

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

May 14-15, 2014

The May 14, 2014, meeting of the Kansas Board of Regents was called to order by Chairman Fred Logan at 12:30 p.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

**MEMBERS PRESENT:**

- Fred Logan, Chairman
- Kenny Wilk, Vice Chairman
- Shane Bangerter
- Mildred Edwards
- Tim Emert
- Ed McKechnie
- Robba Moran
- Helen Van Etten

**MEMBER ABSENT:** Ann Brandau-Murguia

#### **EXECUTIVE SESSION**

At 12:30 p.m., Regent Wilk moved, followed by the second of Regent Emert, to recess into executive session for 30 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Tompkins, and General Counsel Julene Miller. At 1:00 p.m., the meeting returned to open session.

#### **BREAK**

The Chairman called for a break at 1:00 p.m. and resumed the meeting at 1:30 p.m.

#### **APPROVAL OF MINUTES**

Regent Wilk moved that the minutes of the April 11, 2014 special meeting and the April 16-17, 2014 regular meeting be approved. Following the second of Regent Van Etten, the motion carried.

#### **INTRODUCTIONS**

Chancellor Gray-Little introduced KU's new Student Body President, Morgan Said; Student Body Vice President, Miranda Wagner; and Faculty Senate President, Jim Carothers. She also introduced the Chair of Hearing and Speech at the University of Kansas Medical Center, John Ferraro, and the new Executive Dean at the Medical Center's School of Medicine, Robert Simari. President Bardo introduced WSU's new Faculty Senate President, Mehmet Barut. President Hammond introduced Dr. Mirta Martin, who will be FHSU's new President starting July 1, 2014.

## **GENERAL REPORTS**

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

President Shonrock presented the Council of Presidents' report. The Council received reports from the Council of Business Officers (COBO), the Council of Chief Academic Officers (COCAO), the Council of Government Relations Officers, and the Council of Student Affairs Officers. COBO updated the CEOs on the recent changes in Moody's ratings, the Health Care Commission's decision regarding state employee health plan issues, and the timeline for the Board's unified budget request for FY 2016 and FY 2017. COCAO reported on several new program requests, and the Student Affairs Officers updated the CEOs on their qualified admission discussion. The Council of Presidents discussed the proposed debt policies and approved proposed amendments to the New Academic Units and Academic Program policy, which will help streamline the process for approval of new programs. Both policy recommendations will be forwarded to the Board for consideration. Additionally, the Council approved Wichita State University's Honors Baccalaureate, which will be forwarded to the Board for consideration.

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

Sheryl Lidzy presented the Council of Faculty Senate Presidents' report. Dr. Lidzy stated the Council of Faculty Senate Presidents discussed the Board's social media policy. She reported the faculty are pleased with the workgroup's recommendations and urged the Board to adopt the workgroup's policy in its entirety, which faculty believes would align Kansas with best practices within higher education. The faculty are appreciative of the creation of the workgroup and the Governance Committee's adoption of considerable portions of the workgroup's proposal. However, the faculty fear the most important point is being ignored, which is: a university system cannot properly function when external groups are allowed to influence university personnel decisions whenever they find certain speech to be objectionable. Faculty are opposed to the chilling effect created by the punitive aspects of the proposed Board policy. Dr. Lidzy stated the faculty request the Board reconsider the disciplinary aspects of the policy. She noted the faculty accept the premise that the Board has acted in good faith and has endeavored to act in the best interests of the state universities. However, the faculty disagree with the Board's analysis of the universities' best interests.

Regent Logan stated the Board has respect for the faculty and what they do for higher education. He also stated the Board see faculty as partners even if there are disagreements. He thanked Dr. Lidzy.

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

Chris Roberts presented the report for Students' Advisory Committee (SAC). Mr. Roberts thanked the Board for its work this year and reported Kansas State University's Student Body President, Reagan Kays, will chair the SAC next year. He reported Committee members discussed the Board's social media policy and support the Governance Committee's proposed amendments. The students believe if the universities do not have existing university grievance processes, the CEOs should work with faculty and staff to develop those processes. Regent Logan stated each university already has existing grievance procedures.

