

**Resolution to Amend and Restate Delegated Authority
from the Board of Trustees of Appalachian State University**

WHEREAS, the Board of Trustees of Appalachian State University (“Board of Trustees”) has a duty to promote the sound development of Appalachian State University within the functions prescribed for it, helping it to serve the people of the State in a way that will complement the activities of the other University of North Carolina institutions and aiding it to perform at a high level of excellence in every endeavor; and

WHEREAS, the Board of Trustees serves as an advisor to the University of North Carolina Board of Governors on matters pertaining to Appalachian State University and serves as an advisor to the Chancellor concerning the management and development of Appalachian State University; and

WHEREAS, the Board of Trustees’ powers and duties are defined by the Board of Governors through the Board of Governors delegating certain authorities and responsibilities to the Board of Trustees; and

WHEREAS, the Board of Governors’ approval of the “Resolution to Amend and Restate Constituent Institution Board of Trustees Delegations,” dated July 22, 2021, directs each board of trustees of the constituent institutions to identify and restate in one binding resolution all instances in which the board of trustees of each respective constituent institution has delegated all or some of its delegated authority from whatever source to any committee, person, agency, or entity; and

WHEREAS, the Board of Trustees has identified a list of its delegated authority from the relevant sources (see attached Delegated Authority Table) in order to respond to the Board of Governors’ direction contained in the July 22, 2021 resolution.

NOW THEREFORE, the Board of Trustees hereby identifies or restates, as appropriate, the following delegations of authority:

1. Pursuant to N.C. Gen. Stat. § 116-40.5, the Board of Trustees has been delegated the authority to establish a campus law enforcement agency, employ campus police officers, and enter joint agreements with any municipality, county, or other constituent institution to extend law enforcement jurisdiction under specified circumstances. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees’ operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Director of Public Safety/Chief of the Appalachian Police Department.
2. Pursuant to N.C. Gen. Stat. § 116-40.22(b), the Board of Trustees has been delegated the authority to, on recommendation of the Chancellor, appoint and fix the compensation of all vice-chancellors, senior academic and administrative officers, and any person having permanent tenure at Appalachian State University. The Board of Trustees delegates this authority with regards to persons having permanent tenure to the Chancellor, pursuant to the Board of Trustees’ operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Provost and Executive Vice Chancellor.

3. Pursuant to N.C. Gen. Stat. § 116-40.22(d), the Board of Trustees has been delegated the authority to establish policies and rules governing the planning, acquisition, implementation, and delivery of information technology and telecommunications at Appalachian State University. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Chief Information Officer.
4. Pursuant to N.C. Gen. Stat. § 116-143.6(a), the Board of Trustees has been delegated the authority to consider as residents of North Carolina all persons who receive full scholarships (except for full athletic scholarships) to Appalachian from entities recognized by Appalachian and attend the University as undergraduate students. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Division of Enrollment Management.
5. Pursuant to *The Code of the Board of Governors of the University of North Carolina, Section 502C*, the Chancellor has been delegated the authority to submit reports to the Board of Trustees on the operation of Appalachian State University and its needs, as the Chancellor may deem wise or the Board may require. The Board of Trustees acknowledges that the Chancellor has further delegated this reporting, at her discretion, to the Chancellor's Direct Reports, as appropriate.
6. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section I(A)(1)*, the Board of Trustees has been delegated the authority to, upon recommendation of the Chancellor, appoint, promote, and set the compensation for all positions exempt from the State Human Resources Act (except the position of the Chancellor), consistent with the policies and salary ranges set by the Board of Governors and the regulations and guidelines established by the Office of the President. The Board of Trustees delegates this authority to the Chancellor. The Chancellor hereby is authorized to further delegate this authority to the Vice Chancellors and the Provost and Executive Vice Chancellor.
7. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section I(C)*, the Board of Trustees has been delegated the authority to adopt personnel policies not otherwise prescribed by State law, the University Code, or policies of the Board of Governors, for personnel in all categories of university employment. The Board of Trustees delegates this authority to the Chancellor.
8. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section III*, the Board of Trustees has been delegated the authority to determine whether an individual student shall be entitled to receipt of a particular degree. Each institution also shall determine what grade a student will be assigned in a particular course. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Provost and Executive Vice Chancellor.

9. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section VIII*, the Board of Trustees has been delegated the authority to establish admissions policies and resolve individual admission questions for all schools and divisions within the institution. With the exception of final appeals, which shall remain with the Board, the Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Provost and Executive Vice Chancellor and the Division of Academic Affairs.
10. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section X*, the Board of Trustees has been delegated the authority to regulate the administration of all scholarships and other forms of financial aid to students that are limited in their application to, or are supported from, sources generated by Appalachian State University, subject to the terms of any applicable laws and to policies of the Board of Governors. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Division of Academic Affairs and the Division of University Advancement.
11. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section XII*, the Board of Trustees has been delegated the authority to regulate and approve organized, institutionally recognized student activities, the definition of roles and functions of any institutionally recognized system of student self-government and student participation in the governance of any aspect of the institutional programs and services. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Vice Chancellor for Student Affairs and the Division of Student Affairs.
12. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section XIII*, the Board of Trustees has been delegated the authority to establish and supervise the institution's program of intercollegiate athletics. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Director of Athletics.
13. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section XV*, the Board of Trustees has been delegated the authority to maintain campus security, subject to applicable provisions of State law and such policies as may be adopted by the Board of Governors. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Director of Public Safety/Chief of Police of the Appalachian Police Department.
14. Pursuant to *The Code of the Board of Governors of the University of North Carolina Appendix 1, Section XVI*, the Board of Trustees has been delegated the authority to adopt

policies applicable to and the control and supervision of campus electric power plants and water and sewer systems, other utilities and facilities, and child development centers. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Division of Business Affairs.

15. Pursuant to the UNC Policy Manual 200.1(5)(c)(iv)(5) (Dual Memberships and Conflicts of Interest), the Board of Trustees has been delegated the power to provide guidance to Appalachian to ensure that the University avoids conflicts of interest and even the appearance of partiality or undue influence. The Board of Trustees delegates this authority with respect to potential individual conflicts of interest and commitments and institutional conflicts of interest involving University employees to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Office of Research.
16. Pursuant to the UNC Policy Manual 200.1(5)(d)(i) (Conflicts of Interest), the Board of Trustees shall designate a standing committee to determine whether a potential conflict is a permissible or impermissible activity and to make recommended findings as to whether this policy has been violated. The Board of Trustees designates the Executive Committee of the Board to carry out this function.
17. Pursuant to the UNC Policy Manual 300.1.2 (Evaluation of Positions for Designation as Senior Academic and Administrative Officer), the Board of Trustees has been delegated the power to appoint and fix the compensation of all persons nominated to fill chancellorships, vice chancellorships, and deanships. With respect to other positions designated by the Board as senior academic and administrative officers, the authority to make appointments and determine salaries shall be delegated to the chancellor. The Board of Trustees delegates this authority to the Chancellor.
18. Pursuant to the UNC Policy Manual 300.1.6 (Policy on Administrative Separation and/or Retreat to a Faculty Position), the Board of Trustees has been delegated the power to establish a policy governing separation and/or retreat of administrators. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Provost and Executive Vice Chancellor.
19. Pursuant to the UNC Policy Manual 300.1.6[R] (Regulation on Administrative Separation (for individuals who began service in a covered position *on or after May 2, 2010*)), the Board of Trustees has been delegated the power to: i) approve any exception regarding separation from an administrative appointment for employees with faculty retreat rights; ii) any exception regarding separation from one administrative appointment and reappointment to another administrative role for employees without faculty retreat rights); and iii) any separation agreement that results in paying a former employee severance for a period longer than ninety (90) days.

20. Pursuant to the UNC Policy Manual 300.1.6[R] (Regulation on Administrative Separation (for individuals who began service in a covered position *prior to May 2, 2010*)), the Board of Trustees has been delegated the power to: i) approve agreements that would pay an administrator full or partial administrative pay for longer than one year where the administrator retreats to a faculty appointment after the removal of administrative duties; ii) approve agreements where an administrator does not have faculty retreat rights, but the Chancellor desires to pay the administrator his or her full administrative salary after moving the administrator to a position that would normally be lower paying, or if paid leave is to be granted; and iii) approve severance agreements pursuant to which the University would continue to pay the separated employee full salary for more than ninety (90 days).
21. Pursuant to the UNC Policy Manual 300.4.2 and 300.4.2.1[G], (Anti-Nepotism Reports), the Chancellor shall report annually to the Board of Trustees, at the regular meeting falling closest to the date of commencement, concerning all specific cases during the preceding year in which the terms of this policy were applied. The Chancellor hereby is authorized to further delegate this reporting to the Director of Human Resources.
22. Pursuant to the UNC Policy Manual 300.5.1 (Political Activities of Employees), the Board of Trustees has been delegated the power to adopt and amend policies governing political activities of employees, subject to approval by the President. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws.
23. Pursuant to the UNC Policy Manual 300.5.2(V)(C) (Candidacy for Elective Office; Officeholding (Elective and Appointive Public Office)), the Board of Trustees has been delegated the power to adopt and amend policies governing public officeholding by employees, subject to approval by the President. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws.
24. Pursuant to the UNC Policy Manual 500.2 (Patent and Copyright Policies), the Board of Trustees has been delegated the power to adopt patent procedures appropriate for Appalachian and that are consistent with UNC policies, including policies that determine the gross royalties derived from licensing or income from assignment or sale of each patent resulting from an invention created by a University employee that is owned by Appalachian pursuant to those policies. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws.
25. Pursuant to the UNC Policy Manual 600.1.1.1[G] (Guideline on the Delegation of Authority to Execute Construction Contracts), the Chancellor has been delegated the authority and responsibility for execution of construction contracts, in conjunction with the performance by the Board of Trustees. The Chancellor hereby is authorized to further delegate this authority to the Vice Chancellor for Business Affairs.
26. Pursuant to the UNC Policy Manual 600.3.4 (Granting of Management Flexibility to Appoint and Fix Compensation), the Board of Trustees has been delegated the authority to

