

SEPTEMBER 9-10, 2020

Kansas Board of Regents
Curtis State Office Building
1000 SW Jackson, Suite 520
Topeka, KS 66612

2020-2021
Bill Feuerborn, Chair
Cheryl Harrison-Lee, Vice Chair

KANSAS BOARD OF REGENT MEMBERS:

Shane Bangerter	Ann Brandau-Murguia	Bill Feuerborn
Cheryl Harrison-Lee	Mark Hutton	Shelly Kiblinger
Jon Rolph	Allen Schmidt	Helen Van Etten

Building a Future

Higher Education's Commitment to Kansas Families, Businesses, and the Economy

1. Helping Kansas families
2. Supporting Kansas businesses
3. Advancing economic prosperity

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MEETING INFORMATION AND SCHEDULE

Unless noted, all meetings take place at the Curtis State Office Building (CSOB) at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612 in the meeting room indicated. Addresses for offsite meetings can be obtained by contacting the Kansas Board of Regents office at 785-430-4240.

Wednesday, September 9, 2020

Time	Committee/Activity	Location
9:00 am - Noon	Board of Regents Joint Meeting with the Kansas State Board of Education	Board Room
Noon - 1:15 pm	Lunch <i>Board of Regents & President Flanders</i>	Board Room
Noon - 1:30 pm	Council of Faculty Senate Presidents	Zoom Link Password: 290980
1:30 pm - 3:15 pm	Fiscal Affairs & Audit Standing Committee	Board Room
1:30 pm - 3:15 pm	Academic Affairs Standing Committee	Kan-ed Conference Room
1:30 pm - 2:15 pm	System Council of Presidents	Kathy Rupp Room
2:15 pm or Adjournment	Council of Presidents	Kathy Rupp Room
3:30 pm - 4:45 pm	Governance Committee	Kathy Rupp Room
6:00 pm	Dinner <i>Board of Regents, President Flanders, and State University CEOs</i>	Topeka Country Club 2700 SW Buchanan St.

Thursday, September 10, 2020

Time	Committee/Activity	Location
8:30 am	Breakfast <i>Board of Regents, President Flanders, and Students' Advisory Committee</i>	Suite 530
9:45 am	Board of Regents Meeting	Board Room
Noon	Lunch <i>Board of Regents & President Flanders</i>	Board Room

MEETING AGENDA

The Kansas Board of Regents will meet in the Board Room located in the Curtis State Office Building at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612.

Wednesday, September 9, 2020

- I. Call To Order** Bill Feuerborn, Board of Regents Chair
Kathy Busch, State Board Chair

- II. The Pledge of Allegiance**

- III. Welcome and Introductions**

- IV. Reports on Reopening Plans**
 - A. *K-12 Schools* Randy Watson, Commissioner
 - B. *State Universities* President Golden
 - C. *Community Colleges* President Rittle
 - D. *Technical Colleges* President Genandt

- V. Discussion Agenda**
 - A. *Coordinating Council*
 - 1. [Discuss Aligning Spring Breaks for the Entire Kansas Public Education System](#) Regent Kiblinger, Member Busch p. 6

 - 2. [Receive Demonstration on the Kansas DegreeStats Website and Discuss Integrating it in the Individual Plans of Study](#) Elaine Frisbie, VP, Finance & Administration p. 8

 - 3. [Discuss Goals for Concurrent Enrollment in High Schools](#) Randy Watson, Commissioner p. 9
 - 2020 SB 335
 - Financing Solutions for the First 15

- VI. Adjournment**

Thursday, September 10, 2020

- VII. Call to Order** Regent Feuerborn, Chair
- A. *Approval of Minutes*
1. May 20-21, 2020 Regular Meeting p. 12
 2. June 10, 2020 Special Meeting p. 28
 3. June 17-18, 2020 Regular Meeting p. 30
 4. August 4-6, 2020 Budget Workshop & Retreat p. 50
 5. August 13, 2020 Special Meeting p. 62
- VIII. Introductions and Reports**
- A. *Introductions*
- B. *Report from the Chair* Regent Feuerborn, Chair
- C. *Report from the President & CEO* Blake Flanders, President & CEO
- D. *Report from System Council of Presidents* President Rittle
- E. *Report from Council of Presidents* President Golden
- F. *Report from Council of Faculty Senate Presidents* Aleks Sternfeld-Dunn
- G. *Report from Students' Advisory Committee* Rija Khan
- H. *Report from the Unclassified Staff Council* Trish Gandu
- I. *Report from the University CEOs*
- IX. Standing Committee Reports**
- A. *Academic Affairs* Regent Kiblinger
- B. *Fiscal Affairs & Audit* Regent Rolph
- C. *Governance* Regent Feuerborn
- D. *Retirement Plan* Regent Bangerter
- E. *Future of Higher Education Council* Regent Harrison-Lee
- X. Approval of Consent Agenda**
- A. *Academic Affairs*
1. [Act on Request for a New Certificate of Approval for Degree Granting Authority for the University of St. Augustine for Health Sciences](#) Daniel Archer, VP, Academic Affairs
 p. 65
 2. [Act on Request to Seek Accreditation for Master of Science in Health Informatics – KSU](#) p. 67
- B. *Fiscal Affairs & Audit*
1. [Amend the FY 2021 Capital Improvement Plan and Approve Budget, Schedule and Conceptual Design for a New Pedestrian Bridge – WSU](#) Chad Bristow, Director of Facilities
 p. 69
 2. [Act on Request for Lease Agreement with the KSU Real Estate Fund LLC, a subsidiary of the KSU Foundation, for Space Needs – KSU](#) p. 70

- 3. [Act on Request for Lease Agreement with the Salina Airport Authority – KSU](#) p. 70
 - 4. [Act on Request for Acceptance of Real Property; Foundation Tower – KSU](#) p. 70
 - 5. [Act on Request to Sell Real Property — KSU](#) p. 71
 - 6. [Act on Proposed Amendments to Memorandum of Agreement Between Pittsburg State University and the PSU Chapter of the Kansas National Education Association \(KNEA\) – PSU](#) p. 72
 Natalie Yoza,
 Associate General Counsel
 - C. *Technical Education Authority*
 - 1. [Act on Requests for Degree and/or Certificate Programs submitted by Garden City Community College and Johnson County Community College](#) p. 76
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 VP, Workforce Development
 - 2. [Act on Excel in Career Technical Education \(CTE\) Fees](#) p. 79
 - 3. [Act on Extraordinary Costs for Technical Courses](#) p. 81
 - D. *Other Matters*
 - 1. [Adopt Updated Resolution Transferring Board's Authority to Exercise Management Control Over Security of Certain University of Kansas Related Classified Information to a Security Executive Committee – KU](#) p. 85
 Julene Miller,
 General Counsel
 - 2. [Appoint Members to the Various Board Committees and the Washburn Board of Regents](#) p. 88
 Regent Feuerborn
- XI. Consideration of Discussion Agenda**
- A. *Academic Affairs*
 - 1. [Act on the Proposed Changes to Performance Agreements: Funding Guidelines](#) p. 89
 Regent Kiblinger
 Daniel Archer,
 VP, Academic Affairs
 - B. *Fiscal Affairs & Audit*
 - 1. [Act on Annual Budget for Mill Levy – WSU](#) p. 91
 Regent Rolph
 Elaine Frisbie
 VP, Finance & Administration
 - 2. [Act on Board’s Unified State Appropriations Request](#) p. 96
 - 3. [Act on Request to Authorize New Tuition Rate – KSU](#) p. 99
 President Myers

<p><i>C. Governance</i></p> <p>1. Discuss Board Member Conflict of Interest Disclosure Statements and Act on Actual or Apparent Conflicts</p>	<p>Regent Feuerborn Julene Miller, General Counsel</p>	<p><i>p. 100</i></p>
<p><i>D. Technical Education Authority</i></p> <p>1. Receive Report from the Kansas Postsecondary Technical Education Authority</p>	<p>Ray Frederick, Chair</p>	<p><i>p. 106</i></p>
<p><i>E. Other Matters</i></p> <p>1. Discuss and Adopt Board Goals for 2020-2021</p> <p>2. Act on Proposed Qualified Admissions Regulations to Implement Changes to First Time Freshmen Standards (Roll Call Vote)</p> <p>3. Act on Proposed Regulation Amendments to Ensure Continued Student Eligibility for the Board’s Student Health Insurance Plan and to Clarify Scope of Coverage that May be Elected (Roll Call Vote)</p> <p>4. Act on Proposed Revocation of Outdated Retirement Plan Regulations (Roll Call Vote)</p> <p>5. Act on Request to Approve Granting of Honorary Degree – WSU</p> <p>6. Act on Request to Name Building</p> <p>7. Receive Legislative Update</p>	<p>Blake Flanders, President & CEO</p> <p>Julene Miller, General Counsel</p> <p>Natalie Yoza, Associate General Counsel</p> <p>President Golden</p> <p>Matt Casey, Director, Government Relations</p>	<p><i>p. 108</i></p> <p><i>p. 109</i></p> <p><i>p. 111</i></p> <p><i>p. 113</i></p> <p><i>p. 114</i></p> <p><i>p. 114</i></p> <p><i>p. 114</i></p>

XII. Adjournment

DISCUSSION AGENDA

- I. **Call To Order** Bill Feuerborn, Board of Regents Chair
Kathy Busch, State Board Chair
- II. **The Pledge of Allegiance**
- III. **Welcome and Introductions**
- IV. **Reports on Reopening Plans**
 - A. *K-12 Schools* Randy Watson, Commissioner
 - B. *State Universities* President Golden
 - C. *Community Colleges* President Rittle
 - D. *Technical Colleges* President Genandt
- V. **Discussion Agenda**
 - A. *Coordinating Council*
 - 1. **Discuss Aligning Spring Breaks for the Entire Kansas Public Education System** **Regent Kiblinger,
Member Busch**

Summary

One of the topics the Coordinating Council discussed was aligning spring breaks for the entire Kansas public education system. The Kansas Board of Regents sets the academic calendars for the state universities and the local boards of government set the calendars for Washburn University, the community colleges, and the technical colleges. Below are the spring break schedules for the public higher education institutions.

Breakdown

Institution	Spring Break 2021	Spring Break 2022
Emporia State University	March 22-28	March 21-27
Fort Hays State University	March 22-28	March 21-27
Kansas State University	March 15-21	March 14-20
University of Kansas	January 25-29	March 7-13
Pittsburg State University	March 22-26	March 21-27
Wichita State University	March 14-20	March 14-20
Washburn University	March 8-12	
Allen County Community College	March 15-19	
Barton County Community College	Feb 26-March 7	
Butler Community College	March 15-19	
Cloud County Community College	March 8-12	

Coffeyville Community College	March 22-26	
Colby Community College	March 15-19	
Cowley County Community College	March 15-19	
Dodge City Community College	March 8-12	
Fort Scott Community College	March 15-19	
Garden City Community College	March 15-19	
Highland Community College	March 15-19	
Hutchinson Community College	March 22-26	
Independence Community College	March 15-19	
Johnson County Community College	March 16-22	
Kansas City Kansas Community College	March 15-19	
Labette Community College	March 22-26	
Neosho County Community College	March 15-19	
Pratt Community College	March 15-19	
Seward County Community College	March 15-19	

Flint Hills Technical College	March 22-26	
Manhattan Area Technical College	March 15-19	
North Central Kansas Technical College	March 22-26	
Northwest Kansas Technical College	No Spring Break	
Salina Area Technical College	March 15-19	
Washburn Institute of Technology	March 8-12	
WSU Tech	March 22-26	

2021

March 8-12	4 Institutions
March 15-19	15 Institutions
March 22-29	9 Institutions
Other	4 Institutions

- 2. Receive Demonstration on the Kansas DegreeStats Website and Discuss Integrating it in the Individual Plans of Study** **Elaine Frisbie, VP, Finance & Administration**

Summary

Kansas DegreeStats was developed by the Kansas Board of Regents in response to interest expressed by the Kansas Legislature that a degree prospectus be published for each postsecondary degree program in Kansas. The first iteration launched in March 2016, with state university data.

2016 House Bill 2622 was enacted the next year and additional data were incorporated from all public postsecondary institutions. This website is updated annually and maintained by the Kansas Board of Regents with data submitted by each of the state's public universities and colleges. The portal is an interactive tool that allows the public to review actual cost and earnings data from past graduates for each undergraduate degree program offered at a public university or college in Kansas. During this portion of the agenda, Board staff will demonstrate how to use the portal to research postsecondary program options.

3. Discuss Goals for Concurrent Enrollment in High Schools

**Randy Watson, Commissioner
Blake Flanders, President & CEO**

- **2020 SB 335**
- **Financing Solutions for the First 15**

Summary

Participation in Concurrent Enrollment Partnerships (CEP) has consistently grown in Kansas since the creation in 1993 by state statute. While various forms of dual enrollment are available to high school students to earn college credit, Board policy applies only to Concurrent Enrollment Partnerships (CEP). CEP is defined in Board policy as an agreement between a district and postsecondary institution in which a high school faculty member teaches a college-level course to enrolled high school students during the regular high school day. The Concurrent Enrollment Report for AY 2019 (fall 2018 & spring 2019) summarizes CEP course enrollments by headcount and credit hours for all CEP courses and then examines the subset of Systemwide Transfer (SWT) courses offered through CEP.

Background

There are two types of concurrent enrollment in Kansas. The first, a concurrent enrollment partnership, occurs when a high school student takes a college course taught by a high school faculty member during the normal school day. The second, dual enrollment, occurs when a high school student takes a college course that is taught by a college faculty member. While this paper and the attached report focus on the former, a summary of key issues within each concurrent enrollment offering is detailed below.

Concurrent Enrollment Offering	Who Teaches	Location/Modality	Agreement Between	Defined in KBOR Policy and State Statute
Concurrent Enrollment Partnership	High School Faculty	High School Campus	High School and College	Yes
Dual Enrollment	College Faculty	College Campus Online, or High School Campus	Student, High School, and College	No

Concurrent Enrollment Partnerships began as part of the 1993 Kansas Challenge to Secondary School Pupils Act (K.S.A. 72-11a1-05) with the purpose and intention to “provide a means whereby school districts in cooperation with institutions of postsecondary education may provide new and exciting challenges to secondary pupils by encouraging them to take full advantage of the wealth of postsecondary education opportunities in this state.”

In KBOR policy, a concurrent enrollment partnership agreement means a written memorandum of understanding between an eligible postsecondary institution and a school district for the purpose of offering college-level learning to students who are eligible to enroll in college courses offered at a high school at which approved high school faculty teach said college courses during the normal school day.

Board policy requires the establishment of an agreement between the postsecondary institution and the district. The agreement summarizes the liaisons for both parties, courses offered, student assessment, awarding of credit, compensation and qualifications of faculty, and a process to review the agreement at least every five years. Many districts strongly encourage offering Systemwide Transfer (SWT) courses through CEP. However, CEP courses may also be technical courses, which grew substantially after SB155 legislation was passed in 2012. All high school faculty teaching CEP courses must attain the instructional eligibility established by the Higher Learning Commission (HLC), the accrediting body for all public postsecondary institutions.

In 2017, HLC implemented criteria regarding the qualifications of faculty and required faculty teaching general education courses to hold a master's degree or higher in the discipline or subfield relevant to what they teach, or a master's degree in any subject area and 18 graduate credit hours in a discipline or subfield relevant to what they teach. This clarification affected the number of courses offered at high schools as many high school teachers did not meet the HLC qualifications. The institutions in our system worked diligently to assist high school faculty interested in obtaining the necessary credentials and this work is ongoing.

Data on Concurrent Enrollment Partnerships

The attached report includes data submitted by institutions via the Kansas Higher Education Data System (KHEDS). All CEP courses taught by high school faculty during the regular high school day are included with subsets of SWT courses.

The AY 2019 CEP Report includes six tables:

- Table 1 -Headcount of students in all CEP Courses (technical and non-technical)
- Table 2 -Credit hours awarded for all CEP courses (technical and non-technical)
- Table 3 -Headcount and Credit Hours for SWT Courses offered through CEP
- Table 4 -Faculty Qualifications of SWT-CEP Instructors by Institution
- Table 5 -Course Registrations and Pass Rates by Institution for SWT through CEP
- Table 6 -Course Registrations and Pass Rates for SWT Courses by CEP
-Preliminary Student Success Index rates for high school graduates 2013-15

Table 1 displays a six-year trend for the number of students taking at least one CEP course from AY 2014 through AY 2019. In AY 2019 18,712 students enrolled in a CEP course, which indicates a 36.9% growth of student participation within that timeframe for the system.

Table 2 displays a six-year trend for the number of credit hours awarded from all CEP courses from AY 2014 through AY 2019. In AY 2019 119,375 credit hours were awarded indicating 29.4% growth in credit hours from AY 2014.

Table 3 provides the headcount and credit hours for only the System Wide Transfer (SWT) courses offered through CEP. Over 94,437 credit hours of SWT-CEP courses were taken by 14,784 high school students. Almost 30,000 courses taken by high school students will transfer to any public postsecondary institutions offering the SWT courses.

Table 4 outlines the number of HLC qualified and non-qualified high school faculty, who taught SWT-CEP courses in AY 2019 for each institution. Numbers indicate 1,013 high school teachers taught a SWT-CEP course in AY 2019. Every sector increased the number of HLC qualified faculty from AY 2018, and the system increased the percentage of qualified faculty teaching SWT-CEP courses by 5%.

Table 5 outlines the pass rate of SWT-CEP courses by institution, indicating a systemwide pass rate of 95.8% for all SWT-CEP courses.

Table 6 takes an even closer look at the pass rate of SWT-CEP courses and provides pass rates for individual courses.

Summary of Preliminary Student Success Index indicates the average success rate of students who were enrolled in a CEP course in high school (2013-2015) and then after graduation enrolled at a Kansas public postsecondary. Students are considered successful if they remained enrolled or completed at a postsecondary institution after high school. The success rates are disaggregated by sectors and for this particular summary are for three years after high school graduation.

VI. Adjournment



Kansas Board of Regents

High School Students Enrolled in Concurrent Enrollment Partnership Courses Academic Years 2014 - 2019

	Headcount						% 1-Yr Change	% 5-Yr Change
	2014	2015	2016	2017	2018	2019		
State Universities								
Emporia State University	-	-	-	-	13	87	569%	-
Fort Hays State University	133	101	116	170	122	127	4.1%	-4.5%
Kansas State University	240	188	163	140	25	24	-4.0%	-90.0%
Pittsburg State University	96	212	224	259	316	276	-12.7%	187.5%
University of Kansas	-	-	-	92	126	171	37.5%	-
Wichita State University	251	-	103	131	181	211	16.6%	-15.9%
State Universities Total	720	501	606	792	783	896	14.4%	24.4%
Municipal University								
Washburn University	709	768	780	772	949	978	3.1%	37.9%
Municipal University Total	709	768	780	772	949	978	3.1%	37.9%
Community Colleges								
Allen Community College	535	511	446	502	416	364	-12.5%	-32.0%
Barton Community College	573	570	625	604	417	454	8.9%	-20.8%
Butler Community College	423	442	387	456	477	452	-5.2%	6.9%
Cloud County Community College	-	-	-	841	656	650	-0.9%	-
Coffeyville Community College	120	151	149	138	138	203	47.1%	69.2%
Colby Community College	-	315	-	340	373	122	-67.3%	-
Cowley Community College	219	234	312	274	321	351	9.3%	60.3%
Dodge City Community College	283	242	202	224	226	168	-25.7%	-40.6%
Fort Scott Community College	557	543	537	554	565	568	0.5%	2.0%
Garden City Community College	449	480	497	351	353	282	-20.1%	-37.2%
Highland Community College	931	960	-	990	816	778	-4.7%	-16.4%
Hutchinson Community College	1,153	1,164	1,158	1,164	1,257	1,246	-0.9%	8.1%
Independence Community College	272	273	299	371	262	213	-18.7%	-21.7%
Johnson County Community College	3,719	3,956	4,241	4,258	4,298	4,097	-4.7%	10.2%
Kansas City Kansas Community College	487	463	428	557	669	528	-21.1%	8.4%
Labette Community College	370	309	434	350	367	432	17.7%	16.8%
Neosho County Community College	392	397	426	417	321	303	-5.6%	-22.7%
Pratt Community College	404	316	337	283	217	283	30.4%	-30.0%
Seward County Community College	418	445	-	574	504	473	-6.2%	13.2%
Community Colleges Total	11,305	11,771	10,478	13,248	12,653	11,967	-5.4%	5.9%
Technical Colleges								
Flint Hills Technical College	171	240	-	648	799	1,023	28.0%	498.2%
Manhattan Area Technical College	-	-	330	383	558	413	-26.0%	-
North Central Kansas Technical College	93	117	187	190	211	198	-6.2%	112.9%
Northwest Kansas Technical College	54	287	308	322	369	340	-7.9%	529.6%
Salina Area Technical College	4	21	-	94	311	362	16.4%	8950.0%
Washburn Institute of Technology ⁺	-	-	-	-	-	-	-	-
Wichita State University Campus of Applied Sciences and Technology	614	1,251	1,784	2,005	2,008	2,535	26.2%	312.9%
Technical Colleges Total	936	1,916	2,609	3,642	4,256	4,871	14.5%	420.4%
Systemwide Total	13,670	14,956	14,473	18,454	18,641	18,712	0.4%	36.9%

Source: KHEDS AY Collection

2/22/2020

+Washburn University delivers all CEP courses for both Washburn University and Washburn Institute of Technology.

RM Tracking #3039

-% Change cannot be calculated due to missing data points. Some institutions reported no data prior to 2017.

Table 1



Kansas Board of Regents

High School Students Enrolled in Concurrent Enrollment Partnership Courses Academic Years 2014 - 2019

	Credit Hours						% 1-Yr Change	% 5-Yr Change
	2014	2015	2016	2017	2018	2019		
State Universities								
Emporia State University	-	-	-	-	39	378	869.2%	-
Fort Hays State University	1,057	822	884	1,143	805	874	8.6%	-17.3%
Kansas State University	908	694	574	558	162	154	-4.9%	-83.0%
Pittsburg State University	398	1,094	1,022	1,360	1,719	1,487	-13.5%	273.6%
University of Kansas	-	-	-	342	465	651	40.0%	-
Wichita State University	1,053	-	453	506	679	998	47.0%	-5.2%
State Universities Total	3,416	2,610	2,933	3,909	3,869	4,547	17.5%	33.1%
Municipal University								
Washburn University	4,519	5,057	5,231	5,467	6,119	6,625	8.3%	46.6%
Municipal University Total	4,519	5,057	5,231	5,467	6,119	6,625	8.3%	46.6%
Community Colleges								
Allen Community College	5,041	4,980	4,575	5,160	4,115	3,937	-4.3%	-21.9%
Barton Community College	3,520	3,341	3,667	3,399	2,025	2,421	19.6%	-31.2%
Butler Community College	2,722	2,887	2,399	3,056	2,997	3,079	2.7%	13.1%
Cloud County Community College	-	-	-	5,782	4,563	4,260	-6.6%	-
Coffeyville Community College	646	832	829	817	659	918	39.3%	42.1%
Colby Community College	-	2,852	-	3,016	3,267	501	-84.7%	-
Cowley Community College	1,299	1,515	1,749	1,470	1,980	2,223	12.3%	71.1%
Dodge City Community College	2,137	1,773	1,410	1,333	1,486	1,141	-23.2%	-46.6%
Fort Scott Community College	4,337	4,138	4,197	4,030	4,432	4,182	-5.6%	-3.6%
Garden City Community College	2,838	3,158	3,565	1,739	2,222	1,810	-18.5%	-36.2%
Highland Community College	6,932	7,145	-	7,369	5,440	5,122	-5.8%	-26.1%
Hutchinson Community College	5,895	6,250	6,904	7,190	7,357	7,303	-0.7%	23.9%
Independence Community College	2,289	2,148	2,230	2,970	1,689	1,360	-19.5%	-40.6%
Johnson County Community College	27,581	29,681	31,483	31,462	31,149	28,518	-8.4%	3.4%
Kansas City Kansas Community College	3,019	2,878	2,766	3,381	4,170	3,328	-20.2%	10.2%
Labette Community College	3,384	1,470	3,736	3,051	2,688	2,997	11.5%	-11.4%
Neosho County Community College	3,115	2,866	3,203	3,062	2,394	2,372	-0.9%	-23.9%
Pratt Community College	2,237	2,052	2,176	1,690	1,101	1,506	36.8%	-32.7%
Seward County Community College	3,077	3,081	-	4,011	3,698	3,575	-3.3%	16.2%
Community Colleges Total	80,069	83,047	74,889	93,988	87,432	80,553	-7.9%	0.6%
Technical Colleges								
Flint Hills Technical College	760	1,011	-	2,839	3,586	4,657	29.9%	512.8%
Manhattan Area Technical College	-	-	1,986	2,206	3,412	2,680	-21.5%	-
North Central Kansas Technical College	425	652	1,134	1,270	1,232	1,235	0.2%	190.6%
Northwest Kansas Technical College	193	1,824	2,507	2,666	3,212	2,734	-14.9%	1316.6%
Salina Area Technical College	16	64	-	559	1,906	2,301	20.7%	-17.3%
Washburn Institute of Technology ⁺	-	-	-	-	-	-	-	-
Wichita State University Campus of Applied Sciences and Technology	2,870	6,032	9,605	10,065	10,408	14,043	34.9%	389.3%
Technical Colleges Total	4,264	9,583	15,232	19,605	23,756	27,650	16.4%	548.5%
Systemwide Total	92,268	100,297	98,285	122,969	121,176	119,375	-1.5%	29.4%

Source: KHEDS AY Collection

2/22/2020

+Washburn University delivers all CEP courses for both Washburn University and Washburn Institute of Technology.

RM Tracking #3039

-% Change cannot be calculated due to missing data points. Some institutions reported no data prior to 2017.



Kansas Board of Regents

Concurrent Enrollment Partnership for Academic Year 2019

Unduplicated Headcount and Credit Hours, Systemwide Transer (SWT) Only

Sector	Institution	Unduplicated Headcount	Total Credit Hours
State Universities			
	Emporia State University	87	378
	Fort Hays State University	123	739
	Kansas State University	24	159
	Pittsburg State University	276	1,487
	University of Kansas	171	651
	Wichita State University	202	871
State Universities Total		883	4,285
Municipal University			
	Washburn University	967	6,427
Municipal University Total		967	6,427
Community Colleges			
	Allen Community College	353	3,658
	Barton Community College	447	2,331
	Butler Community College	448	3,046
	Cloud County Community College	630	4,130
	Coffeyville Community College	182	820
	Colby Community College	117	441
	Cowley Community College	351	2,223
	Dodge City Community College	150	903
	Fort Scott Community College	551	3,909
	Garden City Community College	272	1,783
	Highland Community College	778	5,122
	Hutchinson Community College	683	3,593
	Independence Community College	212	1,336
	Johnson County Community College	3,300	22,769
	Kansas City Kansas Community College	397	2,489
	Labette Community College	388	2,643
	Neosho County Community College	301	2,288
	Pratt Community College	223	1,225
	Seward County Community College	453	3,387
Community Colleges Total		10,236	68,096
Technical Colleges			
	Flint Hills Technical College	298	1,615
	Manhattan Area Technical College	295	1,783
	North Central Kansas Technical College	192	1,189
	Northwest Kansas Technical College	124	896
	Salina Area Technical College	350	2,214
	Wichita State University Campus of Applied Sciences and Technology	1,439	7,932
Technical Colleges Total		2,698	15,629
Systemwide Total		14,784	94,437

Source: KBOR KHEDS Academic Year Collection, Registrations File.

2/21/2020

Notes: Washburn Institute of Technology did not report CEP.

RM Tracking #3039

Total overall unduplicated Headcount Number with KRSN course only - 14,554



Kansas Board of Regents

Concurrent Enrollment Partnership for Academic Year 2019

Faculty Counts by Institution, Systemwide Transfer (SWT) Courses Only

Sector	Institution	Qualified	Non-Qualified	Percentage of Qualified
State Universities				
	Emporia State University*	4	0	100%
	Fort Hays State University*	7	0	100%
	Kansas State University*	3	0	100%
	Pittsburg State University	21	0	100%
	University of Kansas	2	2	50%
	Wichita State University	14	3	82%
State Universities Totals		51	5	91%
Municipal University				
	Washburn University	33	13	72%
Municipal University Total		33	13	72%
Community Colleges				
	Allen Community College*	27	2	93%
	Barton Community College*	22	1	96%
	Butler Community College	22	1	96%
	Cloud County Community College	25	53	32%
	Coffeyville Community College	4	3	57%
	Colby Community College	6	3	67%
	Cowley Community College	26	1	96%
	Dodge City Community College	5	10	33%
	Fort Scott Community College	22	19	54%
	Garden City Community College	8	12	40%
	Highland Community College*	33	38	46%
	Hutchinson Community College	13	15	46%
	Independence Community College*	14	0	100%
	Johnson County Community College	124	109	53%
	Kansas City Kansas Community College*	26	0	100%
	Labette Community College	16	10	62%
	Neosho County Community College	16	11	59%
	Pratt Community College	8	15	35%
	Seward County Community College	15	21	42%
Community Colleges Totals		432	324	57%
Technical Colleges				
	Flint Hills Technical College	12	4	75%
	Manhattan Area Technical College*	13	0	100%
	North Central Kansas Technical College*	13	0	100%
	Northwest Kansas Technical College	8	13	38%
	Salina Area Technical College*	24	0	100%
	Wichita State University Campus of Applied Sciences and Technology	17	51	25%
Technical Colleges Totals		87	68	56%
Systemwide Total		603	410	60%

Source: KBOR KHEDS Academic Year Collection, CEP Faculty File.

2/21/2020

Notes: Washburn Institute of Technology did not report CEP.

RM Tracking #3039

* indicates institutions that ARE NOT approved for HLC waivers for Faculty Qualifications teaching CEP courses

Table 4



Kansas Board of Regents

Concurrent Enrollment Partnership for Academic Year 2019 Student Course Registrations and Pass Rates by Institution Systemwide Transfer(SWT) Courses Only

Sector	Institution	Student Course Registrations	Courses Passed	Percentage of Courses Passed
State Universities				
	Emporia State University	126	115	91.3%
	Fort Hays State University	267	262	98.1%
	Kansas State University	53	45	84.9%
	Pittsburg State University	497	485	97.6%
	University of Kansas	217	196	90.3%
	Wichita State University	257	231	89.9%
State Universities Totals		1,417	1,334	94.1%
Municipal University				
	Washburn University	2,138	1,803	84.3%
Municipal University Totals		2,138	1,803	84.3%
Community Colleges				
	Allen Community College	1,166	1,141	97.9%
	Barton Community College	729	710	97.4%
	Butler Community College	970	931	96.0%
	Cloud County Community College	1,316	1,278	97.1%
	Coffeyville Community College	240	209	87.1%
	Colby Community College	120	110	91.7%
	Cowley Community College	721	688	95.4%
	Dodge City Community College	293	282	96.2%
	Fort Scott Community College	1,211	1,193	98.5%
	Garden City Community College	555	534	96.2%
	Highland Community College	1,598	1,560	97.6%
	Hutchinson Community College	1,150	1,115	97.0%
	Independence Community College	428	410	95.8%
	Johnson County Community College	6,623	6,474	97.8%
	Kansas City Kansas Community College	690	660	95.7%
	Labette Community College	819	791	96.6%
	Neosho County Community College	750	717	95.6%
	Pratt Community College	399	385	96.5%
	Seward County Community College	1,080	1,010	93.5%
Community Colleges Total		20,858	20,198	96.8%
Technical Colleges				
	Flint Hills Technical College	618	586	94.8%
	Manhattan Area Technical College	612	600	98.0%
	North Central Kansas Technical College	393	385	98.0%
	Northwest Kansas Technical College	269	265	98.5%
	Salina Area Technical College	712	676	94.9%
	Wichita State University Campus of Applied Sciences and Technology	2,360	2,292	97.1%
Technical Colleges Total		4,964	4,804	96.8%
Systemwide Total		29,377	28,139	95.8%

Source: KBOR KHEDS Academic Year Collection, Registrations File.

2/21/2020

Notes: Courses Passed are based on grades that are recorded as In Progress, Pass, or "C" and higher.

RM Tracking #3039

Washburn Institute of Technology did not report CEP.



Kansas Board of Regents

Concurrent Enrollment Partnership for Academic Year 2019

Student Course Registrations and Pass Rates by Systemwide Transfer (SWT) Systemwide Transfer Courses Only

Systemwide Transfer Course Name	Student Course Registrations	Courses Passed	Percentage of Courses Passed
ENGLISH COMPOSITION I	5,074	4,915	96.9%
ENGLISH COMPOSITION II	3,640	3,568	98.0%
COLLEGE ALGEBRA	3,660	3,405	93.0%
PUBLIC SPEAKING	2,038	1,998	98.0%
US HISTORY TO 1877	1,460	1,407	96.4%
US HISTORY SINCE 1877	1,328	1,296	97.6%
INTRODUCTION TO PSYCHOLOGY	1,561	1,511	96.8%
AMERICAN GOVERNMENT	1,575	1,484	94.2%
ELEMENTARY STATISTICS	854	824	96.5%
SPANISH I	643	567	88.2%
CALCULUS I	642	612	95.3%
BIOLOGY I FOR MAJORS WITH LAB	559	539	96.4%
TRIGONOMETRY	515	490	95.1%
SPANISH II	429	397	92.5%
INTRODUCTION TO SOCIOLOGY	439	426	97.0%
ANATOMY AND PHYSIOLOGY WITH LAB	422	401	95.0%
INTRODUCTION TO LITERATURE	410	396	96.6%
GENERAL BIOLOGY FOR NON-MAJORS WITH LAB	156	154	98.7%
PHYSICS I WITH LAB	265	258	97.4%
CHEMISTRY I FOR MAJORS WITH LAB	331	321	97.0%
COMPUTER CONCEPTS AND APPLICATIONS	273	267	97.8%
INTRODUCTION TO BUSINESS	270	258	95.6%
MEDICAL TERMINOLOGY	221	205	92.8%
CHEMISTRY I LAB FOR MAJORS (PART II)	189	179	94.7%
CHEMISTRY I FOR MAJORS (PART I)	189	172	91.0%
GENERAL BIOLOGY FOR NON-MAJORS (PART I)	163	159	97.5%
FINANCIAL ACCOUNTING	156	144	92.3%
SPANISH III	149	146	98.0%
GENERAL BIOLOGY LAB FOR NON-MAJORS (PART II)	137	137	100.0%
MICROECONOMICS	95	94	98.9%
FRENCH I	94	88	93.6%
MUSIC APPRECIATION	87	83	95.4%
FIRST AID & SAFETY	86	84	97.7%
PERSONAL FINANCE	85	83	97.6%
HUMAN LIFESPAN/DEVEL. PSYCH.	80	78	97.5%
WORLD HISTORY 1500 TO PRESENT	75	74	98.7%
WORLD HISTORY TO 1500	69	68	98.6%
WORLD REGIONAL GEOGRAPHY	56	54	96.4%
GENERAL CHEMISTRY FOR NON-MAJORS WITH LAB	53	52	98.1%
ANATOMY AND PHYSIOLOGY WITH LAB (8)	49	47	95.9%
THEATRE APPRECIATION	45	45	100.0%
INTERNATIONAL RELATIONS	38	38	100.0%
FRENCH II	38	38	100.0%
INTRODUCTION TO EDUCATION	37	33	89.2%
MACROECONOMICS	27	27	100.0%
GENERAL CALCULUS/BUSINESS CALCULUS	27	26	96.3%
INTRODUCTION TO CRIMINAL JUSTICE	25	23	92.0%
ENVIRONMENTAL SCIENCE (PART 1)	25	22	88.0%
ART APPRECIATION	25	25	100.0%
ENVIRONMENTAL SCIENCE LAB (PART II)	22	19	86.4%

Table 6



Kansas Board of Regents

Concurrent Enrollment Partnership for Academic Year 2019

Student Course Registrations and Pass Rates by Systemwide Transfer (SWT)

Systemwide Transfer Courses Only

Systemwide Transfer Course Name	Student Course Registrations	Courses Passed	Percentage of Courses Passed
CHEMISTRY II WITH LAB	16	16	100.0%
PERSONAL AND COMMUNITY HEALTH	14	14	100.0%
SOCIAL PROBLEMS	13	13	100.0%
MUSIC THEORY	12	11	91.7%
INTRODUCTION TO CULTURAL ANTHROPOLOGY	10	10	100.0%
PHYSICS II WITH LAB	5	5	100.0%
Systemwide Transfer Course Totals	28,956	27,806	96.0%

Source: KBOR KHEDS Academic Year Collection, Registrations File.

Notes: Courses Passed are based on grades that are recorded as In Progress, Pass, or "C" and higher.

Washburn Institute of Technology did not report CEP.

2/21/2020

Redmine #3039

Table 6 Continued

Preliminary Student Success Index

Average after 3 years for students that entered into Public Postsecondary in 2014-2016

Success Index	Concurrent Enrollment	Overall
State Universities	89.3%	77.2%
Municipal University	89.2%	69.3%
Community Colleges	84.8%	56.1%
Technical Colleges	82.7%	62.1%
Systemwide	85.2%	63.9%

Table 7

MINUTES OF PREVIOUS MEETING(S)

VII. Call To Order

Regent Feuerborn, Chair

A. Approve Minutes

KANSAS BOARD OF REGENTS

MINUTES

May 20-21, 2020

The May 20, 2020, meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:30 p.m. This was a virtual meeting, and proper notice was given according to law.

MEMBERS PRESENT:

Shane Bangerter, Chair
Bill Feuerborn, Vice Chair
Ann Brandau-Murguia
Cheryl Harrison-Lee
Mark Hutton
Shelly Kiblinger
Jon Rolph
Allen Schmidt
Helen Van Etten

ANNOUNCEMENT

Chair Bangerter welcomed everyone and noted this meeting is being livestreamed. He explained that because the meeting is entirely virtual, with all members of the Board as well as all Board staff, institutional staff and the public participating or listening remotely, he was going to follow the Attorney General’s regulation and best practices for conducting virtual only meetings. He asked all participants to place their microphones on mute when they are not speaking to allow listeners and observers to hear the meeting unimpeded. Chair Bangerter stated that participants should ask to be recognized if they have a question or comment and when recognized, the participant should state their name and title so he or she can be identified by the audience. Chair Bangerter noted for each action item a roll call vote would be taken to be clear how each Regent has voted. However, a roll call vote will not be taken for the approval of the minutes and no motion is needed to adjourn the meeting.

