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## KBOR meeting minutes FY2016

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HLC Accreditation 2016-2017

## Evidence Document

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State of Kansas

Kansas Board of Regents

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### Meeting Minutes FY2016

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**Additional information:** See Kansas Board of Regents Meeting Minutes at: [http://www.kansasregents.org/about/regent\\_meetings\\_agendas\\_and\\_minutes](http://www.kansasregents.org/about/regent_meetings_agendas_and_minutes) (Accessed July 11, 2016.)

## FY 2016 Meeting Information

June 15-16, 2016 Revised FY17 State Universities Tuition Proposals	
May 18-19, 2016 <a href="#">FY17 State Universities Tuition Proposals</a>	
May 2, 2016 Special Meeting	<a href="#">Minutes</a>
April 20, 2016 Hosted by Kansas State University	<a href="#">Minutes</a>
April 15, 2016 Special Meeting	<a href="#">Minutes</a>
April 14, 2016 Special Meeting	<a href="#">Minutes</a>
April 8, 2016 Special Meeting	<a href="#">Minutes</a>
March 28, 2016 Special Meeting	<a href="#">Minutes</a>
March 23, 2016 Hosted by the University of Kansas at KUMC	<a href="#">Minutes</a>
February 17, 2016	<a href="#">Minutes</a>
January 20, 2016	<a href="#">Minutes</a>
December 16, 2015	<a href="#">Minutes</a>
November 18, 2015 Hosted by Wichita State University	<a href="#">Minutes</a>
October 21-22, 2015 Special Meeting	<a href="#">Minutes</a>
October 14, 2015 Hosted by Pittsburg State University	<a href="#">Minutes</a>
September 16-17, 2015	<a href="#">Minutes</a>
August 11-13, 2015 Board Retreat	<a href="#">Minutes</a>
July 23, 2015 Budget Workshop	<a href="#">Minutes</a>

**KANSAS BOARD OF REGENTS**  
**MINUTES OF SPECIAL MEETING**  
May 2, 2016

The Kansas Board of Regents met by telephone conference call on Monday, May 2, 2016. Vice Chair Zoe Newton called the meeting to order at 1:01 p.m. Proper notice was given according to law.

MEMBERS PRESENT:                   Zoe Newton, Vice Chair  
  Joe Bain  
  Bill Feuerborn  
  Dave Murfin  
  Daniel Thomas  
  Helen Van Etten

MEMBERS ABSENT:                   Shane Bangerter, Chair  
  Ann Brandau-Murguia  
  Dennis Mullin

**SEARCH FIRM FOR KSU PRESIDENTIAL SEARCH**

President Flanders presented a recommendation to hire Academic Search as the KSU Presidential Search Consultant. Following discussion, Regent Feuerborn moved to approve. Regent Bain seconded, and the motion carried.

**ADJOURNMENT**

The Vice Chair adjourned the meeting at 1:07 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

April 20, 2016

The April 20, 2016, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:34 p.m. The meeting was held in the Alumni Center located on the Kansas State University campus, 1720 Anderson Avenue, Manhattan, Kansas. Proper notice was given according to law.

MEMBERS PRESENT:                      Shane Bangerter, Chair  
    Zoe Newton, Vice Chair  
    Joe Bain  
    Ann Brandau-Murguia  
    Bill Feuerborn  
    Dennis Mullin  
    Dave Murfin  
    Daniel Thomas

MEMBER ABSENT:                        Helen Van Etten

### **WELCOME**

Chair Bangerter thanked Kansas State University for hosting the Board meeting this month. He also on behalf of the Board thanked President Schulz for his leadership at Kansas State University.

### **INTRODUCTIONS**

Chancellor Gray-Little introduced the University of Kansas' new Student Body President, Stephonn Alcorn.

### **APPROVAL OF MINUTES**

Regent Newton moved that the minutes of the March 23, 2016 regular meeting and the March 28, 2016 special meeting be approved. Following the second of Regent Feuerborn, the motion carried.

### **GENERAL REPORTS**

#### **REPORT FROM CHAIR**

Chair Bangerter reported he attended the Fort Hays State University lecture series featuring Apollo 13 astronauts, James Lovell and Fred Haise, and Mission Control flight director, Gene Kranz. The three spoke about the Apollo 13 mission. Additionally, the Chair reported that the Board has appointed Regent Mullin as the chair of the Kansas State University Presidential Search Committee.

#### **REPORT FROM PRESIDENT AND CEO**

President Flanders reported the Legislature's efficiency review included the state universities, community colleges, and technical colleges. Within the review, the University of Kansas was cited as using an excellent contract lifecycle management product and as a result, the procurement

officers from the universities and community and technical colleges met to discuss best practices. He noted this is a good example of collaborative efforts between institutions within the system.

#### REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Inbody presented the System Council of Presidents' report. The Council received an update from the System Council of Chief Academic Officers regarding credit for prior learning and reverse transfer. Additionally, the System Council of Presidents discussed service areas. The Council reviewed the Board's current service area policy and decided to form a working group comprised of institutions in South Central Kansas. This group will discuss concerns regarding service areas for that region. The group will then present any resulting policy recommendations to the System Council of Presidents.

#### REPORT FROM COUNCIL OF PRESIDENTS

President Martin presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Business Officers, the Council of Government Relations Officers, the Council of Student Affairs Officers, the Regents Information Technology Committee, and the University Support Staff Council. Additionally, the Council discussed the closure of Wright Career College.

#### REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

The report for Council of Faculty Senate Presidents was presented by Lorie Cook Benjamin. The Council met with the newly elected and past faculty senate presidents. The group discussed current legislation regarding the award of credit hours based on CLEP test results (SB 388) and the progress on the campus level concealed carry policies. The group also expressed concerns over the recent budget cuts to higher education.

#### REPORT FROM STUDENTS' ADVISORY COMMITTEE

Jessie Pringle presented the Students' Advisory Committee report. The Committee met with the newly elected student body presidents and discussed their goals for the upcoming year. The Committee also discussed the progress on the campus level concealed carry policies and expressed concerns regarding Senate Bill 513 – creating the student physical privacy act.

#### STANDING COMMITTEE AND OTHER REPORTS

##### ACADEMIC AFFAIRS

Regent Newton reported the Board Academic Affairs Standing Committee met by conference call to review the academic items on the Board agenda.

##### FISCAL AFFAIRS AND AUDIT

Regent Feuerborn presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee reviewed the Johnson County Education Research Triangle budgets for the University of Kansas Edwards campus, the University of Kansas Medical Center, and Kansas State University – Olathe campus. The Committee discussed university tuition proposals and adopted the internal audit procedures on external funds, which will provide uniform procedures across the university system.

## GOVERNANCE

Regent Bangerter presented the Governance Committee report. The Committee approved the FAQs regarding concealed carry on university campuses. He noted this document should assist the universities as they develop their campus level policies. Additionally, the Committee approved the Working Group of Title IX Coordinators policy, the Credit for Prior Learning policy, and the amendments to the leave policy. These will be forwarded to the Board for consideration.

## APPROVAL OF CONSENT AGENDA

Regent Murguia moved, with the second of Regent Feuerborn, that the Consent Agenda be approved. The motion carried.

### Academic Affairs

#### NEW CERTIFICATE OF APPROVAL WITH DEGREE GRANTING AUTHORITY

Saint Leo University received approval for a new Certificate of Approval to operate in Kansas with degree granting authority. The following programs will be offered online:

- Associate of Arts in Criminal Justice
- Associate of Arts in Information Technology
- Bachelor of Arts in Accounting
- Bachelor of Arts in Business Administration
- Bachelor of Arts in Criminal Justice
- Master of Arts in Theology
- Master of Business Administration
- Master of Science in Criminal Justice
- Master of Science in Instructional Design

#### BACHELOR OF ARTS/BACHELOR OF GENERAL STUDIES IN LAW AND SOCIETY – KU

The University of Kansas received approval to offer a Bachelor of Arts/Bachelor of General Studies in Law and Society. Tuition and fees will cover the cost of the program.

#### PROFESSIONAL SCIENCE MASTER IN APPLIED SCIENCE AND TECHNOLOGY – KSU

Kansas State University received approval to offer a Professional Science Master in Applied Science and Technology at the K-State Olathe Campus. The cost of the program will be covered with tuition and fees.

#### CERTIFICATE PROGRAMS AT COWLEY COMMUNITY COLLEGE

Cowley Community College received approval to offer a Technical Certificate A (25 credit hours) in Fire Science (43.0203). The College estimates the initial cost to deliver the program is \$8,360.

Cowley Community College also received approval to offer a Technical Certificate B (35 credit hours) for Milling (01.0401). The estimated cost to deliver the program is \$16,675.

### Retirement Plan

#### FUND INVESTMENT LINE-UP CHANGES IN THE BOARD'S MANDATORY RETIREMENT PLAN

The Board approved the following changes to the Board's Mandatory Retirement Plan line-up: 1) add the TIAA-CREF Lifecycle 2055 and 2060 Funds to the suite of Lifecycle Funds and in the future automatically add future Life Cycle Funds to the suite as they become available; 2) add the Vanguard Target Retirement 2055 and 2060 Fund Investor Class Funds into the Voya Target Date Funds suite and in the future automatically add future Vanguard Target Date Funds to the suite as they become available; and 3) replace the Voya VY Baron Growth Fund with the Voya Small Cap Opportunities Fund and map the assets to the Voya Small Cap Opportunities Fund.

### Fiscal Affairs

#### UPDATED LEGAL PROPERTY DESCRIPTION FOR THE BALDWIN WOOD FOREST LEGACY PROJECT – KU

The Board approved the updated legal property description for the Baldwin Wood Forest Legacy Project. The corrected description is as follows:

#### Tract I:

A tract of land in the South half of Section 21, Township 14 South, Range 20 East of the 6th P.M., Douglas County, Kansas, described as follows:

Beginning at the Southeast corner of the Southwest Quarter of said Section 21, being Corner 18, marked by a ½" rebar; thence North 89° 37' 57" West 401.16 feet along the South line of the Southwest Quarter of said Section 21 to Corner 17, marked by a ½" rebar; thence North 00° 05' 25" East 1622.91 feet to the South line of the Howard H. Hemphill tract recorded in Book 374, Page 743 in the Douglas County Register of Deeds Office and Corner 16, marked by a 1/2" rebar; thence South 89° 59' 20" East 401.45 feet to the East line of the Southwest Quarter of said Section 21 and Corner 19, marked by a ½" rebar; thence South 00° 04' 26" West 298.21 feet to the Northwest corner of the Southwest Quarter of the Southeast Quarter of said Section 21 and Corner 20, marked by a 1/2" rebar; thence South 89° 51' 10" East 1329.26 feet to the Northeast corner of the Southwest Quarter of the Southeast Quarter of said Section 21 and Corner 21, marked by a 5/8" rebar; thence South 00° 03' 33" West 1324.22 feet to the Southeast corner of the Southwest quarter of the Southeast Quarter of said Section 21 and Corner 22, marked by a 5/8" rebar; thence North 89° 58' 51" West 1330.35 feet to the point of beginning, corresponding to Tract Area on Boundary Survey Section 21, T14S, R20E, 6<sup>th</sup> P.M., Douglas County, Kansas by Tim Sloan LS-783, and recorded August 10, 2015, in Book 1127, Page 2220.

TOGETHER WITH an Easement for vehicular and pedestrian ingress and egress as set out in General Warranty Deed by and between The Conservation Fund, a Maryland Non-profit corporation, and The Kansas University Endowment Association, a Kansas not-for-profit corporation, dated September 30, 2015, filed October 1, 2015, recorded in Book 1128, Page 5942.

Tract II:

A tract of land in the Northwest Quarter of Section 28, Township 14 South, Range 20 East of the 6th P.M., Douglas County, Kansas, described as follows:

Beginning at the Northwest corner of the Northwest Quarter of said Section 28, being Corner 1, marked by a 5/8" rebar; thence South 89° 37' 57" East 2680.29 feet to the Northeast corner of the Northwest Quarter of said Section 28 and Corner 2, marked by a 5/8" rebar; thence South 00° 04' 53" West 1300.17 feet along the East line of the Northwest Quarter of said Section 28 to the centerline of the former right of way of the Atchison, Topeka, and Santa Fe Railroad and Corner 3, marked by a 5/8" rebar; thence along the centerline of the former right of way of the Atchison, Topeka, and Santa Fe Railroad the following 2 courses: Course 1: South 67° 00' 39" West 1458.98 feet to Corner 4, marked by a 1/2" rebar; Course 2: On a curve to the left with a radius of 5729.58 feet, an arc distance of 1515.98 feet, chord bearing South 59° 25' 51" West 1511.56 feet to the South line of the Northwest Quarter of said Section 28 and Corner 5, marked by a 1/2" rebar; thence North 89° 47' 45" West 30.65 feet to the Southwest corner of the Northwest Quarter of said Section 28 and Corner 6, marked by a 1/2" rebar; thence North 00° 04' 05" West 982.25 feet along the West line of the Northwest Quarter of said Section 28 to Corner 7, marked by a 1/2" rebar; thence North 89° 55' 45" East 1090.54 feet to Corner 8, marked by a 1/2" rebar; thence North 00° 04' 05" West 395.39 feet to Corner 9, marked by a 5/8" rebar; thence North 89° 38' 26" West 1090.57 feet to the West line of the Northwest Quarter of said Section 28 and Corner 10, marked by a 1/2" rebar; thence North 00° 04' 05" West 1269.98 feet to the point of beginning. EXCEPT one-half of all oil, gas and other mineral rights, in, upon and under said real estate, corresponding to Tract 1 on Boundary Survey Section 28, T14S, R20E, 6<sup>th</sup> P.M., Douglas County, Kansas by Tim Sloan LS-783, and recorded August 10, 2015, in Book 1127, Page 2217.

**CONSIDERATION OF DISCUSSION AGENDA**

Presentation

UPDATE ON K-STATE 2025

President Schulz presented an update on Kansas State University's strategic plan, *K-State 2025*. The goal of K-State is to be recognized as one of the nation's top 50 public research universities. President Schulz reviewed the positive impacts of the first five years of the plan, which included aligning the university and college/unit department planning and creating a culture of inclusion. He reviewed the progress on each of the following seven themes: 1) Research, Scholarly and

Creative Activities and Discovery; 2) Undergraduate Educational Experience; 3) Graduate Scholarly Experience; 4) Engagement, Extension, Outreach, and Service; 5) Faculty and Staff; 6) Facilities and Infrastructure; and 7) Athletics. Additionally, President Schulz reported private giving to the University has increased over the last five years and reviewed KSU's rankings compared to its peers. He noted some challenges the University will face over the coming years include funding decreases in federal support for both research and financial aid and funding decreases in the state budget.

(Handout and PowerPoint filed with Official Minutes)

### Academic Affairs

#### PROGRAM REVIEW REPORT

Gary Alexander, Vice President of Academic Affairs, reported the state universities are required to review approved programs at least once every eight years to ensure academic quality. Each university's Program Review report comprises four major components: (1) a description of the academic program review process; (2) analysis of the programs reviewed; (3) analysis of data compiled in Kansas Higher Education Database (KHEDS) regarding minimum requirements for majors, graduates, faculty, and average ACT scores; and (4) follow-up summary on concerns raised in previous years. For the academic year 2014-2015 program review cycle, Fort Hays State University, Pittsburg State University, the University of Kansas Medical Center and Wichita State University reviewed a total of 55 academic programs at the baccalaureate, master's and doctoral levels. The Board accepted the report.

#### UPDATE ON DEVELOPMENTAL EDUCATION GOALS

Dr. Susan Fish, Director of Adult Education, gave an update on the following Developmental Education goals: 1) explore differentiated math pathways as a means to align math requirements with students/specific areas of study; 2) promote co-requisite remediation as means of streamlining remedial instruction; 3) develop a math course to be offered in the senior year of high school to enable more students to enter college credit-bearing classes; and 4) recommend policies for placement assessment and common or comparable scores for placement into college-level courses. Dr. Fish reported in 2014, 18,354 first time, degree seeking students were enrolled in Kansas community colleges. Out of those students, 7,213 (38.3%) were enrolled in one or more remedial courses and 1,608 (22.3%) completed remedial courses. Dr. Fish spoke about math pathways, co-requisite remediation, and the transition to College Algebra pilot program. She noted that in order to transform developmental education, institutions will need to streamline the delivery of remedial course content, provide targeted academic and non-academic support, and reduce the number of students placed in remedial courses.

(PowerPoint filed with Official Minutes)

#### BREAK

The Chair called for a break at 2:48 p.m. and resumed the meeting at 3:03 p.m.

### Fiscal Affairs and Audit

AMENDMENT TO FY 2016 REHABILITATION AND REPAIR LIST TO INCLUDE RENOVATION OF THE SECOND FLOOR OF KRAMER DINING CENTER – KSU

Greg Hoffman, Director of Facilities, presented Kansas State University's request to amend their FY 2016 Rehabilitation and Repair list to include renovations of the second floor of Kramer Dining Center. The estimated cost of the project is \$940,000, which will be financed with Housing and Dining Services auxiliary funds. Regent Murguia moved to approve, and Regent Feuerborn seconded. The motion carried.

EPSCoR PROPOSALS

Vice President Alexander presented five EPSCoR proposals. The EPSCoR Review Committee recommends funding the following projects:

- 1) For the project advancement of the Metastatic Mimetic Device to enhance pre-clinical drug testing on human cells at the University of Kansas Medical Center, the Committee recommends awarding \$78,832 for FY 2016.
- 2) For the pharmacokinetic parameters of nebulized ceftazidime project, located at the University of Kansas, the Committee recommends awarding \$135,000 for FY 2016.
- 3) For the Remote Attestation for Trust in Cloud Systems, located at the University of Kansas, the Committee recommends awarding \$100,000 for FY 2016.
- 4) For the teff grass project, located at Kansas State University, the Committee recommends awarding \$70,000 for FY 2016.
- 5) For the Hair Restoration Gel SPR4 project, located at the University of Kansas Medical Center, the Committee recommends awarding \$113,265 for FY 2016.

Regent Murguia moved to approve the Committee's recommendations. Following the second of Regent Mullin, the motion carried.

Other Matters

UPDATE ON KANSAS STATE UNIVERSITY PRESIDENTIAL SEARCH

Regent Mullin stated that over the last several weeks, the Board has appointed him as chair to the KSU Presidential Search Committee, named retired Air Force General Richard Myers as Interim President, and started the RFP process to select a search firm. The Board also settled on a closed search because many qualified candidates, particularly sitting presidents at other institutions, would not apply if the search is open. Regent Mullin read the proposed Board Charge to the Committee and the names of the individuals who have agreed to serve on the Committee. Regent Mullin moved to approve the Board Charge, the Committee membership, and the appointment of former Regent Jerold Boettcher as vice chair of the Committee. Regent Newton seconded, and the motion carried.

(Committee Charge and Membership filed with Official Minutes)

**SB 155 QUALIFYING CREDENTIALS LIST**

Rita Johnson, Vice President for Workforce Development, presented the Kansas Postsecondary Technical Education Authority's recommendation to approve the 2016-2017 SB 155 Qualifying Credential Incentive List. The list was developed by the Kansas Department of Labor in consultation with the Board of Regents staff and Kansas Department of Education staff and is reviewed annually. Credentials listed are attainable by a high school graduate within six month of graduation and are directly connected to high demand, high wage occupations, as determined by the Kansas Department of Labor, requiring at least a high school diploma, and with wages at least 70 percent of the average annual wage in Kansas. Regent Murguia moved to approve, and Regent Thomas seconded. The motion carried.

(Qualifying Credential List filed with Official Minutes)

**LEGISLATIVE UPDATE**

Matt Casey, Director of Government Relations, presented the legislative update. The Legislature will return for veto session on Wednesday, April 27. Director Casey expects the House and Senate budget committees to meet and discuss the most recent consensus revenue estimates for FY 2016 and FY 2017. He also reviewed the non-budgetary items that are still active this session.

**EXECUTIVE SESSION**

At 3:40 p.m., Regent Newton moved, followed by the second of Regent Bain, to recess into executive session starting at 3:50 p.m. for 60 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Flanders, President Martin (for a portion), and President Schulz (for a portion). At 4:50 p.m., the meeting returned to open session.

**ADJOURNMENT**

Chair Bangerter adjourned the meeting at 4:50 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

**KANSAS BOARD OF REGENTS**  
**MINUTES OF SPECIAL MEETING**  
April 15, 2016

The Kansas Board of Regents met by telephone conference call on Friday, April 15, 2016. Chair Shane Bangerter called the meeting to order at 12:03 p.m. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Joe Bain  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dennis Mullin  
  Daniel Thomas  
  Helen Van Etten

MEMBERS ABSENT:                   Dave Murfin

**EXECUTIVE SESSION**

At 12:04 p.m., Regent Newton moved, followed by the second of Regent Thomas, to recess into executive session for 20 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board and President Flanders. At 12:24 p.m., the meeting returned to open session. Regent Newton moved to extend 10 minutes. Following the second of Regent Bain, the motion carried. At 12:34 p.m., the meeting returned to open session. Regent Newton moved to extend 10 minutes, and Regent Feuerborn seconded. The motion carried. At 12:44 p.m., the meeting returned to open session.

**ADJOURNMENT**

At 12:44 p.m., Regent Murguia moved to adjourn. Regent Mullin seconded, and the motion carried.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

**KANSAS BOARD OF REGENTS**  
**MINUTES OF SPECIAL MEETING**  
April 14, 2016

The Kansas Board of Regents met by telephone conference call on Thursday, April 14, 2016. Chair Shane Bangerter called the meeting to order at 11:01 a.m. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Bill Feuerborn  
  Dennis Mullin  
  Daniel Thomas  
  Helen Van Etten

MEMBERS ABSENT:                   Joe Bain  
  Ann Brandau-Murguia  
  Dave Murfin

**EXECUTIVE SESSION**

At 11:01 p.m., Regent Newton moved, followed by the second of Regent Thomas, to recess into executive session for 30 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Flanders, and candidate for the position of Interim President of Kansas State University. At 11:31 p.m., the meeting returned to open session.

**INTERIM PRESIDENT OF KANSAS STATE UNIVERSITY**

Regent Mullin moved to appoint Richard B. Myers as the interim president at Kansas State University and that the Board Chair and Board President and CEO work with General Myers to finalize the details of his appointment. Regent Feuerborn seconded, and the motion carried.

**ADJOURNMENT**

The Chair adjourned the meeting at 11:35 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

**KANSAS BOARD OF REGENTS**  
**MINUTES OF SPECIAL MEETING**  
April 8, 2016

The Kansas Board of Regents met by telephone conference call on Friday, April 8, 2016. Chair Shane Bangerter called the meeting to order at 12:01 p.m. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Joe Bain  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dave Murfin  
  Dennis Mullin  
  Daniel Thomas

MEMBERS ABSENT:                   Helen Van Etten

**EXECUTIVE SESSION**

At 12:02 p.m., Regent Newton moved, followed by the second of Regent Mullin, to recess into executive session for 30 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board and President Flanders. At 12:32 p.m., the meeting returned to open session.

**ADJOURNMENT**

The Chair adjourned the meeting at 12:33 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

**KANSAS BOARD OF REGENTS**  
**MINUTES OF SPECIAL MEETING**  
March 28, 2016

The Kansas Board of Regents met by telephone conference call on Monday, March 28, 2016. Chair Shane Bangerter called the meeting to order at 8:32 a.m. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Joe Bain  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dennis Mullin  
  Daniel Thomas  
  Helen Van Etten

MEMBERS ABSENT:                   Dave Murfin

**KANSAS STATE UNIVERSITY PRESIDENTIAL SEARCH**

Regent Bangerter stated that over the coming weeks, steps will be taking to select and finalize the Kansas State University Presidential Search Committee's membership. To start the process, Regent Murguia moved to appoint Regent Mullin as the Chair of the Kansas State University Presidential Search Committee. Regent Thomas seconded, and the motion carried.

With the consensus approval of the Board that a search firm should be utilized, President Flanders stated Board staff will start the process of constructing an RFP to hire a search firm. He stated in the past the makeup of search committees included individuals in the following categories: Regents, Alumni/Foundation, University Support Staff, Deans, Community, Students, and Faculty. For this search he recommended adding Athletics. He also noted that Board policy states the Board will establish the appropriate process for selecting a university chief executive officer. Two options include a committee-led search or a Board-led search. The search can also be open or closed. Following discussion, the Board concurred that Athletics should be added to the makeup of the search committee and the search should be closed and committee-led.

**EXECUTIVE SESSION**

At 8:40 a.m., Regent Mullin moved, followed by the second of Regent Thomas, to recess into executive session for 15 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board and President Flanders. At 8:55 a.m., the meeting returned to open session. Regent Mullin moved to extend for 3 minutes. Following the second of Regent Newton, the motion carried. At 8:58 a.m., the meeting returned to open session.

**ADJOURNMENT**

The Chair adjourned the meeting at 9:00 a.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

March 23, 2016

The March 23, 2016, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:30 p.m. The meeting was held in the Beller Conference Center on the University of Kansas Medical Center Campus, 3901 Rainbow Boulevard, Kansas City, Kansas. Proper notice was given according to law.

MEMBERS PRESENT:

Shane Bangerter, Chair  
Zoe Newton, Vice Chair  
Joe Bain  
Ann Brandau-Murguia  
Bill Feuerborn  
Dennis Mullin  
Dave Murfin  
Daniel Thomas  
Helen Van Etten

### **WELCOME**

Chair Bangerter thanked the University of Kansas Medical Center for hosting the Board meeting this month. Regent Murguia welcomed everyone to Kansas City and congratulated Kansas City Kansas Community College's women's basketball team for winning the NJCAA Division II National Basketball Championship.

### **APPROVAL OF MINUTES**

Regent Newton moved that the minutes of the February 17, 2016 meeting be approved. Following the second of Regent Van Etten, the motion carried.

### **INTRODUCTIONS**

President Martin and President Rittle announced a partnership between Fort Hays State University and Cowley Community College. The program, Tiger 2 Tiger Pathway, will provide a seamless pathway for students graduating from Cowley to transfer to Fort Hays State University to continue their education.

Chancellor Gray-Little introduced the University of Kansas Medical Center's new Dean of the School of Nursing, Sally Maliski, and the new Dean of the School of Health Professions, Abiodun Akinwuntan. She also introduced Jessica van Loben Sels, a University of Kansas student, who was awarded a National Institutes of Health Oxford-Cambridge Scholarship.

### **GENERAL REPORTS**

#### **REPORT FROM CHAIR**

Chair Bangerter thanked the institutions and Board staff for all their work during the legislative session.

**REPORT FROM PRESIDENT AND CEO**

President Flanders reported that Governor Brownback, the Kansas Commissioner of Education Randy Watson, and he co-signed a letter to the Higher Learning Commission (HLC) regarding the implementation of HLC's policy on credentialing of faculty delivering concurrent credit courses, which requires faculty members to hold a master's degree or higher in the discipline they teach. President Flanders stated that currently there are faculty members who deliver concurrent credit courses who only have a baccalaureate degree. The institutions are working on pathways to ensure proper credentialing of faculty, which will take time. He stated HLC responded to the letter and will allow flexibility on implementation as faculty members pursue proper credentialing.

**REPORT FROM SYSTEM COUNCIL OF PRESIDENTS**

President Inbody presented the System Council of Presidents' report. The Council received a report from the System Council of Chief Academic Officers regarding their discussions on CLEP scores, service areas, and concurrent enrollment. The System Council of Presidents discussed developing a systemwide emergency preparedness plan. This plan would provide details of how institutions in Kansas can help each other during an emergency.

**REPORT FROM COUNCIL OF PRESIDENTS**

President Martin presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Government Relations Officers, the Council of Student Affairs Officers, the Regents Information Technology Committee, and the University Support Staff Council. Additionally, the Council of Presidents approved the University of Kansas' Bachelor of Arts and Bachelor of General Studies in Law and Society and Kansas State University's Professional Science Master in Applied Science and Technology. These programs will be forwarded to the Board for consideration. The Council also discussed the proposed amendments to the New Academic Units and Academic Programs policy and the proposed policy to create a Title IX Coordinators workgroup.

**REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS**

Lorie Cook Benjamin presented the Council of Faculty Senate Presidents' report. The Council worked with the System Council of Chief Academic Officers to develop a five-step process to determine consistent cut scores for AP and CLEP exams. Additionally, the Faculty discussed the progress on the campus level concealed carry policies and received an update on course transfer and articulation.

**STANDING COMMITTEE AND OTHER REPORTS****ACADEMIC AFFAIRS**

Regent Van Etten reported the Board Academic Affairs Standing Committee met by conference call to review Kansas State University's Master of Arts in Teaching and Hutchinson Community College's Cosmetology program. Both programs are on the Board's agenda for consideration.

**FISCAL AFFAIRS AND AUDIT**

Regent Feuerborn presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee discussed the credit ratings of the state universities and reviewed the mandatory cost

increases for next year. The Committee also started discussing approaches for developing the Board's FY 2018-2019 unified budget request. Regent Feuerborn noted the Committee, on a recorded vote, recommended advancing to the Governance Committee the proposed policy changes regarding the University Support Staff leave.

