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ADMINISTRATION/POLICY | Commissioner Alfred Rankins, Jr.
1. SYSTEM – Approval of Committee Appointments by President Walt Starr

INFORMATION AGENDAS | Commissioner Alfred Rankins, Jr.

ACADEMIC AFFAIRS
1. USM – Certificate Programs
   A. Rename
      1. Casino Management
      2. Unmanned Maritime Systems
      3. Unmanned Maritime Systems Operator
   B. Delete
      1. Phlebotomy

REAL ESTATE
1. SYSTEM – Real Estate Items Approved Subsequent to the April 15, 2021 Board Meeting
   Alcorn State University
   Delta State University
   Mississippi State University
   Mississippi University for Women

LEGAL
1. SYSTEM – Report of Payments to Outside Counsel
2. SYSTEM – Approval to Request Official Attorney General’s Opinion

ADMINISTRATION/POLICY
1. SYSTEM – Commissioner’s Notification of Approval

ADDITIONAL AGENDA ITEMS IF NECESSARY
OTHER BUSINESS/ANNOUNCEMENTS
EXECUTIVE SESSION IF DETERMINED NECESSARY
ADJOURNMENT
BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session in Ballroom A at the Jackson State University Student Center in Jackson, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on January 6, 2021, to each and every member of said Board said date being at least five days prior to this April 15, 2021 meeting. At the above-named place there were present the following members to wit: Mr. Tom Duff, Dr. Ford Dye, Mr. Shane Hooper, Ms. Ann H. Lamar, Ms. Jeanne Carter Luckey (via Zoom), Mr. Bruce Martin, Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Gee Ogletree, Mr. Hal Parker, and Dr. J. Walt Starr. Dr. Steven Cunningham was absent. The meeting was called to order by Dr. Ford Dye, President. Trustee Morgan introduced, Reverend Jon Doler, Pastor of First Baptist Church in Leland, MS, who provided the invocation.

Due to recommendations from the Mississippi State Department of Health for social distancing due to COVID-19, members of the Board participated in the meeting in person or via Zoom.

ANNOUNCEMENTS

- President Dye thanked Mr. Thomas Hudson, President of Jackson State University, for hosting the April 15, 2021 Board meeting. President Hudson thanked the teams in Institutional Advancement, facilities, IT, and JSU TV, along with the events coordinator, Ms. Carol Woodson.
- President Dye introduced three special guests: his wife, Sonya, son, Jack, and mother, Donna. He expressed his appreciation for their support through his 9-year tenure on the IHL Board.

APPROVAL OF THE MINUTES

On motion by Trustee McNair, seconded by Trustee Duff, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meeting held on March 18, 2021.

CONSENT AGENDAS

On motion by Trustee Morgan, seconded by Trustee McNair, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.
ACADEMIC AFFAIRS
1. **SYSTEM** – Approved the request to rename the following existing academic degree programs:
   a. MSU – Current Program Title: 4-H Youth Development Office
      Proposed Program Title: Center for 4-H Youth Development
      Unit Location: Bost Extension Center
      Effective date: May 2021
   b. UMMC – Current Program Title: Center for LGBTQ Health
      Proposed Program Title: Center for Gender and Sexual Minority Health
      Effective date: March 2021
2. **SYSTEM** – Approved the degrees to be conferred in Spring 2021 provided each candidate has met all requirements for the degree.

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**School of Graduate Studies**

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**Jackson State University**

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MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 15, 2021

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*Note: System Total for Spring 2021 represents an increase of 1,224 from Spring 2020’s total of 10,780.

FINANCE

3. MSU – Approved the request to enter a new contract with Ellucian to provide Degree Management software, services, and maintenance. This new software is needed as Oracle will no longer support the platform on which our current degree audit system runs. Replacing the current system will allow MSU to utilize up-to-date software architectures and efficiencies while also implementing software that incorporates best practices is the areas of academic advising and degree auditing. The term of the contract is four years effective on the date it is executed by whichever party executes the Agreement last. The cost of the agreement is $625,000 which matches CP-1 no. 20200286 as approved by the Mississippi Department of Information Technology Services. The agreement will be funded through university general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
4. **UM** – Approved the request to enter a contract with King’s Asphalt LLC for street repairs and minor paving projects on the university campus as specified in RFP # 648. The initial term of this contract shall be from May 1, 2021 through April 30, 2022 renewable on an annual basis up to a total of sixty months ending on April 30, 2026. Renewal of the contract will depend on price, delivery, quality of service, and be mutually agreed upon by both parties. Price increases will be considered based on the CPI index. The first twelve months of the contract is estimated at $80,000. For purposes of estimating the maximum amount for the initial term and four renewal years, renewal years are assumed at the initial price plus 3% per annum for each renewal year following the first year. If all renewals are exercised, this contract would be estimated at a total of $424,731 (initial term = $80,000, 2nd year = $82,400, 3rd year = $84,872, 4th year = $87,418, and the 5th and final full year = $90,041). The funding source for this contract will be Educational and General funds (E&G). Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

5. **UM** – Due to lengthy negotiations between Springer and Lyrasis (consortium), delaying presentation of the License Agreements to the university licensees, and between Springer and the Libraries concerning the MS Mandatory Addendum, the Board granted retroactive approval for a contract with Springer Nature Customer Service Center, LLC which started January 1, 2021. The purpose of the agreement is to license access to the Springer Nature Optimum collection of journals, to Springer Research Group journals, and a selected list of Nature Research Group journals titles used for educational and research purposes, and to control the rate of inflation on the cost of these subscriptions. The term of the contract is from January 1, 2021 to December 31, 2023. The total expected subscriptions costs by year are: 2021 $465,603.91; 2022 $474,916.00; and 2023 $493,912.64. The total contract cost is $1,434,432.55. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request to allow prepayment for services as it is industry standard practice that subscriptions are paid before they begin. Prepayment will be made in November of the previous year for access granted in the contract year. Payment for 2021 has been held until this agreement is approved. These costs may vary slightly depending on particular subscriptions each year. The contract will be funded by the Library’s materials budget, which is derived from educational and general funds and from specified endowments. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

6. **UMMC** – Approved the request to enter a service agreement with American Medical Imaging, LLC (AMI) to provide service and maintenance repair for portable Carestream Revolution X-ray machines owned by UMMC. The agreement will provide planned maintenance inspections, as well as unscheduled repair services, to ensure the Carestream equipment is maintained in safe working order according to the manufacturer’s recommendations and to maximize the uptime of the equipment. The term of the agreement is five (5) years, from May 1, 2021 through April 30, 2026. The total estimated cost of the service agreement over the five (5) year term is $337,900. The flat rate for service is $281,565 to be paid in monthly installments over the term of the agreement. UMMC has also included an additional $56,335, for variable fees not included in the service plan, such as wait time, service outside standard coverage hours, and travel. This
agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

7. **UMMC** – Approved the request to enter a Master Purchase Agreement with Biotronik, Inc. (Biotronik) for the purchase of pacemakers, leads, defibrillators, accessories, and adaptors used in the treatment of rhythm disturbances in adult and pediatric congenital heart patients. The Board also granted approval for the university to amend the agreement as needed to add or remove products without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the agreement is two (2) years, from May 1, 2021 through April 30, 2023. The total estimated cost of the agreement is $400,000 over the two (2) year term. Beginning in year two (2), UMMC has included a fifteen percent (15%) increase for potential volume change. The contract will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

8. **UMMC** – Approved the request to enter a Transportation Services Agreement with Groome Transportation of Texas, LLC (Groome) for daily shuttle service to transport employees and others parking off campus and to/from the Jackson Medical Mall, shuttle service for patients and guests needing transportation to the hospitals, and for charter service for UMMC events and related UMMC functions or special trips. The term of the agreement is five (5) years, from May 1, 2021 through April 30, 2026. The total contract cost over the five (5) year term is $13,000,000. UMMC has included fifteen percent (15%) increase beginning in year 2, which includes an annual two percent (2%) price increase and an annual thirteen percent (13%) for increases in the number of service hours. The contract will be funded by general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

9. **UMMC** – Approved the request to enter a Pricing and Placement Agreement with Vapotherm, Inc. (Vapotherm) for placement of the Vapotherm Hi-VNI® Precision Flow Systems and purchase of related disposables for the treatment of respiratory distress, including hypercapnia, hypoxia and dyspnea. This technology provides non-invasive ventilation for spontaneously breathing patients that allows for quick set up and fast stabilization of infant, pediatric, and adult patients. The Board also granted approval for the university to add or remove disposables and placed equipment as needed without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the agreement is one (1) year, from May 1, 2021 through April 30, 2022. The total estimated cost of the Agreement over the one (1) year term is $325,000 which will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

10. **UMMC** – Approved the request to enter an Enterprise License Agreement (ELA) with VMWare, Inc. (VMWare) for the license, maintenance, and support of various applications. UMMC plans to purchase the NSX and VSpHERE products, which are used for network micro-segmentation and server virtualization. These products are used as a security and firewall defense strategy inside UMMC’s data center. The NSX product
blocks communication between the servers, and the Vsphere application virtualizes UMMC’s servers housed inside the data center. The software and support are being purchased through VMWare’s authorized reseller Insight Direct, Inc. (Insight), an approved vendor contracted with Vizient, one of UMMC’s group purchasing organizations. The term of the agreement is three (3) years, from April 19, 2021 through March 18, 2024. The total estimated cost of the Agreement is $1,075,000.00. The estimated cost includes $887,330.88 for the purchase of the VSphere and NSX applications. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to prepay the three (3) year license and support fee for the NSX and VSphere applications. The Agreement will be funded through general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

11. UMMC – Approved the request to amend its Pricing Agreement with W.L. Gore & Associates, Inc. (Gore), to extend the term, to add and remove products, to revise insurance language, and to add information security language. The original agreement is for the purchase of endoprosthesis and vascular stent products, which are for the treatment of complex arterial and vascular stenosis in adult and pediatric patients. The new endovascular products are used to treat and repair thoracic aneurysms and transections. The term of the amended Agreement is five (5) years, from June 1, 2019 through May 31, 2024. The original Agreement was for a term of three (3) years, from June 1, 2019 through May 31, 2022. The amendment extends the term for two (2) additional years through May 31, 2024. The total estimated cost over the amended term is $8,250,000. The estimated cost of the original Agreement was $1,586,694.23. UMMC anticipates the need for an additional $6,913,305.77 for the remainder of the term. UMMC has included a twenty percent (20%) volume increase for the additional two (2) years. This agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

12. USM – Approved the request for retroactive approval of the first amendment to its License Agreement with Cellular South Real Estate, Inc. to extend the term for up to ten years for the cellular antennae placement atop the University’s International Building. The contract requires that the University provide space on top of the International Building for the antennae and necessary equipment which in turn provides continued cellular capability in and around campus. This license agreement shall retroactively commence on November 23, 2020 and shall continue for a period of five years (60) months. After that term, it shall automatically extend for one (1) consecutive renewal period of five years upon the same terms unless Licensee provides written notice to Licensor of its election not to renew the Term at least sixty (60) days prior to the end of the then-current five-year term. The license for the antennae placement provides revenue to the University. The initial term’s monthly payment amount was $2,000 per month. After the first five-year period the payments increased to $2,300 per month. For the first five years of this new extension, the payment amount will increase by 15 percent to $2,645 per month, and if renewed again, the payment amount will again increase by 15 percent to $3,041.75 per month. Payments for the first five-year term (60 months) totaled $120,000. Payments for the second five-year term totaled $138,000. Payments for this extension’s first five years will total $158,700, while
the second five years will total $182,505, which will bring the total payments over the 20-year life of the contract to $599,205. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE

13. **ASU** – Approved the initiation of IHL 201-256, MDOT Transportation Alternatives Project, which includes resurfacing the campus bicycle trail and adding pedestrian lighting and landscaping. The final project scope will ultimately be defined and approved during the development of the project. The proposed project budget is $1,661,384.93. Funds are available from Federal Transportation Alternatives Grant Funds ($1,384,487.44) and University Plant Funds ($276,897.49).

14. **ASU** – Approved the request to increase the budget for GS 101-310, New Faculty and Staff Housing, from $10,400,000 to $10,500,000 for an increase of $100,000 to allow for an increase in contingency funds for change orders and to add funds for professional fees and miscellaneous costs associated providing ITS infrastructure requirements. The project scope includes the construction of new faculty and staff housing units in the form of apartments and townhomes on the Lorman campus. Funds are available from HB 1729, Laws of 2016 ($10,000,000) and University Funds ($500,000).

15. **MSU** – Approved the request to delete from inventory Building #1631 located in White Sand, Mississippi. This barn which was constructed in 1939 was damaged by high winds, is in poor condition, and is no longer needed by the university. The approval letter has been received from the Mississippi Department of Archives and History stating Building #1631 is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.

16. **MSU** – Approved the request to delete from inventory Building #1759 which is an equipment storage shed that was constructed in 2007. The shed collapsed from ice/snow load on February 18, 2021. The approval letter has been received from the Mississippi Department of Archives and History stating Building #1759 is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.

17. **UM** – Approved the request to grant a minor boundary line change to the property leased by the Kappa Delta Sorority. The Kappa Delta Sorority is constructing a new chapter house on the site of its previous house which was demolished. Construction began in 2019 and is expected to be completed in the Spring of 2021. It was discovered that a portion of the in-ground patio concrete work has encroached across approximately half of the south property line. The encroachment is less than 30” over a distance of approximately 100’-0”. The boundary needs to be adjusted so that the concrete placed in error may now lie within the area leased by the Kappa Delta Sorority. The adjustment to the property description is noted as N 84 degrees 52’40” W for 78.45’ and N 86 degrees 42’09” W for 103.01’. The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable.

18. **UM** – Approved a third sublease between Kappa Alpha Theta Fraternity, Inc. (“KAT”) and Tau of Chi Omega Fraternity House Corporation (“Chi Omega”) and authorized the University Chancellor to execute the Prime Landlord’s Consent on behalf of the IHL Board
of Trustees. Because the Epsilon Zeta Chapter of Kappa Alpha Theta Fraternity, Inc. ceased its chapter operations on UM’s campus in December 2018, the house corporation affiliated with the sorority – the KAT House Corporation – was dissolved. Before its dissolution, the KAT House Corporation assigned and conveyed all its rights, title and interest in its primary lease with the IHL to KAT, the national fraternity with which the Epsilon Zeta Chapter and the KAT House Corporation are affiliated. Moreover, because the sorority residential facility occupied by the Epsilon Zeta Chapter would be vacant as of May 2019, the KAT House Corporation (through its assignee KAT) subleased the facility to the Delta Rho Chapter House Association of Kappa Kappa Gamma/Fraternity. IHL’s approval of the Assignment and Assumption of Lease and the Sublease was necessary because the primary lease between the KAT House Corporation and IHL expressly provided that the KAT House Corporation may not sublease the property, or sell, assign, or mortgage the leasehold estate to any person, corporation, society, or body without the consent of IHL in writing. IHL approved the Assignment and Assumption of Lease between KAT House Corporation and KAT, the Sublease between KAT and KKG House Association which expired on June 30, 2020, and the Sublease between KAT and Sigma Chi, and that Sublease is set to expire May 10, 2021, KAT (assignee of KAT House Corporation) requested a third sublease with Chi Omega which the IHL Board approved. This is a sublease for a residential facility on sorority lot #252 on the University of Mississippi’s Oxford campus that was erected on May 21, 1979 by the Epsilon Zeta House Corporation of Kappa Alpha Theta (“the KAT House Corporation”). The primary lease between the IHL/UM and KAT (assignee of the KAT House Corporation) is for a fifty-year term, from May 21, 1979 to May 20, 2029. The primary lease contains an option to renew the lease for an additional twenty-five years, thereby extending the lease term to year 2054, if the option is exercised. The assignment and assumption of lease that the IHL previously approved between the KAT House Corporation and KAT is permanent and has no term. The term of the sublease between KAT and Chi Omega is for a term from July 20, 2021 to May 31, 2022. The primary lease between the IHL/UM and KAT (assignee of the KAT House Corporation) imposes an annual $50 lease payment to UM. The base rent under the sublease between KAT and Chi Omega is $135,000 payable in 10 monthly installments of $13,500 each, plus a one-time $13,500 security deposit. The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable.

19. USM – Approved the request to delete from inventory Building #991 (Business Complex) which is a 5,100 square foot structure located at 213 Bear Point Drive on the Gulf Park campus. The structure is currently in a state of disrepair and the university wishes to remove the structure and grade the site. The approval letter has been received from the Mississippi Department of Archives and History stating Building #991 is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.

20. USM – Approved the request to delete from inventory Buildings #616 and #618 which are located at 202 Golf Course Road. The two facilities have been vacant for years and have deteriorated over time. The university wishes to demolish the facilities and remove the debris. The approval letter has been received from the Mississippi Department of Archives and History stating Building #616 and Building #618 are not eligible for designation as a
Mississippi Landmark. All legal documentation will be kept on file in the IHL Office of Real Estate and Facilities.

PERSONNEL REPORT

21. Employment

Jackson State University
Howard Brown; Vice President & CFO Division of Business and Finance; salary $200,000 per annum, pro-rata; E&G funds; 12-month contract; effective May 3, 2021

22. Change of Status

Jackson State University
Tammiko Harrison; from Interim Vice President & CFO for Business and Finance; salary $150,000 per annum, pro rata; E&G Funds; 12-month contract; to Executive Director of Budget and Financial Analysis for Business and Finance; salary $120,000 per annum, pro rata; E&G Funds; 12-month contract; effective April 30, 2021

Mississippi State University
Keith H. Coble; from Special Assistant to Vice President and Department Head for Agricultural Economics; salary $226,095.00 per annum, pro rata; E&G Funds; 12-month contract; to Vice President for Agriculture, Forestry and Veterinary Medicine; salary $300,000.00 per annum, pro rata; E&G Funds; 12-month contract; effective February 16, 2021

23. Tenure

Mississippi State University
- Sawsan Abutabenjeh; promotion to Associate Professor; Political Science and Public Administration; effective August 16, 2021
- John Ramirez Avila; promotion to Associate Professor; Civil and Environmental Engineering; effective August 16, 2021
- Vasabjit Banerjee; promotion to Associate Professor; Political Science and Public Administration; effective August 16, 2021
- Brandon Barton; promotion to Associate Professor; Biological Sciences; effective August 16, 2021
- Nathan Berglund; promotion to Associate Professor; Accounting; effective August 16, 2021
- Shanti Bhushan; promotion to Associate Professor; Mechanical Engineering; effective August 16, 2021
- Chih-Chia Chen; promotion to Associate Professor; Kinesiology; effective August 16, 2021
• Amanda Cook; promotion to Associate Professor; Meridian Division of Arts and Sciences; effective August 16, 2021
• Marina Denny; promotion to Associate Professor; School of Human Sciences; effective July 1, 2021
• Derris Devost-Burnett; promotion to Associate Professor; Animal and Dairy Sciences; effective August 16, 2021
• Alisha Hardman; promotion to Associate Professor; School of Human Sciences; effective July 1, 2021
• Raed Jaradat; Associate Professor; Industrial and Systems Engineering; effective August 16, 2021
• Andrew Jarosz; promotion to Associate Professor; Psychology; effective August 16, 2021
• Kristin Javorsky; promotion to Associate Professor; Curriculum, Instruction and Special Education; effective August 16, 2021
• Kecia Johnson; promotion to Associate Professor; Sociology; effective August 16, 2021
• Attila Karsi; promotion to Professor; Comparative Biomedical Sciences; effective August 16, 2021
• Cheng Li; promotion to Associate Professor; Finance and Economics; effective August 16, 2021
• Matthew McBride; promotion to Associate Professor; Mathematics and Statistics; effective August 16, 2021
• Mohammad Marufuzzaman; Associate Professor; Industrial and Systems Engineering; effective August 16, 2021
• Danielle Nadorff; promotion to Associate Professor; Psychology; effective August 16, 2021
• Anthony Neal; Associate Professor; Philosophy and Religion; effective August 16, 2021
• Zhujun Pan; promotion to Associate Professor; Kinesiology; effective August 16, 2021
• Sorina C. Popescu; Associate Professor; Biochemistry, Molecular Biology, Entomology and Plant Pathology; effective August 16, 2021
• Michael S. Pratte; promotion to Associate Professor; Psychology; effective August 16, 2021
• Margaret Ralston; promotion to Associate Professor; Sociology; effective August 16, 2021
• Heidi Renninger; promotion to Associate Professor; Forestry; effective August 16, 2021
MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 15, 2021

• Hongjoo Rhee; Associate Professor; Mechanical Engineering; effective August 16, 2021
• Carlet (Beth) Stokes; promotion to Associate Professor; Sustainable Bioproducts; effective August 16, 2021
• Jason Street; promotion to Associate Professor; Sustainable Bioproducts; effective August 16, 2021
• Garrett Street; promotion to Associate Professor; Wildlife, Fisheries and Aquaculture; effective August 16, 2021
• Te-Ming (Paul) Tseng; promotion to Associate Professor; Plant and Soil Sciences; effective July 1, 2021
• Wei-Chieh Yu; promotion to Associate Professor; Instructional Systems and Workforce Development; effective August 16, 2021

ADMINISTRATION/POLICY
24. ASU – Approved request to award one honorary degree at its May 8, 2021 commencement ceremonies. Supporting documents are on file at the Board Office.

REGULAR AGENDAS

ACADEMIC AFFAIRS
Presented by Trustee Steven Cunningham, Chair

On motion by Trustee McNair, seconded by Trustee Martin, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Academic Affairs Agenda.

1. SYSTEM – Approved the following new academic degree programs:
   a. DSU – Education Specialist (EdS) in Curriculum & Instruction
      CIP code: 13.0301
      Total credit hours: 30
      Effective date: August 2021
   b. DSU – Education Specialist (EdS) in Higher Education
      CIP code: 13.1214
      Total credit hours: 30
      Effective date: August 2021
   c. MSU – Master of Arts (MA) in Communication
      CIP code: 09.0199
      Total credit hours: 33
      Effective date: January 2022
   d. MSU – Master of Science (MS) in Data Science
      CIP code: 30.7001
      Total credit hours: 30
      Effective date: August 2021
FINANCE AGENDA
Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee Martin, with Trustees Cunningham and Starr absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve items #1 - #6 as submitted on the Finance Agenda. Trustee Gee Ogletree recused himself from discussing or voting on items #7 - #9 on the Finance Agenda by leaving the room before there was any discussion or vote regarding the same. On motion by Trustee Duff, seconded by Trustee McNair, with Trustees Cunningham, Ogletree, and Starr absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve items #7 - #9 as submitted on the Finance Agenda. Trustee Ogletree returned to the room following the conclusion of the discussion and vote on items #7 - #9 on the Finance Agenda.

1. **SYSTEM** – Approved the overview of the FY 2022 appropriations from the Legislature and the final allocation of Education & General Support appropriations to the eight universities along with Legislative earmarks, subsidiary programs, agricultural units, and the University of Mississippi Medical Center. *(See Composite Exhibit 1.)*

2. **SYSTEM** – Approved the proposed increases in resident and non-resident tuition rates at all institutions, except Jackson State University, and for certain professional schools at Alcorn State University, Mississippi State University, the Mississippi University for Women, the University of Mississippi, the University of Mississippi Medical Center, and the University of Southern Mississippi effective FY 2022. As defined by Board Policy 702 Tuition, Fees, and Other Student Charges, tuition can include student activity fees, capital improvement fees, and technology fees. *(See Composite Exhibit 2.)* The Board approved the proposed decrease in room rate for Jackson State University and the proposed increases to room rates for Mississippi State University, the Mississippi University for Women, the University of Mississippi, the University of Mississippi Medical Center, and the University of Southern Mississippi effective FY 2022. *(See Exhibit 3.)* The Board approved the proposed increases to board rates for all institutions except Mississippi Valley State University effective FY 2022. *(See Exhibit 4)* The Board waived the requirement of a thirty-day review of the tuition, room, and board rates as required by Board Policy 702.04 Approval Process, subsection C Consideration of Requests.

3. **MVSU** – Approved the request to institute a $50.00 capital improvement fee applicable to all students (resident, non-resident, online, and on any campus) in order to provide a stable base of support of capital projects. This fee will be assessed and capped at $50.00 per term and will be assessed for all academic terms with classes starting after August 1, 2021. A list of planned uses of these funds follows, but is not limited to these items: Furniture and equipment for classroom upgrades - $1,500,000; Outdoor basketball pavilion - $400,000; Tennis Court Upgrades - $700,000; Infrastructure Upgrades (streets, parking lots,
sidewalks) - $1,500,000; ADA Access Controls - $400,000; Sustainability Project - $1,000,000; Front entrance traffic lights upgrade - $330,000; and Drainage upgrade - $300,000. Based on current enrollment, this fee will generate approximately $180,000 of new revenue annually, all of which will be recorded in the facilities management fund and used strictly to address facility repair needs on campus. The Board waived the requirement of a thirty-day review as required by Board Policy 702.04 Approval Process, subsection C Consideration of Requests.

4. SYSTEM – Approved the request that any FY 2022 salary increases should be based on one or more of the following: 1) meritorious performance, 2) market or equity adjustments, 3) faculty/staff promotions, and 4) for general increases from additional funds provided in excess of FY 2021 appropriation levels derived in Senate Bills 2904, 2905, 2906, 2907, 2908, 2909, 2910, 2911, and 2912, 2021 Regular Session. Salary increase decisions may be made at the discretion of the Commissioner (for the Executive Office) or the Institutional Executive Officer (for the campuses). These salary guidelines will apply to all university employees regardless of funding source or types of increases awarded.

