

## THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

January 19, 2012

The Regents of the University of California met on the above date at Highlander Union Building, Riverside campus.

Present: Regents De La Peña, Gould, Hallett, Kieffer, Lansing, Makarechian, Marcus, Mireles, Pattiz, Pelliccioni, Reiss, Ruiz, Schilling, Varner, Yudof, and Zettel

In attendance: Regents-designate Mendelson, Rubenstein, and Stein, Faculty Representatives Anderson and Powell, Secretary and Chief of Staff Kelman, Associate Secretary Shaw, General Counsel Robinson, Chief Investment Officer Berggren, Chief Compliance and Audit Officer Vacca, Provost Pitts, Executive Vice President Brostrom, Chief Financial Officer Taylor, Senior Vice Presidents Dooley and Stobo, Vice Presidents Allen-Diaz, Beckwith, Darling, Duckett, Lenz, and Sakaki, Chancellors Block, Blumenthal, Desmond-Hellmann, Drake, Fox, Katehi, Leland, White, and Yang, and Recording Secretary Johns

The meeting convened at 10:45 a.m. with Chairman Lansing presiding.

General Counsel Robinson explained that under relevant California Open Meeting laws, in case of a disruption of a public meeting such as the Regents meeting, when the Regents are not in a position to remove a few disruptive individuals, as had now been the case, the Regents are permitted to clear the room of all members of the public other than representatives of the press and to resume their meeting. The Regents may then readmit individuals into the room at their discretion. It was now permissible for the Regents to continue the meeting.

Chairman Lansing expressed gratitude to the police officers at the meeting and recognized their important role in protecting all the citizens of California.

The Regents recessed at 10:50 a.m.

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The Regents reconvened at 12:35 p.m. with Chairman Lansing presiding.

Present: Regents De La Peña, Gould, Hallett, Kieffer, Lansing, Makarechian, Marcus, Mireles, Pattiz, Pelliccioni, Reiss, Ruiz, Schilling, Varner, Yudof, and Zettel

In attendance: Regents-designate Mendelson, Rubenstein, and Stein, Faculty Representatives Anderson and Powell, Secretary and Chief of Staff Kelman, Associate Secretary Shaw, General Counsel Robinson, Chief Investment Officer Berggren, Chief Compliance and Audit Officer Vacca, Provost Pitts, Executive Vice President Brostrom, Chief Financial Officer Taylor, Senior Vice Presidents Dooley and Stobo, Vice Presidents Allen-Diaz, Beckwith, Darling, Duckett, and Lenz, Chancellors Block, Blumenthal, Desmond-Hellmann, Drake, Fox, Katehi, Leland, White, and Yang, and Recording Secretary Johns

1. **APPROVAL OF MINUTES OF PREVIOUS MEETING**

Upon motion duly made and seconded, the minutes of the meeting of November 28, 2011 and the meeting of the Committee of the Whole of November 28, 2011 were approved.

2. **REPORT OF THE PRESIDENT**

President Yudof presented his report concerning University activities and individuals. Lawrence Berkeley National Laboratory Director Paul Alivisatos had been awarded the prestigious Wolf Foundation Prize in Chemistry for 2012. The Wolf Prize is awarded in the scientific fields of agriculture, chemistry, mathematics, medicine, and physics, and a variety of the arts. In October 2011 Professor Shu Chien of UC San Diego was invited to the White House to receive the National Medal of Science from President Obama. This is the highest honor the U.S. can bestow on a member of the scientific community. Professor Chien joined 53 other UC scientists who have received the National Medal of Science over the years. Fifteen UC faculty members were among 65 distinguished scientists elected to the Institute of Medicine of the National Academies. This election brings the Institute's active membership to 1,688, almost ten percent of whom are UC faculty. Finally, President Yudof reported that he recently had the honor of approving the naming of the Martha and James Newkirk Alumni Center at UC Irvine. Martha Newkirk holds three degrees from UC Irvine and served on the Board of Regents. President Yudof expressed gratitude for the Newkirks' generous support of the campus.

3. **RESOLUTION IN APPRECIATION – DAVID G. CRANE**

Upon motion of Regent Reiss, duly seconded, the following resolution was adopted:

WHEREAS, the Regents of the University of California wish to express their deep appreciation to David G. Crane for his having faithfully and conscientiously carried out his duties as a member of the Board of Regents, at all times adhering to the highest precepts of duty and public trust; and

WHEREAS, he has enhanced and enlivened the Board's deliberations by giving generously of his financial and economic development expertise to the many varied and complex issues that have come before the Board, serving with unswerving dedication as a member of the Committees on Compliance and Audit, Finance, Investments and as Vice Chair of the Committee on Long Range Planning; and

WHEREAS, he has been an ardent and articulate advocate for the long-term financial stability of the University, demonstrating an unwavering commitment to maintaining the affordability of its academic programs for future generations of Californians; and

WHEREAS, his participation on the Board of Regents is testimony to his respect for the University and its historic mission of teaching, research, and public service, as well as to his abiding and active interest in the critical issues facing this venerable institution of higher learning and, indeed, all of higher education in California; and

WHEREAS, his untiring zeal for the highest ideals of public service, combined with his resolute spirit, forthright counsel, moral courage, and steadfast and principled participation in the formulation of University policy, have earned him the lasting respect and admiration of his fellow Board members;

NOW, THEREFORE, BE IT RESOLVED that the Regents of the University of California express to David Crane their heartfelt appreciation for his generous service and valuable contributions to the Board and to the University over the past year;

AND BE IT FURTHER RESOLVED that the Regents extend to Carla and David Crane their very best wishes for the future and direct that a suitably inscribed copy of this resolution be presented to them in recognition of the Regents' regard and friendship.

Regent Reiss thanked Regent Crane for his service, recognizing his passionate commitment to the University's excellence.

4. **RESOLUTION IN APPRECIATION – ODESSA P. JOHNSON**

Upon motion of Regent Ruiz, duly seconded, the following resolution was adopted:

WHEREAS, the members of the Board of Regents wish to pay well-deserved tribute to their cherished friend and colleague, Odessa P. Johnson, for her thirteen years of committed and loyal service to the University of California and for her lifelong contributions to higher education; and

WHEREAS, she has consistently brought to the Board's deliberations the experience and wisdom of five decades of distinguished service to education in California, along the way having broken racial barriers and having served with great distinction as the first African American teacher at Modesto High School, the only African American member of the faculty at Modesto Junior College, as a Dean at Modesto Junior College, and as a member of the Modesto City Schools Board of Education for 16 years; and

WHEREAS, thus deeply cognizant of the vital role of education in the life of California's most precious resource, its children, as a Regent of the University of California, she has been a quintessential role model for its students, a tireless champion for them, ever concerned with their welfare and always willing to engage personally with them on issues of importance, notably advocating for increased access and affordability for all, once noting that "We cannot hope to improve the climate if those who are admitted do not attend"; and

WHEREAS, since her first appointment to the Board in 1999, she has served in several capacities including as Vice Chair of the Board, as the Regents' representative to the California Postsecondary Education Commission, as well as Vice Chair of the Committees on Grounds and Buildings and Health Services and as a dedicated member of the Committees on Compensation and Educational Policy; and

WHEREAS, her colleagues on the Board have unfailingly found her to be a calm voice, informing and enlivening the Board with her gentle spirit, her warmth and her wisdom, her knowledge of education and sound judgment, her thoughtful perspective, and her evenhanded approach to all matters requiring the Board's attention; and

WHEREAS, in recognition of her devoted service as a member of the Board of Regents of the University of California and in the hope that she will continue as an active and vital participant in the life of the University, the Regents do hereby confer upon Odessa P. Johnson the title Regent Emerita;

NOW, THEREFORE, BE IT RESOLVED that the Regents note with regret that the conclusion of Odessa P. Johnson's term as a member of the Board of Regents marks the departure of a devoted and inspiring educational leader, one whose efforts have increased awareness of the need for greater educational opportunity for all, and one whose idealism, caring, and dedication will be sorely missed by her colleagues on the Board and throughout the University community;

AND BE IT FURTHER RESOLVED that the Regents of the University of California extend to Odessa P. Johnson their affectionate good wishes, and direct that a suitably inscribed copy of this resolution be presented to her as an expression of the Board's high esteem and lasting friendship.

Regent Ruiz noted that Regent Johnson is known in the Central Valley as a champion for the causes of public education and student success. She has spent much of her long career of public service fighting to ensure that California colleges and universities are open to all students, regardless of origin or family income level. Regent Johnson worked tirelessly for the founding of the UC Merced campus and remains one of its most faithful supporters. She has been an inspiring example through her education advocacy and devotion to helping others. Regent Ruiz observed that there are hundreds and perhaps thousands of young people who owe some of their success to Regent Johnson for believing in them.

Chairman Lansing expressed the Regents' deep gratitude for Regent Johnson's service.

