

KANSAS BOARD OF REGENTS

MINUTES

September 9-10, 2020

The September 9, 2020, meeting of the Kansas Board of Regents was called to order by Chair Bill Feuerborn at 9:00 a.m. This was a joint meeting between the Kansas Board of Regents and the Kansas State Board of Education, and it was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

WELCOME AND INTRODUCTIONS

Chair Feuerborn welcomed Chair Kathy Busch and the members of the Kansas State Board of Education.

REPORTS ON FALL SEMESTER

Commissioner Watson reported in mid-March when schools across Kansas closed their facilities due to the pandemic, a taskforce of 40 members was formed in order to develop the Continuous Learning Plan. This Plan included guidelines on how student learning outside of normal practices can move forward. The Commissioner noted the taskforce developed the Plan within 48 hours. Then over the summer, more than 700 teachers, administrators, parents, school board members, service center employees, members of the medical community and Kansas State Department of Education (KSDE) employees collaborated to develop *Navigating Change: Kansas' Guide to Learning and School Safety Operations*. This document was created to help school districts as they begin planning for the 2020-2021 school year and focuses on emotional and social needs as well as the importance of maintaining academic rigor standards. Commissioner Watson stated the document references three learning environments: 1) in-person learning: students and teachers are in the school with or without social distancing practices put into place, 2) hybrid learning: students spend part of their time at school and the other part learning remotely; and 3) remote learning: students take all their classes away from the school. Commissioner Watson noted each school district will determine what learning format works for their local needs, and the local school boards will make decisions on which safety protocols to implement. Commissioner Watson reported that the pandemic has increased the stress level for school administrators and teachers and noted that these individuals have to be ready to shift practices quickly to address any issues related to COVID.

He thanked them for their service and noted all Kansas students are in school taking classes in one of the learning formats because of the hard work of these individuals. Chair Busch also thanked all the employees for their dedication during these tough times.

President Golden reported that all the Kansas public universities have resumed on-campus classes this fall. Like the school districts, the universities will offer face-to-face classes and will be utilizing some hybrid and online courses to meet the needs of the students, faculty and staff. To bring students, faculty, and staff back to the campuses, the universities each implemented cleaning, screening, and COVID testing procedures. Dr. Golden stated that the Coronavirus Aid, Relief, and Economic Security (CARES) Act funds are being used to offset some of the expenses related to the pandemic including paying for testing supplies. He noted each university has a live web portal that explains their testing procedures and it shows the on-campus testing results. Regarding athletics, the universities are following the guidelines that are issued by their conferences. President Golden stated that students and employees are doing a great job of following safety procedures while on campus but there are challenges related to off-campus activities. He noted the universities continue to work with their local community leaders and health departments to help address these challenges. Dr. Golden also reported that the enrollments at the universities are expected to be down this year.

President Rittle stated that the community colleges started their fall semester early this year with the majority of classes being taught on the campuses. The colleges installed hygiene stations, spaced out classrooms to adhere to the social distancing guidelines, are cleaning high touch surfaces throughout the day, and have implemented multiple dining options for students. Health assessments are being conducted on students entering housing facilities and on campus student athletes. President Rittle reported that the Kansas Jayhawk Community College Conference has allowed specific sports programs to compete this fall including cross country and golf, and decided to move other fall sports competitions to the spring semester. This schedule will allow athletes in football, soccer, and volleyball to compete later in the academic year. President Rittle also stated that the misalignment of the academic calendars this year between secondary and postsecondary schools is going to significantly impact high school student enrollments in dual, concurrent, and Excel in CTE courses. However, the colleges are working with their local school districts to address some of the issues.

President Genandt reported that last spring the technical colleges adapted as quickly as possible to online instruction for general education and incorporated some technical education lecture components with some skilled lab demonstrations. Each institution worked with their county health directors on their campus reopening plans. To help keep the students, faculty and staff informed, all the colleges have listed procedures and processes related to COVID on their websites. President Genandt stated most of the colleges were able to partially reopen their campuses in May for targeted technical programs so that students could complete labs and thanked the Kansas Board of Nursing for allowing colleges to move clinical training online. Going forward, the colleges are reviewing simulation programs, but President Genandt emphasized that hands on training is critical for technical education. Students need to be trained on proper equipment to meet program outcomes and business and industry expectations. He noted the technical colleges appreciated the CARES Act and SPARK funding, which was used for student grants, safety expenses related to COVID, and upgrading technology and broadband on the campuses. Like the community colleges,

the technical colleges are also concerned about high school student enrollments in dual, concurrent and Excel in CTE courses. President Genandt concluded by thanking the faculty and staff at the colleges for adapting quickly to the changing environment.

The Board members discussed athletics at the high schools, and it was noted that the Kansas State High School Activities Association and the local school boards will make decisions on whether high school sports will be played in the fall. Members also asked questions about quarantine procedures on the university and college campuses. Many of the institutions have identified spaces either on their campus or in the community to isolate students who have either been exposed to or contracted the virus. It was noted that institutional staff along with local health department staff monitor these students and care for the mental and physical health. The students also receive academic support while they are in isolation. Regent Rolph asked if the institutions or school districts are collecting information on whether mitigation procedures in the classroom setting are working. Commissioner Watson stated that the guidance schools have received from public health officials is that if a student tests positive for the virus then anyone in close contact would need to self-quarantine for 14 days even if the proper safety protocols were in place at the time. Regent Rolph believes it is important to know whether transmission of the virus is occurring in the classrooms when proper safety procedures are in place because if transmission is not occurring, then in-person learning can continue even with positive cases identified. Chair Busch stated this may be an area the two Boards can work on together to see if there is a way to collect data on the effects of mitigation efforts.

