

UCCSN Board of Regents' Meeting Minutes June 25-26, 1992

06-25-1992

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BOARD OF REGENTS

UNIVERSITY AND COMMUNITY COLLEGE SYSTEM OF NEVADA

June 25-26, 1992

The Board of Regents met on the above date in the Grant Hall,
Richard Tam Alumni Center, University of Nevada, Las Vegas.

Members present: Dr. James Eardley, Vice Chairman

Mrs. Shelley Berkley

Dr. Jill Derby

Mr. Joseph M. Foley

Mrs. Dorothy S. Gallagher

Dr. Lonnie Hammargren

Mr. Daniel J. Klaich

Mrs. June F. Whitley

Members absent: Mrs. Carolyn M. Sparks

Others present: Chancellor Mark H Dawson

President Anthony Calabro, WNCC

President Joseph Crowley, UNR

President John Gwaltney, TMCC

President Robert Maxson, UNLV

President Paul Meacham, CCSN

President Jim Taranik, DRI

Mr. Stan Aiazzi, NNCC, for

President Ron Remington

Mr. Donald Klasic, General Counsel

Mr. Ron Sparks, Vice Chancellor

Mrs. Karen Steinberg, Acting Vice Chancellor

Ms. Mary Lou Moser, Secretary

Also present were Faculty Senate Chairman Carolyn Collins (CCSN),

Diane Dietrich (Unit), Richard Egami (DRI), Michon Mackedon

(WNCC), Ed Nickel (NNCC), Ellen Pillard (UNR), Robert Skaggs

(UNLV), and Student Association Officers.

Vice Chairman James Eardley called the meeting to order at 10:00

A.M. Thursday, June 25, 1992, with all Regents present except

Regents Foley, Hammargren, Sparks and Whitley.

1. Approved Consent Agenda

Approved the Consent Agenda (identified as Ref. A, filed with the permanent minutes) containing the following:

(1) Approved the minutes of the regular meeting held May 14-15, 1992 and minutes of the special meeting held June 9, 1992.

(2) Approved the gifts, grants and contracts, listed in Ref. C-1, filed with the permanent minutes.

(3) Approved the following appointments to the School of Medicine Advisory Board:

Larry Struve, Reno

Ron Zideck, Reno

(4) Approved awarding Mr. Chris Ault a \$10,000 bonus for his performance during 1991. As Head Coach of the Wolf Pack football program, Mr. Ault was commended by the Regents for an outstanding 1991 football season and for the great honor he brought to intercollegiate athletics within the State of Nevada. The University

would like to award this bonus to him with the source of funding being \$5000 from the Wolf Club and \$5000 from the Intercollegiate Athletics Funds (non-state budget).

(5) Approved the following interlocal agreements:

A. UCCSN Board of Regents/UNR and the Nevada Department of Transportation (Interlocal Contract)

Effective Date: Date approved by Board through

May 31, 1993

Amount : \$9000 maximum to UNR

Purpose : Investigation of a rockfall hazard

rating and mitigation for highway

rock cuts in Lake Tahoe area

(Nevada-California border).

B. UCCSN Board of Regents/UNR and the Nevada Department of Human Resources/Division of Mental Hygiene and Mental Retardation (Interlocal Contract)

Effective Date: June 30, 1992 through June 30,

1993

Amount : \$11,000 to UNR

Purpose : UNR to provide one Psychology

Doctoral Intern to perform full
range of appropriate psychological
services to Rural Clinics Admin-
istrative Office.

C. UCCSN Board of Regents/UNR and the Nevada Depart-
ment of Human Resources/Division of Mental Hygiene
and Mental Retardation (Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$11,000 to UNR

Purpose : UNR to provide Psychology Doctoral

Interns to perform psychological
testing, individual, group and
family psychotherapy to Nevada
Mental Health Institute.

D. UCCSN Board of Regents/UNR and the City of Reno
(Interlocal Contract)

Effective Date: June 30, 1992 through July 1, 1993

Amount : \$62,000 to City of Reno

Purpose : Reduction of amount to be paid to
City of Reno for dispatch services
on behalf of UNR PD.

E. UCCSN Board of Regents/UNR and the Division of Real
Estate (Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$42,838 to UNR

Purpose : Various real estate programs to be
presented in Reno and Sparks.

F. UCCSN Board of Regents/UNR and the Nevada Employ-
ment Security Department (Interlocal Contract)

Effective Date: August 1, 1992 through January
31, 1993

Amount : \$24,500 to UNR

Purpose : UNR to provide hearings officers
to assist in Employment Security
Department in conducting unemploy-
ment compensation appeals hearings
in Reno.

G. UCCSN Board of Regents/Medical School and the
Nevada Department of Human Resources/Health
Division (Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$6454 maximum to Medical School

Purpose : Medical School to provide facilities and staff toward screening, examination and recommend services for the Children's Cleft Palate Clinic.

H. UCCSN Board of Regents/Medical School and the
Nevada Department of Human Resources/Health
Division (Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$6000 to Medical School

Purpose : Medical School to provide consultation and education on communicable diseases to the Carson City Health Department.

I. UCCSN Board of Regents/Medical School and the

Nevada Department of Human Resources/Division
of Human Resources/Division of Mental Hygiene
and Mental Retardation (Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$172,290 to Medical School

Purpose : Medical School to provide psychi-
atric coverage to Rural Clinics
Offices in Carson City, Fallon,
Gardnerville, Yerington and Elko.

J. UCCSN Board of Regents/Medical School and the
Nevada Department of Human Resources/Division
of Health (Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$19,200 to Medical School

Purpose : Medical School to conduct genetic
specialty clinics in concert with
staff of Special Children's
Clinics.

K. UCCSN Board of Regents/WNCC and the Nevada State
Occupational Information Coordinating Committee

(Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$1800 to SOICC

Purpose : Access to Nevada Career Information System.

L. UCCSN Board of Regents/TMCC and the Nevada State

Occupational Information Coordinating Committee

(Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$1500 to SOICC

Purpose : Access to Nevada Career Information System.

M. UCCSN Board of Regents/CCSN and the Nevada State

Occupational Information Coordinating Committee

(Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$2100 to SOICC

Purpose : Access to Nevada Career Information System.

N. UCCSN Board of Regents/NNCC and the Nevada State

Occupational Information Coordinating Committee

(Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$600 to SOICC

Purpose : Access to Nevada Career Information System.

O. UCCSN Board of Regents/UNLV and the Nevada Division

of Real Estate (Interlocal Contract)

Effective Date: July 1, 1992 through June 30, 1993

Amount : \$16,785 to UNLV

Purpose : UNLV to present continuing education courses and seminars to real estate licensees.

P. UCCSN Board of Regents/UNLV and Clark County

(Grant of Easement)

Effective Date: When approved by Board of Regents

Amount : \$1 to UNLV

Purpose : Easement to Clark County to re-construct, maintain and repair underground and above-ground traffic signal and intersection lighting facilities on Maryland Parkway between Elizabeth Avenue and Cottage Grove Avenue.

P. UCCSN Board of Regents/UNLV and Clark County
(Grant of Easement)

Effective Date: When approved by Board of Regents

Amount : \$1 to UNLV

Purpose : Easement to Clark County to re-construct, maintain and repair underground and above-ground traffic signal and intersection lighting facilities on Maryland Parkway between Elizabeth Avenue and Cottage Grove Avenue.

Q. UCCSN Board of Regents/UNLV and the Nevada Department of Wildlife (Interlocal Contract)

Effective Date: July 1, 1992 to June 30, 1993

Amount : \$4500 to UNLV

Purpose : Endemic Fish Study.

R. UCCSN Board of Regents/UNLV and the Nevada Department of Wildlife (Interlocal Contract)

Effective Date: July 1, 1992 to June 30, 1992

Amount : \$12,425 to UNLV

Purpose : Fisheries Investigation at Lake Mead.

S. UCCSN Board of Regents/UNLV and the Nevada Department of Transportation (Interlocal Contract)

Effective Date: Date approved by Board of Regents

Amount : \$25,000 to UNLV

Purpose : Function Requirements Study for potential of a Geographical Information System (GIS) at Department of Transportation.

Mr. Klaich moved adoption of the Consent Agenda and approval of the prepared agenda with the authority to change the or-

der of items as specified throughout the meeting. Mrs.

Gallagher seconded. Motion carried.

2. Introductions

President Maxson welcomed Journalism Professor Mary Hausch and her class to the meeting. Ms. Hausch is a former education reporter for the Las Vegas Review-Journal.

President Maxson introduced Ms. Aliza Pro, Graduate Student Association President at UNLV.

President Crowley introduced Mr. Laurence Doyle, Graduate Student Association President at UNR.

3. Chairman's Report

Vice Chairman Eardley requested General Counsel Klasic to brief the Board on the pending Nevada State Press Association law suit that has been filed against the Board of Regents.