### **APPROVAL OF CONSENT AGENDA**

Regent Feuerborn moved, with the second of Regent Thomas, that the Consent Agenda be approved. The motion carried.

#### *Academic Affairs*

##### **MASTER OF ARTS IN TEACHING – KSU**

Kansas State University received approval to offer a Master of Arts in Teaching. In the implementation year, the College of Education will fund the program. As it grows, the revenues generated by the program will support it.

##### **DEGREE AND CERTIFICATE PROGRAM OFFERED BY HUTCHINSON COMMUNITY COLLEGE**

Hutchinson Community College received approval to offer an Associate of Applied Science degree (64 credit hours) and a Technical Certificate C (45 credit hours) in Cosmetology (12.0401). The program will be funded with the College's general fund, student tuition, and revenue from the full service salon.

#### *Fiscal Affairs & Audit*

##### **RAZE A BARN, BUILDING #958, AT THE SOUTH EAST RESEARCH CENTER MOUND VALLEY LOCATION IN MOUND VALLEY, KS – KSU**

Kansas State University received authorization to raze a barn, Building #958, at the South East Research Center Mound Valley location, 13072 Elk Road, Mound Valley, Kansas. The cost to raze the barn is approximately \$5,000, which will be funded from South East Research Center restricted fees.

#### *Other Matters*

##### **KANSAS BOARD OF REGENTS STUDENT HEALTH INSURANCE BENEFIT CHANGES AND PREMIUM RATES FOR PLAN YEAR 2016-2017**

The Student Health Insurance plan modifications and premium rates for Plan Year 2016-2017 were approved. The plan design modification is necessary because of the Affordable Care Act's metallic banding requirements to determine actuarial value. The annual student only premium will be decreased by \$15 due to the positive historical experience of the plan.

UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER SECURITY OF CERTAIN CLASSIFIED INFORMATION OF THE KU SECURE RESEARCH FACILITY TO A SECURITY EXECUTIVE COMMITTEE – KU

An updated Resolution related to the University of Kansas' Secure Research Facility was adopted. The Resolution was updated to add Interim Provost Sara Rosen and Facility Security Officer Carl Taylor to the University Security Executive Committee.

**CONSIDERATION OF DISCUSSION AGENDA**

*Presentations*

UPDATE ON THE UNIVERSITY OF KANSAS MEDICAL CENTER'S STRATEGIC PLAN

Dr. Doug Girod, Executive Vice Chancellor at the University of Kansas Medical Center, gave an update on the Medical Center's strategic plan. The KU Medical Center consists of the School of Medicine, the School of Nursing, the School of Health Professions, and their research enterprise. The current strategic plan for the Medical Center was adopted in 2011 and runs through 2016. The goal of the plan is to "provide leadership to shape the future of health and health care." Dr. Girod highlighted some of the Medical Center's accomplishments including: National Cancer Institute designation, Alzheimer's Disease Center designation, expanding the School of Medicine in Wichita to a four-year campus and opening Salina's four-year campus, and finalizing the Clinical Integration with the University of Kansas Hospital. Additionally, he reviewed the Medical Center's enrollment and funding challenges and discussed the planning process for the Medical Center's campus master plan and new strategic plan.

(PowerPoint filed with Official Minutes)

DEMONSTRATION OF THE NEW DEGREESTATS WEBSITE

President Flanders introduced the new Kansas DegreeStats website, stating it was created by the Kansas Board of Regents in response to interest by the Kansas Legislature wanting to have a tool that provides students comprehensive cost and earning data for each undergraduate degree program offered at a public university in Kansas. The tool reports on program costs, sources of investment, and wage information for a program's graduates both upon entry into the Kansas workforce and after five years of employment. The website tool also assists in calculating total potential loan debt and degree investment. President Flanders noted the tool is not an actual cost calculator because it does not project the future cost of a program, rather the tool displays historical data from actual graduates. Breeze Richardson, Director of Communications, demonstrated how users will navigate the web-based tool.

(PowerPoint filed with Official Minutes)

BREAK

The Chairman called for a break at 2:50 p.m. and resumed the meeting at 3:10 p.m.

*Fiscal Affairs and Audit*

TRANSFER OF PROPERTY FROM THE KU ENDOWMENT ASSOCIATION TO THE UNIVERSITY OF KANSAS – KU

Greg Hoffman, Director of Facilities, introduced the University of Kansas' request to authorize the transfer of property from the KU Endowment Association to the University. The property includes the drive access road to the parking lots at the Edwards Campus in Johnson County. Regent Murguia moved to approve, and Regent Mullin seconded. The motion carried. The following land will be transferred.

Tract "A" of REGENTS VILLAGE, a subdivision in the City of Overland Park,  
Johnson County, Kansas

AMENDMENT TO FY 2016 CAPITAL IMPROVEMENT PLAN FOR THE PITTMAN BUILDING WALK-IN FREEZER RENOVATION – KSU

Director Hoffman presented Kansas State University's request to amend its FY 2016 Capital Improvement Plan to include the Pittman Building walk-in freezer renovation. Due to the age of the freezer, renovations are necessary to replace inefficient equipment, roofing and insulation and to upgrade life safety features. The estimated cost of the renovation is \$2 million, which will be funded with Housing and Dining Services auxiliary funds. Regent Murguia moved to approve adding the renovation to the FY 2016 Capital Improvement Plan and the program statement for the project. Regent Newton seconded, and the motion carried.

AMENDMENT TO FY 2016 REHABILITATION AND REPAIR LIST TO INCLUDE REMODELING AREAS OF BRAMLAGE COLISEUM – KSU

Director Hoffman introduced Kansas State University's request to amend its FY 2016 Rehabilitation and Repair list to include remodeling interior areas of Bramlage Coliseum. The estimated cost of the project is approximately \$850,000, which will be funded with Kansas State University Athletics funds. Regent Murguia moved to approve. Following the second of Regent Thomas, the motion carried.

AMENDMENT TO FY 2016 REHABILITATION AND REPAIR LIST TO INCLUDE RENOVATION OF THE OUTREACH CENTER ON THE KANSAS STATE UNIVERSITY POLYTECHNIC CAMPUS – KSU

Kansas State University's request to amend its FY 2016 Rehabilitation and Repair list to include renovation of the Outreach Center on the Kansas State University Polytechnic campus was presented by Director Hoffman. The project will cost approximately \$750,000 and will be funded with Kansas State Polytechnic departmental restricted fees. Regent Murguia moved to approve, and Regent Murfin seconded. The motion carried.

*Other Matters*

HIGHLIGHTS ON SYSTEM ENROLLMENTS

Cindy Farrier, Director of Data, Research and Planning, presented the report on system enrollments for academic year 2015. In 2015, the enrollment headcount for the public higher education sector was 250,000 students. Director Farrier reviewed the systemwide enrollment by residency, ethnicity, age, and gender. She also reviewed the enrollment trends for the system.

Overall in the last five years, the state universities have seen moderate to slow growth, the technical colleges have seen aggressive growth, and the community colleges have seen a slight decline. Director Farrier noted the Governor's Excel in Career Technical Education Initiative (SB 155), which began in 2012, could explain some of the increased enrollment for the technical colleges. Additionally, she stated the decreased enrollment for the community colleges could be related to the fact that as the economy improves, individuals are choosing to work rather than seek further education.

(PowerPoint filed with Official Minutes)

#### UPDATE ON THE WICHITA STATE UNIVERSITY/WICHITA AREA TECHNICAL COLLEGE MERGER PROPOSAL

President Bardo and President Utash presented an update on the Wichita State University (WSU) and Wichita Area Technical College (WATC) proposed merger. The proposed merger would create a new school of technology and applied sciences within WSU. The goal of the merger is to establish a new model for higher education, serve as an economic driver for the greater public good, and create a better trained workforce. Presidents Bardo and Utash noted that in order for the merger to work, both the open admission policy and current funding streams for the technical programs must be maintained. The next steps with moving forward with the merger include legislative approval, Higher Learning Commission approval, and the Board's approval on the final plan.

(PowerPoint filed with Official Minutes)

#### GRANTING OF HONORARY DEGREE – KSU

Provost Mason nominated Dr. Guy Palmer to receive an Honorary Doctorate from Kansas State University at its Spring 2016 commencement. Regent Mullin moved to approve, and Regent Thomas seconded. The motion carried.

#### LEGISLATIVE UPDATE

Elaine Frisbie, Vice President of Finance and Administration, presented the legislative update. A majority of the Board's non-budgetary legislative items are included in the House and Senate Education Conference Committee report, and should be worked once the legislators return for veto session. Vice President Frisbie also discussed the budget and noted the state universities, to date, have lost \$25 million in State General Fund this year. She also noted the Legislature has not discussed the Board's plan to implement the cost model for tiered technical courses.

#### ADJOURNMENT

Chair Bangerter adjourned the meeting at 4:30 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

February 17, 2016

The February 17, 2016, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:30 p.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

**MEMBERS PRESENT:** Shane Bangerter, Chair  
Zoe Newton, Vice Chair  
Joe Bain  
Bill Feuerborn  
Dennis Mullin  
Dave Murfin  
Daniel Thomas  
Helen Van Etten

**MEMBER ABSENT:** Ann Brandau-Murguia

### **APPROVAL OF MINUTES**

Regent Bain moved that the minutes of the January 20, 2016 meeting be approved. Following the second of Regent Newton, the motion carried.

### **INTRODUCTIONS**

Chancellor Gray-Little presented each Regent with a unique bowl that commemorates the University's 150<sup>th</sup> anniversary. KU students chiseled the bowls from elm trees that once stood on Jayhawk Boulevard. The Chancellor introduced Alex Kong, who was awarded the prestigious Gates Cambridge Scholarship. The scholarship provides funds for postgraduate study at Cambridge University in the United Kingdom for the duration of the degree. She also introduced the University's new Chief Business and Financial Planning Officer, Leisa Julian. President Schulz announced that Kansas State University received the highest research activity classification from the Carnegie Classification of Institutions of Higher Education.

### **GENERAL REPORTS**

#### **REPORT FROM CHAIR**

Chair Bangerter reported he and several other Regents attended legislative committee meetings regarding the University of Kansas' Central District Project. At the meetings, he communicated that the Board takes its fiscal responsibility seriously and wants to partner with the Legislature to attain the goals of higher education.

#### **REPORT FROM PRESIDENT AND CEO**

President Flanders reported he met with the State's Chief Information Technology Officer, Phil Wittmer, to discuss the possibility of having the universities partner with the state in the area of

IT. One idea is having students at the universities run an IT help desk for the state, which would allow students to gain experience. Additionally, President Flanders reported legislators have spoken with him about a common online admission process for the universities. President Flanders asked Gary Alexander, Vice President of Academic Affairs, to work with the Council of Chief Academic Officers to fully examine this concept.

#### REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Inbody reported the System Council of Presidents received a presentation from Colonel Catlett on Army University's Sexual Harassment Assault Response and Prevention (SHARP) program. The Council also received a legislative update.

#### REPORT FROM COUNCIL OF PRESIDENTS

President Martin presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Business Officers, the Council of Government Relations Officers, the Council of Student Affairs Officers, the Regents Information Technology Committee, and the University Support Staff Council. Additionally, the Council of Presidents approved Kansas State University's Master of Arts in Teaching. This program will be forwarded to the Board for consideration at the March Board meeting.

#### REPORT FROM STUDENTS' ADVISORY COMMITTEE

The Students' Advisory Committee report was presented by Jessie Pringle. The students' Higher Education Day at the Statehouse was held earlier in the month. The Committee's legislative initiative, Life Line 911, was passed out of both chambers and is on the Governor's desk for signature. She thanked everyone who helped support this initiative. The Committee also discussed student involvement in the development of the campus level concealed carry policies and the possibility of having more student representation on the Committee. The Committee is going to continue to discuss how to get more students involved in the Committee process. Chair Bangerter on behalf of the Board thanked Jessie for her leadership, professionalism, and for being a statesman.

#### REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Lorie Cook Benjamin presented the Council of Faculty Senate Presidents' report. The Council met with the Government Relations Officers, who provided an update on concealed carry bills introduced this legislative session. The faculty will assist with development and implementation of the campus level concealed carry policies, which will need to be in place before the legal exemption expires on July 1, 2017. The faculty are also supportive of having a systemwide discussion regarding the campus level concealed carry policies, which may allow for some consistency across the system. The Council of Faculty Senate Presidents also reviewed HB 2531, which repeals statutory due process for community and technical college faculty. Additionally, the Council will be working with the System Council of Chief Academic Officers to develop a process to determine cut scores for the AP and CLEP exams.

#### STANDING COMMITTEE AND OTHER REPORTS

### ACADEMIC AFFAIRS

Regent Van Etten presented the Board Academic Affairs Standing Committee report. The Committee received a report from staff regarding the status of the Transition to College Algebra course pilot and approved beginning the regulatory process to allow this Algebra course to fulfill one unit of the Qualified Admission Precollege Curriculum Math requirement. The Committee also discussed and approved the Credit for Prior Learning policy and received an update on Army University. Additionally, the Committee received information on retention and graduation rates of students who are admitted through the qualified admissions exception window.

### FISCAL AFFAIRS AND AUDIT

Regent Feuerborn reported the Board Fiscal Affairs and Audit Standing Committee received additional information on Kansas State University's Veterinary Diagnostic and Research Center project, which is on the Board's agenda for consideration. If the Board approves KSU's request, the University will seek legislative approval for bonding. The Committee also received presentations from each of the universities regarding their financial plans and will discuss the universities' indebtedness at next month's meeting. Finally, the Committee received information on the proposed change to the annual leave accrual policy for the unclassified support staff. The Committee requested additional information from the universities regarding the issue.

### GOVERNANCE

Regent Bangerter presented the Governance Committee report. The Committee received information on Board Goal Two, which is to study current campus Title IX practices, policies, procedures and develop a Board policy to enhance uniformity of current university practices, policies, and procedures. The Committee reviewed a proposed policy that would create a Council of Title IX Coordinators. This Council would discuss Title IX matters and consider best practices. The Governance Committee forwarded the draft policy to the Council of Presidents for discussion and feedback.

### APPROVAL OF CONSENT AGENDA

Regent Van Etten moved, with the second of Regent Mullin, that the Consent Agenda be approved. The motion carried.

#### *Academic Affairs*

### ANNUAL ACCREDITATION REPORT

The accreditation report indicates each state university is fully accredited by the Higher Learning Commission. Additionally, selected programs at the universities are accredited by the appropriate specialized accrediting bodies.

### DEGREE AND CERTIFICATE PROGRAMS FOR NORTHWEST KANSAS TECHNICAL COLLEGE, SEWARD COUNTY COMMUNITY COLLEGE, WICHITA AREA TECHNICAL COLLEGE, AND WASHBURN INSTITUTE OF TECHNOLOGY

Northwest Kansas Technical College received approval to offer an Associate of Applied Science degree (68 credit hours), a Technical Certificate B (35 credit hours), and a Technical Certificate A (17 credit hours) in Precision Agriculture

Technology (01.0308). The College estimates it will cost \$145,000 to deliver the program, which will be funded with the College's general fund, outside grants, donations, and Federal Carl D. Perkins Funds.

Seward County Community College received authorization to offer an Associate of Applied Science degree (65 credit hours) and a Technical Certificate (38 credit hours) in Health Information Technology (51.0707). The College estimates it will cost \$49,000. Existing campus space and equipment will be used for the program.

Wichita Area Technical College received approval to offer an Associate of Applied Science degree (62 credit hours) and a Technical Certificate (36 credit hours) in Carpentry (46.0201). The cost to deliver the program is approximately \$104,800.

Washburn Institute of Technology received approval to offer a Technical Certificate (19 credit hours) in Dispatch Technology (43.9999). The cost to implement the program is approximately \$40,900, which will be funded with the College's general funds and Federal Carl D. Perkins Funds.

## **CONSIDERATION OF DISCUSSION AGENDA**

### *Presentations*

#### **PANEL PRESENTATION ON THE USE OF TECHNOLOGY IN TEACHING**

Dr. Andrea Greenhoot, Professor of Psychology and Director of the Center for Teaching Excellence at the University of Kansas; Dr. Brenda Frieden, Professor and Director of the Center for Teaching, Learning, and Technology at Pittsburg State University; and Dr. Michael Wesch, Associate Professor of Cultural Anthropology at Kansas State University, presented information on how technology is being used in teaching on the university campuses. The panelists gave examples of how faculty use technology to improve student learning and experiences. They also spoke about the difference between online classes, hybrid classes, and face-to-face classes.

(PowerPoint and Handout filed with Official Minutes)

#### **UPDATE ON THE KANSAS INDEPENDENT COLLEGES**

Matt Lindsey, President of the Kansas Independent College Association, presented an update on the Kansas Independent Colleges. The Independent Colleges were granted authority to award degrees in 1978 from the Kansas Board of Education. These institutions are exempted from Kansas Private and Out-of-State Postsecondary Educational Institution Act, which the Board enforces. Mr. Lindsey stated 18 of the institutions are members of the Kansas Independent College Association. He reviewed enrollments, the number of degrees and certificates awarded, and completion rates for these institutions. He also reviewed student debt and noted students who attend an independent college or university are eligible for some state-based student aid funds.

(PowerPoint filed with Official Minutes)

### *Academic Affairs*

ANNUAL REPORT ON ADULT EDUCATION

Susan Fish, Director of Adult Education and College Readiness, presented the annual Adult Education report. Dr. Fish stated the target population for adult education are individuals ages 16 and older who are exempt from compulsory high school attendance and who do not have the following: 1) a high school credential, 2) secondary level skill, or 3) adequate proficiency in English. In Kansas, there are 283,181 individuals who fall within this population and adult education served approximately 8,608 (3.04%) individuals statewide in 2014. While the programs serve only a small share of the target population, it is considered successful. Kansas is ranked fifth in the nation in the federal measure of the percent of students who enrolled in postsecondary education or training. Dr. Fish reviewed enrollment data and the demographics of individuals participating in adult education. She noted that both enrollment and funding for adult education have declined over the years.

(PowerPoint filed with Official Minutes)

Fiscal Affairs and Audit

AMENDMENT TO FY 2016 CAPITAL IMPROVEMENT PLAN FOR PARKING GARAGE #1 PROJECT – WSU; TRANSFER OF PROPERTY FROM KU ENDOWMENT ASSOCIATION TO THE UNIVERSITY OF KANSAS – KUMC; AMENDMENT TO FY 2016 CAPITAL IMPROVEMENT PLAN FOR REPAIRS AND RENOVATION OF DYCHE HALL – KU; AMENDMENT TO FY 2016 CAPITAL IMPROVEMENT PLAN FOR KANSAS VETERINARY DIAGNOSTIC AND RESEARCH CENTER – KSU; and TRANSFER OF PROPERTY FROM EMPORIA STATE UNIVERSITY FOUNDATION TO EMPORIA STATE UNIVERSITY – ESU

Greg Hoffman, Director of Facilities, presented the facility requests for the universities. Wichita State University is requesting authority to construct a new parking garage south of the Rhatigan Student Center. This project was included in WSU's 2014 Master Plan. The estimated cost of the project is \$7.2 million. WSU will seek legislative bonding authority, and the bonds will be financed with revenues from the campus parking enterprise.

The University of Kansas is seeking approval to transfer property located at 4330 Shawnee Mission Parkway from the KU Endowment Association to the University. The University of Kansas Medical Center already has the following departments occupying the office space: the KU Medical Center Research Institute, Telemedicine, Cancer Center, KU Innovation Center, Compliance, Human Research Program, Frontiers/Neurology, and the Anesthesiology billing department. In addition, Neuropsychology and Internal Audit will move into the space in early 2016. The estimated annual operating costs are \$450,000, which will be funded with the Medical Center's general use funds. The legal description of the property is below:

A tract of land in the Northeast Quarter of Section 9, Township 12 South, Range 25 East of the 6th Principal Meridian in the City of Fairway, Johnson County, Kansas being bounded and described as follows: Commencing at a point on the North line of said Section 9, 1832.45 feet West from the Northeast corner as measured along said North line which bears North 90°00'00" West; thence South 00°00'00" West, 30.00 feet to a point on the South right-of-

way line of 55th Street, as now established, said point also being the Point of Beginning of the tract of land to be herein described; thence South 00°25'52" West, a distance of 465.24 feet, thence Southerly and Southeasterly along a curve to the left from the last described course as a tangent, having a radius of 225.00 feet, a distance of 177.50 feet; thence continuing Southeasterly, Easterly and Northeasterly along a curve to the left, having a common tangent with the last described curve, having a radius of 20.00 feet, a distance of 32.14 feet; thence North 43°09'41" East, a distance of 60.33 feet; thence Northeasterly and Easterly along a curve to the right from the last described course and tangent, having a radius of 175.00 feet, a distance of 135.90 feet; thence North 00°00'00" East, 525.83 feet to a point on the South right-of-way line of said 55th Street; thence North 90°00'00" West, along said South right-of-way line, 252.30 feet to the Point of Beginning. Containing 145,300 square feet or 3.34 acres, more or less.

The University of Kansas also requests authorization to amend its FY 2016 Capital Improvement Plan to include a renovation project at Dyche Hall. The estimated cost of the project is \$3.7 million and will be funded with a combination of Rehabilitation and Repair funds and KU Center for Research Funds.

Kansas State University requests approval to amend its FY 2016 Capital Improvement Plan to include the Kansas Veterinary Diagnostic and Research Center (KVDRC). This project was included in KSU's Campus Master Plan. The estimated cost of the project is \$34.2 million. KSU will seek legislative bonding authority to fund the project. The debt service on the bonds will be repaid from KSVDL service fee revenues and the College of Veterinary Medicine resources.

Emporia State University requests authorization to accept a gift of property from the Emporia State University Foundation. The gift consists of eight properties on the Perley's Addition to the City of Emporia, Lots 1, 2, 4, 6 and 8. This property is part of the University's Master Plan. The legal description of the properties are as follows:

A tract 38 feet wide off the entire east end of a tract described as follows: beginning at a point 279 feet West of the Northeast corner of Lot 8 in Perley's Addition to the City of Emporia, Lyon County, Kansas, according to the recorded plat thereof; thence South 72.5 feet; thence East 139.5 feet; thence North 72.5 feet; thence West 139.5 feet to the place of beginning.

Beginning at the Northeast corner of Lot 8 in Perley's Addition to the City of Emporia, Lyon County, Kansas, according to the recorded plat thereof, thence West 139.5 feet; thence South 72.5 feet; thence East 139.5 feet; thence North 72.5 feet to the point of beginning.

That part of Lot 8 of Perley's addition to the City of Emporia described as follows: Beginning at the Southeast Corner of said Lot 8, thence due West along the South line of said Lot 150 feet, thence North 72 1/2 feet, thence due East to the West line of Highland Street, thence South on the West line of Highland Street in Perley's Addition to the place of beginning, according to the recorded plat thereof.

The North Half of Lot 6 in Perley's Addition to the City of Emporia, Lyon County, Kansas, according to the recorded plat thereof, except a tract commencing at the Northwest corner of said Lot 6; Thence East 147 feet; Thence South 36 feet and 3 inches; Thence West 147 feet; Thence North 36 feet and 3 inches to the place of beginning. Also except the South half of the West Half of the North Half of said Lot 6.

The East Half of the South Half of Lot 6 in Perley's Addition to the City of Emporia, Lyon County, Kansas, according to the recorded plat thereof.

Commencing at the Northeast corner of Lot No. Four (4) in Perley's Addition to the City of Emporia, Lyon County, Kansas, and running thence South fifty (50) feet, thence West one hundred (100) feet, thence North fifty (50) feet, thence East one hundred (100) feet to place of beginning.

Commencing at the Northwest Corner of Lot 4 in Perley's Addition to the City of Emporia, Lyon County, Kansas, according to the recorded plat thereof, thence East 201.75 feet, thence South 40 feet, thence West 201.75 feet, thence North 40 feet to the place of beginning, EXCEPT that part taken for street purposes.

The South 36.5 feet of the West one half of the South one half of Lot 6 in Perley's addition to the City of Emporia, according to the recorded plat thereof, except the West 20 feet.

Following discussion, Regent Feuerborn moved to approve all the facility requests. Regent Bain seconded, and the motion carried.

#### **UPDATE ON ENGINEERING INITIATIVE AND UNIVERSITY RESEARCH GRANTS**

Zoe Gruber, Director of Workforce Training and Education, gave a progress report on the Engineering Initiative. The initiative was established in legislation and was designed to increase the number of graduates in the state's professional engineer education programs at Kansas State University, the University of Kansas, and **Wichita State University**. The Legislature appropriated \$3.5 million per year for ten years (beginning in FY 2011) to each of the three universities. The Act also requires the universities to match the funding 1:1 with non-state sources. The goal of the initiative is to increase the number of engineering graduates to 1,365 per year by 2021. She stated the universities graduated 1,178 engineering students in November 2015, which means the institutions are on target toward achieving the graduation goal. Director Gruber reviewed graduation rates and enrollments for each university. She also noted that this initiative has been so successful because it is industry led, based on industry need, sponsored by the Legislature, and supported by the Governor.

Director Gruber also presented an update on the university research grants. The Kansas Legislature appropriated \$5 million in ongoing funds for the following initiatives: Kansas State University's Global Food Systems, University of Kansas Medical Center's Cancer Center, and **Wichita State University's Aviation Research**. Each of these initiatives requires a 1:1 dollar match by the university. The Legislature also requires each university to submit a plan as to how these initiatives will create additional jobs and economic value for the state. Additionally, Kansas State University's Veterinary Medical Center received \$5 million in ongoing appropriations to improve

its rankings. She reviewed how each university is using the appropriated funds and noted each university will present a progress report to the Legislature and Governor during the 2016 Legislative Session.

(PowerPoint filed with Official Minutes)

### EPSCoR PROPOSALS

Vice President Alexander presented two EPSCoR proposals. The EPSCoR Program Review Committee recommends funding the following projects:

- 1) For the project advancement of the Metastatic Mimetic Device to enhance pre-clinical drug testing on human cells at the University of Kansas Medical Center, the Committee recommends awarding \$21,168 for FY 2016.
- 2) For the Cooperative Agreement Notice proposal, located at **Wichita State University**, the Committee recommends \$25,000 per year for FY 2016, FY 2017 and FY 2018. The total funding from NASA is \$750,000 (\$250,000 per year for three years). NASA requires a 50% cost-share state match. This award provides 10:1 leverage for state funds (federal:state).

Regent Van Etten moved to approve the Committee's recommendations. Following the second of Regent Murfin, the motion carried.

### Other Matters

#### GRANTING OF HONORARY DEGREE AT THE UNIVERSITY'S SPRING 2016 COMMENCEMENT – FHSU

President Martin nominated Senator Bob Dole to receive an Honorary Doctor of Arts degree from Fort Hays State University at its Spring 2016 Commencement. Regent Murfin moved to approve, and Regent Van Etten seconded. The motion carried.

### LEGISLATIVE UPDATE

Matt Casey, Director of Government Relations, presented a legislative update. To maintain a balanced budget, the Legislature made adjustments to the current budget. These adjustments did not reallocate or cut higher education funding; however, two provisos were added that impact the University of Kansas and Kansas State University Polytechnic Campus. Additionally, Director Casey reviewed the non-budgetary items and noted the **Wichita State University**/Wichita Area Technical College merger legislation proposal is ready for Board approval. Regent Murfin moved to approve, and Regent Newton seconded. The motion carried.

### ADJOURNMENT

The Chair adjourned the meeting at 5:13 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

January 20, 2016

The January 20, 2016, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:34 p.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Joe Bain  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dennis Mullin  
  Dave Murfin  
  Daniel Thomas  
  Helen Van Etten

### **REPORT FROM CHAIR**

Chair Bangerter welcomed President Garrett. He also, on behalf of the Board and Board office staff, extended condolences to Dr. Jacqueline Vietti and her family for the passing of her husband, Ray Vietti.

Chair Bangerter reported the Governor's budget recommends stable funding for higher education. As in the past, the top priority for the Board during this legislative session is to protect the base funding for higher education. Chair Bangerter also extended his appreciation to the Governor for making stable funding for the Regents system a priority.

### **UPDATE**

Chancellor Gray-Little provided an update on the progress of KU's Central District development project. The bonds for the project were sold on January 7, 2016. The term of the bonds is 30 years with a principal amount of \$326 million rather than the expected \$350 million. The estimated savings over the life of the project is \$47 million from what was estimated. The Chancellor noted work has already begun on the KU campus.

### **GOVERNANCE**

Regent Bangerter reported the Governance Committee reviewed the proposed amendments to the Board's Weapons Possession policy. He thanked everyone who provided feedback.

### **APPROVAL OF MINUTES**

Regent Van Etten moved that the minutes of the December 16, 2015 meeting be approved. Following the second of Regent Newton, the motion carried.