CONSIDERATION OF DISCUSSION AGENDA

ALIGNING SPRING BREAKS FOR THE ENTIRE KANSAS PUBLIC EDUCATION SYSTEM

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. She noted the alignment of calendars would allow high school students more opportunities to enroll in concurrent, dual, and Excel in CTE courses because schedules will be synchronized and families that have children enrolled in different institutions will be able to plan activities. Regent Kiblinger also stated that it is important for the two Boards to identify and eliminate potential barriers that prevent students from accessing college courses, and the Council believes not having aligned spring breaks is preventing some students from taking courses, specifically dual and Excel in CTE courses since these are taught on the college campuses. President Flanders stated that academic schedules are important and highlighted how the misalignment of calendars due to the pandemic has impacted high school enrollments in college courses. He also noted the importance of eliminating barriers that prevent students from accessing higher education and believes giving more opportunities and engaging students while they are in high school will positively impact the Kansas college going rate. Commissioner Watson concurred that aligning calendars is a first step to reducing barriers for students and stated that the State Board of Education has a goal in its strategic plan to have 75 percent of high school graduates earn a postsecondary certificate or degree. Currently, only 50 percent of Kansans continue their education after high school. Commissioner Watson stated the schools are moving the rate a couple of percentage points every year, but the progress is too slow if the education systems want to see significant change to the state's college going rate. He believes that the systems need to look at ways to blend the last two years of high school with the first two years of college in order to give students more opportunities.

Commissioner Watson stated that aligning spring breaks is a solid first step and believes if the Board of Education endorses it, then a high percentage of school boards will adopt it.

The members discussed the process of aligning spring breaks. It was noted that the local school boards and individual board of trustees set the calendars for the schools and colleges and that the Kansas Board of Regents sets the calendars for the state universities. Members also discussed the importance of getting feedback from the different educational sectors and local communities. Following discussion, a consensus was reached that Commissioner Watson and President Flanders should work with the two Board Chairs to form a working group, which will gather information on the best ways to move forward with aligning spring breaks. The group should present its recommendations to the two Boards at each of their December meetings.

BREAK

Chair Busch called for a break at 10:24 a.m. and resumed the meeting at 10:36 a.m.

KANSAS DEGREESTATS

Elaine Frisbie, Vice President for Finance and Administration, highlighted the Board's Kansas DegreeStats web portal, which was developed after legislation was passed in 2015. The portal is an interactive tool that allows individuals to review cost and earnings data from real graduates for each undergraduate degree program offered at a public university or college in Kansas. Vice President Frisbie stated that some students choose not to pursue education beyond high school because the total annual cost for a degree is high. However, with this tool, students are able to explore and add different financial investment options such as scholarships, financial aid, and personal loans, which will then demonstrate the actual cost of the degree. Students are also able to see the cost difference by changing the estimated time to degree. Vice President Frisbie noted the most effective way to save money on a four-year degree is to complete it within four years. Loan payment information is also included in the tool along with wage information. Vice President Frisbie stated that the wage data in the tool is collected from the Kansas Department of Labor and includes data from Missouri. It was noted that promoting the portal has been difficult, but the Coordinating Council had expressed interest in incorporating it into the high school students' individual plans of study.

Commissioner Watson reported that steps are being taken to integrate the Kansas DegreeStats' link into the individual plans of study but students will need to be taught how to utilize the tool. He agrees that the sticker price of higher education turns students away, which is why it is important to show students and families that there are financial options that make higher education attainable. The Board members believe this tool will be helpful not only for students and parents but also for academic advisors and counselors. Chair Busch stated that high school counselors often have group training sessions during the academic year, and this would be an opportunity to demonstrate the portal to a larger group. It was also noted that it may be helpful to students if program GPA requirements were listed, so students understand up front that acceptance in certain college programs require specific GPAs. Board members were also interested in whether the Board office is looking at the traffic analytics of the site to determine which programs are being looked at the most. Vice President Frisbie stated that the office is tracking some of the data mentioned, but perhaps more consistent reporting to the Board of Regents could be implemented.

GOALS FOR CONCURRENT ENROLLMENT IN HIGH SCHOOL

President Flanders and Commissioner Watson reported that the two Boards have been researching and discussing ways to increase concurrent enrollment opportunities for high school students for the past three years. The research indicates that students who complete at least 15 college credit hours while in high school are more likely to go on to earn a degree in college. Commissioner Watson stated that having students who complete 15 hours will significantly impact the State Board of Education's goal to have 75 percent of high school graduates enter postsecondary education, but it will also impact the Kansas economy because those students are more likely to complete degrees and enter the workforce in higher-wage jobs. He also noted having more concurrent enrollment opportunities can make the senior year of high school more meaningful for those students who have already met the majority of their high school requirements. President Flanders believes in order to move this initiative forward, data needs to be collected on how many students have access to and have completed 15 to 30 college credit hours. The two systems then need to look at joint funding solutions. He noted another step the Boards could take is supporting the concurrent enrollment legislation that was introduced last year (2020 SB 335), which would allow the local school districts to fund concurrent enrollment courses for their students. President Flanders then asked Vice President Archer to present information on the Early College High School initiative.

Vice President Archer reported that Early College High School Concurrent Enrollment programs have emerged across the nation over the last ten years and many of the programs focus on serving minority and low-income populations. To create an Early College High School program, a postsecondary institution enters into a partnership with a school district. These entities then invest funds to support the program and determine the enrollment parameters. Dr. Archer stated that high school students enrolled in the program typically take classes from a college professor on the college campus, and the students receive additional academic support like tutoring and counseling to help them be successful. The completion data on these programs show that students who participate are ten times more likely to earn a college degree than their peers. They are also more likely to complete a Free Application for Federal Student Aid (FAFSA) form. Dr. Archer stated that Early College High School programs have also helped to increase college going rates and graduation rates.

