

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

University of Nevada, Las Vegas
Student Union Ballroom
4505 S. Maryland Parkway, Las Vegas

Wednesday, November 30, 2022, 3:00 p.m.
Thursday, December 1, 2022, 2:00 p.m.*
Friday, December 2, 2022, 12:00 p.m.**

** Time Approximate: The Board of Regents meeting will recess on Wednesday evening and reconvene on Thursday upon adjournment of the Audit, Compliance and Title IX Committee meeting. ** The Board meeting will recess on Thursday afternoon and reconvene on Friday, beginning with Public Comment, upon adjournment of the foundation meetings.*

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

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

Members of the Board and/or the public may attend the meeting and provide testimony or public comment at these sites. Public comment may also be submitted via the online public comment form (<http://nshe.nevada.edu/public-comment/>) or voicemail (702-800-4705 or 775-300-7661). Written comments will no longer be read into the record and voicemails will not be played for broadcast, but both will be included in the permanent meeting record.

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

ROLL CALL:	Mrs. Cathy McAdoo, Chair	_____
	Ms. Amy J. Carvalho, Vice Chair	_____
	Mr. Joseph C. Arrascada	_____
	Mr. Patrick J. Boylan	_____
	Mr. Byron Brooks	_____
	Dr. Patrick R. Carter	_____
	Mrs. Carol Del Carlo	_____
	Dr. Mark W. Doubrava	_____
	Dr. Jason Geddes	_____
	Mr. Donald Sylvantee McMichael Sr.	_____
	Mr. John T. Moran	_____
	Ms. Laura E. Perkins	_____
	Dr. Lois Tarkanian	_____

IMPORTANT INFORMATION ABOUT THE AGENDA AND PUBLIC MEETING

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

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

The Board of Regents, at its regularly scheduled meetings, meets concurrently with its committees (Academic, Research and Student Affairs; Business, Finance and Facilities; Audit, Compliance and Title IX; Inclusion, Diversity, Equity and Access; Health Sciences System; Security; and Workforce). The Board's committee meetings take place in accordance with the agendas published for those committees. Regents who are not members of the committees may attend the committee meetings and participate in the discussion of committee agenda items. However, action items will only be voted on by the members of each committee, unless a Regent is temporarily made a member of that committee under Board of Regents Bylaws, Title 1, Article VI, Section 6. The full Board of Regents will consider committee action items in accordance with the Board of Regents agenda published for the current or for a subsequent meeting.

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

Some agenda items are noted as having accompanying reference material. Reference material may be accessed on the electronic version of the agenda by clicking the reference link associated with a particular item. The agenda and associated reference material may also be accessed on the Internet by visiting the Board of Regents website at:

<https://nshe.nevada.edu/leadership-policy/board-of-regents/meeting-agendas/>

Many public libraries have publicly accessible computer terminals. Copies of the reference material and any additional support materials that are submitted to the Board of Regents Office and then distributed to the members of the Board of Regents after the posting of this agenda but before the meeting, will be made available as follows: 1. Copies of any such materials are available at the Board of Regents Offices at 2601 Enterprise Road, Reno, Nevada, and 4300 South Maryland Parkway, Las Vegas, Nevada. A copy may be requested by calling Keri Nikolajewski at (702) 889-8426; 2. Copies of any such materials will also be available at the meeting site.

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

CALL TO ORDER – ROLL CALL

PLEDGE OF ALLEGIANCE

1. PUBLIC COMMENT

INFORMATION ONLY

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

ESTIMATED TIME: 30 mins.

2. CONSENSUS OF THE AD HOC COMMITTEE TO REVIEW THE ROLES AND RESPONSIBILITIES OF THE CHANCELLOR

Acting Chancellor Dale A.R. Erquiaga and Executive Vice Chancellor and Chief of Staff Crystal Abba will present for consideration and approval revisions to the *Handbook* and *Procedures and Guidelines Manual* resulting from the discussions of the ad hoc Committee to Review the Roles and Responsibilities of the Chancellor. At its meeting on October 14, 2022, the Committee discussed key issues that came up during prior meetings and reached consensus on a number of issues related to the roles and responsibilities of the Chancellor and the evaluation and discipline of presidents and the Chancellor. The Board will consider the following:

2a. CODE REVISION, DIRECT REPORTS OF THE BOARD INFORMATION ONLY

The initial hearing for a revision to the NSHE Code (*Title 2, Chapter 1, Section 1.5*) will be presented that defines the direct reports of the Board as the Chancellor, Chief of Staff and Special Counsel, and Chief Internal Auditor. The proposed revision will be considered for action at the March 9-10, 2023, meeting. ([Ref. BOR-2a](#))

