

The Board of Regents of the University of Nebraska met on June 1, 2017, at 10:08 a.m. in the board room at Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, in a publicly convened session, the same being open to the public and having been preceded by advance publicized notice, a copy of which is attached to the minutes of this meeting as Attachment 1 and Attachment 2 (pages 23-33).

In compliance with the provisions of *Neb. Rev. Stat.* § 84-1411, printed notice of this meeting was sent to each member of the Board and was posted in the first floor lobby of Varner Hall. In addition, copies of such notice were sent to the Lincoln Journal Star, Omaha World Herald, the Daily Nebraskan, the Gateway, the Antelope, the Kearney Hub, and the Lincoln office of the Associated Press as follows: May 19, 2017, a notice containing Amendments to Sections 1.4.4, 5.6 and 5.6.1 of the *Bylaws of the Board of Regents*, and addition of Section 6.7 to the *Policies of the Board of Regents* and amendments to Section 5.10 of the *Policies of the Board of Regents* was sent to the above groups and posted in the first floor lobby of Varner Hall; May 25, 2017, a notice of this meeting was sent to the above groups and posted in the first floor lobby of Varner Hall.

Regents present:

Timothy Clare
Hal Daub
Howard Hawks
Paul Kenney
Bob Phares
Jim Pillen
Robert Schafer, Vice Chairman
Bob Whitehouse, Chairman
Austin Partridge, University of Nebraska at Kearney
Joe Zach, University of Nebraska-Lincoln
Carissa Lueck, University of Nebraska Medical Center
Carlo Eby, University of Nebraska at Omaha

University officials present:

Hank M. Bounds, President
Susan M. Fritz, Executive Vice President and Provost
Carmen K. Maurer, Corporation Secretary
Jeffrey P. Gold, Chancellor, University of Nebraska Medical Center and
Interim Chancellor, University of Nebraska at Omaha
Ronnie D. Green, Chancellor, University of Nebraska-Lincoln
Douglas A. Kristensen, Chancellor, University of Nebraska at Kearney
David E. Lechner, Senior Vice President for Business and Finance | CFO
Joel D. Pedersen, Vice President and General Counsel
Matthew C. Hammons, Interim Vice President for University Affairs
Michael J. Boehm, Vice President of Agriculture and Natural Resources

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 10:08 a.m. in the Board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by Daub and seconded by Hawks to approve the minutes and ratify the actions of the regularly scheduled meeting on March 31, 2017.

Action Student Opinion: Voting Aye: Lueck, Partridge, Zach, and Eby. Voting Aye: Daub, Hawks, Kenney, Phares, Pillen, Schafer, Whitehouse, and Clare. Motion carried.

Chairman Whitehouse announced the location of the Open Meetings Act in the board room.

Chairman Whitehouse welcomed newly-elected student regents Austin Partridge, University of Nebraska at Kearney; Joe Zach, University of Nebraska-Lincoln; Carissa Lueck, University of Nebraska Medical Center; and Carlo Eby, University of Nebraska at Omaha.

President Bounds welcomed newly-elected Faculty Senate Presidents Sarah Purcell, University of Nebraska-Lincoln; and Laura Grams, University of Nebraska at Omaha.

IV. KUDOS

Regent Clare presented a KUDOS award to Rebecca Dobry, Financial Aid Counselor at the University of Nebraska at Kearney.

Regent Schafer presented a KUDOS award to Mike Dierks, Workstation Specialist III in the Customer Support Services Department at the University of Nebraska Medical Center.

Regent Daub presented a KUDOS award to Ethan Anderson, Assistant Athletic Director and Event Management at the University of Nebraska at Omaha.

Regent Kenney presented a KUDOS award to Marlene Busse, Administrative Assistant for the Department of Agronomy and Horticulture in the Institute of Agriculture and Natural Resources at the University of Nebraska-Lincoln.

V. RESOLUTIONS

None

VI. HEARINGS

Amendments to Sections 1.4.4, 5.6 and 5.6.1 of the *Bylaws of the Board of Regents*, and addition of Section 6.7 to the *Policies of the Board of Regents* and amendments to Section 5.10 of the *Policies of the Board of Regents*

VII. PUBLIC COMMENT

None

VIII. CONSENT AGENDA

Motion Moved by Daub and seconded by Phares to approve items VIII-A-1, VIII-A-2, VIII-A-3, VIII-B-1, VIII-B-2, VIII-B-3, VIII-B-4, VIII-B-5, VIII-B-6, VIII-B-7, VIII-B-8, VIII-B-9, and VIII-B-10

A. ACADEMIC AFFAIRS

VIII-A-1 President's Personnel Recommendations

VIII-A-2 Approve recommendations relating to academic program reviews required by the NCCPE and approve forwarding of the program review reports to the NCCPE

VIII-A-3 Approve amendments to §§ 1.4.4, 5.6, and 5.6.1 of the *Bylaws of the Board of Regents of the University of Nebraska*, and addition of 6.7 to the *Policies of the Board of Regents*, and amendments to 5.10 of the *Policies* related to directory information for employees and students.

See Attachment 3 to the minutes for the full text of the amendments to the *Bylaws* and *Policies* (pages 34-41).

B. BUSINESS AFFAIRS

University of Nebraska

VIII-B-1 Approve amendments to the Audit Committee Charter

See Attachment 4 to the minutes for the full text of the amendments to the Audit Committee Charter (pages 42-47).

University of Nebraska-Lincoln

- VIII-B-2 Approve the reappointment of Stephen M. Goddard as a member of the “Class C” Directors of the Nebraska Innovation Campus Development Corporation (NICDC) effective July 1, 2017, (for a term of office to coincide with his appointment as Interim Vice Chancellor for Research and Economic Development) and the reappointment of Larry Miller and Ronnie D. Green as members of “Class C” of the NICDC Board of Directors for three-year terms effective July 1, 2017
- VIII-B-3 Approve the sole source purchase of a Femtosecond Laser Surface Processor
- VIII-B-4 Approve the sole source purchase of a Fourier transform ion cyclotron resonance mass spectrometer
- VIII-B-5 Approve the sole source purchase of an X-Ray Photoelectron Spectroscopy System
- VIII-B-6 Approve the naming of the new East Campus residence hall “Massengale Residential Center”
- VIII-B-7 Approve a contract with Arrow Stage Lines to provide shuttle service between Lincoln and Omaha campuses for the College of Engineering

University of Nebraska Medical Center

- VIII-B-8 Approve the sole source purchase of a Fujifilm VisualSonics LAZR-X imaging system

University of Nebraska at Omaha

- VIII-B-9 Approve the sole source purchase of a Computer Assisted Rehabilitation ENvironment (CAREN)
- VIII-B-10 Approve the Easement Agreement between the University of Nebraska at Omaha and First Data Corporation and Reciprocal Access Easement between the University of Nebraska at Omaha and the University of Nebraska Foundation

Action Student Opinion: Voting Aye: Partridge, Zach, Eby, and Lueck. Voting Aye: Hawks, Kenney, Phares, Pillen, Schafer, Whitehouse, Clare, and Daub. Motion carried.

The Board recessed at 10:35 a.m. and reconvened the open meeting at 10:45 a.m.

IX. ADMINISTRATIVE AGENDA

A. ACADEMIC AFFAIRS

Motion Moved by Phares and seconded by Clare to approve item IX-A-1

IX-A-1 Approval is requested to create the Masters in Athletic Training and to phase-out the BS in Athletic Training in the Department of Kinesiology and Sport Sciences in the College of Education at the University of Nebraska at Kearney

Action Student Opinion: Voting Aye: Zach, Eby, Lueck, and Partridge. Voting Aye: Kenney, Phares, Pillen, Schafer, Whitehouse, Clare, Daub, and Hawks. Motion carried.

Motion Moved by Pillen and seconded by Hawks to approve item IX-A-2

IX-A-2 Approval is requested to eliminate the Bachelor of Arts and Bachelor of Science degrees in Great Plains Studies in the College of Arts and Sciences at the University of Nebraska-Lincoln

Action Student Opinion: Voting Aye: Eby, Lueck, Partridge, and Zach. Voting Aye: Phares, Pillen, Schafer, Whitehouse, Clare, Daub, Hawks, and Kenney. Motion carried.

Motion Moved by Clare and seconded by Hawks to approve items IX-A-3, IX-A-4, and IX-A-5

IX-A-3 Approval is requested to establish the Nebraska Food for Health Center at the University of Nebraska-Lincoln

IX-A-4 Approval is requested to establish the Child Health Research Institute at the University of Nebraska Medical Center

IX-A-5 Approval is requested to establish the Global Center for Health Security (GCHS) at the University of Nebraska Medical Center

Action Student Opinion: Voting Aye: Lueck, Partridge, Zach, and Eby. Voting Aye: Pillen, Schafer, Whitehouse, Clare, Daub, Hawks, Kenney, and Phares. Motion carried.

Motion Moved by Phares and seconded by Eby to approve items IX-A-6

IX-A-6 Approve amendments to the *Bylaws of the University of Nebraska-Lincoln*

See Attachment 5 to the minutes for the full text of the amendments to the *Bylaws* of the *University of Nebraska-Lincoln* (pages 48-86).

Action Student Opinion: Voting Aye: Partridge, Zach, Eby, and Lueck. Voting Aye: Schafer, Whitehouse, Clare, Daub, Hawks, Kenney, Phares, and Pillen. Motion carried.

B. BUSINESS AFFAIRS

University of Nebraska-Lincoln

Motion Moved by Daub and seconded by Kenney to approve item IX-B-1

IX-B-1 Approve program statement for Mabel Lee Hall renovation

There was discussion

Action Student Opinion: Voting Aye: Zach, Eby, Lueck, and Partridge. Voting Aye: Whitehouse, Clare, Daub, Hawks, Kenney, Phares, Pillen, and Schafer. Motion carried.

Motion Moved by Phares and seconded by Clare to approve items IX-B-2, IX-B-3, IX-B-4, and IX-B-10

IX-B-2 Approve the Fund B University Program and Facilities Fees (UPFF) 2017-18 Allocation for the University of Nebraska-Lincoln

IX-B-3 Approve the Fund B, University Program and Facilities Fee (UPFF) 2017-18 Allocation for the University of Nebraska at Kearney

IX-B-4 Approve the Fund B, University Program and Facilities Fee (UPFF) 2017-18 Allocation for the University of Nebraska Medical Center

IX-B-10 Approve the Fund B, University Program and Facilities Fees (UPFF) 2017-18 Allocation for the University of Nebraska Omaha

Action Student Opinion: Voting Aye: Eby, Lueck, Partridge, and Zach. Voting Aye: Clare, Daub, Hawks, Kenney, Phares, Pillen, Schafer, and Whitehouse. Motion carried.

University of Nebraska Medical Center

Motion Moved by Pillen and seconded by Phares to approve item IX-B-5

IX-B-5 Approve the naming of the Global Center for Advanced Interprofessional Learning the “Dr. Edwin Davis and Dorothy Balbach Davis Global Center for Advanced Interprofessional Learning”

Action Student Opinion: Voting Aye: Lueck, Partridge, Zach, and Eby. Voting Aye: Daub, Hawks, Kenney, Phares, Pillen, Schafer, Whitehouse, and Clare. Motion carried.

Motion Moved by Hawks and seconded by Clare to approve item IX-B-6

IX-B-6 Approve the Program Statement for the renovation of the Joseph D. & Millie E. Williams Science Hall

- Action Student Opinion: Voting Aye: Partridge, Zach, Eby, and Lueck. Voting Aye: Hawks, Kenney, Phares, Pillen, Schafer, Whitehouse, Clare, and Daub. Motion carried.
- Motion Moved by Eby and seconded by Phares to approve item IX-B-7
- IX-B-7 Approve the project budget to remove underground tanks and concrete from University properties at 4605 Farnam Street and 795 South 48th Street, Omaha, Nebraska and complete remediation and restoration of these properties
- Action Student Opinion: Voting Aye: Zach, Eby, Lueck, and Partridge. Voting Aye: Kenney, Phares, Pillen, Schafer, Whitehouse, Daub, and Hawks. Abstain: Clare*. Motion carried.
*Regent Clare voted to abstain to avoid the appearance of a potential conflict
- Motion Moved by Pillen and seconded by Daub to approve item IX-B-8
- IX-B-8 Approve the amendment to the lease of the CL Werner Cancer Hospital to Nebraska Medicine
- Action Student Opinion: Voting Aye: Eby, Lueck, Partridge, and Zach. Voting Aye: Phares, Pillen, Schafer, Whitehouse, Clare, Daub, Hawks, and Kenney. Motion carried.
- Motion Moved by Daub and seconded by Kenney to approve item IX-B-9
- IX-B-9 Authorize the President to approve and execute a contract with Elmwood Pharmacy in Omaha, Nebraska to supply primary pharmacy services for HIV-positive patients
- Action Student Opinion: Voting Aye: Lueck, Partridge, Zach, and Eby. Voting Aye: Pillen, Schafer, Whitehouse, Clare, Daub, Hawks, Kenney, and Phares. Motion carried.
- University of Nebraska at Omaha
- Motion Moved by Daub and seconded by Kenney to approve item IX-B-11
- IX-B-11 Approve an eight-year agreement with adidas America, Inc. for an exclusive sponsorship of the intercollegiate athletic programs of the University of Nebraska at Omaha
- There was discussion
- Action Student Opinion: Voting Aye: Partridge, Zach, Eby, and Lueck. Voting Aye: Schafer, Whitehouse, Clare, Daub, Hawks, Kenney, Phares, and Pillen. Motion carried.
- University of Nebraska
- Motion Moved by Lueck and seconded by Pillen to approve item IX-B-12
- IX-B-12 Approve a two-year contract with Unizin for the purchase of Canvas and a two-year contract with Turnitin for the University of Nebraska at Kearney, University of Nebraska at Omaha, and the University of Nebraska Medical Center
- There was discussion
- Action Student Opinion: Voting Aye: Zach, Eby, Lueck, and Partridge. Voting Aye: Whitehouse, Clare, Daub, Hawks, Kenney, Phares, Pillen, and Schafer. Motion carried.
- Additional Items – University of Nebraska
- Moved by Clare and seconded by Pillen to approve item IX-B-13
- IX-B-13 Approve the University of Nebraska’s FY 2017-18 Operating Budget and tuition rates for FY 2017-18 and FY 2018-19. Reappropriate with the State of Nebraska’s Department of Administrative Services any unexpended balances existing on June 30, 2017 that are committed to be spent in FY 2017-18.
- There was discussion

Action Student Opinion: Voting Aye: Eby, Lueck, Partridge, and Zach. Voting Aye: Clare, Daub, Hawks, Kenney, Phares, Pillen, and Whitehouse. Voting No: Schafer. Motion carried.

Motion Moved by Hawks and seconded by Pillen to approve item IX-B-14

IX-B-14 Approve the Nebraska College of Technical Agriculture's FY 2017-18 Operating Budget and tuition rates for FY 2017-18 and FY 2018-19. Reappropriate with the State of Nebraska's Department of Administrative Services any unexpended balances existing on June 30, 2017 that are committed to be spent in FY 2017-18.

There was discussion

Action Student Opinion: Voting Aye: Lueck, Partridge, Zach, and Eby. Voting Aye: Daub, Hawks, Kenney, Phares, Pillen, Whitehouse, and Clare. Voting No: Schafer. Motion carried.

C. FOR INFORMATION ONLY

IX-C-1 University of Nebraska Strategic Planning Framework

IX-C-2 University of Nebraska Strategic Framework Accountability Measures

IX-C-3 Calendar of establishing and reporting accountability measures

IX-C-4 University of Nebraska Strategic Dashboard Indicators

IX-C-5 Board of Regents agenda items related to the University of Nebraska Strategic Framework

D. REPORTS

IX-D-1 Quarterly Personnel Report for the period January-March 2017

IX-D-2 Laboratory, Student, and Miscellaneous Fees for 2017-2018

IX-D-3 Revisions to rules and regulations for faculty and student self-government organizations: Bylaws of the Faculty of the University of Nebraska Medical Center

IX-D-4 Renaming University of Nebraska Online Worldwide (NUOW) to University of Nebraska Online (NU Online)

IX-D-5 Expedited Approval of the Biomedical Science Graduate Certificate in the Department of Biology in the College of Arts and Sciences at the University of Nebraska at Omaha

IX-D-6 Renaming the American Government Graduate Certificate to the Government Graduate Certificate in the Department of Political Science in the College of Arts and Sciences at the University of Nebraska at Omaha

IX-D-7 Renaming the Bachelor of Arts (BA) in Black Studies to the Bachelor of Science (BS) in Black Studies to include elimination of the BA degree and creation of the BS degree with a nearly identical curriculum in the Department of Black Studies in the College of Arts and Sciences at the University of Nebraska at Omaha

IX-D-8 Memorandum of Understanding between the Department of Educational Administration in the College of Education at the University of Nebraska at Kearney and the Department of Educational Administration in the College of Education and Human Sciences at the University of Nebraska-Lincoln to form an Educational Administration Joint Doctorate (EdD) program

IX-D-9 Expedited Approval of the Dual Primary Care/Acute Care Pediatric Nurse Practitioner Post-Masters Certificate Program in the College of Nursing at the University of Nebraska Medical Center

IX-D-10 Quarterly Status of Capital Construction Projects

IX-D-11 Report of Bids and Contracts

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- IX-D-12 Quarterly Report of Gifts, Grants, Contracts and Bequests
- IX-D-13 Strauss Performing Arts Intermediate Design Report
- IX-D-14 Morrill Hall 4th Floor Redevelopment Intermediate Design Report
- IX-D-15 Naming the two interview rooms within the College of Law Marvin and Virginia Schmid Clinic Building the “Kutak Rock Interview Room” and the “Rembolt Ludtke Interview Room”
- IX-D-16 Naming three internal rooms within the Cather Dining Complex “Red Cloud A, B, C & Atrium”, “Pioneer A & B”, and “Lark A & B”
- IX-D-17 Naming the new UNO parking structure at 67th and Pacific Street as the “Pacific St. Garage”
- IX-D-18 Strategic Framework Report on Debt Management

Chairman Whitehouse accepted the reports on behalf of the Board.

X. ADDITIONAL BUSINESS

None

ADJOURNMENT

There being no further business, the meeting was adjourned by Chairman Whitehouse at 12:22 p.m.

Respectfully submitted,

Carmen K. Maurer
Corporation Secretary

Robert L. Whitehouse
Chairman of the Board



ATTACHMENT 1

NOTICE OF MEETING

Notice is hereby given that the Board of Regents of the University of Nebraska will meet in a publicly convened session on Thursday, June 1, 2017, at 10:00 a.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska.

In accordance with *Board of Regents Bylaw 1.11, Amendments to the Bylaws*, notice is hereby given that at the above described meeting, amendments to Sections 1.4.4, 5.6 and 5.6.1 of the *Bylaws of the Board of Regents*, and addition of Section 6.7 to the *Policies of the Board of Regents* and amendments to Section 5.10 of the *Policies of the Board of Regents*, shall be proposed as indicated in the attached agenda item.

An agenda of subjects not related to the proposed Bylaws and Policies amendments will be subsequently posted in accordance the law, the Bylaws and rules which govern the Board of Regents. When so posted, the full agenda for the meeting will be available for inspection in the office of the Corporation Secretary of the Board of Regents, Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, or at <http://nebraska.edu/board/agendas-and-minutes.html>

A copy of this notice will be delivered to the Lincoln Journal Star, the Omaha World-Herald, the Daily Nebraskan, the Gateway, the Antelope, the Kearney Hub, the Lincoln office of the Associated Press, members of the Board of Regents, and the President's Council of the University of Nebraska.