It was noted that students who participate in these types of programs graduate with their high school diploma, and they have also earned up to 60 college credits. Chair Busch noted that some of these programs are housed at the high school instead of at the college depending on the partnership. Member Mah stated that the majority of college credit taken by high school students is being taught by high school teachers, and she expressed her concern with the Higher Learning Commission's (HLC) faculty qualification changes, which will prohibit many of the teachers from teaching college courses because they do not meet the new standards. President Flanders stated the HLC, which is the accreditation body for the postsecondary institutions, did change faculty qualification standards, and those new standards will be implemented in the near future. He noted a number of years ago the Governor, Commissioner Watson and he sent a letter to HLC explaining how the changes will negatively impact the Kansas system and asked for it to reconsider but that request was not granted. Member Mah also stated that she believes the two Boards should introduce legislation asking for the state to fund some concurrent enrollment courses for high school students. It was noted several years ago the Boards formed a Concurrent Enrollment

Taskforce, which collected information on cost of delivery and return of investment. The Taskforce ultimately recommended that legislation be introduced for the state to fund one concurrent enrollment course for eligible high school students. However, this legislation fell short of enactment. President Flanders stated that the legislation can be introduced again but the Boards would need to decide if, given the current fiscal challenges, it is the right time to do so. Member Mah would like to know how much it would cost to fund three to six credit hours. Chair Busch stated she would like to explore Early College High School programs to determine if there is interest by any of the institutions. She also believes that the systems need to figure out how to address the new faculty qualification standards so that the level of concurrent enrollment courses being taught now does not decline. Chair Busch asked Commissioner Watson and President Flanders to determine what the next steps should be for the Boards to increase concurrent enrollment opportunities. Regent Bangerter agreed that the two Boards need to figure out how to offer high school students 15 college credit hours at no cost to them and believes if this is accomplished it will benefit the students and the state.

ANNOUNCEMENTS

Commissioner Watson congratulated Deputy Commissioner Dale Dennis on his upcoming retirement and noted that he has served the State of Kansas for 53 years. The Board members thanked the Deputy Commissioner for his years of service.

Chair Busch recapped the next steps for the three agenda items, which are listed below.

- Commissioner Watson and President Flanders will work with the two Board chairs to form a working group that will develop recommendations for aligning spring breaks.
- The Kansas State Department of Education and the Kansas Board of Regents will integrate Kansas DegreeStats into the high school students' individual plans of study.
- Commissioner Watson and President Flanders will determine what the next steps are for the Boards to increase concurrent enrollment opportunities.

ADJOURN

The meeting was adjourned at 11:46 a.m.

CALL TO ORDER

Chair Feuerborn called the regular meeting of the Kansas Board of Regents to order on September 10, 2020 at 9:47 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

APPROVAL OF MINUTES

Regent Rolph moved that the minutes of the May 20-21, 2020 regular meeting, June 10, 2020 special meeting, June 17-18, 2020 regular meeting, August 4-6, 2020 Budget Workshop and Retreat, and August 10, 2020 special meeting be approved. Following the second of Regent Kiblinger, the motion carried.

INTRODUCTIONS

President Scott introduced Pittsburg State University's leadership team including the President of the Student Government Association, Sumner Mackey; the President of the Faculty Senate, Cole Shewmake; the President of the University Support Staff Senate, Terri Blessent; and the President of the Unclassified Professional Staff Senate, Jason Kegler. President Mason introduced Fort Hays State University's Student Body President, Haley Reiter; Student Government Association Legislative Affairs Director, Crystal Rojas; Staff Senate President, Jennifer Whitmer; Faculty Senate President, Kevin Splichal; and AAUP President, Janette Naylor-Tincknell. President Flanders introduced the Board office's new Director of Facilities, Chad Bristow.

GENERAL REPORTS**REPORT FROM CHAIR**

Chair Feuerborn reported that the Board had a productive retreat in August. The Board reviewed and discussed the university budgets, received information on campus diversity, inclusion and climate, and heard updates on the affordability and economic prosperity pillars in the Board's new strategic plan. The Board also discussed its unified budget request, which will be acted upon later in the agenda. Also in August, the Board held a special meeting to approve distributions of the Governor's Emergency Education Relief Fund and the Coronavirus Relief Fund Grants. Regent Feuerborn also reported that the Board met with the Students' Advisory Committee earlier today and had a conversation on the students' priorities for this year.

Regent Feuerborn then announced that the campus visits scheduled for October 14-15 at the University of Kansas and November 18-19 at Emporia State University are being postponed. Instead, the Board will meet at the Board office in Topeka on those dates.

REPORT FROM PRESIDENT AND CEO

President Flanders reported that as a state agency, the Board office is subject to the Legislative Post Audit Act and must participate in audits on a periodic basis. He stated over the summer, the office had an IT security audit and the results were presented to the Legislative Post Audit Committee last week in executive session. Because the audit contains sensitive information, President Flanders did not disclose any details but noted the legislative staff remarked on how rare it is for an agency to receive such high marks for IT security. President Flanders stated those efforts reflect the Board office's commitment to IT and data security, and he thanked the Board's IT Director, Steve Funk, and his talented staff for all their work.

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Rittle presented the report for the System Council of Presidents. The Council discussed the challenges associated with the pandemic, including lower enrollments. This year students are facing financial hardships and travel restrictions, which is impacting their ability to attend college.

Many institutions are seeing decreases in enrollments this fall but the percentages vary by institution. Many reported that undergraduate and international student enrollments are down while most graduate student enrollments have stayed the same or increased. President Rittle stated that the CEOs are hopeful that enrollments will bounce back for the spring semester. The Council then discussed the diversity and inclusion efforts on the campuses, and it was noted that the Council of Diversity Officers are looking at ways to reduce the equity gaps in student enrollments, which was also discussed at the Board's retreat. The university Diversity Officers invited representatives from the community and technical colleges to participate in their monthly meetings.

REPORT FROM COUNCIL OF PRESIDENTS

President Golden presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, Council of Business Officers, Council of Government Relations Officers, Council of Student Affairs Officers, and Council of Diversity Officers. The Academic Officers approved new degree programs and discussed precollege curriculum. The Business Officers met three times over the summer to discuss the Coronavirus Aid, Relief, and Economic Security (CARES) Act funds and prepare for the Board's budget workshop in August. The Government Relations Officers are talking with legislators about how the pandemic has impacted the campuses and what steps are being taken so that in person classes can resume. The Student Affairs Officers noted that September is suicide awareness prevention month and reported that they are discussing the mental health issues that arise as a result of COVID-19. The Diversity Officers reported that they will be looking at ACT/SAT entrance requirements during its upcoming meetings and noted that the Tilford Conference was rescheduled for next year due to the pandemic. President Myers then provided the Council information regarding Kansas State University's proposal to offer the resident tuition rate to full-time, domestic, undergraduate students from Missouri.