### ACKNOWLEDGEMENT

Chairman Logan thanked Mr. Roberts for his leadership of the SAC and presented a certificate of appreciation to him. He also thanked Dr. Lidzy for her leadership on the Council of Faculty Senate Presidents and presented her with a certificate of appreciation.

### STANDING COMMITTEE AND OTHER REPORTS

#### ACADEMIC AFFAIRS

Regent Moran reported the Board Academic Affairs Standing Committee discussed credit for prior learning, student success plans, and performance-based funding. The Committee also received updates from staff on transfer and articulation and developmental education.

#### FISCAL AFFAIRS AND AUDIT

Regent McKechnie presented the Board Fiscal Affairs and Audit Standing Committee report. The Committee received an update on the Moody's report, which downgraded two institutions' issuer ratings. It was noted earlier Moody's also downgraded the State of Kansas. Regent McKechnie reported the Committee directed the Council of Business Officers to work with the Kansas Development Finance Authority (KDFA) to draft a response back to Moody's. Additionally, the Committee reviewed the FY 2016 and FY 2017 Capital Improvement Requests from each university. These will be forwarded to the Board for consideration in June.

#### GOVERNANCE

The Governance Committee report was presented by Regent Logan. The Committee received a progress report on the student success plans, reviewed proposed amendments to regulations, and discussed the format of next year's multi-rater feedback survey, which will be used as part of the CEOs' evaluation process. The Committee also discussed CEO compensation for FY 2015 and made the following recommendations: 1) a 1.5% bonus for President Tompkins and 2) a 1.5% increase in base salary to be paid with public funds for each state university CEO, except for the new CEO at Fort Hays State University. Regent Logan stated these recommendations will be forwarded to the Board for consideration in June. The Governance Committee will also conduct a study on compensation as per the new Board policy.

### APPROVAL OF CONSENT AGENDA

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

#### *Academic Affairs*

#### BACHELOR OF SCIENCE IN HEALTH STUDIES – FHSU

Fort Hays State University received approval to offer a Bachelor of Science in Health Studies. In the first year no new funds are necessary. In subsequent years additional instructional funds will be necessary to meet capacity requirements of the program, which will be paid from virtual college resources.

BACHELOR OF SCIENCE IN POLYMER CHEMISTRY – PSU

Pittsburg State University received approval to offer a Bachelor of Science in Polymer Chemistry. Funding for this program is included in the \$1 million recurring annual allocation provided by the Kansas Legislature.

Fiscal Affairs & AuditACCEPTANCE OF PROPERTY - KSU

Kansas State University received authorization to accept a gift of land from the Kansas State University Foundation. The land is used by K-State's Extension System and Agricultural Research Programs (ESARP). Below is the legal description.

***North Central Kansas Experiment Farm, Belleville, KS, Legal Description:***

*A tract of land in the Southeast Quarter (SE Y.) of Section 5, Township 3 South, Range 3 West of the 5th P.M., in Republic County, Kansas, more fully described as follows: Commencing at the Southeast Corner of the Southeast Quarter (SE Y.) of said section; thence N 00°38'47" W along the East line of said section for a distance of 32.63' to the North right of way line of U.S. Highway 36 and the **Point of Beginning**; thence S 89°44'57" W along said North line for a distance of 20.00 feet to the public road right-of-way; thence continuing S 89°44'57" W along said North line for a distance of 1316.53 feet; thence N 00°38'47" W for a distance of 1303.65 feet; thence S 89°59'09" E for a distance of 1316.59 feet to the public road right-of-way; thence continuing S 89°59'09" E for a distance of 20.00 feet to the East line of said section; thence S 00°38'47" E along the East line of said section for a distance of 1297.47 feet; to the **Point of Beginning**, having an area of 39.90 acres, more or less, including the public road right-of-way along the east side of the tract.*

Property is located approximately 1.5 miles west of Belleville, KS, on Hwy 36.

CONSIDERATION OF DISCUSSION AGENDAOther MattersEMPORIA STATE UNIVERSITY'S CAMPUS MASTER PLAN

President Shonrock presented Emporia State University's Campus Master Plan. President Shonrock reviewed the process for developing the plan, which included input from multiple focus groups. The plan focuses on access, academics, student life, and appearance. The Board expressed support and appreciation for the plan.

