

SPECIAL MEETING
BOARD OF REGENTS
NEVADA SYSTEM OF HIGHER EDUCATION

System Administration, Las Vegas
4300 South Maryland Parkway, Board Room

Friday, August 23, 2024, 9:00 a.m.

Video or Telephone Conference Connection from the Meeting Site to:
System Administration, Reno
2601 Enterprise Road, Conference Room
and
Great Basin College, Elko
1500 College Parkway, Berg Hall Conference Room

A video conference connection will be made from the meeting site to the Reno System Administration Building, Conference Room, at 2601 Enterprise Road, Reno, Nevada, and Great Basin College, Berg Hall Conference Room, at 1500 College Parkway, Elko, Nevada. In the event the video conference connection is not functioning, a teleconference connection will be made available.

Members of the public may attend the meeting and provide public comment or testimony at these sites. Public comment may also be offered via telephone by calling (669) 444-9171 and entering Meeting ID 928 4944 5069 and Passcode 555 555 or by completing and submitting the online public comment form (<https://nshe.nevada.edu/regents/public-comment/>). Written comments will no longer be read into the record but will be included in the permanent meeting record.

Members of the public wishing to view the meeting may do so via live stream (<http://nshe.nevada.edu/live/>)

ROLL CALL:	Mrs. Amy J. Carvalho, Chair	_____
	Dr. Jeffrey S. Downs, Vice Chair	_____
	Mr. Joseph C. Arrascada	_____
	Mr. Patrick J. Boylan	_____
	Mrs. Susan Brager	_____
	Mr. Byron Brooks	_____
	Ms. Heather Brown	_____
	Dr. Michelee Cruz-Crawford	_____
	Mrs. Carol Del Carlo	_____
	Ms. Stephanie Goodman	_____
	Mr. Donald Sylvantee McMichael Sr.	_____
	Ms. Laura E. Perkins	_____
	Dr. Lois Tarkanian	_____

IMPORTANT INFORMATION ABOUT THE AGENDA AND PUBLIC MEETING

NOTE: Below is an agenda of all items scheduled to be considered. Notification is hereby provided that items on the agenda may be taken out of the order presented, including moving an item to a different day if the meeting is noticed for more than one day, two or more agenda items may be combined for consideration, and an agenda item may be removed from the agenda or discussion relating to an item on the agenda may be delayed at any time.

In accordance with the Board of Regents' Bylaws, Title 1, Article V, Section 18, items voted on may be the subject of a motion to reconsider at this meeting. A motion to reconsider an item may be made at any time before adjournment of this meeting. Similarly, if an item is tabled at any time during the meeting, it may, by proper motion and vote, be taken from the table and thereafter be the subject of consideration and action at any time before adjournment of this meeting.

In accordance with the Board of Regents' Bylaws, Title 1, Article V, Section 12, a quorum may be gained by telephonic, video, or electronic transmission provided that notice to that effect has been given.

Some agenda items are noted as having accompanying reference material. Reference material may be accessed on the electronic version of the agenda by clicking the reference link associated with a particular item. The agenda and associated reference material may also be accessed on the Internet by visiting the Board of Regents website at: <https://nshe.nevada.edu/regents/upcoming-meetings/>

Many public libraries have publicly accessible computer terminals. Copies of the reference material and any additional support materials that are submitted to the Board of Regents Office and then distributed to the members of the Board of Regents after the posting of this agenda but before the meeting, will be made available as follows: 1. Copies of any such materials are available at the Board of Regents Offices at 2601 Enterprise Road, Reno, Nevada, and 4300 South Maryland Parkway, Las Vegas, Nevada. A copy may be requested by calling Angela Palmer at (775) 784-3465; 2. Copies of any such materials will also be available at the meeting site.

Reasonable efforts will be made to assist and accommodate physically disabled persons to participate in the meeting. Please call the Board Office at (775) 784-4958 in advance so that arrangements may be made.

Land Acknowledgment

Before beginning, we take a moment to recognize that here in Nevada we stand on the land of the Wa She Shu – Washoe; Numu – Northern Paiute; Nuwe – Western Shoshone; and Nuwu – Southern Paiute. We take a moment to recognize and honor their stewardship that continues into today. With this recognition, we state an intention to rightfully include their voice and respect them as the 27 sovereign tribal nations of Nevada.

