

AGENCY OPERATIONS COMMITTEE

A G E N D A

**1200 East Anderson Lane, Room 1.170
Austin, Texas**

Live broadcast available at: highered.texas.gov

12:00 P.M., Wednesday, April 27, 2022

*(or upon adjournment of the Committee on Academic and Workforce Success
meeting, whichever occurs later)*

Chair: Emma W. Schwartz

Vice Chair: Welcome W. Wilson, Jr.

Members: S. Javaid Anwar; Fred Farias III, O.D.; Robert P. Gauntt; Donna N. Williams

Student Representative: Matthew B. Smith (Ex-Officio)

AGENCY OPERATIONS COMMITTEE

A G E N D A

Public Testimony: The chair shall designate whether public testimony will be taken at the beginning of the meeting, at the time the related item is taken up by the Board after staff has presented the item, or any other time as determined by the chair. For procedures on testifying, please go to highereducation.state.tx.us/about-us/affairs/committees-and-boards/agency-operations-committee/public-testimony.

- I. Welcome and committee chair's opening remarks
- II. Consideration and possible action to approve the minutes for the January 26, 2022, committee meeting
- III. Public testimony on agenda items relating to the Agency Operations Committee
- IV. Consideration and possible action to approve the consent calendar
- V. Agency operations
 - A. Report on grants and contracts
 - B. Consideration and possible action to approve entering a contract(s) up to \$1 million for procurement of office furniture and chairs
 - C. Proposed rules:
 - (1) Consideration and possible action to adopt proposed repeal and replacement of Rule 1.16, concerning contracts, including grants, for materials and/or services.
- VI. Finance
 - A. Review of the "Fiscal Year 2022 Financial Report" to the Board
 - B. Consideration and possible action to adopt the recommendation to issue a solicitation for selection of a vendor to serve as financial advisor for the agency's student loan program
- VII. Internal and external audit
 - A. Discussion of "The State of Texas Federal Portion of the Statewide Single Audit for the Fiscal Year Ended August 31, 2021, Report Number 22-320" issued March 2022 by the Texas State Auditor's Office

- B. Discussion of Statements on Auditing Standards No. 114, The Auditor's Communication with Those Charged with Governance
- C. Auditor's update on internal audit reports and activities
 - (1) "Data Modernization Initiative Review and Advise – March 2022 Interim Status Report"
 - (2) "GEER Fund Review and Advise – March 2022 Interim Status Report"

VIII. Compliance monitoring

- A. Auditor's update on state and federal compliance monitoring reports and activities
 - (1) "Compliance Monitoring Desk Review of Formula Funding at Victoria College" (no findings).
 - (2) "Compliance Monitoring Desk Review of Formula Funding at Brazosport College" (no findings).
 - (3) "Compliance Monitoring Desk Review of Formula Funding at Western Texas College" (no findings).
 - (4) "Compliance Monitoring Desk Review of Formula Funding at Ranger College" (one finding relating to information security controls).
 - (5) "Compliance Monitoring Audit of Formula Funding at Lone Star College System" (no findings).
 - (6) "Review of Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Our Lady of the Lake University" (no findings).
 - (7) "Review of Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Texas Woman's University" (no findings).
 - (8) "Review of Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Wayland Baptist University" (no findings).
 - (9) "Consolidated Report for E-2 and E-3 Compliance Review Academic Year 2021" (summary report; Report included in April 2022 CAWS materials).
 - (10) "Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at North Central Texas College" (one finding relating to timeliness of reporting; Report included in April 2022 CAWS materials).
 - (11) "Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Texas Southmost College Report" (one finding relating to timeliness of reporting; Report included in April 2022 CAWS materials).

IX. Adjournment

Executive Session: The Texas Higher Education Coordinating Board Agency Operations Committee may convene in Executive Session at any point in this meeting, concerning any item listed in the agenda

or to seek or to receive its attorney's advice on legal matters related thereto, pursuant to Texas Government Code Ann. 551.071.

Note: *Because the Board members who attend the committee meeting may create a quorum of the full Board, the meeting of the Agency Operations Committee is also being posted as a meeting of the full Board. Only assigned committee members act upon any item before the Agency Operations Committee at this meeting.*

Weapons Prohibited: Pursuant to Texas Penal Code, Section 46.03(a)(14), a person commits an offense if the person intentionally, knowingly, or recklessly possesses or goes with a firearm, location-restricted knife, club, or prohibited weapon listed in Section 46.05 in the room or rooms where a meeting of a governmental entity is held, if the meeting is an open meeting subject to Chapter 551, Government Code, and if the entity provided notice as required by that chapter.

Agency Operations Committee

AGENDA ITEM I

Welcome and committee chair's opening remarks

Ms. Emma Schwartz, chair of the Agency Operations Committee, will provide the committee an overview of the items on the agenda.

Agency Operations Committee

AGENDA ITEM II

Consideration and possible action to approve the minutes from January 26, 2022, committee meeting

RECOMMENDATION: Approval

DRAFT
TEXAS HIGHER EDUCATION COORDINATING BOARD
Agency Operations Committee

Wednesday, January 26, 2022; 12:35 p.m.

Board Room, 1st Floor

Room 1.170

1200 East Anderson Lane, Austin, Texas

The Agency Operations Committee convened at 12:35 p.m. on January 26, 2022, with the following members present: Emma Schwartz, presiding; Fred Farias; Robert Gauntt; Donna Williams; and Welcome Wilson.

Other Board members present: Sam Torn

Members absent: Javaid Anwar and Matthew Smith

AGENDA ITEM	ACTION
I. Welcome and committee chair's opening remarks	<p>Dr. Fred Farias opened the meeting and announced that Dr. Daniel Wong had been appointed to the Board.</p> <p>Chair Emma Schwartz called the meeting of the Agency Operations Committee to order and called the roll.</p> <p>A quorum was met.</p>
II. Consideration of approval of the minutes from October 20, 2021, committee meeting	<p>On a motion by Ms. Williams, seconded by Mr. Gauntt, the committee approved the October 20, 2021, Agency Operations Committee meeting minutes.</p>
III. Public testimony	<p>No action required.</p>
IV. Consent calendar	<p>No items were listed on consent. This item did not require any action.</p>
V. Agency operations	
A. Report on grants and contracts	<p>Ms. Linda Natal, Director of Contract & Grant Management, was available for questions. This item did not require any action.</p>

AGENDA ITEM	ACTION
VI. Finance	
A. Review of the “Fiscal Year 2022 Financial Report” to the Board	Mr. Ken Martin, Assistant Commissioner for Financial Services/CFO, presented this item to the Committee and was available for questions. This item did not require any action.
VII. Internal Audit	
<p>A. Discussion of “An Audit Report on the Distribution of the National Research University Fund issued in November 2021 by the Texas State Auditor's Office”</p> <p>B. Discussion of Approach for Obtaining an External Quality Assurance Review of the Internal Audit and Compliance Monitoring Functions</p> <p>C. Update on Internal Audit reports and activities</p>	<p>Mr. Robert Pagenkopf and Mr. Michael Simon, from the Texas State Auditor’s Office, presented this item and were available for questions. This item did not require any action</p> <p>Mr. Mark Poehl, Assistant Commissioner for Internal Audit and Compliance, presented this item and was available for questions. This item did not require any action.</p> <p>Mr. Mark Poehl, Assistant Commissioner for Internal Audit and Compliance, and Mr. Paul Maeyaert, Assistant Director of Internal Audit and Compliance, presented this item and were available for questions. This item did not require any action.</p>
VII. Compliance monitoring	
A. Auditor’s update on state and federal Compliance Monitoring reports and activities	Mr. Mark Poehl, Assistant Commissioner for Internal Audit and Compliance, and Mr. Paul Maeyaert, Assistant Director of Internal Audit and Compliance, presented this item to the Committee and were available for questions. This item did not require any action.
VIII. Adjournment	On a motion by Ms. Williams, seconded by Mr. Gauntt, the meeting adjourned at approximately 1:13 p.m.

Agency Operations Committee

AGENDA ITEM III

Public testimony on agenda items relating to the Agency Operations Committee

RECOMMENDATION: No action required

Background Information:

The presiding chair shall designate whether public testimony will be taken at the beginning of the meeting, at the time the related item is taken up by the Board after staff has presented the item, or any other time as determined by the presiding chair.

Agency Operations Committee

AGENDA ITEM IV

Consideration and possible action to approve the consent calendar

RECOMMENDATION: Approval

Background Information:

To ensure meetings are efficient and to save institutions time and travel costs to attend the Agency Operations Committee meetings in Austin, the committee has a consent calendar for items that are noncontroversial. Any item can be removed from the consent calendar by a Board member.

Agency Operations Committee

AGENDA ITEM V-A

Report on grants and contracts

RECOMMENDATION: No action required

Background Information:

Texas Administrative Code, Title 19, Rule 1.16(j) establishes that any contract for the purchase of goods or services that exceeds \$1 million may be entered into only if the contract is approved and signed by the Commissioner of the Texas Higher Education Coordinating Board (THECB), to whom the Board of the THECB (Board), by virtue of this rule, delegates such approval and signature authority. In addition to the Board receiving a quarterly report on “Contracts Executed by the Agency in Accordance with Board Rule 1.16,” the THECB staff also provides the Board a quarterly report highlighting and listing all grants and contracts exceeding \$1 million.

Linda Natal, Director of Contract and Grant Management, is available to answer questions.



Contracts Executed by the Agency Over \$1 Million

December 1, 2021 – March 18, 2022

AGENDA ITEM V-A.1

Contracts Executed by the Agency Over \$1 Million

Division Unit	Contract No.	Performing Agent	Description	Active Date	Total \$
070 Academic and Health Affairs	25767	Baylor College of Medicine	Texas Child Mental Health Care Consortium	12/3/2021	\$6,077,582.00
081 Upskill and Re-skill	26078	Collin County Community College District	GEER Texas Reskilling Support Fund Grant Program Round 3	1/21/2022	\$1,875,000.00
081 Upskill and Re-skill	26083	Tarleton State University	GEER Texas Reskilling Support Fund Grant Program Round 3	1/31/2022	\$1,500,000.00
081 Upskill and Re-skill	26101	Texas State University	GEER Texas Reskilling Support Fund Grant Program Round 3	1/21/2022	\$1,500,000.00
081 Upskill and Re-skill	26105	The University of Texas at Arlington	GEER Texas Reskilling Support Fund Grant Program Round 3	1/28/2022	\$1,500,000.00
091 Texas True	25705	Dallas College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/8/2021	\$2,000,000.00
091 Texas True	25711	Grayson College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$2,000,000.00
091 Texas True	25756	North Central Texas Community College District	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/1/2021	\$1,962,712.00
091 Texas True	25771	Texas Southmost College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/1/2021	\$1,813,241.00
091 Texas True	25774	Texas State Technical College System	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/1/2021	\$1,195,709.00
091 Texas True	25649	Central Texas College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/6/2021	\$1,047,507.00
092 Accelerating Credentials	25932	Texas State University	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$1,445,000.00
092 Accelerating Credentials	25950	University of Texas Rio Grande Valley	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$1,245,000.00
092 Accelerating Credentials	25937	University of Houston	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$1,000,530.00
201 Information Solutions and Services	26021	Tx Dept of Info Resources-DCS	DIR Data Center Services	12/28/2021	\$2,000,000.00
515G FAS	26459	University of Texas Rio Grande Valley	Texas Grant	3/4/2022	\$3,848,654.00
515G FAS	26459	University of Houston	Texas Grant	3/4/2022	\$3,068,307.00
515G FAS	26459	Texas State University	Texas Grant	3/4/2022	\$2,786,072.00
515G FAS	26459	University of North Texas	Texas Grant	3/4/2022	\$2,523,302.00
515G FAS	26459	The University of Texas at San Antonio	Texas Grant	3/4/2022	\$2,450,752.00
515G FAS	26459	The University of Texas at El Paso	Texas Grant	3/4/2022	\$2,414,478.00
515G FAS	26459	Texas A&M University	Texas Grant	3/4/2022	\$2,236,643.00
515G FAS	26459	The University of Texas at Austin	Texas Grant	3/4/2022	\$1,840,276.00
515G FAS	26459	Sam Houston State University	Texas Grant	3/4/2022	\$1,542,116.00
515G FAS	26459	The University of Texas at Arlington	Texas Grant	3/4/2022	\$1,435,946.00
515G FAS	26459	Texas Tech University	Texas Grant	3/4/2022	\$1,413,828.00
515G FAS	26459	The University of Texas at Dallas	Texas Grant	3/4/2022	\$1,305,888.00
515G FAS	26459	University of Houston-Downtown	Texas Grant	3/4/2022	\$1,140,440.00
515G FAS	26459	Texas A&M International University	Texas Grant	3/4/2022	\$1,132,478.00
515G FAS	26459	Texas Southern University	Texas Grant	3/4/2022	\$1,076,738.00
515G FAS	26459	Prairie View A&M University	Texas Grant	3/4/2022	<u>\$1,019,230.00</u>
					\$59,397,429.00