The Council of Presidents approved the following degree programs: 1) Bachelor of Health Sciences at the University of Kansas, 2) Bachelor of Arts and Bachelor of Science in Integrated Computer Science at Kansas State University, and 3) Bachelor of Science in Public Health at Kansas State University. These programs will be forwarded on to the Board for consideration.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Aleks Sternfeld-Dunn presented the report for the Council of Faculty Senate Presidents. The Council is currently working on a statement endorsing freedom of speech on the campuses and are reviewing what the boundaries are inside the classrooms. The Council also discussed their concerns with the Board's associate-to-baccalaureate degree program transfer initiative and noted the common core outcomes need to be faculty-led. Regent Bangerter stated that the purpose of the initiative is to allow students to transfer courses that are equal to the university course, which will allow those students to shorten their path to completion and asked if the Council agrees with the intent of the initiative. Dr. Sternfeld-Dunn stated the Council agrees with the spirit of the initiative but has concerns about quality assurances. Regent Bangerter believes the quality assurance concerns can be worked through with faculty involvement.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

The Students' Advisory Committee report was presented by Rija Khan. The Committee will be working on the following two initiatives this year: 1) increasing mental healthcare services on the campuses, and 2) looking at ways to make student health insurance more accessible and affordable. Ms. Khan noted that the Committee will be gathering data on what mental health services are currently being offered on the campuses and the capacity of those services.

REPORT FROM UNCLASSIFIED SUPPORT STAFF COUNCIL

Trish Gandu presented the Unclassified Support Staff Council report. This Council represents the largest number of employees on the campuses. She reported that last year the University Support Staff and Unclassified Professional Staff conducted a satisfaction survey on five of the university campuses, which showed that declining morale and stagnant salaries are the biggest concerns among employees. The impact of the pandemic has increased these concerns because with budgetary challenges employees are doing more for either the same or reduced salaries. Ms. Gandu noted to address morale issues, many of the universities are implementing different initiatives to recognize employee contributions and are celebrating employee achievements. She also noted many employees who are able to perform their jobs remotely would like the ability to continue this practice because they see it as an additional benefit. The Council asked the Board and universities to continue to look at ways to improve employee morale and consider expanding remote working opportunities even after the pandemic has subsided.

REPORT FROM THE UNIVERSITY CEOS

President Myers reported that Kansas State University's Lafene Health Center is conducting COVID-19 tests on campus for those students, faculty, or staff who are symptomatic, which is what was recommended by the county health department. Since September 17, the Health Center has conducted 4,006 COVID-19 tests and of those 602 were positive, which is a positivity rate of 15.02 percent. The University is also conducting surveillance testing in the dormitories and for specific academic programs that require students to be in close spaces. This testing began on August 24 and has resulted in identifying eight positive cases out of 424 tests, which is a positivity rate of 1.7 percent. Additionally, President Myers reported KSU recently entered into an agreement with Stormont Vail to form an academic partnership in the College of Health and Human Sciences' Physician Assistant program. Through the partnership, students will have access to the Stormont Vail Health Simulation Lab, which will have adult, pediatric, infant and trauma simulators. He announced that the Kansas Department of Transportation awarded a \$2.5 million grant to the City of Manhattan to be used on the North Campus Corridor project. The City and the University will then contribute a combined local match of \$5 million for the project. Regent Bangerter asked for a breakdown of the percentage of students taking classes online versus in person. President Myers stated that the website that houses all the University's COVID data also contains information on the percentage of students taking in-person, hybrid, or online courses. He believes that around 60 percent of students are taking in-person and hybrid courses.

Chancellor Girod reported that a lot of planning occurred over the summer to open the campus for the fall semester. KU has de-densified spaces, implemented a mask policy, reconfigured housing and dining spaces, and condensed its academic calendar for the Lawrence and Edward campuses. The Chancellor stated that the Lawrence and Edward campuses will be offering three class formats: in-person, hybrid, and remote. The percentage offered by credit hour is broken down as follows:

48 percent remote, 38 percent hybrid, and 15 percent in-person. For the Medical Center, all clinical learning, simulations, and standardized patient care will be done in-person. Chancellor Girod stated that a Pandemic Medical Advisory Team was formed to review data and monitor indicators as it relates to campus operations. Regarding testing, the Lawrence and Edwards campuses required-entry testing for anyone returning to campus before September 7 so that positive cases could be identified earlier, and the testing established a baseline rate for the University to use going forward. The Chancellor stated that 22,556 individuals were tested and 546 were positive, which is a positivity rate of 2.42 percent. Moving forward, KU will conduct random testing through a lottery system.

President Scott reported that students at Pittsburg State University have completed their fourth week of classes. Pittsburg State, like the other universities, is collecting testing data, but President Scott noted the data does not show the whole picture because students may get tested outside the community. President Scott stated last week 101 students were in isolation because they had tested positive and this week that number is down to 56. The number of students required to quarantine has also dropped within the last week from 600 to 500. President Scott expressed his appreciation for the work that has been done by the individuals at the local health department and the University Health Center. He stated that PSU's faculty and staff returned to the campus in July, which allowed them time to acclimate to the new learning environment. He also emphasized the importance of communicating with the students, faculty and staff about what is happening on the campus. Additionally, President Scott thanked Dale Dennis, who will be retiring from the Kansas State Department of Education, for his service to Kansas.