APPROVAL OF MINUTES

Regent Murguia moved that the minutes of the April 10, 2020 special meeting and the April 15-16, 2020 regular meeting be approved. Following the second of Regent Rolph, the motion carried.

INTRODUCTIONS

Chancellor Girod introduced the University of Kansas’ new Provost, Barbara Bichelmeyer. Provost Bichelmeyer started in her role nine days before KU moved all its instruction online because of the COVID-19 pandemic. Chancellor Girod also introduced KU’s new Vice Chancellor of Public Affairs and Economic Development, David Cook. Chancellor Girod noted that Vice Chancellor Cook previously served as the Vice Chancellor of the KU Edwards Campus. President Flanders introduced Cloud County Community College’s Interim President, Amber Knoettgen.

GENERAL REPORTS

REPORT FROM CHAIR

Chair Bangerter thanked Board staff for organizing the virtual meetings and noted the meetings have gone well. He recognized Regent Harrison-Lee, who was selected by Governor Kelly to lead the Kansas Recovery Office,

and announced that he participated in University of Kansas' virtual commencement ceremony. On behalf of the Board, he congratulated all the 2020 graduates.

Chair Bangerter then reported on the activities of the Board's Retirement Plan Committee and Governance Committee. At its last meeting, the Retirement Plan Committee discussed money market funds and adopted a new distribution option called the coronavirus-related distribution that would allow qualifying individuals to receive the lesser of \$100,000 or 100% of a participant's vested balance, in accordance with federal legislation enacted in response to the pandemic. Chair Bangerter encouraged Plan participants to speak with their investment consultants to ensure that their investments are best positioned to meet their retirement goals. He reported that the Governance Committee met earlier in the day and authorized the Board President and CEO to execute the space utilization study contract with Gould Evans.

REPORT FROM PRESIDENT AND CEO

President Flanders stated that Kansas City Kansas Community College's reopening plan was recognized in the American Association of Community College Journal. He congratulated President Mosier and his team. President Flanders then asked Chancellor Girod to give a brief update on how the state universities are going to address the fall semester.

Chancellor Girod stated the measures the state put into place to slow the spread of the COVID-19 virus have been effective. Over the last several weeks the number of new cases has declined, and hospitalizations have remained low. Chancellor Girod reported that all the universities are planning to have face-to-face classes in the fall but there are still concerns with the COVID-19 testing process. He noted in order to adhere to social distancing standards, the universities are looking at campus spaces including classrooms and dorm rooms. He also noted that each university will have its own reopening plan that will follow the guidelines set out by the state and its local county health department. The Chancellor thanked the Board and the Chair for their leadership during these difficult times.

REPORT FROM COMMISSIONER WATSON

Randy Watson, Kansas Commissioner of Education, gave an update of the activities that are occurring at the Kansas State Department and Board of Education. Commissioner Watson announced that Tabatha Rosproy, a Kansas preschool teacher at the Winfield Early Learning Center, was named the 2020 Kansas Teacher of the Year and is nominated for the 2020 National Teacher of the Year. He noted it has been 58 years since a Kansas teacher won this title and that the winner will be announced on Thursday.

Dr. Watson reported in mid-March when schools across Kansas closed their facilities due to the pandemic, a taskforce of 40 members was formed, and they developed the Continuous Learning Plan. This Plan includes guidelines on how student learning outside of normal practices can move forward. The Commissioner noted the taskforce developed the Plan within 72 hours and many states around the country have requested copies of it. He stated this development process went smoothly because the Kansas State Board of Education has set a clear vision for the state, which is for Kansas to lead the world in the success of each student.

Commissioner Watson then shared data on some of the barriers teachers and school districts encountered while providing continuous learning opportunities for students. The biggest barriers for most districts included the following: internet service issues, truancy issues, lack of technology skills in the home, and the inability to contact families. Commissioner Watson reported that when the school facilities closed, 75-100% of learning was delivered online for high school students in 252 districts. A small percentage of learning was delivered face-to-face but appropriate safety measures were put into place. Moving forward, the Kansas State Board of Education is cautiously optimistic that school will resume face-to-face delivery in August. Commissioner Watson stated that planning for the next school year has already begun.

(PowerPoint filed with Official Minutes)

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Rittle reported the System Council of Presidents received an update from the System Council of Chief Academic Officers. The Academic Officers informed the CEOs that the 2020 Kansas Core Outcomes Group Conference will be held in October. Faculty from all 32 institutions are invited to participate. The Academic Officers also provided an update on the activities of the Open Educational Resource (OER) Steering Committee and discussed the proposed revisions to the performance agreements funding guidelines. The System Council of Presidents then received an update from President Flanders on the Board's new strategic plan. A draft plan was provided to the members and it was noted that the Board will review the document at the June meeting. Additionally, the Council discussed the plans for reopening the campuses for the fall semester. There are still concerns with the state's testing capacity and the cost associated with all the cleaning and protective supplies that will be needed to open the campuses.

REPORT FROM THE COMMUNITY COLLEGES

President Rittle presented the report for the community colleges. Like the universities, the colleges are busy working on plans to reopen the campuses for the fall semester. A taskforce between the community and technical colleges was formed so the different sectors can share ideas on how to open safely. President Rittle stated the colleges are looking at learning spaces on the campuses to determine what the appropriate class sizes are for this new environment. The institutions are also increasing their marketing to encourage students to keep moving forward with their educational plans. Additionally, President Rittle reported that the colleges are distributing the CARES Act relief funds to eligible students.

REPORT FROM COUNCIL OF PRESIDENTS

President Garrett presented the Council of Presidents report. The Council received reports from the Council of Chief Academic Officers, Council of Business Officers, the Council of Student Affairs Officers, and the Council of Chief Diversity Officers. The Academic Officers presented the following three degrees, which were approved by the Council of Presidents: Kansas State University's Bachelor of Science in Geographic Information Science and Technology, Kansas State University's Bachelor of Science in Sports Nutrition, and the University of Kansas Medical Center's Master of Science in Genetic Counseling. These degrees will be forwarded to the Board for consideration at a future meeting. The Business Officers provided an update on the deferred maintenance initiative including the space utilization study. The vendor, Gould Evans, will start its on-campus assessments in June. They will visit the University of Kansas, Kansas State University and Wichita State University first and then will move to the regional campuses. A legislative update was provided by the Government Relations Officers and the Student Affairs Officers provided an update on their discussions, which centered around reopening the campuses in the fall. The Chief Diversity Officers presented a report that highlighted the demographics of the public higher education institutions as compared to the state's demographics. The data shows that Hispanic and Black students are underrepresented at the public universities but are evenly represented at the community and technical colleges. To address the issues related to diversity on the campuses, the Diversity Officers recommended developing a systemwide diversity, equity and inclusion plan that focuses on the three pillars of the Board's new strategic plan – family, business, and the economy.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Greg Schneider stated this will be his last report to the Board because the newly elected Faculty Senate Presidents begin their terms in June. He recognized the outgoing members of the Council and thanked them for all their work this year. Dr. Schneider then reported that the Council discussed the campus reopening plans and thanked the university administrations on all the campuses for including faculty on the reopening committees. He also reported that Wichita State University's new Faculty Senate President, Aleks Sternfeld-Dunn, will Chair the Council next year.

On behalf of the Board, Chair Bangerter thanked Dr. Schneider for his leadership this year.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Paul Frost stated this is his last report to the Board and noted he enjoyed his time on the Committee. He then introduced Riya Khan, who is Wichita State University's new Student Body President and the new Chair of the Students' Advisory Committee.

On behalf of the Board, Chair Bangerter thanked Mr. Frost for his leadership this year.

REPORT FROM THE TECHNICAL COLLEGES

President Genandt presented the report for the technical colleges. The technical colleges are entering their third week of having some of their students back on the campuses. These students are in programs that require hands-on training and by being on campus they will be able to finish the course work for the semester. The technical colleges are also in the process of distributing the CARES Act funds to eligible students and are monitoring the COVID-19 legislation that will be discussed tomorrow when the Legislature returns.

STANDING COMMITTEE AND OTHER REPORTS**ACADEMIC AFFAIRS**

Regent Schmidt reported the Board Academic Affairs Standing Committee received an update on the KU Edwards and Johnson County Community College pilot program, which allows the KU Edwards campus to accept over 60 credit hours from Johnson County Community College students. So far, the Edwards Campus has enrolled 50 students from Johnson County Community College. The Committee then discussed the next steps for the low-enrollment program review, and it was determined that a plan will be developed for the universities to review all undergraduate low-enrollment programs. The Board will receive an update on the low-enrollment program review plan at the June meeting. The Committee also received an update on the direct support professionals' initiative, and it was noted that Wichita State University is developing a curriculum that can be used systemwide.

FISCAL AFFAIRS AND AUDIT

Regent Hutton presented the Fiscal Affairs and Audit Standing Committee report. The Committee reviewed all the fiscal items on today's Board agenda. Regent Hutton noted this meeting was shorter than most because the university tuition proposal discussion was moved to June.

APPROVAL OF CONSENT AGENDA

Regent Murguia moved, with the second of Regent Harrison-Lee, that the Consent Agenda be approved. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

*Academic Affairs***BACHELOR OF SCIENCE IN EDUCATION – PSU**

Pittsburg State University received approval to offer a Bachelor of Science in Education. This program will total 120 semester credit hours and will replace the University's Early Childhood Unified: Birth through Third Grade degree. The estimated cost of the program for the first three years is as follows: year one - \$80,387, year two - \$82,133, and year three - \$83,924. The primary source of funding for the program will be student tuition and fees.

DOCTORATE IN EDUCATION IN COMMUNITY COLLEGE LEADERSHIP – KSU

Kansas State University received approval to offer a Doctorate in Education in Community College Leadership. The estimated cost of the program for the first three years is as follows: year one - \$1,290,003.20, year two - \$1,985,363.22, and year three - \$2,359,771.23. The primary source of funding for the program will be student tuition and fees.

Fiscal Affairs & Audit

SELL REAL PROPERTY – KSU

Kansas State University received authorization to seek legislative approval for the sale of the gym property located at 3142 Scanlan Ave, Salina Kansas.

The correct legal description for the original gym and 5.04 acres of land the university intends to sell is:

Lot Eleven (11), less West 100’ feet, Block Twelve (12), Schilling Subdivision No. 5, to the City of Salina, Saline County, Kansas.

Formerly a tract of land in Block Two (2) Schilling Subdivision Lying in the Northeast Quarter (NE/4) of Section Three (3), Township Fifteen (15) South, Range Three (3) West of the Sixth (6th) P.M. as shown in Deed recorded November 18, 1966, in Book 268, pages 476 through 503 and legal found on page 485.

BUILDING LEASE RELATED TO PRIVATE HOUSING AGREEMENT – KSU

Kansas State University received approval to lease Jack Vanier Hall on the Saint Francis campus, which will be used to provide additional student housing for the Polytechnic campus. The lease will be for a one-year period beginning August 1, 2020.

LEASE AMENDMENT BETWEEN ESU AND ESU MEMORIAL UNION CORPORATION

Emporia State University received authorization to amend the Real Estate Lease Agreement dated July 1, 1994 between Emporia State Memorial Union Corporation and Emporia State University. In the amended agreement, ESU will pay a new annual lease payment of \$50,000 and in exchange the Memorial Union Corporation will no longer assess or charge any room rental fees to the University.

Retirement Plan

CHANGE TO THE NEW FUND INVESTMENT LINE-UP FOR THE BOARD’S VOLUNTARY RETIREMENT PLAN EFFECTIVE JANUARY 2021

The Retirement Plan Committee’s recommendation to remove the CREF Money Market Account from the new TIAA Voluntary Plan investment lineup and substitute the TIAA-CREF Money Market Fund instead were approved. These changes will take effect with the new Voluntary Plan contract in January 2021.

Technical Education Authority

FY 2021 DISTRIBUTION OF THE KANSAS NURSING GRANT INITIATIVE

The FY 2021 distributions of the Kansas Nursing Grant initiative were approved. The following amounts will be awarded:

Institution	Award
<i>Application B - NCLEX score improvement</i>	
Colby Community College	\$ 57,465.00

Kansas City Kansas Community College	\$ 27,400.00
Kansas Wesleyan University	\$ 46,921.00
Neosho County Community College	\$ 53,745.00
Seward County Community College	\$ 40,274.00
<i>Full Application</i>	
Baker University	\$ 40,454.00
Barton Community College	\$ 62,000.00
Butler Community College	\$ 28,900.00
Cloud County Community College	\$ 18,011.00
Dodge City Community College	\$ 30,000.00
Emporia State University	\$ 173,830.00
Fort Hays State University	\$ 177,448.00
Fort Scott Community College	\$ 43,105.00
Garden City Community College	\$ 32,022.00
Hesston College	\$ 24,142.00
Hutchinson Community College	\$ 9,000.00
Johnson County Community College	\$ 73,142.00
University of Kansas	\$ 231,714.00
Labette Community College	\$ 58,902.00
Manhattan Area Technical College	\$ 72,986.00
MidAmerica Nazarene University	\$ 9,000.00
North Central Kansas Technical College	\$ 41,221.00
Pittsburg State University	\$ 224,230.00
University of St. Mary	\$ 87,622.00
Washburn University	\$ 163,060.00
Wichita State University	\$ 67,300.00
Total Awarded	\$ 1,893,894.00
Total Grant Funds Available	\$ 1,894,662.44
Remaining	\$ 768.44

TWO NEW PROGRAMS – KANSAS CITY KANSAS COMMUNITY COLLEGE

Kansas City Kansas Community College received approval to offer a technical certificate B (39 credit hours) and an Associate of Applied Science degree (61 credit hours) in Baking (12.0501). The program will begin in the fall of 2020 and the estimated cost is \$353,813.80. All costs for the program will be funded through the College's local fund, current student fees, donations, and the program agency account.

Kansas City Kansas Community College received approval to offer an Associate of Applied Science degree (62 credit hours) in Culinary Arts. The College estimates the cost of the program

to be \$370,380. The program will be funded with the College's local funds, tuition and Carl Perkins grant funds.

CONSIDERATION OF DISCUSSION AGENDA

BREAK

Chair Bangarter called for a break at 2:48 p.m. and resumed the meeting at 2:53 p.m.

Academic Affairs

UPDATE ON BOARD GOAL: POSITIVE PATHWAYS FOR STUDENTS WHO DO NOT MEET QUALIFIED ADMISSIONS CRITERIA

Daniel Archer, Vice President for Academic Affairs, stated one of the Board's goals this year was to explore positive pathways to help students who do not meet Qualified Admissions criteria achieve success beyond high school. A working group of admission representatives from the six state universities was formed to explore and identify proposed tactics to advance this goal. The group noted that under the current regulations, universities are permitted to admit applicants who do not meet the minimum freshman admissions criteria. For residents and non-residents, a university may admit up to 10% of its total freshman admissions through the exception window. However, the group found that the information on the qualified admissions' websites for the universities do not inform applicants of this exception window, which may prevent some perspective students from applying. To address this concern, the group recommended that the universities include language on their websites that encourages all students to apply even if they do not meet the qualified admission criteria.

Next the working group looked at the applicant data for the state universities. In 2018, the state universities reviewed over 19,000 resident applicants and of those only 537 were inadmissible, which is 2.8 percent. In that same year, 15,869 non-resident applicants were reviewed and only 906 were declined, which is 5.7 percent. Even though the number of applicants that were denied is low, the working group recommended that the state universities include a statement in the denial letter that promises that the applicant will be reconsidered for admission if he/she re-applies after completing 24 college credit hours with at least a 2.0 (2.5 for KU). The letter should also include the link to the Board's webpage that provides details about the community and technical colleges in the state. Dr. Archer stated the working group believe these steps will help inform applicants of all their options.

The Board discussed the recommendations and believe they are a great first step. Some Regents are still concerned about being able to reach the individuals who decide not to apply. Regent Hutton asked the committee to explore how the colleges and universities can work together to engage with individuals who are not applying because they believe they do not meet the admission criteria. Regent Murguia is also concerned with students being able to access higher education. It was noted some universities around the country are moving away from using standardize test score as admission criteria. There was also discussion regarding non-degree seeking students and whether those individuals need to be formally admitted to the university before taking classes.

(PowerPoint filed with Official Minutes)

PROGRAM REVIEW REPORT

Vice President Archer reported the state universities are required to review approved programs at least once every eight years to ensure academic quality. The following criteria are used in reviewing academic programs: 1) centrality of the program to fulfilling the mission and role of the institution; 2) quality of the program as assessed by the strengths, productivity and qualifications of the faculty; 3) quality of the program as assessed by its curriculum and impact on students; 4) demonstrated student need and employer demand for the program; 5) service the program provides to the discipline, the university and beyond; and 6) cost-effectiveness. For the

academic year 2018-2019 program review cycle, Emporia State University, Fort Hays State University, Kansas State University, Pittsburg State University, the University of Kansas, the University of Kansas Medical Center, and Wichita State University reviewed a total of 216 academic programs at various academic levels. As a result, 199 programs were recommended to continue, 14 were recommended for additional review, one was recommended for enhanced review, and two were identified to be discontinued.

Dr. Archer also reported the program review process is separate from the Board's low enrollment program discussion that occurred last month. This review is focused on low enrollment undergraduate programs whereas the program review process focuses on six different criteria. Dr. Archer stated that some programs being reviewed for low enrollment will move through the Board's Strategic Program Alignment Review process.

STRATEGIC VISIONING PROCESS – PSU

Provost Howard Smith presented Pittsburg State University's strategic visioning process. PSU originally envisioned this process as a way to address budget reductions within its divisions but has since shifted to focus on maximizing return on investment rather than cost cutting. Provost Smith reported the first step in the process was to form the Program Review Council, which was charged with reviewing the University's undergraduate and graduate anchor and core programs. The Council developed an academic portfolio, which is based on student credit hours produced and includes recommendations for each program. These recommendations include whether a program should be continued, discontinued, or placed on notice for follow-up review to address concerns. A department may also be asked to develop a plan of action for enhancement to address concerns of a program.

Next the University developed a net revenue model to determine the direct and indirect cost associated with each program. Doug Ball, PSU's Chief Financial Officer, reported that this information allows the University to determine a program's return on investment, and he noted twelve programs have been identified for further study based on the costs associated with them. PSU also did a market analysis on its programs to determine a program's demand at the campus and in the workforce.

Provost Smith stated the next steps in the process for the University will include: 1) identifying opportunities for reallocation of resources to better meet strategic goals; 2) creating better alignment between academic portfolio and the resource allocation model; 3) enhancing the level of transparency and accountability across the portfolio; 4) improving data capture for future analysis; and 5) determining PSU's next best investments based upon a mission to market approach.

(PowerPoint filed with Official Minutes)

EXCEPTION TO INTERNATIONAL BACCALAUREATE POLICY

Vice President Archer stated that because of the COVID-19 pandemic, International Baccalaureate (IB) exams will not be administered in 2020. Instead students will be awarded a score for each of their registered subjects using a calculation that considers their coursework marks and their predicted grade, as submitted by schools to IB. Dr. Archer noted that this change conflicts with the requirements in the Board's Credit by Exam policy. To address this conflict, staff is recommending a one-time exception to the policy that will allow the state universities to use IB's alternative framework for awarding credit for equivalent courses at the universities. If approved, IB scores issued in July 2020 would allow students who earn a four or higher to be awarded credit for the equivalent course or courses at each state university. Regent Harrison-Lee moved to approve the one-time exception to the Credit by Examination policy. Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

Fiscal Affairs and Audit

JOHNSON COUNTY RESEARCH TRIANGLE (JCERT) FY 2021 BUDGETS – KU, KUMC, AND KSU

Vice President Frisbie presented the Johnson County Education Research Triangle FY 2021 budgets for the University of Kansas Edward Campus, the University of Kansas Medical Center, and Kansas State University Olathe Campus. Regent Hutton moved to approve the budgets. Regent Harrison-Lee seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Budgets filed with Official Minutes)

SPRING DISTRIBUTION OF FY 2020 APPROPRIATIONS FOR TECHNICAL EDUCATION (EXCEL IN CAREER TECHNICAL EDUCATION INITIATIVE, AO-K PROVISO AND POSTSECONDARY EDUCATION PERFORMANCE-BASED INCENTIVES FUND)

Vice President Frisbie presented the proposed second distribution of state funds for Technical Education (Excel in Technical Education and the Accelerating Opportunity-Kansas proviso) and the Postsecondary Education Performance-Based Incentives Fund (GED Accelerator). For FY 2020, the Board of Regents has available \$35,076,841 million for high school students' postsecondary tiered technical course tuition, and for tuition for adults without a high school diploma or GED who are enrolled in tiered technical courses in designated Accelerating Opportunity: Kansas (AO-K) approved pathways. Funds are also available for the Postsecondary Education Performance-Based Incentives Fund (GED Accelerator). Funding for the tuition portion is distributed twice a year based on actual student enrollments submitted to the Kansas Higher Education Data System by the institutions. In January 2020, the Board distributed \$18,379,219 for Excel in CTE, and \$350,188 for AO-K adult tuition based on the Fall 2019 enrollment data collection.

Vice President Frisbie stated because COVID-19 has disrupted on-campus activities, the Board Office decided to cancel the spring enrollment data collection that would have normally formed the basis of the state grant distributions for Spring 2020. Instead staff reviewed statistical models using program cost data for the three programs from prior years and from Fall 2019 to guide the Spring 2020 distributions. The linear trend forecast model uses FY 2016, 2017, 2018 and 2019 data to predict FY 2020, which will provide estimated amounts for distributing the Excel in CTE appropriation in FY 2020. However, in FY 2017 it was determined that Cowley Community College certified faulty data and to adjust for this discrepancy, the Technical Education Authority excluded that one year of data in their linear trend forecast.

Vice President Frisbie stated the amounts for the AO-K program were also calculated based on data submitted from the colleges in Fall 2019, or predicting a 10 percent increase over the prior year, whichever is greater. Amounts recommended for the GED Accelerator reflect data submitted in Fall 2019, where the college did not have an amount to be returned for a prior year overpayment. She noted that there were three colleges with negative amounts that will need to be repaid due to overpayment prior year distributions.

Additionally, Vice President Frisbie reported that in the fall of 2020, the colleges will submit their full Academic Year data collection, which will include participation in the three relevant programs. At that time the FY 2020 amounts will be reconciled to the fall special collection and spring estimates on a college by college basis, within the January 2021 distribution. She also noted the distribution amounts set forth in the following table do not reflect the Board's assessment of each institution's performance pursuant to K.S.A. 74-3202d(e) and thus the actual distribution to an institution, in accordance with the performance agreement process, may be less than the amount set forth in the table for that institution. Regent Schmidt moved to approve the distribution amounts, and Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried. The following distributions were approved:

Institution	Excel in CTE Initiative	AOK Proviso Adult Tuition	GED Accelerator
Allen Community College	\$644,676	\$ --	\$ --
Barton Community College	239,937	4,497	1,838
Butler Community College	300,629	5,875	-228
Cloud County Community College	87,996	--	--
Coffeyville Community College	525,356	--	--
Colby Community College	198,414	--	--
Cowley Community College*	439,303	--	527
Dodge City Community College	148,085	964	--
Flint Hills Technical College	293,826	--	--
Fort Scott Community College	341,559	14,529	-58
Garden City Community College	61,918	--	2,697
Highland Community College	969,520	5833	612
Hutchinson Community College	1,703,982	7,072	914
Independence Community College	63,475	--	--
Johnson County Community College	854,772	14,108	2,361
Kansas City Kansas Community College	1,490,707	--	--
Labette Community College	109,648	--	--
Manhattan Area Technical College	53,057	--	--
Neosho County Community College	487,521	4,409	-143
North Central Kansas Technical College	154,376	--	--
Northwest Kansas Technical College	198,255	--	--
Pratt Community College	199,543	--	--
Salina Area Technical College	470,769	21,282	1,983
Seward County Community College	342,948	31,328	1,050
Washburn Institute of Technology	2,096,120	142,018	14,782
WSU Campus of Applied Sci. and Tech.	3,397,057	130,685	245
Total	\$15,873,449	\$382,600	\$26,580

*Please see June 18, 2020 Board minutes for correction.

BOARD’S UNIFIED BUDGET REQUEST PREPARATIONS

Vice President Frisbie stated the Kansas Higher Education Coordination Act requires the Board of Regents to develop and present to the Governor and Legislature a unified request for state appropriations for postsecondary education each year. The Board’s request must be submitted by October 1 every year. Vice President Frisbie reviewed the proposed calendar below.

Unified Appropriation Request Schedule

April 2020 Board Meeting	Capital improvement requests for state universities (First Reading)
May 2020 Board Meeting	Board acts on capital improvement requests for July 1

June 2020 Board Meeting	Board staff reviews potential areas of request. Board receives institution and sector specific requests. (If possible, sector and institutions' proposals are submitted to the Board Office by Monday, June 1.)
Summer 2020 Board Retreat	Board conducts budget session to discuss FY 2022 requests. Board continues discussion of system, institution, and sector specific requests and indicates preference for inclusion in the FY 2022 Budget Request.
September 2020 Board Meeting	Board officially approves FY 2022 unified budget request
October 1, 2020	Board's FY 2022 unified budget request submitted

CAPITAL IMPROVEMENT REQUESTS FOR FY 2022 AND FIVE-YEAR PLANS – UNIVERSITY SYSTEM

Eric King, Interim Director of Facilities, presented the Capital Improvement requests for FY 2022 and Five-Year plans for the state universities. A question was asked on whether construction budgets will be impacted by the COVID-19 crisis. Director King stated he has not heard of any issues from the universities. Regent Hutton moved to approve the FY 2022 Capital Improvement project requests listed on Table 2 of the materials. Regent Rolph seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Tables filed with Official Minutes)

AMENDMENT TO WSU GROUND LEASE TO WSIA AND WSIA GROUND SUBLEASE TO MWCB, LLC TO EXPAND THE LEASED SQUARE FOOTAGE FOR AN AMENITY AREA FOR NETAPP – WSU

General Counsel Julene Miller stated in 2019 the Board authorized Wichita State University to enter into a ground lease with its affiliated corporation, Wichita State Innovation Alliance, Inc. (WSIA), and authorized WSIA to enter a ground sublease with a private developer, MWCB, LLC, to develop the Partnership 4 building on the Innovation Campus. WSU is now requesting to amend those ground leases to expand the leased square footage from 373,000 square feet to up to approximately 475,000 square feet. General Counsel Miller noted that NetApp, Inc. is developing and will ultimately occupy this partnership building and has provided a design plan on how the expanded square footage, which is external to the building, will be utilized. She also reported the expanded leased area will be developed, constructed, operated and maintained by the ground lease tenant during the term of the lease. Regent Harrison-Lee moved to approve the amendments to the ground lease and the ground sublease. Regent Schmidt seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

Technical Education Authority

AO-K TO WORK REGULATIONS

Natalie Yoza, Associate General Counsel, presented the proposed AO-K to Work regulations. In 2019, the Legislature enacted K.S.A. 74-32,267 establishing Accelerating Opportunity: Kansas (AO-K) to Work, a Kansas pathway to career program providing an alternative path to a high school equivalency credential for Kansas adults. The proposed regulations implement the statute by listing the approved career pathways and industry-recognized credentials (adopted by reference in K.A.R. 88-25-2), establishing the qualifying career readiness assessments and certificates (K.A.R. 88-25-3), establishing additional criteria required to obtain the credential (K.A.R. 88-25-4), and setting a fee for the students to receive the credential (K.A.R. 88-25-5). Regent Feuerborn moved to approve the regulations. Regent Kiblinger seconded. On a roll call vote, the following Regents voted

affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Regulations filed with Official Minutes)

Other Matters

RESOLUTION TO TRANSFER AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER NIAR RELATED CLASSIFIED INFORMATION TO EXECUTIVE SECURITY COMMITTEE – WSU

General Counsel Miller presented a Resolution that transfers the Board’s authority to exercise management control over NIAR related classified information to a Security Executive Committee at Wichita State University. General Counsel Miller stated the membership of the Executive Committee will include the WSU President, Senior Vice President of Industry and Defense Programs, and Facility Security Officer for Wichita State University, as well as the Board President and Chief Executive Officer. As part of this process, WSU will be required to make an annual report to the Board on the activities on the Executive Committee. General Counsel Miller noted this Resolution is similar to the ones that were approved for Kansas State University and the University of Kansas. Regent Schmidt moved to approve the Resolution. Regent Van Etten seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Resolution Filed with Official Minutes)

TEMPORARY AMENDMENT TO POLICY ON ACADEMIC CALENDAR CHANGES

General Counsel Miller presented the proposed temporary amendment to the Academic Calendar policy. The amendment will authorize the Board Chair and the Board President and CEO to approve revisions to a university’s academic calendar when those revisions need to be made effective prior to the time it would take for the Board to act on them. General Counsel Miller stated this policy amendment would be in effect until December 31, 2021. Regent Kiblinger noted the intent of this amendment is to allow the universities to move quickly when addressing issues related to COVID-19 but the policy does not specifically reference COVID-19. She asked that language be added to make it clear that the Board Chair and Board President can make calendar adjustments related to the COVID-19 pandemic. Regent Harrison-Lee agreed with Regent Kiblinger. Regent Harrison-Lee then moved to table this agenda item until Thursday so that new language can be drafted and presented to the Board for consideration. Regent Schmidt seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Harrison-Lee, Regent Kiblinger, Regent Rolph, Regent Schmidt, and Regent Bangerter. The motion carried.

TEMPORARY SUSPENSION OF BOARD POLICY ON AUXILIARY ENTERPRISES (FIRST READ)

Vice President Frisbie stated that section “b” of the Board’s Auxiliary Enterprises policy says: “State funds shall not be used to subsidize the operation of any organization operated as an auxiliary enterprise unless specified by bond covenants or by Board action.” The universities are requesting to temporarily suspend this portion of the policy to all them more flexibility as they respond to the impact that COVID-19 has had on their campus operations. If approved, this suspension will begin on July 1, 2020 and end on June 30, 2021. Vice President Frisbie noted that this is a first read and that the Board will act on this request at the June meeting.

AMENDMENTS TO BOARD POLICY ON EXTERNAL MANAGEMENT REVIEWS (FIRST READ)

Vice President Frisbie presented proposed amendments to the Board’s Financial Review policy. Under the current policy, external management reviews are conducted at the state universities either every five years or upon the departure of a university CEO. Vice President Frisbie noted over the last several years no material findings have been identified during these audits. To be more efficient and to reduce cost, the recommendation is to have these audits conducted once every eight years at the universities and to have the Fiscal Affairs and Audit Standing Committee determine the length of the review. Audits will still be conducted when there is a change at the

University CEO position. Vice President Frisbie noted that this is a first read and that the Board will act on this request at the June meeting.

NAME A BUILDING – KU

Chancellor Girod presented a request to name the Law Enforcement Training Center's East Dormitory in honor of Ed Pavey, KLETC Director Emeritus. Regent Rolph moved to approve, and Regent Feuerborn seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried. The dormitory will be named Pavey Hall.

LEGISLATIVE UPDATE

Matt Casey, Director of Government Relations, reported the Legislature adjourned early in March 19 due to the COVID-19 pandemic but are scheduled to return to the Statehouse tomorrow for *sine die*. Director Casey expects the Legislature to work on bills that did not get passed before their first adjournment as well as bills addressing COVID-19 issues. Director Casey stated that liability protection for businesses and higher education institutions will likely be discussed along with moving the authority to distribute the \$1.2 billion CARES Act funding from the Governor to the Legislative Coordinating Council. The Legislature will also review whether to extend the state's emergency disaster declaration.

APPOINTMENTS TO THE FUTURE OF HIGHER EDUCATION COUNCIL

President Flanders stated last month the Board approved the creation of the Future of Higher Education Council and appointed Regent Harrison-Lee to serve as the Council's chair. The following individuals have been identified to serve on the Council with Regent Harrison-Lee:

- **Senator Molly Baumgardner** – Chair of Senate Education Committee
- **Representative Steve Huebert** – Chair of House Education Committee
- **Representative Ken Rahjes** – Chair of House Higher Education Budget Committee
- **Representative Brandon Woodard** – Ranking Minority Member of House Higher Education Budget Committee
- **Senator Ed Berger** – Chair of Senate Ways & Means Higher Education Subcommittee
- **Senator Tom Hawk** – Ranking Minority Member of Senate Ways & Means Higher Education Subcommittee
- **Cynthia Lane** – Representative of the Governor
- **Terry Beck** – Chairman-Elect, Washburn University Board of Regents
- **Jim Lewis** (Dodge City Community College Trustee) – Community College Representative from Western Kansas
- **Nancy Ingram** (Johnson County Community College Trustee) – Community College Trustee Representative from Eastern Kansas
- **Ken Roemer** – (Flint Hills Technical College Trustee) – Technical College Trustee Representative
- **Blake Flanders** – President and CEO of the Kansas Board of Regents

Regent Kiblinger moved to appoint the identified individuals to the Council. Regent Rolph seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

FY 2021 BOARD CHAIR AND VICE CHAIR

Regent Van Etten moved to elect Regent Bill Feuerborn as Chair of the Board for FY 2021. Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn,

Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

Regent Kiblinger moved to elect Regent Cheryl Harrison-Lee as Vice Chair. Regent Murguia seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

The Regents thanked Chair Bangerter for his leadership this year.

EXECUTIVE SESSION

At 4:50 p.m., Regent Feuerborn moved, followed by the second of Regent Harrison-Lee, to recess into executive session for 45 minutes to discuss personnel matters of non-elected personnel. The subject of this executive session was personnel matters and the purpose was to protect the privacy of the individual Board employees involved. Participating in the executive session were members of the Board, President Flanders, and General Counsel Julene Miller. After a roll call vote, the motion carried. At 5:35 p.m., the meeting returned to open session. Regent Feuerborn moved to extend the session for 15 minutes. Regent Schmidt seconded, and the motion carried. At 5:50 p.m. the meeting returned to open session.

RECESS

Chair Bangerter adjourned the meeting at 5:54 p.m.

RECONVENE

Chair Bangerter reconvened the meeting at 8:30 a.m. on Thursday, May 21.

MEMBERS PRESENT:	Shane Bangerter, Chair
	Bill Feuerborn, Vice Chair
	Ann Brandau-Murguia
	Cheryl Harrison-Lee
	Mark Hutton
	Shelly Kiblinger
	Jon Rolph
	Allen Schmidt
	Helen Van Etten

CONSIDERATION OF DISCUSSION AGENDA

Other Matters

ENROLLMENT REPORT

Elaine Frisbie, Vice President of Finance and Administration, presented the report on system enrollments for Academic Year (AY) 2019. In 2019, the enrollment headcount for public higher education sector was 242,310 and the full-time equivalency (FTE) student count was 135,976. Vice President Frisbie noted the enrollment for the public higher education system is down one percent from AY 2018 and is down six percent from its peak enrollment in AY 2012. For state universities, headcount is down from its peak in AY 2012 by two percent and FTE is down .7 percent. Vice President Frisbie reported international student enrollments are also down at every state university except for Fort Hays State University. The community colleges are experiencing similar enrollment trends with headcount down 16.6 percent and FTE down 17.4 percent since its peak enrollment in AY 2011. Vice President Frisbie stated the community colleges are more susceptible to economic changes because they have more part-time, adult students enrolled, and these individuals tend to enter the workforce when the economy is strong. The technical colleges have grown over the last five years in headcount (41.5 percent) and

FTE (20 percent). It was noted that this sector is less likely to be impacted by economic cycles and has seen increased enrollment related to the Excel in CTE program. Vice President Frisbie reviewed the state's net migration of first-time students. The state universities' recruitment efforts this last year has increased out-of-state first-time student enrollments from 1,975 in 2018 to 3,846 in 2019. Many of these students came from neighboring states and over-subscribed states like Texas, California, and Georgia.

Vice President Frisbie reviewed the College Going Rate, which is the percent of high school students entering postsecondary. Over the last five years this rate has been trending downward in Kansas. In 2014, 55 percent of high school graduates were entering college one year after graduation. That number had dropped to about 49 percent in 2018. Vice President Frisbie stated the College Going Rate will continue to be monitored as the new state university qualified admissions are implemented. Vice President Frisbie also reviewed data regarding Kansas high school graduates entering college. One of the metrics that is tracked is the percent of high school students meeting ACT benchmarks. She noted 72 percent of 2019 high school graduates (not all high school students) took the ACT resulting in an average composite of 21.2 with 27 percent meeting all four benchmarks. Over the last several years, Kansas high school students' ACT benchmarks have declined. She noted Kansas high school juniors and seniors can take the ACT for free beginning with the 2019 class and that states that have implemented similar policies have seen the benchmark percentages decrease as more students' test. Kansas can expect to see a similar trend. However, ACT also recently changed its policy to allow students to retake a single subject without retaking the entire test, starting in September 2020. The impact of this policy change may improve benchmarks for the 2021 class. Vice President Frisbie also reviewed data regarding developmental education, dual enrollment, and distance education.

Regent Bangerter asked the university CEOs about next year's projected enrollment numbers. The university campuses are expecting to be down in enrollment with some predicting between an eight and ten percent decline. Most noted that international student enrollment will be down along with out-of-state student enrollment. The Board discussed strategies for encouraging students to move forward with their educational priorities and plans to continue this discussion at the retreat.

