

## Summary of Contracts Requiring Board Approval (revised 11-29-2017)

| Contracts Requiring Board Approval  | Any Amount | Increases Value of Original Contract to More than UT Institution's Board Contract Approval Threshold | Value Exceeds 25% of Value of Original Contract | More than \$1 Million | More than UT Institution's Board Contract Approval Threshold |
|---|------------|--|---|-----------------------|--|
| <b>Contracts<sup>i</sup>, Purchase Orders, Vouchers, Binding Letters of Intent and Memoranda of Understanding, General<sup>ii</sup></b><br>[ref. Sections 3 and 3.1.1, <a href="#">Rule 10501</a> of the Regents' Rules]  |            |  |   |                       | <b>X</b>   |
| <b>Contracts, Amendments, Extensions or Renewals</b><br>[ref. Sections 3 and 3.1.2, <a href="#">Rule 10501</a> of the Regents' Rules]   |            | <b>X</b>   | <b>X</b>  |                       |  |
| <b>Contracts, with a Foreign Government or an Agency thereof<sup>iii</sup></b> [ref. Section 3.2, <a href="#">Rule 10501</a> of the Regents' Rules]   | <b>X</b>   |  |   |                       |  |
| <b>Contracts, Involving Certain Uses of Institution Names, Trademarks, or Logos in association with the provision of a material medical-related service or in association with physical improvements located on property not owned or leased by the contracting UT institution<sup>iv</sup></b> [ref. Section 3.3 <a href="#">Rule 10501</a> of the Regents' Rules] | <b>X</b>   |  |   |                       |  |
| <b>Contracts, Significant</b> contracts identified by UT presidents and executive officers that are of <i>such significance</i> to require the prior approval of the Board<br>[ref. Section 1.1, <a href="#">Rule 10501</a> of the Regents' Rules]  | <b>X</b>   |  |   |                       |  |
| <b>Contracts with Certain Officers</b><br>[ref. Section 3.4, <a href="#">Rule 10501</a> of the Regents' Rules]  | <b>X</b>   |  |   |                       |  |
| <b>Insurance Settlements</b><br>[ref. Section 3.5, <a href="#">Rule 10501</a> of the Regents' Rules]  |            |  |   | <b>X</b>              |  |
| <b>Purchases, Sales or Leases of Real Property</b> [ref. Sections 3 and 3.1, <a href="#">Rule 10501</a> and <a href="#">Rule 70301</a> of the Regents' Rules]   |            |  |   | <b>X</b>              |  |
| <b>Settlements of Disputes</b><br>[ref. Section 3.6, <a href="#">Rule 10501</a> of the Regents' Rules]  |            |  |   | <b>X</b>              |  |

## Summary of Contracts Requiring Board Approval

|   |          |  |  |  |  |
|---|----------|--|--|--|--|
| <b>Vending Machine Contracts, renewals, extensions and amendments</b><br>[ref. <a href="#">Section 3.3, UTS130 Vending Machine Contracts</a> and <a href="#">Section 2203.005(a), Government Code</a> ] | <b>X</b> |  |  |  |  |
|---|----------|--|--|--|--|

- I. The term “**contract**” means contracts of any kind or nature, including, contracts, agreements, purchase orders, vouchers, binding letters of intent, and memoranda of understanding. [ref. [Section 3, Rule 10501](#) of the Regents’ Rules]
- II. **Exceptions to Board approval requirements for contracts, General** [ref. [Section 2.2, Rule 10501](#) of the Regents’ Rules]:

2.2.1 **Construction Projects**, contracts and documents relating to construction projects previously approved by the Board in the Capital Improvement Program and Capital Budget or Minor Projects;

2.2.2 **Construction Settlements**, all settlement claims and disputes relating to construction projects to the extent funding for the project has been authorized;

2.2.3 **Intellectual Property**, legal documents, contracts or grant proposals for sponsored research, including institutional support grants, and licenses or other conveyances of intellectual property owned or controlled by the Board as outlined in [Rule 90101](#);