### **GENERAL REPORTS**

REPORT FROM PRESIDENT AND CEO

President Flanders introduced Greg Sims, area Chair for the Kansas Employer Support of the Guard and Reserve (ESGR). Mr. Sims presented Jacqueline Johnson, Director of Private Postsecondary Education and Adult Education Testing, with a Patriot Award in recognition of extraordinary support of an employee who serves in the Army Reserve. Tobias Wood, GED State Administrator with the Kansas Board of Regents, service with the 312<sup>th</sup> Army Band. He nominated Ms. Johnson for the award.

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Krull presented the System Council of Presidents' report. The Council received a report from the System Council of Chief Academic Officers regarding the Higher Learning Commission's requirements for faculty qualifications, transfer and articulation, and Credit for Prior Learning. The System Council of Presidents also discussed the proposed policy on Credit for Prior Learning.

REPORT FROM COUNCIL OF PRESIDENTS

President Martin presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Business Officers, the Council of Government Relations Officers, the Council of Student Affairs Officers, the Regents Information Technology Committee, and the University Support Staff Council.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

The Council of Faculty Senate Presidents' report was presented by Tom Beisecker. The Council reviewed the results of the faculty and staff weapons survey. The survey was conducted from December 3, 2015 through January 4, 2016 and a total of 20,151 faculty and staff were invited to participate. Dr. Beisecker stated a total of 10,886 responses were received, resulting in a response rate of 54%. He reviewed the executive summary of the report and noted 70% of the respondents preferred amending the law so that guns are not allowed on campus. He stated that these results lead the Council to believe that concealed carry is a safety issue, not a Second Amendment issue.

(Survey Executive Summary filed with Official Minutes)

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Jessie Pringle presented the Students' Advisory Committee report. The Committee discussed their legislative initiative, Life Line 911. She noted the Committee will continue discussing inclusion and diversity on the campuses.

REPORT FROM UNCLASSIFIED STAFF COUNCIL

Brett Morrill presented the Unclassified Staff Council report. Mr. Morrill stated the unclassified staff want to participate in the drafting of campus level concealed carry policies. He also reported the Council is reviewing the compensation and classification study results.

BREAK

The Chair called for a break at 2:24 p.m. and resumed the meeting at 2:36 p.m.

## **STANDING COMMITTEE AND OTHER REPORTS**

### **ACADEMIC AFFAIRS**

Regent Van Etten presented the Board Academic Affairs Standing Committee report. The Committee discussed an option to revise the performance funding model for determining annual performance funding allocation. The Committee decided to retain the current model, which provides the Board with two choices for allocating new state funding – 100 percent or 90 percent. The Committee received information on the “First Generation Student Conference.” The conference will bring first generation students together across the state to network and share information. Additionally, the Committee received updates on Credit for Prior Learning, the Higher Learning Commission’s requirements for faculty credentials, and changes to the Qualified Admissions precollege curriculum.

### **FISCAL AFFAIRS AND AUDIT**

Regent Feuerborn presented the Board Fiscal Affairs and Audit Standing Committee Report. The Committee received BKD’s Board policy required non-public funds management audit report on President Shonrock’s term at Emporia State University. The auditors found no evidence of inappropriate disbursements and reported that potential conflicts of interest appear to be properly managed and monitored. Additionally, the state university internal auditors presented their audit plans for the upcoming year to the Committee.

Regent Feuerborn stated last month the Board directed the Fiscal Affairs and Audit Committee to review the plan to implement the postsecondary tiered technical education state aid. The Committee heard from Ray Frederick, Chair of the TEA; Rita Johnson, Vice President of Workforce Development; President Inbody, representing community colleges; and President Burks, representing technical colleges. The majority of the colleges do not wish to proceed with re-centering until new state funding is added to the tiered technical education state aid fund. The Committee also heard from two colleges, Wichita Area Technical College and Washburn Institute of Technology, whose representatives spoke in favor of re-centering existing funds.

### **APPROVAL OF CONSENT AGENDA**

Regent Van Etten moved, with the second of Regent Mullin, that the Consent Agenda be approved. The motion carried.

#### *Academic Affairs*

#### **BACHELOR OF SCIENCE IN INTERIOR DESIGN – PSU**

Pittsburg State University received approval to offer a Bachelor of Science in Interior Design. PSU already has the faculty in place to support the program, and no addition funding is needed beyond the one-time start-up cost of \$125,000-\$150,000.

### **CONSIDERATION OF DISCUSSION AGENDA**

#### *Presentation*

ANNUAL FORESIGHT 2020 PROGRESS REPORT

Blake Flanders, President and CEO, presented the fifth annual Foresight 2020 progress report. The Board's strategic plan consists of the following three goals: 1) Increase Higher Education Attainment Among Kansans, 2) Improve Alignment of the State's Higher Education System with the Needs of the Economy, and 3) Ensure State University Excellence. Under Goal One, President Flanders reviewed the number of certificates and degrees awarded. In academic years 2013 and 2014, the institutions exceeded the number of undergraduate certificates and degrees awarded that was projected to meet the 60 percent goal. However, for academic year 2015 the system fell 1,982 awards short of the targeted goal. To remain on track, the system will need to increase the number of awards to 4,132 in academic year 2016. President Flanders reviewed the retention and graduation rates. Since 2011, the systemwide retention rate has increased two percentage points and the graduation rates have remained relatively flat. Also under Goal One, President Flanders reviewed the progress on enrollment, which has seen an increase among students under 18 and among those ages 18-19. For students who are returning to higher education with some college credit but no degree, the system has seen a slight increase in enrollment since academic year 2014. President Flanders noted 28 percent of these students who are returning had already earned between 60-119 credit hours and another 12 percent had already earned at least 120 credit hours.

Under Goal Two, President Flanders reviewed the data on employment and average wages of Kansas graduates. The average wages generally increase with each subsequent year of employment and level of education, but the percent of graduates employed in Kansas diminishes with each subsequent year of employment and level of education attained. Dr. Flanders reviewed the progress of the Excel in Career Technical Education (SB 155) program, the University Engineering Act, the Kansas Nursing Initiative, and the University Research Grants. Additionally, under Goal Two, President Flanders gave an update on student assessment. Based on feedback received from business and industry leaders, the Board decided to measure student performance in the following areas: 1) Mathematics/Analytical Reasoning, 2) Written and Oral Communication, and 3) Critical Thinking/Problem Solving. In academic year 2015, the Board received an assessment report focused on mathematics and analytical reasoning. Dr. Flanders noted assessment is required by the Higher Learning Commission and the results will help institutions establish benchmarks to compare future results.

Under Goal Three, President Flanders spoke about the performance of the state universities compared to their peers. He noted that this was the first year for peer research university comparisons. Each of the universities have experienced growth in their respective endowments and remain strong in research expenditures.

In closing, President Flanders stated there are areas in Foresight 2020 where progress has been made and other areas where it has been difficult. He plans to work with the Board Governance Committee to continue evaluating existing metrics.

(Foresight 2020 Report filed with Official Minutes)

Academic Affairs

### ANNUAL REPORT ON QUALIFIED ADMISSIONS

Gary Alexander, Vice President for Academic Affairs, presented the report on exceptions to the qualified admissions standards for the 2014-2015 freshmen class and 2014-2015 transfer students. The Board is required by statute to submit to the Legislature information on the following categories: 1) number and percentage of freshman class students admitted as exceptions to the minimum admissions standards, and 2) the number and percentage of transfer students admitted as exceptions to the minimum admissions standards. Vice President Alexander reviewed the admission standards and reported no university exceeded the limit on the number of applicants admitted as exceptions to the minimum standards. He also noted the new admission standards that went into effect this summer will be reported on next year. It is unknown at this time the impact of the new standards. Regent Van Etten requested data from each university on retention and graduation rates of students who are admitted through the exception window. Following discussion, Regent Murguia moved to accept the report. Regent Thomas seconded, and the motion carried.

### NEW CERTIFICATE OF APPROVAL WITH DEGREE GRANTING AUTHORITY FOR TRINITY INTERNATIONAL UNIVERSITY

Vice President Alexander presented Trinity International University's request for a new Certificate of Approval to operate in Kansas with degree granting authority. The University will offer a Master of Arts in Theological Studies at its Leawood, Kansas site. Regent Bain moved to approve, and Regent Mullin seconded. The motion carried.

### COURSES FOR STATEWIDE TRANSFER

Vice President Alexander presented ten additional courses to be recognized for transfer across the Kansas Board of Regents system. These courses were approved by the Transfer and Articulation Advisory Council. Regent Van Etten moved to approve, and Regent Newton seconded. The motion carried. The following courses were approved:

- Biology I and Lab for Majors
- Engineering Physics I & Lab
- Engineering Physics II & Lab
- General Chemistry & Lab for Non Majors
- Introduction to Criminal Justice
- Introduction to Mass Communication
- Introduction to Social Work
- Personal and Community Health
- Personal Finance
- Physical Geology

### *Fiscal Affairs and Audit*

### LEASE OF STATE-OWNED PROPERTY OF WICHITA STATE INNOVATION ALLIANCE (WSIA) – WSU

Greg Hoffman, Director of Facilities, introduced Wichita State University's request to lease space within the Experiential Engineering Building to the Wichita State Innovation Alliance. This space

will be used by future business tenants as described in the Architectural Program Statement. Regent Feuerborn moved to approve, and Regent Thomas seconded. The motion carried.

LEASE WITH BROMLEY NAISMITH, LLC – KU

Director Hoffman presented the University of Kansas' request to enter into a lease with Bromley Naismith, LLC for additional student housing while the new housing facility is being constructed. The University will lease approximately 150 beds in Naismith Hall, which will be operated as part of the KU Student Housing System. The lease will start at the beginning of the Fall 2016 semester. The rates for the units will be set at \$8,450 for a single and \$4,990 for a double per year. Regent Feuerborn moved to approve, and Regent Bain seconded. The motion carried.

TRANSFER OF PROPERTY FROM KU HOSPITAL AUTHORITY AND AMENDMENT #7 TO MASTER GROUND LEASE BETWEEN THE BOARD OF REGENTS, KU, AND THE KU HOSPITAL AUTHORITY – KU

Director Hoffman presented the University of Kansas' request to transfer property from the KU Hospital Authority as part of the Parking Garage #5 project. The project will be financed with the sale of revenue bonds. The Hospital has agreed to transfer title to KU at no cost with the condition that the ownership of the property revert to the Hospital five years after the bonds are retired. KU will then have the right to lease the land and the garage from the Hospital for a nominal amount for up to fifty years. KU also requests amending the 99-year Master Ground Lease between the Board of Regents, KU, and the Hospital. The Lease Amendment #7 would add a portion of the parcel to the Hospital's Master Ground Lease. Regent Murguia moved to approve, and Regent Van Etten seconded. The motion carried.

DISTRIBUTION OF STATE FUNDS FOR TECHNICAL EDUCATION (SB 155 AND AO-K PROVISO) AND POSTSECONDARY EDUCATION PERFORMANCE-BASED INCENTIVE FUND (GED ACCELERATOR)

Elaine Frisbie, Vice President of Finance and Administration, presented the proposed distribution of state funds for Technical Education (SB 155 and the Accelerating Opportunity-Kansas proviso) and the Postsecondary Education Performance-Based Incentives Fund (GED Accelerator). Regent Murguia moved to approve. Regent Feuerborn seconded, and the motion carried. The following distributions will be made:

<b>Institution</b>	<b>SB 155</b>	<b>AOK Proviso Adult Tuition</b>	<b>GED Accelerator</b>
Allen Community College	\$193,840		
Barton Community College	\$164,077	\$10,709	\$4,000
Butler Community College	\$301,669		
Cloud County Community College	\$109,443		
Coffeyville Community College	\$352,920		
Colby Community College	\$11,309		
Cowley Community College	\$264,749		\$1,670
Dodge City Community College	\$182,361	\$2,433	\$2,180
Flint Hills Technical College	\$404,224		
Fort Scott Community College	\$296,016	\$8,615	

Garden City Community College	\$29,406		
Highland Community College	\$423,124	\$11,991	\$10,850
Hutchinson Community College	\$1,231,123	\$8,477	
Independence Community College	\$49,169		
Johnson County Community College	\$846,733	\$8,225	\$2,680
Kansas City Kansas Community College	\$543,842	\$81,930	\$8,190
Labette Community College	\$57,695		
Manhattan Area Technical College	\$99,333		
Neosho County Community College	\$416,628	\$5,742	
North Central Kansas Technical College	\$147,890		
Northwest Kansas Technical College	\$444,704		
Pratt Community College	\$137,234		
Salina Area Technical College	\$389,300		
Seward County Community College/ATS	\$550,162	\$27,896	\$6,840
Washburn Institute of Technology	\$1,510,382	\$108,755	\$14,200
Wichita Area Technical College	\$1,604,368	\$39,905	\$1,680
<b>Total</b>	<b>\$10,761,701</b>	<b>\$314,678</b>	<b>\$52,290</b>

KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY  
RECOMMENDATION REGARDING THE PLAN TO FULLY IMPLEMENT THE  
POSTSECONDARY TIERED TECHNICAL EDUCATION STATE AID ACT

Vice President Frisbie stated last month the Board received the Kansas Postsecondary Technical Education Authority's (TEA) recommendation regarding the plan to fully implement the Postsecondary Tiered Technical Education State Aid Act. At that time, the Board directed the Fiscal Affairs and Audit Standing Committee to gather feedback from the community college sector, technical college sector, and the TEA regarding the options. The Committee met with representatives from each sector to review their positions. The community colleges support Option A and oppose Option B. The technical colleges support Option A, but the institutions currently receiving less than their calculated state share would like to begin moving toward implementation of the funding model, Option B. Regent Mullin requested adding a leading paragraph to the plan that emphasizes the Board's desire to have additional state funding added to the tiered technical education state aid fund. Regent Van Etten seconded. Following discussion, it was decided Option A clearly states the Board's desire for additional funds. Regent Mullin withdrew his request/motion.

Regent Feuerborn moved to adopt the TEA's recommended plan to meet the legislative directive to fully implement the Postsecondary Tiered Technical Education State Aid Act. The plan will include Option A (the preferred option), Option B (the alternative option), and the feedback received from the community and technical colleges. Regent Van Etten seconded, and the motion carried. The two options below and the feedback from the colleges will be submitted to the House Appropriations and Senate Ways and Means Committees by February 1, 2016 as required by the legislative proviso.

Option A:

- Request additional funding for Postsecondary Tiered Technical Education State Aid to fully fund the gap between what is considered the state share of the calculated costs and the current appropriated amount. The Board has included an amount in its budget request to the Governor and Legislature to fund this gap.
- Any new funding that might be appropriated for Postsecondary Tiered Technical Education State Aid should be distributed to only those institutions with a funding shortfall identified in the cost model calculations. Institutions with no funding shortfall would maintain their current base.
- Begin resolving the remaining funding distribution disparity for institutions still receiving less than their institution's calculated state share in the following year.
- Address the non-tiered funding distribution since there has been no additional state funding for non-tiered courses since the Non-Tiered Course Credit Hour Grants were established in SB 143 and, using current statutory definitions, a number of courses have been moved from tiered status to non-tiered status during this time.

Option B:

- Address the funding distribution disparity over a four-year period
  - If an institution is currently receiving an amount above their calculated state share, then reduce state aid to those institutions by one-fourth of the amount received over the calculated state share in each year over the four-year period with those funds going into a designated funding redistribution pool for institutions receiving less than their calculated state share
  - Increase the base amount for institutions receiving less than their calculated state share using funds from the redistribution pool based on each institution's percentage of the overall funding shortfall
- Address the calculated state share funding shortfall over a four-year period
  - Request the Legislature appropriate new funding to the tiered technical education state aid appropriation that is equal to or more than one-fourth of the overall calculated funding shortfall each year over the four-year period
- Revisit full implementation of tiered technical education funding in the fifth year assuming full funding of the calculated state share cost amount.

(Letters filed with Official Minutes)

BREAK

Chair Bangerter called for a break at 4:30 p.m. and resumed the meeting at 4:40 p.m.

GovernanceSTATE UNIVERSITY NOTICE OF LITIGATION POLICY

General Counsel Julene Miller presented the proposed policy language regarding litigation. The policy requires the university CEO to notify the Board President and CEO if the university intends on suing another state university or if the university intends on filing a brief in opposition in any state or federal court. Regent Murguia moved to approve, and Regent Thomas seconded. The motion carried. The following language was approved:

**F. OTHER****1 INTERACTION WITH LEGISLATURE, COURTS, AND OTHER STATE AGENCIES****a Legislative Appearances and Committee Hearings**

State university employees should make every effort to accommodate legislative committee requests to provide expert testimony on proposed legislation. The university shall notify the Board President and Chief Executive Officer of the invitation.

**b Legislative Requests and Proposed Legislation (Also see FISCAL MANAGEMENT AND BUSINESS ADMINISTRATION)**

i All requests for funds, programs, changes in legislation and new legislation affecting the Board and system institutions shall be submitted to the Board for consideration no later than the November meeting of the Board. Emergency situations may warrant special exceptions, but to the extent possible, no request for legislation during the ongoing legislative session shall be submitted after the March meeting of the Board. Requests for funds, programs, changes in legislation and new legislation that are approved by the Board shall be included in the Board's annual legislative proposals. Requests that are not approved by the Board shall not be submitted to the Legislature for introduction.

ii Once approval has been granted, all institutions are authorized to work for these requests and each institution is expected to support the entire request. Conversely, all institutions are prohibited from requesting or working for additional legislation or funds.

iii When legislation having an effect on the operation of the higher education system, proposed by someone or some group other than the Board, is brought to the Board's attention, it shall be the responsibility of the Board to make a decision as to whether the position of the system is that of support, non-support, or opposition.

**c Legislative Post Audit Reports**

i Each state university, upon receiving notification from the Legislative Division of Post Audit that a performance or financial audit of the university is to be conducted, shall forward such notification to the Board President and Chief Executive Officer. Each state university shall submit a written report to the Board, in accordance with the schedule maintained on the Board of Regents' website, detailing progress during the preceding calendar year toward implementation of accepted Post Audit recommendations. This report shall be made on an annual basis until all accepted recommendations have been fully implemented.

ii Discussion of pending or anticipated Legislative Post Audits shall be a standing item on the Board's Fiscal Affairs and Audit Committee agenda.

**d Information Requests from Other State Agencies**

- i System-wide Requests: Requests directed to state universities for system-wide information from other state agencies or other branches of state government shall be transmitted through the Board office. State universities receiving requests directly from other state agencies or branches of state government shall advise the requesting party of this policy and advise the Board office of the request. When time is not sufficient to allow transmission of responses through the Board office, responses may be submitted directly to the requesting party with copies to the Board office.
  - ii University-Specific Requests: Responses to requests received by a state university for information related specifically to that university may be sent directly to the requesting party, with a copy to the Board office.
- e Attorney General Opinions

Any state university or state university official wishing to seek an opinion from the Attorney General shall do so by making a request through the office of the General Counsel of the Board.
- f Kansas Governmental Ethics Commission Opinions

Any state university or state university official wishing to seek an opinion from the Kansas Governmental Ethics Commission shall do so by making a request through the office of the General Counsel of the Board.
- g Briefs Filed with State and Federal Courts
  - i Any state university intending to sue another state university or submit a brief in opposition to another state university in a case that is pending before any state or federal court shall, before filing suit or as soon as aware of the opposition but no later than requesting leave to file a brief, notify the Board President and Chief Executive Officer. The university chief executive officer shall fulfill this notification responsibility.
  - ii Any state university intending to appeal a state court or federal court decision shall, before the notice of appeal is filed, notify the Attorney General's office.

#### AMENDMENTS TO THE STATE UNIVERSITY WEAPONS POSSESSION POLICY

General Counsel Miller presented the proposed amendments to the Weapons Possession policy. One of the Board's goals this year is to develop a policy to address concealed carry on state university campuses, in advance of the July 1, 2017 expiration of the legal exemption now in place. Over the past several months, the Governance Committee and Board staff have been working on language that will implement the current state law regarding concealed carry on the state university campuses. The Committee received feedback from different groups on all six state university campuses, as well as feedback from external entities, and changes were made to the originally proposed language based on the comments and suggestions received. Some of the key provisions in the proposed policy include the following:

- Weapons in general continue to be prohibited on the state university campuses (the Board has had a no-weapons policy since 2008, and individual universities have had such policies for many years prior to that)
- A new exception to this general rule, which will take effect after July 1, 2017, recognizes the ability of any individual aged 21 or older and who otherwise meets statutory eligibility requirements to carry a concealed handgun except in buildings or areas of buildings where “adequate security measures” have been provided
- Open carry of any firearm anywhere on any state university campus will continue to be prohibited
- Provisions for safe storage of concealed carry handguns when not being carried
- Each state university is required to
  - develop policies and procedures for the safe possession and storage of lawful concealed carry handguns and submit those to the Governance Committee for review and approval
  - determine which buildings and areas of buildings on campus should provide for “adequate security measures” and submit a listing of those buildings/areas for Governance Committee review
  - notify students, faculty and staff of the Board policy through means of university policies and housing contracts and, where applicable, on tickets to events

General Counsel Miller noted the definition of knives will be further reviewed by staff to determine whether changes need to be made to remain consistent with state law. Following discussion, Regent Newton moved to approve, and Regent Van Etten seconded. The motion carried. Regent Bangerter stated the Governance Committee will be reviewing the campus level policies and asked that the campuses submit their policies by the October 2016 Governance Committee meeting.

The Board approved the following policy:

#### 14 WEAPONS POSSESSION

- a ~~To the extent allowed by law and except as otherwise provided herein, the campus of each state university shall be weapons free. Each entrance to each building and facility on each campus shall be posted in accordance with K.S.A. 2007 Supp. 75-7c10, 75-7c11, K.A.R. 16-11-7, K.S.A. 21-6309 and K.A.R. 1-49-11, and amendments thereto. Additional signs may be posted as appropriate. Notice of this policy shall also be given in each state university’s student code of conduct, housing contracts and employee policies. Pursuant to the authority vested in the Board of Regents by Article 6, Section 2 of the Kansas Constitution, K.S.A. 76-712 and other state laws, and in accordance with K.S.A. 75-7c20 allowing concealed carry and K.S.A. 75-7c24 authorizing prohibition of open carry, concealed carry of handguns shall be permitted on each state university campus, while open carry of firearms and possession of weapons other than concealed handguns shall be prohibited on each state university campus.~~
- b For purposes of this policy:
  - i. The term “weapons” includes:

- (1) Any object or device which will, is designed to, or may be readily converted to expel bullet, shot or shell by the action of an explosive or other propellant;
  - (2) any handgun, pistol, revolver, rifle, shotgun or other firearm of any nature, including those that are concealed or openly carried;
  - (3) any BB gun, pellet gun, air/C'O2 gun, stun gun or blow gun;
  - (4) any explosive, incendiary or poison gas (A) bomb, (B) mine, (C) grenade, (D) rocket having a propellant charge of more than four ounces, or (E) missile having an explosive or incendiary charge of more than ¼ ounce;
  - (5) any incendiary or explosive material, liquid, solid or mixture equipped with a fuse, wick or other detonating device;
  - (6) any tear gas bomb or smoke bomb; however, personal self-defense items containing mace or pepper spray shall not be deemed to be a weapon for the purposes of this policy;
  - (7) any knife, commonly referred to as a switch-blade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement;
  - (8) any straight-blade knife of four inches or more such as a dagger, dirk, dangerous knife or stiletto; except that an ordinary pocket knife or culinary knife designed for and used solely in the preparation or service of food shall not be construed to be a weapon for the purposes of this policy;
  - (9) any martial arts weapon such as nunchucks or throwing stars;
  - (10) any longbow, crossbow and arrows or other projectile that could cause serious harm to any person; or
  - (11) any other dangerous or deadly weapon or instrument of like character.
- ii The term “handgun” means:
- (1) A pistol or revolver which is designed to be fired by the use of a single hand and which is designed to fire or capable of firing fixed cartridge ammunition; or
  - (2) any other weapon which will or is designed to expel a projectile by the action of an explosive and which is designed to be fired by the use of a single hand.
- iii The term “firearm” includes any handgun, rifle, shotgun, and any other weapon which will or is designed to expel a projectile by the action of an explosive.
- iv The term “adequate security measures” shall have the same meaning as the term is defined in K.S.A. 75-7c20, and “building” shall have the same meaning as the term “state building” is defined in K.S.A. 75-7c20.

- v. The term “campus” means any building or grounds owned by a state university or the Board and any building or grounds leased by a state university or the Board for state university use.
- c. Nothing in this ~~section~~ policy shall be read to prohibit possession of weapons on campus (1) as necessary for the conduct of Board approved academic programs or university approved activities or practices, or (2) by university police or security officers while acting within the scope of their employment. Each university shall develop and follow policies and procedures for the safe possession, use and storage of such weapons and shall notify the Board in writing of any activities or practices involving weapons that are approved by the university under subparagraph c(1) of this subsection 14.b.
- d. Beginning July 1, 2017, any individual who is 21 years of age or older and who is lawfully eligible to carry a concealed handgun in Kansas shall not be precluded from doing so on state university campuses except in buildings and areas of buildings for which adequate security measures are provided, and except as otherwise prohibited by law.
  - i. Each individual who lawfully possesses a handgun on any state university campus shall be wholly and solely responsible for carrying, storing and using that handgun in a safe manner and in accordance with the law, Board policy and university policy. Nothing in this policy shall be interpreted to require individuals who lawfully possess a handgun to use it in defense of others.
  - ii. Each university shall develop and follow policies and procedures for the safe possession and storage of lawfully possessed handguns, and shall submit such policies and procedures to the Board office for review and approval by the Board’s Governance Committee prior to publication or implementation. Each university’s policies and procedures shall include detailed provisions regarding how and where to report suspected violations of this policy, how faculty, staff and students shall be notified of the laws and policies pertaining to concealed carry on campus, and shall also provide interested students, faculty and staff with information about any known locally or regionally available firearm safety instruction.
- e.e. Open carry of any firearm anywhere on any campus shall be prohibited. Each entrance to each building and facility on each campus shall be conspicuously posted with appropriate signs indicating that openly carrying a firearm into that building or facility is prohibited. Additional signs may be posted as appropriate.
- f. Except in those instances where necessary for self-defense or transferring to safe storage and except as otherwise provided in subparagraphs c(1) and c(2), it shall be a violation of Board policy to openly display any lawfully possessed concealed carry handgun while on campus.
- g. Regardless whether the individual is otherwise lawfully eligible to carry a concealed handgun, it shall be a violation of Board policy to commit any of the following offenses on a university campus:
  - i. Possess a firearm under the influence of alcohol or drugs, as defined by K.S.A. 21-6332, and amendments thereto;
  - ii. discharge a firearm in violation of K.S.A. 21-6308, and amendments thereto;

- iii. discharge a firearm within or into the corporate limits of any city in violation of K.S.A. 21-6308a; or
  - iv. otherwise possess, store, transport, trade, sell, or in any other way use a firearm in violation of any applicable law.
- h. Beginning July 1, 2017, each individual who lawfully possesses a concealed handgun on campus shall at all times have that handgun in their custody and control, and shall either keep it on their person with safety mechanism, if any, engaged, or stored 1) in any secure storage location provided by the university specifically for that purpose, 2) at their residence, or 3) in their vehicle. If stored in a vehicle on campus, the handgun must be secured and concealed from view. For any dormitory or scholarship hall that does not have adequate security measures, each resident who lawfully possesses a handgun on campus and elects to store the handgun they possess in the room to which they are assigned when not carrying it on their person in a concealed fashion shall secure the handgun in a secure storage device that conceals the gun from view. Such storage devices shall be provided by the individual who possesses the handgun and must meet minimum industry standards for safe-keeping of handguns.
- i. Beginning July 1, 2017, each state university shall determine whether and to what extent otherwise lawfully possessed concealed handguns will be prohibited in any campus buildings or areas of buildings by provision of adequate security measures, permanent or temporary, at each public entrance to the building or area. Each entrance to each building where concealed carry is prohibited as provided in this paragraph shall be conspicuously posted with appropriate signs indicating that carrying a concealed handgun into that building is prohibited. Additional signs may be posted as appropriate. Each state university that prohibits concealed carry pursuant to this paragraph shall submit to the Board office for review and approval by the Board's Governance Committee a list of the buildings and areas of buildings so restricted, the rationale therefor, and a description of the adequate security measures to be provided.
- i. The list shall be provided at the time such buildings and areas are first identified as requiring adequate security and, as buildings or areas of buildings are added to the list, at the time so amended. Once the Governance Committee has approved a building or area for provision of adequate security measures, re-approval of that building or area is not required.
  - ii. Because safety and security considerations may warrant a university implementing adequate security measures on an as-needed, temporary basis that are intended to address a specific concern, each university shall include in its annual security report to the Board information regarding all instances in which adequate security measures were implemented on an as needed, temporary basis during the previous year and the reasons therefor.
- j. Any individual who violates one or more provisions of this policy may be issued a lawful directive to leave campus with the weapon immediately. Any individual who violates the directive shall be considered to be in trespass and may be cited accordingly. Any employee or student of the university who violates one or more provisions of this policy shall be subject to discipline in accordance with applicable university codes of conduct. Any individual who violates state or federal law may be detained, arrested or otherwise subjected to lawful processes appropriate to the circumstances.