Dated: May 19, 2017

Carmen K. Maurer
Corporation Secretary
Board of Regents
University of Nebraska

TO: The Board of Regents

Academic Affairs
Business Affairs

MEETING DATE: June 1, 2017

SUBJECT: Amendments to §§ 1.4.4, 5.6, and 5.6.1 of the *Bylaws of the Board of Regents of the University of Nebraska* (“the *Bylaws*”), and addition of 6.7 to the *Policies of the Board of Regents* (the “*Policies*”) and amendments to 5.10 of the *Policies* related to directory information for employees and students.

RECOMMENDED ACTION: Approve Amendments to §§ 1.4.4, 5.6, and 5.6.1 of the *Bylaws of the Board of Regents of the University of Nebraska* (“the *Bylaws*”), and addition of 6.7 to the *Policies of the Board of Regents* (the “*Policies*”) and amendments to 5.10 of the *Policies*.

PREVIOUS ACTION: Submitted for information only at March 31, 2017 meeting. Section 1.4.4 of the *Bylaws* became effective, as approved by the Board of Regents, on August 20, 1973. Section 1.4.4 was subsequently amended on February 28, 1998. Section 5.6 of the *Bylaws* became effective, as approved by the Board of Regents, on August 20, 1973. Section 5.6 was subsequently amended three times, most recently on September 16, 2005. Section 5.6.1 of the *Bylaws* became effective, as approved by the Board of Regents, on August 20, 1973. Section 5.6.1 was subsequently amended once on June 13, 1992. Section 5.10 of the *Policies* became effective, as approved by the Board of Regents, on June 15, 2006. No subsequent changes have been made since that time.

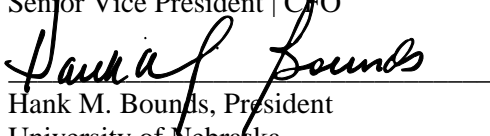
EXPLANATION: Information regarding public directory information for employees and related confidentiality rules are currently found in Section 1.4.4. of the *Bylaws*. Information regarding public directory information and related confidentiality rules regarding students are currently found in Section 5.6 and 5.6.1 of the *Bylaws* and Section 5.10 of the *Policies*. The proposed revisions will move all information regarding directory information and related confidentiality rules for employees and students from the *Bylaws* to the *Policies* for consistency purposes and ease of reference. Section 1.4.4 of the *Bylaws* is being moved to 6.7 of the *Policies* with a few amendments. Proposed 6.7 of the *Policies* adds University telephone number and University email address to public directory information for employees. Proposed 6.7 of the *Policies* also provides notice to employees that personnel information may be shared as a part of an administrative proceeding or with third parties when third parties are performing a University function.

The proposed revisions to 5.10 of the *Policies* adds University email address to directory information for students and restricts the disclosure of directory information for students to the University community.

[See attached revisions to all sections above]

SPONSORS: Susan M. Fritz
Executive Vice President and Provost

David E. Lechner
Senior Vice President | CFO

RECOMMENDED: 
Hank M. Bounds, President
University of Nebraska

DATE: May 8, 2017

Amendments to the *Bylaws* of the Board of Regents of the University of Nebraska:

~~1.4.4 **Records of the University.** Records and documents of the University are available for inspection in the Office of the Corporation Secretary. The following types of records and documents are deemed to be confidential records, and will not be made available, except upon written authorization signed by the individual or individuals to whom the records pertain or by a person duly authorized to act on behalf of such individual or individuals: student academic records; personal information in student, faculty, and staff personnel records, except salary and routine directory information; communications between attorney and client; communications between physician and patient; hospital medical records; and any other records declared to be confidential under the laws of the State of Nebraska, provided such records with names deleted and kept confidential may be made available for governmental research and analysis. Records and documents that are not confidential shall be available by written request to the Corporation Secretary and by paying the reasonable cost and expense of making said records available.~~

~~(a) For the purposes of this section, the term "personnel" shall mean and include persons who are employees of the University and persons who are or have been either applicants or nominees for employment by the University.~~

~~(b) For the purpose of this section, the term "personnel records" shall be inclusive of the entire employment process beginning with application or nomination for appointment, search committee evaluation and appointing authority evaluation, through appointment and employment, and ending with separation from employment. Personnel records shall include (1) all records and documents pertaining to any person who is an applicant or nominee for any University personnel position described in Section 3.1 of these Bylaws, regardless of whether any such person is ever actually employed by the University, and (2) all records and documents pertaining to any person employed by the University.~~

~~(c) For the purpose of this section, the term "personal information" when used in relation to faculty and staff personnel records shall mean and include, but not be limited to, (1) all records and documents pertaining to any applicant or nominee for appointment to any University personnel position described in Section 3.1 of these Bylaws, except the names of candidates accepted by an appointing officer or appointing authority pursuant to Section 2.1 of these Bylaws as finalists under consideration for appointment, and (2) all records and documents pertaining to the employment of any person by the University, except salary and routine directory information.~~

~~(d) For the purpose of this section, the term "routine directory information," when used in relation to the term "personal information" in faculty and staff personnel records, shall mean and be limited to (1) name of the person employed by the University, (2) date of employment, (3) type of University personnel appointment or appointments held and term of each appointment, (4) title or academic rank, (5) University employment address, (6) postsecondary education degrees earned, (7) awards or honors, and (8) date of separation from University employment.~~

5.6 Public Information Regarding Students. ~~Public information regarding students attending the University shall be the (i) student's name, (ii) local address, (iii) permanent address, (iv) telephone listings, (v) year at the University, (vi) dates of attendance, (vii) academic college and major field of study, (viii) enrollment status (e.g., undergraduate or graduate; full-time or part-time), (ix) participation in officially recognized activities and sports, (x) degrees, honors and awards received, and (xi) most recent educational agency or institution attended. The names of students mentioned in some kinds of campus security or campus police reports concerning accidents and incidents may also be released to the public. Each major administrative unit shall define the kinds of reports and information that may be released to the public. Information contained in personal files of the student is considered confidential and requires written authorization by the student for release; provided such records with names and personal identification deleted, and kept confidential, may be made available for governmental or University approved research and analysis. Public information regarding students, rules with respect to confidentiality, and any release of information will be governed in accordance with Federal and State law. The Board is authorized to develop policies and procedures consistent with that law.~~

5.6.1 Release of Information. ~~Information concerning students obtained through counseling or disciplinary activities will not be made available to unauthorized persons within the University, or to any person outside the University without the expressed consent of the student involved, except under legal compulsion or where the safety of others is involved; provided such records with names deleted, and kept confidential, may be made available for governmental or University approved research and analysis. Each major administrative unit may disclose to an alleged victim of any crime of violence the results of any disciplinary proceeding conducted against the alleged perpetrator of such crime with respect to such crime.~~

Amendments to the *Policies* of the Board of Regents of the University of Nebraska:

RP-6.7 Records of the University

Records and documents of the University are available for inspection in the Office of the Corporation Secretary. The following types of records and documents are deemed to be confidential records, and will not be made available to the public, except upon written authorization signed by the individual or individuals to whom the records pertain or by a person duly authorized to act on behalf of such individual or individuals: student academic records; personal information in student records; personal information in faculty and staff personnel records, except salary and routine directory information; communications between attorney and client; communications between physician and patient; hospital medical records; and any other records declared to be confidential under the Federal and State law, provided, if otherwise consistent with the law, such records with names deleted and kept confidential may be made available for governmental research and analysis. Records and documents that are not confidential shall be available by written request to the Corporation Secretary and by paying the reasonable cost and expense of making said records available. In very limited circumstances, the University may share nondirectory personnel information with third parties when such third parties are performing a University service or function provided, however, that the President or the President's designee has approved the information disclosure. The University may share nondirectory personnel information as a part of administrative proceedings including, but not limited to, NEOC proceedings. The University will comply with any lawful administrative or judicial order requiring the production records, and will provide records in response to legitimate requests for discovery of evidence in litigation in which the University is involved.

1. For the purposes of this section, the term "personnel" shall mean and include persons who are employees of the University and persons who are or have been either applicants or nominees for employment by the University.
2. For the purpose of this section, the term "personnel records" shall be inclusive of the entire employment process beginning with application or nomination for appointment, search committee evaluation and appointing authority evaluation, through appointment and employment, and ending with separation from employment. Personnel records shall include (1) all records and documents pertaining to any person who is an applicant or nominee for any University personnel position described in Section 3.1 of these Bylaws, regardless of whether any such person is ever actually employed by the University, and (2) all records and documents pertaining to any person employed by the University.
3. For the purpose of this section, the term "personal information" when used in relation to faculty and staff personnel records shall mean and include, but not be limited to, (1) all records and documents pertaining to any applicant or nominee for appointment to any University personnel position described in Section 3.1 of these Bylaws, except the names of candidates accepted by an appointing officer or appointing authority pursuant to Section 2.1 of these Bylaws as finalists under consideration for appointment, and (2) all records and documents pertaining to the employment of any person by the University, except salary and routine directory information.
4. For the purpose of this section, the term "routine directory information," when used in relation to the term "personal information" in faculty and staff personnel records, shall mean and be limited to (1) name of the person employed by the University, (2) date of employment, (3) type of University personnel appointment or appointments held and term of each appointment, (4) title or academic rank, (5) University employment address, (6) University telephone number, (7) University email address, (8) postsecondary education degrees earned, (9) awards or honors, and (10) date of separation from University employment.

Notwithstanding any provision above to the contrary, the University shall comply with such federal, state and local laws as may be applicable to its records, including laws related to confidentiality and disclosure.

RP-5.10 Student Information and the Family Educational Rights and Privacy Act of 1974 (FERPA).

1. Scope of Policy

This policy governs all "education records" maintained by all campuses and the central administration of the University of Nebraska.

2. Purpose of FERPA; Definition of Education Records

- a. FERPA affords students certain rights with respect to their education records. FERPA defines "education records" as those records:

Directly related to a student; and

Maintained by an institution or a party acting for the institution.

- b. FERPA provides students who reach the age of 18, or who attend the University of Nebraska, with the right to inspect and review their own education records. Students also have the right to request an amendment to their education records and have some control over the disclosure of personally identifiable information contained in these records.
- c. FERPA applies to the education records of persons who are or have been in attendance at the University of Nebraska, including students in cooperative and correspondence study programs. The rights provided to students under the federal law set forth in FERPA do not apply to records of applicants for admission who are denied acceptance or, if accepted, do not attend the University of Nebraska; however, student application materials are not considered public records under Nebraska state law and will not be disclosed to the public except as permitted by law.

3. Records Not Covered By FERPA

The term "education records" does not include:

- a. Records which are in the sole possession of the maker and are neither accessible nor revealed to any other person, except a substitute who performs on a temporary basis the duties of the individual who made the records.
- b. Records maintained by a law enforcement unit of the University of Nebraska for the purpose of law enforcement. (Note other laws addressing campus security may also apply to law enforcement records.)
- c. Records relating to an individual's employment at the University of Nebraska, when such employment is not based upon the individual's status as a student; provided that the records are made and maintained in the normal course of business, relate exclusively to the individual's capacity as an employee, and are not available for use for any other purpose.
- d. Medical and counseling records used solely for treatment. (Medical records may be reviewed by a physician of the student's choice.)
- e. Records that only contain information about an individual after he or she is no longer a student (e.g. alumni records). Records of an individual while a student continue to be "education records" after the student leaves or graduates from the University of Nebraska.

4. Students Rights to Inspect and Review Educational Records

- a. Students and former students have the following rights:
 - The right to inspect and review their education records within 45 days of their request to inspect.
 - The right to a response to a reasonable request for an explanation and interpretation of the record.
 - The right to a copy of the education record when failure to provide a copy of the record would effectively prevent the student from inspecting and reviewing the record. The student may be charged a normal cost for copies, if such a charge does not effectively prevent the student from inspecting and reviewing the record.
- b. The University of Nebraska is not required to permit a student to inspect and review education records, which contain:
 - Financial information submitted by parents.
 - Confidential letters and recommendations placed in their files prior to January 1, 1975.
 - Confidential letters and recommendations placed in their files after January 1, 1975, if: (1) the student has waived the right to inspect and review those records; and (2) the records are related to the student's admission to an educational institution or program, application for employment, or receipt of an honor.
- c. If an education record contains information pertaining to more than one student, a review and inspection will only be allowed for that specific information pertaining to the requesting student.

5. Procedure to Inspect and Review; Challenges to the Record

- a. A student should submit to the registrar, director of registration and records, dean, head of the academic department, or other appropriate official, a written request that identifies the record(s) the student wishes to inspect. The University official will make arrangements for access and notify the student of the time and place where the records may be inspected. If the records are not maintained by the university official to whom the request was submitted, that official shall advise the student of the correct official to whom the request should be addressed. Compliance with an appropriate request for an inspection shall be made within no greater than 45 days.
- b. A student may ask the University to amend an education record that the student believes to be inaccurate, misleading, or otherwise in violation of the student's privacy rights under FERPA. If the student wishes to amend an education record, the student should write the University official responsible for the record, clearly identify the part of the record the student wishes to amend and specify why it should be changed. If the University official decides not to amend the record as requested, the student will be notified of the decision in writing and advised of his or her right to a hearing regarding the request for amendment. At that time, additional information regarding the hearing procedures will be provided to the student.
- c. The right to challenge grades is not covered by this policy, unless the grade assigned was inaccurately recorded in an education record, in which case the record will be corrected.

6. Consent to Release Education Records

Prior to releasing all or any part of an education record to a person other than the student to whom the record refers, consent must be obtained from the student. The consent must specify the information to be released, the reason for the release, and to whom it is to be released. The student may have a copy of the information released, if he or she desires.

7. Releases Without Consent

No consent from the student is required for the release of an education record or personally identifiable information under the following circumstances:

- a. A request for information in an education record or personally identifiable information by a "school official" determined to have a "legitimate educational interest" in the information. "School official" shall mean a person employed by any administrative unit (i.e., a campus or central administration) of the University of Nebraska in an administrative, supervisory, academic, research, or support staff position (including University law enforcement personnel and health center staff); a person or company with whom the University of Nebraska has contracted to carry out the duties related to a legitimate educational interest (including attorneys, auditors, and collection agents); employment or degree verification agencies such as the National Student Clearinghouse; a member of the Board of Regents; or those serving on committees or similar bodies charged to carry out tasks on behalf of the University of Nebraska. A school official has a "legitimate educational interest" if the official needs to review an education record in order to fulfill his or her professional responsibilities for the University. Note that a school official located at one University of Nebraska administrative unit may have a legitimate educational interest in the educational records and personally identifiable information maintained at another administrative unit.
- b. Lawful compliance with a properly issued subpoena or court order.
- c. A request in connection with a student's application for financial aid.
- d. A request by an organization conducting studies to develop, validate, and administer predictive tests, to administer student aid programs, or to improve instruction, on behalf of the University of Nebraska, if the studies do not permit the personal identification of parents and students outside of the study representatives, and the information is destroyed once it is no longer needed by the studies.
- e. Information submitted to accrediting organizations.
- f. A request of a parent of a dependent student, as established by Section 152 of the Internal Revenue Code of 1986.
- g. In case of an emergency, if the knowledge of the protected information is necessary to protect the health or safety of students or other persons.
- h. A request from authorized state or federal representatives in relation to a state or federal audit of government supported programs.

- i. A request from an official of another school, school system, or institution of higher education in which a student seeks or intends to enroll; provided however, that the annual notice required by FERPA must include a statement that the University of Nebraska forwards education records to other agencies or institutions, in which the student seeks or intends to enroll, upon request of the agency or institution.
 - j. In the case of a crime of violence, the University of Nebraska shall provide to the victim, the results of any institutional disciplinary proceeding against the alleged perpetrator.
 - k. Requests for directory information, as more specifically discussed below.
8. Directory Information; Definition; Request for Non-Disclosure
- a. The University of Nebraska has defined the following student information as ~~public~~ directory information:
 - student name
 - local address
 - permanent address
 - telephone listings
 - University email address
 - year at the University
 - dates of attendance
 - academic college and major field of study
 - enrollment status (e.g. undergraduate or graduate; full-time or part-time)
 - participation in officially recognized activities and sports
 - degrees, honors and awards received
 - most recent educational agency or institution attended
 - b. Directory information will be available to the University faculty, staff, and students. At the University's sole discretion, the University may provide directory information to University affiliates, such as alumni associations, foundations, and other similar affiliated third parties; in addition, the University may provide directory information to entities performing a University service or function. A request by any party unrelated to the University for that party's own commercial purposes will not generally be considered a University purpose and provision of this information to any unrelated party requires the approval of the President or the President's designee. Directory information ~~public upon request and~~ may be included in student directories published electronically and in hard copy. However, students have the right to have directory information withheld from the public if they so desire. During the first two weeks of any semester, a student who wants his or her directory information to be withheld shall so indicate by completing a form obtained from the registrar's office or other office in charge of registration and records; provided however, that a form to withhold directory information may be submitted after the two week period, when a student for reasonable cause, such as personal threats, safety or health concerns, requests his or her directory information to be withheld. The student's request will be processed within a reasonable amount of time. Directory information already included in hard copy publications will be removed at the next printing of the hard copy publication.

9. Parental Access to Children's Education Records

At the post secondary level, FERPA provides few rights to parents to inspect a child's education records. The right to inspect and review is limited solely to the student/child. Records may be released to the parents only under the following circumstances:

- a. Lawful compliance with a properly issued subpoena or court order;
- b. The parent establishes that the student is a dependent according to Section 152 of the Internal Revenue Code of 1986; or

- c. The student provides a FERPA consent to the parental access.

10. Job References for Students by Faculty

FERPA's prohibition on disclosure of personally identifiable information (other than directory information) applies to job references. This includes information about performance in class, grades, attitude, motivation, and ability, whether conveyed in writing, in person, e-mail or over the telephone to third parties.

Although such information is often conveyed by faculty members at the informal request of the student and is usually positive, the better practice would be to request a written consent form, meeting the FERPA requirements, before providing the information.

11. Recordkeeping

Each administrative unit of the University of Nebraska has an obligation to keep a record of requests and disclosures of student record information, except when the request is from the student, a University school official with a legitimate educational interest, a request for directory information, or a request to which the student has given a FERPA consent. A student has the right to review the record of requests and disclosures made in relation to his or her education records.

12. FERPA/Precedence

This policy is intended to comply with FERPA, the provisions of which and its related regulations, are incorporated herein as they exist at the time of this policy's adoption, and as they may from time-to-time be amended. Should it be determined that this policy is inconsistent with FERPA, or any other applicable law, the law shall take precedence.

13. Notice

The following uniform notice shall be published and provided to all students in accordance with federal law:

Notice of FERPA Rights: Student Records and Privacy

Note: Highlights concerning student rights with respect to education records appear below. A full copy of Regents Policy 5.10 "Student Information and the Family Educational Rights and Privacy Act of 1974 (FERPA)" is available in the [insert name of campus office in charge of registration and records] or may be found at www.nebraska.edu in the section containing Regents Policies.

The Family Educational Rights and Privacy Act (FERPA) affords you certain rights with respect to your education records. They are:

1. The right to inspect and review your education records within 45 days of the day the University receives a request for access.

You should submit to the registrar, dean, head of the academic department, or other appropriate official, written requests that identify the record(s) you wish to inspect. The University official will make arrangements for access and notify you of the time and place where the records may be inspected. If the records are not maintained by the University official to whom the request was submitted, that official shall advise you of the correct official to whom the request should be addressed.

2. The right to request the amendment of your education records that you believe are inaccurate, misleading, or otherwise in violation of your privacy rights under FERPA.

If you wish to ask the University to amend a record, you should write the University official responsible for the record, clearly identify the part of the record you want changed and specify why it should be changed. If the University decides not to amend the record as requested, the University will notify you of the decision in writing and advise you of your right to a hearing regarding the request for amendment. Additional information regarding the hearing procedures will be provided to you when notified of the right to a hearing.