2.2.4 **Replacements**, contracts for the purchase of replacement equipment or licensing of replacement software or services associated with the implementation of the software;

2.2.5 **Routine Supplies**, contracts for the purchase of routinely purchased supplies or equipment;

2.2.6 **Approved Budget Items**, purchases of new equipment or licensing of new software or services associated with the implementation of the software, identified specifically in the institutional budget approved by the Board;

2.2.7 **Group Purchases**, purchases made under a group purchasing program that follow all applicable statutory and regulatory standards for procurement;

2.2.8 **Loans**, loans of institutional funds to certified nonprofit health corporations, which loans have been approved as provided in [UTS166](#) and [UTS167](#);

2.2.9 **Certain Employment Agreements**, contracts with administrators employed by UT System or any UT institution, so long as the contracts fully comply with the requirements of [Section 51.948, Texas Education Code](#), including the requirement to make a finding that the contract is in the best interest of the UT System or any UT institution;

2.2.10 **Energy Resources**, contracts for utility services or energy resources and related services, if any, which have been approved in advance by the Chancellor or the Chancellor’s delegate, the EVC for Business Affairs;

2.2.11 **Library Materials and Subscriptions**, contracts for the purchase or license of library books and library materials;

**2.2.12 Athletic Employment Agreements**, contracts with athletic directors and coaches except those with total annual compensation of \$1 million or greater, or proposed multiyear contracts totaling \$1 million or greater, as covered by [Rule 20204](#). See Section 2.2.12, [Rule 10501](#), for more details;

**2.2.13 Athletic Games**, contracts related to athletic games, including postseason bowl games, *subject to* the requirement that if the contract value exceeds \$1 million, the contract must be approved by the Executive Vice Chancellor for Academic Affairs and be in a form acceptable to the Vice Chancellor and General Counsel;

**2.2.14 Property or Casualty Losses**, contracts with a cost or monetary value to UT System or any UT institution in excess of \$1 million, but not exceeding \$10 million, associated with or related to a property or casualty loss that is expected to exceed \$1 million may be approved, executed, and delivered by the Chancellor in consultation with the institutional President, if applicable;

**2.2.15 Health Operations**, contracts for the procurement of routine services or the purchase or lease of routine medical equipment, required for the operation or support of a hospital or medical clinic, *if the services or equipment were competitively procured*;

**2.2.16 Increase in Board Approval Threshold**, a UT institution's dollar threshold specified in Section 3.1 may be increased to up to \$5 million by the Vice Chancellor and General Counsel, after consultation with the General Counsel to the Board, if it is determined that the institution has the expertise to negotiate, review, and administer those contracts (*except Special Procedure Contracts, unless specifically approved*);

**2.2.17 Group Employee Benefits**, contracts for uniform group employee or student benefits, including those offered pursuant to [Chapter 1601, Texas Insurance Code](#).

**III. Exceptions to Board approval requirements for Contracts, with a Foreign Government or an Agency thereof [ref. Section 3.2, [Rule 10501](#) of the Regents' Rules]:**

1. Affiliation agreements and cooperative program agreements, material transfer agreements, sponsored research agreements and licenses, or other conveyances of intellectual property owned or controlled by the Board *prepared on an approved standard form or satisfying the requirements set by the Office of the General Counsel*, or
2. Contracts necessary to protect the exchange of confidential information or nonbinding letters of intent or memorandums of understanding executed in advance of definitive agreements *each as reviewed and approved by the Vice Chancellor and Office of General Counsel*.

**IV. Exceptions to Board approval requirements for Contracts Involving Certain Uses of Institution Names, Trademarks, or Logos in association with the provision of a material medical-related service or in association with physical improvements located on property not owned or leased by the contracting UT institution [ref. Section 3.3, [Rule 10501](#) of the Regents' Rules]:**

1. As specifically allowed under existing contracts entered into by the Board and nonprofit entities supporting a UT institution.