



**Board of Regents Meeting**  
**Meeting Date: September 16, 2021**  
**Agenda Item Cover Page**

**Agenda Item #: I-1**

- Action Item
- Consent Item
- Informational Item

**Presented By:** Roy Collins III, J.D.  
General Counsel

**Agenda Item:** Summary of Revisions to the Administrative Rules and Procedures of NMSU (ARP) for the period May 15, 2021 through September 10, 2021

**Requested Action of the Board of Regents:** None – Report for Board’s Information

**Executive Summary:**

In accordance with ARP 1.10, the attached report provides a synopsis for each revision to the Administrative Rules and Procedures of NMSU (ARP) approved by the Chancellor during the above referenced time period.

Please note that there were no revisions to the ARP for the period May 15, 2021 through September 10, 2021.

**References:**

Rule 1.10, Part 6 G. 3. provides that a summary of the revisions to the ARP will be submitted as an informational item for the Board’s regular meetings.

**Agenda Item Approved By:**

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**Roy Collins III, J.D.**  
**General Counsel**

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**9/10/2021**  
**Date**



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## INFORMATIONAL REPORT: SUMMARY OF ARP REVISIONS 05/15/2021 – 09/10/2021

This report is submitted to the Board of Regents pursuant to ARP 1.10 (Part 6 G. 3.), to provide a summary of recent revisions to the Administrative Rules and Procedures of NMSU (ARP) (<https://arp.nmsu.edu>). The administrative rules and procedures are developed and/or amended in coordination with the policy administrator and relevant stakeholders; reviewed by university constituencies as appropriate; and vetted by the University Administrative Council, advisory to the chancellor. As warranted by the circumstances, the chancellor may implement or revise rules on a provisional basis. Additionally, as part of ongoing ARP maintenance, non-substantive revisions are made without formal review (e.g. updates to job titles or office names, correction of typographical or formatting errors, adding/deleting cross references).

Amendments to the ARP during the period May 15, 2021 through September 10, 2021 are listed below:

1. [ARP 4.81 - Degrees, Majors, Minors and other Academic Programs of Study](#) was provisionally amended by the chancellor on July 15, 2021 to update the Appendices to the rule, which reflect the approvals required for curricular credentials. The amendment, proposed by Program Development and Accreditation for compliance purposes, added required approvals for new academic programs from the Higher Learning Commission ( Minors and Concentrations) and for new academic programs from the Board of Regents (Community College Applied Associate Degree/Major and Associate Degree/Major). The revision also includes a delegation of authority to the Senior Vice President of Academic Affairs and Provost, in consultation with the University Programs Academic Council, to update these Appendices as deemed necessary. The provisional rule is presently pending formal review/comment and finalization.

2. [ARP 5.40 - Access to Student Educational Records-FERPA Compliance](#) was amended by the chancellor on August 11, 2021, after a June 23, 2021 provisional approval. The amendment, updating the definition of “directory information”, was proposed by University General Counsel for FERPA compliance purposes. A sentence was added to that definition at Part 2 A. to include job title and departmental contact information for student employment and assistantships.
  
3. [ARP 16.32 COVID19 Health and Safety Protocols](#) was provisionally enacted by the chancellor August 31, 2021 for the protection of the health, safety and welfare of the members of the NMSU system community. The rule ratifies and supplements the Pandemic Action Plan which contains COVID-19 informational updates, and the current health and safety protocols required of members of the NMSU Community, designed to maintain the safest possible academic and work environment during the COVID-19 extended pandemic. The plan is published and regularly updated at <https://now.nmsu.edu/index.html>. The provisional rule is presently pending formal review/comment and finalization.