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FLORIDA BOARD OF GOVERNORS  
TRADITIONS HALL – GIBBONS ALUMNI CENTER  
UNIVERSITY OF SOUTH FLORIDA  
TAMPA, FLORIDA  
MARCH 24, 2005

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The Chair, Carolyn K. Roberts, convened the meeting of the Board of Governors in Traditions Hall, Gibbons Alumni Center, at the University of South Florida, Tampa, Florida, at 1:30 p.m., March 24, 2005, with the following members present: John Dasburg, Vice Chair; René Albors, Dr. Akshay Desai, Ann Duncan, Dr. Stan Marshall, Bill McCollum, Sheila McDevitt; Gerri Moll; Lynn Pappas; Ava Parker; Peter Rummell; John Temple; Commissioner John Winn; Dr. Dreamal Worthen; and Dr. Zach Zachariah.

1. Call to Order and Chair's Report

Mrs. Roberts thanked President Genshaft and her staff for the reception and dinner the previous evening at the Lifsey House. She said the Board members were very warmly welcomed on their first visit as the Board of Governors to USF.

She said that before she welcomed the new members to the Board, she wanted to acknowledge and thank publicly the members who had now left the Board. She said the Corporate Secretary had prepared Resolutions for each of them; these will be mailed to them in appreciation for their service. She extended the thanks of the Board to Pam Bilbrey, Dr. Castell Bryant, Miguel DeGrandy, General Heiser, and Steve Uhlfelder. They had all been active participants and had made important contributions to this Board as it began its work in January 2003.

She recognized the new members and invited each to make some opening remarks. She said Mr. René Albors, Orlando, is the Founder and Owner of the Albors Companies, an expert language services company providing translation, interpretation, voice-over and equipment services around the world. He is also a proud supporter of the Hispanic business community and the Central Florida community at large. His company was ranked in the top 500 Hispanic-owned companies in the U.S. He earned his Bachelor's degree from Purdue University.

Mr. Albors thanked Mrs. Roberts and said it was an honor to be asked to serve on this Board. He said he had come to this country from Puerto Rico and his family had always placed great value on education. He said he was committed to helping Hispanics in business and to succeed in the community. He said he hoped he could voice the aspirations of the Hispanic community. He said he viewed service on this Board as an investment in the leaders of tomorrow.

Mrs. Roberts introduced Dr. Akshay Desai, St. Petersburg, President of American Family & Geriatric Care. Dr. Desai has served on numerous committees of Hospitals and Health Plans throughout the Tampa Bay area. He earned his medical

degree from Government Medical College, India, and served most recently as the Chair of the Council for Education Policy, Research and Improvement. She said that he had addressed the Board at its November meeting on CEPRI's findings regarding the need for more doctors in Florida.

Dr. Desai said as a geriatrician, he had a passion for medicine and for education. He said he brought his problem-solving skills to the table and was dedicated to getting the best for the State University System.

Mrs. Roberts welcomed Ms. Ann Duncan, Tampa, who served as an inaugural member of the USF Board of Trustees. She is the senior vice president of CLW Real Estate Services Development. She has been very active with USF since her graduation, having served on both the 1994 and 2000 USF Presidential Selection Committees. She has also been involved in helping USF form partnerships with municipalities, community colleges and civic organizations, and has been a mentor for the Pinellas County Schools.

Ms. Duncan said she was a proud graduate of the SUS. She said she was dedicated to serving this Board with her time and energy. She said she had experience with regional campuses, and was dedicated to a quality and an accountable SUS.

Mrs. Roberts introduced Dr. Stan Marshall, Tallahassee, who also served on a university board, the FSU Board. Dr. Marshall rose through the ranks at FSU, starting as a faculty member in the College of Education, and becoming President in 1969. He stepped down in 1976. He is now with The James Madison Institute, a "think tank" he founded in 1987. He served the Institute as its President and CEO, and now serves as the Vice Chairman of the Board of Directors. Dr. Marshall serves on a number of boards, including the Southern Scholarship Foundation, and has been involved in numerous community organizations.

