



1111 Franklin Street
Oakland, CA 94607-5200
Phone: (510) 987-9074
Fax: (510) 987-9086
<http://www.ucop.edu>

March 1, 2013

EXECUTIVE VICE PRESIDENT – BUSINESS OPERATIONS

Delegation of Authority – Amendments to the Capital Improvement Program¹ and Transfers of Capital Funds

Standing Order of The Regents 100.4 assigns certain duties to the President of the University. Sections 100.4(q)(1), 100.4(q)(2), and 100.4(o) of the Standing Orders provide as follows:

A. Major and Minor Capital Improvement Projects - 100.4 (q)(1)

Except as provided in paragraph (q)(2) below, the President is authorized to approve amendments to the Capital Improvement Program for projects not to exceed \$10 million. The President is also authorized to approve amendments to the Capital Improvement Program for projects exceeding \$10 million up to and including \$20 million, provided that concurrence is obtained from the Chairman of the Board and the Chairman of the Committee on Grounds and Buildings and also provided that all actions taken in excess of \$10 million up to and including \$20 million under this authority to be reported at the next following meeting of the Board. However, the following shall be approved by the Board: (1) projects with a total cost in excess of \$20 million, (2) for projects in excess of \$20 million, any modification in project cost over standard cost-rise augmentation in excess of 25%, or (3) capital improvement projects of any construction cost when, in the judgment of the President, a project merits review and approval by The Regents because of special circumstances related to budget matters, external financing, fundraising activities, project design, environmental impacts, community concerns, or substantial program modifications.

As Executive Vice President – Business Operations, you are delegated my authority under Standing Order 100.4 (q)(1). You are authorized to approve amendments to the Capital Improvement Program for projects that do not exceed \$10 million.

For any project budget amount in excess of \$10 million, you have the authority to approve any modification in project cost over standard cost-rise augmentation that does not exceed a cumulative augmentation of 25% over the original approved budget as long as the revised budget remains within the designated threshold for the original project budget approval.

For projects where the revised budget, when augmented, exceeds the project budget's original Standing Orders 100.4(q)(1) threshold, the approval must occur at the designated threshold applicable to the revised budget.

¹ For the purposes of this delegation, "amendments to the Capital Improvement Program" refers to capital project budget and associated scope approvals.

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B. Pilot Phase of the Delegated Process for Capital Improvement Projects - 100.4 (q)(2)

This paragraph shall apply exclusively to capital projects for those campuses entities approved by the Committee on Grounds and Buildings for inclusion in the Pilot Phase of the Delegated Process for Capital Improvement Projects.

The President is authorized to approve amendments to the Capital Improvement Program for projects not to exceed \$60 million. However, the following shall be approved by the Board: (1) projects with a total cost in excess of \$60 million, (2) for projects in excess of \$60 million, any modification in project cost over standard cost-rise augmentation in excess of 25%, or (3) capital improvement projects of any construction cost when, in the judgment of the President, a project merits review and approval by The Regents because of special circumstances related to budget matters, external financing, fundraising activities, project design, environmental impacts, community concerns, or substantial program modifications.

This paragraph shall become inoperative and is repealed on March 31, 2014, unless a later Regents' action, that becomes effective on or before March 31, 2014, deletes or extends the date on which it becomes inoperative and is repealed.

As Executive Vice President – Business Operations, you are delegated my authority under Standing Orders 100.4 (q)(2) for qualifying projects under the Delegated Process to approve any modification in project cost over standard cost-rise augmentation in excess of 25% for projects up to and including \$60 million, as long as the revised budget remains within \$60 million.

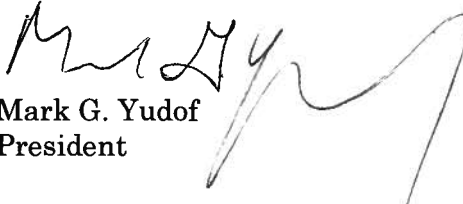
C. Transfer of Funds Designated for Capital Improvement Purposes - 100.4(o)

The President is authorized to approve transfers or allocations of University operating funds and transfers of funds designated for Capital Improvement purposes, subject to any limitations which might be imposed by the terms of said funds, provided:

1. That no such transfer or allocation shall result in the establishment of a new policy, program, or project involving a continuing commitment;
2. That no transfer shall be made from a reserve fund for a purpose other than that for which the reserve fund was established.

As Executive Vice President – Business Operations, you are delegated my authority under Standing Order 100.4 (o).

This delegation supersedes the previous delegation to you for the approval of amendments to the Capital Improvement Program dated June 16, 2009 (DA 2224).


Mark G. Yudof
President

cc: Chancellors
Members, President's Cabinet
Director – Lawrence Berkeley National Laboratory
Vice President – Agriculture and Natural Resources
Vice President – Budget and Capital Resources
Associate Vice President – Capital Resources Management
Associate Vice President – Budget Operations
Universitywide Policy Office