, is Alex Swain, our new student Trustee serving a two year term. Alex is from Huron, Ohio pursuing a dual degree in business administration, accounting and health sciences, and is a recipient of the Ohio Board of Regents Academic Scholarship, and the OSU Traditions award. Alex is very active in student organizations and we look forward to your contributions and we look forward to working with you too.

Next let me call on Provost Joe Alutto who I have known for more than ten years. I have known everybody but Alex for more than ten years.

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DISTINGUISHED UNIVERSITY PROFESSORS PRESENTATION

Dr. Joseph A. Alutto:

Thank you Mr. Chairman. Today I am delighted and very proud to present to the Board three stellar faculty members, truly exemplars for the conferment of the title Distinguished University Professor. This title is the highest honor that the University bestows on faculty members, and to date only 38 other faculty members have ever received this prestigious honor. Distinguished University Professors, along with Ohio Eminent Scholars, compose the President's and Provost's Advisory Committee. This is a group to which Gordon and I frequently turn to as a sounding board to brainstorm ideas and to hear suggestions and receive sound counsel. In addition to being among our most trusted advisors, Distinguished University Professors receive a one-time cash award of \$30,000 from the Office of Academic Affairs.

Our distinguished faculty honorees are from vastly different areas of research and are all recognized as being among the top scholars in their respective fields and superb teachers who have given significant service to their disciplines and beyond. Ohio State is truly enriched by having such world-class scholars in our ranks.

Would Professor Ruth Colker, The Heck-Faust Memorial Chair in Constitutional Law at the Michael E. Moritz College of Law, and Dean Alan Michaels now come forward?

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Professor Colker is credited with founding the field for disability legal studies and is also a widely recognized scholar in constitutional law and feminist legal theory. Nominators wrote that her work “has been cited by the United States Supreme Court, influenced the United States Congress, and has long been very widely cited and relied on by other legal academics.”

She is author of several books including *The Law of Disability Discrimination*. Professor Colker received Ohio State’s University Distinguished Lecture Award, the Service-Learning Award, and the Distinguished Scholar Award. She earned her bachelor and law degrees from Harvard University. Dean Michaels will talk more about her outstanding contributions shortly. Congratulations, Ruth.

Would Professor Fritz Graf, chair of the Department of Greek and Latin; and Interim Dean of the Colleges of the Arts and Humanities, John Roberts, please come forward?

Professor Graf’s nominator wrote that he is “a towering figure in two fields, Classics and History of Religion, and among the top five classicists in the world.”

He is the author of five major books with two more on the way, a co-author of a sixth book, an editor of four volumes, and a co-editor of seven more. He earned his doctorate at the University of Zurich and continued postdoctoral training at Oxford University. Before coming to Ohio State in 2002, he was the Andrew Fleming White Professor at Princeton University. One of his nominators wrote that “he has been a pillar of the University, leading the Department of Greek and Latin from strength to strength.”

He is also a recipient of the 2009 Distinguished Scholar Award, truly a banner year. Interim Dean Roberts will talk more about Professor Graf in a few minutes. Congratulations, Fritz.

Would Professor Richard Steckel, Department of Economics; Interim Dean Gifford Weary of the College of Social and Behavioral Sciences; and Professor Don Haurin, Chair of the Department of Economics, please come forward.

Professor Steckel is internationally known for his path-breaking work in an area of economic history, and the author or co-author of four books and dozens of articles published in prestigious journals. Professor Steckel has won several prestigious honors at Ohio State, including the University Distinguished Lecturer Award, the Joan Huber Faculty Fellow Award, and the Distinguished Scholar Award, and he is the recipient of distinctive honors in his discipline, including the Lifetime Achievement Award in the field of Cliometrics, a field that I hope he is going to tell us more about.

He earned a bachelor degree in economics from Oberlin College, a master degree in economics and a master’s degree in mathematics from the University of Oklahoma, and then a master’s degree and a doctorate from the University of Chicago. Congratulations, Rick. Interim Dean Giff Weary will tell us more about your work shortly.

Now I would like to invite Dean Michaels to make some remarks.

Dr. Alan C. Michaels:

Thank you Joe. I am so excited to be here today for our recognition of Ruth Colker. We hired Ruth as a chair in constitutional law a little over ten years ago, so she came to us already with an extraordinarily distinguished record in her field. We were fortunate enough to have a gift that allowed us to make a major hire, and she was said hire. She came in with an expertise in constitutional law and her expertise in that area related to some issues regarding federalism, which was a hot issue at the time. She was also in feminist legal theory - a leading scholar. Disability law was more in her future at that time, and she is known as the founder of the field. She is really a creature of statute. When I was in law school in the 1980's there was no field and then Congress passed some statutes that made disability law. I am sure everyone sitting in this room is aware of the impact of that law, in employment and education. Congress passes this statute, and it was out there to be used by courts, and by lawyers. Ruth Colker is the person who already with an extraordinarily distinguished record got energized by that and organized that as a field of academic discipline. Writing the first casebook, being a leader at being something taught to students, and then as more and more law develops, and scholars start looking at it, the starting point for research in that area. Her record of scholarly energy throughout a career that has many years to go, I am happy to say as Dean, is truly extraordinary and exemplary.

Just a couple of other points I would like to touch on though, is certainly in our field, law, which we are training people to practice law and so there is sometimes a tension between professors who are very interested in theory on the one hand, a more academic approach, and professors who are interested in the training, the actual practice of law. Ruth really exemplifies bridging that gap and being a leader in both fields. She is cited for her theoretical work but also is intimately involved with the bar and training lawyers. Her disability work, for example, leads to have her articles cited in Supreme Court briefs and opinions, and also drawn on her expertise in a consultation way, both from litigants in the field and from both Ohio State and the local courthouse, having her help them figure out how can we do things the right way. Along those lines, the three parts of our mission: scholarship, teaching and service; she is an extraordinary scholar, a founder of her field, unbelievable in that regard at the top of our profession, but not at the cost of those other two areas. Instead she has found a way to integrate what is exciting her in her scholarly agenda, into teaching and service. In the disability area, she has started a new class that has a "clinical component," so her students go out and do accessibility studies, applying the disability law to The Ohio State University in the first instance, and to some courthouses coming up. Similarly with special education, she not only teaches them the law but has her students go out and work with families with kids with special needs and makes sure they have a good relationship with the schools they are going to. She integrates her leading theoretical and practical knowledge as an academic into the teaching and service mission. That regard is a model for really everything we are trying to do at the law school, and we are so pleased that you are recognizing her in this way, because we are so very, very proud of her. Thank you and let me turn it over to Professor Colker.

One more thing, she is not in fact disabled. I know you saw her come up in a walker. Just ten days ago, Ruth, who is a very fit crew in colleges, was on a long bike ride, and someone did not have their dog properly restrained, and the dog ran out in front of the bike and Ruth had a serious accident with a broken femur. She is here with three pins in her leg with six weeks to go until she can really start walking again. We are very grateful that she was able to make it in for us today, but now she is seeing and living some of her scholarship in a way that I am sure she wished she did not have to, but I am especially appreciative of her ability to make it here today.

Dr. Ruth Colker:

Well I can only say that I am extremely honored and humbled by this award. I knew I had been nominated by the law faculty but never dreamed that I would actually win such a prestigious award. As Alan well knows, no one in the law faculty has ever won such an award, and I am just so honored to be the first, but I hope the first among many, because the law school is such a fine unit of the University and there are so many of my colleagues who do such outstanding work, that I am pleased I can be their first representative here today.

As Alan says, I really do enjoy combining experiential work with theoretical work. I did not realize I was going to have to experience using a walker for ten days before I could win this award, so I guess it was worth it to have that bike accident so I could really be qualified to understand my field even more fully. On a more serious note, there are so many people I would like to thank. I would first like to thank the great Heck-Faust family who endowed the Chair in Constitutional Law, that made it possible for the law school to steal me from the University of Pittsburgh, my hometown, a city I was very happy to live in, but the enticement of joining this community was just so strong, and the opportunities that this chair brought me were just so many, that I thought I needed to relocate. In fact I interviewed for this position ten days after giving birth to my little boy. He is not so little, sitting behind you, so I really appreciate your generosity in making such gifts possible. I know many people in this room are the kind of people that help those gifts be available, and I want you to know how much us faculty appreciate your efforts.

My work was generously supported by foundations and grants, and two that are noteworthy, are the USX Foundation, which supported my empirical work the day I arrived at the law school, and really allowed me to get going doing the empirical work I have been wanting to do that work for years, and did not know a way to access the resources I needed to do that work, and I am very thankful that they helped me get started. At the law school we have a center for interdisciplinary law and policy study and that center has also supported my work for the last twelve years, and I very much appreciate that.

There are so many people who have supported me. Greg Williams was the dean when I was hired. He did a fabulous job recruiting me, but everything he said was true, and that is "the easiest way to recruit people is when what you tell people is simply the truth." Nancy Rogers followed in Greg's footsteps and was a fabulous leader as well, and now Alan is doing a great job. Barbara Snyder was the chair of the appointments committee when I was hired, and

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I am sure you all know Barbara, a dear friend of the University, and if she were here I know she would be very grateful to see this accomplishment. So many other people at the law school have supported me. I also wanted to mention my family. My parents would so much like to be here today; they heard my distinguished lecture; they were here when I got my Distinguished Scholar Award, and if my mother was not terminally ill, they would be here today. My children who are here, they are sitting behind me, and I really appreciate that they are here. My daughter has been here for each of those three events, and my son has been here for two out of three, when he was a couple of years old we thought he was better off staying home, and I think we all would agree with that one. I just want to thank you so much all of you do and for your wonderful support, and I am going to rededicate myself to show that I really have earned this award, and I hope that in future years people will look back and say, "Wow, Ruth really did great things," after they made the mistake of giving her the Distinguished University Professor, so thank you.

Dr. Alutto:

Thank you. Dean Roberts.

Dr. John W. Roberts:

It is a great pleasure both personal and professional to have this opportunity to publically congratulate Fritz Graff on being named Distinguished University Professor. I could easily say that this honor could not have happened to a nicer guy. While this beseeched statement would be literally true, it would not capture the qualities that make Fritz deserving of this honor. Fritz is an immensely talented scholar with an impressive record of achievement in his field of classics where he specialized in the study of the religions of Greece. His intellectual stature is attested to by the lengthy list of publications that he has produced, the honors, the awards and fellowships that he has received over the years, the positions of leadership in which he has been placed by his colleagues at the university and in his profession, and the success of the students that he has mentored that have gone on to be the next generation of scholar teachers at some of the most prestigious universities in the world.

In rehearsing the accomplishments that have guarded this honor, I would want to note the mirrored ways that he has contributed to the excellence and vibrancy of his field. During his tenure at the University of Zurich, for instance, he served as president of the Swiss Association of Classical Studies and was a founding member of the Swiss Association for the Study of Religion. Currently he is an active member of at least five professional societies, including the American Philological Association, American Academy of Religion and the American Society for Greek and Latin Epigraphy. Through his professional affiliations, Fritz continues to ensure that the study of the classics remain a viable part of the curriculum, as well as the foundational discipline in the contemporary university.

At Ohio State, colleagues across the campus appreciate and benefit from Fritz's genteel brand of collegiality, which is always evident in his interactions with colleagues and students. Those of us who live and work in the confines of University Hall are particularly

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appreciative of Fritz's open smile, cheerful greetings and warm hospitality. For us, he has come to signify the most appropriate demeanor for approaching the all too serious business of education, especially on days that we find it difficult to emulate him. Those qualities combined with his incredible intellect and scholarly productivity have made him an ideal candidate for this honor. They also make it easy for us to rejoice with Fritz and his family today as he receives this well deserved recognition for his outstanding contributions to the life of the mind.

On behalf of myself and all of his colleagues in Arts and Humanities, I want to express our sincere appreciation to the Board of Trustees for recognizing the many contributions of Fritz Graff to his students, his profession and The Ohio State University. Thank you.

Dr. Alutto:

Thank you. Fritz would you like to say something.

Dr. Fritz Graff:

I am honored, humbled and overwhelmed by this Board, and I thank you for thinking of a classisist, as I would call myself, a Classical Philologist. I think I am the first Classical Philologist in this University who got this award, and it is still so new that my mind has not wrapped itself fully around it.

Looking back on my career, I want to thank all these people who helped bring me here, and who have helped my research and my accomplishments at this University. I thank, especially my dean, John Roberts, not only for his very kind words, but for his very kind and helpful presence in University Hall. I thank colleagues in Greek and Latin, and I thank especially the one institution - Ohio State, in the first place, and that has proved to be a major source of research possibilities both for my own research and for having European and American research that is the center for epigraphical and poligraphical studies, because one of my fields, classical philology is vast and vague, one of my fields in there is Greek and Roman epigraphy, the study of inscriptions, and Ohio State is happy having an institution which in its existence and its possibilities is almost unique not only in this country, but in the entire world. It is one of the very few centers for the study of Greek inscriptions.

My other sub-field is Ancient Greek and Roman religion and magic. I wish I could have done some magic when the sound system broke down, but I am afraid it does not work. My magic is entirely theoretical and the one thing that amused me a couple of years ago, I published a book on Greek and Roman magic, it was a discussion on Amazon on whether this book would help magicians, and the final note came from someone, this guy is a university professor, it does not help. I would still think what I am doing as a classicist as a student of antiquity, is to connect with the present world and to make a step back to look at this route from their world and to understand what this world is about by understanding what their world is about. I am immensely grateful that this award not only confirms that this is a good and useful approach, but that this award gives me the possibility for years to come to work on that project once again and to use the epigraphy center among other things for this project. Thank you.

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Dr. Alutto:

Thank you Fritz. Dean Weary.

Dr. Gifford Weary:

The Distinguished University Professor Award is really, of all the awards we give, one of the most important and one of the reasons for that is to receive this you have to really excel in all three of our performance areas, research, teaching and service. There is no question, that Richard Steckel has achieved great accomplishments in all three. Probably the most central requirement for any Distinguished University Professor is a stellar research record, and on that front, there also can be no doubt what so ever about Richard's very real and very significant strengths. He has done groundbreaking research into the relationship of height to economic health and welfare, basically creating a new interdisciplinary field. A field that spans biology, economics, history, demography and physical anthropology. That should give you some idea about why Richard Steckel was selected for this award.

Through his research he has been able to convince a very skeptical audience of scholars and scientists in these diverse disciplines that the measurement of height and other physical parameters can shed important new light on previously known relationships between income, equality, productivity and various measures of health. Importantly he has made his work very accessible to people working in these disciplines and to the lay public. His work on the study of human growth includes National Science Foundation projects on several different countries. The superlatives that his nominators used to describe his work and his research is "his path-breaking sets the standard," "it is important," "it is influential and it is of Nobel Prize quality," and I would only say that I agree with all of those. The Distinguished University Professor designation as you hear from Provost Alutto, only adds to Richard Steckel's impressive list of recognitions at Ohio State. It is well deserved and on behalf of all of your colleagues, congratulations.

Dr. Richard H. Steckel:

I too am very humbled and honored, and have many people to thank, but I would begin with my wife Barbara, who is sitting back here, who has been a lifelong partner, or at least as far as my research is concerned. We met at the University of Oklahoma, and there was instant attachment or attraction, and she has helped me code data, so she has really been part of the research program as well as very much an emotional partner in all of this.

Let me say a few words about my research because it seems to be so unusual, and I can keep this under a minute and a half. My field is economic history, and the central questions in that field are; when, how, why and where did we become rich and healthy compared to our ancestors. We are much better off than the people who lived five to ten generations ago, they would all think we live in heaven I believe. Well how did that happen? Well we need measurements of social performance in order to figure this out. The standard measurements of life expectancy and per capita GEP only go back about 100 years or less, 150 years in some countries perhaps, so

we needed ways to appraise progress, and there are very good ways in the dimension of health that is working with heights. After considerable discussion with experts, and my mentor in this was J.M. Tanner who is a very well-known human biologist at the University of London, I learned that we are all biological machines. That is, we consume fuel: calories, protein, vitamins, minerals, and micronutrients. The demands on those fuels as a result of basal metabolism such as just keeping warm in bed, and there are demands imposed by physical work and by disease. So, we can think of ones opportunity for growth as reflecting that nutrition or nutritional status. Children will not grow well or rapidly if they have low nutritional status, either poor diet, hard work or heavy disease load, they all play a role.

I also knew that historical heights were very abundant from military records, muster rolls that go back to the 1700's, also from slave manifests that started to be collected in about 1808. There are dozens of sources of heights, millions and millions of records available for study that had not been tapped for purposes of studying history of social sciences. So when I started this project in the late 1970's it was very difficult getting funding, even getting work published. I had most of my papers, early ones, rejected, some several times, and actually NSF did not support any of this earlier work, nor NIH for that matter. It was The Ohio State University who made this happen. It was absolutely critical for my success. When I arrived here in the mid-70's I discovered, much to my delight, that I had a research assistant provided by the department who could help me code data, along with Barbara, and I had computer time on the main-frame, now PCs. I have visited many other universities and one of the strengths of Ohio State is this kind of technical support in main-frame computers and PCs and the like. It is really stellar. Moreover, I had something very unusual in my early years here, and that is free data entry. Back in those days it was key punching, now it would be in a spreadsheet or something like that. The computer center provided the key punching and verification, and I became their major customer in those years, accumulating dozens of boxes of punch cards with the kind of data that I used. Moreover there was the college and university small grants programs that enabled me to hire people to travel and do those things. I think this work would have atrophied without that kind of support. It was just too much of a leap for NSF and others to buy, they do now, but back then, no.

So that is number one to thank. Number two, this is very interdisciplinary work, and I benefited enormously from the size of Ohio State. It has virtually all fields and departments covered. During the course of my research I have used every library on campus, and I have had many conversations with people all over the University throughout the social sciences and the humanities, but also math and physical sciences, geodetic sciences, even biochemistry, and a lot of interaction with people in the med school who help bring people in with related interests such as mine, most recently Dr. David Barker, and before that J.M. Tanner himself.

Finally I would say what has facilitated this interdisciplinary work is Midwestern friendliness. Ohio, Columbus, Ohio State are just friendly places. People are approachable. I have never been turned down for an opportunity for coffee, lunch, a telephone conversation, or what have you. People here are just very approachable. It is a

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great strength of the University as far as I am concerned and it certainly added to my success. With that I think I will stop.

Dr. Alutto:

Thank you Rick. Mr. Chairman that concludes my program, but I hope you have a sense of both the breadth and the excitement that is created by these scholars. If the Board has any questions of the honorees, the floor is open.

Mr. Wexner:

The only idea that came to mind, that I whispered to Gordon, we have a great recruiting video right here just listening to these distinguished scholars.

Thank you and Congratulations.

Jason it is your turn at bat.

STUDENT RECOGNITION AWARDS

Mr. Marion:

Thank you Mr. Wexner. Today I have the wonderful pleasure of presenting to you all, one more time, and to the members of the Board, two outstanding students coming to us. They are both highly deserving of this recognition, and they are both joining us today.

The first student we will be recognizing is a 1993 graduate of The Ohio State University in psychology and now he is back, Mr. Dennis Niekro. He comes to OSU pursuing a master of science in nursing degree. Since arriving in September, he is already making a big impression. His peers indicate he is articulate, inquisitive, energetic and passionate about continuing his education, and very passionate about a career in healthcare. He brings integrity, which is evidenced by the fact that he was able to secure a Robert Wood Johnson Foundation Scholarship in the new careers in nursing field. His college tells me great things.

Beyond being active on the college's diversity committee, he has been instrumental in creating a new student organization in the college called N-SPIRE (Nursing Students Promoting Initiatives to Reinforce Equality), that aims to combat health disparities through community outreach and collaboration with healthcare professionals.

In addition to these academic activities and his student organization activities, he has been very active in the community and important health care related activities, impacting all persons at all stages in their life cycle, from young to old. For example, as a community health educator for Planned Parenthood of Central Ohio, he has designed and implemented a demographically-appropriate sex education curriculum for tenth grade health education students in an urban high school, and he has also been a spiritual counselor for Jewish Community Hospice, and in that capacity he collaborated with an interdisciplinary hospice team to develop care plans and a spiritual assessment tool for patients and families and developing and coordinating the agencies bereavement services program. He has provided bereavement after care to families and educated staff

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and volunteers about Jewish death and mourning customs and rituals. Also related to his interests in culturally competent communication, Dennis has developed an inner-generational family education program for the Wexner Heritage Village in which he educated participants about Jewish perspectives on aging and the tradition of ethical wills. After reading all of this, definitely an exemplary graduate student at this University who fulfills all the components of what we look for in a Student Recognition Awardee by this Board. I believe he is planning on graduating with a master of science in nursing in 2011. With that being said I will invite Dennis up for recognition.

I will read the certificate, the Student Recognition Award. The Ohio State University Board of Trustees hereby recognizes Dennis M. Niekro, College of Nursing for this Outstanding Leadership and dedicated service to The Ohio State University, and Dennis is joined today with family and I believe friends and Dean Lentz. He is an outstanding recipient.

Dean Roberts is getting a lot of fame today as one of his students is being recognized. Ms. Robyn Young comes to The Ohio State University from Rochester, New York. She is a dance major in what I believe is probably a top dance program in the country, with a focus on dance education. She recently received her dance education licensure. During her time at OSU she has been very active on campus and in the community through a variety of venues. She currently is the coordinator of the student organization, Dancing to Zion, and is a member of the African American Voices Gospel Choir, which is an outstanding program, and they do excellent concerts. Her accomplishments within her field of study include the co-production of a distinction project, *Inherited Movement, Traditions Redefined*, which brought campus and community audience members together to experience evening-length performances of dance forms of the African Diaspora.

Upon completion of the performances, she and her project partner, Ms. Erika Harris, performed lecture/demonstrations for audiences in the greater Columbus community, including the 4-H Center at Indianola Middle School, Fort Hayes Metropolitan Education Center, Manor Care Facilities, and dance courses on the OSU campus.

Ms. Young was recently honored by Dr. E. Gordon Gee at the President's Salute Dinner, along with some of the most accomplished students of the University. This month, she will be receiving the Multicultural Center Outstanding Undergraduate Student Award. In addition, beyond all of her other activities she has also been engaged in some undergraduate research. She secured second place at the 2009 Denman Research Forum in the category of arts/architecture for her distinction project. After graduating this spring, Ms. Young will be joining Teach for America to continue pursuing her passion for teaching.

With that being said, Ms. Robyn Young, will you come up and join us.

Mr. Dennis M. Niekro:

Ladies and gentleman of the Board of Trustees, President Gee, please allow me to begin by extending my gratitude for bestowing

this award on me. I am overwhelmed by your consideration and recognition. It is a true privilege to be here with all of you today and to say thank you, not just for this award, but for all that you do to make The Ohio State University foremost among American universities.

Even as a child I knew that Ohio State would be a significant part of my future. After graduating from high school 22 years ago, I began my undergraduate studies at OSU with the aspirations of pursuing a career in healthcare. I explored various potential paths as I worked diligently to complete the requisite foundation coursework. To be immersed in a research rich learning and research environment where excellence is the standard was a dream come true.

Early in the third year of my studies however, I was forced to abandon my educational goals when I was unexpectatantly diagnosed with a life limiting illness. With the new priorities of achieving healing and restoring wholeness, I sought a different kind of relationship with the University as a staff member who supported the work of faculty and students. Eventually my passion for learning called me back to the classroom, and I graduated with a B.A. in psychology in September 1993. I went on to work as a research assistant in the department of psychiatry and then as a psychometrist at University Hospitals.

Over the years my quest for wellness has also led me in directions away from OSU, but I always maintained a sense of connection to the University and to my identity as a Buckeye. I have sought professional and volunteer opportunities to promote self care in others and to support their discovery of the innate human capacity for healing. Every experience has been steadily brining me full circle back to Ohio State, back to pursuing my dream of serving others through a career in healthcare.

I now endeavor to complete my master of science in nursing and become a certified adult nurse practitioner. Inspired by the many healthcare providers here at OSU who have helped me on my healing journey and have influenced my experiences and facilitated wellness in self in others, I strive to offer an empathetic compassionate presence to all of the patients for whom I provide care.

It is an honor to represent the student body of the College of Nursing today. Dean Lentz and Dr. Dailey, my advisor, thank you for being here to celebrate this moment with me. The support and encouragement I have received from each of you and from the other faculty and staff at the College of Nursing have contributed to making my first year as a graduate nursing student incredibly meaningful and rewarding.

I have no doubt that the knowledge and clinical experiences I am gaining will prepare me well for a successful career as an advanced practice nurse. I look forward to making you proud in the years to come. Last, but no means least, I want to thank my partner, Paul, whose sacrifices and hard work helps to make it possible for me to achieve my goals. Paul, you helped me to remember how to dream big, I know I would not be here today if it were not for your love, endless patience and support.

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Again, thank you, to each of you for all that you do for inspiring me, supporting me and making it possible for me to attain my full potential.

Ms. Robyn J. Young:

Good afternoon. First I would like to start with a thank you to all who have supported and encouraged me over the past four years. My family, in their absence, they could not be here today, as well as the chair of the department of Dance, Susan Van Pelt Petry who is here with me today, and some of my professors, Val Williams and Dr. Dixon. I would also like to thank the Board of Trustees and Dean Roberts for this prestigious award.

When I arrived at Ohio State from upstate New York, I never imagined I would be honored so generously by you. My goal was simply to learn and explore as much as I could and to prepare myself for the workforce, so to be recognized for all my hard work and effort is quite gratifying.

Attending Ohio State has afforded me so many opportunities to engage in research both scholastically and kinesthetically inside and outside the classroom. With the help of faculty and fellow students I have researched and spread my knowledge and diversity not only to the OSU campus community, but also to the greater Columbus community. I have had an incredibly fulfilling undergraduate experience, one that exceeded my former expectations of college. As a first generation graduate I do not take higher education for granted. In light of this I am thrilled to be moving on to employment with Teach for America in Charlotte, New York where I will spend the next two years educating students who deserve a better education.

Because of my degree from Ohio State, I am now in a position to make a lasting difference in the lives of many children, and for that I thank you. I will show my gratitude by taking all that I have learned and experienced these past four years and use it to help young students find their way to a better education and life. Thank you.

Mr. Wexner:

Thank you very much. I think we will move on to the President's report.

PRESIDENT'S REPORT

Dr. Gee:

I am going to try and be as fast as I can because I must say I am inspired by just what we have seen. Three truly world class faculty members. Let me say I do not use that word just widely, they are truly world class, and bring great distinction to this institution and obviously those two wonderful students, undergraduate and graduate, who will go on and make their mark in the world, will make us very proud and more importantly who will do significant things to bring honor to themselves, to their family and make this a civilized society for which I am most grateful.

I want to welcome our new Board members, Jerry, welcome. I will just tell a quick story about Jerry Jurgensen. When I came to this institution I determined that one of the things we needed to do was engage in culture change, and so I went and visited Jerry who had been thinking a lot about this and had developed a process through Senn Delaney, a group we are now working with, convinced me that it was a wonderful process. We have them working with us, and I think the change in culture of this institution in many ways is due to your own inspiration for me, and I just want to acknowledge that, so now you are going to have to live with it.

And, Janet, welcome. We are honored to have you here. I know you slightly, I know you by reputation in so many different ways, and I know the value you will bring to this Board will be extraordinarily important. I might just say to Larry Lewellen over there, the first question she asked "Are we thinking about the holistic values about the whole person?" Something that in our high performance culture, we are really working on.

Alex Swain, is one of the great young students who will serve on this Board, and Alex, we are very proud of you. I am very proud of you. So we have much to thank in terms of additions to the Board, and I want to thank our Governor as our chairman did for making superb appointments. The strength of this University is its faculty, staff and students, and the strength of this University is this leadership through its Board. So I acknowledge his great work and I also want to acknowledge, the Governor and the bipartisan legislature, that despite tumultuous times they continue to support this University at unprecedented levels. They have many difficult choices to make, but one of the choices they have made is the continuing support of education and higher education, realizing that the future of this state is going to be determined by its ability to reinvent itself and we are the reinvention vehicle, and so we stand here in great appreciation of their support, but we also pledge to them, and I have written a note to each of them saying that I pledge on behalf of all of my colleagues at this institution and our Board that the best investment you will make in Ohio is in this University. In turn we will do as promised, which is to make an enormous difference to all 11 million Ohioans, and so I want to acknowledge that.

I did have an opportunity to note that spring has fully arrived on campus, and we know that not because of birds, bees and baseball. The surest signs are frisbees, flip-flops and free advice on the Oval - if you have not been part of that.

Spring is also awards season on campuses across the country, and I am proud to say that the University is claiming a rightful share of those. As many of you know, I just hate these rankings, but I am falling in love with them because we are doing so damn well. I want you to note, we are doing superbly well.

The latest U.S. News and World Report rankings of graduate programs were additional fodder for my evolving perspective. Among the highlights, Ohio State now has 11 graduate programs ranked in the top ten nationally. That moves us into the front ranks of American institutions. Among them are: American politics, social psychology, social stratification, several programs in education, supply chain management and dispute resolution, and many are knocking on the door.

We also saw a notable rise in the rankings of the colleges of medicine and engineering. Medicine I believe had the largest single rise in ranking of any medical school in the nation. Steve, am I right about that, shake your head and say yes. That was a rhetorical question Steve, you know that, and also engineering and the Fisher College of Business, three of our distinguished colleges, but indeed they are being recognized for their worth.

Finally, U.S. News has cited Ohio State as one of the nation's best places for undergraduate research. After touring several hundred extraordinary Denman Research projects in the RPAC last month, I will tell you this: U.S. News got its facts right. We have an extraordinary program. I will say this to the Board, of which our undergraduates have an opportunity to engage in. Clear headed and opportunistic research, which very few students in this country can, and we have such a large array for people that it is quite remarkable. Our individual faculty members make a real difference in the lives of our undergraduates.

In the English Department, John King has received a Guggenheim fellowship. Two faculty members were elected to the American Academy of Arts and Sciences, joining our leader here, Ann Hamilton in art and Tina Henkin in microbiology. I might just add as a note that Ann Hamilton also received the Heinz Prize this year which in many ways recognizes the best of American living artists, so she has had an extraordinary year. Polar climate expert Ellen Mosley-Thompson was named to the National Academy of Science, and a new star is headed our way. Joseph Steinmetz will assume the position of Executive Dean of the College of Arts and Sciences on July 1. Dr. Steinmetz is internationally regarded as one of the leading authorities in neuropsychology. He was the Interim Provost and Dean at the University of Kansas and has made a lifetime of fostering academic collaborations, so he is exactly the right person at this institution at exactly the time that we need him.

