

**BOARD OF TRUSTEES**  
**UNIVERSITY OF THE DISTRICT OF COLUMBIA**

**UDC Resolution No. 2014-27**

**Subject: Restructuring of Board Committees – 8B DCMR Chapter 1- Notice of Final Rulemaking**

**WHEREAS**, the Board of Trustees has constituted standing committees for the efficient conduct of the business of the Board: and

**WHEREAS**, pursuant to 8B DCMR §110.3, the Chairperson is responsible for establishing the name, number of members, and jurisdiction of each standing committee; and

**WHEREAS**, the Chairperson seeks to amend 8B DCMR §110.1 to reflect changes in the standing committee structure such as limiting the membership of the Executive Committee to Officers of the Board only; consolidating the Student Affairs and Academic Affairs Committees; eliminating the Audit, Administration, and Governance Committee and Facilities Committee; establishing the Operations Committee; and establishing the Audit, Budget, and Finance Committee;

**WHEREAS**, the substance of the proposed rules enacted herein was published on June 20, 2014 in Volume 61 Issue 26 for a thirty day public comment period in accordance with the DC Official Code § 2-505(a); and one public comment was received during the public comment period; and

**WHEREAS**, pursuant to 8 DCMR § 128.3, the Board Committee shall meet to consider comments received and other recommendations for modifications to proposed rules prior to making a recommendation to the Board for final adoption of the rule; and

**WHEREAS**, the Executive Committee met and considered the comment received and recommends that the rule be adopted as previously published and without modification;

**THEREFORE BE IT RESOLVED** that the Board of Trustees of the University of the District of Columbia hereby takes final rulemaking action to amend Chapter 1 of the University Rules (Title 8B DCMR) to reflect the changes as indicated; and

**BE IT FURTHER RESOLVED** that the General Counsel is hereby directed to publish this Notice of Final Rulemaking in the D.C. Register as soon as is practicable.

Submitted by the Executive Committee:

September 16, 2014

Approved by the Board of Trustees:

September 16, 2014



Elaine A. Crider  
Chairperson of the Board

## **UNIVERSITY OF THE DISTRICT OF COLUMBIA**

### **NOTICE OF FINAL RULEMAKING**

The Board of Trustees of the University of the District of Columbia pursuant to the authority set forth under the District of Columbia Public Postsecondary Education Reorganization Act Amendments (Act) effective January 2, 1976 (D.C. Law 1-36; D.C. Official Code §§ 38-1202.01(a); 38-1202.06)(3),(13) (2001 & 2011 Supp.) hereby gives notice of its intent to amend chapter 1 (Board of Trustees) of subtitle B (University of the District of Columbia) of title 8 (Higher Education) of the District of Columbia Municipal Regulations (DCMR) ) upon publication of this notice in the D.C. Register. The purpose of the proposed rule is to reconfigure the Standing Committees of the Board of Trustees.

The substance of the proposed rules enacted herein was published in the D.C. Register on June 20, 2014 in Volume 61 Issue 26 for a period of public comment of not less than thirty (30) days, in accordance with D.C. Official Code § 2-505(a) (2012 Repl.). The Board of Trustees adopted this rulemaking as final on September 16, 2014 and the rules will be effective upon publication in the D.C. Register.

#### **Chapter 1, BOARD OF TRUSTEES, of subtitle B, UNIVERSITY OF THE DISTRICT OF COLUMBIA, of title 8, HIGHER EDUCATION, is amended as follows:**

Section 110, COMMITTEES OF THE BOARD OF TRUSTEES, is amended as follows:

Subsection 110.1 is amended to read:

#### **110 COMMITTEES OF THE BOARD OF TRUSTEES**

110.1 The Standing Committees of the Board of Trustees shall be the following: Executive Committee; Audit, Budget and Finance Committee; Operations Committee; Student and Academic Affairs Committee; Community College Committee; and Committee of the Whole. The membership and jurisdiction of each committee shall be as follows:

(a) The Executive Committee shall be comprised of the Officers of the Board. The Executive Committee shall have all of the power of the Board between meetings, but the Board may limit such power by Resolution. Interim actions taken by the Executive Committee must be submitted for ratification by the Board at its next regularly scheduled meeting. If a majority fails to confirm the validity of an Executive Committee action, that action shall be deemed void ab initio. Appropriate notice of Executive Committee actions must be given to all members of the Board and to the public within five (5) business days.