President Mason reported she has formed advisory groups to review Fort Hays State University's data related to COVID-19 and highlighted that multiple people both on campus and in the county are reviewing and providing input as the University moves forward with in person and hybrid instruction. President Mason stated the University's traditional academic model with regard to headcount mix is 50 percent of students are online, 25 percent are on campus, and 25 percent are international including the China program. President Mason noted that 66 percent of classes are being taught either in person or as a hybrid on the campus. With regard to isolating and quarantining practices, the University has partnered with the county to isolate positive students in local hotel rooms. Students who are required to quarantine can do so in their residence hall. Additionally, President Mason reported that the new Transfer & Military Center opened during the summer.

President Garrett reported Emporia State University's Health Center is testing students who are symptomatic and next week the University will begin its surveillance testing. COVID-19 testing results collected on the campus and from Lyon County will be displayed on the University's website; however, President Garrett noted that this data will not include information on students who took a COVID test outside the county. President Garrett stated that this semester 71 percent of classes are being taught in person, 20 percent are being taught in a hybrid format, and six percent are completely online. Additionally, President Garrett reported that the University is anticipating that enrollment in both headcount and credit hour will be down this fall.

BREAK

President Flanders recognized President Ken Trzaska, who will be leaving Seward Community College for a new position at the end of this month. Chair Feuerborn called for a break at 11:12 a.m. and resumed the meeting at 11:22 a.m.

STANDING COMMITTEE AND OTHER REPORTS**ACADEMIC AFFAIRS**

Regent Kiblinger reported that the Board Academic Affairs Standing Committee discussed developing a policy outlining an appeal process for a college or university that was denied participation in the State Authorization Reciprocity Agreement. A draft policy will be presented to the Committee at its next meeting before being forwarded to the Board. The Committee approved the proposed Kansas Scholars Curriculum, which are the recommended high school courses that will help students prepare for collegiate coursework at the state universities. The Board will review the Kansas Scholars Curriculum at the November meeting. Board staff reported that the common general education package workgroup will have its first meeting on September 29 and will be co-chaired by Dr. Barbara Bichelmeyer from KU and Jon Marshall from Allen Community College. The Committee also discussed the dates in which each university will submit its low-enrollment program review reports, received an update on the development of a direct support professionals' curriculum, and reviewed the Coordinating Council's initiatives.

Additionally, Regent Kiblinger reported that in the Board's consent agenda the title for Kansas State University's request for accreditation should read "Act on Request to Seek Accreditation for Master of Science in Physician Assistant Studies" instead of Master of Science in Health Informatics. She requested that this change be included in the motion to approve the consent agenda.

FISCAL AFFAIRS AND AUDIT

Regent Rolph presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee finalized its working plan for the year, which will include reviewing tuition for non-resident students and ensuring that the deferred maintenance initiative is launched with Board and legislative support. Board staff reviewed the Board policies that are relevant to the Committee's work. The Committee revisited a question that was asked during its June meeting with regard to a comparison of tuition and fees for online courses versus in person courses at the state universities. The results highlighted some of the complexity in place at some of the campuses. Kansas State University's request for a non-resident tuition, which is on the Board's agenda, was discussed. The Committee decided to form a working group led by Regent Hutton to review Board policy and statutes on tuition waivers and discounting, and the working group will then gather information on pricing strategies used by the universities so if the Board decides to make a change in approach in pricing for non-resident students, the Board is informed by campus experts and relevant data. Additionally, the Committee discussed the Board's unified budget request and developed a six-point proposal for the Board to consider when that item is discussed later in the agenda.

Regent Rolph stated that the Committee wants to amend the agenda and made a motion to place Wichita State University's project to construct a pedestrian bridge on the discussion agenda

following the Wichita State University mill levy request. Regent Harrison-Lee seconded, and the motion carried.

Regent Rolph stated that the Kansas State University consent agenda item regarding the lease agreement with the Salina Airport Authority needs to be corrected to read as follows: “The Salina Airport Authority will provide space at the Interim Applied Aviation Research Center, located at 2720 Arnold Court, Salina, Kansas. KSU Polytechnic will lease the space described in the agenda from the Airport, in support of its growing unmanned aircraft systems program.” He moved to approve this correction, and Regent Hutton seconded. The motion carried.

GOVERNANCE

Regent Feuerborn reported that the Governance Committee reviewed its Charter and the Committee’s schedule for the upcoming year. The Committee then reviewed the Board member annual conflict of interest disclosures, which are on the today’s agenda, and authorized execution of two Board office contracts. The Committee discussed the CEO assessment process and directed staff to update the 360 assessment survey form to align it with changes that have been made in recent years to the annual assessment form. The Committee plans to continue its discussion of these recommendations at its next meeting and will bring any proposed changes to the Board for final action. The Committee also began its discussion around crafting guidance for the state universities as they encourage civil discourse while upholding individual First Amendment rights.

RETIREMENT PLAN

Regent Bangerter reported that the Retirement Plan Committee met yesterday. The Board’s financial advisor for the retirement plans, Advanced Capital Group, provided its semi-annual report, recapping the markets and economy through the second quarter of 2020. Regent Bangerter stated that the market has recovered and the outlook is positive. He noted the Committee reviewed two TIAA funds that will remain on a watchlist until the Committee’s March 2021 meeting to ensure that their performance continues to improve and is not impacted by management changes. No additional funds were added to the watchlist. The Committee approved the amendments to the Mandatory and Voluntary Retirement Plan Documents. The amendments memorialize the decision to allow coronavirus-related distributions for Mandatory and Voluntary Plan participants as permitted by the Coronavirus Aid, Relief, and Economic Security Act (CARES Act). The amendments also memorialize a change in federal law that allows participants to temporarily waive required minimum distributions, and the Voluntary Plan amendment updates the list of approved vendors for the Voluntary Retirement Plan. Representatives from TIAA and Voya shared information about creating a custom KBOR Retirement Program brand that will be used to communicate information about the Plans, including the upcoming consolidation of vendors for the Voluntary Retirement Plan. One goal is to encourage greater participation in the Voluntary Retirement Plan because it is an important retirement benefit.