**5. RESOLUTION IN APPRECIATION – GEORGE M. MARCUS**

Upon motion of Regent Pattiz, duly seconded, the following resolution was adopted:

WHEREAS, the Regents of the University of California wish to express their deep and abiding gratitude to their esteemed friend and colleague, George M. Marcus, for his 12 years of illustrious service to the University and to the people of California as a devoted member of this Board; and

WHEREAS, George Marcus is the very embodiment of the American dream, one who emigrated to this country from Greece as a boy and who by the dint of hard work and the

recognition of the value of an education, has become one of the most respected business leaders in California, earning along the way a degree from San Francisco State University, an institution that would later bestow upon him an honorary degree as well as the title, "Alumnus of the Millennium"; and

WHEREAS, personally, professionally, and in his work on this Board, he has shown himself always independent in thought, vigorous in the pursuit of excellence, fair and open-minded, gregarious, articulate, and forceful, yet persuasive, on those issues to which he is deeply committed, always enlivening the discussions of the Board and enlightening the views of his colleagues with his penetrating and perceptive mind; and

WHEREAS, independent in spirit and serving as a catalyst for change, he has earned the respect and admiration of his fellow Regents as Vice Chair of the Committee on Investments, where his knowledge and understanding of the complexities of the business and investment world were especially evident, as Chair of the task force responsible for the creation of the first two new Standing Committees since 1982, as well as through his exemplary service as Chair of the Committees on Educational Policy, Grounds and Buildings, and Health Services and as a member of the Committees on Long Range Planning, Oversight of the Department of Energy Laboratories, Audit, and Finance; and

WHEREAS, as a steward of one of California's greatest treasures, the University of California, he has endeavored to ensure that the quality of this grand institution of higher learning is preserved through the recruitment and retention of the finest teachers, scholars, and students; that the University remains affordable and accessible for the many diverse citizens of this state; and that it receives adequate and stable financial support now and in the future; and

WHEREAS, in recognition of his devoted service as a member of the Board of Regents of the University of California, and in the hope that he will continue as an active and vital participant in the life of the University, the Regents do hereby confer upon George M. Marcus the title Regent Emeritus;

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Regents of the University of California extend to George M. Marcus their sincere appreciation for his many years of committed service to higher education in California, their gratitude for the benefit of his thoughtful counsel, their admiration for his unceasing emphasis on excellence, and their pleasure in his lively company;

AND BE IT FURTHER RESOLVED that the Regents extend to Judy and George Marcus their best wishes for a full and happy life, and direct that a suitably inscribed copy of this resolution be presented to them as an expression of the Board's deepest admiration and lasting friendship. Opa!

Regent Pattiz commended Regent Marcus for his commitment to do what is right for the University in spite of political pressures. He underscored Regent Marcus' contributions to

improving accountability and the long-term planning process at UC, and his support for UC campuses and student scholarships.

Regent Marcus stated that it had been an honor and a privilege to serve the University. He thanked the staff in the Office of the Secretary and Chief of Staff to The Regents for their assistance.

**6. RESOLUTION IN APPRECIATION – GEORGE H. MILLER**

Upon motion of Regent Pattiz, duly seconded, the following resolution was adopted:

WHEREAS, the Regents of the University of California wish to express their deepest appreciation to George H. Miller on the occasion of his retirement as the tenth Director of the Lawrence Livermore National Laboratory and as President of Lawrence Livermore National Security, LLC; and

WHEREAS, over the course of a stellar scientific career, he has made invaluable contributions to our national security, as well as to the stewardship of the nation's nuclear weapons stockpile, bringing strong management and scientific leadership to the many positions he has held at the Lawrence Livermore National Laboratory, and serving with honor as a member of the United States Strategic Command's Strategic Advisory Group, where he served as Chairman of the Group's Science and Technology Panel; and

WHEREAS, as Director of the Lawrence Livermore National Laboratory and as Lawrence Livermore National Security, LLC President, with sensitivity, skill, and foresight, he led the Laboratory through the highly complex transition to a new management system, cutting operating costs while endeavoring to find ways to improve the Laboratory's historic mission of science in the national interest; and

WHEREAS, throughout his tenure as Director, he has enjoyed great success in improving its business operations, in bringing the renowned scientists and highly skilled technical staff to the Laboratory who have brought enhanced creativity and innovation to the Laboratory's highly regarded programs, and in providing the Laboratory's nearly 7,300 employees with a safe and secure environment in which to work productively in the service of the nation; and

WHEREAS, under his careful guidance, he has broadened the scope of the Laboratory's research activities, overseeing stewardship of the National Ignition Facility, where the Laboratory's leading scientists are conducting pioneering research work on the world's largest laser and largest optical instrument in an effort to bring the United States one step closer to fusion power, to ensure global security, to advance the frontier sciences, and to enable clean energy;

NOW, THEREFORE, BE IT RESOLVED that the Regents of the University of California express to George Miller their deep gratitude and warmest appreciation for his

39 years of dedicated service to the University and the Laboratory and for his effective leadership in the areas of nuclear science and national security;

AND BE IT FURTHER RESOLVED that the Regents extend to George and Sue Miller their best wishes for happiness in the years ahead and direct that a suitably inscribed copy of this resolution be presented to them as an expression of the Board's lasting respect and high esteem.

Regent Pattiz thanked Director Miller for his outstanding service to the Lawrence Livermore National Laboratory, to the University, and to the nation. He recalled that Director Miller successfully led the transition of the Laboratory to management by the new LLC entity.

7. **REPORT OF THE COMMITTEE ON FINANCE**

The Committee presented the following from its meeting of January 18-19, 2012:

***Faculty Housing Reserve Fund – Reallocation of Original Investment and Earnings***

The Committee recommended that \$15 million of the Faculty Housing Reserve Fund balance be reallocated to partially address current budget shortfalls.

Upon motion of Regent Varner, duly seconded, the recommendation of the Committee on Finance was approved.

8. **REPORT OF THE COMMITTEE ON GOVERNANCE**

The Committee presented the following from its meeting of January 18, 2012:

A. ***Dates of Regents Meetings for 2013***

The Committee recommended that the following dates of Regents meetings for 2013 be approved.

2013

January 15-17

March 12-14

May 14-16

July 16-18

September 17-19

November 12-14

B. ***Amendment of Bylaw 21.5 – Senior Vice President-Chief Compliance and Audit Officer, Standing Order 100.1 – Officers of the University, Bylaw 12.3 – Committee on Finance, and Bylaw 12.5 – Committee on Investments***

The Committee recommended that, following service of appropriate notice, Bylaw 21.5 – Senior Vice President-Chief Compliance and Audit Officer be amended, as shown in Attachment 1; Standing Order 100.1 – Officers of the University, Designation and To Whom Responsible be amended, as shown in Attachment 2; Bylaw 12.3 – Committee on Finance be amended, as shown in Attachment 3; and Bylaw 12.5 – Committee on Investments, be amended as shown in Attachment 4.

C. ***Amendment of Bylaw 12.7 – Committee on Health Services***

The Committee recommended that, following service of appropriate notice, Bylaw 12.7 – Committee on Health Services be amended, as shown in Attachment 5.

D. ***Amendment of the Schedule of Reports to the Regents***

The Committee recommended that the Schedule of Reports be amended, as shown in Attachment 6.

E. ***Appointment of Member to the Investment Advisory Group***

The Committee recommended that David Crane be appointed to a four-year term to the Investment Advisory Group, effective immediately.

Upon motion of Regent Varner, duly seconded, the recommendations of the Committee on Governance were approved, Regent Mireles abstaining.

9. **REPORT OF THE COMMITTEE ON HEALTH SERVICES**

The Committee presented the following from its meeting of January 18, 2012:

***Governance of Student Health Clinical Services and Programs***

The Committee recommended that:

- A. The Committee on Governance recommend amendment of Bylaw 12.7 to assign the Committee on Health Services jurisdiction for oversight and development of policy for activities of student health and counseling programs, including the self-insured student health programs.



- B. Responsibility for implementation of the policies and procedures developed by the Committee on Health Services be delegated to the Senior Vice President – Health Sciences and Services.
- C. Responsibility for the financial management of the self-insured student health programs be delegated to the Chief Financial Officer according to procedures and policies developed by the Committee on Health Services.
- D. Chancellors be held accountable for the implementation on their campuses of the systemwide policies and procedures developed for the student health and counseling programs, including the self-insured student health programs.

Upon motion of Regent De La Peña, duly seconded, the recommendation of the Committee on Health Services was approved.

#### 10. **REPORT OF THE COMMITTEE ON GROUNDS AND BUILDINGS**

The Committee presented the following from its meeting of January 18, 2012:

- A. ***Amendment of the Budget, Approval of an Increase of External Financing, Computational Research and Theory Facility Project, Berkeley Campus and Lawrence Berkeley National Laboratory***

The Committee recommended that:

- (1) The 2011-12 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:

From: Lawrence Berkeley National Laboratory and Berkeley campus: Computational Research and Theory Facility – preliminary plans, working drawings, and construction – \$112,944,000 to be funded from external financing (\$107,500,000), gifts (\$5,000,000) and Lawrence Berkeley National Laboratory operating funds (\$444,000).

To: Lawrence Berkeley National Laboratory and Berkeley campus: Computational Research and Theory Facility – preliminary plans, working drawings, and construction – \$124,944,000 to be funded from external financing supported by Lawrence Berkeley National Laboratory funds (\$119,944,000), and external financing to be supported by Berkeley campus funds (\$5,000,000).

**Additions shown by underscoring; deletions shown by strikethrough**

- (2) The President be authorized to obtain external financing not to exceed ~~\$112,944,000~~ \$119,944,000 to finance the Computational Research and Theory Facility project, subject to the following conditions:
- a. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
  - b. As long as the debt is outstanding, the debt service and related requirements of the authorized financing shall be sought first from available Lawrence Berkeley National Laboratory funds.
  - c. The President shall create a contingency funding strategy to pay the debt service for the external financing in the event Lawrence Berkeley National Laboratory funds are not available or insufficient to pay the debt service.
  - d. The general credit of the Regents shall not be pledged.
- ~~(3) The President be authorized to obtain interim financing not to exceed \$5,000,000 prior to awarding a construction contract for gift funds not received by that time and subject to the following conditions:~~
- ~~a. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.~~
  - ~~b. Repayment of any financing shall be from gift funds. If gift funds are insufficient and some or all of the debt is outstanding, then the Berkeley campus' share of the Opportunity Fund shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing.~~
  - ~~c. The general credit of the Regents shall not be pledged.~~
- (3) The President be authorized to obtain external financing in an amount not to exceed \$5,000,000 to finance the Computational Research and Theory Facility project, subject to the following conditions:
- a. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
  - b. As long as the debt is outstanding, the general revenues of the Berkeley campus shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing.
  - c. The general credit of the Regents shall not be pledged.

