

**BOARD OF REGENTS
NEVADA SYSTEM OF HIGHER EDUCATION**

Student Union, Ballrooms B & C
University of Nevada, Las Vegas
4505 S. Maryland Parkway, Las Vegas

Thursday, November 29, 2012, 8:00 a.m.
Friday, November 30, 2012, 8:00 a.m.**

Video Conference Connection to:
System Administration, Reno
2601 Enterprise Road, Conference Room
and
Great Basin College, Elko
1500 College Parkway, Berg Hall Conference Room

Members Present: Dr. Jason Geddes, Chair
Mr. Kevin J. Page, Vice Chair
Mr. Mark Alden
Dr. Andrea Anderson
Mr. Robert Blakely
Mr. Cedric Crear
Dr. Mark W. Doubrava
Mr. Ron Knecht
Mr. James Dean Leavitt
Mr. Kevin C. Melcher
Dr. Jack Lund Schofield
Mr. Rick Trachok
Mr. Michael B. Wixom

Others Present: Chancellor Daniel J. Klaich
Vice Chancellor, Academic & Student Affairs, Crystal Abba
Vice Chancellor, Administration and Operations, Renee Yackira
Vice Chancellor, Administration and Finance, Vic Redding
Vice Chancellor, Business and Finance, Larry Eardley
Vice Chancellor, Health Sciences System, Marcia Turner
Vice Chancellor, Information Technology, Steven Zink
Vice Chancellor, Legal Affairs, Brooke Nielsen
Chief of Staff & Special Counsel to the Board, Scott Wasserman
President Michael D. Richards, CSN
President Stephen G. Wells, DRI
President Mark A. Curtis, GBC
President Bart Patterson, NSC
President Maria C. Sheehan, TMCC
President Neal J. Smatresk, UNLV

President Marc Johnson, UNR
President Carol A. Lucey, WNC

Also present were faculty senate chairs Dr. Charles Milne, CSN; Dr. David Rhode, DRI; Dr. David Friestroffer, GBC; Ms. Angela M. Brommel, NSC; Ms. Dani Chandler, NSHE; Dr. Shannon Sumpter, UNLV; Dr. David W. Zeh, UNR; Mr. Brad Summerhill, TMCC; and Mr. Gil Martin, WNC. Student government leaders present included Mr. Travis Brown, ASCSN President, CSN; Ms. Kathryn Bywaters; GRAD President, DRI; Mr. Alex Porter, SGA President, GBC; Mr. Deuvall Dorsey, NSSA President, NSC; Mr. Mark Ciavola, CSUN President, UNLV; Mr. Michael Gordon, GPSA President, UNLV, Mr. Huili Weinstock ASUN President, UNR; Mr. Orion Cuffe, GSA President, UNR; Mr. Naveet Zed, SGA President, TMCC; and Mr. Curtis Blackwell, ASWN President, WNC.

Regent Alden called the meeting to order on Thursday, November 29, 2012, at 8:00 a.m. with all members present except for Regents Knecht and Schofield.

Regent Crear led the Pledge of Allegiance.

At the request of Regent Alden, Father Rinn from St. Viator Parish performed an invocation.

Regents Knecht and Schofield entered the meeting.

Regent Alden introduced Regent-elect Allison Stephens. Regent-elect Stephens thanked Regent Alden for his years of service on the Board and looked forward to the opportunity to serve the state of Nevada.

1. Information Only - Introductions and Campus Updates (Agenda Item #1) - Meeting attendees made introductions and each institution president provided campus-related updates on events occurring on their campuses since the Board of Regents' last regular meeting.
2. Information Only - Institutional Student and Faculty Presentations (Agenda Item #2) – President Smatresk introduced Mr. Francisco Menendez, Chair of the Department of Film at UNLV, Mr. David Waldman, Cinematographer, and Ms Constanza Castro, senior film student at UNLV (*slide presentation on file in the Board Office*).

Mr. Menendez joined the UNLV faculty in 1990 and is currently the Chair of the Department of Film. He created the production and screenwriting sequences, designed

2. Information Only - Institutional Student and Faculty Presentations (Agenda Item #2) – (Cont'd.)

the non-linear lab facilities, and began the Professional Film Crew Training Program which trains film majors to cross over into careers in film production, and creates a trained workforce to serve the emerging needs of the Los Angeles film industry when it comes to Las Vegas to shoot films. His areas of research are narrative theory, new technologies, and the restoration of Central American films. Most recently, Academy Award recipient Roger Corman asked Menendez to direct *Stealing Las Vegas*, which he brought to UNLV to the benefit of the students and the program.

Mr. Waldman comes to UNLV in the midst of a successful career as a cinematographer. He considers himself a "format agnostic" visual storyteller who is equally comfortable working and teaching using 35mm film emulsion, HD video, or cutting-edge image acquisition technology. Waldman's work spans a variety of genres, including television comedy, documentary feature film, narrative feature film, and national commercials.

Ms. Castro is a senior film student who has worked closely with Mr. Menendez. Ms. Castro received the CineVegas emerging filmmakers award for two consecutive years. She has worked on more than 20 film shorts, many of which have received numerous recognitions. Castro is also the first UNLV Latin female student to produce a feature-length film - "Liars, Fires and Bears" – while a student. Most recently, Ms. Castro won the \$25,000 Johnny Brenden production grant.

The meeting recessed at 8:35 a.m. for committee meetings and reconvened at 10:24 a.m. on Thursday, November 29, 2012, with all members present.

3. Information Only – Public Comment (Agenda Item #3) - Regent Melcher congratulated Regent-elect Allison Stephens on her election (District 4) as well as Regents Anderson, Crear, Knecht, and Trachok for their re-election.

Mr. Mark Ciavola, CSUN President, UNLV, addressed the Board regarding the Excess Credit Fee (*Agenda Item #21, Handbook Revision, Excess Credit Fee*) and felt the fee adversely punishes students working to further their educational goals. He also questioned why UNLV does not market its student health insurance plan.

Mr. Naveget Zed, SGA President, TMCC, said TMCC initiated a fundraiser for Hurricane Sandy victims which quickly grew to be a statewide effort. To-date, \$3,200 has been received with hopes the total raised will be at least \$5,000.

Mr. J.T. Creedon, UNLV student, expressed his support of proposed changes in the CSN refund policy (*Agenda Item #11 – Procedures & Guidelines Manual Revision, CSN Refund Procedures*). However, he felt the proposed revisions to the financial aid policy and the excess credit policy hurt students and worked against the System's goal of increasing graduates. He

3. Information Only – Public Comment(Agenda Item #3) – (Cont’d.)
felt the number one goal should be learning although he agrees there needs to be efficiency in graduating students.

4. Information Only - Chair of the Nevada Student Alliance Report (Agenda Item #4) - Mr. Michael Gordon, GSA President, UNLV and Chair of the Nevada Student Alliance (NSA), reported to the Board concerning NSHE related issues or events of importance to the student body presidents including publication of the first edition of the NSA newsletter, activities for the Day of Education planned for Monday, February 25, 2013, lobbying to introduce a legislative bill request for a voting student regent and establishing the NSA’s 2013 meeting schedule.

5. Information Only - Chair of the Faculty Senate Chairs Report (Agenda Item #5) - On behalf of the Council of Senate Chairs, Mr. Brad Summerhill thanked the Regents for prioritizing pay restoration in the System’s budget submission to the Governor’s Office. Mr. Summerhill provided data related to the national annual change in average salary (*ratios*), how national data compares to UNR and the effects of salary erosion. He urged the Board to advocate for the faculty during the upcoming legislative session (*full report and slide presentation on file in the Board Office*).

6. Information Only - Chancellor’s Report (Agenda Item #6) - Chancellor Daniel J. Klaich reported to the Board concerning ongoing planning activities and major projects within the NSHE. Chancellor Klaich has been visiting the rural communities and campuses to explain the Board’s budget and its priorities.

A series of Higher Education 101 community information seminars were held at every institution. Chancellor Klaich continues to meet with legislators and the Governor to communicate the Board’s established priorities and budget. Emphasis in those meetings is being placed on the enormous resource the NSHE is for the state of Nevada.

7. Information Only – Board Chair’s Report (Agenda Item #7) - Chair Jason Geddes discussed current NSHE events and his current activities as Board Chair.

Chair Geddes related he, the Chancellor and Vice Chair Page had the opportunity to meet with Governor Sandoval for a lengthy but positive discussion on the System’s budget submission. He felt having the Chancellor on the Governor’s Cabinet made a significant difference in improving the communication and relationship between the System and the Governor’s Office.

7. Information Only – Board Chair’s Report (Agenda Item #7) – (Cont’d.)

Chair Geddes related one outcome of the Board’s Special Meeting (*Workshop*) on October 19, 2013, was Regent Trachok will meet with each institution president for an evaluation of the Board and how the Board conducts the institutions’ business. A report from Regent Trachok will be presented at a future meeting.

Chair Geddes read a statement into the record regarding agenda and reference materials and the process followed at the Board meetings to move through the agenda in a timely manner and to remain within the parameters of *Robert’s Rules of Order (statement on file in the Board Office)*.

8. Approved – Consent Items (Agenda Item #8) - Consent items were considered together and acted on in one motion except for Consent Items #8b (Renewable Energy Report) and #8d (Appointment to the Nevada State Board of Education [SB 197, 2011]) which were considered separately.

8a. Approved – Minutes (Agenda Item #8a) – The Board of Regents approved the following meeting minutes:

- April 5, 2012, UNR President Search Committee (Ref. BOR-8a(1) on file in the Board Office).
- April 9, 2012, GBC President Search Committee (Ref. BOR-8a(2) on file in the Board Office)
- April 11, 2012, NSC President Search Committee (Ref. BOR-8a(3) on file in the Board Office)
- April 18, 2012, UNR President Search Committee (Ref. BOR-8a(4) on file in the Board Office)
- April 24, 2012, GBC President Search Committee (Ref. BOR-8a(5) on file in the Board Office)
- April 27, 2012, NSC President Search Committee (Ref. BOR-8a(6) on file in the Board Office)
- July 9, 2012, DRI Periodic Presidential Evaluation Committee (Ref. BOR-8a(7) on file in the Board Office)
- July 12, 2012, DRI Periodic Presidential Evaluation Committee (Ref. BOR-8a(8) on file in the Board Office)
- September 6-7, 2012, Board of Regents’ meeting (Ref. BOR-8a(9) on file in the Board Office)

8c. Approved - Handbook Revision, Incorporation of the Institutional Mission Statements Into the Board of Regents Handbook (Agenda Item #8c) - The Board of Regents approved new Section 4 in Chapter 14, Title 4, of the Board of Regents Handbook. The new provision creates a separate section in which all eight NSHE institution mission statements will be maintained. No changes were proposed to any institution’s mission statement. The action taken is only to codify previously Board approved mission statements (Ref. BOR-8c on file in the Board Office).

8. Approved – Consent Items (Agenda Item #8) – (Cont’d.)
- 8e. Approved - Code Revision, Confidential Personnel Information (Agenda Item #8e) – The Board of Regents approved amendments to the Code, Title 2, Chapter 5, Section 5.6.2 regarding confidential personnel information. The Code Review Task Force has been working on proposed amendments to the Code and recommends amendments to clarify certain student employee and other personnel records are confidential, to allow the release of information to certain civil rights agencies in connection with discrimination claims and to granting and contracting agencies or entities in connection with allegations of research misconduct. This is the second hearing at which this Code revision was presented (*Ref. BOR-8e on file in the Board Office*).

Regent Alden moved approval of the Consent Items with the exception of #8b (*Renewable Energy Report*) and #8d (*Appointment to the Nevada State Board of Education (SB 197)*). Regent Doubrava seconded. Motion carried.

The Following Consent Items Were Considered Separately:

8. Approved – Consent Items (Agenda Item #8) – (Cont’d.)
- 8b. Approved - Renewable Energy Report (Agenda Item #8b) – The Board of Regents accepted the institutional update of the Renewable Energy Report. This report will return to the Board of Regents at its February 28-March 1, 2013, meeting for a full discussion of how NSHE will meet the state's 20 percent reduction in energy usage and how NSHE may assist businesses in so doing (*Ref. BOR-8b on file in the Board Office*).

