NEW MEXICO STATE UNIVERSITY BOARD OF REGENTS
REGULAR MEETING
March 6, 2018 at 3:00pm

Regents Room of the Educational Services Building
NMSU Las Cruces Campus, 1780 East University Avenue
Las Cruces, New Mexico

Regents of New Mexico State University
Chair Debra Hicks, Vice Chair Kari Mitchell, Secretary/Treasurer Jerean Hutchinson, Chris Saucedo, Margie Vela

Non-Voting Advisory Members - Faculty Senate Chair Christopher Brown, Ph.D., Employee Council Chair Monica Dunivan, ASNMSU President Kevin Prieto

University Officials - Chancellor Garrey Carruthers, Ph.D., Executive Vice President and Provost Daniel Howard, Ph.D., Senior Vice President Andrew Burke, Ed.D., General Counsel Lizbeth Ellis, J.D.

AGENDA

The Board of Regents meeting is available by webcast through the link at http://panopto.nmsu.edu/bor/

A. Call to Order, Chair Debra Hicks
   1. Introductions
      Introduction of the Media, Associate Vice President Justin Bannister
      Introduction of Officials
      -Newly appointed Regent Chris Saucedo, Chair Debra Hicks
      -Employee Council Chair Monica Dunivan, Chancellor Garrey Carruthers, Ph.D. and Adam Cavotta
      -Faculty Senate Chair-Elect Becky Corran, Provost Dan Howard, Ph.D. and Christopher Brown, Ph.D.

   2. Confirmation of Quorum, Chair Debra Hicks
   3. Approval of the Agenda, Chair Debra Hicks
   4. Public Comment, Associate Vice President Justin Bannister

B. Approval of the Minutes, Chair Debra Hicks
   1. Special Meeting of February 12, 2018 @ 1:00pm
   2. Confirmation of Prior Executive Session of March 6, 2018 @ 12:00pm
   3. Confirmation of Prior Executive Session of March 6, 2018 @ 2:00pm

C. Awards and Recognitions, Chair Debra Hicks
   1. Athletics Awards, Athletics Director Mario Moccia

D. Committee Reports - DEFERRED
   1. Audit and Risk Committee Report, Chair Debra Hicks
   2. Real Estate Committee Report, Chair Debra Hicks
   3. Financial Strategies, Performance and Budget Committee Report, Chair Kari Mitchell
   4. Student Success Committee Report, Chair Jerean Hutchinson
E. Recurring Reports - **DEFERRED**

1. **NMSU Faculty Senate Report**, Chair Christopher Brown, Ph.D.
2. **Associated Students of NMSU Report**, President Kevin Prieto
3. **NMSU Employee Council Report**, Chair Monica Dunivan
4. **Higher Education Regents Coalition Report**, BOR Chair Debra Hicks
5. **Aggie Development Inc. Report**, President & CEO Scott Eschenbrenner
6. **NMSU Foundation Report**, President Andrea Tawney, Ph.D.
7. **Arrowhead Center Inc. Report**, Chair Kevin Boberg, Ph.D.
8. **New Mexico Department of Agriculture**, Cabinet Secretary & Director Jeff Witte

F. Consent Items, Chair Debra Hicks

1. **Temporary Investments Report for the Quarter ended December 31, 2017**, Senior VP Andrew Burke, Ed.D.
2. **Disposition/Deletton of Property**, Senior Vice President Andrew Burke, Ed.D.
3. **FY18 Parking Lot Funding**, Associate VP Glen Haubold, University Architect Heather Watenpaugh
5. **Honorary Degree Recipient Nominees**, Vice President Andrea Tawney, Ph.D.
6. **New Art Building Naming**, Vice President Andrea Tawney, Ph.D.
7. **Spaces in the New Art Building Namings**, Vice President Andrea Tawney, Ph.D.
8. **Mass Spectrometry Laboratory, Gardiner Hall Naming**, Vice President Andrea Tawney, Ph.D.
9. **TECH Lab, O’Donnell Hall Naming**, Vice President Andrea Tawney, Ph.D.
10. **McFie Circle Desert Landscape Garden Naming**, Vice President Andrea Tawney, Ph.D.
11. **Dona Ana Community College (DACC) – Hatch Learning Center**
    Scott Eschenbrenner, Special Assistant to the President
12. **RPM 2.10, Non-Academic Units, Creating, Reorganizing, Relocating, Eliminating - Repeal**
    General Counsel Lizbeth Ellis, J.D.
13. **RPM 6.35, Mandatory Employee Training; Opportunities for Professional Development - Repeal**
    General Counsel Lizbeth Ellis, J.D.
14. **RPM 16.60, Responsible Alcohol Use – Revision**, General Counsel Lizbeth Ellis, J.D.
15. **RPM 18.80, Tailgating Activities – Repeal**, General Counsel Lizbeth Ellis, J.D.
16. **2018 Annual Open Meetings Notice Resolution**, General Counsel Lizbeth Ellis, J.D.
17. **Access to Classified Information Resolution**, NMSU Facility Security Officer Chris Scott
18. **Cooperative Educational Services’ Restated and Amended Joint Powers Agreement (Amendment 9)**,
    General Counsel Lizbeth Ellis, J.D.
19. New Justice, Political Philosophy and Law (JPPL) Major within Philosophy at NMSU-Las Cruces
   Provost Daniel Howard, Ph.D.; Associate Dean Beth Pollack, Ph.D.; Professor Mark Walker, Ph.D.

20. New Associate of Applied Science in Game Development Program at NMSU-DACC
   President Renay Scott

21. Closure of Electrical Apprenticeship Program at NMSU-DACC, President Renay Scott

22. Closure of Library Science Program at NMSU-DACC, President Renay Scott

23. Closure of Paralegal Studies Program at NMSU-DACC, President Renay Scott

G. Action Items, Chair Debra Hicks

1. Letter of Intent with El Grupo Promotor for Development and Operation of NMSU Campus in San Luis Potosi, Mexico, Chancellor Garrey Carruthers, Ph.D. and Executive VP and Provost Daniel Howard, Ph.D.

2. Athletics Subcommittee Report, Regent Kari Mitchell

3. Election of Officers, Chair Debra Hicks

H. Informational Items, Chair

1. Chancellor’s Report, Chancellor Garrey Carruthers, Ph.D.

2. Provost’s Report, Executive Vice President and Provost Daniel Howard, Ph.D.
   Reaffirmation of Accreditation

3. Summary of Revisions to the Administrative Rules and Procedures of NMSU (ARP) for the period 11/15/17 through 02/13/18, General Counsel Lizbeth Ellis, J.D.

4. Appointments to Committees and Bodies, Chair

5. Search Committee Update, Regent Kari Mitchell

I. Announcements, Chair

1. “Gun’s Up” – Good News for NMSU!

2. Upcoming Board of Regents Meetings
   April 6, 2018 Special Meeting
   May 11, 2018 Regular Meeting

J. Adjournment, Chair
Consent Items:

**Agenda Item # F-1**  
Temporary Investments Report for the Quarter Ended December 31, 2017  
**Presented by:** Senior Vice President Andrew J. Burke  
**Requested Action:** Approval of temporary investments report for the quarter ended December 31, 2017.  
**Synopsis:** The report reflects a weighted average yield of 1.01% for the quarter ended 12/31/17, compared to the average one-year U.S. Treasury Bill yield of 1.60%. NMSU’s Administrative Rules and Procedures establish a goal to achieve a rate of return on investments at least equal to the average rate of return on the one-year U.S. Treasury Bill.

**Agenda Item # F-2**  
Disposition/Deletion of Property  
**Presented by:** Senior Vice President Andrew J. Burke  
**Requested Action:** Approval of Disposition/Deletion of Property.  
**Synopsis:** The Property Disposition and Deletion Report represents tangible personal property on the capital asset list identified for disposition and/or deletion from the university’s inventory.

**Agenda Item # F-3**  
FY18 Parking Lots  
**Presented by:** Associate Vice President Glen Haubold; University Architect Heather Watenpaugh  
**Requested Action:** Approval of funding for FY18 Parking Lots.  
**Synopsis:** Repairs and reconstruction to multiple parking lots on the Las Cruces campus.

**Agenda Item # F-4**  
Engineering Complex III—Ed & Harold Foreman Engineering Complex, Suite 300 Renovation  
**Presented by:** Associate Vice President Glen Haubold; University Architect Heather Watenpaugh  
**Requested Action:** Approval of Engineering Complex III—Ed & Harold Foreman Engineering Complex, Suite 300 Renovation.  
**Synopsis:** Provide design and construction for an approximately 3,174 square feet of learning communities for engineers at Ed & Harold Foreman Engineering Complex Building (ECIII).
Consent Items:

Agenda Item # F-5  Honorary Degree Recipient Nominees
Presented by:  Vice President Andrea Tawney, Ph.D.
Requested Action:  Approval of Fall 2018 Honorary Degree Recipient Nominees – Rama and Ammu Devasthali

Synopsis:  Drs. Rama and Ammu Devasthali have contributed to the quality of life in our community and to the quality of education at NMSU. They have not only funded local and university initiatives, but as community leaders, they have actively inspired others to support programming and capital improvements through both monetary gifts and the contributions of time, energy, and expertise.

Agenda Item # F-6  New Art Building Naming
Presented by:  Vice President Andrea Tawney, Ph.D.
Requested Action:  Approval to Name the New Art Building as Devasthali Hall

Synopsis:  In honor of the dedication and generosity of Rama and Ammu Devasthali to NMSU, consideration is requested to name the new art building Devasthali Hall. These two individuals exemplify a commitment to NMSU and our community that will inspire others to emulate.

Agenda Item # F-7  Spaces in the New Art Building Namings
Presented by:  Vice President Andrea Tawney, Ph.D.
Requested Action:  Approval to Name Spaces in the New Art Building

Synopsis:  Naming requests as presented and approved by Naming Committee and University Administrative Council for the Conservation lab, Lobby, Retablo Gallery, Collection Study Room, and Faculty/Studio Office, Permanent Collection Gallery.

Agenda Item # F-8  Mass Spectrometry Laboratory, Gardiner Hall Naming
Presented by:  Vice President Andrea Tawney, Ph.D.
Requested Action:  Approval to Name the Mass Spectrometer Laboratory as the Judy and Michael Johnson Mass Spectrometry Laboratory

Synopsis:  The newly established spectrometry laboratory would acknowledge Mike and Judy Johnson’s contributions as outstanding supporters of the
Department of Geological Sciences, the College of Arts & Sciences and NMSU as a whole.

Agenda Item # F-9  TECH Lab, O’Donnell Hall Naming
Presented by:  Vice President Andrea Tawney, Ph.D.

Requested Action:  Approval to Name the TECH Lab in O’Donnell Hall as the
Jack and MaryLou Davis TECH Lab

Synopsis:  Jack and MaryLou Davis have been strong supporters and contributors to
NMSU for over 22 years with significant contributions to the Aggie Ignite
Discovery Campaign, College of Education and College of Engineering.
In honor of their dedication and generosity to NMSU, consideration is
requested to name the TECH Lab in the College of Education Jack and
MaryLou Davis TECH Lab.

Agenda Item # F-10  McFie Circle Desert Landscape Garden Naming
Presented by:  Vice President Andrea Tawney, Ph.D.

Requested Action:  Approval to Name the McFie Circle Desert Landscape Garden as the
Duane Dorsey Desert Landscape Garden

Synopsis:  Duane Dorsey was the first university architect at NMSU from 1967-1989.
After discussions with the Dorsey family, the McFie Circle Desert
Landscape Garden was identified as the location that would best celebrate
their father's contribution to our campus.

Agenda Item # F-11  Dona Ana Community College (DACC) – Hatch Learning Center
Presented by:  Scott Eschenbrenner, Special Assistant to the President

Requested Action:  Approval to change the sales price for the DACC Hatch Learning Center
to Hatch Valley Public Schools from $1,300,000 to $1,250,000; the
$325,000 down payment to go directly to defeasance of the 2009 GO
Bonds; and delegation of authority to the Chancellor to sign all closing
documents necessary to finalize the sale.

Synopsis:  Approval to change the sales price for the DACC Hatch Learning Center
to Hatch Valley Schools from $1,300,000, to $1,250,000, and a delegation
of authority to the Chancellor to sign all closing documents necessary to
finalize the sale. The payment to the University will be in the form of a
$325,000 down payment on the building and land, with the remainder of
$925,000 being secured by a Master Promissory Note and Mortgage on
the property. Additionally, we seek approval for the $325,000 down
payment to go directly to defeasance of the 2009 GO Bonds, which
partially funded the construction and acquisition of the DACC Hatch
Learning Center.
Action Items:

Agenda Item # G-1  Letter of Intent with El Grupo Promotor for Development and Operation of NMSU Campus in San Luis Potosi, Mexico
Presented by: Chancellor Garrey Carruthers, Ph.D., and Executive Vice President and Provost Dan Howard, Ph.D.

Requested Action: Approval of Non-Binding Letter of Intent with El Grupo Promotor (potential investors)

Synopsis: The proposed Non-Binding Letter of Intent (LOI) will enable the administration to continue consideration of the opportunity to operate a privately financed campus in San Luis Potosi, Mexico. This LOI provides a one-year period (subject to agreed extension) for NMSU and investor group to fully evaluate the concept and negotiate the contractual arrangement within the framework of certain specified parameters.
Consent Items:

**Agenda Item # F.12** RPM 2.10, Non-Academic Units, Creating, Reorganizing, Relocating, Eliminating - Repeal  
Presented by: General Counsel Lizbeth G. Ellis, J.D.  
Requested Action: Approve Repeal of RPM 2.10.  
Synopsis: The repeal of Policy 2.10 from the Regents Policy Manual (RPM) will eliminate the duplication of provisions between the RPM and the Administrative Rules and Procedures (ARP), leaving the substance effective as Rule 2.10 in the ARP.

**Agenda Item # F.13** RPM 6.35 Mandatory Employee Training; Opportunities for Professional Development - Repeal  
Presented by: General Counsel Lizbeth G. Ellis, J.D.  
Requested Action: Approve Repeal of RPM 6.35  
Synopsis: This proposal is part of the organizational/administrative in effort to align the RPM with the ARP. RPM 6.35, Mandatory Employee Training and other Professional Development Opportunities, will be removed from the RPM but the substance will remain in effect in the ARP as ARP 6.89 as authorized by Regents Policy 6.00, Human Resources.

**Agenda Item # F.14** RPM 16.60 Responsible Alcohol Use – Revision  
Presented by: General Counsel Lizbeth G. Ellis, J.D.  
Requested Action: Approve revision of RPM 16.60  
Synopsis: Proposed rewrite of Regents Policy 16.60 as a policy directive and provides authorization for rules and procedures to regulate the responsible use of alcohol on campus. The material in redline proposed for deletion will remain in effect at ARP 16.60 until further amended.

A related alignment revision is proposed to delete RPM 18.80, Tailgating Activities, because that content is duplicated at ARP 18.81 as rules/procedures authorized by this proposal.
Agenda Item # F.15  
**RPM 18.80 Tailgating Activities - Repeal**  
**Presented by:** General Counsel Lizbeth G. Ellis, J.D.  
**Requested Action:** Approve repeal of RPM 18.80  
**Synopsis:** This proposal is part of the organizational/administrative effort to align the RPM with the ARP. RPM 18.80, Tailgating Activities, will be removed from the RPM but the substance will remain in effect in the ARP as ARP 18.81. ARP 18.81 is within the authorization for rules regulating the responsible use of alcohol, which is the subject of a concurrently pending proposal (revision to RPM 16.60, Alcohol at NMSU including Sanctioned Events).

Agenda Item # F.16  
**2018 Annual Open Meetings Notice Resolution**  
**Presented by:** General Counsel Lizbeth G. Ellis, J.D.  
**Requested Action:** Approve the 2018 Annual Open Meetings Notice Resolution  
**Synopsis:** As required by the New Mexico Open Meetings Act, the attached Annual Open Meetings Notice Resolution establishes the public notice to be given prior to the Board’s meetings. The attached resolution is in substantially the same form as the Board’s Resolution 2017-18 adopted last March. Notices for meetings are distributed to the news media and posted at the Zuhl Library on the Las Cruces campus, and posted on the NMSU Regent’s website ten days in advance for regular meetings, three days in advance for special meetings, and 24 hours or more, if possible, for emergency meetings. Meeting agendas are also made available to the public by posting them on the NMSU Regents’ website, at least 72 hours in advance of regular and special meetings, and concurrent with the notice for emergency meetings. If an emergency meeting is called that is not as a result of a declared state or federal emergency, a report will also be sent to the Office of the Attorney General.

Agenda Item # F.17  
**Access to Classified Information Resolution**  
**Presented by:** Chris Scott, MSU Facility Security Officer  
**Requested Action:** Approve Resolution Excluding Certain Officials from Access to Classified Information.  
**Synopsis:** Consistent with Department of Defense regulations, and with Regents Policy 4.65, the attached draft resolution updates the current members of the Board of Regents to be excluded from access to classified information.
Agenda Item # F.18  Cooperative Educational Services’ Restated and Amended Joint Powers Agreement (Amendment 9)

Presented by:  General Counsel Lizbeth G. Ellis, J.D.

Synopsis:  The Cooperative Educational Services (CES) is a cooperative consisting of New Mexico’s 89 school districts and 81 other public education institutions including NMSU. CES procures products and services for its members at a reduced cost, in compliance with the New Mexico Procurement Code. CES members can piggyback on these procurements and thereby avoid the time and expense of conducting their own procurements. The New Mexico Department of Finance and Administration has required CES to restate and amend its Joint Powers Agreement to include the disposition of property language in Section 5. NMSU is a member of Cooperative Educational Services, therefore this amendment requires approval of the Regents.

Action Items:

None

Informational Items:

Agenda Item # H.3  Summary of Revisions to the Administrative Rules and Procedures of NMSU (ARP) for the period 11/15/17 through 02/13/18.

Presented by:  General Counsel Lizbeth G. Ellis, J.D.
Requested Action:  None
Synopsis:  Please see attached report, summarizing the revisions to the ARP between November 15, 2017 and February 13, 2018, submitted pursuant to Rule 1.10-Adoption and Amendment of Regents Policies, Administrative Rules and Procedures.
Agenda Item # A-1  
Introduction of Ms. Becky Corran, Chair-Elect, NMSU Faculty Senate  
Presented by:  
Provost Howard and Dr. Christopher Brown  
Synopsis:  
Ms. Corran is currently serving her second term on the NMSU Faculty Senate. As a Senator, she has worked toward increasing community college faculty representation in the senate, reorganizing three community campuses, supporting students at risk for deportation, revising the Promotion and Tenure policy, and updating Faculty Credentials rules.

Consent Items

Agenda Item # F-19  
Proposal for a new MAJOR under the Philosophy major entitled: Justice, Political Philosophy and Law (JPPL)  
Presented by:  
Provost Daniel Howard, Associate Dean Beth Pollack, Professor Mark Walker  
Requested Action:  
Approval of program
Synopsis
The aim of the Justice, Political Philosophy, and Law (JPPL) major is to cultivate a reasoned understanding of law and legal institutions, as well as the moral theories that support the value and justice of these institutions. JPPL offers a sequence of courses totaling 36 credits hours in critical thinking, law, policy, global justice, ethical theory, political philosophy, feminist philosophy, and human rights. The interdisciplinary component of the major ensure that students have a well-rounded understanding of issues of justice and law. JPPL students will be well prepared for future studies or careers in law, philosophy, politics, public service, education, human rights, or public policy. The program will be delivered primarily in-person, with some lower division courses available online.

Agenda Item # F-20  
Adding New Program at DACC – Associate of Applied Science in Game Development  
Presented by:  
President Renay Scott  
Requested Action:  
Approval of program
Synopsis
The AAS in Game Development, submitted by the DACC Creative Media Technology program, is designed to allow students to get the necessary training to enter the workforce as a game developer. Enrollment has been strong in the Creative Media Technology program, including in courses that are needed for this degree. Wage and job data suggest strong potential for graduates within the State of New Mexico. No additional resources will be required to support this new degree. The NMSU Creative Media Institute is in support of this new degree.
Agenda Item #_F-21_ Proposal to Close the Electrical Apprenticeship Program, DACC
Presented by: President Renay Scott
Requested Action: Approval of proposal to close program

Synopsis
The closure of the Electrical Apprenticeship program would eliminate two credentials: a certificate and an associate of applied science degree, and comes after a lengthy process during which DACC considered enrollment, completion, and market factors. Enrollment in this program has steadily declined over the last 5 years. The decline, as well as the impact of this decline were considered. Discussions with faculty, staff, and advisory council members revealed a second reason for eliminating the program: competing programs in the region – Southern NM Independent Electrical Contractors, Inc., and the International Brotherhood of Electrical Workers program in El Paso, TX – operate full-blown apprenticeship programs.

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Agenda Item #_F-22_ Prop 15-17/18: Proposal to Close the Library Science Program, DACC
Presented by: President Renay Scott
Requested Action: Approval of proposal to close program

Synopsis
The closure of the Library Science program would eliminate five credentials: Associate of Applied Science, Library Science; certificate, Fundamentals of Library Science; certificate, Customized Study in Library Science; certificate, Specialized Topics in Library Science; certificate, Children’s Literature. The recommendation to eliminate this program comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors, specifically enrollment numbers and labor market considerations. Enrollment in this program has drastically declined over the last 5 years; declines in degrees and certificates awarded, majors, headcount, seat count, and student credit hours, as well as the impact of that decline on class size and the number of faculty employed in the program were considered. Discussions with faculty, staff, and advisory council members revealed a second reason for eliminating the program: the credentials earned through this program are either not necessary to get many entry-level positions in libraries, or are not advanced enough to get professional-level positions in the field.

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Agenda Item #_F-23_ Proposal to Close the Paralegal Studies Program, DACC
Presented by: President Renay Scott
Requested Action: Approval of proposal to close program

Synopsis
The closure of the Paralegal Studies program would eliminate one credential: an Associate of Applied Science in Paralegal Studies. The recommendation to eliminate this program comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors, specifically enrollment numbers and labor market considerations. Enrollment in this program has steadily declined over the last 5 years. Declines in enrollment numbers and a small number of completions, as well as the impact of those numbers were considered. Discussions with advisory council members revealed a second reason for eliminating the program: employers in this field are looking for applicants with a specific set of skills (legal research and writing, for example) but suggested that those skills could be taught in a few classes rather than an entire associate degree.
**Action Items**
None

**Informational Items**

**Agenda Item # ** _H-2_  
Provost’s Report: Reaffirmation of Accreditation  
Presented by: Provost Howard

**Synopsis:**

The Higher Learning Commission will continue to accredit New Mexico State University through the 2027-28 academic year. According to a letter sent to NMSU Chancellor Garrey Carruthers in February by the Higher Learning Commission, the university met all criteria for accreditation with no concerns.

**Executive Session Items**
None
Presented By: Provost Howard and Dr. Brown

Agenda Item: Introduction of Ms. Becky Corran, Chair-Elect, NMSU Faculty Senate

Requested Action of the Board of Regents: None

Executive Summary
Ms. Becky Corran is a first-generation college graduate and tenured Associate Professor of Public Health at Doña Ana Community College. Since August of 2016, she has served as the Department Chair for Humanities and Social Sciences. As a faculty member, she teaches courses related to personal and community health, health education, ethics and research. She has taught online and in-person, in the Aggie Pathway Program, and at three different DACC campuses. She has worked with Public Health faculty at DACC and NMSU to maintain a seamless 2+2 program for students oriented toward transfer.

Ms. Corran is currently serving her second term on the NMSU Faculty Senate. As a Senator, she has worked toward increasing community college faculty representation in the senate, reorganizing three campuses, supporting students at risk for deportation, revising the Promotion and Tenure policy, and updating faculty credentials rules. Becky also is the Vice-Chair of the NMSU Institutional Review Board and the Faculty-in-Residence in Garcia Hall, living alongside about 800 first-year students.

As Faculty Senate Chair, Ms. Corran will continue to build relationships between NMSU and the community colleges; advocate for faculty’s role in shared governance; and work collegially across boundaries to grow relationships among students, faculty and staff on all of NMSU’s campuses. As Chair, Ms. Corran’s actions will be informed by careful listening, reflection and advocacy for the needs of faculty and students.

References: None

Prior Approvals: None

Agenda Item Approved By:

Melody Munson-McGee
Chief of Staff, Office of the Executive Vice President and Provost
The Board of Regents meeting is available by webcast through the link at http://panopto.nmsu.edu/bor/

A. Call to Order, Chair Debra Hicks

The meeting was called to order by Chair Hicks at 1:00pm.

1. Introductions

   Introduction of the Media, Associate Vice President Justin Bannister
   Associate Vice President Bannister introduced members of the Las Cruces media.

2. Confirmation of Quorum, Chair Debra Hicks

   Regents Hicks, Mitchell and Vela were present in person. Regent Hutchinson attended the meeting by phone and was clearly heard and acknowledged. A quorum of the members was confirmed.

3. Approval of the Agenda, Chair Debra Hicks

   Regent Mitchell moved approval of the agenda, motion seconded. Motion passed (Hicks, Hutchinson, Mitchell, Vela).

4. Public Comment, Associate Vice President Justin Bannister

   No public comment was requested.

B. Approval of the Minutes, Chair Debra Hicks

1. Special Work Session Meeting of January 30, 2018

   Regent Mitchell moved approval of the minutes of January 30, 2018. Motion was seconded. Motion passed (Hicks, Hutchinson, Mitchell, Vela).

2. Confirmation of Prior Executive Session of January 30, 2018

   Regents confirmed compliance with the Open Meetings Act by roll call.
   Regent Hicks-yes, Regent Mitchell-yes, Regent Hutchinson-yes, Regent Vela-yes.

3. Confirmation of Prior Executive Session of February 7, 2018

   Regents confirmed compliance with the Open Meetings Act by roll call.
   Regent Hicks-yes, Regent Mitchell-yes, Regent Hutchinson-yes, Regent Vela-yes.
C. **Consent Items, Chair Debra Hicks** - None

D. **Action Items, Chair Debra Hicks**

1. **Executive Search Contract, Chair Debra Hicks**
   
   Members discussed the critical nature of candidate confidentiality to the process of fielding highly qualified chancellor candidates. State statute provides a basis for confidentiality through its exemption of public university presidential applicants and nominees from public disclosure through the Inspection of Public Records Act. State statute ensures public transparency in the selection process by requiring the public noticing of at least five final candidates.

   The proposed contract amendment provides additional language to provide strict confidentiality for applicants and nominees not deemed as among the at least five final candidates.

   A motion was made by Regent Mitchell to approve an addendum to the contract with executive search firm Wheless Partners which expressly protects the confidentiality of candidates which are not among the final announced candidates. Motion seconded. The motion passed (Hicks, Hutchinson, Mitchell, Vela).

2. **Senior Management Positions, Chair Debra Hicks**

   The intent of the proposed resolution is to hold senior leadership positions, which may become vacant, open until such time as the new Chancellor is on board. Chancellor Carruthers stated there is one senior search which has just concluded, there are no other known senior leadership vacancies and there are no contract position vacancies at this time. Chancellor Carruthers further stated that he is aware of the intent and is fine with leaving senior leadership positions open.

   Chancellor Carruthers expressed concern in the resolution’s language regarding termination of senior leaders as there may be egregious conditions requiring termination. Provost Howard recommended the resolution be amended to include language that executive administration will seek Board approval for the termination of senior leadership.

   Regent Mitchell made a motion for approval of the senior management position resolution as amended with recommendation of Provost Howard. The motion was seconded. The motion passed (Hicks, Hutchinson, Mitchell, Vela).

   University General Counsel Ellis requested clarification in the meaning of the language surrounding coaches. After some discussion the proper level of oversight appears to be limited to head coaches.

3. **Budget Investment Evaluation, Chair Debra Hicks**

   The objective of this resolution is to standardize lead indicators and define a process for assessment of student success and budgetary investments, at least annually, to gain insight into the relative success of investments and inform future investments and reallocations. Provost Howard stressed the importance of reporting which adequately provides input to the evaluation of progress and outcomes. Regent Hutchinson stressed the importance of diligence in the development and completion of identified plans. Regent Vela and Regent Mitchell discussed the importance of setting up measurement systems early to help inform the evaluation.

   Regent Mitchell made a motion to approve the budget investment evaluation resolution. The motion was seconded. The motion passed (Hicks, Hutchinson, Mitchell, Vela).
E. **Informational Items, Chair Debra Hicks**

1. **Chancellor Search Committee Update, Chair Debra Hicks**
   The executive search firm has been actively recruiting chancellor candidates since late November. Highly esteemed president emeritus Dr. Robert Witt of Wheless Partners met with the search committee during its first meeting at the end of January. The search committee will begin vetting candidates in early March.

2. **Partnerships, Regent Margie Vela**
   Regent Vela mentioned several opportunities to build community, public and private relationships. She discussed a commitment to reengage with the Hispanic Roundtable.

F. **Announcements, Chair Debra Hicks**

1. **“Gun’s Up” – Good News for NMSU!**
   Chancellor Carruthers, Ricardo Rel and the offices of government relations and student governmental affairs were highly successful in generating additional legislative support for higher education. Congratulations to the student body and community for its great support of athletics. Congratulations to Dr. Torres Fernandez for Puerto Rican support.

2. **Upcoming Board of Regents Meetings**
   The date of the March 2018 Regular Meeting has not yet been determined.

G. **Adjournment, Chair Debra Hicks**
   The meeting was adjourned at 2:18pm.
Items B-2 and B-3

Confirmation of Prior Executive Session – March 6, 2018

The Board of Regents met in closed executive session on Tuesday, March 6, 2018 at 12:00pm in the Physical Sciences Laboratory Large Conference Room of Anderson Hall to discuss limited personnel matters, contract discussions and attorney advice in accordance with the provisions of the New Mexico Open Meetings Act.

Those Board members who were present please certify that only matters of that nature were discussed.

Regent Hicks    Regent Hutchinson    Regent Mitchell    Regent Saucedo    Regent Vela

Confirmation of Prior Executive Session – March 6, 2018

The Board of Regents met in closed executive session on Tuesday, March 6, 2018 at 2:00pm at the University Center and Residence, 4501 Geothermal Drive to discuss limited personnel matters and contract legal advice in accordance with the provisions of the New Mexico Open Meetings Act.

Those Board members who were present please certify that only matters of that nature were discussed.

Regent Hicks    Regent Hutchinson    Regent Mitchell    Regent Saucedo    Regent Vela
Agenda Item #: F-1

Meeting Date: Tuesday, March 6, 2018

Agenda Item Cover Page

☐ Action Item
☒ Consent Item
☐ Informational Item

Presented By: Andrew J. Burke, Senior Vice President

Agenda Item: Temporary Investments Report for the Quarter ended December 31, 2017


Executive Summary: The report reflects a weighted average yield of 1.01% for the quarter ended 12/31/17, compared to average one-year U.S. Treasury Bill yield of 1.60%. NMSU Administrative Rules and Procedures establish the goal to achieve a rate of return on investments at least equal to the average rate of return on the one-year U. S. Treasury Bill.

References: N/A

Prior Approvals: N/A

Agenda Item Approved By:

[Signatures]
Norma Noel
University Controller

Andrew J. Burke
Senior Vice President for Administration and Finance
Temporary Investments consist of funds which make up NMSU’s working capital, and are used primarily to fund short-term operating liquidity needs; large cash uses in this category include the University’s semi-monthly payroll, draws on construction projects and major capital acquisitions. NMSU’s Office of the Senior Vice President for Administration and Finance continuously monitors sources and uses of operating capital to ensure that temporarily idle funds are optimally invested in accordance with the University’s Investment Policy. Our goal is to exceed the average one-year Treasury yield for the current quarter.

**Total Temporary Investments (at 12/31/17)** $114.88 million

**Weighted average yield (Quarter Ended 12/31/17)** 1.01%

**Average 1-Year Treasury yield (Quarter Ended 12/31/17)** 1.60%

**Temporary Investments at 12/31/17 (cost):**

<table>
<thead>
<tr>
<th>Investment Instrument</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Agency Securities</td>
<td>$ 77.50 million</td>
</tr>
<tr>
<td>Certificate of Deposit</td>
<td>3.50 million</td>
</tr>
<tr>
<td>Money Market Investments</td>
<td>33.83 million</td>
</tr>
<tr>
<td>Other Cash</td>
<td>.05 million</td>
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</table>

**Breakdown of Investment Instruments (par):**

- **Federal Agency Securities by Maturity**
  - Maturing within one year: $8.00 million  1.78%
  - Maturing one-two years: $0.00 million  69.55 million
  - Maturing over two years: $1.00 million

- **Certificate of Deposit by Maturity**
  - Maturing within one year: $1.50 million  1.00 million
  - Maturing one-two years: $1.00 million  1.00 million
  - Maturing over two years: $1.00 million

- **Money Market Investments**
  - Wells Fargo Bank: $33.83 million  0.14%
Board of Regents Meeting  
Meeting Date:  
March 6, 2018  
Agenda Item Cover Page

☑ Action Item  
☒ Consent Item  
☐ Informational Item

Presented By:  Andrew J. Burke, Senior Vice President

Agenda Item: Disposition/Deletion of Property

Requested Action of the Board of Regents: Approval of Disposition/Deletion of Property.

Executive Summary: The items included on the Property Disposition and Deletion Report represent tangible personal property on the university's capital asset list identified for disposition and/or deletion from the university's inventory. The university's capitalization threshold for personal tangible property is $5,000 for items acquired after July 1, 2005 and $1,000 for items acquired prior to that date. The attached schedule provides a summary of the detailed property report including total counts, asset cost, accumulated depreciation, and net book value.

Capital items may be disposed of and deleted from inventory after approval of the Board of Regents and appropriate notification to the Office of the State Auditor and Higher Education Department as required.