On score, I want to publicly thank Joan Leitzel who like Cincinnati came off the fields to do what she has done. We will have an opportunity to recognize her later, but Dr. Leitzel has done a remarkable job as our Interim Dean, and I thank her. I want to publicly acknowledge the faculty leadership. Dick Gunther, where are you, raise your hand, and Heather Allen. You know we just had a meeting yesterday, and we talked about issues confronting the institution. We have forged a collaboration of extraordinary power and importance between the University and its administration. That is not due to us, that is due to the faculty leadership. Visionary indeed and I cannot thank you enough. I will also miss both of you, but will still be around, I want you to know that. I am grateful for their service, and Katie Hall, where are you Katie, raise your hand down there. We have at this institution a wonderful staff, and we have great staff leadership. I want to make a point, I made it to all the Board, but this year our faculty and staff gave \$5.1 million to this institution in an internal campaign. The largest amount given by any group of faculty and staff to their university in this country, and it was a 6% increase in a time of economic turmoil. I think that Katie and her team deserve a round of applause.

As always our students are the liveliest part of the University, and they are accomplishing great things. The list of their national

awards is a long one, nearly as long as the list of my university presidencies, and so I will mention just a few. Hudson McFann, an undergraduate majoring in geography was named a Beinecke Scholar. The scholarship will provide substantial funding for his doctoral work. Nathan Webb, a senior majoring in mechanical engineering has received a NASA Aeronautics Scholarship, one of only five I might note, nationwide. The award includes not only fellowship support, but also an internship at NASA. Stacyann Russell, another engineering student has been elected chair of the National Society of Black Engineers. With 31,000 members, that organization is one of the nation's largest student-run groups.

This spring, I will note, our athletes have been described in the newspapers as having a "season to remember." The women's pistol team completed an undefeated season, winning the NRA Intercollegiate National Championships. I will not be making any jokes about women's pistol, I will assure you. Our fencing team finished third in the NCAA Championships. For the second time in two years the wrestling team finished second in the NCAA. By the way Coach Tom Ryan, our wrestling coach and his assistant were both named national Coaches of the Year. I would say that we have deep bench strength there. Men's tennis came very close to the NCAA title, as you know they were ranked number one all season, and then lost to those devils from USC. Our baseball team won the Big Ten title. In this winning season, Associate Vice President and Athletic Director, Gene Smith received the 2009 Distinguished American Award from the National Football Foundation, and he also was named the best athletic director in the country.

And yes, our spring game drew 97,000 fans, extraordinary, people need to get a life! I think the reason everyone shows up is because that is the one game we are going to win, for sure. I should not say that, but it is great.

A couple of quick observations on our facilities. Last spring we held a topping ceremony for the new Ohio Union. Just last week we had a plank-signing ceremony there. I will not go into anything about eye-patches and swords or whatever, but last month we christened the reconfigured Thompson Library with my spring address to the faculty. The Library has been restored in ways that are both inspiring and practical. Some of you have seen it, and crews are busy moving books in now, and the building will be ready for use in the fall. It is probably the most technologically advanced library in this country, if not the world.

In closing I want to simply say that the end of this season, I firmly believe this institution will lead the way in educational innovation and in partnership with the communities we serve. During the past few months I have traveled to three of our extended campuses and to more than half a dozen states. At every turn, I have been overwhelmed by the love and support of our alumni and friends. Nearly half a million strong, our alumni are one of this University's most powerful assets. I am beholden to them as I am beholden to this Board, as I am beholden to our 40,000 faculty and staff and our 62,000 students for allowing me to lead this great University. So I thank you every day for this opportunity.

Mr. Wexner:

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Thank you. Are there any questions of Dr. Gee.

Now we will move to the Committee reports.

Audit, Bob Schottenstein.

COMMITTEE REPORTS

Mr. Schottenstein:

Thank you Mr. Chairman. The Audit Committee had two meetings since our last Board Meeting. One in May and one yesterday in June. I was unable to attend the May meeting, and in a moment I will ask Committee Vice Chair Fisher to report on the matters from the May meeting.

As for yesterday's meeting we had a fairly brief agenda. We reviewed the internal audit work plan for fiscal year 2010. You can see it in your Board books. It is extremely robust with the various audits broken down into departments or colleges, or projects, which are audited annually, those which are audited every three years, and those which are audited once every five years. The committee was very satisfied that we have adequate staffing to do that which is necessary. We also were briefed on two compliance matters, one in the area of human resources where Mr. Lewellen brought us up-to-date on some new rules that have been promulgated, that allow for us to establish some of our own designations and procedures for Civil Service employees, and also some changes to Federal COBRA legislation, and how we are managing each of those to achieve compliance.

Finally Mr. Shkurti made a presentation in the compliance area dealing with the potential for us to be receiving federal stimulus money, and based upon the likelihood that we will, how can we best prepare ourselves to make certain that not just the money is spent the way it is supposed to be, but that we comply with whatever requirements we may see as a result of receiving that money. We do not know what those requirements are, so this was somewhat of a 30,000 foot report, but in order to ready ourselves for the possibility that we may be receiving stimulus funds, a special taskforce has been formed to begin to address this so we can assure compliance.

Jack if you would bring everyone up to date on the May meeting.

Mr. Fisher:

Thank you. There are a lot of things that go on here at the University relative to our quality of life and quality of operations for the extended family. I want to share briefly about three of those, and if they do their jobs well, we will never hear about them again until the next review. I want to give them their due credit.

First of all Dr. Andy Thomas, and Ms. Almeta Cooper along with a great number of people, who put together the vendor interaction policy, which will become effective July 1, and this will be at the Medical Center, and the purpose of the policy is to outline acceptable business practices and ethical principles that will guide the interactions of all faculty, staff and trainees at the University

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Medical Center with vendor corporations and vendor representatives.

We also heard from Mr. Doug Archie, from the Athletic Department, talking about compliance and certainly we put a high priority on compliance in the athletic department. A lot of time is spent on education, and what we have to follow relative to the NCAA and Big Ten conferences is fairly complex and so it takes a lot of time sorting out what we need to do and understanding the complexity of the program. Certainly we are very appreciative of the effort put forth by the Athletic Department. We did have a number of violations, but we have an extremely large athletic program, and in the scheme of things we are doing very well.

I do want the Board to know that there is a very strong commitment from Mr. Archie and all of his comrades in the athletic department to have a top-notch compliance program.

Next we heard from Scott Lissner, relative to the Americans with Disabilities Program here on campus. We are a leader in this program area, again training is very much a part of this and also access to information is very critical to its success. I would like to share with you just a few numbers about the challenge that they have in implementing an effective Americans with Disabilities Program. Eight hundred and sixty three buildings on 15,000 plus acres, of that 483 buildings right here on the Columbus campus, on 1,741 acres and as we are all very much aware, the average age of both construction and renovation of these buildings is 28 years. We have 114 miles of sidewalk, 800 curb ramps, 30,000 parking spaces, 851 disability parking spaces and all of us know about ongoing construction. So they have a big challenge in putting forth a very successful Americans with Disabilities Program.

Mr. Shkurti and Mr. Culley reported on, first in the area that we are trying to monitor which is our fiduciary work relative to the cost of all compliance, be it the total auditing program and all the things that we look after in terms of internal procedures. We are trying to keep a handle on that.

Lastly all of you on the Board know of our ongoing effort to deal with our responsibilities in working with governance, finances, reporting, and all the guiding principles with our affiliated entities. That work is progressing very nicely, and I think we are indeed happy with the progress Chris, and our relationship with all the affiliated entities.

Mr. Wexner:

Any questions for the Audit and Compliance Committee?

Thank you.

Trusteeship, Alex.

Mr. Shumate:

Thank you Mr. Chairman. The Committee on Trusteeship discussed four agenda items yesterday. First on the Charter Trustee report, secondly, faculty membership on the Academic Affairs Committee, third, Board Committees in general and then a brief discussion

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regarding the Board orientation program. The former chair, Gil Cloyd had asked Ambassador Ong and Speaker Davidson to take the lead with starting the process for the appointment of our Charter Trustees. As the Board members know, we have committed to adding three national or international Trustees to our Board, in our efforts to consistently strengthen the skill set and the expertise and value that we add to the University. That decision was made. Speaker Davidson did report on their efforts to date. In phase one they have identified the set of skills, experiences and backgrounds that would be appropriate to supplement the current strengths and background in experience of this Board. They have reached out to Trustees for recommendations consistent with the selection criteria. Also, Mr. Chairman we have consulted with the Alumni Association, believing that Alumni of the University are a very important category of potential national or international Trustees, and we have also consulted with our Foundation Board. At our next meeting there will be an update report where we will begin to analyze recommended potential Trustee candidates, consistent with the skill set screen.

Secondly at the request of Ambassador Ong, who chairs our Academic Affairs Committee. We discussed a recommendation that we add a faculty member to the Academic Affairs Committee. As we all know the Academic Affairs Committee does fully engage with our faculty at our meetings, receiving various reports and also interacting with them on initiatives of the University. The governance committee, Committee on Trusteeship does endorse the addition of a faculty member to become a member of the Academic Affairs Committee. We will be writing a process protocol for the selection of that faculty member and coming back to the Board to adopt that process and procedure.

Our third agenda item we discussed the current Committee structure of our Board. Again in our process of continuous improvement we are looking to ensure that our Committees are aligned with the strategy of the University. We are working with Dr. Chait to do that analysis and again we will be coming back to the full Board with any recommendations for revision or change.

Finally we talked about the Board orientation program. We are certainly very pleased with our two members, and the Trusteeship Committee has volunteered to be very actively engaged with our Secretary and the University with the on boarding process for our new Trustees and also take a fresh look at our orientation program to again see where we can strengthen and improve that program.

That completes my report Mr. Chairman.

Mr. Wexner:

Questions? Thank you Alex.

Alan Brass, Medical Affairs.

Mr. Brass:

Thank you Mr. Chairman. The Committee met yesterday and had a lengthy meeting, and I am going to try and summarize it very quickly. We first spent time on ProjectONE which is obviously our new expansion program for the Medical Center. We went through a

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series of things including taking a look at green space and the atrium and the design of the building again, just to make sure from a due diligence standpoint we are reviewing everything two and three times. We are not finished with that process. It is looking good. We will have a series of meetings over the next month to complete that process.

The scorecard where we track the macroeconomics concerning this project is looking very good. I say that because this is a very difficult economic time and medicine across this country is very fragile - Medicare, Medicaid, federal and state budgets and so on. As I mentioned at the last Board meeting, I will mention it again this time, we have undertaken another step backward from the standpoint of having our outside and inside folks take a look at our forecast again, of which ProjectONE is being built on to make sure that, in fact, the macroeconomic numbers are what we think they will be. We will have those numbers back in September. We will have our due diligence done in September as it relates to ProjectONE.

We have on the consent agenda today one item as it relates to ProjectONE and that is the 12th Street Tunnel that will allow us to continue to expand the utilities to get ready for ProjectONE, and it was approved by the Committee yesterday as well as approved by the Fiscal Affairs Committee. As it relates to the volume, our volumes at the Medical Center continue to go up, and it is an important variable as we continue to monitor the progress we are making with the Medical Center. A couple things to note, our ambulatory visits from last year to this year are up 40,000 more visits, our emergency room is up 10,000 more visits, these are substantial volume increases, and at the same time our accounts receivable and our bad debt are holding at last years levels which is good news in the light of the economy. So we have to monitor that very carefully.

Dr. Gordon Gee mentioned something and I think it is worthy of repeating. Our medical school has had tremendous increases as it relates to its rating. It has actually moved up 17 slots, that is how strong our medical school is getting, that is how strong the recruitment that Dr. Gabbe and Dr. Souba who are leading that have done. We should not take this lightly, these are big moves. We are now in the top ten of public medical schools, that was a goal set of ours three years ago, so I am going to pause for a second, lets give them a round of applause. Nice job, and to all of your colleagues, nice job.

Also on the consent agenda today is a reorganization program of our Medical Center Governance with the creation of a Medical Center Board that will report to this Medical Affairs Committee of our Board. That is a very important item in light of the fact that we are continuing to expand and it will give us an organization model to make sure that we are very organized within our organizational structure of the medical system. That is on the consent agenda, it had unanimous support of our committee.

Last night we had 200 plus physicians graduate out of our medical school, and we have an incoming class of 220 coming into our medical system. Average GPA is in excess of 3.7, this is amazing, 49% of them are women, 13% are minorities, that is up from 7.5% the year before. This is an outstanding class coming in, and I think it

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again speaks well of how well our medical system here at the Ohio State University is doing.

Dr. Souba was kind enough to share with us a number of key recruits. A superstar in radiation oncology, specializing in the brain, chief of anesthesiology, a new associate dean for admissions to our medical school, and I could go on and on, but the kind of recruitment that is taking place right now is a direct relationship to the ranking and how well we are doing.

The last thing I would like to make sure we highlight is what is going to happen in the next couple of months is very important. We mentioned that we are taking a look at the forecast again to make sure the macroeconomics are holding. 2010 and 2011 will be tough years for healthcare in this country, so we have to make sure we have it right. We are taking a look at nine major issues as it relates to ProjectONE and what we are now calling ProjectTWO for lack of a better word, but mostly the long-range medical center expansion to make sure that it is fully integrated into our University as a whole. These are big issues, these are bigger than just the medical center. For example Cannon Drive, housing, and I could go on. The long and short of it is that in September we hope to have a pretty good handle on those nine issues. We may not have them all resolved, but those are important to make sure our University and our Medical Center specifically are working hand in glove to resolve macro issues.

This is a good news report on the behalf of the Medical Center. Our system is doing very well, our medical school is doing very well, and I really attribute that to the leadership of Dr. Gabbe, and Dr. Souba and all the other folks. Nice job. Mr. Chairman that ends my report.

Mr. Wexner:

Thank you. This is such a major part of the University, what we are doing and will do in the future, so we will entertain questions or comments for Dr. Gabbe, for Alan, for Dr. Gee.

Dr. Gabbe:

I appreciate your Board and your counsel as you have been a member of our team. I wanted to share with the Board of Trustees that just yesterday, keep this under wraps; Dr. Ali Rezai announced that he would be joining us. He is the nation's leader in deep-brain stimulation and neurosurgery and he is bringing his team here from the Cleveland Clinic. This is attributed to Dr. Chiocca, head of neurosurgery, Michael Racke, head of neurology and our neurological signature programs, so you will be seeing a lot of press about that.

Mr. Wexner:

Thank you. Just the difficulty of the work the Medical Center is doing with 40,000 more visits and 10,000 more visits to the emergency room in the first five months of the year, that is about 300 more visits a day to the hospitals. In terms of traffic and what this means to capacities, whether it is so many patients coming to the hospital through the ER as the hospital continues to improve, and the nature of the visitors to the hospital gets greater because we

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become a greater asset to the state, and we will attract more patients from out of town, whether it is national or international, let alone statewide, that mix of patients and the support for them and the kind of traffic is I know something Alan, Dr. Gabbe, Dr. Souba and everybody is looking at. This is a very dynamic situation that we are currently in.

Mr. Brass:

I will tell you the forecasted model we had on volumes is being accelerated. Just think of 100,000 patients a month coming in, because that is where we are.

Dr. Gee:

About half of those new visits are mine personally. I am such a hypochondriac and I have instant access to great healthcare, why not.

Mr. Brass:

Thank you Mr. Chairman.

Mr. Wexner:

Thank you for sharing Dr. Gee. Wally, do you want to give us the report from Development and Investment.

Mr. O'Dell:

Yes, Mr. Chairman. We met yesterday afternoon. Senior Vice President for Development Peter Weiler reported on fiscal year to date fundraising results and the gift acceptance and accounting guidelines. Fundraising totals for fiscal year 2009 through April were \$260 million, which is 74% of the fiscal year goal, and four percent ahead of last year. Peter projects that University fiscal year 2009 fundraising totals will be close to \$303 - \$307 million. One to two percent ahead of prior year, and this is an outstanding performance in a very difficult environment. Also, the Board is aware, Peter has been working with his team, the Trustees, and the Foundation Board to develop gift acceptance and counting documents that will guide the University during the campaign. Under the development tab of your notebook you will see the policy highlights. The overarching areas addressed by the policies are transparency, consistency and best practices. Peter has reached out to all Board members individually to review the documents and answer our questions. He clarified for us yesterday that the naming guidelines for building spaces, colleges and departments are also under review and will follow the same vetting and approval process as the gift acceptance policy. We can anticipate seeing those at an upcoming Board meeting in the fall. Peter is here today if there are any further questions about the campaign or gift counting guidelines.

Peter, do you want to make a comment?

Mr. Peter B. Weiler:

No, just I appreciate everybody's thorough review of those, and for your input.

Dr. Gee:

I just have to comment. I think it is an extraordinary performance given the tumultuous nature of where we are. If you take a look at some of the major institutions in this country, some of the major institutions that are really down about 20 – 30% in terms of what they are doing right now, so I just cannot underscore how hard and how effective Peter and his team are working right now. It also shows the investment that people are making to this University. The difference between good and great, and now great and eminence as I have said is the private support that we are receiving and so you are making a real difference, I want you to know that.

Mr. O'Dell:

Next, Peter reviewed the development report, and the committee yesterday approved the establishment of 14 new funds and two revisions to only \$3.3 million. Next Vice President and Chief Investment Officer Jonathan Hook requested the committee to approve a revision to the long-term investment policy. Changes requested to the policy included the following inserting the new asset allocation policy that was approved at the April Board of Trustees meeting, inserting the new distribution policy that was approved at the April Board meeting, amending our proxy voting policy to allow our investment managers to vote, the proxy statement is in accordance with the directions of the Ohio State investment office, and the inclusion of a new strength in conflict of interest statement. Following discussion by committee members, the policy was approved as recommended.

Mr. Hook then gave the committee an update on the performance of the long-term investment pool, with some special attention paid to explaining the degree of liquidity contained in the investment pool. Performance has been strong through March, April and May, with the long-term investment pool back in, in excess of \$1.6 billion as of April 30. This has been especially positive since we are carrying a higher level of fixed income currently to maintain more than ample liquidity and safety while the market remains highly volatile. It is expected that the May returns should come in at or in excess of 3% for the month. Our asset allocation is well within its ranges and is operating as expected. We have been able to maintain an opportunistic posture in seeking out good new investments, yet remain focused on risk management and liquidity needs. The committee then walked through the liquidity and funding requirements for the long term investment portfolio. Historical data and contractual requirements were discussed to explain in detail how our liquidity needs were met and future funding risks were minimized. Following a spirited question and answer session the committee adjourned.

Mr. Wexner:

Questions, comments?

Thank you very much. Doug are you going to report for Academic Affairs and Student Life.

Mr. Borrer:

I certainly am, thank you Mr. Chairman. We had a very busy meeting yesterday. First, Vice President for Student Life, Javaune Adams-Gaston discussed the steps taken to deal with the H1N1 flu virus. This was a major collaborative effort with multiple disciplines throughout the University, the city and the state. Through their very organized frequent and accurate communication, they were able to alleviate on-campus concerns and help prevent any public panic. It was a job well done in a very closed community.

Next Dr. Adams-Gaston presented a proposal to create a student legal service. The new service would cover a wide variety of additional legal services for our students, and she will be presenting a complete plan at our September meeting.

Next we had Dean of Undergraduate Education Martha Garland. Martha discussed the issues of student access to Ohio State. This fall as we have already heard, we will be expecting 6,500 new first quarter freshman. That is up about 300 from last year. Once again this class will be Ohio State's best ever. We will be once again establishing a new record for the average ACT score, but at the same time we are maintaining our levels of need-based and minority students, another fine tightrope to walk.

Following that we had Vice President for Human Resources Larry Lewellen. Larry presented the staff talent plan to the committee, and then he discussed the 2009 compensation report. The Office of Human Resources will include the staff talent report in the University's five year goal setting process along with appropriate strategies and milestones. A scorecard will be developed and tracked.

Turning to the 2009 compensation report, Mr. Lewellen reported that the report shows our competitive position for faculty, staff and graduate associates. This shows the relative position of Ohio State in relationship to other universities when the cost of living is taken into account. So that takes us to the next year when we will be using the Runzheimer Living Cost Index in planning our faculty compensation. The University will also be developing policies for the faculty reward system based on performance objectives. At Ohio State only unionized staff has retained across the board pay increases, and one of our two unions right now are being transformed from a time and grade pay structure to a pay for performance structure. What I believe, Larry, is the first one of these in the United States, in a union contract. So this is a very laudable effort. Also looking forward to year 2010, Mr. Lewellen said that the compensation budget is averaged at a 2.5% increase, but all of those are market and performance based.

Next we heard from Vice President for Research Caroline Whitacre. She briefed the committee on the Centers of Excellence that the University System of Ohio has asked each of Ohio's 13 public institutions of higher learning to develop. Ohio State is proposing the following Centers of Excellence: Climate, Energy and the Environment; Health and Well-Being, Human Behavior and Bioinformatics; State, Regional and Urban Development; Food Production, Supply and Safety, Materials, Manufacturing Technologies and Nanotechnologies. That resolution will be coming before the Board.

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We then did hear resolutions for this meeting: one being the deaccession of the Pressey Teaching Machine and the donation of the machine to the Smithsonian Museum, the establishment of a Ph.D. program in Translational Plant Sciences, changes to classified civil service rules and, as I said earlier, the establishment of the University System of Ohio Centers of Excellence presented by Dr. Whitacre.

The meeting concluded with the committee's endorsement of a number of routine personnel actions. That concludes my report.

Mr. Wexner:

Thank you. A lot of work.

Any questions, comments?

Jo Ann would you like to report from the long awaited Fiscal Affairs Committee report.

Ms. Davidson:

Thank you Mr. Chairman. There were several routine reports given to the Fiscal Affairs Committee yesterday. On a quarterly basis we always look for a financial update. Obviously you have already heard some of that good news. Our enrollment numbers are good, the health system is doing well, a couple of factors the committee is watching carefully, but it is doing well, and a little bit of the unpredictability of the state budget situation. We are very appreciative of the support the governor has given and both houses of the legislature, as they have each handled their version of the state budget, in continuing the strong support for the student share of instruction at the state level. We realized that they are now entering into the final phase, which is a conference committee. This is going to really have to deal with some revision of the revenue estimates and there is some concern there which we will be watching very carefully. So far, higher education has been one of their priorities and we are very pleased with that situation.

There was a quick review of how we handle OSU debt at the request of the committee members to be more fully briefed on when we go into issuing debt, how do we handle the repayment of it and for the members of the Board if you had not had an opportunity to look at that in your Board book, it is something you might want to pull out and keep because it is a very good illustration of how this indebtedness is a sign to each unit that incurs it and how there is a memorandum of understanding that we enter into before the debt is actually issued. There was a very brief report on our deferred maintenance. The fact that they are going to come back in the fall with a more complete report on that and that the concept is that we need to coordinate what we are looking at in deferred maintenance with our master planning efforts. Sasaki has I think actually reviewed each one of our academic buildings as far as what our deferred maintenance is, but the whole effort here is going to be coming back with a one integrated physical plan so you can look for an in depth report on that issue in the fall.

Our regular report on waiving of competitive bidding which we do in a very narrow basis here at the University, there are sometimes sole

source and other cost reasons or emergency reasons for doing that. The resolutions that are on the consent agenda today for your consideration are all recommended for your approval by the Fiscal Affairs Committee. The leadoff resolution deals obviously with setting our tuition for the main campus and our fees and other charges for the school year which will begin in the fall. We always try to do that at this time so we can let our students know what it is going to be, those people who are planning to attend and our new students coming in. The recommendation is a tuition freeze. This would be the first time that there has been a back to back to back no tuition increase in more than fifty years at the University level. Obviously this reflects the strong support we have been receiving from the state in the student share of instruction. There would be a 2.5% increase in the graduate fees, a 2.5% increase in our out of state surcharge and other fee increases that were reflected in your book. That is obviously a very important resolution for us and one of the commitments that we have traditionally made to our students is that once we set that tuition that will be what they can count on for the next school year. We are not setting the tuition yet for the regional campuses, that will come to the Fiscal Affairs Committee in July.

The next resolution is somewhat typical but a little different this time. It is giving the University the opportunity to operate under an interim budget at the same level of the 2009 budget for the first two weeks of July, but also authorizing the Fiscal Affairs Committee, since we are not having a Board meeting next month, the Fiscal Affairs Committee to review the proposed fiscal year 2010 current funds budget and with their authorization to operate under that budget until the full Board can confirm that full budget. So I wanted to make sure that you are aware that the resolution had been redrafted.

One of the things I want to go back to and cover on the tuition, which I really did not, includes a 2.18% in the health system increase. You might ask what the rankings are and where do we stand with the changes in some of our fee structure and where we are with our tuition. Our ranking in the selective admission universities is almost really very close to the bottom. Our ranking with our Big Ten universities and our other peer universities either puts us right in the middle, even though some of those decisions have not been made yet, but even as they are made since they are above us already we will stay right in the middle or just a step below the middle with our peer universities and our Big Ten universities.

We have three resolutions that are coming to you that make changes because of some restructuring and responsibilities being given to different individuals in the authorization of some of our stocks and bonds and some of our real estate transfers. They are not changing our policies, they are only changing the designation. As you know our treasurer has been redesignated as our assistant vice president for financial services, and Jeff Kaplan has been given some additional responsibilities, therefore we are only changing the nomenclature in these authorizations to the appropriate official.

There is a resolution for approval of design, construction and increased design contracts for several projects. Two of which are very important to the ongoing work we are doing in preparation for ProjectONE of the Medical Center. It also authorizes a joint use agreement with Children's Hospital on some funds that were

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designated to the University that are to be used by children for the purchase of certain research equipment.

There is a resolution on accepting and authorizing three easements for Columbus and Southern Power, all three of which benefit the University. And finally there is authorization of a purchase of a piece of property that is adjacent to OSU Hospital East, and we will give them property next to property they already own. A very good deal, I think the purchase price is \$40,000 against an appraisal of \$54,000, so we are recommending that for your approval too.

Mr. Chairman that completes my report. I would be happy to answer any questions.

Mr. Wexner:

Any questions, comments?

Mr. Jurgensen:

Les I need to abstain from item 16.

Dr. David O. Frantz:

We will do a roll call vote.

Ms. Davidson:

There are two to come up for separate vote I think.

Mr. Marion:

Mr. Wexner, if I could let the Board know, it really reflects on how monumental of an occasion this is for undergraduate students to receive a 0% increase on tuition for three years in a row. I know we have stated it and mentioned it, but this is truly a remarkable time, not just in Ohio, but in this country, and given these times. As a student at this University, even though the graduate students are still getting a very nominal increase of 2.5% which I am very grateful for as a graduate student, this is really monumental and all the folks downtown, I know we have sung their praises before, but we need to continue doing so. This is a monumental occasion.

Mr. Wexner:

Thank you Jason.

I share that view and I am sure we all do, and we appreciate your comment.

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CONSENT AGENDA

Dr. Gee:

Thank you Chairman Wexner. We have a total of 20 resolutions on the consent agenda with changes to items number 12 and two additional ones brought forward by Doug Borrer and Alan Brass in

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their reports, and we are asking for separate votes, Jerry which we do on ones in which there are potential reasons to abstain or not vote and that would be on items 16 and 17, therefore we are seeking approval for the following:

AMENDMENTS TO THE RULES OF THE UNIVERSITY FACULTY

Resolution No. 2009-85

Synopsis: Approval of the following amendments to the *Rules of the University Faculty* is recommended.

WHEREAS the University Senate pursuant to rule 3335-1-09 of the Administrative Code is authorized to recommend through the President to the Board of Trustees the adoption of amendments to the *Rules of the University Faculty* as approved by the University Senate; and

WHEREAS the proposed changes in the *Rules of the University Faculty* were approved by the University Senate on April 9, and May 7, 2009:

NOW THEREFORE

BE IT RESOLVED, That the foregoing amendments to the *Rules of the University Faculty* be adopted as recommended by the University Senate.

(See Appendix ----- for background information, page ---.)

**AMENDMENTS TO THE CLASSIFIED CIVIL SERVICE
RULES OF THE OHIO STATE UNIVERSITY**

Resolution No. 2009-86

Synopsis: Amendments to Chapters 3335-49, 3335-57, 3335-59, 3335-65, and 3335-89 and deletion of Chapters 3335-63 and 3335-71 of the Administrative Code governing the University's Classified Civil Service related to recruitment, selection, and appointments, are proposed.

WHEREAS in accordance with Section 124.14(F) of the Ohio Revised Code, the Board of Trustees shall carry out all matters of governance involving the officers and employees of the University, including employees in the Classified Civil Service; and

WHEREAS Resolution 2008-47, adopted by the Board of Trustees in November 2007 authorizes the Office of Human Resources, which is the University's Appointing Authority, in consultation with the Office of Legal Affairs, to make periodic recommendations to the Board regarding the enactment and revision of Classified Civil Service Rules: and

WHEREAS the most recent revision of the University's Classified Civil Service rules was in 2001, and the Office of Human Resources now has recommended a number of needed changes in these Rules with respect to recruitment, selection, and appointments of Classified Civil Service staff; and

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WHEREAS these revisions in the Classified Civil Service Rules, as shown on the attached documents, will enable the University to streamline processes and enhance our efficiency and effectiveness in recruiting and selecting high performing employees; and

WHEREAS the University has complied with Ohio Revised Code Section 111.15 in promulgating these amendments to the Classified Civil Service Rules, and the University additionally has provided reasonable notice to all affected University employees and interested groups and a period of time during which such employees or interested groups could submit comments about the proposed Classified Civil Service Rules:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby adopts the attached amendments to the Classified Civil Service Rules, effective July 10, 2009.

(See Appendix ----- for background information, page ----.)

REGIONAL CAMPUS BOARD APPOINTMENT/REAPPOINTMENTS
Resolution No. 2009-87

Synopsis: Approval of appointment/reappointments to The Ohio State University Newark Regional Campus Board is proposed.

WHEREAS the Board of Trustees in 1994 approved the establishment of The Ohio State University Regional Campus Boards; and

WHEREAS it has been previously stipulated that "the board shall be composed of ten members appointed by The Ohio State University Board of Trustees in consultation with the president of the university;" nine members shall be private citizens; and one member shall be a student; and

WHEREAS the following named persons have been nominated and selected for appointment/reappointments to the OSU Newark Regional Campus Board for the terms specified:

Newark Board Appointment/Reappointments

Eschol Curl, Jr. (3rd term) – effective 7/1/2009 – 6/30/2012
Thomas J. Hall (3rd term) - effective 7/1/2009 – 6/30/2012
Lynda H. Weston (2nd term) - effective 7/1/2009 – 6/30/2012
Alex M. Muller (student) – effective 7/1/2009 – 6/30/2010

NOW THEREFORE

BE IT RESOLVED, That the foregoing nominees be approved as members of the OSU Newark Regional Campus Board.

DEACCESSION OF THE PRESSEY TEACHING MACHINE AND

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**DONATION OF THIS ARTIFACT TO THE SMITHSONIAN
INSTITUTION**

Resolution No. 2009-88

Synopsis: The deaccession of Sidney Pressey's teaching machine and the irrevocable donation of this artifact to the Smithsonian Institution are proposed.