(b) The Academic and Student Affairs Committee shall consist of a chairperson and at least two (2) other members. It shall ensure that the academic programs of the University are consistent with the institution's mission and strategies; that the faculty and students have adequate resources; that the academic budget reflects the institution's academic priorities; that the faculty personnel policies and procedures complement academic priorities; that the students' interest in the Board's policy-making activities are adequately represented; that the institution's academic programs are appropriate for its students; that technology is effectively used to enhance the academic programs of the University; that the institution assesses the effectiveness of its academic programs; and shall monitor philanthropic giving, fundraising and alumni affairs.

(c) The Audit, Budget and Finance Committee shall consist of the Treasurer as Chairperson, and at least two (2) other members. It shall ensure that the financial operations of the University are in compliance with all applicable laws, regulations, and financial accounting standards; oversee annual and long-range operating budgets; ensure that accurate and complete financial records are maintained; review capital budgets for adherence to prescribed policy and guidance; present exceptions to the full Board for approval; recommend investment policies to the Board; manage asset classes; review investment expenses; oversee accounting and financial reporting; confer with the Office of the Inspector General of the District of Columbia (OIG) regarding significant investigations into financial matters; ensure that timely and accurate information is presented to the Board; provide oversight and guidance to the University's Internal Auditor in the performance of his or her duties; ensure that an annual audit is conducted; provide oversight responsibility for management's system of internal financial controls and the controls over external reporting, the internal and external audit processes, the regulatory compliance functions, institutional ethics and conflicts of interest, and the risk management process; present the financial statement to the full Board and communicate with and educate the Board on all aspects of the University's financial status.

(d) The Operations Committee shall consist of a chairperson, and at least two (2) other members. The Operations Committee serves as the Board's principal forum for the consideration of matters relating to the University's business and administrative operations. It shall review and approve University policies; monitor personnel practices to ensure that the University is promoting fair and respectful practices and compliance with all applicable employment, labor, and workplace laws; determine the adequacy, condition, and use of existing facilities; review renewal or replacement decisions and oversee financing of capital projects; establish a budget for all capital projects which shall include a list of all capital projects planned for the fiscal year; review contracts as necessary or as required by law; review and discuss issues and proposals involving government relations; receive periodic updates on the University's legal issues; and review University-wide policies and practices concerning communications and media, and public relations.

(e) The Community College Committee shall consist of a chairperson and at least two (2) other members. The Community College Committee shall have jurisdiction over matters which specifically or exclusively affect the Community College.

(f) The Committee of the Whole shall consist of all members of the Board and shall have jurisdiction concurrent with that of any committee. The Committee of the Whole may also have jurisdiction over matters not subject to the jurisdiction of any established standing committee.



Office of the Chief Financial Officer

Donald L. Rickford  
Chief Financial Officer

### FISCAL IMPACT STATEMENT

**TO:** The Board of Trustees  
**FROM:** Office of the Chief Financial Officer (UDC)  
**DATE:** September 16, 2014  
**SUBJECT:** Restructuring Board Committees

*Donald L. Rickford/DR*

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#### Conclusion

It is concluded that there is no fiscal impact to effect changes the Title 8B DCMR §110.1, Board of Trustees to establish the name, number of members and jurisdiction of each standing committee within the Board of Trustees, University of the District of Columbia.

#### Background

The Board of Trustees has constituted standing committees for the efficient conduct of the business of the Board and pursuant to 8B DCMR §110.3, the Chairperson is responsible for establishing the name, number of members, and jurisdiction of each standing committee and seeks to amend 8B DCMR §110.1 to reflect changes in the standing committee structure such as limiting the membership of the Executive Committee to Officers of the Board only; consolidating the Student Affairs and Academic Affairs Committees; eliminating the Audit, Administration, and Governance Committee and Facilities Committee; establishing the Operations Committee; and establishing the Audit, Budget, and Finance Committee.

#### Financial Impact

The funding requirement associated with submission of the proposed restricting of Board Committees appears to be negligible and appears to have no tangible foreseen fiscal impact. As such, the Executive Management within the Budget Department of the Office of the Chief Financial Officer of UDC has approved this request based on the information provided. We do not anticipate any risks as this time.