



Board of
Trustees

FLORIDA INTERNATIONAL UNIVERSITY
FINANCE AND AUDIT COMMITTEE

THURSDAY, 11 JUNE 2009

7:30 A.M.

FLORIDA INTERNATIONAL UNIVERSITY
GRAHAM CENTER BALLROOMS
UNIVERSITY PARK CAMPUS
MIAMI, FL

MEMBERSHIP

KIRK LANDON, *CHAIR*

MIRIAM LÓPEZ, *VICE CHAIR*

BETSY ATKINS

THOMAS BRESLIN

ALBERT MAURY

NOEL GUILLAMA-ALVAREZ, FOUNDATION BOARD OF DIRECTORS

AGENDA

- | | |
|--|-----------------------|
| 1. CALL TO ORDER AND CHAIR'S REMARKS | KIRK LANDON |
| 2. APPROVAL OF MINUTES | KIRK LANDON |
| 3. FOLLOW-UP TO ITEMS FROM PREVIOUS MEETINGS | KIRK LANDON |
| 4. ACTION ITEMS | |
| FA1 PROPOSED 2009-2010 OPERATING BUDGET | JOHN M. MILLER |
| a. RESOLUTION FOR OPERATING BUDGET | LIANE MARTINEZ |
| b. RESOLUTION FOR UNIVERSITY TUITION FEE
RULE | |
| c. RESOLUTION FOR STUDENT FEE – ACTIVITY &
SERVICE | |
| d. RESOLUTION FOR APPLICATION AND
ADMISSIONS DEPOSIT | |
| e. RESOLUTION FOR AMENDMENT OF UNIVERSITY
TRAFFIC AND PARKING REGULATIONS | |
| FA2 LEGISLATIVE BUDGET REQUEST 2010-2011 - FIXED
CAPITAL OUTLAY | JOHN CAL |
| FA3 SIGNATURE AUTHORITY – AUTHORIZATION TO SIGN
CHECKS FOR THE FIU COLLEGE OF MEDICINE HEALTH
CARE NETWORK FACULTY GROUP PRACTICE, INC. | JOHN ROCK |

4. ACTION ITEMS (*CONTINUED...*)

**FA4 DONATION OF WOMAN'S CLUB PROPERTY FROM
WOLFSONIAN, INC. TO FIU BOARD OF TRUSTEES** **CRISTINA MENDOZA**

FA5 INVESTMENT POLICY STATEMENT **JOHN MILLER**

5. DISCUSSION ITEMS

5.1 OFFICE OF INTERNAL AUDIT REPORT **ALLEN VANN**

5.2 PEOPLESOFT UPDATE **MIN YAO**

- a. CONTRACTS & GRANTS
- b. FINANCIALS UPGRADE
- c. CAMPUS SOLUTION – REVISING ACADEMIC
STRUCTURE

6. INFORMATION ITEMS

6.1 FOUNDATION REPORT **NOEL GUILLAMA-
ALVAREZ**

6.2 CFO & ADMINISTRATION UPDATE **JOHN M. MILLER**

- a. LEGISLATIVE UPDATE
- b. CONSTRUCTION UPDATE
- c. COLLEGE OF MEDICINE
- d. FINANCIAL STATEMENTS AS OF MARCH 31 2009

6.3 TREASURY REPORT **JOHN M. MILLER**

6.4 ENVIRONMENTAL – REGULATORY & COMPLIANCE **JENNIFER MWAISELA**

6.5 UNIVERSITY COMPLIANCE REPORT **LEYDA BENITEZ**

**6.6 FIU COLLEGE OF MEDICINE HEALTH CARE
NETWORK** **JOHN ROCK**

6.7 ATHLETICS UPDATE **PETE GARCIA**

- a. APR
- b. NAMING RIGHTS OPPORTUNITIES

6.8 OFFICE OF SPONSORED RESEARCH REPORT **ANDRES GIL**

7. NEW BUSINESS (*IF ANY*) **KIRK LANDON**

8. CONCLUDING REMARKS AND ADJOURNMENT **KIRK LANDON**

**THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee**

11 June 2009

SUBJECT: FINANCE AND AUDIT COMMITTEE MEETING MINUTES, 30 MARCH 2009

PROPOSED COMMITTEE ACTION:

Adopt the following Resolution:

RESOLVED that the minutes of the meeting of the Florida International University Board of Trustees' Finance and Audit Committee held on 30 March 2009, attached to this Resolution as Exhibit "FA-Minutes," are hereby approved.

EXHIBITS/SUPPORTING DOCUMENTS:

- Exhibit "FA-Minutes": 30 March 2009 Finance and Audit Committee meeting minutes.

FACILITATOR/PRESENTER:

- Committee Chair Kirk Landon

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**FINANCE AND AUDIT COMMITTEE
MINUTES
30 MARCH 2009**

I. Call to Order

The Florida International University Board of Trustees' Finance and Audit Committee meeting was called to order by Committee Chair Kirk Landon at 8:30 am on Monday, 30 March 2009, in University Park Graham Center Ballrooms, Miami, Florida.

The following attendance was recorded:

Present

Kirk Landon, *Chair*
Betsy Atkins
Thomas Breslin
Albert Maury

Excused

Miriam López, *Vice Chair*

II. Approval of Minutes

Committee Chair Kirk Landon asked if there were any additions or corrections to the minutes of the 13 November 2008, Finance and Audit Committee meeting. Hearing none, the Committee adopted the following:

RESOLVED that the minutes of the meeting of the Finance and Audit Committee, held on 13 November 2008, and attached to this Resolution as Exhibit "FA-Minutes," are hereby approved.

III. Chair's Remarks

Committee Chair Landon welcomed Trustees and staff to the meeting. He also welcomed T. Gene Prescott, FIU Foundation Board of Directors Vice Chair, noting that in the absence of Noel Guillama-Alvarez FIU Foundation Board of Directors Treasurer, he would later provide a recap on the financial and investment statements of the FIU Foundation.

Committee Chair Landon welcomed and introduced newly appointed Controller Thom Davis and Assistant Vice President of Business Services Patricia Bamford to the meeting.

Committee Chair Landon recognized Ed Furnas Assistant Director in Facilities Management and Yolande Flores Director of Budget and Operations and thanked them for their hard work and their respective contributions to University.

IV. Follow-up to Items from Previous Meetings

As a follow-up to his request from the last Committee meeting, Committee Chair Landon met with the University's Vice President for Human Resources Jaffus Hardrick to discuss areas where critical improvements for Human Resources could be implemented. Committee Chair Landon noted that the Committee would review and consider two policies, which were reflective of streamlined human resources processes.

V. Items for Committee Review

A. Action Items

1. University Technology Fee

Vice President for Student Affairs Rosa Jones and Vice President for Information Technology and CIO Min Yao presented the University Technology Fee for Committee review, noting that the Board of Governors and the Florida State Legislature provided that each university board of trustees may establish a technology fee of up to five percent. VP Jones noted that the University's Technology Fee Committee held open student forums and reviewed and approved the establishment of the Technology Fee. She also added that future meetings would be held to discuss and provide recommendations on the use and allocation of the Technology Fee funds.

After discussion, the Committee recommended the following Resolution for Board approval:

WHEREAS, the Florida International University Board of Trustees ("the BOT") has the power to establish a Technology Fee for the University pursuant to the Board of Governors Regulation 7.003, and F.S. 1009.24, amended by the Florida Legislature during the spring 2007 session; and

WHEREAS, the Board of Governors Regulation and F.S. 1009.24 authorize each state university board of trustees to establish a technology fee of up to 5% of the tuition per credit hour, beginning with the fall term of the 2009-2010 academic year; and

WHEREAS, the University's Technology Fee Committee, composed of fifty percent students and fifty percent staff reviewed and approved the proposal to establish this fee, and their final report is attached hereto as Exhibit "A"; and

WHEREAS, the Technology Fee Committee held open student forums and provided general recommendations regarding the process and use of the technology fee;

THEREFORE BE IT RESOLVED that the BOT approves the Technology Fee of 5% of the tuition per credit hour, effective the beginning of the Fall term, 2009;

BE IT FURTHER RESOLVED that the increase will fund enhanced instructional technology resources for faculty and students; and

BE IT FURTHER RESOLVED that the BOT authorizes the University Administration to take all further actions necessary to implement this Resolution.

2. University Identity Theft Prevention Program

University Compliance Officer Leyda Benitez presented the University Identity Theft Prevention Program for Committee review, noting that as the University offered and/or maintained covered accounts, the development, implementation and maintenance of a written Identity Theft Prevention Program was required to comply with the Federal Trade Commissions' Red Flags Rule.

Committee Chair Landon requested that the Compliance office provide annual status reports on the University's Identity Theft Prevention Program.

After discussion, the Committee recommended the following Resolution for Board approval:

WHEREAS, pursuant to the Fair and Accurate Credit Transactions Act of 2003 (FACT Act), the Federal Trade Commission promulgated the Red Flags Rule which requires institutions that offer or maintain "covered accounts" to develop and implement a written Identity Theft Prevention Program; and

WHEREAS, Florida International University has determined, pursuant to a risk assessment, that it offers and maintains "covered accounts" and, as such, must have in place a written Identity Theft Prevention Program; and

WHEREAS, pursuant to the Red Flags Rule, the initial Identity Theft Prevention Program must be approved by the Florida International University Board of Trustees ("the BOT"), or an appropriate committee thereof;

NOW, THEREFORE, BE IT RESOLVED, that the BOT hereby adopts the Florida International University Identity Theft Prevention Program, in the form, attached as Exhibit "B" hereto.

3. Recruitment and Selection Policy

VP Hardrick presented the Recruitment and Selection Policy for Committee review, noting that the proposed policy was recommended in order to provide one comprehensive policy, which would address and clarify the recruitment process.

After discussion, the Committee recommended the following Resolution for Board approval:

WHEREAS, the Florida International University Board of Trustees ("the BOT") is the public employer of all employees of the University and has the power and duty to adopt personnel policies for all University employees; and

WHEREAS, the University currently has four policies and one guideline that address how business is conducted regarding recruitment and selection, which include Advertising; New Employee Experience; Employment Offers; Internal Recruitment Promotions, Demotions and Transfers; and Interdepartmental Hiring Guidelines; and

WHEREAS, in order to streamline and provide clarity, one comprehensive policy, Recruitment and Selection, should be adopted superseding the four aforementioned policies and one guideline;

NOW, THEREFORE, BE IT RESOLVED that the BOT approves the Recruitment and Selection Policy, attached hereto as Exhibit "C";

BE IT FURTHER RESOLVED that the Recruitment and Selection Policy, attached hereto as Exhibit "C" shall be effective immediately; and

BE IT FURTHER RESOLVED that the University Administration takes all actions necessary to give effect to this Resolution.

4. Pre-employment Requirements Policy

VP Hardrick presented the Pre-employment Requirements Policy for Committee review, noting that the proposed amendments to the existing policy were necessitated in order to provide a more comprehensive policy, which addressed the appropriate investigation to conduct of prospective and current regular full-time, part-time or temporary employees.

Trustee Albert Maury motioned to amend the Policy to also include that the University will conduct more in-depth criminal checks of all employees of the Athletics Department who travel with students to events. The Committee amended the Policy.

After discussion, the Committee recommended the following Resolution for Board approval:

WHEREAS, the Florida International University Board of Trustees ("the BOT") is the public employer of all employees of the University and has the power and duty to adopt personnel policies for all University employees; and

WHEREAS, the BOT adopted personnel policies for all University employees, including a Pre-employment Requirements Policy; and

WHEREAS, the Pre-employment Requirements Policy for University non-bargaining employees should be amended for a more comprehensive policy to address the appropriate investigation to conduct of prospective and current regular full-time, part-time or temporary employees; and

NOW, THEREFORE, BE IT RESOLVED that the BOT approves the amended Pre-employment Requirements Policy, attached hereto as Exhibit "D";

BE IT FURTHER RESOLVED that the Pre-employment Requirements Policy, attached hereto as Exhibit "D" shall be effective immediately; and

BE IT FURTHER RESOLVED that the University Administration takes all actions necessary to give effect to this Resolution.

5. Authorization for the Issuance of Debt to Finance the Construction of Parking Garage V at University Park Campus

Sr. Vice President for Administration and CFO Vivian Sanchez presented the Authorization for the Issuance of Debt to Finance the Construction of Parking Garage V at University Park Campus for Committee review, noting that the University requested to construct Parking Garage V to add additional parking spaces to the University's parking system in order to satisfy the current and continued expected demand. She added that Garage V, if approved, would serve as a multi-purpose facility, which would include retail space as well as house the University's Police operations.

After discussion, the Committee recommended the following Resolution for Board approval:

WHEREAS, enrollment growth at the Florida International University ("University") over the last several years has created ever increasing demands for parking; and

WHEREAS, when the last garage, Red Parking Garage, was opened in Fall 2003, University student headcount was 32,885. By Fall 2008, headcount increased to 39,093, and as a result the current 5,000 structured and 5,104 surface parking spaces at the University's main campus are inadequate to meet demand; and

WHEREAS, the University desires to construct Parking Garage V to add a net additional 1,750 parking spaces to the University's parking system.

NOW, THEREFORE, BE IT RESOLVED by the Florida International University Board of Trustees ("the BOT") as follows:

Section 1. The BOT hereby requests the Florida Board of Governors to request the Division of Bond Finance of the State Board of Administration of Florida (the "Division") to issue bonds in an amount not exceeding \$32,000,000 (the "Bonds") for the purpose of financing a portion of the construction of Parking Garage V on the campus of the University, to fund a debt service reserve fund and to pay certain costs of issuing the bonds.

Section 2. The University currently has four parking garages on its main campus providing 5,000 structured parking spaces. The proposed Parking Garage V would add a net additional 1,750 parking spaces to the University's parking system. Parking Garage V will include approximately 30,000 gross square feet of shell space. In addition approximately

11,000 gross square feet of Public Safety Offices will be housed within the structure. The portion of Parking Garage V that will house the Public Safety Offices will be funded with approximately \$3.2 million in Public Education Capital Outlay ("PECO") funds previously authorized by the State of Florida and approximately \$700,000 in other sources. Parking Garage V (the "Project") is reflected on the approved master plan for the University and is consistent with the mission of the University because it will provide additional parking spaces to meet the ever increasing demands for parking created by growth in enrollment over the past several years. Construction of the Project is expected to begin in June, 2009, and to be completed by August, 2010. Proceeds of the Bonds, along with PECO and University funds, are anticipated to be sufficient to complete the construction of the Project. Legislative approval of the Project has been obtained pursuant to section 1010.62, Florida Statutes. No proceeds of the Bonds will be used to finance operating expenses of the University.

Section 3. The Bonds are to be payable from and secured by a lien on the revenues of the parking system of the University and will be payable on a parity basis with the outstanding Parking Facility Revenue Bonds, Series 1995, Series 1999 and Series 2002, all of which were issued through the Division. Parking system revenues include mandatory student fees, decal sales, fines, and meters. Expenses include operating, maintenance and administrative costs. The University is legally authorized to secure the Bonds with the revenues to be pledged pursuant to section 1010.62, Florida Statutes. The University is also committed to ensuring that sufficient revenues will be generated to fulfill the University's obligations with respect to the Bonds.

Section 4. The Bonds will mature not more than 30 years after issuance, including any extensions or renewals thereof. The Project has an estimated useful life of 50 years, which is beyond the anticipated final maturity of the Bonds. The Bonds will bear interest at a fixed interest rate.

Section 5. The Bonds will be sold by the Division through either a competitive or negotiated sale. A negotiated sale may be desirable due to the uncertainty in the financial markets. An analysis showing that a negotiated sale is desirable is attached in Appendix A. Any selection of underwriters or financial advisors should be accomplished through a competitive selection process. Any bond insurance or other credit enhancement should be chosen through a competitive selection process analyzing the cost of the insurance or credit enhancement and the expected interest cost savings resulting from their use.

Section 6. The BOT will ensure that the University complies with all requirements of federal and state law relating to the Bonds, including but not limited to, laws relating to maintaining the exemption from taxation of interest payments on the Bonds and continuing secondary market disclosure of information regarding the Bonds.

Section 7. The President of the University, Chief Financial Officer, and/or Treasurer of the University are hereby authorized to take all actions and steps, to execute all instruments,

documents, and contracts, and to take all other actions consistent with the terms of this resolution in connection with the execution, sale and delivery of the Bonds.

Section 8. In making the determination to finance the Project, the BOT, through a presentation to the BOT by University staff, has reviewed the information attached to Appendix A and finds that the issuance of the Bonds is in compliance with the Debt Management Guidelines, the University's debt management policy, and applicable law.

Section 9. This Resolution shall take effect immediately upon its adoption.

6. Investment Policy Statement Amendment

University Treasurer John Miller presented the Investment Policy Statement Amendment for Committee review, indicating that the University Investment Committee recommended the proposed revisions to the Investment Policy Statement to define eligible investments in the Working Capital Pool.

After discussion, the Committee recommended the following Resolution for Board approval:

WHEREAS, with the enactment of the Florida K-20 Education Code (Chapters 1000 through 1013, Florida Statutes), the Florida Legislature empowered The Florida International University Board of Trustees ("the BOT") with the powers previously held by the Florida State Board of Education; and

WHEREAS, Section 1011.42, Florida Statutes, consistent with the devolution of powers to individual local university boards, empowered the BOT with responsibility for management of the financial affairs of the University, including the acceptance, withdrawal and investment of University funds; and

WHEREAS, the BOT is an "institution" as defined in Section 1010.10, Florida Statutes (the "Act"); and

WHEREAS, the Act allows the University to invest its funds pursuant to a prudent investor standard and in accordance with all applicable laws, rules and regulations; and

WHEREAS, the University Investment Committee was created as an advisory committee and will take no action regarding University policies without adoption by the BOT; and

WHEREAS, the University's Investment Committee (the "Committee") has reviewed the proposed revisions to the Investment Policy Statement, attached as Exhibit "E", to define eligible investments in the Working Capital Pool as investments in the following:

- Florida State Treasury
- Florida State Board of Administration
- Qualified Public Depositories as defined by the State of Florida

- US Government and its Agencies
- Money Market and Short Term Fixed Income Funds Rated in the AA/Aa category or higher by at least two of the following rating agencies: Moody's Investors Service, Standard and Poor's and Fitch;

THEREFORE, BE IT RESOLVED that the BOT hereby approves the revised Investment Policy Statement attached to this Resolution as Exhibit "E."

Reports

7. Foundation Report

FIU Foundation, Inc. Board of Directors Vice Chair T. Gene Prescott presented the Foundation Report, providing an update on the Foundation's finances, investments performance and fundraising efforts. He announced the resignation of Directors Jim Mandich and Ted Spak and thanked them for their service and support of the University. He welcomed newly elected Director Kathryn Dinkin.

8. CFO & Administration Update

Sr. VP & CFO Sanchez presented the CFO and Administration Update, providing a University-wide budget summary. She reported that growth was experienced in the areas of Graduate enrollment and student scholarships and grants. She also reported that a savings was experienced due to vacant positions, a percentage of which were not under recruitment.

9. PeopleSoft Update

Sr. VP & CFO Sanchez presented the PeopleSoft Update, providing the status update of the implementation of the Grants Suite and upgrading of the Financials System.

10. FIU College of Medicine Health Care Network

Executive Associate Dean of Clinical Affairs in the College of Medicine Dr. J. Patrick O'Leary provided the College of Medicine Health Care Network ("HCN") Report, updating the Committee on the activities of the HCN.

Committee Chair Landon requested a report at the next scheduled Committee meeting detailing the enrollment statistics of the College of Medicine, comparing and contrasting the number of accepted applicants to the actual enrollment data.

11. Office of Internal Audit Report

Audit Managers Pyong Cho and Manuel Sanchez provided the Internal Audit Report, providing updates on ongoing audits.

12. Sponsored Research Report

Executive VP and Provost Ronald Berkman and Sr. Vice President of Research and Graduate Education George Walker introduced Vice President for Sponsored Research Andres Gil. VP Gil

presented the Sponsored Research Report, providing an update on quality of service, awards and expenditures.

13. Athletics Update

Athletics Director Pete Garcia presented the Athletics Update, noting the exceptional performances of the Men's Baseball and Women's tennis teams. He provided a financial update of the Athletics Finance Corp, also noting positive progress on fundraising efforts. He reported on the radio agreement which provided greater exposure at a no charge basis.

14, 15 and 16. Reports

Committee Chair Landon requested that the Treasury Report, Environmental – Regulatory & Compliance Report and the University Compliance Report be accepted as written. There were no objections.

VI. Other Business

The Finance and Audit Committee met with the University's senior management without the presence of the Office of Internal Audit, as mandated by the Committee's charter.

VII. Adjournment

With no other business, Committee Chair Landon adjourned the meeting at 10:50 am.

<i>Trustee Requests</i>	<i>Follow-up</i>	<i>Completion Date</i>
<i>1. Committee Chair Landon requested yearly status reports regarding the University's Identity Theft Prevention Program.</i>	<i>University Compliance Officer, Leyda Benitez</i>	<i>March 2010</i>
<i>2. Committee Chair Landon requested that the University evaluate the viability of assigning one person in every area/division which shall be responsible for ensuring compliance by monitoring the adherence to correct processes.</i>	<i>Sr. VP & CFO Vivian Sanchez</i>	<i>June 2009</i>
<i>3. Committee Chair Landon requested that quarterly reports in the form of a brief executive summary are submitted to the Committee detailing the grants awarded to University Faculty.</i>	<i>VP Sponsored Research, Andres Gil</i>	<i>June 2009</i>
<i>4. Committee Chair Landon requested a report at the next scheduled Committee meeting detailing the enrollment statistics of the College of Medicine, comparing and contrasting the number of accepted applicants to the actual enrollment data.</i>	<i>Sr. VP for Health Affairs and Dean of the College of Medicine, John Rock</i>	<i>June 2009</i>
<i>5. Trustee Atkins noted that due to the current economic crisis, it would be advantageous for the University administration to</i>	<i>Executive VP and Provost, Ronald</i>	<i>June 2009</i>

FA-Minutes

FIU Board of Trustees
Finance and Audit Committee
Minutes
30 March 2009
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DRAFT

<i>analyze and evaluate innovative ways to market graduate degree programs to graduating undergraduate students as well as those in the job market.</i>	<i>Berkman</i>	
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Exhibits attached: "A," "B," "C," "D," & "E"

*MB
4.2.09*

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee

11 June 2009

SUBJECT: PROPOSED 2009-2010 UNIVERSITY OPERATING BUDGET

PROPOSED COMMITTEE ACTION:

Recommend Board adoption of the following Resolution:

RESOLVED that the Florida International University Board of Trustees (“the Board”) approves the 2009-2010 University Operating Budget and the Self Insurance Program Budget attached hereto in Exhibit “A”;

FURTHER RESOLVED that the Board approves the 2009-2010 Operating Budget of the FIU Foundation, Inc., as adopted by the FIU Foundation Inc. Board of Directors on May 27, 2009; the 2009-2010 Operating Budget for the FIU Athletics Finance Corp., as adopted by the FIU Athletics Finance Corp. Board of Directors on April 30, 2009; the 2009-2010 Operating Budget for the FIU Research Foundation, Inc., as adopted by the FIU Research Foundation, Inc. Board of Directors on May 12, 2009; and the 2009-2010 Operating Budget for the FIU College of Medicine Health Care Network Faculty Group Practice, Inc. (“FIUHCN”) , as adopted by the FIUHCN Board of Directors on May 6, 2009, each of which is attached hereto in Exhibit “A”, and

FURTHER RESOLVED that the Board delegates to the University President the authority to amend the University Operating Budget to adjust to changing circumstances, and

FURTHER RESOLVED that the University President shall keep the Board of Trustees informed of any changes in excess of 2% made to the total approved 2009-2010 Operating Budget during the operating year.

BACKGROUND INFORMATION:

A: AUTHORITY:

PURSUANT TO SECTION 1001.74(3), FLORIDA STATUTES, AND THE FLORIDA BOARD OF GOVERNORS REGULATION 1.001, THE BOARD SHALL ADOPT THE UNIVERSITY OPERATING BUDGET AND SUBMIT THE BUDGET TO THE BOARD OF GOVERNORS FOR APPROVAL.

BOARD OF GOVERNORS REGULATION 9.007 PROVIDES IN PERTINENT PART:

(2) Each University Board of Trustees shall adopt an operating budget for the general operation of the university as prescribed by the regulations of the Board of Governors. The University board of trustees-ratified operating budget is presented to the Board of Governors for approval. Each university president shall implement the operating budget of the university as prescribed by regulations of the Board of Governors, policies of the University Board of Trustees, provisions of the General Appropriations act, and data reflected within the Allocation Summary.

FLORIDA BOARD OF GOVERNORS REGULATION 10.001, relating to Self Insurance Programs, provides in pertinent part:

(1) (d) (3) an annual budget for the Self-Insurance Program [shall be submitted] through the University Board of Trustees to the Board of Governors;

FIU REGULATION FIU-1502, RELATING TO DIRECT SUPPORT ORGANIZATIONS (“DSO”), PROVIDES IN PERTINENT PART:

(2)(d) [Each DSO shall] provide that an annual budget, which has been approved by its governing board and recommended by the President of the University, is submitted to the Board of Trustees for review. Such proposed budget shall be approved by the Board of Trustees no later than sixty (60) days after the first day of the fiscal year to which the proposed budget pertains.

B: THE PROPOSED 2009-2010 UNIVERSITY BUDGET IS PRESENTED USING THE FOLLOWING CATEGORIES:

Exhibit “A”:

Proposed Allocations 2009-2010 by Budget Entities

- A. Overview
- B. Educational and General (E&G)
- C. Auxiliary Enterprises Proposed Budget Allocation
- D. Sponsored Research Proposed Budget Allocation
- E. Activity and Service Proposed Budget Allocation
- F. Intercollegiate Athletics Proposed Budget Allocation
- G. Concession Proposed Budget Allocation
- H. Financial Aid Proposed Budget Allocation
- I. FIU Foundation, Inc.

- J. FIU Research Foundation, Inc.
- K. FIU Athletics Finance Corp
- L. FIU Health Care Network
- M. FIU Self-Insurance Program
- N. University Treasury Operations
- O. Fixed Capital Outlay

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT “A”: 2009-2010 Proposed University Operating Budget

FACILITATOR/PRESENTER:

- John Miller
- Liane Martinez

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Florida International University
Board of Trustees Financial Summary
2009-10 Budget

Overview¹

	Original Budget	Forecast	Change Forecast vs. Final Budget	Requested Budget	Change Forecast vs. Requested Budget
<i>(In millions of dollars)</i>	2008-09	2008-09		2009-10	
<u>Revenue / Receipts</u>					
University					
Education and General (net) ²	\$329.2	\$340.0	\$10.8	\$340.2	\$0.2
University	317.7	328.5	10.8	302.7	(25.8)
College of Medicine	11.5	11.5	0.0	22.4	10.9
State Fiscal Stabilization Fund ⁷				15.1	15.1
FIU Self-Insurance Program				0.1	0.1
Auxiliary Enterprises	110.8	117.8	7.0	119.7	1.9
Sponsored Research	85.4	85.4	0.0	89.5	4.1
Student Scholarships	75.6	78.7	3.1	89.2	10.5
Concessions	0.4	0.3	(0.1)	0.4	0.1
Intercollegiate Athletics	17.7	18.0	0.3	18.5	0.5
Activities & Service	10.2	10.4	0.2	11.7	1.3
Technology Fee				5.7	5.7
Direct Support Organizations					
FIU Athletics Finance Corp	4.1	3.0	(1.1)	3.6	0.6
FIU Research Foundation Inc.	0.0	0.1	0.1	0.0	(0.1)
FIU Foundation Inc.	31.9	14.0	(17.9)	22.9	8.9
FIU Health Care Network				0.1	0.1
Interfund Adjustments ⁵	(11.7)	(8.9)	2.8	(9.9)	(1.0)
Total Operating Revenues	653.6	658.8	5.2	691.7	32.9
University (net)	5.8	(13.8)	(19.6)	8.7	22.5
FIU Foundation Inc.	5.4	(31.7)	(37.1)	4.7	36.4
Total Investment Revenues	11.2	(45.5)	(56.7)	13.4	58.9
Student Loans ³	132.7	133.1	0.4	152.9	19.8
Total Revenues / Receipts	797.5	746.4	(51.1)	858.0	111.6
<u>Expenses</u>					
University					
Education and General	336.2	329.8	(6.4)	360.1	30.3
University	324.7	318.6	(6.1)	322.6	4.0
College of Medicine	11.5	11.2	(0.3)	22.4	11.2
State Fiscal Stabilization Fund ⁷				15.1	15.1
FIU Self-Insurance Program				0.1	0.1
Auxiliary Enterprises	98.4	99.1	0.7	107.5	8.4
Sponsored Research	84.9	84.9	0.0	89.0	4.1
Student Scholarships	75.1	78.4	3.3	88.4	10.0
Concessions	0.4	0.2	(0.2)	0.4	0.2
Intercollegiate Athletics	19.0	18.6	(0.4)	19.1	0.5
Activities & Service	10.3	10.0	(0.3)	11.6	1.6
Technology Fee				5.7	5.7
Direct Support Organizations					
FIU Athletics Finance Corp	0.7	0.6	(0.1)	0.9	0.3
FIU Research Foundation Inc.	0.1	0.1	0.0	0.1	0.0
FIU Foundation Inc. ⁴	17.3	13.5	(3.8)	12.0	(1.5)
FIU Health Care Network				0.1	0.1
Interfund Adjustments ⁵	(11.7)	(8.9)	2.8	(9.9)	(1.0)
Total Operating Expenses	630.7	626.3	(4.4)	685.1	58.8
Principal Payment of Debt ⁶	8.8	7.8	(1.0)	12.3	4.5
Student Loans	132.7	133.1	0.4	152.9	19.8
Change in Net Assets (incl. Investments)	\$25.3	(\$20.8)	(\$46.1)	\$7.7	\$28.5
Change in Net Assets (excl. Investments)	\$14.1	\$24.7	\$10.6	(\$5.7)	(\$30.4)

Florida International University
Board of Trustees Financial Summary
2009-10 Budget

Overview¹

Notes:

¹ The financials presented above reflects the state budgeting methodology which differs from full accrual Financial Statements. The following have the most significant impact:

- Depreciation of Assets: For budgeting purposes equipment purchases are fully expensed in their acquisition year, therefore depreciation is not included in the budget.
- Payables: The E&G budget expenses include year end commitments (encumbrances) even though they have not yet been invoiced
- Unrealized gains and losses: Investment results are recognized as revenues in the budget however GASB accounting principles require that it be recorded as an expense.

² E&G revenues include State Funding and Tuition and are net of waivers, uncollectible amounts and 30% Financial Aid need-based amounts per BOG regulation. The difference between E&G Revenues and Expenses will be funded from prior years carry forward

³ As of FY 2006-07 the University no longer budgets student loans since it represents a pass thru for the university.

⁴ The FIU Foundation Inc. FY 2008-09 projections represent YTD Actuals through April 2009; FY 2009-10 budget has been approved by the FIU Foundation Board of Directors.

⁵ Interfund transfers have been included resulting in higher revenue and expenses by fund allowing for an individual fund performance analysis. The interfund adjustments above eliminate this double counting. However, interfund transactions such as tuition funded by scholarships and auxiliary services provided to other units have not been eliminated. Since revenues and expenses are equal, the interfund adjustments are the same for both.

⁶ Principal payment of debt reflected above per BOG requirement that debt service payments be shown on a cash basis

⁷ State Fiscal Stabilization Fund is appropriated as follows: University \$14.2M, College of Medicine \$0.9M

Florida International University
Board of Trustees Financial Summary
2009-10 Budget

Overview¹

<i>(In millions of dollars)</i>	Adjusted Budget	Forecast	Change Forecast vs. Final Budget	Requested Budget	Change Forecast vs. Requested Budget
	2008-09	2008-09		2009-10	
Carry Forward ¹					
Prior Years Available Funds ²	43.6	\$43.6	\$0.0	\$32.2	(\$11.4)
2008 -2009 Available Funds	-	3.9	3.9		(3.9)
Total Available Funds	43.6	47.5	3.9	32.2	(15.3)
Projected Expenditures	16.2	15.3	(0.9)	3.3	(12.0)
Funding of Budget Cuts	6.0	-	(6.0)	19.8	19.8
Net Available Carry Forward	\$21.4	\$32.2	\$10.8	\$9.1	(\$23.1)
Capital Appropriation (Revenue)					
Public Education Capital Outlay	\$38.0	\$38.0	\$0.0	\$6.8	(\$31.2)
Capital Improvement Fee Trust Fund (CIF)	12.7	12.7	-	-	(12.7)
Challenge Grants					
Alec P. Courtelis Grant	1.3	1.3	-	-	(1.3)
Total Challenge Grants	1.3	1.3	-	-	(1.3)
Total Capital Appropriation	\$52.0	\$52.0	\$0.0	\$6.8	(\$45.2)

Notes:

¹ The Carry Forward information presented above includes University centrally controlled funds and excludes departmentally allocated funds, the statutory 5% reserve and line items funded from the state.

² Original Budget Adjusted to reflect historical carry forward reconciliation.

Florida International University
Financial Summary
E&G Summary

	Original Budget	Forecast	Change Forecast vs.	Requested Budget	Change Forecast vs.
(In millions of dollars)	2008-09	2008-09	Original Budget	2009-10	Requested Budget
Revenues					
General Revenues ¹	\$192.3	\$184.6	(\$7.7)	\$160.3	(\$24.3)
General Revenues - LBR		7.5	7.5		(7.5)
General Revenues : College of Medicine	11.5	11.5		21.4	9.9
Lottery ¹	24.5	23.6	(0.9)	21.1	(2.5)
State Fiscal Stabilization Funds				15.1	15.1
Tuition	111.3	115.2	3.9	128.1	12.9
Tuition College of Medicine				1.0	1.0
Financial Aid (30%)	(1.9)	(2.4)	(0.5)	(2.9)	(0.5)
Net tuition ²	109.4	112.8	3.4	126.2	13.4
Expected Shortfall ³	(8.5)		8.5	(3.9)	(3.9)
Total Revenue Available	\$329.2	\$340.0	\$10.8	\$340.2	\$0.2
Expenditures					
University Budget	324.7	318.6	(6.1)	322.6	4.0
College of Medicine Budget	11.5	11.2	(0.3)	22.4	11.2
Total Budget	336.2	329.8	(6.4)	345.0	15.2
State Fiscal Stabilization Fund				15.1	15.1
Total Operating Expenses	\$336.2	\$329.8	(\$6.4)	\$360.1	\$30.3
Net Assets	(\$7.0)	\$10.2	\$17.2	(\$19.9)	(\$30.1)
GAP Mitigation					
Treasury	1.0		(1.0)		
Carryforward	6.0		(6.0)	19.8	19.8
Net GAP after Non-recurring funds		\$10.2	\$10.2	(\$0.1)	(\$10.3)

¹ Total FY 2009-10 General Revenue and Lotto reduction, excluding College of Medicine, is (\$31.6M). This was slightly offset by the following adjustments; additional non recurring addback of \$1.2M, passthroughs e.g. PO&M of \$1.5M, Health and Life Insurance adjustments of \$2.4M and (\$0.08M), respectively, and risk insurance of (\$0.03M).

² Tuition net of waivers, uncollectible amounts and 30% need based Financial Aid per BOG recommendations.

³ FY 2009-10 Expected shortfall in Lottery funds are primarily attributed to uncertainty of the LOTTO appropriations expected from the State.

Florida International University
Financial Summary
2009-10 E&G Revenue Growth

<i>(In thousands of dollars)</i>	General Revenue	College of Medicine	Educational Enhancement	Total State Funding	Student Fee (net)	State Fiscal Stabil. Fund	Total
2008 - 09 Adjusted Base Budget	\$192,096	\$11,465	\$23,642	\$227,203	\$112,809		\$340,012
Adjustment for Non recurring appropriations	(\$7,505)		(\$2,083)	(\$9,588)			(\$9,588)
2008 - 09 Adjusted Recurring Base Budget	\$184,591	\$11,465	\$21,559	\$217,615	\$112,809		\$330,424
2009 - 10 New Funds							
• Enrollment Growth & Tuition ¹							
University					12,372		12,372
College of Medicine					1,028		1,028
• Infrastructure							
Phased - In Space	1,529			1,529			1,529
• Employee Compensation & Benefits							
Health Insurance Increase (08-09 annualization)	2,389	40		2,429			2,429
Life Insurance Estimated (08-09 annualized and adjust)	(81)	(3)		(84)			(84)
• Legislative Line Item							
College of Medicine		10,929		10,929			10,929
• General Revenue - Restore as Nonrecurring	1,202			1,202			1,202
• State Fiscal Stabilization Fund							
University						14,251	14,251
College of Medicine						866	866
2009 - 10 Reductions - Recurring							
• General Revenue	(29,301)	(1,029)		(30,330)			(30,330)
• Risk Insurance	(38)			(38)			(38)
• Ed Enhancement			(477)	(477)			(477)
Total Net Incremental Dollars	(24,300)	9,937	(477)	(14,840)	13,400	15,117	13,677
Expected Shortfall			(3,851)	(3,851)			(\$3,851)
2009 - 10 Base Budget	\$160,291	\$21,402	\$17,231	\$198,924	\$126,209	\$15,117	\$340,250

¹ Tuition revenues are net of waivers, uncollectible amounts and 30% Financial Aid need based amounts per BOG regulation

Florida International University
Financial Summary

Total Auxiliary Enterprises

	Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues*	110,843	117,788	119,741	1,953
<u>Expenditures</u>				
Salaries and Benefits	34,729	34,601	38,474	3,873
OPS	12,799	13,160	13,661	501
Expense	43,524	43,948	45,877	1,929
OCO	2,592	2,184	4,538	2,354
Debt Service Interest	4,798	5,173	4,948	(225)
Total Operating Expenses	98,442	99,066	107,498	8,432
Operating Income	12,401	18,722	12,243	(6,479)
Investment Revenues	1,826	354	708	354
Principal Payment of Debt	(6,345)	(5,853)	(8,291)	(2,438)
Operational Transfers	1,017	(0)	0	0
Change in Net Assets	8,899	13,223	4,660	(8,563)

FUND BALANCE

Beginning Fund Balance	98,879	88,577	97,492
Change in Net Assets	8,895	13,223	4,660
Capital Expenditures	(6,359)	(3,412)	(10,298)
Third Party Transfers	500	0	0
Institutional Transfers	500	(896)	234
Ending Fund Balance	\$102,415	\$97,492	\$92,088

Notes

Budget figures represent total revenue and expenditures for all Auxiliary activities, hence interdepartmental transactions have not been eliminated.

Financial Highlights

Total Auxiliary operations for FY 2008-09 reflects a higher than budgeted change in operating income of \$6.3M due primarily to growth in Academic programs, increase in Housing occupancy and summer rentals and increased revenue from the South Beach Wine and Food festival. Additionally, UTS has received \$0.7M in advance for Voice and Network systems for the new Nursing and Health Science building. In FY 2008-09 higher expenses in Academic Auxiliaries, caused by additional course offerings, were offset by overall salary savings in Student Health Services.