Dr. Marshall thanked Mrs. Roberts. He said he knew many of the University Presidents at the table. He said he had arrived in Tallahassee in 1958, and had been involved from the beginning in the training of science teachers. He said his training and his concerns were always about education in Florida, about how to solve the problems of the numbers and the quality of teachers.

Mrs. Roberts welcomed Mr. Bill McCollum, Orlando, who served in the U.S. Congress for 20 years, representing Central Florida. He had a distinguished career in Congress, where he served on the House Permanent Select Committee on Intelligence and as the Chairman of the Subcommittee on Human Intelligence, Analysis, and Counterintelligence, becoming recognized as an expert on terrorism. Following the September 11<sup>th</sup> terrorist attacks, Governor Bush appointed him to serve on the Florida Domestic Security Advisory Panel. Since 2001, Mr. McCollum has been with the law firm, Baker & Hostetler, practicing in the federal policy area. He earned both his undergraduate and law degrees from UF, where he is a member of the University's Hall of Fame.

Mr. McCollum said he was excited to serve on this Board, and to listen and to learn about the State University System. He said his two sons were graduates of SUS institutions, and he appreciated this opportunity to serve the state. He said this Board has important decisions to make.

Finally, Mrs. Roberts welcomed back Ms. Lynn Pappas. She said Ms. Pappas had already served the Board with distinction for a year and she was pleased the Governor had appointed her for a full term.

She thanked Governor Bush for all these appointments. She said she knew they would be as active and engaged in the work of this Board as those who had left. She said with the new members, she had made new committee assignments. In addition, she had named several new Committee Chairs, as follows: Mr. Rummell, Performance and Accountability Committee; Ms. Pappas, Audit Committee; Ms. McDevitt, Student Affairs Committee; and Dr. Zachariah, Economic Development Committee.

She noted that the Board had already met for five hours on its Strategic Plan, and she was pleased how far the discussions had progressed since they had begun working on it in September 2003. She thanked the University Presidents for their active participation in the work of this Board. She said the Board relied on their views and opinions.

She noted that the Board was in the middle of an important Legislative Session, with many critical issues being considered, including the SUS budget, funding of university facilities, and governance. She emphasized that she had great confidence in this Board and in the University Trustees. Together, they had a powerful voice. She encouraged them to visit their Legislators when the Board meets in Tallahassee in April.

She said she agreed that a governance bill was needed to define this Board's relationship with the Legislature, but a small bill that addresses certain details. She said a bill that rewrites the Constitution was not needed. She said that she had often reminded the Board of the text of the Constitution that prescribed this Board's duties. She said the proposed legislation seemed to change these responsibilities in fundamental ways.

She said she had also stated at each meeting that she was dedicated to having a good relationship with the Legislature. She said she respected the work of Legislators and their interest in the State University System. She reported that she had had a healthy conversation with Rep. Goodlette about his proposed legislation. She said it was still early in the Session and discussions would continue. She reminded the Board that 65 percent of the System's appropriation came from General Revenue.

## 2. Approval of Minutes of Meeting held February 24, 2005

Ms. McDevitt moved that the Board approve the Minutes of the Meeting held February 24, 2005, as written. Ms. Duncan seconded the motion, and members of the Board concurred.

### 3. Chancellor's Report

Chancellor Austin asked Mr. Tim Jones to review the House and Senate budget recommendations. Mr. Jones reported that there was only a difference of \$1 million in the total budget recommendation for the SUS by the House Education Appropriations Committee and the Senate Education Appropriations Committee. He said the Senate had recommended a total budget of \$2.107 million, which was about 5 percent less than the 2004-2005 total appropriation, and 5 percent over the 2004-2005 base appropriation. He said the budget proposals were similar, and noted the special projects that each house had recommended. The Senate had recommended positions and funding for the Board of Governors; the House did not provide funding. The Senate re-institutes the appropriation of student tuition budget authority and has proviso language requiring the Department of Education to continue to provide support to the Board of Governors for services provided that are not being transferred to the Board. He said the proviso enumerates the types of services to be provided by the Department, e.g., accounting, printing, computer and internet support, personnel and human resources support. The Senate recommendations will next be reviewed by the Ways and Means Committee, and then to the Senate floor the following week, on April 7, 2005.

