

**STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA
COUNCIL MEETING
JULY 20, 2010
MINUTES**

Ms. Magill called the meeting to order at 9:05 a.m. in the Leadership Hall, Alumni House, College of William and Mary, Williamsburg, Virginia. Council members present: Gilbert Bland, Whittington Clement, Joann DiGennaro, Jim Dyke, Mimi Elrod, Mary Haddad, Jacob Lutz, Susan Magill, G. Gilmer Minor, and Katharine Webb.

Council members absent: Julious Smith

Staff members present: Tom Daley, Alan Edwards, Joe DeFilippo, Dan Hix, Kirsten Nelson, Lee Ann Rung, and Linda Woodley. Jake Belue from the Office of the Attorney General (OAG) was also present.

PUBLIC COMMENT

No requests for public comment were received.

INTRODUCTION OF NEW MEMBER

Ms. Magill introduced new member, Joann DiGennaro and informed the Council that Ms. DiGennaro is President of the Center for Excellence in Education. Julious Smith has also been appointed to the Council but was unable to attend the meeting.

Ms. Magill requested that the Report from the Nominating Committee and Election of Officers be moved to the top of the agenda.

REPORT FROM NOMINATING COMMITTEE / ELECTION OF OFFICERS

Mr. Clement reported that the Nominating Committee (Dr. Elrod, Ms. Webb, and Mr. Clement) was charged with the responsibility of presenting a slate of candidates for this fiscal year. **The nominees presented by the Committee were as follows: Susan Magill, Council Chair; Gil Bland, Vice Chair; and Gil Minor, Secretary.** A request was made for other nominations from the floor. There being none, a motion was made by Mr. Dyke and seconded by Mr. Lutz to close the nominations. **Mr. Clement moved that the officers forwarded by the Nominating Committee be approved and the motion was unanimously carried.**

Ms. Magill said she felt privileged to have this opportunity and thanked the members for their confidence in her. She felt this is a special opportunity to work with the Governor, the Secretary of Education, and the Commission to rethink the future of higher education in Virginia. She mentioned that two members of the Council serve

on the Higher Education Commission – Ms. DiGennaro and Mr. Minor - and she encouraged the members to offer ideas to them that will advance the work of the Commission.

REPORT OF SEARCH COMMITTEE

Mr. Bland indicated that the Search Committee consisted of himself, Messrs. Minor, Lutz, Clement, and Dyke, and Ms. Webb and Ms. Milliken. After an exhaustive search, he was pleased to offer the Committee's recommendation and **moved that Andrew Fogarty be appointed Interim Director, effective August 9 and that contract details consistent with the language discussed in the July 19 closed meeting be developed. Mr. Lutz seconded the motion and it was unanimously approved.** Ms. Magill thanked Mr. Bland and the other Search Committee members for the amount of time they spent in this process. Mr. Daley was also thanked for serving as Acting Agency Head during the transition.

APPROVAL OF MINUTES

The Council minutes for June 3, 2010 Search Committee were unanimously approved as submitted.

The Office of the Attorney General suggested a change to the wording of the "Executive Session" portion of the June 28 minutes and copies were distributed. The minutes were unanimously approved as amended.

Ms. Haddad requested a change to page 6 of the May 18 minutes related to the nursing discussion. She asked that the record reflect that her request was that the nursing program be placed in par with the CGEP program. Mr. Minor moved and Ms. Webb seconded the motion, and the May 18 minutes were unanimous approved as amended.

REMARKS BY PRESIDENT REVELEY

Ms. Magill thanked President Reveley for hosting the Council and President Reveley expressed his appreciation to the members for their vital work as well as the tireless work of the staff on behalf of higher education. He indicated that the Commonwealth needs a coordinating body and he felt that SCHEV makes the most sense for Virginia. While he acknowledged the challenges facing the agency, he said he would like the Council to concentrate on how to save the system as it moves toward a cliff in 2012 with the end of the federal stimulus funds.

President Reveley provided the history of the College of William and Mary, which was founded in 1693 by British monarchs. He spoke about the college's unique characteristics and said it is second only to Harvard in age in the United States.

To stress his point of “speaking truth to power” about financial realities, President Reveley shared some crucial facts that he felt must be taken into account in order to create a sustainable foundation. These items included declining appropriations per in-state student; competing needs for taxpayer dollars; reliance on public-private partnerships; cost of tuition for out-of-state students; need for financial aid to rise along with tuition increases; flexibility for public institutions with the greatest market strength; and the need for higher education to become more proactive.

President Reveley agreed to send a copy of his remarks to staff for distribution to the members.