General Counsel Klasic reported that the Board of Regents held a closed personnel session on January 9, 1992 and as

a result the Nevada State Press Association filed a claim that there was a violation of the Nevada Open Meeting Law. The Attorney General's opinion stated that there was no violation of the Nevada Open Meeting Law. However, the Nevada State Press Association was not satisfied with the opinion and filed a law suit in the later part of March claiming that the Nevada Open Meeting Law was violated and requested injunctive release be presented. There were approximately 45 days to answer the response and on May, on behalf of the Board of Regents, General Counsel Klasic filed an answer as well as motion for summary judgement. The Nevada State Press Association requested some additional time to file and answer a brief. They filed an answering brief earlier this month. There is now a little time to file a reply brief and General Counsel intends to do this in July. He felt that there may be a hearing at the end of July on the motion at which time a decision will be made to either grant the motion or deny it. If denied, then it will go to trial at a later date.

4. Chancellor's Report

Chancellor Dawson announced that this meeting would be the last meeting for Mrs. Karen Steinberg to serve as Acting

Vice Chancellor for Academic Affairs. He extended his thanks to her serving as Acting Vice Chancellor during the last 11 months.

Chancellor Dawson announced that Nevada has once again been chosen to receive an EPSCoR grant. The annual meeting of EPSCoR will be held in October in Las Vegas. Additional details will be forthcoming.

A meeting with the Governor and Budget Director is scheduled for Friday, June 26, 1992, at the Governor's Las Vegas Office. The persons that have been invited to participate in this meeting on behalf of UCCSN are Regents Berkley, Eardley, Foley and Klaich, and Presidents Crowley, Gwaltney, Maxson and Meacham.

Chancellor Dawson reported that the Tuition and Fees Policy Review Committee, which has representation from each of the six instructional institutions as well as from students and Regents, has met three times to discuss the UCCSN tuition and fees policy. While the Committee will continue its work over the Summer, it is anticipated that a draft policy will be presented for Board review in August. This timetable would enable incorporation of any new policy recommendations

into the biennial budget, as well as allow student review and input early this Fall.

To date, the Committee has discussed the following issues:

The Regents should use several non-binding guides in addition to the WICHE average (i. e., needs assessment of UCCSN institutions, consumer prices, increase in funding over the biennium, and other indices).

The Committee is examining whether all the WICHE states should be in the comparison group which is used as a non-binding guide. Also, the Committee is considering separating the policies for Community Colleges and Universities.

There is a consensus that financial aid policy must be linked to tuition and fees policy. Each time that fees are raised, it has been suggested that a certain percent of the raise be allocated to financial aid.

The Committee has suggested that the tuition and fee levels should be set by the Regents bi-annually rather than annually to be in line with the budget process.

Chancellor Dawson announced that Mr. Stan Aiazzi, NNCC Dean of Student Services, will be representing President Ron Remington during the meeting. President Remington is recovering from a recent leg injury.

Chancellor Dawson stated that the Regents' Workshop has been rescheduled from October to December. Additional information will be forthcoming.

5. Approved Emeritus Appointments

Approved the following emeritus appointments as recommended by the Presidents:

A. University of Nevada, Las Vegas - President Maxson

recommended:

Mary Dale Deacon, Librarian Emerita, effective June 30, 1992

Lloyd Nietling, Emeritus Associate Professor of Mathematics, effective June 30, 1992

B. University of Nevada, Reno - President Crowley recommended:

Richard H. Fashbaugh, Emeritus Professor of Mechanical Engineering, effective July 1, 1992

Mr. Klaich moved approval of the emeritus appointments at UNLV and UNR. Mrs. Gallagher seconded. Motion carried.

6. Approved the Tenure on Hire, UNLV

Approved tenure on hire for Dr. Robert Rossman, Professor and Chairman, Department of Sport and Leisure Studies at UNLV, effective August 24, 1992.

This request complies with the Board policy adopted April, 1992.

Mr. Klaich moved approval of tenure on hire for Dr. Robert Rossman, Professor and Chairman, Department of Sport and Leisure Studies at UNLV, effective August 24, 1992. Mrs. Gallagher seconded. Motion carried.

7. Approved Recommendations for Award to Tenure

The following recommendations for tenure have been forwarded for Board consideration.

Note: The titles stated in this agenda item are descriptive only. Faculty are tenured in institutions, and not in particular employment positions.

A. University of Nevada, Reno - President Crowley recommended the following award to tenure, effective July 1, 1992, to the following:

Fritz H. Grupe, Accounting/Computer Information Systems,
Business Administration

James H. Trexler, Geology, School of Mines

B. University of Nevada, Las Vegas - President Maxson recommended award to tenure, effective July 1, 1992, to the following:

Maria G. Ramirez, ICS, College of Education

Mrs. Gallagher moved approval of award to tenure for UNR and UNLV. Mr. Klaich seconded. Motion carried.

8. Approved Recommendations for Promotion or Assignment to Rank

The following recommendations for promotion or assignment to rank have been forwarded for Board consideration.

A. University of Nevada, Reno - President Crowley recommended the following promotion, effective July 1, 1992:

Robert T. King to Professor, Oral History Program,
College of Arts and Science

Mrs. Gallagher moved approval of Promotion or Assignment to Rank at UNR. Mr. Klaich seconded. Motion carried.

9. Approved Bylaw Change, Board of Regents

Approved a change to the Board of Regents' Bylaws, Article VI, Committees of the Board, which establishes the Status of Women Committee as a standing committee, as contained in Ref. D, filed with the permanent minutes.

Mr. Klaich moved approval of the change to the Board of Regents' Bylaws. Mrs. Berkley seconded. Mr. Foley opposed.

Motion carried.

10. Approved Signature Authority, Surplus Property

The State of Nevada Purchasing Division now requires a new resolution by the Governing Board of an agency to authorize the purchase of surplus property from the State, as contained in Ref. E, filed in the Regents' Office.

While the Board of Regents' Bylaws already authorized the Chancellor as the contract officer for the Board, Chancellor Dawson requested approval for this specific authority to satisfy the above request.

Mrs. Gallagher moved approval to grant signature authority to the Chancellor or his designee when purchasing surplus property from the State of Nevada. Mr. Klaich seconded.

Motion carried.

11. Approved Change in Terms of Promissory Note, WNCC

Approved a change in the terms of a promissory note for WNCC, dated December 31, 1991 - Maximum Principal \$500,000, as contained in Ref. F, filed in the Regents' Office. This

change is at request of Mr. John Swendseid, Bond Counsel.

Dr. Derby moved approval of the change in terms of a promissory note for WNCC, dated December 31, 1991. Mr. Klaich seconded. Motion carried.

The open meeting recessed at 10:25 A.M. to move into the Academic Affairs Committee meeting, and reconvened at 10:40 A.M. Thursday, June 25, 1992, with all Regents present except Regents Foley, Sparks and Whitley.

12. Report and Recommendations of the Academic Affairs Committee

A report and recommendations of the Academic Affairs Committee meeting, held June 25, 1992, were made by Regent Jill Derby, Chairman.

(1) Information Only: Annual Report on UCCSN Programs

Holding Special Accreditation - Acting Vice Chancellor

Karen Steinberg provided an updated report on University and Community College programs holding special accreditation, Ref. AA-1, filed in Regents' Office.

Chairman Derby questioned the need for this annual

report, and Mrs. Steinberg responded that there was a concern regarding the number and types of programs holding special accreditation several years ago. It is provided as an information item for the Board of Regents. The report also displays the cost of the special accreditation to the institutions.

President Maxson stated that this report keeps the Board informed of the special accreditation status, especially at the rapidly growing institutions, such as UNLV. He noted that all the Campuses have received accreditation for a number of programs, but he was particularly proud of the programs accredited at UNLV.

- (2) Approved a change in the reporting relationship of the existing Women's Studies Program from the College of Liberal Arts to a free-standing degree at UNLV, which would report to the Senior Vice President and Provost.

The interdisciplinary Women's Studies Program is currently offered within the College of Liberal Arts, and courses are taught by faculty within the College. With the separation of the College of Fine and Performing Arts from the College of Liberal Arts, the number of

courses from which the program can draw has been reduced. Ref. AA-2 is filed in the Regents' Office.

This change will respond to increased enrollment and demand for participation in the program by providing the opportunity to expand the curriculum into a range of disciplines such as health, business, art, architecture or the sciences. No new resources are required to implement this change.

- (3) Approved the renaming of the current Master of Science in Environmental Analytical Chemistry to the Master of Science in Chemistry at UNLV, as contained in Ref. AA-1, filed in the Regents' Office.

With the addition of new faculty and course offerings over the past several years, a broadening of the program has occurred. This name change will offer students the flexibility to specialize in one of several areas, and will expand the employment opportunities for graduates. This change can be made with existing resources.

- (4) New Business - Chairman Derby announced that the Aca-

demic Affairs Retreat has been scheduled for Tuesday,

July 21, 1992, in Reno.

Dr. Derby moved approval of the report and recommendations of the Academic Affairs Committee. Mrs. Berkley seconded.

Motion carried.

The open meeting recessed at 10:40 A.M. to move into the Legislative Liaison Committee meeting, and reconvened at 11:10 A.M.

Thursday, June 25, 1992, with all Regents present except Regents Sparks and Whitley.

13. Report and Recommendations of the Legislative Liaison Committee

A report and recommendations of the Legislative Liaison Committee meeting, held June 25, 1992, were made by Regent Shelley Berkley, Chairman.