FUTURE OF HIGHER EDUCATION COUNCIL

Regent Harrison-Lee reported that at the most recent Future of Higher Education Council meeting, the members discussed enrollment equity gaps, received information on the current efficiencies the institutions have implemented because of the pandemic, discussed streamlining opportunities for institutional affiliations, and looked at opportunities to improve administrative functions at the

institutions. Regent Harrison-Lee stated that at the next two Council meetings, the members will be developing recommendations that will be forwarded to the Board for consideration.

APPROVAL OF CONSENT AGENDA

Regent Rolph moved, with the second of Regent Van Etten, that the Consent Agenda be approved as amended by the Board Academic Affairs Standing Committee and the Fiscal Affairs and Audit Standing Committee. The motion carried.

Academic Affairs

NEW CERTIFICATE OF APPROVAL FOR DEGREE GRANTING AUTHORITY FOR THE UNIVERSITY OF ST. AUGUSTINE FOR HEALTH SCIENCES

The University of St. Augustine for Health Sciences received a Certificate of Approval to operate in Kansas and with degree granting authority. The University will offer online and blended learning formats to Kansas residents.

ACCREDITATION FOR MASTER OF SCIENCE IN PHYSICIAN ASSISTANT STUDIES

Kansas State University received approval to pursue accreditation for its Master of Science in Physician Assistant Studies program with the Council for Higher Education Accreditation. Total cost of initial accreditation is \$32,000, with an annual renewal fee of \$15,000.

Fiscal Affairs & Audit

LEASE AGREEMENT WITH THE KSU REAL ESTATE FUND LLC, A SUBSIDIARY OF KSU FOUNDATION – KSU

Kansas State University received authorization to enter 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 and the annual lease rate will be \$30.05 per square feet. The lease cost for FY 2021 will be \$32,333.80.

LEASE AGREEMENT WITH THE SALINA AIRPORT AUTHORITY – KSU

Kansas State University's Polytechnic Campus in Salina received authorization to enter into a three-year lease agreement with the Salina Airport Authority (SAA). KSU Polytechnic will lease office space from the SAA at the Interim Applied Aviation Research Center at a cost of \$5.7824 per square foot per year. The term of the lease is from June 1, 2020 through May 31, 2023 with the option of two additional years through May 31, 2025.

ACCEPTANCE OF REAL PROPERTY – KSU

Kansas State University received approval to accept ownership of the Foundation Tower, which is part of the Unger Complex located at 2323 Anderson Avenue in Manhattan.

SALE OF REAL PROPERTY – KSU

Kansas State University received approval to sale 4.4713 acres of land near the International Grain Science Industry Complex to the KSU Foundation. The property will be sold at the appraised value of \$1,160,000 and the proceeds will be deposited in the University's Restricted Fee Funds. Below is the legal description of the 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.

AMEND MEMORANDUM OF AGREEMENT BETWEEN PITTSBURG STATE UNIVERSITY AND PSU CHAPTER OF THE KANSAS NATIONAL EDUCATION ASSOCIATION (KNEA) – PSU

The amended Memorandum of Agreement between Pittsburg State University, the Kansas Board of Regents, and the PSU Chapter of the Kansas National Education Association was approved. The amendments went through the meet and confer process and include changes to the Salary and Duration Articles along with a number of other sections. The Chair of the Board is authorized to execute the amended Agreement on behalf of the Board.

Technical Education Authority

DEGREE AND/OR CERTIFICATE PROGRAMS SUBMITTED BY GARDEN CITY COMMUNITY COLLEGE AND JOHNSON COUNTY COMMUNITY COLLEGE

Garden City Community College received approval to offer a technical certificate C (49 credit hours) and an Associate of Applied Science degree (64 credit hours) in Industrial Machine Mechanic (47.0303). The estimated cost of the program is \$337,000, which will be funded with the College's new program development funds.

Johnson County Community College received approval to offer a technical certificate B (30 credit hours) in Plumbing Technology (46.0503). The initial cost of the program is approximately \$164,000, and the College's general fund will finance the first year of the program.

EXCEL IN CAREER TECHNICAL EDUCATION FEES

The below Excel in CTE fees for Johnson County Community College's Plumbing Technology program were approved, as recommended by the TEA.

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

| <i>Please list all fees associated with this program: Only list costs the institution is charging students.</i> | | |
|---|---|---------------|
| 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 |

| <i>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.</i> | | |
|--|---|---------------|
| 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 |

EXTRAORDINARY COSTS FOR TECHNICAL EDUCATION

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. Extraordinary costs are calculated by the below formula.

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

The Technical Education Authority reviewed 78 programs based on 2015-2019 Extraordinary Costs data, which was supplied by institutions, and the following recommendations of the TEA were approved: 1) 40 programs maintain the current Extraordinary Costs rate, 2) 24 programs increase the Extraordinary Costs rate, and 3) 14 programs decrease the Extraordinary Costs rate.

(List of Programs filed with Official Minutes)

Other Matters

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

The updated Resolution transferring the Board’s authority to exercise management, control, and supervision over security of certain classified information at the University of Kansas to the University Security Executive Committee was approved.

(Resolution filed with Official Minutes)

APPOINTMENTS TO THE VARIOUS BOARD COMMITTEES AND THE WASHBURN BOARD OF REGENTS

The following appointments were approved:

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 |

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

CHANGES TO PERFORMANCE AGREEMENTS: FUNDING GUIDELINES

Daniel Archer, Vice President for Academic Affairs, presented the proposed changes to the Performance Agreements: Funding Guidelines. Dr. Archer stated that due to the pandemic, many measures of institutional performance could be negatively affected for academic year 2019-2020 and academic year 2020-2021. Therefore, the Performance Agreement Working Group was reconvened to review the Guidelines and recommended removing the limitation of moving up only one funding tier for those institutions not qualifying for the 100% or 90% funding tier for the two

academic years. He noted the Board Academic Affairs Committee reviewed the proposed change. Regent Hutton would like information on how institutions measure faculty productivity against performance measurements. Dr. Archer stated the provosts are discussing this topic because there is no standard measurement of faculty productivity and noted it could be a component in the new performance agreements model. President Flanders stated that the universities may track this at the campus level and that Board staff can gather that information. Regent Bangerter expressed his dissatisfaction with how institutional performance is measured and does not believe the current model is helpful to the Board or the institutions. He would like the performance agreements to contain metrics that will positively change the institutions if achieved, and he believes the institutions should be rewarded if measurements are achieved. President Flanders stated the current performance agreement model was designed when there was state funding available to reward the institutions for meeting their goals and noted at the time, the Board did not have a strategic plan to help align measurements. Moving forward, President Flanders believes the metrics in the performance agreements need to be aligned with the Board's strategic plan, *Building a Future*. Following discussion, Regent Van Etten moved to approve the changes to the Performance Agreements: Funding Guidelines. Regent Kiblinger seconded, and the motion carried. Below are the changes that were adopted:

Performance Agreements: Funding Guidelines.