WHEREAS the first teaching machine was developed by Professor Sidney L. Pressey in 1925, and Professor Pressey subsequently donated the teaching machine to the University as a part of its permanent collection of art and artifacts; and

WHEREAS on March 14, 1963, the Board of Trustees approved the indefinite loan of Professor Pressey's teaching machine to the Smithsonian Institution's National Museum of American History; and

WHEREAS to facilitate scholarship, research, and exhibition of the machine, the Smithsonian Institution has requested that the University permanently donate Sidney Pressey's teaching machine to the Smithsonian as a gift from the University; and

WHEREAS the appropriate University officials, including University Archivist, the University Libraries Special Collections curators, and the Director of Libraries, have determined that deaccession of this artifact and its donation to the Smithsonian Institution are in the best interest of the University as noted above:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees of The Ohio State University hereby approves the deaccession of the artifact known as Professor Sidney Pressey's teaching machine of 1925 and authorizes the University to transfer all of the University's rights, title, and interest in this artifact to the Smithsonian Institution to effect an irrevocable donation of this artifact to the Smithsonian Institution's National Museum of American History in the name of The Ohio State University; and

BE IT FURTHER RESOLVED, That the Senior Vice President for Business and Finance, in consultation with the University Libraries and the Office of Legal Affairs, be authorized to negotiate and execute any agreements or other documents necessary to effect this deaccession and donation.

**ESTABLISHMENT OF A Ph.D. PROGRAM IN
TRANSLATIONAL PLANT SCIENCES**

Resolution No. 2009-89

WHEREAS the University's basic plant sciences, particularly molecular-based studies, are strong and highly ranked among land grant universities; there is a Plant Molecular Biology/Biotechnology program for interdisciplinary research with faculty from several colleges contributing to that excellence; and this area was awarded a Targeted Investment in Excellence award; and

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WHEREAS currently there is no degree granting program for students – instead they earn degrees in home departments and get a graduate specialization in Plant Molecular Biology/Biotechnology, with transcript designation if requested; and

WHEREAS this distinctive program will not substitute for, or replace, an existing program, and will offer training for those interested in careers at the interface of basic molecular biological work and application to societal and environmental issues; and

WHEREAS the proposal was reviewed by the Council on Academic Affairs and approved by University Senate at its meeting May 7, 2009:

NOW THEREFORE

BE IT RESOLVED, That the proposal to establish a Ph.D. program in Translational Plant Sciences is hereby approved, effective upon the approval of the Ohio Board of Regents.

**DEGREES AND CERTIFICATES
SPRING AND SUMMER QUARTERS COMMENCEMENT**

Resolution No. 2009-90

Synopsis: Approval of Degrees and Certificates for spring and summer quarters is proposed.

WHEREAS pursuant to paragraph (E) of rule 3335-1-06 of the Administrative Code, the Board has authority for the issuance of degrees and certificates; and

WHEREAS the faculties of the colleges and schools shall transmit, in accordance with rule 3335-9-29 of the Administrative Code, for approval by the Board of Trustees, the names of persons who have completed degree and certificate requirements:

NOW THEREFORE

BE IT RESOLVED, That the degrees and certificates be conferred on June 14, 2009 and August 30, 2009, to those persons who have completed the requirements for their respective degrees and certificates and are recommended by the colleges and schools, and that the names of those persons awarded degrees and certificates be included in the minutes of this meeting.

PERSONNEL ACTIONS

Resolution No. 2009-91

BE IT RESOLVED, That the personnel actions as recorded in the Personnel Budget Records of the University since the April 3, 2009, meeting of the Board, including the following Appointments, Reappointment, Appointments/Reappointments of Chairpersons and Directors, Leaves of Absence without Salary, Professional Improvement Leaves – Change in Dates, Professional Improvement Leaves, and Emeritus Titles be approved.

Appointments

Name: RUTH COLKER
Title: Distinguished University Professor
College: Moritz College of Law
Effective: July 1, 2009

Name: CHRISTOPHER M. CULLEY
Title: Senior Vice President and General Counsel
Office: Legal Affairs
Effective: April 1, 2009, through September 30, 2013

Name: FRITZ GRAF
Title: Distinguished University Professor
Department: Greek and Latin
Effective: July 1, 2009

Name: RONALD L. HARTER
Title: Professor (The Jay J. Jacoby, M.D., Ph.D. Chair in Anesthesiology)
College: Medicine
Effective: July 1, 2009, through June 30, 2013
Title: Chair
Department: Anesthesiology
Effective: July 1, 2009, through June 30, 2013

Name: WAEL JARJOUR
Title: Associate Professor – Clinical (The Martha Morehouse Chair in Arthritis and Immunology Research)
Effective: June 1, 2009, through June 30, 2013
Department: Internal Medicine
Title: Director, Division of Immunology and Rheumatology
Department: Internal Medicine
Effective: June 1, 2009, through June 30, 2013

Name: JEFF M.S. KAPLAN
Title: Senior Vice President for Administration and Planning and Special Assistant to the President
Office: Office of the President
Effective: April 1, 2009, through June 30, 2013

Name: STEVEN KATZ
Title: Associate Professor (The Torrence A. Makley Research Professorship)
Department: Ophthalmology
Effective: July 1, 2009, through June 30, 2013

Name: BARBARA L. KEYFITZ
Title: Professor (The Dr. Charles Saltzer Professorship in Mathematics)
College: Mathematical and Physical Sciences
Effective: October 1, 2009, through September 30, 2014

Name: CLAY B. MARSH
Title: Vice Dean of Research
College: Medicine
Effective: March 28, 2009, through January 31, 2013

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Title: Director
Center/Institute: Center for Personalized Health
Effective: March 28, 2009, through January 31, 2013

Name: HENRI MOSCOVICI
Title: Professor (The Alice Louise Ridenour Wood Chair in Mathematics)
College: Mathematical and Physical Sciences
Effective: October 1, 2009, through September 30, 2014

Name: EUGENE D. SMITH
Title: Associate Vice President
Office: Administration and Planning
Effective: April 30, 2009, through June 30, 2016

Name: RICHARD H. STECKEL
Title: Distinguished University Professor
Department: Economics
Effective: July 1, 2009

Reappointment

Name: MELVIN D. SHIPP
Title: Dean
College: Optometry
Effective: July 1, 2009, through June 30, 2014

Appointments/Reappointments of Chairpersons/Directors

ERIC M. ANDERMAN, Interim Director, School of Educational Policy and Leadership, effective July 1, 2009, through September 30, 2010.

L. EUGENE ARNOLD*, Interim Director, Nisonger Center, effective July 1, 2009, through June 30, 2010.

MEYER J. BENZAKEIN*, Chair, Department of Aerospace Engineering, effective July 1, 2009, through June 30, 2010.

PAMELA S. BRADIGAN, Director, The Ohio State University John A. Prior Health Sciences Library, effective May 1, 2009, through April 30, 2013.

A. RICHARD DUTTON, Chair, Department of English, effective October 1, 2009, through September 30, 2013.

HELENA GOSCILO, Chair, Department of Slavic and East European Languages and Literatures, effective October 1, 2009, through June 30, 2013.

RICHARD F. GREEN*, Director, Center for Medieval and Renaissance Studies, effective October 1, 2009, through June 30, 2013.

CLARK S. LARSEN*, Chair, Department of Anthropology, effective July 1, 2009, through June 30, 2013.

SERGIO SOAVE*, Chair, Department of Art, effective July 1, 2009, through June 30, 2013.

MARK W. SHANDA*, Chair, Department of Theatre, effective July 1,

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2009, through June 30, 2013.

DANIEL SUI, Director, Center for Urban and Regional Analysis,
effective July 1, 2009, through June 30, 2013.

HERBERT F. WEISBERG*, Chair, Department of Political Science,
effective July 1, 2009, through June 30, 2011.

XIAODONG ZHANG*, Chair, Department of Computer Science and
Engineering, effective January 1, 2010, through June 30, 2010.

*reappointment

RESOLUTIONS IN MEMORIAM

Resolution No. 2009-92

Dale J. Blackledge

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on April 4, 2009, of Dale J. Blackledge, Assistant Professor Emeritus of The Ohio State University Extension.

Professor Blackledge was born in September 1938 in Kalamazoo, Michigan. He received two degrees from The Ohio State University, a Bachelor of Science in Agriculture degree in 1964 and a Master of Science degree in agricultural education in 1974.

He began his Extension career in Ohio in July 1965 as the county extension agent–4-H in Licking County. He continued in this position until his retirement in 1992, after which he was awarded emeritus status.

Dale's contributions in providing extension educational programs during his career for over 2,100 4-H youth in Licking County proved that he was a truly dedicated teacher. He also was responsible for recruiting and providing training programs for more than 270 adult volunteers during his career. He was recognized for his innovative work in developing and conducting effective programs for financially disadvantaged young people throughout his career.

Professor Blackledge received the Distinguished Service Award presented by the National Association of Extension 4-H Agents in 1978. He also received the Excellence in 4-H Award in Ohio in 1988.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Dale J. Blackledge its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

George P. Schoyer

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on April 3, 2009, of George P. Schoyer, Associate Professor Emeritus in the University Libraries.

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Born in Pittsburgh in 1918, Professor Schoyer earned a B.A. degree in American history at Yale University in 1941. In World War II, he served with distinction and was wounded. Returning to civilian life, he resumed his interest in history at the University of Pittsburgh and achieved an M.A. degree, specializing in American history. After additional graduate study in history at the University of Pennsylvania, Professor Schoyer chose librarianship as a career and earned a Master of Library Science from the Carnegie Library School in 1954.

Librarianship remained the focus of his professional career. Following service in public libraries in Pennsylvania and in Washington, D.C., Professor Schoyer came to The Ohio State University as librarian of the History, Political Science, and Philosophy Graduate Library in 1956. He served as map librarian also.

A capable and conscientious librarian, Professor Schoyer was a respected faculty member of the University Libraries. In 1964, he became a tenured instructor in Library Administration. Three years later his accomplishments in teaching, research, and service led to promotion to assistant professor. In 1981, three years before his retirement, Schoyer achieved the rank of associate professor.

As a member of the faculty, Professor Schoyer published in history and in librarianship. His contributions to scholarship included book reviews, bibliographies, and articles in the *Journal of Library History* ("Lucien Herr, Librarian and Socialist") and in *College and Research Libraries* ("Anti-Semitism at Ohio State University"). His *History of The Ohio State University Libraries, 1870-1970*, published for the University's Centennial in 1970, remains a useful and much consulted work.

On behalf of the University community, the Board of Trustees expresses to the family of Professor George P. Schoyer its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

Charles B. Smith

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on March 30, 2009, of Charles B. "Bill" Smith, Professor Emeritus in the Department of Civil and Environmental Engineering and Geodetic Science.

Professor Smith received a Bachelor of Science degree in civil engineering in 1936 and a Master of Science degree in civil engineering in 1949, both from The Ohio State University. He was active in Theta Tau, an engineering fraternity. He first worked for the Mount Vernon Bridge Company; the company had a government contract that built landing craft boats for the World War II effort in Ireton, Ohio.

Professor Smith began teaching at Ohio State shortly after the war effort started winding down. He was a teacher to two generations of civil engineering students, remaining a professor at OSU from 1947-81. He retired as Professor Emeritus from the Department in 1981.

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He consistently demonstrated his excellence in the very essence of teaching by instilling a desire to learn in a student and making the experience pleasurable. In 1987 Professor Smith was awarded the Outstanding Civil Engineering Alumni Award.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Charles B. Smith its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

William Jefferson Tyler

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on January 2, 2009, of William Jefferson Tyler, Professor of Japanese in the Department of East Asian Languages and Literatures.

Professor Tyler received his B.A. degree from International Christian University in Tokyo and an A.M. degree and a Ph.D. degree from the Department of East Asian Languages and Civilizations at Harvard University. He came to The Ohio State University in 1991 after a distinguished career of teaching at Amherst and the University of Pennsylvania and serving as the director of the most prestigious intensive Japanese language program, the Inter-University Center of Japanese Language Studies in Yokohama. However, it was at Ohio State that Professor Tyler gave full play to his extraordinary array of talents.

The body of scholarship left to us by William Tyler is truly impressive. With the publication of his *The Bodhisattva* (Columbia University Press, 1990) and *The Legend of Gold and Other Stories* (University of Hawai'i Press, 1998), he established a national and international reputation as one of the foremost scholars and translators of modern Japanese literature. His latest book, *Modanizumu: Modernist Fiction from Japan, 1913-1938* (University of Hawai'i Press, 2008) is a monumental work of scholarship. It is in itself a modernistic work of art, with translations interwoven with lengthy commentaries on the narratives, perceptive explications of historical contexts, and always a deep appreciation for the linguistic and imagistic experimentation and imagination of the modernistic literary movement in Japan.

Professor Tyler was a dedicated and inspiring teacher. His courses for undergraduates were among the most popular offered by the Department of East Asian Languages and Literatures, and he devoted a great deal of time and effort to teaching and guiding his graduate students to successful careers. He was unstinting in his service to the profession and the University.

On behalf of the University community, the Board of Trustees expresses to the family of Professor William J. Tyler its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as expression of the Board's heartfelt sympathy.

Claude Earl Warren

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The Board of Trustees of The Ohio State University expresses its sorrow upon the death on January 10, 2009, of Claude Earl Warren, Professor Emeritus in the Department of Electrical and Computer Engineering.

Professor Warren was born in January 1914. After attending public schools in Columbus, Ohio, and serving for two years in the Civilian Conservation Corps, he matriculated at The Ohio State University and graduated in 1938 with a Bachelor of Electrical Engineering degree. In 1940, he earned a Master of Science degree, also in electrical engineering, from the Massachusetts Institute of Technology. Professor Warren then worked as a design engineer at Westinghouse in Pittsburgh for the duration of World War II. In 1945 he returned to Columbus and joined the electrical engineering faculty at Ohio State where, for the next 36 years, he served with distinction until his retirement with emeritus status in 1981.

Professor Warren was, first and foremost, a scholar in the highest sense of that word. Extremely well read, able to synthesize wide-ranging works of others, he spent his life of learning in order to *know*, not merely to become proficient in his discipline. Yet, for all the years spent in scholarly pursuits, Professor Warren never isolated himself from the student. To the end he remained a diligent and sensitive teacher with exceptional abilities to relate to, communicate with, and inspire young engineers. It was said of him that Professor Warren had the practice of selecting one student in his class and teaching to that student; the wonderful and amazing thing, however, was that each student in the class felt that he was the one.

Beyond classroom technique the mark of a great teacher is his effectiveness in the transfer of new knowledge to the student. In the case of Professor Warren, this effectiveness began with a thorough and exhaustive evaluation of literally every written work in the then new and largely incoherent area of statistical communication theory, including the theories of Shannon and Wiener which today undergird all modern communication technology. Looking back, the number of instructors around the country who understood these works in 1949 or 1950 was very small, and the number who were teaching this material was smaller still. No one did a better job of translating so early on these difficult concepts into a unified framework than Professor Warren. It was through his effort that the Department of Electrical Engineering formed a foundation in communication theory that serves us today.

His influence on the graduate curriculum was paralleled at the same time by Professor Warren's dedicated efforts in the early 1950's to obtain the Department's first analog computer. This computer played vital roles in research and teaching for over a decade when, in the late 1960's, through a similar dedicated effort by Professor Warren the Department was able to obtain a DEC PDP-9 digital computer. He was responsible for the acquisition, the installation, and the maintenance of the PDP-9, devoting even uncompensated summers to this important effort – important because the machine was the primary research tool for many faculty members in the Department and also ultimately supported the research of more than 40 theses and dissertations and was used in teaching and development of new teaching materials.

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On behalf of the University community, the Board of Trustees expresses to the family of Professor Claude Earl Warren its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

Larry R. Whiting

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on March 29, 2009, of Larry R. Whiting, Professor Emeritus in the Department of Human and Community Resource Development.

Professor Whiting held a Bachelor of Agricultural Journalism degree, a Master of Journalism and Mass Communications degree, and a doctorate in Education degree, all from Iowa State University.

He served as chairman of the Department of Information and Publications in the College of Agriculture at the University of Maryland before coming to The Ohio State University in 1985. He became professor of agricultural education and head of Communications and Technology in the College of Food, Agricultural, and Environmental Sciences and served in that capacity until July 2001. He then transferred from his administrative position and taught in the agricultural communication degree program, before retiring in 2006, after serving the University for 21 years.

Professor Whiting served his students and profession at the highest levels. In 2004, the students in the College of Food, Agricultural, and Environmental Sciences dedicated the annual college student awards banquet in his honor. In 2005 the College honored him with the Price Student Advising Award. He received the ACE (Agricultural Communications Excellence) Outstanding Research Paper Award in 2002; the *Journal of Applied Communications* Research Article of the Year Award in 2004; and the ACE Professional Award in 2005.

Larry Whiting was an active member of the University community and served on numerous department, college, and University committees, including the BioOhio Planning, AmeriFlora Planning, University Distance Education, Ohio Livestock Industry Task Force, and Rural Ohio Summit. He was an impassioned proponent of quality teaching and student-centered learning.

On behalf of the University community, the Board of Trustees expresses to the family of Professor Larry R. Whiting its deepest sympathy and sense of understanding of their loss. It was directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the Board's heartfelt sympathy.

UNIVERSITY DEVELOPMENT REPORT

Resolution No. 2009-93

Synopsis: The University Development Report for April 2009 is presented for Board acceptance.

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WHEREAS monies are solicited and received on behalf of the University from alumni, industry, and various individuals in support of research, instructional activities, and service; and

WHEREAS such gifts are received through The Ohio State University Development Fund and The Ohio State University Foundation; and

WHEREAS this report includes the revision of one (1) endowed professorship, the establishment of fourteen (14) new named endowed funds and the revision of four (4) endowed funds:

NOW THEREFORE

BE IT RESOLVED, That the acceptance of the report from The Ohio State University Development Fund and The Ohio State University Foundation for April 2009 be approved.

(See Appendix ----- for background information, page ----.)

THE OHIO STATE UNIVERSITY DEVELOPMENT FUND

Total
Gifts

Change from Named Endowed Professorship to Named Endowed Chair

From: The Stefanie Spielman Professorship in Breast Cancer Research
To: The Stefanie Spielman Chair in Cancer Imaging

THE OHIO STATE UNIVERSITY FOUNDATION

Total
Gifts

Establishment of Named Endowed Funds

Belle V. Joseph Memorial Scholarship Fund (Established with estate gifts from Belle V. Joseph; used to provide scholarships for undergraduate or graduate student who are residents of Lucas or Wood Counties of Ohio)	\$2,497,972.72
The William E. Lamkin, DVM Medical Research Award Fund (Established with gifts from the estate of Dr. William E. Lamkin; used to support medical research at the College of Medicine)	\$200,000.00
The Joyce and Bill Hague Athletic Scholarship Fund (Established with a gift from Joyce and William R. Hague; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the varsity men's football team, men's basketball team, or women's basketball team)	\$150,000.00
The Michael J. Walker M.D. Lectureship Fund in	\$103,260.00

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Oncology

(Established with support from the Division of Surgical Oncology and gifts from family, friends, patients, colleagues, and staff; used to support a lectureship in Surgical Oncology)

The Galbreath Family Athletic Scholarship Fund \$60,000.00
(Established with gifts from John W. (Squire) Galbreath II and Alison Galbreath; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the men's varsity baseball team)

Sheila and Gene Smith Northwest Ohio Athletic Scholarship Fund \$59,100.00
(Established with gifts from friends of Sheila and Gene Smith; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete with preference given to candidates from northwest Ohio)

The T. R. Lakshmanan and Lata R. Chatterjee Graduate Scholar in Geography Endowment Fund \$50,000.00
(Established with gifts from Dr. Tiruvarur R. Lakshmanan and Dr. Lata Chaterjee; used to recognize distinguished graduate students in the Department of Geography)

The SOLAR Foundation Research Fund \$50,000.00
(Established with gifts from Dr. Emil Bisaccia of the SOLAR Foundation of Morristown, New Jersey; used to provide research grants to undergraduate students pursuing research in the fields of epidemiology, virology, HIV and AIDS education, other infections of the blood, and related subjects)

The College of Public Health Dean's Enhancement Endowment Fund \$36,583.12
(Established with gifts from alumni, friends, colleagues, and staff; used to enhance the teaching, research and service mission of the College of Public Health) (grandfathered)

The Ohio State Alumni Club of Indianapolis Scholarship Fund \$31,894.00
(Established with gifts from the OSU Alumni Club of Indianapolis; used to provide scholarships for students from the Indianapolis, Indiana, area) (grandfathered)

The School of Allied Medical Professions Alumni Scholarship Fund \$28,922.15
(Established with gifts from the SAMP Alumni Society, alumni, and friends of the School of Allied Medical Professions; used to provide scholarships for students enrolled in the School of Allied Medical Professions) (grandfathered)

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Geauga County Alumni Scholarship Fund \$26,519.00
(Established with gifts from the OSU Alumni Club of Geauga County; used to provide merit-based scholarships for students who are residents of Geauga County, Ohio, or graduates of high schools in that county) (grandfathered)

The OSU Alumni Club of St. Louis Scholarship Endowment Fund \$25,330.00
(Established with gifts from the OSU Alumni Club of St. Louis; used to provide scholarships for students from the St. Louis area) (grandfathered)

The OSU College of Veterinary Medicine Alumni Society Endowed Fund \$25,000.00
(Established with gifts from the Veterinary Medicine Alumni Society; used to provide discretionary funds for projects benefitting the alumni and students of the College of Veterinary Medicine) (grandfathered)

Change in Description of Named Endowed Funds

The Henry C. Gelbke Endowed Scholarship Fund

Tiney and Helena McComb Family 4-H Endowment Fund

Change in Name and Description of Named Endowed Funds

From: The Harlan Hatcher Memorial Award Fund for Academic Excellence
To: The Harlan Hatcher Arts and Sciences Distinguished Faculty Award Fund

From: The Barbara Young Sipp and Elizabeth Sipp Eastwood Endowed Nursing Scholarship Fund
To: The Barbara Young Sipp, Elizabeth Sipp Eastwood and Molly M. Sipp Endowed Nursing Scholarship Fund

Total \$3,344,580.99

THE OHIO STATE UNIVERSITY DEVELOPMENT FUND

Change from Named Endowed Professorship to Named Endowed Chair

The Stefanie Spielman Chair in Cancer Imaging

The Stefanie Spielman Chair in Breast Imaging was established June 2, 2006, by the Board of Trustees of The Ohio State University through support from The Stefanie Spielman Fund for Breast Cancer Research. The name and description were revised November 7, 2008, to The Stefanie Spielman Professorship in Breast Cancer Research. The name and description were revised again June 5, 2009.

The annual distribution from this fund shall be used for a chair position to support a distinguished faculty member in cancer imaging at the Comprehensive Cancer Center (CCC) - The Arthur G. James Cancer

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Hospital and Richard J. Solove Research Institute (The James) at The Ohio State University. The chair holder shall be appointed by the Board of Trustees of The Ohio State University as recommended and approved by the chief executive officer of The James and director of the CCC, the chairperson of the Department of Radiology, the dean of the College of Medicine, and the senior vice president for Health Sciences. The activities of the chair holder shall be reviewed no less than every four years by the dean to determine compliance with the intent of the donors as well as the academic and research standards of the University.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the chief executive officer and director and the Department chairperson.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the University's Board of Trustees. In making this alternate designation, the Board shall seek advice from a representative of the donor and from the chief executive officer of The James and director of the CCC and the chairperson of the Department of Radiology; in consultation with the dean of the College of Medicine and the senior vice president for Health Sciences.

THE OHIO STATE UNIVERSITY FOUNDATION

Establishment of Named Endowed Funds

Belle V. Joseph Memorial Scholarship Fund

The Belle V. Joseph Memorial Scholarship Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the estate of Belle V. Joseph (B.S.Ed. 1930, M.A. 1938 – Education) of Pemberville, Ohio.

It is the donor's intent to support students from middle income backgrounds who have a good moral character, had an above average academic record in high school, who are consistently above average academically at Ohio State, and who are making satisfactory progress toward an undergraduate or graduate degree.

The annual distribution from this fund shall be used to provide one or more scholarships for undergraduate or graduate students who are residents of Lucas or Wood Counties, Ohio. It is the donor's preference that scholarship recipients be enrolled in one of the

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following colleges, schools, and/or academic programs with first preference given in this order: Education and Human Ecology (specifically mathematics and science education), Arts, Medicine, Nursing, Engineering; and second preference for any of the following in no order: Food, Agricultural, and Environmental Sciences; Dentistry; Education and Human Ecology; Engineering; Law; Optometry; Pharmacy; Social Work; Veterinary Medicine.

The Office of Student Financial Aid will administer this scholarship fund. Eighty percent of the annual distribution shall be used to provide scholarships and twenty percent of the annual distribution, as well as any other unused distribution, shall be added to the principal.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the vice provost for Enrollment Services and dean for Undergraduate Education and the director of the Office of Student Financial Aid.

Amount Establishing Endowment: \$2,497,972.72

The William E. Lamkin, DVM Medical Research Award Fund

The William E. Lamkin, DVM Medical Research Award Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation with gifts from the estate of Dr. William E. Lamkin (D.V.M. 1942) of Marion, Indiana.

The annual distribution from this fund shall be used to support medical research at the College of Medicine, to include research undertaken by fellows and medical students in any discipline or specialty. Allocation of funds shall be approved by the vice dean for Research and the dean of the College of Medicine in consultation with the senior vice president for Health Sciences.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the vice dean for Research and the dean of the College of Medicine in consultation with the senior vice president for Health Sciences.

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The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek the recommendation of the vice dean for Research and the dean of the College of Medicine in consultation with the senior vice president for Health Sciences.

Amount Establishing Endowment: \$200,000.00

The Joyce and Bill Hague Athletic Scholarship Fund

The Joyce and Bill Hague Athletic Scholarship Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Joyce and William R. Hague from Gahanna, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of a student-athlete who is a member of the men's varsity football or basketball team or women's basketball team with preference given to candidates from Groveport, Ohio, or Canal Winchester, Ohio. Scholarship recipients shall be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully expended, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards

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shall seek advice from the donors, should they be alive, and from the director of Athletics.

Amount Establishing Endowment: \$150,000.00

The Michael J. Walker M.D. Lectureship Fund in Oncology

The Michael J. Walker M.D. Lectureship Fund in Oncology was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation with support from the Division of Surgical Oncology and with gifts from family, friends, patients, colleagues, and staff made in memory of Dr. Michael J. Walker (associate professor, Department of Surgery, Division of Surgical Oncology, 1989-2008).

The annual distribution from this fund shall be used to support a lectureship in surgical oncology including, but not limited to, supplies, materials, space, signage, travel and lodging for speaker, and cost of communication and/or publicizing to attendees. Allocation of funds shall be approved by the director of the Division of Surgical Oncology in consultation with the chairperson of the Department of Surgery, the dean of the College of Medicine, and the senior vice president for Health Sciences.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Division of Surgical Oncology in consultation with the chairperson of the Department of Surgery, the dean of the College of Medicine, and the senior vice president for Health Sciences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek recommendations from the director of the Division of Surgical Oncology in consultation with the chairperson of the Department of Surgery, the dean of the College of Medicine, and the senior vice president for Health Sciences.

Amount Establishing Endowment: \$103,260.00

The Galbreath Family Athletic Scholarship Fund

The Galbreath Family Athletic Scholarship Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in

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accordance with guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from John W. "Squire" Galbreath II and Alison Galbreath of Columbus, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is a member of the men's varsity baseball team and pursuing an undergraduate degree at The Ohio State University. The recipient shall be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully expended, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowed funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's cost of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the director of Athletics.

Amount Establishing Endowment: \$60,000.00

Total Commitment: \$150,000.00

Sheila and Gene Smith Northwest Ohio Athletic Scholarship Fund

The Sheila and Gene Smith Northwest Ohio Athletic Scholarship Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from friends of Sheila and Gene Smith of Blacklick, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete with preference given to candidates from northwest Ohio. The recipient shall be selected by the director of Athletics in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be reinvested in the endowment principal.

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The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the director of Athletics.

Amount Establishing Endowment: \$59,100.00

Total Commitment: \$500,000.00

The T. R. Lakshmanan and Lata R. Chatterjee
Graduate Scholar in Geography Endowment Fund

The T. R. Lakshmanan and Lata R. Chatterjee Graduate Scholar in Geography Endowment Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Dr. Tiruvarur R. Lakshmanan and Dr. Lata Chatterjee.

T. R. Lakshmanan (Ph.D. 1965, Hon.D.Sc. 2006) is known world-wide for his work in transportation, energy, environmental, housing, and regional planning issues. He is an international expert on infrastructures, especially energy and transportation, in settings that range from North America to developing countries. His expertise has been widely sought around the world, and in the academic and policy communities concerned with urban and regional development, transportation, and energy/environmental issues. Lata Chatterjee (Ph.D. 1973 - Johns Hopkins) is internationally known for her work on housing analysis and policy, urban and regional development, economic analysis of vulnerability and poverty issues in the developing world including environmental issues, gender, and local governance. The T. R. Lakshmanan and Lata R. Chatterjee Graduate Scholar in Geography Endowment Fund is an ongoing recognition of their life's work in regional development, bettering the lives of many, and addressing issues of the Global South; in honor of all they have given and accomplished and an opportunity to amplify it through others.

The annual distribution from this fund shall be used to recognize a distinguished graduate student in the Department of Geography who is in the Ph.D. program; who is either from the Global South (Asia, Africa, or Latin America) or carrying out research on the Global South; who is professionally focused on issues of benefit to humanity; and who has demonstrated professional promise. Appointment of a T. R. Lakshmanan and Lata R. Chatterjee Graduate Scholar shall be by the chairperson of the Department of Geography, in consultation with the Graduate Committee. Such appointment will normally be for a single year, but renewal should be allowed if circumstances warrant. It is anticipated that appointment as a T. R. Lakshmanan and Lata R.

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Chatterjee Graduate Scholar will make a significant difference in the professional development of the student and in the visibility of the Department of Geography.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of, and expenditures from, all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate, shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the dean of the College of Social and Behavioral Sciences in consultation with the chairperson of the Department of Geography.

Amount Establishing Endowment: \$50,000.00

The SOLAR Foundation Research Fund

The SOLAR Foundation Research Fund be established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Dr. Emil Bisaccia (B.A. 1974) of the SOLAR Foundation of Morristown, New Jersey.

The annual distribution from this fund shall be used to provide research grants to undergraduate students pursuing research in the fields of epidemiology, virology, HIV and AIDS education, other infections of the blood, and related subjects. To qualify, students must submit an application to the director of the Undergraduate Research Office. The Undergraduate Research Office will administer this fund in consultation with the Office of Enrollment Services and Undergraduate Education.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

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It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the vice provost for Enrollment Services and dean for Undergraduate Education.

Amount Establishing Endowment: \$50,000.00

The College of Public Health Dean's Enhancement Endowment Fund

The College of Public Health Dean's Enhancement Endowment Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation with gifts from alumni, friends, colleagues, and staff to foster innovation and excellence in the College of Public Health.

The annual distribution from this fund shall be used to enhance the teaching, research, and service mission of the College of Public Health as allocated and approved by the dean of the College of Public Health.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the College's dean.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek a recommendation from the dean of the College of Public Health.

