

KANSAS BOARD OF REGENTS

MINUTES

September 20, 2023

The September 20, 2023, meeting of the Kansas Board of Regents was called to order by Chair Jon Rolph at 1:19 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
- Alysia Johnston
- Cynthia Lane
- Diana Mendoza
- Neelima Parasker
- Wint Winter

APPROVAL OF MINUTES

Regent Ice moved that the minutes of the June 14-15, 2023 regular meeting, July 18, 2023 special meeting, July 31-August 2, 2023 retreat and board workshop meeting, and the August 8, 2023 special meeting be approved. Following the second of Regent Benson, the motion carried.

WELCOME

Chair Rolph stated Regent Ice, President Flanders, and himself met with Kansas Commissioner of Education Randy Watson and Kansas State Board of Education Chair Melanie Haas and Vice Chair Jim Porter. Typically, there is a joint meeting of the boards each year. However, scheduling complications prevented that this year. Chair Rolph welcomed Chair Haas and Vice Chair Porter to present on behalf of the KSBOE.

CONSIDERATION OF DISCUSSION AGENDA

Other Matters

KANSAS STATE BOARD OF EDUCATION

Chair Haas presented the KSBOE vision, goals and postsecondary success metrics. She stated not all students are meeting the postsecondary success goal. Chair Haas noted both boards have agreed Kansas students can achieve success through our state's colleges. She stated they are working on making the Individual Plan of Study (IPS) process more meaningful and actionable to students. The IPS is a personalized plan that guides students and allows them access to college classes while in high school. She stated if a student gets 15 college credit hours before high school graduation, it will show the student they are capable and will foster lifelong learning. She stated KSBOE is committed to making a student's first 15 college credits an accessible reality for all Kansas high school students. She asked how the boards can work together to make that happen. Chair Haas called on the Board of Regents to work together with KSBOE to solve this problem together for Kansas kids.

Vice Chair Porter presented on dyslexia and structured literacy. He reported the KSBOE has limited higher education responsibilities except for developing, reviewing, and approving the teacher education program standards. Knowledge of the competence of using structured literacy is now a requirement for any potential program applying for a license. He stated reading is an essential skill. Vice Chair Porter expressed his gratitude that literacy is a goal of the Kansas Board of Regents and noted this is an outstanding opportunity to work together for the benefit of students. He asked the Board of Regents to continue to support and advocate for effective instruction and the implementation of structured literacy, support coordinated curriculum among Regents programs, and support an assessment process which allows students to demonstrate their knowledge. He requested consideration of a currently available assessment tool while one is being developed so the assessment process can start immediately.

Regent Lane thanked Chair Haas and Vice Chair Porter and noted their requests were consistent with anticipated Board goals. She stated the Board appointed a Dual and Concurrent Enrollment Task Force to help ensure opportunity and access across the state. The Task Force recommended that the Board and KSBOE approve a joint policy requiring every high school to offer dual or concurrent opportunities through a program called Diploma Plus. She noted this would align with KSBOE initiatives. Regent Lane expressed her hope that KSBOE would help develop and support a joint recommendation for Diploma Plus. She stated there is an item to be discussed in the Board's unified appropriations budget for College Navigators to help students, families, and high school faculty ensure students are on the right path. The Task Force also developed education award pathways that align high school graduation requirements and career and technical education requirements with the systemwide general education framework and systemwide transfer associate degree programs. Regent Lane extended an invitation to work together to develop more systemwide transfer programs. Chair Haas thanked Regent Lane for her comments and reiterated the need for the 15 credit hours of college credit citing those as critical. Chair Haas stated both agencies share the responsibility to educate students and families about the opportunities available to them.

Regent Winter asked about reading challenges affecting students. Vice Chair Porter stated the Legislative Task Force on Dyslexia made recommendations to the KSBOE that are being implemented. He noted the importance of reaching all students. Regent Winter thanked Vice Chair Porter for his commitment to advancing quality education. Regent Lane stated there is a task force working on the educator workforce, and structured literacy was elevated. The task force has been working rapidly to ensure quality. Regent Lane asked to work together to ensure alignment around standards in preservice programs, coordinated curriculum across institutions, common assessment tools, and micro credentials. She mentioned creating a goal to have Kansas lead the nation in the development of teachers in structured literacy. Chair Rolph thanked Chair Haas, Vice Chair Porter and Commissioner Watson on all their work and reiterated the Board's commitment to collaborate to move the initiatives forward.

RESPONSES TO STUDENT ATHLETE HEALTH CARE TASK FORCE RECOMMENDATIONS

Elaine Frisbie, Vice President of Finance and Administration, reminded the Board two years ago it authorized a review of the student health centers at the six state universities. The next year's Board goal was to examine the student athlete health care at the universities. A task force was

formed and presented its recommendations to the Board in June of 2023. The U.S. Council for Athletes' Health (USCAH) assisted the task force with a comprehensive assessment and collaborated with each institution to produce a comprehensive report. The report was generated with strengths and opportunities at each campus understanding the recommendations would be implemented differently for each athletic department. The NCAA Division I schools will be presenting their responses today.

Nicole Corcoran, KU's Deputy Athletics Director and Director of Student Athlete Well-Being, stated KU partnered with the University of Kansas Health Systems and Lawrence Memorial Health to create Kansas Team Health in 2019. There were 40 staff who moved from Kansas Athletics to University of Kansas Health System and who now report through Kansas Team Health. She presented on the following growth opportunities:

- More diverse behavioral health options;
- Need for a medical review officer;
- More formal interaction between the health team physicians and the chair of orthopedics and sports medicine;
- Require coaches and staff to maintain CPR/AED training;
- More diversity, equity, and inclusion education as dictated by the NCAA;
- Nutrition evaluation process to include medical staff, administration, coaches, and athletes;
- Emergency Action Plans (EAPs) should be reviewed and rehearsed with student athletes and coaches annually similar to medical staff;
- Find more ways to promote health, safety, and wellness education on all topics to athletes, coaches, and staff annually;
- Create access for athletes to join identity-based support groups supervised by a licensed health care professional; and
- Create access to mental health support group for injured athletes.

Regent Winter thanked her for her presentation and inquired about lessening instances of sexual abuse by coaches and players. Corcoran stated every year she stands before every team with coaches and support staff to talk about reporting requirements, support resources, definitions of harassment and misconduct, and other relevant topics to ensure all athletes and staff are informed. Additionally, she stated the entire staff completes annual training requirements and they are doing everything in their power to prevent such instances. Regent Parasker asked if the University has measures to allow for comparison after their implementation. Corcoran stated KU Athletics has a survey system completed annually to gather information from student athletes and coaches to track satisfaction and usage. Chair Rolph thanked her for her time and hard work for KU athletics.

Matt Thomason, KSU's Senior Associate Athletics Director for Student Athlete Health, Wellness and Performance, thanked the Board for its proactive approach to student athlete health care. Thomason reported student athlete survey responses noting the student athletes had a very good understanding of the medical services provided to them and how to report concerns for their medical care. He highlighted KSU's current policy and procedure documents. The growth opportunities presented for KSU included:

- Work on formal agreements with team physicians;
- Work with outside providers annually to review performance evaluations with all athletic department personnel;
- Address annual review of strength and conditioning and mental health policies/procedures, including medical approval of all strength and conditioning programs; and
- Review and rehearse EAPs at least twice a year.

Thomason stated it is a NCAA requirement to have an Athlete Healthcare Administrator whose responsibility is the compliance with NCAA regulations and requirements, policies, compliance and education in the area of Health and Safety, and notification of updates and/or new guidelines/recommendations. He stated 8% of their annual budget is devoted to the health and wellbeing of student athletes.

