

KANSAS BOARD OF REGENTS

MINUTES

December 14-15, 2022

The December 14, 2022, meeting of the Kansas Board of Regents was called to order by Chair Jon Rolph at 1:17 p.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:

- Jon Rolph, Chair
- Carl Ice, Vice Chair
- Blake Benson
- John Dicus
- Cheryl Harrison-Lee
- Shelly Kiblinger
- Cynthia Lane
- Diana Mendoza
- Wint Winter

APPROVAL OF MINUTES

Regent Ice moved that the minutes of the November 16, 2022 meeting be approved. Following the second of Regent Kiblinger, the motion carried.

INTRODUCTIONS

Chancellor Girod announced that the University of Kansas is one of seven Power Five universities that have a top 25 Men's basketball team (currently ranked #8), top 25 Women's basketball team (currently ranked #22), and a football team going to a bowl game (Liberty Bowl). He congratulated all the athletes on their success. Chancellor Girod also reported that BrokeScholar conducted a nationwide survey to determine the best cities for college students to thrive on a budget. The survey is titled "The Ramen Index." Manhattan and Lawrence were listed #1 and #2, respectively, and the survey is based on the following factors: low cost of living, low unemployment rates, great walkability, and great affordability.

GENERAL REPORTS

REPORT FROM CHAIR

Chair Rolph stated that last month the Board visited Kansas State University's campus. During the visit, the Regents had an opportunity to tour the National Bio and Agro-Defense Facility (NBAF) and learned how K-State is working with NBAF and the private sector to create economic prosperity for the state. The Board met with the Connected Cats, who are student leaders with a diverse range of K-State experiences, a meaningful connection to engaged community work, and personal ties to the geographic regions. The Regents also met with faculty leaders, including the University Distinguished Professors, and toured the Hale Library for the first time since the 2018 fire. Chair Rolph thanked President Linton and his team for hosting the Board and putting together a successful campus visit. Chair Rolph then highlighted that over the weekend, he spoke to the Fall 2022 graduates during Kansas State University's commencement ceremony. He noted that other Regents will participate in the other state university commencement ceremonies this

weekend and congratulated all the new graduates. Last week, President Muma, Chancellor Girod, and Executive Vice Chancellor Simari presented information on the proposed Wichita Biomedical Campus at the Greater Wichita Partnership annual meeting. Chair Rolph noted the excitement around this project in the Wichita area and stated that over 200 business leaders attended this meeting. Chair Rolph reported that Board leadership met with the community and technical college leaders this morning and based on that conversation, he recommends removing the permissive affiliation legislation from the Board's non-budgetary legislative list. The Chair stated that the community college Presidents have agreed that they will not oppose or be neutral, but actively support any affiliations that individual institutions want to pursue in the future. Chair Rolph concluded by asking the institutions to look at the new ChatGPT technology because he believes this type of technology will impact how people are educated in the future.

REPORT FROM PRESIDENT AND CEO

President Flanders reported that he attended the Kansas NextGen Under 30 award ceremony with Regent Lane. At the event, Dr. Jensen was the keynote speaker, and he encouraged the young leaders to take risks and not to be afraid of failure. Last week, President Flanders participated in a business roundtable discussion at Wichita State University. He noted that business leaders are concerned about workforce shortages and highlighted the critical workforce needs in the healthcare system. President Flanders believes the higher education system needs to work with its industry partners on solutions to educate and graduate more students in these academic pathways. Additionally, President Flanders reported that he attended the system's Chief Diversity Officers meeting. He believes the roles of the Chief Diversity Officers could be expanded on the campuses to help reduce the student opportunity gaps by having them involved with specific initiatives.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Nate Brunsell presented the Council of Faculty Senate Presidents report. The Council continued its discussion regarding the implementation of the Board's general education framework. The Council requested additional guidance on certain parts of the implementation process and on how the implementation will be tracked. The faculty believe it is important to acknowledge that the universities have different missions that require a wide array of course offerings and want to protect the students' ability to have a wide breadth of student electives available to them. The Council also suggested having more flexibility at the campus level regarding the requirement to submit requests for programmatic exceptions. The Council also discussed the academic portfolio project being conducted by the rpk Group. The Council believes it is important when looking at the recommendations to understand that program duplication is not necessarily bad because institutions serve different and diverse communities. The Council urged the Board to consider the value of each program and noted that discontinuing a program at one university may not necessarily mean those same types of students would automatically enroll at other state universities.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

The Students' Advisory Committee report was presented by Sadie Williams. The student's higher education day at the Statehouse will be held on February 15, 2023. The Committee looks forward to interacting with legislators and will continue to work on its legislative agenda and messaging leading up to this event. Wichita State University's student body president shared with the Committee that the WSU Student Senate approved \$15,730 in funding to install and stock

menstrual products in 15 buildings in the central parts of campus. The Committee then discussed the additional funding provided for the food pantries on the campuses, and how impactful the funding will be for students in need. Additionally, Ms. Williams shared that the student governments are still in the beginning stages for developing their student fee proposals and that the Committee looks forward to discussing fees and other topics at its breakfast with the Board tomorrow morning.

REPORT FROM PRESIDENT AND CEO CONTINUED

President Flanders reported that the Board Office has been remodeled and thanked Director Chad Bristow and Senior Director Kelly Oliver for their work to move the project forward with time and space constraints.