Amount Establishing Endowment: \$36,583.12 (grandfathered)

The Ohio State Alumni Club of Indianapolis Scholarship Fund

The Ohio State Alumni Club of Indianapolis Scholarship Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the OSU Alumni Club of Indianapolis.

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The annual distribution from this fund shall provide scholarships for students from the Indianapolis, Indiana, area. Scholarship recipients will be selected by the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the office of Student Financial Aid.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the director of the Office of Student Financial Aid.

Amount Establishing Endowment: \$31,894.00 (grandfathered)

The School of Allied Medical Professions Alumni Scholarship Fund

The School of Allied Medical Professions Alumni Scholarship Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation with gifts from the SAMP Alumni Society, alumni, and friends of the School of Allied Medical Professions.

The annual distribution of this fund shall be used to support academic merit or financial need-based scholarships for undergraduate and graduate students enrolled in the School of Allied Medical Professions. It is the donors' intent that preference be given to students who exemplify leadership and service to the School, and who are engaged in active leadership roles in organizations serving the School of Allied Medical Professions. Scholarship recipients will be selected at the recommendation of the director of the School of Allied Medical Professions in consultation with the University's Office of Student Financial Aid, the dean of the College of Medicine, and the College's Student Financial Services.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

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In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the vice dean for Research and the dean of the College of Medicine in consultation with the senior vice president for Health Sciences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from a representative of the donors and as recommended by the vice dean for Research and the dean of the College of Medicine in consultation with the senior vice president for Health Sciences.

Amount Establishing Endowment: \$28,922.15 (grandfathered)

Geauga County Alumni Scholarship Fund

The Geauga County Alumni Scholarship Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the OSU Alumni Club of Geauga County.

The annual distribution from this fund shall provide merit-based scholarships for graduates from high schools in Geauga County, Ohio, or students who are residents of that county. Scholarship recipients will be ranked and recommended by the OSU Alumni Club of Geauga County and selected by the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Office of Student Financial Aid.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

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It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the director of the office of Student Financial Aid.

Amount Establishing Endowment: \$26,519.00 (grandfathered)

The OSU Alumni Club of St. Louis Scholarship Endowment Fund

The OSU Alumni Club of St. Louis Scholarship Endowment Fund was established June 5, 2009, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the OSU Alumni Club of St. Louis.

The annual distribution from this fund shall provide scholarships for students from the St. Louis area. Scholarship recipients will be selected by the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Office of Student Financial Aid.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate, shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the director of the office of Student Financial Aid.

Amount Establishing Endowment: \$25,330.00 (grandfathered)

The OSU College of Veterinary Medicine Alumni
Society Endowed Fund

The OSU College of Veterinary Medicine Alumni Society Endowed Fund was established June 5, 2009, by the Board of Trustees of The

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Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the Veterinary Medicine Alumni Society.

The annual distribution from this fund shall provide discretionary funds for projects benefiting the alumni and students of The Ohio State University College of Veterinary Medicine. Allocation of the funds shall be determined by the director of Alumni Affairs in conjunction with the dean of the College of Veterinary Medicine. The College shall inform the OSU Veterinary Medicine Alumni Society Board of Trustees regarding the final decision regarding annual expenditures.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the dean of the College of Veterinary Medicine.

Amount Establishing Endowment: \$25,000.00 (grandfathered)

Change in Description of Named Endowed Funds

The Henry C. Gelbke Endowed Scholarship Fund

The Henry C. Gelbke Endowed Scholarship Fund was established June 29, 2001, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Herman R. Gelbke to honor his brother, Henry C. Gelbke. The description was revised on February 2, 2007, and was revised again June 5, 2009.

The annual distribution from this fund shall be used to support tuition for one Agricultural Technical Institute student studying dairy cattle production and management or dairy science. Qualified candidates must intend to pursue a career as a dairy farmer upon graduation. First preference shall be given to candidates from northeast Ohio. If there are no qualified candidates from northeast Ohio, the scholarships may be awarded to candidates from other areas of Ohio.

Scholarships shall be awarded in consultation with the ATI Financial Aid Coordinator and appropriate faculty members at the Agricultural Technical Institute. A letter of notification naming the scholarship recipients shall be sent annually to the donor.

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In any given year that the endowment distribution is not fully used for its intended purposes, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donor, should he be alive, and from the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the director of the Agricultural Technical Institute and the coordinator of the ATI dairy cattle programs.

Tiney and Helena McComb Family 4-H Endowment Fund

The Tiney and Helena McComb Family 4-H Endowment Fund was established December 1, 2000, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Tiney and Helena McComb. The description was revised June 5, 2009.

The annual distribution from this fund shall be used to support at least one undergraduate scholarship of at least \$1,000 for a current or former 4-H member who is entering or is enrolled in The Ohio State University or any of its regional campuses. Minimum requirements for applicants include at least two years of participation in 4-H, majoring in areas of business, finance, or economics in the College of Food, Agricultural, and Environmental Sciences or in The Max M. Fisher College of Business, a 3.5 grade point average, and demonstration of financial need. The scholarship is not renewable.

Recipients shall be selected by the OSU Extension 4-H Youth Development Scholarship Selection Committee in accordance with guidelines established by the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purposes, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and

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procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the vice president for agricultural administration and executive dean for Food, Agricultural, and Environmental Sciences in consultation with the assistant director of OSU Extension 4-H Youth Development.

The Harlan Hatcher Arts and Sciences Distinguished
Faculty Award Fund

The Harlan Hatcher Memorial Award Fund for Academic Excellence was established July 12, 2002, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Mrs. Anne Hatcher and her family from Ann Arbor, Michigan. The name and description were revised June 5, 2009.

The annual distribution from this fund shall provide awards for up to five outstanding faculty members in the Colleges of the Arts and Sciences as selected by the executive vice president and provost on recommendations from the executive dean of the Colleges of the Arts and Sciences.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the executive dean of the Colleges of the Arts and Sciences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the executive dean of the Colleges of the Arts and Sciences.

The Barbara Young Sipp, Elizabeth Sipp Eastwood and Molly M. Sipp
Endowed Nursing Scholarship Fund

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The Barbara Young Sipp and Elizabeth Sipp Eastwood Endowed Nursing Scholarship Fund was established April 1, 2005, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Barbara Young Sipp (B.S.Nurs. 1959) and James F. Sipp (B.S.Bus.Adm. 1959) of Columbus, Ohio. The name and description were revised June 5, 2009.

The annual distribution from this fund shall provide merit- or financial need-based scholarships to benefit graduate students enrolled in the College of Nursing who are pursuing a master's degree. Scholarships will be distributed in increments of \$1,000, with all remaining distributions reinvested into the principal of the endowment. The scholarship recipients will be determined by the dean of the College of Nursing with input from the graduate faculty and awarded by the fiscal officer of the College, in consultation with the Office of Student Financial Aid.

The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully expended, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from the donors, should they be alive, and from the dean of the College of Nursing.

**AMENDMENTS TO THE LONG-TERM
INVESTMENT POOL POLICY**

Resolution No. 2009-94

Synopsis: Updating of the University's Long-Term Investment Pool Policy is proposed.

WHEREAS the Board of Trustees, from time to time, has adopted specific policies governing various aspects of the management of the investment portfolios; and

WHEREAS there is a need for comprehensive policies to provide for the overall management of the investment portfolios; and

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WHEREAS there is need to update the Long-Term Investment Pool Policy to reflect the changes previously approved by the Board of Trustees:

NOW THEREFORE

BE IT RESOLVED, That the following Investment Policy be adopted by the Board of Trustees for the Long-Term Investment Pool which includes the addition of a new Conflict of Interest section - XIII; and

BE IT FURTHER RESOLVED, That the proxy voting authority may be delegated from the Chief Investment Officer to investment managers to maximize fund value, reserving the right to direct the voting on specific issues as needed; and

BE IT FURTHER RESOLVED, That the Chief Investment Officer and/or Senior Vice President for Business and Finance be, and hereby are, directed and authorized to implement and administer this policy and to manage the Long-Term Investment Pool in accordance with this policy.

(See Appendix ----- for background information, page ---.)

FY 2010 TUITION AND USER FEES/CHARGES

Resolution No. 2009-95

Synopsis: Instructional, general, non-resident and other user fees at Ohio State Campuses for Fiscal Year 2010 are proposed effective Autumn Quarter 2009.

WHEREAS the Board of Trustees of The Ohio State University supports the University's continued implementation of the Academic Plan and its initiatives to meet the needs of Ohio State students; and

WHEREAS undergraduate instructional and general fees are subject to a 0% tuition cap; and

WHEREAS consultations have taken place within the University to determine the appropriate instructional and general fee increases for Ohio State graduate and professional programs, Ohio State dormitory charges, Recreation and Physical Activity Center fees, and other user charges for self supporting units as described in the accompanying text and tables have been reviewed and recommended;

NOW THEREFORE

BE IT RESOLVED, That instructional and general fees for undergraduates enrolled at the Columbus Campus and all undergraduates enrolled at the regional and ATI campuses will not increase; and

BE IT FURTHER RESOLVED, That instructional fees for most graduate students will increase 2.5% and that the instructional fees for the professional colleges and selected graduate programs will increase 2.5%; and

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BE IT FURTHER RESOLVED, That the nonresident surcharge for all programs be increased by 2.5%; and

BE IT FURTHER RESOLVED, That the Room and Board fees increase approximately 5% and existing undergraduate program fees will be increased and new fees implemented as outlined in the FY 2010 Budget – Tuition and User Fees Report dated June 4, 2010 as presented to the Fiscal Affairs Committee of the Board of Trustees; and

BE IT FURTHER RESOLVED, That the University Health System charges increase 2.18%; and

BE IT FURTHER RESOLVED, That all of these increases shall be effective Autumn Quarter 2009, except that fees and charges for the Health System shall be effective July 1, 2009 and the Student Union Fee shall be effective Spring Quarter 2010.

(See Appendix ----- for background information, page ---.)

AMENDED INTERIM BUDGET FOR FISCAL YEAR 2010

Resolution No. 2009-96

Synopsis: Approval of Interim Budget for Fiscal Year 2010

WHEREAS the Current Funds Budget includes the General Fund, Earnings Operations and Restricted Funds budgets for all campuses; and

WHEREAS the Current Funds Budget for FY 2010 continues to be developed; and

WHEREAS it is necessary to continue University operations prior to the time the Current Funds Budget for FY 2010 is finalized and adopted:

NOW THEREFORE

BE IT RESOLVED, That the University be authorized to make expenditures consistent with the level of resources approved for Fiscal Year 2009, until such time as the Fiscal Affairs Committee of the Board reviews and recommends adoption of the Current Funds Budget for FY 2010; and

BE IT FURTHER RESOLVED, That upon recommendation of the FY 2010 Current Funds Budget by the Fiscal Affairs Committee, the University be authorized to make expenditures consistent with the level of resources in the recommended FY 2010 Budget, until the Board of Trustees adopts the Current Funds Budget for FY 2010, no later than at the September meeting of the Board.

AMENDMENT OF THE AUTHORIZATION FOR DESIGNATED OFFICIALS TO BUY, SELL, ASSIGN AND TRANSFER SECURITIES; TO DEPOSIT OR WITHDRAW FUNDS FROM BANK ACCOUNTS; AND TO DESIGNATE DEPOSITORIES

Synopsis: Reauthorization for designated officials to buy, sell, assign, and transfer securities, to deposit or withdraw funds from bank and investment accounts held in the name of The Ohio State University, to designate depositories, and to execute related agreements is proposed.

WHEREAS designated officials of the University buy, sell, assign, and transfer stocks, bonds, other financial instruments owned by The Ohio State University; and

WHEREAS various financial institutions are designated as depositories of The Ohio State University; and

WHEREAS accounts at various financial institutions are opened and maintained in the name of The Ohio State University, and

WHEREAS the Assistant Vice President for Financial Services serves as trustee for deferred gift vehicles;

NOW THEREFORE

BE IT RESOLVED, That the Assistant Vice President for Financial Services and/or the University Senior Vice President for Business and Finance or their designees be authorized to buy, sell, assign, and transfer any and all stocks, bonds, evidence of interest and/or indebtedness, rights and options to acquire or to sell the same, and all other securities corporate or otherwise, standing in the name of or belonging to The Ohio State University in any capacity; and

BE IT FURTHER RESOLVED, That these officials be authorized to designate various financial institutions as depositories for The Ohio State University and to open and maintain accounts at various financial institutions in the name of The Ohio State University; to engage in and sign Agreements for bank, underwriting, brokerage, leasing, equipment financing and financial services; and

BE IT FURTHER RESOLVED, That these officials be authorized, on behalf of The Ohio State University and in its name, to sign checks, drafts, notes, bills of exchange, letters of credit, acceptances, electronic fund transfers or other orders for the payment of money from said accounts; to endorse in writing or by stamp checks, notes, bills, certificates of deposit or other instruments owned or held by the University for deposit in said accounts or for collection or discount by said banks; to accept drafts, acceptances, and other instruments payable to said banks; to waive, demand, protest, file notice of protest, or dishonor any check, note, bill, draft or other instrument made, drawn or endorsed by the University.

BE IT FURTHER RESOLVED, That the Assistant Vice President for Financial Services be authorized to serve as trustee for deferred gifts to The Ohio State University to include, but not limited to, Charitable Remainder Trusts, Charitable Lead Trusts, Gift Annuities and Pooled Income Funds.

(See Appendix ----- for background information, page ----.)

June 5, 2009 meeting, Board of Trustees

**AMENDMENTS TO THE OPERATING AND AGENCY
FUNDS INVESTMENT POLICY**

Resolution No. 2009-98

Synopsis: Amendment of the University's Operating and Agency Funds Investment Policy is proposed.

WHEREAS the Board of Trustees, from time to time, has adopted specific policies governing various aspects of the management of the investment portfolios; and

WHEREAS there is a need for comprehensive policies to provide for the overall management of the investment portfolios; and

WHEREAS there is need to modify the comprehensive policies on occasion:

NOW THEREFORE

BE IT RESOLVED, That the following Operating and Agency Funds Investment Policy be adopted by the Board of Trustees; and

BE IT FURTHER RESOLVED, That the Assistant Vice President of Financial Services and/or Senior Vice President for Business and Finance be, and hereby are, directed and authorized to implement and administer this policy and to manage the Operating and Agency Funds in accordance with this policy.

(See Appendix ----- for background information, page ----.)

**AMENDMENT TO THE POLICY FOR BOARD OF TRUSTEES
REVIEW AND APPROVAL OF FACILITIES IMPROVEMENT
PROJECTS, PLANNING STUDIES, AND REAL ESTATE
TRANSACTIONS**

Resolution No. 2009-99

Synopsis: The Fiscal Affairs Committee recommends adoption of changes to the Policy regarding Review and Approval of Facilities Improvement Projects and Real Estate Transactions originally adopted by the Board of Trustees in November 2006.

WHEREAS the Board of Trustees of The Ohio State University has a fiduciary responsibility with respect to the stewardship of University resources and the development of University property and facilities to meet the academic needs of the University; and

WHEREAS except as provided by the Board of Trustees, the Board retains sole authority with respect to University facilities improvement projects and real estate transactions unless otherwise delegated; and

WHEREAS the Board desires to provide for the flexibility needed to ensure the timely completion of facilities improvement projects while ensuring that the Board retains the authority and ability to exercise appropriate oversight regarding the facilities improvement process, especially with respect to major projects; and

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WHEREAS in November 2006 and as amended in February 2008 and November 2008, the board of Trustees adopted a policy for the management of facilities improvement projects, planning studies, real estate transactions, and energy saving contracts to codify the policies and guidelines of the Board and the University regarding review and approval for these matters; and

WHEREAS recent University organizational changes require modification of the existing policy:

NOW THEREFORE

BE IT RESOLVED, That the attached revised policy regarding Board of Trustees review and approval of facilities improvement projects, planning studies, real estate transactions, and energy savings contracts be adopted, effective immediately, and that the Senior Vice President for Administration and Planning, in consultation with the Senior Vice President for Business and Finance and Chief Financial Officer and the Office of the Board of Trustees, be responsible for coordination of the implementation of this policy.

(See Appendix ----- for background information, page ---.)

PURCHASE OF REAL PROPERTY

Resolution No. 2009-100

1522 CLIFTON AVENUE
COLUMBUS, OHIO

Synopsis: Authorization to purchase improved real property located at 1522 Clifton Avenue in Columbus, Ohio is proposed.

WHEREAS the Board of Trustees of The Ohio State University is presented with an opportunity to purchase the improved real property located at 1522 Clifton Avenue in Columbus, Ohio, owned by Franklin Dean, at a price of \$40,000; and

WHEREAS the appropriate University offices have determined that the purchase of this property is in the best interest of the University; and

WHEREAS funding for the acquisition and use of this property will be provided by University Hospitals East:

NOW THEREFORE

BE IT RESOLVED, That the President and/or Senior Vice President for Administration and Planning be authorized to take any action required to effect the purchase of the improved real property located in Columbus, Ohio at 1522 Clifton Avenue, at a purchase price not to exceed \$40,000, plus fees and closing costs, upon such terms and conditions as are deemed to be in the best interest of the University, and to acquire title of this property in the name of the state of Ohio for the use and benefit of The Ohio State University.

(See Appendix ----- for background information, page ---.)

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**THE OHIO STATE UNIVERSITY'S UNIVERSITY SYSTEM OF OHIO
CENTERS OF EXCELLENCE**

Resolution No. 2009-101

Synopsis: Approval of five Ohio State University Centers of Excellence is proposed.

WHEREAS the University System of Ohio's *Strategic Plan for Higher Education, 2008-2017*, calls for Ohio's public universities to establish Centers of Excellence that are founded on nationally recognized programs in key areas of academic study; and

WHEREAS the *Strategic Plan* defines these centers as an institution's drivers of innovation and entrepreneurial activity; and

WHEREAS The Ohio State University is recognized nationally and internationally for its expertise in climate, energy, and the environment; health and well-being, human behavior, and bioinformatics; state, regional, and urban development; food production, supply, and safety; and materials, manufacturing technologies, and nanotechnology; and

WHEREAS programs, leadership, and resources exist to support University System of Ohio Centers of Excellence in these areas at The Ohio State University:

NOW THEREFORE

BE IT RESOLVED, That The Ohio State University, as part of the University System of Ohio, identify the following Centers of Excellence:

- Climate, Energy, and the Environment
- Health and Well-Being, Human Behavior, and Bioinformatics
- State, Regional, and Urban Development
- Food Production, Supply, and Safety and
- Materials, Manufacturing Technologies, and Nanotechnology

(See Appendix ----- for background information, page ---.)

APPOINTMENTS TO UNIVERSITY MEDICAL CENTER BOARDS

Resolution No. 2009-102

Synopsis: Authorization for the President to make appointments to the Medical Center Board and the five hospital boards is proposed.

WHEREAS in April 2009, the Board of Trustees approved changes to the Bylaws of the Board of Trustees to create a new Medical Center governance structure; and

WHEREAS pursuant to this governance structure, appointments are to be made to the new Medical Center Board, the five hospital boards, and the Medical Center Emeritus Board:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby authorizes and directs the President of the University to take all actions he deems

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necessary and appropriate to appoint members to the new Medical Center Board, the University Hospital Board, the University Hospital East Board, the OSU Harding Hospital Board, the James Cancer Hospital Board, the Ross Heart Hospital Board, and the Medical Center Emeritus Board, in accordance with the provisions of the Bylaws of the Board of Trustees, with such members and boards having full authority to act pursuant to the authority granted by the Bylaws of the Board of Trustees; and

BE IT FURTHER RESOLVED, That such appointments shall be presented to the Board of Trustees at its next meeting for ratification.

Upon motion of Mr. Brass, seconded by Ms. Kass, the Board of Trustees adopted the foregoing resolutions by unanimous roll call vote, cast by Trustees Wexner, Davidson, Borrer, O'Dell, Shumate, Hicks, Fisher, Schottenstein, Brass, Marbley, Kass, Jurgensen, and Reid.

**APPROVAL TO ENTER INTO DESIGN, CONSTRUCTION
AND CONSTRUCTION MANAGER CONTRACTS, CONTINUE
AND INCREASE DESIGN CONTRACTS, AND ENTER INTO A
JOINT USE AGREEMENT**

Resolution No. 2009-103

APPROVAL TO ENTER INTO DESIGN CONTRACTS
GOSS LAB RENOVATION
SULLIVANT HALL RENOVATION AND CARTOON RESEARCH
LIBRARY

APPROVAL TO CONTINUE AND INCREASE DESIGN CONTRACTS
INFRASTRUCTURE AND ROADWAYS EOC PHASE 1 (MCFP)
MEDICAL CENTER CHILLER AND EMERGENCY
GENERATION (MCFP)

**APPROVAL TO ENTER INTO CONSTRUCTION MANAGER
CONTRACTS**
WILLIAM H. HALL COMPLEX EXPANSION PHASE 2

APPROVAL TO ENTER INTO CONSTRUCTION CONTRACTS
GOSS LAB RENOVATION

APPROVAL TO ENTER INTO A JOINT USE AGREEMENT
NATIONWIDE CHILDREN'S CAP EQUI WITH OSU MEDICAL
COLLEGE

Synopsis: Authorization to enter into design, construction and construction manager contracts, continue and increase design contracts, and enter into a joint use agreement, as detailed in the attached materials, is requested.

WHEREAS in accordance with the attached materials, the University desires to undertake and enter into design contracts for the following projects:

Goss Lab Renovation (n/a)	\$4.0M	Grant funds Local funds
Sullivant Hall Renovation	\$22.1M	State appropriations

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and Cartoon Research Local funds
Library (09-10 capital plan)

WHEREAS in accordance with the attached materials, the University desires to continue and increase the design contracts for the following projects:

Infrastructure and \$18-\$19M University bond proceeds
Roadways EOC Phase 1
(MCFP) (07-08 capital plan)

Medical Center Chiller \$70.8M-\$72.8M University bond proceeds
and Emergency Generation
(MCFP) (07-08 capital plan)

WHEREAS in accordance with the attached materials, the University desires to undertake and enter into construction manager contracts for the following project:

William H. Hall Complex \$33.1M University bond proceeds
Expansion Phase 2
(09-10 capital plan)

WHEREAS in accordance with the attached materials, the University desires to undertake and enter into construction contracts for the following project:

Goss Lab Renovation \$4.0M Grant funds
(n/a) Local funds

WHEREAS in accordance with the rules of the Ohio Board of Regents, the University desires to enter into a joint use agreement with Nationwide Children's Hospital for the following project:

Nationwide Children's Cap \$2.5M State appropriations
Equi with OSU Medical
College

** Parentheses indicates the biennial capital request or other action by the Board of Trustees to authorize the capital project, renovation projects funded by internal office or department funds that are noted as "N/A" have not had separate capital project authorization because of their small size or because they arose unexpectedly between capital planning cycles.*

NOW THEREFORE

BE IT RESOLVED that the President and/or Senior Vice President for Administration and Planning and Special Assistant to the President be authorized to enter into design, construction and construction manager contracts, continue and increase design contracts, and enter into a joint use agreement for the projects listed above in accordance with established University and state of Ohio procedures, with all actions to be reported to the Board at the appropriate time.

(See Appendix ----- for background information, page ---.)

Upon motion of Mr. Brass, seconded by Ms. Kass, the Board of Trustees adopted the foregoing resolution with ten affirmative votes, cast by Trustees, Davidson, Borrer, O'Dell, Shumate, Hicks, Fisher,

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Schottenstein, Brass, Kass, and Reid, and three abstentions cast by Trustees Wexner, Marbley and Jurgensen.

EASEMENTS

Resolution No. 2009-104

COLUMBUS SOUTHERN POWER COMPANY
SCITECH
1275 KINNEAR ROAD, COLUMBUS, OH

UNIVERSITY AIRPORT AT DON SCOTT FIELD
1630 WEST CASE ROAD, COLUMBUS, OH

UNIVERSITY GOLF COURSE
3605 TREMONT ROAD, COLUMBUS, OH

Synopsis: Authorization to grant Columbus Southern Power Company, an easement at 1275 Kinnear Road, Columbus Ohio, to install an electric line to upgrade the electrical service to SciTech; an easement at 1630 West Case Road, Columbus Ohio, to install an underground electric line to upgrade the electrical service to University Airport; and an easement at 3605 Tremont Road, Columbus Ohio, to install an underground electric line to upgrade the electrical service to the University Golf Course, is proposed.

WHEREAS, Columbus Southern Power Company has requested a 10 foot wide, 539.09 foot long easement area for the electric line, for a term of 25 years. The consideration for the easement is \$1.00; and this easement will directly benefit SciTech and as the landlord for SciTech, the University has an obligation to cooperate with the grant of this easement. The appropriate University offices, including Planning and Real Estate and Facilities Design and Construction have determined that the grant of this easement is in the best interest of the University:

WHEREAS, Columbus Southern Power Company has requested a 10 foot wide, 475 foot long easement area for the underground electric line, for a term of 25 years at the University Airport at Don Scott Field. The consideration for the easement is \$1.00; and this easement will directly benefit the University and is part of a construction project for rehabilitation of the south runway and ramp at the airport. The appropriate University offices, including the College of Engineering, University Airport, Planning and Real Estate and Facilities Design and Construction have determined that the grant of this easement is in the best interest of the University:

WHEREAS, Columbus Southern Power Company has requested a 10 foot wide, 303 foot long easement area for an underground electric line, for a term of 25 years. The consideration for the easement is \$1.00; and this easement will directly benefit the University and is part of a construction project for the University Golf Course. The appropriate University offices, including the Department of Athletics, Planning and Real Estate and Facilities Design and Construction have determined that the grant of this easement is in the best interest of the University:

NOW THEREFORE

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BE IT RESOLVED, That the President and/or Senior Vice President for Administration and Planning be authorized to take any action required to effect the granting of these easements to Columbus Southern Power Company upon such terms and conditions as are in the best interest of the University.

(See Appendix ----- for background information, page ----.)

Upon motion of Mr. Brass, seconded by Ms. Kass, the Board of Trustees adopted the foregoing resolution with eleven affirmative votes, cast by Trustees, Davidson, Borrer, O'Dell, Shumate, Fisher, Schottenstein, Brass, Marbley, Kass, Jurgensen and Reid, and two abstentions cast by Trustees Wexner and Hicks.

Dr. Gee:

I would like to note a few items from the personnel actions. We have some new colleagues who are joining us who are just wonderful. We have some promotions too, but I want to note two of them. Chris Culley is being promoted to senior vice president, and Chris has just done a remarkable job, and Jeff Kaplan is expanding his world. He is taking over half the University, so we are recognizing him, and we want to do that. Also I would just note that our athletic director, our former athletic director, now our associate vice president and athletic director has been appointed as associate vice president. This is not just an honorific title, I believe he is the only associate vice president in the country who is an athletic director, and more importantly he has been given substantial new responsibilities in managing large parts of our business and is doing a terrific job.

Mr. Wexner:

Before we adjourn I would like to try something new. I would like to go around the room and have everyone share and reflections or observations on the day, or about the meeting or committee meetings.

Wally I will start with you this time, and work around this way.

Mr. O'Dell:

It was an excellent day, and I am really thrilled with the way the University is headed and its leadership.

Mr. Hicks:

Outstanding day, congratulations on Ali Rezai, that is a remarkable recruitment.

Judge Marbley:

I want to echo what my colleagues have said. I want to welcome three outstanding new trustees, I just happen to know of Dr. Reid, and Mr. Jurgensen a little better than Ms. Swain, and I want to note the importance of today's session when we focused on matters of governance and the direction of the University. I thought that was

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one of the best meetings we have had in my two years on the Board. Congratulations, Mr. Chairman and Dr. Gee.

Dr. Reid:

I am so pleased with the level of scholarship that we were exposed to today, and also to the two students who have done so well.

Mr. Marion:

Well it is quite evident that our University is pretty great, it is excellent. As we see through our committees, we are only beginning to roll up our sleeves and we have much work ahead of us, but it is a great time to be at Ohio State University.

Ms. Swain:

I am very excited to be here, and want to thank you all for the warm welcome so far. I am very excited.

Mr. Jurgensen:

Same for me, it is a fantastic institution. It has made, and will continue to make absolutely vital contributions to our state and country. I could not be more pleased to be a part of it.

Ms. Kass:

Welcome to our two new trustees, and I just think the talent in this institution is just amazing.

Mr. Brass:

You know I am reminded of a small quote, "the smallest good deed is better than the grandest good intention," and we have a tremendous number of deeds that are taking place. Very proud to be part of this.

Mr. Fisher:

Transition to one University is both very exciting and I am glad to see our total commitment in that regard.

Mr. Shumate:

It is a very exciting time to be a member of this Board and the affiliation with the University. Like Brian I would like to echo the congratulations on recruiting Dr. Rezai. He truly is one of the world's outstanding researchers and his techniques with brain research are just world renowned. It is really an outstanding recruitment.

Mr. Borrer:

Great meeting Les.

Ms. Davidson:

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It's exhilarating to see the quality of our faculty, the quality of our students, the good reports we have had on all of our departments that are moving up, and your great new leadership Mr. Chairman. Congratulations on your first meeting.

Dr. Gee:

I am grateful to have a job, thank you very much.

Mr. Wexner:

My comment is that I really appreciate all the leaders of the University; the student leaders, the faculty leaders, the staff leaders, just everyone. I think we have in our making significant progress, and I think that progress is in line of sight. I think the Board, thinking about the work of the Board and being self critical and curious about what we do and how we can become more effective is progress as well. Mobilizing more energy in support of Dr. Gee's leadership, because I think that is significant in terms of changing the standards, the quality and the momentum and the trajectory of the University. That momentum and trajectory is a hard thing to get liftoff. It does not come easily and when you have it, us all leaning into this and stacking hands to make stuff happen and again it is supporting all of the leaders.

The next meeting is not until September 18, and the Board will continue to work hard. Ron Ratner has put a lot of days in, he is not here today, Ambassador Ong has put work in, unfortunately he had a domestic injury, and hopefully he has a speedy recovery, but he has put a lot of effort in, as all the committees have. To the degree we can, as we have these future committees, I am really encouraging with the participation we can have if we would cross functionally amongst ourselves in all committees. I am not encouraging everybody to go to every committee, but clearly in my view, the committee responsibilities, where people have interest or curiosity or point of view, you are quite welcome to go to all committee meetings and talk to the chairs. If there are items you want to find out about ask David to report back so the momentum of communication amongst us is facilitated and I think that will help us. Again, I encourage curiosity, communication and good behavior with the President and within the Board.

Thank you.

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Thereupon the Board adjourned to meet Friday, September 18, 2009, at The Ohio State University, Longaberger Alumni House, Columbus, OH.

Attest:

Leslie H. Wexner
Chairman

David O. Frantz
Secretary

**AMENDMENTS TO THE RULES OF THE
UNIVERSITY FACULTY**

3335-5-38 Terms of office.