Contracts Executed by the Agency in Accordance with Board Rule 1.16

December 1, 2021 – March 18, 2022

Contracts Executed by the Agency in Accordance with Board Rule 1.16

Division Unit	Contract No.	Performing Agent	Description	Active Date	Total \$
0387 Bonds	25972	Hilltop Securities Inc	Financial Advisory and Arbitrage Rebate Calculation.	12/21/2021	\$29,000.00
063 TWC AdviseTX Admin	25879	Trinity University (Serv)	Advise TX Innovation and Opportunity program	2/3/2022	\$450,000.00
070 Academic and Health Affairs	26300	Baylor College of Medicine	Autism Grant Program Innovation Treatment Models No Cost Extension Amendment	3/10/2022	\$0.00
070 Academic and Health Affairs	26301	Baylor University	Autism Grant Program Innovation Treatment Models No Cost Extension Amendment	3/1/2022	\$0.00
070 Academic and Health Affairs	26303	Baylor University	Autism Grant Program Innovation Treatment Models No Cost Extension Amendment	3/1/2022	\$0.00
070 Academic and Health Affairs	26304	Texas Tech University	Autism Grant Program Innovation Treatment Models No Cost Extension Amendment	3/1/2022	\$0.00
070 Academic and Health Affairs	26308	The University of Texas at Dallas	Autism Grant Program Innovation Treatment Models No Cost Extension Amendment	3/1/2022	\$0.00
070 Academic and Health Affairs	26525	The University of Texas at San Antonio	Autism Grant Program Innovation Treatment Models No Cost Extension Amendment	3/10/2022	\$0.00
070 Academic and Health Affairs	26309	University of Texas Rio Grande Valley	Autism Grant Program Innovation Treatment Models No Cost Extension Amendment	3/1/2022	\$0.00
070 Academic and Health Affairs	25722	Christus Santa Rosa	Family Medicine Residency Program	12/1/2021	\$130,143.00
070 Academic and Health Affairs	25727	Detar Hospital	Family Medicine Residency Program	12/13/2021	\$100,110.00
070 Academic and Health Affairs	25736	Houston Methodist Hospital	Family Medicine Residency Program	12/22/2021	\$120,132.00
070 Academic and Health Affairs	25730	John Peter Smith Hospital	Family Medicine Residency Program	12/13/2021	\$350,384.00
070 Academic and Health Affairs	25731	Memorial Hermann Hospital System	Family Medicine Residency Program	12/13/2021	\$210,231.00
070 Academic and Health Affairs	25734	Methodist Health System	Family Medicine Residency Program	12/13/2021	\$90,099.00
070 Academic and Health Affairs	25742	Texas A&M Health Science Center	Family Medicine Residency Program	1/19/2022	\$150,165.00
070 Academic and Health Affairs	25745	Texas Tech Univ Health Science Center	Family Medicine Residency Program	12/2/2021	\$625,687.00
070 Academic and Health Affairs	25744	Texas Tech University HSC at El Paso Paul L Foster School of Medicine (774)	Family Medicine Residency Program	12/1/2021	\$115,126.00
070 Academic and Health Affairs	25746	Texoma Medical Center	Family Medicine Residency Program	12/15/2021	\$120,132.00
070 Academic and Health Affairs	25781	The University of Texas Health Science Center at San Antonio	Family Medicine Residency Program	12/2/2021	\$210,231.00
070 Academic and Health Affairs	25779	The University of Texas Southwestern Medical Center	Family Medicine Residency Program	12/15/2021	\$210,231.00
070 Academic and Health Affairs	26015	University of North Texas Health Science Center at Fort Worth	Family Medicine Residency Program	2/7/2022	\$100,000.00
070 Academic and Health Affairs	25784	University of Texas Rio Grande Valley	Family Medicine Residency Program	12/20/2021	\$270,296.00
070 Academic and Health Affairs	25817	HCA Gulf Coast Division Inc	Graduate Medical Education Expansion Grants Amendment	1/12/2022	-\$75,000.00
070 Academic and Health Affairs	25832	Houston Methodist Hospital	Graduate Medical Education Expansion Grants Amendment	12/9/2021	-\$62,260.00
070 Academic and Health Affairs	25767	Baylor College of Medicine	Texas Child Mental Health Care Consortium	12/3/2021	\$6,077,582.00
072 TASFA Development Admin	26092	Esolvit Inc	Temporary Staff Services	12/30/2021	\$98,208.00
072 TASFA Development Admin	25978	Lockbox Objectwin Technology Inc	Temporary Staff Services	12/8/2021	\$71,440.00
075 OnCourse	25962	The University of Texas at Austin	Temporary Access to UT Active Directory	2/3/2022	\$0.00
075 OnCourse	26086	Workquest Temps	Temporary Staff Services	1/24/2022	\$11,970.00
081 Upskill and Re-skill	25616	Alamo Community College District	GEER Texas Reskilling Support Fund Grant Program Amendment	2/17/2022	\$0.00
081 Upskill and Re-skill	25887	Cisco College	GEER Texas Reskilling Support Fund Grant Program Amendment	12/3/2021	\$0.00
081 Upskill and Re-skill	25632	Lamar University	GEER Texas Reskilling Support Fund Grant Program Amendment	12/2/2021	\$0.00
081 Upskill and Re-skill	25889	McLennan Community College	GEER Texas Reskilling Support Fund Grant Program Amendment	12/17/2021	\$0.00
081 Upskill and Re-skill	25670	Odessa College	GEER Texas Reskilling Support Fund Grant Program Amendment	12/15/2021	\$0.00
081 Upskill and Re-skill	25890	Sam Houston State University	GEER Texas Reskilling Support Fund Grant Program Amendment	12/13/2021	\$0.00
081 Upskill and Re-skill	25891	San Jacinto College District	GEER Texas Reskilling Support Fund Grant Program Amendment	12/22/2021	\$0.00
081 Upskill and Re-skill	25892	Texas A&M University-Corpus Christi	GEER Texas Reskilling Support Fund Grant Program Amendment	12/6/2021	\$0.00
081 Upskill and Re-skill	25899	Texas A&M University-Kingsville	GEER Texas Reskilling Support Fund Grant Program Amendment	12/3/2021	\$0.00
081 Upskill and Re-skill	25884	Texas Southern University	GEER Texas Reskilling Support Fund Grant Program Amendment	1/7/2022	\$0.00
081 Upskill and Re-skill	25627	Texas Southmost College	GEER Texas Reskilling Support Fund Grant Program Amendment	12/2/2021	\$0.00
081 Upskill and Re-skill	25900	Texas State Technical College System	GEER Texas Reskilling Support Fund Grant Program Amendment	12/3/2021	\$0.00
081 Upskill and Re-skill	25906	The University of Texas at Arlington	GEER Texas Reskilling Support Fund Grant Program Amendment	12/3/2021	\$0.00
081 Upskill and Re-skill	25910	The University of Texas at Permian Basin	GEER Texas Reskilling Support Fund Grant Program Amendment	12/3/2021	\$0.00
081 Upskill and Re-skill	25689	The University of Texas at San Antonio	GEER Texas Reskilling Support Fund Grant Program Amendment	12/20/2021	\$0.00
081 Upskill and Re-skill	26019	The University of Texas at San Antonio	GEER Texas Reskilling Support Fund Grant Program Amendment	1/27/2022	\$0.00
081 Upskill and Re-skill	25902	Trinity Valley Community College	GEER Texas Reskilling Support Fund Grant Program Amendment	12/3/2021	\$0.00
081 Upskill and Re-skill	25885	University of Houston-Downtown	GEER Texas Reskilling Support Fund Grant Program Amendment	12/16/2021	\$0.00
081 Upskill and Re-skill	25904	University of North Texas at Dallas	GEER Texas Reskilling Support Fund Grant Program Amendment	12/3/2021	\$0.00
081 Upskill and Re-skill	25912	Vernon College	GEER Texas Reskilling Support Fund Grant Program Amendment	12/6/2021	\$0.00
081 Upskill and Re-skill	25886	Wharton County Junior College	GEER Texas Reskilling Support Fund Grant Program Amendment	12/2/2021	\$0.00
081 Upskill and Re-skill	26078	Collin County Community College District	GEER Texas Reskilling Support Fund Grant Program Round 3	1/21/2022	\$1,875,000.00
081 Upskill and Re-skill	26079	Midwestern State University	GEER Texas Reskilling Support Fund Grant Program Round 3	2/1/2022	\$112,500.00
081 Upskill and Re-skill	26080	Our Lady of The Lake University of San Antonio	GEER Texas Reskilling Support Fund Grant Program Round 3	1/20/2022	\$112,500.00
081 Upskill and Re-skill	26081	Panola College	GEER Texas Reskilling Support Fund Grant Program Round 3	1/20/2022	\$300,000.00
081 Upskill and Re-skill	26082	South Texas College	GEER Texas Reskilling Support Fund Grant Program Round 3	2/1/2022	\$112,500.00
081 Upskill and Re-skill	26083	Tarleton State University	GEER Texas Reskilling Support Fund Grant Program Round 3	1/31/2022	\$1,500,000.00
081 Upskill and Re-skill	26097	Texas A&M International University	GEER Texas Reskilling Support Fund Grant Program Round 3	1/28/2022	\$750,000.00
081 Upskill and Re-skill	26098	Texas A&M University-Kingsville	GEER Texas Reskilling Support Fund Grant Program Round 3	1/21/2022	\$300,000.00
081 Upskill and Re-skill	26099	Texas A&M University-San Antonio	GEER Texas Reskilling Support Fund Grant Program Round 3	1/21/2022	\$300,000.00
081 Upskill and Re-skill	26100	Texas Southern University	GEER Texas Reskilling Support Fund Grant Program Round 3	1/27/2022	\$750,000.00
081 Upskill and Re-skill	26101	Texas State University	GEER Texas Reskilling Support Fund Grant Program Round 3	1/21/2022	\$1,500,000.00
081 Upskill and Re-skill	26105	The University of Texas at Arlington	GEER Texas Reskilling Support Fund Grant Program Round 3	1/28/2022	\$1,500,000.00

Contracts Executed by the Agency in Accordance with Board Rule 1.16

Division Unit	Contract No.	Performing Agent	Description	Active Date	Total \$
081 Upskill and Re-skill	26107	The University of Texas at San Antonio	GEER Texas Reskilling Support Fund Grant Program Round 3	1/28/2022	\$300,000.00
081 Upskill and Re-skill	26102	University of Houston -Clear Lake	GEER Texas Reskilling Support Fund Grant Program Round 3	1/21/2022	\$112,500.00
081 Upskill and Re-skill	26103	University of Houston-Downtown	GEER Texas Reskilling Support Fund Grant Program Round 3	1/27/2022	\$300,000.00
081 Upskill and Re-skill	26104	University of St Thomas	GEER Texas Reskilling Support Fund Grant Program Round 3	1/28/2022	\$300,000.00
081 Upskill and Re-skill	26106	University of Texas Rio Grande Valley	GEER Texas Reskilling Support Fund Grant Program Round 3	1/28/2022	\$300,000.00
082 Learning Analytics	25552	Lamar State College-Port Arthur	GEER Reporting Modernization Grant	12/2/2021	\$50,000.00
082 Learning Analytics	25550	Laredo Community College	GEER Reporting Modernization Grant	12/2/2021	\$50,000.00
082 Learning Analytics	25567	Stephen F. Austin State University	GEER Reporting Modernization Grant	12/8/2021	\$49,500.00
082 Learning Analytics	25585	Texas Tech Univ Health SC - El Paso (774)	GEER Reporting Modernization Grant	12/2/2021	\$25,000.00
082 Learning Analytics	25575	Texas Tech University	GEER Reporting Modernization Grant	12/2/2021	\$25,000.00
082 Learning Analytics	25576	Texas Woman's University	GEER Reporting Modernization Grant	12/2/2021	\$50,000.00
082 Learning Analytics	25578	The University of Texas at Arlington	GEER Reporting Modernization Grant	1/14/2022	\$24,485.00
082 Learning Analytics	25579	The University of Texas at Austin	GEER Reporting Modernization Grant	1/18/2022	\$25,000.00
082 Learning Analytics	25580	The University of Texas at San Antonio	GEER Reporting Modernization Grant	12/2/2021	\$25,000.00
082 Learning Analytics	25586	The University of Texas Health Science Center at Houston	GEER Reporting Modernization Grant	12/14/2021	\$15,700.00
082 Learning Analytics	25583	University of North Texas	GEER Reporting Modernization Grant	1/21/2022	\$25,000.00
082 Online Learning	26005	Trademark Media Inc dba Mighty Citizen	Design and Development of the DLTX Clearinghouse Website	1/28/2022	\$225,000.00
082 Online Learning	26013	Institute for the Study of Knowledge Management in Education	Open Educational Resources State Repository Portal	12/20/2021	\$93,500.00
082 Online Learning	25446	Cvent Inc	Virtual Conference Platform	3/4/2022	\$55,950.00
0831 Data Infrastructure	25993	Lockbox Objectwin Technology Inc	Temporary Staff Services	12/15/2021	\$118,680.00
091 Texas True	25646	Blinn College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$50,000.00
091 Texas True	25649	Central Texas College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/6/2021	\$1,047,507.00
091 Texas True	25650	Cisco College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$50,000.00
091 Texas True	25651	Clarendon College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$56,000.00
091 Texas True	25703	College of the Mainland	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/6/2021	\$499,080.00
091 Texas True	25702	Collin County Community College District	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$314,279.00
091 Texas True	25704	Dallas College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/6/2021	\$500,000.00
091 Texas True	25705	Dallas College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/8/2021	\$2,000,000.00
091 Texas True	25707	El Paso Community College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$366,943.00
091 Texas True	25710	Galveston College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/6/2021	\$465,561.00
091 Texas True	25711	Grayson College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$2,000,000.00
091 Texas True	25713	Hill College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$499,800.00
091 Texas True	25714	Houston Community College System	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$448,399.00
091 Texas True	25715	Kilgore College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$102,000.00
091 Texas True	25716	Lamar Institute of Technology	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$245,430.00
091 Texas True	25717	Lamar State College-Orange	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$495,937.00
091 Texas True	25725	Laredo Community College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$253,499.00
091 Texas True	25729	Lee College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/13/2021	\$252,255.00
091 Texas True	25733	Lone Star College System	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$126,028.00
091 Texas True	25737	Navarro College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$500,000.00
091 Texas True	25739	North Central Texas Community College District	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$412,636.00
091 Texas True	25756	North Central Texas Community College District	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/1/2021	\$1,962,712.00
091 Texas True	25757	Northeast Texas Community College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$674,050.00
091 Texas True	25763	Panola College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$237,248.00
091 Texas True	25765	San Jacinto College District	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/8/2021	\$47,300.00
091 Texas True	25771	Texas Southmost College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/1/2021	\$1,813,241.00
091 Texas True	25774	Texas State Technical College System	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/1/2021	\$1,195,709.00
091 Texas True	25776	Victoria College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$115,000.00
091 Texas True	25778	Wharton County Junior College	GEER Texas Reskilling and Upskilling for Education (TRUE) Institutional Capacity Grants	12/2/2021	\$498,998.00
092 Accelerating Credentials	25869	Alamo Community College District	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$500,000.00
092 Accelerating Credentials	25895	Alvin Community College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$50,000.00
092 Accelerating Credentials	25896	Austin Community College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$310,650.00
092 Accelerating Credentials	25898	Brazosport College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$130,150.00
092 Accelerating Credentials	25901	Coastal Bend College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$463,620.00
092 Accelerating Credentials	25903	Grayson College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$749,850.00
092 Accelerating Credentials	25905	Lamar University	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$420,000.00
092 Accelerating Credentials	25907	Lee College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$611,690.00
092 Accelerating Credentials	25908	McLennan Community College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$91,500.00
092 Accelerating Credentials	25909	Navarro College	GEER Accelerating Credentials of Purpose and Value Grant	2/8/2022	\$94,300.00
092 Accelerating Credentials	25911	Panola College	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$314,350.00
092 Accelerating Credentials	25914	Prairie View A&M University	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$241,270.00
092 Accelerating Credentials	25916	Sam Houston State University	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$331,720.00
092 Accelerating Credentials	25917	San Jacinto College District	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$27,110.00