INTRODUCTION

Mr. Clement introduced Tom Kramer as the new leader of Virginia 21. Mr. Kramer is a graduate of The College of William and Mary. Mr. Clement reminded members that Virginia 21 is an advocacy group for higher education and has a network on all campuses in Virginia to help educate students about higher education issues. The group also has a presence during the General Assembly to provide the student perspective about the importance of funding streams to students and colleges. Mr. Kramer may be asked to attend a future Council meeting to discuss collaborative efforts between Virginia 21 and the Council.

ACTING AGENCY HEAD’S REPORT

Mr. Daley was thanked again for his service and he provided a reflection and comparison from the Council’s last meeting at William and Mary in April 2000. He compared and contrasted items from the April 2000 agenda book, noting similarities in items considered then and now but also noted the considerable change in scale of certain projects over the last ten years. He noted that the difference is that in the current biennium the base adequacy funding model is used, but it was not available in 2000. In April 2000 the Council recommended \$231M in Education and General capital projects, and last October the Council recommended \$2.6B. While legislatively mandated studies are still as common today as they were in 2000, Mr. Daley reported that the difference reflects an unfortunate trend. In 2000 SCHEV was provided with funding to support the studies, which is no longer the case. What is noteworthy is that SCHEV continues to provide the continuity, even with a reduction in staff from 42 GF positions in 2000 to 30 GF positions currently.

BRIEFINGS AND DISCUSSION

Preliminary Discussion of Potential Budget Amendments for the 2010-12 Biennium

Mr. Hix provided a preliminary review of budget items that may be submitted in October. He reviewed each item and reminded members that the system-wide items will be discussed again in September, but that budget amendment recommendations for systemic items appropriated through the SCHEV budget—

such as the Tuition Assistance Grant Program (TAG)—must be acted upon in September to allow for inclusion in the agency budget request process. He reported that the last time the 60th percentile for faculty salaries was reached was in 2000. Mr. Hix noted that recommendations from the Debt Capacity Committee are expected in the fall, but currently there is no debt capacity for the Higher Education Equipment Trust Fund (HEETF), even though there is a legislative intent to fund the program. He stated that if no allocation is made, this will be the first time in 25 years the fund was not supported.

SCHEV Higher Education Strategic Plan – 2010 Update

Dr. DeFilippo said the differences between goals and activities are not always easily distinguished. He noted the following items which represent significant activities for SCHEV or the Commonwealth:

College readiness, including the “I Am The One” campaign and ongoing collaboration with the Virginia Department of Education on a longitudinal data system. With regard to the workforce alignment council, Dr. DeFilippo reported that due to staff shortages and the establishment of the commissions appointed by the Governor, that effort was deferred. He reported that assessment has taken a new direction since the inception of the strategic plan, as the Council approved a new policy at its last meeting that changed from “value added” to a more integrated approach with regard to accreditation demands to allow flexibility among institutions.

The chair called for a break at 10:25 a.m. The council meeting resumed at 10:40 a.m.

ACTION ITEMS

Action on the 2010-11 Full Cost Report

Mr. Hix explained the difference between last year’s and this year’s report and answered questions from members. Ms. DiGennaro asked about the inclusion of international students in the report. While SCHEV can identify international student numbers, the state’s policy of requiring all nonresident students to pay 100% of their costs makes no distinction between international students and any other nonresident student. On motion by Mr. Minor and seconded by Ms. Haddad the following resolution was unanimously approved by the Council:

BE IT RESOLVED that the State Council of Higher Education for Virginia approves the 2010-11 Full Cost Report.

Action on Programs at Public Institutions

Dr. DeFilippo provided information about each program. The Virginia Commonwealth University (VCU) program replaces an existing track in a current Ph.D. program. The Dean of the School of Education at VCU answered a question from a member and indicated that 6-8 students per year will perform research in the

Ph.D. program. On motion by Dr. Elrod and seconded by Ms. Webb the following resolutions were unanimously approved by the Council:

BE IT RESOLVED that the State Council of Higher Education for Virginia grants approval to James Madison University to initiate a Doctor of Nursing Practice (DNP) degree program (CIP: 51.1605) effective fall 2011.

BE IT RESOLVED that the State Council of Higher Education for Virginia grants approval to Virginia Commonwealth University to initiate a Doctor of Education (Ed.D.) degree program in Leadership (CIP: 13.0401) effective fall 2010.

Action on Revocation of Certificate to Operate: School of Transportation Management and Logistics, Inc.

Dr. DeFilippo indicated that Linda Woodley, Director of POPE was present and was available to answer detailed questions. He provided background information on non-compliance events and the timing of each step in the process. Dr. DeFilippo indicated that the School of Transportation Management and Logistics did not attend any of the hearings that were available to them, and the Office of the Attorney General agreed with the staff recommendation that revocation was justified. It was reported that no students have been harmed and there were currently no students enrolled. On motion by Dr. Elrod and seconded by Mr. Minor the following resolution was unanimously approved by the Council:

BE IT RESOLVED that the State Council of Higher Education for Virginia revokes the *Certificate to Operate* issued to the School of Transportation Management and Logistics, Inc., effective July 20, 2010.