References:
N/A

Prior Approvals:
N/A

Agenda Item Approved By:

Diane Madrid  
Interim Business Services Officer

Andrew J. Burke  
Senior Vice President for Administration and Finance
## NMSU
### Capital Property Disposition - Detail
#### As of 2/22/18

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<tr>
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<th>Total Cost</th>
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**Sub-Total Surplus Vehicle**

|      |                                                  |           |                                                  |                  |             |                          |                |
|------|--------------------------------------------------|-----------|--------------------------------------------------|                  |             |                          |                |
|      | $68,211.11                                        | $37,137.50 | $31,073.61                                       |                  |             |                          |                |

### Surplus

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<tr>
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Sub-Total Surplus: $993,202.24
Sub-Total Surplus: $990,437.02
Sub-Total Surplus: $2,765.22

TOTAL: $1,061,413.35
TOTAL: $1,027,574.52
TOTAL: $33,838.83
We, the members of the Board of Regents of New Mexico State University, hereby find that each item of property included on the attached listing is:

(1) worn-out, unusable, or obsolete to the extent that it is no longer economical or safe for continued use and;

(2) considered excess to the needs of the university (all attempts will be made to salvage any usable items; the remaining items will be disposed of in accordance with the Regents policy for disposition of property) or;

(3) the items may be deleted or transferred from inventory after the State Auditor has been informed.

Chair
Debra P. Hicks

Member
Margie Vela

Vice-Chair
Kari Mitchell

Secretary/Treasurer
Jerean Camúñez Hutchinson
Board of Regents Meeting
Meeting Date: March 6, 2018
Agenda Item Cover Page

☑ Consent Item

Presented By: Glen Haubold, AVP Facilities
Heather Watenpaugh, University Architect

Agenda Item: FY18 Parking Lots

Requested Action of the Board of Regents: Approval of funding for FY18 Parking Lots

Executive Summary: Repairs and reconstruction to multiple parking lots on the Las Cruces campus.

References:
N/A

Prior Approvals:
N/A

Agenda Item Approved By:

Glen Haubold, Associate Vice President for Facilities and Services

Andrew J. Burke, Senior Vice President Administration and Finance
Board of Regents

FY18 Parking Lots
Proposed Scope of Work

Project Budget $498,485

- Repairs to Parking Lots 97, 79G, 79J, and 77A to include cleaning and filling cracks with rubberized crack sealer; new sealer application on entire parking lot surface; and new parking lot striping.
- Reconstruct Parking Lots 78 and 56. Remove existing pavement and sub-base; and replace removed pavement/base with 4” base course and 2” hot mix asphalt prior to striping.
- Lot 30 (east of Pan Am) to include limited patch and repair of potholes within the paved area.
- ADA and Curb Improvements.
Proposed Parking Lot Demographics

Most Recent Improvements: 2003-2009
Parking Lot Size(s): 268,827 GSF

– Parking Lot 97, South of Academic Research, 28,000 sq. ft.
– Parking Lot 79G, Cervantes Village, 14,000 sq. ft.
– Parking Lot 79J, Cervantes Village, 14,000 sq. ft.
– Parking Lot 78, North of Vista Del Monte, 39,000 sq. ft.
– Parking Lot 77A, West of Academic Research, 18,988 sq. ft.
– Parking Lot 56, South of O'Donnell Hall, 32,000 sq. ft.
– Parking Lot 30, East of Pan American Center, 122,840 sq. ft.
Proposed Project Schedule

- Completion of Design – March 2018
- Start of Construction – May 2018
- Completion of Construction – October 2018
Funding Sources and Prior Approvals

Project Funding – $498,485
• $494,785 – Auxiliary Services Renewal Replacement Departmental Index
• $3,700 – FY18’ BRR

Upcoming Future Approvals
• Higher Education Department – April 2018
Thank You!

Questions?
FY18 Parking Lots

Supplemental Information
Parking Lot 97
Parking Lot 79G
Parking Lot 78
Parking Lot 77A
Parking Lot 56
Board of Regents Meeting  
Meeting Date: March 6, 2018  
Agenda Item Cover Page

- Action Item
- Consent Item
- Informational Item

Presented By: Glen Haubold, AVP Facilities  
Heather Watenpaugh, University Architect

**Agenda Item:** Engineering Complex III—Ed & Harold Foreman Engineering Complex, Suite 300 Renovation

**Requested Action of the Board of Regents:** Approval of Engineering Complex III—Ed & Harold Foreman Engineering Complex, Suite 300 Renovation

**Executive Summary:** Provide design and construction for an approximately 3,174 square feet of learning communities for engineers at Ed & Harold Foreman Engineering Complex Building (ECIII).

**References:**
N/A

**Prior Approvals:**
N/A

**Agenda Item Approved By:**

[Signature]
Glen Haubold, Associate Vice President for Facilities and Services

[Signature]
Andrew J. Burke, Senior Vice President Administration and Finance
Board of Regents

Ed & Harold Foreman ECIII – Suite 300 Learning Laboratory
Proposed Scope of Work

Project Budget $335,000

• Provide design and construction for an approximately 3,174 square feet of learning communities for engineers at Ed & Harold Foreman Engineering Complex Building (ECIII). The improved space includes a large open collaboration and learning area for students. This is accomplished by interior modifications that open areas to natural light through full-lite glass and windows at perimeter offices, as budget allows.
Proposed Building Demographics

- Year Built: 1997
- Last Expansion: N/A
- Building Size: 81,359 GSF
- Construction Type: Renovation
- Future Use: Learning Communities for Engineers
Proposed Project Schedule

- Completion of Design – March 2018
- Start of Construction – May 2018
- Completion of Construction – August 2018
Funding Sources and Prior Approvals

Project Funding — $335,000
• Donor Funded

Upcoming Future Approvals
• Higher Education Department — March 2018
Facilities Condition Index and Utilization

AssetWorks Facilities Management System
- 1.32% (2017)
- 1.29% (2014)

Ad Astra Scheduling Software Fall 2017
- 68-hour week
- Room Hour Utility 17.57%
- Fill Ratio Actual Enrollment 59.96%
Thank You!

Questions?
Supplemental Information
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**Fill Ratio**:
- **Actual Credit**: 100%
- **Max Credit**: 100%

**Space Utilization**
- AV = Average Weekly Utilization
- ASC = Average Simultaneous Capacity
- C = Credit
- CT = Credit Time
- EW = Expected Weekly Utilization
- F = Fill Ratio
- HT = Hourly Trend
- R = Room
- S = Space
- V = Void

**Standard Week**: Monday, Tuesday, Wednesday, Thursday Friday - 7:00 AM to 9:00 PM
## Facilities Condition Index

### ED AND HAROLD FOREMAN ENGINEERING COMPLEX

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| Replacement Cost Entry Date | Sep 13, 2013 |
| Useful Life (Months) | 240         |
| Remaining Life (Months) | 160         |
| Planned Replacement Year | 2024       |
| Purchase Cost     | $11,363,584.00 |
| Replacement Cost  | $25,921,586.42 |
| Book Value        | $5,132,914.42  |
| Current Improvement Cost | $331,139.57 |
| Current Replacement Value | $25,921,586.42 |
| Condition Index   | 0.0129       |

### Component Asset

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Presented By: Vice President Andrea Tawney, Ph.D.

Agenda Item: Honorary Degree Recipient Nominees

Requested Action of the Board of Regents: Approval of Fall 2018 Honorary Degree Recipient Nominees – Rama and Ammu Devasthali

Executive Summary: Drs. Rama and Ammu Devasthali have contributed to the quality of life in our community and to the quality of education at NMSU. They have not only funded local and university initiatives, but as community leaders, they have actively inspired others to support programming and capital improvements through both monetary gifts and the contributions of time, energy, and expertise.

References: See attached Bio

Prior Approvals: HDR Committee, February 28, 2018

Agenda Item Approved By

Andrea Tawney, Ph.D.  
Vice President  
2/27/2018

Garrey Carruthers, Ph.D.  
Chancellor  
2/27/2018
Rama and Ammu Devasthali

For almost 30 years, Drs. Rama Devasthali and Ammu Devasthali have contributed to the quality of life in our community and to the quality of education at New Mexico State University. They have not only funded local and university initiatives, but as community leaders, they have actively inspired others to support programming and capital improvements through both monetary gifts and the contributions of time, energy, and expertise.

Dr. Ammu Devasthali is a founding officer and a director of the Community Foundation of Southern New Mexico (CFSNM) since its inception. The CFSNM manages funds and endowments to support non-profit efforts in a seven county area of Southern New Mexico, including Doña Ana County. In 2001, the Devasthalis established the Devasthali Family Foundation Fund, an endowment at the CFSNM, the proceeds of which support arts, education, the eradication of child hunger and the improvement of maternal/child well-being. The Devasthalis were awarded the Rio Grande Award for Philanthropist of the Year from the Community Foundation of Southern New Mexico (2010) and Ammu Devasthali was named Outstanding Leader in Philanthropy for Southern New Mexico by the Association of Fundraising Professionals New Mexico Chapter (also 2010).

“Rama and I truly believe that art is essential to the well-being of society as a whole – all forms of art,” said Ammu. The Devasthalis have acted from that belief by supporting the visual arts, theatre, music and dance, as well as art education, locally and at NMSU. They lead others in the private fundraising efforts for the arts, most notably at NMSU as chair (Ammu) of the fundraising committee for the ASNMSU Center for the Arts and as volunteers for the state-of-the-art renovation of D.W. Williams Hall, which will house the University Art Gallery and art department at New Mexico State University. In 2010, they established the Ammu and Rama Devasthali KRWG-FM Endowed Operations Fund for the public radio station at NMSU. In 2016, the Devasthalis support for the arts in southern New Mexico was recognized by Governor Susana Martinez as recipients of the Annual Governor’s Awards for Excellence in the Arts.

In addition to their support of the arts, the Devasthalis have extended support throughout the university with the Ammu and Rama Devasthali Endowed Scholarship in Chemistry and Biochemistry (awarded annually to three outstanding students in the Department of Chemistry and Biochemistry), the President’s Associates scholarship fund, and general scholarships in the College of Arts and Sciences.

Dr. Ammu Devasthali is an artist, creating jewelry, sculpture, prints and paintings. She is the former owner of Designs by Ammu and Art Ventures. Ammu is an alumna of New Mexico State University with an MA in art (1993) and MFA (1996). In 2010, she was honored as Distinguished Alumna for the NMSU College of Arts and Sciences. She is a former member of the Board of Directors of the NMSU Foundation, Inc.; the Ocotillo Institute for Social Justice, the Las Cruces Arts Fair, and the Downtown Las Cruces Partnership Think Tank. She holds a PhD in Russian literature from Moscow State University.

Dr. Rama Devasthali is a physician, board certified in radiology, and president of the Imaging Center of Las Cruces Radiology Associates. Founded in 1987 by Dr. Devasthali, the Imaging Center of Las Cruces provides outpatient medical diagnostic testing in the greater Las Cruces area and since 2008, to residents in Sugarland, Texas. Dr. Devasthali holds a MD in radiology from Sechenov First Moscow Medical Institute (1977). The Devasthalis met while studying at universities in Moscow, Russia. They moved to Las Cruces in 1987 with their two children, Vidusha and Vikram.
Agenda Item: New Art Building Naming

Requested Action of the Board of Regents: Approval to Name the New Art Building as Devasthali Hall

Executive Summary: Rama and Ammu are some of the university’s top donors. They are avid community leaders who are personally vested in numerous initiatives across Southern New Mexico. They invest time and resources in giving back to the community that has supported them for nearly 30 years. In honor of their dedication and generosity to NMSU, consideration is requested to name the new art building Devasthali Hall. These two individuals exemplify a commitment to NMSU and our community that will inspire others to emulate.

(Building #657)

References: Memo attached


Agenda Item Approved By:

Andrea Tawney, Ph.D.
Vice President

Garrey Carruthers, Ph.D.
Chancellor

2/27/2018
Date
Office of the Chancellor
New Mexico State University System
MSC 3Z
P.O. Box 30001
Las Cruces, NM 88003-8001
575-646-2035, fax: 575-646-6334
president@nmsu.edu

MEMORANDUM

Date: January 16, 2018

To: Andrea Tawney
President, NMSU Foundation
Chair, NMSU Naming Committee

From: Garrey Carruthers, Ph.D.
Chancellor, NMSU System

Subject: Request to name the new Art-Building as Devasthali Hall

Rama and Ammu Devasthali have been strong supporters and contributors to NMSU (to include DACC) and the arts for over 27 years. As two of NMSU’s top donors, they have personally contributed numerous investments to initiatives system-wide. Their giving is extensive from KRWG public broadcast support to chemistry scholarships. Their generosity and personal volunteerism have set a high standard for fellow community members. They have been a part of many campus projects, advisory boards, campaign and fundraisers. Most notably, Ammu has spent over 13 years working toward a new building for the art department and gallery. Her tenacity to spearhead raising private funds, champion the project with legislatures, and grass roots efforts to get voters to support the GO Bond are finally paying off with ground breaking set for March 2018. Without Ammu’s tireless efforts and personal gifts, the project simply would not have been realized. In addition to previous major gifts, Ammu and Rama leveraged a $250k challenge match for others to contribute to the building construction and doubled the impact with all funds being matched. Without private support, the legislature and HED were hesitant to approve the project for the Go Bond, which made the contributions and fundraising of the Devasthali’s even more critical. In December 2017, Rama and Ammu once again stepped up and committed to a major investment in the art building that magnifies their generosity and belief for a state-of-the-art facility that fosters talented student-artists, recruits top faculty and provides a window to our community via the new art gallery on university avenue. At a minimum, their gift will provide unmet funding needs for all furnishings and equipment that were not possible from the limited construction funds from the GO Bond. Without this significant investment, we would have to move in with antiquated equipment and old furnishings. In addition, depending on the construction bid outcomes, there may be a shortfall for the building that will be covered by their gift.

Together with these gifts and their lifetime giving to NMSU, Rama and Ammu are some of the university’s top donors.
As a NMSU Master of Arts graduate, an artist and designer, Ammu represents the university well across the state. In 2016, she and Rama were honored with the NM Governor’s Award for major contributions to the arts. They are credited with improving the quality of life in New Mexico by raising millions of dollars for public arts and culture in the state. Their efforts encourage diversity and encompass the literary, visual, and performing arts.

Rama and Ammu are avid community leaders who are personally vested in numerous initiatives across Southern New Mexico. They invest time and resources in giving back to the community that has supported them for nearly 30 years. In honor of their dedication and generosity to NMSU, consideration is requested to name the new art building *Devastali Hall*. These two individuals exemplify a commitment to NMSU and our community that will inspire others to emulate.
Agenda Item: Spaces in the New Art Building Namings

Requested Action of the Board of Regents: Approval to Name Spaces in the New Art Building

Executive Summary: Request approval to name the following spaces in the new art building.

a. Conservation Lab as the Candis Stern Art Conservation Lab (Building #657, Room 115)
b. Lobby as the Connie and Jerry Hines Lobby (Building #657, Room 100B)
c. Retablo Gallery as the Margie and Bobby Rankin Retablo Gallery (Building #657, Room 110)
d. Collection Study Room as the Sandy Zane & Ned Bennett Collection Study Room

e. Request to name the Faculty/Studio Office as the Jeanne and Richard Rundell Room (Building #657, Room 122A)
f. Request to name the Permanent Collection Gallery The Bunny Conlon Modern and Contemporary Art Gallery (Building #657, Room 105A)

References: Naming memos attached

Prior Approvals: Naming Committee and University Administrative Council on February 13, 2018

Agenda Item Approved By:

Andrea Tawney, Ph.D.  2/27/2018
Vice President

Garrey Carruthers, Ph.D.  2/27/2018
Chancellor
MEMORANDUM

Date: January 16, 2018

To: Andrea Tawney
   President, NMSU Foundation
   Chair, NMSU Naming Committee

From: Enrico Pontelli
      Dean, College of Arts and Sciences

Subject: Request to name the art conservation lab in the new art building in honor of Candis Stern

Candis Stern has been an avid supporter of NMSU scholarships and the art conservation lab since relocating to the Las Cruces community over 7 years ago. Although Candis did not have ties to NMSU or the community when first arriving, she quickly began making an impact and investment for students. She started with attending HRTM international dinners on campus and appreciated the student element of the program. Candis first established a scholarship endowment to support students in the Campus Assistance Migrant Program (CAMP) for children of families who work in the migratory fields. She also established a scholarship endowment for students in the art conservation undergraduate program after seeing firsthand their talent and exceptional work. Over the years, Candis has given to a number of areas to include partners for musical excellence and KRWG public broadcast.

Candis’ most recent investment was a gift to fully equip, furnish and fund the art conservation lab in the new art building. Her gift far exceeds the minimum threshold of $25k to name the space. In honor of her dedication and generosity to NMSU, consideration is requested to name the Candis Stern Art Conservation Lab.
Date: January 22, 2018

To: Andrea Tawney
   President, NMSU Foundation
   Chair, NMSU Naming Committee

From: Enrico Pontelli
   Dean, College of Arts and Sciences

Subject: Request to name the lobby in the new Art Building in honor of Connie and Jerry Hines

Connie and Jerry Hines have been strong supporters and contributors to NMSU and the arts for over 22 years. As local business owners they have personally contributed to numerous initiatives campus-wide. Their giving is extensive from KRWG public broadcast support to President’s Associates scholarships. Their generosity and personal volunteerism have set the example for fellow community members. They have been a part of many campus projects, advisory boards, campaign and fundraisers. Connie chaired the board that raised significant funds to acquire and display the art department’s retablo collection which is the largest collection in the country. At the onset of the Center for the Arts project, Connie and Jerry were some of the first donors to step up and provide a substantial gift. Connie also garnered a major gift from a local couple for the building construction.

Connie has also spent many years working with fellow volunteers toward a new building for the art department and gallery. She spent numerous volunteer hours committed to grass roots efforts to get voters to support the GO Bond. In addition to previous NMSU investments, Connie and Jerry have made an additional major gift in support of the new art building construction. Without private support, the legislature and HED were hesitant to approve the project for the Go Bond, which made their contributions even more critical.

As a NMSU Bachelor of Fine Arts graduate, an artist, business owner, and interior designer, Connie represents the university well across the state. In 2017, Connie was honored with the College of Arts and Sciences Starry Night Award for major contributions to the arts.

In honor of Connie and Jerry’s dedication and generosity to NMSU, consideration is requested to name the lobby in the new art building Connie and Jerry Hines Lobby. These two individuals exemplify a commitment to NMSU and our community that will inspire future generations.
MEMORANDUM

Date: January 16, 2018

To: Andrea Tawney
   President, NMSU Foundation
   Chair, NMSU Naming Committee

From: Enrico Pontelli
      Dean, College of Arts and Sciences

Subject: Request to name the retablo gallery in the new art building in honor of Margie and Bobby Rankin

Margie and Bobby have been strong supporters and contributors to NMSU for over 33 years. They have personally contributed numerous investments to initiatives university-wide. Their giving is extensive from agriculture faculty support to several scholarships. They have been a part of many campus projects, advisory boards, campaigns and fundraisers. While Bobby is an adopted Aggie, Margie graduated with undergraduate and graduate degrees in education and was always proud of their work with NMSU. Margie’s passing was a true loss to her NMSU family and community but through her inspiration and passion for education, her memory and legacy will continue with future generations indefinitely.

Margie and Bobby’s most recent investment was a gift to support the construction of the new art building. They were some of the first donors to step up when called upon to invest in the new art building and make a personal financial commitment to ensure the project was approved by HED and the legislature for the GO Bond.

Their gift exceeds the minimum threshold of $25k to name the space. In honor of their dedication and generosity to NMSU, consideration is requested to name the Margie and Bobby Rankin Retablo Gallery. These two individuals exemplify a commitment to NMSU and our community that will inspire others to emulate.
MEMORANDUM

Date: January 25, 2018

To: Andrea S. Tawney
President, NMSU Foundation
Chair, NMSU Naming Committee

From: Enrico Pontelli, Dean, NMSU College of Arts & Sciences

Subject: Request to name the Collection Study Room in the newly renovated Williams Hall in honor of Sandy Zane and Ned Bennett

Sandy Zane and Ned Bennett have been dedicated supporters of New Mexico State University Art Gallery since 2002. The couple have represented NMSU art professors, hosted solo exhibitions for them, and placed faculty works in their shows at the well-known Zane Bennett Contemporary Art Gallery in Santa Fe (their new Gallery is called Form and Concept). Sandy also served on the NMSU Foundation Board and uses her connections for the betterment of New Mexico State University.

Sandy originally connected with NMSU when gallery director Mary Anne Redding featured her in the Regional Invitational, NMSU Art Gallery’s local and regional five-state exhibition. Shortly thereafter, Sandy joined the volunteer board NMSU Friends of the Art Gallery.

Recently, Sandy and Ned donated $78,485 in support of Williams Hall renovations, inspired by the impressive array of opportunities to be offered in the newly upgraded Collection Study Room. Prior to the Williams Hall gift, the couple made significant contributions to the Art Gallery Database Project and the Gallery Exhibition Catalog.

We request consideration of the proposed naming opportunity, The Sandy Zane & Ned Bennett Collection Study Room, located within Williams Hall, in recognition of Sandy and Ned’s personal and financial support of New Mexico State University and the NMSU Art Department. The proposed space is the Collection Study Room, 845 sqft in area.
MEMORANDUM

Date: February 3, 2018

To: Andrea S. Tawney
President, NMSU Foundation
Chair, NMSU Naming Committee

From: Enrico Pontelli, Dean, NMSU College of Arts and Sciences

Subject: Request to name the Faculty/Studio Office in the newly renovated Williams Hall in honor of Jeanne and Richard Rundell

Richard J. Rundell taught at New Mexico State University for 41 years. He served as the head of the Theater Arts Department and the Languages and Linguistics Department during his tenure here. He loved teaching and acting- performing in over 100 plays in theaters all over Las Cruces. His wife Jeanne has been a professional potter for over 50 years. She is co-founder of the Potteries in Mesilla, NM.

The Rundell's have been dear friends with Dr. and Mrs. Mark H. Medoff over those 41 years. The Medoff's wish to honor their deep friendship with Jeanne and Richard and show loving appreciation for their dedication to our NMSU students, as well as their contribution to the culture of art and creativity in the region over their lifetime.

Recently, Mark and Stephanie Medoff pledged support of this faculty/studio office space that will house ceramics faculty and staff.

We request consideration of the proposed naming opportunity, the Jeanne and Richard Rundell Room, located within Williams Hall, in recognition of their many contributions to NMSU and the city. The proposed space is the Ceramics Faculty/Studio Office, 320 square foot in area.
MEMORANDUM

Date: February 5, 2018

To: Andrea S. Tawney
President, NMSU Foundation
Chair, NMSU Naming Committee

From: Enrico Pontelli, Dean, NMSU College of Arts and Sciences

Subject: Request to name the Permanent Collection Gallery in the newly renovated Williams Hall in honor of Bunny Conlon

William Siegal (the donor for this space) has assembled the world’s largest collection of Andean Textiles dating from 750 BC to the 19th Century. Ceremonial objects & artifacts from Meso & South American cultures, Ancient Chinese, Southeast Asia, African and Indonesian museum-quality pieces are also represented. William Siegal Gallery is located in Santa Fe’s dynamic Railyard District, now a major arts destination throughout the world and the central location of Santa Fe’s contemporary art scene. Since its founding, William Siegal Gallery has exhibited the world’s finest pre-Columbian textiles and objects as well as museum quality pieces from Asia and Africa. It is a premier source for curators as well as private collectors.

William originally connected with Marisa Sage, Director- University Art Gallery through New York City art connections and most recently the assistant director of the William Siegal and Bunny Conlon Gallery in Santa Fe, NM. Bunny Conlon herself was born and raised in Las Cruces, NM.

Recently, Mr. Siegal pledged support of this permanent collection gallery that will provide community and public access to the works in the University Art Gallery Permanent Art Collection that are not currently on view giving the general public and NMSU students access to over 1,700 nineteenth-century Mexican retablos, the largest collection in the United States, and 1,800 contemporary and modern works in the Permanent Collection.

We request consideration of the proposed naming opportunity, The Bunny Conlon Modern and Contemporary Art Gallery, located within Williams Hall, in recognition of Mr. Siegal’s personal and financial support of New Mexico State University and the NMSU Art Department. The proposed space is the Permanent Collection Gallery, 640 square foot in area.
Board of Regents Meeting
Meeting Date: Tuesday, March 6, 2018

Agenda Item Cover Page

☐ Action Item
☒ Consent Item
☐ Informational Item

Presented By: Vice President Andrea Tawney, Ph.D.

Agenda Item: Mass Spectrometry Laboratory, Gardiner Hall Naming

Requested Action of the Board of Regents: Approval to Name the Mass Spectrometer Laboratory as the Judy and Michael Johnson Mass Spectrometry Laboratory

Executive Summary: Mike and Judy Johnson have been outstanding supporters of the Department of Geological Sciences, the College of Arts & Sciences and NMSU as a whole. They have given a significant amount to the NMSU system over the years including a commitment to establish the Johnson Chair of Geochemistry and their support of the mass spectrometry laboratory. The newly established Johnson Mass Spectrometry Laboratory would acknowledge their contributions. (Building #188, Gardiner Hall, Room 164)

References: Memo attached

Prior Approvals: Naming Committee and University Administrative Council on February 13, 2018

Agenda Item Approved By:

Andrea Tawney, Ph.D.
Vice President

Garrey Carruthers, Ph.D.
Chancellor

2/27/2018
Date

2/27/2018
Date
MEMORANDUM

To: Andrea Tawney, President, NMSU Foundation
    Chair, NMSU Naming Committee
Through: Enrico Pontelli, Dean, College of Arts and Sciences
From: Nancy J. McMillan, Department Head, Geological Sciences
       Frank Ramos, Associate Professor, Geological Sciences
Date: 30 January 2018
Re: Request to name the operations of the NMSU Department of Geological Sciences Mass Spectrometry Laboratory after Mike and Judy Johnson

Judy and Michael Johnson have been outstanding contributors to the Department of Geological Sciences, the College or Arts and Sciences, and New Mexico State University more broadly. They offer both their time (e.g., as NMSU Foundation Board members) and money generously (e.g., baseball stadium renovations). Their commitments and gifts to the Department of Geological Sciences have been crucial and impactful. An initial commitment of 1000k established the Johnson Chair of Geochemistry, the first Endowed Chair in the College of Arts and Sciences, a critical faculty line that allowed the department to hire a world-class geochemist and establish a presence in the field of isotope geochemistry. In addition to the endowed chair, the Johnsons made a 300k commitment to match an NSF grant that obtained funds for a new MC-ICP-MS, which has been used by a range of departmental, NMSU, and national and international researchers. The Johnsons have also offered a verbal commitment for an additional 300k match that would partly fund a new equipment request to acquire a thermal ionization mass spectrometer.

We propose to acknowledge Judy and Michael by naming the mass spectrometer laboratory operations in their name and establish the Judy and Michael Johnson Mass Spectrometry Laboratory. With their help, the mass spectrometry laboratory was established and has been operational for three years. These operations continue to expand and attract national and international reputations. In the last three years, it has been critical in allowing undergraduate and graduate students to access highly advanced equipment in which to address cutting-edge scientific projects. These students include those at NMSU and many other US institutions. In
addition to students, a variety of national and international researchers have visited the NMSU to undertake laboratory work. The laboratory is a facility in which students and researchers can gain hands-on experience to learn to operate and maintain such equipment. As a result, two of our MS students now have laboratory technician and manager jobs and this number will continue to expand in the near future. These successes have been in large part attributed to Judy and Michael’s generosity. The newly established Johnson Mass Spectrometry Laboratory would acknowledge their contributions.
Agenda Item: TECH Lab, O’Donnell Hall Naming

Requested Action of the Board of Regents: Approval to Name the TECH Lab in O’Donnell Hall as the Jack and MaryLou Davis TECH Lab

Executive Summary: Jack and MaryLou Davis have been strong supporters and contributors to NMSU for over 22 years with significant contributions to the Aggie Ignite Discovery Campaign, College of Education and College of Engineering. In honor of Jack and MaryLou’s dedication and generosity to NMSU, consideration is requested to name the TECH Lab in the College of Education Jack and MaryLou Davis TECH Lab. These two individuals exemplify a commitment to NMSU and our community that will inspire future generations. (Building #287, O’Donnell Hall, Rooms 151 and 143)

References: Memo attached


Agenda Item Approved By:

Andrea Tawney, Ph.D.                     2/27/2018
Vice President

Garrey Carruthers, Ph.D.                2/27/2018
Chancellor
Date: January 29, 2018

To: Andrea Tawney
President, NMSU Foundation
Chair, NMSU Naming Committee

From: Don Pope Davis
Dean, College of Education

Subject: Request to name the TECH Lab in the College of Education in honor of Jack and MaryLou Davis

Jack and MaryLou Davis have been strong supporters and contributors to NMSU for over 22 years. They moved to Arizona in 1973, but remain loyal to New Mexico State University and credit NMSU for contributing to their success. They have established two endowed scholarships, one in education and another in engineering. Most recently Jack and MaryLou made a $500K pledge in support of the Aggie Ignite campaign. They’ve also provided a permanent legacy by leaving NMSU in their estate plans to ensure the work they have tirelessly devoted to students continues well into the future.

MaryLou has served on the NMSU Foundation board since 2005, and is currently chairwomen. MaryLou is a NMSU Elementary Education graduate and has held many positions within the education community. MaryLou made her life’s work to advocate for children and promote education for all. The College of Education recently honored her as The 2017 Distinguished Alumni.

Jack Davis received his B.S. in Medical Technology and Electrical Engineering from NMSU. He retired as chief executive officer and president of Arizona Public Service and president and chief operating officer of Pinnacle West Capital Corporation. He serves on several non-profit boards and is known for philanthropic and community involvement.

In honor of Jack and MaryLou’s dedication and generosity to NMSU, consideration is requested to name the TECH Lab in the College of Education Jack and MaryLou Davis TECH Lab. These two individuals exemplify a commitment to NMSU and our community that will inspire future generations.
Agenda Item: McFie Circle Desert Landscape Garden Naming

Requested Action of the Board of Regents: Approval to Name the McFie Circle Desert Landscape Garden as the Duane Dorsey Desert Landscape Garden

Executive Summary: Duane Dorsey was the first University Architect at NMS from 1967-1989. The Chancellor and the Board of Regents approved the following dedication for the campus Master Plan 2017-2027:

NMSU Facilities and Services and the Office of the University Architect would like to dedicate this new campus master plan document in memory of Stanley Duane Dorsey (Duane), who was the first University Architect (1967-1989) at New Mexico State University. Mr. Dorsey's work with a campus master plan for facilities, architectural design and guidance created the foundation for much of the building and planning efforts that continue today. We are thankful for his service and vision. Duane Dorsey passed away June 18, 2017, at the age of 81.

After discussions with the Dorsey family, the McFie Circle Desert Landscape Garden was identified as the location that would best celebrate their father’s contribution to our campus. (McFie Circle)

References: Memo attached


Agenda Item Approved By:

Andrea Tawney, Ph.D.  2/27/2018
Vice President

Garrey Carruthers, Ph.D.  2/27/2018
Chancellor
Facilities and Services
MSC 3545
New Mexico State University
Box 30001
Las Cruces, NM 88003-8001
Phone: (575) 646-2101 Fax: (575) 646-6432

Date: November 29, 2017

To: Andrea S. Tawney, Senior Vice President for University Advancement and NMSU Naming Committee

From: Heather Zack Watenpaugh, University Architect

Through: Glen Haubold, Associate Vice President Facilities & Services

Re: McFie Circle Desert Landscape Garden Naming for Duane Dorsey

Dear Dr. Tawney,

Duane Dorsey was the first University Architect at New Mexico State University from 1967-1989. Duane passed away this summer. The Chancellor and the Board of Regents approved the following dedication for the campus Master Plan 2017-2027:

Dedication
NMSU Facilities and Services and the Office of the University Architect would like to dedicate this new campus master plan document in memory of Stanley Duane Dorsey (Duane), who was the first University Architect (1967-1989) at New Mexico State University. Mr. Dorsey's work with a campus master plan for facilities, architectural design and guidance created the foundation for much of the building and planning efforts that continue today. We are thankful for his service and vision. Duane Dorsey passed away June 18, 2017, at the age of 81.

After discussions with the Dorsey family, a location was identified on campus that would best celebrate their father's contribution to our campus. The recent completion of McFie Circle Phase 2, included a garden with an ocotillo shade structure, native plantings and several paths that highlight the Sol LeWitt sculpture and recently acquired seed pods through the Art in Public Places program. The desert landscape garden is in close proximity to many of the building projects that Mr. Dorsey helped facilitate, including the Communication Sciences Building (formerly Speech), Clara Belle Williams Hall, O'Donnell Hall, Corbett Center, Guthrie Hall, Business Complex and Garcia Hall, to name a few. The central place offers a respectful location for honoring an individual who spent much of his architectural career shaping the NMSU campus into the beautiful college environment it is today.

This request is a recommendation for the naming of the Desert Landscape Garden to be called the "Duane Dorsey Desert Landscape Garden."

Sincerely,

Heather Zack Watenpaugh, AIA
University Architect and Campus Planning Officer
New Mexico State University
Tel: 575-646-1360 Email: hzw@nmsu.edu
Board of Regents Meeting
Meeting Date: Tuesday, March 6, 2018
Agenda Item Cover Page

- Action Item
- Consent Item
- Informational Item

Presented By: Scott Eschenbrenner,
Special Assistant to the President

Agenda Item: Dona Ana Community College (DACC) – Hatch Learning Center

Requested Action of the Board of Regents: Approval to change the sales price for the DACC Hatch Learning Center to Hatch Valley Public Schools from $1,300,000 to $1,250,000, and a delegation of authority to the Chancellor to sign all closing documents necessary to finalize the sale. Additionally, we seek approval for the $325,000 down payment to go directly to defeasance of the 2009 GO Bonds.

Executive Summary: Approval to move forward with the sale of the DACC Hatch Learning Center to Hatch Valley Public Schools, for the sale price of $1,250,000. The payment to the University will be in the form of a $325,000 down payment on the building and land, with the remainder of $925,000 being secured by Master Promissory Note and Mortgage on the property. Additionally, we seek approval for the $325,000 down payment to go directly to defeasance of the 2009 GO Bonds, which partially funded the construction and acquisition of the DACC Hatch Learning Center.

References: N/A

Prior Approvals: The Board of Regents Real Estate Committee was presented the terms of the sale on Friday, February 16, 2018, with a favorable outcome, and it was recommended for approval to the Board of Regents.