(PowerPoint filed with Official Minutes)

UNIVERSITY CEO AND BOARD PRESIDENT SALARIES FOR FY 2020 AND FY 2021

Regent Bangerter stated because the COVID-19 pandemic has caused substantial financial strain for the state universities, Chancellor Girod and President Golden have requested the Board reduce their salaries. He also noted the other CEOs are considering donating portions of their salaries, but those donations do not require Board action. Regent Hutton moved to approve Chancellor Girod's request to reduce his salary by 10 percent for six months, starting with the pay period that began April 19, 2020 as was done for other KU senior administrators. The Chancellor's 10 percent six-month salary reduction shall be to the university's share of his base salary. He also moved to approve President Golden's request to reduce his FY 2021 salary by the equivalent of one week's pay. This reduction shall be to the university's share of President Golden's base salary and spread over the pay periods beginning June 14, 2020 and ending December 12, 2020. Regent Feuerborn seconded. It was noted that WSU's senior administrators took the same reduction as President Golden. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

TEMPORARY AMENDMENT TO POLICY ON ACADEMIC CALENDAR CHANGES¹

General Council Miller presented updated language to make it clear that the Board chair and Board President and CEO can approve changes to a university academic calendar if those changes are related to the COVID-19

¹ This action item was inadvertently omitted from the May minutes that the Board adopted at its June 17, 2020 meeting. These revised minutes will be resubmitted to the Board for approval at its September 10, 2020 meeting.

pandemic. Regent Kiblinger moved to approve the amendment, and Regent Schmidt seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried. The following amendments were adopted:

CHAPTER II: GOVERNANCE² – STATE UNIVERSITIES

A ACADEMIC AFFAIRS (see Chapter III., Section A. for additional academic affairs policies applicable to state universities)

1 ACADEMIC CALENDAR

- a The Academic Calendar of each state university shall provide for an academic year minimally consisting of two sixteen-week semesters totaling no fewer than 146 instructional days plus five final exam days each semester.
- b Each state university shall file a three-year Academic Calendar adhering to holidays and breaks approved by the Board. Each state university shall follow the calendar as approved by the Board. Any deviation for reasons other than natural disasters or national emergencies must have prior approval of the Board.
- c The President and Chief Executive Officer of the Board shall have the authority to approve or deny non-substantive revisions to Board-approved three-year calendars and shall periodically report these changes to the Board.
- d Beginning May 21, 2020 and through December 31, 2021, the Board Chairman and the Board President and Chief Executive Officer, acting together, shall have the authority to approve or deny substantive revisions to any current academic year Board-approved calendar when such revisions are COVID-19 pandemic related and need to be made effective during the period between Board meetings. The Board President and Chief Executive Officer shall immediately report any such revisions to the Board.

EXECUTIVE SESSION

At 9:40 a.m., Regent Feuerborn moved, followed by the second of Regent Rolph, to recess into executive session for 2 hours and 30 minutes to discuss personnel matters of non-elected personnel. The subject of this executive session was two regular university CEO evaluations and preparation for two more regular CEO evaluations and the purpose was to protect the privacy of the individual Board employees involved. Participating in the executive session were members of the Board, President Flanders, President Mason (for a portion), and General Counsel Julene Miller (for a portion). After a roll call vote, the motion carried. At 12:15 p.m., the meeting returned to open session.

ADJOURNMENT

Chair Bangerter adjourned the meeting at 12:15 p.m.

Blake Flanders, President and CEO

Bill Feuerborn, Chair

² See Chapter I., Section A.3. for definition of Governance.

KANSAS BOARD OF REGENTS
MINUTES OF SPECIAL MEETING
June 10, 2020

The Kansas Board of Regents met virtually on Wednesday, June 10, 2020. Chair Shane Bangerter called the meeting to order at 3:04 p.m. Proper notice was given according to law.

MEMBERS PRESENT:

- Shane Bangerter, Chair
- Bill Feuerborn, Vice Chair
- Ann Brandau-Murguia
- Cheryl Harrison-Lee
- Mark Hutton
- Shelly Kiblinger
- Jon Rolph
- Allen Schmidt
- Helen Van Etten

ANNOUNCEMENT

Chair Bangerter stated that because this meeting is virtual only, with all members of the Board as well as all Board staff, institutional staff and the public participating or listening remotely, the Board will be following the Attorney General's regulation and best practices for conducting virtual only meetings. He asked everyone to mute their microphones and noted if Regents or staff have comments or questions, unmute and ask to be recognized. He asked everyone who is recognized to state their name and title before they begin to talk so that they can be readily identified by listeners and observers. Chair Bangerter stated that the Board will be going into executive session and there will not be an opportunity for public comment during this meeting. He then described the process of the executive session since both the open meeting and executive session are taking place over Zoom. He also announced that the open session will remain streaming until the Board returns to adjourn at the end of the executive session.

EXECUTIVE SESSION

At 3:08 p.m., Regent Feuerborn moved, followed by the second of Regent Harrison-Lee, to recess into executive session for two hours to discuss personnel matters of non-elected personnel. The subject of this executive session was personnel matters and the purpose was to protect the privacy of the individual Board employee involved. Participating in the executive session were members of the Board and President Golden. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Feuerborn, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, and Regent Van Etten. The motion carried. Regent Feuerborn then amended his motion to add President Blake Flanders to the executive session. Regent Harrison-Lee seconded. On a roll call vote, the following Regents voted affirmatively to adopt the supplemental motion: Regent Bangerter, Regent Feuerborn, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, and Regent Van Etten. The motion carried. Regent Murguia joined the meeting after these votes took place.

At 5:08 p.m., the Board returned to open session and Regent Rolph moved to extend the executive session for one hour. Regent Harrison-Lee seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Feuerborn, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, and Regent Van Etten. The motion carried.

At 6:08 p.m., the Board returned to open session and Regent Harrison-Lee moved to extend the executive session to 6:40 p.m. (32 minutes). Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Murguia, Regent Harrison-Lee, Regent Hutton,

Regent Kiblinger, and Regent Rolph. The motion carried. Due to technical issues, Regents Feuerborn, Schmidt and Van Etten were unable to re-join the open session for this or the remainder of the motions to extend.

At 6:40 p.m., the Board returned to open session and Regent Hutton moved to extend the executive session to 6:55 p.m. (15 minutes). Regent Rolph seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, and Regent Rolph. The motion carried.

At 6:55 p.m., the Board returned to open session and Regent Murguia moved to extend the executive session to 7:10 p.m. (15 minutes). Regent Harrison-Lee seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, and Regent Rolph. The motion carried.

At 7:10 p.m., the Board returned to open session. Chair Bangerter thanked everyone for their patience and noted that the Board will be releasing a statement shortly. This statement will be located on the Board's website.

ADJOURNMENT

Chair Bangerter adjourned the meeting 7:14 p.m.

Blake Flanders, President and CEO

Bill Feuerborn, Chair-Elect

KANSAS BOARD OF REGENTS

MINUTES

June 17-18, 2020

The June 17, 2020 meeting of the Kansas Board of Regents was called to order by Chair Shane Bangerter at 1:30 p.m. This was a quasi-virtual meeting, and proper notice was given according to law.

MEMBERS PRESENT:

- Shane Bangerter, Chair
- Bill Feuerborn, Vice Chair
- Ann Brandau-Murguia
- Cheryl Harrison-Lee
- Mark Hutton
- Shelly Kiblinger
- Jon Rolph
- Allen Schmidt
- Helen Van Etten

ANNOUNCEMENT

Chair Bangerter welcomed everyone and noted this meeting is being livestreamed. He explained that the meeting is being conducted in a quasi-virtual format, with members of the Board, a few Board staff, the university CEOs and President Trzaska attending in person. Other college CEOs, Board staff and university staff are participating remotely, and the public is accessing the meeting via live broadcast on YouTube. Because of the state and local health orders and use of this format, the Board is following the Attorney General’s regulation and best practices for conducting quasi-virtual meetings. He asked all participants to place their microphones on mute when they are not speaking to allow listeners and observers to hear the meeting unimpeded. Chair Bangerter stated that participants should ask to be recognized if they have a question or comment and when recognized, the participant should state their name and title so he or she can be identified by the audience. Chair Bangerter noted for each action item a roll call vote would be taken to be clear how each Regent has voted. However, a roll call vote will not be taken for the approval of the minutes and no motion is needed to adjourn the meeting. He noted there will be no public comments during this meeting and explained the process for the executive sessions, which are scheduled at the end of today and the end of tomorrow.

APPROVAL OF MINUTES

Regent Hutton moved that the minutes of the May 20-21, 2020 meeting be approved. Following the second of Regent Harrison-Lee, the motion carried.

GENERAL REPORTS

REPORT FROM CHAIR

Chair Bangerter announced that this is his last meeting as Chair. He spoke about the current environment of the nation and the movement surrounding social injustice. He stated he along with the other Regents and university leaders want to be a part of the discussion surrounding these issues. He noted that the higher education system needs to continue to work on ways to improve access for students. He also encouraged everyone to respect and listen to other people’s opinions.

REPORT FROM PRESIDENT AND CEO

President Flanders announced that Johnson County Community College’s President, Joe Sopcich, has retired, and he thanked President Sopcich for his years of service. President Flanders then reported that the state university CEOs are working on plans to reopen the universities for the fall semester. At this time, all the state universities are planning to begin the semester with face-to-face instruction and then some are planning a transition to online instruction after the Thanksgiving holiday. President Flanders noted that the state universities are also looking at

options surrounding testing for COVID-19 and whether or how to implement contact tracing on the campuses. He thanked the University of Kansas Health System for assisting in this process.

REPORT FROM COUNCIL OF PRESIDENTS

President Garrett presented the Council of Presidents report. The Council received reports from the Council of Chief Academic Officers, Council of Business Officers, the Council of Student Affairs Officers, the Title IX Workgroup, Council of Government Relations, and the Council of Chief Diversity Officers. The Academic Officers reviewed several programs and approved multiple program name changes, which were submitted by Kansas State University and the University of Kansas. Per Board policy, these program name changes will be forwarded to the Board President and CEO for final approval. The Business Officers received an update on the space utilization study, and it was noted that the study will have a portion that addresses social distancing concerns related to COVID-19. The Business Officers are also seeking guidance from the Kansas Department of Administration on how health insurance premiums should be handled when an employee is furloughed. The Student Affairs Officers discussed the mental health issues surrounding COVID-19 and noted that students may feel anxious as they return to campus. The Title IX Coordinators are busy reviewing the new Title IX regulations that go into effect on August 14. It was noted that institutions must be in compliance by the deadline to continue receiving federal funding. The Government Relations Officers provided a legislative update and announced that Fort Hays State University's Director of Government Relations, Debra Prideaux, is retiring. The Diversity Officers discussed the current national climate in regard to race relations and reviewed their recommendation to have an individual at the Board Office work with the campuses on diversity and inclusion issues. President Garrett noted that the university CEOs would like to discuss the Diversity Officers' recommendation at the Board's retreat. Additionally, the Council of Presidents was informed that the Health Care Commission voted to reduce the number of HealthQuest credits required for eligible members to receive the premium incentive discount. The credit requirement was reduced from 40 to 20, and HSA/HRA dollars awarded for each HealthQuest credit completed has been increased from \$10 to \$20 per credit, up to the maximum of \$500 per participant.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Aleks Sternfeld-Dunn presented the Faculty Senate Presidents report. He stated the faculty want to work with the administrations at the universities on the budgeting and funding challenges. The faculty also want to be part of the process as the universities discuss diversity and inclusion.

STANDING COMMITTEE AND OTHER REPORTS

ACADEMIC AFFAIRS

Regent Schmidt presented the Board Academic Affairs Standing Committee report. The Committee approved a request to revise the performance funding guidelines, which will provide more flexibility to the institutions as they deal with COVID-19 issues. Board staff presented a report on concurrent enrollment partnerships (CEP), which are college courses taught in the high schools by high school teachers. Regent Schmidt noted in 2018 over 18,000 high school students took a CEP course; however, that number dropped to approximately 16,000 students in 2019. Board staff is currently reviewing the data to determine the reasons for the decrease in enrollment. It was noted that one of the most significant challenges associated with CEP is ensuring that high school faculty possess the academic qualifications to teach the college course. The next step for Board staff is to research how other states are incentivizing high school faculty to meet these qualifications. The Committee then received a report on credit for prior learning (CPL), which is college credit awarded for equivalent knowledge and skills gained outside the traditional postsecondary classroom environment. Regent Schmidt noted that expanding CPL is a great opportunity to help military personnel and veterans move forward with their education. Additionally, the Committee approved the timeline and framework to review low-enrollment programs under the Board's strategic program alignment process. Regent Schmidt then thanked Vice President Archer and his staff for supporting the Committee this year.

FISCAL AFFAIRS AND AUDIT

Regent Hutton reported that the Fiscal Affairs and Audit Standing Committee reviewed the fiscal items on the Board's agenda. The majority of the Committee's time was spent on the state university tuition and fee proposals. Regent Hutton reported that Kansas State University will face challenges with keeping tuition flat this coming year and with the projected decline in enrollment. KSU will make budget reductions including reducing personnel but will still fulfill their instruction, land grant and research missions. The University of Kansas also proposes flat tuition and fees for next year and will need to make necessary budget reductions in order to plan for potential enrollment declines and increased expenses. Fort Hays State University is proposing an increase in tuition as they have elasticity in their pricing model, still being below their peers and the market, to mitigate anticipated reductions in state funding. Pittsburg State University and Emporia State University are proposing increases in tuition and fees and will need to shuffle costs next year. Wichita State University proposed an increase in tuition but no increase in fees. Regent Hutton also noted that the universities have had to allocate additional fees and funding towards mental health in order to assist with students and their needs. After reviewing the proposals, the Committee recommended the approval of the tuition and fee proposals as submitted. Additionally, the Committee reviewed the request to temporarily suspend a discrete portion of the auxiliary enterprise policy, and recommended approval of the temporary suspension as long as the universities notify the Fiscal Affairs and Audit Committee if they plan to utilize funds to subsidize any auxiliary enterprise.

COORDINATING COUNCIL

Regent Kiblinger reported that the Coordinating Council met on May 28, 2020. The Council discussed several items including aligning the K-12 and postsecondary spring break calendars, creating a resource page that displays all online postsecondary courses including Excel in CTE courses that are available to high school students, and developing advisory connections between K-12 counselors and postsecondary academic advisors. Regent Kiblinger stated the next step for the spring break proposal is for each system to work with their institutions. She noted there will be institutions that will not be able to align their calendar, but the hope of the Council is to align as many as possible because it will benefit Kansas families, students, and businesses. Regent Kiblinger reported that the Council liked the idea of building a resource page that displays all online postsecondary courses that are available to high school students and noted the next step is for staff is to develop a proposal on what it would cost to build and maintain a site with this information. The Council also endorsed moving forward with the advisory connections initiative. A working group consisting of K-12 high school counselors and academic and career advisors will be formed to develop recommendations on this initiative.

APPROVAL OF CONSENT AGENDA

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

Academic AffairsBACHELOR OF SCIENCE DEGREE IN GEOGRAPHIC INFORMATION SCIENCE AND TECHNOLOGY – KSU

Kansas State University received approval to offer a Bachelor of Science degree in Geographic Information Science and Technology. This program will total 120 semester credit hours. The estimated cost of the program for the first three years is as follows: year one - \$77,390, year two - \$138,419, and year three - \$200,023. New graduate teaching assistant positions are included in years two and three, which is the reason for the cost increase. The primary source of funding for the program will be student tuition and fees.

BACHELOR OF SCIENCE DEGREE IN SPORTS NUTRITION – KSU

Kansas State University received approval to offer a Bachelor of Science degree in Sports Nutrition. This program will total 120 semester credit hours. The estimated cost of the program

for the first three years is as follows: year one - \$170,399, year two - \$170,399, and year three - \$171,124. The primary source of funding for the program will be student tuition and fees.

MASTER OF SCIENCE IN GENETIC COUNSELING – KUMC

The University of Kansas Medical Center received approval to offer a Master of Science in Genetic Counseling. The estimated cost of the program for the first three years is as follows: year one - \$330,436, year two - \$266,986, and year three - \$289,929. The primary source of funding for the program will be student tuition and fees.

NEW CERTIFICATE OF APPROVAL AND DEGREE GRANTING AUTHORITY FOR NATIONAL UNIVERSITY

National University received a Certificate of Approval to operate in Kansas and is authorized to grant degrees. The University will offer online classes in healthcare, business, education, fine arts, engineering, law, criminal justice, and homeland security.

Fiscal Affairs & Audit

SELL REAL PROPERTY – KSU

Kansas State University received approval to finalize the sale of the old gym building and 5.04 acres of land on the Polytechnic campus, 3142 Scanlan Avenue, Salina, Kansas. Proceeds from the sale will be apportioned in accordance with K.S.A. 75-6609, which will result in Kansas State University retaining 20% of the proceeds and 80% will be credited to the KPERS unfunded actuarial pension liability.

The legal description of the property is:

Lot Eleven (11), less West 100' feet, Block Twelve (12), Schilling Subdivision No. 5, to the City of Salina, Saline County, Kansas.

Formerly a tract of land in Block Two (2) Schilling Subdivision Lying in the Northeast Quarter (NE/4) of Section Three (3), Township Fifteen (15) South, Range Three (3) West of the Sixth (6th) P.M. as shown in Deed recorded November 18, 1966, in Book 268, pages 476 through 503 and legal found on page 485.

AMENDMENT TO THE FY 2021 CAPITAL IMPROVEMENT PLAN AND APPROVE PROGRAM STATEMENT FOR THE MARCUS WELCOME CENTER ADDITION – WSU

Wichita State University received approval to amend its FY 2021 Capital Improvement Plan to include the Marcus Welcome Center addition project. The new addition will house the Career Development Center and the Applied and Experiential Learning Department. The project includes renovating 5,500 square feet and adding 8,000 gross square feet. The cost of the project is estimated at \$3.4 million, which will be financed with private gifts. The cost of future maintenance and operations will be funded by the University. The program statement for this project was also approved.

AMENDMENT TO MEMORANDUM OF AGREEMENT BETWEEN FORT HAYS STATE UNIVERSITY AND THE FORT HAYS STATE UNIVERSITY CHAPTER OF THE AMERICAN ASSOCIATION OF UNIVERSITY PROFESSORS, REPRESENTING FACULTY – FHSU

The amendments to the Memorandum of Agreement (MOA) between Fort Hays State University and the Fort Hays State University Chapter of the American Association of University Professors was approved and the Board Chair was authorized to sign the MOA. The amendments to the

MOA include changes to address salary terms. Due to the economic impact of the novel coronavirus disease 2019 (COVID-19) pandemic, the amendments provide that FHSU will not fund salary or merit increases and it will pause implementation of its market adjustment plan. FHSU will fund promotion stipends for promotions awarded in fiscal year 2020.

Retirement Plan

APPOINTMENT TO THE RETIREMENT PLAN COMMITTEE

Debbie Amershek, Pittsburg State University's Assistant Director of Human Resource Services, is appointed to serve a three-year term on the Retirement Plan Committee. Her term begins on July 1, 2020.

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

ASSOCIATE-TO-BACCALAUREATE PROGRAM TRANSFER PLAN

Daniel Archer, Vice President for Academic Affairs, reported that the Kansas public higher education system currently has 100 courses that transfer among the 32 institutions. The next step in the process is to develop strategies that advance associate-to-baccalaureate degree program transfer. He stated that many states have developed common general education packages. These packages guarantee that a transferable associate degree automatically satisfies the receiving university's general education requirements. This model benefits the students by shortening their path to completion, which reduces the cost of the degree, and it benefits the institutions because they have the opportunity to attract more students. Dr. Archer stated to move this initiative forward it will be critical to develop a policy that addresses both general education requirements and how such requirements will apply within an associate-to-baccalaureate transfer framework. Therefore, it is recommended that a working group develop a proposed policy that 1) defines a common general education package for transferable associate degrees; and 2) guarantees that a transferable associate degree is used to satisfy the general education at the receiving baccalaureate-degree granting university. After the proposed working group establishes a common general education package, it is recommended that the proposed working group 1) develop a conceptual framework for a systemwide associate-to-baccalaureate transfer initiative; 2) identify the potential programs for a systemwide associate-to-baccalaureate transfer initiative; and 3) establish a proposed timeline for creating and implementing systemwide associate-to-baccalaureate transfer programs.

Vice President Archer stated another component of this process is to continue to examine associate and baccalaureate degree credit limits. In March 2019, the Board amended its baccalaureate degree policy to allow the University of Kansas Edwards Campus (KUEC) to apply more than 60 hours from Johnson County Community College (JCCC) toward the completion of a baccalaureate degree. On May 20, 2020, KUEC and JCCC presented the early results of the pilot to the Board of Academic Affairs Standing Committee (BAASC). In Fall 2019, 43 students participated in this program and an additional 106 began participating in the pilot in Spring 2020. Of the 43 students who began participating in Fall 2019, 86 percent were retained in the Spring 2020 semester. Vice President Archer stated it is important to continue to collect data to analyze and assess the effectiveness of this pilot and recommended that KUEC and JCCC continue reporting outcomes to BAASC before any large-scale baccalaureate degree policy changes are considered.

Regent Schmidt thanked Vice President Archer for the information and advocated for the development of a virtual student advising system. He believes a virtual system will help students and advisors track credit hours and help identify courses that are eligible for transfer. Regent Van Etten noted this is an important next step in the transfer process. Regent Bangerter stated that the system transfer process has taken a long time to develop and that program transfer is the obvious next step. He believes the presented recommendations on how to move forward will benefit both the students and the institutions. Regent Bangerter also stated that he believes the Board should

move forward with amending the policy on baccalaureate degree credit limits to allow the other universities the ability to apply more than 60 hours toward the completion of a baccalaureate degree.

(PowerPoint filed with Official Minutes)

UPDATE ON FACULTY DEVELOPMENT BOARD THEME: RESEARCH UNIVERSITIES

Vice President Archer reported that in 2017 the Board had a faculty development initiative to explore faculty expectations and reward structures at the six state universities. From this review, the Board adopted research metrics that are used to track research outcomes produced by tenured and tenure-track faculty at Kansas State University, the University of Kansas, and Wichita State University. Dr. Archer shared the data collected between FY 2016 and FY 2018 in the following categories: federal research expenditures, non-federal research expenditures, university specific metrics, and other research metrics.

(Data and PowerPoint filed with Official Minutes)

STRATEGIC PROGRAM ALIGNMENT RECOMMENDATIONS – KSU, ESU, & FHSU

At the January 2020 meeting, the Board approved the following programs at Kansas State University, Emporia State University, and Fort Hays State University to move through the strategic program review process: 1) Bachelor of Science in Computer Science – KSU, 2) Master of Science in Software Engineering – KSU, 3) Master of Science in Rehabilitation Counseling – ESU, 4) Master of Science in Industrial/Organizational Psychology – ESU, 5) Associate in Applied Science in Technology and Leadership – FHSU, 6) Bachelor of Science in Technology and Leadership – FHSU, and 7) Bachelor of Science in Information Systems Engineering – FHSU. The campus level reviews are completed and Provosts Taber, Cordle, and Arensdorf presented their universities' recommendations for each program.

Provost Taber stated that Kansas State University recommends combining the Bachelor of Science in Computer Science with the new Bachelor of Science degree in Integrated Computer Science. The B.S. in Computer Science has high enrollment, but since it is located under the College of Engineering, it is not accessible to those students who are only seeking computer coding skills. Provost Taber stated that the Master of Science in Software Engineering has declining enrollment and has not met the minimum standards of KBOR for the past four years. The University recommends discontinuing the program.

Provost Cordle reported that Emporia State University recommends discontinuing its Master of Science in Rehabilitation Counseling degree. The program has had decreasing enrollment over the past several years and the accreditation body is increasing the required credit hours, which means the cost to deliver the program would significantly increase. The University also recommends discontinuing its Master of Science in Industrial/Organizational Psychology degree. This program has had decreasing enrollment over the past several years. Provost Cordle did request that the program be designated as “on hold” in the KBOR Program Inventory in order to facilitate its possible reinstatement in the future as an online program with an applied emphasis.

Provost Arensdorf stated that Fort Hays State University recommends continuing both its Associate in Applied Science in Technology and Leadership and its Bachelor of Science in Technology Leadership. The current enrollments indicate that both the AAS and BS programs are growing (24 students in AAS and 30 in BS) and have online enrollment potential for new populations of students. FHSU will focus recruitment and marketing efforts on these unique pathway programs utilizing an AAS degree and military credits. The University also recommends discontinuing its Bachelor of Science in Information Systems Engineering because it currently has no enrollment.

Regent Schmidt moved to approve the recommendations presented by each university. Regent Harrison-Lee seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangert. The motion carried.

LOW-ENROLLMENT UNDERGRADUATE PROGRAMS UNDER STRATEGIC PROGRAM ALIGNMENT

Vice President Archer reported that in February and April 2020, the Board reviewed low-enrollment program data. Since then the Board's Academic Affairs Standing Committee (BAASC) determined that low-enrollment undergraduate programs should be reviewed under the Board's strategic program alignment process. Vice President Archer stated the review will primarily be based on assessing three core areas: essentiality, productivity, and cost effectiveness. The universities will be required to provide data on specific review criteria, which are outlined in the attached document. Vice President Archer stated that BAASC is also recommending that each university present its low-enrollment strategic program alignment findings and recommendations to the Board in the middle of FY 2021 (November 2020, December 2020, and January 2021). If a university wishes to extend its review beyond this period due to the challenges involving COVID-19, it may request an extension from the Board of Academic Affairs Standing Committee. If approved, the university will present a minimum of 50 percent of its low-enrollment programs to the Board in the middle of FY 2021 and any remaining such programs will be presented to the Board at the end of FY 2021 (May and June 2021).

Regent Hutton noted that many of the courses listed are categorized as "supports general education" and was wondering how those programs are going to be analyzed to determine if they are critical. Dr. Archer stated the degree in which a course supports other programs will vary but the productivity measurement in the review will capture data on the level of support. President Flanders stated some difficult decisions will need to be made concerning what courses are needed at each university, and he encouraged the Board to look critically at the programs when the review data is provided. Regent Hutton concurred that these are going to be difficult decisions and noted that with the limited resources available to the universities, it is not sustainable to continue offering programs that are not meeting minimum thresholds. Regent Murguia expressed her concern that there does not seem to be any urgency when it comes to closing courses. President Scott stated a deep analysis using multiple metrics is needed before determining whether a course should be eliminated because a course may support other vital programs. The Regents then discussed outcome-based budgeting and KSU's new budget model, which puts greater accountability on the college deans of each college within the university. The Board members expressed support with moving forward with the strategic program review as outlined.

(Review Criteria filed with Official Minutes)

Fiscal Affairs and AuditSTATE UNIVERSITY TUITION AND FEE PROPOSALS FOR FY 2021

The state university CEOs presented their tuition and fee proposals for FY 2021. The University of Kansas and Kansas State University are proposing no increase in tuition and fees for all students. It was noted that KSU included a tuition waiver in its proposal for students from Missouri who enter its Master of Industrial Design program. This program will be incorporated into the Kansas and Missouri reciprocal agreement when it is re-negotiated. The other four universities are proposing slight increases. The Board discussed Pittsburg State University's request to expand its Gorilla Advantage program, which allows students from specific geographic locations to receive tuition rates equivalent to rates for Kansas students. Regent Hutton stated that the tuition waiver programs at the universities continue to change and expand as the universities try to increase out-of-state enrollments. He would like the Board, at the retreat, to discuss whether there should be more consistency on out-of-state tuition waivers for the state universities. He expressed his concern that as these rates change and expand, it may be difficult for each student to determine what rate he or she falls under.

The Board also discussed Emporia State University's market-based tuition rates for degree-seeking students request, which would allow the University to offer a lower tuition rate for a specific program based on market demand. It was noted if the market deemed that a program tuition rate should be higher than the University's base

tuition rate, which the Board sets, ESU would seek approval from the Board. Regent Hutton stated he is not opposed to the idea of allowing universities to decrease tuition for specific programs but believes the Board should review and discuss the idea further. He also thinks that if the Board allows ESU to set market-based rates the other universities should have the same opportunity. President Flanders stated that in the past the Board has approved market-based tuition rates for specific programs but noted this request is different because it would allow ESU to set tuition below the Board approved rate for any program if a market study deemed it appropriate. Regent Hutton asked to receive information on the market-based tuition that the Board has approved in the past. Vice President Frisbie stated that the other universities are interested in having the same flexibility that is outlined in ESU's proposal. Regent Feuerborn and President Flanders noted if the universities are allowed to reduce tuition on specific programs, there should be a Board directive in the motion that non-resident rates cannot be lower than the resident rate. Regent Harrison-Lee stated she recommends granting all the universities the option to set lower market-based rates for FY 2021 and then next year, after data has been gathered, the Board can determine if it wants to extend the approval.

Following discussion, Regent Feuerborn moved to table the action on the university tuition and fee proposals until Thursday so that a clear motion can be drafted. Regent Schmidt seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

AMEND AGENDA

Regent Feuerborn moved to amend the agenda to place the Update on the Engineering Initiative on Thursday's agenda. Regent Harrison-Lee seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Van Etten, and Regent Bangerter. The motion carried. Regent Schmidt voted against the motion.

BREAK

Chair Bangerter called for a break at 4:57 p.m. and resumed the meeting at 5:04 p.m.

TEMPORARY SUSPENSION OF PART OF THE BOARD POLICY ON AUXILIARY ENTERPRISES

Vice President Frisbie stated that section "b" of the Board's Auxiliary Enterprises policy says: "State funds shall not be used to subsidize the operation of any organization operated as an auxiliary enterprise unless specified by bond covenants or by Board action." The universities are requesting to suspend this portion of the policy on a temporary basis to grant them more flexibility as they respond to the impact that COVID-19 has had on their campus operations. She noted that the Fiscal Affairs and Audit Standing Committee reviewed this request and recommended having the universities notify the Committee if they plan to utilize funds to subsidize any auxiliary enterprise. If approved, this suspension will begin on July 1, 2020 and end on June 30, 2021. Regent Feuerborn moved to approve the temporary suspension along with the requirement that the Fiscal Affairs and Audit Committee be notified if funds are going to be used. Regent Hutton seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

BOARD POLICY AMENDMENT ON EXTERNAL MANAGEMENT REVIEWS

Vice President Frisbie presented proposed amendments to the Board's Financial Review policy. Under the current policy, external management reviews are conducted at the state universities every five years and upon the departure of a university CEO. Vice President Frisbie noted over the last several years no material findings have been identified during these audits. To be more efficient and to reduce cost, the recommendation is to have these audits conducted once every eight years at the universities and to have the Fiscal Affairs and Audit Standing Committee determine the length of the review. Audits will still be conducted when there is a change at the University CEO position. Regent Murguia moved to adopt the policy amendments. Regent Rolph seconded. On

a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried. The following amendments were approved:

D FISCAL MANAGEMENT AND BUSINESS ADMINISTRATION (see Chapter III., Section B. for additional fiscal management policies applicable to state universities)

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6. FINANCIAL REPORTING

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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~~2021. For the once every ~~five~~ eight years audit, the period under review may be limited to the immediately preceding fiscal year, as determined by the Fiscal Affairs and Audit Standing Committee. 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.

BOND RESOLUTION FOR CONSTRUCTION AND EQUIPPING OF NEW SCHOOL OF BUSINESS BUILDING AND PURCHASE OF ON-CAMPUS HOUSING – WSU

General Counsel Julene Miller introduced Wichita State University's request for a bond resolution in an amount not to exceed \$74 million plus costs and reserves. The bonds will be used to finance (1) a portion of the costs of

the construction and equipping of a new school of business building on the innovation campus of the University to be known as Woolsey Hall and the purchase of the student housing units commonly known as The Flats and the Suites on the campus of the University, (2) refunding previously issued bonds and (3) paying certain costs of issuance of the Bonds. The bonds will be secured with a pledge of generally available unencumbered funds of the University, excluding Restricted Revenues as defined in the KDFA 2020P Bond Resolution, but the debt service will be paid with a combination of housing revenues and general revenues. Regent Bangerter asked if private donations are being used to help fund these projects. It was noted that approximately \$30.5 million of private gifts have been pledged for the construction of the business building and that no private gifts will be used to purchase the Flats and the Suites. Following discussion, Regent Murguia moved to approve the Resolution and to authorize the Board Chair, the University President and the Board President and CEO to execute all the necessary documents. Regent Schmidt seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Resolution filed with Official Minutes)

EXECUTIVE SESSION

At 5:15 p.m., Regent Feuerborn moved, followed by the second of Regent Harrison-Lee, to recess into executive session for 60 minutes to discuss personnel matters of non-elected personnel. The subject of this executive session was a regular university CEO evaluation and the purpose was to protect the privacy of the individual Board employee involved. Participating in the executive session were members of the Board, President Flanders, and Chancellor Girod. After a roll call vote, the motion carried. At 6:15 p.m., the meeting returned to open session.

RECESS

Chair Bangerter adjourned the meeting at 6:15 p.m.

RECONVENE

Chair Bangerter reconvened the meeting on Thursday, June 18, 2020 at 8:32 a.m.

MEMBERS PRESENT:

Shane Bangerter, Chair
 Bill Feuerborn, Vice Chair
 Ann Brandau-Murguia
 Cheryl Harrison-Lee
 Mark Hutton
 Shelly Kiblinger
 Jon Rolph
 Allen Schmidt
 Helen Van Etten

REPORTS

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS AND REPORT FROM THE COMMUNITY COLLEGES

Ken Trzaska presented the System Council of Presidents and community college reports. The Council is in agreement with the changes to the Performance Agreement Funding Guidelines and the proposed Associate-to-Baccalaureate Program Transfer Plan that was on the Board's agenda yesterday. The Council also discussed campus reopening plans for the fall semester. President Trzaska then reported that the CEOs of the community colleges met earlier in the month to discuss the takeaways of how the colleges responded to the COVID-19 pandemic and what lessons were learned. He highlighted the following takeaways: 1) it was important to identify student needs earlier and understand that student success is the number one priority of the campuses, 2) campus administration and faculty needed to be flexible and patient as the campuses transitioned from in-person to online

classes, and 3) faculty and staff were able to embrace the changes and moved quickly, which resulted in smooth transitions.

President Trzaska announced that this will be his last report and that he is leaving Seward County Community College for a new position. Starting in September, he will be the President of Lewis and Clark Community College in Godfrey, Illinois. Regent Bangerter thanked President Trzaska for his service to the College and to the state.

REPORT FROM THE TECHNICAL COLLEGES

President Genandt presented the report for the technical colleges. The technical colleges brought some students back to campus on May 14. These students are in programs that require hands-on training and by being on campus they were able to finish the course work for the semester. The colleges were able to accomplish this by working with their local health departments and establishing protocols and guidelines to address COVID-19 issues. This summer the technical colleges are working on their reopening strategies, which may include adjusting their fall academic calendars.

APPROVAL OF CONSENT AGENDA

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

Technical Education Authority

NEW PROGRAMS FOR COMMUNITY AND TECHNICAL COLLEGES

Butler Community College received approval to offer an Associate of Applied Science degree (63 credit hours) in Construction Technology (46.0415). The estimated cost of the program is \$99,258. The College will use reallocated funds and general fund reserves to finance the program.

Dodge City Community College received approval to offer a technical certificate B (30 credit hours) in Electrical Technology (46.0302) and a technical certificate B (44 credit hours) and an Associate of Applied Science degree (60 credit hours) in Climate and Energy Control Technology (47.0201). The estimated cost of the Electrical Technology program is \$225,000, which will be financed with the College's general and reserve funds. The estimated cost of the Climate and Energy Control Technology program is \$452,000. The College will use general and reserve funds to support this program.

Neosho County Community College received approval to offer a technical certificate A (16 credit hours) in Aerostructures (47.0607) and a technical certificate C (45 credit hours) in Industrial Maintenance Technology (47.0303). The estimated cost of the Aerostructures program is \$10,000, which will be financed with student tuition and fees along with state aid and the local mill levy. The estimated cost of the Industrial Maintenance Technology program is \$21,582. This program will be financed with the Mid-American Manufacturing Technology Center grant fund and the reallocation of funds.

Pratt Community College received approval to offer a technical certificate A (19 credit hours), technical certificate (37 credit hours), and an Associate of Applied Science degree (60 credit hours) in Welding (48.0508). The estimated cost of the program is \$143,500. Institutional and Capital Outlay funds will be used to support the program.

Seward County Community College received approval to offer a technical certificate B (32 credit hours) and an Associate of Applied Science degree (60 credit hours) in Grain Elevator Operations (01.0204). The estimated cost of the program is \$2,000, which will be funded with institutional funds.

Wichita State University Campus of Applied Sciences and Technology received approval to offer a technical certificate C (47 credit hours) and an Associate of Applied Science degree (65 credit hours) in Cloud Computing (11.0801) and three technical certificate C's (48-50 credit hours) and an Associate of Applied Science degree in Hospitality and Events Management (12.0504). The estimated cost of the Cloud Computing program is \$111,500, which will be financed from revenue generated from existing IT courses and programs. The estimated cost of the Hospitality and Events Management program is \$81,800. The program will be funded from the College's New Program Development fund.

CONSIDERATION OF DISCUSSION AGENDA

Fiscal Affairs and Audit

STATE UNIVERSITY TUITION AND FEE PROPOSALS FOR FY 2021

Regent Rolph move that the Board of Regents approve the tuition and fee proposals for FY 2021, as presented by the universities. This motion includes: approval of the expansion of Pittsburg State's Gorilla Advantage to Texas and Tennessee with no end date; the K-State request for Master of Industrial Design students from Missouri is moved for approval at the resident rate until such time as the reciprocal agreement with Missouri is re-negotiated; and Emporia State's request to offer market-based instruction to degree-seeking students for FY 2021. Regent Rolph also included as part of his motion that the tuition amounts presented are the maximum amounts that the universities may charge, and if a state university decides that a particular rate should be lower, the lower rate may be implemented without returning to the Board for additional approval during FY 2021. The lower rate shall, however, be reported to the Board Office before it is implemented, and in no case may a non-resident student be charged a rate lower than a resident student. Regent Hutton seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Tuition and Fee Proposals filed with Official Minutes)

Other Matters

UPDATE ON THE UNIVERSITY ENGINEERING INITIATIVE ACT

Scott Smathers, Vice President for Workforce Development, gave a progress report on the Engineering Initiative. The Act codifying the initiative 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 (beginning in FY 2011) to each of the three universities. The Act also requires the universities to match the funding 1:1 from non-state sources. The goal of the initiative is to increase the number of engineering graduates to 1,367 per year by 2021. The following is the breakdown of engineering graduates by institution for academic year 2018-2019: Kansas State University – 690, University of Kansas – 464, and Wichita State University – 342. Vice President Smathers noted that the universities have exceeded the target goal by 129 graduates.

