

**BOARD OF REGENTS
BRIEFING PAPER**

Handbook Revision: Gifts, Contracts and Sponsored Programs

BACKGROUND & POLICY CONTEXT OF ISSUE:

At its June 2010 meeting, the Board of Regents' Audit Committee reviewed the recommendations resulting from the internal audit of the NSHE University Press. Among the audit recommendations, the report urged the Vice Chancellor of Finance and the Vice Chancellor of Academic and Student Affairs to review matters related to the processing of gifts received by Systems Administration units, contracts and sponsored projects and draft policies for the processing of such items. In accordance with that request, the Vice Chancellors of Finance and Academic and Student Affairs reviewed the existing policies for the approval, acknowledgement and administration of gifts, contracts and sponsored projects that is applicable to NSHE institutions and recommend that the same policies be made applicable to System Administration and the special units of the Chancellor's office, including but not limited to the University Press.

SPECIFIC ACTIONS BEING RECOMMENDED OR REQUESTED:

Amend Title 4, Chapter 10, Section 8 concerning the approval, acknowledgement and administration of gifts, contracts and sponsored for NSHE institutions so that such provisions are also applicable to System Administration and the special units of the Chancellor's office. (See attached Policy Proposal)

IMPETUS (WHY NOW?):

This recommendation is brought as a result of the recommendation of internal audit of the NSHE University press that was approved by the Board at its June 2010 meeting.

BULLET POINTS TO SUPPORT REQUEST/RECOMMENDATION:

If adopted as proposed, the revised policy will:

- Establish policies for the approval, acknowledgement and administration of gifts, contracts and sponsored projects of System Administration and the special units of the Chancellor's office that do not current exist.
- Provide consistency between the institutions and System Administration and the special units of the Chancellor's office for the approval, acknowledgement and administration of gifts, contracts and sponsored projects.

POTENTIAL ARGUMENTS AGAINST THE REQUEST/RECOMMENDATION:

None.

COMPLIANCE WITH BOARD POLICY:

Consistent With Current Board Policy: Title # _____ Chapter # _____ Section # _____

X Amends Current Board Policy: *Title 4, Chapter 10, Section 8*

Amends Current Procedures & Guidelines Manual: Chapter # _____ Section # _____

Other: _____

X Fiscal Impact: Yes _____ No **X** _____

Explain: _____

POLICY PROPOSAL - HANDBOOK
TITLE 4, CHAPTER 10, SECTION 8
Gifts, Contracts and Sp .08 0.2' red P0.2'grams

Additions appear in *boldface italics*

- E. That costs for insurance, real property clean up or storage have been considered in calculating the obligations to the institution, *System Administration, or special unit of the Chancellor's Office*

- C. The institution, *System Administration, and special units of the Chancellor's Office* will have an established policy for the application of indirect overhead to private and governmental contracts and sponsored programs; the policy will include requirements for justification of all modifications to the established overhead rate; the institution will be able to demonstrate that overhead charges based on the established criteria is applied uniformly and equitably to all contractors or sponsors without favoritism;
- D. The institution, *System Administration, and special units of the Chancellor's Office* will through appropriate rules and regulations adhere to basic academic values in contracts and sponsored programs by assuring in the contract agreement the openness of research results and faculty freedom to follow any line of inquiry. Sponsors are to be limited to receiving the research results, publicity for their sponsorship and the goodwill resulting from both.
- E. Interlocal cooperative agreements (*Nevada Revised Statutes 277.080*) and interlocal contracts (*Nevada Revised Statutes 277.180*) shall be executed in accordance with the criteria and directions described by the Chancellor's Office in published procedures. The Board of Regents accepts the terms and conditions of and hereby-approved interlocal cooperative agreements and interlocal contracts, which are in furtherance of federal government, sponsored programs sought by the institutions.