- (4) All other terms and conditions of the project remain the same.
- (5) ~~The Officers of the Regents be authorized~~ The President be authorized to execute all documents necessary in connection with the above.

**B. *Amendment of the Budget, Approval of an Increase of External Financing, and Approval of Design following Action pursuant to the California Environmental Quality Act, Tercero Student Housing Phase 3, Davis Campus***

- (1) The Committee recommended that:
  - a. The 2011-12 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:
    - From: Davis: Tercero Student Housing Phase 3 – preliminary plans, working drawings, and construction – \$80,243,000, to be funded from external financing (\$60,182,000) and the Davis Housing System Reserves (\$20,061,000).
    - To: Davis: Tercero Student Housing Phase 3 – preliminary plans, working drawings, and construction – \$88,441,000 to be funded from external financing (\$68,380,000) and the Davis Housing System Reserves (\$20,061,000).
  - b. The scope of the Tercero Student Housing Phase 3 project shall include approximately 216,108 assignable square feet which is anticipated to accommodate 1,200 beds.

**Additions shown by underscoring; deletions shown by strikethrough**

- c. The President be authorized to obtain external financing not to exceed ~~\$60,182,000~~ \$68,380,000 to finance the Tercero Student Housing Phase 3 project. The Davis campus shall satisfy the following requirements:
  - i. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
  - ii. As long as the debt is outstanding, general revenues of the Davis campus shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing.
  - iii. The general credit of the Regents shall not be pledged.

- d. The President be authorized to execute all documents necessary in connection with the above.
- (2) Upon review and consideration of the environmental consequences of the proposed Tercero Student Housing Phase 3 project, the Committee reported its:
- a. Adoption of the Initial Study/Mitigated Negative Declaration for the Tercero Phase 3 Expansion, which is tiered from the 2003 Long Range Development Plan (LRDP) Environmental Impact Report (EIR).
  - b. Approval and incorporation into the Project of all project elements, Project-Specific Mitigation Measures GHG-1, NOI-1, and TRA-1, the Mitigation Monitoring Program for the Tercero Phase 3 Expansion Project, and relevant 2003 LRDP EIR mitigation measures identified in the Findings and as more specifically described in the Tercero Phase 3 Expansion Project Initial Study/Mitigated Negative Declaration.
  - c. Adoption of the California Environmental Quality Act Findings for the Tercero Phase 3 Expansion.
  - d. Approval of the design for the Tercero Phase 3 Expansion.

[Complete California Environmental Quality Act documentation, including the Mitigated Negative Declaration and Findings, were mailed to Regents in advance of the meeting, and copies are on file in the Office of the Secretary and Chief of Staff.]

C. ***Amendment of the Long Range Development Plan and Approval of Design following Action pursuant to the California Environmental Quality Act, Clinical and Translational Research Institute Building, San Diego Campus***

Upon review and consideration of the environmental consequences of the proposed project, the Committee reported its:

- (1) Certification of the Environmental Impact Report, as augmented and modified by the January 18, 2012 Supplemental Information Memorandum responding to the January 17, 2012 letter from the California Department of Fish and Game.
- (2) Adoption of the Mitigation Monitoring Report and Findings for the project.
- (3) Amendment of the 2004 Long Range Development Plan to reclassify

14.3 acres within UC San Diego Park from “Restoration Land” to “Ecological Reserve.”

- (4) Approval of the design of the Clinical and Translational Research Institute, San Diego campus.

[The Long Range Development Plan Amendment, Environmental Impact Report Summary, and complete California Environmental Quality Act documentation including the Mitigation Monitoring Program and Findings were mailed to Regents in advance of the meeting, and copies are on file in the Office of the Secretary and Chief of Staff.]

D. ***Approval of the Budget and Approval of Design following Action pursuant to the California Environmental Quality Act, Phase 2 of the University House Rehabilitation, San Diego Campus***

- (1) The Committee recommended that:

- a. The 2011-12 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:

From: San Diego: Phase 1 of the University House Rehabilitation – preliminary plans, working drawings, and construction – \$2,897,000 to be funded from gift funds earmarked for the University House Rehabilitation project.

To: San Diego: Phases 1 and 2 of the University House Rehabilitation – preliminary plans, working drawings, and construction – \$10,504,000 to be funded from gift funds earmarked for the University House Rehabilitation project (\$9,054,000) and Searles Funds (\$1,450,000).

- b. A project scope for Phases 1 and 2 be approved that includes rehabilitation of the existing University House to provide seismic and structural upgrades, utility and site improvements, and improvements to the public and private spaces to address life safety and code compliance issues, while protecting tribal cultural, archaeological, and historical resources.

- (2) Based on review and consideration of the previously certified University House Rehabilitation Project Environmental Impact Report (July 2011), the Committee reported its:

- a. Adoption of the Findings for Phase 2 of the project, including the Statement of Overriding Considerations.
- b. Approval of the design for Phase 2 of the project.

[The California Environmental Quality Act Findings were mailed to Regents in advance of the meeting, and copies are on file in the Office of the Secretary and Chief of Staff.]

E. ***Approval of the Budget, External Financing and Approval of Design following Action pursuant to the California Environmental Quality Act, Berkeley Art Museum and Pacific Film Archive: UC Printing Plant Adaptive Renovation, Berkeley Campus***

(1) The Committee recommended that:

- a. The 2011-12 Budget for Capital Improvements and the Capital Improvement Program be amended as follows:

From: Berkeley: Berkeley Art Museum and Pacific Film Archive Seismic Replacement: UC Printing Plant Adaptive Reuse and Expansion – preliminary plans – \$5,600,000 to be funded from gifts.

To: Berkeley: Berkeley Art Museum and Pacific Film Archive: UC Printing Plant Adaptive Renovation – preliminary plans, working drawings, construction and equipment – \$95,000,000 to be funded from gifts (\$75,000,000) and external financing (\$20,000,000).

- b. The scope of the Berkeley Art Museum and Pacific Film Archive: UC Printing Plant Adaptive Renovation shall provide approximately 45,950 assignable square feet which is planned to include museum galleries, Pacific Film Archive film theatre and viewing rooms, seminar room, participatory arts laboratory, library and film study center, works on paper study center, café and store, administrative offices, and back-of-house operations, in support of the University mission in academic programs and public service.
- c. The President be authorized to obtain external financing in an amount not to exceed \$20,000,000 to finance the project, subject to the following conditions:
- i. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
- ii. As long as the debt is outstanding, the general revenues of the Berkeley campus shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing.

- iii. The general credit of the Regents shall not be pledged.
  - d. The President be authorized to obtain standby financing not to exceed \$27,136,000 for the project, subject to the following conditions:
    - i. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
    - ii. As long as the debt is outstanding, the general revenues of the Berkeley campus shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing.
    - iii. The general credit of the Regents shall not be pledged.
  - e. The President be authorized to obtain interim financing not to exceed \$21,974,000 for the project, to be repaid with gifts, and subject to the following conditions:
    - i. Interest only, based on the amount drawn down, shall be paid on the outstanding balance during the construction period.
    - ii. To the extent additional gifts are received as cash, the amount of interim financing will be reduced. To the extent additional gifts are received as documented pledges, the interim financing will be converted to standby financing.
    - iii. The project will proceed to bid when the President verifies that all required gift funds for the project are in place, as cash or documented pledges and all necessary permits and/or easements required from the City of Berkeley are secured.
    - iv. As long as the debt is outstanding, the general revenues of the Berkeley campus shall be maintained in amounts sufficient to pay the debt service and to meet the related requirements of the authorized financing.
    - v. The general credit of the Regents shall not be pledged.
  - f. The President be authorized to execute all documents necessary in connection with the above.
- (2) Upon review and consideration of the environmental consequences of the

proposed project, the Committee reported its:

- a. Adoption of the Mitigation Monitoring Report and Findings based on Addendum #9 to the UC Berkeley 2020 Long Range Development Plan Environmental Impact Report.
- b. Approval of the project design.

[The Environmental Impact Summary and complete California Environmental Quality Act documentation, including the 2020 Long Range Development Plan (LRDP) Environmental Impact Report (EIR), Addendum #5 to the LRDP, Addendum #9 to the LRDP EIR, and Findings were mailed to Regents in advance of the meeting, and copies are on file in the Office of the Secretary and Chief of Staff.]

F. ***Approval of Preliminary Plans Funding, Block 25A Academic Building (Faculty Office Building), San Francisco Campus***

The Committee recommended that the 2011-12 Budget for Capital Improvements be amended to include the following project:

San Francisco: Block 25A Academic Building (Faculty Office Building) – preliminary plans – \$3,000,000 to be funded from campus funds.

G. ***Approval of Interim Financing, Solar Energy Research Center, Berkeley Campus and Lawrence Berkeley National Laboratory***

The Committee recommended that the President be authorized to obtain interim financing not to exceed \$30,000,000 plus related interest expense and financing costs for the Solar Energy Research Center project in advance of expected State lease revenue bond funds and subject to the following conditions:

- (1) The primary source of repayment of requested interim financing that includes the \$30 million plus related interest expense and financing costs shall be from State lease revenue bond proceeds and the alternate source of repayment shall be from available Lawrence Berkeley National Laboratory funds that will support either the interim financing or external finance issued by the Regents.
- (2) Should the related trailer bill for interest expense and financing costs reimbursement not be passed by the State Legislature, Lawrence Berkeley National Laboratory will consult with the Office of the President to begin immediate repayment of current interest expense and financing costs based on the construction amount drawn and interest expense and financing costs already capitalized.
- (3) The interim financing is only authorized for a maximum period of up to



18 months after beneficial occupancy after which no further interest expense or financing costs shall be capitalized.

