

SPECIAL MEETING
BOARD OF REGENTS
NEVADA SYSTEM OF HIGHER EDUCATION

Friday, August 21, 2020, 12:00 p.m.

THIS MEETING WILL BE HELD VIA VIDEOCONFERENCE AND TELECONFERENCE ONLY PURSUANT TO SECTION 1 OF THE DECLARATION OF EMERGENCY DIRECTIVE 006 (“DIRECTIVE 006”), AND EXTENDED BY DIRECTIVES 016, 018, 021, 026 AND 029, ISSUED BY THE STATE OF NEVADA EXECUTIVE DEPARTMENT. THERE WILL BE NO PHYSICAL LOCATION FOR THE MEETING.

PUBLIC COMMENT MAY BE SUBMITTED VIA THE ONLINE PUBLIC COMMENT FORM (<http://nshe.nevada.edu/public-comment/>) OR VOICEMAIL (702-800-4705 or 775-300-7661). MESSAGES RECEIVED BY 4:00 PM ON THURSDAY, AUGUST 20, 2020, MAY BE ENTERED INTO THE RECORD DURING THE MEETING. ANY OTHER PUBLIC COMMENT FORM SUBMISSIONS AND/OR VOICEMAILS RECEIVED PRIOR TO THE ADJOURNMENT OF THE MEETING WILL BE TRANSCRIBED AND INCLUDED IN THE PERMANENT RECORD.

MEMBERS OF THE PUBLIC WISHING TO VIEW THE MEETING MAY DO SO VIA LIVE STREAM (<http://nshe.nevada.edu/live/>).

ROLL CALL:	Dr. Mark W. Doubrava, Chair	_____
	Mrs. Carol Del Carlo, Vice Chair	_____
	Dr. Patrick R. Carter	_____
	Ms. Amy J. Carvalho	_____
	Dr. Jason Geddes	_____
	Mr. Trevor Hayes	_____
	Ms. Lisa C. Levine	_____
	Mrs. Cathy McAdoo	_____
	Mr. Donald Sylvantee McMichael Sr.	_____
	Mr. John T. Moran	_____
	Mr. Kevin J. Page	_____
	Ms. Laura E. Perkins	_____
	Mr. Rick Trachok	_____

IMPORTANT INFORMATION ABOUT THE AGENDA AND PUBLIC MEETING

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

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

In accordance with the Board of Regents’ Bylaws, Title I, Article V, Section 12, a quorum may be gained by telephone hookup.

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

Pursuant to Section 5 of Directive 006, and extended by Directives 016, 018, 021, 026 and 029, the requirement contained in NRS 241.020(3)(c) that physical locations be available for the public to receive supporting material for public meetings has been suspended. Pursuant to Section 6 of Directive 006, and extended by Directives 016, 018, 021, 026 and 029, copies of the reference material and any additional support materials that are submitted to the Board of Regents' Office and then distributed to the members of the Board of Regents after the posting of this agenda but before the meeting, will be made available upon request by calling Keri Nikolajewski at (702) 889-8426.

Reasonable efforts will be made to assist and accommodate physically disabled persons to participate in the meeting. Please call the Board Office at (702) 889-8426 in advance so that arrangements may be made.

CALL TO ORDER – ROLL CALL

PLEDGE OF ALLEGIANCE

1. PUBLIC COMMENT

INFORMATION ONLY

Public comment will be taken during this agenda item. No action may be taken on a matter raised under this item until the matter is included on an agenda as an item on which action may be taken. Comments will be limited to two minutes per person.

Pursuant to Section 2 of Directive 006, and extended by Directives 016, 018, 021, 026 and 029, members of the public may participate in the meeting without being physically present by submitting public comment via the online Public Comment Form (<http://nshe.nevada.edu/public-comment/>) or voicemail (702-800-4705 or 775-300-7661). Messages received by 4:00 PM on Thursday, August 20, 2020, may be entered into the record during the meeting. Any other Public Comment Form submissions and/or voicemails received prior to the adjournment of the meeting will be transcribed and included in the permanent record. Persons making comment are asked to begin by stating their name for the record and to spell their last name. The Board Chair may elect to allow additional public comment on a specific agenda item when that agenda item is being considered.

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

2. CHANCELLOR'S REPORT **INFORMATION ONLY**

Chancellor Thom Reilly will report to the Board concerning ongoing planning activities and major projects within the NSHE, including issues related to the current COVID-19 pandemic.

ESTIMATED TIME: 5 mins.

3. BOARD CHAIR'S REPORT **INFORMATION ONLY**

Chair Mark W. Doubrava will discuss issues related to NSHE and his activities as Board Chair, including issues related to the current COVID-19 pandemic.

ESTIMATED TIME: 5 mins.

4. UPDATE ON CLARK COUNTY GRADE SEPARATED INTERSECTION AND TOMPKINS AVENUE, UNLV **INFORMATION ONLY**

UNLV Interim Executive Vice President and Provost Chris Heavey will present an update on Clark County plans to create a grade separated intersection at Tropicana Avenue and University Center Drive/Paradise Road, and to create a Tompkins Avenue roadway generally between Koval Lane and Paradise Road. ([Ref. BOR-4](#))

ESTIMATED TIME: 10 mins.