Regent Knecht asked for clarification on the “state’s 20 percent reduction in energy usage.” Chair Geddes explained there is a NRS requirement for all state buildings and agencies to reduce energy usage by 20 percent by 2015.

Regent Knecht asked if the focus of the reduction was on buildings or if it included transportation. Chair Geddes confirmed the reduction applies to buildings.

Regent Knecht asked for the specific NRS referenced. Chair Geddes said he would forward the information [*Nevada Revised Statutes (NRS) 701.215*].

Regent Knecht asked to see definitive cost benefit numbers on the 20 percent reduction. He did not feel it appropriate or in the public’s best interest for the System to spend whatever was necessary to achieve the required reduction. Chair Geddes agreed cost would be an important factor but was not sure enough information would be available by the February 28-March 1, 2013, meeting.

8. Approved – Consent Items (Agenda Item #8) – (Cont’d.)

8b. Approved - Renewable Energy Report (Agenda Item #8b) – (Cont’d.)

Regent Knecht moved to accept the institutional update of the Renewable Energy Report. Regent Trachok seconded. Motion carried.

8d. Approved - Appointment to the Nevada State Board of Education (SB 197) (Agenda Item #8d) - The Board of Regents approved the nomination of Regent Kevin Melcher to Governor Sandoval for his consideration to serve as the representative of the Nevada System of Higher Education on the State Board of Education as a non-voting member for a term of one year, commencing January 8, 2013 (Ref. BOR-8d on file in the Board Office).

Regent Leavitt moved to approve the nomination of Regent Kevin Melcher to Governor Sandoval for his consideration to serve as the representative of the Nevada System of Higher Education on the State Board of Education as a non-voting member for a term of one year, commencing January 8, 2013. Regent Page seconded.

Regent Leavitt asked if it was appropriate for the nomination to be made by the full Board or by an individual member. He also noted NRS refers to the University of Nevada Board of Regents and asked for clarification as to why the outdated title is used.

Mr. Scott Wasserman, Chief of Staff and Special Counsel to the Board of Regents clarified the full Board is being asked to nominate Regent Melcher. Chair Geddes added the final appointment will be made by the Governor.

Regent Knecht felt Regent Melcher’s background allowed him to be uniquely aware of the problems and challenges of Nevada’s K-12 education system. He provided information referencing State of Nevada spending in selected areas (*per Comprehensive Annual Financial Reports*) verses personal income and population from 1994-2011 (*handout on file in the Board Office*). He felt the information reflected Nevada families and businesses have grown in concert with the NSHE. However, the K-12 system faired significantly better than Nevada’s families, business and the higher education system.

Regent Anderson agreed with the nomination process. She asked Board members to read the ACT report on the Academic and Student Affairs Committee agenda.

8. Approved – Consent Items (Agenda Item #8) – (Cont’d.)
- 8d. Approved - Appointment to the Nevada State Board of Education (SB 197) (Agenda Item #8d) – (Cont’d.)

Regent Melcher thanked the Board for its nomination. He viewed his involvement as a representative of the whole and not as an individual voice.

Motion carried. Regent Melcher abstained.

9. Information Only - Nevada Teachers and Leaders Council Report (Agenda Item #9) - Dr. Christine Cheney, Dean of the College of Education, UNR, presented a PowerPoint presentation on the Nevada Teachers and Leaders Council for which she is the NSHE representative. The presentation included information on the establishment of the Council (AB 222) to develop recommendations for a performance evaluation system for K-12 teachers and administrators, based in part on student achievement scores. At the Governor’s request, the Council has identified areas where policy needs to change in order to achieve the goals of Assembly Bill 222 (2011). There will be fiscal impact to the state (not to the NSHE) in implementing an effective and fair system of educator evaluations. The work of the Council is based on continuing quality improvement (Ref. BOR-9 on file in the Board Office).

Regent Wixom said during his involvement on the P-16 Council, communication between K-12 and higher education was a constant concern. He asked the Teachers and Leaders Council to work on resolving those communication issues.

Regent Knecht asked if performance measurements were incrementally based, if more data or hard statistics are available and if teacher background could be correlated with high performance. He suggested the Council test the claim indicating subject matter majors do better as teachers than pedagogy. Dean Cheney replied assessment of the issue is continual and ongoing. However, the state does not currently have a way to link teachers to specific students. Until there is a link between student outcomes and teachers there is not a way to correlate a teacher’s preparation or background. A second factor is the data currently being used only considers math and English-language arts. Other assessments may be available in five to ten years.

10. Approved- Handbook and Procedures & Guidelines Manual Revision, Last Date of Attendance (Agenda Item #10) – The Board of Regents approved revision to the Board’s policy on course taxonomy data to require the last date of attendance be included for all “F” grades when submitted to the System Office (Title 4, Chapter 21, new Section 5 of the Handbook and Chapter 6, Section 2 of the Procedures and Guidelines Manual). The proposal was brought forward as a result of the work of the Legislative Committee to Study the Funding of Higher Education (Chapter 375, Statutes of Nevada 2012) and its recommendations to adopt a new funding formula based on completed student credit hours (Ref. BOR-10 on file in the Board Office).

10. Approved- Handbook and Procedures & Guidelines Manual Revision, Last Date of Attendance (Agenda Item #10) – (Cont'd.)

Regent Alden moved approval of a revision to the Board's policy on course taxonomy data to require the last date of attendance be included for all "F" grades when submitted to the System Office (*Title 4, Chapter 21, new Section 5 of the Handbook and Chapter 6, Section 2 of the Procedures and Guidelines Manual*).
Regent Trachok seconded.

Vice Chancellor of Academic and Student Affairs Crystal Abba said the new funding formula shifts the base of the formula from enrollments to course completions. Under the old and new formulas, the driver is a course taxonomy file. A course taxonomy file includes student record-level data for every student who takes a state-supported course. If a student is taking five courses they will be in the file five times. The file is hundreds of thousands of lines long. However, it is critical the taxonomy file be accurate as it is the driver for the weighted student credit hours which will determine funding for each institution under the new formula.

Vice Chancellor Abba explained the policy will give the NSHE System Administration the authority to collect the data inside the taxonomy file, including grades and dates of last attendance for "F" grades. One of the compromises reached with the Legislative committee concerning the inclusion or exclusion of "F's" was F's for non-attendance will be excluded. However, based on the proposal, F's will not be excluded from the actual weighted student credit hours until FY 2015. If the Board passes the policy, Academic Affairs staff will begin collecting the data with the next taxonomy file request (*in approximately three weeks*).

Based on the policy, the date of last attendance will be determined by using Title IV Federal Student Aid regulations already in place at the institutions. Faculty already notes such information for students receiving financial aid. Beginning in FY 2015, F's for non-attendance will be excluded based on the 60 percent point. If the date of last attendance on the F is on or before the 60 percent point, the F will be excluded.

Motion carried.

11. Approved - Procedures & Guidelines Manual Revision, CSN Refund Procedures (Agenda Item #11) – The Board of Regents approved CSN's request to amend *Procedures & Guidelines Manual (Chapter 7, Section 19, Sub-section 4(a) (1-3)*, to allow CSN students to receive a refund (*in whole or part*) if the withdrawal is initiated within the parameters set for a full-semester class. The proposed timelines provide greater flexibility for students to evaluate courses, and if a refund is warranted, are more generous than those identified in the existing procedures and will benefit students (*Ref. BOR-11 on file in the Board Office*).

11. Approved - Procedures & Guidelines Manual Revision, CSN Refund Procedures (Agenda Item #11) – (Cont'd.)

Regent Alden moved approval of an amendment to the *Procedures & Guidelines Manual (Chapter 7, Section 19, Sub-section 4(a) (1-3)*, to allow CSN students to receive a refund (*in whole or part*) if the withdrawal is initiated within the parameters set for a full-semester class. Regent Page seconded. Motion carried.

12. Action Taken - Occupational Therapy Assistant Program, CSN (Agenda Item #12) – The Board of Regents approved Option 1, as presented by CSN, allowing CSN to continue on the path of program discontinuation. The program will be formally submitted to the Academic and Student Affairs Committee of the Board and the full Board will act upon the Committee's Report at a future meeting (Ref. BOR-12 on file in the Board Office).

Dr. Darren Divine, CSN Vice President for Academic Affairs, provided a report on the Occupational Therapy Assistant (*OTA*) program in response to requests from both the Academic and Student Affairs and Health Sciences System committees at the June and September 2012 meetings. The report included information on program specific accreditation as well as an analysis of salary levels.

Regent Leavitt asked to hear from Regent Doubrava as Chair of the Health Sciences System (*HSS*) Committee. Regent Doubrava related the HSS Committee recommended CSN conduct further evaluation before eliminating a health science program. He recognized the institution's prerogative in recommending program discontinuance but indicated he did not feel it was a good idea. Dr. Divine added it was not a decision CSN took lightly.

Regent Wixom noted there were 105 graduates in 14 years. He asked why there had been an increased number of graduates in 2012 after a decline in enrollments over the previous years. Dr. Divine believed the dean and department chair had carried the program in recent years. However, the specialized accrediting agency involved will no longer allow the dean and department chair to continue in those roles and is requiring instructors be provided.

Regent Wixom asked if the increase in 2012 was a reflection of an increase in demand or an aberration. Dr. Patricia Castro, Dean of Health Sciences, felt there is an interest in the program. However, an intensive effort was made to get the students enrolled and through to completion of the program. She said neither she nor the program director is qualified to continue providing program support.

Regent Wixom regretfully supported CSN's recommendation. Without student demand he was unsure the program could continue.

12. Action Taken - Occupational Therapy Assistant Program, CSN (Agenda Item #12) – (Cont'd.)

Regent Wixom moved approval of Option 1, as presented by CSN, allowing CSN to continue on the path of program discontinuance. The program will be formally submitted to the Academic and Student Affairs Committee of the Board and the full Board will act upon the Committee's Report at a future meeting. Regent Blakely seconded.

Regent Page asked how the OTA program compares with the other 19 health science programs offered at CSN. Dean Castro replied each of the limited admission cohorts has between 12 and 18 enrollments (*as dictated by the accrediting agency*).

Regent Knecht referred to Appendix A (*Ref. BOR-12, Page 5 of 5*) and requested background on the number of people enrolled verses graduated. He questioned if the increased number of graduates in 2012 is sustainable. Dr. Divine replied the maximum enrollment allowed by the accrediting agency is 16.

Regent Knecht asked what the program's current enrollment is. Dr. Divine replied current enrollment is zero as CSN did not want to strand students knowing withdrawal of accreditation may be imminent.

Regent Knecht asked if current demand is known. Dr. Divine estimated enrollment would be in the high single digits if the program was accepting students.

Regent Trachok understood the concern for losing a program which trains healthcare professionals. However, he felt it important to support the institutions in their business decisions.

Regent Anderson also regretted the loss of this program but it appears the salary competition between private and public business cannot be overcome.

Upon a roll call vote Regents Trachok, Wixom, Alden, Anderson, Blakely, Crear, Knecht voted yes. Motion carried. Regents Doubrava, Geddes, Leavitt, Melcher, Page and Schofield voted no.

13. Approved- Procedures & Guidelines Manual Revision, Student Fees and Special Fees (Agenda Item #13) – The Board of Regents approved changes to special and student fees for the NSHE institutions effective 2013-2014, except for the UNLV Student Association Fee (*graduate/per credit*) and the UNLV Student Support Activities Fee (*undergraduate fee/per credit*) found on page 8 of 29 of Ref. BOR-13a, which will remain the same (*Ref. BOR-13a and BOR-13b on file in the Board Office*).

13. Approved- Procedures & Guidelines Manual Revision, Student Fees and Special Fees (Agenda Item #13) – (Cont'd)

Vice Chancellor of Finance and Administration Vic Redding stated the institutions continue to work toward consistency in the fees where appropriate. Secondly, a mechanism has been included which will allow pass-through fees set by external entities to be adjusted in a timely manner. Third, the proposed increases to the UNLV Student Association Fee (*graduate/per credit*) and the UNLV Student Support Activities Fee (*undergraduate fee/per credit*) have been withdrawn and the existing fees will remain the same (*Ref. BOR-13a, page 8 of 29*).