~~(a) For the purpose of this policy, "weapons" means:~~

- ~~i Any object or device which will, is designed to, or may be readily converted to expel bullet, shot or shell by the action of an explosive or other propellant;~~
- ~~ii any handgun, pistol, revolver, rifle, shotgun or other firearm of any nature, including concealed weapons licensed pursuant to the Personal and Family Protection Act, and amendments thereto;~~
- ~~iii any BB gun, pellet gun, air/C<sup>2</sup>O<sub>2</sub> gun, stun gun or blow gun;~~
- ~~iv any explosive, incendiary or poison gas (A) bomb, (B) mine, (C) grenade, (D) rocket having a propellant charge of more than four ounces, or (E) missile having an explosive or incendiary charge of more than ¼ ounce;~~
- ~~v any incendiary or explosive material, liquid, solid or mixture equipped with a fuse, wick or other detonating device;~~
- ~~vi any tear gas bomb or smoke bomb; however, personal self defense items containing mace or pepper spray shall not be deemed to be a weapon for the purposes of this policy;~~
- ~~vii any knife, commonly referred to as a switch blade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement;~~
- ~~viii any straight blade knife of four inches or more such as a dagger, dirk, dangerous knife or stiletto; except that an ordinary pocket knife or culinary knife designed for and used solely in the preparation or service of food shall not be construed to be a weapon for the purposes of this policy;~~
- ~~ix any martial arts weapon such as nunchucks or throwing stars; or~~
- ~~x any longbow, crossbow and arrows or other projectile that could cause serious harm to any person.~~

- k. Notice of this policy shall be given in each state university's weapons policy and housing contracts. To the extent adequate security measures are used to prohibit concealed carry into stadiums, arenas and other large venues that require tickets for admission, the tickets shall state that concealed carry will be prohibited at that event.

### Other Matters

#### BUDGET AND LEGISLATIVE UPDATE

Vice President Frisbie reviewed the Governor's budget recommendations for higher education. In FY 2016, the Governor reduced the appropriation for incentive payments to school districts in the Excel in Career Technical Education program by \$700,000 and switched out \$8 million from the SGF for the Educational Building Fund (EBF). The Governor wants the state universities to use the EBF for information technology operations. Vice President Frisbie stated the Legislature will

need to expand the allowable uses of the EBF beyond its current statutory purpose, which is to finance capital projects at the state universities.

**ADJOURNMENT**

The Chair adjourned the meeting at 5:15 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

December 16, 2015

The December 16, 2015, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:30 p.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dennis Mullin  
  Dave Murfin  
  Daniel Thomas  
  Helen Van Etten

MEMBER ABSENT:                   Joe Bain

### **APPROVAL OF MINUTES**

Regent Feuerborn stated the minutes for the University of Kansas Lease and Sublease item need to be amended to reflect the “project costs are not to exceed \$350 million” rather than the bonds. Regent Feuerborn moved to approve the minutes of the November 18, 2015 meeting as amended. Following the second of Regent Van Etten, the motion carried.

### **INTRODUCTIONS**

Chancellor Gray-Little announced that Kansas State University is now an active partner in the University of Kansas Law School’s 3 plus 3 Program. The program allows KSU undergraduate students to enroll in the University of Kansas Law School after successfully completing three years of undergraduate studies at KSU and meeting other admission requirements. Credit hours earned in the first year of law school will then be transferred back to KSU so the students can complete their undergraduate degree program. President Schulz stated this program will save students from paying one year of tuition and allow them to attain their J.D. degree earlier. Chancellor Gray-Little also reported that Fort Hays State University is exploring the possibility of joining the program.

President Schulz gave the Board the annual progress report on Kansas State University’s strategic plan, *K-State 2025*. He stated the Board will receive a more in-depth presentation on the report at the April Board meeting.

### **GENERAL REPORTS**

**REPORT FROM CHAIR**

Chair Bangerter thanked **Wichita State University** for hosting the Board meeting last month. He reported he and Regent Newton attended former President Bill Clinton's speech at Pittsburg State University. He noted President Clinton spoke about inclusion and being able to acknowledge and respect different opinions. He stated he appreciated President Clinton's message. Chair Bangerter also reported he attended Kansas State Polytechnic graduation earlier in the month. Additionally, he acknowledged and thanked the individuals who donate to each of the state universities.

Chair Bangerter read a Resolution that acknowledged and thanked Dr. Jacqueline Vietti for her service as Interim President at Emporia State University and for her many years of service to the State of Kansas.

(Resolution filed with Official Minutes)

**REPORT FROM PRESIDENT AND CEO**

President Flanders announced Sherry Farris, Executive Assistant to the Board's Vice President of Academic Affairs, will be retiring at the end of December. He thanked Ms. Farris for her service to the Board Office and the State of Kansas. President Flanders also reported Emporia State University's 13<sup>th</sup> President, Robert Glennen, passed away earlier this month.

**REPORT FROM COUNCIL OF PRESIDENTS**

President Martin presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Business Officers, the Council of Government Relations Officers, the Council of Student Affairs Officers, the Regents Information Technology Committee, and the University Support Staff Council. The Council of Presidents approved Pittsburg State University's Bachelor of Science in Interior Design, the proposed policy on non-academic transcript notations, and the proposed amendments to the Leaves policy regarding the University Support Staff annual leave enhancement.

**REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS**

Lorie Cook Benjamin presented the Council of Faculty Senate Presidents' report. The Council discussed the proposed amendments to the Board's Weapons Possession policy and the Transfer and Articulation policy. Dr. Benjamin reported the faculty and staff surveys regarding concealed carry on campus opened on December 3, 2015 and will close on January 4, 2016. So far 10,000 responses have been recorded. Dr. Benjamin anticipates having the final results by the January 2016 Board meeting.

**REPORT FROM STUDENTS' ADVISORY COMMITTEE**

The Students' Advisory Committee report was presented by Jessie Pringle. The Committee discussed creating inclusive campuses. Each student body president has been gathering feedback from their student bodies and this feedback will be used by each of the student senates to form policies on inclusion. The Committee also discussed smoke/tobacco free campus policies.

Ms. Pringle reported the Students' Advisory Committee decided at its August 2015 meeting that they wanted to conduct a student survey on the concealed carry law. The Docking Institute conducted the survey, which consisted of 30 questions. Ms. Pringle stated the preliminary results

were received by the Committee on Tuesday, December 15, 2015. She noted 20,561 students responded to the survey, and she reviewed some of the preliminary data. The Committee plans to share the full report and the Committee's executive summary with the Board once it is completed.

Chair Bangerter thanked the student body presidents for developing this survey to gather student opinions and thanked Ms. Pringle for her leadership.

(PowerPoint filed with Official Minutes)

## **STANDING COMMITTEE AND OTHER REPORTS**

### **ACADEMIC AFFAIRS**

Regent Van Etten reported the Board Academic Affairs Standing Committee focused on performance funding and qualified admissions at its meeting. Board staff provided an overview of the history of performance funding. The current model provides the Board with two choices for allocating new state funding – 100 percent or 90 percent. The Board then decides what percent to award the institution based on outcomes for the indicators in the institution's performance agreement. Staff also discussed with the Committee other models for performance funding. The Board could return to the previous model that allocated new state funding at 100 percent, 80 percent, 60 percent, or zero, or the Board could assign funding based on individual indicators. The Committee asked staff to develop a model that combines the current approach with the four-level allocation scale of the older model. Regent Van Etten stated the Committee will review and discuss the combined model at its next meeting.

Additionally, Regent Van Etten reported staff received a proposal asking that the Board accept all high school level work completed in middle school or junior high to fulfill the qualified admissions and the Kansas Scholars curriculum. Staff provided the Committee some history on this topic. The Committee asked staff to develop recommendations for the Committee to review at its next meeting.

### **FISCAL AFFAIRS AND AUDIT**

Regent Feuerborn presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee met by conference call on Friday, December 4, to verify the final negotiated terms of the University of Kansas Central District Project. Regent Feuerborn reported each Committee member asked KU a number of clarifying questions and after that discussion, the Committee agreed that the terms presented to them do conform to what was presented to the Board at the November meeting.

Regent Feuerborn reported the Committee met earlier in the day to review the fiscal items on the Board agenda. The Committee also received an accountability report on the state's major investments for the KU Medical Center's Cancer Center, **Wichita State University's Kansas Aviation Research and Technology Growth Initiative**, and Kansas State University's Veterinary Medical Center operating enhancement as well as K-State's Global Food Solutions. All of these initiatives have received millions in state support to make greater investments in research and commercialization possible by leveraging private and federal dollars. The universities will present the economic impact of these programs to the Legislature in the upcoming session. Additionally,

the Committee discussed Wichita State University's market based tuition initiative and the University's request that WSU not be required to have a contract already in place with an employer prior to someone seeking a badge, which is a type of credential, from WSU.

### GOVERNANCE

Regent Bangerter reported the Governance Committee approved forwarding the proposed amendments to the Board's Weapons Possession policy to the Board for consideration at the January meeting. He noted Board staff collected and provided the Committee with the feedback received from the campuses on the draft policy. If the policy is approved by the Board, the Governance Committee is hoping to receive the state universities' institutional level policies and procedures by June 2016.

### BREAK

The Chair called for a break at 2:30 p.m. and resumed the meeting at 2:45 p.m.

### RECOGNITION

Chancellor Gray-Little stated Provost Jeff Vitter was recently named the University of Mississippi's new Chancellor. She and the Board thanked him for his years of service to the University of Kansas. Chancellor Gray-Little also introduced KU's Interim Provost, Sara Rosen.

### APPROVAL OF CONSENT AGENDA

Regent Mullin moved, with the second of Regent Murguia, that the Consent Agenda be approved. The motion carried.

#### *Fiscal Affairs and Audit*

#### LEASE AGREEMENT WITH KSU FOUNDATION – KSU

Kansas State University received authorization to enter into a ten-year lease purchase agreement with the KSU Foundation for property referred to as Knox Lane land. The Department of Animal Sciences and Industry will use the land. The total lease cost is \$825,000, which will be paid from the Animal Science and Industry restricted fees fund balance. It is the intent of the KSU Foundation to gift the property to the University when the Foundation has been fully reimbursed for all acquisition and holding costs.

Property Legal Description:

#### **Tract 1:**

Part of the Northeast Quarter (NE¼) of Section Eight (8), Township Ten (10) South, Range Eight (8) East of the 6th Principal Meridian, described as follows: Beginning at the Northeast corner of Section 8, thence West 25.06 chains, thence South 28.11 chains to the North bank of the old channel of the Big Blue River; thence Southeast along North Bank of said River to East line of said Section 8; thence North along the East line of said Section 8 to the point of beginning, in Riley County, Kansas; LESS that tract conveyed to The Manhattan Chamber of

Commerce, a Kansas Corporation, described in Warranty Deed recorded in Book 334, Page 54, in the office of the Register of Deeds of Riley County, Kansas, described as follows: Part of the East Half (E½) of Section Eight (8), Township Ten (10) South, Range Eight (8) East of the 6th P.M., in Riley County, Kansas, more particularly described as follows: Parts of Governments Lots 5 and 6 and the abandoned channel of the Big Blue River adjacent thereto, beginning at a point on the Riley-Pottawatomie County line which is North 23°44' West (west line of Section 8 is assumed North) from a point which is 660 feet West and 2537 feet South of the Northeast corner of said Section 8; thence in a westerly direction along the Riley-Pottawatomie County line to the West line of the East Half of Government Lots 5 and 8 as extended across the said abandoned channel; thence North along the West line of the East Half of said Government Lot 5 to the center of the abandoned channel of the Blue River (considered midway between contour elevations 1002 as established in 1959); thence in easterly directions along the center of the abandoned channel of the Blue River to a point 1657 feet West of the Northeast corner of said Section 8; thence North to a point 1657 feet West of and 1884 feet South of the Northeast corner of said Section 8; thence East to a point 1264 feet West of and 1853 feet South of the Northeast corner of said Section 8; thence Southeast to a point 1032 feet West of and 1930 feet South of the Northeast corner of said Section 8; thence Southeast to a point 860 feet West of and 2082 feet South of the Northeast corner of said Section 8; thence South 23°44' East to the Riley-Pottawatomie County line and the point of beginning;

**Tract 2:**

A tract of land lying in Lot Seven (7), Section Eight (8), Township Ten (10) South, Range Eight (8) East of the 6th P.M., in Pottawatomie County, Kansas, more particularly described as follows: Beginning at a point on the East line of Section 8, which is 3,076 feet South of the Northeast corner of Section 8. thence Northwesterly to a point which is 446 feet West and 2849 feet South of the Northeast corner of Section 8, thence Northwesterly to a point which is 660 feet West and 2537 feet South of the Northeast corner of Section 8, thence North 23 degrees 44 minutes West (West line of Section 8 is assumed North) to the Pottawatomie-Riley County line, thence Easterly along the Pottawatomie-Riley County line to a point which is on the East line of Section 8 and is 2588.25 feet South of the Northeast corner of Section 8, thence South on the East line of Section 8 a distance of 487.75 feet to the point of beginning; LESS a tract of land conveyed to The City of Manhattan, Kansas, described in Deed recorded in Book 217, Page 118, in the Pottawatomie County Register of Deeds Office, described as follows: A tract of land in Lot Seven (7) and the East Half (E½) of Section Eight (8), Township Ten (10) South, Range Eight (8) East of the 6th P.M., in Pottawatomie County, Kansas, that lies East of a fence accepted as the property line, described as follows: Beginning at a point on the East line of said Section 8, that is S. 0 degrees 03 minutes 41 seconds W. 2904.30 feet from the Northeast corner of said Section 8, being Corner No. 9 and marked by a ½ inch iron bar, thence S. 0 degrees 03 minutes 41 seconds W. 134.97 feet along the East line of said Section 8 to the

Manhattan Levee North right of way line and Corner No. 14, marked by a ½ inch iron bar, thence N. 64 degrees 35 minutes 21 seconds W. 23.79 feet along the said Manhattan Levee North right of way line to a property line fence and Corner No. 15, marked by a ½ inch iron bar, thence N. 0 degrees 25 minutes 23 seconds E. 119.41 feet along said property line fence to Corner No. 16, marked by a ½ inch iron bar, thence N. 75 degrees 32 minutes 11 seconds E. 21.43 feet to the point of beginning. LESS a tract of land conveyed to The City of Manhattan, Kansas, described in Deed recorded in Book 217, Page 119, in the office of the Register of Deeds of Pottawatomie County, Kansas, described as follows; A tract of land in Lot Seven (7) and the East Half (E½) of Section Eight (8), Township Ten (10) South, Range Eight (8) East of the 6th P.M., in Pottawatomie County, Kansas, described as follows: Beginning at the intersection of the Manhattan Levee North right of way line and a fence accepted as the property line that is S. 0 degrees 03 minutes 41 seconds W. 3039.27 feet and N. 64 degrees 35 minutes 21 seconds W. 23.79 feet from the Northeast corner of said Section 8, being Corner No. 15 and marked by a ½ inch iron bar, thence N. 64 degrees 35 minutes 30 seconds W. 329.61 feet along the said Manhattan Levee North right of way line to Corner No. 17 marked by a ½ inch iron bar, thence N. 40 degrees 14 minutes 42 seconds E. 43.50 feet to Corner No. 18, marked by a ½ inch iron bar, thence S. 69 degrees 45 minutes 42 seconds E. 287.95 feet to the said property line fence and Corner No. 19, marked by a ½ inch iron bar, thence S. 0 degrees 25 minutes 23 seconds W. 75.02 feet along said property line fence to the point of beginning.

## **CONSIDERATION OF DISCUSSION AGENDA**

### *Academic Affairs*

#### **PERFORMANCE AGREEMENT REPORTS FOR AY 2014**

Gary Alexander, Vice President for Academic Affairs, presented the performance agreement reports for AY 2014. He noted the Board Academic Affairs Standing Committee used the Board-approved Funding Guidelines to determine the percentage of new state funds to be awarded to each institution beginning July 2016. Awards are based on the following levels of compliance:

- 100%: The institution maintained the baseline or improved from the baseline in at least 51% of the indicators (i.e. four or more indicators). The institution qualifies for 100% of any new state funds for which it is eligible.
- 90% or 100%: In cases where the institution maintained the baseline or improved from the baseline in exactly 50% of the indicators (i.e. three indicators), the institution qualifies for 90% of new state funds for which it is eligible, though the Board has the discretion to award 100%.
- 90%: The institution maintained the baseline or improved from the baseline in less than 50% of the indicators. The institution qualifies for 90% of any new state funds for which it is eligible.
- 0%: The institution maintained the baseline or improved from the baseline in one or fewer indicators or failed to submit a report. No new state funds are awarded to the institution.

The Committee determined twenty-nine institutions qualified for 100 percent of any new state funding for which they are eligible and five institutions qualified for 90 percent of any new state funding for which they are eligible. Regent Van Etten moved to approve, and Regent Murguia seconded. The motion carried. The following was approved:

<b>University/College</b>	<b>Funding Recommendation</b>
Emporia State University	100% funding
Fort Hays State University	100% funding
Kansas State University	100% funding
Pittsburg State University	100% funding
University of Kansas	100% funding
University of Kansas Medical Center	100% funding
Wichita State University	100% funding
Washburn University	90% funding
Washburn Institute of Technology	100% funding
Allen Community College	100% funding
Barton Community College	100% funding
Butler Community College	100% funding
Cloud County Community College	100% funding
Coffeyville Community College	90% funding
Colby Community College	90% funding
Cowley Community College	100% funding
Dodge City Community College	100% funding
Fort Scott Community College	90% funding
Garden City Community College	100% funding
Highland Community College	100% funding
Hutchinson Community College	100% funding
Independence Community College	90% funding
Johnson County Community College	100% funding
Kansas City Kansas Community College	100% funding
Labette Community College	100% funding
Neosho County Community College	100% funding
Pratt Community College	100% funding
Seward County CC/ATS	100% funding
Flint Hills Technical College	100% funding
Manhattan Area Technical College	100% funding
North Central Kansas Technical College	100% funding
Northwest Kansas Technical College	100% funding
Salina Area Technical College	100% funding
Wichita Area Technical College	100% funding

Fiscal Affairs and AuditFY 2017 HOUSING AND FOOD SERVICE RATE ADJUSTMENT FOR STATE UNIVERSITIES

Elaine Frisbie, Vice President of Finance and Administration, presented the FY 2017 housing and food service rate adjustments for final action. Regent Feuerborn noted that since the November Board meeting, the Board Fiscal Affairs and Audit Standing Committee reviewed the proposals and the reserve funds for each of the university. Regent Feuerborn moved to approve. Following the second of Regent Thomas, the motion carried.

(Complete Listing of Adjustments filed with Official Minutes)

ALLOCATION OF FY 2017 REHABILITATION AND REPAIR APPROPRIATION

The FY 2017 proposed allocation of the Rehabilitation and Repair appropriation was presented by Greg Hoffman, Director of Facilities. He explained \$32,000,000 was appropriated from the Educational Building Fund for this purpose. Regent Feuerborn moved that the project list for the FY 2017 rehabilitation and repair appropriation be approved. Regent Thomas seconded, and the motion carried. The following summary reflects the authorized totals:

## SUMMARY

	<u>Allocation</u>
The University of Kansas	\$8,598,400
The University of Kansas Medical Center	3,600,000
Kansas State University	9,568,000
Wichita State University	3,513,600
Emporia State University	1,932,800
Pittsburg State University	2,361,600
Fort Hays State University	<u>2,425,600</u>
TOTAL	\$32,000,000

AMENDMENT TO THE BUDGET FOR STUDENT UNION – KSU

Director Hoffman presented Kansas State University's request to amend its FY 2016 project budget from \$25 million to \$31 million for the K-State Student Union expansion and renovation project. The \$6 million will be funded with Housing and Dining Services funds, privilege fee balances and university resources. Regent Mullin moved to approve, and Regent Newton seconded. The motion carried.

AMENDMENTS TO THE SUMMARY OF APPROVAL REQUIREMENTS POLICY AND THE CAPITAL IMPROVEMENT PROJECTS POLICY

Director Hoffman presented proposed amendments to the Board's Summary of Approval Requirements policy and the Capital Improvement Project policy. During the last Legislative session HB 2395 was signed into law, which increased the threshold of capital improvement costs for architectural and engineering services to \$1 million before the Secretary of Administration must convene a meeting of the State Building Advisory Committee. The proposed policy amendments reflect the change in the statute. The amendments also increase the Director's

approval limit from \$500,000 to \$750,000. Regent Murguia moved to approve. Regent Feuerborn seconded, and the motion carried. The following amendments were adopted:

## 2 SUMMARY OF APPROVAL REQUIREMENTS

	Board of Regents	Building Committee	Full Legislature	Program Statement required?	Execution process (architect/contractor)
<b>Capital Improvements and Financing &gt; <del>\$750,000</del> \$1,000,000</b>					
Affiliated Corporations	approve	advise		yes	Campus
State General Fund	approve	advise	approve (DA 418)	yes	State selection/bid
All Other Non-State Funds	approve	advise		yes	K.S.A. 76-7,125 <i>et seq</i>
Revenue Bonds	approve	advise	approve (DA 418)	yes	State selection/bid
Federal Grants	approve	advise		yes	K.S.A. 76-7,125 <i>et seq</i>
Educational Building Fund	approve	advise	***1	yes	State selection/bid
<b>Rehabilitation and Repair Projects<sup>2</sup></b>					
Affiliated Corporations	approve	advise		no	Campus
State General Fund/EBF	approve	advise		no	State selection/bid
All Other Non-State Funds	approve	advise		no	K.S.A. 76-7,125 <i>et seq</i>
Federal Grants	approve	advise		no	K.S.A. 76-7,125 <i>et seq</i>
<b>Deferred Maintenance Projects</b>					
Infrastructure Maintenance Funds	approve	advise		no	State selection/bid
University Interest	approve	advise		no	K.S.A. 76-7,125 <i>et seq</i>
Tax Credits	approve	advise		no	State selection/bid
<b>Energy Performance Contracting</b>	approve	advise			K.S.A. 75-37,111 through 37,114 and 75-37,125
<b>Building Razing</b>	approve	advise <sup>3</sup>			

<sup>1</sup> If new project or major renovation.

<sup>2</sup> Projects < ~~\$500,000~~ \$750,000 require only Director's approval.

<sup>3</sup> Not required by law.

### 3 CAPITAL IMPROVEMENT PROJECTS

#### a Definitions

- i Capital improvement projects are those the costs for which exceed ~~\$750,000~~ \$1,000,000, regardless of funding source, including new buildings, remodeling or alterations, annual maintenance, and utility projects. Deferred maintenance projects are governed by subsection 5., below.
- ii Educational Building Fund, or EBF, means the fund created pursuant to K.S.A. 76-6b01 *et seq.* and funded by the annual mill levy authorized by Article 6, Section 6 of the Kansas Constitution. Moneys in the EBF may only be expended as authorized by K.S.A. 76-6b02.

#### b Process

- i *Initial Request:* Each state university shall include initial concept requests for authorization of capital improvement projects with the university's five year plan submitted to the Board for consideration on April 1 of each year. Each project that will require the services of an architect and/or engineer shall have a written program statement included with the request. The request shall identify each anticipated source of funding for the project. For improvements that include new space for which private moneys are to finance at least 51% of the cost, the request shall include a plan for paying the annual maintenance and operation costs for the project from either private funds or existing university resources. (K.S.A. 76-790) For improvements that include new space for which private moneys are to finance less than 51% of the cost, the request shall include a plan for paying annual maintenance and operation costs that identifies the resources to be used for such costs. Such annual maintenance and operation costs plans shall be included in the program statement and shall adhere to standards prescribed by the Board's Director of Facilities. Each request approved by the Board shall be filed with the appropriate state offices on or before July 1 in the format determined by the State Budget Director. Each state university is prohibited from pursuing gubernatorial or legislative approval of any project not previously approved by the Board.
- ii *Amendments:* Amendments to the current year capital improvements project list may be submitted to the Board at times other than those specified above. Once approved, each university shall be responsible for ensuring that appropriate legislative approvals are obtained, including advising the Joint Committee on Building Construction.
- iii *Licensed Professional Consultants:* The design and construction administration for all new buildings and major renovations on state property shall be performed by licensed professional consultants retained in accordance with Kansas statutes. A written program for each building project shall be submitted and approved by the Board and by the Legislature or legislative building committee as set forth in section E.2. before such services are obtained.
- iv *Program Statements:* Minimum requirements for program statements include introductions, project budgets, and project schedules. For new construction or major renovations the program statement must also include space projections, space summaries, space descriptions, a discussion of the impact the additional space will have on overall campus space, and new buildings operating costs and the proposed source of funding for such operating costs (or a statement that such will not be requested). Additional information that the institutions deem necessary may be included.
- v *Design Development Plans:* Following Legislative and Board approval of a specific capital improvement project, design development plans for a building or project and the location of the new building shall be submitted to the President and Chief Executive Officer for review and approval before final plans are prepared. The President and Chief Executive Officer, upon the

recommendation of the Director of Facilities, may approve said design development plans for the Board.

c Funding

- i *Funding Sources:* Capital improvement projects may be paid for from state general funds, tuition, educational building funds, revenue bond proceeds (in accordance with chapter II.D. of this Policy Manual), restricted fees, research overhead funds and other resources as approved by the Board.

Capital improvement projects that are also approved deferred maintenance projects may be paid for in whole or in part by tuition interest earnings, contributions received pursuant to the postsecondary educational institution tax credit program (K.S.A. 79-32,261), and other funds earmarked by the Board or Legislature for the purpose of addressing deferred maintenance.

- ii *Federal Grant Requests:* All institutional requests for federal grants for capital improvements shall be submitted to the Board President and Chief Executive Officer before the request is submitted to the appropriate federal agency.
- iii *Private Funds:* No capital improvement project that is funded in part or totally from private funds may proceed to signature of contract unless and until all private funds have been deposited in an account for the use of the project or a letter of credit has been received by the Board President and Chief Executive Officer that guarantees the availability of the funds necessary to complete the project.
- iv *Fund Raising:* In addition to the project approval required in subsection 3.b.i. of this section, notification of all capital improvement projects to be funded in part or in whole from private resources must be submitted to the Board's President and Chief Executive Officer before fund raising efforts are publicly announced.

d Annual Maintenance

Beginning with projects initiated after January, 2007, and except as otherwise specifically provided for by law or approved by the Board, state universities shall not seek new state general funds to finance annual maintenance and operation costs for any new capital improvement project.

#### 4 REHABILITATION AND REPAIR PROJECTS

a Definition

Rehabilitation and repair projects are those projects that cost ~~\$750,000~~ \$1,000,000 or less, including new buildings, remodeling or alterations, annual maintenance, or utility projects. Deferred maintenance projects are governed by subsection 5. below.

b Process

The state universities are authorized by the Board and the Legislature to proceed with rehabilitation and repair projects on a fiscal year basis. Upon request of the university with concurrence of the Board's Director of Facilities, the Board President and Chief Executive Officer has the authority to revise such authorizations during the fiscal year; provided, however, that any project requiring expenditures of ~~\$500,000~~ \$750,000 or more must be considered by the Board.

c Funding

The Board receives an annual line item appropriation from the Educational Building Fund for rehabilitation and repair projects. This appropriation is allocated by the Board to the state universities pursuant to an "adjusted square footage" formula, which factors in gross square footage, building age and complexity of the physical plant.

Additionally, the universities may provide funds for rehabilitation and repair projects from state general fund revenues, tuition, restricted fees, research overhead funds and other resources as approved by the Board.

Rehabilitation and repair projects that are also approved deferred maintenance projects may be paid for in whole or in part by tuition interest earnings, contributions received pursuant to the postsecondary educational institution tax credit program (K.S.A. 79-32,261), and other funds earmarked by the Board or Legislature for the purpose of addressing deferred maintenance.

### AMENDMENTS TO THE FINANCIAL REPORTING POLICY

Vice President Frisbie presented proposed amendments to the Board's Financial Reporting policy. Currently Board policy requires an external management review to be conducted every five years, or when there is a change in the chief executive officer, on expenditure of non-public unrestricted funds held by the university or an affiliated corporation and potential conflicts of interest. Additionally, the non-controlled affiliated corporations have external auditors review annually for conflicts of interest regarding the unrestricted funds. After having gone through the policy cycle, the Council of Business Officers believe these two procedures are duplicative. The proposed changes would allow the Board the flexibility to rely on the external affiliated corporation and internal institutional audit findings and limit the external management review to the immediately preceding fiscal year. However, if the Board wants the review to be more than one year, the language allows for augmented review. Regent Van Etten moved to approve, and Regent Murfin seconded. The motion carried. The following policy amendments were adopted:

#### 5 FINANCIAL REPORTING

##### a Annual Financial Report

Each state university shall submit to the President and Chief Executive Officer a comprehensive financial report for the prior fiscal year in accordance with the schedule maintained on the Board of Regents' website. The President and Chief Executive Officer shall be responsible for recommending to the Board any specific financial report findings that should be further reviewed by the Board. The financial report shall conform to a format determined by the Council of Business Officers. The financial report shall reflect conformity with financial reporting methods and formats promulgated by the American Institute of Certified Public Accountants, ~~and the Governmental Accounting Standards Board and the National Association of College and University Business Officers' Financial Accounting and Reporting Manual for Higher Education (formerly CUBA)~~ unless otherwise provided by state law, practices or procedures.