2b. HANDBOOK REVISION, EXECUTIVE STAFF OF THE CHANCELLOR FOR POSSIBLE ACTION

The Board will consider approval of a revision to the *Handbook* (*Title 4, Chapter 2, Section 3*) to define executive staff that are appointed by the Chancellor to include the positions of Chief General Counsel, Chief Financial Officer, and Chief Academic Officer; and further require that salary adjustments for executive staff appointed by the Chancellor must be reported to the Board annually. ([Ref. BOR-2b](#))

2c. BYLAW AND HANDBOOK REVISIONS, CHANCELLOR'S JOB DESCRIPTION FOR POSSIBLE ACTION

The Board will consider approval of revisions to the Bylaws of the Board of Regents (*Title 1, Article VII, Section 3*) and *Handbook* (*Title 4, Chapter 10, new Section 36*) that outline the roles and responsibilities of the Chancellor to reflect the current roles of the Chancellor and consensus of the Committee. ([Ref. BOR-2c](#))

2d. BYLAW REVISION, DISCIPLINE OF THE PRESIDENTS AND CHANCELLOR FOR POSSIBLE ACTION

The Board will consider approval of a revision to the Bylaws of the Board of Regents (*Title 1, Article VII, new Sections 5 and 6*) that defines steps for the progressive discipline and termination of a president and Chancellor. ([Ref. BOR-2d](#))

2. CONSENSUS OF THE AD HOC COMMITTEE TO REVIEW THE ROLES AND RESPONSIBILITIES OF THE CHANCELLOR – (continued)

**2e. PROCEDURES AND GUIDELINES FOR POSSIBLE ACTION
MANUAL REVISION, PERFORMANCE
CRITERIA FOR EVALUATION OF THE CHANCELLOR**

The Board will consider approval of revisions to the *Procedures and Guidelines Manual* governing performance criteria for the annual and periodic evaluation of the Chancellor (*Chapter 2, Section 2, Subsection 5*) including measurable goals that align with the Board’s strategic plan and goals. ([Ref. BOR-2e](#))

**2f. PROCEDURES AND GUIDELINES FOR POSSIBLE ACTION
MANUAL AND HANDBOOK REVISIONS,
PERFORMANCE CRITERIA FOR ANNUAL
AND PERIODIC EVALUATION OF NSHE PRESIDENTS**

The Board will consider approval of revisions to the *Procedures and Guidelines Manual* governing the evaluation criteria for the annual and periodic evaluation of presidents (*Chapter 2, Section 2, Subsection 3*) aligning such criteria with institutional strategic plans and Board approved strategic goals. Further, the Board will consider approval of a revision to the *Handbook (Title 4, Chapter 14, Section 3)* requiring institutional strategic plans to align with and support the Board’s strategic goals and include metrics with corresponding targets that measure progress toward achieving the goals of the institutional strategic plan. ([Ref. BOR-2f](#))

**2g. PROCEDURES AND GUIDELINES FOR POSSIBLE ACTION
MANUAL REVISION, ANNUAL
EVALUATION OF NSHE PRESIDENTS**

The Board will consider approval of revisions to the *Procedures and Guidelines Manual* governing the annual evaluation of presidents (*Chapter 2, Section 2, Subsection 1*) including revisions to provide that the Chancellor and the Chair and Vice Chair of the Board will conduct the annual evaluation of presidents. ([Ref. BOR-2g](#))

**2h. PROCEDURES AND GUIDELINES FOR POSSIBLE ACTION
MANUAL REVISION, PERIODIC
EVALUATION OF NSHE PRESIDENTS**

The Board will consider two options for revision of the *Procedures and Guidelines Manual* provisions governing periodic evaluation of presidents (*Chapter 2, Section 2, Subsection 2*): Option 1 where the periodic evaluation is conducted by a committee of the Board; and Option 2 where the periodic evaluation is conducted by an evaluation committee chaired by the Chancellor. ([Ref. BOR-2h](#))

ESTIMATED TIME: 45 mins.

3. FORTHCOMING VACANCY, OFFICE OF THE CHANCELLOR **FOR POSSIBLE ACTION**

Pursuant to the NSHE Code (*Title 2, Chapter 1, Section 1.5.3*), the Board will consider approval of commencing a national, regional, in-state or other search for a permanent Chancellor and whether to hire a search consultant to assist a Regents' Chancellor Search Committee to be appointed by the Board Chair in the performance of the search. ([Ref. BOR-3](#))

FISCAL IMPACT: *The cost to hire a search consultant may exceed \$25,000.*

ESTIMATED TIME: *10 mins.*

4. 2023-25 BIENNIAL STATE OPERATING BUDGET REQUEST UPDATE AND DISCUSSION REGARDING THE 2023 LEGISLATIVE SESSION **INFORMATION ONLY**

Acting Chancellor Dale A.R. Erquiaga and Chief Financial Officer Andrew Clinger will present an update on NSHE's 2023-25 Biennial State Operating Budget Request and discuss the upcoming 2023 Legislative Session.