- (A) Ex officio members serve by virtue of their position and shall have no fixed term of office.
- (B) Faculty members shall serve three-year terms, with one-third being elected each year; they shall be ineligible for one year for reelection after two consecutive terms of service; ~~unless otherwise noted below, faculty senator elections will be completed before the end of the winter quarter annually.~~
- (C) Student members shall serve one-year terms and be eligible for reelection.

~~3335-5-48.13 Government affairs committee.~~

~~(A) Membership.~~

~~The government affairs committee shall consist of twelve members.~~

~~(1) Five regular tenure-track faculty.~~

~~(2) Three students.~~

~~(a) One graduate student.~~

~~(b) One professional student.~~

~~(c) One undergraduate student.~~

~~(3) One staff member, appointed annually by the president.~~

~~(4) Two administrators, non-voting.~~

~~(a) The assistant vice president for state relations.~~

~~(b) The associate vice president for government relations or designee.~~

~~(B) Duties and responsibilities.~~

~~Provide insight and advice to the office of government relations and to the university senate on specific issues. Facilitate communication among the university governance institutions and the office of government relations regarding local, state, and federal issues affecting the university. In consultation with the office of government relations, build relationships with various organizations and constituencies.~~

~~(C) Organization.~~

~~As a standing committee of the senate, this committee is also governed by the provisions of rules 3335-5-46 and 3335-5-48 of the Administrative Code.~~

3335-5-48.13 Government Affairs Committee

(A) Membership:

The government affairs committee shall consist of:

- (1) six regular faculty members.
- (2) four students:
 - a. one graduate student
 - b. one professional student
 - c. two undergraduate students
- (3) one staff member, appointed by the president. The term of service is one year.
- (4) three administrators, non-voting:
 - a. the senior vice president for government affairs, or designee.
 - b. the associate vice president for government affairs.
 - c. the provost, or designee.

(B) Duties and responsibilities:

- (1) The committee shall study and evaluate local, state, federal, and the Ohio Board of Regents' issues (both regulatory and budgetary) that relate to the missions of the university. It shall provide insight and advice to the office of government affairs and to the university senate on these issues.
- (2) The committee shall facilitate communication among university faculty and governance offices regarding local, state, federal, and the Ohio Board of Regents' issues that affect the university's missions.
- (3) The members of the government affairs committee are not official representatives of the university. As such, members shall not engage in lobbying local, state, or federal governmental officials on the behalf of the university. However, this stipulation does not restrict individuals' rights to voice their personal or professional opinions as long as it is clear they are not acting as an agent of the university.
- (4) The committee shall provide an annual report of activities to the university senate.

(C) Organization:

- (1) The committee shall annually elect a chair and chair-elect from its regular faculty membership.
 - a. The chair of the government affairs committee shall also serve as one of the representatives of the Ohio state university faculty council to the Ohio faculty council.
 - b. The chair-elect will serve as the vice chair.
- (2) As a standing committee of the senate, this committee is also governed by the provision of rules 3335-5-46 and 3335-5-48 of the Administrative Code.

3335-5-49.4 Ohio faculty council.

- (A) The university's representation to the Ohio faculty council (OFC) shall be the chair of faculty council and the ~~chair-elect of faculty council~~ chair of the senate university senate government affairs committee. The chair of the university senate steering committee and the secretary of the university senate shall serve as alternates.
- (B) The representatives to the OFC shall report annually to the senate.

Rules of the university faculty concerning tenure-track faculty appointments, reappointments, promotion and tenure

3335-6-01 General considerations.

- (A) Peer review provides the foundation for decisions regarding faculty appointment, reappointment, and promotion and tenure (except when the provisions of paragraph (H) of rule 3335-6-03 of the Administrative Code are invoked.) Peers are those faculty who can be expected to be most knowledgeable regarding an individual's qualifications and performance--normally tenure initiating unit colleagues. Because of the centrality of peer review to these review processes, faculty vested with responsibility for providing peer review have an obligation to participate fully and knowledgeably in review processes, to exercise the standards established in faculty rule 3335-6-02 of the Administrative Code and other standards specific to the academic unit and discipline, and to make negative recommendations when these are warranted to maintain and improve the quality of the faculty. Recommendations by the faculty vested with the responsibility for providing peer review will be accepted unless they are not supported by the evidence presented regarding how the candidate meets the standards established in faculty rule 3335-

6-02 of the Administrative Code and other standards specific to the academic unit and discipline. When, for the reasons just stated, a decision regarding faculty appointment, reappointment, or promotion and tenure differs from the recommendation of the faculty, the administrator or body making that decision will communicate in writing to the faculty body that made the recommendation the reasons that the recommendation was judged not to be supported by the evidence.

- (B) In accordance with a policy of equality of opportunity, decisions concerning appointment, reappointment, and promotion and tenure shall be free of discrimination as to race, creed, religion, national origin, age, sex, disability, or Vietnam era veteran status, or sexual orientation.

3335-11-09 The Ohio union council.

~~(A) The Ohio union council shall consist of seventeen members chosen as follows:~~

~~(1) Students.~~

~~(a) Two graduate students selected by the council of graduate students. One student will serve a one-year term, and one student will serve a two-year term.~~

~~(b) Two professional students selected by the inter-professional council. One student will serve a one-year term, and one student will serve a two-year term.~~

~~(c) Two undergraduate students selected by the undergraduate student government. One student will serve a one-year term, and one student will serve a two-year term.~~

~~(d) Two student members from registered student organizations shall be selected by the director of student activities. One student will serve a one-year term, and one student will serve a two-year term.~~

~~(2) Regular faculty.~~

~~Two regular members selected by the faculty council. Term of service shall be two years.~~

~~(3) Staff members.~~

~~(a) The director shall be an ex-officio, non-voting member of the council.~~

~~(b) One union staff member shall be appointed by the~~

~~director. Term of service shall be two years.~~

~~(c) One staff member from across the university shall be appointed by the vice president for student affairs under procedures established and documented by the council. Term of service shall be two years.~~

~~(4) Alumni members.~~

~~Two alumni members shall be appointed by the Ohio state alumni association in consultation with the council. Term of service shall be one year.~~

~~(5) Community members.~~

~~Two community representatives shall be selected under procedures established and documented by the council. Term of service shall be one year.~~

~~(B) Duties and responsibilities.~~

~~(1) Establish general policy on such matters as, but not limited to, financial planning, facility use, student development, public and campus relations. These policies shall guide the administration of the program of the union by the director of the union, but the council shall not serve in an administrative capacity.~~

~~(2) Report regularly to the council on student affairs.~~

~~(C) Organization.~~

~~The chair shall be elected from among the voting members of the committee.~~

3335-11-09

(A) The Ohio union council shall consist of thirty-three members, with service beginning first summer term, chosen as follows:

(1) Fourteen students.

(a) Two graduate student selected by the council of graduate students. Term of service shall be alternating two year terms.

(b) Two professional student selected by their inter-professional council. Term of service shall be alternating two year terms.

(c) Two undergraduate students selected by the undergraduate student government. Term of service shall be alternating two year terms.

- (d) Four student members from registered student organizations shall be selected by the director of the Ohio union. Two students shall be members of student organizations with office space at the Ohio union each serving alternating two year terms. Two students shall be members of student organizations without office space at the Ohio union each serving alternating two year terms.
 - (e) Two student employees of the Ohio union appointed by the director, one of whom serves as a graduate assistant. Term of service shall be one year.
 - (f) The president of the Ohio union activities board ex-officio, or designee.
 - (g) The chair of the council on student affairs, ex-officio non-voting, or designee.
- (2) Two regular faculty.
- Two regular members selected by the director of the Ohio union in consultation with the chair of the faculty council. Term of service shall be alternating two year terms.
- (3) Seven staff members.
- (a) The director of the Ohio union shall be an ex-officio, non-voting member of the council.
 - (b) One staff member shall be appointed by the university staff advisory committee. Term of service shall be two years.
 - (c) One student life staff member shall be appointed by the vice president for student life. Term of service shall be two years.
 - (d) The director of development for the Ohio union shall be an ex-officio, non-voting member of the council.
 - (e) The director of business and finance for the Ohio union shall be an ex-officio, non-voting member of the council.
 - (f) The director of event services for the Ohio union shall be an ex-officio, non-voting member of the council.
 - (g) One non-voting student life staff member to act as the secretary for the council appointed by the

director of the Ohio union. Term of service is one year.

(4) Two alumni members.

Two alumni members shall be appointed by the Ohio state alumni association in consultation with the council. Term of service shall be one year.

(5) Four community members.

Four community representatives shall be selected under procedures established and documented by the council. Two appointments shall be made in consultation with university development. Term of service shall be one year.

(6) Two parents.

Two parents of a current student, at the time of appointment, shall be selected under procedures established and documented by the council. Term of service shall be one year.

(7) Two at-large.

Two at-large members shall be selected under procedures established and documented by the council. Term of service shall be one year.

(8) Reappointment.

All voting members with one year terms are eligible for reappointment three times. All voting members with two year terms are eligible for reappointment once. No individuals holding a voting position shall serve for more than four consecutive years.

(9) Alternates.

Members of the Ohio union council may have an alternate. The chair has responsibility for recording correct voting status. IF the member has voting status, the alternate may vote in the event of the member's absence. Ohio union council shall establish rules governing the selection of alternates.

(B) Duties and responsibilities.

(1) Establish general policy on such matters as, but not limited to, financial planning, facility use, student development, public and campus relations. These policies shall guide the administration of the program of the union by the director of the union, but the council

shall not serve in an administrative capacity.

- (2) Advise the director of the Ohio union regarding the programs, services, and activities of the Ohio union.
- (3) Establish committees as needed to explore issues affecting the Ohio union.
- (4) Perform duties as assigned by the council on student affairs.
- (5) Report regularly to the council on student affairs.
- (6) The council shall establish, amend, and maintain operating procedures to conduct, in an orderly fashion, the functions of the council.

(C) Organization.

- (1) The chair shall be elected from among the incoming and continuing student members of the council during the last regularly scheduled meeting of spring quarter. For purposes of this election, all incoming and continuing members shall be eligible to vote; incoming and continuing members may choose alternates if necessary.

**Amendments to the *Classified*
*Civil Service Rules***

Chapter 49: ~~Procedure for adoption~~, Adoption, amendment, or rescission of rules and opting out of sections of the Ohio Revised Code Section 124.

3335-49-01 Procedure for adoption, amendment or rescission of rules affecting persons in the classified civil service at the Ohio state university.

(A) The adoption, amendment or rescission of any rule affecting employees in the classified civil service at the Ohio state university shall comply with the provisions of section 111.15 of the Revised Code.

(B) The proposed new, amended or rescinded rules shall be presented to the Ohio state university board of trustees for approval.

(C) After the Ohio state university board of trustees has approved the proposed rules, and at least ten days prior to the effective date, all rule(s) in their final form shall be filed ~~as follows: electronically with both the secretary of state and the legislative service commission.~~

(1) ~~Effective October 1, 2001 and expiring March 31, 2002, one electronic and one paper copy of the final rules shall be filed with both the secretary of state and the legislative service commission;~~

(2) ~~Effective April 1, 2002, the final rules shall be filed electronically with both the secretary of state and the legislative service commission.~~

(D) The office of human resources shall make a reasonable effort to notify employees who may be affected by the adoption, amendment or rescission of any rule. The office of human resources shall make available the full text of the rule or rules as adopted or amended to any person upon request.

3335-49-02 The Ohio state university opts out of the following provisions of the Ohio Revised Code:

(A) Section 124.22 of the Revised Code, educational and citizenship requirements for civil service examinations.

(B) Section 124.231 of the Revised Code, special examinations for legally blind or legally deaf persons.

(C) Section 124.25 of the Revised Code, formal application for examination.

(D) Section 124.26 of the Revised Code, eligibility lists – veteran's preference – provisional employees.

- (E) Section 124.271 of the Revised Code, provisional employees.
- (F) Section 124.31 of the Revised Code, promotions.
- (G) Section 124.33 of the Revised Code, transfers – appeal – reimbursement of expenses.

~~3335-57-01~~ ~~Character and fitness of applicant.~~ **RESCIND**

- (A) ~~All statements submitted by applicants relating to character and fitness are subject to investigation by the university. Satisfactory information produced to the university, either before or after examination, that the applicant has committed acts which demonstrate character traits which would be detrimental to the successful performance of the employment sought, including but not limited to: the applicant's dismissal for cause from any previous employment, a conviction of a felony, an established pattern of poor work habits and performance with previous employers; is sufficient to exclude the applicant from examination or to remove the applicant from any eligible list. The university will notify the applicant and provide the applicant with an opportunity to respond. This rule does not exclude the university from taking appropriate disciplinary action after appointment.~~
- (B) ~~Any employee terminated for cause from university employment is ineligible permanently for re-employment with the university.~~

3335-57-01 **Job announcements.**

- (A) Notice of all vacant or created CCS positions is posted on the jobs web sites maintained by the office of human resources and the medical center. Minimum requirements for all positions must be specified in the posting.
- (B) The university may use external print and electronic advertisements to reach the broadest and most diverse pool of applicants.

~~3335-57-02~~ ~~False statements.~~ **RESCIND**

~~Fraudulent conduct or false statements by an applicant, or by others with the applicant's knowledge, in any application or examination, is cause for exclusion from any examination or for removal of the applicant from the eligibility list. The university will notify the applicant and provide the applicant with an opportunity to respond. This rule does not exclude the university from taking appropriate disciplinary action after appointment.~~

3335-57-02 **Evaluation of applicants and candidates.**

- (A) Internal applicants will be eligible for consideration if they meet minimum qualifications, have passed probation (if

applicable), are certified in current title (if applicable), and are on active pay status. Internal applicants who have not completed probation will not be eligible for consideration unless approved by the office of human resources.

- (B) External applicants will be eligible for consideration if they meet minimum qualifications as evidenced by their application materials.
- (C) A method of evaluating candidates for each position must be documented prior to the commencement of the selection process for every search.

3335-57-03 Changing applications. **RESCIND**

~~An applicant who files an application for an examination may change the application for another examination if the applicant possesses the minimum qualifications for the requested classification. The request for a change shall occur prior to the filing deadline for the examination. The date of such change shall determine the date of application.~~

3335-57-03 Selection of candidates is based upon a determination of merit and fitness.

- (A) The university is committed to recruiting and selecting candidates based on a determination of merit and fitness relative to the position.
- (B) Determination of merit and fitness may include an evaluation of factors including but not limited to experience, competencies, knowledge, skills, abilities, education, training, and physical or psychological fitness. Evaluation of applicants may be written, oral, physical, demonstration of skill, or an evaluation of training and experiences. Applicant evaluation must be designed to fairly test the relative capacity of the applicants to perform the duties of the position. Candidate evaluation may include structured interviews; assessment centers; work simulations, examinations of knowledge, skills, and abilities; and any other acceptable evaluation method.
- (C) Reasonable accommodations for applicants with disabilities may be set prior to the evaluation as determined by the university on a case by case basis. Applicants with disabilities who may require some accommodation in the selection process are responsible for notifying the university prior to the date of selection activity.

3335-57-04 Incomplete application. **RESCIND**

~~Prior to taking the examination, applicants shall submit applications showing that the applicant meets the minimum qualifications stated on the examination announcement. An incomplete application may be returned to the applicant for correction. An applicant may correct an incomplete application as long as any necessary corrections are made~~

~~within ten calendar days of receiving notification of an incomplete application. Failure to provide a completed application within the above time frame results in the applicant not being eligible for that examination.~~

3335-57-04 Character and fitness of applicant.

- (A) All statements submitted by applicants relating to character and fitness are subject to investigation by the university. Satisfactory information produced to the university that the applicant has committed acts which demonstrate character traits which would be detrimental to the successful performance of the employment sought, including but not limited to: the applicant's dismissal for cause from any previous employment, a conviction of a crime, an established pattern of poor work habits and performance with previous employers; may be sufficient to exclude the applicant from consideration. The university will notify the applicant and provide the applicant with an opportunity to respond. This rule does not preclude the university from taking appropriate disciplinary action after appointment.

- (B) Any employee terminated for cause from university employment is ineligible for re-employment with the university. The office of human resources may waive this provision at its discretion.

3335-57-05 False statements.

- (A) All applicants must provide truthful and accurate information to the university throughout the entire recruitment and selection process.

- (B) Fraudulent conduct or false statements by an applicant, or by others with the applicant's knowledge, in any application or examination, is cause for exclusion from consideration. This rule does not preclude the university from taking appropriate disciplinary action after appointment.

~~3335-59-01 Examination sites and notices. **RESCIND**~~

- ~~(A) The office of human resources administers examinations for original appointment in the classified service at such places as the university deems advisable.~~

- ~~(B) Notice of all examinations for original appointments are posted for at least two weeks in the office of human resources and are available to such other persons or organizations interested in the available positions or able to furnish qualified applicants for examination. In addition, notices may be sent to newspapers of general circulation in the area serviced by the eligible list.~~

- ~~(C) Notice of promotional opportunities and examinations are made available to the colleges/departments, employees, and the general public.~~

3335-59-01 Examination administration.

- (A) The office of human resources administers examinations for original appointment in the classified service at such places as the university deems advisable.
- (B) Applicants with disabilities who may require accommodations to take an examination are responsible for notifying the office of human resources prior to the date of examination. Reasonable accommodations for applicants with disabilities may be set prior to the examination as determined by the university.
- (C) The university may cancel or postpone a scheduled examination at its discretion. Reasonable efforts will be made to notify applicants of such cancellation or postponement.
- (D) University employees may be released from work without loss of pay to compete in a university civil service examination. The university may limit the granting of such time off to two occasions in any one calendar year.
- (E) An applicant may not repeat an examination within six months from the date of the original examination unless an alternate form of examination is given. The office of human resources may waive this rule at its discretion.
- (F) To apply for military service examination credit, prior to participation in an examination an applicant shall supply documentation showing that the applicant was in active military service or reserves for the United States and obtained a discharge that was other than dishonorable or bad conduct. When an applicant passes an examination, a military service credit of twenty percent of the overall passing grade is granted.

3335-59-02 ~~Examination subjects and weights.~~ RESCIND

~~The office of human resources determines the form and subjects of each examination and the relative weights of each section prior to the date of publication of the examination announcement.~~

3335-59-02 Pre-employment medical and psychological examinations.

- (A) When a position requires a medical and/or psychological examination in relation to the essential functions of the position, it will be included in the vacancy notice. Such exams occur after the conditional offer of employment and before employment has started. The offer of employment is contingent upon passing the examination.
- (B) Applicants may be required to furnish medical information from a licensed practitioner who has sufficient medical knowledge as to the applicant's condition as it relates to the

essential functions of the position. Such information may not be required until after the conditional offer of employment. The university reserves the right to designate the examining licensed practitioner. The university shall pay for required examinations.

- (C) Medical and psychological reports shall be maintained as confidential records to the extent allowable pursuant to section 149.43 of the Revised Code and Chapter 1347 of the Revised Code.

~~3335-59-03 Examination grades. RESCIND~~

~~The office of human resources determines a passing grade for each examination. An applicant passes an examination when the applicant receives a passing grade on all parts of the examination.~~

~~3335-59-04 Pre-employment medical and psychological examinations. RESCIND~~

- (A) ~~Some civil service positions require a medical and/or psychological examination in relation to essential job functions. For such positions, the university may require a medical and/or psychological examination and will publish that requirement in the examination announcement or vacancy posting.~~
- (B) ~~A candidate may be required to pass a medical and/or psychological examination as a condition for employment. The examination shall occur after the conditional offer of employment but before the commencement of duties, and such offer of employment shall be contingent upon passing the examination.~~
- (C) ~~When required by the university, an applicant shall furnish medical information from a licensed practitioner who has sufficient medical knowledge as to the applicant's condition as it relates to the essential job requirements of the position. The university reserves the right to designate the examining licensed practitioner. The university shall pay for required examinations.~~
- (D) ~~Medical and psychological reports shall be maintained as confidential records to the extent allowable pursuant to section 149.43 of the Revised Code and Chapter 1347 of the Revised Code.~~

~~3335-59-05 Admitting applicants to examination. RESCIND~~

~~An examiner may admit applicants to an examination up to thirty minutes beyond the start time, provided no one has completed the examination and left the room.~~

~~3335-59-06 Reasonable accommodations for examinations.
RESCIND~~

~~Reasonable accommodations for applicants with disabilities may be set prior to the examination as determined by the university on a case-by-case basis. Applicants with disabilities who may require some accommodation in taking the examination are responsible for notifying the office of human resources prior to the date of examination.~~

~~3335-59-07 Inspection of examination results. RESCIND~~

- ~~(A) Within ten days of receiving the examination grade, applicants may review their examination results and may submit any written objection or protest concerning the grade to the office of human resources.~~
- ~~(B) If the objection or protest relates to the conduct of examiners, the securing of unlawful assistance by a competitor, or such other circumstances in connection with an examination as would call for an investigation on the part of the university, then the information submitted will be kept in confidence to the extent allowable by law.~~
- ~~(C) Examination grades will not be changed unless due to university clerical error or if, in the university's judgment, such action is merited following an investigation of an applicant's complaint.~~
- ~~(D) Applicants who review their examination results may not repeat an examination for the same classification within a six-month period following the inspection unless an alternate form of examination is given.~~
- ~~(E) Applicants may not inspect standardized examinations where such inspection would tend to reduce the validity of test results.~~

~~3335-59-08 Cancellation or postponement of examinations.
RESCIND~~

~~The university may cancel or postpone a scheduled examination at its discretion. Reasonable efforts will be made to notify applicants of such cancellation or postponement.~~

~~3335-59-09 Credit for military service. RESCIND~~

~~To apply for military service examination credit, prior to participation in an examination for original appointment an applicant shall supply documentation showing that the applicant is a resident of Ohio, was in active military service or reserves and obtained a discharge that was other than dishonorable. When an applicant passes an examination, a military service credit of twenty per cent of the overall passing grade is granted.~~

~~3335-59-10 Time off for examinations. RESCIND~~

~~University employees may be released from work without loss of pay to compete in a university civil service examination. The university may limit the granting of such time off to two occasions in any one calendar year.~~

~~3335-59-11 Repeating examinations. RESCIND~~

~~An applicant may not repeat an examination within six months from the date of the original examination unless an alternate form of examination is given. The office of human resources may waive this rule at its discretion.~~

~~3335-63-01 Period of eligibility; consolidation of lists. RESCIND~~

~~(A) The period of eligibility for appointment is a minimum of one year from the date the applicant was placed on an eligibility list, and a maximum of two years.~~

~~(B) The office of human resources may consolidate two or more eligibility lists of the same classification by ranking the applicants according to their grades.~~

~~3335-63-02 Placement on additional lists. RESCIND~~

~~(A) Applicants qualifying by examination for a given classification may, at the discretion of the office of human resources, also be placed on additional eligible lists based on the qualifications and standards of the additional classifications.~~

~~(B) Appointment from one eligible list removes the certified eligible applicant's name from all other eligible lists.~~

~~3335-63-03 Re-examinations; revocation of lists. RESCIND~~

~~(A) If, in the judgment of the office of human resources, there are errors or fraud in connection with any examination, the office of human resources may re-examine the applicants and amend the eligible list in accordance with results of such re-examination. If an eligible list is revoked after being posted, all certified eligible applicants on that list are notified.~~

~~(B) An appointment made from an eligible list shall be valid even if fraud or error is discovered after the appointment is made, provided the person appointed was not involved in such fraud or error.~~

~~3335-65-01 Requests to fill vacancies; time limit for selection. RESCIND~~

~~(A) Whenever civil service vacancies are filled other than by promotion, transfer, demotion, reinstatement, displacement or reduction in force, the college/department shall request names of certified eligible applicants from the office of human resources.~~

~~(B) The office of human resources shall cancel the position vacancy notice if a college/department fails to select a~~

~~certified eligible applicant within six months of the posting of the vacancy.~~

3335-65-01 Time limit for selection.

The office of human resources shall cancel the position vacancy notice if a college/department fails to select a qualified applicant within six months of the posting of the vacancy. The office of human resources may waive this provision at its discretion.

**3335-65-02 ~~Number of certified eligible applicants referred.~~
RESCIND**

(A) ~~Upon a request for applicants to fill a vacancy, the office of human resources shall refer from the appropriate eligible list ten applicants ranking highest on such list. If more than one vacancy exists, the number of applicants referred are:~~

- ~~(1) Fifteen names for two to four vacancies;~~
- ~~(2) Twenty names for five to eight vacancies;~~
- ~~(3) Twenty five names for nine to twelve vacancies;
and~~
- ~~(4) Thirty names for thirteen to sixteen vacancies.~~

(B) ~~In hiring from the list of certified eligible applicants, the "rule of ten" shall be followed: one appointment shall occur from the list of ten certified eligible applicants.~~

(C) ~~If one or more of the applicants named in the original eligible list withdraws from consideration or fails to reply to notice of referral, the office of human resources may include additional names from the eligible list.~~

(D) ~~Where fewer than ten names exist on an eligible list for any vacancy, the college/department may appoint from that list or defer until a complete eligible list exists. If the vacancy is not filled in this manner, the office of human resources may refer any qualified persons to the college/department for provisional appointment until a full eligible list exists.~~

3335-65-02 Reinstatement after resignation.

A classified civil service employee who resigns, having served the required probationary period may, with the consent of the office of human resources, be reinstated upon request of the college/department to the same or similar position in the college/department, at any time within one year from the date of resignation.

3335-65-03 ~~Limitation on referrals.~~ **RESCIND**

(A) ~~The office of human resources may refer a certified eligible applicant up to four times for a classification. After four referrals without appointment or if the certified eligible applicant declines appointment, the certified eligible~~

~~applicant shall be removed from the eligible list, unless the office of human resources, in its discretion, waives its limitation on referrals for that circumstance.~~

- ~~(B) Declining a part-time, seasonal, intermittent or temporary appointment does not affect the right of that certified eligible applicant to remain on the eligible list for appointment to a full-time appointment.~~

3335-65-03 Temporary employment.

- ~~(A) Temporary employment in a classified title is an appointment that serves at the discretion of the appointing authority and:~~

- ~~(1) Is for a limited duration;~~
- ~~(2) Is for a specific project;~~
- ~~(3) Augments regular staff due to increased work loads or staff shortages; or~~
- ~~(4) Replaces a regular employee during an absence due to illness, leave of absence or vacation.~~

- ~~(B) Neither accepting nor declining temporary employment shall affect the ability of an applicant to be considered for a regular appointment, nor shall acceptance confer the ability to be promoted, transferred, or reinstated. The period of temporary service shall not be credited as part of the probationary period when a subsequent appointment to a regular position is made in the same classification at the university.~~

- ~~(C) Temporary appointments shall have a maximum duration of 179 days except when a longer duration is made necessary by reason of sickness or disability of a regular employee, or any other circumstance approved by the office of human resources. Temporary employees replacing sick or disabled regular employees may continue in that position for the length of sickness or disability.~~

- ~~(D) Successive temporary appointments to the same position shall not occur.~~

3335-65-04 Reply by certified eligible applicant. RESCIND

- ~~(A) The office of human resources shall notify a certified eligible applicant when a referral of that certified eligible applicant is made to a college/department.~~

- ~~(B) All certified eligible applicants notified of a referral shall communicate with the office of human resources within three business days from notification.~~

- ~~(C) The office of human resources shall remove a certified eligible applicant from an eligible list for failure to respond in~~

~~a timely manner to the notice of referral. Certified eligible applicants so removed from the eligible list shall not be restored except upon written request presenting satisfactory reasons for failure to respond to the notice of referral.~~

3335-65-04 **Seasonal employment.**

- (A) Seasonal employment is a regular appointment where the service is for a specified period of time during a particular time of the year, and recurs in each successive calendar year. Persons appointed to seasonal positions who are temporarily separated from the service during the inactive season, shall return to the same position each ensuing year unless the employee is disqualified for any reason or not assigned to work for a period of one year due to lack of work or refusal of work by the employee.

- (B) Reduction in force, Chapter 3335-81 of the Administrative Code, does not apply when a seasonal employee completes the active work season and begins the inactive season.

- (C) Declining seasonal employment does not affect the ability of an applicant to be considered for other regular appointments.

- (D) Once an applicant accepts a seasonal appointment:
 - (1) The seasonal employee may apply as an internal candidate for positions within the university, provided the employee has completed the probationary period within that classification and is in active pay status.

 - (2) The seasonal employee may apply as an external candidate for positions within the university while the seasonal employee is inactive.

3335-65-05 **Declining appointment because of salary. RESCIND**

~~An applicant who declines an appointment because of the salary offered shall not thereafter be notified of positions at the same or lower salary except upon written request to the office of human resources.~~

3335-65-05 **Intermittent employment.**

- (A) Intermittent employment is an appointment where the employee works irregular hours or days on an as-needed basis. A classified intermittent employee serves at the discretion of the appointing authority.

- (B) Neither accepting nor declining intermittent employment affects the ability of an applicant to be considered for a regular appointment, nor shall acceptance confer the ability to be promoted, transferred, or reinstated.

3335-65-06 **Removal from an eligible list. RESCIND**

- (A) ~~When a certified eligible applicant indicates a lack of interest in the position or declines an offer of appointment, the office of human resources shall remove the certified eligible applicant's name from the eligible list, unless illness, military service, or conflict with schooling is the basis of the decision, then the applicant's name shall be restored to the eligible list when the applicant indicates availability for consideration.~~
- (B) ~~An applicant whose name was removed from an eligible list may be restored to the eligible list at the discretion of the office of human resources.~~

3335-65-06 Emergency Appointments.

In case of an emergency, an appointment process may bypass Chapters 3335-49 to 3335-89 of the Administrative Code. Emergency appointments shall not exceed a maximum of 179 days.

3335-65-07 Reinstatement after resignation. RESCIND

~~A classified civil service employee who resigns, having served the required probationary period may, with the consent of the office of human resources, be reinstated upon request of the college/department to the same or similar position in the college/department, at any time within one year from the date of resignation.~~

3335-65-07 Reassignment of position and/or work location.

- (A) The university may temporarily or permanently reassign an employee from the same or similar classification within the same jurisdiction of the university. Reassignment cannot result in an assignment to a lower pay range.
- (B) The university may temporarily or permanently reassign an employee's work location, task, or shift to another within the same or similar classification and jurisdiction of the university. No employee has any vested claim to performance of particular tasks within a particular job classification.
- (C) The university will provide reasonable notice of the reassignment prior to the effective date of the change, except where an emergency renders advance notice impractical.

