

**UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS  
MEETING OF THE  
EDUCATIONAL POLICY COMMITTEE  
January 25, 2002**

EDUCATIONAL POLICY COMMITTEE

Friday, January 25, 2002  
11:00 a.m. - 12:00 noon  
Board Room, The Rotunda

Committee Members:

T. Keister Greer, Chair      Sasha L. Wilson  
Elsie Goodwyn Holland      Joseph E. Wolfe  
Elizabeth A. Twohy      John P. Ackerly, III, Ex Officio

AGENDA

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* For consideration in Executive Session	

UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: I.A. Election of Miller Center Council  
Member

BACKGROUND: By a recent unanimous vote, the Governing Council of the White Burkett Miller Center of Public Affairs approved the nomination of Mr. Andrew D. Hart, Jr., as a Council member, and recommends to the Board of Visitors that Mr. Hart be elected to membership on the Governing Council of the White Burkett Miller Center of Public Affairs for a three-year term.

DISCUSSION: Mr. Hart is an alumnus of the University of Virginia, a member of the College Foundation Board of Trustees, Chairman of the Emeritus Society, Advisory Director of the University of Virginia Health System Heart Center, and a former Trustee of the Thomas Jefferson Foundation.

Mr. Hart is an Advisory Director of Russell Reynolds Associates, Inc., a global executive search firm headquartered in New York. As Executive Vice President and one of the Firm's founders, he served on the Board of Directors for twenty years and was actively involved in the Firm's management until his retirement in June of 1998. Earlier, he spent fifteen years in management positions with Westvaco Corporation and Federal Paper Board Company.

ACTION REQUIRED: Approval by the Educational Policy Committee and by the Board of Visitors

APPROVAL OF MILLER CENTER COUNCIL MEMBER

RESOLVED that Mr. Andrew D. Hart, Jr., be elected to the Governing Council of the White Burkett Miller Center of Public Affairs, for a three-year term.

UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: I.B. Conflict of Interest Exemption  
(Sport Tech, Inc.)

BACKGROUND: The University of Virginia is negotiating contracts with Sport Tech, Inc., a Michigan medical technology company to obtain specialized hardware and software for the measurement of ligament compliance in human subjects.

DISCUSSION: A University faculty member, Mr. Stuart S. Berr, of the School of Medicine, and a University research faculty member, Mr. Arie M. Rijke, of the School of Engineering, own in excess of three percent of the equity in the company. Under the Virginia Conflict of Interests Act, the University's contracting with Sport Tech, Inc., would place Mr. Berr and Mr. Rijke in violation of the Act, unless the Board of Visitors approves the conflict created by their equity interest. State law grants such approval authority to the Board in the case of sponsored research.

This research will provide benefits to the University in a research project in the Curry School of Education to measure ligament compliance in order to address questions of gender differences in athletic injuries, and in a project in the School of Medicine measuring ligament and capsular properties before and after the repair of shoulder injury. The device supplied by Sport Tech, Inc., will be used both in basic and applied research.

Virginia law and University of Virginia policy will require Mr. Berr and Mr. Rijke to file annual disclosure statements of their economic interests in the company. Mr. Berr and Mr. Rijke will not be involved in the University's negotiation, approval, or procurement of contract terms with Sport Tech, Inc.

ACTION REQUIRED: Approval by the Educational Policy Committee and by the Board of Visitors

CONFLICT OF INTEREST EXEMPTION (SPORT TECH, INC.)

WHEREAS, The University of Virginia wishes to enter into contracts with Sport Tech, Inc., to provide specialized research apparatus; and

WHEREAS, Mr. Stuart S. Berr, a member of the faculty of the School of Medicine, and Mr. Arie M. Rijke, a member of the research faculty of the School of Engineering, have equity interests in Sport Tech, Inc., which exceed three percent; and

WHEREAS, the University of Virginia's research agreement with Sport Tech, Inc., would thereby expose Mr. Berr and Mr. Rijke to violation of the Virginia Conflict of Interests Act unless approved by the Board as permitted by Section 2.1-639.6(c) (7) of the *Code of Virginia*;

RESOLVED that the conflict of interest of Mr. Stuart S. Berr and Mr. Arie M. Rijke is approved by the Board of Visitors in order to permit the University to enter into an agreement with Sport Tech, Inc., to provide specialized apparatus; provided, as required by the law, Mr. Berr and Mr. Rijke file the required annual disclosure statement of personal interests in Sport Tech, Inc., and the University files the required annual report concerning the contracts with the Secretary of the Commonwealth.