Contracts Executed by the Agency in Accordance with Board Rule 1.16

Division Unit	Contract No.	Performing Agent	Description	Active Date	Total \$
092 Accelerating Credentials	25918	South Texas College	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$289,720.00
092 Accelerating Credentials	25920	Tarleton State University	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$497,460.00
092 Accelerating Credentials	25921	Temple College	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$491,800.00
092 Accelerating Credentials	25922	Texas A&M International University	GEER Accelerating Credentials of Purpose and Value Grant	2/16/2022	\$49,730.00
092 Accelerating Credentials	25977	Texas A&M International University	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$245,700.00
092 Accelerating Credentials	25923	Texas A&M University	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$301,450.00
092 Accelerating Credentials	25925	Texas A&M University - Central Texas	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$201,000.00
092 Accelerating Credentials	25926	Texas A&M University - Central Texas	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$333,570.00
092 Accelerating Credentials	25924	Texas A&M University System	GEER Accelerating Credentials of Purpose and Value Grant	2/9/2022	\$413,070.00
092 Accelerating Credentials	25929	Texas A&M University-Commerce	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$134,600.00
092 Accelerating Credentials	25930	Texas A&M University-Kingsville	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$427,170.00
092 Accelerating Credentials	25931	Texas A&M University-San Antonio	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$162,080.00
092 Accelerating Credentials	25932	Texas State University	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$1,445,000.00
092 Accelerating Credentials	25935	Texas Tech Univ Health SC - El Paso (774)	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$210,320.00
092 Accelerating Credentials	25934	Texas Tech University Health Sciences Center	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$472,220.00
092 Accelerating Credentials	25944	The University of Texas at Arlington	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$264,700.00
092 Accelerating Credentials	25945	The University of Texas at Dallas	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$177,000.00
092 Accelerating Credentials	25946	The University of Texas at El Paso	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$266,690.00
092 Accelerating Credentials	25948	The University of Texas at Permian Basin	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$410,000.00
092 Accelerating Credentials	25952	The University of Texas at San Antonio	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$33,470.00
092 Accelerating Credentials	25947	The University of Texas Medical Branch at Galveston	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$305,060.00
092 Accelerating Credentials	25953	The University of Texas System	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$50,000.00
092 Accelerating Credentials	25936	University of Houston	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$339,760.00
092 Accelerating Credentials	25937	University of Houston	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$1,000,530.00
092 Accelerating Credentials	25976	University of North Texas	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$325,320.00
092 Accelerating Credentials	25938	University of North Texas	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$727,380.00
092 Accelerating Credentials	25939	University of North Texas Health Science Center at Fort Worth	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$272,270.00
092 Accelerating Credentials	25949	University of Texas Rio Grande Valley	GEER Accelerating Credentials of Purpose and Value Grant	2/10/2022	\$398,710.00
092 Accelerating Credentials	25950	University of Texas Rio Grande Valley	GEER Accelerating Credentials of Purpose and Value Grant	2/11/2022	\$1,245,000.00
093 Work Based Learning Workflow A	26173	Workquest Temps	Temporary Staff Services	1/18/2022	\$68,947.20
095 Community College Cost Analysis	25841	Texas A&M University (Service)	Independent Equitable Study	12/15/2021	\$86,913.00
095 Community College Cost Analysis	25969	Workquest Temps	Temporary Staff Services	12/27/2021	\$41,832.00
095 Community College Cost Analysis	26131	Workquest Temps	Temporary Staff Services	1/6/2022	\$74,892.60
095 Community College Cost Analysis	26183	Workquest Temps	Temporary Staff Services	1/25/2022	\$126,870.30
096 Reskilling Support	26155	Alamo Community College District	GEER Texas Completion Repayment Grant Program	2/22/2022	\$250,000.00
096 Reskilling Support	26143	Austin Community College	GEER Texas Completion Repayment Grant Program	1/31/2022	\$75,000.00
096 Reskilling Support	26146	Cisco College	GEER Texas Completion Repayment Grant Program	1/31/2022	\$75,000.00
096 Reskilling Support	26141	College of the Mainland	GEER Texas Completion Repayment Grant Program	2/14/2022	\$125,000.00
096 Reskilling Support	26150	Dallas College	GEER Texas Completion Repayment Grant Program	1/27/2022	\$250,000.00
096 Reskilling Support	26154	Frank Phillips College	GEER Texas Completion Repayment Grant Program	2/23/2022	\$26,000.00
096 Reskilling Support	26165	Galveston College	GEER Texas Completion Repayment Grant Program	1/31/2022	\$75,000.00
096 Reskilling Support	26156	Huston-Tillotson University	GEER Texas Completion Repayment Grant Program	2/10/2022	\$250,000.00
096 Reskilling Support	26167	Lamar State College-Orange	GEER Texas Completion Repayment Grant Program	1/31/2022	\$125,000.00
096 Reskilling Support	26145	Lamar State College-Port Arthur	GEER Texas Completion Repayment Grant Program	1/27/2022	\$250,000.00
096 Reskilling Support	26172	Lee College	GEER Texas Completion Repayment Grant Program	1/27/2022	\$34,000.00
096 Reskilling Support	26161	Navarro College	GEER Texas Completion Repayment Grant Program	2/10/2022	\$75,000.00
096 Reskilling Support	26157	North Central Texas Community College District	GEER Texas Completion Repayment Grant Program	2/14/2022	\$125,000.00
096 Reskilling Support	26166	Northeast Texas Community College	GEER Texas Completion Repayment Grant Program	1/31/2022	\$125,000.00
096 Reskilling Support	26162	Odessa College	GEER Texas Completion Repayment Grant Program	2/1/2022	\$250,000.00
096 Reskilling Support	26151	Our Lady of The Lake University of San Antonio	GEER Texas Completion Repayment Grant Program	1/31/2022	\$250,000.00
096 Reskilling Support	26153	Tarleton State University	GEER Texas Completion Repayment Grant Program	1/27/2022	\$125,000.00
096 Reskilling Support	26159	Texas A&M International University	GEER Texas Completion Repayment Grant Program	2/2/2022	\$125,000.00
096 Reskilling Support	26144	Texas A&M University-Kingsville	GEER Texas Completion Repayment Grant Program	1/27/2022	\$75,000.00
096 Reskilling Support	26148	Texas Southmost College	GEER Texas Completion Repayment Grant Program	1/27/2022	\$140,000.00
096 Reskilling Support	26149	Texas State University	GEER Texas Completion Repayment Grant Program	1/31/2022	\$250,000.00
096 Reskilling Support	26163	Texas Woman's University	GEER Texas Completion Repayment Grant Program	1/31/2022	\$75,000.00
096 Reskilling Support	26168	The University of Texas at El Paso	GEER Texas Completion Repayment Grant Program	2/10/2022	\$75,000.00
096 Reskilling Support	26152	The University of Texas at Permian Basin	GEER Texas Completion Repayment Grant Program	2/1/2022	\$250,000.00
096 Reskilling Support	26164	The University of Texas at San Antonio	GEER Texas Completion Repayment Grant Program	1/31/2022	\$250,000.00
096 Reskilling Support	26147	University of Texas Rio Grande Valley	GEER Texas Completion Repayment Grant Program	2/22/2022	\$250,000.00
096 Reskilling Support	26142	Vernon College	GEER Texas Completion Repayment Grant Program	1/31/2022	\$125,000.00
096 Reskilling Support	26158	Victoria College	GEER Texas Completion Repayment Grant Program	2/1/2022	\$125,000.00
096 Reskilling Support	26160	Wharton County Junior College	GEER Texas Completion Repayment Grant Program	2/1/2022	\$75,000.00

AGENDA ITEM V-A.2

Contracts Executed by the Agency in Accordance with Board Rule 1.16

Division Unit	Contract No.	Performing Agent	Description	Active Date	Total \$
098 Transfer Grants	25888	Workquest Temps	Temporary Staff Services	12/8/2021	\$181,828.80
098 Transfer Grants	26002	MDRC	Texas Transfer Grants Randomized-Controlled Trial (RCT)	1/4/2022	\$555,000.00
099 Student Success Consortium Workflow A	26011	Board of Regents of The University System of Georgia	Diagnostic Analysis and Cohort Coaching	3/9/2022	\$390,000.00
101 Student Engagement	25927	Workquest Temps	Temporary Staff Services	12/1/2021	\$283,176.00
201 Academic Health and Affairs	25961	Optimum Consultancy Service LLC	Grant Management Solution Implementation using Smartsheet	12/20/2021	\$47,199.36
201 Academic Health and Affairs	25979	Optimum Consultancy Service LLC	Smartsheet Licenses	12/17/2021	\$15,733.12
201 Academic Health and Affairs	25913	The University of Texas System	Texas Child Mental Health Care Consortium Amendment	2/3/2022	\$0.00
201 Commissioner	26089	The University of Texas System	Research Collaboration Agreement	1/11/2022	\$50,000.00
201 Commissioner	26460	Compass Group USA dba/AT&T Executive and Conference Center	Texas Higher Education Coordinating Board Leadership Conference	3/1/2022	\$42,320.00
201 Data Management and Research	26265	University of Texas at Austin - UT Copy Center	Printing and Mailing 2021 Almanac	2/18/2022	\$10,757.96
201 Information Solutions and Services	26466	Great South Texas Corporation	Cisco Meraki System	3/14/2022	\$28,222.04
201 Information Solutions and Services	26021	Tx Dept of Info Resources-DCS	DIR Data Center Services	12/28/2021	\$2,000,000.00
201 Information Solutions and Services	25951	Lyncverse Technologies	Managed Print Services	12/1/2021	\$15,000.00
201 Information Solutions and Services	26010	Lyncverse Technologies	Managed Print Services	12/27/2021	\$15,000.00
201 Information Solutions and Services	26190	Shi Government Solutions Inc	Micro Focus	2/16/2022	\$43,352.16
201 Workforce Education	26140	Workquest Temps	Temporary Staff Services	1/10/2022	\$23,316.48
201H Commissioner's Office	26004	Carahsoft Technology Corp	LinkedIn Recruiter	12/22/2021	\$18,951.08
201H Commissioner's Office	26004	Carahsoft Technology Corp	LinkedIn Recruiter	12/22/2021	\$36,575.56
317 Perkins-AQ&W Admin	25981	Workquest Temps	Temporary Staff Services	12/17/2021	\$16,392.48
317 Perkins-AQ&W Admin	25982	Workquest Temps	Temporary Staff Services	12/15/2021	\$16,392.48
515G FAS	25798	Baylor University	License Plate Insignia (LPI) Scholarship Allocation	12/1/2021	\$14,261.16
515G FAS	25809	Baylor University	License Plate Insignia (LPI) Scholarship Allocation	12/1/2021	\$24,797.89
515G FAS	25791	Lone Star State Ques of Omega Psi Phi Fraternity Inc	License Plate Insignia (LPI) Scholarship Allocation	12/1/2021	\$11,176.00
515G FAS	25790	Southern Methodist University	License Plate Insignia (LPI) Scholarship Allocation	12/1/2021	\$20,686.37
515G FAS	25594	Texas Christian University	License Plate Insignia (LPI) Scholarship Allocation	12/1/2021	\$37,162.00
515G FAS	25596	Texas Cotton Producers, Inc.	License Plate Insignia (LPI) Scholarship Allocation	12/1/2021	\$14,117.16
515G FAS	26464	Lamar Institute of Technology	Texas Educational Opportunity Grant (TEOG)	3/4/2022	\$42,700.00
515G FAS	26464	Lamar State College-Orange	Texas Educational Opportunity Grant (TEOG)	3/4/2022	\$25,593.00
515G FAS	26464	Lamar State College-Port Arthur	Texas Educational Opportunity Grant (TEOG)	3/4/2022	\$35,732.00
515G FAS	26464	Texas State Technical College-Waco	Texas Educational Opportunity Grant (TEOG)	3/4/2022	\$258,376.00
515G FAS	26459	Angelo State University	Texas Grant	3/4/2022	\$711,337.00
515G FAS	26459	Lamar University	Texas Grant	3/4/2022	\$645,866.00
515G FAS	26459	Midwestern State University	Texas Grant	3/4/2022	\$437,951.00
515G FAS	26459	Prairie View A&M University	Texas Grant	3/4/2022	\$1,019,230.00
515G FAS	26459	Sam Houston State University	Texas Grant	3/4/2022	\$1,542,116.00
515G FAS	26459	Stephen F. Austin State University	Texas Grant	3/4/2022	\$884,748.00
515G FAS	26459	Sul Ross State University	Texas Grant	3/4/2022	\$231,804.00
515G FAS	26459	Tarleton State University	Texas Grant	3/4/2022	\$974,993.00
515G FAS	26459	Texas A&M Health Science Center	Texas Grant	3/4/2022	\$16,810.00
515G FAS	26459	Texas A&M International University	Texas Grant	3/4/2022	\$1,132,478.00
515G FAS	26459	Texas A&M University	Texas Grant	3/4/2022	\$2,236,643.00
515G FAS	26459	Texas A&M University - Central Texas	Texas Grant	3/4/2022	\$109,708.00
515G FAS	26459	Texas A&M University at Galveston	Texas Grant	3/4/2022	\$83,167.00
515G FAS	26459	Texas A&M University-Commerce	Texas Grant	3/4/2022	\$800,697.00
515G FAS	26459	Texas A&M University-Corpus Christi	Texas Grant	3/4/2022	\$798,927.00
515G FAS	26459	Texas A&M University-Kingsville	Texas Grant	3/4/2022	\$611,361.00
515G FAS	26459	Texas A&M University-San Antonio	Texas Grant	3/4/2022	\$745,843.00
515G FAS	26459	Texas A&M University-Texarkana	Texas Grant	3/4/2022	\$163,678.00
515G FAS	26459	Texas Southern University	Texas Grant	3/4/2022	\$1,076,738.00
515G FAS	26459	Texas State University	Texas Grant	3/4/2022	\$2,786,072.00
515G FAS	26459	Texas Tech University	Texas Grant	3/4/2022	\$1,413,828.00
515G FAS	26459	Texas Woman's University	Texas Grant	3/4/2022	\$462,723.00
515G FAS	26459	The University of Texas at Arlington	Texas Grant	3/4/2022	\$1,435,946.00
515G FAS	26459	The University of Texas at Austin	Texas Grant	3/4/2022	\$1,840,276.00
515G FAS	26459	The University of Texas at Dallas	Texas Grant	3/4/2022	\$1,305,888.00
515G FAS	26459	The University of Texas at El Paso	Texas Grant	3/4/2022	\$2,414,478.00
515G FAS	26459	The University of Texas at Permian Basin	Texas Grant	3/4/2022	\$251,268.00
515G FAS	26459	The University of Texas at San Antonio	Texas Grant	3/4/2022	\$2,450,752.00
515G FAS	26459	The University of Texas at Tyler	Texas Grant	3/4/2022	\$485,726.00
515G FAS	26459	The University of Texas Health Science Center at Houston	Texas Grant	3/4/2022	\$19,465.00
515G FAS	26459	The University of Texas Health Science Center at San Antonio	Texas Grant	3/4/2022	\$36,275.00
515G FAS	26459	University of Houston	Texas Grant	3/4/2022	\$3,068,307.00
515G FAS	26459	University of Houston -Clear Lake	Texas Grant	3/4/2022	\$619,324.00