STANDING COMMITTEE AND OTHER REPORTS

ACADEMIC AFFAIRS

Regent Kiblinger reported that the Board Academic Affairs Standing Committee received and discussed a comprehensive list of 15 recommendations from the Educator Work Force Task Force. These recommendations will be presented to the Board today for discussion. The Committee then reviewed the draft dashboard for Pillar One in the Board's strategic plan. Work on defining terms and metrics for the dashboard continues, and Regent Kiblinger encouraged the institutions to provide feedback on these definitions. She also noted that the initial dashboard is on schedule to go live in February. The 2022 Transfer and Articulation Council's Quality Assurance Report was shared with the Committee. In the fall of 2020, 3,324 students transferred from a Kansas community or technical college to a public university. Teacher Education was the number one program for transfer students. Regent Kiblinger noted when looking at first semester GPA after transfer and student outcomes in course sequences, the data shows that transfer students tend to do as well as, and in some cases, better than native students. Dr. Archer then presented a systemwide general education update and noted that the Board's Academic Affairs unit facilitated a well-attended informational webinar on November 21, 2022. Another general education webinar is scheduled for January 20, 2023.

FISCAL AFFAIRS AND AUDIT

Regent Ice presented the Fiscal Affairs and Audit Standing Committee report. Chad Bristow, Director of Facilities, presented an overview of the capital budgeting process, the status of the university campus master plans, and a historical timeline and financial status update on the Educational Building Fund. The Board will receive the facility report tomorrow. The Committee continued its review of the state universities' housing and food service rate proposals for FY 2024 and commended the universities' efforts to moderate the cost increases while confronting actual inflationary expense increases. The Committee reviewed the Comprehensive Grant recommendations on matching requirements and discussed Pittsburg State University's Gorilla Rising program statement. Both these items are on the Board's agenda for consideration. Regent Ice noted at the end of the meeting, the Committee went into executive session to discuss IT security matters.

GOVERNANCE

Regent Rolph reported that the Governance Committee received the campus safety and security reports from the University of Kansas and the University of Kansas Medical Center. The Committee discussed the Board's process for developing annual CEO compensation adjustments and reviewed the Board's search process for selecting a new state university CEO. Chair Rolph noted that the Committee took no action on either of these items.

APPROVAL OF CONSENT AGENDA

Regent Harrison-Lee moved, with the second of Regent Winter, that the Consent Agenda be approved. The motion carried.

Academic Affairs

BACHELOR OF APPLIED SCIENCE IN CYBERSECURITY – KU

The University of Kansas received approval to offer a Bachelor of Applied Science in Applied Cybersecurity. This program will total 120 semester credit hours and will be taught online by the KU Edward campus. The University's estimated cost of the program for the first three years is as follows: year one - \$439,983, year two - \$566,605, and year three - \$565,972. Student tuition and state funding along with Johnson County Education and Research Triangle funds will finance the program.

Fiscal Affairs & Audit

EPSCoR PROPOSALS

The EPSCoR Program Review Committee's recommendation for the below Experimental Program to Stimulate Competitive Research (EPSCoR) proposal was approved:

- For the request submitted by Dr. Doug Wright with the Kansas IDeA Network of Biomedical Research Excellence (located at the University of Kansas Medical Center), the Committee recommended awarding \$125,000 to support four bridging grant proposals to increase their competitiveness for National Institutes of Health funding. This award provides a 29.7:1 leverage for state funds (federal:state). This award is for FY 2023.

AMEND THE FISCAL YEAR 2023 CAPITAL IMPROVEMENTS REQUEST AND ACCEPT THE PROGRAM STATEMENT FOR RENOVATIONS TO INDOOR TRACK FACILITY – KSU

Kansas State University received approval to amend its FY 2023 Capital Improvement Plan to include the renovation to the indoor track facility. The estimated cost of the project is \$10,212,046, which will be funded from K-State Athletics operating revenue and private gifts. The project is expected to be completed in November 2023. The project's program statement was also approved.

SELL REAL PROPERTY – KSU

Kansas State University received authorization to finalize the sale of a vacant duplex in Omaha, Neb., to Ronald and Betsy Meredith for a total of \$655,000 (\$330,000 for 1310 S. 118th St. and \$325,000 for 1312 S. 118th St.). The proceeds from the sale will be deposited into the University Restricted Fees Fund. The legal description of the property is listed below.

Parcel 1

Lot 1, in PACIFIC PLAZA REPLAT 2, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

Property Address: 1312 S. 118th Street, Omaha, NE

Parcel 2

Lot 2, in PACIFIC PLAZA REPLAT 2, an Addition to the City of Omaha, as surveyed, platted and recorded, in Douglas County, Nebraska.

Property Address: 1310 S 118th Street, Omaha, NE

LEASE AGREEMENT BETWEEN PITTSBURG STATE UNIVERSITY AND CHECKERSPOT, INC. – PSU

Pittsburg State University received approval to enter into a lease agreement with Checkerspot, Inc. Checkerspot will lease 250 square feet of laboratory space in the Kansas Polymer Research Center for one year. Checkerspot will pay \$10,000 per month for use of the space. Utilities will be provided by PSU.

AMENDMENT #9 TO MASTER GROUND LEASE BETWEEN THE BOARD OF REGENTS, THE UNIVERSITY OF KANSAS AND THE UNIVERSITY OF KANSAS MEDICAL CENTER WITH THE UNIVERSITY OF KANSAS HOSPITAL AUTHORITY

Amendment #9 to the Master Ground Lease between the Board of Regents, the University of Kansas, and the University of Kansas Hospital Authority was approved. The amendments include leasing the KUMC Parcel and the New Walkway Tract along with the Sutherland Walkway Tract to The University of Kansas Hospital Authority (a/k/a the Health System). The Health System will pay KUMC an amount equal to \$1,035,000 within thirty days from the execution of the amendment to the Master Ground Lease. The proceeds will be used by KUMC to fund campus enhancements. Below are the legal descriptions of the properties being leased.