ESTIMATED TIME: *30 mins.*

5. 2022-2025 COLLECTIVE BARGAINING AGREEMENT, CSN AND CSN-NFA **FOR POSSIBLE ACTION**

CSN President Federico Zaragoza will request approval of the negotiated contract ratified by the CSN-NFA and approved by President Zaragoza. The contract would be effective July 1, 2022, and will be in place through June 30, 2025. ([Ref. BOR-5](#))

FISCAL IMPACT: *The fiscal impact of the CBA on the State Supported Operating Budget is projected to be \$1,027,325 as an ongoing annual expense. The fiscal impact to summer school revenue is projected to be \$210,532 as an ongoing annual expense. For both the State Supported Operating Budget and summer school, funding will be provided by cost savings. The total amount to be applied to the Higher Education Emergency Relief (HEER) grant funds is \$1,036,000 as a one-time expense.*

ESTIMATED TIME: *10 mins.*

6. 2022-2025 COLLECTIVE BARGAINING AGREEMENT, TMCC AND TMCC-NFA FOR POSSIBLE ACTION

TMCC President Karin M. Hilgersom will request approval of the TMCC-NFA contract negotiated between the TMCC administration and the TMCC-NFA on behalf of TMCC faculty. ([Ref. BOR-6](#))

***FISCAL IMPACT:** The contract includes a one-time payment to supplement faculty salary, using solely non-state funds, totaling approximately \$554,700. The payment is graduated based on income, with higher paid faculty receiving a smaller payment. Payments will range between \$2,000 and \$2,600.*

***ESTIMATED TIME:** 10 mins.*

7. RENAMING UPDATE, NSC INFORMATION ONLY

NSC President DeRionne P. Pollard will provide additional information on the renaming of Nevada State College to Nevada State University. ([Ref. BOR-7](#))

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

8. STRATEGIC ALLIANCE UPDATE, GBC AND UNR INFORMATION ONLY

GBC President Joyce M. Helens and UNR President Brian Sandoval will present an update on the strategic alliance, the new and existing consolidation of services and how that has moved the two institutions to further define their strategic alliance. ([Ref. BOR-8](#))

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

9. 2022-2025 STRATEGIC PLAN, GBC FOR POSSIBLE ACTION

GBC President Joyce M. Helens will request approval of the 2022-2025 GBC Strategic Plan. ([Refs. BOR-9a and BOR-9b](#))

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

10. UNR AT LAKE TAHOE UPDATE INFORMATION ONLY

UNR President Brian Sandoval will provide an update on the acquisition of Sierra Nevada University and activities at UNR at Lake Tahoe. ([Ref. BOR-10](#))

***ESTIMATED TIME:** 10 mins.*

COMMITTEE MEETINGS

Thursday, December 1, 2022

Academic, Research and Student Affairs Committee, 8:00 a.m.

Business, Finance and Facilities Committee, 10:00 a.m.*

** Time Approximate: The Business, Finance and Facilities Committee meeting may begin earlier than 10:00 a.m. upon adjournment of the Academic, Research and Student Affairs Committee meeting.*

Audit, Compliance and Title IX Committee, 12:30 p.m.*

** Time Approximate: The Audit, Compliance and Title IX Committee meeting may begin earlier than 12:30 p.m. upon adjournment of the Business, Finance and Facilities Committee meeting.*

11. INTRODUCTIONS AND CAMPUS UPDATES

INFORMATION ONLY

Chair Cathy McAdoo will invite meeting participants to make introductions and will ask the presidents to provide campus-related updates on events that have occurred since the Board of Regents last regular meeting.

ESTIMATED TIME: 30 mins.

12. INSTITUTIONAL STUDENT AND FACULTY PRESENTATIONS

INFORMATION ONLY

Chair Cathy McAdoo will request that the President of the host institution introduce one student and one faculty member to discuss a topic of the President's choosing to highlight current programs or activities of the institution.

ESTIMATED TIME: 15 mins.

13. PUBLIC COMMENT

INFORMATION ONLY

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

13. PUBLIC COMMENT – (continued) INFORMATION ONLY

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.

ESTIMATED TIME: 30 mins.

14. REGENTS’ WELCOME, INTRODUCTIONS AND REPORTS INFORMATION ONLY

Members of the Board will be provided an opportunity to make introductions, welcome guests, offer acknowledgements and report on activities beyond regular responsibilities such as attendance at conferences, serving as a liaison to public entities and participation in legislative, civic and community events. Each Regent's remarks should be limited to three minutes.

ESTIMATED TIME: 10 mins.

15. CHAIR OF THE NEVADA STUDENT ALLIANCE REPORT INFORMATION ONLY

The Chair of the Nevada Student Alliance will report to the Board concerning NSHE related issues or events of importance to the student body presidents.