5. UMMC – Approved the request to enter a Hospital Service Agreement (Agreement) with Mississippi Blood Services, Inc. (MBS). This agreement will allow UMMC to have a primary provider for the continuous supply of blood, blood products and reference testing services for those UMMC patients requiring human blood and/or blood product transfusions at UMMC Jackson, Grenada and Holmes County. The term of the Agreement is three (3) years, from May 1, 2021, through April 30, 2024. The total estimated cost of UMMC’s blood supply needs from all vendors is $40,100,000 over a three (3) year period. UMMC has calculated a potential fifteen percent (15%) increase beginning in year two (2) to account for potential volume and price increases. However, since it is unknown at this time which vendor will be able to meet UMMC’s blood supply needs, UMMC requests the total projected need for each of the proposed agreements. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

6. UMMC – Approved the request to enter a Blood Services Agreement with the American National Red Cross, Biomedical Services (ARC). This agreement will allow UMMC to have a secondary provider for the continuous supply of blood, blood products and reference testing services for those UMMC patients requiring human blood and/or blood product transfusions at UMMC Jackson, Grenada and Holmes County. The term of the agreement is three (3) years, from May 1, 2021, through April 30, 2024. The total estimated cost of UMMC’s blood supply needs from all vendors is $40,100,000 over a three (3) year period. UMMC has calculated a potential fifteen percent (15%) increase beginning in year two (2) to account for potential volume and price increases. However, since it is unknown at this time which vendor will be able to meet UMMC’s blood supply needs, UMMC requests the total projected need for each of the proposed agreements. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
7. **MSU** – Approved the request to enter a contract with Southwest Airlines Co. for the purpose of air transportation services for the MSU Football team during the 2021 Football season. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to allow prepayment of a deposit prior to the flights which is very common and most often required in this industry. The contract shall commence on the date the contract is signed by both parties and terminate on the date of the last flight as set forth in the agreement. The total amount for all charters will be $286,000. The agreement will be funded by Athletic Department. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

8. **UMMC** – Approved the request to amend its product purchasing agreement with Abbott Laboratories, Inc. (Abbott) to extend the term of the agreement, add new consumable commodities, and add language on insurance and information security. The agreement is for the purchase of consumable commodities and equipment for the use of the MitraClip Delivery System. This system provides an alternative to heart surgery for patients who require mitral valve repair but are not good surgery candidates. The Board also approved the request for the university to add or remove products under the agreement without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the amended agreement is five (5) years, from November 1, 2018, through October 31, 2021. The original agreement was three (3) years, beginning November 1, 2018. The amendment extends the term for an additional two (2) years. The total amended cost of the agreement over the extended term is $5,950,000. The total approved cost of the original agreement was $4,530,000. The amendment will add an additional $1,420,000. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

9. **UMMC** – Approved the request to enter an Amendment to Contract Documents to its Enrollment for Education Solutions (Agreement) with Microsoft Corporation (Microsoft) to extend the term of the current Campus and School Agreement (CSA) for Volume Licensing of Microsoft Products/Services utilized by UMMC. The CSA covers software, servers, online services, applications, and cloud services. The amended Agreement will allow UMMC to continue utilizing volume licenses currently in use at UMMC, as well as purchase various Microsoft products and/or services as needed. The term of this Amendment is three (3) years, from May 1, 2021 to April 30, 2024. The term of the Agreement is four (4) years, from May 1, 2020 to April 30, 2024. The total term of the CSA is now seven (7) years, from May 1, 2017 to April 30, 2024. The estimated cost of the Amendment is $4,006,000, which includes a ten percent (10%) volume growth in licenses. The cost of the amended Agreement over the four (4) year term is $5,415,000. The total cost of the CSA over the seven (7) year term is $10,101,627.10. The Agreement will be funded by a general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.
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LEGAL AGENDA
Presented by Trustee Ann Lamar, Chair

On motion by Trustee Lamar, seconded by Trustee Duff, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to move items #1 and #2 to the Executive Session Agenda. Trustee Gee Ogletree recused himself from discussing or voting on item #3 on the Legal Agenda by leaving the room before there was any discussion or vote regarding the same. On motion by Trustee McNair, seconded by Trustee Martin, with Trustees Cunningham and Ogletree absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #3 as submitted on the Legal Agenda. Trustee Ogletree returned to the room following the conclusion of the discussion and vote on item #3 on the Legal Agenda.

1. JSU – Settlement of Tort Claim No. 65-3556-1. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)
2. UMMC – Settlement of Tort Claim No. 1857. (THIS ITEM WAS MOVED TO THE EXECUTIVE SESSION AGENDA FOR CONSIDERATION.)
3. USM – Approved the request to enter an Interlocal Agreement with the City of Hattiesburg, MS for the operation of a fixed bus route for the USM campus. The proposed term of the Interlocal Agreement is for a period of three (3) years from July 1, 2021 through June 30, 2024 and is a renewal of a similar Interlocal Agreement with the City effective from July 1, 2018 through June 30, 2021, for the same purpose. This Agreement provides for a fixed bus route servicing the USM campus and shall provide such services in a manner consistent with the City’s system at large. The City will operate two (2) buses along said route in a reasonable effort to provide frequency of service in twenty (20) minutes or less during the normal operating hours of the system. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to pay annual fees in the amount of $121,000 to the City in advance on or before July 1 of each year of the term of the agreement for said bus services. This agreement has been reviewed and approved by the Office of the Attorney General.

ADMINISTRATION/POLICY AGENDA
Presented by Commissioner Alfred Rankins, Jr.

On motion by Trustee McNair, seconded by Trustee Duff, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Administration/Policy Agenda. On motion by Trustee Hooper, seconded by Trustee McNair, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #2 as submitted on the Administration/Policy Agenda.

1. SYSTEM – Approved the appointment of Trustee Gee Ogletree to serve on the Mississippi EdNet Institute, Inc. (EdNet) Board of Directors beginning May 8, 2021 and continuing for the length of his tenure on the IHL Board which is May 7, 2027. EdNet is a nonprofit
educational corporation, which provides a public/private partnership to provide statewide access to a wireless cable television system for all Mississippians. The management of which is vested in an eight-member Board of Directors.

2. **SYSTEM** – Approved the appointment of Trustee Steven Cunningham to complete Trustee Ann Lamar’s term as the IHL trustee representative on the Mississippi Postsecondary Education Financial Assistance Board which ends May 7, 2021. Trustee Cunningham’s term will be May 8, 2021 to June 30, 2022. The Board also approved the reappointment of Dr. Mark Keenum, President of Mississippi State University, to serve as the institutional representative for a four-year term on the Mississippi Postsecondary Education Financial Assistance Board. His term will be July 1, 2021 to June 30, 2025. By virtue of the position as the Director of Financial Aid, Jennifer Rogers, serves as the Director of the Postsecondary Board.

**INFORMATION AGENDAS**

Presented by Commissioner Alfred Rankins, Jr.

**ACADEMIC AFFAIRS**

1. **JSU** – Intent to offer the following existing degree program by distance learning:
   - Master of Public Health (MPH)
   - Total credit hours: 45
   - CIP Code, Sequence: 51.2201, 4479
   - Cost to offer by distance learning: $0
   - Effective date: August 2021

**REAL ESTATE**

2. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the March 18, 2021 Board meeting in accordance with Board Policy 904 Board Approval. *(See Exhibit 5.)*

**LEGAL**

3. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. *(See Exhibit 6.)*

4. **MSU** – Trustee Ann Lamar, as Board Legal Committee Chair, on behalf of the Board, approved Mississippi State University’s emergency request to contract with attorney F. Erwin Henson, III with the law firm of Upshaw, Williams, Biggers and Beckham, PLLC, to represent the interests of the university in an estate probate matter filed in the Chancery Court of Coahoma County, Mississippi. The University is a beneficiary of the estate at issue. Mr. Henson’s hourly rate will be $175 per hour and any necessary paralegal work will be at the rate of $70 per hour. The maximum amount payable under the contract is $75,000. No public funds will be used as all fees and expenses will be paid from private funds through the Mississippi State University Foundation, Inc. This firm carries professional liability insurance in the amount of $7,000,000 per claim with an annual aggregate of $7,000,000. This contract is pending approval of the Office of the Attorney General.
ADMINISTRATION/POLICY

5. SYSTEM – 2021 Spring Commencement Schedule

**Alcorn State University**

- **Time/Date:** 9:00 a.m., Saturday, May 8, 2021
- **Location:** Jack Spinks and Marino Casem Stadium/Dwight Fisher Field
- **Speaker:** Colonel Timothy “Tim” Holman, US Army – M&RA, Equity and Inclusion Chief, Army Diversity

**Delta State University**

- **Graduate**
  - **Time/Date:** 10:00 a.m., Friday, April 30, 2021
  - **Location:** Walter Sillers Coliseum
  - **Speaker:** President William LaForge, Delta State University

- **Undergraduate**
  - **Time/Date:** 1:00 p.m., Friday, April 30, 2021
  - **Location:** Walter Sillers Coliseum
  - **Speaker:** President William LaForge, Delta State University

- **Undergraduate – College of Business and Aviation and College of Education and Human Sciences**
  - **Time/Date:** 3:30 p.m., Friday, April 30, 2021
  - **Location:** Walter Sillers Coliseum
  - **Speaker:** President William LaForge, Delta State University

**Jackson State University**

- **Graduate, Class of 2021**
  - **Time/Date:** 9:00 a.m., Friday, May 7, 2020
  - **Location:** Lee E. Williams Athletics and Assembly Center
  - **Speaker:** Dr. Erik Greene, Superintendent, Jackson Public Schools

- **Undergraduate, Class of 2021**
  - **Time/Date:** 9:00 a.m., Saturday, May 8, 2021
  - **Location:** Mississippi Veterans Memorial Stadium
  - **Speaker:** The Honorable Bennie Thompson, U.S. House of Representatives

- **Graduate and Undergraduate, Class of 2020**
  - **Time/Date:** 6:00 p.m., Saturday, May 8, 2021
  - **Location:** Mississippi Veterans Memorial Stadium
  - **Speaker:** Mr. Jordan Jefferson, Student Government Association President 2019-2020, Graduate Class of 2020

**Mississippi State University**

- **Starkville Campus**
  - **College of Arts and Sciences (Undergraduates)**
    - **Time/Date:** 8:30 a.m., Thursday, April 29, 2021
    - **Location:** Humphrey Coliseum
    - **Speaker:** Dr. Mark E. Keenum, President, Mississippi State University

  - **College of Education and College of Business (Undergraduates) & ACCESS Program**
    - **Time/Date:** 1:30 p.m., Thursday, April 29, 2021
    - **Location:** Humphrey Coliseum
    - **Speaker:** Dr. Mark E. Keenum, President, Mississippi State University
All graduate students (master’s, doctoral, specialist) & the College of Agriculture and Life Sciences
   Time/Date:  8:30 a.m., Friday, April 30, 2021
   Location:  Humphrey Coliseum
   Speaker:  Dr. Mark E. Keenum, President, Mississippi State University

Bagley College of Engineering; College of Architecture, Art and Design; College of Veterinary Medicine; College of Forest Resources; Academic Affairs (Undergraduates for all)
   Time/Date:  1:30 p.m., Friday, April 30, 2021
   Location:  Humphrey Coliseum
   Speaker:  Dr. Mark E. Keenum, President, Mississippi State University

Meridian Campus
   Time/Date:  11:00 a.m., Monday, May 3, 2021
   Location:  MSU Riley Center
   Speaker:  No speaker

Mississippi University for Women
   There will not be a speaker for the commencement ceremonies.

College of Nursing and Health Sciences (Associate of Nursing Program)
   Time/Date:  2:00 p.m., Friday, April 23, 2021
   Location:  Rent Auditorium, Whitfield Hall

College of Nursing and Health Sciences (Bachelor of Nursing Program)
   Time/Date:  5:00 p.m., Friday, April 23, 2021
   Location:  Rent Auditorium, Whitfield Hall

College of Arts and Sciences & Culinary Arts Institute
   Time/Date:  10:00 a.m., Saturday, April 24, 2021
   Location:  Rent Auditorium, Whitfield Hall

Department of Business & Department of Legal Studies
   Time/Date:  12:30 p.m., Saturday, April 24, 2021
   Location:  Rent Auditorium, Whitfield Hall

School of Education & Department of Speech-Language Pathology
   Time/Date:  3:00 p.m., Saturday, April 24, 2021
   Location:  Rent Auditorium, Whitfield Hall

Department of Health and Kinesiology
   Time/Date:  5:30 p.m., Saturday, April 24, 2021
   Location:  Rent Auditorium, Whitfield Hall

Mississippi Valley State University
   Time/Date:  8:00 a.m., Saturday, May 1, 2021
   Location:  (Outside) Quadrangle between the H.G. Carpenter Building and James H. White Library
   Speaker:  No Speaker
The University of Mississippi
Commencement 2020
Time/Date: 8:00 a.m., Saturday, May 8, 2021
Location: Vaught-Hemingway Stadium/Hollingsworth Field
Speaker: Mr. Patrick Willis, former Ole Miss Scholar-Athlete and NFL Player

Commencement 2021
Time/Date: 8:00 a.m., Saturday, May 1, 2021
Location: Vaught-Hemingway Stadium/Hollingsworth Field
Speaker: Mr. Jonathan Reckford, Chief Executive Officer, Habitat for Humanity

The University of Mississippi Medical Center
There will not be a speaker for the commencement ceremonies.

School of Nursing
Time/Date: 10:00 a.m., Thursday, May 26, 2021
Location: Mississippi Trade Mart

School of Health Related Professions
Time/Date: 2:00 p.m., Thursday, May 26, 2021
Location: Mississippi Trade Mart

School of Dentistry, School of Population Health, School of Medicine and School of Graduate Studies in the Health Sciences
Time/Date: 10:00 a.m., Friday, May 27, 2021
Location: Mississippi Trade Mart

The University of Southern Mississippi
All ceremonies are open to graduates from Spring 2020, Summer 2020, Fall 2020, and Spring 2021 semesters. There will not be a speaker for the commencement ceremonies.

Undergraduates – College of Nursing and Health Professions
Time/Date: 7:00 p.m., Monday, May 3, 2021
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

Undergraduates – College of Education and Human Sciences
Time/Date: 7:00 p.m., Tuesday, May 4, 2021
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

Graduate Students Earning Doctoral and Master of Fine Arts Degree – All Colleges
Time/Date: 1:00 p.m., Wednesday, May 5, 2021
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

Graduate Students Earning Specialist and Master’s Degree – All Colleges
Time/Date: 7:00 p.m., Wednesday, May 5, 2021
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

Undergraduates – College of Business and Economic Development
Time/Date: 7:00 p.m., Thursday, May 6, 2021
Location: Bernard Reed Green Coliseum, Hattiesburg, MS
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Undergraduates – College of Arts and Sciences – Schools of Communication; Humanities; Interdisciplinary Studies and Professional Development; Music; Performing and Visual Arts; and Social Science and Global Studies

Time/Date: 9:00 a.m., Friday, May 7, 2021
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

Undergraduates – College of Arts and Sciences – Schools of Biological, Environmental, and Earth Sciences; Computing Sciences and Computer Engineering; Construction and Design; Criminal Justice, Forensic Science and Security; Mathematics and Natural Sciences; Ocean Science and Engineering; and Polymer Science and Engineering

Time/Date: 3:00 p.m., Friday, May 7, 2021
Location: Bernard Reed Green Coliseum, Hattiesburg, MS

Coast – Undergraduates and Graduate Students – All Colleges

Time/Date: 3:00 p.m., Saturday, May 8, 2021
Location: Mississippi Coast Coliseum, Biloxi, MS

6. **USM** - In March 2020, the IHL Board approved a request to award an honorary degree during a May 2020 commencement ceremony, but all 2020 ceremonies were subsequently canceled due to COVID-19. The University plans to bestow the honorary degree at one of its May 2021 commencement ceremonies.

7. **SYSTEM** – The following items have been approved by the Commissioner on behalf of the Board and are available for review at the Board Office.
   a. **MSU** – On March 31, 2021, Commissioner Alfred Rankins, Jr., approved the Amended and Restated Master Sales Agreement between Mississippi State University and Twilio, Inc. for a cloud software platform. This amended agreement will allow NSPARC continued access to Twilio’s communication as a service (CAAS) platform to integrate with the existing and future NSPARC software development projects. The term of the agreement will commence on the effective date and continue for up to 36 months. The total cost was originally $800,000 based on the CP1 from Mississippi Department of Information Technology Services (MDITS). That CP1 has now been increased to $999,999 by MDITS. It is estimated the cost of this renewal will be $199,999. Payment will be issued on a monthly basis upon receipt of an invoice based on actual services rendered. No matching or non-state funds will be used for this service. MSU will use its NSPARC Service Center to pay for this service. The Office of the Attorney General has reviewed the Amended and Restated Agreement and found the same to be compliant with applicable state law and Board Policy 707.01 Land, Property, and Service Contracts. A copy of the documents is on file in the IHL Board Office.
   b. **USM** – On March 8, 2021, Commissioner Alfred Rankins, Jr., approved the Lease Agreement between the University of Southern Mississippi and the University of Southern Mississippi Foundation, Inc. for a portion of the University’s Gulf Park Campus facility identified as The Children’s Center Outdoor Classroom and Playground Improvements Project Area to allow for improvements to the area including the installation of an outdoor classroom environment and playground. The proposed Lease Agreement will allow the Foundation to utilize private funds to improve the Project Area for the benefit of the University and its programs. The consideration for the lease will be the payment of $1.00 to the University from the Foundation. The term of the lease begins upon execution of the Lease and will
continue through the earlier of: (a) December 31, 2021, or (b) a date which is thirty
days subsequent to the completion of the improvements and acceptance of same by
the University. Upon termination of the Lease, the leased premises and
improvements thereupon revert to the University. The Office of the Attorney
General has reviewed the Lease Agreement and found the same to be compliant
with applicable state law and Board Policy 707.01 Land, Property, and Service
Contracts. A copy of the documents is on file in the IHL Board Office.

8. SYSTEM – On March 19, 2020, the IHL Board granted UMMC a temporary relief and
waiver of requirements for approval of items, matters, contracts, purchases, leases,
prepayments and any other agreement otherwise requiring approval by the Board of
Trustees or Commissioner pursuant to Board Policy 707 Contracts (to include policies
707.01 Land, Property, and Service Contracts; 707.02 Other Official Documents, and
707.03 Approval of Prepayment for Goods or Services) and Board Policy 905 Real Estate
Management during the state of emergency caused by the COVID-19 pandemic. This
waiver was superseded and replaced by the waiver granted to all institutions approved on

At the special called Board meeting on September 4, 2020, the IHL Board provided all
institutions, through December 31, 2020, temporary relief and waiver of requirements for
approval of items, matters, contracts, purchases, leases, prepayments and any other
agreement otherwise requiring approval by the Board of Trustees or Commissioner
pursuant to Board Policy 707 Contracts (to include policies 707.01 Land, Property, and
Service Contracts; 707.02 Other Official Documents, and 707.03 Approval of Prepayment
for Goods or Services) and Board Policy 905 Real Estate Management, when compliance
with the Board or Commissioner approval requirements of these policies would impede the
institution’s ability to promptly and effectively provide for the safety and health of its
students, employees and guests in dealing with the COVID-19 pandemic. This waiver is
for a temporary period during the state of emergency caused by the COVID-19 pandemic,
through December 31, 2020, for the health and well-being of students, employees, and
guests on all IHL campuses and facilities. All such contracts, leases, purchases, and other
items that are within the parameters of this waiver and temporary delegation are to be
reported to the Board as information items. This waiver was superseded and replaced by
the waiver granted to all institutions approved on November 19, 2020.

At its November 19, 2020 meeting, the IHL Board provided all institutions, through May
31, 2021, temporary relief and waiver of requirements for approval of items, matters,
contracts, purchases, leases, prepayments and any other agreement otherwise requiring
approval by the Board of Trustees or Commissioner pursuant to Board Policy 707
Contracts (to include policies 707.01, 707.02 and 707.03) and Board Policy 905 Real Estate
Management, when compliance with the Board approval requirements of these policies
would impede the institution’s ability to promptly and effectively provide for the safety
and health of its students, employees and guests in dealing with the COVID-19 pandemic.
This request is for a temporary period during the state of emergency caused by the COVID-
19 pandemic, through May 31, 2021, for the health and well-being of students, employees,
and guests on all IHL campuses and facilities. This waiver supersedes and replaces the
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waiver granted to the University of Mississippi Medical Center approved on March 19, 2020 and for all institutions approved on September 4, 2020. The previous waiver approved by the Board on September 4, 2020 expired December 31, 2020. The Board also delegated authority to the Commissioner, through May 31, 2021, to approve waivers on behalf of the Board of any other Board policy or practice requirements to enable the institutions to promptly and effectively deal with any issues related to the COVID-19 pandemic and to allow them to operate more efficiently during this public health crisis. All such contracts, leases, purchases, and other items that are within the parameters of this waiver and temporary delegation are to be reported to the Board as information items. A summary of the items that have been submitted for reporting to the Board is as follows:

a. **UMMC** – On January 30, 2021, UMMC entered a Customer Letter of Commitment (agreement) with O&M Halyard, Inc. (Halyard) to purchase disposable nitrile exam gloves, which are personal protective equipment (PPE) needed to support UMMC’s patient care activities related to the COVID-19 pandemic. Usage of PPE is at historical highs due to the ongoing pandemic, and the availability of product in the market continues to be a major challenge. This agreement provides a three (3) month supply of these gloves. Bulk purchases of gloves are being shipped from overseas in large containers and can take months to arrive. To ensure the shipment of the gloves is received in August 2021, UMMC was required to execute the agreement before the end of January 2021. This contract was needed to ensure a continued supply and inventory of these critically needed gloves for patient care at UMMC. The term of the agreement is seven (7) months, from May 1, 2021, through October 31, 2021. The cost of the agreement is $896,650. The contract will be funded by hospital patient revenue. The agreement was reviewed by UMMC’s Office of General Counsel for compliance with applicable law and found the same to be acceptable.

b. **UMMC** – On March 31, 2020, UMMC entered a Letter of Commitment (agreement) with QuVa Pharma, Inc. (QuVa) to purchase compounded medications used with critical COVID-19 patients for sedation, pain control, and cardiovascular support. The drug products were on allocation through normal channels, leading UMMC to seek another mechanism to obtain the medications for critically ill patients. At the time of the contract execution, UMMC projected the total cost of the agreement to be less than $250,000. UMMC has utilized QuVa more than initially estimated due to increased COVID-19 patient population and strain on the medication market with fewer alternatives being available because of the current pandemic environment. It is critical that UMMC has access to these medications as they are not commercially available in concentrations associated with UMMC medical practice. Also, at this time, UMMC does not have the resources to compound these products based upon current demand and utilization, which creates the need to order from QuVa. On March 23, 2021, UMMC added additional funds to the agreement due to the ongoing pandemic. The total estimated cost of the agreement is now $455,000. The term of the agreement is tied to QuVa’s agreement with Vizient, UMMC’s primary group purchasing organization (GPO). The GPO agreement will expire May 31, 2023. In December 2020, UMMC began negotiating a new agreement with QuVa for a new agreement to replace and
supersede the existing agreement and plans to submit the new agreement to the Board for approval upon finalizing in the coming months. The contract will be funded by hospital patient revenue. The agreement was reviewed by UMMC’s Office of General Counsel for compliance with applicable law and found the same to be acceptable.

FINANCE COMMITTEE REPORT
Wednesday, April 14, 2021

The meeting was called to order by Chairman Tom Duff at approximately 2:00 p.m. The following items were discussed. Due to recommendations from the Mississippi State Department of Health for social distancing due to COVID-19, members of the Board participated in the meeting via Zoom and in-person. In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this meeting were recorded by name in a rollcall.

1. The Committee discussed the allocation of appropriations received from the recent legislative session, an overview of tuition, room, and board requests for FY 2022, a capital improvement fee at MVSU, and the salary guidelines for FY 2022. No action was taken.

2. On motion by Trustee Duff, seconded by Trustee Dye, with Trustees Cunningham, Hooper, and Parker absent and not voting and Trustees Lamar, Luckey, Martin, and McNair participating via Zoom, all Committee members legally present and participating voted unanimously to adjourn.

The following trustees were present: Mr. Tom Duff (Chair), Dr. Ford Dye, Ms. Ann H. Lamar (via Zoom), Ms. Jeanne Luckey (via Zoom), Mr. Bruce Martin (via Zoom), Dr. Alfred E. McNair, Jr. (via Zoom), Mr. Chip Morgan, Mr. Gee Ogletree, and Dr. Walt Starr. Trustees Steven Cunningham, Shane Hooper, and Hal Parker were absent.

HEALTH AFFAIRS COMMITTEE REPORT
Wednesday, April 14, 2021

The meeting was called to order by Chairman Walt Starr at approximately 3:00 p.m. Due to recommendations from the Mississippi State Department of Health for social distancing due to COVID-19, members of the Board participated in the meeting via Zoom and in-person. In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this meeting were recorded by name in a rollcall. This was a regular monthly meeting of the Health Affairs Committee. The following items were discussed.

1. The Committee received an update from the Dean of the Nursing School, an update on IT and Cyber Security, the monthly financial summary and goal dashboard including COVID-19 statistics, and a report on compliance and internal controls. No action was taken.

2. Executive Session

On motion by Trustee Morgan, seconded by Trustee McNair, with Trustees Cunningham, Hooper, Luckey, and Parker absent and not voting and Trustees Martin and McNair participating via Zoom, all Committee members legally present and participating voted
unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Dye, seconded by Trustee Lamar, with Trustees Cunningham, Hooper, Luckey, and Parker absent and not voting and Trustees Martin and McNair participating via Zoom, all Committee members legally present and participating voted unanimously to enter Executive Session for the reasons reported to the public and stated in these minutes, as follows:

**Discussion of the strategic business plans related to a public hospital.**

During Executive Session, the following matters were discussed:

- The Committee discussed the strategic business plans related to a public hospital. **No action was taken.**

On motion by Trustee Morgan, seconded by Trustee McNair, with Trustees Cunningham, Hooper, Luckey, and Parker absent and not voting and Trustees Martin and McNair participating via Zoom, all Committee members legally present and participating voted unanimously to return to open session.

3. On motion by Trustee Duff, seconded by Trustee McNair, with Trustees Cunningham, Hooper, Luckey, and Parker absent and not voting and Trustees Martin and McNair participating via Zoom, all Committee members legally present and participating voted unanimously to adjourn.

The following trustees were present: Dr. Walt Starr (Chair), Mr. Tom Duff, Dr. Ford Dye, Ms. Ann H. Lamar, Mr. Bruce Martin (via Zoom), Dr. Alfred E. McNair, Jr. (via Zoom), Mr. Chip Morgan, and Mr. Gee Ogletree. Trustees Steven Cunningham, Shane Hooper, Jeanne Luckey, and Hal Parker were absent.

**ANNOUNCEMENTS**

- President Dye invited the university presidents to report on current activities on their campuses.
- Commissioner Rankins thanked President Thomas Hudson and his staff for the hosting the meeting today.
- Commissioner Rankins briefly spoke about the mass transit program on the Mississippi Valley State University campus. This program provides transportation to students across the delta and is funded through external grants. Commissioner Rankins thanked Dr. Jerryl Briggs, President of Mississippi Valley State University, for continuing to provide this great service to the community.
- President Dye noted the next Board meeting will be May 20, 2021 at the IHL Board Office.
- President Dye passed the gavel to President-Elect Walt Starr who will begin his term on May 8, 2021. Trustee Starr presented President Dye with a plaque commemorating his year of service as Board President.
- Trustee Chip Morgan thanked the IHL staff who are in attendance and those who are at the office today for their hard work during 2020 and 2021.
MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 15, 2021

EXECUTIVE SESSION

On motion by Trustee Lamar, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee McNair, seconded by Trustee Ogletree, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to enter Executive Session for the reasons reported to the public and stated in these minutes, as follows:

Discussion of a litigation matter at Jackson State University and Discussion of a litigation matter at the University of Mississippi Medical Center.