- (4) The general credit of the Regents shall not be pledged.
- (5) The President be authorized to execute all documents necessary in connection with the above.

H. ***Amendment of Coastal Long Range Development Plan and Approval of Design following Action pursuant to the California Environmental Quality Act, Marine Science Campus Projects, Santa Cruz Marine Science Campus***

Upon review and consideration of the environmental consequences of the proposed Marine Science Campus (MSC) Projects and Amendment #1 to the 2004 Coastal Long Range Development Plan (CLRDP), the Committee reported its:

- (1) Certification of the MSC Projects Environmental Impact Report (EIR).
- (2) Adoption of the Mitigation Monitoring and Reporting Program.
- (3) Adoption of the California Environmental Quality Act Findings.
- (4) Amendment of the 2004 CLRDP ("CLRDP Amendment #1") to incorporate 11 minor amendments.
- (5) Modification of the CLRDP EIR General Mitigation Measure 4.3-1 to increase the effectiveness of fugitive dust control.
- (6) Approval of the design of the MSC Projects, which include:
  - a. Coastal Biology Building Project (CBB)
  - b. Marine Science Campus Environmental Health and Safety (EH&S) Facility Project
  - c. Marine Science Campus (MSC) Parking Phase 1 Project
  - d. Nature Education Facilities Project (NEF)
  - e. Specific Resource Plan Phase 1B Project (SRP)
- (7) Authorization of the President to modify, accept and approve revisions to the CLRDP Amendment #1, or design of one or more of the MSC Projects, to ensure consistency with the California Coastal Act, provided that any substantial changes in principles or policies of the CLRDP or design be brought to the Regents for approval.

[The Summary of CLRDP Amendment #1, Executive EIR Summary, and complete California Environmental Quality Act documentation, including the CLRDP EIR, MSC Projects Final EIR, Mitigation Monitoring and Reporting Program, and Findings were mailed to Regents in advance of the meeting, and copies are on file in the Office of the Secretary and Chief of Staff.]

Upon motion of Regent Makrechian, duly seconded, the recommendations of the Committee on Grounds and Buildings were approved.

## 11. **REPORT OF INTERIM ACTIONS**

Secretary and Chief of Staff Kelman reported that, in accordance with authority previously delegated by the Regents, interim action was taken on routine or emergency matters as follows:

- A. The Chairman of the Board of Regents and the President of the University approved the following recommendation:

### ***Approval of University of California Financial Reports, 2011***

That the Regents adopt the 2010-11 Annual Financial Reports for the University of California; the University of California Retirement Plan, including the PERS-VERIP; the University of California Retirement Savings Program, including the Defined Contribution, 403(b) and 457(b) Plans; and the University of California Health and Welfare Program, including the retiree health benefit trust and the five University of California Medical Centers.

- B. The Chair of the Committee on Compensation and the President of the University approved the following recommendations:

### **(1) *Contract Compensation Parameters for Head Football Coach, Intercollegiate Athletics, Los Angeles Campus***

#### **Background to Recommendation**

Action under interim authority was requested to delegate authority to the Chancellor or his designee to negotiate and agree upon compensation, within certain parameters, for the new Head Football Coach, Los Angeles campus.

Interim authority was requested because of the urgent need to fill this position and the typically rapid negotiation process to secure the desired candidate.

This urgent matter was in an effort to proactively define negotiating parameters and address the fast-moving negotiations that were expected to occur in the head football coaching market within the following two weeks.

Approval of the list of possible compensation categories and maximum compensation amounts was intended to facilitate successful contract negotiations with the desired candidate. Once the contract has been signed by both parties, an informational report will be made to the Regents disclosing the final terms of the agreement on the bi-annual coaches delegation report.

Approval of this delegation of authority for recruitment parameters will serve as approval of the final compensation of the Head Football Coach, provided that the final compensation is within the parameters outlined in this Item. It is understood that Regental authorization for this delegation of authority will expire upon the signing of the contract by both parties.

It is anticipated that the final employment agreement will not include the maximum amount in every category of compensation listed below.

This year UCLA Intercollegiate Athletics anticipates receiving approximately \$17.6 million from television, multimedia, apparel and products. The agreements are global and not tied to specific coaches, sports, or even appearances, but the success or failure of the football program is a major part in determining the amount of revenue.

The compensation provided under this contract shall be funded exclusively from athletic department revenues and private fundraising, and no State or general campus funds will be used.

#### Recommendation

A delegation of authority to the Chancellor, Los Angeles campus be approved to approve compensation terms for a new Head Football Coach, Los Angeles campus, that are within the contract compensation parameters set forth below, with the understanding that the final terms will be set forth in an appropriate written contract, which will be reviewed by the Office of the General Counsel.

The maximum parameters proposed for the Head Football Coach at the Los Angeles campus are as follows:

- a. **Contract Duration:** A contract of up to seven years in duration. Additionally, authority is requested to include language, consistent with current market practice, to automatically extend duration of

the contract by one year each time eight regular season wins are achieved. In recent years offering this extension element has become a trend for top performing head coaches.

- b. **Base Salary and Talent Fee:** An initial annual base salary and talent fee with a combined total that will not exceed \$3 million. Authority is requested to increase the combined total of base salary and talent fee each year by a maximum of five percent.
  - i. The annual base salary will not exceed \$300,000.
  - ii. Activities associated with talent fees may include professional services in connection with various appearances and speaking engagements on television and radio broadcasts of UCLA football games and sports shows dedicated to UCLA sports, promotional endorsements, and consultation contracts with athletic shoe, athletic apparel, athletic equipment, and other sports manufacturers.
- c. **Contingent Retention Bonus:** The contract may include a provision that would entitle the head coach to a specified amount as a contingent retention bonus of up to \$350,000 for each contract year completed, payable no sooner than the third year completed of the contract term. The contract may contain a provision stating that, in the event the head coach becomes unable to perform the services described in the contract due to illness, incapacity, or some other non-performance based reason and the contract is terminated, the head coach or his assignees will receive a pro-rata portion of the contingent retention bonus as described in the contract between the parties. If the coach is terminated for cause, he will forfeit this retention bonus. The contract may contain a provision stating that, if the coach is terminated under the “at will” provisions of the agreement, the coach will be entitled to the amount vested through the date of termination.
- d. **Signing Bonus:** A one-time signing bonus not to exceed \$1million. The appropriateness of a signing bonus, as well as the amount of the signing bonus, will be determined in conjunction with the agreed-upon base salary and talent fee amounts, such that the higher the base and talent fee, the lower the signing bonus. The agreement will require that the coach forfeit the entire signing bonus if the coach fails to complete the 2012 football season as head football coach.
- e. **Summer Camps:** An annual maximum of up to \$100,000 that may be earned for services performed in conjunction with summer

camps under a revenue-sharing arrangement, the terms of which may be determined at the sole discretion of the Athletics Director.

- f. **Other Incentive Pay:** An annual maximum of up to \$1 million may be earned by the head coach for such accomplishments as:
- i. Pac-12 finish, final national ranking, number of regular season wins, Bowl appearances.
  - ii. Academic achievement including academic progress status as calculated by the National Collegiate Athletic Association.
  - iii. Ticket sales incentives. This element is designed to incentivize the coach to participate in sales efforts, such as public appearances, in conjunction with department sales strategies.
  - iv. Incentive pay for achieving the national championship, participation in national championship game, participation in Bowl Championship Series, National Coach of the Year, or participation in the Pac-12 championship game.
- g. **Termination Clause:** The contract will contain a penalty clause for early termination by the coach, such that, if the coach terminates the agreement, he will owe UCLA an agreed upon sum of money. Whether the coach takes a position at a college or university that is considered to be a competing school with UCLA may be identified as a factor in determining the amount of money the coach will owe the University in such circumstances.

The University will retain the right to terminate the contract for cause, at which point all compensation and other obligations will cease, and there will be no obligation by the University to “buy out” the remainder of the contract.

The University will retain the unilateral right to terminate the employment contract without cause at any time. The agreement may include a provision stating that, in the event the University terminates the agreement without cause, it shall be obligated to pay the head coach, as a liquidated damages, up to the remaining contract amount, offset (“mitigated”) by any future income earned by the coach in subsequent employment during the remaining contract period. The University shall not be liable for any University benefits which are not vested or for any collateral

business opportunities or other benefits associated with the candidate's position as coach.

- h. **Contractually Obligated Liquidated Damages:** The contract may include a provision stating that the University will pay any liquidated damage amounts, grossed up to account for taxes, that the coach contractually owes a former institution because of the coach's early termination of that contract. This is an additional potential cost that does not directly relate to compensation. Such provisions have become customary in contracts for coaches in comparable positions.
- i. Per policy, eligibility for standard health and welfare benefits except vacation or sick leave accrual, for which coaches are not eligible.
- j. Up to two courtesy vehicles to be provided by the University or, alternatively, an annual stipend of up to a \$7,500 per vehicle in lieu of availability of up to two vehicles. The contract will provide that the courtesy vehicles or stipend may be withdrawn at any time at the sole discretion of the Athletics Director.
- k. Country Club Membership dues support limited to term of service.
- l. The contract may provide that the University will pay spouse travel for required events outside the Los Angeles area, subject to approval by the Athletics Director and in accordance with the requirements for employee travel expenses set forth in University policy.
- m. As an exception to policy, eligibility for a non-standard title (football coach) to participate in the Mortgage Origination Program (MOP) and/or the Supplemental Home Loan Program (SHLP).
  - i. In compliance with policy, the loan amount for any loan offered will not exceed the program maximum at the time the candidate is in escrow and the final loan commitment is made.
  - ii. If a loan is offered as a Graduated Payment MOP loan (GP-MOP), approval of non-standard terms which will not result in a fixed interest rate to the candidate that is lower than three percent for the term of the loan.