(PowerPoint filed with Official Minutes)

NAMING OF BUILDING

Chancellor Gray-Little presented a request to name the new School of Business building located on the Lawrence campus in honor of the Capitol Federal Foundation. Regent Emert moved to approve, and Regent Van Etten seconded. The motion carried. The building will be named Capitol Federal Hall.

RESOLUTION TO DESIGNATE DR. TOM BRYANT AS PRESIDENT EMERITUS OF PITTSBURG STATE UNIVERSITY

President Scott presented a request to designate Dr. Tom Bryant as President Emeritus of Pittsburg State University. Dr. Bryant was President of Pittsburg State University from 1999-2009. Regent McKechnie moved to approve. Following the second of Regent Edwards, the motion carried.

(Resolution filed with Official Minutes)

Governance

AMEND BOARD POLICY REGARDING SOCIAL MEDIA

General Counsel Julene Miller presented proposed amendments to the Board's policy regarding social media. General Counsel Miller stated after the Board adopted its social media policy in December 2013, a workgroup of university faculty and staff was formed to review its provisions and recommend changes to address concerns regarding the policy's tone, clarity, and scope. The workgroup presented a report with its recommendations to the Board Governance Committee. The Governance Committee incorporated almost all of the workgroup's recommended language into the revised policy and as well as a number of suggestions that were made in comments received from the campus communities. The revisions include the following:

- Relocating the policy to a miscellaneous section entitled "Other" in the Governance chapter of the policy manual
- Changing the title to "Use of Social Media by Faculty and Staff"
- Adding a new section that incorporates the workgroup's proposed language on academic freedom and the First Amendment, including an excerpt from the 1940 Statement of Principles of the American Association of University Professors
- Adding a new paragraph to provide additional context for the policy that includes the workgroup's proposed language regarding the Board's commitment to academic freedom and its support for the responsible use of communication technologies, including social media, to serve the teaching, research and service missions of the universities
- Further clarifying the definition of social media, specifically that the policy does not apply to email and non-social media uses of technology
- Incorporating the workgroup's language providing assurances for academic research and other scholarly activity, academic instruction, and shared governance
- Replacing the definition of "improper use of social media" with language clarifying that romanettes i-iv are intended as guidance to university administrators and others by citing types of instances in which the U.S. Supreme Court has ruled public employers have authority to act on employees' speech
- Clarifying that academic freedom principles must be considered when determining whether a particular use of social media is improper
- Incorporating language clarifying that existing grievance and review processes apply to any action under this policy, and that the university president or chancellor may delegate review of potentially improper uses to other persons

- Restating the policy is to be construed and applied in a manner consistent with the First Amendment and academic freedom principles

General Counsel Miller stated the proposed revised policy was reviewed by the Attorney General's Office, which has advised it is on solid constitutional footing. Regent Logan stated the work done on this policy has focused on lifting up academic freedom as a core principle for the Kansas Board of Regents. This will be the strongest statement on academic freedom in the Board's Policy Manual. Regent Wilk moved to adopt the revised policy. Regent Moran seconded, and the motion carried. The following policy amendments were adopted:

KBOR Policy II.F.6 (Governance; Other)

6. USE OF SOCIAL MEDIA BY FACULTY AND STAFF

a. Commitment to Academic Freedom and First Amendment

The Kansas Board of Regents strongly supports principles of academic freedom. It highly values the work of state university faculty members. Academic freedom protects their work and enhances the valuable service they provide to the people of Kansas.

The Board also supports this statement from the 1940 Statement of Principles of the American Association of University Professors:

*“College and university teachers are citizens, members of a learned profession, and officers of an educational institution. When they speak or write as citizens, they should be free from institutional censorship or discipline, but their special position in the community imposes special obligations. As scholars and educational officers, they should remember that the public may judge their profession and their institution by their utterances. Hence they should at all times be accurate, should exercise appropriate restraint, should show respect for the opinions of others, and should make every effort to indicate that they are not speaking for the institution.”*

Further, the Kansas Board of Regents recognizes the First Amendment rights as well as the responsibilities of all employees, including faculty and staff, to speak on matters of public concern as private citizens, if they choose to do so, including through social media. In general, for both faculty and staff, any communication via social media that is protected by the First Amendment and that is otherwise permissible under the law is not precluded by this policy.