Agenda Item Approved By

Scott Eschenbrenner
Special Assistant to the President

Garrey Carruthers, Ph.D.
Chancellor
REAL ESTATE PURCHASE AND SALE AGREEMENT

This PURCHASE & SALE AGREEMENT (the “Agreement”) is made and entered into effective as of the date of the last signature as shown below, by and between Hatch Valley Public Schools (Hatch Valley) and the Regents of New Mexico State University (NMSU). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Seller and Buyer agree as follows:

TERM SUMMARY

The listed terms when used in this Agreement are defined as follows:

Offer Date: Thursday, October 5, 2017

Offer Expiration Date: Friday, December 30, 2017

Buyer: Hatch Valley Public Schools

Seller: Regents of New Mexico State University

Property: Parcel of land with approximately 6,853 SF of building space located at 219 E. Hill Street, in Hatch, Dona Ana County, New Mexico.

Legal Description: Lot 1, HATCH VALLEY SCHOOLS PLAT NO. 1, in the Townsite of Hatch, Dona Ana County, New Mexico, as shown and designated on the plat thereof, filed in the office of the County Clerk of said County on March 2, 2010, in Book 23 Page(s) 24 of Plat Records.

Purchase Price: $1,253,000

Down Payment: $325,000

Closing Date: On such date after all governmental approvals have been received, no later than March 30, 2018. (Time is of the Essence)

1. PROPERTY

NMSU agrees to sell and Hatch Valley agrees to buy the Property for the Purchase Price, pursuant to the terms of this Purchase and Sale Agreement. The parties agree that if the legal description of the Property in this Agreement is not accurate, this Agreement will not be deemed invalid and the legal description will be revised in a manner acceptable to Hatch Valley and NMSU. The Property includes all fixtures and permanent improvements located at the Property, including all mechanical systems, electrical systems, plumbing systems, heating, ventilating and air conditioning systems and equipment, sprinkler systems, non-proprietary security systems, fire detection systems, telephone distribution systems (lines, jacks, and connections only), floor coverings, window coverings, signs, paving, and landscaping. The Property includes all of NMSU’s interest in the Property, including any water rights, existing leases, subleases, licenses, lease guaranties, easements, rights-of-way,
streets, alleys, access rights, air rights, development rights, zoning rights and variances, and all other estates, rights, titles, interests, servitudes, tenements, and appurtenances of any nature whatsoever, in any way now or hereafter belonging to, relating to, or pertaining to the Property. This Purchase and Sale Agreement does not include the purchase or transfer of any personal property owned by NMSU.

2. PURCHASE PRICE AND PAYMENT TERMS

Hatch Valley agrees to pay and NMSU agrees to accept as consideration for the Property, payment of a total purchase price of $1,253,000. The price will be paid at Closing in the following manner:

(1) A non-refundable down payment of $325,000; and,

(2) Hatch Valley will execute a Promissory Note for the balance of $927,500, which will be secured by a Mortgage on the Property, in favor of NMSU. The promissory note will provide for payment of the full balance due to NMSU within ten (10) years of the date of the date of Closing, with no interest on the balance accruing during the ten year period.

In lieu of interest, for so long as any balance remains unpaid on the promissory note, Hatch Valley agrees to allow NMSU the use of two (2) classrooms as needed, at no charge, for the purpose of conducting Dual Credit classes offered by NMSU. Hatch Valley and NMSU will work cooperatively in the scheduling of the use of these classrooms.

3. DISCLOSURE & DELIVERY OF INFORMATION

Within fifteen (15) days of the effective date of this Agreement, NMSU will provide to Hatch Valley true, correct, and complete copies, to the extent that they are available and in NMSU’s control and possession, of the following: Previously prepared environmental audits and inspections, physical inspection reports, maintenance information, warranties, service and other contracts, engineering reports, hydrology reports, drainage information, grading information, soils reports, topography information, utility reports and information, building plans and specifications, certificates of occupancy, plats, prior surveys, site plans, utility cost information, and any such other information, notices, correspondence, agreements and other materials, if any, in NMSU’s possession related to the Property. NMSU makes no warranties or representations regarding the accuracy of such documents.

4. INSPECTION PERIOD

Hatch Valley has had an opportunity to inspect the Property, and the inspection period will continue until the date of Closing.
5. **BUYER’S ENTRY**

Hatch Valley will be responsible for all costs, expenses, liabilities and damages incurred by NMSU as a result of Hatch Valley’s entry onto the Property prior to the date of closing. Hatch Valley will return the Property to the condition it was in prior to any entry, test, and inspection by Hatch Valley. All inspections and tests conducted by Hatch Valley regarding the Property will be paid for by Hatch Valley prior to Closing.

6. **BUYER’S OBJECTION**

Prior to the end of the inspection period, Hatch Valley may disapprove the Property and any item related to the Property. In such event, Hatch Valley, at Hatch Valley’s election, may either terminate this Agreement or give notice to NMSU requesting that NMSU cure the items disapproved by Hatch Valley.

7. **SELLER’S REPRESENTATIONS & WARRANTIES**

The Property is being sold in an AS IS, WHERE IS condition, and with all faults as of the date of this Agreement and the date of Closing. Except as expressly set forth in this Agreement, no representations or warranties have been made or are made, and no responsibility has been or is assumed by NMSU or by any person, agent, attorney, or representative acting or purporting to act on behalf of NMSU as to the condition of the property, compliance with laws, zoning, water, soil, access size, marketability, value, future value, utilities, or otherwise. All implied warranties, including but not limited to any implied warranty of habitability, merchantability, and fitness for a particular purpose are disclaimed under this Agreement.

8. **POSSESSION & TITLE TO PROPERTY**

NMSU agrees to allow and provide Hatch Valley possession of the Property immediately upon Closing. At Closing, NMSU will transfer title to the Property to Hatch Valley, via a Quitclaim Deed.

9. **RISK OF LOSS**

In the event of damage or destruction of all or any portion of the Property by wind, water, fire, or other casualty prior to Closing, NMSU will promptly notify Hatch Valley of the nature and extent of such damage or destruction. In such event, Hatch Valley, at its sole discretion, within ten (10) days of such notice, may either terminate this Agreement, or negotiate a mutually acceptable reduction in Purchase Price. Prior to the day and time of Closing, risk of loss with respect to the Property shall be on NMSU. After the Closing, risk of loss with respect to the Property will be on Hatch Valley.
10. CLOSING

Closing will occur on or before the Closing Date at Hadley Hall, Office of the President, 2850 Weddell Road, Las Cruces, New Mexico 88003. No survey will be obtained or provided. NMSU will be responsible for recording the Quitclaim Deed and the Mortgage. No other closing costs are anticipated.

11. AUTHORITY

NMSU and Hatch Valley each warrant that they have obtained approval from their respective governing boards to enter into this transaction and that the individuals signing on behalf of each entity have authority to execute this agreement, and that upon signing, this Agreement shall be binding and enforceable against each of them.

NOW, THEREFORE, by placing their signatures upon this Agreement, the parties agree to the terms and conditions set forth in this Agreement, as of the date indicated below.

Regents of New Mexico State University

____________________________________
Garrey Carruthers, Chancellor

Date: ________________________________

Hatch Valley Public Schools

____________________________________
Greg Mitchell, School Board President

Date: ________________________________
REAL ESTATE PURCHASE AND SALE AGREEMENT

This PURCHASE & SALE AGREEMENT (the “Agreement”) is made and entered into effective as of the date of the last signature as shown below, by and between Hatch Valley Public Schools (Hatch Valley) and the Regents of New Mexico State University (NMSU). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Seller and Buyer agree as follows:

TERM SUMMARY

The listed terms when used in this Agreement are defined as follows:

Offer Date:    Thursday, October 5, 2017
Offer Expiration Date:  Friday, March 30, 2018
Buyer:  Hatch Valley Public Schools
Seller:  Regents of New Mexico State University
Property:  Parcel of land with approximately 6,853 SF of building space located at 219 E. Hill Street, in Hatch, Dona Ana County, New Mexico.

Legal Description:  Lot 1, HATCH VALLEY SCHOOLS PLAT NO. 1, in the Townsite of Hatch, Dona Ana County, New Mexico, as shown and designated on the plat thereof, filed in the office of the County Clerk of said County on March 2, 2010, in Book 23 Page(s) 24 of Plat Records.

Purchase Price:  $1,250,000
Down Payment:  $325,000
Closing Date:  On such date after all governmental approvals have been received, no later than March 30, 2018. (Time is of the Essence)

1. PROPERTY

NMSU agrees to sell and Hatch Valley agrees to buy the Property for the Purchase Price, pursuant to the terms of this Purchase and Sale Agreement. The parties agree that if the legal description of the Property in this Agreement is not accurate, this Agreement will not be deemed invalid and the legal description will be revised in a manner acceptable to Hatch Valley and NMSU. The Property includes all fixtures and permanent improvements located at the Property, including all mechanical systems, electrical systems, plumbing systems, heating, ventilating and air conditioning systems and equipment, sprinkler systems, non-proprietary security systems, fire detection systems, telephone distribution systems (lines, jacks, and connections only), floor coverings, window coverings, signs, paving, and landscaping. The Property includes all of NMSU’s interest in the Property, including any water rights, existing leases, subleases, licenses, lease guaranties, easements, rights-of-way,
streets, alleys, access rights, air rights, development rights, zoning rights and variances, and all other estates, rights, titles, interests, servitudes, tenements, and appurtenances of any nature whatsoever, in any way now or hereafter belonging to, relating to, or pertaining to the Property. This Purchase and Sale Agreement does not include the purchase or transfer of any personal property owned by NMSU.

2. PURCHASE PRICE AND PAYMENT TERMS

Hatch Valley agrees to pay and NMSU agrees to accept as consideration for the Property, payment of a total purchase price of $1,250,000. The price will be paid at Closing in the following manner:

(1) A non-refundable down payment of $325,000; and,
(2) Hatch Valley will execute a Promissory Note for the balance of $925,000, which will be secured by a Mortgage on the Property, in favor of NMSU. The promissory note will provide for payment of the full balance due to NMSU within ten (10) years of the date of the date of Closing, with no interest on the balance accruing during the ten year period.

In lieu of interest, for so long as any balance remains unpaid on the promissory note, Hatch Valley agrees to allow NMSU the use of two (2) classrooms as needed, at no charge, for the purpose of conducting Dual Credit classes offered by NMSU. Hatch Valley and NMSU will work cooperatively in the scheduling of the use of these classrooms.

3. DISCLOSURE & DELIVERY OF INFORMATION

Within fifteen (15) days of the effective date of this Agreement, NMSU will provide to Hatch Valley true, correct, and complete copies, to the extent that they are available and in NMSU’s control and possession, of the following: Previously prepared environmental audits and inspections, physical inspection reports, maintenance information, warranties, service and other contracts, engineering reports, hydrology reports, drainage information, grading information, soils reports, topography information, utility reports and information, building plans and specifications, certificates of occupancy, plats, prior surveys, site plans, utility cost information, and any such other information, notices, correspondence, agreements and other materials, if any, in NMSU’s possession related to the Property. NMSU makes no warranties or representations regarding the accuracy of such documents.

4. INSPECTION PERIOD

Hatch Valley has had an opportunity to inspect the Property, and the inspection period will continue until the date of Closing.
5. BUYER’S ENTRY

Hatch Valley will be responsible for all costs, expenses, liabilities and damages incurred by NMSU as a result of Hatch Valley’s entry onto the Property prior to the date of closing. Hatch Valley will return the Property to the condition it was in prior to any entry, test, and inspection by Hatch Valley. All inspections and tests conducted by Hatch Valley regarding the Property will be paid for by Hatch Valley prior to Closing.

6. BUYER’S OBJECTION

Prior to the end of the inspection period, Hatch Valley may disapprove the Property and any item related to the Property. In such event, Hatch Valley, at Hatch Valley’s election, may either terminate this Agreement or give notice to NMSU requesting that NMSU cure the items disapproved by Hatch Valley.

7. SELLER’S REPRESENTATIONS & WARRANTIES

The Property is being sold in an AS IS, WHERE IS condition, and with all faults as of the date of this Agreement and the date of Closing. Except as expressly set forth in this Agreement, no representations or warranties have been made or are made, and no responsibility has been or is assumed by NMSU or by any person, agent, attorney, or representative acting or purporting to act on behalf of NMSU as to the condition of the property, compliance with laws, zoning, water, soil, access size, marketability, value, future value, utilities, or otherwise. All implied warranties, including but not limited to any implied warranty of habitability, merchantability, and fitness for a particular purpose are disclaimed under this Agreement.

8. POSSESSION & TITLE TO PROPERTY

NMSU agrees to allow and provide Hatch Valley possession of the Property immediately upon Closing. At Closing, NMSU will transfer title to the Property to Hatch Valley, via a Quitclaim Deed.

9. RISK OF LOSS

In the event of damage or destruction of all or any portion of the Property by wind, water, fire, or other casualty prior to Closing, NMSU will promptly notify Hatch Valley of the nature and extent of such damage or destruction. In such event, Hatch Valley, at its sole discretion, within ten (10) days of such notice, may either terminate this Agreement, or negotiate a mutually acceptable reduction in Purchase Price. Prior to the day and time of Closing, risk of loss with respect to the Property shall be on NMSU. After the Closing, risk of loss with respect to the Property will be on Hatch Valley.
10. CLOSING

Closing will occur on or before the Closing Date at Hadley Hall, Office of the President, 2850 Weddell Road, Las Cruces, New Mexico 88003. No survey will be obtained or provided. NMSU will be responsible for recording the Quitclaim Deed and the Mortgage. No other closing costs are anticipated.

11. AUTHORITY

NMSU and Hatch Valley each warrant that they have obtained approval from their respective governing boards to enter into this transaction and that the individuals signing on behalf of each entity have authority to execute this agreement, and that upon signing, this Agreement shall be binding and enforceable against each of them.

NOW, THEREFORE, by placing their signatures upon this Agreement, the parties agree to the terms and conditions set forth in this Agreement, as of the date indicated below.

Regents of New Mexico State University                  Hatch Valley Public Schools

_________________________________________________  ______________________________
Garrey Carruthers, Chancellor       Greg Mitchell, School Board President

Date: ___________________________                Date: ___________________________
Board of Regents Meeting  
Meeting Date: March 6, 2018  
Agenda Item Cover Page

☐ Action Item  
☒ Consent Item  
☐ Informational Item

Presented By: Lizbeth G. Ellis, J.D.  
General Counsel

Agenda Item: RPM 2.10, Non-Academic Units, Creating, Reorganizing, Relocating, Eliminating - Repeal

Requested Action of the Board of Regents: Approve Repeal of RPM 2.10

Executive Summary: The repeal of Policy 2.10 from the Regents Policy Manual (RPM) will eliminate the duplication of provisions between the RPM and the Administrative Rules and Procedures (ARP), leaving the substance effective as Rule 2.10 in the ARP.

References: RPM Policy 1.10, NMSU System Policies and Administrative Rules and Procedures (initiated the policy system transition from one manual to two the web based RPM and ARP, including replication of policies as rules).

Prior Approvals:
Recommended by University Administrative Council January 9, 2018  
Approved by Chancellor January 9, 2018

Agenda Item Approved By:

Lizbeth G. Ellis  
General Counsel

Date  
3/6/2018

03/02/2018  
Page 97 of 228
This proposal is part of the continuing effort to align the RPM and ARP. This material remains in effect at ARP 2.10, entitled simply, Modifying Non-Academic Units.

2.10 Non-Academic Units—Creating, Reorganizing, Relocating, Eliminating

For the purpose of this policy, a non-academic unit is defined as a unit that is not within a college, an undergraduate major, a graduate degree program or the library, whether these units are located on any NMSU campus. Any proposal to create, reorganize, relocate and/or eliminate a non-academic unit must be submitted for review and approval through the appropriate vice president, vice provost or dean and the executive vice president and provost. (See Flow Chart—Nonacademic Program/Unit Changes at Appendix 2-A.)

If a change results in a structural change to the organizational hierarchy, the change will be effective January 1 or July 1 following the approval. Structural changes are defined as changes that affect the hierarchical organizational and reporting structure. Changes to organizational attributes may be processed at any time throughout the year. These changes are defined as: department long title, acronym, mail stop code, PO Box number, street address, city, state, zip code, building name (See ARP 18.10—Namings), room number, telephone number, fax number and departmental e-mail address.

Procedure: After the appropriate administrative approvals are obtained, the requesting department head/director must submit an Organization Request Form to the Office of Human Resource Services for processing. The form must be submitted with all relevant documentation attached no later than November 30 (for January 1 effective date) and May 31 (for July 1 effective date).

Details

Scope: NMSU System
Source: RPM Title 2 | Institutional Organization and Affiliated Entities

Policy Administrator: Executive VP and Provost

Last Updated: 11/11/1111

Related

Cross-Reference:
ARP 2.15—Modifying Academic Units

Revision History:
Recompiled 2017, formerly Policy 1.15 and RPM Appendix 1-H
Former RPM Appendix 5-B re-numbered to [former] 1-H.
Agenda Item: RPM 6.35 Mandatory Employee Training; Opportunities for Professional Development - Repeal

Requested Action of the Board of Regents: Approve Repeal of RPM 6.35

Executive Summary: This proposal is part of the organizational/administrative in effort to align the RPM with the ARP. RPM 6.35, Mandatory Employee Training and other Professional Development Opportunities, will be removed from the RPM but the substance will remain in effect in the ARP as ARP 6.89 as authorized by Regents Policy 6.00, Human Resources.

References: N/A

Prior Approvals: UAC and Chancellor 2-13-18

Agenda Item Approved By:

Lizbeth G. Ellis  
General Counsel  

Date: 3-26-2018
6.35 Mandatory Employee Training and other Professional Development Opportunities

A. Purpose

To facilitate compliance with the various federal, state, or other applicable laws, regulations, standard grant/contract provisions and university policies and procedures.

C. Definitions

1. “Compliance-related training”: Compliance-related training refers to those trainings facilitated or directly provided by the university concerning state or federal laws, regulations and university policies which may be relevant to an employee’s organizational responsibility or to individual obligations as a university employee.

D. Policy Statements

1. As a condition of employment, all employees shall complete compliance-related training annually or as otherwise indicated by the Chancellor/President or the Executive Vice President and Provost. Employees shall also complete any additional training that the Chancellor/President or the Executive Vice President and Provost deem should be mandatory.

2. NMSU regularly offers training sessions for the development of skills, knowledge, abilities, and individual growth in conformance with the institution’s mission, vision and strategic plan. NMSU employees may request to attend such trainings; alternately, the supervisor may require employees to attend such trainings to enhance work performance.

E. Procedural Guidelines

Human Resource Services, with the concurrence of the Executive Vice President and Provost, may issue Procedural Guidelines and training schedules in addition to those listed below, provided they are consistent with this policy and posted either in this subsection, or on an appropriate web page linked from this policy.

1. Training will be offered via computer, in person, or any other medium that HRS-CLPD or the EVP/Provost may deem to be appropriate.

2. Maintenance and storage of NMSU employee training records will be performed by HRS-CLPD, with the exception of: 1. NMSU Research Compliance, 2. Police Department and 3. Fire Department personnel. Training records will be maintained accurately by the appropriate responsible department, in coordination with the offices of HRS-CLPD and the Executive Vice President and Provost.

3. Messages relating to training will be issued by the Executive Vice President and Provost through HRS-CLPD and may be viewed at http://training.nmsu.edu and/or http://trainingcentral.nmsu.edu.
Agenda Item Cover Page

☑ Action Item
☒ Consent Item
☐ Informational Item

Presented By: Lizbeth G. Ellis, J.D.
General Counsel

Agenda Item: RPM 16.60 Responsible Alcohol Use – Revision

Requested Action of the Board of Regents: Approve revision of RPM 16.60

Executive Summary: Proposed rewrite of Regents Policy 16.60 as a policy directive and provides authorization for rules and procedures to regulate the responsible use of alcohol on campus. The material in redline proposed for deletion will remain in effect at ARP 16.60 until further amended.

A related alignment revision is proposed to delete RPM 18.80, Tailgating Activities, because that content is duplicated at ARP 18.81 as rules/procedures authorized by this proposal.

References: N/A

Prior Approvals: UAC and Chancellor 2-13-18

Agenda Item Approved By:

Lizbeth G. Ellis
General Counsel

Date: 2/26/2018
This proposal is part of the continuing effort to align the RPM and ARP. If approved, the revision will remove procedural material and authorize rule-making relating to the responsible use of alcohol on university premises. The attached compare version shows the material to be deleted and proposed new content; the material in strikeout remains in effect as Rule 16.60 in the ARP.

[RPM]

16.60 Responsible Alcohol Use

A. Policy: The Board of Regents of New Mexico State University recognizes that diversity of opinion and freedom of choice are concepts upon which higher education has been established. Inherent within these two basic concepts are the exercise of individual responsibility and making informed decisions on matters related to personal behavior.

Within the university setting, faculty, staff and students must demonstrate a mutual respect and commitment to the institution’s educational mission, while at the same time fostering diversity of opinion, freedom of choice, and responsibility. In this regard, the university respects the choice of those of legal age to consume alcohol, providing they do so in accordance with NMSU policy, rules and procedures, and all applicable laws.

B. Authorization of Rules Pertaining to Responsible Use of Alcohol: The Board of Regents authorizes the NMSU administration to adopt and enforce rules and procedures to regulate the use of alcohol at any function or event held on the property owned by the university, as well as at off-property functions and events sponsored by NMSU units and NMSU chartered organizations.

C. Disclaimer of Liability: NMSU recognizes it cannot protect its employees, and students from making decisions that could potentially cause harm to themselves or others. NMSU disclaims any intention to assume duties to protect its employees and students from their own abuse of drugs or alcohol or to protect third party persons from conduct of university employees or students.
A. Statement of Purpose

A. Policy: The Board of Regents of New Mexico State University recognizes that diversity of opinion and freedom of choice are concepts upon which higher education has been established. Inherent within these two basic concepts are the exercise of individual responsibility and making informed decisions on matters related to personal behavior.

Within the university setting, faculty, staff and students must demonstrate a mutual respect and commitment to the institution’s educational mission, while at the same time fostering diversity of opinion, freedom of choice, and responsibility. In this regard, the university respects the right of those of legal age to consume alcohol if they so choose, providing they do so in accordance with the NMSU policy, rules and procedures, and all applicable laws.

This policy shall apply to every function or event, including but not limited to receptions, banquets, dinners, picnics, or any outdoor event, social event, and campus wide activity sponsored by organizations or individuals associated with NMSU. Off-campus events conducted by university approved organizations are bound by this policy.

B. Authorization of Rules Pertaining to Responsible Use of Alcohol: The Board of Regents authorizes the NMSU administration to adopt and enforce rules and procedures to regulate the use of alcohol at any function or event held on the property owned by the university, as well as at off-property functions and events sponsored by NMSU units and NMSU chartered organizations.

C. Disclaimer of Liability: NMSU recognizes it cannot protect its employees, and students from making decisions that could potentially cause harm to themselves or others. NMSU disclaims any intention to assume duties to protect its employees and students from their own abuse of drugs or alcohol or to protect third party persons from conduct of the university employees or students.

B. Permissible Use of Alcohol
As allowed pursuant to this policy, the use of alcohol shall be considered a privilege and may be allowed only if consistent with local, state and federal laws and university policy, and only when it does not interfere with the academic atmosphere of the university.

1. Students of legal age are allowed to use alcohol only in a manner consistent with this policy and the Student Code of Conduct.
2. Students who reside on campus and are 21 years of age or older may possess and consume alcohol consistent with the law and in areas designated by the director of housing and residential life. Consult with Housing and Residential Life at 575-646-3202 for those areas designated as “alcohol free”, if any.
3. Selling, either directly or indirectly, of alcoholic beverages on campus is prohibited, except in those university facilities possessing a state alcohol license granted under the authority of the Board of Regents or where pre-approved by the Office of the NMSU Chancellor by event type. The Office of the NMSU Chancellor is authorized, in its discretion, to approve the serving or sale of alcohol at any other on-campus events. All venues approved for the routine sale of alcoholic beverages must have in place an approved policy for the sale and service of alcoholic beverages.
4. Members of the university community and/or the public wishing to host or otherwise conduct an event involving alcohol on campus or other NMSU property must first obtain the proper approval from the Office of the NMSU Chancellor.
   a. Some functions may also require the party to have separately and previously obtained an appropriate permit in accordance with the state’s liquor licensing laws; the Office of the Chancellor will not approve a function if the proper state permit has not been obtained.
   b. Student groups, campus organizations and Greek affiliates who wish to host events involving alcohol must have proper policies in place, consistent with university policies and local, state and federal laws, before the Office of the NMSU Chancellor will approve the event for alcohol.
   c. Student fees may not be used directly to purchase alcohol. However, in certain cases, student fees may be used to fund events where alcohol may be served, provided the appropriate approvals and/or state issued permits are obtained, in accordance with this policy.
   d. State law requires that anyone serving alcohol must complete a class and receive a Server’s Permit.
   e. If the consumption of alcohol is a normal part of an academic class, written approval for use must be obtained from the Office of the Executive Vice President and Provost, with a positive recommendation from the Alcohol Review Committee.
   f. Approval for alcohol at an event is to be requested from the Office of the NMSU Chancellor. For Application and Instructions, please contact the chair of the Alcohol Review Committee at 575-646-5752. The Alcohol Review Committee will review the application and make its recommendation to the Office of the NMSU Chancellor.
   g. The decision by the Office of the NMSU Chancellor is final.

C. Unacceptable Use of Alcohol

NMSU recognizes that the illegal use of alcohol interferes with the academic environment of this institution and the personal growth of its students.

1. NMSU explicitly prohibits the unlawful use, possession, sale, or distribution of alcohol or controlled substances by all students and employees. Any violation of applicable local, state, and/or federal law is considered to be a violation of this institution’s policies.
2. Corrective and/or disciplinary action will be taken if it is determined that the use of alcohol by an employee or student threatens to create disorder, public disturbance, danger to themselves or others, or property damage.

3. Students who have not yet reached legal age are prohibited from purchasing, using, and/or possessing alcohol.

4. Except as outlined by this policy, consumption or possession of alcohol intended for consumption is prohibited on the university campus. Possession of alcohol on NMSU property intended for consumption is allowed for the sole purpose of prompt delivery to the location approved for such consumption.

5. Open containers of alcohol are prohibited outside of designated areas.

6. Kegs or other common containers are not allowed, unless in conjunction with an event approved by the Office of the NMSU Chancellor.

D. Alcohol-Related Misconduct

1. Possession of false identification. Students found in possession of or attempting to use false identification in order to procure alcohol will be subject to the fullest force and effect of the consequences outlined in this policy and/or the NMSU Student Social Code of Conduct.

2. Alcohol as an aggravating factor to other violations. If alcohol is found to be an aggravating factor in other violations of the NMSU Student Social Code of Conduct and/or local, state and federal laws, the student may be subject to more severe punitive sanctioning.

3. Off-campus violations of NMSU Student Social Code of Conduct. The university reserves the right to impose sanctions upon students and student organizations that violate this policy and/or the NMSU Student Social Code of Conduct, even if such actions occur off-campus.

E. Consequences for Violations

1. Students or employees found to be in violation of this policy may be subject to corrective and/or disciplinary action appropriate to the severity of the violation, in accordance with the appropriate administrative process.

2. Employees or students found to be in violation are also subject to all local, state and federal laws and nothing in this policy shall be construed to protect employees or students from such actions as local, state and/or federal law enforcement deem appropriate. Similarly, if local, state and/or federal law enforcement entities decide not to pursue action against violators, the university reserves the right to process violations through the appropriate administrative office.

3. Employees or students who have not been found to be in violation of any of the policies herein who wish to self-identify and seek confidential help through the Employee Assistance Program, Counseling Center and/or the Wellness, Alcohol and Violence Education Program, will not jeopardize their employment or academic status. This benefit will continue as long as the employee or student refrains from further alcohol misuse and/or abuse.
Agenda Item: RPM 18.80 Tailgating Activities - Repeal

Requested Action of the Board of Regents: Approve repeal of RPM 18.80

Executive Summary: This proposal is part of the organizational/administrative effort to align the RPM with the ARP. RPM 18.80, Tailgating Activities, will be removed from the RPM but the substance will remain in effect in the ARP as ARP 18.81. ARP 18.81 is within the authorization for rules regulating the responsible use of alcohol, which is the subject of a concurrently pending proposal (revision to RPM 16.60, Alcohol at NMSU including Sanctioned Events).

References: N/A

Prior Approvals: UAC and Chancellor 2-13-18

Agenda Item Approved By:

Lizbeth G. Ellis  
General Counsel
This proposal is part of the continuing effort to align the RPM and ARP. This material remains in effect at ARP 18.81, with the same title. A companion proposal is pending which would revise RPM 16.60, Alcohol at NMSU Including Sanctioned Events, re-titling it to “Responsible Alcohol Use”, and will authorize Rule 18.81.

18.80 Tailgating Activities

(See Tailgating Procedures for general Tailgating Procedural Guidelines)

A. Tailgating Exception

As an exception to RPM 16.60, no independent administrative pre-approval shall be required for the consumption of alcohol within a Tailgate Station, within a designated tailgating lot, before or after an NMSU sporting event, if all participants are in compliance with the restrictions of this policy and the corresponding Tailgating Procedural Guidelines.

B. Definition of Tailgate Station

For purposes of this policy, a Tailgate Station is defined as a gathering of fewer than 200 people, assigned to particular parking spaces assigned in accordance with the Tailgating Procedural Guidelines.

C. Attendance by Large Group(s) Must Comply with RPM 16.60

A Tailgate Station attended by more than 200 people does not qualify for this exception; Tailgate Stations anticipating 200 or more people will be considered to be a “special event”, subject to the administrative pre-approval process described in RPM 16.60, which in turn will also require a Special Dispenser’s License, as required by state law. For an Application and Instructions, please contact the chair of the Alcohol Review Committee at 575-646-5752.

D. Officials in Charge

Consumption of Alcohol during authorized tailgating activities will be allowed on a limited basis, and only during the dates, times, and locations designated by a consensus of the following officials: NMSU Athletics Director, the assistant vice president for facilities, the director of special events, and the NMSU chief of police, or their respective designees.

E. Authority to Issue Tailgating Procedural Guidelines

The above identified officials shall administer this policy, as well as issue supplemental Procedural Guidelines that will apply to all tailgating activities, irrespective of the consumption of alcohol.
F. Notice to Public

A map reflecting the areas designated for such tailgating, and the general Tailgating Procedural Guidelines, shall be made available to the public on request, as well as posted on line at appropriate websites, including but not limited to the NMSU Athletics Department’s website.

G. Oversight by Policy Administrators

The above named officials in charge and their respective departments may coordinate with NMSU employees and/or volunteers to serve as lot monitors in each tailgate lots designated for the consumption of alcohol.

H. Responsible Use of Alcohol During Tailgating Activities

In addition to the above regulations and the Procedural Guidelines issued and posted, the following safety precautions also apply:

1. Glass containers shall not be used for the activities allowed by this section. Persons with glass container(s) in locations designated for tailgating will be asked to leave with the container, or to discard the glass container(s); other administrative or criminal action may also be taken, as appropriate under the circumstances.

2. Alcoholic beverages shall not be taken into the Aggie Memorial Stadium, except by approval of an exception from the Office of the NMSU Chancellor, with notification to the chair of the Board of Regents. For purposes of this section, Aggie Memorial Stadium consists of the seating areas, concessions, restrooms, concourses, press box and all other space within the bleachers and fields inside the fence requiring admission by ticket holding patrons, as well as the football locker/office and weight training facilities.
Agenda Item: 2018 Annual Open Meetings Notice Resolution

Requested Action of the Board of Regents: Approve the 2018 Annual Open Meetings Notice Resolution

Executive Summary: As required by the New Mexico Open Meetings Act, the attached Annual Open Meetings Notice Resolution establishes the public notice to be given prior to the Board’s meetings. The attached resolution is in substantially the same form as the Board’s Resolution 2017-18 adopted last March.

Notices for meetings are distributed to the news media and posted at the Zuhl Library on the Las Cruces campus, and posted on the NMSU Regent’s website ten days in advance for regular meetings, three days in advance for special meetings, and 24 hours or more, if possible, for emergency meetings. Meeting agendas are also made available to the public by posting them on the NMSU Regents’ website, at least 72 hours in advance of regular and special meetings, and concurrent with the notice for emergency meetings. If an emergency meeting is called that is not as a result of a declared state or federal emergency, a report will also be sent to the Office of the Attorney General.

References: NMSA 1978 § 10-15-1 et seq

Prior Approvals: N/A

Agenda Item Approved By:

Lizbeth G. Ellis
General Counsel

Date: 2-26-2018
NEW MEXICO STATE UNIVERSITY BOARD OF REGENTS
ANNUAL OPEN MEETINGS NOTICE RESOLUTION

WHEREAS, the Open Meetings Act of the State of New Mexico, §10-15-1, NMSA 1978, et seq. requires meetings of a quorum of the members of the Board of Regents, held for the purpose of discussing or adopting any proposed resolution, rule, regulation, or other formal action, to be conducted only after reasonable notice to the public; and

WHEREAS, the Open Meetings Act requires the Board of Regents to determine at least annually what constitutes reasonable notice of its public meetings;

NOW, THEREFORE, BE IT RESOLVED by the Board of Regents of New Mexico State University, that compliance with the following requirements shall constitute reasonable notice:

1. Meeting Notice Content: Each meeting notice shall indicate the date and time of the relevant meeting as well as the specific location of the Board’s meeting, including city and campus (as applicable), building name, and address.

2. Meeting Notice Method: Each meeting notice shall be (1) transmitted by telephone, fax, electronic or other means of delivery to newspaper(s) of general circulation in the state, (b) posted at the Zuhl Library on the Las Cruces Campus of New Mexico State University, and (c) posted on the NMSU Regents’ website. In addition, each meeting notice shall be transmitted to any licensed broadcast station and any other newspaper that has made request for notification of meetings within the previous 12 months. Requests shall be directed to ucomm@nmsu.edu.