Vice President Smathers stated that the initiative is successful, but the focus now is on how many graduates are entering the Kansas workforce. The Kansas labor market data shows that only 642 (42.91%) Kansas engineering graduates from the 2019 class stayed in Kansas, which includes the Kansas City metro region. To understand why engineering students are leaving, the Board office and the universities asked graduating seniors to take a survey. Vice President Smathers broke down the survey results and noted the following takeaways: 1) a high percentage of students who participated in an internship were offered a position after graduation with that

company; 2) 31 percent of graduating students had not yet decided if they were going to leave the state for a job; and 3) the top priority for most graduates was to find employment. Vice President Smathers stated that the survey also showed that graduates when looking for a job value the following factors: 1) the type of work associated with the employer; 2) total salary and benefits, 3) quality of life; and 4) cost of living. It was noted that overall career aspirations are also an important factor in a student's decision. Vice President Smathers stated that many engineering graduates who leave the state go to neighboring states for employment: Colorado, Missouri and Texas. He then reviewed wage and cost of living data for Kansas and these states, which showed that Kansas lags behind the others on base salaries and on earnings, even when cost of living is adjusted.

Moving forward, Vice President Smathers stated there needs to be a focused effort on retaining engineering graduates. This can be accomplished by increasing internship opportunities, expanding student experiences, and communicating with local business and industry leaders regarding salary gaps. Vice President Smathers did note that the engineering initiative has benefited the students, local businesses, and the state. However, unless Legislative action is taken, the initiative will sunset in 2021.

Regent Schmidt asked that this presentation and the survey results be sent to the Kansas Chamber. Regent Hutton stated that some local companies hire engineering graduates and then transfer them to branch offices in other states, which could account for some of the leakage. He also noted that many companies may be recruiting engineers back to the state after they have been in the workforce for several years. Vice President Smathers stated right now there is no way to collect that data but a national workforce database that collects employment information has been developed and may help answer that question in the future, if the data is allowed to be examined for that purpose (it is not allowed at this time). The Board then discussed the importance of internships and partnering with local businesses. It will also be important to use the data to show how this initiative has benefited local business and the state. The Board will continue its discussion of the Engineering Initiative at its August retreat.

(PowerPoint filed with Official Minutes)

BREAK

The Chair called for a break at 9:39 a.m. and resumed the meeting at 9:51 a.m.

Strategic Plan

NEW BOARD STRATEGIC PLAN

President Flanders presented an overview of the Board draft strategic plan. He noted over the last two years Board staff has gathered feedback from Kansans, representatives from the different sectors of higher education, the System Council of Presidents, the Governance Committee, and the Board. Based on the feedback, three messaging pillars were identified: 1) Kansas families, 2) Kansas businesses, and 3) Kansas economic prosperity.

President Flanders reviewed the structure of the plan, which contains areas of focus, dashboard metrics (lagging indicators), progress metrics (leading indicators), and promising practices. He reported that the areas of focus under the Family and Business Pillars were developed based on feedback received from Kansans who participated in the focus group meetings, which were held around the state over the spring and summer of 2018. Below each area of focus, dashboard level metrics were chosen as the main indicators in success. However, President Flanders noted movement on these indicators will often lag for several years which is why progress metrics were also built into the plan. These metrics will show results more quickly and over time should help move the dashboard metrics. Promising practices were added to the new strategic plan to promote purposeful systemwide strategies tied to the metrics. He also noted that as the plan ages, there will be opportunities to adjust the promising practices to meet the needs of the system and state.

President Flanders reported the third pillar, Economic Prosperity, was added to demonstrate how the higher education system supports economic growth in Kansas. This pillar will emphasize intentional economic development activities on the part of institutions. Under this pillar, each university will set goals and track the number of family sustaining jobs created and capital investment generated. President Flanders noted the jobs captured under this pillar must be new jobs that are generated as a result of intentional development and corporate partnership efforts on the part of state universities. These jobs must also meet a minimum annual wage standard of 250 percent of the federal poverty level and be located in Kansas to guarantee that the state is deriving benefit from the jobs. In addition to the dashboard metrics, universities will track existing business expansion, business attraction, business formation and entrepreneurial endeavors, along with any jobs or investment associated with those projects.

Regent Harrison-Lee stated she likes that the plan includes economic development and that it shows how the universities directly contribute to economic growth. She noted that the state is developing an economic development plan titled, *Framework for Growth*. Regent Harrison-Lee stressed the importance of aligning the higher education efforts with the state's economic development plan. This alignment could result in additional resources for these university efforts. She noted that when companies relocate, they look at a state's workforce and how it aligns with its higher education system. Regents Van Etten and Hutton concurred that the third pillar will be important to the state. Regent Schmidt noted that the whole plan is the correct vision for the state, and he likes the idea that the plan can be adjusted as the environment in higher education changes. Regent Kiblinger stated that this plan will drive the Board's work and will resonate well with Kansans and Legislators. She also noted that the Board should discuss at the retreat strategies for introducing this plan to the different constituents around the state. Following discussion, Regent Schmidt moved to adopt the new strategic plan titled: *Building a Future - Higher Education's Commitment to Kansas Families, Businesses and the Economy*. Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Strategic Plan filed with Official Minutes)

Fiscal Affairs and Audit

DISTRIBUTION OF FY 2021 STATE APPROPRIATIONS TO COMMUNITY COLLEGES, TECHNICAL COLLEGES, AND WASHBURN INSTITUTE OF TECHNOLOGY – SYSTEM

Regent Hutton stated that the minutes from the May 20-21 Board meeting needed the following technical note added:

The second distribution of the Excel in CTE grants to the technical and community colleges was approved at the May 20 meeting of the Kansas Board of Regents. With one exception, the amounts approved were based upon a linear trend forecast model, from the four prior years for each individual college.

For Cowley Community College, there was a reconciliation amount from the prior year that was counted as part of the FY 2020 amount given to them in January, when it was actually from FY 2019. While the approved amount in the May agenda was \$439,303, it should have been \$448,176, a difference of \$8,873. The additional amount is available in the appropriation and has been included in the distribution paid to the College. A reconciliation for FY 2020 will be done in the fall to ensure each college is reimbursed for the students who participated in the program, to the extent that appropriated funds are available.

Vice President Frisbie then presented the proposed FY 2021 distributions to individual institutions for the Tiered Technical Education State Aid, Non-Tiered Credit Hour Grant, Career Technical Education Capital Outlay Aid, and the Technology Grant. The distribution amounts set forth in the following table do not reflect the Board's

assessment of each institution's performance pursuant to K.S.A. 74-3202d(e) and thus the actual distribution to an institution, in accordance with the performance agreement process, may be less than the amount set forth in the table for that institution. Regent Hutton moved to approve the distributions, and Regent Rolph seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried. The following distributions were approved:

Tiered Technical Education State Aid Distribution			
Institution	FY 2020 Funding	FY 2021 Funding	Increase/ (Decrease)
Allen County Community College	\$1,327,658	\$1,327,658	\$0
Barton County Community College	3,521,294	3,519,749	(1,545)
Butler Community College	4,351,908	4,378,298	26,390
Cloud County Community College	1,364,522	1,364,522	0
Coffeyville Community College	1,221,598	1,221,598	0
Colby Community College	753,297	847,221	93,924
Cowley County Community College	2,522,575	2,522,575	0
Dodge City Community College	1,175,503	1,175,503	0
Flint Hills Technical College	1,789,872	1,791,222	1,350
Fort Scott Community College	1,508,066	1,508,066	0
Garden City Community College	1,014,384	1,025,433	11,049
Highland Community College	1,833,613	1,833,613	0
Hutchinson Community College	4,191,506	4,284,098	92,592
Independence Community College	558,687	558,687	0
Johnson County Community College	6,563,299	6,536,167	(27,132)
Kansas City Kansas Community College	4,373,333	4,388,879	15,546
Labette Community College	1,133,003	1,153,072	20,069
Manhattan Area Technical College	1,904,299	1,909,844	5,545
Neosho County Community College	1,428,152	1,488,937	60,785
North Central Kansas Technical College	2,794,057	2,780,372	(13,685)
Northwest Kansas Technical College	2,167,114	2,167,114	0
Pratt Community College	1,189,790	1,189,790	0
Salina Area Technical College	1,902,328	1,902,328	0
Seward County Community College	1,184,750	1,184,750	0
Washburn Institute of Technology	2,856,752	3,039,393	182,641
WSU Campus of Applied Science and Technology	5,199,305	5,868,559	669,254
Total	\$59,830,665	\$60,967,448	\$1,136,783

Table 2			
Non-Tiered Credit Hour Grant Distribution			
Institution	FY 2020 Funding	FY 2021 Funding	Increase/ (Decrease)
Allen County Community College	\$3,561,298	\$3,591,858	\$30,560
Barton County Community College	4,705,436	4,986,441	281,005
Butler Community College	10,998,700	11,284,336	285,636
Cloud County Community College	3,069,883	3,065,428	(4,455)
Coffeyville Community College	1,798,887	1,798,887	0
Colby Community College	1,389,663	1,415,975	26,312
Cowley County Community College	4,410,683	4,410,683	0
Dodge City Community College	1,529,674	1,535,283	5,609
Flint Hills Technical College	510,916	541,758	30,842
Fort Scott Community College	1,968,812	1,960,649	(8,163)
Garden City Community College	1,753,383	1,790,242	36,859
Highland Community College	4,015,987	4,008,803	(7,184)
Hutchinson Community College	5,269,986	5,333,431	63,445
Independence Community College	1,429,492	1,429,492	0
Johnson County Community College	15,437,047	15,651,974	214,927
Kansas City Kansas Community College	5,991,668	5,988,485	(3,183)
Labette Community College	1,679,312	1,743,344	64,032
Manhattan Area Technical College	485,613	498,103	12,490
Neosho County Community College	1,578,645	1,611,148	32,503
North Central Kansas Technical College	761,691	758,829	(2,862)
Northwest Kansas Technical College	622,527	661,927	39,400
Pratt Community College	1,247,479	1,266,794	19,315
Salina Area Technical College	140,947	206,909	65,962
Seward County Community College	1,831,297	1,831,297	0
Washburn Institute of Technology	186,221	212,448	26,227
WSU Campus of Applied Science and Technology	2,128,226	2,410,515	282,289
Total	\$78,503,473	\$79,995,039	\$1,491,566

Table 3			
Career Technical Education Capital Outlay Aid Distribution			
Institution	FY 2020 Funding	FY 2021 Funding	Increase/ (Decrease)
Coffeyville Community College	\$119,981	\$120,641	\$660
Cowley County Community College	132,710	134,283	1,573
Dodge City Community College	126,887	122,865	(4,022)
Flint Hills Technical College	129,507	129,489	(18)
Highland Community College	127,504	126,800	(704)
Hutchinson Community College	213,347	208,777	(4,570)
Johnson County Community College	347,596	338,088	(9,508)

Kansas City Kansas Community College	205,848	206,118	270
Manhattan Area Technical College	132,745	132,759	14
North Central Kansas Technical College	149,192	146,415	(2,777)
Northwest Kansas Technical College	131,468	133,093	1,625
Pratt Community College	119,771	119,099	(672)
Salina Area Technical College	120,669	121,941	1,272
Seward County Community College	127,765	126,779	(986)
Washburn Institute of Technology	175,567	176,315	748
WSU Campus of Applied Science and Technology	258,754	275,849	17,095
Total	\$2,619,311	\$2,619,311	\$0

Table 4			
Technology Grants Distribution			
Institution	FY 2020 Technology Grant	FY 2021 Technology Grant	Increase/ (Decrease)
Allen County Community College	\$14,168	\$14,168	\$0
Barton County Community College	19,482	19,482	0
Butler Community College	24,794	24,794	0
Cloud County Community College	16,824	16,824	0
Coffeyville Community College	16,824	16,824	0
Colby Community College	16,824	16,824	0
Cowley County Community College	19,482	19,482	0
Dodge City Community College	16,824	16,824	0
Fort Scott Community College	16,824	16,824	0
Garden City Community College	16,824	16,824	0
Highland Community College	18,597	18,597	0
Hutchinson Community College	25,678	25,678	0
Independence Community College	16,824	16,824	0
Johnson County Community College	38,962	38,962	0
Kansas City Community College	25,678	25,678	0
Labette Community College	14,170	14,170	0
Neosho County Community College	16,824	16,824	0
Pratt Community College	12,401	12,401	0
Seward County Community College	16,824	16,824	0
Washburn University	33,647	33,647	0
TOTAL	\$398,475	\$398,475	\$0

PROPOSALS FOR THE BOARD’S FY 2022 UNIFIED STATE BUDGET REQUEST

Vice President Frisbie reviewed the financial impact of the COVID-19 pandemic and the federal relief funds that are available to respond to the pandemic. At the beginning of the pandemic the U.S. Congress passed the following financial relief bills: 1) Coronavirus Preparedness and Response Supplemental Appropriations Act - \$8 billion, 2) Families First Coronavirus Response Act - \$192 billion, and 3) Coronavirus Aid, Relief and Economic Security Act (CARES Act) - \$2.7 trillion. The largest source of state funding in the CARES Act is the Coronavirus Relief

Fund and Kansas received \$1.25 billion. A portion of these funds was distributed to Sedgwick and Johnson Counties. For the remainder of the funds, the Governor’s Strengthening People and Revitalizing Kansas (SPARK) Taskforce will make recommendations to the State Finance Council, who will make the final decisions on how the funds will be distributed. Vice President Frisbie noted \$113 million in CARES Act funds were sent directly to the Kansas higher education institutions, which included the state universities, community and technical colleges, Washburn University, private institutions, and Haskell Indian Nations University. Of those funds, \$52.5 million was distributed to students as emergency grants. The remainder was used by the institutions for COVID-19 related expenses. The Governor’s Office also received \$26.3 million in the Governor’s Emergency Education Relief Funds. In coordination with the Kansas State Board of Education, the Kansas Board of Regents requested that the Governor apply this money entirely to the Kansas higher education system. This request was granted, and the state universities will receive the \$26.3 million. However, the Governor is going to apply an equivalent \$26.3 million allotment to the state universities’ State General Fund appropriations. It was noted that the federal funds will have more requirements attached to the funding and the universities may not be able to use these funds for their general operation expenses in the same manner as the state money. Regent Murguia expressed her disappointment with the allotment and the decision to switch out the state funds with the more restrictive federal funds. Vice President Frisbie also reported that the State General Fund is facing a \$650 million deficit for next year and the expectation is that the Governor will be announcing more allotments in the coming weeks.

President Flanders stated the higher education system will continue to submit proposals for these funds to help the institutions and the Kansas economy recover from the financial damage caused by the pandemic. Regent Harrison-Lee, who was appointed by the Governor to lead the Recovery Office, stated there is a short timeframe to expend these funds and that the funding from the Recovery Office will be allocated in three phases. In the first phase, funds will be sent to local units of government to be used for testing, contact tracing, and securing protective supplies. The goal of this phase is to allow communities to strengthen and keep their economies open. In the second phase, funds will be awarded to specific investments that are used to revitalize the economy, and in the third phase, funds will be awarded to reemergence proposals. Regent Harrison-Lee stated the higher education system would be eligible to submit economic proposals in the second and third phases. She noted proposals should address either public health needs related to COVID-19 or economic support related to employment and business interruption because of the pandemic.

Vice President Frisbie then reviewed the proposed items for the Board’s FY 2022 Unified Budget request. The Board will continue to review the proposed items at its August retreat and will act on its request at the September Board meeting.

Initial Requests for FY 2022

University System-Wide Issues

Proposals	
Deferred Maintenance of Facilities	TBD
Extend Kan-Grow Engineering Initiative ELARF Transfers (by statute they end in FY 2021)	\$10,500,000
Advance Kansas’ Economic Recovery via Student Financial Aid	TBD

Postsecondary Technical Education Authority

Proposals	Amount
Retain State Funding at FY 2021 Level	\$ --

Washburn University Priorities

Proposals	Amount
Center for STEM Education	\$866,000 ongoing + \$670,000 one-time startup
Ensuring Pathways to Student Success	\$880,000 ongoing + \$925,000 one-time startup

Community College Priorities

Proposals	Amount
Retain State Funding at FY 2021 Level	\$ --
Kansas Promise Scholarship Act (2020 House Bill 2510)*	\$10,000,000

*Governor Kelly vetoed the legislation that would have created the scholarship program.

Technical College Priorities

Proposals	Amount
Fully Fund Excel in CTE based on a three-year rolling average	TBD
Increase Career Technical Education Capital Outlay	\$7,500,000
Fully fund any existing “gap” for tiered technical courses	TBD
Fully fund any existing “gap” for non-tiered courses	TBD

*Other Matters***REPORT FROM KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY**

Ray Frederick, Chair of the Kansas Postsecondary Technical Education Authority (TEA), reported that the Authority had a busy past few months. The Authority approved several State Innovative Technology Internship Grants, which allow career technical education faculty an opportunity to participate in an internship with business and industry partners for the purpose of upgrading knowledge and skills in their profession. Three of the grants went to instructors at Kansas City Kansas Community College and one grant was awarded to an instructor at Barton Community College. Chair Frederick then reported that the TEA Curriculum Committee reviewed approximately 200 career and technical education programs this year. As a result of that review, 42 programs were reclassified because they either did not meet the criteria to be classified as a technical program or they were designated as low performance because they had fewer than ten graduates. Chair Frederick stated the many of the colleges voluntarily reclassified or discontinued these programs. The Committee also approved 13 of the 16 new program proposals that were submitted and conducted a thorough review the Excel and CTE fees for the upcoming academic year. Chair Frederick noted that the TEA is also reviewing fees related to extraordinary costs of technical programs. Additionally, the TEA created a new committee to work on an apprenticeships program model.

REGULATION TO ENSURE CONTINUED STUDENT ELIGIBILITY FOR THE BOARD’S STUDENT HEALTH INSURANCE PLAN

General Counsel Miller presented proposed amendments to the Board’s student health insurance regulations. The proposed amendment to K.A.R. 88-30-1 would suspend the eligibility requirement that students not be entirely online or receive instruction by distance education only, beginning with the upcoming plan year, August 1, 2020,

during any semester when the institution at which the student is enrolled has eliminated or substantially restricted in-person class options. General Counsel Miller stated that in order to have this amendment in place for the upcoming year a temporary regulation will need to be approved while the permanent regulation moves through the regulation process. Regent Rolph moved to approve the temporary regulation. Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Bangerter. The motion carried.

(Temporary Regulation filed with Official Minutes)

LEGISLATIVE UPDATE

Matt Casey, Director of Government Relations, recapped the action the Legislature took during its Special Session, which began on June 3, 2020. The bill that was passed provided liability protection for certain entities, revised the Kansas Emergency Management Act, and extended the Governor’s emergency declaration. Director Casey noted that an earlier bill listed the higher education institutions in the liability protection language, but the institutions were removed as the bill moved through the process. He also reported that that all Kansas Senate and House seats are up for election and the Government Relations Officers will be monitoring these races.

EXECUTIVE SESSION

At 11:20 a.m., Regent Feuerborn moved, followed by the second of Regent Rolph, to recess into executive session starting at 11:30 a.m. for two hours to discuss personnel matters of non-elected personnel. The subject of this executive session was two regular university CEO evaluations and the purpose was to protect the privacy of the individual Board employees involved. Participating in the executive session were members of the Board, President Flanders, President Scott (for a portion), and President Golden (for a portion). After a roll call vote, the motion carried. At 1:30 p.m., the meeting returned to open session. Regent Feuerborn moved to extend for 15 minutes. Regent Hutton seconded, and the motion carried. At 1:45 p.m. the meeting returned to open session.

ADJOURNMENT

Chair Bangerter adjourned the meeting at 1:45 p.m.

Blake Flanders, President and CEO

Bill Feuerborn, Chair-Elect

KANSAS BOARD OF REGENTS

MINUTES

August 4-6, 2020

The Kansas Board of Regents Budget Workshop and annual Retreat was called to order by Chair Bill Feuerborn on Tuesday, August 4, 2020 at 1:00 p.m. The meeting was held at T&C Hunt Club, 2461 Arrowhead Road, Arcadia, Kansas. Proper notice was given according to law.

MEMBERS PRESENT: Bill Feuerborn, Chair
Cheryl Harrison-Lee, Vice Chair
Shane Bangerter
Ann Brandau-Murguia
Mark Hutton
Shelly Kiblinger
Jon Rolph
Allen Schmidt
Helen Van Etten (by conference call)

WELCOME

Chair Feuerborn welcomed everyone to the T&C Hunt Club and introduced the manager of the Club, Tim Spehr.

BUDGET OVERVIEW

Elaine Frisbie, Vice President for Finance and Administration, stated that Kansas operates on a fiscal year basis from July 1 through June 30. In late March, the Legislature approved the state's budget for FY 2021, which included \$8,024.1 million in expenditures from the State General Fund (SGF). She noted a large portion of the expenditures went to the Unified School Districts (\$4,127.1 million), followed by human services (\$2,175.3), and then higher education (\$869.8 million). It was noted that the higher education SGF expenditure's rate of growth is the slowest when compared to all other state expenditures over a ten-year period. On the revenue side, Vice President Frisbie highlighted how revenue source amounts for the state have changed over the years with the implementation of different tax policies. It was noted that the majority of the state's revenue comes from individual income tax and sales and compensating use taxes. Vice President Frisbie stated that due to the COVID-19 pandemic the state's planned expenditures over the next several fiscal years will outpace its revenues. She noted that on June 29, Governor Kelly issued her Allotment Plan to balance the state's FY 2021 budget, as required by state law. Through those allotments, \$46.2 million was removed from the public higher education system's SGF appropriations. For FY 2022, it is estimated that there will be a \$1.5 billion shortfall in the state's budget, which will need to be balanced by the Governor and the Legislature.

Vice President Frisbie reported total revenues of the state's public higher education system in FY 2018 totaled \$3.84 billion, of which \$2.9 billion is attributable to the state universities. The key categories of revenue sources for the public institutions are state appropriations, student tuition and fees, federal and private grants, auxiliary enterprises, local support, and affiliated component units. Vice President Frisbie noted the percent of revenue collected in each category will vary by sector and institution. On the expenditure side, the 32 public postsecondary institutions spent nearly \$2.1 billion (57.5 percent) on salaries and benefits. The next major expense for the system is the operation and maintenance of the physical plant, which accounts for 6.8 percent of the total expenditures across the system. Vice President Frisbie reported that over the past couple of years the higher education system received increases in SGF base appropriations. However, the financial impact of the COVID-19 pandemic will very likely result in additional SGF cuts.

Vice President Frisbie then reviewed the federal funding available to address costs associated with the pandemic. In March, the Coronavirus Aid, Relief, and Economic Security (CARES) Act was passed by Congress and signed into law by President Trump. This \$2.2 trillion economic relief package included numerous provisions related to

higher education. Under the Higher Education Emergency Relief section, the Kansas public higher education system received \$41.1 million to use on COVID-19 related expenses (\$24.7 million for state universities, \$2.4 million for Washburn University, \$14.1 million for community colleges, and \$2.9 million for technical colleges). The institutions also received \$47.7 million to be distributed to students as emergency grants. The Governor's Office received \$26.3 million in the Governor's Emergency Education Relief Funds. In coordination with the Kansas State Board of Education, the Kansas Board of Regents requested that the Governor apply this money entirely to the Kansas higher education system. This request was granted, and the state universities will receive the \$26.3 million. For the remainder of the funds, the Governor's Strengthening People and Revitalizing Kansas (SPARK) Taskforce will make recommendations to the State Finance Council, which will make the final decisions on how the funds will be distributed. Vice President Frisbie reported that at its July 29 meeting, the State Finance Council approved an allocation of \$64,942,923 (\$55.5 million for the public universities and \$9.4 million for the two-year colleges). These funds will be used by the institutions to make necessary preparations and expenditures to deliver in-person and online instruction and prepare for campus operations in the fall 2020 semester.

Vice President Frisbie also reviewed the Composite Financial Index for the universities, which can be used to help assess the financial health of an institution.

UNIVERSITY BUDGETS

Chancellor Girod presented an overview of the University of Kansas's budget and its plan for the fall semester. The COVID-19 pandemic has had a significant financial impact on all the universities. For KU, the Lawrence and Edward campuses have lost \$35 million in FY 2020, which is primarily associated with lost revenues related to parking, student housing, and dining. It is projected that the two campuses will have a revenue shortfall of \$120 million in FY 2021. The Chancellor noted this is a moderate estimate based on assumed losses and stated that if students cannot return to the campuses, this number will increase. The University has also spent \$30 million on safety-related expenses for FY 2021, and only some of these expenses will be offset by federal funds. For the Medical Center, it lost \$4 million in FY 2020 and is anticipating a \$15 million revenue shortfall in FY 2021. Chancellor Girod stated the Medical Center did not completely shut down when the pandemic started because of its unique mission, which is why the revenue shortfall is lower than the main KU campus. To address the financial shortfalls on all of KU's campuses, the Chancellor reported that salary cuts have been made for leadership positions, a six-month salary reduction plan was implemented for faculty and staff, and a hiring freeze is in place. To help gain some revenue, KU is aggressively restarting its research enterprise. With regard to returning to in-person services, the Chancellor stated that decisions are being made based on science and guidance from its medical partners. To return the campuses to in-person classes, KU has implemented a mandatory mask policy, condensed its academic calendar, reconfigured housing and dining protocols, identified spaces to be used for quarantine and self-isolation, invested in testing and contact tracing, and de-densified spaces on the campuses. Chancellor Girod stated one of the University's guiding principles in this process is to foster a culture of personal and shared responsibility.

President Scott stated that COVID-19 has impacted all aspects of Pittsburg State University's operation in unprecedented ways. The University will face budgeting challenges like all the other institutions of higher education with revenue losses and extra safety-related expenses. President Scott stated the toughest part is trying to make decisions with all the uncertainty surrounding the state's budget and student enrollment. So far, the University has been able to offset some of the revenue losses and the extra expenses by using the federal funds provided through the CARES Act and by using the University's reserve fund. However, using those funds is not sustainable for the long term. President Scott stated he is really concerned with the FY 2022 budget and the high possibility of incurring significant state budget cuts. The University is also waiting to see what the student enrollment numbers will be for the fall. President Scott indicated that information on enrollments has been a moving target because many students are delaying their decision on whether to attend. PSU will offer face-to-face classes in the fall where possible and will be utilizing some hybrid and online courses to meet the needs of the students, faculty and staff. President Scott emphasized the importance of communicating with the students,

faculty and staff about what is happening on the campus. He also noted that PSU has informed students that classes may again be switched to online if circumstances change.

President Golden stated Wichita State University was facing a shortfall of \$3.2 million in tuition revenue prior to the pandemic because of a reduction in resident student enrollment. An additional \$3.6 million tuition revenue loss is now projected, which will bring the total estimated loss in tuition revenue for FY 2021 to \$6.8 million. WSU is also facing additional COVID-19 safety-related expenses and is monitoring the state's budget. President Golden concurred with President Scott that the projection for the state's FY 2022 budget is concerning and that there are a lot of unknowns regarding student enrollments and how COVID-19 will impact the campus. To mitigate the financial shortfalls for FY 2021, WSU has implemented a hiring freeze, restricted discretionary purchases, and reduced budgets for each division of the University. Like the other universities, WSU has put protocols in place to deliver in-person services on the campus for the fall semester. Students living on campus will be screened as they enter the facilities. Housing capacity has been reduced and face masks will be required.

President Mason stated that Fort Hays State University's situation is similar to the other universities. The University's financial situation is currently stable but FHSU is monitoring the state's budget and enrollment. It was noted that losses in tuition revenue and state funding will greatly impact the University's operations. FHSU is currently developing plans on how to manage any losses, which will include delaying capital improvement projects. For the University's China program, all classes have been moved to online, and the University is waiting to see if the pandemic will affect its enrollment. President Mason noted that FHSU has always had a strong online presence and is developing a market plan to emphasize its success and its competitive pricing. However, the University is anticipating a seven percent decline in total enrollment for the upcoming year.

President Myers stated that Kansas State University developed the following principles to guide the campus for the fall semester: 1) preserve the health and safety of K-State's university community and our host communities, 2) maintain and deliver our land-grant mission through teaching, research, and extension/outreach, 3) preserve and maintain university operations necessary to support mission-critical activities, 4) preserve the financial capability of the university to deliver mission critical activities for the long-term fiscal health of the university, and 5) honor K-State's unique culture – students, faculty, and staff are at the heart of the University. He noted the fall semester will begin on August 17 and all individuals on the campus will be required to have a face covering. He spoke about the University's testing and contact tracing abilities and noted the importance of partnering with local county officials. On the research side, KSU received COVID research grants totaling \$1.5 million. However, in the same quarter of FY 2020, University spending on other grants and contracts was down \$9 million (20 percent). President Myers reported that from March to June 2020, KSU lost \$45 million because of decreased revenues and increased expenses. The University is estimating a \$51 million loss in FY 2021 and is concerned about the state's budget projection for FY 2022. To address the financial shortfalls, KSU furloughed 1,868 employees, terminated or non-reappointed approximately 100 employees, and is in the process of deploying \$38.75 million in additional budgetary actions.

Diana Kuhlmann, Vice President for Administration and Finance, presented an update for Emporia State University. In 2020 before the pandemic hit, ESU had reduced its expenditures and implemented cash management procedures to deal with tuition revenue losses. The University was already planning to reduce \$2 million from its budget in 2021 and because of the pandemic, ESU is now anticipating an additional \$3.4 million reduction in tuition revenues. Vice President Kuhlmann stated that currently enrollments are down about eight percent but that could change in the coming weeks. She reported that the University's cash balances are stable, but she is concerned with the 2022 state budget forecast. ESU is anticipating revenue losses associated with housing, fees, tuition, and athletics, which may total around \$6.5 million for FY 2021. Vice President Kuhlmann stated that the federal CARES Act stimulus funds have helped with some of the losses, but it is not enough to cover all of them.

The Board discussed the universities' AY 2021 plans. A question was asked regarding who makes the decision as to which courses are offered online. It was noted that the faculty work with department chairs and deans but ultimately the university provost will make the decision. The majority of CEOs also indicated that currently the number of online course offerings for each institution is about the same as it has been in previous years. The universities are also allowing some staff and faculty to work from home depending on their circumstances and their ability to perform their job functions remotely, which will help to de-densify the campuses. Chancellor Girod noted there will be COVID-19 cases on the campuses just like there are cases in the communities. In order for classes to stay face to face, the community both on and off campus will need to work to mitigate the spread so that the healthcare system does not get strained. The Board also discussed how COVID is impacting athletics at the universities.

BREAK

Chair Feuerborn called for a break at 2:59 p.m. and resumed the meeting at 3:07 p.m.

STATE UNIVERSITY TUITION RATES

Vice President Frisbie stated that at the June meeting, the Board requested an overview of the different university non-resident tuition rates and waivers. Each of the universities has its own structure of discounted rates and waivers for students who would otherwise pay full non-resident rates. Some of the waivers are based on state law while others have been granted by the Board over the years. Vice President Frisbie presented an inventory of all the different non-resident tuition discounts, waivers, and scholarship programs offered by the universities.

The reasons cited for offering non-resident tuition discounts and waivers include decreasing state financial support, changing demographics, competition from neighboring states and a decline of in-state student enrollments. She also reviewed how other states handle non-resident rates. Regent Bangerter stated this is a complex issue because the universities need the right mix of revenue to make their budgets work; however, he believes the Board's tuition policy needs to be reviewed so that the universities can continue to be competitive with other states. Regent Schmidt asked how the waivers are funded. The majority are financed by the universities. Regent Feuerborn asked the Board's Fiscal Affairs and Audit Standing Committee to study the different non-resident tuition rate and waiver structures and determine if the Board's tuition policy needs to be adjusted.

(Spreadsheets are filed with Official Minutes)

FY 2022 UNIFIED BUDGET REQUEST

Vice President Frisbie stated the Kansas Higher Education Coordination Act requires the Board of Regents to develop and present to the Governor and Legislature a unified request for state appropriations for postsecondary education each year. The Board's request must be submitted by October 1. At the June meeting, the institutions submitted proposed items for the Board's FY 2022 unified budget request. The Board discussed the state's budget forecast and noted that it is not realistic to submit a request asking for additional base funding, which has been a priority of the Board in the past. The Regents discussed the possibility of requesting funds for specific programs including items that are connected to economic development. The university CEOs expressed their concerns about additional State General Fund reductions and are hoping their state funds remain at least flat. The Board also discussed the Engineering Initiative, which will sunset in 2021, and the deferred maintenance initiative. Regent Feuerborn stated the Board has until the September meeting to determine if there are specific programs it wants to request funding for and if so, it will be important to get the request embedded in the Governor's budget.

ADJOURNMENT

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

CALL TO ORDER

Chair Feuerborn called to order the August 5, 2020 meeting at 10:45 a.m.

MEMBERS PRESENT: Bill Feuerborn, Chair
 Cheryl Harrison-Lee, Vice Chair
 Shane Bangerter
 Ann Brandau-Murguia
 Mark Hutton
 Shelly Kiblinger
 Jon Rolph
 Allen Schmidt
 Helen Van Etten (by conference call)

CAMPUS DIVERSITY AND INCLUSION AND CAMPUS CLIMATE

Vice President Frisbie introduced Wichita State University's Chief Diversity Officer, Marché Fleming-Randle. Dr. Fleming-Randle will chair the Council of Chief Diversity Officers this year.

General Counsel Miller reported that over the summer, members of the Student Advisory Committee met with President Flanders to discuss how public universities handle free speech and assembly issues. The students are interested in exploring ways to address "hate speech" on the campuses. General Counsel Miller stated the universities are state agencies and strict parameters dictate what they may do to discourage, prohibit or sanction speech. Public universities may not censor, prohibit, chill or punish a student's expression, enact or enforce censorship policies, or compel speech through mandatory civility statements or codes simply because the university disagrees with the speaker's message or finds it to be hateful or offensive. Under the law, there are very limited types of speech or expression that a state university may restrict. However, General Counsel Miller noted that the universities can and have implemented policies prohibiting and punishing race discrimination and other forms of unlawful discrimination, and each has reasonable time, place and manner restrictions on use of campus facilities and open spaces, and each has a core values statement. President Flanders stated that the Board may want to consider adopting some form of guidance to address campus free speech issues.

President Flanders stated that the system also needs to address the enrollment equity gaps and asked Vice President Archer to provide some information on best practices to reduce these gaps. Vice President Archer reviewed the College Going Rate, which is the percentage of high school students entering postsecondary. Over the last eight years this rate has declined by six percentage points – going from 55.6% in 2010 to 49.3% in 2018. Vice President Archer noted the College Going Rate for Hispanic and Black students has significantly decreased since 2014. He then reviewed the first-year retention rates and six-year graduation rates for the total student population and the three largest race/ethnicity populations at each of the universities. The data shows that Hispanic and Black students typically have lower rates in both categories when compared to their white counterparts.

Vice President Archer stated race and ethnicity gaps in student enrollment is a national issue, and he reviewed several initiatives that have been implemented in other states to help reduce these gaps. At Georgia State University, students who are academically at-risk are automatically enrolled in the Summer Success Academy. These students earn seven hours of credit while receiving intensive academic and personal support. Vice President Archer reported that students who went through the Academy had higher retention and graduation rates. The University of Georgia system has a statewide program titled the African American Male Initiative (AAMI). This program emphasizes study-skill activities, support services, mentoring, and leadership development. Since its launch, the six-year graduation rate for African American males in the system increased by 11.4 percentage points, going from 28.97% from 40.35%. Vice President Archer stated that many colleges and universities throughout the country have utilized Early College High School models, which allow students to earn college credits either throughout the entire high school experience or during the final two years of high school, to reduce the equity gaps. National Student Clearinghouse data indicates that minority students who participate in these programs are

ten times more likely to earn a college degree than minority comparison students. Rutgers University's Future Scholars Program is a five-year program that runs from the seventh grade to the twelfth grade. Students in this program receive support and participate in activities that prepare them for college. Utah Valley University's Hispanic Initiative is a community outreach and concurrent enrollment program. The program provides 14-20 Hispanic parent open houses each year, free summer and concurrent bridge programs, and hosts Hispanic student conferences and cultural events. This initiative has helped increase Hispanic student enrollment by 324% and Hispanic graduation headcount by 372%.

Regent Murguia asked whether the universities had done any research to identify the specific barriers in Kansas that are deterring minority students from entering higher education. She believes that in order for solutions to be implemented to reduce the enrollment gaps, the Board and the universities need a better understanding of why minority students are not attending college – are there specific barriers or is it a personal choice. No university has conducted an in-depth review, but Chancellor Girod noted that the Mid-America Regional Council has conducted regional studies and some of its key findings are related to cost and access. President Flanders stated when he spoke with Hispanic high school students, many indicated it was difficult to fill out the college application and FAFSA paperwork. Geographical location can also be a barrier for Hispanic students because many Hispanics prefer to stay near their families, which is one reason why the Dodge City region was looking at partnering with a university to offer baccalaureate degrees.

Chancellor Girod stated it is important to not only recruit minority students but to also have services in place at the campuses to help with completion. He noted that for many students their pursuit of a degree can be derailed by any financial strife. President Myers stated the reasons students leave college before completing are usually associated with financial, academic, or social issues. KSU, like all the other universities, has support programs in place to help students, including peer mentoring, but these programs are constrained because of limited resources. However, President Myers noted that even with limited resources the programs are successful.

President Rittle reported that the makeup of the student population on the community college campuses varies depending on its location. He noted that the community colleges have several programs aimed to support low-income and first-generation students. One program is the TRIO Student Support Services, which is a federally funded program that helps students persist and graduate. President Rittle stated it is important for the institutions to let students who are struggling know they are valued, and these programs are just one tool the colleges use. Dr. Rittle stated that a diverse faculty also plays an important role because students feel more connected when they are being taught by someone who has a similar cultural background.

Regent Bangerter stated that each of the institutions has support programs in place to help low-income and minority students, but he would like the Board to review the initiatives that Dr. Archer presented to see if more can be done at the system level. President Flanders stated low-income, first-generation and other underserved populations benefit from concurrent enrollment programs and that legislation was introduced last year that would have allowed school districts to fund a student's concurrent enrollment classes. However, because the pandemic shortened the Legislature's work, the bill was not enacted. He also noted the importance of engaging students while they are in high school because there are support structures in place. Dr. Flanders stated the Council of Chief Diversity Officers would be a good group to engage with on this topic. The Diversity Officers can study the barriers associated with the equity gaps and bring forward recommendations on how the system can close the gaps. Regent Bangerter agreed that students need to be engaged early and that the programs Dr. Archer presented seem to be effective. He would like to see recommendations on how these types of programs can be implemented in Kansas along with recommendations on how they can be funded. Regent Schmidt stated that programs associated with reducing enrollment equity gaps could be a budget item the Board could request in the future. He believes that if there is data surrounding the request that shows its impact on shrinking the gap, it may get traction in the legislative process. Regent Harrison-Lee concurred that there needs to be a system-level approach and that other states' models should be studied, and she would also like to look at ways to help students complete the FAFSA.

