



## Eastern Kentucky University Policy and Regulation Library

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Section 2, Board of Regent Authority, Conflicts of Interest, and Dismissal of a Regent

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# Board of Regents Authority, Conflicts of Interest, and Dismissal of a Regent

## Policy Statement

The Board of Regents was created by the Kentucky General Assembly and vested with the power of governance. The Board constitutes a body corporate, with the usual corporate powers and, with all immunities, rights, privileges and franchises usually attaching to the governing bodies of educational institutions.

## Entities Affected by the Policy

Eastern Kentucky University Board of Regents

## Policy Procedures

### **General Power of the Board of Regents (KRS 164.350)**

The government of the University is vested in its Board of Regents. The Board of Regents, when its members have been appointed and qualified, shall constitute a body corporate, with the usual corporate powers, and with all immunities, rights, privileges and franchises usually attaching to the governing bodies of educational institutions. The Board may:

- (1) Receive grants of money and expend the same for the use and benefit of the University;
- (2) Adopt bylaws, rules and regulations for the government of its members, officers, agents and employees, and enforce obedience to such rules;
- (3) Require such reports from the president, officers, faculty and employees as it deems necessary and proper, from time to time;

(4) Determine the number of divisions, departments, bureaus, offices and agencies needed for the successful conduct of the affairs of the University or college; and

(5) Grant diplomas and confer degrees upon recommendation of the President and faculty.

The Board of Regents shall periodically evaluate the institution's progress in implementing its missions, goals, and objectives to conform to the strategic agenda. Officers and officials shall be held accountable for the status of the institution's progress.

In addition to the General Powers referenced above, the Eastern Kentucky University Board of Regents shall possess all authority and duty as established by the laws of the Commonwealth of Kentucky, including but not limited to, the acquisition and sale of real estate, disposition of surplus property, the exclusive control of employment, tenure, and official relations of employees, and the appointment and removal of the president, faculty and employees.

**Dismissal of a Regent (KRS 164.325, KRS 164.321)**

A member of the Eastern Kentucky Board of Regents shall not be removed except for cause, which shall include neglect of duty or malfeasance in office, after being afforded a hearing with counsel before the Council on Postsecondary Education and a finding of fact by the council.

**Board of Regent Conflicts of Interest (KRS 45A.340)**

No member of the Eastern Kentucky Board of Regents shall have an interest in any contract with a state university unless such contract shall have been subjected to competitive bidding in compliance with KRS Chapter 45A, unless such Regent shall have been the lowest bidder and unless such Regent shall have first notified in writing the remaining members of the board, and to the newspaper having the largest circulation in the county in which the state university is located, of his intention to bid on such contract.

**Interpreting Authority**

Eastern Kentucky University Board of Regents

**Policy Adoption Review and Approval**