The revenue growth in FY 2009-10 continues to be driven by forecasted increases in Academic programs and an increase in Housing rental rates. State-wide budget cuts continue to impact the Auxiliary Trust Fund expenses through FY 2009-10 as the University strives to absorb investments and eliminate subsidies across all areas and properly align expenses and personnel to Auxiliary operations. As a result, expenses have increased primarily from the Academic Auxiliaries (\$3.0M) and Other Auxiliaries (\$2.0M). Planned capital investment by UTS also increases in FY 2009-10 by \$2.2M for the replacement of obsolete network, voice and cabling infrastructure.

Debt service in FY 2009-10 increases due to the new bond payment for the parking garage V. Capital Expenditures increase due to planned investments by Business Services, Housing and by Parking and Transportation's \$4.5M for the new parking garage V.

Florida International University
Financial Summary

Housing

	Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$22,300	\$22,897	\$23,287	\$390
<u>Expenditures</u>				
Salaries and Benefits	3,279	2,977	3,442	465
OPS	1,134	1,087	1,182	95
Expense	8,775	8,750	9,150	400
OCO	75	30	75	45
Debt Service Interest	3,447	3,868	3,710	(158)
Total Operating Expenses	16,710	16,712	17,559	847
Operating Income	5,590	6,185	5,728	(457)
Investment Revenues	155	(438)	98	536
Principal Payment of Debt	(3,872)	(3,447)	(3,609)	(162)
Operational Transfers	25	0	0	0
Change in Net Assets	1,898	2,300	2,217	(83)

Fund Balance

Beginning Fund balance	9,657	10,679	12,318	
Change in Net Assets	1,898	2,300	2,217	
Capital Expenditures	(1,053)	(661)	(743)	
Third Party Transfers	0	0	0	
Institutional Transfers	0	0	0	
Total Fund Balance	\$10,502	\$12,318	\$13,792	

Financial Highlights

The Housing Auxiliary generates revenues in the form of rental income from students seeking housing facilities on campus and from Summer conference housing.

The mix of rooms and beds was adjusted in FY 2008-09 to meet graduate and undergraduate demand for single bed spaces in the University Park Apartments and Panther Hall. Occupancies in FY 2008-09 averaged 92% for the system, compared to a budget of 91%. Occupancy was higher than budgeted in Fall but the revenue gains were offset by a large number of cancelations in the Spring. The opening of University Park Apartments in Summer 2009 generated an increase in revenue of \$0.4M. Capital Expenditures in FY 2008-09 were lower than budgeted by \$0.4M due to Bay Vista Housing Paint/Stucco project delay from FY 2008-09 to FY 2009-10.

Overall Occupancy for the Housing system in FY 2009-10 is expected to remain at 92%. Additional revenue of \$0.4M is mostly driven by a 3% increase in rental rates and increases in the meal plan rates. Higher operating costs result from positions being filled and an increase in salaries totaling (\$0.4M), an additional expense for the meal plans (\$0.06M), an increase in utilities rates from 3-5% (\$0.18M) and charges for landscaping that were previously being absorbed by E&G (\$0.1M). Capital Expenditures in FY 2009-10 of \$0.7M represent investments in building improvements mainly required for Bay Vista housing.

Housing continues to have sufficient operating revenues to cover the debt service payment, the debt service ratio for FY 2009-10 is 1.29. The fund balance is held as a reserve for major repairs and capital replacement, and for future expansion of Housing facilities.

Florida International University
Financial Summary

Parking and Transportation

	Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$10,278	\$10,450	\$10,515	\$65
<u>Expenditures</u>				
Salaries and Benefits	1,699	1,757	1,874	117
OPS	260	182	263	81
Expense	2,586	2,502	2,474	(28)
OCO	40	40	80	40
Debt Service Interest	1,212	1,210	1,142	(68)
Total Operating Expenses	5,797	5,691	5,833	142
Operating Income	4,481	4,759	4,682	(77)
Investment Revenues	219	(449)	83	532
Principal Payment of Debt	(1,805)	(1,805)	(4,082)	(2,277)
Operational Transfers	(4)	(4)	(4)	0
Change in Net Assets	2,891	2,501	679	(1,822)

Fund Balance

Beginning Fund balance	10,764	11,022	13,359	
Change in Net Assets	2,891	2,501	679	
Capital Expenditures	(1,481)	(164)	(5,069)	
Third Party Transfers	0	0	0	
Institutional Transfers	0	0	0	
Total Fund Balance	\$12,174	\$13,359	\$8,969	

Financial Highlights

The Parking and Transportation auxiliary is responsible for the registration of vehicles for faculty, staff and students, the construction of parking accommodations, transportation between campuses, as well as the enforcement of parking rules and regulations for both campuses. There are currently 4 garages and 34 parking lots in operation totaling 13,298 parking spaces. Construction will begin on a new garage in July 2009 which will provide an additional 2000 spaces, offer 30,000 sq ft of retail and will house Public Safety. Completion of the new garage is scheduled for Fall 2010.

Operating revenues are largely generated from parking decals and fees charged to students, faculty, staff and visitors. Fees for all groups remain unchanged for FY 2009-10. Higher operating costs in FY 2009-10 result from new personnel and equipment to cover the cost of landscaping which was originally being absorbed by E&G (\$0.08M) and investments in equipment to provide a shuttle from overflow parking lots (\$0.04M).

Bond payments for the new garage begin in FY 2009-10 which increases debt service by \$2.2M to \$4.1M. In addition to budgeted minor capital expenditures, Parking is also providing \$4.5M in funding for the construction from reserves. Parking continues to have sufficient operating revenues to cover the debt service payment, the debt service ratio for FY 2009-10 is 1.20.

Florida International University
Financial Summary

Academic Auxiliaries

	Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$35,044	\$39,457	\$40,821	\$1,364
<u>Expenditures</u>				
Salaries and Benefits	12,849	13,961	15,290	1,329
OPS	8,145	8,812	9,013	201
Expense	15,053	14,305	15,928	1,623
OCO	370	537	423	(114)
Debt Service Interest	0	0	0	0
Total Operating Expenses	36,417	37,615	40,654	3,039
Operating Income	(1,373)	1,842	167	(1,675)
Investment Revenues	611	(33)	219	252
Principal Payment of Debt	0	0	0	0
Operational Transfers	880	(321)	881	1,202
Change in Net Assets	118	1,488	1,267	(221)

Fund Balance

Beginning Fund balance	26,912	27,744	28,675	
Change in Net Assets	118	1,488	1,267	
Capital Expenditures	0	(300)	0	
Third Party Transfers	0	0	0	
Institutional Transfers	0	(257)	0	
Total Fund Balance	\$27,030	\$28,675	\$29,942	

Financial Highlights

Academic Auxiliary programs reside under both the Continuing Education and Academic Sales and Services Activity and is comprised primarily of value added programs, web based courses, conferences, labs, recharge centers and distance learning programs. These units represent the office of Academic Affairs of the University in its efforts to fulfill the public service mission, and provide educational programs to nontraditional students. Generally, the revenues generated serve to support the actual program and its growth. Almost every college or school at FIU provides some continuing education or other revenue generating activity.

In FY 2008-09 enrollment growth in various Masters programs in the College of Business and increased instances of enrollment in Online learning added an additional \$1.3M to revenue. Additional programs in Nursing and increased revenue from the Hospitality Program in China also added an additional \$2.5M. As a result, expenses for FY 2008-09 were higher to cover additional costs associated with these program expansions.

In FY 2009-10 additional revenue of \$1.3M is forecasted due to an additional cohort in the Downtown MBA, the expansion of graduate programs and the increase of enrollment in institutes. In an effort to eliminate any indirect E&G subsidies and properly align expenses and personnel to Auxiliary businesses, expenses in FY 2009-10 have increased by \$3.0M.

Florida International University
Financial Summary

Other Auxiliaries				
	Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
(In thousands of dollars)	2008-09	2008-09	2009-10	
Operating Revenues	\$43,221	\$44,984	\$45,118	\$134
Expenditures				
Salaries and Benefits	16,902	15,906	17,868	1,962
OPS	3,260	3,079	3,203	124
Expense	17,110	18,391	18,325	(66)
OCO	2,107	1,577	3,960	2,383
Debt Service Interest	139	95	96	1
Total Operating Expenses	39,518	39,048	43,452	4,404
Operating Income	3,703	5,936	1,666	(4,270)
Investment Revenues	841	1,273	308	(965)
Principal Payment of Debt	(668)	(601)	(600)	1
Operational Transfers	112	325	(877)	(1,202)
Change in Net Assets	3,988	6,933	497	(6,436)
Fund Balance				
Beginning Fund balance	51,546	39,132	43,139	
Change in Net Assets	3,988	6,933	497	
Capital Expenditures	(3,825)	(2,287)	(4,486)	
Third Party Transfers	500	0	0	
Institutional Transfers	500	(639)	234	
Total Fund Balance	\$52,709	\$43,139	\$39,384	

Financial Highlights

Other auxiliaries include the remaining activities which have revenues essentially derived from the following:

- Commission earnings from Food Service and Bookstore Operations
- Student Fees for services other than instruction such as Health and Student and Recreational Centers
- Interdepartmental Services such as Duplicating and Telecom
- Other Auxiliary enterprises, such as the operations of the South Beach Wine and Food Festival and the new self supporting operation for construction services whereby all projects will pay a construction service charge to cover the associated costs per project.

Revenues in FY 2008-09 were mainly impacted by \$1.2M in incremental revenues generated from the South Beach Wine and Food Festival resulting from increased ticket prices and higher sales volume; and the early disbursement of \$0.7M from College of Nursing and Health Sciences to cover the telecom cost of the new building. These revenue gains were partially offset by a lower demand for laboratory and vaccines services in Student Health Services (\$0.2M).

Expenses in FY 2008-09 are driven by: \$1.2M in salary savings due to vacancies in permanent and temporary positions mainly in the areas of Health and Student Centers and \$0.5M savings from the renegotiation of the University Technology Services' Unified Voice Mail System contract. These expense savings were partially offset by \$1.15M from additional expenses incurred by the South Beach Wine and Food Festival (\$0.5M) and from additional spending of book store allowances by students through their Panther Debit Cards (\$0.8M).

Revenues for FY 2009-10 were projected conservatively, and no major change in regular operation is anticipated.

Expenses in FY 2009-10 increase by \$4.4M. This increase mainly results from departments realizing the full year impact of the across the board 2% salary increase and their projections of no vacant positions (\$1.9M). University Technology Services also has projected additional Voice/Network projects (revenues collected in the previous fiscal year) and telecommunication purchases related to refreshing obsolete network, voice and cabling infrastructure (\$2.2M).

**Sponsored Research Development Trust Fund
Total Trust Fund**

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$85,361	\$85,361	\$89,475	\$4,114
<u>Expenditures</u>				
Salaries and Benefits	34,234	34,234	29,844	(4,390)
OPS	9,627	9,627	17,415	7,788
Expense	39,200	39,200	39,616	416
OCO	1,800	1,800	2,100	300
Total Operating Expenses	84,861	84,861	88,975	4,114
Operating Income	500	500	500	0
Investment Revenues	(190)	234	(87)	(321)
Change in Net Assets	310	734	413	(321)
<u>Fund Balance</u>				
Beginning Fund Balance	(9,903)	(8,676)	(8,442)	
Change in Net Assets	310	734	413	
Institutional Transfers	(500)	(500)	(500)	
Total Fund Balance	(\$10,093)	(\$8,442)	(\$8,529)	

Financial Highlights

The Sponsored Research Trust Fund includes funding of grants and contracts in support of research, public service and training. Revenues are derived from Federal, State, Local and Private sources to support the sponsored programs of the University. These funds are restricted to the specific purpose for which they are awarded. The total grant allocated is comprised of Direct Costs and Indirect Costs. Direct Costs are those costs directly related to research projects such as salaries and benefits of researchers and supplies while indirect costs represent the University's overhead such as administrative support, utilities, etc.

In FY 2007-08 the University successfully negotiated an indirect cost rate proposal that increases the indirect cost rate incrementally per year for on campus projects from 40% in FY 2007-08 to 45% by FY 2010-11. Currently, the fee is up to 42%, changing to 44% on July 1, 2009.

The increased revenue and expenditures projected for FY 2009-10 are as a result of the increase in awards received in FY 2008-09 and the consequent increased project activity. Additionally, most of the financial impact of the Federal stimulus related awards is reflected in FY 2009-10 as these awards need to be spent within 18 months of receiving the award.

**Office of Sponsored Research Administration (OSRA)
Indirect Costs (Overhead)**

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$12,000	\$11,975	\$14,000	\$2,025
<u>Expenditures</u>				
Salaries and Benefits	3,791	3,662	4,534	872
OPS	299	240	100	(140)
Expense	2,133	3,083	3,103	20
IDC return to departments	3,960	4,479	5,746	1,267
OCO	24	11	17	6
Total Operating Expenses	10,207	11,475	13,500	2,025
Operating Income	1,793	500	500	(0)
Change in Net Assets	1,793	500	500	(0)
<u>Fund Balance</u>				
Beginning Fund Balance	(2,602)	(2,936)	(2,936)	
Change in Net Assets	1,793	500	500	
Institutional Transfers	(500)	(500)	(500)	
Total Fund Balance	(\$1,309)	(\$2,936)	(\$2,936)	

Financial Highlights

Revenues for the Office of Sponsored Research are directly correlated with the amount of research expenditures at the University and specifically the rate of indirect cost. Indirect costs are based on an assessment of all sponsored projects to cover the administrative and operational costs of Sponsored Research, the overhead accounts belonging to deans and center directors and FIU cost sharing commitments. In keeping with the University goal to increase the indirect cost recovery rate, the rate is projected to increase by 2.2% to 18.6% in FY 2009-10. In FY 2007-08 the University successfully negotiated with the Federal government to increase FIU's indirect cost rates incrementally from 40% in FY 2007-08 to 45% in FY 2010-11, this rate will increase by 2% to 44%, effective July 1, 2009.

The Office of Sponsored Research Administration is reflected in the Sponsored Research Development Trust Fund.

Expenditures

- Salaries and Benefits are expected to increase in FY 2009-10 due to an increase in personnel supporting the Grants Module
- Indirect costs shared with the academic departments are classified under expenses. These funds are provided to the academic units from the indirect cost recovery to cover their grant administrative costs. The return of indirect cost for FY 2009-10 increased to \$5.7M as a direct result of increased project activity due to the increase in the number of awards received in FY 2008-09.
- The expenditures also include agreed upon support from the Office of Sponsored Research Administration for additional personnel in Environmental Health, Purchasing, Controllers and Personnel to assist in the additional administrative processes needed for Contracts and Grants administration. FY 2008-09 forecasted expense for these activities is \$2.1M and projections for FY 2009-10 are \$2.0M.
- Net transfer represents \$500,000 towards repaying the loan from the Auxiliary Trust Fund
- The fund balance includes the \$4.4M loan from the Auxiliary Trust Fund less any payments made. At the end of FY 2008-09 the outstanding principal will be \$2.9M

Florida International University
Financial Summary
Activity and Service

	Final Budget 2008-09	Forecast 2008-09	Requested Budget 2009-10	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>				
Operating Revenues	\$10,184	\$10,368	\$11,705	\$1,337
<u>Expenditures</u>				
Salaries and Benefits	1,830	1,715	1,882	167
OPS	638	588	714	126
Expense	7,799	7,655	8,972	1,317
OCO	8	10	5	(5)
Total Operating Expenses	10,275	9,968	11,573	1,605
Operating Income	(91)	400	132	(268)
Investment Revenues	275	0	0	0
Change in Net Assets	184	400	132	(268)
<u>Fund Balance</u>				
Beginning Fund Balance	6,130	7,359	7,702	
Institutional Transfers		(57)	45	
Change in Net Assets	184	400	132	
Total Fund Balance	\$6,314	\$7,702	\$7,879	

Student Activities Summary

The Activity and Service Fee fund is the student life component of the University which supports clubs, organizations, student centers and recreational sports for all campuses. The purpose of this activity is to enhance and balance the academic experience with social real world interactions amongst students.

Financial Highlights

The principle funding source for this activity fee is a per credit hour fee which is charged equally to all levels of students. The FY 2008-09 fee was calculated on a per credit hour fee of \$10.52. An increase of \$1.08 per credit hour was recommended for FY 2009-10 bringing the total fee to \$11.60. 70% of the budget supports student programs and infrastructure such as the Recreation Center, Graham Center and Wolfe Center, with the remaining 30% supporting student activities and student services groups.

Expense savings in FY 2008-09 are driven primarily by salary savings and efforts by the Council for Student Organizational to reorganize, reduce costs and revise funding criteria.

In FY 2009-10, the projected revenue increase is driven by the higher fee. This resulted in student center allocations increasing substantially for renovations in the Graham Center and Wolfe University Center as well as more adequate funding for allocation to student groups and student affinity programs.

Florida International University
Financial Summary
Intercollegiate Athletics

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$17,711	\$17,989	\$18,458	\$469
<u>Expenditures</u>				
Salaries and Benefits	5,679	5,877	6,296	419
OPS	561	377	358	(19)
Expense	7,535	7,281	6,924	(357)
Scholarships	5,209	5,009	5,463	454
OCO	35	37	10	(27)
Total Operating Expenses	19,019	18,581	19,051	470
Operating Income	(1,308)	(592)	(593)	(1)
Investment Revenues	(39)	(262)	11	273
Change in Net Assets	(1,347)	(854)	(582)	272
<u>Fund Balance</u>				
Beginning Fund Balance	3,676	3,724	1,861	
Change in Net Assets	(1,347)	(854)	(582)	
Capital Expenditures	0	(19)	0	
Institutional Transfers	(955)	(990)	(990)	
Total Fund Balance	\$1,374	\$1,861	\$289	

Financial Highlights

Intercollegiate Athletics is the functional area of the University responsible for team sports and their support activities. Examples of University sports activities include football, softball, baseball, soccer, golf, basketball, cross country, track, swimming, tennis and volleyball. The Athletics Stadium operations and its associated bonds are reflected in the Athletics Finance Corp., a Direct Support Organization (DSO) within FIU.

FY 2008-09 ends favorable to budget, primarily driven by increased revenues in student fees, game guarantees as well as expense savings.

In FY 2009-10, revenues are increasing from \$18.1M to \$18.6M or 3%, while expenses are increasing from \$18.7M to \$19.3M or 2%

Institutional Transfers are primarily made up of funding of \$1.0M paid to the Athletics Finance Corporation which has been pledged towards the payment of Stadium debt service payment. The negative change in net assets will be absorbed by the operations fund balance.

Florida International University
Financial Summary
Concessions

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$439	\$336	\$363	\$27
<u>Expenditures</u>				
Salaries and Benefits				
OPS				
Expense	436	234	363	129
OCO				
Total Operating Expenses	436	234	363	129
Operating Income	3	102	0	(102)
Investment Revenues	2	(2)	6	8
Change in Net Assets	5	100	6	(94)

Fund Balance

Beginning Fund Balance	429	504	604
Change in Net Assets	5	100	6
Total Fund Balance	\$434	\$604	\$610

Concession Fund

This activity contains all the commission based revenues from vending snack and refreshment machines as well as student housing washing machines. The commission revenues in the concession fund are used to support the purchase of food and refreshment items at University wide events, e.g., holiday party, faculty and staff recruitment, commencements, training, lecture series, board of trustees, student housing socials and convocation events.

Financial Highlights

Concessions revenues for FY 2008-09 are less than anticipated mainly due to a beverage contract which did not materialize.

Florida International University
Financial Summary

Financial Aid Scholarships

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Operating Revenues	\$75,626	\$78,683	\$89,190	\$10,507
<u>Expenditures</u>				
Salaries and Benefits				
OPS				
Expense	75,058	78,383	88,403	10,020
OCO				
Total Operating Expenses	75,058	78,383	88,403	10,020
Operating Income	568	300	787	487
Investment Revenues	252	(2,346)	63	2,409
Change in Net Assets	820	(2,046)	850	2,896
<u>Fund Balance</u>				
Beginning Fund Balance	8,721	7,518	5,472	
Change in Net Assets	820	(2,046)	850	
Total Fund Balance	\$9,541	\$5,472	\$6,322	

Financial Highlights

The University increased the budget for FY 08-09 Institutional need based aid by \$1.9M due to the recommendation from the BOG that 30% of the 6% increase in Fall FY08-09 tuition rate be applied towards need based aid.

Revenues

The revenues from Financial Grant and scholarship programs come from the following sources: Federal Government, State of Florida and other states that offer financial assistance to their residents, Private Organizations, miscellaneous government agencies and University Institutional funds. Funding from the US Dept. of Education and the Florida Dept. of Education are subject to Legislative actions annually. (Large scholarship programs include the Federal Pell Grant forecasted at \$37.1M for FY 2009-10 and the State of Florida funded Bright Futures program at \$25.5M.) The overall major revenue sources for FY 2009-10 are comprised of \$39.2M or 44% from Federal sources, \$36.1M or 41% from State sources and \$13.1M or 15.0% from Institutional and private classified sources. Revenue growth in FY 2009-10 is mainly due to an increase in the maximum amount of disbursements in Pell Grant (FY 2009-10 budgeted \$37.1M, a net increase of \$7.2M) and an increase in the amount of applicants qualifying for Bright Futures (FY 2009-10 budgeted \$25.5M, a net difference of \$4.6M).

Operating Expenses

The Financial Aid Office acts as an agent reviewing student status and matching qualifying students with applicable aid programs.

Fund Balance

The cash balances at year-end are carried forward to fund need-based and merit type scholarships in future years.

Financial Aid Student Loans

Based on Board of Governor guidelines, the University does not budget for student loans since the University acts as an agent with respect to these funds. The projected loans to students in FY 2009-10 is anticipated to increase by 14.9%, to \$152.9M

Florida International University
Financial Summary

Institutional Financial Aid

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Total Revenues	\$13,355	\$13,719	\$13,976	\$257
<u>Expenditures</u>				
Expense	14,083	12,766	13,164	398
Total Operating Expenses	14,083	12,766	13,164	398
Operating Income	(728)	953	812	(141)
Change in Net Assets	(728)	953	812	(141)

Fund Balance Information

Beginning Fund Balance	9,617	9,992	10,945
Change in Net Assets	(728)	953	812
Total Fund Balance	\$8,889	\$10,945	\$11,757

Financial Highlights

The FY 2008-09 budget included a \$1.9M increase due to the BOG recommendation that 30% of the increase of the Fall 2008 tuition rate increase be used for institutional need-based aid. This amount is expected to grow by \$0.1M to \$2.0M in FY 2009-10. An additional \$0.9M is projected in the FY 2009-10 budget due to the BOG recommendation that 30% of the 7% tuition differential is used for institutional need-based aid.

The cash balances at year-end are carried forward to fund need-based and merit type scholarships in future years.

The Institutional Financial Aid is reflected in the Financial Aid Scholarship presentation.

Florida International University
Financial Summary

Florida International University Foundation, Inc.

	Actuals	Final Budget	Requested Budget	2008-09 Budget vs. 2009-10 Requested
	2008-09	2008-09	2009-10	
(In Thousands of Dollars)				
as of 4/30/2009				
REVENUES:				
<u>Contributions:</u>				
Endowments	\$1,621	\$9,645	\$4,273	(\$5,372)
Scholarships & Programs (Non-Endowed)	5,475	6,322	4,100	(2,222)
Building Funds	1,166	1,045	184	(861)
Annual Fund	391	331	365	34
Pledged Revenue	4,362	13,228	11,199	(2,029)
Total Contributions	13,015	30,571	20,121	(10,450)
<u>Other Revenues:</u>				
MARC Building - Rental Income	1,002	1,333	1,331	(2)
Estimated Investment Returns	(31,723)	5,373	4,729	(644)
Administrative Fee	0	0	1,387	1,387
Total Other revenues	(30,721)	6,706	7,447	741
Total Revenues	(17,706)	37,277	27,568	(9,709)
EXPENSES:				
<u>University Programs:</u>				
Scholarships & Programs	8,322	8,273	6,262	(2,011)
Building Funds	1,398	1,461	1,342	(119)
Annual Fund	313	367	207	(160)
Total University programs	10,033	10,101	7,811	(2,290)
<u>Operational:</u>				
MARC Building	831	1,579	1,305	(274)
Administrative Reserve	1,237	1,802	1,387	(415)
General Reserve	1,369	3,807	1,490	(2,317)
Total Operational Expenditures	3,437	7,188	4,182	(3,006)
Total Expenditures	13,470	17,289	11,993	(5,296)
Net Operating	(\$31,176)	\$19,988	\$15,575	(\$4,413)

Financial Highlights

The Endowment budget is based on pledges, gift agreements, pledge payment schedules and other certifiable criteria likely to deliver cash to the foundation. The FY 2009-10 budget anticipates endowment receipts of \$4.3M. This includes endowment gifts primarily for the College of Medicine, School of Hospitality Management, College of Business Administration, University-Wide Scholarships and Programs and various smaller pledged and planned revenue sources. The reduction in revenues when compared to prior year is due to the exclusion of endowment state match monies in the budget. The Advancement Office was notified by the Board of Governors Office in April that there is an indication that there will not be an appropriation for the Major Gifts Challenge Grant Program in FY 2009-10. Furthermore, there has been a reduction in anticipated receipts in the College of Arts and Sciences and Engineering totaling \$3.1M.

The revenue budget for scholarships and programs related to non-endowed funds includes unrestricted funds committed and expected to be received in the FY 2009-10 fiscal year total \$4.1M. Over 75% of the revenues received are expected from the following colleges and programs: College of Business, College of Nursing and Health Sciences, College of Medicine, Wolfsonian Museum, Athletics, Alumni Relations and University-Wide Scholarships and Programs.

Rental income is projected to be \$1.3M for FY 2009-10. The decrease in rental income for the MARC building reflects a 90% occupancy rate. There are three case rooms and two offices that need to be leased. However, the case rooms are being rented to the University community on a daily basis to make up for some of the revenues.

Florida International University
Financial Summary
FIU Research Foundation, Inc

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Total Revenues	\$0	\$110	\$0	(\$110)
<u>Expenditures</u>				
Expense	0	16	16	0
Debt Service Interest	121	121	57	(64)
Total Expenditures	121	137	73	(64)
Operating Income	(121)	(27)	(73)	(46)
Principal Payment of Debt	(1,970)	(1,970)	(2,030)	(60)
Change in Net Assets	(2,091)	(1,997)	(2,103)	(106)
<u>Fund Balance</u>				
Beginning Fund Balance	0	0	94	
Change in Net Assets	(2,091)	(1,997)	(2,103)	
Institutional Transfers	2,091	2,091	2,087	
Total Fund Balance	\$0	\$94	\$78	

Financial Highlights

Total Revenues represents a transfer from RUGS (Research and University Graduate School) overhead to cover minor transactional and audit expenses and a transfer from RUGS Royalties.

The principle activity for FY 2008-09 and FY 2009-10 is the repayment of an outstanding five year note related to research. The cash transfer to meet this obligation derives from Treasury operations in the Auxiliary Trust Fund. At the end of fiscal year FY 2009-10, the outstanding loan balance will be \$515,000.

The FIU Research Foundation serves as an agent with respect to a portion of the Colombia Grant awarded to the University. Revenues and expenditures related to this portion for FY 2009-10 are projected to be \$6.4 M. This activity and the entire amount of the grant is recognized by FIU under the Sponsored Research Development Trust Fund and not in the budget above.

Florida International University
Financial Summary
FIU Athletics Finance Corp

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Total Revenues	\$4,093	\$2,966	\$3,556	\$590
<u>Expenditures</u>				
Salaries	64	0	0	0
OPS	0	0	0	0
Expense	586	460	854	394
OCO	0	0	0	0
Net Unrealized Investment Lo	0	166	0	(166)
Debt Service Interest	0	0	0	0
Total Operating Expenses	650	626	854	228
Operating Income	3,443	2,340	2,702	362
Principal Payment of Debt	(435)	0	(1,980)	(1,980)
Change in Net Assets	3,008	2,340	722	(1,618)
<u>Fund Balance</u>				
Beginning Fund Balance	3,500	3,500	\$5,840	
Change in Net Assets	3,008	2,340	722	
Total Fund Balance	\$6,508	\$5,840	\$6,562	

Financial Highlights

The Athletics Finance Corp serves as the entity to finance and operate the FIU Football Stadium. Primary sources of revenues include beverage vending contract pledged support, naming rights, premium suite and ticket revenues and a percentage of athletic student fees (*per statute 1010.62*). These revenue streams will be used primarily for the purpose of securing annual debt service payments estimated at \$1.98M for FY 2009-10.

Florida International University
Financial Summary
FIU Health Care Network

<i>(In thousands of dollars)</i>		Requested Budget 2009-10
Total Revenues		\$144
<u>Expenditures</u>		
Salaries		0
OPS		0
Expense		137
OCO		0
Debt Service Interest		
Total Operating Expenses		137
Operating Income		7
Change in Net Assets		7
<u>Fund Balance</u>		
Beginning Fund Balance		0
Change in Net Assets		7
Total Fund Balance		\$7

Financial Highlights

The FIU College of Medicine Health Care Network (FIUHN) or FIU Faculty Group Practice serves as the entity for the collection and administration of income generated from the FIUHN.

Florida International University
Financial Summary
FIU Self-Insurance Program

	Requested Budget 2009-10
<i>(In thousands of dollars)</i>	
Total Revenues	\$79
<u>Expenditures</u>	
Salaries	
OPS	
Expense (Administrative & Overhead)	50
OCO	
Incurred But Not Reported Contingent Liability Expense	29
Total Operating Expenses	79
Operating Income	0
Change in Net Assets	0
<u>Fund Balance</u>	
Beginning Fund Balance	249
Change in Net Assets	0
Total Fund Balance	\$249

Financial Highlights

The Self-Insurance Program of the FIU College of Medicine Health Care Network assists in providing liability protection for the University. The Self-Insurance Program (SIP) entity serves to record the activities associated with the Self-Insurance Program. Revenues include initial funding and the expenditures covering the cost of Risk / Claims management, annual audit and annual actuarial report.

Florida International University
Financial Summary
University Treasury Operations

	Final Budget	Forecast	Requested Budget	Change Forecast vs. Requested Budget
<i>(In thousands of dollars)</i>	2008-09	2008-09	2009-10	
Net Revenues	\$5,792	(\$13,761)	\$8,693	\$22,454
Operating Income	5,792	(13,761)	8,693	22,454
Distribution of Investment Earnings	(2,126)	3,322	(945)	(4,267)
Operational Transfers	(1,038)			0
Change in Net Assets	2,628	(10,439)	7,748	18,187

Institutional Transfers	(2,091)	(2,091)	(2,087)
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Financial Highlights

Treasury Operations revenue consists of earnings from the University's investment portfolio. Earnings include interest income, realized gains (which are reinvested each month) and unrealized gains / losses. For FY 2009-10, Treasury is projecting a 4% return for the portfolio which is comprised of 6% return from the Strategic Capital Pool and 2% return from the Working Capital Pool.

Distribution of Investments Earnings includes distributions to Auxiliary Enterprises, Athletics, Concessions, Activity & Service, Financial Aid - Unrestricted and Sponsored Research, Student Loans* and Agency Funds*.

Institutional transfers consist of funds transferred to FIU Research Foundation for payment of the HCET settlement loan.

* Due to the pass through nature of these funds they are not included in the Operating Budget.

Florida International University
Financial Summary
Fixed Capital Outlay

**STATE UNIVERSITY SYSTEM PROJECTS
2009-10**

PUBLIC EDUCATION CAPITAL OUTLAY

FIU Utilities / Infrastructure / Capital Renewal Roofs	\$5,100,000
Academic Support Center - UP	\$1,700,000
TOTAL	<u><u>\$6,800,000</u></u>

MAINTENANCE REPAIR RENOVATION AND REMODELING

(From Public Education Capital Outlay and Debt Service Trust Fund)

Florida International University	<u><u>\$1,933,201</u></u>
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CAPITAL IMPROVEMENT FEE TRUST FUND*

TOTAL	<u><u>\$0</u></u>
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ALEC P. COURTELIS FACILITY ENHANCEMENT CHALLENGE GRANT PROGRAM LIST

ALLOCATION MATCH

TOTAL	<u><u>\$0</u></u>
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* Capital Improvement Trust Fund (CITF): Capital Improvement and Building Fees are authorized by Florida Statutes; generally, an appropriation is requested every two or three years based on availability of funds.

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: UNIVERSITY TUITION FEES REGULATION FIU-1101 – AMENDMENT

PROPOSED COMMITTEE ACTION:

Recommend Board adoption of the following Resolution:

WHEREAS, the Florida International University Board of Trustees (“the BOT”) is authorized to set tuition and fees for the University in accordance with the the Board of Governors Regulations and guidelines, and the law;

THEREFORE, BE IT RESOLVED THAT, the BOT approves of the implementation of a differential out-of-state fee in the amount of \$0.00 for nonresident graduate students receiving full fellowships, effective Fall 2009;

BE IT FURTHER RESOLVED, that the BOT approves the 2009-2010 Academic Year tuition and fees as reflected in the amendments to the Tuition Fees Schedule Regulation FIU-1101 attached hereto as Exhibit “B” with the following changes: the Undergraduate Financial Aid Fee is changed from \$4.43 to \$4.42, and the Law Financial Aid Fee is changed from \$16.70 to \$16.69;

BE IT FURTHER RESOLVED, that the BOT delegates authority to the University President to forward the Regulation to the Board of Governors for approval and to approve any subsequent amendments that are based on comments to the Regulation received from the Board of Governors and as a result of the regulation-making process; and

BE IT FURTHER RESOLVED, that the President report to the BOT at its next regularly scheduled meeting on any substantive change requested or made to the Regulation as a result of comments received by the Board of Governors and the regulation-making process.

AND BE IT FURTHER RESOLVED THAT, the BOT approves the completed “Florida Board of Governors Budget, Finance and Business Operations Committee University Request for a Tuition Differential” form attached hereto as Exhibit “C” for BOG approval.

BACKGROUND INFORMATION:

A. LEGAL AUTHORITY:

BOG Regulation 1.001 University Board of Trustees Powers and Duties.

provides in subsection (6)(b):

“Each board of trustees shall establish tuition and fees in accordance with regulations established by the Board of Governors.”

BOG Regulation 7.001 Tuition and Associated Fees. provides:

“(4) Each university board of trustees may set tuition for graduate and professional programs.

(5) Each university board of trustees may set out-of-state fees for undergraduate, graduate and professional programs.”

The Board of Governor’s directive issued May 7, 2009 on Tuition and Tuition Differential, which is in accord with the **General Appropriations Act for Fiscal Year 2009-2010**, provides that beginning with the Fall 2009 semester, “undergraduate tuition is \$88.59 per credit hour” and “[t]he aggregate sum of base tuition and tuition differential may not be increased by more than 15 percent over the preceding fiscal year.” The BOG directive requires that the BOT “submit its request for a tuition differential to the President in Residence” on the provided form.

Florida Statutes Section 1009.24, as amended by HB 5009, provides, in pertinent part:

“The Board of Governors, or the board's designee, may establish tuition for graduate and professional programs, and out-of-state fees for all programs... However, adjustments to out-of-state fees or tuition for graduate and professional programs pursuant to this section may not exceed 15 percent in any year.”

BOG Regulation 7.003 Fees, Fines and Penalties. provides:

“(20) Student Financial Aid Fee – Each university board of trustees is authorized to collect for financial aid purposes an amount not to exceed 5 percent of the tuition and out-of-state fee.”

BOG Regulation 7.003 Fees, Fines and Penalties. provides, in relevant part:

“(7) The sum of the activity and service, health, and athletic fees a student is required to pay to register for a course shall not exceed 40 percent of the tuition. Within the 40 percent cap, universities may not increase the aggregate sum of activity and service, health, and athletic fees more than 5 percent per year unless specifically authorized by the Board of Governors.”

BOG Regulation 7.003 Fees, Fines and Penalties. provides, in pertinent part:

“(8) Each university board of trustees may establish a technology fee to be paid by all students. The fee may be up to 5 percent of the tuition charged per credit hour.”

BOG Regulation 7.002 Tuition and fee Assessment, Collection, Accounting and Remittance. provides in pertinent part:

“(6) Course Classification – Tuition and non-resident tuition shall be assessed on the basis of course classification: ... those courses identified as medical by universities having medical programs shall be assessed as outlined in university board of trustees regulations.”

BOG Regulation 7.001 Tuition and Associated Fees provides:

“(11) Each student enrolled in the same undergraduate college-credit course more than twice shall pay tuition at 100 percent of the full cost of instruction and shall not be included in calculations of full-time equivalent enrollments for state funding purposes...Calculations of the full cost of instruction shall be based on the system-wide average of the prior year’s cost of undergraduate programs in the state university system using the expenditure analysis.”

New Florida Statute Section 1009.286 Additional student payment for hours exceeding baccalaureate degree program completion requirements at state universities. provides, in pertinent part:

“(2) State universities shall require a student to pay an excess hour surcharge equal to 50 percent of the tuition rate for each credit hour in excess of 120 percent of the number of credit hours required to complete the baccalaureate degree program in which the student is enrolled.”

Revised Florida Statute Section 1009.24 State university student fees. provides, in pertinent part:

“(5) A university may implement a differential out-of-state fee for the following:

(c) A graduate student who has been determined to be a nonresident for tuition purposes pursuant to s. 1009.21 and is receiving a full fellowship.”

B. EXPLANATION FOR PROPOSED BOARD ACTION:

The BOT is being requested to exercise its authority to implement a differential out-of-state fee (\$0.00) for nonresident graduate students who are receiving full fellowships. This change will have no financial impact because the out-of-state nonresident students receiving full fellowships are currently receiving waivers for this fee. The change will bring uniformity to the out-of-state fee charged to full

fellowship holders and graduate assistants. In 2005 the BOT approved an out-of-state fee of \$0.00 for graduate assistants holding at least a .25 FTE appointment.

The Tuition Fees Regulation FIU-1101 is being amended to reflect the changes in tuition and fees effective the Fall of the 2009-10 Academic Year of the University that have been authorized by the Board of Governors. Specifically, the BOT is authorizing the following changes:

- An increase in undergraduate tuition from \$82.03 per credit hour to \$88.59 per credit hour
- An increase in graduate tuition from \$244.43 per credit hour to \$268.87 per credit hour and an increase in the additional Graduate Fees for students enrolled in the fall of 2006, or thereafter, from \$11.62 per credit hour to \$12.78 per credit hour, as reflected in the total of the Tuition in the chart titled “Graduate Students enrolled in Fall 2006, or thereafter”
- An increase in law school tuition from \$290.42 per credit hour to \$333.99 per credit hour and an increase in the additional Law Fees for students enrolled in the fall of 2006, or thereafter, from \$13.82 per credit hour to \$15.89 per credit hour, as reflected in the total of the Tuition in the chart titled “Law Students enrolled Fall 2006 or thereafter”
- An increase in the Undergraduate tuition differential from \$6.96 per credit hour to \$13.74 per credit hour (with the increase of \$6.78 in the tuition differential being reflected in the BOG Request For a Tuition Differential Form)
- An increase in the Student Financial Aid Fees as they are calculated as 5% of the Tuition and Out-of-State fees
- An increase in the Activity and Service Fee to from \$10.52 per credit hour to \$11.60 per credit hour
- Implementation of a Technology Services fee at 5% of Tuition
- Establishing the College of Medicine tuition and fees
- Deferring to the Board of Governors for the fee that is charged for taking a course for the third time, as the fee is established by the BOG and was not known at the time the revised regulation was posted.
- Notice of the excess hour surcharge that will be charged to students taking an excess number of credit hours.
- Reorganization of the information in the regulation into a more readable format, and revising the terminology to be consistent with the terminology used in the Board of Governor’s regulations.
- The subsequent changes to Exhibit “B” for the Undergraduate Financial Aid Fee from \$4.43 to \$4.42 and the Law Financial Aid Fee from \$16.70 to \$16.69 are necessary because of rounding up.