This policy shall be construed and applied in a manner that is consistent with the First Amendment and academic freedom principles.

b. Social Media Policy

In keeping with the Kansas Board of Regents' commitment to the First Amendment and principles of academic freedom, the Board supports the responsible use of existing and emerging communications technologies, including social media, to serve the teaching, research, and public service missions of the state universities. These communications technologies are powerful tools for advancing state university missions, but at the same time pose risks of substantial harm to personal reputations and to the efficient operation of the higher education system. The Board therefore believes it is prudent to adopt this policy on the proper – and improper – use of social media.

- 1 For purposes of this policy: “Social media” means any ~~facility for~~ online tool or service through which virtual communities are created allowing users to publish ~~publication and~~ commentary and other content, including but not limited to blogs, wikis, and social networking sites such as Facebook, LinkedIn, Twitter, Flickr, and YouTube; “social media” does not include e-mail sent to a known and finite number of individuals, or non-social sharing or networking platforms such as Listserv and group or team collaboration worksites.
- 2 Authorship of content on social media in accordance with commonly accepted professional standards and in compliance with all applicable laws and university and Board policies shall not be considered an improper use of social media in the following contexts:
  - i academic research or other scholarly activity;
  - ii academic instruction within the instructor’s area of expertise; and
  - iii statements, debate, or expressions made as part of shared governance and in accordance with university policies and processes, whether made by a group or individual employee.
- 3 “Improper use of social media” means making a communication through social media that The United States Supreme Court has held that public employers generally have authority to discipline their employees for speech in a number of circumstances, including but not limited to speech that:
  - i directly incites violence or other immediate breach of the peace is directed to inciting or producing imminent violence or other breach of the peace and is likely to incite or produce such action;
  - ii when made pursuant to (i.e. in furtherance of) the employee’s official duties, is contrary to the best interests of the ~~university~~ employer;
  - iii discloses without lawful authority any confidential student information, protected health care information, personnel records, personal financial information, or confidential research data; or

- iv subject to the balancing analysis required by the following paragraph, impairs discipline by superiors or harmony among co-workers, has a detrimental impact on close working relationships for which personal loyalty and confidence are necessary, impedes the performance of the speaker's official duties, interferes with the regular operation of the ~~university~~ employer, or otherwise adversely affects the ~~university's~~ employer's ability to efficiently provide services.

In determining whether ~~the~~ an employee's communication ~~constitutes an improper use of social media~~ is actionable under subparagraph iv, ~~the chief executive officer shall balance~~ the interest of the ~~university~~ employer in promoting the efficiency of the public services it performs through its employees must be balanced against the employee's right as a citizen to speak on matters of public concern.

- 4 When determining whether a particular use of social media constitutes an improper use, the following shall be considered: academic freedom principles referenced in subsection b.2., and may consider the employee's position within the university, ~~and~~ whether the employee used or publicized the university name, brands, website, official title or school/department/college or otherwise created the appearance of the communication being endorsed, approved or connected to the university in a manner that discredits the university. ~~The chief executive officer may also consider~~ whether the communication was made during the employee's working hours ~~or~~ and whether the communication was transmitted utilizing university systems or equipment ~~shall be considered~~.
- 4 5 The chief executive officer of a state university, ~~or the chief executive officer's delegate,~~ has the authority to make use of progressive discipline measures pursuant to Board or university policy, up to and including suspension, dismissal and termination, with respect to any faculty or non-student staff member who ~~makes~~ is found to have made an improper use of social media. Existing university grievance and review processes shall apply to any such action.

c. Application of policy

This policy on the use of social media shall be construed and applied in a manner that is consistent with the First Amendment and academic freedom principles and shall apply prospectively from its the date of its original adoption by the Kansas Board of Regents on December 18, 2013.