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.

Fiscal Affairs and Audit

ANNUAL BUDGET FOR MILL LEVY – WSU

Vice President Frisbie presented the FY 2021 mill levy budget proposed by the WSU Board of Trustees. The property tax revenues are estimated at \$8.8 million, and the Trustees are proposing expenditures totaling \$8,795,587 for FY 2019. Regent Rolph moved to approve. Regent Harrison-Lee seconded, and the motion carried. The budget is as follows:

**Wichita State University
City of Wichita/Sedgwick County Mill Levy Budget
Fiscal Year 2021 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 | \$- |

AMENDMENTS TO THE FY 2021 CAPITAL IMPROVEMENT PLAN FOR A NEW PEDESTRIAN BRIDGE – WSU

Chad Bristow, Director of Facilities, introduced Wichita State University’s proposal to amend its Fiscal Year 2021 Capital Improvement Plan to add the pedestrian bridge project. The 300-foot-long bridge will span across the water feature south of Woolsey Hall, and the estimated cost of the project is \$2.65 million. Director Bristow stated the University intends to fund the project with private gifts and that future maintenance will be funded by WSU. Regent Hutton asked for clarification on the funding priorities for this project because it is his understanding that this project is part of a \$5 million fundraising campaign that also includes upgrades to academic spaces in Woolsey Hall. President Golden stated the fundraising for the pedestrian bridge is separate from the Woolsey Hall project. He noted the University’s priority is raising the money for the Woolsey Hall project, but there is always the potential of having a donor who would rather fund the bridge, which is why it is a separate funding request. Following discussion, Regent Rolph moved to approve. Regent Hutton seconded, and the motion carried.

BOARD’S UNIFIED STATE APPROPRIATIONS 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 each year a unified budget request for the public higher education system. The Board’s request must be submitted by October 1. She noted at the June meeting, the institutions submitted proposed items for the Board’s FY 2022 unified budget request, and the Board reviewed these items at its August retreat. Vice President

Frisbie reported that because of the pandemic, the state tax revenues have fallen short of projections which resulted in a budget shortfall in the state's FY 2021 budget. To address the shortfall, the Governor issued a budget allotment that reduced the higher education system's budget by \$46.2 million. It is anticipated that the state will continue to deal with budgetary challenges through FY 2022. Vice President Frisbie stated that these cuts are harmful to the state's higher education system and the cuts will directly impact students.

Regent Rolph stated that the Board Fiscal Affairs and Audit Committee drafted the items noted below for the Board to consider for its Unified Budget request. He stated these recommendations were developed to acknowledge that the higher education system understands the financial challenges the state will be facing while also requesting funding for specific programs that have been identified by the Board at the retreat.

- 1) Hold the state universities' State General Fund appropriations at \$608.4 million in FY 2022;
- 2) Continue the state's Engineering Initiative for ten more years;
- 3) Establish a dedicated capital fund from the state of \$13.5 million starting in FY 2023;
- 4) Create a pilot program to tackle the enrollment gaps Board staff have identified, such as with Hispanic, African American, First Generation and other students;
- 5) Enhance the state's need-based aid offerings by \$5 million in FY 2022 and another \$5 million in FY 2023; and
- 6) Advocate for enactment of legislation similar to 2020 SB 335 to allow public school districts to use state aid to finance high school attendance in postsecondary concurrent enrollment courses.

Some university CEOs expressed their concerns with not seeking funds to restore the allotments and noted the current funding losses along with the anticipated funding cuts will significantly impact services on the campuses. Regent Bangerter concurred and believes the Board should request funds to restore the allotment, which would bring the SGF appropriations for the state universities back to \$643.6 million. Regent Schmidt stated that increasing mental health services on the campuses is a priority of the Students' Advisory Committee and would like to include funding for it. Regent Kiblinger stated that if the Board seeks the \$643.6 million, a portion of it could be dedicated to student mental health services. Regent Hutton and Regent Van Etten expressed their concerns with requesting additional state funds when it is known that the state is in a budget crisis and they believe it will not be received well by the Governor's Office or the Legislature. Other Regents expressed their belief that it is the Board's responsibility to let the Governor and Legislature know what the funding needs are for the higher education system and that a statement can be added to the budget narrative to communicate the Board's understanding of the state's financial challenges. Regent Bangerter stated that the Board's request should also include the two-year colleges' and Washburn University's items. Regent Murguia asked about the state budgeting process, and Vice President Frisbie reviewed all the steps including who is involved with the process. Following discussion, Regent Schmidt moved that the following be included in the Board's Unified Budget request:

- 1) Return the state universities' State General Fund appropriations to \$643.6 million in FY 2022, directing the universities to augment services for student mental health;

- 2) Continue the state's Engineering Initiative for ten more years;
- 3) Establish a dedicated capital fund from the state of \$13.5 million starting in FY 2023;
- 4) Create a pilot program to tackle the enrollment gaps Board staff have identified, such as with Hispanic, African American, First Generation and other students;
- 5) Enhance the state's need-based aid offerings by \$5 million in FY 2022 and another \$5 million in FY 2023;
- 6) Advocate for enactment of legislation similar to 2020 SB 335 to allow public school districts to use state aid to finance high school attendance in postsecondary concurrent enrollment courses.
- 7) Fund programs at Washburn University (Center for STEM Education and Ensuring Pathways to Student Success);
- 8) Fund the Excel in CTE program based on a three-year rolling average (FY 2018, 2019 and 2020 average expenditure relative to current appropriation);
- 9) Fund the state's share of the cost model for tiered courses and non-tiered courses; and
- 10) Address State Aid for Career Technical Education Capital Outlay.