During Executive Session, the following matters were discussed and/or voted upon:

On motion by Trustee Hooper, seconded by Trustee Martin, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 65-3556-1, styled as Casey Frazier vs. Jackson State University, et al., as recommended by counsel.

On motion by Trustee Hooper, seconded by Trustee McNair, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to approve the settlement of Tort Claim No. 1857 styled as William Glenn Watkins, as guardian, vs. the University of Mississippi Medical Center, et al., as recommended by counsel.

On motion by Trustee Hooper, seconded by Trustee Ogletree, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to return to Open Session.

ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee Hooper, seconded by Trustee Lamar, with Trustee Cunningham absent and not voting and Trustee Luckey participating via Zoom, all Trustees legally present and participating voted unanimously to adjourn the meeting.

____________________________________________________________
President, Board of Trustees of State Institutions of Higher Learning

____________________________________________________________
Commissioner, Board of Trustees of State Institutions of Higher Learning
MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
April 15, 2021

EXHIBITS

Composite
Exhibit 1 FY 2022 appropriations and final appropriation allocation.

Composite
Exhibit 2 Proposed increases in resident and non-resident tuition rates at all institutions, except Jackson State University, and for certain professional schools at Alcorn State University, Mississippi State University, the Mississippi University for Women, the University of Mississippi, the University of Mississippi Medical Center, and the University of Southern Mississippi effective FY 2022 for final approval.

Exhibit 3 Proposed decrease in room rate for Jackson State University and the proposed increases to room rates for Mississippi State University, the Mississippi University for Women, the University of Mississippi, the University of Mississippi Medical Center, and the University of Southern Mississippi effective FY 2022 for final approval.

Exhibit 4 Proposed increases to board rates for all institutions except Mississippi Valley State University effective FY 2022 for final approval.

Exhibit 5 Real Estate items that were approved by the IHL Board staff subsequent to the March 18, 2021 Board meeting.

Exhibit 6 Report of the payment of legal fees to outside counsel.
## FY 2022 Education & General Campus Funds - Legislative Line Items

<table>
<thead>
<tr>
<th></th>
<th>FY 2021</th>
<th>FY 2022</th>
<th>Difference</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$297,561</td>
<td>$297,842</td>
<td>$281</td>
<td>0.09%</td>
</tr>
<tr>
<td>DSU</td>
<td>1,371,369</td>
<td>1,373,500</td>
<td>2,131</td>
<td>0.16%</td>
</tr>
<tr>
<td>JSU</td>
<td>1,030,591</td>
<td>1,030,872</td>
<td>281</td>
<td>0.03%</td>
</tr>
<tr>
<td>MSU</td>
<td>2,430,978</td>
<td>2,435,259</td>
<td>4,281</td>
<td>0.18%</td>
</tr>
<tr>
<td>MUW</td>
<td>172,607</td>
<td>172,888</td>
<td>281</td>
<td>0.16%</td>
</tr>
<tr>
<td>MVSU</td>
<td>18,218</td>
<td>18,499</td>
<td>281</td>
<td>1.54%</td>
</tr>
<tr>
<td>UM</td>
<td>947,943</td>
<td>948,224</td>
<td>281</td>
<td>0.03%</td>
</tr>
<tr>
<td>USM</td>
<td>875,391</td>
<td>875,672</td>
<td>281</td>
<td>0.03%</td>
</tr>
<tr>
<td>Other</td>
<td>229,890</td>
<td>229,890</td>
<td>-</td>
<td>0.00%</td>
</tr>
<tr>
<td>Total</td>
<td>7,374,548</td>
<td>7,382,646</td>
<td>8,098</td>
<td>0.11%</td>
</tr>
</tbody>
</table>
# FY 2022 Education & General Campus Funds – Unrestricted Lump Sum

<table>
<thead>
<tr>
<th>Institution</th>
<th>FY 2021</th>
<th>FY 2022</th>
<th>Difference</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$18,690,275</td>
<td>$19,513,542</td>
<td>$823,267</td>
<td>4.40%</td>
</tr>
<tr>
<td>DSU</td>
<td>18,572,637</td>
<td>19,390,722</td>
<td>818,085</td>
<td>4.40%</td>
</tr>
<tr>
<td>JSU</td>
<td>35,312,959</td>
<td>36,868,420</td>
<td>1,555,461</td>
<td>4.40%</td>
</tr>
<tr>
<td>MSU</td>
<td>85,586,422</td>
<td>89,356,323</td>
<td>3,769,901</td>
<td>4.40%</td>
</tr>
<tr>
<td>MUW</td>
<td>14,874,326</td>
<td>15,529,509</td>
<td>655,183</td>
<td>4.40%</td>
</tr>
<tr>
<td>MVSU</td>
<td>12,816,350</td>
<td>13,380,883</td>
<td>564,533</td>
<td>4.40%</td>
</tr>
<tr>
<td>UM</td>
<td>77,358,377</td>
<td>80,765,850</td>
<td>3,407,473</td>
<td>4.40%</td>
</tr>
<tr>
<td>USM</td>
<td>74,276,418</td>
<td>77,548,137</td>
<td>3,271,719</td>
<td>4.40%</td>
</tr>
<tr>
<td>Other</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>N/A</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>337,487,764</td>
<td>352,353,385</td>
<td>14,865,621</td>
<td>4.40%</td>
</tr>
</tbody>
</table>
# FY 2022 Education & General

## Campus Funds – Combined Allocation

<table>
<thead>
<tr>
<th></th>
<th>FY 2021</th>
<th>FY 2022</th>
<th>Difference</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$18,987,836</td>
<td>$19,811,384</td>
<td>$823,548</td>
<td>4.34%</td>
</tr>
<tr>
<td>DSU</td>
<td>19,944,006</td>
<td>20,764,222</td>
<td>820,216</td>
<td>4.11%</td>
</tr>
<tr>
<td>JSU</td>
<td>36,343,550</td>
<td>37,899,292</td>
<td>1,555,742</td>
<td>4.28%</td>
</tr>
<tr>
<td>MSU</td>
<td>88,017,400</td>
<td>91,791,582</td>
<td>3,774,182</td>
<td>4.29%</td>
</tr>
<tr>
<td>MUW</td>
<td>15,046,933</td>
<td>15,702,397</td>
<td>655,464</td>
<td>4.36%</td>
</tr>
<tr>
<td>MVSU</td>
<td>12,834,568</td>
<td>13,399,382</td>
<td>564,814</td>
<td>4.40%</td>
</tr>
<tr>
<td>UM</td>
<td>78,306,320</td>
<td>81,714,074</td>
<td>3,407,754</td>
<td>4.35%</td>
</tr>
<tr>
<td>USM</td>
<td>75,151,809</td>
<td>78,423,809</td>
<td>3,272,000</td>
<td>4.35%</td>
</tr>
<tr>
<td>Other</td>
<td>229,890</td>
<td>229,890</td>
<td>-</td>
<td>0.00%</td>
</tr>
<tr>
<td>Total</td>
<td>$344,862,312</td>
<td>$359,736,031</td>
<td>$14,873,719</td>
<td>4.31%</td>
</tr>
</tbody>
</table>
## FY 2022 Separately Budgeted Units

<table>
<thead>
<tr>
<th></th>
<th>FY 2021</th>
<th>FY 2022</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Student Financial Aid (1)</td>
<td>$42,085,128</td>
<td>$49,107,957</td>
<td>$7,022,829</td>
<td>16.70%</td>
</tr>
<tr>
<td>University Medical Center</td>
<td>167,469,574</td>
<td>170,192,799</td>
<td>2,723,225</td>
<td>1.60%</td>
</tr>
<tr>
<td>UMMC - Capital Expense Funds (2)</td>
<td>-</td>
<td>4,941,899</td>
<td>4,941,899</td>
<td>100.00%</td>
</tr>
<tr>
<td>Subtotal - UMMC</td>
<td>167,469,574</td>
<td>175,134,698</td>
<td>7,665,124</td>
<td>4.60%</td>
</tr>
</tbody>
</table>

(1) Overseen by the Postsecondary Financial Assistance Board

(2) Includes $3,681,530 for the Asylum Hill Project and $1,260,369 in Capital Expense Funds for repair and renovation.
## FY 2022 Agricultural Programs

<table>
<thead>
<tr>
<th>Institution</th>
<th>FY 2021</th>
<th>FY 2022</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU - Agricultural Units</td>
<td>$6,273,001</td>
<td>$6,430,495</td>
<td>$157,494</td>
<td>2.50%</td>
</tr>
<tr>
<td>MSU - Agricultural &amp; Forestry Experiment Station</td>
<td>22,566,445</td>
<td>23,026,502</td>
<td>460,057</td>
<td>2.00%</td>
</tr>
<tr>
<td>MSU - Mississippi Cooperative Extension</td>
<td>30,189,497</td>
<td>30,892,111</td>
<td>702,614</td>
<td>2.30%</td>
</tr>
<tr>
<td>MSU - Forest &amp; Wildlife Research Center</td>
<td>5,632,070</td>
<td>5,854,915</td>
<td>222,845</td>
<td>4.00%</td>
</tr>
<tr>
<td>MSU - College of Veterinary Medicine</td>
<td>17,494,212</td>
<td>18,154,397</td>
<td>660,185</td>
<td>3.80%</td>
</tr>
</tbody>
</table>

IHL Finance Committee

April 14, 2021
## FY 2022 Subsidiary Programs

<table>
<thead>
<tr>
<th>Inst.</th>
<th>Subsidiary</th>
<th>FY 2021</th>
<th>FY 2022</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Board</td>
<td>Executive Office</td>
<td>$7,241,934</td>
<td>$7,332,376</td>
<td>$90,442</td>
<td>1.25%</td>
</tr>
<tr>
<td>JSU</td>
<td>Urban Research Center</td>
<td>450,959</td>
<td>506,111</td>
<td>55,152</td>
<td>12.23%</td>
</tr>
<tr>
<td>MSU</td>
<td>Advanced Vehicular Studies</td>
<td>4,382,262</td>
<td>4,623,419</td>
<td>241,157</td>
<td>5.50%</td>
</tr>
<tr>
<td>MSU</td>
<td>State Chemical Laboratory</td>
<td>1,573,224</td>
<td>1,748,464</td>
<td>175,240</td>
<td>11.14%</td>
</tr>
<tr>
<td>MSU</td>
<td>Water Resources Research Institute</td>
<td>351,676</td>
<td>351,676</td>
<td>-</td>
<td>0.00%</td>
</tr>
<tr>
<td>MSU</td>
<td>Stennis Institute</td>
<td>734,225</td>
<td>741,318</td>
<td>7,093</td>
<td>0.97%</td>
</tr>
<tr>
<td>UM</td>
<td>Law Research Institute</td>
<td>801,975</td>
<td>818,324</td>
<td>16,349</td>
<td>2.04%</td>
</tr>
<tr>
<td>UM</td>
<td>Mineral Resources Institute</td>
<td>335,281</td>
<td>342,489</td>
<td>7,208</td>
<td>2.15%</td>
</tr>
<tr>
<td>UM</td>
<td>Research Inst. of Pharmaceutical Sciences</td>
<td>3,259,181</td>
<td>3,416,812</td>
<td>157,631</td>
<td>4.84%</td>
</tr>
<tr>
<td>UM</td>
<td>Supercomputer</td>
<td>627,431</td>
<td>630,650</td>
<td>3,219</td>
<td>0.51%</td>
</tr>
<tr>
<td>UM</td>
<td>Small Business Center</td>
<td>253,707</td>
<td>269,582</td>
<td>15,875</td>
<td>6.26%</td>
</tr>
<tr>
<td>UM</td>
<td>Center for Manufacturing Excellence</td>
<td>2,661,973</td>
<td>2,885,579</td>
<td>223,606</td>
<td>8.40%</td>
</tr>
<tr>
<td>UM</td>
<td>State Court Education Program</td>
<td>1,699,795</td>
<td>1,859,022</td>
<td>159,227</td>
<td>9.37%</td>
</tr>
<tr>
<td>USM</td>
<td>Mississippi Polymer Institute</td>
<td>599,104</td>
<td>667,563</td>
<td>68,459</td>
<td>11.43%</td>
</tr>
<tr>
<td>USM</td>
<td>Gulf Coast Research Laboratory</td>
<td>7,954,571</td>
<td>8,181,901</td>
<td>227,330</td>
<td>2.86%</td>
</tr>
<tr>
<td>USM</td>
<td>Stennis Center</td>
<td>342,550</td>
<td>345,515</td>
<td>2,965</td>
<td>0.87%</td>
</tr>
<tr>
<td>(Non-IHL)</td>
<td>Volunteer Commission</td>
<td>683,468</td>
<td>694,976</td>
<td>11,508</td>
<td>1.68%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>$33,953,316</strong></td>
<td><strong>$35,415,777</strong></td>
<td><strong>$1,462,461</strong></td>
<td><strong>4.31%</strong></td>
</tr>
</tbody>
</table>
## FY 2022 *Ayers* Budgets

<table>
<thead>
<tr>
<th>Institution</th>
<th>FY 2021</th>
<th>FY 2022</th>
<th>Change</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alcorn State University</td>
<td>$1,450,000</td>
<td>$1,450,000</td>
<td>$0</td>
<td>0.0%</td>
</tr>
<tr>
<td>Jackson State University</td>
<td>3,833,000</td>
<td>3,833,000</td>
<td>$0</td>
<td>0.0%</td>
</tr>
<tr>
<td>Mississippi Valley State University</td>
<td>1,450,000</td>
<td>1,450,000</td>
<td>$0</td>
<td>0.0%</td>
</tr>
<tr>
<td><strong>Total <em>Ayers</em> Programs</strong></td>
<td>6,733,000</td>
<td>6,733,000</td>
<td>$0</td>
<td>0.0%</td>
</tr>
<tr>
<td>Prior Year Reappropriations</td>
<td>800,983</td>
<td>2,576,762</td>
<td>1,775,779</td>
<td>221.7%</td>
</tr>
<tr>
<td><strong>Total <em>Ayers</em> Appropriations</strong></td>
<td>7,533,983</td>
<td>9,309,762</td>
<td>1,775,779</td>
<td>23.6%</td>
</tr>
</tbody>
</table>

**Note:** FY 2022 is the final year of *Ayers* program appropriations.

IHL Finance Committee

April 14, 2021
## FY 2022 Resident Tuition Request

<table>
<thead>
<tr>
<th>Institution</th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$ 7,297</td>
<td>$ 7,566</td>
<td>$ 269</td>
<td>3.7%</td>
</tr>
<tr>
<td>DSU</td>
<td>7,951</td>
<td>8,190</td>
<td>239</td>
<td>3.0%</td>
</tr>
<tr>
<td>JSU</td>
<td>8,270</td>
<td>8,270</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>8,800</td>
<td>9,110</td>
<td>310</td>
<td>3.5%</td>
</tr>
<tr>
<td>MUW</td>
<td>7,425</td>
<td>7,656</td>
<td>231</td>
<td>3.1%</td>
</tr>
<tr>
<td>MVSU</td>
<td>6,726</td>
<td>6,928</td>
<td>202</td>
<td>3.0%</td>
</tr>
<tr>
<td>UM</td>
<td>8,718</td>
<td>8,934</td>
<td>216</td>
<td>2.5%</td>
</tr>
<tr>
<td>USM</td>
<td>8,786</td>
<td>9,094</td>
<td>308</td>
<td>3.5%</td>
</tr>
<tr>
<td><strong>Average</strong></td>
<td><strong>$ 7,997</strong></td>
<td><strong>$ 8,219</strong></td>
<td><strong>$ 222</strong></td>
<td><strong>2.8%</strong></td>
</tr>
<tr>
<td>UMMC</td>
<td>$ 8,728</td>
<td>$ 8,990</td>
<td>$ 262</td>
<td>3.0%</td>
</tr>
</tbody>
</table>
### FY 2022 Non-Resident Tuition Request

<table>
<thead>
<tr>
<th>Institution</th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$7,297</td>
<td>$7,566</td>
<td>$269</td>
<td>3.7%</td>
</tr>
<tr>
<td>DSU</td>
<td>7,951</td>
<td>8,190</td>
<td>239</td>
<td>3.0%</td>
</tr>
<tr>
<td>DSU (international)</td>
<td>8,951</td>
<td>9,190</td>
<td>239</td>
<td>2.7%</td>
</tr>
<tr>
<td>JSU</td>
<td>9,270</td>
<td>9,270</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>23,840</td>
<td>24,790</td>
<td>950</td>
<td>4.0%</td>
</tr>
<tr>
<td>MUW</td>
<td>7,425</td>
<td>7,656</td>
<td>231</td>
<td>3.1%</td>
</tr>
<tr>
<td>MVSU</td>
<td>6,726</td>
<td>6,928</td>
<td>202</td>
<td>3.0%</td>
</tr>
<tr>
<td>UM</td>
<td>24,990</td>
<td>25,776</td>
<td>786</td>
<td>3.1%</td>
</tr>
<tr>
<td>USM</td>
<td>10,786</td>
<td>11,094</td>
<td>308</td>
<td>2.9%</td>
</tr>
<tr>
<td><strong>Average</strong></td>
<td><strong>$11,915</strong></td>
<td><strong>$12,273</strong></td>
<td><strong>$358</strong></td>
<td><strong>3.0%</strong></td>
</tr>
<tr>
<td>UMMC</td>
<td>$25,597</td>
<td>$26,365</td>
<td>$768</td>
<td>3.0%</td>
</tr>
</tbody>
</table>
## FY 2022 Resident Tuition Request – Professional Schools

<table>
<thead>
<tr>
<th></th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>ASU</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Graduate</td>
<td>$ 7,297</td>
<td>$ 7,785</td>
<td>$ 488</td>
<td>6.7%</td>
</tr>
<tr>
<td>Doctor of Nursing Practice</td>
<td>7,297</td>
<td>7,931</td>
<td>634</td>
<td>8.7%</td>
</tr>
<tr>
<td><strong>MSU</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Veterinary Medicine</td>
<td>27,287</td>
<td>28,048</td>
<td>761</td>
<td>2.8%</td>
</tr>
<tr>
<td>Master of Physician Assistant</td>
<td>29,900</td>
<td>29,900</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td><strong>MUW</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MBA (36 hour program)</td>
<td>8,900</td>
<td>8,900</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>RN to BSN</td>
<td>8,780</td>
<td>8,780</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td><strong>USM</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Certified Reg. Nurse Anesthesia</td>
<td>24,740</td>
<td>25,606</td>
<td>866</td>
<td>3.5%</td>
</tr>
</tbody>
</table>
## FY 2022 Resident Tuition Request – Professional Schools (cont.)

### UM - Oxford

<table>
<thead>
<tr>
<th>Program Description</th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>School of Law (JD)</td>
<td>$16,870</td>
<td>$17,340</td>
<td>$470</td>
<td>2.8%</td>
</tr>
<tr>
<td>Masters of Laws Program - Air &amp; Space Law and Online Certificate in Air &amp; Space Law</td>
<td>22,278</td>
<td>22,536</td>
<td>258</td>
<td>1.2%</td>
</tr>
<tr>
<td>MBS and PMBA (resident &amp; non-resident)</td>
<td>14,751</td>
<td>15,255</td>
<td>504</td>
<td>3.4%</td>
</tr>
<tr>
<td>School of Pharmacy: Pre-Pharm, EE1, EE2, &amp; EE3</td>
<td>13,398</td>
<td>13,614</td>
<td>216</td>
<td>1.6%</td>
</tr>
<tr>
<td>School of Pharmacy: P1 &amp; P2</td>
<td>25,476</td>
<td>25,692</td>
<td>216</td>
<td>0.8%</td>
</tr>
<tr>
<td>School of Pharmacy: P3 &amp; P4</td>
<td>27,468</td>
<td>27,684</td>
<td>216</td>
<td>0.8%</td>
</tr>
<tr>
<td>Master of Accountancy Programs</td>
<td>10,224</td>
<td>10,440</td>
<td>216</td>
<td>2.1%</td>
</tr>
<tr>
<td>Other Online Degree Programs of Study</td>
<td>465</td>
<td>497</td>
<td>32</td>
<td>6.9%</td>
</tr>
<tr>
<td>Online M.Ed &amp; Ed. S. in Educational Leadership</td>
<td>300</td>
<td>300</td>
<td>-</td>
<td>0.0%</td>
</tr>
</tbody>
</table>
## FY 2022 Resident Tuition Request – Professional Schools (cont.)

### University of Mississippi Medical Center

<table>
<thead>
<tr>
<th>Program</th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Undergraduate Program (SHRP, SON, SOD-DH)</td>
<td>$8,728</td>
<td>$8,990</td>
<td>$262</td>
<td>3.0%</td>
</tr>
<tr>
<td>Undergraduate Program - SON Accelerated</td>
<td>8,728</td>
<td>8,990</td>
<td>262</td>
<td>3.0%</td>
</tr>
<tr>
<td>School of Graduate Studies in Health Sciences</td>
<td>8,728</td>
<td>8,990</td>
<td>262</td>
<td>3.0%</td>
</tr>
<tr>
<td>School of Dentistry</td>
<td>31,167</td>
<td>32,102</td>
<td>935</td>
<td>3.0%</td>
</tr>
<tr>
<td>School of Medicine</td>
<td>31,197</td>
<td>32,133</td>
<td>936</td>
<td>3.0%</td>
</tr>
<tr>
<td>SHRP - Physical Therapy</td>
<td>20,374</td>
<td>20,985</td>
<td>611</td>
<td>3.0%</td>
</tr>
<tr>
<td>SHRP - Doctor of Occupational Therapy (OT)</td>
<td>20,374</td>
<td>20,985</td>
<td>611</td>
<td>3.0%</td>
</tr>
<tr>
<td>SHRP - Doctor of Health Administration (DHA)</td>
<td>15,131</td>
<td>15,585</td>
<td>454</td>
<td>3.0%</td>
</tr>
<tr>
<td>SON - Graduate (Master and Doctorate)</td>
<td>8,728</td>
<td>8,990</td>
<td>262</td>
<td>3.0%</td>
</tr>
<tr>
<td>SOPH (Master and Doctorate)</td>
<td>8,728</td>
<td>8,990</td>
<td>262</td>
<td>3.0%</td>
</tr>
</tbody>
</table>
## FY 2022 Non-Resident Tuition Request – Professional Schools

<table>
<thead>
<tr>
<th></th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>ASU</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Graduate</td>
<td>$7,297</td>
<td>$7,785</td>
<td>$488</td>
<td>6.7%</td>
</tr>
<tr>
<td>Doctor of Nursing Practice</td>
<td>7,297</td>
<td>7,931</td>
<td>634</td>
<td>8.7%</td>
</tr>
<tr>
<td><strong>MSU</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Veterinary Medicine</td>
<td>48,487</td>
<td>49,248</td>
<td>761</td>
<td>1.6%</td>
</tr>
<tr>
<td>Master of Physician Assistant</td>
<td>54,900</td>
<td>54,900</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td><strong>MUW</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MBA (36 hour program)</td>
<td>8,900</td>
<td>8,900</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>RN to BSN</td>
<td>8,780</td>
<td>8,780</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td><strong>USM</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Certified Reg. Nurse Anesthesia</td>
<td>30,740</td>
<td>31,606</td>
<td>866</td>
<td>2.8%</td>
</tr>
</tbody>
</table>

IHL Finance Committee

April 14, 2021
### FY 2022 Non-Resident Tuition Request – Professional Schools (cont.)

<table>
<thead>
<tr>
<th>UM - Oxford</th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>School of Law (JD)</td>
<td>$36,935</td>
<td>$37,405</td>
<td>$470</td>
<td>1.3%</td>
</tr>
<tr>
<td>Masters of Laws Program - Air &amp; Space Law and Online</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Certificate in Air &amp; Space Law</td>
<td>22,278</td>
<td>22,536</td>
<td>258</td>
<td>1.2%</td>
</tr>
<tr>
<td>MBS and PMBA (resident &amp; non-resident)</td>
<td>34,479</td>
<td>35,550</td>
<td>1,071</td>
<td>3.1%</td>
</tr>
<tr>
<td>School of Pharmacy: Pre-Pharm, EE1, EE2, &amp; EE3</td>
<td>30,870</td>
<td>31,656</td>
<td>786</td>
<td>2.5%</td>
</tr>
<tr>
<td>School of Pharmacy: P1 &amp; P2</td>
<td>51,486</td>
<td>52,272</td>
<td>786</td>
<td>1.5%</td>
</tr>
<tr>
<td>School of Pharmacy: P3 &amp; P4</td>
<td>55,614</td>
<td>56,400</td>
<td>786</td>
<td>1.4%</td>
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<tr>
<td>Master of Accountancy Programs</td>
<td>26,496</td>
<td>27,282</td>
<td>786</td>
<td>3.0%</td>
</tr>
<tr>
<td>Other Online Degree Programs of Study</td>
<td>465</td>
<td>497</td>
<td>32</td>
<td>6.9%</td>
</tr>
<tr>
<td>Online M.Ed &amp; Ed. S. in Educational Leadership</td>
<td>300</td>
<td>300</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>Program / School</td>
<td>Approved FY 2021</td>
<td>Requested FY 2022</td>
<td>Difference</td>
<td>Percent Change</td>
</tr>
<tr>
<td>--------------------------------------------------</td>
<td>------------------</td>
<td>-------------------</td>
<td>------------</td>
<td>----------------</td>
</tr>
<tr>
<td>Undergraduate Program (SHRP, SON, SOD-DH)</td>
<td>$ 25,597</td>
<td>$ 26,365</td>
<td>$768</td>
<td>3.0%</td>
</tr>
<tr>
<td>Undergraduate Program - SON Accelerated</td>
<td>25,597</td>
<td>26,365</td>
<td>768</td>
<td>3.0%</td>
</tr>
<tr>
<td>School of Graduate Studies in Health Sciences</td>
<td>25,597</td>
<td>26,365</td>
<td>768</td>
<td>3.0%</td>
</tr>
<tr>
<td>School of Dentistry</td>
<td>73,220</td>
<td>75,417</td>
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</tr>
<tr>
<td>School of Medicine</td>
<td>73,460</td>
<td>75,664</td>
<td>2,204</td>
<td>3.0%</td>
</tr>
<tr>
<td>SHRP - Physical Therapy</td>
<td>43,016</td>
<td>44,306</td>
<td>1,290</td>
<td>3.0%</td>
</tr>
<tr>
<td>SHRP - Doctor of Occupational Therapy (OT)</td>
<td>43,016</td>
<td>44,306</td>
<td>1,290</td>
<td>3.0%</td>
</tr>
<tr>
<td>SHRP - Doctor of Health Administration (DHA)</td>
<td>42,386</td>
<td>43,658</td>
<td>1,272</td>
<td>3.0%</td>
</tr>
<tr>
<td>SON - Graduate (Master and Doctorate)</td>
<td>25,597</td>
<td>26,365</td>
<td>768</td>
<td>3.0%</td>
</tr>
<tr>
<td>SOPH (Master and Doctorate)</td>
<td>25,597</td>
<td>26,365</td>
<td>768</td>
<td>3.0%</td>
</tr>
</tbody>
</table>
FY 2022 Student Activity Fee, Capital Improvement Fee and Technology Fee Request

<table>
<thead>
<tr>
<th>Institution</th>
<th>Student Activity Fee</th>
<th>Capital Improvements Fee</th>
<th>Technology Fee</th>
<th>Requested FY 2022</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Student Activity Fee</td>
</tr>
<tr>
<td>ASU (1)</td>
<td>$30</td>
<td>$100</td>
<td>$480</td>
<td>$30</td>
</tr>
<tr>
<td>DSU</td>
<td>50</td>
<td>120</td>
<td>-</td>
<td>50</td>
</tr>
<tr>
<td>JSU</td>
<td>70</td>
<td>105</td>
<td>-</td>
<td>70</td>
</tr>
<tr>
<td>MSU</td>
<td>10</td>
<td>100</td>
<td>-</td>
<td>10</td>
</tr>
<tr>
<td>MUW</td>
<td>-</td>
<td>100</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>MVSU</td>
<td>20</td>
<td>-</td>
<td>-</td>
<td>20</td>
</tr>
<tr>
<td>UM</td>
<td>10</td>
<td>100</td>
<td>-</td>
<td>10</td>
</tr>
<tr>
<td>UMMC</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>USM</td>
<td>40</td>
<td>70</td>
<td>-</td>
<td>40</td>
</tr>
</tbody>
</table>

(1) ASU Technology Fee charged $20 per credit hour up to full-time 12 hours; full-time max reflected above.