Dr. Fleming-Randle stated that the Council of Chief Diversity Officers look forward to working with the university CEOs and the Board on these issues. She noted the Council will be looking into what is currently being done on the campuses, determine what has been successful, and then work on next steps.

On the free speech topic, Regent Hutton believes the Board should explore whether it needs to have a systemwide policy. He mentioned that the Arizona system has a policy that the Board could review. President Myers noted that KSU adopted the Chicago Principles. Both these documents will be sent to the Board. President Myers also stated that it is important to educate students on what the First Amendment means and how it is applied. KSU's General Counsel's Office does regular training on this topic with different campus groups.

BREAK

Chair Feuerborn called for a break at noon and resumed the meeting at 12:32 p.m.

COORDINATING COUNCIL AND FUTURE OF HIGHER EDUCATION COUNCIL UPDATES

Regent Kiblinger reported that the Coordinating Council discussed aligning the spring break schedule for the Kansas public education system beginning in the 2021-2022 school year. The alignment of calendars would allow high school students more opportunities to enroll in concurrent courses because schedules will be synchronized and families that have children enrolled in different institutions will be able to plan vacations. President Flanders noted that the Board office often receives complaints from parents regarding spring break schedules. Regent Bangerter asked whether the school districts will be able to align. Regent Kiblinger stated the State Board of Education is collecting feedback from the districts, but she believes the majority will be in favor because many already align with the higher education institution that is located nearest to them. President Rittle stated the community colleges are willing to align but will need advance notice because the colleges use their spring breaks as a pivot point for when they start and stop classes. President Genandt stated the technical colleges are already aligned with their local school district, so it should not be a problem. None of the university CEOs had an issue moving forward with the alignment.

Regent Harrison-Lee reported that the Future of Higher Education Council has met twice and spent the majority of those meetings receiving background information on the higher education system. The Council discussed adding an icon to all the approved systemwide transfer courses so that they are easily identified. The members are also interested in looking at models to address equity gaps. Regent Harrison-Lee stated that at the next meeting the Council will discuss how the COVID-19 pandemic has impacted the higher education system and determine if those impacts should be addressed in the creation of the comprehensive three-year, five-year, and ten-year plan for higher education.

BUILDING A FUTURE: ECONOMIC PROSPERITY PILLAR UPDATE

President Flanders reported the third pillar, Economic Prosperity, demonstrates how the higher education system supports economic growth in Kansas. This pillar emphasizes the intentional economic development activities of the institutions. Under this pillar, each university will have established goals and will track the number of family sustaining jobs created and capital investment generated. The jobs captured under this pillar must be new jobs that are generated as a result of intentional economic development and corporate partnership efforts on the part of state universities. These jobs must be located in Kansas to guarantee that the state is deriving a benefit from the jobs. The universities will also track existing business expansion, business attraction, business formation and entrepreneurial endeavors, along with any jobs or investment associated with those projects.

President Flanders stated the Kansas higher education system is in the best position to help the state grow economically. Each university has strengths in specific areas that can be expanded to help Kansas attract and grow businesses. He noted the system will need to work with companies on strategies to retain graduates in the state and that wage discrepancies will need to be addressed. Scott Smathers, Vice President of Workforce Development, reported that a work group of university representatives are focused on developing Pillar Three and have been sharing ideas.

BREAK

The Chair called for a break at 1:32 p.m. and resumed the meeting at 1:48 p.m.

BUILDING A FUTURE: PROMOTING THE PLAN AND AFFORDABILITY

Matt Keith, Director of Communications, and Matt Casey, Director of Government Relations, stated that it will be important to share the Board's new strategic plan, *Building a Future*, with a variety of stakeholders including the Governor, legislators, business and industry organizations, school districts, military partners, and the higher education community. Promotional materials are being developed that will be given to Board members, Board staff, and the communication and marketing teams on the college and university campuses. The Board members can use these materials when they are presenting at events, giving interviews, or meeting with key stakeholders.

Vice President Archer stated that at the June Board meeting the Board approved moving forward with two initiatives that align with the strategic plan's emphasis on affordability. The first is the strategic review of low-enrollment programs. This review will primarily be based on assessing programs in three core areas: essentiality, productivity, and cost effectiveness. The universities will be required to provide data on specific criteria. Each university will then present its low-enrollment strategic program alignment findings and recommendations to the Board in the middle of FY 2021 (November 2020, December 2020, and January 2021). If a university wishes to extend its review beyond this period due to the challenges involving COVID-19, it may request an extension from the Board Academic Affairs Standing Committee. If approved, the university will present a minimum of 50 percent of its low-enrollment programs to the Board in the middle of FY 2021 and any remaining such programs will be presented to the Board at the end of FY 2021 (May and June 2021).

The second initiative is to develop strategies that advance associate-to-baccalaureate degree program transfer. A work group is being formed to develop a proposed policy that 1) defines a common general education package for transferable associate degrees; and 2) guarantees that a transferable associate degree is used to satisfy the general education requirements at the receiving baccalaureate-degree granting university. Vice President Archer stated another component of this process is to continue to examine associate and baccalaureate degree credit limits and highlighted the pilot program between the University of Kansas Edwards Campus and Johnson County Community College. Regent Bangerter believes the Board should move forward with amending the policy on baccalaureate degree credit limits to allow the other universities the ability to apply more than 60 hours toward the completion of a baccalaureate degree. He stated it will benefit students by cutting their time to completion and it will benefit the institutions by keeping students enrolled in Kansas. Vice President Archer stated this may need to be reviewed at the program level because there could be accreditation issues. The Board members would like to get feedback from the institutions regarding the benefits and drawbacks of amending the policy. Board staff will develop a timeline for gathering this information so the Board can decide on the policy.

Vice President Archer also highlighted the increased use of open educational resources (OER) on the campuses, which save students textbook costs. A study conducted by rpk group and SRI Education estimated that community college students save an average of \$66-\$121 per course when OER is used. OERs have also been linked to improved student success rates. Dr. Archer noted that a working group was formed with representatives of all sectors to look at ways to increase the use of OERs in the system.

NON-BUDGETARY LEGISLATIVE REQUESTS

Director Casey presented the non-budgetary legislative requests listed below. These items will be presented to the Board for consideration later in the fall.

- Amend the Kansas Private and Out-of-State Postsecondary Educational Institution Act (K.S.A. 74-32,162 et seq.) to clarify and enhance the Board's oversight.
- Support permissive authorizing language for affiliations between any two-year college and any four-year university without identifying specific institutions.

- Amend K.S.A. 74-32,434 to add “high school equivalency (HSE)” to the performance-based incentive payment program.
- Extend the Kan-Grow Engineering Initiative beyond FY 2022 and continue the \$3.5 million transfers specified in K.S.A. 74-8768 beyond July 1, 2021 to the three research universities.
- Amend K.S.A. 75-6609(f) to clarify that the proceeds resulting from the sale of universities’ real property are to be retained by the university (rather than having to state that in each land sale bill).
- Exempt the universities and the Board Office from K.S.A. 75-7201 that mandates KITO oversight of IT projects over \$250,000.
- Seek extension of COVID-related immunity for all public institutions of higher education. *See* Section 8(f) in 2020 House Bill 2054 and Sections 9 and 11 of 2020 House Bill 2016 passed in the special session.
- Repeal K.S.A. 76-393 that requires the Board office to authorize the Department of Administration to transfer funds from each of the six state universities to the University Press of Kansas at KU.
- Eliminate the requirement that the in-person oath of office in K.S.A. 54-101, et seq. and K.S.A. 75-4308, et seq. be notarized, or that it be done in-person.
- Support revival and passage of 2020 HB 2411, which would have removed the Division of the Budget from the Rule and Regulation Filing Act process.
- Repeal obsolete statutes for which KBOR provided rationale to the Office of the Repealer several years ago.

Vice President Frisbie then reviewed the budgetary requests that the community and technical colleges submitted. President Rittle stated the community colleges support the list of requests that was submitted and noted they are concerned that the pandemic will have a significant effect on their Excel in CTE enrollment.

DEFERRED MAINTENANCE

Kelly Oliver, Senior Director of Finance and Administration, reported that earlier this year the Board commissioned two studies related to deferred maintenance. Accruent LLC conducted a detailed condition assessment of university mission critical buildings and is currently working with the universities to develop databases so that the building conditions on each campus can be tracked. The databases will also generate reports that will help the universities and the Board make decisions on deferred maintenance issues. Gould Evans in association with Rickes Associates have completed their space utilization review on all the campuses and will have a final report to the Board in November. Regent Hutton asked when the databases will be operational. Director Oliver stated that the information is currently being entered into the databases but is unsure of the timing on when reports can be produced. He also wanted to know when a comprehensive plan to address deferred maintenance will be completed. President Flanders stated that the pandemic slowed the process some, but he expects to have something to the Board by December. He also noted that the space utilization needs for this year and possibly next year are going to be different than a normal year because of the pandemic. It was noted that the plan will need to address the penalties associated with losing Educational Building Fund allocations when a building is torn down. Right now, if a university wants to decrease its building footprint, it will lose funding because the EBF is calculated by square footage. The formula needs to be reviewed to determine ways to address the problem while also trying to keep it equitable for the universities. Regent Hutton noted he was not advocating for changing the formula but believes there needs to be a plan to address the issues. Regent Harrison-Lee concurred that there needs to be a solid strategy and plan in place before the Board can take a recommendation to the Legislature. Regent Kiblinger stated that if the Board pursues the deferred maintenance initiative, the strategy and plan need to highlight the construction jobs that will be created, which will impact the Kansas economy. President Flanders stated that it is important for the Board to be involved with the development of the strategies and plan. Vice President Frisbie noted this will be a standing agenda item on the Fiscal Affairs and Audit Standing Committee so those Board members will have opportunities to provide feedback and guidance on a monthly basis.

BREAK

Chair Feuerborn called for a break at 2:55 p.m. and resumed the meeting 3:10 p.m.

OPEN DISCUSSION

The Board and the CEOs discussed how the campuses are addressing social justice issues. President Myers discussed KSU's strategies including creating a student ombudsperson office, forming a university policy working group to address institutional bias and barriers, increasing need-based scholarships, and developing a social media policy to balance free speech and university values. He noted faculty, staff, and students were involved with developing the items.

The Board also continued its discussion on how COVID-19 is impacting the system and the state. Chancellor Girod discussed how the healthcare system is responding and the importance of implementing the mitigation practices like wearing a face covering and socially distancing when possible. The CEOs discussed how they are working with their local counties so that consistent messaging is being delivered. President Garrett spoke about the challenges associated with athletics include the cost of testing all the athletes.

ADJOURNMENT

The Chair adjourned the meeting at 4:20 p.m.

CALL TO ORDER

Chair Feuerborn called to order the August 6, 2020 meeting at 8:45 a.m.

MEMBERS PRESENT:

- Bill Feuerborn, Chair
- Cheryl Harrison-Lee, Vice Chair
- Shane Bangerter
- Ann Brandau-Murguia
- Mark Hutton
- Shelly Kiblinger
- Jon Rolph
- Allen Schmidt
- Helen Van Etten (by conference call)

UPDATE FROM THE COMMUNITY AND TECHNICAL COLLEGES

President Rittle spoke about the fall semester plans for the 19 community colleges. The campuses are installing hygiene stations, spacing out classrooms to adhere to the social distancing guidelines, cleaning high touch surfaces throughout the day, and implementing multiple dining options for students. Health assessments will be conducted on students entering housing facilities and on student athletes. Dr. Rittle noted that 18 of the 19 community colleges are requiring face coverings on campus and all are working with their local health departments on best practices. The 19 colleges are going to have face-to-face classes but are ready to move to online if the need arises. It was noted that when students return to the campuses it will be a different environment because there will not be many student activities.

President Genandt stated the technical colleges are implementing many of the same safety protocols as the community colleges. However, Northwest Kansas Technical College is the only college that will need to address student housing issues. He reported that the colleges brought some students back on campus in May to complete programs that require hands-on training, which was successful. Moving forward, many of the colleges are adjusting their academic calendars and are planning to frontload lab courses when possible. President Genandt reported that half of the colleges are requiring face covering and the others are strongly recommending it. All the colleges are working with their local health departments. President Genandt noted that the colleges are concerned about how the pandemic is going to affect high school student enrollment in Excel in CTE programs.

BOARD COMMITTEES

The Board Academic Affairs Standing Committee and the Fiscal Affairs and Audit Standing Committee met to go over items for the upcoming year.

2020-2021 BOARD GOALS

President Flanders reviewed the goals from last year and recapped the potential Board goals for the upcoming year, which are listed below. Staff will more fully develop the goals and present them to the Board for consideration at the September meeting.

1. Improve academic program transfer by creating a systemwide general education (GE) package to align programs under a common framework that guarantees seamless transfer and evaluate the pilot program that increased the number of credit hours eligible for transfer.
2. Review the 60 low-enrollment programs at the six state universities to assess program viability and strengthen the efficiency of degree program inventories.
3. Review university, community college and technical college plans and best practices to improve college-going rates, retention rates, and graduation rates of students from underrepresented populations.
4. Develop Board guidance on free speech to state universities.
5. Establish five- and ten-year systemwide objectives within *Building a Future* by leveraging individual university strengths into the creation of direct jobs and direct investments from beyond the state borders into Kansas.
6. Develop a comprehensive plan to finance deferred maintenance of public institutions of higher education facilities to be presented to the 2021 Legislature.
7. Promote simplicity, transparency, and degree completion by exploring tuition rate strategies for resident and non-resident students attending the state universities.

The Board discussed the complexity and challenges associated with these goals and the Board feels that the issues need to be addressed in order for the system to move forward. Regent Hutton commented that he would like to see a budget request centered around reducing the equity gap. Regent Bangerter asked whether the Board should advocate for state funded concurrent enrollment courses. President Flanders stated that increasing the ability of high school students to take concurrent enrollment courses is one tool that can be used to address equity gaps, and he believes the first step should be getting the concurrent enrollment bill that was introduced last session passed, thereby allowing school districts to pay for concurrent tuition.

HOUSEKEEPING

General Counsel Miller distributed the conflict of interest forms for each Regent to complete. The Board will act on any actual or apparent conflicts in September. The Board members signed up for fall commencement ceremonies and reviewed the upcoming Board meeting calendar. Additionally, the Board came to a consensus that the 2021 budget workshop and retreat will take place the last week in July. President Flanders will forward the dates to the Board and the university CEOs. The Board also discussed the process for appointing a new Board chair and vice chair.

Chair Feuerborn announced that this year before each Board meeting he wants to recite the Pledge of Allegiance, and he would like to have the six university CEOs present monthly reports when there is enough time on the Board's agenda for them to do so.

ADJOURNMENT

Chair Feuerborn adjourned the meeting at 11:48 a.m.

Blake Flanders, President and CEO

Bill Feuerborn, Chair

KANSAS BOARD OF REGENTS
MINUTES OF SPECIAL MEETING
 August 13, 2020

The Kansas Board of Regents met virtually on Thursday, August 13, 2020. Chair Bill Feuerborn called the meeting to order at 9:00 a.m. Proper notice was given according to law.

MEMBERS PRESENT: Bill Feuerborn, Chair
 Cheryl Harrison-Lee, Vice Chair
 Shane Bangerter
 Shelly Kiblinger
 Jon Rolph
 Allen Schmidt
 Helen Van Etten

MEMBERS ABSENT: Ann Brandau-Murguia
 Mark Hutton

ALLOCATION OF FY 2021 GOVERNOR’S EMERGENCY EDUCATION RELIEF (GEER) FUND GRANTS TO STATE UNIVERSITIES

Elaine Frisbie, Vice President of Finance and Administration, reported that the Governor’s Office was awarded \$26,274,163 under the Governor’s Emergency Education Relief Fund (GEER) by the U.S. Department of Education in early June. Governor Kelly allocated the full amount to the state universities. Vice President Frisbie noted the universities must expend all funds by September 30, 2021 and must comply with all the federal reporting requirements. If approved, each university CEO will sign a grant agreement with the Board’s President and CEO to ensure compliance. Regent Bangerter asked whether the universities are receiving the same amount in the distribution that was removed from each of them in the Governor’s allotment. Vice President Frisbie stated the distribution amounts for each university reflect the Governor’s allotment. Regent Bangerter moved to approve the distribution amounts as presented below. Regent Van Etten seconded, and the motion carried.

State University	GEER Allocation
University of Kansas	\$6,316,593
University of Kansas Medical Center	4,729,440
Kansas State University	6,690,455
KSU Polytechnic Campus	301,989
KSU Veterinary Medical Center	451,058
Wichita State University	2,997,749
Emporia State University	1,505,594
Pittsburg State University	1,684,463
Fort Hays State University	1,596,822
Total	\$26,274,163

ALLOCATION OF FY 2021 CORONAVIRUS RELIEF FUND GRANTS TO PUBLIC INSTITUTIONS OF HIGHER EDUCATION

Vice President Frisbie reported that the State Finance Council approved an allocation of \$64,942,923 (\$55.5 million for the public universities and \$9.4 million for the two-year colleges) from the Coronavirus Relief Fund to the public higher education institutions. These funds will be used by the institutions to make necessary

preparations and expenditures to deliver in-person instruction and prepare for campus operations in the fall 2020 semester. Vice President Frisbie noted that grant agreements will be signed by each institution’s CEO and the Board’s President and CEO to ensure compliance with all the federal requirements. Regent Kiblinger moved to approve the distribution amounts as presented below. Regent Schmidt seconded, and the motion carried.

University	Grant Award
University of Kansas	\$19,013,829
University of Kansas Medical Center	2,802,917
Kansas State University	17,814,311
Wichita State University	5,222,375
Emporia State University	3,251,141
Pittsburg State University	2,719,658
Fort Hays State University	2,353,549
Washburn University	2,364,245
Total	\$55,542,023

Summary by Function	Amount
Equipment and Supplies	\$7,263,206
Continuity of Instruction	17,506,497
Facilities and Equipment	11,912,556
On-Campus Health Care/Student Health Centers	5,306,192
Campus Testing/Infection Prevention Advice/Surge Contact Tracing/Infection Prevention Education (Fall Semester)	13,553,572
Total	\$55,542,023

College	Grant Award
Allen Community College	\$312,743
Barton Community College	449,635
Butler Community College	581,379
Cloud County Community College	256,778
Coffeyville Community College	302,866
Colby Community College	249,605
Cowley County Community College	336,019
Dodge City Community College	258,339
Flint Hills Technical College	268,523
Fort Scott Community College	295,182
Garden City Community College	276,309
Highland Community College	373,988
Hutchinson Community College	545,832
Independence Community College	215,787
Johnson County Community College	1,012,491
Kansas City Kansas Community College	557,355
Labette Community College	254,753
Manhattan Area Technical College	208,419
Neosho County Community College	297,855
North Central Kansas Technical College	216,014
Northwest Kansas Technical College	230,102
Pratt Community College	238,033
Salina Area Technical College	234,917
Seward County Community College	287,094
Washburn Institute of Technology	463,956
WSU Campus of Applied Science and Technology	676,026
Total	\$9,400,000

ADJOURNMENT

Chair Feuerborn adjourned the meeting at 9:08 a.m.

Blake Flanders, President and CEO

Bill Feuerborn, Chair

CONSENT AGENDA

VIII. Introductions and Reports

- | | |
|--|---------------------------------|
| A. <i>Introductions</i> | |
| B. <i>Report from the Chair</i> | Regent Feuerborn, Chair |
| C. <i>Report from the President & CEO</i> | Blake Flanders, President & CEO |
| D. <i>Report from System Council of Presidents</i> | President Rittle |
| E. <i>Report from Council of Presidents</i> | President Golden |
| F. <i>Report from Council of Faculty Senate Presidents</i> | Aleks Sternfeld-Dunn |
| G. <i>Report from Students' Advisory Committee</i> | Rija Khan |
| H. <i>Report from the Unclassified Staff Council</i> | Trish Gandu |
| I. <i>Report from the University CEOs</i> | |

IX. Standing Committee Reports

- | | |
|--|---------------------|
| A. <i>Academic Affairs</i> | Regent Kiblinger |
| B. <i>Fiscal Affairs & Audit</i> | Regent Rolph |
| C. <i>Governance</i> | Regent Feuerborn |
| D. <i>Retirement Plan</i> | Regent Bangerter |
| E. <i>Future of Higher Education Council</i> | Regent Harrison-Lee |

X. Approval of Consent Agenda

- | | |
|--|--|
| A. <i>Academic Affairs</i> | |
| 1. Act on Request for a New Certificate of Approval for Degree Granting Authority for the University of St. Augustine for Health Sciences | Daniel Archer,
VP, Academic Affairs |

Summary

The University of St. Augustine for Health Sciences has applied for a Certificate of Approval to operate in Kansas and are requesting degree granting authority. After a thorough review of staff qualifications, record keeping systems, coursework, and supporting materials, the institution demonstrates that it meets and complies with statutorily imposed requirements. Board staff concurs with the Board Academic Affairs Standing Committee in recommending the institution be issued a Certificate of Approval.

Summary of Institution Requirements

The Private and Out-of-State Postsecondary Educational Institution Act (Act) requires private and out-of-state postsecondary educational institutions to obtain Certificates of Approval from the Kansas Board of Regents (Board) to lawfully operate in Kansas. This Act not only covers “brick and mortar” schools having a physical presence within Kansas but also schools that offer or provide online distance education to Kansans who remain in Kansas while receiving that education.

To qualify for a Certificate of Approval, an institution operating in Kansas subject to the Act must meet the standards established by the Act. In reviewing institutions to determine if they meet the statutory standards, Board staff requires and reviews substantial documentation and evidence presented to demonstrate compliance of the schools to ensure proper facilities (with site reviews for facilities when applicable), equipment, materials, and adequate space are available to meet the needs of the students. A recent financial statement, proof of accreditation, evidence of compliance with local, county, state and national safety codes, enrollment agreements, copies of advertisements, schedules of tuition and fees, and refund policies are reviewed by Board staff. Institutions are

also required to provide descriptions of their programs and courses, clinical or externship requirements, instructor credentials, a statement of the objectives of the programs, and qualifications of administrators and owner information.

University of St. Augustine for Health Sciences

Originally founded in 1979 as the Institute for Physical Therapy, the University of St. Augustine for Health Sciences has ground campuses located in St. Augustine and Miami, Florida; Austin and Dallas, Texas; and San Marcos, California. They intend to offer programs to Kansas residents in an online or blended learning format. The University offers graduate programs in nursing, health science, physical therapy, education, occupational therapy, and speech-language pathology.

The University of St. Augustine for Health Sciences is accredited by the Western Association of Schools and Colleges - WASC Senior College and University Commission, an accreditation agency recognized by the U.S. Department of Education. The University is also accredited by the following programmatic accreditors: the Commission on Accreditations in Physical Therapy Education; the Commission on Collegiate Nursing Education; the American Speech-Language-Hearing Association, Council of Academic Accreditation in Audiology and Speech-Language Pathology; and the Accreditation Council for Occupational Therapy Education.

Staff Recommendation

Staff recommends issuance of a Certificate of Approval with degree granting authority to the University of St. Augustine for Health Sciences.

2. Act on Request to Seek Accreditation for Master of Science in Health Informatics – KSU

Summary and Recommendation

Kansas State University is seeking approval to pursue programmatic accreditation for its Master of Science in Physician Assistant Studies (MSPAS) program from the Council for Higher Education Accreditation (CHEA). The total cost of initial accreditation is \$32,000. Board staff concurs with the Board Academic Affairs Standing Committee and recommends approval.

Background

Board policy (II.7.1.i.) on accreditation requires state universities to seek approval prior to pursuing initial accreditation for an academic program.

Request: Master of Science in Physician Assistant Studies

Kansas State University requests approval to seek accreditation for the Master of Science in Physician Assistant Studies program with the Council for Higher Education Accreditation (CHEA). CHEA is a national advocate and institutional voice for self-regulation of academic quality through accreditation, focusing exclusively on higher education accreditation and quality assurance. The Accreditation Commission on Education for the Physician Assistant (ARC-PA), an accrediting agency recognized by CHEA, awards accreditation to programs through a peer review process that includes documentation and periodic site visit evaluation to substantiate compliance with the Accreditation Standards.

The following costs are associated with this accreditation:

Costs for Accreditation		
Fee	Amount	Due
Provisional Application Eligibility Fee (non-refundable)	\$2,000	One-time fee, due with institution’s letter to ARC-PA regarding interest in starting a program
Provisional Application Fee	\$15,000	One-time fee, due with institution’s formal written letter of intent requesting entry into provisional accreditation process
Interval Assessment Fee – Provisional Monitoring* (includes site visit expense)	\$7,500	One-time fee due within 45 days of the date of invoice
Interval Assessment Fee – Final Provisional** (transition to continuing accreditation, includes site visit expense)	\$7,500	One-time fee due within 45 days of invoice date
Total for Initial Accreditation	\$32,000	
Annual Accreditation Maintenance Fee	\$15,000	First year is prorated based on date that provisional is granted; due annually within 45 days of May 1

*Provisional Monitoring site visit is schedule within 6 months of graduation of first cohort.

**Final Provisional site visit is scheduled within 18-24 months of the Provisional Monitoring.

Advantages of Accreditation

ARC-PA recognizes that high quality education for all physician assistants best serves the interests of both the public and the PA profession, and that continual self-study is the foundation for improving quality in the content and processes of education.³ Some of the benefits of this accreditation include:

- Encouraging educational institutions and programs to continuously evaluate and improve their processes and outcomes;
- Helping prospective students identify programs that meet nationally accepted standards;
- Protecting programs from internal and external pressures to make changes that are not educationally sound;
- Involving faculty and staff in comprehensive program evaluation and planning and stimulating self-improvement by setting national standards against which programs can be measured;
- Benefitting society by providing reasonable assurance of quality educational preparation for professional licensure and practice.

Recommendation

Total cost of initial accreditation is \$32,000, with an annual renewal fee of \$15,000 thereafter. Board staff recommends approval of this request.

³ ARC-PA (2020). *Accreditation Review Commission on Education for the Physician Assistant, Inc.* Retrieved from <http://www.arc-pa.org/about/mission-philosophy-goals/>.

*B. Fiscal Affairs & Audit***1. Amend the FY 2021 Capital Improvement Plan and Approve Budget, Schedule and Conceptual Design for a New Pedestrian Bridge – WSU** **Chad Bristow,
Director of Facilities**

Wichita State University requests authorization to construct a new pedestrian bridge on the site adjacent to the future Woolsey Hall, home of the W. Frank Barton School of Business. The bridge will provide not only a convenient, physical connection to campus, but would also serve as a symbolic connection between academics and industry, research, and the local, regional, and global community.

The 300-foot-long pedestrian bridge will span across the water feature south of Woolsey Hall. The bridge varies in width between 10 and 14 feet with a concrete plank and composite wood walking surface, composite wood and metal cable railing system, and composite wood seating area. It is anticipated that the bridge will have an underlying steel structure and concrete pier supports.

A community gathering space is included at the midpoint of the bridge forming a prow that extends off of the main circulation path. This space is oriented to provide vistas to the surrounding campus including views framed towards the new Woolsey Hall. Designed as a flexible space, a variety of functions can be held on the bridge including outdoor classes, musical performances, and other gathering opportunities for groups up to 100+ people. Unique new traditions will be created: freshman class can walk across the bridge for the first time to begin their educational journey at the Barton School, seniors can walk across the bridge in their caps and gowns before graduation ready to pursue meaningful professional lives, and new faculty and staff can walk across the bridge for the first time as part of the Shocker community. During everyday use, a series of benches are built along the length of the bridge for students, faculty, and industry partners to relax and enjoy lunch from the adjacent food truck plaza and new Woolsey Hall café.

Dramatic lighting at night will highlight the organic form of the bridge with linear lights hidden beneath benches giving a soft glow to the bridge walking path, while lighting on the underside of the bridge reflects on the water below. Integrated signage along the railing will tell the story of those who help support Wichita State University while reflecting the important function of the bridge as a connector between the academic campus and industry partner community that make Wichita State University unique.

The estimated total cost of the project is \$2.65 million and will be funded with private gifts. Fundraising is ongoing. The design of the bridge will need to begin in December 2020 to allow for the completion of construction to coincide with the completion of Woolsey Hall in Spring 2022.

The cost of future maintenance will be funded by the university.

2. Act on Request for Lease Agreement with the KSU Real Estate Fund LLC, a subsidiary of the KSU Foundation, for Space Needs – KSU

Kansas State University requests Board approval to enter into a five-year master lease agreement with the KSU Real Estate Fund LLC, a subsidiary of the KSU Foundation. The lease is for office space in the KSU Foundation headquarters located at 1800 Kimball Avenue, Manhattan, KS 66502.

Ten individual office units of varying sizes between 434 square feet and 1,940 square feet are available for lease. Common area space of 2,064 square feet that includes corridors, restrooms, a kitchenette and a conference room is also allocated to each of the units based on the unit's percentage of all the units' total square feet. The annual lease rate totals \$30.05/square foot comprising \$25.80/square foot current base rent plus \$4.25/square foot for utilities and common area maintenance costs, including trash, custodial service and maintenance costs. The lease rates increase annually by 1% over the five-year term of the lease.

The Office of Military and Veteran Affairs is currently the only university department to request a one-year lease for a unit of 896 square feet plus 180 square feet of the common area space for a total of 1,076 square feet. The annual lease cost in Fiscal Year 2021 is \$32,333.80.

3. Act on Request for Lease Agreement with the Salina Airport Authority – KSU

Kansas State University Polytechnic requests approval to enter into a three-year lease agreement with the Salina Airport Authority (SAA). Polytechnic will provide space at the Interim Applied Aviation Research Center, located at 2720 Arnold Court, Salina, Kansas. The SAA will lease 9,435 square feet of office space and 3,915 square feet of hangar floor at a cost of \$5.7824 per square foot per year. The first-year lease payment totals \$77,195 and will adjust biennially thereafter based on the CPI index rate. The agreement provides for two one-year renewals for a total lease of five years. The original term of the lease is from June 1, 2020 through May 31, 2023 with the option of two additional years through May 31, 2025.

4. Act on Request for Acceptance of Real Property; Foundation Tower – KSU

Kansas State University requests approval to accept ownership of the Foundation Tower, part of Unger Complex located at 2323 Anderson Avenue, Manhattan, Kansas 66502. In October 2015, the Board approved a five-year lease-purchase agreement with the KSU Foundation. It was the intention of the KSU Foundation to gift the property to the university upon expiration of the lease. Payment has been made in full and the university requests acceptance of the property from the KSU Foundation.

5. Act on Request to Sell Real Property — KSU

Kansas State University requests approval to finalize the sale of 4.4713 acres of land near the International Grain Science Industry Complex to the KSU Foundation. In December 2018, the Board approved K-State's request to seek legislative authority to sell the property. Legislative authorization was contained in Section 137(a)(2) of House Substitute for Senate Bill 25, enacted by the 2019 Legislature and signed into law by Governor Laura Kelly. As required by state statute, three appraisers appointed by the Director of Property Valuation established the value of the parcel at \$1,160,000. The University advertised its intent to sell the property in the *Kansas Register* for 30 days as required by law. The University recommends selling the property to the KSU Foundation for the appraised value of \$1,160,000. Proceeds from the sale will be deposited in the University's Restricted Fees Fund.

Legal Description of Property:

Located in Riley county, Kansas: A Tract of land being part of the Southeast Quarter of Section 1, Township 10 South, Range 7 East, and part of Government Lot 19 in Section 6, Township 10 South, Range 8 East of the Sixth Principle Meridian, in the City of Manhattan, Riley County, Kansas. BEGINNING at the Southwest corner of Lot 2, KSU FOUNDATION ADDITION, UNIT 2, monumented by a found 1/2-inch reinforcing rod; Thence South 89°12'16" West, 250.00 feet, on the North Right-of-Way line of Kimball Avenue, as established in Book 277, Page 365; Thence departing said Right-of-Way line, North 02°20'41" West, 108.03 feet, parallel with and 250.00 feet West of the West line of said Lot 2; Thence North 47°31'54" West, 260.47 feet, on a line parallel with and 20.00 feet Northeast of an existing building located at 1980 Kimball Avenue and designated as IGP Institute; Thence North 02°20'41" West, 28.75 feet, parallel with and 434.69 feet West of the West line of said Lot 2; Thence North 42°24'43" East, 497.38 feet, on a line parallel with and 30.00 feet Southeast of an existing building located at 1980 Kimball Avenue, designated as Grain Science Center; Thence North 89°12'16" East, 84.52 feet, to a point on the West line of said KSU FOUNDATION ADDITION, UNIT 2, said point lying South 02°20'41" East, 125.00 feet, from Northwest Corner of Lot 3, said KSU FOUNDATION ADDITION UNIT 2; Thence South 02°20'41" East, 678.03 feet, on said West line, to POINT OF BEGINNING, said Tract containing 194,769 square feet or 4.4713 acres.

6. Act on Proposed Amendments to Memorandum of Agreement Between Pittsburg State University and the PSU Chapter of the Kansas National Education Association (KNEA) – PSU

**Natalie Yoza,
Associate General Counsel**

Summary and Staff Recommendation

Pittsburg State University (PSU) requests that the Kansas Board of Regents approve and execute the Amendments to a Memorandum of Agreement (Agreement) between PSU, the Kansas Board of Regents and the PSU chapter of the Kansas National Education Association (KNEA) for FY 2021. The proposed changes to the existing three-year Agreement are to the Salaries and Duration articles, and to a number of other sections in an effort to edit the Agreement for any inaccuracies, typos or grammatical errors. The Agreement would be for one year with an option to open for expedited meet and confer during the Agreement because of financial reasons associated with COVID-19.

Board staff reviewed the proposed amendments for compliance with Board policy as well as state and federal law. Staff recommends approval of the Amendments and granting the Chair authority to execute the amendments to the Agreement.

Background

Under the Public Employer-Employee Relations Act (PEERA), State agencies are required to meet and confer with their employees' recognized bargaining units over terms and conditions of employment.⁴ The bargaining unit subject to this memorandum of agreement is comprised of all general department teaching faculty and library services faculty, excluding administrative personnel, department/school chairpersons/directors, non-professional Employees, and temporary and part-time faculty.⁵ The PSU/KNEA bargaining unit now represents approximately 250 PSU faculty employees.

In 2017, PSU and PSU/KNEA reached a three-year Memorandum of Agreement (Agreement) that concluded at the end of Fiscal Year 2020. The parties began meet and confer over a long list of topics, but due to the COVID-19 pandemic, the parties agreed to narrow the scope of meet and confer and revisit negotiation of the entire agreement in 2021.

Pursuant to Board policy, President Flanders and KBOR Associate General Counsel, Natalie Yoza, spoke with President Scott and PSU General Counsel, Jamie Brooksher, before the first meet and confer session. Meet and confer sessions began in February 2020, but were paused in March because of the novel Coronavirus Disease 2019 (COVID-19) pandemic. Meet and confer sessions reconvened during the Summer of 2020, and the PSU faculty voted to approve the proposed amendments in August 2020. As provided for in the Agreement and as required by PEERA, PSU and PSU/KNEA have now completed the meet and confer process and PSU offers the below agreed-to amendments to KBOR for consideration and approval.

As the governing body under PEERA, the Kansas Board of Regents must approve any proposed agreement in order to make it binding and effective⁶. The Kansas Secretary of Administration must also approve such agreements once the Board has approved them.

⁴ K.S.A. 75-4321 *et seq.*

⁵ Kansas Public Employee Relations Board, Case No. UE 2-1974.

⁶ *Kansas Board of Regents and Pittsburg State University v. Pittsburg State University Chapter of KNEA and PERB*, 233 Kan. 801, 812 (1983).

Summary of Terms Amended in the Agreement Between PSU and PSU/KNEA

If approved, each unit member who achieved an overall performance appraisal rating of Exceptional for 2020 will receive a \$200 base salary increase for a total fiscal impact of \$4,800 and \$77,000 in promotions will be funded. These increases will be funded from savings created from attrition. The Agreement would be for one year with an option to open during the Agreement because of financial reasons associated with COVID-19.

All of the Articles and terms in the Agreement that the Board approved in 2019 will remain the same except for the following amendments:

“Section IV. SALARIES

A. FY 2020– 2021

For the ~~2019-2020~~ 2020-2021 academic year, it is agreed by and between the parties that those faculty salary funds for faculty included in the Meet and Confer Unit (“Unit”) shall be divided in the following proportions:

Base Salary Total	\$15,312,369	<u>\$15,208,653</u>
Sum of Adjustments	455,769 ²	<u>77,000²</u>
Merit Salary Increment Total	5,600	<u>4,800³</u>
Grievance Fund	0	
 TOTAL	 \$15,773,738	 <u>\$15,290,453</u>

Summer Session ~~2020~~ 2021 \$ 1,233,763

B. Definitions

1. "Base Salary Total" is defined as the sum of previous year's salaries of all continuing unit members.
2. "Sum of Adjustments" shall be defined to include overall salary increases, promotions, corrections for historical inequities, corrections for affirmative action purposes, marketplace considerations, ~~and merit enhancements~~.
3. "Merit Salary Increment" shall be defined as the sum representing salary improvement in reward for the level of excellence of an individual's performance.
4. "Grievance Fund" shall be defined as the monies provided to process and redress salary grievances as provided herein.

² Of this amount, ~~\$84,000~~ \$77,000 shall be used to fund promotions. ~~In addition, \$371,769 shall be distributed in the form of an overall salary increase of 2.5% to all unit members.~~

³ ~~\$5,600~~ \$4,800 shall be distributed in the form of a \$200 overall salary increase to each unit member who achieved an overall annual performance appraisal rating of Exceptional from the ~~2019~~ 2020 review period.