- (1) Approved to use Regents' Special Project Funds in an amount up to \$25,000 to prepare a computerized network for legislative and other communication purposes.

Ms. Pamela Galloway, UCCSN Director of Public Informa-

tion, gave a brief history of the need to establish a computerized network. This proposal gives all the institutions the ability to communicate using modern technology. The institutions will be able to convert their current lists into a more user friendly data base. This issue was discussed at the Council of Presidents' meeting, which Chairman Berkley attended.

Ms. Galloway reported that the funds would be used for the purchase of a software program, wages, and operating expenses. She stated that the program would be completed after Fall general election results are known. She stated that the information gathered would be useful during the next 10 years as it incorporates new redistricting information.

Chairman Berkley questioned why the Regents' Special Project Funds are being requested for this project, and Ms. Galloway explained that the Regents' Special Project Funds are non-state funds, non-tax dollars and are derived from the interest generated from donations to the System.

Mr. Klaich questioned the purpose of this program, and

Ms. Galloway explained that it will aid the Committee in communicating with higher education constituents and will provide a master list in order for information to be sent to the names contained on the list.

In addition, each institution will be able to build its own constituent lists.

Upon questioning, Ms. Galloway stated that the program will be housed on each of the Campuses and the information gathered will be on a voluntary basis.

Chairman Berkley stated that this program will provide easier access to the persons contained in the data base, especially during the legislative session. It will bring UCCSN into a more democratic participatory mode of communication. All the institutions will have equal opportunity to provide and access information from this data base. She is hopeful that letters could be generated in a very short time. For example, if a legislative committee is to address a particular UCCSN issue, letters could be mailed to express UCCSN's view on the issue.

Mr. Klaich questioned if there would be any ongoing

costs, and how this budget was originated, and Chairman Berkley stated that there will not be any additional costs, and clarified that the request should reflect "not exceeding" the \$25,000 from Regents' Special Project Funds. She stated that the budget was developed by staff and presented to the Council of Presidents. She is hopeful that not all the funding would be used on this project.

Mr. Foley questioned whether all the institutions and their legislative committees were in support of this endeavor. Each President responded in support of this establishment of the legislative committee network. He further questioned if the Presidents would continue financial support for the program and President Crowley stated that the Campuses would be willing to support the program after the initial start-up costs were depleted.

Chairman Berkley extended her thanks to Ms. Galloway, each institution, and especially to UNR for sharing its legislative expertise.

It was moved to approve the use of Regents' Special

Project funds in the amount up to \$25,000 to be used to prepare a computerized network for legislative purposes, with the Chancellor's Office serving as the oversight.

(2) Information Only: Review of Legislative Activity -

Chairman Berkley requested that each of the institutions begin identifying Legislators in their particular area to invite to the Campuses. She felt that more contact with Legislators, the more successful UCCSN will be during the next legislative session.

Mrs. Berkley moved approval of the report and recommendations of the Legislative Liaison Committee. Dr. Derby seconded. Motion carried.

The open meeting recessed at 11:20 A.M. to move into the Status of Women Committee meeting, and reconvened at 12:15 P.M. Thursday, June 25, 1992, with all Regents present except Regents Foley, Sparks and Whitley.

14. Report and Recommendations of the Status of Women Committee

A report and recommendations of the Status of Women Commit-

tee meetings, held June 11 and June 25, 1992, were made by Regent Jill Derby, Chairman.

June 11, 1992

(1) Recommended Changes to Policies and Procedures Regarding Sexual Harassment

Chairman Derby distributed a list of suggested issues regarding sexual harassment for consideration by the Committee, filed in the Regents' Office. She stated that some of these suggestions may require changes to current policies and procedures. After considerable discussion, the following action was taken:

A. Independent advisor or consultant (to support, counsel and inform the complainant).

Suggest that General Counsel be directed to draft language to appoint an independent advisor or consultant if the victim/complainant or petitioner requests such a person.

B. Student participation in Hearing Committee. (UCCSN

Code Section 6.12.3(c))

Where a student is involved in a sexual harassment matter, students are to be involved in the Hearing Committee.

C. Representative gender balance to Hearing Committee.

(Also racial/ethnic where appropriate. UCCSN Code Section 6.12.2(a))

There shall be mandatory language requiring appropriate pool balance and the institution shall make every reasonable effort to see that the panel selected from the pool reflects appropriate gender and ethnic interest.

D. Direct Campuses to review and revise their Campus policies and procedures for sexual harassment and the way in which these policies and procedures are administered and adhered to. (TMCC 6/10 & UNR 6/5)

Requested that the Board direct Campuses to review and revise their Campus policies and procedures for sexual harassment and the way in which these poli-

cies and procedures are administered and adhered to. Such report to be returned to the Board not later than its February 1993 meeting.

E. Reassignment. Language recognizing status differentials so that complainant will not always be moved. (UNR, June 5th #2)

In situations involving charges of sexual harassment where reassignment of an individual is appropriate, reassignment shall be accomplished with no presumption as to the guilt or innocence of the party reassigned and no presumption as to the ease of reassignment between the perpetrator and the complainant.

Chairman Derby suggested a letter be sent to the institutions containing suggestions for their implementation:

A. Direct Campuses to review and revise Campus policies and procedures and complete them in time to report to the Board of Regents at its February 1993 meeting.

B. Pass along the suggestion from the UNR Affirmative

Action Office that Campuses should have all complaints (including sexual harassment) go through the Affirmative Action Office first, where these cases are thoroughly investigated. That Office would then forward only those sexual harassment cases where strong probable cause is shown.

C. Clarify the role of the Affirmative Action Officers

at the Campus level. (This is recommendation 15 of the Status of Women Interim Report.) There appears to be a need to clarify this reporting structure.

D. Add sexual harassment training to the training

program for members of the pool from which a hearing panel is drawn.

(2) Future Activities

Unresolved items on the handout, and suggestions made at this meeting, which might be considered by the Committee at a future time are:

Discouraging relationships among students/faculty.

Committee Recommendation #15 approved by Board.

This Committee meet with the Affirmative Action
Officers.

Continued discussion on statute of limitations for
reporting offenses.

All Campuses have a pool from which to draw the
hearing panel, and that appropriate training
be provided.

June 25, 1992

Dr. Derby presented two handouts, a summary of the recommendations of the Committee meeting on June 11, 1992, and a copy of a memorandum from General Counsel Donald Klasic responding to the recommendations and how they might be implemented in policies and procedures.

The Committee's recommendations were as follows:

1. Direct General Counsel to draft language to appoint an independent advisor or consultant if the victim/complainant or petitioner requests such a person.

General Counsel Klastic stated he felt this change would be more appropriate placed in Title 4, Chapter 8 of the Handbook, Student Recruitment and Retention Policy, Equal Employment Opportunity Policy and Affirmative Action Program for the University and Community College System of Nevada. He suggested Chapter 8 then might also need a change in title. Also, he asked for clarification concerning the nature of this position.

Following a lengthy discussion, which included placement in the Code or Handbook, that the person not be a psychologist or social worker, and that the person must be from the Campus in which the complaint was filed, Chairman Derby asked that Dr. Kirkland consult with the Campuses, develop wording for a recommendation and submit it to General Counsel Klastic so that it can be placed in the Code in Chapter 5 with a cross reference in Chapter 6.

In answer to a question, Chairman Derby explained that training of this independent advisor would be up to the Campus, but that there were several training models already in place, the best of which appears to be the Navy program. Chairman Derby stated that the Committee

has discussed holding a training session for leadership at the Campuses on sexual harassment.

It was moved that the Committee recommend language concerning an independent advisor to be placed in Chapter 5 of the Code with a cross reference in Chapter 6.

2. In sexual harassment cases where a student is involved in a sexual harassment matter, students should be involved in the Hearing Committee.

General Counsel Klasic stated that he was opposed to making a student a mandatory voting member of a hearing panel. He related that one of the reasons for attempting to expedite procedures was his past experience in getting students to serve on the panel. He cited the length of a hearing, the difficulty students have had in rearranging class schedules to devote time to a 5-day hearing, 9 to 5 each day, and the difficulty for students when the hearing is held at the end of the semester during finals.

Student Government leaders Debbie Green, WNCC, Charlie Covington, TMCC, and Samantha Dollison, UNR, objected

stating that the students were committed to the process and would be available. General Counsel Klasic pointed out that student governments have their own hearing procedures when only students are involved.

General Counsel Klasic explained that he did not mean students would not serve, rather it was his experience that it was most difficult to speed up the process because of trying to schedule around the students. Dr. Kirkland recommended leaving the former language which includes student participation, citing the key to that is that it provides a student perspective. President Crowley suggested that there had been serious problems in the past, but that perhaps the motion could be revisited in a year or two to see whether the problem has continued. Mrs. Berkley stated she would be willing to incorporate that into the motion, and Dr. Kirkland agreed; therefore, the motion will read:

It was moved to reinstate the former language that would provide for student representation on hearing panels, and that after a year or two of experience review the matter to determine whether there has been a problem with student representation and

whether the language would need to be changed.

