

**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**

September 5, 2018

**Subject: Updated Exclusion Resolution and Designation of Key Management Personnel and Delegation of Authority**

**Proposed Board Action:**

Adopt a Resolution that updates the exclusion of the named members of the FIU Board of Trustees from the requirements for a personnel security clearance and adopt a Resolution designating Key Management Personnel for Florida International University's facility clearance, and delegating to them certain responsibilities and authorities pursuant to the National Industrial Security Program Operating Manual (NISPOM).

**RESOLUTION**

WHEREAS, the Florida International University ("FIU"), a university in the State University System of Florida, desires to enter into contractual obligations with agencies of the United States Government, including contractual obligations requiring security clearance; and

WHEREAS, current Department of Defense (DoD) policy requires that the Chair of the FIU Board of Trustees and all FIU principal officers meet the personnel clearance requirements established for the level of the University's security clearance; and

WHEREAS, said DoD policy permits the exclusion from the personnel security clearance requirement of members of the Board of Trustees and other officers, provided that this Board adopts a resolution stating that such Board members and officers designated by name shall not require, shall not have, and can be effectively excluded from access to all classified information in the possession of FIU, and that they do not occupy positions that would enable them to adversely affect FIU's policies or practices in the performance of classified contracts for the DoD or other agencies of the National Industrial Security Program; and

WHEREAS, by Resolution dated February 27, 2018 (the "Exclusion Resolution"), it was resolved that the following Board of Trustees members, who were at the time serving on the Board, shall not require, shall not have, and can be excluded from access to all classified information in the possession of FIU, and do not occupy positions that would enable them to adversely affect FIU's policies or practices in the performance of classified contracts for the DoD or other agencies of the National Industrial Security Program. As such, they were excluded from the requirements for a personnel security clearance.

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| Claudia Puig          | Trustee, Chair |
| Cesar Alvarez         | Trustee        |
| Jorge [Jose] J. Armas | Trustee        |
| Leonard Boord         | Trustee        |
| Dean C. Colson        | Trustee        |
| Gerald C. Grant, Jr.  | Trustee        |
| Michael G. Joseph     | Trustee        |

Natasha Lowell	Trustee
Justo L. Pozo	Trustee
Marc D. Sarnoff	Trustee
Krista M. Schmidt	Trustee
Rogelio Tovar	Trustee
Kathleen L. Wilson	Trustee

WHEREAS, the composition of the FIU Board of Trustees has changed since the adoption of the Exclusion Resolution in that the terms of Krista M. Schmidt and Professor Kathleen L. Wilson, as members of the FIU Board of Trustees ended on May 14, 2018 and July 31, 2018, respectively. The Chair of the Faculty Senate, Joerg Reinhold, and the President of the University's Student Government Association for the Modesto A. Maidique Campus, Jose. L. Sirven, III, also serve as voting Trustees during their terms of office, which began August 1, 2018 and May 15, 2018 respectively. Accordingly, an update to the Exclusion Resolution is needed to reflect the current composition of the FIU Board of Trustees and the exclusion of those Board members, including the new Board of Trustees members, from the requirements for a personnel security clearance.

NOW THEREFORE, BE IT RESOLVED, that the following FIU Board of Trustees members shall not require, shall not have, and can be effectively excluded from access to all classified information in the possession of FIU, and do not occupy positions that would enable them to adversely affect FIU's policies or practices in the performance of classified contracts for the DoD or other agencies of the National Industrial Security Program. As such, they are excluded from the requirements for a personnel security clearance.

Claudia Puig	Trustee, Chair
Jose J. Armas	Trustee, Vice Chair
Cesar L. Alvarez	Trustee
Leonard Boord	Trustee
Dean C. Colson	Trustee
Gerald C. Grant, Jr.	Trustee
Michael G. Joseph	Trustee
Natasha Lowell	Trustee
Justo L. Pozo	Trustee
Joerg Reinhold	Trustee
Marc D. Sarnoff	Trustee
Jose L. Sirven, III	Trustee
Rogelio Tovar	Trustee

BE IT RESOLVED that the FIU Board of Trustees hereby appoints a managerial group with the authority and responsibility for negotiation and/or administration of classified contracts and operations governed by the NISPOM (hereinafter "Key Management Personnel") consisting of: FIU's President, FIU's Facility Security Officer, and FIU's Insider Threat Program Senior Official and the Executive Director of the National Forensic Science Technology Center at FIU, with the President being the final authority; and

BE IT RESOLVED that the FIU Board of Trustees hereby delegates to the Key Management Personnel all duties, responsibilities and authorities pertaining to FIU’s obligations under the NISPOM; and

BE IT RESOLVED that the President and all other members of said Key Management Personnel at the present time do possess or will be processed for the required security clearances; and

BE IT RESOLVED that in future, if a cognizant security agency (CSA) of the U.S. Government determines that additional FIU officials must be added to the managerial group, such requirements shall be made and approved by the Key Management Personnel, and not the FIU Board of Trustees, unless approval by the FIU Board of Trustees is required by the CSA.

This action is in the form of a resolution to take effect immediately upon adoption.

Adopted this 5th day of September, 2018 by the Board of Trustees of Florida International University.

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Claudia Puig  
Chair  
FIU Board of Trustees

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Mark B. Rosenberg  
Corporate Secretary  
FIU Board of Trustees

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**Supporting Documentation:**           None