

**APPROVED
DECEMBER 4, 2018**

Item #G-2
December 4, 2018

EXECUTIVE SESSION MINUTES AND VERBATIM RECORDINGS

Submitted for: Action.

Summary: Based on the semi-annual review of minutes of all closed meetings conducted in accordance with Section 2.06(d), of the Open Meetings Act, this item recommends that the Illinois Board of Higher Education maintain the confidentiality of the minutes from its Executive Sessions held June 2, 2015, February 5, 2016, February 6, 2017, March 14, 2017, June 13, 2017, October 31, 2017, December 12, 2017, June 5, 2018, August 2, 2018, and September 18, 2018.

This item further recommends that the destruction of verbatim recordings that exist for the Executive Sessions held February 6, 2017 and March 14, 2017, be approved in accordance with Section 2.06(c) of the Open Meetings Act pursuant to the recommendation of Outside Counsel.

Action Requested: That the Illinois Board of Higher Education determines that the minutes of the Executive Sessions on June 2, 2015, February 5, 2016, February 6, 2017, March 14, 2017, June 13, 2017, October 31, 2017, December 12, 2017, June 5, 2018, August 2, 2018, and September 18, 2018 continue to remain confidential.

That the destruction of any verbatim recordings for the Executive Session held February 6, 2017 and March 14, 2017, be approved in accordance with Section 2.06(c) of the Open Meetings Act pursuant to the recommendation of Outside Counsel.

STATE OF ILLINOIS
BOARD OF HIGHER EDUCATION

EXECUTIVE SESSION MINUTES AND VERBATIM RECORDINGS

The Illinois Open Meetings Act (5 ILCS 120 et seq.) requires that minutes of all closed meetings (Executive Sessions) of public bodies which have not been made available to the public be reviewed periodically to determine whether those minutes should continue to remain confidential.

Based upon the recommendation of Outside Counsel, the Illinois Board of Higher Education (IBHE) previously determined that the minutes of the IBHE Executive Sessions of June 2, 2015, February 5, 2016, February 6, 2017, March 14, 2017, June 13, 2017, and October 31, 2017, December 12, 2017, June 5, 2018, August 2, 2018, and September 18, 2018, should remain confidential. Upon review, it has been suggested that need for confidentiality still exists for each of these meetings.

Also, pursuant to Section 2.06 of the Open Meetings Act, the IBHE has the right to destroy the verbatim records of Executive Sessions that occurred 18 months or more prior to such authorization provided that the IBHE has approved the destruction of the recordings and further approved minutes of the subject closed sessions that meet the requirements of Section 2.06(a) of the Open Meetings Act. It is recommended that the destruction of verbatim recordings that exist for any Executive Session held February 6, 2017 and March 14, 2017, be approved in accordance with Section 2.06(c) of the Open Meetings Act pursuant to the recommendation of Outside Counsel.

The adoption of the following resolutions is recommended:

The Illinois Board of Higher Education hereby resolves:

Resolved, that the Illinois Board of Higher Education finds that the need for confidentiality exists for the minutes of the IBHE Executive Sessions of June 2, 2015, February 5, 2016, February 6, 2017, March 14, 2017, June 13, 2017, and October 31, 2017, December 12, 2017, June 5, 2018, August 2, 2018, and September 18, 2018 and that such minutes shall continue to remain confidential; and further

Resolved that the destruction of verbatim recordings for Executive Session held February 6, 2017 and March 14, 2017, be approved in accordance with Section 2.06(c) of the Open Meetings Act pursuant to the recommendation of Outside Counsel.