Contracts Executed by the Agency in Accordance with Board Rule 1.16

Division Unit	Contract No.	Performing Agent	Description	Active Date	Total \$
515G FAS	26459	University of Houston -Victoria	Texas Grant	3/4/2022	\$282,234.00
515G FAS	26459	University of Houston-Downtown	Texas Grant	3/4/2022	\$1,140,440.00
515G FAS	26459	University of North Texas	Texas Grant	3/4/2022	\$2,523,302.00
515G FAS	26459	University of North Texas at Dallas	Texas Grant	3/4/2022	\$460,954.00
515G FAS	26459	University of Texas Rio Grande Valley	Texas Grant	3/4/2022	\$3,848,654.00
515G FAS	26459	West Texas A&M University	Texas Grant	3/4/2022	\$675,063.00
515G FAS	26442	Abilene Christian University	Tuition Equalization Grant (TEG)	3/4/2022	\$276,774.00
515G FAS	26442	Austin College	Tuition Equalization Grant (TEG)	3/4/2022	\$126,486.00
515G FAS	26442	Baylor University	Tuition Equalization Grant (TEG)	3/4/2022	\$982,777.00
515G FAS	26442	Concordia University	Tuition Equalization Grant (TEG)	3/4/2022	\$170,198.00
515G FAS	26442	Dallas Baptist University	Tuition Equalization Grant (TEG)	3/4/2022	\$224,258.00
515G FAS	26442	East Texas Baptist University	Tuition Equalization Grant (TEG)	3/4/2022	\$154,874.00
515G FAS	26442	Hardin-Simmons University	Tuition Equalization Grant (TEG)	3/4/2022	\$203,031.00
515G FAS	26442	Houston Baptist University	Tuition Equalization Grant (TEG)	3/4/2022	\$286,264.00
515G FAS	26442	Howard Payne University	Tuition Equalization Grant (TEG)	3/4/2022	\$98,451.00
515G FAS	26442	Huston-Tillotson University	Tuition Equalization Grant (TEG)	3/4/2022	\$73,539.00
515G FAS	26442	Jacksonville College	Tuition Equalization Grant (TEG)	3/4/2022	\$37,347.00
515G FAS	26442	Jarvis Christian College	Tuition Equalization Grant (TEG)	3/4/2022	\$100,533.00
515G FAS	26442	Letourneau University	Tuition Equalization Grant (TEG)	3/4/2022	\$176,959.00
515G FAS	26442	Lubbock Christian University	Tuition Equalization Grant (TEG)	3/4/2022	\$132,796.00
515G FAS	26442	McMurry University	Tuition Equalization Grant (TEG)	3/4/2022	\$141,951.00
515G FAS	26442	Our Lady of The Lake University of San Antonio	Tuition Equalization Grant (TEG)	3/4/2022	\$188,371.00
515G FAS	26442	Parker University	Tuition Equalization Grant (TEG)	3/4/2022	\$190,792.00
515G FAS	26442	Paul Quinn College	Tuition Equalization Grant (TEG)	3/4/2022	\$48,558.00
515G FAS	26442	Rice University	Tuition Equalization Grant (TEG)	3/4/2022	\$269,471.00
515G FAS	26442	Schreiner University	Tuition Equalization Grant (TEG)	3/4/2022	\$101,092.00
515G FAS	26442	South Texas College of Law	Tuition Equalization Grant (TEG)	3/4/2022	\$103,959.00
515G FAS	26442	Southern Methodist University	Tuition Equalization Grant (TEG)	3/4/2022	\$414,868.00
515G FAS	26442	Southwestern Adventist University	Tuition Equalization Grant (TEG)	3/4/2022	\$64,839.00
515G FAS	26442	Southwestern Assemblies of God University	Tuition Equalization Grant (TEG)	3/4/2022	\$95,883.00
515G FAS	26442	Southwestern University	Tuition Equalization Grant (TEG)	3/4/2022	\$116,133.00
515G FAS	26442	St. Edward's University	Tuition Equalization Grant (TEG)	3/4/2022	\$348,680.00
515G FAS	26442	St. Mary's University of San Antonio	Tuition Equalization Grant (TEG)	3/4/2022	\$371,424.00
515G FAS	26442	Texas Chiropractic College	Tuition Equalization Grant (TEG)	3/4/2022	\$16,788.00
515G FAS	26442	Texas Christian University	Tuition Equalization Grant (TEG)	3/4/2022	\$323,127.00
515G FAS	26442	Texas College	Tuition Equalization Grant (TEG)	3/4/2022	\$132,256.00
515G FAS	26442	Texas Lutheran University	Tuition Equalization Grant (TEG)	3/4/2022	\$125,109.00
515G FAS	26442	Texas Wesleyan University	Tuition Equalization Grant (TEG)	3/4/2022	\$228,089.00
515G FAS	26442	Trinity University	Tuition Equalization Grant (TEG)	3/4/2022	\$135,814.00
515G FAS	26442	University of Dallas	Tuition Equalization Grant (TEG)	3/4/2022	\$133,121.00
515G FAS	26442	University of Mary Hardin-Baylor	Tuition Equalization Grant (TEG)	3/4/2022	\$458,486.00
515G FAS	26442	University of St Thomas	Tuition Equalization Grant (TEG)	3/4/2022	\$244,891.00
515G FAS	26442	University of the Incarnate Word	Tuition Equalization Grant (TEG)	3/4/2022	\$632,874.00
515G FAS	26442	Wayland Baptist University	Tuition Equalization Grant (TEG)	3/4/2022	\$336,898.00
515G FAS	26442	Wiley College	Tuition Equalization Grant (TEG)	3/4/2022	\$73,866.00
					\$112,803,295.20
Gifts to Agency (Receivable Contracts)					
071 SLDS ERC Upgrades 84.372A	26281	Texas Education Agency	Education Research Center (ERC) Researcher No Cost Amendment	2/7/2022	\$0.00
110 Coreq DE Models Admin	25883	Florida State University	Florida State University Exploring Co-Requisite Development Education Models	2/25/2022	\$112,067.00
290 AIR-IES RCT 84.305H Admin	26108	American Institutes for Research C/O JP Morgan Chase	No Cost Amendment to Extend Grant	1/14/2022	\$0.00

Agency Operations Committee

AGENDA ITEM V-B

Consideration and possible action to approve entering a contract(s) up to \$1 million for procurement of office furniture and chairs

RECOMMENDATION: Approval

Background Information:

The agency is scheduled to relocate to the new Capitol Complex Building in September 2022. This item seeks approval to purchase approximately 150 workstations and 350 chairs for the new office space.

Mr. Ken Martin, Chief Operating Officer and Chief Financial Officer, will present this item and be available to answer questions.

Agency Operations Committee

AGENDA ITEM V-C (1)

Consideration and possible action to adopt proposed repeal and replacement of Rule 1.16, concerning contracts, including grants, for materials and/or services

RECOMMENDATION: Approval

Background Information:

The Texas Higher Education Coordinating Board (THECB) proposes the repeal and new adoption of Rule 1.16, concerning contracts and grants for materials and/or services. Specifically, the repeal, via separate rulemaking, and new rule will clarify and streamline the agency's contracting process by doing the following:

Rule 1.16(a):

- increases the authority of the Commissioner of Higher Education to execute agreements up to \$5 million;
- clarifies the commissioner will provide written notification to the Board of the THECB (Board) chair and vice chair, and chair of the Agency Operations Committee before execution of an agreement that totals more than \$1 million, including all amendments; and
- sets out the reporting requirements that the Director of Contracts and Procurement will comply with, as required by law.

Subsection (b):

- provides that an agreement that exceeds \$5 million requires Board approval, except those that the agency is required by law to execute, i.e. non-discretionary pass through funding; and
- sets out the reporting requirements that the Director of Contracts and Procurement will comply with, as required by law, for contracts exceeding \$5 million.

Subsection (c):

- provides that a deputy commissioner has authority to enter into an agreement that totals \$100,000 or less, including all amendments; and

- provides that an assistant commissioner has authority to enter into an agreement that totals \$10,000 or less, including all amendments.

Subsection (d):

- requires the commissioner to provide a quarterly report to the Board listing all agreements entered into by the Board that are \$10,000 or greater, including all amendments.

Subsection (e):

- sets out the statutory requirement for the Board to approve in an open meeting certain changes to contracts for goods or services, as set out in Government Code Chapter 2155.

Subsection (f):

- requires the agency to use the procedures set out in its Procurement and Contract Management Handbook, Grant Management Handbook, and risk assessment tool to determine which contracts and grants require enhanced monitoring.

The proposed increase in delegation of authority from the Board to the Commissioner of Higher Education reflects the current landscape of agency operations and the high volume of contracts, interagency contracts, and grant agreements that require swift execution.

The Board will receive quarterly notification of all agreements over \$10,000. The commissioner, via agency staff, will notify the Board chair, vice chair, and chair of the Agency Operations Committee of each agreement that will exceed \$1 million before execution of the agreement. This will allow any of the Board leadership to notify the commissioner or general counsel of any concerns with the contract before execution of the contract.

The increase in authority to execute contracts up to \$10,000 for assistant commissioners and up to \$100,000 for deputy commissioners provides greater efficiency in the contracting process for smaller dollar contracts that, once properly procured, do not require additional approvals.

Nichole Bunker-Henderson, General Counsel, will present this item and be available to answer questions.

Date Published in the *Texas Register*: January 28, 2022.

The 30-day comment period with the *Texas Register* ended on: February 27, 2022.

No comments have been received regarding this rule.