General Counsel Klasic asked for clarification whether the above would relate to sexual harassment cases only, with the Chairman replying that it did.

3. There be mandatory language requiring appropriate pool balance and that the institution shall make every reasonable effort to see that the panel selected from the pool reflects appropriate gender and ethnic interest.

General Klasic stated that he would recommend not making this mandatory because this is not the most popular assignment on the Campus, and there undoubtedly will be more and more of these cases coming up, but of primary concern is the legal problem. He explained that if there is a mandatory balance required, and that balance is not maintained at all times, then litigation would be forthcoming, and no matter whether the accused "harasser" was guilty or not, the case would be thrown out on that basis. He did recommend a non-binding motion indicating to the institution that they should make every reasonable effort necessary to establish a faculty hearing panel that was appropriately a cross section of

the employee population of the institution.

Mr. Klaich agreed, urging that every effort be made by the Campuses to have a balanced pool, but for the legal reasons above that it not be mandatory. UNR Faculty Senate Chairman Ellen Pillard explained the selection process of the pool at UNR and suggested that perhaps the Campuses could track the membership of the pool for a year or two to see whether the issue needs to be revisited.

It was moved that this particular recommendation of the Committee be changed to read that the institution shall make every reasonable effort to see that the pool and the panel selected from the pool reflect appropriate gender, interests and, where appropriate, ethnic or other interests.

4. The Committee would recommend that the Board direct the Campuses to review and revise their Campus policies and procedures for sexual harassment and the way in which these policies and procedures are administered and adhered to, such report to be returned to the Board not later than its February 1993 meeting.

Chairman Derby stated this did not require a Code change or further discussion at this time.

5. In situations involving charges of sexual harassment, where reassignment of an individual is appropriate, that reassignment be accomplished with no presumption as to the guilt or innocence of the party reassigned and that no presumption as to the ease of reassignment between the perpetrator and the complainant arise.

General Counsel Klasic stated that subsection 6.2.4 of the UCCSN Code, adopted at the May meeting, provides for possible reassignment of individuals in the case of a sexual harassment complaint. Additional language would be necessary which would require that no presumption should arise as to the ease of reassignment between the perpetrator and the complainant.

General Counsel Klasic reminded the Presidents and Faculty Senate Chairmen that under the new policy adopted in May 1992, that hearing panels would now have to be created on each Campus, and they should be created before the next semester begins.

Chairman Derby stated that the Committee would be focusing on sexual harassment training to be accomplished in the Fall. She announced that Jill Winter, UNR Center for Applied Research, has forwarded a survey aimed at student assessment. Once the draft has been developed it will be circulated to the Committee.

Dr. Derby moved approval of the report and recommendations of the Status of Women Committee. Mr. Klaich seconded.

UNR Graduate Student Association President Laurence Doyle requested that students be reinstated in all other disciplinary procedures. Dr. Derby stated that his request would need to be addressed outside the realm of the Status of Women Committee.

Mr. Klaich requested General Counsel Klasic to report back to the Board on the status of where student representation was deleted from the UCCSN Code and/or Board of Regents Handbook.

Motion carried.

15. Report and Recommendations of the Audit Committee

A report and recommendations of the Audit Committee meeting, held June 17, 1992, were made by Regent Dorothy Gallagher, Chairman.

Chairman Gallagher stated that Mrs. Shelley Berkley has not attended any Audit Committee meetings in the last year.

Therefore, Mrs. Gallagher will ask Chairman Carolyn Sparks if Mrs. June Whitley may be appointed to the Committee to replace Mrs. Shelley Berkley.

(1) Internal Audit Director Sandi Cardinal presented the audit of the UNLV Residential Life, July 1, 1990 through December 31, 1991, filed in the Regents' Office.

Ms. Michelle Dudan, Assistant Director of Administrative Services, stated that there have been improvements since the last audit and deposits are made in a more timely manner. Ms. Dudan also stated that deposits are made on a daily basis.

(2) Internal Audit Director Sandi Cardinal presented the

audit of the TMCC Associated Students July 1, 1990 through June 30, 1991, filed in the Regents' Office.

Mrs. Cardinal stated that telephone voting was in violation of the Nevada Open Meeting Law and the Board of Regents' policy. There were no budgets for any of the year's activities and the student newspaper, "Echo", had no procedures manual.

Dr. Rita Gubanich, Vice President for Institutional Services, stated that these issues were addressed in the March 23, 1992 response. Dr. Gubanich also stated that a procedures manual is in process.

Ms. Kay Adair, ASTM President, stated that ASTM was having meetings every week instead of twice a month to reduce the time meetings could be missed before action is taken.

Chairman Gallagher requested a progress report for the October Audit Committee meeting.

(3) Internal Audit Director Sandi Cardinal presented the audit of the CCSN Copy Machine Activity, January 1,

1991 through December 31, 1991, filed in the Regents' Office.

Mrs. Cardinal stated there will be a follow-up report in three months.

(4) Internal Audit Director Sandi Cardinal presented the audit of the CCSN Scholarship Program, July 1, 1990 through October 31, 1991, filed in the Regents' Office.

Mrs. Cardinal stated that the procedures manual has been completed and there will be a follow-up report in three months.

(5) Internal Audit Director Sandi Cardinal presented the audit of the WNCC United Students Association, July 1, 1990 through December 31, 1991, filed in the Regents' Office.

Mrs. Diane Hilliard-Kraff gave the progress report.

(6) Internal Audit Director Sandi Cardinal presented the audit of the NNCC Child Care Center, July 1, 1990

through December 31, 1991, filed in the Regents' Office.

Mrs. Cardinal reported that there have been major improvements since the last audit.

(7) Internal Audit Director Sandi Cardinal presented the audit of the NNCC Associated Students, July 1, 1990 through December 31, 1991, filed in the Regents' Office.

Mrs. Cardinal reported that most of the report was from a prior audit. Mrs. Cardinal stated that there needs to be a policy for grants-in-aid and that Mr. Phil Smith, Counselor, recently was assigned to advise the students. There will be a follow-up report in the Fall.

The following items were reported from the Information Agenda of this Committee:

(1) Internal Audit Director Sandi Cardinal presented the follow-up report on the UNR Laboratory Fees, July 1, 1989 through June 30, 1991, filed in the Regents' Of-

fice.

- (2) Internal Audit Director Sandi Cardinal presented the follow-up report of the UNR Residential Life and Housing, July 1, 1990 through May 31, 1991, filed in the Regents' Office.

Mrs. Cardinal stated that the student receivables and tracking system have been implemented.

- (3) Internal Audit Director Sandi Cardinal presented the follow-up report of the UNR ASUN Bookstore, July 1, 1990 through June 30, 1991, filed in the Regents' Office.

Mrs. Cardinal stated that all problems have been resolved.

- (4) Internal Audit Director Sandi Cardinal presented the follow-up report of the UCCSN Business Center North, July 1, 1989 through December 31, 1990, filed in the Regents' Office.

Mr. Tom Judy, Controller, reported that emergency

temporary staff has been added to take care of the problems and stated that progress has been made. Mr. Judy also stated that this audit has helped obtain additional permanent staff positions.

(5) Internal Audit Director Sandi Cardinal presented the follow-up report of the UNLV Performing Arts Center, July 1, 1989 through June 30, 1991, filed in the Regents' Office.

Mrs. Cardinal stated that the Business Officers were addressing liability questions for the System.

(6) Internal Audit Director Sandi Cardinal presented the follow-up report of the UNLV Institute for Real Estate Studies, July 1, 1990 through June 30, 1991, filed in the Regents' Office.

(7) Internal Audit Director Sandi Cardinal presented the follow-up report of the UNLV Purchasing and Contract Management, July 1, 1990 through June 30, 1991, filed in the Regents' Office.

Mr. Mike Sauer, Executive Assistant to Vice President

for Finance and Administration, stated that UNLV was adopting the same Limited Purchase Order Policy as UNR and that all Departments will be notified of the new policies. There will be new manuals sent out to each Department and Campus-wide training will be held.

Mr. Sauer stated that the Controller's Office reviews the LPO's before checks are cut to the vendor.

Dr. Eardley asked why Campus Departments have LPO's and Mr. Buster Neel, Vice President for Finance and Administration, responded that LPO's can be used for purchases up to \$500,000, which greatly reduces the work load.

(8) Internal Audit Director Sandi Cardinal presented the follow-up report of the TMCC Laboratory Fees Charged, July 1, 1989 through June 30, 1991, filed in the Regents' Office.

(9) Internal Audit Director Sandi Cardinal presented the follow-up report of the TMCC Admissions and Records Office, January 1, 1990 through December 31, 1990, filed in the Regents' Office.

Chairman Gallagher stated that the FTE counts need to be looked into especially with the Legislature starting in January.

(10) Internal Audit Director Sandi Cardinal presented the follow-up report of the CCSN Registrar's and Bursar's Offices, January 1, 1990 through May 31, 1990, filed in the Regents' Office.

(11) Internal Audit Director Sandi Cardinal presented the follow-up report of the WNCC Admissions and Records Office, January 1, 1990 through December 31, 1990, filed in the Regents' Office.