The legal description of the KUMC Parcel is as follows:

All of Lots 78 through 80, both inclusive, and part of Lots 74, 81, 83 and 84, of Muehlebach Place, a subdivision located in the Northwest Quarter of Fractional Section 35, Township 11 South, Range 25 East, being in Kansas City, Wyandotte County, Kansas, as recorded in county record Book 12 Page 26, being more particularly described by Michael J. Bogina, Kansas PS-1655, of Olsson, Inc., Kansas LC-114, on February 1, 2022, as follows:

BEGINNING at the Southeast corner of the Lot 74, of said Muehlebach Place; thence South 87 degrees 35 minutes 50 seconds West, on the South line of said Lot 74, a distance of 134.00 feet, to the Southwest corner of said Lot 74, said point also being on the East line of said Lot 83; thence South 01 degrees 50 minutes 16 seconds East, on the East Line of said Lots 83 and 78, a distance of 156.00 feet, to the Southeast corner of said Lot 78; thence South 87 degrees 35 minutes 45 seconds West, on the South Line of said Lots 78, 79, 80, and 81, a distance of 79.03 feet, to a point; thence North 01 degree 59 minutes 20 seconds West, departing the South line of said Lot 81, a distance of 54.85 feet, to a point; thence North 68 degrees 13 minutes 56 seconds West, a distance of 19.79 feet, to a point; thence North 01 degree 59 minutes 20 seconds West, a distance of 69.89 feet, to a point; thence North 88 degrees 00 minutes 40 seconds East, a distance of 77.68 feet, to a point; thence North 02 degrees 17 minutes 13 seconds West, a distance of 45.20 feet, to a point on the South face of a concrete wall; thence North 87 degrees 53 minutes 29 seconds East, on the South face of said wall, a distance of 115.09 feet, to the Southeasterly corner of said wall; thence North 02 degrees 08 minutes 09 seconds West, on the East face of said wall, a distance of 25.60 feet, to a point; thence North 87 degrees 35 minutes 50 seconds East, parallel with the South line of said Lot 74, a distance of 39.20 feet, to a point on the East line of said Lot 74; thence South 01 degrees 50 minutes 16 seconds East, on the East line of said Lot 74, a distance of 46.50 feet, to the POINT OF BEGINNING, containing 16,555 square feet or 0.3801 acres, more or less.

The description of the New Walkway Tract is as follows:

A walkway to be constructed by the Authority at a specific location yet to be determined by the Authority but which will connect the new medical office building on the KUMC Parcel with the Medical Pavilion A located on the corner of Cambridge Street and Olathe Boulevard.

The description of the Sutherland Walkway Tract is as follows:

A walkway with a 19,515 gross square foot building, otherwise known as the Sutherland Institute Building, on it located primarily within the air space above Cambridge Street, with pedestrian connectors to the east from the Cambridge Parking Garage and to the west from the Medical Pavilion A located at the corner of Cambridge Street and Olathe Boulevard.

Technical Education Authority

NEW PROGRAM PROPOSAL FROM NEOSHO COUNTY COMMUNITY COLLEGE

Neosho County Community College received approval to offer a Technical Certificate A (21 credit hours) in Plumbing (45.0503). The College estimates the initial cost of the program at approximately \$244,754, including \$42,000 for one new, full-time faculty, \$78,508 for tools and supplies, and \$124,246 for facility modifications and renovations. Funding will be provided from the Title III Grant and the USDA RISE Grant. Neosho will begin offering the program in the Fall of 2023.

EXCEL IN CTE FEES FOR NEOSHO COUNTY COMMUNITY COLLEGE'S PLUMBING PROGRAM

Excel in Career Technical Education fees for the below program were approved:

- Neosho County Community College: Plumbing total \$131.00. Fees include \$8 for OSHA 10 Certification, \$36 for NCCER Module Tests, and \$87 for textbooks.

PROMISE ACT PROGRAM FOR NEOSHO COUNTY COMMUNITY COLLEGE'S PLUMBING PROGRAM

The below program was approved to become a Promise Eligible program:

- Neosho County Community College: Plumbing, which falls under the Advanced Manufacturing and Building Trades category specified in legislation.

CONSIDERATION OF DISCUSSION AGENDA

Update

UPDATE ON THE UNIVERSITY OF KANSAS CANCER CENTER

Chancellor Girod stated that since 2007 the state has been providing annual funding to The University of Kansas Cancer Center (KUCC) to support its infrastructure. He noted the KUCC began its pursuit to be recognized as a National Cancer Institute (NCI) Designated Cancer Center in 2004 with the recruitment of Dr. Roy Jensen, who is the Director of The University of Kansas Cancer Center. In 2012, KUCC earned NCI Cancer Center designation, and then in July 2022, KUCC was awarded comprehensive status, which is the National Cancer Institute's most prestigious status. Chancellor Girod introduced Dr. Jensen and asked him to provide an update on the Cancer Center.