The House had recommended a total budget of \$2.108 million, which was approximately 4.97 percent less than the 2004-2005 total appropriation, and 5.1 percent over the 2004-2005 base appropriation. The House also recommended a 7.5 percent tuition increase for all levels, with discretion to the universities to increase graduate and out-of-state tuition above that amount. The House also included language that re-institutes the appropriation of student tuition budget authority. The House will take up its Appropriation Bill on the floor on April 8, 2005.

The Chancellor said she had distributed a summary of 2005 legislation of interest to members of the Board. Several bills had been introduced to address the nursing shortage. She advised the members of the Board that beginning on Friday, April 8, 2005, at 8:30 a.m., there would be weekly telephone conference calls updating the Board members and the Presidents on the status of legislation, the activities of the Legislature during the past week and the schedule for the next week. She encouraged all Board members to participate in these calls.

### 4. Commissioner's Report

Commissioner Winn reported that Mr. Phil Handy, Chair, State Board of Education, had been discussing a Higher Education Task Force. He said the discussions of the Strategic Planning Committee could serve as a model for all education in Florida. He said that both Mrs. Roberts and Mr. Dasburg had agreed to serve on this Task Force.

He said this Board and the State Board were both grappling with the need for more teachers. Dean Richard Kunkel, FSU College of Education, had presented a letter to the State Board on the concerns of the Colleges and the barriers to growth in the number of College of Education graduates, including rule requirements specifying

course requirements. Dr. Kunkel had recommended more competency based Teacher Education programs, and had demonstrated how an Academic Learning Compact might be structured to provide flexibility within a College. He had committed that the Colleges would continue to work to increase their graduates.

Commissioner Winn also reported on the campaign to introduce the Department's Strategic Plan, "Eight to be Great." He said Strategic Imperative 8 was, "Coordinate Efforts to Improve Higher Student Learning."

5. Presentation, Expansion to a Four-Year Regional Medical Campus, FAU

Mrs. Roberts welcomed President Brogan. President Brogan said he was accompanied by the Chair of his Board of Trustees, Ms. Sherry Plymale; Dr. John Pritchett, FAU Provost; Dr. Nancy Blosser, FAU contact on the Strategic Planning initiatives; Dr. Mike Friedland, FAU Senior Associate Dean, Biomedical Programs; Dr. John Clarkson, UM; and Dr. Gary Strack, President and CEO, Boca Raton Community Hospital (BRCH).

President Brogan said he was pleased to present his proposal for a regional medical campus at FAU. He said he did not mean to suggest that this was the best way to deliver medical education; he just wanted to advise the Board that there was more than one way to do so. He said FAU proposed a partnership, unique in the country, of two institutions, one private and one public, to train additional physicians. He said the partnership allowed students to spend two years in Boca Raton at FAU, and then to spend two years at the University of Miami, with residency training at Jackson Memorial Hospital. Over time, the program would expand such that the student applied for admission to the University of Miami, but would spend all four years at FAU, with residency training at Boca Raton Community Hospital. He explained that the proposal would require multiple years of funding, but significantly less funding than would be required for brand-new medical schools. He said adding residencies in Boca Raton would help create the additional doctors who would stay in Florida at the conclusion of their training.

Dr. Gary Strack said this was a very exciting project for all three partners. He said that previously he had served as CEO of the Orlando Regional Healthcare System. He said he had now been at the Boca Raton Community Hospital for about three years. He said he was committed to working for a successful venture. The hospital is three blocks from FAU. He said both Palm Beach and Broward Counties had a large population to be served.

Dr. Desai inquired whether there was any Graduate Medical Education at the hospital at present. Dr. Strack said there was not, but that it was planned beginning in 2009. He added that the best residencies were those that were affiliated with universities. Dr. Desai also inquired whether these GME slots would be with the medical school or stand-alone slots. Dr. Strack said this was contingent upon the development of third and fourth year medical students, for which there would be the need for a full-time clinical faculty.

