

Regents' Rules – comprehensive review s/ updates and amendments since 08-09-2013

Regents' Rules chapters	Comprehensive update approved	Chapter amendments since comprehensive update adopted
Missions	12-12-2014	05-19-2017 : revised TTUHSC's Mission statement 09-01-2021: add MSU's Mission statement
<p>08-08-2024: revisions to §01.02.3.a(2) to allow Regent's Rules of the changed following the appointment of new regents by the governor without requiring the additional step of senate confirmation.</p>		
		10-09-2015: amendments re: revised §03.01.2.e to conform to changes in state contracting laws ... technical adjustments to §03.07.2.a(2) 05-20-2016: updates relating to: state contracting law changes ... EEO requirements ... the approving authority for outside employment 03-02-2018: various updates / conforming changes due to state law revisions relating to contracts and conflicts of interest, including to: §03.01.2.j ... §03.01.5.b(3) ... §03.03.2 ... §03.03.3.a ... §03.03.5.a 05-17-2019: §03.03.2 amended to recognize that §03.03.5.a provides a less restrictive policy for dealing with a regent's conflict of interest in a contract or other transaction, per the Texas Education Code 12-13-2019: §03.01.11.e -f were amended and §03.01.11.l was added to more fully specify the steps that must be taken to assure proper supervisory relationships when a nepotism exception is granted 08-05-2021: amendments to §03.08 allows annual or biennial approval of holiday schedules
04 – Academic Affairs	08-09-2013	10-10-2014 : adjustment to §04.04.1 re: new acronym for TTUHSC El Paso per Ch .00 changes 10-09-2015: added "department" in §04.11 header and §04.11.3 08-06-2020: amendments to §04.01.1 to rename "Horn Professorship" as "Horn Distinguished Professorship" and include TTUHSC El Paso for the Murray Professorship 08-05-2021: amendments deleted §04.11.3 related to namings 09-01-2021: amendments throughout to §04.04.1, 04.08 and 04.10 to add MSU 08-10-2023 : amendments to §04.04.2 prohibiting policies or rules allowing for an academic boycott

Regents' Rules chapters	Comprehensive update approved	Chapter amendments since comprehensive update adopted
05 – Student Affairs	08-09-2013	08 -10 -2018: amended §05.01.2 to require Board approval of parking <u>fees</u> paid by students, rather than parking <u>regulations</u> that apply to students 12- 10- 2020 : amended §05.0 2.1 to delegate to the chancellor, or the chancellor’s designee, the responsibility to set campus admission standards 11-16- 2023 : amended §05.01.2 to move approval of operating manuals and student handbooks from the Board to being reviewed by the ACS Committee leadership
06 – Inst'l Adv ancement	08-09-2013	10 -11 -2013 : added §06.01.5 10- 10- 2014 : adjustment to §06.05.4.b re: new acronym for TTUHSC El Paso per Ch. 00 changes 03- 06- 2015: amended §06.03.2 & §06.03.3 re: roles of the Chancellor and Presidents in fund raising 10- 09- 2015: revisions to §06.01.2.b statute citations and wording due to System clean- up legislation 08-05- 202 1: amendments deleted §06.06
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Regents' Rules chapters	Comprehensive update approved	Chapter amendments since comprehensive update adopted
09 – Investments	08-08-2014	<p>10-09-2015: amendments to conform the process for Board approval of mineral leases in §09.07.3 to that used for Board approval of other matters</p> <p>08-10-2018: amended §09.02 to allow the SITIF investment policy statement to provide all of the policies that govern management of the SITIF</p> <p>12-13-2019: to update SITIF references to the new STIF and ITIF; and to add language to handle exceptions to investments requested by a donor</p> <p>12-10-2020: amendments to §09.00, §09.01.2, §09.02, and §09.03 to update STIF and ITIF references to new CCP; delete the roles and responsibilities of the IAC in §09.02; and define/clarify the roles of the CFO and CIO in §09.02.1 and §09.02.2</p> <p>11-17-2022: to §09.00.1 to add the Mission Driven Investment Fund (MDIF) as the third investment program; to §09.01.3 to add a definition for MDIF; to §09.05 to include clarification on the policies for the new MDIF; and various updates to section numberings throughout.</p>
10 – Intellectual Prop.	10-09-2015	
11 – Athletics	10-11-2013	09-01-2021: amendments throughout to include MSU and added new §11.02.5 for MSU's Athletic Council
12 – Honorifics & Seals	08-09-2013	<p>12-12-2014: added new §12.06 re: honorary statues; subsequent sections were re-numbered</p> <p>05-19-2017: added new §12.09 to authorize a seal monument for TTU –Costa Rica</p> <p>02-26-2021: added new §12.10 to authorize the TTU School of Veterinary Medicine seal</p> <p>08-05-2021: amendments deleted §12.05 .06 related to other honorific naming not facility or gift related</p>