3. Meeting Notice Timing: Each meeting notice shall be provided in advance of the meeting, with the amount of advance notice depending upon the type of meeting:

   a. Notice of regular meetings (scheduled at least quarterly) will be given at least 10 days in advance of the meeting date. The regular meeting agenda shall be posted on the NMSU Regents’ website at least 72 hours prior to the meeting.

   b. Notice of special meetings will be given at least three days in advance of the meeting date. The special meeting agenda shall be posted on the NMSU Regents’ website at least 72 hours prior to the meeting.

   c. Notice of an emergency meeting, called in the case of unforeseen circumstances that demand immediate attention to protect the health, safety and property of citizens, or to protect the university from substantial financial loss, will be given 24 hours in advance, unless threat of personal injury, property damage or threat of financial loss requires less notice. The emergency meeting agenda shall be posted on the NMSU Regents’ website at the same time as the notice of emergency meeting.
4. **Report of Emergency Meeting:** Within 10 days of taking action on an emergency matter, the Board of Regents shall report to the Office of the New Mexico Attorney General the action taken and the circumstances creating the emergency, unless there has also been a declaration of a state or national emergency, in which case no report is required.

5. **Meeting Accessibility:** In addition to the information specified above, all notices shall include the following language:

   “If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the meeting, please contact the Office of the Regents’ Special Adviser at (575) 646-5997 at least three days prior to the meeting, or as soon as possible. Public documents, including the agenda and minutes, may also be provided in various accessible formats. Please contact the Office of the Regents’ Special Adviser at (575) 646-5997 if a summary or other type of accessible format is needed.”

6. **Closed/Executive Session:** The Board of Regents may close a meeting to the public, and meet in executive session, only if the subject matter of such discussion or action falls within one of the exceptions in the Open Meetings Act, § 10-15-1(H).

   a. If any meeting is proposed to be closed during an open meeting, without prior notice, the closure shall be proposed by motion, stating the specific provision of law authorizing the closed meeting and the subject matter to be discussed. The motion must be approved by a majority of a quorum of the Board in attendance. The vote of each individual member on the motion proposing closure shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in the closed meeting.

   b. If a closed meeting is to be conducted when the Board is not already convened in an open meeting, the closed meeting shall not be held until public notice required for a special meeting is posted, stating the specific provision of law authorizing the closed meeting and the subject matter to be discussed.

   c. Following completion of any closed meeting, the minutes of the public meeting that was closed, or the minutes of the next public meeting if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meeting were limited only to those specified in the motion or the meeting notice for the special meeting.

   d. Except as provided by Section 10-15-1(H) of the Open Meetings Act and New Mexico case law interpreting same, any action taken as a result of discussions in a closed meeting shall be made by vote of the Board in an open public meeting.

**ADOPTED** by the Board of Regents of New Mexico State University, the 6th day of March, 2018, at its regular annual meeting held in Las Cruces, New Mexico.

____________________________
Chair, NMSU Board of Regents
Board of Regents Meeting
Meeting Date: March 6, 2018
Agenda Item Cover Page

□ Action Item
☑ Consent Item
□ Informational Item

Presented By: Lizbeth G. Ellis, J.D.
General Counsel

Agenda Item: Access to Classified Information Resolution

Requested Action of the Board of Regents: Approve Resolution Excluding Certain Officials from Access to Classified Information, and authorize Chair to include notation or correct officers as elected on this same date.

Executive Summary: Consistent with Department of Defense regulations, and with Regents Policy 4.65, the attached draft resolution updates the current members of the Board of Regents to be excluded from access to classified information. The resolution should indicate the officers of the Board and the proposed action would allow the Chair to make corrections to the resolution as may be necessary following election of officers.


Prior Approvals: N/A

Agenda Item Approved By:

Lizbeth G. Ellis
General Counsel

2-26-2018
Date
Resolution No. 2018-____
Board of Regents of New Mexico State University
Resolution Excluding Certain Officials from Access to Classified Information

WHEREAS, Department of Defense regulations contain a provision requiring that the Chair of the Board of Regents, 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 regulations permit the exclusion of personnel or board members from the requirements for access to classified information, provided that this action is recorded in the board’s official minutes;

NOW, THEREFORE BE IT DECLARED that the 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

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

IT IS FURTHER RESOLVED AND DIRECTED that the following members and officers of the NMSU Board of Regents shall not require, shall not have, and may be effectively and formally excluded from access to all classified information disclosed to authorized personnel of the university. Additionally, the members and officers listed below shall not take action to adversely affect the performance of classified contracts for the Department of Defense or the government contracting activities (User Agencies) of the National Industrial Security Program.

Regent Debra P. Hicks, Chair
Regent Kari Mitchell, Vice Chair
Regent Jerean Camuñez Hutchinson, Secretary/Treasurer
Regent Margie Vela, Member
Regent Christopher Saucedo, Member

ADOPTED by the Board of Regents of New Mexico State University, on the 6th day of March, 2018, at its Regular Meeting held in Las Cruces, New Mexico.

_______________________________________
Debra P. Hicks, Chair, NMSU Board of Regents
Board of Regents Meeting
Meeting Date: March 6, 2018
Agenda Item Cover Page

☐ Action Item
☒ Consent Item
☐ Informational Item

Presented By: Lizbeth G. Ellis, J.D.
General Counsel

Agenda Item: Cooperative Educational Services’ Restated and Amended Joint Powers Agreement (Amendment 9)

Requested Action of the Board of Regents: Approve the Cooperative Educational Services’ Restated and Amended Joint Powers Agreement (Amendment 9).

Executive Summary: The Cooperative Educational Services (CES) is a cooperative consisting of New Mexico’s 89 school districts and 81 other public education institutions including NMSU. CES procures products and services for its members at a reduced cost, in compliance with the New Mexico Procurement Code. CES members can piggyback on these procurements and thereby avoid the time and expense of conducting their own procurements. The New Mexico Department of Finance and Administration has required CES to restate and amend its Joint Powers Agreement to include the disposition of property language in Section 5. NMSU is a member of Cooperative Educational Services, therefore this amendment requires approval of the Regents.

References: N/A

Prior Approvals: University General Counsel

Agenda Item Approved By:

[Signature]
Lizbeth G. Ellis
General Counsel

Date

03/02/2018
Page 114 of 228
RESTATED AND AMENDED
JOINT POWERS AGREEMENT
TO ESTABLISH
AN EDUCATIONAL COOPERATIVE

This Restated and Amended Joint Powers Agreement to Establish an Educational Cooperative (hereinafter referred to as the "Joint Powers Agreement") was made the 1st day of July 1984, approved by Department of Finance and Administration the 18th day of December 1984, and amended the 27th day of September 1985, the 10th day of November 1986, the 12th day of December 1986, the 9th day of May 1989, the 8th day of May 1995, the 19th day of August 1999, the 17th day of April, 2000, and the 6th day of September 2002 by and among the signatory parties, hereinafter referred to as the "member" or "members."

RECITALS: The parties are public educational institutions within the State of New Mexico, and may include, but are not limited to public school districts as defined in NMSA 1978 § 22-1-2, State Institutions as defined in NMSA 1978 § 22-1-2, State Educational Institutions defined under Article XII, Section 11 of the New Mexico Constitution, all community colleges defined by the "Community College Act" as defined in NMSA 1978 § 21-13-1 et seq., all branch community colleges as defined in NMSA 1978 § 21-14-1 et seq., the Community College and Vocational Technical Center at Walker Air Force Base as defined in NMSA 1978 § 21-15-1, all technical and vocational institutes defined in NMSA 1978 § 21-16-1, all area vocational schools defined in NMSA 1978 § 21-17-4, all off campus community colleges or instructional facilities as defined in NMSA 1978 § 21-14A-1, all charter schools as defined in NMSA 1978 § 22-8A-1, all Regional Center Cooperatives as set forth in Section 22-2B-1 et seq., and all 638 schools and grant schools. Each public educational institution is authorized by its governing body and the Procurement Code 13-1-135 NMSA 1978 to enter into cooperative purchasing agreements. Pursuant to Sec. 11-1-1 et seq. 1978 Comp. and Sec. 108 of Ch. 65 of the Laws of 1984 (The Procurement Code) they are desirous of entering into this Joint Powers Agreement

Amendment 9
for the purpose of pooling their efforts and resources in order to bring additional, necessary educational services to their respective institutions at an affordable cost. Each public educational institution has the power to procure computer services, food service purchases, employment of special education services, purchase insurance coverage, purchase services related to compliance with AHERA and TSCA, purchase professional services, construction services, and tangible personal property. The members enter into this Joint Powers Agreement to exercise this common power. They recognize that the terms and conditions of this Joint Powers Agreement shall not be effective until authorized by appropriate resolutions of their respective boards and formal approval by the Secretary of the New Mexico Department of Finance and Administration (DFA).

IN CONSIDERATION OF THE RECITALS AND FOR OTHER VALUABLE CONSIDERATION, IT IS AGREED AS FOLLOWS:

1. **PURPOSE:** The participating members may cooperate on an equitable cost basis in securing the following services:

   (a) **Computer Services** - Specifically, access to a mainframe computer will be provided enabling participating districts to make more efficient their payroll, inventory, food services, and other administrative systems. In addition, they will be able to have shared access to the Guidance Information System and participate in the purchase of microcomputer hardware and software.

   (b) **Cooperative food service purchases.**

   (c) **Cooperative securing of external funding sources.**

   (d) **Cooperative employment of special education services.**

   (e) **Cooperative purchase of insurance coverage.**

   (f) **Cooperative purchase of services related to compliance with the Asbestos Hazard Emergency Response Act (AHERA) and the Toxic Substance Control Act (TSCA).**

Amendment 9
(g) Cooperative purchase of professional services, construction services, and tangible personal property.

(b) Purchase of professional services and tangible personal property for local public bodies and state agencies, when so requested and in accordance with the requirements of the Procurement Code.

The above services and property shall be purchased in accordance with the requirements of the Procurement Code and of the procedures and guidelines established by the participating members.

The Agreement is organized for the purpose of procuring and delivering educational services and items of tangible personal property to the members at a reduced cost and exclusively for charitable, religious, educational and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code. No substantial part of the activities shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provisions of these articles, the Joint Powers Agreement shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code, or corresponding section of any future federal tax code.

2. FUNDING: Proportionate contributions from the funds of participating members shall be made to accomplish the purposes set forth above.

Amendment 9
3. **ADMINISTRATION AND DISBURSEMENT OF FUNDS:** The participating members may select an Agency to whom funds shall be paid and from whom funds shall be disbursed for the purposes of procuring the services and property described in Paragraph I, above, and that selection shall be determined in accordance with the requirements of the Procurement Code. That Agency shall also be responsible for administering and coordinating the purposes described in Paragraph I, above.

All decisions relating to the purposes in Paragraph I, above, and all procurements of services and property shall be pursuant to, and strictly in accordance with, the guidelines determined by representatives of participating members. Notice of all meetings of the participating members shall be sent at least ten days in advance of the meeting date to all participating members and to the State Department of Education. All disbursements shall be by check executed by at least two signators as authorized by representatives of participating members.

No part of the net earnings shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the agreement shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth previously.

4. **ACCOUNTING AND BILLING:** The Agency shall invoice each participating member for its proportionate share of the cost of services or property, which have been provided. At least quarterly all participating members shall be furnished with a detailed accounting showing all receipts and disbursements by the Agency regarding this Joint Powers Agreement. No later than 1 October of each year each participating member shall be furnished with a certified audit report of the previous year's fiscal operations. Copies of such reports shall also be furnished to the State Department of Education and to the Department of Finance and Administration.

*Amendment 9*
5. **TERM:** This Joint Powers Agreement shall continue until it is rescinded or terminated by a majority vote of the participating members. Any member may unilaterally terminate its participation in this Joint Powers Agreement by giving 30 days written notice of its intention to do so. Thereafter the member shall be furnished with an accounting of its capital interest, if any, in any property acquired with its funds, and be paid the reasonable value thereof.

**DISPOSITION OF PROPERTY:** Upon dissolution and liquidation of CES, the CES assets shall be distributed to its members, subject to the limitation and restriction that the use of the assets shall be only for charitable, eleemosynary, benevolent, educational or similar purposes. As defined in the CES policies (I. D. 2), there are two classifications of members. One consists of Vested Members who have continued CES membership beginning on or before June 30, 1999. The other category of membership consists of Preferred Members who have been CES members beginning July 1, 1999 or a date thereafter. As both Vested and Preferred Members make use of CES products and services, they develop a right to share in the liquidation of CES assets which is proportionate based upon the dollar amount of their purchases of CES products and services. For Vested Members, their first installment share in the CES liquidated assets shall be the amount of retained earnings of CES as of June 30, 1999, multiplied by the proportionate use of each Vested Member as of June 30, 1999. The balance of the revenues generated by liquidation shall be divided between the Vested and Preferred Members in proportion to each member’s monetary purchases of CES products and services between the period beginning July 1, 1999 and the date of liquidation. To be entitled to any share in the liquidated assets, an entity must be a CES member at the time of dissolution of CES.

6. **ADDITIONAL PARTICIPATING INSTITUTIONS:** The Executive Committee of the Board of Directors may admit a new member (hereinafter "New Member") to the Joint Powers Agreement set forth in the "Recitals", provided:

Amendment 9
(a) The New Member furnish to the Executive Committee of the Board of Directors a resolution of the proposed New Member's governing body authorizing joining the Joint Powers Agreement,

(b) The New Member executes a counterpart Joint Powers Agreement document through an appropriate representative accepting the terms and conditions of the Joint Powers Agreement and all amendments thereto, and

(c) The President of the Board of Directors, as the designated representative of all current participating members, will sign the same counterpart Joint Powers Agreement.

7. COUNTERPARTS: This Agreement may be executed in several counterparts and each executed counterpart shall constitute one Agreement, binding on all the parties hereto even though all the parties are not signatories to the original or the same counterpart.
EXECUTION OF CONTRACT OR LEGAL DOCUMENT BY
REGENTS OF NEW MEXICO STATE UNIVERSITY

Cooperative Educational Services’ Restated and Amended Joint
Powers Agreement to Establish an Educational Cooperative
(Amendment 9)

The undersigned, as chair of the Board of Regents of New Mexico State
University, a public institution of higher education created by the Constitution and
existing under the laws of the State of New Mexico, does hereby certify that the
foregoing document titled Cooperative Educational Services’ Restated and Amended
Joint Powers Agreement to Establish an Educational Cooperative (Amendment 9) was
duly approved at a properly noticed open meeting of the Board held and convened on
the date indicated below, at which meeting a quorum of the Regents was present and
acting throughout.

The approval of the Board was made on behalf of the New Mexico State
University system which includes the Alamogordo Community College, the Carlsbad
Community College, the Doña Ana Community College, and the Grants Community
College.]

This signature page is executed pursuant to the Bylaws of the Regents of New
Mexico State University which empower and authorize the Chair to execute and deliver
the document approved by the Board, on behalf of New Mexico State University.

The date of the meeting in which approval occurred was:__________________.

IN WITNESS WHEREOF, the undersigned has affixed her signature on the date
indicated below.

DATE: ______________________

Regents of New Mexico State University

___________________________
Debra Hicks
Chair of the Board
Agenda Item: Proposal for a new MAJOR under the Philosophy major entitled: Justice, Political Philosophy and Law (JPPL)

Requested Action of the Board of Regents: Move to create a new major titled Justice, Political Philosophy and Law (JPPL) under the Bachelor of Arts in Philosophy.

Executive Summary: The aim of the Justice, Political Philosophy, and Law (JPPL) major is to cultivate a reasoned understanding of law and legal institutions, as well as the moral theories that support the value and justice of these institutions. JPPL offers a sequence of courses totaling 36 credits hours in critical thinking, law, policy, global justice, ethical theory, political philosophy, feminist philosophy, and human rights. The interdisciplinary component of the major ensure that students have a well-rounded understanding of issues of justice and law. JPPL students will be well prepared for future studies or careers in law, philosophy, politics, public service, education, human rights, or public policy. The program will be delivered primarily in-person, with some lower division courses available online.

References: None

Prior Approvals: Department of Philosophy, College of Arts & Sciences curriculum committee, Associate Dean of Arts and Sciences, ADAC, ADC, Faculty Senate, Provost, and Chancellor

Agenda Item Approved By:

Melody Munson-McGee
Chief of Staff, Office of the Executive Vice President and Provost
AREA 1: Submission Information
College: Arts and Science
Department: Philosophy
Degree: Arts
Major: Justice, Political Philosophy, and Law
Proposed Effective Term: Fall 2018
Person completing this application: Mark Walker
Title: Professor and Richard L. Hedden Chair of Advanced Philosophical Studies
Phone: 575-405-5444
Email: mwalker@nmsu.edu
Date Submission Started: Sept. 1/2017

AREA 2: Checklist for Approvals
- [ ] Departmental Faculty
- [x] Department Head
- [ ] College Curriculum Committee
- [x] Academic Dean
- [ ] CC Academic VP*
- [ ] CC President*
- [ ] Graduate Dean**
- [ ] CC System Academic Committee
- [x] Associate Deans Acad. Council (ADAC)
- [ ] Academic Deans Council (ADC)***
- [ ] Faculty Senate
- [ ] Provost
- [ ] Chancellor
- [ ] Board of Regents (BOR)
- [ ] NM Higher Education Dept. (HED) (except Supplemental)
- [ ] NM Council of Graduate Deans**
- [ ] Academic Council for Higher Education**
- [ ] Higher Learning Commission (HLC) (except Supplemental)
- [ ] Send to Registrar's Office (coding)

* For Associate Majors only
** For Masters/Doctoral Majors only.
*** ADC not needed for Associate Majors.
AREA 3: General Questions

1. New academic program(s):
   □ Associate Major
   □ Undergraduate Major
   □ Graduate Major
   □ Supplemental Major

REQUIRED ATTACHMENTS

A. Catalog Description of the Program that includes (add at the end of the form)
   o Name of the program
   o Descriptive summary of the program
   o Course requirements
   o Admissions requirements (if any)
   If the program is approved, catalog description will be published in the appropriate catalog and
   must be posted on the department website.

B. Bachelor Degree program applications
   o Alignment and inclusion in Meta-Major(s)

2. Approvals. Do any of the approvals identified below fit to your college, community college,
department or program? (Yes or No.) If Yes, explain the situation
   a. Is your proposed addition using courses from another department/college?
      Yes. Please see the enclosed document, Appendix D, for signatures from Criminal Justice, Psychology, and Sociology.

   b. If yes to the above question, has the department already gotten the approval from
      those department(s)/college(s) prior to the submission of this program addition?

   Departmental (faculty): □ Yes □ No □ N/A  
   Signature: ____________________________

   College: □ Yes □ No □ N/A  
   Signature: ____________________________

   Community College: □ Yes □ No □ N/A  
   Signature: ____________________________
AREA 4: Topic Specific Questions

Section A. Characteristics of the Change Requested

Identify the basic characteristics of the proposed educational program as indicated below:

a) the full name of the proposed program, the specific degree(s) (if applicable) or the instructional level (if not a degree program), and the six-digit CIP code XX.XXXX of the program [CIP codes, program name, and additional description]

Arts Degree with a Major in Justice, Political Philosophy, and Law. 38.0104. Please see the enclosed for program description.

b) program-level learning outcomes

Please see the enclosed for information.

c) list of academic departments/units and or institutions involved in the delivery of courses

Philosophy, Criminal Justice, Psychology, and Sociology.

d) total credit hours for completion of the program

120 Credits (36 in major)

e) normal or typical length of time for students to complete the program

Four years.

f) proposed initial date for implementation of the program

Fall, 2018.

g) primary target audience for the program (e.g., full-time, part-time, traditional college age, working adults, transfer students, military personnel, or particular ethnic group)

Full-time college students.
h) projected life of the program (single cohort or ongoing)
   Ongoing.

i) name, title, degree and FTE status of faculty program coordinator/director or coordinator (if applicable).
   Mark Walker. Full-time Professor in the department of philosophy.

Section F. Evaluation

1. Describe the ongoing process for monitoring, evaluating, and improving the overall effectiveness and quality of the program.
   Please see the enclosed.

2. Describe the process for assessing and improving student persistence and completion, in the new program.
   Please see the enclosed.

3. Describe the process for assessing and improving student learning, and particularly on using assessment results for continuous improvement (i.e. ‘closing the loop’).
   Please see the enclosed.

4. When will the program undergo the first cycle of program review and/or accreditation review?
   Fall of 2023.
**AREA 5: Approval Signatures (in sequential order)**

<table>
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<tr>
<th>Departmental Faculty:</th>
<th>Date:</th>
<th>9/14/17</th>
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<tbody>
<tr>
<td>Department Head:</td>
<td>Date:</td>
<td>9/18/17</td>
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<td>Date:</td>
<td>10/5/17</td>
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<tr>
<td>College Curriculum Committee:</td>
<td>Date:</td>
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<tr>
<td>Academic Dean:</td>
<td>Date:</td>
<td>10/6/17</td>
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<td>CC Academic VP*:</td>
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<td>CC President*:</td>
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<td>Graduate Dean**:</td>
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<td>CC System Academic Committee*:</td>
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<td>Chancellor:</td>
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<td>Board of Regents (BOR):</td>
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<td>NM Council of Graduate Deans**:</td>
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<td>NM Higher Education Dept. (HED):</td>
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<td>NM State Board of Finance**:</td>
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<td>Higher Learning Commission:</td>
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*For Associate Degrees/Certificates only.
**For Masters/Doctoral Degrees and Graduate Level Certificates only.
***ADC Approval is not needed for Associate Degrees/Certificates
AREA 6: Internal Processing: (REGISTRAR’S OFFICE PROCESSING ONLY)

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<tr>
<th>AREAS</th>
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Faculty Senate Transmittal and Administrative Action Routing Form

To: Office of the Chancellor  
From: Faculty Senate Chair, Dr. Christopher Brown  
RE: Proposition: 10-17/18  
Date: December 12, 2017  
cc: Provost Office

Please find enclosed Faculty Senate Legislation No. 10-17/18 entitled, "Proposal for a New Major in Arts: Justice, Political, Philosophy, and Law", approved by the Faculty Senate on, December 7, 2017.

Please Route for Approval:

<table>
<thead>
<tr>
<th>Faculty Senate Request</th>
<th>Action</th>
</tr>
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<tbody>
<tr>
<td>X Your review and approval. Based on Policy 1.70 B. 2. b., your action is due within 40 working days from receipt of this transmittal, or February 16, 2018.</td>
<td></td>
</tr>
<tr>
<td>□ A previous veto of legislation affecting academic policy has been overridden by 2/3 vote of the Faculty Senate; pursuant to the timeline provided in Policy 1.70 B. 2. c., your action to rescind that veto is requested within five business days of receipt.</td>
<td></td>
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<td>□ Please indicate your availability to meet with Faculty Senate leadership to discuss.</td>
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<tr>
<td>□ No action required; for informational purpose.</td>
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<th>Chancellor Action</th>
<th>Action</th>
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<tbody>
<tr>
<td>□ I acknowledge receipt of the above.</td>
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<tr>
<td>□ I will respond further at a later date.</td>
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<tr>
<td>□ I approve this legislation, and will process according to NMSU Rules &amp; Policies.</td>
<td></td>
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<tr>
<td>✓ I approve this legislation on a provisional basis. It will become effective immediately, and I will place it on the Agenda for ratification at a future meeting of the Board of Regents.</td>
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<tr>
<td>□ I veto this legislation.</td>
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<tr>
<td>□ Other: Garrey Carruthers, Chancellor</td>
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</tbody>
</table>

Date: 1/17/18

Please return completed, signed form to:

Gloria Podruchny, Faculty Senate Recording Secretary  
MSC 3445 Provost’s Office  
Email: glopopdu@nmsu.edu / Phone: (575)646-2127

RECEIVED  
DEC 1 9 2017  
NMSU PRESIDENT’S OFFICE
Proposition: 10-17/18

Title: New Major in Arts: Justice, Political Philosophy, and Law

Date Submitted: October 23, 2017

Sponsor(s): Professor Rolfe J. Sassenfeld; Mark Walker (A&S)

Proposed Committee: Scholastic Affairs

Assigned Committee: Scholastic Affairs

Prior Approvals:

Proposal: Request for Approval of a new Arts major: Justice, Political Philosophy, and Law

Rationale:

The aim of a Justice, Political Philosophy, and Law (JPPL) major is to cultivate a reasoned understanding of law and legal institutions, as well as the moral theories that support the value and justice of these institutions. JPPL offers a sequence of courses totaling 36 credit hours in critical thinking, law, policy, global justice, ethical theory, political philosophy, feminist philosophy, and human rights. The interdisciplinary component of the major ensures that students have a well-rounded understanding of issues of justice and law. JPPL students will be well-prepared for further studies or careers in law, philosophy, politics, public service, education, human rights, or public policy. The program will be delivered primarily in-person, with some lower division courses available online.
Area 5: Approval Signatures (in sequential order)

Departmental Faculty: [Signature]

Department Head: [Signature]

College Curriculum Committee: [Signature]

Academic Dean: [Signature]

CC Academic VP*: [Signature]

CC President*: [Signature]

Graduate Dean**: [Signature]

CC System Academic Committee*: [Signature]

Associate Deans Academic Council (ADAC)*: [Signature]

Academic Deans Council (ADC)**: [Signature]

Faculty Senate: [Signature]

Provost: [Signature]

Chancellor: [Signature]

Board of Regents (BOR): [Signature]

NM Council of Graduate Deans**: [Signature]

NM Higher Education Dept. (HED): [Signature]

NM State Board of Finance**: [Signature]

Higher Learning Commission: [Signature]

*For Associate Degrees/Certificates only.
**For Masters/Doctoral Degrees and Graduate Level Certificates only.
***ADC Approval is not needed for Associate Degrees/Certificates
New Mexico State University

Proposal for arts major—Justice, Political Philosophy, and Law—to be offered by the Department of Philosophy in the College of Arts and Sciences.

Proposed Implementation Date: Fall 2018

Submitted by: Department of Philosophy Sept. 13th, 2017

Prepared by:
Mark Walker
Richard L. Hedden Chair of Advanced Philosophical Studies
Department of Philosophy
Box 30001/MSC 3B
Las Cruces, NM 88003
575-646-5444
mwalker@nmsu.edu
Background Information and Summary

A. Course Description of the Program

Name:
Justice, Political Philosophy, and Law

Summary:
The aim of a Justice, Political Philosophy, and Law (JPPL) major is to cultivate a reasoned understanding of law and legal institutions, as well as the moral theories that support the value and justice of these institutions. JPPL offers a sequence of courses totaling 36 credit hours in critical thinking, law, policy, global justice, ethical theory, political philosophy, feminist philosophy, and human rights. The interdisciplinary component of the major ensures that students have a well-rounded understanding of issues of justice and law. JPPL students will be well-prepared for further studies or careers in law, philosophy, politics, public service, education, human rights, or public policy. The program will be delivered primarily in-person, with some lower division courses available online.

JPPL will work well with existing strengths in the study of law offered by other departments at NMSU. The departments of psychology, sociology, government, and criminal justice offer primarily empirical approaches to the study of law. JPPL will offer students a systematic study of justice, government, and law from a humanistic and normative perspective. Combining these strengths will make NMSU a leader in the region for undergraduate education in justice, government, and law.

Purposes of Program
The primary objectives in establishing JPP are the following:

• To meet the needs of employers in New Mexico for graduates with excellent reading, writing, and logical thinking skills. (See below, section B.)
• To prepare students for graduate work in law, public policy, philosophy, and jurisprudence. (See below, section 1.)
• To leverage the philosophy department’s strengths in normative philosophy, including ethics, political philosophy, and the philosophy of law. (See below, section C.)
• To promote interdisciplinary collaboration among faculty from different departments. (See below, section B.)

Institutional Fit and Priority
The development of a major in JPPL is consistent with the land grant role and mission of New Mexico State University. As a Hispanic-serving and research-extensive university, NMSU serves “the educational needs of New Mexico’s diverse population through comprehensive programs of education, research, extension education and public service.” As will be evidenced below in the program description, JPPL offers a comprehensive education, focusing on humanistic and normative aspects of justice and law.

As stated in the Vision 2020 document, NMSU’s number one strategic goal is the commitment of “providing New Mexicans access to quality degree programs” where “graduating
highly capable students is the primary focus.” As will be outlined below, JPPL will offer students an innovative, quality program. So, JPPL fits well with the highest goal set out in NMSU’s strategic plan.

The fifth goal in the NMSU’s Vision 2020 document is “Resource Stewardship” with the stated aim to “optimize resources to effectively support teaching, research, and service”. The philosophy department has a long history of mentorship, leading to timely graduation and exciting career prospects for our students. JPPL will enhance the department’s capacities in this connection at no additional new cost. (See below, section C.) So, the JPPL fits well with the Resource Stewardship goal set out in NMSU’s strategic plan.

Curriculum

The proposed major will comprise 36 credit hours in the major—9 lower division and 27 upper division. The degree will comprise 120 credit hours in total, including major requirements, University and College requirements, plus electives.

LOWER DIVISION (9 Credits)
There are three required lower division courses:

- **Philosophy 100G: Philosophy, Law, and Ethics.** This is the keystone introductory course. Topics discussed typically include a selection from ecology, animal rights, pornography, hate speech on campus, same-sex marriage, justice, abortion, terrorism, treatment of undocumented immigrants, and New Mexican Aboriginal Peoples' land claims.

- **Philosophy 223G: Ethics.** This course introduces students to the study of ethics through an examination of normative theories, including utilitarianism, virtue theory, and deontology.

- **Philosophy 211G: Informal Logic.** This course examines the fundamentals of good and bad reasoning, logical reasoning, and evidence. Students study arguments and learn to analyze arguments into their component structures: conclusions, premises, and sub-conclusions, as well as argument types: convergent, linked, and serial.

UPPER DIVISION (27 Credits)

CORE (9 Credits): Law, Politics, and Ethics
The upper division core has three required courses:

- **Philosophy 376: Philosophy of Law.** This course builds on the lower division course, Philosophy 100G, through an examination of the ethical, logical, and epistemological implications of law, together with an analysis of the rhetoric of legal practice.

- **Philosophy 373: Ethical Theory.** This course builds on Ethics 223G, furthering the critical examination of the justification of normative theories, with particular attention to the language of moral discourse.

- **Philosophy 320: Social and Political Philosophy.** This course builds on the introductory course, Philosophy 100G, offering students the chance to further their critical examination of such fundamental political concepts as liberty, equality, and human rights.
WRITING PHILOSOPHY (3 Credits):
- **Philosophy 448: Writing Philosophy.** All students in the major will take this course, which offers a workshop on writing philosophy papers. Covered topics include how to read and understand philosophical writing, organize a paper effectively, present a clear and forceful argument, and avoid common mistakes.

INTELLECTUAL HISTORY (3 Credits)
To fulfill the intellectual history component, students must take one of the following historically focused courses:
- **Philosophy 341: Ancient Philosophy.** This course offers an introduction to the philosophies of the pre-Socratics, Socrates, Plato, and Aristotle, with brief discussion of the Epicureans and Stoics.
- **Philosophy 344: Modern Philosophy.** This course offers an examination of the foundations of contemporary thought: introduction to the philosophies of Descartes, Bacon, Spinoza, Leibniz, Locke, Berkeley, Hume, Kant, and Hegel.

HUMAN RIGHTS AND GLOBAL JUSTICE (6 Credits)
Students will be required to take two of the following three courses to fulfill the Human Rights and Global Justice component.
- **Philosophy 322: Environmental Ethics.** This course explores the ethical and topical issues raised by mining and grazing, air and water pollution, factory farming, global warming, and treatment of animals. It also studies some recent ecological movements such as ecofeminism, social ecology, and deep ecology.
- **Philosophy 325: Topics in Feminist Philosophy.** This course offers a philosophical treatment of issues concerning women, gender, and feminism. Topics may include social and political equality, pornography and freedom of speech, ethical issues raised by reproductive technologies, and feminist critiques of science.
- **Philosophy 332: Ethics and Global Poverty.** This course is a philosophical scrutiny of, and moral reflection on, various aspects of global poverty and foreign aid. For example: Is poverty fundamentally a lack of income, or can it be understood as a failure to meet basic needs? Or is it a lack of valuable freedom? Do human rights exist? What, if any, are the moral obligations of rich countries to poor countries? Can foreign aid be immoral? How should the answers to these questions influence public policy?

INTERDISCIPLINARY PERSPECTIVES ON LAW, POLITICS, AND JUSTICE (6 Credits. Students must take at least one non-philosophy department course to fulfill this requirement.)
Students will be offered a wide-range of courses to fulfill the Interdisciplinary Perspectives on Law, Politics, and Justice. There are two ways to meet the interdisciplinary requirement. One means is to take a non-philosophy course devoted to empirical aspects of Law, Politics, and Justice. The second is to take a philosophy course that has an interdisciplinary component. For example, the philosophy course Biomedical Ethics (PHIL 321) meets this
requirement, as there is a large interdisciplinary component to this course. A typical offering of this course requires students to have detailed knowledge of hospital and medical procedures in order to evaluate philosophically the justice of the procedures. Such knowledge might be conveyed to students through detailed empirically-based case studies of actual hospital practices.

- **Criminal Justice 302: Crime, Justice and Society.** Critical analysis of dynamic relationships between the U.S. eco-politico-socio structure, its criminal justice system, and consequent policies and practices.

- **Criminal Justice 306: Criminal Procedural Law.** Legal analyses of the rights of criminal defendants; legal duties and responsibilities of criminal justice personnel in the processing of criminal defendants. Prerequisite(s): Restricted to majors, Forensic Science minors, or by consent of instructor.

- **Criminal Justice 307: Law and Evidence.** Evidentiary rules and concepts and their application in a criminal trial.

- **Criminal Justice 360: The Juvenile Justice System.** History, development, and philosophy behind a separate juvenile justice system. Role of the juvenile court, evaluation of juvenile law and procedure, and the processing of juvenile offenders. Prerequisite: restricted to majors or by consent of instructor.

- **Criminal Justice 399: New Mexico Law.** New Mexico legal system, court structure and procedures; legal terms and concepts; constitutional, criminal, mass media, historical and social issues relating to New Mexico.

- **Criminal Justice 424: Forensic Law.** Overview of the rules and issues related to the use of scientific information in the legal process.

- **Criminal Justice 425: Issues in Ethics, Law and Criminal Justice.** Examination of the key ethical and decision-making dilemmas facing professionals working in the field of law and criminal justice. Prerequisite: restricted to majors or by consent of instructor.