Regent Page asked if there was a way to make the fees more consistent across institutions. For example, he noted UNLV does not charge for an initial identification card but charges \$20 for a replacement while UNR charges \$11 for the initial card but does not charge a replacement fee. Vice Chancellor Redding replied the institutions have and will continue to make strides in the area of fees.

Regent Knecht asked what the net total revenue increase expectation is versus keeping the current fees in place. Vice Chancellor Redding replied the revenue had not been calculated as a whole but only on a per-fee basis (*Ref. BOR-13b*). Regent Knecht noted the per-fee calculation appears to represent an overall revenue increase explained by cost increases.

Regent Knecht said the System needs to more efficient in its cost management. He could not support the proposed fees.

Regent Crear protested the format in which the fees are brought to the Board. He asked to see the justification for each fee increase. He asked if any fees went toward paying professor salaries. Vice Chancellor Redding replied the format for fees has evolved over the years and perhaps it was time for re-evaluation. The fees are presented in two formats. The first reference document (*Ref. BOR-13a*) includes the current policy with all changes noted. The second document (*Ref. BOR-13b*) provides a narrative and a description of each fee which could be expanded to include justification.

Regent Crear felt the conversation had occurred before with no changes having been made. At this time, he could not support the proposed fee increases as presented.

Chair Geddes said the present format was set by the Board. The Board could have a separate agenda in the future to review how fees are supported.

Regent Crear said the Board is challenged with the premise of keeping the costs of education lower. The proposed fees may not raise the cost of the per-unit fee but increases will still raise the cost of education.

President Smatresk said there were times when the level of detail presented to the Regents is not appropriate. He felt there should be a System-level approach addressing all the due diligence aspects requested by the Regents for appropriate inspection. There is a rigorous vetting process at UNLV which includes student, faculty and administrative participation. Each constituent group is very concerned about the costs being passed to

13. Approved- Procedures & Guidelines Manual Revision, Student Fees and Special Fees
(Agenda Item #13) – (Cont'd)

the students. Each increase must also directly support the applicable course or category and is not applied generally across the student body. However, unless inflationary support is built into tuition he was not sure how increases in special student or course fees could be avoided.

Regent Blakely asked the information be presented in a more simplistic and concise manner. He indicated his support of the proposal as presented.

Regent Page felt the wrong type of information is being presented. He would like to see current revenue and projected revenue from the proposed increases included.

Chair Geddes noted such information is contained in the reference material. However, the Board has the ability to change the format of the information it receives.

Regent Blakely asked the information be consolidated and only the fees to be changed be presented to the Board. Chair Geddes clarified current Board policy requires all fees to be approved on an annual basis whether or not changes are involved.

President Johnson said UNR's Student Fee Committee meets once per semester. All fee changes and justifications are presented to the committee, including its student and faculty representatives.

Regent Wixom felt the same conversation occurs annually and the Board has to take the initiative to change the information it wants to see. He felt this topic could be a nice fit with Regent Trachok's efforts to work with the presidents. He cautioned the Board if the fees are not approved there will be a waterfall of consequences.

Regent Melcher felt the Board should look at the policy in terms of granting more autonomy to the institutions.

Chair Geddes felt the institutions currently do not include the public, which was the role of the Regents. However, he agreed the process could be streamlined.

Regent Trachok distinguished between the policy discussion and the request presented. He supported the proposed changes and considered them to be user fees. He looked forward to the policy discussion and asked the Regents to distinguish between delegation and management.

Regent Anderson felt not as much detail may be needed in instances where the fee increase is for obvious reasons. However, it is appropriate to provide further information on more broad, across the board, fee changes.

13. Approved- Procedures & Guidelines Manual Revision, Student Fees and Special Fees (Agenda Item #13) – (Cont'd)

Regent Crear requested confirmation of UNLV's withdrawal of its requested increase to the Student Association and Student Activities Fees. Chair Geddes confirmed UNLV withdrew its requested change to the Student Association and Student Activities Fees.

In regard to the math enhancement fee, Regent Crear asked why a math enhancement fee was needed to cover personnel costs to ensure rigor and consistency between sections. President Smatresk replied math education is a serious challenge and students are coming in grossly unprepared. The fee will apply to 10 courses and will provide a significant service to those students in need, including a number of tutors.

Regent Crear asked if the math enhancement fee is for a student service or remedial education. President Smatresk replied the fee will help provide consistent help through clinic support.

Regent Crear felt too much discretion is given to the institutions.

Regent Leavitt moved approval of proposed changes to special and student fees for the NSHE institutions effective 2013-2014, except for the UNLV Student Association Fee (*graduate/per credit*) and the UNLV Student Support Activities (*undergraduate fee/per credit*), which will remain the same (*Ref. BOR-13a, page 8 of 29*). Regent Melcher seconded.

Chair Leavitt would like to see a hybrid approach to satisfy all the concerns expressed.

Upon a roll call vote, Regents Wixom, Alden, Anderson, Blakely, Crear, Doubrava, Geddes, Leavitt, Melcher, Page, Schofield, Trachok voted yes. Motion carried. Regent Knecht voted no.

14. Approved - Procedures & Guidelines Manual Revision, Differential Fees Proposal Orvis School of Nursing, UNR (Agenda Item #14) – The Board of Regents approved UNR's request for the implementation of a differential fee effective January 2014 for all NURS-prefix courses required in the programs of study for the Bachelor of Science in Nursing (BSN), Registered Nurse (RN)-to-BSN and Master of Science in Nursing (MSN) degree programs offered through the Orvis School of Nursing and approval of the elimination, for all courses with differential fees, of any special course fees for "nonconsumables" currently paid by students (Ref. BOR-14 on file in the Board Office).

14. Approved - Procedures & Guidelines Manual Revision, Differential Fees Proposal Orvis School of Nursing, UNR (Agenda Item #14) – (Cont'd.)

Regent Alden moved approval of the implementation of a differential fee effective January 2014 for all NURS-prefix courses required in the programs of study for the Bachelor of Science in Nursing (BSN), Registered Nurse (RN)-to-BSN and Master of Science in Nursing (MSN) degree programs offered through the Orvis School of Nursing and approval of the elimination, for all courses with differential fees, of any special course fees for “nonconsumables” currently paid by students. Regent Trachok seconded.

Regent Knecht asked if the student organization supports implementation of the differential fees. Ms. Patsy Ruchala, Director of the Orvis School of Nursing, UNR, said student approval was not required but student input was sought and included considerable discussion on how to grow the program and meet the needs of the state.

President Johnson emphasized implementation of the differential fee will be postponed until January 2014 in order to reduce the impact to the students.

Regent Page asked if the differential fee is the same at both UNR and UNLV. Ms. Ruchala explained the rates and proposal are the same. However, there is a difference between costs of the graduate program at the two institutions due to the different range in the credit hours.

Motion carried.

The meeting recessed at 12:23 p.m. and reconvened at 12:52 p.m. on Thursday, November 29, 2012, with all members present.

15. Approved - Procedures & Guidelines Manual Revision and Review of the NSHE Salary Schedule (Agenda Item #15) – The Board of Regents approved the proposed revisions to the NSHE executive, administrative, general faculty and specialty salary schedules for the universities and state college as presented (Procedures & Guidelines Manual, Chapter 3, Section 1) including a correction to the Executive Salary Schedule – State Colleges, FY 2013-14 & FY 2014-15 (correction noted on single-page handout replacing pages 7 and 8 of Ref. BOR-15a on file in the Board office) (Ref. BOR-15a and BOR-15b on file in the Board Office).

Vice Chancellor of Legal Affairs Brooke Nielsen provided a PowerPoint presentation on the NSHE salary schedules for the universities and state college. The presentation included information on the Salary Study Committee process and participants, background and history, the Committee’s charge from the Chancellor and the

15. Approved - Procedures & Guidelines Manual Revision and Review of the NSHE Salary Schedule (Agenda Item #15) – (Cont'd.)

recommended changes to the methodologies for administrative and academic faculty salary schedules, the cost of implementing the proposed salary schedules as well as the current and proposed median and differences among the specific salary schedules. As required by Board of Regents *Handbook*, Title 2, Chapter 5, Section 5.5.1, the salary schedules for the universities, state college, and community colleges shall be reviewed every four years, in an odd numbered year. At its June 2011 meeting, the Board granted a two year extension to complete the salary schedule review. The community college review is ongoing and will be presented to the Board of Regents at its February 28-March 1, 2013, meeting. The School of Medicine salary schedule is presented separately (*see agenda item #16*).

The recommended changes to the methodologies for the universities and state college include:

- Utilize Oklahoma State University (*OSU*) data for the general academic schedule;
- Update the schedules more frequently but not more often than annually;
 - ✓ Chancellor to develop and approve schedules, and provide report to Board (*see agenda item #18*).
- State college schedule to remain at 83.3 percent of university schedule.
- State college schedule may be reviewed in conjunction with community college schedule at the February 28-March 1, 2013, Board meeting.
- State college proposes index of mid-point between university and community college.

Regent Alden moved approval of revisions to the salary schedules, *Procedures & Guidelines Manual*, Chapter 3, Section 1, including a correction to the Executive Salary Schedule – State Colleges, FY 2013-14 & FY 2014-15 (*handout replaces pages 7 and 8 of Ref. BOR-15a*). Regent Blakely seconded.

Regent Knecht referred to the Professor of Law (*page 22 of Ref. BOR-15a*) and asked if the previous salaries had remained the same since the last approval five years ago or if they had been indexed upwards. Vice Chancellor Nielsen replied although specialty salaries can be approved annually they have remained the same since the last full salary schedule approved by the Board.

Regent Knecht asked if the arts and sciences and humanities faculties are generally indexed automatically or if they have also remained the same for the last five years. Vice Chancellor Nielsen said those salaries have also been in place since 2007-2008 and are not changed unless updated by the Board.

Regent Knecht expressed concern for the difficulties faced by Nevada families and businesses over the last five or six years. He could not tell from the reference material

15. Approved - Procedures & Guidelines Manual Revision and Review of the NSHE Salary Schedule (Agenda Item #15) – (Cont'd.)

what the average vintage of the baseline figure is and how much each salary has been increased per annum. Vice Chancellor Nielsen replied the specialties are intended to be updated annually although they have not been. Mr. Larry Hamilton, Human Resources, UNLV, added the specialty schedules have not been updated since the last general update in 2007-2008.

Regent Knecht asked what difference between the Oklahoma State University survey and the College and University Professional Association's (CUPA) survey prompted the System to change to the OSU survey. Vice Chancellor Nielsen said higher education institutions are not reporting as much data to CUPA as they had in the past. However, virtually all higher education institutions report to the OSU study. The OSU survey had not been used in the past because it does not use the 75th percentile data. However, staff was able to work with OSU to obtain the information needed.

Regent Knecht asked what year's data was used in the OSU survey. Vice Chancellor Nielsen understood the OSU data to have been gathered in 2011.

Regent Knecht asked how the 75th percentile was determined to be the perfect number. Vice Chancellor Nielsen replied the 75th percentile has historically been used because it is believed to offer the most competitive salary schedule possible.

Motion carried. Regent Knecht voted no.

16. Information Only - Code Revision, Salary Schedule Reviews and Delegation of Authority to the Chancellor (Agenda Item #18) - Vice Chancellor of Legal Affairs Brooke Nielsen presented proposed amendments to the Code to allow more frequent salary schedule reviews and to delegate authority to the Chancellor to approve salary schedules with a reporting requirement to the Board. This item was presented for an initial discussion and will be on a future Board meeting agenda for final action (Ref. BOR-18 on file in the Board Office).

Vice Chancellor Nielsen said the recommendation is supported by the Salary Schedule Committee. Information was more difficult to compile and not as readily available when the four-year schedule was established. The schedules can now be prepared on a near-annual basis with the best available data.

Regent Knecht asked the Chancellor what his expected use of authority would be. Chancellor Klaich anticipated his authority would be largely ministerial in having the schedules updated annually.

