

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

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

Friday, June 30, 2023, 1:00 p.m.

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

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

Members of the 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 (<https://nshe.nevada.edu/regents/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/>)

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

**IMPORTANT INFORMATION ABOUT THE AGENDA AND PUBLIC MEETING**

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

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

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

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

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

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

#### *Land Acknowledgment*

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

**CALL TO ORDER – ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**1. PUBLIC COMMENT**

**INFORMATION ONLY**

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

**FOR POSSIBLE ACTION**

Search Committee Chair Joseph C. Arrascada may present one or more of the following individuals as the nominee or nominees recommended by the ad hoc Chancellor Search Committee at its June 29, 2023, meeting, for the position of Chancellor of the Nevada System of Higher Education:

- Charles Ansell, M.S. ([Ref. BOR-2a](#))
- Lawrence M. Drake II, Ph.D. ([Ref. BOR-2b](#))
- Kathleen M. Marshall, J.D. ([Ref. BOR-2c](#))

Based on the Search Committee's recommendation, the Board may appoint one of the nominated individuals as Chancellor of the Nevada System of Higher Education. The Board may also consider approval of an Employment Agreement and contract terms for the new Chancellor.

If the Board determines not to appoint a nominee recommended by the Search Committee, the Board may direct the Search Committee to continue the search process, or discuss acting or interim chancellor recommendations, or recommend an additional nominee or nominees for consideration at a future meeting.

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

**3. FISCAL YEAR 2024 COST-OF-LIVING ADJUSTMENT FOR PROFESSIONAL EMPLOYEES** **FOR POSSIBLE ACTION**

Acting Chancellor Dale A.R. Erquiaga and the Council of Presidents will request approval of an increase in the base salaries of all NSHE professional staff as a cost-of-living adjustment in an amount not to exceed 12 percent effective on July 1, 2023. The Board may take action to approve a cost-of-living increase at a percentage not to exceed 12 percent. ([Ref. BOR-3](#))

***FISCAL IMPACT:** Legislative appropriations total \$49,556,458 for salary increases in Fiscal Year 2024, an amount equal to approximately 65.74 percent of the total expense Systemwide. Fiscal impact for funding the increases beyond the legislative appropriation varies according to the percentage provided. Details are provided in the briefing paper and supplemental materials.*

***ESTIMATED TIME:** 60 mins.*

**4. HANDBOOK REVISION, PURPLE HEART FEE WAIVER** **FOR POSSIBLE ACTION**

During the 2023 Session, the Nevada State Legislature passed Assembly Bill 279, which revises provisions governing the fee waiver for a veteran of the Armed Forces of the United States who has been awarded a Purple Heart to include a child of such veteran. Acting Vice Chancellor for Academic and Student Affairs and Community Colleges Patricia Charlton will request approval of a revision to Board policy (*Title 4, Chapter 17, Section 14*) to align with provisions of Assembly Bill 279. ([Ref. BOR-4](#))

***FISCAL IMPACT:** There is a potential fiscal impact in terms of forgone revenue to the NSHE institutions. However, since the number of children of Purple Heart recipients who graduated from a Nevada high school is unknown, the amount of fees to be waived cannot be determined.*

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

5. **HANDBOOK REVISION, FEE WAIVERS FOR NATIVE AMERICANS** **FOR POSSIBLE ACTION**

During the 2023 Session, the Nevada State Legislature passed Assembly Bill 150, which revises provisions governing the fee waiver for certain Native Americans, addressing residency requirement, the types of programs for which the waiver can be used, and calculation of the waiver amount. Acting Vice Chancellor for Academic and Student Affairs and Community Colleges Patricia Charlton will request approval of a revision to Board policy (*Title 4, Chapter 17, Section 15*) to align with provisions of Assembly Bill 150. ([Ref. BOR-5](#))