CALL TO ORDER – ROLL CALL

PLEDGE OF ALLEGIANCE

1. PUBLIC COMMENT

INFORMATION ONLY

Public comment will be taken during this agenda item. No action may be taken on a matter raised under this item until the matter is included on an agenda as an item on which action may be taken. Comments will be limited to two (2) minutes per person. Persons making comment are asked to begin by stating their name for the record and to spell their last name. The Board of Regents Chair may elect to allow additional public comment on a specific agenda item when that agenda item is being considered.

In accordance with Attorney General Opinion No. 00-047, as restated in the Attorney General's Open Meeting Law Manual, the Board of Regents Chair may prohibit comment if the content of that comment is a topic that is not relevant to, or within the authority of, the Board of Regents, or if the content is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers.

2. CONSENT ITEMS FOR POSSIBLE ACTION

Consent items will be considered together and acted on in one motion unless an item is removed to be considered separately by the Board of Regents.

2a. MINUTES FOR POSSIBLE ACTION

The Board of Regents will consider approval of the minutes from the May 23, 2024, special meeting. ([Ref. BOR-2a](#))

2b. CODE REVISION, VACANCY IN THE OFFICE OF PRESIDENT FOR POSSIBLE ACTION

The Board of Regents will consider approval of a revision to the Code (*Title 2, Chapter 1, Section 1.5.5(g)*) clarifying the chair of a presidential search committee is responsible for the initial screening process to determine candidates for consideration by the search committee. Pursuant to the Code (*Title 2, Chapter 1, Section 1.3.3(a)*), the proposed revision was first presented for information at the July 11-12, 2024, meeting of the Board of Regents. ([Ref. BOR-2b](#))

ESTIMATED TIME: 5 mins.

3. HANDBOOK AND CODE REVISIONS, POLICY AGAINST UNLAWFUL DISCRIMINATION AND HARASSMENT; COMPLAINT PROCEDURES FOR POSSIBLE ACTION

Chief Human Resources Officer Eric Gilliland will request approval of a revision to Board policy (*Title 4, Chapter 8, Section 14*) necessary to comply with the U.S. Department of Education's 2024 Title IX regulations governing sex discrimination. CHRO Gilliland further requests approval of conforming amendments to the Code (*Title 2, Chapters 6 and 10*) on a temporary emergency basis, pursuant to the Code (*Title 2, Chapter 1, Section 1.3.3(b)*). ([Refs. BOR-3a](#) and [BOR-3b](#))

***FISCAL IMPACT:** Costs to each institution will increase as a result of increased complaints stemming from the expanded definition of sex discrimination and increased scope of jurisdiction as well as additional training requirements. It is difficult to accurately calculate the full cost of these increases prior to implementation.*

ESTIMATED TIME: 45 mins.

4. **2025-27 BIENNIAL NSHE STATE OPERATING BUDGET REQUEST** **FOR POSSIBLE ACTION**

Interim Chancellor Patricia Charlton and Chief Financial Officer Chris Viton will present for approval NSHE’s 2025-27 biennial state operating budget request for the 2025 Legislative Session, including information on the base, maintenance, and enhancement budget requests. The Board of Regents will consider these matters, and may take action including, but not limited to, establishing budget priorities and approving base, maintenance, and enhancement requests to the formula funded operating budgets, as well as other state-funded budgets, and provide direction regarding the state operating budget request due to the Governor’s Finance Office by August 30, 2024. ([Refs. BOR-4a](#) and [BOR-4b](#))

***FISCAL IMPACT:** The NSHE State Supported Operating Budget is the primary source of funding for all NSHE institutions, and Board review and approval is required before final submission to the Governor’s Finance Office by the August 30, 2024, deadline.*

***ESTIMATED TIME:** 30 mins.*

5. **NORTHWEST CAMPUS CAPITAL PLANNING PROGRESS UPDATE, CSN** **INFORMATION ONLY**

College of Southern Nevada Acting President William L. Kibler will present an update on advanced planning efforts conducted to date associated with the development of the first building on the CSN Northwest Campus, a Center for Excellence in Public Safety, and the associated development on the parcel of land dedicated to the CSN Northwest Campus from the \$4.5M in appropriated funds from the 2023 Nevada Legislature to engage such planning activities. ([Ref. BOR-5](#))