Chapter 1 – Agency Administration

Subchapter A – GENERAL PROVISIONS

1.16. Contracts, Including Grants, for Materials and/or Services

~~[(a) The Board shall approve all requests for the purchase or acquisition of materials and/or services if the cost for those materials and/or services is expected to exceed \$750,000. After a vendor or grantee is selected, a majority of the Chair and Vice Chair of the Board and the Chair of the responsible Board committee shall provide final approval of the contract with the selected vendor or grantee.]~~

~~[(b) The Board shall, in an open meeting, consider any material change to all contracts for goods or services awarded under Texas Government Code, Chapter 2155. A material change to a contract includes extending the length or postponing the completion of a contract for six months or more; or increasing the total consideration to be paid under a contract by at least 10 percent, including by substituting certain goods, materials, products, or services. Goods are supplies, materials, or equipment. Services are the furnishing of skilled or unskilled labor or professional work but do not include a professional service subject to Subchapter A, Chapter 2254, Texas Government Code, service of a state employee, consulting service or service of a consultant as defined by Subchapter B, Chapter 2254, or the service of a public utility.]~~

~~[(c) The Board committee to which an item is assigned shall approve all requests relating to that item for the purchase or acquisition of materials and/or services if the cost for those materials and/or services is greater than \$100,000 but less than or equal to \$750,000. After a vendor or grantee is selected, a majority of the Chair and Vice Chair of the Board and the Chair of the responsible Board committee shall provide final approval of the contract with the selected vendor or grantee.]~~

~~[(d) All contracts, including grants, whose amounts payable are less than or equal to \$100,000 must be approved in accordance with this subsection (d) of this section unless the Board or a Board committee or the Board Chair, Vice Chair, and Chair of the responsible Board committee has approved such agreements.]~~

~~[(1) The Commissioner or the Deputy Commissioner with primary oversight of a particular contract shall approve every such contract, including grants, for the purchase or acquisition of materials and/or services if the contract or grant amount is less than or equal to \$100,000 but greater than \$5,000.]~~

~~[- (2) Assistant Commissioners, in addition to the Commissioner and Deputy Commissioners, may approve contracts, including grants, within their area of responsibility, if the amount payable is less than or equal to \$5,000.]~~

~~[(e) The Commissioner shall provide a report to the Board, at least quarterly, describing all contracts, including grants, for the purchase or acquisition of materials and/or services that were~~

~~executed pursuant to subsection (d) of this section and not considered by the Board or a Board committee or by the Board Chair, Vice Chair, and Chair of the responsible Board committee.}]~~

~~[(f) The Chair and Vice Chair of the Board have the authority to approve emergency purchase requests and contracts for materials and/or services over \$100,000 that must be entered into in order to prevent a hazard to life, health, safety, welfare, property or to avoid undue additional cost to the state. Emergency purchase requests and contracts are exempt from subsections (a) and (c) of this section.}]~~

~~[(g) In the event that the agency is required by statute to enter into a contract or grant for the purchase or acquisition of materials and/or services with a value of over \$100,000, approval of such a request or contract or grant by the Board or a Board committee pursuant to subsection (a) or (c) of this section, as appropriate, shall not be required when such a contract or grant award involves no discretion by the Board or agency staff. The Commissioner or a Deputy Commissioner, in accordance with subsection (d) of this section, shall approve such contracts or grants and report them to the Board at the next quarterly Board meeting following the approval.}]~~

~~[(h) In the event that a contract or grant for a given amount has been approved by either the Board or a Board committee, as applicable, and circumstances alter such that the expenditure necessary under the contract or grant increases by less than ten percent, the Commissioner or a Deputy Commissioner, in accordance with subsection (d) of this section, may approve such an increase. Should the increase in expenditure equal or exceed ten percent or extend the length of or postpone completion of the contract by six months or more for contracts for goods or services awarded under Texas Government Code, Chapter 2155, approval must be sought in accordance with subsection (b) of this section. Should the increase in expenditure equal or exceed ten percent for contracts or grants not covered by Chapter 2155 but which were approved by either the Board or a Board committee or by a majority of the Board Chair, Vice Chair, and the Chair of the responsible Board committee, the contract or grant must be submitted for approval by a majority of the Board Chair, Vice Chair, and the Chair of the responsible Board committee.}]~~

~~[(i) In the event that the Board or a Board committee, as applicable, has approved the issuance of a solicitation request for the purpose of obtaining materials and/or services that will result in the letting of contracts, including grants, to multiple vendors or providers of services, any resulting contract or grant which by itself shall have a cost greater than \$100,000 must be approved by a majority of the Chair and Vice Chair of the Board and the Chair of the responsible Board committee unless such contracts are approved by the Board or the responsible Board committee, as appropriate. The Commissioner or a Deputy Commissioner, in accordance with subsection (d) of this section, shall provide final approval of contracts or grants with the selected vendors or grantees if the contract amount is less than or equal to \$100,000; the Board Chair, Vice Chair and the Chair of the responsible Board committee shall be notified in such event.}]~~

~~[(j) For each contract for the purchase of goods or services that has a value exceeding \$1 million:}]~~

~~[- (1) there must be contract reporting requirements that provide information on the following:}]~~

~~[- (A) compliance with financial provisions and delivery schedules under the contract;}]~~

~~[(B) corrective action plans required under the contract and the status of any active corrective action plan; and]~~

~~[(C) any liquidated damages assessed or collected under the contract.]~~

~~[(2) Verification is required of:]~~

~~[(A) the accuracy of any information reported under paragraph (1) of this subsection that is based on information provided by a contractor; and]~~

~~[(B) the delivery time of goods or services scheduled for delivery under the contract.]~~

~~[(3) Any such contract for the purchase of goods or services that has a value exceeding \$1 million may be entered into only if the contract is approved and signed by the Commissioner, to whom the Board hereby delegates such approval and signature authority. In exercising such approval authority, the Commissioner shall use the approval process established in subsection (a) of this section.]~~

~~[(4) For purposes of this subsection, "contract" includes a grant, other than a grant made to a school district or a grant made for other academic purposes, under which the recipient of the grant is required to perform a specific act or service, supply a specific type of product, or both.]~~

~~[(k) For each contract for the purchase of goods or services that has a value exceeding \$5 million, the contract management office or procurement director must:]~~

~~[(1) verify in writing that the solicitation and purchasing methods and contractor selection process comply with state law and agency policy; and]~~

~~[(2) submit to the Board information on any potential issue that may arise in the solicitation, purchasing, or contractor selection process.]~~

~~[(3) For purposes of this subsection, "contract" includes a grant, other than a grant made to a school district or a grant made for other academic purposes, under which the recipient of the grant is required to perform a specific act or service, supply a specific type of product, or both.]~~

~~[(l) Agency staff shall utilize THECB's Procurement and Contract Management Handbook guidelines and the THECB's Risk Assessment tool to determine which contracts require enhanced contract or performance monitoring]~~

(a) The Board delegates to the Commissioner authority to approve and enter into all payable and receivable Agreements, including, contracts, grants, and other agreements, and interagency contracts for which the Agreement, inclusive of all amendments, totals \$5 million or less.

(1) The Commissioner is authorized to approve and sign all Agreements that total up to \$5 million, inclusive of all amendments subject to the notification requirements in subsection (2).

(2) The Commissioner shall provide written notification to the Board Chair, Board Vice Chair and Chair of the Agency Operations committee of any Agreement that totals \$1 million or more, inclusive of all amendments, prior to execution of the Agreement.

(3) For each contract for the purchase of goods or services that has a value exceeding \$1 million, there must be contract reporting requirements that provide information on the following:

(i) compliance with financial provisions and delivery schedules under the contract;

(ii) corrective action plans required under the contract and the status of any active corrective action plan; and

(iii) any liquidated damages assessed or collected under the contract.

(iv) Verification is required of:

(v) the accuracy of any information reported under this subsection that is based on information provided by a contractor; and the delivery time of goods or services scheduled for delivery under the contract.

(b) Any Agreement exceeding \$5 million, inclusive of all amendments, requires Board approval prior to execution of the contract or other Agreement, except those described in subsection (b)(1). The Commissioner is authorized to sign an Agreement or amendment that totals more than \$5 million that has been approved by the Board.

(1) Agreements exceeding \$5 million that the agency is required by law to enter into, i.e. those that are appropriated to the agency as non-discretionary funding to a third party, do not require Board approval and are delegated to the Commissioner for approval and signature.

(2) For each contract for the purchase of goods or services that has a value totaling \$5 million or more, the procurement director must:

(A) verify in writing that the solicitation and purchasing methods and contractor selection process comply with state law and agency policy; and

(B) submit to the Board information on any potential significant issue that may arise in the solicitation, purchasing, or contractor selection process.

(c) In addition to the Commissioner, the following employees have authority to approve an Agreement:

(1) A Deputy Commissioner if the Agreement, inclusive of all amendments, totals \$100,000 or less.

(2) An Assistant Commissioner, in addition to a Deputy Commissioner, with primary oversight of a particular Agreement if the Agreement, inclusive of all amendments, totals \$10,000 or less.

(d) The Commissioner shall provide a report to the Board, at least quarterly, describing all Agreements entered into by the agency during the preceding quarter, the total of which, inclusive of all amendments, is \$10,000 or greater.

(e) The Board shall, in an open meeting, consider any material change to all contracts for goods or services awarded under Texas Government Code, Chapter 2155. A material change to a contract includes extending the length or postponing the completion of a contract for six months

or more; or increasing the total consideration to be paid under a contract by at least 10 percent, including by substituting certain goods, materials, products, or services. Goods are supplies, materials, or equipment. Services are the furnishing of skilled or unskilled labor or professional work but do not include a professional service subject to Subchapter A, Chapter 2254, Texas Government Code, service of a state employee, consulting service or service of a consultant as defined by Subchapter B, Chapter 2254, or the service of a public utility.

(f) Agency staff shall utilize THECB's Procurement and Contract Management Handbook or Grant Management guidelines and the THECB's Risk Assessment tool to determine which Agreements require enhanced contract or grant monitoring.

Agency Operations Committee

AGENDA ITEM VI-A

Review of the "Fiscal Year 2022 Financial Report" to the Board

RECOMMENDATION: No action required

Background Information:

During each quarterly committee meeting, the Finance Department provides a financial report summarizing the agency's fiscal-year-to-date budgetary and financial activities. This is a financial management report that is developed for both agency and Board use. Staff may revise this report periodically to present the most relevant information.

Key points:

- This report reflects data through the third quarter of Fiscal Year 2022 (FY 22).
 - September 1, 2021, through November 1, 2021
- The report is distributed to agency executive management monthly.
- Report overview:
 - Budget adjustments are primarily related to carrying forward of unexpended balances from FY21 into FY22.
 - College Access Loan borrower level volume is about 8% lower than the previous year's level, but loan demand on a dollar basis is higher by 1%.
 - One bond sale is planned for July 2022 for new money bonds to fund student loans during the 2022/2023 academic year. Approximately \$120 million of new money bond proceeds are anticipated.
 - It is anticipated that the 2012 bonds series will be paid off on or after 8/1/22. The remaining principal balance is approximately \$30 million.
 - This report reflects the new strategy structure as outlined in the General Appropriations Act from the 87th Legislature.

Ken Martin, Chief Operating Officer and Chief Financial Officer, will present this item to the committee and is available to answer any questions.

Agency Operations Committee

AGENDA ITEM VI-B

Consideration and possible action to adopt the recommendation to issue a solicitation for selection of a vendor to serve as financial advisor for the agency's student loan program

RECOMMENDATION: Approval

Background Information:

The Board of the THECB (Board) retains a financial advisor to advise the Board and staff on the issuance of bonds that provide funds for the operation of the College Access Loan Program. The financial advisor's role includes advising agency staff on matters pertinent to a proposed bond issue, such as issue structure, timing, marketing, fairness of pricing, determination of terms, and bond ratings. The financial advisor also assists staff in preparing cash flows that model the student loan program loan portfolio to ensure adequate liquidity is available each year to maintain program operations into the future.

Student lending is a very specialized field and there are a limited number of companies with expertise in this area. Therefore, staff is bringing this request forward to allow sufficient time for vendors to respond to the Request for Proposals (RFP) and for staff to review the qualified respondents.

The current contract with Hilltop Securities, Inc. will expire on August 31, 2022.

Staff is requesting authorization to issue an RFP for \$400,000 for financial advisory services for a two-year period beginning 9/1/2022.

Key points:

- This request is for a two-year period beginning on 9/1/2022 and expiring on 8/31/24.
- The College Access Loan program is financially self-supporting and does not receive general revenue from the state.
- The current outstanding program bond portfolio is \$1.3 billion.
- The cost for financial advisory services for each bond issue is approximately \$85,000. The actual fee charged can vary depending on the total amount of bonds issued in each sale. Other services include arbitrage liability calculations for each bond series, loan cash flow analysis, and regulatory updates.

- Staff anticipates issuing new money bonds and refunding previous bond series within each year of this contract. The contract estimates four individual bond sales over the term of the contract.
- The financial advisor provides a critical role that supports the existing loan program and future bond issues.
- There is a very narrow field of financial advisors who support bonding in student loan programs nationally.