17. Approved - Procedures & Guidelines Manual Revision, University of Nevada School of Medicine Salary Schedule (Agenda Item #16) – The Board of Regents approved UNR’s request for the creation of the University of Nevada School of Medicine Salary Schedules with annual updates and a corresponding revision to the *Procedures & Guidelines Manual*, Chapter 3, Section 1 (Ref. BOR-16 on file in the Board Office).

Dr. Thomas Schwenk, Dean, University of Nevada School of Medicine (UNSON), said the previous methods of recruiting physicians and setting salaries created a large number of exception requests. One reason behind the need for so many exceptions is the market for physicians is fluid which quickly makes set schedules obsolete. Secondly, the range of salaries within specialties and sub-specialties is significant. Attempting to collapse the range of specialty salaries into a single chart is essentially unworkable and creates difficulties in the UNSON’s recruitment process. A request for an exception erroneously suggests the salary requested is an exception to a readily accepted standard when in fact it is an exception to a schedule which was never fitted to the desired goal.

Dean Schwenk recommended use of the American Association of Medical Colleges (AAMC) western region data as the most appropriate benchmark. The AAMC and the System’s quartile data have been matched with a slight spread (a minimum of 80 percent of the 25th percentile and 120 percent of the 75th percentile). Dean Schwenk felt the salary schedule would essentially eliminate all salary exceptions and would allow the UNSON to be more competitive in the national market. He noted the salaries are entirely supported by clinical revenue and hospital contracts and will not affect state funds in any appreciable way.

Regent Crear questioned the purpose of salary schedules. He also questioned if the clinical salaries were being audited on a regular basis. Dean Schwenk said the policy addresses the purpose by eliminating the need for exception requests. In regard to clinical salaries, he said the physicians were being held to their contracted salaries.

Regent Crear asked if the Audit Committee continues to monitor clinical salaries. Dean Schwenk confirmed clinical salary contracts continue to be reviewed by the Audit Committee.

Regent Crear moved approval of the creation of the University of Nevada School of Medicine Salary Schedules with annual updates and a corresponding revision to the *Procedures & Guidelines Manual*, Chapter 3, Section 1. Regent Trachok seconded.

Regent Knecht asked if the primary difference between the UNSON’s proposed salary schedule and the general universities and state college salary schedule is the AAMC’s quartile median becomes the reference point rather than the 75th percentile. Dean Schwenk felt the primary difference is the AAMC schedule is detailed by specialty. The UNSON was prepared to work from the AAMC’s quartile median.

Motion carried. Regent Doubrava abstained.

18. Approved - Procedures & Guidelines Manual Revision, Summer Term Salary Schedules (Agenda Item #17) –The Board of Regents approved the summer term salary schedules for 2013. Summer term salary schedules remain the same for all institutions with the exception of the University of Nevada, Reno (UNR). Pursuant to Title 4, Chapter 3, Section 37, summer term salary schedules for summer session faculty must be approved annually by the Board of Regents (*Procedures & Guidelines Manual, Chapter 3, Section 5*) (Ref. BOR-17 on file in the Board Office).

Vice Chancellor Redding reported the summer term salary schedule for UNR is being adjusted for the first time since 2008. Summer term salaries are almost exclusively a self-supporting budget expense and would not impact the Summer School Registration Fee.

Regent Anderson moved approval of summer term salary schedules for 2013. Summer term salary schedules remain the same for all institutions except UNR (*Procedures & Guidelines Manual, Chapter 3, Section 5*). Regent Page seconded.

Regent Knecht asked how the summer budgets were determined. Vice Chancellor Redding said the calculation takes the following fall's Registration Fee as set by the Board, plus a summer session surcharge between \$3 and \$10 per institution, which equals the Summer School Registration Fee (*Procedures & Guidelines Manual, Chapter 7, Section 8E*).

Regent Knecht asked how the System manages to change the compensation separately from the fees and still achieve a self-supported venture. Vice Chancellor Redding said summer session is generally considered continuing education and not part of the state supported operating budget.

Regent Knecht questioned how compensation could be increased with the expected result remaining the same. President Johnson said the projected total revenue and total expense creates a sufficient margin. The risk management plan for a completely self-sustaining operation such as summer school involves keeping some revenue in reserves in the event the number of students falls below anticipated levels.

Motion carried.

19. Withdrawn - Report on Transfer and Articulation (Agenda Item #19) – This agenda item was withdrawn until the February 28-March 1, 2013, Board of Regents meeting (Ref. BOR-19a and BOR-19b on file in the Board Office).
20. Approved - Handbook Revision, Financial Aid Reporting and Excess Credit Limitation - (Agenda Item #20) – The Board of Regents approved revisions to the Board's policy on

Student Access Funds to limit student eligibility based on published credits required for a program in accordance with Title IV Federal Student Aid guidelines and to clarify the

20. Approved - Handbook Revision, Financial Aid Reporting and Excess Credit Limitation - (Agenda Item #20) – (Cont'd.)

reporting of financial aid information required annually (*Title 4, Chapter 18, Section 9*), effective Fall 2013. These revisions were based on a recommendation by the Access and Affordability Committee, whose report was presented to the Board at its September 2012 meeting (*Ref. BOR-20 on file in the Board Office*).

Vice Chancellor Abba said the first recommendation made by the committee creates a policy for establishing student eligibility for state-supported and fee-generated Student Access aid for no longer than 150 percent of the published credits required for a program in accordance with Title IV Federal Student Aid guidelines. In practice, this policy already exists for Federal Student Aid, and would not add to the administrative burden of institutions but would provide more guidance for students to ensure they are on track for graduation and not spending valuable time taking courses which will not count toward their chosen degrees or certificates.

Secondly, Vice Chancellor Abba reported the committee recommended a policy requiring each NSHE institution to report annually on the success (*e.g. degree and certificate attainment*) of those students who receive state-supported or fee-generated Student Access aid. The reporting and review of data will assist the institutions in evaluating whether or not Student Access dollars are being distributed in the most effective and beneficial manner over time. System Administration staff will take the reporting burden on itself by asking the institutions for a list of students but will then use its own data warehouse to determine whether or not those students have graduated.

Regent Trachok moved approval of revisions to the Board's policy on Student Access Funds to limit student eligibility based on published credits required for a program in accordance with Title IV Federal Student Aid guidelines and to clarify the reporting of financial aid information required annually (*Title 4, Chapter 18, Section 9*), effective Fall 2013. Regent Alden seconded. Motion carried.

21. Approved - Handbook Revision, Excess Credit Fee (Agenda Item #21) – The Board of Regents approved revision to the Board's policy to establish an excess credit policy under which a student who has accrued a certain number of credits may be charged an excess credit fee (*Title 4, Chapter 17, new Section 4*). Adoption of this policy was recommended by the Access and Affordability Committee, whose report was presented to the Board at the September 2012, meeting (*Ref. BOR-21 on file in the Board Office*).

Vice Chancellor of Academic and Student Affairs Crystal Abba reported the amendment includes 1) a 50 percent excess credit fee on the per-credit registration fee being charged

21. Approved - Handbook Revision, Excess Credit Fee (Agenda Item #21) – (Cont'd.)

to a student who has accrued attempted credits equal to 150 percent of the credits required for the student's program of study; 2) institutions to establish an appeals process through which certain types of credit may be excluded from the excess credit calculation; 3) institutions publicize the new fee policy to ensure the students are aware of its adoption and have advance notice if they are nearing the 150 percent threshold; and 4) the policy is effective fall 2014 to provide adequate time for modification to the student information system and notification to students of the new policy.

Vice Chancellor Abba referred to fall 2011 data (*page 4 of Ref. BOR-21*) reflecting the number of students accumulating 180 credits at 4-year institutions as low. However, for associate degrees, the percentage of students accumulating 180 credits is much higher. The challenge is the data was not subject to the analysis or exceptions indicated in the proposed policy. Vice Chancellor Abba felt in the context of the System's strategic directions and College America initiatives the tough love measure is appropriate.

Chancellor Klaich felt the state of Nevada's obligation is to support degree-seeking students in obtaining their first degrees. He recommended the proposed policy as being consistent with all the policies the Board has encouraged the System to uphold.

Vice Chancellor Abba said the proposed policy will not be implemented until the fall of 2014 to provide the institutions time to implement procedures. She added there are states which have adopted policies requiring students in this category to pay the full cost or non-resident tuition. The request before the Board is for NSHE students to pay 150 percent.

Regent Anderson moved approval of a revision to the Board's policy to establish an excess credit policy under which a student who has accrued a certain number of credits may be charged an excess credit fee (*Title 4, Chapter 17, new Section 4*). Regent Knecht seconded.

Regent Anderson agreed with the proposed policy. She felt it was the Board's duty to the taxpayers of the state of Nevada.

Regent Knecht said he would make an exception in this case to his general opposition to general tuition and fee increases. Systemwide, students pay approximately 35 percent of the cost of education while the taxpayers pay 65 percent. He felt a duty to taxpayers to have the System operate efficiently and fairly.

Motion carried.

22. Information Only - Student Health Insurance (Agenda Item #22) - Vice Chancellor of Finance and Administration Vic Redding presented a report on student health insurance procurement, including the anticipated impact of the Patient Healthcare Protection and Affordable Healthcare Act.

Vice Chancellor Redding said his office was asked to conduct an evaluation of how student health insurance is procured and if there is a cheaper way of obtaining health insurance coverage. The System currently has mandatory student insurance plans for international students at UNR, UNLV and CSN, as well as the medical and dental students at UNR and UNLV. A voluntary program is also offered to graduate and undergraduate students at UNR, UNLV and NSC (*participates with UNLV*). There are two carriers currently writing plans for the System. After looking at the plans and risk pools, there may be some cost savings in the form of smaller increases. Increases may be mitigated depending on how the different groups are pooled. A consortium vendor has also been identified to provide student health insurance through a direct model versus the under broker model currently used.

Vice Chancellor Redding said the Patient Healthcare Protection and Affordable Healthcare Act provisions taking effect January 1, 2014, will change the landscape of student health insurance. The System's current voluntary plans suffer from an adverse selection problem. If a person is young and healthy and not anticipating getting sick, they may decide to forego insurance. However, if a person has a chronic condition or anticipating getting sick, then they can purchase insurance. The voluntary selection process combined with the System's very small plans has created an unattractive risk pool. In addition, the provisions of the Affordable Healthcare Act will change the benefit structure and remove caps for care such as laboratory, pharmacy, hospitalization and emergency services. Every indication is underwriters will not be interested in writing voluntary plans without those caps.

Vice Chancellor Redding said by the next academic year the range of student insurance options will change dramatically. Other issues include the enhanced dependent care coverage. The state of Nevada has not decided yet if it will expand Medicaid to cover students. The state is also in the process of creating a healthcare exchange to purchase insurance. A potential option on the table is also to determine if a mandatory plan could be instituted by some of the institutions with the ability to waive or opt out of the program. Many different nuances could be built into such a program.

Vice Chancellor Redding said everything possible is being done to bid voluntary plans. The NSHE Finance Department is working with institutions to determine if there is interest to participate in a mandatory program. He noted a mandatory program may be a cheaper alternative since students, as a group, represent a healthier cross section than the general public.

Vice Chancellor Redding said all the options will be brought back to the Board, including an institution-by-institution report.

23. Information Only - Complete to Compete – Performance Metrics Report (Agenda Item #23)
 - Vice Chancellor of Academic and Student Affairs Crystal Abba presented the metrics developed through the National Governors Association Complete to Compete Policy academy. The metrics were designed to measure progress towards the overall state goal of graduating more students for Nevada’s “new” economy. In addition to these specific metrics related to the state’s goals, the normal array of measures tracked by the NSHE will continue to be included in the annual Accountability and Affordability Report (*Ref. BOR-23 on file in the Board Office*).

Vice Chancellor Abba’s presentation included information on the two defined state goals:

- Goal 1: Increase the number of students graduating with a high quality degree or credential in accordance with the goals of Complete College America (CCA).
- Goal 2: Align degree productivity with the state’s economic development goals to meet the needs of Nevada’s workforce and establish Nevada’s “new economy.”

Metric No. 1 - Complete College America Degrees Produced.

In 2011, NSHE missed its goal of 10,915 degrees by 63.