- **Criminal Justice 428: Mexican-Americans and Issues of Social Justice.** Exploration and discussion of social issues related to the Mexican American community in the U.S., with special emphasis on their collective historical struggles and contributions to society. Political, economic and cultural forces that exemplify experiences as a “whole.” Prerequisite(s): Students must have completed C J 300 or research methods equivalent, or by consent of instructor.

- **Criminal Justice 429: Immigration and Justice.** Introduction of undergraduate students to the complexities of immigration in the United States through a social justice lens. Exploration of the intersections of race, ethnicity, gender, and class in immigration through different groups’ historical and contemporary experiences, including immigrants' experience with the criminal justice system. Prerequisite(s): Students must have completed C J 300 or Research Methods equivalent, or by consent of instructor.

- **Criminal Justice 430: Supreme Court and the Criminal Justice System.** History and workings of the U.S. Supreme Court in the context of the criminal justice system, from writs of certiorari to last minute appeals in death penalty cases, including study of specific U.S. Supreme Court cases in the areas of criminal law, criminal procedural law, 8th amendment
prison sentencing issues, and death penalty cases. Consent of Instructor required. Restricted to: Criminal Justice Majors.

- **Criminal Justice 435 Political Penology.** Comparative analysis of incarceration and sanctions as punishment for crimes of conscience, religious intolerance, and dissonance.

- **Criminal Justice 451: Border, Violence and Justice.** Critical analysis of violence and systems of justice along border regions. Examines causes and correlates of violence experienced by those living in border regions and the social responses to that violence.

- **Criminal Justice 453: Women and Justice.** Critical analysis of the impact of the criminal justice system, race, and class upon the lives of women. Restricted to majors.

- **Philosophy 330: Ethics and biomedical research.** Explores some ethical issues raised by biological and biomedical research. Topics include: possible abuses of genetic engineering, cloning, genetically modified foods, experimentation on humans and informed consent, animal experimentation, honesty in research and conflicts of interest, and intellectual property.

- **Philosophy 328: Applied ethics.** Examines the implications of utilitarianism, Kantian ethics, natural law theory, and other moral theories for controversial moral issues such as the death penalty, euthanasia, abortion, genetic engineering, gay marriage, affirmative action, and pornography.

- **Philosophy 327: Ethics and sports.** Examines contemporary ethical issues related to sports, including the relationship between morally right action and that required for competitive success, strong paternalism in sports, fair play, doping, sportsmanship, and the impact of sports on society.

- **Philosophy 323V: Engineering ethics.** The moral-legal responsibilities of engineers to clients, employers, the public, and the environment. Topics include criteria for judging when risk is acceptable, the duty to safeguard public health and welfare, conflicts of interest, and whistle-blowing.

- **Philosophy 321: Biomedical ethics.** Examines ethical dimensions of issues such as abortion, euthanasia, physician-assisted suicide, informed consent as a condition of treating patients and experimenting on subjects, genetic engineering, and alternative reproductive methods, including surrogate motherhood. Also considers what implications moral theories have for these issues.

- **Philosophy 302: Business ethics.** An analysis of the ethical issues that arise in contemporary business life, including the obligations businesses and employees have to each other, consumers, society, and the environment.

- **Philosophy 363, Independent Studies.** For students with some background in Justice, Political Philosophy and Law. Independent work in a specific area. Prerequisite: consent of instructor, program coordinator, or department head. Note: syllabus must specify the interdisciplinary component of the proposed area of study.

- **Philosophy 463, Independent Studies.** For students with some background in Justice, Political Philosophy and Law. Independent work in a specific area. Prerequisite: consent of instructor, program coordinator, or department head. Note: syllabus must specify the interdisciplinary component of the proposed area of study.
• **Psychology 330: Psychology and the Law.** Discretionary practices in the judicial system, including pretrial procedures, jury selection, jury decision making, eyewitness testimony, insanity, expert witnesses, and probation judgments.

• **Sociology 391: Crime and Society.** Analysis of crime at the interpersonal, organizational, and social structure levels in society. Exploration of contemporary images of crime in mass media. Examination of connections between race, class, gender, and crime in U.S. society.

• **Sociology 392: Juvenile Delinquency.** Examines nature, extent, and causes of juvenile delinquency, juvenile justice, modern methods of treatment, and programs of prevention.

Over the first five years of the program we hope to develop an internship requirement for JPPL majors. We have had some preliminary informal discussions with a law firm in Las Cruces about the possibility of placing interns with them. We hope to follow up these initial positive discussions once JPPL is approved. Our plan is to introduce slowly the internship requirement by piloting it. Initially, we hope to place a few of our best students with business and community leaders as part of their course work. Our plan is to use our independent studies courses to allow students to earn course credit while they learn in the community. With a few years under our belt, we would review the idea of making it mandatory, or at least formalizing it as an option for all students in JPPL. We had considered incorporating the requirement from the start, but we reasoned it would be best to gain some experience first so that we can better serve our students and our business and community leaders. We mention this plan here to demonstrate our commitment to the idea that JPPL will offer students the option of obtaining a more applied degree as compared with the traditional philosophy degree.

**Proposed Catalogue Description for Philosophy Department**

### Justice, Political Philosophy, and Law

**Undergraduate Program Information**

The aim of a Justice, Political Philosophy, and Law (JPPL) arts major is to cultivate a reasoned understanding of law and legal institutions, as well as the moral theories that support the value and justice of these institutions. JPPL offers a sequence of courses totaling 36 credit hours in critical thinking, law, policy, global justice, ethical theory, political philosophy, moral theory, feminist philosophy, and human rights. The interdisciplinary component of the major ensures that students have a well-rounded understanding of issues of justice and law. JPPL students will be well-prepared for further studies or careers in law, philosophy, politics, public service, education, human rights, or public policy.

Admission to JPPL is open to any student in good standing in the College of Arts and Sciences.

<table>
<thead>
<tr>
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<tr>
<td>General Education Requirements</td>
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<tr>
<td>Viewing the Wider World Requirement</td>
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<td>Departmental Requirements</td>
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<td>Additional Electives</td>
<td>Additional electives to reach 120 credit hours. (In selecting electives, students should bear in mind that at least 48 credits from all the degree requirements (general education, viewing the Wider World, and departmental requirements) must be at the upper division level.)</td>
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### Departmental Requirements for JPPL Major

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<tr>
<th></th>
<th>9 Credits: Lower Division</th>
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<th>9 Credits: Law, Politics, and Ethics</th>
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<th>3 Credits, Intellectual History</th>
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<th>6 Credits: Human Rights and Global Justice</th>
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<th>3 Credits: Writing Philosophy</th>
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<tr>
<td>PHIL 100G</td>
<td>Philosophy, Law, and Ethics</td>
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<td>PHIL 376</td>
<td>Philosophy of Law</td>
<td>3 credits</td>
<td>PHIL 341</td>
<td>Ancient Philosophy</td>
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<td>PHIL 331</td>
<td>Ethics and Global Poverty</td>
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<td>PHIL 223G</td>
<td>Ethics</td>
<td>3 credits</td>
<td>PHIL 320</td>
<td>Social and Political Philosophy</td>
<td>3 credits</td>
<td>PHIL 344</td>
<td>Modern Philosophy</td>
<td>3 credits</td>
<td>PHIL 322</td>
<td>Environmental Philosophy</td>
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<td>PHIL 211G</td>
<td>Informal Logic (or PHIL 312, Formal Logic)</td>
<td>3 credits</td>
<td>PHIL 373</td>
<td>Ethical Theory</td>
<td>3 credits</td>
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<td>PHIL 325</td>
<td>Topics in Feminist Philosophy</td>
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<td></td>
<td>6 Credits: Human Rights and Global Justice</td>
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<td>PHIL 448</td>
<td>Writing Philosophy</td>
<td>3 credits</td>
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<td></td>
<td>6 Credits: Interdisciplinary Perspectives on Law, Politics and Justice (at least 3 credits must be taken outside of the Philosophy Department)</td>
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<tr>
<th>Course Code</th>
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<td>CJ 302</td>
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<td>CJ 306</td>
<td>Criminal Procedural Law</td>
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<td>CJ 307</td>
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<td>CJ 360</td>
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<td>CJ 399</td>
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<td>CJ 424</td>
<td>Forensic Law</td>
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<td>CJ 425</td>
<td>Issues in Ethics, Law, and Criminal Justice</td>
<td>3 credits</td>
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<td>CJ 428</td>
<td>Mexican-Americans and Issues in Social Justice</td>
<td>3 credits</td>
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<td>CJ 429</td>
<td>Immigration and Justice</td>
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<td>CJ 430</td>
<td>Supreme Court and the Criminal Justice System</td>
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<td>CJ 435</td>
<td>Political Penology</td>
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<tr>
<td>CJ 451</td>
<td>Border, Violence and Justice</td>
<td>3 credits</td>
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<td>CJ 453</td>
<td>Women and Justice</td>
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<td>PHIL 330</td>
<td>Ethics and biomedical research</td>
<td>3 credits</td>
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<td>PHIL 328</td>
<td>Applied ethics</td>
<td>3 credits</td>
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<td>PHIL 327</td>
<td>Ethics and sports</td>
<td>3 credits</td>
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<td>PHIL 323V</td>
<td>Engineering ethics</td>
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<td>PHIL 321</td>
<td>Biomedical ethics</td>
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<td>PHIL 302</td>
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<td>Crime and Society</td>
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<td>Juvenile Delinquency</td>
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**B. Justification for the Program**

We will discuss the justification for JPPL under four headings: potential student interest, institutional synergies, uniqueness, and labor market considerations.
Student Interest

We expect there is considerable demand for a JPPL major. One line of evidence comes from the success of one of our new courses, Philosophy 100G: Philosophy, Law, and Ethics. In the fall of 2016, we offered two sections for a total of 180 students in both the fall and spring semesters due to unmet demand for this course from the previous year. Again, the demand for the course exceeded our supply. In the fall of 2017, we filled approximately 270 seats in Philosophy 100G: Philosophy, Law, and Ethics. The popularity of 100G suggests there is further student demand for philosophical approaches to justice and the law.

Programs similar to JPPL have been successful elsewhere. McMaster University in Ontario, Canada, for example, introduced a version of JPPL recently. As will be discussed below in the section on projected enrollment, McMaster is in a situation where demand exceeds supply. In addition to McMaster University’s JPPL Program, we have modeled our proposal on a number of successful programs, including the University of Virginia Program in Political Philosophy, Policy, and Law (http://www.virginia.edu/ppl/), the State University of New York-Binghamton Program in Philosophy, Politics, and Law (http://www2.binghamton.edu/philosophy-politics-and-law/), the University of Richmond Program in Philosophy Politics, Economics, and Law (http://ppel.richmond.edu/), and the University of Southern California major in Philosophy, Politics, and Law (http://dornsife.usc.edu/phil/undergraduate/). A common motivating idea behind these programs is that the study of law “has a rich humanistic tradition and that its pursuit encourages sustained reflection on fundamental values.” (http://www.virginia.edu/ppl/about.html)

Institutional Synergies

Although the major has an interdisciplinary component, we will strongly recommend that students in the JPPL major consider a minor or major in Government or a major in Criminal Justice, or a supplementary major in Law and Society. The Philosophy Department believes students interested in justice, government, and law are best served by a strong grounding in both empirical and normative treatments of these subjects.

There is a large pool of potential double majors: Government has just under 100 majors typically and Criminal Justice has about 550 majors. A degree in Government and Criminal Justice requires 33 credits each, so students could complete a double major in either JPPL and Government, or JPPL and Criminal Justice, within a 120 credit degree. This would be possible since a handful of courses might count for both degrees; for example, some of the interdisciplinary options in JPPL count towards a Criminal Justice Degree. Finally, the lower division requirements for JPPL fulfill general education requirements, which will assist students in completing a double major in a timely manner.

Although a double major in either Criminal Justice or Government may be the most popular option, JPPL will work well as a second major for many students. As we will indicate below (section B), the JPPL major offers a focus on writing and critical thinking skills. These skills are much in demand by employers, hence JPPL should be of interest to business majors and other majors planning careers in the world of business.

On our website, we will post four year course plans for double majors from a variety of disciplines to show students how it is possible to secure a double major within the new 120 credit hour degree.
Uniqueness

JPPL would be unique in the region. To the best of our knowledge, the University of Southern California’s major in Philosophy, Politics, and Law is geographically the closest school that offers a similar program to JPPL. So, NMSU’s JPPL will be the only program in the region where students can attend at the in-state tuition rate. Effectively, then, NMSU’s JPPL program will be the only program of its type within the financial means of many New Mexico students.

With NMSU’s existing strengths in Government and Criminal Justice, the addition of JPPL should make NMSU a desirable destination locally, nationally, and internationally for students interested in studying justice, law, and politics.

Labor Market

Provocative headline titles like the Washington Post’s, “Only 27 percent of college grads have a job related to their major”, suggest that colleges across this country fail to address adequately the demands of the labor market.\(^1\) It is clear, however, that such research depends on thinking of majors in terms of content rather than skills. To illustrate, consider a firm that hires an English literature major as part of its public relations department. The firm is not hiring the English major for her knowledge of Chaucer, but for her ability to write well. So, in terms of content, the college graduate is working in a field unrelated to her major, but in terms of skills, she is a perfect fit. Nevertheless, this student would be part of the vast majority of students mentioned in the article who work in a field “unrelated” to their major.

Since there is no reason to suppose that JPPL will be any different from the typical major, the most important question in terms of employer demand is whether employers seek the sorts of skills that students will acquire and hone in JPPL. A reoccurring theme in both business and academic research is that many college graduates lack sufficient writing and critical thinking skills.\(^2\) There are two lines of evidence that suggest that an education in philosophy, of the sort offered by JPPL, promotes the sorts of skills that employers are looking for. The first comes from the most common assessment tool for graduate placement: The Graduate Record Examination. Philosophy majors scored highest in the verbal and analytic section of all majors, and scored eighth highest in the quantitative section. (As one would expect, the majors that scored higher on the quantitative section are degrees that are math intensive STEM subjects.) Similar data show that philosophy majors score at the top, or near the top, for all majors taking the Law School Admission Test.\(^3\) So, to the extent that these standardized tests indicate critical thinking and writing skills, it is clear that the sorts of skills that students receive in philosophy courses will serve them well in the labor market.

A second line of evidence comes from how philosophy majors actually fare in the labor market. A study by Payscale reveals that by mid-career, philosophy majors’ salaries rank 75th out of 540 majors, placing them in the top 13% of all majors.\(^4\) Data published by the Wall Street Journal reveals that philosophy majors tend to have lower starting salaries compared with many

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2. [https://www.forbes.com/sites/karstenstrauss/2016/05/17/these-are-the-skills-bosses-say-new-college-grads-do-not-have/#189b63be5d49](https://www.forbes.com/sites/karstenstrauss/2016/05/17/these-are-the-skills-bosses-say-new-college-grads-do-not-have/#189b63be5d49)
other majors, but over time, overtake many other majors. For example, philosophy majors nationally earn an average starting salary of $39,900 as compared with business management majors at $43,000, and nursing graduates at $54,200. However, ten years after graduation, the median salaries for philosophy majors is $81,200, which compares favorably with median salaries for business management graduates at $72,100 and nurses at $67,000. So, not only do employers express an interest in hiring graduates with the sorts of skills emphasized in philosophy courses, but data shows that employers increasingly reward philosophy majors financially.

Employment figures favor philosophy. The Federal Reserve Bank of New York found that recent philosophy graduates had an unemployment rate of 4.3%, which places philosophy graduates very near Business Management, Medical Technicians, and Computer Science Majors with 4.2% unemployment rates. And better than the overall average for college majors, at 5.0% unemployment. So, national figures suggest that philosophy majors fare well in the labor market. Indeed, a recent study by the National Bureau of Economic Research found that return on investment in a philosophy degree is at least as good as an investment in an engineering degree or health care degree.

We contacted Judy Bosland, Assistant Vice President for Institutional Analysis at NMSU, for data on how NMSU philosophy graduates fare in the labor market. She provided leads to both State and Institutional data on NMSU philosophy majors. However, Vice President Bosland noted that both data sets are of extremely limited value given the small number of majors involved and the low response rate. We then decided to conduct our own informal survey. We obtained a list of 56 philosophy major graduates from 2013-2017. We did our best to contact each through email, Facebook, and having former students use their networks to locate our alumni.

Before reporting on our findings, we must issue a strong caveat. Since our survey inquiry was not anonymous, there are obvious worries about selection bias. In particular, it is quite possible that alumni who perceived their post-graduation careers as successful were more likely to respond than those who felt their careers had been less successful. Still, we were able to obtain a reasonable snapshot of our majors, since nearly 55% (31/56) reported back. Of the 31 alumni, 21 enrolled in graduate programs: eight in JD programs, six in philosophy programs, one in a MD/PhD program, one in Master of Public Health, one in a Counseling Psychology program, one in a Masters of Human Resources, one in a Religion and Ministry degree, one in English, and one in Physiology. Our alumni not pursuing graduate education at this time reported success in a number of careers including: banking, insurance, security, non-profit agencies, government positions in forestry, and teaching high school. Only one of the 31 respondents was not currently working or enrolled in graduate school. Our department was heartened to hear just how well so many of our alumni are doing. While they were not asked to comment on how their philosophy degree helped them in their career pursuits, most of the respondents volunteered that they believed their undergraduate degree in philosophy helped their career prospects. Almost all of our alumni who have gone to graduate school commented that their undergraduate philosophy

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6 https://www.newyorkfed.org/research/college-labor-market/college-labor-market_compare-majors.html
7 http://www.nber.org/papers/w23029
degree has served them well in further educational pursuits. This is perhaps not surprising, given
the previously noted correlation between a philosophy degree and performance on various
graduate admission tests.

For the department, what was particularly interesting was what alumni who did not go on
to graduate school thought of their philosophy education. Most of this group of respondents
suggested that the philosophy degree helped them succeed at an accelerated rate compared with
their peers in the same industry. One example will have to suffice. One respondent noted that
"Through a philosophy degree, our minds were trained to learn new knowledge in an effective
and logical manner." His first job was in sales and he earned recognition for being one of the top
ten salespeople in his first month at the company, adding, "Keep in mind that I was in a position
competing against 500 other well-seasoned sales agents." Although the money was good in sales,
he decided to pursue a new career with more meaning as a Life Skills Instructor for individuals
with disabilities. He added, "In less than a year I was promoted to the position of Family
Services Coordinator, again, due to having a degree and my ability to quickly understand new
knowledge and concepts. I now have a medical and dental benefits plan and my own office."

While we have been emphasizing the importance of the skills philosophy imparts, this
should not be understood as suggesting that the content of the JPPL program is unimportant. The
content is important in at least two respects. First, even where the development of reading,
writing, and critical thinking skills is primary, content is important in terms of student interest.
As noted, we have been pleasantly surprised at the student interest in our new introductory
offering, Philosophy 100G: Philosophy, Law, and Ethics. Students are much more likely to
develop greater proficiency in reading, writing, and critical thinking when they are excited by the
subject matter. Second, the content of JPPL is directly relevant to a number of our students who
have gone on to graduate work in law school and graduate programs in philosophy. As intimated
above, we have an excellent record of placing students in law schools and graduate programs.
We believe that JPPL will improve upon our great track record. In further support, please see the
letter of support for the JPPL program from Brent Moore, former head of the New Mexico Bar
Association. (Appendix D.)

Projected Enrollment

We project an enrollment of approximately 60 majors within four years, which means
that approximately fifteen majors would graduate each year, while we would recruit the same
number each year.

This figure is relatively conservative and is based in part on the experience of McMaster
University’s recent (2013) implementation of a similar JPPL program. McMaster has
approximately 180 students in their program. They admit only 60 sophomores per year through a
competitive application process. Without the competitive application process, their program
would easily exceed 300 students, as they receive more than 100 applications each year to enter
the program. Given the smaller size of NMSU’s student population relative to McMaster’s
(NMSU’s undergraduate population is about 60% that of McMaster’s), NMSU should expect
fewer students.

To work out the upper estimate based on a simple extrapolation from McMaster’s
program, we should make use of the 300 number, since the JPPL program will not be limited by
a competitive process of admission (see section F1). Since, as noted, NMSU’s undergraduate
population is about 60% of that of McMaster’s, a simple extrapolation yields a prediction of 180 students in the JPPL program. The projected enrollment of 60 then is very conservative, since it is about a third of the lower McMaster number. We believe this lower number is justified because of significant differences between the socio-economic pools that the two universities draw from, and the fact that McMaster has a long history of supporting the humanities and recruiting students with a humanities focus. So, while we believe that 60 is a likely figure, we have also considered that the figure could potentially be much higher (see below).

In order to encourage enrollment in the new JPPL major, we will make the following efforts to market JPPL:

- Each year, for at least the first three years of the JPPL major, the philosophy department would hold a catered event for local high school advisors and NMSU’s advisors with the intent to introduce the program.
- The department would construct a website presence extolling the virtues of the major, including testimonials from former NMSU philosophy students who have gone on to prestigious law schools and careers.
- The department would build a social media presence for JPPL (including, for example, a Facebook page for JPPL).
- The department would contact local media outlets in the hopes of generating some interest in a story about JPPL.

C. Institutional Readiness

Teaching Faculty

All six permanent and fulltime members will contribute to JPPL. What follows is a brief description of their expected contributions to the program:

**Tim Cleveland**: Dr. Cleveland is a full professor and head of the department. An award winning teacher, who received the *Donald C. Roush Award for Teaching Excellence* 2002, Professor Cleveland teaches the capstone course for JPPL: PHIL 448 Writing Philosophy. His expertise in teaching writing philosophy stems from having published numerous papers and a book *Trying Without Willing: An Essay in the Philosophy of Mind* (Aldershot, England: Ashgate Publishing Company, 1997), as well as having earned an MFA in creative writing from NMSU in 2012.

**Lori Keleher**: Dr. Keleher is an associate professor in the department. Her main research interests include ethics and moral philosophy with a special interest in international development ethics. She has published several papers and is the co-editor of two books *Agency and Democracy in Development Ethics*, with Stacy J. Kosko. Cambridge University Press, 2017; and *Routledge Handbook to Development Ethics*, with Jay Drydyk, Francis and Taylor, 2018). Dr. Keleher serves on the executive boards of two significant international groups concerned with justice and human rights (the Human Development Capability Association and the International Development Ethics Association). Dr. Keleher teaches two of the required lowered division courses: Philosophy, Law, and Ethics (PHIL 100G) and Ethics (PHIL 223), two of the Human Rights and Global Justice courses: Topics in Feminist Philosophy (PHIL 325), and Ethics and Global Poverty (PHIL 332), and one of the two intellectual history courses: Ancient Philosophy (PHIL 341).
Justin Klocksiem: Dr. Klocksiem is an assistant professor in the department. His research interests include value theory, normative ethics, and meta-ethics, with secondary interests in political philosophy and the nature of justice. In particular, he is interested in issues dealing with the nature of moral value, the computation of amounts of value, and the possibility of comparisons between different valuable things. His work has been published in a number of prestigious philosophy journals including, *Journal of Moral Philosophy, American Philosophical Quarterly*, and *Philosophical Studies*. Professor Klocksiem will contribute to the program by regularly teaching Philosophy, Law, and Ethics (PHIL 100G), Social and Political Philosophy (PHIL 320), and Philosophy of Law (PHIL 376).

Jennifer Noonan: Dr. Noonan is a college associate professor in the department. Her interests include metaphysics, the philosophy of the cognitive sciences, and the philosophy of language. Professor Noonan will contribute to the program by teaching Informal Logic (PHIL 211G), Philosophy of Law (PHIL 376), and Feminist Philosophy (PHIL 325).

Jean-Paul Vessel: Dr. Vessel is an associate professor in the department. An award winning teacher (Patricia Christmore Teaching Award, 2007-2008), his research interests include moral philosophy, metaethics, philosophy of language and metaphysics. Professor Vessel will contribute to the program by teaching Ethics (211G), Ethical Theory (PHIL 373), Environmental Ethics (PHIL 322), and Ancient Philosophy (PHIL 341).

Mark Walker: Dr. Walker is a full professor in the department. His research interests include ethics, epistemology, philosophy of religion and philosophy of science. His published work includes a book on bioethics (*Happy-People-Pills for All*, Blackwell, 2013), and political philosophy (*Free Money for All: A Basic Income Guarantee for the Twenty-first Century*, Palgrave, 2016). He will contribute to the program by teaching Informal Logic (211G), and Social and Political Philosophy (PHIL 320), and work as program advisor.

The above describes the typical contributions to the program expected from the members. However, there is considerable redundancy in teaching competence. Four of the six members of the department (Keleher, Klocksiem, Vessel, and Walker) have research and teaching expertise in normative issues. Thus, it would be a straightforward matter to find alternate arrangements for teaching required courses in JPPL in cases of sabbatical and other absences.

Finally, the department's unofficial seventh member is Professor Mayra Valadez, who teaches at DAAC. She is the only fulltime permanent philosopher employed by NMSU not on main campus. If the JPPL program is approved, we would work with Professor Valadez to ensure that DAAC and other college transfer students are aware that they can fulfill the lower division requirements for JPPL in the college system. That is, DAAC currently offers the three lower division requirements for JPPL: Phil 100G, 211G, and 223G. So, college transfer students will be able to complete a JPPL major within a four year degree.

Library Resources

The library prepared a detailed report concerning the question of whether there are adequate resources to support JPPL. The main finding is as follows:

Currently, the NMSU Library provides access to journals through databases which are adequate for the proposed bachelor's degree in justice, political philosophy, and
law. This is because the proposed major is interdisciplinary and will utilize resources from disciplines including philosophy, criminal justice, sociology, and law.

The full report can be found in Appendix E.

Physical Facilities
Existing physical facilities are more than sufficient for the JPPL major. The JPPL program will use existing courses and classrooms.

Equipment and Technology
Existing equipment and technology are more than sufficient to support the JPPL major.

Administrative Resources
The one major weakness in the philosophy department is the lack of a dedicated administrative assistant. The previous assistant retired in 2016, and with the moratorium on hiring, the position has not been filled to date. Although the philosophy department is small in terms of faculty size, the department teaches more students than many departments with far more permanent members. Indeed, about one third of all incoming freshmen take a philosophy course in their first year. In the past, the administrative assistant helped greatly with this large student load.

Note: the lack of administrative resources is independent of the JPPL program. That is, even without the JPPL program, the philosophy department is sorely in need of administrative support. It is true that the JPPL program will slightly exacerbate the problem, but the additional administrative burden of 60 JPPL majors pales in comparison with the nearly one thousand freshmen students the department already teaches each year. These students are one of the primary reasons the department requires more administrative support.

Projected Costs
We will discuss first the costs that would accrue to the philosophy department and then additional burdens on our partners in other departments.

Assuming the enrollment figure of approximately 60 JPPL majors, there are no new costs. As explained above, we currently have the resources to cover this number. Since many of our upper division courses often fill to capacity, we would have to set aside a certain number of seats in certain courses to ensure that JPPL majors can take the required courses. For example, Social and Political Philosophy is a popular course that usually fills to capacity at 30 students. Typically, we teach the course every second year, so could expect that about half the JPPL students would enroll in this course when offered. This would mean that most or all of the seats in the course would have to be reserved for JPPL and philosophy students. Students in other majors who would have taken Social and Political Philosophy will have to find alternative elective courses.

As noted above, a major population in the 60 student range seems plausible in the foreseeable future, say in the next five years. If we have underestimated the demand for JPPL, then some of the required courses for JPPL will have to be taught with greater frequency. For example, if enrollment in the major exceeds much beyond 60 students, then the department would likely have to offer every year the following upper division courses: Philosophy of Law,
Social and Political Philosophy, Ethical Theory, and Writing Philosophy. Some of this increased demand could be met in several ways: the department could reduce its commitment to teaching of non-majors, for example, by teaching fewer courses for the Honors College, or teaching fewer general education courses. Alternatively, adjuncts or permanent faculty could be hired to supplement the department’s existing faculty.

If the program is to grow large, it will almost certainly take several years. We would work closely with the Dean’s office to figure out how to adjust to such increased demand. Even the most expensive option, hiring a new faculty member to deal with increased demand, has positive revenue implications. To illustrate with a “back-of-the-envelope” calculation, suppose the JPPL major swells to 100 majors, and the Provost’s office grants a new position to the philosophy department. A new assistant philosophy professor earns in the 50k range. Of course, the professor costs the university more than this in terms of benefits etc., but the total is less than 75k. Nevertheless, we will work with 75k as the additional cost. The new assistant professor teaching an average load for a philosophy professor would generate about 800 credit hours per year, which works out to 177k in revenue ($221.80/credit hour x 800 credit hours). Obviously, this crude calculation shows only gross, not net, profit. Notice too that the calculation is conservative in that it ignores increased state funding associated with higher enrollments. So, even with these conservative assumptions, the calculation shows that in terms of cost/revenue, a JPPL major that is successful beyond projections is something that the university should welcome, not fear. Again, we think this is highly unlikely, but we include this possibility for sake of completeness.

So, the above considerations show that in terms of financial costs, a JPPL major is risk averse. If demand is lower or equal to projections, then there are no new significant costs associated with the major. If the demand exceeds projections, then any additional costs will be more than matched by additional revenue.

D. Quality of the Program

Program Plan: Admissions

There will be no admission requirements into the JPPL major over and above admission to the College of Arts and Science.

Outcomes Assessment

The JPPL major will comply with the principles of academic quality delineated as part of the NMHED’s regulation on instructional funding. Upon completion each year of the JPPL program, students will be invited to complete a program-specific survey, identifying the desired learning outcomes, inviting them to comment on the degree to which these objectives have been met, and to offer suggestions for modifying courses and/or requirements. We believe that this yearly survey will be particularly important for the new JPPL major. It will permit us to act quickly to address any unforeseen shortcomings of the program and build on our strengths.

Upon completion of the major as a whole, students will complete an exit survey in which they will be invited to comment on the skills they have acquired and their preparedness for advanced studies or alternative future careers. A modified version of the departments’ writing assessment tool for the philosophy major will be developed to assess students’ progress in terms
of writing, logical acuity, argumentation, and research skills, using seniors’ term papers. (See Appendix C.)

Advising

The department will designate one or two faculty (depending on enrollment numbers) to advise JPPL majors. The department has a long tradition of understanding ‘advising’ broadly to include not only degree planning to graduation, but preparation for post-graduation life. Many students, for example, are unaware of the time and effort required to apply for graduate school. Starting in their junior year, discussion about their post-graduate lives are begun in earnest. Students are advised on things like considering potential reference writers, and timing of graduate placement tests such as the GRE or LSAT, etc.

Appendix A: Existing Philosophy Major Requirements

The major program requires the following courses:

PHIL 101G, The Art of Wondering OR PHIL 201G, Introduction to Philosophy; PHIL 312, Formal Logic; PHIL 341, Ancient Philosophy OR PHIL 344, Modern Philosophy

Three credits in ethics from the following:

PHIL 320, Social & Political Philosophy; PHIL 373, Ethical Theory; PHIL 376, Philosophy of Law

Three credits in applied ethics from the following:

PHIL 302, Business Ethics; PHIL 321, Biomedical Ethics; PHIL 322, Environmental Ethics; PHIL 324, Cyberethics; PHIL 327, Ethics & Sports; PHIL 328, Applied Ethics; PHIL 330, Ethics & Biomedical Research; PHIL 364, Ethics & Global Poverty

Six credits from the following core:

PHIL 315, Philosophy of Language; PHIL 346, Philosophy of Mind; PHIL 350, Epistemology; PHIL 351, Philosophy of Science; PHIL 380, Metaphysics

Three credits in Writing Philosophy, PHIL 448:

At least 15 additional credits in philosophy, 6 of which are in courses numbered 300 or above.

Electives: Sufficient to bring total credits to 120, including 48 upper-division credits.

Appendix B: Comparison of JPPL with Existing Philosophy Major

A detailed comparison between the existing philosophy major and the proposed major can be had by consulting the proposed catalogue description (section A) and Appendix A, where the complete requirements of each are listed. Briefly, however, the main differences may be summarized as follows:
I. At the lower division level, Phil 100G (Philosophy, Law, and Ethics), and Phil 223G (Ethics) are required for JPPL but not required for the Philosophy concentration. Contrariwise, Phil 101G (The Art of Wondering) or Phil 201G (Introduction to Philosophy) are required for the Philosophy major.

II. At the upper division, there are two major differences. The first is the subject matter of the “core” of each major.

For the Philosophy major, the core comprises six credits from:

- PHIL 315, Philosophy of Language
- PHIL 346, Philosophy of Mind
- PHIL 350, Epistemology
- PHIL 351, Philosophy of Science
- PHIL 380, Metaphysics

For the JPPL, the core comprises three required courses:
- PHIL 376, Philosophy of Law
- PHIL 320, Social and Political Philosophy
- PHIL 373, Ethical Theory

The second major difference is the six credit interdisciplinary requirement in JPPL, which has no analog in the Philosophy major.
<table>
<thead>
<tr>
<th>Category</th>
<th>Rubric</th>
<th>Example</th>
</tr>
</thead>
<tbody>
<tr>
<td>Content</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Structure</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Organization</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Depth</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Clarity</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Originality</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Citations</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Note: The rubric is intended for assessing a directed philosophy essay.
August 2, 2017

Timothy Cleveland
Department Head, Professor
Department of Philosophy
New Mexico State University
Las Cruces, NM 88003

Dr. Cleveland,

The department of Criminal Justice would like to offer our full support to the department of Philosophy for their proposal for a new bachelor degree, "Justice, Political Philosophy, and Law." I, along with the faculty in my department, have reviewed their proposal and were afforded the opportunity to offer feedback and suggestions. The department supports this effort and wishes the department success in gaining approval for this program. If we can be of further assistance please feel free to contact me.

Sincerely,

Dennis Giever
Department Head
Appendix D: Letters of Support from Criminal Justice, Psychology, Sociology, and Brent Moore
To: Timothy Cleveland, Head Department of Philosophy

From: Dominic Simon, Department Head

Re: Proposed Bachelor of Justice, Political Philosophy, and Law degree

Date: August 18, 2017

The document entitled, "Proposal for a new Bachelor degree, Justice, Political Philosophy, and Law to be offered by the department of philosophy in the college of Arts and Sciences" (ver. 1.1), was with the faculty of the Department of Psychology last week, and their comments on the proposed program were invited.