Key activities to be performed:

- (1) Devising and recommending a plan of financing for all bonds or other debt instruments to be issued by the Board, with terms and conditions that will result in the most advantageous terms for the Board
- (2) Assisting Board staff in determining the timing and the sizing of each bond issue
- (3) Assisting Board staff with the evaluation of proposals for underwriting services
- (4) Assisting bond counsel in the preparation of bond offering documents, including resolutions, preliminary official statements, final official statements, and other bond-related documents
- (5) Preparing financial information for rating agencies and assisting with presentations to such agencies
- (6) Providing cash flow modeling for the Hinson Hazelwood-related portion of the student loan program portfolio and reflecting both annual cash flow and program lifecycle cash flow outcomes
- (7) Providing advice regarding the need for credit enhancement and liquidity facilities and assisting in negotiations with providers of such services
- (8) Assisting the Board in presentations to credit enhancers or prospective bond purchasers
- (9) Monitoring and assisting the negotiation of all fees and expenses incurred in connection with the issuance of the bonds, including those proposed by the Board's underwriters
- (10) Reviewing all documents that are customary and necessary to structure and issue bonds, and attending all document meetings and/or conference calls
- (11) Assisting in closing details and post-closing duties, including the development of closing memorandum and preparation of the Bond Review Board final report with final costs of issuance

- (12) Assisting in making presentations, completing required submissions, and obtaining approval of the Bond Review Board, the Legislative Budget Board, and any other state entity with supervisory powers over the issuance of bonds by the Board
- (13) Attending meetings of the Board, Bond Review Board, legislative committees, or other meetings to the extent required and/or requested
- (14) Providing advice on continuing disclosure requirements in relation to the bonds and reviewing continuing disclosure annual reports required by Rule 15c2-12 of the Securities and Exchange Commission
- (15) Advising staff of new developments in the municipal bond industry
- (16) Monitoring and advising Board staff on refunding opportunities, cash redemptions, debt defeasance, and other financial products that would help lower the Board's cost of borrowing money
- (17) Providing financial advisory support for all other matters necessary or incidental to the issuance of the bonds or administering the Board's loan programs
- (18) Providing information on questions and issues posed by Board and Board staff on an ongoing basis
- (19) Creating and maintaining records necessary to determine rebate arbitrage and yield restriction liabilities, if any, on outstanding debt obligations of the THECB
- (20) Reviewing reports of investment and expenditure of bond proceeds, within the meaning of Section 148, as necessary to ensure compliance with Section 148
- (21) Assisting the THECB in preparing any schedules, reports, or records necessary to perform or support a calculation of arbitrage and yield restriction liabilities.
- (22) Providing the THECB a report of the calculations (including supporting documentation) of arbitrage and yield restriction liabilities within 60 days after the end of each state's fiscal year (the state's fiscal year-end is August 31)
- (23) Preparing transmittals and forms necessary to report and pay arbitrage liability on time
- (24) Assisting the THECB by providing information and guidance to the THECB as may be necessary from time to time to improve record-keeping and monitoring required for compliance with Section 148

AGENDA ITEM VI-B

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- (25) Providing advice and recommendation as the THECB may request concerning unique or extraordinary compliance issues that may arise from time to time
- (26) Reviewing opportunities and recommending options to minimize existing liabilities or increase retainable earnings.
- (27) Assisting the THECB in the event of an audit, examination, or inquiry made by the Internal Revenue Service or any other federal or state government or regulatory bodies regarding the calculation of the rebate amount.

Ken Martin, Chief Operating Officer and Chief Financial Officer, will present this item to the committee and be available to answer any questions.

Agency Operations Committee

AGENDA ITEM VII-A

Discussion of “The State of Texas Federal Portion of the Statewide Single Audit for the Fiscal Year Ended August 31, 2021, Report Number 22-320” issued March 2022 by the Texas State Auditor’s Office

RECOMMENDATION: No action required

Background Information:

The “Federal Portion of the Statewide Single Audit for the Fiscal Year Ended August 31, 2021, Report Number 22-320” identified two Texas Higher Education Coordinating Board (THECB) findings.

Finding 2021-014 was classified as a “Significant Deficiency in Internal Control over Compliance.” The THECB was unable to provide supporting documentation for 9 of 12 progress reports submitted into the Office of the Governor’s eGrants reporting system. Further, there was no segregation of duties for progress reports entered into the eGrants reporting system. All reports were prepared, reviewed, and submitted into the eGrants reporting system by the same individual. There were no questioned costs associated with this finding.

Finding 2021-015 was classified as a “Significant Deficiency in Internal Control over Compliance and Noncompliance.” Subaward agreements between the THECB and subrecipients did not contain all required elements for 7 of 17 agreements tested. Information that was missing from agreements included federal award dates and identification numbers. There were no questioned costs associated with this finding.

Management’s response indicates that corrective actions have been taken to address the auditor’s recommendations.

The reported findings are provided on the following pages. A representative of Clifton Larson Allen (CLA) is available for questions. CLA performs this audit under contract with the Texas State Auditor’s Office.

Texas Higher Education Coordinating Board
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2021 – 014 Reporting Internal Control Finding

Federal Agency: U. S. Department of Education
Federal Program Title: Education Stabilization Fund
ALN: 84.425
Pass-Through Agency: Office of the Governor (OOG)
Pass-Through Number(s): N/A
Award Number and Periods: 2020-GE-84425C
07/01/2020 – 08/31/2021, 09/01/2020 – 06/30/2022, 06/01/2021 – 06/30/2022
Statistically Valid Sample: No, and not intended to be a statistically valid sample
Type of Finding: Significant Deficiency in Internal Control over Compliance

Criteria or specific requirement: Per 2 CFR §200.303(a), a non-Federal entity must: Establish and maintain effective internal control over the Federal award that provides reasonable assurance that the non-Federal entity is managing the Federal award in compliance with Federal statutes, regulations, and the terms and conditions of the Federal award. These internal controls should be in compliance with guidance in "Standards for Internal Control in the Federal Government" issued by the Comptroller General of the United States or the "Internal Control Integrated Framework", issued by the Committee of Sponsoring Organizations of the Treadway Commission (COSO).

Per 2 CFR §200.334 Retention requirements for records, Financial records, supporting documents, statistical records, and all other non-Federal entity records pertinent to a Federal award must be retained for a period of three years from the date of submission of the final expenditure report or, for Federal awards that are renewed quarterly or annually, from the date of the submission of the quarterly or annual financial report, respectively, as reported to the Federal awarding agency or pass-through entity in the case of a subrecipient. Federal awarding agencies and pass-through entities must not impose any other record retention requirements upon non-Federal entities.

Condition: THECB is required to submit quarterly Progress Reports to the pass-through entity for each of its Governor's Emergency Education Relief Fund (GEER) awards. Information is compiled from THECB's Business Management System (BMS), and submission is completed through the pass-through entity's eGrants system wherein THECB enters the data and submits directly via eGrants. Of the 12 Progress Reports submitted in fiscal year 2021, management was unable to provide supporting documentation from BMS for nine of the reports. Additionally, we noted that all 12 reports were prepared, reviewed and submitted in eGrants by the same individual.

Questioned Costs: None.

Cause: Management was unable provide copies of the data from BMS used to prepare the Progress Reports from the inception of the grant through June 2021. Information could not be recreated from BMS and management did not maintain copies of the supporting documentation for that time period. Additionally, due to the restrictions on the number of users allowed in eGrants only certain management personnel had access to submit reports during the fiscal year. Furthermore, due to the complexity of the new reporting requirements, management did not delegate the responsibilities over the preparation of the reports to accounting and finance staff. That responsibility remained with management, which significantly decreased the number of individuals that had the knowledge to prepare and review the report and access to submit the report.

2021-014 (Continued)

Effect: Lack of supporting documentation or appropriate segregation of duties in the preparation, review and submission of Progress Reports could result in inaccurate information to the pass-through entity.

Repeat Finding: No

Recommendation: We recommend that management retain information used to prepare the Progress Reports until the retention period for records has expired. Furthermore, we recommend that management separate the duties of preparing, and reviewing/submitting the Progress Reports to reduce the risk of inaccurate information submitted to the pass-through entity.

Views of responsible officials: Management agrees with the auditor's recommendation to develop (and strengthen existing) procedures for all federal performance measures, including retention of documentation of reports submitted.

Corrective action plan: Data is downloaded from BMS quarterly into an Excel file. This data is then filtered to generate the appropriate report information. Reporting for the progress report is retained by saving the Excel file on a network drive where all GEER related administrative files are to be saved. The agency will hire a federal grant accountant and change access to the eGrants system from the Project Lead to this position to enter data and the CFO will review the reports prior to submission.

Implementation date: July 1, 2021: October 2021 progress report containing July-September 2021 data. Estimated March 2022 to hire a new position to perform reporting function.

Responsible Persons: Ken Martin, Chief Financial Officer

2021-015 Subrecipient Monitoring

Federal Agency: U.S. Department of Education

Federal Program Title: Education Stabilization Fund

ALN: 84.425

Pass-Through Agency: Office of the Governor (OOG)

Pass-Through Number(s): N/A

Award Number and Periods: 2020-GE-84.425C
07/01/2020 – 08/31/2021, 09/01/2020 – 06/30/2022, 06/01/2021 – 06/30/2022

Statistically Valid Sample: No, and not intended to be a statistically valid sample

Type of Finding: Significant Deficiency in Internal Control over Compliance and Noncompliance

Criteria or specific requirement: All pass-through entities must communicate each of the required elements in 2 CFR §200.332 within their subaward agreements. Required information includes 1) Federal award identification which includes the Federal Award Date of award to the recipient by the Federal agency and Federal Award Identification Number (FAIN).

Condition: THECB obtains signed subaward agreements from all subrecipients to communicate and acknowledge the subrecipient's understanding of the terms and conditions of the grant. For 17 of the subrecipients tested, seven subaward agreements between THECB and the subrecipient did not include the federal award dates or identification numbers. In fiscal year 2021, THECB passed through approximately 93% of GEER funds to subrecipients.

2021 – 015 (Continued)

Questioned Costs: None.

Cause: Management did not have internal controls in place to ensure a review of subaward agreements was taking place to verify that all required elements per 2 CFR 200 §200.332 were included.

Effect: Providing incomplete information to subrecipients may result in inaccurate reporting by the subrecipients and ultimately by THECB.

Repeat Finding: No

Recommendation: We recommend management establish policies to require a review of all subaward agreements to ensure that all pass-through agreements from THECB include each of the required elements by 2 CFR §200.332.

Views of responsible officials: Management agrees with the auditor's recommendation to develop (and strengthen existing) policies to require a review of all subaward agreements to ensure that all pass-through agreements from THECB include each of the required elements by 2 CFR §200.332.

Corrective action plan: In October 2021, THECB revised its federal templates to ensure all required coding, including the federal award dates or identification numbers, appeared on the contracts. Also, THECB added the missing award numbers and identification numbers upon amendment when possible. THECB staff has communicated the need to ensure complete federal award information across the Office of General Counsel staff responsible for final review of federal awards.

Implementation date: October 2021

Responsible Persons: Linda Natal, Director Contracts and Procurements

Agency Operations Committee

AGENDA ITEM VII-B

Discussion of Statements on Auditing Standards No. 114, The Auditor's Communication with Those Charged with Governance

RECOMMENDATION: No action required

Background Information:

In accordance with the requirements of the Statements on Auditing Standards No. 114, the Board's external auditor, KPMG LLP, will be discussing their responsibility under generally accepted auditing standards. The discussion will include the auditor's responsibility for forming and expressing an opinion on whether the financial statements that have been prepared by management with the oversight of those charged with governance are presented fairly in all material respects and in conformity with generally accepted accounting principles. The auditor will also communicate an overview of the planned scope and timing of the audit, as well as financial risk areas.

Susan Warren, Audit Partner with KPMG LLP, will present this item to the committee and be available for questions.

Agency Operations Committee

AGENDA ITEM VII-C

Auditor's update on internal audit reports and activities

RECOMMENDATION: No action required

Background Information:

The internal audit team completed two projects during the reporting period since the January 2022 Agency Operations Committee meeting. The reports are attached.

Internal Audit Engagements Completed

- (1) "Data Modernization Initiative Review and Advise – March 2022 Interim Status Report"
- (2) "GEER Fund Review and Advise – March 2022 Interim Status Report"

Internal Audit Projects in Progress as of 3/11/22	Stage of Project
Data Modernization Initiative Review and Advisory Services	Planning/Fieldwork
GEER Funds Review and Advisory Services	Planning/Fieldwork

Other Internal Audit Activities

- Coordination of external audit(s)
 - NRUF audit 2022 - SAO
 - State of Texas Single Audit 2021 - CLA
 - KPMG financial audit 2022
- Various activities related to federal grants compliance, including participation in grant committee meetings and federal grant compliance training
- Requests for information and other inquiries

Mark Poehl, Assistant Commissioner, Internal Audit and Compliance, and Paul Maeyaert, Assistant Director, Internal Audit and Compliance, will present this item to the committee and are available to answer questions.

Agency Operations Committee

AGENDA ITEM VIII-A

Auditor's update on state and federal Compliance Monitoring reports and activities

RECOMMENDATION: No action required

Background Information:

State Compliance Monitoring

The state Compliance Monitoring team completed eleven projects during the reporting period since the January 2022 Agency Operations Committee meeting. The final reports are attached.

Formula Funding projects

1. "Compliance Monitoring Desk Review of Formula Funding at Victoria College" (no findings).
2. "Compliance Monitoring Desk Review of Formula Funding at Brazosport College" (no findings).
3. "Compliance Monitoring Desk Review of Formula Funding at Western Texas College" (no findings).
4. "Compliance Monitoring Desk Review of Formula Funding at Ranger College" (one finding relating to information security controls).
5. "Compliance Monitoring Audit of Formula Funding at Lone Star College System" (no findings).

Sexual Misconduct Reporting projects

6. "Review of Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Our Lady of the Lake University" (no findings).
7. "Review of Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Texas Woman's University" (no findings).
8. "Review of Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Wayland Baptist University" (no findings).
9. "Consolidated Report for E-2 and E-3 Compliance Review Academic Year 2021" (summary report; Report included in April 2022 CAWS materials).
10. "Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at North Central Texas College" (one finding relating to timeliness of reporting; Report included in April 2022 CAWS materials).
11. "Compliance Requirements - Texas Education Code Chapter 51 Subchapters E-2 and E-3 at Texas Southmost College Report" (one finding relating to timeliness of reporting; Report included in April 2022 CAWS materials).