In 2012, NSHE missed its goal of 11,804 degrees by 890.

Metric No. 2 - Certificate and Degree Completions per 100 Student FTE.

Ratio of undergraduate and graduate degrees and certificates (*of at least one year in length*) awarded per 100 full-time equivalent undergraduate and graduate students, including transfer students with at least 24 credits earned prior to transfer to the 4-year institution.

Metric No. 3 - Certificate and Degree Completions per \$100,000 of State Appropriations and Net Tuition Revenues. Ratio of undergraduate and graduate degrees and certificates (*of at least one year in length*) awarded per \$100,000 of state appropriations and tuition and fee revenue, weighted according to median earnings of graduates by degree level (*e.g. certificate, associates and bachelors*) and field (*e.g. science, technology, engineering, math (STEM), health, and other*).

Metric No. 4 - Quality Measures – a work in progress.

Collegiate Learning Assessment (CLA)

Voluntary System of Accountability (VSA)

Voluntary Framework of Accountability (VFA)

Licensure

Senate Bill 449 (Chapter 397, *Statutes of Nevada 2011*)

23. Information Only - Complete to Compete – Performance Metrics Report (Agenda Item #23) – (Cont'd.)

Vice Chancellor Abba continued her presentation, including details on the quality measures, the Collegiate Learning Assessment (CLA) Measure, VSA versus VFA measures, licensure/certification measures (including nursing and teacher education); workforce measure tracking of NSHE graduates (into field and into workforce); and completion and time to degree by program of study (community colleges and bachelor-degree level).

24. Approved- Handbook Revision, Distinguished Nevadan Award (Agenda Item #24) - The Board of Regents approved a revision to the provisions governing nominations for the Distinguished Nevadan award to recognize the practice of bringing nominations to the Board for consideration and nomination by the full Board. These nominations would be in addition to the existing nominations made by individual members of the Board (Handbook, Title 4, Chapter 1, Section 14 and Procedures & Guidelines Manual Chapter 8, Section 1) (Ref. BOR-24 on file in the Board Office).

Regent Alden moved approval of a revision to the provisions governing nominations for the Distinguished Nevadan award to recognize the practice of bringing nominations of individuals to the Board for consideration and nomination by the full Board (Handbook, Title 4, Chapter 1, Section 14 and Procedures & Guidelines Manual, Chapter 8, Section 1).
Regent Page seconded. Motion carried.

25. Withdrawn- Employment Contract, Vice President for Advancement, UNLV (Agenda Item #25) – This agenda item was withdrawn (Ref. BOR-25 on file in the Board Office).

26. Information Only - Purchase Agreement and Financing Plan, System Administration Office, Las Vegas (Agenda Item #28) - Chancellor Daniel J. Klaich provided a report to the Board on plans to purchase a System Administration building near the UNLV campus in Las Vegas (Ref. BOR-28 on file in the Board Office).

27. Approved - Handbook Revision, NSHE Remedial Transformation Project (Agenda Item #29) - The Board of Regents approved a revision to the Board's remedial policy to expand the criteria institutions may use in determining whether to place a student into a remedial course, and to revise certain cut scores used in placing students into remedial courses (Title 4, Chapter 16, new Section 1) (Ref. BOR-29a and BOR-29b on file in the Board Office).

Vice Chancellor of Academic and Student Affairs Crystal Abba presented a report on the NSHE Remedial Transformation Project, including the work of the Remedial

27. Approved - Handbook Revision, NSHE Remedial Transformation Project (Agenda Item #29) – (Cont'd.)

Mathematics and English Steering Committees' policy considerations and changes in the delivery of remedial education at each campus.

Chancellor Klaich said items are being brought forward to address the progressive agenda set by the Board in its Strategic Directions. He thanked the faculty and former Vice Chancellor Jane Nichols for their hard work on the remedial transformation project.

Vice Chancellor Abba said the guiding principles of the project were getting students through remediation and on the college-level course quickly (*student success*); new courses, instructional methods, and placement strategies; data-driven decisions; and continual change.

Ms. Linda Heiss, Director of Institutional Research, presented the fall 2007 data reflecting very low rates of success for students requiring remediation. She then presented data for fall 2011 (*benchmark year going forward*) and fall 2012 (*completion data to be available in January 2013*).

Vice Chancellor Abba reviewed the proposed policy changes (*Ref. BOR-29a, page 11*).

- Effective fall 2013, students who complete placement testing and course registration by an institution-specific deadline will be guaranteed enrollment in the appropriate English and mathematics course in their first semester of enrollment;
- A student's English and mathematics placement test scores will serve as the foundation for decisions about the appropriate first college-level course, but allow institutions to rely on other factors such as high school courses and GPA, demonstrable competencies, and work experience (*Accuplacer score range to allow for flexibility*);
- The scores on specified tests, as set forth in the policy, will serve as benchmarks for placement into a college-level English and mathematics course;
- Remedial education at NSHE institutions shall utilize instructional methods and course designs most effective in assisting students in successfully completing an entry-level college course in English and mathematics;
- Institutions should support enrollment in the appropriate college-level entry course immediately upon completion of remedial work; and
- Requirements for college readiness and college-level course enrollment shall be publicized by each institution in the appropriate Nevada school districts.

Regent Wixom moved approval of the revisions to the Board's remedial policy to expand the criteria institutions may use in determining whether to place a student into a remedial course, and to revise certain cut scores used in placing students into remedial courses (*Handbook, Title 4, Chapter 16, new Section 1*). Regent Trachok seconded. Motion carried.

The meeting recessed at 2:51 p.m. and reconvened at 10:00 a.m. on Friday, November 30, 2012, with all members present except for Regent Schofield.

The Board of Regents' regular meeting recessed at 10:01 a.m. and reconvened at 10:02 a.m. on Friday, November 30, 2012, sitting as Members of the Corporation for the respective institution foundations with all members present (*separate minutes for meetings of the Members of the Corporation of the respective institution foundations maintained by the Board Office*).

28. Approved - Foundation Reports (Agenda Item #26) - Sitting as members of the respective institution foundations the Board reviewed presentations from the institution foundations (*see individual Foundation minutes filed separately in the Board Office*).

The Board of Regents meeting reconvened at 11:24 a.m. on Friday, November 30, 2012, with all members present except for Regent Schofield.

29. Information Only – Public Comment (Agenda Item #27) – Ms. Shannon Sumpter, Faculty Senate Chair, UNLV; Robert Futrell, Professor and Chair of the Intercollegiate Athletic Conference at UNLV, Mr. Jim Ratigan, Associated Vice President of Alumni Relations, UNLV, Mr. Hank Melton, member of the Alumni Association and Alumni Board of Trustees addressed the Board in regard to their excitement about, and appreciation for, the planning and communication processes taking place in regard to the proposed UNLV Campus Master Plan Update and UNLVNow Project.

Mr. Ed Uehling expressed concern regarding the decisions of the Board because he perceived there is a lack of quantitative measurements. He emphasized his concerns regarding the sums of money discussed and questioned where the funds would come from. He expressed his dismay at the comments for salary restoration.

30. Approved - Strategic Master Plan, TMCC (Agenda Item #30) – The Board of Regents approved the TMCC Strategic Master Plan presented by President Maria C. Sheehan, Dr. Rachel Solemsaas, Vice President of Finance and Administration, and Dr. Kyle Dalpe, Director of Institutional Advancement. The presentation included TMCC's Mission Statement (*approved by the Board of Regents on May 31, 2012*), core themes (*1 – Lifelong Learning; 2 – Academic Excellence; 3 – Student Success*), strategic initiatives for each core themes, resource allocation (*strategic master plan, educational master plan and administrative work plan and resource allocation plan*), and how TMCC's strategic directions correlate to the NSHE's goals.

Regent Leavitt moved approval of the TMCC Strategic Master Plan. Regent Blakely seconded. Motion carried. Regent Schofield was absent.

The meeting recessed at 11:55 a.m. and reconvened at 12:10 p.m. on Friday, November 30, 2012, with all members present.

31. Information Only - University Studies Abroad Consortium (Agenda Item #31) – UNR President Johnson, Dr. Carmela Urza, Director of the University Studies Abroad Consortium, UNR, and Ms. Susan Thompson, Director of International Studies, UNLV, provided an informational overview of the University Studies Abroad Consortium on its 30th anniversary, including member countries, number of programs, mission, internship highlights, and service learning and volunteerism, (*Ref. BOR-31 on file in the Board Office*)

Ms. Liz Arias, UNLV student, spent the past summer in China. Her time there was one of the most definitive and vibrant experiences of her undergraduate career. She thanked UNR and UNLV for making opportunities like those possible.

Chair Geddes thanked President Smatresk and the UNLV staff for hosting the Board meeting.

32. Action Taken - Campus Development, NSC (Agenda Item #35) – The Investment and Facilities Committee recommended approval on a limited basis for NSC to move forward on a planning process to construct two buildings pursuant to the general terms approved by the Board and for NSC to implement a Special Building Fee of \$150 per semester for students enrolled for more than three credit hours effective fall 2013 (*Procedures & Guidelines Manual, Chapter 7, Section 8*). The Committee requested NSC provide additional supporting documentation and analysis for review by the full Board of Regents at its January 11, 2013, special meeting to 1) seek approval to take this project before the Interim Finance Committee and/or legislature in order to obtain approval as required under Chapter 353 of NRS of a lease purchase option and 2) additional information on financing options, a development team and the bidding process itself. The Committee also directed NSC not enter into any agreements until the January 11, 2013, Board meeting.

32. Action Taken - Campus Development, NSC (Agenda Item #35) – (Cont'd.)

Regent Wixom moved approval of the Investment and Facilities Committee recommendation to approve on a limited basis for NSC to move forward on a planning process to construct two buildings pursuant to the general terms approved by the Board and for NSC to implement a Special Building Fee of \$150 per semester for students enrolled for more than three credit hours effective fall 2013 (*Procedures & Guidelines Manual, Chapter 7, Section 8*). The Committee requested NSC provide additional supporting documentation and analysis for review by the full Board of Regents at its January 11, 2013, Board meeting to 1) seek approval to take this project before the Interim Finance Committee and/or legislature to seek approvals as required under Chapter 353 of NRS of a lease purchase option and 2) additional information on financing options, a development team and the bidding process itself. The Committee also required NSC not enter into any agreements until the January 11, 2013, Board meeting. Regent Knecht seconded. Motion carried.

33. Information Only - Clery Act and Nevada's Mandatory Reporting of Child Abuse or Neglect Law (Agenda Item #38) - Vice Chancellor of Legal Affairs Brooke Nielsen presented information regarding the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act 20 USC§1092(f) (Clery Act) and Nevada's laws on the Mandatory Reporting of Child Abuse or Neglect (Ref. BOR-38a and BOR-38b on file in the Board Office).

Vice Chancellor Nielsen's presentation included a summary and history of the Clery Act, reporting and public disclosure requirements to local and federal agencies and members of the public, reporting responsibilities, crime categories and offenses reporting requirements (*including hate crimes and fire safety*), emergency response for immediate threats, procedures regarding reaction to reports of missing students and upcoming local training opportunities.

Vice Chancellor Nielsen also presented information on the Nevada Mandatory Reporting of Child Abuse and Neglect laws including who is required to report and categories of workers considered mandatory reporters (*anyone who provides organized activities for children*), to whom reports are made (*Nevada Department of Children and Family Services (DCFS) or 911*), guidance for what child abuse and neglect is, what it means and how to identify those circumstances, what information must be included in any reports and consequences or penalties for failing to report.

33. Information Only - Clery Act and Nevada's Mandatory Reporting of Child Abuse or Neglect Law (Agenda Item #38) – (Cont'd.)

Chair Geddes stated this type of training will be included in orientation for all new Regents going forward.

Regent Anderson asked where a parent or a student could obtain the information reported through the Clery Act. Vice Chancellor Nielsen replied the police and security departments on each campus produce and maintain applicable reports.

Regent Melcher asked if a designated mandatory reporter's responsibility (through licensure or certification) remains in effect even when not physically present on campus. Vice Chancellor Nielsen replied designated mandatory reporters are held to a higher standard and are required to report no matter where they are.