ESTIMATED TIME: 5 mins.

16. NSHE CLASSIFIED COUNCIL REPORT INFORMATION ONLY

A representative of the NSHE Classified Council will report to the Board concerning NSHE related issues or events of importance to classified employees across the System.

ESTIMATED TIME: 5 mins.

17. CHAIR OF THE COUNCIL OF FACULTY SENATE CHAIRS REPORT **INFORMATION ONLY**

The Chair of the Council of Faculty Senate Chairs will report to the Board concerning NSHE related issues or events of importance to the Faculty Senates.

ESTIMATED TIME: 5 mins.

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

Acting Chancellor Dale A.R. Erquiaga will report to the Board concerning ongoing planning activities and major projects within the NSHE.

ESTIMATED TIME: 10 mins.

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

Chair Cathy McAdoo will discuss issues related to the NSHE and her activities as Board Chair.

ESTIMATED TIME: 5 mins.

20. CONSENT ITEMS **FOR POSSIBLE ACTION**

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

20a. MINUTES **FOR POSSIBLE ACTION**

The Board will consider approval of the minutes from the September 8-9, 2022, meeting. ([Ref. BOR-20a](#))

20b. BOARD OF REGENTS SELF-EVALUATION REPORT **FOR POSSIBLE ACTION**

Pursuant to the Bylaws of the Board of Regents (*Title 1, Article V, Section 25*), the Board will consider acceptance of the self-evaluation report prepared by Impact Evaluation and Assessment Services. ([Ref. BOR-20b](#))

20. CONSENT ITEMS – (continued)

**20c. APPOINTMENTS, TASK FORCE FOR POSSIBLE ACTION
ON SEXUAL MISCONDUCT AT
INSTITUTIONS OF HIGHER EDUCATION**

Acting Chancellor Dale A.R. Erquiaga will request approval of the appointment of Dr. Angela Moore and Erin Frock to the Task Force on Sexual Misconduct at Institutions of Higher Education as required by Senate Bill 347 of the 2021 Legislative Session. SB 347 is now codified in NRS 396.125 – 396.1595. In September 2021, the Board appointed the original membership of the Task Force. Of the membership, one appointment must be a representative of a university; this is to be Dr. Angela Moore, UNR. Another required member must be a representative of a community college; this is to be Erin Frock, TMCC. The two recommended individuals will be replacing appointees who have resigned. In making these two appointments, the Board acknowledges that current Task Force member Michelle Sposito, UNLV, will now fill the statutory role of a Title IX coordinator from an institution for the remainder of her term. ([Ref. BOR-20c](#))

**20d. SELECTION OF PEER AND FOR POSSIBLE ACTION
ASPIRATIONAL INSTITUTIONS FOR
TEACHING INSTITUTIONS**

Executive Vice Chancellor and Chief of Staff Crystal Abba will request approval of the peer and aspirational institutions recommended by the teaching institutions pursuant to Board policy (*Title 4, Chapter 14, Section 4*). ([Ref. BOR-20d](#))

**20e. TUITION AND REGISTRATION FOR POSSIBLE ACTION
FEE DISCOUNTS, NSHE**

Chief Financial Officer Andrew Clinger will request acceptance of the report of institutional tuition and registration fee discounts pursuant to Board policy (*Title 4, Chapter 17, Section 17*). ([Ref. BOR-20e](#))

**20f. TECHNOLOGY FEE AND FOR POSSIBLE ACTION
INTEGRATE FEE, NSHE**

Chief Financial Officer Andrew Clinger will request acceptance of the annual report of the regular and the iNtegrate per credit hour technology fees collected, the use of funds collected and unspent balances remaining at NSHE institutions. ([Ref. BOR-20f](#))

20. CONSENT ITEMS – (continued)

20g. HANDBOOK REVISION, FINANCIAL POLICIES: SELF-SUPPORTING BUDGET TO ACTUAL REPORT FOR POSSIBLE ACTION

Chief Financial Officer Andrew Clinger will request approval of a revision to Board policy (*Title 4, Chapter 9, Section C.2.11*) to enhance reporting of Self-Supporting Budget to Actuals as requested by the Board. ([Ref. BOR-20g](#))

ESTIMATED TIME: 5 mins.

21. ELECTION OF OFFICERS FOR POSSIBLE ACTION

In accordance with the Bylaws of the Board of Regents (*Title 1, Article IV, Section 2*), the Board will conduct an election of officers to a one-year term, commencing January 1, 2023.

- Chair
- Vice Chair

ESTIMATED TIME: 10 mins.