Kevin Saal, WSU's Athletics Director, presented "The Shocker Way" mission, values, and student athlete development, and WSU's alignment of resources to expectations. He stated WSU has comprehensive strategic objectives in academics, community service, and competition that guide the work. Saal shared that last spring the student athletes achieved a 3.4 GPA department wide, which has never been accomplished at WSU. This is the 36th consecutive semester with a 3.0 or better GPA. He reviewed WSU's model, highlighting its partnership with Ascension Via Christi, which oversees athletic trainings and care. WSU's growth opportunities included:

- Enhance staff size and coverage – add staff for sports medicine, patient care, and a mental health and performance counselor. Replace three graduate assistants with full time employees. Explore adding a dietician or sports nutrition employee. Restructure the Shocker Health and Performance unit.
- Evaluate current policies for heat illness and heat stroke, exertional collapse associated with sickle cell trait, exertional or non-exertional collapse, asthma, and diabetic emergency.
- Policy education to coaches and student athletes.
- Formalize the process for onboarding new services and standard practices.
- Maximize synergy throughout all aspects of Shocker Health and Performance by establishing weekly meetings, formalizing a framework to process student athlete anonymous data, beginning monthly sport program support meetings, and installing daily readiness surveys.
- Identify best platform option for Electronic Medical Records.
- Utilize the Dynamic Athlete Research Institute Motion technology to help identify areas of opportunity then modify the strength and conditioning and athletic training programs accordingly. They will implement student athlete exit physicals as a baseline to satisfy the requirement to cover sport related injuries and health insurance for two years post student athlete eligibility.
- Nutrition – Expand existing fueling stations in locker rooms to include training table accommodations for all student athletes, coordinate care specific to athlete needs, coordinate with dining services for student athlete meal programming, and enhance educational programming.

- Facilities – Address equipment budget consistencies to better assess needs to enhance the available modalities, equipment, and resources.
- Compliance and education – Develop a strategic plan within the Shocker Health and Performance Team, formalize policy and procedure education, review EAPs, enhance health care programming, and establish a consistent culture of accountability.

Director Saal extended his appreciation to USCAH for its guidance as WSU pursues excellence in its growth areas. Regent Winter asked Mr. Saal if he believes the NCAA name, image, and likeness policy affects student athletes' stress. Saal stated he believes it is increasing stress in everyone, noting student athletes' experiences today are not consistent with the historical student athlete journey. Regent Parasker stated she was impressed with the in-depth report. Chair Rolph thanked the universities for taking this issue seriously and for their insightful reports.

(PowerPoints filed with Official Minutes)

BREAK

At 2:28 p.m., Chair Rolph called for a ten minute break. At 2:41 p.m., the meeting resumed.

KANSAS WORKFORCE OUTLOOK

Donna Ginther, Roy A. Roberts & Regents Distinguished Professor of Economics and Director for the Institute for Policy & Social Research at KU, presented data on job and degree requirements for 2030. The report considered the supply and demand of graduates from the state's public institutions of higher education, evaluated the demand for occupations with degree requirements in the state, compared rates of in- and out-migration in Kansas, and compared salaries for workers with degrees in Kansas and surrounding states. She utilized Bureau of Labor Statistics and Lightcast data for the ten-year projections. Dr. Ginther's report drew the following conclusions:

- Kansas needs to produce 34,000 additional degrees than it is currently projected to produce to meet demand in the next decade
- Kansas has relatively low net migration
- Kansas salaries are lower than surrounding states'

Dr. Ginther reported from 2020 to 2030 Kansas is projected to add 54,000 new jobs, with 67% requiring a bachelor's degree, 14% requiring a postsecondary non-degree award, 6% requiring a doctoral or professional degree, 6% requiring a master's degree, 5% requiring an associate degree, and 2% requiring some college but no degree. She stated most new jobs are going to require some postsecondary credential. Another 180,000 jobs that require a postsecondary degree will have the incumbent exit the labor force due to retirement or moving out of Kansas making a total of 234,000 jobs that will need to be filled with new graduates over the ten-year span. She provided a comparison to surrounding states for jobs requiring a degree, noting Kansas will add the second smallest number of those jobs. Kansas retains more people with associate degrees and certificates than other degrees.

Dr. Ginther reported Kansas exports graduates to Colorado, Texas, Missouri, and Illinois citing higher wages in Colorado and Texas. Kansas loses 10% of graduates by the 9th year after graduation. People with education degrees were most likely to stay in Kansas. She noted Kansas

has an opportunity to keep graduates and recruit people to the state. As jobs grow, so does population. Chair Rolph stated universities are recruiting more students from Texas and inquired about a correlation in the Texas undergraduate and graduate population increases. Dr. Ginther stated people want to live in Kansas if they can find a good job. Kansas attracts young, educated workers predominately from Missouri, Texas, California, Nebraska, and Iowa.

Dr. Ginther presented a salary comparison between Kansas and nearby states, broken down by occupation, that used 2022 Bureau of Labor Statistics data. Salaries were adjusted for Kansas cost of living using a price index calculation to provide a more accurate comparison.

To conclude, Dr. Ginther stated based on demand projections, Kansas will need 34,000 more workers in the next decade with higher education credentials than are expected to remain in the state. Kansas exports trained workers to Colorado, Texas, and Missouri, with Missouri out-migration driven primarily by those moving across the border in Kansas City. Compared to surrounding states, Kansas pays low salaries which likely affects retention and migration. To increase the number of degree holders working in the state by approximately 3,400 a year, Dr. Ginther suggested:

- Work with the Legislature and KSDE to improve college readiness of K-12 students and maintain the affordability of KBOR institutions;
- Let employers know that higher wages elsewhere are attracting skilled labor out of the state; and
- Loan forgiveness programs for graduates in fields of high demand (e.g. nurses, engineers).

Chair Rolph thanked Dr. Ginther for her report then asked about what economic expansion was forecasted into the 34,000 additional employees needed for jobs. Dr. Ginther stated projections were not based on economic growth but rather population growth and the demographics of the labor force. It implies a forecast of the economic growth at 2.5% annually over the decade then they utilize that calculation to show an increase in the demand based on former projections. She noted assumptions are a part of forecasting. Regent Benson asked if she's seen improvements in numbers the last couple years as a result of remote work. Dr. Ginther reported they have not examined those numbers but they could. She stated to have the remote workforce, there must be broadband to support it. Regent Ice asked if remote workers retain the geographical wage differential when remotely working for employers in higher-wage states. Dr. Ginther stated that to attract workers, pay must be consistent with the prevailing wage in the national market. She noted data could be evaluated to understand if there is a remote work penalty. Chancellor Girod inquired why market forces have not corrected the salary differentials. There was discussion around the low growth rate in the state and population mobility.

Regent Lane thanked Dr. Ginther for her report and asked how to consider wages in terms of tuition rates. Dr. Ginther presented state spending as a tradeoff and higher education is discretionary for the state budget. Over time the state's overall support for higher education has decreased, and it is made up through tuition increases or other sources of financing. She stated there is a market for higher education tuition and a cap beyond which tuition is no longer competitive with other institutions. Dr. Ginther stated the burden has been shifted to the individual student by paying for higher education with loans. She indicated the state needs to consider how higher education is

funded and the impacts of having an educated workforce. She reported it is in the state's interest to support higher education to promote economic growth.

Regent Parasker inquired about the potential solutions offered between a high school diploma and bachelor's degree given retention and completion data. Dr. Ginther stated they do not track data on certificates. She mentioned the question should be investigated to better understand opportunities. Over time, with a bachelor's degree people earn an increasing return to that degree. While credentials increase wages, the growth profile is lacking compared to the bachelor's degree growth profile. A bachelor's degree provides a skillset that allows people to continuously learn and improve. Dr. Ginther noted there will be a huge demand for skilled trades to manage the new projects around the country in the next ten to twenty years. There was discussion about student net migration and the economic impact. President Flanders stated the projections show 80% of the jobs will require a bachelor's degree or higher recognizing an acceleration in skill level. Dr. Ginther stated there is a high return for skill and a high demand for skill. Chair Rolph thanked Dr. Ginther for her presentation.

(PowerPoint filed with Official Minutes)

INTRODUCTIONS

President Shipp introduced Pittsburg State University's Faculty Senate President Dr. Rebeca Book, Assistant Director of University Affairs Tatum Ahring, Executive Director of University Affairs Jamie Dalton, Student Body President Jaben Parnell, and Student Body Vice President Hannah Eckstein. President Mason introduced Fort Hays State University's University Staff Senate President Dr. Nicole Frank, Faculty Senate President Dr. Elodie Jones, and Student Government Association President Ella Burrows. President Linton introduced Kansas State University's Faculty Senate President Don Von Bergen, and Student Body President Caleb Stout. Chancellor Girod introduced the University of Kansas' Student Body President Turner Seals, and Student Body Vice President DeNae Estabine.

GENERAL REPORTS

REPORT FROM CHAIR

Chair Rolph thanked the Students' Advisory Council for its leadership over the summer. He thanked everyone for their notes of concern on his and President Linton's recent cancer diagnoses. Chair Rolph extended his appreciation to the University of Kansas Medical Center for its robust care, highlighting the importance of having a regional cancer center. Regent Ice extended his thoughts and support from the Board. President Linton echoed the sentiments of gratitude.