Dr. Jensen stated the Cancer Center operates as a matrix organization that includes the University of Kansas Medical Center, the University of Kansas in Lawrence, The University of Kansas Health System, the Stower Institute for Medical Research, and Children's Mercy in Kansas City. The Cancer Center is located across four campuses (KU Lawrence, KUMC, Children's Mercy, and Stowers). Dr. Jensen noted that these four campuses each bring distinct strengths and areas of expertise that enhance the Cancer Center's capability to conduct transdisciplinary, collaborative research. He stated the Center's catchment area is 4.5 million people spread over 92,000 square miles (which includes all of Kansas and part of Missouri) and 3/4th of the counties served are classified as rural or frontier. He reported that annually there are over 24,000 cancer cases and nearly 9,000 cancer deaths in the Center's service area. Dr. Jensen reviewed the top five incidence and mortality cancers within the region and noted that men in the region have higher incidence rates of lung, colon and rectum and bladder cancers than seen across the U.S.

Regarding funding, Dr. Jensen reported that the Cancer Center has significantly increased its total direct cost cancer relevant funding from \$46.3 million (CY 2016) to \$51.5 million (CY 2021) along with expanding its NCI funding from \$7.8 million (CY 2016) to \$10.1 million (CY 2021).

A major driver of this enhanced funding was a \$10 million expansion of its clinical trial activity. Dr. Jensen highlighted the Cancer Center's partners that have invested over a billion dollars to support its mission. He noted that the state's investment played a significant role in moving the Cancer Center forward, and it helped secure the NCI designation. Dr. Jensen also discussed the Center's scope of clinical activities, reviewed its operations budget, and discussed the Center's future plans. Because of its rapid growth over the last decade, the Cancer Center is working with KU and the health system leadership to significantly expand space available to the cancer program and these efforts are currently focused on a new signature Cancer Center research building located on the KU Medical Center campus. Dr. Jensen noted that planning and funding options are still being discussed. Regent Rolph thanked Dr. Jensen and his team for their work.

(PowerPoint filed with Official Minutes)

Academic Affairs

rpK GROUP ACADEMIC PORTFOLIO REVIEW REPORT

Daniel Archer, Vice President for Academic Affairs, stated that rpK Group (rpK) began its system-level program analysis of all the undergraduate and graduate programs at the state universities in the spring of 2022. rpK was charged by the Board to develop a framework based on its analysis that focused on student success outcomes, labor needs, and program duplication. Dr. Archer introduced Mike Daly and Katie Hagan with rpK Group.

Mike Daly stated that earlier this year the Board asked rpK to conduct an academic portfolio review and workload review at the state universities. The project's scope and goals were to 1) provide a framework that allows the Board to ensure that the six state universities are offering academic programs that students are interested in pursuing and successfully completing, and lead to employment, and 2) assess academic resource utilization across all institutions and recommend an ideal workload evaluation process that leads to continuous improvement. Mr. Daly reviewed how rpK engaged and communicated with the stakeholders on the campuses and at the Board Office and noted that the following groups were formed to gather feedback: 1) Steering Committee, 2) Faculty Advisory Committee, and 3) Data Team. Stakeholders were also able to submit their feedback through the Board's website.

Mr. Daly defined a portfolio review as an annual review of all academic programs across the six state universities and noted it is different than a program review because it rolls-up academic programs into larger categories. The portfolio review also uses baseline metrics derived from quantitative data, which allows for continuous monitoring of current program offerings. Mr. Daly stated that the developed framework contains three categories that have specific action plans associated with them. The categories are defined as follows: 1) Maintain – programs that have above median institutional headcount, positive headcount growth, above institutional median degree production; 2) Optimize – programs that are a) above median institutional headcount, positive/no headcount growth, below median institutional degree production, OR b) above median institutional headcount, below median institutional degree production, OR c) below median institutional headcount, above median institutional degree production, OR d) below median institutional headcount, positive/no headcount growth, below median institutional degree

production; and 3) Review and Monitor – programs that are below median institutional headcount, negative growth in headcount, below median institutional degree production.

Mr. Daly reported that rpk analyzed data between 2017 and 2021 on 688 programs at the different academic levels (bachelor, master, doctoral). The results of the review classified 110 programs (16%) in the maintain category, 401 programs (58%) in the optimize category, and 177 programs (26%) in the review and monitor category. He emphasized that just because a program is listed in the review and monitor category does not mean that it should be eliminated. The identified programs should be further evaluated by applying the Board's program minima standards and developing an action plan. Regarding program duplication, Mr. Daly stated that it is neither good nor bad. Some duplication is necessary to meet workforce demand especially in specific geographical regions. He noted that the framework will allow the Board and universities to better understand what is happening on a system level with program duplication and ultimately determine what is needed to drive success based on enrollments and workforce needs. Mr. Daly also noted that even if an institution drops a program as a major, it could still offer classes in the subject matter. Regent Kiblinger asked whether the CIP codes can be used as an indicator for program demand. Mr. Daly believes standardizing the six-digit CIP code would be beneficial because it will allow the Board to see what is happening across the six institutions, but CIP codes do not necessarily align with labor demands. Regent Winter asked whether rpk was surprised by the programs listed in the review and monitor category, and Mr. Daly noted that nationally certain programs are experiencing declining enrollments, which aligns with the framework's results. Regent Lane wanted clarification on what will be in the final written report and asked Chair Rolph if the Board Academic Affairs Standing Committee (BAASC) will take the lead when the final report is released. Mr. Daly stated the final report will be sent to the Board and the universities in January and that it will contain suggested action steps for the Board and universities to consider. Chair Rolph stated that BAASC will take the lead on this and reminded everyone of the timeline for providing feedback once the report is released.

(PowerPoint Filed with Official Minutes)

BREAK

Chair Rolph called for a break at 2:40 p.m. and resumed the meeting at 2:54 p.m.