3. The right to provide written consent before the University discloses personally identifiable information from your education records, except to the extent that FERPA authorizes disclosure without consent.

One exception which permits disclosure without consent is disclosure to school officials with legitimate educational interests. A school official is a person employed by the University in an administrative, supervisory, academic or research, or support staff position (including University law enforcement unit personnel and health staff); a person or company with whom the University has contracted (including attorneys, auditors, or collection agents); employment or degree verification agencies such as the National Student Clearinghouse; a member of the Board of Regents; or those serving on official committees or similar bodies charged to carry out tasks on behalf of the University of Nebraska. A school official has a legitimate educational interest if the official needs to review an education record in order to fulfill his or her professional responsibilities for the University. Note that a school official located at one University of Nebraska campus may have a legitimate educational interest in the educational records and personally identifiable information maintained at another University of Nebraska campus. Your records may be disclosed to your parent(s) upon request, if your parent(s) demonstrate(s) that you are your parent(s)' dependent for income tax purposes. In addition, the University may disclose education records without your consent upon the request of officials of other schools where you seek enrollment or intend to enroll.

Your educational records may also be disclosed without your written consent when you apply for financial aid. This is done in order to determine your eligibility for, the amount of, or the conditions of the aid, and also for purposes of enforcing the terms of the aid. At the University of Nebraska, your application for financial aid may take a variety of forms. For example, some financial aid applications are incorporated into the process by which you apply for admission (e.g. the FASFA form); or you may apply in a separate process using a form that seeks a broad variety of state and federal scholarship sources; or you may use a very specific application for a certain scholarship offered by a particular private source outside of the University. The University of Nebraska Foundation is a private source, among others, that funds many scholarships at the University of Nebraska. If you apply for financial aid, it is quite likely that certain information in your educational records will be provided to the Foundation in order to facilitate the award of the scholarship funds held by the Foundation.

Note that Regents Policy 5.10 referred at the top of this Notice lists in detail these and other circumstances when FERPA authorizes disclosure without your consent.

4. The right to file a complaint with the U.S. Department of Education concerning alleged failures by the University to comply with the requirements of FERPA.

The name and address of the office that administers FERPA is:

The Family Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, DC 20202-5901

Notice Regarding Directory Information

The University of Nebraska defines the following student information as ~~public~~-directory information:

- student name
- local address
- permanent address

- telephone listings
- University email address
- year at the University
- dates of attendance
- academic college and major field of study
- enrollment status (e.g. undergraduate or graduate; full-time or part-time)
- participation in officially recognized activities and sports
- degrees, honors and awards received
- most recent educational agency or institution attended

Directory information will be available to University faculty, staff, and students. At the University's sole discretion, the University may provide directory information to University affiliates, such as alumni associations, foundations, and other similar affiliated third parties; in addition, the University may provide directory information to entities performing a University service or function. A request by any party unrelated to the University for that party's own commercial purposes will not generally be considered a University purpose and provision of this information to any unrelated party requires the approval of the President or the President's designee. Directory information may be included in student directories published electronically and in hard copy. However, students have the right to have directory information withheld if they so desire. During the first two weeks of any semester, a student who wants his or her directory information to be withheld shall so indicate by completing a form obtained from the [insert the name of the campus office in charge of registration and records] The student's request will be processed within a reasonable amount of time. Directory information already included in hard copy publications will be removed at the next printing of the hard copy publication.



ATTACHMENT 2
NOTICE OF MEETING

Notice is hereby given that the Board of Regents of the University of Nebraska will meet in a publicly convened session on Thursday, June 1, 2017, at 10:00 a.m. in the board room of Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska.

An agenda of subjects to be considered at said meeting, kept on a continually current basis, is available for inspection in the office of the Corporation Secretary of the Board of Regents, Varner Hall, 3835 Holdrege Street, Lincoln, Nebraska, or at <https://nebraska.edu/regents/agendas-and-minutes>.

A copy of this notice will be delivered to the Lincoln Journal Star, the Omaha World-Herald, the Daily Nebraskan, the Gateway, the Antelope, the Kearney Hub, the Lincoln office of the Associated Press, members of the Board of Regents, and the President's Council of the University of Nebraska.

Dated: May 25, 2017

Carmen K. Maurer
Corporation Secretary
Board of Regents

ATTACHMENT 3

Addendum VIII-A-3

Amendments to the *Bylaws* of the Board of Regents of the University of Nebraska:

~~1.4.4 **Records of the University.** Records and documents of the University are available for inspection in the Office of the Corporation Secretary. The following types of records and documents are deemed to be confidential records, and will not be made available, except upon written authorization signed by the individual or individuals to whom the records pertain or by a person duly authorized to act on behalf of such individual or individuals: student academic records; personal information in student, faculty, and staff personnel records, except salary and routine directory information; communications between attorney and client; communications between physician and patient; hospital medical records; and any other records declared to be confidential under the laws of the State of Nebraska, provided such records with names deleted and kept confidential may be made available for governmental research and analysis. Records and documents that are not confidential shall be available by written request to the Corporation Secretary and by paying the reasonable cost and expense of making said records available.~~

~~(a) For the purposes of this section, the term "personnel" shall mean and include persons who are employees of the University and persons who are or have been either applicants or nominees for employment by the University.~~

~~(b) For the purpose of this section, the term "personnel records" shall be inclusive of the entire employment process beginning with application or nomination for appointment, search committee evaluation and appointing authority evaluation, through appointment and employment, and ending with separation from employment. Personnel records shall include (1) all records and documents pertaining to any person who is an applicant or nominee for any University personnel position described in Section 3.1 of these Bylaws, regardless of whether any such person is ever actually employed by the University, and (2) all records and documents pertaining to any person employed by the University.~~

~~(c) For the purpose of this section, the term "personal information" when used in relation to faculty and staff personnel records shall mean and include, but not be limited to, (1) all records and documents pertaining to any applicant or nominee for appointment to any University personnel position described in Section 3.1 of these Bylaws, except the names of candidates accepted by an appointing officer or appointing authority pursuant to Section 2.1 of these Bylaws as finalists under consideration for appointment, and (2) all records and documents pertaining to the employment of any person by the University, except salary and routine directory information.~~

~~(d) For the purpose of this section, the term "routine directory information," when used in relation to the term "personal information" in faculty and staff personnel records, shall mean and be limited to (1) name of the person employed by the University, (2) date of employment, (3) type of University personnel appointment or appointments held and term of each appointment, (4) title or academic rank, (5) University employment address, (6) postsecondary education degrees earned, (7) awards or honors, and (8) date of separation from University employment.~~

5.6 Public Information Regarding Students. ~~Public information regarding students attending the University shall be the (i) student's name, (ii) local address, (iii) permanent address, (iv) telephone listings, (v) year at the University, (vi) dates of attendance, (vii) academic college and major field of study, (viii) enrollment status (e.g., undergraduate or graduate; full time or part time), (ix) participation in officially recognized activities and sports, (x) degrees, honors and awards received, and (xi) most recent educational agency or institution attended. The names of students mentioned in some kinds of campus security or campus police reports concerning accidents and incidents may also be released to the public. Each major administrative unit shall define the kinds of reports and information that may be released to the public. Information contained in personal files of the student is considered confidential and requires written authorization by the student for release; provided such records with names and personal identification deleted, and kept confidential, may be made available for governmental or University approved research and analysis. Public information regarding students, rules with respect to confidentiality, and any release of information will be governed in accordance with Federal and State law. The Board is authorized to develop policies and procedures consistent with that law.~~

5.6.1 Release of Information. ~~Information concerning students obtained through counseling or disciplinary activities will not be made available to unauthorized persons within the University, or to any person outside the University without the expressed consent of the student involved, except under legal compulsion or where the safety of others is involved; provided such records with names deleted, and kept~~

~~confidential, may be made available for governmental or University approved research and analysis. Each major administrative unit may disclose to an alleged victim of any crime of violence the results of any disciplinary proceeding conducted against the alleged perpetrator of such crime with respect to such crime.~~

Amendments to the *Policies* of the Board of Regents of the University of Nebraska:

RP-6.7 Records of the University

Records and documents of the University are available for inspection in the Office of the Corporation Secretary. The following types of records and documents are deemed to be confidential records, and will not be made available to the public, except upon written authorization signed by the individual or individuals to whom the records pertain or by a person duly authorized to act on behalf of such individual or individuals: student academic records; personal information in student records; personal information in faculty and staff personnel records, except salary and routine directory information; communications between attorney and client; communications between physician and patient; hospital medical records; and any other records declared to be confidential under the Federal and State law, provided, if otherwise consistent with the law, such records with names deleted and kept confidential may be made available for governmental research and analysis. Records and documents that are not confidential shall be available by written request to the Corporation Secretary and by paying the reasonable cost and expense of making said records available. In very limited circumstances, the University may share nondirectory personnel information with third parties when such third parties are performing a University service or function provided, however, that the President or the President's designee has approved the information disclosure. The University may share nondirectory personnel information as a part of administrative proceedings including, but not limited to, NEOC proceedings. The University will comply with any lawful administrative or judicial order requiring the production records, and will provide records in response to legitimate requests for discovery of evidence in litigation in which the University is involved.

1. For the purposes of this section, the term "personnel" shall mean and include persons who are employees of the University and persons who are or have been either applicants or nominees for employment by the University.
2. For the purpose of this section, the term "personnel records" shall be inclusive of the entire employment process beginning with application or nomination for appointment, search committee evaluation and appointing authority evaluation, through appointment and employment, and ending with separation from employment. Personnel records shall include (1) all records and documents pertaining to any person who is an applicant or nominee for any University personnel position described in Section 3.1 of these Bylaws, regardless of whether any such person is ever actually employed by the University, and (2) all records and documents pertaining to any person employed by the University.
3. For the purpose of this section, the term "personal information" when used in relation to faculty and staff personnel records shall mean and include, but not be limited to, (1) all records and documents pertaining to any applicant or nominee for appointment to any University personnel position described in Section 3.1 of these Bylaws, except the names of candidates accepted by an appointing officer or appointing authority pursuant to Section 2.1 of these Bylaws as finalists under consideration for appointment, and (2) all records and documents pertaining to the employment of any person by the University, except salary and routine directory information.
4. For the purpose of this section, the term "routine directory information," when used in relation to the term "personal information" in faculty and staff personnel records, shall mean and be limited to (1) name of the person employed by the University, (2) date of employment, (3) type of University personnel appointment or appointments held and term of each appointment, (4) title or academic rank, (5) University employment address, (6) University telephone number, (7) University email address, (8) postsecondary education degrees earned, (9) awards or honors, and (10) date of separation from University employment.

Notwithstanding any provision above to the contrary, the University shall comply with such federal, state and local laws as may be applicable to its records, including laws related to confidentiality and disclosure.

RP-5.10 Student Information and the Family Educational Rights and Privacy Act of 1974 (FERPA).

1. Scope of Policy

This policy governs all "education records" maintained by all campuses and the central administration of the University of Nebraska.

2. Purpose of FERPA; Definition of Education Records

- a. FERPA affords students certain rights with respect to their education records. FERPA defines “education records” as those records:

Directly related to a student; and

Maintained by an institution or a party acting for the institution.

- b. FERPA provides students who reach the age of 18, or who attend the University of Nebraska, with the right to inspect and review their own education records. Students also have the right to request an amendment to their education records and have some control over the disclosure of personally identifiable information contained in these records.

- c. FERPA applies to the education records of persons who are or have been in attendance at the University of Nebraska, including students in cooperative and correspondence study programs. The rights provided to students under the federal law set forth in FERPA do not apply to records of applicants for admission who are denied acceptance or, if accepted, do not attend the University of Nebraska; however, student application materials are not considered public records under Nebraska state law and will not be disclosed to the public except as permitted by law.

3. Records Not Covered By FERPA

The term "education records" does not include:

- a. Records which are in the sole possession of the maker and are neither accessible nor revealed to any other person, except a substitute who performs on a temporary basis the duties of the individual who made the records.
- b. Records maintained by a law enforcement unit of the University of Nebraska for the purpose of law enforcement. (Note other laws addressing campus security may also apply to law enforcement records.)
- c. Records relating to an individual’s employment at the University of Nebraska, when such employment is not based upon the individual’s status as a student; provided that the records are made and maintained in the normal course of business, relate exclusively to the individual’s capacity as an employee, and are not available for use for any other purpose.
- d. Medical and counseling records used solely for treatment. (Medical records may be reviewed by a physician of the student’s choice.)
- e. Records that only contain information about an individual after he or she is no longer a student (e.g. alumni records). Records of an individual while a student continue to be “education records” after the student leaves or graduates from the University of Nebraska.

4. Students Rights to Inspect and Review Educational Records

- a. Students and former students have the following rights:

- The right to inspect and review their education records within 45 days of their request to inspect.
- The right to a response to a reasonable request for an explanation and interpretation of the record.
- The right to a copy of the education record when failure to provide a copy of the record would effectively prevent the student from inspecting and reviewing the record. The student may be charged a normal cost for copies, if such a charge does not effectively prevent the student from inspecting and reviewing the record.

- b. The University of Nebraska is not required to permit a student to inspect and review education records, which contain:

- Financial information submitted by parents.
- Confidential letters and recommendations placed in their files prior to January 1, 1975.

- Confidential letters and recommendations placed in their files after January 1, 1975, if:
(1) the student has waived the right to inspect and review those records; and (2) the records are related to the student's admission to an educational institution or program, application for employment, or receipt of an honor.
- c. If an education record contains information pertaining to more than one student, a review and inspection will only be allowed for that specific information pertaining to the requesting student.

5. Procedure to Inspect and Review; Challenges to the Record

- a. A student should submit to the registrar, director of registration and records, dean, head of the academic department, or other appropriate official, a written request that identifies the record(s) the student wishes to inspect. The University official will make arrangements for access and notify the student of the time and place where the records may be inspected. If the records are not maintained by the university official to whom the request was submitted, that official shall advise the student of the correct official to whom the request should be addressed. Compliance with an appropriate request for an inspection shall be made within no greater than 45 days.
- b. A student may ask the University to amend an education record that the student believes to be inaccurate, misleading, or otherwise in violation of the student's privacy rights under FERPA. If the student wishes to amend an education record, the student should write the University official responsible for the record, clearly identify the part of the record the student wishes to amend and specify why it should be changed. If the University official decides not to amend the record as requested, the student will be notified of the decision in writing and advised of his or her right to a hearing regarding the request for amendment. At that time, additional information regarding the hearing procedures will be provided to the student.
- c. The right to challenge grades is not covered by this policy, unless the grade assigned was inaccurately recorded in an education record, in which case the record will be corrected.

6. Consent to Release Education Records

Prior to releasing all or any part of an education record to a person other than the student to whom the record refers, consent must be obtained from the student. The consent must specify the information to be released, the reason for the release, and to whom it is to be released. The student may have a copy of the information released, if he or she desires.

7. Releases Without Consent

No consent from the student is required for the release of an education record or personally identifiable information under the following circumstances:

- a. A request for information in an education record or personally identifiable information by a "school official" determined to have a "legitimate educational interest" in the information. "School official" shall mean a person employed by any administrative unit (i.e., a campus or central administration) of the University of Nebraska in an administrative, supervisory, academic, research, or support staff position (including University law enforcement personnel and health center staff); a person or company with whom the University of Nebraska has contracted to carry out the duties related to a legitimate educational interest (including attorneys, auditors, and collection agents); employment or degree verification agencies such as the National Student Clearinghouse; a member of the Board of Regents; or those serving on committees or similar bodies charged to carry out tasks on behalf of the University of Nebraska. A school official has a "legitimate educational interest" if the official needs to review an education record in order to fulfill his or her professional responsibilities for the University. Note that a school official located at one University of Nebraska administrative unit may have a legitimate educational interest in the educational records and personally identifiable information maintained at another administrative unit.
- b. Lawful compliance with a properly issued subpoena or court order.
- c. A request in connection with a student's application for financial aid.
- d. A request by an organization conducting studies to develop, validate, and administer predictive tests, to administer student aid programs, or to improve instruction, on behalf of the University of Nebraska, if the studies do not permit the personal identification of parents and students outside of the study representatives, and the information is destroyed once it is no longer needed by the studies.

- e. Information submitted to accrediting organizations.
 - f. A request of a parent of a dependent student, as established by Section 152 of the Internal Revenue Code of 1986.
 - g. In case of an emergency, if the knowledge of the protected information is necessary to protect the health or safety of students or other persons.
 - h. A request from authorized state or federal representatives in relation to a state or federal audit of government supported programs.
 - i. A request from an official of another school, school system, or institution of higher education in which a student seeks or intends to enroll; provided however, that the annual notice required by FERPA must include a statement that the University of Nebraska forwards education records to other agencies or institutions, in which the student seeks or intends to enroll, upon request of the agency or institution.
 - j. In the case of a crime of violence, the University of Nebraska shall provide to the victim, the results of any institutional disciplinary proceeding against the alleged perpetrator.
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8. Directory Information; Definition; Request for Non-Disclosure
- a. The University of Nebraska has defined the following student information as ~~public~~ directory information:
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 - enrollment status (e.g. undergraduate or graduate; full-time or part-time)
 - participation in officially recognized activities and sports
 - degrees, honors and awards received
 - most recent educational agency or institution attended
 - b. Directory information will be available to the University faculty, staff, and students. At the University's sole discretion, the University may provide directory information to University affiliates, such as alumni associations, foundations, and other similar affiliated third parties; in addition, the University may provide directory information to entities performing a University service or function. A request by any party unrelated to the University for that party's own commercial purposes will not generally be considered a University purpose and provision of this information to any unrelated party requires the approval of the President or the President's designee. Directory information public upon request and may be included in student directories published electronically and in hard copy. However, students have the right to have directory information withheld ~~from the public~~ if they so desire. During the first two weeks of any semester, a student who wants his or her directory information to be withheld shall so indicate by completing a form obtained from the registrar's office or other office in charge of registration and records; provided however, that a form to withhold directory information may be submitted after the two week period, when a student for reasonable cause, such as personal threats, safety or health concerns, requests his or her directory information to be withheld. The student's request will be processed within a reasonable amount of time. Directory information

already included in hard copy publications will be removed at the next printing of the hard copy publication.

9. Parental Access to Children's Education Records

At the post secondary level, FERPA provides few rights to parents to inspect a child's education records. The right to inspect and review is limited solely to the student/child. Records may be released to the parents only under the following circumstances:

- a. Lawful compliance with a properly issued subpoena or court order;
- b. The parent establishes that the student is a dependent according to Section 152 of the Internal Revenue Code of 1986; or
- c. The student provides a FERPA consent to the parental access.

10. Job References for Students by Faculty

FERPA's prohibition on disclosure of personally identifiable information (other than directory information) applies to job references. This includes information about performance in class, grades, attitude, motivation, and ability, whether conveyed in writing, in person, e-mail or over the telephone to third parties.

Although such information is often conveyed by faculty members at the informal request of the student and is usually positive, the better practice would be to request a written consent form, meeting the FERPA requirements, before providing the information.

11. Recordkeeping

Each administrative unit of the University of Nebraska has an obligation to keep a record of requests and disclosures of student record information, except when the request is from the student, a University school official with a legitimate educational interest, a request for directory information, or a request to which the student has given a FERPA consent. A student has the right to review the record of requests and disclosures made in relation to his or her education records.

12. FERPA/Precedence

This policy is intended to comply with FERPA, the provisions of which and its related regulations, are incorporated herein as they exist at the time of this policy's adoption, and as they may from time-to-time be amended. Should it be determined that this policy is inconsistent with FERPA, or any other applicable law, the law shall take precedence.