* Fees are Annualized (Spring and Fall Semester)
## FY 2022 Student Room Rate Request

### Double Occupancy Average

<table>
<thead>
<tr>
<th></th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$6,566</td>
<td>$6,566</td>
<td>$-</td>
<td>0.0%</td>
</tr>
<tr>
<td>DSU</td>
<td>4,531</td>
<td>4,531</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>JSU</td>
<td>5,904</td>
<td>5,845</td>
<td>(59)</td>
<td>-1.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>6,440</td>
<td>6,612</td>
<td>172</td>
<td>2.7%</td>
</tr>
<tr>
<td>MUW</td>
<td>4,434</td>
<td>4,568</td>
<td>134</td>
<td>3.0%</td>
</tr>
<tr>
<td>MVSU</td>
<td>4,549</td>
<td>4,549</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>UM</td>
<td>5,806</td>
<td>6,039</td>
<td>233</td>
<td>4.0%</td>
</tr>
<tr>
<td>USM</td>
<td>5,538</td>
<td>5,648</td>
<td>110</td>
<td>2.0%</td>
</tr>
<tr>
<td><strong>Average</strong></td>
<td><strong>$5,471</strong></td>
<td><strong>$5,545</strong></td>
<td><strong>$74</strong></td>
<td><strong>1.3%</strong></td>
</tr>
</tbody>
</table>

EXHIBIT 3
**FY 2022 Student Board Rate Request**

**Most Expensive Meal Plan**

<table>
<thead>
<tr>
<th></th>
<th>Approved FY 2021</th>
<th>Requested FY 2022</th>
<th>Difference</th>
<th>Percent Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASU</td>
<td>$ 3,427</td>
<td>$ 3,530</td>
<td>$ 103</td>
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</tr>
<tr>
<td>DSU</td>
<td>3,480</td>
<td>3,584</td>
<td>104</td>
<td>3.0%</td>
</tr>
<tr>
<td>JSU</td>
<td>4,156</td>
<td>4,322</td>
<td>166</td>
<td>4.0%</td>
</tr>
<tr>
<td>MSU</td>
<td>4,038</td>
<td>4,200</td>
<td>162</td>
<td>4.0%</td>
</tr>
<tr>
<td>MUW</td>
<td>3,214</td>
<td>3,340</td>
<td>126</td>
<td>3.9%</td>
</tr>
<tr>
<td>MVSU</td>
<td>3,612</td>
<td>3,612</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>UM</td>
<td>3,970</td>
<td>4,128</td>
<td>158</td>
<td>4.0%</td>
</tr>
<tr>
<td>USM</td>
<td>4,100</td>
<td>4,265</td>
<td>165</td>
<td>4.0%</td>
</tr>
<tr>
<td>Average</td>
<td>$ 3,750</td>
<td>$ 3,873</td>
<td>$ 123</td>
<td>3.3%</td>
</tr>
</tbody>
</table>
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE MARCH 18, 2021 BOARD MEETING SUBMISSION DEADLINE

NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD’S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL.

Change Order Approval Note: No change orders approved by Board staff, as reflected within any of the following informational agenda items, increase the Board approved total project budget. The total project budget as approved by the Board provides for a contingency fund, which allows for an increase in the construction budget of between five and ten percent. Any increase in the total project budget caused by a change order, would require Board approval and could not be approved by Board staff until the budget increase is approved by the Board.

DELTA STATE UNIVERSITY

1. DSU- GS 102-273 – Elevator Improvements
   NOTE: This is a Bureau of Building project
   Approval Request #1: Award of Construction Contract
   Board staff approved the Award of Contract in the amount of $988,500.00 to the apparent low bidder, Midsouth Elevator, LLC.
   Approval Status & Date: APPROVED, March 22, 2021
   Project Initiation Date: October 16, 2014
   Design Professional: Burris/Wagnon Architects, P.A.
   General Contractor: Midsouth Elevator, LLC
   Total Project Budget: $1,125,565.93

MISSISSIPPI STATE UNIVERSITY

2. MSU- IHL 205-284 – Catalpa and Sand Creek Wastewater Lift Station Improvements
   Approval Request #1: Change Order #3
   Board staff approved Change Order #3 in the credit amount of $9,267.45 and thirty-four (34) additional days to the contract of Hemphill Construction Company, Inc.
   Approval Status & Date: APPROVED, March 19, 2021
   Change Order Description: Change Order #3 includes the following item: eliminated the dampening devices from the check valves; and thirty-four (34) days to the contract.
   Change Order Justification: This change was due to the devices not being required; and days for work as indicated herein.
   Total Project Change Orders and Amount: Three (3) change orders for a total amount of $44,192.10.
3. **MSU- IHL #205-297 – Butler Hall Mechanical, ADA Improvements and Exterior Envelope Modifications**

   **Approval Request #1: (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on March 2, 2021 to increase the project budget from $4,100,000.00 to $4,643,600.00, for an increase of $543,600.00.

   **Interim Approval Status & Date:** APPROVED, March 2, 2021

   **Approval Request #2: Change Order #2**

   Board staff approved Change Order #2 in the amount of $508,692.62 and one hundred eighty-three (183) additional days to the contract of Brislin, Inc.

   **Change Order Description:** Change Order #2 includes the following items: installed Wausau 2250i XLT INVent Retro in lieu of Kawneer 1600.

   **Change Order Justification:** These changes were necessary due to user/owner requested modifications and days for work as indicated herein.

   **Total Project Change Orders and Amount:** Two (2) change orders for a total amount of $589,980.12.

   **Project Initiation Date:** December 5, 2019

   **Design Professional:** Cook Douglas Farr lemons, Architects & Engineers

   **General Contractor:** Brislin, Inc.

   **Total Project Budget:** $4,643,600.00

4. **MSU- IHL 205-308 – CVM Facility Expansion**

   **Approval Request #1: Award of Construction Contract**

   Board staff approved the Award of Contract in the amount of $4,162,800.00 to the apparent low bidder, ArCon General Contractors, LLC.

   **Approval Status & Date:** APPROVED, March 22, 2021

   **Project Initiation Date:** April 16, 2020

   **Design Professional:** Machado Patano, PLLC

   **General Contractor:** ArCon General Contractors, LLC

   **Total Project Budget:** $5,600,000.00

5. **MSU- IHL #205-309 – MSU Ice Plant Expansion**

   **Approval Request #1: (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on March 2, 2021 to increase the project budget from $88,000.00 to $6,500,000.00 for an increase of $6,412,000.00.

   **Interim Approval Status & Date:** APPROVED, April 5, 2021

   **Project Initiation Date:** December 5, 2019

   **Design Professional:** Engineering Resource Group, Inc.
General Contractor: TBD
Total Project Budget: $6,500,000.00

6. **MSU-IHL 413-144– Sustainable Bioproducts Facilities, PH I (Reroofing)**
   Approval Request #1: Design Development Documents
   Board staff approved the Design Development Documents as submitted by Pryor Morrow.
   Approval Status & Date: APPROVED, March 12, 2021
   Project Initiation Date: August 17, 2017
   Design Professional: Pryor Morrow
   General Contractor: TBD
   Total Project Budget: $5,000,000.00

7. **MSU-IHL 413-144– Sustainable Bioproducts Facilities, PH II (Building 4/General works)**
   Approval Request #1: Design Development Documents
   Board staff approved the Design Development Documents as submitted by Pryor Morrow.
   Approval Status & Date: APPROVED, March 25, 2021
   Project Initiation Date: August 17, 2017
   Design Professional: Pryor Morrow
   General Contractor: TBD
   Total Project Budget: $5,000,000.00

**UNIVERSITY OF MISSISSIPPI**

8. **UM-IHL 207-461– Stockard Hall – AC VAV Boxes Replacement & Controls Upgrade**
   Approval Request #1: Award of Construction Contract
   Board staff approved the Award of Contract in the amount of $899,000.00 to the apparent low bidder, Tri-Star Companies, Inc.
   Approval Status & Date: APPROVED, March 5, 2021
   Project Initiation Date: February 20, 2021
   Design Professional: Corbett Legge & Associates, PLLC.
   General Contractor: Tri-Star Companies, Inc.
   Total Project Budget: $1,200,000.00

**UNIVERSITY OF MISSISSIPPI MEDICAL CENTER**

9. **UMMC-GS 109-223– Clinical Research Unit**
   NOTE: This is a Bureau of Building project
   Approval Request #1: Change Order #11
Board staff approved Change Order #11 in the amount of $108,962.40 and fourteen (14) additional days to the contract of Fountain Construction Co., Inc.

Approval Status & Date: APPROVED, March 4, 2021

Change Order Description: Change Order #11 includes the following items: renovated the storage room into a Telemetry room; and fourteen (14) days to the contract.

Change Order Justification: This change was due to a user/owner requested modification and days for work as indicated herein.

Total Project Change Orders and Amount: Eleven (11) change orders for a total amount of $1,030,148.40.

Project Initiation Date: May 18, 2017

Design Professional: Foil Wyatt Architects & Planners, PLLC

General Contractor: Fountain Construction Co., Inc.

Total Project Budget: $7,683,767.14


   Approval Request #1: (INTERIM): In accordance with Board Policy §904 (B) Board Approval, Interim Chair Approval was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on March 3, 2021 to change the funding source to HB 1730, Laws of 2020, change the scope and change the project number from IHL #209-567 to IHL #409-001.

   Interim Approval Status & Date: APPROVED, March 3, 2021

   Project Initiation Date: August 16, 2018

   Design Professional: Dean and Dean Architects

   General Contractor: TBD

   Total Project Budget: $2,122,624.00

11. **UMMC- IHL #209-577 – Emergency Response Station - North**

   Approval Request #1: (INTERIM): In accordance with Board Policy §904 (B) Board Approval, Interim Chair Approval was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on March 2, 2021 to initiate and appoint JH&H Architects as the design professional for this project.

   Interim Approval Status & Date: APPROVED, March 2, 2021

   Project Initiation Date: March 2, 2021

   Design Professional: JH&H Architects

   General Contractor: TBD

   Total Project Budget: $1,250,000.00

**UNIVERSITY OF SOUTHERN MISSISSIPPI**

12. **USM- GS 108-285 – Cook Library Renovation Phase 2**

   Approval Request #1: Change Order #6

   Board staff approved Change Order #6 in the amount of $23,052.06 and thirty (30) additional days to the contract of Codaray Construction, LLC.

   Approval Status & Date: APPROVED, February 24, 2021
EXHIBIT 5
April 15, 2021

Change Order Description: Change Order #6 includes the following items: moved reception desks in two suites and patching affected areas; added ten (10) ducts smoke detectors for AHU’s rising up through mechanical rooms in all four (4) floors; added two (2) monitor modules for the 1st floor west stairwell and two (2) monitor modules for the 2nd floor west stairwell; installed and tested an emergency power fixture in one elevator; installed wiring from ATS to the elevator control panel; installed additional steel supports for the generator framing; and thirty (30) days to the contract.

Change Order Justification: These changes were due to user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: Six (6) change orders for a total amount of $683,372.69.

Project Initiation Date: January 18, 2018

Design Professional: Wier Boerner Allin Architecture

General Contractor: Codaray Construction, LLC

Total Phased Project: $9,807,980.00

Total Project Budget: $12,132,980.00
SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by Ware Immigration (statement dated 3/1/21) from the funds of Mississippi State University. (This statement, in the amount of $33.64, represents services and expenses in connection with immigration/labor certification.)

TOTAL DUE........................................................................$                              33.64

Payment of legal fees for professional services rendered by Butler Snow, LLP (statement dated 2/25/21) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $1,120.00, represents services and expenses in connection with legal advice.)

TOTAL DUE........................................................................$                         1,120.00

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statement dated 2/26/21) from the funds of the University of Mississippi Medical Center. (This statement, in the amount $3,914.18, represents services and expenses in connection with legal advice.)

TOTAL DUE........................................................................$                         3,914.28

Payment of legal fees for professional services rendered by Hagwood Adelman Tipton, PC (statements dated 3/3/21, 3/5/21, 3/5/21, 3/5/21, 3/5/21 and 3/5/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $891.00, $3,193.20, $3,483.10, $54.00, $801.00 and $495.10, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE........................................................................$                        8,917.40

Payment of legal fees for professional services rendered by HoganLovells, US, LLP (statements dated 1/22/21 and 2/15/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $34,617.00 and $35,798.90, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE........................................................................$                        70,415.90
Payment of legal fees for professional services rendered by Page Kruger & Holland (statements dated 2/11/21, 2/11/21, 2/11/21, 2/11/21, 2/11/21, 2/22/21, 3/3/21, 3/3/21 and 3/3/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,433.50, $792.00, $462.00, $907.50, $16.50, $627.00, $2,776.50, $396.00, $379.50 and $33.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.................................................................$ 9,823.59

Payment of legal fees for professional services rendered by Steen, Dalehite and Pace (statement dated 3/1/21) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $6,300.00, represents services and expenses in connection with legal advice.)

TOTAL DUE.................................................................$ 6,300.00

Payment of legal fees for professional services rendered by Watkins & Eager (statement dated 3/1/21) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $3,856.05, represents services and expenses in connection with legal advice.)

TOTAL DUE.................................................................$ 3,856.05

Payment of legal fees for professional services rendered by Whitfield Law Group (statements dated 3/1/21, 3/1/21, 3/1/21, 3/2/21 and 3/2/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $330.00, $1,574.30, $4,026.00, $1,204.50 and $17,606.90, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.................................................................$ 24,741.70

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statement dated 3/11/21) from the funds of the University of Southern Mississippi. (This statement, in the amount of $6,207.50, represent services and expenses in connection with legal advice.)

TOTAL DUE.................................................................$ 6,207.50

Payment of legal fees for professional services rendered by Butler Snow (statement dated 3/8/21) from the funds of the University of Southern Mississippi. (This statement, in the amount of $1,692.88, represent services and expenses in connection with legal advice.)

TOTAL DUE.................................................................$ 1,692.88

Payment of legal fees for professional services rendered by Ware Immigration (statement dated 3/1/21) from the funds of the University of Southern Mississippi. (This statement, in the amount of $51.83, represents services and expenses in connection with immigration/labor certifications.)

TOTAL DUE.................................................................$ 51.83
Legal fees approved for payment to outside counsel in relation to patent and other matters:

Payment of legal fees for professional services rendered by Larry Schemmel (statement dated 4/22/20) from the funds of Mississippi State University. (This statement represents reimbursement of fees associated with the following patent: “Pro Chats’ (Word Mark) Service Mark Application” - $225.00).

  TOTAL DUE...............................................................$  225.00

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 2/24/21, 3/10/21 and 3/10/21) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Unsymmetrical Salts, CCC-NCHC Pincer Metal Complexes, and Methods of Making Same” - $865.00; “Symmetrical CCC-NHC Pincer Metal Complexes and Symmetrical Bimetallic Complexes” - $2,048.00; and “Unsymmetrical CCC-NHC Pincer Metal Complexes and Applications (Divisional)” - $1,435.50).

  TOTAL DUE...............................................................$  4,348.50
MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
May 7, 2021

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a special called meeting held via teleconference at the Board Office in Jackson, Mississippi at 12:00 p.m. on May 7, 2021, and pursuant to notice in writing, to each and every member of said Board. The following members participated: Dr. Steven Cunningham (by phone), Tom Duff (by phone), Dr. Ford Dye (by phone), Ms. Ann H. Lamar (by phone), Ms. Jeanne Carter Luckey (by phone), Mr. Bruce Martin (by phone), Dr. Alfred E. McNair, Jr. (by phone), Mr. Chip Morgan (by phone), Mr. Gee Ogletree (by phone), Mr. Hal Parker (by phone), and Dr. J. Walt Starr (by phone). Mr. Shane Hooper was absent. The meeting was called to order by Dr. Ford Dye, President.

In accordance with Miss. Code Ann., §25-41-5, as amended, all votes taken during this meeting were recorded by name in a rollcall. This meeting was called to consider university finance issues.

FINANCE AGENDA

Trustee Martin recused himself from discussing or voting on item #1 and Trustee Ogletree recused himself from discussing or voting on items #1 - #6 on the Finance Agenda; both were placed in the Zoom waiting room before there was any discussion or vote regarding the same. On motion by Trustee Duff, seconded by Trustee McNair, with Trustees Hooper, Martin, and Ogletree absent and not voting, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Finance Agenda. Trustee Martin was readmitted to the meeting following the conclusion of the discussion and vote on item #1. On motion by Trustee Duff, seconded by Trustee Starr, with Trustees Hooper and Ogletree absent and not voting, all Trustees legally present and participating voted unanimously to approve items #2 - #6. Trustee Ogletree was readmitted to the meeting following the conclusion of the discussion and vote on items #1 - #6. Trustee McNair recused himself from discussing or voting on items #7 & #8 and was placed in the Zoom waiting room before there was any discussion or vote regarding the same. On motion by Trustee Duff, seconded by Trustee Cunningham, with Trustees Hooper and McNair absent and not voting, all Trustees legally present and participating voted unanimously to approve items #7 & #8. Trustee McNair was readmitted to the meeting following the conclusion of the discussion and vote on items #7 & #8.

1. SYSTEM – Approved the request to renew the property insurance coverage with Affiliated FM Insurance Company (AFM). AFM will provide the property coverage for the system, except for the gulf coast wind coverage. The wind and flood coverage for the gulf coast (referred to as a Difference in Conditions or “DIC” policy) includes a number of markets which share the risk. That coverage is provided through a difference in conditions wind and storm surge policy of which the coverage is shared between multiple insurers. One of the lead insurers for the shared DIC coverage is Berkshire Hathaway (Berkshire). This contract is the most cost-effective manner while meeting each university’s individual coverage needs. This will be a one-year insurance policy running from May 31, 2021, to May 31, 2022. The combined premium is approximately $8,759,350 ($7,407,809 for the AFM portion and $1,351,541 for the DIC coverage) for 2021-2022. Premium amounts
may increase or decrease through the term of the policy as universities add or decrease their insured values. Each university and the Board Office pays its respective share of the premium which is billed and paid directly between the insurance company and the insured. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

2. **SYSTEM** – Approved the request to purchase cyber liability and incident response insurance coverage with Lloyds of London – Beazley Syndicate (Beazley). Beazley will provide the cyber coverage and breach response services for the system. Beazley has an A.M. Best Rating of A XV. The purpose of the contract is to protect the IHL system from cyber liability risks and response costs through transferring some of that risk to an insurer. The breach response coverage also provides expert assistance and access to network of contractors with pre-negotiated rates. The contract is a one-year insurance policy beginning May 26, 2021 and terminating May 26, 2022. The cost will be approximately $418,275 for the one-year policy. The IHL Self-Insured Tort Plan will pay the premium and allocate an appropriate premium share to each insured participant. The share for each participant other than UMMC will be built into the annual assessment of the Tort Plan. The Tort Plan will invoice UMMC for its share. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

3. **SYSTEM** – Approved of a student health insurance policy for use by the university system. United Healthcare Services, Inc. will provide the student health insurance coverage for the system, and Arthur J. Gallagher will serve as the insurance broker. Gallagher serves as the broker for over 110,000 student insureds and has partnered with United Healthcare to provide student insurance for many universities and university systems. The purpose of the contract is to provide an insurance option for students to purchase directly, or for universities to purchase as a benefit for certain classes of student workers or employees. The goal of the system approach is to lower premium costs while maintaining health insurance coverage that meets Affordable Care Act and visa requirements. Gallagher has been engaged for three policy years, but the insurance policy or policies are for one-year terms, although an optional renewal is included with this quote. The policy terms may vary from university to university in order to have an effective date that coincides with the termination dates of each university’s current policies. The most common policy inception date has been August 15th, so while dates may vary, a utilized term is expected to be August 15, 2021, to August 15th, 2022. The premium will be $2,004 per policy per year, which includes discount Complements programs related to dental, vision, and 24/7 cognitive health therapy. When Wellfleet increased its premium this year, United Healthcare offered a flat renewal rate as well as a flat-rate second-year option (for policy year 2022-2023). Additionally, United Healthcare is offering a lower deductible than the expiring policy with Wellfleet. If 3,000 students are insured, the aggregate annual premium range would be approximately $6,012,000. If renewed for a second year at the same rate, the aggregate cost for two years is estimated to be approximately $12,024,000. The aggregate premium will vary based upon the number of participants. Students will directly pay the premium for their policy, except for some student workers. Universities may elect to pay or supplement the premium cost for certain classes of student workers, such as graduate assistants, as an employment benefit or part of its payment structure.
Expenditures for student health insurance by universities are determined by each university. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

4. ASU – Approved the request to enter a one-year contract with Canizaro Cawthon Davis for the completion of the Campus Master Plan and the Campus Space Utilization Study. The term of the contract is one year from June 1, 2021 until May 31, 2022. Consultant fees for the project are $585,000 plus an amount not to exceed $24,350 in travel expenses for the consultants for a total project cost of $609,350. The contract will be funded by Title III Federal Grant funds from the United States Department of Education. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

5. UMMC – Approved the request to amend the Customer Agreement with Iron Mountain Information Management, LLC (Iron Mountain) to extend the term of the agreement six (6) months and add language related to insurance, indemnification, and information security. The agreement provides shredding services at all UMMC facilities, including hospitals and clinics located throughout the State. Shredding services include destruction of documents (paper) and non-documents such as plastic media and binding materials, as well as IT asset disposition. The term of the amended agreement is five (5) years and six (6) months, from June 1, 2016, through November 30, 2021. The total cost of the amended agreement remains $983,652.59. The contract will be funded by general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

6. UMMC – Approved the request to enter a new Sales and Support Proposal, including Quotation Number: 155335-0001107577-3-9 with Medtronic USA, Inc. (Medtronic) for the purchase of four (4) StealthStation surgical navigation systems for neurosurgery and otolaryngology (ENT) procedures. The systems include software, hardware, instrumentation, tracking algorithms, image data resections, and accessories. These surgical navigation systems provide minimally invasive approaches, improve imaging and visualization, and reduce sedation time in complex neurosurgery and ENT procedures for pediatric and adult patients. The term of the agreement is approximately two (2) years, from June 1, 2021, through approximately July 6, 2023. The actual expiration date is two (2) years and seven (7) days after delivery, which is expected to be on or about June 30, 2021. The total cost of the agreement is $1,283,060.60. The contract will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

7. UMMC – Approved the request to enter a lease agreement with Cedar Lake Physician Center, LLC (Cedar Lake) for the rental of clinic space located at 1720A Medical Park Drive, Suite 130B, in Biloxi, Mississippi. This lease will allow UMMC to continue its mission of providing high standards of medical education to physicians across the state and will provide space for University Transplant evaluations, clinic visits, and consultations to patients in the Gulf Coast area. The term of the Lease Agreement is three (3) years, from June 1, 2021, through May 31, 2024. The total cost of the lease over the three (3) year term is $240,065.60. UMMC’s base rent will be $5,654.60 per month, plus an estimated
$36,500 for potential repairs. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods and Services, the Board approved the request to allow prepayment of rent on the first day of each month. The agreement will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

8. **UMMC** – Approved the request to amend its Medical Office Building Lease (Sublease) with Memorial Hospital at Gulfport (MHG) to extend the term one (1) year. Under the Sublease, UMMC subleases approximately 2,229 square feet of clinical space located at 920 Tommy Munro Drive in Biloxi, Mississippi, for use as a pediatric outpatient clinic. The term of the amended Sublease is fifty (50) months and five (5) days, beginning March 26, 2018, and ending May 31, 2022. The original Sublease term was thirty-eight (38) months and five (5) days. The First Amendment extends the term one (1) additional year. The total cost of the amended Sublease is $294,416.68 over the fifty (50) months and five (5) days term. The original sublease was approved for a total cost of $226,864.79. Effective June 1, 2021, UMMC’s base rent will be $4,162.66 per month, plus an estimated $17,599.97 in operating expense overages. Operating expenses were estimated based on historical use averages at this location, with a three percent (3%) annual inflation adjustment. Pursuant to Board Policy 707.03 Approval of Prepayment for Goods or Services, the Board approved the request to allow prepayment of rent on the first day of each month. This agreement will be funded by patient revenues. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds same to be acceptable. The agreement is on file in the Board Office.