Projects in Progress as of 3/11/2022	Stage of Project
Midland College (FF)	Reporting
Northeast Texas Community College (FF)	Reporting
Texas Southmost College District (FF)	Reporting
Vernon College (FF)	Reporting
Coastal Bend College (Complaint Investigation)	Reporting
Southwest Texas Junior College (Fol Up FF)	Fieldwork
Southwestern University (TEG)	Planning

Other Compliance Monitoring Activities

- Continued training of new compliance specialist
- Title IX/SB 212 project consolidation

Federal Compliance Monitoring

Federal Compliance Monitoring Activities

- Perkins FY 2019 subrecipient monitoring reviews – Completed
- Perkins FY 2020 subrecipient monitoring reviews – 17 of 20 projects complete, 3 projects in reporting
- GEER funding – participation in GEER meetings, training, and initial planning
- GEER FY 2021 subrecipient monitoring reviews
 - 6 of 6 projects in Texas Reskilling Support Fund Grant Program in fieldwork,
 - 4 of 4 projects in TRUE Institutional Capacity Grants in fieldwork
 - Student Financial Aid Programs projects in planning

The final reports are attached. Mark Poehl, Assistant Commissioner, Internal Audit and Compliance, and Paul Maeyaert, Assistant Director, Internal Audit and Compliance, will present this item and are available to answer questions.



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January 21, 2022

Dr. Jennifer Kent, President
Victoria College
2200 E. Red River Street
Victoria, Texas 77901

Dear Dr. Kent,

Victoria College complied with relevant Coordinating Board rules and regulations for enrollment data used for formula funding and with Texas Administrative Code (TAC) Title 19, Part 1, Chapter 13, Subchapter F, Sections 13.100-13.109 in the areas of contact hour eligibility, tuition payments, and enrollments.

Summary

Our review included tests of relevant enrollment data reported and certified by Victoria College for accuracy and completeness in accordance with TAC, Title 19, Part 1, Chapter 13, Subchapter F, Sections 13.100-13.109.

Our desk review focused on the following enrollment data and time periods:

- Semester Credit Hours and Tuition Payments for CBM001 (Student Report) during summer semester 2020, fall semester 2020, and spring semester 2021;
- Contact Hours and Enrollment for CBM004 (Class Report) during summer semester 2020, fall semester 2020, and spring semester 2021; and
- Contact Hours and Enrollment for CBM00C (Continuing Education Class Report) during summer semester 2020, fall semester 2020, and spring semester 2021.

Our work included procedures to verify:

- Student tuition payment was received in accordance with requirements;
- Reported contact hours were eligible for formula funding;
- Reported enrollment was eligible for formula funding; and
- Evidence of academic credentials were maintained to support instructor qualifications.

This Compliance Monitoring report will be presented to the Texas Higher Education Coordinating Board (THECB) Committee on Agency Operations, a standing committee of the THECB Board, on April 27, 2022.

The cooperation of your staff during this review is greatly appreciated. If you have any questions or comments on the conduct of this review, please let me know.

Sincerely,

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance

PERFORMED BY:

Ms. Jamyen Robinson-Hall, Senior Compliance Specialist

CC:

THECB

Board Members

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Mr. Rey Rodriguez, Deputy Commissioner and Chief of Staff

Ms. Lori Fey, Deputy Commissioner, Data Analytics and Innovation

Mr. Ray Martinez, Deputy Commissioner, Academic and Workforce Education

Ms. Nichole Bunker-Henderson, General Counsel

Data Analytics and Innovation

Ms. Emily Cormier, Assistant Commissioner, Strategic Planning and Funding

Victoria College

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Ms. Madelyne Tolliver, Director of Admissions and Registrar

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February 23, 2022

Dr. Millicent Valek, President
Brazosport College
500 College Drive
Lake Jackson, TX 77566

Dear Dr. Valek,

Brazosport College has complied with the relevant Coordinating Board rules and regulations regarding enrollment data used for formula funding and with Texas Administrative Code (TAC) Title 19, Part 1, Chapter 13, Subchapter F in the areas of student contact hour eligibility, tuition payment, and enrollment.

Summary

Our review included tests of relevant enrollment data reported and certified by Brazosport College for accuracy and completeness in accordance with TAC, Title 19, Part 1, Chapter 13, Subchapter F, Sections 13.100-13.109.

Our desk review focused on the following enrollment data and time periods:

- Contact Hours and Tuition Payments for CBM001 (Student Report) during summer I and II 2020, fall 2020, and spring 2021;
- Enrollment for CBM004 (Class Report) during summer I and II 2020, fall 2020, and spring 2021; and
- Enrollment for CBM00C (Continuing Education Class Report) during summer I and II 2020, fall 2020, and spring 2021.

Our work included procedures to verify:

- Reported contact hours were eligible for formula funding;
- Student tuition payments were received in accordance with requirements;
- Reported enrollment was eligible for formula funding; and
- Evidence of academic credentials were maintained to support required instructor qualifications.

This Compliance Monitoring report will be presented to the Texas Higher Education Coordinating Board (THECB) Committee on Agency Operations, a standing committee of the THECB Board, in April 2022.

The cooperation of your staff during this review is greatly appreciated. If you have any questions or comments, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Poehl". The signature is written in a cursive style with a large initial "M".

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance

PERFORMED BY:

Ms. Shebah Washington, Compliance Specialist

CC:

THECB

Board Members

Commissioner's Office

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Mr. Ray Martinez, Deputy Commissioner, Academic Affairs and Workforce Education

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Data Analytics and Innovation

Ms. Emily Cormier, Assistant Commissioner, Funding and Resource Planning

Brazosport College

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Ms. Evelyn Cruz, Internal Auditor

Mr. Jerry Martinez, Director, Admissions and Registrar

Ms. Anne Bartlett, Vice President, Industry and Community Resources

Mr. Ron Parker, Director, Information Technology

Ms. Lisa Templer, Vice President Financial Services and CFO

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Mr. Jacob Fraire, President and Chief Executive Officer

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Ms. Sarah Hicks, Budget and Policy Director

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Mr. Christopher Mattsson, Assistant Director



March 17, 2022

Dr. Barbara Beebe, President
Western Texas College
6200 College Avenue
Snyder, Texas 79549

Dear Dr. Beebe,

Western Texas College complied with relevant Coordinating Board rules and regulations for enrollment data used for formula funding and with Texas Administrative Code (TAC) Title 19, Part 1, Chapter 13, Subchapter F, Sections 13.100-13.109 in the areas of contact hour eligibility, tuition payments, and enrollments.

Summary

Our review included tests of relevant enrollment data reported and certified by Western Texas College for accuracy and completeness in accordance with TAC, Title 19, Part 1, Chapter 13, Subchapter F, Sections 13.100-13.109.

Our desk review focused on the following enrollment data and time periods:

- Semester Credit Hours and Tuition Payments for CBM001 (Student Report) during summer semester 2020, fall semester 2020, and spring semester 2021;
- Contact Hours and Enrollment for CBM004 (Class Report) during summer semester 2020, fall semester 2020, and spring semester 2021; and
- Contact Hours and Enrollment for CBM00C (Continuing Education Class Report) during summer semester 2020, fall semester 2020, and spring semester 2021.

Our work included procedures to verify:

- Student tuition payment was received in accordance with requirements;
- Reported contact hours were eligible for formula funding;
- Reported enrollment was eligible for formula funding; and
- Evidence of academic credentials were maintained to support instructor qualifications.

This Compliance Monitoring report will be presented to the Texas Higher Education Coordinating Board (THECB) Committee on Agency Operations, a standing committee of the THECB Board, in April 2022.

The cooperation of your staff during this review is greatly appreciated. If you have any questions or comments on the conduct of this review, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Poehl".

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance



PERFORMED BY:

Ms. Jamyen Robinson-Hall, Senior Compliance Specialist
Mr. Jitendra Singh, Compliance Specialist

cc:

THECB
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Commissioner's Office

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Mr. Rey Rodriguez, Deputy Commissioner
Ms. Lizette Montiel, Deputy Chief of Staff
Ms. Lori Fey, Deputy Commissioner, Data Analytics and Innovation
Dr. Ray Martinez, Deputy Commissioner, Academic and Workforce Education
Mr. Ken Martin, Chief Operating Officer / Chief Financial Officer
Ms. Nichole Bunker-Henderson, General Counsel

Data Analytics and Innovation

Ms. Emily Cormier, Assistant Commissioner, Funding and Resource Planning

Western Texas College

Mr. Eddie Peterson, President, Board of Trustees
Ms. Stephanie Ducheneaux, Dean of Instructional Affairs
Mr. Ralph Ramon, Vice President and Dean of Student Services
Ms. Donna Morris, Director of Admissions and Registrar

Texas Association of Community Colleges

Mr. Jacob Fraire, President and Chief Executive Officer

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March 17, 2022

Mr. Derrick Worrels
President
Ranger College
1240 College Circle
Ranger, TX 76470

Dear Mr. Worrels,

I am attaching the final report for *A Compliance Monitoring Desk Review of Formula Funding at Ranger College*, Report No. THECB-CM-FF-22-003. There was one observation related to information technology controls resulting from this engagement. Management's response has been incorporated into the final report.

Summary

Information security controls over student enrollment information at Ranger College require improvement. Ranger College did not perform an information security review, as required by Texas Administrative Code Title 1, Part 10, Chapter 202, Subchapter C, Section 202.76 Security Control Standards Catalog.

A follow up review will be performed to evaluate Ranger College's information security controls. This will serve as a basis for future base period assessments of the accuracy of contact hours reported for formula funding purposes.

This Compliance Monitoring report will be presented to the Texas Higher Education Coordinating Board (THECB) Committee on Agency Operations, a standing committee of the THECB Board, in April 2022.

The cooperation of your staff during this review is greatly appreciated. If you have any questions or comments, please let me know.

Sincerely,

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance

Detailed Observation, Recommendation, and Management's Response

1. Information technology processes and controls over student information system enrollment data should be strengthened to comply with Texas Administrative Code (TAC), Title 1, Part 10, Chapter 202, Subchapter C, Section 202.76 Security Control Standards Catalog.

Information technology processes and controls over security access to the student information system should be strengthened to ensure compliance with the TAC Section 202.76. There has not been a comprehensive or formalized information security review performed over the student information system at Ranger College. Ranger College has not met the security standards requirement established by the Department of Information Resources (DIR) for institutions of higher education.

The TAC Section 202.76(c) states that "a review of the institution's information security program for compliance with these standards will be performed at least biennially...."

Enhanced oversight of the College's student information system and compliance with statutory requirements provides greater assurance that student information security and data integrity are achieved.

Recommendation:

Strengthen oversight of student information security and comply with TAC Section 202.76 and DIR security standards.

Management's Response:

Ranger College has already started the process to ensure that Information and security controls over student enrollment be strengthened per Texas Administrative Code Title 1, Part 10, Chapter 202, Subchapter C, Section 202.76 Security Control Standards Catalog.

Ranger College has identified Robert Culverhouse, Associate Vice President of Technology, and Glenn Paul, IT Director and Information Security Officer, to champion the completion of the TAC 202 requirements.

Ranger College contacted the Texas Department of Information Resources (DIR) on February 25 to request information on the TAC 202 requirements and have a security assessment performed. DIR responded with instructions on the process for onboarding to their shared services program from which the security assessment can be requested. The college has signed an interagency contract with DIR and as of today, March 2, are waiting on access to the shared services

portal. As soon as the college receives this access, the security assessment will be requested.

Depending on the availability of DIR resources, the college would like to have the security assessment and report completed by August 31, 2022.

PERFORMED BY:

Ms. Elizabeth Steele, Compliance Specialist

CC:

THECB

Board Members

Commissioner's Office

Dr. Harrison Keller, Commissioner of Higher Education

Mr. Rey Rodriguez, Deputy Commissioner

Ms. Lizette Montiel, Deputy Chief of Staff

Ms. Lori Fey, Deputy Commissioner, Data Analytics and Innovation

Dr. Ray Martinez, Deputy Commissioner, Academic Affairs and Workforce Education

Mr. Ken Martin, Chief Operating Officer/Chief Financial Officer

Ms. Nichole Bunker-Henderson, General Counsel

Data Analytics and Innovation

Ms. Emily Cormier, Assistant Commissioner, Strategic Planning and Funding

Ranger College

Mr. Jackie Stephens, Chairman, Board of Regents

Mr. Ahmy Arca, Vice President of Student Services

Mr. Robert Culverhouse, Associate Vice President of Technology

Mr. Glenn Paul, IT Director and Information Security Officer

Texas Association of Community Colleges

Mr. Jacob Fraire, President

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Office of the Governor-Budget and Policy Division

Ms. Sarah Hicks, Director of Budget and Policy

Legislative Budget Board

Mr. Christopher Mattsson, Assistant Director



March 17, 2022

Dr. Rebecca Riley, President
Lone Star College - Montgomery
3200 College Park Dr.
Conroe, Texas 77384

Dear Dr. Riley,

I am attaching the final report on *A Compliance Monitoring Audit of Formula Funding at Lone Star College - Montgomery*, Report No. THECB-CM-FF-22-001. There were no findings resulting from this engagement.

This Compliance Monitoring audit report will be presented to the THECB Committee on Agency Operations, a standing committee of the THECB Board, in April, 2022.

If you have any questions or comments, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Poehl".

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance



EXECUTIVE SUMMARY

Lone Star College - Montgomery complied with relevant Coordinating Board (THECB) rules and regulations for enrollment data used for formula funding and with Texas Education Code, Title 3, Subtitle B, Chapter 61, Section 61.035.