(12) Internal Audit Director Sandi Cardinal presented the follow-up report of the WNCC Laboratory Fees Charged, 1989-90 through 1990-91.

(13) Internal Audit Director Sandi Cardinal presented the follow-up report of the NNCC Admissions and Records Office, January 1, 1990 through December 31, 1990.

(14) New Business - Chairman Gallagher stated that the

Audit Committee meetings will continue to be done by video conference.

Chairman Gallagher announced the schedule for future meetings:

August 12, 1992 - 1:30 P.M.

September 23, 1992 - 10:00 A.M.

November 4, 1992 - 10:00 A.M.

December 16, 1992 - 10:00 A.M.

Mrs. Gallagher moved approval of the report and recommendations of the Audit Committee. Mrs. Berkley seconded.

Mrs. Gallagher extended her thanks to the UCCSN Internal Audit staff for preparing such thorough audits.

Motion carried.

The open meeting recessed at 12:21 P.M. and reconvened at 1:10

P.M. Thursday, June 25, 1992 with all Regents present except

Regents Sparks and Whitley.

Approved the amendments to the UCCSN Code, 6.2.2, Prohibited Activity - System Community, and 6.9.8, Closed Hearings, as contained in Ref. G, filed in the Regents' Office.

Mr. Klaich moved approval of the UCCSN Code amendments regarding Prohibited Activity - System Community and Closed Hearings. Mrs. Gallagher seconded. Motion carried.

These amendments to the UCCSN Code are a result of the discussions held with the ad hoc Committee on Status of Women and both UNR and TMCC's Women Advisory Committees.

17. Approved Handbook Addition, UCCSN Code, Employment Contract,

DRI

Approved the addition to the UCCSN Code, 5.8.5 - Discontinuance of Employment Contracts for Programmatic or Adverse Institutional Financial Conditions as follows:

(c) For any appointment of 12 months or less, irrespective of any renewal, notice of nonreapportionment of any faculty member in DRI shall be given in accordance with 5.8.2 (above). In the case of a

faculty member whose appointment has been renewed at least once and total time at DRI exceeds 23 calendar months, the nonreappointment shall be reviewed by a committee of the DRI Faculty Senate, unless the faculty member concerned requests that it not be so reviewed. The committee review shall be forwarded to the President of DRI together with recommendation of the center Director/Vice President. The decision of the President shall be final.

President Taranik stated that this addition will bring DRI into compliance with its current Faculty Manual. Mr. Richard Egami, DRI Faculty Senate Chairman, stated that the Faculty Senate concurred with the addition to the UCCSN Code.

Mr. Klaich moved approval of the UCCSN Code addition regarding Employment Contracts at DRI. Mrs. Gallagher seconded. Motion carried.

18. Approved Handbook Addition, Religious Holiday Observation

Approved the following Handbook addition, Title 4, Chapter

20, Section 3, Absence from Class, UCCSN:

Section 3. Absence from Class.

1. There shall be no official absences from any University class. It is the personal responsibility of the student to consult with the Professor regarding absence from class.
2. It is the policy of UCCSN to be sensitive to the religious obligations of its students. Any student missing class, quizzes, examinations, or any other class or lab work because of observance of religious holidays shall, whenever possible, be given an opportunity during that semester to make up the missed work. The make-up will apply to the religious holiday absence only. It shall be the responsibility of the student to notify the instructor in writing, according to the policy of the institution offering the class, if the student intends to participate in a religious holiday which does not fall on State holidays or period of class recess. This policy shall not apply in the event that administering the assignment at an alternate time would impose an undue hardship on the instructor of the institution which

could not reasonably have been avoided.

Any student who is denied a make-up option after appropriately noticing the instructor, shall have the right to appeal that decision through the normal appeal mechanism in place at that institution.

3. This policy statement along with additional relevant institutional policies, should be included in catalogues or handbooks distributed to students and faculty.

Mr. Klaich moved approval of the Handbook addition regarding Religious Holiday Observation, with the amendment to add "in advance" in paragraph 2 after the words "It shall be the responsibility of the student to notify the instructor".

Mrs. Gallagher seconded.

Mrs. Berkley commended Chancellor Dawson for his efforts in developing this policy.

Motion carried.

Approved the UCCSN FY 1992-93 Operating Budget, filed in the Regents' Office. Vice Chancellor Sparks made the presentation stating that the State Supported Operating Budget totals \$260.1 million. This compares to \$237.5 million for the 1991-92 fiscal year and represents a 9.5% increase.

The State Appropriations for fiscal year 1993 amount to \$207.6 million, representing 79.8% of the State Supported Operating Budget. This compares to \$191.8 million for the 1992 fiscal year and represents an 8.2% increase.

Other revenue sources budgeted in the State Supported Operating Budget total \$52.5 million, representing 20.2% of the State Supported Operating Budget. This compares to \$45.7 million for the 1992 fiscal year and represents a 15% increase. Student fees represent approximately 16.2% of total revenue budgeted in the Operating Budget.

Included in the 1992-93 Operating Budget is an increase in non-resident tuition from the fiscal year 1991-92 level of \$1800 per semester to \$2025 per semester effective Fall semester of 1992. Included in the non-resident tuition is a surcharge of \$75 per semester for the Universities scheduled to expire at the end of FY 93. Registration fees for

University students are increased by \$5.50 per credit at UNR (\$5 to be retained in the operating budget) and by \$6.50 per credit at UNLV (\$6 to be retained in the operating budget) effective Fall semester of 1992. Included in the registration fee is a surcharge of \$3.50 per credit for UNR and \$4.50 per credit for UNLV to expire at the end of FY 93.

Graduate fees are increased by \$8 per credit at UNR (\$6.25 to be retained in the operating budget) and by \$11.50 per credit at UNLV (\$9.75 to be retained in the operating budget) effective Fall semester of 1992. Included in the graduate fee is a surcharge of \$1 per credit for UNR and \$4.50 per credit for UNLV to expire at the end of FY 93.

Registration fees for the Community Colleges are increased by \$2 per credit (\$1.75 to be retained in the operating budget) effective Fall semester 1992. Included in the registration fee is a surcharge of \$1 per credit to expire at the end of FY 93.

Vice Chancellor Sparks stated that there is a 9.54% increase in the total revenues between FY 92 and FY 93. He continued to explain the reductions that UCCSN has experienced during the last year. The State appropriations were reduced by \$6.6 million in FY 92, resulting in \$185.2 million in total

revenue. For FY 1993 the general fund operating appropriations have been reduced by \$16.1 million and Vice Chancellor Sparks anticipates that further reductions of between \$5-10 million (2.5% - 5%) would be forthcoming when the Governor makes a second reduction phase in early July.

Mr. Klaich questioned whether holding this discussion on operating budgets was just an exercise, and Vice Chancellor Sparks responded that the Board needs to give approval for the spending authority that is equal to the budgets approved by the Legislature. During the upcoming meeting with the Governor, UCCSN needs to explain the impact of the next slated reductions. UCCSN's budgets have already been reduced by 8%, and after the meeting with the Governor, it may be reduced even further to approximately 10% for FY 1993.

Mrs. Gallagher questioned the Presidents whether an additional 5% reduction would cause personnel layoffs, program cuts, or other impacts on the Campuses.

President Maxson stated that UNLV would experience enforced enrollment capping by this Fall semester, and would eliminate part-time employees who teach the larger classes. Any

personnel lay-offs would begin with non-teaching faculty.

President Crowley stated that UNR would accept whatever the Governor decides, but it will have a far greater impact beyond this biennium, and such long-term effects would be devastating.

President Maxson added that the Senior courses would be protected so as not to hold these students back from graduating and UNLV would begin attrition at the Sophomore and Freshman level classes. This will cause a lower enrollment level this coming Fall semester because not as many class sections could be offered.

Mr. Foley strongly felt that the Governor should call a special session of the Legislature to address an additional tax base. Mrs. Gallagher felt that it was an election year which might preclude the Governor from calling a special session.

President Meacham stated that the way to get out of a recession is to spend, and without salaries the people can not spend. He felt a sales tax was inevitable and that salaries should be the last resort for reduction.

President Gwaltney stated that approximately 76% of the budget is allocated to salaries. TMCC has already implemented plans for the next 24-36 months. If an additional 2% reduction is requested, TMCC will not have to lay off any personnel. The teaching assistant accounts and part-time staff will greatly diminish and capping enrollments may be necessary.

Mrs. Berkley stated that the least attractive method to balance the budget would be on the backs of the employees.

Vice Chancellor Sparks informed the Board that 80% of the UCCSN budget is allocated for salaries.

President Calabro stated that an alternative for WNCC is to enroll more students in courses, but they would have to rent additional space to accommodate the larger classes; otherwise, capping enrollments will have to be implemented.

Vice Chancellor Sparks stated that the State will begin the next biennium with less revenue than is required to support this biennium's budget. Currently the State is 13-14% short of projected funding to support the FY 1993 legislative approved budget.

He continued his report by stating that the Net FTE Students for 1991-92 increased by 9.52%; however, UCCSN had been budgeted for a 7% increase.