**ADJOURNMENT**

There being no further business to come before the Board, on motion by Trustee McNair, seconded by Trustee Lamar, with Trustee Hooper absent and not voting, all Trustees legally present and participating voted unanimously to adjourn the meeting.

_____________________________________________________________
President, Board of Trustees of State Institutions of Higher Learning

_____________________________________________________________
Commissioner, Board of Trustees of State Institutions of Higher Learning
1. **USM – APPROVAL OF MODIFICATIONS TO EXISTING ACADEMIC PROGRAMS**

A. **SUSPENDING**
   
   1. Program Title: **Master of Science (MS) in History**
      
      CIP Code, Sequence: 54.0101, 4395
      
      Total credit hours: 30-33
      
      Effective date: August 2021
      
      Rationale: History is in the process of streamlining its graduate offerings, including deleting underutilized programs. The Master of Arts (MA) in History will remain active. The MS in History will be suspended in fall 2021 and will be deleted after the students currently in the program have graduated.

B. **DELETING**
   
   1. Program Title: **Bachelor of Arts (BA) in Sociology**
      
      CIP Code, Sequence: 45.1101, 5724
      
      Total credit hours: 30-33
      
      Effective date: August 2021
      
      Rationale: Sociology BA was suspended in fall 2019. Given assessment data, survey with students, and observations about the market for potential sociology degrees, USM has determined that a BS degree in sociology will provide enhanced post-graduate opportunities for employment and graduate education. Additionally, deleting the BA reduces confusion for students and allows faculty to better focus on recruitment strategies for the BS program.

   2. Program Title: **Master of Science in Nursing (MSN)**
      
      CIP Code, Sequence: 51.3899, 4357
      
      Total credit hours: 44
      
      Effective date: December 2020
      
      Rationale: In accordance with guidance from the AACN, that the practice doctorate be the graduate degree for advanced nursing practice preparation, the MSN nurse practitioner programs have transitioned to DNP programs with two degree plan options: Nursing (BSN to DNP Family Nurse Practitioner) DNP and Nursing (BSN to DNP Psychiatric Mental Health Nursing Practitioner) DNP. All student enrolled in the MSN program have completed the program.

**STAFF RECOMMENDATION:** Board staff recommends approval of this item.
1. **DSU – REQUEST FOR APPROVAL TO EXTEND AN INFORMATION TECHNOLOGY SERVICES AGREEMENT WITH ELLUCIAN COMPANY, LLC**

**Contractor's Legal Name:** Ellucian Company LLC

**History of Contract:** The contract was first started in 2004. The Contract was renewed in 2009 for 5 years, 2014 for 1 year, 2015 for 5 years, and 2020 for 1 year.

**Specific Type of Contract:** For Information Technology Services

**Purpose:** Delta State University requests to extend its contract with Ellucian LLC. For 3 months. This project will include the management and campus services for all three of the University technology services areas: Information Technology Services, Instructional Technology, and Telecommunications. Ellucian will provide planning, guidance, and execution in the development of information resources strategies and information technology initiatives to promote designs, management and utilization of staff, software, and equipment consistent with the University priorities and strategic goals.

**Scope of Work:** management and campus services for all three of the University technology services areas: Information Technology Services, Instructional Technology, and Telecommunications

**Term of Contract:** 3 months  
**Contract Amount:** $432,930

**Funding Source for Contract:** E&G Funding

**Termination Options:** Termination options are covered in the attached documents:
- Delta State University Agreement 2004-06-18
- Delta State Renewal Agreement March 2015
- Delta State University Ellucian Contract 6-23-20

**Contractor Selection Process:** Delta State University has worked with MS ITS to issue a CP-1 allowing the university to continue the existing contract with Ellucian. Currently MS ITS and DSU are preparing a new RFP for the bidding of these services for the future.

**Staff:**

**Staff Recommendation:** Based on Board Policy 707.01, *Land, Property, and Service Contracts*, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Based on Board Policy 707.03, *Approval of Prepayment for Goods and Services*, Board approval of a prepayment/waiver is required at the same time permission is sought from the Board under Board Policy 707.01. Legal Staff has reviewed the proposed Agreement between Ellucian Company
BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING
CONSENT AGENDA
FINANCE
May 20, 2021

LLC and Delta State University for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

2. **MSU – REQUEST FOR APPROVAL TO ENTER INTO A SOFTWARE AND SERVICES AGREEMENT WITH WATERMARK INSIGHTS, LLC**

**Agenda Item Request:** Mississippi State University is requesting approval to enter into a new contract with Watermark Insight, LLC (“Watermark”) to provide Digital Measures Workflow and Digital Measures Activity Insights to track faculty activity.

**Contractor’s Legal Name:** Watermark Insights, LLC

**History of Contract:** MSU’s current contract with Watermark expires May 30, 2021. MSU issued a new Request for Proposal (RFP) on December 4, 2020 and selected Watermark as the vendor to continue providing these services.

**Specific Type of Contract:** This is a new contract for IT software and services.

**Purpose:** To provide a web-based application system that will enable the university community to log their activities in terms of teaching, research, and service. This will streamline our reporting efforts for annual evaluation, promotion and tenure, profile of scholarly outcomes, reports for specialized accreditation, and other similar university uses.

**Scope of Work:** Continue to service, support, and update as needed the existing faculty activity and reporting database.

**Term of Contract:** 3 years.

**Termination Options:** The continuance of the Contract with MSU is based upon the availability of funds. Therefore, this contract can be cancelled by MSU with thirty (30) days’ notice to the Contractor at the end of the fiscal period in the event funds are not appropriated by the funding authority.

In the event either party materially breaches the contract, the non-breaching party may terminate the contract upon thirty (30) days written notice to the breaching party.

MSU may terminate the Contract for Contractor’s failure to comply with the Mississippi Employment Protection Act.

**Contract Amount:** The actual contract amount is $480,856.07.

**Funding Source for Contract:** MSU general funds
Contractor Selection Process: MSU issued RFP 21-01 on December 2020 and received three proposals. Watermark received the highest technical score based on the fact it offers all of the desired services and has more higher education experience. Watermark also submitted the lowest cost proposal by almost $200,000. The low cost and high technical score gave it the highest total point score.

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Based on Board Policy 707.03, Approval of Prepayment for Goods and Services, Board approval of a prepayment/waiver is required at the same time permission is sought from the Board under Board Policy 707.01. Legal Staff has reviewed the proposed Agreement between Watermark Insights, LLC and Mississippi State University for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

3. UM – REQUEST FOR APPROVAL TO ENTER INTO A CONTRACTUAL SERVICES AGREEMENT WITH 3-D PINE STRAW LLC

Agenda Item Request: The University of Mississippi Landscape Services Department requests approval to enter into a contract with 3-D Pine Straw LLC.

Contractor’s Legal Name: 3-D Pine Straw LLC

History of Contract: This is a new contract resulting from University of Mississippi Request for Bid #9935.

Specific Type of Contract: The contract provides the mechanism to make ongoing purchases of pine straw as needed and have it consistently delivered in the appropriate manner.

Purpose: The purpose of the contract is to provide the University of Mississippi Landscape Services Department pine straw bales when deemed necessary.

Scope of Work: The contractor will furnish approximately 1000 “string tied” pine straw bales in an enclosed tractor trailer within seven (7) days of order when deemed necessary by the University of Mississippi Landscape Services Department.

Term of Contract: Upon IHL Board approval, the initial term of this contract shall be from June 1, 2021 through May 31, 2022. The University can renew this contract on an annual basis up to a total of sixty months ending on May 31, 2026. Renewal of the contract will depend on price, delivery, quality of service, and be mutually agreed upon by both parties. Price increases will be considered based on the CPI index.

Termination Options: This Agreement will be effective as of the date of June 1, 2021 and may be terminated by mutual agreement with sixty (60) days’ notice of termination.
UM may terminate the Agreement for non-performance of services at any time. In the event of termination of the contract for non-performance, the Contractor may be expected to continue to provide professional services through the transition to another source and/or UM may have to procure the services from other sources and hold the Contractor responsible for any excess cost incurred thereby having to procure those services.

This Agreement may be terminated due to force majeure, such as an act of God, weather, government, sanctioning body, riot, war, strike, labor disturbance, civil disorder, terrorism, vandalism, pandemic, epidemic, local, state, or federal state or emergency, or other cause beyond either party’s reasonable control, which renders either party unable to perform its obligations of the Agreement.

UM may terminate this Agreement in the event that funds associated for payment of this Agreement become unavailable due to a decrease or change in the legislative appropriation. UM must notify Contractor within five (5) business of the change in status and will work with Contractor to provide payment for any services already rendered.

The Agreement may be terminated if the Contractor fails to comply with the provisions of the Mississippi Employment Protection Act.

**Contract Amount:** The amount of the contract with 3-D Pine Straw LLC will be approximately $464,750 for the first year. For purposes of estimating the maximum amount for the initial term and four renewal years, renewal years are assumed at the initial price plus 3% per annum for each renewal year following the first year. If all renewals are exercised, this contract would be estimated at a total of $2,467,420.89 (initial term = $464,750, 2nd year = $478,692.50, 3rd year = $493,053.28, 4th year = $507,844.88, and the 5th and final year = $523,080.23).

**Funding Source for Contract:** The funding source for this contract will be Educational and General funds (E&G).

**Contractor Selection Process:** The contractor was selected by the Request for Bid #9935 process through Procurement Services at the University of Mississippi. 3-D Pine Straw LLC submitted the lower bid of the two bids received.

**Staff Recommendation:** Based on Board Policy 707.01, *Land, Property, and Service Contracts*, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between 3-D Pine Straw LLC and The University of Mississippi for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
4. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH B. BRAUN INTERVENTIONAL SYSTEMS INC.**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into a Purchase Agreement with **B. Braun Interventional Systems Inc. (B. Braun)** to purchase balloons, stents, catheters, and sheaths used in procedures for the treatment of congenital heart defects in adult and pediatric patients. UMMC also requests approval to add or remove products as needed without seeking prior Board approval as long as it does not increase the approved expenditure level.

**Contractor’s Legal Name:** B. Braun Interventional Systems Inc.

**History of Contract:** This is a new Purchase Agreement with B. Braun for these products. Currently, UMMC purchases these products on an as-needed basis without requirement of a contract. UMMC is entering this agreement at this time to secure discounted pricing for the term of the agreement.

**Specific Type of Contract:** This is a new Purchase Agreement.

**Purpose:** The purpose of the agreement is to provide discounted pricing for balloons, stents, catheters, and sheaths used in procedures for the treatment of congenital heart defects in adult and pediatric patients.

**Scope of Work:** Under this agreement, B. Braun will provide balloons, stents, catheters, and sheaths for use in the treatment of congenital heart defects at UMMC.

**Term of Contract:** The term of the agreement is two (2) years, from June 1, 2021, through May 31, 2023.

**Termination Options:** Termination options include the following:
- by either party upon thirty (30) days’ written notice to the other party; and
- in the event of insufficient funds.

**Contract Amount:** The total estimated cost of the agreement over two (2) years is $350,000. UMMC has included a fifteen percent (15%) increase in year two to allow for price increases and patient volume change.

**Funding Source for Contract:** The contract will be funded by hospital patient revenue.

**Contractor Selection Process:** The B. Braun products qualify as clinical commodities under Miss Code Ann. §31-7-1, which are exempted from procurement requirements under §31-7-13.
Staff Recommendation: Based on Board Policy 707.01, *Land, Property, and Service Contracts*, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between B. Braun Interventional Systems Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

5. **UMMC – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH BOSTON SCIENTIFIC CORPORATION**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval enter into a purchase agreement for Watchman/Watchman FLX Left Atrial Appendage Closure (LAAC) Technology (Agreement) with *Boston Scientific Corporation* (Boston Scientific) to secure discounted pricing from Boston Scientific for consumable commodities and equipment used specifically with the Watchman device. The device is used in cardiac procedures to reduce the risk of thromboembolism from the left atrial appendage in patients who are at increased risk for stroke and systemic embolism. UMMC also requests approval to add or remove products covered by the Agreement without seeking prior Board approval as long as it does not increase the approved expenditure level.

**Contractor’s Legal Name:** Boston Scientific Corporation

**History of Contract:** On March 16, 2017, the Board approved a twenty-five (25) month agreement with Boston Scientific to purchase various consumable commodities and equipment for the use of the Watchman Left Atrial Occlusion Device. On April 18, 2019, the Board approved an amendment to the agreement to extend the term, update the procedure pricing program, amend the rebate program, and add other required terms and conditions. The current agreement expires on May 31, 2021.

**Specific Type of Contract:** This is a new purchase agreement.

**Purpose:** The purpose of the Agreement is to secure discounted pricing from Boston Scientific for consumable commodities and equipment used specifically with the Watchman device. The device is used in cardiac procedures to reduce the risk of thromboembolism from the left atrial appendage in patients who are at increased risk for stroke and systemic embolism.

**Scope of Work:** Under the Agreement, Boston Scientific will:

- provide training for performing physicians;
- provide clinical case support onsite for all procedures as requested;
Under the agreement, UMMC commits to purchase at least eighty percent (80%) of its total left atrial appendage closure device utilization from Boston Scientific.

**Term of Contract:** The term of the Agreement is three (3) years, from June 1, 2021, through May 31, 2024.

**Termination Options:** Termination options include the following:
- by either party upon thirty (30) days’ written notice;
- in the event of a reduction of funds;
- by either party due to an uncured breach after a thirty (30) day period to cure the breach; and
- immediately upon Boston Scientific’s ineligibility to participate in any federal or state healthcare programs.

**Contract Amount:** The total cost of the Agreement over the three (3) year term $1,975,000. UMMC has include a twenty percent (20%) increase beginning in year two (2) for potential volume growth.

**Funding Source for Contract:** The agreement will be funded by hospital patient revenue.

**Contractor Selection Process:** The Watchman products qualify as clinical commodities under Miss Code Ann. §31-7-1, which are exempted from procurement requirements under §31-7-13.

**Staff Recommendation:** Based on Board Policy 707.01, *Land, Property, and Service Contracts*, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Boston Scientific Corporation and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
6. **UMMC – REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH EPIC SYSTEMS CORPORATION (#24)**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into Amendment No. 24 to the License and Support Agreement with Epic Systems Corporation (Epic) to remove the Point of Sale System (Resolute) Interface from the licensed program property.

**Contractor’s Legal Name:** Epic Systems Corporation

**History of Contract:** On August 19, 2010, the Board approved the original License and Support Agreement with Epic for licensing and support of UMMC’s electronic health record. The agreement subsequently has been amended upon Board approval. The term of the amended agreement is nine (9) years, from August 23, 2010, through August 22, 2024, with an estimated total cost of $105,083,182.99. A complete history of the Epic contract is on file at the Board office.

**Specific Type of Contract:** This is Amendment No. 24 to the License and Support Agreement.

**Purpose:** The purpose of Amendment No. 24 is to remove the Point of Sale System (Resolute) Interface from the licensed program property.

**Scope of Work:** Under Amendment No. 24, Epic will remove the Point of Sale System Interface.

**Term of Contract:** The term of Amendment No. 24 will begin upon execution and end coterminous with the current agreement term ending August 22, 2024.

**Termination Options:** The License and Support Agreement may be terminated as follows:
- Upon ninety (90) days’ notice prior to the end of an annual term;
- Breach due to failure of system to operate properly after warranty, provided a forty-five (45) day warranty period is allowed for Epic to cure such breach;
- Upon notice of infringement claim against Epic, if Epic is unable to modify the infringing program property or to provide UMMC with an appropriate replacement program;
- Upon bankruptcy, insolvency and the like;
- Upon material breach of the agreement after the breaching party has been allowed sixty (60) days to cure the breach after receiving written notice of the breach.
Contract Amount: Under Amendment No. 24 UMMC will receive a credit of $2,500.00 to be applied towards any future invoices. The license fee for the single interface will be removed from the yearly license fees. The total estimated cost of the Agreement remains $105,083,182.99.

Funding Source for Contract: This agreement will be funded by general funds.

Contractor Selection Process: UMMC is currently contracted with Epic.

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Epic Systems Corporation and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

7. UMMC – REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH EPIC SYSTEMS CORPORATION (#25)

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into Amendment No. 25 to the License and Support Agreement with Epic Systems Corporation (Epic) to add Cloud Foundation and Cognitive Computing Cloud modules. The additional platform and services will allow UMMC to enhance its predictive analytics/machine learning capabilities and integrate the predictive models into Epic workflows to show trends and provide transparency into predictions and risk factors. Previously, under Amendment No. 17, UMMC licensed Healthy Planet for up to ten (10) predictive analytic modules which uses UMMC’s current processing power to generate the data. Epic has now moved processing power to a cloud based model allowing for the processing of many terabytes of data. This will enable UMMC to use more predictive analytics modules without effecting the normal record response rate. Pursuant to IHL policy 707.03 Approval of Prepayment for Goods or Services, UMMC also requests a waiver to allow prepayment of license fees for the Cognitive Computing Developer Platform set at fifty percent (50%) of the total license fee.

Contractor’s Legal Name: Epic Systems Corporation

History of Contract: On August 19, 2010, the Board approved the original License and Support Agreement with Epic for licensing and support of UMMC’s electronic health record. The agreement subsequently has been amended upon Board approval. The term of the amended agreement is nine (9) years, from August 23, 2010, through August 22, 2024, with an estimated total cost of $105,083,182.99. A complete history of the Epic contract is on file at the Board office.
Specific Type of Contract: This is Amendment No.25 to the current license and support agreement.

Purpose: The purpose of Amendment No. 25 is to add Cloud Foundation and Cognitive Computing Cloud modules. The additional platform and services will allow UMMC to enhance its predictive analytics/machine learning capabilities and integrate the predictive models into Epic workflows to show trends and provide transparency into predictions and risk factors. Previously, under Amendment No. 17, UMMC licensed Healthy Planet for up to ten (10) predictive analytic modules using UMMC’s current processing power to generate the data. Epic has now moved processing power to a cloud based model allowing for the processing of many terabytes of data. This will enable UMMC to use more predictive analytics modules without effecting the normal record response rate.

Scope of Work: Under Amendment No. 25, Epic will provide:
- License and subscription to the cognitive computing developer platform;
- Ongoing maintenance and support for the licensed modules; and
- Cognitive computing cloud services.

Term of Contract: The term of Amendment No. 25 will begin upon execution and end coterminous with the current agreement term ending August 22, 2024.

Termination Options: The License and Support Agreement may be terminated as follows:
- Upon ninety (90) days’ notice prior to the end of an annual term;
- Breach due to failure of system to operate properly after warranty, provided a forty-five (45) day warranty period is allowed for Epic to cure such breach;
- Upon notice of infringement claim against Epic, if Epic is unable to modify the infringing program property or to provide UMMC with an appropriate replacement program;
- Upon bankruptcy, insolvency and the like; and
- Upon material breach of the agreement after the breaching party has been allowed sixty (60) days to cure the breach after receiving written notice of the breach.

Contract Amount: The estimated cost for Amendment No. 25 is $291,000.00. The previously approved cost of the entire Agreement included projections for this type of additional license. The total estimated cost of the Agreement remains $105,083,182.99.

Funding Source for Contract: This agreement will be funded by general funds.
Contractor Selection Process: UMMC is currently contracted with Epic.

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Epic Systems Corporation and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

8. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A STATEMENT OF WORK WITH KAUFMAN, HALL & ASSOCIATES, LLC

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into Statement of Work No. 2 (SOW2) to the Master Services Agreement with Kaufman, Hall & Associates, LLC (Kaufman Hall) for network development and financial planning consulting services.

Contractor’s Legal Name: Kaufman, Hall & Associates, LLC

History of Contract: On March 3, 2021, UMMC entered into a Master Services Agreement and Statement of Work No. 1 (SOW1) with Kaufman Hall for strategic and financial capacity assessment. As UMMC recently has identified its strategic priorities for the next five (5) years, UMMC contracted with Kaufman Hall to assess UMMC’s capital capacity that would serve to establish financial “guardrails” on final selection of any multi-year strategic capital investments. The cost of SOW1 was less than $250,000 and did not require Board approval. Based upon initial feedback of the assessment to date, UMMC now desires to engage Kaufman Hall to assist in identifying the highest priority clinical expansion investments based on the financial capacity identified under SOW1. The addition of SOW2 will cause the Master Services Agreement to exceed $250,000; thus, UMMC now presents the proposed SOW2 to the Board for consideration.

Specific Type of Contract: This is a new Statement of Work No. 2 to the existing Master Services Agreement and Statement of Work No. 1.

Purpose: The purpose of the agreement is to seek outside financial and capital planning guidance for UMMC. The engagement will define opportunities for clinical expansion relative to UMMC’s existing assets, local market conditions, and strategies pursued by academic medical centers across the country. Potential capital and operating costs of proposed investments will be identified along with the sources of funds to support these investments. This agreement will define a major component of UMMC’s five (5) year strategic plan and will result in a high level five (5) year financial plan.
Scope of Work: Under SOW2, Kaufman Hall will provide:
- Network development strategic planning, which includes:
  - Assessment of market position;
  - Defining ambulatory center investment parameters; and
  - Creating scenario models to assess ambulatory center demand;
- Financial planning, which includes:
  - Developing baseline financial projections;
  - Integrating strategy implementation financial projections;
  - Developing alternative scenarios and prepare risk analyses;
  - Recommending financial and capital strategy; and
  - Producing a final multi-year strategic and financial plan for UMMC.

Term of Contract: The total anticipated term of the Master Services Agreement, including SOW1 and SOW2, is six (6) months, from March 3, 2021, through approximately August 31, 2021. The term of the Master Services Agreement extends through the last expiration date of any attached statement of work. The term of SOW1 was March 3, 2021, through approximately April 30, 2021. The actual expiration date of SOW2 is upon the completion of the work, which is anticipated to be on or before August 31, 2021.

Termination Options: Termination options include the following:
- by agreement of the parties;
- by UMMC immediately in the event Kaufman Hall assigns or transfers its rights under the agreement to a successor to whom UMMC objects;
- by UMMC upon thirty (30) days’ written notice with or without cause;
- if Kaufman Hall refuses or fails to perform any of the provisions of the contract or otherwise fails to timely satisfy the contract provisions, or commits any other substantial breach of the contract, and fails to cure the breach within ten (10) days of receiving written notice from UMMC;
- immediately upon Kaufman Hall’s breach of any of the following ongoing representations and warranties that Kaufman Hall, its officers, directors and employees:
  - are not currently excluded, debarred, or otherwise ineligible to participate in any federal health care programs or any state healthcare programs;
  - have not been convicted of a criminal offense related to the provision of healthcare items or services and have not been excluded, debarred, or otherwise declared ineligible to participate in the Federal Healthcare Programs or any state healthcare programs,
  - are not, nor have ever been included on the Office of Foreign Assets Control, Specially Designated Nationals and Blocked Persons list;
are not, to the best of its knowledge, under investigation or otherwise aware of any circumstances which may result in Kaufman Hall being excluded from participation in the Federal Healthcare Programs or any state healthcare programs; and

- if Kaufman Hall is to receive any patients' personal health information, Kaufman Hall represents and warrants that it has implemented safeguards to ensure that the privacy and confidentiality of patients' personal health information is protected.

- in the event of a reduction in or no funds available; and
- in the event of an adverse change in law and the parties cannot agree upon renegotiated terms within thirty (30) days.

**Contract Amount:** The total cost of the Master Services Agreement, including SOW1 and SOW2, is $507,000.00. There is no cost to the Master Services Agreement. The estimated cost of SOW1 was $187,875, including professional fees and potential travel and other expenses. The estimated cost of SOW2 is $319,125, including professional fees and potential travel and other expenses.

**Funding Source for Contract:** The agreement will be funded by hospital patient revenue.

**Contractor Selection Process:** Kaufmann Hall was selected based on its proposal submitted to UMMC which was then discussed with IHL Board staff. Kaufman Hall was targeted based upon its market-leading expertise as a financial and capital advisor to numerous hospital systems and academic medical centers. It has worked with multiple hospital systems with a similar financial position to UMMC and has successfully developed clinical growth strategies for those organizations.

**Staff Recommendation:** Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Kaufman, Hall & Associates, LLC and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

9. **UMMC – REQUEST FOR APPROVAL TO AMEND AN AGREEMENT WITH MEDIQUANT, LLC**

**Agenda Item Request:** The University of Mississippi Medical Center (UMMC) requests approval to enter into Amendment Three to its Standard Terms and Conditions (Agreement) with MediQuant, LLC (Mediquant) (successor in interest to MediQuant, Inc.) to extend the term of the agreement for a period of one (1) year and to continue providing services under Service Order 4
The Mediquant system provides data storage and access management services to UMMC for its legacy clinical and financial data. Pursuant to IHL policy 707.03 Approval of Prepayment for Goods or Services, UMMC also requests a waiver to allow payment of the monthly access fees in advance each month.

Contractor’s Legal Name: MediQuant, LLC

History of Contract: On May 21, 2015, the Board approved the master set of terms and conditions (Agreement) and associated service order with Mediquant to provide data storage and access management services. On February 16, 2017, the Board approved the first Amendment to Service Order 1 (SO1), a Service Order 2 (SO2), and a Service Order 3 (SO3). The Amendment to SO1 allowed UMMC to revert to the Active Tier for its Invision PA and Signature legacy systems. SO2 allowed for the conversion of the Cerner/Siemens system, RAS/RASI system, and the Aspyra Lab applications into Mediquant’s DataArk applications for final accounts receivable (AR) drawdown and Release of Information from UMMC’s Grenada location, as well as for the conversion of the CoPath system used by anatomical pathology at the main campus. SO3 allowed UMMC to continue data storage and access to the legacy clinical and hospital financial data for main campus and added the OpenArk application to provide on-demand same day access to data. SO3 also established a new three (3) year term that continued the applications established in SO1, through May 31, 2020. On May 20, 2020, the Board approved Amendment Two to extend the term of the Agreement for one (1) year. In addition, the Board approved Service Order 4 (SO4) to provide continued access to the Mediquant system. The total approved term of the Agreement and associated service orders was six (6) years, from June 1, 2015, through May 31, 2021.

Specific Type of Contract: This is the third amendment to the Standard Terms and Conditions.

Purpose: The purpose of Amendment Three is to extend the term of the Agreement for one (1) year and to continue services provided under SO4.

Scope of Work: Mediquant will continue to provide access to the applications hosted in DataArk and OpenArk at the necessary tier levels so that UMMC may access data as needed from the legacy systems.

Term of Contract: Amendment Three extends the total term of the Agreement by one (1) additional year. The total amended term of the Agreement, which includes all associated service orders, is seven (7) years, from June 1, 2015, through May 31, 2022.