We conducted this audit in accordance with Generally Accepted Government Auditing Standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives.

Our consideration of internal control was for the compliance purposes described in the objective/scope section and was not designed to identify all deficiencies in internal control.

We reviewed the following areas:

Reported Semester Credit Hours were Eligible for Formula Funding

No reportable findings were noted.

Student Tuition Payments were Received in Accordance with Requirements

No reportable findings were noted.

Reported Enrollment and Contact Hours were Eligible for Formula Funding

No reportable findings were noted.

Instructors of Record met Applicable Requirements

No reportable findings were noted.

Audit Scope, Objective, and Methodology

Our audit included tests of enrollment data reported and certified by Lone Star College -Montgomery. Our audit focused on the following enrollment data and time periods:

- CBM001 (Student Report) – Summer semester 2020, Fall semester 2020, Spring semester 2021;
- CBM004 (Class Report) – Summer semester 2020, Fall semester 2020, Spring semester 2021; and
- CBM00C (Continuing Education Class Report) – Summer semester 2020, Fall semester 2020, Spring semester 2021.



Our work included procedures to verify:

- Reported semester credit hours were eligible for formula funding;
- Student tuition payment were received in accordance with requirements;
- Reported enrollment and contact hours reported were eligible for formula funding; and
- Evidence of academic credentials were maintained to support required instructor qualifications.

The audit methodology included objectively reviewing and analyzing various forms of documentation, conducting interviews and observations, and performing other tests of controls necessary to achieve the objectives of the audit. THECB used random sampling to determine the extent to which Lone Star College – Montgomery accurately reported semester credit hour data.

Background

Fifty public community college districts receive state appropriations based on their student enrollment data. These institutions are governed by locally elected boards that have the authority to levy property taxes in their districts. The state appropriations the colleges receive are used to fund administrative and instructional (education and general) services for post-secondary academic and vocational/technical education.

State financing of higher education programs for public community colleges are provided from the State's General Revenue Fund. The THECB and the Comptroller of Public Accounts distributes these appropriations to colleges based on allocations and performance measures. Each college submits enrollment reports (CBM Reports) to the THECB to document the number of contact hours taught by the college in each semester. The formula for state funding involves multiplying the base period contact hours submitted by colleges by the applicable funding rates.



PERFORMED BY:

Ms. Jamyen Robinson-Hall, Senior Compliance Specialist

cc:

THECB

Board Members

Commissioner's Office

Dr. Harrison Keller, Commissioner of Higher Education

Mr. Rey Rodriguez, Deputy Commissioner

Ms. Lizette Montiel, Deputy Chief of Staff

Ms. Lori Fey, Deputy Commissioner, Data Analytics and Innovation

Dr. Ray Martinez, Deputy Commissioner, Academic and Workforce Education

Mr. Ken Martin, Chief Operating Officer / Chief Financial Officer

Ms. Nichole Bunker-Henderson, General Counsel

Data Analytics and Innovation

Ms. Emily Cormier, Assistant Commissioner, Funding and Resource Planning

Lone Star College

Ms. Myriam Saldivar, Chair, Board of Trustees

Mr. Mario Castillo, Chief Operating Officer & General Counsel

Ms. Jennifer Mott, Chief Financial Officer

Mr. Dwight Smith, Vice Chancellor Academic/Workforce Success

Mr. Gerald Napoles Vice Chancellor Student Success

Ms. Jamie Posey, Associate Vice Chancellor Student Success & Completion

Ms. Leticia T. Charbonneau, Executive Director, Internal Audit

Ms. Connie Garrick, Executive Director/ Registrar

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February 1, 2022

Dr. Diane E. Melby
President
Our Lady of the Lake University
411 S.W. 24th Street
San Antonio, Texas 78207

Dear Dr. Melby,

Our Lady of the Lake University (OLLU) substantially complied with the requirements of Texas Education Code Chapter 51 Subchapters E-2 and E-3 based on our desk review of timely filing of the CEO Certification (E-2), the 18 identified requirements (E-3), and our judgmental sample of reported Title IX cases at (OLLU). The Summary of Results lists the 18 identified E-3 requirements reviewed and results obtained.

Our desk review included:

- Ensuring the timely filing of the CEO Certification with the coordinating board program office;
- Analyzing information available on your public website;
- Submitting a request for a sample of cases to your Title IX administrator; and
- Compiling all information obtained to determine the level of compliance achieved by your institution.

The cooperation of your staff during this engagement is greatly appreciated. If you have any questions or comments on the conduct of this review, please let me know.

Sincerely,

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance

PERFORMED BY:

Mr. Bobby Lane, CFE, CICA, Compliance Specialist
Ms. Elizabeth Steele, Compliance Specialist

CC:

THECB

Board Members

Commissioner's Office

Mr. Rey Rodriguez, Deputy Commissioner and Chief of Staff
Ms. Nichole Bunker-Henderson, General Counsel

Academic Affairs and Workforce Education

Mr. Ray Martinez, Deputy Commissioner, Academic Affairs and Workforce Education
Dr. Tina Jackson, Assistant Commissioner, Workforce Education
Ms. Cathie Maeyaert, Director, Private Postsecondary Institutions/Title IX
Coordinator-Institutions

Our Lady of the Lake University

Mr. Paul Oliver, Chairman, Board of Trustees
Ms. Rosalinda Garcia, Vice President of Administration
Ms. Nicole Monsibais, J.D., Compliance Officer and Title IX Coordinator

Independent Colleges and Universities in Texas

Dr. Steven Johnson, President

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Mr. Christopher Mattson, Manager

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Ms. Jennifer Jones, Executive Director

Summary of Results

Item Number	Bill Reference by Section	Policy Compliance Requirements	Compliance Assessment
1	51.282 (a)(1)(A)	A "Definitions" page and details prohibited behavior.	No Improvement Recommendations Noted
2	51.282 (a)(2)	Board-approved policy.	
3	51.282 (b)(1)	Included in student handbook and personnel handbook.	
4	51.282 (b)(2)	Dedicated webpage and clearly linked to the IHE homepage.	
5	51.282 (c)	Requires each entering freshman or undergraduate transfer students to attend an orientation on the institution's policy.	
6	51.282 (d)	Prevention and outreach program that addresses required elements.	
7	51.282 (e)(1) and (2)	Protocol addresses counseling resources and must allow course drop.	
8	51.282 (f)	Biennial review and governing board approval of policy revisions.	
9	51.283	Electronic reporting option for an enrolled student or an IHE employee.	
10	51.284	Provides "Amnesty for Students Reporting Certain Incidents".	
11	51.285 (a) and (c)	Procedures for documenting a victim request not to investigate and to notify the victim of the IHE's decision whether it will investigate the alleged incident.	
12	51.286	A disciplinary process for certain violations.	
13	51.287	Protocol for when a student withdraws or graduates with pending disciplinary charges.	

Item Number	Bill Reference by Section	Policy Compliance Requirements	Compliance Assessment
14	51.288	Trauma-informed investigation training to each peace officer employed by an IHE.	No Improvement Recommendations Noted
15	51.289 (1), (2), and (3)	IHE has an MOU with one or more of the following: (1) local law enforcement agencies; (2) sexual harassment, sexual assault, dating violence, or stalking advocacy groups; or (3) hospitals or other medical resource providers.	
16	51.290 (1) and (2)	Provides for at least one or more responsible employee, confidential employee, and student advocate. Responsible employee for the purposes of Title IX; (1) Confidential employee to whom enrolled students may speak confidentially; and (2) Student advocate is an enrolled student to whom an enrolled student may speak confidentially.	
17	51.291	Addresses confidentiality adheres to these requirements stipulated in this sub-section.	
18	51.293	Protocols address equal access for students enrolled at or employees of an IHE who are persons with disabilities.	



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February 1, 2022

Dr. Carine M. Feyten
Chancellor and President
Texas Woman's University
304 Administration Drive
Denton, Texas 76204

Dear Dr. Feyten,

Texas Woman's University substantially complied with the requirements of Texas Education Code Chapter 51 Subchapters E-2 and E-3 based on our desk review of timely filing of the CEO Certification (E-2) and the 18 identified policy requirements (E-3). The Summary of Results lists the 18 identified E-3 requirements reviewed and results obtained.

Our desk review included:

- Ensuring the timely filing of the CEO Certification with the coordinating board program office;
- Analyzing information available on your public website;
- Submitting a request for a sample of cases to your Title IX administrator; and
- Compiling all information obtained to determine the level of compliance achieved by your institution.

The cooperation of your staff during this engagement is greatly appreciated. If you have any questions or comments on the conduct of this review, please let me know.

Sincerely,

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance

PERFORMED BY:

Mr. Bobby Lane, CFE, CICA, Compliance Specialist
Ms. Elizabeth Steele, Compliance Specialist

CC:

THECB

Board Members

Commissioner's Office

Mr. Rey Rodriguez, Deputy Commissioner and Chief of Staff
Ms. Nichole Bunker-Henderson, General Counsel

Academic Affairs and Workforce Education

Mr. Ray Martinez, Deputy Commissioner, Academic Affairs and Workforce Education
Dr. Tina Jackson, Assistant Commissioner, Workforce Education
Ms. Cathie Maeyaert, Director, Private Postsecondary Institutions/Title IX
Coordinator-Institutions

Texas Woman's University

Ms. Kathleen Wu, Board Chair and Presiding Officer
Ms. Symone Osieko, Director of Civility & Community Standards/Title IX Coordinator
Ms. Shannon South, Director of Audit Services

STATUTORY DISTRIBUTION REQUIREMENT

Governor's Office - Budget and Policy Division

Ms. Sarah Hicks, Director

State Auditor's Office

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Mr. Christopher Mattson, Manager

Sunset Advisory Commission

Ms. Jennifer Jones, Executive Director

Summary of Results

Item Number	Bill Reference by Section	Policy Compliance Requirements	Compliance Assessment
1	51.282 (a)(1)(A)	A "Definitions" page and details prohibited behavior.	No Improvement Recommendations Noted
2	51.282 (a)(2)	Board-approved policy.	
3	51.282 (b)(1)	Included in student handbook and personnel handbook.	
4	51.282 (b)(2)	Dedicated webpage and clearly linked to the IHE homepage.	
5	51.282 (c)	Requires each entering freshman or undergraduate transfer students to attend an orientation on the institution's policy.	
6	51.282 (d)	Prevention and outreach program that addresses required elements.	
7	51.282 (e)(1) and (2)	Protocol addresses counseling resources and must allow course drop.	
8	51.282 (f)	Biennial review and governing board approval of policy revisions.	
9	51.283	Electronic reporting option for an enrolled student or an IHE employee.	
10	51.284	Provides "Amnesty for Students Reporting Certain Incidents".	
11	51.285 (a) and (c)	Procedures for documenting a victim request not to investigate and to notify the victim of the IHE's decision whether it will investigate the alleged incident.	
12	51.286	A disciplinary process for certain violations.	
13	51.287	Protocol for when a student withdraws or graduates with pending disciplinary charges.	

Item Number	Bill Reference by Section	Policy Compliance Requirements	Compliance Assessment
14	51.288	Trauma-informed investigation training to each peace officer employed by an IHE.	No Improvement Recommendations Noted
15	51.289 (1), (2), and (3)	IHE has an MOU with one or more of the following: (1) local law enforcement agencies; (2) sexual harassment, sexual assault, dating violence, or stalking advocacy groups; or (3) hospitals or other medical resource providers.	
16	51.290 (1) and (2)	Provides for at least one or more responsible employee, confidential employee, and student advocate. Responsible employee for the purposes of Title IX; (1) Confidential employee to whom enrolled students may speak confidentially; and (2) Student advocate is an enrolled student to whom an enrolled student may speak confidentially.	
17	51.291	Addresses confidentiality adheres to these requirements stipulated in this sub-section.	
18	51.293	Protocols address equal access for students enrolled at or employees of an IHE who are persons with disabilities.	



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February 1, 2022

Dr. Bobby Hall
President
Wayland Baptist University
1900 W. 7th Street
Plainview, Texas 79072

Dear Dr. Hall,

Wayland Baptist University substantially complied with the requirements of Texas Education Code Chapter 51 Subchapters E-2 and E-3 based on our desk review of timely filing of the CEO Certification (E-2) and the 18 identified policy requirements (E-3). The Summary of Results lists the 18 identified E-3 requirements reviewed and results obtained.

Our desk review included:

- Ensuring the timely filing of the CEO Certification with the coordinating board program office;
- Analyzing information available on your public website;
- Submitting a request for a sample of cases to your Title IX administrator; and
- Compiling all information obtained to determine the level of compliance achieved by your institution.

The cooperation of your staff during this engagement is greatly appreciated. If you have any questions or comments on the conduct of this review, please let me know.

Sincerely,

Mark A. Poehl, CPA, CIA, CISA, CFE
Assistant Commissioner, Internal Audit and Compliance

PERFORMED BY:

Mr. Bobby Lane, CFE, CICA, Compliance Specialist
Ms. Elizabeth Steele, Compliance Specialist

CC:

THECB

Board Members

Commissioner's Office

Mr. Rey Rodriguez, Deputy Commissioner and Chief of Staff
Ms. Nichole Bunker-Henderson, General Counsel

Academic Affairs and Workforce Education

Mr. Ray Martinez, Deputy Commissioner, Academic Affairs and Workforce Education
Dr. Tina Jackson, Assistant Commissioner, Workforce Education
Ms. Cathie Maeyaert, Director, Private Postsecondary Institutions/Title IX
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Wayland Baptist University

Mr. Justin Lawrence, J.D, M.B.A., M.Div., Title IX Administrator

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Agency Operations Committee

AGENDA ITEM IX

Adjournment