He reported on the 1992-93 Self-Supporting Budgets which display the anticipated revenue and expenditures for each fund supported by revenue sources other than State appropriations and authorizations. The total of all UCCSN Self-Supporting budgets currently reported for fiscal 1993 is \$73 million which compares to \$64.9 million included in the fiscal 1992 operating budget. These budgets contain funding for 243.41 professional and 336.11 classified positions throughout the System.

Dr. Derby left the meeting.

Mrs. Gallagher moved approval of the 1992-93 Operating Budget and Self-Supporting Budgets. Dr. Hammargren seconded. Motion carried.

Dr. Derby returned to the meeting.

20. Approved Report on Committee on Multi-Year Professional

Contracts

President Crowley reported that the Committee on Multi-Year Professional Contracts included 4 Presidents, serving as consultants, and 4 Regents. He served as both Chairman and a consultant. There was substantial discussion and it varied between each of the institutions. They met on May 27, 1992 and approved the following recommendation:

That no revolving contracts will be issued for future hires, and at the discretion of the Presidents, up to 3-year contracts may be issued to academic and non-academic faculty. Any employee contract for more than a 3-year period must first be approved by the Board of Regents.

The Committee felt that this motion should be referred to the Faculty Senates for review and comment this Fall, after which it will be brought back to the Board for consideration.

Mrs. Gallagher questioned whether faculty contracts had already been awarded with the exception of those persons brought to this Board at this time. President Crowley

stated that the motion from the Committee was referring only to new hires.

Dr. Derby stated that she was concerned with existing revolving contracts not with multi-year contracts. She questioned the difference in Letters of Appointment (LOAs).

President Crowley stated the rationale of LOAs would differ from Campus to Campus and from Department to Department. He explained that the English Department relies heavily on revolving contract personnel teaching Freshman classes; however, these contracts are reviewed every year. He felt that there should be a strong process of review of any revolving contract. He added that the Campuses wish to look at all of the problems associated with revolving contracts and work out a solution.

UNR Faculty Senate Chairman Ellen Pillard stated that in the English Department at UNR 14 of the 24 faculty are in 0-rank (non-tenure) because they have found that it is a low cost way to get quality instructors. These people come in on a 1-year contract for a probationary 3-year period and these become performance based contracts. The Faculty Senate is in the process of reviewing all 0-ranked provisions.

Mr. Klaich questioned if the first revolving contract was issued to President Robert Maxson upon his hire in 1984, and President Crowley stated that they were adopted in 1983 for CCSN.

Mr. Klaich suggested an amendment to the Committee motion by adding "no revolving contracts or future issuance of current revolving contracts".

President Taranik informed the Board that beginning this year, DRI no longer issues revolving contracts.

President Crowley stated that the record would indicate that prior to the Code changes in 1982-83, UNR had tenure for all faculty. During the debate on the Code, the Campuses resisted multi-year contracts, but the Board insisted and adopted this provision to provide some security for those persons no longer eligible for tenure as a result of these Code changes. He noted that 24 faculty out of 2400 receiving these contracts is a small number and although there may be problems, the Campuses are not abusing the privilege.

President Maxson reported that the UNLV Faculty Senate Executive Committee is in support of the Committee's motion.

Mr. Klaich moved to accept the Committee's motion with a report made back to the Board no later than December, 1992 for a full discussion of revolving contract policies. Dr. Derby seconded.

President Crowley strongly disagreed with the above motion, because he felt that the Committee's work is not completed and they had referred it back to the Faculty Senates for consideration and input before a final decision could be reached. With the Board taking action at this time, it is in opposition to committee process.

Motion carried.

21. Approved Professional Employees Salaries

In developing the budget reductions for the 1991-93 biennium the Presidents recommended and the Board of Regents approved delaying FY 92-93 salary increases until January 1, 1993.

The Presidents further agreed to not recommend any merit increase for Administrators such as Deans, Vice Presidents and Presidents. Ref. H, filed with the permanent minutes, is consistent with that recommendation.

In addition to the above, President Meacham recommended a \$6000 car allowance for the two Vice Presidents at CCSN.

CCSN is now a 3-Campus institution requiring the Vice Presidents to travel to all sites. With this auto allowance they will be expected to use their private vehicles for this travel.

Mr. Klaich moved approval of the professional employees' salaries as proposed in Ref. H. Mrs. Gallagher seconded.

Mr. Klaich questioned whether any salaries, other than DRI or the auto allowance for CCSN Vice Presidents, are other than merit increases, and Chancellor Dawson responded that Vice Chancellor for Academic Affairs John Richardson and Assistant to Chancellor for Community College Concerns Doug Burris, whose contracts were recently approved independently by the Board of Regents, are the only ones. Mr. Klaich stated for the record that he loathed to vote for any salary increase, but CCSN had displayed a budget reduction plan and performed a good job.

Motion carried.

22. Discussion on UCCSN 1993-95 Biennial Budget

Vice Chancellor Sparks presented a draft of the proposed UCCSN 1993-95 Priority requests for discussion with the Board, filed in the Regents' Office. He explained that these are outside of the Base Budget request and were developed by utilizing the parameters that were approved by the Board of Regents. UCCSN is likely to request a 15% increase over the legislative approved Base Budget, which amounts to 25% in excess of the State's ability to fund the Base Budget. The first priority is to restore the Base Budget.

Mr. Klaich stated that it is the Board's responsibility to present to the Legislature the UCCSN's budget, but felt it was pointless to discuss priorities for new funding. He suggested that the Base Budget be submitted to the Legislature without the priorities. Vice Chancellor Sparks stated that the Presidents have felt very strongly about expressing their Campus needs to the Legislature. He noted that the Presidents have reduced the priorities down to 3 priorities which amount to \$72.2 million:

- 1) Enhancing Instruction and Instructional Support Efforts

(Total UCCSN Priority - \$32,198,278)

2) Equipment for Instruction and Research and Enhancing

Information and Accountability Systems

(Total UCCSN Priority - \$27,500,000)

3) Economic Development and New Initiatives - Mixture of

previous priorities 3 and 4

(Total UCCSN Priority - \$12,500,000)

Vice Chancellor Sparks indicated that to restore the Base Budget it would take a 10% increase the first year and an additional 15% over that if the growth/parameters/formulas were funded. At this time, there are not projections of increases in student fees until the tuition committee reports to the Board and the Board approves the recommendations.

Upon questioning, Vice Chancellor Sparks indicated that UCCSN is requesting that the merit pool be funded at 2% in the Base with an additional .5% priority 1.

Mrs. Gallagher felt that UCCSN will look ridiculous asking for additional funding in light of the current economic

picture, but felt that everyone should fight to restore the Base Budget.

Mrs. Berkley agreed with Mrs. Gallagher, but felt that the Board should realize that the Legislature will not be satisfied with UCCSN's requests. She felt that it was important to inform the Legislature of UCCSN's needs because UCCSN cannot continue operating by performing more with less.

Vice Chancellor Sparks informed the Board that the UCCSN budgets must be presented to the Governor on September 1. He suggested that the Board conduct a special meeting in July to consider the budget prior to the August 27-28 regularly scheduled meeting.

Dr. Hammargren moved to schedule a special meeting in July to discuss the budget prior to its being adopted in August for presentation to the Governor. Mrs. Gallagher seconded.

Mr. Foley and Mr. Klaich voted no. Motion carried.

23. Approved Use of General Improvement Fees, WNCC and UNLV

A. Western Nevada Community College

Approved the use of WNCC General Improvement Fees in the amount of \$9500 to pay for increased counseling services at the Fallon Campus for additional counseling services in the rural centers.

Mrs. Gallagher moved approval to use WNCC General Improvement Fees in the amount of \$9500 for the above project. Mrs. Berkley seconded. Motion carried.

B. University of Nevada, Las Vegas

Approved the use of UNLV General Improvement Fees in the amount of \$70,000 to provide network capabilities and adequate hardware and software for White Hall to participate in automated administrative/academic applications as a test site. Dr. Warren Burggren, Chairman of Biology, has agreed to serve as a test location.

Mr. Klaich moved approval to use UNLV General Improvement Fees in the amount of \$70,000 for the above project. Mr. Foley seconded. Motion carried.

24. Approved Use of Capital Improvement Fee Funds, WNCC

Approved the use of \$50,000 of Capital Improvement Fee Funds at WNCC to upgrade two instructional computer laboratories.

This includes equipment, cabling and software.

Mr. Klaich moved approval to use \$50,000 of Capital Improvement Fee Funds at WNCC to upgrade two instructional computer laboratories. Mrs. Gallagher seconded. Motion carried.

25. Approved Use of Capital Improvement Fee Funds, CCSN

Approved the use of up to \$20,000 in Capital Improvement Fee Funds at CCSN to renovate the Health Sciences Center and Phase II of the West Charleston Campus. The renovation will consist of the creation of additional office space, locker space and classroom space in the Health Sciences Center, and security windows in the Registrar and Bursar areas of the Phase II building. The construction would occur over the Summer and be ready for Fall classes.

Mr. Klaich moved approval to use up to \$20,000 in Capital Improvement Fee Funds at CCSN to renovate the Health Sciences Center and Phase II of the West Charleston Campus. Mrs. Gallagher seconded. Motion carried.