REPORT FROM PRESIDENT AND CEO

President Flanders reported the student government leaders held a question-and-answer session expressing support for affordability and the continuation of progress as most important to the Council. He introduced Michele Arellano as the new Director of Student Financial Assistance. President Flanders recognized Sue Grosdidier as the National 2023 GED Administrator of the Year. She serves as the Associate Director for High School Equivalency at the Board office.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Don Von Bergen presented the report for the Council of Faculty Senate Presidents. Dr. Von Bergen introduced himself and the other Faculty Senate Presidents to the Board. He encouraged active participation among members. He informed the Board next year's President for the Council of Faculty Senate Presidents will be Norman Philip from Pittsburg State University. Dr. Von Bergen presented the Council's theme as shared governance with the determination of being an asset to the Board. The Council wishes to be proactive in suggesting courses of action and sharing ideas to help elevate education across the state. The Faculty Senate Presidents at each institution aspire to build stronger work relationships with senior administration to strengthen the connection to the Board. Dr. Von Bergen reported the Council desire to be a contributor providing solutions to the challenges being faced. He expressed the Council's excitement about the Faculty of the Year Award, which is presented to one tenured and one non-tenured faculty member at each state educational institution and the University of Kansas Medical Center. He commended the Board for establishing the award to recognize faculty. Chair Rolph thanked Dr. Von Bergen.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

The Students' Advisory Committee report was presented by Caleb Stout. Mr. Stout recognized members of the Student Advisory Committee. There was a retreat on September 2, and they were joined by KSU Senior Vice President for Executive Affairs at KSU Marshall Stewart, Board of Regents' Director of Academic Affairs Karla Wiscombe, KSU Executive Director of Government Relations Matt Casey, Chair Rolph and President Flanders. President Stout stated the main take away was to think bigger, considering the State of Kansas as a whole. He presented the Committee's three focus areas as accessibility, engagement, and sustainability. Regent Mendoza thanked President Stout for his time and effort. Chair Rolph thanked President Stout and all student leaders for being present.

REPORT ON BUILDING A FUTURE DASHBOARD AND CONCURRENT ENROLLMENT COLLABORATION

Regent Lane reported that pillar one foundational metrics of the *Building a Future* data dashboard are on the Kansas Board of Regents website. She stated support metrics that will also be monitored are being developed. The data team has identified metrics and is working on data and collection. The Board Academic Affairs Standing Committee is expected to approve the support metrics in November. After Chair Rolph and Regent Ice meet with KSBOE, Regent Lane will work with the task force on what support it can provide. Then a joint state policy will be crafted on Diploma Plus offering dual and concurrent college credit in all Kansas high schools.

STANDING COMMITTEE AND OTHER REPORTS

ACADEMIC AFFAIRS

Regent Lane presented the Board of Academic Affairs Standing Committee (BAASC) report. BAASC held a virtual meeting on September 5, 2023 and met in person today. At the September 5 meeting, BAASC approved the Doctor of Nursing Practice in Leadership at Pittsburg State University and the performance funding reports from institutions. The reports will be forwarded to the Board.

At today's meeting the Committee received an update on the data dashboard. The program review process was discussed with the provosts. The Committee is beginning to implement the program review process beginning with academic program review. Board Vice President for Academic Affairs Dr. Archer outlined the seven major projects the academic affairs staff are working on. Additionally, he provided an overview of the National Institute for Student Success playbooks. BAASC will plan to have provosts present regular updates on campus progress with the implementation of student success strategies. Regent Ice added there was discussion on the importance of funding items included in the appropriations requests for this year.

FISCAL AFFAIRS AND AUDIT

Regent Benson presented the Board Fiscal Affairs and Audit Standing Committee report. He reported that the Committee approved the work plan, which includes standing updates of System progress on the Board's capital renewal initiative. Vice President Frisbie reviewed the Board policies relevant to the Committee's work, which relates primarily to the state universities' finances and facilities. The Committee reviewed and approved the items on this month's Board agenda related to Fiscal Affairs. These included Wichita State University's budget for property tax revenues, the capital projects noted in the consent agenda, and ESU's capital project on the discussion agenda. The Committee also discussed the state distributions that will be before the Board tomorrow for the community and technical colleges for the Excel in CTE, AO-K and GED Accelerator programs. The Committee then reviewed the Board's unified appropriations request and the state budget process. It discussed each budget request item and questioned the state universities' CFO's on their campus-specific requests. Regent Benson noted all items on the appropriation request tie back to the strategic plan, but there are more needs than resources. Regent Benson stated the Committee ran out of time before discussing prioritization. He acknowledged the importance of the Board establishing priorities that best advance the strategic plan in a fiscally responsible way. Regent Benson said the Board will be looking to the institutions for assistance in determining the return on investment for each item.

GOVERNANCE

Regent Rolph reported that the Governance Committee adopted the agenda topics and schedule for the year. The Committee received and discussed the Regents' conflict of interest disclosures for the year. The Committee considered a proposed Board policy to implement the State's Fairness in Women's Sports Act and approved an amendment of the State Wage Interchange System Data Sharing Agreement. The recommendations regarding Regent conflict of interest disclosures will be taken up on today's agenda and the proposed policy will be on the Board's November agenda.

APPROVAL OF CONSENT AGENDA

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

Fiscal Affairs and Audit

ANNUAL BUDGET FOR MILL LEVY – WSU

The Wichita State University FY 2024 mill levy budget proposed by the WSU Board of Trustees was approved. Property tax revenues are estimated at \$10.3 million with a contingency set at \$500,000 and the budget includes expenditures

totaling \$10.3 million, which is \$1.6 million more than FY 2023. The budget is as follows:

Wichita State University City of Wichita/Sedgwick County Mill Levy Budget Fiscal Year 2024 Budget			
Revenues	FY 2023 Budget	FY 2024 Budget	Amount of Change
Mill Levy Revenue	\$9,250,000	\$9,750,000	\$500,000
Interest Earnings	2,000	80,000	78,000
Contingent Revenue	300,000	500,000	200,000
Total Revenue	\$9,552,000	\$10,330,000	\$778,000
Expenditures			
Capital Improvements			
Debt Service – WSIA Series 2014-3 (2054)	\$1,748,359	\$1,748,359	\$ --
Debt Service – WSIA Series 2014-4 (2027)	750,869	750,068	(801)
Debt Service Admin Fees	4,240	4,240	--
Contribution to WSU NIRDT Debt Service	532,000	532,000	--
Contribution to University Stadium Debt Service	27,000	862,430	835,430
Total Capital Improvements	\$3,062,468	\$3,897,097	\$834,629
Student Support			
WSU Tech Support	\$ 800,000	\$ 800,000	\$ --
Undergraduate Support	4,028,699	4,109,273	80,574
Graduate Support	403,134	411,197	8,063
Public Policy and Management Center Support	39,535	40,326	791
Total Student Support	\$5,271,368	\$5,360,796	\$89,428
Economic and Community Development			
Interns – City/County	\$138,720	\$141,494	\$2,774
Business and Economic Research	153,000	156,060	3,060
City Government Services	102,000	104,040	2,040
County Government Services	102,000	104,040	2,040
Total Economic and Community Development	\$495,720	\$505,634	\$9,914
University Research and Support Services			
Organization and Development	\$58,140	\$59,303	\$1,163
University Strategic Initiatives	364,304	7,170	(357,134)
Total Research and Support Services	\$422,444	\$66,473	\$355,971
Contingency			
Contingency	\$300,000	\$500,000	\$200,000
Total Contingency	\$300,000	\$500,000	\$200,000
Total Expenditures	\$9,552,000	\$10,330,000	\$778,000

Totals may not add due to rounding.

AMEND THE FY 2024 CAPITAL IMPROVEMENT PROJECT PLAN AND APPROVE THE PROGRAM STATEMENT FOR REPLACEMENT OF BICKNELL SPORTS COMPLEX BASEBALL FIELD TURF - PSU

Pittsburg State University received approval to amend its FY 2024 Capital Improvement Project Plan to replace approximately 130,707 square feet of synthetic turf on the PSU Bicknell Sports Complex baseball field. The project cost is \$1,600,000 funded entirely from private gifts. The work is anticipated to be complete in fall 2023. The project's program statement was also approved.