Dr. John Clarkson said he was here to endorse the planning process. He explained that in November 1995, then Chancellor Charlie Reed had invited him to a discussion about the possibility of a collaboration. He noted that this type of program required careful planning. In 2000, an Honors Program began for selected FAU students, with selected courses as offered to first-year UM medical students. The Liaison Committee for Medical Education accredited a second campus of UM at FAU, and 16 students began at FAU in Fall 2004. They had not begun the discussion of a four-year program at FAU until the possibility of a community hospital arose. With the hospital, comes the potential for third and fourth year medical students. He noted that on Match Day, the day medical students are matched with residencies, one-third of the UM students had chosen to stay at Jackson Memorial Hospital in Miami; two-thirds had chosen to go elsewhere. Dr. Clarkson said GME training is similar to an apprenticeship, and is very important to the training of medical students. He commented that the tuition differential between private and public tuition now was about \$10,000 per year. At UM, the tuition increase is about two percent a year; by 2009, he estimated tuition at UM and at FAU to be about the same.

Dr. Mike Friedland said CEPRI had recommended expanding existing medical schools as a first approach to getting more doctors in Florida. He pointed out the cost-effectiveness of this regional medical program and the opportunity to increase the number of Florida residencies with a community-based faculty. He said no other model included a private and a public institution. He estimated that when the program was a full four years with the GME program at BRCH, FAU would produce 64 additional doctors per year.

Mrs. Roberts inquired where the FAU students applied. Dr. Friedland said the first-year students at FAU had applied, and had been accepted, by the UM School of Medicine. Dr. Desai inquired whether FAU had approached other hospitals about GME residencies and other training. President Brogan said that once word got out, other hospitals came with offers of interest. Dr. Desai inquired whether FAU could unlink the medical school and the residency program. Mr. Brogan said that would be for UM to decide. Dr. Friedland added that the first step would be to recruit a high quality faculty.

Mr. Rummell inquired whether another hospital, in addition to BRCH, was needed to make this work. Dr. Clarkson said that with the number of students involved, it could be done by BRCH alone. He added that the plan was to hire full-time faculty in Boca as FAU-UM faculty members, but this would have to start with a commitment that the hospital would become a teaching hospital.

Dr. Zachariah inquired about the size of the hospital. Dr. Strack said it was currently a 400-bed hospital, but that he envisioned it to become a 550-bed hospital. Mr. Rummell said there should be an incremental cash flow analysis over years to get to this result.

Mr. Dasburg inquired when the formal request for this program would be presented to the Board. President Brogan said the program already had a successful track record. FAU was asking for an additional \$2 million in this Legislative Session. Mr. Dasburg inquired whether this was another "back-door" request. Dr. Zachariah

noted that the Board's Subcommittee on Medical Education had earlier recommended adding residencies. He said this program needed further Board discussion.

Mr. Temple inquired how the hospital proposed to fund the residency positions. Dr. Strack introduced Dr. Richard Reynolds, Senior V.P. for Medical Advancement, BRCH. Dr. Reynolds said that residencies were funded through Medicare. He explained that the cap on new residencies applied to hospitals that already had residency programs. New residencies could be started if the hospital had not already had residency programs. He added that the hospital would have to have a high quality program that attracted residents.

Mr. Dasburg said this Board had a Subcommittee on Medical Education. He inquired whether this program was similar to the proposals this Board had heard from FIU and UCF, or whether this was different because of the current two-year affiliation with the University of Miami. He noted that it might be appropriate to address this question in that Subcommittee.

Dr. Zachariah said the first question for the Board was whether the State needed new medical schools. He noted that new medical schools were the most expensive option. He said the basic question was whether the Board was in the position to use state dollars to educate more medical students. Mr. Rummell said one study had said the State did not need new medical schools.

Mr. Dasburg said the Subcommittee should put all three proposals on its agenda and make a recommendation for the Board to consider. Mr. Temple said he needed to have a better understanding of the residency issue. Dr. Zachariah said medical students looked for somebody famous in a residency program; a medical school was not a prerequisite to start a residency program.