3335-65-08 Temporary employment. RESCIND

- (A) ~~Temporary employment in a classified title is an appointment that serves at the discretion of the appointing authority and:~~
- ~~(1) Is for a limited duration;~~
 - ~~(2) Is for a specific project;~~
 - ~~(3) Augments regular staff due to increased work loads or staff shortages; or~~

- (4) ~~Replaces a regular employee during an absence due to illness, leave of absence or vacation.~~
- (B) ~~Neither accepting nor declining temporary employment shall affect the ability of an applicant to be considered for a regular appointment, nor shall acceptance confer the ability to be promoted, transferred, or reinstated. The period of temporary service shall not be credited as part of the probationary period when a subsequent appointment to a regular position is made in the same classification at the university.~~
- (C) ~~Temporary appointments shall have a maximum duration of 179 days except when a longer duration is made necessary by reason of sickness or disability of a regular employee, or any other circumstance approved by the office of human resources. Temporary employees replacing sick or disabled regular employees may continue in that position for the length of sickness or disability.~~
- (D) ~~Successive temporary appointments to the same position shall not occur.~~

3335-65-09 Seasonal employment. **RESCIND**

- (A) ~~Seasonal employment is a regular appointment where the service is for a specified period of time during a particular time of the year, and recurs in each successive calendar year. Persons appointed to seasonal positions who are temporarily separated from the service during the inactive season, shall return to the same position each ensuing year unless the employee is disqualified for any reason or not assigned to work for a period of one year due to lack of work or refusal of work by the employee.~~
- (B) ~~Reduction in force, Chapter 3335-81 of the Administrative Code, does not apply when a seasonal employee completes the active work season and begins the inactive season.~~
- (C) ~~Declining seasonal employment does not affect the ability of a certified eligible applicant to be considered for other regular appointments.~~
- (D) ~~Once a certified eligible applicant accepts a seasonal appointment:~~
- (1) ~~While the seasonal employee is in an active pay status, the seasonal employee may apply as an internal candidate for positions within the university, provided the employee has completed the probationary period within that classification.~~
 - (2) ~~While the seasonal employee is inactive, the seasonal employee may apply as an external candidate for positions within the university.~~

3335-65-10 Intermittent employment. **RESCIND**

- (A) ~~Intermittent employment is an appointment where the employee works irregular hours or days on an as-needed basis. A classified intermittent employee serves at the discretion of the appointing authority.~~
- (B) ~~Neither accepting nor declining intermittent employment affects the ability of a certified eligible applicant to be considered for a regular appointment, nor shall acceptance confer the ability to be promoted, transferred, or reinstated.~~

3335-65-11 Provisional appointments. **RESCIND**

- (A) ~~Upon receipt of a request to fill a vacant position for which no appropriate or complete eligible list is available, the office of human resources may refer applicants who are qualified to fill the position and appoint the selected applicant on a provisional basis.~~
- (B) ~~A provisional employee may achieve certified status by either of the following options, whichever happens first:
 - (1) ~~Successfully serving the probationary period stated in rule 3335-67-02 of the Administrative Code; or~~
 - (2) ~~Passing the examination for that classification.
 - (a) ~~If a provisional employee does not pass the examination, or does not take the examination for the classification when it is offered, then that employee shall be replaced by an employee from the eligible list.~~
 - (b) ~~At the discretion of the university, a provisional employee who is displaced by an employee appointed from an eligible list may re-enter the university classified service as a new employee.~~~~~~
- (C) ~~After achieving certified status pursuant to this rule, the employee is not subject to displacement by a person on the eligible list.~~

3335-65-12 ~~Exceptional~~ appointments; ~~suspension~~ of examination requirements. **RESCIND**

- (A) ~~If a civil service vacancy requires unique and exceptional qualifications of a scientific, managerial, professional or educational character, so that conducting a competitive examination for the position is impractical, then the office of human resources may suspend the provisions of Chapters 3335-49 to 3335-89 of the Administrative Code, and appoint an applicant who has the recognized qualifications for the position.~~

~~Employees appointed under this rule attain certified status after successfully serving the probation period stated in rule 3335-67-02 of the Administrative Code.~~

- ~~(B) In case of an emergency, an appointment process may bypass Chapters 3335-49 to 3335-89 of the Administrative Code. Emergency appointments shall not exceed a maximum of thirty days, and in no case shall successive appointments occur.~~

~~3335-71-01 Reassignment of position and/or work location.
RESCIND~~

- ~~(A) The university may temporarily or permanently reassign an employee from the same or similar classification within the same jurisdiction of the university.~~
- ~~(B) The university may temporarily or permanently reassign an employee's work location within the same jurisdiction of the university.~~
- ~~(C) The university will provide reasonable notice of the reassignment prior to the effective date of the change, except where an emergency renders advance notice impractical.~~

~~3335-71-02 Filling vacancy by promotion. RESCIND~~

- ~~(A) Whenever a vacancy occurs in a position having a classification above the lowest grade in a series, the appointing authority determines whether the position shall be filled using a promotional examination, an open-competitive examination, or performance related criteria without testing.~~
- ~~(B) If the vacancy is filled by promotional examination, the office of human resources determines which classes of employees who have achieved certified status are eligible to compete. Promotional examinations shall consist of a competitive examination and shall include ratings for seniority. When a promotional examination is held, the eligible list resulting from such examination shall be used to fill the vacancy.~~
- ~~(C) If the office of human resources determines that a promotional examination is impractical, an open-competitive examination may be used. If an open-competitive examination is held, the procedures defined in Chapters 3335-59 and 3335-63 of the Administrative Code apply.~~
- ~~(D) Whenever any names are on a promotional eligible list for a given classification, that list shall be used in preference to an open-competitive list covering the same classification. Promotional and open-competitive lists may be combined by placing the names from a promotional list ahead of those from an open-competitive list.~~
- ~~(E) Once the office of human resources creates a promotional eligible list and submits the names of the three employees having the highest ranking to the college/department, the~~

~~college/department shall make the promotional appointment within six months, or shall cancel the position vacancy notice.~~

- (F) ~~If the office of human resources determines that a promotional examination or an open-competitive examination are not necessary or practicable, an eligible employee may be promoted using performance-related criteria without testing. In such cases, the employment records should contain appropriate documents showing the employee is entitled to promotion by reasons of effective performance, conduct, and capacity in office, and possesses the requisite qualifications. The office of human resources shall, in each case, determine which persons are eligible for promotion by reason of direct previous work experience that would be preparation for the higher position.~~

~~3335-71-03 Preliminary requirements for promotion or transfer. RESCIND~~

- (A) ~~Employees eligible for promotion or transfer shall have all qualifications prescribed in the specifications for the position sought, unless persons fully meeting the qualifications are not available or an employee possesses other special qualifications that would make that employee a strong candidate for promotional consideration.~~
- (B) ~~Prior to an employee being eligible to apply for a promotion or transfer, an employee shall achieve certified status in the employee's current classification.~~
- (C) ~~A promotion is available only to employees for whom at least the two most recent performance reviews have met the expectations required of their current position.~~

~~3335-71-04 Seniority credit for promotion. RESCIND~~

- (A) ~~The final score of an employee in a promotional examination shall include adding percentage points to the passing score obtained on the examination for years of public service with the state of Ohio or political subdivisions thereof, as follows:~~
- ~~(1) One percentage point for the first four full years of service; and~~
 - ~~(2) Six-tenths of one percentage point for each full year of the next ten years of service.~~
- (B) ~~An employee must achieve a passing grade on the examination prior to the addition of percentage points for service. Points for service shall not exceed ten per cent of the highest score attainable for any examination.~~
- (C) ~~The office of human resources determines the type of service considered for seniority purposes for each promotional examination and shall announce that determination in the examination bulletin.~~

For the purposes of Chapters 3335-49 to 3335-89 of the Administrative Code, the following terms are defined as follows:

- (A) "Abolishment" - the elimination of a position due to lack of funds, lack of work, reasons of economy, or a reorganization for efficiency.
- (B) "Appointing authority" - the board of trustees for the university has delegated its authority regarding civil service employment matters to the ~~associate~~ vice president for human resources.
- (C) "Appointment" - the administrative process of placing a university employee on the payroll.
- (D) "Base rate of pay" - the actual salary or wage an employee receives for services rendered within the pay range of the classification.
- (E) "Broadbanding" - one of the university's classification and compensation systems characterized by broader classifications, pay ranges, simplified classification administration, and market based compensation administration.
- (F) "Certified status" - a classified civil service status obtained for a specific classification ~~by appointment from an eligible list and satisfaction upon satisfactory completion~~ of the applicable probationary period or, when there is no probationary period, upon completion of 180 days in the specific classification with satisfactory performance. ~~in the case of a provisional employee, the passing of the examination for that classification or satisfactory completion of the probationary period for that classification.~~
- (G) "Classification" - common name for a group of positions sufficiently related with respect to duties, responsibilities, authority and qualifications so that the same descriptive classification title and same pay range may be used for each.
- (H) "Classification plan" - a system of classifications or series of jobs, with a specification and pay range assignment for each classification.
- (I) "Classified civil service" - all positions with a title under the Ohio state university's classified civil service title group, found on the office of human resources web site. Any position not included in this group is not classified civil service.
- (J) "Day" - unless otherwise specified, "day" means one calendar day.

- ~~(J)~~(K) "Demotion" - placement of an employee in a classification that has a lower pay range than that previously held.
- ~~(K)~~(L) "Displace" or "displacement" - the exercise of the procedures outlined in Chapter 3335-81 of the Administrative Code that results in the substitution of one employee by another employee with higher retention points.
- ~~(L)~~ "Certified eligible applicant" - ~~an applicant for appointment to a classification who has met the documented requirements for the position and who has passed the appropriate civil service examination.~~
- (M) "Eligible list" - ~~the names of certified eligible applicants, arranged in descending order by examination grade and, in the case of the same examination grade, by date of application.~~
- ~~(N)~~(M) "Emergency appointment" - an appointment to a position to meet an emergency situation, ~~not subject to civil service law, an exception from civil service rules, and limited to a maximum of thirty days not to exceed a maximum of 179 days.~~
- ~~(O)~~(N) "For cause" - a type of termination from employment for one or more of the following reasons: incompetency, inefficiency, dishonesty, drunkenness, immoral conduct, insubordination, discourteous treatment of the public, neglect of duty, violation of this chapter or the rules of the director of administrative services or the commission, any other failure of good behavior, any other acts of misfeasance, malfeasance, or nonfeasance in office, or conviction of a felony crime.
- ~~(P)~~(O) "Full-time employment" - employment where the work schedule is normally forty hours per week.
- ~~(Q)~~(P) "Intermittent employment" - an appointment which serves at the discretion of the appointing authority and where the employee works irregular hours or days on an as-needed basis.
- ~~(R)~~(Q) "Jurisdiction" - the limited location in which procedures for layoff, displacement, recall, reinstatement and re-employment may be exercised; the main campus, the health system and the James cancer hospital and solove research institute, each regional campus, and the agricultural technical institute/Ohio agricultural research and development center are each separate and distinct jurisdictions, except when outlying locations are within 50 miles of each other or a campus, in which case those locations comprise one jurisdiction.
- ~~(S)~~(R) "Leave of absence" - temporary separation from active pay status with the employee generally retaining employment status and seniority.

- ~~(F)~~(S) "Licensed practitioner" - a physician, psychiatrist, or psychologist who is licensed to perform medical or psychological examinations.
- (U) ~~"Open competitive examination" - an examination open to anyone, whether already employed in the university classified civil service or not, who meets qualifications established for a given classification or position.~~
- ~~(A)~~(T) "Original appointment" - an appointment made from an eligible list individual's first classified civil service appointment with the university.
- ~~(W)~~(U) "Parenthetical sub-title" - a group of positions logically falling within a single classification, but distinguished from other positions within that classification by the performance of specific functions or duties requiring specialized skill, knowledge or training.
- ~~(X)~~(V) "Part-time employment" - employment where the work schedule is normally less than forty hours per week.
- ~~(Y)~~(W) "Pay range" - a division of a pay plan to which classifications are assigned.
- ~~(Z)~~(X) "Position" - a specific job requiring the performance of certain duties and responsibilities by an employee.
- ~~(AA)~~(Y) "Probationary period" - a period of time at the beginning of an original appointment, a promotion, or a lateral change from one classification to another that constitutes a trial or testing period for the employee, during which the employee may be terminated or returned to the former classification.
- ~~(BB)~~(Z) "Promotion" - placement of an employee in a vacant position in a classification that has a higher pay range than that previously held.
- ~~(CC)~~ "Promotional examination" - ~~an examination open only to persons already employed in the university service for the purpose of determining eligibility for promotion.~~
- ~~(DD)~~ "Provisional appointment" - ~~an appointment made in the absence of an appropriate or complete eligible list.~~
- ~~(EE)~~(AA) "Reassignment" - an involuntary temporary or permanent move of employment within the same or similar classification and/or work location within the same jurisdiction of the university.
- ~~(FF)~~(BB) "Reclassification" - the act of changing the classification of an existing occupied position.
- ~~(GG)~~(CC) "Reduction in force" - a decrease in the number of positions at the university's initiative due to a lack of funds,

lack of work, reasons of economy, or reorganization for efficiency.

- ~~(HH)~~(DD) "Regular employment" - employment which customarily requires the services of an employee on a regularly scheduled and continuing basis.
- ~~(HH)~~(EE) "Reinstatement" - the act of returning a former employee to the same or similar position within the university classified civil service, following a period of not more than one year of separation.
- ~~(JJ)~~(FF) "Seasonal employment" - regular employment where the service reoccurs for a specified period of time during a particular time of the year.
- ~~(KK)~~(GG) "Specification" - a composite of the duties and requirements of a classification.
- ~~(LL)~~(HH) "Suspension" - the interruption of an individual's employment and compensation for a fixed period of time for reasons of discipline.
- ~~(MM)~~(II) "Temporary employment" - an appointment that serves at the discretion of the appointing authority and:
- (1) Is for a limited duration;
 - (2) Is for a specific project;
 - (3) Augments regular staff due to increased work loads or staff shortages; or
 - (4) Replaces a regular employee during an absence due to illness, leave of absence or vacation.
- ~~(NN)~~(JJ) "Termination" - the involuntary ending of an employee's employment with the university.
- ~~(OO)~~(KK) "Transfer" - a voluntary move of employment as a result of an application for a different position.
- ~~(PP)~~(LL) "Working suspension" - a suspension where the individual's employment and compensation are not interrupted, but for the purposes of progressive corrective action, is equal in weight to a regular suspension.



April 2009 Report
Fiscal Year 2009 compared to Goal

Gifts, Grants and Commitments	FY09 through April	FY2009 Goals	% of Goal
Outright Gifts	\$ 109,736,731	\$ 170,299,000	64%
Private Grants (through OSURF)	\$ 73,375,290	\$ 68,251,000	108%
Subtotal	\$ 183,112,021	\$ 238,550,000	77%
Pledges	\$ 45,206,551	\$ 67,231,000	67%
Planned Gifts	\$ 31,784,800	\$ 45,065,000	71%
Total	\$ 260,103,372	\$ 350,846,000	74%

FY09 Fundraising Progress



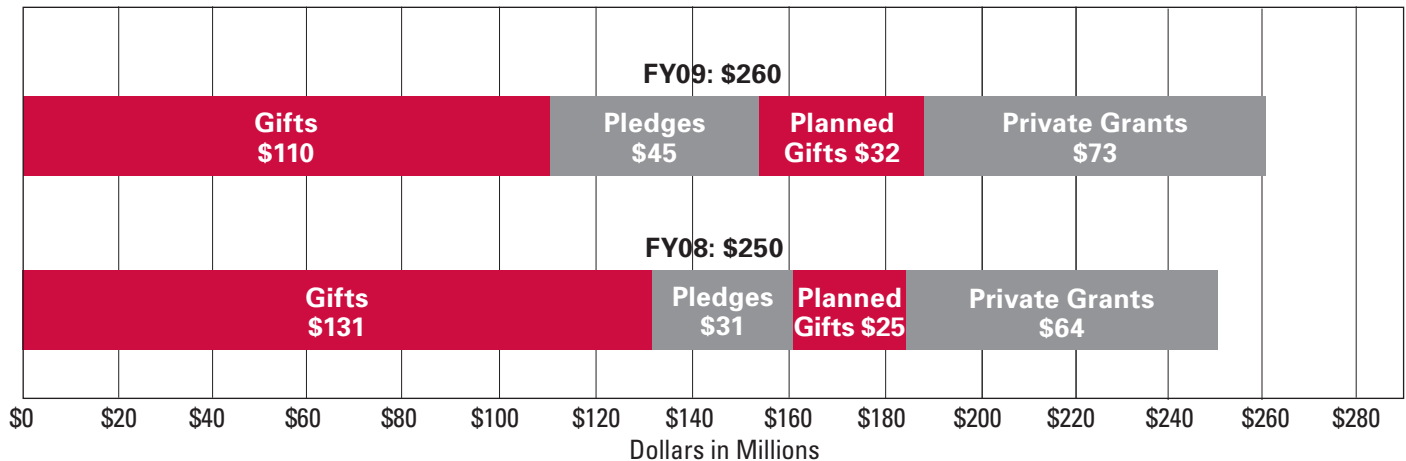
Elapsed Time in Fiscal Year



April 2009 Report
Fiscal Year 2009 through April compared to Fiscal Year 2008 through April

Gifts, Grants and Commitments	FY09 through April	FY08 through April	% change
Outright Gifts	\$ 109,736,731	\$ 131,079,819	-16%
Private Grants (through OSURF)	\$ 73,375,290	\$ 63,502,524	16%
Subtotal	\$ 183,112,021	\$ 194,582,343	-6%
Pledges	\$ 45,206,551	\$ 30,781,311	47%
Planned Gifts	\$ 31,784,800	\$ 24,947,808	27%
Total	\$ 260,103,372	\$ 250,311,462	4%

FY09 through April compared to FY08 through April



**THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES
DEVELOPMENT AND INVESTMENTS COMMITTEE**

June 4, 2009

**AMENDMENTS TO THE LONG-TERM INVESTMENT POOL POLICY
SUMMARY OF CHANGES JUNE 2009**

CHANGES APPROVED APRIL 3, 2009:

Investment Related

Asset Class	Range	Benchmark
Market Exposure	10-50%	50% (Russell 3000) + 50% (EAFE)
Risk Reducers	25-50%	90 Day T-Bills + 4.0%
Return Enhancers	10-25%	120% (80% Russell 3000 + 20% EM Index)
Inflation Hedges	10-25%	75% (CPI+4.0%) + 25% (NACREIF Real Estate Index)

Futures, options, forward contracts, and swap agreements may be utilized in a manner that is consistent with the policies and objectives contained within the Interim Long-Term Pool Investment Policy. Such instruments should be used to hedge risk in the portfolio or to implement investment strategies more efficiently and at a lower cost than would be possible in the cash market. Such instruments should not be used for purely speculative purposes.

Distribution Related

1. Combine the two pools into one, resulting in one consistent payout rate for all funds.
2. Eliminate the collar and replace it with a temporary one-year floor limiting the total distribution decline to 3% for Fiscal Year 2010.
3. Move to a 4.25% payout rate.
4. Move to a seven-year moving average.
5. Re-evaluate in 12 months.

ADDITIONAL CHANGES:

Proxy voting authority may be delegated from the Chief Investment Officer to investment managers to maximize fund value, reserving the right to direct the voting on specific issues as needed.

A new Conflicts of Interest section is added as Section XIII.



I. PURPOSE

The purpose of this Long-Term Investment Pool Policy (hereinafter referred to as the “Policy”) is to establish the overall management, investment strategies and discipline of The Ohio State University (hereinafter referred to as “The University”) for the Long-Term Investment Pool (hereinafter referred to as the “Fund”). This policy is intended to permit sufficient flexibility to capture investment opportunities, yet provide parameters that ensure prudence and care in the execution of the investment program.

This policy is issued for the guidance of fiduciaries, including the Board of Trustees, Investment Committee members, staff, investment managers, investment consultants and custodians for oversight of the Fund. It also states the standards and disciplines adopted so that the Board of Trustees and its Investment Committee can effectively evaluate the performance and operations of the Fund.

II. GOALS

The Fund was established to provide financial support for the long-term use and benefit of the University in support of its mission. The goal is to manage Fund assets with prudence and discipline to achieve that purpose. The Fund will be invested using a total return objective to meet its goals. Funds will be invested in a manner that over the long-term will preserve and maintain the real purchasing power of the principal while allowing for an annual distribution.

III COMPONENTS OF THE LONG-TERM INVESTMENT POOL

For the purposes of this policy the Long-Term Investment Pool shall include endowments, quasi-endowments, term endowments and those held for the benefit of others invested in the Fund.

Endowment Funds are funds received from donors or other sources with the restriction that the original principal is not expendable.

Quasi-Endowments are funds in which the principal can be spent at the discretion of the university’s Board of Trustees and can include monies whose sources are in accordance with Ohio Revised Code Section 3345.05. Quasi-endowments may include operating funds available for long-term investment and added to the Fund, subject to the 25% reserve requirement delineated in the Operating and Agency Funds Investment Policy.

Term Endowment Funds are funds for which there is a stipulation that the principal may be expended after a stated period or upon the occurrence of a certain event.



IV. FIDUCIARY STANDARDS

The Board of Trustees, Investment Committee members, staff, investment managers, consultants and custodians are fiduciaries. Accordingly, these individuals are required to:

- Act solely in the interest of the University, for the purpose of providing income and maintaining the real purchasing power of the principal.
- Act with the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of a like character and with like aims.
- Diversify the investments of the Fund in order to minimize overall risk, and to provide investment returns to achieve the Fund's stated goals.

V. DUTIES AND RESPONSIBILITIES

- A. Board of Trustees.** The University Board of Trustees has overall responsibility for Fund policy and approval of Investment Committee members. The Board of Trustees vote on items brought forth by the Investment Committee.
- B. Investment Committee of the Board of Trustees.** The Investment Committee has strategic oversight responsibility for the investment program and operations of the Fund. The Committee shall work with the Senior Vice President for Business and Finance and the Chief Investment Officer to ensure the Fund is well managed, in accordance with this policy. The Investment Committee shall meet at least quarterly.
- C. Senior Vice President for Business and Finance.** The Senior Vice President for Business and Finance has oversight responsibility for the Fund's investment operations and reporting. The Senior Vice President for Business and Finance shall review operations and reporting within the Office of Investments to ensure compliance with established policies and procedures.
- D. Chief Investment Officer.** The Chief Investment Officer is responsible for managing the Fund's investment operations. The Chief Investment Officer shall review and recommend policies and procedures that are consistent with the investment objectives of the Fund. The Chief Investment Officer shall report to the Senior Vice President for Business and Finance and the Investment Committee, at least quarterly.
- E. Investment Managers.** The University utilizes external investment managers approved by the Chief Investment Officer and Senior Vice President for Business and Finance to provide portfolio management services. The investment managers may be given discretion, consistent with specified objectives and guidelines, to manage Fund assets. Investment managers operate under a formal contract with the University that delineates



responsibilities, risk parameters and performance expectations, administration requirements and compensation. The contract may be terminated by the Chief Investment Officer and/or the Senior Vice President for Business and Finance.

F. Consultants. The University may utilize the services of one or more investment consultants to assist the Chief Investment Officer in the areas of: policy development, asset allocation, investment structure analysis, investment manager selection, performance review and other specialized investment topics. Consultants operate under a formal contract with the University that delineates responsibilities, risk parameters and performance expectations, administration requirements and compensation. The contract may be terminated by the Chief Investment Officer and/or the Senior Vice President for Business and Finance.

G. Custodians. The University retains one or more custodian banks or trust institutions to custody and report on the assets of the Fund.

VI. DISTRIBUTION POLICY

Distributions will be made at the beginning of each fiscal year according to a formula approved by the Trustees as follows:

1. The distribution amount is calculated on a seven-year moving average of the market value of the portfolio.
2. The distribution rate is 4.25%.
3. For fiscal year 2010 there will be a temporary one-year floor limiting the total distribution decline to 3%.

In order to maintain an orderly distribution of income under the distribution policy, an income reserve shall be maintained to accrue amounts to be distributed to the endowment funds.

Distributions are made to a fund's income account which is part of the University's Operating Fund. Distributions may be reinvested into principal; however, any reinvested distribution cannot be redistributed or withdrawn at another time.

VII. ASSET ALLOCATION AND GUIDELINES

A. Time Horizon. The Fund's investment horizon is perpetual; therefore interim performance fluctuations should be viewed with this perspective. Similarly, the underlying capital market assumptions of the University's asset allocation plan are based on this long-term perspective.



- B. Risk Tolerance.** The Board of Trustees, the Investment Committee, and staff recognize the challenge of achieving the Fund’s investment objectives in light of the uncertainties and complexities of investment markets. They also recognize that prudent levels of investment risk are necessary to achieve long-term investment objectives.
- C. Asset Allocation and Rebalancing.** Asset allocation is thought to be the largest contributor to overall Fund return performance and risk characteristics. The Investment Committee and the Board of Trustees will periodically evaluate asset class strategies and opportunities, and establish a long term asset allocation plan. After a thorough study of the available asset class opportunities, return objectives and risk tolerance, the Board of Trustees and Investment Committee approved the following asset classes and allocations:

Asset Class	Range	Benchmark
Market Exposure	10-50%	50% (Russell 3000) + 50% (EAFE)
Risk Reducers	25-50%	90 Day T-Bills + 4%
Return Enhancers	10-25%	120% (80% Russell 3000 + 20% EM Index)
Inflation Hedges	10-25%	75% (CPI+4%) +25% (NACREIF Real Estate Index)

Futures, options, forward contracts, and swap agreements may be utilized in a manner that is consistent with the policies and objectives contained within the Long-Term Pool Investment Policy. Such instruments should be used to hedge risk in the portfolio or to implement investment strategies more efficiently and at a lower cost than would be possible in the cash market. Such instruments should not be used for purely speculative purposes.

- D. Investment Manager Guidelines.** The investment guidelines incorporated into each manager’s contract documents the performance expectations and risk parameters of the manager’s investment approach. The guidelines also specify the typical portfolio characteristics of the portfolio. These characteristics are used to monitor a manager’s investment style adherence to insure that the manager is continuously fulfilling its investment role in the Fund.

VIII. INVESTMENT MONITORING PROCESS

The Fund’s investment managers and consultants will be monitored for consistency of investment philosophy, return relative to objectives, and investment risk. The Office of Investments will monitor the overall fund results and investment portfolios, but results will be evaluated on a long term basis. The following manager issues will be considered by the Chief Investment Officer: (1) failure to comply with the applicable investment style, guidelines, performance objectives, and fees, (2) a material change in ownership or personnel, or (3) a violation or potential violation of the terms of the investment manager agreement or other applicable laws and regulations.



IX ACCOUNT VALUATION

All funds are invested in the pool and are unitized. At the end of each month investments are evaluated and a unit value calculated based on the number of shares assigned to each fund. The unit value calculation also takes into account earnings, investment expenses and fees. New funds and additions/withdrawals from established funds are processed at the end of each month. Additions will purchase shares only with cash. Non-marketable gifts will be liquidated first, with cash proceeds then used to purchase shares. Withdrawals may be made only from invadible funds upon the written request of the Dean or Vice President.

X. EXERCISE OF SHAREHOLDER RIGHTS

The University recognizes that publicly traded securities and other assets of the Fund may include certain ancillary rights, such as the right to vote on shareholder resolutions at companies' shareholders' meetings, and the right to assert claims in securities class action lawsuits or other litigation. The University requires of itself and its external managers the prudent management of these assets of the Fund for the exclusive purpose of enhancing the value of the Fund. The Chief Investment Officer has the authority to delegate proxy voting to external managers to maximize fund value, reserving the right to direct the voting on specific issues as needed.

XI. REVIEW AND MODIFICATION OF INVESTMENT POLICY STATEMENT

All policies of the Fund are in effect until modified by the Board of Trustees. While material changes are expected infrequently, the Chief Investment Officer will review the Investment Policy at least annually for continued appropriateness and recommend any changes to the Senior Vice President for Business and Finance, the Investment Committee, and the Board of Trustees.

XII. EXCEPTIONS

Modifications and exceptions to this Policy shall be authorized by resolution of the Board of Trustees or as provided herein. The terms and conditions of this Policy as to the endowment fund may be waived to accept and administer donated funds or property with donor restrictions and approved by the Board of Trustees.

In order to meet its fiduciary responsibility to its academic programs and its donors, The Ohio State University seeks to maximize its investment returns within appropriate levels of risk under guidelines established by the Board of Trustees as granted by the Ohio Revised Code. As a public institution, OSU also recognizes a duty to support larger societal objectives as well.



Divestment for non-economic reasons should be recommended through the governance process, i.e. student government, University Senate or an appropriate committee. The recommendation would go to the Senior Vice President for Business and Finance. The Senior Vice President for Business and Finance should ask the Chief Investment Officer to review the potential impact on the investment portfolio of any divestment. If the cumulative impact to the Fund of divestment for non-economic reasons is less than \$5,000,000 over a two year period, the Senior Vice President for Business and Finance may then bring the recommendation forward to the President's Executive Committee for final approval. If the cumulative impact to the Fund is greater than \$5,000,000, the Senior Vice President for Business and Finance may then bring the recommendation forward to the President's Executive Committee for approval, but if approved, a policy change must be brought forward for a vote by the Investment Committee of the Board of Trustees. As of the date of this policy, the University has mandated the divestment of all investments in the nation of Sudan.

XIII. CONFLICTS OF INTEREST

It is critical that there be no conflicts of interest or perceptions of conflicts of interest when making investment decisions related to the management of the Fund. Therefore, if a member of the Board of Trustees, Investment Committee, or the OSU Foundation Board is connected to an investment firm, the Office of Investments will not invest in any funds managed by that firm. In addition, no member of the Office of Investments will invest his/her personal monies with managers with whom the Fund is invested.

**THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES
FISCAL AFFAIRS COMMITTEE**

June 4, 2009

TOPIC:

FY 2010 Budget – Tuition and User Fees

CONTEXT:

This is a follow-up to the discussion at the April Board meeting. By establishing tuition and fees for FY 2010 now, our students and other stakeholders will have ample time to plan ahead.

SUMMARY:

- All resident undergraduate instructional and general fees will remain frozen for FY 2010, as provided for in the state budget bill.
- Approval of non-resident and graduate instructional fees increase of 2.5%.
- Approval of room and board fee increase of 5%.
- Approval of increases in selected existing program fees and selected new fees.
- Approval of University Health System charges increase of 2.18%.
- Approval of an interim budget for FY 2010.

The remaining actions necessary to implement the FY 2010 Current Funds Budget will be presented at the July meeting.

CONSIDERATIONS:

- What will be presented at the July meeting?
- What are the risks of operating on an interim budget for two weeks?
- How are we addressing continued uncertainty regarding the state budget?
- Are the Health System budget assumptions and proposed fee increases consistent with the integrated financial plan?

REQUESTED OF FISCAL AFFAIRS COMMITTEE:

Approval of the attached resolutions regarding FY 2010 Tuition and User Fees/Charges; and for an interim budget for FY2010.

Discussion and advice regarding remaining current funds budget issues.

**The Ohio State University
Board of Trustees
Fiscal Affairs Committee
June 4, 2009**

Approval of FY 2010 Tuition and User Fees

- I. Action Requested at This Meeting
- II. Instructional and General Fees
- III. Designated User Fees
- IV. Health System Charges
- V. Differential and Supplemental Instructional Fees
- VI. What Happens Next
- VII. Summary and Conclusions

I. Actions Requested at this Meeting

- A. Approval of resident undergraduate tuition and general fees
- B. Approval of all other student tuition and user fees
- C. Approval of University Health System charges increase of 2.18%
- D. Approval of an interim budget for FY 2010.