AMEND THE FY 2024 CAPITAL IMPROVEMENT PROJECT PLAN AND APPROVE THE PROGRAM STATEMENT FOR IMPROVEMENTS AT AXE LIBRARY TO EXPAND THE STUDENT SUCCESS CENTER - PSU

Pittsburg State University received approval to amend its FY 2024 Capital Improvement Project Plan for improvements at Axe Library and the Student Success Center. The phased project encompasses approximately 7,500 square feet of existing space, includes replacement of an original air handling unit dating back to 1967 when this portion of the facility was built as a food service facility, and eliminates rooftop HVAC direct expansion cooling units added over time to supplement the facility's changing use. The project cost is estimated to be \$2 million funded by the Facilities Capital Renewal Funds (State General Fund) and PSU's allocation from the Educational Building Fund (EBF). The work is expected to begin in fall 2023 and to be completed in Summer 2024.

AMEND THE FY 2024 CAPITAL IMPROVEMENT PROJECT PLAN AND APPROVE THE REVISED PROGRAM STATEMENT FOR ALLEN FIELDHOUSE RENOVATIONS PHASE II - KU

Authorization was given to the University of Kansas to amend its FY 2024 Capital Improvement Project Plan for Allen Fieldhouse renovations phase II. The revision includes office renovation work in Wagon Parrott that was not shown on the original floor plans. The \$49.3 million project budget and schedule approved by the Board at the March 2023 meeting are not affected. The revised program statement was also approved.

AMEND THE FY 2024 CAPITAL IMPROVEMENT PROJECT PLAN AND APPROVE THE REVISED PROGRAM STATEMENT FOR STRONG HALL WATER DISTRIBUTION AND CONVERSION – KU

The University of Kansas received approval to amend its FY 2024 Capital Improvement Project Plan to include the entirety of Strong Hall instead of just the West Wing and revise the project name to Strong Hall Chilled Water Distribution and Conversion project. Total estimated costs including architectural fees, construction, and contingencies will increase from \$1,600,000 to \$6,520,000, funded by a combination of EBF and University funds. The project will be delivered via the Design-Bid-Build method. The project is anticipated to be complete by August 2025, dependent upon supply chain issues and other external factors. The revised program statement was also approved.

ACT ON REQUEST TO APPROVE ADDITIONAL ALLOCATION OF FY 2024 BUILDING DEMOLITION FUNDS FOR ELEANOR TAYLOR HALL. – KUMC

The University of Kansas Medical Center received approval for an additional allocation of the FY 2024 Building Demolition Fund for Eleanor Taylor Hall. During the May 2022 meeting, the Board allocated \$750,000 to KUMC from the FY 2023 building demolition fund for the total project cost. However, the lowest bid for the demolition of the building alone came in at \$742,580. KUMC requested an additional allocation of \$246,017 from the FY 2024 building demolition money appropriated to the Board of Regents to cover the total cost of the project including the site restoration scope of work that includes an ADA compliant sidewalk, ramp, handrails, and grass sod.

AMEND THE FY 2024 CAPITAL IMPROVEMENT PLAN AND APPROVE REVISED PROGRAM STATEMENT FOR WICHITA BIOMEDICAL CAMPUS (FORMERLY KNOWN AS HEALTH SCIENCE EDUCATION CENTER) – WSU AND KUMC

Authorization was given to Wichita State University and the University of Kansas Medical Center to amend their FY 2024 Capital Improvement Project Plan and revise the project name and clarify the phasing of the Wichita Biomedical Campus (formerly known as the Health Science Education Center) based on current project funding. The project is now being developed in two phases – Phase 1 will consist of an approximately 325,000 gross square foot building with a total project cost of \$205 million. Phase 1 is being funded with a combination of various grants and state funding. Project completion is anticipated for Fall 2026.

ACT ON REQUEST TO RAZE BUILDING - HOUSING MAINTENANCE SHOP - WSU

Wichita State University received approval to raze the Housing Maintenance Shop. Following demolition, the building site will be returned to green space. The total project cost to demolish the building is approximately \$35,000 and will be financed with housing funds.

AMEND FY 2024 CAPITAL IMPROVEMENT PROJECT PLAN AND APPROVE REVISED PROGRAM STATEMENT FOR THE DEMOLITION OF THE NATATORIUM AND GYMNASIUM - KSU

Kansas State University received approval to amend its FY 2024 Capital Improvement Plan to restore the west elevation of Ahearn Field House by realigning the structural plane to match the remaining Ahearn Field House wall. The increased project scope has increased the budget from \$3.4 million to \$5.5 million. Increased costs will be paid with university funds. Demolition is slated to begin in the fall of 2023, with restoration expected to be completed by the summer of 2024. The revised program statement was also approved.

ACT ON REQUEST TO SELL REAL PROPERTY – KSU

Kansas State University received approval to sell 102 acres of property in Riley County near Pillsbury Crossing. Proceeds from the sale will be used to renovate the small animal surgery suite in Mosier Hall.

AMEND FY 2024 CAPITAL IMPROVEMENT PROJECT PLAN AND APPROVE REVISED PROGRAM STATEMENT FOR BICKLE-SCHMIDT ATHLETIC COMPLEX - FHSU

Fort Hays State University received approval to amend its FY 2024 Capital Improvement Plan for the Bickle-Schmidt Athletic Complex. This project was last approved with a revised budget of \$10,000,000 earlier in FY 2024. The new proposed total budget is \$12,000,000. This project is funded by private donations and a \$2,380,161 American Rescue Plan Act (ARPA) grant. The revised program statement was also approved.

AMEND FY 2024 CAPITAL IMPROVEMENT PROJECT PLAN AND APPROVE REVISED PROGRAM STATEMENT FOR THE GROSS COLISEUM HVAC IMPROVEMENTS – FHSU

Fort Hays State University received approval to amend its FY 2024 Capital Improvement Plan for HVAC improvements to Gross Coliseum. The total project cost budget increased from \$7,700,000. to \$11,400,000. The project will be funded with \$5,000,000 from an ARPA grant, \$2,653,000 of FY 2023 State General Fund match dollars from FHSU and \$3,747,000 of the university's share of the Educational Building Fund from FY 2024 and FY 2025. The revised program statement was also approved.

Academic Affairs

ACT ON NEW PROGRAM APPROVALS

Pittsburg State University received approval to offer a DNP in Leadership.

ACT ON A REQUEST FOR A DEGREE AND CERTIFICATE PROGRAM SUBMITTED BY SEWARD COUNTY COMMUNITY COLLEGE

Seward County Community College received approval for a Technical Certificate A in Maintenance Technician (18 credit hours). The college plans to begin the proposed program in the Spring of 2024 and estimates the initial cost of the program at \$100,500 total, including \$100,000 for existing, full-time faculty and \$500 for instructional supplies. Funding will be provided from the institutional budget.

ACT ON A PROMISE ACT PROGRAM SUBMITTED BY SEWARD COUNTY COMMUNITY COLLEGE

Seward County Community College received approval for the following program to be Promise Act eligible:

- Maintenance Technician (46.0401) – falls under the Advanced Manufacturing and Building Trades category specified in legislation. SOC 49-9071 for Maintenance and Repair Workers, General was identified as a High Demand occupation on the 2022 High Demand Occupations list from the Kansas Department of Labor.

ACT ON EXCEL IN CTE FEES FOR A PROGRAM SUBMITTED BY SEWARD COUNTY COMMUNITY COLLEGE

Seward County Community College received approval for the Excel in CTE fees below:

- Seward County Community College: Maintenance Technician total \$385. Fees include \$27 for OSHA exam, \$78 for textbook, and \$280 for Cengage and Solid Professor subscriptions.

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

The following appointments were approved:

Standing Committees

<u>Academic Affairs</u>	<u>Fiscal Affairs and Audit</u>	<u>Governance</u>
Cynthia Lane – Chair	Blake Benson – Chair	Jon Rolph – Chair
Carl Ice	Wint Winter	Carl Ice
Diana Mendoza	Neelima Parasker	Blake Benson
Alysia Johnston	John Dicus	Cynthia Lane

Regents Retirement Plan

Carl Ice – Chair

Board Representatives and Liaisons

Education Commission of the States	Cynthia Lane
Postsecondary Technical Education Authority	Mark Hess Keith Humphrey David Reist Cindy Hoover
Midwest Higher Education Compact (MHEC)	Wint Winter Blake Flanders
Washburn University Board of Regents	John Dicus
Transfer and Articulation Advisory Council	Alysia Johnston
Governor’s Education Council	Diana Mendoza

ACT ON UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER THE WICHITA STATE UNIVERSITY NATIONAL INSTITUTE OF AVIATION RESEARCH (NIAR) RELATED CLASSIFIED INFORMATION TO A SECURITY EXECUTIVE COMMITTEE – WSU

The updated Resolution transferring the Board's authority to exercise management control over certain classified information to a Security Executive Committee at Wichita State University was approved. The Resolution was updated to add the new members of the Board.