UPDATE ON EDUCATOR WORK FORCE TASK FORCE

Regent Lane stated the Board created an Educator Work Force Task Force to offer solutions and recommendations regarding future educator needs in Kansas. The Board charged the Task Force to consider the following:

- a) Registered Apprenticeship programs for teacher preparation;
- b) licensure regulations that support apprenticeship programs such as the limited license requirements (ensuring flexibility for full and part-time students);
- c) identify incentives and opportunities for paid applied learning (student teaching, internships, and even early field experiences);
- d) identify talent pipeline strategies (such as statewide AA degrees with 60 hours of transfer to any Kansas institution);

- e) recommend incentives for attainment of master's degrees in areas needed to support early postsecondary opportunities for Kansas students, and critical need licensure areas/endorsements such as special education, math, science, and counseling;
- f) recommend improvements to the licensure process to increase access and equity while maintaining high standards. (e.g., alternatives to standardized testing to demonstrate competency for teacher licensure; licensure reciprocity);
- g) recommend improvements to competency in effective literacy practice; and
- h) other relevant topics.

Regent Lane stated that the membership of the Task Force is composed of the university leaders in the teacher preparation programs – Joan Brewer, Dean, Emporia State University; Paul Adams, Dean, Fort Hays State University; Debbie Mercer, Dean, Kansas State University; James Truelove, Dean, Pittsburg State University; Rick Ginsberg, Dean, University of Kansas; Cherry Steffen, Department Chair, Education, Washburn University; and Clay Stoldt, Interim Dean, Wichita State University. Regent Lane stated the Task Force is currently working on draft recommendations that Dean Ginsberg will present and noted the Board will receive the final recommendations at the January meeting.

Dean Ginsberg stated that recruiting students into teacher education programs has been difficult because of low salaries for new teachers and challenging working conditions. To address these issues and others, the Task Force is developing recommendations that would expand the Board's Kansas Teacher Service Scholarship to attract more students, seek funding to implement paid student teaching programs in districts across the state, develop a systemwide approach to the Registered Apprenticeship Program, create a sub-task force to develop a comprehensive literacy plan for the state, create a task force to examine teacher assessment practices, and work with the State Board of Education on teacher licensure issues. Regent Kiblinger thanked the Deans for their work and noted that some of the proposed recommendations will require subgroups to be formed to continue work in specific areas. Regent Mendoza also thanked the Task Force and believes this work is important to help address some of the specific challenges in the education field.

(Handout Filed with Official Minutes)

NEW SYSTEMWIDE TRANSFER COURSES

Daniel Archer, Vice President for Academic Affairs, reported that the Transfer and Articulation Council reviewed the Kansas Core Outcomes Groups report and approved outcomes for two additional courses to be recognized for transfer across the Kansas Board of Regents System. If approved, the number of courses that transfer seamlessly among any university or college in the Kansas Board of Regents System offering an equivalent course would increase from 114 to 116. Regent Lane noted that these two programs are examples of courses that are required to obtain a teaching license and that they are quality programs. However, she noted that a general education elementary teacher is probably not teaching art or music fulltime and that there is an opportunity to review these types of courses and licensing requirements to better align with academic needs. She stated that the Educator Workforce Task Force report highlighted that some of these education courses may need to change in the future to be more focused on specific academic areas like literacy. Regent Kiblinger concurred with Regent Lane's comment and noted that the higher

education system will need to work with the State Board of Education to change some of these licensing requirements. Regent Kiblinger then moved to approve the two new transfer courses, and Regent Harrison-Lee seconded. The motion carried. The following courses are approved for systemwide transfer effective summer 2023:

- ART2020 Art in the Elementary Classroom
- MUS2010 Music in the Elementary Classroom

Fiscal Affairs and Audit

FY 2024 HOUSING AND FOOD SERVICE RATE ADJUSTMENT PROPOSALS SUBMITTED BY STATE UNIVERSITIES

Regent Ice stated the Fiscal Affairs and Audit Standing Committee reviewed the proposed FY 2024 housing and food service rate adjustment proposals for the state universities. The Committee looked at each university's occupancy rates, justification for the rate adjustments, student feedback, and reserve funds. He noted that the reserves are being used in an appropriate manner to address expenses such as maintenance on residence halls or food service equipment replacement. Regarding inflationary pressures, Regent Ice stated the universities have done a good job with balancing cost and affordability and noted that the proposed increases are less than the inflationary costs. Regent Ice thanked the university Business Officers for their work on the proposals and stated that the Committee recommends approving the proposals as presented. Regent Ice then moved to approve, and Regent Winter seconded. The motion carried.

(FY 2024 Housing and Food Rates filed with Official Minutes)

GUIDELINES FOR MATCH REQUIREMENTS FOR KANSAS COMPREHENSIVE GRANT – SYSTEM

Elaine Frisbie, Vice President of Finance and Administration, reported that the Board administers the Kansas Comprehensive Grant (KCG), and last year, the Legislature added \$19 million with a \$1:\$1 matching requirement to the Program. Vice President Frisbie noted the matching requirement applies only to the \$19 million and not the other \$16.3 million in the current year appropriation. Over the last several months, the KCG Advisory Committee has gathered information from Financial Aid Directors and Foundation and Endowment leaders at institutions across the state to understand how a match component can be met. The KCG Advisory Committee recommends the following plan for the institutional match funding component:

1. The amount an individual institution would match \$1:\$1 would be equal to the amount of state match dollars an individual institution is allocated each year based on the previously approved formula.
2. Institutions will award institutional match amounts to students they deem eligible (who may or may not be eligible for KCG funding), as long as the institutional match is awarded to students who demonstrate financial need. Financial need is determined by the institution.
3. Allow institutions to use both new and current institutional need-based funds to count towards their institutional match, including institutional scholarships, institutional grants,

and earnings on endowed funds. All institutional match funds should be a **cash match** – meaning actual dollars must be present in the transaction behind the award.