##### b Internal Audit Function

i Each state university shall have an internal audit function. The responsibility of the internal audit function is to serve the university in a manner that is consistent with the *International Professional Practices Framework (IPPF)* promulgated by the Institute of Internal Auditors. Additional resources, tools and guidance should be obtained through the Association of College and University Auditors and the Committee of Sponsoring Organizations.

ii The purpose, authority, and responsibility of each university's internal audit function shall be defined in a formal written document (internal audit charter) that is approved by each state

university's chief executive officer. The charter shall make clear the purposes of the internal audit function, specify the unrestricted scope of its work, and declare that auditors are to have no responsibility for the activities they audit. The scope of work of the internal auditors shall include review of university controlled affiliated corporations, including a review ~~of the IRS form 990 for each such corporation, with a focus on~~ for potential conflicts of interest and transactions between the university and university controlled affiliated corporations. The charter shall endow internal auditors with the authority to fully and freely access all the university's records, properties, and personnel relevant to an audit. The charter shall provide that the auditor report directly to the university chief executive officer on all audit matters. The charter shall clearly state that internal auditors shall report directly to the Board Fiscal Affairs and Audit Committee any situation wherein the auditor perceives a conflict of interest with or on the part of the university chief executive officer's involvement with the subject of an audit. In addition, each state university shall include the charter in university manuals, policies, and procedures as appropriate. Each state university internal audit department shall report annually to the Board's Committee on Fiscal Affairs and Audit, summarizing the prior year's activities and audit plans for the coming year. Each state university shall notify the Board's Committee on Fiscal Affairs and Audit in writing of any personnel change in the position of university internal auditor.

- iii Each state university shall develop and maintain an internal audit plan. At a minimum, internal controls for the university's highest risk units, based on public funds exposure, should be assessed on a regular basis.
- iv Each completed internal audit reporting material financial weaknesses or fraud shall be submitted to the Board President and Chief Executive Officer who shall be responsible for recommending to the Committee on Fiscal Affairs and Audit any specific audit findings that should be further reviewed by the Committee.

c **Non-Public Funds Management Review**

- i Each state university chief executive officer shall maintain on file at the university a current list and description of the non-public, unrestricted funds under his or her direction or that of direct subordinates.
- ii Each state university chief executive officer shall maintain and provide to the Board annually a list of all affiliated corporations (controlled and non-controlled) and a description of their respective governing boards and management structure.
- iii Each state university shall annually review the roles of direct subordinates in or with such affiliated corporations for the purpose of identifying potential conflicts of interest. If appropriate and to the extent it is within the chief executive officer's control, the university chief executive officer shall initiate a plan to either eliminate or manage any identified actual or potential conflicts of interest and shall file the plan with the President and Chief Executive Officer of the Board of Regents.
- iv The President and Chief Executive Officer of the Board shall annually review the roles of the state university chief executive officers in or with all affiliated corporations for the purpose of identifying potential conflicts of interest. If appropriate, the President and Chief Executive Officer of the Board shall initiate a plan to either eliminate or manage any actual or potential conflicts of interest and shall submit such plans to the Board Chair and Vice-chair for approval.
- v The Board may initiate external management reviews of the use and expenditure of non-public, unrestricted funds held by the university or an affiliated corporation of the university and under the direction of each state university chief executive officer and each state university chief executive officer's direct subordinates at any time, but such reviews shall be conducted no less than once every 5 years beginning fiscal year 2013. For the once every five year audits, the

period under review may be limited to the immediately preceding fiscal year. Additionally, such reviews shall be conducted when there is a change in the chief executive officer. All such reviews shall be contracted by the Board and financed by a transfer of funds to the Board from the state university under review. The university shall request its university non-controlled affiliated corporations having non-public, unrestricted funds that are under the direction of the university chief executive officer or the chief executive officer's direct subordinates to cooperate in the conduct of such reviews.

- vi Each state university chief executive officer shall request the board of directors of each university non-controlled affiliated corporation to ~~include in the scope of~~ conduct an agreed-upon procedure engagement be performed at the time of its annual independent audit ~~identification of~~ to identify actual or potential conflicts of interest involving unrestricted, non-public funds under the authority or direction of the university chief executive officer or the chief executive officer's direct subordinates. ~~The state university chief executive officer shall request that such review~~ Agreed upon procedures shall be established by the Board's Fiscal Affairs and Audit Committee. The agreed-upon procedures shall include an examination of fund transfers and other transactions between and among the university, its affiliated corporations, and external entities reported on statements of substantial interest forms, ~~and that the~~. The university non-controlled affiliated corporation shall be asked to share a report of each such review engagement with the President and Chief Executive Officer of the Board.
- vii For purposes of paragraph c.,
  - (1) "non-public funds" means any funds expended for the benefit of the state university but not processed through the state financial system, and

(2) "affiliated corporation" shall not include the Wichita State University Board of Trustees.

#### BOND RESOLUTION FOR THE RENOVATION AND EXPANSION OF SEATON HALL – KSU

General Counsel Julene Miller introduced a bond resolution for Kansas State University to finance the cost of the renovation and expansion of Seaton Hall. The resolution would authorize the issuance of revenue bonds in one or more series in a total aggregate amount not to exceed \$60,000,000, plus costs and reserves. The bonds will be secured with a pledge of generally available unencumbered funds of the University. General Counsel Miller noted for FY 2017, the state directly appropriated \$3.7 million of the Educational Building Fund to the University to pay debt service for the Seaton Hall project, and KSU is anticipating using a portion of its share of the Educational Building Fund to pay debt service for this project in the future. She also mentioned KSU is considering issuance of refunding bonds, which does not require Board approval if Board policy conditions are met. Regent Mullin moved to approve and authorize the Chair and the President and CEO to execute the resolution and various other documents relating to the security and payment of such bonds. Regent Newton seconded, and the motion carried.

(Resolution filed with Official Minutes)

#### BOND RESOLUTION FOR THE RENOVATION, EXPANSION AND EQUIPPING OF THE STUDENT UNION – KSU

General Counsel Miller introduced a bond resolution for Kansas State University to finance the cost of the renovating, expanding, and equipping the Student Union. The resolution would authorize the issuance of revenues bonds in one or more series in a total aggregate amount not to exceed \$25,000,000, plus costs and reserves. The bonds will be secured with a pledge of generally

available unencumbered funds of the University. General Counsel Miller noted KSU expects to use a dedicated campus privilege fee to pay debt service on the bonds. Regent Mullin moved to approve and authorize the Chair and the President and CEO to execute the resolution and various other documents relating to the security and payment of such bonds. Regent Thomas seconded, and the motion carried.

(Resolution filed with Official Minutes)

Other Matters

KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY  
RECOMMENDATION REGARDING THE PLAN TO FULLY IMPLEMENT THE  
POSTSECONDARY TIERED TECHNICAL EDUCATION STATE AID ACT

Rita Johnson, Vice President for Workforce Development, presented the Kansas Postsecondary Technical Education Authority's (TEA) recommendation regarding the plan to fully implement the Postsecondary Tiered Technical Education State Aid Act. Vice President Johnson stated this past legislative session an additional proviso was passed to require the Board to create a preliminary plan prior to November 1, 2015 to fully implement the postsecondary tiered technical education state aid and submit a final plan to the House Appropriations and Senate Ways and Means Committees no later than February 1, 2016. At the October Board meeting, she presented the TEA's preliminary plan. The Board expressed concerns that this option alone did not fulfill the language of the legislative proviso and asked the TEA to bring forward additional options that fully implement the plan without new state funding. Vice President Johnson reported the TEA adopted the following options at the December 10, 2015 TEA meeting:

Preferred Option:

- Recommend the Board include a request for additional funding for Postsecondary Tiered Technical Education State Aid to fully fund the gap between what is considered the state share of the calculated costs and the current appropriated amount.
- Recommend any new funding appropriated for Postsecondary Tiered Technical Education State Aid be distributed only to those institutions with a funding shortfall and that institutions with no funding shortfall maintain their current base.
- Recommend a plan to begin resolving the remaining funding distribution disparity for institutions still receiving less than their institution's calculated state share be addressed the following year.
- Agree that the non-tiered funding distribution would be addressed since there has been no additional state funding for non-tiered courses, since the Non-Tiered Course Credit Hour Grants were established and a number of courses have been moved from tiered status to non-tiered status during this time.

Alternative Option:

- Begin addressing the funding distribution disparity over a four-year period
  - The base for institutions receiving more than their calculated state share would be reduced by one-fourth of the amount they receive over their calculated state share each year over the four-year period with those funds going into a designated funding redistribution pool

- The base amount for institutions receiving less than their calculated state share would be increased using funds from the redistribution pool and based on each institution's percentage of the overall funding shortfall
- Begin addressing the calculated state share funding shortfall over a four-year period
  - Request the Legislature appropriate new funding to the tiered technical education state aid appropriation that is equal to or more than one-fourth of the overall calculated funding shortfall each year over the four-year period
- Full implementation of tiered technical education funding would be revisited in the fifth year and depend on full funding of the calculated state share cost amount.

President Brian Inbody, representing the nineteen community colleges, presented the community colleges' position that includes the following: 1) any new state funds should be distributed according to the formula, 2) any cuts should be taken across the board for each college, and 3) if there is no new state funding and no cuts, the current funding should remain as it is now. He stated the community colleges are in favor of presenting only the preferred option to the Legislature. Regent Bangerter noted that failure to fully implement the tiered funding model has resulted in some colleges receiving less than their calculated state share. He asked if the presidents and the boards of trustees for those community colleges are okay with maintaining the status quo. President Inbody stated the trustees understand the impact of not re-centering and noted the community colleges do not want to redistribute funds.

President Burks, representing the technical colleges, reported the technical college presidents are not in unanimous agreement. The institutions receiving less than their calculated state share would like to begin moving toward implementation of the funding model as presented in the options presented.

The Chair of the Kansas Postsecondary Technical Education Authority, Ray Frederick, stated the TEA stands by the recommendations as presented. He noted TEA members, who represent business and industry, feel strongly that colleges that deliver good quality technical education and have grown should be rewarded. They also believe that more than half of the colleges should not have to continue receiving less than their calculated state share while others are receiving more than their calculated share of the available funding. The majority of the TEA believe it is time to move toward full implementation of the funding model.

Regent Bangerter reiterated that the Board believes their charge from the Legislature is to present a plan that fully implements the postsecondary tiered technical education state aid. The Board wants to include with the options feedback from the community college sector, technical college sector, and TEA regarding their concerns or any additional comments they want to share regarding the two options. The Board asked the Board Fiscal Affairs and Audit Standing Committee to work with the leadership of the community colleges, technical colleges, and TEA on these comments. The final plan will be presented to the Board for consideration at the January meeting.

#### NON-BUDGETARY LEGISLATIVE ITEMS

Matt Casey, Director of Government Relations, presented the proposed non-budgetary legislative items. Last month the Board received a first reading on the Kansas Innovation Act proposal and the University of Kansas Medical Center's university police jurisdiction technical edit. Regent

Murguia moved to approve the two proposals. Following the second of Regent Thomas, the motion carried.

#### EXECUTIVE SESSION

At 4:30 p.m., Regent Newton moved, followed by the second of Regent Feuerborn, to recess into executive session for 30 minutes starting at 4:35 p.m. to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Flanders, and Chancellor Gray-Little. The motion carried. At 5:05 p.m., the meeting returned to open session. Regent Feuerborn moved to extend 15 minutes, and Regent Bangerter seconded. The motion carried. At 5:20 p.m., the meeting returned to open session. Regent Feuerborn moved to extend 10 minutes, and Regent Bangerter seconded. The motion carried. At 5:30 p.m., the meeting returned to open session.

#### ADJOURNMENT

The Chair adjourned the meeting at 5:30 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

November 18, 2015

The November 18, 2015, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:36 p.m. The meeting was held in the Rhatigan Student Center on the Wichita State University campus, 1845 N. Fairmount, Wichita, Kansas. Proper notice was given according to law.

#### **MEMBERS PRESENT:**

Shane Bangerter, Chair  
Zoe Newton, Vice Chair (By Conference Call)  
Joe Bain (By Conference Call)  
Ann Brandau-Murguia  
Bill Feuerborn  
Dennis Mullin  
Dave Murfin  
Daniel Thomas  
Helen Van Etten

#### **WELCOME**

Chair Bangerter thanked Wichita State University for hosting the Board meeting this month.

#### **APPROVAL OF MINUTES**

Regent Van Etten moved that the minutes of the October 14, 2015 regular meeting and the October 21-22, 2015 special meeting be approved. Following the second of Regent Feuerborn, the motion carried.

#### **INTRODUCTIONS**

President Bardo welcomed everyone to Wichita State and introduced the men's bowling team, who won the intercollegiate bowling title in 2015. He also introduced ten student scholars who attend Wichita State.

#### **GENERAL REPORTS**

##### **REPORT FROM CHAIR**

Chair Bangerter reported earlier in the day, the Regents attended a press conference where Spirit AeroSystems Inc. announced the creation of a \$576,000 scholarship program. The program will include 18 four-year scholarships valued at \$32,000 each. These scholarships will go to engineering and business students who attend Kansas State University, the University of Kansas, and Wichita State University. Chair Bangerter stated this program is a good example of aligning higher education with industry, which is one of the Board's goals.

#### **GOVERNANCE**

Regent Bangerter reported the Governance Committee reviewed a draft policy that addresses concealed carry on the state university campuses. Board staff will continue to collect feedback

from the campuses on the draft policy. Regent Bangerter stated the Committee plans to forward a proposed policy for the Board's consideration either at the December or January Board meeting. This will allow state universities time to develop institutional level policies and procedures to implement the Board's policy before the statutorily authorized exemption expires on July 1, 2017.

#### REPORT FROM PRESIDENT AND CEO

President Flanders reported that earlier in the week he attended the Midwestern Higher Education Compact meeting in Chicago. One of the topics that was discussed are the requirements of the Higher Learning Commission regarding faculty credentials for those faculty who are teaching courses eligible for concurrent credit to high school students. It is important to make sure all the faculty who are teaching these courses are appropriately credentialed to maintain accreditation. President Flanders noted the System Council of Academic Officers and the Board's Vice President for Academic Affairs are working to develop a system response.

#### REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Inbody presented the System Council of Presidents' report. The Council received a demonstration of the LiveSafe App. This campus safety application allows individuals to share information with friends and safety officials about incidents that may be occurring on the campus. President Inbody stated if a high number of institutions purchase this App., it will reduce the overall cost per student.

#### REPORT FROM COUNCIL OF PRESIDENTS

President Martin presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Business Officers, the Council of Government Relations Officers, the Council of Student Affairs Officers, and the University Support Staff Council. The Academic Officers reported on new program requests and the proposed non-academic transcript notation policy. The Business Officers stated it will cost the state universities \$3 million to implement the University Support Staff leave equalization initiative. Dr. Martin stated the CEOs want to move forward with implementing this initiative and noted Board staff was asked to draft policy language for the Council of Presidents' review. Additionally, the Council received and commented on the draft policy regarding concealed carry and approved Fort Hays State University's Bachelor of Science in Sociology, which is on the Board's consent agenda.

#### REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

The Council of Faculty Senate Presidents' report was presented by Lorie Cook Benjamin. The Council met with the Council of Government Relation Officers to discuss messaging. The Council also worked to finish developing the council's faculty and staff survey regarding weapons possession.

#### REPORT FROM STUDENTS' ADVISORY COMMITTEE

Jessie Pringle presented the Students' Advisory Committee report. The Committee discussed its student survey on concealed carry, which is currently open to all state university students at each of the campuses. It will close on November 25. The Committee also discussed its legislative initiative – Life Line 911.

Pringle, on behalf the Students' Adversity Committee, urged the Regents and the University CEOs to take the issue of creating inclusive campuses seriously. She stated the conversations regarding inclusion are happening across the nation. Chair Bangerter thanked Pringle for her leadership and stated that the Board takes these issues very seriously. The Board supports an environment that allows people of all faiths, colors, and nationalities to feel safe and welcome. He urged the Student Body Presidents to use these difficult times to be "statesmen" and stand up for what is right.

## **STANDING COMMITTEE AND OTHER REPORTS**

### **ACADEMIC AFFAIRS**

Regent Van Etten reported the Board Academic Affairs Standing Committee met by conference call on November 3. The Committee reviewed the academic items on the Board's agenda. The Committee also reviewed the Performance Agreement Reports for academic year 2014. These reports will be placed on the Board's December agenda for consideration.

### **FISCAL AFFAIRS AND AUDIT**

Regent Feuerborn presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee reviewed the university housing rate proposals and the EPSCoR proposals. Board staff gave an overview of the Board's capital budgeting process and the Educational Building Fund. The Committee also discussed the University of Kansas' Central District Project including the lease and sublease. The Committee recommended approving the lease, sublease and the bonding with the condition that the Board staff review the final documents.

## **APPROVAL OF CONSENT AGENDA**

Regent Feuerborn moved, with the second of Regent Thomas, that the Consent Agenda be approved. The motion carried.

### ***Academic Affairs***

#### **BACHELOR OF SCIENCE IN SOCIOLOGY – FHSU**

Fort Hays State University received approval to offer a Bachelor of Science in Sociology. No additional resources or costs are associated with the program.

### ***Fiscal Affairs & Audit***

#### **FY 2016 CAPITAL IMPROVEMENT PROJECT PLAN AMENDMENT – KSU**

Kansas State University received authorization to amend its FY 2016 Capital Improvement Plan to include the Mosier Hall Magnetic Resonance Imaging (MRI) Enhancement Project. The estimated cost of the project is approximately \$2.6 million, which will be funded with Veterinary Health Center revenues. The program statement for the project was also approved.

#### **FY 2016 REHABILITATION AND REPAIR LIST AMENDMENT – KU**

The University of Kansas received approval to amend its FY 2016 Rehabilitation and Repair list to include the Applegate Energy Center Chiller Replacement. The

estimated cost of the project is \$1,295,000. It will be funded with the following Repair and Rehabilitation transfer funds:

<b><u>PROJECTS</u></b>	<b><u>FROM</u></b>	<b><u>TO</u></b>
Campus Interior Maintenance	\$200,000	\$105,000
Research Support Facility Improvements – Phase 2	\$1,200,000	\$100,000
Applegate Energy Center Infrastructure	\$100,000	\$1,295,000
<b>Total</b>	<b>\$1,500,000</b>	<b>\$1,500,000</b>

### **BREAK**

The Chairman called for a break at 2:24 p.m. and resumed the meeting at 2:45 p.m.

### **CONSIDERATION OF DISCUSSION AGENDA**

#### **Presentation**

##### **UPDATE ON WICHITA STATE UNIVERSITY'S STRATEGIC PLAN**

President Bardo gave an update on Wichita State University's strategic plan. WSU's plan consists of the following goals: 1) Guarantee an applied learning or research experience for every student by each academic program, 2) Pioneer an educational experience for all that integrates interdisciplinary curricula across the university, 3) Capitalize systemically on relevant existing and emerging societal and economic trends that increase quality education opportunities, 4) Accelerate the discovery, creation and transfer of new knowledge, 5) Empower students to create a campus culture and experience that meets their changing needs, 6) Be a campus that reflects – in staff, faculty and students – the evolving diversity of society, and 7) Create a new model of assessment, incentive and reward processes to accomplish our vision and goals. President Bardo shared some potential metrics to measure progress and played a short video.

(Handout filed with the Official Minutes)

#### **Academic Affairs**

##### **COLLEGE OF SCIENCE, TECHNOLOGY AND MATHEMATICS; RELOCATE DEPARTMENTS; AND CREATE A NEW DEPARTMENT – FHSU**

Gary Alexander, Vice President for Academic Affairs, presented Fort Hays State University's requests to create a new College of Science, Technology and Mathematics, relocate certain academic departments, and create a new department. Dr. Alexander gave some background on how these items moved through the Board process. When Fort Hays State University brought this item to the Council of Academic Officers, the proposed college was titled as "College of Science, Technology, Engineering and Mathematics." The Academic Officers voted down the request because the majority of the members argued Fort Hays State University lacks an Engineering program sufficient to justify the new name. The Academic Officers did vote to support the creation of a new college with "Engineering" removed from the title. When this item was brought before the Council of Presidents, the Council was split in their support, but the original proposal was passed. After going through the council process, Fort Hays State University decided to forward its request to the Board as a "College of Science, Technology, and Mathematics."

Dr. Alexander stated Fort Hays State University is also seeking to relocate a number of academic departments and create a new Department of Applied Business Studies, to be housed in the College of Business and Entrepreneurship. Regent Van Etten moved to approve the new College, the new department, and relocating the departments listed below. Regent Murguia seconded, and the motion carried.

- Move the Department of Applied Technology from the College of Education to the College of Science, Technology and Mathematics
- Move the Departments of Chemistry; Computer Science and Information Systems Engineering; Geosciences; Mathematics; and Physics from the College of Arts, Humanities and Social Sciences to the College of Science, Technology and Mathematics
- Move the Department of Agriculture and Department of Biological Sciences from the College of Health and Behavioral Science to the College of Science, Technology and Mathematics<sup>1</sup>
- Move the Department of Psychology from the College of Arts, Humanities and Social Sciences to the College of Health and Behavioral Sciences
- Create a new Department of Applied Business Studies, to be housed in the College of Business and Entrepreneurship.

### Fiscal Affairs and Audit

#### FY 2017 HOUSING AND FOOD SERVICE RATE ADJUSTMENT PROPOSALS SUBMITTED BY STATE UNIVERSITIES (FIRST READING)

Proposed rates for housing and food service for FY 2017 were presented by Vice President Frisbie. The Board will act on the proposed rate adjustments at its December meeting.

#### EPSCoR PROPOSALS

Vice President Alexander presented the proposed EPSCoR proposals. The EPSCoR Program Review Committee recommends funding the following projects:

- 1) For the Kansas IDeA Network of Biomedical Research Excellence (K-INBRE), located at the University of Kansas Medical Center, the Committee recommends \$125,000 for FY 2016 to support four grant proposals to increase the Medical Center's competitiveness for NIH funding. This award provides a 16:1 leverage for state funds (federal:state).

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<sup>1</sup> The paper in the Board agenda book listed this item as "Move the Department of Agriculture and Department of Biological Sciences from the College of Arts, Humanities and Social Sciences to the College of Science, Technology and Mathematics." After the meeting, Fort Hays clarified the Department of Agriculture and Department of Biological Sciences are actually housed in, and be moved from, the College of Health and Behavioral Science.

- 2) For the Kansas NASA EPSCoR program at Wichita State University, the Committee recommends \$50,000 per year for FY 2016, FY 2017 and FY 2018. The total funding from NASA is \$375,000 (\$125,000 per year for three years). This award provides a 2.5:1 leverage for state funds (federal:state).
- 3) For the Center for Environmentally Beneficial Catalysis (CEBC), located at the University of Kansas, the Committee recommends \$225,000 for FY 2016. This award provides approximately 15.6:1 leverage for state funds (federal:state).

Regent Feuerborn moved to approve the Committee's recommendations. Regent Van Etten seconded, and the motion carried.

LEASE AND SUBLEASE BETWEEN THE UNIVERSITY OF KANSAS AND KU CAMPUS DEVELOPMENT CORPORATION AND BOND FINANCING FOR THE CENTRAL DISTRICT DEVELOPMENT PROJECT – KU

Greg Hoffman, Director of Facilities, introduced the University of Kansas' request to enter into a ground lease and sublease with the KU Campus Development Corporation, a newly created, University-affiliated, controlled non-profit corporation. The annual lease payment will be approximately \$21.5 million plus the cost of operations and maintenance over a term that will not exceed 40 years. The payments will be funded with housing revenues, parking revenues, student fees and tuition funds. No State General Fund appropriations will be used. KU also requests approval of the issuance of bonds by the KU Campus Development Corporation, a controlled, affiliated corporation. The project costs are not to exceed \$350 million and will be used for KU's Central District Development Projects. Debt service on the bonds will be paid by the KU Campus Development Corporation using the lease payments it receives from KU.

Director Hoffman stated the Central District Development Projects includes several components: 1) an Integrated Science Building, 2) a residence hall and dining facility, 3) apartment-style housing, 4) a new student union, 5) a parking facility, 6) and a new Central Utility Plant. He stated KU has followed all the Board's processes and policies. The Board first heard about KU's Central District Project two years ago when the University presented its Campus Master Plan. Since then key components of the project have been included in the University's Five Year Capital Improvements Plan. The Legislative Joint Committee on State Building Construction was also given briefings on the project and its components. He also noted when compared to the traditional square footage costs published in the Board's biennial 'Report on State University Deferred and Annual Maintenance,' the University is seeing an average savings of 7-10% in square footage costs for the various types of construction within this project.

Chancellor Gray-Little stated the KU Central District Project is a combination of needs and aspirations for the University. The primary element in the project is the new Integrated Science Building, which will enhance the University's ability to attract and retain students and faculty. She noted the current science facility on campus is over 60 years old and beyond the point of renovation. She noted the additional housing and parking are needed because the University anticipates continued growth in its international and out-of-state student enrollment. The Chancellor stated she understands this is a large project but believes the University has developed

a plan that is financially sound. It was also noted that the Chancellor has reviewed detail of the project with individual Board members, several Legislators, and the Governor.

Regent Feuerborn stated the Board Fiscal Affairs and Audit Committee has received several presentations from KU and has been reviewing the details of the project. The Board discussed the cost and scope of the project. Several of the Regents had concerns about the State's liability. However, since the bond will be issued through a non-profit corporation, the State will not have any liability and the liability on the University will essentially be limited to the agreed-to amount of the lease payments. The Board also discussed the final negotiated contract. The Board Fiscal Affairs and Audit Standing Committee recommended that Board staff review the final negotiated contract before KU signs to confirm that the scope of the project will not vary to a sizeable degree. After discussion, the Board decided the Fiscal Affairs and Audit Standing Committee members, on behalf of the Board, should review the key terms of the final negotiated contract rather than Board staff.

Regent Murguia moved to approve the lease and sublease between KU and the KU Campus Development Corporation and the bond financing request, all contingent upon the Board Fiscal Affairs and Audit Standing Committee's approval of the final negotiated contract terms. Regent Mullin seconded, and the motion carried. Regent Feuerborn stated the Committee will convene a meeting once the contract is ready to be reviewed.

#### RAZE BURGE UNION, CENTRAL DISTRICT IMPROVEMENT – KU

Director Hoffman presented the University of Kansas' request to raze the Burge Union as part of the Central District Project. Regent Feuerborn moved to approve contingent upon the final approval of the negotiated Central District Project contract terms. Regent Mullin seconded, and the motion carried.

#### Governance

#### AMEND K.A.R. 88-3-8a AND 88-26-7 AND REVOKE K.A.R. 88-3-12; IN-STATE TUITION RATES FOR ACTIVE ARMED FORCES AND VETERANS

Associate General Counsel Theresa Schwartz presented proposed permanent regulations. The purpose of the amendments to the three regulations (K.A.R. 88-3-8a, 88-26-7, and 88-3-12 revocation) is to align with current federal and state law. Associate General Counsel Schwartz stated in the 2015 session, the Kansas Legislature enacted House Bill No. 2154, which impacts the tuition rate available to and paid by current military, veterans, and their respective spouses or dependent children. Regent Murguia moved, and Regent Van Etten seconded, that the proposed amended regulations be approved. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Murguia, Regent Feuerborn, Regent Mullin, Regent Murfin, Regent Thomas, Regent Van Etten, Regent Bain, and Regent Newton. Motion carried.

(Regulations filed with Official Minutes)

#### Other Matters

**REPORT FROM KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY**

Rita Johnson, Vice President of Workforce Development, presented the Kansas Postsecondary Technical Education Authority (TEA) report. Vice President Johnson stated she provided the Board's feedback regarding the tiered funding proviso plan to the TEA members at their last meeting. The TEA will finalize their recommendation and present it to the Board at the December meeting.

Additionally, Vice President Johnson presented the annual Kansas Training Information Program (K-TIP) report. This report contains data on the number of career technical program enrollments, program graduation rates, the number of graduates exiting who are employed and the average wage.

(PowerPoint filed with Official Minutes)

**NON-BUDGETARY LEGISLATIVE PROPOSALS**

Matt Casey, Director of Government Relations, presented the proposed non-budgetary legislative items. Last month the Board reviewed the following proposals: 1) Authority to Sell Property Located in Riley County, Kansas, 2) Private Postsecondary Technical Edits, 3) GED Credential Fee Change, 4) Fee for Kansas Law Enforcement Training Center, 5) Removal of the Johnson County Community College Exception from the Postsecondary Education Performance-Based Incentives Fund, and 6) Foresight 2020 Strategic Plan Concurrent Resolution. Regent Mullin moved to approve, and Regent Van Etten seconded. The motion carried.