(Resolution filed with Official Minutes)

ACT ON UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER SECURITY OF CERTAIN KANSAS STATE UNIVERSITY-RELATED CLASSIFIED INFORMATION TO A SECURITY EXECUTIVE COMMITTEE – KSU

The updated Resolution transferring the Board's authority to exercise management control over certain classified information to a Security Executive Committee at Kansas State University was approved. The Resolution was updated to add the new members of the Board.

(Resolution filed with Official Minutes)

ACT ON 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 over certain classified information to a Security Executive Committee at the University of Kansas was approved. The Resolution was updated to add the new members of the Board.

(Resolution was Filed with Official Minutes)

BREAK

At 4:03 p.m., Chair Rolph called for a break. At 4:15 p.m., the meeting resumed.

Chair Rolph moved to amend the agenda, moving item VII.B, FAFSA Challenge Awards, and VII.D, Conflict of Interest Disclosure Statements, to tomorrow's agenda after item IX.2. The motion was seconded by Regent Benson. The motion carried.

Consideration of Discussion Agenda

Board Goals

BOARD GOALS FOR 2023-2024

President Flanders stated there was feedback on the Board goals from the academic officers which was discussed by the System Council of Presidents. President Linton and President Ruda expressed support of the Board goals. Regent Lane requested clarification on common entrance requirements and the level of involvement the Board would have in identifying certificates. Regent Parasker moved to approve goals allowing President Flanders to make clarifying edits, and Regent Benson seconded. The motion carried.

Goals

1. Strengthen early college programs with an emphasis on financing, common entrance requirements, expansion of concurrent enrollment opportunities, and deployment of College and Career Navigators.
2. Develop a statewide transfer associate degree in nursing to meet workforce demands in the state and facilitate on-time graduation for students. The system will identify at least 60 credit hours that a) complete the requirements for the transfer associate degree at community colleges; and b) transfer and apply toward satisfying the baccalaureate degree course requirements at the six state universities.
3. Enhance the partnership and alignment with the Kansas Department of Commerce in order to grow the state's economy. Institutions will focus on talent pipeline areas that align with the state's areas of growth and recruit and retain faculty with research expertise to support these industries.
4. Incorporate best practices in literacy education into teacher preparation programs. The practices will ensure that graduates are assessed and prepared to leverage the science of reading in teaching methods through intentional and specific course delivery.
5. Identify alternative credentials that are valued by business and industry and determine best practices for delivering these credentials and preparing students for success in the workplace, including an expansion of applied learning opportunities.
6. Conduct a program review utilizing the framework developed and approved in 2023 and make recommendations to optimize program delivery.
7. Continue to monitor implementation of the Student Success Playbooks at state universities.

Follow-up

1. Monitor and optimize reverse program transfer strategies to ensure students acquire credentials that they have earned.

2. Continue development of strategic plan metrics and incorporate newly adopted metrics into the dashboard.
3. Receive follow-up reports from state universities on the student athlete healthcare task force and monitor implementation of recommendations.
4. Receive reports from state universities on the adoption and implementation of their individual faculty workload policies.
5. Receive updates on the delivery of student mental healthcare services at state universities.

Fiscal Affairs & Audit

BOARD'S UNIFIED STATE APPROPRIATION REQUEST

Chair Rolph called for a robust conversation to refine the budget as a part of the annual budget process noting a plethora of good ideas. Elaine Frisbie, Vice President of Finance and Administration, noted some commitments made by the Legislature in FY 2023 that need corrections, such as the state employee pay plan and the restoration of rescinded funds related to ARPA funding for the Wichita Biomedical Campus project. For the current year, she reported the federal government has increased funding for the Adult Education and Family Literacy under the Workforce Innovation and Opportunity Act, therefore the amount appropriated for the state match needs to be increased. In July 2023, the Division of the Budget provided the budget allocation for FY 2025 which includes the base. Anything above the base is included as an enhancement. The items being discussed are the incremental adjustments added to the base allocation. It was noted all items are consistent with the Board's strategic plan. There was extensive discussion on various requests, resulting in eliminating and reducing some items.

Chair Rolph moved to amend the agenda by moving items VII.C.2, Act on Policy Amendment for Capital Project Approval Limits, VII.C.3, Amend the FY 2024 Capital Improvement Plan, and VII.D, Discuss Board Member Conflict of Interest Disclosure Statements, to Thursday September 21, 2023, after agenda item VII.B, Receive the Results of the FAFSA Challenge Awards. He also moved to begin Thursday with continuing agenda item VII.C.1. The motion was seconded by Regent Ice. The motion carried.

Other Matters

ACT ON REVISIONS TO UNIVERSITY MISSION, VISION, AND VALUES STATEMENT - KU

Chancellor Girod requested permission to update the University of Kansas Mission, Vision, and Values and make updates on the KBOR website. The University of Kansas (KU) has multiple campuses throughout the state but is accredited as one University. KU is working to advance a "one university" initiative, to be a more coordinated, strategic, efficient, and innovative university. He noted this work is essential for their HLC Reaffirmation of Accreditation process. Regent Ice moved to approve the proposed revisions, seconded by Regent Lane. The motion carried.

NAME FACILITIES – KU

Chancellor Girod presented two recommendations to name facilities at the University of Kansas located at the Jayhawk Golf Club:

He recommended naming the University of Kansas Golf Facility after Tom and Kathy Wiggans. Tom Wiggans is a distinguished alumnus with a history of leading and starting successful pharmaceutical companies. Kathy Wiggans serves as board chair for Youth on Course, a non-profit organization making golf affordable to youth in over 2,000 golf courses across the U.S. and Canada. In 2021, Tom and Kathy Wiggans made a significant donation to support the KU Golf Practice Facility. This transformative gift completed the funding needs for the facility. In recognition of their incredible generosity and support of the university, Chancellor Girod requested the facility be named the Tom and Kathy Wiggans Golf Facility. Regent Dicus moved to approve, seconded by Regent Winter. The motion carried.

Chancellor Girod recommended naming the University of Kansas Golf Complex the Gary Woodland Golf Complex to honor his success on the PGA Tour and his significant support of KU Golf. He has four PGA Tour wins including the U.S. Open in 2019, and he was a member of the 2019 President's Cup team. He currently is ranked 74th in the Official World Golf Rankings. Woodland has provided tremendous support to the KU Golf Program. This support includes a significant donation to directly support the KU Golf Complex at The Jayhawk Club. Regent Dicus moved to approve, seconded by Regent Winter. The motion carried.

NAME A BUILDING – WSU

President Muma recommended naming Wichita State University's new softball team operations facility to be built at Wilkins Stadium in honor of John and Gail Wadsworth. The Wadsworths have been long time supporters of WSU and Shocker Athletics. They have established endowed scholarships to support athletes. The facility is requested to be named the Wadsworth Softball Team Operations Facility. Chair Rolph moved to approve, and Regent Dicus seconded the motion. The motion carried.

RECESS

Chair Rolph recessed the meeting at 5:45 p.m.

RECONVENE

Chair Rolph reconvened the meeting at 9:46 a.m. on Thursday, September 21, 2023.