Section XXVII. Duration

~~Sections IV.A. and IV.B of this Agreement shall be effective from July 1, 2019 through June 30, 2020. All remaining portions of this Agreement shall be effective from July 1, 2017 through June 30, 2020. This Agreement shall be effective from July 1, 2020 through June 30, 2021.~~

COVID-19 Pandemic Exception to Open this Agreement for Expedited Meet and Confer: If the President of PSU determines there is an urgent need to revise this Agreement prior to July 1, 2021 for financial reasons related to the COVID-19 pandemic, the PSU/KNEA and the Administration negotiation teams will meet and confer in an expedited fashion. The Parties will have 14 days to complete the expedited COVID-19 meet and confer process. If no agreement is reached after 14 days, the parties will declare impasse. If impasse is declared the parties will

adhere to the process provided by the Public Employer Employee Relations Act (PEERA) at Kansas Statutes Annotated 75-4321 et seq.

Other Edits:

Added “open educational resources” to the following sections: XII. A. 1., page 33; XII. A. 2., page 34; XXIX. A., page 85; and XXIX. B., page 88.

IV. C. 2. c. page 13, revised to read, “Salary adjustments and promotion increments will be added to the base salary in addition to the merit salary increment where appropriate.”

VII., revised to add, “SECTION VII. OUT-OF-STATE TRAVEL” shall be amended for the 2020-21 academic year due to COVID-19 and travel restrictions. Unit members will be able to choose one option: 1) a direct payment of \$420 instead of travel funds (subject to individual state and federal income taxes), or 2) \$500, administrated by the department/school, to be used for professional development or out of state travel during fiscal year 2021. The system to distribute the funds will be determined by the PSU Administration.”

XI. D. 2., page 29, the following paragraph was added back to the Agreement after being accidentally deleted from the 2017-2020 Agreement, “The Department Chairperson will provide the faculty member with a written report assessing the faculty member’s progress towards achieving tenure in the Department. This report shall be made at the beginning of the second year for ranks of associate professor and professor and at the beginning of the third year for ranks of instructor and assistant professor and once again at such time as requested by the faculty member. Each report shall be based upon detailed departmental tenure criteria reflecting professional standards developed by the departmental faculty in consultation with the Chairperson and reviewed by the Dean and by the Provost and Vice President for Academic Affairs. The faulty member shall be given a copy of departmental criteria for tenure at the beginning of their employment. The first written tenure report shall be submitted to a departmental committee, composed of tenured faculty, for review and recommendation, prior to submission to the faculty member.”

XI. D. 4., page 30, deleted “h. Board of Regents”

XI. D. 5., page 31, line three of the Event column of the timeline table was revised to read, “Second Issuance of Notification of Promotion and/or Tenure Eligibility (by Dean and Chair/Director) Instructions for the preparation of dossiers can be found on the Provost’s website.”

XII. F., page 38, deleted “Comments concerning activities in which the candidate could be involved that would strengthen the dossier shall also be included.”

XII. H., page 41, line three of the Event column of the timeline table was revised to read, “Instructions for the preparation of dossiers can be found on the Provost’s website.”

XIV. F., page 47, added, “The Kansas Board of Regents Paid Parental Leave Policy shall be applicable to unit faculty. Refer to the Board Policy Manual for details.”

XIX. A. 1., page 54, revised to reflect course catalog “... differences between lower division and upper division undergraduate courses will not be reflected in instructional workload on a formal basis (700 level courses are normally considered to be graduate courses except when undergraduate enrollment exceeds graduate enrollment.)”

XIX. B. 2. b., page 55, revised to read, “Assignment of instructional workload responsibilities involving exclusively undergraduate courses or less than six (6) credit (or nine [9] contact) hours of graduate teaching

(normally courses numbered 700 level courses are normally considered to be graduate courses except when undergraduate enrollment exceeds graduate enrollment – see XIX A.4.I above for exceptions)”

XIX. B. 2. c., page 56, revised to read, “Assignments of instructional workload responsibilities involving at least six (6) credit hours (or nine (9) contact hours) of graduate teaching (normally numbered 700 level courses are normally considered to be graduate courses except when undergraduate enrollment exceeds graduate enrollment – see XIX A.4.I above for exceptions)”

XXIV. B. 1. a., page 65, deleted “adjectival rating or his/her merit salary increment “

XXIV. B. 1. a. i., page 65/66, revised to read, “Performance Appraisal ~~Adjectival Rating~~ – an allegation or complaint by an individual faculty member that his or her overall performance appraisal adjectival rating or evaluative narrative is unfair and unjust in light of the faculty member’s annual accomplishment report, the evidence presented at the time the performance appraisal process was completed, and the Performance Appraisal Guidelines and Procedures article of this Agreement.”

XXIV. B. 1. a. ii., page 66, revised to read, “ Merit Salary Increment – an allegation or complaint by an individual faculty member that the faculty member’s merit salary increment ~~within the salary range assigned~~ based upon the adjectival rating is unfair and unjust in light of the faculty member’s annual accomplishment report, the evidence presented at the time the performance appraisal process was completed, and the Performance Appraisal Guidelines and Procedures article of this Agreement.”

Conclusion and Recommendation

Pittsburg State University requests that the Board approve these amendments to the Agreement reached through meet and confer processes. Board staff have reviewed the amendments, determined that they are consistent with Board Policy and do not violate state or federal laws. Staff therefore recommends that the Board approve the amendments and authorize the Chair to execute the Amended Agreement on behalf of the Board.

C. *Technical Education Authority*

1. Act on Requests for Degree and/or Certificate Programs submitted by Garden City Community College and Johnson County Community College

**Scott Smathers,
VP, Workforce Development**

Summary

The Board office received a request from Garden City Community College to offer a Technical Certificate C and Associate of Applied Science degree in Industrial Machine Mechanic, and Johnson County Community College to offer a Technical Certificate B in Plumbing Technology.

The programs addressed all criteria requested and were subject to the 10-day comment period required by Board policy. The programs were reviewed by the Technical Education Authority and are recommended for approval.

Background

Community and technical colleges submit requests for a new certificate and degree programs utilizing forms approved by KBOR staff. Criteria addressed during the application process include, but are not limited to, the following: program description, demand for the program, duplication of existing programs, faculty, costs and funding, and program approval at the institution level.

Description of Proposed Programs:

Garden City Community College (GCCC) requests approval of the following program:

- Industrial Machine Mechanic (47.0303) – Technical Certificate C/49 credit hours and Associate of Applied Science degree/64 credit hours

According to the U.S. Department of Education, CIP Code 47.0303 Industrial Mechanics and Maintenance Technology, is defined as a program that prepares individuals to apply technical knowledge and skills to repair and maintain industrial machinery and equipment such as cranes, pumps, engines and motors, pneumatic tools, conveyor systems, production machinery, marine deck machinery, and steam propulsion, refinery, and pipeline-distribution systems.

The proposed program consists of two exit points, a 49-credit hour technical certificate C and a 64-credit hour associate of applied science degree. Upon completion of the program, students are eligible for the National Center for Construction and Research (NCCER) Core certification and the Certified Maintenance and Reliability Technician (CRMT) certification offered by the Society for Maintenance and Reliability Professionals.

All faculty members shall have the appropriate industry certifications and experience within the field (4,000 hours of work in the career field) and industry credentials such as, but not limited to, OSHA-10, NCCER and CRMT.

The Kansas Department of Labor, Long-term Occupation Projections 2016-2026, indicates a statewide change of employment for Industrial Machinery Mechanics of 6.3% with an annual median wage of \$52,020 (or about \$25.00 per hour) with high school diploma or equivalent listed as the typical education needed for entry. Annual openings equate to 453 jobs per year.

Emsi job posting analytics show that from June 2019 to June 2020, roughly 6,130 total postings (1,091 unique postings) were advertised statewide with a median advertised salary of \$46,700 (or about \$22.45 per hour).

Four letters of support/commitment for the proposed program were received from Finney County Economic Development Corporation, 3G Electric, Tatro, and Tyson Fresh Meats. Supports and commitments for the program include donation of equipment, tools, materials, monetary donations, and staff time.

Currently, three institutions offer similar programs. According to the AY18 Kansas Training Information Program (K-TIP) report, as a system, 26 students graduated and exited the higher education system with average wages ranging from \$41,718 to \$49,288 per year.

Although formal collaboration with higher education institutions was not pursued due to geographical distances between the existing programs; the proposed program does meet the statewide program alignment standards.

GCCC plans to begin the proposed Industrial Machine Mechanic program in the spring of 2021. The college estimates the initial cost of the proposed program at approximately \$337,000 (\$35,000 salaries, \$300,000 equipment, \$375 public relations, \$125 business travel, and \$1,500 instruction supplies). The program will be located in existing space at the Johns Collins Vocational Technical building. Salaries, public relations, business travel, and instructional supplies will be funded through the new program development funds. These funds are a combination of carry over dollars from previous fiscal years and set aside funds for new program development. Equipment was acquired through business and industry donations. Chuck Pfeifer, Dean of Technical Education and Workforce Development, will assume responsibility for the proposed program.

The proposed program was subject to the 10-day comment period from July 17, 2020, to July 30, 2020 during which no formal comments were received.

Johnson County Community College (JCCC) requests approval of the following program:

- Plumbing Technology (46.0503) – Technical Certificate B/30 credit hours

According to the U.S. Department of Education, CIP Code 46.0503 Plumbing Technology/Plumber, is defined as a program that prepares to apply technical knowledge and skills to lay out, assemble, install, and maintain piping fixtures and systems for steam, natural gas, oil, hot water, heating, cooling, drainage, lubricating, sprinkling, and industrial processing systems in home and business environments. Programs should include instruction in source determination, water distribution, waste removal, pressure adjustment, basic physics, technical mathematics, blueprint reading, pipe installation, pumps, welding and soldering, plumbing inspection, and applicable codes and standards.

The proposed program was developed as a result of JCCC's Heating, Ventilation, and Air Conditioning (HVAC) advisory committee, which consists of various representatives also working in the plumbing field. JCCC took information provided by the HVAC advisory committee and met with local employers to determine local need, guidance, and advisory board partners.

The proposed program consists of 30 credit hours and is initially being offered as a part-time night cohort format. All faculty members shall hold a minimum of an associate degree, a Master Plumber's license, and have 3 to 5 years' experience in the field. Upon completion of the program, students are eligible for the State of Kansas Journeyman's exam offered through the International Code Council.

The Kansas Department of Labor, Long-term Occupation Projections 2016-2026, indicates a statewide change of employment for Plumbers, Pipefitters, and Steamfitters of 10.3% with an annual median wage of \$47,204 (or about \$22.69 per hour) with high school diploma or equivalent listed as the typical education needed for entry. Annual openings equate to 520 jobs per year.

Emsi job posting analytics show that from June 2019 to June 2020, roughly 2,563 total postings (841 unique postings) were advertised statewide with a median advertised salary of \$60,000 (or about \$28.85 per hour).

Three letters of support/commitment for the proposed program were received from Anthony Plumbing, Heating, Cooling, and Electric; Lutz Plumbing, Inc.; and Morgan Miller Plumbing. Supports and commitments for the program include serving on the program advisory committee, serving as guest speakers, providing skills demonstrations and situational training, help with curriculum development, hosting interns, donation of tools, equipment, and monetary donations.

Currently, one institution, Barton Community College, offers a similar program in partnership with the Kansas Department of Corrections. No data was available from the AY18 K-TIP report or the three-year (2016, 2017, and 2018) system-wide K-TIP report.

Two colleges, Highland Community College and North Central Kansas Technical College, include plumbing content into their HVAC programs; however, program completion data would be hard to compare against Plumbing labor demands since the intent of these programs are HVAC.

JCCC did not pursue collaboration with existing programs for the following reasons:

- Barton Community College – the program is in partnership with the Kansas Department of Corrections and leads to the NCCER Level 1 certification.
- Highland Community College and North Central Kansas Technical - both programs are not stand-alone plumbing programs, rather plumbing content presented in their HVAC programs.

JCCC plans to begin the proposed Plumbing Technology program in the fall of 2020. The college estimates the initial cost of the proposed program at approximately \$164,000 (\$119,000 salaries, \$40,000 tools/supplies, and \$5,000 in technology/software). During the initial year of the program, faculty salaries will be funded by JCCC's general fund. The program will be located at the Libby Career and Technical Education Center (CTEC). In 2016, the JCCC Board of Trustees approved a Facilities Master Plan to build the CTEC at a cost of \$25,510,816. This cost was funded through monetary donations and bonds. The Plumbing program was a part of the overall CTEC plan, classrooms were fully outfitted at that time which included the cost of the tools/supplies and technology software. Richard Fort, Dean of Industrial Technology, will assume responsibility for the proposed program.

The proposed program was subject to the 10-day comment period from July 17, 2020, to July 30, 2020 during which no formal comments were received.

Recommendation

The new program request submitted by Garden City Community College for a Technical Certificate C at 49 credit hours and Associate of Applied Science degree in Industrial Machine Mechanic has been reviewed by the Technical Education Authority and is recommended for approval by the Board.

The new program request submitted by Johnson County Community College for a Technical Certificate B at 30 credit hours in Plumbing Technology has been reviewed by the Technical Education Authority and is recommended for approval by the Board.

2. Act on Excel in Career Technical Education (CTE) Fees

Summary

Per statute (K.S.A. 72-3810), the Kansas Board of Regents shall establish general guidelines for tuition and fee schedules in career technical education courses and programs. The Excel in CTE tuition and fee schedule of every technical education program shall be subject to annual approval.

Background

K.S.A 72-3810 states:

“All tuition and fees charged for career technical education by any board shall be in such amounts as are authorized by rules and regulations adopted by the state board which shall establish general guidelines for tuition and fee schedules in career technical education courses and programs. The particular tuition and fee schedule of every career technical education program shall be subject to annual approval of the state board. A current complete schedule of tuition and fees for each career technical education course and program of each board as approved by the state board shall be maintained on file in the office of the state board and shall be open for public inspection at any reasonable time.”

"Fees means those charges assessed against a student by a community college, technical college or the institute of technology for student services, such as health clinics, athletic activities and technology services, or for books, supplies or other materials necessary for a particular course or program, the expense of which is not covered by tuition."

"Tuition means those charges assessed against a student by a community college, technical college or the institute of technology on a per credit hour, per course or per term basis, and that are charged to cover the general expense of providing instructional services."

As per the Postsecondary Technical Education Authority's (TEA) request, on Thursday, December 19, 2019, representatives from community colleges, technical colleges, and Board staff met to set guidelines for fees associated with Excel in CTE courses and programs. As a result of this meeting, agreed upon allowable fees include items/services students take with them and industry-specific fees required for entrance/acceptance into the program.

Allowable fees include:

- Uniforms
- Personal protective equipment
- Background checks
- Fingerprints
- Drug tests
- E-subscriptions/E-books
- Textbooks
- Certification tests
- Liability insurance (example: student malpractice)
- Graduation fees (if applicable)
- Transcript fees (if applicable)

Unallowable fees include:

- Student fees (general)
- Technology fees
- Health fees
- Consumables
- Any other fee not on the allowable list

Non-tiered courses - per statute (K.S.A. 71-1802) a technical program is defined as a “program of study comprised of a sequence of tiered technical courses and non-tiered courses, which is identified by the state board as a technical program for funding purposes.” For this reason, students enrolled in technical programs may take non-tiered courses and are responsible for all associated tuition and fees.

Recommendation

The Excel in CTE fees submitted by Johnson County Community College for the Plumbing Technology program have been reviewed by the Technical Education Authority and are recommended for approval by the Board.

Institution Name:	Johnson County Community College
Program Title:	Plumbing Technology/Plumber
Program CIP Code:	46.0503 Plumbing Technology/Plumber

*Please list all fees associated with this **program**: Only list costs the institution **is** charging students.*

Fee	Short Description	Amount
Tools	Students will be asked to purchase tools to be used while in class; Students keep those tools and use them while employed as well	\$150- \$200
Exam Fee	Journeyman's Plumbers Licensing Exam Fee (Paid to a private testing center)	\$115.00

*Please list all courses within the program and any fees associated to those **courses**: Only list costs the institution **is** charging students. Do not duplicate expenses.*

Course ID	Short Description	Amount
PLUM 110 Introduction to Plumbing Systems (3 credit hours)	Textbook-- Plumbing: Residential Construction	\$160.00
PLUM 130 Print Reading and Estimating (3 credit hours)	Textbook-- Print Reading and Drafting for Plumbers	\$120.00
PLUM 125 Residential Plumbing (3 credit hours)	Textbook-- Plumbing: Residential Construction	\$160.00
PLUM 140 Backflow Preventers (2 credit hours)	Possible OER (Open Educational Resources)	\$ -
INDT 125 Industrial Safety/OSHA 30 (3 credit hours)	EOS General Industry Student PK 2019	\$56.00
SPD/COMS 155 Workplace Skills (1 credit hours)	No Required Book; Possible OER (Open Educational Resources)	\$ -
PLUM 210 DWV and Water Distribution (3 credit hours)	Textbook-- Plumbing: Residential Construction Plumber's Handbook (pdf)	\$160.00
PLUM 250 Commercial Plumbing (3 credit hours)	Textbook--Plumbing, Venting, and Planning	\$114.65
PLUM 240 Installation, Maintenance, and Repair (3 credit hours)	Textbook-- Plumbing: Residential Construction	\$160.00
PLUM 275 Plumbing Code Review (3 credit hours)	International Plumbing Code; International Fuel Gas Code	\$125.00
PLUM 280 Plumbing Internship (3 credit hours)	JCCC Booklet	\$9.00
Total		\$1,219.65

3. Act on Extraordinary Costs for Technical Courses

Summary and Recommendation

The KBOR Cost Model uses four main cost components—Instructor + Instructional Support + Institutional Support + Extraordinary Costs to calculate a total per credit hour composite rate for each course.

National data sources are used to derive the Instructor, Instructional Support, and Institutional Support rates. These components are currently updated annually utilizing the Cost and Productivity Study (previously known as the Kansas Study), a national instructor cost study conducted annually by the National Higher Education Benchmarking Institute at Johnson County Community College, and the Integrated Postsecondary Education Data System (IPEDS).

Extraordinary costs are defined as “required, program-specific equipment and consumable materials” for technical program courses that are not accounted for in Instructor, Instructional or Institutional costs within the KBOR Cost Model. Since a national data source does not exist for Extraordinary Costs calculation, the Higher Education Price Index (HEPI) is applied to adjust the Extraordinary Costs component annually. The project plan was approved, and the results for the first round of reviews is presented for review and recommendation.

Background

The KBOR Cost Model was developed in response to the 2007 legislative proviso to “develop and recommend to the Board of Regents a credit hour funding distribution formula for postsecondary technical education training programs that is: 1) tiered to recognize and support cost differentials in providing high-demand, high-tech training; 2) takes into consideration target industries critical to the Kansas economy; 3) is responsive to program growth; and 4) includes other factors and considerations as deemed necessary or advisable.”[KSA Supp. 72-4482, 2008].

A total calculated course rate is established for every program, and therefore every course in the system. The methodology approved by the Technical Education Authority (TEA) for the continued update of the Extraordinary Cost Rates based on the most recent, five-year, actual system wide expenditures is:




$$Extraordinary\ Costs = \frac{Total\ 5\ year\ reported\ expenditures}{Total\ 5\ year\ reported\ tiered\ credit\ hours\ delivered}$$

Annual Timeline (On-going)

September	Programs for current cycle of Extraordinary Costs update identified
October - January	Institutions submit expenditure data
February - April	Data for all programs compiled and aggregated by KBOR Staff
May	Review by Budget & Finance, and TEA

Recommendation

Based on 2015-2019 Extraordinary Costs data supplied by institutions for the 78 programs reviewed, the Technical Education Authority recommends the following:

-  40 programs maintain the current Extraordinary Costs rate
-  24 programs increase the Extraordinary Costs rate
-  14 programs decrease the Extraordinary Costs rate

Program Name	CIP Code	Total Tiered CH delivered over 5 years	Total Costs reported over 5 years	Calculated Extraordinary Cost per CH	Current Extraordinary rate / CH	Recommended Extraordinary rate/credit hour	Current Instructor Rate/CH	Current Instructional Support/CH	Current Institutional Support/CH	Current Composite Rate	New Composite Rate
Ag Mechanic	1.0205	11,043.0	\$873,615.03	\$79.11	\$30	\$59	\$284	\$43	\$52	\$409	\$438
Digital Comm & Media	9.0702	292.0	\$0.00	\$0.00	\$0	\$0	\$284	\$43	\$52	\$379	\$379
Radio & TV Broadcast	10.0202	2,826.0	\$83,125.00	\$29.41	\$59	\$30	\$188	\$43	\$52	\$342	\$313
Recording Tech	10.0203	2,726.0	\$8,913.00	\$3.27	\$59	\$0	\$172	\$43	\$52	\$326	\$267
Graphics Comm	10.0301	2,304.0	\$7,571.00	\$3.29	\$59	\$0	\$284	\$43	\$52	\$438	\$379
Desktop Publishing	10.0303	4,972.0	\$92,065.63	\$18.52	\$30	\$30	\$284	\$43	\$52	\$409	\$409
Graphic & Print Equipment Operator	10.0305	4,224.0	\$459,441.00	\$108.77	\$59	\$118	\$284	\$43	\$52	\$438	\$497
Computer programming	11.0201	36,685.0	\$72,461.32	\$1.98	\$0	\$0	\$188	\$43	\$52	\$283	\$283
Data processing tech	11.0301	242.0	\$7,679.00	\$31.73	\$0	\$30	\$134	\$43	\$52	\$229	\$259
Web page, digital	11.0801	11,076.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Computer systems Networking	11.0901	39,155.5	\$422,405.18	\$10.79	\$59	\$0	\$203	\$43	\$52	\$357	\$298
Network and System Admin	11.1001	4,927.0	\$62,571.14	\$12.70	\$0	\$0	\$203	\$43	\$52	\$298	\$298
System Networking and LAN/WAN	11.1002	3,037.0	\$5,184.22	\$1.71	\$59	\$0	\$172	\$43	\$52	\$326	\$267
Computer and Info Systems Security	11.1003	7,225.0	\$47,470.79	\$6.57	\$0	\$0	\$172	\$43	\$52	\$267	\$267
Web/Multimedia Mgt and Webmaster	11.1004	2,056.0	\$5,131.98	\$2.50	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Computer support specialist	11.1006	13,411.0	\$425,950.07	\$31.76	\$0	\$30	\$134	\$43	\$52	\$229	\$259
Culinary arts	12.05	7,105.0	\$454,492.10	\$63.97	\$0	\$59	\$172	\$43	\$52	\$267	\$326
Baking	12.0501	2,099.0	\$426,445.00	\$203.17	\$59	\$118	\$284	\$43	\$52	\$438	\$497
Chef	12.0503	8,283.0	\$421,566.00	\$50.90	\$59	\$59	\$284	\$43	\$52	\$438	\$438
Restaurant/culinary/catering mgt	12.0504	3,902.0	\$5,000.00	\$1.28	\$59	\$0	\$284	\$43	\$52	\$438	\$379
Kitchen Prep	12.0505	8,423.0	\$1,317,397.58	\$156.40	\$0	\$118	\$284	\$43	\$52	\$379	\$497
Civil Engineering Tech	15.0201	2,920.0	\$128,368.20	\$43.96	\$59	\$30	\$284	\$43	\$52	\$438	\$409
Electromechanical Maintenance Tech	15.0499	1,890.0	\$127,127.00	\$67.26	\$118	\$59	\$284	\$43	\$52	\$497	\$438
Water Quality Tech	15.0506	2,489.0	\$14,312.00	\$5.75	\$59	\$0	\$134	\$43	\$52	\$288	\$229
Hazardous Mats Tech	15.0508	2,800.8	\$175,159.00	\$62.54	\$0	\$59	\$134	\$43	\$52	\$229	\$288
Metallurgical Tech	15.0611	1,829.0	\$0.00	\$0.00	\$0	\$0	\$188	\$43	\$52	\$283	\$283
Industrial Tech	15.0612	1,281.0	\$167,810.00	\$131.00	\$0	\$118	\$188	\$43	\$52	\$283	\$401
Industrial Production Tech	15.0699	3,045.0	\$168,922.00	\$55.48	\$0	\$59	\$188	\$43	\$52	\$283	\$342
Petroleum Tech	15.0903	1,725.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Computer Engineering Tech	15.1201	388.0	\$0.00	\$0.00	\$0	\$0	\$284	\$43	\$52	\$379	\$379
Legal Admin Assistant	22.0301	1,085.0	\$0.00	\$0.00	\$0	\$0	\$188	\$43	\$52	\$283	\$283
Legal Assist/Paralegal	22.0302	6,182.0	\$0.00	\$0.00	\$0	\$0	\$172	\$43	\$52	\$267	\$267
Court Reporter	22.0303	185.0	\$15,685.00	\$84.78	\$0	\$59	\$188	\$43	\$52	\$283	\$342
Chemical Process Tech	41.0303	739.0	\$111,578.13	\$150.99	\$0	\$118	\$188	\$43	\$52	\$283	\$401

Program Name	CIP Code	Total Tiered CH delivered over 5 years	Total Costs reported over 5 years	Calculated Extraordinary Cost per CH	Current Extraordinary rate / CH	Recommended Extraordinary rate/credit hour	Current Instructor Rate/CH	Current Instructional Support/CH	Current Institutional Support/CH	Current Composite Rate	New Composite Rate
Corrections	43.0102	1,184.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Criminal Justice	43.0107	28,129.0	\$249,203.78	\$8.86	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Loss Prevention	43.0109	247.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Fire Fighter	43.0203	23,435.5	\$1,488,592.74	\$63.52	\$30	\$59	\$134	\$43	\$52	\$259	\$288
Crisis/Disaster Mgt	43.0302	3,724.3	\$731.00	\$0.20	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Homeland Security (Dispatch)	43.9999	428.0	\$105,000.00	\$245.33	\$0	\$118	\$134	\$43	\$52	\$229	\$347
Electrical and Power Transmission	46.0301	20,476.0	\$586,884.00	\$28.66	\$118	\$30	\$134	\$43	\$52	\$347	\$259
Comm. Systems Installation	47.0103	722.0	\$9,342.41	\$12.94	\$0	\$0	\$172	\$43	\$52	\$267	\$267
Industrial Electronics Tech	47.0105	1,439.0	\$33,023.00	\$22.95	\$59	\$30	\$172	\$43	\$52	\$326	\$297
Heavy Equipment Maintenance	47.0302	932.0	\$240,081.00	\$257.60	\$0	\$118	\$172	\$43	\$52	\$267	\$385
Auto Collision	47.0603	21,201.0	\$1,860,103.03	\$87.74	\$30	\$59	\$284	\$43	\$52	\$409	\$438
Auto Tech	47.0604	79,717.0	\$4,498,317.48	\$56.43	\$30	\$59	\$203	\$43	\$52	\$328	\$357
Diesel Mechanics Tech (Locomotive)	47.0605	6,201.0	\$136,400.00	\$22.00	\$30	\$30	\$188	\$43	\$52	\$313	\$313
Airframe Mechanics	47.0607	16,814.0	\$996,360.83	\$59.26	\$118	\$59	\$188	\$43	\$52	\$401	\$342
Aircraft Power plant	47.0608	17,206.0	\$686,723.79	\$39.91	\$118	\$30	\$203	\$43	\$52	\$416	\$328
Avionics Maintenance	47.0609	1,767.0	\$202,608.41	\$114.66	\$118	\$118	\$203	\$43	\$52	\$416	\$416
Motorcycle Maintenance	47.0611	2,068.0	\$444,619.00	\$215.00	\$59	\$118	\$203	\$43	\$52	\$357	\$416
Diesel Mechanics	47.0613	22,495.0	\$2,281,779.43	\$101.43	\$30	\$118	\$203	\$43	\$52	\$328	\$416
Mechanic and Repair Technologies (Wind)	47.9999	10,595.0	\$910,274.24	\$85.92	\$0	\$59	\$172	\$43	\$52	\$267	\$326
Machine Tech	48.0501	19,946.0	\$3,064,267.77	\$153.63	\$118	\$118	\$215	\$43	\$52	\$428	\$428
Welding	48.0508	103,889.5	\$10,015,160.40	\$96.40	\$59	\$118	\$134	\$43	\$52	\$288	\$347
Flight Instructor	49.0108	176.0	\$0.00	\$0.00	\$0	\$0	\$284	\$43	\$52	\$379	\$379
Air Transportation	49.0199	1,198.0	\$912,652.03	\$761.81	\$0	\$118	\$284	\$43	\$52	\$379	\$497
Construction/Heavy Equipment/Earthmoving	49.0202	7,541.0	\$1,111,464.15	\$147.39	\$118	\$118	\$215	\$43	\$52	\$428	\$428
Truck and Bus Driver Operator (CDL)	49.0205	7,670.0	\$856,288.14	\$111.64	\$118	\$118	\$203	\$43	\$52	\$416	\$416
Railroad and Railway Transportation	49.0208	17,947.0	\$2,147,606.00	\$119.66	\$0	\$118	\$215	\$43	\$52	\$310	\$428
Medical Transcription	51.0708	356.0	\$299.00	\$0.84	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Occupational Therapist	51.0803	2,999.0	\$9,818.00	\$3.27	\$0	\$0	\$284	\$43	\$52	\$379	\$379
Vet Tech	51.0808	10,116.5	\$736,784.83	\$72.83	\$118	\$59	\$284	\$43	\$52	\$497	\$438
Sonography	51.091	1,377.0	\$38,378.16	\$27.87	\$0	\$30	\$284	\$43	\$52	\$379	\$409
Med Lab Tech	51.1004	3,323.0	\$178,701.17	\$53.78	\$59	\$59	\$284	\$43	\$52	\$438	\$438
Mental Health Services	51.1502	57.0	\$220.00	\$3.86	\$0	\$0	\$203	\$43	\$52	\$298	\$298

Program Name	CIP Code	Total Tiered CH delivered over 5 years	Total Costs reported over 5 years	Calculated Extraordinary Cost per CH	Current Extraordinary rate / CH	Recommended Extraordinary rate/credit hour	Current Instructor Rate/CH	Current Instructional Support/CH	Current Institutional Support/CH	Current Composite Rate	New Composite Rate
Logistics, Materials, and Supply Chain Mgt	52.0203	337.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Operations Mgt and Supervision	52.0205	138.0	\$574.00	\$4.16	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Accounting Tech	52.0302	12,801.0	\$3,874.24	\$0.30	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Admin Tech	52.0401	14,052.0	\$136,085.98	\$9.68	\$0	\$0	\$172	\$43	\$52	\$267	\$267
Business/Office Automation/Tech	52.0407	577.0	\$4,200.00	\$7.28	\$0	\$0	\$203	\$43	\$52	\$298	\$298
General Office	52.0408	972.0	\$6,834.00	\$7.03	\$0	\$0	\$172	\$43	\$52	\$267	\$267
Parts, Warehousing and Inventory	52.0409	267.0	\$0.00	\$0.00	\$0	\$0	\$172	\$43	\$52	\$267	\$267
Hotel Admin	52.0904	2,893.0	\$5,057.00	\$1.75	\$0	\$0	\$284	\$43	\$52	\$379	\$379
Restaurant and food svc mgt	52.0905	1,015.5	\$2,584.00	\$2.54	\$0	\$0	\$284	\$43	\$52	\$379	\$379
Sales, Distribution and marketing	52.1801	3.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Retail and Retail Ops	52.1803	808.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229
Fashion Merchandising	52.1902	2,146.0	\$0.00	\$0.00	\$0	\$0	\$134	\$43	\$52	\$229	\$229

D. Other Matters

- 1. Adopt Updated Resolution Transferring Board's Authority to Exercise Management Control Over Security of Certain University of Kansas Related Classified Information to a Security Executive Committee – KU** **Julene Miller, General Counsel**

The University of Kansas requests that the Board adopt an updated Resolution to name the new Provost and Executive Vice Chancellor, Dr. Barbara A. Bichelmeyer, to the University Security Executive Committee, and to remove the Chief Financial Officer from the Committee.

This Resolution – originally adopted in January 2013 in support of the University's work in the area of information technology – created the University Security Executive Committee so the KU Secure Research Facility could obtain Facility Security Clearance pursuant to Department of Defense Directive No. 522.22-M. If the Board desires the University of Kansas's continuance of the affected projects and to be excluded from Personnel Clearance requirements that accompany the Facility Clearance process, the Board must adopt an updated Resolution that transfers its management control over the classified information that may become available to individuals at the University.

The Resolution is set forth below and provides that such authority would then reside in a Security Executive Committee comprised of the University Chancellor, Provost, Vice Chancellor for Research, Facility Security Officer and the Board President and CEO. The Board President and CEO was added to the Committee in February 2019 due to a new Department of Defense requirement that the Board President and CEO undergo the Personnel Security Clearance process.

Proposed Updated Resolution**RESOLUTION**

A RESOLUTION OF THE KANSAS BOARD OF REGENTS TO TRANSFER AUTHORITY TO EXERCISE MANAGEMENT, CONTROL, AND SUPERVISION OVER SECURITY OF CLASSIFIED INFORMATION PROTECTED PURSUANT TO EXECUTIVE ORDER 13526, AS AMENDED, ITS SUCCESSOR OR PREDECESSOR ORDERS, AND THE ATOMIC ENERGY ACT OF 1954, AS AMENDED, AND IN THE POSSESSION OF THE UNIVERSITY OF KANSAS; SUCH AUTHORITY TO BE TRANSFERRED TO A LEGALLY CONSTITUTED SECURITY EXECUTIVE COMMITTEE COMPOSED OF THE UNIVERSITY OF KANSAS CHANCELLOR, THE UNIVERSITY OF KANSAS PROVOST AND EXECUTIVE VICE CHANCELLOR, THE UNIVERSITY OF KANSAS VICE CHANCELLOR FOR RESEARCH, THE UNIVERSITY OF KANSAS FACILITY SECURITY OFFICER AND THE BOARD OF REGENTS PRESIDENT AND CHIEF EXECUTIVE OFFICER.

WHEREAS, the Kansas Board of Regents (the "Board") is vested under the constitution and laws of the State of Kansas with supervision and control over the University of Kansas (the "University") and is authorized under such laws to adopt this Resolution and perform, execute and carry out, or cause to be performed, executed and carried out, the powers, duties and obligations of the Board under this Resolution in connection with the University's operation as a Contractor pursuant to Department of Defense Directive No.

5220.22-M, "National Industrial Security Program Operating Manual" dated February 28, 2006 and incorporating Change 1 dated March 28, 2013 and Change 2 dated May 18, 2016;and

WHEREAS; the Board has, pursuant to K.S.A. 76-712, delegated responsibility for administration of the affairs of the University to the chief executive officer (Chancellor) of the University; and

WHEREAS, the Defense Counterintelligence and Security Agency (DCSA) and the Board have heretofore determined that, in order for the University to maintain its Facility Security Clearance pursuant to Department of Defense Directive No. 5220.22-M, *supra*, it is advisable to specifically, by Board Resolution, transfer authority to exercise management, control, and supervision over security of classified information protected pursuant to Executive Order 13526, as amended, its successor or predecessor orders, and the Atomic Energy Act of 1954, as amended, and disclosed to the University, to a Security Executive Committee composed of the University Chancellor, the University Provost and Executive Vice Chancellor, the University Vice Chancellor for Research, the University Facility Security Officer, and the Board of Regents President and CEO.

WHEREAS, the University Chancellor, the University Provost and Executive Vice Chancellor, the University Vice Chancellor for Research, the University Facility Security Officer, and the Board President and CEO will maintain a personal security clearance for access to classified information to the level of the facility security clearance granted to the University as provided by the National Industrial Security Program established by Executive Order 13526.

NOW THEREFORE, BE IT RESOLVED BY THE KANSAS BOARD OF REGENTS, AS FOLLOWS:

SECTION 1. The Board hereby transfers authority to exercise management, control, and supervision over security of classified information protected pursuant to Executive Order 13526, as amended, its successor or predecessor orders, and the Atomic Energy Act of 1954, as amended, and disclosed to the University, to the University Security Executive Committee. This transfer includes responsibility over all matters involving the security of such classified information in the possession of the University.

SECTION 2. The University Security Executive Committee to which the Board transfers authority under Section 1 shall consist of five members, each of whom will be processed for a personal security clearance for access to classified information to the level of the facility clearance granted to the University. The five members shall be the following individuals, or their successors once cleared:

- Chancellor, Dr. Douglas Girod
- Provost and Executive Vice Chancellor, Dr. Barbara A. Bichelmeyer
- Vice Chancellor for Research, Dr. Simon Atkinson
- Facility Security Officer, Carl E. Taylor Jr.
- Board President and CEO, Blake Flanders

SECTION 3. The following members of the Kansas Board of Regents agree that they shall not require, shall not have, and can be effectively excluded from, access to all classified information protected pursuant to Executive Order 13526, as amended, its successor or predecessor orders, and the Atomic Energy Act of 1954, as amended, that is disclosed to the University and will not knowingly take action to adversely affect the policies and practices of the University in the performance of classified contracts of the Department of Defense, or associated User Agencies with the National Industrial Security Program, awarded to the University.

Daniel Shane Bangerter
Ann M. Brandau Murguia
William Charles Feuerborn
Cheryl Harrison-Lee
Mark Edward Hutton
Shellaine Lynn Kiblinger
Jonathan David Rolph
Allen C. Schmidt
Helen H. Van Etten

CERTIFICATE

We, the undersigned Chair and President and CEO of the Kansas Board of Regents, hereby certify that the foregoing Resolution was lawfully adopted by the Board at its meeting held on September 10, 2020.

KANSAS BOARD OF REGENTS

(SEAL)

By _____

Bill Feuerborn, Chair

ATTEST:

By _____

Blake Flanders, President and CEO

2. Appoint Members to the Various Board Committees and the Washburn Board of Regents

Regent Feuerborn

Summary

Chair Feuerborn has communicated with members of the Board about serving on various committees on behalf of the Board. A list of those proposed appointments is included below for Board approval.