**FISCAL IMPACT:** *Due to the removal of the “last dollar” provision of this waiver, as well as the addition of dual credit, non-credit, and non-state-supported courses and programs, the cost of the waiver (foregone revenue to the NSHE institutions) will increase. In addition, the number of enrolled eligible students is expected to continue to grow over time. In 2021-22, 140 recipients received a total of \$457,449 waived. Using the 140 students from 2021-22 as a basis and calculating the full cost of registration and other mandatory fees for 2023-24, the total cost for the coming academic year is estimated at \$997,940. Of note, this estimate is calculated at the undergraduate rates and the cost will be higher if some students enroll in graduate, professional, or non-credit programs. Similarly, the estimate also does not include growth in the number of recipients, which would also result in a higher cost for the waiver program. Finally, the Legislature made an appropriation of \$457,449 for each Fiscal Years 2023-24 and 2024-25 to defray the cost of this waiver program.*

**ESTIMATED TIME:** 15 mins.

6. **HANDBOOK REVISION, REGULATIONS DETERMINING RESIDENCY AND TUITION CHARGES** **FOR POSSIBLE ACTION**

During the 2023 Session, the Nevada State Legislature passed Assembly Bills 226 and 150, which revise provisions governing regulations for determining whether students shall be classified as resident or nonresident students for the purpose of assessing tuition. Acting Vice Chancellor for Academic and Student Affairs and Community Colleges Patricia Charlton will request approval of a revision to Board policy (*Title 4, Chapter 15, Section 3*) intended to comply with the revised provisions of Assembly Bills 226 and 150. Additionally, but separate from the requirements of Assembly Bills 226 and 150, the policy proposal contains updated language replacing the term ‘alien’ with ‘noncitizen’ (*Title 4, Chapter 15, Sections 1-3, 5 and 6, and Title 4, Chapter 11, Section 3*). ([Ref. BOR-6](#))

**ESTIMATED TIME:** 15 mins.

**7. APPOINTMENT, INTERIM CHIEF INTERNAL AUDITOR, AND COMMENCEMENT OF SEARCH FOR POSSIBLE ACTION**

Board Chair Byron Brooks and Audit, Compliance and Title IX Committee Chair Laura E. Perkins will request the following:

- 1) The appointment of current Internal Audit Manager Lauren Tripp to serve as Interim Chief Internal Auditor, as recommended by Audit, Compliance and Title IX Committee Chair Laura E. Perkins, and approval of the proposed employment contract; and
- 2) Approval to commence a search for Chief Internal Auditor, with or without the assistance of a search firm, to be jointly conducted by the Chair of the Board of Regents and the members of the Audit, Compliance and Title IX Committee as prescribed in Board policy (*Title 4, Chapter 9, A, Section 4*). ([Refs. BOR-7a](#) and [BOR-7b](#))

**ESTIMATED TIME:** 30 mins.

**8. NOMINATION, NEVADA STATE BOARD OF EDUCATION FOR POSSIBLE ACTION**

The Bylaws of the Board of Regents (*Title 1, Article IV, Section 4*) prescribe the duties of the Chair which include appointing members of the Board to serve as liaisons for the Board to school boards, government entities, and other constituencies. NRS 385.021(2)(c) provides for the composition of the Nevada State Board of Education including one member appointed by the Governor who represents the Nevada System of Higher Education, nominated by the Board of Regents.

Chair Byron Brooks will request nominations for consideration and selection by the Governor for appointment to the Nevada State Board of Education as a non-voting member representing the Nevada System of Higher Education for a term of one year. The current gubernatorial appointment of Vice Chair Joseph C. Arrascada ends on August 31, 2023. ([Ref. BOR-8](#))

**ESTIMATED TIME:** 30 mins.

**9. NEW BUSINESS**

**INFORMATION ONLY**

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

*ESTIMATED TIME: 5 mins.*

**10. PUBLIC COMMENT**

**INFORMATION ONLY**

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

- CSN, Building D, 1<sup>st</sup> 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, 1<sup>st</sup> 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