President Brogan noted that his proposal would expand UM residency slots through an existing partnership. Mr. Temple remarked that the CEPRI report focused on expanding existing residencies as opposed to beginning new medical schools.

Mr. Dasburg suggested that the Subcommittee should meet, invite experts and report to the full Board on two questions, as follows: 1) should the Board consider more medical schools; and, if the answer to question 1 is no, then, 2) should the Board address the proposal from FAU.

President Brogan suggested the Board should expedite these discussions as it takes multiple years to begin a medical school. He said the longer it takes, the slower the results, i.e., more doctors for Florida.

#### 6. Discussion, Proposed Legislation on Governance

Mrs. Roberts welcomed Representative Goodlette who joined the meeting by telephone conference call. Representative Goodlette thanked Mrs. Roberts for the opportunity to join the meeting in this manner. He explained that his bill, HB1001, specified the Constitutional duties of the Board and of the Legislature. He said he



believed the provisions of the bill harmonized the conflicting provisions of the Constitution and of the statutes. He said his goal was not to be confrontational, but to establish the management responsibilities of both bodies, and preserving the responsibilities of the legislative and executive branches. He said he had discussed the bill with Mr. Woodring.

Mrs. Roberts said she had several concerns with the bill. She said she was concerned that the universities were again defined as state agencies, and that the Board would again be the employer for collective bargaining purposes.

Representative Goodlette said the first nine pages of the bill reconciled the various Constitutional provisions. He said the final section of the bill established the legislative intent to reenact all laws relating to the Board of Governors, the university boards of trustees, the State Board and the postsecondary system in accordance with the findings of this bill. He said it was not the intent of the bill to make any changes in these relationships. He said he had heard from the University Presidents on the issue of "state agency status" and he had assured them that the bill was meant to ferret out the Constitutional duties.

Ms. Moll inquired whether this bill would make the Presidents employees of this Board. She said the Presidents should be the employees of their University Boards. Ms. Pappas said she understood the allocation of responsibilities between the Board and the Legislature. She said she was not clear about the Legislature's responsibility to "make provisions by law" regarding higher education.

Rep. Goodlette said that was the legislative responsibility. He said he construed this to mean that the Legislature would implement the Board's management responsibilities in law. Ms. McDevitt said she had a slightly different conclusion. She said she understood the Board's duties, as spelled out in the bill. She said that if the Board only acts to implement law, she was unclear how this would square with the Board's responsibilities spelled out in the Constitution. Representative Goodlette said this was still a "work in progress." He said it was his intent to spell out the 12 specific management responsibilities of the Board. He said he did not believe that the "provisions of law" statement placed any limitations on the Board's management responsibilities.

Mrs. Roberts said this was a good start. She said she appreciated Representative Goodlette's interest in the State University System. She said it was clear that the door was open for further discussion. She said she had some concerns about the language in the bill, and looked forward to working collaboratively with members of the Legislature.

#### 7. Consideration, USF System for Accreditation Purposes

Mr. Dasburg said there had been several conversations with USF about the separate accreditation of the campuses of USF St. Petersburg and USF Sarasota/Manatee. He read the letter the Chancellor would send President Genshaft clarifying the issue of the USF System for accreditation purposes. He moved that the

Board approve the letter, as read. Ms. Duncan seconded the motion, and members of the Board concurred unanimously.

8. Discussion, Rulemaking Procedure for the State University System

Mr. Woodring said the Board had discussed a proposed rulemaking procedure at its November 2004 meeting. He noted that as a Constitutional entity, the Board was not bound by the provisions of Chapter 120, F.S., the Administrative Procedures Act (APA). At that meeting, the Board also heard from Ms. Pam Bernard, UF's General Counsel, on an alternative policy-making procedure for the Board and the university boards of trustees. He said he had been working with the University Counsels since that time on the proposed rulemaking procedure.

Dr. Nathan Adams, Deputy General Counsel, explained the general principles of the proposed procedure for a uniform rulemaking and rule challenge process for the State University System ("Rule Procedure"). There should be opportunity for appropriate input; proposed rules should be easily accessible; proposed rules should be consistent with the Board's strategic plan and priorities; and to ensure conformity with the Board's policies, proposed rules should expeditiously be reviewed prior to final adoption. He described the Rule Procedure, including the hearing process, indicating that the goal was to resolve rule disputes internally within the State University System.