13. Notice

The following uniform notice shall be published and provided to all students in accordance with federal law:

Notice of FERPA Rights: Student Records and Privacy

Note: Highlights concerning student rights with respect to education records appear below. A full copy of Regents Policy 5.10 "Student Information and the Family Educational Rights and Privacy Act of 1974 (FERPA)" is available in the [insert name of campus office in charge of registration and records] or may be found at www.nebraska.edu in the section containing Regents Policies.

The Family Educational Rights and Privacy Act (FERPA) affords you certain rights with respect to your education records. They are:

1. The right to inspect and review your education records within 45 days of the day the University receives a request for access.

You should submit to the registrar, dean, head of the academic department, or other appropriate official, written requests that identify the record(s) you wish to inspect. The University official will make arrangements for access and notify you of the time and place where the records may be inspected. If the records are not maintained by the University

official to whom the request was submitted, that official shall advise you of the correct official to whom the request should be addressed.

2. The right to request the amendment of your education records that you believe are inaccurate, misleading, or otherwise in violation of your privacy rights under FERPA.

If you wish to ask the University to amend a record, you should write the University official responsible for the record, clearly identify the part of the record you want changed and specify why it should be changed. If the University decides not to amend the record as requested, the University will notify you of the decision in writing and advise you of your right to a hearing regarding the request for amendment. Additional information regarding the hearing procedures will be provided to you when notified of the right to a hearing.

3. The right to provide written consent before the University discloses personally identifiable information from your education records, except to the extent that FERPA authorizes disclosure without consent.

One exception which permits disclosure without consent is disclosure to school officials with legitimate educational interests. A school official is a person employed by the University in an administrative, supervisory, academic or research, or support staff position (including University law enforcement unit personnel and health staff); a person or company with whom the University has contracted (including attorneys, auditors, or collection agents); employment or degree verification agencies such as the National Student Clearinghouse; a member of the Board of Regents; or those serving on official committees or similar bodies charged to carry out tasks on behalf of the University of Nebraska. A school official has a legitimate educational interest if the official needs to review an education record in order to fulfill his or her professional responsibilities for the University. Note that a school official located at one University of Nebraska campus may have a legitimate educational interest in the educational records and personally identifiable information maintained at another University of Nebraska campus. Your records may be disclosed to your parent(s) upon request, if your parent(s) demonstrate(s) that you are your parent(s)' dependent for income tax purposes. In addition, the University may disclose education records without your consent upon the request of officials of other schools where you seek enrollment or intend to enroll.

Your educational records may also be disclosed without your written consent when you apply for financial aid. This is done in order to determine your eligibility for, the amount of, or the conditions of the aid, and also for purposes of enforcing the terms of the aid. At the University of Nebraska, your application for financial aid may take a variety of forms. For example, some financial aid applications are incorporated into the process by which you apply for admission (e.g. the FASFA form); or you may apply in a separate process using a form that seeks a broad variety of state and federal scholarship sources; or you may use a very specific application for a certain scholarship offered by a particular private source outside of the University. The University of Nebraska Foundation is a private source, among others, that funds many scholarships at the University of Nebraska. If you apply for financial aid, it is quite likely that certain information in your educational records will be provided to the Foundation in order to facilitate the award of the scholarship funds held by the Foundation.

Note that Regents Policy 5.10 referred at the top of this Notice lists in detail these and other circumstances when FERPA authorizes disclosure without your consent.

4. The right to file a complaint with the U.S. Department of Education concerning alleged failures by the University to comply with the requirements of FERPA.

The name and address of the office that administers FERPA is:

The Family Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, DC 20202-5901

Notice Regarding Directory Information

The University of Nebraska defines the following student information as ~~public~~-directory information:

- student name
- local address
- permanent address
- telephone listings
- University email address
- year at the University
- dates of attendance
- academic college and major field of study
- enrollment status (e.g. undergraduate or graduate; full-time or part-time)
- participation in officially recognized activities and sports
- degrees, honors and awards received
- most recent educational agency or institution attended

Directory information will be available to University faculty, staff, and students. At the University's sole discretion, the University may provide directory information to University affiliates, such as alumni associations, foundations, and other similar affiliated third parties; in addition, the University may provide directory information to entities performing a University service or function. A request by any party unrelated to the University for that party's own commercial purposes will not generally be considered a University purpose and provision of this information to any unrelated party requires the approval of the President or the President's designee. Directory information may be included in student directories published electronically and in hard copy. However, students have the right to have directory information withheld if they so desire. During the first two weeks of any semester, a student who wants his or her directory information to be withheld shall so indicate by completing a form obtained from the [insert the name of the campus office in charge of registration and records] The student's request will be processed within a reasonable amount of time. Directory information already included in hard copy publications will be removed at the next printing of the hard copy publication.

ATTACHMENT 4

Addendum VIII-B-1

CHARTER OF THE AUDIT, RISK AND COMPLIANCE COMMITTEE OF THE UNIVERSITY OF NEBRASKA

Purposes of the Audit Committee

The purposes of the Audit, Risk and Compliance Committee (the "Committee") are to assist the Board of Regents with the oversight of (i) the integrity of the University of Nebraska's (the "University") financial statements, (ii) the University's compliance with laws and regulations, (iii) the independent auditors' qualifications and independence, (iv) the performance of the University's internal audit function, (v) the accounting and financial reporting processes of the University and audits of the University's financial statements, (vi) the University's Risk Management process, (vii) the code of conduct and, (viii) the internal control process. The function of the Committee is oversight.

The management of the University is responsible for the preparation, presentation, and integrity of the University's financial statements. Management is responsible for maintaining appropriate accounting and financial reporting principles and policies, a code of conduct and internal controls and procedures that provide compliance with accounting standards and applicable laws and regulations.

The independent auditors for the University are accountable to the Board of Regents and shall provide the Committee all communications required by generally accepted auditing standards; however, the Committee has the sole authority and responsibility to retain and terminate the University's independent auditors.

Duties and Responsibilities of the Audit Committee

The following are the duties and responsibilities of the Committee:

Independent Auditors

1. The sole authority to appoint, compensate, retain, oversee and terminate all independent auditors.
2. The sole authority to pre-approve all terms of and fees for audit services, audit related services, tax services, and other services to be performed for the University by any independent auditors.
3. Ensure that the independent auditors prepare and deliver with each engagement letter a written statement (an "Auditors' Statement") describing: the independent auditors' internal quality-control procedures; any material issues raised by the most recent internal quality-control review or peer review of the independent auditors, or by any inquiry or investigation by governmental or professional authorities, within the preceding five years, respecting one or more independent audits carried out by the independent auditors, and any steps taken to deal with any such issues; and (to assess the independent auditors' independence) all relationships between the independent auditors and the University, including each non-audit service provided to the University. The Committee shall discuss with the independent auditors any relationships or services disclosed in the independent Auditors' Statement that may impact the quality of independent audit services or the objectivity and independence of the University's independent auditors.
4. Ensure that the independent auditors of the University-wide financial statements shall submit to the University annually a formal written statement of the fees billed for each of the following categories of services rendered by the independent auditors: (i) audit services, including the annual financial statement audit (including required quarterly reviews), subsidiary audits, and other procedures required to be performed by the independent auditors to be able to form an opinion on the University's consolidated financial statements; (ii) audit related services, which include assurance and related services that are reasonably related to the performance of the audit or review of the University's financial statements or that are traditionally performed by the independent auditors, but are not necessarily required by

statutory or regulatory audit mandates; (iii) tax services for the University; and (iv) all other services rendered by the independent auditors for the most recent fiscal year, in the aggregate and by each category of service.

5. Review the independent auditors' of the University-wide financial statements audit plan prior to the commencement of the audit and discuss audit scope, staffing, locations, reliance upon management, and internal audit and general audit approach.

6. Review and evaluate the qualifications, performance, and independence of the independent auditors, including an evaluation of the lead partner of the independent auditors and an evaluation of whether the independent auditors' quality controls are adequate and whether the provision of permitted non-audit services is compatible with maintaining the auditors' independence. The Committee's evaluation of the independence of the independent auditors shall be made with respect to applicable standards of independence set forth in any applicable laws, regulations, or financing standards. The Committee shall consider the opinions of management and Internal Audit and Advisory Services in its evaluation.

7. Ensure the appropriate rotation of the lead (or coordinating) audit partner having primary responsibility for the audit and the audit partner responsible for reviewing the audit. Consider, whether, in order to assure continuing auditor independence, there should be a change of the audit firm itself.

8. Receive and act upon any report from the independent auditors regarding internal control deficiencies and any response from management thereto.

9. Approve any non-audit services by any independent auditors.

Dispute Resolution

Any dispute or claim arising out of or relating to audit services provided hereunder, or any other audit or attest services provided by or on behalf of the Auditor or any of its subcontractors or agents to the University or at their request, shall be submitted first to non-binding mediation (unless either party elects to forego mediation by initiating a written request for arbitration) and if mediation is not successful within 90 days after the issuance by one of the parties of a request for mediation then to binding arbitration in accordance with the Rules for Non-Administered Arbitration of the International Institute for Conflict Prevention and Resolution then in effect ("CPR Arbitration Rules"). Any issue concerning the extent to which any dispute is subject to arbitration, or any dispute concerning the applicability, interpretation, or enforcement of these dispute resolution procedures) including any contention that all or part of these procedures is invalid or unenforceable, shall be governed by the Federal Arbitration Act and resolved by the arbitrators. By operation of this provision, the parties agree to forego litigation over such disputes in any court of competent jurisdiction.

Mediation, if selected, may take place at a location to be designated by the parties using Mediation Procedures of the International Institute for Conflict Prevention and Resolution, with the exception of paragraph 2 (Selecting the Mediator). All mediation and arbitration shall take place in Lincoln, Nebraska. The arbitration panel shall have no power to award non-monetary or equitable relief of any sort except as provided in CPR Rule 13 (Interim Measures of Protection). Damages that are inconsistent with any applicable agreement between the parties, that are punitive in nature, or that are not measured by the prevailing party's actual damages shall be unavailable in arbitration or any other forum. In no event, even if any other portion of these provisions is held to be invalid or unenforceable, shall the arbitration panel have power to make an award or impose a remedy that could not be made or imposed by a court deciding the matter in the same jurisdiction.

Either party may seek to enforce any written agreement reached by the parties during mediation, or to confirm and enforce any final award entered in arbitration, in any court of competent jurisdiction. Notwithstanding the agreement to such procedures, either party may seek equitable relief to enforce its rights in any court of competent jurisdiction.

Internal Audit and Advisory Services and the campus internal audit functions (University internal audit)

The Director of Internal Audit and Advisory Services (CAE) shall report administratively to the President and functionally to the Audit Committee of the Board of Regents. Each campus

director shall be accountable to ~~their campus Chancellor~~ the CAE and provide information on request for the CAE to be presented to the Audit Committee. ~~be the primary point of contact for their campus. All campus work products shall be provided to the CAE and be reported to the Committee for acceptance by the CAE. Each Chancellor~~ The CAE is responsible for hiring, evaluating, promoting and determining the salary of ~~campus internal~~ all internal audit staff. The ~~Chancellor-CAE~~ should consult with the respective CAE-Chancellor in the hiring of a new campus director. ~~The Chancellor shall notify the Chairperson of the Committee when a member of the internal audit function other than the campus director is dismissed, demoted or has a change of duties. The Chancellor shall obtain the prior approval of the Chairperson of the Committee before the campus director is dismissed, demoted or has a change of duties.~~ CAE shall inform the Chair of the Committee of any position changes. The President of the University shall appoint, evaluate, promote, change the pay or duties or dismiss the CAE with the approval of the Committee Chairperson.

10. Review and approve the University internal audit function, including the ~~campus internal~~ Audit Charter and the proposed annual Audit Plans. The CAE shall ~~review the charter, audit plans and operating procedures of campus internal audit functions and provide any suggestions to the campus and to the Committee.~~ develop a single Audit Plan for the University as a whole.

11. Annually the Audit Committee Chairperson shall review the performance and compensation of the CAE with the President.

12. Review the budget, any changes in plan, performance relative to the Audit Plan, or organizational structure, and qualifications of the University internal audit functions, as needed. The Committee should also consider internal audit's conformance to professional standards.

13. Understand the review of internal controls and significant reports prepared by Internal Audit together with management's response and follow-up to these reports.

~~14. Review the summaries and inquire about the information provided by the CAE from the campus internal audit functions reports and responsibilities and follow-up on this information.~~

Financial Reporting Principles and Policies; Internal Audit Controls and Procedures

~~15.~~14. Advise management, the University internal audit function and the independent auditors that they are expected to provide to the Committee a timely analysis of significant financial reporting issues and practices.

~~16.~~15. Meet separately and on a periodic basis with management, the CAE and the independent auditors.

~~17.~~16. Meet with management, the independent auditors, and, if appropriate, the CAE to do the following:

- a. Discuss the scope of the annual audit;
- b. Discuss any significant matters arising from any audit, including any audit problems or difficulties, and execution of response to audit findings;
- c. Discuss any audit problems or difficulties the independent auditors encountered in the course of the audit, including any restriction on their activities or access to requested information and any significant disagreements with management, and management's responses thereto;
- d. Review the form of opinion the independent auditors propose to render to the Board of Regents;
- e. Discuss, as appropriate, any major issues regarding accounting principles and financial statement presentations, including any significant changes in the University's selection or application of accounting principles, and major issues as to the adequacy of the University's internal controls and any special audit steps adopted in light of material control deficiencies;

- f. Discuss and consider the integrity of the University's financial reporting guidelines, policies, and controls governing the process by which management and the relevant departments of the University assess and manage the University's financial reporting preparation.
- g. Discuss the University's major risk exposures and the steps management has taken to monitor, control, and report such exposures.
- h. Review significant findings prepared by the independent auditors and the University's internal audit functions together with management's responses thereto.

~~18-17.~~ Review management's analysis of significant financial reporting issues and practices prior to the issuance of the financial statements.

~~19-18.~~ Consider the effectiveness of the University's internal control system, including information technology security and control.

Compliance Oversight

~~20-19.~~ Assist the Board of Regents with oversight of the University's compliance with laws and regulations. This includes requiring management to inform the Committee regarding the system(s) for monitoring compliance with laws and regulations and the results of any significant investigations.

~~21-20.~~ Obtain regular updates from management and the General Counsel regarding compliance matters.

~~22-21.~~ Establish procedures for the receipt, retention, and treatment of complaints received by the University regarding accounting, internal accounting controls, or auditing matters, and the confidential, anonymous submission by University employees of concerns regarding questionable accounting or auditing matters.

~~23-22.~~ Review the process for communicating the legal and ethical standards of conduct to the University 's personnel and for monitoring compliance therewith.

Reporting and Recommendations

~~24-23.~~ Review and reassess the adequacy of the Committee's charter as necessary.

~~25-24.~~ Prepare and report to the Board of Regents (i) with respect to such matters as are relevant to the Committee's discharge of its responsibilities, and (ii) with respect to such recommendations as the Committee may deem appropriate. The report to the Board of Regents may take the form of an oral report by the chairperson of the Committee or any other member of this Committee designated by the Committee to make this report.

Meetings

The Committee shall meet no less frequently than once each fiscal quarter to discuss with management the annual audited financial statements and quarterly financial statements, as applicable. Meeting agendas will be prepared and provided in advance to members, along with appropriate briefing materials. The Committee should meet separately periodically with management, the CAE and the independent auditors to discuss any matters that the Committee or any of these persons or firms believe should be discussed privately. The Committee may request any officer or employee of the University, of the University's General Counsel's Office or independent auditors to attend a meeting of the Committee or to meet with any members of, or consultants to, the Committee. Members of the Committee may participate in a meeting of the Committee by means of conference call or similar communications equipment by means of which all persons participating in the meeting can hear each other. The Committee shall maintain minutes of meetings of the Committee.

Resources and Authority of the Audit Committee

The Committee shall have the resources and authority appropriate to discharge its duties and responsibilities, including the authority to select, retain, terminate, and approve the fees and other retention terms of special or independent counsel, accountants or other experts, as it

deems appropriate. The Committee may be vested with other specific powers and authority by resolution of the Board of Regents. The University shall provide for appropriate funding, as determined by the Committee, for payment of (i) compensation to the independent auditors for the purpose of rendering or issuing an audit report, (ii) compensation to any advisors employed by the Committee, and (iii) ordinary administrative expenses that are necessary or appropriate for carrying out the duties of the Committee.

Performance Self-Evaluation

~~26-25.~~ The Committee shall perform a review and evaluation, as necessary, of the performance of the Committee. The Committee shall conduct such evaluations and review in such manner as it deems appropriate.

~~27-26.~~ Annually ~~Confirm to the Board annually~~ that all responsibilities outlined in the Committee Charter have been carried out.

Risk Assessment

~~28-27.~~ The Committee shall receive, at least annually, at a meeting of the Committee, from the President and Chancellors, the University and campus risk assessments, respectively. The Committee may also request reports from management addressing the risk issues identified, as necessary.

Financial Expert

~~29-28.~~ The method of designating elected Regents to the Audit Committee may not always result in there being a "financial expert", as defined by Sarbanes-Oxley, on the Committee. As a result, the Committee may by a majority vote appoint a financial expert. This person will:

- a. Be in the judgment of the Committee independent of the University;
- b. Be willing to serve on a voluntary basis (with only expenses paid on the same basis as the Board of Regents) for an initial term through December 31, of the year in which such person was appointed, with a maximum of two additional terms of two years, as an ex-officio, nonvoting member and participate in Committee affairs;
- c. Receive all information that goes to the Committee and have access to information and personnel similar to other members of the Committee;
- d. Once appointed, serve the full term. They may only be removed by expiration of their term, absence from more than two meetings in a calendar year, a majority vote of the Board of Regents or voluntary resignation;
- e. Offer advice and counsel to the Committee to fulfill the financial expert attributes;
- f. Sign and abide by a confidentiality, non-disclosure agreement, approved by the General Counsel regarding information received in these efforts; and
- g. Meet the five financial expert attributes designated by Sarbanes-Oxley:
 1. An understanding of GAAP, Government Auditing Standards and financial statements;
 2. The ability to assess the general application of such principles in connection with the accounting for estimates, accruals and reserves;
 3. Experience preparing, auditing, analyzing or evaluating financial statements that present a breadth and level of complexity of accounting issues which are comparable to the University's financial statements;
 4. An understanding of internal controls and the procedures for financial reporting; and
 5. An understanding of committee functions.

Disclosure of Charter

This Charter shall be made available on the University's website.

Amendment

Any amendment or other modifications of this charter shall be made and approved by the Board of Regents.

June 1, 2017
Volume 74

Adopted April 24, 2009
Revised December 2, 2010
Revised March 2, 2012
Revised July 18, 2013
Revised April 10, 2015
Revised June 1, 2017 (anticipated date)

ATTACHMENT 5

Addendum IX-A-6

Bylaws of the

_____BYLAWS
OF THE
_____UNIVERSITY OF NEBRASKA-LINCOLN

~~Contains Amendments through July 2011~~

CHAPTER I

~~STRUCTURE OF THE UNIVERSITY OF NEBRASKA-LINCOLN~~
~~STRUCTURE OF THE UNIVERSITY OF NEBRASKA-LINCOLN~~

University of Nebraska-Lincoln

Final Campus Draft - April 14, 2017

Draft Approved by Faculty Senate March 7, 2017

Draft Approved by Association of Students of the University of Nebraska March 15, 2017

Draft Approved by Chancellor, April 3, 2017

Preamble.

The University of Nebraska-Lincoln, chartered by the Nebraska Legislature in 1869, is part of the University of Nebraska system which serves as both the land-grant and the comprehensive public University for the State of Nebraska. The role of the University of Nebraska-Lincoln as the primary intellectual and cultural resource for the State is fulfilled through the three missions of the University: teaching, research, and service.

