Approved by the Board of Trustees

November 16, 2023

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Board Meeting

November 16, 2023

# ROLL CALL

# DISCLOSE CERTAIN MINUTES OF EXECUTIVE SESSIONS PURSUANT

# TO OPEN MEETINGS ACT

Under the Open Meetings Act passed by the General Assembly, public bodies subject to the Act that conduct business under exceptions specified in the Act must, at least every six months, determine whether the need for confidentiality still exists with respect to each item considered under such exception. Pursuant to the Act, “[m]inutes of meetings closed to the public shall be available only after the public body determines that it is no longer necessary to protect the public interest or the privacy of an individual by keeping them confidential….” [5 ILCS 120/2.06(f)].

A review of unreleased items from November 1999 to July 2023 has been conducted, and the previously withheld text noted below is recommended for release at this time.

The University counsel and the secretary of the Board, having consulted with appropriate University officers, recommends that the following matters considered in executive session for the time period indicated above be made available to the public at this time.

The Board action recommended in this item complies in all material respects with applicable State and federal laws, University of Illinois *Statutes*, *The General Rules Concerning University Organization and Procedure*, and Board of Trustees policies and directives.

The president of the University of Illinois System concurs.

**Executive Session Minutes Released to Public**

**May 23, 2001, Board of Trustees Meeting**

**Employee Matters**

1. Chancellor Aiken informed the board of a situation in which a faculty member had failed to follow certain protocols required for research involving human subjects. A campus research experiment apparently led to the death of an 81-year-old female participant. This faculty member had not presented his research plan to the campus committee that oversees human subjects research, and thus had not received approval for his research. The research involved physical exercise of participants in the study. While the woman was participating in this study she fell ill and was hospitalized, and expired shortly thereafter.

The chancellor explained that the faculty member was removed from further research activities. Further, he reported that the vice chancellor for research had informed the National Institutes of Health (NIH), the funding agency, of the negligence. Chancellor Aiken assured the board that this faculty member would be monitored in the future, and that he thought that the self-reporting to NIH should preclude any adverse action and publicity. Chancellor Aiken then identified the faculty member.

**Executive Session Minutes Released to Public**

**September 12, 2013, Board of Trustees Meeting**

Mr. Bearrows briefly reviewed the recent ruling in the Ash litigation, which involved the statutory residency requirement for student trustees. He commented that the Champaign County Circuit Court ruled in the University’s favor.

**Executive Session Minutes Released to Public**

**May 18, 2023, Board of Trustees Meeting**

**Discussion of Minutes of Meetings Lawfully Closed Under the Open Meetings Act**

At 9:10 a.m., Mr. Edwards asked Dr. Stein and Mr. Bearrows to discuss minutes sequestered under the Open Meetings Act. Dr. Stein stated that each public body subject to the Open Meetings Act shall, at least every six months, meet to review the minutes of all closed meetings. He said that he and Mr. Bearrows reviewed such minutes and recommend the release of minutes from November 17, 2022, which pertain to the semi-annual review that took place at that time. Mr. Bearrows described the process to determine whether the need for confidentiality still exists and listed the primary topics of sequestered minutes from Board meetings. There were no comments or questions regarding this process.