Standing Committees

Academic Affairs

Shelly Kiblinger – Chair
Ann Brandau-Murguia
Allen Schmidt
Helen Van Etten

Fiscal Affairs and Audit

Jon Rolph – Chair
Shane Bangerter
Cheryl Harrison-Lee
Mark Hutton

Governance

Bill Feuerborn – Chair
Cheryl Harrison-Lee
Shelly Kiblinger
Jon Rolph

Regents Retirement Plan

Shane Bangerter – Chair

Board Representatives and Liaisons

Education Commission of the States	Ann Brandau-Murguia
Postsecondary Technical Education Authority	Mark Hess Mike Johnson Rita Johnson
Midwest Higher Education Compact (MHEC)	Helen Van Etten Blake Flanders
Washburn University Board of Regents	Helen Van Etten
Transfer and Articulation Advisory Council	Shane Bangerter
Governor’s Education Council	Allen Schmidt Helen Van Etten
Coordinating Council	Shelly Kiblinger Helen Van Etten

University Subcommittees 3 Regents per committee

Kansas State University	University of Kansas	Wichita State University
<u>Emporia State University</u>	<u>Fort Hays State University</u>	<u>Pittsburg State University</u>
Mark Hutton – KSU Chair	Shane Bangerter – KU Chair	Allen Schmidt – PSU Chair
Helen Van Etten – ESU Chair	Ann Murguia – FHSU Chair	Jon Rolph – WSU Chair
Cheryl Harrison-Lee	Shelly Kiblinger	Bill Feuerborn

DISCUSSION AGENDA

XI. Consideration of Discussion Agenda

A. Academic Affairs

1. Act on the Proposed Changes to Performance Agreements: Funding Guidelines

Regent Kiblinger

Daniel Archer,
VP, Academic Affairs

Summary

Due to the COVID-19 pandemic, institutions are struggling to adjust to unprecedented circumstances. Many measures of institutional performance could be negatively affected for AY 2019-20 and AY 2020-21. At its April 15, 2020 meeting, SCOCAO recommended the Performance Agreement Working Group reconvene to discuss ways to mitigate the impact on performance reporting. The Working Group recommends changes to [Performance Agreements: Funding Guidelines](#) as outlined below. Board staff concurs with the Board Academic Affairs Standing Committee in recommending these changes for approval.

Background

Pursuant to K.S.A. 74-3202d, each public postsecondary educational institution's receipt of "new state funds" shall be contingent upon achieving compliance with its performance agreement, as determined by the Kansas Board of Regents. Each performance agreement consists of several performance indicators chosen by the institution by which their performance is measured. The performance agreements for AY 2020 – AY 2021 were approved by the Board on March 18, 2020.

Due to the extraordinary disruption caused by the COVID-19 pandemic, many measures of institutional performance could be negatively affected for Academic Year 2019-20 and Academic Year 2020-21. At its April 15, 2020 meeting, SCOCAO agreed to reconvene the Performance Agreement Working Group to discuss ways to mitigate the negative effects on performance reporting. The group met Friday, May 1, 2020, and recommended changes to the "Annual Evaluation of Compliance and Funding" section of [Performance Agreements: Funding Guidelines](#). At its June 17, 2020 meeting, BAASC voted to send the draft revised guidelines to the Board for approval. The revisions allow for additional flexibility for institutions during this unprecedented time while maintaining accountability and the current funding tiers.

Annual Evaluation of Compliance and Funding

To be eligible for any new funding appropriated by the Legislature and approved by the Governor, each institution annually submits a performance report that updates the Board on an institution's progress toward meeting the indicators in the performance agreement. The performance report provides the Board a basis for awarding any new funding.

Institutions establish a baseline for each of six indicators in the performance agreement. Awarding of new funding is based on the following three outcomes for the indicators in the performance agreement:

- (1) maintaining the baseline; (2) improving on the baseline; or (3) declining from the baseline.

The Board annually awards new funds based on the following levels of compliance:

- 100% of New Funding Available - The institution maintained the baseline or improved from the baseline in four or more of the indicators.
- 90% of New Funding Available - The institution maintained the baseline or improved from the baseline in three of the indicators.

- 75% of New Funding Available - The institution maintained the baseline or improved from the baseline in two of the indicators.
- No New Funding Awarded - The institution maintained or improved from the baseline in only one indicator, or none of the indicators.

In cases where an institution qualifies for the 0%, 75%, or 90% funding tier, the institution may make a case to move to the next higher funding tier. In such cases, an institution chooses one indicator for which it did not maintain or improve from the established baseline and submits evidence to BAASC that the indicator meets one or more of the following alternative evaluation criteria:

- Sustained excellence;
- Improvement from the prior year;
- Ranking on the indicator based on a relevant peer group;
- Improved performance using a three-year rolling average of the most recent three years; and/or
- Any extenuating circumstances beyond the control of the institution.

Proposal

To allow for some leeway for institutions hit hard by the COVID-19 pandemic, BAASC recommends removing the limitation of moving up only one funding tier for those institutions not qualifying for the 100% or 90% funding tier. The following change is recommended to the guidelines for Academic Years 2020 and 2021:

If more than one indicator was affected by an unforeseen emergency, such as the COVID-19 pandemic or a natural disaster, the institution may make a case for each indicator affected. Each case shall include a narrative with specific evidence to substantiate that the unforeseen emergency contributed to the institution's inability to meet the indicator. BAASC will review the evidence case and determine if an institution warrants recommended funding at the next a higher funding tier. If such a determination is made, the institution shall only be recommended for funding at the next higher funding tier and shall not qualify for funding tiers beyond that.

B. Fiscal Affairs & Audit

1. Act on Annual Budget for Mill Levy – WSU

Regent Rolph
 Elaine Frisbie
 VP, Finance & Administration

Summary

In 1963 the Municipal University of Wichita became Wichita State University, a state institution governed by the Kansas Board of Regents. At that time, the Board of Trustees at Wichita State University was established to support the educational undertakings of the university through the management of the University’s endowment and the property tax revenues levied within Wichita, and later all of Sedgwick County. The Board of Trustees consists of nine members appointed by the Governor to three-year terms.

K.S.A. 76-3a16 requires the Kansas Board of Regents to approve expenditures by the Board of Trustees from the property tax revenue generated by the local 1.5 mills. The Board of Trustees proposes FY 2021 expenditures totaling \$8,795,583, \$324,358 more than FY 2020. Property tax revenues are estimated at \$8.8 million. The Wichita/Sedgwick County mill levy budget has been reviewed and approved by the Wichita State University Board of Trustees, the Wichita City Council, and the Sedgwick County Board of Commissioners. Board staff recommends approval.

Background

Since WSU’s affiliation as a state institution in 1963, 1.5 mills have been levied on all taxable property in the City of Wichita. The levy was extended to property in Sedgwick County beginning in 1988. The funds are under the control of the nine-member WSU Board of Trustees; however, state law provides that the Trustees may expend funds only with the approval of the Kansas Board of Regents. The WSU Board of Trustees has submitted the budget detailed below.

**FISCAL YEAR 2021
 WICHITA STATE UNIVERSITY
 CITY-COUNTY MILL LEVY BUDGET REQUEST**

Capital Improvements \$2,854,844

WSU Innovation Campus \$2,834,244

Goal: To provide capital for strategic initiatives needed to improve the Innovation Campus and the campus as a whole.

Create a live, work, play environment for students, staff, strategic partners, and the community. All funding decisions will be vetted by the Wichita State Innovation Alliance (WSIA) and facilities committee and approved by the Board of Trustees (BOT). The \$199,884 increase in this line item reflects the net increase in revenue over expenditures after all other budgetary adjustments have been made.

Building Insurance \$20,600

Goal: To provide insurance coverage as required by bond covenants.

Bond transcripts require that insurance coverage be maintained on buildings where bond proceeds were used to fund the construction costs of the buildings. A one percent increase or \$204 is requested in this budget item for Fiscal Year 2021.

Student Support \$5,097,739**WSU Tech Support - \$800,000**

In prior years, Sedgwick County received this support from the Board of Trustees to offset a portion of the County's debt service for the National Center for Aviation Training. Since WATC is now WSU Tech, the County has eliminated operating support of WATC, and the Board of Trustees has eliminated support for the County's debt service so that it may be redirected directly to WSU Tech. No change is requested in this budget item for Fiscal Year 2021.

Wichita State University Undergraduate Support - \$3,872,260

In October of 2013, President Bardo announced a new scholarship program for Wichita State University. WSU will become more assertive about (1) offering scholarship money, and (2) offering scholarships earlier to a larger number of prospective students. Funds from the City-County Mill Levy will be a key factor in the implementation and success of this new program. Support for undergraduate students will be disbursed in four types of scholarships; Freshman Merit, Honors College, National Merit, and Transfer Merit. Funds from the Mill Levy will be targeted primarily to students who are Sedgwick County residents. A two percent (\$75,927) increase is requested in this budget item for Fiscal Year 2021.

Wichita State University Graduate Support - \$425,479

Support for the Graduate School is targeted to assist graduate students studying for the Master of Public Administration degree, doctoral or master's studies in areas directly affecting local industry or the public sector. Funding also used to recruit graduate research assistants to assist faculty-directed projects that have received or have a strong potential to receive external grant funding in areas that have applications to business, industry, and social agencies in Wichita/Sedgwick County. A two percent increase (\$8,343) is requested in this budget item for Fiscal Year 2021.

Economic and Community Development-\$486,000

Funding for Economic and Community Development activities allows Wichita State University to continue expanding its involvement with the City of Wichita and Sedgwick County through education and training programs in support of economic development. The funding also provides opportunities to utilize faculty expertise in the analysis of community issues in partnership with the City and County, utilize student internships related to specific local needs and provide services related to maintaining and analyzing important socio-economic databases. The \$40,000 increase reflects a \$20,000 increase for both City and County Services for Fiscal Year 2021.

Interns-City/County \$136,000

Goal: To attract pre-service students considering professional degree programs and provide them with financial assistance, to provide an enriched learning experience for students, and to contribute to the quality of community decision making through intern assistance to the Offices of the City Manager and County Manager.

The City/County intern program is directed by the Hugo Wall School of Urban and Public Affairs and is used to enhance the learning experience of four Master of Public Administration students through internships with the City of Wichita and Sedgwick County. No change is requested in this budget item for Fiscal Year 2021.

Business and Economic Research \$150,000

Goals: To produce annual economic forecasts such as employment, personal income, and retail sales for the Wichita/Sedgwick County area.

To develop and maintain publicly accessible business, demographic and economic databases for the Wichita/Sedgwick County area.

To respond to requests for information from the community relative to business, economics and demographics.

In 1999, the City of Wichita asked the Center for Business and Economic Research at Wichita State University to expand its research capabilities to provide Geographic Information System (GIS) services. In 2005, the Center was asked by the City of Wichita, Sedgwick County and the Greater Wichita Economic Development Coalition (GWEDC) to expand its research capabilities and services by developing, maintaining and operating the South Central Kansas Economic and Fiscal Impact Model. The city, county and GWEDC have asked the Center to maintain most databases on a county-by-county basis for a ten-county service area, as economic development has become a more regional endeavor. The Center has expanded its research, forecasting, database management and economic modeling to better serve business, industry, government and non-profit groups throughout south-central Kansas. Through its research and programs, the Center has established a reputation for efficient, timely, reliable and customer-friendly services. The Center contributes directly to the economic development efforts of Wichita, Sedgwick County and Kansas. Beginning January 1, 2017 all Business and Economic Research expenditures are also approved by the Greater Wichita Partnership. No change is requested in this budget item for Fiscal Year 2021.

City Government Services \$100,000

Goal: To provide services to the City of Wichita on projects requested by city government.

Wichita State University provides technical assistance and training to support the mission of the City of Wichita. Expertise of faculty, staff and students will be used to respond quickly to requests for assistance and information. A \$20,000 increase is requested in this budget item for Fiscal Year 2021.

County Government Services \$100,000

Goal: To provide services to Sedgwick County on projects requested by county government.

Wichita State University provides technical assistance and training to support the mission of Sedgwick County. Expertise of faculty, staff and students will be used to respond quickly to requests for assistance and information. A \$20,000 increase is requested in this budget item for Fiscal Year 2021.

University Research and Support Services \$57,000**Organization and Development \$57,000**

Goal: To insure that funds from the Mill Levy are properly administered for the City of Wichita, Sedgwick County and Wichita State University.

Organization and Development represents the operating costs for the Board of Trustees. The WSU Board of Trustees is responsible for administering the Mill Levy fund, monitoring endowments held in the WSU

Foundation that are owned by the Board of Trustees and managing the facilities owned by the Board of Trustees. No change is requested in this budget item for Fiscal Year 2021.

Contingency \$300,000

Goal: To provide flexibility in funding to respond to unforeseen needs or emergencies.

The Contingency line item will support unanticipated program needs throughout the year. As recommended by Sedgwick County financial officials, \$300,000 represents anticipated revenue depending on the financial determination of the actual dollar value of the revenues from the 1.5 Mill Levy. These additional resources may result from unanticipated increases in property valuation. Any unused portion of these funds will be utilized for additional support for the Wichita State University Merit Scholarship Program.

**Wichita State University
City of Wichita/Sedgwick County Mill Levy Budget
Fiscal Year 2020 Budget**

	FY 2020	FY 2021	Amount of
Revenues	Budget	Budget	Change
Mill levy Revenue	\$8,171,225	\$8,445,583	\$274,358
Interest	--	50,000	50,000
Contingent Revenue	300,000	300,000	--
Total Revenue	\$8,471,225	\$8,795,583	\$324,358
Expenditures			
Capital Improvements			
WSU Innovation Campus	\$2,634,360	\$2,834,244	\$199,884
Building Insurance	20,396	20,600	204
Total Capital Improvements	\$2,654,756	\$2,854,844	\$200,088
Student Support			
WSU Tech Support	\$800,000	\$800,000	\$--
Undergraduate Support	3,796,333	3,872,260	75,927
Graduate Support	417,136	425,479	8,343
Total Student Support	\$5,013,469	\$5,097,739	\$84,270
Economic and Community Development			
Interns – City/County	\$136,000	\$136,000	\$-
Business and Economic Research	150,000	150,000	-
City Government Services	80,000	100,000	20,000
County Government Services	80,000	100,000	20,000
Total Economic and Community Development	\$446,000	\$486,000	\$40,000
University Research and Support Services			
Organization and Development	\$57,000	\$57,000	\$-
Total Research and Support Services	\$57,000	\$57,000	\$-

Contingency			
Contingency	\$300,000	\$300,000	\$-
Total Contingency	\$300,000	\$300,000	\$-
Total Expenditures	\$8,471,225	\$8,795,583	\$324,358

2. Act on Board’s Unified State Appropriations Request

Summary

A statutory responsibility of the Kansas Board of Regents is to develop and submit to the Governor and Legislature a unified request for state appropriations for all postsecondary education, in accordance with the state budget process. Capital improvement requests for the system were submitted July 1. The Board discussed options for the unified budget request for FY 2022 at the August retreat. The official approval of the final unified request is to occur at the September Board meeting for submission in accordance with the state budget process.

Guiding Principle

The Higher Education Coordination Act provides that the Kansas Board of Regents shall “serve as the representative of the public postsecondary educational system before the Governor and the Kansas Legislature” (K.S.A. 74-3202c (b)(2)). This statute provides the foundation for an approach to state funding that reflects a system-wide focus on requesting and advocating for state investment in public postsecondary education.

Key Themes

- Kansas public higher education is a system of 32 institutions representing a \$3.8 billion enterprise, financed through a mix of state, student, local, federal, and private revenue sources. While State General Fund support represents less than 21% of the total revenues for the system, that support is a critical component for leveraging other funding sources, as well as to finance those activities not likely to garner interest from donors.
- The Kansas public higher education system is a major engine of economic growth, both as an employer and as an educator of future workers.
- The Kansas public higher education system is committed to attainment and workforce goals that ensure the state’s higher education system meets the needs of Kansans and Kansas.

The Board, in its role as advocating for the system, reviews the budget requests and identifies those items to be advanced to the Governor and Legislature for consideration in the FY 2022 budget.

Unified Appropriation Request Calendar

April 2020 Board Meeting	Capital improvement requests for state universities (First Reading)
May 2020 Board Meeting	Board acts on capital improvement requests for July 1
June 2020 Board Meeting	Board staff reviews potential requests. Board receives institution and sector specific requests.
Summer 2020 Board Retreat	Board conducts budget session to discuss FY 2022 requests. Board continues discussion of system, institution, and sector specific requests and indicates preference for inclusion in the FY 2022 Budget Request.
September 2020 Board Meeting	Board officially approves FY 2022 unified budget request
October 1, 2020	Board’s FY 2022 unified budget request submitted

Kansas Board of Regents State General Fund Base Appropriations As Approved by 2020 Legislature (Dollars in Millions)							
	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
State Universities	\$ 596.7	\$ 560.9	\$ 568.7	\$ 565.0	\$ 587.5	\$ 626.2	\$ 643.6
Two-Year Colleges	156.0	156.0	150.6	157.9	167.0	172.4	179.0
Other Higher Ed Programs	32.8	30.6	26.9	24.5	26.4	27.7	30.2
Washburn University	11.1	11.9	11.4	11.4	11.8	12.2	12.4
Board Office Operations	4.1	4.4	4.3	4.3	4.4	4.5	4.5
Total	\$ 800.7	\$ 763.8	\$ 761.9	\$ 763.2	\$ 797.1	\$ 843.0	\$869.7

Source: KBOR appropriation tracking sheets; base appropriations only, amounts do not include carryover funds. Other Higher Ed Programs include student financial aid, the Nursing Faculty & Supplies Program, MHEC dues, Adult Basic Education grants. This category previously included debt service and the Southwest Kansas Access Project.

Fiscal Year 2021

The economic impact of the pandemic was quickly realized in declining state tax revenues in the Spring of 2020. When the official revenue estimates were updated for current events, \$1.272 billion was adjusted out of available revenues. The state’s budget was no longer balanced, and on June 29, 2020, the Governor issued a budget allotment for FY 2021. Within that allotment, \$46.2 million was removed from the State General Fund appropriations noted above for higher education.

FY 2021 Gubernatorial Allotment			
	Approved FY 2021	Allotment	Adjusted FY 2021
State Universities	\$ 643.6	(\$ 35.2)	\$ 608.4
Two-Year Colleges	179.0	(8.5)	170.5
Other Higher Ed Programs	30.2	(2.5)	27.7
Washburn University	12.4	--	12.4
Board Office Operations*	4.5	--	4.5
Total	\$ 869.7	(\$46.2)	\$823.5

* The Board Office allotment totaled \$30,851.

On the next page are options for the Board to consider in finalizing its unified appropriations request for FY 2022.

Working Draft

University System-Wide Issues

Proposals	
Deferred Maintenance of Facilities	\$10,000,000
Extend Kan-Grow Engineering Initiative ELARF Transfers (by statute the final transfers are scheduled to occur July 1, 2021)	\$10,500,000
Advance Kansas' Economic Recovery via Student Financial Aid <ul style="list-style-type: none"> • State-Financed Concurrent Enrollment (2020 Senate Bill 335) • Promote Wider Use of College Savings Accounts (2020 Senate Bill 473) 	TBD

Postsecondary Technical Education Authority

Proposals	Amount
Retain State Funding at FY 2021 Level	\$ --

Washburn University Priorities

Proposals	Amount
Center for STEM Education	\$866,000 ongoing + \$670,000 one-time startup
Ensuring Pathways to Student Success	\$880,000 ongoing + \$925,000 one-time startup

Community College Priorities

Proposals	Amount
Retain State Funding at FY 2021 Level	\$ --
Kansas Promise Scholarship Act (2020 House Bill 2510)	\$10,000,000

Technical College Priorities

Proposals	
Fully Fund Excel in CTE based on a three-year rolling average	TBD
Increase Career Technical Education Capital Outlay	\$7,500,000
Fully fund any existing “gap” for tiered technical courses	TBD
Fully fund any existing “gap” for non-tiered courses	TBD

3. Act on Request to Authorize New Tuition Rate – President Myers KSU

Summary

Kansas State University requests authority to charge a reduced out-of-state tuition rate that is equivalent to the resident tuition rate effective Fall 2021 to full-time, domestic, undergraduate students (first time freshman or transfer) from the State of Missouri. This reduced rate will be available to students pursuing any undergraduate major at K-State and the initial eligibility criteria will be a 3.25 overall high school grade point average (GPA) and a composite score of 22 on the ACT (1100 SAT) for first time, full-time freshman and a 3.25 college GPA for new transfer students. The university requests Board of Regents approval now so K-State can market the discounted rates for recruiting the Fall 2021 class.

Background

State law (K.S.A. 2020 Supp. 76-719) directs the Board of Regents to set tuition and fees at the state universities. Through the Midwest Student Exchange Program, or MSEP, Kansas State University offers a reduced tuition rate to all full-time, domestic, out-of-state undergraduate students (freshman or transfer) who reside in a MSEP participating state and who are pursuing any major with a 3.25 GPA and a 22 on the ACT (1100 SAT) at 150% of the resident tuition. To encourage enrollment of students with higher academic criteria, Kansas State University offers additional scholarship add-ons or larger scholarship amounts in lieu of the tuition waiver based on the high school GPA and test score. Additionally, through the Missouri Reciprocal Agreement, K-State provides resident tuition to a limited number of students enrolled in select degree programs. This reduced rate is available to students enrolled in architectural engineering, architecture, interior architecture and product design and landscape architecture who meet specific academic criteria.

Rationale

As an institution, K-State needs to be able to maintain momentum in high potential recruitment markets, including Missouri. The University's Strategic Enrollment Management (SEM) plan includes a goal of increasing the enrollment of out-of-state students to 20% of the undergraduate population by 2025. Offering a reduced tuition rate is an attractive incentive for out-of-state students and K-State's data suggests the reduction to an in-state rate for Missouri will result in an increase in enrollment with a flat or net positive tuition revenue.

Robust recruitment of out-of-state undergraduate students bolsters the Kansas economy in a number of ways. Upon graduation, these non-resident students increase the educated workforce upon which Kansas companies can draw. Out-of-state alumni provide many opportunities for students to seek internships and mentoring connections that further enhance the educational experience provided by the University. Oftentimes, these alumni networks provide a crucial link to their communities for recruitment efforts.

Missouri remains a high potential recruitment market based on:

- similar academic and demographic characteristics of current, successful K-State students;
- the limited educational capacity in these states to serve current resident populations for certain academic interests;
- compatible academic and career interests with current K-State offerings; and
- high concentration of K-State alumni.

Missouri represents K-State's largest out of state market with over 31% of out of state students coming from this state. Kansas City, Missouri is the largest potential market to recruit from within a 150-mile radius of Manhattan. The resident rate would provide the opportunity to expand on existing partnerships with KC Scholars, Hispanic Development Foundation, and other organizations to assist in multicultural recruitment and land-grant mission of access and affordability.

Kansas State has continued to see high interest from Missouri students, but has failed to see a sustained increase in enrollment from this state. Applications and admits of the freshman class have both increased by approximately 12% over the last three years while the yield (percent of admitted students who enrolled) has decreased by 7% over the same timeframe. Additionally, K-State has seen a higher yield of students who received the Missouri Reciprocal, students receiving an in-state tuition benefit, than those who did not receive a tuition reduction benefit. As shown in Appendix C, in 2019 students receiving a Missouri Reciprocal resident tuition rate were yielding at a 16% higher rate compared to a student receiving the Missouri Student Exchange rate and 27.4% higher than students paying the full out of state tuition rate.

The complexity of the current scholarship and tuition revenue models are difficult for potential students from Missouri to understand. As students and families have become more price sensitive, providing an easy to understand reduced tuition rate is critical to continued enrollment growth. Guaranteeing in-state tuition for all students who meet the academic criteria (3.25 GPA/22 ACT) will help to generate more applications and increase yield as students have a lower net price. Providing the reduced tuition to full-time, domestic, undergraduate students (first time freshman or transfer) from the State of Missouri offers many benefits to the students, institution, and State of Kansas.

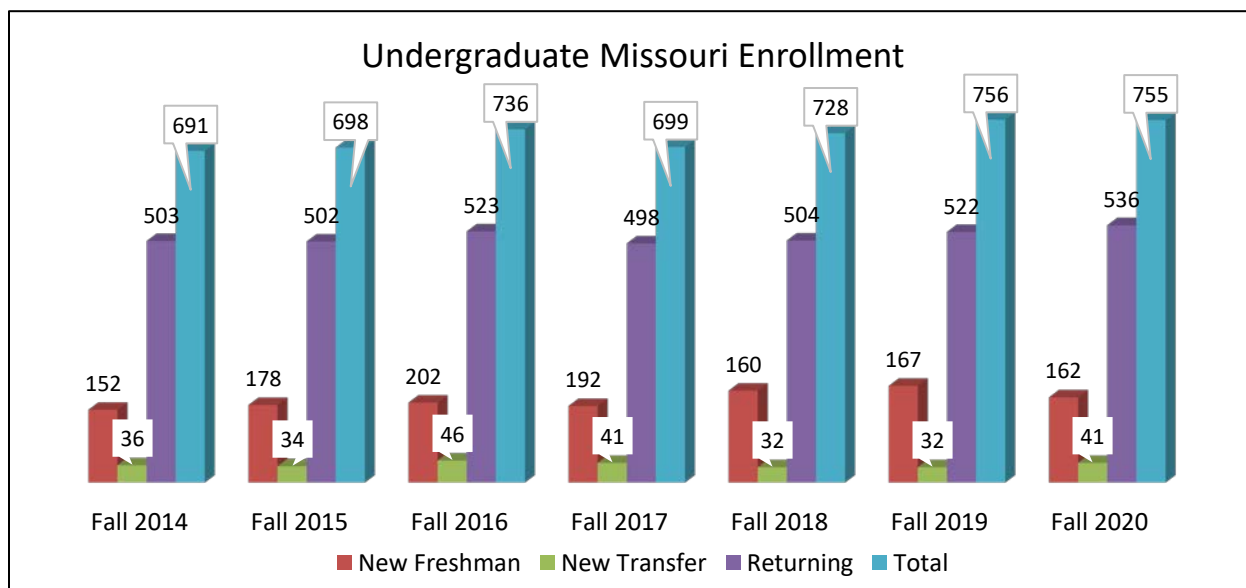
Appendix A provides additional detail on K-State's undergraduate student enrollment from Missouri from Fall 2015 to Fall 2019.

Financial Impact

K-State's proposal is designed to net to either equal or greater tuition revenue than under the current structure. In Appendix D, K-State modeled the anticipated outcome (15% application increase and 4.1% yield increase); this brings an additional 39 students, and \$150,000 in additional net tuition revenue the first year. While K-State anticipates this increase, an increase of only 24 students would allow the tuition change to be neutral in financial impact.

Further, recent investments in marketing and recruitment efforts will have more opportunities to penetrate high potential markets when messages regarding anticipated tuition rates remain consistent. K-State's increased efforts to grow enrollments in strategic out-of-state geographies will benefit from time and consistency as the University expands its reach, refines messages, and analyzes where the institution is realizing the largest gains. With time and continued data driven execution of the strategic plan, K-State will grow enrollment, increase the geographic diversity of the student body, and increase tuition revenue.

Appendix A



Appendix B

Missouri Enrollment Funnel: All Campuses Freshman				
	2017	2018	2019	2020*
Applied	777	806	853	905
<i>Increase in Applications</i>		3.73%	5.83%	6.10%
Admitted	638	694	703	775
<i>Admit Rate</i>	82.11%	86.10%	82.42%	85.64%
<i>Increase in Admitted Students</i>		8.78%	1.30%	10.24%
Enrolled	160	192	202	178
Yield	25.08%	27.67%	28.73%	22.97%
Missouri Enrollment Funnel: All Campuses Transfer				
	2017	2018	2019	2020*
Applied	76	72	76	80
<i>Increase in Applications</i>		-5.26%	5.56%	5.26%
Admitted	58	54	56	57
<i>Admit Rate</i>	76.32%	75.00%	73.68%	71.25%
<i>Increase in Admitted Students</i>		-6.90%	3.70%	1.79%
Enrolled	41	32	32	41
Yield	67.20%	51.90%	60.70%	66.70%

*2020 numbers will be final at the time of Fall Census.

Appendix C

Missouri Enrollment by Academic Level (Grouped by Current Waiver Structure)

Academic Level (GPA/ACT)		2012	2013	2014	2015	2016	2017	2018	2019	2020 (August)
No Waiver Eligibility	Admit	284	254	274	221	195	204	228	202	242
	Matric	50	59	53	56	31	40	45	40	48
	Yield	17.6%	23.2%	19.3%	25.3%	15.9%	19.6%	19.7%	19.8%	19.8%
Current MSEP (3.25/22)	Admit	260	259	307	322	353	360	384	410	445
	Matric	86	79	81	88	116	100	111	128	112
	Yield	33.1%	30.5%	26.4%	27.3%	32.9%	27.8%	28.9%	31.2%	25.2%
Current MO Reciprocal (3.5/24, and applying to specific majors)	Admit	43	40	32	32	30	48	64	72	53
	Matric	17	17	18	18	20	20	36	34	18
	Yield	39.5%	42.5%	56.3%	56.3%	66.7%	41.7%	56.3%	47.2%	34.0%
Total	Admit	587	553	613	575	578	612	676	684	740
	Matric	153	155	152	162	167	160	192	202	178
	Yield	26.1%	28.0%	24.8%	28.2%	28.9%	26.1%	28.4%	29.5%	24.1%

Appendix D

Missouri Match (Non-MO Reciprocal; 3.25 GPA/22 ACT)

	2020 Expected	Modeled Outcome		Required to Break Even	
		Scenario	Delta 2020	Scenario	Delta 2020
Admits	445	512	67	460	15
Matrics	119	158	39	143	24
Yield	26.7%	30.8%	4.1%	31.0%	4.3%
Tuition	\$14,063	\$9,375	-\$4,688	\$9,375	-\$4,688
Avg. Inst. Aid	\$2,861	\$0	-\$2,861	\$0	-\$2,861
Avg. NTR	\$11,202	\$9,375	-\$1,827	\$9,375	-\$1,827
Aggr. NTR	\$1,333,038	\$1,479,673	\$146,635	\$1,336,875	\$3,837
Discount	20.3%	0.0%	-20.3%	0.0%	-20.3%

NTR = Net Tuition Revenue

C. Governance

1. Discuss Board Member Conflict of Interest Disclosure Statements and Act on Actual or Apparent Conflicts

Regent Feuerborn

**Julene Miller,
General Counsel**

Summary and Staff Recommendation

In accordance with Board policy, Regents have reported their actual and apparent conflicts of interest on forms provided to them by Board staff. A summary of those reports is before the Board for review and/or determination of whether any restrictions should be placed on the reported activities.

Staff recommends approving continued membership of Regents on the identified boards because service on the boards is either required by law or is not subject to the Board's conflict of interest policy. Board approval of continued service of these Board members on these boards should be conditioned on the members recognizing that their duty is first and foremost to the Kansas Board of Regents and that if any actual conflict does arise, they will take appropriate action to manage or remedy the conflict.

With regard to the contracts/transactions in which two Regents have reported interests, staff recommends directing the involved Regents to excuse themselves from participating on behalf of the Board in matters involving or related to those contracts or transactions.

Background

Board of Regents policy governing Board member conflicts of interest calls for disclosure of certain transactional interests, memberships and affiliations, and provides that the Board will review the disclosures and make participation determinations at its September meeting.

Disclosure forms were provided to Board members prior to and at the August 2020 retreat for completion and return to the Board President and CEO. All forms have been completed, received and reviewed by President Flanders and the Board's general counsel and will be reviewed by the Governance Committee at the Committee's September 9 meeting. A summary of the disclosures (responses to any question answered in the affirmative) is provided below.

In accordance with Board policy, the Board is to now:

- Include the reported interests in the minutes of a Board meeting; and
- With regard to each reported membership or affiliation on a governing board or affiliated corporation, make a determination regarding the permissibility of accepting or continuing to serve in such capacity; and
- With regard to each contract or transaction, direct the involved Regent to excuse himself or herself from participating on behalf of the Board in actions involving that contract or transaction.

Memberships and Affiliations

The Board policy requires that the Board, together with the involved Regent, "make a determination regarding the permissibility of accepting or retaining such an appointment in accordance with the following guidelines:

"(i) If an independent observer, having knowledge of all the relevant circumstances, would reasonably conclude that the Board member has an actual or apparent conflict of interest in holding such a position, the Board member should not accept or retain the position;

"(ii) If, however, involvement by the Board member would bring compelling benefit to the institution, the Board may approve such involvement subject to any conditions the Board deems appropriate to assure both propriety and the appearance of propriety."

The reported and known memberships and affiliations to be reviewed by the Board pursuant to the above-quoted provision, along with a description of the entity or activity and rationale to approve continued service of these Regents on these boards, are as follows:

1. One Regent will serve on the *governing* board of an institution that is *coordinated* by the Board:
 - Regent Van Etten will serve as the Kansas Board of Regents appointee to the Board of Regents of Washburn University pursuant to statutory requirement.

K.S.A. 13-13a04(a)(4) provides that one member of the Washburn University Board of Regents shall be a member of the Kansas Board of Regents. As this is a statutorily required appointment, it is not considered a conflict for purposes of the Board's policy.

2. One Regent has reported service on the *governing* board of a non-controlled *affiliated corporation* of an institution that is *governed* by the Board:
 - Regent Hutton serves as a member of the Board of Trustees of the Kansas State University Foundation, a non-controlled affiliated corporation of Kansas State University.

The Trustees of the Kansas State University Foundation elect members of the Board of Directors for the Foundation, and the Board of Directors serves as the governing body of the Foundation. Technically, service on the Board of Trustees is not subject to the Board's conflict of interest policy. Additionally, service on the board of an affiliated corporation that exists to raise and manage funds for its respective educational institution is generally in line with the Board's mission and goals and would be unlikely to constitute an actual conflict of interest for the Regent involved.

Staff recommends approving continued service of these Board members on these boards for the reasons stated. Board approval of continued service of these Board members on these boards and committees should be conditioned on each member's recognition that their duty is first and foremost to the Kansas Board of Regents and that if any actual conflict does arise, they will take appropriate action to manage or remedy the conflict.

Contracts or Transactions

Board policy states that "no member of the Board having such interest shall participate on behalf of the Board in the authorization of any such contract or transaction."

The contracts or transactions in which a Regent has reported a direct or indirect interest are as follows:

1. Two Regents have reported an Interest in an entity that has entered one or more contracts or transactions with one or more *institutions* that are *governed* by the Board:
 - Regent Hutton has an ownership interest and is CEO Emeritus and Director of a company (Hutton Construction) that has one or more construction contracts with Wichita State University, the University of Kansas, and Kansas State University, or their affiliated corporations. Projects that have been reported are the addition to Koch Arena, a potential project in Salina for the KU School of Nursing, the fire restoration of Hale Library, the NIAR building renovation/addition, and renovations to the Memorial Stadium at K-State on behalf of the KSU Foundation and marching band.
 - Regent Kiblinger's spouse supervises student teachers for Pittsburg State University in accordance with the University's routine arrangements for such services; a small stipend is paid for each student teacher supervised, with total compensation expected to be less than \$5,000 for the year.

Recommendation

Staff recommends directing the involved Regents to excuse themselves from participating on behalf of the Board in matters involving or related to these contracts or transactions. The Board of Regents would be asked to approve certain transactions related to construction on university/state property. The Board of Regents generally would not be asked to approve the appointment and/or compensation of student teacher supervisors for the state universities.

D. *Technical Education Authority*1. **Receive Report from the Kansas Postsecondary
Technical Education Authority****Ray Frederick,
Chair****Summary**

Board members will be provided information on initiatives the Kansas Postsecondary Technical Education Authority (TEA) is considering undertaking in 2020-2021. In addition, Board members will be asked to provide other topics that they would like the TEA to consider.

TEA FY 2021 Initiatives Under Consideration

- Continue the Extraordinary Costs review
The KBOR Cost Model uses four main cost components: Instructor + Instructional Support + Institutional Support + Extraordinary Costs, to calculate a total per credit hour composite rate for each course. National data sources are used to derive the Instructor, Instructional Support, and Institutional Support rates. These components are currently updated annually utilizing the Cost and Productivity Study and the Integrated Postsecondary Education Data System (IPEDS).

Extraordinary Costs are defined as “required, program-specific equipment and consumable materials” for technical program courses that are not accounted for in Instructor, Instructional or Institutional costs within the KBOR Cost Model. Since a national data source does not exist for Extraordinary Costs calculation, historically the Higher Education Price Index (HEPI) is applied to adjust the Extraordinary Costs component annually. While this is helpful, the TEA is developing an on-going process to update system wide expenditures using actual institution data to ensure extraordinary costs accurately account for real institutional costs.
- Excel in CTE fund allocations
Currently, when Excel in CTE funding allocations fall below the cost model amount generated by the colleges, all course payments are prorated downward by an equal percentage. Based on future expected state revenues and the current Excel in CTE FY 2021 budget reduction, the TEA may want to evaluate alternative allocation methodologies that better meet the objectives of the program.
- Continue existing CTE programs review
Over the last couple of years, the TEA has been reviewing existing CTE programs using a wide range of criteria. Based on this review, the TEA has recommended reclassifying over 40 programs to non-tiered programs. Consideration is now being given to reviewing all “low-income” programs, which are defined as those programs that pay less than 250% of the poverty rate. Conducting this review in no way means that the programs will automatically be reclassified to non-tiered, as each program will be reviewed on its own merits.
- Work based learning definitions, guidelines and processes
Work based learning, which involves apprenticeships, internships, and work experience training, continues to increase in focus and importance across the nation. Ensuring that the postsecondary system is aligned with Federal and the Kansas Department of Commerce guidelines will be critical as this area expands. Providing consistency in our definitions, rules and regulations will also help avoid confusion to both the institutions and students.
- CTE program alignment with KSDE
Improved CTE program alignment with KSDE will help ensure that classes taught at the high school are preparing students for postsecondary courses and employment. This effort will also help ensure that

students receive credit at the postsecondary level for work they have already done. In addition, program alignment will help to define what programs at the high schools have a pathway into college. As part of this effort, common definitions between secondary and postsecondary will need to be established.

The TEA appreciates its close working relationship with the Board and will continue supporting the Board in their efforts to improve postsecondary education in Kansas. As part of these efforts, the TEA would like to hear from the Board about any additional items the TEA should consider addressing.