Nebraska Revised Statutes Chapter 85 establishes the University of Nebraska-Lincoln. It defines the object of the University of Nebraska-Lincoln as affording students, and the residents of the Nebraska, the means of acquiring a thorough knowledge of the various branches of literature, science and arts. The University of Nebraska-Lincoln holds responsibility for operating comprehensive programs of undergraduate instruction, and primary responsibility for operating comprehensive programs of graduate, postgraduate, and professional instruction, research, and public service as authorized by the Board of Regents of the University of Nebraska, except in the health-related disciplines.

The Constitution of the State of Nebraska vests the general government of the University of Nebraska in the Board of Regents of the University of Nebraska, under the direction of the Nebraska Legislature. The Board of Regents prescribes academic policies for the University of Nebraska system in the Bylaws of the Board of Regents, adopted August 20, 1973 and subsequently amended. In exercising its authority, the Board of Regents delegates general authority to carry out the policies and directions of the Board to the President of the University of Nebraska, and through him or her, to the appropriate administrative officers, including the Chancellor and other senior administrative officers of the University of Nebraska-Lincoln, as provided in the Regents Bylaws. The Board of Regents exercises final authority and responsibility for University governance within the bounds fixed by the State Constitution and statutes.

These Bylaws shall establish the structure of the University of Nebraska-Lincoln.

University of Nebraska Lincoln Bylaws

Chapter 1.1

1. Structure of the University of Nebraska-Lincoln

1.1. Authority for University of Nebraska—Lincoln Organization. ~~In accordance with Sections 2.8 and 2.9 of the . The Bylaws of the Board of Regents of the University of Nebraska adopted August 20, 1973 and subsequently amended (hereinafter referred to as Regents Bylaws),~~ the following structure is established for the University of Nebraska—Lincoln (hereinafter referred to as UNL). Reporting relationships not provided by the Bylaws of UNL (hereinafter referred to as ~~these~~the UNL Bylaws) or the Regents Bylaws shall be determined by the Chancellor of UNL ~~who~~(hereinafter referred to as the Chancellor). The Chancellor shall, in cases where the faculty ~~has~~or students have a primary interest, notify the ~~Academic Faculty~~ Senate or the Association of Students of the University of Nebraska (hereinafter referred to as ASUN) in advance of any intention to ~~establish or alter~~modify such reporting relationships, ~~and, in cases where students have a primary interest, notify ASUN in advance of any intention to establish or alter such reporting relationships.~~ In accordance with Sections 2.8 and 2.9 of the Regents Bylaws.

~~1.2~~ ~~—————~~ ~~The Chancellor. The chief executive officer of UNL is the Chancellor whose duties, in addition to those prescribed in Sections 2.8 and 2.9 of the Regents Bylaws, shall include responsibility for public relations of UNL. In carrying out the duties prescribed in Sections 2.8 and 2.9 of the Regents Bylaws, and in these UNL Bylaws, the Chancellor shall appoint such staff as are necessary and are approved by the President and the Board of Regents; make provision for adequate communication among administration, faculty, and students; encourage joint planning and effort; and consult regularly with appropriate campus organizations and committees.~~

~~1.3~~ ~~—————~~ ~~Selection of the Chancellor. The Chancellor of UNL shall be selected in accordance with procedures outlined in Section 2.4.2 of these UNL Bylaws.~~

~~1.4~~ ~~—————~~ ~~Interim Chancellor. In the event that the UNL Chancellor shall resign, be incapacitated, be on leave of absence, or otherwise be unavailable to perform the duties of the office, an Interim Chancellor shall be designated by the Board of Regents upon recommendation of the President. The Interim Chancellor shall have all powers, duties, and responsibilities of the Chancellor. When it becomes apparent that an Interim Chancellor is to be designated, the Vice Chancellors and the Presidents of ASUN and the Academic Senate shall immediately seek to consult with the President of the University on the selection of the Interim Chancellor. They shall inform the President if, in their reasoned judgment following consultation with appropriate representatives of their constituent groups, any person tentatively considered for the position is unacceptable.~~

1.2. Vice Chancellors. Administrative Officers.

1.2.1. Chancellor. The Chancellor shall be selected in accordance with Chapter II of the Board or Regents Bylaws and shall have the authority and responsibilities provided by those bylaws. The Chancellor shall be the chief executive officer of the campus and shall exercise such

executive powers as are necessary for the proper governance of the University of Nebraska-Lincoln and for the protection and advancement of its interests in their entirety. The Chancellor shall enforce the regulations and orders of the Board and President and may issue policy memoranda that will be effective throughout the University of Nebraska-Lincoln. Prior to issuing such memoranda, the Chancellor will consult with the Faculty Senate Executive Committee and the ASUN Executive Committee. Such memoranda shall not be inconsistent with the Regents Bylaws or the UNL Bylaws.

1.1.1.1.2.2. Vice Chancellors. The Vice Chancellors shall report to the Chancellor, and shall be selected ~~according to~~ in accordance with the procedures ~~outlined in Section 2.4.2 of these UNL~~ detailed in the Regents Bylaws.

1.2.2.1. 1.5.1—SeniorExecutive Vice Chancellor forand Chief Academic Affairs. ~~The Senior Vice Chancellor for Academic Affairs is the chief academic officer for UNL and also~~ Officer. The Executive Vice Chancellor and Chief Academic Officer serves as the executive officer for the Chancellor in intellectual and academic leader for the campus with the mission of achieving excellence across all parameters. The Executive Vice Chancellor and Chief Academic Officer reports directly to the Chancellor, oversees all academic matters, ~~except as provided in Section 1.5.2, including personnel matters involving the academic administrative staff~~ 2.2.2, and the coordination of academic programs, of curricular change, and of budgeting for the academic programs. As chief academic officer, the Senior Vice Chancellor has responsibility for is the responsible authority in the absence of the Chancellor. In collaboration with the Academic Deans, the Executive Vice Chancellor and Chief Academic Officer will assure pursuit of excellence through oversight of undergraduate teaching and learning; research; creative activities and pursuits; student affairs; graduate mentoring; faculty development, promotion and tenure; resource allocation; strategic planning; and by developing, implementing, and providing leadership for UNL-wide innovative academic policies and practices initiatives that will be recognized as unique signature strengths. As the chief administrative officer for Academic Affairs, the ~~SeniorExecutive~~ SeniorExecutive Vice Chancellor ~~forand Chief Academic Affairs~~ Officer shall be the principal adviser to the Chancellor in matters affecting faculty status, including recommendations for promotion, continuous appointment, reappointment, and nonreappointment for all faculty personnel with the exception of personnel in the Institute for Agriculture and Natural Resources. The UNL academic deans, other than those in the Institute for Agriculture and Natural Resources. ~~If the recommendation of the Chancellor and the Senior,~~ report directly to the Executive Vice Chancellor and Chief Academic Officer. Other entities led by the Executive Vice Chancellor and Chief Academic Officer include Student Affairs and the Vice Chancellor for Student Affairs and the Research and Economic Development and the Vice Chancellor for Research and Economic Development, Academic Services and Enrollment Management (Office of Admissions, Office of the University Registrar, Scholarships and Financial Aid); Career

Services; Education Abroad; Exploratory & Pre-Professional Advising Center; First-Year Experience & Transition Programs; International Student & Scholar Office; Jeffrey S. Raikes School of Computer Science & Management; Nebraska Educational Television; Online and Distance Education; Public Policy Center; Undergraduate Education Programs; and the University Honors Program. The Executive Vice Chancellor shall meet with the Faculty Senate at least once during the academic year.

Vice Chancellor for ~~Academic Affairs differs from the recommendation of a dean or director with respect to matters of faculty status, the Chancellor shall so inform the President and the Board of Regents. The Senior Vice Chancellor for Academic Affairs is the official designated to implement actions of the Academic Senate taken in accord with Section 2.13.1(e) of the Regents Bylaws. The Senior Vice Chancellor for Academic Affairs shall serve as the principal administrative officer for UNL in the short-term absence of the Chancellor.~~

~~1.1.1.1.1.2.2.2. 1.5.2~~ Vice Chancellor for Agriculture and Natural Resources. The Vice Chancellor for the Institute of Agriculture and Natural Resources. The Vice Chancellor for the Institute of Agriculture and Natural Resources shall be the chief administrative officer for of the Institute for Agriculture and Natural Resources; The Vice Chancellor for the University of Nebraska Institute of Agriculture and Natural Resources shall be responsible for providing leadership for all agricultural and natural resources affairs in the University of Nebraska as they involve the Officeoffice of the Chancellor of UNLthe University of Nebraska-Lincoln and the President and the Board of Regents of the University of Nebraska; and. He or she shall coordinate agricultural, natural resources, and related matters of UNLthe University of Nebraska-Lincoln. As senior agricultural and natural resources administrator in the University of Nebraska, the Vice Chancellor and the Chancellor of the University of Nebraska-Lincoln shall, together with the Chancellor, provide advice and counsel to, and assist the President and the Board of Regents of the University of Nebraska in agricultural, natural resources, and related matters. The Vice Chancellor for the Institute of Agriculture and Natural Resources shall serve as the executive officer for the Chancellor in all matters involving the personnel, budgets, and programs included within the Institute for of Agriculture Sciences and Natural Resources, including the academic programs of the College of Agriculture Sciences and Natural Resources, provided that he/she. The Vice Chancellor for the Institute of Agriculture and Natural Resources shall coordinate with the SeniorExecutive Vice Chancellor for and Chief Academic Affairs shall be responsible for coordinating those academic programs with others at UNL in orderOfficer to provide forensure the consistency of academic policies and procedures, and curricula throughout UNL. The Vice Chancellor for the Institute of Agriculture and Natural Resources shall be the principal adviser to the Chancellor in matters affecting faculty status, including recommendations for promotion, continuous appointment, reappointment, and nonreappointment, non-reappointment, for all personnel in the Institute for of Agriculture and Natural Resources. If the recommendation of the Chancellor and The Vice Chancellor differs from for the recommendationInstitute of a dean or director,

~~the Chancellor~~Agriculture and Natural Resources shall ~~so inform~~meet with the ~~President and~~Faculty Senate at least once during the ~~Board of Regents~~academic year.

~~1.1.1.2.1.2.2.3.~~ 1.5.3—~~Vice Chancellor for Business and Finance.~~Vice Chancellor for Business and Finance. The Vice Chancellor for Business and Finance serves as the chief business and fiscal officer of UNL. The Vice Chancellor shall be responsible for the submission of budgets in proper form, for the administration of all budgets, accounting, and payroll, the receipt and disbursement of all funds, supervision of accounting for all research and other grant funds, auditing, financial system development and the preparation of all financial reports as required by the Board of Regents, the State of Nebraska, and the U. S. government. The Vice Chancellor shall also be responsible for the administering of all capital construction projects, custodial and maintenance aspects of the buildings, grounds, and equipment of the Lincoln campuses and outstate activities, the procurement of all supplies and materials, all inventory functions, security and parking, non-~~academic~~ personnel and fringe benefits, and all special business services. The business operations of all auxiliary enterprises of UNL shall be subject to approval by the Vice Chancellor for Business and Finance. He/or she shall execute contracts and agreements as directed by the Board of Regents.

~~1.1.1.3.1.2.2.4.~~ 1.5.4—~~Vice Chancellor for Student Affairs.~~ The Vice Chancellor for Student Affairs serves as the executive officer in non-~~academic~~ matters relating to student life at UNL. Within this context, this officer has a major responsibility for offering to the students educational, intellectual, residential, recreational, and cultural programs and for developing a climate of community on the campus. The Vice Chancellor shall also develop and administer a series of services aimed at supporting the academic mission of UNL. ~~Such services relate to admissions, records and registration, scholarships and financial aid. In those matters directly related to academic affairs, he/she shall be guided by decisions of the faculties of the various colleges in the exercise of their powers under Section 2.10 of the Regents Bylaws. Those agencies reporting to the Vice Chancellor for Student Affairs include Office of Multicultural Affairs, University Health Services, University Housing, Academic Services, Student Involvement, Nebraska Unions, the Office of Campus Recreation, Career Services Center, Services for Students with Disabilities, Greek Affairs, and Student Judicial Affairs.~~

~~1.1.1.4.1.2.2.5.~~ 1.5.5—~~Vice Chancellor for Research.~~ and Economic Development. The Vice Chancellor for Research and Economic Development serves as the executive officer in matters relating to research at UNL, except as provided elsewhere in Section 1.5.2 the UNL Bylaws. This officer shall have the responsibility for developing a productive climate for research throughout UNL, serving as liaison with State and

Federal agencies, facilitating cooperative research with industry and other universities, fostering the transfer of UNL developed technology to commercial use and administering UNL-wide research related programs. The Vice Chancellor shall develop and administer policies for competitive grants and contracts through the Research Grants and Contracts Office and licenses and agreements ~~through the Office of Technology Transfer as designated by the Vice Chancellor (currently NUtech Ventures)~~. The Vice Chancellor will be responsible for policies related to indirect cost budgeting and allocation. Additionally, the Vice Chancellor shall encourage scholarly publication through the University Press and the acquisition and exhibition of scholarly collections through the University of Nebraska State Museum. The Vice Chancellor will administer University policies for such regulatory committees assigned to that office by the Chancellor.

~~1.6 The Colleges. Colleges at UNL shall be organized and governed subject to the provisions of Sections 2.10 through 2.11 of the Regents Bylaws. Deans of colleges shall be chosen in accordance with Section 2.4.2 of these UNL Bylaws.~~

~~1.2.2.6. Vice Chancellor for Information Technology and Chief Information Officer. The Vice Chancellor for Information Technology and Chief Information Officer will lead overall strategic technology and data initiatives and operations at UNL. This includes campus-wide responsibility for aligning academic and administrative information technology and data analysis efforts with institutional goals. This position also includes responsibility for recommending and implementing governance processes and performance metrics to ensure that information technology investments deliver high value in support of the campus mission. This position is responsible and accountable for providing the most effective, innovative and cost effective technology and data intelligence services for academic and administrative operations and new initiatives.~~

~~1.2.3. Colleges and Academic Units. Colleges and Academic Units at UNL shall adopt rules and policies governing the administration of their unit. Such rules and policies shall be published. Such rules and policies shall be consistent with the Regents Bylaws, the UNL Bylaws, and the rules and policies of any administrative unit of which it is a part. Rules and policies that may impact the status of students, faculty, or staff of the unit are effective only if approved by the requisite Vice Chancellor and the Chancellor. Each College shall adopt by-laws for its management and operation. Such bylaws shall become effective on approval of the requisite Vice Chancellor and the Chancellor.~~

~~1.1.1.5.1.2.3.1.~~ The following colleges are established at UNL: The College of Agricultural Sciences and Natural Resources, the College of Architecture, the College of Arts and Sciences, the College of Business ~~Administration~~, the College of Engineering ~~and Technology~~, the Hixson-Lied College of Fine and Performing Arts, the College of ~~Education and Human Resources and Family~~ Sciences, the College of

Journalism and Mass Communications, and the College of Law, ~~and the Teachers College.~~

~~1.6.1 Continuing Studies. For administrative and governance purposes, the Division of Continuing Studies shall be considered equivalent to a college, and the chief administrative officer shall be the Dean of Continuing Studies who shall report to the Senior Vice Chancellor for Academic Affairs. The Division of Continuing Studies of UNL shall assist in the planning and delivery of continuing education programs and provide services to the part-time student clientele not in residence at the institution.~~

~~— The Division of Continuing Studies may establish a revolving fund for tuition and fees to help defray the expenses of its program.~~

~~1.6.2 Graduate Studies. Graduate Studies at UNL shall be organized and conducted pursuant to the rules and bylaws of the Graduate College at the University of Nebraska. In accordance with Section 2.4.2, the Senior Vice Chancellor for Academic Affairs shall appoint a Dean of Graduate Studies who shall be responsible for coordinating and administering graduate-level programs and policies at the University of Nebraska-Lincoln. The UNL Dean of Graduate Studies, reporting to the Senior Vice Chancellor for Academic Affairs, shall also maintain a close liaison relationship with the Executive Dean of the Graduate College of the University of Nebraska. The governance of graduate programs that are principally lodged at UNL shall be by and through the graduate program committees and the UNL Graduate Council, in accordance with the authority delegated to these bodies by the Executive Graduate Council of the University-wide Graduate College.~~

~~1.6.3 Summer Sessions. The Summer Sessions shall operate as an integral part of a continuing year-round program at UNL. The Director of Summer Sessions, reporting to the Senior Vice Chancellor for Academic Affairs, shall have general responsibility for providing leadership and for developing and administering the Summer Sessions budget, instructional program, and activities program, subject to the provisions of Sections 1.5.3 and 1.5.4. The Director shall be responsible for administering policies recommended by the Summer Sessions Advisory Committee, composed of college deans and other appropriate administrative officers, and approved by the Chancellor.~~

~~— Department chairs and deans of the colleges participating in Summer Sessions shall serve in their usual administrative capacities, including making recommendations for budget and program development and implementation. Faculty members may participate in and receive compensation for Summer Session activities in accord with Sections 3.3.1 and 3.4.4 of the Regents Bylaws.~~

~~1.1.1.6.1.2.3.2. 1.7~~ The Institute of Agriculture and Natural Resources. The Institute shall include the College of Agricultural Sciences and Natural Resources, Agricultural Research Division, the Cooperative and Nebraska Extension Division, and the Conservation and Survey Division. Governance of the Institute shall be by its faculty; and ~~each of the above units shall be headed by~~ a dean, director, or other chief administrative officer shall head each of the above units.

~~1.1.1.6.1.1.2.3.2.1. 1.7.1~~ College of Agricultural Sciences and Natural Resources.

Degree granting programs within the Institute shall be within the College of Agricultural Sciences and Natural Resources.

~~1.7.2~~ Agricultural Research Division. For administrative and governance purposes, the Division shall be considered equivalent to a college. Programs of research shall be administered through established departments or units within the Institute, departments within the College of ~~Human Resources~~ Education and ~~Family~~ Human Sciences, or other units of UNL, and through district research and extension centers.

~~1.1.1.6.2.1.2.3.2.2.~~ The Dean ~~and Director~~ of the Agricultural Research Division shall have administrative responsibility for developing and executing cooperative research program relationships with colleges, departments, and other units of the University of Nebraska, and with such other state and federal agencies, industries, and organizations as may be consistent with the most effective conduct of its program.

~~1.7.3~~ ~~Cooperative Nebraska~~ Extension ~~Division~~. For administrative and governance purposes, ~~the Cooperate Nebraska~~ Extension ~~Division~~ shall be considered equivalent to a college. Programs of ~~the Cooperative Nebraska~~ Extension ~~Division~~ shall be administered through established departments or units within the Institute, the College of Education and ~~Human Resources and Family~~ Sciences, or other units of UNL, district research and extension centers, extension program units and counties.

~~1.1.1.6.3.1.2.3.2.3.~~ The Dean ~~and Director~~ of ~~the Cooperative Nebraska~~ Extension ~~Division~~ shall also have administrative responsibility for developing and executing cooperative extension programs concerning agriculture, natural resources, and human resources and family sciences with other units of the University of Nebraska, and with such other state and federal agencies, industries, and organizations as may be consistent with the most effective conduct of its program.

Graduate Studies. Graduate Studies at UNL shall be organized and conducted pursuant to the rules and bylaws of the Graduate College at the University of Nebraska.