- Endowments created for student financial aid awards:
 - Endowed accounts can have yearly earnings count towards the total institutional match funding amount each year. This is the portion that can actually be spent toward student financial aid awards.
 - The corpus/investments made to an endowment will not count towards the match requirement, as this portion cannot be spent on student financial aid awards. However, new investments into currently existing endowments, or new endowments created will eventually result in earnings that will count towards the match requirement each year.
 - Awards made from the institutional match must be made to students with financial need.
 - Donations/gifts raised towards student financial aid awards:
 - Awards made within the academic year being reported from donations/gifts will count toward the institutional match.
 - Awards made from the institutional match must be made to students with financial need.
 - Institutions cannot use the following as an institutional match:
 - Non-institutional scholarships/grants;
 - State awards (state scholarships, KCG, etc.);
 - Federal financial aid (such as Pell Grant, SEOG, Work Study, TEACH);
 - Non-cash matches (Example: waivers or tuition discounts that do not result in the exchange of funds necessary to finance the costs of student attendance); or
 - Loans.
 - If an institution is not able to match their full required amount in any given year, any unmatched funding at an institution would be returned and redistributed the next academic year to all institutions based on the distribution formula for state match funding. This would ensure that the full state match funding is eventually matched and spent among the institutions.
4. Institutions will be required to report to the Board of Regents how they matched their KCG allocations by July 31st each year. Institutions will provide the following information:
- The source of the matching funds (i.e., earnings from an endowed fund, one-time donation, etc.); and
 - The aggregate amount used from each fund towards the match; and
 - The aggregate number of students who were awarded from each match fund; and
 - Attest that institutional match funds were awarded to students who demonstrate financial need.

The first match report will be due July 31, 2023. Vice President Frisbie also noted that increasing need-based student financial aid is a top priority of the Board and that included in the non-budgetary legislative proposals is a request to change the Student Financial Aid Programs' appropriation to a biennial allocation, which will allow the institution to make more timely awards to students. Regent Benson moved to approve the Committee's recommendations. Regent Harrison-Lee seconded, and the motion carried.

AMEND THE FISCAL YEAR 2023 CAPITAL IMPROVEMENTS REQUEST AND ACCEPT THE REVISED PROGRAM STATEMENT FOR THE COLLEGE OF BUSINESS BUILDING – PSU

President Shipp presented Pittsburg State University's request to amend its FY 2023 Capital Improvement Plan and its program statement for the College of Business building project. President Shipp stated PSU is building on the success of Block22 by creating a broader and more comprehensive Education Enterprise District in downtown Pittsburg. Project Gorilla Rising will create a dynamic and vibrant living-learning community that will connect businesses with faculty and students. President Shipp noted that PSU partnered with the City of Pittsburg and private business and industry leaders to develop the Gorilla Rising concept. He then stated that relocating the Kelce College of Business to a new facility in downtown Pittsburg is a key component of Project Gorilla Rising. It is estimated that the cost of this project is \$34 million, and PSU plans to use private gifts, city support, and ARPA Challenge Grant funds to finance the Business Building project. President Shipp also highlighted that PSU wants to increase student housing in Block22 by renovating the historic Besse hotel. The estimated cost of that aspect of the project is \$16 million, and it is anticipated that tax credits, private philanthropy, city support, and ARPA Challenge Grant funds will be used to finance it. PSU plans to provide a detailed program statement on the student housing project to the Board at a later date for consideration and approval. Regent Benson stated that the City of Pittsburg and community are excited about the Gorilla Rising Project and believes it will benefit both the students and the community. Regent Kiblinger moved to approve the College of Business Building project and accept the revised program statement. Regent Harrison-Lee seconded, and the motion carried.

Other Matters

REORGANIZATION CHANGES TO THE COLLEGE OF ARTS, HUMANITIES, AND SOCIAL SCIENCES – FHSU

Provost Arensdorf presented Fort Hays State University's request to reorganize the College of Arts, Humanities, and Social Sciences. The Provost stated that over the past nine months, faculty and staff have discussed changes that will allow the College to grow and create operational efficiencies. The reorganization (outlined below) will involve five mergers of existing departments and create two new schools within the College.

- Merge Department of English and Department of Modern Languages into a single Department of English & Modern Languages
- Merge Department of History and Department of Philosophy into a single Department of History & Philosophy
- Merge Department of Communication Studies and Department of Political Science into a single Department of Communication Studies, Law, & Political Science
- Merge Department of Criminal Justice, Department of Leadership Studies, and Department of Sociology into a new School of Criminal Justice, Leadership, & Sociology

- Merge Department of Art & Design and Department of Music & Theatre into a new School of Visual and Performing Arts

Provost Arensdorf also spoke about the process and noted there were many conversations with faculty and staff to gather their feedback. She highlighted that during those discussions, she asked the faculty and staff to think about the following questions: 1) How can I be more collaborative? 2) What new courses, programs, and ideas can I develop? 3) How can I experiment in a way that could advance FHSU's and the College's mission? 4) How can I productively engage in our work? and 5) How can I help break down factions or silos that have been created? She noted that having faculty and staff think about and answer these questions was an important step in the reorganization process. Regent Kiblinger asked about the cost savings. Provost Arensdorf stated that the University has already saved \$150,000 because of changes related to personnel; however, she noted that no employees were terminated. Regent Dicus asked whether the University plans to use this process to review the structures in the other Colleges and stated he believes the other universities may be able to utilize this same process. Provost Arensdorf stated that she learned a lot by going through this process and acknowledged that it can be used in other areas of the University to achieve efficiencies, but it may not necessarily be used to this degree within another college. Following discussion, Regent Lane moved to approve the reorganization. Regent Harrison-Lee seconded, and the motion carried.

