

**BOARD OF REGENTS and its
AUDIT, COMPLIANCE AND TITLE IX COMMITTEE
NEVADA SYSTEM OF HIGHER EDUCATION**

Desert Research Institute
Frank H. Rogers Science & Technology Building, Rotunda
755 East Flamingo Road, Las Vegas

Thursday, September 9, 2021

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

Members Present:

Dr. Patrick R. Carter, Chair
Mrs. Carol Del Carlo, Vice Chair
Mr. Joseph C. Arrascada
Dr. Mark W. Doubrava
Dr. Jason Geddes
Mr. Donald Sylvantee McMichael Sr.

Other Regents Present:

Mrs. Cathy McAdoo, Board Chair
Mr. Byron Brooks
Ms. Amy J. Carvalho
Ms. Laura E. Perkins
Dr. Lois Tarkanian

Others Present:

Dr. Melody Rose, Chancellor
Ms. Crystal Abba, Vice Chancellor, Academic and Student Affairs
Dr. Constance Brooks, Vice Chancellor, Public Affairs and Advancement
Mr. Caleb Cage, Vice Chancellor, Workforce Development
Mr. Andrew Clinger, Chief Financial Officer
Ms. Keri Nikolajewski, Interim Chief of Staff to the Board
Mr. Joe Reynolds, Chief General Counsel
Ms. Tina Russom, Deputy General Counsel
Mr. Joe Sunbury, Chief Internal Auditor
Dr. Federico Zaragoza, President, CSN
Dr. Kumud Acharya, President, DRI
Dr. DeRionne P. Pollard, President, NSC
Dr. Karin M. Hilgersom, President, TMCC
Dr. Keith E. Whitfield, President, UNLV
Dr. Vincent R. Solis, President, WNC

Faculty senate chairs in attendance were: Dr. Julian Smit, CSN; Dr. Dave Rhode, DRI; Mr. Kevin Seipp, GBC; Dr. Samantha Jewell, NSC; Mr. Glenn Heath, SA; Dr. Virginia Irintcheva, TMCC; Ms. Shannon Sumpter, UNLV; Dr. Amy Pason, UNR; and Mr. Jim Strange, WNC. Student body presidents in attendance were: Mr. Zachary Johnigan, ASCSN President, CSN; Ms. Tessa Espinosa, NSC (sitting in for Ms. Lauren Porter); and Ms. Darian Richards, SGA President, TMCC; Ms. Caren Yap, CSUN President, UNLV; Mr. Austin Brown, ASUN President, UNR; Mr. Matthew Hawn, GSA President, UNR; and Ms. Andrea Sanchez De Loza, ASWN President, WNC. Classified council chairs in attendance were: Ms. Deana Wilson, UNLV (sitting in for Mr. Jim Boyer, UNLV).

Chair Carter called the meeting to order at 10:45 a.m. with all members present.

1. Information Only – Public Comment – None.
2. Approved – Minutes – The Committee recommended approval of the June 10, 2021, meeting minutes. (Ref. A-2 on file in the Board Office.)

Regent Doubrava moved approval of the June 10, 2021, meeting minutes. Regent McMichael seconded. Motion carried.

3. Information Only – Chair's Report – Chair Carter reported Agenda Item 23 (*Handbook Revision, Policy Against Discrimination and Sexual Harassment*) on the main Board agenda is to adjust some Title IX policies previously approved. He called attention to the Audit Summary that includes the audit to be presented and the audit findings.

(Audit Summary on file in the Board Office.)

4. Approved – E.L. Cord Foundation Child Care Center, TMCC – The Committee recommended approval of the report and institutional response to the TMCC E.L. Cord Foundation Child Care Center audit for the period July 1, 2018, through May 31, 2020. (Ref. A-4 on file in the Board Office.)

Chief Internal Auditor Joe Sunbury highlighted control improvements in:

- Cash controls
- Contract management
- Student employee documentation
- Equipment inventory

Regent Arrascada moved approval of the report and institutional response to the TMCC E.L. Cord Foundation Child Care Center audit for the period July 1, 2018, through May 31, 2020. Regent McMichael seconded. Motion carried.