Board Policy Statements	Comprehensive reviews/
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Missions

Summary of comprehensive updates adopted on: December 12, 2014

Substantive revisions include the following

Texas Tech University System:

The only change to the System's mission statement was the addition of Texas Tech University Health Sciences Center at El Paso to the list of the System's component

Chapter 0 0 – Definitions, Styles and Citations

Amendments to Chapter 0 0 adopted since October 10, 2014:

09 -01 -2021 ... added definitions for Midwestern State University (MSU) in §00.01.4 as a component institution of the Texas Tech University System.

Chapter 0 1 – Bylaws

Summary of comprehensive updates adopted on: February 28, 2014

INTRODUCTORY NOTE:

Where needed and appropriate, references and/or provisions relating to the Texas Tech University Health Sciences Center at El Paso are added, since the El Paso campus now is a stand-alone institution.

Substantive revisions include the following:

Responsibilities of the Board :

A state law provision regarding the Board having the legal responsibility of a fiduciary is added.

Executive Committee:

The Executive Committee would be eliminated , as there is no longer a need to keep this committee on the books . Under the requirements of today's Open Meetings Act, the timeframe and process it takes to convene a meeting of the 5 -member Executive Committee is the same as for gathering a quorum of the Board for a special called teleconference meeting. [see former §01.02.8.d(5)]

Advisory nature of special committees and the IAC :

New provisions would clarify that, unless the Board makes a specific delegation of authority to a special committee or the Investment Advisory Committee (IAC), those committees serve only in an advisory capacity. [§01.02.8.e(4) and §01.02.8.f(2)]

Procedure for suspension of the Regents' Rules:

A procedure for motions to suspend the Regents' Rules is added. The vote required to approve a suspension of the Rules would be a simple majority of members who are present at the meeting. [§01.02.9.f]

Board members' participation at commencement ceremonies :

Given the new , expanded schedule of commencement ceremonies for TTUHSC and TTUHSC at El Paso, Board members would be "encouraged" (as opposed to "expected") to participate in the commencement ceremonies of the component institutions. [§01.06]

Regents' Rules review:

The schedule for reviews of the Regents Rules would be changed from "every four years" to one that is an ongoing process ... which in turn would require the Regents Rules Review Committee to be a special "advisory" committee that's always in place and available to study and recommend changes to the Regents' Rules whenever needed and appropriate . [§01.07]

Amendments to the Regents' Rules:

The Board would be able to adopt amendments to the Regents' Rules at special called meetings as well as at regularly -scheduled meetings. [§01.08.1]

[see next page for amendments to Chapter 01 since 02- review/amendments]

28- 2014 comprehensive

Amendments to Chapter 01 adopted since February 28, 2014:

- 10 - 10 - 2014 ... The following technical adjustments were made:
y In § 01.02.1.f, a reference to “TTUHSC -El Paso” was changed to “TTUHSC El Paso” to conform to the Chapter 00 acronym for that institution.
y In § 01.02.6.b(6), citations to sections in Chapter 00 were revised to reflect the renumbering of sections in Chapter 00.
- 12 - 12 - 2014 ... The following technical adjustment was made: In §01.02.6.b(5), a section citation was revised due to changes made in Chapter 12.
- 10 - 09 - 2015 ... Revisions were made to §01.02.1 (in .c, .e & .g) to conform state law citations and wording to changes made to Texas Tech’s enabling statutes by the System clean -up legislation (S.B. 907).
- 03-02- 201 8 ... Added a new §01.01.4 to comply with a SACSCOC new requirement that the Board conduct self -evaluations on a regular basis.
- 04-06- 20 20 ... added emergency/exigent circumstances delegations of authority to §01.02.1.b -c.
- 12 - 10 - 20 20 ... updated the name of the Finance, Administration, and Investments Committee in §01.02.8.d(3) and expanded the committee’s oversight of investments in §01.02.8.d(3)(l) . Delete §01.02.8.f to remove all references to the Investment Advisory Committee (IAC) including its duties and responsibilities. (IAC is no longer a Special Committee of the Board of Regents.)
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Chapter 0 2 – Administration

Summary of comprehensive updates adopted on: [February 28, 2014](#)

Responsibilities of the System Administration ... service provision :