MEMBERS PRESENT:

Jon Rolph, Chair
Carl Ice, Vice Chair
Blake Benson
John Dicus
Alysia Johnston
Cynthia Lane
Diana Mendoza
Neelima Parasker
Wint Winter

BOARD’S UNIFIED STATE APPROPRIATION REQUEST

Chair Rolph thanked everyone for the discussion yesterday. Vice President Frisbie reviewed the progress from yesterday. The Board reviewed the items presented by the institutions and in their review agreed upon the items below:

		Board of Regents Request
System	Increase State Investment in Kansas Nursing Initiative	\$2,000,000
	Rural Kansas Education Initiative	\$5,000,000
	College Navigators to Improve Kansas’ College Going Rate	\$1,253,200
	Concurrent Enrollment Diploma Plus Program	\$9,000,000
	Expand Open Educational Resource Opportunities to Additional Students	\$200,000
	Promote and Support FAFSA Completion Events	\$20,000
	State Investment in Micro-Internship Expansion Efforts	\$500,000
All Universities	Need Based Aid for Students – Bring Kansas to Regional States’ Average	\$14,150,000
	Continue Prior Investment in Student Success and Retention	\$9,537,700
	Continue Prior Support of Cybersecurity & IT Infrastructure	\$15,000,000
	Mandatory Utility and Contract Cost Increases – Half of Inflationary Impact	\$7,000,000
	New Regional University Stabilization	\$9,000,000
University-Specific Items	KSU Debt Service for Biosecurity Research Institute	\$2,200,000
	KSU University-Wide Water Institute	\$5,000,000
	KSU Digital Ag/Data Analytics Institute	\$2,000,000
	KSU Salina Campus Central Immersive Training Hub	\$2,000,000
	WSU Expand Student Affordability, Retention, and Workforce Dev’t	\$5,000,000
	ESU Phase Out/Separation Costs	\$5,000,000
	ESU Student Affordability	\$8,100,000
	ESU Student Housing Debt Avoidance	\$4,600,000
	FHSU Professional Workforce Dev’t Ed (alternative credentials - 5 years recurring)	\$750,000
	FHSU Telehealth certification for mental health providers (increase program capacity)	\$250,000
	FHSU Western Kansas Nursing Workforce Development - Operating Portion	\$400,000
	FHSU Assistantships to support local/regional businesses and schools	\$220,000
KBO	KBOR Staff Members for Board’s Strategic Agenda/New Legislative Programs	\$418,000

	KBOR Include Board of Regents Office in State Employee Market Adjustments	TBD
Colleges/Adult	Career Technical Education Capital Outlay State Aid	\$5,000,000
	Apprenticeships, Business/Industry Partnerships	\$14,300,000
	IT/Cybersecurity for Two-Year Colleges	\$6,500,000
	Technical College Operating Grants	\$10,500,000
	Adult Education: Increase State Investment to Meet Demand	\$1,110,000
University Capital Projects	Universities - Continue Prior Investment in Capital Renewal Initiative	\$20,000,000
	Universities - Continue Prior Investment in Facility Demolition	\$10,000,000
	KUMC Construct Cancer Research Facility (\$1:\$1 Match)	\$75,000,000
	KSU Ag Innovation Initiative (\$1:\$1 match)	\$25,000,000
	KSU Vet Med Animal Diagnostic Laboratory – Planning for a new state facility	\$250,000
	PSU American Center for READING Facility Improvements	\$2,000,000
	PSU Science Lab Upgrades (\$1:\$1 Match)	\$5,000,000
	FHSU Western Kansas Nursing Workforce Development - Facility Expansion	\$15,000,000
	Washburn University Manufacturing Training Center	\$3,000,000
Total	\$301,258,900	

BREAK

At 10:25 a.m., Chair Rolph called for a break. At 10:40 a.m., the meeting resumed.

Regent Winter thanked the Board and Universities for working through the budget requests. He left the meeting at 10:45 a.m.

After the break, the Board reviewed final requests. Regent Benson moved to approve the proposed requests, seconded by Regent Dicus. The motion carried.

Governance

BOARD MEMBER CONFLICT OF INTEREST DISCLOSURE STATEMENTS

General Counsel John Yeary presented a summary of the reported items from the Board member Conflict of Interest Disclosure Statements. Board policy requires Regents to report actual or apparent conflicts of interest. The Board determines whether any restrictions should be placed on the reported activities. The following disclosures were made:

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

2. Two Regents have reported service on the *governing* board of a noncontrolled *affiliated corporation* of an *institution* that is *governed* by the Board:
 - Regent Dicus serves as a Trustee, Executive Committee member and Investment Committee member of the KU Endowment Association, a non-controlled affiliated corporation of the University of Kansas.
 - Regent Benson serves as a Member of the Executive Board of the Pittsburg State University Foundation, a non-controlled affiliated corporation of Pittsburg State University.
 - Regent Ice serves as a Trustee of the Kansas State University Foundation Board, a non-governing board of Kansas State University.
3. One Regent has reported service on an *advisory* board of an *institution* that is *governed* by the Board:
 - Regent Dicus serves as a Board member and Executive Committee member of the University of Kansas School of Business Dean’s Advisory Board.
4. Two Regents have reported service on a *non-governing* board of an *affiliated corporation* of an *institution* that is *coordinated* by the Board.
 - Regent Dicus serves as a Trustee of the Washburn University Foundation Board, a non-governing board of the Washburn University Foundation.
5. One Regent has reported service on a *governing* board of an *affiliated corporation* of an *institution* that is *coordinated* by the Board.
 - Regent Johnston serves as a member of Board of Directors and the resident agent for the Institute for the Development of Educational Advancement, a controlled affiliated corporation of Fort Scott Community College “organized to conduct research to support funding opportunities in the pursuit of educational advancement and innovation.”
6. One Regent has reported service on the governing board of an entity created by Governor’s Executive Order and of an organization created to assist an office within the Department of Commerce.
 - Regent Parasker serves as a member of KansasWorks, an advisory board originally created by Executive Order 15-06 to assist in establishing and coordinating workforce programs in the State of Kansas including, but not limited to, the implementation of the Workforce Innovation and Opportunity Act., and the Kansas Apprenticeship Council, created to assist the Apprenticeship Registration Office to actively grow a robust system that supports apprenticeship, stakeholders, sponsors, apprentices and intermediaries.
7. Five Regents reported an interest in an entity that has entered one or more contracts or transactions with one or more *institutions* that are *governed* or *coordinated* by the Board:

- Regent Benson is employed by the Pittsburg Area Chamber of Commerce, which occasionally has business transactions with Pittsburg State University.
- Regent Benson is member of the Board of Directors for the Crawford County Career and Technical Education Center, a stand-alone 501(c)(3) that leases space to Fort Scott Community College for FSCC classes.
- Regent Benson is a graduate student in the Master of Business Administration program at Pittsburg State University.
- Regent Ice has an ownership interest in a radio station (KACY in Arkansas City) that does some advertising for Cowley County Community College. Regent Ice is not involved in the management or operation of this station and thus has no direct involvement in the station's relationship with the College. Regent Ice also has a 1% ownership interest in Rack Coach, a company that has a business relationship with a coach at Johnson County Community College. Regent Ice is not involved in the management or operation of Rack Coach, including its relationship with the College coach.
- Regent Mendoza is a Doctoral Student at Kansas State University.
- Regent Parasker has a 100% ownership interest in SnapIT Solutions, a limited liability company that conducts trainings for which the Board of Regents provides certificates of approval to offer in Kansas.
- Regent Winter has a 2.12% ownership interest in Ad Astra Integrity Measurement Systems, Inc., a cyber security start-up company in which the KU Center for Research also has a less than 10% equity investment. Neither Regent Winter nor KUCR have a controlling interest or position with Ad Astra and currently Ad Astra has no contractual agreements with KU or KUCR.

Regent Lane 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. Regent Lane further moved that the Regents reported in item 7 above shall excuse themselves from participating on behalf of the Board in matters involving or related to the contract or transaction. Regent Mendoza seconded the motion. The motion carried.

