

BOARD OF REGENTS and its  
AUDIT, COMPLIANCE AND TITLE IX COMMITTEE  
NEVADA SYSTEM OF HIGHER EDUCATION  
Rogers Student Center, Ballroom  
Nevada State College  
1300 Nevada State Drive #300, Henderson  
Thursday, February 28, 2019

Video Conference Connection from the Meeting Site to:  
System Administration, Reno  
2601 Enterprise Road, Conference Room

Dr. Kristen Averyt, President, DRI  
Mr. Bart J. Patterson, President, NSC  
Dr. Karin M. Hilgersom, President, TMCC  
Dr. Vincent R. Solis, President, WNC

Faculty

The following institution business officers were also in attendance: Ms. Mary Kaye Bailey, Vice President, Finance and Administration, CSN; Ms. Sonja Sibert, Vice President, Business Affairs, GBC; Mr. Kevin Butler, Vice President, Finance and Business Operations, NSC; Mr. Jim New, Vice President, Finance and Administrative Services, TMCC; Ms. Jean Vade, Vice President, Finance and Business, UNL; Mr. Vic Redding, Vice President, Administration and Finance, UNR; and Ms. Darla Dodge, Interim Vice President, Budget Office Services, WNC.

*For others present, please see the attendance roster on file in the Board Office.*

Chair Carter called the meeting to order at 11:00 a.m. with all members present.

1. Information Only~~Public Comment~~– None.
2. Approved Consent Items~~–~~ The Committee recommended approval of the consent items.
  - (2a) Approved Minutes~~–~~

Audit

5. Approved Hosting, NSHE *(continued)*

7. Information Only Internal Audit Departmental Updates and Emerging Risks, NSHE  
(continued)

The new duties and reporting for the Chief Internal Auditor are now reflected in the Internal Audit Charter. The new role will drive policy recommendations and process improvement. Great progress has been made on these fronts so far.

8. Information Only Compliance Department Updates, NSHE Deputy General Counsel for Compliance  
Mistee A. Galicia provided an update on the NSHE Compliance Department, Annual Work Plan and general remarks regarding ongoing-compliance issues at various institutions (Ref. A-8 on file in the Board Office).

Mistee A. Galicia presented an overview of Title IX and higher education, acknowledging the change to the committee to include Title IX compliance. The presentation highlighted:

- The original purpose of Title IX was to close the gender gap in athletics.
- The second wind of Title IX was to give additional opportunities to address gender-based harassment and violence.

An overview of campus responsibility under Title IX

- Designate a Title IX Coordinator
- Develop appropriate policies and procedures
- Resolve complaints promptly and equitably
- Train students, faculty and administrators

Best practices for proactive Title IX Compliance include

- Assessment
- Wide dissemination of contact information for Title IX Coordinator
- Wide dissemination of policies and procedures
- Mandatory training for all faculty and staff,
- A regular climate survey and
- Updated policies which provide clear guidance regarding gender equity,

8. Information Only Compliance Department Updates, NSHE *(continued)*

Change the definition of sexual harassment to “Sexual assault or unwelcome conduct on the basis of sex, that is so severe, so pervasive and objectively offensive that it denies a person access to the school’s education program.” This provides more clarity from the current broad definition.

Change the administration of a school’s Title IX program to narrow the school’s responsibility to conduct that occurs within educational programs, which previously governed a wider range of school activities.

Permit the accused representative to cross-examine the accuser during the hearing process to determine credibility.

During the period for public comment, the Chancellor provided comment to the Department of Education. The comments were based on the response of Title IX Coordinators and representatives from the institutions as well as comments on the current state of Title IX within higher education.

Vice Chair Hayes clarified that the Committee was not aware that the Board had NSHE response to the proposed changes. He noted that the Board was not allowed to review the changes and take formal stance before an opinion was provided on its behalf. That statement was not reviewed before it was submitted, the Committee and the Board have interest in current Title IX standards and processes as well as any proposed changes and the issuance of a statement without their input is cause for concern.

Vice Chair Hayes noted that no one person should be deciding on behalf of NSHE and that it would be beneficial to see the current state of it we ite hes

Audit