APPOINTMENTS TO THE POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Scott Smathers, Vice President for Workforce Development, stated in 2010 the Board adopted a process that put term limits on its four appointments to the Kansas Postsecondary Technical Education Authority (TEA). The Board's technical college representative, Rita Johnson, and community college representative, Mike Johnson, have reached their term limits. The technical colleges have nominated Cindy Hoover to serve as their representative on the TEA. Ms. Hoover is the Vice President for Defense and Space Engineering and Research & Technology at Spirit AeroSystems. The community colleges have nominated David Reist as their representative on the TEA. Mr. Reist served as president of Highland Community College for 17 years. Regent Harrison-Lee moved to approve the appointments to the TEA. Regent Benson seconded, and the motion carried. Ms. Hoover and Mr. Reist will begin their three-year terms on January 1, 2023.

RENAME A BUILDING – WSU

President Muma presented Wichita State University's request to rename the Woodman Alumni Center building to the "Woodman Center." President Muma stated that earlier this year, the Wichita State University Foundation assumed the business operations and alumni engagement responsibilities of the WSU Alumni Association. As a result of this merger, the WSU Foundation, now named the WSU Foundation and Alumni Engagement, took exclusive occupancy of the Center, and the new name will reflect the broader purpose of the building. Regent Dicus wanted clarification on why minor name changes needed to be approved by the Board. Regent Rolph noted that Board policy outlines the approval process for naming state university facilities, but there could be a discussion on whether any adjustments need to be made to the policy for minor name changes. Regent Dicus moved to approve, and Regent Kiblinger seconded. The motion carried. The building will be renamed "Woodman Center."

ANNOUNCEMENT

Chair Rolph announced that in January, the Board will conduct its normal business meeting on Wednesday, January 18, 2023. Then on Thursday, January 19, the Board will have a mid-year retreat.

RECESS

Chair Rolph recessed the meeting at 3:53 p.m.

RECONVENE

Chair Rolph reconvened the meeting at 9:35 a.m. on Thursday, December 15, 2022.

MEMBERS PRESENT:

- Jon Rolph, Chair
- Carl Ice, Vice Chair
- Blake Benson
- John Dicus
- Cheryl Harrison-Lee
- Shelly Kiblinger
- Cynthia Lane
- Diana Mendoza
- Wint Winter

CONSIDERATION OF DISCUSSION AGENDA***Fiscal Affairs and Audit*****REPORT ON UNIVERSITIES' FACILITIES CONDITION AND SPACE UTILIZATION, AND PROJECTED MAINTENANCE ASSESSMENT EXPENDITURES – SYSTEM**

Chad Bristow, Director of Facilities, presented the 2022 State University Facilities Report. The Board's new policy on facilities requires an annual report on space utilization, facilities condition, projected maintenance assessment expenditures for mission critical facilities, and each university's Educational Building Fund expenditures for the prior fiscal year. Director Bristow noted that state statute also requires this information to be shared with the Legislature on a biennial basis. The full report can be found on the Board's website.

Director Bristow reviewed the information in the report. For building inventory, the universities currently maintain 1,147 buildings and of those 498 are classified as "mission critical" meaning they are being used primarily as academic and research facilities. The systemwide average age of the mission critical buildings is 50 years and the average facilities condition is "C." Director Bristow stated that the Facilities Condition Index (FCI), an industry standard metric, is being used to measure the mission critical buildings' conditions and that letter grades have been assigned to better understand conditions. He noted the Board's target goal is to bring these buildings to a "state of good repair," or a "B+" grade over time. Regent Ice asked whether the letter grades include all the factors that the Board and the universities need to consider when making decisions. Director Bristow stated that the system is working towards a more sophisticated understanding of quantifying and qualifying the conditions of buildings. The FCI only looks at the needs of a building as it relates to systems already existing in a facility and does not incorporate other factors

like space utilization, functionality and program adaptation, accessibility, or the historical/campus significance of a building. Director Bristow stated it will be important to incorporate these factors when assessing a facility and over time that information will be incorporated in future reports as more data is collected. Regent Ice noted it will be important to have this information because a building may have a reasonable score with its condition but could have functionality issues that need to be addressed. Regent Dicus asked if the different factors will be ranked regarding importance. Director Bristow believes the system will need to develop a methodology for weighted scoring of these factors to get a better overall assessment. Chancellor Girod stated that it will take a lot of manpower to assess all the factors on every building and suggested it may be better to approach the assessments on a case-by-case basis. Regent Winter asked whether each building has a grade, and Director Bristow stated the 1,147 buildings have an FCI rating. He also noted that Board policy requires that all buildings on state property have a more in-depth building assessment by 2027. Director Bristow then highlighted that for FY 2022, the estimated renewal cost to bring all mission critical buildings to a “state of good repair” is just over \$1.2 billion. Regent Lane believes it will be important to develop a messaging strategy so that stakeholders understand how the grades and metrics are being used in the decision-making process.