POLICY AMENDMENT FOR CAPITAL PROJECT APPROVAL LIMITS

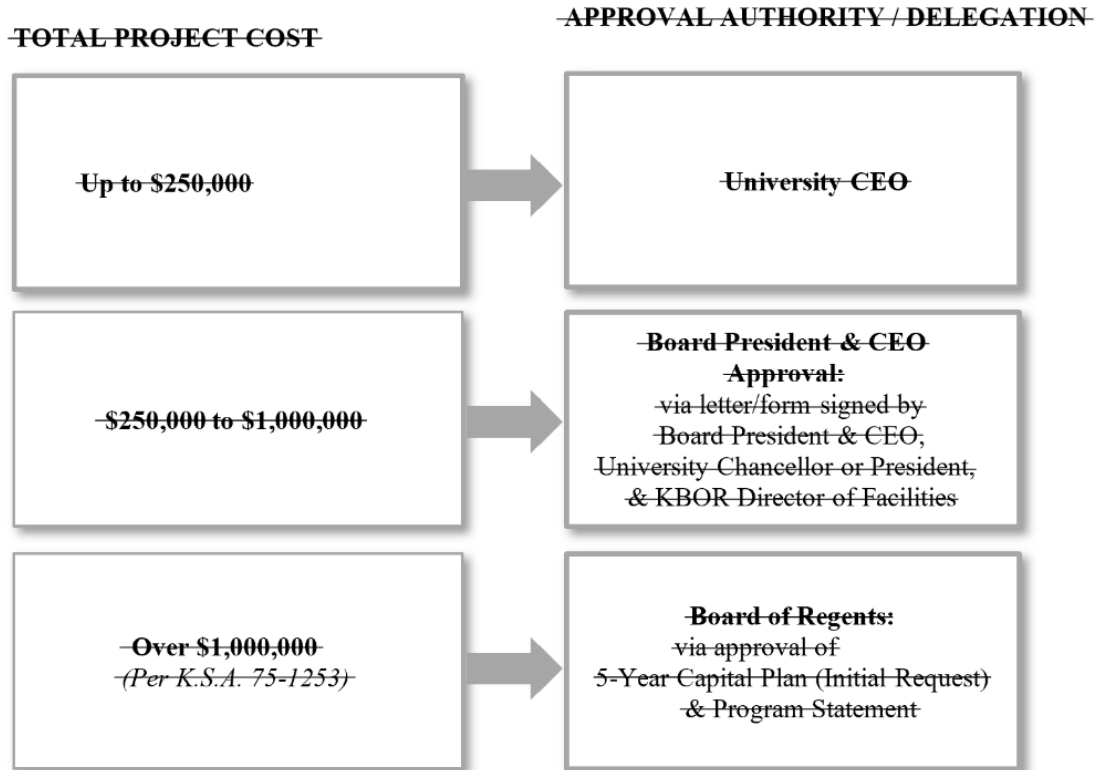
Chad Bristow, Director of Facilities, presented proposed changes to the Board's Capital Project Approval policy. 2023 House Bill 2336 was enacted into law and took effect July 1, 2023, increasing the cost threshold for state building projects at which a negotiating committee must be convened for the selection of architectural, engineering, or land surveying services to \$1.5 million for the construction costs of a project. The proposed policy amendment was reviewed and approved in Fiscal Affairs and Audit. Regent Ice moved to approve the proposed policy amendment. Regent Lane seconded the motion. The motion carried.

The following amendments were adopted:

Chapter II: Governance – State Universities, E. Facilities

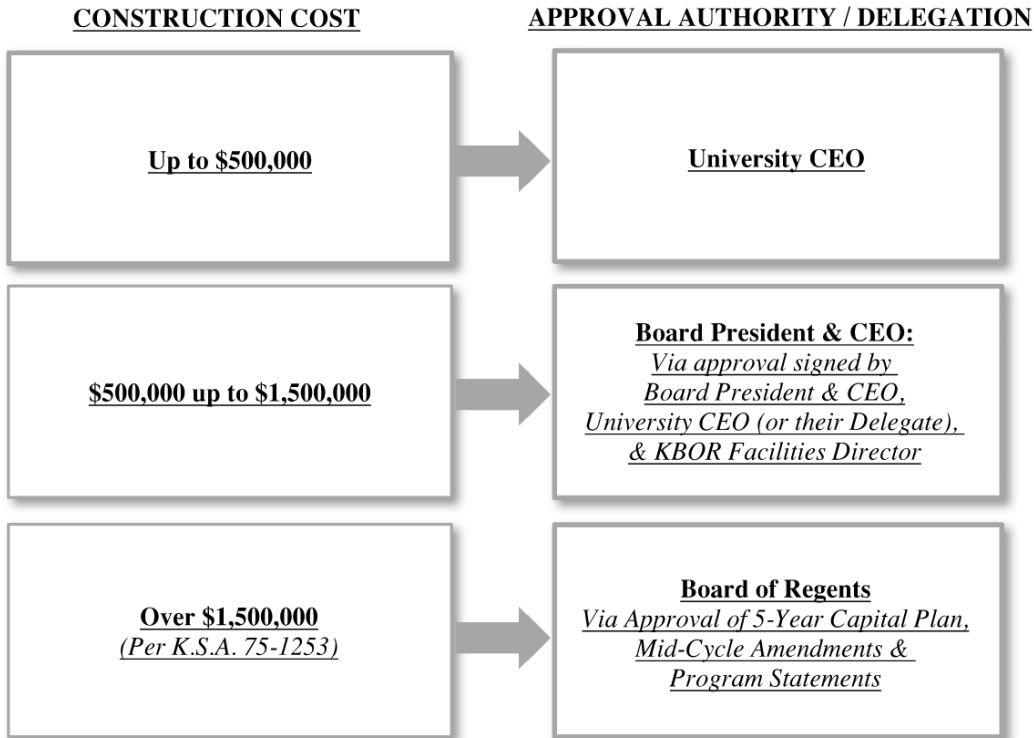
...

2 SUMMARY OF APPROVAL REQUIREMENTS
 a Capital Projects Approval



Notes:

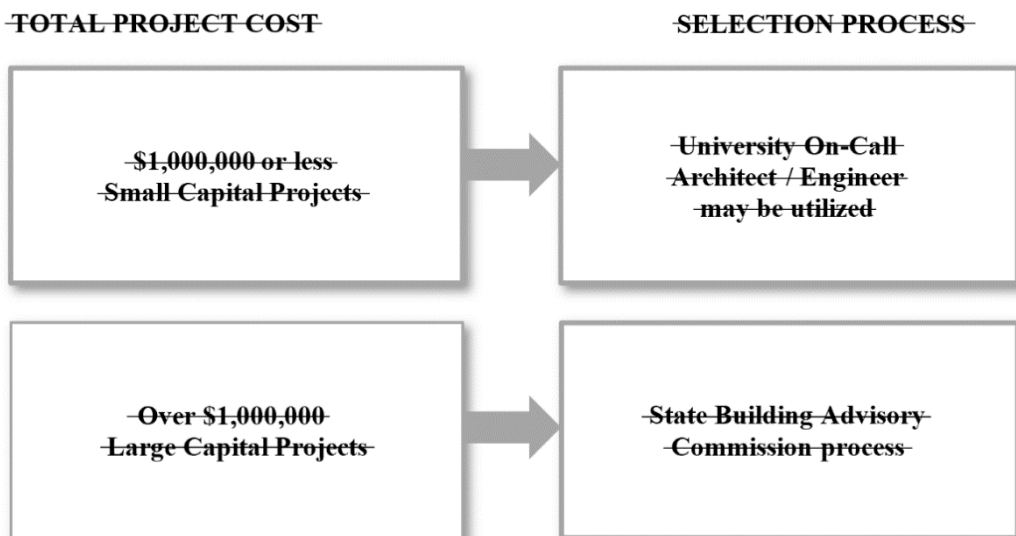
- Approval requirements applicable to all projects with state funding or on state-owned property except for projects done in partnership with private developers which require Board approval, but which are not included in the five-year capital plan.
- Design Development plans must be approved by the Board President and CEO via signed memorandum.
- Joint Committee on State Building Construction (JCSBC) must be advised of all project expenditures.

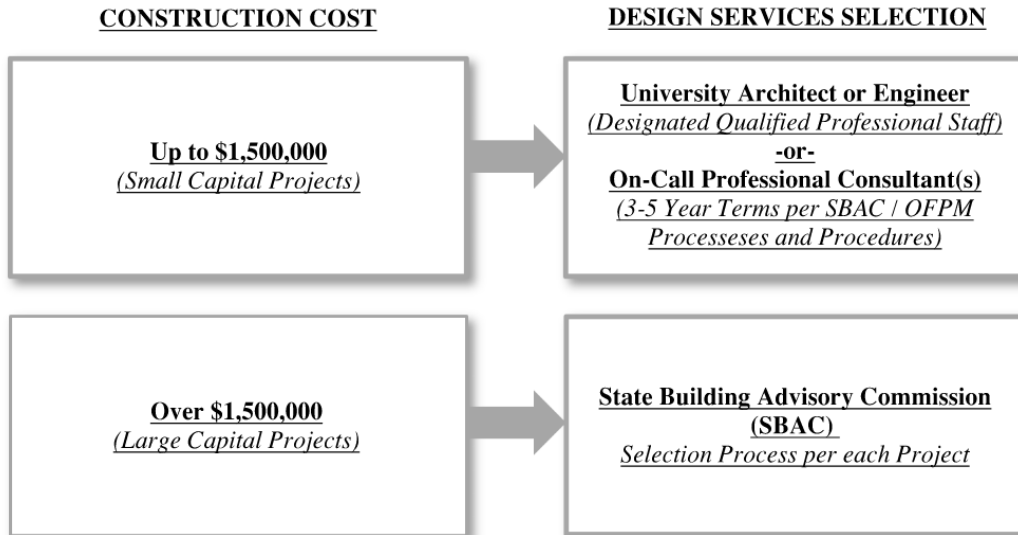


Notes:

- Approval requirements applicable to all projects with state funding or on state-owned property except for projects done in partnership with private developers which require Board approval, but which are not included in the five-year capital plan.
- Design Development plans must be approved by the Board President and CEO via signed memorandum.
- Joint Committee on State Building Construction (JCSBC) must be advised of all project expenditures.

b Architect & Engineer Selection (Projects with State Funding)





3 CAPITAL IMPROVEMENT PROJECTS

a Definitions

i Large capital improvement projects are those ~~which exceed \$1,000,000 in total project costs~~, that are expected to equal or exceed \$1,500,000 in estimated construction costs, regardless of funding source, including: new construction, building additions, major renovation, remodeling or alterations, demolition of structures, annual maintenance, deferred maintenance, rehabilitation and repair, fixed equipment replacement, and utility or infrastructure projects. “Total project costs” include project soft costs. Any large capital improvement project located on state property is governed by the applicable and relevant processes and policies for capital improvements established by the State of Kansas and the Kansas Board of Regents, regardless of funding source.

ii Small (or On-Call) capital improvement projects are those ~~which are \$1,000,000 or less in total project costs~~ that are expected to be less than \$1,500,000 in estimated construction costs, regardless of funding source, including: new construction, building additions, renovation, remodeling or alterations, demolition of structures, annual maintenance, deferred maintenance, rehabilitation and repair, fixed equipment replacement, and utility or infrastructure projects. “Total project costs” include project soft costs. Any small capital improvement project located on state property is governed by the applicable and relevant processes and policies for capital improvements established by the State of Kansas and the Kansas Board of Regents, regardless of funding source.

ii Educational Building Fund (EBF) means the fund created pursuant to K.S.A. 76-6b01 et seq. and funded by the annual mill levy authorized by Article 6, Section 6 of the Kansas Constitution.

b Process

i Large Capital Improvement Projects

- (1) *Initial Request:* Each state university shall submit initial concept requests for authorization of large capital improvement projects (~~exceeding \$1,000,000 in total project cost~~) with the university's five-year capital plan submitted to the Board for consideration on March 1 of each year utilizing the Kansas Division of Budget forms.

...

ii Small Capital Improvement Projects

~~The state universities are authorized by the Board and the Legislature to proceed with projects the total project costs of which are \$1,000,000 or less. Authority to approve projects costing less than \$250,000~~ \$500,000 in construction costs is delegated to the state university chief executive officer. Upon written request of the university's chief executive officer, and with concurrence of the Board's Director of Facilities, the Board President and Chief Executive Officer has the authority to authorize projects with construction costs ~~greater than \$250,000 and less than \$1,000,000~~ that equal or exceed \$500,000 but are less than \$1,500,000. The large capital projects requirements for Licensed Professional Consultants also apply for small capital projects. Large capital project requirements for Program Statement, Design Development Plans, and Maintenance Assessment shall apply to those small capital projects that add new space.

AMEND THE FY 2024 CAPITAL IMPROVEMENT PLAN, APPROVE PROGRAM STATEMENT FOR EMPORIA STATE UNIVERSITY EAST CHILLER PROJECT AND OTHER DEFERRED MAINTENANCE MEASURES, APPROVE CONTRACT WITH ENERGY SERVICES COMPANY AND ACT ON REQUEST TO SEEK LEGISLATIVE BONDING AUTHORITY - ESU

Chad Bristow, Director of Facilities, presented Emporia State University's request to amend its Capital Improvement Plan and accept the program statement for the East Chiller Project and Other Deferred Maintenance Measures. This request also includes approval of a contract with an Energy Services Company and approval to seek financing of approximately \$10.2 million to immediately address multiple deferred maintenance measures, which will also yield energy savings. The total project budget is \$13.36 million. The estimated \$3.16 million cost for the east chiller plant expansion is fully funded by the University's allocations from the Educational Building Fund (EBF), State General Fund (SGF), and SGF capital renewal matching funds. To provide a more immediate source of cash flow for these projects to proceed, ESU is requesting Board approval to seek legislative bonding authority of up to \$10.2 million for the other deferred maintenance measures within this project during the 2024 Legislative Session. Regent Benson moved to approve ESU's request, Regent Ice seconded the motion. The motion carried.

Technical Education Authority

ACT ON DISTRIBUTIONS OF FY 2024 APPROPRIATIONS FOR TECHNICAL EDUCATION (EXCEL IN CAREER TECHNICAL EDUCATION INITIATIVE, AO-K PROVISIO, AND POSTSECONDARY EDUCATION PERFORMANCE-BASED INCENTIVES FUNDS)

Vice President Frisbie reported the FY 2024 requested approval of distributions for technical and community colleges’ state aid for Excel in CTE, Accelerating Opportunity: Kansas (AO-K), and Postsecondary Education Performance-Based Incentives Fund (GED Accelerator). Amounts are based on 2023 enrollments. She noted staff went through enrollments for eligible students and calculated amounts in accordance with the statute. Regent Ice moved to approve, seconded by Regent Mendoza. The motion carried. The following distributions were approved:

Excel in Career Technical Education

Institution	FY 2024 Allocation
Allen County Community College	\$ 831,931
Barton County Community College	444,147
Butler Community College	752,474
Cloud County Community College	605,672
Coffeyville Community College	1,315,167
Colby Community College	243,937
Cowley County Community College	1,281,385
Dodge City Community College	952,921
Flint Hills Technical College	2,972,265
Fort Scott Community College	1,121,034
Garden City Community College	767,273
Highland Community College	2,226,948
Hutchinson Community College	2,808,890
Independence Community College	139,605
Johnson County Community College	2,151,530
Kansas City Kansas Community College	3,464,011
Labette Community College	550,148
Manhattan Area Technical College	942,541
Neosho County Community College	1,842,795
North Central Kansas Technical College	606,927
Northwest Kansas Technical College	685,233
Pratt Community College	588,796
Salina Area Technical College	1,250,278
Seward County Community College	930,372
Washburn University Institute of Technology	5,202,080
Wichita State University Campus of Applied Sciences and Technology	7,810,411
Total	\$42,488,771

Accelerating Opportunity: Kansas

Institution	FY 2024 Allocation
Allen County Community College	\$ --
Barton County Community College	99,072
Butler Community College	35,703
Cloud County Community College	--
Coffeyville Community College	--
Colby Community College	64,877
Cowley County Community College	7,942
Dodge City Community College	--
Flint Hills Technical College	--
Fort Scott Community College	1,780
Garden City Community College	22,712
Highland Community College	31,417
Hutchinson Community College	11,234
Independence Community College	--
Johnson County Community College	23,044
Kansas City Kansas Community College	32,719
Labette Community College	--
Manhattan Area Technical College	--
Neosho County Community College	--
North Central Kansas Technical College	--
Northwest Kansas Technical College	--
Pratt Community College	--
Salina Area Technical College	15,035
Seward County Community College	19,488
Washburn University Institute of Technology	111,740
Wichita State University Campus of Applied Sciences and Technology	218,298
Total	\$695,061

Postsecondary Education Performance-Based Incentives Fund – GED Accelerator

Institution	FY 2024 Calculations	FY 2024 Pro-Rated Allocation
Allen County Community College	\$ --	\$ --
Barton County Community College	24,720	18,442
Butler Community College	2,030	1,514
Cloud County Community College	--	--
Coffeyville Community College	--	--
Colby Community College	9,520	7,102
Cowley County Community College	--	--
Dodge City Community College	--	--
Flint Hills Technical College	--	--
Fort Scott Community College	--	--
Garden City Community College	10,380	7,774
Highland Community College	2,010	1,500
Hutchinson Community College	4,680	3,491
Independence Community College	--	--
Johnson County Community College	9,870	7,363
Kansas City Kansas Community College	--	--
Labette Community College	--	--
Manhattan Area Technical College	--	--
Neosho County Community College	--	--
North Central Kansas Technical College	--	--
Northwest Kansas Technical College	--	--
Pratt Community College	--	--
Salina Area Technical College	8,520	6,356
Seward County Community College	1,170	873
Washburn University Institute of Technology	8,020	5,983
Wichita State University Campus of Applied Sciences and Technology	2,010	1,500
Total	\$82,930	\$61,868

Reports from the community and technical colleges, postsecondary Technical Education Authority information and goals for AY 2024, and FAFSA Challenge Awards will be tabled to the November meeting. There may be a special meeting scheduled for the executive session. The Board recognized Chair Rolph for his leadership.

ADJOURNMENT

Chair Rolph called the meeting adjourned at 11:28 a.m.

Blake Flanders, President and CEO

Jon Rolph, Chair