The System Administration, under the direction of the Chancellor, provides system-wide leadership and coordination of various functions and priorities. Such functions/priorities currently include coordination and oversight of “cultural diversity

the Board. As such, when the Board or individual members of the Board seek legal services from the General Counsel, they will be deemed “client representatives,” and they may expect the confidentiality that the rules provide for such individuals. (see Texas Rules of Ethics rule 1.05) [§02.03.2.b(3)]

Employment contracts for certain appointees of the Chancellor :

A new general provision that governs the approval of employment agreements is established in Chapter 07 (in Sec. 07.12.2.f). Accordingly, the provisions in Chapter 02 regarding approval of employment contracts for certain appointees of the Chancellor (which include vice chancellors

Amendments to Chapter 02 adopted since February 28, 2014:

- 10 -09 -2015 ... Legislative changes in state contracting and purchasing laws made by S.B. 20 required conforming changes to Chapter 02, including:
- y adding to the duties of the Chancellor and Presidents the responsibility for the development and implementation of programs and policies that promote and ensure ethical behavior for the Texas Tech system and the component institutions [§02.01.3.n and §02.04.2.o] ; and
 - y making conforming changes to Chapter 07 section citations in §02.03.2.c and §02.03.3.b

Chapter 0 3 – Personnel

Summary of comprehensive updates adopted on: October 11 _____, 2013

Benefits, gifts and honoraria:

GENERALLY Clarifies and strengthens the general restrictions on benefits, gifts and honoraria. [first paragraph of §03.01.4]

FOOD, LODGING, TRANSPORTATION AND ENTERTAINMENT Clarifies that officers or employees who have discretion or control over contracts, purchases, payments, claims and other financial transactions are not allowed to accept food, lodging, transportation or entertainment from persons or entities the officer or employee knows or should reasonably know are interested in a contract, purchase, payment, claim, or other financial decision or transaction with Texas Tech for which the officer or employee exercises discretion or control. [§03.01.4.c(1)]

HONORARIA Clarifies that an officer or employee can accept payment for providing services when the officer or employee is asked to provide the service because of the officer's or employee's expertise and not because of the officer's or employee's official status with Texas Tech. [§03.01.4.f]

Conflict of commitment : [to complement the existing conflict of

Chapter 04 – Academic Affairs

Summary of comprehensive updates adopted on: August 9 _____, 2013

- The title of the chapter is changed from “Faculty” to “Academic Affairs” as the content of the proposed new chapter includes more than just faculty matters.
- A process is added by which the previous award of a Horn or Murray Professorship may be rescinded. [§04.01.1.e]
- Policies and procedures are added governing Board approval of the establishment, consolidation, restructuring and deletion of degree programs. [§04.09 and §04.10]

DETAILS: A new state law that went into effect on September 1, 2013 eliminates the Coordinating Board’s authority to require the consolidation or deletion of low -producing degree programs, leaving the Board of Regents as the final authority for low -producing degree programs. Since the Regents’ Rules currently do not contain any provisions regarding the creation, revision or deletion of degree programs, language is added to require Board of Regents approval for degree programs.

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Amendments to Chapter 0 4 adopted since August 9, 2013:

10 -10 -2014 ... The following technical adjustment was made: In §04.04.1, a reference to "TTUHSC- El Paso" was changed to "TTUHSC El Paso" to conform to the Chapter 00 acronym for that institution.

10 -09- 201 5 ... The word "department" was added to the header of §04.11 and in §04.11.3 to eliminated any confusion as to whether a department was encompassed within "other academic unit or program."

08 -06 -2020 ... Amendments to §04.01.1 renamed the "Horn Professorship" as "Horn Distinguished Professorship" to clarify the honorific nature of the title. Further, TTUHSC El Paso's status as an independent institution

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Chapter 05 – Student Affairs

Summary of comprehensive updates adopted on: August 9, 2013

- A reference to the Board's statutory duty to approve admission standards is added to clarify within the Regents' Rules that this is one of the core duties of an institution's governing board. [§05.02.1]
- A new provision clarifies that the Board of Regents does not serve as a hearing or appellate body for appeals by students of decisions regarding admission, academic progress, disciplinary measures, dismissal or other such matters. Similar provisions already exist in the Regents' Rules in sections that deal with requests to speak to the Board during Board meetings and for personnel grievances ... but it would be helpful to include a specific provision in the student affairs chapter. [§05.05]

Amendments to Chapter 05 adopted since August 9, 2013:

- 08-10-2018 ... Revised §05.01.2 to provide that Board approval is required for parking fees that are charged to students, rather than the parking regulations that apply to students.
- 12-10-2020 ... Revised §05.02.1 to delegate to the chancellor, or the chancellor's designee, the responsibility to set campus admission standards.
- 11-16-2023 ...A

Chapter 0 6 – Institutional Advancement

Summary of comprehensive updates adopted on: August 9 _____, 2013

- The section on gift evaluation and acceptance has been reorganized so it flows in the proper sequence, as follows: evaluation of the gift ... acceptance of the gift via either Board approval or Chancellor approval (depending upon certain thresholds) ... and notification to the donor. [§06.01.2]
- The section on Board approval of gifts adds a reference to existing statutes that authorize the Board to accept gifts and grants for the benefit and use of the institutions. [§06.01.2.b]
- The current requirement that an unrestricted gift of real property be placed in an 5.7 (-c [(6 0 T T4430.5 (d[(E)-9(a)011-3 (ce P.1 ()a(-61 0.s(-61)1)7- (sh)-w)-i)5.3i1-3 (cel1-3 (cel173 (z0.- (sh)-b0-

Chapter 0 7 – Fiscal Management

Summary of comprehensive updates adopted on: February 28, 2014

INTRODUCTORY NOTE:

Where needed us1DC I .44 Tm 56014

Consulting contracts :

-- Currently, Board approval is required for consulting contracts that cost more than \$25,000. There are occasions , though, when the initial intention is to pay a consultant more than \$25,000, but the consultant needs to start work prior to the date of a Board meeting at which Board approval can be granted. An informal process that's been used in these situations is codified within Chapter 07 whereby an "over \$25,000" consultant can begin work prior to Board approval if:

y the contract includes a provision that limits the amount the consultant can be paid to no more than \$25,000 unless and until the Board has approved the contract; and
y the Board chair and the Finance & Administration Committee chair authorize the use of this process in advance.

[§07.12.2.d(1)(b)]

-- Search firms would be deemed to be service providers and not consultants ... and

[Amendments to Chapter 07, continued]

- P ROVISION RELOCATED WITHOUT CHANGE ... Contracts that provide for the services of a consultant. [§07.12.3.d]
- P ROVISION RELOCATED WITHOUT CHANGE ... The clarification that the contract approval policy does not apply to purchasing documents, which are processed in accordance with state laws and regulations that govern such purchases.]

[Amendments to Chapter 07, continued]

10 - 14 - 2016 ... §07.05.2.b was amended to bring the provision on the use of debt proceeds in line with U.S. Treasury regulations.

08-11- 201 7 ... §07.12.4.e(2) was amended to require) [.3 ()12.1 (t6.1 (q [((w)1.8 (r)-9..4 (i)18f())13.8 (e)2.1 (r)18f

yThe summary table for contract approval is relocated to the end of the chapter and reflects the necessary updates
yOther editorial changes throughout to improve clarity and readability.

02-23- 202 3 ... Amendments included:

y§07.11.3 – Added “or contracted aircraft broker” to potential recipient of required information.

y§07.11.5 – Added “or contracted aircraft broker” to potential recipient of proof of certificate of insurance.

y§07.11.6.a – Approval of leased or charter aircraft is now done by the TTU System Office of General Counsel and the TTU System Office of Risk Management which replaced approval by of the chancellor. Also adds a master aircraft broker agreements as an option in the approval process.

y§07.11.6.b – Added master aircraft broker agreements for flights involving students and replaced chancellors approval of these flights with approval of the institutional president.

y§07.11.6.c – Deleted this section.

y§07.12.3.d – Increase term threshold for board approval of contracts from four (4) to five (5) years.

y§07.12.3.f.(2).(b) – Increase term threshold for board approval of employment contracts from four (4) to five (5) years.

y§07.12.3.f.(3).(b).(ii) – Updated to remove the requirement for board

[Summary of changes to Chapter 08, continued]

Building plaques :

[Amendments to Chapter 0 8, continued]

12 -13- 201 9 ... Various amendments were adopted for the policies that govern processes used to construct major facility projects. Examples include:

- y increased the threshold for a major project from \$2 million to \$4 million;
- y revised the requirement for use of a Construction Manager Agent on major projects;
- y with the approval of the Board, a major project could be managed by the institution rather than by FP&C;
- y upon a request by a president, FP&C could be designated to manage a minor project;

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Chapter 10 – Intellectual Property Rights

Summary of comprehensive updates adopted on: October 9, 2015

Chapter 11 – Athletics at TTU and ASU

Chapter 12 – Honorifics and Seals

Summary of comprehensive updates adopted on: August 9 , 2013

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Investment Policy Statement for the ~~Short/Intermediate Term Investment Fund~~

12 -13 -2019 ... Deleted and replaced by new STIF and ITIF policy statements.