CONSENT AGENDA

Action on Private and Out-of-State Post-secondary Education (POPE) Institutions

There was some discussion about a name change for Marshall Community and Technology College. Dr. DeFilippo indicated that staff needed to check for appropriate documentation and if a name change had been requested, staff had a process for doing so that would not require Council approval. On motion by Dr. Elrod and seconded by Ms. Haddad the following items were approved by consent:

BE IT RESOLVED that the State Council of Higher Education for Virginia certifies Marshall Community and Technical College to operate a postsecondary institution in the Commonwealth of Virginia, effective July 20, 2010.

BE IT RESOLVED that the State Council of Higher Education for Virginia certifies Suffolk University to operate a postsecondary institution in the Commonwealth of Virginia, effective July 20, 2010.

ITEMS DELEGATED TO STAFF

The following items were reviewed and/or approved by staff as delegated by the Council. As required, this information is included as part of these minutes:

- Program Actions:
 - Radford University
 - University of Virginia
 - Virginia Highlands Community College
 - Virginia Commonwealth University
 - Virginia Polytechnic Institute and State University
- Organizational Changes / Off-campus Instructional Sites:
 - James Madison University
 - Radford University
 - University of Mary Washington
- Institutional Student Financial Aid Plans

NEW BUSINESS

Action on Resolution for Departing Member

The following resolution was read and unanimously approved by the Council. Staff was asked to forward a copy to Dr. Ashby:

WHEREAS, Bob Ashby served as an exemplary member of the State Council of Higher Education for Virginia from 2006 to 2010; and

WHEREAS, he also ably served as a member of the Council's Academic Affairs and Outreach Committees and on the Affordability Subcommittee; and

WHEREAS, Dr. Ashby tirelessly led the Council's efforts to pilot an access-promotion program in Southside Virginia and contributed significantly to forming productive and lasting connections between constituents in the region; and

WHEREAS, his positive attitude and strong work ethic was beneficial to the Council's ability to carry out its mission; and

WHEREAS, Dr. Ashby's dedicated service has supported the Council's ongoing commitment to accessibility and accountability within the Commonwealth's esteemed higher education system; and

WHEREAS, he will continue to work to ensure that Virginia is advanced through higher education and will serve as a valued and knowledgeable advisor to the Council as it continues its important work;

NOW, THEREFORE, BE IT RESOLVED, that the State Council of Higher Education for Virginia expresses its sincere gratitude and appreciation to **B. R. Ashby** for his

commitment, distinguished service, and numerous contributions to higher education in Virginia, and extends to him best wishes for continued success in all future endeavors.

REPORT FROM EXECUTIVE COMMITTEE

Action on Council Meeting Schedule for Calendar Year 2011

Ms. Magill reported that the Executive Committee requested that this item be held until the next meeting to allow new members to review their calendars.

Action on Proposed Revisions to Council Bylaws

Ms. Magill indicated that although the Chair has the ability to appoint additional officers as required, she felt a change to the bylaws should be made to include the addition of Council Secretary as an officer of the Council. On motion by Mr. Lutz and seconded by Mr. Bland, the following resolution was unanimously approved. It was noted that Mr. Clement was not present for the vote:

BE IT RESOLVED that the State Council of Higher Education for Virginia (SCHEV), pursuant to the SCHEV Bylaws Section Eight, following presentation in writing and discussion at the May 18, 2010 Executive Committee meeting, and following a three-quarters vote of the total Council membership at the July 20, 2010 SCHEV Council meeting, adopt the amended version of the SCHEV Bylaws dated July 20, 2010.

OTHER BUSINESS

Mr. Minor expressed an interest in being sensitive to the Administration's current drive for efficiency and cost savings and wondered if the Council should review its current practices related to program approvals and the handling of duplicative programs. Dr. DeFilippo briefly reviewed the process but agreed to work with Ms. Haddad and Dr. Elrod as the Academic Affairs "leads" to provide the Council with a review of programs over the last few years that have been approved and denied. Ms. Haddad felt it would be helpful for Council members to receive a primer on the process staff follows in working with the Academic Affairs "leads" for program approvals. Ms. Magill also asked that SCHEV's statutory authority in this regard be included.

Mr. Minor asked if the Council should reach out to the five new college presidents that have come on board this year (UVA, UMW, LU, NSU, VSU). He was reminded that the October 19 meeting with the Council and the Council of Presidents (COP) was delayed to include the new presidents. It was agreed that Ms. Magill would work with Dr. Fogarty to consider ways in which the Council might reach out to the presidents prior to October.