~~1.7.4~~ ~~Conservation and Survey Division. The Division shall be responsible for developing knowledge and understanding relative to conservation and use of Nebraska natural resources as defined by statute. The Division is authorized to enter into agreements with local, state, and federal agencies as may be necessary to carry on cooperative surveys and investigations subject to the Regents Bylaws.~~

~~1.2.3.3. 1.8~~ In accordance with these UNL Bylaws, the Executive Vice Chancellor and Chief Academic Officer shall appoint a Dean of Graduate Studies who shall be responsible for coordinating and administering graduate-level programs and policies at the University of Nebraska-Lincoln. The UNL Dean of Graduate Studies reports to the Executive Vice Chancellor and Chief Academic Officer. The governance of graduate programs that are principally lodged at UNL shall be by and through the graduate program committees and the UNL Graduate Council, in accordance with

the authority delegated to these bodies by the Executive Graduate Council of the University-wide Graduate College.

~~1.1.2.1.2.4.~~ Academic Departments. The structure and administration of academic departments shall be in accordance with ~~Section 2.1 of the Regents Bylaws. In cases where a search committee is not utilized to select a department chair, pursuant to Section 2.4.2 of these UNL Bylaws, the dean shall rely heavily upon the advice of the departmental faculty in selecting a new department chair. Continuation of the appointment of a department chair shall be in accord with Sections 2.3.2.1 of these UNL Bylaws.~~ the Regents Bylaws.

~~1.9~~ ~~Other Academic Units.~~

~~1.9.1~~ ~~The University of Nebraska--Lincoln Libraries.~~ The University of Nebraska-Lincoln Libraries report to the ~~Senior Executive Vice Chancellor~~ for and Chief Academic Affairs Officer. The Libraries shall be headed by a dean who shall have administrative authority for all budget and personnel recommendations affecting all UNL Libraries except for the Law Library, which reports to the Dean of the Law College. ~~The Dean of Libraries shall be selected in accordance with Section 2.4.2 of these UNL Bylaws. The dean shall consult regularly with the Academic Senate.~~

~~1.1.3.1.2.5.~~ All collections purchased or owned by the UNL Libraries, including those housed in separate libraries, shall be a part of the UNL Libraries, under the supervision of the Dean of Libraries, except for the Law Library. Subject to the approval of the Chancellor, separate branch libraries may be maintained as part of the UNL Libraries to serve the particular needs of the departments, schools, colleges, or institutes. Regulations for all UNL Libraries shall be subject to approval by the Dean of Libraries.

~~1.9.1.1~~ ~~The University Archives.~~ The University Archives is the depository for University records having research or historical value ~~and includes.~~ The Archives may hold the professional and personal papers of ~~members~~ Members of the Board of Regents, members of the academic and administrative staffs, and records of faculty and student organizations that may be given to the University for preservation and use.

~~No official University records shall be discarded or destroyed by any University officer or employee except as authorized by the~~ Regents Regent Bylaws, any provision of these, the UNL Bylaws, or by the Records Management Act.

~~1.1.3.1.2.5.1.~~ ¹ The University Archivist, reporting to the Dean of Libraries, is responsible for the identification and systematic transfer of inactive official records ~~to~~ in the Archives.

~~1.1.4.1.2.6.~~ ~~1.9.2~~ Other Programmatic Units. The following are among the programs which have their own role and mission statements which include cooperation with

¹ The Records Management Act is codified at Nebraska Revised Statutes 84---1201 – 84---1228.

academic programs at the University of Nebraska-Lincoln: UNL Art Galleries, University Press, and ~~the University of Nebraska-Lincoln Television. Educational Telecommunications.~~

~~1.1.4.1.1.2.6.1. 1.9.2.1~~ ~~The University of Nebraska--Lincoln Art Galleries.~~ The ~~Galleries~~galleries shall be the depository of art objects ~~of art~~ belonging to UNL. ~~They shall be managed by Directors or~~ curators ~~or directors who shall prescribe regulations for their governance. These materials shall be made available for teaching, research, and interpretation,~~shall manage the ~~results of which shall be communicated to the University community and the general public through publication, interpretive display, and educational programming.~~ ~~The curator or galleries.~~ The director or curator shall be responsible for the acquisition, preservation, and care of all art ~~collections~~objects belonging to UNL and shall arrange for appropriate exhibitions. These materials shall be made available for teaching, research, and interpretation.

~~1.1.4.2.1.2.6.2. 1.9.2.2~~ ~~The University of Nebraska State Museum.~~ The University of Nebraska State Museum reports to the Vice Chancellor for Research and Economic Development. The State Museum shall be the depository of the University for specimens and related literature documenting the natural history and cultural heritage of Nebraska, the Great Plains, and whatever other areas are deemed suitable. Said specimens shall be maintained as a public trust and curated and preserved in an appropriate Museum division. These materials shall be made available for teaching, research, and interpretation, the results of which shall be communicated whenever possible to the scientific community and general public through publication, interpretive display, and educational programming. The Director of Museums shall be responsible for the acquisition and care of all Museum collections and shall arrange for appropriate exhibitions.

~~1.9.2.3~~ ~~The University of Nebraska Press.~~ The University of Nebraska Press may publish scholarly works and works of historical and literary significance consistent with its mission as an academic publisher and a major publisher of books about Nebraska and the Great Plains region. The Press will be administered by a Director consistent with the policies and procedures of the Board of Regents and in accordance with the provisions of the Regents Bylaws and statutes of the State of Nebraska. ~~The Director shall be responsible for the administration of the Press and shall be selected in accordance with Section 2.6 of these UNL Bylaws.~~

~~1.1.4.3.1.2.6.3.~~ ~~_____~~ The Press shall obtain copyright in the name of the Board of Regents of the University of Nebraska on all new titles published. Copyrights may be assigned with the approval of the Vice Chancellor for Business and Finance.

~~1.9.2.4~~ ~~The University of Nebraska-Lincoln Television. The University of Nebraska-Lincoln Television program shall be headed by a Director who is administratively responsible for the programming, operation, and maintenance of UNL telecommunications facilities, and~~

~~related activities such as the Great Plains National Instructional Television Library and Closed Circuit Instructional Television. The Director shall cooperate with the academic programs of the University in support of educational uses of the television medium.~~

~~1.10~~ ~~Campus Wide Academic Committees~~

~~1.1.5.1.2.7.~~ ~~1.10.1~~ Academic Planning Committee. To facilitate performance of the duties of the Chancellor specified in Sections 2.8 and 2.9 of the Regents Bylaws and Section 1.2 of these UNL Bylaws, and to enable the faculty governing body to act upon matters specified in Section 2.12.1 of the Regents Bylaws, an Academic Planning Committee is hereby created.

~~1.10.1.1~~ Membership. The Academic Planning Committee shall consist of ~~eighteen~~nineteen members as follows: (a) eight faculty members elected as provided by the ~~Academic Faculty~~ Senate to staggered three-year terms. These members shall represent biological sciences;~~;~~ business, education, and social sciences;~~;~~ physical sciences;~~;~~ and arts and humanities with no more than ~~threetwo~~ from ~~a single college~~each discipline area as defined by the Faculty Senate Syllabus of Campus Wide Committees; (b) one non-tenure track faculty member elected by the Faculty Senate from any discipline area to serve a three-year term, (c) one faculty member at large selected by the UNL Graduate Council to serve a three-year term; (~~ed~~) two academic deans selected by the Chancellor to serve three-year terms; (~~d~~)e a designee of the President of the Faculty Senate, who is typically the immediate past chair of the APC; (~~ef~~) one undergraduate student as selected by the President of ASUN and one graduate/professional student as selected by the President of ASUN; (~~f~~) ~~the Director of Institutional Research and Planning for UNL who shall serve as secretary~~the Graduate Student Assembly; (g) the ~~Senior Associate to the Chancellor for UNL~~; (h) the Executive Vice Chancellor for Academic Affairs; (~~h~~) ~~and Chief Academic Officer~~; (i) the Vice Chancellor for the Institute of Agriculture and Natural Resources, and (ij) the Vice Chancellor for Research as an ex officio non-voting member.

~~1.1.5.1.1.2.7.1.~~ ~~_____~~ ~~and Economic Development. The Committee shall be comprised of eighteen members in any year in which a qualified non-tenure track nominee is not available and willing to serve. The Committee shall select its chair from among its faculty members; and the Graduate Council representative. All Committee members shall vote on all motions.~~

~~1.1.5.2.1.2.7.2.~~ ~~1.10.1.2~~ Responsibilities. The Academic Planning Committee is charged with the following responsibilities:

- A. ~~_____~~ ~~A.~~ The Committee shall formulate and recommend to the ~~Academic Faculty~~ Senate, to the Colleges, and to the Chancellor, goals for UNL in the areas of education (resident and extension), research, and service. These goals shall be coordinated with the responsibilities assigned to UNL as part of the structure under the control of the President of the University of Nebraska and the Board of Regents. The Committee shall engage in university-wide planning. The Committee shall, from time to time, review ~~the~~all stated goals

and recommend modifications when appropriate. The Committee has the responsibility to approve or disapprove all new and revised academic programs.

~~B.~~ The Committee shall recommend action to achieve the goals of UNL. In carrying out this duty the Committee shall recommend procedures whereby new and existing academic programs may be studied and evaluated on a continuing basis. This study and evaluation shall include, but not be limited to:

B. ~~(i)~~ the need for, and the goals of, the identified programs in terms of their relationship to the needs and goals of the State of Nebraska, the University of Nebraska, and the people affected by the programs; (ii) the resources available to meet the needs and goals identified in (i) above; and (iii) the resources not available, but necessary, to meet the needs and goals identified under (i) above.

~~(ii) the resources available to meet the needs and goals identified in (i) supra;~~

~~(iii) the resources not available, but necessary, to meet the needs and goals identified under (i) supra.~~

~~C.~~ ~~The Committee shall review with the~~ Chancellor or ~~the~~ appropriate Vice Chancellors ~~the Comprehensive Facilities Plan, the campus master land-use plan, and facilities needs~~ Chancellor shall review with the Committee relevant campus physical planning documents as they relate to academic ~~and support~~ program goals.

C. ~~D.~~ ~~In carrying out its duties, needs and education research and service goals, and~~ the Committee shall ~~utilize all relevant information (including budget data) and expertise inside and outside the University of Nebraska~~ make recommendations.

~~E.~~ ~~The Committee shall concern itself with goals, needs, and resources for a future period as long as is prudent and reasonable in view of the information and advice available.~~

D. ~~F.~~ The Committee is empowered to recommend approve or disapprove proposed new academic programs and changes in existing programs, including elimination. The Committee shall promulgate and follow procedures agreeable to the Academic Faculty Senate ~~and~~ ASUN, guaranteeing that, before and the Graduate Student Assembly. Before a change or elimination of a program is recommended, all persons connected to, or

affected by, the program shall have access to all relevant information (including detailed budget data) and shall have an opportunity and a reasonable time to present data and opinions for the Committee to consider. In addition, the Committee shall ~~recommend~~work with administration and affected parties to determine an effective date for implementation of program changes or elimination which will permit a reasonable period of time for persons to prepare for changes in, or elimination of, programs which affect them. In particular, notice of termination shall be in accord with Sections 4.4.2 and 4.12 of the Regents Bylaws. As particular reductions are considered, rights under academic tenure ~~should~~shall be protected.

- E. ~~_____G._____~~ Changes or elimination of existing programs shall include time and opportunity for existing personnel to qualify for a position in another program within the University whenever this requirement will not materially interfere with UNL achieving in full measure the goals of education, research, and service.

~~1.1.5.3.1.2.7.3. _____ 1.10.2~~ Collegiate Academic Planning. The Academic Planning Committee shall encourage academic planning within the colleges and other units of UNL on a continuing basis through joint faculty-administrative-student action. The ~~Academic Planning~~ Committee shall ~~be represented on all Academic Program Review teams~~receive and ~~shall comment on the~~ review ~~process~~academic plans originating at the college-level and ~~visiting team report to the appropriate vice chancellor above,~~ as available, and may provide feedback and recommendations.

~~1.2.7.3.1. _____ 1.10.3~~ Academic Program Reviews. The Academic Planning Committee shall be represented on all Academic Program Review teams and the representative shall provide a formal report to the Committee, including comments on the review process and visiting team report to the appropriate vice chancellor.

~~1.1.5.4.1.2.7.4. _____~~ Financial Exigency. Financial exigency is a bona fide situation of such serious and widespread proportions, caused by financial circumstances beyond the control of UNL, that normal operations cannot be maintained and UNL programs must therefore be significantly altered.

Financial exigency for UNL shall be declared by the Board of Regents based upon a recommendation by the Chancellor in consultation with President. The Chancellor's recommendation shall be made only after all relevant information bearing upon the problem has been made available to the Academic Planning Committee following the procedures described in the Procedures to be Invoked for Significant Budget Reallocations and Budget Reductions (Adopted by the Academic Senate on December 8, 1992 and ASUN on February 10, 1993), and operating as the Financial Exigency Committee described in Regents Policy 4.2.11.

~~1.1.5.4.1.1.2.7.4.1.~~ The Academic Planning Committee shall assist the Chancellor in seeking remedies for a financial exigency. Such remedies may include elimination of faculty, staff, and administrative positions. Recommendations by the Academic Planning Committee for such elimination shall be governed by the Procedures to be Invoked for Significant Budget Reallocations and Reductions. Persons affected by a declaration of financial exigency under Section 4.16 of the Regents Bylaws shall have the right to appeal to the appropriate grievance committee, or to the Academic Rights and Responsibilities Committee pursuant to Section 4.14 of the Regents Bylaws.

~~1.10.4 Teaching Council. The Teaching Council shall have major responsibility for the encouragement and support of efforts to improve instruction and learning at all levels at UNL. Funds appropriated specifically for improvement of instruction and learning and made available to the Council by the Chancellor shall be expended with the advice of the Teaching Council.~~

~~1.10.4.1 Membership. The Teaching Council shall consist of the Senior Vice Chancellor for Academic Affairs (or designee), the Director of the Teaching and Learning Center, two members chosen by the collegiate deans, six members appointed by the President of the Academic Senate from a list of nominees provided by the Committee on Committees, and four students appointed by ASUN, including at least one graduate student. Members shall be chosen in such a manner as to represent the spectrum of instructional programs at UNL as widely as possible, and no more than three members may be persons who hold administrative positions of department chair or higher.~~

~~1.10.5 Research Council. The major purpose of the Research Council shall be to encourage and support research, scholarly activity and creative activity at UNL. The major functions and responsibilities of the Council are, thus, to promote the search for funds for support of research, to advise the Vice Chancellor for Research on research policies, programs and procedures, and to review all research policies, programs and procedures. The Vice Chancellor for Research shall regularly consult with the Research Council. The Council shall participate with the Vice Chancellor for Research in decisions affecting matters within the purview of the Research Council. The Council may recommend to the Chancellor and the Board of Regents summer research appointments for faculty members. The Council shall also be responsible for the distribution of funds allocated to it to support research, creative activity, and scholarly activity.~~

~~1.10.5.1 Membership. The Research Council shall consist of twelve faculty members on Continuous Appointment whose research, scholarly activity, or creative activity is recognized at the national level. Three shall be selected from each of the following areas: biological sciences, physical sciences, social sciences, and humanities. Members shall be appointed by the President of the Academic Senate, in consultation with the Vice Chancellor for Research, to three year staggered terms. Appointments shall be made from a list of nominees, designating at least two for each position, that is prepared by the Academic Senate Committee on Committees upon advice of the Vice Chancellor for Research. The Research Council shall elect one of the faculty members as chair. The Vice Chancellor for Research, or designee, shall serve as a non-voting executive secretary.~~

~~1.1.6.1.2.8. 1.11~~—Department of Intercollegiate Athletics. ~~The Department of Intercollegiate Athletics shall be headed by a~~ A Director appointed by and reporting to the Chancellor and approved by the President and the Board of Regents shall head the Department of Intercollegiate Athletics. The Director is responsible for intercollegiate athletic programs, related service functions, and the maintenance and use of intercollegiate athletic facilities on the Lincoln campuses. The Director shall be responsible for compliance with all appropriate internal and external rules and regulations relating to intercollegiate athletics. In carrying out his ~~or~~ her duties, the Director ~~consults~~ shall consult with an appropriate committee of the ~~Academic~~ Faculty Senate.

CHAPTER II

GENERAL CONDITIONS OF
EMPLOYMENT FOR PROFESSIONAL STAFF

2.1 — Standards — Chapter 2

2. Standards. The faculty of each administrative subunit of UNL, in cooperation with the appropriate administrative officers, shall define the academic policies and objectives of their programs and the responsibilities of the professional staff, ~~as defined in Section 3.1.1 of the Regents Bylaws,~~ in achieving these goals: as provided in the Regents Bylaws. The standards of performance ~~so defined by each individual subunit~~ shall not ~~contravene~~contradict those discussed in ~~Sections 2.1.1 and 2.1.2 below these UNL bylaws.~~ Any statements of expectations and standards established by any subunit shall be published and made available to all employees affected by them.

2.1. ~~2.1.1~~ — Standards of Faculty Performance. The overall standard for UNL is a faculty of the highest quality and dedication to higher education. The faculty as a whole must contribute to the ~~University's scholarly~~University's tripartite mission of teaching, research, and service to the State of Nebraska and the University community, although ~~an individual a faculty member~~ may concentrate more in one individual area ~~than in others of the mission.~~

2.1.1. ~~2.1.1.1~~ — Teaching Standards. Faculty members whose responsibilities include classroom teaching are expected to maintain high academic standards. They must maintain competence in their respective fields through creative and scholarly activities. They must be willing to undergo responsible evaluation by peers and by students, and to be guided by the results ~~toward self-improvement of such evaluations.~~ They must conduct ~~their teaching themselves~~ in accordance with ~~Section 4.1 of any additional obligations provided by~~ the Regents Bylaws.

2.1.2. ~~2.1.1.2~~ — Research Standards. Faculty members whose responsibilities include research are expected to assemble the results ~~in~~of their efforts in a publishable form. Scholarly and creative activities of the faculty that are not amenable to publication may result in performances, recitals, exhibitions, and similar activities. ~~Research and scholarly activities must be evaluated by one's peers.~~

2.1.3. ~~2.1.1.3~~ — Extension and Service Standards. Faculty members whose ~~duties~~responsibilities include direct service to the state, such as extension work, are expected to keep abreast informed of current developments in their fields. They must be accurate and fair in their presentations to the public.

2.1.4. ~~2.1.2~~ — Standards for Administrative Performance. The administrator of any program is responsible for the effective operation of that program. It is the ~~administrator's~~ administrator's responsibility to work with the staff to establish realistic objectives for the program (~~that are~~ in harmony ~~congruence~~ congruence with the ~~total~~ overarching mission of UNL), and sound policies for realizing those objectives. Each administrator shall provide for annual evaluations of ~~his/her professional~~ their entire staff ~~and of any non-professional employees in the program~~. An administrator must demonstrate competence in personnel relations, in program development and operation, and ~~in~~ the management of funds.

2.2. ~~2.2~~ — Rights of Professional Employees.

2.2.1. ~~2.2.1~~ — Faculty Rights. ~~Faculty members.~~ Faculty Members are entitled to all rights provided in the Regents Bylaws, ~~in~~ these UNL Bylaws, and ~~in~~ under applicable federal and state laws.

2.2.2. ~~2.2.2~~ — Administrative Rights. A person appointed to an administrative position shall be appointed as a special appointment, ~~as~~ designated ~~provided~~ in Section 4.4.1 of the Board of Regents Bylaws. During such service, the person does not hold tenure as an administrator, but tenure attained pursuant to ~~Section 4.4.3 of~~ the Regents Bylaws shall remain unaffected by the appointment to an administrative position.

2.3. ~~2.3~~ — Evaluation of Professional Employees.

2.3.1. ~~2.3.1~~ — Faculty Evaluation. Pursuant to ~~Section 4.6 of~~ the Regents Bylaws, ~~and these UNL Bylaws~~, each college, school, department, or division, as appropriate, shall establish a procedure for annual review of its faculty.