5. PROCEDURES AND GUIDELINES MANUAL REVISION, DISTRIBUTION OF STUDENT REGISTRATION FEES, ACADEMIC YEARS 2020-21, 2021-22 AND 2022-23 **FOR POSSIBLE ACTION**

Chief Financial Officer Andrew Clinger and the institution presidents request approval of the distribution of student registration fees for Academic Years 2020-21, 2021-22 and 2022-23. Student registration fees collected by each institution are used to support the State Supported Operating Budget. The remainder of the registration fee revenue is retained by the institutions to provide for student access, as well as other institutional and student related needs including General Improvement, Capital Improvement and student associations. ([Ref. BOR-5](#))

FISCAL IMPACT: Revenue associated with the distribution of the registration fee will be reflected in the State Supported Operating Budget as well as various Self-Supporting Budgets.

ESTIMATED TIME: 15 mins.

6. CREATION OF BUDGET REDUCTION RESPONSE COMMITTEE **FOR POSSIBLE ACTION**

Chair Mark W. Doubrava will request that the Board authorize the creation of a Budget Reduction Response Committee in accordance with the Bylaws of the Board of Regents (*Handbook Title 1, Article VI, Section 4*). Pursuant to that Section, the Committee shall exist until it concludes its business, but in no event shall it exist for more than one year. The number of Committee members and the individuals who shall serve as the chair and members shall be determined and appointed by Chair Doubrava. The Committee shall be subject to the Nevada Open Meeting Law. Chair Doubrava will also request that the Board adopt the proposed Mission Statement. ([Ref. BOR-6](#))

ESTIMATED TIME: 15 mins.

7. PROPOSALS TO COMPLY WITH AN ADDITIONAL \$25 MILLION REDUCTION IN FISCAL YEAR 2020-2021 STATE SUPPORTED OPERATING BUDGET **FOR POSSIBLE ACTION**

Chancellor Thom Reilly and Chief Financial Officer Andrew Clinger will present for approval proposals on how all NSHE institutions and System Administration may comply with an additional \$25 million reduction in State General Fund appropriations enacted by the Legislature in [Assembly Bill 3 \(Chapter 5, Statutes of Nevada 31st Special Session\)](#). Budget cut proposals to comply with the revisions adopted by the Legislature and subject to Board action may include, but are not limited to, one or a combination of the following: operating budget cuts and staffing reductions; reducing all faculty, staff and employee salaries; using institution's reserve funds; a distribution from the operating reserve; and/or any other proposal raised during the meeting by the Board.

ESTIMATED TIME: 60 mins.

8. 2021-23 BIENNIAL STATE OPERATING BUDGET REQUEST **FOR POSSIBLE ACTION**

Chancellor Thom Reilly, Chief Financial Officer Andrew Clinger and the institution presidents will present for approval NSHE's 2021-23 biennial state operating budget request for the 2021 Legislative Session, including information on the base, maintenance and enhancement budget requests. The Board will consider these matters and may take action including, but not limited to, establishing budget priorities and approving base, maintenance and enhancement requests to the formula funded operating budgets, as well as other state-funded budgets, and providing direction regarding the state operating budget request due to the Governor's Finance Office by August 31, 2020.

***FISCAL IMPACT:** The NSHE State Supported Operating Budget is the primary source of funding for all NSHE institutions, and Board approval is required before final submission to the Governor's Finance Office by the August 31, 2020, deadline.*

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

9. AUTHORITY TO SUPPORT LITIGATION CHALLENGING NEW TITLE IX REGULATIONS **FOR POSSIBLE ACTION**

Chief General Counsel Joe Reynolds will request authority to take all legal actions reasonable and necessary on behalf of the Board of Regents to challenge the new Title IX regulations issued by the U.S. Department of Education including, but not limited to, working with the Office of the Nevada Attorney General to commence, support, join or intervene in any ongoing litigation and/or appeal or amicus brief to ensure that the interests of the Board of Regents and the NSHE community are adequately represented.

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

10. NEW BUSINESS **INFORMATION ONLY**

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

***ESTIMATED TIME:** 5 mins.*

11. PUBLIC COMMENT

INFORMATION ONLY

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PURSUANT TO SECTION 3 OF DIRECTIVE 006, AND EXTENDED BY DIRECTIVES 016, 018, 021, 026 AND 029, THE REQUIREMENTS CONTAINED IN NRS 241.020(4)(a) THAT PUBLIC NOTICE AGENDAS BE POSTED AT PHYSICAL LOCATIONS WITHIN THE STATE OF NEVADA HAVE BEEN SUSPENDED.

PURSUANT TO SECTION 4 OF DIRECTIVE 006, AND EXTENDED BY DIRECTIVES 016, 018, 021, 026 AND 029, THIS AGENDA HAS BEEN ELECTRONICALLY POSTED ON THE NEVADA SYSTEM OF HIGHER EDUCATION WEBSITE (<http://system.nevada.edu/>) AND ON THE NEVADA PUBLIC NOTICE WEBSITE (<http://notice.nv.gov/>) IN ACCORDANCE WITH NRS 232.2175.