Regent Bangerter seconded. Regent Harrison-Lee believes adding additional funds during a budgetary crisis will be challenging and concurs with Regent Hutton that the Board should be more mindful of the state's position. Regent Kiblinger agreed with Regent Harrison-Lee. Regent Rolph asked for an amended motion to drop items four and five from the list. Regent Bangerter seconded. Regent Harrison-Lee stated that addressing enrollment gaps is a top priority of the Board and is critical for the state's economic prosperity. Regent Rolph then suggested dropping only item 5. Following discussion Regent Schmidt amended his original motion to include the following items:

- 1) Return the state universities' State General Fund appropriations to \$643.6 million in FY 2022, directing the universities to augment services for student mental health;
- 2) Continue the state's Engineering Initiative for ten more years;
- 3) Establish a dedicated capital fund from the state of \$13.5 million starting in FY 2023;
- 4) Create a pilot program to tackle the enrollment gaps Board staff have identified, such as with Hispanic, African American, First Generation and other students;
- 5) Advocate for enactment of legislation similar to 2020 SB 335 to allow public school districts to use state aid to finance high school attendance in postsecondary concurrent enrollment courses;
- 6) Fund programs at Washburn University (Center for STEM Education and Ensuring Pathways to Student Success);
- 7) Fund the Excel in CTE program based on a three-year rolling average (FY 2018, 2019 and 2020 average expenditure relative to current appropriation);
- 8) Fund the state's share of the cost model for tiered courses and non-tiered courses; and
- 9) Address State Aid for Career Technical Education Capital Outlay.

Regent Bangerter seconded, and the motion carried. Regents Hutton and Van Etten voted no on the motion.

NEW TUITION RATE – KSU

President Myers presented Kansas State University's request 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 freshmen or transfer) from the State of Missouri. The 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 freshmen and a 3.25 college GPA for new transfer students. President Myers stated the University will need to increase its Missouri enrollments by 24 to be neutral on tuition revenue but it is anticipating that the University will increase its students by 39, which would net \$150,000 in additional net revenue. Regent Bangerter moved to approve, and Regent Murguia seconded. The motion carried.

Governance

BOARD MEMBER CONFLICT OF INTEREST DISCLOSURE STATEMENTS

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

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.

3. 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.

Regent Rolph moved to approve the continued service of Board members serving on the boards listed above, conditioned on each member's recognition that their duty is first to the Board of Regents, and for the Regents named in item 3 above, they are to excuse themselves from participating on behalf of the Board in matters involving or related to the contract or transaction. Regent Van Etten seconded. The motion carried.

AMEND AGENDA

Chair Feuerborn amended the agenda to move the Technical Education Authority Report and the Board Goals to the October Board meeting.

Other Matters

QUALIFIED ADMISSIONS REGULATIONS TO IMPLEMENT CHANGES TO FIRST TIME FRESHMAN STANDARDS

General Counsel Miller stated 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." Based on that study, the Board approved changes to the Qualified Admission standards at its September 2019 meeting and directed Board staff to start begin the regulation process. General Counsel Miller stated 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, the regulations and new standards would be effective for review of applicants for the summer 2021 term. Regent Kiblinger moved, and Regent Harrison-Lee seconded, that the proposed new and amended permanent regulations be adopted and the permanent revocations be adopted. On a roll call vote, the following Regents voted affirmatively: Regent Bangerter, Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, and Regent Van Etten. The motion carried.

STUDENT HEALTH INSURANCE PLAN REGULATION AMENDMENTS

General Counsel Miller reported that at the June 2020 meeting, the Board adopted a temporary amendment to K.A.R. 88-30-1, which suspended 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. She noted the permanent regulation has now made it through the regulatory process and needs to be adopted to replace the temporary version, which expires in October. Additionally, 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 has also successfully completed the process. Regent Rolph moved, and Regent Harrison-Lee seconded, that the proposed amended permanent regulations be adopted. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent

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

REVOCATION OF OUTDATED RETIREMENT PLAN REGULATIONS

Associate General Counsel Natalie Yoza stated that the Kansas Board of Regents Voluntary Retirement Plan's regulations (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) are outdated and no longer needed to administer the Plan. The Retirement Plan Committee reviewed and approved revoking the regulations at its September 2019 meeting. It was noted that the administration of the Plan will not be impacted by removing the regulations because the Board has been operating its Voluntary Retirement Plan pursuant to the authorizing state statute, federal law, and the written Plan Document as required by law. Regent Bangerter thanked Associate General Counsel Yoza and Madi Vannaman for all their work on the Retirement Plan. Regent Bangerter then moved, and Regent Rolph seconded, that the revocations be adopted. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Feuerborn, Regent Murguia, Regent Harrison-Lee, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, and Regent Van Etten. The motion carried.

HONORARY DEGREE – WSU

President Golden nominated William Cohen Jr. to receive an honorary degree from Wichita State University. Regent Hutton moved to approve, and Regent Rolph seconded. The motion carried.

NAMING OF BUILDING

President Golden requested approval to name the Advanced Virtual Engineering and Testing Lab in honor of Jerry Moran. Regent Van Etten moved to approve, and Regent Harrison-Lee seconded. The motion carried. The building will be named the Jerry Moran Center for Advanced Virtual Engineering and Testing.

AMEND AGENDA

Chair Feuerborn moved the Legislative Update to the October meeting.

ADJOURNMENT

Chair Feuerborn adjourned the meeting at 1:34 p.m.

Blake Flanders, President and CEO

Bill Feuerborn, Chair