Dr. Adams said there was a key disagreement with the state universities. They are opposed to any prior review by the Board of Governors of university rules prior to final adoption. The Rule Procedure requires that the university board of trustees submit approved rules to staff of the Board of Governors. Staff would then have 30 days to determine whether the rule contravenes the strategic plan or policies of the Board. If staff identified a problem, they would refer it to the Board's Executive Committee for further review; otherwise, the rule would become final. He said referral would be rare indeed, as long as universities followed Board policy.

According to Dr. Adams, the Rule Procedure improves upon the APA and is better adapted to the State University System. For example, the Rule Procedure does not allow for a challenge to proposed rules, only existing rules, due to the Board's Constitutional authority. The Rule Procedure allows rules to become final faster than under the provisions of the APA. Notice is via the internet, not the Florida Administrative Weekly. There is a higher threshold for associational standing to bring a challenge. The university board of trustees issues the final orders, not an Administrative Law Judge.

Mrs. Roberts said she understood the University Counsels were not happy with the proposed prior review of university rules by this Board. She recommended that the State University Presidents Association discuss the proposed procedure and bring its recommendation to the Board.

Mr. McCollum suggested that any problem staff might have with a university rule during prior review should be explained, e.g., whether it is arbitrary, capricious, in conflict with state or federal law, or in conflict with the policy of the Board.

Ms. Duncan guessed that prior rule review would impose considerable additional workload on the General Counsel's office. Mr. Rummell inquired about the number of rule challenges the Office receives. President Hitt speculated there were few. Mr. Woodring indicated that one was pending. Ms. Pappas said the Rule Procedure lacked a timeframe for Board review. Mr. Temple said he would suggest that, rather than the full Executive Committee examining a rule, the first review should be done by the Chair and the Vice Chair. If the Chair agreed a rule should be examined by the full Board, the Board could address it at its next meeting. Ms. Moll said the Rule Procedure seemed to permit excessive micromanagement.

Mr. Woodring said the procedure lacked a timeframe for Board review because of the uneven schedule of Board meetings, but indicated it would be no problem to require consideration of a rule "at the next regular Board meeting." He said that he anticipated that fewer than five percent of all rules would be considered by the Executive Committee for review, and far fewer would be considered for full Board review. Mr. Woodring said that the problem with identifying categories of rules to be reviewed by staff was that it was always feasible for capable lawyers to circumvent a review category.

President Cavanaugh said the arguments about what to delegate were specious. This Board had already delegated to the university boards decisions on baccalaureate and Master's degree programs. He said he did not see the authority for rulemaking as any different from the authority for degree programs. He suggested the Board should rather focus on its important issues with the universities. Mrs. Roberts said that she welcomed suggestions from SUPA. Mr. Rummell said previewing every rule flew in the face of everything he believed; the Board should focus on the big issues.

Ms. Plymale said this Board had devolved rulemaking to the university boards in 2003. This proposed procedure was sending a clear message to the local boards. Mr. Beard, Chair, USF Board of Trustees, concurred.

Dr. Hitt inquired if the Board would consider the policy procedure Ms. Bernard had described.

Mrs. Roberts said she did not think this wise as there should be some level of rule review. Mr. Woodring said the Rule Procedure did not take away the trustees' rulemaking authority, but attempted to replace the review conducted by the Joint Administrative Procedures Committee (JAPC) with a new process consistent with the Board's Constitutional authority. A new procedure was needed, as the universities were no longer bound to follow the requirements of Chapter 120, F.S. He commented that under Chapter 120, F.S., JAPC reviewed every rule before it could be deemed final.

Mr. Dasburg said that while rulemaking had been devolved to the local boards, this Board could take it back. He said that alone could have the appropriate effect on university rulemaking.