Regent Page asked if the ideas submitted by the campuses at the October 19, 2012, Board meeting have been incorporated into System or campus procedures. Vice Chancellor Nielsen replied the Board will receive a report on progress being made at the campuses at its February 28 – March 1, 2013, meeting.

Mr. Michael Gordon, GPSA President, UNLV, cautioned there is an incentive for students not to report or to under-report a crime because it affects enrollment.

President Johnson said UNR recently received and passed a surprise visit to ensure it was complying with the reporting policies.

34. Information Only - Report on Millennium Scholarship and Prepaid Tuition Program

(Agenda Item #32) – The Board of Regents heard a report from Nevada State Treasurer Kate Marshall on the current status of the Governor Guinn Millennium Scholarship program and the latest funding and usage data. As Chair of the Board of Trustees of the College Savings Plans of Nevada, Treasurer Marshall also provided an update on the Nevada Prepaid Tuition Program and the College Savings Plan. The presentation included information on the university level cost of a credit hour, Nevada Prepaid Tuition prices (lump sum for a 4 year university plan for a 2nd grader), investment earnings by fiscal year (stayed flat from 2012 to 2013 due to bringing to "in-house"), administrative costs (staff and marketing) covered by the trust fund, and effect of financial crisis on other prepaid college plans around the country (presentation on file in the Board Office).

Regent Anderson asked if the program can be purchased for children going to school out-of-state. Treasurer Marshall replied a plan can be purchased and paid at Nevada's rate as long as the child or purchaser is a resident of Nevada. If a child does not decide to go to college, the funds can be transferred to another family member (including a cousin) or withdrawn (minus \$100 administrative fee).

34. Information Only - Report on Millennium Scholarship and Prepaid Tuition Program
(*Agenda Item #32*) – (*Cont'd.*)

Regent Page asked if the funds are distributed back to the participants or are the funds closed to new investors when a state closes its college savings plan. Treasurer Marshall replied both situations have occurred. Nevada's college savings plan is not financially supported by the state but is a self-supporting plan.

Regent Page asked what the asset mix is for the College Savings Plan. Treasurer Marshall replied the investment mix is 60 percent equities (*Chicago Equity*) and 40 percent fixed income (*Vanguard*). The actual management of those investments is done in-house by the Treasurer's Office. She said rebalancing is conducted quarterly which allows for investments to be adjusted within a set range.

Regent Page asked how much the allocation has changed over time. Treasurer Marshall replied the allocation has not changed significantly over time.

Treasurer Marshall presented information on the Millennium Scholarship Trust Fund. The Fund currently covers approximately 29 percent of the cost of education at a Nevada university, more than 72,000 Nevada high school graduates have used the program; 24,000 students are currently enrolled and 20,000 are eligible but not enrolled; approximately 27,000 degrees have been earned (*60 percent have been bachelor's degrees*); and the program has distributed approximately \$277 million to the university system.

The Millennium Scholarship Trust Fund was established with goals to keep the best and brightest in Nevada and to provide an opportunity to those who may not otherwise attend college. Those goals have worked. The number of Nevada high school students choosing a NSHE community college has been 20 percent higher since the inception of the Millennium Scholarship.

The cost of the Millennium Scholarship program is approximately \$25 million per year. The cost is supported by 40 percent of the tobacco settlement fund. However, as fewer and fewer people are smoking the percentage yields less and less. The Legislature then added \$7.6 million annually from unclaimed property transfer funds. During the fiscal crisis in 2009, the Nevada Legislature removed \$33 million in funding. The Governor then returned \$5 million in the 2011 legislative session. The result of having less and less interest revenue is the Millennium Scholarship is set to be in the red in fiscal year 2016 (*slide 4*). When a child enters the Millennium Scholarship program in fiscal year 2016, there will be no funds absent the Legislature's decision to take some sort of action.

Regent Anderson referred to a proposal offered by Mr. Steven Hill, Executive Director, Nevada Governor's Office of Economic Development, suggesting the Millennium Scholarship only be provided to students majoring in the seven economic areas proposed by the Governor. Treasurer Marshall replied, per an Attorney General Opinion, as financial administrator of the program she by law is prohibited from engaging in the policies of the program.

34. Information Only - Report on Millennium Scholarship and Prepaid Tuition Program
(*Agenda Item #32*) – (*Cont'd.*)

Regent Crear shared he had recently spoken with Ms. Dema Guinn and she was vitally concerned about depletion of the scholarship.

Chancellor Klaich thanked Treasurer Marshall for presenting an update on the programs to the Board and for her relationship with the NSHE. Treasurer Marshall related when she visits university classrooms, nearly every student raises their hand when asked how many are receiving the Millennium Scholarship. She shared she would not have gone to college without scholarships and grants.

35. Approved - Campus Master Plan Update, UNLV (*Agenda Item #33*) – The Board of Regents approved the UNLV Campus Master Plan Update. President Smatresk requested the Area Plan – UNLVNow Project (*slide 8 of 29*) be withdrawn from any action and presented for consideration at a future Board meeting (*Ref. BOR-33 and handouts on file in the Board Office*).

Mr. Doug Kozma, Architect, SmithGroupJJR, provided a PowerPoint presentation on the UNLV Campus Master Plan Update. The presentation included information on the UNLV mission statement, key accomplishments since the last plan, planning context and baseline assumptions (*Campus Core – 2004 Campus Master Plan, Midtown UNLV – 2006 Campus Area Plan, UNLVNow-Future Area Plan for Mega Events Center and Student Village and Clark County Land for Athletics and Recreation*), comprehensive process and engagement, campus capacities, outreach and partner development, guiding principles, master plan concept, academic growth, residential demand, residential growth, campus open space, pedestrian and bicycle circulation, transit plans, future parking demand projections/ parking peaks, distributed parking model, traffic mitigation and options for improvements, athletics and recreation, priorities and phasing, on-going activities, iconic campus center-library quad, residential and living learning communities, Maryland Parkway edge, science and research expansion and mega-events interface and vision for the future.

Mr. Michael Gaughan, Las Vegas businessman and member of the National Finals Rodeo Committee, expressed his support of the mega-stadium project. However, he emphasized the building of a new facility has never been a contingency for keeping the National Finals Rodeo at the Thomas & Mack Center.

Mr. Michael Saltman, Managing General Partner and President of The Vista Group, expressed his support of UNLV and elaborated on his involvement with the campus as a private sector developer committed to working with the NSHE. He envisions the evolution of UNLV from a commuter campus to a residential campus and is excited about the prospect of attracting higher quality students and increasing enrollment and retention. He also said job opportunities will be created through the various components of the master plan.

35. Approved - Campus Master Plan Update, UNLV (Agenda Item #33) – (Cont'd.)

Regent Geddes asked if UNLV was seeking a motion to approve the Campus Master Plan Update with the exception of the UNLVNow Project. President Smatresk confirmed UNLV is requesting approval of the Campus Master Plan Update with the exception of the Area Plan which is what the UNLVNow Project is called for purposes of the presentation,

Regent Trachok moved approval of the UNLV Campus Master Plan Update with the exception of the Area Plan – UNLVNow Project (*slide 8 of 29*) which was withdrawn and will be presented for consideration at a future Board of Regents' meeting. Regent Leavitt seconded.

Regent Trachok asked what examples were being considered to successfully move UNLV to a residential campus. Mr. Kozma replied going from 5 percent residential housing to 25 percent is challenging. Examples from across the country include the University of Illinois, Chicago, which transformed its campus from 100 percent commuter to 20 percent residential. A similar example can also found at Arizona State University in Tempe, Arizona.

Regent Trachok asked how long the process took at the University of Illinois, Chicago. Mr. Kozma replied eight to ten years.

Regent Trachok asked if the study took unsuccessful projects into consideration. President Smatresk replied the factors include the number of non-residential students present and the housing pressure in the region. He felt it important to note 10,000 units cannot be built instantly. There is a built-in self-regulatory element in any housing plan. Having amenities near the campus is also one of the biggest factors in a successful residential housing plan.

Regent Page noted the current footprint for student housing takes up a significant amount of acreage but there are not many students. He asked what the plans were to increase the number of students. Mr. Kozma explained a more comprehensive plan detailing the reconfigured, repurposed or demolished buildings is located in UNLV's Planning and Construction Services Office. The land area where the current student life experience occurs can accommodate a significantly larger population.

Mr. Gerry Bomotti, Vice President of Finance and Administration, UNLV, added some of the older housing units will be demolished to make way for academic space. The Student Village project at the north end of campus (*Mid-Town UNLV*) will bring additional student housing.

Regent Crear asked if the purpose of the master plan document is to provide an overview. Other than the UNLVNow Project and residential housing components, details were vague on the academic facilities. President Smatresk replied specifics have not yet been stipulated so as not to create a sense of obligation or reduce flexibility through the legislative process. Mr. Bomotti added detailed information can be provided by specific discipline.

35. Approved - Campus Master Plan Update, UNLV (Agenda Item #33) – (Cont'd.)

Regent Crear felt the detailed information should be part of the conversation. Mr. Bomotti replied further information will be shared with the Board.

Motion carried.

36. Information Only – UNLVNow Project (Agenda Item #34) - UNLV President Neal J. Smatresk, staff and project stakeholders provided an update on UNLVNow activities having occurred since the September 2012 Board meeting (Ref. BOR-34 on file in the Board Office).

Dr. Mark S. Rosentraub, Bruce and Joan Bickner Endowed Professor of Sport Management School of Kinesiology, University of Michigan at Ann Arbor, provided a PowerPoint presentation on the direct economic benefits of a mega-events center for UNLV and the Las Vegas metropolitan region. The presentation included why southern Nevada needs a covered mega-events facility; what would a mega-events stadium mean for UNLV; how does a mega-events facility complement UNLV's strategy to enhance the campus experience for students, faculty and staff; how can anyone be sure the economic benefits forecast are realistic; safeguards, protecting the public's interest and UNLV in the projections made; with the safeguards in place, what is the annual economic benefit from the mega-events center; why is UNLV the best location for a mega-events center; annual tax revenues generated by new events at the mega-events center; what are the new events destined for the mega-events center and why the partnership between UNLV, the Las Vegas region and Majestic Reality will work.

Mr. Guy S. Hobb, President and Managing Partner, Hobbs, Ong & Associates (*Las Vegas, Nevada*), presented the UNLV Mega-Event Center Impact Analysis, including the benefits of a covered mega-events center in the Las Vegas region and a summary of projected economic benefits.

Mr. Donald Snyder, Dean, Harrah College of Hotel Administration, UNLV, addressed the Board in terms of general observations (*private/public partnership model and structure*), next steps and development flow charts.

➤ Next Steps:

- Approvals of Master Plan & Area Plan
- Basic Economic Terms (“BET”)
 - Project Budget (“All-In-Costs”)
 - Operating Pro Forma
 - Funding Model
- Legislative Action
- Other Elements of Exclusive Negotiation Agreement (ENA)
- Timeline

36. Information Only – UNLVNow Project (Agenda Item #34) – (Cont'd.)

Regent Leavitt asked if a 55,000 seat stadium was ambitious enough and if events could possibly be lost to other larger stadiums. Dean Snyder replied the feasibility study was positioned around a 55,000+ stadium. However, seating capacity should be closer to 60,000 seats with flexibility for more. A cost estimate for the additional seating is being developed.

Regent Leavitt asked if larger capacity has been ruled out. President Smatresk explained there is a “sweet spot” in filling stadiums to capacity. Excess capacity creates costs for infrastructure and seat maintenance, which capacity may never be fully utilized.

Regent Wixom complimented the project team on the quality of the presentation. He asked what the basis is for the 15 or 20 annual events expected and how the campus will benefit from a sequential development process. Dean Snyder related the numbers seen so far only reflect the mega-events center and not the student village.

Regent Wixom asked for revenue streams to be categorized for each sequence. He also requested specific drill down information on the tax district. Dean Snyder replied 15 annual events is a conservative estimate based on conversations with the Las Vegas Conference and Visitors Association (LVCVA). The resort industry has also been engaged to assist in the consideration of all costs associated with the building and operation of the facility. Draft legislation for the tax district should be drafted and ready for presentation to the Board by its February 28-March 1, 2013, meeting, and will include a governance model for how the tax increment is applied.