Termination Options: The Agreement may be terminated for the following:
- By either party provided one hundred and eighty (180) days written notice to the other party;
Failure of either party to comply with any material provision of the Agreement upon receiving notice and subsequent failure to resolve within thirty (30) days;
• After three failures to timely pay, the Agreement can be terminated without a cure period;
• By UMMC for non-availability of funds;
• UMMC may terminate the Agreement and the underlying business relationship in the event that Mediquant, acting as a business associate, as defined by the Health Insurance Accountability and Portability Act (HIPAA), improperly uses or discloses protected health information in breach of the business associate agreement (BAA);
• UMMC may terminate if it makes the determination that a material condition of performance by Mediquant, acting as a business associate, as defined by the HIPAA, has changed or the business associate has breached a material term of BAA; and
• In the event of any reduction in available funds to UMMC, the Agreement may be terminated without penalty to UMMC.

Contract Amount: The total estimated cost of Amendment Three is $102,264.00. The total cost of the Agreement, including all associated service orders, is $2,083,988.07.

Funding Source for Contract: The Agreement will be funded by patient care revenue.

Contractor Selection Process: UMMC is currently contracted with Mediquant.

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Based on Board Policy 707.03, Approval of Prepayment for Goods and Services, Board approval of a prepayment/waiver is required at the same time permission is sought from the Board under Board Policy 707.01. Legal Staff has reviewed the proposed Agreement between MediQuant, LLC and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

10. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A PURCHASE AGREEMENT WITH QUVA PHARMA, INC.

Agenda Item: The University of Mississippi Medical Center (UMMC) requests approval to enter into a Purchase Agreement with QuVa Pharma, Inc. (QuVa) to purchase compounded medications used with critical care patients for sedation, pain control, and cardiovascular support.

Contractor’s Legal Name: QuVa Pharma, Inc.
History of Contract: On March 19, 2020, the Board approved a waiver of Board policy for items that otherwise require approval by the Board and are necessary for efficient operation during the state of emergency created by the COVID-19 pandemic. On March 31, 2020, UMMC contracted with QuVa for the purchase of compounded medications used with critical care patients for sedation, pain control, and cardiovascular support. At the time of entering the initial agreement, the projected cost of the agreement was less than $250,000. As the COVID-19 pandemic persisted and cases surged again during the fall and winter months of 2020, UMMC continued to rely upon QuVa’s compounding services and medications. Thus, pursuant to the COVID-19 waiver, UMMC increased the funding for the agreement on March 22, 2021, in order to meet its critical care patient needs.

Specific Type of Contract: This is a new Purchase Agreement.

Purpose: The purpose of the agreement is to provide 503b sterile compounding of medications used with critical care patients for sedation, pain control, and cardiovascular support.

Scope of Work: Under the agreement, QuVa will provide 503b sterile compounding of medications used with critically ill patients for sedation, pain control, and cardiovascular support.

Term of Contract: The term of the agreement is two (2) years, from June 1, 2021, through May 31, 2023.

Termination Options: Termination options in the agreement include:
- By UMMC at any time, with or without cause, upon ninety (90) days’ written notice to QuVa; and
- Automatically upon termination or earlier expiration of the GPO agreement, which may occur as follows:
  - By Vizient at any time upon ninety (90) days’ written notice to QuVa;
  - By Vizient if QuVa materially breaches the agreement and fails to cure the breach within fifteen (15) days of written notice;
  - By Vizient in the event QuVa becomes bankrupt;
  - By either party immediately if the other party does not comply with law or is excluded from participating in any federal health care program; and
  - By Vizient if a force majeure event causes a delay in performance that lasts longer than thirty (30) days.
Contract Amount: The total estimated cost of the agreement over the two (2) year term is $1,675,000. UMMC has included a twenty percent (20%) increase in purchases in the second year and a twenty-five percent (25%) increase in the third year.

Funding Source for Contract: The contract will be funded by hospital patient revenue.

Contractor Selection Process: QuVa is an approved vendor contracted with Vizient, one of UMMC’s group purchasing organizations (GPO) pursuant to Miss. Code Ann. § 31-7-13(m)(x).

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between QuVa Pharma, Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

11. UMMC – REQUEST FOR APPROVAL TO ENTER INTO A SERVICE AGREEMENT WITH SCOTT MEDICAL IMAGING, LLC

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into a MRI Service Agreement with Scott Medical Imaging, LLC (Scott Medical) to provide a mobile magnetic resonance imaging (MRI) machine and technician to provide services at UMMC Holmes County.

Contractor’s Legal Name: Scott Medical Imaging, LLC

History of Contract: On May 19, 2016, the Board approved a five (5) year service agreement with Scott Medical to provide MRI services at UMMC Holmes County. The agreement ends on May 31, 2021.

Specific Type of Contract: This is a new MRI Service Agreement.

Purpose: The purpose of the agreement is to provide a mobile MRI machine and technician to provide services at UMMC Holmes County.

Scope of Work: Under the agreement, Scott Medical will:
- bring MRI equipment and one (1) technician to UMMC Holmes County once or twice a week for four (4) hours per visit;
- be responsible for obtaining all licenses and permits for the transportation and operation of the mobile MRI unit; and
- repeat MRI exams that are technically deficient at no additional cost.
Term of Contract: The term of the agreement is five (5) years from, June 1, 2021, through May 31, 2026.

Termination Options: This agreement may be terminated for the following:
- by UMMC without cause upon thirty (30) days’ written notice to Scott Medical;
- by either party for cause if the cause is not resolved within thirty (30) days of notice to the breaching party;
- by UMMC if UMMC’s medical staff complains about the quality of the MRI scans being produced by Scott Medical, and Scott Medical does not improve the quality of the scans to an acceptable level within fifteen (15) days of written notice; and
- by UMMC if Scott Medical is unable to provide services for a period of thirty (30) consecutive days due to a continuing force majeure event.

Contract Amount: The estimated total cost of the agreement over the five (5) year term is $1,280,000. UMMC has include a three percent (3%) increase beginning in year two (2) to allow for potential volume change.

Funding Source for Contract: This agreement will be funded through hospital patient revenue.

Contractor Selection Process: Scott Medical is the current vendor servicing UMMC Holmes County. UMMC solicited quotes from three (3) companies for the new agreement. Scott Medical provided the lowest quote for continued services.

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Scott Medical Imaging, LLC and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

12. UMMC – REQUEST FOR APPROVAL TO AMEND A LICENSE AGREEMENT WITH UPTODATE, INC.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) requests approval to enter into the Seventh Amendment to the Standard License Agreement with UpToDate, Inc. (UpToDate) (successor-in-interest to Wolters Kluwer Clinical Drug Information, Inc. (WKCDI) for the Medi-Span drug databases. The Seventh Amendment will extend the current license term for one (1) additional year and assign interest to UpToDate, thereby aligning UMMC’s agreement with the company’s reorganization. In addition, UMMC requests approval to enter into
subsequent amendments to extend the term of the agreement or for the purpose of reassignment, so long as the amendment does not change any material term in the agreement and as long as adequate funds are available.

**Contractor’s Legal Name:** UpToDate, Inc.

**History of Contract:** On August 19, 2010, the Board approved UMMC’s purchase of the Epic Enterprise System. The Epic contract included a trial agreement with Wolters Kluwer Health, Inc. (Wolters Kluwer) for the Medi-Span licenses for a trial period of up to twenty-four (24) months. Also, in October 2010, UMMC converted to the Standard License Agreement, which became effective after the trial period and UMMC’s first live use of the products, which was June 1, 2012. UMMC did not incur costs for the products until June 1, 2012. The initial term of the Standard License Agreement was three (3) years. In February 2014, UMMC and Wolters Kluwer executed the First Amendment to the Standard License Agreement to add additional database access.

On October 20, 2016, the Board approved the Second Amendment to the Standard License Agreement to extend the term of the license through May 31, 2017, and to increase the volume of licenses. On May 18, 2017, the Board approved the Third Amendment to the Standard License Agreement that extended the term of the license an additional year and increased the license volume for ambulatory visits to account for licenses to provide content access to ECC clients. On April 19, 2018, the Board approved the Fourth Amendment to the Standard License Agreement that extended the term of the license an additional year, added the Drug Therapy Monitoring System V2.2 to the licensed product list, and added the Mississippi Department of Health (MSDH) as an affiliated location to enable MSDH access to the licensed content as part of the Epic Community Connect (ECC) project. On April 18, 2019, the Board approved the Fifth Amendment to the Standard License Agreement extending the term of the license for one (1) additional year. On May 20, 2020, the Board approved the Sixth Amendment to the Standard License Agreement extending the term of the license for one (1) additional year and assigned the interest to Wolters Kluwer Clinical Drug Information, Inc. The total term of the agreement as amended is nine (9) years, from June 1, 2012, through May 31, 2021. The total cost of the amended agreement is $850,449.00.

**Specific Type of Contract:** This is the Seventh Amendment to the Standard License Agreement.

**Purpose:** The purpose of the Seventh Amendment is to extend the term of the current license agreement for one (1) year and assign interest in the agreement to UpToDate, Inc.

**Scope of Work:** Under the amended agreement, UpToDate will continue to provide access to the Knowledge Bases used within the Epic Enterprise clinical application for both UMMC and UMMC’s ECC clients. The Knowledge Bases include the following:
Core Package of Knowledge Bases:
   Medi-Span Electronic Drug File
   Database- Clinical Files
   Dose-Chek
   Drug Therapy Monitoring System (DTMS)
   Duplicate Therapy Database
   Adverse Drug Effects Database
   Drug Indications Database
   Medical Conditions Master Database
   Master Parameters Database
   Drug Lab Conflict Database
   Drug Dosing & Administration Database
   Precautions Database
   Drug Allergy Cross-Reference File
   Drug Therapy Monitoring System V2.2

Optional Add ons:
   IV Chek
   AHFS Classification Supplemental File
   RX Norm Cross Reference File
   Drug Allergy Cross-Reference File
   ICD-10-CM/PCS Disease Code Mapping File
   Controlled Substances File

**Term of Contract**: The total term of the amended Agreement is ten (10) years, from June 1, 2012, through May 31, 2022. The Seventh Amendment extends the Agreement by one (1) year. UMMC requests approval to enter into subsequent amendments to extend the term of the agreement or for the purpose of reassignment, so long as the amendment does not change any material term in the agreement and as long as adequate funds are available. By the funding requested herein, UMMC estimates inclusion of three (3) additional years.

**Termination Options**: The amended agreement may be terminated as follows:
   - Either party may give written notice of non-renewal in its sole and absolute discretion, without cause and without stating any reason therefor, provided that such notice is given at least thirty (30) days prior to the end of the term then in effect; and
   - Either party may terminate this license on thirty (30) days’ written notice, if the other party has materially breached any provision of this agreement, and such breach has not been cured within such thirty (30) day period.

**Contract Amount**: The cost of the Seventh Amendment is $118,416. UMMC also requests approval of up to $432,000.00 for potential subsequent
amendments. The total estimated cost of the amended agreement, including up to three (3) additional years, is $1,400,865.00.

**Funding Source for Contract:** The agreement will be funded through hospital patient revenue for licenses utilized by UMMC, but for licenses for Epic Community Connect clients, the cost will be reimbursed to UMMC by the client.

**Contractor Selection Process:** UMMC is currently contracted with UpToDate.

**Staff Recommendation:** Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between UpToDate, Inc and The University of Mississippi Medical Center for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

### 13. USM – REQUEST FOR APPROVAL TO ENTER INTO A SOFTWARE LICENSE AND HOSTING SERVICES AGREEMENT WITH WATERMARK INSIGHTS, LLC

**Agenda Item Request:** The University of Southern Mississippi requests approval of a contract with Watermark Insights, LLC for its Digital Measures faculty credentials software system.

**Contractor’s Legal Name:** Watermark Insights, LLC

**History of Contract:** The University began using this software and service in 2011 after receiving two quotes. The next purchase was to expand the service in 2013 using a sole source process. This new contract is the result of a competitive RFP process.

**Specific Type of Contract:** This is a software license and hosting services contract. This contract will include all items listed below:

- Professional services: hosting environment creation (production)
- Hosting and support of the University’s research grant administration and integrity system
- Product licensing: Enterprise license for Watermark’s Digital Measures (DM) Activity and Work Flow, Single Sign-On (SSO)

**Purpose:** The purpose of the contract is to purchase a license for software to be used to build, display, and report on faculty using a variety of information such as their demographics, biography, teaching activity, publications, creative activities, areas of expertise, professional memberships, etc. The software provides a cloud-based solution for building faculty profiles that are used on the university’s website.
Faculty can create a variety of reports on their activities such as CV/résumés, publication lists, NIH/NSF biosketches, annual evaluation reports with links to evidence of activity, and tenure and promotion materials. These materials are used by review committees during the annual evaluation process.

The system provides formatted reports needed for various accrediting bodies. Accrediting bodies include ABET, AACSB, CCNE, CAPE, SACSCOC, etc.

**Scope of Work:** The scope of work for this contract will be to:

- Provide product license and integration
  - DM Activity Insights
  - DM Workflow
  - Single Sign-On (SSO)
- Provide Support
  - Host system
  - Support DM system
  - Continue to provide licensing for all implemented products

**Term of Contract:** The term of this contract is five (5) years. Start date: June 1, 2021
End date: May 31, 2026

**Termination Options:**

a. Either party may terminate this Agreement by written notice in the event of material breach by the other party, should such breach remain uncured for thirty (30) days after the receipt of notice describing such breach in reasonable detail (or if not subject to cure, immediately upon written notice). If a dispute arises out of or relates to this Agreement, or the breach thereof, the parties shall consult and negotiate with each other in good faith for a period of no less than 30 days to reach a solution prior to terminating this Agreement.

b. Both Parties agree that the Organization is as a state agency, and the continuation of this Agreement is contingent in whole or in part upon the appropriation of funds by its state Legislature to purchase these goods and/or services. If the Legislature fails to appropriate sufficient funds to provide for the continuation of the obligation, then the obligation to make such payments and the corresponding provisions of this Agreement shall terminate on the last day of the fiscal year for which appropriations were made.

**Contract Amount:** The total amount of the contract for the five (5) year period will be $556,922.79. This will include all product licenses, hosting, and support costs. The
licensing, hosting, and support fees will be paid annually on the anniversary date of the contract, as well as at the beginning of the contract, as is customary with software licensing.

Funding Source for Contract: The contract will be funded by Education and General funds.

Contractor Selection Process: We received ITS CP-1 approval for this purchase. The vendor was selected via the University’s standard Request for Proposal (RFP) process. The solicitation was issued September 17, 2020 and responses were opened October 6, 2020. The RFP review and scoring process was followed as documented in the RFP by review committee members for the two proposals received.

After the proposals were evaluated, Watermark was selected. Only two vendors responded to the RFP request that offer services and expertise in support of faculty credential management. One vendor did not meet all the requirements as evidenced by a system demonstration that was held as part of the review process by the committee members. After the demonstration, the review team met to discuss the results and identified the specific requirements that were not met. The review team worked with the vendor to clarify these items, but concluded the system would not meet the University’s requirements. The selected vendor, however, clearly met the University’s requirements.

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of the contract for all other land, personal property, and service contracts that require an aggregate total expenditure of more than $250,000. Legal Staff has reviewed the proposed Agreement between Watermark Insights, LLC and The University of Southern Mississippi for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.

14. JSU – REQUEST FOR APPROVAL TO ENTER INTO A GROUND LEASE WITH THE JSU TIGER FUND ATHLETIC FOUNDATION

Agenda Item Request: Jackson State University ("JSU") requests approval to enter into a ground lease with The JSU Tiger Fund Athletic Foundation, a not-for-profit corporation duly chartered pursuant to the laws of the State of Mississippi and an affiliated entity of Jackson State University ("The Tiger Fund") for the purpose of renovating and resurfacing of the JSU Track Field and Practice Facility.

Contractor's Legal Name: The JSU Tiger Fund Athletic Foundation

History of Contract: This is a new ground lease for the property known the JSU Track Field and Practice Facility located in Hinds County at 34 Walter Payton Drive, Jackson, Mississippi 39217.

Specific Type of Contract: This is a new ground lease agreement.
Purpose: The purpose of the ground lease agreement is for renovating and resurfacing the JSU Track Field and Practice Facility on JSU property for the benefit of JSU students. The track and field site work improvements will include installation of new drainage system, turf installation, track demolition and resurfacing, etc.

Scope of Work: Under the agreement, The Tiger Fund is responsible for:

- Payments: i) All monies due under the lease, including charges, expenses, costs, and outlays of every nature and kind related to the premises and/or improvements thereon; and
- Construction, Surfacing and Improvement plans for which are to be submitted to JSU for prior approval:

JSU agrees to:

- Lease the property to The Tiger Fund for the project as described above;
- Execute such documents as are reasonably required by The Tiger Fund;

Term of Contract: This is a six (6) month ground lease, or until completion of improvements, whichever occurs first, beginning May 1, 2021 with the option of one (1) additional six (6) month renewal term, provided that notice is given to the Lessor at least fifteen (15) days before the expiration date of this lease and upon mutual written agreement signed by the Parties.

Termination Options: The Lease agreement may be terminated:

- In the event that JSU does not approve the plans and specifications submitted by the Tiger Fund, the Tiger Fund shall have the right to terminate the Lease within sixty (60) days following receipt of such disapproval from JSU;
- In the event that The Tiger Fund is unable to begin construction of the improvements within ninety (90) days following the commencement of the lease, then JSU may terminate the Lease upon written notice to The Tiger Fund;
- JSU may terminate the Lease if the Tiger Fund licenses or sublets the premises or any part thereof or sell, assign or transfer the Lease without the prior written consent of JSU; and
- JSU may terminate the Lease following the occurrence of an event of default by The Tiger Fund.

Contract Amount: The Tiger Fund shall pay to JSU good and valuable consideration which includes, but is not limited to, a lease payment of ten dollars ($10.00) per month and the construction of improvements on the premises by The Tiger Fund at no cost or other expense to JSU. Upon completion of the work and improvements on the premises, all improvements to premises will be donated by The Tiger Fund to JSU and shall be owned "free and clear" in fee simple by JSU on the date this lease terminates. The value of the work and improvements to the premises shall exceed $100,000.

Funding Source for Contract: This is a revenue lease agreement.
Contractor Selection Process: The Tiger Fund has the authority to select and contract with a third-party contractor for the renovation and resurfacing improvements of the JSU Track Field and Practice Facility.

Staff Recommendation: Based on Board Policy 707.01, Land, Property, and Service Contracts, Board approval is required prior to execution of leases in an amount greater than $100,000. The agreement has been reviewed and approved by the Attorney General's Office.

15. UM – REQUEST FOR APPROVAL TO ESCALATE BUDGET FOR AUXILIARY ENTERPRISES

University of Mississippi
FY 2021 Auxiliary Enterprises Budget by Major Object

<table>
<thead>
<tr>
<th>Category</th>
<th>Original FY 2021 Operating Budget</th>
<th>Revision/Escalation</th>
<th>Revised FY 2021 Operating Budget</th>
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<td>Increase in Fund Balance</td>
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<td>Total</td>
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<td>$1,352,477</td>
<td>$149,670,636</td>
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</table>

A budget escalation is being requested to realign major objects and to provide spending authority for additional revenues in Athletics and the Golf Course.

Staff Recommendation: Based on Board Policy 701.06, Budget Escalations and Revisions, all escalations to the annual budgets of the several institutions and to the annual budgets of the separately budgeted units must be submitted through the Commissioner to the Board of Trustees for approval prior to implementation. Board staff recommends approval of this item.
Note: Project numbers beginning with the prefix "GS" designate projects that the Bureau of Building provides management oversight for and are funded partially or wholly with state Bureau of Building bond revenues. Project numbers beginning with the prefix "IHL" designate projects that are funded from university self-generated sources including but not limited to donations, fees, and grants.

**Board Policy §902, Initiation of Construction Projects**

The Board must approve the initiation of a project for the construction of new facilities, repairs and renovations to existing facilities and requests for a capital outlay with a total project budget exceeding $1,000,000 regardless of how the projects are financed. It is the intent of the Board that its appropriate staff under the direction of the Commissioner shall be involved in all phases of building projects requiring approval by the Board. All construction, repairs, and renovation projects with a total budget of $1,000,000 or less may be approved by the Institutional Executive Officer. However, all projects utilizing any state bond funds, including Ayers funds, must be initiated with STAFF approval from the Office of Real Estate and Facilities. No further approvals are required by IHL staff for projects of $1,000,000 or less unless the budget changes. All budget changes for these projects must be reported to the Office of Real Estate and Facilities.

**Board Policy §904(A), Board Approval**

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.
2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;
3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and
4. The design professional previously approved by the Board has not changed.
If the above four conditions have been met, the Board’s Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Prior to the commencement of construction, the Board must approve the exterior design of the major buildings that have aesthetic impact on the overall campus, regardless of the cost of the project. This requirement applies to all buildings and facilities on an institution’s property even if the land is leased to an institution’s affiliated entity or a private developer.

Board Policy §905(A), Real Estate Management

Prior Board approval is required for the execution of all easements or non-oil, non-gas and non-mineral leases in an amount greater than $100,000. The Commissioner is authorized to approve leases (other than oil, gas and mineral leases) or easements in amounts equal to or less than $100,000. The Commissioner may further delegate the Commissioner’s approval authority regarding easements and leases to the applicable IEO or his/her designee(s) provided that the requirements of Policy 707.01 D. are met. Board approval is required for timber sales in an amount greater than $500,000. For timber sales of an amount $500,000 or less, the Chair of the Real Estate Committee is authorized to approve sales on behalf of the Board upon satisfactory legal review and recommendation from the Commissioner. Board approval prior to the execution of the contract is required for all other land contracts requiring an aggregate total expenditure of more than $250,000. Requests for approval of land contracts shall include property descriptions, terms of purchase, lease or sale and intended use of the property. An institution acquiring or disposing of real property shall receive two independent appraisals. The purchase price of property to be acquired shall not exceed the average of the two appraisals. The sale price of real property shall be no less than the average of the two appraisals.

Board Policy §905(B), Real Estate Management

Prior to Board consideration of the purchase or acceptance of real estate from any source, a Phase I or more detail Environmental Report shall be completed by qualified personnel and submitted to the Board’s Real Estate and Facilities Office. In the event hazardous substances are confirmed as having existed in the past or as presently existing, the Board reserves the right to cancel the transaction without liability, or to permit the other party or parties to remove the hazardous substances at its or their expense in a manner sufficient to receive a “no further action” letter from the State’s Department of Environmental Quality.
Board Policy §919, Pre-requisites for Building Modification or Demolition

Prior to scheduling a building on an institution’s property for restoration, improvement, construction, repair, renovation, rehabilitation, demolition or similar work, the institution shall secure an inspection and approval from the Mississippi Department of Environmental Quality and a permit or written permission from the Mississippi Department of Archives and History authorizing the requested building action. After obtaining approval from these two agencies, a request for the building modification or demolition shall be submitted to the Board for approval. The request to the Board must include documentation evidencing approval by the Department of Environmental Quality and the Department of Archives and History.

APPROVAL OF INITIATIONS OF PROJECTS/APPOINTMENTS OF PROFESSIONALS

BUREAU OF BUILDING PROJECTS ..................................................

1. USM – GS 108-300 – Hickman Hall Renovation

Project Request: The University of Southern Mississippi requests approval to initiate a project, Hickman Hall Renovation and to appoint Burris Wagnon Architects, P.A. as the design professional.

Proposed Project Professional: Burris Wagnon Architects, P.A

Selection Method: The project budget is anticipated to exceed $3M therefore it is required that the university use the RFQ method for the selection of the design professional.

Purpose: The University of Southern Mississippi is seeking to initiate the project as required by Board Policy. This project will allow the university to begin pre-planning of a renovation project to Hickman Hall.

Project Scope: The project scope includes renovating Hickman Hall to serve as department and office spaces. This will include code upgrades, a new elevator, updated bathroom facilities, along with new mechanical and electrical infrastructure.

The University of Southern Mississippi is seeking to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

Project Initiation Date: May 20, 2021
Date of Original Construction: 1951

Date of Last Renovation: 2003

Proposed Project Budget: *(Design Fees Only)*

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Total Project Budget $500,000.00

Proposed Funding Source(s): HB 1730, Laws of 2020 ($500,000)

*Staff Recommendation: Board staff recommends approval of this item.*

2. **USM – GS 114-027 – Gulf Park Executive Education and Conference Center**

Project Request: The University of Southern Mississippi requests approval to initiate a project, Gulf Park Executive Education and Conference Center and to appoint Unabridged Architecture as the design professional.

Proposed Project Professional: Unabridged Architecture

Selection Method: The project budget is anticipated to exceed $3M therefore it is required that the university use the RFQ method for the selection of the design professional.

Purpose: The University of Southern Mississippi is seeking to initiate the project as required by Board Policy. This project will allow the university to begin pre-planning for future construction of an Executive Education and Conference Center on the Gulf Park campus.

Project Scope: The project scope includes the construction of conference and meeting space, classroom and training space, a large gathering area with breakout rooms, offices, kitchen, and a reception area.

The University of Southern Mississippi is seeking to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all
new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

Project Initiation Date:  May 20, 2021

Date of Original Construction:  New Construction

Date of Last Renovation:  N/A

Proposed Project Budget:  (Design Fees Only)

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Total Project Budget $200,000.00

Proposed Funding Source(s):  HB 1730, Laws of 2020 ($200,000)

Staff Recommendation:  Board staff recommends approval of this item.

IHL PROJECTS ..........................

3. MSU – IHL 205-311 – Transportation Alternatives Project Collegeview Connector

Project Request:  Mississippi State University requests approval to initiate a project, Transportation Alternatives Project Collegeview Connector and to appoint Neel Schaffer, Inc. as the design professional.

Proposed Project Professional:  Neel Schaffer, Inc.

Selection Method:  The project budget is not anticipated to exceed $3M therefore it is not required that the university use the RFQ method for the selection of the design professional. However, the internal selection committee for this project considered three qualified firms for the project and made the selection of Neel Schaffer, Inc.
Purpose: Mississippi State University is seeking to initiate the project as required by Board Policy. This project will connect the northwest corner of MSU to the City of Starkville for a bike and pedestrian corridor.

Project Scope: The project scope will include the construction of a multi-use path, connecting Collegeview Drive to Highway 182. The connection will provide a needed bike and pedestrian connection from the northwest sector of the campus of MSU to the improved City of Starkville bike and pedestrian corridor along Highway 182. The project will be funded through the Mississippi Department of Transportation.