- iii. Any loan offered will comply with all other normal MOP and/or SHLP program parameters and is subject to funding availability.
- n. Per policy, 100 percent reimbursement for actual expenses related to moving household goods and personal effects from the former primary residence to the new primary residence, subject to the limitations under University policy.
- o. Access for coach's immediate family to a suite at the Rose Bowl for all regular season games, to be used for donor relations by the coach and the Athletics Department. Appropriate taxation treatment of this issue will be executed by the campus.

Compensation recommendations and final actions will be released to the public as required in accordance with the standard procedures of the Board of Regents.

**Submitted by: UCLA Chancellor Block**  
**Reviewed by: President Yudof**  
**Committee on Compensation Chair Ruiz**  
**Office of the President, Human Resources**

(2) ***Administrative Stipend for Margarita Baggett as Acting Chief Operating Officer – Health System, San Diego Campus***

Background to Recommendation

The San Diego campus requested approval of an administrative stipend of \$81,900 (32.5 percent of base salary) for Margarita Baggett as Acting Chief Operating Officer at the San Diego Health System, effective October 4, 2011 through September 30, 2012, or until the appointment of a Chief Operating Officer, whichever occurs first.

This request was the result of the retirement of the previous Chief Operating Officer effective October 4, 2011. The requested base salary plus stipend represents an annualized savings of 35.1 percent or \$180,800.

The Health System plans on conducting an extensive national search; however, due to the lengthy process and the immediate need to fill this important position, Margarita Baggett has agreed to serve until a new Chief Operating Officer is hired.

Funding for this action would come from non-State funds.

Recommendation

The following items were approved in connection with the appointment of Margarita Baggett as Acting Chief Operating Officer – Health System, San Diego campus:

- a. Per policy, continued annual base salary of \$252,000.
- b. Per policy, an annual administrative stipend of 32.5 percent of base salary (\$81,900) while serving as Acting Chief Operating Officer, increasing Ms. Baggett's total annual salary to \$333,900. Position classified as SLCG Grade 113 (Minimum \$333,900, Midpoint \$431,500, Maximum \$529,100).
- c. Per policy, continued eligibility to participate in the Clinical Enterprise Management Recognition Plan (CEMRP), with a target award of 15 percent of base salary (\$37,800) and a maximum potential award of 25 percent of base salary (\$63,000).
- d. Per policy, a five percent monthly contribution to the Senior Management Supplemental Benefit Program.
- e. Per policy, standard pension and health and welfare benefits and standard senior management benefits (including senior management life insurance and executive salary continuation for disability).
- f. Per policy, this appointment is at 100 percent time.
- g. As an exception to policy, this appointment is effective retroactive to October 4, 2011 and continuing through September 30, 2012, or until the appointment of a Chief Operating Officer, whichever occurs first.

Recommended Compensation

**Effective Date:** October 4, 2011

**Annual Base Salary:** \$252,000

**Stipend:** \$81,900

**Total Annual Base Salary\*:** \$333,900

**CEMRP (at 15 percent target rate):** \$37,800

**Target Cash Compensation\*\*:** \$371,700

**Grade Level:** SLCG Grade 113

(Minimum \$333,900, Midpoint \$431,500, Maximum \$529,100)

- **Note:** The proposed total annual base salary is 29.2 percent below the average base salary of \$471,300 for the Chief Operating Officers at other UC medical centers.



**Budget &/or Prior Incumbent Data****Title:** Chief Operating Officer**Annual Base Salary:** \$514,700**CEMRP (at 15 percent target rate):** \$77,205**Target Total Cash Compensation:** \$591,905**Grade Level:** SLCG Grade 113

(Minimum \$333,900, Midpoint \$431,500, Maximum \$529,100)

**COMPETITIVE ANALYSIS**

Percentiles	<b>*BASE SALARY MARKET PERCENTILES</b>					<b>**TARGET CASH MARKET PERCENTILES</b>				
	<u>25th</u>	<u>50th</u>	<u>Mean</u>	<u>75th</u>	<u>90th</u>	<u>25th</u>	<u>50th</u>	<u>Mean</u>	<u>75th</u>	<u>90th</u>
Market Data	\$459.0	\$573.0	\$563.0	\$670.4	\$810.3	\$498.3	\$714.3	\$732.0	\$941.0	\$1,225.1
% Difference from Market	-27.3%	-41.7%	-40.7%	-50.2%	-58.8%	-25.4%	-48.0%	-49.2%	-60.5%	-69.7%

The compensation described above shall constitute the University's total commitment until modified by the Regents and shall supersede all previous oral and written commitments. Compensation recommendations and final actions will be released to the public as required in accordance with the standard procedures of the Board of Regents.

**Submitted by:** UC San Diego Chancellor Fox  
**Reviewed by:** President Yudof  
 Committee on Compensation Chair Ruiz  
 Office of the President, Human Resources

- (3) *Administrative Stipend for Thomas V. McAfee as Acting Chief Executive Officer, Health System, San Diego Campus*

**Background to Recommendation**

The San Diego campus requested approval of an administrative stipend of \$50,000 (9.1 percent of base salary) for Thomas V. McAfee as Acting Chief Executive Officer at the San Diego Health System, effective November 7, 2011 through October 31, 2012, or until the appointment of a Chief Executive Officer, whichever occurs first.

This request was the result of the previous Chief Executive Officer (CEO) at the San Diego Health System announcing his resignation effective December 2, 2011. The previous CEO is moving to the University of

Southern California at a significantly higher salary. Dr. McAfee's salary and stipend is equivalent to that of the previous incumbent.

Approval was sought under interim authority to enable the medical center to maintain momentum on several vital initiatives and facilitate a smooth transition of leadership.

The Health System plans to conduct an extensive national search for a replacement but because of the immediate need to fill this important position, Thomas McAfee has agreed to serve until a new Chief Executive Officer is hired. A period of overlap is necessary to ensure a seamless transition and effective continuity of leadership.

Funding for this action would come from non-State funds.

#### Recommendation

The following items were approved in connection with the administrative stipend for Thomas McAfee as acting Chief Executive Officer, Health System, San Diego campus:

- a. Per policy, continued annual base salary of \$550,000.
- b. Per policy, an annual administrative stipend of 9.1 percent (\$50,000) of base salary while serving as Acting Chief Executive Officer, increasing Dr. McAfee's total annual salary to \$600,000. Position classified as SLCG Grade 117 (Minimum \$522,300, Midpoint \$679,000, Maximum \$835,800).
- c. Per policy, continued eligibility to participate in the Clinical Enterprise Management Recognition Plan (CEMRP), with a target award of 20 percent of base salary (\$110,000) and a maximum potential award of 30 percent of base salary (\$165,000).
- d. Per policy, a five percent monthly contribution to the Senior Management Supplemental Benefit Program.
- e. Per policy, standard pension and health and welfare benefits and standard senior management benefits (including senior management life insurance and executive salary continuation for disability).
- f. Per policy, this appointment is at 100 percent time.
- g. The appointment is effective November 7, 2011 and continuing through October 31, 2012, or until the appointment of a Chief

Executive Officer, whichever occurs first.

**Recommended Compensation**

**Effective Date:** November 7, 2011

**Annual Base Salary:** \$550,000

**Stipend:** \$50,000

**Total Annual Base Salary\*:** \$600,000

**CEMRP (at 20 percent target rate):** \$110,000

**Target Cash Compensation\*\*:** \$710,000

**Grade Level:** SLCG Grade 117

(Minimum \$522,300, Midpoint \$679,000, Maximum \$835,800)

**Budget &/or Prior Incumbent Data**

**Title:** Chief Executive Officer

**Annual Base Salary:** \$600,000

**CEMRP (at 20 percent target rate):** \$120,000

**Target Cash Compensation:** \$720,000

**Grade Level:** SLCG Grade 117

(Minimum \$522,300, Midpoint \$679,000, Maximum \$835,800)

Target Cash Compensation – Includes base salary and incentive and stipend, as applicable.

**COMPETITIVE ANALYSIS**

Percentiles	<b>*BASE SALARY MARKET PERCENTILES</b>					<b>**TARGET CASH MARKET PERCENTILES</b>				
	<u>25th</u>	<u>50th</u>	<u>Mean</u>	<u>75th</u>	<u>90th</u>	<u>25th</u>	<u>50th</u>	<u>Mean</u>	<u>75th</u>	<u>90th</u>
Market Data	819.6	918.0	939.8	1041.0	1225.0	903.0	1186.7	1277.4	1569.2	1791.5
% Difference from Market	-26.8%	-34.6%	-36.2%	-42.4%	-51.0%	-21.4%	-40.2%	-44.4%	-54.8%	-60.4%

The compensation described above shall constitute the University's total commitment until modified by the Regents and shall supersede all previous oral and written commitments. Compensation recommendations and final actions will be released to the public as required in accordance with the standard procedures of the Board of Regents.