**ADDITIONAL NON-BUDGETARY LEGISLATIVE PROPOSALS (FIRST READING)**

Director Casey introduced additional non-budgetary legislative items for first read. These items include: 1) creating the Kansas Innovation Act, 2) pursuing legislation that will allow Wichita Area Technical College/Wichita State University to be merged into a strategic alliance, and 3) pursuing a technical edit to the University of Kansas Medical Center's police jurisdiction. Regent Bangerter asked for clarification on the meaning of "strategic alliance." President Bardo stated his vision is that Wichita Area Technical College would become a School of Technology and Applied Science at Wichita State. These items will be presented to the Board in December for final action.

**ADJOURNMENT**

At 4:43 p.m., Regent Murfin moved to adjourn. Following the seconded of Regent Van Etten, the motion carried.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

**KANSAS BOARD OF REGENTS**  
**MINUTES OF SPECIAL MEETING**  
October 21-22, 2015

The Kansas Board of Regents met on Wednesday, October 21, 2015 in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Chair Shane Bangerter called the meeting to order at 9:40 a.m. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Joe Bain  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dennis Mullin  
  Dave Murfin  
  Daniel Thomas  
  Helen Van Etten

**EXECUTIVE SESSION**

At 9:40 a.m., Regent Newton moved, followed by the second of Regent Thomas, to recess into executive session for 1 hours and 50 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Flanders, and candidate(s) for the position of president of Emporia State University (for a portion). At 11:30 a.m., the meeting returned to open session. Regent Bangerter moved to extend for 10 minutes. Regent Bain seconded, and the motion carried. At 11:40 a.m. the meeting returned to open session.

**BREAK**

The Chair called for a break at 11:40 a.m. and resumed the meeting at 12:30 p.m.

**EXECUTIVE SESSION**

At 12:30 p.m., Regent Newton moved, followed by the second of Regent Bain, to recess into executive session for 2 hours to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Flanders, and candidate(s) for the position of president of Emporia State University (for a portion). At 2:30 p.m., the meeting returned to open session. Regent Newton moved to extend for 30 minutes. Regent Mullin seconded, and the motion carried. At 3:00 p.m. the meeting returned to open session. Regent Bangerter moved to extend for 10 minutes. Regent Bain seconded, and the motion carried. At 3:10 p.m. the meeting returned to open session. Regent Bangerter moved to extend 5 minutes, and Regent Van Etten seconded. The motion carried. At 3:15 p.m. the meeting returned to open session.

**RECESS**

Chair Bangerter recessed the meeting at 3:15 p.m.

**RECONVENE**

Chair Bangerter reconvened the meeting at 10:00 a.m. on Thursday, October 22 in the KSTC Colonial Ballroom in the Memorial Union on the Emporia State University campus, 1200 Commercial Street, Emporia, Kansas. Proper notice was given according to law.

MEMBERS PRESENT:

- Shane Bangerter, Chair
- Zoe Newton, Vice Chair
- Joe Bain
- Ann Brandau-Murguia
- Bill Feuerborn
- Dennis Mullin
- Dave Murfin
- Daniel Thomas
- Helen Van Etten (By Conference Call)

**NAMING EMPORIA STATE UNIVERSITY 17<sup>TH</sup> PRESIDENT**

Chair Bangerter stated naming a president of a university is one of the most important jobs of the Kansas Board of Regents and that selecting a new president is always an important moment in the history of an institution and the community it serves. He thanked the members of the Emporia State University presidential search committee for their dedication and hard work throughout the search process. Chair Bangerter recognized the Chair of the Presidential Search Committee, Andy Tylicki, who also thanked his fellow committee members for their work. Chair Bangerter also thanked Dr. Jackie Vietti for her service as the Interim President of Emporia State University.

Regent Newton stated Allison Garrett has served as the Executive Vice President at Abilene Christian University for the past three years, and before that she has served Senior Vice President for Academic Affairs, Associate Professor of Law, Vice President of Benefits and Compliance and as General Counsel, among other positions. She is a native of Neosho, Missouri. She received her Doctor of Jurisprudence from the University of Tulsa, College of Law, and a Bachelor of Arts in English from Oklahoma Christian College.

Regent Newton moved that Allison Garrett be hired as the 17<sup>th</sup> President of Emporia State University and that the Board direct the Chair, Vice Chair and President of the Board of Regents to negotiate the compensation package and sign the letter of agreement. Regent Mullin seconded, and the motion carried.

Chair Bangerter introduced Allison Garrett as the 17<sup>th</sup> President of Emporia State University. President Garrett thanked the Board of Regents, the ESU search committee members, and the ESU community. She stated that she and her husband, Chip, are excited to be a part of the ESU family and is looking forward to working closely with the University's students, faculty, and staff.

**ADJOURNMENT**

At 10:15 a.m., Regent Feuerborn moved to adjourn. Regent Murguia seconded, and the motion carried.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

October 14, 2015

The October 14, 2015, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:30 p.m. The meeting was held in the Overman Student Center located on the Pittsburg State University campus, 302 E. Cleveland, Pittsburg. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Joe Bain  
  Bill Feuerborn  
  Dennis Mullin  
  Dave Murfin  
  Daniel Thomas  
  Helen Van Etten

MEMBER ABSENT:                   Ann Brandau-Murguia

### **WELCOME**

Chair Bangerter thanked Pittsburg State University for hosting the Board meeting this month.

### **APPROVAL OF MINUTES**

Regent Van Etten moved that the minutes of the September 16-17, 2015 meeting be approved. Following the second of Regent Mullin, the motion carried.

### **INTRODUCTIONS**

President Scott welcomed everyone to Pittsburg State and thanked all his staff who helped with facilitating the Board meeting. He introduced the Director of the Overman Student Center, Jeff Steinmiller, who shared some of the history of the Student Center. President Schulz introduced Kansas State University's Faculty Senate President, Fred Guzek; Student Body President, Andy Hurtig; and University Support Staff Senate President, Pam Warren. President Schulz also shared that Kansas State has launched its Innovation and Inspiration Campaign to raise \$1 billion. This money will be used to advance the University and its strategic plan. President Martin introduced Fort Hays State University's new General Counsel, Kerry Wasinger. President Krull, Butler County Community College, introduced Fort Scott Community College's new President, Alysia Johnston, and congratulated Karla Fisher, Butler's Vice President of Academics, on receiving the National Council of Instructional Administrators' Chief Academic Officer of the Year award.

### **GENERAL REPORTS**

#### **REPORT FROM CHAIR**

The Chair reported he recently attended a Pittsburg State University football game and was the honorary cannoneer at the game. He thanked President Scott for his hospitality.

The Chair reported the Governance Committee discussed concealed carry. He stated Board staff is developing policy recommendations to address concealed carry on the state university campuses. This policy will implement the current state law and will go into effect after the July 1, 2017 expiration of the legal exemption currently in place for the state universities. Board staff will disseminate the draft policy to interested groups on the campuses for feedback. Chair Bangerter stated the Committee would like to adopt the Board policy by the end of this year so the state universities will have time to develop institutional level policies and procedures to carry out the Board's policy before the exemption expires. The Chair noted the Committee also reviewed the format of the annual campus safety reports and discussed strategies for the upcoming legislative session.

#### REPORT FROM PRESIDENT AND CEO

President Flanders reported the Board adopted its goals for the year at last month's meeting. Board staff is now working on developing plans to implement these goals, which will include collaborating with the institutions.

#### REPORT FROM COUNCIL OF PRESIDENTS

President Martin presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Business Officers, the Council of Government Relations Officers, the Council of Student Affairs Officers, and the University Support Staff Council. The Academic Officers reviewed new program requests and discussed 2+2 programs. The Business Officers reported they will be gathering information on the fiscal impact of implementing leave equalization for university support staff. This information will be presented to the CEOs at the November Council of Presidents meeting. The Government Relations Officers presented two non-budgetary legislative proposals that may impact the six state universities: 1) amend K.S.A. 76-742 Student Fee for Debt Service on Academic or Health Facilities, Prior Referendum Required, and 2) Kansas Innovation Act. President Martin reported the Council of Presidents approved both proposals to move forward for Board consideration.

#### REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Lorie Cook Benjamin presented the Council of Faculty Senate Presidents' report. Dr. Benjamin reported the Council met with the Board's Director of Government Relations, Matt Casey, to discuss strategies on how to better communicate the value of higher education. Additionally, the Council discussed concealed carry and offered to work with the Board as the policy is being developed.

#### REPORT FROM STUDENTS' ADVISORY COMMITTEE

Jessie Pringle reported the Students' Advisory Committee spent the majority of its meeting reviewing questions for the student survey regarding the implementation of the concealed carry law. This survey will be used to gather student opinions and will be conducted on each state university campus. The Committee also discussed their legislative initiative – Life Line 911.

**STANDING COMMITTEE AND OTHER REPORTS****ACADEMIC AFFAIRS**

Regent Van Etten reported the Board Academic Affairs Standing Committee met by conference call on September 29 to review the academic items for the Board's agenda. She noted the Committee and Board received by mail the annual Private Postsecondary Report. The report provided data on the private postsecondary institutions that are approved to operate in Kansas and data on the State Authorization Reciprocity Agreement (SARA). Regent Van Etten also reported the Committee reviewed the first group of Performance Agreement Reports for academic year 2014.

**FISCAL AFFAIRS AND AUDIT**

Regent Feuerborn presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee received an overview of the University of Kansas Central District Project. The Committee will continue to discuss this project next month. The Committee also reviewed the Wichita/Sedgwick County mill levy, which is on the Board's agenda for consideration, and discussed the Board's tuition setting process. He noted the proviso language that the Legislature passed last session that capped tuition will be in effect for FY 2017, so tuition discussions may not be as extensive.

**AMEND AGENDA**

Regent Mullin moved to remove Kansas State University's Land Exchange from the Consent Agenda. This item is already included in the Discussion Agenda under the Non-Budgetary Legislative Proposals. Following the second of Regent Newton, the motion carried.

**APPROVAL OF CONSENT AGENDA**

Regent Van Etten moved, with the second of Regent Thomas, that the Consent Agenda be approved. The motion carried.

*Academic Affairs***ANNUAL PRIVATE POSTSECONDARY EDUCATION REPORT**

The Board received the Private Postsecondary Education Report for academic year 2013-2014.

(Report filed with Official Minutes)

**DEGREE AND CERTIFICATE PROGRAM SUBMITTED BY BARTON COMMUNITY COLLEGE**

Barton Community College received approval to offer an Associate of Applied Science degree (63 credit hours) and technical certificate (18 credit hours) in Occupational Safety and Health (15.0701). The estimated cost to implement the program is approximately \$81,750. The program will be supported with the National Institute of Environment Health Sciences, Community and College Consortium for Health and Safety Training five-year grant.

Fiscal Affairs & AuditLEASE AGREEMENT WITH KSU FOUNDATION FOR PROPERTY REFERRED TO AS ROGER'S LAND – KSU

Kansas State University received authorization to enter into a three-year lease-purchase agreement with the KSU Foundation for property referred to as Roger's Land. The total lease cost of \$325,000 will be paid from balances within the Animal Science and Industry Restricted Fees Fund.

LEASE AGREEMENT WITH KSU FOUNDATION FOR PROPERTY LOCATED AT 2323 ANDERSON AVENUE – KSU

Kansas State University received approval to enter into a five-year lease-purchase agreement with the KSU Foundation for property located at 2323 Anderson Avenue in Manhattan, Kansas. The annual lease cost is \$500,000 plus interest, fees and property insurance, which will be paid from University fund balances.

**CONSIDERATION OF DISCUSSION AGENDA**Other MattersPITTSBURG STATE UNIVERSITY'S STRATEGIC PLAN

President Scott presented Pittsburg State University's new strategic plan, *Pathway to Prominence*. He stated PSU formally launched the start of its new strategic planning process in November of 2013. A 20-member task force, which comprised a broad cross-section of campus representation, was formed to lead the process. President Scott stated the process to form the plan took more than 12 months and included multiple conversations with campus and community constituents, extensive data collections, and strategic priority sessions. The new plan updated the University's mission and vision and defines PSU's core values. It also includes the following four goals:

- 1) Academic Excellence – PSU will be intentional in its efforts to improve the quality and value of existing educational programs while responding to the needs of Kansas and beyond through emerging strategic initiatives.
- 2) Student Success – PSU will strengthen relationships and enhance support systems and tools to help students achieve their academic and personal goals.
- 3) Partnerships – PSU will work with global and regional partners and the community of Pittsburg to enrich and advance cultural, economic, and educational opportunities.
- 4) Responsive and Innovative Campus Culture – PSU will be positioned to anticipate, respond to, and capitalize on opportunities.

President Scott noted each of these goals have specific objectives that can be measured annually to determine progress. Following discussion, Regent Feuerborn moved to approve. Regent Mullin seconded, and the motion carried.

(PSU Strategic Plan filed with Official Minutes)

BREAK

Chair Bangerter called for a break at 2:30 p.m. and resumed the meeting at 2:45 p.m.

Academic AffairsNEW CERTIFICATE OF APPROVAL FOR THE FOLLOWING DEGREE-GRANTING INSTITUTIONS: HERZING UNIVERSITY, INTERNATIONAL SPORTS SCIENCES ASSOCIATION, AND SAVANNAH COLLEGE OF ARTS AND DESIGN

Gary Alexander, Vice President for Academic Affairs, introduced the requests for new Certificate of Approval to operate in Kansas and degree granting authority for Herzing University, International Sports Sciences Association, and Savannah College of Arts and Design. Vice President Alexander noted all three institutions have met and complied with all Kansas statutorily imposed requirements. Regent Bain moved to approve, and Regent Thomas seconded. The following online degrees were approved:

## Herzing University:

- Associate of Science in Medical Office Administration
- Associate of Science in Healthcare Management
- Bachelor of Science in Nursing (Bridge-RN to BSN)
- Bachelor of Science in Legal Studies
- Master of Science in Nursing
- Master of Business Administration

## International Sports Sciences Association:

- Associate of Science in Exercise Science

## Savannah College of Art and Design:

- Bachelor of Arts in Visual Communication
- Bachelor of Fine Arts in Graphic Design
- Master of Arts in Design Management
- Master of Arts in Illustration
- Master of Arts in Interior Design
- Master of Fine Arts in Interactive Design and Game Development

MASTER OF SCIENCE AND Ph.D. IN CANCER BIOLOGY – KUMC

Vice President Alexander presented the University of Kansas Medical Center's request for a Master of Science and a Ph.D. in Cancer Biology. Dr. Alexander noted current faculty and staff at the KU Cancer Center will develop this program and reallocation of University funds will be used to support the program. Regent Van Etten moved to approve. Following the second of Regent Thomas, the motion carried.

Ph.D. IN PERSONAL FINANCIAL PLANNING – KSU

Vice President Alexander presented Kansas State University's request for a Ph.D. in Personal Financial Planning. The program will be supported with state allocations and student tuition dollars. Regent Van Etten moved to approve, and Regent Mullin seconded. The motion carried.

NAME CHANGE AND REORGANIZATION OF THE K-STATE SALINA CAMPUS – KSU

Vice President Alexander introduced Kansas State University’s request to re-name and re-organize the K-State Salina Campus. Over the past 18 months, staff and faculty at K-State Salina developed a proposed realignment of the campus structure. The realignment will happen on three levels: 1) Campus Level – change campus name from “Kansas State University Salina” to “Kansas State University Polytechnic Campus,” 2) College Level – keep the College of Technology and Aviation layer and title, and 3) Departmental Level – merge the academic departments of Aviation, Engineering Technology, and Arts, Sciences, and Business in order to create the *School of Integrated Studies*. Dr. Alexander noted the merging of departments will eliminate three administrative department head positions, which will be a cost savings for the campus. Regent Murfin expressed concern with changing the campus name and the possibility of it causing branding issues. April Mason, Provost for Kansas State University, explained the current name for the campus depicts only where the campus is located and the University believes “polytechnic” better describes what type of education the campus offers. Following further discussion on branding, Regent Van Etten moved to approve the name change and re-organization, and Regent Bain seconded. The motion carried. Regent Murfin requested his vote be recorded as “No.”

(Alignment Plan filed with Official Minutes)

Fiscal Affairs and Audit

**ANNUAL BUDGET FOR WICHITA/SEDGWICK COUNTY MILL LEVY**

Elaine Frisbie, Vice President for Finance and Administration, presented the FY 2016 budget proposed by the WSU Board of Trustees. The property tax revenues are estimated at \$7,442,549, and the Trustees are proposing expenditures totaling \$9,246,277 for FY 2016, which compares to a budget of \$7,707,583 for FY 2015. The \$1.5 million difference will be financed from the Engineering Expansion Grant within the Wichita State Innovation Alliance. Regent Thomas moved to approve, and Regent Feuerborn seconded. The motion carried. The budget is as follows:

**Wichita State University**

**City of Wichita/Sedgwick County Mill Levy Budget**

**Fiscal Year 2016 Budget**

	<b><u>FY 2015</u></b>	<b><u>FY 2016</u></b>	<b><u>Amount</u></b>
	<b><u>Budget</u></b>	<b><u>Budget</u></b>	<b><u>Change</u></b>
<b><u>Revenues</u></b>			
Revenue	\$7,407,583	\$7,442,549	\$34,966
Contingent Revenue	300,000	300,000	0
Transfer in from Engineering Expansion Grant of Wichita State Innovation Alliance	0	1,503,728	1,503,728
<b>Total Revenues</b>	<b>\$7,707,583</b>	<b>\$9,246,277</b>	<b>\$1,538,694</b>

**Expenditures****Capital Improvements**

Debt Service (Series 2013-1 Refunding)	\$1,510,750	\$1,510,500	(\$250)
Debt Service (Series 2014-3)	0	1,898,912	1,898,912
National Center for Aviation Training Support	800,000	800,000	0
WSU Innovation Campus	249,907	0	(249,907)
Building Insurance	19,425	290,396	971
<b>Total Capital Improvements</b>	<b>\$2,580,082</b>	<b>\$4,229,808</b>	<b>\$1,649,726</b>

**Student Support**

WSU Merit Scholarship Program	\$3,796,333	\$3,796,333	\$0
Graduate Urban Assistantships	50,557	50,557	0
Graduate Research Assistantships	214,156	214,156	0
Graduate Fellowships	152,423	152,423	0
<b>Total Student Support</b>	<b>\$4,213,469</b>	<b>\$4,213,469</b>	<b>\$0</b>

**Economic and Community Development**

Interns-City/County	\$136,000	\$136,000	\$0
Business and Economic Research	150,000	150,000	0
City Government Services	80,000	80,000	0
County Government Services	80,000	80,000	0
<b>Total Economic and Community Development</b>	<b>\$446,000</b>	<b>\$446,000</b>	<b>\$0</b>

**University Research and Support Services**

Organization and Development	\$57,000	\$57,000	\$0
<b>Total University Research and Support Services</b>	<b>\$57,000</b>	<b>\$57,000</b>	<b>\$0</b>

**Contingency**

Contingency	\$411,032	\$300,000	(\$111,032)
<b>Total Contingency</b>	<b>\$411,032</b>	<b>\$300,000</b>	<b>(\$111,032)</b>

<b>Total Expenditures</b>	<b>\$7,707,583</b>	<b>\$9,246,277</b>	<b>\$1,538,694</b>
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**TUITION PROPOSALS FROM WICHITA STATE UNIVERSITY**

Vice President Frisbie reported the Board received a presentation last month regarding changes to Wichita State University's tuition structure. She stated Wichita State University is requesting authority to charge resident tuition rates to students from within the metropolitan statistical areas of Tulsa and Oklahoma City and is requesting authority to set variable tuition rates by entering into agreements with employers to meet the needs of working, non-degree seeking professionals for credit-based education, which is known as Contractual Market-Based Education. The Board discussed the Contractual Market-Based Education proposal. It was noted no Board policies need to be amended to implement this proposal; however, if approved, all applicable Board policies and procedures will continue to be applied. Additionally, the Board discussed allowing WSU to test the Contractual Market-Based Education proposal for a year and report its progress back to the Board by November 2016. At that time the Board will evaluate the program and its impact and

determine if a systemwide approach is desired. Regent Feuerborn moved to approve both tuition proposals. Regent Murfin seconded, and the motion carried.

BOND RESOLUTION FOR CONSTRUCTION OF STUDENT HOUSING TO REPLACE WEIST RESIDENCE HALL – FHSU; BOND RESOLUTION FOR CONSTRUCTION OF EARTH ENERGY ENVIRONMENT CENTER – KU; BOND RESOLUTION FOR CONSTRUCTION OF HEALTH EDUCATION BUILDING – KU; BOND RESOLUTION FOR CONSTRUCTION OF PARKING GARAGE #5 – KU

General Counsel Julene Miller introduced four proposed bond resolutions. The first is Fort Hays State University's request for bonds to finance the costs of constructing residence hall facilities to replace Wiest Hall. The resolution would authorize the issuance of revenue bonds in one or more series in the total aggregate amount not to exceed \$25,000,000 plus costs and reserves. The bonds will be secured with a pledge of generally available unencumbered funds of the University; however, Fort Hays State intends to pay the debt service with Housing System Revenue Funds. General Counsel Miller noted the Board originally approved the bond resolution for this project on September 17, 2014 but because of delays and budget issues, the resolution needed to be updated and reapproved.

The second is University of Kansas' request for bonds to finance a portion of the Earth Energy Environment Center Project. The resolution would authorize the issuance of revenue bonds in one or more series in the total aggregate amount not to exceed \$25,000,000 plus costs and reserves. Generally available unencumbered funds of the University will be used to secure the bonds, but it is expected that debt service will be paid using special revenue funds such as research overhead.

The third request is for bonds to finance portions of the Health Education Building project on the University of Kansas Medical Center Campus. The resolution for this project authorizes the issuance of revenue bonds in one or more series in the total aggregate amount not to exceed \$24,000,000 plus costs and reserves. The bonds will be secured with a pledge of generally available unencumbered funds of the University.

General Counsel Miller stated the final request is for bonds to finance the University of Kansas Medical Center's parking garage #5 project. The resolution would authorize the issuance of bonds in one or more series in a total aggregate amount not to exceed \$39,600,000 plus costs and reserves. The bonds will be secured with a pledge of KUMC Parking System Revenue funds. Additionally, the resolution would authorize refunding of outstanding bonds in the principal amount of \$165,000. This is also secured with KUMC Parking System Revenue funds.

Regent Feuerborn moved to approve and authorize the Chair and the President and CEO to execute the four Resolutions and various other documents relating to the security and payment of such bonds. Regent Bain seconded, and the motion carried.

(Resolutions filed with Official Minutes)

Other Matters

GRANTING OF HONORARY DEGREES AT THE UNIVERSITY'S SPRING 2016 COMMENCEMENT – KU

Chancellor Gray-Little presented two nominations for honorary degrees to be bestowed by the University of Kansas at its Spring 2016 commencement. The nominees are Brian McClendon for a Doctor of Science and Terry Evans for a Doctor of Arts. Regent Murfin moved to approve and Regent Newton seconded. The motion carried.

GRANTING OF HONORARY DEGREE AT THE UNIVERSITY'S DECEMBER 2015 COMMENCEMENT – KSU

President Schulz nominated Mr. Marlin Fitzwater to receive an Honorary Doctorate from Kansas State University at its Fall 2015 commencement. Regent Mullin moved to approve, and Regent Van Etten seconded. The motion carried.

GRANTING OF HONORARY DEGREE AT THE UNIVERSITY'S SPRING 2016 COMMENCEMENT – WSU

President Bardo nominated Dr. Paul Magelli to receive an Honorary Doctorate from Wichita State University at its Spring 2016 commencement. Regent Thomas moved to approve. Following the second of Regent Bain, the motion carried.

KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY RECOMMENDATION REGARDING THE PRELIMINARY PLAN TO FULLY IMPLEMENT THE POSTSECONDARY TIERED TECHNICAL EDUCATION STATE AID ACT

Rita Johnson, Vice President of Workforce Development, presented the Kansas Postsecondary Technical Education Authority's (TEA) recommendation for a preliminary plan to fully implement the Postsecondary Tiered Technical Education State Aid Act as required by language in the FY 2015 appropriation proviso. Vice President Johnson reviewed the history of the tiered cost model, which calculates costs at a course level and recognizes the cost differential in delivering technical education courses. She noted during the implementation process for the cost model, the Board determined that FY 2011 would be used as the base year for institutions and any new state money would flow through the formula. The Board also determined that beginning in FY 2014 the institution's FY 2011 base funding would be re-centered, and re-centered every year thereafter using a three-year rolling average of the gaps. However, in 2012 the Legislature passed a proviso for FY 2013, and has passed one every year since, that stated none of the colleges could receive less than they were appropriated in the previous year unless the appropriation was reduced, which prevented the re-centering of the postsecondary tiered technical funding that was to begin in 2014. Vice President Johnson noted this past legislative session an additional proviso was passed that stated the Board shall create a preliminary plan to fully implement the postsecondary tiered technical education state aid prior to November 1, 2015 and a final plan shall be submitted to the House Appropriations and Senate Ways and Means no later than February 1, 2016. Vice President Johnson stated the TEA recommends the following as the preliminary plan:

- Recommend the Board include a request for an additional \$8.3 million for postsecondary tiered technical education state aid to fully fund the current (FY 2016) gap between the state share of the calculated costs and the current appropriated amount.

- Recommend any new funding appropriated to the account be distributed only to those institutions with a funding shortfall and that institutions with no funding shortfall would maintain their current base.
- Recommend a plan to begin to resolve the remaining funding distribution disparity for institutions still receiving less than their institution's calculated state share (approximately \$2.9 million) be addressed the following year.
- Agree that non-tiered funding would be discussed and moved forward since there has been no additional non-tiered course funding received since the Non-Tiered Course Credit Hour Grants were established for FY 2012 and courses have been moved out of the tiered funding line into the non-tiered funding line during this time.

The Board discussed the recommendation and noted it only addresses distribution of new funding. The Regents expressed concerns that this option alone does not fulfill the language of legislative proviso, which requires a plan to fully implement postsecondary tiered technical education state aid. It was noted the phrase "fully implement" should not assume additional appropriations. The Board believes that this recommendation can be one option but wants the TEA to bring forward additional options that fully implement the plan without new funds. Additionally, these options should include a timeframe to achieve full implementation.

#### NON-BUDGETARY LEGISLATIVE PROPOSALS (FIRST READING)

Matt Casey, Director of Government Relations, presented the first read of the proposed non-budgetary legislative items. The Government Relations Officers have reviewed the following items:

- 1) Amend K.S.A. 76-742 Student Fee for Debt Service on Academic or Health Facilities, Prior Reference Required
- 2) Authority to Sell Property Located in Riley County, Kansas
- 3) Private Postsecondary Technical Edits
- 4) GED Credential Fee Change
- 5) Fee for Kansas Law Enforcement Training Center
- 6) Removal of the Johnson County Community College Exception from the Postsecondary Education Performance-Based Incentives Fund
- 7) Foresight 2020 Strategic Plan Concurrent Resolution

Regent Bangerter stated the Student Fee for Debt Service on Academic or Health Facilities item came before the Board last year and during that time the Students' Advisory Committee opposed moving it forward. Therefore he would like the students to have an opportunity to provide their feedback before the Board acts on this item at the November Board meeting.

#### ADJOURNMENT

Chair Bangerter adjourned the meeting at 4:36 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

September 16-17, 2015

The September 16, 2015, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 12:15 p.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

**MEMBERS PRESENT:**

Shane Bangerter, Chair  
Zoe Newton, Vice Chair  
Joe Bain  
Ann Brandau-Murguia  
Bill Feuerborn  
Dennis Mullin  
Dave Murfin  
Daniel Thomas  
Helen Van Etten

#### **EXECUTIVE SESSION**

At 12:15 p.m., Regent Newton moved, followed by the second of Regent Mullin, to recess into executive session for 30 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board and President Flanders. At 12:45 p.m., the meeting returned to open session. Regent Newton moved to extend 10 minutes. Regent Murfin seconded, and the motion carried. At 12:55 p.m., the meeting returned to open session.

#### **BREAK**

The Chair called for a break at 12:55 p.m. and resumed the meeting at 1:30 p.m.

#### **APPROVAL OF MINUTES**

Regent Van Etten moved that the minutes of the June 12, 2015 special meeting, the June 17-18, 2015 regular meeting, the July 23, 2015 budget meeting, and the August 11-13, 2015 retreat be approved. Following the second of Regent Bain, the motion carried.

#### **INTRODUCTIONS**

President Scott introduced Pittsburg State University's Faculty Senate President, Julie Samuels, and Student Body President, Kyle Hostetler. Chancellor Gray-Little and President Sopcich announced the University of Kansas (KU) and Johnson County Community College (JCCC) have developed a degree partnership program. The program will allow students to be fully admitted at both institutions and enable them to earn an associate's degree from JCCC and a bachelor's degree from KU. President Schulz introduced Kansas State University's Dean of the College of Veterinary Medicine, Tammy Beckham; Assistant Vice President for Budget Planning, Ethan Erickson; Interim Dean of the College of Business and Administration, Kevin Gwinner; Interim CEO and Dean of K-State Olathe, Ralph Richardson; and President and CEO of the Kansas State University Foundation, Greg Willems.