A summary of the TEA's current authorized authority is defined below:

Responsibilities and Activities

The legislation (K.S.A. 72-4482) provides that the TEA shall have delegated authority from the Kansas Board of Regents to:

- 1) Coordinate statewide planning for postsecondary technical education, new postsecondary technical education programs and contract training;
- 2) Recommend rules and regulations for the supervision of postsecondary technical education for adoption by the Board;
- 3) Review existing and proposed postsecondary technical education programs and program locations and make recommendations to the Board for approval or disapproval of such programs for state funding purposes;
- 4) Make recommendations to the Board for state funding of postsecondary technical education;
- 5) Develop benchmarks and accountability indicators for postsecondary technical education programs and make recommendations to the Board related thereto, for purposes of state funding;
- 6) Study, develop and advocate a policy agenda for postsecondary technical education;
- 7) Continuously study ways to maximize the utilization of resources available for postsecondary technical education and make recommendations for improvement in the use of such resources to the Board;
- 8) Conduct studies to develop strategies and programs for meeting the needs of business and industry;
- 9) Report on the performance of its functions and duties to the Board and the Legislature;
- 10) Coordinate development of a seamless system for the delivery of technical education between secondary and postsecondary program levels; and
- 11) Develop and recommend to the Board a credit hour funding distribution formula for postsecondary technical training programs that (i) is tiered to recognize and support cost differentials in providing high-demand high-tech training, (ii) takes into consideration target industries critical to the Kansas economy, (iii) is responsive to program growth and (iv) includes other factors and considerations as deemed necessary or advisable; and establish and recommend to the state board of regents the rates to be used in such funding distribution formula.

The Board has also authorized the TEA to perform the following tasks:

- 1) Administer the Kansas Technology Innovation and Internship program with results reported back to the Board (Sept. 2017)
- 2) Approve program requests for two-year colleges (including Washburn Tech and WSU Tech) which are then submitted on the Board's consent agenda (Dec. 2017)
- 3) Provide to the Board Adult Education/AO-K updates (Aug. 2017)
- 4) Provide to the Board Carl D. Perkins updates (Aug. 2017)

E. Other Matters

1. Discuss and Adopt Board Goals for 2020-2021

**Blake Flanders,
President & CEO**

Summary

*In June, the Regents adopted a new strategic plan for the Kansas higher education system, titled **Building a Future**. The plan focuses on how colleges and universities can best serve Kansas families and businesses and advance the state's economic prosperity. To drive success in its areas of focus, the plan proposes the implementation of promising practices, which will align with the Board's annual goals. Below are the goals that the Board identified at the August retreat that advance the strategic priorities adopted in **Building a Future**.*

Additionally, the Board is committed to promoting both free speech and civil debate as core values of the higher education system.

The proposed goals listed below are ready for final action.

Proposed Board Goals 2020-2021**Helping Kansas Families**

1. Improve academic program transfer by creating a systemwide general education (GE) package to align programs under a common framework that guarantees seamless transfer and evaluate the pilot program that increased the number of credit hours eligible for transfer.
2. Review the 60 low-enrollment programs at the six state universities to assess program viability and strengthen the efficiency of degree program inventories.
3. Review university, community college and technical college plans and best practices to improve college-going rates, retention rates, and graduation rates of students from underrepresented populations.
4. Promote simplicity, transparency, and degree completion by exploring tuition rate strategies for resident and non-resident students attending the state universities.
5. Develop a comprehensive plan to finance deferred maintenance of public institutions of higher education facilities to be presented to the 2021 Legislature.

Advancing Economic Prosperity

6. Establish five- and ten-year systemwide objectives within *Building a Future* by leveraging individual university strengths into the creation of direct jobs and direct investments from beyond the state borders into Kansas.

Governance

7. Develop Board guidance on free speech and civil debate at state universities.

2. Act on Proposed Qualified Admissions Regulations to Implement Changes to First Time Freshmen Standards (Roll Call Vote) **Julene Miller, General Counsel**

Summary and Recommendation

One of the Board’s 2018 goals was “to study ways to simplify the undergraduate admission application process with a specific focus on Qualified Admissions precollege curriculum course requirements.” Board staff worked with state university representatives throughout 2018 and 2019, resulting in recommendations for changes to the Qualified Admission standards that the Board approved at its September 2019 meeting. The changes include eliminating the requirement for completing a prescriptive precollege curriculum and, for most state universities, replacing the top third class rank option for admission with an option for admission based on an applicant’s cumulative high school GPA. If adopted, these regulations and new standards would be effective for review of applicants for the summer 2021 term. Staff recommends adoption of the proposed Qualified Admissions regulations to implement those approved changes. In accordance with the Rules and Regulations Filing Act requirements, action on the regulations must be taken by roll call vote.

Background

The Board initiated a comprehensive study of its Qualified Admissions standards in June 2017. Board staff worked closely with state university representatives to bring forward recommendations for change, which were approved by the Board in September 2019, and are shown in the charts below highlighted in grey.

Current Freshmen Criteria – Under 21 <i>Requirements for Accredited High School Graduate</i>	Approved Changes <i>Accredited High School Graduate</i>	
ESU, PSU, FHSU, KSU, and WSU	ESU, PSU, FHSU, and WSU	K-State
ACT: 21+ <u>or</u> Rank in top third of class	ACT: 21+ <u>or</u> Cumulative GPA of 2.25	ACT: 21+ <u>or</u> Cumulative GPA of 3.25
Complete Precollege Curriculum with a 2.0 GPA (Resident)/2.5 GPA (Nonresident). Curriculum consists of: -English (4 units); Math (3 units with ACT benchmark of 22 or 4 units with one taken in senior year); Natural Science (3 units with one unit in chemistry or physics); Social Science (3 units); Electives (3 units) <i>Note: As part of the admission application, students list each high school course taken along with the grade.</i>	Units (but not specific courses) are recommended; units are not required.	Units (but not specific courses) are recommended; units are not required.
2.0 cumulative GPA on any college courses taken while in high school	2.0 cumulative GPA on any college courses taken while in high school	2.0 cumulative GPA on any college courses taken while in high school

Current Freshmen Criteria – Under 21 <i>Requirements for Accredited High School Graduate</i>	Approved Changes <i>Accredited High School Graduate</i>
KU	KU
Cumulative GPA of 3.25 and ACT 21+ <u>or</u> Cumulative GPA of 3.0 and ACT 24+	Cumulative GPA of 3.25 and ACT 21+ <u>or</u> Cumulative GPA of 3.0 and ACT 24+
Complete the Precollege Curriculum as described above	Units (but not specific courses) are recommended; units are not required.
2.0 cumulative GPA on any college courses taken while in high school	2.0 cumulative GPA on any college courses taken while in high school

The primary difference in the current and approved criteria include the addition of an option for admission based on an applicant’s cumulative high school GPA for five state universities. Because the cumulative GPA is proposed as an admission criterion for these five institutions, requiring and tracking certain units for the pre-college curriculum is duplicative leading the precollege curriculum to be recommended, but not required.

Specific differences in the cumulative GPA requirement exist with K-State having recommended a cumulative GPA of 3.25 for admission, and the comprehensive and urban serving institutions having recommended a GPA of 2.25. This difference reflects differences in mission and types of students served.

Additional Options for Admission

If an applicant does not meet the proposed criteria, the university may still consider him/her for admission. Based on the Qualified Admissions Rules and Regulations framework, universities are permitted to admit applicants who do not meet the minimum freshmen admissions criteria, provided that the number of freshmen admitted as exceptions is limited to 10 percent of the university's total freshmen admissions.

In addition to the exception window option, it should also be noted that the 19 community colleges and six technical colleges function as open admission postsecondary institutions. If a student attends one of these institutions and earns a 2.0 GPA in at least 24 college credit hours, he/she will automatically be eligible for admission at ESU, FSHU, K-State, PSU, and WSU (KU requires a 2.5 GPA). Depending on the time of the year and schedule availability, a student could complete 24 college credit hours in a six-to-nine-month period.

Recommendation

In order to implement the changes approved by the Board last September, the Board’s Qualified Admissions regulations must be amended.

State law establishes the procedures an agency must follow to promulgate administrative regulations, including Director of the Budget approval of the Economic Impact Statement accompanying the regulations, Kansas Department of Administration approval of language and format, approval by the Attorney General’s office of the legal authority and compliance with applicable laws, and for permanent regulations such as this one, a public hearing and public comment period that includes review by the Joint Committee on Rules and Regulations.⁷ Board staff has now completed all those steps⁸ and recommends the Board adopt the revocations, amendments and new regulations that are needed to effectuate the Board-approved Qualified Admission changes. The proposed revocations, amendments and new regulations are set forth in the attachment to the agenda materials. If adopted, these regulations and new standards would be effective beginning with review of applicants for the summer 2021 term.

⁷ See the Rules and Regulations Filing Act, K.S.A. 77-415 *et seq.*

⁸ No comments were received during the 60-day comment period or at the public hearing.

3. Act on Proposed Regulation Amendments to Ensure Continued Student Eligibility for the Board's Student Health Insurance Plan and to Clarify Scope of Coverage that May be Elected (Roll Call Vote)

Summary and Staff Recommendation

Current Board regulations preclude online only students from eligibility for the Board's student health insurance plans. In light of the COVID pandemic and the potential for universities to limit participation in face-to-face classes, Board staff recommended in June that the Board adopt a proposed temporary amendment to this regulation to provide an exception for any semester in which the university suspends or substantially modifies its in-person attendance requirements. Staff has now completed the process for making this regulatory change permanent and requests that the Board adopt the permanent version. Additionally, staff recommends adoption of a permanent amendment to K.A.R. 88-30-2 to clarify that students may elect spouse and/or dependent coverage only for plan years for which that coverage is offered.

Adoption of these two permanent regulations must be accomplished by roll call vote.

Background

K.S.A. 75-4101(e)(1) authorizes the Board to “enter into one or more group insurance contracts to provide health and accident insurance coverage . . . for all students attending a state educational institution . . . and such students’ dependents” K.S.A. 75-4101(e)(4) authorizes the Board to “adopt rules and regulations necessary to administer and implement the provisions of this section.”

K.A.R. 88-30-1 is the Board’s regulation that defines terms used in its other student health insurance regulations. As currently written, K.A.R. 88-30-1 excludes from coverage any student who is enrolled exclusively in online/distance education courses. This limitation was required to allow the insurance provider to eliminate the possibility of covering students who might never physically be present on campus in order to moderate the plan’s costs so that the Board could keep the premiums as low as possible. Because one of the primary reasons the Board offers student health insurance is to keep the campus community healthy, and because the insurance provider works closely with campus health clinics to contain costs, it is normally appropriate to limit eligibility in this manner.

However, with the COVID-19 stay-at-home orders and the need to avoid group activities, the six state universities suspended in-person classes last Spring and there remains a possibility that there may be a need to do so again should there be a public health reason for that action. Board staff therefore recommended an amendment to the definition that the Board adopted at its June meeting on a temporary basis, to allow for continued coverage for students who wish to take advantage of the Board’s plans in a semester when classes are substantially online only. Temporary regulations may be put into effect more quickly than permanent regulations, but they have only a 120-day life span. Staff believes it prudent to also adopt a permanent amendment to address any required pivot to substantially online instruction that may occur after expiration of the temporary amendment.

As does the temporary version adopted by the Board in June, the proposed permanent amendment to K.A.R. 88-30-1 would suspend the eligibility requirement that students not be entirely online or receive instruction exclusively by distance education during any semester when the institution at which the student is enrolled has eliminated or substantially restricted in-person class options.

The proposed permanent amendment to K.A.R. 88-30-2 would clarify that students may elect spouse and/or dependent coverage for only those plan years when that coverage is offered by the Board. This amendment is recommended by staff in preparation for the possibility that the Board may determine it is in the best interest of students covered under the Board plan to discontinue spouse and/or dependent coverage for any given plan year.

K.S.A. 75-4101(e)(1) does not require the Board to provide for such coverage and we believe this flexibility is already in place, but this amendment would further clarify that point.

The Board has not been and is not currently being asked to consider eliminating the spouse or dependent coverage options, but as the cost of insurance continues to rise and if spouse or dependent claims experience continue to drive costs upward, there may come a time when the Board will be compelled to consider this alternative. This possibility was discussed by the Board Governance Committee when the Committee reviewed the rate/benefit proposals for plan years 2019-2020 and 2020-2021.

State law establishes the procedures an agency must follow to promulgate administrative regulations, including Director of the Budget approval of the Economic Impact Statement accompanying the regulations, Kansas Department of Administration approval of language and format, approval by the Attorney General's office of the legal authority and compliance with applicable laws, and for permanent regulations such as this one, a public hearing and public comment period that includes review by the Joint Committee on Rules and Regulations.⁹ Board staff has now completed all those steps.

Staff Recommendation

Board staff recommend the Board adopt, upon a roll call vote as required by the Filing Act, K.A.R. 88-30-1 and 88-30-2, as amended. The two proposed permanent regulations are set forth in the attachment to the agenda materials.

⁹ See the Rules and Regulations Filing Act, K.S.A. 77-415 *et seq.*

4. Act on Proposed Revocation of Outdated Retirement Plan Regulations (Roll Call Vote)

**Natalie Yoza,
Associate General Counsel**

Summary and Staff Recommendation

The Kansas Board of Regents Voluntary Retirement Plan's regulations are outdated and no longer needed to administer the Plan. The Plan is instead now governed by state law, federal law, and a written Plan Document. Revoking the regulations will not have a fiscal impact. The Board's Retirement Plan Committee approved the proposed revocation, authorizing Board staff to begin the process to revoke. Board staff completed the required procedures and recommend that the Board revoke upon a roll call vote.

Background: The Board has two sets of regulations for the Voluntary 403(b) Retirement Plan, K.A.R. 88-10-1 *et seq.* (Article 10) and K.A.R. 88-11-1 *et seq.* (Article 11). The regulations were not updated in 2005 despite a major revision to the governing statutes, K.S.A. 74-4925 and K.S.A. 74-4925(b). In 2009, the federal law governing 403(b) plans changed to require a written plan document, and the Board has since been operating its Voluntary Retirement Plan pursuant to the authorizing state statute, federal law, and the written Plan Document. Because of these changes, the regulations have fallen out of use despite remaining on the books.

In September 2019, the Board's Retirement Plan Committee (RPC) authorized Board staff to begin the revocation process. Revoking the regulations will not impact administration of the Voluntary Plan or have an economic impact, but it will protect against confusion by removing obsolete language and clarifying the law for Plan participants and employees at the Board office and state universities charged with managing the retirement plans.

It is prudent to revoke the regulations now because the proposed revocation coincides with the larger project the RPC and Board have undertaken to enhance benefits for Voluntary Plan participants. Effective January 2021, TIAA and Voya will be the only approved vendors and participants will benefit from renegotiated contracts with reduced expenses; improved fund selection and investment opportunities; simplify Plan administration; and enhanced Board oversight.

State law establishes the procedures an agency must follow to promulgate or revoke administrative regulations, including Director of the Budget approval of the Economic Impact Statement accompanying the regulations, Kansas Department of Administration approval of language and format, approval by the Attorney General's office of the legal authority and compliance with applicable laws, review by the Legislative Joint Committee on Administrative Rules and Regulations (JCARR), and a public hearing.¹⁰

JCARR has submitted comments expressing its appreciation for the revocation of unnecessary rules and regulations. And Board staff have completed all required steps.

Recommendation

The RPC and Board staff recommend that the Board revoke upon a roll call vote K.A.R. 88-10-1 through 88-10-8, 88-10-10, 88-10-12, 88-11-1 through 88-11-9, 88-11-11, and 88-11-12. A copy of the regulations that would be revoked is attached to the agenda.

¹⁰ See the Rules and Regulations Filing Act, K.S.A. 77-415 *et seq.*

- 5. **Act on Request to Approve Granting of Honorary Degree – WSU** **President Golden**

- 6. **Act on Request to Name Building**

- 7. **Receive Legislative Update** **Matt Casey,
Director, Government Relations**

XII. Adjournment

AGENDA

**KANSAS BOARD OF REGENTS
ACADEMIC AFFAIRS STANDING COMMITTEE
Wednesday, September 9, 2020
1:30 – 3:15 a.m.**

The Board Academic Affairs Standing Committee (BAASC) will meet in Topeka and a conference call option will be provided. The public is welcome to listen to the meeting in the Kan-ed Conference Room located in the Curtis State Office Building at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612. Questions can be emailed to arobinson@ksbor.org.

- I. Call to Order** Regent Kiblinger, Chair
- A. Introductions
Student Liaison: Apramay Mishra, KU
- University Chief Academic Officers:*
 Rick Muma, WSU – COCAO Chair
 Jill Arensdorf, FHSU
 Charles Taber, K-State
 Howard Smith, PSU
 Barbara Bichelmeyer, KU
 David Cordle, ESU
 Julie Mazachek, Washburn
 Robert Klein, KUMC
- KBOR staff:* Daniel Archer, Vice President for Academic Affairs
 Karla Wiscombe, Director
 Samantha Christy-Dangermond, Director
 Crystal Puderbaugh, Director
 Tara Lebar, Associate Director
 Sally Edigar, Operations Associate
 Amy Robinson, Executive Assistant
- B. Approve minutes from August 25, 2020 video conference
- II. Other Matters**
- | | |
|---|------------------|
| A. State Authorization Reciprocity Agreement (SARA) Appeal Process | Jennifer Armour |
| B. Recommended High School Courses for College Preparation | Daniel Archer |
| C. General Education Working Group Update | Daniel Archer |
| D. Strategic Program Alignment Low Enrollment Program Review Schedule | Daniel Archer |
| E. Direct Support Professionals (DSP) Update | Regent Schmidt |
| F. Coordinating Council Update | Regent Kiblinger |
- III. Suggested Agenda Items for October 14th BAASC Meeting**
- Approval of Performance Reports
 - New Program Approval
- IV. Adjournment**

MINUTES

**Kansas Board of Regents
Board Academic Affairs Standing Committee
MINUTES**

Tuesday, August 25th, 2020

The August 25, 2020 meeting of the Board Academic Affairs Standing Committee (BAASC) of the Kansas Board of Regents was called to order by Regent Kiblinger at 11:03 a.m. The meeting was held by Zoom.

In Attendance:

Members:	Regent Kiblinger, Chair Regent Schmidt	Regent Murguia	Regent Van Etten
Staff:	Daniel Archer Amy Robinson Julene Miller Cindy Farrier	Karla Wiscombe Crystal Puderbaugh Steve Funk Judd McCormack	Tara Lebar Travis White Scott Smathers
Others:	Brad Bennett, Colby CC Brian Inbody, Neosho CC Cathy Blasi, Pratt CC Jean Redeker, KU Linnea GlenMaye, WSU Michelle Schoon, Cowley CC Lua Yuille, KU Sandy Valenti, ESU Kim Morse, Washburn	Aron Potter, Coffeyville CC Brian Niehoff, K-State David Cordle, ESU Jerry Pope, KCKCC Lori Winningham, Butler CC Mickey McCloud, JCCC Rick Muma, WSU Sarah Robb, Neosho CC Heather Morgan, KACCT	Brenton Phillips Carter File, Hutchinson CC Elaine Simmons, Barton County CC Jill Arensdorf, FHSU Matt Schuette, KUMC Monette DePew, Pratt CC Robert Klein, KUMC Cindy Hoss, Hutchinson CC Jason Sharp, Labette CC Jane Holwerda, Dodge City CC

Regent Kiblinger welcomed everyone. Roll call was taken for members.

Approval of Minutes

Regent Schmidt moved to approve the June 17, 2020 meeting minutes, and Regent Van Etten seconded the motion. With no corrections or discussion, the motion passed.

Consent Items

Crystal Puderbaugh presented a request for a new certificate of approval for degree granting authority for the University of St. Augustine for Health Sciences. Crystal provided an overview and noted that their main campus is out of California. Because California is not a participant in State Authorization Reciprocity Agreement (SARA), it is required to seek approval through KBOR.

Regent Van Etten asked for more information on the Health Science program. Crystal responded that they are graduate level programs that require internships. Crystal noted for students already licensed, some of the programs have had changes to how they obtain licenses, so these are bridge programs. Crystal clarified that they offer internships, but it is up to the student and institution to obtain them. Specific institutions that students can seek internships are not specified. Regent Van Etten voiced her concern that internships are not easy to come by. Regent Kiblinger noted that if they have met the criteria in state statute, approval is normally granted. Regent Schmidt asked if allowing institutions from out of state to offer courses may need to be looked at in the future. KBOR staff discussed the SARA and noted that it was created to simplify the delivery of online courses across state lines.

While SARA makes it easier for out-of-state institutions to deliver online courses to Kansas residents, it also makes it easier for Kansas institutions to deliver online courses to the other 48 SARA states. Daniel Archer noted he would send out SARA information regarding the number of Kansas residents taking online courses from out-of-state institutions and the number of out-of-state students taking online classes from Kansas institutions.

Regent Murguia moved that they approve the request. Following the second of Regent Schmidt, the motion carried unanimously.

AY 2019 Performance Reports

Approval of Performance Reports for AY 2019 were presented by Daniel Archer for the following institutions:

- Kansas State University
- Wichita State University
- Coffeyville Community College
- Colby Community College
- Hutchinson Community College
- Neosho Community College

Daniel reviewed the performance funding process and answered questions. Performance Agreement information can be found at https://www.kansasregents.org/academic_affairs/performance-agreements. Each institution gave a brief overview. The Committee had no additional questions.

Regent Van Etten moved that the above listed institutions receive the recommended funding. Following the second of Regent Murguia, the motion carried unanimously.

Transfer KS Portal Demonstration

Karla Wiscombe introduced the new Assistant Director of Academic Affairs, Tara Lebar. Tara discussed her background and her excitement in joining the KBOR team.

Karla gave a demonstration on the portal and provided information on what information can be found within. The portal had a soft launch earlier in the year, and after a few minor adjustments, the portal is ready to be more widely shared. The portal is automatically updated from Course Inventory. While users are not tracked, KBOR and KSDE have ensured that counselors are aware of this valuable tool and will continue to disseminate this information. KBOR staff have also created a webinar to be utilized on the KSDE website.

Committee members discussed groups that they felt would benefit from this information. Regent Kiblinger noted that service centers such as Greenbush should be contacted. Regent Van Etten noted the information could be valuable for teacher in-service as well. The Committee also discussed that this could potentially be an agenda item for the Coordinating Council where they can assist with the dissemination of this resource.

Adjournment

Regent Kiblinger discussed agenda items for the next meeting on September 9th at 1:30 p.m. There is a chance that Board members and university Presidents may be present in person, but all others will be encouraged to participate via Zoom.

Regent Schmidt moved to adjourn the meeting, and Regent Murguia seconded the motion. With no further discussion, the meeting adjourned at 11:50 a.m.

AGENDA

Fiscal Affairs and Audit Standing Committee
Wednesday, September 9, 2020
1:30 PM – 3:30 PM
Board Room
Kansas Board of Regents

I. OLD BUSINESS

- A. Approve minutes of June 17, 2020 committee meeting
- B. Follow up on issues raised during the August 25 teleconference regarding FAA items on the Board's agenda and any other questions/clarifications about Board agenda items

II. NEW BUSINESS

- A. Finalize and Adopt Committee Organization, Agenda and Work Plan
- B. Staff Overview of Board Policies Relevant to the Committee
- C. Board Agenda Items under Fiscal Affairs
- D. Tuition at State Universities
 - 1. Follow-Up to Question Raised at June Committee Meeting on Structure of Online Course Fees
 - 2. Begin Discussion of Non-Resident Tuition Waivers and Discounts
- E. Deferred Maintenance Initiative (standing item)
- F. Audits for committee review and discussion (standing item)
- G. Other Committee Business

OTHER COMMITTEE ITEMS

Next meeting dates:

October 14 – *Conference call, if needed*

November 3 - 11:00 am, Agenda planning conference call

November 18 - 10:15 am Committee Meeting, Emporia State University

December 1 - 11:00 am, Agenda planning conference call

December 16 - 10:15 am Committee Meeting, Board Office, Topeka

AGENDA

**Board Governance Committee
Wednesday, September 9, 2020
3:30-4:45
Kathy Rupp Conference Room**

- I. APPROVE MINUTES FROM JUNE 17, 2020**
- II. REVIEW COMMITTEE CHARTER AND ADOPT AGENDA TOPICS/ SCHEDULE FOR THE YEAR**
- III. CONSIDER 2020-2021 GOVERNANCE COMMITTEE TOPICS**
 - A. GOV 21-01**, Review Board Member COI Disclosures and Make Recommendations to Address any Real or Perceived Conflicts
 - B. GOV 21-06**, Consider any requests for Board President/CEO to execute Board contracts; 4th collections contract renewal
 - C. GOV 21-05**, Review CEO Assessment Process
 - D. GOV 21-02**, Oversee Development of Board Free Speech Guidance; Discuss process for development and seeking feedback from campus constituencies
- IV. NEXT MEETING DATES**
 - A.** October 14 (Board scheduled to meet in Lawrence)
 - B.** November 18 (Board scheduled to meet in Emporia)
 - C.** December 16

MINUTES

GOVERNANCE COMMITTEE June 17-18, 2020 Minutes

The Kansas Board of Regents Governance Committee met on Wednesday, June 17, 2020. Regent Shane Bangerter called the meeting to order at 1:00 p.m. Proper notice was given according to law.

Members Present: Shane Bangerter, Chair
 Bill Feuerborn
 Mark Hutton
 Allen Schmidt

MINUTES

Regent Feuerborn moved to approve the minutes of May 20, 2020. Regent Schmidt seconded, and the motion carried.

PARCHMENT, INC. SERVICE CONTRACT FOR STUDENT TRANSCRIPT MAINTENANCE

Natalie Yoza, Associate General Counsel, stated that state law requires the Board to maintain student records from closed private and out-of-state institutions subject to the Board's regulatory authority. In 2017, Board staff conducted a request for proposal through the state's statutory process and as a result, Parchment, Inc. was awarded a three-year contract to maintain those records. The initial three-year contract ends on June 30, 2020, but the contract provides an option to renew for two additional two-year periods. The recommendation is to exercise the first extension, which would extend the contract by two additional years to June 30, 2022. Regent Schmidt move to approve the execution of the contract by the Board President and CEO. Regent Hutton seconded, and the motion carried.

COLLECTION OF SERVICES CONTRACTS FOR THE BOARD OFFICE AND INSTITUTIONS

Associate General Counsel Yoza stated four contracts for collection services that can be used by the Board office and the state universities are up for renewal. The original contracts had a five-year term and the renewal would extend the contracts into their sixth year. The Board office uses collection service for the financial aid programs the Board administers that contain a service component, like the Kansas Osteopathic Service Scholarship and the Nurse Educator Service Scholarship. The original contracts expire on June 30, 2020, and each contract can be extended for four additional 12-month extensions. All five companies were contacted about renewing the contract for an additional 12 months, and four companies responded indicated they wanted to renew with the same terms as in the current contracts. One contractor did not respond. The Council of Business Officers discussed these contracts and the consensus was to renew the contracts this year to allow the universities to review past collections and determine whether the contracts should be rebid. The recommendation is to renew the four contractors for one year. Regent Hutton moved to approve the execution of the contract by the Board President and CEO. Regent Feuerborn seconded, and the motion carried.

BKD, LLC ACCOUNTING SERVICES CONTRACT FOR EXTERNAL MANAGEMENT REVIEWS

Associate General Counsel Yoza stated in 2015, BKD, LLC, was awarded a five-year contract through the state's RFP process to conduct external management reviews. The contract was for five-years with the option of a one-year extension. The recommendation is to renew for one year. Regent Schmidt moved to approve the execution of the contract by the Board President and CEO. Regent Feuerborn seconded, and the motion carried.

ADJOURNMENT

The Chair adjourned the meeting at 1:11 p.m.

RECONVENE

Chair Bangerter reconvened the Kansas Board of Regents Governance Committee meeting on Thursday, June 18, 2020 at 1:45 p.m. Proper notice was given according to law.

Members Present: Shane Bangerter, Chair
 Bill Feuerborn
 Mark Hutton
 Allen Schmidt

BUSINESS TECHNOLOGY CAREER OPPORTUNITIES, INC (BTCO) CONTRACT FOR PROFESSIONAL SERVICES AND DATA ACCESS AGREEMENT

Associate General Counsel Yoza stated Business Technology Career Opportunities, Inc (BTCO) is one of the vendors under the State Use Program, and the Board has been contracting with them since 2012 for electronic document imaging services. BTCO has agreed to the data sharing agreement and the recommendation is to extend the contract for one year, which would also contain an updated pricing sheet. If approved, the contract would expire on June 20, 2021. Future extensions would not need to come to Governance, as long as BTCO remains the State Use vendor. Regent Feuerborn moved to approve the execution of the contract by the Board President and CEO, and waiver of the requirement for future review by the Governance Committee so long as KBOR is required to use BTCO. Regent Schmidt seconded, and the motion carried.

ADJOURNMENT

The Chair adjourned the meeting at 1:50 p.m.

AGENDA

**System Council of Presidents
Kansas Board of Regents
September 9, 2020
1:30 p.m.
Kathy Rupp Conference Room and Zoom**

1. Approve minutes of June 17, 2020 meeting
2. Discuss the fall semester and enrollments
3. Discuss diversity and inclusion
4. Other matters

MINUTES

System Council of Presidents

Kansas Board of Regents

June 17, 2020

10:15 a.m.

Virtually via Zoom and CEOs at KBOR Office

Members present: President Allison Garrett, Emporia State University – Co-Chair
President Ken Trzaska, Seward County Community College – Co-Chair*
Chancellor Douglas Girod, University of Kansas
President Tisa Mason, Fort Hays State University*
President Jerry Farley, Washburn University*
President Jay Golden, Wichita State University
President Richard Myers, Kansas State University
President Steve Scott, Pittsburg State University
President Jim Genandt, Manhattan Technical College*

The asterisk indicates those who participated via Zoom, all others were present at the KBOR office.

The meeting was convened at 10:15 a.m. by President Ken Trzaska – Co-Chair.

1. Minutes from the May 20, 2020 meeting, moved by President Farley and seconded by Chancellor Girod, were approved.
2. Dr. Brad Bennett, System Council of Chief Academic Officers, Colby Community College, reported on the following items:
 - SCOCAO heard an update from the Transfer and Articulation Council.
 - SCOCAO heard an update from the OER Steering Committee.
 - SCOCAO heard an update on the idea of seeking a statewide contract for Online Test Proctoring Options.
 - SCOCAO heard an update on Performance Reports with a reminder that those are due July 1.
 - The Kansas Council of Chief Academic Officers will meet in late June.
3. President Trzaska requested that the System Council of Presidents act on the proposed changes to Performance Agreements Funding Guidelines. This is related to the COVID-19 pandemic. Many measures of institutional performance could be negatively affected during academic year 2019-2020 and 2020-2021.

President Farley moved to approve the changes. The motion was seconded by Chancellor Girod. Motion was approved.

President Trzaska requested that the System Council of Presidents act on the proposed Associate-to-Baccalaureate Program Transfer Plan. Upon review of the proposal President Myers moved to approve the changes. The motion was seconded by President Golden. The motion was approved.

4. President Trzaska led a discussion on reopening plans. The following key points were discussed:
 - Technical Colleges and Community Colleges are making plans to return to business as usual in the fall.
 - Universities will remain flexible while maintaining a safe and healthy environment for students.

- For most schools, students will not return to campus following the Thanksgiving holiday and finish the final weeks online.

5. Other matters

No other matters were discussed.

There being no further business, the meeting adjourned at 10:27 a.m.

AGENDA

**Council of Presidents
Kansas Board of Regents
September 9, 2020
2:15 p.m. or adjournment of SCOPs
Kathy Rupp Conference Room and Zoom**

1. Approve minutes of June 17, 2020 meeting
2. Report from Council of Chief Academic Officers: Rick Muma
3. Report from Council of Chief Business Officers: Werner Golling
4. Report from Council of Government Relations Officers: Zach Gearhart
5. Report from Council of Chief Student Affairs Officers: Teri Hall
6. Report from Council of Diversity Officers: Marche Fleming-Randle
7. New tuition rate – KSU: President Myers
8. Other matters

MINUTES

**Council of Presidents
Kansas Board of Regents
June 17, 2020
10:35 a.m. – adjournment of SCOPS
Virtually via Zoom and CEOs at KBOR Office**

Members present: President Allison Garrett, Emporia State University
Chancellor Douglas Girod, University of Kansas
President Tisa Mason, Fort Hays State University*
President Jay Golden, Wichita State University
President Richard Myers, Kansas State University
President Steve Scott, Pittsburg State University

The asterisk indicates those who participated via Zoom, all others were present at the KBOR office.

The meeting was convened at 10:35 a.m. by President Garrett.

6. Minutes from the May 20, 2020 meeting, moved by Chancellor Girod, and seconded by President Golden, were approved.

7. Provost David Cordle, Emporia State University, gave a report from the Council of Chief Academic Officers on the following items:

- The COCAO heard the first reading of KSU’s Bachelor of Arts and Bachelor of Science in Integrated Computer Science.
- The COCAO heard the first reading of KSU’s Bachelor of Science in Public Health.
- The COCAO heard the first reading of KU’s Bachelor of Health Sciences.

The Council of Chief Academic Officers approved the following programs. These will move forward to President Flanders for approval.

- The COCAO heard the request for KSU’s Degree Name Change of Bachelor of Arts and Bachelor of Science in Fisheries, Wildlife, and Conservation Biology to Fisheries, Wildlife, Conservation, and Environmental Biology.
- The COCAO heard KSU’s request to change the name of School of Integrated Studies to the Department of Integrated Studies.
- The COCAO heard KSU’s request to create the Department of Aviation.
- The COCAO heard KU’s request for approval to change the Master of Arts degree in Microbiology to a Master of Science in Microbiology.
- The COCAO heard KU’s request for approval to change the Master of Arts degree in Biochemistry & Biophysics to a Master of Science in Biochemistry & Biophysics.
- The COCAO heard KU’s request for approval to change the Master of Arts degree in Molecular, Cellular, & Developmental Biology to a Master of Science in Molecular, Cellular, & Developmental Biology.

8. Diana Kuhlmann, Vice President for Administration and Finance, Emporia State University, gave a report from the Council of Chief Business Officers on the following items:

- There will be contemplation of the COVID-19 environment in the space utilization study, but it is unclear of what that will look like.
- The campus visits for the Building Condition Assessments will finish up this summer.

- The COBO requested that HR directors to weigh in on how to handle GHI premiums during furloughs. The HR directors will seek guidance from the secretary of the Department of Administration.
 - COBO has reporting COVID-19 expenses to the state and to the Board.

- 9. Don Hill, Government Relations Officer, Emporia State University, gave a report from the Council of Government Relations on the following items:
 - The COGRO is monitoring the Legislative Budget Committee, the Legislative Coordinating Council, the State Finance Council, and the SPARK task force as they recommend and approve federal and state dollars.
 - There was an approval of the \$26 million CARES act allocation to higher education with the caveat that there will be an impending allotment in the future.

- 10. Vice President Jim Williams, Emporia State University, gave a report from the Council of Chief Student Affairs Officers on the following items:
 - The council continued conversations on returning to campus and the processes necessary for success.
 - The council discussed the stress and anxiety students are experiencing surrounding social justice, COVID-19 and other matters.

- 11. Title IX Officer Jennifer Ananda, Emporia State University, gave a report from the Title IX workgroup on the following items:
 - The Department of Education released more than 2,000 pages of new guidance and regulations on Title IX with an implementation date of August 14, 2020.
 - All institutions will have to implement some policy change to be compliant with the federal guidelines.

- 12. Dr. Aswad Allen, Chief Diversity Officer, Emporia State University, shared detail on the request from the Chief Diversity Officers for a Diversity, Equity, and Inclusion Officer at the KBOR level:
 - The request is for a KBOR Representative Liaison to serve in a leadership capacity at the state level to assist with raising awareness and support the work of Diversity, Equity, and Inclusion across the state.
 - The individual would help to connect and align the state work with our institutional goals and objectives.

It was suggested that KBOR consider having a Chief Diversity Officer at the KBOR level as well, and that we suggest the need for this at the State level, as well. It was recommended that this topic be discussed at the next KBOR retreat taking place in August.

- 13. Other matters –
 - President Scott shared that the Health Care Commission (HCC) voted to reduce the number of HealthQuest Credits required for eligible members enrolled in the State Employee Health Plan to receive the 2021 Premium incentive discount. The credit requirement was reduced from 40 to 20 points.

There being no other business, the meeting was adjourned at 11:30 a.m.

CURRENT FISCAL YEAR MEETING DATES

Fiscal Year 2021

Meeting Dates

Agenda Material Due to Board Office

August 4-6, 2020

September 9-10, 2020

November 18, 2020 (ESU)

December 16-17, 2020

January 20-21, 2021

February 17-18, 2021

March 17-18, 2021

April 14, 2021 (FHSU)

May 19-20, 2021

June 16-17, 2021

August 4-6, 2020

August 19, 2020 at noon

October 28, 2020 at noon

November 24, 2020 at noon

December 30, 2020 at noon

January 27, 2021 at noon

February 24, 2021 at noon

March 24, 2021 at noon

April 28, 2021 at noon

May 26, 2021 at noon

MEETING DATES FOR FY 2022

Fiscal Year 2022

Meeting Dates

July 27-29, 2021 – Budget Workshop/Retreat

September 15-16, 2021

October 20-21, 2021

November 17-18, 2021

December 15-16, 2021

January 19-20, 2022

February 16-17, 2022

March 16-17, 2022

April 20-21, 2022

May 18-19, 2022

June 15-16, 2022

COMMITTEES (2019-2020)

Bill Feuerborn, Chair
Cheryl Harrison-Lee, Vice Chair

Standing Committees

Academic Affairs

Shelly Kiblinger – Chair
 Ann Brandau-Murguia
 Allen Schmidt
 Helen Van Etten

Fiscal Affairs and Audit

Jon Rolph – Chair
 Shane Bangerter
 Cheryl Harrison-Lee
 Mark Hutton

Governance

Bill Feuerborn – Chair
 Cheryl Harrison-Lee
 Shelly Kiblinger
 Jon Rolph

Regents Retirement Plan

Shane Bangerter – Chair

Board Representatives and Liaisons

Education Commission of the States	Ann Brandau-Murguia
Postsecondary Technical Education Authority	Mark Hess Mike Johnson Rita Johnson
Midwest Higher Education Compact (MHEC)	Helen Van Etten Blake Flanders
Washburn University Board of Regents	Helen Van Etten
Transfer and Articulation Advisory Council	Shane Bangerter
Governor’s Education Council	Allen Schmidt Helen Van Etten
Coordinating Council	Shelly Kiblinger Helen Van Etten