22. BYLAW REVISION, NEVADA STUDENT ALLIANCE ACCESS TO THE BOARD AGENDA FOR POSSIBLE ACTION

Acting Chancellor Dale A.R. Erquiaga will request approval of revisions to the Bylaws of the Board of Regents (*Title 1, Article IV, Sections 7-10*) that provide the Nevada Student Alliance the ability to request that an item be included on the agenda of the Board or one of its committees. ([Ref. BOR-22](#))

ESTIMATED TIME: 15 mins.

23. INSTITUTIONAL METRICS, CSN INFORMATION ONLY

CSN President Federico Zaragoza will present data and metrics on CSN's progress in achieving the strategic goals adopted by the Board. The metrics to be presented include those identified by the Board designed to compare the performance of NSHE and its institutions to other states or respective peers in five key areas: 1) Access; 2) Success; 3) Closing the Achievement Gap; 4) Workforce; and 5) Research. ([Ref. BOR-23](#))

ESTIMATED TIME: 30 mins.

COMMITTEE MEETINGS

Friday, December 2, 2022

Workforce Committee, 8:00 a.m.

Security Committee, 9:00 a.m.*

** Time Approximate: The Security Committee meeting may begin earlier than 9:00 a.m. upon adjournment of the Workforce Committee meeting.*

FOUNDATION MEETINGS

Friday, December 2, 2022 (approximately 10:00 a.m.)

Sitting as members of the corporation of the respective institution foundations, the Board will receive presentations from the foundations.

ORDER OF PRESENTATION: CSN, DRI RESEARCH, DRI RESEARCH PARKS LTD., GBC, NSC, TMCC, UNLV, UNR, and WNC.

Please refer to the specific foundation agendas for descriptions of action items and complete reference material and/or reports.

ESTIMATED TIME: 90 mins.

24. PUBLIC COMMENT Friday, December 2, 2022 **INFORMATION ONLY**
(approximately 12:00 p.m.)

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

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ESTIMATED TIME: 30 mins.

25. FISCAL YEAR 2022 STUDENT FEE ACCOUNT BALANCE REPORT **INFORMATION ONLY**

In accordance with Board policy (*Title 4, Chapter 10, Section 19*), all NSHE institutions reported the following FY22 actuals: student fee revenue, student fee expenditures and balances as of July 1, 2022, along with an explanation if the account balances exceed one year of revenues.
[\(Ref. BOR-25\)](#)

ESTIMATED TIME: 10 mins.

26. PROCEDURES AND GUIDELINES MANUAL REVISION, STUDENT FEES **FOR POSSIBLE ACTION**

Chief Financial Officer Andrew Clinger will request approval of proposed *Procedures and Guidelines Manual* revisions addressing special fee and student fee changes for NSHE institutions for the upcoming 2023-2024 academic year (*Chapter 7, Sections 11-16*). These fees include changes to student fees at UNLV, UNR, NSC, CSN, GBC and TMCC; special course fees at UNLV, UNR, CSN, GBC and WNC; and residence hall and food service rates at UNLV and UNR. [\(Ref. BOR-26\)](#)

FISCAL IMPACT: *Special fees represent extraordinary costs associated with specific programs, services or summer registration. Special fee supported budgets that meet the reporting threshold of \$250,000 will be reported in the Self-Supporting Budget report.*

ESTIMATED TIME: 10 mins.

27. CHANGE IN DIFFERENTIAL PROGRAM FEE USAGE, UNLV **FOR POSSIBLE ACTION**

UNLV President Keith E. Whitfield will request approval of the proposed change in the use of funds for the Engineering differential program fee.
[\(Ref. BOR-27\)](#)

FISCAL IMPACT: *Differential fees represent extraordinary costs associated with specific programs. Differential fee supported budgets that meet the reporting threshold of \$250,000 will be reported in the Self-Supporting Budget report.*

ESTIMATED TIME: 10 mins.

28. INSTITUTIONAL METRICS, UNLV **INFORMATION ONLY**

UNLV President Keith E. Whitfield will present data and metrics on UNLV's progress in achieving the strategic goals adopted by the Board. The metrics to be presented include those identified by the Board designed to compare the performance of NSHE and its institutions to other states or respective peers in five key areas: 1) Access; 2) Success; 3) Closing the Achievement Gap; 4) Workforce; and 5) Research. ([Ref. BOR-28](#))

ESTIMATED TIME: 30 mins.

29. MULTI-YEAR EMPLOYMENT CONTRACT, DR. MARCO LOPEZ, RHEUMATOLOGIST, KIRK KERKORIAN SCHOOL OF MEDICINE, UNLV **FOR POSSIBLE ACTION**

UNLV President Keith E. Whitfield will request approval of a multi-year employment contract for Dr. Marco Lopez. Pursuant to the NSHE Code (Title 2, Chapter 5, Section 5.4.2), an employment contract for a term in excess of 12 months or which overlaps a fiscal year requires approval of the Board prior to being issued or becoming binding. ([Ref. BOR-29](#))

ESTIMATED TIME: 5 mins.