II. Instructional and General Fees

A. Instructional and general fees for resident undergraduate students

1. The instructional and general fees will remain frozen for FY 2010 as proposed in the FY 2010-2011 Biennial Budget for the State of Ohio as passed by the House.
2. This will be the first time in more than 50 years (1955) that resident undergraduate tuition has stayed at 0% growth for more than 2 years.
3. OSU fees are still \$433 below the state average for selective admission universities:

University	Estimated Fall 2009 Full-time Resident Undergraduate Tuition & Fees (<i>New Students</i>)	Difference with OSU Tuition (per student)
Miami	\$9,900	\$1,194
Cincinnati	\$9,399	\$693
Average	\$9,139	\$433
Bowling Green	\$9,060	\$354
Ohio University	\$8,907	\$201
Ohio State*	\$8,706	
Kent State	\$8,430	-\$276

\$433 X 36,600 FTE = \$15.9 million

Source: Based on rates listed in Ohio Board of Regents, Fall Survey of Student Charges For Academic Year 2008 - 2009. With the exception of Ohio State, assumes \$0 increase in tuition and fees in FY 2010 per FY 2010/2011 Budget Bill.

**OSU figure includes the COTA Fee, Mandatory Recreation Fee, and Student Union Facility Fee (rates which are above the state tuition freeze).*

4. OSU will have the lowest increase in undergraduate tuition when compared to our benchmark institutions and when compared to the other Big Ten institutions, where increases are averaging more than 8%. See the following tables:

**OSU and Benchmark Schools
Undergraduate Resident Tuition and Fee
Rates
Entering Full-time Resident Students in Autumn
Quarter**

Universities	AY 2009 (1)	AY 2010 (2)	% Change	Status	Board Approval Date
Penn State	\$13,706	\$14,426	5.3%	Estimate; possibly 1% lower	July
Illinois	\$12,102	\$12,788	5.7%	Estimate	July
Michigan (3)	\$11,037	TBD	TBD	TBD	June
Minnesota	\$10,273	\$11,043	7.5%	Estimate	June
Texas-Austin (4)	\$8,532	\$8,950	4.9%	Estimate	Awaiting legislative decision
Ohio State (5)	\$8,679	\$8,706	0.3%	Estimate	June
Wisconsin	\$7,569	\$8,317	9.9%	Estimate	June
UCLA (6)	\$7,554	\$8,228	8.9%	Firm Estimate	May
Washington	\$6,802	\$7,677	12.9%	Estimate	June
Arizona (7)	\$5,542	\$6,856	23.7%	Firm Estimate	April
BMK AVERAGE (8)	\$9,235	\$9,786	6.0%		

Figures as of 5/26/2009

Estimates are subject to change until final approval.

TBD = To Be Determined

(1) AY 2008-2009 data are from AAUDE Data Exchange except for Michigan which was provided by the institutional campus representative.

(2) AY 2009-2010 data are from institutional campus representatives/websites/newspaper articles.

(3) An estimate is unavailable at this time. The University of Michigan is hoping to set tuition/fees in June. However, Michigan's budget cycle begins in October, later than many states.

(4) The percent increase figure shown was approved by the Board of Regents. However, there are a dozen tuition-related bills currently moving through the Texas state house that affect higher education, including tuition setting authority. These tuition bills are up for a vote by the Texas Legislature at the end of May.

(5) The Governor's and House versions of Ohio Substitute Budget bill have proposed a tuition freeze for FY10. If this scenario holds, fees for Ohio State are expected to increase just slightly from last year, due to a new facility fee, which would be considered outside the tuition freeze. However, this figure could change with the Senate version of the bill, which is still being determined.

(6) Education and registration fees have been approved by the Board of Regents. Other miscellaneous fees are expected to remain unchanged at this point. However, one referendum fee recently approved by students still needs the approval from the Board.

(7) Although this figure has received Board approval, there is a remote possibility that an additional surcharge may be proposed.

(8) Average excludes Ohio State.

**Big Ten Universities
Undergraduate Resident Tuition and Fee Rates
Entering Full-time Resident Students in Autumn Quarter**

Universities	AY 2009 (1)	AY 2010 (2)	% Change	Status	Board Approval Date
Penn State	\$13,706	\$14,426	5.3%	Estimate, possibly 1% lower	July
Illinois	\$12,102	\$12,788	5.7%	Estimate	July
Michigan (3)	\$11,037	TBD	TBD	TBD	June
Minnesota	\$10,273	\$11,043	7.5%	Estimate	June
Michigan State (4)	\$10,214	\$10,674	4.5%	Estimate	July
Ohio State (5)	\$8,679	\$8,706	0.3%	Estimate	June
Indiana (3)	\$8,231	TBD	TBD	TBD	July
Purdue (3)	\$7,750	TBD	TBD	TBD	July
Wisconsin	\$7,569	\$8,317	9.9%	Estimate	June
Iowa	\$6,506	\$6,824	4.9%	Final	December
BIG TEN AVERAGE (6)	\$9,710	\$10,679	10.0%		

Figures as of 5/26/2009

Estimates are subject to change until final approval.

TBD = To Be Determined

(1) AY 2008-2009 data are from AAUDE Data Exchange except for Michigan and Michigan State which was provided by the institutional campus representative.

(2) AY 2009-2010 data are from institutional campus representatives/websites/newspaper articles.

(3) Estimates are unavailable at this time. The University of Michigan is hoping to set tuition/fees in mid-June. However, Michigan's budget cycle begins in October, later than many states. Indiana and Purdue can't set fees until an appropriation has been set by the Indiana Legislature, which is expected sometime from mid- to late June.

(4) Michigan State 2009-10 planning anticipates tuition increases in the range of the Higher Education Price Index, between 4 and 5 percent. However, Michigan's budget cycle begins in October, later than many states.

(5) The Governor's and House versions of Ohio Substitute Budget bill have proposed a tuition freeze for FY10. If this scenario holds, fees for Ohio State are expected to increase just slightly from last year, due to a new facility fee, which would be considered outside the tuition freeze. However, this figure could change with the Senate version of the bill, which is still being determined.

B. Fees for Other Students Effective Fall Quarter 09

1. Resident graduate instructional fees for the Columbus Campus are recommended to increase 2.5% for a full-time student. Annual Columbus Campus graduate resident fees will be \$10,708. With the opening of the Ohio Union in Spring Quarter 2010, a new fee of \$25 will be assessed, resulting in an overall increase of 2.6%.
2. Non-resident graduate and undergraduate fees for the Columbus Campus are recommended to increase 2.5% for a full-time student. Columbus Campus non-resident students will pay, in addition to resident fees:
 - Undergraduates: \$13,572
 - Graduate students: \$15,240

III. Designated User Fees

A. Existing Fees

Fees and Charges

(All figures are for an academic year of three quarters)

Mandatory for All Students	Current Amount	Dollar Increase	Percent Increase
Recreation Fee ¹	\$246	\$0	0.0%
Health Insurance ²	\$1,545	\$0	0.0%
COTA Bus Pass	\$27	\$0	0.0%
Non-Mandatory			
Room & Board ³	\$8,037	\$372	4.6%
Parking ⁴	\$79.20	\$1.80	2.3%
Football Tickets ⁵	\$124.00	\$0	0.0%
Basketball Tickets ⁶	\$130.00	\$0	0.0%

B. Pending Student Union Fee

1. When the Union replacement project was finally approved in 2004, it was agreed the only way it could proceed was if the construction would be funded by a mandatory, dedicated fee. This was agreed to at the time by all the stakeholders, including the administration, Board of Trustees and all three respective student governments.
2. This fee is to be used for the new student union facility only. It will be implemented Spring Quarter, as the facility is scheduled to open in March 2010. The Student Union Facility Fee will be a mandatory fee prorated by credit hour enrollment, and will be phased in gradually.
3. Proposed fee for FY 2010 (starting Spring Quarter):

Undergraduate students: \$27 per quarter for full-time, \$2.25 per credit hour for part-time

Graduate students: \$25 per quarter for full-time, \$2.50 per credit hour for part-time

¹ This is a flat fee for four credit hours and above.

² Based on "Single Student Comprehensive Rate".

³ Weighted average room rates and base board plan. Individual rates may vary.

⁴ Rate is for West Campus.

⁵ Student football per ticket price remains unchanged (\$31/game), but the package is 5 games in FY 2010 vs. 4 games in FY 2009. Total cost for FY 2010 is \$155.

⁶ Student basketball package is 10 games.

4. The budgeted amount of the fee through FY 2014 is as follows:

- Fee set at \$25/quarter in Spring and Summer 2010, with the fee rising to \$50 in Autumn 2010.
- Each year thereafter, for the next four years, the fee would increase by \$3. Therefore the fee will be \$53 in Autumn 2011, \$56 in Autumn 2012, \$59 in Autumn 2013, and \$62 in Autumn 2014.
- The fee would be fully phased in at that point, with increases needed only to keep up with renewal and replacement funding (probably about \$1/year).

5. These numbers assume that the Student Union Facility receives \$8M in Exclusive Beverage Contract funds in FY 2010, \$1M in FY 2011, and \$1M in FY 2012, and assumes that all of these dollars remain in an interest earning account throughout the phase-in period.

C. Proposed New Fees

- At the July Board of Trustees meeting, we intend to submit for approval a new fee for Student Legal Services. This will not be a mandatory fee. We are continuing to develop the proposal for implementation during FY 2010.
- A recommendation regarding the increased Student Activity Fee proposed by the Student Governments will also be presented at the July meeting.

IV. Health System Charges

A. The FY 10 weighted price increase for the Health Systems is 2.18%.

B. The Health System budget will be presented in its entirety at the July Board Meeting.

V. Differential and Supplemental Instructional Fees

Differential instructional fee increases for other students will range from 2.5% to 9.2%, effective Fall Quarter 2009

Fisher College of Business is offering a new program for FY 2010, the Specialized Masters in Business (SMB). The proposed instructional fee for this program is \$7,324 per quarter.

College	FY 2009	Proposed FY 2010 Increases ⁷			
	Instructional Fees/Qtr	Instructional Fees/Qtr		Non-Resident ⁸ Surcharge/Qtr	
		% Chg	\$ Chg	% Chg	\$ Chg
Business					
EMBA	13,356	9.2	1,228	N/A	N/A
MAcc	7,894	5.0	395	2.5	124
MBA	7,255	5.0	363	2.5	124
WP-MBA	7,042	4.0	282	2.5	124
MBLE	7,255	5.0	363	2.5	124
MBOE	9,343	0.0	0	N/A	N/A
MLHR	3,374	4.0	135	2.5	124
Dentistry	8,634	5.0	432	2.5	254
Law (semester)	10,112	7.5	758	0.0	0
Medicine	9,289	2.5	232	2.5	126
Occupational Therapy	3,474	6.5	226	2.5	124
Physical Therapy	3,692	2.5	92	2.5	124
Pharmacy	5,027	5.5	276	2.5	132
Public Health					
MPH/PEP	3,439	2.5	86	2.5	124
MHA	3,881	2.5	97	2.5	124
Optometry	6,104	5.0	305	0.0	0
SBS					
AuD	3,371	2.5	84	2.5	124
MSLP	3,371	2.5	84	2.5	124
Social Work					
MSW	3,401	2.5	85	2.5	124
Vet Medicine	7,537	3.5	264	2.5	263

⁷ Full-time tuition may vary slightly due to rounding as fees are converted to per-credit-hour rates required for new Student Information System.

⁸ Non-resident students pay the non-resident surcharge in addition to the fees paid by resident students, which include a general fee, student activity fee and recreation fee not shown on this table.

Supplemental fees that apply to some students:

Technology Fees	FY 2009 Rate	Dollar Increase	Percent Increase
Arts (Udg & Grad)	\$60	\$48	80%
Business (Udg)	\$127	\$0	0%
Business (Grad)	\$174	\$0	0%
Education and Human Ecology (Udg)	\$50	\$3	6%
Education and Human Ecology (Grad)	\$75	\$25	33%
College of Engineering (Udg)	\$110	\$25	23%
College of Engineering (Grad)	\$120	\$25	21%
College of Medicine (Udg - Tier 1)		\$50	New
College of Nursing (Udg & Grad)	\$53	\$7	13%
Dept of Engineering Physics (Udg)	\$73	\$0	0%
MAPS in CSE (Udg)	\$73	\$0	0%
School of Music (Udg)	\$60	\$48	80%
School of Public Policy & Mgt (Grad)	\$120	\$0	0%

Undergraduate Program Fee			
College of Biological Sciences	\$60	\$0	0%
College of Business	\$250	\$50	20%
College of Engineering	\$100	\$50	50%
College of Nursing	\$50	\$0	0%
Department of Art		\$50	New
School of Allied Medical Professions	\$100	\$0	0%
School of Music	\$209	\$24	11%

American Language Program			
College of Education and Human Ecology	\$5,167	\$183	3.50%

Clinical Fees			
Dentistry	\$128	\$0	0%
Nursing	\$275	\$35	13%
Optometry	\$374	\$0	0%
Vet Med (Fee by Tier)		\$100-\$200	New

Course-Based Fees			
Chemistry	\$50	\$50	100%
Education and Human Ecology (CAD Lab)		\$25-\$125	New
Music 101		\$40	New
Music 200 (Per Cr Hr)		\$75	New
Physics	\$50	\$50	100%
Sociology (Soc 487 and Soc 549)		\$50	New

VI. What Happens Next

- A. The FY 2010 Operating Budget (including revenue and expense detail) will be presented for approval at the July 10, 2009 Board of Trustees meeting, along with instructional and general fees for regional campuses.
- B. The Current Funds Budget book will be presented at the September Board meeting.
- C. All fee increases will be effective Fall Quarter 2009, unless otherwise indicated.
- D. Hospital fee increases will be effective July 1, 2009.
- E. Pay raises for most faculty and staff will be effective October 1, 2009.

VII. Summary and Conclusions

- A. The freeze in resident undergraduate tuition will save Ohio families \$9.5 million in FY 2010 alone. This is the first back-to-back-to-back freeze in tuition in more than 50 years.
- B. Other comparable universities that have announced resident undergraduate fees are looking at increases of 5.0% to 23.5%.
- C. The FY 2010-FY 2011 Biennial Budget is currently in the Senate and will move to Conference Committee sometime in June, leaving a certain amount of uncertainty for the FY 2010 budget and beyond that will need to be addressed.
- D. Academic goals will continue to be met, while preserving financial stability in a very uncertain time financially.
- E. More detail will be presented in July.

**THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES
FISCAL AFFAIRS COMMITTEE**

June 4, 2009

TOPIC:

Revision of Board of Trustees resolution granting authority for designated officials to buy, sell, assign and transfer securities; to deposit or withdraw funds from bank accounts; and to designate depositories.

CONTEXT:

The Board of Trustees routinely adopts a resolution granting authority to the Assistant Vice President of Financial Services and/or Senior Vice President for Business and Finance to perform certain financial transactions related to short and intermediate term investments. Long-term investments are managed by the Chief Investment Officer and are not affected by the policy.

SUMMARY:

This resolution is consistent with resolutions previously adopted by the Board of Trustees granting such authority. The resolution will authorize the Assistant Vice President of Financial Services and/or Senior Vice President for Business and Finance to buy, sell, assign, and transfer securities, to deposit or withdraw funds from bank and investment accounts held in the name of the Ohio State University, to designate depositories, and to execute related agreements.

This version has been modified to specify that the Assistant Vice President of Financial Services and/or Senior Vice President for Business and Finance has the authority to also engage in and sign agreements for underwriting, brokerage, leasing and equipment financing. It also clarifies that the Assistant Vice President of Financial Services and Senior Vice President for Business and Finance has the authority to perform electronic transfer of funds on behalf of the University.

In addition, all references to the Treasurer have been changed to the Assistant Vice President of Financial Services. All references to the Office of the Treasurer have been changed to the Office of Financial Services.

RECOMMENDATIONS:

The attached policy is recommended for approval.

CONSIDERATIONS:

- Is the policy consistent with prior resolutions granting such authority?

REQUESTED OF FISCAL AFFAIRS COMMITTEE:

Request approval

BACKGROUND

**THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES
FISCAL AFFAIRS COMMITTEE**

June 4, 2009

TOPIC:

Revision of Operating and Agency Funds Investment Policy

SUMMARY:

This policy was last changed in June 2008. This version has been modified to delineate contractual responsibility of hiring/firing investment managers and consultants for the management of short and intermediate term investments only to the Assistant Vice President of Financial Services and Senior Vice President for Business and Finance. This is being done to reflect recent organizational changes. Long term investments are managed by the Chief Investment Officer and are not affected by the policy.

In addition, all references to the Treasurer have been changed to the Assistant Vice President of Financial Services. All references to the Office of the Treasurer have been changed to the Office of Financial Services.

RECOMMENDATIONS:

The attached policy is recommended for approval.

CONSIDERATIONS:

- Is the policy consistent with other OSU investment policies?
- Does this policy allow managers enough flexibility while maintaining appropriate risk controls?

REQUESTED OF FISCAL AFFAIRS COMMITTEE:

Request approval

POLICY

June

**THE OHIO STATE UNIVERSITY
OPERATING AND AGENCY FUNDS INVESTMENT POLICY**

I. PURPOSE

The purpose of the Operating and Agency Fund Investment Policy (hereinafter referred to as the “Policy”) is to establish the overall management, investment strategies and discipline of The Ohio State University (hereinafter referred to as “The University”) for the Operating and Agency Funds Portfolios (hereinafter referred to as the “Funds”). The Funds consist of the Short-Term Operating Fund, gift annuity and trust funds, student loan funds, and other non Long-Term Investment Pool funds which are under the control and supervision of the Office of Financial Services. This policy is intended to permit sufficient flexibility to capture investment opportunities, yet provide parameters that ensure prudence and care in the execution of the investment program.

This policy is issued for the guidance of fiduciaries, including the Board of Trustees, Investment Committee members, staff, investment managers, investment consultants and custodians for oversight of the Fund. It also states the standards and disciplines adopted so that the Board of Trustees and its Investment Committee can effectively evaluate the performance and operations of the Operating and Agency Funds.

II. GOALS

The Funds shall be managed in diversified portfolios with the intention of obtaining a reasonable yield, balanced with a component invested for appreciation, while adhering to a prudent level of risk, and retaining sufficient liquidity to meet cash flow requirements. The portfolios shall be managed with the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with such matters would use. Individual agency portfolios may have additional goals specific to their use. These policies will be in writing and approved by the Senior Vice President for Business and Finance.

III. FIDUCIARY STANDARDS

The Board of Trustees, Investment Committee members, staff, investment managers, consultants and custodians are fiduciaries. Accordingly, these individuals are required to:

- Act in the interest of the Fund, for the purposes of providing income and to preserve principal.
- Act with the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with such matters would use

in the conduct of an enterprise of a like character and with like aims.

- Diversify the investments of the Fund in order to minimize overall risk, and to provide investment returns to achieve the Fund's stated goals.

IV. DUTIES AND RESPONSIBILITIES

A. Board of Trustees. The University Board of Trustees has overall responsibility for Fund policy and approval of Investment Committee members. The Board of Trustees vote on items brought forth by the Investment Committee.

B. Investment Committee of the Board of Trustees. The Investment Committee has strategic oversight responsibility for the investment program and operations of the Funds. The Committee shall work with the Senior Vice President for Business and Finance and the Assistant Vice President of Financial Services to ensure the Funds are managed, in accordance with this policy. The Investment committee shall review and recommend revisions to this policy and shall advise the Board on its investments. The Investment committee shall meet at least quarterly.

C. Senior Vice President for Business and Finance. The Senior Vice President for Business and Finance has oversight responsibility for the Funds investment operations and reporting. The Senior Vice President for Business and Finance shall review operations and reporting within the Office of Financial Services to ensure compliance with established policies and procedures.

D. Assistant Vice President of Financial Services. The Assistant Vice President of Financial Services is responsible for managing the Funds investment operations and reporting. The Assistant Vice President of Financial Services shall review and recommend policies and procedures that are consistent with the investment objectives of the Funds. The Assistant Vice President of Financial Services shall report to the Senior Vice President for Business and Finance and the Investment Committee.

E Investment Managers. The University utilizes external investment managers approved by the Assistant Vice President of Financial Services to provide portfolio management services. The investment managers may be given discretion, consistent with specified objectives and guidelines, to manage Fund assets. Investment managers operate under a formal contract with the Assistant Vice President of Financial Services that delineates responsibilities, risk parameters and performance expectations administrative requirements and compensation.

F. Consultants. The University may utilize the services of one or more investment consultants to assist the r Assistant Vice President of Financial Services in the areas of: policy development, asset allocation, investment structure analysis, investment manager selection, performance review and other specialized investment topics. Consultants operate under a formal contract with the Assistant Vice President of Financial Services that delineates responsibilities and performance expectations, administration requirements and compensation.

G. Custodians. The University retains one or more custodian banks or trust institutions to custody and report on the assets of the Fund.

V. OPERATING FUND ASSET ALLOCATION AND GUIDELINES

A. Time Horizon. The University’s Short-Term Operating Fund is divided into two pools: Short-Term Pool, which represents at least 30 days of total University expenditures, and has an investment horizon of less than one year. The Intermediate-Term Pool is the remainder and is invested with an investment horizon of one to five years.

B. Risk Tolerance. The Board of Trustees, the Investment Committee, and staff recognize the challenge of achieving the Fund’s investment objectives in light of the uncertainties and complexities of investment markets. They also recognize that prudent levels of investment risk are necessary to achieve investment objectives.

C. Asset Allocation and Rebalancing. Asset allocation is the largest contributor to overall Fund return performance and risk characteristics. The Short-Term Pool serves as the working cash balance to provide necessary liquidity for the University’s operations. The Board of Trustees and Investment Committee will periodically evaluate the allocation to the Short-Term Operating Fund and Long-Term Investment Pool for appropriateness. The University’s Short-Term Operating Fund has the following classes and benchmarks:

Asset Class	Benchmark Index
Short -Term Pool	90 Day T-Bill
Intermediate-Term Pool	Merrill Lynch 1-3 year Bond Index

Market fluctuations, cash flows and liquidity issues will cause the actual asset allocation to fluctuate. The Assistant Vice President of Financial Services will rebalance the portfolio to policy as follows:

Short and Intermediate Term Pools

The Short-Term Pool shall cover at least thirty days of University cash flow. At least 25% of the combined operating portfolio should be short-term, as a reserve, in accordance with Article VII. The amount of the combined Short and Intermediate Pools must be enough to cover at least sixty days cash flow. The amount of the combined Short and Intermediate Pools must be greater than or equal to 110% of all variable rate debt including commercial paper.

Long-Term

After the amount of the Short and Intermediate Pools are determined monies may be transferred to the Long-Term Investment Pool. Operating Funds available for transfer to the Long-Term Investment Pool should be net of bond construction funds. To assure units who have cash invested in these funds that they will receive full value of their investment, a stabilization

reserve will be maintained. This reserve will be maintained equal to 5% of the value of the Long-Term Operating Fund and will be invested with the Short-Term Operating Fund.

General

The allocation amounts will be reviewed periodically but at least semi-annually. The number used to calculate days of university cash flow will be based on the Board of Trustees approved University Budget.

Other Funds

Funds other than the Short-Term Operating Fund will be managed according to this policy with asset allocations approved by the Assistant Vice President of Financial Services.

D. Investment Manager Guidelines. The investment guidelines incorporated into each manager's contract documents the performance expectations and risk parameters of the manager's investment approach. The guidelines also specify the typical portfolio characteristics of the portfolio. These characteristics are used to monitor a manager's investment style adherence to insure that the manager is continuously fulfilling its investment role in the Fund.

VI. INVESTMENT MONITORING PROCESS

The Fund's investment managers will be monitored for consistency of investment philosophy, return relative to objectives, and investment risk, at least quarterly. The Assistant Vice President of Financial Services and the Senior Vice President for Business and Finance will monitor the overall fund results and investment portfolios, but results will be evaluated on a long term basis. The following manager issues will be considered by the Assistant Vice President of Financial Services (1) failure to comply with the applicable investment style, guidelines, performance objectives, and fees, (2) a material change in ownership or personnel, or (3) a violation or potential violation of the terms of the investment manager agreement or other applicable laws and regulations. Details of the Funds shall be reported in the University's Annual Report.

VII. OPERATING FUND LIMITATIONS

Pursuant to Ohio Revised Code Section 3345.05, at least twenty-five per cent of the average amount of the Operating Fund portfolio over the course of the previous fiscal year shall be invested in securities of the United States government or of its agencies or instrumentalities, the treasurer of state's pooled investment program, obligations of this state or any political subdivision of this state, certificates of deposit of any national bank located in this state, written repurchase agreements with any eligible Ohio financial institution that is a member of the federal reserve system or federal home loan bank, money market funds, or bankers acceptances maturing in two hundred seventy days or less which are eligible for purchase by the federal reserve system, as a reserve.

VIII. EXERCISE OF SHAREHOLDER RIGHTS

The University recognizes that publicly traded securities and other assets of the Fund may include certain ancillary rights, such as the right to vote on shareholder resolutions at companies' shareholders' meetings, and the right to assert claims in securities class action lawsuits or other litigation. The University requires of itself and its external managers the prudent management of these assets of the Fund for the exclusive purpose of enhancing the value of the Fund. The Assistant Vice President of Financial Services has the authority to vote proxies in accordance with the Proxy Policy.

IX. REVIEW AND MODIFICATION OF INVESTMENT POLICY STATEMENT

All policies of the Fund are in effect until modified by the Board of Trustees. While material changes are expected infrequently, the Assistant Vice President of Financial Services will review the Investment Policy at least annually for continued appropriateness and recommend any changes to the Senior Vice President for Business and Finance, the Investment Committee, and the Board of Trustees.

X. EXCEPTIONS

Modifications and exceptions to this Policy shall be authorized by resolution of the Board of Trustees.

(Revised June 2009)

**Policy for Board of Trustees Review and Approval
of Facilities Improvement Projects, Planning Studies,
and Real Estate Transactions**

Facilities Improvement Projects

This policy is intended to provide flexibility for the University to undertake projects in an expeditious manner, while preserving the authority and ability of the Board of Trustees to review and approve major projects as the Board determines. This policy is not intended to limit Board review of any project or action as the Board determines appropriate. In interpreting this policy, the University shall provide for Board review in any case in which the provisions of this policy are unclear or subject to varying interpretation.

For the purposes of this document, Facilities Improvement Projects are defined as any initiatives undertaken on behalf of the University that improve the physical environment in support of the academic mission. Projects covered under this policy would include, but may not be limited to activities that involve design, land acquisition, repair, maintenance, construction, reconstruction, renovation, demolition, landscaping, roads and grounds and other infrastructure improvements/maintenance, building and systems repairs/replacements; client-specified projects, major emergency responses and any capital improvement project. This policy excludes items which would appropriately be directed through the procurement process and subject to the University's procurement policies and guidelines.

1. All facilities improvement projects estimated to cost more than \$1 million regardless of funding source shall require specific project funding authorization by the Senior Vice President for Business and Finance and Chief Financial Officer prior to any authorization for contracting for design or construction services.

2. Any facilities improvement project estimated to cost \$1 million or less shall follow all applicable university and state procurement guidelines regardless of funding source.
3. Any facilities improvement project estimated to cost more than \$1million but less than \$4 million shall require specific project authorization by the Senior Vice President of Administration and Planning. This approval constitutes complete authorization for the project, including site selection, design, construction and any services needed, except as specifically noted in the authorization.
4. Any facilities improvement project estimated to cost at least \$4 million but less than \$10 million shall require specific project authorization by the Board of Trustees. This approval constitutes complete authorization for the project, including site selection, design, construction, and any other services needed, except as specifically noted in the authorizing resolution.
5. Any facilities improvement project estimated to cost \$10 million or more shall require specific project authorization by the Board of Trustees that may include site determination, design work, and construction management services, except as specifically noted in the authorizing resolution. For these projects, separate Board authorization shall be required for construction unless specifically included in the project approval resolution.
6. Once a project of \$4 million or more has been approved by the Board, the University shall not increase the project costs (including costs for design, construction, construction management, or other services) presented to the Board at the time of authorization without specific Board approval except as follows:
 - a. For projects under \$4 million with the prior written approval of the Senior Vice President for Administration and Planning, the University may increase individual project contracts or the total project

budget as long as the increased project budget does not exceed 10% of the total project budget and funding for the increase is provided by the requesting department or other source and an appropriate report is made to the Board regarding the increase.

- b. For projects of \$4 million or more, with the prior written approval of the Senior Vice President for Administration and Planning, the University may increase individual project contracts or the total project budget cumulatively by no more than 10% of the total project budget or \$1 million whichever is less, so long as funding for the increase is provided by the requesting department or other source and an appropriate report is made to the Board regarding the increase.
7. The University shall report annually to the Board, at the first meeting of the calendar year, on all facilities improvement projects estimated to cost \$4 million or more that were completed during the previous year. The report will include determination as to whether the project was on time and on budget. The report will also include a summary of all facilities improvement projects greater than \$50,000 completed during the calendar year. The report will be presented according to established annual reporting guidelines.
8. The University shall report quarterly to the Board on the status of each major facilities improvement project of \$20 million or more, and annually on any other facilities project as required by the Board. The report will include determination as to whether the project is on time and on budget and include appropriate metrics.

Planning Studies and Project Siting

9. Any planning study (including any feasibility, technical, siting, or other planning study) estimated to cost \$250,000 or more shall require Board of Trustees authorization (either separately

or as part of the facilities project recommendations). Any planning study originally estimated at less than \$250,000 that goes over that amount shall be submitted to the Board for authorization. Any planning study estimated to cost less than \$250,000 and more than \$25,000 shall require approval by the Senior Vice President for Administration and Planning.

10. Any proposed changes to the approved University Master Plan, Regional Plans, District Plans, and Sub-District Plans shall be subject to review and approval by the Senior Management Council and Board of Trustees.
11. Requests for use of a site for any facilities project or any change in activity or program shall be subject to review and approval by the Senior Management Council and Board of Trustees if not in compliance with the approved University Master and District Plans, as determined by the Senior Vice President for Administration and Planning.

Real Estate Transactions

12. Any easement, other than an easement for street, roadway or highway purposes, to be granted to another party for use of University property for a term of not more than 25 years shall be subject to review and approval by the Senior Vice President for Administration and Planning. Such an easement for a term greater than 25 years shall be subject to review and approval of the Board of Trustees
13. Approval of replacement or renewal easements for existing agreements that benefit the University and that were previously approved by the Board of Trustees as outlined in item #12, may be granted for a like term by the University through the written approval of the Senior Vice President for Administration and Planning.
14. Any sale or purchase of real property in the name of the Board of Trustees or the State of Ohio for the University's use, or acceptance of the gift of real property, shall be subject to the review and approval of the Board of Trustees.

15. The lease of real property by the University for any total term of ten years or more or with a total lease value greater than \$1 million shall be subject to review and approval by the Board of Trustees.