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT “B”: Tuition Fees Schedule, FIU-1101
- EXHIBIT “C”: Florida Board of Governors budget, finance and business operations committee university request for a tuition differential form

FACILITATOR/PRESENTER:

- John Miller
- Liane Martinez
- Doug Wartzok

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**THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES
FLORIDA BOARD OF GOVERNORS
NOTICE OF AMENDMENT OF REGULATION**

REGULATION TITLE: Tuition Fees Schedule

REGULATION NO.: FIU-1101

SUMMARY OF THE REGULATION: The regulation provides the tuition and associated fees charged to students attending FIU. The major revisions to the regulation include increasing the undergraduate, graduate (10%) and law tuition and associated financial aid fees; increasing the Activity & Service Fee; establishing the Technology Fee; establishing the College of Medicine tuition and associated fees; and establishing the excess hour surcharge. The regulation is also being revised to reorganize the information in a more readable format, and to make the language used consistent with Board of Governors regulations and guidelines.

TEXT OF REGULATION: The full text of the Amended Regulation can be viewed below and on the website of The Florida International University Board of Trustees, <http://bot.fiu.edu/regulations/>. If you would like a copy of the Amended Regulation, please contact Eli Deville, Coordinator, Administrative Services, Office of the General Counsel, (305) 348-2103.

AUTHORITY: Board of Governors Regulations 1.001, 7.001, and 7.003 and the 2009 General Appropriations Act.

NAME OF PERSON INITIATING PROPOSED REGULATION: Vivian Sanchez, CFO and Senior Vice President

ANY PERSON SEEKING TO COMMENT ON THE PROPOSED EMERGENCY REGULATION MUST SUBMIT COMMENTS IN WRITING TO THE CONTACT PERSON LISTED BELOW. ALL WRITTEN COMMENTS MUST BE RECEIVED BY THE CONTACT PERSON WITHIN 14 CALENDAR DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE.

THE CONTACT PERSON REGARDING THIS REGULATION IS: Eli Deville, Coordinator, Administrative Services, Office of the General Counsel, Florida International University, 11200 SW 8th Street, PC 511, Miami, FL 33199. Email: devillee@fiu.edu. Fax: (305) 348-3272. Phone: 305-348-2103.

DATE OF PUBLICATION: May 12, 2009

THE FULL TEXT OF THE PROPOSED AMENDED REGULATION IS PROVIDED BELOW:

FIU 1101 Tuition Fees Schedule

(1) Tuition ~~shall be~~ is defined as the basic fee charged to a student for ~~instruction-enrollment in credit courses~~ provided by the Florida International University and the out-of-state fee assessed to non-residents. Tuition and associated fees consists of the following ~~fees~~:

1. ~~Resident Tuition (basic F fee)~~;
2. Student Financial Aid Fee;
3. Capital Improvement Trust Fund Fee;
4. Building Fee;
5. Health Fee;
6. Athletic Fee;
7. Activity and Service Fee; and
8. Tuition Differential Fee (~~charged to a~~ Undergraduates only); and
9. Technology Fee.

In addition to the fees set forth in ~~1-8-1-9~~ above, a non- ~~Florida~~ resident student, as defined ~~in by~~ the Florida Board of Governors' ~~Resolution~~, will pay the Out-of-State Fee and the Non-Resident Student Financial Aid Fee.

(2) Registration ~~shall be~~ is defined as consisting of two components:

(a) Formal enrollment in one or more credit courses approved and scheduled by the University; and,

(b) ~~Tuition p~~ Payment of tuition and associated fees, or other appropriate arrangements for ~~tuition~~ payment (installment payment, deferment, or third party billing), for the courses in which the student is enrolled.

(3) A student is liable for tuition associated with all courses for which the student is registered. The fee payment deadline shall be as determined by the University.

(4) The following tuition and associated fees shall be levied and collected on a per credit hour basis, effective the fall semester indicated for each student regularly enrolled, unless provided otherwise by law, or Board of Governors or University ~~rule or~~ regulation.

(a) Undergraduate – Fall 2009

	Undergraduate			
	Resident		Non Resident	
Fee - Per Credit Hour				
Resident Tuition	\$82.03	<u>\$88.59</u>	\$82.03	<u>\$88.59</u>
⌘ Tuition Differential ⁽¹⁾	\$6.96	<u>\$13.74</u>	\$6.96	<u>\$13.74</u>
Out of State fee				\$393.62
Student Financial Aid	\$4.10	<u>\$4.43</u>	\$4.10	<u>\$4.43</u>
Non-Resident Out of State Financial Aid				\$19.68
Capital Improvement Trust Fund		\$2.44		\$2.44
Building		\$2.32		\$2.32
Activity & Service	\$10.52	<u>\$11.60</u>	\$10.52	<u>\$11.60</u>
Athletic		\$14.51		\$14.51
Technology Fee		<u>\$4.42</u>		<u>\$4.42</u>

(b) Graduate – Fall 2009 ⁽²⁾

	Graduate			
	Students enrolled prior to Fall 2006			
	Resident		Non Resident	
Fee - Per Credit Hour				
Resident Tuition	\$244.43	<u>\$268.87</u>	\$244.43	<u>\$268.87</u>
Out of State fee				\$480.08
Student Financial Aid	\$12.22	<u>\$13.44</u>	\$12.22	<u>\$13.44</u>
Non-Resident Out of State Financial Aid				\$24.00
Capital Improvement Trust Fund		\$2.44		\$2.44
Building		\$2.32		\$2.32
Activity & Service	\$10.52	<u>\$11.60</u>	\$10.52	<u>\$11.60</u>
Athletic		\$14.51		\$14.51
Technology Fee		<u>\$13.44</u>		<u>\$13.44</u>

	Graduate			
	Students enrolled Fall 2006 or thereafter			
	Resident		Non Resident	
Fee - Per Credit Hour				
Resident Tuition	\$256.05	<u>\$281.65</u>	\$256.05	<u>\$281.65</u>
Out of State fee				\$480.08
Student Financial Aid	<u>\$12.80</u>	<u>\$14.08</u>	<u>\$12.80</u>	<u>\$14.08</u>
Non-Resident Out of State Financial Aid				\$24.00
Capital Improvement Trust Fund		\$2.44		\$2.44
Building		\$2.32		\$2.32
Activity & Service	<u>\$10.52</u>	<u>\$11.60</u>	<u>\$10.52</u>	<u>\$11.60</u>
Athletic		\$14.51		\$14.51
<u>Technology Fee</u>		<u>\$14.08</u>		<u>\$14.08</u>

(c) Law – Fall 2009 ⁽³⁾

	Law			
	Students enrolled prior to Fall 2006			
	Resident		Non Resident	
Fee - Per Credit Hour				
Resident Tuition	\$290.42	<u>\$333.98</u>	\$290.42	<u>\$333.98</u>
Out of State fee				\$437.61
Student Financial Aid	<u>\$14.52</u>	<u>\$16.70</u>	<u>\$14.52</u>	<u>\$16.70</u>
Non-Resident Out of State Financial Aid				\$21.88
Capital Improvement Trust Fund		\$2.44		\$2.44
Building		\$2.32		\$2.32
Activity & Service	<u>\$10.52</u>	<u>\$11.60</u>	<u>\$10.52</u>	<u>\$11.60</u>
Athletic		\$14.51		\$14.51
<u>Technology Fee</u>		<u>\$16.69</u>		<u>\$16.69</u>

	Law			
	Students enrolled Fall 2006 or thereafter			
	Resident		Non Resident	
Fee - Per Credit Hour				
Resident Tuition	\$304.24	<u>\$349.87</u>	\$304.24	<u>\$349.87</u>
Out of State fee				\$437.61
Student Financial Aid	<u>\$15.21</u>	<u>\$17.49</u>	<u>\$15.21</u>	<u>\$17.49</u>
Non-Resident Out of State Financial Aid				\$21.88
Capital Improvement Trust Fund		\$2.44		\$2.44
Building		\$2.32		\$2.32
Activity & Service	<u>\$10.52</u>	<u>\$11.60</u>	<u>\$10.52</u>	<u>\$11.60</u>
Athletic		\$14.51		\$14.51
<u>Technology Fee</u>		<u>\$17.49</u>		<u>\$17.49</u>

~~*⁽¹⁾ Tuition Differential fee shall not be charged to students who are beneficiaries of prepaid tuition contracts and exempt under the requirements as described in Florida Statutes section 1009.24(16)(e) or to any student who was in attendance at FIU before July 1, 2007, and who maintains *continuous enrollment. For purposes of this Tuition Differential fee, “continuous enrollment” means the student has not been absent from the University for two (2) or more consecutive terms (excluding summer terms and military withdrawals.)~~

~~(5) — (a) ⁽²⁾ For those new students enrolled in graduate classes in the Fall 2006, or thereafter, in addition to the tuition and fees set forth in paragraph (4) above, the University shall levy and collect an additional Resident Fee of \$11.62 per credit hour and an additional Student Financial Aid Fee of \$0.58 per credit hour. The additional Graduate fees authorized by this paragraph (5)(a) for students enrolled in Graduate programs in the Fall 2006 or thereafter shall not apply to a graduate student who was enrolled in a graduate program prior to Fall 2006, and such student’s enrollment has not lapsed in four terms before re-enrolling in the same graduate program. Effective Spring term 2009, the additional fees authorized by this paragraph (5)(a) for students enrolled in the fall 2006 or thereafter shall not apply to a graduate student who was enrolled in a graduate program prior to Fall 2006, provided such student maintains *continuous enrollment. For purposes of this paragraph (5)(a), “continuous enrollment” means the student has not been absent from the University for two (2) or more consecutive terms (excluding summer terms and military withdrawals.)~~

~~(b) ⁽³⁾ The additional Law fees fFor those new students enrolled in the law school in the Fall 2006, or thereafter, in addition to the tuition and fees set forth in paragraph (4) above, the University shall levy and collect an additional Resident Fee of \$13.82 per credit hour and an additional Student Financial Aid Fee of \$0.69 per credit hour. The additional fees authorized by this paragraph (5)(b) shall not apply to a law school student who was enrolled in a law school program prior to Fall 2006, and such student’s enrollment has not lapsed for in four terms before re-enrolling in the same law program. Effective Spring term 2009, the additional fees authorized by this paragraph (5)(b) for students enrolled in the fall 2006, or thereafter, shall not apply to a law school student who was enrolled in a law school program prior to Fall 2006, provided such student maintains *continuous enrollment. For purposes of this paragraph (5)(b), “continuous enrollment” means the student has not been absent from the University for two (2) or more consecutive terms (excluding summer terms and military withdrawals.)~~

~~*For purposes of the Tuition Differential fee, the Graduate fees, and the Law fees, “continuous enrollment” means the student has not been absent from the University for two (2) or more consecutive terms (excluding summer terms and military withdrawals.)~~

(5) The following College of Medicine tuition and associated fees shall be levied and collected on an academic year basis, effective the fall semester indicated for each student regularly enrolled, unless provided otherwise by law, or Board of Governor or University regulation.

College of Medicine- Fall 2009

<u>Fee - Per Academic Year</u>	<u>College of Medicine</u>	
	<u>Resident</u>	<u>Non Resident</u>
<u>Tuition</u>	<u>\$21,000.00</u>	<u>\$21,000.00</u>
<u>Out of State Fee</u>		<u>\$30,000.00</u>
<u>Financial Aid</u>	<u>\$1,050.00</u>	<u>\$1,050.00</u>
<u>Out of State Financial Aid</u>		<u>\$1,500.00</u>
<u>Capital Improvement Trust Fund</u>	<u>\$122.00</u>	<u>\$122.00</u>
<u>Building</u>	<u>\$116.00</u>	<u>\$116.00</u>
<u>A&S</u>	<u>\$580.00</u>	<u>\$580.00</u>
<u>Athletic</u>	<u>\$755.50</u>	<u>\$755.50</u>
<u>Technology Fee</u>	<u>\$1,050.00</u>	<u>\$1,050.00</u>
<u>Health</u>	<u>\$201.60</u>	<u>\$201.60</u>
<u>Total</u>	<u>\$24,875.10</u>	<u>\$56,375.10</u>

(6) Effective the Fall 2005 term, during any semester in which a graduate nonresident student has been appointed as a Graduate Assistant for at least .25 FTE, the Out-of-State ~~Fee~~fee for the student shall be \$0.00 per credit hour.

(7) The following fees shall be levied and collected on a per semester basis, effective the fall semester indicated for each student regularly enrolled (excluding College of Medicine students), unless provided otherwise by law, or Board of Governors rule or regulation.

FALL 20089

<u>Fee - Per Semester</u>	<u>Undergraduate</u>	
	<u>Resident</u>	<u>Non Resident</u>
Health	\$67.20	\$67.20
Athletic	\$10.00	\$10.00

	Graduate	
	Students enrolled prior to Fall 2006	
	Resident	Non Resident
Fee - Per Semester		
Health	\$67.20	\$67.20
Athletic	\$10.00	\$10.00

	Graduate	
	Student enrolled Fall 2006 or thereafter	
	Resident	Non Resident
Fee - Per Semester		
Health	\$67.20	\$67.20
Athletic	\$10.00	\$10.00

	Law	
	Students enrolled prior to Fall 2006	
	Resident	Non Resident
Fee - Per Semester		
Health	\$67.20	\$67.20
Athletic	\$10.00	\$10.00

	Law	
	Students enrolled in the Fall 2006 or thereafter	
	Resident	Non Resident
Fee - Per Semester		
Health	\$67.20	\$67.20
Athletic	\$10.00	\$10.00

(8) Effective the Fall Semester 2009~~7~~, each student enrolled in the same undergraduate course more than twice shall be assessed an additional ~~\$175.84~~sum to cover 100 percent of the full cost of instruction as established by the Board of Governors for each such course in addition to the tuition and associated fees set forth above.

(9) Optional fees.

Orientation fee	\$ 35.00
Tuition Installment Service Charge	\$ 15.00
Identification Card	\$ 10.00
Fee for Transcript	\$ 10.00
Fee for Diploma replacement	\$ 10.00
Late Payment fee	\$100.00
Late Registration fee	\$100.00
Off-Campus Fee	cost
Distance Learning Fee	cost

Fingerprinting	cost
Materials and Supplies fee	cost
Equipment Use Fee	cost
Library Fines and Penalties	varies

(10) For students who enter a community college or university for the first time in the 2009-2010 academic year and thereafter, the University shall require the student to pay an excess hour surcharge equal to 50 percent of the tuition rate for each credit hour in excess of 120 percent of the number of credit hours required to complete the baccalaureate degree program in which the student is enrolled.

Authority: ~~Resolution of the Florida Board of Governors dated January 7, 2003~~ Regulations 1.001, 7.001, and 7.003; ~~Fla. Stat. sections 1001.74(11) and 1009.24, 2007-08~~ and the 2009 General Appropriations Act; ~~Section 156, History- New 11-3-02, Amended 9-3-03, 8-22-04- 9-1-05, Formerly 6C8-6.010, Amended 6-20-06, 7-20-07, 11-20-07, 6-25-08, 9-29-08,~~_____.

**Florida Board of Governors
Budget, Finance and Business Operations Committee
University Request for a Tuition Differential**

University: Florida International University

Effective Date	
University Board of Trustees Approval Date:	June 12, 2009
Implementation Date (month/year):	July 2009
Purpose	
Describe the overall purpose of the tuition differential:	Improve undergraduate education 70% Increase need based financial aid 30%
Campus or Center Location	
Campus or Center Location the Tuition Differential will apply (If the entire university, indicate as such):	Entire university
Undergraduate Course(s)	
Course(s) (If an undergraduate course will have a unique tuition differential then a separate form should be completed for each course. If the tuition differential applies to all university undergraduate courses, indicate as such):	Applies to all undergraduate courses
Tuition Differential	
Amount per credit hour:	\$6.78 * (Tuition Differential increase to take effect with the 2009 fall term)
Percentage increase from prior year:	7.6% **
Amount for 30 credit hours:	\$203.40

**The aggregate sum of tuition and the tuition differential may not be increased by more than 15 percent of the total charged for the aggregate sum of these fees in the preceding fiscal year. The base undergraduate tuition will increase 8%. The maximum undergraduate tuition differential Increase per credit hour is calculated as 15% of the tuition plus differential, minus the increase in the base tuition. $15\% * (\$82.03 + \$6.96) - 8\% * (\$82.03) = \6.78*

*** Percentage increase of the base tuition plus differential. $\$6.78 / (\$82.03 + \$6.96) = 7.6\%$*

Florida Board of Governors
Budget, Finance and Business Operations Committee
University Request for a Tuition Differential

Projected Revenue Generated and Intended Uses	
Amount of revenue generated in Year 1:	\$2.9 Million
<p>Seventy percent (70%) of the funds must be used for undergraduate education. Describe the initiative(s) and the estimated expenditure(s) for each:</p> <ul style="list-style-type: none"> Library Inflationary changes: Inflationary cost of undergraduate scholarly journals and databases = \$0.4M Faculty - Instruction: Undergraduate faculty/Instructors hires = \$1.4M Student Support Advisory Services: Advisor hires = \$0.2M <p>TOTAL = \$2M</p>	
<p>Thirty percent (30%) of the funds must be used for undergraduate students who have financial need.</p> <p>Describe the initiative(s) and the estimated expenditure(s) for each:</p> <p>\$0.9M will be used to provide an additional \$300 annually for approximately 3,000 full-time students who are full Pell Grant recipients (i.e., Expected Family Contribution of zero).</p>	
Monitoring	
<p>Indicate how the university will monitor the success of the tuition differential. Include any performance measures that may be used:</p>	<ol style="list-style-type: none"> 1. Short Term measures: <ul style="list-style-type: none"> Student to Faculty Ratio Student to Advisor Ratio # Financial Aid awards 2. Long Term measures <ul style="list-style-type: none"> Improvement in Graduation and Retention rates

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: ACTIVITY AND SERVICE FEE INCREASE

PROPOSED COMMITTEE ACTION:

Recommend Board adoption of the following Resolution:

WHEREAS, the Florida International University Board of Trustees (“the BOT”) has the power to establish a Student Activity and Service (A&S) Fee for the University pursuant to Board of Governors’ Regulations 1.001 and 7.003 ; and

WHEREAS, the Activity and Service Fee Committee has approved an increase in the Activity and Service Fee in the amount of \$1.08 per credit hour effective with the Fall term 2009 and their report is attached hereto as Exhibit “D”; and

WHEREAS, the President has approved the fee increase after consultation with the Student Government presidents;

THEREFORE BE IT RESOLVED that the BOT approves an Activity and Service Fee increase from the current \$10.52 per credit hour to \$11.60 per credit hour effective the Fall term of 2009; and

BE IT FURTHER RESOLVED that the BOT authorizes the University Administration to take all further action necessary to implement this Resolution.

BACKGROUND INFORMATION:

A. LEGAL AUTHORITY

1. **Board of Governors’ Regulation 1.001 University Board of Trustees Powers and Duties.** subsection (6)(b) provides, in relevant part: “Each board of trustees shall establish tuition and fees in accordance with regulations established by the Board of Governors.”

2. **Board of Governors’ Regulation 7.003 Fees, Fines and Penalties** subsection (7)(c)1. provides:

Increases in the activity and service fee must be recommended by a fee committee, at least one-half of whom are students appointed by the student body president. The remainder of the committee shall be appointed by the university president. A chairperson, appointed jointly by the university president and the student body president, shall vote only in the case of a tie. The recommendations of the committee shall take effect only after approval by the university president, after consultation with the student body president, and

approval by the university board of trustees. An increase in the activity and service fee may occur only once each fiscal year and must be implemented beginning with the fall term.

B. EXPLANATION FOR PROPOSED BOARD ACTION:

The request is for Board approval of the Activity and Service Fee increase. The proposed increase will raise the Activity and Service Fee from \$10.52 per credit hour to \$11.60 per credit hour. In accordance with Board of Governors' Regulation 7.003(7)(c)2., the revenues from the fee will be used to benefit the student body in general, as recommended by the student government association, subject to the President's approval.

As per Board of Governors' Regulation 7.003 Fees, Fines and Penalties., the increase was decided by a fee committee comprised of 50% (4) students and 50% (4) faculty/staff of which one served as chairperson. The following procedure was used by the committee:

1. Two public hearings were advertised (through posters, electronic messaging and the student newspaper) and held at each campus to hear comments and address concerns from the University community.
2. Following the hearings, the fee committee convened and discussed the proposal. A vote was held with the fee committee approving the increase with a vote of six (6) in favor, none opposed, and one (1) abstention. The chairperson did not vote.
3. The recommendation was forwarded to the University President and Vice President of Student Affairs for approval and was approved.

This increase will be reflected, along with any other changes, in a revised FIU-1101 Tuition Fees Schedule regulation which will be presented to the Board of Trustees for approval. The approved regulation will then be forwarded to the Board of Governors for its approval.

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT "D":
 - Fee Committee Recommendations to President
 - University Fee Committee, 2008-09 Summary of Meetings and Activities
 - Calculation of Fee Cap and Allowable 5% Increase

FACILITATOR/PRESENTER:

- John Miller
- Liane Martinez

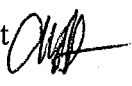


FIU

FLORIDA INTERNATIONAL UNIVERSITY
Miami's public research university

MEMORANDUM

TO: President Modesto Maidique

FROM: Arthur W. Herriott 

SUBJECT: University Fee Committee Recommendations

DATE: April 17, 2009

As chair of the University Fees Committee this year, I am pleased to forward our recommendations for student fees for the 2009-10 year. Specifically, the committee has recommended that the student Activities and Service Fee be increased by \$1.08 per student credit hour. This will increase the per credit hour A&S fee from \$10.52 to \$11.60, and if approved by the University Board of Trustees, will become effective in the Fall 2009 term.

The additional revenue from the recommended fee increase will be about \$839,000 in 2009-10. This is the first increase in the A&S Fee in four years. The committee members recognized a strong concern from students about other increases for next year, including tuition and the new technology fee. Therefore, despite critical needs, the committee recommendation represents an increase of only 3.5% for overall student fees, which is less than the allowable maximum of a 5% increase for the sum of the A&S, health, and athletic fees.

The committee held a total of four meetings, which included an open forum public hearing at each campus. All committee members were present at the initial and final meetings and at least two thirds of the committee members attended each public hearing. The vote of the committee on the fee increase was 6 in favor, none opposed, and one abstention; the chairperson does not vote. I attach copies of the Fee Committee membership, the 2008 Florida Statute dealing with fees, the calculation of the allowable fee increase, and a summary of the student fees at each SUS institution in 2008. If you have any questions, please contact me.

c: Dr. Rosa Jones
Matilda Gramling
Fee Committee Members

APR 23 2009

**University Fee Committee, 2008-09
Summary of Meetings and Activities
April 16, 2009**

The University Fee Committee was appointed by Vice President Rosa Jones in late March of 2009. The four student voting members were Arthur J. Meyer, SGA President UP and Ana Maria Silva, SGA President BBC, Robert Chung, Comptroller UP and Carlos Becerra, Comptroller BBC. The four Faculty/staff voting members were Robert Coatie, Greg Olson, Dr. William Beesting and Dr. Arthur Herriott who was also Chairperson. Other interested parties attending meetings included Silvana Rogelis, Matilde Gramling, Dr. Cathy Akens and Dr. Rosa Jones who gave the opening charge to the committee.

Two meetings were held by the committee, plus two public hearings:

April 3, 2009 – Committee Meeting

Relevant information needed for decision-making of the fee increase was provided to the Committee members during this first meeting. This information included: the Committee members roster for 2009, Florida Statute 1009.24 (2008) relating to increasing local fees (Athletics fee, A&S Fee and Health fee), a comparison of FIU local fees to the other State university local fees, and a worksheet showing the calculation of the fee cap and 5% limit which are prescribed in law. The sum of the local fees at FIU when put on a per credit hour basis (we have both credit hour fees and per student or headcount fees) is \$32.79. Included in that amount is a \$2.00 per credit hour increase passed by the Legislature in 2004 for moving from Div.IIA to Div. IA in football. This special \$2 increase is, by law, excluded from the fee cap calculation and therefore for comparison purposes the amount representing the FIU total local fees on a credit hour basis is \$30.79. The cap, which is 40% of the undergraduate matriculation fee is \$32.81 ($\$82.03 \times 40\%$), which provides \$2.02 of leeway to reach the cap. The allowable increase, however, is only \$1.54 per credit hour or \$15.32 per head count student since we are limited to the lesser of 5% of the existing fees or the cap, whichever is lower.

Dr. Jones thanked members for agreeing to serve on this committee. She stated that it had been 4 years since the last A&S increase. She commented on the fact that the fee increase was delayed in terms that the "normal" rotation would have had the A&S fee considered last year but there was a need for Athletics to be considered twice in a row. She further explained that the establishment of this committee was delayed

University Fee Committee, 2008-09
Summary of Meetings and Activities
April 19, 2009
Page 2

because she wanted to ensure student participation in both the Technology fee process and in this process. She charged the committee with determining if there should be an A&S fee increase by polling students to assess their aggregate feelings on a fee increase. The committee is not to recommend on how to allocate the funds but rather, to determine if a fee increase is warranted. She further stated that if a fee increase is not recommended, that she is comfortable with the decision but wants everyone to realize that the normal rotation would not permit another A&S fee increase to be considered for 3 years.

As the Chair distributed the Florida Statute pertaining to student fees, the composition of the Committee (4 staff, 4 students) and the SUS comparison of fees he discussed each item. The Chair explained that the process going forward would include two public hearings on the proposed fee increase, one at UP and another at BBC, and a final meeting where the vote would be recorded.

April 13, 2009 Public Hearings:

Biscayne Bay Public Hearing

The first public hearing was held at Biscayne Bay Campus in WUC 155. There were 5 students present during the hearing, which commenced at 10:40 a.m. and ended at 11:20 a.m. The turnout was disappointing, given that the hearing had been publicized in the Beacon, advertised via placards placed at strategic points in the Graham Center, Green Library and Wolfe Center. Electronic announcements of the Hearings were also distributed to all students through their e-mail accounts.

The chairperson opened the hearing, introduced the committee members present and introduced the request for an increase of \$1.54 per-student credit hour, to be effective in Fall of 2009. He explained the process and turned the podium to Dr. Cathy Akens to explain the proposed fee increase. There was time to answer questions and accept comments.

University Fee Committee, 2008-09
Summary of Meetings and Activities
April 16, 2009
Page 3

University Park Public Hearing

At 2:15 p.m. the same day, a public hearing was held at University Park Campus in GC East Ballroom. Nine students, in addition to the committee members attended the hearing. The chairperson opened the hearing, introduced the committee members present and introduced the request for an increase of \$1.54 per student credit hour, to be effective in Fall of 2009. The chairperson explained the process and turned the podium to Dr. Rosa Jones to explain the proposed fee increase, and answer any questions and listen to comments.

Some concerns were raised about the increasing amount of fees being charged to students. Students also acknowledged the need for a fee increase to sustain campus life but with consideration of the impact on the students.

April 16, 2009 Committee Meeting

This meeting was called for the purpose to vote on the proposed increase. Prior to the vote, the floor was opened for any remaining questions. The Chair then asked each member to state their opinions about the need for a fee increase. Each member expressed his/her view. Most felt it was necessary to increase the fee but expressed concern for the feedback heard at the open forums about the rising cost of fees. They discussed considering an increase but not at the maximum allowed. After reviewing the A&S fee amount at various levels (2.5%, 3% and 3.5%), Ana Maria Silva moved that the proposed fee be increased by 3.5%. Bill Beesting seconded the motion. The vote was recorded with a six in favor and 1 abstention.

The Chairperson thanked the committee for their hard work.

**FLORIDA INTERNATIONAL UNIVERSITY
CALCULATION OF FEE CAP AND ALLOWABLE 5% INCREASE**

March 20, 2009

STEP 1: Put all local fees on a per credit hour basis for Fall and Spring:

Fall 2008 + Spring 2009	
TOTAL FEE REVENUES	\$25,025,450
TOTAL STUDENT CREDIT HOURS	763,271
 TOTAL CREDIT HOUR EQUIVALENT FEE	 \$32.79
<i>Adjust for \$2.00 Legislative Increase not part of Cap</i>	<i><u>-\$2.00</u></i>
ADJ. TOTAL CREDIT HOUR EQUIVALENT FEE	\$30.79

STEP 2: The CAP

2008-09 Undergraduate Matriculation	\$82.03 per student credit hour
40% of Adjusted(1) Undergraduate Matriculation	\$32.81 per student credit hour
Room under the 40% Cap	\$2.02

STEP 3: The 5%

Allowable Increase per Credit Hour	\$1.54 << 5% Maximum
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(1) Matriculation Cap is adjusted by the \$2 increase instituted in the '04 Legislative session since that adjustment for migrating to Div. IA was to be removed in calculating the cap

Florida Statute 1009.24

... The sum of the activity and service, health, and athletic fees a student is required to pay to register for a course shall not exceed 40 percent of the tuition established in law or in the General Appropriations Act. No university shall be required to lower any fee in effect on the effective date of this act in order to comply with this subsection. Within the 40 percent cap, universities may not increase the aggregate sum of activity and service, health, and athletic fees more than 5 percent per year unless specifically authorized in law or in the General Appropriations Act...

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: APPLICATION FEE AND ADMISSIONS DEPOSIT FIU-410 – AMENDMENT

PROPOSED COMMITTEE ACTION:

Recommend Board adoption of the following Resolution:

WHEREAS, the Florida International University Board of Trustees (“the BOT”) is authorized to set the fee for applying to FIU and to determine the circumstances under which FIU will waive the admissions deposit within the limits provided by the Board of Governors and the law;

THEREFORE, BE IT RESOLVED, that the BOT approves the amendments to the Application Fee and Admissions Deposit Regulation FIU-410 attached hereto as Exhibit “E”;

BE IT FURTHER RESOLVED, that the BOT delegates authority to the University President to forward the Regulation to the Board of Governors for approval and to approve any subsequent amendments that are based on comments to the Regulation received from the Board of Governors and as a result of the regulation-making process;

AND BE IT FURTHER RESOLVED, that the President report to the BOT at its next regularly scheduled meeting on any substantive change requested or made to the Regulation as a result of comments received by the Board of Governors and the regulation-making process.

BACKGROUND INFORMATION:

A. LEGAL AUTHORITY:

BOARD OF GOVERNORS REGULATION 1.001 UNIVERSITY BOARD OF TRUSTEES POWERS AND DUTIES provides in subsection (6)(b):

“Each board of trustees shall establish tuition and fees in accordance with regulations established by the Board of Governors.”

BOG Regulation 7.003 Fees, Fines and Penalties. provides, in relevant part:

“(4) Application Fee -- Individuals who make application for admission to universities within the State University System shall pay a non-refundable Application Fee of not more than \$30.00.”

B. EXPLANATION FOR PROPOSED BOARD ACTION:

The Application Fee and Admissions Deposit Regulation FIU-410 is being amended to provide that all applicants, including those applying as non-degree seeking students, will pay an application fee of \$30.00, and to revise the basis for waiving the admission deposit.

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT “E”: Application Fee and Admissions Deposit, FIU-410

FACILITATOR/PRESENTER:

- John Miller
- Liane Martinez

**THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES
FLORIDA BOARD OF GOVERNORS
NOTICE OF AMENDMENT OF REGULATION**

REGULATION NO.: FIU-410
REGULATION TITLE: Application Fee and Admissions Deposit

SUMMARY: This regulation provides the application fee and admissions deposit and the requirements for having the fee or deposit waived. The revisions to this regulation include stating that non-degree seeking students must pay the application fee and revising the basis for waivers of the admission fee.

TEXT OF REGULATION: The full text of the Proposed Regulation can be viewed below and on the website of The Florida International University Board of Trustees, <http://bot.fiu.edu/regulations/>. If you would like a copy of the Proposed Regulation, please contact Eli Deville, Coordinator, Administrative Services, Office of the General Counsel, (305) 348-2103.

AUTHORITY: Resolution of the Florida Board of Governors dated January 7, 2003, Board of Governors Regulation 7.003.

NAME OF PERSON INITIATING PROPOSED REGULATION: Corinne Webb, Vice President.

ANY PERSON SEEKING TO COMMENT ON THE PROPOSED REGULATION MUST SUBMIT COMMENTS IN WRITING TO THE CONTACT PERSON LISTED BELOW. ALL WRITTEN COMMENTS MUST BE RECEIVED BY THE CONTACT PERSON WITHIN 14 CALENDAR DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE.

CONTACT PERSON REGARDING THE PROPOSED REGULATION: Eli Deville, Coordinator, Administrative Services, Office of the General Counsel, Florida International University, 11200 SW 8th Street, PC 511, Miami, FL 33199. Email: devillee@fiu.edu Fax: (305) 348-3272. Phone: 305-348-2103.

DATE OF PUBLICATION: May 11, 2009

THE FULL TEXT OF THE PROPOSED REGULATION IS PROVIDED BELOW:

FIU- 410 Application Fee and Admissions Deposit.

(1) The University has established the fees set forth in this regulation. The fees listed are in addition to fees set forth in other University regulations and other charges that are authorized by law.

(2) Application Fee.

(a) Unless otherwise provided herein, an individual who applies for admission to ~~an undergraduate or graduate program of the University~~ or for enrollment as a non-degree seeking student shall pay a non-refundable application fee in the amount of \$30.

~~(b) An individual who applies for admission to the College of Law shall pay a non-refundable application fee in the amount of \$30.~~

~~(c) An individual who applies for admission to the College of Medicine shall pay a non-refundable application fee in the amount of \$30.~~

~~(b)~~ Upon request by the applicant, the application fee shall be waived for any applicant who provides documentation that they have received a fee waiver based upon economic hardship as determined by a recognized third party entity or program such as the College Board, the American College Testing Program, the National Association for College Admissions Counseling (NACAC), the Graduate Record Examinations (GRE) Fee Reduction Program, the Law School Data Assembly Service (LSDAS), or the Association of American Medical Colleges (AAMC) Fee Assistance Program ("Recognized Third Party").

(3) Admissions Deposit.

(a) An individual admitted to an undergraduate, graduate, or professional degree program of the University shall pay a non-refundable admissions deposit in the amount of \$200 upon acceptance to the University. Upon request by the student, the admissions deposit shall be waived based upon an approved application for any student who provides documentation that they have received a fee waiver as provided in section (2) (b) above, or upon the University's determination that the student is sufficiently needy to qualify for Federal Title IV grant funds based upon the student's filing a Free Application for Federal Student Aid ~~based upon economic hardship as determined by a Recognized Third Party.~~

(b) The University shall apply the admissions deposit toward the individual's tuition upon enrollment. If the individual does not enroll at the University, the University shall administer the admissions deposit in accordance with the applicable Board of Governors' regulations or law.

Specific Authority ~~Florida Board of Governors Resolution dated 1-18-07-18, BOG Regulations 1.001(6) and 7.003(4) FS--History--New 11-20-03, formerly 6C8-6.014, Amended 11-14-08,~~

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee

11 June 2009

SUBJECT: AMENDMENT OF UNIVERSITY TRAFFIC AND PARKING REGULATION

PROPOSED COMMITTEE ACTION:

Recommend Board adoption of the following Resolution:

WHEREAS, the Florida International University Board of Trustees (“the BOT”) is authorized to establish Traffic and Parking fees and regulations within the limits provided by law; and

WHEREAS, the University Traffic and Parking Regulation FIU-1105 is revised primarily to include a revised FIU Parking and Transportation Lost or Stolen Decal Affidavit, and a revised Citation Appeal Form, an increase in the maximum cost per day for metered parking, and to add Carpool as a designated parking area and is being presented for adoption;

THEREFORE, BE IT RESOLVED, that the BOT adopts the following amended University Regulation, which is attached hereto as Exhibit “F”:

- FIU-1105 – University Traffic and Parking Regulation

BE IT FURTHER RESOLVED, that, as the Regulation includes information on fees, the University Administration will submit the University Traffic and Parking Regulations FIU-1105 to the Florida Board of Governors for approval; and

BE IT FURTHER RESOLVED, that the BOT delegates authority to the University President to approve any subsequent amendments that are based on comments to the Regulation received from the Board of Governors and as a result of the regulation-making process; and

BE IT FURTHER RESOLVED, that the President report to the BOT at its next regularly scheduled meeting on any substantive change requested or made to the Regulation as a result of comments received by the Board of Governors and the regulation-making process.

BACKGROUND INFORMATION:

A. LEGAL AUTHORITY

Board of Governors Regulation 1.001 University Boards of Trustees Powers and Duties specifically provides:

(3)(k) “Each board of trustees may govern traffic on the grounds of the university and in other areas in accordance with law.

(6)(b) “Each board of trustees shall have responsibility for the use, maintenance, protection, and control of university-owned or university-controlled buildings and grounds...”

Board of Governors Regulation 7.003 Fees, Fines and Penalties. provides: “(12) Parking Fines, Permits and Decals -- Each university board of trustees shall establish charges for parking decals, permits and parking fines.”

Florida Statutes 1009.24(13) provides: “Each university board of trustees is authorized to establish the following fees: (p) Traffic and parking fines, charges for parking decals, and transportation access fees.”

Florida Statutes section 1006.66(2) provides in pertinent part: “Each university board of trustees shall adopt rules that govern traffic on the grounds of the university; that provide penalties for the infraction of such traffic rules; and that the university finds necessary, convenient, or advisable for the safety or welfare of the students, faculty members, or other persons.”

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT “F” – Notice of Regulation Making; Proposed Amended Regulation

FACILITATOR/PRESENTER:

- John Miller
- Liane Martinez

**THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES
FLORIDA BOARD OF GOVERNORS**

NOTICE OF PROPOSED AMENDMENT

REGULATION NO.: FIU-1105

REGULATION TITLE: University Traffic and Parking Regulation

SUMMARY: This Regulation is being amended to reflect various changes including a revised FIU Parking and Transportation Lost or Stolen Decal Affidavit, and a revised Citation Appeal Form, an increase in the maximum cost per day for metered parking, and to add Carpool as a designated parking area.

TEXT OF REGULATION: The full text of the Proposed Amended Regulation can be viewed below and on the website of The Florida International University Board of Trustees, <http://bot.fiu.edu/regulations/>. If you would like a copy of the Proposed Amended Regulation, please contact Eli Deville, Coordinator, Administrative Services, Office of the General Counsel, (305) 348-2103.

AUTHORITY: BOG Regulation 1.001(3)(k) and 1001.74(2)(j) and (6), 1006.66 FS.

NAME OF PERSON INITIATING PROPOSED REGULATION: Vivian Sanchez, Chief Financial Officer and Senior Vice President.

ANY PERSON SEEKING TO COMMENT ON THE PROPOSED AMENDED REGULATION MUST SUBMIT COMMENTS IN WRITING TO THE CONTACT PERSON LISTED BELOW. ALL WRITTEN COMMENTS MUST BE RECEIVED BY THE CONTACT PERSON WITHIN 14 CALENDAR DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE.

CONTACT PERSON REGARDING THE PROPOSED AMENDED REGULATION: Eli Deville, Coordinator, Administrative Services, Office of the General Counsel, Florida International University, 11200 SW 8th Street, PC 511, Miami, FL 33199. Email: devillee@fiu.edu Fax: (305) 348-3272. Phone: 305-348-2103.