Summary of comprehensive updates adopted on: August 8, 2014

Changes to reflect organizational responsibility for Short/Intermediate Term Investment Fund (SITIF):

- The Texas Tech system has organized and separated the two investment offices to align the offices with their fund responsibility. The Assistant Vice Chancellor of Treasury and Cash Management ("Treasurer") is responsible for the SITIF. [see changes throughout the document]

Simplify references to the Operating Funds Investment Committee to the "Committee." [see changes throughout the document]

Compare investment manager performance against an index for the asset class, and set new performance goal for investment managers:

- "The performance of each investment manager will be evaluated against a comparable index for its asset class and should outperform that index over a rolling three -year period. Managers underperforming over that period will be considered by the Committee for replacement." [§9.1.b]
- This is a change from the current policy of comparing investment manager performance against that of a peer group. An index for each asset class does exist, while finding a deep enough peer group would be difficult or impossible to identify.

Clarify the definition and methodology for calculation of the investment management fee:

- Set the fee rate at 10 bps (0.1%) for management of the SITIF, and calculate the fee on a quarterly basis with a 1- month lag on the Intermediate Fund. [§14]

Investment Policy Statement for the

Short Term Investment Fund

12 -10- 20 20 ... Deleted and replaced by new CCP policy statement.

12 -13 -2019 ... Due to significant differences in investment objectives and the day -to-day management as carried out by Office of Treasury and Office of Investments, the Investment Policy Statement for the Short/Intermediate Term Investment Fund (SITIF) was split into separate policy statements . The SITIF investment policy statement was deleted and , for the Short Term Investment Fund (STIF), a new investment policy was adopted.

Summary of new STIF Policy Statement:

y Investment objectives same as current SITIF:

- preservation and safety of principal;
- liquidity; and
- return.

y Day -to -day operations by the Office of Treasury.

y Investment Vehicles:

- Short Term Pool; and
- New – Municipal Bonds rated A or better, Bond mutual funds of high quality as defined in the current policy.

y New sections – to outline administration of Cash Pool relationships with depositories and Broker/Dealer selection for the Short -Term Pool.

y Line up management fee assessment with the annual budget process.

Investment Policy Statement for the Long Term Investment Fund

Summary of comprehensive updates adopted on: August 8, 2014

Changes in the Asset Allocation were presented to and approved by the Board of Regents on October 11, 2013. Additional changes are proposed now to the Investment Policy Statement for the Long Term Investment Fund ("LTIF") specifically to correlate with revisions proposed to Chapter 09, Regents Rules .

The Investment Advisory Committee ("IAC") undertook a thorough review and rework of the LTIF Investment Policy to address not only the approved Asset Allocation changes, but clearly define core beliefs, govern(d)2 ()4ngcr bns eloiarstvbjerc ners nd govnis.2.3 (b011.3 (g)2.6 (F)10 (d)-11.3 (a)1

Management Fee:

- This section was updated to reflect the build -out of a professional team by codifying that the Office of Investments will receive 50% of the investment management fee approved by the Board of Regents. The CIO will prepare an annual budget for submission and preliminary approval by the IAC . The System CFO and Chancellor will , in turn , present the recommended budget to the Board of Regents for approval as part of the operating budget process. [§20]

Policy Allocation Target and Ranges:

- Schedule A was updated to incorporate the Asset Allocation as approved by the Board of Regents on October 11, 2013. This section, in addition to the new derivatives policy, addresses guidelines and authorities related to implementing the Beta Overlay for the portable alphc.7 (s 7.1.216 TD [(2))0.7 (a)12.9 (po)18.1 (pl)3.3 (,l)4.7 (1)3.6 (e)18.5 ()0.7 TD [(2t)-1.8 (i)14.7(A)4

[Amendments to LTIF Investment Policy , continued]

12 -10- 20 20 ... Various amendments throughout to:

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Investment Policy Statement for the
Mission Driven Investment Fund

Summary of comprehensive changes

adopted on: November 17, 2022

To provide

Board Policy Statement on Seals of the Texas Tech University System

Summary of comprehensive changes

adopted on: August 9, 2013

On August 9, 2013, the Board of Regents created the Seals policy statement by offloading from Chapter 12 (Honorifics & Seals), Regents' Rules , most of the details regarding the official seals and seal variations for each entity within the Texas Tech