Director Bristow stated in 2020, the Board directed staff to work with a consultant team to develop strategic data tools that will assess space utilization on the campuses. By 2023, systems will be in place to capture and analyze data on types and amounts of existing space, space needs based on pedagogical requirements and aspirations, enrollment, and personnel data, all at a department level. Director Bristow noted the Board will receive a new comprehensive approach to space utilization reporting in the 2023 Facilities Report. Director Bristow then reviewed the funding sources for the Board’s Capital Renewal Initiative, which includes the Capital Renewal & Building Demolition funds, private gifts and grants, Educational Building Fund, and the maintenance assessment. The Board discussed the maintenance assessment and talked about how important it is to continue partnering with the Legislature and Governor to address deferred maintenance issues on the university campuses. Chair Rolph thanked Board staff and university staff for all their work on this initiative and stated that the Board and universities are grateful to have the Legislature’s and Governor’s support on this initiative.

(PowerPointed Filed with Official Minutes)

ALLOCATION OF FY 2024 EDUCATIONAL BUILDING FUND APPROPRIATION – SYSTEM

Director Bristow presented the proposed allocation of the FY 2024 Educational Building Fund appropriation. Regent Harrison-Lee moved to approve, and Regent Ice seconded. The motion carried. The following allocations were approved:

**Allocation of Funds for Rehabilitation and Repair Projects for Institutions of Higher Education as Appropriated to the Kansas Board of Regents
FY 2024 - \$50,000,000 (EBF)**

Adjusted gross square feet (EBF-Eligible Buildings Only):

<u>Gross Sq. Feet</u>	<u>% of Total</u>	<u>Allocation</u>
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University of Kansas	5,488,301	26.87	\$13,435,000
University of Kansas Medical Center	2,297,176	11.25	5,625,000
Kansas State University	6,105,374	29.90	14,950,000
Wichita State University	2,243,148	10.98	5,490,000
Emporia State University	1,232,601	6.04	3,020,000
Pittsburg State University	1,507,841	7.38	3,690,000
Fort Hays State University	<u>1,548,171</u>	<u>7.58</u>	<u>3,790,000</u>
Total	20,422,612	100.00	\$50,000,000

BREAK

The Chair took a break at 10:18 a.m. and resumed the meeting at 10:35 a.m.

Other MattersUPDATE ON THE POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Scott Smathers, Vice President of Workforce Development, provided an update on the activities of the Kansas Postsecondary Technical Education Authority (TEA). The purpose of the TEA is to work under the guidance of the Board and to make recommendations to the Board regarding the coordination, planning, and improvements to the postsecondary technical education system. The TEA is responsible for reviewing career and technical education programs, Promise Act Scholarship programs, and Excel in CTE fees. The Authority also oversees the cost model, which was created in 2011. The state's cost model is used to distribute the state's share of the postsecondary tiered technical education state aid, non-tiered course credit hour grant, and the Excel in CTE funds. The model factors in instructor costs, instruction support costs, and institutional costs. For CTE programs, the cost model also factors in extraordinary costs, which includes costs associated with specialized equipment and materials needed to deliver the programs. Vice President Smathers reported that the TEA is in the process of reviewing the extraordinary costs for the 31 health programs and that the colleges have raised concerns regarding the review process. Board staff and the colleges are working together to determine if any changes need to be made, and the TEA plans continue its review in the upcoming academic year. Vice President Smathers also reported that the TEA is working with the Kansas Department of Commerce to establish a consistent process for reviewing, approving and documenting Apprenticeship efforts at the colleges and relaunching the Workforce AID program, which helps pay for customized business and industry training.

NON-BUDGETARY LEGISLATIVE PROPOSALS

Chair Rolph restated that the community colleges have agreed to support any institutions that wish to enter into an affiliation agreement and therefore, Board leadership recommends removing the Voluntary Affiliation request from the non-budgetary legislative list. Matt Casey, Director of Government Relations, stated that the below list of non-budgetary legislative proposals and proposed changes to provisos and appropriation language were presented last month. He noted on the Native American residency status proviso, the proposed language was broadened to expand residency status to legally documented citizens of the federally recognized Native nations with current or historical ties to Kansas.

- Increase the Threshold to \$1.5 Million for Projects Requiring Formal Procurement of Architectural or Engineering Services
- Create a Campus Restoration Fund for the Purpose of Reducing Deferred Maintenance at the State Educational Institutions
- Increase 529 Investment Options
- Make Technical Edit to Add High School Equivalency
- Appropriate Student Financial Aid Programs on a Biennial Basis
- Grant Residency Status to Members of Certain Native American Tribes for Tuition Purposes
- Expand State General Fund Transfer Authority
- Clarify Legislative Intent Regarding Appropriation for Demolition of Buildings
- Reappropriate Unspent Capital Renewal from FY 2023 into FY 2024
- Reappropriate Unspent Tuition Waiver Appropriation from FY 2023 into FY 2024
- Allow for Reimbursements to Institutions Up to Amount of Appropriation for Kansas Hero's Scholarships
- Delete Subsection 109(g) from House Substitute for Substitute for SB 267

Regent Ice moved to remove the Voluntary Affiliation request and approve the other non-budgetary legislative items and the proviso changes as presented. Regent Dicus seconded, and the motion carried.

ADJOURNMENT

Chair Rolph adjourned the meeting at 10:56 a.m.

Blake Flanders, President and CEO

Jon Rolph, Chair