

MINUTES
Oversight Committee Quarterly Meeting
Cancer Prevention and Research Institute of Texas

Texas State Cemetery
Gallery
909 Navasota Street, Austin Texas 78702

January 20, 2010
1:00 p.m.

James Mansour, Chairman, announced a quorum and called the Oversight Committee Quarterly Meeting of the Cancer Prevention and Research Institute of Texas (Institute) to order at 1:00 p.m.

Members Present

James Mansour, Chairman
Dr. Malcolm Gillis, Vice Chairman
The Honorable Faith Johnson
Scott Sanders
Cindy Brinker Simmons , Secretary
Dr. Joseph Bailes
Patricia Vojack (Representing the Honorable Susan Combs)
Lionel Sosa
Charles Tate
Jay Dyer (Designee for the Attorney General)

Members Absent

Dee Kelly

Legal Counsel

Kristen Doyle

Staff Present

William "Bill" Gimson, Executive Director
Heidi McConnell, Chief Operating Officer
Dr. Alfred Gilman, Chief Scientific Officer
Dr. Becky Garcia, Chief Prevention Officer
Jerry Cobbs, Chief Commercialization Officer
Therry Simien, Information Technology Officer
Sandra Balderrama, Senior Advisor to the Executive Director
Alfonso Royal, Finance Manager
Jo Ann Eckert, Director of Scientific Review
Lisa Nelson, Operations Manager
Michelle Frerich, Program Manager
Ramona Magid, Prevention Program Director
Yvette Jimenez, Administrative Assistant
Sandra Reyes, Executive Assistant

Minutes

Scott Sanders moved to adopt the minutes of the November 18, 2009, CPRIT Oversight Committee Quarterly Meeting. Judge Faith Johnson seconded. None opposed. Motion carried.

Report from the Executive Director

William Gimson provided an update on CPRIT activities from November 18, 2009 to January 20, 2010:

- ***CPRIT Update***
 - Current Opportunities
 - Company Investments
 - Research Training
 - Community Prevention Collaboration
 - Health Care, Professional Ed & Training
 - Health Promotion, Ed & Outreach
 - Prevention Innovation
 - Grants In progress
 - Multi-Investigator LOIs Received
 - Multi-Investigator Pre-Apps Received
 - Second "CPRIT Scholar" Approved
 - Company Investments LOIs Received
 - Prevention Review Committees Selected
 - 50+ Prevention Grants Under Review
 - Administration
 - Ethics and Conflicts Standards Finalized
 - Commercialization Rules Proposed
 - Model Contract for Funding Awards
 - Meeting held of Advisory Council on Childhood Cancer
 - Unqualified Audit Opinion 2009
 - Communications
 - Press Conference with First Lady
 - THBI Keynote Annual Meeting - Austin
 - Ft. Worth Rotary Club
 - San Antonio Chamber of Commerce
 - TAMEST Annual Meeting – San Antonio
 - J.P. Morgan Healthcare Conference – San Francisco
- Commercialization Report (Jerry Cobbs)

Jerry Cobbs reported on the Company Investment RFAs

 - Overview of RFAs
 - Received 89 LOIs from various companies
 - Initial review underway

- Prevention Report (Dr. Becky Garcia)
Dr. Garcia reported on the Prevention Program
 - RFA Update
 - 52 applications submitted
 - 22 Health Promotion, Public Education and Outreach Programs
 - 30 Evidence-Based Prevention Programs & Services
 - Credentials of Dr. Nancy Lee – Scientific Research and Prevention Program Committees chair for prevention programs

- **Appointments to the Scientific Research and Prevention Program Committees (SRPP)**

Executive Director Bill Gimson presented the credentials of Dr. Nancy Lee as a newly appointed member to the Scientific Research and Prevention Program Committees (SRPP). Dr. Lee will be chairing a review group that will conduct peer review of the 2010 prevention applications.

In addition, Executive Director Bill Gimson also presented the credentials of 25 appointees to the SRPP committees reviewing the prevention applications. These experts will assist in the peer review process for the first tranche of prevention program applications. In furtherance of the effort for an impartial review and to reduce the potential for conflicts of interest, all SRPP appointees reviewing the prevention programs live and work outside of Texas.

These esteemed experts in their respective cancer fields have been assigned to two peer review committees. In addition to Dr. Lee, the Oversight Committee had approved the appointment of Dr. Green to chair the other prevention peer review committee at the November 18, 2009, meeting.

Chairman James Mansour explained that Texas law requires the Oversight Committee to approve the Executive Director's appointments to the SRPP committees.

Lionel Sosa moved to approve the Executive Director's appointments to the Scientific Research and Prevention Programs (SRPP) committees. Cindy Brinker Simmons seconded. None opposed. Motion carried.

- **Submission of Slate(s) – Research Grant Applications Recommended for Funding**

- Research Division Report (Dr. Alfred Gilman)
Dr. Gilman reported on the following:
 - Peer Review Process
 - The number of applications received, reviewed, discussed, and recommended
 - Number of Institutions receiving support
 - Types of grants: Basic, Translational, Clinical
 - Funding rate by ethnicity & gender
 - Four Slates of Recommended applications

Comments regarding the review process were made by the following:

- Dr. Malcolm Gillis commented that the reviewers, process, and recruitments were outstanding. He said he felt that the economy will benefit.
- Scott Sanders asked if the applicants not being funded had been informed, and would that include their scoring. Dr. Alfred Gilman responded that those not being funded would receive a letter with their scores and a summary of the reviewers' comments explaining the reasons. This would help them learn for future application submission.

Kristen Doyle then added that all those applicants being awarded grants would be receiving emails promptly after the motion was passed on the item being considered.

