

SOUTH DAKOTA BOARD OF REGENTS

Planning and Resource Development

AGENDA ITEM: 8 – I

DATE: June 27-29, 2017

SUBJECT: Amendment to the By-Laws – Creation of Athletics Advisory Committee (First Reading)

Across the nation, and the Regental system, intercollegiate athletic programs continue to grow and have increased public exposure. As the programs grow, so do the administrative complexities of managing them. The Association of Governing Boards recommends that boards establish an advisory committee on athletics to consider the issues surrounding intercollegiate athletics. To accomplish this, the By-Laws would be amended to create the Athletics Advisory Committee. This will allow the board members to have a greater understanding of the impacts of intercollegiate athletics, and ensure that BOR athletics programs align with the mission, vision and values of higher education in South Dakota. Attachment I includes Article IV of the By-Laws and shows the changes that are being proposed to create this committee, the substance of which is reproduced below:

Section 4.4 Athletics Advisory Committee. The Athletics Advisory Committee shall consist of three board members as appointed by the President.

Section 4.4.1 Organization. The President of the Board shall appoint a board member as chair of the Athletics Advisory Committee, and the Athletic Advisory Committee shall meet upon call of the chair.

Section 4.4.2 Action. The Athletics Advisory Committee shall review matters of intercollegiate athletics, including, but not limited to: fiscal integrity and budget of athletic programs, compliance, personnel contracts, and provide recommendation on policies governing all aspects of intercollegiate athletics. The chair shall provide recommendations to the Committee on Budget and Finance.

Note that Attachment I also shows the addition of a Sections 4.5, 4.5.1, and 4.5.2 to the By-Laws being proposed in Item 10.G.

DRAFT MOTION 20170627_8-I: I move to approve (1) the creation of the Athletics Advisory Committee in the By-Laws, and (2) the first reading of the revised Article IV of the By-Laws, containing the addition of Sections 4.4, 4.4.1, and 4.4.2

BY-LAWS OF THE SOUTH DAKOTA BOARD OF REGENTS

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Article IV. Special Committees

Section 4.0 Special Committees. Special committees may be appointed from time to time by order of the Board. The following special committees are hereby authorized by order of the Board: Committee of the Whole Board; Steering Committee; Search and Screen Committee; [Athletics Advisory Committee](#); and [Audit Committee](#).

Section 4.1 Reserved

Section 4.1.1 Reserved

Section 4.1.2 Reserved

Section 4.2 Steering Committee. The Steering Committee shall consist of the President of the Board and the chairs of the standing committees of the Board.

Section 4.2.1 Organization. The President of the Board shall chair the Steering Committee, and the Steering Committee shall meet upon call of the chair.

Section 4.2.2 Action. The Steering Committee may rearrange the agenda of the Board, recommend time limits, and recommend any other actions of a procedural nature to the Board. To be enforceable, recommendations of the Steering Committee must be adopted by the Board.

Section 4.3 Search and Screen Committee. All nationwide search and screen activities used by the Board shall be conducted by a Search and Screen Committee appointed in accordance with the Regents' Bylaws.

Section 4.3.1 Organization. The President of the Board will appoint the Search and Screen Committee and any local or campus advisory committee. The Search and Screen Committee shall consist of Regents with the Executive Director serving as staff. The Search and Screen Committee may be supplemented by any local or campus advisory committee.

- Section 4.3.2 Action. The chair of the Search and Screen Committee or the President of the Board shall approve the position announcement prior to publication. The Search and Screen Committee shall determine appropriate materials to be submitted by the candidates for position vacancies. The initial screening process shall be conducted by the Search and Screen Committee. The Search and Screen Committee may share the application materials with any local or campus advisory committee appointed by the President of the Board as the Search and Screen Committee deems appropriate. The Search and Screen Committee will contact references and conduct meetings to select approximately ten to twelve semifinalists. From this group approximately five finalists will be selected by the Search and Screen Committee. A recommendation may be made by the Search and Screen Committee and ultimately a final choice will be agreed upon by the Board.
- Section 4.4 Athletics Advisory Committee.- The Athletics Advisory Committee shall consist of three board members as appointed by the President.
- Section 4.4.1 Organization. The President of the Board shall appoint a board member as chair of the Athletics Advisory Committee, and the Athletic Advisory Committee shall meet upon call of the chair.
- Section 4.4.2 Action. The Athletics Advisory Committee shall review matters of intercollegiate athletics, including, but not limited to: fiscal integrity and budget of athletic programs, compliance, personnel contracts, and provide recommendation on policies governing all aspects of intercollegiate athletics.
- The chair shall provide recommendations to the Committee on Budget and Finance.
- Section 4.5 Audit Committee. The Audit Committee shall consist of five members appointed by the President. Three members of the Audit Committee shall be current board members and two members of the Audit Committee shall be non-board members who are permanent residents of the state of South Dakota.
- Section 4.5.1 Organization. The President of the Board shall appoint a board member as chair of the Audit Committee, and the Audit Committee shall meet upon call of the chair or as otherwise outlined in the Audit Committee Charter.
- Section 4.5.2 Action. The Audit Committee shall review financial matters, including but not limited to: financial oversight and control, financial reporting, external and internal audit functions and reports, internal controls, and compliance with laws, regulations and policies. Recommendations may be made by the Audit Committee to the Board.