Though few in number, the comments received were all positive. Thus, we in the Department of Psychology offer our very positive support for this proposed program. We wish you every success in getting the program approved and implemented.
To: Dr. Timothy Cleveland

From: David G. LoConto, Dept. Head, Department of Sociology

Re: Justice, Political Philosophy, and Law

August 18, 2017

I am writing in support of the proposal from the Department of Philosophy, “Justice, Political Philosophy, and Law.” In the early 21st century and particularly given the current socio-political climate, our students need more opportunities to learn how to critically evaluate phenomena occurring locally, nationally and globally. When truth has increasingly become questioned, reality has effectively become muddied creating greater opportunities for poor decision making at both the personal and professional levels. I see this program complementing the social sciences at NMSU, but more important, creating avenues for NMSU students to develop and learn where they can contribute to the local, national and global dialogue in a productive manner. I am grateful to the faculty of the Department of Philosophy for developing this very important program.

Sincerely,

David G. LoConto, Ph.D.
Academic Department Head
Department of Sociology
Science Hall 286
PO Box 30001 MSC 3WSP
Las Cruces, NM 88003-8001
575-646-3448, 575-646-7601 - fax
August 21, 2017

Timothy Cleveland  
Academic Department Head  
Department of Philosophy  
New Mexico State University  
MSC 3B, Post Office Box 30001  
Las Cruces, NM 88003-8001

Dear Mr. Cleveland:

I have become aware that New Mexico State University is considering a bachelor’s degree program in Justice, Political Philosophy, and Law, and I am happy to learn that New Mexico State University is considering such a program. I believe that this type of degree would be excellent preparation for law school and for the practice of law. Lawyers need the ability to think critically and write clearly about the law. A program that emphasizes critical thinking skills and the application of those skills would give students a strong foundation for law school and the skills employers look for when recruiting. For this reason, I strongly urge you to offer such a program.

Please feel free to contact me if you would like to discuss this recommendation.

Sincerely,

[Signature]

J. Brent Moore

JBM:bjw
JUSTICE, POLITICAL PHILOSOPHY, AND LAW, B.A.
NEW PROGRAM PROPOSAL 2017

NMSU LIBRARY COLLECTIONS AND SERVICES Assessment

LIBRARY STATEMENT

NMSU Library's ongoing fiscal constraints present a challenge for providing resources to support scholarly and professional work. Nationwide, academic research libraries are struggling to offset annual inflation costs associated with the acquisition of library research materials. NMSU Library has experienced sustained budget compression over the past decade, a trend that shows no indication of slowing down or reversing. As a result, the Library is falling further and further behind in its ability to acquire research materials and is increasingly dependent upon other research libraries and content providers to meet users' needs. Every year NMSU Library reduces the number of resources available to support academic programs. Since 2005, the Library has had extremely limited funding to establish basic, core collections for established academic programs as well as new programs that have been formally approved.

Information on a broad range of NMSU Library resources including building hours and collections can be found online at http://lib.nmsu.edu.

I. SCOPE OF ASSESSMENT

This report provides an assessment of NMSU Library collections, services, and programs and an analysis of the Library's ability to support the information needs of a proposed Bachelor of Arts in Justice, Political Philosophy, and Law in the Department of Philosophy. This assessment examines library expenditures and use of collections and services from 2014 through 2017, when data is available.
II. ASSESSMENT OF COLLECTIONS SUPPORTING JUSTICE, POLITICAL PHILOSOPHY, AND LAW

The new program proposed in the Department of Philosophy, Justice, Political Philosophy & Law (JPPL), is interdisciplinary. Materials that will be used by students and faculty in this new program fall into several different areas in the OCLC subject conspectus and in the Library of Congress classification system. NMSU Library holdings in subject areas relevant to justice, political philosophy, and law are shown in the table below:

<table>
<thead>
<tr>
<th>Division</th>
<th>Category</th>
<th>NMSU Holdings</th>
</tr>
</thead>
<tbody>
<tr>
<td>Law</td>
<td>International Law &amp; Relations</td>
<td>810</td>
</tr>
<tr>
<td></td>
<td>Law, General</td>
<td>2,980</td>
</tr>
<tr>
<td></td>
<td>Law – United States, Federal</td>
<td>8,025</td>
</tr>
<tr>
<td></td>
<td>U.S. States &amp; Territories</td>
<td>736</td>
</tr>
<tr>
<td>Philosophy</td>
<td>Ethics</td>
<td>2,153</td>
</tr>
<tr>
<td></td>
<td>Logic</td>
<td>674</td>
</tr>
<tr>
<td></td>
<td>Philosophy [Ancient, Medieval, Renaissance &amp; Modern]</td>
<td>9,763</td>
</tr>
<tr>
<td></td>
<td>Speculative Philosophy</td>
<td>2,303</td>
</tr>
<tr>
<td>Sociology</td>
<td>Communities, Classes, Races</td>
<td>3,656</td>
</tr>
<tr>
<td></td>
<td>Criminology, Criminal Justice</td>
<td>9,027</td>
</tr>
<tr>
<td></td>
<td>Social History, Social Problems, Social Reform</td>
<td>4,704</td>
</tr>
<tr>
<td></td>
<td>Sociology, General &amp; Theoretical</td>
<td>6,682</td>
</tr>
<tr>
<td>TOTAL</td>
<td></td>
<td>51,513</td>
</tr>
</tbody>
</table>

Data Source: OCLC WorldShare

Note: The OCLC WorldShare analysis above includes all cataloged NMSU Library holdings including ebooks, DVDs, images, journals, kits, maps, etc.

Comparisons of Justice, Political Philosophy, and Law Holdings (NMSU and Selected Peers)
This assessment provides a comparison of NMSU Library collections to collections at selected peer institutions with degree programs similar to the JPPL degree proposed at NMSU. The purpose of this assessment is to determine how existing NMSU Library monograph collections in related subject areas are comparable to other institutions. Dr. Mark Walker, Professor of Philosophy, identified the comparison institutions utilized in this assessment.

The NMSU Department of Philosophy currently offers an undergraduate major in philosophy and undergraduate minors in philosophy and ethics. The Corcoran Department of Philosophy at the University of Virginia (UVA) offers undergraduate majors in philosophy, politics, and law and philosophy with minors in bioethics and philosophy. UVA also offers a joint J.D/M.A. program and a PhD program for graduates in philosophy. The Philosophy Department at Binghamton University offers an undergraduate degree in philosophy and a PhD program in social, political, ethical and legal philosophy.
The philosophy department at the University of Richmond only offers an undergraduate major and minor in philosophy and is most like NMSU's department. The University of Southern California offers an undergraduate degree in philosophy and a philosophy and linguistics interdisciplinary degree (in addition to their JPPL equivalent). USC also offers a master's degree in philosophy and law.

### Table 2
Monograph Collections Comparisons for Select Institutions

<table>
<thead>
<tr>
<th>Institution</th>
<th>Total Holdings</th>
<th>Justice, Political Philosophy, and Law Holdings</th>
<th>Subject-Related Holdings as Percent of Total Holdings</th>
</tr>
</thead>
<tbody>
<tr>
<td>NMSU</td>
<td>1,278,104</td>
<td>51,513</td>
<td>4.03 %</td>
</tr>
<tr>
<td>Univ. of Virginia</td>
<td>4,395,812</td>
<td>173,894</td>
<td>3.96 %</td>
</tr>
<tr>
<td>State Univ. of New York-</td>
<td>2,871,280</td>
<td>129,306</td>
<td>4.50 %</td>
</tr>
<tr>
<td>Binghamton</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Univ. of Richmond</td>
<td>1,668,013</td>
<td>71,629</td>
<td>4.29 %</td>
</tr>
<tr>
<td>Univ. of Southern California</td>
<td>4,458,266</td>
<td>169,174</td>
<td>3.79 %</td>
</tr>
</tbody>
</table>

With its similar philosophy program, the University of Richmond also has library holdings similar to NMSU. It is to be expected that the University of Virginia would have more substantial holdings in these areas because of the graduate level courses and research offered there.

**Research Databases**

Students primarily access academic journals and research articles through interdisciplinary aggregator databases and subject-specific databases. Since the JPPL program is interdisciplinary, we have identified the following relevant research databases that NMSU Library currently subscribes to:

### Table 3
NMSU Library Database Usage

<table>
<thead>
<tr>
<th>Database Name</th>
<th>Uses Per Year</th>
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<th></th>
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<tbody>
<tr>
<td></td>
<td></td>
<td>2014</td>
<td>2015</td>
<td>2016</td>
<td>Total</td>
</tr>
<tr>
<td>Academic Search Premier</td>
<td>219,250</td>
<td>224,220</td>
<td>204,753</td>
<td>648,223</td>
<td></td>
</tr>
<tr>
<td>SocINDEX</td>
<td>43,104</td>
<td>33,617</td>
<td>5,577</td>
<td>98,092</td>
<td></td>
</tr>
<tr>
<td>Criminal Justice Abstracts</td>
<td>22,496</td>
<td>14,026</td>
<td>10,868</td>
<td>47,390</td>
<td></td>
</tr>
<tr>
<td>Lexis-Nexis</td>
<td>18,353</td>
<td>11,117</td>
<td>7,927</td>
<td>37,397</td>
<td></td>
</tr>
<tr>
<td>Expanded Academic ASAP</td>
<td>16,589</td>
<td>6,537</td>
<td>593</td>
<td>23,719</td>
<td></td>
</tr>
<tr>
<td>Philosopher's Index</td>
<td>3,437</td>
<td>3,121</td>
<td>2,328</td>
<td>8,886</td>
<td></td>
</tr>
<tr>
<td>Criminal Justice Collection</td>
<td>357</td>
<td>191</td>
<td>791</td>
<td>1,339</td>
<td></td>
</tr>
<tr>
<td>Religion and Philosophy</td>
<td>51</td>
<td>48</td>
<td>512</td>
<td>611</td>
<td></td>
</tr>
<tr>
<td>Collection</td>
<td>18</td>
<td>42</td>
<td>337</td>
<td>397</td>
<td></td>
</tr>
</tbody>
</table>
Usage of *SocINDEX, Criminal Justice Abstracts, Lexis-Nexis,* and *Expanded Academic ASAP* has decreased significantly since 2014. This could be in part to the redesign of the NMSU Library website. Database usage may increase with the introduction of NMSU Library's new integrated library system (Alma/Primo) in December 2017.

The NMSU Library does not currently subscribe to a discipline-specific database for Political Science. In order to fully support the information/research needs of the JPPL program, the NMSU Library should consider subscribing to the following databases:

- **Political Science Complete (EBSCO)**
  - Provides access to 700 full-text journals, 300+ reference books and monographs, 47,000 conference papers with an international focus on political science.

- **Government, Politics & Law for Academic (HeinOnline)**
  - A vast collection of government documents, political science classics, academic journals and world constitutions.

- **PhilPapers**
  - The NMSU Philosophy Department has previously requested full access to this database—a comprehensive index and bibliography of philosophy maintained by the community of philosophers. The database is maintained by the academic community of philosophers and provides access to more than 2 million entries and an open access archive of articles.

The initial cost of acquiring these databases and two-year projected costs are provided in the table below. Purchase of these databases is cost prohibitive. Projected costs include adjustments for inflation.

<table>
<thead>
<tr>
<th>Databases for Consideration</th>
<th>Initial Cost</th>
<th>Year 2 Cost</th>
<th>Year 3 Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Political Science Complete (EBSCO)</td>
<td>$8,640</td>
<td>$9,072</td>
<td>$9,526</td>
</tr>
<tr>
<td>Government Politics and Law for Academics (HeinOnline)</td>
<td>$2,297</td>
<td>$4,595</td>
<td>$4,825</td>
</tr>
<tr>
<td>PhilPapers</td>
<td>$510</td>
<td>$510</td>
<td>$510</td>
</tr>
</tbody>
</table>
Serial Holdings Assessment

SCImago Journal Rank Indicator

SCImago Journal Rank Indicator is "a measure of a journal's impact, influence or prestige. It expresses the average number of weighted citations received in the selected year by the documents published in the journal in the three previous years." ¹

We looked at the highest ranked journals in these subject areas most relevant to the JPPL: Philosophy, Law, Sociology & Political Science, and Political Science & International Relations. The journal titles are listed in the appendix with NMSU Library online access indicated. Usage data for the titles available at NMSU is included when available. (See Appendix.)

III. Fiscal Trends

Collection trends 2013-present

NMSU Library's materials annual base budget is allocated to the purchase of monographs, serials and electronic databases. During the past 4 fiscal years (FY14 – FY17) the Library spent $14,715 on monograph purchases (includes books and films) related to philosophy, sociology, government, and criminal justice. Annual expenditures in these areas average $3,678/year. No money was expended in criminal justice FY 2014 through FY 2016.

![NMSU Library Monograph Expenditures (FY14-FY17)](chart)

NMSU Library Monograph Expenditures (FY14-FY17)
JPPL-Related Subject Areas

<table>
<thead>
<tr>
<th>Year</th>
<th>Expenditures</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY14</td>
<td>$600</td>
</tr>
<tr>
<td>FY15</td>
<td>$1,500</td>
</tr>
<tr>
<td>FY16</td>
<td>$2,500</td>
</tr>
<tr>
<td>FY17</td>
<td>$5,000</td>
</tr>
</tbody>
</table>

In the past 4 years, the NMSU Library has expended $9,420 on monographic titles specific to philosophy. Expenditures have decreased 30% since FY 2014.

Since FY14 the NMSU Library has expended $141,810 on databases related to JPPL disciplines. This figure includes all databases in Table 3 except for Criminal Justice Abstracts, Criminal Justice Collection, and LexisNexis, which are funded through consortia in which NMSU is a member. Funding for databases has remained relatively flat.
IV. Services

Information Delivery Services
Information Delivery Services (IDS) provides access to needed research information whether owned by the University, another NMSU campus, or another library/organization. Specific services include Interlibrary Loan, Document Delivery, and courier services to and from faculty and doctoral candidates' offices. IDS also provides electronic or home delivery of materials to distance education students and faculty, including homebound and active military students.

For the period of this review, undergraduate students and faculty in the Department of Philosophy made an average of 50 requests for document delivery service and an average of 74 requests for interlibrary loan each year.

Table 6
Interlibrary Loan and Document Delivery Usage for Department of Philosophy

<table>
<thead>
<tr>
<th>Fiscal Year</th>
<th>Document Delivery</th>
<th>Interlibrary Loan</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Undergraduate</td>
<td>Faculty</td>
</tr>
<tr>
<td>2014</td>
<td>3</td>
<td>35</td>
</tr>
<tr>
<td>2015</td>
<td>9</td>
<td>42</td>
</tr>
<tr>
<td>2016</td>
<td>2</td>
<td>58</td>
</tr>
<tr>
<td>2017</td>
<td>7</td>
<td>20</td>
</tr>
<tr>
<td>Total</td>
<td>18</td>
<td>151</td>
</tr>
</tbody>
</table>
Research Assistance & Instruction.
Specialized research assistance is available to all students and faculty at NMSU via visits to the reference desk, calls, chats or email. Students and faculty may consult with a librarian with subject expertise at any time. Librarians also provide course-related instruction sessions to discuss research methods, highlight discipline-specific resources, and to support course assignments. NMSU Library Reference & Research Services indicate that no Philosophy courses have taken advantage of this service in the past four years.

<table>
<thead>
<tr>
<th>NMSU Library Philosophy Instruction</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Academic Year</strong></td>
</tr>
<tr>
<td>-------------------</td>
</tr>
<tr>
<td>2014</td>
</tr>
<tr>
<td>2015</td>
</tr>
<tr>
<td>2016</td>
</tr>
<tr>
<td>2017</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
</tr>
</tbody>
</table>

The subject specialists for philosophy, criminal justice, sociology, and government maintain LibGuides at the subject and course-level. LibGuides provide students an outline of specialized library resources available to them. A list of relevant guides and usage information is below:

<table>
<thead>
<tr>
<th>Guide Name</th>
<th>2014</th>
<th>2015</th>
<th>2016</th>
<th>2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Philosophy</td>
<td>19</td>
<td>53</td>
<td>61</td>
<td>49</td>
</tr>
<tr>
<td>CI 399: Using Lexis-Nexis to Find New Mexico Legal Information</td>
<td>--</td>
<td>--</td>
<td>--</td>
<td>184</td>
</tr>
<tr>
<td>CI 411: Nature of Crime</td>
<td>20</td>
<td>12</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>Criminal Justice</td>
<td>192</td>
<td>52</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>GOV 341: New Mexico Constitution</td>
<td>66</td>
<td>22</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>GOV 392: Civil Liberties</td>
<td>29</td>
<td>39</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>GOV 570: Comparative Politics</td>
<td>--</td>
<td>95</td>
<td>214</td>
<td>32</td>
</tr>
<tr>
<td>GOVT 101: Resources for Government for First Year Government Students</td>
<td>594</td>
<td>--</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>GOVT 300: Political Research Skills</td>
<td>79</td>
<td>14</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>GOVT 330: Intro to Public Administration</td>
<td>114</td>
<td>--</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>GOVT 502: Research Methods for Government</td>
<td>38</td>
<td>--</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>Sociology</td>
<td>120</td>
<td>177</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>SOC 353-Social Research Analysis</td>
<td>40</td>
<td>13</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>SOC 360V: Introduction to Population Studies</td>
<td>--</td>
<td>--</td>
<td>--</td>
<td>103</td>
</tr>
<tr>
<td>SOC 577-Sociology of Education</td>
<td>67</td>
<td>20</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>SOC 501-Perspectives on Sociology</td>
<td>--</td>
<td>--</td>
<td>54</td>
<td>--</td>
</tr>
<tr>
<td>SOC 559 - Advanced Sex and Gender</td>
<td>155</td>
<td>22</td>
<td>--</td>
<td>--</td>
</tr>
</tbody>
</table>
There is only 1 existing LibGuide for philosophy. Faculty in the Department of Philosophy may consider working with the library’s philosophy subject specialist to create a new guide for the new interdisciplinary JPPL major.

V. RECOMMENDATIONS

Currently, the NMSU Library provides access to journals through databases which are adequate for the proposed bachelor’s degree in justice, political philosophy, and law. This is because the proposed major is interdisciplinary and will utilize resources from disciplines including philosophy, criminal justice, sociology, and law.

If the degree proposal for a bachelor of arts in justice, political philosophy, and law is accepted, the NMSU Library will initiate working with faculty in the Department of Philosophy to optimize use of library services and collections to support their teaching and research. The NMSU Library will focus on re-engaging faculty in the Department of Philosophy.

Additionally, the NMSU Library recommends that faculty in the Department of Philosophy encourage their students to utilize the Library’s information delivery services, such as Document Delivery and Interlibrary Loan, when students cannot locate relevant materials in-house. NMSU Library is shifting its position from ownership to access. Examples of this include investing in Information Delivery Services, introducing patron driven acquisitions models, and participating in collaborative archiving projects.

Philosophy Subject Specialist
Molly Molloy, mmolloy@nmsu.edu

Report compiled by:
Samantha Rich, snrich@nmsu.edu
Assessment & Data Management Librarian

Date: September 13, 2017
### SCIMAGO RANKINGS: Highly ranked journals in selected subject areas

<table>
<thead>
<tr>
<th>Journal Title</th>
<th>NMSU Online Access</th>
<th>3-Year Use (2014-2016)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Philosophy</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Philosophical Review</td>
<td>Access current</td>
<td>8</td>
</tr>
<tr>
<td>Mind</td>
<td>Access current</td>
<td>unavailable</td>
</tr>
<tr>
<td>Nous</td>
<td>Access current</td>
<td>unavailable</td>
</tr>
<tr>
<td>British Journal for the Philosophy of Science</td>
<td>1-year embargo</td>
<td>unavailable</td>
</tr>
<tr>
<td>Political Psychology</td>
<td>1-year embargo</td>
<td>unavailable</td>
</tr>
<tr>
<td>Law</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Criminology</td>
<td>1-year embargo</td>
<td>unavailable</td>
</tr>
<tr>
<td>International Organization*</td>
<td>Access current</td>
<td>14</td>
</tr>
<tr>
<td>International Security*</td>
<td>1-year embargo</td>
<td>unavailable</td>
</tr>
<tr>
<td>Stanford Law Review</td>
<td>Access current</td>
<td>unavailable</td>
</tr>
<tr>
<td>Journal of Quantitative Criminology</td>
<td>1-year embargo</td>
<td>unavailable</td>
</tr>
<tr>
<td>Sociology &amp; Political Science</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Administrative Science Quarterly</td>
<td>Access current</td>
<td>unavailable</td>
</tr>
<tr>
<td>American Journal of Political Science</td>
<td>(JSTOR archive) No current access</td>
<td>--</td>
</tr>
<tr>
<td>American Political Science Review</td>
<td>Access current (JSTOR archive)</td>
<td>537</td>
</tr>
<tr>
<td>Journal of Public Administration Research &amp; Theory</td>
<td>Access current</td>
<td>unavailable</td>
</tr>
<tr>
<td>Journal of Service Research</td>
<td>No access</td>
<td>--</td>
</tr>
<tr>
<td>Political Science &amp; International Relations</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Philosophy &amp; Public Affairs</td>
<td>Access current</td>
<td>13</td>
</tr>
<tr>
<td>World Politics</td>
<td>(JSTOR archive) No current access</td>
<td>--</td>
</tr>
<tr>
<td>Quarterly Journal of Political Science</td>
<td>No access</td>
<td>--</td>
</tr>
<tr>
<td>Journal of Conflict Resolution</td>
<td>(JSTOR archive) No current access</td>
<td>--</td>
</tr>
<tr>
<td>Journal of Peace Research</td>
<td>Access current</td>
<td>163</td>
</tr>
</tbody>
</table>

*International Organization and International Security appear on several subject ranked lists, so the next journals in ranking were substituted, rather than duplicating these titles.
Agenda Item: Adding New Program at DACC – Associate of Applied Science in Game Development

Requested Action of the Board of Regents: Motion to create an Associate of Applied Science degree in Game Development

Executive Summary: The AAS in Game Development, submitted by the DACC Creative Media Technology program, is designed to allow students to get the necessary training to enter the workforce as a game developer. Enrollment has been strong in the Creative Media Technology program, including in courses that are needed for this degree. Wage and job data suggest strong potential for graduates within the State of New Mexico. No additional resources will be required to support this new degree. The NMSU Creative Media Institute is in support of this new degree.

References: None

Prior Approvals: DACC College Curriculum – 4/21/17; Division Dean – 3/9/17; DACC VPAA – 4/21/17; DACC President – 4/25/17; Community College System Academic Committee/CC VPAA – 7/10/17; NMSU Associate Deans Academic Council – 10/23/17; NMSU Faculty Senate – 1/11/18; NMSU Chancellor – 2/12/18

Agenda Item Approved By:

Melody Munson-McGee
Chief of Staff, Office of the Executive Vice President and Provost
MEMORANDUM

To: Becky Corran, Tarlochan Dhillon, Laura Jarry, Diane Prince, David Twitty
   Faculty Senators, Doña Ana Community College

From: Mónica F. Torres, VPAA, Doña Ana Community College

Subj: Proposal of New Associate of Applied Science in Game Development

Date: November 9, 2017

DACC’s Creative Media Program has proposed a new degree: Associate of Applied Science in Game Development. Below, I have included details relevant to the proposal. I am requesting that one of you, in your capacity as senator, sponsor a proposition on behalf of the college.

Proposal
This proposal requests approval to offer the Associate of Applied Science in Game Development at DACC. To date, this proposal has been reviewed and approved by the following bodies.

Faculty, 3/9/2017
Department Chair, 3/9/2017
Division Dean, 3/9/2017
College Curriculum Committee, 4/21/2017
DACC VPAA, 4/21/2017
DACC President, 4/25/2017
CC System Academic Committee, 7/10/2017
Associate Deans Academic Council, 10/23/2017

Description
The AAS in Game Development is designed to allow students to get the necessary training to enter the workforce as a game developer or to continue on to a variety of four-year programs. Three areas of concentration provide discipline-specific course in the field of study to enable students to complete required coursework for a specialized area of work. This degree will require 60 credits distributed as noted in the attached degree plan. The Creative Media Technology Program, in which this credential will be situated, currently has a 30-credit certificate in game design. This degree would not be a duplication of effort; rather, it would use the current certificate as a stepping stone to the full degree.

Justification
Enrollment has been strong in Creative Media Technology including the courses that will be required for this degree. Entry-level courses often have sixty to seventy students enrolled while more advanced courses enroll at capacity with twenty students (DACC enrollment records).

Wage and job data suggest strong potential for graduates. Jobs for multimedia artists and animators are projected to grow 6% between now and 2024 with a median annual wage at $65,300 (Bureau of Labor Statistics, U.S. Department of Labor, Occupational Outlook Handbook, 2016-2017). In New Mexico, the salary range is $35,578 to $52,449; with one to four years of experience, the median range moves to $43,512-61,812; with five to nine years of experience, the range goes to $57,815-$82,781 (PayScale.com)

No additional resources will be needed. DACC has AAS degrees in both creative media and digital graphics as well as a certificate in game design. The resources for those programs—physical spaces, high-end equipment, faculty, library support—will meet the resource needs of this new degree. In addition, DACC has a working relationship with both community and industry partners that collaborate with this program. Those include the City of Las Cruces, Arrowhead Center, Crytek, Virgin Galactic, and LCPS.

A memorandum of support from the Creative Media Institute and a copy of the full proposal are attached.
Memo:

Date: October 10, 2017

To: Dr. Monica Torres, Vice President Academic Affairs, DACC

From: Amy Lanasa, Department Head Creative Media Institute

Re: Proposed Associate of Applied Science in Game Development

The faculty at the Creative Media Institute fully support the proposed AAS degree in Game Development offered through the CMT program at DACC. We have met with the faculty and department chair who will be teaching courses in this degree and worked out the articulation path students will take should they choose to transfer from CMT to CMI after graduation. This articulation agreement has been officially approved.

Although CMI does not offer a degree in Game Design at this time, we do offer a Bachelors of Creative Media in Animation & Visual Effects, and find that the background in Game Design students receive at CMT DACC serves as a wonderful foundation for our program. Students can easily make the transition and be very successful here, should they choose to follow that path.

To be honest, we feel that we are behind the CMT program at DACC in this regard. Video Game Design is an ever-growing, constantly changing field in which employment opportunities abound. We are inspired by our colleagues in CMT who have developed this degree, and look forward to the time when we can rely on their experiences to help us build ours.

Thank you for the opportunity to express our support for the proposed Associate of Applied Science in Game Development degree.
Memorandum

TO: Dr. Dan Howard, Provost/Executive Vice President
THROUGH: Dr. Renay Scott, DACC President
Dr. Mónica Torres, DACC VPAA

FROM: ARTS Department

RE: Associate Degree in Game Development

DATE: March 06, 2017

We would like to request a new Associate of Applied Science degree for Game Development. This degree consists of 60 credits which will include 20 required credits of the New Mexico Common Core, and 40 credits of designated game development courses, and which include courses from more than one department.

This proposal package contains:

1. Description of the degree and requirements
2. Description of how this degree will serve the needs in our community
3. Description of the purpose of the new degree relative to financial aid requirements
4. Description of projected enrollment and costs for first three years of operation
5. Description of the resources needed to implement and operate the degree
6. A draft of the catalogue description
7. A statement that the DACC/NMSU HLC liaisons have been notified of the proposal
8. A signature page
1. Description of the degree and requirements:

The Associate of Applied Science in Game Development is designed to allow students to get the necessary training to enter the workforce as a game developer, or to continue on to a variety of 4-year programs. Three areas of concentration provide discipline specific courses in the field of study to enable students to complete required coursework for a specialized area of work. Please see the end of this document for the draft degree plan and course descriptions.

The Creative Media Technology program currently has a 30 credit certificate in game design. The degree would not be a duplication of effort, it would use the current certificate as a stepping stone to the full degree. Many of the first 100 level classes are the same for the certificate and proposed game degree. Further, this also applies to the current, and more generalized, Creative Media Technology degree plan. We feel this is a good overlap, as it allows students the opportunity to explore both degrees for one semester, get familiar with the programs, get intensive advising from faculty, and properly repositioned (if needed).

The Game Development degree will assist in recruitment of new students as well as the retention and completion of students currently enrolled in the Creative Media Technology program.

2. Description of how this program will serve the needs of our community:

Game development, which includes interactive media and computer simulations, is a growing field of employment. In particular, virtual reality is a burgeoning field in which a variety of industries are exploring the positive effects of using simulated, immersive environments to facilitate learning, production, and more. Students capable of developing media for world building for apps, games, virtual reality (VR), and augmented reality (AR) are in greater demand than ever as these media are being used across a broader spectrum of education, government, Architecture and Engineering, military, medical and of course entertainment applications.

Community support and infrastructure is currently growing quickly. The State and the City are partnering with Film Las Cruces to build a soundstage to enhance the infrastructure for film production. The skills garnered in our Game Design and Animation curriculum is easily transferable to the film industry. The CMT program is working very closely with NMSU’s Arrowhead Center to develop public/private partnerships with local industry. We have already earned a coveted spot in Crytek (one of the largest game companies in the world), VRFIRST program. We are currently collaborating with Virgin Galactic on a Virtual Reality prototype education and outreach module for LCPS’ Challenger Center, we have had meetings and discussions with several national media companies like Wassel and Red Barre about our program.

We have close ties to K-12 and a strong interest in developing pathways with LCPS and the Bridge of Southern NM. For example, we have an articulated game history class, called CMT 151, being taught at Mayfield HS through Starla Lester. She recently informed us that roughly 200 of the student body is requesting her class and formally declaring Creative Media Game as their pathway of choice! This is just Mayfield. We have been working with Elisa Cundiff at Las Cruces high to help establish a similar connection. Further, we have close ties with both Sierra MS and Lynne MS. They visit our facilities annually for tours and workshops in all Creative Media.

The median annual wage for multimedia artists and animators was $63,970 in May 2015. The median wage is the wage at which half the workers in an occupation earned more than that amount and half earned less. The lowest 10 percent earned less than $36,930, and the highest 10 percent earned more than $113,600. Bureau of Labor Statistics, U.S. Department of Labor, Occupational Outlook Handbook, 2016-2017 edition

According to PayScale.com, the middle-half of all video game designers, in NM, made a yearly salary range of $35,578-$52,449 as of October 2016. Those with 1-4 years of video game design experience earned a median wage range of $43,512-$61,812 annually as of October 2016. While individuals with 5-9 years of experience made a median salary ranging from $57,815 - $82,781 as of October 2016.

- Most Common Future Jobs:
- Senior Video Game Designer: Median Salary: $88,447
- Video Game Producer: Median Salary: $76,497
- Lead Video Game Designer: Median Salary: $81,255

According to “Work for play: Careers in video game development” - Fall 2011 Occupational Outlook Quarterly - Graduates may get jobs at a large studio, but many prospective workers enter the industry through alternative paths. For example, as the tools for making games become more accessible, aspiring developers are better able to build portfolios. A designer might make a small, original game or modify an existing one. And an artist might create artwork in the style of his or her favorite game. “You don’t have to wait to be discovered,” says Sirlin. “The barriers to entry are lower than ever before.” But getting a job at a large studio isn’t the only option for working in game development. More developers now work for the small studios that create the increasingly popular games for social media and mobile devices. These games are usually shorter and simpler to make, providing workers an excellent opportunity to become developers.

Lastly, I have included the concluding page of the ESA’s most recent report on the state of the entertainment software association’s report on game and animation economic projections. Please see below.

VIII. CONCLUSIONS

Using a combination of publically available data, data collected by the U.S. government, private industry data, and data collected by ESA, this report provided estimates of the economic contributions of the video game industry through 2016.

In 2016, the U.S. computer and video game industry earned revenue of over $30.4 billion, a 16.5% compound annual increase over 2014. This included $24.5 billion in software sales. These were distributed across an estimated 2,858 company locations, which directly employed more than 65,000 people in 50 states and the District of Columbia. Of these 65,000, approximately 28,000 were employed by larger publishing firms while approximately 37,000 were employed by smaller developer firms. We estimate that the total U.S. employment, both direct and indirect, that depends on game software publishing now exceeds 220,000 workers.

Approximately 85% of the employees in the U.S. game software publishing industry are located in one of the seven states of California, Washington, Texas, New York, Illinois, Florida, and Massachusetts. California is the largest employer of video game publishing personnel accounting for approximately 54% of the total number of employees in the U.S. as a whole.

In 2012, there were fewer than 1,800 game company locations. By 2014, this number rose to more than 2,200, resulting in a compound annual growth rate of more than 14%. In 2013, the U.S. video game industry directly employed fewer than 57,000 people. By 2015, with the industry’s direct employment at approximately 60,000, industry employment increased at an annual rate of 2.9%.

For the industry as a whole, average compensation per employee from wages, salaries and employer contributions for pensions, insurance and government social insurance was about $97,001. In game publisher or publisher/developer firms, the average compensation per employee was approximately $109,000. In game developer firms, the average compensation per employee was about $73,000. In 2015, U.S. video game publishing employees received total compensation (including supplements) of $5.8 billion. When including the indirect compensation, this figure rises to more than $11.5 billion.

Finally, in 2015, the U.S. video game industry’s value added to U.S. GDP was $11.8 billion, resulting in a 3.7% annual growth rate over the 2013 value added.
3. Description of the purpose of program relative to financial aid requirements:

The Game Development degree meets all requirements relative to financial aid requirements.

4. Description of projected enrollment and costs for the major:

The Game Development degree will serve students currently enrolled and incoming students.

- Currently 90% of the classes that are taught in the proposed 3D Animation and Game Design aspect are full within weeks of registration opening.

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- Our current part time faculty pool is sufficient to manage the growth to about 60 majors. We feel this is sustainable with faculty and equipment. We plan to keep the program capped at about this number in order to stay small and efficient and pivot to new technologies as they emerge.