## **GENERAL REPORTS**

### **REPORT FROM CHAIR**

Chair Bangerter thanked everyone who attended the Board Retreat in Dodge City. At the retreat, the Board discussed their goals for the upcoming year. Chair Bangerter stated one of the Board's goals is to develop a policy to address concealed carry and open carry on state university campuses, in advance of the July 1, 2017 expiration of the legal exemption now in place. He noted the Governance Committee has started to discuss this topic and was made aware that other campus groups are interested in gathering and sharing information. To prevent duplicative efforts, he suggested these groups to work with the Board office. He also reported that other topics the Board will be looking at this year are Title IX practices, Credit for Prior Learning, and collaborative efforts among the universities.

### **REPORT FROM PRESIDENT AND CEO**

President Flanders reported he visited each of the state university campuses and thanked each of the CEOs for their hospitality. He also announced an agreement was entered into by the Kansas Board of Regents and Missouri state agencies to allow the Board office to acquire employment data on Kansas graduates who work in Missouri. Aggregated data from this collection will eventually be reported under Foresight 2020 Goal Two.

### **REPORT FROM COUNCIL OF PRESIDENTS**

President Martin reported the System Council of Presidents discussed program articulation and received an update on legislative matters. The Council of Presidents approved the following programs: Kansas State University's Ph.D in Personal Financial Planning, the University of Kansas Medical Center's Master of Science in Cancer Biology, and the University of Kansas Medical Center's Ph.D. in Cancer Biology. These programs will be forwarded to the Board for consideration. The Council of Presidents also received information regarding the Board's student health insurance plan and discussed leave equalization for University Support Staff. The Council forwarded the leave equalization issue to the Council of Business Officers for further review.

### **REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS**

Lorie Cook Benjamin presented the Council of Faculty Senate Presidents' report. The Council discussed the economic impact and the public perception of higher education in the state. The Council also discussed implementation of post-tenure review, merit-based salary increases, and the weapons policy. The Council plans to gather feedback from faculty regarding concealed carry on campus.

### **REPORT FROM STUDENTS' ADVISORY COMMITTEE**

The Students' Advisory Committee report was presented by Jessie Pringle. Ms. Pringle reported the students plan to hold their annual Higher Education Day at the Statehouse in the first week of February and have begun discussing potential topics. Additionally, the Committee discussed concealed carry on the state university campuses. She noted the Committee plans to have the Docking Institute create a survey to gather student opinions on the implementation of the concealed carry law. The survey, once created, will be conducted on each state university campus.

UNCLASSIFIED STAFF COUNCIL

Brett Morrill presented the Unclassified Staff Council report. The unclassified staff discussed professional development opportunities and tuition assistance. The Council is also reviewing ways to work more closely with the unclassified support staff council.

UNCLASSIFIED SUPPORT STAFF COUNCIL

Marcia Tacha presented the Unclassified Support Staff Council report. The Council discussed annual leave equality and their concerns about KPERS funding.

**STANDING COMMITTEE AND OTHER REPORTS**ACADEMIC AFFAIRS

Regent Van Etten reported the Board Academic Affairs Standing Committee reviewed the Student Learning Assessment Report, which is on Thursday's discussion agenda. The Committee also discussed the performance agreement report process and received an update on transfer and articulation.

**FISCAL AFFAIRS AND AUDIT**

Regent Feuerborn presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee adopted its topics for the year and discussed **Wichita State University's** tuition proposals. Wichita State would like to offer in-state tuition to the Tulsa and Oklahoma City Metropolitan Statistical Areas and would like to offer contractual market-based education at rates other than the current credit hour tuition rate. President Bardo will make a presentation to the full Board on both proposals on Thursday.

**APPROVAL OF CONSENT AGENDA**

Regent Murguia moved, with the second of Regent Feuerborn, that the Consent Agenda be approved. The motion carried.

*Academic Affairs*BACHELOR OF ARTS IN JEWISH STUDIES – KU

The University of Kansas received authorization to offer a Bachelor of Arts in Jewish Studies. No additional resources are required to support the new program.

**MASTER IN INNOVATION DESIGN – WSU**

**Wichita State University received approval to offer a Master in Innovation Design. Internal reallocation of funds will be used to cover the cost for a director position, It is anticipated that the program will be revenue neutral after the initial start-up phase.**

*Fiscal Affairs & Audit*RAZE MCCOLLUM HALL – KU

The University of Kansas received authorization to raze McCollum Hall. The Hall has already been replaced by two new residence halls and the cost of razing

McCollum was planned for within the bonding of the two new halls. The estimated cost to raze the building is \$2,834,000.

#### RAZE THE STOUFFER PLACE APARTMENTS – KU

The University of Kansas received authorization to raze the Stouffer Place Apartments. The deferred maintenance burden for these buildings is over \$14 million and the estimated cost of demolition is \$2 million. The razing of the Stouffer Place Apartments will be funded as part of the Central District Improvements.

#### RAZE STORAGE SHED – KSU

Kansas State University received approval to raze a storage shed, Building #490, at the Kansas River Valley Fields, 6347 NW 17<sup>th</sup> Street, Topeka, Kansas. The estimated cost to raze the shed is \$2,000, which will be financed from Kansas State University's rehabilitation and repair allocation from the Education Building Fund. Following demolition, the site will be utilized for agricultural research purposes.

### **CONSIDERATION OF DISCUSSION AGENDA**

#### Presentation

#### **UPDATE ON ENGINEERING INITIATIVE AND UNIVERSITY RESEARCH GRANTS**

Zoe Gruber, Director of Workforce Training and Education, gave a progress report on the Engineering Initiative. The Act was designed to expand the state's professional engineer education programs at Kansas State University, the University of Kansas, and **Wichita State University**. The Legislature appropriated \$3.5 million per year for ten years (beginning in FY 2011) to each of the three universities. The Act also requires the universities to match the funding 1:1 with non-state sources. The goal of the initiative is to increase the number of engineering graduates to 1,365 per year by 2021. The following is the breakdown of engineering graduates by institution for academic year 2013-2014: Kansas State University – 529, University of Kansas – 367, and **Wichita State University** – 238. Ms. Gruber reviewed the graduation rates for each of the universities and discussed enrollments. To meet the goal, the data indicates that the universities will need to have 9,258 students enrolled in engineering. Currently, the universities have a total of 7,640 students enrolled, which requires additional enrollments of 1,618.

Director Gruber also presented an update on the university research grants. The Kansas Legislature appropriated \$5 million in ongoing funds for the following initiatives: Kansas State University's Global Food Systems, University of Kansas Medical Center's Cancer Center, and **Wichita State University's** Aviation Research. Each of these initiatives requires a 1:1 dollar match by the university. The Legislature also requires each university to submit a plan as to how these initiatives will create additional jobs and economic value for the state. Additionally, Kansas State University's Veterinary Medical Center received \$5 million in ongoing appropriations to improve its rankings. Director Gruber noted a steering committee was formed to provide oversight and accountability on how these funds are being used. This committee comprises representatives from the Department of Commerce and the Kansas Board of Regents and will report to the Board Fiscal

Affairs and Audit Standing Committee at least once per year on the outcomes from these initiatives.

(PowerPoint filed with Official Minutes)

Fiscal Affairs and Audit

EXCHANGE OF PROPERTY WITH THE CITY OF PITTSBURG – PSU

Greg Hoffman, Director of Facilities, introduced Pittsburg State University's request to exchange property with the City of Pittsburg. The 2015 Legislature authorized the exchange of land, which is described below in an excerpt from Chapter 104 of the Kansas Session Laws. Director Hoffman noted the Kansas Attorney General still needs to review and approve the transaction. Once this occurs, PSU is to report the approval back to the Board Fiscal Affairs and Audit Standing Committee. Regent Mullin moved to approve the exchange, contingent upon the Attorney General's approval. Regent Murguia seconded, and the motion carried.

“Sec. 183. (a) During the fiscal year ending June 30, 2016, in addition to the other purposes for which expenditures may be made by the chief executive officer of the state board of regents, from moneys appropriated from the state general fund or any special revenue fund or funds for the state board of regents for fiscal year 2016 by this act or any other appropriation act of the 2015 regular session of the legislature, expenditures shall be made by the chief executive officer of the state board of regents from the state general fund or from any special revenue fund or funds for fiscal year 2016, for and on behalf of Pittsburg state university, to exchange and convey the tracts of real property described in subsection (b) to the city of Pittsburg, Kansas, in consideration for the city of Pittsburg exchanging and conveying the tracts of real property described in subsection (c) to Pittsburg state university. The exchange and conveyance of real property by the state board of regents under this section shall be executed in the name of the state board of regents by its chairperson and its chief executive officer. The deed for such conveyance may be by warranty deed or by quitclaim deed as determined to be in the best interests of the state by the state board of regents in consultation with the attorney general. No exchange and conveyance of real estate and improvements thereon as authorized by this section shall be made by the state board of regents until the deeds and conveyances have been reviewed and approved by the attorney general and, if warranty deeds are to be the instruments of conveyance, title reviews have been performed or title insurance has been obtained and the title opinion or the certificates of title insurance, as the case may be, have been approved by the attorney general. The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 75-430a, 75-3043a, 75-6609 or 75-6611, and amendments thereto.

(b) (1) In accordance with the provisions of this section, the state board of regents is hereby authorized to exchange and convey a tract of land to the city of Pittsburg commonly known as the south of east hills addition, particularly described as follows: Part of Section Thirty Three (33), Township Thirty (30) South, Range Twenty Five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof bounded and described as follows: Beginning at a point 600 feet East of the SW corner of the North half of the NW 1/4 of said Section, thence continuing East 1766.82 feet (more or less) along the South line of the North half of the NW 1/4 to a point 300 feet West of the NE corner, SE 1/4, NW 1/4, thence South and parallel to the East line of the SE 1/4 of the NW 1/4 a distance of 435.60 feet, thence East 300 feet to the East line of the SE 1/4 of the NW 1/4, thence South along the half section line 882.51 feet (more or less) to a 3/4 inch iron pipe set at center of said Section, thence

East and along the half section line 500.05 feet to the centerline of creek, thence South 753.68 feet, thence West and parallel to the half section line 702.94 feet, thence North 819.46 feet (more or less) to a point being 176.88 feet West and 80.98 feet North of the center of said Section, thence West and parallel to the half section line a distance of 426.63 feet, thence North 368.58 feet, thence West 1629 feet to the East right-of-way of the Kansas City Southern Railroad, thence Northwesterly along railroad right-of-way 491.75 feet, thence East 296.15 feet, thence North 238.41 feet, thence East 110.53 feet (more or less) to a point 600 feet East and 212.50 feet South of the SW corner, NW 1/4, NW 1/4, thence 212.50 feet to point of beginning. (Said Tract containing 59.0 acres, more or less).

(2) In accordance with the provisions of this section, the state board of regents is hereby authorized to exchange and convey a tract of land to the city of Pittsburg, particularly described as follows: Part of the West half (W 1/2) of the Northeast Quarter (NE 1/4) of Section Thirty Three (33), Township Thirty (30) South, Range Twenty Five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof bounded and described as follows: Beginning at the Northwest Corner of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section Thirty Three (33); thence South along the West line of said Southwest Quarter (SW 1/4) of Northeast Quarter (NE 1/4) a distance of One Thousand Three Hundred Thirty Three (1,333) feet to a: 3/4 inch iron pipe set at the center of said Section Thirty Three (33); Thence East along the South line of said Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) a distance of Five Hundred and Five Hundredths (500.05) feet to center line of creek; Thence generally North along the center line of creek a distance of Seven Hundred Eighty (780) feet, more or less to a point in center line of creek Six Hundred Twenty Nine and Twenty Four Hundredths (629.24) feet South and Four Hundred Seventy One and Four Hundredths (471.04) feet East of the Northwest corner of the Southwest Quarter (SW 1/4) of Northeast Quarter (NE 1/4) of said Section Thirty Three (33), Thence North a distance of Forty Four (44) feet to a 1/2 inch iron pipe set; Thence continuing North a distance of Two Hundred Forty Three (243) feet to a 3/4 inch iron pipe set; Thence North a distance of Twenty Three (23) feet to a point in center line of creek Three Hundred Nineteen and Twenty Four Hundredths (319.24) feet South and Four Hundred Sixty Nine and Ninety Three Hundredths (469.93) feet East of the Northwest Corner of Southwest Quarter (SW 1/4) of Northeast Quarter (NE 1/4); Thence North and West with the meander of the center line of creek a distance of One Thousand One Hundred Thirty Eight (1138) feet, more or less to a point in the center line of creek and on the West line of the Northwest Quarter (NW 1/4) of Northeast Quarter (NE 1/4) a distance of Three Hundred Sixty Three and Thirty Three Hundredths (363.33) feet North of the Northwest corner of Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4); Thence South along said West line of said Northwest Quarter (NW 1/4) of Northeast Quarter (NE 1/4) a distance of Three Hundred Sixty Three and Thirty Three Hundredths (363.33) feet to the point of beginning. (Said Tract containing 13.73 acres, more or less).

(c) (1) In accordance with the provisions of this section, Pittsburg state university is hereby authorized to accept title to a tract of real property of approximately 25.1 acres commonly known as the research and development park conveyed to the university by the city of Pittsburg, particularly described as follows: Pittsburg Research and Development Park Phase II, Lots 1, 2, 3, 4 and 5.

(2) In accordance with the provisions of this section, Pittsburg state university is hereby authorized to accept title to a tract of real property particularly described as follows: Commencing at the Southwest Corner of the Northwest Quarter (NW 1/4) of Section 33, Township 30 South, Range 25 East of the Sixth Principal Meridian, City of Pittsburg, County of Crawford, State of Kansas; thence on a bearing of South 88 Degrees 50 Minutes 56 Seconds East

(this and all following bearings are assumed) along the Southerly line of said Quarter Section, a distance of 45.01 feet to a point on the existing right-of-way line of Rouse Avenue and Centennial Avenue as established by resolution and order for Tract 21, dated August 30, 1965, said point being the true point of beginning; thence on a bearing of North 00 Degrees 03 Minutes 28 Seconds West along said existing right-of-way line, a distance of 547.10 feet to a bend point in said existing right-of-way line; thence on a bearing of North 02 Degrees 47 Minutes 29 Seconds East continuing along said existing right-of-way line, a distance of 201.20 feet to a bend point in said existing right-of-way line, thence on a bearing of North 00 Degrees 03 Minutes 28 Seconds West continuing along said existing right-of-way line a distance of 175.66 feet to the point of intersection of said existing right-of-way line with the Westerly right-of-way line of the Kansas City Southern Railroad Company as now established; thence on a bearing of South 29 Degrees 55 Minutes 56 Seconds East along said Westerly right-of-way line, a distance of 1011.10 feet to a point of intersection with the extended Southerly permanent easement line of a sanitary sewer as it now exists; thence on a bearing of North 86 Degrees 35 Minutes 46 Seconds West along said Southerly permanent easement line, a distance of 310.56 feet to a bend point in said Southerly easement line; thence on a bearing of South 87 Degrees 02 Minutes 31 Seconds West continuing along said Southerly easement line, a distance of 51.73 feet; thence on a bearing of South 44 Degrees 52 Minutes 58 Seconds West, a distance of 91.75 feet to the Northerly line of the Southwest Quarter (SW 1/4) of Section 33, Township 30 South, Range 25 East of the Sixth Principal Meridian; thence continuing on a bearing of South 44 Degrees 52 Minutes 58 Seconds West, a distance of 84.94 feet; thence on a bearing of North 90 Degrees 00 Minutes 00 Seconds West along a line perpendicular to the Westerly line of said Southwest Quarter Section, a distance of 27.23 feet to a point on said existing right-of-way line of Rouse Avenue and Centennial Avenue; thence on a bearing of North 00 Degrees 00 Minutes 00 Seconds East along said existing right-of-way line, a distance of 61.94 feet, to the point of beginning; the above described tract of land contains 231,726 square feet or 5.320 acres more or less.”

#### AMENDMENTS TO MEMORANDUM OF AGREEMENT WITH PSU/KNEA – PSU

Theresa Schwartz, Associate General Counsel, presented the proposed amendments to the Memorandum of Agreement with Pittsburg State University and the Kansas National Education Association. The proposed changes are to the salaries and duration articles. Regent Murguia moved to approve the proposed amendments to the MOA and authorized the Chair to execute on behalf of the Board. Following the second of Regent Feuerborn, the motion carried.

#### AMENDMENTS TO MEMORANDUM OF AGREEMENT WITH FHSU/AAUP – FHSU

Associate General Counsel Schwartz presented the proposed amendments to the Memorandum of Agreement with Fort Hays State University and the American Association of University Professors. The amendments include changes to the salary article, the post-tenure review article, and the sabbatical leave article. Regent Bain moved to approve the proposed amendments to the MOA and authorized the Chair to execute on behalf of the Board. Regent Thomas seconded, and the motion carried.

#### NAMING OF BUILDING – FHSU

President Martin requested naming the Entrepreneurship Scholarship Hall in honor of Dane G. Hansen. Regent Murfin moved to approve, and Regent Van Etten seconded. The motion carried. The building will be named the Dane G. Hansen Scholarship Hall.

NAMING OF BUILDING – KSU

President Schulz requested naming the Basketball Training Facility located in the Kansas State University Athletics Complex in honor of Carl and Mary Ice and their children. Regent Mullin moved to approve. Following the second of Regent Newton, the motion carried. The facility will be named the Ice Family Basketball Center.

NAMING OF BUILDING – KSU

President Schulz requested naming a portion of the Seaton Complex and the atrium space in honor of Victor and Helen Regnier. Regent Van Etten moved to approve, and Regent Newton seconded. The motion carried. This area will be named Regnier Hall.

Other MattersUPDATE ON THE BIOSECURITY RESEARCH INSTITUTE (BRI) SECURITY EXECUTIVE COMMITTEE ACTIVITIES – KSU

President Schulz presented an update on the activities of the Biosecurity Research Institute (BRI) Security Executive Committee. This Committee is comprised of the University President, Provost, Vice President for Research, and the Facility Security Officer. It meets twice a year to review projects that require security clearance. President Schulz reported that two classified contracts have been awarded to the BRI since it was granted security clearance. In March 2015, the BRI received a commendable rating, which is the second highest possible, from the National Defense Security Service.

(PowerPoint filed with Official Minutes)

UPDATE ON THE KU SECURE RESEARCH FACILITY SECURITY EXECUTIVE COMMITTEE ACTIVITIES – KU

Chancellor Gray-Little presented an update on the KU Secure Research Facility. KU has been awarded a contract to develop certain technology that requires federal security clearance. The Security Executive Committee is authorized by the Board to manage, control, and supervise all classified information. This Committee is comprised of the University Chancellor, Provost and Executive Vice Chancellor, Vice Chancellor for Research, Vice Provost for Administration and Finance, and the Faculty Security Officer.

UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER SECURITY OF CERTAIN BIOSECURITY RESEARCH INSTITUTE (BRI) RELATED CLASSIFIED INFORMATION TO A SECURITY EXECUTIVE COMMITTEE – KSU AND UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER SECURITY OF CERTAIN CLASSIFIED INFORMATION OF THE KU SECURE RESEARCH FACILITY TO A SECURITY EXECUTIVE COMMITTEE – KU

General Counsel Julene Miller introduced an updated Resolution related to the Biosecurity Research Institute. This Resolution exempts members of the Board from exercising management control and supervision over the security of certain classified information, and transfers that management control to a University Security Executive Committee comprised of the KSU

President, Provost, and Facility Security Officer. It is being updated to include the names of the new Board members.

She also presented a Resolution related to the University of Kansas' Secure Research Facility. This Resolution also exempts members of the Board from exercising management control and supervision over the security of certain classified information and transfers that management control to a University Security Executive Committee, comprised of the KU Chancellor, Provost and Executive Vice Chancellor, Vice Chancellor for Research, Vice Provost for Administration and Finance, and Facility Security Officer. It is being also updated in order to include the names of the new Board members.

Regent Newton moved to approve both Resolutions. Regent Murfin seconded, and the motion carried.

#### EXECUTIVE SESSION

At 3:07 p.m., Regent Newton moved, followed by the second of Regent Van Etten, to recess into executive session for 30 minutes starting at 3:25 p.m. to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Flanders, and President Martin. At 3:55 p.m., the meeting returned to open session. Regent Newton moved to extend 5 minutes. Regent Van Etten seconded, and the motion carried. At 4:00 p.m., the meeting returned to open session.

#### RECESS

The Chair recessed the meeting at 4:00 p.m.

#### RECONVENE

Chair Bangerter reconvened the meeting at 9:20 a.m. on Thursday, September 17.

MEMBERS PRESENT:

- Shane Bangerter, Chair
- Zoe Newton, Vice Chair
- Joe Bain
- Ann Brandau-Murguia (by conference call)
- Bill Feuerborn
- Dennis Mullin
- Dave Murfin
- Daniel Thomas
- Helen Van Etten

#### INTRODUCTIONS

President Inbody introduced Cowley County Community College's new President, Dr. Dennis Rittle.

#### REPORTS

### REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Inbody presented the System Council of Presidents' report. The Council received a report from the System Council of Chief Academic Officers regarding the Higher Learning Commission's changes to faculty qualifications. President Inbody reported the Council spent the majority of their time discussing transfer and articulation. Board staff gave an update on the number of courses that currently transfer and the work being done on program articulation.

### CONSIDERATION OF DISCUSSION AGENDA

#### Academic Affairs

#### REPORT ON STUDENT LEARNING ASSESSMENT

Vice President Gary Alexander presented the report on student learning assessment. One of the aspirations under Goal Two (Improve Economic Alignment) in Foresight 2020 is to respond to expectations of business and industry for core workplace skills. It was decided that institutions should perform student assessments in three areas: 1) Mathematics/Analytical Reasoning, 2) Written and Oral Communication, and 3) Critical Thinking/Problem Solving. Dr. Alexander stated each institution measures learning in a manner consistent with its mission and is required by the Higher Learning Commission to have mechanisms in place to assess student learning. The individual institutions use the assessment information to enable faculty to improve the curriculum and instruction. It was noted the current reporting tool is helpful for internal use by the institutions; however, Regent Newton asked staff to explore other options to make the report more useful for the Board.

#### Fiscal Affairs and Audit

#### AMEND AGENDA

Regent Feuerborn moved that the Board's discussion agenda for September 17, 2015 be amended to include a presentation by President Bardo on the two Wichita State University tuition proposals. Regent Murfin seconded, and the motion carried.

#### WICHITA STATE UNIVERSITY'S SPECIAL TUITION PROPOSALS FOR THE TULSA AND OKLAHOMA CITY AREAS AND CONTRACTUAL MARKET-BASED EDUCATION

President Bardo stated Wichita State University is seeking approval to offer in-state tuition to residents of Tulsa and Oklahoma City. By offering in-state tuition to residents of these two major metropolitan hubs, WSU will have an opportunity to grow its enrollment. President Bardo reported because of WSU's increased emphasis on internships and entrepreneurship, some of the out-of-state students will stay in Kansas to work after graduating. The Board discussed whether there will be an impact on Pittsburg State University since the Gorilla Advantage already extends into Tulsa. President Bardo does not believe there will be any effect because the institutions are different and will attract different types of students. The Board also asked to receive information on current enrollment numbers of Oklahoma residents and the forecasted impact on enrollment if in-state tuition is offered.

Additionally, President Bardo presented a proposal that would allow Wichita State University to enter into agreements with partner entities to offer market-based courses for credit. He stated in

today's marketplace more and more graduates need to be "life-long learners." These agreements will allow WSU to customize courses and tuition rates to meet the specific needs of partner entities. The Board requested more information on how this proposal would work and whether the other state universities are interested in the concept. These two proposals are deferred to the October Board meeting.

(Handouts filed with Official Minutes)

#### **REVISIONS TO HIGHER EDUCATION UNIFIED APPROPRIATIONS REQUEST FOR 2016 LEGISLATIVE SESSION**

Elaine Frisbie, Vice President of Finance and Administration, presented the proposed revisions to the Higher Education Unified Appropriations Request. The Board reviewed these requests at the July budget meeting and the August retreat. Regent Feuerborn moved to approve, and Regent Bain seconded. The motion carried.

(Summary Table attached to Official Minutes)

#### **Governance**

#### **BOARD MEMBER CONFLICT OF INTEREST DISCLOSURE STATEMENTS**

General Counsel Miller presented a summary of reported items from the Board Member Conflict of Interest Disclosure Statements. The following disclosures were made:

1. One Regent serves on the *governing* board of an *institution* that is *coordinated* by the Board:
  - Regent Feuerborn serves as the Kansas Board of Regents appointee to the Board of Regents of Washburn University pursuant to statute.
2. One Regent has reported service on the *governing* board of an *affiliated corporation* of an institution that is *governed* by the Board:
  - Regent Murfin serves as a member of the Board of Trustees of the Kansas University Endowment Association, an affiliated corporation of the University of Kansas.
3. One Regent has reported service on an *advisory* board of an *institution* that is *regulated* by the Board.
  - Regent Murguia serves as a member on the board of trustees of the University of Missouri-Kansas City, an out-of-state public institution that has a certificate of approval from the Board to operate within the State of Kansas.
4. Two Regents have reported service on *advisory* boards of *institutions governed* by the Board:
  - Regent Mullin serves as a member of Kansas State University's College of Business Advisory Council and Global Campus Advisory Board, both of which are sounding boards for their respective programs.
  - Regent Murfin serves as a member of the University of Kansas School of Business Board of Advisors.
5. Two Regents have reported an Interest in an entity that has entered a contract or transaction with an *institution* that is *coordinated* by the Board for the performance of services:

- Regent Bangerter is a partner in a law firm (Rebein, Bangerter & Rebein) that has provided legal services to Dodge City Community College in the past and may do so for that or other institutions in the future.
  - Regent Bain is a 40% shareholder and vice president of a law firm (Cure & Bain, P.C.) that provides legal representation to Northwest Kansas Technical College.
6. Two Regents have reported an Interest in an entity that has entered a contract or transaction with an *institution* that is *governed* by the Board:
- Regent Murguia is the executive director of a not-for-profit organization (the Argentine Neighborhood Development Association) that regularly partners with the University of Kansas Medical Center to support the mission of the Association.
  - Regent Murfin has an ownership interest in a company (MWCB, LLC) that has one or more construction related contracts with **Wichita State University** or its affiliated corporations.

Regent Newton moved to approve the continued service of Board members serving on the boards listed above, conditioned on each member's recognition that their duty is first to the Board of Regents and for the Regents named in 5 and 6 above, they are to excuse themselves from participating on behalf of the Board in matters involving or related to the contract or transaction. Regent Van Etten seconded, and the motion carried.

### Other Matters

#### REPORT FROM KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Rita Johnson, Vice President of Workforce Development, presented the Kansas Postsecondary Technical Education Authority report. The TEA received an update from the Tiered/Non-Tiered Course Reclassification subcommittee and discussed potential tiered funding distribution scenarios. She stated the TEA will present its recommendations for the redistribution of funding to the Board at the November meeting. The Board will then submit its final plan regarding the funding to the Legislature by February 1, 2016.

#### 2015-2016 AGENDA TOPICS FOR THE BOARD ACADEMIC AFFAIRS STANDING COMMITTEE, FISCAL AFFAIRS AND AUDIT STANDING COMMITTEE AND GOVERNANCE COMMITTEE AND BOARD GOALS FOR 2015-2016

Regent Bangerter stated that at the Board retreat each of the Board committees created agenda topics and the Board discussed specific goals for the upcoming year. Regent Mullin moved to approve each of the committee topics and the Board Goals for 2015-2016. Regent Van Etten seconded, and the motion carried. The following Board Goals were adopted:

1. The Board will develop policy to address concealed carry and open carry laws on state university campuses in Kansas, in advance of the July 1, 2017 expiration of the legal exemption now in place.
2. The Board will study current campus Title IX practices, policies, and procedures and develop a Board policy to add uniformity to current university practices, policies, and procedures.

3. The Board will further the implementation of Credit for Prior Learning in Kansas, with an emphasis on serving active and veteran service members and their families.
4. The Board will explore and identify which are the best strategies to attract Kansans with some college but no degree back to higher education to complete a certificate or degree.
5. The Board will identify strategies for university and college engagement with business and industry with the purpose to increase economic prosperity for Kansans. The strategies will have a national and global reach and focus on innovation and talent development to keep Kansas business competitive.
6. The Board will review current collaborative efforts between institutions and determine if there are other areas where efficiencies can be implemented.

In addition, multi-year Board goals from the previous academic year will be continued.

(2015-2016 Committee Agenda Topics filed with Official Minutes)

**MEMBERS APPOINTED TO VARIOUS BOARD COMMITTEES AND THE WASHBURN BOARD OF REGENTS**

Regent Newton moved to approve the appointments to the various committees. Following the second of Regent Bain, the motion carried.