~~2.3.2~~ — Administrative Evaluation.

2.3.2. ~~2.3.2.1~~ — Annual Evaluation. Each administrative officer shall undergo annual ~~evaluations of performance~~ evaluations, conducted by ~~that officer's~~ the officer's immediate superior. ~~Such evaluations shall include factual statements and opinions from a wide variety of sources within the campus community, including the appointee's superior or superiors, peers, subordinates, and students and faculty where appropriate. Either the appointee or the immediate superior may include facts and opinions from other sources.~~ supervisor.

~~The results of the annual evaluations shall be used for professional improvement in performance, salary adjustment, and alteration of status including termination of the administrative appointment. The results shall be communicated to the appointee and shall be deemed confidential and subject to Section 1.4.4 of the Regents Bylaws and~~

~~Sections 2.5 through 2.5.4 of these UNL Bylaws. The appointee shall be given the opportunity to respond in detail on the evaluation.~~

~~2.3.3~~ Cumulative Performance Review: Administrative positions differ in scope and responsibility and the procedures for cumulative performance reviews will vary accordingly. The cumulative performance review shall be conducted in accordance with the following principles, and standards of administrative performance ~~delineated,~~ described in ~~the~~these UNL Bylaws. These principles and standards will also apply to units other than academic units to ~~the~~whatever extent appropriate. The principles are:

~~1.~~ (1) The supervisor for each administrative officer subject to this policy shall establish the review period of each incumbent. Ordinarily the review period shall be five years, but review periods ~~for initial appointments may be a shorter period may vary as~~ circumstances dictate. Individuals reporting to the incumbent should be made aware of the review period. In preparation for the review, the incumbent shall prepare a report ~~to~~for the supervisor of ~~(:~~ a) the incumbent's past and current objectives and the success in achieving ~~these~~such objectives, and ~~(b)~~ the incumbent's future objectives and proposed plan for achieving these objectives, including the officer's success in achieving diversity within the unit. (2) The report or a summary of the report will be made available to the faculty, students, and staff of the unit and to such others in a position to observe, evaluate, and offer information relevant to the incumbent's performance.

~~2.~~ (3) The supervisor shall solicit information and comments regarding the incumbent's performance from the faculty, students, and staff of the unit, and from such others in a position to observe, evaluate, and offer information relevant to the incumbent's performance. Each person shall be encouraged, on the basis of ~~these~~the aspects of performance that they have directly observed, to suggest how the incumbent could improve performance, to give examples of outstanding performance, and to comment on whether the incumbent should be retained in his or her administrative office. The information solicited towards this end will be collected anonymously. In addition, the supervisor shall invite a representative committee of faculty from the incumbent's unit to provide a written analysis of the incumbent's performance.

~~3.~~ This information will also be collected anonymously. Once the supervisor has collected and reviewed all of the information with the incumbent, the supervisor shall meet with the unit's representative committee. In that meeting the supervisor shall review the procedures utilized in conducting the evaluation, the scope of the supervisor's inquiry (including such information as the number of individuals from each group who participated in the evaluation, ~~)~~, and a listing of any other additional sources of information used in evaluating the incumbent's performance. ~~(Nothing in this section shall permit the supervisor to disclose the identity of any individual providing information or any information that may be confidential.)~~

~~In addition, if (4) If~~ the incumbent is reappointed, the supervisor shall discuss ~~with the committee~~ the goals and expectations ~~established with~~for the incumbent ~~to be accomplished during the incumbent's next term. In the event that~~. If the incumbent is not reappointed, the supervisor shall discuss ~~with the committee the supervisor's~~their expectations ~~for~~of the incumbent's successor with the committee, and the characteristics to be sought in ~~the~~a successor.

2.3.2.1. (5) The ~~evaluation and the decision whether or not to continue~~supervisor bears sole responsibility for evaluating the incumbent ~~in,~~or ~~and is empowered~~ to

~~reappoint~~decide whether the incumbent ~~to his or her administrative appointment is the responsibility of the supervisor~~should be reappointed. Reappointment of the incumbent following the periodic review requires a letter from the supervisor formalizing the action. The individuals who were invited to participate in the review will also be informed of the action.

2.4. ~~2.4~~—Selection of Professional Employees.

2.4.1. ~~2.4.1~~—Selection of Faculty. The primary responsibility for filling an established vacancy on the faculty rests with the department, school, or division in which the vacancy exists. The faculty recommendation shall be forwarded from the department chair to the Dean or Director, to the ~~cognizant~~appropriate Vice Chancellor, and from the Vice Chancellor, ~~(with that officer's recommendation (if so recommended))~~ to the Chancellor. If a faculty recommendation does not receive ~~higher~~ administrative approval, the reasons for such a denial shall be reported to the department as provided in ~~detail pursuant to Section 2.10 of the Regents Bylaws.~~

2.4.2. ~~2.4.2~~—Selection of Administrators. The selection of administrative positions at UNL shall comply with the intent of Section 2.1 of the relevant Regents Bylaws ~~setting forth the interrelationships of the Board of Regents, the Administration, the Faculty, and the Student Body and Section 2.5 of the Regents Bylaws specifically providing for selection of Chancellors, Vice Chancellors, Deans and equivalent positions.~~

2.5. ~~2.5~~—Major Senior Administrative Positions.

~~2.4.3. 2.5.1.~~ 2.5.1. The administrative positions or their equivalents subject to this section are~~includes~~: the Chancellor, the Vice Chancellors, College Deans, the Dean of Graduate Studies, the Dean of the Libraries, ~~the Dean of Continuing Studies~~, and the Directors of the Agricultural Research ~~Division, Cooperative Divisions, the Nebraska~~ Extension ~~Division, the~~ Conservation and Survey ~~Division, University Divisions, Nebraska~~ Educational ~~Television Telecommunications~~, and Intercollegiate Athletics.

~~2.5.2.6.~~ 2.5.1—Vacancies in Senior Administrative Positions. When a vacancy occurs in any of the ~~above positions, within 90 days~~ Senior Administrative Positions (except for Chancellor), the Chancellor or ~~the~~ Vice Chancellor responsible for initiating the appointment shall establish a search advisory committee, which shall prepare a list of ~~acceptable and qualified~~ candidates. The name of the person recommended for the position must appear on the list.

~~2.5.1. 2.6.1.~~ 2.5.2—Vacancies in Vice Chancellor or Dean Positions. Whenever a vacancy occurs in a senior administrative position at the level of ~~vice chancellor or dean, and assuming Vice Chancellor or Dean, if~~ the position is to be refilled, the appropriate selecting officer shall ~~promptly~~ appoint a search advisory committee to assist ~~the selecting officer~~

in the search for suitable candidates to fill the position. ~~The size, composition of, and representation on each advisory committee.~~ The selecting officer shall determine the size and membership of the search advisory committee in consultation with the elected heads/leaders of ASUN and the Academic Faculty Senate, provided that each. The advisory committee shall include representatives from the principal constituencies with which that the position in question interacts. administrator will oversee. The faculty members shall constitute a plurality of the committee. In making appointments to an advisory committee ~~of faculty and student representatives from within the major administrative unit of which the position in question is a part,~~ the selecting officer shall choose from lists ~~of provided by the~~ faculty and students ~~submitted by through~~ the ~~Academic Faculty~~ Senate and ASUN ~~respectively,~~ provided that each ~~such~~ list ~~shall be~~ prepared in ~~consultation~~ consult with the selecting officer and shall contain a number of ~~names~~ individuals which is at least twice the number the number of representatives that will be appointed to be chosen to the committee. With approval from the Chancellor, deviations to the outlined process are allowable for targeted searches or other reasonable situations.

~~2.5.3~~ 2.5.3 ~~Actions of the Search Advisory Committee.~~ Actions of the Search Advisory Committee. The selecting officer shall designate one of the members of the search committee to serve as ~~its chair.~~ Chairperson of the committee. The committee shall develop rules of ~~procedures,~~ procedure and ascertain the nature of the position to be filled ~~and its as well as the desired~~ qualifications, ~~and shall make these matters, and for~~ the ~~full~~ position. The membership and procedures of the advisory committee, shall be made available to the public.

~~2.5.1.1-2.6.1.1.~~ 2.5.1.1-2.6.1.1. ~~A search advisory committee shall solicit and receive suggestions and recommendations for filling the position~~ comment from all sources ~~including Regents, Administrators, Faculty, Students, and the Public.~~ general public. The search advisory committee ~~shall~~ should be ~~allowed~~ afforded sufficient time and resources to ~~make~~ undertake a ~~thorough search and full deliberation~~ comprehensive exploration, but the work of the committee shall proceed without undue delay.

~~2.5.1.2-2.6.1.2.~~ 2.5.1.2-2.6.1.2. ~~2.5.4~~ 2.5.4 ~~Search Committee Conflict of Interest.~~ Search Committee Conflict of Interest. Any search advisory committee member ~~seriously considered~~ under serious consideration for appointment to the position that is the subject of the committee should either resign ~~from the committee,~~ or withdraw their name from further consideration. ~~for the vacancy.~~

~~2.6.2.7.~~ 2.6.2.7. ~~2.6~~ 2.6 ~~Other Administrative Positions.~~ Other Administrative Positions. For other administrative posts which involve academic or policy ~~making~~ functions and responsibilities, including ~~department chair~~ Department Chair and Head, the selection procedure ~~used~~ utilized shall be analogous to that of UNL Bylaws Section 2.4.2 except that ~~a less formal procedure,~~ informal procedures may be substituted, when agreed upon by the faculty and administration ~~involved, may be substituted in a specific situation.~~

~~2.7.2.8. 2.7~~—New Senior Administrative Positions. Whenever the creation of a new ~~academiesenior~~ administrative position is ~~being considered~~under consideration, the Chancellor shall consult with the Academic Faculty Senate and ASUN as to whether ~~or not~~ the ~~new~~ position is desirable, and whether ~~or not~~ the position should be filled ~~in accordance with the provisions of Section 2.4.2 of these UNL Bylaws.~~

~~2.8.2.9. 2.8~~—Temporary Administrative Appointments. When conditions necessitate ~~doing so~~, an interim administrative position may be ~~filled temporarily~~selected without using the formal search procedures ~~by a person in an interim capacity. However, this section may not be used to circumvent normal search procedures~~ described ~~above in these UNL Bylaws.~~ An interim administrator has all the powers and ~~responsibilities~~duties of a permanent appointee, and may be a candidate for ~~the permanent position.~~ appointment to the position. ~~However, this section may not be used to circumvent normal search procedures.~~

~~2.9.2.10. 2.9~~—Information ~~About~~about University Personnel.

~~2.9.1.2.10.1. 2.9.1~~—"University Personnel Defined. "University Personnel"" means all persons ~~included within the definitions contained in Sections 3.1 through 3.1.3, inclusive, of the Regents Bylaws defined as such by the Regents Bylaws.~~

~~2.9.2.2.10.2. 2.9.2~~—Collection of University Personnel Information. UNL shall collect, retain, and release information about University Personnel only if the information is necessary for the operation of the University of Nebraska.

~~2.9.3.2.10.3. 2.9.3~~—Limitations on Collection of Information Regarding Religious or Political Beliefs of University Personnel. UNL shall not collect, retain, or release any information about University Personnel which pertains to a ~~person's~~person's religious or political ~~views~~beliefs, or to membership in, or association with, any organization by means of which a person exercises religious or political ~~views, or to membership in, or association with, any organization by means of which a person exercises religious or political rights.~~beliefs.

~~2.9.4.2.10.4. 2.9.4~~—Release of Information about University Personnel. Information about University Personnel necessary for the operation of the University of Nebraska shall not be released to any person employed by, or connected with, UNL unless the information is necessary for the person to whom the information is released to perform his ~~or~~ or her University duties, ~~nor.~~ ~~However, in no event can such information be released~~ without ~~knowledge of~~providing notice to the person to whom the information pertains. Release~~Any release~~ of information to ~~members of~~ the Board of Regents shall be performed in accordance with ~~Section 1.4.4 of~~ the Regents Bylaws.

~~2.9.5.2.10.5.~~ ~~2.9.5~~—Limitations on Dissemination of Information about University Personnel to the Public. Information about University Personnel other than matters within the public domain shall not be released to any person not employed by, or connected with, UNL without the express consent of the person, or persons, to whom the information pertains.

~~2.9.6.2.10.6.~~ ~~2.9.6~~—Collection of Information about University Personnel for Governmental Research Purposes. Nothing in these UNL Bylaws shall prevent the collection, retention, and release of information about University Personnel where such information is needed for governmental research and analysis if the identity of the person, or persons, to which the information pertains is not disclosed.

~~2.9.7.2.10.7.~~ ~~2.9.7~~—Confidentiality of Information about University Personnel. Nothing in these UNL Bylaws shall interfere with, or deny in any way, the confidential nature of University Personnel records specified in ~~Section 1.4.4 of the Regents Bylaws,~~ or deny, or affect in any way, the privilege of any person to redress rights granted by any applicable law or by these UNL Bylaws.

~~2.9.8.2.10.8.~~ ~~2.9.8~~—Inspection Rights. Each person included within the term "University Personnel," as defined ~~in Section 2.9.1 above,~~ shall have a right to inspect and make copies of any information pertaining to him, ~~or~~ her, and shall have the right to respond in writing to such information and to have such response attached to the information. This shall include, but is not limited to, any and all information, and evaluative commentary, used in any form of personnel evaluation and the identity of persons with access to this information. Further, except as explicitly allowed for in the Guidelines for the Evaluation of Faculty, no anonymous material may be included in such information.

~~allowed for in the Guidelines for the Evaluation~~Destruction of Faculty, ~~no anonymous material may be included in such information.~~

~~2.9.9.2.10.9.~~ ~~2.9.9~~—Information about University Personnel. The UNL Chancellor ~~or~~ designee and the Corporation Secretary of the University of Nebraska shall promulgate rules pertaining to the destruction of information no longer needed for the operation of ~~the University of Nebraska-Lincoln~~UNL, and the custodian of such information shall effect its destruction in accordance with such rules.

CHAPTER III ~~FACULTY GOVERNMENT~~

~~3.0~~ —

3.1. Faculty Government

3.1.1. Purpose. The purpose of this chapter is to establish a process by which the faculty may participate with the administration in the formulation of educational policy and governance as provided in Sections 2.12 and 2.12.1 of the Bylaws of the Board of Regents of the University of Nebraska.

3.1.2. ~~3.1~~ — Organization. The powers of the faculty shall be exercised by the Academic Faculty Senate and UNL Assembly established by this chapter.

3.1.3. ~~3.2~~ — UNL Assembly. There shall be established the UNL Assembly to provide a formal setting for discussion of UNL matters involving faculty and administrators.

3.1.3.1. ~~3.2.1~~ — Composition. The UNL Assembly shall comprise: (1) Assistant professors ~~Tenure and above, and those tenure-track faculty members~~ with equivalent rank, holding Continuous or Specific Term appointments an FTE of 0.5 FTE or greater; and (2) Assistant professors, lecturers, senior lecturers ~~Non-tenured track faculty members including Lecturers, Senior Lecturers, Professors of Practice, Research Professors, and above, and those with equivalent rank, Extension Educators~~ holding an FTE or 0.5 FTE or greater ~~Special Appointments~~ and having three successive academic years of paid faculty service ~~at any professorial rank at UNL;~~ ~~(3) the Chancellor, Vice Chancellors, and all administrators who hold continuous appointments or appointment for a specific term.~~

3.1.3.2. ~~3.2.2~~ Meetings of the Assembly. Meetings of the Assembly can be convened on seven ~~days~~ days' notice by the Chancellor, the President of the Academic Faculty Senate, a petition by one hundred members of the Assembly, or a majority vote of the Academic Faculty Senate. A meeting may be convened with three ~~days~~ days' notice, if called jointly by the Chancellor and the President of the Academic Faculty Senate. Any call to a meeting must specify the issue or issues to be considered.

3.1.3.3. ~~3.2.3~~ Procedures and Powers. The discussion at meetings of the Assembly shall be informational and deliberative. The Assembly has the following powers relating to matters covered under section 2.12.1 of the Bylaws of the Board of Regents:

- A. ~~— A. —~~ It may refer the matter for consideration to the Academic Faculty Senate, appropriate campus wide committees or administrators.

B. ~~B.~~ It may order a referendum by mail ballot of all members of the Assembly. The adoption of a position by referendum by a simple majority of those members of the Assembly voting on that issue supersedes any action taken by the AcademicFaculty Senate.

3.1.4.3.3—UNL AcademicFaculty Senate. There shall be established a UNL AcademicFaculty Senate with the powers specified in section 2.12.1 of the Bylaws of the Board of Regents of the University of Nebraska.

3.1.4.1. ~~3.3.1~~ Composition. The UNL AcademicFaculty Senate shall comprise: Members of the Assembly elected for staggered terms of three years by constituencies described in ~~3.31.4.5(a).~~ A candidate for election to the AcademicFaculty Senate must be a member of the constituency he/she seeks to represent, a member of the UNL Assembly and have at least three years ~~service at UNL. The Vice Chancellors and three Deans shall be ex officio non voting members. The Deans shall be selected by the Chancellor from among those Deans responsible for faculty and shall serve staggered terms of three years of service at UNL.~~

3.1.4.2. ~~3.3.2~~ Participation by Non Members. Faculty and administrators who are not members of the Senate, the managerial/professional staff, the office/service staff, and students shall have the right to request the President of the Senate to place matters on the agenda of the AcademicFaculty Senate, and to participate in the resulting discussion.

3.1.4.3. ~~3.3.3~~ Meetings. The Senate shall have nine regular monthly meetings during the academic year. The terms of elected members and officers commence and terminate at the last meeting of the academic year. Special meetings of the AcademicFaculty Senate may be called with seven ~~days~~ days' notice by the President of the AcademicFaculty Senate, the Chancellor, any ten elected members of the Senate or any fifty members of the Assembly. The President shall preside at all meetings.

3.1.4.4. ~~3.3.4~~ Attendance. Elected members of the Senate who miss more than three meetings in a Senate year may be removed from membership of the Senate by action of the Secretary with the approval of the President.

3.1.4.5. ~~3.3.5~~ Electoral Constituencies. ~~Every other year At~~ At the February meeting ~~of even numbered years,~~ the Senate shall consider and act on a report, developed by the Secretary of the Senate ~~and recommended by the Committee on Committees,~~ proposing the apportionment of Senate seats according to the following guidelines:

- A. ~~A.~~ Each department with five or more members of the Assembly shall have one seat, those with more than twenty-five shall have two seats and those over fifty shall have three seats.
- B. ~~B.~~ Colleges not subdivided into academic departments and each of the research and extension district and/or centers shall be treated as a single department.
- C. ~~C.~~ A department with four or fewer members shall be linked with one of closely related interests, after appropriate consultation with the departments in question.
- D. ~~D.~~ The faculty of a department with two or more seats shall decide whether separate constituencies should be established within the department and, if so, how they shall be constituted.
- E. ~~E.~~ No Assembly member may belong to more than one constituency. A member associated with more than one department shall vote in the department designated on the personnel action form as the home department.

3.1.4.6. ~~3.3.6~~ Conduct of Elections. Beginning in the week following the February meeting the Secretary of the Senate shall conduct elections. Nominations from a particular electoral constituency must be made in writing by an Assembly member from that constituency with the consent of the nominee. The voting shall be by secret ballot. In order to be elected, a nominee must receive the votes of more than fifty percent of the persons voting. In the event no person receives this requisite number of votes, the Secretary shall hold a run-off election between the two nominees receiving the most votes in the first ballot. A tie in the second ballot shall be broken by lot. ~~The election of members shall be completed by the 15th of April.~~

3.1.4.7. ~~3.3.7~~ Interim Elections. When an elected member ceases to serve in the Senate, the procedures for electing a replacement for the remainder of the term shall follow those in 3.3.6 and commence within fifteen days of the seat becoming vacant.