DATE OF PUBLICATION: April 17, 2009

THE FULL TEXT OF THE PROPOSED AMENDED REGULATION IS PROVIDED BELOW:

THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES
BOARD OF GOVERNORS

FIU-1105 University Traffic and Parking Regulation.

(1) General. This regulation is applicable to all persons who operate or park a motor vehicle on the campuses of Florida International University. All Miami-Dade County traffic and parking ordinances which are not in conflict or inconsistent with University regulations and all provisions of Chapter 316, Florida Statutes, shall extend and be applicable to the University's campuses. The Department of Parking and Transportation is authorized and empowered to enforce all University parking and traffic regulations. The University Public Safety Department is authorized and empowered to enforce University regulations, all county ordinances and state laws. Copies of the University parking and traffic regulations are available from the Department of Parking and Transportation, the Department of Public Safety, the Visitor Information Center and through the Florida International University web site URL <http://parking.fiu.edu>. The University assumes no liability for vehicles parked or operated on University property. The issuance of a decal or permit does not guarantee a place to park.

(2) Registration of Motor Vehicles. Vehicles used by members of the faculty, staff, students, (full or part-time), concessionaire employees and others who regularly operate a vehicle on campus must be registered with the Department of Parking and Transportation during the first day the vehicle is on campus. Vehicle registrations expire on the expiration date indicated on decal or permit. All visitors must use parking meters unless a parking permit has been provided by a University representative. Any motor vehicle parked on University property must display a valid University parking decal or parking permit. Use of a motor vehicle on University property is a privilege, not a right and is made available only under this regulation.

(a) Decals.

1. Employees: A parking decal must be obtained for each vehicle which is, or may be, parked on the University's campuses. Decals are issued according to the classifications contained in these regulations. A decal will be issued by the Department of Parking and Transportation, upon the following conditions:

- a. The owner or driver registers the vehicle with the Department of Parking and Transportation.
- b. The owner or driver, unless otherwise exempt, pays the appropriate fee and provides proof of the decal classification to which he or she is entitled.
- c. The owner or driver settles all outstanding parking and traffic fines and fees before a current decal or permit will be issued.
- d. When two or more persons who are employed by the University reside in the same household and register more than one vehicle, each is required to purchase a separate original decal; duplicate decals will not be issued for either person except upon proof of replacement of the originally registered vehicle. If two or more persons travel together in one vehicle, only one decal is required but a duplicate decal cannot be purchased except upon proof of replacement of the originally registered vehicle.

2. Students: Students will pay a Transportation Access Fee per semester. A student decal will be issued by the Department of Parking and Transportation to each student under the following conditions, and it is the students' responsibility to properly display the current decal in accordance with this regulation.

- a. The student must be currently enrolled at the University.
- b. The student must provide a valid vehicle registration for the vehicle on which the decal will be placed.

- c. The student must settle all outstanding parking and traffic fines and fees.

3. Decal Classifications: The issuance of decals is restricted to the classifications specified in these regulations. The following decal classifications are in effect:

- a. Faculty/Staff -- An "F/S" decal is available to persons currently employed as regular or adjunct faculty; ~~Administrative and Professional staff; University Support staff~~ ~~Personnel System employees and as Other Personal Services employees.~~ Individuals who are currently employed by vendors or contractors with the University, or who are otherwise required by contract to obtain a decal, are also entitled to obtain a decal in this classification. A one semester or two semester decal is available during an academic school year to employees who do not wish to purchase an annual decal.

- b. Student -- An "S" decal will be issued to those persons who are currently enrolled as students. For purposes of this regulation, a person shall be considered a student regardless of the number of hours or courses for which he or she is enrolled at the University. Students residing in the University's housing complexes are required to display a current semester housing sticker in addition to the current student decal or hang-tag. Students employed at the University at least 15 hours a week may elect to purchase a faculty/staff decal.

- c. Alumni -- An "ALUM" decal is available to FIU graduates who are not currently enrolled at the University and entitles the holder to park in spaces designated for student parking.

- d. Administrative -- An "A" decal is available to only those employees who desire a higher level of parking service or have special parking needs based upon work requirements. A one semester or two semester decal is available during an academic school year to employees who do not wish to purchase an annual decal.

- e. Executive -- An "E" decal is available to only those employees who desire the highest level of parking service or convenience. A one semester or two semester decal is available during an academic school year to employees who do not wish to purchase an annual decal.

- f. Duplicate/Replacement Decal -- A Duplicate/Replacement decal is available to persons who have purchased an original decal for that semester or academic year. This category is for additionally owned vehicles used alternately and for situations where the original decal must be replaced due to an accident, the re-painting of the vehicle, stolen vehicles, etc. The address on the vehicle registration for the second vehicle must be the same as that on the registration of the vehicle listed on the original decal application. A vehicle with a duplicate decal is not permitted on campus at the same time as the vehicle with the original decal.

- g. Duplicate/Replacement Hang-tag -- A Duplicate hang-tag is available to students who have been issued an original decal for the current year. This hang-tag must be displayed on the vehicle that the hang-tag is registered for. This category is for additionally owned vehicles used alternately and for situations where the original decal must be replaced due to an accident, the re-painting of the vehicle, stolen vehicles, etc. The address on the vehicle registration for the second vehicle must be the same as that on the registration of the vehicle listed on the original decal application. A vehicle with a duplicate hang-tag is not permitted on campus at the same time as the vehicle with the original decal. A student duplicate hang-tag is valid for one academic school year.

~~h. Validity of Duplicate Hang Tags — Duplicate hang tags are valid for one academic school year.~~

4. Decal Registration Fees:

a. The following are the annual registration fees, exclusive of sales tax, for each decal classification:

	Original	Duplicate/ Replacement
Executive	\$842.00	\$30.00
Administrative	\$387.00	\$20.00
Faculty/Staff		
(Annual base pay over \$45,000)	\$220.00	\$15.00
Faculty/Staff		
(Annual base pay over \$35,000)	\$196.00	\$15.00
Faculty/Staff		
(Annual base pay over \$25,000)	\$134.00	\$15.00
Faculty/Staff		
(Annual base pay \$25,000 and under)	\$115.00	\$15.00
Alumni	\$225.00	\$15.00
Student		
Fall -	N/A	\$15.00
Spring -	N/A	\$15.00
Summer A, B, or C -	N/A	\$15.00

b. The following are the one semester registration fees, exclusive of sales tax, for each decal classification:

Executive	\$533.44	\$30.00
Administrative	\$247.54	\$20.00
Faculty/Staff		
(Annual base pay over \$45,000)	\$121.00	\$15.00
Faculty/Staff		
(Annual base pay over \$35,000)	\$108.00	\$15.00
Faculty/Staff		
(Annual base pay over \$25,000)	\$ 87.00	\$15.00
Faculty/Staff		
(Annual base pay \$25,000 and under)	\$ 72.00	\$15.00
Alumni	N/A	N/A
Student		
Fall -	\$ 77.00	N/A
Spring -	\$ 77.00	N/A
Summer A, B, or C -	\$ 71.00	N/A

c. The following are the two semester registration fees, exclusive of sales tax, for each decal classification:

Executive	\$687.72	\$30.00
Administrative	\$317.27	\$20.00
Faculty/Staff		
(Annual base pay over \$45,000)	\$170.00	\$15.00
Faculty/Staff		
(Annual base pay over \$35,000)	\$152.00	\$15.00
Faculty/Staff		

(Annual base pay over \$25,000)		\$110.50	\$15.00
Faculty/Staff			
(Annual base pay \$25,000 and under)		\$93.50	\$15.00
Alumni		N/A	N/A
Student	Fall -	N/A	N/A
	Spring -	N/A	N/A
	Summer A, B, or C -	N/A	N/A

d. Duplicate/Replacement Decals. If a decal or duplicate student hang-tag has been lost or stolen, the incident shall be reported to the Department of Parking and Transportation, and a replacement decal or duplicate student hang-tag shall be purchased. An "FIU Parking and Transportation Lost or Stolen Decal Affidavit", Form PT #11, effective 5/97 Revised 1/09, which is incorporated by reference into this regulation, must be filled out.

e. Change in Status. Any ~~regular or adjunct faculty; Administrative and Professional staff; University Support Personnel System employee or Other Personal Services~~ employee requesting a change in decal classification shall pay the difference between the fee appropriate to the classification currently in effect and that being requested. The old decal or identifiable parts, including numbers, must be returned to the Department of Parking and Transportation for auditing purposes.

f. Non-Refundable Fees. All fees paid for decal registration shall be non-refundable except for instances where a person has mistakenly made a double payment and the request for refund is made within the same academic year in which the payment was made. The Transportation Access Fee paid by the students ~~are~~ is only refunded in the same manner as other student fees are refunded.

(b) Permits and Permit Fees.

1. Temporary permits are issued only by the Department of Parking and Transportation to those persons who require temporary parking authorization and who are not otherwise required by these regulations or contract to obtain a decal. Permits must be applied for and are issued for durations that are commensurate with their purposes. Permits may or may not include the payment of parking fees as provided below.

2. The circumstances under which a permit rather than a decal shall be issued include but are not limited to use of a temporary vehicle; parking on the University's campuses for occasional business-related purposes; parking on the University's campuses for attendance at conferences and meetings; and visitors who are not otherwise required to obtain a decal. Any person who has a current decal and needs to use temporary transportation must obtain a temporary parking permit. These temporary parking permits are issued, free of charge, for a maximum of thirty (30) consecutive days.

3. Temporary 30, 60, and 90-day permits are available to persons not otherwise required by these regulations or contract to obtain a parking decal. The following are the permit fees, **exclusive of sales tax**:

- 30-day permit \$22.00
- 60-day permit \$40.00
- 90-day permit \$60.00

4. Specific visitor, vendor and contractor, and volunteer permits will be issued by the Department of Parking and Transportation upon payment of a fee as follows:

a. Visitor fees. Metered parking is available throughout the University at a cost of 25 cents per 15 minutes except in PC Loading which are 50 cents per 15 minutes. Visitors can

also park at the multi-space meters for \$1.00 per hour with a maximum of \$ ~~6.00~~8.00 per day. University departments hosting an event can purchase garage visitor permits in advance.

b. Vendors and Contractors fees. All vendors and contractors conducting business on campus are required to purchase a contractor permit. The following are the permit fees, **exclusive of sales taxes**:

30-day permit \$22.00

60-day permit \$40.00

90-day permit \$60.00

c. Volunteers' fees. Individuals outside the University who volunteer their time at either campus can purchase a volunteer permit for the following fees **exclusive of sales tax**:

30-day permit \$ 5.00

60-day permit \$10.00

90-day permit \$15.00

(c) Vehicle Registration Exemptions. The following persons shall not be required to register their vehicles with the Department of Parking & Transportation:

1. Representatives of news media on official business.

2. Members of the Florida International University Board of Trustees who are on campus to attend meetings and functions of the Board of Trustees. Trustees shall be issued identification which shall be prominently displayed in their vehicles.

3. Members of the FIU Foundation Board of Directors who are on campus to attend meetings and functions of the Foundation. Directors shall be issued identification which shall be prominently displayed in their vehicles.

(3) Decal, Traffic and Parking Regulations, Golf Cart and Garage Parking.

(a) Decal Regulations.

1. Display of Decal. Each driver who regularly parks a vehicle on campus shall display a valid decal, hang-tag, or permit. It is the responsibility of the driver to properly display a hang-tag, decal or permit so it is easily visible and readable. Failure to display it correctly may result in a violation for not having a valid decal, hang-tag or permit.

2. Decals shall be permanently affixed to the outside of the vehicle on the left side either on the rear bumper, or the outside of the rear window. Decals must be permanently affixed and not altered. For unusually constructed vehicles, decals shall also be permanently affixed in the manner directed by the Department of Parking and Transportation. Housing stickers shall be permanently affixed adjacent to the current student decal or on the bottom square of the hang-tag.

3. The entire decal, hang-tag, or permit must be displayed unaltered.

4. It is a violation of these regulations to transfer a decal, hang-tag or permit from one vehicle to another; alter a decal, hang-tag or permit, falsify documents to obtain a decal, hang-tag or permit or otherwise obtain or display a decal, hang-tag or permit in violation of the University rules and regulations. Any such act shall constitute decal fraud and will cause the decal, hang-tag or permit to be revoked.

(b) Traffic Regulations:

1. Speed Limit. The speed limit on University property is 25 miles per hour on main roads unless otherwise posted. The speed limit inside the garage is 5 mph. Speed limit inside surface lots is as posted.

2. Right-of-Way. Pedestrians and wildlife have the right-of-way over motor vehicles, including golf-carts. Pedestrians must use crosswalks when crossing a roadway.

3. Barriers. Barriers may be placed by the University at any point deemed necessary for specific temporary use. Except as required for the passage of emergency vehicles, removal of any such barrier without permission is prohibited.

4. Enforcement Directives. A directive given by a police officer or parking patroller or designee supersedes the regulations posted by sign or signal.

(c) Golf-Carts:

1. Golf-carts are restricted by the Florida Department of Highway Safety and Motor Vehicles and Florida International University for use on facility premises only. Golf-carts are used primarily for the Transportation of persons or cargo, are designed and regulated to be operated at speeds of less than 25 miles per hour, and are generally recognizable as a passenger or utility type cart, vehicle, club car or conveyance.

2. Any person who operates a golf-cart on University premises is deemed, by so doing, to have the knowledge, training and skill to safely operate ~~this~~ such vehicle and shall be fully accountable for their actions and the consequences thereof.

3. Golf-cart Enforcement. Golf-carts shall be operated in accordance with the following specific regulations:

a. Golf-carts shall not be parked within 6-8 feet of the entrance or exit of any building, except at loading docks or approved designated golf-cart parking spaces.

b. Operators shall stop golf-carts at all blind intersections and sound their horns before proceeding.

c. Golf-carts shall not be parked or operated in any manner likely to obstruct or interfere with the flow of pedestrian or vehicular traffic in heavily traveled areas.

d. Operators shall not stop for any extended period of time in the middle of roads and walkways. Golf-carts shall not be parked on pedestrian crosswalks.

e. Safety precautions shall be taken while driving golf-carts through parking lots.

f. Golf-carts shall not be driven through buildings except: 1) under circumstances of police or medical emergency, 2) in order to service that specific building wherein equipment and supplies, but not people, are being transported to the work site, or 3) in order to make a delivery of materials which cannot be otherwise transported to a specific location in a building.

g. Where circumstances warrant operation of a golf-cart in or through any University building, as described in "f." above, operators shall take the most unobtrusive route and shall follow all other operating requirements.

(d) Parking Regulations for Surface and Garage Parking.

1. Posted signs, bumper blocks, and other markings designate the various parking areas on campus. Parking areas may be restricted by classification, time or purpose. Parking areas restricted by classification, time or purpose shall be considered no parking zones to those individuals who do not fall within the restriction of the classification. Individuals parking in areas so restricted require a decal, hang tag, or permit. The following parking restrictions are found in areas on the University's campuses:

- a. Executive
- b. Administrative
- c. Faculty/Staff
- d. Student
- e. Meters
- f. Disabled

- i. Time Limit Parking
- j. Housing Parking
- k. Loading Zone
- l. Garage Visitors
- m. Head-In Parking Only
- n. Golf-Cart

g. Motorcycle/Motorbike/Moped

o. Carpool

h. State Vehicles

2. Metered parking is for visitors and is enforced daily, from 7:00 a.m. to 10:00 p.m. including weekends and holidays. If a meter is malfunctioning, parking in that space is prohibited. A current decal, hang-tag or permit does not entitle the driver to park in a metered parking space without paying the appropriate fee.

3. Use of parking areas designated as Faculty/Staff shall be enforced between the hours of 6:00 a.m. to 7:00 p.m., Monday through Friday, unless otherwise indicated by signage. Parking in all other areas, including Executive and Administrative, shall be observed and enforced at all times.

4. Changes in designated parking areas shall become effective at such time as signage or other identifying markings are posted.

5. No motor vehicles, other than police, emergency, or golf-carts may be operated or parked at any time on the walkways, grass, service areas, driveways or other prohibited zones, except where specifically permitted by signage. No motor vehicle, motorcycle or other type of vehicle, including a bicycle, shall be parked in such a way as to create a hazard or obstruction to traffic or access. Temporary parking areas may be designated in grass areas by the placement of delineating signs, bumper blocks or other identifying marks. Parking adjacent to any University building shall be prohibited except as identified by authorized signs.

6. No person, other than a current housing resident whose vehicle is left in a housing lot, shall leave a vehicle overnight on University property without notifying the Public Safety Department. Vehicles that are inoperable shall be reported immediately to the Public Safety Department. Vehicles left for more than three (3) consecutive days and nights, without prior approval, or which are apparently abandoned shall be subject to towing, impoundment, and disposal at the owner's expense. The University does not assume any responsibility for motor vehicles or their contents while they are parked on campus. Vehicles registered to current housing residents may be left in housing lots during session breaks but in no event for more than three weeks, except with permission from University housing.

7. Major repairs to vehicles shall not be performed on either campus.

8. Double-parking is not allowed at any time.

9. The fact that a person may park or observe others parked in violation of the regulations without receiving a citation does not mean that the regulation is no longer in effect. Observing others illegally parked is not a valid excuse.

10. Parking on lawns, landscaped areas, sidewalks, or other areas not specifically designated by signs or curb markings as parking areas is a violation. The absence of a "No Parking" sign does not mean parking is permissible in an area.

11. Residents of housing shall abide by the parking regulations ~~contained in the housing agreement in addition to the requirements of this regulation.~~

12. Parking a vehicle on campus following failure to pay or appeal any citation for a university traffic infraction within the time provided, or parking on campus with a revoked decal shall be considered illegal parking and is subject to towing.

13. Parking areas designated as disabled are enforced at all times and a current state issued disabled placard/hang-tag or license plate must be visible and properly displayed. Employees and students of the University must display a decal in addition to the disabled placard/hang-tag or license plate.

(e) Garage Parking:

1. A current FIU parking decal is required to park in the garages at no additional cost.
2. Current FIU decal holders cannot park in a visitor space without paying the additional fee.

3. Garage hours: Gold Garage

6:00 a.m. - 2:00 a.m. Mondays–Saturdays

Closed Sundays and holidays except for Special Events

Blue, Red and Panther Garages

6:00 a.m. - 2:00 a.m. Mondays – Fridays

Closed weekends and holidays except for Special Events

4. No overnight parking. Vehicles must be removed prior to posted closing hours. Any vehicle left in the garage will be ticketed and is subject to towing at vehicle owner's expense.

5. Head-in parking only.

6. Garage speed limit is 5 mph. Garage speed is radar-enforced.

(4) Enforcement.

(a) Violations. Failure to abide by any of the provisions of these regulations shall be considered a university parking infraction. The University may enforce university parking infractions through use of warnings, citations and fines, vehicle immobilization, towing and any other means authorized by statute.

(b) Citations. The Public Safety Department and the Department of Parking and Transportation are authorized to issue written citations to persons who violate university parking and Transportation regulations. The Public Safety Department is also empowered to issue citations for violation of Chapter 316, Florida Statutes, and county ordinances. Only one citation per calendar day will be issued for each violation in the same location.

1. Schedule of Fines. The schedule below establishes fines for the various categories of violations which are considered to be university parking infractions:

No Decal	\$ 20.00
Parking on the Grass	\$ 20.00
Hazardous Parking	\$ 25.00
Overtime Parking (meter)	\$ 20.00
All Moving Violations	\$ 25.00
Restricted/Improper Parking	\$ 25.00
Overtime Parking (garage)	\$ 25.00
Unlawfully Parked in Disabled Space	\$250.00
Decal Fraud	\$100.00
Head-In Parking Only	\$ 15.00
Radar/Speeding Violation	\$ 25.00
Restricted "E" or "A"	\$ 30.00
Golf-Cart	\$ 25.00
Decal/Permit-Improper Display	\$ 20.00

a. Impoundment and vehicle immobilization charges vary according to type of vehicle, type of tow needed and cost of contract with current towing company.

b. Any vehicle which remains in violation of the same regulation for more than one calendar day is subject to additional citations. Violations of Chapter 316, Florida Statutes,

and county ordinances are returnable to the Miami-Dade County Court and may carry higher fines or other penalties.

2. Late Charges. If a university citation is not paid or appealed in the time provided by this regulation, a \$5.00 late charge shall be assessed in addition to the fine established for the violation. The assessment of the late charge shall not preclude the University from enforcing these regulations through alternative means such as preventing registration, withholding transcripts, receiving your diploma and/or towing, or immobilizing the vehicle. Finally, the outstanding balance will be sent to a collection agency and additional fees will be assessed.

3. Remedies for Failure to Pay Fines. In addition to the assessment of a late charge fee, and other penalties as provided in this regulation, the following remedies are available to the University:

- a. Revoke parking and driving privileges on University property. A person whose parking privileges are revoked may not be issued a new parking decal until all prior outstanding citations are satisfied.
- b. Prevent the person from registering as a student.
- c. Withhold issuance of transcripts or degrees.
- d. Use vehicle immobilizer.
- e. Tow and impound the person's car.
- f. Take other action as necessary to collect the outstanding fines as delinquent accounts owed to the University such as the use of a collection agency.

4. Responsibility for Citations. The person who registers a motor vehicle with the Department of Parking and Transportation assumes responsibility for all citations issued to that vehicle. If the motor vehicle has not been registered with the Department of Parking and Transportation then the person(s) in whose name the motor vehicle is registered with the State Department of Highway Safety and Motor Vehicles shall be held responsible for citations issued to the vehicle. Employees of FIU operating state university vehicles and golf-carts shall be responsible for citations issued to such vehicle(s).

(c) Procedures for Payment of Fines and Appeals. A person to whom a citation has been issued shall have ten (10) business days from the date of issuance to respond to the citation either by paying the fine or by filing an appeal. If payment or request for an appeal is not received within the allotted time, a late fee shall be assessed, and the University may take any authorized action to enforce the penalty.

1. Payment of Fines. Fines may be paid by credit card through the Florida International University web site URL <http://parking.fiu.edu> or in person at the Department of Parking and Transportation by check, money order, cash payment, the FIU Panther debit card, or credit card. Alternatively, payments may be mailed to the Department of Parking and Transportation located on University Park Campus; however, late fees shall be applied in the event payment is not received by the Department of Parking and Transportation within the time provided by these regulations. All payments sent by mail should include the payee's Panther ID number and citation number.

2. Appeals Process and Procedures. Appeals of citations for university parking infractions and towing/vehicle immobilization procedures and charges may be instituted by filing a written appeal through the Florida International University web site URL <http://parking.fiu.edu> or at the Department of Parking and Transportation on the "Florida International University Department of Parking and Transportation CITATION APPEAL FORM", ~~Form PT #04~~ Appeal Form RVSD. 04/2009, 'Parking Citation Appeal', (effective date 6/96) according to the

instructions provided on the form. This form is hereby incorporated by reference into this regulation. County citations are not open to appeal through the University appeal process. County citations must be processed through the Miami-Dade County Court system. The Citation Appeal Form PT #04 may be obtained at the Department of Parking and Transportation, the web site and at other locations throughout the University, such as the Visitor Information Center and Public Safety Department at both campuses. Inability to locate parking spaces or the failure of others to observe these regulations shall not be considered to be valid defenses. The completed Citation Appeal Form must ~~shall~~ include a current and accurate mailing address or email address where notices can be sent to and received by the Appellant. Complete Citation Appeal Forms will be forwarded by the Department of Parking and Transportation to an Appeal Hearing Officer for review and decision. Appellants do not have the option to appear in person.

a. Appeal Hearing Officers. There shall be appointed on each campus a University Appeal Hearing Officer or Officers who shall be responsible to resolve appeals of citations for university parking infractions and/or towed or immobilized vehicles. The Appeal Hearing Officer(s) of each campus shall be appointed, by the appropriate vice president, to serve a two-year term, and may be appointed for additional terms. It is intended that Appeal Hearing Officers will be members of the University Community.

b. Appeal Hearing Officer Procedures. Appeal Hearing Officers will receive and evaluate written appeals. They will be guided by the Parking Regulations and shall consider any relevant circumstances, as articulated in the written appeal, in making their decision(s). Appeal Hearing Officers may request further information or interview the appellant, witnesses or the citing officer. Appeals will be reviewed and appellants notified by mail.

c. Appeal Hearing Officer Decisions. Following consideration of the grounds for an appeal, the Appeal Hearing Officer shall decide on the appeal. The Appeal Hearing Officer's decision shall contain findings of fact and be reduced to writing and a copy shall be furnished to the appellant by the Department of Parking and Transportation. The decision of the Appeal Hearing Officer is final without further right of review. Upon denial of an appeal, the fine assessed shall be paid within ten (10) business days of the date of notification to the appellant or a late fee will be assessed.

(d) Immobilization, Towing and Impoundment-Appeals. The University may immobilize, tow and/or impound any vehicle which is found to be parked illegally or in violation of these regulations. Parking after failing to pay a parking citation(s) within the allotted time constitutes illegal parking. A person whose vehicle has been immobilized, towed and/or impounded may appeal the tow or immobilization by filing a written appeal within ten (10) business days from the date of the impoundment. An Appeal Hearing Officer shall review the appeal within seventy-two (72) hours of receipt of the written appeal. The appellant shall receive notification of the appeal decision through the mail. If the immobilization or tow appeal is granted, the University shall refund the amount charged for the immobilization or tow. In lieu of the appeal, or pending such appeal, or if the appeal is denied, the owner of the vehicle or his/her authorized agent may obtain release of the vehicle by paying the citation(s), the immobilization and/or towing charges and any applicable delinquent fines.

(e) University Departmental Events. All departments hosting an event, which will require additional visitor parking for guests, will require visitor permits for each vehicle per day. Pre-purchased parking spaces are available by contacting the Department of Parking and Transportation no later than three (3) business days, but preferably five (5) business days before the date of the event. Departments are encouraged to post directional signs for each event.

Specific Authority- ~~BOG Resolution dated January 7, 2003~~ Regulation 1.001(3)(k) and 1001.74(2)(j) and (6), 1006.66 FS. Law Implemented 1001.74 (2)(j) and (6), 1006.66 FS.
History--Formerly 6P-5.06, 10-1-75, Repromulgated 12-23-76, Amended 1-15-80, 8-20-81, 4-24-83, 8-12-85, Formerly 6C8-5.06, Amended 7-6-86, 8-31-89, 7-17-90, 7-21-91, 8-25-93, 10-26-93, 8-17-94, 8-20-95, 8-11-96, 6-12-97, 7-08-99, 5-16-00, 5-24-01, 7-25-02, 12-2-02, 8-11-03, 6-1-04, 6-1-05, Formerly 6C8-5.006, Amended 6-2 06, 7-12-07, 8-11-08, _____.

Exhibit "F"

APPEAL DATE: _____

Florida International University
Department of Parking & Transportation

APPEAL# _____

CITATION APPEAL FORM

VALID DECAL: YES ☐ or NO ☐

DATE ISSUED: _____

AN APPEAL HEARING OFFICER WILL REVIEW THIS APPEAL.

APPELLANTS DO NOT HAVE THE OPTION TO APPEAR IN PERSON.

THIS APPEAL FORM MUST BE SUBMITTED NO LATER THAN 10 BUSINESS DAYS FROM THE DATE OF CITATION

() STUDENT () FACULTY/STAFF () VISITOR () VENDOR/CONTRACTOR

PLEASE PRINT

PANTHER ID #: _____

CITATION #: _____

NAME: _____

DATE OF CITATION: _____

ADDRESS: _____

VEHICLE PLATE #: _____

CITY: _____ ST: _____ ZIP: _____

VIOLATION CODE: _____

HOME PHONE #: _____

VIOLATION DESC. : _____

ALTERNATE PHONE #: _____

LOT #/UNIT #/TIME: _____

E-MAIL: _____

I wish to appeal for the following reason (s): _____

I certify that the statements made above are true and correct to the best of my knowledge and belief. **I understand that the decision of the appeal-hearing officer is final without further right of review.** Once I receive my appeal results, whether denied or reduced, I agree to pay the amount due within 10 business days after receiving the appeal results. If payment is not received within the allotted time, a late fee will be assessed. If appeal status notification has not been received within 2 weeks from signature date, it is the appellant's responsibility to conduct a follow up by calling any of our Parking & Transportation offices at UP Campus (305) 348-3615 or BBC (305) 919-5558.

SIGNATURE: _____

DATE: _____

() DENIED () GRANTED () WARNING: NO FINE ISSUED () REDUCED FINE TO \$ _____

APPEAL HEARING OFFICER COMMENTS: _____

APPEAL HEARING OFFICER: _____

DATE: _____



Parking & Transportation

Lost or Stolen Decal Affidavit

The Department of Parking & Transportation has adopted the following policy to deal with situations where a decal or hang-tag is lost in the mail, stolen off of a vehicle, or lost by its recipient. If lost or stolen, the person must purchase a duplicate decal to replace the missing one. Person claiming decal was lost/stolen needs to file a report with FIU Police and bring a copy of the police report to attach to this affidavit.

When the decal is stolen off of a vehicle and is subsequently recovered, the applicant is allowed to apply for a refund for the price paid for the duplicate decal (subject to verification by Parking & Transportation within 30 days of decal purchase.)

In instances where the decal or hang-tag is mailed out, but never received by the applicant, it is considered lost/stolen once an affidavit is filled out. Another decal of the same category will be issued at no charge. (Subject to verification by Parking & Transportation and within 30 days of decal purchase/ordered. After this period a duplicate must be purchased). If the applicant later has possession of the decal or hang-tag, the applicant must report the recovery to the Department of Parking & Transportation. The decal or hang-tag must be returned to Parking & Transportation.

Persons wishing to file a lost or stolen decal report must fill out the affidavit swearing the information contained in the report is true. Furthermore, the person is thus informed that providing false misleading information may result in impoundment of the vehicle, fines totaling \$100.00 or more, and a referral to the University authorities for disciplinary action.

PLEASE PRINT:

_____		_____		_____
Last Name,		First Name		Panther ID

Local Mailing Address				

_____	_____	_____	_____	
City	State	Zip Code	Telephone	

Provide a brief explanation: _____

My signature, below, indicates that I have read and understand this Department of Parking & Transportation Lost or Stolen Decal Affidavit.

_____	_____
Signature	Date

FOR OFFICE USE ONLY		
CLERK _____	POLICE REPORT ATTACHED _____	
PREVIOUS DECAL # _____	NEW DECAL # _____	
LOST IN MAIL _____	STOLEN _____	LOST BY APPLICANT _____

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: FIXED CAPITAL OUTLAY (FCO) LEGISLATIVE BUDGET REQUEST, 2010-2011

PROPOSED COMMITTEE ACTION:

Recommend Board adoption of the following Resolution:

WHEREAS, the University must submit to the Board of Governors its Fixed Capital Outlay Legislative Budget Request for 2010-2011;

THEREFORE BE IT RESOLVED that the Florida International University Board of Trustees ("the BOT") hereby approves the Florida International University 2010-2011 Fixed Capital Outlay ("FCO") Legislative Budget Request consisting of the 5-year capital improvement plan ("CIP") for Public Education Capital Outlay ("PECO") projects and Courtelis Facilities Enhancement Challenge Grant program list, and the Appropriations Bill proposed project list prepared pursuant to Sections 1013.64, 1013.79, 1001.74, 1011.40 and 1013.60, Florida Statutes and Board of Governor's Regulation 1.001(6)(a), attached to this Resolution as Exhibit "G";

BE IT FURTHER RESOLVED that the BOT authorizes the University President to finalize the Courtelis Facilities Enhancement Challenge Grant program list as donor contributions are completed, and that the final submitted program list will be reported to the BOT at the next regularly scheduled Board meeting; and

BE IT FURTHER RESOLVED that the BOT authorizes the University President to amend the 2010-2011 Fixed Capital Outlay ("FCO") Legislative Budget Request to adjust to changing circumstances not-to-exceed 15% for each year and that any changes made will be further reported to the BOT at the next regularly scheduled Board meeting; and

BE IT FURTHER RESOLVED that the BOT authorizes the University Administration to take all actions necessary to implement this Resolution.

BACKGROUND INFORMATION:

STATUTORY AUTHORITY:

1013.64 F.S. (4)(a) Community college boards of trustees and university boards of trustees shall receive funds for projects based on a 3-year priority list, to be updated annually, which is submitted to the Legislature in the legislative budget request at least 90 days prior to the legislative session. Should the order of the priority of the projects change from year to year, a justification for such change shall be included with the updated priority list.

SUMMARY:

The **Capital Improvement Plan** (CIP) is intended to present major revisions to the academic and academic support facilities needed for the next five-year period. Accordingly, each college and university's CIP should not include such projects as student unions, parking garages, athletic facilities, and housing facilities which are normally funded from revenue bonds or allocations of Capital Improvement Fees. Each institution's CIP will be used to:

1. Select projects for inclusion within the 2010-11/2012-13 Three-Year Public Education Capital Outlay (PECO) Project Priority List.
2. Prepare the Five-Year Capital Improvement Plan and,
3. Prepare the System's initial 2010-11 Courtelis Facilities Enhancement Challenge Grant Project List.

Additionally, the following must be submitted with the additional CIP request on August 1, 2009:

1. Projects funded from external institutional sources which require general revenue for operation.
2. Projects financed with long term debt or other long term obligations, including University direct support organization projects.
3. Previous legislative authorizations for which universities are requesting revisions.

The University's approved Five-Year Capital Improvement Plan (CIP) must be prioritized, in the first year, as indicated below. Any exceptions to these priorities must be justified. Each university should submit one and only one prioritized, sequentially numbered list:

- a. Matching external funds from non-private sources.
- b. Continuation projects
 - i. Funded by the Legislature in the amount and in the year as last included on the Board of Governors adopted three year list.
 - ii. Funded by the Legislature, but not on the Board of Governors adopted three year list.
 - iii. Require additional funding to complete project as originally requested.
- c. Utilities infrastructure/Capital Renewal/Roofs needs.
- d. Renovation and remodeling projects to meet current space needs, structural/mechanical repairs, and technology upgrades that are in accordance with s. 1013.64(4)(a), Florida Statutes.
- e. Instructional, then research, followed by support space needs to include projects that will bring each university to the system average percentage of formula need.
- f. Projects to provide specialized space for a newly approved academic program.
- g. Land acquisition in accordance with University Board of Trustees adopted master plans.
- h. Non-survey recommended projects

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT “G”:
 - Capital Improvement Plan (CIP-2)
and Legislative Budget Request,
2010-2011 through 2014-2015
 - 2010-2011 Appropriations Bill
Authorization Items

FACILITATOR/PRESENTER:

- John Cal

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Exhibit "G"

FLORIDA BOARD OF GOVERNORS
 Capital Improvement Plan (CIP-2) and Legislative Budget Request
 Period: 2010-2011 through 2014-2015
 Florida International University Board of Trustees

BOT 06/12/2009

Priority Number	Project	2010-11	2011-12	2012-13	2013-14	2014-15	Total
1	FACILITIES INFRASTRUCTURE /CAPITAL RENEWAL - UW (P,C,E)	\$10,500,000	\$10,500,000	\$10,500,000	\$10,500,000	\$10,500,000	\$52,500,000
2	PUBLIC SAFETY BUILDING SUPPLEMENT - UP (P,C,E)	\$2,105,714					\$2,105,714
3	REMODEL./RENOV. OF EXIST. EDUC. SPACE - UW (P,C,E)(P,C,E)(P,C,E)	\$3,000,000	\$10,000,000	\$3,707,831			\$16,707,831
4	SOCIAL SCIENCES - Phase I Completion - UP (P,C,E)	\$5,600,000					\$5,600,000
5	STUDENT ACADEMIC SUPPORT CENTER - UP(C,E)(C,E)	\$23,154,548	\$3,546,156				\$26,700,704
6	SCIENCE LABORATORY COMPLEX - UP (P,C)(P,C)(C,E)		\$4,011,899	\$26,047,593	\$32,347,076		\$62,406,568
7	GRADUATE SCHOOL OF BUSINESS, Phase II - UP (P,C)(C,E)(C,E)		\$8,298,097	\$26,430,731	\$6,264,319		\$40,993,147
8	REMODEL./RENOV. OF EXIST. EDUC. SPACE - UP (P,C,E)(P,C,E)		\$20,515,000	\$16,647,331			\$37,162,331
9	REMODEL./RENOV. OF STUDENT ACADEMIC SUPPORT - BBC (P,C,E)(P,C,E)		\$21,315,000	\$5,009,571			\$26,324,571
10	REMODEL./RENOV. OF ACADEMIC DATA CENTER - UP (P,C,E)(P,C,E)		\$11,775,000	\$7,557,500			\$19,332,500
11	SATELLITE CHILLER PLANT EXPANSION - UP (P,C,E)		\$7,000,000				\$7,000,000
12	HUMANITIES CTR., (ARTS & SCIENCES) - UP (P,C)(P,C,E)		\$19,221,798	\$15,619,276			\$34,841,074
13	CLASSROOM/OFFICE, (ACADEMIC IV) - BBC (P,C)(C,E)(C,E)			\$4,038,392	\$23,571,734	\$6,295,617	\$33,905,742
14	CONSTR. MGT. & ENGINEERING EXPANSION - EC (P,C)(P,C)(C,E)			\$1,081,164	\$11,398,449	\$2,144,778	\$14,624,391
15	TRAINING COMPLEX (HUMAN RESOURCES) - UP (P,C)(P,C,E)			\$1,513,248	\$16,968,899		\$18,482,147
16	HONORS COLLEGE - UP (P,C)(P,C)(C,E)			\$2,018,860	\$16,357,043	\$2,226,319	\$20,602,222
17	SOCIAL SCIENCE, Phase II - UP (P,C)(C,E)				\$11,062,331	\$18,224,145	\$29,286,476
18	STOCKER ASTROPHYSICS CENTER, UP BT-814 (P,C,E)				\$1,600,000		\$1,600,000
	TOTAL PECO REQUEST	\$44,360,262	\$116,182,950	\$120,171,497	\$128,469,850	\$39,390,858	\$450,175,418
19	STADIUM/STUDENT ACADEMIC MEETING ROOMS (C,E)	\$1,000,000					\$1,000,000
20	COLLEGE OF LAW BR-832, UP (E)	\$188,323					\$188,323
21	IHRC- WALL OF WIND TESTING FACILITY- PH. II, UP (E)	\$50,000					\$50,000
22	COLLEGE OF NURSING & HEALTH SCIENCES (MOLECULAR BIOLOGY)/HEALTH SCIENCES LABORATORY CLINIC, UP (E)	\$31,471					\$31,471
23	HOSPITALITY MANAGEMENT - CARNIVAL STUDENT CENTER, BBC (P,C,E)	\$500,000					\$500,000
24	ENGINEERING CENTER- LAB REMODELING AND EXPANSION, UP (E)	\$25,000					\$25,000
25	HOSPITALITY MANAGEMENT - BEVERAGE MANAGEMENT CENTER, BBC (P,C,E)	\$316,000					\$316,000
26	GRADUATE SCHOOL OF BUSINESS- PHASE I, UP (E)	\$154,690					\$154,690
27	PATRICIA AND PHILLIP FROST ART MUSEUM, UP BR-839 (E)	\$76,500					\$76,500
28	BROAD AUDITORIUM, SOCIAL SCIENCES - Phase I - UP (P,C,E)	\$250,000					\$250,000
	TOTAL CHALLENGE GRANT REQUEST	\$2,591,984					\$2,591,984

STATE UNIVERSITY SYSTEM
2010-2011 Fixed Capital Outlay Projects Requiring Legislative Authorization
and General Revenue Funds to Operate and Maintain

Florida International University Board of Trustees

BOT 6-12-09

Univ.	Project Title	GSF	Brief Description of Project	Project Location	Project Amount	Funding Source	Estimated Annual Amount For Operational & Maintenance Costs	
							Amount	Source
FIU	Stadium/Student Academic Meeting Rooms	25,370	Designates E&G classroom and teaching lab space within the Stadium student meeting room project.	UP	\$2,000,000	CITF	\$266,380	(a) General Revenue
FIU	Labor Center E&G Space	21,801	Designates E&G classroom, teaching lab and faculty office space within the Labor Center building originally constructed with auxiliary funds.	UP	n/a	n/a	\$228,911	(a) General Revenue
FIU	University House E&G Space	14,331	Designates E&G administrative space within the University House building originally constructed with private funds.	UP	n/a	n/a	\$150,476	(a) General Revenue
FIU	SAAC E&G Space	10,818	Designates E&G study and administrative space within the Student Athletes Academic Center building originally constructed with auxiliary funds.	UP	n/a	n/a	\$113,589	(a) General Revenue
FIU	Department of Health / FIU Public Health Building	133,000	Office, research and clinical space leased to the State of Florida supported Miami-Dade County Department of Health for a period of 50 years - medical initiative and collaboration with FIU's Department of Public Health	UP	\$40,717,433	Revenue Bonds	\$1,941,800	(b) General Revenue

(a) Annual operating and maintenance cost based on 2009 new space PO&M for building classification "B", (a building that contains classrooms, offices and general administrative space).