Ms. Pappas acknowledged the concerns of counsel, that by too narrowly defining the types of rules that might be subject to review, something of import might proceed

without Board review. Nevertheless, and bearing that risk in mind, Ms. Pappas said that she was confident that there was a way to narrow the scope of prior review by Board staff, and offered her assistance in drafting such a statement. Ms. Parker added that the definition might identify categories of rules that must be reviewed. The Board members confirmed the sense of the Board that the Office of General Counsel should proceed by identifying categories of rules requiring prior review of Board staff with the assistance of Ms. Pappas.

9. Consideration, Implementation Authorization for a Doctor of Physical Therapy, UF

Dr. Robert G. Frank, Professor and Dean, College of Public Health and Health Professions, UF, said the University of Florida sought to be the second university in Florida, after USF, to move from the Master's in Physical Therapy to the Doctor of Physical Therapy (D.P.T.). He said there were approximately 205 accredited Physical Therapy programs in the U.S. He said the accrediting body for Physical Therapy, the Commission on Accreditation for Physical Therapy Education (CAPTE), currently accredited both the M.P.T. and the D.P.T. While CAPTE was not mandating the transfer, its vision statement for the next 20 years reflected the Association's support for doctorally prepared practitioners and the clinical doctorate as the first professional degree. He said that most programs were in the process of making the transition, and UF was afraid of losing good students if it failed to do so. He said it was estimated that the State of Florida would have a 38 percent increase in demand for physical therapists by 2012; UF produces 19 percent of the State's physical therapists. He said he was confident that this program at UF could become one of the best in the country, noting that there had been no recommendations from CAPTE from its most recent accreditation review of the program.

Dr. Zachariah said he did not doubt that UF had an excellent program. He said this appeared to him to be a new program, which was not a part of this Board's Strategic Plan. He said the statute only required graduation from an "accredited" program. He said at present, a patient could only see a physical therapist for 21 days before going to a doctor. He viewed this move so as to allow the physical therapists to set up their own practice without a doctor being involved. He said he remembered that USF had indicated it would not require new funds for the transition, while UF indicated a need for new dollars. He said he was also concerned that it appeared UF was recruiting students prior to having received Board approval for the program.

Dr. Frank clarified that UF was not requesting new funds; funds would be reallocated internally. He said the website did indicate that the University hoped to be able to offer this degree, but indicated that this was pending appropriate Board approval. He added that this was a serious curriculum, worthy of the doctorate designation.

Chancellor Austin said that there were five other universities with these Physical Therapy programs. They would not be presented to the Board as a "group," primarily because moving this program to the doctorate had broader implications vis-à-vis the

missions of several of the universities. She added that the other universities had not yet presented proposals for the transition to the doctorate.

Ms. McDevitt noted that this Board had approved USF's D.P.T. in October 2004. She inquired whether this program was different. Dr. Frank said it was not different.

Dr. Desai said he was interested in the evaluative criteria used by the universities in making the decision to move from the Master's to the doctorate. He wondered about the benefit of the "Doctor" title, other than being more marketable.

Dr. Frank said the last time Physical Therapy programs made a similar transition from the baccalaureate to the Master's degree, Florida was the last state to make the transition. He said it was costly for the universities to continue running two programs when they were late in making the transition. He said that this program was worthy of this recognition.

Dr. Desai said the state should be committed to providing the highest quality of education to its citizens. He said it was clear to him that students would go to the universities that offered the D.P.T.

Ms. Parker inquired about funding for the program. Dr. Joe Glover, Interim Provost, UF, said the information showed the costs for educating these students. These are internal costs. He added that the program would require an additional year of training. Mr. Stevens noted that there was a sharp rise in the numbers of programs moving to the D.P.T. There were current costs associated with the program, and new dollars coming from the additional FTE. Dr. Zachariah inquired about the meaning of "money requested" in the materials. Dr. Glover explained that this was money expected from the funding process, derived from student credit hours and FTE enrollment growth.

Ms. Parker said she understood the change was necessary for the UF program to remain competitive and that the whole field was moving in the direction of the doctorate. She said she was concerned about the whole purpose, then, of having a Strategic Plan. Dr. Glover explained that the UF Board had established seven institutional priorities. He said this evolution of the Physical Therapy program was in line with UF's Strategic Plan, as approved by its Board of Trustees. He said the best faculty would want to be in these programs, as well as the best students. He added that the UF program was third in the nation in receiving funding from external grants.