26. Approved Use of Capital Improvement Fee Funds, UNLV

Approved to use up to \$325,000 in Capital Improvement Fee

Funds at UNLV as follows:

Reconfiguration of parking lot on NE section \$150,000

of the Campus. New construction projects will diminish the number of parking spaces currently available. These funds will enable the recovery of a portion of these spaces.

New seating at the Judy Bayley Theatre. Cur- \$175,000

rent seating is worn and outdated; mechanical parts are no longer available. These funds will correct this situation before safety concerns arise.

Mr. Klaich moved approval to use up to \$325,000 in Capital Improvement Fee Funds at UNLV for the above projects. Mrs. Berkley seconded. Motion carried.

27. Approved Music Recital Hall, UNLV

The Tom Beam Family Trust has announced its intention to

build a music building on the UNLV Campus. It is their intention to use the \$2,000,000 left to UNLV in Mr. Beam's will as matching funds for the project. The building is estimated to cost \$8,000,000 and will be built at no cost to UNLV. Approved the following:

- 1) Authorization to accept the gift;
- 2) Authorization to use the \$2,000,000 from Mr. Beam's will as matching funds; and
- 3) Authorization to seek Interim Finance and State Public Works Board approval of the project.

Mrs. Gallagher moved approval to accept the gift from the Tom Beam Family Trust; to use \$2,000,000 from Mr. Beam's will as matching funds; and to seek Interim Finance and State Public Works Board approval of the project. Mr. Foley seconded. Motion carried.

28. Approved an Easement, UNLV

Approved a UNLV easement to the County of Clark, a political subdivision of the State of Nevada. This easement is neces-

sary to reconstruct, maintain and repair underground and above ground traffic signal and intersection lighting facilities on Maryland Parkway, between Elizabeth Avenue and Cottage Grove Avenue.

"That portion of Section 22, Township 21 South Range 61 East, M. D. M., Clark County, Nevada ..."

Mr. Klaich moved approval of an easement to the County of Clark. Mrs. Gallagher seconded. Motion carried.

29. Information Only: Space, CCSN

President Meacham discussed additional space needs for the Community College of Southern Nevada. In light of CCSN becoming a multi-campus institution, he informed the Board that CCSN would like to move the central administration offices off the Campus. CCSN is in the process of locating a site and seeking private donations to build the facility.

The open meeting recessed at 3:35 P.M. and reconvened at 8:05 A.M. Friday, June 26, 1992, with all Regents present except Regents Berkley, Sparks and Whitley.

30. Approved Handbook Change, Bylaws, UNR

Approved the Handbook changes, Title 5, Chapter 7, UNR Bylaws as contained in Ref. J, filed in the Regents' Office.

These revisions have been approved by the Faculty Senate and by the faculty at large by a 2/3 vote.

Mr. Klaich moved approval of the Handbook changes regarding UNR's Bylaws. Mrs. Gallagher seconded. Motion carried.

31. Approved Financial Plan, Fiscal Year 1993, DRI

Approved the DRI Financial Plan, Fiscal Year 1993, which was distributed at the meeting and is filed in the Regents' Office. President Taranik reported that DRI experienced an 11% increase in research funding. Upon questioning, President Taranik explained that the regulation regarding Federal Indirect Costs does not affect DRI, but does affect the Universities. Research institutions are addressed under a different section of the code which was revised in 1982.

Mrs. Gallagher moved approval of the DRI Financial Plan for fiscal year 1993. Dr. Derby seconded. Motion carried.

32. Information Only: Outstanding Faculty Recognition

At the request of the Board of Regents, each Faculty Senate
Chairman reported on the outstanding faculty achievements
for the institution, as contained in Ref. B, filed in the
Regents' Office.

University of Nevada, Las Vegas

Mary Dale Deacon

Nancy M. Flagg

University of Nevada, Reno

Eva L. Essa

Jimmie Ralls

Truckee Meadows Community College

Betty Elliott

Sue Oriard

Community College of Southern Nevada

K. Larry Tomlinson

Western Nevada Community College

Richard Arrigotti

Desert Research Institute

David F. Miller

Northern Nevada Community College

Karen Martin

Cyd Mc Mullen

Mrs. Berkeley returned to the meeting, and Mrs. Whitley entered the meeting.

33. Information Only: Outstanding Students Recognition

At the request of the Board of Regents, each Student Government Officer reported on the outstanding student achievement from the institution, as contained in Ref. C, filed in the Regents' Office.

University of Nevada, Las Vegas

Heidi Smith

Northern Nevada Community College

Toni Mendive

Susan M. Wilson

34. Report and Recommendations of the Ad Hoc Committee on Ethnic

Minority Affairs

A report and recommendations of the ad hoc Committee on Ethnic Minority Affairs meeting, held June 17, 1992, were made by Regent June Whitley, Chairman.

- (1) Approved that each Campus establish an Ethnic Minority Affairs Task Force, with an appropriate distribution of its members, to gather information from the Campuses and report to the Committee by December, 1992.

Acting Vice Chancellor Karen Steinberg presented draft data concerning statistics on Nevada population, K-12

enrollment, high school graduates, UCCSN enrollments, and UCCSN employees. In answer to a question, Mrs. Steinberg stated UCCSN does not have projections of minority enrollments at this time, but that is something that could be done.

Dr. Miltenberger suggested the 1988 report of the Student Minority Outreach Task Force, "Preparing to Win", would be useful for the Committee to review.

It was moved that the President of each Campus appoint a Task Force on Ethnic Minorities, with appropriate distribution of membership to gather information and report back to the Committee in December, 1992.

It was suggested that when the members of the Blue Ribbon Task Force are appointed, the Campuses include them in their deliberations. Suggestions for the Campus Task Force to address:

Campus assessment including Campus hearings

Enrollments and employment of minorities in disciplines (EEO-6 report)

System Administration Office will establish a reporting format

Campus goals

The System Administration Office will prepare a check list to summarize the information needed. Chairman Whitley asked each Committee member to send Mrs. Steinberg ideas of the kind of information which should be gathered.

(2) Approved that a Blue Ribbon Task Force be appointed with appropriate geographic, gender and race balance.

It was moved that a Blue Ribbon Task Force be drawn from nominations, and that the Chairmen of the Campus Task Forces serve as liaisons to the Blue Ribbon Task Force.

Mrs. Whitley stated that the Blue Ribbon Task Force could hold their meetings by video to save transportation costs and time. She asked that Committee members submit nominees to Mrs. Steinberg prior to the Regents'

meeting in June. It was agreed that Caucasians should be included in the membership.

Mrs. Steinberg suggested that the Chairmen of the Campus Task Forces should meet together several times to coordinate efforts. She offered to meet with each Campus group as they begin to organize. Presidents are to send to Mrs. Steinberg the names of the members of their Task Forces.

The Chairman, working with Mrs. Steinberg, will select the Task Force members from the names submitted.

- (3) Approved a request for funds in the amount of \$10,000 from Regents' Special Projects Funds. A discussion was held on expenses for the Committee's work, including the Blue Ribbon Task Force.

Mrs. Whitley moved approval of the report and recommendations of the ad hoc Committee on Ethnic Minority Affairs.

Mr. Klaich seconded. Motion carried.

35. Rejected an Emergency Item: Review of Nevada State Press Association Law Suit

Regent Hammargren requested an emergency item on the pending law suit filed by the Nevada State Press Association. The reason was for a decision and action in relation to the next step of the process. He also demanded independent counsel to review this law suit.

After a lengthy discussion it was determined that Dr. Hammargren's request for an emergency item did not constitute an emergency. Chancellor Dawson suggested that this item could be posted for the next meeting, which would most likely be a special meeting at the end of July.

36. Approved an Organization Review Initiative

Regents Derby, Berkley and Whitley requested approval of an initiative which commits Board attention to a review of its internal processes and functioning as a System Governing Board, by whatever means it deems appropriate.

It is proposed that the Board address issues of concern regarding its governing process by undertaking a review of its manner of operating as an elected board, as well as its relation to the staff designated to serve the Board.

Dr. Derby distributed an outline of four goals she wished

to be addressed:

1) Advance Board and System Communication, Teamwork and
Consensus Building

2) Role Clarification

3) Enhance Organizational Performance

4) Promote Public Confidence

Dr. Derby felt that System-level business could only improve by identifying problems and suggested a self-assessment be performed. During the past year, UCCSN has experienced much negative publicity and she felt that the public's perception is a major issue to be addressed. To once again become a "family" at the System-level, the System must have good communications, good listening and talking skills and goodwill.

Dr. Hammargren left the meeting.

Mrs. Gallagher stated that this is a timely request, because

she too has felt that this Board is in disarray, which encourages outsiders to challenge the Board's authority. She reminded the Board that Mary Lou Peterson, AGB Moderator, addressed the Board some time ago, and told the Board members what it could and couldn't do as Regents. She strongly suggested that the Board perform a self-assessment with the help from an outside consulting firm, such as AGB.