(b) Annual operating and maintenance cost based on 2009 new space PO&M for building classification "E", (a building that contains classrooms, offices, wet and dry instructional labs to support general instruction and research).

STATE UNIVERSITY SYSTEM
2010-2011 Fixed Capital Outlay Projects Requiring Legislative Approval
to be Constructed, Acquired and Financed by a University or
a University Direct Support Organization with Approved Debt
authorized by the Board of Governors

Florida International University Board of Trustees

BOT 6-12-09

Univ.	Project Title	GSF	Brief Description of Project	Project Location	Project Amount	Funding Source	Estimated Annual Amount For Operational & Maintenance Costs	
							Amount	Source
FIU	Department of Health / FIU Public Health Building	133,000	Office, research and clinical space leased to the State of Florida supported Miami-Dade County Department of Health for a period of 50 years - medical initiative and collaboration with FIU's Department of Public Health	UP	\$40,717,433	Revenue Bonds	\$1,941,800	(a) General Revenue
FIU	Parking Garage Six	730,040	Parking garage for 2,000 cars with four lane access road. Includes 6,000 GSF of administrative office and support space.	UP	\$39,024,000	Revenue Bonds	\$380,000	(b) Parking Auxiliary
FIU	Housing Phase V	488,000	Accommodates 800 beds and dining facility	UP	\$57,792,000	Revenue Bonds	\$3,474,560	(c) Housing Auxiliary

(a) Annual operating and maintenance cost based on 2009 new space PO&M for building classification "E", (a building that contains classrooms, offices, wet and dry instructional labs to support general instruction and research).

(b) Annual operating and maintenance cost based on \$175 per year per car plus \$5/GSF per year for support space.

(c) Annual operating and maintenance cost based on approximately \$7.12/GSF apartment style residential facilities.

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

**SUBJECT: SIGNATURE AUTHORITY – AUTHORIZATION TO SIGN CHECKS FOR THE
FLORIDA INTERNATIONAL UNIVERSITY COLLEGE OF MEDICINE HEALTH CARE
NETWORK FACULTY GROUP PRACTICE, INC.**

PROPOSED COMMITTEE ACTION:

Recommend Board adoption of the following Resolution:

WHEREAS, the Florida International University College of Medicine Health Care Network Faculty Group Practice, Inc. (the “Health Care Network”) has been authorized to establish depositories at banking institutions at which University funds are deposited; and

WHEREAS, the Health Care Network (“HCN”) will pay its legal obligations from said depositories; and

WHEREAS, the Board of Directors of the Health Care Network unanimously passed a resolution at its May 6, 2009, Board meeting designating the following officers of the Health Care Network and officers and employees of the University as authorized signatories for Health Care Network bank accounts provided that there are two signatories on all checks and that at least one of the signatories signs all Health Care Network checks:

The Dean of the College of Medicine
The Executive Associate Dean for Clinical Affairs
The Health Care Network Chief Executive Officer
The Health Care Network Chief Operating Officer
The Health Care Network Treasurer;

WHEREAS, the Board must state with particularity the legal name and title of University employees who are authorized to sign checks to pay legal obligations of the Health Care Network; and

WHEREAS, the Health Care Network Treasurer position is currently vacant; and

BE IT RESOLVED THAT, the following officers and employees of the University are authorized to sign checks to pay legal obligations of the Health Care Network from any and all designated Health Care Network depositories provided that there are two signatories on all checks and that at least one of the signatories signs all HCN checks:

John A. Rock, M.D., Dean of the College of Medicine
J. Patrick O’Leary, M.D., Executive Associate Dean for Clinical Affairs
Fernando J. Valverde, M.D., HCN Chief Executive Officer

Stephanie Schmidt, HCN Chief Operating Officer

BACKGROUND INFORMATION:

A. Statutory Authority

Section 1011.42(7), Florida Statutes (2004), University depositories; deposits into and withdrawals from depositories, states in relevant part:

(7) The University Board of Trustees shall specifically designate and spread upon the minutes of the board the legal name and position title of any university employee authorized to sign checks to pay legal obligations of the university.

EXHIBITS/SUPPORTING DOCUMENTS:

- N/A

FACILITATOR/PRESENTER:

- Dr. John Rock

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

**SUBJECT: DONATION OF WOMAN’S CLUB PROPERTY FROM WOLFSONIAN, INC. TO THE
FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES**

PROPOSED COMMITTEE ACTION:

Recommended Board adoption of the following Resolution:

WHEREAS, the Wolfsonian, Inc. and its sole member, FIU Foundation, Inc., have approved the transfer of the Woman’s Club Property described on Exhibit “H” to the Florida International University Board of Trustees (“the BOT”), as a donation; and

WHEREAS, the BOT is authorized to acquire real property under the Board of Governor’s Regulation 1.001; and

WHEREAS, the BOT has determined that it would be in its best interest to accept the Woman’s Club Property as a donation from the Wolfsonian, Inc;

BE IT RESOLVED THAT, the BOT hereby ratifies and approves the acceptance of the Woman’s Club Property as a donation from the Wolfsonian, Inc.

BACKGROUND INFORMATION:

A. LEGAL AUTHORITY:

Board of governors Regulation 1.001 University Board of Trustees Powers and Duties provides in subsection (7)(b):
“Each board of trustees shall have the authority to acquire real and personal property and contract for the sale and disposal of same, and approve and execute contracts for the purchase, sale, lease, license, or services, leases of real and personal property and construction.”

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT “H”: Legal Description for the Woman’s Club Property

FACILITATOR/PRESENTER:

- Cristina Mendoza

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**LEGAL DESCRIPTION
WOMAN'S CLUB PROPERTY**

Beginning at a Permanent Reference Monument situated at the intersection of the East line of Pine Tree Drive and the North line of West 24th Street, as same is shown on a Plat entitled "DEDICATION OF PORTION OF LIBERTY AVENUE AND WEST 24TH STREET", as recorded in Plat Book 26, page 13, Public Records, Dade County, Florida, run in a Northerly direction along the East line of Pine Tree Drive a distance of forty-five (45) feet to the point of beginning of the tract herein described;

From said point of beginning continue in a Northerly direction along the easterly line of Pine Tree Drive a distance of Seventy-five (75) feet to a point; thence run in an Easterly direction along a line parallel to and one hundred and twenty (120) feet distant from the North line of West 24th Street, as same is shown on the above record Plat, a distance of three hundred and fifty (350) feet to a point; thence run in a Southerly direction along a line parallel to and three hundred fifty (350) feet distant from the East line of Pine Tree Drive, a distance of one hundred (100) feet to a point; thence run in a Westerly direction along a line parallel to and twenty (20) feet distant from the North line of West 24th Street, as same is shown on above mentioned record Plat, a distance of three hundred twenty-five (325) feet to the point of curvature (P.C.) of a circular curve, thence run along the arc of said circular curve deflecting to the right and having for its elements a radius of twenty-five (25) feet and a central angle of ninety (90) degrees, a distance of thirty nine and twenty-seven (39.27) hundredths feet to the point of tangency (P.T.) which is the point of beginning of the tract herein described containing eight tenths (0.8) acres more or less

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee

11 June 2009

SUBJECT: INVESTMENT POLICY STATEMENT AMENDMENT

PROPOSED COMMITTEE ACTION:

Recommend Board Adoption of the following Resolution:

WHEREAS, due to the current disruptions in the credit markets, the interest cost of variable rate bonds may dramatically increase due to declining credit ratings on the banks that secure such bonds, including bonds issued by or on behalf of two direct-support-organizations of the University, namely the FIU Athletics Finance Corporation (to finance the construction of the FIU Stadium) and the FIU Foundation, Inc. (to finance the construction of the MARC building); and

WHEREAS, substantial interest savings would be realized if the University purchases the bonds as short-term investments until stability returns to the market and the bonds are resold into the market; and

WHEREAS, consistent with the constitutional devolution of powers to the Florida Board of Governors and individual local university board of trustees, Section 1011.42 of the Florida Statutes empowered the Florida International University Board of Trustees ("the BOT") with responsibility for management of the financial affairs of the University, including the acceptance, withdrawal and investment of University funds; and

WHEREAS, the BOT is an "institution" as defined in Section 1010.10, Florida Statutes (the "Act"); and

WHEREAS, the Act allows the University to invest its funds pursuant to a prudent investor standard and in accordance with all applicable laws, rules and regulations; and

WHEREAS, the University desires to amend the University's Investment Policy Statement to adopt the proposed revisions attached as Exhibit "I", to permit the University, as the circumstances may require, to invest available Working Capital Pool funds (other than funds awaiting clearance) in bonds issued on by or on behalf of the FIU Foundation, Inc. and/or FIU Athletics Finance Corporation on a short-term basis in accordance with Sections 1010.10 and 1011.42 of the Florida Statutes;

THEREFORE, BE IT RESOLVED that the BOT hereby approves the revised Investment Policy Statement attached to this Resolution as Exhibit "I."

LEGAL AUTHORITY:

This resolution is adopted pursuant to Sections 1010.10 and 1011.42 of the Florida Statutes.

EXHIBITS/SUPPORTING DOCUMENTS:

- EXHIBIT “I”: Investment Policy Statement

FACILITATOR/PRESENTER:

- John Miller



FLORIDA INTERNATIONAL UNIVERSITY

OFFICIAL UNIVERSITY POLICY

University Community (faculty, staff and students)

SUBJECT (R*)	EFFECTIVE DATE (R)	POLICY NUMBER
INVESTMENT POLICY STATEMENT (IPS)	June 29, 2005	
RESPONSIBLE UNIVERSITY DIVISION/DEPARTMENT (R)	RESPONSIBLE UNIVERSITY OFFICER (R)	
Division of Business and Finance Florida International University	John Miller Interim Senior Vice President of Administration and Chief Financial Officer	

POLICY STATEMENT (R)

It is the policy of Florida International University (the "University") that:

The investment of the University's operating funds investment pool (the "Fund") shall be based on a financial that will consider:

- the financial condition of the University
- the expected long term capital market outlook
- Florida International University's risk tolerance
- future planned capital expenditures and cash requirements
- debt service requirements
- current and projected expenses
- inflation

The financial plan measures the potential impact of alternative investment policies in terms of risk and return based on various levels of asset diversification and the current and projected cash flows of the Fund.

General Investment Goals and Objectives

The general investment goals are broad in nature to encompass the purpose of the Fund and its investments. They articulate the philosophy by which Florida International University Board of Trustees will manage the Fund's assets.

1. The overall goal of the Fund is to provide funds through a carefully planned and executed investment program necessary for regular expenses, capital expenditures and overall liquidity needs. There are both short term liquidity needs and longer term needs that allow for some incremental longer term growth of these assets. Specifically, the Fund shall be managed with the following objectives:
 - a) Maintain the safety of the principal;
 - b) Maintain the necessary liquidity to ensure funds are available to support operational needs;
 - c) Obtain a reasonable return for a prudent level of risk.
2. Florida International University seeks to produce a return on investment which is based on levels of operating liquidity needs and investment risk that are prudent and reasonable, given prevailing capital market conditions. While Florida International University recognizes the importance of the preservation of capital, it also adheres to the theory of capital market pricing which maintains that varying degrees of investment risk should be rewarded with compensating returns.

Governance

Board of Trustees (Audit and Finance Committee)

The Florida International University Board of Trustees is responsible for the oversight and approval of the overall investment policy of the University's operating funds portfolio. This oversight responsibility will include the final approval and any modifications to the Investment Policy of the University as written in the Investment Policy Statement (the "IPS"). This policy addresses specifics relating to:

- investment goals and objectives
- policies and procedures
- asset allocation policy targets specifying minimum and maximum ranges
- rebalancing policy

- selection of investment managers
- authorized investments

Investment Committee

The Investment Committee recognizes that matters concerning the investment of the operating fund assets owned by the University merit serious attention and frequent consideration.

1. The Investment Committee, at a minimum, will consist of: an individual designated by the Board of Trustees; the Chief Financial Officer of the University; the Treasurer of the University; and a representative from University academics. In addition, up to two business community and other representatives with specific expertise in investment and portfolio management may be added to strengthen the Committee's capabilities. The need for adding members will be determined by the Chair of the Board of Trustees in consultation with the Chair of the Finance and Audit Committee.

The Investment Committee, with the guidance and recommendations of the investment consultant hired by the University, is responsible for:

- directing all of its efforts toward the investment objectives stated in the IPS
- performing at least annually a review of the investment objectives stated in the IPS
- ensuring that the objectives stated in the IPS are practical and reflect the mission of the University
- hiring an investment consultant, subject to the approval of the Board of Trustees
- implementing and monitoring the asset allocation policy
- conducting an annual formal review of the investment structure
- developing an updated financial projection a minimum of every three years
- selecting and monitoring of qualified, competent investment managers
- terminating investment managers failing to maintain acceptable quantitative (e.g. risk/return profile) and/or qualitative (e.g. organizational changes) standards
- developing and reviewing the objectives and guidelines given to each specific investment manager
- meeting at least quarterly to review the results of the investment portfolios
- determining whether the investment objectives set forth herein are being met and whether the investment guidelines are being followed
- providing regular performance to the Board of Trustees with regular performance reports on the investment portfolios

Staff

The staff is an integral part of the day to day requirements of the operating portfolio. The staff has the responsibility of administering and coordinating the implementation decisions made by the Investment Committee and the Board of Trustees. The staff is responsible for:

- administering the investments of the Fund at the lowest possible cost, being careful to avoid sacrificing quality
- administering the rebalancing policy
- day-to-day interaction with the consultants and investment managers

Investment Guidelines

Investment guidelines establish parameters for the Total Fund and for each investment manager to follow while implementing their respective investment strategies. Guidelines address asset allocation, restricted transactions, diversification, quality and turnover.

I. Asset Class/Category Characteristics

Cash Equivalents

The purpose of the cash equivalents portfolio is to provide liquidity to fund operational expenses, debt service and other short term cash needs.

Fixed Income

This asset class is intended to be representative of the overall U.S. investment grade bond market. The purpose of the fixed income portfolio is to provide a high level of current income to provide liquidity for intermediate cash flow needs and to provide diversification benefits during periods of a stock market decline.

TIPS

Treasury Inflation Protected Securities are fixed income investments in which the principal is adjusted periodically based on changes in CPI. The purpose of the TIPS portfolio is to provide fixed income like returns with the additional diversification benefits of inflation protection.

Absolute Return

This asset class is intended to be representative of a broadly diversified hedge fund strategy intended to provide an “absolute return” in any market environment with low – intermediate level of risk. This strategy is intended to provide modest return enhancement to that of fixed income with diversification benefits derived from its low correlation to other asset classes.

High Yield

This asset class is intended to be representative of the non-investment grade U.S. bond market (bonds rated BB or lower). The purpose of this fixed income portfolio is to provide a higher level of current income to compensate for the additional level of credit risk employed. The purpose of this portfolio is to provide some return enhancement and diversification benefit in order for the Fund to realize long-term growth above inflation.

REITS

This asset class is intended to be representative of the Real Estate Investment Trust market. The purpose of the REIT portfolio is to provide a higher level of current income and capital appreciation than fixed income with diversification benefits from its low correlation to both stocks and bonds.

U.S. Equity

This asset class is intended to be representative of the overall U.S. stock market. The purpose of the equity portfolio is to provide a high level of capital appreciation in order for the Fund to realize long-term growth above inflation.

International Equities

The purpose of the international equity portfolio is to provide exposure to equity in international developed equity markets. Exposure to international equities enhances returns of the combined equity portfolio while reducing return volatility.

II. Investment Pools

Total Combined Pool - This pool is the overall combined portfolio of the Operating Funds Investment Pool. In its entirety it is intended to satisfy the overall objectives and constraints set forth in the Investment Policy Statement herein.

The Total Combined Pool is divided into three distinct pools; each pool has a different investment time horizon, investment objective and minimum and maximum asset class allocations.

Working Capital Pool – This pool is intended to provide for the immediate normal operating requirements of the University (funds awaiting clearance), and other short-term investments of the University. This pool may include certain restricted funds and therefore, will comply with any applicable state and/or federal laws, rules and regulations.

Reserve Pool – This pool encompasses a state mandated unencumbered reserve. This pool is intended to be invested over the medium-longer term.

Strategic Capital Pool – The cash needs of this portfolio are intermediate and long term in nature. Therefore, this pool is intended to be invested over the medium-term, and will provide returns commensurate with an intermediate term investment time horizon.

** Revenue Bonds proceeds will be outside of the purview of these investment pools and will be invested in compliance with all relevant federal and state laws.*

III. Authorized Investments

Investment guidelines establish parameters for each investment manager to follow while implementing their respective investment strategies. The following information addresses authorized investments and restrictions at the overall asset class policy level. Each underlying manager will have a specific set of guidelines that may be more restrictive than those at the overall policy level.

US Equity Portfolios

Investment Guidelines - US Equity	
Authorized Investments:	Status
Equity securities denominated in US dollars and traded on recognized US exchanges including NASDAQ	Authorized
Common and preferred Stock	Authorized
Securities convertible into common and preferred stock	Authorized
Rights and warrants	Authorized
Depository receipts	Authorized
Cash vehicle available through the trustee	Authorized
Restrictions:	Guideline
Maximum investment in an individual company	5% of account market value
Maximum ownership of an individual company's outstanding shares	10%
Maximum cash or cash equivalent position	10% of account market value
Maximum position in preferred stocks	5% of account market value
Maximum position in convertible securities	5% of account market value
Maximum position in rights and warrants	10% of account market value
Maximum position in depository receipts	10% of account market value
Margined stocks	Prohibited
Shorts sales	Prohibited
Real or personal property	Prohibited
Commodities or commodity contracts	Prohibited
Swaps, options, or other derivatives	Prohibited
Limited partnerships	Prohibited
Venture capital	Prohibited
Letter stock and other securities restricted as to public resale	Prohibited
Borrowing and/or lending funds or securities	Prohibited
Maximum position in dollar-denominated equity securities issued by non-US domiciled companies but traded on a recognized US exchange	10% of account market value
Investments with a market capitalization less than the smallest security or greater than the largest security in the Benchmark at time of purchase	Prohibited
Maximum position in investments with a market capitalization less than the smallest security or greater than the largest security in the Benchmark	5% of account market value

Fixed Income – Investment Grade

Investment Guidelines - Investment Grade Fixed Income	
Authorized Investments:	Status
Fixed Income securities issued in the U.S. investment grade bond market	Authorized
Rule 144A securities with registration rights	Authorized
Non dollar securities and securities of issuers outside the U.S.	Authorized
U.S. Treasury, Agency, Eurodollar, and Swap financial futures	Authorized
Interest rate swaps	Authorized
Options on securities otherwise allowable under the guidelines	Authorized
Agency mortgage dollar rolls	Authorized
Cash vehicle through trustee	Authorized
Restrictions:	Guideline
Maximum invested in securities not paying in US dollars	10% of account market value
Maximum invested in issuers domiciled outside the US	10% of account market value
Maximum invested in non US dollar-denominated assets	10% of account market value
Cross-currency hedging	Prohibited
Rated by both S&P and Moody's (except US government and agency securities)	Required
Rated BBB-/Baa3 or higher at time of purchase	Required
Convertible securities and preferred stocks	Prohibited
Maximum position in securities not rated or rated BB+ /Ba1 or lower	5% of account market value
Collateralized securities must have a credit quality rated AAA by S&P and rated Aaa by Moody's	Required
Interest-only (IO) securities	Prohibited
Collateralized Bond Obligations, Collateralized Debt Obligations, and Collateralized Loan Obligations	Prohibited
Credit derivatives	Prohibited
Maximum per any one issuer	5% of account market value
Maximum duration exposure derived from futures, options or swaps	20%
Borrowing and/or lending of funds or securities	Prohibited
Leverage	Prohibited

Fixed Income – High Yield

Investment Guidelines - High Yield Fixed Income	
Authorized Investments:	Status
Registered high yield and Rule 144A, with registration rights, fixed income securities and debt obligations issued by public, corporate, and sovereign entities	Authorized
Securities issued or guaranteed by the US government, its agencies and instrumentalities	Authorized
Forward contracts on "eligible" securities	Authorized
Common stock, preferred stock and options or warrants to purchase common or preferred stock only where included in a unit with, or attached to, fixed income securities or upon conversion of a convertible security or exercise of a warrant or option or received in a reorganization	Authorized
Convertible securities and preferred stocks, if most of their value is attributable to their yield and other fixed income features	Authorized
Cash vehicle through trustee	Authorized
Restrictions:	Guideline
Maximum position in an individual security (excluding Government securities)	5% of account market value
Maximum position in any one issuer (excluding Government securities)	5% of account market value
Maximum position in Rule 144A, with registration rights, securities	5% of account market value
Maximum position in emerging market debt (corporate or sovereign debt of countries with credit rating BB+/Ba1 or lower)	5% of account market value
Purchase of securities on margin	Prohibited
Short sales	Prohibited
Securities lending	Prohibited
Employ leverage	Prohibited
Structured securities (e.g. ABS, CMBS, CDO) except for equipment trust certificates	Prohibited
Maximum position in equipment trust certificates	5% of account market value
Investment in direct real estate or real estate mortgage loans	Prohibited
Debt issued by corporate entities involved in real estate otherwise allowed under these guidelines	Permitted
Investment in commodities or commodity contracts	Prohibited
All securities at the time of purchase must be rated single-B or higher by both S&P and Moody's (securities issued w/o rating are exempt if one can be reasonably expected within one month of issuance)	Required
Maximum invested in securities not rated single-B or higher by both S&P and Moody's and any equity securities received into the account	5% of account market value

International Equity

Investment Guidelines - International Equity	
Authorized Investments:	Status
Countries represented in the MSCI EAFE benchmark	Authorized
Equity securities of companies domiciled in countries represented in the MSCI EAFE benchmark	Authorized
Common and Preferred Stock	Authorized
Securities convertible into common and preferred stock	Authorized
Rights and warrants	Authorized
Depository receipts	Authorized
Rule 144A securities	Authorized
Foreign currency and currency forwards of countries allowable under the guidelines	Authorized
International index futures contracts used solely for hedging purposes	Authorized
Cash vehicle available through the trustee	Authorized
Restrictions:	Guideline
Maximum investment in an individual company	5% of account market value
Maximum ownership of an individual company's outstanding shares	10%
Maximum cash or cash equivalent position	10% of account market value
Maximum position in preferred stocks	5% of account market value
Maximum position in convertible securities	5% of account market value
Maximum position in rights and warrants	10% of account market value
Maximum position in private placement securities eligible for resale pursuant to Rule 144A	10% of account market value
Private placements outside of Rule 144A	Prohibited
Maximum position in depository receipts	10% of account market value
Margined stocks	Prohibited
Shorts sales	Prohibited
Real or personal property	Prohibited
Commodities or commodity contracts	Prohibited
Swaps, options, or other derivatives	Prohibited
Limited partnerships	Prohibited
Venture capital	Prohibited
Letter stock and other securities restricted as to public resale	Prohibited
Foreign currency and currency forward contracts for hedging purposes	Permitted
Use of derivatives to expose more than 100% of the net assets of the account to equity securities	Prohibited
Net aggregate holdings of foreign currency exposure in excess of net assets of the account	Prohibited
Borrowing and/or lending of funds or securities	Prohibited

Authorized Investments – Hedge Funds

As this asset class is intended to be representative of a broadly diversified hedge fund strategy intended to provide an “absolute return” in any market environment with low – intermediate level of risk. This strategy is expected to be implemented through a fund-of-funds investment vehicle. The organization managing the fund-of-fund vehicle must be registered with the SEC. Specific investment guidelines will be reviewed and approved by the Investment Committee prior to the implementation of such an investment vehicle.

Commingled Investment Vehicles and/or Mutual Funds

Investment may be made in commingled vehicles and or mutual funds in which a specified set of guidelines developed for a broad number of institutions are already predetermined. It will be expected that these portfolios be managed in a manner consistent with but not specific to the specified restrictions made in this section. These guidelines will be reviewed and approved by the Investment Committee prior to the implementation of such an investment vehicle.

IV. Asset Allocation Guidelines

The long-term allocation guidelines adopted by the Florida International University Board of Trustees shall be expressed in terms of a target and ranges for each asset class to provide sufficient flexibility to take advantage of shorter-term market opportunities as they may occur. The asset allocation shall be sufficiently diversified to maintain risk at a reasonable level without imprudently sacrificing return.

The target allocation to each asset class will differ between the various pools as denoted in a previous section of the IPS. The asset allocation of each of the individual investment pools and the total combined pool are summarized in **Appendix I – Asset Allocation Targets and Rebalancing Policy**.

V. Manager Selection

For the Strategic and Reserve Pools, the Investment Committee, with the guidance and recommendations of the consultant, is responsible for the selection and continued monitoring of qualified, competent investment managers. The manner of procurement will be in compliance with University policy and Florida law.

For the Working Capital Pool, management is authorized to invest in the following managers and investments:

- Florida State Treasury
- State Board of Administration
- Qualified Public Depositories as defined by the State of Florida
- U.S. Government and its Agencies
- Money Market and Short Term Fixed Income Funds rated AA or higher by at least two of the following ratings agencies: Moody’s Investors Service, Standard & Poor’s and Fitch.
- Variable rate bonds issued by or on behalf of The FIU Athletics Finance Corporation (for the construction of the FIU Stadium) or the FIU Foundation, Inc. (for the construction of the MARC building) as an investment on a temporary, short-term basis in accordance with any applicable Internal Revenue Service guidelines. The authority to invest in such bonds is specifically limited to any portion of the Working Capital pool that does not constitute funds awaiting clearance and shall not extend to funds awaiting clearance. In the event this investment vehicle is utilized at any time, any such investments in these bonds shall only be made upon prior written approval of the Chairperson of the University Board of Trustees, the Chairperson of the Board's Finance and Audit Committee, and the University President.

VI. Performance Measurement & Evaluation

Investment objectives provide quantifiable standards to measure and evaluate the progress of both the investment pools and each individual investment manager. For the purpose of monitoring and evaluating the ongoing investment activity and results, both relative and comparative performance standards and objectives are defined.

1. **Relative standards** are used to review the return and risk at both the Pool and individual manager level. The relative standards for the pool level will represent a target policy index that will be constructed from the relative market indices weighted by the Total Fund’s target allocation to each asset class. Each individual investment manager will be evaluated relative to an appropriate benchmark. An appropriate benchmark is defined as an identifiable market index or a “normal” portfolio that is constructed to replicate the manager’s investment style. Benchmarks for each investment manager are identified in the Individual Manager section of this document.

2. **Comparative standards** are used to evaluate the returns of both the pool and each of its asset class components.
3. **Objectives** are established to measure the long-term (3 to 5 years) results of the Total Pool and each investment manager. The Committee must recognize the limitations of reviewing results over short-term horizons; however, current performance can serve as an early indication of the Fund's progress toward meeting the more fundamental primary objectives.

The Fund's performance objectives can be divided into two components: objectives for the overall fund and objectives for the individual portfolio components. Both levels of objectives will be incorporated into quarterly reviews of the Fund's performance. The performance objectives for each individual investment pool and the Total Combined Pool are detailed in **Appendix II – Performance Objectives**.

REASON FOR POLICY (O*)

This document will provide the framework for the investment management of Florida International University's operating funds investment pool (the "Fund"). Specifically, it will address:

- the general goals of the investment program
- the policies and procedures for the management of the Funds' assets
- investment guidelines (asset allocation)
- performance objectives

The philosophy incorporated herein is to allow for sufficient flexibility in the management process to capture investment opportunities as they may occur, yet set forth reasonable parameters to ensure prudence and care in the execution of the investment program.

CONTACTS (R)

Administrative Office's Address

John M. Miller
Interim Senior Vice President of Administration
and Chief Financial Officer
Florida International University
11200 S.W. Eighth Street, PC 523
Miami, Florida 33199

Telephone Number

(305) 348-2101

Fax Number

(305) 348-3678

HISTORY (R)

Effective June 29, 2005; Revision Date(s): September 11, 2007; March 12, 2008; March 30, 2009.

RELATED INFORMATION (O)

Appendix I – Asset Allocation Targets & Rebalancing Policy**Asset Allocation Guidelines**

The asset allocation guidelines differ between the various funds, and are summarized as follows:

	<u>Working Capital Pool</u>	<u>Strategic Capital Pool</u>	<u>Reserve Pool</u>	<u>Total Combined Pool</u>
<u>% of Total</u>	<u>30%</u>	<u>60%</u>	<u>10%</u>	<u>100%</u>
Cash Equivalents	40.00%	0.00%	0.00%	12.00%
Short-Int. Fixed Income	60.00%	0.00%	0.00%	18.00%
Fixed Income (Inv. Grade)	0.00%	30.00%	30.00%	21.00%
TIPS	0.00%	20.00%	20.00%	14.00%
High Yield	0.00%	10.00%	10.00%	7.00%
<u>Total Fixed Income</u>	<u>100.00%</u>	<u>60.00%</u>	<u>60.00%</u>	<u>72.00%</u>
<u>Absolute Return</u>	<u>0.00%</u>	<u>15.00%</u>	<u>15.00%</u>	<u>10.50%</u>
<u>REITS</u>	<u>0.00%</u>	<u>7.50%</u>	<u>7.50%</u>	<u>5.25%</u>
U.S. Equity	0.00%	10.00%	10.00%	7.00%
International Equity	0.00%	7.50%	7.50%	5.25%
<u>Total Equity</u>	<u>0.00%</u>	<u>17.50%</u>	<u>17.50%</u>	<u>12.25%</u>

	<u>Working Capital Pool</u>	<u>Strategic Capital Pool</u>	<u>Reserve Pool</u>	<u>Total Combined Pool</u>
<u>% of Total</u>	<u>30%</u>	<u>60%</u>	<u>10%</u>	<u>100%</u>
Cash Equivalents	40.00	0.00	0.00	12.00
Short -Int. Fixed Income	60.00	0.00	0.00	18.00
Fixed Income (Inv. Grade)	0.00	30.00	30.00	21.00
TIPS	0.00	20.00	20.00	14.00
High Yield	0.00	5.00	5.00	3.50
<u>Total Fixed Income</u>	<u>100.00</u>	<u>55.00</u>	<u>55.00</u>	<u>68.50</u>
<u>Absolute Return</u>	<u>0.00</u>	<u>20.00</u>	<u>20.00</u>	<u>14.00</u>
<u>REITS</u>	<u>0.00</u>	<u>5.00</u>	<u>5.00</u>	<u>3.50</u>
U.S Equity	0.00	12.50	12.50	8.75
International Equity	0.00	7.50	7.50	5.25
<u>Total Equity</u>	<u>0.00</u>	<u>20.00</u>	<u>20.00</u>	<u>14.00</u>

Asset Allocation Ranges and Rebalancing Policy

Asset allocation refers to the strategic deployment of assets among the major classes of investments such as domestic equity, fixed income and cash equivalents. The asset allocation decision reflects the Fund's return requirements as well as the Fund's tolerance for return variability (risk) within the context of the expected liabilities of the fund. Asset allocation policy is widely recognized and accepted as the primary source of return and risk for the investment program. It is used for setting the parameters for long term risk and return in order to meet the Plan's long-term financial objectives. The Florida International University Board of Trustees has adopted an asset allocation policy that identifies the strategic target weights to each of the major asset classes. The tables below highlight the general asset classes approved for investment, the strategic target weights and the allowable ranges around the target weights:

Working Capital Pool -

	<u>Target (%)</u>	<u>Minimum (%)</u>	<u>Maximum (%)</u>
Cash Equivalents	40	30	50
Short Term Fixed Income	60	50	70

Reserve Pool

	<u>Target (%)</u>	<u>Minimum (%)</u>	<u>Maximum (%)</u>
Cash Equivalents	0	0	5
Fixed Income <u>(Investment Grade)</u>	30	25	35
TIPS	20	15	25
Absolute Return	20 15	15 10	25 20
High Yield	5 10	2 7	8 15
REITS	5 7.5	2 5	8 10
International Equity	7.5	4.5	10.5
Domestic Equity	12 10	9 5	15 15

Strategic Capital Pool

	<u>Target (%)</u>	<u>Minimum (%)</u>	<u>Maximum (%)</u>
Cash Equivalents	0	0	5
Fixed Income <u>(Investment Grade)</u>	30	25	35
TIPS	20	15	25
Absolute Return	20 15	15 10	25 20
High Yield	5 10	2 7	8 15
REITS	5 7.5	2 5	8 10
International Equity	7.5	4.5	10.5
Domestic Equity	12 10	9 5	15 15

Total Combined Pool

	<u>Target (%)</u>	<u>Minimum (%)</u>	<u>Maximum (%)</u>
Working Capital Pool	30	25	93
Strategic Capital Pool	60	0	70
Reserve Pool	10	7	20

A **Rebalancing Policy** is designed to provide a disciplined approach to control the risk exposure of the Fund to the investment categories that have deviated from the established target policy weights. Rebalancing parameters are addressed at the asset class level. The rebalancing policy requires a reallocation to be made whenever the quarter-end allocations exceed the minimum or maximum allocations specified above. Naturally occurring cash flows shall be used to the fullest extent possible to minimize transaction costs and rebalance toward policy targets.

Appendix II – Performance Objectives

The performance objectives for the overall fund are threefold:

1. objective relative to asset allocation targets
2. objective relative to capital market assumptions
3. objective relative to inflation

The first objective results in a comparative index that reflects the University's unique asset allocation policy (see example in Table 1). Exceeding this objective indicates that the active management of the various portfolio components has added value over a passively-managed fund with a similar asset mix. The second objective, to compare asset class performance to the capital market assumptions, ensures that the asset mix continues to achieve the long-term goals of the Fund. The inflation objective requires that the investment performance provide an adequate real return over the expected rate of inflation, the primary driver of costs.

Individual portfolio components also have performance objectives reflecting the unique investment style of each category. The investment style and performance benchmarks are also shown in Table 1.

TABLE 1 –**Five-Year Performance Objectives Methodology**

1. Relative to asset allocation targets, indexes that represent appropriate asset classes

Target Portfolio Weight	x	Representative cash equivalent portfolio
Target Portfolio Weight	x	Investment grade fixed income index
Target Portfolio Weight	x	TIPS index

Target Portfolio Weight	x	Absolute return benchmark
Target Portfolio Weight	x	High yield fixed income index
Target Portfolio Weight	x	REIT Index
Target Portfolio Weight	x	Broad U.S equity index
Target Portfolio Weight	x	<u>International equity index</u>
100%		Total Fund Benchmark

Total Combined Pool -objectives (net of all fees and costs)

Relative to asset allocation targets, index weighted by:

30%	x	91 Day Treasury Bill rate
21%	x	Lehman Aggregate Bond Index
14%	x	Lehman TIPS Index
14 10.5%	x	CPI + 3.25% (<i>Absolute Return benchmark</i>)
3.5 7.0%	x	ML High Yield Master II Index
3.5 5.25%	x	Wilshire REIT Index
8.7 57.0%	x	Dow Jones Wilshire 5000 Index (US Equity broad market)
<u>5.25%</u>	x	<u>MSCI EAFE (int'l developed markets)</u>
100%		Total Combined Pool Benchmark

Working Capital Pool -objectives (net of all fees and costs)

Relative to asset allocation targets, index weighted by:

<u>100%</u>	x	91 Day Treasury Bill rate
100%		Working Capital Pool Benchmark

Strategic Capital Pool -objectives (net of all fees and costs)

Relative to asset allocation targets, index weighted by:

30%	x	Lehman Aggregate Bond Index
20%	x	Lehman TIPS Index
20 15%	x	CPI + 3.25% (<i>Absolute Return benchmark</i>)
5 10%	x	ML High Yield Master II Index
5 7.5%	x	Wilshire REIT Index
12.5 10%	x	Dow Jones Wilshire 5000 Index (US Equity broad market)
<u>7.5%</u>	x	<u>MSCI EAFE (int'l developed markets)</u>
100%		Strategic Capital Pool Benchmark

Reserve Pool -objectives (net of all fees and costs)

Relative to asset allocation targets, index weighted by:

30%	x	Lehman Aggregate Bond Index
20%	x	Lehman TIPS Index
20 15%	x	CPI + 3.25% (<i>Absolute Return benchmark</i>)
5 10%	x	ML High Yield Master II Index
5 7.5%	x	Wilshire REIT Index
12.5 10%	x	Dow Jones Wilshire 5000 Index (US Equity broad market)
<u>7.5%</u>	x	<u>MSCI EAFE (int'l developed markets)</u>
100%		Reserve Pool Benchmark

2. Relative to capital market assumptions:
(Wilshire's published assumptions, 2007)

Expected Return (%)
(inflation at 2.25%)

Cash Equivalents	3.00
Fixed Income	5.25
TIPS	5.00
Absolute Return	7.75
High Yield	6.75
REITs	5.75
U.S Equity	8.25
International Equity	8.25

3. Relative to inflation:

Total Combined Pool - 3.5% in excess of Consumer Price Index

***R = Required**

***O = Optional**

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: OFFICE OF INTERNAL AUDIT REPORT

PROPOSED COMMITTEE ACTION:

None. Discussion item.

EXHIBITS/SUPPORTING DOCUMENTS:

- Internal Audit Report

FACILITATOR/PRESENTER:

- Allen Vann

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Office of Internal Audit Status Report

BOARD OF TRUSTEES

June 11, 2009

Date: May 15, 2009

To: Board of Trustees and
Finance and Audit Committee

From: Allen Vann, Audit Director 

Subject: OFFICE OF INTERNAL AUDIT STATUS REPORT

COMPLETED AUDITS AND INVESTIGATIONS

Since our last Finance and Audit Committee meeting on March 30, 2009 we completed the following projects:

1. **Audit of The College of Education** – Our audit disclosed internal control weaknesses in the areas of: property accountability, telephone usage, travel and payroll procedures, payments to consultants, procurement card purchases, cash collections, and processing of other expenses. We made nineteen recommendations, which management agreed to implement.
2. **Cash Counts at University Park and Biscayne Bay** – We performed surprise cash counts and satisfactorily accounted for all of the respective funds at both locations. We made one recommendation regarding repair or replacement of the safe at the Biscayne Bay Student Financial Services office.
3. **Investigation Into Allegations Against The Applied Research Center** – Our investigation, initiated based on information received from the Division of Human Resources, disclosed that the Principal Investigator mismanaged the Applied Research Center's Military Programs resulting in inappropriate and wasteful spending. We made fourteen recommendations; overall the Applied Research Center needs to closely monitor these programs in order to ensure project costs are appropriate and are properly allocated.