Energy Saving Contracts, including Performance Contracts

16. Any request for proposals for Energy Saving contracts that are exempt from the applicable competitive bidding requirements shall follow the requirements of section 3345.65 of the Revised Code.
17. Proposals shall be analyzed considering the cost estimates of each proposal, how qualified each party submitting a proposal is to implement its proposal, and the institution's ability to pay for each with current revenues or by financing the cost of each.
18. The proposal most likely to result in the greatest savings may be recommended for contract, when the cost of the proposal is compared to the reduced energy and operating costs that will result from implementing the proposal.
19. No contract to implement energy saving measures shall be awarded unless one or both of the following circumstances exists, as applicable:
 - a. In the case of a contract for a cogeneration system described in division (B)(8) of section 3345.61 of the Revised Code, the cost of the contract is not likely to exceed the amount of money the board would save in energy and operating costs over no more than five years;
 - b. In the case of any contract for any energy saving measure other than a cogeneration system, the cost of the contract is not likely to exceed the amount of money the board would save in energy and operating costs over no more than ten years.

20. Any energy saving contract estimated to cost less than \$4 million shall require specific authorization by the Senior Vice President of Administration and Planning. This approval constitutes complete authorization for the project including site selection, design, construction and any services needed, except as specifically noted in the authorization resolution.
21. Any energy saving contract estimated to cost \$4 million but less than \$10 million shall require specific project authorization by the Board of Trustees. This approval constitutes complete authorization for the project, including site selection, design, construction, and any other services needed, except as specifically noted in the authorizing resolution.
22. Any energy saving contract estimated to cost \$10 million or more shall require specific project authorization by the Board of Trustees that may include site determination, design work, and construction management services, except as specifically noted in the authorizing resolution. For these projects, separate Board authorization shall be required for construction unless specifically included in the project approval resolution.

**THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES
FISCAL AFFAIRS COMMITTEE**

PURCHASE OF REAL PROPERTY

1522 CLIFTON AVENUE
COLUMBUS, OHIO

Location and Description

The property consists of approximately 0.27 acres located at 1522 Clifton Avenue, approximately 40 feet east of Taylor Avenue. The subject adjoins a vacant parcel owned by The Ohio State University by University Hospitals East in Columbus, Ohio. The property contains a two-story, brick single-family building of approximately 1,587 square feet. Title to the property is held in the name of Franklin Dean.

Appraisal and Purchase Price

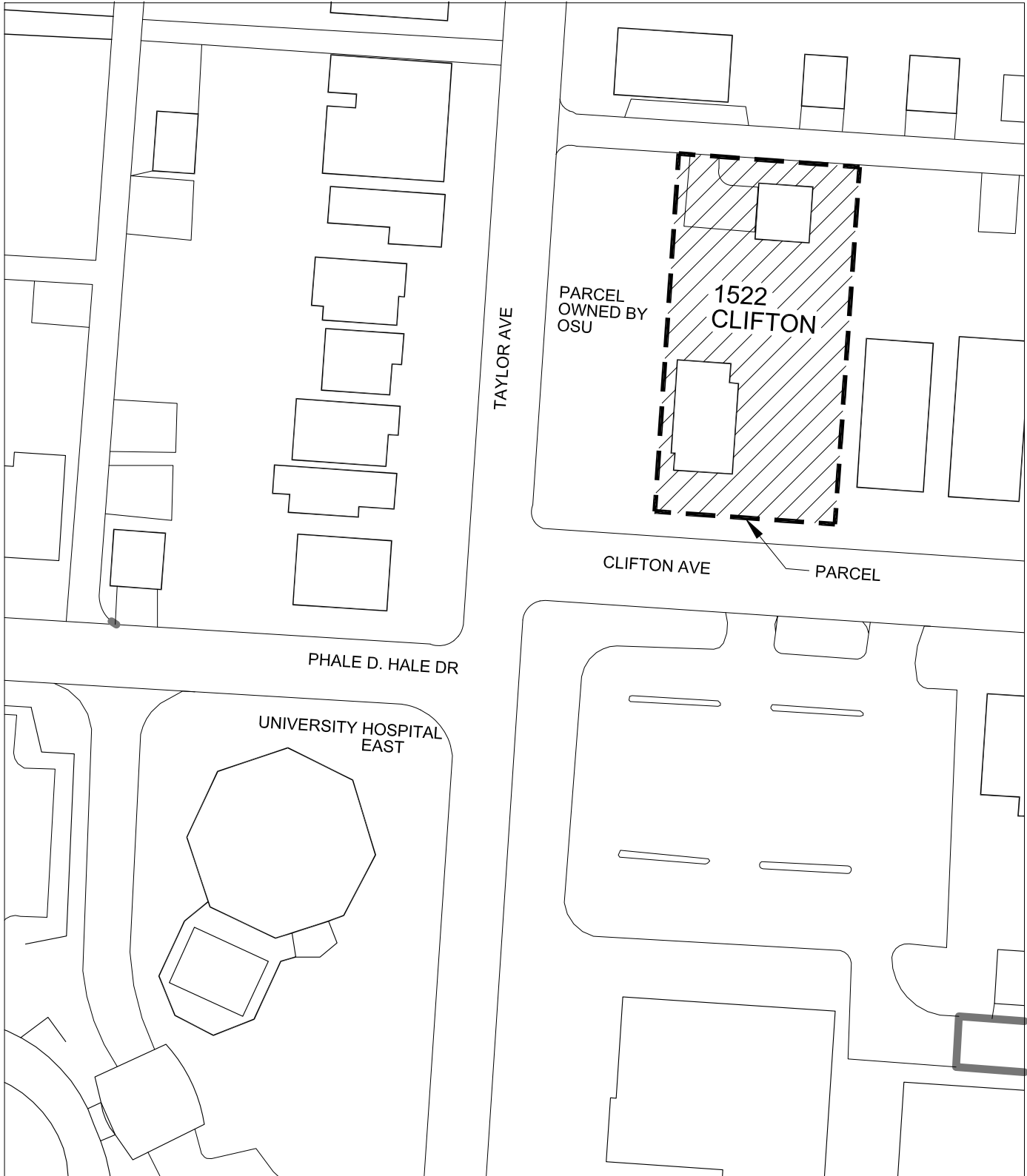
An appraisal conducted on April 17, 2009, by R.F. Berger and Associates valued the property at \$54,000. The purchase price is \$40,000. All acquisition and operating expenses will be funded by University Hospitals East.

Use of the Property

Title to the property will be taken in the name of the state of Ohio for the use of The Ohio State University. University Hospitals East will provide all funds necessary for acquisition, use, and any improvements to the property. The property will be used by University Hospitals East for housing or office use (the latter requiring a zoning change) in the short-term. The long-term use of the property will be for additional parking.

PURCHASE OF REAL PROPERTY, 1522 CLIFTON AVENUE, COLUMBUS, OH 43203

- 1522 Clifton Avenue, Columbus, OH 43203



**THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES
FISCAL AFFAIRS COMMITTEE**

June 4, 2009

TOPIC:

FY 2010 Budget – Tuition and User Fees

CONTEXT:

This is a follow-up to the discussion at the April Board meeting. By establishing tuition and fees for FY 2010 now, our students and other stakeholders will have ample time to plan ahead.

SUMMARY:

- All resident undergraduate instructional and general fees will remain frozen for FY 2010, as provided for in the state budget bill.
- Approval of non-resident and graduate instructional fees increase of 2.5%.
- Approval of room and board fee increase of 5%.
- Approval of increases in selected existing program fees and selected new fees.
- Approval of University Health System charges increase of 2.18%.
- Approval of an interim budget for FY 2010.

The remaining actions necessary to implement the FY 2010 Current Funds Budget will be presented at the July meeting.

CONSIDERATIONS:

- What will be presented at the July meeting?
- What are the risks of operating on an interim budget for two weeks?
- How are we addressing continued uncertainty regarding the state budget?
- Are the Health System budget assumptions and proposed fee increases consistent with the integrated financial plan?

REQUESTED OF FISCAL AFFAIRS COMMITTEE:

Approval of the attached resolutions regarding FY 2010 Tuition and User Fees/Charges; and for an interim budget for FY2010.

Discussion and advice regarding remaining current funds budget issues.

**The Ohio State University
Board of Trustees
Fiscal Affairs Committee
June 4, 2009**

Approval of FY 2010 Tuition and User Fees

- I. Action Requested at This Meeting
- II. Instructional and General Fees
- III. Designated User Fees
- IV. Health System Charges
- V. Differential and Supplemental Instructional Fees
- VI. What Happens Next
- VII. Summary and Conclusions

I. Actions Requested at this Meeting

- A. Approval of resident undergraduate tuition and general fees
- B. Approval of all other student tuition and user fees
- C. Approval of University Health System charges increase of 2.18%
- D. Approval of an interim budget for FY 2010.

II. Instructional and General Fees

A. Instructional and general fees for resident undergraduate students

1. The instructional and general fees will remain frozen for FY 2010 as proposed in the FY 2010-2011 Biennial Budget for the State of Ohio as passed by the House.
2. This will be the first time in more than 50 years (1955) that resident undergraduate tuition has stayed at 0% growth for more than 2 years.
3. OSU fees are still \$433 below the state average for selective admission universities:

University	Estimated Fall 2009 Full-time Resident Undergraduate Tuition & Fees (<i>New Students</i>)	Difference with OSU Tuition (per student)
Miami	\$9,900	\$1,194
Cincinnati	\$9,399	\$693
Average	\$9,139	\$433
Bowling Green	\$9,060	\$354
Ohio University	\$8,907	\$201
Ohio State*	\$8,706	
Kent State	\$8,430	-\$276

\$433 X 36,600 FTE = \$15.9 million

Source: Based on rates listed in Ohio Board of Regents, Fall Survey of Student Charges For Academic Year 2008 - 2009. With the exception of Ohio State, assumes \$0 increase in tuition and fees in FY 2010 per FY 2010/2011 Budget Bill.

**OSU figure includes the COTA Fee, Mandatory Recreation Fee, and Student Union Facility Fee (rates which are above the state tuition freeze).*

4. OSU will have the lowest increase in undergraduate tuition when compared to our benchmark institutions and when compared to the other Big Ten institutions, where increases are averaging more than 8%. See the following tables:

**OSU and Benchmark Schools
Undergraduate Resident Tuition and Fee
Rates
Entering Full-time Resident Students in Autumn
Quarter**

Universities	AY 2009 (1)	AY 2010 (2)	% Change	Status	Board Approval Date
Penn State	\$13,706	\$14,426	5.3%	Estimate; possibly 1% lower	July
Illinois	\$12,102	\$12,788	5.7%	Estimate	July
Michigan (3)	\$11,037	TBD	TBD	TBD	June
Minnesota	\$10,273	\$11,043	7.5%	Estimate	June
Texas-Austin (4)	\$8,532	\$8,950	4.9%	Estimate	Awaiting legislative decision
Ohio State (5)	\$8,679	\$8,706	0.3%	Estimate	June
Wisconsin	\$7,569	\$8,317	9.9%	Estimate	June
UCLA (6)	\$7,554	\$8,228	8.9%	Firm Estimate	May
Washington	\$6,802	\$7,677	12.9%	Estimate	June
Arizona (7)	\$5,542	\$6,856	23.7%	Firm Estimate	April
BMK AVERAGE (8)	\$9,235	\$9,786	6.0%		

Figures as of 5/26/2009

Estimates are subject to change until final approval.

TBD = To Be Determined

(1) AY 2008-2009 data are from AAUDE Data Exchange except for Michigan which was provided by the institutional campus representative.

(2) AY 2009-2010 data are from institutional campus representatives/websites/newspaper articles.

(3) An estimate is unavailable at this time. The University of Michigan is hoping to set tuition/fees in June. However, Michigan's budget cycle begins in October, later than many states.

(4) The percent increase figure shown was approved by the Board of Regents. However, there are a dozen tuition-related bills currently moving through the Texas state house that affect higher education, including tuition setting authority. These tuition bills are up for a vote by the Texas Legislature at the end of May.

(5) The Governor's and House versions of Ohio Substitute Budget bill have proposed a tuition freeze for FY10. If this scenario holds, fees for Ohio State are expected to increase just slightly from last year, due to a new facility fee, which would be considered outside the tuition freeze. However, this figure could change with the Senate version of the bill, which is still being determined.

(6) Education and registration fees have been approved by the Board of Regents. Other miscellaneous fees are expected to remain unchanged at this point. However, one referendum fee recently approved by students still needs the approval from the Board.

(7) Although this figure has received Board approval, there is a remote possibility that an additional surcharge may be proposed.

(8) Average excludes Ohio State.

**Big Ten Universities
Undergraduate Resident Tuition and Fee Rates
Entering Full-time Resident Students in Autumn Quarter**

Universities	AY 2009 (1)	AY 2010 (2)	% Change	Status	Board Approval Date
Penn State	\$13,706	\$14,426	5.3%	Estimate, possibly 1% lower	July
Illinois	\$12,102	\$12,788	5.7%	Estimate	July
Michigan (3)	\$11,037	TBD	TBD	TBD	June
Minnesota	\$10,273	\$11,043	7.5%	Estimate	June
Michigan State (4)	\$10,214	\$10,674	4.5%	Estimate	July
Ohio State (5)	\$8,679	\$8,706	0.3%	Estimate	June
Indiana (3)	\$8,231	TBD	TBD	TBD	July
Purdue (3)	\$7,750	TBD	TBD	TBD	July
Wisconsin	\$7,569	\$8,317	9.9%	Estimate	June
Iowa	\$6,506	\$6,824	4.9%	Final	December
BIG TEN AVERAGE (6)	\$9,710	\$10,679	10.0%		

Figures as of 5/26/2009

Estimates are subject to change until final approval.

TBD = To Be Determined

(1) AY 2008-2009 data are from AAUDE Data Exchange except for Michigan and Michigan State which was provided by the institutional campus representative.

(2) AY 2009-2010 data are from institutional campus representatives/websites/newspaper articles.

(3) Estimates are unavailable at this time. The University of Michigan is hoping to set tuition/fees in mid-June. However, Michigan's budget cycle begins in October, later than many states. Indiana and Purdue can't set fees until an appropriation has been set by the Indiana Legislature, which is expected sometime from mid- to late June.

(4) Michigan State 2009-10 planning anticipates tuition increases in the range of the Higher Education Price Index, between 4 and 5 percent. However, Michigan's budget cycle begins in October, later than many states.

(5) The Governor's and House versions of Ohio Substitute Budget bill have proposed a tuition freeze for FY10. If this scenario holds, fees for Ohio State are expected to increase just slightly from last year, due to a new facility fee, which would be considered outside the tuition freeze. However, this figure could change with the Senate version of the bill, which is still being determined.

B. Fees for Other Students Effective Fall Quarter 09

1. Resident graduate instructional fees for the Columbus Campus are recommended to increase 2.5% for a full-time student. Annual Columbus Campus graduate resident fees will be \$10,708. With the opening of the Ohio Union in Spring Quarter 2010, a new fee of \$25 will be assessed, resulting in an overall increase of 2.6%.
2. Non-resident graduate and undergraduate fees for the Columbus Campus are recommended to increase 2.5% for a full-time student. Columbus Campus non-resident students will pay, in addition to resident fees:
 - Undergraduates: \$13,572
 - Graduate students: \$15,240

III. Designated User Fees

A. Existing Fees

Fees and Charges

(All figures are for an academic year of three quarters)

Mandatory for All Students	Current Amount	Dollar Increase	Percent Increase
Recreation Fee ¹	\$246	\$0	0.0%
Health Insurance ²	\$1,545	\$0	0.0%
COTA Bus Pass	\$27	\$0	0.0%
Non-Mandatory			
Room & Board ³	\$8,037	\$372	4.6%
Parking ⁴	\$79.20	\$1.80	2.3%
Football Tickets ⁵	\$124.00	\$0	0.0%
Basketball Tickets ⁶	\$130.00	\$0	0.0%

B. Pending Student Union Fee

1. When the Union replacement project was finally approved in 2004, it was agreed the only way it could proceed was if the construction would be funded by a mandatory, dedicated fee. This was agreed to at the time by all the stakeholders, including the administration, Board of Trustees and all three respective student governments.
2. This fee is to be used for the new student union facility only. It will be implemented Spring Quarter, as the facility is scheduled to open in March 2010. The Student Union Facility Fee will be a mandatory fee prorated by credit hour enrollment, and will be phased in gradually.
3. Proposed fee for FY 2010 (starting Spring Quarter):

Undergraduate students: \$27 per quarter for full-time, \$2.25 per credit hour for part-time

Graduate students: \$25 per quarter for full-time, \$2.50 per credit hour for part-time

¹ This is a flat fee for four credit hours and above.

² Based on "Single Student Comprehensive Rate".

³ Weighted average room rates and base board plan. Individual rates may vary.

⁴ Rate is for West Campus.

⁵ Student football per ticket price remains unchanged (\$31/game), but the package is 5 games in FY 2010 vs. 4 games in FY 2009. Total cost for FY 2010 is \$155.

⁶ Student basketball package is 10 games.

4. The budgeted amount of the fee through FY 2014 is as follows:

- Fee set at \$25/quarter in Spring and Summer 2010, with the fee rising to \$50 in Autumn 2010.
 - Each year thereafter, for the next four years, the fee would increase by \$3. Therefore the fee will be \$53 in Autumn 2011, \$56 in Autumn 2012, \$59 in Autumn 2013, and \$62 in Autumn 2014.
 - The fee would be fully phased in at that point, with increases needed only to keep up with renewal and replacement funding (probably about \$1/year).
5. These numbers assume that the Student Union Facility receives \$8M in Exclusive Beverage Contract funds in FY 2010, \$1M in FY 2011, and \$1M in FY 2012, and assumes that all of these dollars remain in an interest earning account throughout the phase-in period.

C. Proposed New Fees

- At the July Board of Trustees meeting, we intend to submit for approval a new fee for Student Legal Services. This will not be a mandatory fee. We are continuing to develop the proposal for implementation during FY 2010.
- A recommendation regarding the increased Student Activity Fee proposed by the Student Governments will also be presented at the July meeting.

IV. Health System Charges

A. The FY 10 weighted price increase for the Health Systems is 2.18%.

B. The Health System budget will be presented in its entirety at the July Board Meeting.

V. Differential and Supplemental Instructional Fees

Differential instructional fee increases for other students will range from 2.5% to 9.2%, effective Fall Quarter 2009

Fisher College of Business is offering a new program for FY 2010, the Specialized Masters in Business (SMB). The proposed instructional fee for this program is \$7,324 per quarter.

College	FY 2009	Proposed FY 2010 Increases ⁷			
	Instructional Fees/Qtr	Instructional Fees/Qtr		Non-Resident ⁸ Surcharge/Qtr	
		% Chg	\$ Chg	% Chg	\$ Chg
Business					
EMBA	13,356	9.2	1,228	N/A	N/A
MAcc	7,894	5.0	395	2.5	124
MBA	7,255	5.0	363	2.5	124
WP-MBA	7,042	4.0	282	2.5	124
MBLE	7,255	5.0	363	2.5	124
MBOE	9,343	0.0	0	N/A	N/A
MLHR	3,374	4.0	135	2.5	124
Dentistry	8,634	5.0	432	2.5	254
Law (semester)	10,112	7.5	758	0.0	0
Medicine	9,289	2.5	232	2.5	126
Occupational Therapy	3,474	6.5	226	2.5	124
Physical Therapy	3,692	2.5	92	2.5	124
Pharmacy	5,027	5.5	276	2.5	132
Public Health					
MPH/PEP	3,439	2.5	86	2.5	124
MHA	3,881	2.5	97	2.5	124
Optometry	6,104	5.0	305	0.0	0
SBS					
AuD	3,371	2.5	84	2.5	124
MSLP	3,371	2.5	84	2.5	124
Social Work					
MSW	3,401	2.5	85	2.5	124
Vet Medicine	7,537	3.5	264	2.5	263

⁷ Full-time tuition may vary slightly due to rounding as fees are converted to per-credit-hour rates required for new Student Information System.

⁸ Non-resident students pay the non-resident surcharge in addition to the fees paid by resident students, which include a general fee, student activity fee and recreation fee not shown on this table.

Supplemental fees that apply to some students:

Technology Fees	FY 2009 Rate	Dollar Increase	Percent Increase
Arts (Udg & Grad)	\$60	\$48	80%
Business (Udg)	\$127	\$0	0%
Business (Grad)	\$174	\$0	0%
Education and Human Ecology (Udg)	\$50	\$3	6%
Education and Human Ecology (Grad)	\$75	\$25	33%
College of Engineering (Udg)	\$110	\$25	23%
College of Engineering (Grad)	\$120	\$25	21%
College of Medicine (Udg - Tier 1)		\$50	New
College of Nursing (Udg & Grad)	\$53	\$7	13%
Dept of Engineering Physics (Udg)	\$73	\$0	0%
MAPS in CSE (Udg)	\$73	\$0	0%
School of Music (Udg)	\$60	\$48	80%
School of Public Policy & Mgt (Grad)	\$120	\$0	0%

Undergraduate Program Fee			
College of Biological Sciences	\$60	\$0	0%
College of Business	\$250	\$50	20%
College of Engineering	\$100	\$50	50%
College of Nursing	\$50	\$0	0%
Department of Art		\$50	New
School of Allied Medical Professions	\$100	\$0	0%
School of Music	\$209	\$24	11%

American Language Program			
College of Education and Human Ecology	\$5,167	\$183	3.50%

Clinical Fees			
Dentistry	\$128	\$0	0%
Nursing	\$275	\$35	13%
Optometry	\$374	\$0	0%
Vet Med (Fee by Tier)		\$100-\$200	New

Course-Based Fees			
Chemistry	\$50	\$50	100%
Education and Human Ecology (CAD Lab)		\$25-\$125	New
Music 101		\$40	New
Music 200 (Per Cr Hr)		\$75	New
Physics	\$50	\$50	100%
Sociology (Soc 487 and Soc 549)		\$50	New

VI. What Happens Next

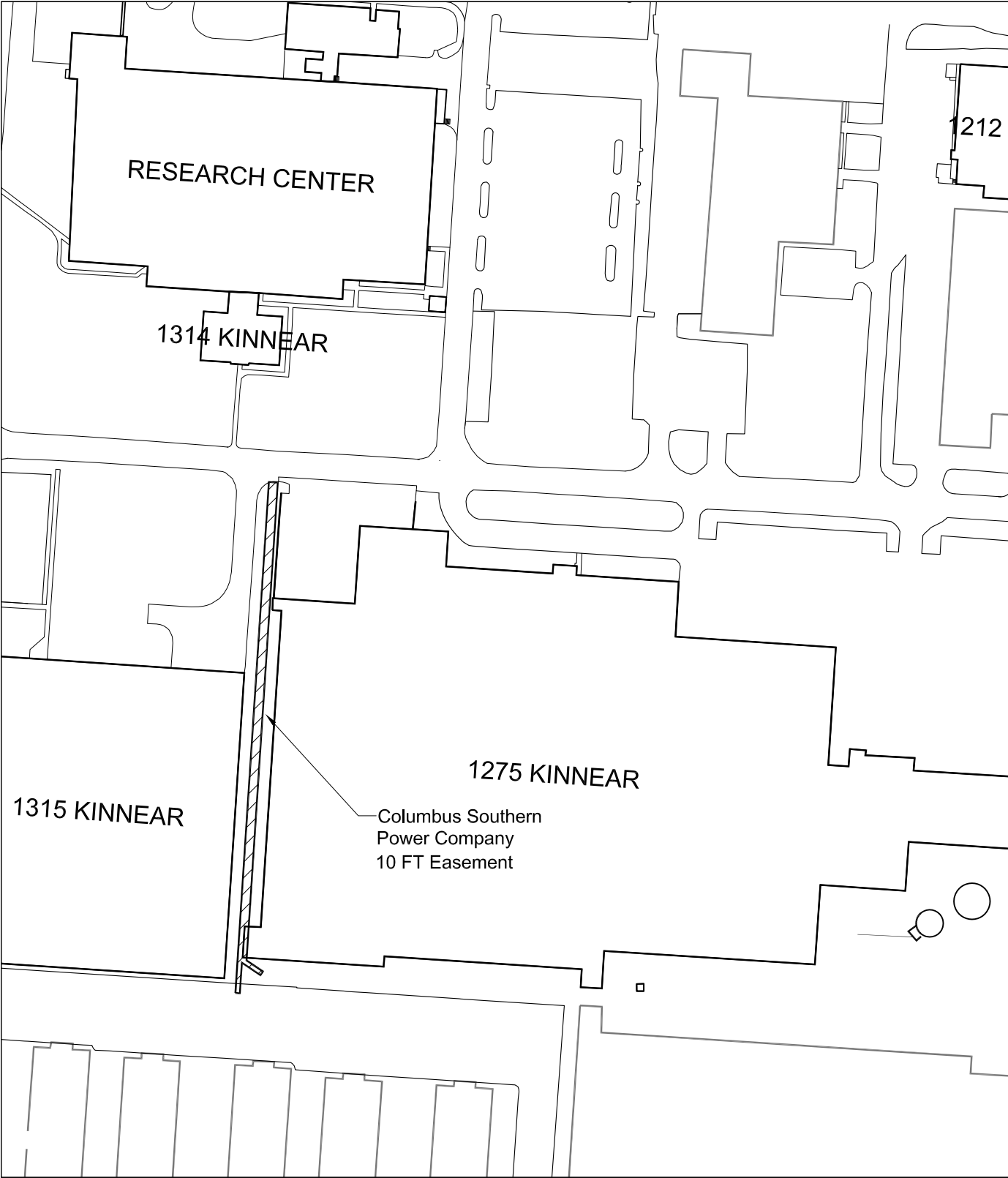
- A. The FY 2010 Operating Budget (including revenue and expense detail) will be presented for approval at the July 10, 2009 Board of Trustees meeting, along with instructional and general fees for regional campuses.
- B. The Current Funds Budget book will be presented at the September Board meeting.
- C. All fee increases will be effective Fall Quarter 2009, unless otherwise indicated.
- D. Hospital fee increases will be effective July 1, 2009.
- E. Pay raises for most faculty and staff will be effective October 1, 2009.

VII. Summary and Conclusions

- A. The freeze in resident undergraduate tuition will save Ohio families \$9.5 million in FY 2010 alone. This is the first back-to-back-to-back freeze in tuition in more than 50 years.
- B. Other comparable universities that have announced resident undergraduate fees are looking at increases of 5.0% to 23.5%.
- C. The FY 2010-FY 2011 Biennial Budget is currently in the Senate and will move to Conference Committee sometime in June, leaving a certain amount of uncertainty for the FY 2010 budget and beyond that will need to be addressed.
- D. Academic goals will continue to be met, while preserving financial stability in a very uncertain time financially.
- E. More detail will be presented in July.

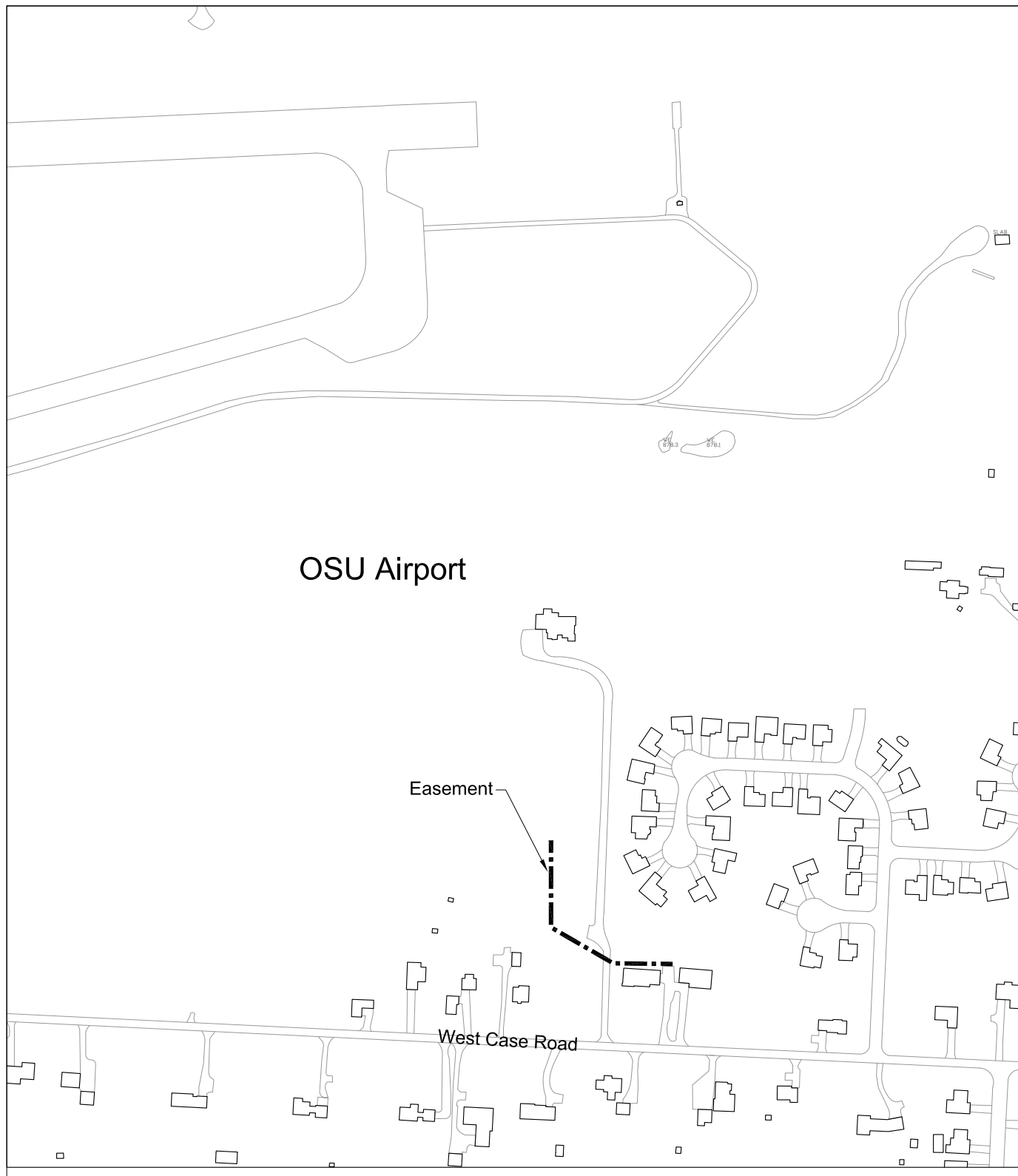
EASEMENT TO COLUMBUS SOUTHERN POWER COMPANY AT 1275 KINNEAR ROAD

- SciTech, 1275 Kinneer Road, Columbus, Ohio



EASEMENT TO COLUMBUS SOUTHERN POWER COMPANY AT OSU AIRPORT

- 1630 West Case Road, Columbus, OH



EASEMENT TO COLUMBUS SOUTHERN POWER AT THE OSU GOLF COURSE

- 3605 Tremont Road, Columbus, OH 43221