(Workgroup's recommendation filed with Official Minutes)

Academic Affairs

CLINICAL DOCTORATE IN SPEECH-LANGUAGE PATHOLOGY – KUMC

Gary Alexander, Vice President of Academic Affairs, introduced the University of Kansas Medical Center's request to offer a Clinical Doctorate in Speech-Language Pathology. The primary costs for the program will come from internal reallocation of funds primarily from within the Hearing and Speech Department. Regent Van Etten moved to approve, and Regent Emert seconded. The motion carried.

BREAK

The Chairman called for a break at 2:38 p.m. and resumed the meeting at 3:00 p.m.

*Fiscal Affairs and Audit*PRESENTATION AND DISCUSSION OF UNIVERSITY TUITION AND FEE PROPOSALS FOR FY 2015 (FIRST READING)

The university CEOs presented tuition proposals for the upcoming fiscal/academic year. The Board will act on the proposals at the June meeting.

(Handout filed with Official Minutes)

JOHNSON COUNTY RESEARCH TRIANGLE (JCERT) FY 2015 BUDGETS – KU AND KSU

Diane Duffy, Vice President of Finance and Administration, introduced the proposed FY 2015 Johnson County Research Triangle (JCERT) budgets for KU Edwards, KU Medical Center, and K-State Olathe. The budgets have been reviewed and approved by the Board Fiscal Affairs and Audit Standing Committee and the JCERTA Board. Regent McKechnie moved to adopt the budgets. Following the second of Regent Wilk, the motion carried.

EXECUTIVE SESSION

At 5:10 p.m., Regent Wilk moved, followed by the second of Regent McKechnie, to recess into executive session for 60 minutes starting at 5:20 p.m. to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Tompkins, and President Schulz. At 6:20 p.m., the meeting returned to open session.

RECESS

The Chairman recessed the meeting at 6:20 p.m.

RECONVENE

The Chairman reconvened the meeting at 8:45 a.m. on Thursday.

## MEMBERS PRESENT:

Fred Logan, Chairman  
Kenny Wilk, Vice Chairman  
Shane Bangerter  
Mildred Edwards  
Tim Emert  
Ed McKechnie  
Robba Moran

Helen Van Etten

MEMBER ABSENT: Ann Brandau-Murguia

### **INTRODUCTIONS**

President Heilman recognized Hutchinson Community College President, Ed Berger, who will be retiring after 23 years of service. He also announced that Dr. Carter File was named the new president at Hutchinson.

### **REPORTS**

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

President Heilman presented the System Council of Presidents' report. The Council received a report from the System Council of Chief Academic Officers regarding credit for prior learning, concurrent enrollment, and transfer and articulation. The Council also discussed the FY 2016 and FY 2017 unified budget request.

#### **APPROVAL OF CONSENT AGENDA**

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

#### *Academic Affairs*

#### **ADDITIONAL DEGREE GRANTING AUTHORITY FOR BRYAN UNIVERSITY, COLORADO TECHNICAL UNIVERSITY – ONLINE, AND THE UNIVERSITY OF NEBRASKA**

Bryan University received approval to offer an Associate of Applied Science in Medical Billing and Coding. The program will be offered online and at the Topeka campus.

Colorado Technical University received authorization to offer a Bachelor of Science in Cyber Security. The program will be offered online.

The University of Nebraska received approval to offer a Doctor of Nursing Practice. The program will be offered online.

#### **DEGREE PROGRAM SUBMITTED FROM MANHATTAN AREA TECHNICAL COLLEGE**

Manhattan Area Technical College received approval to offer an Associate of Applied Science degree (65 credit hours) in Biotechnology Laboratory Technician (41.0101).

#### **INDUSTRIAL MACHINE MECHANIC PROGRAM ALIGNMENT**

The Industrial Machine Mechanic Program alignment was approved.

(Alignment Map filed with Official Minutes)

AUTOMATION ENGINEER TECHNOLOGY PROGRAM ALIGNMENT

The Automation Engineer Technology Program alignment was approved.