WORK IN PROGRESS

Audits/Investigations	Status
Audit of the Accounts Receivable	Fieldwork completed/drafting report
Audit of IT Security over the Payment Card Process	Fieldwork completed/drafting report
Audit of University Purchasing Card Program	Fieldwork in progress
Investigation – Misuse of Grant funds	Investigation in progress
Special Review – Requests from Federal Agencies*	Fieldwork in progress
Audit of the Athletics Department	Planning in progress
Review of PeopleSoft Upgrade Implementation	Planning in progress

- * A special review was requested by the General Counsel on behalf of, and in agreement with, the U. S. Department of Energy Inspector General and the National Science Foundation Office of Inspector General.

COMPLIANCE WITH THE *INTERNATIONAL STANDARDS FOR THE PROFESSIONAL PRACTICE OF INTERNAL AUDITING*

FIU's *Office of Internal Audit Policy & Charter* mandates that: "The activities of the OIA shall be conducted in accordance with the Standards for the Professional Practice of Internal Auditing." According to the standards, the Audit Director is required to communicate to the Finance and Audit Committee any departures from the standards. There are two areas where the Office is non-compliant with the Institute of Internal Auditors (IIA) standards: (1) Continuing professional development and (2) External quality assessments (peer review):

1) Continuing Professional Development

In order to maintain proficiency in internal auditing, staff members should be provided with sufficient continuing professional education to satisfy the requirements of the professional certifications they hold. In addition, the Office's operating manual calls for fulfilling minimal professional education requirements in the amount of 80 hours every two-year period (or 40 hours per year) consistent with the requirements of *Government Auditing Standards* issued by the Comptroller General of the United States. In past years the Office was not always in compliance with these requirements. The following is an update on continuing professional education (CPE) obtained by each auditor through May 2009 of this fiscal year:

	<u>CPE Hours</u>
Pyong Cho, CPA	25 hours
Manuel Sanchez, CPA	29 hours
Albert Mayungbe, CPA	27 hours
Tenaye Arneson	16 hours
Hector Machado	36 hours

Most recently, on April 24th, the audit staff received an 8 hour course entitled Tackling Fraud: *What Every Auditor Should Know About Preventing and Detecting Fraud*. Four staff members are already registered for an additional 16 hours of training. We plan to fulfill this standard by June 30, 2009 for this fiscal year.

2) Quality Assurance and Improvement Program

The IIA standards require the Audit Director to develop and maintain a quality assurance and improvement program that covers all aspects of the internal audit activity and continuously monitors its effectiveness. The standards also require an external assessment of our internal audit activity every five years. The last assessment was performed seven years ago. To fulfill this requirement, we have obtained the most current version of the IIA's Quality Assessment Manual. I plan to perform a complete internal self-assessment, also required under the standards to be followed up by an external review.

Student Interns

We are working with Human Resources to hire several student interns in the fall. The position was posted on April 24, 2009 soliciting applicants. We interviewed two excellent student candidates.

FOLLOW-UP STATUS REPORTS

Management is responsible for addressing audit recommendations. The Office of Internal Audit periodically surveys cognizant officials for a status report on recommendations due for implementation in their areas. Details follow:

Summary of Follow-up Status Reports

Total number of recommendations due for implementation as of April 30, 2009: **56**

Total number of recommendations implemented as of April 30, 2009: **53**

Implementation rate: **95%**

Explanatory Notes to Follow-up Status Reports

- Explanation of status column – **Yes** = implemented; **No** = not fully implemented; **N/A** = not due for implementation this period.
- For those recommendations noted in bold as **No** (not fully implemented) in the status column of this schedule, the “Management Responses to Outstanding Audit Issues” section details management’s current action plan.
- An asterisk (*) in the report column – means that management’s responses on outstanding audit issues due by April 2009 were reported separately to the Finance and Audit Committee, since they were confidential and exempt from public records by Florida Statute.

Attachment A – Follow-up Status Report – Internal Audits

Attachment B – Follow-up Status Report – External Audits

Attachment C – Management Responses to Outstanding Recommendation(s)

**FLORIDA INTERNATIONAL UNIVERSITY
OFFICE OF INTERNAL AUDIT**

FOLLOW-UP STATUS REPORT - INTERNAL AUDITS

The following summarizes the current status of audit issues from prior internal audit reports as of April 30, 2009.

Note: Items bolded in the status column (Yes or No) were due for implementation this period.

Report	Audit Issue(s)/Recommendations	Responsible Executive/Director	Status	Original Due Date	Revised Due Date
Frost Art Museum Report Issued: Jan. 28, 2005	1. Art Collection Records: <ul style="list-style-type: none"> Fair Market Value (Rec. #1.2) Insurance (Rec. #1.3) 2. Capitalization of Art Work (Rec. #3)	Berkman/Damian	N/A N/A N/A	04/06 04/06 07/05	06/09 06/09 06/09
Allegations Against the Director of Enterprise Technology Support Services Report Issued: July 7, 2006	1. Purchasing Rule - Gift Policy (Rec. #3.3)	Sanchez/Millsbaugh	No	09/06	09/09
Student Administration Oracle Databases Report Issued: Dec. 19, 2006	1. Data Access (Rec. #5.1)	Yao/Grillo	Yes	04/07	
Audit of the Contracts & Grants Expenditures (Other Than Payroll) Report Issued: March 21, 2007	1. Indirect/Direct Costs (Rec. #3.2)	Walker/Gil/ Barabino	N/A	06/07	07/09
Allegations Against the Associate Director of Purchasing Services Report Issued: May 25, 2007	1. Credit Checks (Rec. #2.3)	Hardrick/Cuesta-Gomez	Yes	12/07	
Review of Management's Actions to Prior Audit Recommendations Report Issued: Feb. 6, 2008	1. User Access Management (Rec. #1.3) 2. Excess of Expenses over Revenues (Rec. #2) 3. Excess of Revenues over Expenses (Rec. #3) 4. Project Accounting (Rec. #1)	Hardrick/Cuesta-Gomez Walker/Gil/ Barabino	Yes Yes Yes N/A	11/08 06/08 06/08 07/09	
Audit of University Minor Construction Projects Report Issued: May 16, 2008	1. Contractor Selection Process (Rec. #1.1) 2. Oversight of Minor Construction Projects (Rec. #4) 3. Decentralized Project Filing System (Rec. #6)	Sanchez/Cal/ Berenguer	Yes N/A Yes	12/08 08/08 10/08	03/09 12/09 03/09
Audit of the AIDS Prevention Program's Information Systems* Report Issued: August 8, 2008	1. Data Encryption (Rec. #1) 2. Network Firewall (Rec. #6) 3. Network Access Translation (Rec. #7) 4. File Shares (Rec. #8) 5. Intrusion Detection System (Rec. #10) 6. Access Database (Rec. #13) 7. Contingency Plan (Rec. #17)	Treviño/Malow/ Devieux	No Yes Yes No Yes Yes Yes	10/08 11/08 11/08 10/08 11/08 11/08 10/08	07/09 07/09
Allegations Against the Southeast Environmental Research Center (SERC) Report Issued: August 26, 2008	1. Employee Classification (Rec. #3.2)	Hardrick/Cuesta-Gomez	Yes	11/08	

Report	Audit Issue(s)/Recommendations	Responsible Executive/Director	Status	Original Due Date	Revised Due Date
Audit of the Applied Research Center's Information Systems Report Issued: Oct. 15, 2008	1. Password Policy and/or Procedures (Rec. #3.1)	Salas/Proni	Yes	12/08	
Audit of the College of Arts & Sciences Environmental Studies Department Report Issued: Dec. 15, 2008	1. Outstanding Invoices (Rec. #3.2) 2. Mutilated Vendor Receipts (Rec. #4) 3. Travel Authorization Requests (Rec. #6) 4. Property Accountability (Rec. #7.2) 5. Oversight and Legal Action (Rec. #9)	Furton/Clement/ Manzano	Yes Yes Yes Yes Yes	03/09 01/09 03/09 01/09 01/09	
Allegations Against the University's Online Learning Program Report Issued: Dec. 19, 2008	1. Guidance of Intellectual Property Rights (Rec. #1.4)	Wartzok/Moore	Yes	02/09	
Audit of the IT Security Controls over the Surplus Property Process Report Issued: Feb. 20, 2009	1. University Media Sanitization Policy and/or Procedures (Rec. #1) 2. Media Sanitization Procedures (Rec. #2, #3) 3. Media Sanitization Compliancy (Rec. #4) 4. Data Cleansing Hardware (Rec. #5) 5. Magnetic Degaussing and Hard Drive Destruction (Rec. #6) 6. Audit Trail and Asset Tracking (Rec.# 7.1, #7.2) 7. Property Control Resources (Rec. #8) 8. Physical Safeguards (Rec. #9) 9. Sensitive Data Stored in Unsecure Environment (Rec. #10)	Yao/Granto Sanchez/Davis	Yes Yes Yes Yes Yes Yes Yes Yes	03/09 03/09 03/09 03/09 03/09 03/09 03/09 04/09	
Audit of the College of Law Report Issued: Feb. 27, 2009	1. Improper Use of Admissions Deposit (Rec. #1.1, #1.2) 2. Inadequate Payroll Procedures (Rec. #2.1) 3. Inadequate Payroll Procedures (Rec. #2.2) 4. Inadequate Travel Procedures (Rec.#3.1 - #3.3) 5. Travel Procedures (Rec. #3.4) 6. Improper Telephone Usage (Rec. #4.1) (Rec. #4.2, #4.3) 7. Telephone Policy (Rec. #4.4) 8. Other Expenses (Rec. #5.1 - #5.5 & #5.7 - #5.9) 9. Funds Transfer (Rec. #5.6) 10. Authorized Signers (Rec. #5.10) 11. P-Card Approval (Rec.#5.11) 12. Unaccounted for Property Items (Rec.#6.1, #6.2) 13. Overall Recommendation (Rec.#7)	Strickman/Meneses Wartzok/Moore Hardrick/Flores Strickman/Meneses Sanchez/Davis Strickman/Meneses Yao/Drake Strickman/Meneses Sanchez/Blevens Sanchez/Davis Strickman/Meneses	N/A Yes Yes N/A N/A Yes N/A Yes Yes N/A N/A N/A	05/09 04/09 04/09 05/09 09/09 02/09 05/09 03/09 05/09 02/09 02/09 05/09 05/09 08/09	
Allegations Against the Applied Research Center Report Issued: April 6, 2009	1. Review of Travel Expenses (Rec. #1.1 - #1.3) 2. Review of Telephone Calls (Rec. #2.1, #2.2) 3. Proper Allocation of Project Costs (Rec. #3.1, #3.2) 4. Travel Plan (Rec. #4.1 - #4.3) 5. Proper Allocation of Salaries (Rec. #5.1, #5.2) 6. Overall Recommendation (Rec. #6.1, #6.2)	Salas/Proni Hardrick/Cuesta-Gomez	N/A N/A N/A N/A N/A N/A	06/09 06/09 06/09 06/09 07/09 & 06/09 06/09	

Report	Audit Issue(s)/Recommendations	Responsible Executive/Director	Status	Original Due Date	Revised Due Date
Audit of the College of Education Report Issued: April 14, 2009	1. Property Accountability (Rec. #1.1) (Rec. #1.2, #1.3) (Rec. #1.4, #1.5)	Banya/Mendez	N/A	07/09	
	2. Telephone Usage (Rec. #2.1) (Rec. #2.2)		Yes	04/09	
			N/A	05/09	
	3. Travel Procedures (Rec. #3.1) (Rec. #3.2, #3.3)	Wartzok/Moore	Yes	04/09	
	4. Payroll Procedures (Rec. #4)	Banya/Mendez	Yes	04/09	
	5. Payment to Consultant (Rec. #5.1, #5.2)	Wartzok/Moore	Yes	04/09	
	6. Purchase w/ Procurement Card (Rec. #6.1) (Rec. #6.2)	Banya/Mendez	Yes	04/09	
	7. Cash Collection (Rec. #7)	Sanchez/Millspaugh	Yes	04/09	
Cash Counts at University Park and Biscayne Bay Campus Report Issued: April 21, 2009	8. Other Expenses (Rec. #8.1- #8.3)	Banya/Mendez	Yes	04/09	
	1. Inoperable Safe	Sanchez/Davis	N/A	05/09	

**FLORIDA INTERNATIONAL UNIVERSITY
OFFICE OF INTERNAL AUDIT**

FOLLOW-UP STATUS REPORT - EXTERNAL AUDIT

The following summarizes the current status of audit issues from the State Auditor's Operational Audit (Report No. 2008-120, dated March 11, 2008) as of April 30, 2009.

Note: Items bolded in the status column (Yes or No) were due for implementation this period.

Finding Number & Area	Audit Issue(s)/Finding	Responsible Executive/Director	Status	Original Due Date	Revised Due Date
Finding No. 12 Information Technology- University Governance	There was a need for improved University-level governance of the PeopleSoft financials system and the enterprise data contained therein.	Yao/Grillo	N/A	06/08	06/09
Finding No. 13 Information Technology- Application Environment and Support Function	Improvements were needed in certain security controls within the overall operations of the application and the supporting network environment at the University.	Yao/Granto	Yes	06/08	

FLORIDA INTERNATIONAL UNIVERSITY
OFFICE OF INTERNAL AUDIT

MANAGEMENT RESPONSES TO OUTSTANDING AUDIT ISSUES

Allegations Against the Director of Enterprise Technology Support Services

1. Audit Issue: **Purchasing Rule – Gift** (Recommendation #3.3)
Status: Partially Implemented

Recommendation:

Purchasing Services should disseminate the University Purchasing rule regarding the acceptance of gifts from vendors to the entire University community on a periodic basis.

Action Plan to Complete:

Purchasing Services, with assistance of the Office of Compliance, has drafted a gift policy, which is currently under review in the Office of the President and various stakeholders.

New Target Date: September 30, 2009

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: PEOPLESOFT UPDATE

PROPOSED COMMITTEE ACTION:

None. Discussion item.

EXHIBITS/SUPPORTING DOCUMENTS:

- PEOPLESOFT UPDATE
 - Contracts & Grants
 - Financials Upgrade
 - Campus Solution – Revising Academic Structure

FACILITATOR/PRESENTER:

- Min Yao

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UPGRADE OF PANTHERSOFT (PEOPLESOFT) FINANCIALS AND IMPLEMENTATION OF PANTHERSOFT (PEOPLESOFT) CONTRACTS AND GRANTS.

The University is upgrading five existing business modules - Accounts Payable, General Ledger, Purchasing, Travel and Expenses, and Asset Management from version 8.4 to version 9.0. In addition to this upgrade, five modules of the PeopleSoft Contracts and Grants suite (Grants, Contracts, Project Costing, Billing, and Accounts Receivable) will be fully implemented to address the University's need for more effectively managing contracts and grants.

The project is currently in the final stages of testing which strives to eliminate system errors, ensure seamless integration and optimize the 'go live' process. Once testing has been completed, a robust training strategy will be implemented to ensure that all new features, functionality and business processes are understood by the university community.

The go-live date for the Financials Upgrade and Grant Implementation is July 13, 2009.

REDESIGN OF ACADEMIC STRUCTURE IN PANTHERSOFT CAMPUS SOLUTION 9.

In addition to upgrading PantherSoft Financials V 9.0 and implementing PantherSoft Contracts and Grants v 9.0, the academic structure will be redesigned within the PantherSoft Campus Solution v 9.0. The primary goal of this project is to ensure the academic structure in PantherSoft reflects the current status of FIU program names and offerings and to streamline enrollment processes. The design work has been completed and functional areas are reviewing the proposed changes. Once completed the development and implementation phase will begin. The project is scheduled to complete in October 2009.

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: FOUNDATION REPORT

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- FIU FOUNDATION, INC. – Preliminary Financial Statements Recap & Investment Summaries, April 30, 2009

FACILITATOR/PRESENTER:

- Noel Guillama-Alvarez, *Treasurer, FIU Foundation Inc., Board of Directors*

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FIU FOUNDATION, INC.

**PRELIMINARY
FINANCIAL STATEMENTS RECAP
& INVESTMENT SUMMARIES**

April 30, 2009

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FIU FOUNDATION, INC.
Preliminary Recap of Statement of Activities¹
Through the Period Ended April 30, 2009

(In Thousands of Dollars)

	2008-09	2008-09			2008-09	2007-08	2007-08
	10-month	10-month			Annual	10-month	Total Year
	<u>Budget</u>	<u>Actuals</u>	<u>Variance</u>		<u>Budget</u>	<u>Actuals</u>	<u>Actuals</u>
REVENUES:							
<u>Contributions:</u>							
Endowments	\$8,460	\$1,621	(\$6,839)	[1]	\$9,645	\$10,459	\$12,768
Non-Endowed Funds:							
Scholarship & Programs	\$5,314	\$5,475	\$161	[2]	\$6,322	\$4,484	\$5,249
Building Funds	\$599	\$1,166	\$567	[3]	\$1,045	\$1,435	\$2,052
Annual Fund	\$309	\$391	\$82	[4]	\$331	\$286	\$374
Pledged Revenue	\$5,341	\$4,362	(\$979)	[5]	\$13,228	(\$5,000)	\$8,904
TOTAL CONTRIBUTIONS	\$20,023	\$13,015	(\$7,008)		\$30,571	\$11,664	\$29,347
<u>Other Revenues:</u>							
MARC Building - Rental Income	\$1,333	\$1,002	(\$331)	[6]	\$1,333	\$1,406	\$1,241
Estimated Investment Returns	\$4,357	(\$31,723)	(\$36,080)	[7]	\$5,373	(\$2,405)	(\$5,449)
Administrative Fee	\$0	\$0	\$0		\$0	\$0	\$0
TOTAL OTHER REVENUES	\$5,690	(\$30,721)	(\$36,411)		\$6,706	(\$999)	(\$4,208)
TOTAL REVENUES	\$25,713	(\$17,706)	(\$43,419)		\$37,277	\$10,665	\$25,139
EXPENSES:							
<u>University Programs:</u>							
Scholarships & Programs	\$6,669	\$8,322	(\$1,653)	[8]	\$8,273	\$5,736	\$8,719
Building Funds	\$1,461	\$1,398	\$63	[9]	\$1,461	\$2,011	\$2,021
Annual Fund	\$336	\$313	\$23		\$367	\$327	\$433
TOTAL UNIVERSITY PROGRAMS EXPENSES	\$8,466	\$10,033	(\$1,567)		\$10,101	\$8,074	\$11,173
<u>Operational:</u>							
MARC Building	\$1,419	\$831	\$588	[10]	\$1,579	\$533	\$825
Administrative Reserve	\$1,584	\$1,237	\$347	[11]	\$1,802	\$1,307	\$1,680
General Reserve	\$2,521	\$1,369	\$1,152	[12]	\$3,807	\$231	\$353
Administrative Fee	\$0	\$0	\$0		\$0	\$0	\$0
TOTAL OPERATIONAL EXPENSES	\$5,524	\$3,437	\$2,087		\$7,188	\$2,071	\$2,858
TOTAL EXPENSES	\$13,990	\$13,470	\$520		\$17,289	\$10,145	\$14,031
EXCESS REVENUES OVER EXPENSES	\$11,723	(\$31,176)	(\$42,899)		\$19,988	\$520	\$11,108

1. These financial statements recaps reflect revenue on a modified accrual basis and expenses on a cash basis.

*Please refer to Appendix A for detailed variance notes.

Florida International University Foundation, Inc.
Preliminary Performance Summary as of
April 30, 2009

<i><u>Fund/Manager/Inception Date</u></i>	Market Value	% Allocation	Target Allocation	Current Month 03/31/09 04/30/2009	Trailing 3 Months 01/31/09- 04/30/2009	Calendar YTD 2009 12/31/08 - 04/30/2009	Fiscal YTD 6/30/08 - 04/30/2009	Trailing 1 Year 4/30/2008 04/30/2009	Trailing 3 Year 4/30/2006 04/30/2009	Trailing 5 Year 4/30/2004 04/30/2009	Since Investment Inception
Total Fund (6/30/00)	\$94,584,182	100.0%	100.0%	6.2%	4.0%	-0.7%	-24.4%	-26.1%	-6.1%	0.6%	0.2%
Total Fund Composite				6.2%	6.4%	0.9%	-15.7%	-18.9%	-3.8%	1.6%	0.0%
+/- Benchmark				0.0%	-2.4%	-1.6%	-8.7%	-7.2%	-2.2%	-1.1%	0.2%
Total Equity Accounts (6/30/00)	\$46,245,747	48.9%	50.0%	11.1%	6.5%	-3.0%	-31.1%	-34.6%	-10.1%	0.0%	-1.9%
Total Equity Composite				12.2%	11.7%	0.2%	-32.3%	-37.3%	-12.3%	-1.7%	-4.5%
+/- Benchmark				-1.1%	-5.2%	-3.1%	1.2%	2.6%	2.2%	1.7%	2.7%
Total Fixed Income Accounts (6/30/00)	\$20,499,517	21.7%	30.0%	1.7%	2.2%	1.1%	1.0%	0.5%	4.1%	3.8%	5.3%
Total Fixed Income Composite				0.4%	0.9%	-1.0%	3.7%	3.2%	4.7%	4.0%	5.3%
+/- Benchmark				1.3%	1.4%	2.2%	-2.7%	-2.7%	-0.6%	-0.3%	0.0%
Total Alternative Investments (3/1/02)	\$27,838,919	29.4%	20.0%	2.3%	1.5%	1.6%	-27.0%	-26.0%	-5.3%	0.2%	2.6%
Total Alternative Composite				4.9%	4.0%	-0.1%	-9.4%	-12.0%	0.0%	2.1%	2.8%
+/- Benchmark				-2.5%	-2.5%	1.8%	-17.6%	-14.0%	-5.3%	-1.9%	-0.2%

Florida International University Foundation, Inc.
Preliminary Performance Summary as of
April 30, 2009

<i>Fund/Manager/Inception Date</i>	Market Value	% Alloc.	Target Alloc.	Current Month 3/31/2009 04/30/2009	Trailing 3 Months 01/31/09- 04/30/2009	Calendar YTD 2009 12/31/08 - 04/30/2009	Fiscal YTD 6/30/08 - 04/30/2009	Trailing 1 Year 4/30/2008 04/30/2009	Trailing 3 Year 4/30/2006 04/30/2009	Trailing 5 Year 4/30/2004 04/30/2009	Since Investment Inception
<i>Domestic Equity Managed Accounts</i>											
Atalanta Sosnoff Large Cap Growth (3/1/06)	\$12,343,835	13.1%	12.5%	7.6%	6.4%	1.7%	-24.8%	-28.2%	-7.0%	N/A	-6.0%
Russell 1000 Growth Index				9.6%	10.4%	5.1%	-28.9%	-31.6%	-8.5%	-2.4%	-7.7%
Wedge Capital Large Cap Value QVM (12/29/06)	\$10,505,201	11.1%	12.5%	8.8%	3.9%	-3.2%	-33.4%	-37.3%	N/A	N/A	-19.3%
Russell 1000 Value Index				10.7%	4.1%	-7.9%	-32.7%	-39.2%	-13.2%	-2.5%	-20.7%
Advisory Research Small Cap Value (6/1/01)	\$5,493,105	5.8%	5.0%	16.1%	9.8%	-6.0%	-25.7%	-27.7%	-9.1%	3.8%	7.0%
Russell 2000 Value				15.9%	8.6%	-6.9%	-26.6%	-31.4%	-13.5%	-1.4%	3.5%
IronBridge Small Cap Core Equity (12/2/03)	\$5,268,863	5.6%	5.0%	17.3%	11.4%	0.1%	-28.8%	-30.6%	-8.0%	1.1%	1.4%
Russell 2000 Small Cap Index				15.5%	10.5%	-1.8%	-28.3%	-30.7%	-12.7%	-1.5%	-1.1%
<i>International Equity Managed Accounts</i>											
Julius Baer International Equity Fund (12/2/03)	\$6,380,637	6.7%	7.5%	12.0%	5.5%	-6.8%	-40.8%	-44.3%	-11.7%	3.2%	4.4%
MSCI EAFE Index				13.0%	7.9%	-2.7%	-38.0%	-42.4%	-11.9%	1.1%	2.5%
Brandes International Equity Fund (6/1/01)	\$6,254,105	6.6%	7.5%	11.9%	5.9%	-6.8%	-33.3%	-39.2%	-11.7%	0.9%	2.2%
MSCI EAFE Index				13.0%	7.9%	-2.7%	-38.0%	-42.4%	-11.9%	1.1%	1.0%
TOTAL EQUITY INVESTMENTS	\$46,245,747	48.9%	50.0%								
<i>Core Fixed Income Managed Accounts</i>											
SCM Advisors Enhanced Core Fixed (6/1/01)	\$9,618,832	10.2%	12.5%	1.3%	1.7%	1.9%	3.3%	2.4%	4.9%	4.1%	5.1%
Barclays Aggregate Index				0.5%	1.5%	0.6%	4.7%	3.8%	6.0%	4.8%	5.5%
Hillswick Asset Management (6/1/01)	\$4,437,011	4.7%	10.0%	-0.3%	1.1%	0.2%	10.2%	9.7%	9.2%	6.5%	6.9%
Barclays Aggregate Index				0.5%	1.5%	0.6%	4.7%	3.8%	6.0%	4.8%	5.5%
Brandywine Global Opp Bond (1/1/08)	\$5,987,759	6.3%	5.0%	3.4%	3.7%	0.4%	-10.3%	-11.1%	N/A	N/A	-6.5%
Citigroup World Gov't Bond Index				0.0%	-0.5%	-4.8%	0.5%	-0.5%	6.8%	5.6%	4.1%
<i>Common Fund & Gift Annuity Accounts</i>											
Common Fund Short Term Bond (6/1/85)*	\$0	0.0%	2.5%								
SunTrust Balanced Annuity Account (10/22/03)	\$455,915	0.5%	N/A	5.1%	5.3%	3.8%	-8.1%	-11.2%	-2.2%	N/A	2.2%
70% Barclays Aggregate / 30% S&P 500				3.2%	3.2%	0.0%	-6.6%	-9.1%	1.0%	N/A	3.1%
TOTAL FIXED INCOME INVESTMENTS	\$20,499,517	21.7%	30.0%								
<i>Alternative Investments</i>											
Ironwood Partners (03/01/04)	\$8,069,970	8.5%	5.0%	0.8%	0.6%	3.0%	-26.1%	-25.3%	-5.7%	0.2%	0.4%
Barclays Aggregate Index				0.5%	1.5%	0.6%	4.7%	3.8%	6.0%	4.8%	0.8%
Ironwood Partners (NDM Gift) (08/01/05)	\$1,762,349	1.9%	N/A	0.8%	0.6%	3.0%	-26.5%	-25.7%	-5.8%	N/A	-2.2%
Barclays Aggregate Index				0.5%	1.5%	0.6%	4.7%	3.8%	6.0%	4.8%	4.4%
Collins Capital (3/1/07)	\$6,233,326	6.6%	0.0%	2.1%	1.7%	2.0%	-30.5%	-27.6%	N/A	N/A	-7.1%
50% S&P 500/ 50% Barclays Agg				5.0%	4.3%	-0.6%	-13.8%	-17.2%	-2.3%	1.3%	-6.6%
Titan Advisors (3/1/07)	\$6,039,329	6.4%	5.0%	1.0%	1.8%	3.9%	-12.6%	-11.1%	N/A	N/A	0.4%
50% S&P 500/ 50% Barclays Agg				5.0%	4.3%	-0.6%	-13.8%	-17.2%	-2.3%	1.3%	-6.6%
DTC Private Equity (\$5 Million Commitment) (12/05) ¹	\$2,167,949	2.3%	5.0%								-3.8%
DTC Private Equity III (\$2.5 Million Commitment) ¹	\$50,000	0.1%									0.0%
Montagu Newhall Partners IV (\$2.5 MM Com.) (08/08) ¹	\$302,829	0.3%									0.0%
Cohen and Steers Realty (12/16/08)	\$1,525,425	1.6%	2.5%	33.4%	9.5%	-9.2%	N/A	N/A	N/A	N/A	-7.5%
FTSE EPRA / NAREIT Real Estate Index				36.3%	12.3%	-7.1%	-40.0%	-46.1%	-15.8%	0.3%	-6.1%
Deutsche Bank Liquid Comm. Fund (1/1/08)	\$1,687,742	1.8%	2.5%	-0.1%	0.5%	-4.0%	-55.2%	-47.0%	N/A	N/A	-28.9%
TOTAL ALTERNATIVE INVESTMENTS	\$27,838,919	29.4%	20.0%								
TOTAL FUND	\$94,584,182	100.0%	100.0%								

*These are short-term liquid funds

¹ Since Inception return represents the internal rate of return since the initial capital call of the investment.

Variance Notes:

[1] The negative variance for endowed revenues is attributable to timing of collections on a few major gifts. Three endowment pledge payments for the College of Medicine totaling \$4.7M were budgeted for receipt during the first half of the fiscal year but are expected in May 2009 instead. In addition, a \$2M gift budgeted for receipt in November for an endowment in the College of Arts & Sciences is still under negotiations. Finally, approximately \$350K in scholarship endowed gifts for the Stempel School of Public Health is no longer expected.

[2] The positive variance for non-endowed revenues is a result of the early collection of various gifts in excess of \$500K received by the College of Medicine and the recognition of deferred royalties revenue totaling \$674K divided equally between Athletics and Alumni Relations. The positive variance has been offset by the non-collection of various non-endowed gifts of \$926K – mainly in the Frost Museum, Wolfsonian Museum, College of Business Administration, College of Engineering & Computing, and Academic Affairs. In some cases, the reason for non-collection is timing; in others, the declining economy, as well as revenues budgeted were actually reflected in university research or auxiliary funds.

[3] A \$100K donation for the Astrophysics Building expected in June 2009 was received early; a new gift for \$250K was received to establish the new Carnival Hospitality Management Student Center; and over \$170K in excess of the budgeted amount was collected in support of the Chapman Graduate School of Business.

[4] The annual fund has been able to run a comprehensive program from the onset of the fiscal year. Annual Fund has been successful at increasing alumni participation and securing additional alumni, parent, student and FIU friends donations through-out the year. In addition, the year-to-date revenues from BOD membership contributions has already exceeded the annual budget as a result of new membership and an overall higher than anticipated collection rate.

[5] The budgeted change in contributions receivable for the 10-month period ended April 30, 2009 was \$5.4M versus the actual change in contributions receivable for this period, which totaled \$4.4M. There is a negative variance of \$1K for endowment pledges, which is primarily attributed to an expected donation from Ware Professorship in Pulmonary Medicine from the College of Medicine that was not received, and for non-endowed pledges related to various gifts that are still under negotiations.

Below is an aging schedule of all Foundation contributions receivable, net of a 1% allowance as of 4/30/09:

	Current Year	1-2 years**	3-4 years	5+ years	TOTAL
ENDOWED*	\$3,493,612	\$17,008,623	\$4,865,454	\$1,141,470	\$26,509,160
NON-ENDOWED*	\$3,209,057	\$3,074,788	\$1,355,499	\$86,134	\$7,725,478
TOTAL*	\$6,702,670	\$20,083,411	\$6,220,953	\$1,227,604	\$34,234,638

**Total Receivables on the statement of financial position total \$31.6M because contributions receivable are discounted to their present value (the total discount is \$2.6M).*

***Includes State matching funds for endowments pledged in FY 2006-07 and FY 2007-08 in the amount of \$6.5M expected in FY 2009-10.*

[6] Unrealized derivative losses of approximately \$303K on the MARC Building loan caused the reduction of MARC Building revenues. The losses are a result of current interest rates being significantly lower than the negotiated swap rate of 4.63%. In addition, there are vacant rooms that are being rented on a daily basis.

[7] Upon the recommendation of Consulting Services Group (CSG) and further reduction by the Board's Investment Committee, investment returns were budgeted at 4% for the 2008-09 fiscal year. Current fiscal year-to-date losses total approximately 24.4% or \$31.7M. The major drivers of the losses are in our equity (both domestic and international) and alternative investment asset classes, and they are in line with that of other university investment portfolios. The unprecedented downturn in domestic markets has been caused by a

combination of factors that have led to a nation-wide recession. The recession has also extended into the global markets, further exacerbating the negative market conditions and position of our investment portfolio.

[8] The negative variance for expenses is a result of the following units: The College of Business Administration expenses of \$863K were accelerated in anticipation of non-endowed revenues received and Kauffman Campus Initiative Program account being moved under the College of Business Administration range. The University-Wide Scholarships & Programs had unbudgeted expenses of \$413K for new accounts created this fiscal year. The College of Arts & Sciences reported an additional \$205K for expenses awarded on scholarships, eminent scholar awards and \$427K released for endowment funds. The School of Hospitality awarded more scholarships than anticipated for \$170K. The College of Engineering incurred unbudgeted expenses of \$172K due to OSRA, construction of brick path, & NACME scholarships. The School of Journalism purchased equipment needed for an unexpected award (\$39K). The College of Law incurred expenses of \$41K for an event and tournament refund not anticipated. The Wolfsonian Museum had a withdrawal of \$180K and other related expenses to establish a donated salary account. And, Athletics paid \$200K to USF for cancellation of 2009 Football contest (\$200K expected in 09-10 from Rutgers as a game guarantee). All of these under-budgeted expenses were offset by material savings in the College of Education, College of Medicine, Stempel School, Art Museum & Academic Affairs.

[9] The Foundation has not yet been billed for the Law School Building in the amount of \$163K because the University has not yet collected the matching funds from the Alec Courtelis program as requested from the State. This is the university's #1 request for the upcoming year. The positive variance has been offset by an unbudgeted expense of \$100K related to the Kovens Conference Center in BBC.

[10] Budgeted expenses for exterior building repairs have not yet been incurred. There have also been additional interest savings on the variable portion of the MARC building loan as a result of the current low interest rate environment.

[11] The positive variance in the Administrative Reserve expenses is a result of the reduction of administrative expenses by 8% during the fiscal year in areas such as the Foundation operations, capital campaign, university expense allowance and the President's entertainment and travel allowances. Expenses related to fundraising and donor events will not occur as well as several fundraising and donor recognition expenses have been deferred.

[12] Due to negative market conditions, expenses related to the University strategic investment have been delayed. Only salary-related expenses and committed expenses are currently being processed.

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: CFO & ADMINISTRATION UPDATE

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- CFO & ADMINISTRATION UPDATE
 - a. Legislative Update
 - b. Construction Update
 - c. College of Medicine
 - d. Financial Statements as of
March 31, 2009

FACILITATOR/PRESENTER:

- John M. Miller

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LEGISLATIVE UPDATE

After tough negotiations between the Senate and the House, the Florida Legislative session ended on May 8, 2009 with the final approval of the state budget for Fiscal year 2009-10. The state appropriations bill was signed into law by the Governor on May 27, 2009.

The university received a 15% or \$28 million General Revenue cut for FY 09-10. The 15% reduction was in line with FIU's internal assumptions used to develop the three year rolling budget reduction plan. Part of this General Revenue cut will be offset with a non-recurring appropriation of \$14 million in Federal Stimulus Funds. This federal support is welcomed in this current fiscal situation however as it is non-recurring it will not provide a permanent solution to the shortfall in the General Revenue budget. The Lottery fund appropriation was reduced by \$2.5M or 11%. Projected increases in Lottery collections from new games make this appropriation very uncertain hence the university has planned for a contingency of \$3.9 million for future reductions. As a result of all this, the university will move forward with implementing the budget reduction plans.

In terms of tuition, the legislature approved an 8% increase for undergraduate students plus a Tuition Differential (applicable to certain students) of up to 7% additional. The bill for Tuition Differential, approved by the legislature, states that 30% of this increase should be set aside for need based financial aid. The university expects to collect additional \$8 million (net of Financial Aid) from undergraduate tuition increases. The legislature also approved a 15% maximum tuition increase for both graduate programs and professional programs. The university will present for Board of Trustees consideration a 10% increase for graduate students, and 15% for law students which is expected to generate an additional \$4.5 million (net).

On the positive side, the College of Medicine was fully funded receiving \$10.9M additional recurring funds and \$0.9M Federal Stabilization funds (non-recurring).

The funding the university receives from PECO (Public Education Capital Outlay) appropriations was reduced by \$31.2M over last year to \$6.8M. This was the result of declining PECO bond capacity at the state level. In addition, no funding was provided for the Courtelis Facility and Challenge Grants matching program.

FACILITIES & CONSTRUCTION UPDATE (May 2009)

The following is an update of major construction projects:

Projects Complete

- **Frost Art Museum**– \$18.0M project cost.

Projects Under Construction

- **College of Nursing and Health Sciences** – \$46.9M project cost. External structure is complete and virtually sealed. Overall project is approximately 55% complete. Mechanical systems are in progress, furniture orders have been placed and media equipment bids are to be opened early June. LEED documentation is in progress for certification, with the goal of Silver within reach. Target completion date is November 30, 2009, with a move in date of December 2009.
- **Stadium Fieldhouse and Student Meeting Rooms** - \$12.6M project cost. Exterior structure is complete. Focus is now on interior finishes. Highlight is 12,000 sf weight training room. Target completion is July 2009. On Schedule.

Projects Under Design – PECO Approved

- **School of International and Public Affairs (SIPA)** – \$22.8M Project cost. Project has completed Construction Document phase. Foundation GMP has been delivered to the University and is currently in negotiations with the Construction Manager to determine final GMP. Preliminary site work has been completed. In order to expedite delivery, the Guaranteed Maximum Price (GMP), will be established and submitted in 2 phases. Design includes a “green roof” over the auditorium, which will be FIU's first “green roof” over an enclosed space. Project will be LEED certified with goal of Silver. Delivery date: August 2010..
- **International Hurricane Research Center** – \$15M Project cost. Wind tunnel scope has been determined. Three conceptual schematics designs will be presented to the President on May 21st for selection. Project with basic wind tunnel is within budget. CM Selection Committee has been determined and advertisement is to be finalized. Delivery date: December 2010.
- **Science Classroom Complex** - \$50.0M Project cost. Delivery date: March 2012. Complex will provide specialized science classrooms, lecture halls, breakout rooms facilitating large instructional needs, flexible research space serving multi-disciplinary programs, a Vivarium, BSL3 Lab, study rooms for graduate students, faculty offices, and student/faculty gathering spaces promoting collaborative work. A Data Center, Chem-Store, Scientific Receiving and Stock Room areas are also included. A/E has been selected and final contract negotiations with Perkins + Will are almost complete. Next step is to finalize the program over the next 2-3 months, then initiate the competitive selection for a Construction Manager.