**Submitted by:** UC San Diego Chancellor Fox  
**Reviewed by:** President Yudof  
 Committee on Compensation Chair Ruiz  
 Office of the President, Human Resources

(4) ***Amendment of the Delegation of Authority to Modify the Contract Compensation Parameters for Head Football Coach, Intercollegiate Athletics, Los Angeles Campus***

Background to Recommendation

Action under interim authority was requested to modify one element of the contract compensation parameters approved on November 23, 2011 for the Head Football Coach, Intercollegiate Athletics, Los Angeles campus. Action on this item was urgently needed as contract negotiations for this position were under way with James L. Mora.

On November 23, 2011, the Regents delegated authority to the Chancellor or his designee to negotiate compensation, within certain parameters, for the new Head Football Coach, Intercollegiate Athletics, Los Angeles campus. The parameters that were approved allowed the campus to act during the fast-moving negotiations at the end of the college football season.

Under the approved contract compensation parameters, authority was granted to offer annual guaranteed compensation (annual base salary and talent fee combined) not to exceed \$3 million, with annual increases of five percent.

The campus requested approval of a modification to this parameter for the annual increase between the first and second years of the Head Football Coach's contract. Because Coach Mora will be paid by his former National Football League (NFL) team through year one of his contract with the University, the campus was able to reduce his guaranteed compensation for that year to a level that will result in significant savings to the University, while preventing him from incurring a financial penalty from his previous employer's contract. Specifically, Coach Mora is willing to accept \$1,835,000 in guaranteed compensation during his first year, provided that his guaranteed compensation increases to \$2,200,000 during his second year, a 19.9 percent increase. But for the savings afforded by the NFL buyout, the contract increase between the first and second year would have been within the approved parameters.

All other terms negotiated for Coach Mora's contract compensation are within and/or below the parameters recently approved by the Regents for the UCLA Head Football Coach. In fact, several of the authorized parameters – including the approved authority to negotiate a signing bonus not to exceed \$1 million and payment of contractually obligated liquidated damages – were not required.

The source of funding for Coach Mora's contract will be exclusively from athletic department revenues and private fundraising. No State or general campus funds will be used.

This year UCLA Intercollegiate Athletics anticipates receiving approximately \$17.6 million from agreements related to television, multimedia, apparel and products. The agreements are global and not tied to specific coaches, sports, or even appearances, but the success or failure of the football program plays a major part in determining the amount of revenue the campus receives under the agreements.

#### Recommendation

The following was approved in connection with the amendment of the delegation of authority to the Chancellor, Los Angeles campus, to modify the contract compensation parameters for a new Head Football Coach, Intercollegiate Athletics, Los Angeles campus:

Raise the ceiling on the permissible increase in guaranteed compensation between year one and year two of the contract from five percent to 19.9 percent for the Head Football Coach, Los Angeles campus. This will enable the campus to enter into a contract with Coach Mora as Head Football Coach that provides for \$1,835,000 in guaranteed compensation in year one and \$2,200,000 in year two.

- (5) ***Extension of Term Appointment of and Total Compensation for Christopher F. Edley, Jr. as Special Advisor to the President, Office of the President***

#### Background to Recommendation

Approval under interim authority was requested to extend the appointment of Christopher F. Edley, Jr. as Special Advisor to the President, Office of the President, as well as the stipend of \$43,000 associated with this appointment. The stipend represents 14 percent of Mr. Edley's base salary of \$307,000. The implementation date for the appointment and stipend extension was December 15, 2011, and it will end December 14, 2013, or earlier, at the discretion of the President. A stipend of more than 12 months is an exception to policy and therefore requires Regental approval.

This stipend will be funded from State funds.

The Special Advisor to the President provides advice to, and executes special projects on behalf of, the President and assists the President and his senior team with the development of strategy to address a variety of

policy initiatives.

Mr. Edley is uniquely qualified to serve President Yudof as Special Advisor. Mr. Edley is the Dean of the UC Berkeley School of Law and faculty Co-Director of the Warren Institute on Law and Social Policy. In addition to serving in the administration of several Presidents of the United States, Mr. Edley has served on the United States Commission on Civil Rights, the national bipartisan Commission on No Child Left Behind, and the California Bipartisan State Commission on a 21st Century Economy. He currently serves on the Equity and Excellence Commission created by the United States Department of Education to develop recommendations to increase educational opportunities by improving school funding equity.

As Special Advisor to the President, Mr. Edley serves as a member of the President's Cabinet and leads the development, coordination and oversight of an array of priority initiatives on behalf of President Yudof, including the University's contributions to improving pre-kindergarten through higher education (P-16) education in California; the University's contributions to addressing the energy and climate challenges facing California, the nation, and the world; the development of student support strategies targeted to middle-income families; and the framing of strategies to enhance federal support for UC operating budgets and facilities.

Mr. Edley served as a member of the UC Commission on the Future and currently serves as Co-Chair of the UC Online Instruction Project, which grew out of one of the Commission recommendations. He was appointed by President Yudof and Chancellor Fox to oversee the implementation of the campus climate plan at UC San Diego and serves as Co-Chair of the President's Advisory Council on Campus Climate, Culture and Inclusion, which is charged with identifying best practices at other institutions and monitoring and evaluating the progress of each campus toward ensuring equal opportunities for all UC students, faculty and staff. Most recently, the President appointed Mr. Edley and General Counsel Robinson to lead a systemwide examination of police protocols and policies as they apply to protests at all ten UC campuses and recommend best practices for policing protests across the campuses.

#### Recommendation

The following was approved in connection with the extension of the term appointment of and total compensation for Christopher F. Edley, Jr. as Special Advisor to the President, Office of the President:

- a. Continued appointment of Christopher F. Edley, Jr. as Special

Advisor to the President, Office of the President.

- b. As an exception to policy, continued annual stipend of \$43,000, increasing Mr. Edley's total annual salary from \$307,000 to \$350,000 in recognition of his additional work as Special Advisor to the President. The stipend will be paid by the Office of the President. This constitutes an exception to policy because the stipend is beyond the one year period allowed by policy.
- c. Mr. Edley's salary of \$307,000 as Dean, School of Law (SLCG Grade 111) will continue to be paid by UC Berkeley. Mr. Edley's position as Dean is not affected by this term appointment.
- d. Per policy, standard pension and health and welfare benefits.
- e. Per policy, ineligible to participate in the Senior Management Supplemental Benefit Program due to tenured faculty appointment.
- f. Per policy, accrual of sabbatical credits as a member of tenured faculty.
- g. The extension of the appointment as Special Advisor to the President and the associated stipend will be effective December 15, 2011 and end December 14, 2013, or earlier, at the discretion of the President.

The compensation described above shall constitute the University's total commitment until modified by the Regents and shall supersede all other previous oral and written commitments. Compensation recommendations and final actions will be released to the public as required in accordance with the standard procedures of the Board of Regents.

**Reviewed by:           President Yudof  
                                  Committee on Compensation Chair Ruiz  
                                  Office of the President, Human Resources**

- (6) ***Amendment to the Deferred Compensation Program for Jeff Tedford as Head Football Coach, Berkeley Campus***

Background to Recommendation

Action under interim authority was requested to authorize the President to amend the deferred compensation program established for Jeff Tedford, Head Football Coach at UC Berkeley, to postpone the mandatory distribution date to January 31, 2013.

The deferred compensation program is intended to allow Coach Tedford to defer taxation on a portion of his current cash compensation until his benefits are paid or made available at the times stated in the governing documents.

In 2008, the Regents authorized the President to approve and implement a deferred compensation program for Coach Tedford. As implemented, it includes two components: a tax-qualified defined contribution plan (The University of California Supplemental Defined Contribution Plan) and a related excess benefit arrangement (The University of California Supplemental Defined Contribution 415(m) Plan). Under the program, contributions are made to the defined contribution plan up to the limit established in the U.S. Internal Revenue Code (Code), which is currently \$49,000 per year. The remainder is credited to the excess benefit arrangement.

Contributions were made under the deferred compensation program in 2009, 2010 and 2011 on behalf of Coach Tedford, who has been advised of the risks by his tax and financial counsel.

To date, the Internal Revenue Service (IRS) has not issued substantive guidance on whether this type of excess benefit arrangement satisfies the applicable requirements of Section 415(m) of the Code. Thus, in 2009, the University requested a private letter ruling from the IRS that the contributions and allocations made on behalf of Coach Tedford under the deferred compensation program, and any earnings, would not be taxable until the year they are paid out rather than in the year contributed.

Currently, the excess benefit arrangement incorporates a mandatory distribution date of December 31, 2011. It was added as a precaution to ensure that Coach Tedford would have access to the funds to pay tax liabilities associated with prior contributions (back taxes, fees and penalties) in the event the IRS does not rule favorably on the University's request. At the time of filing, it was expected that the IRS would issue its ruling within a year or two of the 2009 filing date, so the December 31, 2011 date seemed appropriate. Otherwise, the funds are not payable until the standard distribution dates (separation of service, death, or disability).

Because the IRS has not yet acted on the University's request, it is now recommended to postpone the mandatory distribution date to January 31, 2013.

Consistent with contributions made in the prior three years, the Contract Addendum will be amended effective January 1, 2012 to eliminate the provision directing payment of a \$500,000 retention bonus to Coach Tedford on January 8, 2012. The Contract Addendum will be further



amended to reflect that that amount, adjusted for applicable withholdings, will instead be made as a contribution to the deferred compensation program on Coach Tedford's behalf as soon as practicable after January 8, 2012.

Coach Tedford has confirmed in an Acknowledgment dated December 20, 2011 that he has relied on counsel from his legal, tax and financial advisors in connection with the contract negotiations and with regard to the risks to him associated with the deferred compensation program as described by the University in the cover letter to the Acknowledgment and in a separate letter dated December 23, 2008. Both letters indicate Coach Tedford will be liable for any applicable taxes, interest and penalties attributable to the allocations and earnings maintained on his behalf under, and distributed from, the deferred compensation program.