30. HANDBOOK REVISION, MEDICAL RESIDENT AND MEDICAL FELLOW LEAVE **FOR POSSIBLE ACTION**

UNR President Brian Sandoval and UNLV President Keith E. Whitfield will request approval of a revision to Board policy (Title 4, Chapter 7, Section 4) to add a 6-week paid leave of absence benefit and an additional 1-week paid benefit as required by the Accreditation Council of Graduate Medical Education which oversees the accreditation of medical residency and fellowship programs in the United States. ([Ref. BOR-30](#))

ESTIMATED TIME: 5 mins.

COMMITTEE REPORTS

ESTIMATED TIME: 5 mins.

NOTE: Please refer to the specific committee agenda for complete reference materials and/or reports.

31. ad hoc COMMITTEE TO REVIEW THE ROLES AND RESPONSIBILITIES OF THE CHANCELLOR FOR POSSIBLE ACTION

Chair Mark W. Doubrava will present for Board approval a report on the ad hoc Committee to Review the Roles and Responsibilities of the Chancellor meetings held on September 23, 2022, and October 14, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the August 26, 2022, meeting. ([Ref. RRC-2](#))
- Roles and Responsibilities of the Chancellor: The Committee discussed the extent to which the roles and responsibilities of the Chancellor may be revised, added to, or deleted, and took action to provide direction to staff as to what revisions should be recommended in the form of formal policy revisions, additions, or deletions to be considered by the full Board at its quarterly meeting in December 2022. ([Ref. RRC-4](#))

32. ad hoc STRATEGIC PLANNING COMMITTEE FOR POSSIBLE ACTION

Chair Amy J. Carvalho will present for Board approval a report on the ad hoc Strategic Planning Committee meetings held on September 23, 2022, and November 18, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the September 23, 2022, meeting. ([Ref. SP-2](#))
- Strategic Planning Framework: The Committee considered for approval the following items related to establishing a strategic planning framework for the NSHE: NSHE Vision Statement, NSHE Values, a revision to NSHE Strategic Goals, Strategic Plan Target Outcomes and Strategic Plan Performance. ([Refs. SP-4a and SP-4b](#))

33. INVESTMENT COMMITTEE FOR POSSIBLE ACTION

Chair John T. Moran will present for Board approval a report on the Investment Committee meeting held on September 30, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the March 25, 2022, meeting. ([Ref. INV-2](#))

33. INVESTMENT COMMITTEE – (continued) FOR POSSIBLE ACTION

- Operating Pool Performance Discussion and Recommendations: The Committee heard a report from Cambridge Associates and System Administration on asset allocation and investment returns for the Pooled Operating Fund as of August 31, 2022. Based on the report, the Committee considered for approval recommendations presented by Cambridge Associates concerning the Pooled Operating Fund. ([Ref. INV-5](#))

34. INCLUSION, DIVERSITY, EQUITY AND ACCESS COMMITTEE FOR POSSIBLE ACTION

Chair Laura E. Perkins will present for Board approval a report on the Inclusion, Diversity, Equity and Access Committee meeting held on November 18, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the September 9, 2022, meeting. ([Ref. IDEA-2](#))
- *Handbook* Revision, Anti-Bias and Anti-Discrimination Training: The Committee considered for approval a policy mandating each institution, the Chancellor’s Office, including special units, and the Board Office establish anti-bias and anti-discrimination education and training programs that address the effects of bias and discrimination, including racism, antisemitism, age, disability, gender, military status or obligations, sexual orientation, gender identity or expression, national origin, race, color, and religion (*Title 4, Chapter 8, new Section 2*). ([Ref. IDEA-4](#))

35. ACADEMIC, RESEARCH AND STUDENT AFFAIRS COMMITTEE FOR POSSIBLE ACTION

Chair Jason Geddes will present for Board approval a report on the Academic, Research and Student Affairs Committee meeting held on December 1, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the September 8, 2022, meeting. ([Ref. ARSA-2a](#))
- *Handbook* Revision, Disclosure of Student Education Records and Directory Information: The Committee considered for approval a revision to Board policy (*Title 4, Chapter 1, Section 28*) to include System Administration units as “school officials” under the Family Educational Rights and Privacy Act of 1974, 20 USC Sec. 1232g to align with current practice. ([Ref. ARSA-2b](#))
- UNLV-Program Proposal, MA Teaching Elementary Education: The Committee considered for approval a Master of Arts in Teaching Elementary Education at UNLV. ([Ref. ARSA-3](#))