(Alignment Map filed with Official Minutes)

CONSIDERATION OF DISCUSSION AGENDAPresentationPANEL PRESENTATION ON POST-TENURE REVIEW POLICIES AT THE STATE UNIVERSITIES

Gary Alexander, Vice President of Academic Affairs, stated that in December of 2012 the Board adopted a policy requiring each university to develop a process for post-tenure review. Each state university has developed and approved a campus policy on post-tenure review with the exception of Pittsburg State University and Fort Hays State University. Both institutions are working with their respective bargaining units on their policies.

Institutional representatives presented their campuses' policies. It was noted each of the campuses included faculty when drafting their policies and each incorporated their post-tenure review cycle within their existing evaluation process. It was also noted the principal purpose of post-tenure review is to assist faculty members with identifying opportunities that will enable them to reach their full potential for contribution to the university.

(Campus Policies filed with Official Minutes)

Academic AffairsANNUAL PROGRAM REVIEW REPORT

Vice President Alexander presented the Program Review Report. For the 2012-2013 review cycle, Emporia State University, Pittsburg State University, the University of Kansas Medical Center, and Wichita State University reviewed a total of 28 academic programs at the baccalaureate, master's and doctoral levels. Vice President Alexander stated Fort Hays State University, Kansas State University, and the University of Kansas completed the current review cycle early and have no programs on which to report. Regent Moran moved to accept the report. Following the second of Regent Edwards, the motion carried.

BREAK

The Chairman called for a break at 9:45 a.m. and resumed the meeting at 9:55 a.m.

Fiscal Affairs and AuditANNOUNCEMENT

Regent McKechnie announced the Board Fiscal Affairs and Audit Standing Committee will convene a conference call to work through the final tuition proposals before the Board acts on tuition in June. He directed the universities to provide any additional information on their tuition proposals to Board staff.

DISTRIBUTION OF FY 2014 TECHNICAL EDUCATION APPROPRIATION  
AUTHORIZED BY K.S.A. 72-4417(c)(2) (SB 155)

Diane Duffy, Vice President of Finance and Administration, presented an overview of the methodology used to distribute appropriated state funding for Tiered Technical Education State Aid, Non-tiered Course Credit Hour Grant, and Tuition for Technical Education (secondary students). Vice President Duffy stated the Kansas Board of Regents' cost model is used to determine state funding for all three state line-items. The Board discussed the funding gap for the tiered and non-tiered courses. It was noted there is still confusion among legislators on the specifics of the tiered and non-tiered funding methodology.

Vice President Duffy presented the distribution of the FY 2014 Technical Education appropriation, which is authorized by K.S.A. 72-4417(c)(2) (SB 155). This distribution is funding for serving high school students. The Governor and Legislature fully funded the FY 2014 budget estimate for this program, and this is the second of two distributions for the fiscal year. She noted the distribution to the community and technical colleges is based on the colleges' actual student enrollments and the calculated costs according to the cost model. Regent McKechnie moved to approve the distribution. Regent Bangerter seconded, and the motion carried. The following distribution was approved:

Institution Name	May 2014 Proposed Final Distribution
Allen County CC	\$207,590
Barton County CC	276,470
Butler CC	253,653
Cloud County CC	164,100
Coffeyville CC	277,151
Colby CC	65,454
Cowley County	220,904
Dodge City CC	107,473
Flint Hills TC	171,695
Fort Scott CC	317,886
Garden City CC	78,423
Highland CC	480,224
Hutchinson CC	992,901
Independence CC	68,536
Johnson County CC	348,299
Kansas City Kansas CC	457,236
Labette CC	64,372
Manhattan Area TC	34,784
Neosho County CC	360,489
North Central Kansas TC	96,269
Northwest Kansas TC	92,572
Pratt CC	83,118
Salina Area TC	259,239
Seward County CC	341,906

Washburn Institute of Technology	1,282,731
Wichita Area TC	1,486,568
TOTAL	\$8,590,043

(Handout filed with Official Minutes)

#### LEGISLATIVE AND BUDGET UPDATE

Dan Murray, Interim Director of Government Relations, presented the legislative and budget update. He reported the legislative session concluded on May 4 and reviewed the outcome for the Board's non-budgetary items. He also summarized the results of the Board's FY 2014 and FY 2015 unified budget request.