This action was requested under interim authority because the mandatory distribution date will occur before the January meeting of the Board.

#### Recommendation

That the President be authorized to amend the deferred compensation program for Jeff Tedford as Head Football Coach, Berkeley campus, to postpone the mandatory distribution date of the excess benefit arrangement to January 31, 2013. All other terms and conditions in the deferred compensation program for Mr. Tedford previously approved by the Regents remain unchanged.

**Submitted by: UC Berkeley Chancellor Birgeneau**  
**Reviewed by: President Yudof**  
**Committee on Compensation Chair Ruiz**  
**Office of the President, Human Resources**

- (7) ***Delegation of Authority to Approve the Contract Compensation Parameters for Three Assistant Football Coach Positions, Intercollegiate Athletics, Los Angeles Campus***

#### Background to Recommendation

Action under interim authority was requested to delegate authority to the Chancellor or his designee to negotiate and agree upon compensation, within certain parameters, for the appointment of candidates to three assistant football coach positions, Los Angeles campus.

The parameters proposed in this item will apply only to the positions of Offensive Coordinator, Defensive Coordinator, and Strength and Conditioning Coach at UCLA. The September 2008 Amendment of

Regents' Delegation of Authority for Recruiting and Negotiating Parameters for Certain Athletic Positions and Coaches, Systemwide, will continue to govern the compensation terms for all other athletic and coach positions for which the total cash compensation exceeds or will exceed the Indexed Compensation Level, with the exception of the position of Head Football Coach, Los Angeles campus, for which the Regents recently approved specific alternative compensation parameters.

Interim authority was requested because of the urgent need to fill these three positions and the typically rapid negotiation process to secure the desired candidates.

This urgent matter was an effort to proactively define negotiating parameters and address the fast-moving negotiations that are currently occurring in the dynamic assistant football coaching marketplace.

Approval of the maximum compensation parameters is intended to facilitate successful contract negotiations with the desired candidates. Once the contracts for these three positions have each been signed by both parties, the final terms of the agreements will be reported to the Regents in the Biannual Coaches Delegation Report.

Approval of this recruitment authority served as approval of the final contract compensation, provided the compensation for each assistant coach is consistent with the limits and procedures outlined in these proposals. The Regental authorization for this delegation of authority will expire upon the signing of the contracts by all parties.

It is anticipated that the final employment agreements will not include the maximum amount in every category of compensation listed below.

This year UCLA athletics anticipates receiving approximately \$17.6 million in revenue from agreements related to television, multimedia, apparel and products. The agreements related to these revenue sources are global and not tied to specific coaches, sports, or even appearances, but the success or failure of the football program is a major factor in determining the amount of revenue.

The compensation provided under these coaches' contracts shall be funded exclusively from athletic department revenues and private fundraising. No State or general campus funds will be used.

#### Recommendation

The following was approved in connection with the delegation of authority to the Chancellor, Los Angeles campus, to approve compensation terms

for three Assistant Football Coach positions, Los Angeles campus, that are within the contract compensation parameters set forth below or otherwise within existing delegated authority, with the understanding that the final terms will be set forth in appropriate written contracts, which will be reviewed by the Office of the General Counsel.

The maximum parameters proposed for three Assistant Football Coach positions at the Los Angeles campus are as follows:

- a. **Positions:** The three Assistant Football Coach positions that will be subject to these proposed parameters will be Offensive Coordinator, Defensive Coordinator, and Strength and Conditioning Coach. The Strength and Conditioning Coach is a new position.
- b. **Contract Duration:** A contract of up to two years in duration.
- c. **Guaranteed Compensation:** Authority is requested to hire candidates for these three positions within the compensation parameters set forth below.

This proposal provides the important flexibility necessary to negotiate the range of possible maximums relevant to the current marketplace. In all circumstances, the annual base salary for each assistant coach will not exceed \$250,000.

For those receiving annual guaranteed compensation in excess of \$250,000, the amount in excess of \$250,000 will be designated as a Talent Fee. The payment of talent fees will be predicated on professional activities including various appearances and speaking engagements on television and radio broadcasts of UCLA football games and sports shows dedicated to UCLA sports, promotional endorsements, and consultation contracts with athletic shoe, athletic apparel, athletic equipment, and other sport manufacturers.

Year 1	Offensive Coordinator	Defensive Coordinator	Strength & Conditioning Coach
Base Salary	\$250,000	\$250,000	\$225,000
Talent Fee	\$100,000	\$300,000	\$0
Total Guaranteed Compensation	\$350,000	\$550,000	\$225,000

Year 2	Offensive Coordinator	Defensive Coordinator	Strength & Conditioning Coach
Base Salary	\$250,000	\$250,000	\$225,000
Talent Fee	\$125,000	\$300,000	\$0
Total Guaranteed Compensation	\$375,000	\$550,000	\$225,000

- d. **Incentive Pay:** An annual maximum performance-based incentive of up to a total of \$100,000 may be earned by each assistant coach for such accomplishments as:
- i. Pac-12 finish, final national ranking, number of regular season wins, Bowl appearances.
  - ii. Academic achievement including academic progress status as calculated by the National Collegiate Athletic Association.
  - iii. Ticket sales incentives. This element is designed to incentivize the coach to participate in sales efforts, such as public appearances, in conjunction with department sales strategies.
  - iv. Incentive pay for achieving the national championship, participation in the national championship game, participation in the Bowl Championship Series, or participation in the Pac-12 championship game.
- e. **Summer Camps:** An annual maximum of up to \$100,000 may be earned for services performed in conjunction with summer camps under a revenue-sharing arrangement, the terms of which may be determined at the sole discretion of the Athletic Director and Head Football Coach.
- f. **Termination Clause:** Each contract will contain a penalty clause for early termination by the assistant coach, such that, if the assistant coach terminates the agreement, he will owe UCLA an agreed upon sum of money. Whether the assistant coach takes a position at a college or university that is considered to be a competing school with UCLA may be identified as a factor in determining the amount of money the assistant coach will owe the University in such circumstances.

The University will retain the right to terminate the contract for cause, at which point all compensation and other obligations will

cease, and there will be no obligation by the University to “buy out” the remainder of the contract.

The University will retain the unilateral right to terminate the employment contract without cause at any time. The agreement may include a provision stating that, in the event the University terminates the agreement without cause, it shall be obligated to pay the assistant coach, as liquidated damages, up to the remaining contract amount, offset (“mitigated”) by any future income earned by the assistant coach in subsequent employment during the remaining contract period. The University shall not be liable for any University benefits which are not vested or for any collateral business opportunities or other benefits associated with the candidate’s position as assistant coach.

- g. Per policy, eligible for standard health and welfare benefits except vacation and sick leave accrual, for which coaches are not eligible.
- h. A courtesy vehicle for each assistant coach to be provided by the University or, alternatively, an annual stipend of up to \$7,500. This courtesy vehicle or stipend may be withdrawn at any time at the sole discretion of the Athletic Director.
- i. Per policy, 100 percent reimbursement for actual expenses related to moving household goods and personal effects from the former primary residence to the new primary residence, subject to the limitations under University policy.

Compensation recommendations and final actions will be released to the public as required in accordance with the standard procedures of the Board of Regents.

**Submitted by:** UCLA Chancellor Block  
**Reviewed by:** President Yudof  
Committee on Compensation Chair Ruiz  
Office of the President, Human Resources

## 12. **REPORT OF COMMUNICATIONS RECEIVED**

Secretary and Chief of Staff Kelman reported that, in accordance with Bylaw 16.9, Regents received a summary of communications in reports dated November 1 and December 1, 2011.

**13. REPORT OF MATERIALS MAILED BETWEEN MEETINGS**

Secretary and Chief of Staff Kelman reported that, on the dates indicated, the following were sent to the Regents or to Committees:

**To Members of the Committee on Compensation**

- A. From the President, Health Sciences Compensation Plan Participants' compensation exceeding threshold of \$658,800 for 2010 calendar year. (December 9, 2011)
- B. From the President, Annual Report on Academic Personnel Salaries Above the Indexed Compensation Level. (December 9, 2011)
- C. From the President, Annual Report on the Adjustment of the Indexed Compensation Level. (December 19, 2011)

**To Members of the Committee on Finance**

- D. From the Vice President and General Counsel, Bi-monthly Report of New Litigation for Reporting Period of 7/28/11-10/6/11. (December 12, 2011)
- E. From the Vice President and General Counsel, Bi-monthly Report of New Litigation for Reporting Period of 10/6/11-11/28/11. (December 16, 2011)

**To Members of the Committees on Finance and Oversight of the Department of Energy Laboratories**

- F. From the President, Annual Report on the Net Fee Income Received as Owner of a Limited Liability Company Managing a Department of Energy National Laboratory and Expenditures Made Therefrom for 2010-11. (December 1, 2011)

**To Members of the Committee on Grounds and Buildings**

- G. From the President, Annual Report on Major Capital Projects Implementation for fiscal year 2010-11. (November 3, 2011)

**To the Regents of the University of California**

- H. From the Secretary and Chief of Staff, summary of communications received subsequent to the October 3, 2011 report of communications. (November 1, 2011)
- I. From the President, letter and talking points regarding campus climate matters. (November 8, 2011)
- J. From the Secretary and Chief of Staff, press release regarding the postponement of the November 2011 Board of Regents meeting. (November 14, 2011)

- K. From the Chief Investment Officer and Vice President, the Treasurer's Annual Report for the fiscal year ended June 30, 2011. (November 21, 2011)
- L. From the President, letter informing of the passing of the sixth Chancellor of the Berkeley campus, Ira Michael Heyman. (November 21, 2011)
- M. From the Secretary and Chief of Staff, report of communications received subsequent to the November 1, 2011 report of communications. (December 1, 2011)

The meeting adjourned at 12:55 p.m.