- 20115-2016 Operating Budget for DACC
  
  - Tuition & Fees $10,018,523 - 24%
  - State Government $23,658,274 - 60%
  - Local Appropriation $4,023,712 - 13.2%
  - Other sources $116,590 - .4%

- Evidence of the college’s support is documented by continued funding of the courses that are currently being taught in gaming and animation as well as by the funding of the full-time faculty and adjunct faculty for the courses.

- The next page includes a Draft Budget Worksheet that details NO requested increase in funding.

- The next three pages after are of student enrollment data dating back to 2009 that indicates consistently strong and increasing numbers.
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</table>
5. Description of the resources needed to implement and operate the program:

The Game Development degree will use current resources, quality curriculum and instruction to support completion. Current resources and faculty are sufficient.

a. Resources
   - The current resources are sufficient; growth management will be the plan. To keep the program small and nimble. The Federal Carl Perkins Grant will be utilized if specialized equipment over $1000.00 is required.

b. Faculty:
   - The faculty should be sufficient in number to ensure a high quality program.
   - Currently 4 full-time faculty with approximately 20 part-time faculty for entire program. We have 1 full-time faculty line and 4 part-time faculty fully dedicated to the animation and gaming courses.

c. Courses:
   - All courses required for the program are identified and CIP Codes exist for those courses.
   - There will be some new courses added as the program continues to keep up with industry demands. The Federal Carl Perkins Grant will be utilized to assist faculty stay current with new technologies and industry trends. It will be used for professional development, industry certification, which will help with new course development as needed.
   - See degree plan and course descriptions on subsequent pages.

d. Library and other Support Services.
   - The libraries and library staff help foster student learning by complementing instruction, offering students physical and virtual research spaces, and supporting faculty teaching and development by providing resources, class visits and information literacy instruction, and AV equipment. The libraries emphasize Internet-based resources and services. Thus, many of our materials can be accessed off campus as well as on campus and in the libraries themselves.
   - We have already created a fantastic resource area in the library of books on graphics and animation, video game history, theory and design, a library of historic and current video games for play testing and instruction.
   - Student services are available for all students for financial aid, career and academic advising, registration, and tutoring.

e. Equipment: Laboratory equipment, computer equipment, or other special resources needed should be described and a plan on how these will be obtained should be included.
   - Currently sufficient. We have several computer labs that have sufficient horsepower, and are regularly upgraded by DACC. We have an open lab with all the necessary hardware and software for students to work outside the classroom. We have a full-time lab technician and several student employees fluent in the technology to assist students in the open lab. NO capital outlay funding is needed.
f. Physical Facilities: Identify and describe classroom, laboratory, staff and faculty office space needs. Indicate whether these facilities are available or whether they will require capital outlay funding.
   o Currently sufficient. We have several computer labs that have sufficient horsepower, and are regularly upgraded by DACC. We have an open lab with all of the necessary hardware and software for students to work outside the classroom. We have a full-time lab technician and several student employees fluent in the technology to assist students in the open lab. NO capital outlay funding is needed.

6. A draft of the catalogue description:

The Associate of Applied Science in Game Development will prepare graduates for entry-level careers in game design, programming, and 3D art. Students who have completed this degree will have built up a strong portfolio of work in their chosen specialization to apply confidently for positions in the game industry.

A list of all required courses including descriptions and credit hours are as follows:
## REQUIREMENTS (60 CREDITS)

### CORE REQUIREMENTS (20 CREDITS)

<table>
<thead>
<tr>
<th>Course</th>
<th>Credits</th>
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<tbody>
<tr>
<td>ENGL 111G Rhetoric and Composition</td>
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<tr>
<td>ART 150 Drawing</td>
<td>3</td>
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<tr>
<td>COMM 253G Public Speaking</td>
<td>3</td>
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<tr>
<td>COMM 265G Principles of Human Communication</td>
<td>3</td>
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<tr>
<td>Math 210G Math Appreciation</td>
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### Any Common Core Area III Course

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### Any common core area IV or V

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### TECHNICAL/RELATED REQUIREMENTS (22 CREDITS)

<table>
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<tr>
<td>CMT 145 Image Processing I</td>
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<tr>
<td>CMT 151 Evolution of Electronic Games</td>
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<tr>
<td>CMT 155 Professional Development</td>
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<tr>
<td>CMT 160 Modeling and Animation</td>
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<tr>
<td>CMT 180 Principles of Design</td>
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<td>CMT 228 Level Design Concepts</td>
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<td>CMT 292 Creative Media Studio</td>
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<tr>
<td>CMT 295 Portfolio Development and Design</td>
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### ELECTIVES BASED ON FOCUS (18 CREDITS each)

#### ARTS & ANIMATION (18 CREDITS)

<table>
<thead>
<tr>
<th>Course</th>
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<tr>
<td>CMT 175 3D Character Design</td>
<td>3</td>
</tr>
<tr>
<td>CMT 220 Environmental Scene Design</td>
<td>3</td>
</tr>
<tr>
<td>CMT 229 3D Digital Sculpting</td>
<td>3</td>
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<tr>
<td>ENGL 232 Script Development &amp; Storyboarding</td>
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#### GAME DESIGN (18 CREDITS)

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<tr>
<td>CMT 251 Gaming Platforms &amp; Standards</td>
<td>3</td>
</tr>
<tr>
<td>CMT 252 Game Tools &amp; Techniques</td>
<td>3</td>
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<tr>
<td>ENGL 232 Script Development &amp; Storyboarding</td>
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### Electives

Advisor approved electives: (ENGL, MATH, CS, ART, OECS, BMGT, CMT, ARCT, DRFT, MUS, THTR) 6

### Game Design (18 CREDITS)

<table>
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<td>CMT 251 Gaming Platforms &amp; Standards</td>
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<td>CMT 252 Game Tools &amp; Techniques</td>
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<tr>
<td>ENGL 232 Script Development &amp; Storyboarding</td>
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### Electives

Advisor approved electives: (ENGL, MATH, CS, ART, OECS, BMGT, CMT, ARCT, DRFT, MUS, THTR) 6
### REQUIREMENTS

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**TOTAL CREDITS REQUIRED:** 60  
**Total to date:**

**Final Cumulative GPA:**

### COMMENTS:

- 
- 
- 
- 

### Checked by:

- **Advisor/Coordinator:**
  - Date
- **Division Dean:**
  - Date
- **VP Academic Affairs:**
  - Date
- **VP Student Services:**
  - Date

**Revised:** 4/20/17
Technical/Related Requirements Course Descriptions

CMT 145. Image Processing I 3 cr. (2+2P)
Design and creation of digital graphics using a raster or bitmap program for use in print, multimedia, video, animation and web. May be repeated for maximum of 6 credits.

CMT 151. Evolution of Electronic Games 3 cr. (2+2P)
Specific titles to be announced in the Schedule of Classes. May be repeated for a maximum of 18 credits. Same as OEGR 155.

CMT 155. Selected Topics 1-4 cr. (2+2P)
Focus on the evolution of video games and how they have shaped mainstream entertainment. May be repeated up to 6 credits.

CMT 160. Modeling and Animation 3 cr. (2+2P)
Building on student's knowledge of 2D animation, covers modeling and animating objects and scenes in a 3-D environment using various camera and lighting effects. May be repeated for a maximum of 6 credits.

CMT 180. Design Principles 3 cr. (2+2P)
Techniques and theories of design principles, including layout foundation, logo building, type, color, and story-boarding and their application to print, web, animation and video. Prerequisite(s): CMT 142 or CMT 146

CMT 228. Level Design Concepts 3 cr. (2+2P)
Focus on the design and creation of video game levels. Dealing with the challenges and pitfalls of different video game genres. May be repeated for a maximum of 6 credits. Prerequisite: CMT 200

CMT 292. Creative Media Studio 3 cr. (2+2P)
A studio environment where students specialize in creating film-festival quality and portfolio-ready projects under the supervision of faculty. Prerequisites: CMT 190 and CMT 195 or CMT 160. May be repeated for a maximum of 6 credits.

CMT 295. Portfolio Development & Design 3 cr. (2+2P)
Personalized design and creation of the student's professional portfolio including hard-copy, demo reel, and online. Prerequisite: consent of instructor. May be repeated a maximum of 6 credits. Same as OEGR 280.

Art & Animation Track

CMT 150. 2D Animation 3cr. (2+2P)
Concepts and techniques in storyboarding and creating interactive 2D animations for web, multimedia and video. Prerequisites: CMT 142 or CMT 146.

CMT 175. 3D Animation 3cr. (2+2P)
Concepts and techniques in storyboarding and creating interactive 2D animations for web, multimedia and video. Prerequisites: CMT 142 or CMT 146.

CMT 220. Environmental Scene Design 3 cr. (2+4P)
Modeling design techniques used to create environments and scenes for use in animated films and games. Investigation of both natural and architectural environments to be recreated in the virtual world. Prerequisite: CMT 135 or CMT 160.

CMT 229 3D Digital Sculpting 3 cr. (2+2P)
Introduce students to the process of 3d Digital Sculpting. Students will learn how to create complex high polygon sculpts and normal maps and transfer the models into 3D studio Max and Autodesk Maya.

ENGL 232 Script Development & Storyboarding 3 cr. (2+2P)
Examines effective writing principles for creating storyboards that communicate the overall picture of a project, timing, scene complexity, emotion and resource requirements. Cross listed with: CMI 232.

Electives
Advisor approved electives (ENGL, MATH, CS, ART, O ECS, BMGT, CMT, ARCT, DRFT, MUS, THTR).

Game Design Track

CMT 200. Critical Games Studies 3 cr. (2+2P)
Focus on creating a complete design document utilizing techniques and standards used in the industry today. May be repeated for up to 6 credits.

CMT 251. Gaming Platform and Standards 3 cr. (2+2P)
Focus on the different gaming platforms and their corresponding gaming demographics and standards. Prerequisite: CMT 200.

CMT 252. Game Tools and Techniques 3 cr. (2+2P)
Focus on the different engines and gaming technologies that power the games of today. Prerequisite: CMT 200.

ENGL 232 Script Development & Storyboarding 3 cr. (2+2P)
Examines effective writing principles for creating storyboards that communicate the overall picture of a project, timing, scene complexity, emotion and resource requirements. Cross listed with: CMI 232.

Electives
Advisor approved electives (ENGL, MATH, CS, ART, O ECS, BMGT, CMT, ARCT, DRFT, MUS)
Game Design and Programming

CMT 251. Gaming Platform and Standards
3 cr. (2+2P)
Focus on the different gaming platforms and their corresponding gaming demographics and standards. Prerequisite: CMT 200.

CMT 252. Game Tools and Techniques
3 cr. (2+2P)
Focus on the different engines and gaming technologies that power the games of today. Prerequisite: CMT 200.

Electives
Advisor approved electives (ENGL, MATH, CS, ART, OECS, BMG)

7. The DACC HLC liaison has been notified and provided a copy of the proposal.

NOTE: This proposal process constitutes Item 1 on the “Approval Process for Community College Applied Associate of Science Degrees & Certificates,” which is listed on the NMSU Provost’s website. This and one other document detail what happens to the proposal once it is submitted for approval. (1) Appendix 6.82.1 outlines the approval path for a proposal. That sequence is included in this manual (“Approval Sequence for Proposing New Programs and Changes to Existing Programs”) or in Section 6.82 of the NMSU Administrative Rules and Procedures. (2) The “Approval Process for Community College Applied Associate of Science Degrees and Certificates,” cited above in this note outlines other NMSU system offices that are responsible for post-approval actions that must be completed in order to the new program to be fully implement. Institutional Analysis, HLC campus liaison, University Registrar, and Financial Aid. Full approval may also include actions by New Mexico Higher Education Department and the Higher Learning Commission.
Faculty Senate Transmittal and Administrative Action Routing Form

To: Office of the Chancellor
From: Faculty Senate Chair, Dr. Christopher Brown
RE: Proposition: 12-17/18
Date: January 19, 2018
cc: Provost Office

Please find enclosed Faculty Senate Legislation No. 12-17/18 entitled, "Adding New Program at DACC – AAS Game Development", approved by the Faculty Senate on, January 11, 2018.

Please Route for Approval:

☒ Your review and approval. Based on Policy 1.70 B. 2. b., your action is due within 40 working days from receipt of this transmittal, or March 16, 2018.

☐ A previous veto of legislation affecting academic policy has been overridden by 2/3 vote of the Faculty Senate; pursuant to the timeline provided in Policy 1.70 B. 2. c., your action to rescind that veto is requested within five business days of receipt.

☐ Please indicate your availability to meet with Faculty Senate leadership to discuss.

☐ No action required; for informational purpose.

☐ I acknowledge receipt of the above.

☐ I will respond further at a later date.

☒ I approve this legislation, and will process according to NMSU Rules & Policies.

☒ I approve this legislation on a provisional basis. It will become effective immediately, and I will place it on the Agenda for ratification at a future meeting of the Board of Regents.

☐ I veto this legislation.

☐ Other:

Garrey Carruthers, Chancellor

Date: 2/12/18

Please return completed, signed form to:

Gloria Podruchny, Faculty Senate Recording Secretary
MSC 3445 Provost’s Office
Email: gilpodru@nmsu.edu / Phone: (575)646-2127

RECEIVED

NMSU PRESIDENT'S OFFICE

03/02/2018 Page 186 of 228
Proposition: 12-17/18

Title: Proposition for adding a new program at DACC

Date Submitted: 11/15/2017

Sponsor(s): T. Dhillon (DACC); B. Corran (DACC); M. Byrnes (DACC)

Proposed Committee: Faculty Affairs

Assigned Committee:

Prior Approvals:
To date, this proposal has been reviewed and approved by the following bodies.
Faculty, 3/9/2017
Department Chair, 3/9/2017
Division Dean, 3/9/2017
College Curriculum Committee, 4/21/2017
DACC VPAA, 4/21/2017
DACC President, 4/25/2017
CC System Academic Committee, 7/10/2017
Associate Deans Academic Council, 10/23/2017

Proposal:
This proposal requests approval to offer the Associate of Applied Science in Game Development at DACC.

Rationale:
Enrollment has been strong in Creative Media Technology including the courses that will be required for this degree. Entry-level courses often have sixty to seventy students enrolled while more advanced courses enroll at capacity with twenty students (DACC enrollment records).
Wage and job data suggest strong potential for graduates. Jobs for multimedia artists and animators are projected to grow 6% between now and 2024 with a median annual wage at $65,300 (Bureau of Labor Statistics, U.S. Department of Labor, Occupational Outlook Handbook, 2016-2017). In New Mexico, the salary range is $35,578 to $52,449; with one to four years of experience, the median range moves to $43,512-$61,812; with five to nine years of experience, the range goes to $57,815-$82,781 (PayScale.com).

No additional resources will be needed. DACC has AAS degrees in both creative media and digital graphics as well as a certificate in game design. The resources for those programs-physical spaces, high-end equipment, faculty, library support-will meet the resource needs of this new degree. In addition, DACC has a working relationship with both community and industry partners that collaborate with this program. Those include the City of Las Cruces, Arrowhead Center, Crytek, Virgin Galactic, and LCPS.

A memorandum of support from the Creative Media Institute and a copy of the full proposal are attached.
SIGNATURES for New Programs: Associate of Applied Science, Associate Degree, Associate Major

Credential Requested:   Associate of Applied Science   Associate Degree   Associate Major
Credential Name:        Game Development
Program:               Creative Media Technology

APPROVED:              DATE: 5/9/17
Department Faculty

APPROVED:              DATE: 3/9/17
Department Chair or Program Director

APPROVED:              DATE: 5/9/17
College Curriculum Committee

APPROVED:              DATE: 5/21/2017
Division Dean

APPROVED:              DATE: 4/25/2017
Vice President for Academic Affairs, DACC

APPROVED:              DATE: 4/10/17
President, DACC

APPROVED:              DATE: 4/10/17
Faculty Senate (if appropriate)

APPROVED:              DATE: 7/10/17
CC System Academic Committee/CC VPAAs

APPROVED:              DATE: 10/27/2017
Associate Deans Academic Council

APPROVED:              DATE:
NMHED

APPROVED:              DATE:
HLC
APPROVALS:

Matt Byrnes
Department Chair, Arts

Mletic Moundock
Chair
College Curriculum Affairs Committee

David Murleson
Division Dean, Arts Humanities & Social Sciences

Dr. Mónica F. Torres
Vice President for Academic Affairs

Dr. Renay Scott
President

Dr. Dan Howard
EVP/Provost
Agenda Item: Proposal to Close the Electrical Apprenticeship Program, DACC

Requested Action of the Board of Regents: Motion to close the Electrical Apprenticeship Program at Doña Ana Community College

Executive Summary: The closure of the Electrical Apprenticeship program would eliminate two credentials: a certificate and an associate of applied science degree, and comes after a lengthy process during which DACC considered enrollment, completion, and market factors. Enrollment in this program has steadily declined over the last 5 years. The decline, as well as the impact of this decline were considered. Discussions with faculty, staff, and advisory council members revealed a second reason for eliminating the program: competing programs in the region – Southern NM Independent Electrical Contractors, Inc., and the International Brotherhood of Electrical Workers program in El Paso, TX – operate full-blown apprenticeship programs.

If approved, DACC will follow through in four specific areas. 1) “Teaching out” students currently enrolled in the program. 2) Planning for any faculty/staff currently employed in the program. 3) Assessing budget, facilities, and equipment assigned to the program, and determining re-allocation of those resources. 4) Notifying, as appropriate the New Mexico Higher Education Department, the Higher Learning Commission, and the Department of Education.

References:

Prior Approvals/Notifications: DACC VPAA – 11/29/17; DACC President – 11/29/17; Community College System Academic Committee/CC VPAAas – 11/27/17; NMSU Associate Deans Academic Council – 11/29/17; NMSU Faculty Senate – 1/22/18; Academic Deans Council – 2/12/18; NMSU Chancellor – 2/12/18

Agenda Item Approved By:

Melody Munson-McGee
Chief of Staff, Office of the Executive Vice President and Provost
Proposal: To Close the Electrical Apprenticeship Program, DACC
Submitted to: Faculty Senate, NMSU
Submitted by: Monica F. Torres, VPAA, DACC
Date: January 5, 2018

Proposal
This document proposes the closing of the Electrical Apprenticeship program at Doña Ana Community College. This closure would eliminate two credentials: a certificate and an associate of applied science degree. This proposal comes after a lengthy process during which DACC considered enrollment and factors related to the local industry.

As noted in Rule 6.05 (*Administrative Rules and Procedures of NMSU*), this proposal requests review and recommendation by the Faculty Senate followed by Academic Deans Council, and the NMSU Chancellor en route to the Board of Regents for their consideration and action. The Community College System Academic Committee and the Associate Deans Academic Council have been informed of this proposal.

Background Information
In the last few years, DACC developed a process for identifying programs that may be struggling with sustainability issues.

- An ad hoc working group drafted a three-phase process (spring and fall of 2015).
- The working group held several open forums for faculty and staff at DACC to present the process and gather feedback (spring 2016).
- The working group revised the process based on feedback from the forums (summer 2016).
- The working group launched Phase 1, which included analysis of several critical data points (SCH and certificate and associate degrees awarded) for all career technical education programs (fall 2016).
- A second working group launched Phase 2, which included additional data analysis (enrollment, sections/section size, faculty workload information) for six programs that Phase 1 analysis suggested might be struggling. In Phase 2, working group members also considered two other sources of data: job and wage data from the US Department of Labor as well as conversations with program advisory committees (spring 2017).
- At the conclusion of Phase 2, the Phase 2 working group proposed three programs as candidates for elimination and three programs as candidates for major reorganization (summer 2017).

Electrical Apprenticeship is one of three programs identified for elimination.
Rationale
There are two reasons to close this program: enrollment numbers and labor market considerations.

1. Enrollment has been declining for the last five years. The chart below, which provides program data for the 2011-2012 to 2015-2016 academic years, shows decline in degrees and certificates, majors, headcount, seat count, and student credit hours as well as the impact of that decline on class size and the number of faculty employed in the program. These numbers reflect a significant decline in enrollment, which, as noted in Rule 6.05.J.1, is a criterion for closing an academic unit.

<table>
<thead>
<tr>
<th>Data Category</th>
<th>2011-12 through 2015-2016</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Productivity</strong></td>
<td></td>
</tr>
<tr>
<td>Degrees/certificates</td>
<td>10/4/9/3/3</td>
</tr>
<tr>
<td>number of majors</td>
<td>126/78/68/63/62</td>
</tr>
<tr>
<td>headcount</td>
<td>127/43/39/45/42</td>
</tr>
<tr>
<td>seat count</td>
<td>223/73/72/75/73</td>
</tr>
<tr>
<td>student credit hours</td>
<td>1338/438/432/450/438</td>
</tr>
<tr>
<td><strong>Efficiency</strong></td>
<td></td>
</tr>
<tr>
<td>number of sections</td>
<td>11/9/8/8/8</td>
</tr>
<tr>
<td>average class size</td>
<td>20/8/9/9/9</td>
</tr>
<tr>
<td>median class size</td>
<td>20/9/8/7/8</td>
</tr>
<tr>
<td><strong>Workload</strong>*</td>
<td></td>
</tr>
<tr>
<td>total faculty</td>
<td>6/5/4/4/4</td>
</tr>
</tbody>
</table>

2. It is important to note that there are good jobs in the region. However, in 2012-2013, Southern New Mexico Independent Electrical Contractors, Inc., a trade association based in Las Cruces, began their own electrical apprenticeship training program in Las Cruces. In addition, a union apprenticeship program operates in El Paso, Texas. These programs offer both the on-the-job training as well as the classroom instruction needed to operate full-blown apprenticeship training programs. It would require significant additional investment for DACC’s program, which provides classroom instruction only, to provide the on-the-job training portion of an apprenticeship program. This seems less than prudent given the presence of two training programs already in the region.

Next Steps
If this proposal is approved through the NMSU system, DACC will follow through in four specific areas: “teaching out” students currently enrolled in the program; planning for any faculty/staff currently employed in the program: assessing budget, facilities, and equipment assigned to the program, and determining re-allocation of those resources; notifying, as appropriate, the New Mexico Higher Education Department, the Higher Learning Commission, and the Department of Education.
The “Teach Out” Plan

DACC’s “teach-out” plan for the Electrical Apprenticeship program is straightforward. Students enter and progress through the electrical coursework of the program in cohorts. If this proposal is approved by NMSU, DACC would accept no more first-semester electrical apprenticeship cohorts and would offer the courses in sufficient number and sequence to allow the 20 students currently enrolled in the program to complete the entire cycle of electrical courses. (See chart below.) That would allow all students currently enrolled in the certificate program to complete the certificate. It would also allow all students enrolled in the associate degree program to complete all of the electrical classes required for the associate degree. What would remain for those students are the general education courses that students could complete at any time before, at the same time as, or after completion of their electrical courses.

<table>
<thead>
<tr>
<th>Year 1 Apprentices</th>
<th>Spring 2018</th>
<th>Fall 2018</th>
<th>Spring 2019</th>
<th>Fall 2019</th>
<th>Spring 2020</th>
<th>Fall 2020</th>
<th>Spring 2021</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>OEET 152</td>
<td>OEET 153</td>
<td>OEET 154</td>
<td>OEET 251</td>
<td>OEET 252</td>
<td>OEET 253</td>
<td>OEET 254</td>
</tr>
<tr>
<td>Year 2 Apprentices</td>
<td>OEET 154</td>
<td>OEET 251</td>
<td>OEET 252</td>
<td>OEET 253</td>
<td>OEET 254</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Year 3 Apprentices</td>
<td>OEET 252</td>
<td>OEET 253</td>
<td>OEET 254</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Year 4 Apprentices</td>
<td>OEET 254</td>
<td></td>
<td></td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

Faculty/Staff Plans

There are no full-time faculty or staff currently employed in the Electrical Apprenticeship program. Part-time faculty will be employed, as they are now, to successfully complete the “teach out” plan. Advising will continued to be offered by the staff in the department and the division in which this program is housed until the program is closed.

Budget/Facilities/Equipment Plans

The Electrical Apprenticeship program has a budget of $62,068. That includes the following breakdown.

- Part-time Salaries: $47,184
- Fringes $: $9,484
- Other Supplies and Expenses: $5,400
- Total: $62,068

These budget dollars will be absorbed into the overall institutional budget at DACC and will become available for reallocation to other programs with projects or initiatives that support greater enrollment and completion. The reallocation of these resources will occur in the budget cycle that follows approval of this proposal. Reallocation of resources meets another criterion for closing a program as noted in Rule 6.05.J.2.
The Electrical Apprenticeship program does not have dedicated facilities. Any classrooms used by this program will become available for other class offerings.

The Electrical Apprenticeship program does have specialized training equipment. This equipment will be assessed for reallocation to either the building construction or the electrical lineman program as appropriate. If any of the equipment was purchased with Carl Perkins funds, DACC will consult the granting agency prior to reallocation.

Finally, there are no donor-directed scholarships affiliated with this program.

Notification of HED and HLC
If approval is granted, the VPAA at DACC will work with Judy Bosland, Assistant Vice President of Institutional Analysis at NMSU, to assure appropriate notification to the New Mexico Higher Education Department.

If approval is granted, the VPAA at DACC will work with Susan Wood, Associate Vice President for Academic Affairs and DACC’s HLC’s accreditation liaison, to ensure appropriate notification to the Higher Learning Commission.

If approval is granted, the VPAA at DACC will work with other entities within the NMSU system—Registrar and Financial Aid, for example—to ensure that all program documentation (Banner, catalog, degree audit, the PPA, etc.) is updated.
Faculty Senate Transmittal and Administrative Action Routing Form

To: Office of the Chancellor
From: Faculty Senate Chair, Dr. Christopher Brown
RE: Proposition: 13-17/18
Date: January 22, 2018
cc: Provost Office

Please find enclosed Faculty Senate Legislation No. 13-17/18 entitled, “Proposal to Close the Electrical Apprenticeship Program”, approved by the Faculty Senate on, January 11, 2018.

Please Route for Approval:

<table>
<thead>
<tr>
<th>Faculty Senate Request</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>X Your review and approval. Based on Policy 1.70 B. 2. b., your action is due within 40 working days from receipt of this transmittal, or March 19, 2018.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ A previous veto of legislation affecting academic policy has been overridden by 2/3 vote of the Faculty Senate; pursuant to the timeline provided in Policy 1.70 B. 2. c., your action to rescind that veto is requested within five business days of receipt.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ Please indicate your availability to meet with Faculty Senate leadership to discuss.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ No action required; for informational purpose.</td>
<td></td>
<td></td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Chancellor Action</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>□ I acknowledge receipt of the above.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ I will respond further at a later date.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ I approve this legislation, and will process according to NMSU Rules &amp; Policies.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ I approve this legislation on a provisional basis. It will become effective immediately, and I will place it on the Agenda for ratification at a future meeting of the Board of Regents.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ I veto this legislation.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>□ Other: Garrey Carruthers, Chancellor</td>
<td></td>
<td>Date: 2/12/18</td>
</tr>
</tbody>
</table>

Please return completed, signed form to:

Gloria Podruchny, Faculty Senate Recording Secretary
MSC 3445 Provost's Office
Email: gtopodru@nmsu.edu / Phone: (575)646-2127

RECEIVED

NMSU PRESIDENT'S OFFICE
Proposition: 13-17/18

Title: Proposal to Close the Electrical Apprenticeship Program, DACC

Date Submitted: December 7th, 2017

Sponsor(s): Corran (DACC), Torres (DACC, Ex-Officio)

Proposed Committee: Scholastic Affairs or Long Range Planning

Assigned Committee:

Prior Approvals:

Proposal

This document proposes the closing of the Electrical Apprenticeship program at Doña Ana Community College. This closure would eliminate two credentials: a certificate and an associate of applied science degree. This proposal comes after a lengthy process during which DACC considered enrollment and factors related to the local industry.

As noted in Rule 6.05 (Administrative Rules and Procedures of NMSU), this proposal requests review and recommendation by the Faculty Senate followed by Academic Deans Council, and the NMSU Chancellor en route to the Board of Regents for their consideration and action. The Community College System Academic Committee and the Associate Deans Academic Council have been informed of this proposal.

Rationale

Please see attached documentation.
Proposal to Close Electrical Apprenticeship Program at DACC

SIGNATURES

RECOMMEND APPROVAL

Vice President for Academic Affairs, DACCC

DATE: 11/21/17

RECOMMEND APPROVAL

President, DACC

DATE: 11/29/17

NOTIFIED

Community College VPAs / CC System Academic Committee

DATE: 11/27/17

NOTIFIED

Associate Deans, Academic Council

DATE: 11/29/17

RECOMMEND APPROVAL

Faculty Senate

DATE: 1/22/18

RECOMMEND APPROVAL

Academic Deans Council

DATE: 2/12/18

RECOMMEND APPROVAL

Chancellor

DATE: 2/12/18

APPROVAL

Board of Regents

DATE:

11/29/2017

VPAA
Agenda Item: Proposal to Close the Library Science Program, DACC

Requested Action of the Board of Regents: Motion to close the Library Science Program at Doña Ana Community College.

Executive Summary: The closure of the Library Science program would eliminate five credentials: Associate of Applied Science, Library Science; certificate, Fundamentals of Library Science; certificate, Customized Study in Library Science; certificate, Specialized Topics in Library Science; certificate, Children’s Literature. The recommendation to eliminate this program comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors, specifically enrollment numbers and labor market considerations. Enrollment in this program has drastically declined over the last 5 years; declines in degrees and certificates awarded, majors, headcount, seat count, and student credit hours, as well as the impact of that decline on class size and the number of faculty employed in the program were considered. Discussions with faculty, staff, and advisory council members revealed a second reason for eliminating the program: the credentials earned through this program are either not necessary to get many entry-level positions in libraries, or are not advanced enough to get professional-level positions in the field.

If approved, DACC will follow through in four specific areas. 1) “Teaching out” students currently enrolled in the program. 2) Planning for any faculty/staff currently employed in the program. 3) Assessing budget, facilities, and equipment assigned to the program, and determining re-allocation of those resources. 4) Notifying, as appropriate the New Mexico Higher Education Department, the Higher Learning Commission, and the Department of Education.

References: None

Prior Approvals/Notifications: DACC VPAA – 11/29/17; DACC President – 11/29/17; Community College System Academic Committee/CC VPAAs – 11/27/17; NMSU Associate Deans Academic Council – 11/29/17; NMSU Faculty Senate – 1/22/18; Academic Deans Council – 2/12/18; NMSU Chancellor – 2/12/18

Agenda Item Approved By:

Melody Munson-McGee
Chief of Staff, Office of the Executive Vice President and Provost
Proposal: To Close the Library Science Program, DACC
Submitted to: Faculty Senate
Submitted by: Monica F. Torres, VPAA
Date: January 5, 2018

Proposal
This document proposes the closing of the Library Science program at Doña Ana Community College. This closure would eliminate five credentials: Associate of Applied Science, Library Science; certificate, Fundamentals of Library Science; certificate, Customized Study in Library Science; certificate, Specialized Topics in Library Science; certificate, Children's Literature. This proposal comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors.

As noted in Rule 6.05 (Administrative Rules and Procedures of NMSU), this proposal requests review and recommendation by the Faculty Senate followed by Academic Deans Council and the NMSU Chancellor en route to the Board of Regents for their consideration and action. The Community College System Academic Committee and the Associate Deans Academic Council have been informed of this proposal.

Background Information
In the last two years, DACC developed and implemented a process for identifying programs that may be struggling with sustainability issues.

- An ad hoc working group drafted a three-phase process (spring and fall of 2015).
- The working group held several open forums for faculty and staff at DACC to present the process and gather feedback (spring 2016).
- The working group revised the process based on feedback from the forums (summer 2016).
- The working group launched Phase 1, which included analysis of several critical data points (Sch, certificate and associate degrees awarded) for all career technical education programs (fall 2016).
- A second working group launched Phase 2, which included additional data analysis (enrollment, sections/section size, faculty workload information) for six programs that Phase 1 analysis suggested might be struggling. In Phase 2, working group members also considered three other sources of information: job and wage data from the US Department of Labor, conversations with program faculty and staff, and conversations with program advisory committees (spring 2017).
- At the conclusion of Phase 2, the working group proposed three programs as candidates for elimination and three programs as candidates for major reorganization (summer 2017).
Library Science is one of three programs identified for elimination.

**Rationale**

There are two reasons to close the program: enrollment numbers and labor market considerations.

1. Enrollment is the primary reason to eliminate this program. The enrollment in Library Science has dramatically declined in the last five years. The chart below, which provides program data from 2011-2012 to 2015-2016, shows the decline in the number of awards granted, the number of majors, headcount, seat count, and student credit hours. In addition, the chart shows the impact of the enrollment decline on program offerings including the number of sections offered and average class size as well as on faculty workload including the total number of faculty employed to teach classes, the SCH taught by part-time faculty, and the student/faculty ratio. These numbers reflect a significant decline in enrollment, which, as noted in Rule 6.05.J.1, is a criterion for closing an academic unit.

<table>
<thead>
<tr>
<th>Data Category</th>
<th>2011-12 through 2015-2016</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Productivity</strong></td>
<td></td>
</tr>
<tr>
<td>Degrees/certificates</td>
<td>26/20/20/15/14</td>
</tr>
<tr>
<td>number of majors</td>
<td>95/83/83/55/56</td>
</tr>
<tr>
<td>headcount</td>
<td>688/526/375/283/239</td>
</tr>
<tr>
<td>seat count</td>
<td>1280/990/794/573/486</td>
</tr>
<tr>
<td>student credit hours</td>
<td>3413/2622/2066/1488/1300</td>
</tr>
<tr>
<td><strong>Efficiency</strong></td>
<td></td>
</tr>
<tr>
<td>number of sections</td>
<td>72/64/57/42/34</td>
</tr>
<tr>
<td>average class size</td>
<td>18/16/14/14/14</td>
</tr>
<tr>
<td>median class size</td>
<td>19/18/14/13/14</td>
</tr>
<tr>
<td><strong>Workload</strong></td>
<td></td>
</tr>
<tr>
<td>total faculty</td>
<td>13/13/12/9/7</td>
</tr>
<tr>
<td>% of SCH taught by PT faculty</td>
<td>59/52/47/33/26</td>
</tr>
<tr>
<td>student/faculty ratio</td>
<td>57/44/34/25/22</td>
</tr>
<tr>
<td>Faculty under standard workload</td>
<td>1/1/1/1/1</td>
</tr>
</tbody>
</table>

While this program has served a local, state-wide, and national audience (it is 100% online), that audience has waned in recent years.