execute the following personnel actions for faculty and EHRA non-faculty instructional, research, and public service (IRPS) employees: i) permanent and temporary appointments and salaries; ii) promotion, including faculty rank changes but excluding tenure; iii) permanent and temporary salary increases or stipends. iv) establish faculty salary ranges within different academic disciplines, based on relevant data; v) appoint and fix the compensation for faculty awarded the designation of Distinguished Professors; and vi) establish IRPS positions and salary ranges. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Provost and Executive Vice Chancellor.

27. Pursuant to the UNC Policy Manual 700.1.1.1[R] (Regulation on Minimum Eligibility Requirements for Undergraduate Admission for the University of North Carolina System), the Board of Trustees has been delegated the power to approve policies describing the admission of students requiring special consideration with regard to Minimum Course Requirements (MCR) or students for whom Chancellor's exceptions are made to Minimum Admission Requirements (MAR). Such policies must include faculty participation in the decision-making process. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Division of Academic Affairs.
28. Pursuant to the UNC Policy Manual 700.1.1.2[R] (Regulation on Transfer Student Admission), the Board of Trustees has been delegated the power to approve policies describing the admission of transfer students for whom exceptions are made to MCR and/or MAR. Criteria pertaining to admissions exceptions shall be developed with faculty participation. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Division of Academic Affairs.
29. Pursuant to the UNC Policy Manual 900.1[G] (Guideline on the Residence Status of Students Receiving Full Scholarships), the Board of Trustees has been delegated the power to adopt one or more resolutions approving the in-state residency status, for tuition and all other purposes, nonresident students who receive a full scholarship from entities recognized by Appalachian. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Division of Enrollment Management.
30. Pursuant to the UNC Policy Manual 1000.2.2.1[R] (Regulation on the Waiver of Tuition and Fees for Faculty and Staff), the waiver of tuition for an employee shall be limited to three (3) courses per academic year. The Board of Trustees has the authority to approve the waiver of fees for an employee, as limited by institutional policy. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the Director of Human Resources and to the Vice Chancellor for Business Affairs.

31. Pursuant to the UNC Policy Manual 1100.1 (Intercollegiate Athletics), the Chancellor shall: i) submit an annual report regarding Appalachian's intercollegiate athletics programs to the Board of Trustees with a copy to the President, who will report to the Board of Governors. The annual report shall be designed according to criteria and format defined by the Office of the President and shall include specified elements; and ii) report to the Board of Trustees any student-athlete exceptions to the institution's undergraduate admissions criteria. The Chancellor hereby is authorized to further delegate this authority to the Director of Athletics.
32. Pursuant to the UNC Policy Manual 1100.1.1[R] (Regulation on Financial and Other Reporting for Intercollegiate Athletics), the Chancellor shall annually provide for the Board of Trustees' review: i) reports concerning the financial indicators contained in the NCAA Dashboard "Presidential View" for Appalachian. This "Presidential View" data shall include the most recent year's data as well as five-year trend data; and ii) the annual institutional budget for intercollegiate athletics, including major sources of revenue and expenses. This budget report shall include specified elements. The Chancellor hereby is authorized to further delegate the aforementioned reporting obligations to the Director of Athletics.
33. Pursuant to the UNC Policy Manual 1300.1 (Policy on Illegal Drugs), the Board of Trustees has the authority to adopt a policy on illegal drugs applicable to all students, faculty and staff of Appalachian. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws.
34. Pursuant to the UNC Policy Manual 1300.7 (University Enterprise Risk Management and Compliance), Appalachian shall establish an enterprise risk management process that aligns with the institution's programs, activities, and management systems and that supports the institution's strategic and other goals. The Board of Trustees delegates this authority to the Chancellor, pursuant to the Board of Trustees' operating Bylaws. The Chancellor hereby is authorized to further delegate this authority to the General Counsel.

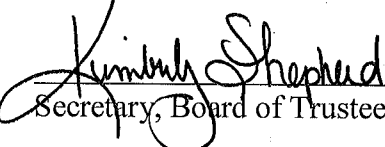
Notwithstanding any other provision authorized by the Board of Trustees, all authority that has been delegated to the Board of Trustees and has not been expressly identified and further delegated in this resolution is hereby vested in the authority of the Board of Trustees.

ADOPTED AND APPROVED this 24th day of September, 2021.

**THE BOARD OF TRUSTEES OF
APPALACHIAN STATE UNIVERSITY**



Chair, Board of Trustees (signature)



Secretary, Board of Trustees (signature)