Projects in Planning Stage

- **Robert Stempel College of Public Health and Social Work.** \$54.3M total project cost Delivery date: March 2012. Project has two components – the Robert Stempel College of Health (SCPH), a \$23.3M PECO funded project, and the Miami-Dade County Department of Health (MDCDH). Intent is to develop both projects as one integrated facility where basic services and circulation (vertical transportation, infrastructure, emergency power for example) can be shared to maximize programmatic needs. Bonds will be required to construct the DOH portion of the facility. The bonding has not been finalized due to legislative opposition to the approach first proposed to secure the bond based on the contracted rental stream. FIU is exploring other options for securing a bond. A/E and CM Selections scheduled for Summer 2009.
 - **Student Academic Support Center** - \$30.9M project cost. Design funds of \$2.5M were received in FY08-09. A/E Contract with Gould-Evans has been finalized. Reduction in PECO funding will delay construction by approximately two years, pushing delivery date to no earlier than December 2013. Despite funding delay, programming and design work can begin.
 - **Satellite Chiller Plant** – \$7.1M project cost. Evaluation of campus wide chilled water system has been completed and determination of actual capacity vs. needs for UP campus growth. Growth to include new Academic Health Science Complex, Graduate Housing, Southern and Western loops are being expanded to provide service to future building including Student Support Complex and U.S. Century Arena. Different plant options are being evaluated such as Pre-packaged Chiller plant and Co-generation capability for its efficiency and sustainable aspect. Current expansion (up to 2012) can be met by adding equipment at the existing central utility substation. This new plant is intended to meet the requirements past 2012.
- U.S. Century Arena** – \$4.5M project costs- CITF. Kick-off project programming committee meeting has been held and it was determined that since the CITF fund originated from students fees, as recommended by the students, this project will concentrate on expanding the east side of the arena. Internal programming will be completed by June 2009 and A/E advertisement will be published in July 2009.
- **GC Expansions – \$700K** project costs – CITF. Phase I of this project is preparing for the phase II, Ballroom expansion. Project is restoring, ballroom acoustical systems, hardware of both movable partitions and doors are being addressed. Lighting levels are also being upgraded at this time. This will allow the ballrooms to function and produce revenue while the expansion is ongoing. During this phase the GC building master plan is being upgraded to respond to the new 20 year campus wide master plan.

- **BBC Improvements-** \$1.5M - CITF. Program and schematic plan for the use of the “old cafeteria and kitchen” has been developed. Guaranteed Maximum Price (GMP) for the decommissioning of existing kitchen equipment is being finalized in preparation of demolition of obsolete kitchen and utility infrastructure. Project is developing construction budget and schedule.

Projects Under Design – Bonded

- **Parking Garage 5/Public Safety/Retail** – Project budget \$40M. Construction documents will be 50% complete in June 2009. Construction Manager, Turner Construction, will present preliminary GMP mid June 2009. Providing appropriate funding is in place, construction is slated to begin late July 2009. Garage is scheduled to be delivered August 2010. Shelled retail and Public Safety will be delivered early September 2010. Phase II funding needs to be in place by August 2009 in order to release Phase II construction. Delivery date: August 2010.

COLLEGE OF MEDICINE

The College of Medicine (COM) Office of Student Affairs selected 43 students from a total of 3,332 applications for the inaugural 2009 fall class in May. The students have an average GPA of 3.5 and an average MCAT score of 30.4. As the founding members of the COM student body, these students form a diverse and comprehensive group that is representative of the South Florida community at large. Meanwhile, the Office of Student Affairs has already commenced recruitment for the 2010 class and applications will soon be under review again later this summer.

The College of Medicine is operationally ready to receive the first class having completed the build out of space for the first year of operation. The classroom and teaching/study spaces feature an innovative audio/visual set up developed by the COM Information Technology and the Office of Medical Education team. An architect is in the process of being selected to continue the build out for years two and beyond as space in the Health Life Sciences complex is made available with the opening of the new College of Nursing and Health Sciences building later this fall.

The COM Health Care Network (HCN) Board of Directors met last month to approve an initial budget for the faculty group practice, funding for the Self Insurance Program, and to finalize preparations for the opening of a new practice on campus in close coordination with the FIU Division of Student Affairs University Health Services. The HCN looks forward to beginning formal operations later this summer and providing services to the University and community.

FLORIDA INTERNATIONAL UNIVERSITY
(EXCLUDING COMPONENT UNITS)
STATEMENT OF NET ASSETS
In Thousands (Unaudited)

	Period Ended 3/31/2008	Period Ended 3/31/2009	Change	Notes
ASSETS				
Current Assets:				
Cash & Cash Equivalents	\$ 6,163	\$ 3,349	\$ (2,814)	1
Investments	176,942	204,466	27,524	1
Accounts Receivable, Net	28,401	28,094	(307)	2
Due from State and Component Units	174,601	195,671	21,070	3
Other Current Assets	751	879	128	
Total Current Assets	<u>386,858</u>	<u>432,459</u>	<u>45,601</u>	
Noncurrent Assets:				
Restricted Cash & Cash Equivalents	3,839	771	(3,068)	1
Restricted Investments	22,116	5,574	(16,542)	1
Depreciable Capital Assets	531,259	544,327	13,068	4
Non-Depreciable Capital Assets	65,626	94,196	28,570	5
Other Noncurrent Assets	2,713	6,677	3,964	
Total Noncurrent Assets	<u>625,553</u>	<u>651,545</u>	<u>25,992</u>	
TOTAL ASSETS	<u>\$ 1,012,411</u>	<u>\$ 1,084,004</u>	<u>\$ 71,593</u>	
LIABILITIES				
Current Liabilities:				
Accounts Payable & Accrued Liabilities	\$ 29,116	\$ 33,496	\$ 4,380	6
Due to State and Component Units	5,220	2,511	(2,709)	7
Deferred Revenue	160,343	200,815	40,472	8
Long-Term Liabilities-Current Portion	8,856	9,398	542	9,10
Total Current Liabilities	<u>203,535</u>	<u>246,220</u>	<u>42,685</u>	
Noncurrent Liabilities:				
Bonds and Revenue Certificates Payable	126,162	119,655	(6,507)	9,10
Capital Leases Payable	3,115	1,643	(1,472)	9
Compensated Absences Payable	26,574	27,482	908	9
Due to Component Units	-	1,030	1,030	7
Post Employment Health Benefits Payable	-	2,117	2,117	16
Total Noncurrent Liabilities	<u>155,851</u>	<u>151,927</u>	<u>(3,924)</u>	
TOTAL LIABILITIES	<u>359,386</u>	<u>398,147</u>	<u>38,761</u>	
NET ASSETS				
Invested in Capital Assets, Net of Related Debt	466,771	509,336	42,565	11
Restricted for Expendable:				
Debt Service	16	(1)	(17)	
Loans	3,414	3,717	303	
Capital Projects	20,207	(366)	(20,573)	
Other	22,326	20,731	(1,595)	
Unrestricted	140,291	152,440	12,149	
TOTAL NET ASSETS	<u>653,025</u>	<u>685,857</u>	<u>32,832</u>	
TOTAL LIABILITIES AND NET ASSETS	<u>\$ 1,012,411</u>	<u>\$ 1,084,004</u>	<u>\$ 71,593</u>	

FLORIDA INTERNATIONAL UNIVERSITY
(EXCLUDING COMPONENT UNITS)
STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN NET ASSETS
In Thousands (Unaudited)

	Period Ended 3/31/2008	Period Ended 3/31/2009	Change	Notes
REVENUES				
Operating Revenues:				
Student Tuition and Fees	\$ 133,993	\$ 141,561	\$ 7,568	12
Scholarship Allowance	(43,150)	(47,666)	(4,516)	
Student Tuition and Fees, net of Allowance	90,843	93,895	3,052	
Federal Grants and Contracts	44,909	43,321	(1,588)	
State and Local Grants and Contracts	6,778	6,425	(353)	
Nongovernmental Grants and Contracts	6,465	6,579	114	
Sales and Services of Auxiliary Enterprises	67,807	76,335	8,528	13
Other Operating Revenues	8,051	10,268	2,217	
Total Operating Revenues	224,853	236,823	11,970	
Nonoperating Revenues:				
State Appropriations	173,089	164,291	(8,798)	14
Financial Aid Nonoperating Revenues	56,591	62,472	5,881	15
Total Nonoperating Revenues	229,680	226,763	(2,917)	
Total Revenues	454,533	463,586	9,053	
EXPENSES				
Operating Expenses:				
Compensation and Employee Benefits	267,781	269,675	1,894	16
Other Operating Expenses:				
Scholarships and Fellowships	43,800	49,152	5,352	
Other Operating Expenses	21,730	23,611	1,881	17
Contractual Services	26,353	29,306	2,953	18
Depreciation Expense	25,147	26,947	1,800	4
Materials and Supplies	15,138	14,319	(819)	
Utilities and Communications	11,339	11,452	113	
Repairs and Maintenance	7,330	7,201	(129)	
Travel Expenses	6,900	7,415	515	
Insurance Expenses	4,251	4,950	699	
Other Operating Expenses	161,988	174,353	12,365	
Total Operating Expenses	429,769	444,028	14,259	
Income before Other Nonoperating items	24,764	19,558	(5,206)	
OTHER NONOPERATING REVENUES (EXPENSES)				
Capital Appropriations	18,432	25,279	6,847	19
Investment Income	7,915	1,778	(6,137)	20
Net Unrealized Gains (Losses) on Investments	(1,231)	(18,147)	(16,916)	20
Capital Grants, Contracts and Donations	2,954	2,850	(104)	
Interest on Asset-Related Debt	(3,273)	(3,036)	237	
Other Nonoperating Revenues (Expenses)	(691)	874	1,565	
Total Nonoperating Revenues (Expenses)	24,106	9,598	(14,508)	
Increase (Decrease) in Net Assets	48,870	29,156	(19,714)	
Net Assets, Beginning of the Year	604,155	656,701	52,546	
Net Assets, End of Period	\$ 653,025	\$ 685,857	\$ 32,832	

FLORIDA INTERNATIONAL UNIVERSITY
(EXCLUDING COMPONENT UNITS)
STATEMENT OF CASH FLOWS
In Thousands (Unaudited)

	Period Ended 03/31/2008	Period Ended 03/31/2009	Change
CASH FLOWS FROM OPERATING ACTIVITIES			
Tuition and Fees	\$ 91,281	\$ 93,979	\$ 2,698
Grants & Contracts	59,255	53,600	(5,655)
Sales & Services of Auxiliary Enterprises	65,593	70,691	5,098
Sales & Services of Educational Departments	2,400	4,023	1,623
Interest on Loans Receivable	32	47	15
Other Operating Receipts	2,037	9,771	7,734
Payments to Employees	(261,031)	(270,884)	(9,853)
Payments to Suppliers for Goods and Services	(94,077)	(98,835)	(4,758)
Payments to Students for Scholarships & Fellowships	(43,800)	(49,152)	(5,352)
Net Loans Issued to Students	(145)	(515)	(370)
Net Cash Used by Operating Activities	(178,455)	(187,275)	(8,820)
CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES			
State Appropriations	173,089	164,291	(8,798)
Operating Subsidies and Transfers	(805)	(1,857)	(1,052)
Net Change in Funds Held for Others	(5,659)	2,490	8,149
Other Nonoperating Receipts	56,641	62,632	5,991
Other Nonoperating Expenses	(125)	(1,851)	(1,726)
Net cash Provided by Noncapital Financing Activities	223,141	225,705	2,564
CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES			
Capital Appropriations	90,377	69,055	(21,322)
Capital Subsidies and Transfers	(59,826)	(31,638)	28,188
Other Receipts for Capital Projects	-	982	982
Capital Gifts and Grants	2,786	2,495	(291)
Proceeds from Capital Debt and Lease Obligations	979	-	(979)
Purchases of Capital Assets	(48,656)	(64,391)	(15,735)
Principal Paid on Capital Debt and Lease	(1,178)	(964)	214
Interest Paid on Asset Related Debt and Lease	(3,273)	(3,036)	237
Net Cash Used by Capital and Related Financing Activities	(18,791)	(27,497)	(8,706)
CASH FLOWS FROM INVESTING ACTIVITIES			
Purchase of Investments, Net	(30,588)	(5,816)	24,772
Investment Income	10,115	(1,261)	(11,376)
NET CASH FLOWS FROM INVESTING ACTIVITIES	(20,473)	(7,077)	13,396
NET INCREASE IN CASH AND EQUIVALENTS	5,422	3,856	(1,566)
Cash and Cash Equivalents, Beginning of Year	4,580	263	(4,317)
Cash and Cash Equivalents, End of Period	\$ 10,002	\$ 4,119	\$ (5,883)

FLORIDA INTERNATIONAL UNIVERSITY
(EXCLUDING COMPONENT UNITS)
STATEMENT OF CASH FLOWS (Continued)
In Thousands (Unaudited)

	Period Ended 03/31/2008	Period Ended 03/31/2009	Change	Notes
RECONCILIATION OF OPERATING LOSS TO NET CASH USED BY OPERATING ACTIVITIES				
Operating Loss	(204,914)	(207,204)	(2,290)	21
Adjustments to Reconcile Net Operating Loss to Net Cash Used by Operating Activities:				
Depreciation Expense	25,147	26,946	1,799	
Change in Assets and Liabilities:				
Accounts Receivable	(5,614)	203	5,817	
Loans & Note Receivable, Net	(145)	(515)	(370)	
Contracts and Grants Receivable	1,103	(2,724)	(3,827)	
Interest Receivable	(4)	(4)	0	
Inventories	(13)	(64)	(51)	
Other Assets	273	151	(122)	
Accounts Payable	(1,296)	(667)	629	
Salaries and Wages Payable	4,743	(1,963)	(6,706)	
Deposits Payable	3	456	453	
Compensated Absences Payable	2,006	753	(1,253)	
Deferred Revenue	256	(2,643)	(2,899)	
NET CASH USED BY OPERATING ACTIVITIES	<u>\$ (178,455)</u>	<u>\$ (187,275)</u>	<u>\$ (8,820)</u>	

FLORIDA INTERNATIONAL UNIVERSITY
NOTES TO THE UNAUDITED MARCH 31, 2009 STATEMENTS

1 Cash and Cash Equivalents and Investments

Cash and Cash Equivalents and Investments are classified as either restricted or non-restricted based on the fund type that contains the balances, comprised of the following (in thousands).

	As of 03/31/2008	As of 03/31/2009
Cash and Cash Equivalents	\$ 6,163	\$ 3,349
Cash and Cash Equivalents Restricted	3,839	771
Cash and Cash Equivalents Total	<u>10,002</u>	<u>4,120</u>
Investments	176,942	204,466
Investments Restricted	22,116	5,574
Investments Total	<u>199,058</u>	<u>210,040</u>
Cash and Cash Equivalents and Investments	183,105	207,815
Cash and Cash Equivalents and Investments Restricted	25,955	6,345
Cash and Cash Equivalents and Investments Total	<u>\$ 209,060</u>	<u>\$ 214,160</u>

The \$5.1 million increase is mainly attributed to collection of tuition and fees and increased sales and services of auxiliaries.

Investments, both restricted and unrestricted, are comprised of the following (in thousands):

	As of 03/31/2008	As of 03/31/2009
Investment Type:		
Internally Managed Funds:		
Bank of America Governmental Reserve Fund	\$ 30,242	\$ 24,468
State Treasury Special Purpose Investment Pool	51,779	85,180
State Board of Administration	47	18
Subtotal of Internally Managed Funds	<u>82,068</u>	<u>109,666</u>
Externally Managed Funds:		
Fixed Income Grade Core	36,655	32,428
Treasury Inflation-Protected Securities Index	25,622	21,971
Fund of Funds	23,368	20,274
S&P 500 Index	9,813	10,479
International Equities	7,865	3,895
Bond Mutual Funds	5,640	6,713
Real Estate Investment Trusts	5,286	2,346
US Equities	2,741	2,268
Subtotal of Externally Managed Funds	<u>116,990</u>	<u>100,374</u>
Investments Total	<u>\$ 199,058</u>	<u>\$ 210,040</u>

2 Accounts Receivable

Accounts Receivable is comprised of the following balances (in thousands):

	As of 03/31/2008	As of 03/31/2009
Student and Other	26,229	26,058
Contracts and Grants	15,260	17,565
Interest	594	532
Accounts Receivable, Total	42,083	44,155
Less: Allowance for Uncollectible	(13,682)	(16,061)
Accounts Receivable, Net	\$ 28,401	\$ 28,094

The aging of the March 31, 2009 receivables is shown in the following table including the amounts and percentages contained in the allowance for uncollectible accounts:

Type	Receivable				Allowance			
	3/31/2008	%	3/31/2009	%	3/31/2008	%	3/31/2009	%
Student and Other (a)								
Within one year	15,197,702	57.9%	12,934,351	49.6%	719,262	4.7%	515,426	4.0%
One to two years	2,587,725	9.9%	2,993,023	11.5%	2,013,744	77.8%	2,471,430	82.6%
Older than two years	8,443,666	32.2%	10,130,604	38.9%	8,086,720	95.8%	9,705,522	95.8%
	<u>\$ 26,229,093</u>	100.0%	<u>\$ 26,057,978</u>	100.0%	<u>\$ 10,819,726</u>		<u>\$ 12,692,378</u>	
Contracts and Grants (b)								
Active Grants *	\$ 10,948,500	71.7%	\$ 11,760,824	67.0%	-	0.0%	-	0.0%
3 to 12 months	1,615,369	10.6%	3,247,442	18.5%	565,379	35.0%	1,136,605	35.0%
One to two years	545,514	3.6%	502,760	2.9%	409,136	75.0%	377,070	75.0%
Older than two years	2,150,357	14.1%	2,053,899	11.7%	1,612,768	75.0%	1,540,424	75.0%
	<u>\$ 15,259,740</u>	100.0%	<u>\$ 17,564,925</u>	100.0%	<u>\$ 2,587,283</u>		<u>\$ 3,054,099</u>	
Interest (c)								
Within one year	306,684	51.6%	201,671	37.9%	4,117	1.3%	3,956	2.0%
One to two years	10,773	1.8%	17,018	3.2%	8,080	75.0%	12,764	75.0%
Older than two years	276,352	46.5%	313,280	58.9%	262,534	95.0%	297,616	95.0%
	<u>\$ 593,809</u>	100.0%	<u>\$ 531,970</u>	100.0%	<u>\$ 274,731</u>		<u>\$ 314,336</u>	
Accounts Receivable Total	<u>\$ 42,082,642</u>		<u>\$ 44,154,873</u>		<u>\$ 13,681,740</u>		<u>\$ 16,060,813</u>	

(a) Aging based on term

(b) Aging based on month ... * Active grants are defined as those grants whose end date is greater than 90 days prior to the reporting period. No allowance is taken on these grants

(c) Aging based on interest due date

3 Due from State and Component Units

Due from State and Component Units is largely comprised of amounts due from the State for construction related projects that have yet to be incurred. See attached Schedule A listing construction related projects as of the end of the period.

4 Depreciable Capital Assets

Depreciable Capital Assets is comprised of the following balances (in thousands):

	As of 03/31/2008	As of 03/31/2009
Buildings	\$ 587,363	\$ 620,165
Furniture & equipment	142,009	149,527
Library Resources	95,309	101,613
Property under Cap. Lease & Improvements	9,071	6,298
Infrastructure & Other Improvements	13,950	14,677
Other Fixed Assets	2,881	2,211
Depreciable Capital Assets Total	850,583	894,491
Less: Accumulated Depreciation	(319,324)	(350,164)
Depreciable Capital Assets Net	\$ 531,259	\$ 544,327

Capital assets increased this period primarily driven by capitalization of completed buildings such as the Football Stadium Expansion for \$30.3 million. Additional amounts were capitalized for the Graduate School of Business (\$635 thousand) and the Law School Building (\$942 thousand).

5 Non-Depreciable Capital Assets

Non-Depreciable Capital Assets is comprised of the following balances (in thousands):

	As of 03/31/2008	As of 3/31/2009
Land	\$ 28,390	\$ 28,390
Construction in Progress	34,072	62,063
Certain Works of Art & Historical Treasures	3,164	3,743
Non-Depreciable Capital Assets Total	\$ 65,626	\$ 94,196

6 Accounts Payable and Accrued Liabilities

Accounts Payable and Accrued Liabilities is comprised of the following balances (in thousands):

	As of 03/31/08	As of 03/31/09
Accrued Salaries & Wages	\$ 9,699	\$ 11,552
Construction Contracts Payable	4,774	3,631
Deposits Payable	10,877	13,618
Accounts Payable	3,766	4,695
Accounts Payable & Accrued Liabilities Total	\$ 29,116	\$ 33,496

7 Due to State and Component Units

Due to State and Component Units are \$3.5 million and \$5.2 million as of March 31, 2009 and 2008, respectively. The balances are primarily due to the FIU Research

Foundation. The balances for both periods also include building and capital improvement fees collected from students and for unemployment compensation.

8 **Deferred Revenue**

Deferred Revenue is comprised of the following balances (in thousands):

	As of 3/31/2009
Capital Appropriations	\$ 168,524,930
Contracts and Grants	5,656,430
Stadium Rental Income	26,633,254
Deferred Revenue Total	<u>\$ 200,814,614</u>

Deferred Revenue includes funding for construction projects due from the State but not yet authorized for spending. Once the spending authority is granted to the University, the revenues are recognized, see attached Schedule A for a list of construction projects. Deferred Revenue also includes contract and grant payments made to the University in advance of performing the research, and stadium rental income related to cash received from Regions Bank for the construction of the Football Stadium.

9 **Long-Term Liabilities**

Long-Term Liabilities of the University include bonds, capital leases, and compensated absences. Long-term Liabilities is comprised of the following balances (in thousands):

	As of 03/31/09	Current	Long-term
Bonds and Revenue Certificates Payable	\$ 126,162,492	\$ 6,507,428	\$ 119,655,064
Capital Leases Payable	2,844,043	1,200,880	1,643,163
Compensated Absences Payable	<u>29,172,068</u>	<u>1,690,153</u>	<u>27,481,915</u>
Long-Term Liabilities Total	<u>\$ 158,178,603</u>	<u>\$ 9,398,461</u>	<u>\$ 148,780,142</u>

Compensated Absences Payable represents unused annual and sick leave earned by employees.

10 **Bonds and Revenue Certificates Payable**

Bonds and Certificates Payable represent the long term portion of local bonds issued for parking and housing complexes and revenue certificates bonds payable issued by the State for construction projects. Bond interest payments are made semiannually, in December and June. Principal payments are made annually, in June.

The following table details Bonds and Revenue Certificates outstanding at the end of the period:

Bond Type and Series	Amount of Original Issue	Amount Outstanding (1)	Interest Rates (Percent)	Maturity Date To
Student Housing and Parking:				
1995 Parking Garage I	\$ 7,780,000	\$ 4,088,880	4.90-5.375	2016
1998 Housing II	26,525,000	22,039,164	4.30-6.30	2028
1999 Parking Garage II	7,530,000	5,106,439	4.70-5.625	2019
2000 Housing III	14,605,000	12,065,379	4.50-5.75	2025
2002 Parking Garage III	22,915,000	17,960,525	2.75-4.60	2022
2004A Lakeview Housing	53,915,000	48,478,579	4.00-5.00	2034
Total Student Housing and Parking Bonds	133,270,000	109,738,966		
Academic and Student Services Facilities:				
1997A	4,360,924	3,240,524	4.50-5.00	2016
1998	5,643,367	4,020,271	4.00-5.00	2023
2001	5,566,922	4,547,587	4.00-5.00	2026
2003A	5,049,124	2,644,348	5.00	2013
2005A	2,257,296	1,970,796	3.625-4.125	2022
Student Services Facilities Bonds	22,877,633	16,423,526		
Current and Noncurrent Total	\$ 156,147,633	\$ 126,162,492		

Note: (1) Amount outstanding includes unamortized bond discounts, premiums, and deferred losses on refunding issues.

11 Net Assets

Net Assets increased by \$32.8 million. The increase resulted mainly from an increase in capital assets, an increase in unrestricted net assets and a decrease in restricted capital projects. The unrestricted net asset balance is comprised mainly of net assets for the operating funds such as Educational and General, Auxiliary, Activity and Service, Athletics, and the Unrestricted Sponsored Research funds.

Net Assets Invested in Capital Assets, Net of Related Debt is the largest component of net assets which totaled \$509.3 million and consists of capital assets, less accumulated depreciation and is reduced by the outstanding balances of borrowings that are attributable to the acquisition, construction or improvement of these assets.

Restricted Net Assets consist of debt service held for the retirement of debt, capital project for the construction, renewal and replacement of net assets restricted loans, scholarships and research funds.

12 Student Tuition and Fees

Student Tuition and Fees includes undergraduate and graduate tuition for in-state and out of state students, athletic fees, student activity fees and health fees. Student tuition and fees have been earned and recorded while associated expenses for providing services have not been fully incurred.

Student Tuition and Fees is comprised of the following balances (in thousands):

	Period Ended		Period Ended	
	03/31/2008	%	03/31/2009	%
Undergraduate Studies	\$ 66,810	49.9%	\$ 71,710	50.7%
Graduate Studies	29,748	22.2%	30,382	21.5%
Law	3,454	2.6%	4,471	3.2%
Financial Aid Fees	4,945	3.7%	5,226	3.7%
Student Activity Fees	8,139	6.1%	8,126	5.7%
Athletic Fees	10,859	8.1%	11,928	8.4%
Health Fees	4,583	3.4%	4,563	3.2%
Other Registration Fees	4,632	3.5%	3,991	2.8%
Other Fees	823	0.6%	1,164	0.8%
Student Tuition and Fee Total	\$ 133,993	100.0%	\$ 141,561	100.0%

13 Sales and Services of Auxiliary Enterprises

Sales and Services of Auxiliary Enterprises are associated with sales of goods or services. Significant increases when compared to prior year were noted in the following areas: sponsorship revenues for the South Beach Wine and Food Festival (\$0.4 million), revenues for certain cost plus programs such as Occupational Therapy, Downtown MBA, International MBA programs (\$1.6 million), parking decal fees (\$0.6 million), parking fines (\$0.3 million), and housing revenues (\$1.5 million).

A \$10 increase in student access fees for parking services and a 3% increase in rental rates for housing accounted for the increases in the Parking and Housing Operations.

14 State Appropriations

State Appropriations represent funding received from the State of Florida. The amounts are comprised of the following components (in thousands):

	Period Ended		Period Ended	
	03/31/2008	%	03/31/2009	%
General Revenue	\$ 157,033	90.7%	\$ 136,370	83.0%
Educational Enhancement	9,296	5.4%	9,740	5.9%
Student Financial Assistance	1,487	0.9%	1,433	0.9%
Risk Management Insurance	1,325	0.8%	1,295	0.8%
Hurricane Center of Excellence	0	0.0%	7,205	4.4%
Medical School	3,948	2.3%	8,248	5.0%
State Appropriations Total	\$ 173,089	100.0%	\$ 164,291	100.0%

15 Financial Aid Nonoperating Revenues

Financial Aid Nonoperating Revenues are associated with the Pell, Bright Futures, FSAG and SEOG financial aid programs. These revenues are required to be classified as nonoperating revenues because they represent nonexchange transactions. The overall

increase of \$5.9 million from prior year is primarily attributed to an increase in Pell Grants of \$3.7 million and Bright Futures Scholarships of \$2.1 million.

16 Compensation and Employee Benefits

Compensation and Employee Benefits is comprised of the following (in thousands):

	Period Ended 03/31/2008	Period Ended 03/31/2009
Compensation and Employee Benefits:		
Permanent Salaries	\$ 172,299	\$ 174,747
Temporary Salaries	46,878	44,199
Social Security Matching	13,374	13,117
Retirement Benefits	17,769	18,195
Employee Benefits and Salary Assessments	17,461	19,417
Compensation and Employee Benefits Total	\$ 267,781	\$ 269,675

17 Other Operating Expenses

Other Operating Expenses are primarily comprised of charges coded to a miscellaneous account, bad debt expense for allowances recorded for uncollectible amounts, food products purchased, auxiliary overhead charges, rental of facilities, certain software licenses, athletic guarantees and equipment purchased below our capitalization threshold.

18 Contractual Services

Contractual Services is comprised of the following (in thousands):

	Period Ended 03/31/2008	Period Ended 03/31/2009
Professional Services	\$ 10,910	\$ 13,956
Grant subcontracts	7,027	7,016
Consulting Services	2,994	3,475
Contractual Services	1,974	1,942
Promotional and other Advertising	1,214	956
Non-capitalized construction services	961	411
Legal Fees & Services	474	528
Employment Advertising	218	135
Entertainment Services	259	531
Information Tech. Services	68	71
Other contractual services	254	285
Contractual Services Total	\$ 26,353	\$ 29,306

It should be noted that the amounts shown above are strictly extracted from our general ledger system as coded. Certain like services from different departments or vendors may be input into different account codes. As an example, services rendered by a particular vendor may be correctly coded to either Professional Services or Consulting Services.

This coding is largely driven by several factors including the department's understanding of the services being rendered. For management decision making, it may be necessary to combine like amounts such as Professional Services, Contractual Services, Grant subcontracts (to a lesser extent) and Other Contractual Services.

19 **Capital Appropriations**

Capital Appropriations are revenues recognized once the State authorizes spending on construction projects. See attached Schedule A listing projects which comprise the \$25.3 million.

20 **Investment Income and Net Unrealized Gains (Losses) on Investments**

Investment Income includes interest and dividends paid on investments held and realized gains/losses from the sale of investments. The University's interest and dividend earnings was \$4.3 million for the nine months ending March 31, 2009 versus \$6.3 million for the period ending March 31, 2008 for a net decrease of \$2.0 million.

In addition, there were \$2.5 million of net realized losses for the nine months ending March 31, 2009 versus \$1.6 million of net realized gains for the period ending March 31, 2008 for a net decrease of \$4.1 million when compared to prior year.

Net Unrealized Gains (Losses) on Investments represent the change in the fair market value as of March 31, 2009 of long-term investment holdings. The increase of \$16.9 in unrealized losses from prior year is attributable to the impact of a volatile financial market.

21 **Operating Loss**

Operating Loss shown on the Statement of Cash Flows excludes State appropriations and certain nonoperating financial aid revenues as is required by GAAP which were reclassified for management reporting purposes on the Statement of Revenues, Expenses, and Changes in Net Assets.

SCHEDULE A

FLORIDA INTERNATIONAL UNIVERSITY
DUE FROM STATE, DEFERRED REVENUES AND CAPITAL APPROPRIATIONS
AS OF March 31, 2009

Project Name	A	B	A - B	C	A - C	D	B - D
	Appropriation	Authorized Encumbrance Cumulative	Deferred Revenues	Disbursement cash received from State	Due From State and Component Units	Authorized Encumbrance Prior Year	Current Year Revenues
Science Classroom Building	50,000,000	250,000	49,750,000	135,000	49,865,000	250,000	-
Molecular Biology, University Park Utility, Infrastructure and Capital Renovation, roofs	46,668,243	14,049,609	32,618,634	9,150,000	37,518,243	7,000,000	7,049,609
Graduate School of Business	29,500,000	17,000,000	12,500,000	11,000,000	18,500,000	12,000,000	5,000,000
Graduate Classroom Building	28,798,775	28,798,775	-	28,798,775	-	28,225,621	573,154
Social Science Building	23,300,000	250,000	23,050,000	150,000	23,150,000	250,000	-
Frost Art Museum	22,849,971	3,000,000	19,849,971	1,100,000	21,749,971	3,000,000	-
International Hurricane Center	15,867,064	15,434,064	433,000	15,434,064	433,000	15,434,064	-
Remodeling, renovation, maintenance and repair, and site improvement	15,000,000	250,000	14,750,000	-	15,000,000	250,000	-
Satellite Chiller Plant	7,595,412	7,595,412	-	4,772,671	2,822,741	5,557,694	2,037,718
Football Stadium Expansion - Student Meeting Room	7,110,000	1,110,000	6,000,000	-	7,110,000	-	1,110,000
Pharmed Arena - E Wing	5,500,000	5,500,000	-	2,410,000	3,090,000	-	5,500,000
Public Safety Building	5,000,000	1,000,000	4,000,000	-	5,000,000	-	1,000,000
Student Academic Support Center	3,131,025	150,000	2,981,025	150,000	2,981,025	150,000	-
Wolf Center - BCC	2,500,000	-	2,500,000	-	2,500,000	-	-
Graham Center - UP	1,500,000	1,500,000	-	-	1,500,000	-	1,500,000
IHRC Wall of Wind	703,456	703,456	-	-	703,456	-	703,456
University Master Plan	690,363	608,063	82,300	608,063	82,300	608,063	-
Hospitality Management & Tourism -BBC	600,000	600,000	-	600,000	-	-	600,000
Engineering Center Lab	300,000	300,000	-	300,000	-	95,138	204,862
Subtotal	65,000	55,000	10,000	55,000	10,000	55,000	-
Non-construction related amounts	266,679,309	98,154,379	168,524,930	74,663,573	192,015,736	72,875,580	25,278,799
Balance per Financial Statement			32,289,684		3,654,860		-
			<u>200,814,614</u>		<u>195,670,596</u>		<u>25,278,799</u>

Steps of Construction Funding:

A) Step 1: Appropriation = receive Appropriation from the State ACCOUNTING = Dr. Due from State and Cr. Deferred Revenues

B) Step 2: Authorized Encumbrance = President submits request for authority to spend funds appropriated from the State ... ACCOUNTING = Dr. Deferred Revenues and Cr. Capital Appropriations Revenues

C) Step 3: Cash Received / Drawdown funds = funds transferred from State to FIU ... ACCOUNTING = Dr. Cash and Cr. Capital Appropriations Revenues and Dr. Capital Appropriations Revenues and Cr. Due from State

SCHEDULE A

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: TREASURY REPORT

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- Treasury Report

FACILITATOR/PRESENTER:

- John M. Miller

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BOARD OF TRUSTEES

June 11, 2009

Treasury Report

Investment Performance for period ending March 31, 2009

Markets Real GDP experienced the first consecutive quarters contraction in 18 years with the 6.2% drop in 2008 Q4 (after a 0.5% drop in 2008 Q3). While signs of slowdown in the deterioration of world economy have started to appear, gains in March are still overshadowed by losses in most investment classes during the first eight months of the university's fiscal year.

For the first nine months of FY2008-09, equities had the worst performance in recent history with the S&P 500 losing 36.4%, the Russell 2000 losing 37.9% and MSCI EAFE Index down 45.3%. The bond markets also displayed little resistance to the downward trend, with High Yield and TIPS benchmarks having lost 21.7% and 1.8%, respectively. The Barclays Aggregate Bond Index gained 4.2% for the nine months.

Portfolio Overall, the portfolio outperformed the benchmark, losing only 5.5% of value versus the benchmark loss of 8.8%. The allocation to Cash/Cash Equivalents of 52.8% gained 1.3% and ended the period with a \$112.4 million of the \$212.7 million investment balance.

Within the long-term portfolio, Fixed Income Core (\$32.4 million) gained 0.9% fiscal-year-to-date, while investment in TIPS (\$22.0M) is down 2.5%. Continuing in Fixed Income, High Yield (\$6.7M) has losses totaling 23.7% FYTD. The Aetos' Hedge Fund of Funds (\$20.2M) has lost 14.2% in the nine month period. Equity investments in the S&P 500 (\$10.5M), International (\$4.0M) and Small Cap (\$2.3M) have lost 36.3%, 47.4% and 32.2%, respectively. REITs (\$2.3M) gained slightly in March but are still down 53.6%.

All investment classes had gains in March except for Hedge Funds. Equities as a group, regained 8.5% against the losses and Fixed Income returned 3.5% in March. From a low point in February, the markets continue to exhibit a positive tone and hopefully will end the year on a positive note.

Florida International University
Performance Summary as of
March 31, 2009

<i>Fund / Manager (Inception Date)</i>	<u>Market Value</u> <u>(000's)</u>	<u>% Allocation</u>	<u>Target</u> <u>Allocation*</u>	<u>Current</u> <u>Month</u>	<u>OID</u>	<u>Fiscal</u> <u>YTD</u>	<u>Trailing 1</u> <u>Year</u>	<u>2 Years</u>	<u>Since</u> <u>Inception</u>
<u>Total Combined Pool (3/31/06)</u> Benchmark Index	212,638	100%	100%	1.5% 2.5%	0.1% -1.7%	-5.5% -8.8%	-5.2% -8.7%	-1.3% -2.6%	1.4% 0.7%
<u>Working Capital Pool (3/31/06)</u> 91-Day Treasury Bill	112,355	52.8%	30.0%	0.1% 0.0%	0.2% 0.1%	1.3% 0.9%	2.0% 1.2%	3.3% 2.9%	4.4% 3.3%
<u>Total Combined Pool Less Cash Equivalents (3/31/06)</u> Benchmark Index	100,283	47.2%	70.0%	3.1% 3.6%	-1.0% -2.4%	-14.2% -12.8%	-14.4% -12.9%	-6.6% -5.0%	-13.7% -0.4%

Florida International University
Performance Summary as of
March 31, 2009

<i>Fund / Manager (Inception Date)</i>	<u>Market Value</u> <u>(000's)</u>	<u>% Allocation</u>	<u>Target</u> <u>Allocation*</u>	<u>Current</u> <u>Month</u>	<u>QTD</u>	<u>Fiscal</u> <u>YTD</u>	<u>Trailing 1</u> <u>Year</u>	<u>2 Years</u>	<u>Since</u> <u>Inception</u>
SPIA Account (3/31/06) 91-Day Treasury Bill	87,869	41.3%	0.0%	0.1% 0.0%	0.3% 0.1%	1.4% 0.9%	2.0% 1.2%	3.5% 2.9%	4.0% 3.6%
SBA-LGIP Account (9/30/06) 91-Day Treasury Bill	19	0.0%	0.0%	0.0% 0.0%	0.0% 0.1%	0.3% 0.9%	0.4% 1.2%	2.1% 2.9%	2.9% 3.4%
BOA Columbia Account (9/30/07) 91-Day Treasury Bill	24,467	11.5%	0.0%	0.0% 0.0%	0.2% 0.1%	0.5% 0.9%	1.4% 1.2%	-- --	1.8% 1.8%
<u>FIXED INCOME COMPOSITE (3/31/06)</u>	61,112	28.7%	38.5%	3.0%	2.3%	-3.5%	-3.8%	1.6%	3.3%
<i>Benchmark Index</i>				3.2%	2.5%	-0.4%	-0.9%	3.8%	4.9%
BlackRock HY Bond (3/31/06) <i>ML High Yield Master II</i>	6,713	3.2%	3.5%	1.9% 3.4%	4.6% 5.0%	-23.7% -21.7%	-21.0% -20.3%	-13.2% -12.3%	-5.4% -5.0%
Northern Trust TIPS (6/30/06) <i>Lehman U.S. TIPS</i>	21,971	10.3%	14.0%	6.0% 5.8%	4.4% 5.5%	-2.5% -1.8%	-2.7% -2.0%	5.8% 5.9%	6.0% 6.1%
Prudential Core Fixed (11/30/07) <i>Lehman Aggregate</i>	32,428	15.3%	21.0%	1.3% 1.4%	0.6% 0.1%	0.9% 4.2%	0.1% 3.1%	-- --	1.6% 4.2%
<u>HEDGE FUNDS (4/31/06)</u>	20,183	9.5%	14.0%	-0.3%	-0.1%	-14.2%	-12.3%	-5.3%	-1.1%
Aetos Alternatives Mgmt. (4/31/06) CPI + 3.25%**	20,183	9.5%	14.0%	-0.3% 0.3%	-0.1% 1.3%	-14.2% -1.1%	-12.3% 2.2%	-5.3% 4.8%	-1.1% 5.0%
<u>REIT's (6/30/06)</u>	2,346	1.1%	3.5%	5.4%	-28.9%	-53.6%	-55.6%	-38.8%	-24.1%
Urdang REIT (6/30/06) NAREIT Equity	2,346	1.1%	3.5%	5.4% 4.1%	-28.9% -31.9%	-53.6% -56.0%	-55.6% -58.2%	-38.8% -41.2%	-24.1% -26.6%
<u>DOMESTIC EQUITY COMPOSITE (3/31/06)</u>	12,746	6.0%	8.8%	8.7%	-11.9%	-35.6%	-36.9%	-24.2%	-16.0%
<i>Wilshire 5000</i>				8.7%	-10.6%	-37.0%	-38.0%	-23.5%	-13.3%
Northern Trust S&P 500 (6/30/06) S&P 500	10,479	4.9%	7.0%	8.8% 8.8%	-10.9% -11.0%	-36.3% -36.4%	-38.1% -38.1%	-23.3% -23.3%	-13.7% -13.7%
CS McKee Small Cap (6/30/08) Russell 2000	2,268	1.1%	1.8%	8.3% 8.9%	-15.1% -15.0%	-32.2% -37.9%	-- --	-- --	-32.2% -37.9%
<u>INTERNATIONAL EQUITY COMPOSITE (3/31/06)</u> MSCI EAFE Index (N)	3,895	1.8%	5.3%	7.6% 6.3%	-13.0% -13.9%	-49.4% -45.3%	-50.5% -46.5%	-31.5% -27.9%	-17.2% -14.5%
Alliance Bernstein (6/30/08) MSCI EAFE Index (N)	3,895	1.8%	5.3%	7.6% 6.3%	-13.0% -13.9%	-47.4% -45.3%	-- --	-- --	-47.4% -45.3%

Membership	Kirk Landon Chair, BOT Finance & Audit Committee
	John M. Miller Interim CFO & SVP, Finance & Administration University Treasurer
	Dr. Chun-Hao Chang Chair, Dept. of Finance and Real Estate College of Business Administration
	Dr. William Welch, Department Former Chair & Professor for Finance College of Business Administration
Consultant	Marc Friedberg Vice President, Wilshire & Associates
Other Staff	Tony Vu Treasury Manager

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: ENVIRONMENTAL – REGULATORY & COMPLIANCE

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- Safety & Environmental Compliance Status Report

FACILITATOR/PRESENTER:

- Jennifer Mwisela

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SAFETY & ENVIRONMENTAL COMPLIANCE STATUS REPORT

Agency: Department of Environmental Resources Management (DERM)
Florida Department of Environmental Protection (FDEP)
Issue: Petroleum Products Storage Tank Compliance
Status: Monthly inspections and inventory reconciliations required for all underground petroleum products storage tanks are current.