Mr. Bland and Ms. Magill welcomed Dr. Fogarty and said he was a seasoned veteran who had served in many capacities in state government. Dr. Fogarty said he looked forward to the September meeting and would bring initial recommendations on the charge given to him by the Council.

ADJOURNMENT

The meeting was adjourned at 11:30 a.m.

Gilbert T. Bland
Secretary

Lee Ann Rung
Manager for Council and Executive Affairs

Items Delegated to Director/Staff

Pursuant to the Code of Virginia, Section 23-9:6:1 and Council's "Policies and Procedures for Program Approval and Changes," the following items were approved as delegated to staff:

Program Actions

Institution	Degree/Program/CIP	Effective Date
Radford University	Change the title of the Bachelor of Arts/Bachelor of Science degree program in Anthropology (45.0201) to Anthropological Sciences (45.0201).	Fall 2010
University of Virginia	Spin-off Program Approved: Master of Arts in Middle Eastern and South Asian Studies (05.0199) from the existing Master of Arts in Asian Studies (05.0104).	Fall 2010
Virginia Highlands Community College	New Program Approved: Associate of Applied Science in Energy Technology (CIP Code: 46.9999).	Fall 2010

Pursuant to the Code of Virginia, Section 23-9:6:1 and Council's "Policies and Procedures for Program Approval and Changes," the following items were reported:

Program Actions

Institution	Degree/Program/CIP	Effective Date
Virginia Commonwealth University	Establish graduate certificate program in Pre-Medical Graduate Health Science (26.0102).	Spring 2010
Virginia Commonwealth University	Establish a Post-baccalaureate certificate program in Disability Leadership (13.1007).	Summer 2010
Virginia Commonwealth University	Discontinue certificate program in Marketing/Marketing Management (52.1401).	May 2010
Virginia Commonwealth University	Establish undergraduate certificate program in Product Innovation (30.9999).	Fall 2010
Virginia Commonwealth University	Discontinue certificate program in Anatomy and Neurobiology (26.0403).	Spring 2012

Virginia Commonwealth University	Discontinue certificate program in Biochemistry (26.0202).	Spring 2012
Virginia Commonwealth University	Discontinue certificate program in Human Genetics (26.0806).	Spring 2012
Virginia Commonwealth University	Discontinue certificate program in Microbiology and Immunology (26.0501).	Spring 2012
Virginia Commonwealth University	Discontinue certificate program in Physiology (26.0706).	Spring 2012
Virginia Commonwealth University	Discontinue certificate program in Pharmacology and Toxicology (26.1001).	Spring 2012
Virginia Polytechnic Institute and State University	Program Viability Process Closure - Discontinue the Master of Science degree program in Apparel, Housing, and Resource Management (19.0201).	Summer 2011
Virginia Polytechnic Institute and State University	Program Viability Process Closure - Discontinue the Doctor of Philosophy degree program in Apparel, Housing, and Resource Management (19.0201).	Summer 2014

Pursuant to the Code of Virginia, Section 23-9:6:1 and Council's "Policies and Procedures for Internal and Off-Campus Organizational Changes," the following items were approved as delegated to staff:

Organizational Changes / Off-campus Instructional Sites

Institution	Change / Site	Effective Date
James Madison University	The School of Hospitality, Sport and Recreation Management has been created to combine faculty resources, provide greater visibility and opportunity for professional development, and utilize a single administrative entity to create synergy between degree programs that will be housed in the School. The School will be located in the College of Business. The Bachelor of Business Administration degree program in Hotel Restaurant Management has been moved to the School of Hospitality, Sport and Recreation Management from the School of Business.	July 1, 2010
Radford University	The Department of Biology and the Department of Chemistry have been created from the Department of Biology and Chemistry. In creating the two Departments, the organizational structure will more closely mirror like departments at large master-level comprehensive universities and provides an opportunity for the Department of Chemistry to pursue accreditation by the American Chemical Society.	July 1, 2010
University of Mary Washington	The College of Business, the College of Education, and the Division of Professional Development and Regional Engagement have been created from the reorganization of the College of Graduate and Professional Engagement. The Department of Management and Marketing and the Department of Accounting and Management Information Systems have been created and will be located in the College of Business. The Department of Curriculum and Instruction and the Department of Foundations, Leadership, and Special Populations have been created and will be located in the College of Education.	July 1, 2010

Institutional Student Financial Aid Plans

Review of the Institution's S5 Financial Aid Plans include each individual institution's plan for expenditure of its appropriation for undergraduate student financial assistance and assumptions and calculations for determining the cost of education and student financial need as required by the Appropriation Act. The institutions' reports have been received and reviewed in accordance with the Appropriation Act.