2. In discussions with faculty, staff, and advisory council members, a secondary reason for this proposal emerged. While earning these credentials may, in fact, help employees of small or school libraries enhance their skills, the credentials are either not necessary to get many entry-level positions in libraries or are not advanced enough to get professional-level positions in the field.

In addition, employment data from the U.S. Department of Labor suggest that there are other limitations facing graduates. While the growth rate of positions is average for library assistants, salaries are low and post-secondary credentials are not needed for employment.
And while library technicians have more earning potential, the growth rate for these jobs is slower than average and salaries are below New Mexico’s median and mean.

<table>
<thead>
<tr>
<th>Occupation</th>
<th>Growth Rate</th>
<th>Median Annual Wage in NM</th>
<th>Mean Annual Wage in NM</th>
<th>Education Required</th>
<th>Typical Training</th>
</tr>
</thead>
<tbody>
<tr>
<td>Library Assistants, Clerical</td>
<td>About the same as average</td>
<td>21,940 (for all occupations, 32,320)</td>
<td>23,510 (for all occupations, 43,170)</td>
<td>HS diploma or equivalent</td>
<td>Short-term, on the job</td>
</tr>
<tr>
<td>Library Technicians</td>
<td>More slowly than average</td>
<td>31,310 (for all occupations, 32,320)</td>
<td>34,130 (for all occupations, 43,170)</td>
<td>Postsecondary non degree award</td>
<td>None</td>
</tr>
</tbody>
</table>


These numbers suggest that DACC’s library science credentials may not offer as much value to graduates in the current job market as we might have hoped when we started the program.

It is this combination—significant loss of enrollment as well as some challenges in job prospects—that prompted DACC to forward this proposal.

Next Steps
If this proposal is approved through the NMSU system, DACC will follow through in four specific areas: “teaching out” students currently enrolled in the program; planning for any faculty/staff currently employed in the program; assessing budget, facilities, and equipment assigned to the program and determining re-allocation of those resources; notifying, as appropriate, the New Mexico Higher Education Department, the Higher Learning Commission, and the Department of Education.

The “Teach Out” Plan
As of August 2017, 43 students were listed as Library Science majors: 31 enrolled in the Associate of Applied Science (AAS) and 12 enrolled in the certificate programs.

The AAS requires 38 credits in “technical requirements.” For students early in the major, these credits can be reasonably completed in four semesters and one summer. If this proposal is approved, a four-semester/one-summer sequence would be implemented.

<table>
<thead>
<tr>
<th>Spring 2018 and 2019</th>
<th>Fall 2018 and 2019</th>
<th>Summer 2019</th>
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<tbody>
<tr>
<td>L SC 100</td>
<td>L SC 111</td>
<td>L SC 140</td>
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<td>L SC 110</td>
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<td>L SC 270</td>
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</table>
This sequence of courses would also allow students enrolled in library science certificate programs to complete the programs of study for those credentials.

The AAS requires an additional 28 credits of general education and related non-technical courses. All of these may be earned outside of library science course offerings (general education, workforce readiness, etc.) and are offered on a regular basis.

Faculty/Staff Employment Plans
There are two staff members currently assigned to the Library Science program: one tenured faculty member and one nonexempt staff member. Consistent with AAUP principles and recommendations and with NMSU policy, both employees would have the right to be placed in other jobs provided that there are positions available for which they are qualified or may become qualified for.

The specific employment plan for both, if this proposal is approved, would essentially involve two-steps. (1) Both employees would remain fully employed at DACC through the teach-out phase. (2) Once the teach-out phase is completed, both employees would be subject to layoff as articulated in Rule 4.45.b of the NMSU Administrative Rules and Procedures.

Provisions of 4.45.b. include the following.

4.45.b.1. It is the policy of the university to attempt to transfer any non-probationary, satisfactorily performing employee who will be laid off as a result of a reduction in force, reorganization, or job elimination.

4.45.b.2. Employees may be transferred to like positions for which they are qualified on the basis of seniority (i.e. service within both the university and the department, along with past work performance) as vacancies occur.

4.45.b.3. Those individuals not transferred by their termination date will be placed on leave without pay in accordance with the policy stated under Rule 7.20.85 Leaves Without Pay.

4.45.b.4. The university may recall non-probationary employees on a seniority basis whenever possible, with those having the most seniority and good work records recalled first. Recall rights are limited to the first 90 calendars days after layoff.

4.45.b.5. The transfer or recall of employees to other positions may result in a different rate of pay, level, and job title.

4.45.b.6 Specific plans for any area which is terminating employees will be prepared at the time of the layoff, reviewed by the assistant vice president for human resource services and approved by the executive vice president and provost.

4.45.b.7. Salary and wage rate will be in accordance with Policy 5.25-Compensation (Faculty) or Rule 8.15-Compensation (Staff)
In addition, Rule 5.98.J articulates that four types of transfers are recognized by NMSU including transfers from academic to non-academic units and from one community college to another or to the main campus or the reverse.

**Budget/Facilities/Equipment Plans**
Library Science has a total budget of $227,423.

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<tr>
<td>Total</td>
<td>$227,423</td>
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These budget dollars will be absorbed into the overall institutional budget at DACC and will become available for reallocation to other programs or departments with projects or initiatives that support greater enrollment and completion. The reallocation of these resources will occur in the budget cycle that follows approval of this proposal. Reallocation of resources meets another criterion for closing a program as noted in Rule 6.05.J 2.

Library Science does not have specialized facilities, equipment, or classrooms assigned to it as it is a 100% online program.

There are several donor-directed scholarships affiliated with this program. DACC will inform donors of this proposal and will work closely with donors to determine appropriate action for their funds should this proposal be approved.

**Notification of HED, HLC, and DOE**
If approval is granted, the VPAA at DACC will work with Judy Bosland, Assistant Vice President of Institutional Analysis at NMSU, to assure appropriate notification to the New Mexico Higher Education Department.

If approval is granted the VPAA at DACC will work with Susan Wood, Associate Vice President for Academic Affairs and DACC’s HLC’s accreditation liaison, to ensure appropriate notification to the Higher Learning Commission.

If approval is granted the VPAA at DACC will work with other entities within the NMSU system—Registrar and Financial Aid, for example—to ensure that all curriculum documentation (Banner, catalog, degree audit, the PPA, etc.) is updated and any additional agencies, such as the Department of Education, are notified.
Faculty Senate Transmittal and Administrative Action Routing Form

To: Office of the Chancellor  
From: Faculty Senate Chair, Dr. Christopher Brown
RE: Proposition: 15-17/18
Date: January 22, 2018  
cc: Provost Office

Please find enclosed Faculty Senate Legislation No. 15-17/18 entitled, "Proposal to Close the Library Science Program, DACC", approved by the Faculty Senate on, January 11, 2018.

Please Route for Approval:

[ ] Your review and approval. Based on Policy 1.70 B. 2. b., your action is due within 40 working days from receipt of this transmittal, or March 19, 2018.

[ ] A previous veto of legislation affecting academic policy has been overridden by 2/3 vote of the Faculty Senate; pursuant to the timeline provided in Policy 1.70 B. 2. c., your action to rescind that veto is requested within five business days of receipt.

[ ] Please indicate your availability to meet with Faculty Senate leadership to discuss.

[ ] No action required; for informational purpose.

[ ] I acknowledge receipt of the above.

[ ] I will respond further at a later date.

[ ] I approve this legislation, and will process according to NMSU Rules & Policies.

[ ] I approve this legislation on a provisional basis. It will become effective immediately, and I will place it on the Agenda for ratification at a future meeting of the Board of Regents.

[ ] I veto this legislation.

[ ] Other:

Garrey Carruthers, Chancellor  
Date: 2/12/18

Please return completed, signed form to:

Gloria Podruchny, Faculty Senate Recording Secretary  
MSC 3445 Provost’s Office  
Email: glpodru@nmsu.edu / Phone: (575)646-2127

RECEIVED

NMSU PRESIDENT’S OFFICE

03/02/2018  Page 205 of 228
Proposition: 15-17/18

Title: Proposal to Close the Library Science Program, DACC

Date Submitted: December 7th, 2017

Sponsor(s): Corran (DACC), Torres (DACC, Ex-Officio)

Proposed Committee: Scholastic Affairs or Long Range Planning

Assigned Committee:

Prior Approvals:

Proposal

This document proposes the closing of the Library Science program at Doña Ana Community College. This closure would eliminate five credentials: Associate of Applied Science, Library Science; certificate, Fundamentals of Library Science; certificate, Customized Study in Library Science; certificate, Specialized Topics in Library Science; certificate, Children’s Literature.

This proposal comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors.

As noted in Rule 6.05 (Administrative Rules and Procedures of NMSU), this proposal requests review and recommendation by the Faculty Senate followed by Academic Deans Council and the NMSU Chancellor en route to the Board of Regents for their consideration and action. The Community College System Academic Committee and the Associate Deans Academic Council have been informed of this proposal.

Rationale

Please see attached documentation.
Proposal to Close Library Science Program at DACC

SIGNATURES

RECOMMEND APPROVAL

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11/28/2017
VPAA

Page 1
Board of Regents Meeting
Meeting Date: March 6, 2018
Agenda Item # F-23

Agenda Item: Proposal to Close the Paralegal Studies Program, DACC

Requested Action of the Board of Regents: Motion to approve the closure of the Paralegal Studies Program at Doña Ana Community College.

Executive Summary: The closure of the Paralegal Studies program would eliminate one credential: an Associate of Applied Science in Paralegal Studies. The recommendation to eliminate this program comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors, specifically enrollment numbers and labor market considerations. Enrollment in this program has steadily declined over the last 5 years. Declines in enrollment numbers and a small number of completions, as well as the impact of those numbers were considered. Discussions with advisory council members revealed a second reason for eliminating the program: employers in this field are looking for applicants with a specific set of skills (legal research and writing, for example) but suggested that those skills could be taught in a few classes rather than an entire associate degree.

If approved, DACC will follow through in four specific areas. 1) “Teaching out” students currently enrolled in the program. 2) Planning for any faculty/staff currently employed in the program. 3) Assessing budget, facilities, and equipment assigned to the program, and determining re-allocation of those resources. 4) Notifying, as appropriate the New Mexico Higher Education Department, the Higher Learning Commission, and the Department of Education.

References: None

Prior Approvals/Notifications: DACC VPAA – 11/29/17; DACC President – 11/29/17; Community College System Academic Committee/CC VPAAs – 11/27/17; NMSU Associate Deans Academic Council – 11/29/17; NMSU Faculty Senate – 1/22/18; Academic Deans Council – 2/12/18; NMSU Chancellor – 2/12/18

Agenda Item Approved By:

Melody Munson-McGee
Chief of Staff, Office of the Executive Vice President and Provost
Proposal: To Close the Paralegal Studies Program, DACC
Submitted to: Faculty Senate, NMSU
Submitted by: Monica F. Torres, VPAA
Date: January 5, 2018

Proposal
This document proposes the closing of the Paralegal Studies program at Doña Ana Community College. This closure would eliminate one credential: an Associate of Applied Science in Paralegal Studies. This proposal comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors.

As noted in Rule 6.05 (Administrative Rules and Procedures of NMSU), this proposal requests review and recommendation by the Faculty Senate followed by Academic Deans Council, and the NMSU Chancellor en route to the Board of Regents for their consideration and action. The Community College System Academic Committee and the Associate Deans Academic Council have been informed of this proposal.

Background Information
In the last two years, DACC developed and implemented a process for identifying programs that may be struggling with sustainability issues.

- An ad hoc working group drafted a three-phase process (spring and fall 2015).
- The working group held several open forums for faculty and staff at DACC to present the process and gather feedback (spring 2016).
- The working group revised the process based on feedback from the forums (summer 2016).
- The working group launched Phase 1, which included analysis of several critical data points (SCH, certificates awarded, and associate degrees awarded) for all career technical education programs (fall 2016).
- A second working group launched Phase 2, which included additional data analysis (enrollment, sections/section size, faculty workload information) for six programs that Phase 1 analysis suggested might be struggling. In Phase 2, working group members also considered three other sources of information: job and wage data from the US Department of Labor, conversations with program faculty and staff, and conversations with program advisory committees (spring 2017).
- At the conclusion of Phase 2, the Phase 2 working group proposed three programs as candidates for elimination and three programs as candidates for major reorganization (summer 2017)

Paralegal Studies is one of the three programs identified for elimination.

Rationale
There are two primary reasons to close this program: enrollment numbers and labor market considerations.
1. Enrollment has been declining for the last five years. The chart below, which provides program data from the 2011-2012 AY to 2015-2016 AY, shows the decline in headcount, seat count, and student credit hours as well as the impact of that decline on faculty workload including the total number of faculty employed in the program and SCH taught by part-time faculty. These numbers reflect a significant decline in enrollment, which, as noted in Rule 6.05.J.1, is a criterion for closing an academic unit.

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<thead>
<tr>
<th>Data Category</th>
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<tbody>
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<td>Productivity</td>
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<td>degrees/certificates</td>
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<tr>
<td>number of majors</td>
<td>58/61/61/56/59</td>
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<tr>
<td>headcount</td>
<td>108/100/102/73/62</td>
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<tr>
<td>seat count</td>
<td>206/190/185/158/156</td>
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<tr>
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<td>Efficiency</td>
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<td>number of sections</td>
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<td>8/10/11/10/10</td>
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<td>Workload</td>
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<tr>
<td>total faculty</td>
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<tr>
<td>% of SCH taught by PT faculty</td>
<td>15/23/16/8/6</td>
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<tr>
<td>student/faculty ratio</td>
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<tr>
<td>faculty under standard workload</td>
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</tbody>
</table>

2. The local job market does not require an associate’s degree. Members of DACC’s Paralegal Studies Advisory Council reported that employers needed applicants with a specific set of skills (legal research and writing, for example) but suggested that those skills could be taught in a few classes rather than an entire associate degree. Essentially, the degree does not give graduates a competitive advantage in the job market. As a result, if students complete the associate degree, which they may not need to enter the workforce, they may be prolonging the time they are not earning wages and potentially building debt through student loans.

Next Steps
If this proposal is approved through the NMSU system, DACC will follow through in four specific areas: “teaching out” students currently enrolled in the program; planning for any faculty/staff currently employed in the program; assessing budget, facilities, and equipment assigned to the program and determining re-allocation of those resources; notifying, as appropriate, the New Mexico Higher Education Department, the Higher Learning Commission, and the Department of Education.

The “Teach Out” Plan
DACC has developed a “teach out” plan for each of the 24 students currently majoring in Paralegal Studies. Students are projected to finish their Paralegal Studies classes no later than Spring 2019 with remaining General Education classes to be completed in Fall 2019. To do this, DACC will offer the specific classes students need to complete the degree in the order listed below. Advisors will work closely with students to ensure that they are aware of program requirements and course offerings.
<table>
<thead>
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<th>Spring 2018</th>
<th>Fall 2018</th>
<th>Spring 2019</th>
</tr>
</thead>
<tbody>
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<tr>
<td>PL S 279</td>
<td>PL S Elective</td>
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As noted above, advisory council members reported that students could benefit from instruction in several critical skills (such as introduction to legal research and writing) when they are seeking and employed in entry-level jobs in the legal field. DACC will re-package/re-locate instruction in these skills to other classes and/or programs at the college.

**Faculty/Staff Plans**
There are no full-time faculty or staff currently employed in the Paralegal Studies program. Part-time faculty will be employed as needed to successfully complete the “teach out” plan. Advising will be offered by other staff in the department and the division in which this program is housed until students have completed the major requirements, and the program is terminated.

**Resources: Budget, Facilities, Equipment, and Scholarships**
Paralegal Studies has a total budget of $35,990.

- Part-time Salaries: $22,226
- Fringes $: $4,467
- Other Supplies and Expenses: $9,297
- Total: $35,990

These budget dollars will be absorbed into the overall institutional budget at DACC and will become available for reallocation to other programs or departments with projects or initiatives that support greater enrollment and completion. The reallocation of these resources will occur in the budget cycle that follows approval of this proposal. Reallocation of resources meets another criterion for closing a program as noted in Rule 6.05.J.2.

The Paralegal Studies program does not have specialized facilities or equipment assigned to it. Any classrooms used by this program will become available for other programs with more need.

Finally, there are no donor-directed scholarships affiliated with this program.

**Notification of HED, HLC, and DOE**
If approval is granted, the VPAA at DACC will work with Judy Bosland, Assistant Vice President of Institutional Analysis at NMSU, to assure appropriate notification to the New Mexico Higher Education Department.

If approval is granted, the VPAA at DACC will work with Susan Wood, Associate Vice President for Academic Affairs and DACC’s HLC accreditation liaison, to ensure appropriate notification to the Higher Learning Commission.
If approval is granted, the VPAA at DACC will work with other entities within the NMSU system—Registrar and Financial Aid, for example—to ensure that all program documentation (Banner, catalog, degree audit, the PPA, etc.) is updated.
Faculty Senate Transmittal and Administrative Action Routing Form

To: Office of the Chancellor
From: Faculty Senate Chair, Dr. Christopher Brown
RE: Proposition: 14-17/18
Date: January 22, 2018
cc: Provost Office

Please find enclosed Faculty Senate Legislation No. 14-17/18 entitled, "Proposal to Close the Paralegal Studies Program, DACC", approved by the Faculty Senate on, January 11, 2018.

Please Route for Approval:

- Your review and approval. Based on Policy 1.70 B. 2. b., your action is due within 40 working days from receipt of this transmittal, or March 19, 2018.
- A previous veto of legislation affecting academic policy has been overridden by 2/3 vote of the Faculty Senate; pursuant to the timeline provided in Policy 1.70 B. 2. c., your action to rescind that veto is requested within five business days of receipt.
- Please indicate your availability to meet with Faculty Senate leadership to discuss.
- No action required; for informational purpose.

Faculty Senate Request

Chancellor Action

☐ I acknowledge receipt of the above.
☐ I will respond further at a later date.
☐ I approve this legislation, and will process according to NMSU Rules & Policies.
☐ I approve this legislation on a provisional basis. It will become effective immediately, and I will place it on the Agenda for ratification at a future meeting of the Board of Regents.
☐ I veto this legislation.
☐ Other: 

Garrey Carruthers, Chancellor

Date: 2/12/18

Please return completed, signed form to:

Gloria Podruchny, Faculty Senate Recording Secretary
MSC 3445 Provost's Office
Email: gppodruchny@nmsu.edu / Phone: (575)646-2127

RECEIVED
Proposition: 14-17/18

Title: Proposal to Close the Paralegal Studies Program, DACC

Date Submitted: December 7th, 2017

Sponsor(s): Corran (DACC), Torres (DACC, Ex-Officio)

Proposed Committee: Scholastic Affairs or Long Range Planning

Assigned Committee:

Prior Approvals:

Proposal

This document proposes the closing of the Paralegal Studies program at Doña Ana Community College. This closure would eliminate one credential: an Associate of Applied Science in Paralegal Studies. This proposal comes after a lengthy process during which DACC considered enrollment, workforce, and other institutional factors.

As noted in Rule 6.05 (Administrative Rules and Procedures of NMSU), this proposal requests review and recommendation by the Faculty Senate followed by Academic Deans Council, and the NMSU Chancellor en route to the Board of Regents for their consideration and action. The Community College System Academic Committee and the Associate Deans Academic Council have been informed of this proposal.

Rationale

Please see attached documentation.
Proposal to Close Paralegal Studies Program at DACC

SIGNATURES

RECOMMEND APPROVAL
YES ☑ NO ☐ DATE:
Vice President for Academic Affairs, DACC
1/29/18

RECOMMEND APPROVAL
YES ☑ NO ☐ DATE:
President, DACC
1/17/18

NOTIFIED
☑ NO ☐ DATE:
Community College VPAAs / CC System Academic Committee
11/27/17

NOTIFIED
☑ NO ☐ DATE:
Associate Deans Academic Council
1/29/18

RECOMMEND APPROVAL
☑ NO ☐ DATE:
Faculty Senate
✓
1/22/18

RECOMMEND APPROVAL
YES ☑ NO ☐ DATE:
Academic Deans Council
2/12/18

RECOMMEND APPROVAL
YES ☑ NO ☐ DATE:
Chancellor
2/12/18

APPROVAL
YES ☑ NO ☐ DATE:
Board of Regents

11/28/2017
VPAA


Executive Summary: The proposed Non-Binding Letter of Intent (LOI) will enable the administration to continue consideration of the opportunity to operate a privately financed campus in San Luis Potosi, Mexico. This LOI provides a one-year period (subject to agreed extension) for NMSU and investor group to fully evaluate the concept and negotiate the contractual arrangement within the framework of certain specified parameters.

References: See attached draft of Letter of Intent

Prior Approvals: none

Agenda Item Approved By

[Signature]
Daniel J. Howard, Ph.D.
Executive Vice President and Provost

2/27/2018

Date

[Signature]
Garrey Carruthers, Ph.D.
Chancellor

2/27/2018

Date
NON-BINDING LETTER OF INTENT

between

REGENTS OF NEW MEXICO STATE UNIVERSITY
Las Cruces, New Mexico, USA

and

EL GRUPO PROMOTOR
San Luis Potosí City, San Luis Potosí, México

The REGENTS OF NEW MEXICO STATE UNIVERSITY (NMSU), an institution of higher education established under the Constitution of the State of New Mexico, and EL GRUPO PROMOTOR, a not yet formed corporation/partnership under the laws of Mexico, acting by and through its authorized member, J. Arturo Segoviano Garcia, adopt this Non-Binding Letter of Intent (LOI) declaring the intention and aspiration of both parties to cooperatively develop and operate a branch campus of New Mexico State University in San Luis Potosí (NMSU SLP), which will offer a selected group of accredited academic programs which will be commensurate with those offered on NMSU’s campuses in the United States.

1. This LOI forms the framework for cooperation between the parties to identify and achieve shared goals and objectives, and to facilitate and develop a genuine and mutually beneficial contractual relationship to support the success of NMSU SLP. This LOI is non-binding and does not impose any legal or financial obligations or liabilities on either party.

2. The primary purpose of establishing a branch campus in San Luis Potosí is to expand opportunities for qualified students in Mexico to access affordable higher education degree opportunities with the quality and attributes common to university education in the United States. The shared expectation is that NMSU SLP will provide a number of other benefits such as:
   - Advancing globalization and extending NMSU academic programs to a regional neighbor;
   - Enriching academic experiences for students in both New Mexico and Mexico through international exchange of students and faculty, and collaborative research opportunities for faculty;
   - Enhancing cross-cultural experiences and mutual understanding between current and future leaders of both regions; and
   - Creating opportunities for student internships and faculty engagement with multi-national corporations located in SLP.

3. Both parties enter into this LOI with the understanding and expectation that NMSU will not make a capital investment or any other financial contribution or commitment toward the development and operation of the NMSU SLP campus. NMSU will contribute only its expertise, intellectual property assets including name and trademarks, and services related to the academic operation.

4. EL GRUPO PROMOTOR will be fully responsible for the development of the NMSU SLP physical campus such that it meets all accreditation requirements, including the following:
• Acquire all land and improvements necessary for development of the campus;
• Provide adequate and accessible infrastructure to and on the campus including all roads, sidewalks, landscaping, easements and utilities including high speed internet connections;
• Design and construct a physical plant suitable for the campus of a well-respected highly regarded university including accessible space suitable for teaching and administering all academic programs, fully equipped modern classrooms and laboratory facilities, workspaces, residential and recreational areas, and all other requisite campus facilities; and
• Incorporate plans and programs of study obtaining official recognition of degree validity with the appropriate Mexican authorities.

5. During the design and construction phase, NMSU will provide general consulting services regarding the types of facilities and physical attributes that are needed for a successful campus structure. These services will be advisory only and will not include technical expertise for design, architecture, engineering or any other professional services.

6. EL GRUPO PROMOTOR will be fully responsible for the day to day operation and maintenance of the entire physical plant of the NMSU SLP campus, including providing safety and security, information and communication services (telephone, internet, websites), custodial and grounds keeping, maintenance of all buildings and infrastructure, and operation of all necessary auxiliary services such as bookstore, housing, and dining services.

7. EL GRUPO PROMOTOR will have financial and budgeting authority and responsibility within the confines of accreditation requirements and NMSU established tuition guidelines, including a requirement that tuition must be at least 15% greater than the in-state tuition rate charged by NMSU Las Cruces.

8. EL GRUPO PROMOTOR will employ and compensate all staff required for the NMSU SLP campus, including faculty, professional staff and a quality assurance liaison; however, the recruitment and selection of all faculty and academic administrators will be conducted under the oversight of NMSU and subject to final approval by NMSU.

9. EL GRUPO PROMOTOR and the staff of NMSU SLP will be primarily responsible for all student recruitment activities although NMSU will provide advice and will approve recruitment materials.

10. NMSU will develop and implement those academic degree programs deemed most appropriate after consultation with EL GRUPO PROMOTOR. The curriculum for these programs will be equivalent to the programs offered by NMSU in the United States, and will satisfy all accreditation requirements. NMSU will supervise and have authority over all courses and degree programs, with the goal of ensuring educational quality, and awarding a degree recognized in both countries.

11. NMSU SLP staff will develop and implement student academic support programs similar to those offered at NMSU, and NMSU will provide guidance to EL GRUPO PROMOTOR in the recruitment and hiring of staff for these programs.

12. EL GRUPO PROMOTOR and NMSU SLP will recruit and recommend for hiring to NMSU only faculty holding appropriate academic credentials as needed to meet institutional, U.S. regional and programmatic accreditation requirements. Pay will be in accordance with the pay scale established by NMSU SLP.
13. NMSU will be responsible for establishing faculty performance standards and for working with EL GRUPO PROMOTOR to evaluate that faculty for promotion and retention purposes.

14. EL GRUPO PROMOTOR and NMSU will collaborate to secure all necessary licenses, permits, accreditation and recognitions from appropriate authorities in Mexico for the delivery of officially sanctioned and validated higher education degree credentials.

15. NMSU SLP and EL GRUPO PROMOTOR, working with NMSU, will assemble and deliver any information about academic programs including but not limited to course descriptions, degree requirements and faculty credentials as may be required by the regulatory officials of Mexico and by the relevant accrediting bodies.

16. NMSU will develop guidelines and implement a student and faculty exchange program to allow the students and faculty of the NMSU campuses in the United States to visit, work or study at the NMSU SLP campus, and to allow the faculty and students of the NMSU SLP campus to visit, work and study at the NMSU campuses in the United States. Payment of faculty that participate in the exchange program will be covered by the institution of origin and in accordance with the economic criteria of each institution, including securing any and all immigration permits and authorizations.

17. At such time as the NMSU SLP campus is operational and begins admitting students, EL GRUPO PROMOTOR will pay to NMSU a quarterly fee equal to 12% of the gross revenue (tuition and fees), at the exchange rate at the time of payment, collected by NMSU SLP, to compensate for a variety of services, including faculty recruitment and continuing oversight of all academic program design, development and delivery, to include the process of degree processing at NMSU. These fees shall continue as long as NMSU SLP is in existence. In the event that NMSU and EL GRUPO PROMOTOR decide to terminate the agreement, both parties are obligated by accreditation requirements to teach out all programs in which students are currently enrolled, which may take up to five years following the decision to terminate the agreement. In such an instance, the campus would no longer be a branch campus of NMSU, and could no longer bear the name or affiliation of NMSU.

18. The parties agree that this LOI establishes the framework for the negotiation of a binding contractual agreement that the parties expect to finalize and execute within one year after approval of this LOI. The parties plan to complete campus construction, complete academic program development, receive accreditation approval, and admit students by the latter part of the year 2020. The parties acknowledge that both this LOI and any subsequent binding contractual agreement are contingent upon the approval of their respective governing boards, and that at the time of signing this LOI, those governing boards have approved only this LOI.

19. The parties agree that if, on the one year anniversary of this LOI, they have neither (a) reached agreement and signed a contractually binding agreement for the development and operation of the NMSU SLP campus, nor (b) reached an agreement to extend the time period of the LOI, then this LOI shall terminate and the parties shall have no further obligation to continue efforts to establish an NMSU SLP campus, and neither shall have any liability to the other. The parties agree that either party may withdraw for no cause from the LOI at an earlier date only upon a good faith determination that the NMSU SLP campus is not feasible or that the parties will be unable to successfully negotiate or obtain necessary approvals for a binding contractual agreement. In such case, the withdrawing party will give written notification to the other within 15 calendar days after such determination has been made.
20. During the period of this LOI, EL GRUPO PROMOTOR will not use the name of New Mexico State University, nor of any member of NMSU’s program staff, in any publicity, advertising, or news release without the prior written approval of an authorized representative of NMSU. NMSU will not use the name of EL GRUPO PROMOTOR or of the location of the campus in Gran Peñón or any employee of EL GRUPO PROMOTOR, in any publicity, advertising, or news release without the prior written approval of EL GRUPO PROMOTOR. Both parties agree to keep the terms of this LOI and their subsequent negotiations confidential to the extent permitted by law, recognizing that NMSU is a public entity subject to laws requiring the disclosure of certain records upon request to any member of the public or media.

21. Each party shall designate a person or office to serve as liaison for implementing this LOI and receiving any related notices. The parties agree that all communication and notices may be delivered through electronic mail. For NMSU, the contact person will be Dr. Daniel Howard, Provost, NMSU (dahoward@nmsu.edu). For EL GRUPO PROMOTOR, the contact person will be Lic. J. Arturo Segoviano García (rectoria@campusup.edu.mx).

The parties, by placing their signatures below, indicate their approval of this Non-Binding Letter of Intent and the framework for their cooperative efforts to develop the university enterprise described herein.

**REGENTS OF NEW MEXICO STATE UNIVERSITY**

By: __________________________
    Deborah Hicks, Chair

Date: __________________________

**EL GRUPO PROMOTOR**

By: __________________________
    J. Arturo Segoviano García

Date: __________________________
Opportunities for Educational Partnerships

Chancellor Garrey Carruthers
Provost Dan Howard
Dean Rolando Flores

March 2018
New Mexico State University and San Luis Potosi

• Large metropolitan area
  • Population >1,000,000
• Major industrial center
  • Manufacturing, mining, service industries
• In triangle formed by Mexico City, Guadalajara, Monterrey
Promotes our mission through...

- Advancing globalization
- Enriching academic experiences through exchange opportunities
- Enhancing cross-cultural experiences
- Creating opportunities with multi-national corporations in SLP
Letter of Intent

- Provides a year for exploration
  - Plan academic programs
  - Develop an understanding of regulatory environment
  - Create facilities plan
  - Understand costs and benefits
  - Develop MOU
- Assess options at the completion of a year
Agenda Item: Provost’s Report: Reaffirmation of Accreditation

Requested Action of the Board of Regents: None

Executive Summary:

The Higher Learning Commission will continue to accredit New Mexico State University through the 2027-28 academic year. According to a letter sent to NMSU Chancellor Garrey Carruthers in February by the Higher Learning Commission, the university met all criteria for accreditation with no concerns.

References: None

Prior Approvals: None

Agenda Item Approved By:

Melody Munson-McGee
Chief of Staff, Office of the Executive Vice President and Provost
Board of Regents Meeting  
Meeting Date: March 6, 2018  
Agenda Item Cover Page

☐ Action Item
☐ Consent Item
☒ Informational Item

Presented By: Lizbeth G. Ellis, J.D.  
General Counsel

Agenda Item: Summary of Revisions to the Administrative Rules and Procedures of NMSU (ARP) for the period 11/15/17 through 02/13/18.

Requested Action of the Board of Regents: None

Executive Summary: Please see attached report, summarizing the revisions to the ARP between November 15, 2017 and February 13, 2018, submitted pursuant to Rule 1.10-Adoption and Amendment of Regents Policies, Administrative Rules and Procedures.


Prior Approvals: N/A

Agenda Item Approved By:

[Signature]
Lizabeth G. Ellis  
General Counsel

[Signature]
Date

2/26/2018
SUMMARY OF ARP REVISIONS, NOV. 15, 2017 through FEB. 13, 2018

This report summarizes the revisions made to the Administrative Rules and Procedures of NMSU (ARP) during the period 11/15/17 through 02/13/18, in accordance with Rule 1.10 - Adoption and Amendment of Regents Policies, Administrative Rules and Procedures.

1. **ARP 4.46 - Authorized Absences** was revised on February 13, 2018 to expand and promote uniformity in the manner in which student absences from class will be excused, permitting them to make up missed class work. The revision was initiated on behalf of servicemen subject to short-term deployments and was expanded to address other reasons that students may be compelled to miss class (e.g. jury duty). The revised rule was reviewed and revised based on feedback from the Associate Deans Academic Council, the Academic Deans Council, Student Affairs and Enrollment Management, Dean of Students, Athletics and ASNMSU before being submitted to Faculty Senate. The Faculty Senate approved the rule revision, with amendments; the University Administrative Council ultimately recommended approval and the Chancellor approved, also with an amendment.

2. **ARP 15.62 - Protection of Federal Information; FISMA Compliance** was revised on February 13, 2018 upon the recommendation of ICT, after collaboration with the NMSU Offices of Research, Research Computing, and Grants & Contracts, and consistent with the Federal Information Security Management Act (FISMA) of 2002. NMSU is a custodian of several types of data governed by FISMA which it must safeguard and protect according to FISMA directives and frameworks defined by the National Institute for Standards and Technology. The updated rule provides definitions, clarifies roles and procedures, as it formalizes NMSU’s foundational information security controls for the protection of both classified and controlled unclassified information. The rule revision received review and recommendation from University Administrative Council and approval from the Chancellor.

3. **ARP 15.63 - Protection of Customer Information; GLBA Compliance** was revised on February 13, 2018 upon the recommendation of ICT, after collaboration with the Registrar and all campus’ financial aid offices. The revision will facilitate the university’s compliance with the Gramm-Leach-Bliley Act (GLBA), also known as the Financial Modernization Act of 1999, and the regulations promulgated thereunder, for the protection of student financial aid information. The revised rule specifies roles and responsibilities for the affected and involved parties. The rule revision received review and recommendation from University Administrative Council and approval from the Chancellor.