

SOUTH DAKOTA BOARD OF REGENTS

AGENDA ITEM: 3

DATE: March 9, 2018

SUBJECT: Exclusion Resolution (Special Resolution No. 01-2018)

As part of Dakota State University’s continued work with the federal government, which work includes access to classified information, the federal government requires that five regents undergo security clearance to have access to classified information. Four regents will not undergo security clearance and will be excluded from having access to classified information.

At the August 2017 meeting, the Board approved an exclusion resolution (Special Resolution No. 44-2017) that excluded Regent Wink and three other regents.

Per DSU’s request this Exclusion Resolution will supersede Special Resolution No. 44-2017 and will replace Regent Wink with Regent Schaefer on the excluded list.

DRAFT MOTION 20180309_3: I move to approve the Exclusion Resolution (Special Resolution No. 01-2018) included as Attachment I, which supersedes the Exclusion Resolution approved at the August 2017 meeting (Special Resolution No. 44-2017).

Exclusion Resolution for Certain Directors, Officers, and LLC Member

I, *Bob Sutton*, do hereby certify that I am *President of the South Dakota Board of Regents*, the governing body of *Dakota State University*, organized and existing under the laws of the *State of South Dakota*, and that the following is a true and correct copy of a resolution adopted by the *South Dakota Board of Regents* at a meeting held *via teleconference* on *March 9, 2018* at which time a quorum was present.

WHEREAS, current Department of Defense Regulations contain a provision making it mandatory that the Chairman of the Board, Senior Management Official and Facility Security Officer meet the requirements for eligibility for access to classified information established for a contractor facility security clearance; and

WHEREAS, said Department of Defense Regulations permit the exclusion from the personnel of the requirements for access to classified information of certain members of the Board of Directors and other officers, provided that this action is recorded in the corporate minutes.

NOW THEREFORE BE IT DECLARED that the Chairman of the Board, Senior Management Official and Facility Security Officer at the present time do possess, or will be processed for, the required eligibility for access to classified information; and

BE IT RESOLVED that in the future, when any individual enters upon any duties as Chairman of the Board, Senior Management Official and Facility Security Officer, such individual shall immediately make application for the required eligibility for access to classified information; and

BE IT RESOLVED AND DIRECTED that this resolution supersedes Special Resolution No. 44-2017, and the following members of the Board of Regents and other officers or members shall not require, shall not have, and can be effectively and formally excluded from access to all CLASSIFIED information disclosed to the Board and shall not affect adversely Board policies or practices in the performance of classified contracts for the Department of Defense or the Government contracting activities (User Agencies of the National Industrial Security Program):

NAME	TITLE
John Bastian	Member of the Board of Regents
James Thares	Member of the Board of Regents
Conrad Adams	Member of the Board of Regents
Randy Schaefer	Member of the Board of Regents

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of the South Dakota Board of Regents this March 9, 2018.

Signature