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UNIVERSITY OF VIRGINIA  
FISCAL IMPACT STATEMENT

PROJECT/PROPOSED BOARD OF VISITORS ACTION: Approve a conflict of interest exemption for Sport Tech, Inc.

DESCRIPTION: The University of Virginia is negotiating a contract with Sport Tech, Inc., a Michigan medical technology company to obtain specialized hardware and software for the measurement of ligament compliance in human subjects. A University faculty member, Mr. Stuart S. Berr, of the School of Medicine, and a University research faculty member, Mr. Arie M. Rijke, of the School of Engineering, own in excess of three percent of the equity in Sport Tech, Inc. By law, proceeding with the proposed contract would place the faculty members in a conflict because of their personal interests in the contract, unless the Board of Visitors chooses to approve an exemption for them as the law permits in the case of sponsored research agreements. The University administration will provide appropriate oversight over the allocation of resources.

Sport Tech, Inc., owns the patent rights to the intellectual property that will be utilized in the research.

FISCAL IMPACT: There is minimal risk of the University incurring unforeseen costs. The research should further the state of knowledge in the science consistent with the University's mission, and possibly lead to other educational and research opportunities.

CONCLUSION: It is recommended that the Board approve the proposed conflict of interest exemption for Sport Tech, Inc.

RECOMMEND APPROVAL OF BOARD ACTION:



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Leonard W. Sandridge  
January 25, 2002

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UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: II.A. Vice President's Remarks

DISCUSSION: The Vice President and Provost will use this portion of the meeting to inform the Board of Visitors of recent events of which the Board should be made aware.

ACTION REQUIRED: None

UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: II.B. Department Name Change, College and  
Graduate School of Arts and Sciences

BACKGROUND: The College and Graduate School of Arts and Sciences has proposed a name change for the Woodrow Wilson Department of Government and Foreign Affairs.

DISCUSSION: We have approved internally the School's proposal that the Woodrow Wilson Department of Government and Foreign Affairs be changed to the Woodrow Wilson Department of Politics. The change is being made in order to more accurately reflect the mission, teaching, and research interests of the department. We have forwarded this proposal to the State Council of Higher Education, where it will receive automatic approval from Council staff, as it will be treated as an item "for purposes of internal management only."

ACTION REQUIRED: This item requires no action by the Board. It is on the Agenda simply as a report to the Board of an action taken.

UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: II.C. International Study

DISCUSSION: The Vice President and Provost will introduce the Vice Provost for International Affairs, Mr. William B. Quandt, who will brief the Board on international programs.

ACTION REQUIRED: None

UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: II.D. State of the College and Graduate  
School of Arts and Sciences

DISCUSSION: The Vice President and Provost will introduce the Dean of the College and Graduate School of Arts and Sciences, Mr. Edward L. Ayers, who will give a report to the Board on the School's activities and accomplishments.

ACTION REQUIRED: None

UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: II.E. Faculty Senate

DISCUSSION: The Vice President and Provost will introduce the Chair of the Faculty Senate, Mr. Robert M. Grainger, Professor of Biology, who will give a report to the Board on the Senate's accomplishments during the Fall semester.

ACTION REQUIRED: None

UNIVERSITY OF VIRGINIA  
BOARD OF VISITORS AGENDA ITEM SUMMARY

BOARD MEETING: January 25, 2002

COMMITTEE: Educational Policy

AGENDA ITEM: II.F. Center for Governmental  
Studies

DISCUSSION: The Vice President and Provost will introduce the Director of the Center for Governmental Studies, Mr. Larry J. Sabato, Robert Kent Gooch Professor of Government and Foreign Affairs, who will give a report to the Board on the Center's history, mission, and plans for the future.

ACTION REQUIRED: None