35. ACADEMIC, RESEARCH AND STUDENT AFFAIRS COMMITTEE – (continued) FOR POSSIBLE ACTION

- UNLV-Program Proposal, MA Teaching Secondary Education: The Committee considered for approval a Master of Arts in Teaching Secondary Education at UNLV. ([Ref. ARSA-4](#))
- UNLV-Program Proposal, Ph.D. Water Resources: The Committee considered for approval a Doctor of Philosophy in Water Resources at UNLV. ([Ref. ARSA-5](#))
- NSHE Planning Report/Academic Master Plan: The Committee considered for approval the 2023-2027 *Planning Report* that highlights the institutional plans for the next four years, including plans for new academic programs, student services and research initiatives. ([Ref. ARSA-6](#))
- MGM College Opportunity Program: The Committee heard reports from NSHE staff and representatives from the UNLV Greenspun College of Urban Affairs on the MGM College Opportunity Program, and considered for approval a new Memorandum of Understanding that retains the basic terms of the original agreement and adds a provision to continue coverage for Mirage employees once ownership of that property transitions from MGM Resorts International to Hard Rock International.

36. BUSINESS, FINANCE AND FACILITIES COMMITTEE FOR POSSIBLE ACTION

Chair Amy J. Carvalho will present for Board approval a report on the Business, Finance and Facilities Committee meeting held on December 1, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the September 8, 2022, meeting. ([Ref. BFF-2a](#))
- Student Association Financial Reports: The Committee considered for approval acceptance of the NSHE Student Association financial reports for the Fiscal Year 2021-2022. ([Refs. BFF-2b1 and BFF-2b2](#))
- Biannual Report on Registration Fees and Non-Resident Tuition Fees: The Committee considered for approval acceptance of the report required by Senate Bill (SB) 459, Section 8 (2021 Session) on registration fees and non-resident tuition fees received by NSHE institutions beyond the amounts authorized in Section 1.2 of SB 459, as well as the intended expenditures for any additional student fee revenue. ([Ref. BFF-2c](#))
- Fiscal Year 2021-2022 NSHE State Operating Budget to Actual Comparison: The Committee considered for approval acceptance of the report of Fiscal Year 2021-2022 NSHE State Operating Budget to Actual Comparison. ([Refs. BFF-3a and BFF-3b](#))

**36. BUSINESS, FINANCE AND FACILITIES
COMMITTEE – (continued)**

FOR POSSIBLE ACTION

- Fiscal Year 2022-2023 NSHE State Supported Operating Budget: The Committee considered for approval the Fiscal Year 2022-2023 NSHE State Supported Operating Budget. ([Refs. BFF-4a and BFF-4b](#))
- Fiscal Year 2021-2022 NSHE Self-Supporting Budget to Actual Comparison: The Committee considered for approval acceptance of the report of Fiscal Year 2021-2022 NSHE Self-Supporting Budget to Actual Comparison. ([Refs. BFF-5a and BFF-5b](#))
- Fiscal Year 2022-2023 NSHE Self-Supporting Budget: The Committee considered for approval the Fiscal Year 2022-2023 NSHE Self-Supporting Budget. ([Refs. BFF-6a and BFF-6b](#))
- Business, Finance and Facilities Committee Workplan: The Committee considered for approval the proposed Business, Finance and Facilities Committee Workplan for the calendar year ending December 31, 2023, and may direct staff to bring Workplan revisions to a future meeting for approval. ([Ref. BFF-10](#))
- *Procedures and Guidelines Manual* Revision, Preparation and Approval of Contracts (Formerly CM 02-04): The Committee considered for approval a revision to the *Procedures and Guidelines Manual (Chapter 5, Section 3)* to add a provision mandating that all contracts requiring consideration in excess of \$5,000,000 be approved by the Board of Regents. The proposed revision also raises the dollar threshold from \$1,000,000 to \$3,000,000 for certain contracts that require the Chancellor's signature. ([Ref. BFF-12](#))
- Establishment of a 501(c)(2) Non-Profit Corporation to Facilitate Public-Private Opportunities, NSC: The Committee considered for approval NSC's request to: 1) form the Entity as a Nevada non-profit corporation by filing the articles of incorporation with the Secretary of State of the State of Nevada; 2) approve and ratify the Entity's initial bylaws; 3) approve, appoint and ratify the initial list of officers and board members of the Entity; 4) file IRS Form 1024 online with the IRS using the Filing Information; and 5) negotiate and execute any ancillary documents required in connection therewith. ([Ref. BFF-13](#))
- Sale of Real Property Located at 851 East Tropicana Avenue, UNLV Paradise Campus, UNLV: The Committee considered for approval UNLV's request to sell the Property located at 851 Tropicana Avenue (APN 162-27-501-002) and authorizing the Chancellor to finalize, approve and execute a Purchase and Sale Agreement, and any other ancillary agreements required to sell the Property including, but not limited to, conveyances, easements, right of ways and demolition of the buildings located on the Property. All aforementioned agreements shall be reviewed and approved by the NSHE Chief General Counsel (or NSHE Special Real Estate Counsel) in order to implement the terms and conditions required to finalize sale of the Property. ([Ref. BFF-14](#))