- Various members had comments about the slates
 - Judge Faith Johnson questioned the absence of applications from African-American and Hispanic researchers. She asked what actions were taken to encourage those researchers to apply.
 - Lionel Sosa asked how the numbers were compiled for the ethnicity and gender of the applicants. He felt that the process should be blind to ethnic/gender applicants.
 - Dr. Gilman responded by saying that the application had a section with the questions on ethnicity and gender. This section was created not with the intent of discrimination but to help view the research needs in the different ethnic/gender areas.
 - Judge Faith Johnson then proposed that a group be formed to discuss various ways to encourage these individuals to apply.
 - Lionel Sosa agreed with Judge Johnson's proposal and asked to be part of the work group.
 - Chairman Mansour supported the proposal to form a Diversity Work Group. He asked Lionel Sosa, Judge Johnson and Cindy Brinker Simmons to constitute the group. He also asked that the Diversity Work Group report to the Oversight Committee at the next scheduled Oversight Committee meeting.

With no further comments, Executive Director Bill Gimson addressed the Oversight Committee members and Chairman Mansour. He explained that consistent with Texas Health and Safety Code §102.252 he would formally submit the four slates of research grant applications recommended to receive funding from the Institute.

Chairman Mansour addressed the Committee to explain that Texas law (Health and Safety Code § 102.252) requires the Oversight Committee to follow the Executive Director's funding recommendation unless two-thirds of the Oversight Committee members vote to disregard the recommendation. And, because agency rules require each slate to be considered separately, Chairman Mansour explained that he will ask for motions for each of the four slates. If no motion to reject is heard, he will move to the next slate.

*Chairman Mansour requested a motion to disregard the Executive Director's funding recommendation for the **Individual Investigator** awards.*

No motion to disregard the recommendation.

*Chairman Mansour requested a motion to disregard the Executive Director's funding recommendation for the **High Impact/High Risk** awards.*

No motion to disregard the recommendation.

*Chairman Mansour requested a motion to disregard the Executive Director's funding recommendation for the **Planning Grant** awards.*

No motion to disregard the recommendation.

*Chairman Mansour requested a motion to disregard the Executive Director's funding recommendation for the **Recruitment** award.*

No motion to disregard the recommendation.

Hearing no motion to disregard any of the slates, the Executive Director's recommendations were pronounced final. Chairman Mansour requested a motion to delegate contract negotiation authority to the Executive Director and the General Counsel and to authorize the Executive Director to sign the contracts on behalf of the Institute.

Dr. Joseph Bailes moved to delegate contract negotiation authority to the Executive Director and the General Counsel and to authorize the Executive Director to sign the contracts on behalf of the Institute. Scott Sanders seconded. None opposed. Judge Johnson abstained. Motion carried.

Executive Director Bill Gimson introduced one of the grant awardees, Dr. Ralph DeBerardinis from UT Southwestern. Dr. DeBerardinis received the highest score from the peer review committees (1.0). Dr. DeBerardinis presented to the Oversight Committee a report entitled: "*Can Glioblastoma Growth be Suppressed by Targeting Glutamine Metabolism?*"

At 2:18 PM Chairman Mansour announced that the Oversight Committee would recess for a short break.

The Oversight Committee reconvened at 2:45 PM.

Upon reconvening, Chairman Mansour introduced State Representative Patrick Rose who was attending the meeting, He thanked Ky Ash from Representative Jim Keffer's Office for attending. He then recognized Cathy Bonner, who was instrumental in the passage of House Bill 14 which created CPRIT.

T.A.C. Chapter 702 Institute Standards on Ethics and Conflicts, Including Acceptance of Gifts and Donations to the Institute – Rule Amendments for Final Adoption

CPRIT's General Counsel, Kristen Doyle, introduced the amendments to the Chapter 702 rules for final adoption. She informed the Oversight Committee members that the proposed rule amendments had been published in the *Texas Register* for public comment as required by state law. No comments or suggested changes were submitted within the mandatory 30-day comment period. The rule changes to be considered for adoption were the same as the proposed changes that were approved by the Oversight Committee meeting at its November meeting.

Chairman Mansour requested a motion to adopt the amendments to Chapter 702 rules, as presented without changes, and to publish in the "Rules Adopted" section of the *Texas Register* in accordance with the requirements of the Administrative Procedure Act.

Judge Faith Johnson moved to adopt final rules for amendments to Chapter 702 in the "Rules Adopted" section of the Texas Register in accordance with the requirements of the Administrative Procedure Act. Lionel Sosa seconded. None opposed. Motion carried.

T.A.C. Chapter 703 Grants for Cancer Prevention and Research - Proposed Rule Amendments for Approval to Publish in Texas Register

CPRIT General Counsel, Kristen Doyle presented proposed rule amendments to Chapter 703 rules to address intellectual property and commercialization standards for CPRIT grant awards. Once approved by the Oversight Committee, the proposed amendments will be published in the *Texas Register* for public comment. A final version of the Chapter 703 rules is expected to be presented to the Oversight Committee for consideration and approval at its June 11, 2010, meeting.

After discussion regarding intellectual property ownership issues, the Comptroller of Public Accounts designee, Ms. Patricia Vojack, requested that the proposed § 703.16(a) be revised to clarify that in the event of a conflict between the agency rules and the award contract with regard to intellectual property terms, the contract will prevail.

Chairman Mansour requested a motion be made to publish the proposed amendments, as presented with changes to Chapter 703 rules in the "Rules Proposed" section of the *Texas Register* in accordance with the requirements of the Administrative Procedure Act.

Jay Dyer moved to publish the proposed amendments, as presented with today's changes, to Chapter 703 rules in the "Rules Proposed" section of the Texas Register in accordance with the requirements of the Administrative Procedure Act. Scott Sanders seconded. None opposed. Motion carried.