Regent Wixom asked the economic impact analysis for UNLV and the Las Vegas region be segregated going forward.

Dr. Rosentraub explained the estimated 15 events is based on a triangulation of Majestic Reality’s own database, conversations with the LVCVA and UNLV’s independently maintained database of every event held at every major stadium over the last twelve years. The resulting information reflects supply and demand, what events are produced and which facilities have been most successful. Although 20 events are possible, Dr. Rosentraub said he is 100 percent certain the facility could function on 15 events annually.

Regent Trachok asked if it would make sense to consult with someone in the investment and banking industry to determine if the projections are sufficient to generate a private/public partnership or a hybrid of such a partnership. Dean Snyder replied an appropriate level of expertise in those areas will be part of the next phase of planning.

Regent Trachok asked if he correctly understood the next step is to review and consider approval of the Area Plan, assuming basic economic terms will be available to the Board in advance of the request. Dean Snyder expected the Area Plan to be presented to the Board at its February 28-March 1, 2013, meeting. Reference material, including basic economic terms, will be provided to the Regents well in advance of the meeting.

36. Information Only – UNLVNow Project (Agenda Item #34) – (Cont'd.)

Regent Schofield said he has watched the UNLV campus grow for decades. He felt the proposed stadium project is one of the finest opportunities for investing in Nevada's university system. He trusted all answers would be provided due to the caliber of the project team members involved.

Regent Melcher asked to see a report on how the safety and welfare of the community and students is planned for and addressed. Dean Snyder assured Regent Melcher a safety plan will be included.

The meeting recessed at 3:11 p.m. and reconvened at 3:20 p.m. on Friday, November 30, 2012, with all members present.

37. Information Only - Farewell to Outgoing Regent (Agenda Item #40) - The Board members expressed their gratitude to outgoing Regent Mark Alden for his 18 years of service to the Nevada System of Higher Education.

38. Withdrawn - Demonstration of the iNtegrate Student Information System (Agenda Item #36) - This agenda item was withdrawn until the February 28-March 1, 2013, Board of Regents meeting.

39. Withdrawn - iNtegrate Business Process Evaluation by Huron Association (Agenda Item #37) - This agenda item was withdrawn until the February 28-March 1, 2013, Board of Regents meeting (*Ref. BOR-37 on file in the Board Office*).

40. Withdrawn - Financial Aid Presentation (Agenda Item #39) - This agenda item was withdrawn until the February 28-March 1, 2013, Board of Regents meeting (*Ref. BOR-39 on file in the Board Office*).

Regent Blakely left the meeting.

41. Approved - Academic & Student Affairs Committee (Agenda Item #41) - Chair Andrea Anderson reported the Academic & Student Affairs Committee met on November 29, 2012, and heard the following:

Roxane Pirayesh, Consultant, Client Outreach, ACT, Inc., presented information concerning students from the 2012 high school graduating class who took the ACT, including testing outcomes and student performance on various portions of the test. In Nevada, 7,604 graduates (*34 percent of graduating students*) took the ACT in the class of 2012.

41. Approved - Academic & Student Affairs Committee (Agenda Item #41) – (Cont'd.)

Only Lyon County administers the ACT for all students. The average score for Nevada students was 21.3, which is comparable to the national average. Overall, 25 percent of Nevada students met all four college readiness benchmarks (*English, reading, mathematics and science*).

Linda Heiss, NSHE Director of Institutional Research, presented the third and fifth year new academic program reviews, as mandated by Board policy (*Title 4, Chapter 14, Section 4*).

Ms. Heiss also presented the report on the institutional review of existing academic programs, as mandated by Board policy (*Title 4, Chapter 14, Section 4*). The discussion included programs with no or low graduation numbers and the process for reviewing low-yield programs.

Action Items:

Board action was requested to approve the following recommendations of the Academic and Student Affairs Committee:

- The Committee recommended approval of the minutes from the September 6, 2012, meeting (*Ref. ASA-2 on file in the Board Office*).
- The Committee recommended approval of an Associate of Applied Science in Energy Technologies at TMCC with the condition TMCC come back to the Board within one year with an analysis of its profitability, enrollment and success (*Ref. ASA-3 on file in the Board Office*).
- The Committee recommended approval of a revision to Board policy concerning the requirements for an Associate of Applied Science (AAS) degree, effective fall 2013 (*Title 4, Chapter 14, Section 14 and Title 4, Chapter 16, Section 25*). The proposed revision will provide additional flexibility among the courses required for the AAS degree (*Ref. ASA-5 on file in the Board Office*).
- The Committee recommended approval of the 2013-2016 Planning Report highlighting the strategic objectives for the next four years at each NSHE institution, including foreseeable plans for new academic programs, student services and research initiatives. This report summarizes the institutions' academic and research plans in accordance with Board policy (*Title 4, Chapter 14, Section 3*) and will be submitted to the Nevada Legislature pursuant to *Nevada Revised Statutes 396.505* (*Ref. ASA-6 on file in the Board Office*).

New Business:

Regent Crear requested a review of Board policy, including the low-yield policy (*Title 4, Chapter 14, Section 5 of the Handbook*), governing the process and timeframe for review of academic programs.

Regent Anderson moved approval of the Committee's recommendations and acceptance of the report. Regent Trachok seconded. Motion carried. Regent Blakely was absent.

42. Approved - Audit Committee (Agenda Item #42) - Chair Mark Alden reported the Audit Committee met on November 29, 2012, and received follow-up responses for four internal audit reports previously presented at its June 2012 meeting (*Ref. A-2b through Ref. A-2e*).

Sandi Cardinal, Assistant Vice Chancellor for Internal Audit, reported all institution bank reconciliations are up-to-date.

The Committee requested a follow-up report on the NSHE Report on Internal Control Matters at the March 2013 Audit Committee meeting. The Committee also requested a status report on the UNLV Football Foundation audit for the year ending June 30, 2013.

No action was taken on the UNLV Singapore Campus internal control review.

Action items

Board action was requested to approve the following recommendations of the Audit Committee:

- The Committee recommended approval of the minutes from the September 6, 2012, meeting (*Ref. A-2a on file in the Board Office*).
- The Committee recommended approval of the OMB Circular A-133 Audit Report for the year ended June 30, 2012 (*Ref. A-3 on file in the Board Office*).
- The Committee recommended approval of the NSHE Financial Statements for the year ended June 30, 2012 (*Ref. A-4 on file in the Board Office*).
- The Committee recommended approval of the NSHE Report on Internal Control Matters for the year ended June 30, 2012 (*Ref. A-5 on file in the Board Office*).
- The Committee recommended approval of a report on the Communications with those Charged with Governance for the year ended June 30, 2012 (*Ref. A-6 on file in the Board Office*).
- The Committee recommended approval of the UNSOM Combined Financial Statements and Report of Certified Public Accountants for the year ended June 30, 2012 (*Ref. A-7 on file in the Board Office*).
- The Committee recommended approval of the UNSOM Report on Internal Control Matters for the year ended June 30, 2012 (*Ref. A-8 on file in the Board Office*).
- The Committee recommended approval of the following internal audit reports: (*Ref. Audit Summary on file in the Board Office*)
 - ✓ Faculty Dental Practice, UNLV (*Ref. A-9 on file in the Board Office*).
 - ✓ Purchasing Department Operations, CSN (*Ref. A-10 on file in the Board Office*).
 - ✓ Controller's Office, GBC (*Ref. A-11 on file in the Board Office*).

Regent Alden moved approval of the Committee's recommendations and acceptance of the report. Regent Page seconded. Motion carried. Regent Blakely was absent.

43. Approved - Business & Finance Committee (Agenda Item #43) - Chair Mark Alden reported the Business & Finance Committee met on November 29, 2012, and heard the following reports:

- NSHE State Supported Operating Budget to Actual Comparison for fiscal year 2011-2012.
- State Accountability report for fiscal year 2011-2012 reconciling the Board of Regents' approved budget to actual revenues and expenditures per Legislative Letter of Intent.
- Self-Supporting Budget to Actual Comparison for fiscal year 2011-2012.
- Student association reports of revenues, expenditures and ending account balances for fiscal year 2011-2012.
- All Funds revenues and expenses of NSHE for the first quarter of fiscal year 2012-2013.
- NSHE Fiscal Exceptions of self-supporting budgets and the status of state appropriated budgets for the first quarter of fiscal year 2012-2013.
- Budget transfers of state appropriated or self-supporting funds between functions for the first quarter of fiscal year 2012-2013.

Action items:

Board action was requested to approve the following recommendations of the Business and Finance Committee:

- The Committee recommended approval of the minutes from the September 6, 2012, meeting (*Ref. BF-2a on file in the Board Office*).
- The Committee recommended approval of the fiscal year 2011-2012 State Accountability Report reconciling the Board of Regents approved budget to the fiscal year-end actual revenues and expenditures (*Ref. BF-2c(1) and Ref. BF-2c(2) on file in the Board Office*).
- The Committee recommended approval for the Nevada System of Higher Education to expend excess student registration fee revenues for the purpose of funding additional adjunct faculty and to seek Interim Finance Committee authorization to expend any additional student fee revenues not utilized for adjunct faculty costs, within the state operating budgets for fiscal year 2012-2013 (*Ref. BF-4 on file in the Board Office*).
- The Committee recommended approval of a resolution, on behalf of the University of Nevada, Reno, authorizing the prepayment of the 2004B Bonds placed into escrow in January 2010 at their earliest optional redemption date and for the liquidation of the portfolio of securities currently paying the principal and interest of the bonds as they come due (*Ref. BF-2h on file in the Board Office*).

43. Approved - Business & Finance Committee (Agenda Item #43) – (Cont'd.)

- The Committee recommended approval of a resolution, on behalf of the College of Southern Nevada, to obtain a not-to-exceed 15 year bank loan for up to \$10 million to finance architecture fees and construction costs, to renovate 26,533 square feet and upgrade/replace finishes on 25,424 square feet and construct an addition of 3,364 square feet of the Charleston Campus “A” Building to accommodate the Radiation Therapy Technology, Ophthalmic Dispensing, Physical Therapy Assistant, Clinical Laboratory Science, Dental Sciences-Assisting, Dental Sciences-Hygiene, and Veterinary Technician programs (*Ref. BF-5 on file in the Board Office*).

Regent Alden moved approval of the Committee’s recommendations and acceptance of the report.
Regent Melcher seconded. Motion carried. Regent Blakely was absent.

44. Approved - Investment & Facilities Committee (Agenda Item #44) - Chair Michael B. Wixom reported the Investment & Facilities Committee met on November 29, 2012, and heard the following reports:

- David Breiner and Wendy Walker from Cambridge Associates reported on asset allocation and investment returns for the Pooled Endowment and Pooled Operating Funds for the quarter ending September 30, 2012.
- Director of Banking and Investments Ruby Camposano reported on the activities and the current balance of the reserve account of the operating pool fund which was positive \$21.1 million as of end of the business day on Wednesday, November 28, 2012.
- President Neal J. Smatresk and UNLV staff presented a description of the UNLV Performing Arts Center activities and a preliminary assessment of how the program and activities will be complementary with the new Smith Center.
- Dr. Thomas L. Schwenk, Dean, University of Nevada School of Medicine (*UNSOM*), and Vice President, Division of Health Sciences, UNR, updated the Committee on the planning progress of the UNSOM Las Vegas campus.
- DRI President Stephen G. Wells, TMCC President Maria C. Sheehan, and DRI staff presented an overview of a U.S. Economic Development Administration grant for improvement to and reconstruction of Raggio Parkway.

Action Items:

Board action was requested to approve the following recommendations of the Investment and Facilities Committee:

- The Committee recommended approval of the minutes from the September 6, 2012, meeting (*Ref. IF-2a on file in the Board Office*).