Regulatory review of the site clean up report for the diesel fuel leak, from the piping system for the aboveground storage tank located at the Green Library, is ongoing:

1. DERM has questioned the location of one of the newly installed monitoring wells. DERM had been notified of the locations in prior reports to their attention.
2. There has been a change in the regulations applicable to the clean up process. This change took effect December 2008, after the clean up was completed. This new requirement is being applied retroactively.

Risk Management & Environmental Health & Safety (EH&S) and Facilities Management are engaged in ongoing discussions with DERM in order to resolve these outstanding items.

With regard to the regulatory mandate to upgrade single walled underground storage tanks by December 2009 - this project is on schedule under the supervision of the Facilities Management Department. Further, because of the compliance challenges inherent in the management of underground storage tanks, the University is making every effort to *replace* all underground tanks, which require upgrade, with aboveground storage tanks.

All registrations with FDEP for petroleum products storage tanks are current for 2009 – 2010.

Agency: Florida Department of Environmental Protection (FDEP)
Issue: Stormwater Permit Compliance
Status: There are no regulatory violations current under this permit. In accordance with *specific requirements* of this operating permit, a University policy prohibiting illicit discharge into storm drains will be submitted to the Compliance Officer for review and submission to the appropriate administrative authority for approval. Due date June 30, 2009.

Agency: Department of Energy (DOE)
Issue: Acquisition of Alternative Fuel Vehicles

Status: There are no regulatory violations current under this permit. EH&S has engaged the Parking & Transportation Department in monitoring the purchase and acquisition of vehicles that meet the Department of Energy alternative fuel criteria.

Agency: Department of Homeland Security (DHS)
Florida Department of Environmental Protection (FDEP)
Department of Environmental Resources Management (DERM)

Issue: Chemical Inventory Management

Status: There are no outstanding issues pertinent to this issue. An enterprise-wide web-based Chemical Inventory Management System (CIMS) that facilitates chemical inventory management, particularly for research and teaching laboratories, is scheduled for deployment July 1, 2009.

Agency: Florida Department of Health

Issue: BioMedical Waste Program Annual Operating Permit

Status: There are no outstanding violations under these permits (*one per campus*). EH&S expects the volume of waste, as well as the need for required training to increase by at least 25% within the next six months.

Agency: Florida Department of Health
Radiation Machine Registration Renewal
Radioactive Material Broadscope License Renewal

Issue: Radioactive Materials Use Compliance

Status: Recently, FIU was subject a comprehensive inspection of records and laboratories involved in the use of radioactive materials. Because of the ongoing support of an active Radiation Control Committee (RCC), consisting of researchers who use radioactive materials and the efforts diligence of the EH&S Radiation Safety Officer, all documents and operations were found to be in order and no violations were issued. Given that the broadscope license permits FIU to “self-regulate” for day-to-day operations this was a significant accomplishment.

Agency: State Fire Marshal

Issue: Life Safety Code Compliance Repeat Violations

Status: As indicated in the previous report, submitted February 2009, there were no findings of repeat violations at that time. Subsequent inspections by the State Fire Marshal have reportedly identified some repeat violations. Life Safety Code inspections by the State Fire Marshal have been delayed due to scheduling; however, as per the revised schedule all buildings will be inspected by June 30, 2009.

THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: UNIVERSITY COMPLIANCE REPORT

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- University Compliance Report

FACILITATOR/PRESENTER:

- Leyda Benitez

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MEMORANDUM

University Compliance Office

To: The Florida International University
Board of Trustees Finance and Audit Committee

From: Leyda Benitez
University Compliance Officer

Subject: University Compliance Program Report

Date: May 22, 2009

The University Compliance Office respectfully submits this report to the Finance and Audit Committee of the Florida International University Board of Trustees on the status of compliance initiatives since the last report to this Committee dated March 4, 2009.

I. Executive Summary:

The University Compliance Office continues its compliance education and training efforts during new employee orientation, and in specific areas such as ethical requirements applicable to Florida International University employees and export controls. In addition, education and training materials have been developed in connection with the University's compliance efforts with the Federal Trade Commission's Red Flags Rule.

During the months of March and April, the University Compliance Office worked with University representatives from diverse areas such as Academic Affairs, Administration, Controller's, Human Resources, Research and University Technology Services in connection with revisions to policies and procedures in these specific areas.

II. Description and current status of institutional compliance initiatives and activities undertaken by, or with the assistance of, the University Compliance Office:

1. Education and Training Opportunities:

- a. Ethical/Legal Framework Applicable to Public Officers and Employees:
On March 11, 2009, the University Compliance Office and Office of the General Counsel provided a presentation on ethics and legal requirements applicable to Florida International University employees. This presentation was offered as part of the education workshops offered throughout 2009 by the Office of Sponsored Research Administration covering diverse research administration and compliance subject matters.

- b. New Employee Experience: The University Compliance Officer met with representatives from the Department of Organization Development and Learning regarding the restructuring of the orientation program offered to new employees and employees transitioning to regular full-time or part-time employment. In April 2009, the University Compliance Office revised the compliance presentation to include more comprehensive information on the State of Florida Code of Ethics for Public Officers and Employees, conflicts of interest, gift restrictions, information technology security, nepotism and privacy. The presentation continues to provide information on some of the basic tools available to the University community to address compliance questions such as the University Compliance Directory and the University Policies and Procedures Library.
- c. During the 2008-2009 fiscal year, the University Compliance Office provided compliance education and training to new employees, faculty members and employees transitioning to regular full-time or part-time employment, as follows:

2008-2009 NEE (New Employee Experience) and MTO (Making the Transition Orientation) (from OPS to Regular Full-Time or Part-Time Employment)		
Dates	No. of Presentations	No. of Employees
July 1, 15, 17, 22, 29	5	22
August 5, 12, 14, 26	4	18
September 2, 9, 11, 16, 23	5	36
October 7, 14, 21, 28	4	44
November 4, 17	2	13
December 1, 15	2	16
January 5, 20	2	21
February 2, 16	2	27
March 2, 16, 30	3	16
April 6, 20	2	19
May 4, 11, 18	3	13
June 1, 15 (Scheduled)	N/A	N/A
Sub Total	34	245
2008-2009 New Faculty Orientation		
Date	No. of Presentations	No. of Faculty
August 20, 2008	1	63
Sub Total	1	63
TOTAL	35	308

- d. Export Controls: On April 16, 2009, the University Compliance Office and Office of Sponsored Research Administration provided education and training on export controls to graduate students in computer science who are planning to further their graduate studies abroad.
 - e. Fair and Accurate Credit Transactions Act Compliance: In order to comply with the Federal Trade Commission's Red Flags Rule, the Florida International University Board of Trustees approved the University's written identity theft prevention program at its March 30, 2009 meeting. Since approval of this program, the University's Red Flags Rule work group has continued to meet to develop the baseline training that will be provided to all impacted areas. It is of note that the Federal Trade Commission has delayed the date by which the Red Flags Rule must be fully implemented from May 1, 2009 to August 1, 2009. The goal of the University's Red Flags Rule work group is to train all impacted areas by August 1, 2009.
2. State of Florida, Board of Governors Audit and Compliance Committee and Office of the Inspector General and Director of Compliance Charters: The University Compliance Officer worked in close collaboration with the Office of Internal Audit in the review of, and providing comments to, the Board of Governors Inspector General and Director of Compliance on two Board of Governors charter documents addressing the role of the Board of Governors Audit and Compliance Committee and the Office of the Inspector General and Director of Compliance. The Board of Governors Audit and Compliance Committee charter was approved by the Board of Governors during its March 26, 2009 meeting. The Office of the Inspector General and Director of Compliance charter was presented to the Board of Governors Audit and Compliance Committee during its May 19, 2009 meeting and will be presented to the full Board for ratification at its June 18, 2009 meeting. The University Compliance Officer has been invited by the Board of Governors and Director of Compliance, Mr. Derry Harper, to participate as a member of a work group that will develop "best practices" recommendations for the compliance function within the Board of Governors and overall state university system.
 3. Compliance with the Higher Education Opportunity Act: The Office of the General Counsel and University Compliance Office are reviewing the impact of this legislation in various University areas. Next steps include comprehensive discussion of new disclosure and reporting requirements with appropriate University representatives and providing assistance throughout implementation.
 4. Academic Affairs Policies and Procedures: The Academic Affairs Policies and Procedures are undergoing review, and will be transitioned over to the University Policies and Procedures Library. The University Compliance Officer has met to discuss these policies, and status of review and revisions, with representatives from the Division of Academic Affairs including Office of Accreditation,

Undergraduate Education and Provost. The estimated completion date for this project is June 30, 2009.

5. Internal Audit Director Search and Screen Committee: The Committee met on April 23, 2009 to approve outstanding minutes of meetings and bring formal closure to the search for the Internal Audit Director at the University. As Chair of the Search and Screen Committee, the University Compliance Officer is pleased to announce that Mr. Allen Vann was successfully recruited to fill this important University post. Mr. Allen Vann brings with him many years of extensive and high-level audit experience, most recently as Chief Auditor of the Miami-Dade County Public Schools, a position he held since 2002. Mr. Vann joined the Florida International University community as of April 20, 2009.
6. Summer Camps/Programs Involving Minors: The work group developing recommendations and guidelines regarding requirements for agreements and activities involving the participation of minors on campus continues to make progress. A representative for the Division of Student Affairs has joined the work group and the Division of Intercollegiate Athletics has been consulted. Various documents have been drafted in order to support this initiative and are currently under review including a proposed policy, procedures and forms consisting of a risk assessment, waiver, release and consent to medical treatment as well as agreement templates. This initiative is ongoing, with an estimated completion date of June 30, 2009.
7. Information Technology Security Policies and Procedures: The University Compliance Officer and Information Technology Security Officer continue to work collaboratively in the development of processes to strengthen the University's IT security environment. At present, various university policies and processes are under review and discussion including e-commerce, Payment Card Industry Data Security Standard (PCI DSS), electronic records retention policy and media sanitation procedures. The work in these areas is ongoing with an anticipated completion date of the end of the 2009 Fall Term.
8. Ethics and Compliance Reporting Helpline: This specific initiative is on hold at this time, and must receive final approval from the institution's senior leadership.
9. Health Insurance Portability and Accountability Act and related Privacy and Security regulations ("HIPAA"): Senior leadership will be meeting in early June to discuss all proposed HIPAA Privacy and Security policies and Notice of Privacy Practices. Upon their review and approval, the policies and Notice of Privacy Practices will be presented to the Operations Committee and the President's Staff for approval and implementation. All University employees impacted by these policies will receive training.
10. University Health Services Compliance-Related Matters: Resolution of matters regarding the clinical laboratory licensure applications for the University Park and Biscayne Bay Campus facilities has been reached. The University awaits issuance

of the clinical laboratory licenses from the State of Florida, Agency for Health Care Administration.

11. University Policies and Procedures Library: Since the March 4, 2009 report to this Committee, the following University policies and procedures, by University area, have been updated and posted to the University Policies and Procedures Library:

University Department/Division	Policies	Procedures
Academic Affairs	2	2
Board of Trustees	1	
Graduate School	19	
Human Resources		
• American Federation of State, County and Municipal Employees (AFSCME)	62	
• Non Bargaining Unit	73	2
• Police Benevolent Association (PBA)	63	
• Service Employees International Union (SEIU)	61	
Information Technology	3	
Office of Research	4	
Office of the President	2	1
TOTAL	290	5

I respectfully submit this report to the Finance and Audit Committee of the Florida International University Board of Trustees in anticipation of the meeting scheduled to take place on June 11, 2009. As always, I welcome your questions, comments and concerns.

Thank you for your kind attention and consideration.

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: FIU COLLEGE OF MEDICINE HEALTH CARE NETWORK

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- FIU College of Medicine Health Care Network

FACILITATOR/PRESENTER:

- John Rock, MD

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MEMORANDUM
College of Medicine

To: The Florida International University
Board of Trustees Finance and Audit Committee

From: John A. Rock, M.D.
Senior Vice President for Health Affairs and Dean, College of Medicine

Subject: Report Regarding the Health Care Network

Date: May 6, 2009

The College of Medicine respectfully submits this report to the Finance and Audit Committee of the Florida International University Board of Trustees updating the Board about the activities of the Florida International University College of Medicine Health Care Network Faculty Group Practice, Inc. (the "HCN").

Health Care Network Budget:

The proposed budget for the HCN was presented to the Board of Directors by Roberto Martinez, Director of Business Development. The Board voted to recommend approval of the proposed budget to the Board of Trustees of the University.

Self Insurance Program Budget:

Liane Martinez presented the Self Insurance Program budget to the HCN Board of Directors for review. The Self Insurance Program budget will be proposed to the Board of Trustees at its June 12, 2009 meeting.

Business Opportunity Update:

For the Board's information, Mr. Martinez reviewed the proposed operation and a pro forma for the clinical faculty practice that will be initiated at the University Health Services location.

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: ATHLETICS UPDATE

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- Athletics Update
 - a. APR
 - b. Naming Rights Opportunities

FACILITATOR/PRESENTER:

- Pete Garcia

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ATHLETICS UPDATE
THURSDAY, 11 JUNE 2009

FUNDRAISING UPDATE FOR THE PERIOD ENDED APRIL 30, 2009
(\$ IN THOUSANDS)

	<u>Budget</u>	<u>Actual</u>	<u>Variance</u>	<u>Full Year Budget</u>
Revenues	\$630	\$907	\$277	\$851
Expenses	\$671	\$905	(\$234)	\$796

Revenues are favorable due to:

- U.S. Century Bank naming of the basketball arena, \$200k annually over 5 years
- Advancement Department renegotiation of Affinity Card agreement

Expenses are favorable due to:

- Payments of Football game guarantee buyout of University of South Florida. Rutgers has replaced USF on the 2009/10 scheduled.

FIU 2007-2008

Academic Progress Rate (APR)

SPORT	2007-2008 FOUR-YEAR ROLLING MULTI-YEAR RATE	2007-2008 SINGLE YEAR RATE
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MALE SPORTS

Baseball	873	917
Basketball	874	955
Cross Country	944	833
Football	904	965
Soccer	910	931
Track, Indoor	923	905
Track, Outdoor	923	905

FEMALE SPORTS

Basketball	972	968
Cross Country	942	1000
Golf	968	1000
Softball	953	1000
Soccer	923	1000
Swimming	928	957
Tennis	993	1000
Track, Indoor	925	989
Track, Outdoor	925	989
Volleyball	946	952



Football Stadium and Field House Naming Opportunities

Pricing Guide



Football Stadium:

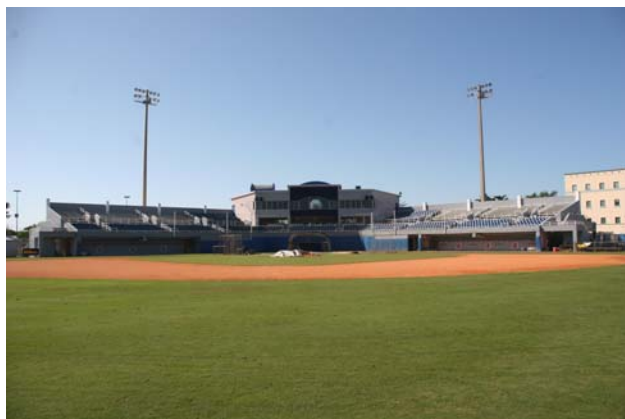
- Two Concession Stands
 - \$5,000 per year, 5 year term: Total gift of \$25,000
- Visitors Locker Room
 - \$5,000 per year, 5 year term: Total Gift of \$25,000
- FIU Student Section
 - \$20,000 per year, 5 year term: Total Gift of \$100,000
- Four Corner Tunnels
 - \$5,000 per year, 5 year term: Total Gift of \$25,000
- Brick Plaza
 - \$5,000 per year, 5 year term: Total Gift of \$25,000
- Stadium Club
 - \$50,000 per year, 5 year term: Total Gift of \$250,000
- Football Field
 - \$100,000 per year, 5 year term: Total Gift of \$500,000
- Four Elevators
 - \$1,000 per year, 5 year term: Total Gift of \$5,000
- VIP Parking Lot
 - \$5,000 per year, 5 year term: Total Gift of \$25,000

- Hospitality Village
 - \$25,000 per year, 5 year term: Total Gift of \$125,000
- Suite Level
 - \$20,000 per year, 5 year term: Total Gift of \$100,000

Field House:

- 2nd Floor Coaches offices
 - \$5,000 per year-per office, 5 year term, Total Gift of \$25,000
 - \$10,000 per year for HC office, 5 year term, Total Gift of \$50,000
- Home Locker Room
 - \$25,000 per year, 5 year term, Total Gift of \$125,000
- Weight Room
 - \$50,000 per year, 5 year term, Total Gift of \$250,000
- Training Room
 - \$10,000 per year, 5 year term, Total Gift of \$50,000
- Staircase
 - \$1,000 per year, 5 year term, Total Gift of \$5,000
- Elevator
 - \$1,000 per year, 5 year term, Total Gift of \$5,000
- Ticket Office
 - \$10,000 per year, 5 year term, Total Gift of \$50,000
- Terrace
 - \$20,000 per year, 5 year term, Total Gift of \$100,000
- Lobby area
 - \$10,000 per year, 5 year term, Total Gift of \$50,000

Baseball Stadium Naming Opportunities Pricing Guide



Baseball Stadium:

- Baseball Stadium Naming
 - \$75,000 per year, 5 year term: Total gift of \$375,000
- Baseball Field Naming
 - \$25,000 per year, 5 year term: Total Gift of \$125,000
- Two Concession Stands
 - \$2,000 per year, 5 year term: Total gift of \$10,000
- Staircase
 - \$1,000 per year, 5 year term: Total Gift of \$5,000
- Home Clubhouse (Locker Room)
 - \$5,000 per year, 5 year term: Total gift of \$25,000
- Batting Cages
 - \$4,000 per year, 5 year term: Total Gift of \$20,000
- Home Bullpen
 - \$2,000 per year, 5 year term: Total gift of \$10,000
- Visitors Bullpen
 - \$1,000 per year, 5 year term: Total Gift of \$5,000

- Elevator
 - \$1,000 per year, 5 year term, Total Gift of \$5,000
- Ticket Office
 - \$3,000 per year, 5 year term, Total Gift of \$15,000
- Coach's Locker Room
 - \$3,000 per year, 5 year term, Total Gift of \$15,000
- Training Room
 - \$3,000 per year, 5 year term, Total Gift of \$15,000
- 2nd Floor Coaches offices
 - \$3,000 per year-per office, 5 year term, Total Gift of \$15,000
 - \$5,000 per year for HC office, 5 year term, Total Gift of \$25,000
- Corporate Suite
 - \$5,000 per year, 5 year term, Total Gift of \$25,000

Soccer Stadium Naming Opportunities Pricing Guide



- Soccer Stadium
 - \$20,000 per year, 5 year term, Total Gift of \$100,000
- Soccer Field
 - \$5,000 per year, 5 year term, Total Gift of \$25,000
- Press Box
 - \$2,000 per year, 5 year term, Total Gift of \$10,000

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THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES
Finance and Audit Committee
11 June 2009

SUBJECT: OFFICE OF SPONSORED RESEARCH REPORT

PROPOSED COMMITTEE ACTION:

None. Information item.

EXHIBITS/SUPPORTING DOCUMENTS:

- Office of Sponsored Research Report

FACILITATOR/PRESENTER:

- Andres Gil

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**THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES
FINANCE AND AUDIT COMMITTEE**

RESEARCH AND UNIVERSITY GRADUATE SCHOOL

**OFFICE OF SPONSORED RESEARCH ADMINISTRATION
REPORT THROUGH APRIL 2009**

I. Overview of Awards

[Table 1](#) presents data comparing new awards during the first 10 months of FY 2008 and FY 2009. In the mid-year report to the Board of Trustees (July 1, 2008 to January 31, 2009) we reported an overall increase in grant awards from the same period in 2008 of 30.8%. As of the end of April 2009, the overall growth in awards was 21.2%, and the effective indirect rate increased from 18% to 20.9%. [Figure 1](#) provides a graphic representation of the awards by College. [Figure 2](#) shows the Effective Indirect Rate by College.

[Table 2](#) presents expenditure comparisons between FY 2008 and FY 2009. As of December 2008, expenditures were 10.75% below the previous year's period. By the end of January 2009, the difference had declined to 8.57%, and by the end of March 2009 (the most recent month for which data are available), the difference had declined to 5% below the same FY 2008 period. As described in the prior report, the decline in expenditures is expected given the lower level of grant awards for FY 2008 in comparison to FY 2007. It is important to note that these expenditures are partial in that they do not include expenditures associated with the International Hurricane Research Center's Center of Excellence grant, as well as other research expenditures throughout the University, which are calculated at the end of the fiscal year in preparation for the NSF Report. We remain confident that FIU will again achieve the \$100M threshold in expenditures for FY 2009.

II. Highlights from New Awards:

In the mid-year report to the Board of Trustees, we highlighted ten of the new grant awards for the period. Below we briefly describe six of the new awards received since the end of January 2009. This is only a small sample of the exciting research taking place at FIU, and encompasses projects in nuclear physics, biology, wind engineering, medicine, and child development.

- 1) **Title:** *Nuclear Physics Research at Jefferson Lab* (funded by DOE). **Research Team:** *Joerg Reinhold, Pete Markowitz, Brian Raue, Werner Boeglin, Department of Physics*. The proposal builds on activities previously supported by the DOE, the Thomas Jefferson National Accelerator Facility (Jefferson Lab) and FIU. The FIU nuclear physics group has

been actively involved in Jefferson Lab research since its inception in 1995. This proposal requested \$1,893,000 for a three-year period. Members of the FIU group are currently spokespersons on nine active Jefferson Lab experiments. The group has been co-authors in 58 refereed publications and numerous invited presentations. One of the experiments will measure contributions of two-photon exchange in elastic *ep* scattering. One of the group's main areas of research continues to be the study of strangeness electro-production on nucleons and nuclei. Other research areas included in this grant include elementary electroproduction of kaons off protons and studies of deuteron structure at short distances.

- 2) **Title:** *Intracellular Receptor Trafficking* (Funded by NIH). **PI:** *Manuel Barbieri, Department of Biology*. Diabetes affects an estimated 20 million Americans, making this disease one of the leading mortality risk factors due to its association with greatly increased risk of heart disease, hypertension and cancer. This proposal is directly relevant to the goal of establishing molecular factors that lead to affecting insulin receptor signaling and action. It addresses whether functional modification of insulin signaling pathways, one that is predominant in metabolic tissues—impaired glucose metabolism—and another being a growth factor-like pathway—cell growth and proliferation—lead to diabetes by impaired insulin receptor trafficking and signaling, a key question in the field.

- 3) **Title:** *Multi-scale Computational Evaluation of Wind Loads on Buildings* (funded by NSF). **PI:** *Girma Bitsuamlak, Department of Civil and Environmental Engineering*. The uniqueness of the project lies in its holistic multi-scale computational approach to understand complex wind/building interactions in detail. This research will provide a computational alternative to evaluating wind loads on buildings and other wind-sensitive structures. Once validated, detailed computational data can be obtained for cases such as high wind speed Category 4, 5 Saffir-Simpson scale hurricanes that are difficult to obtain through experiment.

- 4) **Title:** *Mechanisms of arsenical transport* (funded by NIH). **PI:** *Barry Rosen, College of Medicine*. Arsenic enters human body from both geological and anthropogenic sources. Because of the ubiquity of arsenic in the environment, every organism has developed transport systems for the efflux and detoxification of arsenic. Chronic exposure to arsenic has been linked to cardiovascular and peripheral vascular diseases, neurological disorders, diabetes and various cancers. Arsenic-containing drugs are used as chemotherapeutic agents for the treatment of leukemia and parasitic diseases. An understanding of both arsenic chemistry and the molecular details of arsenic transport systems is essential for alleviating the problems of arsenic toxicity, as well as for the rational design of drugs to treat drug-resistant microbes and cancer cells. The goal of this study is clarification of the molecular mechanisms of arsenic transport in microorganisms. The first specific research aim is to study the mechanisms of uptake of trivalent arsenic, particularly the mechanism of substrate selectivity that allows arsenic transport. The second specific aim is a detailed structure-

function analysis of the best-characterized detoxification system for trivalent arsenic. Lastly, it studies the interaction of the new arsenic chaperone protein, ArsD, with the ArsAB pump.

- 5) **Title:** *Metalloid transporters and drug resistance in Leishmania* (funded by NIH). **PI:** *Rita Mukhopadhyay, College of Medicine*. Leishmaniasis is a protozoan parasitic infection affecting almost 12 million people worldwide. It is a spectrum of diseases, each distinctly manifested and all with potentially devastating consequences –disfigurement, damage to internal organs and death. In the last two decades, leishmaniasis, especially visceral leishmaniasis, has been widely recognized as an opportunistic infection in the immune-compromised, particularly in patients infected with human immunodeficiency virus. The first line of treatment against all forms of leishmaniasis employs drugs containing pentavalent antimony such as sodium stibogluconate (Pentostam) and meglumine antimonate (Glucantime). In the endemic regions, resistance to this class of drugs is a major impediment to treatment. Microbes often become resistant to drugs by mutation or down regulation of uptake systems, but the uptake system for the antimonial drugs in *Leishmania* is unknown. Thus, the study seeks a complete understanding of the pathway for these drugs. This research will greatly improve human health and advance basic research in the field of drug action and resistance in parasitic protozoa.
- 6) **Title:** *Development of Intermodal Perception of Social Events: Infancy to Childhood* (funded by NIH). **PI:** *Lorraine Bahrack, Department of Psychology*. The proposed research investigates how and under what conditions various aspects of social events become salient, attended and perceived, and how this changes across development from infancy through early childhood. In particular, this project explores the developmental course of infants' perception of faces, voices and amodal properties of speech (tempo, rhythm, and intensity) in unimodal auditory, unimodal visual, and multimodal, audiovisual stimulation using convergent measures of heart rate, eye tracking, and infant controlled visual habituation. Our goals are to advance developmental theory in the area of attention and perception, and to establish norms for infant sensitivity to intersensory and unimodal information about critical aspects of social events that can be used for assessing atypical patterns of development and can serve as a basis for interventions.

Table 1—Comparison of Awards Received

College/Division	JULY 2007 - APRIL 2008			JULY 2008 - APRIL 2009			% change
	Direct	Indirect	Total	Direct	Indirect	Total	
Academic Affairs	\$1,784,948	\$103,972	\$1,888,920	\$1,949,325	\$174,786	\$2,124,111	12.5%
Applied Research Center	\$4,040,310	\$1,503,652	\$5,543,962	\$3,388,101	\$1,050,005	\$4,438,106	-19.9%
College of Architecture & the Arts	\$287,113	\$0	\$287,113	\$445,424	\$4,346	\$449,770	56.7%
College of Arts & Sciences	\$20,574,863	\$3,702,012	\$24,276,875	\$22,148,450	\$4,801,307	\$26,949,757	11.0%
College of Business Administration*	\$314,815	\$25,185	\$340,000	\$834,048	\$48,060	\$882,108	159.4%
College of Education	\$3,182,663	\$284,711	\$3,467,374	\$2,870,683	\$270,473	\$3,141,156	-9.4%
College of Engineering & Computing	\$6,477,768	\$1,126,883	\$7,604,651	\$12,343,196	\$2,617,886	\$14,961,082	96.7%
College of Law	\$137,149	\$0	\$137,149	\$285,672	\$0	\$285,672	108.3%
College of Medicine	\$518,948	\$171,416	\$690,364	\$1,798,514	\$602,345	\$2,400,859	247.8%
College of Nursing & Health Sciences	\$1,174,877	\$165,963	\$1,340,840	\$837,233	\$158,235	\$995,468	-25.8%
Div Fin/Adm	\$0	\$0	\$0	\$0	\$0	\$0	N/A
Div SA	\$1,804,292	\$99,649	\$1,903,941	\$1,228,114	\$69,122	\$1,297,236	-31.9%
Div Univ Adv	\$199,536	\$0	\$199,536	\$86,402	\$0	\$86,402	-56.7%
Honors College	\$0	\$0	\$0	\$0	\$0	\$0	N/A
International Hurricane Research Center*	\$2,028,708	\$193,327	\$2,222,035	\$1,688,775	\$370,973	\$2,059,748	-7.3%
School of Hospitality & Tourism Management	\$0	\$0	\$0	\$75,000	\$0	\$75,000	N/A
School of Journalism & Mass Communication	\$314,753	\$54,150	\$368,903	\$401,564	\$105,170	\$506,734	37.4%
Robert Stempel College of Public Health & Social Work	\$3,153,324	\$1,010,331	\$4,163,655	\$5,387,693	\$1,435,129	\$6,822,822	63.9%
UTS	\$1,613,652	\$146,065	\$1,759,717	\$1,016,723	\$85,158	\$1,101,881	-37.4%
TOTAL	\$47,607,719	\$8,587,316	\$56,195,035	\$56,342,243	\$11,770,861	\$68,113,104	21.2%
The effective/average indirect cost rate	18.0%			20.9%			

*Funding for Hurricane Loss Model (PI: Hamid—\$464,808) is included in IHRC and College of Business Awards, but not included twice in the total.

Table 2: Partial Expenditures

Time Periods	FY 2008	FY 2009	% change
TOTAL - December 31, 2008	\$39,951,125	\$35,658,112	-10.75%
TOTAL - January 31, 2009	\$45,476,111	\$41,578,897	-8.57%
TOTAL - March 31, 2009	\$57,736,133	\$54,820,675	-5.0%

Figure 1: Comparison of Awards Received

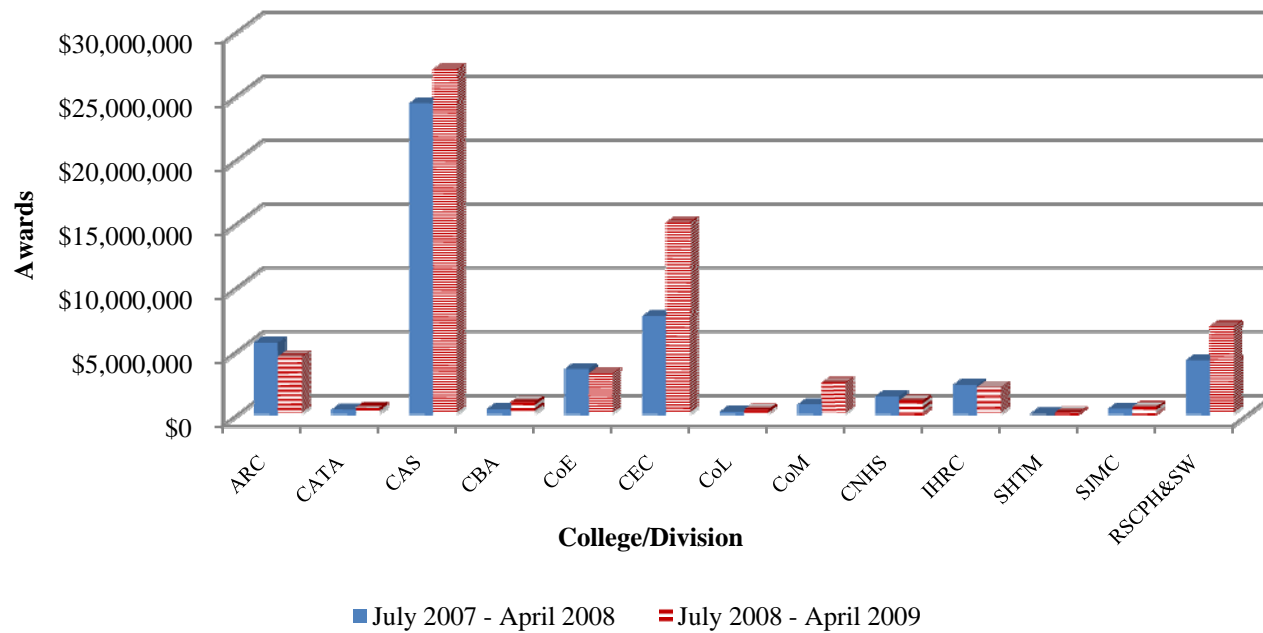
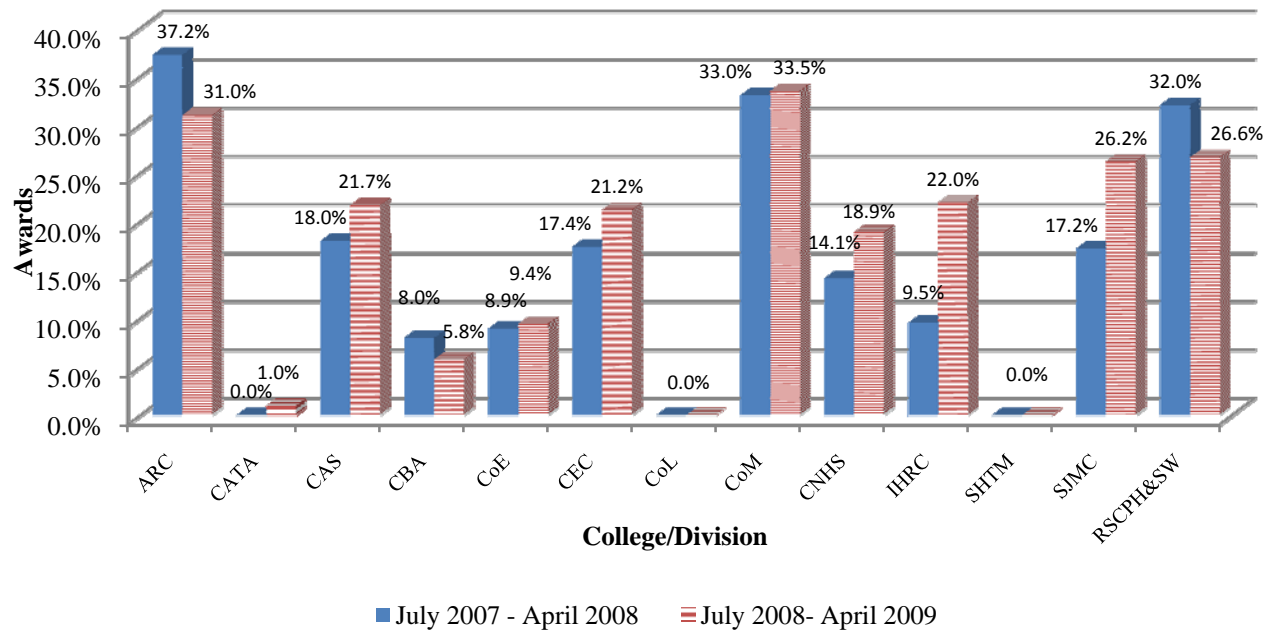


Figure 2: Award Indirect Rate by College



III. Applications & Awards Associated with the American Recovery and Reinvestment Act (ARRA):

During the past two months there has been a great deal of activity in the research office associated with ARRA. The list of ARRA-related funding opportunities has been listed on our website (<http://www.dsrt.fiu.edu/ARRA2009.html>) and it is regularly updated. Many FIU research faculty members have submitted applications associated with ARRA, and although no awards have been received to date, there are preliminary indications that five faculty members may receive ARRA-related awards within the next few weeks. These are: Drs. Eric Wagner and Marianna Baum from the Robert Stempel College of Public Health and Social Work, Drs. Madhavan Nair and Rene Herrera from the College of Medicine, and Dr. Nicolaos Tsoukias from the College of Engineering and Computing.

There have also been several coordinated university-wide submissions for core-type facilities, such as research instruments. Thus far, submissions have consisted of shared research instrumentation. Upcoming submission deadlines are for core-type facilities, with application deadlines in July, August, October and September, as of the date of this report. These coordinated efforts have included teams of researchers organized by Deans and the Office of Research. The Federal Government continues to announce new ARRA-related opportunities; therefore, we expect these activities to remain through the summer. Thus far, we can report the following activities from February 27 to April 30, 2009:

Applications:

- Fifty-three (53) applications have been submitted in response to ARRA, totaling \$34,738,566.
- Two applications were submitted to NIH for shared instrumentation; one for \$2,000,000 and the other for \$235,270. These instruments will be shared among researchers in the College of Medicine, College of Arts and Sciences, and the College of Engineering and Computing.
- We expect the following centrally-coordinated applications through the summer and early fall:
 - Major Research Instrumentation (MRI) applications to the NSF (each for \$100,000 to \$6M), which are due August 10, 2009 and have a limit of three (3) applications per institution.
 - One Academic Research Infrastructure facility application to the NSF for \$2M to \$5M, which is due July 1, 2009.
 - One Core Facilities application to the NIH for the Animal Facility in the new Graduate Science Classroom building for \$5M to \$10M. This application is due July 17, 2009.
 - A possible collaborative application with the University of Miami to NIH for core facilities in biomedical engineering for \$1M to \$10M. This application is due September 17, 2009.

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