Attest:

Secretary and Chief of Staff

**Additions shown by underscoring; deletions shown by strikethrough**

**BYLAW 21.5**

**SENIOR VICE PRESIDENT – CHIEF COMPLIANCE AND AUDIT OFFICER**

**21.5 Senior Vice President - Chief Compliance and Audit Officer.**

The Senior Vice President - Chief Compliance and Audit Officer, who shall also be an Officer of the University, shall develop and maintain the University's Corporate Ethics and Compliance and Audit Programs, functioning as an independent and objective office that reviews and evaluates compliance and audit issues and concerns within the University. This position will monitor and report as to the Board itself, the administration, faculty, and employees on compliance with rules and regulations of regulatory agencies, University policies and procedures, and the University's Statement of Ethical Values and Standards of Ethical Conduct. This position is authorized to implement all necessary actions to ensure achievement of the objectives of effective, accountable ethics and compliance and audit programs.



**Additions shown by underscoring; deletions shown by strikethrough**

STANDING ORDER 100.1

OFFICERS OF THE UNIVERSITY  
DESIGNATION AND TO WHOM RESPONSIBLE

100.1 Designation and to Whom Responsible

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- b. The President shall be responsible directly to the Board. All other Officers shall be responsible to the President directly or through designated channels, with the exception of the General Counsel and Vice President for Legal Affairs, the Chief Investment Officer, and the Senior Vice President - Chief Compliance and Audit Officer, ~~both~~ all of whom shall have dual responsibility to the Board and to the President.

**Additions shown by underscoring; deletions shown by strikethrough**

BYLAW 12.3

COMMITTEE ON FINANCE

12.3 Committee on Finance

The Committee on Finance shall:

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- n. Consider and recommend to the Board the annual budget of the ~~Treasurer~~ Chief Investment Officer of The Regents upon recommendation of the ~~Treasurer~~ Chief Investment Officer following review and recommendation by the Committee on Investments with respect to the portion to be charged to investment assets.

**Additions shown by underscoring; deletions shown by strikethrough**

BYLAW 12.5

COMMITTEE ON INVESTMENTS

12.5 Committee on Investments

The Committee on Investments shall:

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- e. Consider and recommend to the Committee on Finance upon recommendation of the ~~Treasurer~~ Chief Investment Officer the portion of the annual budget of the Office of the ~~Treasurer~~ Chief Investment Officer charged to investment assets.

**Additions shown by underscoring; deletions shown by strikethrough**

BYLAW 12.7

COMMITTEE ON HEALTH SERVICES

12.7 Committee on Health Services

The Committee on Health Services shall:

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- d. Consider matters relating to the University's hospitals' and student health and counseling clinical programs', including self-insured student health programs, licensure, accreditation, planning, patient care, medical staff matters, quality assurance, and relationships with schools of health sciences.
- e. Consider and recommend to the Board policies in connection with the operation and governance of University hospitals and student health and counseling clinical programs, including self-insured student health programs.

**Additions shown by underscoring; deletions shown by strikethrough**

**SCHEDULE OF REPORTS TO THE REGENTS**  
**[Pursuant to Bylaw 16.8(a)]**  
**Amended September 2011**

	<b>Month(s) Presented or Mailed to Regents</b>
<b>BOARD</b>	
Report of the President Concerning University Activities and Individuals (the President's Report)	January March May July September November
<b>COMMITTEE ON COMPENSATION</b>	
Annual Reports on Executive Compensation for Calendar Year ____: (a) Incumbents in Senior Management Positions and (b) Deans and Certain Faculty Administrators ( <i>mbm*</i> )	July
Annual Reports on Compensated Outside Professional Activities for Calendar Year ____: Incumbents in Senior Management Positions ( <i>mbm*</i> )	July
Annual Report on Compensated Outside Professional Activities for Calendar Year ____: Deans and Faculty Administrators ( <i>mbm*</i> )	January
Annual Report on Health Sciences Compensation Plan Participants' Compensation that Exceed the Reporting Threshold ( <i>mbm*</i> )	November
Annual Report on Academic Personnel Salaries Above the Indexed Compensation Level ( <i>mbm*</i> )	November
Annual Report on Adjustment of the Indexed Compensation Level ( <i>mbm*</i> )	September
Biannual Compensation Monitoring Reports: (a) Incumbents in Certain Senior Management Positions; and (b) Deans and Full-Time Faculty Administrators-( <i>mbm*</i> )	May November
Annual Compensation Monitoring Report for Calendar Year ____: Actions for Certain Athletic Positions and Coaches Systemwide	July

\*mbm: Report is sent to all Regents as a mailing between meetings (mbm)

**SCHEDULE OF REPORTS TO THE REGENTS**  
**[Pursuant to Bylaw 16.8(a)]**  
**Amended September 2011**

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	<b>Month(s) Presented or Mailed to Regents</b>
<b>COMMITTEE ON COMPLIANCE AND AUDIT</b>	
Annual Report on Internal Audit Plans	July
Annual Review of External Audit of Hastings College of the Law ( <i>mbm*</i> )	March
Annual Report on Ethics and Compliance	September
Annual Report of External Auditors for the Year Ended June 30, ____	November
Annual Report on Internal Audit Activities	November
<b>COMMITTEE ON EDUCATIONAL POLICY</b>	
Annual Report on Private Support, Major Donors, and Namings and Endowed Chairs ( <i>mbm*</i> )	November
Statistical Summary of Students and Staff ( <i>mbm*</i> )	March
Annual Report on Student Financial Support ( <i>mbm*</i> )	March
Annual Report on Undergraduate Admissions Requirements [effective 2013] ( <i>mbm*</i> )	July
Annual Report on Proposals Seeking Research Funding from the Tobacco Industry ( <i>mbm*</i> )	September
Biennial Report on Comprehensive Review ( <i>mbm*</i> ) [effective 2012]	July
<b>COMMITTEE ON EDUCATIONAL POLICY and <del>COMMITTEE ON FINANCE</del></b>	
Annual Report on Self-Supporting Professional Degree Programs ( <i>mbm*</i> )	August

\*mbm: Report is sent to all Regents as a mailing between meetings (mbm)

**SCHEDULE OF REPORTS TO THE REGENTS**  
**[Pursuant to Bylaw 16.8(a)]**  
**Amended September 2011**

	<b>Month(s) Presented or Mailed to Regents</b>
<b>COMMITTEE ON EDUCATIONAL POLICY and <del>COMMITTEE ON LONG RANGE PLANNING</del></b>	
Annual Accountability Sub-Report on Diversity at the University of California	January
Annual Accountability Sub-Report on the University of California Admissions and Enrollments	March
<b>COMMITTEE ON FINANCE</b>	
Annual Report on Risk Management ( <i>mbm*</i> )	January
Annual Report on Use of Outside Counsel ( <i>mbm*</i> )	January
Annual Report on Settlements and Separation Agreements	January
Annual Report on University Housing Assistance Programs ( <i>mbm*</i> )	January
Annual Report on Expenditures of Associates to the President and Chancellors ( <i>mbm*</i> )	September
University of California Financial Reports	November
Annual University of California Retirement Plan-Actuarial Valuation Report	November
Annual Report on Debt Capital and External Finance Approvals ( <i>mbm*</i> )	January
Annual Report on the University of California Technology Transfer Program ( <i>mbm*</i> )	May
Annual Report on Administrative Efficiencies	May
Annual Report on Newly Approved Indirect Costs ( <i>mbm*</i> )	November
Bi-Monthly Report on New Litigation ( <i>mbm*</i> )	January March May July September November

\*mbm: Report is sent to all Regents as a mailing between meetings (mbm)

**SCHEDULE OF REPORTS TO THE REGENTS**  
**[Pursuant to Bylaw 16.8(a)]**  
**Amended September 2011**

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	<b>Month(s) Presented or Mailed to Regents</b>
<u>Annual Report on the Commission on the Future Recommendations</u>	<u>March</u>
<b>COMMITTEE ON FINANCE and</b> <b><del>COMMITTEE ON OVERSIGHT OF THE</del></b> <b><del>DEPARTMENT OF ENERGY LABORATORIES</del></b>	
Annual Report on the Net Fee Income Received as Owner of a Limited Liability Company Managing a Department of Energy National Laboratory and Expenditures Made Therefrom ( <i>mbm*</i> )	November
<b>COMMITTEE ON GROUNDS AND BUILDINGS</b>	
Annual Report on Sustainable Practices ( <i>mbm*</i> )	January
Annual Report on Chancellor's Residence and Office Capital Projects ( <i>mbm*</i> )	September
Annual Report on Major Capital Projects Implementation ( <i>mbm*</i> )	October
Ten Year Consolidated State and Non-State Capital Financial Plan	November
<b>COMMITTEE ON HEALTH SERVICES</b>	
Biannual Activity and Financial Status Report on Hospitals and Clinics ( <i>mbm*</i> )	March November
<b>COMMITTEE ON INVESTMENTS</b>	
Annual Endowment Investment Report ( <i>mbm*</i> )	February
Annual Report of the Treasurer ( <i>mbm*</i> )	November
<b>COMMITTEE ON LONG RANGE PLANNING</b>	
Annual University of California Accountability Report	July

\*mbm: Report is sent to all Regents as a mailing between meetings (mbm)