Dr. Zachariah said for him it was a question of whether the Board was going to adhere to its Strategic Plan. He said this Board had already heard from consultants that the universities were producing too many doctorates. Dr. Austin noted that this was an important program for UF.

President Machen said this was not a Ph.D. degree, but a D.P.T., a professional clinical degree. He described this transition as the natural evolution of a clinical discipline. He said it was important for this program to make the transition; this is a pre-eminent program. He said any assertion that UF was circumventing the Board of

Governors was simply not true. There was the matter of timing in attracting students; this was to advertise the intent of the University to offer this degree.

Commissioner Winn said one of his daughters was a successful graduate of the program. He said he was concerned if universities were being controlled by an accrediting agency. He also inquired whether students had already been admitted to the program. Dr. Frank responded that any letters would have contained a statement that the program still needed Board approval. He explained that a curriculum had to be designed prior to seeking Board approval. He said the program was very competitive, and the Department wanted to be ready to make the transition quickly, once approved. He added that students come to the University asking if the D.P.T. will be offered.

Mr. McCollum said he was sensitive to the Board's Strategic Plan and the obligations it would impose. He said that he was also sensitive to the need for the transition, in order to remain competitive with other universities, comparing it to the transition of the LL.B. to the J.D. He moved that the Board authorize the conversion of the existing Master's of Physical Therapy to a Doctor of Physical Therapy, CIP 51.2308, at the University of Florida, as presented. Ms. McDevitt seconded the motion.

Mr. Dasburg inquired about the nature of the conversion. Dr. Frank explained that the program had an additional 35 credit hours, extensive pre-clinical coursework, and an increased number of professional training activities. Mr. Rummell said it was not clear to him how the University could add this program without increased costs. Dr. Frank explained that there were enrollment dollars associated with increased credit hours. Ms. Pappas inquired whether Physical Therapy was a targeted program in the Strategic Plan. Dr. Austin said it was.

There were no further comments. The motion carried, 10 votes in favor, and five opposed. Voting against the motion were Mr. Dasburg, Mr. Rummell, Mr. Temple, Commissioner Winn, and Dr. Zachariah.

#### 10. Action Items for Consideration

- A. Amended 2005-2006 SUS Fixed Capital Outlay Legislative Budget Request, Three-Year PECO Project Priority List

Ms. Parker moved that the Board approve the revision of the Amended 2005/2006-2007/2008 SUS Three-Year PECO Project Priority List, as presented. Mr. Dasburg seconded the motion, and members of the Board concurred.

- B. Amended 2005-2006 SUS Fixed Capital Outlay Legislative Budget Request, Approval to Sell Bonds

Ms. Parker moved that the Board approve an amended portion of the 2005-2006 SUS Fixed Capital Outlay Legislative Budget Request, i.e., a Request for Legislative Approval for the State University System to Construct Facilities which are to be Financed or Partially Financed through

the Issuance of Revenue Bonds, as presented. Mr. Dasburg seconded the motion, and members of the Board concurred.

- C. Amended 2005-2006 SUS Fixed Capital Outlay Legislative Budget Request, Approval for Financing and Acquisition of Facilities by Direct Support Organizations

Ms. Parker moved that the Board approve an amended portion of the 2005-2006 SUS Fixed Capital Outlay Legislative Budget Request, i.e., a Request for Legislative Approval for the Financing and Acquisition of Facilities by Direct Support Organizations of the State University System, as presented. Mr. Dasburg seconded the motion and members of the Board concurred.

11. Adjournment

Having no further business, the Chair adjourned the regular meeting of the Florida Board of Governors at 4:45 p.m., March 24, 2005. Following adjournment, the Audit Committee met to hear a Status Report on the Financial Action Plan at FAMU from Interim President Castell Bryant.

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Carolyn K. Roberts,  
Chair

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Mary-Anne Bestebreurtje,  
Corporate Secretary