

SOUTH DAKOTA BOARD OF REGENTS

Full Board

AGENDA ITEM: 3 – F

DATE: May 21, 2020

SUBJECT

COVID-19 Update / Resolution Extension

CONTROLLING STATUTE, RULE, OR POLICY

SDCL Ch. [13-49](#)

SD Const. [Art. 14, §3](#)

BACKGROUND / DISCUSSION

The Board previously discussed and approved a resolution at its [April 2020 meeting](#) authorizing certain emergency exceptions/waivers of Board Policy to accommodate the necessary adjustments resulting from the COVID-19 pandemic, with the approval of the applicable Board committee, to allow the system and its institutions to address and accommodate the current situation in a timely manner without running afoul of Board Policy. The foregoing authorization extended through the Board’s regularly scheduled May meeting. Given the fluid nature of the COVID-19 pandemic, the system desires to extend the aforementioned authorization through the Board’s regularly scheduled August meeting, allowing the flexibility to continue to adjust and accommodate the ever changing COVID-19 landscape.

Additionally, the Presidents and Board staff will provide any pertinent updates to the Board on the status of campus/system operations pertaining to COVID-19, and this item shall serve as a placeholder for any necessary Board discussion/action related thereto.

IMPACT AND RECOMMENDATION

The proposed resolution would extend the granting of emergency exceptions/waivers to BOR Policy between now and the Board’s regularly scheduled August meeting, with the approval of the applicable Board committee, to allow the system and its institutions to respond to and address the unique circumstances created by the COVID-19 pandemic without running afoul of BOR Policy.

Staff recommends approval.

ATTACHMENTS

Attachment I – COVID-19 Resolution Extension

DRAFT MOTION 20200521_3-F:

I move to approve the resolution set forth in Attachment I and ratify the actions and responses of the system and its institutions to date in response to the COVID-19 pandemic.

RESOLUTION**Resolution extending the prior grant of emergency exception(s) to and/or waiver(s) of Board of Regents Policy as necessary and appropriate to respond to the current COVID-19 pandemic.**

WHEREAS, the Board approved a resolution at its April 1, 2020 meeting, declaring a State of Emergency and authorizing the grant of emergency exception(s) to and/or waiver(s) of Board of Regents Policy as necessary and appropriate to respond to the current COVID-19 pandemic (“April COVID-19 Resolution”); and

WHEREAS, the aforementioned emergency exception(s) to and/or waiver(s) of Board of Regents Policy extended through the Board’s regularly scheduled May meeting; and

WHEREAS, the Board now desires to extend certain provisions contained therein until the Board’s regularly scheduled August meeting; and

WHEREAS, in recognition of the foregoing, the Board does hereby:

1. Extend the authorization to temporarily grant emergency exceptions and/or waivers, as stated in the April COVID-19 Resolution, until the Board’s regularly scheduled August meeting, with any such grants of exceptions and/or waivers to be reported to the full Board at the next regularly scheduled meeting.
2. All other provisions of the April COVID-19 Resolution shall remain as stated therein.

Dated this 21st day of May, 2020.

SOUTH DAKOTA BOARD OF REGENTS

By _____

John W. Bastian

President

Certification:

I have compared the foregoing with an action taken by the Board of Regents at a regular meeting of the Board on the 21st day of May, 2020, and I hereby certify that the same is a true, correct, and complete copy thereof and that the same has not been rescinded.

Dated this 21st day of May, 2020.

SOUTH DAKOTA BOARD OF REGENTS

By _____

Pam Roberts

Secretary