(FY 2014 and FY 2015 Summary Budget Table file with Official Minutes)

#### DISCUSSION OF THE BOARD'S UNIFIED BUDGET REQUEST PREPARATIONS FOR FY 2016 AND FY 2017

Vice President Duffy stated the Kansas Higher Education Coordination Act requires the Board of Regents to develop and present to the Governor and Legislature a unified request for state appropriations for postsecondary education. The Board's request must be submitted by October 1 every year. Vice President Duffy reviewed a proposed calendar that outlines when the Board will receive, discuss and act on its FY 2016 and FY 2017 budget request.

(Proposed Calendar filed with Official Minutes)

#### Other Matters

#### FORT HAYS STATE UNIVERSITY/DODGE CITY COMMUNITY COLLEGE PROPOSAL

President Hammond, Fort Hays State University; President Woodburn, Dodge City Community College; Dr. Morris Reeves, Vice Chairman of Dodge City Community College's Board of Trustees; and Secretary Pat George, Kansas Department of Commerce, all spoke in support of the Fort Hays State University/Dodge City Community College "partnership" concept. The proposed structure is to establish a Kansas Board of Regents institution campus in Dodge City that consists of a lower division college containing the existing programs of Dodge City Community College, an upper division college that offers baccalaureate degrees, and a technical institute. The mission of the proposal is to provide accessible quality education to support the traditional and anticipated needs of Ford County, Southwest Kansas, and business and industry. President Hammond and President Woodburn stated the operating agreement is being developed. It was also noted the proposal requires a minimum investment of an additional \$5 million in ongoing State General Funds to support the educational function of the new operation. President Hammond and President Woodburn both stated they will not support a reallocation of funds or cuts to other higher educational institutions to support this proposal. The Board directed staff to review any legislative changes that will need to be sought to move this proposal forward. Regent Logan stated the Board received several letters in support of the proposal and also some letters of concern.

(Letters filed with Official Minutes)

REPORT FROM KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Blake Flanders, Vice President of Workforce Development, presented the Kansas Postsecondary Technical Education Authority (TEA) report. At its April 24 meeting, the TEA received reports on the Accelerating Opportunity Initiative and the Workforce AID program. Potential legislative budget requests for FY 2016 and FY 2017 and policy assumptions related to the Tiered Technical Education Funding were discussed. Additionally, the Authority elected Bruce Akin as Chair and Kathy Howell as Vice Chair for next year.

ELECT FY 2015 BOARD CHAIR AND VICE CHAIR

Regent Moran stated in order to allow for Board officer elections at the May meeting, she moved that the Board's By-laws be temporarily amended as follows:

“The Board shall elect a Chair and Vice-Chair for one-year terms at the regular June meeting of each calendar year (or at the regular May meeting for calendar year 2014), such terms of office to begin on July 1 immediately following election.”

This amendment shall be effective for the remainder of this fiscal year and the new underscored language shall no longer be effective and shall be stricken on July 1, 2014. The motion is only to change the month in which the election is held this fiscal year, and does not alter the terms of the offices involved. The current Chair and Vice Chair shall remain in office until midnight on June 30, 2014, and the newly elected Chair and Vice Chair will not take office until 12:01 a.m. on July 1, 2014. Regent Van Etten seconded, and the motion carried.

Regent McKechnie moved to elect Regent Kenny Wilk as Chairman of the Board for FY 2015. With the second of Regent Van Etten, the motion carried. Regent Emert moved to elect Regent Shane Bangerter as Vice Chairman. Following the second of Regent McKechnie, the motion carried. The term of office for the new chair and vice chair will begin July 1, 2014.

EXECUTIVE SESSION

At 11:15 a.m., Regent Wilk moved, followed by the second of Regent Van Etten, to recess into executive session for 60 minutes starting at 11:25 a.m. to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Tompkins, and President Bardo. At 12:25 p.m., the meeting returned to open session.

ADJOURNMENT

The Chairman adjourned the meeting at 12:25 p.m.

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Andy Tompkins, President and CEO

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Fred Logan, Chair