(Committee Appointments filed with Official Minutes)

**ADJOURNMENT**

Chair Bangerter adjourned the meeting at 10:00 a.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## KANSAS BOARD OF REGENTS

### MINUTES

August 11-13, 2015

The Kansas Board of Regents Annual Retreat was called to order by Chair Shane Bangerter at 1:10 p.m. on August 11, 2015. The retreat was held at the United Wireless Conference Center, 4100 W. Comanche Street, Dodge City, Kansas. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dennis Mullin  
  Dave Murfin  
  Daniel Thomas  
  Helen Van Etten (By Conference Call)

MEMBER ABSENT:                   Joe Bain

#### WELCOME

Chair Bangerter welcomed everyone to Dodge City, Kansas and each of the Regents provided some background on their careers and families.

#### FORESIGHT 2020

President Flanders presented an update on Foresight 2020. He gave a brief history of the development of the Board's strategic plan and noted this year the Board received its fourth progress report on the three goals: 1) Increase higher education attainment among Kansans, 2) Improve alignment of the state's higher education system with the needs of the economy, and 3) Ensure state university excellence.

Under Goal One, President Flanders reviewed the number of certificates and degrees awarded, retention and graduation rates, enrollment, adult education participation, and the success of attracting students with some college, but no degree, to return to complete a certificate or degree. The Board had a brief discussion on graduation rates and qualified admissions. Dr. Flanders reviewed the Attainment Model that was created to help the Board more accurately quantify the certificate and degree pathway required to achieve the goal of having 60 percent of Kansans with a certificate or degree by 2020. At the completion of the 2013-2014 academic year, the institutions awarded 41,417 undergraduate degrees and certificates. This number includes credentials awarded by the community colleges, technical colleges, public universities, and independent colleges and universities. An additional 800 certificates or degrees must have been awarded in the 2014-2015 academic year to stay on track to reach the 60 percent goal by 2020.

Under Goal Two, President Flanders reviewed employment and average earnings of graduates in Kansas. The data show the average earnings generally increase with each subsequent year of employment and level of education; however, the percent of graduates employed in Kansas diminishes with each subsequent year of employment and level of education. He noted that Board

staff is working to obtain employment data from Missouri, which will help with understanding how Kansas graduates are doing in border communities and most notably in the Kansas City metropolitan area. Under Goal Three, Dr. Flanders reviewed the performance of the universities compared to their peers, support the universities receive through private giving, and federal research expenditures.

In closing, President Flanders noted in the Spring of 2015 the Board Governance Committee considered several modifications to the Foresight 2020 report. These changes included re-ordered metrics to better track and communicate progress, and addition of the following new metrics: Under Goal One – inclusion of progress made on the Attainment Model, the addition of the total number of courses approved for guaranteed transfer, and the number of reverse transfer degrees awarded systemwide; Under Goal Two – inclusion of progress made on special state initiatives and the addition of summary findings from the annual Kansas Training Information Program (K-TIP) report; and Under Goal Three – inclusion of the total research dollars awarded and addition of a new University Excellence Profile, which will track rankings, have the universities' Composite Financial Index, and report on economic impact. The Board directed staff to forward notice of these changes to the university CEOs.

(PowerPoint filed with Official Minutes)

#### KANSAS BOARD OF REGENTS STAFF REVIEW OF KEY ISSUES IN FY 2016

##### Legal

General Counsel Julene Miller stated that because the Chancellor and Presidents of the six state universities are employees of the Board and the Board's General Counsel Office supports the Board with certain employment activities related to these individuals. She noted last year the Board conducted a campus 360 survey for each of the CEOs except for the new President at Fort Hays State University. The results were used to aid the Regents in their evaluation of the CEOs. She noted this is the second time the Board has used a 360 survey and it was recommended that this type of survey be conducted every four to five years at most. Additionally, General Counsel Miller stated her office will work with the Governance Committee on campus safety issues.

There was discussion on the state university CEOs' travel and vacation approval process. General Counsel Miller noted per Board Policy the CEOs are to submit all out-of-state travel requests to the Board's CEO for approval and as a general practice the university CEOs inform the Board President and CEO of scheduled vacations.

##### Finance and Administration

Elaine Frisbie, Vice President of Finance and Administration, stated her department monitors the state's budget and works with the Board to create and submit the higher education unified budget request. She will work with the Board Fiscal Affairs and Audit Committee on the FY 2017 university tuition setting process, the process to receive the outcome reports for major state funding enhancements from the Accountability Committee, and the new procedures to review and approve each state university debt policies and reporting. Additionally, the Data, Research and Planning staff will work with other Board staff to develop a degree prospectus website as an alternative to what was prescribed in 2015 Senate Bill 193.

Academic

Gary Alexander, Vice President of Academic Affairs, stated the key areas in Academic Affairs for FY 2016 include Developmental Education, reviewing the general education transfer policy, Credit for Prior Learning, assessing the impact of the State Authorization Reciprocity Agreement, and assessing the impact of the new qualified admissions standards. The Board discussed remedial education and it was noted a high percent of students who are placed in remedial courses do not graduate. Dr. Alexander discussed differentiated math pathways and placing students in both remedial and credit-bearing courses as possible solutions to increasing the graduation rates for students taking remedial education.

BREAK

The Chair called for a break at 3:10 p.m. and resumed the meeting at 3:20 p.m.

Workforce

Rita Johnson, Vice President for Workforce Development, stated the Postsecondary Technical Education Authority (TEA) will focus on the postsecondary tiered technical education cost model. The cost model was developed in 2011 to calculate the cost for delivering technical courses. The model is used in determining requests for and distribution of appropriated Tiered Technical Education State Aid, Non-Tiered Course Credit Hour Grant, and Tuition for Technical Education (SB 155). Vice President Johnson reported legislation was enacted to require the Board of Regents to create a preliminary plan to fully implement the provisions of the Postsecondary Tiered Technical Education State Aid Act (K.S.A. 71-183(a)). She stated the TEA has discussed closing the gap on tiered funding. The TEA also discussed re-centering the formula without additional funds. Both options would result in some institutions losing base funding. Fully funding the current tiered funding formula will require filling an \$8.3 million gap. The TEA will present a plan containing options and recommendations for the redistribution of funding to the Board for consideration in November. The final plan is to be submitted to the Legislature by February 1, 2016. Other key areas in Workforce for FY 2016 include the Kansas Collaborative on Military Credit, the Kansas Department of Education Partnership, and the Industry Credential Recognition Initiative.

Communications

Breeze Richardson, Director of Communications, gave a brief orientation on the Board's website and reminded the Regents that they can contact her anytime they need key information or data on certain topics. Ms. Richardson also reviewed key points in media communications.

COMMUNITY AND TECHNICAL COLLEGE LEADERS

Chair Bangertter thanked the two-year college representatives for attending. The following presidents represented the community college: President Brian Inbody, Neosho County Community College; President Kim Krull, Butler Community College; and President Dan Barwick, Independence Community College. Representing the technical colleges were President Eric Burks, North Central Kansas Technical College; and Interim President Brenda Chatfield, Northwest Kansas Technical College. The presidents discussed the mission of community and technical colleges, remedial education, and returning adults. Returning adults often need remedial education because they have not had a formal educational experience for a number of years.

Returning adults typically take less credit hours per semester than a traditional student because they have fulltime jobs and families. The presidents stated time, money, and motivation are key factors as to whether an adult student stays with a program. Many of the colleges are starting to pair developmental education courses with credit bearing courses, which will allow students to remain on track for earning a degree or certificate. The presidents discussed the different funding sources for the community and technical colleges and the different challenges they face. Additionally, the two-year college presidents discussed systemwide collaborative efforts and consolidation.

(Handout filed with Official Minutes)

### **RECESS**

Chair Bangerter recessed the meeting at 5:15 p.m.

### **RECONVENE**

The Chair reconvened the meeting at 9:00 a.m. on Wednesday, August 12.

MEMBERS PRESENT:

- Shane Bangerter, Chair
- Zoe Newton, Vice Chair
- Ann Brandau-Murguia
- Bill Feuerborn
- Dennis Mullin
- Dave Murfin
- Daniel Thomas
- Helen Van Etten (By Conference Call)

MEMBER ABSENT: Joe Bain

### **LEGISLATIVE UPDATE**

Matt Casey, Director of Government Relations, provided some background on the Council of Government Relations Officers and their roles. He reviewed the Board's 2015 non-budgetary items. The following items were enacted this year: 1) Pittsburg State University's land exchange with the City of Pittsburg (SB 112), 2) tuition rates for military personnel, veterans, their spouses and dependents (HB 2154), 3) addition of university support staff to the statute governing leave time authorization (HB 2353), 4) removal of the Johnson County Community College exception from the postsecondary education performance-based incentives fund (SB 112), and 5) increase the threshold to \$1 million for projects requiring formal procurement of architectural or engineering services and streamline the notice and public hearing requirements for alternative construction methods (HB 2395). The Board discussed public/private partnerships regarding long term debt and liability of the state and the private partner. Vice President Frisbie stated the Board has oversight on these projects and will advise and consult with the Legislature. It was also noted the Legislature has an opportunity to approve any facility projects that are being funded to any extent with state funds.

Director Casey reported the 2016-2017 budget that was enacted held the state universities' block grant flat. It also put a cap on state university tuition. The Board discussed the tuition cap and

noted last year the Board's Fiscal Affairs and Audit Standing Committee studied each of the university's financial needs and discussed tuition-setting all year. The Regents reiterated their belief that the authority to set tuition and fees should be with the Board of Regents. Director Casey reviewed the Performance Based Funding Model recommendations the Board adopted in December 2014 and discussed the timeline for bringing non-budgetary items for the 2016 legislative session to the Board for action.

### BREAK

Chair Bangerter called for a break at 10:15 a.m. and resumed the meeting at 10:35 a.m.

### FY 2016-2017 BUDGET REQUEST

The Board discussed the budget priorities for the upcoming legislative session. Vice President Frisbie noted on the summary list staff has included \$20 million from the Expanded Lottery Act Revenues Fund (ELARF) to be used on deferred maintenance. The Board discussed deferred maintenance and concluded the need should be acknowledged in the budget request but it should not be a specific request this year. The Board also discussed the university requests and directed staff to draft the proposed budget request to include the university's top priority and the other enhancement requests, which may be included in a narrative to the Governor. The proposed unified budget request will be presented to the Board for consideration in September.

(Summary List of Requests filed with Official Minutes)

### BREAK

The Chair called for a break at 11:50 a.m. and resumed the meeting at 12:50 p.m.

### THREE-PERSON BOARD COMMITTEES

Each of the university CEOs met with their assigned three-person committee.

At 12:50 p.m., Regent Feuerborn moved, followed by the second of Regent Murfin, to recess into executive session for 20 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were Regent Murguia, Regent Feuerborn, Regent Murfin, and Interim President Vietti. At 1:10 p.m., the meeting returned to open session. Regent Feuerborn moved to extend 15 minutes, and Regent Murguia seconded. At 1:25 p.m. the meeting returned to open session.

At 12:54 p.m., Regent Mullin moved, followed by the second of Regent Bangerter, to recess into executive session for 20 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were Regent Bangerter, Regent Mullin, President Schulz, President Flanders, and General Counsel Julene Miller. At 1:14 p.m., the meeting returned to open session. Regent Bangerter moved to extend 15 minutes, and Regent Mullin seconded. At 1:29 p.m. the meeting returned to open session.

At 1:00 p.m., Regent Newton moved, followed by the second of Regent Thomas, to recess into executive session for 20 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were Regent Van Etten, Regent Newton, Regent Thomas, and President Scott. The meeting returned to open session at 1:20 p.m.

At 1:20 p.m., Regent Newton moved, followed by the second of Regent Thomas, to recess into executive session for 20 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were Regent Van Etten, Regent Newton, Regent Thomas, and President Bardo. The meeting returned to open session at 1:40 p.m. Regent Newton moved to extend 5 minutes, and Regent Thomas seconded. The meeting returned to open session at 1:45 p.m.

At 1:25 p.m., Regent Feuerborn moved, followed by the second of Regent Murguia, to recess into executive session for 30 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were Regent Murguia, Regent Feuerborn, Regent Murfin, and Chancellor Gray-Little. At 1:55 p.m., the meeting returned to open session. Regent Murguia moved to extend 15 minutes, and Regent Feuerborn seconded. At 2:10 p.m. the meeting returned to open session.

At 1:29 p.m., Regent Mullin moved, followed by the second of Regent Bangerter, to recess into executive session for 20 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were Regent Bangerter, Regent Mullin, President Martin, and President Flanders. At 1:49 p.m., the meeting returned to open session.

#### PITTSBURG STATE UNIVERSITY

President Scott spoke about his background and stated Pittsburg State University is looking forward to hosting the Board in October. At the October Board meeting, President Scott plans to present PSU's new strategic plan. Dr. Scott reviewed some of the unique assets and characteristics of PSU, which include the Kansas Polymer Research Center, the Kansas Technology Center and Gorilla football. Additionally, he discussed some of the efforts and initiatives put in place to make the campus safe for students, faculty, staff, and guests.

(Handout filed with Official Minutes)

#### EMPORIA STATE UNIVERSITY

Following an introduction of her background, Interim President Vietti presented an update on Emporia State University's strategic plan, *The Adaptive University*. She reviewed the objectives under each of the following goals: 1) pursue distinctive initiatives in curricula and programs to foster vibrant communities, 2) enrich the student experience with opportunities for leadership development and practice, 3) enhance the competitive role of Kansas by achieving the state goals for public higher education, and 4) create a culture of adaptive change as the foundation for innovation and growth. Dr. Vietti highlighted some key facts about ESU, including that one in six teachers in Kansas graduated from ESU and that 81 percent of ESU graduates remain in Kansas. She also reviewed some of the initiatives ESU has in place to address campus safety.

(PowerPoint filed with Official Minutes)

#### FORT HAYS STATE UNIVERSITY

President Martin gave a brief overview of her background. She stated Fort Hays State University is the home to the Kansas Academy of Math and Science (KAMS). This program allows high

school 11<sup>th</sup> and 12<sup>th</sup> graders to live on campus and take courses. When these students complete the KAMS program, they will graduate with a high school diploma and 68 hours of college credit. She noted many of these students stay in Kansas to attend college. Dr. Martin reviewed some unique facts about FHSU including that approximately 75 percent of on-campus students are from Kansas, approximately 68 percent of the students in the Virtual College are from Kansas, and nearly 3,800 students and 60 faculty are involved in the China Program. President Martin stated like the other universities, FHSU has taken steps to ensure student safety on the campus as well as in the community. She reviewed some of those initiatives and partnerships.

(Handout filed with Official Minutes)

### BREAK

Chair Bangerter called for a break at 3:30 p.m. and resumed the meeting at 3:40 p.m.

### KANSAS STATE UNIVERSITY

President Schulz talked about his family and career. He stated the University's strategic plan, *K-State 2025*, guides the decision-making and priority-setting process for the University. This is the fifth year of the plan and an overview will be conducted to see if any adjustments need to be made. President Schulz stated he is interested in identifying metrics that can show the impact of efficiencies on the campus and adding placement rates of graduates by department. The University is also looking at creating a five-year enrollment management plan. Additionally, President Schulz reviewed the efforts that KSU has implemented to create a safe and safety-minded campus.

(Handout filed with Official Minutes)

### WICHITA STATE UNIVERSITY

President Bardo provided some background on his career and family, and then discussed Wichita State University's role in regional and economic development. He spoke about the eight key economic trade clusters (Aerospace, Oil and Gas Production, Advanced Manufacturing, Agricultural Inputs and Processing, Transportation and Logistics, Data Services and IT, Advanced Materials, and Health Care) and how these are tied to WSU's Innovation campus. Dr. Bardo provided an update on WSU's Innovation Campus and reviewed campus safety initiatives.

(PowerPoint filed with Official Minutes)

### UNIVERSITY OF KANSAS

Following a brief introduction on her background, Chancellor Gray-Little presented an overview of the University of Kansas. She spoke about KU's efficiency and cost-saving initiative and the goals of the University's strategic plan, *Bold Aspirations*. The Chancellor noted the University is an economic engine for the state. KU has helped to address the state's workforce needs by expanding the schools of medicine, pharmacy, and engineering and has brought external research funds and new companies to Kansas. The Chancellor stated like the other universities, KU takes campus security and safety seriously. She reviewed some of the programs and policies that are in place at the campuses to address security and safety.

(PowerPoint and Handout filed with Official Minutes)

The Board thanked the CEOs for their presentations and discussed campus safety issues. It was noted each of the universities work hard to prevent and address sexual assaults on their campuses and all the campuses have policies and procedures for meeting the requirements of Title IX. However, the Board is interested in exploring whether a Board policy is needed to lend consistency to the universities' processes. Additionally, the Board discussed collaborative efforts and partnership between the universities.

### **RECESS**

Chair Bangerter recessed the meeting at 5:30 p.m.

### **RECONVENE**

The Chair reconvened the meeting at 9:00 a.m. on Thursday, August 13.

MEMBERS PRESENT:                      Shane Bangerter, Chair  
    Zoe Newton, Vice Chair  
    Ann Brandau-Murguia  
    Bill Feuerborn  
    Dennis Mullin  
    Dave Murfin  
    Daniel Thomas  
    Helen Van Etten (By Conference Call)

MEMBER ABSENT:                      Joe Bain

### **FISCAL AFFAIRS AND AUDIT STANDING COMMITTEE AND BOARD ACADEMIC AFFAIRS STANDING COMMITTEE**

The members of the Fiscal Affairs and Audit Standing Committee and the Board Academic Affairs Standing Committee met to discuss their agendas for the upcoming year. Regent Bangerter stated the work the Committees is important and allows the members to gather more information on specific items before they are brought to the full Board.

### **BOARD IDEAS**

The Chair asked each Board member to share the topics they are interested in pursuing while on the Board. The following are some of the areas of interest: 1) recruitment of students – with the population of Kansas remaining flat, how will the institutions maintain or increase enrollment, 2) public/private partnership opportunities, 3) addressing workforce needs especially in the medical and dental fields, 4) reaching the Board's 60 percent attainment goal, 5) studying time to degree issues, and 6) campus security issues and due process rights.

### **BOARD MEETINGS**

Regent Bangerter reviewed the Board meeting schedule and noted this year the university campus visits are aligned with the Board meetings in October, November, and April. In these months the Board will conduct its meeting on Wednesday and begin the campus visit on Thursday. The Board also discussed the flow of Board meetings and the purpose of the three-person CEO committees.

**BOARD GOALS FOR 2015-2016**

The Board discussed potential goals for the year, which are listed below. Staff will more fully develop the goals and present them to the Board for consideration at the September meeting.

- Continue to study the concealed carry and open carry laws and their impact on the campuses to determine next steps before the 2017 exemption expires
- Study campus safety policies and exploring whether a Board policy is needed to add consistency to the universities' processes
- Implement Credit for Prior Learning with an emphasis on military credit
- Implement strategies to attract Kansans with some college but no degree back to higher education to complete a degree or certificate
- Implement strategies to increase interaction with business and industry to stimulate economic growth and expansion
- Identify current collaborative efforts between the institutions and determine if there are other areas where efficiencies can be implemented
- Continue to sharpen advocacy efforts with the Legislature

**CONFLICTS OF INTEREST**

General Counsel Miller distributed the conflict of interest form for each Regent to complete. The Board will act on any actual or apparent conflicts in September.

**ADJOURNMENT**

The Chair adjourned the meeting at 12:00 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair

## KANSAS BOARD OF REGENTS

### MINUTES

July 23, 2015

The July 23, 2015, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 8:10 a.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:                   Shane Bangerter, Chair  
  Zoe Newton, Vice Chair  
  Joe Bain  
  Ann Brandau-Murguia  
  Bill Feuerborn  
  Dennis Mullin\*  
  Dave Murfin\*  
  Daniel Thomas\*  
  Helen Van Etten

\*Regents Mullin, Murfin, and Thomas have been appointed by the Governor but as of this meeting date had not yet been confirmed by the Confirmation Oversight Committee. Therefore, they were not eligible to vote on the action items.

### **WICHITA STATE UNIVERSITY**

President Bardo presented the overview of Wichita State University's budget. He reviewed the total operating budget and the total budget by revenue source for FY 2016. He noted the majority of the University's total revenue comes from tuition and fees and state appropriations. Dr. Bardo also reviewed WSU's debt service and noted some of the bonds are backed by the Wichita State University Board of Trustee's mill levy on property in Sedgwick County.

President Bardo stated Wichita State University wants to become the "hub" for the "New Economy" development based in innovation and entrepreneurship in South Central Kansas. Dr. Bardo provided some background information on developing the Innovation Campus and WSU's partnerships with the City of Wichita and Sedgwick County. He stated the University's enhancements are tied to the Innovation Campus. The first priority is for support of the Economic Innovation, Diversification, and Technology Transfer. WSU is requesting \$1.5 million in base funding for FY 2017 and an additional \$1.5 million in FY 2018. The funding will be used to rapidly expand the innovation research capacity of the university by establishing a base budget for 100 doctoral research fellowships in STEM fields and operating support for the technology transfer and business development infrastructure. This request also contains one-time funding of \$12 million to construct the Innovation Center. WSU's second priority is for innovation equipment. Because technologies in electronics, advanced manufacturing, and biomedical technologies change rapidly, WSU is requesting \$10 million (\$7.5 million one-time funds and \$2.5 million recurring funds) to refresh technology in critical areas and jump-start laboratories and equipment. President Bardo stated he would like the State to be a partner in expanding WSU's Innovation Campus.

**BREAK**

The Chair called for a break at 9:05 a.m. and resumed the meeting at 9:25 a.m.

**UNIVERSITY OF KANSAS AND UNIVERSITY OF KANSAS MEDICAL CENTER**

Chancellor Gray-Little pointed out the University of Kansas comprises two state agencies – the University of Kansas, Lawrence and the University of Kansas Medical Center. Theresa Gordzica, Chief Fiscal Officer, reviewed the FY 2016 operating budget for both agencies. Overall, the University has a \$1.2 billion operating budget for all funds and this includes the six controlled affiliated corporations. Ms. Gordzica reported the majority of the Lawrence and Edwards campuses' revenues are from tuition and fees, which for FY 2016 is projected to be 35 percent of the total budget for those campuses. However, the Medical Center relies more heavily on state appropriations. She noted that the majority of the funds on all campuses are spent on instruction and research. Additionally, Ms. Gordzica reviewed the University's debt service.

Provost Vitter presented KU – Lawrence's FY 2017 proposed enhancement request. KU is requesting \$7 million phased in over two years, in ongoing support for the operating expenses of the integrated science buildings, which will be part of the campus' Innovation Way development. These buildings will address the crucial shortcomings of the current science facilities and enhance the University's ability to attract and retain students, researchers and corporate partners. Provost Vitter noted a large portion of the funding will be achieved through the University's cost-savings initiatives and commitments made by donors, students, and corporate partners. However, the University sees this initiative as an opportunity to have a partnership with the state to expand the number of students entering the STEM fields.

Executive Vice Chancellor Girod presented the KU - Medical Center's proposed enhancement requests. KUMC is requesting \$3.4 million for a 3 percent merit-based salary enhancement for faculty and staff. He noted many of the employees at the Medical Center have received only one institutionally supported annual raise in the past seven fiscal years. This has created problems with retaining valuable staff and faculty. Additionally, the Medical Center is seeking \$3.5 million in ongoing support to strengthen community-based medical education at its Wichita campus. The funds will be used to expand the school's class size and compensate community-based volunteer physicians.

(Handout filed with Official Minutes)

**BREAK**

Chair Bangerter called for a break at 10:50 a.m. and resumed the meeting at 11:00 a.m.

**KANSAS STATE UNIVERSITY**

President Schulz presented an overview of the budget for Kansas State University – Main Campus, Kansas State University – Veterinary Medicine, and Kansas State University – ESARP (Extension Systems & Agriculture Research Programs). Of the University's total operating budget for FY 2016, tuition and fees is projected to be the largest revenue generator at 27 percent followed by the State General Funds at 20 percent. President Schulz stated KSU's budget is tied directly to the University's Strategic Plan *K-State 2025*. He noted a University Budget Advisory Committee,

which has representation for each of the University's governance groups, was formed to evaluate proposals requesting university funding for new programs and this group makes recommendations to the President on these proposals. President Schulz also reviewed the University's debt service.

Presidents Schulz presented Kansas State University's FY 2017 budget enhancement proposals. The University's top priority is \$5 million in ongoing funds to support the College of Arts and Sciences to construct a new facility to support the study of Geoscience within the College of Arts and Sciences. These funds will be matched on an annual basis – \$2.5 million in private donation, \$1 million from increased tuition revenues, and \$1.5 million in research expenditure growth. KSU's second request is for \$5 million in ongoing funds for the College of Agriculture and K-State Research and Extension to plan and build a new Food Systems Research and Education Facility. He noted during the past ten years, the number of students in the College of Agriculture has increased by more than 1,000.

### BREAK

The Chair called for a break at 11:50 a.m. and resumed the meeting at 12:30 p.m.

### FORT HAYS STATE UNIVERSITY

President Martin presented Fort Hays State University's budget overview. She reviewed the projected FY 2016 operating budget, which shows tuition and fees as the biggest revenue generator at 31 percent followed by state appropriations at 27 percent. She noted FHSU has the lowest tuition rate in the state university system and that the tuition cap put in place has slowed the University's ability to grow. Dr. Martin spoke about enrollment, the Virtual College, and the China Program. The University is looking at ways to expand the offerings in China and is exploring other markets to start similar programs.

President Martin stated Fort Hays State University's budget requests are tied to increasing retention and graduation rates. She reviewed the following requests: 1) \$200,000 to expand a freshman seminar model, 2) \$78,800 to expand the living and learning communities, 3) \$532,768 to increase support of first-year students through a freshman advising center, 4) \$197,000 for a student support position that will be assigned to at risk students, 5) \$500,000 to increase student employment and internship development, and 6) \$680,000 to expand full-time Virtual College Instruction Model. The total for all the requests is \$2.1 million ongoing.

### EMPORIA STATE UNIVERSITY

Interim President Vietti presented Emporia State University's budget overview and enhancement request. Like the other institutions, tuition and fees are projected to be the largest revenue source at 37 percent for FY 2016 followed by state appropriations at 34 percent. She noted enrollment for ESU has increased for seven consecutive academic terms. The graduate and professional student enrollments have seen a 9 percent increase from 2012, which can be attributed to some of the unique programs offered in ESU's Teachers College. Dr. Vietti stated ESU's budget request is for \$500,000 in ongoing funds to support the Department of Nursing. The funds will be used to replace the funding that Newman Regional Health has provided in the past but will not continue due to changes to Medicare made by the federal government.

(Handout filed with Official Minutes)

**BREAK**

The Chair called for a break at 1:50 p.m. and resumed the meeting at 2:05 p.m.

**PITTSBURG STATE UNIVERSITY**

President Scott presented Pittsburg State University's budgetary overview and enhancement requests. Tuition and fees (34%) and state appropriations (30%) are projected to be the two largest funding sources for the University in FY 2016. Dr. Scott discussed PSU's enrollment trends and noted the University's new strategic plan will be presented to the Board at the October meeting. President Scott stated PSU's first proposed enhancement request is for \$1.5 million to create the School of Transportation. This School would allow PSU to consolidate, expand, and strengthen the programs related to automotive technology. PSU's second enhancement request is for \$2 million (\$1 million for the first year followed by \$2 million annually from the second year forward) to expand PSU's Rural HealthCare Professions Initiative. PSU has a highly regarded pre-medical school preparation program, pre-health professions programs, and professional nursing programs. By increasing the capacity of these programs, the University will be able to help train and provide a workforce to meet the needs of the state.

**WASHBURN BOARD OF REGENT APPOINTMENT**

Chair Bangerter stated former Regent Moran was appointed last September to a one-year term as the Board's representative on the Washburn Board of Regents, as required by K.S.A. 13-13a04. Regent Moran has requested to vacate her appointment to the Washburn Board of Regents. Regent Newton moved to appoint Regent Feuerborn to fill the unexpired term. Regent Van Etten seconded, and the motion carried.

**TEMPORARY REGULATIONS**

General Counsel Julene Miller presented proposed temporary regulations. The purpose of the amendments to the three regulations (K.A.R. 88-3-8a, 88-26-7, and 88-3-12 revocation) is to implement the provisions of 2015 HB 2154. This legislation impacts the tuition rate available to and paid by current military, veterans and their respective spouses or dependent children. General Counsel Miller stated the temporary regulations will implement the provisions while the permanent regulations continue to move through the regulation adoption process. It is anticipated that the permanent regulations will be before the Board for final action in October. Regent Newton moved, and Regent Murguia seconded, that the proposed temporary regulations be approved. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bain, Regent Bangerter, Regent Murguia, Regent Feuerborn, Regent Newton, and Regent Van Etten. Regent Moran, Regent Logan, and Regent Wilk were not present. Motion carried.

(Temporary Regulations filed with Official Minutes)

**BUDGET REQUESTS**

Vice President Frisbie stated the Board will continue its discussion of the enhancement requests at the Board's August retreat. Action on the unified budget will occur at the September Board meeting.

(Summary List filed with Official Minutes)

**ADJOURNMENT**

The Chair adjourned the meeting at 2:50 p.m.

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Blake Flanders, President and CEO

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Shane Bangerter, Chair