***ESTIMATED TIME:** 20 mins.*

6. **STUDENT SUCCESS PROGRAMS AND ACTIVITIES, DRI AND TMCC** **INFORMATION ONLY**

Student success is a strategic goal of the Board of Regents that is intended to direct strategies across the NSHE that support student engagement and the successful accomplishment of every student’s educational goal(s). Representatives of the Desert Research Institute and Truckee Meadows Community College will present information on programs at their respective institutions that support student engagement and success. ([Refs. BOR-6a](#) and [BOR-6b](#))

***ESTIMATED TIME:** 30 mins.*

7. DISCUSSION OF THE REMOVAL OF REGENT DONALD SYLVANTEE MCMICHAEL SR. FROM THE INCLUSION, DIVERSITY, EQUITY AND ACCESS COMMITTEE **INFORMATION ONLY**

This agenda item comes forward at the request of Regents McMichael, Boylan, Del Carlo, and Perkins pursuant to the *Bylaws of the Board of Regents* ([Title 1, Article V, Section 7](#)). This item will provide the Board of Regents an opportunity to discuss the circumstances and procedures leading up to the removal of Regent Donald Sylvantee McMichael Sr. as an officer of the Inclusion, Diversity, Equity and Access (IDEA) Committee by the Board Chair.

Pursuant to [Title 1, Article VI, Section 2](#) of the *Bylaws of the Board of Regents* and Sections 50:14, 50:13(d), and 13:23 of *Robert's Rules of Order Newly Revised* (12th ed.), appointment and removal of standing committee officers is at the discretion of the Chair of the Board. As part of this item, the Board may discuss statements made by Regent McMichael, including but not limited to those made at the June 6-7, 2024, Board of Regents meeting.

ESTIMATED TIME: 30 mins.

8. DISCUSSION OF THE PROCESS FOR THE APPOINTMENT AND REMOVAL OF OFFICERS OF STANDING COMMITTEES OF THE BOARD **INFORMATION ONLY**

This agenda item comes forward at the request of Regents McMichael, Boylan, Del Carlo, and Perkins pursuant to the *Bylaws of the Board of Regents* ([Title 1, Article V, Section 7](#)). This item will provide the Board of Regents an opportunity to review and discuss the process for the appointment and removal of standing committee officers pursuant to the *Bylaws of the Board of Regents*, [Title 1, Article VI, Section 2](#), which states that the “members of a standing committee, its Chair and Vice Chair shall be appointed by the Chair of the Board.” As a result of this discussion, the Board may request staff to draft a revision to Title 1, Article VI, Section 2 of the *Bylaws* for consideration by the Board at a future meeting.

ESTIMATED TIME: 15 mins.

9. NEW BUSINESS

INFORMATION ONLY

Items for consideration at future meetings may be suggested. Any discussion of an item under “New Business” is limited to description and clarification of the subject matter of the item, which may include the reasons for the request, and no substantive discussion may occur at this meeting on new business items in accordance with the Nevada Open Meeting Law (NRS 241.010 and NRS 241.020(3)(d) *et seq.*).

ESTIMATED TIME: 5 mins.

10. PUBLIC COMMENT

INFORMATION ONLY

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POSTED ON THE NEVADA SYSTEM OF HIGHER EDUCATION WEBSITE (<https://nshe.nevada.edu>) AND ON THE NEVADA PUBLIC NOTICE WEBSITE PURSUANT TO NRS 232.2175 (<https://notice.nv.gov/>), AT THE SYSTEM ADMINISTRATION BUILDINGS AND E-MAILED FOR POSTING AT THE EIGHT NSHE INSTITUTIONS:

CSN, Building D, 1st Floor, 6375 W. Charleston Boulevard, Las Vegas, NV 89146
DRI, Maxey Building, 2215 Raggio Parkway, Reno, NV 89512
DRI, Southern Nevada Science Center, 755 E. Flamingo Road, Las Vegas, NV 89119
GBC, Berg Hall, 1500 College Parkway, Elko, NV 89801
NSU, Rogers Student Center, 1st Floor, 1300 Nevada State Drive, Henderson, NV 89002
TMCC, Red Mountain Building (RDMT 200), 7000 Dandini Boulevard, Reno, NV 89512
UNLV, Flora Dungan Humanities Building (FDH), 4505 Maryland Pkwy, Las Vegas, NV 89154
UNR, Clark Administration, University of Nevada, Reno, Reno, NV 89557
WNC, Bristlecone Building Lobby, 2201 W. College Parkway, Carson City, NV 89703
System Administration, 4300 S. Maryland Parkway, Las Vegas, NV 89119
System Administration, 2601 Enterprise Road, Reno, NV 89512