Mississippi State University is seeking to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

Project Initiation Date: May 20, 2021

Date of Original Construction: N/A

Date of Last Renovation: N/A

Proposed Project Budget:

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Total Project Budget: $1,750,000.00

Proposed Funding Source(s): Mississippi Department of Transportation Alternatives Program ($1,750,000)

Staff Recommendation: Board staff recommends approval of this item.
4. **MSU – IHL 205-312 – Lakeview Drive Relocation**

**Project Request:** Mississippi State University requests approval to initiate a project, Lakeview Drive Relocation and to appoint Smithers Engineering as the design professional.

**Proposed Project Professional:** Smithers Engineering

**Selection Method:** The project budget is not anticipated to exceed $3M therefore it is not required that the university use the RFQ method for the selection of the design professional. However, the internal selection committee for this project considered three qualified firms for the project and made the selection of Smithers Engineering.

**Purpose:** Mississippi State University is seeking to initiate the project as required by Board Policy. This project will relocate Lakeview Drive immediately east of Humphrey Coliseum.

**Project Scope:** The project scope will include the design and construction for the relocation of Lakeview Drive on the east side of the existing Humphrey Coliseum. This project will relocate approximately 0.3 miles of Lakeview Drive to allow for the proper development of the east side of Humphrey Coliseum. The relocation of Lakeview Drive will align the drive with the new parking garage entrance to create safer paths for pedestrians. The scope will include paving, hardscape, and landscape improvements.

Mississippi State University is seeking to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

**Project Initiation Date:** May 20, 2021

**Date of Original Construction:** N/A

**Date of Last Renovation:** N/A
Proposed Project Budget:

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<td>Contingency</td>
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Total Project Budget: $2,900,000.00

Proposed Funding Source(s): Mississippi State University Athletic Department ($2,900,000)

Staff Recommendation: Board staff recommends approval of this item.

5. MSU – IHL 205-313 – Hull Hall Re-Roof

Project Request: Mississippi State University requests approval to initiate a project, Hull Hall Re-Roof and to appoint Shafer Zahner Zahner as the design professional.

Proposed Project Professional: Shafer Zahner Zahner

Selection Method: The project budget is not anticipated to exceed $3M therefore it is not required that the university use the RFQ method for the selection of the design professional.

Purpose: Mississippi State University is seeking to initiate the project as required by Board Policy.

Project Scope: The project scope will include re-roofing of Hull Hall and include repair to the corner facias.

Mississippi State University is seeking to initiate the project in accordance with Board Policy §904(A), Board Approval, that requires each institution to bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects.

Project Initiation Date: May 20, 2021

Date of Original Construction: N/A
Date of Last Renovation: N/A

Proposed Project Budget:

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<thead>
<tr>
<th>Item</th>
<th>Estimated</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction Cost:</td>
<td>$1,193,630.00</td>
</tr>
<tr>
<td>Architectural and Engineering Fees:</td>
<td>82,497.00</td>
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<tr>
<td>Misc. Project Costs:</td>
<td>4,510.00</td>
</tr>
<tr>
<td>Furniture &amp; Equipment Costs:</td>
<td>0.00</td>
</tr>
<tr>
<td>Contingency:</td>
<td>119,363.00</td>
</tr>
</tbody>
</table>

Total Project Budget: $1,400,000.00

Proposed Funding Source(s): Mississippi State University Housing Department ($1,400,000)

Staff Recommendation: Board staff recommends approval of this item.

APPROVAL OF OTHER REAL ESTATE REQUESTS

6. **DSU – Delete from Inventory – 316 Shumate Circle**

Project Request: Delta State University requests approval to delete from inventory a single-family rental house located at 316 Shumate Circle in Cleveland, Mississippi that is no longer needed by the university.

Justification: DSU is demolishing this rental house due to uninhabitable conditions including, but not limited to deteriorated foundation, rotten window/door sills and frames caused by age, moisture, and termite damage.

The approval letter has been received from the Mississippi Department of Archives and History stating 316 Shumate Circle is not eligible for designation as a Mississippi Landmark. All legal documentation will be kept on file in the Office of Real Estate and Facilities. Delta State University is acting in accordance with Board Policy §919 Prerequisites for Building Modification or Demolition, that requires Board approval prior to building modification or demolition.

Staff Recommendation: Board staff recommends approval of this item
1. **MSU – APPROVAL TO CONTRACT WITH BROWN AND LANGSTON, PLLC AS OUTSIDE COUNSEL**

Mississippi State University requests approval to contract with the law firm of Brown and Langston, PLLC to perform services necessary in assisting the University with real estate matters. The term of the contract will be for one (1) year effective May 17, 2021 through May 16, 2022. The rate of pay for attorneys will be $165 per hour with a maximum amount payable under this one-year term of $10,000. This firm carries professional liability insurance in the amount of $1,000,000 per claim with an annual aggregate of $1,000,000. This contract has been approved by the Office of the Attorney General.

**STAFF RECOMMENDATION:** Board Staff recommends approval of this item.

2. **MSU – APPROVAL TO CONTRACT WITH MENDELSOHN DUNLEAVY, P.C. AS OUTSIDE COUNSEL**

Mississippi State University requests approval to contract with the law firm of Mendelsohn Dunleavy, P.C. to perform services necessary in assisting the University with intellectual property matters and specifically concerning the filing and prosecution of patent applications. The term of the contract will be for one (1) year effective May 1, 2021 through April 30, 2022. The firm will provide legal representation at the following rates: Kevin J. Dunleavy $350/hour, Steve Mendelsohn $350/hour, Garth Dahlen $350/hour, Tu Phan-Kerr $350/hour, Sandra Lex $250/hour, Kristina Sanchez $200/hour (U.S. Patent Agent only), and Paralegals $100/hour. The maximum amount payable under this contract term is $75,000. This firm carries professional liability insurance in the amount of $1,000,000 per claim with an annual aggregate of $3,000,000. This contract has been approved by the Office of the Attorney General.

**STAFF RECOMMENDATION:** Board Staff recommends approval of this item.
APPROVAL OF PERSONNEL ACTION REQUEST

1. **Employment**

   **University of Mississippi Medical Center**
   Sreenivas Koka, Dean of the School of Dentistry, Department of Care Planning and Restorative Sciences; salary $365,000 per annum, pro rata; E&G Funds; 4-year contract; effective April 5, 2021

2. **Tenure**

   **Delta State University**
   Stephanie Bell; *promotion* to Associate Professor; Division of Counselor Education and Psychology; effective August 16, 2021

   Lauren Coker-Durso; *promotion* to Associate Professor; Division of Languages and Literature; effective August 16, 2021

   Judith Coleman; *promotion* to Associate Professor; Division of Languages and Literature; effective August 16, 2021

   Chris Riley; *promotion* to Associate Professor; Division of Management, Marketing, and Business Administration; effective August 16, 2021

   Ashley Stewart; *promotion* to Associate Professor; Division of Accountancy, Computer Information Systems, and Finance; effective August 16, 2021

   Julia Thorn; *promotion* to Associate Professor; Department of Music; effective August 16, 2021

   Andrew Wegmann; *promotion* to Associate Professor; Division of Social Sciences and History; effective August 16, 2021

   **Mississippi University for Women**
   Kristi DiClemente; *promotion* to Associate Professor; Department of History; effective August 11, 2021

   Teresa Hamill; *promotion* to Professor; Department of Graduate Nursing; effective August 11, 2021

   Sally Pearson; *promotion* to Professor; Department of Graduate Nursing; effective August 11, 2021
Shonda Phelon; promotion to Professor; Department of Graduate Nursing; effective August 11, 2021

Donna Williams; promotion to Professor; Department of Baccalaureate Nursing; effective August 11, 2021

**Mississippi Valley State University**
Swatantra Kethireddy, Assistant Professor, Department of Natural Sciences and Environmental Health; effective August 9, 2021

**University of Mississippi**
Gay Marie Barnard; promotion to Associate Professor of Pharmacy Administration and Research Associate Professor in the Research Institute of Pharmaceutical Sciences; Department of Pharmacy Administration; effective July 1, 2021

Ekaterina Berezina; promotion to Associate Professor of Nutrition and Hospitality Management; Department of Nutrition and Hospitality Management; effective July 1, 2021

Eun Kyong Choi; promotion to Associate Professor of Nutrition and Hospitality Management; Department of Nutrition and Hospitality Management; effective July 1, 2021

Jeremy Clark; promotion to Associate Professor of Mathematics; Department of Mathematics; effective July 1, 2021

Ryan Fortenberry; promotion to Associate Professor of Chemistry and Biochemistry; Department of Chemistry and Biochemistry; effective July 1, 2021

Jennifer Noelle Gifford; promotion to Associate Professor of Geology and Geological Engineering; Department of Geology and Geological Engineering; effective July 1, 2021

David Marius Gligor; promotion to Professor of Marketing and Yvonne and Clyde Edwards Lecturer; Department of Marketing; effective July 1, 2021

Jeremy Brian Griffin; promotion to Associate Professor of Accountancy; Department of Accountancy; effective July 1, 2021

Yi Jin Kim; promotion to Associate Professor of Social Work; Department of Social Work; effective July 1, 2021

Hoang Le; promotion to Associate Professor of Mathematics; Department of Mathematics; effective July 1, 2021

Rebecca Marchiel; promotion to Associate Professor of History; Department of History; effective July 1, 2021
Alice Myatt; promotion to Associate Professor of Writing and Rhetoric; Department of Writing and Rhetoric; effective July 1, 2021

Paul Polgar; promotion to Associate Professor of History; Department of History; effective July 1, 2021

Brenda Helen Prager; promotion to Associate Professor of Chemical Engineering; Department of Chemical Engineering; effective July 1, 2021

Kristin Hughes Rogers; promotion to Associate Professor and Electronic Resources and Discovery Librarian; University of Mississippi Libraries; effective July 1, 2021

Vance Schaefer; promotion to Associate Professor of Modern Languages; Department of Modern Languages; effective July 1, 2021

Lloyd R. Wade; promotion to Associate Professor of Integrated Marketing Communications and (Affiliate) Associate Professor of Biomedical Engineering.; Department of Journalism; effective July 1, 2021

Sara Wellman; promotion to Associate Professor of Modern Languages; Department of Modern Languages; effective July 1, 2021

Julie Wronski; promotion to Associate Professor of Political Science; Department of Political Science; effective July 1, 2021

Zhini Zeng; promotion to Associate Professor of Modern Languages; Department of Modern Languages; effective July 1, 2021

University of Southern Mississippi
Jacquelyn Adams; promotion to Associate Professor; School of Music; College of Arts and Sciences; effective August 16, 2021

Amitava Biswas; promotion to Associate Professor; School of Speech and Hearing Sciences; College of Nursing and Health Professions; effective August 16, 2021

Daniel Capron; Associate Professor; School of Psychology; College of Education and Human Sciences; effective August 16, 2021

Nora Charles; promotion to Associate Professor; School of Psychology; College of Education and Human Sciences; effective August 16, 2021

Adam Clay; promotion to Associate Professor; School of Humanities; College of Arts and Sciences; effective August 16, 2021
Zachary Darnell; promotion to Associate Professor; School of Ocean Science and Engineering; College of Arts and Sciences; effective August 16, 2021

Srinidhi Kanuri; promotion to Associate Professor; School of Finance; College of Business and Economic Development; effective August 16, 2021

Galit Kaunitz; promotion to Associate Professor; School of Music; College of Arts and Sciences; effective August 16, 2021

Sarah Lee; promotion to Professor; School of Computing Sciences and Computer Engineering; College of Arts and Sciences; effective August 16, 2021

Lindsey Maxwell; Associate Professor; School of Communication; College of Arts and Sciences; effective August 16, 2021

Vincenzo Mistretta; promotion to Associate Professor; School of Communication; College of Arts and Sciences; effective August 16, 2021

Nicole Phillips; promotion to Associate Professor; School of Biological, Environmental, and Earth Sciences; College of Arts and Sciences; effective August 16, 2021

Peter Rogers; promotion to Professor; School of Construction and Design; College of Arts and Sciences; effective August 16, 2021

Stephanie Smith; promotion to Associate Professor; School of Psychology; College of Education and Human Sciences; effective August 16, 2021

Laurance Paul Strait; promotion to Associate Professor; School of Communication; College of Arts and Sciences; effective August 16, 2021

Jonathan Yarrington; promotion to Associate Professor; School of Music; College of Arts and Sciences; effective August 16, 2021
1. **STATE – 2021 APPROVAL OF ACCREDITATION OF MISSISSIPPI NURSING DEGREE PROGRAMS**

Pursuant to Miss. Code Ann. §37-129-1, based on the evaluation of annual reports documenting compliance with the state nursing accreditation standards, Board approval is requested for the accreditation of Mississippi Nursing Degree Programs as indicated below.

<table>
<thead>
<tr>
<th>SCHOOL OF NURSING</th>
<th>PROGRAM TYPE</th>
<th>ACCREDITATION STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alcorn State University</td>
<td>ADN, BSN, MSN, DNP</td>
<td>Continuing Accreditation, Continuing Accreditation, Continuing Accreditation, Continuing Accreditation with Conditions</td>
</tr>
<tr>
<td>Belhaven University</td>
<td>BSN</td>
<td>Continuing Accreditation with Conditions</td>
</tr>
<tr>
<td>Coahoma Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Copiah-Lincoln Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Delta State University</td>
<td>BSN, MSN, DNP</td>
<td>Continuing Accreditation, Continuing Accreditation, Continuing Accreditation</td>
</tr>
<tr>
<td>East Central Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>East Mississippi Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Hinds Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Holmes Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
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<tr>
<td>Itawamba Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Jones County Junior College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Meridian Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Mississippi College</td>
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<td>Continuing Accreditation, Initial Accreditation</td>
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<td>Mississippi Delta Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
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<tr>
<td>Mississippi Gulf Coast Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Mississippi University for Women</td>
<td>ADN, BSN, MSN, DNP</td>
<td>Continuing Accreditation, Continuing Accreditation, Continuing Accreditation, Continuing Accreditation</td>
</tr>
<tr>
<td>Northeast Mississippi Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Northwest Mississippi Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Pearl River Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>Southwest Mississippi Community College</td>
<td>ADN</td>
<td>Continuing Accreditation</td>
</tr>
<tr>
<td>University of Mississippi Medical Center</td>
<td>BSN, MSN, DNP</td>
<td>Continuing Accreditation, Continuing Accreditation, Continuing Accreditation</td>
</tr>
<tr>
<td>University of Southern Mississippi</td>
<td>BSN, MSN, DNP</td>
<td>Continuing Accreditation, Continuing Accreditation, Continuing Accreditation</td>
</tr>
<tr>
<td>William Carey University</td>
<td>BSN, MSN</td>
<td>Continuing Accreditation</td>
</tr>
</tbody>
</table>
1. **Alcorn State University**
   - **CONDITION:** must submit a Follow-Up Report to ACEN by October, 15, 2022.

2. **Belhaven University**
   - **REASON:** BSN program non-compliant with IHL Standard III. Students. State Specific Requirements 2.b.5. All students must satisfy a criminal history background check with fingerprinting.
   - **CONDITION:** must satisfactorily address the area(s) of concern/deficiency through the development of a performance improvement plan by 6/30/21.

**STAFF RECOMMENDATION:** Board staff recommends approval of this item.
1. **MSU – REQUEST FOR APPROVAL REFUND UP TO $140 MILLION EDUCATIONAL BUILDING CORPORATION BONDS SERIES 2013, 2014, AND 2015 FOR NET PRESENT VALUE SAVINGS AND TO APPROVE PROJECT PROFESSIONALS**

**Agenda Item Request:** MSU requests permission to issue through the Mississippi State University Educational Building Corporation (MSU EBC) revenue bonds in one or more tax-exempt and/or taxable series to refund all or a portion of the outstanding Revenue Bonds, Series 2013 (Refunding and Improvements Project) dated October 11, 2013, Revenue Bonds, Series 2014A (New Facilities and Refinancing Project) dated May 6, 2014, Taxable Revenue Bonds, Series 2014B (New Facilities Project), dated May 6, 2014, and Revenue Bonds, Series 2015 (Campus Improvements Project) dated April 8, 2015 (collectively, the “Prior Bonds”).

MSU also requests the payment of costs of issuance, sale and delivery of the bonds and approval of necessary bond documents.

MSU also requests that the Board review and approve the financial adviser’s report provided by Hilltop Securities.

**Following are the professionals:**

- Financial Advisor – Hilltop Securities
- Bond Counsel – Jones Walker LLP
- Underwriters – Either Raymond James & Associates, Inc., Wells Fargo Bank, National Association and/or Stephens, Inc. and such other underwriters as are named in the Bond Purchase Agreement, will serve as underwriters for the bonds, or placement agents in the event a private placement transaction is utilized.

Bond counsel will be compensated at a rate of $1.15 per $1,000 in par value of bonds. The estimated fee will be $161,000.

**Contractor’s Legal Name:** Hilltop Securities will serve as financial advisor. Jones Walker LLP will serve as bond counsel, in accordance with the terms of the contractual agreement for legal services approved by the Office of Attorney General. The method of sale will be either a negotiated sale, private placement or competitive sale as determined by Mississippi State University (MSU). Either Raymond James & Associates, Inc., Wells Fargo Bank, National Association and/or Stephens, Inc. and such other underwriters as are named in the bond purchase agreement will serve as underwriters if sold through a negotiated sale. Either Raymond James & Associates, Inc., Wells Fargo Bank, National Association and/or Stephens, Inc. and such other firms as are named in the private placement agreement will serve as placement agents.
History of Contract: MSU EBC previously issued Prior Bonds in 2013, 2014 and 2015. This contract was proposed as part of the financial review process by Hilltop Securities. MSU can realize a significant savings by refunding the Prior Bonds.

Specific Type of Contract: These bonds will be issued at fixed rates with a term that will clearly mirror the existing amortization schedules.

Purpose: The primary purpose of issuing the bonds is to realize interest rate savings for MSU by refunding the Prior Bonds.

Scope of Work: Preparation and sale of the bonds and related financial analysis and legal work.

Term of Contract: The term of the new bonds will closely match the term of the existing debt which is being refinanced.

Termination Options: n/a

Contract Amount: MSU EBC expects to issue up to $140 million par value in fixed rate bonds for the purposes set forth above.

Funding Source for Contract: Revenues currently being used for debt service on the Prior Bonds.

Contractor Selection Process: Underwriters/placement agents, financial advisor and bond counsel were or will be selected based on past experience, and the firms’ unsolicited proposals.

Staff Recommendation: Board Policy 906 states “After consideration of the financial advisor’s analysis and other factors that the Board deems material, the Board may approve the issuance of debt by the educational building corporation, in the discretion of the authorized representatives of the educational building corporation to refinance outstanding debt of the institution or the educational building corporation, which authorization may be conditioned on the specific level of NPV savings being achieved. Refinancing or defeasing of debt does not require a subsequent meeting of the Board of Trustees provided the financial advisor has provided a report demonstrating adequate net present value savings and the bond resolution and form of bond documents have been presented to and approved by the Board.”

The University is presenting the Financial Advisor’s report for the Board’s review along with the intent, justification, and project professionals. Board staff recommends approval of this item.
2. **JSU- REQUEST FOR APPROVAL TO ENTER INTO LEASE AGREEMENT WITH UNIVERSITY PARK OF JACKSON II, LLC AND REQUEST FOR APPROVAL OF WAIVER TO ALLOW PREPAYMENT OF RENTAL PAYMENTS**

**Agenda Item Request:** Jackson State University ("JSU") requests approval to enter into a lease agreement with University Park of Jackson II, LLC, a wholly owned subsidiary of the JSU Development Foundation, a not-for-profit corporation duly chartered pursuant to the laws of the State of Mississippi and an affiliated entity of Jackson State University ("UPJII"), for the purpose of leasing Twenty-Five Thousand (25,000) gross square feet of space within a building owned by UPJII located at the corner of J. R. Lynch and Dalton Streets in Jackson, Mississippi, which is adjacent to the main campus of JSU, known as “One University Place". Pursuant to IHL policy 707.03 Approval of Prepayment for Goods or Services, JSU also requests a waiver to allow prepayment of the monthly rent in advance each month.

**Contractor’s Legal Name:** University Park of Jackson II, LLC

**History of Contract:** This is a new lease agreement.

**Specific Type of Contract:** This is a lease agreement.

**Purpose:** The purpose of the lease agreement is for leasing to JSU approximately Twenty-Five Thousand (25,000) gross square feet of space within the property owned by UPJII known as "One University Place" for the benefit of JSU students, faculty, and employees, as well as the Jackson community. One University Place is a mixed use facility which includes residential apartments, retail space, and office space. JSU shall lease space within the building for University purposes related to the mission of JSU. The University plans use of the space include instructional rooms, office spaces for various University Departments such as the Community Engagement office, the Alumni Affairs Office, and JSU Global, student art gallery, and faculty and staff dining areas.

**Scope of Work:** Under the agreement, JSU will have access to lease and sublet approximately Twenty-Five Thousand (25,000) gross square feet of space for University use, retail and office tenants.

**Term of Contract:** This Lease Agreement shall commence on July 1, 2021 and shall continue for a period of fifteen (15) months and shall terminate at midnight on September 30, 2022, unless extended pursuant to the renewal provisions. JSU shall have the right to extend the Lease Agreement for an additional six (6) month term. JSU shall also have the right to purchase the Leased Premises at any time during the Lease Term, including the Renewal Term, of this Lease upon giving Purchase notice in writing to UPJII at least sixty (60) days prior to the expiration of the Base Lease Term or the Renewal Term of JSU’s intention to purchase the property, One University Place.
If JSU occupies the Leased Premises beyond the terms provided in the agreement, JSU will be considered as a “holdover.” During such holdover tenancy, the parties will be bound by all of the terms and conditions of the lease agreement except JSU shall pay UPJII one and one-half (1 ½) times the rents payable to UPJII at the expiration or termination of this Lease Agreement.

**Termination Options:** The Lease agreement may be terminated:

a.) Upon expiration of the term;
b.) If either party is in default and has not cured the default within the applicable cure period, the non-defaulting party will have the right to terminate the lease agreement;
c.) If the Leased Premises are totally destroyed by fire, explosion or any other casualty, either party may terminate the Lease Agreement by giving written notice to the other party within thirty (30) days after the destruction;
d.) If the Leased Premises are partially destroyed by fire and destruction is greater than seventy-five percent (75%) of the fair market value of the Leased Premises immediately prior to the destruction, UPJII can elect to terminate this Lease Agreement by giving written notice to Lessee within thirty (30) days after the date of the destruction;
e.) If the Leased Premises are substantially destroyed during the last twelve (12) months of any term of this Lease Agreement, UPJII may, in its discretion, terminate this Lease Agreement by giving written notice to JSU within thirty (30) days after the date of the destruction;
f.) If the entire Leased Premises shall be taken or acquired under the power or threat of eminent domain, this Lease Agreement shall cease and terminate on the date possession of the Leased Premises is surrendered or taken;
g.) If less than the entire Leased Premises is taken or acquired under the power or threat of eminent domain and the taking renders the Leased Premises unsuitable for the conduct of JSU’s business;
h.) Upon JSU’s Purchase of the Leased Premises; or,
i.) By JSU, with written notice of non-appropriation, or reduction of funds by the Mississippi Legislature.

**Contract Amount:** During the Base Lease Term of fifteen (15) months, JSU shall pay UPJII a total of Four Hundred Fifty Thousand Dollars ($450,000.00) paid in monthly rent payments of Thirty Thousand Dollars ($30,000.00). Additionally, should JSU renew the Lease Agreement for the six (6) month renewal term, JSU shall pay to UPJII a total of One Hundred Eighty Thousand Dollars ($180,000.00) paid in monthly rent payments of Thirty Thousand Dollars ($30,000.00). All rental payments shall be paid in advance on the first day of each month. JSU shall be responsible for payment of various additional expenses:

a.) JSU shall pay to UPJII as additional rent a) all maintenance and repair expenses directly attributable only to the Leased Premises and b) its pro rata share of all
maintenance and repair expenses allocable to the entire Building or the Site during in each calendar year during the Lease Term;

b.) JSU shall pay to UPJII as additional rent a pro rata share of the total annual premium for fire and extended coverage insurance for the Building and other improvements located on the Site in each calendar year during the Lease Term; and

c.) JSU shall pay to UPJII as additional rent (a) all Utility Charges directly attributable to the Leased Premises and (b) its pro rata share of all Utility Charges allocable to the entire Building or the Site in each calendar month during the Lease Term.

**Funding Source for Contract:** Education and General Funds

**Contractor Selection Process:** This location was selected based on a) the proximity to the University's growth pattern, b) the existing condition of the space, and c) time-efficiency of occupancy of the space.

**Recommendation:** Based on Board Policy 707.01, Land, Property and Service Contracts, Board approval is required prior to execution of leases in an amount greater than $100,000. Based on Board Policy 707.03, Approval of Prepayment for Goods and Services, Board approval of a prepayment/waiver is required at the same time permission is sought from the Board under Board Policy 707.01. Legal Staff has reviewed the proposed Lease Agreement between JSU and UPJII for compliance with applicable law and finds same to be acceptable. Board staff recommends approval of this item.
1. **UMMC – APPROVAL TO SETTLE IHL SELF-INSURED WORKERS’ COMPENSATION CLAIM**

The IHL Self-Insured Workers’ Compensation Program is seeking Board approval for settlement of Claim No. 55-43552-1 for The University of Mississippi Medical Center.
1. **SYSTEM – APPROVAL OF COMMITTEE APPOINTMENTS BY PRESIDENT WALT STARR**

In accordance with Board Policy 301.03 Board Committees, which requires Board approval of any proposed Board committees, including the proposed committee memberships and chairs, President Walt Starr submits the following committees and committee chairs for Board approval.

### STANDING COMMITTEES

- **Academic Affairs Committee** – Dr. Steven Cunningham, Chair
- **Audit Committee** – Bruce Martin, Chair
- **Finance Committee** – Tom Duff, Chair
- **Health Affairs Committee** – Dr. Alfred McNair, Jr., Chair
- **Legal Committee** – Gee Ogletree, Chair
- **Real Estate Committee** – Chip Morgan, Chair

### AD HOC COMMITTEES

#### Ayers Endowment Management

1. Dr. Alfred McNair, Jr., Chair
2. Dr. Walt Starr, Board President
3. Dr. Alfred Rankins, Commissioner
4. Dr. Felicia Nave, ASU President
5. Thomas Hudson, JSU Acting President
6. Dr. Jerryl Briggs, MVSU President
7. Trustee Bruce Martin

#### Diversity

1. Dr. Steven Cunningham, Chair
2. Jeanne Luckey
3. Chip Morgan

Note: The President is an Ex-Officio member of all committees.
1. **USM – CERTIFICATE PROGRAMS**

   A. **RENAME**

   1. Current certificate title: Casino Management
      Proposed certificate title: **Casino Resort Management and Marketing**
      Responsible academic unit: Casino Resort Management and Marketing
      Level: Pre-Baccalaureate (less than 1 year)
      Total credit hours: 12
      CIP code, sequence: 52.0999, 8038
      Effective date: August 2021
      Rationale: The change in title from Casino Management to Casino Resort Management and Marketing aims to 1) extend the applications of knowledge in casino and resort operations to multidiscipline business fields, such as the marketing and management field; and therefore to 2) attract more business and non-degree seeking students to increase their competency in the casino and resort industry.