**36. BUSINESS, FINANCE AND FACILITIES
COMMITTEE – (continued)**

FOR POSSIBLE ACTION

- Space Use Agreement Extension for National Judicial College Suite 109 Located on the University of Nevada, Reno Main Campus, UNR: The Committee considered for approval the Space Use Agreement Extension between UNR and the National Judicial College for Suite 109 in the National Judicial College building on the UNR campus for the four-year term February 2023 to February 2027. ([Ref. BFF-15](#))
- Lease Amendment for 111 Sheckler Road, Fallon, Nevada, UNR: The Committee considered for approval a lease amendment between UNR and USDA for space in the Cooperative Extension building located at 111 Sheckler Road in Fallon, Nevada, through May 2025. ([Ref. BFF-16](#))
- Sale of Approximately 3.14 Acres of Vacant Land on Wedekind Road, Sparks, Nevada, Resolution, UNR: The Committee considered for approval a Resolution approving the sale of the Real Property located on Wedekind Road in Sparks, Nevada (APN 026-341-57) and authorizing the Chancellor or designee to approve and sign the escrow and title documents associated with the sale of the Real Property, after consultation with the Business, Finance and Facilities Committee Chair and review by the NSHE Chief General Counsel (or NSHE Special Real Estate Counsel). ([Ref. BFF-17](#))
- Redfield Campus Access Easement Relocation Grant of Easement, UNR: The Committee considered for approval the Grant of Easement (APN 144-070-22), better known as the Redfield Campus, and authorizing the Chancellor or designee to execute the Grant of Easement, after consultation with the Business, Finance and Facilities Committee Chair and review by the NSHE Chief General Counsel. ([Ref. BFF-18](#))

**37. AUDIT, COMPLIANCE AND TITLE IX
COMMITTEE**

FOR POSSIBLE ACTION

Chair Patrick R. Carter will present for Board approval a report on the Audit, Compliance and Title IX Committee meeting held on December 1, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the September 8, 2022, meeting. ([Ref. A-2a](#))
- Internal Audit Follow-Up Responses: The Committee considered for approval acceptance of the following internal audit follow-up responses to audit reports:
 - Grants and Contracts, TMCC ([Ref. A-2b](#))
 - Disability Resource Center, NSC ([Ref. A-2c](#))
 - Social Media, NSHE System Office ([Ref. A-2d](#))

37. AUDIT, COMPLIANCE AND TITLE IX COMMITTEE – (continued) FOR POSSIBLE ACTION

- Internal Audit Reports: The Committee considered for approval the following internal audit reports and institutional responses: [\(Ref. Audit Summary\)](#)
 - Change in Leadership, WNC [\(Ref. A-4\)](#)
 - Recharge Centers, DRI [\(Ref. A-5\)](#)
- Uniform Guidance Audit Report and Financial Statements, NSHE: The Committee considered for approval the NSHE Uniform Guidance Audit Report and Financial Statements for the year ended June 30, 2022. [\(Ref. A-9\)](#)
- Financial Statements, University of Nevada, Las Vegas Medicine, Inc.: The Committee considered for approval the UNLV Medicine, Inc. Financial Statements for the year ended June 30, 2022. [\(Ref. A-11\)](#)

38. WORKFORCE COMMITTEE FOR POSSIBLE ACTION

Chair Carol Del Carlo will present for Board approval a report on the Workforce Committee meeting held on December 2, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the June 10, 2022, meeting. [\(Ref. WF-2\)](#)

39. SECURITY COMMITTEE FOR POSSIBLE ACTION

Chair Donald Sylvantee McMichael Sr. will present for Board approval a report on the Security Committee meeting held on December 2, 2022, and Board action may be requested on the following:

- Minutes: The Committee considered for approval the minutes from the March 4, 2022, meeting. [\(Ref. SEC-2\)](#)

40. REGENT EMERITUS FOR POSSIBLE ACTION

The Board will consider awarding Regent Emeritus status to Regent Mark W. Doubrava and Regent Jason Geddes in recognition of their distinguished service to the Nevada System of Higher Education as a member of the Board of Regents. Pursuant to Board policy (*Title 4, Chapter 1, Section 14*), a minimum of 12 years of service is required to be eligible for the title of Regent Emeritus. [\(Ref. BOR-40\)](#)

ESTIMATED TIME: 5 mins.

41. FAREWELL TO OUTGOING REGENTS

INFORMATION ONLY

Members of the Board will express their gratitude to the outgoing Regents for their service to the Board of Regents and the Nevada System of Higher Education.

ESTIMATED TIME: 30 mins.

42. 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.

43. PUBLIC COMMENT

INFORMATION ONLY

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

ESTIMATED TIME: 10 mins.

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

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