44. Approved - Investment & Facilities Committee (Agenda Item #44) – (Cont'd.)

- The Committee recommended approval of UNR's acquisition of real property located at 847 N. Center Street, Reno (*Ref. IF-2b on file in the Board Office*).
- The Committee recommended approval of UNR's request to sell mining claims located in the State of Idaho (*Ref. IF-2c on file in the Board Office*).
- The Committee recommended approval of the Police Services Lease Amendment, UNLV (*Ref. IF-2d on file in the Board Office*).
- The Committee recommended approval of the KUNV Communications License Agreement, UNLV, as corrected (*Ref. IF-2e on file in the Board Office*).

[Correction noted in Committee: "Ms. Sidhu read the following provision to replace Section 3(b) of the submitted agreement: "The parties acknowledge that as an entity of the State of Nevada, LICENSEE is not currently subject to a portion of the annual fees that the Bureau of Land Management ("BLM") charges to LICENSOR. The parties acknowledge that should LICENSEE become subject to the BLM fees, LICENSEE may, at its option, terminate this Agreement by giving LICENSOR thirty (30) days prior written notice.""]

- The Committee recommended approval of the Space Study Inventory and Utilization Reports (*Ref. IF-2f on file in the Board Office*).
- The Committee recommended approval of the following recommendations from Cambridge Associates:
 - ✓ Redeem \$1.0 million from the Endowment Vanguard Mid-Cap Index account to fund the quarterly distribution for the quarter ending December 31, 2012.
 - ✓ Completely liquidate the Operating Fund Vanguard Pacific Stock Index account and direct \$2.5 million of the liquidation proceeds to the existing MFS International account and the balance to the existing Manning and Napier International Portfolio.
 - ✓ Rebalance the long term bond allocation of the operating and endowment pools between the two existing core managers; specifically, to achieve a 70 percent-30 percent allocation ratio between PIMCO Total Return and Wells Capital Montgomery accounts. Based on the most current valuations, \$4.4 million & \$5.8 million will be redeemed from the PIMCO Total Return endowment and operating accounts respectively; and direct these amounts to the respective Wells Fargo Montgomery accounts.
- Effective July 1, 2013, the Committee recommended approval of a total spending rate reduction from 6 percent to 5 percent for institutions currently receiving the endowment 4.5 percent spending and 1.5 percent management fee. Within the 5 percent spending rate, the institution will have the discretion to allocate proceeds between spending and management fee, of which a maximum of 1.5 percent may be allocated to the management fee. The Committee will review spending rates annually beginning December 2013 (*Ref. IF-5 on file in the Board Office*).

44. Approved - Investment & Facilities Committee (Agenda Item #44) – (Cont'd.)

- The Committee recommended approval of the sale of 165.26 acres in the Main Station Field Laboratory in the amount of \$7,402,600 to the Washoe County Regional Transportation Commission. The Committee's recommended action included approval of a resolution approving the sale and delegating the authority to the chancellor to sign documents necessary to accomplish the sale. The Committee also recommended approval of the waiver of Board Resolution 81-8 so such proceeds can be used for the purposes of paying down remaining UNR Fire Science Academy capital and operating debt and/or for use for UNR capital improvements as approved by the Board. The Committee also recommended approval of a proposal to permanently augment the UNR College of Biotechnology, Agriculture and Natural Resources (CABNR) budget with an annual amount of approximately \$333,120 (*Ref. IF-10 on file in the Board Office*).
- The Committee recommended approval of an option agreement for the sale of up to 961.86 acre feet of water rights by UNR to Great Basin Land & Water. The Committee's recommended action included approval of a resolution to approve the option agreement and delegate the authority to the chancellor to sign documents necessary to accomplish the sale pursuant to the option agreement. The Committee also recommended approval of the waiver of Board Resolution 81-8 so such proceeds can be used for the purposes of paying down remaining UNR Fire Science Academy capital and operating debt and/or for use for UNR capital improvements as approved by the Board (*Ref. IF-11 on file in the Board Office*).

Regent Wixom moved approval of the Committee's recommendations and acceptance of the report.
Regent Knecht seconded. Regent Page abstained.
Motion carried. Regent Blakely was absent.

45. Approved - Workforce, Research & Economic Development Committee (Agenda Item #45)
Chair Kevin C. Melcher reported the Workforce, Research and Economic Development Committee met on November 29, 2012, and heard the following:Action Items:

Board action was requested to approve the following recommendations of the Workforce, Research & Economic Development Committee:

- The Committee recommended approval of the minutes from the September 6, 2012, meeting (*Ref. WRED-2 on file in the Board Office*).
- The Committee discussed and identified next steps to be taken to facilitate collaboration between NSHE institutions and the state under the priorities of the State Plan for Economic Development and support and encourage private sector engagement. Based on the discussion, the Committee identified potential areas for policy changes to promote flexibility and facilitate cooperation with the private

45. Approved - Workforce, Research & Economic Development Committee (Agenda Item #45) – (Cont'd.)

sector, in addition to pursuing more effectively federal and private grants, and directed staff to work with the institutions and bring back options for future consideration.

Regent Melcher moved approval of the Committee's recommendations and acceptance of the report. Regent Trachok seconded. Motion carried. Regent Blakely was absent.

46. Approved- Cultural Diversity Committee (Agenda Item #46) - Chair Cedric Crear reported the Cultural Diversity Committee met on November 30, 2012, and heard the following:

Vice Chancellor Vic Redding presented a report on the status of the Supplier Diversity Spending Initiative, including an update on progress to date and policy options to streamline the implementation of the Supplier Diversity Spending Initiative for Committee consideration at a future meeting. The Committee asked Vice Chancellor Redding to bring the referenced policy options forward at the next regular meeting of the Committee.

Assistant Vice Chancellor Magdalena Martinez and Charlotte Curtis, State GEAR UP Coordinator, reported on the GEAR UP grant program, which is designed to increase the number of low-income students who are prepared to enter and succeed in postsecondary education. The six-year GEAR UP grants provide services at high-poverty middle and high schools. GEAR UP grantees, including NSHE institutions and the Nevada Department of Education, serve an entire cohort of middle school students beginning no later than the seventh grade and follow the cohort through high school. The newest seven-year grant follows students through their first year in college.

Vice Chancellor Crystal Abba reported on how NSHE institutions use data to identify areas of improvement in diversity, including specific steps taken by institutions when diversity data reveals particular challenges for their institutions.

President Maria C. Sheehan, TMCC, co-chair of the Equity, Diversity and Inclusion Council, reported on the recent work of the Council and its current initiatives. The EDIC was heavily engaged in the past year with the planning for 2012 Diversity Summits and will continue to provide leadership and strategic planning efforts for future summits in the fall of 2013.

Assistant Vice Chancellor Magdalena Martinez; John White, UNLV Executive Vice President and Provost; Carl Reiber, UNLV Vice Provost for Academic Affairs; and Edith Fernandez, Director of Student Success, NSC, reported on the work of the institutions examining data on student success and implementing institutional changes to help students progress since the USC Center for Urban Education/WICHE workshop held

46. Approved- Cultural Diversity Committee (Agenda Item #46) – (Cont'd.)

September 16, 2011. The discussion included an overview of the Bridge program offered at UNLV, as well as interventional advising for first generation students and their families and required first-year seminars on college-success skills. NSC's efforts include its reconstituted IR Office to identify risk factors which impede student performance and facilitate expanded early intervention efforts.

Dr. Reginald Stewart, Director of Diversity Initiatives and the Center for Student Cultural Diversity, UNR, and Luis Valera, Interim Vice President for Diversity Initiatives and Government Affairs, UNLV, reported on the Northern Nevada Diversity Summit held on October 11, 2012, and the Southern Nevada Diversity Summit held on October 5, 2012. The reports included information on attendance, cost, participants, presenters, evaluation results, and diversity issues emerging from the summits. Summary papers and action plans from the Summits will be available soon.

Action Items:

Board action was requested to approve the following recommendations of the Cultural Diversity Committee:

- The Committee recommended approval of the minutes from the September 7, 2012, meeting (*Ref. CD-2 on file in the Board Office*).

Regent Crear moved approval of the Committee's recommendations and acceptance of the report.
Regent Doubrava seconded. Motion carried.
Regent Blakely was absent.

47. Approved - Health Sciences System Committee (Agenda Item #47) - Chair Mark W.

Doubrava reported the Health Sciences System Committee met on November 30, 2012, and heard the following:

- Chair Doubrava stated the Affordable Care Act will increase NSHE's role in producing future health professionals. He presented highlights of his visit to the University of Arizona Health and Medical Center. He pulled Item #5 (*Health Workforce Study*) from the agenda and indicated it will be discussed at the next meeting.
- Vice Chancellor Turner presented an update on the Health Sciences System activities since the last meeting. Vice Chancellor Turner provided a detailed overview of the visits to the University of Arizona both in Phoenix and Tucson. During the trips, specific initiatives were identified as possible partnership opportunities. She also gave an update on the NSHE Research and Scholar searchable database. To date, 248 faculty, staff and graduate students have registered. Regent Melcher requested the database be demonstrated at the next Workforce, Research and Economic Development Committee, and noted the initiative may also be applicable to other academic areas beyond health sciences.

47. Approved - Health Sciences System Committee (Agenda Item #47) – (Cont'd.)

- Dean of UNSOM/Vice President of the Division of Health Sciences, Dr. Thomas Schwenk, presented a status report on the strategic planning and operations initiatives UNSOM is engaged in throughout Nevada. He also provided an update on the relationship between UNSOM and the University Medical Center of Southern Nevada (UMC).
- Dr. Schwenk provided a detailed overview of UNSOM's Graduate Medical Education program outlining priorities identified for program growth and enhancement to expand the physician workforce and improve medical care in the state. He presented a modest but reasonable approach to expansion planning.
- Dr. Schwenk presented a status report on facilities planning of UNSOM's building on the UMC Campus. He gave an executive summary of the proposed building and how the space would be utilized. Regent Wixom asked if the project could be broken into phases. Vice Chair Leavitt asked Brian Brannman, CEO of UMC, for an update on the Las Vegas County Commission's support for the UMC/UNSOM partnership. In addition, he wanted to understand if the County of Las Vegas was expecting payment for the land on which the facilities will be built. Mr. Brannman stated, in his discussions with the commissioners, enthusiastic support for moving forward in its partnership has been expressed. He further stated there has been no indication on the part of the commissioners that payment for the land was expected.
- Vice Chancellor Turner introduced Dr. Patsy Ruchala, Director of the Orvis School of Nursing at UNR and Dr. Tish Smyer, Associate Dean of the UNLV School of Nursing who provided an overview on the successful collaborative Doctor of Nursing Practice Program. Chair Doubrava congratulated them on their program accreditation status. It was noted this program is a model for inter-institutional collaboration within NSHE.

Action Items:

Board action was requested to approve the following recommendations of the Health Sciences System Committee:

- The Committee recommended approval of the minutes from the September 7, 2012, meeting (*Ref. HSS-2 on file in the Board Office*).
- Item 5 (*Health Workforce Study*) was withdrawn until the February 28-March 1, 2013, meeting.

New Business:

- Chair Doubrava recommended the Committee investigate the creation of a Physician Assistant Program.
- Regent Melcher suggested finding a way to continue the Occupational Therapy Assistant Program.

47. Approved - Health Sciences System Committee (Agenda Item #47) – (Cont'd.)

Regent Doubrava moved approval of the Committee's recommendations and acceptance of the report. Regent Trachok seconded. Motion carried. Regent Blakely was absent.

48. Information Only – New Business (Agenda Item #48) – Chair Geddes requested two items be placed on a future agenda to address the format and type of information contained in student and special fee reports and to address entrepreneurialship and risk taking of public boards.

Regent Page requested two items be placed on a future agenda to update the Board on UNR and UNLV athletic fees and budget and to provide an update on fraternity and sorority issues and activities.

49. Information Only – Public Comment (Agenda Item #49) – Mr. Ed Uehling commended the TMCC Master Plan document for its format and information contained within.

Ms. Rachel Stevens, Student Senator, UNLV, requested information on the Board's policy on hiring undocumented students for paid positions.

The meeting adjourned at 4:01 p.m.

Prepared by: Jessica C. McMullen
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Submitted by: Scott G. Wasserman
Chief of Staff and Special Counsel to the Board of Regents

Approved by the Board of Regents at its February 28 – March 1, 2013, meeting.