5. Approved – Change in Leadership, NSHE – The Committee recommended approval of the report and institutional response to the NSHE Change in Leadership audit for the period July 1, 2019, through August 31, 2020. *(Ref. A-5 on file in the Board Office.)*

Chief Internal Auditor Sunbury highlighted control improvements in:

- Contract management
- Monitoring of capital projects
- Equipment inventory

Regent McMichael moved approval of the report and institutional response to the NSHE Change in Leadership audit for the period July 1, 2019, through August 31, 2020. Regent Doubrava seconded. Motion carried.

6. Approved – Change in Leadership, UNLV – The Committee recommended approval of the report and institutional response to the UNLV Change in Leadership audit for the period July 1, 2019, through August 31, 2020. *(Ref. A-6 on file in the Board Office.)*

Chief Internal Auditor Sunbury reported no material findings were noted.

Regent McMichael moved approval of the report and institutional response to the UNLV Change in Leadership audit for the period July 1, 2019, through August 31, 2020. Regent Geddes seconded.

In response to a question from Regent Arrascada, Chief Internal Auditor Sunbury stated it was a clean audit.

Chair Carter noted he could not recall any audit that did not have findings.

Motion carried.

7. Approved – Hosting, UNLV – The Committee recommended approval of the report and institutional response to the UNLV Hosting audit for the period July 1, 2019, through August 31, 2020. *(Ref. A-7 on file in the Board Office.)*

Chief Internal Auditor Sunbury highlighted control improvements in:

- Documentation

Regent Arrascada moved approval of the report and institutional response to the UNLV Hosting audit for the period July 1, 2019, through August 31, 2020. Regent McMichael seconded. Motion carried.

8. Approved – Internal Audit Department Work Plan and Status Report, NSHE – The Committee recommended approval of the Internal Audit Work Plan for the six-month period ending December 31, 2021, and the Internal Audit Department Status Report (previously called the "Audit Exception Report") for the six-month period ended June 30, 2021. *(Ref. A-8 on file in the Board Office.)*

Chief Internal Auditor Sunbury noted a commitment from his department for continued internal and external training. As a result, training hours were higher since the Department took advantage of some training through the Finance Department.

Themes for the Internal Audit Department Work Plan include:

- Utilize feedback from key stakeholders
- Focus on process and control improvement
- Increased collaboration to work efficiently and effectively
- Frequent conversations with other assurance providers
- Cost savings measures

Chief Internal Auditor Sunbury reported the five-year trend in unresolved findings is not in the single digits. However, there was a slight increase due to the COVID-19 pandemic.

Chair Carter acknowledged the huge accomplishment and thanked the Presidents.

Regent Doubrava moved approval of the Internal Audit Work Plan for the six-month period ending December 31, 2021, and the Internal Audit Department Status Report (previously called the "Audit Exception Report") for the six-month period ended June 30, 2021. Regent McMichael seconded. Motion carried.

9. Information Only – Internal Audit, Compliance and Title IX Updates, NSHE – Chief Internal Auditor Sunbury provided an update on the quality assurance review, compliance hotline and incident management processes. *(Ref. A-9 on file in the Board Office.)*

Chief Internal Auditor Sunbury reported the U.S. Department of Education Office of Civil Rights issued a letter to students, educators, and other stakeholders regarding regulations implementing the 2020 Title IX amendments. The letter noted that in late July, a Federal District Court found a section of the 2020 amendments related to the grievance process at post-secondary institutions to be arbitrary. The section was vacated and remanded to the Department for further consideration.

10. Information Only – New Business – None.

11. Information Only – Public Comment – None.

The meeting adjourned at 11:07 a.m.

Prepared by:

Angela R. Palmer
Special Assistant and Coordinator
to the Board of Regents

Submitted for approval by:

Keri D. Nikolajewski
Interim Chief of Staff
to the Board of Regents

Approved by the Board of Regents at its December 2-3, 2021, meeting.