~~3.3.8~~ ~~Vacancies in the Ex-Officio Seats. Vacancies in the ex-officio positions shall be filled by the Chancellor within thirty days of the seat becoming vacant.~~

3.1.4.8. ~~3.3.9~~ Election of Officers. At the last meeting of the year, the Senate shall elect from among its members a President-Elect who shall take office as President at the end of

one year. The Senate shall also elect one of its members to serve as Secretary of the Senate for a term of one year.

3.1.4.9. ~~3.3.10~~ Executive Committee Composition. The Executive Committee of the Senate shall be composed of the President, President-Elect, Immediate Past President, the Secretary and nine ordinary members. The ordinary members, who serve staggered terms of three years, must be members of the Senate at the time of their election. They shall be elected by the members of the Senate at the ~~May~~last April meeting. Any member of the Executive Committee whose term as an elected member of the Senate has expired shall become an ex officio voting member of the Senate until the term on the Executive Committee expires. No more than four members of the Executive Committee can be from one college or IANR. At least one member from IANR must be an Extension Educator, at least one member must be a non-tenure track faculty member other than an Extension Educator, and at least one member must be a tenure-track/tenured faculty member, if qualified nominees are available.

3.1.4.10. ~~3.3.11~~ Duties of the President.

A. ~~A.~~ The President shall be the chief representative of UNL Assembly to the Campus and System Administrations, the Board of Regents and the State.

B. ~~B.~~ The duties of the President in addition to those specified ~~in sections 3.2.2, 3.3.3, 3.3.4 and 3.4~~above shall include:

- 1) ~~(a)~~ Serving as the chair of all meetings of the Executive Committee.
- 2) ~~(b)~~ Arranging the agendas for the ~~Academic~~ Senate in consultation with the Chancellor, Vice Chancellors and the Executive Committee.
- 3) ~~(c)~~ Ensuring that motions of the Senate that require response are brought promptly to the attention of the appropriate administrators or committees, and that the responses are reported back to the Senate as expeditiously as possible.
- 4) ~~(d)~~ Dealing with any matter of importance to the Faculty. The President may delegate duties to the officers or other suitable faculty members, and may establish ad hoc committees in consultation with the Executive Committee.

C. ~~C.~~ In the absence of the President, the President-Elect shall assume the duties of the President.

3.1.4.11. ~~3.3.12~~ Duties of the Executive Committee. The Executive Committee shall act for the faculty between meetings of the Senate and the Assembly. The Executive Committee shall meet with the Chancellor of the University of Nebraska-Lincoln at least twice per month, except that one of these meetings may be waived by mutual consent if the Chancellor appears and answers questions at the regular meeting of the Senate for that month. The Executive Committee shall advise and otherwise assist the Chancellor in carrying out all the duties and administrative functions specified in Section 2.8.1 and 2.8.2 of the Bylaws of the Board of Regents of the University of Nebraska. The Executive Committee shall report to the Senate about such meetings and receive instructions from the Senate concerning the position of the faculty relating to the operations of the University.

A. — The Executive Committee shall also meet with the ~~Senior Executive~~ Vice Chancellor ~~for and Chief Academic Affairs Officer~~ at least ~~twice a month~~ monthly, and shall advise and otherwise assist the ~~Senior Executive~~ Vice Chancellor and Chief Academic Officer in carrying out the duties and functions specified in Section 1.52.2.1 of the Bylaws of ~~the University of Nebraska-Lincoln, UNL~~. The Executive Committee shall meet with the Vice Chancellor for the Institute of Agriculture and Natural Resources at least ~~bimonthly, monthly~~ and shall advise and otherwise assist the Vice Chancellor in carrying out the duties and functions specified in ~~Section 1.5.2 of the these~~ Bylaws of ~~the University of Nebraska-Lincoln, UNL~~ particularly with regard to academic matters, items affecting the relationship of IANR with other academic units, and concerns affecting academic personnel within the Institute of Agriculture and Natural Resources.

~~3.4~~ — Academic Rights and Responsibilities Committee. The Academic Rights and Responsibilities Committee (ARRC) and its responsibilities are created by the University of Nebraska-Lincoln ~~Academic Faculty~~ Senate, ~~can be found in its Syllabus of Committees, as required by the University of Nebraska Regents Bylaws~~ and are approved by the University of Nebraska Board of Regents.

~~3.4.1~~ — ~~ARRC - Foundational Instruction.~~

~~3.4.1.1~~ — ~~Informational and Quasi-Judicial Responsibilities.~~

3.1.5. ~~3.4.1.1.1~~ — The ARRC has significant responsibility in ensuring that faculty members and administrators are appropriately apprised of rights, responsibilities, principles and procedures pertaining to matters of professional relationships.

3.1.5.1. ~~3.4.1.1.2~~ — The ARRC has primary responsibility to ensure and to arrange an appropriate investigation or hearing when concerns or problems arise between a faculty member and the university and/or when problems related to academic freedom and tenure, ~~grievance and~~ professional conduct, and other grievances occur in the professional relationships ~~between~~among faculty members and others in the University community, as stated in the ARRC Syllabus and the Bylaws of the Board of Regents.

3.1.5.2. ~~3.4.1.2~~ — Other Responsibilities of the ARRC.

A. ~~3.4.1.2.1~~ — To determine whether and to what extent recommendations of Special Committees convened by the chair of ARRC to hear particular cases have been acted upon, and to report on the status of ARRC cases to the President of the AcademicFaculty Senate;

~~3.4.1.2.2~~ — To provide for an effective process in representing the academic rights and responsibilities of the faculty;

B. ~~3.4.1.2.3~~ — including, but not limited to, those related to suspension in anticipation of dismal and cancellation of presentations by properly invited speakers;
To act with respect to matters of general policies concerning academic freedom and tenure;

C. ~~3.4.1.2.4~~ — To recommend actions to appropriate bodies in order to ensure academic rights and responsibilities of faculty members;

D. ~~3.4.1.2.5~~ — To communicate to all members of the University community appropriate channels for conveying and dealing with concerns about actual or perceived violations of faculty rights and responsibilities;

E. ~~3.4.1.2.6~~ — To propose to the AcademicFaculty Senate changes in operating procedures and guidelines for each of the Special Committees in accord with relevant provisions of the Bylaws of the Board of Regents;

F. ~~3.4.1.2.7~~—To submit committee minutes and make an annual report to the ~~Academic~~Faculty Senate, while maintaining confidentiality concerning individual cases.

3.1.6.~~3.5~~—Senate and Other Campus-Wide Standing Committees. The Senate shall publish annually a Syllabus of Senate and other campus-wide standing committees. The ~~Academic~~Faculty Senate shall have power to modify the number and charges of Senate Committees at any time. The President of the Senate shall appoint a member of the Senate as a non-voting member to every standing, campus-wide committee that lacks a representative from the Senate.

3.1.7.~~3.6~~—Amendments. In addition to the provisions of Chapter ~~VII~~ of these UNL Bylaws, any amendments to this chapter on Faculty Governance must be approved by a majority of the members of the Assembly voting in a mail ballot ordered either by the Assembly in accord with Section 3.~~21~~.3 above or by a two-thirds majority of those voting in a vote of the Senate.

CHAPTER IV

STUDENTS

Chapter 4.0

4. Responsibilities and Rights of Students.

4.1. Subject to the provisions of ~~Chapter V of~~ the Regents Bylaws, students enrolled at UNL shall have rights and responsibilities provided for in "The Student in the Academic Community," the "~~Student Records Policy,~~" and ~~the~~ "The Student Code of Conduct and Disciplinary Procedures," as published in the academic bulletins of the University of Nebraska-Lincoln. The Vice Chancellor for Student Affairs, in consultation with appropriate student representatives, shall develop and/or keep current these documents, including rules governing student conduct, discipline, and activities and shall codify, publicize, keep current, and make available copies of said documents and rules to students and interested parties. Disciplinary procedures shall expressly provide for the minimum procedural guarantees specified in ~~Section 5.4 of~~ the Regents Bylaws.

4.1.1. ~~4.0.1~~ Student Information. All students at UNL shall have the responsibility to provide the Office of ~~Registration and Records~~ the University Registrar with accurate information as designated in ~~Section 5.6 of~~ the Regents Bylaws and such other information as may be required, subject to the approval of the ~~Vice-Vice~~ Chancellor for Student Affairs. Policies for release of information about students must be consistent with the provisions of ~~Section 5.6.1 of~~ the Regents Bylaws.

4.2. ~~4.1~~ Authorization for Student Government. Pursuant to ~~Section 2.13 of~~ the Regents Bylaws, the Association of Students of the University of Nebraska (ASUN) is the official representative of the student body of UNL.

4.2.1. ~~4.1.1~~ Powers of ASUN. The Association of Students of the University of Nebraska (ASUN) is hereby empowered to adopt a Constitution and Bylaws for governance of ASUN and for securing and achieving the objectives and powers of the Association. The Constitution and Bylaws shall be subject to approval by the Board of Regents.

~~4.2.2. 4.1.2~~ Requirements of ASUN Constitution. The Constitution of ASUN, shall: (a) ~~establish~~ Establish the general governmental structure, powers, and responsibilities; identify the person, persons, or groups constituting each unit of the structure; specify the process by which the person, persons, or groups are selected and the terms of office; (b) ~~guarantee~~ Guarantee that the governmental structure is responsive to the students of UNL through periodic electoral procedures; and (c) ~~provide~~ Provide powers and procedures, related to: (i) recognizing

1) Recognizing and regulating other student organizations and activities; (ii) organizing

- 2) Organizing and managing student rallies and migrations; ~~(iii) furthering~~
- 3) Furthering the general welfare of the students of UNL; ~~(iv) functioning~~
- 4) Functioning as a liaison between the students and the Board of Regents, the administration, the faculty, the state legislature, and the public; ~~(v) adopting~~
- 4)5) Adopting policy statements on public issues and on issues affecting students of the University of Nebraska ~~Lincoln; (vi) the budgeting and expenditure of funds over which ASUN has jurisdiction; and (vii) appointing student representatives to campus-wide committees and boards for which student representation is provided. Lincoln;~~

- 6) ~~4.2~~ The budgeting and expenditure of funds over which ASUN has jurisdiction; and,
- 7) Appointing student representatives to campus-wide committees and boards for which student representation is provided.

4.3. Student Publications. Student publications financed in whole or in part by fees collected from all students at UNL shall be managed by the Student Publications Board, constituted as provided in ~~Section 4.2.1 below these UNL Bylaws~~ and possessing the powers, duties, and responsibilities provided in ~~Section 4.2.2 below these UNL Bylaws~~.

4.3.1. ~~4.2.1~~ Student Publications Board. The Student Publications Board shall be composed of five students, two members of the faculty, and two professional journalists from outside the University. The Chancellor shall appoint the students from a list generated by ASUN and shall appoint the faculty members from a list generated by the Academic Faculty Senate. The professional journalists shall be appointed by the Chancellor.

4.3.2. ~~4.2.2~~ Powers, Duties, and Responsibilities of the Publications Board. The Board shall hire the editor and business manager of each student publication under its jurisdiction, and a part-time professional journalist to advise the publication's editor and staff. The Board shall meet at least quarterly and shall specifically concern itself with the observance of the canons of professional ethics followed generally in the professional journalism field in Nebraska. The Board may create an executive board to assist with routine problems occurring between the meetings of the committee. Any executive board shall have at least two student committee members, one faculty member, and the professional adviser described in ~~Section 4.2.3 below these UNL Bylaws~~. The Board may select ex-officio members to meet with it, but they shall possess no right to vote. The Board shall act as nearly like a publisher of the publication as its nature will permit. The Board shall serve as a liaison between student publications and their university constituencies, paying particular attention to complaints against and access to student publications.

4.3.3. ~~4.2.3~~ Duties of the Part-Time Professional Adviser. The adviser hired by the Board shall have no censorship powers but shall provide advice on ethical questions presented by the staff of the student publication, and shall offer post-publication criticism. The adviser shall prepare the agenda for committee meetings and provide information and recommendations to the Board.

4.4. ~~4.3~~—University Program and Facilities Fees and Student Organizational Funds.

~~4.3.1~~—University Program and Facilities Fees (UPFF-~~University Program and Facilities Fees~~). University Program and Facilities Fees as established by action of the Board of Regents shall be divided into two funds by the Chancellor. That portion of the UPFF designated to pay for debt services, staff salaries, maintenance of facilities and related expenses, and those additional items designated by the Chancellor, shall be budgeted separately with emphasis upon continuing support. These collective expenditures shall be known as the “Fund B” portion of UPFF.

4.4.1.—That portion of UPFF designated by the Chancellor for activities managed by student groups shall be budgeted separately and identified as the “Fund A” portion of UPFF. The annual budget requests developed by eligible student agencies shall be analyzed by the ASUN-established Committee for Fee Allocations (CFA). The CFA shall then recommend specific agency allocations for the coming fiscal year to the ASUN Senate in the form of appropriation bills. ASUN shall enact appropriation bills for “Fund A” no later than March 1 of each year. ~~The~~The Vice Chancellor for Student Affairs shall represent the ASUN appropriation bills to the Chancellor and provide advice regarding the final “Fund A” appropriations and fee assessments to be set by the ~~Chancellor~~Chancellor.

~~4.3.2~~—Custody and Accounting of Student Organizational Funds. The Vice Chancellor for Student Affairs shall designate a person to receive and act as custodian of all monies collected by or paid to ASUN and all student organizations recognized by the ASUN in accordance with ~~Section 4.1.2~~these UNL Bylaws. The Vice Chancellor for Student Affairs in cooperation with the Vice Chancellor for Business and Finance shall issue appropriate rules and regulations to ensure the proper accountability of such funds and shall have the authority to audit or have audited these funds. All student organizations with accounts handled pursuant to this section shall be assessed a fee for the cost of administration.

4.4.2.—Student organizations operating under the aegis of the ~~Student~~Student Publications Board are permitted to establish independent arrangements for the management of their financial affairs, as long as these arrangements are approved in advance by the Student Publications Board and an annual audit prepared by a Certified Public Accountant is submitted annually to the Student Publications Board and to the Vice Chancellors for Student Affairs and Business and Finance. The Vice Chancellors for Student Affairs and Business and Finance shall jointly have the authority to conduct, or have conducted, a special audit of such an organization if they believe that the ~~organization's~~organization's audit does not permit them to fulfill their financial oversight responsibilities.

4.5. ~~4.4~~—Regulations Pertaining to Living Units. The Vice Chancellor for Student Affairs, in consultation with appropriate living unit governing bodies, shall provide guidelines under which each living unit may establish rules and regulations pertinent to its operation subject to the Regents Bylaws.~~The~~The Residence Hall Association shall advise the Vice Chancellor for Student Affairs and the Chancellor on all matters pertaining to the quality and costs of residence hall life. The Interfraternity Council and/or the Panhellenic Association shall advise the Vice Chancellor for Student Affairs and the Chancellor on all matters pertaining to the

recognition of fraternities and sororities and the requirements under which they may be permitted to operate university-approved living units.

- 4.6. ~~4.5~~—Nebraska Unions. The administrative head of the Nebraska Unions at UNL shall be advised by a Union Board composed of students, faculty, and staff on matters of operation and program activity.

CHAPTER V

~~BUSINESS, FINANCE, AND PROPERTY~~

~~5.1~~

5. Authority to Issue Regulations.

~~4.7.5.1.~~ Rules and regulations pertaining to the business functions, property management, purchasing, and non-academic personnel shall be issued by the Vice Chancellor for Business and Finance with the approval of the Chancellor subject to the limitations herein provided.

~~4.7.1.5.1.1.~~ ~~5.1.1~~ Custody of Property. All University of Nebraska property at UNL, both real and personal, wherever located, shall be under the custody of the Vice Chancellor for Business and Finance who shall be responsible for the same except as provided for in ~~Section 6.3 of the Regents Bylaws.~~

~~4.7.2.5.1.2.~~ ~~5.1.2~~ Use of UNL Property. No University of Nebraska property belonging to UNL shall be put to private use except as permitted under ~~Section 3.4.5 of the Regents Bylaws~~ and further provided that this section shall not preclude the use of such property in connection with research or other academic activities.

~~4.7.3.5.1.3.~~ ~~5.1.3~~ Expenditure of University Funds for Property. No funds of the University shall be expended for the purchase of property or services except as they are approved by the Vice Chancellor for Business and Finance or in accordance with procedures authorized by the Vice Chancellor for Business and Finance.

~~5.1.4~~ ~~Assignment of Classrooms and Teaching Laboratories. The Vice Chancellor for Business and Finance shall provide annually a descriptive list of all classrooms and teaching laboratories at UNL. The Vice Chancellor for Student Affairs shall develop each semester and summer session the classroom and laboratory schedule.~~

~~5.2~~ ~~Management of Facilities. The development of plans for campus facilities, specific program statements and design documents to implement approved facility planning, and the construction, renovation, and management of facilities shall be under the administration of the Vice Chancellor for Business and Finance.~~

~~4.8.5.2.~~ ~~5.3~~ UNL Campus Police Committee. This committee shall assist (i) in the determination of codes of ethics in the enforcement of campus security regulations and policies on violations thereof; and (ii) in an advisory role in the selection and review of the chief police officer analogous to the faculty input on administrative evaluation and review.

~~4.8.1.5.2.1.~~ _____ The UNL Campus Police Committee shall consist of two faculty members appointed by the President of the ~~Academic~~ Faculty Senate, two students appointed by ASUN, one administrator appointed by the Chancellor, and two employees selected by the office and service staff of UNL.

~~RELATIONS TO OTHER BYLAWS AND RULES~~

5.6. Relations to Other Bylaws and Rules. Nothing in these UNL Bylaws shall be construed to be in conflict with any applicable law or with the Regents Bylaws. Where anything in these UNL Bylaws conflicts with any Bylaws or Rules of any Institute, College, School, Department, or other subunit of UNL possessing power to enact Bylaws or Rules, the provisions of these UNL Bylaws shall govern anything in any Bylaws or Rules of such Institute, College, School, Department, or other subunit to the contrary notwithstanding.

CHAPTER VII

~~AMENDMENTS~~

~~7.1~~

7. Amendments.

~~5-1-7.1.~~ An amendment to these UNL Bylaws may be initiated by any person or group governed by these UNL Bylaws by filing a written proposal with the Office of the Chancellor stating expressly the words to be added and the words to be deleted. The Chancellor shall lay the written proposal before the ~~AcademicFaculty~~ Senate and ASUN forthwith. Within 90 days the ~~AcademicFaculty~~ Senate and ASUN shall make recommendations pertaining to the proposal to the Chancellor's office. Thereafter, and no later than 60 days after receiving responses from the ~~AcademicFaculty~~ Senate and ASUN, the Chancellor shall transmit the proposal to the Board of Regents. The transmittal shall include the written proposal, and written recommendations received by the Chancellor from the ~~AcademicFaculty~~ Senate and ASUN, and any recommendation the Chancellor may wish to make. The Board of Regents shall not act finally upon the proposal until 30 days after the materials are filed with it, and only after a public hearing has been held. Any amendment must be approved by the Board of Regents and it shall take effect upon the date specified by the Board of Regents.

~~7.2~~ The Corporation Secretary of the Board of Regents shall be responsible for recording any changes to these Bylaws and ~~for updating on an annual basis the Bylaws as published in hard copy or presented on the UNL web page.~~

CHAPTER VIII

~~COLLEGE AND DEPARTMENT BYLAWS — UNL~~

~~Information and copies of College and Department Bylaws can be obtained from the appropriate dean's office and/or departmental office.~~

~~5-2-7.2.~~ publishing accordingly.