

## FINANCIAL EXIGENCY (NFA 3<sup>rd</sup> Proposal) CSN Financial Exigency Counterproposal 4-24-17

**Section 1.** Under the circumstances described in NSHE Code Title 2, Chapter 5, Section 5.4.5(b) requiring consultation with the CSN Faculty Senate, the same opportunity for consultation shall be extended to NFA-CSN.

**Section 2.** Under the circumstances described in NSHE Code Title 2, Chapter 5, section 5.4.5(c) requiring the advice of the CSN Faculty Senate and forwarding such advice to the Board of Regents, the same opportunity for advice shall be requested from the NFA-CSN which advice shall also be forwarded to the Board of Regents.

**Section 3.** In the event a financial exigency is declared by the Board of Regents under the provisions of NSHE Code Title 2, Chapter 5, Section 5.4.5, affecting academic faculty members at CSN, the provisions shall be implemented consistently with the following:

a. ~~The ad hoc financial exigency committee shall consist of no fewer than eleven (11) members.~~ Every effort shall be made to ensure that committee membership is representative of the various academic schools.

b. NFA-CSN shall be invited to nominate three ~~bargaining unit~~ academic faculty members and at least two shall be appointed to the committee. The NFA-CSN appointees shall be in addition to the President's and Faculty Senate's appointments.

c. Any committee plan submitted to the President shall also be submitted to NFA-CSN and the Faculty Senate.

d. In the event that the ad hoc financial exigency committee plan is not accepted by the President, the President shall submit a written explanation of the reason(s) for the rejection to the committee. The committee shall then have seven (7) calendar days to amend the plan if it so chooses.

**Section 4.** In the event the President establishes employment review committees under the provisions of NSHE Code Title 2, Chapter 5, Section 5, implementation shall be consistent with the following:

a. ~~Employment review committees shall consist of no fewer than five (5) members.~~

b. ~~a.~~ For each employment review committee, NFA-CSN shall be invited to nominate two ~~bargaining unit~~ academic faculty members and at least one shall be appointed to the committee. The NFA-CSN appointees shall be in addition to the President's and Faculty Senate's appointments.

c. ~~If the President rejects the recommendation of the employment review committee in the case of a lay-off, the laid-off bargaining unit faculty member may appeal the decision to the Chancellor in writing, within five (5) calendar days after receipt of the President's decision. The Chancellor shall make a final determination within ten (10) calendar days after receipt of the appeal.~~