   2. Current certificate title: Unmanned Maritime Systems
      Proposed certificate title: **Uncrewed Maritime Systems**
      Responsible academic unit: School of Ocean Science and Engineering
      Level: Pre-Baccalaureate (less than 1 year)
      Total credit hours: 10
      CIP code, sequence: 29.0306, 8095
      Effective date: August 2021
      Rationale: The change in title from Unmanned Maritime Systems to Uncrewed Maritime Systems reflects inclusive reference to all participants in these programs and is in line with the University’s commitment to diversity. The title change is consistent with principle federal partner National Oceanography and Atmospheric Administration (NOAA) documented use of Uncrewed Maritime Systems throughout their strategy and operations programs.

      Proposed certificate title: **Uncrewed Maritime Systems Operator**
      Responsible academic unit: School of Ocean Science and Engineering
      Level: Pre-Baccalaureate (less than 1 year)
      Total credit hours: 12
      CIP code, sequence: 29.0306, 8117
      Effective date: August 2021
      Rationale: The change in title from Unmanned Maritime Systems Operator to Uncrewed Maritime Systems Operator reflects inclusive reference to all participants in these programs and is in line with the University’s commitment to diversity. The title change is consistent with principle federal partner National Oceanography and Atmospheric Administration (NOAA) documented use of Uncrewed Maritime Systems throughout their strategy and operations programs.
B. DELETE

1. Certificate title: Phlebotomy
   Responsible academic unit: School of Biological, Environmental, and Earth Sciences
   Level: Pre-baccalaureate (less than 1 year)
   Total credit hours: 2
   CIP code, sequence: 51.1009, 8031
   Effective date: August 2021
   Rationale: There are no students enrolled.

STAFF RECOMMENDATION: Board staff recommends acceptance of item 1 as information.
SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE ` APRIL 15, 2021 BOARD MEETING SUBMISSION DEADLINE

NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL WHICH STATES:

Board Policy §904(A), Board Approval

When funding has been secured from whatever source, each institution shall bring all new projects to the Board for the approval of the project initiation and the appointment of a design professional, as required in Board Policy §902, Initiation of Construction Projects. This request shall include a detailed description of the work to be accomplished, the total budget, the funding source and the design professional recommended to the Board for approval.

After the Board has granted approval of both the initiation of a project and the appointment of a design professional, no further Board action or approval is required for the completion of the project if the following conditions are met:

1. The detailed description of the work to be accomplished, as specifically approved by the Board within the project initiation, has not changed.
2. The total project budget has not increased beyond the amount specifically approved by the Board as part of the project initiation;
3. The funding source has not changed from that specifically approved by the Board as part of the project initiation; and
4. The design professional previously approved by the Board has not changed.

If the above four conditions have been met, the Board’s Real Estate and Facilities staff, through the Commissioner, shall have the authority to approve any and all necessary documents related to the completion of the subject construction project, including the approval of construction documents, the advertisement and receipt of bids, the approval of a bid, the award of a contract and any change orders.

Change Order Approval Note: No change orders approved by Board staff, as reflected within any of the following informational agenda items, increase the Board approved total project budget. The total project budget as approved by the Board provides for a contingency fund, which allows for an increase in the construction budget of between five and ten percent. Any increase in the total project budget caused by a change order, would require Board approval and could not be approved by Board staff until the budget increase is approved by the Board.
ALCORN STATE UNIVERSITY

1. **ASU-GS 101-320–Campus-Wide ADA Improvements**

   **Approval Request #1: Design Development Documents**

   Board staff approved the Design Development Documents as submitted by Canizaro Cawthon Davis, P.A.

   **Approval Status & Date:** APPROVED, April 9, 2021

   **Project Initiation Date:** June 20, 2019
   **Design Professional:** Canizaro Cawthon Davis, P.A.
   **General Contractor:** TBD
   **Total Project Budget:** $4,120,000.00

DELTA STATE UNIVERSITY

2. **DSU-GS 102-267 – Campus Roofing – Phase 2**

   **NOTE:** This is a Bureau of Building project

   **Approval Request #1: (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on April 13, 2021 to increase the project budget from $1,546,259.00 to $3,968,456.00, for an increase of $2,422,197.00.

   **Interim Approval Status & Date:** APPROVED, April 13, 2021

   **Approval Request #2: Award of Construction Contract**

   Board staff approved the Award of Contract in the amount of $2,164,750.00 to the apparent low bidder, E. Cornell Malone.

   **Approval Status & Date:** APPROVED, April 14, 2021

   **Project Initiation Date:** January 17, 2019
   **Design Professional:** Burris/Wagnon Architects, P.A.
General Contractor:  E. Cornell Malone
Total Phased Budget:  $2,422,198.00
Total Project Budget:  $3,968,456.00

3. **DSU- GS #102-272 – Residence Hall Improvements (Lawler-Harkins)**

**UNAPPROVAL Request #1: Schematic Design Documents**

Board staff did not approve the Schematic Design Documents as submitted by Burris-Wagnon.

**UNAPPROVAL Request #2: Design Development Documents**

Board staff did not approve the Design Development Documents as submitted by Burris-Wagnon.

**UNAPPROVAL Request #3: Contract Documents**

Board staff did not approve the Contract Documents as submitted by Burris-Wagnon.

**UNAPPROVAL Request #4: Advertise**

Board staff did not approve request to advertise for receipt of bids

**Approval Status & Date:**  NOT APPROVED, April 23, 2021

**Approval Request #5: Award of Construction Contract**

Board staff approved the Award of Contract in the amount of $2,475,000.00 to the apparent low bidder, Alliant Construction/Ergon Maint. Serv.

**Approval Status & Date:**  APPROVED, May 2, 2021

**Project Initiation Date:**  February 18, 2021
**Design Professional:**  Burris Wagnon
**General Contractor:**  Alliant Construction
**Total Project Budget:**  $3,241,188.00
4. **DSU- GS #102-276 – Residence Hall Improvements (Cain, Tatum, Fugler, Hammett, Brumby Castle)**

**UNAPPROVAL Request #1: Schematic Design Documents**

Board staff did not approve the Schematic Design Documents as submitted by Burris-Wagnon.

**UNAPPROVAL Request #2: Design Development Documents**

Board staff did not approve the Design Development Documents as submitted by Burris-Wagnon.

**UNAPPROVAL Request #3: Contract Documents**

Board staff did not approve the Contract Documents as submitted by Burris-Wagnon.

**UNAPPROVAL Request #4: Advertise**

Board staff did not approve request to advertise for receipt of bids

**Approval Status & Date:** NOT APPROVED, April 23, 2021

**Project Initiation Date:** February 18, 2021  
**Design Professional:** Burris Wagnon  
**General Contractor:** Alliant Construction  
**Total Project Budget:** $2,186,092.77

5. **DSU- GS 102-276 – Residence Hall Improvements (Cain, Tatum, Fugler, Hammett, Brumby Castle)**

**NOTE:** This is a Bureau of Building project

**Approval Request #1: (INTERIM):** In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on April 30, 2021 to increase the project budget from $1,521,926.00 to $2,186,092.77, for an increase of $664,166.77.

**Interim Approval Status & Date:** APPROVED, April 30, 2021
Approval Request #2: Award of Construction Contract

Board staff approved the Award of Contract in the amount of $1,934,000.00 to the apparent low bidder, Conerly Construction, Inc.

Approval Status & Date: APPROVED, May 3, 2021

Project Initiation Date: January 17, 2019
Design Professional: Burris/Wagnon Architects, P.A.
General Contractor: Conerly Construction, Inc.
Total Project Budget: $2,186,092.77

MISSISSIPPI STATE UNIVERSITY

6. MSU- IHL 205-286 – New Parking Stone Blvd. and Morgan Extended

Approval Request #1: Change Order #4

Board staff approved Change Order #4 in the amount of $55,505.18 and eighty-six (86) additional days to the contract of Burns Dirt Construction, Inc.

Approval Status & Date: APPROVED, April 22, 2021

Change Order Description: Change Order #4 includes the following items: seventy-three (73) adverse weather conditions; substituted thermo markings to paint/cold plastic; Magruder Street intersection revisions were done on the east and west sides with an additional thirteen (13) days to the contract for a total of eighty-six (86) days to the contract.

Change Order Justification: These changes were due to weather; user/owner requested modifications; and days for work as indicated herein.
Total Project Change Orders and Amount: Four (4) change orders for a total amount of $128,399.83.

Project Initiation Date: August 17, 2017
Design Professional: Garver, LLC
General Contractor: Burns Dirt Construction, Inc.
Total Project Budget: $3,300,000.00
7. **MSU- IHL 205-302 – FY 19-CEF Sewer Forcemain Replacement**

   **Approval Request #1: Change Order #3**

   Board staff approved Change Order #3 in the credit amount of $5,161.61 and zero (0) additional days to the contract of Eubank Construction Co., Inc.

   **Approval Status & Date:** APPROVED, April 27, 2021

   **Change Order Description:** Change Order #3 includes the following items: this change order was directed by MSU for reimbursement of funds to repair a leak at the connection point of the new force main to the old force main due to defects in the work.

   **Change Order Justification:** This change was due to user/owner requested modifications.

   **Total Project Change Orders and Amount:** Three (3) change orders for a total amount of $87,008.01.

   **Project Initiation Date:** December 10, 2019
   **Design Professional:** Garver Engineering
   **General Contractor:** Eubank Construction Co., Inc.
   **Total Project Budget:** $1,200,000.00


   **Approval Request #1: Change Order #1**

   Board staff approved Change Order #1 in the amount of $10,911.20 and four (4) additional days to the contract of Burns Dirt Construction, Inc.

   **Approval Status & Date:** APPROVED, April 27, 2021

   **Change Order Description:** Change Order #1 includes the following items: removed an old building pad in the north area of the site and south area of the site; installation of proposed storm inlet for a storm pipe from the adjacent project that will be installed at the completion of the project and four (4) days to the contract.

   **Change Order Justification:** These changes were due to errors and omissions in the plans and specifications; latent job site conditions and days for work as indicated herein.
Total Project Change Orders and Amount: One (1) change order for a total amount of $10,911.20.

Project Initiation Date: June 18, 2020
Design Professional: Pickering Firm, Inc.
General Contractor: Burns Dirt Construction, Inc.
Total Project Budget: $2,000,000.00

9. MSU- IHL #205-309 – MSU Ice Plant Expansion

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Engineering Resource Group, Inc.

Approval Status & Date: APPROVED, April 15, 2021

Project Initiation Date: August 20, 2020
Design Professional: Engineering Resource Group, Inc.
General Contractor: TBD
Total Project Budget: $6,500,000.00

10. MSU- IHL 405-001 – Music Building Re-Bid

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of $139,684.00 and zero (0) additional days to the contract of Mac’s Construction Company, Inc.

Approval Status & Date: APPROVED, April 22, 2021

Change Order Description: Change Order #3 includes the following items: relocated and rerouted the storm drain box and associated pipe; raised the existing fiber box and electrical vault to a new elevation; changed the door hardware, access controls, and added vision lite kits at select doors.

Change Order Justification: These changes were due to errors and omissions in the plans and specifications and user/owner requested modifications.
Total Project Change Orders and Amount: Three (3) change orders for a total amount of $216,095.00.

Project Initiation Date: May 18, 2017
Design Professional: Allred Stolarski Architects
General Contractor: Mac’s Construction Company, Inc.
Total Project Budget: $21,100,000.00

MISSISSIPPI UNIVERSITY FOR WOMEN

11. MUW- GS 104-188– Culinary Arts

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by JBHM

Approval Status & Date: APPROVED, April 21, 2021

Approval Request #4: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, April 21, 2021

Project Initiation Date: June 18, 2015
Design Professional: JBHM
General Contractor: TBD
Total Project Budget: $19,555,613.00
1. SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by Brunini, PLLC (statement dated 4/16/21) from the funds of Mississippi State University. (This statement, in the amount of $137.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE.................................................................$ 137.50

Payment of legal fees for professional services rendered by Ware Immigration (statement dated 4/1/21) from the funds of Mississippi State University. (This statement, in the amount of $581.00, represents services and expenses in connection with immigration/labor certification.)

TOTAL DUE.................................................................$ 581.00

Payment of legal fees for professional services rendered by Brunini (statements dated 2/24/21, 3/11/21 and 4/16/21) from the funds of the University of Mississippi. (These statements, in the amounts of $11,662.50, $6,078.75 and $1,650.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.................................................................$ 19,391.25

Payment of legal fees for professional services rendered by Butler Snow (statements dated 8/28/20, 9/17/20, 10/21/20, 4/15/21 and 4/28/21) from the funds of the University of Mississippi. (These statements, in the amounts of $42,416.67, $60,624.90, $6,958.43, $1,500.00 and $7,919.85, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.................................................................$ 119,419.85

Payment of legal fees for professional services rendered by Evans|Petree PC (statement dated 12/3/20) from the funds of the University of Mississippi. (This statement, in the amount of $10,621.25, represents services and expenses in connection with general legal advice.)

TOTAL DUE.................................................................$ 10,621.25

Payment of legal fees for professional services rendered by Holland & Knight, LLP (statement dated 12/7/20) from the funds of the University of Mississippi. (This statement, in the amount of $200.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.................................................................$ 200.00
Payment of legal fees for professional services rendered by Mayo|Mallette (statements dated 3/13/20, 3/13/20, 4/9/20, 9/4/20, 9/4/20, 1/13/21, 2/8/21, 3/3/21 and 4/7/21) from the funds of the University of Mississippi. (These statements, in the amounts of $127.19, $3,245.00, $2,360.00, $860.59, $2,631.50, $1,339.62, $321.60, $7,466.00 and $6,162.55, represent services and expenses in connection with general legal advice.)

**TOTAL DUE**.................................................$ 24,514.05

Payment of legal fees for professional services rendered by Phelps Dunbar, LLP (statements dated 10/30/20 and 12/8/20) from the funds of the University of Mississippi. (These statements, in the amounts of $3,432.15 and $252.60, represent services and expenses in connection with general legal advice.)

**TOTAL DUE**.................................................$ 3,684.75

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 1/1/21, 3/1/21, 3/1/21 and 4/1/21) from the funds of the University of Mississippi. (These statements, in the amounts of $2,000.00, $6,000.00, $6,000.00 and $90.05, represent services and expenses in connection with immigration/labor certifications.)

**TOTAL DUE**.................................................$ 14,090.05

Payment of legal fees for professional services rendered by Baker, Donelson, Bearman, Caldwell & Berkowitz, PC (statement dated 3/9/21) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $42,909.00, represents services and expenses in connection with legal advice.)

**TOTAL DUE**.................................................$ 42,909.00

Payment of legal fees for professional services rendered by Butler Snow, LLP (statements dated 2/25/21, 3/12/21, 3/12/21, 3/12/21, 4/16/21 and 4/16/21) from the funds of the University of Mississippi Medical Center. (These statements in the amounts of $29,312.90, $324.50, $998.75, $88.50, $9,962.90, $1,032.50 and $1,622.50, respectively, represent services and expenses in connection with legal advice.)

**TOTAL DUE**.................................................$ 43,342.55

Payment of legal fees for professional services rendered by Currie Johnson & Myers, P.A. (statements dated 3/17/21, 3/23/21 and 3/23/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $1,953.90, $1,222.30 and $9,316.70, respectively, represent services and expenses in connection with legal advice.)
TOTAL DUE…………………………………………………..$ 12,492.90

Payment of legal fees for professional services rendered by Gore, Kilpatrick & Dambrino, PLLC (statements dated 2/26/21 and 3/26/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $2,921.15 and $2,161.50, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………..$ 5,082.65

Payment of legal fees for professional services rendered by Hagwood & Tipton, PC (statements dated 3/5/21, 3/15/21 and 4/7/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,655.10, $2,500.00 and $2,558.20, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………..$ 8,713.30

Payment of legal fees for professional services rendered by Hogan|Lovells (statement dated 3/18/21) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $7,618.00, represents services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………..$ 7,618.00

Payment of legal fees for professional services rendered by Page Kruger & Holland (statements dated 4/1/21 and 4/1/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $379.50 and $2,145.00, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………..$ 2,524.50

Payment of legal fees for professional services rendered by Steen, Dalehite and Pace (statements dated 3/16/21, 3/16/21 and 3/16/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,729.00, $313.50 and $132.00, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………..$ 4,174.50

Payment of legal fees for professional services rendered by Watkins & Eager (statements dated 3/35/21 and 4/2/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $648.00 and $2,107.00, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………..$ 2,755.00
Payment of legal fees for professional services rendered by Whitfield Law Group (statement dated 2/27/21) from the funds of the University of Mississippi Medical Center. (This statement, in the amount of $20,461.20, represents services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………...$ 20,461.20

Payment of legal fees for professional services rendered by Bryan, Nelson, Schroeder, Castigliola & Banahan (statement dated 4/13/21) from the funds of the University of Southern Mississippi. (This statement, in the amount of $2,106.00, represents services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………...$ 2,106.00

Payment of legal fees for professional services rendered by Ware Immigration (statements dated 4/1/21, 4/1/21 and 4/1/21) from the funds of the University of Southern Mississippi. (These statements, in the amount of $96.56, $100.00 and $1,500.00, represent services and expenses in connection with immigration/labor certifications.)

TOTAL DUE…………………………………………………………...$ 1,696.56

Payment of legal fees for professional services rendered by Wise, Carter, Child & Caraway (statements dated 4/16/21, 4/16/21 and 4/20/21) from the funds of the University of Southern Mississippi. (These statements, in the amounts of $897.00, $1,228.50 and $1,307.50, represent services and expenses in connection with legal advice.)

TOTAL DUE…………………………………………………………...$ 3,433.00

Legal fees approved for payment to outside counsel in relation to patent and other matters:

Payment of legal fees for professional services rendered by Butler Snow (statements dated 3/29/21 and 3/29/21) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “IP and Regulatory Matters” - $147.50; and “Therapeutics for Breathing Disorders” - $1,971.00.)

TOTAL DUE…………………………………………………………...$ 2,118.50

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 4/13/21, 4/23/21, 4/23/21, 4/23/21, 4/23/21, 4/23/21, 4/23/21, 4/23/21 and 4/23/21) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent: “Occidiofungin, a Unique Antifungal Glycopeptide Produced by a Strain of Burkholderia Contaminans - $597.00”; “Symmetrical CCC-NHC Pincer Metal Complexes and Symmetrical Bimetallic Complexes” - $703.50; “Unsymmetrical CCC-
NHC Pincer Metal Complexes and Applications (Divisional)” - $38.00; “Unsymmetric CCC-HNC Pincer Metal Complexes and Methods of Use Thereof” - $1,170.50; “Unsymmetric CCC-HNC Pincer Metal Complexes and Methods of Use Thereof” - $1,357.00; “Unsymmetrical Salts, CCC-NHC Pincer Metal Complexes and Methods of Making the Same” - $38.00; “Polymers and Co-Polymers for Polymer Matrix Composites and High Yield Carbon-Carbon-Composite Structures Therefrom” - $5,454.50; “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - $38.00; and “A Transcription Factor for high Protein, Broad Disease Resistance and Faster Growth” - $38.00.

TOTAL DUE .................................................................................................$ 9,434.50

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 3/10/21, 3/10/21, 3/30/21 and 3/30/21) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents: “Symmetrical CCC-NHC Pincer Metal Complexes and Symmetrical Bimetallic Complexes” - $2,048.00; “Unsymmetrical CCC-NHC Pincer Metal Complexes and Applications (Divisional)” - $1,435.50; “A Transcription Factor for High Protein, Broad Disease Resistance and Faster Growth” - $1,934.50; and “Unsymmetric CCC-HNC Pincer Metal Complexes and Methods of Use Thereof” - $457.00.

TOTAL DUE .................................................................................................$ 5,875.00

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 3/12/21, 3/12/21, 4/15/21 and 4/29/21) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with the following patents/IP matters: “Trademark Matters” - $1,032.50; “Emerald Bioscience, Inc.” - $649.00; “Trademark Matters” - $1,327.50; and Stuttering Inhibition Method and Device” - $590.00.

TOTAL DUE .................................................................................................$ 3,599.00

Payment of legal fees for professional services rendered by Hershkovitz & Associates (statements dated 3/10/21, 3/10/21, 3/10/21 and 3/18/21) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Biologically Active Cannabidiol Analogs” - $275.00; “Biologically Active Cannabidiol Analogs” - $200.00; “Biologically Active Cannabidiol Analogs” - $200.00; and “Compositions for Prevention/Prophylactic Treatment of Poison Ivy Dermatitis” - $600.00, respectively.)

TOTAL DUE .................................................................................................$ 1,275.00

Payment of legal fees for professional services rendered by Thomas|Horstemeyer (statements dated 3/29/21 and 3/29/21) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents: “Vacuum Sweep
Dehumidification System" - $1,255.80 and “IP / Patent Matter – National Stage Application” - $1,910.00)

TOTAL DUE………………………………………………..$  3,165.80

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 1/25/21, 1/25/21, 1/25/21, 1/25/21, 1/25/21, 1/25/21, 1/25/21, 1/25/21, 1/25/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21, 2/24/21 and 3/23/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $3,328.00, $686.00, $750.00, $504.30, $325.00, $280.50, $125.00, $52.00, $390.00, $546.00, $156.00, $607.50, $265.00, $233.00, $216.00, $186.00, $181.00, $5,726.78, $3,868.50 and $1,820.00, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE………………………………………………..$  20,246.58

Payment of legal fees for professional services rendered by Workman Nydegger (statements dated 8/25/20, 1/26/21, 1/26/21, 2/8/21, 3/2/21 and 3/17/21) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of $250.00, $64.00, $2,960.00, $8,320.95, $400.00 and $209.50, respectively, represent services and expenses in connection with intellectual property patents.)

TOTAL DUE………………………………………………..$  12,204.45

2. SYSTEM – APPROVAL TO REQUEST OFFICIAL ATTORNEY GENERAL’S OPINION

The Chair of the Legal Committee approved requesting an official Attorney General’s opinion on questions related to newly appointment board members.
1. **SYSTEM – COMMISSIONER’S NOTIFICATION OF APPROVAL**

The following items have been approved by the Commissioner on behalf of the Board and are available for inspection in the Board Office.

a. **ASU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On May 6, 2021, Commissioner Alfred Rankins, Jr. approved the revisions to the FY 2021 *Ayers* academic programs budgets after conducting a review of the programs. It appears that these revisions were necessary to align 2021 budgets to individual program needs over the remaining months of the year. Per IHL *Ayers* administrative guidelines, the institutions are required to either report these revisions to the IHL Executive Office (i.e. self-approved revisions) or have certain proposed budgetary revisions pre-approved by the IHL Executive Office. The requested revisions do fit under the pre-approval by the IHL Executive Office policy section of the guidelines. The Executive Office financial and academic staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.

b. **MSU** – On April 19, 2021, Commissioner Alfred Rankins, Jr., approved the Ground Lease Agreement between Mississippi State University and Alpha Chi Omega National House Corporation for Lot #17 of Sorority Hill Subdivision on the Mississippi State Campus. The term of the ground lease is 50 years at a cost of $50. The IHL Associate Commissioner for Legal Affairs has reviewed the agreement and found the same to be compliant with applicable state law and Board Policy 707.01 Land, Property, and Service Contracts. A copy of the documents is on file in the IHL Board Office.

c. **MSU** – On April 29, 2021, Commissioner Alfred Rankins, Jr., approved the Lease between the Mississippi Agriculture and Forestry Station (MAFES)/Mississippi State University and Miles C. Bridgers for use of 117 acres located at the Brown Loam Branch Experiment Station in Raymond, MS, specifically Fields 14 and 12 for crop farming. This is a new revenue-generating lease and will be effective upon approval and execution through no later than October, 2022 at a cost of $8,424 per year. The IHL Associate Commissioner for Legal Affairs has reviewed the agreement and found the same to be compliant with applicable state law and Board Policy 707.01 Land, Property, and Service Contracts. A copy of the documents is on file in the IHL Board Office.

d. **MVSU** - In accordance with Board Policy 701.06 Budget Escalations and Revisions, all revisions to annual budgets which do not increase the total amount of the budgets must be approved by the Commissioner prior to implementation and subsequently reported to the Board. On May 6, 2021, Commissioner Alfred Rankins, Jr. approved the revisions to the FY 2021 *Ayers* academic programs budgets after conducting a review of the programs. It appears that these revisions
were necessary to align 2021 budgets to individual program needs over the remaining months of the year. Per IHL Ayers administrative guidelines, the institutions are required to either report these revisions to the IHL Executive Office (i.e. self-approved revisions) or have certain proposed budgetary revisions pre-approved by the IHL Executive Office. The requested revisions do not fit under the pre-approval by the IHL Executive Office policy section of the guidelines. The Executive Office financial and academic staff have reviewed and approved these revisions. These budget revisions contain no increases in total budget but rather reallocations among individual expense categories. A copy of the documents is on file at the Board Office.

e. **UM** – In accordance with Board Policy 1107 Enactment of Traffic Rules and Regulations, “the Board hereby delegates to the Commissioner of Higher Education the power to approve and authorize the enactment of such university traffic rules and regulations, which shall include university parking and traffic fines and fees, on behalf of the Board.” On April 19, 2021, Commissioner Alfred Rankins, Jr., approved the University of Mississippi’s Parking and Traffic Rules and Regulations for the 2021-2022 school year. The IHL Associate Commissioner for Legal Affairs has reviewed and approved the documents.

f. **SYSTEM** – On April 19, 2021, Commissioner Alfred Rankins, Jr. reviewed and approved the Quarterly Employment Reports which lists all hires and all separations for FY20 Q3 during the period of January 1, 2020 through Mach 31, 2020 and for FY20 Q4 during the period of April 1, 2020 through June 30, 2020. These reports are required by Board Policies 401.0102 Delegation of Authority and 801.09 Resignations. The Executive Office financial staff has reviewed and approved the institutions’ submissions for both periods. A copy of the reports will be maintained in the IHL Department of Finance and Administration.