Mr. Klaich stated that while Mrs. Gallagher served as Chairman of the Board she held informative workshops on various programs throughout the System, but since then the workshops have been discontinued and the Board members tend to focus on individual personalities instead of what they are actually supposed to focus on -- UCCSN. The Board has lost cohesiveness, and perhaps its been brought on because of the major issues the Board has had to deal with during the past year. He noted that there were a total of 35 meetings held last year, and felt that there may be something wrong with the way the Board is performing its job to hold that many meetings in one year. The Board must become more responsive to the needs of UCCSN.

Mrs. Berkley moved approval of an initiative for an organizational review. Mrs. Whitley seconded.

Mrs. Whitley suggested that a workshop be scheduled for December or thereafter to address the organizational review to include the new members of the Board. She agreed with Dr. Derby's proposed goals.

Dr. Derby suggested that the Board adopt the idea and commit itself for better improvement. She did not want to see the Board limit itself to one workshop.

Dr. Hammargren returned to the meeting.

Mr. Klaich requested each of the Board members to declare a truce amongst themselves and to put the past years behind. He suggested that the Board move forward and discuss higher education issues. He felt that the Board has discussed budget reductions, salary rollbacks, etc., but seemed to miss the issue of turning away high school students, which he felt is a high priority. The Board has focused on issues, but not the product – the students.

Motion carried.

Mrs. Berkley moved approval of a committee consisting of

the Chairman of the Board, Vice Chairman of the Board, Chancellor and Regent Derby to develop a plan as to how the Board should proceed on the organizational review and report back to the Board at the next regularly scheduled meeting with input from other Board members. Mrs. Whitley seconded. Motion carried.

Vice Chairman Eardley suggested that Board members should take the time to gather information and pay attention to items brought before the Board for consideration. He felt that the Board tends not to listen to the really important issues that face UCCSN. He posed a hypothetical question to the Board: Out of the 35 meetings held during the past year, how many issues directly affected the student?

Dr. Derby stated that leadership is critical to any enterprise and that the Board needs to work together.

Mr. Foley requested a summary of the issues addressed during the past 35 meetings.

Mrs. Whitley stated that the members of the Board do not have to agree on every issue, but should come away from Board meetings as a cohesive group.

37. Approved Handbook Change, Covert Video Surveillance, UCCSN

Regent Shelley Berkley requested a change in the Handbook, Chapter 1, Section 13, Covert Video Surveillance for UCCSN as follows:

The use of covert video surveillance for anything other than a criminal investigation on the Campuses of the University and Community College System of Nevada is prohibited. If, in a criminal investigation, such video surveillance is used, it must be approved by the President or the President's designee. This policy shall not interfere with the legitimate use of video taping for academic purposes.

Both Regents Berkley and Derby stated that there was not enough time to contemplate the change made at the last Regents' meeting when Title 4, Chapter 1, Section 13, Covert Video Surveillance for UCCSN was approved.

Dr. Lori Temple, Chairman of the Committee on Surveillance, stated that the Committee did discuss whether to include a direct line of accountability, and decided that it was not

necessary. She was surprised to see the item back on the agenda for further consideration without consulting the Committee.

Mr. Klaich stated that if this new language poses an imposition, then so be it; that should always be the last resort taken in a criminal investigation. He felt it was important for the President to be made aware of video surveillance to aid in a criminal investigation.

UNLV Police Chief David Hollenbeck requested the Board to leave the policy as it was approved at the last meeting.

The new proposed language will hamper the Police Department's performance in doing its job. He clarified that the Police Departments are not involved in academic video taping.

President Crowley stated that he was unfamiliar with the subject, but felt that in all likelihood a designee would be appointed by the President if this new language is approved.

Dr. Temple reminded the Board that each institution had different police protection. She stated that the Las Vegas

Metro Police Department oversees CCSN and she stated that they may not wish to get presidential approval to perform covert video surveillance. She stated that she was disappointed that this topic was not brought back to the Committee for further discussion to allow the Committee to bring forth the recommendation. President Crowley agreed that the process was not adhered to in this respect.

UNR Faculty Senate Chairman Ellen Pillard stated that she brought this issue before the UNR Faculty Senate and they had a concern with having a policy at all. She noted that this language would only pertain to the two Universities, because the other institutions do not have Campus Police Departments.

President Maxson supported the proposed language, and felt that if such a policy had been in existence UNLV would not have been confronted with the negative publicity it has received during the past year regarding the video taping of the basketball class.

Mr. Klaich moved approval of the Handbook amendment regarding Covert Video Surveillance. Dr. Derby seconded.

Mrs. Whitley moved to amend the above motion to exclude the language "or the President's designee". Dr. Derby seconded.

President Crowley agreed that there should be a policy, but indicated that circumstances could arise where the President is unavailable to approve such action; i. e., the President may be out of the country. He suggested that the language include "or the President's designee".

Mrs. Whitley withdrew her amendment to the original motion.

Dr. Derby withdrew the second.

Dr. Derby stated for the record that it is not the intent of the Board to permanently use a designee, but if at all possible the President should be made aware and give his/her approval. President Maxson reiterated that the President is responsible for "everything" that happens on his/her Campus.

Motion carried on the original motion.

38. New Business

Mr. Klaich stated that he had read in the morning paper

allegations towards the UNLV Foundation, and requested the Chancellor to investigate the matter and report back to the Board.

In regard to the above issue, Dr. Hammargren stated that when his reputation is smeared in the media, he cannot address it at the Board meeting as an emergency item, but when others' reputations are smeared it's alright to address. He requested that the organizational review include in its deliberations the relation between the Board of Regents and the Foundations, and clarification of how an agenda item can be placed on the agenda.

39. Land Acquisition in Clark County

There was a review of Board action on the land acquisition in Clark County. Ref. I, filed in the Regents' Office.

Chancellor Dawson explained that Ref. I contains material he received from an attorney in Australia concerning the acquisition of space artifacts for a UNLV Space Museum. He related that Regent Hammargren has written a letter to the Board dated June 22, 1992, accepting all responsibility for a memo he had written, which is filed with the permanent

minutes.

Dr. Hammargren discussed a handout he had distributed outlining his unsuccessful attempts to have the land acquisition on the Board agenda in December, 1991 and February, 1992 and could only be heard through special items or reports to the Board. He stated staff had not cooperated or given assistance to him in his efforts to obtain land from Clark County. He also referred to a newspaper article concerning a brief filed by Legal Counsel in response to a suit filed against the Regents by the Nevada State Press Association. He stated the article concerned him and felt Legal Counsel should have contacted him prior to answering the suit.

President Maxson stated that a letter had been sent to the Clark County Commission on June 22, 1992, stating UNLV was interested in the 118 acres bordered by Interstate 15 and Russell Road for general education purposes with no restrictions and no financial obligations to the University.

Mr. Robert Mc Caffery, who has been assisting Dr. Hammargren in obtaining this land as well as in acquiring the Hughes flying boat from the Disney Corporation, presented a report

of activities. He stated that it appears Summa Corporation is blocking the attempt to acquire the flying boat (Spruce Goose), even though it appears there are a number of people who would like to see it brought to Las Vegas for a tourist attraction.

Mr. Klaich reminded Dr. Hammargren that the University does business in a collegial manner and that he felt Dr. Hammargren had not followed this procedure. Mrs. Gallagher stated that she felt there was a lack of communication between Dr. Hammargren and the Board on this project.

Mr. Foley stated his understanding was that the System would acquire the land, and, if it did, and if Dr. Hammargren acquired the flying boat, that this might be a place to house the boat, although he questioned whether there was financing for the acquisition and the maintenance for the boat once it was in Las Vegas.

Chancellor Dawson stated that his understanding was that if the System was to acquire the land, it should do so without any restrictions and to use it for educational purposes.

In addition, he related a number of meetings had been held concerning this property: with President Meacham, CCSN, who

has determined the land would not be suitable for Community College classrooms; with President Taranik, who has stated the land might be useful for some research projects for DRI but not for the Southern Nevada Science Center because of the noise factor; with Dr. Donald Baepler, UNLV, who stated many times the noise level would prohibit many University activities. Chancellor Dawson also stated the value of land is really only that at which it could be sold, and this property cannot be sold; or, if it is, the seller would be liable for paying the amount determined by a Federal government appraisal. He also related that although a pending law suit against the property was settled in Nevada, the individual involved has declared he would appeal the decision to the Supreme Court, and has 90 days to do so. Since the 90 days extend to August 9, 1992, no action is warranted until that time.

Chancellor Dawson stated that he felt staff has proceeded in good faith, although not at the speed Dr. Hammargren may wish.

Dr. Hammargren moved to reaffirm the Board's action to obtain the land for UNLV and further to ask the Clark County Commission to place the matter on their agenda for consider-

ation. Mrs. Whitley seconded.

Mr. Foley questioned if Dr. Hammargren or Mr. Mc Caffery had financial backing to obtain the flying boat and move it to Las Vegas, then to house and maintain it. Mr. Mc Caffery stated that last Fall there were 3 individuals who were interested, although that is no longer true. Dr. Hammargren stated that there is a new source for the funding and negotiations are going forward.

Motion carried, with Mr. Foley voting no.

The meeting adjourned at 10:50 A.M.

Mary Lou Moser

Secretary of the Board

06-25-1992